

**ALABAMA TRIDENT RESOURCES, LLC
SHORT CREEK PREPARATION PLANT, P- 3200**

ALABAMA TRIDENT RESOURCES, LLC

SHORT CREEK PREPARATION PLANT, P-3200

**ALABAMA SURFACE MINING COMMISSION
SURFACE MINING PERMIT APPLICATION**

P A R T I

Prepared by:

MCGEHEE ENGINEERING CORP.

P. O. Box 3431
450 19th Street West
Jasper, Alabama 35502-3431
Telephone: (205) 221-0686
Fax: (205) 221-7721

STATE OF ALABAMA SURFACE MINING COMMISSION

- () Transfer Application for a Surface Coal Mine
() Transfer Application for an Underground Coal Mine
(X) Transfer Application for a Preparation Facility

NAME OF CURRENT PERMITTEE Drummond Company, Inc.

ADDRESS: P.O. Box 1549, Jasper, Alabama 35502

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: Alabama Trident Resources, LLC

Street Address: 8800 Oak Grove Mine Road

City: Adger State: AL Zip: 35006

Mailing Address: 8800 Oak Grove Mine Road

City: Adger State: AL Zip: 35006

Telephone Number: (205) 436-7100

Social Security Number (Voluntary): - -

Employer Identification Number: 41-4801853

ASMC License#: L-0891

2. ENTITY OR PERSON RESPONSIBLE FOR PAYING ABANDONED MINE LAND RECLAMATION FEES

Name: Alabama Trident Resources, LLC

Street Address: 8800 Oak Grove Mine Road

City: Adger State: AL Zip: 35006

Mailing Address: 8800 Oak Grove Mine Road

City: Adger State: AL Zip: 35006

Telephone Number: (205) 436-7100

Social Security Number (Voluntary): - -

Employer Identification Number: 41-4801853

ASMC License#: L-0891

3. IDENTIFY THE OPERATOR FOR THIS MINE IF DIFFERENT FROM THE PERMITTEE

Name: SAME AS PERMITTEE

Street Address: _____

City: _____ State: _____ Zip: _____

Mailing Address: _____

City: _____ State: _____ Zip: _____

Telephone Number: () -

Social Security Number (Voluntary): - -

Employer Identification Number: _____

ASMC License#: _____

4. CONTACT PERSON FOR PERMIT REVIEW ISSUES AND CORRESPONDENCE

Name: McGehee Engineering, Corp.

Mailing Address: P. O. Box 3431, 450 19th Street West

City: Jasper State: AL Zip: 35502

Telephone Number: (205) 221-0686

Email Address: jwhitlock@mcgehee.org

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PART I B. OWNERSHIP AND CONTROL

1. PERMIT APPLICANT OWNERSHIP AND CONTROL.

At the time of filing of this application provide an update of all information contained in the applicant's license file or certify that the information contained in the license is accurate and complete. The updated information shall be submitted on Part I A through Part I F of the License application form. Check one of the following:

☐ A license update is included.

☒ Information contained in the license file is accurate and complete at the time of filing of this application.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

2. OPERATOR OWNERSHIP AND CONTROL.

If someone other than the permittee has been identified as the operator under this permit, an update of the ownership and control information contained in the operator's license file must be provided or certify that the information contained in the license file is accurate and complete. The updated information shall be submitted on Part I A through Part I F of the License application form. Check one of the following:

☐ A license update is included.

☒ Information contained in the license file is accurate and complete at the time of filing of this application.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

3. CONTROL OF MINING OPERATION THROUGH CONTROL OF COAL TO BE MINED.

Provide the information below for any person or entity who owns or controls the coal to be mined under this permit and who, by lease, sublease, or other contract:

A. has the right to receive the coal after mining, or,

B. has the authority to determine the manner in which the operator or permittee conducts surface coal mining operations.

(USE ADDITIONAL SHEETS IN THE FORMAT BELOW IF NECESSARY)

Name: **Alabama Trident Resources, LLC**

Street Address: **8800 Oak Grove Mine Road**

City: **Adger** State: **AL** Zip: **35006**

Mailing Address: **8800 Oak Grove Mine Road**

City: **Adger** State: **AL** Zip: **35006**

Telephone Number: **(205) 436-7100**

Social Security Number (Voluntary): **- - -**

Employer Identification Number: **41-4801853**

ASMC License#: **L-0891**

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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS

1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.

INSTRUCTIONS:

Show the property ownership boundaries of each parcel of land in the permit area on the permit map or an overlay of the same scale as the permit map. If the surface estate is severed from the mineral estate, show and describe the ownership of each estate separately. In the spaces below, identify:

1. Every current legal or equitable owner(s) of record (as found in a standard search of title) of the property;
2. The holders of record of any leasehold interest in the property; and,
3. Any purchaser of record under a real estate contract of the property.

Describe the basis of the applicant's legal right to enter and mine on all properties contained in the permit application. If the mineral estate has been severed from the surface estate, describe the basis of the legal right to enter and mine both the surface and mineral separately. Give the nature of such right (i.e. lease, deed, contract, etc.), where recorded, describe from whom, to whom, and the date executed and whether that right is the subject of pending litigation.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

Page 1 of 8

Legal description of property or permit map symbol: "DRUMMOND"

Surface/Mineral/or Fee Simple (both): Surface/Fee Simple

Legal owner(s) of record: Drummond Co., Inc.

Address: P. O. Box 1549 City: Jasper State: AL Zip: 35502

Holders of leasehold interest:

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Deed	Pratt Coal Co.	Drummond Co. Inc.	4-30-74	NO
Deed	Ruth Vines, etal	Drummond Co., Inc.	1-31-77	NO
Deed	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "DRUMMOND"

Surface/Mineral/or Fee Simple (both): Surface/Fee Simple

Legal owner(s) of record: Drummond Company, Inc.

Address: P. O. Box 1549 City: Jasper State: AL Zip: 35502

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Deed	Industrial Development Board of West Jefferson	Drummond Co., Inc.	8-26-86	NO
Deed	U.S.X. Corporation	Drummond Co., Inc.	12-27-01	NO
Deed	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "VCLT"

Surface/Mineral/or Fee Simple (both): Surface

Legal owner(s) of record: Valley Creek Land & Timber, LLC

Address: 1300 Meadowbrook Rd, Ste 202 City: Jackson State: MS Zip: 39211

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	U.S.X. Corp (Sold to VCLT)	Drummond Co., Inc.	02-04-05	NO
Assignment	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: “WEST JEFFERSON MINERAL” or “W.J.M.”

Surface/Mineral/or Fee Simple (both): Mineral (America seam)/Fee Simple

Legal owner(s) of record: West Jefferson Minerals

Address: P. O. Box 1362 City: Jasper State: AL Zip: 35216

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	West Jefferson Minerals	Drummond Co., Inc.	05-01-80	NO
Assignment	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "STATE OF ALABAMA"

Surface/Mineral/or Fee Simple (both): Fee Simple

Legal owner(s) of record: State of Alabama, State Lands Division

Address: 64 N. Union Street City: Montgomery State: AL Zip: 36130-3020

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	State of Alabama	Drummond Co., Inc.	12-15-97	NO
Assignment	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "COMMERCIAL LAND CO., INC."

Surface/Mineral/or Fee Simple (both): Surface

Legal owner(s) of record: Commercial Land Company, Inc.

Address: P. O. Box 1549 City: Jasper State: AL Zip: 35502

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	Commercial Land Company, Inc.	Drummond Co., Inc.	10-31-85	NO
Assignment	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "ALAWEST"

Surface/Mineral/or Fee Simple (both): Surface

Legal owner(s) of record: ALAWEST

Address: P. O. Box 412 City: Northport State: AL Zip: 35476

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	ALAWEST	Drummond Co., Inc.	Pending	NO
Assignment	Drummond Co., Inc.	Alabama Trident Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: "HIGHLAND ENERGY"

Surface/Mineral/or Fee Simple (both): Mineral

Legal owner(s) of record: Highland Energy, Inc.

Address: 7802 Highway 78 City: Cordova State: AL Zip: 35550

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain.
Lease	Highland Energy, Inc.	Alabama Trident Resources, LLC	Pending	No

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2. OWNERSHIP OF SURFACE AND MINERAL LANDS CONTIGUOUS TO THE AREA TO BE MINED.
INSTRUCTIONS:

Provide the information below for the owners of record of all surface and mineral properties contiguous to any part of the proposed permit area.

Name: Drummond Company, Inc.
Address: P.O. Box 1549
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface/Fee Simple
Type of Interest (Owner, Lease, or Other): Owner

Name: Commercial Land Company, Inc.
Address: P. O. Box 1549
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: West Jefferson Minerals
Address: P. O. Box 1362
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Coal/Fee Simple
Type of Interest (Owner, Lease, or Other): Owner

Name: Valley Creek Land & Timber,
Address: 1300 Meadowbrook Rd, Ste 202
City: Jackson State: MS Zip: 39211
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: State of Alabama, State Lands Division
Address: 64 N. Union Street
City: Montgomery State: AL Zip: 36130
Interest owned (Surface, Coal or Fee Simple): Fee Simple
Type of Interest (Owner, Lease, or Other): Owner

Name: Highland Energy, Inc.
Address: 7802 Highway 78
City: Cordova State: AL Zip: 35550
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: ALAWEST
Address: P. O. Box 412
City: Northport State: AL Zip: 35476
Interest owned (Surface, Coal or Fee Simple): Coal
Type of Interest (Owner, Lease, or Other): Owner

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PART I C. (CONTINUED)

3. INTERESTS OR PENDING INTERESTS IN LANDS CONTIGUOUS TO THE PERMIT AREA.
INSTRUCTIONS:

THE APPLICANT HAS NO INTEREST IN ANY LANDS OR CONTIGUOUS LAND
OTHER THAN THE PERMITTED AREA.

Give the legal description of all lands contiguous to the permit area for which the permit applicant:

1. Holds an interest,
2. Holds an option, or
3. Has made a bid for ownership, lease or other interest.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

Page 1 of

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

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PART I D. PERMIT AREA INFORMATION

1. Give the requested term of this permit: 5 years.
2. Give the legal description of the land upon which the applicant proposes to conduct surface coal mining operations. List each quarter-quarter section, section, township, range, and county.

SW/SW, SE/SW & SW/SE of Section 4, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE & NW/SE of Section 8, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 9, NE/NE, SW/NE, NW/NE, SE/SE, SW/SE, NW/SE, NE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 16, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, NE/SW & SE/SW of Section 17, NE/NE & NW/NE of Section 20, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, NE/NW & NW/NW of Section 21; Township 17 South, Range 5 West; Jefferson County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
- a. Total permit acreage: 624 acres

- b. Give the acreage and type of bond for each mining increment:

<u>Increment</u>	<u>Acres</u>	<u>Type Bond Proposed</u>
1.	624	Surety

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 1

4. Has any acreage in the proposed permit area been previously disturbed by mining? (XX) YES () NO

If yes, supply the following for any and all previously disturbed areas:

- a. Show the boundaries of the previously disturbed area(s) on the permit map and identify with an appropriate symbol.
- b. List, for each area, the permit number under which it was disturbed and the number of acres. Indicate the status of each permit as Unreleased, Grading released, or 100% released.(If no permit, indicate as such)

<u>Permit</u>	<u>Acres</u>	<u>Status</u>
<u>P-3182</u>	<u>140</u>	<u>Released</u>

- c. For each area, which has not been reclaimed or received a 100% release, indicate whether you intend to assume responsibility for reclamation of the area under this permit and its performance bond(s).

Not Applicable

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5. Is disturbance to be conducted within 300 feet, measured horizontally, from an occupied dwelling?

() YES (XX) NO.

If YES, attach a signed waiver from the owner of the dwelling indicating the minimum distance disturbance will be allowed by the owner.

6. Is disturbance proposed within 100 feet of a public road right-of-way or will a public road be closed or relocated?

() YES (XX) NO.

If YES, enclose a copy of the approval granted by the government entity which has jurisdiction over the road. The approval must state the minimum distance disturbance will be allowed to the road or road right-of-way.

7. List all other licenses and permits required to conduct mining operations including, but not limited to, MSHA I.D. and NPDES. Give the identification or permit number, the name and address of the issuing authority, and the status or date of approval or issuance of each:

Permit	ID or Permit Number	Issuing Authority	Address	Status or date of issuance
<u>MSHA ID</u>	<u>01-00742</u>	<u>MSHA</u>	<u>3837 South US Hwy 25E</u> <u>Barbourville, KY 40906</u>	<u>Unknown</u>
<u>NPDES</u>	<u>AL0043711</u>	<u>ADEM</u>	<u>1400 Coliseum Blvd</u> <u>Montgomery, AL 36110</u>	<u>03/08/2019</u>

8. Is the property in the permit covered by zoning or other land use restrictions? (XX) YES () NO.

If yes, indicate the jurisdictional authority and zoning or land use restriction for the entire permit area. If more than one zoning classification exists for the permit area, identify the boundaries of each on the permit map.

Jurisdictional Authority	Zoning Classification	Allows mining? Yes or No
<u>Jefferson County</u>	<u>I-3 / I-3S</u>	<u>Yes</u>

9. Describe access to the proposed mine from a known point on the nearest public highway:

See Original Permit

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application?

() YES (XX) NO

If YES, list SOAP I.D. Number: _____

11. Submit a certificate of proof of Liability Insurance with this application.

PART I E. PUBLIC NOTICE AND AVAILABILITY FOR INSPECTION

12. Give the name of the approved public office in which a copy of this application will be filed for public inspection following notification of completeness: Alabama Surface Mining Commission and Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>

13. Enclose a copy of the notice of filing of this application which will appear in a newspaper of general circulation in the vicinity of the mine and identify the name of the newspaper: See Attachment I-E

**ALABAMA TRIDENT RESOURCES, LLC
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ATTACHMENT I-E-13**

PUBLIC NOTICE FILING OF PERMIT APPLICATION

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Alabama Trident Resources, LLC, 8800 Oak Grove Mine Road, Adger, AL 35006 is filing an application to succeed by transfer to the rights granted under Surface Coal Mining Permit Short Creek Preparation Plant Mine (P-3200) currently held by Drummond Company, Inc., P.O. Box 1549, Jasper, Alabama 35502. The mine is located in:

SW/SW, SE/SW & SW/SE of Section 4, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE & NW/SE of Section 8, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 9, NE/NE, SW/NE, NW/NE, SE/SE, SW/SE, NW/SE, NE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 16, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, NE/SW & SE/SW of Section 17, NE/NE & NW/NE of Section 20, NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, NE/NW & NW/NW of Section 21; Township 17 South, Range 5 West; Jefferson County, Alabama.

A copy of the permit application is available for public inspection and review on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>. A copy of the permit application is also available for public inspection and review at the office of the Alabama Surface Mining Commission located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for public hearing or request for informal conferences concerning this permit should be sent to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, no later than 30 days from the last date of publication of this notice.

TO THE ALABAMA MESSENGER:

Please run this notice one time as soon as possible. Please send invoice and notarized proof of publication to:

McGehee Engineering Corp.

Attn: Jonathan Whitlock
P. O. Box 3431
Jasper, AL 35502-3431
Telephone (205) 221-0686