



# STATE OF ALABAMA

## SURFACE MINING COMMISSION

P.O. BOX 2390 - JASPER, ALABAMA 35502-2390  
(205) 221-4130 • FAX: (205) 221-5077

Permit Renewal Number: P-3958-64-28-S

### RENEWAL TO PERMIT FOR SURFACE COAL MINING OPERATIONS

Pursuant to the Alabama Surface Mining Control and Reclamation Act, Act No. 81-435, and duly promulgated rules of the Commission, Renewal is hereby approved for permit:

Issued to: P-3958-64-28-S  
Best Coal, Inc.  
P.O. Box 1608  
Jasper, AL 35502  
(Coal Valley East Mine)

License No.: L-568

The permit is renewed for an additional term of 5 years.  
All terms and conditions of the permit remain in effect.

**Renewal Findings 1:** By comments dated March 23, 2023, the U.S. Fish & Wildlife Service concurred the project is not likely to adversely affect the Indiana Bat and the Northern Long-Eared Bat if tree removal only occurs from October 15 through March 31.

**Renewal Findings 2:** By an email dated February 15, 2024, Best Coal, Inc., has stated, an U.S. Army Corps of Engineers permit will be obtained prior to any new disturbance within waters of the U.S.

**Renewal Condition 1:** The permittee may only conduct tree removal from October 15 through March 31.

**Renewal Condition 2:** If tree removal from the potential summer roosting habitat is necessary outside October 15 through March 31 timeframe an Indiana Bat and Northern Long-Eared Bat presence/absence survey must be conducted, and the U.S. Fish & Wildlife Service approval must be submitted to ASMC prior to tree removal.

**Renewal Condition 3:** No mining activity will be conducted in the NE/SE of Section 31, Township 14 South, Range 8 West as shown on the Permit Renewal Map until right-of-entry is granted from School Indemnity Lands. An updated lease date and proof of right-of-entry must be submitted to ASMC prior to mining activity.

**Renewal Condition 4:** The permittee shall obtain USACE approval prior to any new disturbance within waters of the U.S.

**Renewal Condition 5:** Must have a new lease in place with ANRT, LLC, and Alawest-AL, LLC before any mining activities can take place on these properties.

EFFECTIVE DATE: February 15, 2024  
ISSUE DATE: February 15, 2024  
EXPIRATION DATE: June 26, 2028

 (For KL)  
Kathy H. Love, Director

/mw

cc: I & E, Permit File  
Dept. of Labor  
Alabama Historical Commission  
Walker County Commission