

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

PEABODY SOUTHEAST MINING, LLC

SHOAL CREEK MINE

P-3666-01-26-U

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

STATE OF ALABAMA SURFACE MINING COMMISSION

- ☐ Renewal Application for a Surface Coal Mine
☒ Renewal Application for an Underground Coal Mine
☐ Renewal Application for a Preparation Facility

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: Peabody Southeast Mining, LLC.
Street Address: 701 Market Street
City: St. Louis State: MO Zip: 63101
Mailing Address: 701 Market Street
City: St. Louis State: MO Zip: 63101
Telephone Number: (314) 342-3400
Social Security Number(Voluntary): - -
Employer Identification Number: 61-1901650
ASMC License#: L-0870

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

Name: Peabody Southeast Mining, LLC.
Street Address: 701 Market Street
City: St. Louis State: MO Zip: 63101
Mailing Address: 701 Market Street
City: St. Louis State: MO Zip: 63101
Telephone Number: (314) 342-3400
Social Security Number(Voluntary): - -
Employer Identification Number: 61-1901650
ASMC License#: L-0870

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
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 221-0686
Email address: jwhitlock@mcgehee.org

**PEABODY SOUTHEAST MINING, LLC
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PART I B. OWNERSHIP AND CONTROL

4. 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 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: **Peabody Southeast Mining, LLC.**

Street Address: **701 Market Street**

City: **St. Louis** State: **MO** Zip: **63101**

Mailing Address: **701 Market Street**

City: **St. Louis** State: **MO** Zip: **63101**

Telephone Number: **(314) 342-3400**

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

Employer Identification Number: **61-1901650**

ASMC License#: **L-0870**

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

Page 1 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Ind. Dev. Board of the Town of West Jefferson, Attn: Board Chairman

Address: 7076 West Jefferson Rd.

City: Quinton State: AL Zip: 35130

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	Ind. Dev. Bd. of the Town of West Jefferson	Drummond Co., Inc.	12-01-94	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 2 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: RGGS Land & Mineral Ltd., LP; Attn: Mr. Bill Lawrence

Address: 2000 Highway 33

City: Pelham State: AL Zip: 35124

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	RGGS Land & Minerals Ltd, LP (By: U. S. X. Corporation)	Drummond Co., Inc.	5-29-91	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 3 of 23

Legal description of property or permit map symbol: See Permit Map

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

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: Jefferson Co. Book: 200562 Page: 2793 Deed: Walker Co. Book: 2176 Page:123	U. S. X. Corp.	Drummond Co. Inc.	07/05/05	No
Lease	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 4 of 23

Legal description of property or permit map symbol: See Permit Map

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

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

Address: P. O. Box 5327 City: Jackson State: MS Zip: 39296

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	Valley Creek Land & Timber, LLC (By: U. S. X. Corporation)	Drummond Company, Inc.	05-29-91	No
Lease	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	NO

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

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: SERIES ONE OF TWIN CREEKS TIMBER, LLC

Address: 8809 Lenox Pointe Dr, Suite B

City: Charlotte State: NC Zip: 28273

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	Series One of Twin Creeks Timber, LLC(Assigned from: SWF Birmingham, LLC: originally by: U.S.X. Corportation)	Drummond Co., Inc.	5-29-19	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 6 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: PEABODY SOUTHEAST MINING, LLC

Address: 701 Market Street

City: St. Louis State: MO Zip: 63101

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
	Peabody Southeast Mining, LLC	No Lease Required		NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: GRYSKA HOLDINGS LLC

Address: 4204 Ashburton LN

City: Northport State: AL Zip: 35473

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	Bane Land Resources, LLC	Peabody Southeast Mining, LLC	8-6-2019	NO
DEED	Bane Land Resources, LLC	GRYSKA Holdings, LLC	2-12-2025	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: 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
Lease	Valley Creek Land & Timber, LLC (By: U. S. X. Corporation)	Drummond Company, Inc.	05-29-91	No
Deed	Valley Creek Land & Timber, LLC	Alabama Renewable Resources, LLC	12-22-17	No
Assignment	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-18	No
Deed	Alabama Renewable Resources, LLC	Shamrock Sustainable Investments, LLC	06-08-23	No

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

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Warrior Met Coal BC LLC

Address: 16243 Highway 216

City: Brookwood State: AL Zip: 35444

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	Culp Family Partnership LTD	Drummond Co., Inc.	3-28-2006	No
Assignment	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-07-2018	No
Deed	Culp Family Partnership LTD	Warrior Met Coal BC, LLC	2-21-2023	No

PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666

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

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Lance P. Langley

Address: 1219 Old Patton Ferry 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
No lease required. Area has been reclaimed				NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Etoil B Frederick

Address: 3042 Virginia Dr

City: Bessemer State: AL Zip: 35023

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	Etoil B Fredrick	Drummond Company, Inc.	8-6-2019	NO
ASSIGNMENT	Drummond Company, Inc.	Peabody Southeast Mining, LLC	12-3-2018	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Bobby J. Brucke

Address: 1187 Old Patton Ferry 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	Bobby J. Brucke	Drummond Company, Inc.	2-29-2016	NO
ASSIGNMENT	Drummond Company, Inc.	Peabody Southeast Mining, LLC	12-3-2018	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 13 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: U.S.A., Bureau of Land Management

Address: 5275 Leesburg Pike

City: Falls Church State: VA Zip: 22041

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.A., Bureau of Land Management	Drummond Co., Inc.	8-1-94	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Walker College, Inc.

Address: P. O. Box 2228

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	U.S.A., Bureau of Land Management	Drummond Co., Inc.	12-17-91	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 15 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Helen Parsons Trust

Address: 7521 Cook Road

City: Bessemer State: AL Zip: 35023

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	Helen Parsons Trust	Drummond Co., Inc.	9-21-2001	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-2018	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Page 16 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Cleveland Lumber / Simmons Group LTD

Address: P. O. Box 130

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	Simmons Group LTD	Drummond Co., Inc.	6-13-2008	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-2018	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Flora Gilbert Heirs Attn: Scott Thornley

Address: P. O. Box 248

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	Flora W. Gilbert	Drummond Co., Inc.	11-4-2009	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: David Cowen, et al

Address: 3031 NW 2 Avenue

City: Pompano Beach State: FL Zip: 33064

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	David Cowen et al	Drummond Co., Inc.	7-20-2011	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
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PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Hobson Mineral Properties, LLC

Address: 985 Yorkshire Street

City: Tuscaloosa State: AL Zip: 35406

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	Hobson Mineral Properties, LLC	Drummond Co., Inc.	3-22-2012	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

Page 20 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: John M. Lutz Trust

Address: 3532 Oxford Drive

City: Santa Clara State: CA Zip: 95051

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	John M Lutz Trust	Drummond Co., Inc.	6-27-2012	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-18	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

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Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Carnley 5, LLC

Address: 110 Mill Ridge Road

City: Dothan State: AL Zip: 36303

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	Carnley 5, LLC	Drummond Co., Inc.	8-7-2014	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-2018	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

Page 22 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: Franklin Heirs

Address: 16 Foxglove Lane

City: Greensboro State: NC Zip: 27455

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	Franklin Heirs	Drummond Co., Inc.	10-8-1992	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-2018	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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

Page 23 of 23

Legal description of property or permit map symbol: See Permit Map

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

Legal owner(s) of record: State of Alabama

Address: 64 North Union Street, Suite 464

City: Montgomery State: AL Zip: 36130

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.	7-2-2015	NO
ASSIGNMENT	Drummond Co. Inc.	Peabody Southeast Mining, LLC	12-03-2018	NO

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

PART I C. (CONTINUED)

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.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

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Page 1 of 1

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Name: SERIES ONE OF TWIN CREEKS TIMBER, LLC

Address: 8809 Lenox Pointe Dr, Suite B

City: Charlotte State: NC Zip: 28273

Interest owned (Surface, Coal or Fee Simple): Surface

Type of Interest (Owner, Lease, or Other): Owner

PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666

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 1

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: _____

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

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/SE, SE/SW SECTION 19; NW/SW, SE/SW, SW/SW SECTION 29; NW/NW, NE/NW, NW/NE, SE/SE SECTION 30; NE/NE, SE/NE, NW/SE, NE/SE, SW/SE, SE/SW SECTION 31; NE/NW, NW/NE, SW/NE, NW/SE, SE/SE, SW/SE SECTION 32; TOWNSHIP 17 SOUTH, RANGE 7 WEST; SW/NW, NW/SW, SW/SW SECTION 25; SE/SE SECTION 26; SE/NW, NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, SECTION 35; NW/NW, SW/NW, SW/SE SECTION 36; TOWNSHIP 17 SOUTH, RANGE 8 WEST; SW/SW SECTION 2; SE/SE, SW/SE SECTION 3; NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, NE/SE, SE/SE, SW/SE, SE/SW, SW/SW SECTION 5; NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, NE/SE, SE/SE, SW/SE, NE/SW, SECTION 6; NW/NE, NE/NE, SE/NE, SW/NE SECTION 7; NW/NW, NE/NW, NE/NE, SE/NE SECTION 8; NW/NW, SW/NW, NW/SE, NE/SE, SE/SE, SW/SE, NE/SW, SE/SW, SW/SW SECTION 9; NW/NE, NE/NE, SW/SE, NW/SW, NE/SW, SE/SW, SW/SW SECTION 10; SW/SE SECTION 11; NW/NW, NE/NW, SE/NW, SW/NW, NW/NE, SE/SE, SW/SE, NE/SW, SE/SW, SW/SW SECTION 14; NW/NW, NE/NW, SE/NW, SW/NW, NW/NE, SW/NE, NW/SE, SE/SE, SW/SE, NW/SW, NE/SW, SE/SW, SW/SW SECTION 15; NW/NW, NE/NW, SE/NW, SW/NW, NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, NE/SE, SE/SE, NE/SW SECTION 16; SW/NE, NW/SE, SE/SW SECTION 17; NW/NW, NE/NW, SE/NW, SW/NW, NE/SE, SE/SE SECTION 20; NW/SW, SW/SW SECTION 21; NW/NW, NE/NW, NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, SE/SE, NE/SW SECTION 22; NW/NW, NE/NW, SE/NW, SW/NW, NW/NE, NE/NE, SE/NE, SW/NE, NW/SE, NE/SE, SW/SE, NW/SW, NE/SW, SE/SW, SW/SW SECTION 23; NE/NE SECTION 27; NW/NW SECTION 28; NW/NW, NE/NE, SE/NE, SW/NE, NW/SE, SE/SE, SW/SE, NE/SW SECTION 29; TOWNSHIP 18 SOUTH, RANGE 7 WEST; NW/NE SECTION 1; TOWNSHIP 18 SOUTH, RANGE 8 WEST; JEFFERSON COUNTY, ALABAMA.

3. Give the acreage of the permit, each increment and the type of bonding.

a. Total permit acreage: 1719 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.	1319	Surety Bond
2.	400	Surety Bond (Not Bonded)

- 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. SEE Permit Map Sheet 1 of 3

- 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>NA</u>	<u> </u>	<u>Pre-Law</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.

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666**

PART I D. (CONTINUED)

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

(XX) YES () 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>01-02901</u>	<u>MSHA</u>	<u>1030 London Drive .Suite 400</u> <u>Birmingham, AL 35211</u>	<u>03/25/1991</u>
<u>NPDES</u>	<u>AL0062421</u>	<u>ADEM</u>	<u>1400 Coliseum Blvd</u> <u>Montgomery, AL 36130</u>	<u>06/22/2007</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
<u>Jefferson County</u>	<u>I-3</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.

See ASMC Master Insurance File

12. Give the name of the approved public office in which copy of this application will be filed or 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

**PEABODY SOUTHEAST MINING, LLC
SHOAL CREEK MINE, P-3666
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, Peabody Southeast Mining, LLC, 701 Market Street, St. Louis, MO 63101 is filing an application to renew its permit Shoal Creek Mine (P-3666-01-26-U), Underground Mine, for a term of 5 years. All located in:

From the intersection of Lock 17 Road and Nancy Ann Bend Road travel north on Nancy Ann Bend Road approximately 4.6 miles to the mine entrance on the left.

SW/SE, SE/SW & SW/SW SECTION 19; NW/SW, SE/SW & SW/SW SECTION 29; NW/NE, SW/NE, SE/SE, NE/SW, NW/SW NW/NW, NE/NW & SE/NW SECTION 30; NE/NE, SE/NE, NW/SE, NE/SE, SW/SE, SE/SW SECTION 31; NE/NW, NW/NE, SW/NE, NW/SE, SE/SE, SW/SE SECTION 32; TOWNSHIP 17 SOUTH, RANGE 7 WEST, WALKER COUNTY; SE/SE SECTION 24; NE/NE, SE/NE, NE/SE, SE/SW, NW/SW, SW/SW & SW/NW SECTION 25; NE/SE, SE/SE, SW/SE, NW/SE, NE/SW & SE/SW SECTION 26; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, NW/SE, NE/NW, SE/NW & NW/NW SECTION 35; SE/SE, SW/SE, SW/NW & NW/NW SECTION 36; TOWNSHIP 17 SOUTH, RANGE 8 WEST, TUSCALOOSA COUNTY; SW/SW SECTION 2; SE/SE & SW/SE SECTION 3; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, SE/SW & SW/SW SECTION 5; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, SW/SE, NW/SE, NE/SW & SW/SW SECTION 6; NE/NE, SE/NE, SW/NE, NW/NE, NE/SW, NW/SW, NE/NW, SE/NW & SW/NW SECTION 7; NE/NE, SE/NE, NE/NW & NW/NW SECTION 8; NE/SE, SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, SW/NW & NW/NW SECTION 9; NE/NE, NW/NE, SE/SE, SW/SE, NE/SW, SE/SW, SW/SW, NW/SW, SECTION 10; SW/SE, SE/SW & SW/SW SECTION 11; NW/NE, SE/SE, SW/SE, NE/SW, SE/SW, SW/SW, NE/NW, SE/NW, SW/NW & NW/NW SECTION 14; NE/NE, SW/NE, NW/NE, SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW SECTION 15; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, NW/SE, NE/SW, NE/NW, SE/NW, SW/NW & NW/NW SECTION 16; SW/NE, NW/SE & SE/SW SECTION 17; NE/NW, SE/NW, SW/NW, NW/NW, NE/SE & SE/SE SECTION 20; SW/SW & NW/SW SECTION 21; NE/NE, SE/NE, SW/NE, NW/NE, SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW SECTION 22; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW SECTION 23; NE/NE SECTION 27; NW/NW SECTION 28; NE/NE, SE/NE, SW/NE, SE/SE, SW/SE, NW/SE, NE/SW & NW/NW SECTION 29; TOWNSHIP 18 SOUTH, RANGE 7 WEST, TUSCALOOSA & JEFFERSON COUNTIES; NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, NW/SE, NE/SW & SE/NW SECTION 1; NE/NE, NW/NE, NE/SE, SE/SE & SW/SE SECTION 12; TOWNSHIP 18 SOUTH, RANGE 8 WEST; TUSCALOOSA 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 MESSNEGER NEWSPAPER:

Please run this notice on the following four (4) dates: February 4th, February 11th, February 18th and ending February 25th. Please send invoice and notarized proof of publication to:

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