AFFIDAVIT OF PUBLICATION

THE BIRMINGHAM NEWS COMPANY

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THE BIRMINGHAM NEWS

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NOTICE OF APPLICATION TO RENEW A PERMIT FOR A SURFACE COAL MINE

Pursuant to Rule 880-X-8M.08, C & H Mining Company, Inc., P. O. Box 2328, Jasper, Alabama 35502, hereby gives notice that it has filed an application to renew permit P-3765-01-11-S for its Lindbergh Mine No. 2 located in the SW/SE, SE/SW, NE/SW, NW/SW, SW/SW of Section 26; NE/SE, SE/SE, SW/SE, SE/SW of Section 27, NE/NW, NW/NE, NE/NE, SE/NE, SW/NE, SE/NW, NW/SE, SW/SE, NE/SE, SE/SE of Section 34; NW/NW, NE/NW, NW/NE, NE/NE, SE/NE, SW/NE, SE/NW, SW/NW, NW/SW, NE/SW, NW/SE, NE/SE, SE/SE, SW/SE, SE/SW, SW/SW of Section 35; NW/SW, SW/NW, NW/NW, SE/NW of Section 36, all in Township 16 South, Range 5 West, Jefferson County, Alabama, for a period of five (5) years.

A copy of the permit revision application is available for public inspection at the Alabama Surface Mining Commission website http://surface-mining.alabama.gov/PermitApplications.html. Written comments, objections, or requests for informal conferences should be submitted to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, within 30 days from the last publication of this notice.

Bham News: March 2, 7, 14, 21, 2011

On this 21st day of March A.D. Two Thousand, and Eleven, Vickie Webb declares that she is an Accounting Clerk of "The Birmingham News" published in the City of Birmingham, in the County of Jefferson, in the State of Alabama, and that the advertisement, a true copy of which is herewith attached, appeared in "The Birmingham News" on the following dates:

March 21, 2011
March 14, 2011
March 7, 2011
March 2, 2011

Vickie Webb
Signed- Vickie Webb

State of Alabama
County of Jefferson

On 3-21-, 2011, Vickie Webb personally appeared before me, who is personally known to me to be the signer of the above document, and she acknowledged that she signed it.

Nancy S Bridgman
Nancy S Bridgman, Notary Public

NANCY S BRIDGMAN
NOTARY PUBLIC
STATE OF ALABAMA
MY COMMISSION EXPIRES DEC. 22, 2014