

STATE OF ALABAMA

SURFACE MINING COMMISSION

- (XX) Transfer Application for a Surface Coal Mine
() Transfer Application for an Underground Coal Mine
() Transfer Application for a Preparation Facility

NAME OF CURRENT PERMITTEE: Haley Brothers Coal, Inc.
ADDRESS: 414 5th Avenue NW
Carbon Hill, Alabama 35549

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: Cedar Lake Mining, Inc.
Street Address: 2600 Warrior Jasper Road
City: Warrior State: AL Zip: 35180
Mailing Address: 2600 Warrior Jasper Road
City: Warrior State: AL Zip: 35180
Telephone Number: (205) 590-4245
Social Security Number (Voluntary): _____
Employer Identification Number: 20-4936132
ASMC License #: L-0775

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

Name: Cedar Lake Mining, Inc.
Street Address: 2600 Warrior Jasper Road
City: Warrior State: AL Zip: 35180
Mailing Address: 2600 Warrior Jasper Road
City: Warrior State: AL Zip: 35180
Telephone Number: (205) 590-4245
Social Security Number (Voluntary): _____
Employer Identification Number: 20-4936132
ASMC License #: L-0775

3. IDENTIFY THE OPERATORS FOR THIS MINE 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: TASK Engineering Management Inc.
Mailing Address: P.O. Box 660548
City: Birmingham State: AL Zip: 35266-0548
Telephone Number: (205) 978-5070
Email Address: jw-task@charter.net

PART I B. OWNERSHIP AND CONTROL

1. PERMIT APPLICANT OWNER 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

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

X	Information contained in the license file is accurate and complete at the time of filing of this application. No update included.
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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: Cedar Lake Mining, Inc.

Street Address: 2600 Warrior Jasper Road

City: Warrior State: AL Zip: 35180

Mailing Address: 2600 Warrior Jasper Road

City: Warrior State: AL Zip: 35180

Telephone Number: (205) 590-4245

Social Security Number (Voluntary): _____

Employer Identification Number: 20-4936132

ASMC License #: L-0775

PART I C. PROPERTY OWNERSHIP, INTEREST 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 NESCESSARY

Page 1 of 15

Legal description of property or permit map symbol: S-17
SEE PERMIT MAP

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

Legal owner (s) of record: FREDERICKSON & ARLYN L. LYNN TRUST C/O MARK MUIR

Address: 1924 RIVERWOODS ROAD City: JASPER State: AL Zip: 35503

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 the 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	FREDERICKSON & ARLYN L. LYNN TRUST C/O MARK MUIR	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 2 of 15

Legal description of property or permit map symbol: S-37
SEE PERMIT MAP

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

Legal owner (s) of record: UNDERWOOD WILLIAMS
 Address: 3465 HY 72 EAST City: BROWNSBORO State: AL Zip: 35741

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 the 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	UNDERWOOD WILLIAMS	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 3 of 15

Legal description of property or permit map symbol: S-38
SEE PERMIT MAP

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

Legal owner (s) of record: CHARLES TWEEDY, III
 Address: PO BOX 1647 City: JASPER State: AL Zip: 35502

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 the 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	CHARLES TWEEDY, III	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 4 of 15

Legal description of property or permit map symbol: S-39
SEE PERMIT MAP
Surface/Mineral/or Fee Simple (both): SURFACE
Legal owner (s) of record: TERRY RAY & LISA P. FULLMAN
Address: 4033 CHARRING CROSS LN 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 the 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	TERRY RAY & LISA P. FULLMAN	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

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Legal description of property or permit map symbol: S-40
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): SURFACE
 Legal owner (s) of record: CLEVELAND LAND & LUMBER CO., INC.
 Address: PO BOX 130 City: JASPER State: AL Zip: 35502
 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 the 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	CLEVELAND LAND & LUMBER CO., INC	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 6 of 15

Legal description of property or permit map symbol: M-1
SEE PERMIT MAP

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

Legal owner (s) of record: BIRD FARM COAL COMPANY, LLC C/O MARK MUIR
 Address: 1924 RIVER WOODS RD City: BIRMINGHAM 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 the 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	BIRD FARM COAL CO, LLC C/O MARK MUIR	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 7 of 15

Legal description of property or permit map symbol: M-4
SEE PERMIT MAP

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

Legal owner (s) of record: STOVALL, LLC
 Address: 2148 IRON MOUNTAIN RD City: CARBON HILL State: AL Zip: 35549

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 the 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	STOVALL, LLC	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 8 of 15

Legal description of property or permit map symbol: M-9
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL
 Legal owner (s) of record: CAINE O'REAR, JR. FAMILY TRUST C/O GRIFFITH O'REAR
 Address: PO BOX 191 City: JASPER State: AL Zip: 35502
 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 the 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	CAINE O'REAR, JR FAMILY TRUST C/O GRIFFITH O'REAR	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 9 of 15

Legal description of property or permit map symbol: M-10
SEE PERMIT MAP

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

Legal owner (s) of record: BANKHEAD DEVELOPMENT, LTD
 Address: PO BOX 2385 City: JASPER State: AL Zip: 35502

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 the 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	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 10 of 15

Legal description of property or permit map symbol: M-11
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL (33% OWNERSHIP)
 Legal owner (s) of record: BRYANT A. ASHMORE & JAMES DILLON, JR. C/O DEANNE & JAMES DILLON
 Address: PO BOX 1742 City: JASPER State: AL Zip: 35501
 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 the 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	BRYANT A ASHMORE & JAMES DILLON, JR C/O DEANNE & JAMES DILLON	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 11 of 15

Legal description of property or permit map symbol: M-11
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL (33% OWNERSHIP)
 Legal owner (s) of record: CHARLES CHURCHMAN
 Address: 6360 STATION MILL RD City: NORCROSS State: GA Zip: 30092
 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 the 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	CHARLES CHURCHMAN	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 12 of 15

Legal description of property or permit map symbol: M-11
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL (16.67% OWNERSHIP)
 Legal owner (s) of record: JEAN ATKINS CHURCHMAN & ETALS C/O PHIL CHURCHMAN
 Address: 289 WIMBLEWILL WAY SW City: LILBURN State: GA Zip: 30047
 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 the 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	JEAN ATKINS CHURCHMAN & ETALS C/O PHIL CHURCHMAN	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 13 of 15

Legal description of property or permit map symbol: M-11
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL (16.67% OWNERSHIP)
 Legal owner (s) of record: MRS. BECKY LEGG
 Address: 301 SOUTH RIDGE ROAD City: JASPER State: AL Zip: 35504
 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 the 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	MRS. BECKY LEGG	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 14 of 15

Legal description of property or permit map symbol: M-13
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): MINERAL
 Legal owner (s) of record: CEDRUM LAND COMPANY C/O DRUMMOND COMPANY
 Address: PO BOX 1549 City: JASPER State: AL Zip: 35501
 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 the 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	CEDRUM LAND COMPANY C/O THE DRUMMOND CO	HALEY BROTHERS COAL, INC.	PENDING	NO

PART I C. PROPERTY OWNERSHIP, INTEREST AND RIGHTS (CONTINUED)

Page 15 of 15

Legal description of property or permit map symbol: F-1
SEE PERMIT MAP
 Surface/Mineral/or Fee Simple (both): FEE SIMPLE
 Legal owner (s) of record: CLEVELAND LAND & LUMBER COMPANY, INC.
 Address: PO BOX 130 City: JASPER State: AL Zip: 35502
 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 the 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	CLEVELAND LAND & LUMBER CO	HALEY BROTHERS COAL, INC.	PENDING	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 owner of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEET AS NECESSARY IN THE FORMAT BELOW

Page 1 of 3

Name: FREDRICKSON & ARLYN L. LYNN TRUST C/O MARK MUIR
Address: 1924 RIVERWOODS ROAD
City: BIRMINGHAM State: AL Zip: 35244
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: UNDERWOOD WILLIAMS
Address: 3711 BIRD FARM ROAD
City: JASPER State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: MARK LEE & BRANDY LEE GEORGE
Address: 1053 BIRD FARM ROAD
City: BROWNSBORO State: AL Zip: 35741
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: JESSE & TERAH SNOW GEORGE
Address: 781 BIRD FARM ROAD
City: JASPER State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: CHARLES TWEEDY, III
Address: PO BOX 1647
City: JASPER State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: TERRY RAY & LISA P. FULLMAN
Address: 4033 CHARRING CROSS LANE
City: BIRMINGHAM State: AL Zip: 35226
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: WF COBB, III & BARBARA TAYLOR
Address: PO BOX 1051
City: JASPER State: AL Zip: 35502
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 owner of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEET AS NECESSARY IN THE FORMAT BELOW

Page 2 of 3

Name: ROBERT THOMPSON C/O MARK GEORGE
Address: 1053 BIRD FARM ROAD
City: JASPER State: AL Zip: 35503
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: JOHNNY RAY BURNETTE
Address: 1601 BIRD FARM ROAD
City: ARLEY State: AL Zip: 35541
Interest owned (Surface, Coal or Fee Simple): SURFACE
Type of Interest (Owner, Lease or Other): OWNER

Name: BIRD FARM COAL COMPANY, LLC C/O MARK MUIR
Address: 1924 RIVER WOODS ROAD
City: BIRMINGHAM State: AL Zip: 35244
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: CAINE O'REAR, JR. FAMILY TRUST C/O GRIFFITH O'REAR
Address: PO BOX 191
City: JASPER State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: STOVALL, LLC
Address: 2148 IRON MOUNTAIN ROAD
City: CARBON HILL State: AL Zip: 35549
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: BANKHEAD DEVELOPMENT, LTD.
Address: PO BOX 2385
City: JASPER State: AL Zip: 35502
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: CHARLES CHURCHMAN
Address: 6360 STATION MILL DRIVE
City: NORCROSS State: GA Zip: 30092
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 owner of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEET AS NECESSARY IN THE FORMAT BELOW

Page 3 of 3

Name: PHILIP CHURCHMAN
Address: 289 WIMBLE WAY SW
City: LILBURN State: GA Zip: 30047
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: MRS. BECKY LEGG
Address: 301 SOUTH RIDGE ROAD
City: JASPER State: AL Zip: 35504
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: BRYANT A. ASHMORE & JAMES DILLON, JR. C/O DEANNE
Address: PO BOX 1742 & JAMES DILLON
City: JASPER State: AL Zip: 35501
Interest owned (Surface, Coal or Fee Simple): MINERAL
Type of Interest (Owner, Lease or Other): OWNER

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Interest owned (Surface, Coal or Fee Simple): _____
Type of Interest (Owner, Lease or Other): _____

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Interest owned (Surface, Coal or Fee Simple): _____
Type of Interest (Owner, Lease or Other): _____

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Interest owned (Surface, Coal or Fee Simple): _____
Type of Interest (Owner, Lease or Other): _____

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Interest owned (Surface, Coal or Fee Simple): _____
Type of Interest (Owner, Lease or Other): _____

PART I C. (CONTINUED)

3. INTEREST OR PENDING INTERESTS IN LANDS CONTIGUOUS TO THE PERMIT AREA.

INSTRUCTIONS: 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

THE APPLICANT DOES NOT HAVE ANY INTEREST OR PENDING INTEREST IN ANY LANDS CONTIGUOUS TO THE PERMIT AREA.

USE ADDITIONAL SHEET AS NECESSARY IN THE FORMAT BELOW

Page 1 of 1

Legal Description: _____

Describe the nature of the interest: _____

Legal Description: _____

Describe the nature of the interest: _____

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/NE, SW/NE, NE/SE, NW/SE, NE/SW, SE/SE, SW/SE, SE/SW, SE/NW - SECTION 34, T12S, R7W;
NW/SW, SW/SW, SE/SW - SECTION 35, T12S, R7W; NE/NW, NW/NW, SE/NW, SW/NW - SECTION 2,
T13S, R7W; NE/NE, NW/NE, NE/NW, SE/NE, SW/NE, SE/NW, NE/SE, NW/SE, SE/SE - SECTION 3
T13S, R7W; WALKER COUNTY, ALABAMA.

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

- a. Total permit acreage: 589 acres See [Permit Map](#)
- b. Give the acreage and type of bond for each mining increment:

<u>Increment</u>	<u>Acres</u>	<u>Type Bond Proposed</u>
1	217.00	Letter of Credit
2	102.00	Letter of Credit
3	98.00	Letter of Credit
4	166.00	Letter of Credit
5	6.00	Letter of Credit

- c. Identify the increment (s) on which mining will initially begin upon issuance of this permit: Increments 1 & 5

4. Has any acreage in the proposed permit area been previously disturbed by mining?

() YES (X) NO

If yes, supply the following for any and all previously disturbed areas:

- a. Show all 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 release or 100% released. (If no permit, indicate as such)

<u>Permit</u>	<u>Acres</u>	<u>Status</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).

5. Is disturbance to be conducted within 300 feet, measured horizontally, from an occupied dwelling?

() YES (X) NO

If yes, attach a signed waiver from the owner of the dwelling indicating the minimum distance will be allowed by the owner.

PART I D. (CONTINUED)

6. Is the disturbance proposed within 100 feet of a public road right-of-way or will a public road be closed or relocated? () YES (X) NO

If YES, enclose a copy of the approval granted by the government entity which has jurisdiction over the road. The approval must state the minimum distance disturbance will be allowed to the road or road right-of-way.

7. List all other licenses and permits required to conduct mining operations including, but not limited to, MSHA I.D. and NPDES. Give the identification or permit number, the name and address of the issuing authority, and the status or date of approval or issuance of each:

Permit	ID or Permit Number	Issuing Authority	Address	Status or date of issuance
<u>MSHA ID</u>	<u>01-03444</u>	<u>MSHA</u>	<u>228 West Valley Ave</u> <u>Birmingham, AL 35209</u>	<u>Issued 11/07/11</u>
<u>NPDES</u>	<u>AL0080781</u>	<u>ADEM</u>	<u>1400 Coliseum Blvd.</u> <u>Montgomery, AL 36130</u>	<u>Issued 6/24/11</u>

8. Is the property in the permit covered by zoning or other land use restrictions?
() YES (X) NO

If YES, indicate the jurisdictional authority and zoning or land use restrictions for entire permit area. If more than one zoning classification exists for the permit area, identify the boundaries of each on the permit map.

Jurisdictional Authority	Zoning Classification	Allows mining? Yes or No
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. Describe access to the proposed mine from known point on the nearest public highway:
From the town of Curry, take State Highway 257 South 2.8 miles, turn right on Macedonia Loop Road,
go 0.4 miles and turn right on Country Club Road, then turn immediately right on Bird Farm Road.
Site is 1.5 miles on left.

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application? () YES (X) NO

If YES, list SOAP I.D. Number: _____

11. Submit a certificate of proof of Liability Insurance with this application.

PART I E. PUBLIC NOTICE AND AVAILABILITY FOR INSPECTION

12. Give the name of the approval public office in which a copy of this application will be filed for public inspection following notification of completeness: ASMC Website & Office
13. Enclose a copy of the notice of filing of this application which will appear in a newspaper of general circulation in the vicinity of the mine and identify the name of the newspaper: See Attachment I-E-13

ATTACHMENT I-E-13

NOTICE TO TRANSFER A SURFACE COAL MINING PERMIT

In accordance with the provision of Act. N. 81-435 of the State of Alabama and the regulations promulgated under this act, Cedar Lake Mining, Inc., 2600 Warrior Jasper Road, Warrior, Alabama 35180, hereby gives notice that it has filed application to succeed by transfer to the rights granted under Alabama Surface Coal Mining Permit P-3956, operation known as Little Spring Creek - East Mine, currently held by Haley Brothers Coal, Inc., 414 5th Avenue NW, Carbon Hill, Alabama 35549. Access to the mine is as follows:

From the town of Curry take State Hwy. 257 South 2.8 miles, turn right on Macedonia Loop Rd, go 0.4 miles and turn right on Country Club Rd. then turn immediately right on Bird Farm Rd. Site is 1.5 miles on left.

SE/NE, SW/NE, NE/SE, NW/SE, NE/SW, SE/SE, SW/SE, SE/SW, SE/NW - SECTION 34, T12S, R7W;
NW/SW, SW/SW, SE/SW - SECTION 35, T12S, R7W; NE/NW, NW/NW, SW/NW, SE/NW - SECTION 2,
T13S, R7W; NE/NE, NW/NE, NE/NW, SE/NE, SW/NE, SE/NW, NE/SE, NW/SE, SE/SE - SECTION 3,
T13S, R7W; WALKER COUNTY, ALABAMA.

A copy of the permit transfer application is available for public inspection and review on the Alabama Surface Mining Commission website, <http://surface-mining.alabama.gov> or at their offices located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for an informal conference concerning this permit transfer should be sent to the Alabama Surface Mining Commission, PO Box 2390, Jasper, Alabama 35502-2390, within 30 days of the publication of this notice.

This notice to be published in the Daily Mountain Eagle Newspaper.

TO THE DAILY MOUNTAIN EAGLE:

Please run this notice once . Please send invoice and notarized proof of publication to:

TASK Engineering Management Inc.
P.O. Box 660548
Birmingham, Alabama 35266-0548
Telephone: (205) 978-5070

If you have any questions or need additional information, please call us at (205) 978-5070.

PART VI. VERIFICATION OF PERMIT APPLICATION

NEW PERMIT () TRANSFER (XX) RENEWAL ()

I, the undersigned operator, do hereby submit this as my application for a permit to engage in surface coal mining operation and certify that my information in the application is true and correct to the best of my information and belief. This application is submitted in conformance with the rules and regulations of the commission and it is agreed that any operations pursuant to the permit will be conducted in accordance with those rules and regulations. I further certify that I will keep the Commission advised of any change of facts as may pertain to the license information or this permit application.

Permitee: Cedar Lake Mining, Inc.
License No.: L-0775
By: [Signature]
Date: 10/10/2011

STATE OF ALABAMA)
Walker COUNTY)

Before me, the undersigned authority, personally appeared Otis R. Robison, Jr. who being duly sworn upon oath, deposed and said, that he has read the foregoing application, that he is the responsible official of the applicant who executed the application, that the facts and matters contained therein are true and correct to the best of his information and belief, and that he executed the same for the purposes therein expressed.

Sworn to and subscribed before me, this 10th day of October, 2011.

[Signature]
NOTARY PUBLIC

My Commission Expires 6/20/2012

Commission Expires



ASMC PERMIT TRANSFER AGREEMENT

This agreement is entered into this date by Haley Brothers Coal, Inc. and Cedar Lake Mining, Inc., in order to effect a transfer of Alabama Surface Mining Commission, ASMC, Permit No. P-3956 and the responsibility, bond coverage and liability thereunder from Haley Brothers Coal, Inc. to Cedar Lake Mining, Inc.

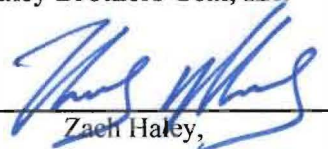
On date such transfer becomes effective, Cedar Lake Mining, Inc. agrees to assume the responsibility, bond coverage and liability of ASMC Permit No, P-3956 and Haley Brothers Coal, Inc. agrees to relinquish all rights which it may have under said permit.

This agreement is entered into by parties this 12th day of October, 2011. Said transfer is to become effective on the date ASMC Permit P-3956 transfer is approved.


Witness Signature

Haley Brothers Coal, Inc.

BY: _____


Zach Haley,
Vice President


Witness Signature

Cedar Lake Mining, Inc.

BY: _____


Otis R. Robison, Jr.,
President