

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

WARRIOR MET COAL LAND, LLC

HOWTON MINE, P-3839, REVISION R-4

**ALABAMA SURFACE MINING COMMISSION
SURFACE MINING PERMIT APPLICATION**

P A R T I

Prepared by:

MCGEHEE ENGINEERING CORP.

P. O. Box 3431
450 19th Street West
Jasper, Alabama 35502-3431
Telephone (205) 221-0686

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

Fee: _____

Bond Required: _____

Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: **WARRIOR MET COAL LAND, LLC**

License Number: L-849 Complete Permit Number: P-3839-63-14-S

Expiration Date of Permit: February 8, 2019

Revision Number: R-4

Mine Name: Howton Mine

- 1) To delete 10.0 acres from Inc. 2 as undisturbed.
- 2) To delete 86.0 acres from Inc. 3 as undisturbed.
- 3) To delete 51.0 acres from Inc. 4 as undisturbed.
- 4) To delete 8.0 acres from Inc. 5 as undisturbed.
- 5) Create new Increment No. 7.
- 6) Transfer 16.0 acres from Inc. 5 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 7) Transfer 72.0 acres from Inc. 4 (undeveloped/no current use) to Inc. 7(Industrial/Commercial).
- 8) To Change the post mining landuse of Basin 001 from Temporary to Permanent Water Impoundment for Fish & Wildlife Habitat.
- 9) To Change the post mining landuse of Basins 002 & 002A from Temporary to Permanent Water Impoundment for Industrial/Commercial use and change access to Industrial/Commercial use.
- 10) Change the post mining landuse of Basin 008A & access to Industrial/Commercial use.
- 11) Change the post mining landuse of Basin 008 from Permanent (Fish & Wildlife Habitat) to temporary (undeveloped/no current use).
- 12) Transfer Sediment Basins 002, 002A & Access (2.0 acres) from Inc. 2 to Inc. 7.
- 13) Transfer Sediment Basin 006 & Access (2.0 acres) from Inc. 3 to Inc. 6.
- 14) Transfer Sediment Basin 008A & Access (1.0 acre) from Inc. 4 to Inc. 7.
- 15) Transfer Sediment Basins 008 & Access (1.0 acre) from Inc. 4 to Inc. 6.
- 16) Transfer 8.0 acres from Inc. 5 to Inc. 7 for methane gas well roads.
- 17) Transfer 2.0 acres from Inc. 2 to Inc. 6 for methane gas well roads.
- 18) Show the correct location of sediment basin 006 & access.
- 19) Transfer 7.0 mining acres from Inc. 2 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 20) Transfer 13.0 mining acres from Inc. 3 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 21) Transfer Sediment Basin 002B & Access (1.0 acre) from Inc. 2 to Inc. 6.
- 22) Transfer Sediment Basin 013C & Access (1.0 acre) from Inc. 5 to Inc. 6.
- 23) Transfer 2.0 acres from Inc. 5 to Inc. 6 for ancillary road.

Identify any conditions placed on this permit which would relate to the proposed revision being requested:
None.

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

Note: Upon review of this application, ASMC will notify the permittee of required information and of the necessity of public notice.

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: WARRIOR MET COAL LAND, LLC
Street Address: 16243 Highway 216
City: Brookwood State: AL Zip: 35444
Mailing Address: P. O. BOX 133
City: Brookwood State: AL Zip: 35444
Telephone Number: (205) 554-6150
Social Security Number (Voluntary): - -
Employer Identification Number: 81-0766332
ASMC License#: L-0849

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

Name: WARRIOR MET COAL LAND, LLC
Street Address: 16243 Highway 216
City: Brookwood State: AL Zip: 35444
Mailing Address: P. O. BOX 133
City: Brookwood State: AL Zip: 35444
Telephone Number: (205) 554-6150
Social Security Number (Voluntary): - -
Employer Identification Number: 81-0766332
ASMC License#: L-0849

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: bsimmons@mcgehee.org

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

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 3

=====

Legal description of property or permit map symbol: F-1
(SEE PERMIT MAP)

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

Legal owner(s) of record: WARRIOR MET COAL LAND, LLC

Address: 16243 HIGHWAY 216 City: BROOKWOOD State: AL Zip: 35444

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry (If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes, explain
LEASE	WALTER MINERAL INC.	TUSCALOOSA RESOURCES INC. (MARTAB LAND COMPANY LLC)	05-10-02 EXPIRED 05-11-12	NO
LEASE	WALTER MINERAL INC.	TUSCALOOSA RESOURCES INC.	Effective 3-31-16	NO
DEED	WALTER MINERAL INC.	WARRIOR MET COAL LAND, LLC	Effective 3-31-16	NO

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

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

Legal description of property or permit map symbol: _____ **F-2**

(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): _____ **SURFACE & MINERAL**

Legal owner(s) of record: _____ **MARTIN RAY**

Address: **1300 BEACON PARKWAY EAST** City: **BIRMINGHAM** State: **AL** Zip: **35209**

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	MARTIN RAY	TUSCALOOSA RESOURCES INC.	08-19-03	NO
ASSIGNMENT	TUSCALOOSA RESOURCES INC.	WARRIOR MET COAL LAND, LLC	Effective 3-31-16	NO

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

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

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

(SEE PERMIT MAP)

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

Legal owner(s) of record: WILLIAM H. LINEBARGER

Address: 11907 TIDEWATER DRIVE City: COTTONDALE State: AL Zip: 35453

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	WILLIAM H. LINEBARGER	TUSCALOOSA RESOURCES INC.	08-01-06	NO
ASSIGNMENT	TUSCALOOSA RESOURCES INC.	WARRIOR MET COAL LAND, LLC	Effective 3-31-16	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

=====

Page 1 of 1

=====

Name: **WARRIOR MET COAL LAND, LLC**
Address: **16243 HIGHWAY 216**
City: **BROOKWOOD** State: **AL** Zip: **35444**
Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **MARTIN RAY**
Address: **1300 BEACON PARKWAY EAST**
City: **BIRMINGHAM** State: **AL** Zip: **35209**
Interest owned (Surface, Coal or Fee Simple): **SURFACE AND MINERAL**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **WILLIAM H. LINEBARGER**
Address: **11907 TIDEWATER DRIVE**
City: **COTTONDALE** State: **AL** Zip: **35453**
Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**
Type of Interest (Owner, Lease, or Other): **OWNER**

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

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 permit area is located as follows: the SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NE/NW, SE/NW & SW/NW of Section 22, SW/SW of Section 23, the SW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 26, the NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, NW/SE & NE/NW of Section 27, the NE/NW of Section 35, all in Township 20 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: 524.0 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.	27.0	Certificate of Deposit
2.	141.0	Certificate of Deposit
3.	41.0	Certificate of Deposit
4.	27.0	Certificate of Deposit
5.	151.0	Certificate of Deposit
6.	18.0	Certificate of Deposit
7.	119.0	Certificate of Deposit

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 3

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.
- 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>N/A</u>	<u>428.0</u>	<u>Pre-Law</u>
<u>P-3613</u>	<u>19.0</u>	<u>P-3648</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.

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4**

9. Describe access to the proposed mine from a known point on the nearest public highway:

From the intersection of Alabama Highway 216 and Tuscaloosa County Road 59, travel west on Alabama Highway 216 approximately 1.8 miles to Old Alabama Highway 216. Turn right on Old Alabama Highway 216 and travel approximately 0.2 miles to Howton Loop Road. Turn right on Howton Loop Road and travel approximately 0.1 miles to the fork of Howton Loop Road. Take the left fork of Howton Loop Road and travel approximately 0.2 miles to mine entrance on the left. The mine entrance 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. See Original 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: Alabama Surface Mining Commission and Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>
13. Enclose a copy of the notice of filing of this application which will appear in a newspaper of general circulation in the vicinity of the mine and identify the name of the newspaper: **See Attachment I-E-13**

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4
ATTACHMENT I –E-13**

PUBLIC NOTICE FILING OF PERMIT REVISION APPLICATION

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Tuscaloosa Resources, Inc., 3000 Galleria Blvd Suite 1700, P.O. Box 361370 Birmingham, Alabama 35244 is filing an application to revise its Howton Mine (P-3839) permit.

Access to the mine is as follows: From the intersection of Alabama Highway 216 and Tuscaloosa County Road 59, travel west on Alabama Highway 216 approximately 1.8 miles to Old Alabama Highway 216. Turn right on Old Alabama Highway 216 and travel approximately 0.2 miles to Howton Loop Road. Turn right on Howton Loop Road and travel approximately 0.1 miles to the fork of Howton Loop Road. Take the left fork of Howton Loop Road and travel approximately 0.2 miles to mine entrance on the left. The mine entrance will be marked and signs will be posted.

The nature of Revision R-4 is as follows:

- 1) To delete 10.0 acres from Inc. 2 as undisturbed.
- 2) To delete 86.0 acres from Inc. 3 as undisturbed.
- 3) To delete 51.0 acres from Inc. 4 as undisturbed.
- 4) To delete 8.0 acres from Inc. 5 as undisturbed.
- 5) Create new Increment No. 7.
- 6) Transfer 16.0 acres from Inc. 5 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 7) Transfer 72.0 acres from Inc. 4 (undeveloped/no current use) to Inc. 7(Industrial/Commercial).
- 8) To Change the post mining landuse of Basin 001 from Temporary to Permanent Water Impoundment for Fish & Wildlife Habitat.
- 9) To Change the post mining landuse of Basins 002, 002A & 006 from Temporary to Permanent Water Impoundment for Industrial/Commercial use and change access to Industrial/Commercial use.
- 10) Change the post mining landuse of Basins 008A & access to Industrial/Commercial use.
- 11) Change the post mining landuse of Basin 008 from permanent (Fish & Wildlife Habitat) to temporary (Undeveloped/No current use).
- 12) Transfer Sediment Basins 002, 002A & Access (2.0 acres) from Inc. 2 to Inc. 7.
- 13) Transfer Sediment Basin 006 & Access (2.0 acres) from Inc. 3 to Inc. 6.
- 14) Transfer Sediment Basins 008A & Access (1.0 acre) from Inc. 4 to Inc. 7.
- 15) Transfer Sediment Basins 008 & Access (1.0 acre) from Inc. 4 to Inc. 6.
- 16) To delete 2.0 acres from Inc. 1 as double bonded under P-3859.
- 17) To delete 27.0 acres from Inc. 2 as double bonded under P-3859.
- 18) Transfer 8.0 acres from Inc. 5 to Inc. 7 for methane gas well roads.
- 19) Transfer 2.0 acre from Inc. 2 to Inc. 6 for methane gas well roads.
- 20) Show the correct location of sediment basin 006 & access.
- 21) Transfer 4.0 mining acres from Inc. 2 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 22) Transfer 13.0 mining acres from Inc. 3 (undeveloped/no current use) to Inc. 7 (Industrial/Commercial).
- 23) Transfer Sediment Basin 002B & Access (1.0 acres) from Inc. 2 to Inc. 6.
- 24) Transfer Sediment Basin 013C & Access (1.0 acres) from Inc. 5 to Inc. 6.
- 25) Transfer 2.0 acres from Inc. 5 to Inc. 6 for ancillary road.

The permit area is located as follows: the SE/SE, SW/SE, NW/SE, NE/SW, SE/SW, SW/SW, NE/NW, SE/NW & SW/NW of Section 22, SW/SW of Section 23, the SW/SE, NE/SW, SE/SW, SW/SW, NW/SW, NE/NW, SE/NW, SW/NW & NW/NW of Section 26, the NE/NE, SE/NE, SW/NE, NW/NE, NE/SE, SE/SE, NW/SE & NE/NW of Section 27, the NE/NW of Section 35, all in Township 20 South, Range 8 West, Tuscaloosa County, Alabama.

A copy of the permit application is available for public inspection and review on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>. A copy of the permit application is also available for public inspection and review at the office of the Alabama Surface Mining Commission located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for public hearing or request for informal conferences concerning this permit should be sent to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, no later than 30 days from the last date of publication of this notice.

**WARRIOR MET COAL LAND, LLC
HOWTON MINE, P-3839, R-4
ATTACHMENT I –E-13**

This notice to be published in the Tuscaloosa News Newspaper.

TO THE TUSCALOOSA NEWS:

Please run this notice once a week for four (4) consecutive weeks beginning April 17th, April 20th, April 27th, and May 4th. Please send invoice and notarized proof of publication to: **McGehee Engineering Corp.**, P. O. Box 3431 Jasper, AL 35502-3431.