

**Cahaba Contracting & Reclamation, LLC**

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March 31, 2014

Dr. Randall C. Johnson, Director  
**Alabama Surface Mining Commission**  
P.O. Box 2390  
Jasper, AL 35502-2390

RE: Birmingham Coal & Coke Company, Inc.  
Gooden Creek No. 2 Mine, P-3979

Dear Dr. Johnson:

Birmingham Coal & Coke Company, Inc., hereby request to disturb within the 100 foot setback and up to 35 feet of Goodwin Creek, Gooden Creek and unnamed tributaries to Goodwin & Gooden Creeks. The encroachment upon this offset will be used to construct sediment basins and diversions along portions of the creeks located in Sections 12, 13 and 24, Township 12 South, Range 11 West, in Marion County, Alabama, Sections 19, 29 and 30, Township 12 South, Range 10 West, in Walker County, Alabama and Section 7, Township 12 South, Range 10 West, in Winston County, Alabama. The activities within the encroachment area will be performed in a manner to minimize environmental impact to Goodwin Creek, Gooden Creek and unnamed tributaries to Goodwin & Gooden Creeks. The disturbed areas located with the 100 foot setback will be controlled by installing and maintaining silt fencing until the vegetation becomes established.

If you should have any questions or require additional information, please contact our office. Also please notify me of your decision.

Sincerely,

**Cahaba Contracting & Reclamation, LLC.**



J. Rich Weaver  
P.E.