

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

**NATIONAL COAL OF ALABAMA, INC.**

**MEREDYTH MINE, P-3899**

ALABAMA SURFACE MINING COMMISSION

SURFACE MINING TRANSFER 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

# 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: HOPE COAL CO., INC.  
ADDRESS: 1401 Doug Baker Blvd., Suite 107-181, Birmingham AL 35242

## PART I A. IDENTIFICATION

### 1. PERMIT APPLICANT

Name: National Coal of Alabama, Inc.  
Street Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Mailing Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Telephone Number: (205) 221-4676  
Social Security Number(Voluntary): - -  
Employer Identification Number: 63-0691381  
ASMC License#: 558

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

Name: National Coal of Alabama, Inc.  
Street Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Mailing Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Telephone Number: (205) 221-4676  
Social Security Number(Voluntary): - -  
Employer Identification Number: 63-0691381  
ASMC License#: L-558

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

Name: SAME AS PERMITTEE  
Street Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: AL Zip: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: AL 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

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

Telephone Number: (205) 221-0686

**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: National Coal of Alabama, Inc.  
Street Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Mailing Address: 1810 Birmingham Ave., Suite 101  
City: Jasper State: AL Zip: 35501  
Telephone Number: (205) 221-4676  
Social Security Number(Voluntary): - -  
Employer Identification Number: 63-0691381  
ASMC License#: L-558

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

**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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**Page 1 of 10**

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Legal description of property or permit map symbol: \_\_\_\_\_ **S-2, F-15** \_\_\_\_\_

**(SEE PERMIT MAP)**

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **SURFACE & FEE** \_\_\_\_\_

Legal owner(s) of record: **JOHN W. & LYNN TIDWELL**

Address: **3580 HWY 243** City: **HALEYVILLE** State: **AL** Zip: **35565**

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	JOHN & LYNN TIDWELL	HOPE COAL CO., INC.	06-06-06	NO



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

Legal description of property or permit map symbol: \_\_\_\_\_ **F-26** \_\_\_\_\_  
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): \_\_\_\_\_ **FEE** \_\_\_\_\_

Legal owner(s) of record: **TERRY & GREGORY YARBROUGH & SARA J. COCHRAN & IVA L. MCNUTT**

Address: **7733 NEWBURG RD** City: **HALEYVILLE** State: **AL** Zip: **35064-1299**

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	TERRY W. & GREGORY YARBROUGH SARA J. COCHRAN & IVA L. MCNUTT	HOPE COAL CO., INC.	PENDING	NO

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

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

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**Page 4 of 10**

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Legal description of property or permit map symbol: \_\_\_\_\_ **F-27** \_\_\_\_\_  
(SEE PERMIT MAP)

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

Legal owner(s) of record: **JMS INVESTMENTS, LLC d/o JOE MACK SMITH**

Address: **7155 STATE HWY 13** City: **HALEYVILLE** State: **AL** Zip: **35565**

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	JMS INVESTMENTS.	HOPE COAL CO., INC.	PENDING	NO





**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

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

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Legal description of property or permit map symbol: F-41  
**(SEE PERMIT MAP)**

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

Legal owner(s) of record: **DONNIE & LARRY ADERHOLDT**

Address: **c/o LARRY ADERHOLDT 2201 CO. RD. 51** City: **HALEYVILLE** State: **AL** Zip: **35565**

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	DONNIE & LARRY ADERHOLDT	HOPE COAL CO., INC.	PENDING	NO

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

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

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**Page 8 of 10**

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Legal description of property or permit map symbol: \_\_\_\_\_ **F-44** \_\_\_\_\_

**(SEE PERMIT MAP)**

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

Legal owner(s) of record: **NEW MARKET, INC.**

Address: **P.O DRAWER E** City: **HALEYVILLE** State: **AL** Zip: **35565**

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	NEW MARKET, INC.	HOPE COAL CO., INC.	PENDING	NO



**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

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

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**Page 10 of 10**

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Legal description of property or permit map symbol: \_\_\_\_\_ **M-2** \_\_\_\_\_  
(SEE PERMIT MAP)

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

Legal owner(s) of record: **FEDERAL LAND BANK**

Address: \_\_\_\_\_ City: **HALEYVILLE** State: **AL** Zip: **35565**

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	FEDERAL LAND BANK	HOPE COAL CO., INC.	PENDING	NO

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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Page 1 of 3  
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Name: JOHN W. & LYNN TIDWELL ETUX  
Address: 3580 HWY 243 SOUTH  
City: HALEYVILLE State: AL Zip: 35556  
Interest owned (Surface, Coal or Fee Simple): FEE  
Type of Interest (Owner, Lease , or Other): OWNER

Name: THURLO & VERA LEAGUE  
Address: 48 CO. RD. 3214  
City: HALEYVILLE State: AL Zip: 35556  
Interest owned (Surface, Coal or Fee Simple): SURFACE  
Type of Interest (Owner, Lease , or Other): OWNER

Name: C.L. POSEY ESTATE  
Address: c/o GLENNIS POSEY P.O. BOX 699  
City: DOUBLE SPRINGS State: AL Zip: 35553  
Interest owned (Surface, Coal or Fee Simple): MINERAL  
Type of Interest (Owner, Lease , or Other): OWNER

Name: FEDERAL LAND BANK  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: AL Zip: 35553  
Interest owned (Surface, Coal or Fee Simple): MINERAL  
Type of Interest (Owner, Lease , or Other): OWNER

Name: TERRY W. & GREGORY YARBROUGH & SARA J. COCHRAN & IVA L. MCNUTT  
Address: 7733 NEWBURG RD  
City: HALEYVILLE State: AL Zip: 35556  
Interest owned (Surface, Coal or Fee Simple): FEE  
Type of Interest (Owner, Lease , or Other): OWNER

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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Page 2 of 3  
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Name: JMS INVESTMENTS c/o JOE MACK SMITH

Address: 7155 STATE HWY 13

City: HALEYVILLE State: AL Zip: 35556

Interest owned (Surface, Coal or Fee Simple): FEE

Type of Interest (Owner, Lease, or Other): OWNER

Name: MELINDA & SUSAN SESSIONS c/o BILLY MCNUTT

Address: 2712 15<sup>TH</sup> AVE

City: HALEYVILLE State: AL Zip: 35565

Interest owned (Surface, Coal or Fee Simple): FEE

Type of Interest (Owner, Lease, or Other): OWNER

Name: DEBORAH ADERHOLT & TERESA BURELSON

Address: 2404 15<sup>TH</sup> AVE

City: HALEYVILLE State: AL Zip: 35556

Interest owned (Surface, Coal or Fee Simple): FEE

Type of Interest (Owner, Lease, or Other): OWNER

Name: DONNIE & LARRY ADERHOLT c/o LARRY ADERHOLT

Address: 2201 COUNTY ROAD 51

City: HALEYVILLE State: AL Zip: 35556

Interest owned (Surface, Coal or Fee Simple): FEE

Type of Interest (Owner, Lease, or Other): OWNER

Name: NEW MARKET, INC.

Address: P.O. DRAWER E

City: HALEYVILLE State: AL Zip: 35556

Interest owned (Surface, Coal or Fee Simple): FEE

Type of Interest (Owner, Lease, or Other): OWNER

**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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**Page 1 of 1**  
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Legal description: \_\_\_\_\_  
\_\_\_\_\_

Describe the nature of the interest: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====  
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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

**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.

NE/NW, NW/NE, SW/NE, SE/NE of Section 3, Township 9 South, Range 10 West; SE/SW of Section 34, Township 8 South, Range 10 West: all in Winston County, Alabama.

3. Give the acreage of the permit, each increment and the type of bonding.
  - a. Total permit acreage: 295.0 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.	91.0	Certificate of Deposit
2.	66.0	Certificate of Deposit
3.	85.0	Certificate of Deposit
4.	32.0	Certificate of Deposit
6	21.0	Certificate of Deposit

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 7

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>NA</u>	<u>21.0 ac</u>	<u>Pre-Law</u>
<u>          </u>	<u>          </u>	<u>          </u>
<u>          </u>	<u>          </u>	<u>          </u>
<u>          </u>	<u>          </u>	<u>          </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. Waivers to be submitted at a latter date.



**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

**PUBLIC NOTICE OF APPLICATION  
TO TRANSFER A SURFACE COAL MINING PERMIT**

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, National Coal of Alabama, Inc., 1810 Birmingham Ave., Suite 101, Jasper, AL 35501 hereby gives notice that it has filed application to succeed by transfer to the rights granted under Surface Coal Mining Permit P-3899 currently held by Hope Coal Company, Inc., 1401 Doug Baker Blvd. Suite 107-181, Birmingham, AL 35242. The operation is known as the Meredyth Mine located in:

From the intersection of County Road 69 and Ala. Hwy. 243 in Franklin County travel Southeast on Hwy. 243 for a distance of 0.75 miles to mine entrance on the right. The mine entrance will be marked and signs will be posted.

SE/SW, of Section 34, Township 8 South, Range 10 West, Franklin County, Alabama; NW/NE, NE/NW, NW/NW, SE/NW, SW/NW, SW/NE & NE/SW of Section 3, NE/NE, NE/SW, NW/SW, SW/SW, SE/SW, NW/SE & SW/SE of Section 4, Township 9 South, Range 10 West all in Winston County, Alabama.

Any person whose interests are or may be adversely affected by said transfer, may file written comments within thirty (30) days of this notice to the Alabama Surface Mining Commission, P. O. Box 2390, Jasper, Alabama 35502-2390.

This notice to be published in the Northwest Alabamian Newspaper.

**TO THE NORTHWEST ALABAMIAN:**

Please run this notice one time as soon as possible.

**National Coal of Alabama, Inc.**  
1810 Birmingham Ave., Suite 101  
Jasper, AL 35501  
Telephone (205) 221-0686

If you should have any questions or need additional information, please call:

McGehee Engineering Corp.  
P. O. Box 3431  
Jasper, AL 35502-3431  
Telephone (205) 221-0686

**PART VI - VERIFICATION OF PERMIT APPLICATION (771.27)**

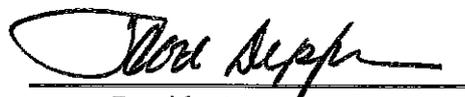
I, the undersigned operator and holder of an A.S.M.C. license, do hereby submit this as my application for a permit to engage in surface coal mining operation and certify that the information in the application is true and correct to the best of my information and belief. This application is submitted in conformance with rules and regulations of the Commission and it is agreed that any operations pursuant to the permit will be conducted in accordance with those rules and regulations. I further certify that I will keep the Commission advised of any changes of facts as may pertain to the license information or this permit application.

**National Coal of Alabama, Inc.**

License No.: **L-558**

Licensee:

By: Scott Deppe

  
\_\_\_\_\_  
President

STATE OF ALABAMA )))

COUNTY OF WALKER )))

Before me, the undersigned authority, personally appeared **Scott Deppe** who being duly sworn upon oath, deposed and said, that he has read the foregoing application, that he is the responsible official of the applicant who executed the application, that the facts and matters contained therein are true and correct to the best of his information and belief, and that he executed the same for the purposes therein expressed.

Sworn to and subscribed before me, this 17th day of May 2010.

  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_

{ S E A L }



**NATIONAL COAL OF ALABAMA, INC.  
MEREDYTH MINE, P-3899**

**NATIONAL COAL OF ALABAMA, INC.**

**MEREDYTH MINE, P-3899**

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

**PART VII**

Prepared by:

**MCGEHEE ENGINEERING CORP.**

P. O. Box 3431  
450 19th Street West  
Jasper, Alabama 35502-3431  
Telephone (205) 221-0686

**PART VII - FINAL VERIFICATION OF PERMIT APPLICATION P-3899**

I, the undersigned operator and holder of an A.S.M.C. license, do hereby certify that:

- The information in the license file regarding ownership and control and violation information is accurate and complete as of this date.
- The information in the license file regarding ownership and control and violation information is not accurate and complete as of this date. The necessary update is attached.

This application is submitted in conformance with rules and regulations of the Commission and it is agreed that any operations pursuant to the permit will be conducted in accordance with those rules and regulations. I further certify that I will keep the Commission advised of any changes of facts as may pertain to the license information or this permit application.

Licensee: National Coal of Alabama, Inc. License No.: L-558

By: *Scott Deppe*  
Scott Deppe, President

Date: 5-17-2010

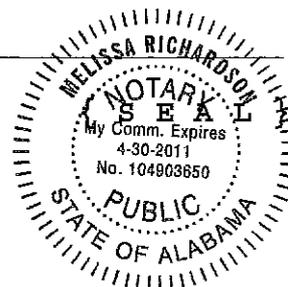
STATE OF ALABAMA )))

COUNTY OF WALKER )))

Before me, the undersigned authority, personally appeared Scott Deppe, who being duly sworn upon oath, deposed and said, that he has read the foregoing application, that he is the responsible official of the applicant who executed the application, that the facts and matters contained therein are true and correct to the best of his information and belief, and that he executed the same for the purposes therein expressed.

Sworn to and subscribed before me, this 17th day of May 2010.  
*Melissa Richardson*  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_



**ASMC PERMIT TRANSFER AGREEMENT**

This Agreement is entered into this date by **Hope Coal Company, Inc.** and **National Coal of Alabama, Inc.** in order to effect a transfer of Alabama Surface Mining Commission Permit No. P-3899-67-12-S (Meredyth Mine) and the responsibility, coverage, and liability there under from **Hope Coal Company, Inc.** to **National Coal of Alabama, Inc.**

On the date such transfer becomes effective; **National Coal of Alabama, Inc.** agrees to assume the responsibility, coverage, and liability of ASMC Permit No. P-3899-67-12-S and **Hope Coal Company, Inc.** agrees to relinquish all rights that it may have under said permit.

This agreement is entered into by both parties this the 7<sup>th</sup> day of MAY, 2010. Said transfer is to become effective on the effective date of the ASMC Permit No. P-3899-67-12-S transfer approval.

**Hope Coal Company, Inc.**

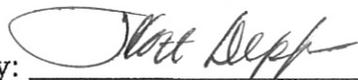
  
Witness Signature

By:   
Clarence L. Moss, III  
President

.....

**National Coal of Alabama, Inc.**

  
Witness Signature

By:   
Scott Deppe  
President