

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

CEDAR LAKE MINING, INC.

DUTTON HILL MINE NO. 2, P-3980

**ALABAMA SURFACE MINING COMMISSION
SURFACE MINING PERMIT APPLICATION**

P A R T I

Prepared by:

MCGEHEE ENGINEERING CORP.

P. O. Box 3431
450 19th Street West
Jasper, Alabama 35502-3431
Telephone: (205) 221-0686
Fax: (205) 221-7721
Email: staff's first name@mcgehee.org

STATE OF ALABAMA SURFACE MINING COMMISSION

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

NAME OF CURRENT PERMITTEE: Quality Coal Company, Inc.
ADDRESS: P.O. Box 2705 Jasper, AL 35502

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: Cedar Lake Mining, Inc.
Street Address: 7802 Highway 78
City: Cordova State: AL Zip: 35550
Mailing Address: 7802 Highway 78
City: Cordova State: AL Zip: 35550
Telephone Number: (205)-590-4245
Social Security Number (Voluntary): - - -
Employer Identification Number:
ASMC License#: L-0775

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

Name: Cedar Lake Mining, Inc.
Street Address: 7802 Highway 78
City: Cordova State: AL Zip: 35550
Mailing Address: 7802 Highway 78
City: Cordova State: AL Zip: 35550
Telephone Number: (205)-590-4245
Social Security Number (Voluntary): - - -
Employer Identification Number:
ASMC License#: L-0775

3. IDENTIFY THE OPERATOR FOR THIS MINE IF 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: McGehee Engineering, Corp.
Mailing Address: P. O. Box 3431, 450 19th Street West
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 221-0686
Email Address: jwhitlock@mcgehee.org

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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 I A through Part I F of the License application form. Check one of the following:

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.

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:

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: **Cedar Lake Mining, Inc.**
Street Address: **7802 Highway 78**
City: **Cordova** State: **AL** Zip: **35550**
Mailing Address: **7802 Highway 78**
City: **Cordova** State: **AL** Zip: **35550**
Telephone Number: **(205)-590-4245**
Social Security Number (Voluntary): ____ - ____ - ____
Employer Identification Number: ____
ASMC License#: **L-0775**

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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: **LONICERA (S) & (M)**
SEE PERMIT MAP

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

Legal owner(s) of record: **LONICERA COMPANY, LLC. c/o HUBERT G. TAYLOR**

Address: **600 N 20TH ST STE 400** City: **BIRMINGHAM** State: **AL** Zip: **35203**

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: **AL** 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	LONICERA COMPANY, LLC.	CEDAR LAKE MINING, INC.	7-6-2016	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: RONNIE C. NELSON (S)

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

Legal owner(s) of record: RONNIE C. NELSON

Address: 595 DUTTON HILL ROAD City: JASPER State: AL Zip: 35501

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: AL 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	RONNIE C. NELSON	CEDAR LAKE MINING, INC.	PENDING	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: JON KYLE INGLE (S)
SEE PERMIT MAP

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

Legal owner(s) of record: JON KYLE INGLE

Address: P.O. BOX 2705 City: JASPER State: AL Zip: 35502-2705

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	JON KYLE INGLE	CEDAR LAKE MINING, INC.	PENDING	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: VAUDIE SHERER (S)
SEE PERMIT MAP

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

Legal owner(s) of record: VAUDIE SHERER
 Address: 128 RIVERLAKE DRIVE City: WOODSTOCK State: GA Zip: 30188

Holder(s) of leasehold interest: _____
 Address: _____ City: _____ State: _____ Zip: _____

Purchaser(s) under a real estate contract: _____
 Address: _____ City: _____ State: AL 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	VAUDIE SHERER	CEDAR LAKE MINING, INC.	PENDING	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: FRANK RUTLEDGE (S)
SEE PERMIT MAP

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

Legal owner(s) of record: FRANK RUTLEDGE

Address: 107 WEST RIDGEWOOD ROAD City: JASPER State: AL Zip: 35504

Holder(s) of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchaser(s) under a real estate contract: _____

Address: _____ City: _____ State: AL 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	FRANK RUTLEDGE	CEDAR LAKE MINING, INC.	PENDING	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

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Legal description of property or permit map symbol: BILLY H. BONNER (M)
SEE PERMIT MAP

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

Legal owner(s) of record: BILLY H. BONNER
 Address: 842 PLEASANT GROVE ROAD City: OAKMAN State: AL Zip: 35579

Holders of leasehold interest: _____
 Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____
 Address: _____ City: _____ State: AL 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	BILLY H. BONNER	CEDAR LAKE MINING, INC.	7-12-16	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: JEAN & JOHNNY DEWAYNE SNOW (S)

SEE PERMIT MAP

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

Legal owner(s) of record: JEAN & JOHNNY DEWAYNE SNOW

Address: 990 PLEASANT GROVE ROAD City: OAKMAN State: AL Zip: 35579

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	JEAN & JOHNNY DEWAYNE SNOW	QUALITY COAL COMPANY, INC.	5-21-07 1-31-2014	NO
ASSIGNMENT	QUALITY COAL COMPANY, INC.	CEDAR LAKE MINING, INC.	06-10-16	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: SHIPMAN 1/2 INT. (S) & BONNER 1/2 INT (S)
SEE PERMIT MAP

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

Legal owner(s) of record: **BETTY NELL SHIPMAN, BILLY & HELEN BONNER**

Address: 842 PLEASANT GROVE ROAD City: OAKMAN State: AL Zip: 35579

Holder(s) of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchaser(s) 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	BETTY NELL SHIPMAN, BILLY & HELEN BONNER	CEDAR LAKE MINING, INC.	8-1-2016	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

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Legal description of property or permit map symbol: MAYNARD & ETALS O'REAR

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

Legal owner(s) of record: MAYNARD & ETALS O'REAR c/o MACK O'REAR

Address: 1101 5th ST. WEST 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 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	MAYNARDS & ETALS O'REAR	QUALITY COAL COMPANY, INC.	8-20-14	NO
ASSIGNMENT	QUALITY COAL COMPANY, INC.	CEDAR LAKE MINING, INC.	06-10-16	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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

Legal description of property or permit map symbol: **A M STOVALL EST.**

 SEE PERMIT MAP

Surface/Mineral/or Fee Simple (both): **SURFACE & MINERAL**

Legal owner(s) of record: **A M STOVALL EST. C/O JOYCE FOWLER**

Address: **153 REDRIDGE ROAD** City: **HAMILTON** State: **AL** Zip: **35570**

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	A. M. STOVALL EST.	QUALITY COAL COMPANY, INC.	1-5-15	NO
ASSIGNMENT	QUALITY COAL COMPANY, INC.	CEDAR LAKE MINING, INC.	06-10-16	NO

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

2. OWNERSHIP OF SURFACE AND MINERAL LANDS CONTIGUOUS TO THE AREA TO BE MINED.
INSTRUCTIONS:

Provide the information below for the owners of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

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Name: **LONICERA COMPANY, LLC. c/o HUBERT G. TAYLOR**
Address: **600 N 20TH ST STE 400**
City: **BIRMINGHAM** State: **AL** Zip: **35203**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **RONNIE C. NELSON**
Address: **595 DUTTON HILL ROAD**
City: **JASPER** State: **AL** Zip: **35501**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **JON KYLE INGLE**
Address: **P.O. 2705**
City: **JASPER** State: **AL** Zip: **35502-2705**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **MAYNARD & ETALS O'REAR**
Address: **1101 5TH STREET WEST**
City: **JASPER** State: **AL** Zip: **35501**
Interest owned (Surface, Coal or Fee Simple): **MINERAL**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **VAUDIE SHERER**
Address: **128 RIVERLAKE DRIVE**
City: **WOODSTOCK** State: **GA** Zip: **30188**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **FRANK RUTLEDGE**
Address: **107 WEST RIDGEWOOD ROAD**
City: **JASPER** State: **AL** Zip: **35504**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **BILLY H. BONNER**
Address: **842 PLEASANT GROVE ROAD**
City: **OAKMAN** State: **AL** Zip: **35579**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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 owners of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

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Name: **A M STOVALL EST. C/O JOYCE FOWLER**
Address: **153 REDRIDGE ROAD**
City: **HAMILTON** State: **AL** Zip: **35570**
Interest owned (Surface, Coal or Fee Simple): **MINERAL**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **JEAN & JOHNNY DEWAYNE SNOW**
Address: **990 PLEASANT GROVE ROAD**
City: **OAKMAN** State: **AL** Zip: **35579**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **BETTY NELL SHIPMAN, BILLY & HELEN BONNER**
Address: **842 PLEASANT GROVE ROAD**
City: **OAKMAN** State: **AL** Zip: **35579**
Interest owned (Surface, Coal or Fee Simple): **SURFACE**
Type of Interest (Owner, Lease, or Other): **OWNER**

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

PART I C. (CONTINUED)

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

THE APPLICANT HAS NO INTEREST IN ANY LANDS OR CONTIGUOUS LAND
OTHER THAN THE PERMITTED AREA.

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.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

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Legal description: _____

Describe the nature of the interest: _____

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Legal Description: _____

Describe the nature of the interest: _____

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Legal description: _____

Describe the nature of the interest: _____

**CEDAR LAKE MINING, INC.
DUTTON HILL MINE NO. 2, P-3980**

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, NE/SE, SW/SE & SE/SE OF SECTION 22, SW/NW, NW/SW & SW/SW OF SECTION 23, NW/NW, SW/NW, SE/NW, NW/SW & NE/SW OF SECTION 26, SW/NE, SE/NE & NE/SE OF SECTION 27, ALL IN TOWNSHIP 14 SOUTH, RANGE 8 WEST, WALKER COUNTY, ALABAMA

3. Give the acreage of the permit, each increment and the type of bonding.
a. Total permit acreage: 159.0 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.	95.0	Certificate of Deposit
2.	30.0	Certificate of Deposit
3.	28.0	Certificate of Deposit
4.	1.0	Certificate of Deposit
6.	5.0	Certificate of Deposit

- c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 6

4. Has any acreage in the proposed permit area been previously disturbed by mining? (XX) 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, indicate as such)

<u>Permit</u>	<u>Acres</u>	<u>Status</u>
<u>Pre-Law</u>	<u>110.0</u>	<u>Unreclaimed</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.

INITIAL PUBLIC NOTICE FILING OF PERMIT APPLICATION

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Cedar Lake Mining, Inc., 7802 Highway 78 Cordova, AL 35550 hereby gives notice that it has filed application to succeed by transfer to the rights granted under ASMC Coal Mining Permit P-3980 currently held by Quality Coal Co, Inc., P.O. Box 2705, Jasper, AL 35502-2705. The operation is known as Dutton Hill Mine No. 2.

From the intersection of Ala. Hwy. 69 and Ala Hwy 124 travel west 1.5 miles on Ala Hwy 124 to Pleasant Grove Road. Turn left onto Pleasant Grove Road and travel 0.14 miles to mine entrance. The boundaries to the permit area will be marked and signs will be posted.

SE/NE, NE/SE, SW/SE & SE/SE OF SECTION 22, SW/NW, NW/SW & SW/SW OF SECTION 23, NW/NW, SW/NW, SE/NW, NW/SW & NE/SW OF SECTION 26, SW/NE, SE/NE & NE/SE OF SECTION 27, ALL IN TOWNSHIP 14 SOUTH, RANGE 8 WEST, WALKER COUNTY, ALABAMA.

A copy of the permit application is available for public inspection and review on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>. A copy of the permit application is also available for public inspection and review at the office of the Alabama Surface Mining Commission located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for public hearing or request for informal conferences concerning this permit should be sent to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, no later than 30 days from the last date of publication of this notice.

This notice to be published in the Daily Mountain Eagle.

TO THE DAILY MOUNTAIN EAGLE NEWSPAPER:

Please run this notice one time as soon as possible. Please send invoice and notarized proof of publication to:

Cedar Lake Mining, Inc.,
7802 Highway 78
Cordova, AL 35550

Also send a proof of publication to
McGehee Engineering Co. P.O. Box 3431,
Jasper AL 35502-3431.

If you have any questions please call McGehee Engineering Co. at 205-221-0686