

TR. 6, 7

THIS DEED, made and entered into, this 19th day of October, 1970, by and between GULF OIL CORPORATION, a Pennsylvania corporation, Party of the First Part, GRANTOR, and FRANKLIN REAL ESTATE COMPANY, a Pennsylvania corporation, Box 328, McConnelsville, Ohio 43756, Party of the Second Part, GRANTEE;

WITNESSETH:

THAT FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), cash in hand paid, and other good and valuable considerations, the receipt of which is hereby acknowledged, Grantor does by these presents grant, bargain, sell and convey, unto the Grantee, its successors and assigns, all the coal and coal mining privileges underlying the following described real estate in Henderson County, Kentucky, to-wit:

Beginning at the easternmost corner of the lands of Franklin Real Estate Company, which is the southeast corner of the lands acquired by Franklin Real Estate Company from Carl Amiet, et ux, by deed dated April 27, 1970, of record in Deed Book 247, page 387; thence with the line of Franklin Real Estate Company N 1-36 W 810 feet to a point in the center of Kentucky Highway No. 136; thence S 83-45 W 250 feet; thence continuing with the line of Franklin Real Estate Company N 1-1/2 W 2045 feet; N 30 E 14.16 feet; N 60 W 500 feet to a point in the east line of Fred Todd; thence with the east line of Fred Todd N 30 E 22.70 feet to a point in the line of the Walter Alves Survey of 1280 acres; thence with said survey line N 52 W 600 feet; N 44 W 1914 feet; N 29 W 1848 feet; N 14 W 1683 feet to the northwest corner of the said Walter Alves 1280 acre survey; thence with the west line thereof S 39 W 7128 feet, said west line, or northwest line including the east line or southeast line of the Peabody Coal Company surface tract; thence with the lines of the said Walter Alves 1280 acre survey S 61 E 6484.5 feet; S 29 W 1692.9 feet; N 61-40 W 1254 feet; S 28 W 1808.4 feet; S 61 E 1161 feet; N 29 E 513.1 feet; S 88-1/4 E 2600 feet to the beginning containing 915 acres, more or less.

Including all additions and accretions whether or not included in the above description, and including any interest under the Ohio River, but without warranty thereto.

Being a part of the property conveyed to the Grantor by deed from Spencer Chemical Company, a Missouri corporation by deed dated April 30, 1964, of record in Deed Book 214, page 629, Henderson County, Kentucky Court Clerk's Office.

Bearings and distances in the above description are taken from ancient deeds, except for the east line of the property herein conveyed, but it is the intention of the parties hereto that this deed convey the grantor's coal acquired by the above deed from Spencer Chemical Company out of the Walter Alves 1280 acre survey, designated Tract No. 2 in said Spencer Chemical Company deed that lies west of the east line of the above 915 acre boundary, together with the interest of the grantor in coal (if any) underlying the Ohio River where said Ohio River touches said 915 acre tract.

The grantor warrants unto the grantee that it is able to convey and does hereby convey a good and sufficient fee simple title to the coal, and the coal mining privileges thereunto belonging, in and underlying the lands designated and described above and further warrants that said coal is free of all liens and encumbrances.

IN WITNESS WHEREOF, the grantor has hereunto caused this deed to be signed on its behalf by its duly appointed Attorney in Fact.

GULF OIL CORPORATION

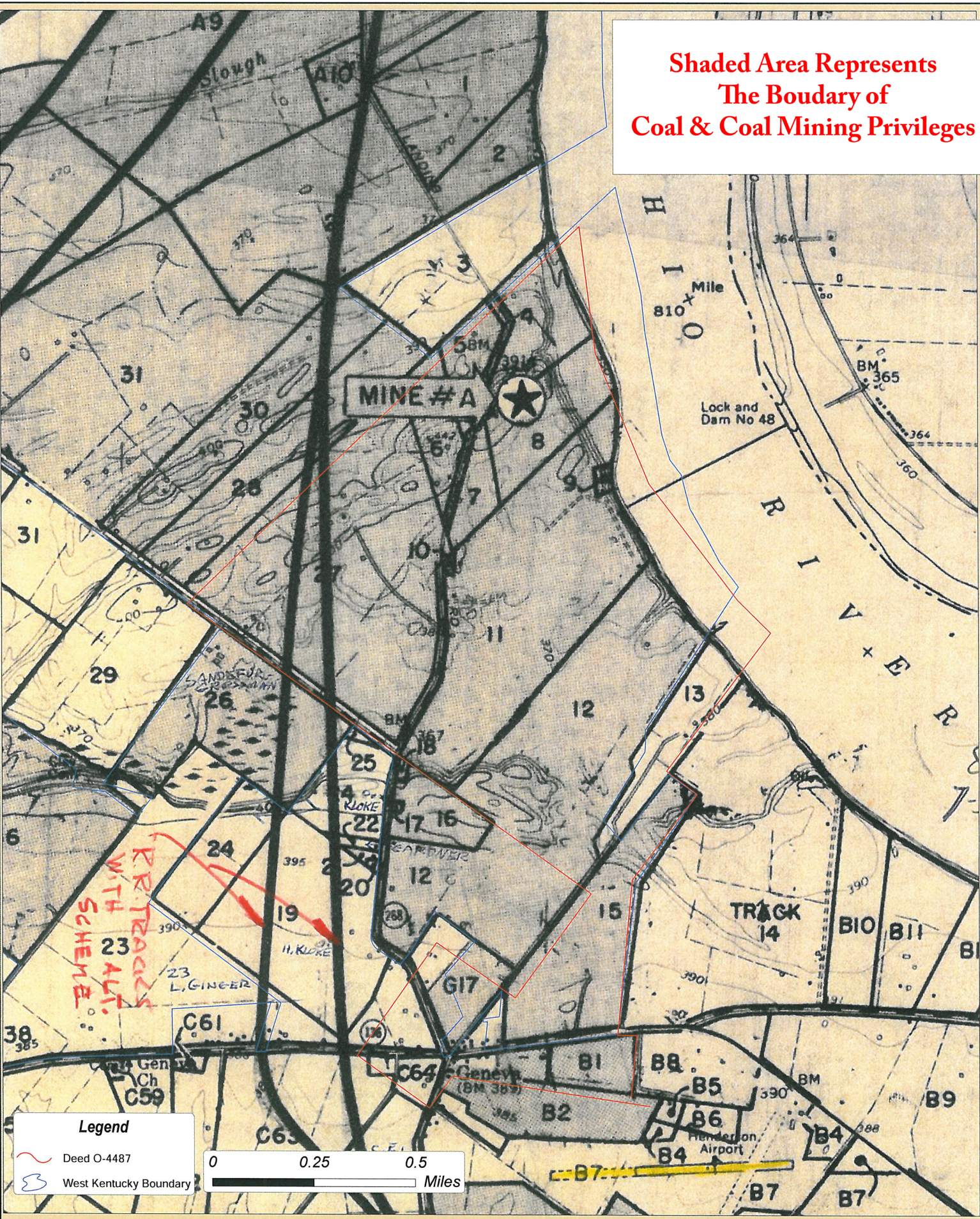
By James A. Borders
James A. Borders
Attorney in Fact

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TAX IN THE AMOUNT OF \$ 46.

PAID 10-22-70

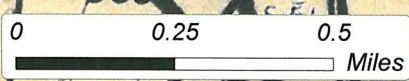
Mildred M. Howard CLERK

**Shaded Area Represents
The Boundary of
Coal & Coal Mining Privileges**



Legend

- Deed O-4487
- West Kentucky Boundary



August 25, 2010

This is a general reference map prepared for the purpose of identifying land records