

Peck

"H"

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29 ISO - 34/

SENATE FILE 113,SENATE FILE 113

Title: AN ACT to amend W.S. 30-1-101, 30-1-103(a) introductory paragraph and (iii), 30-1-109 and 30-1-125; and to repeal W.S. 30-1-103(a)(i), 30-1-106 and 30-1-107 relating to recording of mining claims; requiring the locator's address, certain bearings and distances and a description of the claim as required by federal law for a location certificate; repealing provisions for discovery shafts, open cuts, cross cut tunnels or drill holes; specifying requirements of a claim description; specifying requirements for filing of maps of claims and the map contents; specifying the number of monuments to mark a claim and defining monuments; requiring notice to be posted at a corner; allowing 600 feet wide claims; and providing for an effective date.

Introduced by:

Ray Peck

| DATE | ACTION | DATE | ACTION |
|-------------|---|------------|---|
| 1/15/79 | INTRODUCED | FEB 8 1979 | CONSIDERED IN COM. OF WHOLE |
| | READ FIRST TIME | | Standing Com. Amendment SF113 HSI/ACC |
| | REFERRED TO COM. NO. <u>9</u> | | ADOPTED |
| | DELIVERED TO LSO FOR PRINTING | | Com. of Whole Amendment SF113 HW1/A |
| | DELIVERED TO COM. NO. <u>9</u> | | ADOPTED |
| | | | RECOMMENDED DO PASS |
| 1/17/79 | STANDING COMM. REPORT | FEB 8 1979 | READ SECOND TIME |
| | DO PASS | FEB 8 1979 | READ THIRD TIME |
| 1/18/79 | CONSIDERED IN COM. OF WHOLE | | Amended as follows SF113 H31/A |
| | DO PASS | | ADOPTED |
| 1/19/79 | READ SECOND TIME | | PASSED |
| 1/26/79 | READ THIRD TIME | | Amended as follows SF113 H31/A |
| | PASSED | | Sent to Senate |
| | AYES <u>28</u> NOES <u>1</u> EXCUSED <u>1</u> ABSENT <u>0</u> | 2-24-79 | Referred Amended |
| | SENT TO HOUSE | | Senate did not concur on House Amendments |
| | | | 21 aye, 2 no, 5 exc, 1 ab. |
| | | | Joint Conf. Comm. is appointed |
| | | | H.R. pending House and Senate Report |
| JAN 22 1979 | READ FIRST TIME | | S: DIG/SF113 |
| | REFERRED TO COM. NO. <u>9</u> | | |
| | DELIVERED TO COM. NO. <u>9</u> | | |
| FEB 1 1979 | RETURNED | | |
| | Recommended Amend and Do Pass <i>80% H.</i> | | |
| | PLACED ON GENERAL FILE | | |
| | | | |
| | | | |
| | | | |

CONTINUED ON BACK

SF 113 Cancer Date 2/22/79

Roll Call of the Senate
of the FORTY-FIFTH LEGISLATURE
of Wyoming

| | Excused | Absent | Ayes | Noes |
|-----------------------|---------|--------|------|------|
| 31 ARNEY | | | ✓ | |
| 30 BOYLE | | | ✓ | |
| 29 BUSSART | | | ✓ | |
| 28 CHRISTENSEN | ✓ | | ✓ | |
| 27 CUNDALL | | | ✓ | |
| 26 DAILY | ✓ | | | |
| 25 DOWNING | | | ✓ | |
| 24 FRISBY | | | ✓ | |
| 23 GEIS | | | ✓ | |
| 22 MAJHANOVICH | | | | ✓ |
| 21 MCDANIEL | | | ✓ | |
| 20 MOORE | | | ✓ | |
| 19 MURRAY | | | ✓ | |
| 18 NICHOLAS | | | ✓ | |
| 17 NICHOLS | | | ✓ | |
| 16 NORRIS | | | | ✓ |
| 15 NORTHRUP | | | ✓ | |
| 14 NOVOTNY | | | ✓ | |
| 13 PARKS | | | ✓ | |
| 12 PECK | | | ✓ | |
| 11 PROFFIT | | | ✓ | |
| 10 RECTOR | ✓ | | | |
| 9 SADLER | | | | ✓ |
| 8 SEDAR | ✓ | | | |
| 7 STAFFORD | | | | |
| 6 STROOCK | | | ✓ | |
| 5 TAGGART | | ✓ | | |
| 4 TRUE | ✓ | | | |
| 3 TURNER | ✓ | | | |
| 2 ZIMMER | | | ✓ | |
| 1 MR. PRESIDENT | | | ✓ | |

PRESENT _____

| | |
|---------|-----------|
| AYES | <u>21</u> |
| NOES | <u>3</u> |
| EXCUSED | <u>5</u> |
| ABSENT | <u>1</u> |

211 3rd Date 1/20/79

Roll Call of the Senate

of the FORTY-FIFTH LEGISLATURE

of Wyoming

| | Excused | Absent | Ayes | Noes |
|-----------------|---------|--------|------|------|
| 31 ARNEY | | | ✓ | |
| 30 BOYLE | | | ✓ | |
| 29 BUSSART | | | ✓ | |
| 28 CHRISTENSEN | | | ✓ | |
| 27 CUNDALL | | | ✓ | |
| 26 DAILY | | | | |
| 25 DOWNING | | | ✓ | |
| 24 FRISBY | | | ✓ | |
| 23 GEIS | | | ✓ | |
| 22 MAJHANOVICH | | | ✓ | |
| 21 MCDANIEL | | | ✓ | |
| 20 MOORE | | | ✓ | |
| 19 MURRAY | | | ✓ | |
| 18 NICHOLAS | | | ✓ | |
| 17 NICHOLS | | | ✓ | |
| 16 NORRIS | | | ✓ | |
| 15 NORTHRUP | | | ✓ | |
| 14 NOVOTNY | | | ✓ | |
| 13 PARKS | | | ✓ | |
| 12 PECK | | | ✓ | |
| 11 PROFFIT | | | ✓ | |
| 10 RECTOR | | | ✓ | |
| 9 SADLER | | | ✓ | |
| 8 SEDAR | | | ✓ | |
| 7 STAFFORD | | | | |
| 6 STROOCK | | | ✓ | |
| 5 TAGGART | | | ✓ | |
| 4 TRUE | | | ✓ | |
| 3 TURNER | | | ✓ | |
| 2 ZIMMER | | | ✓ | |
| 1 MR. PRESIDENT | | | | ✓ |

PRESENT _____

AYES _____

NOES _____

EXCUSED _____

ABSENT _____

SG 113Thurs GradingDate 2/22/79

Roll Call of the House

of the FORTY-FIFTH LEGISLATURE
of Wyoming

| | Ayes | Noes | Excused | Absent | | Ayes | Noes | Excused | Absent |
|-----------------------|------|------|---------|--------|---|------|------|---------|--------|
| 63 ARNOLD | ✓ | | | | 28 O'NEIL | ✓ | | | |
| 62 ASAY | ✓ | | | | 27 ORRISON | ✓ | | | |
| 61 BRAGG | ✓ | | | | 26 PERRY | ✓ | | | |
| 60 BRYANT | ✓ | | | | 25 PHELAN | ✓ | | | |
| 59 BURNETT | ✓ | | | | 24 PROSSER | ✓ | | | |
| 58 CHAMBERLAIN | ✓ | | | | 23 ROTH | ✓ | ✓ | | |
| 57 CROSS | ✓ | | | | 22 SALISBURY | ✓ | ✓ | | |
| 56 CROWLEY | ✓ | | | | 21 SANDERS | ✓ | ✓ | | |
| 55 CURRY | ✓ | | | | 20 SCHWOPE | ✓ | ✓ | | |
| 54 DONLEY <i>Conf</i> | ✓ | | | | 19 C. SCOTT | ✓ | ✓ | | |
| 53 DUSL | ✓ | | | | 18 D. SCOTT | ✓ | ✓ | | |
| 52 EDWARDS | ✓ | | | | 17 SHREVE | ✓ | ✓ | | |
| 51 ESKENS | ✓ | | | | 16 SIDI | ✓ | ✓ | | |
| 50 GARBER | ✓ | | | | 15 SIMONS | ✓ | ✓ | | |
| 49 GETTER | ✓ | | | | 14 SMITH | ✓ | ✓ | | |
| 48 GROPP | ✓ | | | | 13 SPICER | ✓ | ✓ | | |
| 47 HANSEN | ✓ | | | | 12 STAUFFER | ✓ | ✓ | | |
| 46 HEMMERT | ✓ | | | | 11 STRAND | ✓ | ✓ | | |
| 45 HUNTER | ✓ | | | | 10 TARTER | ✓ | ✓ | | |
| 44 HURSH | ✓ | ✓ | | | 9 THORSON | ✓ | ✓ | | |
| 43 JENNINGS | ✓ | | | | 8 TROWBRIDGE | ✓ | ✓ | | |
| 42 JENSEN | ✓ | | | | 7 TUGMAN | ✓ | ✓ | | |
| 41 JONES | ✓ | | | | 6 URBIGKIT | ✓ | ✓ | | |
| 40 KINNISON | ✓ | | | | 5 VINICH | ✓ | ✓ | | |
| 39 LARSON | ✓ | ✓ | | | 4 WIEDERSPAHN | ✓ | ✓ | | |
| 38 LUMMIS | ✓ | | | | 3 WILKINS | ✓ | ✓ | | |
| 37 MacMILLAN | ✓ | | | | 2 WINNINGER | ✓ | ✓ | | |
| 36 MARTON | ✓ | | | | 1 MR. SPEAKER | ✓ | ✓ | | |
| 35 McILVAIN | ✓ | | | | PRESENT _____ AYES <u>52</u> NOES <u>10</u> EXCUSED _____ ABSENT _____ TOTAL <u>62</u> LESS _____ | | | | |
| 34 McMILLAN | ✓ | | | | | | | | |
| 33 MEENAN | ✓ | ✓ | | | | | | | |
| 32 MICHELI | ✓ | | | | | | | | |
| 31 MICHIE | ✓ | | | | | | | | |
| 30 MORTON | ✓ | | | | | | | | |
| 29 MURPHY | ✓ | ✓ | | | | | | | |

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

SF 113 HSI/

Cheyenne, February , 1979

Mr. Speaker:

Your Committee No. 9 on Mines, Minerals and Industrial Development to whom was referred S.F. No. 113 - Recording mining claims, respectfully reports same back to the House with the recommendation that it DO PASS with the following amendments:

Page 1, line 12 - Delete "a" insert "discovery point" .

line 13 - Delete "corner" .

Page 3, line 1 - After "^{known}semicolon(,)" insert ^{a comma} ", THE TOTAL LENGTH OF NOT TO EXCEED FIFTEEN HUNDRED (1,500) FEET," .

line 3 - After "^{discovery}semicolon(,)" insert ^{a comma} ", THE TOTAL WIDTH OF CLAIM NOT TO EXCEED SIX HUNDRED (600) FEET," .

After line 16 insert:

"(vii) AN AFFIDAVIT OR SWORN STATEMENT OF THE DISCOVERER, LOCATION, OWNER OR HIS OR THEIR AGENTS STATING THE DATE OF DISCOVERY WORK, THE NATURE THEREOF, THE PERSON OR PERSONS BY WHOM PERFORMED, THE LOCATION OF SUCH DISCOVERY WORK WITHIN THE CLAIM, THE MINERAL DISCOVERED, AND THE NATURE OF THE MINERAL DISCOVERED. " .

Page 3, line 17 - Delete "(vii)" insert "(viii)" .

Page 4, After line 19 insert:

"(ii) By posting at the point of discovery, on the surface, a plain sign or notice, containing the name of the lode or claim, THE MINERAL OR MINERALS DISCOVERED, the name of the discoverer and locator, and the date of such discovery; " .

Page 5, line 3 - After "NAME" insert "AND NUMBER" .

line 9 - After "GROUND" delete "ONE (1) FOOT" .

line 18 - After "METAL" insert "OR PLASTIC" .

line 20 - After "GROUND" delete "ONE (1) FOOT" .

Page 7, After line 11 insert: *add - 'FEET.' and it*

"A LOSE CLAIM SHALL NOT EXCEED THREE HUNDRED (300) FEET
ON EACH SIDE OF THE POINT OF DISCOVERY, THE POINT OF DISCOVERY
BEING APPROXIMATELY ALWAYS EQUALLY DISTANT FROM THE SIDE LINES
OF THE CLAIM."

AYES

Arnold
Hunter
Micheli
Murphy
Prosser
Strand
Thorsen
McMillan

NOES

EXCUSED

Getter

Bruce McMillan
BRUCE McMILLAN, Chairman

House of Intro
To Com No. _____
Stand Report Do Amd Not
Com Whole Do Amd Not
2nd Reading Amd
3rd Reading Amd Pass Fail

Second House
To Com No. _____
Stand Report Do Amd Not
Com Whole Do Amd Not
2nd Reading Amd
3rd Reading Amd Pass Fail

1979

STATE OF WYOMING

79LSO-341.01

SENATE FILE NO. 113

Recording mining claims.

Sponsored by: Senator PECK



A BILL

for

1 AN ACT to amend W.S. 30-1-101, 30-1-103(a) introductory
2 paragraph and (iii), 30-1-109 and 30-1-125; and to repeal
3 W.S. 30-1-103(a)(i), 30-1-106 and 30-1-107 relating to
4 recording of mining claims; requiring the locator's
5 address, certain bearings and distances and a description
6 of the claim as required by federal law for a location
7 certificate; repealing provisions for discovery shafts,
8 open cuts, cross cut tunnels or drill holes; specifying
9 requirements of a claim description; specifying require-
10 ments for filing of maps of claims and the map contents;
11 specifying the number of monuments to mark a claim and
12 defining monuments; requiring notice to be posted at a
13 corner; allowing 600 feet wide claims; and providing for

1 an effective date.

2 Be It Enacted by the Legislature of the State of Wyoming:

3 Section 1. W.S. 30-1-101, 30-1-103(a) introductory
4 paragraph and (iii), 30-1-109 and 30-1-125 are amended to
5 read:

6 30-1-101. Recording mining claims required; requi-
7 sites of certificate.

8 (a) A discoverer of any mineral lead, lode, ledge,
9 or vein, ~~shall~~, within sixty (60) days from the date of
10 discovery, ~~cause--such~~ SHALL RECORD THE claim ~~to--be~~
11 ~~recorded~~ in the office of the county clerk ~~and--ex--office~~
12 ~~register--of--deeds~~ of the county within which ~~such~~ THE
13 claim ~~may--exist~~ EXISTS, by a location certificate which
14 shall STATE AND contain the following: ~~facts.~~

15 (i) The name of the lode claim;

16 (ii) The name ~~or--names~~ AND MAILING ADDRESS of
17 the EACH locator; ~~or--locators.~~

18 (iii) The date of location;

19 (iv) The length of the claim along the vein
20 measured each way from the center of the POINT OF discov-
21 ery, ~~shaft~~, and the general course of the vein as far as

1 it is known;

2 (v) The amount of surface ground claimed on
3 either side of the center of the POINT OF discovery; ~~shaft~~
4 ~~or-discovery-workings,~~

5 (vi) A description of the claim by such descrip-
6 tion of natural or fixed object, or if upon ground sur-
7 veyed by the United States system of land survey, by
8 reference to section or quarter section corners, as shall
9 identify the claim beyond question. THE CLAIM DESCRIPTION
10 SHALL RECITE THE APPROXIMATE LOCATION OF ALL OR ANY PART
11 OF THE CLAIM WITHIN A ONE HUNDRED SIXTY (160) ACRE QUARTER
12 SECTION OF A SECTION OR SECTIONS INCLUDING THE TOWNSHIP,
13 RANGE, MERIDIAN AND STATE OBTAINED FROM AN OFFICIAL SURVEY
14 PLAT OR OTHER U. S. GOVERNMENT MAP SHOWING EITHER THE SUR-
15 VEYED OR PROTRACTED U.S. GOVERNMENT GRID, WHICHEVER IS
16 APPLICABLE.

17 (vii) A SWORN AFFIDAVIT OF THE LOCATOR OR HIS
18 AGENT STATING THE DATE ON WHICH MONUMENTS AND NOTICES WERE
19 ERECTED AND PLACED AS REQUIRED BY LAW. THE DATE SHALL BE
20 ON OR AFTER THE DATE OF LOCATION AND BEFORE THE DATE THE
21 LOCATION CERTIFICATE IS FILED.

22 (b) A DISCOVERER OF ANY MINERAL LEAD, LODGE, LEDGE,
23 OR VEIN, WITHIN SIXTY (60) DAYS FROM THE DATE OF DISCOV-

1 ERY, SHALL RECORD IN THE OFFICE OF THE COUNTY CLERK OF THE
2 COUNTY IN WHICH THE CLAIM EXISTS A MAP OF THE CLAIM WITH A
3 SCALE OF NOT LESS THAN ONE (1) INCH EQUAL TO TWO THOUSAND
4 (2,000) FEET SHOWING THE SURVEY OR PROTRACTION GRIDS ON
5 WHICH THERE WILL BE DEPICTED THE LOCATION OF THE CLAIM AND
6 POINT OF DISCOVERY. CONTIGUOUS CLAIMS AND GROUPS OF
7 CLAIMS IN THE SAME GENERAL AREA MAY BE DEPICTED ON THIS
8 SINGLE MAP SO LONG AS THE INDIVIDUAL CLAIMS AND DISCOVERY
9 POINTS ARE CLEARLY IDENTIFIED. THE MAP SHALL CONTAIN A
10 LISTING OF THE NAME OR NAMES OF THE LODE CLAIM OR CLAIMS,
11 THE NAME AND MAILING ADDRESS OF THE LOCATOR, AND THE DATE
12 OF LOCATION.

13 30-1-103. Prerequisites to filing location certif-
14 icates.

15 (a) Before the filing of a location certificate in
16 the office of the county clerk ~~and-ex-officio-register--of~~
17 ~~deeds,~~ the discoverer ~~of-any-lode,-vein-or-fissure~~ shall
18 designate the location ~~thereof-as--follows~~ OF ANY LODE,
19 VEIN OR FISSURE BY:

20 (iii) By Marking the surface boundaries of the
21 ~~claim,-which-shall-be-marked-by-six-(6)~~ WITH FOUR (4) sub-
22 stantial monuments, ~~of-stone-or-pests,-hewed-or-marked-on~~
23 ~~the-side-or-sides,-which-face-is--toward--the--claim,-and~~

1 ~~sunk-in-the-ground,~~ one (1) at each corner, ~~and-one-(1)-at~~
2 ~~the--center--of--each-side-line,-and-when-thus-marking-the~~
3 ~~boundaries-of-a-claim,~~ MARKED WITH THE NAME OF THE CLAIM
4 AND THE DESIGNATION OF THE CORNER BY NUMBER AND CARDINAL
5 POINT;

6 (A) THE MONUMENT MAY BE:

7 (I) A WOODEN POST AT LEAST THREE
8 (3) INCHES SQUARE OR THREE (3) INCHES IN DIAMETER AND FOUR
9 (4) FEET LONG SET IN THE GROUND ONE (1) FOOT OR SURROUNDED
10 BY A MOUNT OF STONE OR EARTH TWO (2) FEET HIGH AND TWO (2)
11 FEET IN DIAMETER OR SECURED TO A ROD OF REBAR METAL AT
12 LEAST ONE (1) FOOT LONG WHICH MAY BE DRIVEN INTO THE
13 GROUND TO SUPPORT THE MONUMENT;

14 (II) A TREE AT LEAST FOUR (4)
15 INCHES IN DIAMETER AND BLAZED ON FOUR (4) SIDES;

16 (III) A PILE OF STONE AT LEAST
17 THIRTY (30) INCHES HIGH; OR

18 (IV) A METAL POST AT LEAST TWO (2)
19 INCHES IN DIAMETER AND FOUR (4) FEET LONG SET IN THE
20 GROUND ONE (1) FOOT OR SURROUNDED BY A MOUND OF STONE OR
21 EARTH TWO (2) FEET HIGH AND TWO (2) FEET IN DIAMETER.

1 (B) ~~If any one (1) or more of such posts~~
2 ~~or monuments of stone shall fall, by necessity, upon~~
3 ~~precipitous ground, when the proper~~ placing of ~~it~~ A MONU-
4 MENT AT A CORNER OF THE CLAIM is impracticable or danger-
5 ~~ous to life or limb, it shall be lawful to place any such~~
6 ~~post of~~ THE monument ~~of stone~~ MAY BE PLACED at the nearest
7 PRACTICABLE point ~~properly~~ AND marked to designate its
8 right place; ~~provided, that~~

9 (C) No right to ~~such~~ A lode or claim or
10 its possession or enjoyment, shall be given to any person
11 ~~or persons, unless such~~ THE person ~~or persons shall dis-~~
12 ~~cover~~ DISCOVERS in ~~said~~ THE claim mineral bearing rock in
13 place.

14 30-1-109. Relocation of abandoned claims. Any AN
15 abandoned lode, vein or strata claim may be relocated, and
16 ~~such~~ Relocation shall be perfected by ~~sinking a new~~
17 ~~discovery shaft and by~~ fixing new boundaries ~~in the same~~
18 ~~manner as provided for the location of a new claim, or the~~
19 ~~relocator may sink the original discovery shaft ten (10)~~
20 ~~feet deeper than it was at the time of its abandonment,~~
21 ~~and erect new, or adopt~~ ADOPTING the old boundaries, AND
22 renewing the ~~posts of~~ monuments ~~of stone~~ if removed or
23 destroyed. ~~In either event, A~~ new location stake NOTICE
24 shall be ~~fixed~~ POSTED AT THE POINT OF DISCOVERY OF THE

1 CLAIM. The location certificate of an abandoned claim may
2 state that the whole or any part of the new location is
3 located as an abandoned claim.

4 30-1-125. Width of lode claim. ~~The-width-of-any A~~
5 ~~lode claim located-within-Wyoming shall not exceed--three~~
6 ~~BE WIDER THAN SIX hundred {300} (600) feet. on-each-side~~
7 ~~of-the-discovery-shaft,-the-discovery-shaft--being--always~~
8 ~~equally-distant-from-the-side-lines-of-the-claims--Nor-can~~
9 ~~any NO mining district SHALL limit the-location A CLAIM to~~
10 ~~a width of less than one--hundred-fifty-{150}-feet-on~~
11 ~~either-side-of-the-discovery-shaft SIX HUNDRED (600) FEET.~~

12 Section 2. W.S. 30-1-103(a)(i), 30-1-106 and
13 30-1-107 are repealed.

14 Section 3. This act is effective May 25, 1979.

15 (END)

FISCAL NOTEAnticipated REVENUE to:

Fiscal Year 19

Fiscal Year 19

TOTAL ESTIMATED REVENUE

Anticipated COST to:

Fiscal Year 19

Fiscal Year 19

TOTAL ESTIMATED COST

1. The implementation of this measure may require some additional administrative expenses.
2. There is no apparent personnel impact.

3
SF113HSL/A CORRECTED COPY

Page 1-line 12 Delete "a" insert "discovery point".

Page 1-line 13 Delete "corner".

Page 3-line 1 After "known" insert a comma ", THE TOTAL LENGTH OF CLAIM NOT TO EXCEED FIFTEEN HUNDRED (1,500) FEET".

Page 3-line 3 After "discovery" insert a comma ", THE TOTAL WIDTH OF CLAIM NOT TO EXCEED SIX HUNDRED (600) FEET".

Page 3-after line 16 Insert:

"(vii) AN AFFIDAVIT OR SWORN STATEMENT OF THE DISCOVERER, LOCATION, OWNER OR HIS OR THEIR AGENTS STATING THE DATE OF DISCOVERY WORK, THE NATURE THEREOF, THE PERSON OR PERSONS BY WHOM PERFORMED, THE LOCATION OF SUCH DISCOVERY WORK WITHIN THE CLAIM, THE MINERAL DISCOVERED, AND THE NATURE OF THE MINERAL DISCOVERED."

Page 3-line 17 Delete "(vii)" insert "(viii)".

Page 4-after line 19 Insert:

"(ii) By posting at the point of discovery, on the surface, a plain sign or notice, containing the name of the lode or claim, THE MINERAL OR MINERALS DISCOVERED, the name of the discoverer and locator, and the date of such discovery;"

Page 5-line 3 After "NAME" insert "AND NUMBER".

Page 5-line 9 After "GROUND" delete "ONE (1) FOOT".

Page 5-line 18 After "METAL" insert "OR PLASTIC".

Page 5-line 20 After "GROUND" delete "ONE (1) FOOT".

Page 7-line 11 After "FEET." insert "A LODE CLAIM SHALL NOT EXCEED THREE HUNDRED (300) FEET ON EACH SIDE OF THE POINT OF DISCOVERY, THE POINT OF DISCOVERY BEING APPROXIMATELY ALWAYS EQUALLY DISTANT FROM THE SIDE LINES OF THE CLAIM."

McMILLAN, CHAIRMAN

[Handwritten signature] ADOPTED

SF113HW1/A

Page 5-line 6 Delete "MAY" insert "SHALL".

Page 5-lines 7 thru 17 Delete.

Page 5-line 18 Delete "(IV)" insert "(I)".

Page 5-line 19 After "SET" insert "EIGHTEEN (18) INCHES".

Page 5-line 20 After "GROUND" insert a period "." delete the remainder of the line.

Page 5-line 21 Delete.

In SF113HSL/A - reference Page 5-line 18 - After "OR" insert "DURABLE".

-DONLEY

[Handwritten initials]

ADOPTED

[Handwritten note] SC 2/2

bc 2/22/79

- Page 1-line 2 After "(iii)," insert "30-1-106,".
- Page 1-line 3 Delete ", 30-1-106".
- Page 1-line 8 Delete "open cuts,".
- Page 1-line 13 After "claims;" insert "providing for location work requirements;".
- Page 2-line 4 After the comma "," insert "30-1-106,".
- Page 6-after line 13 Insert:

"30-1-106. Location work requirements. (a)--Any--open cut--which--shall--cut--the--vein--ten--(10)--feet--in--length,--and with--face--ten--(10)--feet--in--height,--or--any--cross--cut--tunnel, or--tunnel--on--the--vein--ten--(10)--feet--in--length--which--shall cut--the--vein--ten--(10)--feet--below--the--surface,--measured--from the--bottom--of--such--tunnel,--shall--hold--such--lode--the--same--as if--a--discovery--shaft--were--sunk--thereon,

(b)--Provided--however,--that--the--discoverer--of--a--mineral deposit--may,--at--his--option,--in--lieu--of--a--discovery--shaft, tunnel--or--pit--otherwise--required--by--provisions--of--law,--and for--the--same--purposes,--and--under--the--same--provisions,--drill or--cause--to--be--drilled,--a--hole,--or--holes,--in--the--manner--and under--the--conditions--and--requirements--hereinafter--set--forth:

(i)--The--hole--or--holes--shall--be--not--less--than--one and--one--half--(1-1/2)--inches--in--diameter,

(ii)--The--said--hole--or--holes--shall--aggregate--at least--fifty--(50)--feet--in--depth,--and--no--one--(1)--hole--shall--be less--than--ten--(10)--feet--in--depth,--and--in--the--course--thereof, at--least--one--(1)--of--which--shall--cut--or--expose--deposits--of valuable--minerals--sufficient--in--quality--to--justify--a--reasonably--prudent--man--in--expending--money--and--effort--in--further exploration--or--development,

(iii)--The--discoverer--shall--designate--one--(1)--of the--holes--thus--drilled--as--the--discovery--hole,--in--the--event that--more--than--one--(1)--such--hole--shall--have--been--drilled. The--said--hole--shall--be--marked--by--a--substantial--post--or--other permanent--marker,--placed--at--and--adjacent--to--the--hole--and within--five--(5)--feet--thereof,--firmly--fixed--in--the--ground, and--extending--at--least--thirty--(30)--inches--in--height--above the--ground,--and--on--which--shall--be--placed--the--name--of--the claim,--the--owner--thereof,--the--depth--of--the--hole,--and--the date--of--the--drilling--thereof.

(c)--If,--in--drilling--such--hole--or--holes,--a water--bearing--stratum--or--strata--is--entered--or--cut--by--the drill,--then,--in--such--event,--the--hole--shall--be--plugged--back by--or--on--behalf--of--the--discoverers,--locator--or--owner,--who drilled--the--hole,--or--someone--on--his--behalf,--to--a--point immediately--above--such--water--bearing--stratum--or--strata, placing--therein--a--plugging--material--or--substance--which--is recognized--and--adequate--to--shut--off--said--water--bearing

statute-or-strata--Within-the-time-allowed-by-the-provisions
of--57-918--Wyoming-Compiled-Statutes-1945-[30-1-197]-the
discoverer-locator-or-owner--or--someone--on--his--behalf-
shall-set-forth-in-an-affidavit-hereinafter-provided-for-or
in--a-separate-affidavit-setting-forth-the-depth-said-water
strata--was--encountered--and--the--facts--of--the--plugging
thereof.

(d)--The--drilling-of-such-hole-or-holes-or-the-sink-
ing-of-the-shaft-or-making-of-the--discovery--pit--otherwise
provided--for--in--this-act-[30-1-191-to-39-1-126]-shall-be
made-a-matter-of-record-by-the-recording-in--the--office--of
the--county--clerk-of-the-county-in-which-the-claim-shall-be

situated-the-affidavit-or-sworn-statement-of-the-discoverer-
locator-owner-or-his-or-their-agents-stating--the--date--of
such-work-the-nature-thereof-the-person-or-persons-by-whom
performed--the--location-of-such-work-within-the-claim-and
the-nature-of-the-mineral-discovered--Such-affidavit-may--be

a-part-of-the-location-certificate-to-be-thereafter-recorded
in-accordance-with-the-provisions-of-this-act.

(e)--The--creation--of--the-rights-provided-for-in-this
act-are-based-upon-the-truth-of-the-statements-contained--in
such-affidavit-or-statement-and-the-certificate-of-location-
herein--otherwise-provided-for-and-no-rights-of-any-kind-or
nature-shall-vest-or-exist-or-be-created-or-arise--when--any
material--statement-or-representation-therein-made-is-false.

(f)--The-owner-of-any-mining-claim-located-prior-to-the
effective-date-of-this-act-and-who-has--performed--discovery
work--may--avail--himself-of-the-provisions-hereof-by-making
the-drill-hole-or-holes-herein-provided-for-and-filling--any
discovery--cut--previously--made--and-making-and-placing-of
record-the-affidavit-herein-provided-for--together--with--a
statement--of--the-filling-of-such-discovery-pit-or-cut--and
that-the-said-work-was-done-and-the-affidavit-made--for--the
purpose-of-obtaining-the-benefits-of-this-act.

(a) THE DISCOVERER OF ANY LODE, VEIN OR FISSURE SHALL
WITHIN ONE HUNDRED AND TWENTY (120) DAYS FROM THE DATE OF
LOCATION:

(i) DO LOCATION WORK CONSISTING OF DRILLING NOT
LESS THAN FIFTY (50) FEET IN DEPTH IN ANY ONE HOLE. SUCH
DRILLING MAY BE DONE AT ONE OR MORE POINTS WITHIN A CLAIM OR
A GROUP OF CONTIGUOUS CLAIMS NOT EXCEEDING TEN. ALL OF THE
CLAIMS SHALL BE LOCATED SO THAT THE ENTIRE AREA OF THE GROUP
CAN BE CONTAINED WITHIN THE EXTERIOR LIMITS OF A SQUARE
THREE THOUSAND (3,000) FEET LONG BY THREE THOUSAND (3,000)
FEET WIDE, LOCATED BY THE SAME LOCATOR, IF THE DRILLING DONE
FOR THE GROUP AGGREGATES NOT LESS THAN FIFTY (50) FEET IN
DEPTH FOR EACH CLAIM OR FRACTIONAL CLAIM IN THE GROUP;

(ii) CAP EACH DRILL HOLE INTENDED AS LOCATION
WORK AND MARK IT WITH A WOODEN OR METAL POST AT LEAST FOUR
(4) INCHES IN DIAMETER PLACED WITHIN FIVE FEET OF THE HOLE.
THE MARKER SHALL BE AT LEAST FORTY-EIGHT (48) INCHES IN
HEIGHT ABOVE THE GROUND, SHALL BE FIRMLY IMBEDDED IN THE
GROUND AND SHALL HAVE SECURELY FIXED TO IT A NOTICE CONTAIN-
ING THE NAME OF THE CLAIM ON WHICH LOCATED, THE NAMES OF THE

CONTIGUOUS CLAIMS, IF ANY, FOR WHICH IT IS CLAIMED AS LOCATION WORK, THE LOCATOR, THE DEPTH OF THE HOLE AND THE DATE OR DATES THE HOLE WAS DRILLED;

(iii) MAKE AND RECORD IN THE OFFICE OF THE COUNTY CLERK OF THE COUNTY IN WHICH THE CLAIM IS LOCATED, AN AFFIDAVIT BY THE PERSON ON WHOSE BEHALF SUCH DRILLING WAS DONE OR BY SOME PERSON FOR HIM KNOWING THE FACTS, SETTING FORTH THE POSITION AND DEPTH OF THE DRILL HOLES, AND IF DONE FOR MORE THAN ONE CLAIM, THE CONTIGUOUS CLAIMS FOR WHICH IT WAS DONE, TO WHICH AFFIDAVIT SHALL BE ATTACHED A PLAT TO SCALE SHOWING THE NAMES AND BOUNDARIES OF THE CLAIMS AND LOCATION OF THE DRILL HOLES;

(iv) THE DRILLING OF LOCATION HOLES, AS REQUIRED BY THIS SUBSECTION, SHALL BE DONE EITHER BY DIAMOND, ROTARY OR CHURN DRILLS OR BY ANY OTHER DRILLING EQUIPMENT CAPABLE OF COLLECTING A CONTINUOUS CORE OF BEDROCK AT LEAST SEVEN-EIGHTHS (7/8) INCHES IN DIAMETER OR A REPRESENTATIVE SAMPLE OF BEDROCK CUTTINGS FROM A HOLE AT LEAST TWO (2) INCHES IN DIAMETER."

Page 7-line 12 Delete the comma ", 30-1-106".
-STRAND

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