

Applicant: EMCOAL Inc.  
Mine Name: Glade Prep. Plant  
Permit Number: P- 3829

# STATE OF ALABAMA SURFACE MINING COMMISSION

- ( X ) Transfer Application for a Surface Coal Mine  
( ) Transfer Application for an Underground Coal Mine  
( ) Transfer Application for a Preparation Facility

**NAME OF CURRENT PERMITTEE:** Justice Coal of Alabama

**ADDRESS:** 302 South Jefferson St, Roanoke Va. 24011

## **PART I A. IDENTIFICATION**

### **1. PERMIT APPLICANT**

Name: EMCOAL Inc.  
Street Address: 12001 US Hwy 11  
City: Collinsville State: Al Zip: 35961  
Mailing Address: 12001 US Hwy 11  
City: Collinsville State: Al Zip: 35961  
Telephone Number: ( 865 ) 705 - 4585  
Social Security Number (Voluntary): - - -  
Employer Identification Number: 93-3485026  
ASMC License#: L-885

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

Name: EMCOAL Inc.  
Street Address: 12001 US Hwy 11  
City: Collinsville State: Al Zip: 35961  
Mailing Address: Same  
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: 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: Terry McKee  
Mailing Address: 12001 US Hwy 11  
City: Collinsville State: Al. Zip: 35961  
Telephone Number: ( 256 ) 599-2239

Applicant: EMCOAL Inc.  
Mine Name: Glade Prep. Plant  
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**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: \_\_\_\_\_

Street Address: \_\_\_\_\_

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

Mailing Address: \_\_\_\_\_

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

Telephone Number: (\_\_\_\_) - \_\_\_\_ - \_\_\_\_\_

Social Security Number: \_\_\_\_ - \_\_\_\_ - \_\_\_\_\_ (Voluntary)

Employer Identification Number: \_\_\_\_\_

ASMC License#: \_\_\_\_\_



Describe Right of Entry (If deed indicate where recorded) :	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes, explain.
Lease Asset Purchase	Justice Coal of Alabama	EMCOAL Inc.	10/04/2023	No

Applicant: EMCOAL Inc.  
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PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: S-3

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

Legal owner(s) of record: Garner Properties, LLC

Address: PO BOX 825 City: Scottsboro State: Al. Zip: 35768

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	Garner Properties, LLC	EMCOAL Inc.	Pending	No

Legal description of property or permit map symbol: \_\_\_\_\_

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

Legal owner(s) of record: \_\_\_\_\_

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

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 Asset Purchase	Flat Rock LLC GTM Energy Partners LLC Justice Coal of Alabama	GTM Energy Partners LLC Justice Coal of Alabama EMCOAL Inc.	09/02/2007  04/24/2012  11/08/2023	no

Applicant: EMCOAL Inc.  
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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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Name: Justice Coal of Alabama  
Address: 302 South Jefferson St.  
City: Roanoke State: Va Zip: 24011  
Interest owned (Surface, Coal or Fee Simple): Surface  
Type of Interest (Owner, Lease, or Other): Owner

Name: Garner Properties  
Address: PO Box 825  
City: Scottsboro State: Al Zip: 35768  
Interest owned (Surface, Coal, or Fee Simple): Surface  
Type of Interest (Owner, Lease, or Other): Owner

Name: Roderick G & Fiona Leann Findlayson  
Address: 131 county road 706  
City: Flat Rock State: Al Zip: 35966  
Interest owned (Surface, Coal, or Fee Simple): Surface  
Type of Interest (Owner, Lease, or Other): Owner

Name: Randy and Lynn Wright  
Address: 19555 Al Hwy 71  
City: Flat Rock State: Al Zip: 35966  
Interest owned (Surface, Coal or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: Daniel Edwards  
Address: 1175 county road 127  
City: Pisgah State: Al Zip: 35765  
Interest owned (Surface, Coal, or Fee Simple) \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Applicant: EMCOAL Inc.  
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PART I C 2 (CONTINUED)

Part I C 2 PAGE     OF    

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Interest owned (Surface, Coal, or Fee Simple): \_\_\_\_\_  
Type of Interest (Owner, Lease, or Other): \_\_\_\_\_

Applicant: EMCOAL Inc.  
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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.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW IF NECESSARY

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Legal description: THE APPLICANT DOES NOT HAVE ANY INTEREST OR PENDING INTEREST  
IN ANY  
LANDS CONTIGUOUS TO THE PERMIT AREA.

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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\_\_\_\_\_

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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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\_\_\_\_\_

Applicant: EMCOAL Inc.  
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PART I C 3 (CONTINUED)

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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>EMCOAL Inc.</u>
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**PART I D. (CONTINUED)**

4. 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>01-03433</u>	<u>MSHA</u>	<u>3837 S. US HWY 25 E</u>	<u>11/10/10</u>
<u>NPDES</u>	<u>AL0080071</u>	<u>ADEM</u>	<u>1400 Coliseum Blvd</u>	<u>10/22/15</u>
			<u>Montgomery, AL 36110</u>	

5. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application? ( ) YES ( X ) NO

If YES, list SOAP I.D. Number: \_\_\_\_\_

6. Submit a certificate of proof of Liability Insurance with this application.

**PART I E. PUBLIC NOTICE AND AVAILABILITY FOR INSPECTION**

1. 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

2. 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 Daily Sentinel

**PART 6: VERIFICATION OF APPLICATION**

(a) **One copy must be original**

COMPANY NAME: EMCOAL Inc.

MINE NAME: Glade Preparation Plant

PART VI - VERIFICATION OF PERMIT APPLICATION (771.27)  
FOR NEW PERMIT ( ) TRANSFER ( X ) RENEWAL ( )

I, the undersigned operator, do hereby submit this as my application for a permit to engage in surface coal mining operation and certify that the information in the application is true and correct to the best of my information and belief. This application is submitted in conformance with the rules and regulations of the Commission and it is agreed that any operations pursuant to the permit will be conducted in accordance with those rules and regulations. I further certify that I will keep the Commission advised of any change of facts as may pertain to the license information or this permit application.

EMCOAL Inc. License No. L-885  
**PERMITTEE** (IF APPLICABLE)

BY: \_\_\_\_\_  
\_\_\_\_\_

STATE OF ALABAMA )  
 )  
\_\_\_\_\_ COUNTY )

Before me, the undersigned authority, personally appeared \_\_\_\_\_, who being duly sworn upon oath, deposed and said, that he has read the foregoing application, that he is the responsible official of the applicant who executed the application, that the facts and matters contained therein are true and correct to the best of his information and belief, and that he executed the same for the purposes therein expressed.

Sworn to and subscribed before me, this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

\_\_\_\_\_  
COMMISSION EXPIRES