

ASSIGNMENT OF AN OCCUPANCY AND USE PERMIT



Dear Claytor Lake Property Owner:

As licensee for the Claytor Project (Project), Appalachian Power Company (Appalachian) has the responsibility and authority to regulate, permit, and monitor uses within the Project boundary (1850-foot elevation).

In order to be considered valid, a permit for **Occupancy and Use** must be assigned to any new property owner(s) upon the sale or transfer of property ownership. Failure to assign an Occupancy and Use Permit to the new owners will result in a revocation of the permit.

Attached are the necessary forms to complete this process. Please note the following requirements:

1. The Assignment of Permit must be signed by the current deeded property owner(s) or Appalachian Lessee(s), and the new property owner(s) whose names will appear on the deed after transfer of the property or new Lessee(s). The current property owner(s) (i.e., the sellers) or current Lessee(s) must sign as the "Assignor." The new property owner(s) (i.e., the buyers) or new Lessee(s) must sign as the "Assignee."
2. All signatures must be notarized.
3. The Assignment of Permit will be recorded with the Pulaski County Clerk of Circuit Court. Please enclose a **\$29.00** check made payable to the **Clerk of Circuit Court of Pulaski County**.

The form and the check should be mailed to:

**Appalachian Power Company
Shoreline Management
996 Old Franklin Turnpike
Rocky Mount, VA 24151**

Should you have any additional questions, you may contact Brian Ellinwood at (540)-562-7325 or Lisa Hammock at (540)-489-2556

Sincerely,

Appalachian Power Company

Attachment

**Application for Assignment of
Permit**

Appalachian Power Company

Please provide the following contact information for the new property owner(s) or Lessee(s):

Property Owner's or Lessee's) Name(s): _____

Mailing Address: _____

Telephone: _____

Email Address: _____

Project Address: _____

Pulaski County Parcel Number: _____

08/05/2026

ASSIGNMENT OF PERMIT

**Prepared by
Appalachian Power Company**

This **ASSIGNMENT** made this _____ day of _____, _____, by and between _____ (name), a _____ (type & state of entity if a corporation, LLC, etc.), **ASSIGNOR**, to be indexed as **GRANTOR**, whose address is _____ and _____ (name), a _____ (type & state of entity if a corporation, LLC, etc.), **ASSIGNEE**, to be indexed as **GRANTEE**, whose address is _____ and **APPALACHIAN POWER COMPANY (APCO)**, a Virginia corporation, to be indexed as **GRANTOR**, whose address is 40 Franklin Road, S.W., Roanoke, Virginia 24022.

WITNESSETH

THAT, WHEREAS, APCO granted Assignor a Permit Number _____, dated _____ (the "Permit"), for property identified as Tax Map and Parcel Number _____ according to the Pulaski County Real Estate Records, by which Assignor was permitted the use and occupancy of the Project's lands and waters (as defined in the Permit) for the Permitted Facility (as defined in the Permit) upon the terms and conditions as set forth in the Permit; and

WHEREAS, the Permit provides that it is a personal right and that nothing therein shall be construed to create any easement or other property interest in the Permittee and that the status of the Permittee is that of a licensee; and

WHEREAS, the Permit further provides that it may be assigned only upon certain terms and conditions as set forth in the Permit; and

WHEREAS, Assignor wishes to assign the Permit to Assignee, which assignment is within the terms and conditions of the Permit; and

WHEREAS, APCO has inspected the Permitted Facility and finds that as of the date of this Assignment it is in compliance with the Permit and that the assignment of the Permit is a permissible assignment under the terms of the Permit.

NOW, THEREFORE, in consideration of the Premises, the parties agree as follows:

1. Assignment. Assignor hereby assigns all its right, title and interest in the Permit to the Assignee, which assignment Assignee hereby accepts.

2. Assumption of Obligations. Assignee hereby assumes and agrees to perform all of Assignee's obligations under the Permit arising after the date hereof.

08/05/2026

3. **Acknowledge and acceptance.** Assignee warrants and represents to APCO that it acknowledges, accepts and will fully comply with all of the terms and conditions of the Permit.

4. **Consent of APCO.** APCO herewith grants its consent to this Assignment.

WITNESS the following signatures:

ASSIGNOR:

By: _____

Its: _____

STATE OF _____)
) To-wit:
_____ OF _____)

The foregoing Permit was acknowledged before me this _____ day of _____,
_____, by _____,
of _____, a _____
company, on behalf of the company.

Notary Public
My commission expires: _____

08/05/2026

ASSIGNEE:

By: _____
Its: _____

STATE OF _____)
_____) To-wit:
_____ OF _____)

The foregoing Permit was acknowledged before me this _____ day of _____,
_____, by _____,
of _____, a _____
company, on behalf of the company.

Notary Public
My commission expires: _____

08/05/2026

APPALACHIAN POWER COMPANY,
a Virginia corporation

By: _____

Authorized Signer

STATE OF VIRGINIA)
) To-wit:
_____ OF _____)

The foregoing Permit was acknowledged before me this _____ day of _____,
_____, by _____, Authorized Signer for Appalachian Power
Company, on behalf of the Company.

Notary Public
My commission expires: _____