



**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-6

**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:

P- 3897-64-18-S  
Job Land & Mineral, Inc.  
P.O. Box 943  
Gardendale, AL 35071  
(Crescent Valley Mine)

License No.: L-855  
Pursuant to the  
Permit map: 1 of 1  
Certified by: Bradley K. Simmons PE # 33277  
Date: 04/17/2018

**The permit is revised as follows:**

- 1. Add 15 mining acres and Sediment Basin 010 to Increment No. 1.**
- 2. Modify the operation plan to add highwall mining.**
- 3. Modify the general plan.**
- 4. Modify Diversion Ditch No. 3.**
- 5. Revise the Hydrologic Monitoring Plan.**
- 6. Request extension of the approved topsoil variance to the areas added by Revision R-6.**

Revision Finding R-6-1: The Regulatory Authority has taken into account the effect of the proposed permitting action on properties listed or eligible for listing on the National Register of Historic Places (NRHP). PELA GeoEnvironmental conducted a Phase I Cultural Resource Survey for approximately 17 acres in Walker County, on August 13, 2010. No cultural resources were present within the project area. By a letter dated September 14, 2010 the State Historical Preservation Office (SHPO), Re: AHC 07-0908, based on a cultural resource assessment conducted by PELA, determined that the project activities should not affect any archaeological resources listed on or eligible for the NRHP. Therefore SHPO concurs with the project activities. MRS Consultants, LLC (MRS) conducted a Phase I Cultural Resource Assessment for approximately 15 acres in Walker County on January 9, 2018. No archaeological sites or cemeteries were recorded within or adjacent to the survey area. Two early to mid-20<sup>th</sup> century historic residences identified during the field investigation consist of vernacular dwellings considered ineligible for the NRHP. As such, the proposed mining project will not affect any significant historic properties. By a letter dated February 27, 2018 the SHPO, Re: AHC 2007-0908, based on a cultural resource assessment conducted by MRS agree with the author's findings. The standing structures documented during the investigation are not eligible for the NRHP, and project activities will have no effect on cultural resources eligible for or listed on the NRHP. This finding is supported in part by inclusion of appropriate permit conditions or

changes in the operation plan protecting historic resources, or a documented decision that the Regulatory Authority has determined that no additional protection measures are necessary. Concerns for unknown resources, which might be discovered during mining, have been made conditions of the permit.

Revision Finding R-6-1: An updated habitat assessment submitted to the US Fish and Wildlife Service (FWS) indicates that approximately 181 acres of summer roosting habitat for the Indiana bat or Northern Long-eared bat exist within the surveyed area. The summer roosting habitat is shown in yellow on the potential summer roosting habitat map dated October 12, 2017. The potential habitat will be avoided or if the potential habitat is unavoidable, then the timber will only be removed from October 15<sup>th</sup> – March 31<sup>st</sup>. By comments dated October 23, 2017 the FWS concur with the findings that no impacts to the Indiana bat or Northern Long-eared bat are anticipated as a result of the proposed project if tree removal is limited to October 15<sup>th</sup> – March 31<sup>st</sup>. In letters dated August 12, 2010 and January 5, 2018 the Alabama Department of Conservation and Natural Resources states the closest sensitive species as occurring approximately 3 miles from the subject site. By letters dated September 22, 2010 File Number SAM-2010-01318-CTM and January 17, 2018 File Number SAM-2011-01440-CMS the US Army Corps of Engineers (USACE) states that no permit is required for the project as proposed. The Alabama Surface Mining Commission finds that the proposed operation will not jeopardize the continued existence of endangered or threatened species or critical habitat thereof.

Revision Condition R-6-1: The permittee may only conduct tree removal from October 15 – March 31.

Revision Condition R-6-2: Allowable ungraded acreage on Increment No. 1 at any given time will be a maximum of 36 acres.

**ACREAGE SUMMARY:**

*INCREMENT #1: increases to	-----	100 acres
INCREMENT #2: remains at	-----	50 acres
*INCREMENT #3: remains at	-----	95 acres
*INCREMENT #4: remains at	-----	3 acres
*INCREMENT #6: remains at	-----	9 acres

---

Total Acreage Increases to            257 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: April 19, 2018**



Jonathan E. Hall, Director

/mw  
cc: I & E, Permit File