

DEC 17 2020

MICHAEL B. ERP, P.E.
116 WILDWOOD DRIVE
SOMERSET, KENTUCKY 42503
PHONE: (606) 875-4271

December 15, 2020

State of Tennessee
Dept. of Environment & Conservation
Section of Surface Mining
3711 Middlebrook Pike
Knoxville, TN 37921
Attn: Mr. Dan Murray, Mining Section

RE: NPDES Permit #TN0070408 and ARAP Permit #NR19MS.001 Davis Creek Energy, LLC,
Area #6, Campbell County, TN TRANSFER PROPOSAL

Mr. Murray:

The attached materials are to propose a permit transfer for each of the referenced permits from Davis Creek Energy, LLC. to Alden Resources, LLC. The project is located near the Community of Cotula/Westbourne in the Hoggcamp Branch watershed of Campbell, County, TN. An application for transfer of the SMCRA permit has been made to OSM concurrently with this application. The OSM transfer application number is #3340. The original approved SMCRA permit is #3333.

Please feel free to contact me at (606)875-4271 or via email at Michael.b.erp@gmail.com with any questions or comments you might have on this application.

Respectfully Submitted;



Michael B. Erp, P.E.

on behalf of Davis Creek Energy, LLC/Alden Resources, LLC.

me:ME

cc: file
Nat Cloer, DCE, LLC
G. Adams, Alden

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Notice of Transfer
AQUATIC RESOURCE ALTERATION PERMIT (ARAP)

ARAP Permit NR19MS.001

DAVIS CREEK ENERGY, LLC. hereafter known as the **Existing Permittee**, and
(Company Name and Site Identification)

ALDEN RESOURCES, LLC. hereafter known as the **Proposed New Permittee**,
(Company Name and Site Identification)
agree to the following:

The **Proposed New Permittee**, who has read and agrees to the terms of the permit issued to the **Existing Permittee**, hereby notifies the Division that the permit identified above is to be transferred to the **Proposed New Permittee** along with all rights and legal responsibilities, effective the time and date listed below. The **Proposed New Permittee** agrees that there will be no modifications to the permitted facilities, its operations or any other changes that might affect the permit or its limits and conditions.

Note: The address of the transferor and transferee must accompany this *Notice of Transfer*. (See attached)

The transfer shall be effective on 8:00 a.m. October 15, 2020.
Time Date

Note: This **Notice of Transfer** shall be filed **at least 30 days in advance of the proposed transfer date** with the Division of Water Pollution Control-Mining Section, Knoxville Field Office, 3711 Middlebrook Pike, Knoxville, TN 37921-6538.

For the **Proposed New Permittee (Transferee):**

Paul Lojek President
Responsible Official's Name-Paul Lojek Title

Subscribed and sworn to before me by Paul Lojek this 17 day of November 2020.

Inavis Inetta 3-19-2022
Notary Public My Commission Expires

For the **Existing Permittee (Transferor):**

Nat. W. Cloer Managing Member
Responsible Official's Name-Nat W. Cloer Title

Subscribed and sworn to before me by Nat. W. Cloer this 18 day of November, 2020.

Kristen Gwalt 8-24-2030
Notary Public My Commission Expires

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Attachment: Permittee/Transferee Addresses

Existing Permittee Address:

Davis Creek energy, LLC.
207 E. North 1st Street, Suite T
Seneca, SC 29678
Nat W. Cloer-Managing Member
(864) 710-2981

Proposed New Permittee Address:

Alden Resources, LLC.
332 W. Cumberland Gap Parkway, Suite 100
Corbin, KY 40701
Paul Lojek-President
(606)523-9760