



**STATE OF ALABAMA
SURFACE MINING COMMISSION**

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

APPROVAL OF PERMIT TRANSFER

Approval is hereby granted for transfer of Permit P-3979-49-24-S along with all rights, provisions, terms, conditions and obligations granted or assessed thereunder to:

P-3979-49-24-S
Kennedy Brothers Construction, LLC
3024 Byler Road
Eldridge, AL 35554
(Gooden Creek Mine No. 2)

License No.: L-817

As a condition of transfer, the transferee has provided performance bond guaranteeing compliance with all laws and regulations applicable to the permit and reclamation of all lands disturbed under this permit.

Transfer Findings 1: By comments dated June 7, 2022 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.

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

Transfer Condition 2: The permittee must submit a new USACE approved permit to ASMC prior to conducting any mining activities within the permit area.

All prior terms and conditions of the permit remain in effect.

SM 7/12/2022

EFFECTIVE DATE: July 12, 2022


KATHY H. LOVE, DIRECTOR

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cc: I & E
PERMIT FILE