

**PUBLIC NOTICE OF INTENT TO ENTER
TO CONDUCT RECLAMATION ACTIVITIES
(Abandoned Mine Land Program)**

IN THE MATTER OF: **Baden Drainage Project**

TO WHOM IT MAY CONCERN:

Virginia Energy, Mined Land Repurposing Program of the Commonwealth of Virginia, pursuant to the authority granted in the Virginia Coal Surface Mining Control and Reclamation Act of 1979 (Chapter 19, Article 4, Section 45.1-260 et seq.) with funding provided by the **2023** Consolidated Grant, has determined and found that:

Land located **off of Dickenson Highway near the community of Baden (coordinates of the approximate work site center is 37 08 18.91 N, 82 31 06.80 W) in Dickenson**

County(ies), Virginia, has been adversely affected by past coal mining practices, to wit:

1. Property owners, both known and unknown, are hereby notified of the Department's intention to reclaim the area adversely affected by past coal mining practices. The purpose of this Notice is to provide notice to any landowners, heirs, assigns and devisees who may be affected by the proposed reclamation and who have not been identified and who have not granted written consent.
2. The public health, safety and property is endangered by: **Priority 1 clogged stream and clogged stream land. The current occupied structure which is the Fleming residence and driveway/road is located within the flood water path limit and would be subjected to destruction or flood water damage in the event of local stream flooding. There has been history of flooding caused by the stream in front of the residence filling up with AML related sediment and has a high probability of re-occurrence..**
3. The proposed action consists of:
 - a) Establish a safe access for equipment and the removal of material
 - b) Install and maintain rock check dams according to plans
 - c) Install ditch/channels according to ditch schedule in the plans
 - d) Install culverts for adequate stream flow
 - e) Mulch/Revegetate disturbed areas

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4. Known property owner(s) in the area of the proposed reclamation are:

Connie and Kenneth Fleming
Nona Kay Meade
Opal Whitt Estate Heirs

Based upon the above findings, the Commonwealth of Virginia, acting by and through the Virginia Energy, Mined Land Repurposing Program, its agents, employees and contractors, gives notice that 30 days from this Notice being published in **Dickenson Star**, and posted on the property, the Department will initiate and continue until the proposed work on the **Baden Drainage Project** is complete, and shall do all things necessary and expedient to protect the public health, safety and general welfare. Such entry shall not be construed as an act of condemnation of property nor of trespass thereon.

A copy of this notice can also be found on our website at [Virginia Energy - Public Meetings](#)

For further information contact the Mined Land Repurposing Program at the above address, Attention: AML Section (telephone number is (276) 523-8206).

DATE Jul 11, 2024

BY

M. Randy Moore
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Program Director