

and that have remained unclaimed for more than 50 years, excluding sunken logs, cants, and timber resources of any other type not associated as part of a shipping vessel or archaeological site, and are eligible for or listed on the National Register of Historic Places or the Alabama Register of Landmarks and Heritage.

H. Excavation. The study and intentional removal from the surface of or within submerged land belonging to the State by accepted scientific methods, of any objects recognized as cultural resources.

I. Exploring. The recreational or sport diving to view the State of Alabama's submerged bottom lands or to examine submerged cultural resources where not specifically prohibited.

J. Search. The systematic examination by actual scientific survey of an area of submerged land belonging to the State for the purpose of locating and recognizing cultural resources.

K. Submerged Lands. Lands under navigable waterways owned or controlled by the State of Alabama.

L. Treasure Trove. Any gold bullion, gold ingots, gold dust, silver bars, and other precious metals or stones.

### 3. PERMITS

A. Cultural resources shall not be taken, damaged, destroyed, salvaged, excavated, or otherwise altered without a current contract or permit obtained from the Commission.

B. Permits which involve the displacement of ten cubic yards or more or that may occur in sensitive areas may also require the approval of Conservation.

C. It shall be the responsibility of the contract or permit holder to obtain permission from any federal agency having jurisdiction which includes, but is not limited to, the U.S. Navy, the U.S. Coast Guard, the Tennessee Valley Authority and the U.S. Army Corps of Engineers.

D. Any permit approved by the Commission shall be required to be available for inspection at the dive site.

E. A permit is valid for six (6) months unless special circumstances may require a longer period. At the end of the permit period, the Permittee may request a new permit. The granting of a new permit shall be determined by the Commission and in some permits, also by Conservation. This determination shall be based, in part, upon the successful completion of the permittee's responsibilities under the previous permit and upon the Commission's determination as to what is in the best interest of the cultural resource and the State.

F. The Permittee shall not disclose the exact location or coordinates of any cultural resources located.

G. No guarantee of being granted a new permit is stated or implied.

H. Failure to meet the permit requirements may result in the permit being terminated or a new permit request being refused.

I. Termination of the permit may occur if no significant activity takes place within the permit time frame.

J. It is the Permittee's responsibility to request a new permit prior at the end of the current permit activities. Failure to do so will result in the permit expiring.

K. The Commission, Conservation, the State of Alabama, their agents or employees shall in no way be held liable for any accident, incident, or cost incurred as a result of any permitted activity.