LEGAL AFFIDAVIT OF PUBLICATION
ADVANCE MEDIA GROUP
PUBLISHERS OF
THE BIRMINGHAM NEWS

On this 5th day of November, A.D. Two Thousand 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 attached advertisement, a true copy of which is herewith attached, appeared in "The Birmingham News" on the following dates:

November 4, 2012

Vickie Webb
Signed – Vickie Webb

The charges by this Newspaper for legal notices do not exceed the lowest classified rate paid by commercial customers for an advertisement of similar size and frequency in the same newspaper in which public notices appear. There are no agreements between the Newspaper and the officers or attorneys charged with the duty of placing legal advertising notices whereby any advantage, gain or profit accrues to said officers or attorneys.

State of Alabama
County of Jefferson

On 11-5-, 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
STATE OF ALABAMA
MY COMMISSION EXPIRES DEC. 22, 2014

NOTICE OF APPLICATION TO TRANSFER A SURFACE COAL MINING PERMIT

Kennedy Brothers Construction, LLC, 17160 Lock 17 Road, Brookwood, AL 35444, hereby gives notice that it has filed application to succeed by transfer to the rights granted under Alabama Surface Mining Commission Permit P-3934-01-16-S currently held by CClay, Inc., PO Box 314, Dora, AL 35062. This operation is known as the Skelton Creek Operation and is located in Jefferson County, Alabama. The permit lies within the NW/NW and SW/NW of Section 1 and NE/NE, SE/NE, SW/NE and NW/NE of Section 2, SW/SW and NW/SW of Section 36 all within Township 17 South, Range 6 West, Jefferson County, Alabama.

A copy of the permit transfer application is available for public inspection at the Alabama Surface Mining Commission website http://surface-mining.alabama.gov/PermitApplications.html Written comments, objections, or requests for informal conferences should be submitted to the Alabama Surface Mining Commission, PO Box 2390, Jasper, Alabama 35502-2390, within 30 days from the last publication of this notice.

Bham News: November 4,, 2012