

INSTRUCTIONS FOR COMPLETING STATEMENT OF MINERAL CLAIM FORM

Mineral Claim is defined as: A right to take minerals or a right to receive a royalty.

WHO MAY USE THIS FORM

- This form is used by an owner of an interest in minerals to state a claim in those minerals [s.706.057]. It can also be used by the owner of land under which an interest in minerals exists to claim that portion of a lapsed interest in minerals which lies beneath the land. [s.706.057(6)].

COMPLETING THIS FORM

- The register of deeds will provide forms for statement of mineral claim. [s. 706.057(7)]
- Complete the form accurately and legibly using black ink. [s. 59.43(2m)]
- The statement of claim shall contain: [s. 706.057(4)]
 - The name and address of the owner of the interest in minerals
 - A description of the location and boundary of the interest in minerals
 - A reference to the recorded instrument which created the interest in minerals
 - Authentication or acknowledgement as per 706.06 or 706.07
 - Name of person (not corporation) who drafted the document [s. 59.43(5)(a)]
 - No transfer return is required since this is a claim of a right that has been previously conveyed.

WHERE SHOULD THIS FORM BE RECORDED

- The statement of claim should be recorded with the register of deeds for the county in which the interest in minerals is located. [s. 706.057(4)]
- Upon receipt of a statement of claim in the office of the register of deeds, the register of deeds shall record the claim in a manner which will permit the existence of an interest in minerals to be determined by reference to the parcel or parcels of land above the interest in minerals. [s. 706.057(7)]

RECORDING FEE

- The claimant shall pay the recording fee required under s. 59.43(2). [s. 706.057(7)]

LAPSE OF CLAIM

- See 706.057(3) & (5) for information on lapse of claim.

Questions?? If needed, ask your attorney for help with legal questions and contact your register of deeds for information on recording requirements.

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