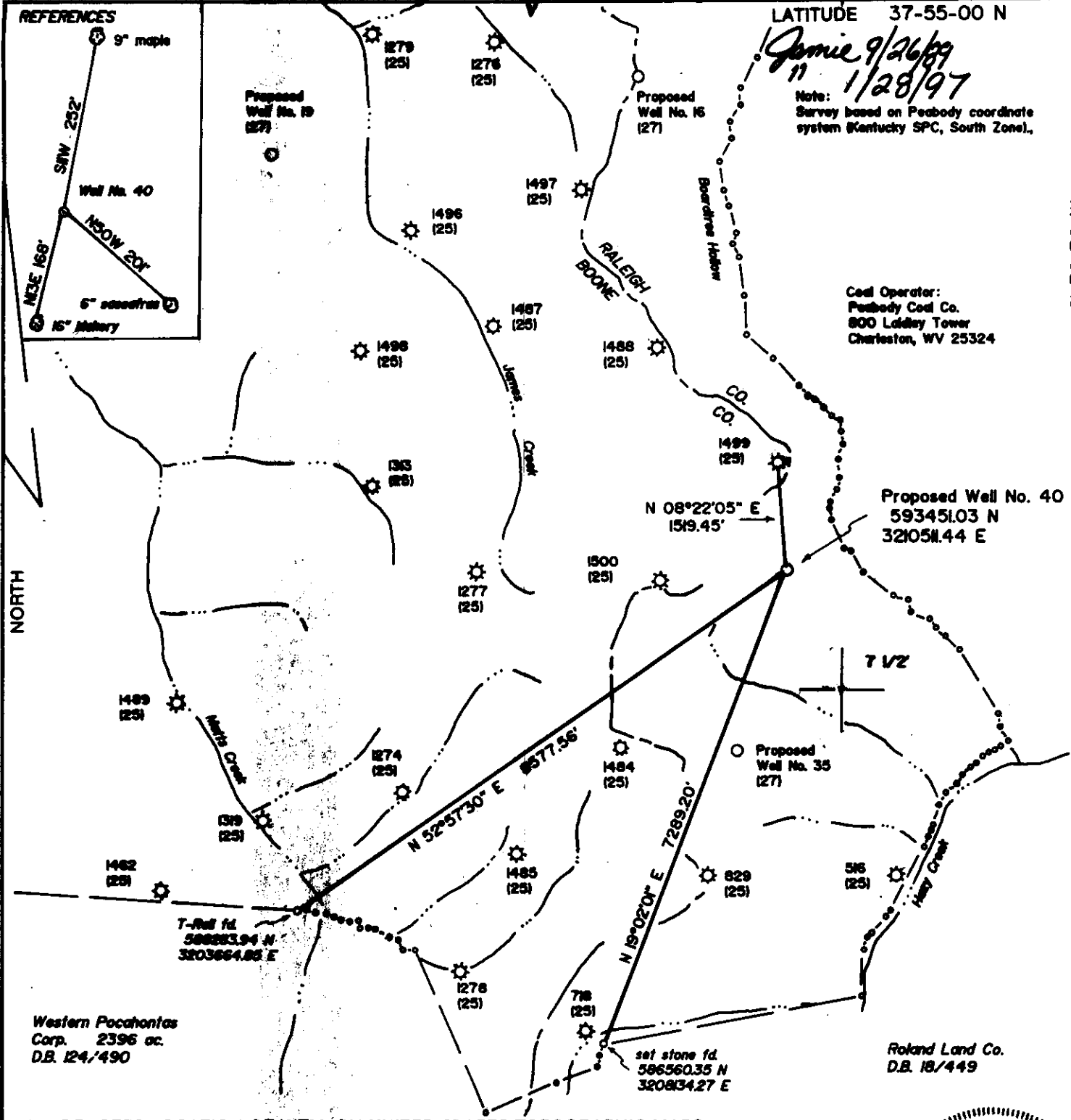


Janie 9/26/89
" 1/28/97

Note: Survey based on Peabody coordinate system (Kentucky SPC, South Zone).

Coal Operator:
 Peabody Coal Co.
 800 Laidley Tower
 Charleston, WV 25324



Proposed Well No. 40
 593451.03 N
 321051.44 E

N 08°22'05" E
 1519.45'

N 52°57'30" E 8577.56'

N 19°02'0" E 7289.20'

T-rod fd.
 588283.94 N
 3203664.88 E

set stone fd.
 586560.35 N
 3208134.27 E

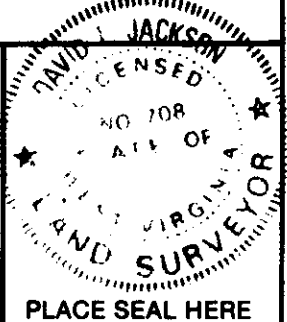
Western Pocahontas
 Corp. 2396 ac.
 D.B. 124/490

Roland Land Co.
 D.B. 18/449

(+) DENOTES LOCATION OF WELL ON UNITED STATES TOPOGRAPHIC MAPS

FILE NO. _____
 DRAWING NO. 1
 SCALE 1" = 2000'
 MINIMUM DEGREE OF ACCURACY 1 in 5000
 PROVEN SOURCE OF ELEVATION Peabody Sta. E-3
8534' SW of Location: elev. 2489.88'

I THE UNDERSIGNED, HEREBY CERTIFY THAT THIS PLAT IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND SHOWS ALL THE INFORMATION REQUIRED BY LAW AND THE REGULATIONS ISSUED AND PRESCRIBED BY THE DEPARTMENT OF ENERGY.
 (SIGNED) David Z. Jackson
 R.P.E. _____ L.L.S. 708



DEPARTMENT OF ENVIRONMENTAL PROTECTION
 OFFICE OF OIL & GAS
 #10 McJUNKIN ROAD
 NITRO, WEST VIRGINIA 25143-2506



DATE September 15, 19 89
 OPERATOR'S WELL NO. 40
 API WELL NO. _____

47-08100886P

WELL TYPE: OIL ___ GAS X LIQUID INJECTION ___ WASTE DISPOSAL ___
 (IF "GAS,") PRODUCTION ___ STORAGE X DEEP ___ SHALLOW X
 LOCATION: ELEVATION 2456 WATERSHED Hazy Creek
 DISTRICT Marsh Fork COUNTY Raleigh
 QUADRANGLE Whitesville 7 1/2'
 SURFACE OWNER Berwind Land Company ACREAGE 8044
 OIL & GAS ROYALTY OWNER Berwind Land Company LEASE ACREAGE 8044
 LEASE NO. 8391

COUNTY NAME
RAL

PROPOSED WORK: DRILL X CONVERT ___ DRILL DEEPER ___ REDRILL ___ FRACTURE OR STIMULATE ___ PLUG OFF OLD FORMATION ___ PERFORATE NEW FORMATION ___ OTHER PHYSICAL CHANGE IN WELL (SPECIFY) _____

JAN 31 1997

PLUG AND ABANDON ___ CLEAN OUT AND REPLUG ___
 TARGET FORMATION Berea Sand ESTIMATED DEPTH 4450
 WEL Eastern American Energy Corp. DESIGNATED AGENT
 ADD 501 56th. Street ADDRESS _____
 Charleston, wVa. 25304 PH: 925-6100

PERMIT
0886

State of West Virginia
DEPARTMENT OF ENERGY
Division of Oil and Gas

Well Operator's Report of Well Work

Farm name: BERWIND LAND COMPANY Operator Well No.: BERWIND #40

LOCATION: Elevation: 2456.00 Quadrangle: WHITESVILLE

District: MARSH FORK County: RALEIGH
Latitude: 9830 Feet South of 37 Deg. 55Min. 0 Sec.
Longitude 3650 Feet West of 81 Deg. 32 Min. 30 Sec.

Company: EDISTO RESOURCES CORPORAT
681 ANDERSON DR-FOSTER PLAZA
PITTSBURGH, PA 00001-5220

Agent: Dave Cash

Inspector: RODNEY G. DILLON
Permit Issued: 09/29/89
Well work Commenced: 10/23/89
Well work Completed: 11/8/89
Verbal Plugging
Permission granted on: _____
Rotary x Cable _____ Rig
Total Depth (feet) 4454'
Fresh water depths (ft) 65'
Salt water depths (ft) none
Is coal being mined in area (Y/N)? Y
Coal Depths (ft): 65'-507'-955'-1086'-1272'

Casing & Tubing	Used in Drilling	Left in Well	Cement Fill Up Cu. Ft.
Size			
13 3/8"	40'	40'	conductor
9 5/8"	1412'	1412"	to surface
4 1/2"	4425'	4425'	196 cuf

RECEIVED
APR 15 1990
DIVISION OF OIL & GAS
DEPT. OF ENERGY

OPEN FLOW DATA

Producing formation Upper Weir Pay zone depth (ft) 3961'
 Gas: Initial open flow 100 MCF/d Oil: Initial open flow 0 Bbl/c
 Final open flow 1619 MCF/d Final open flow 0 Bbl/c
 Time of open flow between initial and final tests 7 days Hours
 Static rock Pressure 640 psig (surface pressure) after 24 Hours

Second producing formation none Pay zone depth (ft) _____
 Gas: Initial open flow _____ MCF/d Oil: Initial open flow _____ Bbl/c
 Final open flow _____ MCF/d Final open flow _____ Bbl/c
 Time of open flow between initial and final tests _____ Hours
 Static rock Pressure _____ psig (surface pressure) after _____ Hours

NOTE: ON BACK OF THIS FORM PUT THE FOLLOWING: 1). DETAILS OF PERFORATED INTERVALS, FRACTURING OR STIMULATING, PHYSICAL CHANGE, ETC. 2). THE WELL LOG WHICH IS A SYSTEMATIC DETAILED GEOLOGICAL RECORD OF ALL FORMATIONS, INCLUDING COAL ENCOUNTERED BY THE WELLBORE.

William A. Staslicka
For: EDISTO RESOURCES CORPORATION APR 20 1990

By: William A. Staslicka, Regional Engineering Mgr.
Date: 11/10/89

STATE OF WEST VIRGINIA
DIVISION OF ENVIRONMENTAL PROTECTION
SECTION OF OIL AND GAS

AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE IN TRIPLICATE, one copy mailed to the Division, one copy to be retained by the Well Operator and the third copy (and extra copies if required) should be mailed to each coal operator at their respective addresses.

Farm name: BERWIND LAND COMPANY Operator Well No.: BERWIND #40

LOCATION: Elevation: 2,456.00 Quadrangle: WHITESVILLE
District: MARSH FORK County: RALEIGH
Latitude: 9830 Feet South of 37 Deg. 55 Min. 0 Sec.
Longitude 3650 Feet West of 81 Deg. 32 Min. 30 Sec.

Well Type: OIL _____ GAS XX

Company: Eastern American Energy
501 56th Street
Charleston, WV 25304

Coal Operator Performance Coal Co
or Owner c/o Massey Coal Services
Box 750

Agent: John M Paletti

Coal Operator Berwind Land Company
or Owner 100 One Valley Square
Charleston, WV 25301

Permit Issued: 01/28/97

AFFIDAVIT

STATE OF WEST VIRGINIA,
County of Raleigh ss:

Bowell/Schlumberger and Eastern American (Mark Jenkins) being first duly sworn according to law depose and say that they are experienced in the work of plugging and filling oil and gas wells and were employed by the above named well operator, and participated in the work of plugging and filling the above well, and Rodney Dillion Oil and Gas Inspector representing the Director, say that said work was commenced on the 3rd day of February, 1998, and that the well was plugged and filled in the following manner:

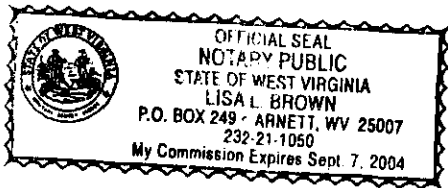
TYPE	FROM	TO	PIPE REMOVED	LEFT
Class A 12 SXS	4010'	3860'	2500' 4 - 1/2"	1775' 4 - 1/2"
Class A 60 SXS	2500'	2300'	-	1389' 9-5/8"
CTBP Set @ 1500'	-	-	-	-
THIXOTROPIC 115 SXS	1500'	1000'	-	-
CLASS A 400 SXS	1000'	Surface	-	-

Description of monument: 4' of 4 1/2" CSG, w/ API Number installed and that the work of plugging and filling said well was completed on the 5th day of February, 1998.

And further deponents saith not.

Sworn and subscribe before me this 5th day of February, 1998
My commission expires: Sept. 7, 2004

Mark Jenkins
Lisa L. Brown
Notary Public
Rodney Dillion
Oil and Gas Inspector:



1) Date: September 15, 1989
2) Operator's well number
Berwind Land #40
3) API Well No: 47 - 081 - 0886
State - County - Permit

STATE OF WEST VIRGINIA
DEPARTMENT OF ENERGY, DIVISION OF OIL AND GAS

NOTICE AND APPLICATION FOR A WELL WORK PERMIT

- | | |
|---|--|
| <p>4) Surface Owner(s) to be served:
 (a) Name <u>Berwind Land Co. ATTN: Ray</u>
 Address <u>Brainard, 1050 One Valley</u>
 <u>Square, Charleston, WV 25301</u>
 (b) Name _____
 Address _____
 (c) Name _____
 Address _____</p> | <p>5) (a) Coal Operator:
 Name <u>Peabody Coal Co. ATTN: Mike Eddie</u>
 Address <u>PO Box 1233</u>
 <u>Charleston, WV 25324</u>
 (b) Coal Owner(s) with Declaration
 Name <u>Berwind Land Co. ATTN: Ray Brainard</u>
 Address <u>1050 One Valley Square</u>
 <u>Charleston, WV 25301</u>
 Name _____
 Address _____
 (c) Coal Lessee with Declaration
 Name <u>Peabody Coal Co. ATTN: Mike Eddie</u>
 Address <u>PO Box 1233</u>
 <u>Charleston, WV 25324</u></p> |
| <p>6) Inspector <u>Rodney G. Dillon</u>
 Address <u>PO Box 1526</u>
 <u>Sophie, WV 25921</u>
 Telephone (304)-<u>683-3989</u></p> | |

TO THE PERSON(S) NAMED ABOVE TAKE NOTICE THAT:

____ Included is the lease or leases or other continuing contract or contracts by which I hold the right to extract oil and gas OR
x Included is the information required by Chapter 22B, Article 1, Section 8(d) of the Code of West Virginia (see page 2)

I certify that as required under Chapter 22B of the West Virginia Code I have served copies of this notice and application, a location plat, and accompanying documents pages 1 through ____ on the above named parties, by:

- x Personal Service (Affidavit attached)
- ____ Certified Mail (Postmarked postal receipt attached)
- ____ Publication (Notice of Publication attached)

I have read and understand Chapter 22B and 38 CSR 11-18, and I agree to the terms and conditions of any permit issued under this application.

I certify under penalty of law that I have personally examined and am familiar with the information submitted on this application form and all attachments, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete.

I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Well Operator Edisto Resources Corporation
By: Robert T. Golier Robert T. Golier
Its: Vice President & Eastern Region Manager
Address 681 Andersen Drive, Foster Plaza VI
Pittsburgh, PA 15220
Telephone (412) 921-3700

Subscribed and sworn before me this 15th day of September, 1989

Patricia A. Fisher Notary Public
My commission expires August 17, 1998