STATE OF ALABAMA

SURFACE MINING COMMISSION

P.O. BOX 2390 - JASPER, ALABAMA 35502-2390
(205) 221-4130 • FAX: (205) 221-5077

Permit Revision Number: R-5

REVISION TO PERMIT FOR
SURFACE COAL MINING OPERATIONS

Pursuant to the Alabama Surface Mining Control and Reclamation Act, Act No. 81-435, and duly promulgated rules of the Commission, revision is hereby approved for permit:

Issued to:	P- 3869-64-30-S Drummond Company, Inc. P.O. Box 1549 Jasper AL, 35502 (Surface Mine No. 1)
License No.:	L-018
Pursuant to the Permit map:	1 of 1
Certified by:	J. Rich Weaver PE # 33285
Date:	07/14/2026

The permit is revised as follows:

1. Request an Addendum to the Reclamation Plan to leave a portion of the existing highwall un-reclaimed by Experimental Practice through ASMC Regulation 880-X-8J-4.
2. Delete 24.0 Mining Acres from Increment No. 1 as Undisturbed.

R-5 Findings 1: The Alabama Surface Mining Commission (ASMC) has reviewed the operator's revision and found it to be complete and accurate, and in compliance with applicable regulations regarding the approval of Experimental Practices. Furthermore, the ASMC finds the revision application complies with the requirements for significant revisions to mine permits, including advertisement of public notices, allowed comment period, and comment response period have been met.

R-5 Findings 2: The ASMC has reviewed the applicant's violation history and finds there are no outstanding violations of State or Federal Laws as required under ASMC Regulation 880-X-8K-.10(2).

R-5 Findings 3: The ASMC finds the applicant has demonstrated that the reclamation required under the Surface Mining Control and Reclamation Act (SMCRA) and the regulatory program can be accomplished under the reclamation plan contained in the application.

R-5 Findings 4: The ASMC finds the proposed area covered by this revision is not within an area under study of administrative proceedings to be designated as Lands Unsuitable for Mining nor is within area designated as unsuitable for mining. The ASMC finds the operation is not located within an area subject to the prohibitions or limitations of ASMC Regulation 880-X-7B-.06.

R-5 Findings 5: The ASMC finds the applicant has proper authorization from surface and mineral owners of said property for the purpose of the operation.

R-5 Findings 6: The ASMC has assessed the probable cumulative impacts of the operation and finds the operation has been designed to prevent material damage to the hydrologic balance outside of the permit area.

R-5 Findings 7: The ASMC finds the applicant has paid all reclamation fees from previous and existing mining operations as required under 30CFR, Subchapter R.

R-5 Findings 8: The ASMC finds the requirements for long term intensive agricultural post-mining landuse do not apply to this operation.

R-5 Findings 9: The ASMC finds this operation will not affect the continued existence of threatened and endangered species or result in the destruction or adverse modification of their critical habitat.

R-5 Findings 10: The ASMC finds the proposed operation will occur on areas previously mined under this permit and will not affect properties listed or eligible for listing on the National Register of Historic Places.

R-5 Findings 11: The ASMC finds the existing performance bond for this permit to be sufficient to ensure reclamation of the Experimental Practice Area should failure occur.

R-5 Findings 12: ASMC Regulation 880-X-8J-.04(2) states **"The purpose of this Rule is to provide requirements for the permitting of surface coal mining and reclamation operations that encourage advances in mining and reclamation practices or allow post-mining landuse for industrial, commercial, residential or public use (including recreational facilities) on an experimental basis."** The operator proposes a post-mining landuse of recreation. Therefore, the operator proposes to demonstrate alternative reclamation techniques of for the existing highwall with permanent safety measures in place prior to bond release. The ASMC finds precedence for approval of such demonstrations exists in other states where similar proposals were approved by the Office of Surface Mining Reclamation and Enforcement (OSM). The operator's proposal therefore complies with this provision.

R-5 Condition 1: Approval from the Director of the Office of Surface Mining Reclamation and Enforcement (OSM) will be required for acceptance of the Experimental Practice request.

R-5 Condition 2: Prior to Phase III Bond Release, a written agreement will be required from the surface property owner upon which the subject highwall is located to the Alabama Surface Mining Commission (ASMC) acknowledging acceptance of the final highwall reclamation as included in this revision. The agreement shall address assumption of all future liability, maintenance requirements, and structural responsibility for the highwall left by the Experimental Practice request. The property owner must also acknowledge the mining operator is fully released and discharged from all liability specifically concerning the reclamation of the highwall, and all future stewardship, safety management, and upkeep of the remaining highwall structure, all such reclamation tasks rest solely with the property owner. The agreement shall be binding upon the current and future property owner, heirs, executors, administrators, and assigns. Lastly, all future deeds of any ownership transfers shall be recorded and shall include all specifications in this condition. All signatures on the agreement shall be notarized.

ACREAGE SUMMARY:

***INCREMENT #1: decreases to ----------**	**170 acres**
INCREMENT #2: remains at ----------	**58 acres**
INCREMENT #3: remains at ----------	**71 acres**
INCREMENT #4: remains at ----------	**232 acres Phase III**
INCREMENT #5: remains at ----------	**1 acres Phase III**
Total Acreage Decreases to	**532 Acres**

***Bonded to Date**

All other terms and conditions remain in effect as well as all Findings in the original permit and any Findings appropriate for this revision.

EFFECTIVE DATE: November 3, 2026
SM 11/3/2026

Kathy H. Love

Kathy H. Love, Director

/mw
cc: I & E, Permit File