

AFFIDAVIT OF PUBLICATION

P-3925 R-8

THE BIRMINGHAM NEWS COMPANY

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THE BIRMINGHAM NEWS

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LEGAL NOTICE

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-3925-01-14-S for its Shannon Mine No. 2 located in the NE 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, and SW 1/4 of SW 1/4 of Section 29, Township 19 South, Range 5 West, Jefferson County, Alabama, as shown by the Abernethy and McCalla, Alabama United States Geological Survey quadrangle maps.

The revision is as follows: 1) Add 22.0 mining acres to Increment No. 3; 2) Add 3.0 incidental acres (Basin 067, drainage courses, and access) to Increment No. 3; 3) Add 34.0 mining and incidental acres (diversions) to Increment No. 4; 4) Add 23.0 mining acres to Increment No. 5; 5) Update the drainage control plan through the addition of Basin 067; 6) Update the Operations Plan; 7) Update the Hydrologic Monitoring Plan; 8) A request to extend the topsoil variance to cover the newly added area.

A copy of the permit 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.

Bham News: May 9, 14, 21, 28, 2012

On this 30 day of May

A.D. Two Thousand, and Twelve, Vickie Webb declares that she is an Accounting Clerk of "The Birmingham News" published in the City of Birmingham, in the County of Jefferson, in the State of Alabama, and that the advertisement, a true copy of which is herewith attached, appeared in "The Birmingham News" on the following dates:

May 28, 2012
May 21, 2012
May 14, 2012
May 9, 2012

Vickie Webb
Signed- Vickie Webb

State of Alabama
County of Jefferson

On 5-30, 2012, Vickie Webb

personally appeared before me, who is personally known to me to be the signer of the above document, and she acknowledged that she signed it.

Nancy S. Bridgman
Nancy S Bridgman, Notary Public

NANCY S BRIDGMAN
NOTARY PUBLIC
STATE OF ALABAMA
MY COMMISSION EXPIRES DEC. 22, 2014