

Applicant: Global Met Coal Corporation  
Mine Name: Black Creek Mine  
Permit Number: P-

# STATE OF ALABAMA SURFACE MINING COMMISSION

- ( X ) Permit Application for a Surface Coal Mine  
( ) Permit Application for an Underground Coal Mine  
( ) Permit Application for a Preparation Facility

## PART I A. IDENTIFICATION

### 1. PERMIT APPLICANT

Name: Global Met Coal Corporation  
Street Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Mailing Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Telephone Number: (604)632-0085  
Social Security Number(Voluntary): \_\_\_\_\_  
Employer Identification Number: \_\_\_\_\_  
ASMC License#: L-

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

Name: Global Met Coal Corporation  
Street Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Mailing Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Telephone Number: (604)632-0085  
Social Security Number(Voluntary): \_\_\_\_\_  
Employer Identification Number: \_\_\_\_\_  
ASMC License#: L-

### 3. IDENTIFY THE OPERATOR FOR THIS MINE IF DIFFERENT FROM THE PERMITTEE

Name: Global Met Coal Corporation  
Street Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Mailing Address: 837 Hastings Street, Suite 204  
City: Vancouver State: BC, Canada Zip: V6C3N6  
Telephone Number: (604)632-0085  
Social Security Number(Voluntary): \_\_\_\_\_  
Employer Identification Number: \_\_\_\_\_  
ASMC License#: L-

### 4. CONTACT PERSON FOR PERMIT REVIEW ISSUES AND CORRESPONDENCE

Name: Heath Franks c/o PERC Engineering Co., Inc.  
Mailing Address: Post Office Box 1712  
City: Jasper State: AL Zip: 35502-1712  
Telephone Number: (205) 384-5553

ALSO PLEASE COPY: George W. Heard  
Global Met Coal Corporation  
837 Hastings Street, Suite 204  
Vancouver, BC, Canada, V6C3N6  
Telephone: (604)632-0085

Applicant: <u>Global Met Coal Corporation</u> Mine Name: <u>Black Creek Mine</u> Permit Number: <u>P-</u>
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PART I B. OWNERSHIP AND CONTROL

1. PERMIT APPLICANT OWNERSHIP 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 IA through Part IF 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 is 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 this 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: **NOT APPLICABLE**

- +),
- \* \* A license update is included
- .)-
- +),
- \* \* Information contained in the license file is accurate
- .)- and complete at the time of filing of this application.
- No update is 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.

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: Applicant

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Social Security Number (Voluntary): \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

Employer Identification Number: \_\_\_\_\_

ASMC License Number: \_\_\_\_\_

Applicant: <u>Global Met Coal Corporation</u> Mine Name: <u>Black Creek Mine</u> Permit Number: <u>P-</u>
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**PART I C. PROPERTY OWNERSHIP, INTERESTS 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 NECESSARY**

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Legal description of property or permit map symbol: \_\_\_\_\_

Christopher Renshaw & William A. Cousins (S)

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

Legal owner(s) of record: Christopher Renshaw & William A. Cousins

Address: P. O. Box 352 City: Mount Olive State: AL Zip: 35117

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 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	Christopher Renshaw & William A. Cousins	Global Met Coal Corp.	Pending	No

Applicant: Global Met Coal Corporation  
 Mine Name: Black Creek Mine  
 Permit Number: P-

Legal description of property or permit map symbol: Isabella J. Tombrello 49% and Isabella J. Tombrello etal 51% (Fee)  
 Surface/Mineral/or Fee Simple (both): Surface  
 Legal owner(s) of record: Isabella J. Tombrello 49% and Isabella J. Tombrello etal 51% (Fee)  
 Address: 926 Ventura Drive City: Calera State: AL Zip: 35111  
 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 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	Isabella J. Tombrello etal	Global Met Coal Corp.	Pending	No

Legal description of property or permit map symbol: United Land (M)  
 Surface/Mineral/or Fee Simple (both): Mineral  
 Legal owner(s) of record: United Land Corporation  
 Address: P. O. Box 5327 City: Birmingham State: AL Zip: 35207  
 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 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	United Land Corporation	Global Met Coal Corp.	Pending	No

Applicant: Global Met Coal Corporation  
 Mine Name: Black Creek Mine  
 Permit Number: P-

Legal description of property or permit map symbol: Marigold Land Company (S)  
 Surface/Mineral/or Fee Simple (both): Surface  
 Legal owner(s) of record: Marigold Land Company  
 Address: PO Box 1549 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 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	Marigold Land Company	Global Met Coal Corp.	Pending	No

Legal description of property or permit map symbol: Mower Brothers, Inc. (M)  
 Surface/Mineral/or Fee Simple (both): Mineral  
 Legal owner(s) of record: Mower Brothers, Inc.  
 Address: 810 East State Street City: Rockford State: IL Zip: 61104  
 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 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	Mower Brothers, Inc.	Global Met Coal Corp.	Pending	No





Applicant: <u>Global Met Coal Corporation</u> Mine Name: <u>Black Creek Mine</u> Permit Number: <u>P-</u>
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**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. SW/SW, SE/SW and SW/SE of Section 6; NW/NW, NE/NW, SE/NW, NW/NE, NE/NE, SW/NE, SE/NE, NW/SE, NE/SE and SE/SE of Section 7, Township 15 South, Range 3 West, Jefferson County, Alabama.

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

a. Total permit acreage: 287 acres

b. Give the acreage and type of bond for each mining increment:

<u>Increment</u>	<u>Acres</u>	<u>Type Bond Proposed</u>
1.	<u>56</u>	<u>Surety Bond</u>
2.	<u>35</u>	<u>Surety Bond</u>
3.	<u>122</u>	<u>Surety Bond</u>
4.	<u>60</u>	<u>Surety Bond</u>
5.	<u>11</u>	<u>Surety Bond</u>
6.	<u>3</u>	<u>Surety Bond</u>

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Increments No. 1 and No. 2

4. Has any acreage in the proposed permit area been previously disturbed by mining?  
(XXX)YES ( )NO

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

- a. Show the boundaries of the previously disturbed area(s) on the permit map and identify with an appropriate symbol.

See permit map.

- 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 released, or 100% released.(If no permit, indicated as such.

<u>Permit</u>	<u>Acres</u>	<u>Status</u>
<u>Pre-Law</u>	<u>6</u>	<u>Un-reclaimed</u>

5. Is disturbance to be conducted within 300 feet, measured horizontally from an occupied dwelling? ( )YES (XX)NO.

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



Applicant: <u>Global Met Coal Corporation</u>
Mine Name: <u>Black Creek Mine</u>
Permit Number: <u>P-</u>

**PART I D. (CONTINUED)**

6. Is disturbance proposed within 100 feet of a public road right-of-way or will a public road be closed or relocated? ( ) YES (XX) 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 of issuance
<u>MSHA ID</u>	<u>01-</u>	<u>MSHA</u>	<u>*</u>	<u>Pending</u>
<u>NPDES</u>	<u>AL00</u>	<u>ADEM</u>	<u>**</u>	<u>Pending</u>

\* 135 Gemini Circle, Suite 213, Birmingham, AL 35209

\*\* 1400 Coliseum Blvd., Montgomery, AL 36110-2059

8. Is the property in the permit covered by zoning or other land use restrictions?  
 (XXX)YES ( )NO.  
 If yes, indicate the jurisdictional authority and zoning or landuse area. If more than one zoning classification exists for the permit area, identify the boundaries of each the permit map.

Jurisdictional Authority	Zoning Classification	Allows mining? Yes or No
<u>Jefferson County Zoning Board</u>	<u>I-3-S</u>	<u>Yes</u>

9. Describe access to the proposed mine from a known point on the nearest public highway:

From Mt. Olive, Alabama travel northwest on Mt. Olive Road approximately 6.7 miles to the intersection of Mt. Olive Road and River Road. Turn left onto River Road and travel approximately 0.7 miles to the mine entrance on the right. The Permit area will be marked and signs will be posted.

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application?

( ) YES (XXX) NO

If YES, list SOAP I.D. Number: \_\_\_\_\_

11. Submit a certificate of proof of Liability Insurance with this application. See AMC Master File

**PART I E. PUBLIC NOTICE AND AVAILABILITY FOR INSPECTION**

12. Give the name of the approved public office in which a copy of this application will be filed for public inspection following notification of completeness: ASMC website

<http://surface-mining.alabama.gov/PermitApplications.html>

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: The Birmingham News. See Attachment for I.E.13.

Applicant: <u>Global Met Coal Corporation</u>
Mine Name: <u>Black Creek Mine</u>
Permit Number: <u>P-</u>

Attachment I.E.13.

PUBLIC NOTICE OF FILING OF PERMIT APPLICATION

In accordance with the provisions of Act No.81-435 of the State of Alabama and the regulations promulgated under this act, Global Met Coal Corporation, 837 Hastings Street, Suite 204, Vancouver, BC, Canada, V6C3N6, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to permit a surface mining facility whose access to the site is as follows: from Mt. Olive, Alabama travel northwest on Mt. Olive Road approximately 6.7 miles to the intersection of Mt. Olive Road and River Road. Turn left onto River Road and travel approximately 0.7 miles to the mine entrance on the right. The Permit area will be marked and signs will be posted. The area to be permitted is located in the SW/SW, SE/SW and SW/SE of Section 6; NW/NW, NE/NW, SE/NW, NW/NE, NE/NE, SW/NE, SE/NE, NW/SE, NE/SE and SE/SE of Section 7, Township 15 South, Range 3 West, Jefferson County, Alabama. as shown on the Brookside, Alabama United States Geological Survey quadrangle map. A copy of the permit revision 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, P.O. Box 2390, Jasper, Alabama 35502-2390, within 30 days from the last publication of this notice.

AFFIDAVIT OF PUBLICATION

THE BIRMINGHAM NEWS COMPANY

PUBLISHERS OF  
THE BIRMINGHAM NEWS

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**PUBLIC NOTICE OF FILING OF PERMIT APPLICATION**  
 In accordance with the provisions of Act No.81-435 of the State of Alabama and the regulations promulgated under this act, Global Met Coal Corporation, 837 Hastings Street, Suite 204, Vancouver, BC, Canada, V6C3N6, hereby gives notice that it has filed an application with the Alabama Surface Mining Commission to permit a surface mining facility whose access to the site is as follows: from Mt. Olive, Alabama travel northwest on Mt. Olive Road approximately 6.7 miles to the intersection of Mt. Olive Road and River Road. Turn left onto River Road and travel approximately 0.7 miles to the mine entrance on the right. The Permit area will be marked and signs will be posted. The area to be permitted is located in the SW/SW, SE/SW and SW/SE of Section 6; NW/NW, NE/NW, SE/NW, NW/NE, NE/NE, SW/NE, SE/NE, NW/SE, NE/SE and SE/SE of Section 7, Township 15 South, Range 3 West, Jefferson County, Alabama, as shown on the Brookside, Alabama United States Geological Survey quadrangle map. A copy of the permit revision application is available for public inspection at the Alabama Surface Mining Commission website [http:// surface-mining.alabama.gov/Permit Applications.html](http://surface-mining.alabama.gov/Permit%20Applications.html). Written comments, objections, or requests for informal conferences should be submitted to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, within 30 days from the last publication of this notice.  
 Bham News: Dec 12, 19, 26, 2012; Jan 2, 2013

On this 2<sup>nd</sup> day of January

A.D. Two Thousand , and Thirteen, 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 advertisement, a true copy of which is herewith attached, appeared in "The Birmingham News" on the following dates:

January 2, 2013  
December 26, 2012  
December 19, 2012  
December 12, 2012

Vickie Webb  
 Signed- Vickie Webb

State of Alabama  
 County of Jefferson

On 1-2-, 2013, 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

NANCY S BRIDGMAN  
 NOTARY PUBLIC  
 STATE OF ALABAMA  
 MY COMMISSION EXPIRES DEC. 22, 2014