

# CERTIFICATION OF NOTICE TO MINERAL ESTATE OWNERS

All applicants are advised that Colorado Revised Statutes Title 24, Article 65.5 requires that applicants for development of property give written notice to owners of mineral estates for the property. One portion of the statute provides:

CRS 24-65.5-103 (1) Not less than thirty (30) days before the date scheduled for the initial public hearing by a local government on an application for development, the applicant shall send notice, by certified mail, return receipt requested, or by a nationally recognized overnight courier, to:

- (a) (I) A mineral estate owner who either:
  - (A) Is identified as a mineral estate owner in the county tax assessor's records, if those records are searchable by parcel number or by section, township, and range numbers or other legally sufficient description; or
  - (B) Has filed in the office of the county clerk and recorder in which the real property is located a request for notification in the form specified in subsection (3) of Section 24-65.5-103.
- (II) Such notice shall contain the time and place of the initial public hearing, the nature of the hearing, the location and legal description by section, township, and range of the property that is the subject of the hearing, and the name of the applicant.
- (b) The local government considering the application for development. Such notice shall contain the name and address of the mineral estate owners to whom notices were sent in accordance with paragraph (a) of subsection 24-65.5-103(1).

The applicant shall identify the mineral estate owners entitled to notice pursuant to Section 24-65.5-103 by examining the records of the Teller County Assessor and the Teller County Clerk and Recorder in Cripple Creek, Colorado, including the appropriate request for notification pursuant to subsection (3) of Section 24-65.5-103. Notice shall be sent to the last-known address of the mineral estate owners as shown by such records. If the records do not identify any mineral estate owners, including their addresses of record, the applicant shall be deemed to have acted in good faith and shall not be subject to further obligations under Article 65.5.

You are required to complete the following certification and submit it to the Planning Department no later than fourteen (14) days prior to the initial hearing at which the application will be considered.

I, \_\_\_\_\_, certify that I have contacted the County Offices of the Assessor and Clerk and Recorder and have completed the following action in accordance with the provisions of CRS 24-65.5-103:

(Please check one)

\_\_\_\_\_ There are no mineral estate owners identified in the records of the Teller County Assessor, nor any requests for notification filed in the office of the Teller County Clerk and Recorder, and therefore, no further action or notice is necessary under Article 65.5.

\_\_\_\_\_ Mineral estate owners have been identified. Notices in accordance with Colorado Revised Statutes Section 24-65.5-103 have been sent by certified mail, return receipt requested, or by a nationally recognized overnight courier, sent on \_\_\_\_\_.

\*\*Attached hereto is a list of the names and addresses of all mineral estate owners notified.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date