

# COMMERCIAL OYSTER RESOURCE USER FEE TRANSFER APPLICATION

The following transfers of current year eligibility for the oyster user resource fee for one or more oyster harvesting gear types (§ 28.2-541(A)(ii) of the Code of Virginia) may be transferred provided that: 1) if the transfer is between immediate family members, no documentation of most recent previous year harvest days is required; 2) if the transfer is not between immediate family members, the individual transferring the oyster resource user fee shall also have documented harvest of at least 40 days in the previous most recent year's; and, 3) should an individual eligible for the current year fee become incapacitated or die, the provisions of either 1) or 2) above will apply.

**All transfers shall be documented on this form and are subject to the approval of the Commissioner.**

Name of Transferor: \_\_\_\_\_

Address of Transferor: \_\_\_\_\_

Phone Number: (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_ VMRC ID: \_\_\_\_\_

Name of Transferee: \_\_\_\_\_

Address of Transferee: \_\_\_\_\_

Phone Number: (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_ VMRC ID: \_\_\_\_\_

**Check any that apply and attach indicated information (Refer to Chapter 4 VAC 20-720-15 Subsection D):**

\_\_\_\_ **Within immediate family transfer, indicate relationship:** \_\_\_\_\_

\_\_\_\_ **40 days of documented oyster harvest during the most recent previous calendar year.**

\_\_\_\_ **Transferor has passed away; attach copy of death certificate.**

\_\_\_\_ **Transferor is incapacitated; attach statement of attending physician.**

**\*Both parties need to be present at time of transfer with proof of identification and Virginia residency.**

**\*\*\*\*\*ATTACH VALID RECIEPT OF 2015 OR 2016 OYSTER RESOURCE USER FEE \*\*\*\*\***

\_\_\_\_\_  
**SIGNATURE OF TRANSFEROR**

\_\_\_\_\_  
**SIGNATURE OF TRANSFEE**

State of Virginia City/County of _____, to wit: I, _____, a Notary Public, hereby certify that _____ whose name is subscribed above, has acknowledged the same before me in my State aforesaid. Given under my hand this _____ day of _____, 201___. _____ <b>Notary Public Signature</b> My commission expires: _____	State of Virginia City/County of _____, to wit: I, _____, a Notary Public, hereby certify that _____ whose name is subscribed above, has acknowledged the same before me in my State aforesaid. Given under my hand this _____ day of _____, 201___. _____ <b>Notary Public Signature</b> My commission expires: _____
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**Notary Stamp Here:**

**Notary Stamp Here:**

**STAFF ONLY:**

\_\_\_\_\_ **Approved**

\_\_\_\_\_ **Denied**

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Date**

**VIRGINIA MARINE RESOURCES COMMISSION REGULATION 4 VAC 20-720-10 ET. SEQ.  
“PERTAINING TO RESTRICTIONS ON OYSTER HARVEST”**

**A copy of this regulation, in its entirety, is available upon request. This subsection (4 VAC-20-720-15 D.) applies directly to the transfer process.**

D. Any person eligible to pay the oyster resource user fee described in § 28.2-541(A)(ii) of the Code of Virginia may transfer the eligibility to pay such user fee, provided:

1. The transferee is the transferor’s spouse, sibling, parent, child, grandparent or grandchild and possesses a current Commercial Fisherman Registration License, and intends to participate in the public oyster fishery.
2. The transferor shall have documented by mandatory reporting and buyers reports 40 days of public oyster harvest during the previous calendar year. All transfers shall be documented on a form provided by Marine Resources Commission.
3. In the case of death or incapacitation, the licensee may transfer such eligibility to an individual that meets the requirements found in subdivision 1 or 2 of this subsection.