

RESOLUTION NO. R2024-68

**RESOLUTION OF THE BOARD OF SUPERVISORS,
COUNTY OF ALPINE, STATE OF CALIFORNIA**

**UNDER PUBLIC RESOURCES CODE 3914 PERTAINING TO A NOTICE OF INTENT TO
HOLD A MINING CLAIM, AFFIDAVIT OF LABOR ON A MINING CLAIM OR NOTICE OF
LOCATION AND REPEALING RESOLUTION NO. 90-78**

RECITALS:

WHEREAS, Resolution 90-78 mandated proof of payment of all unsecured taxes on a mining claim prior the recording of a Notice of Intent to Hold, an Affidavit of Labor on a mining claim; and

WHEREAS, this Resolution repeals Resolution 90-78; and

WHEREAS, Public Resources Code section 3914 allows a County to require proof of payment of all delinquent unsecured taxes levied against the person filing an Affidavit or Notice of Intent to Hold a mining claim prior to the recordation of the affidavit or notice of intent to hold;

NOW, THEREFORE, BE IT RESOLVED, BY THE Board of Supervisors of the County of Alpine, State of California, that:

1. The County Recorder shall not accept for recordation a document such as a Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Notice of Intent to Hold or an Affidavit of Labor, unless the person filing the Deed, Notice or Affidavit has paid all unsecured taxes on the claim and all unsecured taxes levied against the person filing the Deed, Notices or Affidavit.
2. Prior to the recording of a document such as a Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Notice of Intent to Hold or an Affidavit of Labor on a mining claim, the person filing the Deed, Notice or Affidavit shall demonstrate proof of payment of any unsecured tax levied against the mining claim and any unsecured taxes levied against the person filing the Deed, Notice of Location, Affidavit of Labor or Notice of Intent to Hold by receipt or certification of the Tax Collector that the taxes have been, paid.
3. That should the Recorder receive a Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Notice of Intent to Hold or an Affidavit of Labor for recording by mail and the Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Intent to Hold or the Affidavit do not contain the Tax Collector's certification that the taxes have been paid, the Recorder shall forward such Deed, Notice or Affidavit to the Tax Collector.
4. That upon receipt of a Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Notice of Intent to Hold or Affidavit of Labor from the Recorder, the Tax Collector shall: a. If the taxes have been paid, provide a receipt of payment or so certify the fact of payment and return the same with the Deed, Notice or Affidavit.
5. If the taxes have not been paid, the Tax Collector shall return the Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Intent to Hold or Affidavit of

Labor to the Recorder with a statement regarding the status of taxes on the claim and person filing the claim.

6. Upon receipt of a statement from the Tax Collector that taxes have not been paid or remain delinquent, the Recorder shall return the unrecorded Grant Deed for a mining claim, Quitclaim Deed for a mining claim, Notice of Location, Notice of Intent to Hold or Affidavit of Labor to the filer with a statement of the reason for the denial of recording and the amount of taxes owed.

Adopted this 5th day of November 2024, by the following vote:

AYES: Dobson, Hames, Woodrow, Griffith

ABSENT: Jim

Terry Woodrow

Terry Woodrow (Nov 5, 2024 15:06 PST)

Terry Woodrow, Chair
Board of Supervisors, County of
Alpine, State of California

ATTEST:

Teola L. Tremayne

Teola L. Tremayne, County Clerk
& Ex Officio Clerk to the
Board of Supervisors

APPROVED AS TO FORM:

Charles J. McKee

Charles J. McKee (Nov 6, 2024 14:07 PST)

Charles J. McKee, County Counsel