CIRCUIT COURT OF
CAPE GIRARDEAU COUNTY, MISSOURI

SAXONY LUTHERAN HIGH SCHOOL, INC., Petitioner	)	
v.	)	Case No. 11CG-CC00272
MISSOURI DEPARTMENT OF NATURAL RESOURCES and MISSOURI LAND RECLAMATION COMMISSION, Respondents	)	
and	)	
STRACK EXCAVATING, LLC, Intervener	)	

AMENDED JUDGMENT AND ORDER

Pursuant to the Missouri Court of Appeals' decision dated May 14, 2013 and Mandate dated August 15, 2013, this Court hereby vacates its prior Judgment and Order and hereby enters its Amended Judgment and Order in favor of Respondents Missouri Department of Natural Resources and Missouri Land Reclamation Commission and Intervener Strack Excavating, LLC on Petitioner Saxony Lutheran High School's Petition for Judicial Review in the above-styled cause of action.

The Final Order of the Missouri Department of Natural Resources Land Reclamation Commission dated September 22, 2011 is hereby affirmed and re-instated in all respects, including, but not limited to, the Missouri Department of Natural Resources Land Reclamation Commission's approval and issuance of the permit to Strack Excavating, LLC. Costs taxed against Petitioner Saxony Lutheran High School, Inc.

So Ordered: 8/21/2013
Date

Wm. L. Syler
Honorable William L. Syler

FILED AUGUST 21, 2013 PATTI WIBBENMEYER CIRCUIT CLERK