

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re

PATRIOT COAL CORPORATION, *et al.*,

Debtors.¹

Chapter 11

Case No. 12-51502-659

(Jointly Administered)

Re: Docket Nos. 1995 (re 2822)

Hearing: February 26, 2013

**SECOND OMNIBUS ORDER AUTHORIZING DEBTORS TO (i) ASSUME OR
(ii) REJECT UNEXPIRED LEASES OF NONRESIDENTIAL REAL PROPERTY**

Upon the motion (the “**Motion**”)² of Patriot Coal Corporation and its subsidiaries that are debtors and debtors in possession in these proceedings (collectively, the “**Debtors**”) for entry of an order pursuant to section 365 of the Bankruptcy Code and Bankruptcy Rule 6006 authorizing them to (i) assume certain of their unexpired leases of nonresidential real property and (ii) reject certain of their unexpired leases of nonresidential real property, as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334; and consideration of the Motion and the requested relief being a core proceeding the Court can determine pursuant to 28 U.S.C. § 157(b)(2); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided in accordance with the Case Management Order (as may be amended); and it appearing that no other or further notice need be provided; and the Court having reviewed the Motion and having held a hearing with appearances of

¹ The Debtors are the entities listed on Schedule 1 attached to the Motion. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors’ chapter 11 petitions.

² Unless otherwise defined herein, each capitalized term shall have the meaning ascribed to it in the Motion.

parties in interest noted on the record (the “**Hearing**”); and the relief requested in the Motion being in the best interests of the Debtors and their estates and creditors; and the Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and the Court having entered the *Order Authorizing Debtors to (i) Assume or (ii) Rejected Unexpired Leases of Nonresidential Real Property* on February 13, 2013 [ECF No. 2822]; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the relief requested in the Motion is granted as set forth herein; and it is further

ORDERED that subject to the reservations of rights set forth in this Order, the applicable Debtors that are party to the Assumed Leases are authorized to assume the Assumed Leases identified on the attached Schedule A,³ and the Assumed Leases are deemed assumed, pursuant to section 365 of the Bankruptcy Code, effective as of the applicable date set forth on Schedule A; and it is further

ORDERED that each Assumed Lease includes any modifications, amendments, addenda and/or supplements thereto and/or restatements thereof and/or any ancillary documents or agreements related thereto, including certain amendments negotiated in connection with the assumption of these leases; notwithstanding the foregoing, the Assumed Leases shall not include any (i) payment agreements; (ii) royalty agreements, including overriding royalty agreements; (iii) assignment and assumption agreements;

³ The descriptions of the Assumed Leases included in Schedule A are provided for convenience only and are not intended to modify, or to represent the Debtors’ interpretation of or a Court determination regarding, the terms of any Assumed Leases.

(iv) purchase and other acquisition agreements; (v) sale agreements; and (vi) purchase option agreements, in each case which are not unexpired leases of nonresidential real property as that term is used in section 365(d)(4) of the Bankruptcy Code; *provided, that* nothing in this Order shall be construed to impair the applicable Debtors' rights to assume or reject any of the foregoing to the extent they are executory contracts; and it is further

ORDERED that, to the extent permitted by applicable law, the applicable Debtors that are party to the Assumed Leases maintain the statutory right to later reject any Assumed Lease, even following the occurrence of the Extended Assumption Deadline. If such Debtors later reject any leases previously assumed hereunder, the resulting damages that may be asserted by lessors will be limited by sections 503(b)(7) and 502(b)(6) of the Bankruptcy Code and any other applicable law; and it is further

ORDERED that the applicable Debtors' right to assign any of the Assumed Leases, pursuant to section 365(f) of the Bankruptcy Code is expressly preserved, and such Debtors may assign any Assumed Lease in the future notwithstanding any provision of such Assumed Lease that prohibits, restricts or conditions the assignment of such Assumed Lease, *provided* that the conditions of section 365(f)(2)(B) of the Bankruptcy Code are satisfied; and it is further

ORDERED that the amount to be paid to cure all prepetition defaults under each Assumed Lease pursuant to section 365(b) of the Bankruptcy Code shall be the applicable Cure Amount set forth on the attached Schedule A or such other amount as may be agreed by the parties; *provided, however*, that the applicable Debtors will obtain the consent of the Committee and the administrative agents for the Debtors' postpetition

lenders (which consent, in each case, shall not be unreasonably withheld) or further order of the Court prior to agreeing to a Cure Amount that differs from the amount set forth in Schedule A; and it is further

ORDERED that, upon payment of the Cure Amount, pursuant to the terms of the applicable Assumed Lease, there shall be no defaults that preclude assumption under such Assumed Lease, and the applicable Debtors that are party to such Assumed Lease shall have been deemed to have satisfied all of their obligations under section 365(b)(1) of the Bankruptcy Code with respect to such Assumed Lease; and it is further


ORDERED that, upon payment of the Cure Amounts, the counterparties to the Assumed Leases shall be forever barred and enjoined from asserting against the applicable Debtors any claims for cure costs under 11 U.S.C. § 365 other than the Cure Amounts set forth on Schedule A hereto or such other amount as may be agreed by the parties as provided in this Order; and it is further

ORDERED that, except as set forth in this Order, the assumption of any Assumed Lease or payment of any Cure Amount does not represent a waiver by any party in interest, including the Debtors, of any rights, claims or defenses in connection with or arising from any Assumed Lease; and it is further

ORDERED that each Debtor's estate shall only be obligated under this Order to the extent that such Debtor entity was a party to the applicable Assumed Lease prior to the Petition Date and nothing in this Order and/or the assumption of an Assumed Lease shall obligate any Debtor entity that was not an existing party to such Assumed Lease; and it is further

ORDERED that the Motion satisfied Bankruptcy Rules 6006, 6007 and 9014; and
it is further

ORDERED that the Debtors are authorized to take all such actions as are
necessary or appropriate to implement the terms of this Order.


KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

DATED: March 1, 2013
St. Louis, Missouri
jjh

Order prepared by:
Marshall S. Huebner
Damian S. Schaible
Brian M. Resnick
Michelle M. McGreal
DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, New York 10017

Schedule A—Assumed Leases

Debtors' Contract ID	Debtor Parties to the Contracts and Leases to be Assumed	Counterparties to the Contracts and Leases to be Assumed	Date of Contract or Lease	Location and Description of Real Property that is the Subject of a Lease to be Assumed	Assumption Effective Date	Cure Amount
NCC 111	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/21/1989	PRIVATE CROSSING - NO. L10589; EASEMENT	2/26/2013	\$2,346.49
LND 3461	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/8/1995	WHARTON RESERVE AREA; 0866-000034-00 : LAND USE LICENSE; PRIVATE ROAD GRADE CROSSING AGREEMENT DATED 8/8/95 BETWEEN CSX TRANSPORTATION AND EACC. CSX023303; EASEMENT	2/26/2013	\$1,637.00
NCC 105	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/1/1982	REAL ESTATE LEASE - NO. L39455	2/26/2013	\$1,339.98
NCC 104	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/1/1977	REAL ESTATE LEASE - NO. L38367	2/26/2013	\$950.00
LND 3462	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/9/1996	WHARTON RESERVE AREA; 0866-000039-00 : EASEMENT; PRIVATE ROAD GRADE CROSSING AGREEMENT DATED 7/9/96 BETWEEN CSX TRANSPORTATION AND EACC.CSX 23107	2/26/2013	\$850.00
LMS0656	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/28/1978	LINCOLN/BOONE AREA; 2335-000216-00 : EASEMENT; PIPELINE CROSSING AGREEMENT	2/26/2013	\$325.00
LMS0646	PINE RIDGE COAL COMPANY, LLC	CSX TRANSPORTATION INC	2/28/1986	BIG MOUNTAIN LAND AREA; 0862-000007-00 : EASEMENT	2/26/2013	\$0.00
LMS0651	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	12/1/1995	LOGAN COUNTY AREA; 2340-000084-00 : EASEMENT; OVERHEAD PEDESTRIAN WALKWAY AT FANCO	2/26/2013	\$0.00
LMS0653	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/15/1987	WHARTON RESERVE AREA; 0866-000014-00 : EASEMENT; ROAD CROSSING AGREEMENT- CSX03691	2/26/2013	\$0.00
LMS0654	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	9/3/1985	WHARTON RESERVE AREA; 0866-000017-00 : LAND USE LICENSE; ROAD CROSSING AGREEMENT (COW CREEK)L40627; EASEMENT	2/26/2013	\$0.00
LMS0655	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	5/25/1977	LINCOLN/BOONE AREA; 2335-000215-00 : EASEMENT; WIRELINE CROSSING	2/26/2013	\$0.00
LMS0658	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	5/6/1996	CABIN CREEK AREA; 2350-000010-00 : EASEMENT; WIRELINE CROSSING	2/26/2013	\$0.00
LND 032	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/30/2001	WHARTON RESERVE AREA; 0866-000044-00 : RAILROAD LEASE; CONVEYOR CROSSING LICENSE AGREEMENT- 1/30/01-CSX 40826; EASEMENT	2/26/2013	\$0.00
LND 3031	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/26/1997	LINCOLN/BOONE AREA; 2335-000149-00 : EASEMENT; PIPELINE CROSSING AGREEMENT, AS AMENDED	2/26/2013	\$0.00
LND 3052	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/2/1948	LOGAN COUNTY AREA; 2340-000167-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3053	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	11/26/1958	LOGAN COUNTY AREA; 2340-000168-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3054	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/1/1957	LOGAN COUNTY AREA; 2340-000169-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3055	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	10/31/1940	LOGAN COUNTY AREA; 2340-000170-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3064	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/19/1944	LOGAN COUNTY AREA; 2340-000180-00 : EASEMENT AGREEMENT - WIRE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00

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LND 3068	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	4/11/1944	LOGAN COUNTY AREA; 2340-000187-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3069	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	9/20/1946	LOGAN COUNTY AREA; 2340-000188-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3070	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/25/1942	LOGAN COUNTY AREA; 2340-000189-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3151	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/4/1992	LOGAN COUNTY AREA; 2340-000291-00 : EASEMENT; OVERHEAD BRIDGE - FANCO	2/26/2013	\$0.00
LND 3156	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/25/1952	LOGAN COUNTY AREA; 2340-000300-00 : EASEMENT; WIRE OR CABLE LINE CROSSING	2/26/2013	\$0.00
LND 3305	RIVERS EDGE MINING, INC.	CSX TRANSPORTATION INC	9/9/2002	RIVERS EDGE; 0793-000007-00 : EASEMENT; ROAD CROSSING AGREEMENT-CSX41349	2/26/2013	\$0.00
LND 3306	RIVERS EDGE MINING, INC.	CSX TRANSPORTATION INC	4/9/2003	RIVERS EDGE; 0793-000009-00 : EASEMENT; WIRELINE CROSSING AGREEMENT-CSX45225	2/26/2013	\$0.00
LND 3309	BLACK STALLION COAL COMPANY, LLC	CSX TRANSPORTATION INC	6/17/2005	BLACK STALLION MINE; 0794-000005-00 : LAND USE LICENSE; CONVEYOR CROSSING LICENSE AGREEMENT-CSX48693; EASEMENT	2/26/2013	\$0.00
LND 3459	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	5/16/1986	WHARTON RESERVE AREA; 0866-000005-00 : EASEMENT; AGREEMENT DATED 5/16/86 BETWEEN CHESAPEAKE AND OHIO RAILWAY AND EACC FOR THE USE OF TRACK FACILITIES.	2/26/2013	\$0.00
LND 3637	BLACK WALNUT COAL COMPANY	CSX TRANSPORTATION INC	5/23/2006	BLACK WALNUT LAND AREA; 0884-000005-00 : AGREEMENT; EASEMENT - LETTER CONTAINING CONVEYOR CROSSING LICENSE AGREEMENT DOT926217X	2/26/2013	\$0.00
LND 3681	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/1/1981	LINCOLN/BOONE AREA; 2335-000217-00 : EASEMENT; AGREEMENT - SIDETRACK AGREEMENT DATED 4/3/95 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND HOBET MINING INC.	2/26/2013	\$0.00
LND 3682	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	4/3/1995	LINCOLN/BOONE AREA; 2335-000218-00 : EASEMENT; AGREEMENT - AGREEMENT DATED 7/1/80 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND HOBET MINING AND CONSTRUCTION COMPANY, INC.	2/26/2013	\$0.00
LND 3683	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/14/1974	LINCOLN/BOONE AREA; 2335-000219-00 : EASEMENT - AGREEMENT FOR ELECTRIC LIGHT, POWER AND OTHER WIRE CROSSINGS DATED 1/11/74 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND SOUTHERN APPALACHIAN COAL COMPANY (LICENSEE) REGARDING CONSTRUCTION OF ELECTRIC	2/26/2013	\$0.00

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LND 3684	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	11/15/1979	LINCOLN/BOONE AREA; 2335-000220-00 : EASEMENT - AMERICAN ELECTRIC POWER COMPANY, INC. AGREEMENT FOR ELECTRIC LIGHT, POWER AND OTHER WIRE CROSSINGS DATED 11/15/79 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND SOUTHERN APPALACHIAN COAL COMPANY (LICENSEE) REGARD	2/26/2013	\$0.00
LND 824	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/1/1929	LOGAN COUNTY AREA; 2340-000113-00 : SURFACE LEASE	2/26/2013	\$0.00
LND 825	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	9/6/1985	LOGAN COUNTY AREA; 2340-000166-00 : SURFACE LEASE	2/26/2013	\$0.00
LND 832	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	6/15/1995	LOGAN COUNTY AREA; 2340-000220-00 : MINETRACK AGREEMENT, AS AMENDED; MINETRACK AGREEMENT, AS AMENDED - FANCO; EASEMENT	2/26/2013	\$0.00
NCC 103	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/21/1929	PIPELINE EASEMENT - NO. L06434	2/26/2013	\$0.00
NCC 106	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/14/1985	POWERLINE EASEMENT - NO. L40590	2/26/2013	\$0.00
NCC 108	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	4/1/1986	REAL ESTATE LEASE - NO. L45385	2/26/2013	\$0.00
NCC 112	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	12/1/1992	REAL ESTATE LEASE - NO. L17196	2/26/2013	\$0.00
NCC 113	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/5/1948	PIPELINE EASEMENT - NO. L20841	2/26/2013	\$0.00
NCC 114	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	10/30/1948	POWERLINE EASEMENT - NO. L21126	2/26/2013	\$0.00
NCC 115	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/30/1948	POWERLINE EASEMENT - NO. L21176	2/26/2013	\$0.00
NCC 116	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/25/1949	POWERLINE EASEMENT - NO. L21313	2/26/2013	\$0.00
NCC 118	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/13/1951	POWERLINE EASEMENT - NO. L23199	2/26/2013	\$0.00
NCC 120	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/15/1973	PRIVATE CROSSING - NO. L35934 DOT 226471S; EASEMENT	2/26/2013	\$0.00
NCC 121	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	11/3/1975	PRIVATE CROSSING - NO. L37011; EASEMENT	2/26/2013	\$0.00
NCC 122	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	9/29/1976	POWERLINE EASEMENT - NO. L37227	2/26/2013	\$0.00
NCC 123	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/6/1977	PIPELINE EASEMENT - NO. L37292	2/26/2013	\$0.00
NCC 124	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/24/1977	POWERLINE EASEMENT - NO. L37293	2/26/2013	\$0.00

Schedule A—Assumed Leases

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LND 3461	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/8/1995	WHARTON RESERVE AREA; 0866-000034-00 : LAND USE LICENSE; PRIVATE ROAD GRADE CROSSING AGREEMENT DATED 8/8/95 BETWEEN CSX TRANSPORTATION AND EACC. CSX023303; EASEMENT	2/26/2013	\$1,637.00
NCC 105	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/1/1982	REAL ESTATE LEASE - NO. L39455	2/26/2013	\$1,339.98
NCC 104	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/1/1977	REAL ESTATE LEASE - NO. L38367	2/26/2013	\$950.00
LND 3462	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/9/1996	WHARTON RESERVE AREA; 0866-000039-00 : EASEMENT; PRIVATE ROAD GRADE CROSSING AGREEMENT DATED 7/9/96 BETWEEN CSX TRANSPORTATION AND EACC.CSX 23107	2/26/2013	\$850.00
LMS0656	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/28/1978	LINCOLN/BOONE AREA; 2335-000216-00 : EASEMENT; PIPELINE CROSSING AGREEMENT	2/26/2013	\$325.00
LMS0646	PINE RIDGE COAL COMPANY, LLC	CSX TRANSPORTATION INC	2/28/1986	BIG MOUNTAIN LAND AREA; 0862-000007-00 : EASEMENT	2/26/2013	\$0.00
LMS0651	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	12/1/1995	LOGAN COUNTY AREA; 2340-000084-00 : EASEMENT; OVERHEAD PEDESTRIAN WALKWAY AT FANCO	2/26/2013	\$0.00
LMS0653	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	7/15/1987	WHARTON RESERVE AREA; 0866-000014-00 : EASEMENT; ROAD CROSSING AGREEMENT- CSX03691	2/26/2013	\$0.00
LMS0654	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	9/3/1985	WHARTON RESERVE AREA; 0866-000017-00 : LAND USE LICENSE; ROAD CROSSING AGREEMENT (COW CREEK)L40627; EASEMENT	2/26/2013	\$0.00
LMS0655	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	5/25/1977	LINCOLN/BOONE AREA; 2335-000215-00 : EASEMENT; WIRELINE CROSSING	2/26/2013	\$0.00
LMS0658	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	5/6/1996	CABIN CREEK AREA; 2350-000010-00 : EASEMENT; WIRELINE CROSSING	2/26/2013	\$0.00
LND 032	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/30/2001	WHARTON RESERVE AREA; 0866-000044-00 : RAILROAD LEASE; CONVEYOR CROSSING LICENSE AGREEMENT- 1/30/01-CSX 40826; EASEMENT	2/26/2013	\$0.00
LND 3031	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/26/1997	LINCOLN/BOONE AREA; 2335-000149-00 : EASEMENT; PIPELINE CROSSING AGREEMENT, AS AMENDED	2/26/2013	\$0.00
LND 3052	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/2/1948	LOGAN COUNTY AREA; 2340-000167-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3053	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	11/26/1958	LOGAN COUNTY AREA; 2340-000168-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3054	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/1/1957	LOGAN COUNTY AREA; 2340-000169-00 : EASEMENT AGREEMENT - PIPE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00
LND 3055	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	10/31/1940	LOGAN COUNTY AREA; 2340-000170-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3064	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/19/1944	LOGAN COUNTY AREA; 2340-000180-00 : EASEMENT AGREEMENT - WIRE LINE CROSSING, AS AMENDED	2/26/2013	\$0.00

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LND 3069	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	9/20/1946	LOGAN COUNTY AREA; 2340-000188-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3070	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	2/25/1942	LOGAN COUNTY AREA; 2340-000189-00 : EASEMENT AGREEMENT - WIRE OR CABLE LINE CROSSINGS, AS AMENDED	2/26/2013	\$0.00
LND 3151	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/4/1992	LOGAN COUNTY AREA; 2340-000291-00 : EASEMENT; OVERHEAD BRIDGE - FANCO	2/26/2013	\$0.00
LND 3156	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/25/1952	LOGAN COUNTY AREA; 2340-000300-00 : EASEMENT; WIRE OR CABLE LINE CROSSING	2/26/2013	\$0.00
LND 3305	RIVERS EDGE MINING, INC.	CSX TRANSPORTATION INC	9/9/2002	RIVERS EDGE; 0793-000007-00 : EASEMENT; ROAD CROSSING AGREEMENT-CSX41349	2/26/2013	\$0.00
LND 3306	RIVERS EDGE MINING, INC.	CSX TRANSPORTATION INC	4/9/2003	RIVERS EDGE; 0793-000009-00 : EASEMENT; WIRELINE CROSSING AGREEMENT-CSX45225	2/26/2013	\$0.00
LND 3309	BLACK STALLION COAL COMPANY, LLC	CSX TRANSPORTATION INC	6/17/2005	BLACK STALLION MINE; 0794-000005-00 : LAND USE LICENSE; CONVEYOR CROSSING LICENSE AGREEMENT-CSX48693; EASEMENT	2/26/2013	\$0.00
LND 3459	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	5/16/1986	WHARTON RESERVE AREA; 0866-000005-00 : EASEMENT; AGREEMENT DATED 5/16/86 BETWEEN CHESAPEAKE AND OHIO RAILWAY AND EACC FOR THE USE OF TRACK FACILITIES.	2/26/2013	\$0.00
LND 3637	BLACK WALNUT COAL COMPANY	CSX TRANSPORTATION INC	5/23/2006	BLACK WALNUT LAND AREA; 0884-000005-00 : AGREEMENT; EASEMENT - LETTER CONTAINING CONVEYOR CROSSING LICENSE AGREEMENT DOT926217X	2/26/2013	\$0.00
LND 3681	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	8/1/1981	LINCOLN/BOONE AREA; 2335-000217-00 : EASEMENT; AGREEMENT - SIDETRACK AGREEMENT DATED 4/3/95 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND HOBET MINING INC.	2/26/2013	\$0.00
LND 3682	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	4/3/1995	LINCOLN/BOONE AREA; 2335-000218-00 : EASEMENT; AGREEMENT - AGREEMENT DATED 7/1/80 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND HOBET MINING AND CONSTRUCTION COMPANY, INC.	2/26/2013	\$0.00
LND 3683	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/14/1974	LINCOLN/BOONE AREA; 2335-000219-00 : EASEMENT - AGREEMENT FOR ELECTRIC LIGHT, POWER AND OTHER WIRE CROSSINGS DATED 1/11/74 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND SOUTHERN APPALACHIAN COAL COMPANY (LICENSEE) REGARDING CONSTRUCTION OF ELECTRIC	2/26/2013	\$0.00

Debtors' Contract ID	Debtor Parties to the Contracts and Leases to be Assumed	Counterparties to the Contracts and Leases to be Assumed	Date of Contract or Lease	Location and Description of Real Property that is the Subject of a Lease to be Assumed	Assumption Effective Date	Cure Amount
LND 3684	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	11/15/1979	LINCOLN/BOONE AREA; 2335-000220-00 : EASEMENT - AMERICAN ELECTRIC POWER COMPANY, INC. AGREEMENT FOR ELECTRIC LIGHT, POWER AND OTHER WIRE CROSSINGS DATED 11/15/79 BETWEEN THE CHESAPEAKE AND OHIO RAILWAY COMPANY AND SOUTHERN APPALACHIAN COAL COMPANY (LICENSEE) REGARD	2/26/2013	\$0.00
LND 824	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	1/1/1929	LOGAN COUNTY AREA; 2340-000113-00 : SURFACE LEASE	2/26/2013	\$0.00
LND 825	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	9/6/1985	LOGAN COUNTY AREA; 2340-000166-00 : SURFACE LEASE	2/26/2013	\$0.00
LND 832	ROBIN LAND COMPANY, LLC	CSX TRANSPORTATION INC	6/15/1995	LOGAN COUNTY AREA; 2340-000220-00 : MINETRACK AGREEMENT, AS AMENDED; MINETRACK AGREEMENT, AS AMENDED - FANCO; EASEMENT	2/26/2013	\$0.00
NCC 103	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/21/1929	PIPELINE EASEMENT - NO. L06434	2/26/2013	\$0.00
NCC 106	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/14/1985	POWERLINE EASEMENT - NO. L40590	2/26/2013	\$0.00
NCC 108	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	4/1/1986	REAL ESTATE LEASE - NO. L45385	2/26/2013	\$0.00
NCC 112	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	12/1/1992	REAL ESTATE LEASE - NO. L17196	2/26/2013	\$0.00
NCC 113	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/5/1948	PIPELINE EASEMENT - NO. L20841	2/26/2013	\$0.00
NCC 114	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	10/30/1948	POWERLINE EASEMENT - NO. L21126	2/26/2013	\$0.00
NCC 115	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	8/30/1948	POWERLINE EASEMENT - NO. L21176	2/26/2013	\$0.00
NCC 116	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/25/1949	POWERLINE EASEMENT - NO. L21313	2/26/2013	\$0.00
NCC 118	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	6/13/1951	POWERLINE EASEMENT - NO. L23199	2/26/2013	\$0.00
NCC 120	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/15/1973	PRIVATE CROSSING - NO. L35934 DOT 226471S; EASEMENT	2/26/2013	\$0.00
NCC 121	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	11/3/1975	PRIVATE CROSSING - NO. L37011; EASEMENT	2/26/2013	\$0.00
NCC 122	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	9/29/1976	POWERLINE EASEMENT - NO. L37227	2/26/2013	\$0.00
NCC 123	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/6/1977	PIPELINE EASEMENT - NO. L37292	2/26/2013	\$0.00
NCC 124	EASTERN ASSOCIATED COAL, LLC	CSX TRANSPORTATION INC	1/24/1977	POWERLINE EASEMENT - NO. L37293	2/26/2013	\$0.00