

PS24-013

PROOF OF OWNERSHIP

TWENTYMILE COAL, LLC – FOIDEL CREEK MINE OWNERSHIP INFORMATION

The following documents vest in Twentymile Coal, LLC (TC) the rights to enter and conduct surface and underground coal mining operations in the permit area. These rights are not subject to any pending litigation.

- 1) CONTRACT, dated February 15, 1983 between TC and GMMI, whereby TC has all rights to enter and to operate the surface and underground coal mining operations contemplated under this permit revision application. The owner of the fee and/or leasehold interests in the coal and property to be mined, including the surface areas to be disturbed, is the successor by merger to GMMI.
- 2) EQUIPMENT LEASE, of mining equipment and facilities for the underground and related surface operations, between Cyprus Western Coal Equipment Company and Cyprus Western. These equipment and facilities will be available to TC under the contract described in (1) for use in the operations.
- 3) CERTIFICATION OF NAME CHANGE, dated December 21, 1981, and August 20, 1982, of the Secretary of State of Colorado certifying the name change of Energy Fuels Corporation to Colorado Yampa Coal Company, and Colorado Yampa Coal Company to Colorado Yampa Leasing Company, respectively. Reference in the description of documents below the Energy Fuels Corporation or Colorado Yampa Coal Company is therefore to the same entity now called Colorado Yampa Leasing Company, an affiliate of TC.
- 4) DEED AND BILL OF SALE, dated August 31, 1982, wherein Colorado Yampa Leasing Company granted, bargained, sold and delivered unto Getty Coal Company its entire right, title and interest in and to all of its fee and lease surface and mineral interests.
- 5) ASSIGNMENT, dated August 31, 1982, wherein Getty Coal Company assigned, sold and transferred all its right, title and interest in the fee and lease surface and mineral interests acquired from Colorado Yampa Leasing Company to Getty Minerals Marketing, Inc.
- 6) CERTIFICATES OF OWNERSHIP AND MERGER, merging Getty Minerals Marketing, Inc. into Cyprus Western Coal Company (August 30, 1985); and Cyprus Western Coal Company into Cyprus Amax Coal Company (April 1, 1997); filed with the Office of Secretary of State, Delaware.
- 7) CERTIFICATES OF OWNERSHIP AND MERGER merging Plateau Company into Cyprus Western Coal Equipment Company (August 30, 1985); Cyprus Western Coal Equipment Company into Cyprus Western Coal Company (December 31, 1990); and Cyprus Amax Coal Company into RAG American Coal Company (June 30, 1999); filed with the Office of Secretary of State, Delaware.
- 8) WARRANTY DEED, dated July 27, 1973, between A.L. Bennett, John R. Bennett, Grantor and Energy Fuels Corporation, Grantee, of the following property (surface only):

Township 5 North, Range 86 West, of the 6th P.M.
Section 31 E½
- 9) WARRANTY DEED, dated July 7, 1974 between Clyde M. Dinius Trust, Grantor and Energy Fuels Corporation, Grantee of the following property (surface only):

Township 5 North, Range 86 West of the 6th P.M.
Section 29 W½
Section 30 E½
Section 31 E½E½
Section 32 W½

10) WARRANTY DEED, dated August 20, 1962, between Clyde M. Dinius and L. Eunice Dinius, Grantor, and Energy Coal Company, Grantee, of the following property:

A tract of land located in Section 29 and 32, Township 5 North, Range 86 West of the 6th P.N., more particularly described as follows:

Beginning at the south $\frac{1}{4}$ corner of Section 29, Township 5 North, Range 86 West and run thence northerly 433.3 feet on the east line of the SW $\frac{1}{4}$ of Section 29; thence S 52 degrees 21 minutes W, 389.2 feet; thence S49 degrees 6 minutes E, 1138.6 feet; thence S 29 degrees 34 minutes E, 594.1 feet; thence N 60 degrees 26 minutes E, 785.0 feet; thence northerly 637.0 feet, more or less on the east line of the NW $\frac{1}{4}$ of Section 32 to the point of beginning, containing 24.35 acres more or less (surface only).

Energy Fuels was the same corporation as Energy Coal Company. The name of Energy Coal Company was officially changed to Energy Fuels Corporation in 1972.

11) WARRANTY DEED, dated March 13, 1985 between J. Ramsay Harris, Thomas J. Greenhalgh, Myrtle M. Redshaw, Raymond G. Greenhalgh, Sue Harris Crampton and Hayden H. Harris, et al., Grantors and Getty Minerals Marketing, Inc., Grantee, of the following property (surface only):

Township 5 North, Range 86 West, of the 6th P.M.

Section 28 SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 29 SE $\frac{1}{4}$

Section 32 E $\frac{1}{2}$

Section 33 S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 29 SE $\frac{1}{4}$

Section 32 E $\frac{1}{2}$

Section 33 S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

12) QUIT-CLAIM DEED, dated September 15, 1976, between Dale J. and Lynda D. Kemmer, Grantor and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.

Section 31 N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$

13) WARRANTY DEED, dated May 1, 1975, between Wilbur L. Rogers and Ruby Mae Rogers, Grantors and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.

Section 21 SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ less a 1.923 acre tract

Section 28 E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ less a 3.732 acre tract

Section 29 N $\frac{1}{2}$ NE $\frac{1}{4}$

14) WARRANTY DEED, dated November 25, 1974, between Wesley Schlegel and Mary E. Schlegel, George C. Thomsen and Merle H. Thomsen, Grantors and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.

Section 30: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$

Township 5 North, Range 87 West, of the 6th P.M.

Section 25: Lots 1, 2, 3, and 4

15) WARRANTY DEED, dated October 7, 1974, between Delbert L. Scott and Jean E. Scott, Grantors and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.

Section 19: E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, Lots 5, 6, 7, and 8

Section 20: SW $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 30: E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 1 and 2

- 16) QUIT-CLAIM DEED, dated June 4, 1975, between Robert W. Adams, Grantor and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.
Section 31: W $\frac{1}{2}$ E $\frac{1}{2}$

- 17) QUIT-CLAIM DEED, dated March 7, 1977, between Robert W. Adams, Grantor and the Routt County Fuel Company. Conveyance dated March 1, 1984 from Routt County Fuel Company to Plateau Company, (surface and mineral):

Township 4 North, Range 86 West, of the 6th P.M.
Section 8: Lots 1, 2, & 3 SE $\frac{1}{4}$
Section 9: Lots 4 & 5 NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 16: W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17: NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 18: Lots 2 & 8, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Section 19: NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Lot 10, W $\frac{1}{2}$ Lot 14
Section 30: Lot 4

Township 4 North, Range 87 West, of the 6th P.M.
Section 26: N $\frac{1}{2}$ NE $\frac{1}{4}$

Township 5 North, Range 86 West, Of the 6th P.M.
Section 28: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 29: S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 33: NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ (bounded on south by old county road being 10 acres, more or less), S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

- 18) MINING LEASE, dated January 15, 1982, between Theodore Ticken, Lessor and Colorado Yampa Coal Company, Lessee, of the following property:

Township 5 North, Range 86 West, of the 6th P.M.
Section 29: W $\frac{1}{2}$
Section 30: E $\frac{1}{2}$
Section 31: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 32: W $\frac{1}{2}$

- 19) STATE OF COLORADO COAL MINING LEASE 530/13-S, dated November 12, 1979, between the State of Colorado, Lessor and Energy West, Inc., Lessee, of the following property:

Township 5 North, Range 86 West, of the 6th P.M.
Section 4: All
Section 5: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 6: N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 7: S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$
Section 8: NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
Section 9: All
Section 17: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 18: All

Township 6 North, Range 86 West, of the 6th P.M.
Section 22: E $\frac{1}{2}$
Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$
Section 28: S $\frac{1}{2}$

Section 29: SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: All
Section 32: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$
Section 33: N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
Section 34: N $\frac{1}{2}$

By assignment dated May 28, 1981, Energy West Inc., sold, assigned and transferred all of its right, title and interest in State of Colorado Mining Lease 530/13-S to Energy Fuels Corporation.

- 20) MINING LEASE, dated October 6, 1972, between Rocky Mountain Fuel Company, Lessor and Energy Fuels Corporation, Lessee, of the following property:

Township 5 North, Range 87 West, 6th P.M.

Section 19: Tracts 39 and 40
Section 24: Tracts 39 and 40, W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 25: W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$
Section 35: Lots 2, 4, 9, 10, 11, 12

Township 4 North, Range 87 West, 6th P.M.

Section 11: Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 12: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 5 North, Range 85 West, 6th P.M.

Section 7: Lot 4
Section 18: Lots 1, 2, 3, 4, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 19: All

Township 5 North, Range 87 West, 6th P.M.

Section 23: All
Section 24: all (except Tracts 39, 40) W $\frac{1}{2}$ SE $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 26: all
Section 27: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 34: E $\frac{1}{2}$ NE $\frac{1}{4}$
Section 35: N $\frac{1}{2}$

- 21) EASEMENT, dated March 14, 1983, between Perley C. Green and Bonnie Jean Green, Grantors and Colorado Yampa Coal Company, Grantee, of the following property:

Township 5 North, Range 86 West, 6th P.M.

A tract of land located in Section 20 more particularly described as follows:

Beginning at the SW corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 5 North Range 86 West, thence North 0° 10' 27" East, 1,000 feet, thence south 49° 54' 12" East, 1,502.76 feet, thence south 88° 24' 07" West, 1,150 feet to the point of beginning.

The Easement grants Grantee the rights of ingress and egress and rights to perform all reclamation activities, including without limitation all activities reasonably necessary for reclamation and monitoring of environmental factors.

- 22) QUIT-CLAIM DEED, dated August 2, 1976, between Morgan Coal Company, Grantor and Energy Fuels Corporation, Grantee, of the following property (surface and mineral):

Township 5 North, Range 86 West, 6th P.M.

Section 33: N $\frac{1}{2}$ NW $\frac{1}{4}$, except a tract in NW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of Section 33, in Township 5 North, Range 86 West, of the 6th P.M.; thence East a distance of 680 feet, thence South a distance of 693 feet; thence in a Northwesterly direction on a direct line to a point 407 feet south of the point of beginning; thence North a distance of 407 feet to the point of beginning.

- 23) QUIT-CLAIM DEED, dated March 1, 1984, between Robert W. Adams Estate, Grantor and Plateau Company, Grantee of the following property (surface and mineral):

Township 4 North, Range 86 West, 6th P.M.

Section 7: Lots 8, 12, 13, 14

Section 8: E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 18: Lots 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16

Section 19: Lots 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, NW $\frac{1}{4}$ NE $\frac{1}{4}$

Township 4 North, Range 87 West, 6th P.M.

Section 12: S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 13: All

Section 14: E $\frac{1}{2}$ E $\frac{1}{2}$

Section 23: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 24: W $\frac{1}{2}$, SE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 25: N $\frac{1}{2}$ N $\frac{1}{2}$

Township 5 North, Range 86 West, 6th P.M.

Section 33: NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 34: NW $\frac{1}{4}$ SW $\frac{1}{4}$

- 24) OPTION TO PURCHASE COAL, dated November 14, 1983, between Lee L. Dahl and LaVon B. Dahl, Optioners and Getty Coal Company, Optionee:

Township 5 North, Range 86 West, 6th P.M.

Section 5: SW $\frac{1}{4}$

Section 6: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$

Section 8: NE $\frac{1}{4}$ NW $\frac{1}{4}$

- 25) MINERAL DEED, dated January 24, 1974, between Gene E. Fischer, Grantor and Energy Fuels Corporation, Grantee, of the following property:

Township 5 North, Range 86 West, of the 6th P.M.

Section 2: W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Grantor conveyed all of his right, title and interest in and to an undivided 50% interest in the coal in the described tract.

- 26) WARRANTY DEED, dated September 27, 1978, between Arthur R. and Florence P. Hudspeth, Grantors and Energy Fuels Corporation, Grantee of the following property (surface and mineral):

Township 5 North, Range 86 West, of the 6th P.M.

Section 2: Lots 2, 3, 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 3: Lots 1, 2, 3, S $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$

Township 6 North, Range 86 West, of the 6th P.M.

Section 34: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 35: SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

- 27) WARRANTY DEED, dated January 29, 1973, between Oak Creek Development Corporation, Grantor and Energy Fuels Corporation, Grantee of the following property (surface and minerals):

Township 5 North, Range 86 West of the 6th P.M.

Section 1: W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$

Section 2: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 12: W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 13: E $\frac{1}{2}$ E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 24: all

- 28) WARRANTY DEED, dated October 8, 1975, between Jimmy W. Thomas, Grantor and Energy Fuels Corporation, Grantee of the following property (surface only):

Township 5 North, Range 86 West, of the 6th P.M.

Section 11: N $\frac{1}{2}$, SE $\frac{1}{4}$ (except railroad right-of-way)

Section 12: NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$,

(except that part of said NW $\frac{1}{4}$, SE $\frac{1}{4}$, lying north-easterly of the County Road)

Section 13: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$

Section 14: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$

- 29) WARRANTY DEED, dated January 29, 1973, between Oak Creek Development Corporation Grantor, and Energy Fuels Corporation, Grantee.

Township 5 North, Range 86 West, of the 6th P.M.

Section 1: SW $\frac{1}{4}$

Section 2: E $\frac{1}{2}$ SE $\frac{1}{4}$

- 30) WARRANTY DEED, dated May 1, 1974, between James E. Camilletti and Alice I. Camilletti, Grantors, and Energy Fuels, Grantee.

Township 5 North, Range 86 West of the 6th P.M.

Section 1: E $\frac{1}{2}$ NW $\frac{1}{4}$

Section 2: E $\frac{1}{2}$ NE $\frac{1}{4}$

- 31) WARRANTY DEED: Dated September 27, 1978 between Arthur R. Hudspeth and Florence P. Hudspeth, and Energy Fuels, Grantee.

Township 5 North, Range 86 West of the 6th P.M.

Section 2: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Eastern Mining District

TC bases its right to mine the coal located within this district on the following documents:

Coal Leases

Federal Lease COC-54608 gives TC the right to mine the Wadge Coal Seam by underground methods in the lands described below. The effective date for this lease is February 1, 1996.

T5N, R86W, Sixth P.M.

Section 21: N $\frac{1}{2}$, SE $\frac{1}{4}$

Section 22: E $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$

Section 23: all

Section 26: N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 27: W $\frac{1}{2}$

Section 28: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

Section 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Containing approximately 2,600 acres

Federal Coal Lease C-081330 gives TC the right to mine coal in the lands described below. The effective date of the lease is November 1, 1963. The lease allowed for mining of all seams by any mining method, except for the restriction presented in the following description.

T4N, R86W, Sixth P.M.

Section 8: Lots 1, 2, 3, and SE $\frac{1}{4}$

Section 9: N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$, W $\frac{1}{2}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 18: Lot 8, E $\frac{1}{2}$

T5N, R86W, Sixth P.M.

Section 19: Lot 7, S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ (Tract B - Wadge Seam only)

Section 20: S $\frac{1}{2}$

Section 20: E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ (Tract A - Wadge Seam only)

Section 21: SW $\frac{1}{4}$

Section 28: W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 29: NE $\frac{1}{4}$

Section 33: W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Containing approximately 2,215.28 acres

Federal Lease D-052547 gives TC the right to mine coal in the lands described below. The effective date is March 1, 1945.

T5N, R85W, Sixth P.M.

Section 9: Lots 2 through 5, inclusive, N $\frac{1}{2}$ SE $\frac{1}{4}$

T5N, R86W, Sixth P.M.

Section 28: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 29: SE $\frac{1}{4}$

Section 32: E $\frac{1}{2}$

Section 33: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

Containing approximately 1,145.13 acres

Colorado Lease CO-609 gives TC the right to mine coal from the lands described below. The effective date of the lease is November 12, 1989.

T5N, R86W, Sixth P.M.

Section 4: all

Section 5: N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 6: N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 7: S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$

Section 8: NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$

Section 9: all

Section 17: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 18: All

T6N, R86W, Sixth P.M.

Section 22: E $\frac{1}{2}$

Section 27: E $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$

Section 28: S $\frac{1}{2}$

Section 29: SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 31: all

Section 32: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$

Section 33: N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Section 34: N½

Containing approximately 8,183.65 acres

Colorado Lease CO-3229 gives TC the right to mine coal from the lands described below. The effective date of the lease is December 4, 1993.

T5N, R86, Sixth P.M.

Section 3: Lot 4, SW¼

Section 10: all

Section 11: all

Section 12: NW¼NW¼, S½NW¼, N½SW¼, SW¼SW¼

Section 13: SW¼NW¼, W½SW¼, SE¼SW¼, SW¼SE¼

Section 14: All

Section 15: N½N½, SE¼NE¼, SW¼NW¼, S½SW¼, SE¼

Containing approximately 1,080.6 acres

TC owns, in fee, the coal contained in the following described parcels:

Chevron Property

Special Warranty Deed between Chevron and Cyprus Western Coal Company, [with an] effective date February 14, 1994.

T5N, R86W, Sixth P.M.

Section 22: W½E½ (37.5%)

Section 27: E½ (25%)

T5N, R86W, Sixth P.M. (all 20% interest)

Section 15: SW¼NE¼, SE¼NW¼, N½SE¼

Section 16: all

Section 17: S½SE¼, SE¼SW¼

Section 20: NE¼NW¼

The effective date of the purchase was October 25, 1993

Gregory, et al Acquisition - 80% ownership

Conservation and Guardians Mineral Deed [Special Warranty Deed], [with an] effective date of April 5, 1989.

T5N, R86W, Sixth P.M.

Section 15: SW¼NE¼, SE¼NW¼, N½SW¼

Section 16: All

Section 17: S½SE¼, SE¼SW¼

Section 20: NE¼NW¼,

Ashley Property

Warranty Deed between Ethel and Kenneth Ashley, respectively, and TC, [with an] effective date of August 11, 1995 for both Ethel Ashley & Co. and Kenneth Ashley & Co.

T5N, R86W, Sixth P.M.

Section 22: W½E½ lying northwest of County Road 33

Containing approximately 137 acres

Andis Property

Warranty Deed between Earl Andis and TCC, [with an] effective date of September 27, 1996.

T5N, R86W, Sixth P.M.
Section 22: W½E½

Eastern Mining District (Panels 2 Right through 6 Right - PR 97-04)

Coal Leases

Amended and restated Coal Mining Lease No. CO-3229, issued by the State of Colorado, gives TC the right to mine coal from the lands described below. The effective date is October 28, 1996.

T5N, R86W, Sixth P.M.
Section 3: Lot 4, SW/4
Section 4: all
Section 5: N/2NE/4; SE/4NE/4; NE/4NW/4; NE/4SE/4; S/2SE/4
Section 6: N/2; SW/4; N/2SE/4; SW/4 E/4
Section 7: S/2NE/4; W/2; SE/4
Section 8: NE/4; NW/4NW/4; S/2NW/4; S/2
Section 9: all
Section 10: all
Section 11: all
Section 12: NW/4NW/4; S/2NW/4; N/2SW/4; SW/4SW/4
Section 13: SW/4NW/4; W/2SW/4; SE/4SW/4; SW/4SE/4
Section 14: all
Section 15: N/2N/2; SE/4NE/4; SW/4NW/4; S/2SW/4; SE/4
Section 17: N/2; N2/S/2; SW/4SW/4
Section 18: all

T6N, R86W, Sixth P.M.
Section 22: E/2
Section 27: E/2 NE/4; S/2
Section 28: S/2
Section 29: SE/4NE/4, N/2NE/4, W/2, E/2SE/4
Section 31: all
Section 32: NE/4NE/4, S/2NE/4, W/2, SE/4
Section 33: N/2, N2SW/4, SE/4SW/4, SE/4
Section 34: N/2

Containing approximately 11,224.25 acres, more or less

Bureau of Land Management Lease COC-54608

T5N, R.86W, Sixth P.M.
Sec. 21: N1/2, and SE¼
Sec. 22: E1/2E1/2, and W1/2
Sec. 23: all
Sec. 26: N1/2, and N1/2SW1/4
Sec. 27: W1/2
Sec. 28: NE1/4, and E1/2NW1/4
Sec. 33: NE1/4NE1/4

Containing 2,600 acres, more or less

TC owns, in fee, the coal contained in the following described parcels:

Rausler Property

General Warranty Deed between Opal S. Rausler and TC, (with an) effective date of July 10, 1997.

T5N, R86W, Sixth P.M.
Section 27: E/2

Swisher Properties

Warranty Deed between Paul A. Swisher and TC, [with an] effective date of September 10, 1996.

T5N, R86W, Sixth P.M.
Section 28: SE/4

Warranty Deed between Paul A. Swisher and TC, [with an] effective date of January 6, 1997.

T5N, R86W, Sixth P.M.
Section 20: W/2NE/4

Northern Mining District (Panels 12-Right through 16-Right - PR 99-05)

Coal Leases

Amended and restated Coal Mining Lease No. CO-3229

T5N, R86W, Sixth P.M.
Section 3: Lot 4, SW/4
Section 4: all
Section 5: N/2NE/4, SE/4NE/4, NE/4NW/4, NE/4SE/4, S/2SE/4
Section 6: N/2, SW/4, N/2SE/4, SW/4SE/4
Section 7: S/2NE/4, W/2, SE/4
Section 8: NE/4, NW/4NW/4, S/2NW/4, S/2
Section 9: all
Section 10: all
Section 11: all
Section 12: NW/4NW/4, S/2NW/4, N/2SW/4, SW/4SW/4
Section 13: SW/4NW/4, W/2SW/4, SE/4SW/4, SW/4SE/4
Section 14: all
Section 15: N/2N/2, SE/4NE/4, SW/4NW/4, S/2SW/4, SE/4
Section 17: N/2, N/2S/2, SW/4SW/4
Section 18: all

T6N, R86W, Sixth P.M.
Section 22: E/2
Section 27: E/2NE/4, S/2
Section 28: S/2
Section 29: SE/4NE/4, N/2NE/4, W/2; E/2SE/4
Section 31: all
Section 32: NE/4NE/4, S/2NE/4, W/2SE/4
Section 33: N/2, N/2SW/4, SE/4SW/4, SE/4
Section 34: N/2

Containing approximately 11,224.25 acres, more or less

Bureau of Land Management Lease COC-54608

T5N, R86W, Sixth P.M.
Sec. 2: N1/2, and SE¼
Sec. 22: E1/2E1/2, and W1/2
Sec. 23: all
Sec. 26: N1/2, and N1/2SW1/4
Sec. 27: W1/2

Sec. 28: NE1/4, and E1/2NW1/4
Sec. 33: NE1/4NE1/4

Containing 2,600 acres, more or less

Myron Walker Trust

Lease between Myron Walker Trust (formerly Myron Walker) and TC, with an effective date of June 14, 1983.

T5N, R86W, Sixth P.M.
Section 20: NE1/4NE1/4

Containing 40 acres, more or less

TC owns, in fee, the coal contained in the following described parcels:

Chevron Property

Special Warranty Deed between Chevron and Cyprus Western Coal Company, [with an] effective date of February 14, 1994.

T5N, R86W, Sixth P.M.
Section 22: W1/2E1/2 (37.5%)
Section 27: E1/2 (25%)

T5N, R86W, Sixth P.M. (all 20% interest)
Section 15: SW1/4NE1/4, SE1/4NW1/4, N1/2SE1/4
Section 16: All
Section 17: S1/2SE1/4, SE1/4SW1/4
Section 20: NE1/4NW1/4

Containing 1,440 acres, more or less. The effective date of the purchase was 10/25/93.

Gregory, et al Acquisition - 80% ownership

Conservation and Guardians Mineral Deed [Special Warranty Deed], [with an] effective date of April 5, 1989.

T5N, R86W, Sixth P.M.
Section 15: SW1/4NE1/4, SE1/4NW1/4, N1/2SW1/4
Section 16: All
Section 17: S1/2SE1/4, SE1/4SW1/4
Section 20: NE1/4NW1/4

Containing 960 acres, more or less

Northern Mining District (Panels 16-Right through 24-Right (Partial) – PR06-07)

Amended and restated Coal Mining Lease No. CO-3229

T5N, R86W, Sixth P.M.
Section 3: Lot 4, SW/4
Section 4: all
Section 5: N/2NE/4, SE/4NE/4, NE/4NW/4, NE/4SE/4, S/2SE/4
Section 6: N/2, SW/4, N/2SE/4, SW/4SE/4
Section 7: S/2NE/4, W/2, SE/4
Section 8: NE/4, NW/4NW/4, S/2NW/4, S/2
Section 9: all
Section 10: all
Section 11: all
Section 12: NW/4NW/4, S/2NW/4, N/2SW/4, SW/4SW/4

Section 13: SW/4NW/4, W/2SW/4, SE/4SW/4, SW/4SE/4
Section 14: all
Section 15: N/2N/2, SE/4NE/4, SW/4NW/4, S/2SW/4, SE/4
Section 17: N/2, N2/S/2, SW/4SW/4
Section 18: all

T6N, R86W, Sixth P.M.
Section 22: E/2
Section 27: E/2NE/4, S/2
Section 28: S/2
Section 29: SE/4NE/4, N/2NE/4, W/2; E/2SE/4
Section 31: all
Section 32: NE/4NE/4, S/2NE/4, W/2SE/4
Section 33: N/2, N2SW/4, SE/4SW/4, SE/4
Section 34: N/2

Containing approximately 11,224.25 acres, more or less

Dilgarde Property – 50% Ownership

Individual leases between members of the Dilgarde family (Edward Charles Dilgarde, Boyan Lloyd Digarde, Marinell Larson Dilgarde, Casey Curran Force, and John Leon Dilgarde) and TC, with an effective date of November 30, 2005.

T5N, R86W, Sixth P.M.
Section 5: N1/2SW1/4, SE/4SW/4
Section 8: NE/4NW/4

Containing 160 acres, more or less

Camilletti Properties – 50% Ownership

Real Property Exchange Agreement between Camilletti & Sons and TC, with an effective date of November 17, 2005.

T5N, R86W, Sixth P.M.
Section 5: SW/4
Section 6: SE/4SE/4
Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 8: NE/4NW/4

Containing 320 acres, more or less

General Warranty Deed between Camilletti & Sons and TC, with an effective date of November 17, 2005.

T5N, R86W, Sixth P.M.
Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 6: SE/4SE/4
Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$

Containing 160 acres, more or less