

C/007/033 Incoming
cc: Angela R

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November 4, 2010
Via E-Mail: lkeene@psmre.gov

RECEIVED
NOV 04 2010
DIV. OF OIL, GAS & MINING

Ms. Linda Keene
Office of Surface Mining,
Reclamation and Enforcement
Applicant Violator System
Lexington, Kentucky 40503

RE: Ownership and Control – Wildcat Loadout Facility, Permit No. C/007/0033

Dear Linda:

Thank you for calling me on Thursday to discuss OSM's ownership and control questions regarding the Wildcat Loadout Facility. The OSM/AVS information you provided does not reflect recent ownership and control information provided by Genwal Resources, Inc. to the Utah Division of Oil, Gas and Mining. The updated information is enclosed and addresses your questions as follows:

I. ANDALEX RESOURCES MANAGEMENT, INC.

The sole shareholder of ANDALEX Resources Management, Inc., is ANDALEX Resources, Inc. This information is correctly reflected in Section 7 of the enclosed ownership and control package dated November 4, 2010. Also note that the address of the company has changed and a new President, David Hibbs, has been appointed. We have also added the shareholder's start date of 8/18/06. The Family Tree, attached at Section 1, has an arrow between the boxes designated ANDALEX Resources, Inc. and ANDALEX Resources Management, Inc., which is intended to reflect the 100% ownership of the company by ANDALEX Resources, Inc. The information in the AVS record from 2007 is no longer current and should be updated to reflect these changes and to correct the begin dates of 08/18/06 for Robert Moore, Treasurer, and Michael McKown, Secretary. Attached is the Secretary's Certificate and the updated information that was submitted to the State of Utah on June 15, 2010.

II. ANDALEX RESOURCES, INC.

The correct begin date of Robert E. Murray as Director is August 18, 2006. This date is currently reflected in Section 5 of the ownership and control package most recently submitted to

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the State of Utah on November 4, 2010, enclosed. The updated information was earlier confirmed in a Secretary's Certificate submitted to the State of Utah on June 15, 2010, enclosed.

III. MURRAY ENERGY CORPORATION

- Robert E. Murray's end date as a shareholder is October 21, 2003.
- The begin date of Robert D. Moore as Executive Vice President and Chief Financial Officer is August 1, 2008.
- The begin date of Michael McKown as Senior Vice President, General Counsel and Secretary is August 1, 2008; however, he was originally appointed as Secretary on February 24, 2001 and we have added this begin date. (See enclosed corporate resolutions confirming these appointments.)
- The begin date of B. J. Cornelius as Vice President is August 1, 2008.
- G. Christopher Van Bever is Assistant Secretary, not Assistant Treasurer.
- The end date of Andrew D. Weisman as Director is August 27, 2009.
- The begin date of Murray Energy Holdings Co. is corrected to June 27, 2003. (See enclosed certificate of incorporation.)

The foregoing information is correctly set forth in the ownership and control package most recently submitted to the State of Utah on November 4, 2010 and enclosed. Attached is the Certificate of Incorporation of Murray Energy Holdings Co. which confirms the begin date (date of incorporation) as 06/27/03.

IV. MURRAY ENERGY HOLDINGS COMPANY

Section 2, Murray Energy Holdings Co., is amended to show the start date of 06/30/03 for the following shareholders, each of which holds 20% of the Class B stock: Robert Edward Murray, Jonathan Robert Murray, Ryan Michael Murray and Fifth Third Bank of Northeast Ohio, Trustee. See attached revision submitted to the State of Utah on November 4, 2010.

Please let me know if you need anything further.

Very truly yours,

Denise A. Drago

DAD:jmc
Enclosures

cc: Michael McKown, Esq.
Kathy Bartek
Angela Nance, Utah DOGM