

# CONSOLIDATION COAL COMPANY

## HIDDEN VALLEY MINE

PERMIT ACT/015/007

ANNUAL REPORT FOR 2001

File in:

Confidential

Shelf

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Refer to Record No. 0004 Date 0325/2002

In C 015/007, 2002 Incoming

For additional information

0004

OK



CONSOL ENERGY

COPY

Consolidation Coal Company  
P.O. Box 566  
Sesser, IL 62884  
Phone: (618) 625-2041  
Fax: (618) 625-6844

RECEIVED

MAR 25 2002

DIVISION OF  
OIL, GAS AND MINING

March 25, 2002

Lowell Braxton, Director  
Utah Coal Regulatory Program  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801

RE: Hidden Valley  
Permit No. ACT/015/007  
2001 Annual Report

Dear Mr. Braxton:

Enclosed please find two copies of Consolidation Coal Company's, 2001 Annual Report for the Hidden Valley Mine.

Over the last year, Consolidation Coal Company and its parent company Consol Energy Inc. has undergone several changes involving ownership, officers and directors. Within the 2001 Annual Report (Appendix C-2, "Ownership & Control Information"), certificates have been included to detail the current corporate structure and changes in its officers and directors. The "Listing of Officers and Directors" of all corporate entities shall be submitted under a separate application to change the ownership and control section of the current MRP.

If you have any questions or need further information, please contact me at the above location.

Sincerely,

Timothy D. Kirschbaum  
Environmental Engineer  
(618)-625-6847

File in: 0150007.2002. Incoming

Refer to:  
 Confidential  
 Shelf  
 Expandable  
Date: 032502 additional information

To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the tab key to move from one field to the next. To select a check box, click in the box or type an x.

## GENERAL INFORMATION

Permitte Name	Consolidation Coal Company
Mine Name	Hidden Valley Mine
Operator Name (If other then permittee)	
Permit Expiration Date	January 30, 2007
Permit Number	ACT/015/007
Authorized Representative Title	Timothy Kirschbaum, Environmental Engineer
Phone Number	618-625-6847
Fax Number	618-625-6844
E-mail Address	timkirschbaum@consolenergy.com
Mailing Address	P.O. Box 566, Sesser, IL 62884
Resident Agent	CT Corporation Systems
Resident Agent Mailing Address	175 South Main Street, Salt Lake City, UT 84111
Number of Binders Submitted	2

## IDENTIFICATION OF OTHER PERMITS

Identify other permits that are required in conjunction with mining and reclamation activities.

Permit Type	ID Number	Description	Expiration Date
MSHA Mine ID(s)		None	
MSHA Impoundment(s)		None	
NPDES/UPDES Permit(s)		None	
PSD Permit(s) (Air)		None	
<b>Other</b>			

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DIV OF OIL GAS & MINING

**CERTIFIED REPORTS**

List the certified inspection reports as required by the rules and under the approved plan that must be periodically submitted to the Division. Specify whether the information is included as Appendix A to this report or currently on file with the Division.

Certified Reports:	Required		Included or on file with DOGM		Comments
	Yes	No	Included	On File	
Excess Spoil Piles	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Refuse Piles	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Impoundments	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

**REPORTING OF OTHER TECHNICAL DATA**

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as Appendix B to this report or currently on file with the Division.

Technical Data:	Required		Included or on file with DOGM		Comments
	Yes	No	Included	On file	
Climatological	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Subsidence Monitoring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Vegetation Monitoring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Raptor Survey	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Soils Monitoring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Water Monitoring	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Surface water amples required from Ivie Creek twice per year during May (high flow) and September (low flow).
First quarter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Second quarter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Third quarter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Fourth quarter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Geological / Geophysical	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Engineering	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other Data	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

**LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION**

Change in administration or corporate structure can often bring about necessary changes to information found in the mining and reclamation plan. The Division is Requesting that each permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report.





**APPENDIX C**

**Legal Financial, Compliance and Related Information**

Annual Report of Officers  
As submitted to the Utah Department of Commerce

Other change in ownership and control information  
As required under R645-301-110



# CONSOLIDATION COAL COMPANY

## List of Officers and Directors

### Officers:

J. Brett Harvey President	102 Troutwood Drive, Venetia, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
D. R. Baker Ex. V. President	316 Bunker Hill Drive, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
G. G. Heard V. President	107 Abbey Brooke Lane, Venetia, PA 15367 1800 Washington Road, Pittsburgh, PA 15241
B. D. Dangerfield Vice President	1212 Lakeside Drive, Morgantown, WV 26505 1800 Washington Road, Pittsburgh, PA 15241
J. N. Magro Vice President	10 Kilsyth Court, St. Clairsville, OH 43950 1800 Washington Road, Pittsburgh, PA 15241
W. J. Lyons V.P. & Controller	3203 Washington Pike, Bridgeville, PA 15017 1800 Washington Road, Pittsburgh, PA 15241
D. L. Fassio V. P. & Secretary	238 Orr Drive, Pittsburgh, PA 15241 1800 Washington Road, Pittsburgh, PA 15241
J. M. Reilly Treasurer	819 Hillcrest Circle, Wexford, PA 15090 1800 Washington Road, Pittsburgh, PA 15241
J. L. Hoover Asst. Secretary	319 Bunker Hill Drive, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
S. P. Skeen Asst. Secretary	65 Will Scarlet Drive, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241

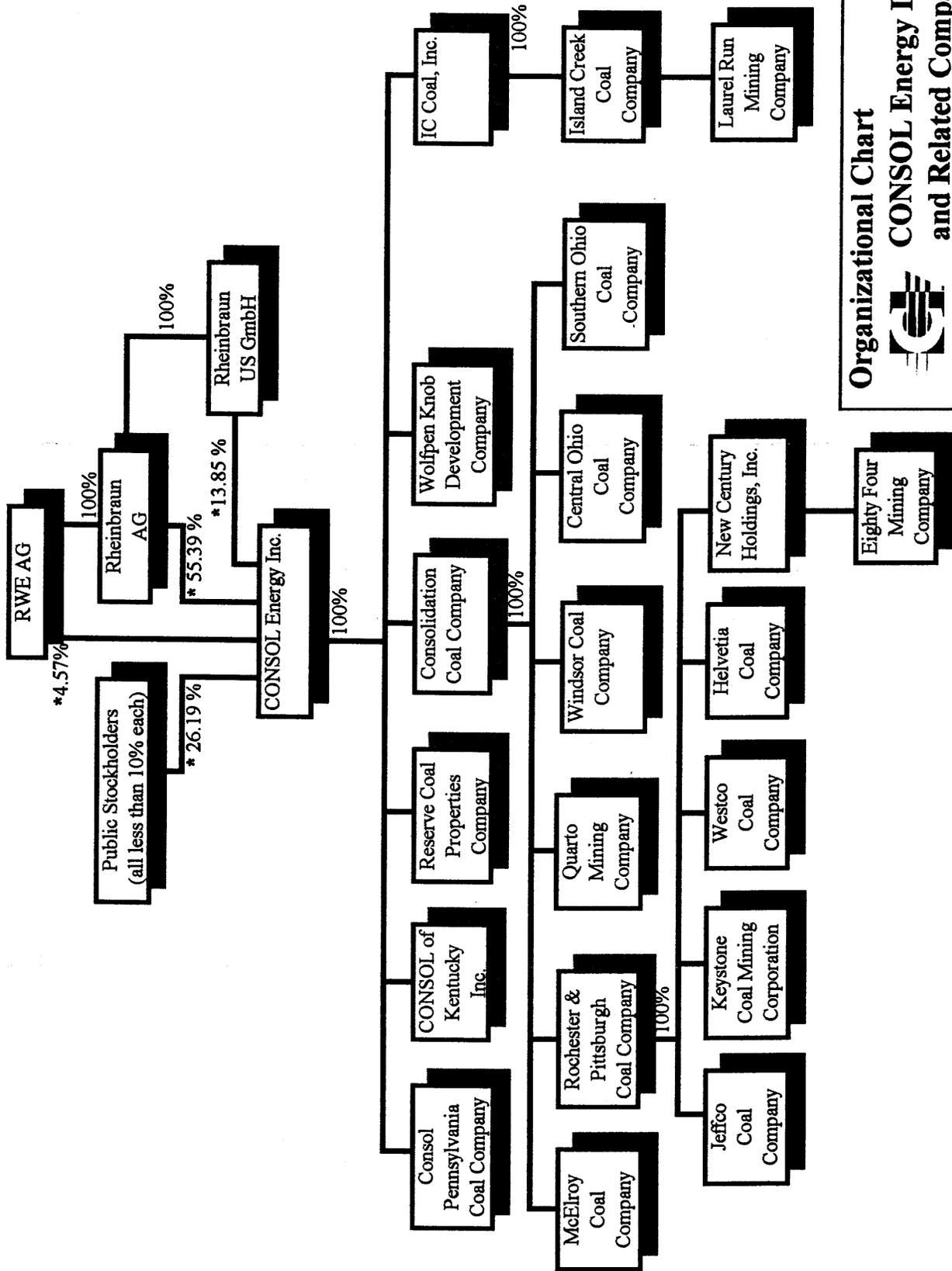
Directors:

D. R. Baker	316 Bunker Hill Drive, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
J. Brett Harvey	102 Troutwood Drive, Venetia, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
W. J. Lyons	3203 Washington Pike, Bridgeville, PA 15017 1800 Washington Road, Pittsburgh, PA 15241
R. J. FlorJancic	112 Cedar Lane, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
D. L. Fassio	238 Orr Drive, Pittsburgh, PA 15241 1800 Washington Road, Pittsburgh, PA 15241
R. E. Smith	141 Druid Drive, McMurray, PA 15317 1800 Washington Road, Pittsburgh, PA 15241
R. Zimmermann	1750 Hempstead Lane, Pittsburgh, PA 15241 1800 Washington Road, Pittsburgh, PA 15241

**ATTACHMENT 1**

**CONSOL Energy Inc.  
& Related Companies**

**Revised Organizational Chart**



**Organizational Chart**



**CONSOL Energy Inc.  
and Related Companies**

Revised January 21, 2002; Replaces July 2, 2001

\* Percentages as of May 15, 2000

**ATTACHMENT 2**

**CONSOL Inc. Merger into CONSOL Energy Inc.**

**Certificate of Ownership and Merger**

CT CORPORATION SYSTEM

STP

DEC 12 2000

Mr. S.P. Skeen  
Consol Energy Inc.  
1800 Washington Road  
Pittsburgh, PA 15241

RE: CONSOL Energy Inc. (DE.DOM)  
Merged: CONSOL Inc. (DE.DOM)

Dear Mr. Skeen:

Pursuant to instructions received, the Certificate of Ownership and Merger for the above was filed in the office of the Secretary of State of Delaware on December 8, 2000, at 12:30 p.m.

We enclose one certified copy of the Certificate of Ownership and Merger for the above.

Thank you for this opportunity to be of service.

*Laura J. Vitalo*

Laura J. Vitalo  
Senior Customer Specialist

nda  
Enc.

**Regular Mail**  
Chg/3465294  
Pittsburgh/Debbie Schwab

Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801  
Tel. 302 777 0205  
Fax 302 655 5049

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"CONSOL INC." A DELAWARE CORPORATION,  
WITH AND INTO "CONSOL ENERGY INC." UNDER THE NAME OF "CONSOL ENERGY INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE EIGHTH DAY OF DECEMBER, A.D. 2000, AT 12:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE FIRST DAY OF JANUARY, A.D. 2001, AT 12:01 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Edward J. Freel, Secretary of State

AUTHENTICATION: 0847845

2277631 8100M

001616833

DATE: 12-12-00

CERTIFICATE OF OWNERSHIP AND MERGER  
MERCING  
CONSOL INC.  
INTO  
CONSOL ENERGY INC.

CONSOL Energy Inc., a corporation organized and existing under the laws of the State of Delaware,

Does hereby certify:

First: That this corporation was incorporated on the 31st day of October, 1991, pursuant to the General Corporation Law of the State of Delaware.

Second: That this corporation owns all the outstanding shares of the stock of CONSOL Inc., a corporation incorporated on the 12<sup>th</sup> day of December, 1991, pursuant to the General Corporation Law of the State of Delaware.

Third: That this corporation by Resolution of its Board of Directors, duly adopted by unanimous written consent of its members on the 1st day of December, 2000, and filed with the minutes of its Board of Directors, determined to merge into itself CONSOL Inc.:

Resolved, that CONSOL Energy Inc. merge, and it does hereby merge into itself CONSOL Inc. and assumes all the obligations and liabilities of CONSOL Inc., and

Further Resolved, that the merger shall be effective at 12:01 am on January 1, 2001. and

Further Resolved, that the proper officers of this corporation be and they are hereby directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the resolutions to merge said CONSOL Inc. into CONSOL Energy Inc. and the assumption of the obligations and liabilities of CONSOL Inc. by CONSOL Energy Inc. and the date of adoption thereof, and to cause the same to be filed with the Secretary of State of Delaware and to do all acts and things whatsoever, whether within or without the State of Delaware, which may be necessary or proper to effect said merger.

Fourth: Anything herein or elsewhere to the contrary notwithstanding, this merger may be amended or terminated and abandoned by the Board of Directors of CONSOL Energy Inc. at any time prior to the time this merger being filed with the Secretary of State of Delaware becomes effective.

IN WITNESS WHEREOF, said CONSOL ENERGY Inc. has caused this Certificate to be signed by D. L. Fassio, its Vice President and Secretary, this 8<sup>th</sup> day of December, 2000.

CONSOL Energy Inc.

By: D. L. Fassio

D. L. Fassio  
Its Vice President and Secretary  
(Seal)

**ATTACHMENT 3**

**CONSOL Energy Inc.  
& Related Companies**

**Corporate Secretary's Certificate  
Showing Officer and Director Changes**

CONSOL Energy Inc.

1800 Washington Road  
Pittsburgh, PA 15241

CERTIFICATE

I, D.L. Fassio, the Vice President and Secretary of CONSOL Energy Inc., hereby certify that I have received updated officer and director information from the corporate offices of RWE AG, Rheinbraun AG and Rheinbraun US GmbH.

I further certify that Exhibit A, attached hereto is an accurate summation of the updated officer and director information received from the corporate offices of RWE AG, Rheinbraun AG and Rheinbraun US GmbH, each shown on the indicated pages of Exhibit A:

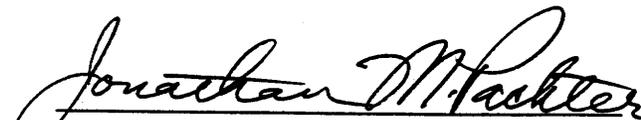
RWE AG	Pages 1, 2
Rheinbraun AG	Pages 3, 4
Rheinbraun US GmbH	Page 5

Given under my hand and seal this 14<sup>th</sup> day of January, 2002.

  
\_\_\_\_\_

Danny L. Fassio  
Secretary

Taken, subscribed and sworn to before me, a notary public,  
this 14<sup>th</sup> day of January, 2002.

  
\_\_\_\_\_  
Notary Public

Seal

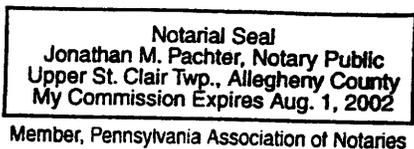


Exhibit A

Page 1

RWE AG

The corporate address for RWE AG is:  
Kruppstrasse 5  
45128 Essen, Germany

Effective on the date shown below the officers and directors listed, ended the positions ascribed to them within RWE AG.

<u>Name</u>	<u>Position Ended</u>	<u>Date Ended</u>
Hans Berger	Member of Aufsichtsrat	12/11/1997
Ulrich Büdenbender	Member of Vorstand	3/31/1998
Kurt Busch	Member of Aufsichtsrat	12/11/1997
Klaus Bussfeld	Member of Aufsichtsrat	5/28/1996
Manfred Dickmeis	Member of Aufsichtsrat	3/31/1998
Roland Farnung	Member of Vorstand	10/31/1998
Friedhelm Gieseke	Member of Aufsichtsrat	6/7/2001
Erwin Hahn	Member of Aufsichtsrat	5/22/2001
Dieter Henning	Member of Vorstand	9/30/1999
Werner Hlubek	Member of Vorstand	9/30/1999
Heinrich Hoffschulte	Member of Aufsichtsrat	10/31/1996
Johann Heiss	Member of Aufsichtsrat	11/8/2001
Klaus Kasper	Member of Aufsichtsrat	2/29/1996
Peter Koch	Member of Vorstand	12/31/1996
Hilmar Kopper	Member of Aufsichtsrat	12/11/1997
Herbert Krämer	Member of Vorstand	11/30/1996
Josef Kürten	Member of Aufsichtsrat	12/11/1997
Peter Philipsen	Member of Aufsichtsrat	12/11/1997
Manfred Reindl	Member of Aufsichtsrat	11/30/1996
Wolfgang Röller	Chairman of Aufsichtsrat	12/11/1997
Wolfgang Schieren	Member of Aufsichtsrat	2/24/1996
Klaus Schmid	Member of Aufsichtsrat	11/24/2000
Franz Josef Schmitt	Member of Vorstand	6/30/1997
Wolfgang Ziemann	Member of Vorstand	6/30/1997
Rolf Zimmermann	Member of Aufsichtsrat	7/31/2000

**Exhibit A**

Page 2

**RWE AG**

The corporate address for RWE AG is:  
Kruppstrasse 5  
45128 Essen, Germany

Effective on the date shown below the officers and directors listed, **started** the positions ascribed to them within RWE AG.

<u>Name</u>	<u>Position Started</u>	<u>Start Date</u>
Paul Achleitner	Member of Aufsichtsrat	9/11/2000
Franz Bsirske	Member of Aufsichtsrat	1/9/2001
Burkhard Drescher	Member of Aufsichtsrat	1/5/2001
Johann Heiß	Member of Aufsichtsrat	1/9/2001
Ralf Hiltenkamp	Member of Aufsichtsrat	5/23/2001
Heinz-Eberhard Holl	Member of Aufsichtsrat	9/11/2000
Berthold Huber	Member of Aufsichtsrat	1/9/2001
Richard R. Klein	Member of Vorstand	11/24/2000
Berthold Krell	Member of Aufsichtsrat	1/9/2001
Gerhard Langemeyer	Member of Aufsichtsrat	1/5/2001
Gert Maichel	Member of Vorstand	11/24/2000
Wolfgang Reiniger	Member of Aufsichtsrat	1/5/2001
Manfred Rimmel	Member of Vorstand	11/24/2000
Günter Reppien	Member of Aufsichtsrat	1/9/2001
Klaus Sturany	Member of Vorstand	9/11/2000
Klaus-Dieter Südhofer	Member of Aufsichtsrat	1/9/2001
Alfons Friedrich Titzrath	Member of Aufsichtsrat	1/5/2001
Karel Van Miert	Member of Aufsichtsrat	6/7/2001
Carl-Ludwig von Boehm- Bezing	Member of Aufsichtsrat	1/5/2001
Bernhard von Rothkirch	Member of Aufsichtsrat	1/9/2001
Erwin Winkel	Member of Aufsichtsrat	9/11/2000
Jan Zilius	Member of Vorstand	9/11/2000

Exhibit A

Page 3

Rheinbraun AG

The corporate address for Rheinbraun AG is:  
Stuttgenweg 2  
50935 Köln (Lindenthal), Germany

Effective on the date shown below the officers and directors listed, **ended** the positions ascribed to them within Rheinbraun AG.

<u>Name</u>	<u>Position Ended</u>	<u>Date Ended</u>
Ulrich Büdenbender	Member of Aufsichtsrat	8/21/1998
Norbert Burger	Member of Aufsichtsrat	9/19/2001
Roland Farnung	Member of Aufsichtsrat	10/31/1998
Claus-Dieter Härchen	Member of Aufsichtsrat	4/30/1997
Dieter Henning	Chairman of Vorstand	9/30/1999
Werner Hlubek	Member of Aufsichtsrat	9/30/1999
Franz Keuthmann	Member of Aufsichtsrat	6/5/1998
Hans-Theo Klein	Member of Aufsichtsrat	10/1/1996
Herbert Krämer	Member of Aufsichtsrat	10/1/1996
Dietmar Kuhnt	Chairman of Aufsichtsrat	9/30/2000
Hans-Joachim Leuschner	Member of Aufsichtsrat	9/21/1998
Hans-Detlef Loosz	Member of Aufsichtsrat	11/30/1998
Horst Meul	Member of Aufsichtsrat	3/31/1998
Botho Riegert	Member of Aufsichtsrat	10/1/1996
Detlev Samland	Member of Aufsichtsrat	9/15/2000
Erwin Winkel	Member of Aufsichtsrat	6/22/1998
Wolfgang Ziemann	Member of Aufsichtsrat	9/30/1997
Jan Zilius	Member of Vorstand	6/30/1998

Exhibit A

Page 4

Rheinbraun AG

The corporate address for Rheinbraun AG is:  
Stuttgenweg 2  
50935 Köln (Lindenthal), Germany

Effective on the date shown below the officers and directors listed, **started** the positions ascribed to them within Rheinbraun AG.

<u>Name</u>	<u>Position Started</u>	<u>Start Date</u>
Rudolf Bertram	Member of Aufsichtsrat	10/1/2000
Walther Boecker	Member of Aufsichtsrat	10/1/2000
Berthold A. Bonekamp	Chairman of Vorstand	10/19/1999
Wilfried Eßer	Member of Aufsichtsrat	9/2/1998
Horst Grosspeter	Member of Aufsichtsrat	10/1/2000
Norbert Haak	Member of Aufsichtsrat	1/18/2001
Manfred Holz	Member of Aufsichtsrat	9/5/2000
Alfred Labanauskas	Member of Aufsichtsrat	8/27/1998
Gert Maichel	Chairman of Aufsichtsrat	10/1/2000
Carl Meulenbergh	Member of Aufsichtsrat	10/1/2000
Edgar Moron	Member of Aufsichtsrat	11/16/2000
Dieter Patt	Member of Aufsichtsrat	10/1/2000
Hans Rockstroh	Member of Aufsichtsrat	5/7/1998
Fritz Schramma	Member of Aufsichtsrat	9/19/2001
Gerd Spaniol	Member of Vorstand	2/15/2001
Siegfried Wendlandt	Member of Aufsichtsrat	4/5/2001
Horst R. Wolf	Member of Aufsichtsrat	10/1/2000
Jan Zilius	Member of Aufsichtsrat	9/21/1998

Exhibit A

Page 5

Rheinbraun US GmbH

The corporate address for Rheinbraun US GmbH is:  
Stuttgenweg 2  
50935 Köln (Lindenthal), Germany

Effective on the date shown below the officer listed, **ended** the position ascribed to him within Rheinbraun US GmbH.

<u>Name</u>	<u>Position Ended</u>	<u>Date Ended</u>
Peter Kausch	Geschäftsführer	12/31/2000

Effective on the date shown below the officer listed, **started** the position ascribed to him within Rheinbraun US GmbH.

<u>Name</u>	<u>Position Started</u>	<u>Start Date</u>
Achim Görtz	Geschäftsführer	1/1/2001

PENNSYLVANIA DEPARTMENT OF STATE  
CORPORATION BUREAU  
ROOM 206 NORTH OFFICE BUILDING  
P.O. BOX 8722  
HARRISBURG, PA 17105-8722

57

KENT COAL MINING COMPANY

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT.  
PLEASE NOTE THE FILE DATE AND THE SIGNATURE OF THE SECRETARY OF THE  
COMMONWEALTH. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS  
TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA. IF YOU HAVE ANY  
QUESTIONS PERTAINING TO THE CORPORATION BUREAU, CALL (717) 787-1057.

ENTITY NUMBER: 0668016

MICROFILM NUMBER: 2001088

1371-1372

X  
X

NOV 16 2001

Microfilm Number \_\_\_\_\_

Filed with the Department of State on \_\_\_\_\_

Entity Number 0654874

*Kim Fitzgerald*  
Secretary of the Commonwealth JK

**ARTICLES OF MERGER-DOMESTIC BUSINESS CORPORATION**  
DSC:15-1926 (Rev 02)

In compliance with the requirements of 15 Pa.C.S. § 1926 (relating to articles of merger or consolidation), the undersigned business corporations, desiring to effect a merger, hereby state that:

1. The name of the corporation surviving the merger is: Keystone Coal Mining Corporation

2. (Check and complete one of the following):

The surviving corporation is a domestic business corporation and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) 1800 Washington Road, Pittsburgh, Pennsylvania 15241 Allegheny  
Number and Street City State Zip County

(b) c/o: \_\_\_\_\_  
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

\_\_\_\_ The surviving corporation is a qualified foreign business corporation incorporated under the laws of \_\_\_\_\_ and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) \_\_\_\_\_  
Number and Street City State Zip County

(b) c/o: \_\_\_\_\_  
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

\_\_\_\_ The surviving corporation is a nonqualified foreign business corporation incorporated under the laws of \_\_\_\_\_ and the address of its principal office under the laws of such domiciliary jurisdiction is:

\_\_\_\_\_  
Number and Street City State Zip

3. The name and the address of the registered office in this Commonwealth or name of its commercial registered office provider and the county of venue of each other domestic business corporation and qualified foreign business corporation which is a party to the plan of merger are as follows:

Name of Corporation Address of Registered Office or Name of Commercial Registered Office Provider County  
Kent Coal Mining Company 1800 Washington Road, Pittsburgh, PA 15241 Allegheny County

DSCB:15-1924 (Rev 90)-2

4. (Check, and if appropriate complete, one of the following):

The plan of merger shall be effective upon filing these Articles of Merger in the Department of State.

The plan of merger shall be effective on: \_\_\_\_\_ at \_\_\_\_\_  
Date Hour

5. The manner in which the plan of merger was adopted by each domestic corporation is as follows:

Name of Corporation	Manner of Adoption
<u>Keystone Coal Mining Corporation</u>	<u>adopted by the directors and shareholders pursuant to 15 Pa.C.S. § 1924(a)</u>
<u>Kent Coal Mining Company</u>	<u>adopted by the directors pursuant to 15 Pa.C.S. § 1924(b)(3)</u>

6. (Strike out this paragraph if no foreign corporation is a party to the merger). The plan was authorized, adopted or approved, as the case may be, by the foreign business corporation (or each of the foreign business corporations) party to the plan in accordance with the laws of the jurisdiction in which it is incorporated.

N/A

7. (Check, and if appropriate complete, one of the following):

The plan of merger is set forth in full in Exhibit A attached hereto and made a part hereof.

Pursuant to 15 Pa.C.S. § 1901 (relating to omission of certain provisions from filed plans) the provisions, if any, of the plan of merger that amend or constitute the operative Articles of Incorporation of the surviving corporation as in effect subsequent to the effective date of the plan are set forth in full in Exhibit A attached hereto and made a part hereof. The full text of the plan of merger is on file at the principal place of business of the surviving corporation, the address of which is:

1800 Washington Rd, Pittsburgh, PA 15241 Allegheny  
Number and Street City State Zip County

IN TESTIMONY WHEREOF, the undersigned corporation or each undersigned corporation has caused these Articles of Merger to be signed by a duly authorized officer thereof this \_\_\_\_\_ day of \_\_\_\_\_.

Keystone Coal Mining Corporation

(Name of Corporation)

BY: [Signature]  
R. H. Burns, J. (Signature)

me: Secretary

Kent Coal Mining Company

(Name of Corporation)

BY: [Signature]  
L. G. Mason (Signature)

me: Secretary

**CONSOL Energy Inc.**

1800 Washington Road  
Pittsburgh, PA 15241

**CERTIFICATE**

I, Danny L. Fassio, the Secretary of CONSOL Energy Inc., hereby certify that, as Secretary, I have access to the books and records of all corporate entities of the CONSOL Energy Group, such entities being related companies of CONSOL Energy Inc.

I further certify that the following is an accurate summation of changes to the officers and directors for the indicated companies of the CONSOL Energy Group:

Effective July 1, 2001 Gary J. Bench was elected to the following specific positions with the indicated companies of the CONSOL Energy Group:

CONSOL of Kentucky Inc.	Assistant Secretary
Consol Pennsylvania Coal Co.	Assistant Secretary
Consolidation Coal Company	Assistant Secretary
Eighty Four Mining Company	Assistant Secretary
Helvetia Coal Company	Assistant Secretary
IC Coal, Inc.	Assistant Secretary
Island Creek Coal Company	Assistant Secretary
Jeffco Coal Company	Assistant Secretary
Kent Coal Mining Company	Assistant Secretary
Keystone Coal Mining Corporation	Assistant Secretary
Laurel Run Mining Company	Assistant Secretary
McElroy Coal Company	Assistant Secretary
New Century Holdings, Inc.	Assistant Secretary
Quarto Mining Company	Assistant Secretary
Reserve Coal Properties Company	Assistant Secretary
Rochester & Pittsburgh Coal Co.	Assistant Secretary
Westco Coal Company	Assistant Secretary
Wolfpen Knob Development Co.	Assistant Secretary

Effective July 1, 2001 Christoph Koether was elected Executive Vice President of CONSOL Energy Inc.

Effective June 11, 2001 Patricia A. Hammick was elected Director of CONSOL Energy Inc.

Given under my hand and seal this 11<sup>th</sup> day of October, 2001.



Danny L. Fassio  
Secretary

Taken, subscribed and sworn to before me, a notary public, this 11<sup>th</sup> day of October, 2001.

Seal



Jonathan M. Pachter  
Notary Public

Notarial Seal  
Jonathan M. Pachter, Notary Public  
Upper St. Clair Twp., Allegheny County  
My Commission Expires Aug. 1, 2002  
Member, Pennsylvania Association of Notaries

**CONSOL Energy Inc.**

1800 Washington Road  
Pittsburgh, PA 15241

**CERTIFICATE**

I, Danny L. Fassio, the Secretary of CONSOL Energy Inc., hereby certify that, as Secretary, I have access to the books and records of all corporate entities of the CONSOL Coal Group, such entities being related companies of CONSOL Energy Inc.

I further certify that Exhibit A attached hereto is an accurate summation of changes to the officers and directors for the following companies of the CONSOL Coal Group, each shown on the indicated page of Exhibit A:

CONSOL Energy Inc.	Page 1
CONSOL Inc.	Page 2
Consolidation Coal Company	Page 3
Kent Coal Mining Company	Page 4
Laurel Run Mining Company	Page 5
Mary Margaret Mining Company	Page 6
New Century Holdings, Inc.	Page 7
Reserve Coal Properties Company	Page 8

Given under my hand and seal this 27<sup>th</sup> day of February, 2001.



Danny L. Fassio  
Secretary

Taken, subscribed and sworn to before me, a notary public, this 27<sup>th</sup> day of February, 2001.



Notary Public

Seal

Notarial Seal  
Jonathan M. Pachter, Notary Public  
Upper St. Clair Twp., Allegheny County  
My Commission Expires Aug. 1, 2002  
Member, Pennsylvania Association of Notaries

Exhibit A

Page 1

CONSOL Energy Inc.

Effective September 30, 2000, the following were elected to the director and officer positions shown.

Dan R. Baker was elected Executive Vice President.

Buddy A. Beach was elected Vice President.

William A. Bruno was elected Vice President.

Frank P. Burke was elected Vice President.

Rowland H. Burns, Jr. was elected Assistant Secretary.

Danny L. Fassio was elected General Counsel. He continues to hold the positions of Secretary and Vice President.

Ronald J. FlorJancic was elected Executive Vice President.

Thomas F. Hoffman was elected Vice President.

Jack A. Holt was elected Vice President.

James L. Hoover was elected Assistant Secretary.

Marshall W. Hunt was elected Vice President.

James D. Kingsley was elected Vice President.

Robert F. Pusateri was elected Vice President.

William G. Rieland was elected Vice President.

Walter J. Scheller was elected Vice President.

Ronald E. Smith was elected Executive Vice President.

Robert V. Stovash was elected Vice President.

Ronald G. Stovash was elected Vice President.

Stephen G. Young was elected Vice President.

Karen L. Zemba was elected Vice President.

Russell T. Zemba was elected Vice President.

Effective December 1, 2000, William J. Lyons was elected Senior Vice President and Chief Financial Officer. He continues to hold the position of Controller.

The following positions were ended on the dates shown.

Effective September 29, 2000, John P. Garniewski ended his position as Assistant Secretary by not being reelected the following day.

Effective January 15, 2000, Russell T. Zemba resigned from his position as Vice President.

Exhibit A

Page 2

CONSOL Inc.

Effective January 1, 2001 CONSOL Inc. was merged into CONSOL Energy Inc., a Delaware corporation.

Under Delaware corporate law, all officers and directors of CONSOL Inc. are considered to have ended their positions on January 1, 2001, the effective date of the merger.

**Exhibit A**

Page 3

**Consolidation Coal Company**

Effective September 29, 2000, Peter Kausch ended his position as Director by not being reelected the following day.

Effective September 29, 2000, Grayson G. Heard ended his position as Director by not being reelected the following day.

Effective September 30, 2000, Ronald J. Florjancic was elected Director.

Effective September 30, 2000, William J. Lyons was elected Director.

**Exhibit A**

Page 4

**Kent Coal Mining Company**

Effective September 29, 2000, Elizabeth S. Chamberlain ended her position as Secretary by not being reelected the following day.

Effective September 30, 2000, Lori J. Mason was elected Secretary.

**Exhibit A**

Page 5

**Laurel Run Mining Company**

Effective September 29, 2000, Danny L. Fassio ended his position as Director by not being reelected the following day.

Exhibit A

Page 6

**Mary Margaret Mining Company**

Effective March 22, 2000, Jack J. Snyder retired ending his position as Treasurer.

Effective September 30, 2000, John M. Reilly was elected Treasurer.

Exhibit A

Page 7

**New Century Holdings, Inc.**

Effective September 30, 2000, William J. Lyons was elected Director.

Effective September 30, 2000, Rolf Zimmerman was elected President.

Exhibit A

Page 8

**Reserve Coal Properties Company**

Effective September 30, 2000, John W. Schleuter was elected Treasurer.