



STATE OF ALABAMA
SURFACE MINING COMMISSION

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

Permit Revision Number R-3

REVISION 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, revision is hereby approved for permit:

Issued to: P-3962-67-17-S
BIRMINGHAM COAL & COKE CO INC
912 EDENTON STREET
BIRMINGHAM AL 35242
(OLD UNION #2 MINE)

License No.: L-378

Pursuant to the
Permit map: 2 OF 2

Certified by: J RICH WEAVER #33285

Date: 7-30-13

The permit is revised as follows:

1. Add 10.0 acres to Increment #1 for disturbance off permit area.
2. Add 12.0 mining acres to Increment 1.
3. Transfer 68.0 mining acres from Increment #5 to Increment #1.
4. Delete 5.0 acres from Increment #5 for Basins 032, 033 & 034.
5. Delete 19.0 acres from Increment #2 as undisturbed (9.0 mining acres).
6. Delete 7.0 acres from Increment #2 for Basins 012, 019 and 023.
7. Add 8.0 mining acres to Increment #2.
8. Add Primary Roads #19 and #20 to Increment #6 (no change in acreage).
9. Relocate ancillary road to Basin #011 (no change in acreage).
10. Transfer 5.0 acres from Increment #5 to Increment #6 for Basins 031, 036 and access.
11. Add 2.0 acres to Increment #4 for disturbance off permit area.
12. Transfer 1.0 acres from Increment #6 to Increment #4 for part of primary road #5.
13. Transfer 2.0 acres from Increment #6 for Basins 088, 099 and 091 (delete) to 2.0 mining acres to Increment #4.
14. Note changes to the ownership in the NW/NE & SW/NE of Sec. 13, T12S, R9W.
15. Address changes to the Operation Plan & New Operation Plan maps.
16. Address changes to the General Plan.
17. Extend the existing topsoil waiver to include the areas being added by Revision R-3.
18. Re-evaluation to Basins 028, 079, 115, 130, 133, 134, 135 & Modification to Basin 138.

CONDITION R3-1: The Winston County Commission does hereby grant unto Birmingham Coal & Coke Co., Inc., the right to conduct surface mining and reclamation activities within the 100' setback, provided a berm is constructed outside of the right-of-way and along Winston County Road #37 to separate the traveling public from said activities within the 100' setback area; and further, that any area of Winston County Road #37 damaged by said operations shall be restored to its condition prior to said operations by Birmingham Coal & Coke, Inc. The specific area affected by this allowance is described as follows: SW/NW, SE/NW, NW/NW, NE/SW of Section 4, T12S, R9W; NE/SW, NW/SE, SE/SW, SW/SE, Section 10, T12S, R9W all within Winston County, Alabama.

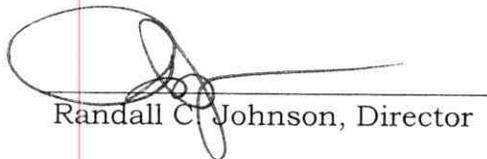
ACREAGE SUMMARY:

*	Increment #1 increases to -----	259 acres
*	Increment #2 decreases to -----	163 acres
	Increment #3 remains at -----	211 acres
*	Increment #4 increases to -----	377 acres
	Increment #5 decreases to -----	358 acres
*	Increment #6 increases to -----	43 acres
	TOTAL -----	1,411 ACRES

All other terms and conditions remain in effect as well as all Findings in the original permit and any Findings appropriate for this revision.

EFFECTIVE DATE: September 27, 2013

/ns


Randall C. Johnson, Director

cc: I & E, Permit File