

ASMC Use Only:

Fee: _____
Bond Required: _____
Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: Black Warrior Minerals, Inc.

License Number: L-698 Permit Number: P-3810-63-15-S

Permit Expiration Date: 03-28-15 Mine Name: Fleetwood Mine No.1

Revision Number: Revision R-12

Nature of Proposed Revision:

- 1) Request to change the post mining landuse of 1.0 acre within Increment No. 4 from undeveloped/no current use to industrial/methane gas well.
- 2) Show the location of existing coalbed methane road.

Attach Detailed estimate of effect of proposed revision on reclamation costs.

Applicant: Black Warrior Minerals, Inc.
Mine Name: Fleetwood Mine No.1
Permit Number: P-3810 Revision R-12

STATE OF ALABAMA

SURFACE MINING COMMISSION

- (X) 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: Black Warrior Minerals Inc.
Street Address: 4788 Highway 78 West
City: Cordova State: AL Zip: 35550
Mailing Address: P.O. Box 1190
City: Sumiton State: AL Zip: 35148
Telephone Number: (205) 648-2290
Social Security Number (Voluntary): _____
Employer Identification Number: 63-0906486
ASMC License#: L-698

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

Name: Applicant
Street Address: _____
City: _____ State: _____ Zip: _____
Mailing Address: _____
City: _____ State: _____ Zip: _____
Telephone Number: (_____) _____
Social Security Number (Voluntary): _____
Employer Identification Number: _____
ASMC License#: _____

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

Name: Applicant
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: Heath Franks c/o PERC Engineering, Inc.
Mailing Address: Post Office Box 1712
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 295-3112

ALSO PLEASE COPY:

Black Warrior Minerals, Inc.
P.O. Box 1190
Sumiton, AL 35148
Telephone: (205) 648-2290

Applicant: Black Warrior Minerals, Inc.
Mine Name: Fleetwood Mine No.1
Permit Number: P-3810 Revision R-12

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 IA through Part IF 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: **NOT APPLICABLE**

- 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: Applicant
Street Address: _____
City: _____ State: _____ Zip: _____
Mailing Address: _____
City: _____ State: _____ Zip: _____
Telephone: (____) _____ - _____
Social Security Number (Voluntary): _____ - _____ - _____
Employer Identification Number: _____
ASMC License Number: _____

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

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

Legal description of property or permit map symbol: ALAWEST-AL LLC (S) & ALAWEST-AL LLC (FEE)
 Surface/Mineral/or Fee Simple (both): Surface & Fee
 Legal owner(s) of record: ALAWEST-AL LLC
 Address: P. O. Box 412 City: Jasper State: AL Zip: 35476
 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	Alawest-AL LLC	Black Warrior Minerals, Inc.	07/20/99 and 09/01/06	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

PART I C. (CONTINUED)

Legal description of property or permit map symbol: _____
Richard Holman, Jr (Fee)
 Surface/Mineral/or Fee Simple (both): Fee
 Legal owner(s) of record: Richard Holman, Jr.
 Address: P. O. Box 2090 City: Tuscaloosa State: AL Zip: 35402
 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	Richard Holman, Jr.	Black Warrior Minerals, Inc.	03/07/00	No

Legal description of property or permit map symbol: _____
United Land Corporation (FEE)
 Surface/Mineral/or Fee Simple (both): Fee
 Legal owner(s) of record: United Land Corporation
 Address: 3100 1st Avenue North City: Birmingham State: AL Zip: 35222
 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	United Land Corporation	Black Warrior Minerals, Inc.	07/20/99	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

PART I C. (CONTINUED)

Legal description of property or permit map symbol: _____
Theodore Gryska (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Theodore Gryska
 Address: 1507 River Road Dr. 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	Theodore Gryska	Black Warrior Minerals, Inc.	03/11/00	No

Legal description of property or permit map symbol: _____
Holman Investments, LLC (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Holman Investments, LLC
 Address: P. O. Box 20906 City: Tuscaloosa State: AL Zip: 35402
 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	Holman Investments, LLC	Black Warrior Minerals, Inc.	03/07/00	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

PART I C. (CONTINUED)

Legal description of property or permit map symbol: U.S. Pipe (M)

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

Legal owner(s) of record: U.S. Pipe

Address: 3100 1st Avenue North City: Birmingham State: AL Zip: 35222

Holder(s) 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. Pipe	Black Warrior Minerals, Inc.	11/17/98	No

Legal description of property or permit map symbol: General Jack O' Bryant(S)

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

Legal owner(s) of record: General Jack O' Bryant

Address: 2514 10th Street East City: Tuscaloosa State: AL Zip: 35404

Holder(s) 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	General Jack O'Bryant	Black Warrior Minerals, Inc.	06/06/00	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

PART I C. (CONTINUED)

Legal description of property or permit map symbol: Clifton Brown (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Clifton Brown
 Address: P.O. Box 93 City: Peterson State: AL Zip: 35478
 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	Clifton Brown	Black Warrior Minerals, Inc.	06/06/00	No

Legal description of property or permit map symbol: _____
Paul Skidmore (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Paul Skidmore
 Address: 1510 Bellingrath Drive 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	Paul Skidmore	Black Warrior Minerals, Inc.		No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Fleetwood Mine No.1
 Permit Number: P-3810 Revision R-12

PART I C. (CONTINUED)

Legal description of property or permit map symbol: _____
Drummond Company, Inc. (S) & (M)
 Surface/Mineral/or Fee Simple (both): Surface & Mineral
 Legal owner(s) of record: Roger W. Perry
 Address: P.O. Box 1190 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)
Unrecorded deed	Drummond Company, Inc.	Roger W. Perry	04/28/04	No
Lease	Roger W. Perry	Black Warrior Minerals, Inc.	04/28/04	No

Legal description of property or permit map symbol: _____
Bane Family Partnership LTD.(S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Bane Family Partnership, LTD.
 Address: P.O. Box 369 City: Northport State: AL Zip: 35476
 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 Family Partnership, LTD.	Black Warrior Minerals, Inc.	03/11/00	No

Applicant: Black Warrior Minerals, Inc.
Mine Name: Fleetwood Mine No.1
Permit Number: P-3810 Revision R-12

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 AS NECESSARY IN THE FORMAT BELOW

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PAGE 1 OF 2

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Name: ALAWEST-AL LLC
Address: P. O. Box 412
City: Jasper State: AL Zip: 35476
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Name: Richard Holman, Jr.
Address: P. O. Box 20906
City: Tuscaloosa State: AL Zip: 35402
Interest owned (Surface, Coal or Fee Simple): FEE
Type of Interest (Owner, Lease , or Other): Owner

Name: United Land Corporation
Address: 3100 1st Avenue North
City: Birmingham State: AL Zip: 35222
Interest owned (Surface, Coal or Fee Simple): FEE
Type of Interest (Owner, Lease , or Other): Owner

Name: Theodore Gryska
Address: 1507 River Road Dr.
City: Tuscaloosa State: AL Zip: 35406
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Name: Holman Investments, LLC.
Address: P. O. Box 20906
City: Tuscaloosa State: AL Zip: 35402
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Name: U.S. Pipe
Address: 3100 1st Avenue North
City: Birmingham State: AL Zip: 35222
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease , or Other): Owner

Name: Genral O' Bryant Jack
Address: 2514 10th Street East
City: Tuscaloosa State: AL Zip: 35404
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Name: Clifton Brown
Address: P.O. Box 93
City: Peterson State: AL Zip: 35478
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Name: Paul Skidmore
Address: 1510 Bellingrath Drive
City: Tuscaloosa State: AL Zip: 35406
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease , or Other): Owner

Applicant: Black Warrior Minerals, Inc.
Mine Name: Fleetwood Mine No.1
Permit Number: P-3810 Revision R-12

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 AS NECESSARY IN THE FORMAT BELOW

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PAGE 2 OF 2

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Name: Roger Perry
Address: P. O. Box 1190
City: Sumiton State: AL Zip: 35148
Interest owned (Surface, Coal or Fee Simple): Surface & Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: Bane Family Partnership, LTD.
Address: P. O. Box 369
City: Northport State: AL Zip: 35476
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Applicant: Black Warrior Minerals, Inc.
Mine Name: Fleetwood Mine No.1
Permit Number: P-3810 Revision R-12

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 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 AS NECESSARY IN THE FORMAT BELOW

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PAGE ___ OF ___ **Not Applicable**

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

Applicant: <u>Black Warrior Minerals, Inc.</u> Mine Name: <u>Fleetwood Mine No.1</u> Permit Number: <u>P-3810 Revision R-12</u>

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 1/4 of SW 1/4, Section 34, Township 20 South, Range 8 West, NW 1/4 of NW 1/4, Section 3, NE 1/4 of NE 1/4, SE 1/4 of NE 1/4, SW 1/4 of NE 1/4, NW 1/4 of SE 1/4, SW 1/4 of SE 1/4, Section 4, NW 1/4 of NE 1/4, NE 1/4 of NW 1/4, NW 1/4 of NW 1/4, SW 1/4 of NW 1/4, NW 1/4 of SW 1/4, NE 1/4 of SW 1/4, SE 1/4 of SW 1/4, Section 9, NE 1/4 of NW 1/4, NW 1/4 of NW 1/4, SW 1/4 of NW 1/4, Section 16, NE 1/4 of NE 1/4, SE 1/4 of NE 1/4, SW 1/4 of NE 1/4, NW 1/4 of NE 1/4, NW 1/4 of NW 1/4, Section 17, SW 1/4 of SW 1/4, NE 1/4 of NW 1/4, SE 1/4 of NW 1/4, SW 1/4 of NE 1/4, NE 1/4 of SW 1/4, NW 1/4 of SE 1/4, NE 1/4 of SE 1/4, SE 1/4 of SW 1/4, SW 1/4 of SE 1/4, SE 1/4 of SE 1/4, Section 8, SW 1/4 of SW 1/4, SE 1/4 of SW 1/4, Section 5, NE 1/4 of NE 1/4, SE 1/4 of NW 1/4, SW 1/4 of NE 1/4, SE 1/4 of NE 1/4, NE 1/4 of SW 1/4, NW 1/4 of SE 1/4, NE 1/4 of SE 1/4, SE 1/4 of SW 1/4, SW 1/4 of SE 1/4, SE 1/4 of SE 1/4, Section 7, NE 1/4 of NW 1/4, NW 1/4 of NE 1/4, NE 1/4 of NE 1/4, SW 1/4 of NE 1/4, SE 1/4 of NE 1/4, Section 18, Township 21 South, Range 8 West, Tuscaloosa County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
 - a. Total permit acreage: 283 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>0</u>	<u>Phase III Bond Release</u>
2.	<u>60</u>	<u>Letter of Credit</u>
3.	<u>0</u>	<u>Phase III Bond Release</u>
4.	<u>114</u>	<u>Letter of Credit</u>
5.	<u>71</u>	<u>Letter of Credit</u>
6.	<u>25</u>	<u>Letter of Credit</u>
7.	<u>13</u>	<u>Letter of Credit</u>

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Increment No.5
4. Has any acreage in the proposed permit area been previously disturbed by mining? () YES () NO

If yes, supply the following for any and all previously disturbed areas:

- a. Show the boundaries of the previously disturbed area(s) on the permit map and identify with an appropriate symbol.
- b. List, for each area, the permit number under which it was disturbed and the number of acres. Indicate the status of each permit as Unreleased, Grading released, or 100% released. (If no permit, indicate as such.)

<u>Permit</u>	<u>Acres</u>	<u>Status</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

- c. For each area which has not been reclaimed or received a 100% release, indicate whether you intend to assume responsibility for reclamation of the area under this permit and its performance bond(s).

Applicant: <u>Black Warrior Minerals, Inc.</u> Mine Name: <u>Fleetwood Mine No.1</u> Permit Number: <u>P-3810 Revision R-12</u>

PART I D. (CONTINUED)

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. All setbacks will be observed until waivers are obtained.

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>01-03179</u>	<u>M.S.H.A.</u>	<u>*</u>	<u>1-14-00</u>
<u>NPDES</u>	<u>AL00071358</u>	<u>A.D.E.M.</u>	<u>**</u>	<u>2-14-03</u>

* 135 Gemini Circle, Suite 213, Birmingham, AL 35209

** 1400 Coliseum Blvd., Montgomery, AL 36130

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

If yes, indicate the jurisdictional authority and zoning or landuse area. If more than one zoning classification exists for the permit area, identify the boundaries of each 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: Beginning in the City of Tuscaloosa, at State Highway 215 and 216, travel State Highway 216 approximately 6 miles to Fleetwood Road. Travel south on Fleetwood Road approximately 1 mile. Access road to pit will be located on the right (west) side of Fleetwood Road. Signs will identify the mine site.

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application? ()YES (XXX)NO
If YES, list SOAP I.D. Number: _____

11. Submit a certificate of proof of Liability Insurance with this application. See ASMC Master File

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: ASMC 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: The Tuscaloosa News
See Attachment I.E.13

Applicant: <u>Black Warrior Minerals, Inc.</u> Mine Name: <u>Fleetwood Mine No.1</u> Permit Number: <u>P-3810 Revision R-12</u>

Attachment for I.E.13.

PUBLIC NOTICE OF PERMIT APPLICATION

In accordance with the provisions of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Black Warrior Minerals, Inc., P.O. Box 1190, Sumiton, AL 35148, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to revise permit P-3810-63-15-S for its Fleetwood Mine No. 1 located in Tuscaloosa County. The nature of revision is as follows:

1. Request to change the post mining landuse of 1.0 acre within Increment No. 4 from undeveloped/no current use to industrial/methane gas well. 2. Show the location of existing coalbed methane road.

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.