

ASMC Use Only:

Fee: _____
Bond Required: _____
Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: Shannon, LLC
License Number: L-813 Permit Number: P-3859-01-14-S
Permit Expiration Date: 10-31-14 Mine Name: Shannon Mine
Revision Number: Revision R-17

See attached [Permit Map 1 of 2](#) and [Permit Map 2 of 2](#).

Nature of Revision:

- 1) Add 58.0 incidental acres (Warehouse/Maintenance Area) to Increment No. 6.
- 2) Add 5.0 incidental acres (Basin 023) to Increment No. 6.
- 3) Add 1.0 incidental acre (Low Water Crossing) to Increment No. 6.
- 4) Transfer 8.0 acres from Increment No. 2 to Increment No. 6 for an extension of Primary Road 7.
- 5) Transfer 0.10 acres (Primary Road 7) from Increment No. 2 to Increment No. 6 (no acreage change).
- 6) Update the drainage control plan through the addition of Basin 023.
- 7) Update the Hydrologic Monitoring Plan.
- 8) A request for a delay in Contemporaneous Reclamation for 12 months on the highwall within Increment No. 5, located in the NE 1/4 of the SW 1/4 and the SE 1/4 of the SW 1/4 of Section 9, Township 20 South, Range 6 West, Tuscaloosa County, Alabama.

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

Applicant: Shannon, LLC
Mine Name: Shannon Mine
Permit Number: P-3859, Revision R-17

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

1. PERMIT APPLICANT

Name: Shannon, LLC
Street Address: 74 Industrial Parkway
City: Jasper State: AL Zip: 35501
Mailing Address: P. O. Box 621
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 295-0995
Social Security Number (Voluntary): _____
Employer Identification Number: 27-4312935
ASMC License#: L-813

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: Steve R. Ingle c/o Twin Pines, LLC
Mailing Address: P. O. Box 621
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 295-0995

Applicant: <u>Shannon, LLC</u> Mine Name: <u>Shannon Mine</u> Permit Number: P- <u>3859, Revision R-17</u>
--

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 2
 =====

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

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

Legal owner(s) of record: US Steel Corporation

Address: Post Office Box 599, Suite 183-C City: Fairfield State: Al Zip: 35064

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	U.S. Steel Corporation	Birmingham Coal & Coke Company, Inc.	10-13-04	No
Assignment	Birmingham Coal & Coke Company, Inc.	Twin Pines Coal Company, Inc.	6-30-05	No
Assignment	Twin Pines Coal Company, Inc.	Shannon, LLC	01-13-11	No

Applicant: Shannon, LLC
 Mine Name: Shannon Mine
 Permit Number: P-3859, Revision R-17

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: _____
RGGS Land & Minerals, LTD., L.P. (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: RGGS Land & Minerals, LTD., L.P.
 Address: 6200 E.J. Oliver Blvd., Suite126 City: Fairfield State: AL Zip: 35064
 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	RGGS Land & Minerals, LTD., L.P.	Birmingham Coal & Coke Company, Inc.	10-13-04	No
Assignment	Birmingham Coal & Coke Company, Inc.	Twin Pines Coal Company, Inc.	6-30-05	No
Assignment	Twin Pines Coal company, Inc.	Shannon, LLC	01-05-11	No

Applicant: Shannon, LLC
Mine Name: Shannon Mine
Permit Number: P-3859, Revision R-17

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

PAGE 1 of 1

Name: U.S. Steel Corporation
Address: Post Office Box 599, Suite 183-C
City: Fairfield State: AL Zip: 35064-0599
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: RGGS Land & Minerals, LTD., L.P.
Address: 6200 E.J. Oliver Blvd., Suite 126
City: Fairfield State: AL Zip: 35064
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

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: <u>Shannon, LLC</u> Mine Name: <u>Shannon Mine</u> Permit Number: P- <u>3859, Revision R-17</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. The SW 1/4 of SE 1/4, SE 1/4 of SE 1/4 of Section 36, Township 19 South, Range 6 West, NW 1/4 of NE 1/4, NE 1/4 of NE 1/4 of Section 1, Township 20 South, Range 6 West, SW 1/4 of NW 1/4 of Section 32, Township 19 South, Range 5 West, Jefferson, County, Alabama.
3. Give the acreage of the permit, each increment and the type of bonding.

a. Total revision acreage: 64.0 acres; Increment No. 2 decreases by 8.0 acres, Increment No. 6 increases by 72.0 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>167</u>	<u>Surety Bond</u>
2.	<u>211</u>	<u>Surety Bond</u>
3.	<u>67</u>	<u>Surety Bond</u>
4.	<u>183</u>	<u>Surety Bond</u>
5.	<u>102</u>	<u>Surety Bond</u>
6.	<u>250</u>	<u>Surety Bond</u>

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Increment No. 6.

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. See the 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>Pre-Law</u>	<u>5.0</u>	<u>Reclaimed</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). Shannon, LLC will accept responsibility for all disturbance by them on this permit.

5. Is disturbance to be conducted within 300 feet, measured horizontally from an occupied dwelling? () YES () NO.

If YES, attach a signed waiver from the owner of the dwelling indicating the minimum distance disturbance will be allowed by the owner.

Applicant: Shannon, LLC
Mine Name: Shannon Mine
Permit Number: P- 3859, Revision R-17

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: [Birmingham Public Library located in Birmingham, Alabama](#) . and Alabama Surface Mining Commission website [http:// surface-mining.alabama.gov](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 Birmingham News. See Attachment for I.E.13, [Proof of Publication is attached.](#)

Applicant: <u>Shannon, LLC</u>
Mine Name: <u>Shannon Mine</u>
Permit Number: P- <u>3859, Revision R-17</u>

Attachment I.E.13.

PUBLIC NOTICE OF FILING 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, Shannon, LLC, P.O. Box 621, Jasper, Alabama 35502, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to revise permit P-3859-01-14-S for its Shannon Mine located in the SW 1/4 of SE 1/4, SE 1/4 of SE 1/4 of Section 36, Township 19 South, Range 6 West, NW 1/4 of NE 1/4, NE 1/4 of NE 1/4 of Section 1, Township 20 South, Range 6 West, SW 1/4 of NW 1/4 of Section 32, Township 19 South, Range 5 West, Jefferson, County, Alabama, as shown by the Abernant and McCalla, Alabama United States Geological Survey quadrangle map.

The revision is as follows: 1) Add 58.0 incidental acres (Warehouse/Maintenance Area) to Increment No. 6. 2) Add 5.0 incidental acres (Basin 023) to Increment No. 6. 3) Add 1.0 incidental acre (Low Water Crossing) to Increment No. 6. 4) Transfer 8.0 acres from Increment No. 2 to Increment No. 6 for an extension of Primary Road 7. 5) Transfer 0.10 acres (Primary Road 7) from Increment No. 2 to Increment No. 6 (no acreage change). 6) Update the drainage control plan through the addition of Basin 023. 7) Update the Hydrologic Monitoring Plan.

A copy of the permit revision application is available for public inspection at the Birmingham Public Library in Birmingham, Alabama and on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov> 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.