

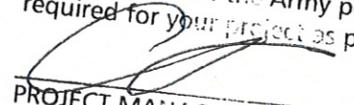


July 18<sup>th</sup>, 2014

**Department of the Army Corps of Engineers**  
Attention: Ms. Cindy J. House-Pearson  
Birmingham Field Office Manager  
Regulatory Division, USACE  
218 Summit Parkway, Suite 222  
Homewood, AL 35209

U.S. Army Corps of Engineers

A Department of the Army permit will not be required for your project as proposed.

  
PROJECT MANAGER  
REGULATORY DIVISION

8/8/14  
DATE

Map is attached.

**RE: Black Warrior Minerals, Inc. – Mine No. 1 – Revision R-5**  
**SAM-2014-00529-CMS**  
**ASMC Permit Number P-3950**  
**No Permit Required Request**

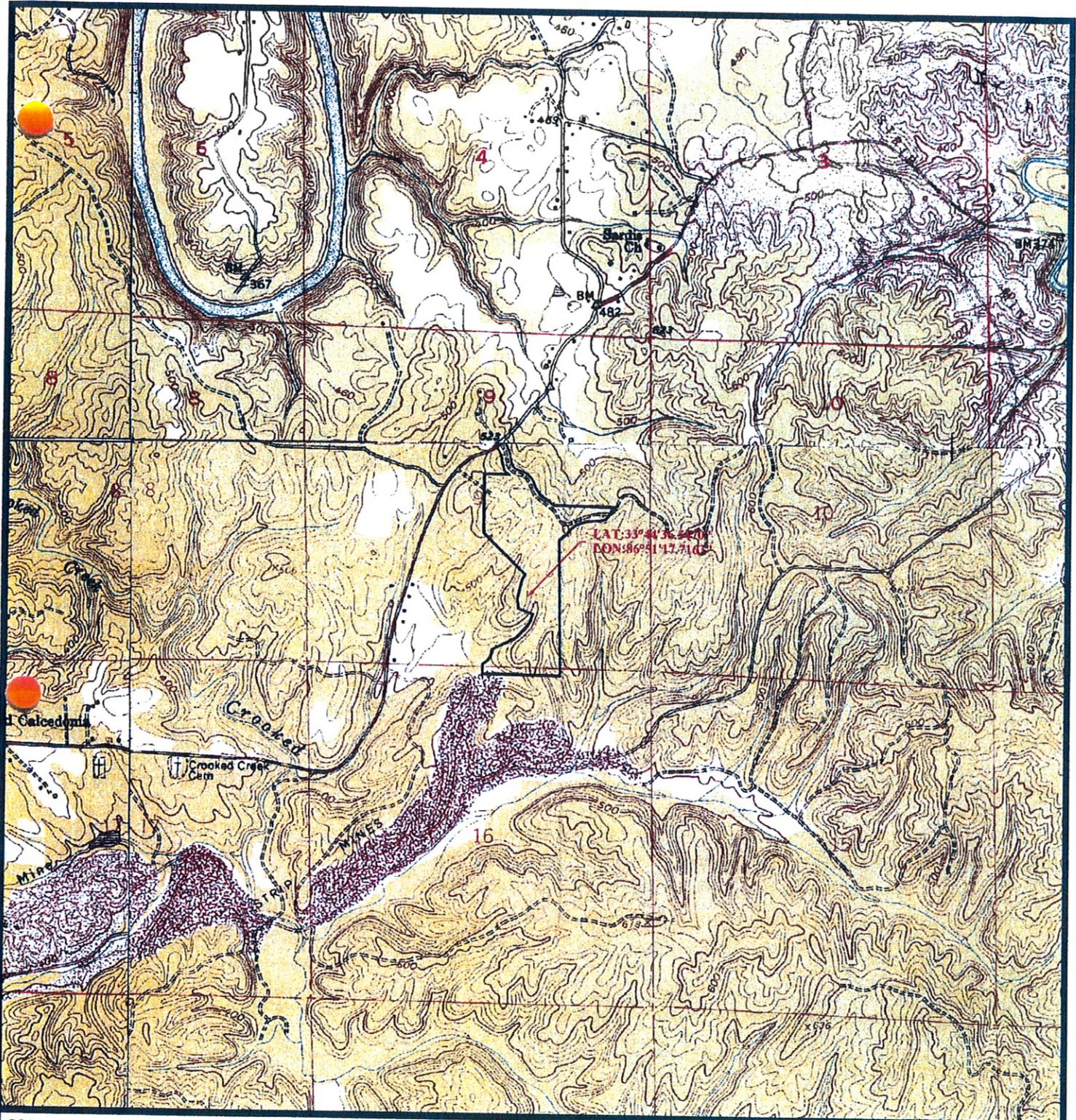
Dear Ms. Cindy House-Pearson:

We are in the process of applying for a mining permit revision for the area described below and are therefore submitting this letter for verification that the project activities will not require a Department of Army Permit.

Black Warrior Minerals, Inc. (BWM) has plans to expand mining operations in Jefferson County, Alabama. In order to accommodate its business expansion in Jefferson County BWM initially submitted a request that included a much larger area in a letter dated May 15<sup>th</sup>, 2014. However, since there were jurisdictional waters within the previously requested R-5 boundary BWM has since revised and reduced the project and only proposes to permit upland area totaling 67 acres at the project site as located in Section 9, Township 15 South, Range 3 West all on the Gardendale, Alabama U.S.G.S Quadrangle as found in Jefferson County, Alabama. The site location is shown on the attached 2000' scale project area map attachment "B".

The project area consists of approximately 67 acres of upland area all of which have no jurisdictional drainage courses or wetlands to be filled. As previously discussed with your office, BWM plans to pursue permitting the adjacent area under a new ACOE & ASMC Permit. However, in order to continue to mine until the proper authorization request can be submitted BWM proposes to add only the upland area needed to allow for pursuing the additional permitting necessary.

JUL 22 2014



SCALE: 1" = 2000'  
 July 2nd, 2014  
 Map Size: 8.5"x11"

**BLACK WARRIOR MINERALS, INC.**  
**MINE NO. 1 -- REVISION R-5**  
 (APPROXIMATELY 67 ACRES TOTAL)  
 SAM-2014-00529-CMS  
**PROJECT AREA MAP**

SECTION 9, TOWNSHIP 15 SOUTH, RANGE 3 WEST,  
 ALL IN JEFFERSON COUNTY, ALABAMA  
 AS FOUND ON THE GARDENDALE ALABAMA USGS QUAD (1979)

8/8/14  
 CMS

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**MEC**  
 mcghee engineering corp

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 Jasper, Alabama 35502-3431  
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 email: staff@mcghee.org

REVISION R-5 PROJECT BOUNDARY

Latitude: 33°44'36" N  
 Longitude: 86°51'18" W