

**CRIMSON OAK GROVE RESOURCES, LLC
OAK GROVE MINE, P- 3232, R-63**

**CRIMSON OAK GROVE RESOURCES, LLC
OAK GROVE MINE, P-3232, R-63**

**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

**CRIMSON OAK GROVE RESOURCES, LLC
OAK GROVE MINE, P- 3232, R-63**

Fee: _____

Bond Required: _____

Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: Crimson Oak Grove Resources, LLC

License Number: L-877 Complete Permit Number: P-3232-01-28-U

Expiration Date of Permit: 02/09/28 Revision Number: R-63

Mine Name: Oak Grove Mine

Nature of Proposed Revision R-63:

1. Add 6 acres (roads 4 acres & pads 2 acres) to Increment No. 1 for Degas Boreholes & access.
2. Modify the General Plan.
3. Modify the Operation Plan.
4. Request a waiver of the 100' stream buffer zone of Mud Creek.

Identify any conditions placed on this permit which would relate to the proposed revision being requested:

None.

STATE OF ALABAMA SURFACE MINING COMMISSION

- () Permit Application for a Surface Coal Mine
(XX) Permit Application for an Underground Coal Mine
() Permit Application for a Preparation Facility

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: **Crimson Oak Grove 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: **85-1222574**
ASMC License#: **L-0877**

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

Name: **Crimson Oak Grove 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: **85-1222574**
ASMC License#: **L-0877**

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**

**CRIMSON OAK GROVE RESOURCES, LLC
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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: **Crimson Oak Grove 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: **85-1222574**

ASMC License#: **L-0877**

**CRIMSON OAK GROVE RESOURCES, LLC
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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

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Legal description of property or permit map symbol: **S-6 (SEE PERMIT MAP)**

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

Legal owner(s) of record: Series One of Twin Creeks Timber, LLC

Address: 654 North State Street City: Jackson State: MS Zip: 39202

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 Book/Page# 201462/22906	Valley Creek Land and Timber, LLC	Series One of Twin Creeks Timber, LLC	8-28-2014	NO
Assignment	Oak Grove Resources, LLC	Murray Oak Grove Coal, LLC	4-30-19	NO
Assignment	Murray Oak Grove Coal, LLC	Crimson Oak Grove Resources, LLC	12-09-2020	NO
R-50 Lease	Series One of Twin Creeks Timber, LLC	Crimson Oak Grove Resources, LLC	02-09-21	NO

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Legal description of property or permit map symbol: S-14

(SEE PERMIT MAP)

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

Legal owner(s) of record: Shamrock Sustainable Investments, LLC

Address: 33 Broad Street, Suite 800 City: Boston State: MA Zip: 02109

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 Book/Page# 201462/22681	U.S. Steel Mining Company, LLC	Valley Creek Land and Timber, LLC	8-27-14	NO
Deed Instrument# 2017130029	Valley Creek Land and Timber, LLC	Alabama Renewable Resources, LLC	12-22-17	NO
Assignment	Oak Grove Resources, LLC	Murray Oak Grove Coal, LLC	4-30-19	NO
Right of Entry	Alabama Renewable Resources, LLC	Murray Oak Grove Coal, LLC	1-27-21 & 2-08-21	NO
Assignment	Murray Oak Grove Coal, LLC	Crimson Oak Grove Resources, LLC	12-09-20	NO
Deed	Alabama Renewable Resources, LLC	Shamrock Sustainable Investments, LLC	6-8-2023	NO

Note: The property purchased by Shamrock Sustainable Investments, LLC is under the original 6-30-2003 lease agreement with U.S. Steel Corp.

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Legal description of property or permit map symbol: S-26

(SEE PERMIT MAP)

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

Legal owner(s) of record: Joe W Wright Jr. & Gregory J Wright

Address: 10564 Lock 17 Rd City: Adger State: AL Zip: 35006

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	Joe W Wright Jr. & Gregory J Wright	Crimson Oak Grove Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: S-33

(SEE PERMIT MAP)

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

Legal owner(s) of record: Sam Parsons

Address: 10025 Lock 17 Rd City: Adger State: AL Zip: 35006

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	Sam Parsons	Crimson Oak Grove Resources, LLC	Pending	NO

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Legal description of property or permit map symbol: S-36

(SEE PERMIT MAP)

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

Legal owner(s) of record: Carrol E Gwin Jr.

Address: 1622 County Road 258 City: Cullman State: AL Zip: 35057

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	Carrol E Gwin Jr.	Crimson Oak Grove Resources, LLC	Pending	NO

**CRIMSON OAK GROVE RESOURCES, LLC
OAK GROVE MINE, P- 3232, R-63**

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.

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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

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

CRIMSON OAK GROVE RESOURCES, LLC
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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.

SE/NE & NE/SE of Section 20, SW/NW & NW/NW of Section 21, SW/SW, NW/SW, SW/NW & NW/NW of Section 28, NE/NE, SE/NE, NE/SE & SE/SE of Section 29, Township 18 South, Range 6 West, Jefferson County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
- a. Total permit acreage: 1,090 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.	1,019	Surety
2.	8	Surety
3.	2	Surety
4.	5	Surety
5.	56	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? () YES (XX) 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> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

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.

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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>01-00851</u>	<u>MSHA</u>	<u>3837 South US Hwy 25E</u> <u>Barbourville, KY 40906</u>	<u>12/17/75</u>
<u>NPDES</u>	<u>AL0026875</u>	<u>ADEM</u>	<u>1400 Coliseum Blvd</u> <u>Montgomery, AL 36110</u>	<u>10/31/05</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 landuse 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
Jefferson County Planning and Zoning Commission	I-3S	Yes
Rezoning approval is forthcoming (Increment No. 5)	A-1	No

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

From the intersection of Lock 17 Road (CR54) and Toadvine Road in Oak Grove, Alabama, travel southeast on Lock 17 Road for 1 mile. Turn right onto Mud Creek Road and travel 0.4 miles to the intersection of Oak Grove Mine Road. Turn left onto Oak Grove Mine Road and travel 0.3 miles to the mine office on the right.

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-13

**CRIMSON OAK GROVE RESOURCES, LLC
OAK GROVE MINE, P- 3232, R-63
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, Crimson Oak Grove Resources, LLC., 8800 Oak Grove Mine Rd Adger, AL 35006 is filing an application to revise its permit Oak Grove Mine (P-3232), Underground Mine. The area being revised is located in:

SE/NE & NE/SE of Section 20, SW/NW & NW/NW of Section 21, SW/SW, NW/SW, SW/NW & NW/NW of Section 28, NE/NE, SE/NE, NE/SE & SE/SE of Section 29, Township 18 South, Range 6 West, Jefferson County, Alabama.

Nature of Revision No. 63:

1. Add 6 acres (roads 4 acres & pads 2 acres) to Increment No. 1 for Degas Boreholes & access.
2. Modify the General Plan.
3. Modify the Operation Plan.
4. Request a waiver of the 100' stream buffer zone of Mud Creek.

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 MESSNEGER NEWSPAPER:

Please run this notice once a week for four (4) consecutive weeks starting **07/29, 08/05, 08/12, and ending 08/19/2026.**

Please send the invoice and a notarized proof of publication to:

McGehee Engineering Corp.
P. O. Box 3431
Jasper, AL 35502-3431
Telephone (205) 221-0686

If you should have any questions or need additional information, please call: (205) 221-0686