Stephen L. Thompson West Virginia State Bar #3751 Barth & Thompson 202 Berkeley Street Charleston, WV 25302 Telephone: (304) 342-7111 Facsimile: (304) 342-6215

Counsel for Central Contracting, Inc.

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re: Chapter 11

PATRIOT COAL CORPORATION, et al., Case No. 12-12900 (SCC)

(Jointly Administered)

Debtors.

CENTRAL CONTRACTING, INC.'S NOTICE OF PERFECTION UNDER SECTION 546(b) OF THE BANKRUPTCY CODE

PLEASE TAKE NOTICE that, pursuant to Section 546(b)(2) of the United States

Bankruptcy Code, Central Contracting, Inc. ("Central Contracting") has recorded its Notice of

Mechanic's Lien in accordance with the laws of the State of West Virginia for work performed

by Central Contracting as follows:

Notice of Mechanic's Lien pursuant to West Virginia Code 38-2-1 *et. seq.*, to Kanawha Eagle Coal, LLC for work performed in the amount of \$1,039,977.00. A copy of this Notice of Mechanic's Lien is attached as Exhibit 1.

The Notice of Mechanic's Lien was filed with the Clerk of the County Commission of Boone County, West Virginia, in Mechanic's Lien Book 6 at Page 603 on September 17, 2012.

Under West Virginia law, Central Contracting is required to commence suit within six months after filing the notice of its mechanic lien to maintain or continue the perfected status of its mechanic's lien. Pursuant to Section 546(b) of the Bankruptcy Code, Central Contracting

gives notice, in lieu of commencement of an action to maintain or continue perfection, of its mechanic lien interest in all of the property that is subject to the lien, within the time fixed by West Virginia law for the commencement of such an action.

Dated: December 14, 2012 By: <u>/s/ Stephen L. Thompson</u>

Stephen L. Thompson WV State Bar No. 3751 Barth & Thompson 202 Berkeley Street Charleston, WV 25302 Telephone: (304) 342-711

Telephone: (304) 342-7111 Facsimile: (304) 342-6215

E-mail: <u>sthompson@barth-thompson.com</u> *Counsel for Central Contracting, Inc.*

NOTICE OF MECHANIC'S LIEN

PENN VIRGINIA OPERATING CO., LLC, a Delaware Limited Liability company THE LATELLE M. LAFOLLETTE TRUST FOR THE FAMILY OF LATELLE LML PROPERTIES, L.L.C., a West Virginia Limited Liability company, and KANAWHA EAGLE COAL, LLC, a Virginia Limited Liability company, VIRGINIA COAL COMPANY, a Virginia corporation, LAFOLLETTE, III PENN T0:

Doc ID: 001583340067
Recorded: 09/17/2012 at
Boone County Clerk
Gary W. Williams County
BK 6

10

MY91:01:0

contractor with KANAWHA EAGLE COAL, LLC, a Virginia Limited Liability company, for the propertion of all labor and supervision, supplies, materials, tools, machinery and services necessary to perform the work and services with regard to the turn-key construction of a 12,384 square foot by properties and 9,675 square foot floor area facility building for use as a Bathhouse/Office/Man-trip of facility, complete with metal building system, foundations, piers, slab, masonry, and electrical and plumbing and HVAC at the Peerless Mine located near Comfort, West Virginia, and claims a lien Peerless TRUST FOR THE FAMILY OF LATELLE M. LaFOLLETTE, III, et al, and LML PROPERTIES. made and entered into the 1st day of July, 2005, by and between THE ROBERT B. LaFOLLETTE L.L.C., a West Virginia limited liability company, recorded in the office of the Clerk of the Boone minerals located in Sherman District of Boone County and being described in the Quitclaim Deed Notice is hereby given, in accordance with the laws of the State of West Virginia, that the to secure the payment of the sum of \$1,039,977 upon your interest in and to the surface and the County Commission in Deed Book 248 at page 587, the said parcel being designated as parcel upon tax map 13 as identification number 13834 in Sherman District of Boone County, West undersigned Central Contracting, Inc., a West Virginia corporation, who was and is general

CANAWHA BOULEVARD ATTORNEYS AT LAW WEST AT BERKELEY CHARLESTON

Virginia, in the name of LML PROPERTIES LLC and described upon the Land Books of Sherman

District of Boone County, West Virginia as "2458.5 FEE, 87.8100% INT., JOES CR", and in the

12-12900-scc Doc 1745-1 Filed 12/14/12

including but not limited to the Bathhouse/Office/Man-trip facility at the Peerless Mine located of the Bathhouse/Office/Man-trip facility at the Peerless Mine located of the near Comfort, West Virginia. A copy of said Deeds are attached hereto and made a part hereof.

The unpaid account is shown upon the invoices and other documents attached hereto and made a part hereof, and the undersigned has not been paid therefor and claims and will claim a lien upon part hereof, and the undersigned has not been paid therefor and upon the buildings, structures and one of land, and upon the buildings, structures and land of land, and upon the Bathhouse/Office/Man-trip facility, and the limited to the the Bathhouse/Office/Man-trip facility, and the land of land Warehouse/Office facility at the Peerless Mine located near Comfort, West Virginia, to secure the Dopayment of the said sum. Commission in Deed Book 225 at page 344, the said parcel being designated as parcel 1 upon tax of PENN VIRGINIA OPERATING CO LLC as "4290.53 FEE, & 2.10 MIN., LESS O&G, LESS described upon the Land Books of Sherman District of Boone County, West Virginia in the name Special Warranty Deed made and entered into the 21st day of September, 1999, by and between 85F., LESS LOTS, JOES CR.", and upon the buildings, structures and improvements thereon, COMPANY, a Virginia corporation, recorded in the office of the Clerk of the Boone County map 8 as identification number 14320 in Sherman District of Boone County, West Virginia, CARBON FUEL COMPANY, a West Virginia corporation, and PENN VIRGINIA COAL

Given under my hand this 1 ct day of September, 2012

CENTRAL CONTRACTING, INC., a West Virginia corporation

Its Vice President

STATE OF WEST VIRGINIA.

COUNTY OF KANAWHA, to-wit:

WEST VIRGINIA

Timothy R. Aliff, Vice President of Central Contracting, Inc., a West Virginia corporation, being first duly sworn, upon his oath says that the statements contained in the foregoing notice of mechanic's lien are true, as he verily believes.

Taken, subscribed and sworn to before me this $\sqrt{o^t}$ day of September, 2012.

My commission expires

Notary Public

SEAL

STATE OF WEST VIRGINIA

OFFICIAL SEAL

OFFICIAL SEAL

NOTARY PUBLIC

Dorothy M. Simpson
821 Whispering Way
South Charleston, WV 25303

My Commission Expires April 29, 2019

This Instrument Prepared By:

Stephen L. Thompson, Esq. Charleston, WV 25321 Barth & Thompson P. O. Box 129

> BARTH & THOMPSON ATTORNEYS AT LAW

P.O. BOX 129 KANAWHA BOULEVARD WEST AT BERKELEY CHARLESTON WEST VIRGINIA

			been completed	for Payment has	red by this Application ments, that all amours	ed Contractor certifies to belief the Work cover with the Contract Docurers issued sand payment use.	in accordance v
<u>00.812,719 </u>	BALANCE TO FINSH, PLUS RETAINAGE (Line 3 less line 6)	·6			I.S	by Change Orde	Net change
00.762,46	CORRENT PAYMENT DUE	.8	0			LAL	OT
\$ 221,544.00	(line 4 less line 5 total) LESS PREVIOUS CERTIFICATE FOR PAYMENT (Line 6 from previous Certificate)	L					
<u>00.111,00</u>	TOTAL EARNED LESS RETAINAGE	.9					
00.679,0£ \$	Total Retainage (Line 5-a & 5-b)						
	b % of Stored Material \$						
	8. 10 % of Completed Work \$ 30,679.00	·c .				<u>his Month</u> Date Approve	Approved I
00.0 <u>97,305</u> \$	H. TOTAL COMPLETED & STORED TO DATE	7	0	0		nwO yd edinom e TOTA!	brevious
00'0	2. Ivet change by Change Orders	E -	DEDNCLIONS	DILIONS		Orders approved	Change
\$ 1,193,324.00	ORIGINAL CONTRACT SUM	Ĭ				DERS SUMMARY	
or with the Contrac	pplication is made for Payment, as shown below, in connection	V	WENT	FOR PAY	PLICATION	YCLOB'S AP	CONLEY
	CONTRACT DATE:			Į.	Albans, WW 25177		
150	Purchase Order No: # 579408-29	gnivo. J	Project Eng.: Skeets	շ ալ	ntral Contracting, I O, Box 1485	NTRACTOR); Ce. D.9	кком (со
bution to: Owner Contractor	APPLICATION NO; 6 Distri	o.C Mine Office	Kanawha Eagle, LI Peerless - Bathhouse Comfort, WV		Coal East - Suite 900 7 25301	Ri: Kanawha Eagle Sub. Of Patriot 500 Lec Street I Laidley Tower - Charleston, WV	
Feb. 10, 2012	PAGE 1 OF 1 PAGE DATE:		VXMENL	к кок ъ	CEKLIMOVI	UVIA VIULLA	77777

12-12900-scc Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 - Notice of Mechanics Lien Part A Pg 4 of 11

Date: 2/10/2012

Paul D. Turner

CONTRACTOR: CHATRAL CONTRACTION, INC.

	CTION, INC.	CONTRACTOR: CENTRAL CONTRA
	n for Payment has been completed ts have been paid by the Contractor	The undersigned Contractor certifies that to the best of the information and belief the Work covered by this Application for payments, that all amoun for Payment were issued and payments received from the Contract of Payment were income and payments received from the Contract of Payment were income and payments received from the Contract of Payment and Payment of Payment
BALANCE TO FINSH, PLUS RETAINAGE \$ 837,469.00	6	Net change by Change Orders
CURRENT PAYMENT DUE \$ 79,744.00	.8	TATOT
(line 4 less line 5 total) LESS PREVIOUS CERTIFICATE FOR PAYMENT (Line 6 from previous Certificate) \$\frac{276,111.00}{}\$	L	
TOTAL EARMED LESS RETAINAGE \$ 355,855,00	.9	
Total Retainage (Line 5-a & 5-b) \$ 19,540.00		
b % of Stored Material \$		•
a. 10 % of Completed Work \$ 39,540.00	ς	Approved this Month Number Date Approved
TOTAL COMPLETED & STORED TO DATE \$\frac{395,395,00}{}	0 0	previous months by Owner TATOT
CONTRACT SUM TO DATE (LINE 1&2) \$\frac{1,193,324,00}{0.00}\$	DDILIONS DEDNCLIONS 3	
ORIGINAL CONTRACT SUM \$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	-	CHYMGE OKDEKS SOMWYKA
pplication is made for Payment, as shown below, in connection with the Contract.	LORLATMENT	CONTRACTOR'S APPLICATION
CONTIGACT DATE:		St. Albans, WV 2517
Purchase Order No: # 579408-2951	9 -	FROM (CONTRACTOR): Central Contracting, P.O. Box 1485
PERIOD T0: 3-10-12 (x) Contractor	Comfort, WV	500 Lee Street East Laidley Tower – Suite 900 Charleston, WY 25301
APPLICATION NO: 7 Distribution to:	PROJECT: Kanawha Eagle, LLC Peerless - Bathhouse/Mine Office	TO (ОWNER): Капаwhа Eagld Coal, LLC Sub, Of Patriot (Joal)
FAGE 1 OF 1 PAGE DATE: March 10, 2012	TE LOK LY LIMEIAL	WILLIAM MATERIAL CONTROL OF THE STATE OF THE

12-12900-scc Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 - Notice of Mechanics Lien Part A Pg 5 of 11

Date: 3/10/2012

Paul D. Turner

Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice of Mechanics Lien Part A Pg 6 of 11 Notice Of Mechanics Lien Daie: 4/10/2012 By: CONTRACTOR: CONTRACTION, INC. herein is now date, for Payment were issued and payments received from the Owner, and that current payment shown in accordance v ith the Contract Documents, that all amounts have been paid by the Contractor information and belief the Work covered by the Application for Payment has been completed The undersigned Contractor certifies that to the best of the Contractor's knowledge, Net change by Change Orders (Line 3 less line 6) 00.269,882 \$ 9. BALANCE TO FINSH, PLUS RETAINAGE \$ 248,774.00 8 CURRENT PAY AENT DUE **TOTAL** \$ 355.855.00 PAYMENT (Line 6 rom prev. ous Certificate) 7. LESS PREVIOUS C 3RTIFICATE FOR (line 4 less line 5 total) \$ \$00.629,409 6. TOTAL EARNED L. SS RET /INAGE 00.181,75 Total Retainage (Line 5-a & 7-b) b. Material Date Approved Nnupel a. 10 % of Con pleted Work \$ 67,181.00 Approved this Mor. h 5, RETAINA-1E: 0 0 TOTAL 4. TOTAL COMPLET ED & STORED TO DATE \$ 671,810,00 previous months by Owner 3. CONTRACT SUM O DATI (LINE 1&2) ... \$ 1,193,324.00 **DEDNCLIONS ADDITIONS** Change Orders : pproved in 00.0CHANGE ORE 3RS SUN MARY 1. ORIGINA ... CONT. ACT SI:M \$ 1,193,324.00 CONTRACTOR'S AFPLICATION FOR PAYMENT Application is note for Pa ment, as a own below, in connection with the Contract. C DATRAC T DATE: St. Albans, WV 25177 P O. Box 1485 Parchase Order No: # 579408-2951 Project Eng.: Bruce Workman FROM (CONTRACTOR): C'ntral Centracting, Inc Char :ston, W / 2530! Laid! y Tower - Suite 900 () Contractor FERIOD : 0: 4-10-17 Comfort, W.V 500 I e Stredagast 19 INMO (X) Peerless Balthouse/Mine Office Sub, of Patific Coal :o noitudivisid PROJECT: Kanawh Eagle, LLC A PPLICA TON NO: 8 TO (OWNER): Kanawha E编出 foal, LLC DATE: April 10, 2012 **LANGE I DE LANGE**

APPLICATION AND CERTIFICATE FOR PAYMENT

Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 -

12-12900-scc

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			:e: 2/10/5015		By: Jof D See
				ACTION, INC.	CONTRACTOR: CENTRAL CONTR
			een completed	d zad insemyaT 101 noits In bien naad avad stuur	The undersigned Contractor certifies that to the best of the information and belief the Work covered by this Application accordance with the Contract Documents, that all amount accordance were issued and payments received from the herein is now due.
00.891,714 \$	BALANCE TO FINSH, PLUS RETAINAGE (Line 3 less line 6)	. 6			Net change by Change Orders
<u>00.794,171</u> \$	COBBENT PAYMENT DUE	.8			TATOT
\$8	(line 4 less line 5 total) LESS PREVIOUS CERTIFICATE FOR PAYMENT (Line 6 from previous Certificate)	'L			
\$ 776,126,00	LOTAL EARNED LESS RETAINAGE	, '9			•
\$ 86,236,00	Total Retainage (Line 5-a & 5-b)				
	b. — % of Stored Material \$				
	s. 10 % of Completed Work \$ 86,236,00	.·ç -	·		Approved this Month Number Date Approved
\$ 862,362,00	I. TOTAL COMPLETED & STORED TO DATE		0	0	JATOT
00.458,881,1 \$	2. Net change by Change Orders	c	DEDUCTIONS	SNOITIQUA	Change Orders approved in previous months by Owner
\$ 1,193,324.00	I. ORIGINAL CONTRACT SUM	ι Γ			CHANGE ORDERS SUMMARY
	pplication is made for Payment, as shown below, in connec		WENL	ON FOR PAY	CONTRACTOR'S APPLICATIO
	CONTRACT DATE:			//10	St. Albans, WV 2
1967	Purchase Order No: # 579408-	. Мотктап	Project Eng.: Bruce		FROM (CONTRACTOR): Central Contract P.O. Box 1485
c) Owner Contractor	()	esiffto enityiya	Ресгісся - Вайһіоця Сотбогі, WV		#80 Lee Street East Laidley Tower – Suite 900 Charleston, WV 25301
or noithulists:	APPLICATION NO: 9	rc	Kanawha Eagle, L	PROJECT:	TO (OWNEIL): Kanawha Eagle Coal, LLC
E: May 10, 2012	PAGE 1 OF 1 PAGE DAT		VAMENL	CATE FOR PA	ALLUCATION AND CERTIFIC

12-12900-scc Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 - Notice of Mechanics Lien Part A Pg 7 of 11

			I D. Turner	ь
	*	ate: 6/10/2012		By:
			TDACTION INC	CONTRACTOR CENTRAL GON
		s been completed by the Contractor	lication for Payment has amounts have been paid	The undersigned Contractor certifies that to the best information and belief the Work covered by this Api in accordance with the Contract Documents, that all for Payment were issued and payments received from herein is now due.
MAGE \$ 166,896.00	. BALANCE TO FINSH, PLUS RETAIN (Line 3 less line 6)	6		Net change by Change Orders
\$ 250,302.00	CORRENT PAYMENT DUE	B		TATOT
	(line 4 less line 5 total) 7. LESS PREVIOUS CERTIFICATE FO PAYMENT (Line 6 from previous Certif			
\$ 1,026,428.00	TOTAL EARNED LESS RETAINAGE	9		
\$	Total Retainage (Line 5-a & 5-b)			
	b % of Stored Material \$			
00.840,411	8. RETAINAGE: 8. $\overline{10}$ % of Completed Work \$ $\overline{}$	· · · · · · · · · · · · · · · · · · ·		Approved this Month Number Date Approved
ODATE \$ 1,140,476.00	4. TOTAL COMPLETED & STORED TO	0	0	TOTAL
$\frac{00.0}{00.45\xi,\xi 01,1} $ \$ ($2 $ %	2. Met change by Change Orders	DEDUCTIONS	ADDITIONS	Change Orders approved in previous months by Owner
<u>00.426,891,1</u> \$	I. ORIGINAL CONTRACT SUM			СНРИСЕ ОВ В В З В В В В В В В В В В В В В В В
in connection with the Contract.	pplication is made for Payment, as shown below	A TUAIN	ON FOR PAY	CONTRACTOR'S APPLICATI
TOSM ON SI	CONTRACT DATE:		LLIST	P.O. Box 1485 St. Albans, WV
1202-80762	Purchase Order No: # 5	Project Eng.: Bruce Workman	anl ,gnit	FROM (CONTRACTOR): Central Contrac
Distribution to: (x) Owner () Contractor	PERIOD T0: 6-10-12	Peerless - Bathhouse/Mine Office Comfort, WV		Sub. Of Patriot Coal 500 Lee Street East Laidley Tower – Suite 500 Charleston, WV 25301
	APPLICATION NO: 10	Капачћа Еадје, LLC	PROJECT:	TO (OWNER): Kanawha Eagle Coal LLC
DATE: June 10, 2012	PAGE I OF I PAGE	TITTE		

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12-12900-scc Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 - Notice of Mechanics Lien Part A Pg 8 of 11

1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Notice of Mechanics Lien Part A Pg 9 of 11 12-12900-scc Doc 1745-1 Exhibit 1 -

515 6th Ave. St. Albans, WV 25177

Central Contracting, Inc.

DATE: April 10, 2012 INVOICE # 1005-A

> Kanawha Eagle Coal, LLC 500 Lee St. East Laidley Tower - Suite 900 Charleston, WV 25301 Phone: 340-722-4939 304-722-2699 Bill To: Fax:

Peerless Bathhouse/Mine Office Comfort, WV Joes Creek Ship To: Jobsite

Comments or special instructions:

		_
TERMS	Due on receipt	
F.O.B. POINT	Included	
SHIP VIA		
SHIP DATE		
P.O. NUMBER	Bruce Workman	, , , , , , , , , , , , , , , , , , , ,
SALESPERSON	Paul Turner	

All material, labor, super Changes in Bathhouse a Quotation #32801 dated Total Cost		UNIT	AMOUNT
Total Cost.	All material, labor, supervision and equipment to make interior Changes in Bathhouse as per Central Contracting, Inc Quotation #32801 dated 3-28-12.		
	Total Cost: \$ 31,839.00		\$ 31,839.00
		SUBTOTAL	\$ 31,839.00
		SALES TAX	
	SHIPPING & HANDLING	HANDLING	
		TOTAL DUE	\$ 31,839.00

Vake all checks payable to: Central Contracting, Inc Job #1005-A f you have any questions concerning this invoice, contact: Paul Turner

THANK YOU FOR YOUR BUSINESS!

12-12900-scc Doc 1745-1 Filed 12/14/12 Entered 12/14/12 13:20:05 Exhibit 1 - Notice of Mechanics Lien Part A Pg 10 of 11

515 6th Ave. St. Albans, WV 25177 Phone: 340-722-4939 Fax: 304-722-2699

Contracting, Inc.

INVOICE # 1005-B DATE: June 10, 2012

Fax: 304-722-2699

Bill To:
Kanawha Eagle Coal, LLC
500 Lee St. East
Laidley Tower - Suite 900
Charleston, WV 25301

Ship To: Jobsite Peerless Bathhouse/Mine Office Joe's Creek Comfort, WV

Comments or special instructions:

SALESPERSON	P.O. NUMBER	SHIP DATE	SHIP VIA	F.O.B. POINT	TERMS
Paul Turner	617126-2951 Bruce Workman			Included	Due on receipt

QUANTITY	DESCRIPTION	UNIT	AMOUNT
	All material, labor, supervision and equipment to finish women's change room in bathhouse at Kanawha Eagle/Peerless Mine as per Central Contracting, Inc proposal dated 5-9-12.		
	Total Cost: \$ 6,826.00		\$ 6,826.00
	SUBT	SUBTOTAL	\$ 6,826.00
	SALE	SALES TAX	
	SHIPPING & HANDLING	DLING	
	TOTAL	TOTAL DUE	\$ 6,826.00

Nake all checks payable to: Central Contracting, Inc Job #1005-B

' you have any questions concerning this invoice, contact: Paul Turner

THANK YOU FOR YOUR BUSINESS!

Contacting, 15

DATE: June 10, 2012

INVOICE # 1005-C

Phone: 340-722-4939 St. Albans, WV 25177 304-722-2699 515 6th Ave. Fax:

Kanawha Eagle Coal, LLC Laidley Tower - Suite 900 25301 500 Lee St. East Charleston, WV Bill To:

Peerless Bathhouse/Mine Office Ship To: Jobsite

Comfort, WV Joes Creek

Comments or special instructions:

Paul Turner 617133-2951	P.O. NUMBER	SHIP DATE	SHIP VIA	F.O.B. POINT	TERMS
	617133-2951 Bruce Workman			Included	Due on receipt

F		2.00				2.00
AMOUNT		\$ 29,532.00		 13	000	\$ 29,532.00
UNIT			***************************************			SUBTOTAL
DESCRIPTION	All material, labor, supervision and equipment to install Concrete slab under Man Trip Cover at bathhouse at Kanawha Eagle/Peerless Mine as per Central Contracting, Inc proposal dated 5-9-12.	Total Cost: \$ 29,532.00				
QUANTITY						

Make all checks payable to: Central Contracting, Inc Job #1005-C

\$ 29,532.00

TOTAL DUE

SALES TAX

SHIPPING & HANDLING

If you have any questions concerning this invoice, contact: Paul Turner

THANK YOU FOR YOUR BUSINESS!

BOOK NO. 248 PAGE 587 GARY W. WILLIAMS, BOONE COUNTY CLERK RECORDED IN BOOK NO. 2

QUITCLAIM

DEED

7 :: 1 8-2005 DEC

ф Q Lafollette 햣 LAFOLLETTE and parties 2005, FAMILY Vìrgi TRUST ĭ second LATELLE M. LAFOLLETTE JulyLaFOLLETTE West THE LAFOLLETTE CALVERT Σ the FOR of Grantors LATELLE ď liability company, Grantee and party of day TRUST JAMES O DEARMOND L.L. Ξ̈́ first ill; LAFOLLETTE; LAFOLLETTE LATELLE LaFOLLETTE; PROPERTIES, Ø LaFOLLETTE, thi Lafollette; ARBOGAST; THE made ъ В :III BOTELLO KIRSTEN BURG DEED, ROBERT LML Ξ RODGER ALICE LAFOLLETTE, and LATELLE CAROLYN CONTROLLER CONTROLLER THE his wife, husband, part, between by OF. wife, AMY wife FAMILY first ≊ her LATELLE and limited his and and his and the

numerous to t Sherman West County S and O F Thousand, in ette and State οĘ interests Fay Peytona омпегв less; in the -one o£ 40 the District ij Twenty more County, undivided situated are ac.), aforesaid Grantors aggregate Kanawha Kanawha and partial property (21,650 of County, an District Acres real comprising divided of Boone Q Q Fifty the parcels Creek WHEREAS, and sundry stricts Cabin Virginia, certain Hundred and

thi ή 10 ζq property and convey, divided real and grant aforesaid respective to desire the their t C Grantors and οţ 끕 a]] interests L.L.C.; the Deed, WHEREAS, Properties, Quitclaim undivided

in rights, of REMISE Distri mns situated which County, good the their QUITCLAIM, of Kanawha other Kanawha o£ sufficiency property of O consideration and all County, 야 hereby paid, Grantee real District and Boune ç, that hand receipt the in Grantors Creek Ц and t 0 GRANT AND CONVEY unto Districts and the for cash County and Cabin the in consideration, That (\$10.00) acknowledged, interests Sherman WITNESSETH: and Dollars Fayette and valuable RELEASE, Peytona hereby title

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o H and Twenty-one described in EXHIBIT more adopted said ac.), hold aggregate are (21,650 40 descriptions and an have and acres comprising forth to which Fifty reference, set and Virginia, and particularly hereto Hundred incorporated herein by West attached XTS More CF Thousand, . 13 forever which the

양 당 S. interests rights, Grantee Creek District forth regardless existing Boone the set property to specifically οĘ Virginia, convey presently Cabin Districts Grantors to and West their are Fayette County Sherman of to interests 당 State the and alland o F in theر. ن intent such Peytona interests οŧ ä described herein. District County, the in ю Н-0 N and situated Kanawha H Kanawha title

which without restrictions instruments aforesaid real property property reservations, deeds and other real said all t O in prior title tο convey the subject o£ contained chain title, Grantors the limitations warranty of constitute

S ſΰ 임 pursuant Virginia Code, this excise and, that theconsideration West declare οÉ VALUE: payment the CONSIDERATION OR ٠ ن hereby from Н quitclaim conveyance made without Section property part exempt 22, first : |real QF Article same DECLARATION theof $th_{\hat{e}}$ transfer of amended, parties the

executed have Grantors written aforesaid above first the WHEREOF, the date of WITNESS a C Deed this

LATELLE M. LAFOLLETTE, III

LICE LAFOLLETTE

Page 2

DEARMOND LAFOLLETTE ARBOGAST

RODGER ARBOGAST

LATELLE M. LAPOULETTE TV

my Tinten Guda Call

ES CALVERT LAFORTETTE

aroll Note to Caroll

THE ROBERT B. LAFOLLETTE TRUST FOR T. FAMILY OF LATELLE M. LAFOLLETTE, II by its Co-Trustees;

retie n. maro. O-trustee May before

Co-Trustee

Page 3

ARRY W. GEORGE
ATTORNEY-AT-LAW
A ASSOCIATION DRIVE
CHARLESTON
WEST VRGINIA
25311

LATELLE M. LAFOLLETTE TRUST FOR FAMILY OF LATELLE M. LAFOLLETTE, by its Co-Trustees;

Latelle M. LaFollette, II Co-Trustee

By its Successor Corporate Co.Truster

By its Successor Corporate Co-Trustee, Branch Banking and Trust Company

By: Sun Lul

STATE OF WEST VIRGINIA, COUNTY OF A LOGAL

this same LaFOLLETTE, Notary Public hand the bearing Given under my acknowledged Ξ LATELLE Deed, day that above in my said County and State. this affirm to the BeardySmooper has July 2005, ဝ is signed 2005, state, July o T County and name day Ç whose day before me 310 first. said III,

IY commission expires: 04-14-0

Swerly Moyler

DETERMINE A PUBLIC STATE OF WEST VIRGINIA BEVERLY J. MOXIEY P. 0. BOX 21 CALDWELL WY 2005 ANY COMMERCION Express April 10. 20

STATE OF WEST VIRGINIA,

ΨŽ day of whose alle e LAFOLLETTE, the first before Notary same bearing date ALICE the that acknowledged affith is signed to the above Deed, ဗို day State, this County and 2005, said name

Page 4 -

my hand this Given under 2005. County Julysaid

My commission expires: 4-14-0

Sellor le Morly

SEAL:

NOTARY PUBLIC
STATE OF WEST VIRGIN
BEVERLY J. MOXLEY
P. O. BOX 21
CALOWELL WY 24825
NY COMMITTEE COPIN APR 14. 20

STATE OF WEST VIRGINIA, COUNTY OF MANAGED

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r commission expires: 4-14-09

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STATE OF WEST VIRGINIA,
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My commission expires: H-IH-I

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ARRY W. GEORGE
ATTORNEY-AT-LAW
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CHARLESTON
WEST VIRGINIA

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STATE OF WEST VIRGINIA, COUNTY OF AMOUNTY

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STATE OF WEST VIRGINIA, COUNTY OF STREET

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My commission expires: 4-14-0

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ARRY W. GEORGE
ATTORNEY-ATLAW
0 ASSOCIATION DRIVE
CHARLESTON
WEST VIRGINIA

STATE OF WEST VIRGINIA, COUNTY OF THEORY

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My commission expires: 4-14-09

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STATE OF WEST VIRGINIA, _
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BEVERITY J. MOULEY

P. O. BOX 21

CALDWELL, WV 21922

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ARRY W. GEORGE
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Suite 201 - The F 200 Association D Charleston, W.Va. (304) 556-4830

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REAL PROPERTY AND UNDIVIDED INTERESTS THEREIN BEING CONVEYED TO LML PROPERTIES, LIST OF TRACTS AND/OR PARCELS OF

The following references to descriptions of numbered tracts and/or parcels being conveyed to the Grantee, LML PROPERTIES, L.L.C., a limited liability company organized in the State of West Virginia, are the same numbered tracts and/or parcels contained in the Deed dated June 1,1927, to Fred C. Prichard, et al., as Trustees, which Deed is of record in the Office of the Clerk of the County Commission of: Boone County, West Virginia, in Deed Book 31, Page 531; Fayette County, West Virginia, in Deed Book 316, Deed Book 64, Page 13; and, Kanawha County, West Virginia, in Deed Book 316, Page 301 (being the so-called "Prichard Deed"), reference to which is made herein for descriptive purposes only; and in addition to said numbered tracts, also being conveyed to the Grantee is that parcel known as the "Hoover-LaFollette" tract, all as described

Kanawha District) of Fayette County, West Virginia, this tract was conveyed unto Eastern Gas & Fuel Associates by deed dated June 1, 1956 in Deed Book 202, Page 365, as recorded in the said Fayette County Court Clerk's Office, however, said instrument reserved the oil and gas rights in 222.64 acres surrounding two then producing wells of Cabot Oil & Gas, namely R. P. & L. Well No. 2 (Serial #550), and R. P. & L. Well No. 30 (Serial #595). FIRST: An undivided interest in and to a tract, situated in Valley District (formerly

FIFTEENTH: An undivided interest in and to a tract of 1951 acres lying and being in the County of Boone and State of West Virginia, on the north side of the right hand Fork of Joe's Creek, waters of Big Coal River, bounded and described as follows, to-wit:

30.75 chains to a stake corner to same, N 59 degrees W 20.5 chains to a stake, corner to same, N 31 degrees W 31.50 chains to a stake in the widow Jarrell's orchard, corner to same, N 58 degrees 20 minutes W 34 chains to a stake at the mouth of Twin Branch, corner to same, N 14 degrees W 18.50 chains to a stake in a field, corner to Dotson's house in the exterior lines of said survey), thence S 21 degrees 41 minutes W 88.35 chains to a stone pine and 2 beeches on the southerly bank of the left fork of Joe's Creek, S. 3 degrees 50 minutes W 33.50 chains to a point in a field near Foster's House, S 64 degrees 15 minutes W 24 chains to three chestnut oaks on the dividing Slaughter's Creek, a poplar, gum and red oak pointers, (which stake is about 135 les S 16-1/2 degrees W from the White Oak stump and small apple tree near Isaac for E. A. Bibby with the line of a survey of 100 acres made for Poindexter Toney, just above the mouth of the left hand fork of Joe's Creek at a stone marked "W. M", and S 19 degrees 36 minutes W 42,25 chains to a white oak near a Deer Lick and Creek, corner to James and Green; thence S 77 degrees W 14.18 chains to a lynn at the base of the hill near the mouth of a drain, corner to James and Banks surveys, thence with the lines of said surveys down Joe's 36.75 chains to a stake at the mouth of a hollow, a corner to same, N 37 degrees W BEGINNING at a stake at the intersection of the line of land formerly surveyed running thence S 89-1/4 degrees E 1150 poles to a stake on the line of the Calvert lands, and in the line of the original James Mollineax and Pollock Survey near the head 20 minutes W Creek N 47 degrees W 33.75 chains to a stake in a field N 66 degrees. ridge between the forks of Joe's Creek, S salod

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same, N 48 degrees W 30 chains to a stake, corner to same, N 79 degrees W 22 chains to a stake near A. Smoot's house, corner to same, N 36 degrees W 14.75 chains to a stake at intersection of James and Banks line with P. Toney's 100 acresurvey, thence with the latter N 28 degrees 30 minutes E 5 chains to the place of beginning, containing nineteen hundred fifty-one acres, (1951), more or less SIXTEEN'TH: An undivided interest in that certain tract or parcel of land, containing 4200 acres, more or less (formerly called 5,000 acres), known as the "Welsman & Scudder" tract, situate, lying and being on Joe's Creek and the waters of Big Coal River in Sherman District, Boone County, West Virginia, and on the waters of Cabin Creek in Cabin Creek District, Kanawha County, West Virginia, and bounded and described in a decree of the United States District Court for West Virginia, made and entered April 22, 1868, in Order Book No. 1, page 600, and by reference to a map made and filed in said suit by T. J. Mathews, as follows:

BEGINNING at the mouth of Joe's Creek, corner to Banks 40,000 acres and also corner to the Jarnes survey of 93,026-1/2 acres at "A", upon the map of said Mathews; thence up the craek with the calls of both grants to a white oak in the flat at "B"; thence \$ 15 E 152 poles to three dogwoods at "C"; thence N 71 E 1010 poles to a white oak and black oak pointers in said line at "C"; thence 5 33 E 300 poles to a chestrut oak, two black oaks un a hillside at "L"; thence \$ 71-1/2 W 1200 poles to a red oak on a hillside, corner to Hector, Chapman, and French's reservation for 217 acres, at "M"; thence N 37W 48 poles to a poplar, corner to same at "N" thence \$ 85 W 456 poles to a beech on the bank of Coal River, just above Tnompson's mill at "0" corner to same, also corner to Preston's surveys, Nos. 7 and 8 and Hector, Chapman and French's 77 Acres; thence down the river and binding thereon to the Beginning, at "A" upon said map, containing 5,000 acres, exclusive of prior and occupant claims, it being the N ½ of a 10,000 acre tract, described in the deed from O' Conner and Oakley to the Marea Mining and Manufacturing Company.

Scudder, by a dired from T. B. Swan, Special Commissioner in the foregoing suit, dated April 1,1871, and recorded in the County Court Clerk's Office of said Boone County in Deed Book "E", page 256, to which decree and deed reference is here made. Welsman and Henry I. And being the same tract of land conveyed to James T.

And being the same lands, undivided interests in which were conveyed to H. A. Robson and L. IM. LaFollette and others by the following deeds to-wit: Deed from L. T. McFadden and wife, dated February 26, 1903, and recorded in the County Court Clerk's Office of said Boone County in Deed Book "V", page 396, deed from Alex J. Perry and wife, dated August 30, 1902 and recorded in said Clerk's Office in Deed Book "W", page 533, deed from Edwin Van Antwerp and others, dated September 11, 1902, and recorded in said Clerk's Office in Deed Book "W", page 99, deed from Alfred Devereaux and others, dated December 10, 1902, and recorded in said Clerk's Office in Deed Book "Y", page 393, deed from Lucy E. Lee and others, dated August 26, 1907, and recorded in said Clerk's Office in Deed Book "Y", page 393, deed from Lucy E. Lee and others, dated August 26, 1907, and recorded in said Clerk's Office in Deed Book "Y", page 393, deed from Lucy E. Lee and others, dated August 26, 1907, and recorded in said Clerk's Office in Deed Book 7, page 84, deed from Frank A. Massie and others to H. A. Robson and L. Prichard, dated March 16, 1908 and recorded in said Clerk's Office in Deed Book 21, page 292, deed from Arthur R. Young and others to LaFollette and Robson, dated March 31, 1920 and recorded in said Clerk's Office in Deed Book 21, page 292, deed from Arthur R. Young and others to LaFollette and Robson, dated from John C. Thurman to LaFollette, and Robson and L. M. Smith and wife to LaFollette and Robson, dated from John C. Thurman to LaFollette and Robson and the Frank S. Deed Book 22, page 413 and in Deed Book 21, page 298; deed from John C. Thurman to LaFollette and Robson and others dated October 10, 1923, and recorded in said Clerk's Office in Deed Book 22, page 413 and in Deed Book 21, page 298; and decorded in said Clerk's Office in Deed Book 22, page 413 and in Deed Book 21, page 298; and decorded in said Clerk's Office in Deed Book 22, page 413 and in Deed Book 21, page 298; and decorded in said Clerk's Office in Deed Boo

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SEVENTEENTH: An undivided interest in and to a tract or parcel of land situate on the waters of White Oak Creek and Big Coal River in Sherman District, Boone County, West Virginia, and on the waters of Cabin Creek in Cabin Creek District, Kanawha County, West Virginia, containing 4,185 acres, more or less which said 4,185 acres of land is known as the "Smith and Oakley" lands and is fully described in the chancery suit formerly pending in the United States District Court for West Virginia in which suit the Cannel Coal Company of Coal River and others were plaintiffs and Augustus Pack and others, were defendants, and being part of a 5,000 acre tract of land laid off on the map of Thomas J. Mathews, filed in said suit and is designated on said map and the report of said Mathews as lying within the lines "I", R" and the meanders of White Oak Creek to "G", and "F", "L", "M, "N", "O" and the meanders of coal River to "I", but exclusive of certain prior and occupant claims, mentioned, described and enumerated in said report and map wherein the same is called 5,000 acres, and the metes and bounds of which are as follows:

BEGINNING at a gum tree just below the mouth of Gidds Branch at "r" thence N 55 E 340 poles to a beech stump on the bank of White Oak Creek at "R" on said map, thence up the Creek and with its meanders 925 poles to a Spruce Pine on the bank of the creek where the division line between O' Conner and Pack crosses the same at "G", thence with said line N 37 E 1105 poles to 8 dogwoods on a ridge at "r", 5,000 acres above described; thence with its line S 71-1/2 W 1200 poles to a red oak thence N 33W 275 poles to a chestrut oak and two black oaks at "L", corner to the on a hill side corner to Hector Chapman and French's reservation of 217 acres at "M", thence N 37 W 48 poles to a poplar at "N", corner to same, thence S 85 W 456 poles, to a beech on the bank of the river by "O", thence up the river and binding thereon the beginning at "J". The foregoing boundary includes 4185 acres of land, more or less, exclusive of the following tracts, pieces or parcels of land within said boundary but which are no part of said 4185 acres of land, and the same are hereby expressly reserved and excepted from the operation of this deed except so far as the same, or some parts of the same, may be hereinafter excressly conveyed; the tracts, pieces or parcels of land so expressly reserved and excepted are fully set out and described in the said map and report of the said Mathews as well as in the deed from T. B. Swan, Special Commissioner to Henry A. Hurtbut, dated April 1,1871, and recorded in said Boone County Court Clerk's Office in Deed Book "E" page 256. In addition to the foregoing and lying within said boundary but no part of said 4,185 acres of land owned by the Stevens Coal Company and cut off of said boundary on the South side thereof by the following lines. South side thereof by the following lines, viz:

BEGINNING at the said Point "F" and running N 33 W about 75 poles to the corner of said 815 acres and said 4,185 acres, thence running with the dividing line between said two tracts S 43-45W 1139 poles to said White Oak Creek, which said 815 acres was lost to Augustus Pack by the verdict of a jury and the judgment of a court in the ejectment suit of Henry A. Oakley and others v. Augustus Pack and others in the United States District Court for West Virginia.

land in fee, situate, lying and being on the east side of Big Coal River, on the waters of Little White Oak Creek, in Sherman District Boone County, West Virginia, bounded and described as follows: TWENTY-SECOND: An undivided interest in and to a tract of 185-1/2 acres of

BEGINNING at a large ash stump on the bank of Big Coal River, thence S 66-1/2 E 1618 feet to a stake and pointers, thence N 81 E 1683 feet to a stake and pointers near Little White Oak Creek, thence S 4 W 990 feet to a stake and pointers, thence N 71 E 5362-1/2 feet to a stake and pointers, thence N 34 W 792 feet to a stake and pointers, thence S 82-1/2W 7780 feet to the beginning, containing 185-1/2 acres, being the second tract of land described in a deed to J. W. Dawson, Trustee, from the White Oak Mining Company, dated February 17, 1906, and recorded in the Office of the Clerk of the County Court of Boone County in Deed Eook 4, page 440.

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ARRY W. GEORGE ATTORNEY AT-LAW D ABSOCIATION ABSOCIATION DRIVE CHARLESTON

18 acres, more or less, situate in Sherman District, Boone County, West Virginia, being the same land assigned to Celia A. Jarrell in the partition deed among the heirs of John P. Jarrell, deceased, dated January 23, 1889, and recorded in the Office of the Clerk of the County Court of said Boone County in Deed Book L, page 8. An undivided interest in that certain tract of land, TWENTY SIXTH:

And being the same land described in and conveyed by the following deeds, to-12, 1904, and recorded in said Clerk's Office in Deed Book B-2, page 87; deed from W. W. Smoot and wife to W. L. Ashby, dated April 14, 1904, and recorded in said Clerk's Office in Deed Book B-2, page 89; deed from W. L. Ashby and wife to E. T. Crawford, dated May 20, 1904, and recorded in said Clerk's Office in Deed B-2, page and others, dated May 20, 1904, and recorded in said Clerk's Office in Deed B-2, page and others, dated April 18, 1914, and recorded in said Clerk's Office in Deed Book No.

TWENTY-SEVENTH: An undivided interest in and to that certain tract of land situate on the waters of Big Coal River in Boone County, West Virginia, bounded and described as follows;

BEGINNI VG at a fynn, corner to Preston Survey No. 6 and running S 16-45 E 58 chestnut oak on the hill side, S 31-45 E 91 poles to a chestnut oak on the hill side, S 31-45 E 91 poles to a chestnut oak near the top of the ridge between White Oak Creek and Big Coal River S 16-15 W 41 poles to a gum (now down) on a flat ridge, S 88-15W 36 poles to a white oak (now down) N 9-45 W 50 poles to the line of said Preston Survey, and with the same N 7-45 E 73 poles to the beginning, containing forty-five (45) acres; and being the same lands conveyed by Noah Foster and wife, by a deed dated April 10, 1902, and recorded in the County Clerk's Office of said Boone County in Deed Book W", page 421.

TWENTY-EIGHTH: An undivided interest in and to all that certain tract or parcel of land, containing 2 acres, more or less, conveyed unto L. M. LaFoliette, et. al., by John Jarrell and wife, by Deed dated May 24, 1918, and recorded in the Boone County Court, Clerk's Office in Deed Book No. 17, page 381, and therein bounded and described as follows: BEGINN!NG at Mahala Van Horn's line at the creek on North side of said creek; thence running with the meanders of Big White Oak up to a rock cliff at Creek's edge, thence up the hill to the back line; thence running with the back line to the head of Van Horn's hollow on hillside, thence running with Mahala Van Horn's line to Big White Oak, the beginning corner, to which said deed and the deeds therein referred to reference is here made for further description.

TWENT'r-NINTH: An undivided interest in and to all that certain tract or parcel situate, lying and being on the waters of Big White Oak Creek, a tributary of Big River, in Sherman District, Boone County, West Virginia, and bounded and described as follows: Coal River, in of land

COMME:NCING at Floyd Cooper's line, thence running down the bottom with the said lines of a tract of 100 acres of land heretofore conveyed unto Sarah Foster and others by James M. Foster to the line of Lot No. 2, as shown by a mark on a hickory tree standing on a south hillside, and a sycamore on a bottom, containing sixteen and two thirds (16-2/3) acres, more or less.

And being the land described in and conveyed by the following deeds; to-wit; from Charles Foster and Leatha Foster to Adam Cooper, dated September 23, and recorded in the County Clerk's Office of said Boone County in Deed Book U, Deed 1901

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LARRY W. GEORGE
ATTORNEY-AT-LAW
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CHARLESTON
WEST VIRGINIA

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ATTORNEY-AT-LAW

1 ASSOCIATION DRIVE

CHARLESTON ARRY W. GEORGE

VIRGINIA

page 303; and deed from Adam Cooper and wife to H. A. Robson, dated December 1902, and recorded in said Clerk's Office in Deed Book X, page 454.

THIRTIETH: An undivided interest in and to all that certain tract or parcel of land situate on Big White Oak Creek in Sherman District, Boone County, West Virginia, as well as in and to all minerals, privileges and lands granted and conveyed by Florence Cooper and husband to L. M. LaFollette, et. al., by deed dated May 24, 1918, and recorded in the County Court Clerk's Office of Boone County, West Virginia, in Deed Book 17, page 382, which said lands, interests in lands, rights and privileges are described in said deed as follows:

A parcel of land 50 feet in width extending up and down the Valley of Big White Oak Creek, through that certain tract of land conveyed to said Florence Cooper and others by James M. Foster, by deed dated the 10th day of September, 1890, and recorded in Deed Book M, page 84, in the Office of the Clerk of the County Court of Boone County and by partition deed between the heirs and grantees of James M. Foster, dated the 1st day of April, 1895, and recorded in the office of the Clerk of the County Court of Boone County in Deed Book Q, page 51, bounded and described as

Commencing at the lower line of Lot No. 1 and thence running down each boundary line to the upper line of Lot No. 3, as marked on a black walnut tree on the south hill side, and white oak on the north, and as well through all other lands, if any there be owned or claimed by the said Florence Cooper, on said creek, and the said parties of the second part and their assigns are granted the exclusive right and privilege of locating, taking and having said parcel of land on either the northerly side or the southerly side of said valley, the land hereby conveyed to be located at or near the foot of the hill on the one side or the other side of the said valley, but in the valley proper, as the purposes for which it is to be used will reasonably permit.

THIRTY-FIRST: An undivided interest in and to all those lands and interest in lands, conveyed to L. M. LaFollette, et. al., by Win. T. Cooper and wife, by deed dated May 24, 1918, and recorded in the County Court Clerk's Office of Boone County in Deed Book 17, page 380, in which said deed the lands and interest in lands were bounded and described as follows:

FIRST Tract being lot No. three (3) of the partition of the lands of James M. Foster, said partition being recorded in the Office of the Clerk of the County Court of said Boone County, in Deed Book Q, page 51, and therein assigned to Sarah Foster, and being the same lot as was conveyed to the said William T. Cooper by said Foster by deed of April 16, 1906, and recorded in said Clerk's Office in Deed Book 5, page 351, to which reference is here made; SECOND Fract being Lot No. Four (4) of the said partition of said James M. Foster lands, and the same lot as was conveyed to the said William T. Cooper by Walter Foster, by Deed Dated April 16, 1906, recorded in said Clerk's Office in Deed Book No. 5, page 349, to which reference is made, and for the consideration aforesaid the said William T. Cooper does hereby sell and convey to the said second party any and all other lands of every kind and character, owned or claimed by him on the waters of Big White Oak Creek in the District, County and State

THIRTY-SECOND: An undivided interest in and to 8 acres, situate on Big White Oak Creek in Sherman District, Boone County, West Virginia, conveyed by Charles Foster and Lethia Foster, his wife, by a deed dated February 18, 1911, and recorded in the County Court Clerk's Office of said Boone County in Deed Book 9, page 594, bounded and described as follows:

BEING a part of Lot No. 4, as described in Partition Deed, made to Sarah Foster and others, beginning at upper end of lot No. 5, marked on beech tree on the South hill

side and a poplar on the north hill side, thence up each boundary line to a sycamore tree on the south and hemlock on the north containing 8 acres, more or less, being the same tract of land conveyed to the said Lethia Foster by Walter Foster by deed dated the 3rd day of unuary, 1903, and duly of record in the Office of the Clerk of the County Court of Boone County, West Virginia. **THIRTY-THIRD:** An undivided interest in and to 33-1/3 acres situate, lying, and being on the waters of Big White Oak Creek, a tributary of Big Coal River, in Sherman District, Boone County, West Virginia, and being the same lands conveyed by Charles Foster and Letha Foster, his wife, by a deed dated August 23, 1902, and recorded in the County Court Clerk's Office of said Boone County in Deed Book "W", page 456, and in said deed described as follows: BEING Lots Nos. 5 and 6 of the lands formerly owned by James M. Foster, and which was allotted to Henry Foster and Ora Carr, as set out in a deed of partition between the heirs of said James M. Foster, dated April 1, 1895. Said lots or parcels of land being bounded as follows: Lot No. 5: Begirning at lower line of lot No. 4, thence running down with each boundary line to upper line of lot No. 6, as marked on a Big White oak tree on the south hill side and a wild cherry tree on the bank of the north hill side. Lot No. 6: Beginning at lower line of Lot No. 5, thence running down each boundary line to lower line of said tract of land as described in deed made by James M. Foster to the aforesaid parties. Each of the Lots aforesaid contains 16-2/3 acres, more or less, making 33-1/3 acres in the aggregate.

THIRTY FOURTH: An undivided interest in and to all that certain tract or parcel of land situate, ying and being on the waters of Big White Oak Creek, a tributary of Big Coal River in Sherman District, Boone County, West Virginia, bounded and described as follows: BEGINNING at a point on said creek, at a corner of a two acre lot owned by Bud James, thence with said James' line S 66-1/4 E 470 feet, thence N 46-3/4 E 180 feet to a stake on hi I side, thence S 57-1/4 E 1760 feet to two beeches, thence N 84-3/4 E 990 feet to a stake near a drain, thence S 41-1/4 E 617 feet to a stake on a hill, thence S 15-1/4 E 14C0 feet to a stake in a branch, thence down said branch and binding thereon, N 73 V/ 174-1/2 feet, N 88 W 300 feet, N 73-1/2 W 300 feet, S 84 W 379 feet to a pine on the back line, thence with said back line N 9 3/4 W 310 feet to a stake in edge of cleared field, thence N 58-3/4 W 3855 feet to a point on an east hill side, corner to Thompson, thence N 74 ½ E 800 feet to the place of beginning, containing one hundred and orie (101) acres.

And being the same land conveyed by Leander W. Foster and wife, by deed dated November 19, 1902, and recorded in the County Court Clerk's Office of Boone County, West Virginia, in Deed Book "X", page 289.

THIRTY-FIFTH: An undivided interest in and to all that certain tract or parcel of land lying and being on the waters of Big White Oak Creek, a tributary of Big Coal River, in Shernan District, Boone County, West Virginia, and being the same lands conveyed by Wn. T. Cooper and wife, by deed lated August 23, 1902, and recorded in the County Court Clerk's Office of said Boone County in Deed Book X, page 50, bounded and described as follows:

Being the same land conveyed to William Cooper by Floyd Cooper and Mary Cooper by deec dated November 19, 1891, which is of record in Boone County Court Clerk's Office in Deed Book N, page 223, to which reference is made for a further description of said land, this being a part of a tract of 180 acres of land formerly belonging to Balls Cooper, and is bounded as follows:

Beginning at the second cross fence, and running with the line of John Cooper, thence up Big \text{\text{Nhite}} Oak Creek to the mouth of Sugar Camp Branch to a poplar,

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thence crossing Big White Oak Creek a little down so as to run to a leaning pine under the hill side, thence up the hill with the fence to the back line, containing 40 acres, more

THIRTY-SIXTH: An undivided interest in and to all that certain tract or parcel of land, situate on Big White Oak Creek, a tributary of Big Coal River, in Sherman District, Boone County, West Virginia, conveyed by Floyd Cooper and wife, by a deed dated November 13, 1902, and recorded in the County Court Clerk's Office of said Boone County, in Deed Book X, page 292, bounded and described as follows:

BEING the same land upon which said parties of the first part now reside, and including all the real estate and land that they, or either of them, own on the waters of said creek, being parts of a certain tract of about one hundred and eighty (180) acres of land of which Bayless Cooper died seized, and which was afterwards partitioned and divided among the heirs of the said Bayless Cooper. The portion of said tract being the same parts thereof which were set apart and conveyed to the said Mary Cooper and Blackburn Cooper severally, by the heirs of the said Bayless Cooper, the said Blackburn Cooper having subsequently conveyed unto him the lot so conveyed unto the said parties of the first part. Reference is hereby made to the deeds from the said blackburn Cooper and Blackburn Cooper, and to the deed from the said Blackburn Cooper to the said parties of the first part, which said deeds are recorded in the Office of the Clerk of the County Court of said Boone County. The quantity of land hereby conveyed is estimated to contain eighty (80) acres more or less.

THIRTY-SEVENTH: An undivided interest in and to all that certain tract or parcel of real estate, lying and being on the waters of Big White Oak Creek in Sherman District, Boone County, West Virginia, containing 40 acres, more or less, conveyed by Calvin Cooper, by deed dated October 1,1902, and recorded in the County Court Clerk's Office of said Boone County in Deed Bock X, page 99, bounded and described as follows: AND being all that part of a tract of Eighty (80) acres of land heretofore conveyed unto Bayless Cooper, the father of the said party of the first part, by John Cooper by deed duly recorded in the office of the Clerk of the County Court of said Boone County, which said Forty (40) acres, more or less, were set apart unto the said party of the first part by the heirs of the said Bayless Cooper by deed dated on the 19th day of February, 1887, and recorded in said Clerk's Office in Deed Book "K", page 5, to which reference is here made, and includes all that part of said Eighty acres which lies on the left hand fork of said Big White Oak Creek, above a beech tree standing at the foot of a south hill side below the house in which the party of the first part in the aforesaid Deed resided, also all that part of said eighty acres, lying on the right hand fork of said Big White Oak Creek above said beech tree and below a cross fence dividing the land hereby conveyed from the land of Charles Cooper.

THIRTY-EIGHTH: An undivided interest in and to all that certain tract or parcel of land situate on Big White Oak Creek, in Sherman District, Boone County, West Virginia, conveyed by Charles Cooper and wife, by a deed dated November 20, 1902, and recorded in the County Court Clerk's Office of Boone County in Deed Book X, page 291, bounded and described as follows:

BEGINNING at a beech on the right hand fork of said Big White Oak Creek and running with the line of the land heretofore owned by Calvin Cooper so as to include all of the said survey of 180 acres that lies on the said right hand fork of Big White Oak Creek, being the same land which is claimed by the said Charles Cooper under a deed from John Cooper and others to him, bearing date on the 19th day of February 1887, and recorded in the Office of the Clerk of the County Court of said Boone County in Deed Book K, page 4, to which reference is here made. This deed is intended to convey unto the said party of the second part all the land which the said parties of the first part, or either of them own on said Big White Oak Creek, including all that they

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inherited as heirs of Bayless Cooper, deceased, and all that was heretofore set apart to them in the partition of the estate of said Bayless Cooper, deceased, among his heirs. The land hereby conveyed is the same land upon which the parties of the first part now reside and have resided for about seventeen years containing 40 acres, more

THIRTY-NINTH: An undivided interest in and to all those certain tracts or parcels of land situate, lying and being on Big White Oak Creek, in Sherman District, Boone County, West Virginia, conveyed by John P. Cooper and wife, by a deed dated October 31, 1902, and recorded in the County Court Clerk's Office of said Boone County in Deed Book "X", page 176 and conveyed by John Cooper, by a deed dated November 5,1902, and recorded in said Clerk's Office in Deed Book X, page 175, to which deeds reference is here made for further description.

By said deeds the lands are bounded and described as follows:

running across said creek to a birch, thence down said creek to a stone marked B, thence to a stone marked C on back line of Bayless Cooper's estate, thence along said line to a stone marked D, thence across said creek to a stone marked E, thence to place of beginning, containing 40 acres, more or less. BEGININING at a stone marked A on Sugar Camp Branch of said creek

ALSO another lot or parcel of land bounded and described as follows: Bounded on the east by W. T. Cooper's land and on the west by Floyd Cooper's land, the North and South lines being the lines of the Bayless Cooper estate, containing 40 acres, more or less. Both these tracts of land are parts of the estate of Bayless Cooper, deceased, and were conveyed to parties of first rart by deeds bearing date on the 30th day of January, 1894, and the 19th day of February, 1887, and recorded in Deed Books 0, page 74, and K, page 9, in the County Court Clerk's Office at Boone, W.Va.; as well as all the real estate and land which he, the said party of the first part, owns or holds either at law or in equity, and situate on the waters of said Big White Oak Creek, including all real estate and land that he owns or holds in said Boone County, West Virginia.

FORTIFITH: An undivided interest in anc to that certain tract or parcel of land, containing 12/5 acres, more or less, situated, lying and being near the head of Little White Oak Creek in Boone County, West Virginia, and known as the "Ely Massey Survey", and being the same tract or parcel of land described in and conveyed by the following deecls, to-wit:

Deed from Isaac Scott, James Petry, Frances F. Petry and William Scott to James B. Scott, by a deed dated November 11, 1880, and recorded in the County Court Clerk's Office of said Boone County in Deed Book G, at page 341; deed from James B. Scott and wife to Lewis W. Massey and wife, dated December 7,1901, and recorded in said Clerk's Office in Deed Book V, page 540; and deed from Lewis Massey and wife to H. A. Robson, dated March 25, 1902, and recorded in said Clerk's Office in Deed Book W, page 46, to which cleeds reference is here made for a description of said lands hereby conveyed.

The boundaries of this tract were established by a deed between Messrs Robson and LaFollette dated December 14, 1950 (Deed Book 67, Page 448), as containing 52 acres. However, in a settlement deed dated September 1,1984, this tract (referred to as parcel E therein) was said to contain 54.12 acres.

FORTY-FIRST: An undivided interest in and to all that certain tract of mineral situate, lying and being on the mountain divide between the waters of Cabin Creek and Big Coal River in the Counties of Boone and Kanawha, in the State of West Virginia, conveyed by Frances Petry and James M. Petry, her husband and Isaac Scott and Martha Scott, his wife, by deed dated January 17, 1906, and recorded in the County Court Clerks Office of said Boone County in Deed Book 4, page 524, to which said

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CHARLESTON WEST VIRGINIA

deed and the deeds therein referred to reference is here made for a description of the minerals mining rights and privileges conveyed thereby. The tract of land the minerals of which are conveyed by said deed and the minerals so conveyed are described as

between the waters of Little White Oak Creek and Coal Fork of Cabin Creek, thence N. 80 E. 53 poles to a stake, S. 23 E. 26 poles to a stake, S. 57 E. 32 poles to a stake, S. 28 W. 34 poles to a stake, S. 28 E. 36 poles to a stake, S. 66 W. 16 poles to a stake, S. 13 W. 18 poles to a stake, S. 84 W. 39 poles to a stake, S. 42 W. 44 poles to a stake, S. 76 W. 52 poles to a stake, S. 82 W. 15 poles to a stake, S. 58 W. 20 poles to a stake, N. 8 E. 78 poles to a stake, N. 27 W. 56 poles to a stake, N. 53 E. 105 poles Beginning at a pitch pine and chestnut (pitch pine not found) on the dividing ridge to a stake, at the point of beginning (containing 134.1 acres).

A resurvey of this tract in September, 1950, by W. J. Anderson, indicates that this tract contains 130.5 acres and is bounded and described as follows:

Beginning at an iron pin, formerly a chestriut oak and pitch or peck pine stumps, on the top of the divide between the Coal Fork of Cabin Creek and the head of the Three Mile Fork of Big White Oak Creek near the road, the same being the beginning corner of the parcel described as Survey No. 2 in a deed from A. W. Cole, et al. to J. D. Massey, dated April 22, 1854, of record in the office of the Clerk of the County Court of Boone County, West Virginia, in Deed Book "B", page 64; thence N. 80° 44" W. 891 feet to an iron pin; thence S. 22° 11" E. 429 feet, passing an iron pin corner to Hollie Adkins, et al. five acress tract, and Frank Soutt, et al. 71 acres tracts at 245.46 feet, to an iron pin; thence S. 27° 16" E. 594 feet to an iron pin; thence S. 28° 49" W. 297 feet to an iron pin; thence S. 13° 49" W. 297 feet to an iron pin; thence N. 83° 11" W. 688 feet to an iron pin; thence S. 13° 49" W. 297 feet to an iron pin; thence N. 83° 11" W. 688 feet to an iron pin; thence S. 13° 49" W. 297 feet to an iron pin; thence N. 83° 11" W. 688 feet to an iron pin; thence S. 13° 49" W. 297 feet to an iron pin; thence N. 83° 11" W. 688 feet to an iron pin; thence S. 13° 49" W. 297 feet to an iron pin; thence N. 83° 11" W. 830 feet to an iron pin; thence S. 37° 34" W. 304 feet to an iron pin; thence S. 37° 34" W. 304 feet to an iron pin, corner to Lyon, E. J. and Ella Scott, E. J. and Ella Scott, et al. 4,250 acres surface trac; thence with the division line between Lyon and Prichard, et al., 4,250 acres; thence N. 70° 16" W. 783.75 feet to an iron pin; thence N. 9° 34 E. 1262.25 feet to an iron pin; thence N. 9° 34 E. 1262.25 feet to an iron pin; thence N. 9° 34 E. 1262.25 feet to an iron pin; thence N. 9° 35 E. 1262.25 feet to an iron pin; thence N. 9° 35 E. 1262.25 feet to an iron pin; thence N. 9° 35 E. 1262.25 feet to an iron pin; thence N. 9° 35 E. 1262.25 feet to an iron pin; the division line between said Frank Scott Last and the L. B. Lyon tract at 1353 feet) to the beginning.

Virginia, containing two hundred (200) acres, more or less, being one of the tracts of land which was reserved by the heirs of Richard Scott under a decree entered on the 20th day of September, 1879, in a certain chancery suit entitled Frances Petry and others against Augustus Pack, in the Circuit Court of said Boone County, the said land having been conveyed unto the said Pack by H. H. Hopkins by deed dated on the 29th day of August, 1857, of record in the Office of the Clerk of the County Court of said Boone County in Deed Book B, page 252; the tract of land conveyed being the same which was allotted to the said Frances Petry and Isaac Scott by the following deed, viz: Deed from James B. Scott and others to James Petry and Frances Petry, dated on the 11th day of November, 1880, recorded in said Boone County Court Clerk's Office in Deed Book G, page 342; and deed from Jas. B' Scott and others to Isaac Scott, dated on the 11th day of November 1880, recorded in said Clerk's Office in Deed Book G, Being all the coal and other minerals including oil and gas, in, on and underlying those certain tracts or parcels of real estate and land on which the said parties of the first part now resides, situate on the mountain divide between the waters of Cabin Creek and Big Coal River, in the Counties of Boone and Kanawha, in the State of West

-THIRD: An undivided interest in and to that certain tract or parcel of land B. E. Cooper in deed dated December 11,1902, and recorded in the conveyed by B.

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County Court Clerk's Office of said Boone County, in Deed Book X page 464, described as a tract of land on the mountain opposite the mouth of Haggles Creek, called the "Rattlesnake Flat", being the same land conveyed to said Cooper by Thornton Buzzard described as follows Beginning at a chestnut oak on the side of the ridge thence running S. 67 E. 26 poles to a buckeye and poplar, thence S. 2 W. 72 poles to a white oak on the Rattle Snake Flat near the point of the ridge facing the river and Haggles Creek, thence S. 84 W. 30 poles to a chestnut oak and two dogwoods on a point, thence running N. 13 E. to the point of beginning, containing 13 acres, more or less.

FORTY-FOURTH: An undivided interest in and to all that certain tract or parcel of real estate, situate, lying and being about one-half mile below the mouth of Big White Oak Creek on Big Coal River, in Sherman District, Boone County, West Virginia, and bounded and described as follows: BEGINNING at a point on Big Coal River below the old "Boat Yard", thence N 63-3/4 E 1580 feet to a stake with sugar and buckeye pointers near the forks of a rocky branch, thence: S 19-1/4 E 1510 feet to a stake on a point ridge, thence S 74-1/4 E 792 feet to a point on Jake's Branch, thence up said Branch N 74-3/4 E 842 feet, thence S 36-3/4 W 32-80 feet to an ash stump on the bank of Coal River above the Old Mill Site, thence S 53-3/4 W 540 feet crossing said river to a beech, thence down the river and binding thereon N 8-3/4 W 320 feet, N 17 W 200 feet, N 9W 828 feet, N 7-1/4W 469, N 5 W 240 feet, N 2 E 542 feet, N 44 W 290 feet to two water birch[e]s, thence due north 540 feet, N 46-1/2 W 700 feet to the beginning, containing one hundred and forty-five and one-third (145-1/3) acres, more or less.

And being the same land conveyed Owen Richards and wife, by a deed dated November 19, 1902, and recorded in the County Court Clerk's Office of said Boone County in Deed Book X, page 452.

FORTY-SEVENTH: An undivided interest in and to all that certain tract or parcel of land situate on the waters of Big Coal River in Sherman District, Boone County, West Virginia, bounded and described as follows:

BEGINNING at a beech stump on the hill, comer to the land of Enos Ferrell's heirs, thence up the hill with one line of same N 64-30 E 2326.5 feet to a stake and two chestnut oaks and hickory pointers near the head of a drain of the River hill, corner on line of Silas Thompson's land, thence with part of line of same, S 27-10 W 850 feet to stake corner to lot No. 2, and with two lines of same S 61 W 1610 feet to a stake at back of field with small mulberry, black walnut pointers, S 44-30 W 1100 feet to a stake at near the river, thence down with the river N 45-30 W 427 feet to a stake, N 7-15 W 119 feet to a stake, at the edge of the road, N 3-30 E 544.4 feet to a stake, N 21-31 E 347 feet to a stake corner to the Enos Ferrell land, and with one line of same N. 86-15 E 621 feet to the beginning, containing 44.1 acres, and being lot No. 1, in the partition of the Thomas Fe rell Estate, as laid off and assigned to John G. Ferrell in the chancery cause of Matthiaw Ferrell v. Benjamin Ferrell et al. in the Circuit Court of said Boone County, and being the same land as was conveyed to the said John G. Ferrell by F. C. Leftwich, Special Commissioner, by deed dated July 12, 1910, of record in the Office of the Clerk of the County Court of said Boone County in Deed Book 9, page 237.

to a tract of 41 acres of land on Boone County, West Virginia, FORTY-E:IGHTH: An undivided interest in and the waters of Big Coal River in Sherman District, bounded and described as follows: Beginning at a poplar on river bank by the road, thence N 45 30 W 200 feet to a stake, corner to Lot No. 1, and with two lines of same N 44 30 E 1100 feet to a stake and small buckeye, and black walnut pointers; N 61 E 1600 feet to a stake on the Thompson line and with same S 27-10 W 1755 feet to a maple stump on bank of the

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1097 feet to the beginning containing 41.1 acres. down with the river N river nearly opposite the school house, thence to a poplar, now down; N 64-30W 185 feet to

And being the same lands conveyed by deed dated December 18, 1926, and recorded in the County Court Clerk's Office of said Boone County in Deed Book No. 31, page 12.

FIFTIETH: An undivided interest in and to that certain tract or parcel of land situate on Big White Oak Creek and Big Coal River in Sherman District, Boone County, West Virginia, bounded and described as follows:

beginning corner of the original John Preston survey No. 7, corner to John Preston survey No. 6, and running thence with the line thereof N 73 W 1002.2 feet crossing the river to a stone, formerly beech, on the bank of the river and corner to said survey No. 6; thence with the line of the right of way granted the Chesapeake & Ohio Railway Company by the said John H. Van Horn and others, down the river 1782 feet, more or less, to a stone, formerly beech, and ash, in the line between Lot No. 2 and Lot No. 3, in the division of the William Thompson lands; thence with this line crossing Big Coal River over an island to a stone formerly beech and ash, one of the original comers of said Preston survey No. 7; thence S 66-10 E 1667.7 feet to a stone formerly beech and lynn, one of the original corners of Preston survey No. 7 at the foot of the hill; thence N 80 31 E 1700.2 feet to a stone, formerly hickory, one of the original corners of Preston survey No. 7; thence S 5-51 W 992.1 feet to a stone formerly two beeches, original corner of Preston survey No. 7; thence S 66-19 W 1934.9 feet to the beginning corner, containing Ninety-six (96) acres, more or less, two lynns and ash on the west side of hill, the formerly σ

FIFTY-SECOND: That certain tract or parcel of land situate on Big Coal River about one-half mile above the mouth of Big White Oak Creek in Sherman District, Boone County, West Virginia, bounded and described as follows:

BEGINNING at a stake on the west side of the road at the end of a cross fence on line of a 72 acre tract conveyed by the parties of the first part to the party of the second part, thence crossing the bottom with said fence, N 82 W 35 poles 3 links to a stake at the river, thence down the river with low water mark, N 28-30 E 19 poles 20 links to a stake N 16-15 E 10 poles 22 links to a stake, N 54-30 E 16 poles 16 links to a stake, N 33-30 E 6 poles 24 links to a stake on line of the Preston Survey No. 6 and with same being the line between this property and the property of Millard Hendrick and others, N 73 E 26 poles to a stake at the lower side of the road, thence leaving said line and up the road with line of the 72 acre tract S 24-30W 7 poles to a stake, S 26W 15 poles 20 links to a stake, S 20-30 W 25 poles 11 links to a stake, S 11-15 W 11 poles 23-1/2 links to the place of beginning, containing 9.3 acres.

AND being the same tract or parcel of lanc conveyed by H. J. Hendrick and wife, deed dated June, 17, 1904, and recorded in the County Court Clerk's Office of Boone County in Deed Book B-2, page 206, to which reference is here made. by a said l

FIFTY-THIRD: An undivided interest in and to all those certain tracts or parcels of land conveyed by the Charleston Land and Mining Company, by deed dated March 7,1910, and recorded in the County Court Clerk's Office of Kanawha county, in Deed book 120, page 221, and situate in Cabin Creek District, in said County, in which said deed said lands are described as follows:

ALL of the real estate, land and property of every kind and character which was conveyed unto the said party of the first part in The Prichard Deed by Dennis Brannen and wife by deed dated on the 18th day of July, 1901, and recorded in the Office of the Clerk of the County Court of said Kanawha County in Deed Book 85, page 380, excepting and reserving a small lot of about one-half of one acre, which was conveyed unto P. L. Brannen, by the said party of the first part by deed dated the 17th day of

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ATTORNEY.AT.LAW
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HOOVIER-LAFOLLETTE TRACT: Being that certain thirty-six (36) acre tract described in rnetes and bounds in that AGREEMENT AND QUITCLAIM DEED dated July 27, 1957, by and among Shonk Land Company, et al., which is of record in the Office of the Clerk of the County Commission of: Boone County, West Virginia, in Deed Book 107, Page 409; and in Kanawha County, West Virginia, in Deed Book 1302, Page which description is adopted by reference herein.

HOOVIER-LAFOLLETTE TRACT:

FIFTY-FIFTH: An undivided interest in, to and of all those certain undivided interests in lands conveyed from the Williams Coal Company and the Cabin Creek Kanawha Coral Company to H. A. Robson and others, dated September 30th, 1913, and recorded in the County Court Clerk's Office of said Kanawha in Deed Book No. 141, page 5i'5, to which deed and the map thereto attached reference is here made, Also the undivided interest in other undivided interests in the same lands conveyed by Court Clerk's Office of said Boone County in Deed Book 26, page 266, and in the Court Clerk's Office of said Kanawha County, in Deed Book 26, page 307 to which reference is also made. The lands, undivided interests in which are hereby conveyed, are a tract of 1003 acres. (sometimes referred to as "1006 acres") on the Coal Fork of Cabin Creek bounds in the first deed aforesaid, a 1.3 acre tract of land being part of the Wyatt survey on said Coal Fork, likewise described in said deed, and a 70.2 acre tract on said Coal Fork of Cabin Creek which is within the Wellsman & Scudder tract of 4200 acres herein before described as No. 16, and portion of said Wellsman & Scudder tract of

March, 1904, of record in sald last mentioned Clerk's Office, reference is here made to the two deeds last aforesaid for a full description of the property hereby conveyed.

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Williams OFFICE.

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LARRY W. GEORGE
ATTORNEY-ATLAW
DASSOCIATION DRIVE
CHARLESTON
WEST VIRGINIA

SPECIAL WARRANTY DEED

as of this 21 T day of September, corporation (formerly known as The Carbon Fuel Company), hereinafter the party of the a West Virginia COMPANY, a Virginia corporation, hereinafter ("Carbon" or "Grantor"), THIS SPECIAL WARRANTY DEED, Made between CARBON FUEL COMPANY and PENN VIRGINIA COAL first part,

of the second part,

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and valuable consideration, the does hereby GRANT and CONVEY unto the party of the second part, its successors assigns, those certain fee lands, surface estates and interests, mineral estates and and and all other real Valley District, Fayette together with all improvements thereon, all mining rights, privileges, as are identified and more particularly described in, and being the same property, lands, interests and estates County and Clear Fork District, Raleigh County, West Virginia, being the same lands, 구 공급 공급 지 상급hat for Ten Dollars (\$10.00) and other good and valuable consideration, Receipt And sufficiency of which are hereby acknowledged, the party of the first remainder, Carbon Fuel Company, or its corporate predecessors, interests, oil and gas estates and interests, coal estates and interest, and District, Kanawha County, Sherman District, Boone County, reversion, appurtenances thereunto belonging or in anywise appertaining, and fee interests, reverter, surface ŏ rights gas, minerals, coal, hereditaments, estate interests, following deeds: \$ conveyed

Deed from Board of Education, dated March 6, 1953, and recorded in the of the Clerk of the County Commission of Kanawha County, West Virginia Deed Book 1038, at page 404;

CHARLESTON, WY 25321

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said Deed from Carbon Coal Company, dated May 23, 1917, of record in Kanawha County Clerk's office in Deed Book 170, at page 567

- Deed from L. Pritchard, et al., dated March 20, 1917, of record in the office of the Clerk of Raleigh County, West Virginia in Deed Book 165, at page 311;
 - June 26, 1918, of record in said Raleigh County Clerk's office in Deed Book 64, at page 11; Deed from Logan Thompson and wife, dated
- Deed from Penira White and husband, dated June 17, 1918, of record in said Raleigh County Clerk's office in Deed Book 63, at page 461;
- record in the office of the Clerk of the County Commission of Boone County, West Agreement from Herbert Midkiff, et al., dated September 21, 1990, Virginia in Contract Book 52, at page 694;
- ŏ 1989, Agreement from Ralph L. and Julia Watkins, dated March 6, record in said Boone County Clerk's office in Contract Book 51, at page 102;
- Deed from William Kenneth Pauley, dated November 20, 1989, of record in said Boone County Clerk's office in Deed Book 191, at page 24;
- Deed from Patricia Perdue, dated May 7, 1989, of record in said Boone County Clerk's office in Deed Book 189, at page 318;
- Deed from James E. Cobb, dated February 1, 1994, of record in Boone County Clerk's office in Deed Book 202, at page 579; 10.
- Deed from Virgil Meadows, dated May 11, 1994, of record in said Boone County Clerk's office in Deed Book 192, at page 671;
- Deed from Patsy and Robert Wilson, dated May 25, 1990, of record said Boone County Clerk's office in Deed Book 196, at page 27;
- dated May 11, 1990, of record in said Boone County Clerk's office in Deed Book 192, at page 494; Deed from Debbie Cobb,
- Deed from Elisabeth Ann and Thomas Keith Steele, dated May 11, 1990, of record in said Boone County Clerk's office in Deed Book 193, at page 130;
- Deed from Wanda Jane and Jonathan Franklin Hashimura, dated April 18, 1990, of record in said Boone County Clerk's office in Deed Book 192, at page 668;

- Deed from Stephen W. and Ollie J. Cobb, dated May 11, 1990, of record in said Boone County Clerk's office in Deed Book 193, at page 136;
- of record 1990, Deed from Ellen W. Meadows, et al., dated March 15, said Boone County Clerk's office in Deed Book 192, at page 309; ω
- Deed from Lourine Cobb, dated May 11, 1990, of record in said Boone County Clerk's office in Deed Book 192, at page 662;
- Deed from William D Abbott, dated April 18, 1990, of record in said Boone County Clerk's office in Deed Book 192, at page 665;
- Deed from Sandi L. Sargent, dated May 11, 1990, of record in said Boone County Clerk's office in Deed Book 193, at page 182;
- Deed from Andrew J. Banks, et al., dated September 5, 1983, of record in said Boone County Clerk's office in Deed Book 171, at page 302;
- of record in Deed from Daniel Perdue, et al., dated April 11, 1975, Boone County Clerk's office in Deed Book 142, at page 717;
- of record in 1976, Deed from George Viars, et al., dated September 3, said Boone County Clerk's office in Deed Book 156, at page 354;
- Deed from John C. Cline, et ux., dated January 1, 1973, of record in said Boone County Clerk's office in Deed Book 136, at page 289; 25.
- Fayette County Clerk's office in Deed Book 64, at page 314, and in said Raleigh County 1927, of record Deed from Eagle Land Company dated July Clerk's office in Deed Book 96, at page 279;
- Deed from R. B. Cassady, et ux., dated March 16, 1906, of record in said Kanawha County Clerk's office in Deed Book 101, at page 427;
- of record in 1921, Kanawha County Clerk's office in Deed Book 222, at page 425; Deed from Ira Jordan, et ux., dated April 6,

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- ਰੱ Deed from Mollie Shearer and J. C. Shearer, dated February 24, 1919, record in said Kanawha County Clerk's office in Deed Book 193, at page 172; 29.
- <u>__</u> 1918, of record 20, Kanawha County Clerk's office in Deed Book 184, at page 377; Deed from John Marcum, et al., dated July
- Deed from Wade H. Perry, et ux., dated December 15, 1902, of record in said Kanawha County Clerk's office in Deed Book 88, at page 313;
- Deed from E. C. Perry, et ux., dated January 27, 1903, of record in said Kanawha County Clerk's office in Deed Book 89, at page 240;
- of record in 1903, Deed from H. E. Nease, et ux., dated May 23, Kanawha County Clerk's office in Deed Book 90, at page 437;
- Kanawha County Clerk's office in Deed Book 373, at page 136; Deed from Octavia Ellis, dated September 5,
- Deed from Cabin Creek Land Company, dated May 16, 1938, of record in said Kanawha County Clerk's office in Deed Book 462, at page 433;
- 1945, of record in Deed from State of West Virginia, dated September 25, said Kanawha County Clerk's office in Deed Book 715, at page 205,
- Deed from Davison Fuel and Dock Company dated November 1, 1963, of record in said Kanawha County Clerk's office in Deed Book 1411, at page 633
- May 1, 1996, of record in said Kanawha County Clerk's office in Deed Book 2386, Deed from The Board of Trustees of the Pritchard School, et al., page 229;
- dated Ħ May 2, 1996, of record in said Kanawha County Clerk's office in Deed Book 2386, Deed from The Board of Trustees of the Prichard School, et al., page 256;
- Poe, III, dated December 13, 1994, of record said Kanawha County Clerk's office in Deed Book 2354, at page 610; Deed from Kenneth A.
- Deed from CSX Transmission, dated August 20, 1997, of record in Kanawha County Clerk's office in Deed Book 2433, at page 280;

1985, of record in said Kanawha County Clerk's office in Deed Book 2109, at page 292, Reference is hereby made to all of the above-referenced deeds for a more particular Confirmatory Deed from The Winifrede Company, dated January page ਲ 178, description of the property, lands, interests and estates hereby conveyed. and of record in said Boone County Clerk's office in Deed Book

party of the first part intends to grant and convey by this Deed, and does mining rights and privileges appertaining thereto, all oil and gas, and all other rights and manner belonging to the party of the first part or in which the party of the first part has any title, right or claim, whether in law or in equity, or by options, use, grant, deed, and Raleigh Counties West Virginia, whether specifically mentioned or described herein or not, in any way interest in and to all real property, surface, coal and any and all other minerals hereby GRANT and CONVEY to the party of the second part all of its right, interests in real property located in Kanawha, Boone, Fayette lease or by any agreement in the property described above.

covenants conveyance of the property is made subject to all prior conveyances, attached hereto leases, restrictions, reservations, exceptions, easements, rights-of-way and of record in the aforesaid Clerks' offices or set forth in Exhibit A, incorporated herein by reference (the "Permitted Encumbrances"). This

Subject to the Permitted Encumbrances, and subject further to the lien of 1999 real property taxes, which shall be apportioned between the parties on a calendar year basis as of the date of the delivery of this deed, and subject also to the lien of 2000 real property taxes, which shall be assumed by the party of the second part, the party of the first part does hereby WARRANT SPECIALLY the title to the said real property and interests hereby conveyed, and covenant that the said property is free and clear of all other liens and encumbrances created by the party of the first part and that it will give second part in the defense of its title to the property against the claims and demands of it by the party of the part, except as to the of the delivery of this deed, reasonably requested of party of the first agrees to be bound by the terms and conditions of this deed. acceptance under the Grantee by its þe by, through or Permitted Encumbrances. all parties claiming such further

Grantor herein declares that the total consideration paid for the property transferred by this document follows: Hundred Fifty-five Thousand Dollars (\$29,455,000.00), \$16,821,440.00 to Kanawha County, \$9,083,097.00 to Boone County, \$2,491,014.00 to as counties The various VALUE: in the 9 8 Fayette County, and \$1,059,449.00 to Raleigh County. CONSIDERATION property real the Twenty-nine Million Four P H 2 DECLARATION allocated <u>.v</u> which.

IN WITNESS WHEREOF, the said Carbon Fuel Company has caused its name Principal Executive Officer, thereunto duly authorized, as of the date first above written. Corsaro, its President and نـ James to be signed by

CARBON FUEL COMPANY

By: Lorsaro

S: President and Principal Executive Officer

[Acknowledgment on following page]

This instrument was prepared by and upon recordation should be returned to Joyce F. Ofsa, Esquire Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East, P.O. Box 273, Charleston, West Virginia 25321-0273.

STATE OF WEST VIRGINIA,

Kaha COUNTY OF

1999, by James L. Corsaro, the President and Principal The foregoing instrument was acknowledged before me this 23 day of

Executive Officer of CARBON FUEL COMPANY, a West Virginia corporation, for and

on behalf of said corporation.

My Commission expires:

[NOTARIAL SEAL]

Notary Public

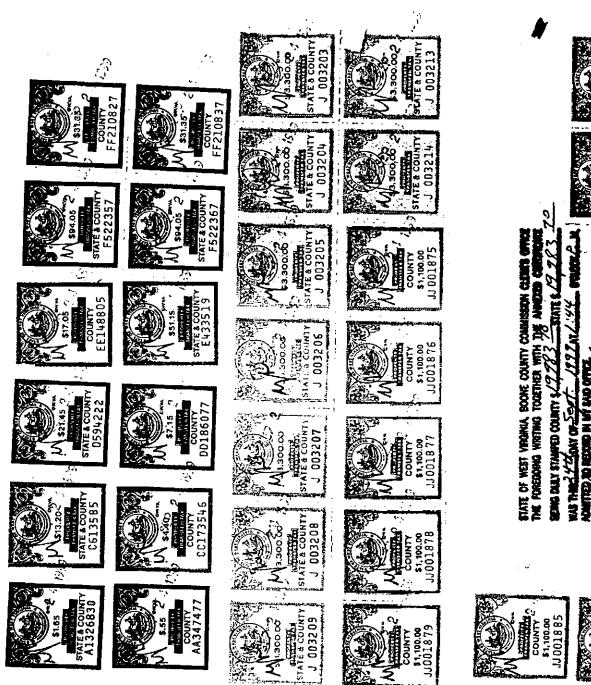
80431, carbonfuel

- Rights, interests and easements heretofore conveyed or leased by Carbon or its predecessors in title;
- and rights reserved by Carbon's predecessors in title to the benefit of others; oi
- governmental ŏ regulations and rules and ordinances aws, zoning authorities; က်
- All covenants, conditions, agreements, reservations, restrictions, rights-of-way affecting the property conveyed by this deed which said Clerk's offices; 4,
- All existing public highways; က်

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- matters not of record which would be disclosed by an accurate survey or physical inspection of the property conveyed by this deed, including by way of illustration but not limitation, easements and claims of easements not shown by an encroachments and rights obtained by public records and claims of title through shortages in overlaps, Boundary line disputes,
- The lien of ad valorem real estate taxes for the year 1999 and future years.
- All right, title and interest of all tenants and occupants under all leases, licenses, franchises, concessions and other occupancy agreements occupancy of any portion of the property conveyed by this deed.
- All leases which are of record or which are referred to in any instrument of record; and 6
- All recorded conveyances or reservations of real property, minerals or timber. 5.





Jarbon Fuel Company
Ticket No. 11486
Tax Map/Parcel: 1/0007
30 Fee, ½ Int., in O&G, Toneys Br.
Land 3600; Mineral 10000; Bldg. 0; Total 13600
Class 3
Tax 1/2 year: \$174.44

Carbon Fuel Company Ticket No. 11487

Tax Map/Parcel: 1/0008 18.2 Fee, Toneys Br., Less O&G Land 2160; Mineral 6010; Bldg. 0; Total 8170 Class 3 Tax 1/2 year: \$104.79

Carbon Fuel Company Part Tract 36B Ticket No. 11488
Tax Map/Parcel: 4/0090
24 Fee, Less O&G, Big Coal
Land 2880; Mineral 20; Bidg. 0; Total 2900
Class 3

Tax 1/2 year: \$37,20

Part Tract 36B

Carbon Fuel Company Part Tract 36B Ticket No. 11489
Tax Map/Parcel: 4/0110
1 Fee, Toneys Br.
Land 540; Mineral 0; Bldg. 0; Total 540
Class 3
Tax 1/2 year: \$6.93

Carbon Fuel Company Part Tract 36B Ticket No. 11490
Tax Map/Parcel: 4/0111
7.53 SF., Toneys Br., Lot 7
Land 900; Mineral 0; Bldg. 0; Total 900

Fax 1/2 year: \$11.54

Carbon Fuel Company Part Tract 36B Ticket No. 11491 Tax Map/Parcel: 5/0020 100 Fee , Less O&G, Big Coal, Toneys Br.

Land 12840; Mineral 2090; Bldg. 0; Total 14930 Class 3

\$191.49 Tax 1/2 year: Carbon Fuel Company Part Tract 36B
Ticket No. 11492
Tax Map/Parcel: 5/0021
42 Fee, Less O&G, Big Coal
Land 5040; Mineral 1690; Bidg. 0; Total 6730

Class 3

Tax 1/2 year: \$86.32

Carbon Fuel Company Part Tract 36B
Ticket No. 11493
Tax Map/Parcel: 5/0025
231.14 Fee, Less O&G, Big Coal
Land 27600; Mineral 63230; Bldg. 0; Total 90890

Tax 1/2 year: \$1,165.76

Carbon Fuel Company Part Tract 36B Ticket No. 11494 Tax Map/Parcel: 5/0026 35 Fee, Big Coal, Toneys Br., Less O&G Land 4200; Mineral 11570; Bldg. 0; Total 15770

Class 3 Tax 1/2 year: \$202.27

Part Tract 36B Carbon Fuel Company

Ticket No. 11495

Tax Map/Parcel: 5/0027

66.75 Fee, Big Coal, Toneys Br., Less O&G

Land §040; Mineral 20500; Bldg. 0; Total 28540

Class 3

Tax 1/2 year: \$366.06

Part Tract 36B Carbon Fuel Company

Ticket No. 11496

Tax Map/Parcel: 5/0028

88 Fee, Big Coal, Toneys Br., Less O&G Land 8760; Mineral 29090; Bldg. 0; Total 37850

\$485.47 Class 3 Tax 1/2 year:

Book:225, Page:344

Part Tract 36B Carbon Fuel Company Ticket No. 11497

Tax Map/Parcel: 5/0029

50.5 Fee, Big Coal & Joes Cr., Less O&G Land 6900; Mineral 16690; Bidg. 0; Total 23590 Class 3 Tax 1/2 year: \$302.57

Carbon Fuel Company Part Tract 36B
Ticket No. 11498
Tax Map/Parcel: 5/0030
141 Fee, Big Coal & Joes Cr., Less O&G
Land 16080; Mineral 33430; Bldg. 0; Total 49510

Class 3 Tax 1/2 year: \$635.02

Carbon Fuel Company Part Tract 18B
Ticket No. 11499
Tax Map/Parcel: 8/0001
4290.53 Fee, & 2.10 Min., Less O&G, Less .8SF., Less Lots, Joes Cr. Land 338880; Mineral 2565250; Bldg. 0; Total 2,9041.30

Class 3

Tax 1/2 year: \$37,248.37

Carbon Fuel Company
Ticket No. 11500
Tax Map/Parcel: 8/0005
12.62 SF., 2 Tracts, Parcel B&D, Big Coal
Land 1500; Mineral 0; Bldg. 0; Total 1500
Class 3

\$19.24 Tax 1/2 year:

Carbon Fuel Company Ticket No. 11501 Tax Map/Parcel: 8/0079 54 Fee, Less O&G 109/160 Int., Joes Cr. Land 4905; Mineral 24290; Bldg. 0; Total 29195

Class 3 Tax 1/2 year: \$374.46

Carbon Fuel Company Ticket No. 11502 Tax Map/Parcel: 12/0050 20.39 Fee, Joes Cr.

Land 5940; Mineral 11950; Bldg. 0; Total 17890

Class 3

\$229.46 Tax 1/2 year:

Carbon Fuel Company
Ticket No. 11503
Tax Map/Parcel: 60/0046
.21 Fee, on Old state highway #3, Less O&G
Land 600; Mineral 0, Bldg. 0; Total 600
Class 3
Tax 1/2 year: \$7.70

Part Tract 36B Carbon Fuel Company Ticket No. 11504 Tax Map/Parcel: 60/0047

1 SF., Big Coal Land 120; Mineral 0; Bldg. 0; Total 120 Class 3

Tax 1/2 year: \$1.54

Part Tract 36B Carbon Fuel Company

Ticket No. 11505

Tax Map/Parcel: 60/0048 30' R/W, Toneys Br., Big Coal Less O&G Land 60; Mineral 0; Bldg. 0; Total 60

Class 3 Tax 1/2 year: \$.77

Carbon Fuel Company
Ticket No. 11506
Tax Map/Parcel: 60/0049
Strip 30' Wide at Comfort, Joes Cr
Land 60; Mineral 0; Bldg. 0; Total 60

Class 3

Tax 1/2 year: \$.77

Carbon Fuel Company Ticket No. 11507 Tax Map/Parcel: 60/0050

.21 SF., Joes Cr. Land 60; Mineral 0; Bldg. 0; Total 60

Class 3

Tax 1/2 year: \$.77

Carbon Fuel Company Ticket No. 11508 Account No. 29110 No Tax Map

```
1.51 Min., Joes Cr.
Land 0; Mineral 490; Bldg. 0; Total 490
Class 3
                                                                 Tax 1/2 year: $6.29
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Carbon Fuel Company

Ticket No. 11509
Account Nos. 29113-429113
Tax Map/Parcel: 7/49
3.3 Min., Coal Only, Toneys Br
Land 0; Mineral 30; Bldg. 0; Total 30

Tax 1/2 year: \$.39

Carbon Fuel Company Ticket No. 11510 Account Nos. 29114-429114

Tax Map/Parcel: 8/1 10.27 Min., 6 Tracts, Joes Cr. Land 0; Mineral 3390; Bldg. 0; Total 3390 Class 3 Tax 1/2 year: \$43.48

Tax 1/2 year: \$67.72

Account Nos. 29118-429118

Tax Map/Parcel: 8/5
32 Min., Coal Only, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3

Tax 1/2 year: \$.39

Part Tract 36B

Carbon Fuel Company
Ticket No. 11511
Account Nos. 29116-429116
Tax Map/Parcel: 7/51
18.9 Min., Coal Only, Lot 4, Toneys Br.
Land 0; Mineral 5280; Bldg. 0; Total 5280
Class 3

Carbon Fuel Company Ticket No. 11512

Carbon Fuel Company Parl Ticket No. 11513 Account Nos. 29119-429119 No Tax Map 17 Min., Less O&G, Big Coal

Land 0; Mineral 30; Bldg. 0; Total 30 Class 3

Tax 1/2 year: \$.39

Carbon Fuel Company
Ticket No. 11514
Account Nos. 29120-429120
No Tax Map
16.6 Min., Coal Only in Campbells Cr. No. 2 Gas Seam
Land 0; Mineral 30; Bldg. 0; Total 30

Tax 1/2 year: \$.39

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11515
Account Nos. 29121-429121
No Tax Map 66.5 Min., Less O&G, Big Coal Land 0; Mineral 230; Bldg. 0; Total 230 Class 3

Tax 1/2 year: \$2.95

Part Tract 36B Carbon Fuel Company Pa Ticket No. 11516 Account Nos. 29122-429122

No Tax Map

124.5 Min., Less O&G, Big Coal Land 0; Mineral 140; Bldg. 0; Total 140 Class 3 Tax 1/2 year: \$1.80

Carbon Fuel Company

Ticket No. 11517
Account Nos. 29124-429124
No Tax Map
100 Min., Coal Only in Campbell
Cr. No. 2 Gas Seam, Toney's Br.
Land 0; Mineral 18180; Bldg. 0; Total 18180

Class 3

Tax 1/2 year: \$233.18

Part Tract 36B Carbon Fuel Company

Ticket No. 11518 Account Nos. 29126-429126 No Tax Map

Coal Only in Campbells Cr.

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No. 2 Gas Seam Under 101.2A
Land 0; Mineral 60; Bldg. 0; Total 60
Class 3
Tax 1/2 year: $.77
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Carbon Fuel Company Part Tract 36E Ticket No. 11519
Account Nos. 29128-429128
No Tax Map
146 Min., Coal Only, Short Cr.
Land 0; Mineral 430; Bldg. 0; Total 552 Class 3
Tax 1/2 year: \$5.52

Carbon Fuel Company Part Tract 36B Ticket No. 11520
Account Nos. 29129-429129
No Tax Map 53.7 Min., Coal Only, Toneys Br. Land 0; Mineral 30; Bldg. 0; Total 30 Class 3

Tax 1/2 year: \$.39

Carbon Fuel Company
Ticket No. 11521
Account Nos. 29130-429130
No Tax Map
.02 Min., Less O&G, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2:year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11522
Account Nos. 29131-429131
No Tax Map
4.84 Min., Less O&G, Big Coal
Land 0; Mineral 30; Bidg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11523 Account Nos. 29132-429132 No Tax Map 136.13 Min., Less O&G, Big Coal

Land 0; Mineral 160; Bldg. 0; Total 160 Class 3

Tax 1/2 year: \$2.06

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11524
Account Nos. 29134-429134
No Tax Map
126.4 Min., Toneys Br., Coal Only in Campbells Cr. No. 2 Gas Seam Land 0; Mineral 370; Bldg. 0; Total 370 Class 3
Tax 1/2 year: \$4.75

Carbon Fuel Company Ticket No. 11525 Account Nos. 29135-429135

Tax Map/Parcel: 1/9 5 Min., Coal Only, Toneys Br. Land 0; Mineral 990; Bldg. 0; Total 990 Class 3 Tax 1/2 year: \$12.70

Carbon Fuel Company
Ticket No. 11526
Account Nos. 29136-429136
Tax Map/Parcel: 1/10
15 Min., Coal Only, Toneys Br., Less Lot
Land 0; Mineral 3640; Bldg. 0; Total 3640
Class 3

Tax 1/2 year: \$46.69

Boone County, Sherman District

Carbon Fuel Company
Ticket No. 11486
Tax Map/Parcel: 1/0007
30 Fee, ½ Int., in O&G, Toneys Br.
Land 3600; Mineral 10000; Bidg. 0; Total 13600
Class 3
Tax 1/2 year: \$174.44

Carbon Fuel Company
Ticket No. 11487
Tax Map/Parcel: 1/0008
18.2 Fee, Toneys Br., Less O&G
Land 2160; Mineral 6010; Bldg. 0; Total 8170
Class 3
Tax 1/2 year: \$104.79

Carbon Fuel Company Part Tract 36B
Ticket No. 11488
Tax Map/Parcel: 4/0090
24 Fee, Less O&G, Big Coal
Land 2880; Mineral 20; Bidg. 0; Total 2900
Class 3
Tax 1/2 year: \$37.20

Carbon Fuel Company Part Tract 368 Ticket No. 11489 Tax Map/Parcel: 4/0110 1 Fee, Toneys Br. Land 540; Mineral 0; Bldg. 0; Total 540 Class 3 Tax 1/2 year: \$6.93 Carbon Fuel Company Part Tract 36B Ticket No. 11490
Tax Map/Parcel: 4/0111
7.53 SF., Toneys Br., Lot 7
Land 900; Mineral 0; Bldg. 0; Total 900
Class 3
Tax 1/2 year: \$11.54

Carbon Fuel Company Part Tract 36B Ticket No. 11491 Tax Map/Parcel: 5/0020 100 Fee , Less O&G, Big Coal, Toneys Br. (46)

Land 12840; Mineral 2090; Bldg. 0; Total 14930 Tax 1/2 year: \$191.49 Class 3

Carbon Fuel Company Part Tract 36B Ticket No. 11492 Tax Map/Parcel: 5/0021 42 Fee, Less O&G, Big Coal Land 5040; Mineral 1690; Bldg. 0; Total 6730

Class 3 Tax 1/2 year: \$86.32

Carbon Fuel Company Part Tract 36B
Ticket No. 11493
Tax Map/Parcel: 5/0025
231.14 Fee, Less O&G, Big Coal
Land 27600; Mineral 63230; Bldg. 0; Total 90890

Class

Tax 1/2 year: \$1,165.76

Carbon Fuel Company Part Tract 36B Ticket.No. 11494 Tax Map/Parcel: 5/0026 35 Fee, Big Coal, Toneys Br., Less O&G Land 4200; Mineral 11570; Bldg. 0; Total 15770

Class 3

Tax 1/2 year: \$202.27

Part Tract 36B Carbon Fuel Company

Ticket No. 11495 Tax Map/Parcel: 5/0027 66.75 Fee, Big Coal, Toneys Br., Less O&G Land 8040; Mineral 20500; Bldg. 0; Total 28540 Class 3

Tax 1/2 year: \$366.06

Carbon Fuel Company Part Tract 36B Ticket No. 11496 Tax Map/Parcel: 5/0028 88 Fee, Big Coal, Toneys Br., Less O&G Land 8760; Mineral 29090; Bidg. 0; Total 37850

Class 3 Tax 1/2 year: \$485.47

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Carbon Fuel Company Part Tract 36B
Ticket No. 11497
Tax Map/Parcel: 5/0029
50.5 Fee, Big Coal & Joes Cr., Less O&G
Land 6900; Mineral 16690; Bldg. 0; Total 23590
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Class 3 Tax 1/2 year: \$302.57

Part Tract 36B Carbon Fuel Company Ticket No. 11498

Tax Map/Parcel: 5/0030 141 Fee, Big Coal & Joes Cr., Less O&G Land 16080; Mineral 33430; Bldg. 0; Total 49510 Class 3

\$635.02 Fax 1/2 year:

Carbon Fuel Company Part Tract 18B
Ticket No. 11499
Tax Map/Parcel: 8/0001
4290.53 Fee, & 2.10 Min., Less O&G, Less .8SF., Less Lots, Joes Cr. Land 338880; Mineral 2565250; Bldg. 0; Total 2,9041.30

Class,3

Tax 1/2 year: \$37,248.37

Carbon Fuel Company

Ticket No. 11500 Tax Map/Parcel: 8/0005 12.62 SF., 2 Tracts, Parcel B&D, Big Coal Land 1500; Mineral 0; Bldg. 0; Total 1500

Class 3

Tax 1/2 year: \$19.24

Carbon Fuel Company
Ticket No. 11501
Tax Map/Parcel: 8/0079
54 Fee, Less O&G 109/160 Int., Joes Cr.
Land 4905; Mineral 24290; Bldg. 0; Total 29195

Class 3 Tax 1/2 year: \$374.46

Carbon Fuel Company
Ticket No. 11502
Tax Map/Parcel: 12/0050
20.39 Fee, Joes Cr.
Land 5940; Mineral 11950; Bldg. 0; Total 17890

Tax 1/2 year: \$229.46

Carbon Fuel Company Ticket No. 11503

Tax Map/Parcel: 60/0046 .21 Fee, on Old state highway #3, Less O&G Land 600; Mineral 0; Bldg. 0; Total 600

Class 3 Tax 1/2 year: \$7.70

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11504
Tax Map/Parcel: 60/0047
1 SF., Big Coal
Land 120; Mineral 0; Bldg. 0; Total 120

Class 3

Tax 1/2 year: \$1.54

Carbon Fuel Company Part Tract 36B Ticket No. 11505
Tax Map/Parcel: 60/0048
30' R.W, Toneys Br., Big Coal Less O&G Land 60; Mineral 0; Bidg. 0; Total 60
Class 3 Part Tract 36B

Fax 1/2 year: \$.77

Carbon Fuel Company
Ticket No. 11506
Tax Map/Parcel: 60/0049
Strip 30' Wide at Comfort, Joes Cr
Land 60; Mineral 0; Bldg. 0; Total 60

Fax 1/2 year: \$.77

Carbon Fuel Company
Ticket No. 11507
Tax Map/Parcel: 60/0050
.21 SF., Joes Cr.
Land 60; Mineral 0; Bldg. 0; Total 60

Tax 1/2 year: \$.77 Class 3

Carbon Fuel Company Ticket No. 11508 Account No. 29110 No Tax Map

1.51 Min., Joes Cr. Land 0; Mineral 490; Bldg. 0; Total 490 Class 3 Tax 1/2 year: \$6.29

Carbon Fuel Company
Ticket No. 11509
Account Nos. 29113-429113
Tax Map/Parcel: 7/49
3.3 Min., Coal Only, Toneys Br
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company
Ticket No. 11510
Account Nos. 29114-429114
Tax Map/Parcel: 8/1
10.27 Min., 6 Tracts, Joes Cr.
Land 0; Mineral 3390; Bldg. 0; Total 3390
Class 3
Tax 1/2 year: \$43.48

Carbon Fuel Company
Ticket No. 11511
Account Nos. 29116-429116
Tax Map/Parcel: 7/51
18.9 Min., Coal Only, Lot 4, Toneys Br.
Land 0; Mineral 5280; Bldg. 0; Total 5280
Class 3

Carbon Fuel Company
Ticket No. 11512
Account Nos. 29118-429118
Tax Map/Parcel: 8/5
32 Min., Coal Only, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$:39

Fax 1/2 year: \$67.72

Carbon Fuel Company Part Tract 36B Ticket No. 11513
Account Nos. 29119–429119
No Tax Map
17 Min., Less O&G, Big Coal

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Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: $.39
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Carbon Fuel Company
Ticket No. 11514
Account Nos. 29120-429120
No Tax Map
16.6 Min., Coal Only in Campbells Cr. No. 2 Gas Seam
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Part Tract 36B Carbon Fuel Company Pricket No. 11515 Account Nos. 29121-429121

No Tax Map 66.5 Min., Less O&G, Big Coal Land 0; Mineral 230; Bldg. 0; Total 230 Class 3

Fax 1/2 year: \$2.95

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11516
Account Nos. 29122-429122
No Tax Map 124.5 Min., Less O&G, Big Coal Land 0; Mineral 140; Bldg. 0; Total 140

Class 3 Tax 1/2 year: \$1.80

Carbon Fuel Company Ticket No. 11517 Account Nos. 29124-429124 No Tax Map

100 Min., Coal Only in Campbell Cr. No. 2 Gas Seam, Toney's Br. Land 0; Mineral 18180; Bldg. 0; Total 18180 Class 3 Tax 1/2 year. \$233.18

Part Tract 36B Carbon Fuel Company Par Ticket No. 11518 Account Nos. 29126-429126 No Tax Map

Coal Only in Campbells Cr.

No. 2 Gas Seam Under 101.2A Land 0; Mineral 60; Bldg. 0; Total 60 Class 3 Tax 1/2 year: \$.77 Carbon Fuel Company Part Tract 36E Ticket No. 11519
Account Nos. 29128-429128
No Tax Map
146 Min., Coal Only, Short Cr.
Land 0; Mineral 430; Bldg. 0; Total 552 Class 3
Tax 1/2 year: \$5.52

Carbon Fuel Company Part Tract 36B Ticket No. 11520
Account Nos. 29129-429129
No Tax Map 53.7 Min., Coal Only, Toneys Br.
Land 0; Mineral 30; Bldg. 0; Total 30

Tax 1/2 year. \$.39
Carbon Fuel Company
Ticket No. 11521
Account Nos. 29130-429130
No Tax Map
.02 Min., Less O&G, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11522
Account Nos. 29131-429131
No Tax Map
4.84 Min., Less O&G, Blg Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year. \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11523 Account Nos. 29132-429132 No Tax Map 136.13 Min., Less O&G, Big Coal

Land 0; Mineral 160; Bldg. 0; Total 160 Class 3

Tax 1/2 year: \$2.06

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11524
Account Nos. 29134-429134
No Tax Map
126.4 Min., Toneys Br., Coal Only in Campbells Cr. No. 2 Gas Seam Land 0; Mineral 370; Bldg. 0; Total 370 Class 3

Tax 1/2 year: \$4.75

Carbon Fuel Company
Ticket No. 11525
Account Nos. 29135-429135
Tax Map/Parcel: 1/9
5 Min., Coal Only, Toneys Br.
Land 0; Mineral 990; Bldg. 0; Total 990
Class 3
Tax 1/2 year: \$12.70

Carbon Fuel Company
Ticket No. 11526
Account Nos. 29136-429136
Tax Map/Parcel: 1/10
15 Min., Coal Only, Toneys Br., Less Lot Land 0; Mineral 3640; Bldg. 0; Total 3640
Class 3
Tax 1/2 year: \$46.69

Company

Ticket No. 11486 Tax Map/Parcel: 1/0007 30 Fee, ½ Int., in O&G, Toneys Br. Land 3600; Mineral 10000; Bldg. 0; Total 13600 Class 3

Tax 1/2 year: \$174.44

Carbon Fuel Company
Ticket No. 11487
Tax Map/Parcel: 1/0008
18.2 Fee, Toneys Br., Less O&G
Land 2160; Mineral 6010; Bldg. 0; Total 8170
Class 3
Tax 1/2 year: \$104.79

Carbon Fuel Company Part Tract 36B Ticket No. 11488
Tax Map/Parcel: 4/0090
24 Fee, Less O&G, Big Coal Land 2880; Mineral 20; Bidg. 0; Total 2900 Class 3
Tax 1/2 year: \$37.20

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11489

Tax Map/Parcel: 4/0110
1 Fee, Toneys Br.
Land 540; Mineral 0; Bldg. 0; Total 540

Class 3 Tax 1/2 year: \$6.93

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11490 Tax Map/Parcel: 4/0111 7.53 SF., Toneys Br., Lot 7 Land 900; Mineral 0; Bldg. 0; Total 900

Class 3

Tax 1/2 year: \$11.54

Carbon Fuel Company Part Tract 36B Ticket No. 11491 Tax Map/Parcel: 5/0020 100 Fee , Less O&G, Big Coal, Toneys Br.

Land 12840; Mineral 2090; Bldg. 0; Total 14930

Tax 1/2 year: \$191.49

Carbon Fuel Company Part Tract 36B Ticket No. 11492 Tax Map/Parcel: 5/0021 42 Fee, Less O&G, Big Coal Land 5040; Mineral 1690; Bldg. 0; Total 6730

Class 3

Tax 1/2 year: \$86.32

Part Tract 36B Carbon Fuel Company

Ticket No. 11493 Tax Map/Parcel: 5/0025 231.14 Fee, Less O&G, Big Coal Land 27600; Mineral 63230; Bldg. 0; Total 90890

Class 3

Tax 1/2 year: \$1,165.76

Carbon Fuel Company Part Tract 36B
Ticket No. 11494
Tax Map/Parcel: 5/0026
35 Fee, Big Coal, Toneys Br., Less O&G
Land 4200; Mineral 11570; Bidg. 0; Total 15770
Class 3

Fax 1/2 year: \$202,27

Part Tract 36B Carbon Fuel Company Ticket No. 11495

Tax Map/Parcel: 5/0027 66.75 Fee, Big Coal, Toneys Br., Less O&G Land 8040; Mineral 20500; Bldg. 0; Total 28540

Class 3

Tax 1/2 year: \$366.06

Part Tract 36B Carbon Fuel Company

Ticket No. 11496 Tax Map/Parcel: 5/0028 88 Fee, Big Coal, Toneys Br., Less O&G Land 8760; Mineral 29090; Bldg. 0; Total 37850

Tax 1/2 year: \$485.47

Carbon Fuel Company Part Tract 36B
Ticket No. 11497
Tax Map/Parcel: 5/0029
50.5 Fee, Big Coal & Joes Cr., Less O&G
Land 6900; Mineral 16690; Bldg. 0; Total 23590 Class 3

Tax 1/2 year: \$302.57

Part Tract 36B Carbon Fuel Company Ticket No. 11498 Tax Map/Parcel: 5/0030

141 Fee, Big Coal & Joes Cr., Less O&G Land 16080; Mineral 33430; Bldg. 0; Total 49510 Class 3

Tax 1/2 year: \$635.02

Carbon Fuel Company Part Tract 18B
Ticket No. 11499
Tax Map/Parcel: 8/0001
4290.53 Fee, & 2.10 Min., Less O&G, Less .8SF., Less Lots, Joes Cr. Land 338880; Mineral 2565250; Bldg. 0; Total 2,9041.30

Class 3 Tax 1/2 year: \$37,248.37

Carbon Fuel Company
Ticket No. 11500
Tax Map/Parcel: 8/0005
12.62 SF., 2 Tracts, Parcel B&D, Big Coal
Land 1500; Mineral 0; Bldg. 0; Total 1500
Class 3
Tax 1/2 year: \$19.24

Carbon Fuel Company
Ticket No. 11501
Tax Map/Parcel: 8/0079
54 Fee, Less O&G 109/160 Int., Joes Cr.
Land 4905; Mineral 24290; Bldg. 0; Total 29195
Class 3

Tax 1/2 year: \$374.46

Carbon Fuel Company Ticket No. 11502 Tax Map/Parcel: 12/0050 20.39 Fee, Joes Cr.

Land 5940; Mineral 11950; Bldg. 0; Total 17890

Tax 1/2 year: \$229.46

Carbon Fuel Company Ticket No. 11503

Ticket No. 11503 Tax Map/Parcel: 60/0046 .21 Fee, on Old state highway #3, Less O&G Land 600; Mineral 0; Bldg. 0; Total 600

Class 3

\$7.70 Fax 1/2 year:

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11504
Tax Map/Parcel: 60/0047
1 SF., Big Coal Land 120; Mineral 0; Bldg. 0; Total 120 Class 3

Tax 1/2 year: \$1.54

Part Tract 36B

Carbon Fuel Company Part Tract 36B Ticket No. 11505 Tax Map/Parcel: 60/0048 30' R/W, Toneys Br., Big Coal Less O&G Land 60; Mineral 0; Bldg. 0; Total 60 Class 3

Tax 1/2 year: \$.77

Carbon Fuel Company
Ticket No. 11506
Tax Map/Parcel: 60/0049
Strip 30' Wide at Comfort, Joes Cr
Land 60; Mineral 0; Bldg. 0; Total 60

Class 3 Tax 1/2 year: \$.77

Carbon Fuel Company
Ticket No. 11507
Tax Map/Parcel: 60/0050
.21 SF., Joes Cr.
Land 60; Mineral 0; Bldg. 0; Total 60

Tax 1/2 year: \$.77

Carbon Fuel Company Ticket No. 11508 Account No. 29110 No Tax Map

1.51 Min., Joes Cr. Land 0; Mineral 490; Bldg. 0; Total 490 Class 3 Tax 1/2 year: \$6.29

Carbon Fuel Company
Ticket No. 11509
Account Nos. 29113-429113
Tax Map/Parcel: 7/49
3.3 Min., Coal Only, Toneys Br
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company
Ticket No. 11510
Account Nos. 29114-429114
Tax Map/Parcel: 8/1
10.27 Min., 6 Tracts, Joes Cr.
Land 0; Mineral 3390; Bldg. 0; Total 3390

Class 3
Tax 1/2 year: \$43.48
Carbon Fuel Company
Ticket No. 11511
Account Nos. 29116-429116
Tax Map/Parcel: 7/51
18.9 Min., Coal Only, Lot 4, Toneys Br.
Land 0; Mineral 5280; Bldg. 0; Total 5280
Class 3
Tax 1/2 year: \$67.72

Carbon Fuel Company
Ticket No. 11512
Account Nos. 29118-429118
Tax Map/Parcel: 8/5
32 Min., Coal Only, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11513
Account Nos. 29119-429119
No Tax Map
17 Min., Less O&G, Big Coal

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Land 0; Mineral 30; Bidg. 0; Total 30
Class 3
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Tax 1/2 year: \$.39

No Tax Map

Carbon Fuel Company Ticket No. 11514 Account Nos. 29120-429120

16.6 Min., Coal Only in Campbells Cr. No. 2 Gas Seam Land 0; Mineral 30; Bldg. 0; Total 30 Class 3

Tax 1/2 year: \$.39

Part Tract 36B Carbon Fuel Company Part Tract 36B Ticket No. 11515
Account Nos. 29121-429121
No Tax Map
66.5 Min., Less O&G, Big Coal
Land 0; Mineral 230; Bldg. 0; Total 230
Class 3
Tax 1/2 year: \$2.95

Part Tract 36B Carbon Fuel Company

Ticket No. 11516
Account Nos. 29122-429122
No Tax Map
124.5 Min., Less O&G, Big Coal
Land 0; Mineral 140; Bldg. 0; Total 140

Class 3

Tax 1/2 year: \$1.80

Carbon Fuel Company

Ticket No. 11517
Account Nos. 29124-429124
No Tax Map
100 Min., Coal Only in Campbell
Cr. No. 2 Gas Seam, Toney's Br.
Land 0; Mineral 18180; Bldg. 0; Total 18180

Class 3 Tax 1/2 year: \$233.18

Part Tract 36B Carbon Fuel Company Par Ticket No. 11518 Account Nos. 29126-429126 No Tax Map

Coal Only in Campbells Cr.

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หง. z Gas Seam Under 101.2A Land 0; Mineral 60; Bldg. 0; Total 60 Class 3 Tax 1/2 year: \$.77 Carbon Fuel Company Part Tract 36B Ticket No. 11519
Account Nos. 29128-429128
No Tax Map
146 Min., Coal Only, Short Cr.
Land 0; Mineral 430; Bldg. 0; Total 552
Class 3

Tax 1/2 year: \$5.52

Carbon Fuel Company Part Tract 36B Ticket No. 11520
Account Nos. 29129-429129
No Tax Map 53.7 Min., Coal Only, Toneys Br. Land 0; Mineral 30; Bldg. 0; Total 30 Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company
Ticket No. 11521
Account Nos. 29130-429130
No Tax Map
.02 Min., Less O&G, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3

Fax 1/2 year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11522
Account Nos. 29131–429131
No Tax Map
4.84 Min., Less O&G, Big Coal
Land 0; Mineral 30; Bldg. 0; Total 30
Class 3
Tax 1/2 year: \$.39

Carbon Fuel Company Part Tract 36B Ticket No. 11523 Account Nos. 29132-429132 No Tax Map 136.13 Min., Less O&G, Big Coal i.

Land 0; Mineral 160; Bldg. 0; Total 160 Class 3 Tax 1/2 year: \$2.06

Part Tract 36B

Carbon Fuel Company Part Tract 36B Ticket No. 11524
Account Nos. 29134-429134
No Tax Map
126.4 Min., Toneys Br., Coal Only in Campbells Cr. No. 2 Gas Seam
Land 0; Mineral 370; Bldg. 0; Total 370
Class 3

Tax 1/2 year: \$4.75

Carbon Fuel Company Ticket No. 11525 Account Nos. 29135-429135 Tax Map/Parcel: 1/9

5 Min., Coal Only, Toneys Br. Land 0; Mineral 990; Bldg. 0; Total 990 Class 3 Tax 1/2 year: \$12.70

Carbon Fuel Company
Ticket No. 11526
Account Nos. 29136-429136
Tax Map/Parcel: 1/10
15 Min., Coal Only, Toneys Br., Less Lot Land 0; Mineral 3640; Bidg. 0; Total 3640

Class 3 Tax 1/2 year: \$46.69