

ASMC Use Only:

Fee: _____
Bond Required: _____
Date Approved: _____

APPLICATION FOR PERMIT REVISION

Name of Permittee: Black Warrior Minerals, Inc.
License Number: L-698 Permit Number: P-3922-64-14-S
Permit Expiration Date: 07/16/14 Mine Name: Manchester East Mine
Revision Number: Revision R-2

Nature of Proposed Revision:

- 1) Transfer 1.0 Incidental acre from Increment No. 5 to Increment No. 6 for Basin 045. Transfer 4.0 Mining acres from Increment No. 5 to Increment No. 6 for Basin 045. Transfer 3.0 Mining acres from Increment No. 5 to Increment No. 6 for Ancillary Road. Transfer 2.0 Mining acres from Increment No. 5 to Increment No. 6 for drainage course. Transfer 8.0 Mining acres from Increment No. 5 to Increment No. 6 for temporary placement of excavated material from Basin 045.
- 2) Transfer 2.0 Mining acres from Increment No. 4 to Increment No. 6 for Ancillary Road. Transfer 1.0 Mining acre from Increment No. 4 to Increment No. 6 for drainage course.
- 3) Delete Basin 010. Transfer 3.0 Incidental acres from Increment No. 6 to Increment No. 5 for Mining acres.
- 4) Transfer 5.0 Mining acres from Increment No. 5 to Increment No. 4 for Basins 038, 039, 040 and Ancillary Roads. Transfer 1.0 Incidental acre from Increment No. 5 to Increment No. 4 for Basins 038, 039, 040 and Ancillary Road.

5) Update the Operations Plan.

6) Update the General Plan.

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

Applicant: Black Warrior Minerals, Inc.
Mine Name: Manchester East Mine
Permit Number: P-3922 Revision R-2

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: Black Warrior Minerals Inc.
Street Address: 4788 Highway 78 West
City: Cordova State: AL Zip: 35550
Mailing Address: P.O. Box 1190
City: Sumiton State: AL Zip: 35148
Telephone Number: (205) 648-2290
Social Security Number (Voluntary): _____
Employer Identification Number: 63-0906486
ASMC License#: L-698

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: W. P. Griffin, Jr. c/o PERC Engineering Co., Inc.
Mailing Address: Post Office Box 1712
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 384-5553

ALSO PLEASE COPY:

Black Warrior Minerals, Inc.
P.O. Box 1190
Sumiton, AL 35148
Telephone: (205) 648-2290

Applicant: Black Warrior Minerals, Inc.
Mine Name: Manchester East Mine
Permit Number: P-3922 Revision R-2

PART I B. OWNERSHIP AND CONTROL

1. PERMIT APPLICANT OWNERSHIP AND CONTROL.

At the time of filing of this application provide an update of all information contained in the applicant's license file or certify that the information contained in the license is accurate and complete. The updated information shall be submitted on Part IA through Part IF of the License application form. Check one of the following

- A license update is included
- Information contained in the license file is accurate and complete at the time of filing of this application. No update is included.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

2. OPERATOR OWNERSHIP AND CONTROL.

If someone other than the permittee has been identified as the operator under this permit, an update of the ownership and control information contained in the operator's license file must be provided or certify that the information contained in the license file is accurate and complete. The updated information shall be submitted on Part I A through Part I F of the License application form. Check one of the following: **NOT APPLICABLE**

- A license update is included
- Information contained in the license file is accurate and complete at the time of filing of this application. No update is included.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

3. CONTROL OF MINING OPERATION THROUGH CONTROL OF COAL TO BE MINED.

Provide the information below for any person or entity who owns or controls the coal to be mined under this permit and who, by lease, sublease, or other contract:

- A. has the right to receive the coal after mining, or,
B. has the authority to determine the manner in which the operator or permittee conducts surface coal mining operations.

(USE ADDITIONAL SHEETS IN THE FORMAT BELOW IF NECESSARY)

Name: Applicant
Street Address: _____
City: _____ State: _____ Zip: _____
Mailing Address: _____
City: _____ State: _____ Zip: _____
Telephone: (____) _____-_____
Social Security Number (Voluntary): _____-_____
Employer Identification Number: _____
ASMC License Number: _____

Applicant: <u>Black Warrior Minerals, Inc.</u> Mine Name: <u>Manchester East Mine</u> Permit Number: <u>P-3922 Revision R-2</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 10

Legal description of property or permit map symbol: _____
Roger W. Perry (S)

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

Legal owner(s) of record: Roger W. Perry

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

Holders of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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	Roger W. Perry	Black Warrior Minerals, Inc.	8/11/08	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C. (CONTINUED)

Legal description of property or permit map symbol: Kilgore, Etal (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Kilgore, Etal c/o Don Kilgore
 Address: 409 19th Street City: Jasper State: AL Zip: 35501
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Kilgore, Etal	Black Warrior Minerals, Inc.	06/25/08	No

Legal description of property or permit map symbol: _____
Black Warrior Minerals, Inc. (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Black Warrior Minerals, Inc	Black Warrior Minerals, Inc.	8/11/08	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C. (CONTINUED)

Legal description of property or permit map symbol: Bankhead Development, Ltd.
 (M)

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

Legal owner(s) of record: Bankhead Development, Ltd. c/o Howard Graham

Address: 812 Airport Road S. City: Jasper State: AL Zip: 35501

Holder(s) of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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	Bankhead Development, Ltd.	Black Warrior Minerals, Inc.	05/22/08	No

Legal description of property or permit map symbol: John H. Bankhead & Co., Inc.
 (S)

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

Legal owner(s) of record: John H. Bankhead & Co., Inc.

Address: P.O. Box 2385 City: Jasper State: AL Zip: 35502

Holder(s) of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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	John H. Bankhead & Co., Inc.	Black Warrior Minerals, Inc.	8/11/08	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C. (CONTINUED)

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Legal description of property or permit map symbol: Samuel O'Rear Estate (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Samuel O'Rear Estate c/o Douglas Farris
 Address: P.O. Box 1030 City: Jasper State: AL Zip: 35502
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Samuel O'Rear Estate	Black Warrior Minerals, Inc.	7/3/07	No

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 Legal description of property or permit map symbol: Edna O'Rear Estate (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Edna O'Rear Estate c/o Douglas Farris
 Address: P.O. Box 1030 City: Jasper State: AL Zip: 35502
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Edna O'Rear Estate	Black Warrior Minerals, Inc.	7/3/07	

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: Regions Bank (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Regions Bank c/o Alan Morris, Nat. Res. Dept.
 Address: P.O. Box 11426 City: Birmingham State: AL Zip: 35202
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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 Pending	Regions Bank	Black Warrior Minerals, Inc.		

Legal description of property or permit map symbol: RMK Select Timberland Investment Fund 1, LLC(S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: RMK Select Timberland Investment Fund 1, LLC c/o RMK Timberland Group
 Address: 260 Peachtree St. NE Suite 1800 City: Atlanta State: GA Zip: 30303
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	RMK Select Timberland Investment Fund 1, LLC	Black Warrior Minerals, Inc.	06/17/09	No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

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Legal description of property or permit map symbol: Raymond E. Faught, Jr. (S) & (M)

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

Legal owner(s) of record: Raymond E. Faught Jr. c/o Edward Faught

Address: 4212 Overbrook Rd. City: Birmingham State: AL Zip: 35222

Holders of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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	Raymond E. Faught, Jr.	Black Warrior Minerals, Inc.	6/1/10	No

=====
 Legal description of property or permit map symbol: Milton D. Wolfe (S)
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Surface/Mineral/or Fee Simple (both): Surface

Legal owner(s) of record: Milton D. Wolfe

Address: 30 Rouse Road City: Sumiton State: AL Zip: 35148

Holders of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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 Pending	Milton D. Wolfe	Black Warrior Minerals, Inc.		

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

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Legal description of property or permit map symbol: Synovus Bank (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Synovus Bank c/o First Bank of Jasper
 Address: P. O. Box 31 City: Jasper State: AL Zip: 35502
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Synovus Bank	Black Warrior Minerals, Inc.	3/30/11	No

=====
 Legal description of property or permit map symbol: Nelson Rigsby (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Nelson Rigsby c/o Peggy Shelton
 Address: 305 Dulaine Cove City: Irondale State: AL Zip: 35210
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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 Pending	Nelson Rigsby	Black Warrior Minerals, Inc.		

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

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Legal description of property or permit map symbol: Simmons Agency, LTD.(S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Simmons Agency, LTD.(S)
 Address: P.O. Box 130 City: Jasper State: AL Zip: 35502
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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	Simmons Agency, LTD.	Black Warrior Minerals, Inc.	06/09/09	No

=====
 Legal description of property or permit map symbol: Ralph, Kaylene Williams and Gary Allen Woods (S)
 Surface/Mineral/or Fee Simple (both): Surface
 Legal owner(s) of record: Ralph, Kaylene Williams and Gary Allen Woods
 Address: 2303 Fall City Rd. City: Jasper State: AL Zip: 35503
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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 Pending	Ralph, Kaylene Williams and Gary Allen Woods	Black Warrior Minerals, Inc.		

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

Legal description of property or permit map symbol: Ralph & Kaylene Marie Williams (M)

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

Legal owner(s) of record: Ralph & Kaylene Marie Williams

Address: 2303 Fall City Rd. City: Jasper State: AL Zip: 35503

Holders of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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 Pending	Ralph & Kaylene Marie Williams	Black Warrior Minerals, Inc.		No

Legal description of property or permit map symbol: Sam Murphy Trust, Regions Bank of Alabama (S)

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

Legal owner(s) of record: Sam Murphy Trust c/o Regions Bank of Alabama

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

Holders of leasehold interest: Black Warrior Minerals, Inc.

Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148

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 Pending	Sam Murphy Trust c/o Regions Bank of Alabama	Black Warrior Minerals, Inc.		No

Applicant: Black Warrior Minerals, Inc.
 Mine Name: Manchester East Mine
 Permit Number: P-3922 Revision R-2

PART I C 1. (CONTINUED)

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Legal description of property or permit map symbol: Vister Williams (M)
 Surface/Mineral/or Fee Simple (both): Mineral
 Legal owner(s) of record: Mrs. Vistor Williams c/o Gretel Ferrell
 Address: 6246 Hwy. 195 City: Jasper State: AL Zip: 35503
 Holders of leasehold interest: Black Warrior Minerals, Inc.
 Address: P.O. Box 1190 City: Sumiton State: AL Zip: 35148
 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 Pending	Vister Williams	Black Warrior Minerals, Inc.		No

Applicant: Black Warrior Minerals, Inc.
Mine Name: Manchester East Mine
Permit Number: P-3922 Revision R-2

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

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Name: Roger W. Perry
Address: P.O. Box 1190
City: Sumiton State: AL Zip: 35148
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Kilgore, Etal.
Address: 409 19th Street
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: Black Warrior Minerals, Inc.
Address: P.O. Box 1190
City: Sumiton State: AL Zip: 35148
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: Bankhead Development, Ltd. c/o Howard Graham
Address: 812 Airport Road S.
City: Jasper State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: John H. Bankhead & Co., Inc.
Address: P.O. Box 2385
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Regions Bank c/o Alan Morris, Nat. Res. Dept.
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: RMK Timberland Group c/o John Lang
Address: 201 Williams Ave
City: Huntsville State: AL Zip: 35801
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Raymond E. Faught, Jr. c/o Edward Faught
Address: 4212 Overbrook Rd.
City: Birmingham State: AL Zip: 35222
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Synovus Bank c/o First Bank of Jasper
Address: P. O. Box 31
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Applicant: Black Warrior Minerals, Inc.
Mine Name: Manchester East Mine
Permit Number: P-3922 Revision R-2

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

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Name: Nelson Rigsby c/o Peggy Shelton
Address: 305 Dulaine Cove
City: Irondale State: AL Zip: 35210
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Ralph, Kaylene Williams and Gary Allen Woods
Address: 2303 Fall City Road
City: Jasper State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Ralph & Kaylene Marie Williams
Address: 2303 Fall City Road
City: Jasper State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: Sam Murphy Trust, Regions Bank of Alabama
Address: P.O. Box 11426
City: Birmingham State: AL Zip: 35202
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Vister Williams c/o Gretel Ferrell
Address: 6246 Hwy. 195
City: Jasper State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Simmons Agency, LTD.
Address: P.O. Box 130
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Samuel O'Rear Estate c/o Douglas Farris
Address: P.O. Box 1030
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Surface
Type of Interest (Owner, Lease, or Other): Owner

Name: Edna O'Rear Estate c/o Douglas Farris
Address: P.O. Box 1030
City: Jasper State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Name: Raymond E. Faight, Jr. c/o Edward Faight
Address: 4212 Overbrook Rd.
City: Birmingham State: AL Zip: 35222
Interest owned (Surface, Coal or Fee Simple): Mineral
Type of Interest (Owner, Lease, or Other): Owner

Applicant: <u>Black Warrior Minerals, Inc.</u> Mine Name: <u>Manchester East Mine</u> Permit Number: <u>P-3922 Revision R-2</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 NE 1/4 of NW 1/4, SW 1/4 of NW 1/4, SE 1/4 of NW 1/4, NW 1/4 of NE 1/4, SW 1/4 of NE 1/4, SE 1/4 of NE 1/4, NW 1/4 of SW 1/4, NE 1/4 of SW 1/4, SW 1/4 of SW 1/4, SE 1/4 of SW 1/4, NW 1/4 of SE 1/4, NE 1/4 of SE 1/4, SW 1/4 of SE 1/4, SE 1/4 of SE 1/4 of Section 5; NE 1/4 of NW 1/4, NW 1/4 of NE 1/4, SW 1/4 of NE 1/4, SE 1/4 of NE 1/4, NW 1/4 of SE 1/4, NE 1/4 of SE 1/4, SW 1/4 of SE 1/4, SE 1/4 of SE 1/4, of Section 6; NW 1/4 of NE 1/4, NE 1/4 of NE 1/4 of Section 7, NW 1/4 of NW 1/4, NE 1/4 of NW 1/4 of Section 8, Township 13 South, Range 7 West, Walker County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.

a. Total revision acreage: 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>34</u>	<u>Letter of Credit</u>
2.	<u>119</u>	<u>Letter of Credit</u>
3.	<u>100</u>	<u>Letter of Credit</u>
4.	<u>143</u>	<u>Letter of Credit</u>
5.	<u>119</u>	<u>Letter of Credit</u>
6.	<u>36</u>	<u>Letter of Credit</u>

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Increment 1.

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>P-3514</u>	<u>Approx. 30</u>	<u>Reclaimed</u>
<u>P-3191</u>	<u>0 bonded</u>	<u>Phase III Bond Release</u>
<u>P-3788</u>	<u>0 bonded</u>	<u>Phase III Bond Release</u>
<u>P-3830</u>	<u>112 Remain</u>	<u>Phase I & II releases & active mining</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).
 P-3191, P-3788 & P-3830 are all Black Warrior Minerals, Inc. permits and for any acreage re-permitted under the proposed Manchester East Mine, Black Warrior Minerals, Inc. will assume responsibility.

Applicant: <u>Black Warrior Minerals, Inc.</u>
Mine Name: <u>Manchester East Mine</u>
Permit Number: <u>P-3922 Revision R-2</u>

Attachment for I.E.13.

PUBLIC NOTICE 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, Black Warrior Minerals, Inc., P.O. Box 1190, Sumiton, AL 35148, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to revise permit P-3922-64-14-S for its Manchester East Mine located in Walker County. The permit area lies within the NE/NW, SW/NW, SE/NW, NW/NE, SW/NE, SE/NE, NW/SW, NE/SW, SW/SW, SE/SW, NW/SE, NE/SE, SW/SE, SE/SE of Section 5; NE/NW, NW/NE, SW/NE, SE/NE, NW/SE, NE/SE, SW/SE, SE/SE of Section 6; NW/NE, NE/NE, of Section 7; NW/NW, NE/NW of Section 8, Township 13 South, Range 7 West, Walker County, Alabama.

The revision, R-2, includes items to: 1) Transfer 1.0 Incidental acre from Increment No. 5 to Increment No. 6 for Basin 045. Transfer 3.0 Mining acres from Increment No. 5 to Increment No. 6 for Ancillary Road. Transfer 2.0 Mining acres from Increment No. 5 to Increment No. 6 for drainage course. 2) Transfer 2.0 Ancillary Road acres from Increment No. 4 to Increment No. 6 for Ancillary Road. Transfer 1.0 Mining acre from Increment No. 4 to Increment No. 6 for drainage course. 3) Delete Basin 010. Transfer 3.0 Incidental acres from Increment No. 6 to Increment No. 5 for Mining acres. 4) Update the Operations Plan. 5) Update the General Plan.

A copy of the permit 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.