

**MCOAL CORPORATION**

**ROSA MINE, P-3931**

**ALABAMA SURFACE MINING COMMISSION**

**SURFACE MINING PERMIT APPLICATION**

**P A R T I**

Prepared by:

**MCGEHEE ENGINEERING CORP.**

P. O. Box 3431

450 19th Street West

Jasper, Alabama 35502-3431

Telephone: (205) 221-0686

Fax: (205) 221-7721

Email: staff's first name@mcgehee.org

# STATE OF ALABAMA SURFACE MINING COMMISSION

- (X) Renewal Application for a Surface Coal Mine  
 ( ) Renewal Application for an Underground Coal Mine  
 ( ) Renewal Application for a Preparation Facility

## PART I A. IDENTIFICATION

### 1. PERMIT APPLICANT

Name: MCoal Corporation  
Street Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Mailing Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Telephone Number: (865) 392-4282  
Social Security Number(Voluntary): - -  
Employer Identification Number: 68-0677280  
ASMC License#: L-796

### 2. ENTITY OR PERSON RESPONSIBLE FOR PAYING ABANDONED MINE LAND RECLAMATION FEES

Name: MCoal Corporation  
Street Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Mailing Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Telephone Number: (865) 392-4282  
Social Security Number(Voluntary): - -  
Employer Identification Number: 68-0677280  
ASMC License#: L-796

### 3. IDENTIFY THE OPERATOR FOR THIS MINE IF DIFFERENT FROM THE PERMITTEE

Name: SAME AS PERMITTEE  
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: McGehee Engineering, Corp.  
Mailing Address: P. O. Box 3431, 450 19th Street West  
City: Jasper State: AL Zip: 35502  
Telephone Number: (205) 221-0686  
Email Address: jwhitlock@mcgehee.org

**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 I A through Part I F 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:

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: MCoal Corporation  
Street Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Mailing Address: 620 N. Campbell Station Road – Suite 22 Stations West  
City: Knoxville State: TN Zip: 37934  
Telephone Number: (865) 392-4282  
Social Security Number(Voluntary): - -  
Employer Identification Number: 68-0677280  
ASMC License#: L-796

**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**

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Legal description of property or permit map symbol: S-2  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: TOBY HOLLIER

Address: 3045 VILLAGE SPRINGS RD. City: SPRINGVILLE State: AL Zip: 35146

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	TOBY HOLLIER	MCOAL CORPORATION	PENDING	NO



**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

Legal description of property or permit map symbol: S-4 and F-4  
(SEE PERMIT MAP)  
Surface/Mineral/or Fee Simple (both): SURFACE and FEE  
Legal owner(s) of record: ADDIE R. BUTLER  
Address: 4756 FIVE POINTS ROAD City: BLOUNTSVILLE State: AL Zip: 35031  
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	ADDIE R. BUTLER	MCOAL CORPORATION	03-10-09	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

**INSTRUCTIONS:**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: S-5  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: RACCOON MTN MLT, LLC.

Address: 2361 CUMBERLAND LAKE DR. City: PINSON State: AL Zip: 35126

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	RACCOON MTN MLT, LLC	MCOAL CORPORATION	PENDING	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

**INSTRUCTIONS:**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: S-6  
 (SEE PERMIT MAP)

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

Legal owner(s) of record: MICHAEL ANTHONY BOWNES

Address: 9533 CRETE CIRCLE City: TUSCALOOSA State: AL Zip: 35406

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	MICHAEL ANTHONY BOWNES	MCOAL CORPORATION	PENDING	NO

**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:

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: S-7 & F-7  
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): SURFACE & FEE

Legal owner(s) of record: JOSEPH D. HILL JR.

Address: 1516 YORKMONT CIRCLE City: BIRMINGHAM State: AL Zip: 35226

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	JOSEPH D. HILL JR.	MCOAL CORPORATION	03-16-09	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

Legal description of property or permit map symbol: S-8 , M-8 and F-8  
**(SEE PERMIT MAP)**

Surface/Mineral/or Fee Simple (both): SURFACE, MINERAL and FEE

Legal owner(s) of record: HOLLUM R. COOK etals

Address: 22 THE OAKS CIRCLE City: HOOVER State: AL Zip: 35244

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	HOLLUM R. COOK, ETALS	MCOAL CORPORATION	PENDING	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

**INSTRUCTIONS:**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol:           **F-9**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record:           **MARION ODENEAL**          

Address:           **334 OLD KNIGHT ROAD**           City:           **REMLAP**           State:           **AL**           Zip:           **35133**          

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	MARION ODENEAL	MCOAL CORPORATION	01-28-09	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

**INSTRUCTIONS:**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: S-10  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: EUGENE & GAIL SINGLETON  
Address: 781 COLD BRANCH ROAD City: BLOUNTSVILLE State: AL Zip: 35031

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:

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Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain
LEASE	EUGENE & GAIL SINGLETON	MCOAL CORPORATION	PENDING	NO



**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: S-12  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: KENNETH & CHARLENE TEAL

Address: 4254 FIVE POINTS ROAD City: BLOUNTSVILLE State: AL Zip: 35031

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:

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Describe Right of Entry(If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes,explain
LEASE	KENNEH & CHARLENE TEAL	MCOAL CORPORATION	PENDING	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

**1. OWNERSHIP OF PROPERTY TO BE MINED AND RIGHT OF ENTRY.**

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**USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY**

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Legal description of property or permit map symbol: F-14  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: JAMES L & JACKIE PASS

Address: 230 PASS ROAD City: CLEVELAND State: AL Zip: 35049

Holders of leasehold interest: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Purchasers under a real estate contract: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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LEASE	JAMES L & JACKIE PASS	MCOAL CORPORATION	01-26-09	NO

**PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS**

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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**

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Legal description of property or permit map symbol: S-15  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: AGNES CARROLL KARCH

Address: 6175 WOODVIEW LANE City: McCALLA State: AL Zip: 35111

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	AGNES & CARROLL KARCH	MCOAL CORPORATION	PENDING	NO

**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**

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Legal description of property or permit map symbol: S-18 & F-18  
 (SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): SURFACE & FEE

Legal owner(s) of record: FRANK SR. & SARAH SLOAN

Address: 96 SEVEN BARK LANE City: ONEONTA State: AL Zip: 35121

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	FRANK SR. & SARAH SLOAN	MCOAL CORPORATION	01-22-09	NO

**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**

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Legal description of property or permit map symbol: F-19  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: LINDA S. TIDWELL

Address: 4114 COUNTY HIGHWAY ONE City: ONEONTA State: AL Zip: 35121

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	LINDA S. TIDWELL	MCOAL CORPORATION	01-28-09	NO



**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**

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Legal description of property or permit map symbol: F-21  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: JOHN R & NATHAN FALLIN  
Address: 1615 MOUNTAIN GAP ROAD City: BLOUNTSVILLE State: AL Zip: 35031

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	JOHN R. & NATHAN FALLIN	MCOAL CORPORATION	03-28-09	NO

**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**

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Legal description of property or permit map symbol: F-22  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: JAMES E. & HENRIETTE ELLIS

Address: 1687 BLAKELY ROAD City: ONEONTA State: AL Zip: 35121

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	JAMES ELLIS ETUX	MCOAL CORPORATION	07-01-08 10-01-08 05-04-09	NO

**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**

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Legal description of property or permit map symbol: S-39 & F-39  
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): SURFACE & FEE

Legal owner(s) of record: DWIGHT DEWEY & JACQUELINE NORRIS

Address: 229 COLD BRANCH ROAD City: BLOUNTSVILLE State: AL Zip: 35031

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	DWIGHT DEWEY & JACQUELINE NORRIS	MCOAL CORPORATION	PENDING	NO

**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**

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Legal description of property or permit map symbol: F-44  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: EDWARD BATY LIFE ESTATE

Address: P.O. BOX 577 City: CLEVELAND State: AL Zip: 35049

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	EDWARD BATY LIFE ESTATE	MCOAL CORPORATION	01-23-09	NO

**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**

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Legal description of property or permit map symbol: F-67  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: RONNY & SUSAN GREER

Address: 5216 DESEDEN ROAD City: BIRMINGHAM 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	RONNY & SUSAN GREER	MCOAL CORPORATION	9-17-09	NO

**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**

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Legal description of property or permit map symbol: S-70 & F-70  
**(SEE PERMIT MAP)**

Surface/Mineral/or Fee Simple (both): SURFACE & FEE

Legal owner(s) of record: ROGER & RODERICK BLACKWOOD

Address: 1470 LINCOLN ROAD City: ONEONTA State: AL Zip: 35121

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	ROGER & RODERICK BLACKWOOD	MCOAL CORPORATION	12-04-05 12-01-08 05-04-09	NO

**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**

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Legal description of property or permit map symbol:           **F-71**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record:           **MARY L. WILLINGHAM & MARGARET LITTLE**          

Address:           **1168 US HWY 231**           City:           **ARAB**           State:           **AL**           Zip:           **35016**          

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	WILLINGHAM & LITTLE	MCOAL CORPORATION	05-05-09	NO

**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**

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Legal description of property or permit map symbol: S-73 / M-73  
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): Surface Mineral (37.5%)

Legal owner(s) of record: BAINS CHILDRENS TRUST

Address: 100 4<sup>TH</sup> AVENUE EAST City: ONEONTA State: AL Zip: 35121

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	BAINS CHILDRENS TRUST	MCOAL CORPORATION	10-28-08 05-20-09	NO

**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**

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Legal description of property or permit map symbol: S-87  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: SHARON FAUST & WARREN JOHNSON  
Address: 410 MONTEREY DRIVE City: NORTHPORT State: AL Zip: 35476

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	SHARON FAUST & WARREN JOHNSON	MCOAL CORPORATION	03-05-09	NO

**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**

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Legal description of property or permit map symbol: F-89  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: JOHN P BRITTAN ESTATE

Address: P.O. BOX 11426 City: BIRMINGHAM State: AL Zip: 35202

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	JOHN P BRITTAN ESTATE	MCOAL CORPORATION	PENDING	NO



**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**

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Legal description of property or permit map symbol:           **M-159**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record:           **WESTERN POCAHONTAS PROPERTIES, L.P.**          

Address:           **5260 IRWIN ROAD**           City:           **HUNTINGTON**           State:           **WV**           Zip:           **25705**          

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	WESTERN POCAHONTAS PROPERTIES, L.P.	MCOAL CORPORATION	04-15-09	NO









**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**

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Legal description of property or permit map symbol:           **M-164**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: **HEIRS OF N.C. DENTON**

Address: **15 MARK WOODS ROAD** City: **ANNISTON** State: **AL** Zip: **36207**

Address: **207 STURBRIDGE DR.** City: **FRANKLIN** State: **TN** Zip: **37064**

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	HEIRS OF N.C. DENTON	MCOAL CORPORATION	06-26-09	NO



**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**

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Legal description of property or permit map symbol:           **M-166**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record:           **HEIRS OF WILLIAM O. AND LUCILLE S. BARROW AND HUBERT K. AND RUTH S. MAJURE**          

Address:           **26 OSWICHEE STREET**           City:           **SEALE**           State:           **AL**           Zip:           **36875**          

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	HEIRS OF WILLIAM O. AND LUCILLE S. BARROW AND HUBERT K. AND RUTH S. MAJURE	MCOAL CORPORATION	05-08-09	NO

**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**

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Legal description of property or permit map symbol:           **M-167**            
**(SEE PERMIT MAP)**

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

Legal owner(s) of record:           **HEIRS OF M.L. AND ETTA WARD ESTATE**          

Address:           **704 DUNBAR DR.**           City:           **ATLANTA**           State:           **GA**           Zip:           **30338**          

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	HEIRS OF M.L. AND ETTA WARD ESTATE	MCOAL CORPORATION	PENDING	NO

**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**

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Legal description of property or permit map symbol: M-74  
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): MINERAL (25%)

Legal owner(s) of record: J.L. WITTMEIER FAMILY TRUST

Address: 1654 CHEROKEE ROAD, City: ALEXANDER CITY State: AL Zip: 35010

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	J.L. WITTMEIER FAMILY TRUST	MCOAL CORPORATION	06-01-09 12-07-08	NO



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 IN THE FORMAT BELOW AS NECESSARY

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Page 1 of 6  
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Name **TOUMAH SAHAWNEH & OTHERS c/o BAPTIST HEALTH CENTER**  
Address: **203 SHIRLEY STREET**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **ADDIE R. BUTLER**  
Address: **4756 FIVE POINTS ROAD**  
City: **BLOUNTSVILLE** State: **AL** Zip: **35031**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE AND FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **MICHAEL ANTHONY BOWNES**  
Address: **9533 CRETE CIRCLE**  
City: **TUSCALOOSA** State: **AL** Zip: **35406**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **JOSPEH D. HILL JR.**  
Address: **1516 YORKMONT CIRCLE**  
City: **BIRMINGHAM** State: **AL** Zip: **35226**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE & FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **HOLLUM R. COOK etal**  
Address: **33 THE OAKS CIRCLE**  
City: **HOOVER** State: **AL** Zip: **35244**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE, MINERAL AND FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

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 IN THE FORMAT BELOW AS NECESSARY

Page 2 of 6

Name MARION ODENEAL  
Address: 334 OLD KNIGHT ROAD  
City: REMLAP State: AL Zip: 35133  
Interest owned (Surface,Coal or Fee Simple): FEE  
Type of Interest(Owner, Lease , or Other): OWNER

Name EUGENE & GAIL SINGLETON  
Address: 781 COLD BRANCH ROAD  
City: BLOUNTSVILLE State: AL Zip: 35031  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

Name BETTY TALLEY  
Address: 6387 COUNTY HWY 33  
City: ONEONTA State: AL Zip: 35121  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

Name KENNETH & CHARLENE TEAL  
Address: 4524 FIVE POINTS ROAD  
City: BLOUNTSVILLE State: AL Zip: 35031  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

Name JAMES L & JACKIE PASS  
Address: 230 PASS ROAD  
City: CLEVELAND State: AL Zip: 35049  
Interest owned (Surface,Coal or Fee Simple): FEE  
Type of Interest(Owner, Lease , or Other): OWNER

Name AGNES CARROLL KARCH  
Address: 6175 WOODVIEW LANE  
City: McCALLA State: AL Zip: 35111  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

Name RACCOON MTN. MLT, LLC  
Address: 2361 CUMBERLAND LAKE DRIVE  
City: PINSON State: AL Zip: 35126  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

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 IN THE FORMAT BELOW AS NECESSARY

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Page 3 of 6  
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Name **FRANK SR. & SARAH SLOAN**  
Address: **96 SEVEN BARK LANE**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE AND FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **LINDA S. TIDWELL**  
Address: **4114 COUNTY HIGHWAY ONE**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE AND FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **RONNIE A. SR. & JOANNE STARTLEY**  
Address: **2060 MOUNTAIN GAP ROAD**  
City: **BLOUNTSVILLE** State: **AL** Zip: **35031**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **JOHN R. & NATHAN FALLIN**  
Address: **1615 MOUNTAIN GAP ROAD**  
City: **BLOUNTSVILLE** State: **AL** Zip: **35031**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **JAMES E. & HENRIETTE ELLIS**  
Address: **1687 BLAKELY ROAD**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **DWIGHT & JACQUELINE NORRIS**  
Address: **229 COLD BRANCH ROAD**  
City: **BLOUNTSVILLE** State: **AL** Zip: **35031**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **EDWARD BATY LIFE ESTATE**  
Address: **P.O. BOX 577**  
City: **CLEVELAND** State: **AL** Zip: **35049**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

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 IN THE FORMAT BELOW AS NECESSARY

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Page 4 of 6  
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Name **RONNY & SUSAN GREER**  
Address: **5216 DESEDEN ROAD**  
City: **BIRMINGHAM** State: **AL** Zip: **35210**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **ROGER & RODERICK BLACKWOOD**  
Address: **1470 LINCOLN ROAD**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE AND FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **MARY L. WILLINGHAM & MARGARET LITTLE**  
Address: **1168 US HWY 231**  
City: **ARAB** State: **AL** Zip: **35016**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **BAINS CHILDRENS TRUST**  
Address: **100 4<sup>TH</sup> AVE. EAST**  
City: **ONEONTA** State: **AL** Zip: **35121**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE AND MINERAL**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **SHARON FAUST & WARREN JOHNSON**  
Address: **410 MONTEREY DRIVE**  
City: **NORTHPORT** State: **AL** Zip: **35476**  
Interest owned (Surface,Coal or Fee Simple): **SURFACE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

Name **JOHN P. BRITTAN ESTATE c/o REGIONS BANK**  
Address: **P.O. BOX 11426**  
City: **BIRMINGHAM** State: **AL** Zip: **35202**  
Interest owned (Surface,Coal or Fee Simple): **FEE**  
Type of Interest(Owner, Lease , or Other): **OWNER**

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 IN THE FORMAT BELOW AS NECESSARY

Page 5 of 6

Name JACKIE B. GANT & OTHERS  
Address: 32664 US HWY 231  
City: ASHVILLE State: AL Zip: 35953  
Interest owned (Surface,Coal or Fee Simple): SURFACE  
Type of Interest(Owner, Lease , or Other): OWNER

Name WESTERN POCAHONTAS PROPERTIES, L.P.  
Address: 5260 IRWIN ROAD  
City: HUNTINGTON State: WV Zip: 25705  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name CULLMAN PROPERTY COMPANY  
Address: PO BOX 531065  
City: BIRMINGHAM State: AL Zip: 35253  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name JERRY M. CALVERT  
Address: 2140 COUNTY LINE ROAD  
City: TRAFFORD State: AL Zip: 35172  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name MARY DANIEL DRAKE  
Address: 457 SPRING STREET  
City: CARROLTON State: AL Zip: 35447  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name HEIRS OF G.B. STEPHENS  
Address: 2594 WILLOW BROOK CIRCLE  
City: BIRMINGHAM State: AL Zip: \_\_\_\_\_  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name HEIRS OF N.C. DENTON  
Address: 15 MARK WOODS ROAD  
City: ANNISTON State: AL Zip: 36207  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

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 IN THE FORMAT BELOW AS NECESSARY

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Page 6 of 6  
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Name HEIRS OF BLACKWOOD ESTATE  
Address: 4254 FIVE POINTS ROAD  
City: BLOUNTSVILLE State: AL Zip: 35031  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name HEIRS OF WILLIAM O. AND LUCILLE S. BARROW AND HUBERT K. AND RUTH S. MAJURE  
Address: 26 OSWICHEE STREET  
City: SEALE State: AL Zip: 36875  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name HEIRS OF M.L. AND ETTA WARD ESTATE  
Address: 704 DUNBAR DR.  
City: ATLANTA State: GA Zip: 30338  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name J.L. WITTMEIER FAMILY TRUST  
Address: 1654 CHEROKEE ROAD.  
City: ALEXANDER CITY State: AL Zip: 35010  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

Name WITTMEIER LLC  
Address: 3860 GLENCO DRIVE.  
City: BIRMINGHAM State: AL Zip: 35213  
Interest owned (Surface,Coal or Fee Simple): MINERAL  
Type of Interest(Owner, Lease , or Other): OWNER

**3. INTERESTS OR PENDING INTERESTS IN LANDS CONTIGUOUS TO THE PERMIT AREA.**  
**INSTRUCTIONS:**

THE APPLICANT HAS NO INTEREST IN ANY LANDS OR CONTIGUOUS LAND  
OTHER THAN THE PERMITTED AREA.

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 IN THE FORMAT BELOW AS NECESSARY**

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**Page 1 of 1**  
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=====  
Legal description: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Describe the nature of the interest: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====  
Legal Description: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====  
Describe the nature of the interest: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====  
Legal description: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Describe the nature of the interest: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**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.

SE/SW, NE/SW, NW/SW, SW/NW, NE/NW & NW/NW of Section 3, NE/SE & SE/NE of Section 4, SE/SW, SW/SE, SE/SE, NE/SE & NW/SE of Section 9, SW/SW, SE/SW, NW/SW, NE/SW, SE/NW, SW/NW, NW/NW, NE/NW & NW/NE of Section 10, NW/NW of Section 15, NE/NE, SE/NE, NW/NE & NE/NW of Section 16, Township 12 South, Range 1 East, SW/SE of Section 26, SE/SW, SW/SE, NW/SE, NE/SE, NE/NE & SE/NE of Section 34, SW/SW, SE/SW, NE/SW, NW/SW, SW/SE, SE/SE, NE/SE, NW/SE, SW/NE, SE/NE, NE/NE, NW/NE, SW/NW, SE/NW, NE/NW & NW/NW of Section 35, SW/NW, SE/NW, NE/NW, SW/NE, SE/NE, NW/NW, NW/NE, of Section 36, Township 11 South, Range 1 East, NE/SW, NW/SW, SW/NW & NW/NW of Section 31, Township 11 South, Range 2 East, all in Blount County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
  - a. Total permit acreage: 569 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	31.0	Certificate of Deposit
2	81.0	Certificate of Deposit
3	163.0	Certificate of Deposit
4	96.0	Certificate of Deposit
5	105.0	Certificate of Deposit
6	16.0	Certificate of Deposit
7	77.0	Certificate of Deposit

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 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.

SEE PERMIT MAP

- 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>492.0</u>	<u>N/A</u>
<u>P-3451</u>	<u>26.0</u>	<u>Bond Forfeited</u>

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.

Waivers are forthcoming.



**PUBLIC NOTICE FILING OF PERMIT APPLICATION**

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, MCoal Corporation, 620 N. Campbell Station Rd., Suite 22 Stations West, Knoxville, TN 37934 is filing an application to renew its Rosa Mine (P-3931) permit, Auger Mine, for a term of 5 years . Access to the mine is as follows:

From the intersection of Blount County Road 57 and US Hwy 231, travel north on Blount County Road 57 approximately .03 miles to Mountain Gap Road. Turn left on Mountain Gap road and travel 1.6 miles the mine entrance on the right.

SE/SW, NE/SW, NW/SW, SW/NW, NE/NW & NW/NW of Section 3, NE/SE & SE/NE of Section 4, SE/SW, SW/SE, SE/SE, NE/SE & NW/SE of Section 9, SW/SW, SE/SW, NW/SW, NE,SW, SE/NW, SW/NW, NW/NW, NE/NW & NW/NE of Section 10, NW/NW of Section 15, NE/NE, SE/NE, NW/NE & NE/NW of Section 16, Township 12 South, Range 1East, SW/SE of Section 26, SE/SW, SW/SE, NW/SE, NE/SE, NE/NE & SE/NE of Section 34, SW/SW, SE/SW, NE/SW, NW/SW, SW/SE, SE/SE, NE/SE, NW/SE, SW/NE, SE/NE, NE/NE, NW/NE, SW/NW, SE/NW, NE/NW & NW/NW of Section 35, SW/NW, SE/NW, NE/NW, SW/NE, SE/NE, NW/NW, NW/NE, of Section 36, Township 11 South, Range 1 East, NE/SW, NW/SW, SW/NW & NW/NW of Section 31, Township 11 South, Range 2 East, all in Blount County, Alabama.

A copy of the permit application is available for public inspection and review on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>. A copy of the permit application is also available for public inspection and review at the office of the Alabama Surface Mining Commission located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for public hearing or request for informal conferences concerning this permit should be sent to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, no later than 30 days from the last date of publication of this notice.

This notice to be published in the Blount Countian Newspaper.

**TO THE BLOUNT COUNTIAN NEWSPAPER:**

Please run this notice once a week for four (4) consecutive weeks. Please send invoice and notarized proof of publication to:

MCoal Corporation,  
620 N. Campbell Station Rd., Suite 22 Stations West  
Knoxville, TN 37934  
Telephone (865) 392-4282

Also, please send a notarized proof of publication to:

McGehee Engineering Corp.  
P. O. Box 3431  
Jasper, AL 35502-3431  
Telephone (205) 221-0686

If you should have any questions or need additional information, please call: (205) 221-0686.