

McWANE, INC.  
BURTON MINE, P-3753, R-15

**McWANE, INC.**

**BURTON MINE, P-3753, R-15**

PART I

ALABAMA SURFACE MINING COMMISSION

Prepared by:

**MCGEHEE ENGINEERING CORP.**

P. O. Box 3431  
504 Airport Road South  
Jasper, Alabama 35502-3431  
Telephone (205) 221-0686

McWANE, INC.  
BURTON MINE, P-3753, R-15

ASMC USE ONLY

Fee: \_\_\_\_\_

Bond Required: \_\_\_\_\_

Date Approved: \_\_\_\_\_

**APPLICATION FOR PERMIT REVISION**

Name of Permittee: McWane, Inc.

License Number: L-603    Complete Permit Number: P-3753-64-16-S

Expiration Date of Permit: September 18, 2016    Revision Number R-15

Mine Name: Burton Mine

Nature of Proposed Revision:

1. Submit an Addendum to the Topsoil Variance
2. Request contemporaneous reclamation waiver for highwall in Increment No. 4.
3. Delete 13 acres from Increment No. 1 as undisturbed.
4. Delete 3 acres from Increment No. 1 as undisturbed.

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  
 Permit Application for an Underground Coal Mine  
 Permit Application for a Preparation Facility

## PART I A. IDENTIFICATION

### 1. PERMIT APPLICANT

Name: MCWANE, INC.  
Street Address: 1201 Vanderbilt Road  
City: Birmingham State: AL Zip: 35234  
Mailing Address: 1927 1st Avenue North, Suite 900  
City: Birmingham State: AL Zip: 35203  
Telephone Number: (205) 323-2400  
Social Security Number(Voluntary): - -  
Employer Identification Number: 63-0139000  
ASMC License#: L-603

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

Name: MCWANE, INC.  
Street Address: 1201 Vanderbilt Road  
City: Birmingham State: AL Zip: 35234  
Mailing Address: 1927 1st Avenue North, Suite 900  
City: Birmingham State: AL Zip: 35203  
Telephone Number: (205) 323-2400  
Social Security Number(Voluntary): - -  
Employer Identification Number: 63-0139000  
ASMC License#: L-603

### 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: staff's first name@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 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: MCWANE, INC.  
Street Address: 1201 Vanderbilt Road  
City: Birmingham State: AL Zip: 35234  
Mailing Address: 1927 1st Avenue North, Suite 900  
City: Birmingham State: AL Zip: 35203  
Telephone Number: (205) 323-2400  
Social Security Number (Voluntary): - -  
Employer Identification Number: 63-0139000  
ASMC License#: L-603

**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 29  
 =====

Legal description of property or permit map symbol: S-1 & M-1

**(SEE PERMIT MAP)**

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

Legal owner(s) of record: Empire Coke Company

Address: 1201 Vanderbilt Road City: Birmingham State: AL Zip: 35234

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	Empire Coke Company	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-2**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **Surface**

Legal owner(s) of record: **Delaney Childers**

Address: **P. O. Box 21** City: **Sipsey** State: **AL** Zip: **35584**

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	Delaney Childers	McWane, Inc.	05-21-98	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-4**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **Surface**

Legal owner(s) of record: **Bill & Mary Glover**

Address: **84 Burton Bend Road** City: **Empire** State: **AL** Zip: **35063**

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	Bill & Mary Glover	Reed Minerals, Inc.	8-04-2009	NO
Assignment	Reed Minerals, Inc.	McWane, Inc.	2-1-2010	

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-17  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: Bill R. Dill

Address: 4505 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	Bill R. Dill	Reed Minerals, Inc.	07-21-2009	NO
Assignment	Reed Minerals, Inc.	McWane, Inc.	03-11-2010	

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-25

(SEE PERMIT MAP)

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

Legal owner(s) of record: Steve & Rebecca Howard

Address: 5317 Highland Ave. City: Birmingham State: AL Zip: 35224

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	Steve & Rebecca Howard	Reed Minerals	02/11/2010	NO
Assignment	Reed Minerals	McWane	03/01/2010	

**PART I C 1. (CONTINUED)**

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: **McWane Coal Co..**

Address: **1201 Vanderbilt Road** City: **Birmingham** State: **AL** Zip: **35234**

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	DONNIE HANDLEY	McWane, Inc.	10-20-97	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-27  
 (SEE PERMIT MAP)  
 Surface/Mineral/or Fee Simple (both): SURFACE  
 Legal owner(s) of record: Sadie Blaylock, Mary Ackerman, Eunice Roberts  
 Address: 1205 11<sup>th</sup> Ave City: Jasper State: AL Zip: 35503  
 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	Lehman Furniture Carl Roberts  Sadie Blaylock, Mary Ackerman, Eunice Roberts	McWane, Inc.	09/04/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-28  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: HALLMARK AND SONS COAL CO.

Address: 9490 HIGHWAY 31 City: BIRMINGHAM State: AL Zip: 35780

Holders of leasehold interest: MCWANE, INC.

Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203

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	HALLMARK AND SONS COAL CO.	McWane, Inc.	02/7/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-29  
 (SEE PERMIT MAP)  
 Surface/Mineral/or Fee Simple (both): SURFACE  
 Legal owner(s) of record: GEORGE & JIM AIKEN, TOM & RITA NICHOLSON  
 Address: 302 SHERWOOD DRIVE SE City: HUNTSVILLE State: AL Zip: 35802  
 Holders of leasehold interest: MCWANE, INC.  
 Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203  
 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 ASSIGNMENT	GEORGE AIKEN, REED MINERALS	Reed Minerals, Inc. MCWANE	8-12-2009 3-11-10	NO NO
LEASE ASSIGNMENT	RITA NICHOLSON REED	REED MCWANE	07-30-09 3-11-10	NO NO
LEASE ASSIGNMENT	PEGGY AIKEN REED	REED MCWANE	8-27-09 3-11-10	NO NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-31**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Pink Dill Jr.**

Address: **1335 PINK & ROXIE DILL RD** City: **Jasper** State: **AL** Zip: **35504**

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	Pink Dill Jr.	McWane, Inc.	11-2-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-32**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Dorothy Mae Parrish**

Address: **345 DRUMMOND CEMETARY ROAD** City: **Jasper** State: **AL** Zip: **35504**

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	Dorothy Mae Parrish	McWane, Inc.	3-6-96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-34**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Judy M. & Stewart E. Banks**

Address: 3250 PINEY WOODS SIPSEY RD City: **Jasper** State: **AL** Zip: **35504**

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	Judy M. & Stewart E. Banks	McWane, Inc.	9-11-96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-35**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **MARY HELEN DILL**

Address: **525 Old Dora Road** City: **Sumiton** State: **AL** Zip: **35148**

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	MARY HELEN DILL	McWane, Inc.	12/22/95	NO

**PART I C 1. (CONTINUED)**

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: **Brad Clifton**  
 Address: **274 COYLE RD** City: **Empire** State: **AL** Zip: **35063**  
 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	Brad Clifton	McWane, Inc.	8-23-96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ S-37

(SEE PERMIT MAP)

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

Legal owner(s) of record: STANLEY & BETTY JEAN DILL

Address: 650 Pink & Roxie Dill Road City: Jasper State: AL Zip: 35504

Holders of leasehold interest: \_\_\_\_\_ MCWANE, INC.

Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203

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	STANLEY & BETTY JEAN DILL	McWane, Inc.	11/01/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-38

(SEE PERMIT MAP)

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

Legal owner(s) of record: JAMES T. MILLER

Address: P.O. BOX 343 City: JASPER State: AL Zip: 35501

Holders of leasehold interest: MCWANE, INC.

Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203

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	JAMES T. MILLER	McWane, Inc.	06/05/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-39**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Burton Cemetary C/O Arnold Burton**

Address: **3075 WARRIOR/JASPER RD** City: **Warrior** State: **AL** Zip: **35180**

Holders of leasehold interest: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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	Burton Cemetary	McWane, Inc.	Pending	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-40**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Charlotte & Whitlow C. Starnes C/O Nortricia Starnes**

Address: **3151 Co. Rd. 18** City: **Bremen** State: **AL** Zip: **35033**

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 Dill  Charlotte & Whitlow C. Starnes	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-41  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: JEFFERSON TRUCKING CO., INC.

Address: 9480 HIGHWAY 31 City: WARRIOR State: AL Zip: 35780

Holders of leasehold interest: MCWANE, INC.

Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203

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	JEFFERSON TRUCKING CO., INC.	McWane, Inc.	02/07/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-46** \_\_\_\_\_

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE** \_\_\_\_\_

Legal owner(s) of record: **Fred H. Hallmark**

Address: **9484 HWY 31** City: **Warrior** State: **AL** Zip: **35180**

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	Fred H. Hallmark	McWane, Inc.	2-7-96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-51**  
 \_\_\_\_\_  
 (SEE PERMIT MAP)  
 Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**  
 Legal owner(s) of record: **Jimmie & Linda Dill**  
 Address: **208 dill Hill Road** City: **Jasper** State: **AL** Zip: **35504**  
 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	Pink Dill Est.  Jimmie & Linda Dill	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-52**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Vickie & Larry Palmer**

Address: **83 DEBARTLEBAN RD** City: **Bremen** State: **AL** Zip: **35033**

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	Pink Dill Est.  Vickie & Larry Palmer	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ **S-53**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE**

Legal owner(s) of record: **Doris Holder**

Address: **1169 PINK & ROXIE DILL ROAD** City: **Jasper** State: **AL** Zip: **35504**

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	Pink Dill Est.  Doris Holder	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-54  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: BOB DILL

Address: 286 filter Plant Road City: Cordova State: AL Zip: 35550

Holders of leasehold interest: MCWANE, INC.

Address: 1927 1<sup>ST</sup> AVE. N., SUITE 900 City: BIRMINGHAM State: AL Zip: 35203

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	BOB DILL	McWane, Inc.	08/30/95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: \_\_\_\_\_ S-55

(SEE PERMIT MAP)

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

Legal owner(s) of record: Gabriel Parrish

Address: 345 DRUMMOND CEMETERY RD City: Jasper State: AL Zip: 35504

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	Pink Dill Est.  Gabriel Parrish	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-56  
 (SEE PERMIT MAP)  
 Surface/Mineral/or Fee Simple (both): SURFACE  
 Legal owner(s) of record: Connie Shubert  
 Address: 509 DILL HILL RD City: Jasper State: AL Zip: 35504  
 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	Pink Dill Est.  Connie Shubert	McWane, Inc.	8-30-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-57  
 (SEE PERMIT MAP)  
 Surface/Mineral/or Fee Simple (both): SURFACE  
 Legal owner(s) of record: JULIA MAE BANKS  
 Address: 3250 Piney Woods Sipsey Road City: Jasper State: AL Zip: 35504  
 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	JULIA MAE BANKS	McWane, Inc.	09/11/96	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: S-58  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: TIM & MELINDA LANE

Address: P. O. BOX 853 City: SIPSEY State: AL Zip: 35148

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	Charles Dill Est.  Tim & Melinda Lane	McWane, Inc.	12-22-95	NO

**PART I C 1. (CONTINUED)**

Legal description of property or permit map symbol: M-3  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: DRUMMOND COMPANY, INC

Address: 300 E HIGHWAY 78 EAST 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	Drummond Company, Inc.	McWane, Inc.	1-28-13	No

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 4  
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Name: **Empire Coke Company**

Address: **1241 Vanderbilt road**

City: **Birmingham** State: **AL** Zip: **35234**

Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**

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

Name: **Delaney Childers**

Address: **P. O. Box 21**

City: **Sipsey** State: **AL** Zip: **35584**

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

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

Name: **Bill & Mary Glover**

Address: **84 Burton Bend Road**

City: **Empire** State: **AL** Zip: **35063**

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

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

Name: **Bill R. Dill**

Address: **4505 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: **Steve & Rebecca Howard**

Address: **5317 Highland Ave.**

City: **Birmingham** State: **AL** Zip: **35224**

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

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

Name: **McWane Coal Co.**

Address: **1201 Vanderbilt Road**

City: **Birmingham** State: **AL** Zip: **35234**

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

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

**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.

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USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

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Page 2 of 4

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Name: **Sadie Blaylock, Marv Ackerman, Eunice Roberts**  
Address: **1205 11<sup>th</sup> Ave.**  
City: **Jasper** State: **AL** Zip: **35503**  
Interest owned (Surface, Coal or Fee Simple): **SURFACE**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **George Aiken and Jim Aiken**  
Address: **302 Sherwood Drive SE**  
City: **Huntsville** State: **AL** Zip: **35802**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Pink Dill Jr.**  
Address: **1335 Pink & Roxie Dill Road**  
City: **JASPER** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **STANELY & BETTY JEAN DILL**  
Address: **650 PINK & ROXIE DILL ROAD**  
City: **JASPER** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **SURFACE**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Charlotte & Whitlow C. Starnes C/O Nortricia Starnes**  
Address: **3151 Co. Rd. 18**  
City: **Bremen** State: **AL** Zip: **35033**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Jefferson Trucking Co., Inc.**  
Address: **9480 Highway 31**  
City: **Warrior** State: **AL** Zip: **35180**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

**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 **3** of **4**  
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Name: **Fred H. Hallmark**  
Address: **9484 Hwy 31**  
City: **Warrior** State: **AL** Zip: **35180**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Jimmie & Linda Dill**  
Address: **208 Dill Hill Road**  
City: **Jasper** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Larry & Vickie Palmer**  
Address: **83 Debartleban Road**  
City: **Bremen** State: **AL** Zip: **35033**  
Interest owned (Surface, Coal or Fee Simple): **SURFACE**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Doris Holder**  
Address: **1169 Pink & Roxie Dill Road**  
City: **Jasper** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **SURFACE**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Bobbie Howard Dill**  
Address: **1585 Pink & Roxie Dill Road**  
City: **Sipsey** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Gabriel Parrish**  
Address: **345 Drummond Cemetary Road**  
City: **Jasper** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

**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 4 of 4**  
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Name: **Connie Shubert**  
Address: **509 Dill Hill Road**  
City: **Jasper** State: **AL** Zip: **35504**  
Interest owned (Surface, Coal or Fee Simple): **Surface**  
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **Drummond Company, Inc.**  
Address: **300 E HIGHWAY 78 EAST**  
City: **Jasper** State: **AL** Zip: **35502**  
Interest owned (Surface, Coal or Fee Simple): **Mineral**  
Type of Interest (Owner, Lease, or Other): **OWNER**

**PART I C. (CONTINUED)**

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

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.

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

**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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**Page 1 of 1**  
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Legal description: \_\_\_\_\_  
\_\_\_\_\_

Describe the nature of the interest: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====  
=====  
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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**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.

The SE/SW, SW/SW, NW/SW & SW/NW of Section 17, the SE/SE of Section 18, the NE/NE & SE/NE of Section 19, the NW/NW, NE/NW, NW/NE, SW/NW, SW/NE, SE/NW, NW/SW, NE/SW, NW/SE, NE/SE, SE/SW, SW/SE & SE/SE of Section 20, the NE/NW, NW/NE, NE/NE, SE/NW & SW/NE of Section 29 Township 14 South, Range 5 West, Walker County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
  - a. Total permit acreage: 530.0 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.	<u>36.0</u>	<u>Surety Bond</u>
2.	<u>156.0</u>	<u>Surety Bond</u>
3.	<u>88.0</u>	<u>Surety Bond</u>
4.	<u>250.0</u>	<u>Surety Bond</u>

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: INC. 4

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
  - 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-3453</u>	<u>20.0</u>	<u>Phase III Release</u>
<u>P-3297</u>	<u>10.0</u>	<u>Phase III Release</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.

**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? ( ) 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>01-03058</u>	<u>MSHA</u>	<u>228 West Valley Ave. Birmingham, AL 35209</u>	<u>09/11/95</u>
<u>NPDES</u>	<u>AL 0068888</u>	<u>ADEM</u>	<u>1751 Federal Drive Montgomery, AL 36130</u>	<u>04/01/95</u>

8. Is the property in the permit covered by zoning or other land use restrictions? ( ) YES (XX) 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
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. Describe access to the proposed mine from a known point on the nearest public highway: From Sipsey travel southeast on the Sipsey Road 0.38 miles to the intersection of the Sipsey Road and Burton Bend Road. Turn right (south) onto Burton Bend Road and travel approximately 0.50 miles to the mine entrance. The boundaries of the permit will be marked and signs will be posted.

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: N/A

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: Daily Mountain Eagle  
**See 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, McWane, Inc., 1201 Vanderbilt Road, Birmingham, AL 35234 is filing an application to revise the permit P-3753, R-15 to its Burton Mine, Surface Mine. Access to the mine is as follows:

From the intersection of Sipsey Road and Mac Drummond Road travel east approximately 1.4 miles to Burton Bend Road. Turn right onto Burton Bend Road and travel approximately 0.5 miles to the mine entrance on the right. The mine entrance will be marked and signs will be posted.

The description of the proposed property in this application is as follows:

The SE/SW, SW/SW, NW/SW & SW/NW of Section 17, the SE/SE of Section 18, the NE/NE & SE/NE of Section 19, the NW/NW, NE/NW, NW/NE, SW/NW, SW/NE, SE/NW, NW/SW, NE/SW, NW/SE, NE/SE, SE/SW, SW/SE & SE/SE of Section 20, the NE/NW, NW/NE, NE/NE, SE/NW & SW/NE of Section 29 Township 14 South, Range 5 West, Walker County, Alabama.

Nature of Proposed Revision R-15:

1. Submit Addendum to Topsoil Variance
2. Request contemporaneous reclamation waiver for highwall in Increment No. 4.

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 2<sup>nd</sup> 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.