STATE OF ALABAMA SURFACE MINING COMMISSION PO BOX 2390 DATE JASPER AL 35502-2390 TELEPHONE: 221-4130

FOR COMMISSION US	SE ONLY:
REQUEST NUMBER:	
RECEIVED:	

REQUEST FOR BOND RELEASE

INSTRUCTIONS: This form is to be filled out fully and correctly. Answer only the questions on this side of the sheet. Please type or print legibly. This form must be completely filled out in order to be processed.

1.	Licensee Name:	8.	County where n	nine is	locate	ed						
2.	Mailing Address:	9. Acreage affected under this request										
			Mine Site							Oth	er	
3.	Legal Description:		Previous Use:	()	()	()	()	
			Use after									
			Reclamation:	()	()	()	()	
			Description of									
4.	Describe specific Access:											
		11.	Revegetation In	nforma	tion:			(c	heck a	approp	riate b	ox):
									YE	ES	N	O
5.	Bond Information:		Top soil added						()	()
	Bond is a () Cash () Surety () Negotiable Security		Plant nutrient a		(if yes	5,			()	()
	() Other:		answer "a &	-								
	a. Amount of Bond:		a. Fertilizer							_ ana	lysis	
	b. Name of Surety or type of security:		b. Lime			tons/	ac.					
			Mulch added						()	()
	c. Address of Surety or Bank:		Legumeslbs./actype (
			Legumes		lbs.	./ac		type	()	()
	d. Bond numbers:		Seeding date	; 								
			Seeding date Grasses		lbs.	/ac		type	: ()	()
6.	This is to request the following:		Seedlings	;								
	a. () Phase I Release		Seedlings		lbs	s./ac		type	; ()	()
	b. () Phase II Release		Planting Date									
_	c. () 100% for full and complete reclamation Phase III	12.	Have all lando)	()
7.	License # Permit #		Has request be				aper'	1	()	()
	Increment(s) #affected by this release.		Are copies of t	these e	nclose	ed?			()	()
			 SIGNATUI	DE OE	DEDI	MTT	EE O	D ANVI	DED CO	7N! A I	THO) 1

SIGNATURE OF PERMITTEE OR ANY PERSON AUTHORIZED TO SIGN ON HIS BEHALF.

MEMORANDUM

DATE: January 12, 2016

TO: All Licensees and Interested Parties

FROM: Alabama Surface Mining Commission

SUBJECT: Bond Release Request

Attached, you will find a packet containing instructions to be used in filing a Bond Release Request.

Please destroy all previous samples and use these new ones in preparing future requests.

If you should have any questions, you may contact Sabrina King of this office.

/ml

Attachment

INSTRUCTIONS FOR PREPARING BOND RELEASE REQUEST

Attached are sample letter and notices which you can use in preparing your Bond Release Request. You can also refer to Section 880-X-9D of The Rules of the Alabama Surface Mining Commission for other references.

All of these letters and notices can be sent via regular mail. No certified mail is required.

Due to several errors observed in prior Bond Release Request, we ask that you carefully check that you legal notice contains the type, percentage and amount of release that you are requesting. Also, the final comment date much be thirty (30) days after the final publication date.

The correct steps to follow in filing a Request are as follows:

- Step 1: Mail noticed to property owners, adjoining property owners and governmental agencies.
- Step 2: File application with the Alabama Surface Mining Commission, include copies of all letters and notices. State legal notice at this time.
- Step 3: File proof of publication from legal notice with the Alabama Surface Mining Commission.

INSTRUCTIONS FOR LETTERS TO LANDOWNERS AND SURFACE OWNERS

These letters much be sent $\underline{\text{prior}}$ to filing the Application with ASMC. These letters may be sent via regular mail.

Copies of these letters must be submitted with the Application to ASMC.

Sample Letters to Surface Owners, Agent or Lessee

Dear:
Pursuant to Section 9-16-70, 1975 Alabama Code, (Name of Permittee) is filing with the Alabama Surface Mining Commission an Application for release of% of performance bond on P-0000-00-00-S. The area of land to be affected by the release consists of acres located in:
(Legal Description to 1/4 -1/4 Section, Township, Range, County)
Our records indicate that the area to be affected by the release includes <u>property</u> <u>owned or controlled</u> by you as a surface owner, agent or lessee.
The Alabama Surface Mining Commission will conduct an inspection of the area to determine if the bond release can be granted. The Alabama Surface Mining

Commission will notify you of the time and date of the inspection so that you may have

the opportunity to attend if you desire.

Sincerely,

Sample Notice of Adjoining Property Owners

Dear:
Pursuant to Section 9-16-70, 1975 Alabama Code, (Name of Permittee) is filing with the Alabama Surface Mining Commission an Application for release of% of performance bond on P-0000-00-00-S. The area of land to be affected by the release consists of acres located in:
(Legal Description to 1/4 -1/4 Section, Township, Range, County)
Our records indicate that you are an owner of <u>property adjoining</u> the area for which release is sought. Any objections to the release or request for informal conference must be sent in writing to:
Alabama Surface Mining Commission Post Office Box 2390 Jasper, AL 35502-2390
Such requests must be received no later than, 20 (same date as final comment date in legal notice).
Sincerely,

INSTRUCTIONS FOR NOTICE TO GOVERNMENTAL AGENCIES

These notices must be sent to the appropriate county or municipal governing authority prior to the time the Application is filed. Include copies of the notices with your Application.

Sample Notice to Governmental Agencies

Dear:	
Pursuant to Section 9-16-70, 1975 Alabama Code, (Name of Permittee) is filing with the Alabama Surface Mining Commission an Application for release of % performance bond on P-0000-00-00-S. The area of land to be affected by the release consists of acres located in:	of
(Legal Description to 1/4 -1/4 Section, Township, Range, County)	
Any objections to the release or request for informal conference must be sent is writing to:	in
Alabama Surface Mining Commission Post Office Box 2390 Jasper, AL 35502-2390	
Such requests must be received no later than, 20, 20, (same date as final comment date in legal notice).	
Sincerely,	

INSTRUCTIONS FOR NEWSPAPER NOTICE

Notice must be advertised once a week for four (4) consecutive weeks in a newspaper of general circulation.

The deadline specified in the notice for requesting conferences must be thirty (30) days after the last date of publication of the notice.

Once the ad had been run, a certified proof of publication must be submitted to ASMC. This must be submitted within thirty (30) days of filing the application with ASMC. The application will not be considered complete until the proof of publication is submitted.

INSTRUCTIONS FOR COMPLETING ATTACHED SAMPLE LEGAL NOTICE

- 1. Name of Permittee- Full name of Permittee as reflected on permit document or in accordance with most recent update.
- 2. Type of Release- Phase I (60%); Phase II (25%); Phase III (100%)
- 3. Permit Number- Use complete permit number as reflected on original permit document or most current renewal document.
- 4. Date permit was issued or most current renewal date.
- 5. Number of acres associated with the release.
- 6. Legal description to reflect the nearest ¼ ¼ Section, Township, Range and County.
- 7. Date of completion of that phase of reclamation for with release is requested.
- 8. Description of Reclamation- Use the following:
 - 60%- all backfilling, regrading and drainage control of the area.
 - 25%- all topsoil has been replaced and re-vegetation of the area.
 - 100%- all the requirements involving regrading, planting and growing times.

9. Amount (\$) of release- percentage as reflected above in #2. **NOTE: To figure the** amount of release on a Phase II you take 25% of the bond amount on which you received a Phase I release — i.e.:

Amount of bond outstanding at time of Phase I		\$80,000.00
Phase I (60% x 80,000)	-	\$48,000.00
Phase II (25% x 80,000)	-	\$20,000.00
Balance after Phase II		\$12,000.00
Phase III (100%)	-	<u>\$12,000.00</u>
Balance after Phase III		-0-

- 10. Total (\$) bond amount outstanding at time of release.
- 11. Date must be thirty (30) days from last publication of notice.

SAMPLE

LEGAL NOTICE

gives notice that is has filed a (Type of Release) Bond Release Alabama Surface Mining Commission for release of p Number P-0000-00-00-S) issued/renewed on (Date Issued Issued Issued Issued Issued Issued Issued Issued In:	ease Application with the performance bon for (Permit ed or Renewed). The area of
(Legal Description to Nearest 1/4 - 1/4 Section, Town	nship, Range, County)
The Permittee maintains that as of (Date), (Description completed in compliance with State Law and regulations and Plan. The Permittee therefore, is requesting a release of (Apperformance bond (Total bond amount outstanding at times)	and the approved Reclamation Amount of Release) of the
Any objections to the release or request for informal confeto:	erence must be sent in writing
Alabama Surface Mining Commiss Post Office Box 2390 Jasper, AL 35502-2390	sion
Such requests must be received no later than	, 20 .

Reclamation Certification

	Permit #:
	Increment(s) #:
I, (Officer's Name)	hereby certify that as of (Date) all applicable reclamation
requirements for a	(Type of Release) including (Choose Below) has been completed
in compliance with	State Law and regulations and the approved Reclamation Plan.
	(Officer's Signature)
•	ASE INCLUDE THIS STANDARD NOTARY STATEMENT) UBSCRIBED BEFORE ME THIS THE DAY OF,
20	OBSCRIBED BEFORE ME THIS THE DAT OF,
	(NOTARY SIGNATURE)
TYPES OF RELEASE	ES:
Phase I:	All backfilling, regrading and drainage control of area.
Phase II:	Replacing all topsoil or its approved substitute and re-vegetation of the area.
Phase III:	All the requirements involving regrading, planting and growing times.