FORM WR-38 (Affidavit of Plugging)

STATE OF WEST VIRGINIA **DEPARTMENT OF ENERGY** OIL AND GAS WELLS DIVISION

AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE MADE 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.

Consolidation Coal Co./McElroy Coal Co.

Coal Operator or Owner

1 Bridge Street, Monongah, WV 26554

Address

Consolidation Coal Co./McElroy Coal Company

Coal Operator or Owner

1 Bridge Street, Monongah, WV 26554

Address

Consolidation Coal Co./McElroy Coal Company

Lease or Property Owner

1 Bridge Street, Monongah, WV 26554

Address

Consolidation Coal Co.

Name of Well Operator

1 Bridge Street, Monongah, WV 26554

Complete Address

Glen Easton 7.5'

Well Location

Meade

District

Marshall

County

M-127

Well No.

Consolidation Coal Co.

Farm

STATE INSPECTOR SUPERVISING PLUGGING

Terry Urban

STATE OF WEST VIRGINIA, County of _

Mike Mitchell and Kevin Wright 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 Consolidation Coal Company well operator, and participated in the work of plugging and filling the above well, that said work was commenced on the June 24, 2003 and that the well was plugged in the following manner:

| | | | | t |
|--|--------------------------------|---|------------------|-------------------|
| Sand or Zone Record | Filling Material | Plugs Used | Casing Pulled | Casing Left In |
| Formation | | Size & Kind | | |
| Cleaned 12 1/4" hole from surface to 1052'. Reduce hole to 9 7/8", cleaned hole from 1052 to 1103'. Top of 7" casing @ 1103'. | | | 16" | 41' |
| Reduced hole to 6 ¼", cleaned 6 ¼" hole from 1103' to 1151'. Cleaned 12 ¼" hole thru Pittsburgh Coal which was from 920' to 925'. | | , , | 7" | 48' |
| Cemented well with solid plug from 1151' to 820' with 163 sacks of THIX with RED Dye cement and from 820' to surface with 391 sacks of Hi-yield lite cement. Cement did circulate. | | | | |
| Left 41' of 16" conductor at surface. | | 2 | | |
| | | M8-6-03 | | |
| z z | | | | |
| Coal Seams | , 6 | Description of Monument | | |
| (Name) | Pittsburgh Coal – 920' to 925' | 7" well marker, 77" long with Consol Coal Co., | | |
| (Name) | | Well number, permit number, date and solid plug | | |
| (Name) | | Stated on 7" casing. Well marker will be | | |
| (Name) | | Attached to solid cement plug at ground level. | | |

... and that the work of plugging and filling said well was completed on July 3, 2003.

And further deponents saith not.

Sworn to and subscribed before me this the 11th Day of July, 2003

My commission expires: December 22, 2003

NOTARY PUBLIC STATE OF WEST VIRGINIA KATHLEEN M. BLAKE P.O. BOX 212 BUCKHANNON, WV 26201 My Commission Explies Dec. 22, 2003

Permit No. 47-51-00908-P