

ASMC Use Only:

Fee: _____
Bond Required: _____
Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: Quality Coal Co., Inc.
License Number: L-743 Permit Number: P-3907-64-13-S
Permit Expiration Date: 12-04-13 Mine Name: Sparks Branch Mine
Revision Number: Revision R-4

Nature of Proposed Revision:

1. Transfer 5 incidental acres from Increment No. 6 to Increment No. 3. Area includes Basin 020E, access and diversions.
2. Change the post mining landuse of Basin 020E from a temporary basin to a permanent water impoundment, fish and wildlife habitat.

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

Applicant: Quality Coal Co., Inc.
Mine Name: Sparks Branch Mine
Permit Number: P- 3907 Revision R-4

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

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: Quality Coal Co., Inc.
Street Address: P.O. Box 2705
City: Jasper State: AL Zip: 35502-2705
Mailing Address: P. O. Box 2705
City: Jasper State: AL Zip: 35502-2705
Telephone Number: (205) 384-6300
Social Security Number (Voluntary): _____
Employer Identification Number: _____
ASMC License#: L-743

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: Stephen Miles
Mailing Address: P.O. Box 2705
City: Jasper State: AL Zip: 35502-2705
Telephone Number: (205) 384-6300

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision 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 9

Legal description of property or permit map symbol: Jerry J, & Hogg Sparks & Sparks Family Trust (S)

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

Legal owner(s) of record: Jerry J, & Hogg Sparks & Sparks Family Trust

Address: 910 5th Street City: Jasper State: Al Zip: 35501

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 | Jerry J. & Hogg Sparks & Sparks Family Trust | Quality Coal Co., Inc | 04-08-08 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Page 2 of 9

Legal description of property or permit map symbol: Edward Sparks (S)

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

Legal owner(s) of record: Edward Sparks, Jr.

Address: 248 Vandalia Drive City: Jackson State: SC Zip: 29831

Holder(s) 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 | Edward Sparks Jr. | Quality Coal Co., Inc | 9-30-08 | No |

Legal description of property or permit map symbol: Marigold Land Company (S)

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

Legal owner(s) of record: Marigold Land Company

Address: P.O. Box 1549 City: Jasper State: AL Zip: 35502

Holder(s) 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 | Marigold Land Company | Quality Coal Co., Inc | 12-21-07 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: C. Maurice & Jay Ferguson (S)

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

Legal owner(s) of record: C. Maurice & Jay Ferguson

Address: 1016 Hillard Loop City: Townley State: AL Zip: 35587

Holder(s) 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 | C. Maurice & Jay Ferguson | Quality Coal Co., Inc | 04-19-07 | No |

Legal description of property or permit map symbol: Tod & Collis Maurice Ferguson (S)

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

Legal owner(s) of record: Tod & Collis Maurice Ferguson

Address: 1016 Hillard Loop City: Townley State: AL Zip: 35587

Holder(s) 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 | Tod & Collis Maurice Ferguson | Quality Coal Co., Inc | 04-19-07 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: _____
 _____ Drummond Co., Inc. (S)

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

Legal owner(s) of record: Drummond Co., Inc.

Address: P.O. Box 1549 City: Jasper State: AL Zip: 35501

Holders of leasehold interest: _____

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

Holders of leasehold interest: _____

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 | Drummond Co. Inc. | Quality Coal Co., Inc. | 9-2-2010 | No |

Legal description of property or permit map symbol: Billy Joe Kimbrell (S)

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

Legal owner(s) of record: Billy Joe Kimbrell

Address: 2227 4th Avenue South City: Irondale State: AL Zip: 35210

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 | Billy Joe Kimbrell | Quality Coal Co., Inc | 3-19-2010 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: Rita K. Nicholson &
& Leroy Kimbrell (S)

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

Legal owner(s) of record: Rita K. Nicholson & Leroy Kimbrell

Address: P.O. Box 1332 City: Jasper State: AL Zip: 35502

Holder(s) 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 | Rita K. Nicholson & Leroy Kimbrell | Quality Coal Co., Inc. | 5-20-2010 | No |

Legal description of property or permit map symbol: Henry Calmes (M)

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

Legal owner(s) of record: Estate of Henry Calmes

Address: P.O. Box 11426 City: Birmingham State: Al Zip: 35202

Holder(s) 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 | Estate of Henry Calmes | Quality Coal Co., Inc. | 9-10-10 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Page 6 of 9

Legal description of property or permit map symbol: Drummond Coal Co. (M)

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

Legal owner(s) of record: Drummond Coal Co.

Address: P.O. Box 1549 City: Jasper State: AL Zip: 35501

Holder(s) 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 | Drummond Coal Co. | Quality Coal Co., Inc | 12-21-07 | No |

Legal description of property or permit map symbol: James Taylor (M)

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

Legal owner(s) of record: James Taylor c/o Hubert Taylor

Address: 420 N 20th Street Suite 2000 City: Birmingham State: AL Zip: 35203

Holder(s) 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. |
|--|------------------|------------------------|---------------|--|
| Deed Bk 1096 Pg 568 | James Taylor | Drummond Company | 11-18-76 | No |
| Quitclaim Deed | Drummond Company | Quality Coal Co., Inc. | 10-15-08 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: Lonicera Company, LLC. (M)

Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Lonicera Company, LLC.
 Address: 420 N 20th Street Suite 2000 City: Birmingham State: AL Zip: 35203
 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 | Lonicera Company, LLC. | Quality Coal Co., Inc | 10-29-07 | No |

Legal description of property or permit map symbol: Thomas Ralph Moon (M)

Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Thomas Ralph Moon
 Address: 7018 Holly Grove Road City: Jasper State: AL Zip: 35501
 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 | Thomas Ralph Moon | Quality Coal Co., Inc | 10-8-08 | No |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

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, Suite 126 City: Fairfield State: AL Zip: 35064

Holder(s) 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. | Quality Coal Co., Inc | 8-30-10 | No |

Legal description of property or permit map symbol: _____
Anna Swindle Roberson c/o Sarah Swindle (S)

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

Legal owner(s) of record: Anna Swindle Roberson c/o Sarah Swindle

Address: 304 Baker Road City: Jasper State: AL Zip: 35501

Holder(s) 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. |
|--|---|------------------------|---------------|--|
| | Anna Swindle Roberson c/o Sarah Swindle | Quality Coal Co., Inc. | 7-5-2010 | |

Applicant: Quality Coal Co., Inc.
 Mine Name: Sparks Branch Mine
 Permit Number: P- 3907 Revision R-4

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: Margaret Sue Kimbrell (S)

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

Legal owner(s) of record: Margaret Sue Kimbrell

Address: 5667 Holley Grove Road City: Jasper State: AL Zip: 35501

Holder(s) 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. |
|--|------------------------|------------------------|---------------|--|
| | Margaret Sue Kimberell | Quality Coal Co., Inc. | 8-17-10 | |

Legal description of property or permit map symbol: _____

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

Legal owner(s) of record: _____

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

Holder(s) 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. |
|--|---------------|-------------|---------------|--|
| | | | | |

Applicant: Quality Coal Co., Inc.
Mine Name: Sparks Branch Mine
Permit Number: P- 3907 Revision R-4

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 2

Name: Jerry J, & Hoqq Sparks & Sparks Family Trust
Address: 910 5th Street
City: Jasper State: Al Zip: 35501
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Edward Sparks, Jr.
Address: 248 Vandalia Drive
City: Jackson State: SC Zip: 29831
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Mariqold Land Company
Address: P.O. Box 1549
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: C. Maurice & Jay Ferguson
Address: 1016 Hillard Loop
City: Townley State: AL Zip: 35587
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Tod & Collis Maurice Ferguson
Address: 1016 Hillard Loop
City: Townley State: AL Zip: 35587
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Drummond Co., Inc.
Address: P.O. Box 1549
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Billy Joe Kimbrell
Address: 2227 4th Avenue South
City: Irondale State: AL Zip: 35210
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Name: Rita K. Nicholson & Leroy Kimbrell
Address: P.O. Box 1332
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple) Surface
Type of Interest(Owner, Lease , or Other): Owner

Applicant: Quality Coal Co., Inc.
Mine Name: Sparks Branch Mine
Permit Number: P- 3907 Revision R-4

ART 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 2 of 2

Name: Estate of Henry Calmes
Address: P.O. Box 11426
City: Birmingham State: AL Zip: 35202
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest(Owner, Lease , or Other): Owner

Name: Drummond Coal Co.
Address: P.O. Box 1549
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple) Mineral
Type of Interest(Owner, Lease , or Other): Owner

Name: Lonicera Company, LLC.
Address: 600 N 20th St. Suite 400
City: Birmingham State: AL Zip: 35203
Interest owned (Surface, Coal or Fee Simple) Mineral
Type of Interest(Owner, Lease , or Other): Owner

Name: Thomas Ralph Moon
Address: 7018 Holly Grove Road
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple) Mineral
Type of Interest(Owner, Lease , or Other): Owner

Name: RGGS Land & Mineral, Ltd
Address: 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: Anna Swindle Roberson c/o Sarah Swindle
Address: 304 Baker Road
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple) _____
Type of Interest(Owner, Lease , or Other): _____

Name: Margaret Sue Kimbrell
Address: 5567 Holley Grove Road
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple) _____
Type of Interest(Owner, Lease , or Other): _____

Applicant: Quality Coal Co., Inc.
Mine Name: Sparks Branch Mine
Permit Number: P- 3907 Revision R-4

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 AS NECESSARY IN THE FORMAT BELOW

PAGE OF Not Applicable

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

Legal description: _____

Describe the nature of the interest: _____

| |
|--|
| Applicant: <u>Quality Coal Co., Inc.</u> Mine Name: <u>Sparks Branch Mine</u> Permit Number: P- <u>3907 Revision R-4</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/SW, SE/SW, NE/SW, NW/SW of Section 11; SW/NW, SE/NW, SW/NE, NW/SW, NE/SW, NW/SE, SW/SW, of Section 14; all within Township 14 South, Range 8 West, Walker County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
- a. Total Post R-4 permit acreage: 108 acres (no acreage change)
- 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>43</u> | <u>Certificate of Deposit</u> |
| 2. | <u>39</u> | <u>Certificate of Deposit</u> |
| 3. | <u>5</u> | <u>Certificate of Deposit</u> |
| 4. | <u>0</u> | <u>Certificate of Deposit</u> |
| 5. | <u>11</u> | <u>Certificate of Deposit</u> |
| 6. | <u>10</u> | <u>Certificate of Deposit</u> |

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Increments 2 & 6.
4. Has any acreage in the proposed permit area been previously disturbed by mining? (XXX) 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>Pre-law</u> | <u>8.0</u> | <u>Not 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).
- Quality Coal Co., Inc., will accept the reclamation responsibility for the previously disturbed areas which they redisturb.

5. Is disturbance to be conducted within 300 feet, measured horizontally from an occupied dwelling? (XX) 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: <u>Quality Coal Co., Inc.</u> Mine Name: <u>Sparks Branch Mine</u> Permit Number: P- <u>3907 Revision R-4</u> |
|--|

PART I D. (CONTINUED)

6. Is disturbance proposed within 100 feet of a public road right-of-way or will a public road be closed or relocated? (XX)YES ()NO.

If YES, enclose a copy of the approval granted by the government entity which has jurisdiction over the road. The approval must state the minimum distance disturbance will be allowed to the road or road right-of-way.

7. 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 of issuance |
|----------------|---------------------|-------------------|-----------|------------------------|
| <u>MSHA ID</u> | <u>01-03195</u> | <u>MSHA</u> | <u>*</u> | <u>Issued 07-14-00</u> |
| <u>NPDES</u> | <u>AL0078972</u> | <u>ADEM</u> | <u>**</u> | <u>Issued 09-28-07</u> |

- * 228 West Valley Avenue, Birmingham, AL 35209
** 1400 Coliseum Blvd., Montgomery, AL 36130

8. Is the property in the permit covered by zoning or other land use restrictions?

() YES (XXX) NO.

If yes, indicate the jurisdictional authority and zoning or land use area. If more than one zoning classification exists for the permit area, identify the boundaries of each the permit map.

| Jurisdictional Authority | Zoning Classification | Allows mining? Yes or No |
|--------------------------|-----------------------|--------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |

9. Describe access to the proposed mine from a known point on the nearest public highway: From the intersection of State Highway 69 and County Road 124 in McCollum, Alabama, travel west on County Road 124 for approximately 1.3 miles to the intersection of County Road 124 and Hillard Loop Road. Turn right and travel north on Hillard Loop Road for approximately 0.6 miles to the mine entrance located on the right.

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application?

() YES (XXX) NO

If YES, list SOAP I.D. Number: _____

11. Submit a certificate of proof of Liability Insurance with this application. See ASMC Master File

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: ASMC 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: The Daily Mountain Eagle

| |
|--|
| Applicant: <u>Quality Coal Co., Inc.</u> |
| Mine Name: <u>Sparks Branch Mine</u> |
| Permit Number: P- <u>3907 Revision R-4</u> |

Attachment I-E-13

PUBLIC NOTICE OF FILING OF PERMIT REVISION

In accordance with the provisions of Act No.81-435 of the State of Alabama and the regulations promulgated under this act, Quality Coal Co., Inc., P.O. Box 2705 Jasper, AL 35502-2705, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to revise permit P-3907-64-13-S for its Sparks Branch Mine located in Walker County.

The permit area lies within the NW/SW, NE/SW, SE/SW, SW/SW of Section 11; SW/NW, SE/NW, SW/NE, NW/SW, NE/SW, NW/SE, SW/SW, of Section 14; all within Township 14 South, Range 8 West, Walker County, Alabama.

Revision R-1 includes: 1) Transfer 5 incidental acres from Increment No. 6 to Increment No. 2. Area includes Basin 020E, access and diversions. 2)Change the post mining landuse of Basin 020E from a temporary basin to a permanent water impoundment, fish and wildlife habitat.

A copy of the permit revision application is available for public inspection at 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.

Affidavit of Publication of Legal Notice

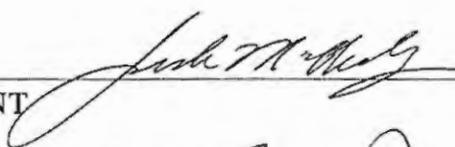
State of Alabama
Walker County

Before me, a notary public in and for the county and state above listed, personally appeared Jack McNeely, who, by me duly sworn, deposes and says that: "My name is Jack McNeely". I am the Publisher of the *Daily Mountain Eagle*. The Newspaper is printed in the English language, has a general circulation and its principal editorial office in the county above listed and has been mailed under a publication class mailing privilege of the United States Postal Service from the post office where it is published at least 51 weeks a year.

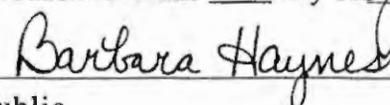
The Newspaper published the attached legal notice in the issue(s) of: 12/20, 12/24, 12/31/13, 1/7/14 (date(s) of publication). If the post office address of the person to whom the notice is directed can be ascertained, a copy should be mailed by the person or official placing the advertisement to the person to whom the notice was directed.

The sum charged for these publication(s) was \$ 280.⁷⁰. The sum charged by the Newspaper for said publication(s) does not exceed the actual lowest classified rate paid by commercial customers for an advertisement of similar size and frequency in the same newspaper(s) in which the public notice appeared.

There are no agreements between the Newspaper and the officer or attorney charged with the duty of placing the attached legal advertising notices whereby any advantage, gain or profit accrued to said officer or attorney.


AFFIANT

Sworn and subscribed this 7 day of Jan., 2014.


Notary Public

My Commission Expires 08/02/2016

**PUBLIC NOTICE OF
FILING OF PERMIT REVISION**

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Revision R-4 includes: 1) Transfer 5 incidental acres from Increment No. 6 to Increment No. 2. Area includes Basin 020E, access and diversions. 2) Change the post mining landuse of Basin 020E from a temporary basin to a permanent water impoundment, fish and wildlife habitat.

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*Dec. 20, 24, 31, 2013; Jan. 7, 2014