

WARRIOR MET COAL MINING, LLC

MINE NO. 7, P-3247

Revision R-47

ALABAMA SURFACE MINING COMMISSION

PERMIT REVISION 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

**WARRIOR MET COAL MINING, LLC
MINE NO. 7, P-3247, R-47**

ASMC USE ONLY

Fee:

Bond Required:

Date Approved :

APPLICATION FOR PERMIT REVISION

Name of Permittee: Warrior Met Coal Mining, LLC

License Number: L-846 Complete Permit Number: P-3247-63-23-U

Expiration Date of Permit: March 1, 2023 Revision Number: R-47

Mine Name: Mine No. 7

Nature of Proposed Revision No. 47:

1. Add 3 acres to Increment No. 1 for Shaft 7-26 (2 acres) and rockdust holes (1 acre).
2. Add 1 acres to Increment no. 1 for ancillary access roads to Shaft 7-26 and rockdust hole.
3. Modify the General Plan.

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: Warrior Met Coal Mining, LLC
Street Address: 16243 Highway 216
City: Brookwood State: AL Zip: 35444
Mailing Address: P. O. BOX 133
City: Brookwood State: AL Zip: 35444
Telephone Number: (205) 554-6150
Social Security Number (Voluntary): - -
Employer Identification Number: 81-0764922
ASMC License#: L-846

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

Name: Warrior Met Coal Mining, LLC
Street Address: 16243 Highway 216
City: Brookwood State: AL Zip: 35444
Mailing Address: P. O. BOX 133
City: Brookwood State: AL Zip: 35444
Telephone Number: (205) 554-6150
Social Security Number (Voluntary): - -
Employer Identification Number: 81-0764922
ASMC License#: L-846

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

Name: SAME AS PERMITTEE
Street Address: _____
City: _____ State: AL Zip: _____
Mailing Address: _____
City: _____ State: AL 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

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.
No update is included.

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.
No update is included.

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 mine 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: Warrior Met Coal Mining, LLC
Street Address: 16243 Highway 216
City: Brookwood State: AL Zip: 35444
Mailing Address: P. O. BOX 133
City: Brookwood State: AL Zip: 35444
Telephone Number: (205) 554-6150
Social Security Number (Voluntary): - - -
Employer Identification Number: 81-0764922
ASMC License#: L-846

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.

Legal description of property or permit map symbol:

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

Legal owner(s) of record: Alawest-AL LLC

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: N/A

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.

Desc Right of Entry(If deed indicate Where recorded)	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes, explain.
LEASE	ALAWEST-AL LLC	JIM WALTER RESOURCES, INC.	2-4-15	NO
ASSIGNMENT	JIM WALTER RESOURCES, INC.	WARRIOR MET COAL MINING, LLC	Effective 3-31-16	NO
LEASE	ALAWEST-AL LLC	WARRIOR MET COAL MINING, LLC	6-21-16	NO
RIGHT OF ENTRY WATER PIPELINE	ALAWEST-AL, LLC	WARRIOR MET COAL MINING, LLC	6-28-16	NO
SURFACE USE	ALAWEST-AL,	WARRIOR MET	11-9-17	NO

**WARRIOR MET COAL MINING, LLC
MINE NO. 7, P-3247, R-47**

AGREEMENT REVISION NO. 39 ITEMS	LLC	COAL MINING, LLC		
SURFACE USE AGREEMENT R-46	ALAWEST-AL, LLC	WARRIOR MET COAL MINING, LLC	4-2-20	NO
R-47 SURFACE USE AGREEMENT	ALAWEST-AL, LLC	WARRIOR MET COAL MINING, LLC	7-13-20	NO

PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Legal description of property or permit map symbol:
 Surface/Mineral/or Fee Simple (both): Surface Rights
 Legal owner(s) of record: JEWELL HICKS
 Address: 545 WOODRUFF PKWY. City: LEEDS State: AL Zip: 35094
 Holders of leasehold interest:
 Address: _____ City: _____ State: __ Zip: ____
 Purchasers under a real estate contract: N/A
 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.
SURFACE USE AGREEMENT PENDING	JEWELL HICKS	WARRIOR MET COAL MINING, LLC	07-10-20	NO

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.

NE/NE of Section 23, NW/SE, SE/SW of Section 3, Township 19 South, Range 7 West, Tuscaloosa County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
 - a. Total permit acreage: 1,811 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.	1,775	Surety bond
2.	15	Surety bond
3.	9	Surety bond
4.	12	Surety bond

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: N/A
4. Has mining previously disturbed any acreage in the proposed permit area?
(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>
	N/A	

- 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)
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.

**WARRIOR MET COAL MINING, LLC
MINE NO. 7, P-3247, R-47**

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	Issuing Authority	Address	Status or Date of issuance
MSHA	<u>01-01401</u>	MSHA	*	<u>3/27/74</u>
NPDES	<u>AL0029181</u>	<u>ADEM</u>	**	<u>11/01/88</u>

*1030 London Drive, Suite 400 Birmingham, AL 35211

**1400 Coliseum Blvd Montgomery, AL 36110

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

JEFFERSON COUNTY ONLY See Permit map for areas zoned A-1 Agricultural.

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.

<u>Jurisdictional Authority</u>	<u>Zoning Classification</u>	<u>Allows mining? Yes or No</u>
Jefferson County Planning and Zoning Commission	I-3	Yes
Jefferson County Planning and Zoning Commission	A-1	No

A zoning variance from Jefferson County is forthcoming for the addition of the utility borehole in the NW/NW of Section 8, Township 19 South, Range 6 West and rock dust hole in the NE/SW of Section 19, Township 19 South, Range 6 West.

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

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.

See Insurance Certificate on file at ASMC.

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-13-E

NOTICE OF APPLICATION TO REVISE A UNDERGROUND COAL MINE

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Warrior Met Coal Mining, LLC, 16243 Highway 216, Brookwood, AL 35444 is filing an application to revise the permit P-3247-63-23-U, Revision R-47 of Mine No. 7, Underground Mine.

NE/NE of Section 23, NW/SE, SE/SW of Section 3, NW/NE, SW/NE, NW/SE, NE/SW, SW/NW of Section 4, Township 19 South, Range 7 West, SW/SE of Section 33, Township 18 South, Range 7 West, Tuscaloosa and Jefferson Counties, Alabama.

Nature of Proposed Revision No. 47:

1. Add 4 acres to Increment No. 1 for Shaft 7-26 (2 acres), rockdust holes (1 acre), and substation pad (1 acre).
2. Add 4 acres to Increment no. 1 for ancillary access roads to Shaft 7-26, rockdust holes, substation pad, and deep well pump sites 021, 022, 023.
3. Modify the General Plan.

A copy of the permit revision 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 revision 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.

This notice to be published in the Birmingham News.