



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF MINING PROGRAMS

PROPERTY INTERESTS AND RIGHT OF ENTRY
08/2021

Identify each parcel and key to all maps. Each owner name listed must be exactly the same name as identified on the maps and other documents.

Permit Area [§86.15, §86.37, §86.62, §86.64]

For each parcel of land within the permit area provide the following information:

- A. Names and addresses of every legal or equitable owner of record; the holders of record of any leasehold interest; and any purchaser of record under a real estate contract of the property to be affected by surface operations and facilities and the coal to be mined;

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0001	Rosebud Mining Company [S34-003-005-01] 301 Market Street, Kittanning, PA 16201	Berwind Corporation 509-15 th Street, Windber, PA 15963
0002	Rosebud Mining Company [S34-003-005-04] 301 Market Street, Kittanning, PA 16201	Berwind Corporation 509-15 th Street, Windber, PA 15963
0002A	Rosebud Mining Company [S34-003-005-03] 301 Market Street, Kittanning, PA 16201	Berwind Corporation 509-15 th Street, Windber, PA 15963
0003	Rosebud Mining Company [S34-003-004-00] 301 Market Street, Kittanning, PA 16201	Berwind Corporation 509-15 th Street, Windber, PA 15963
0004	James D. & Celeste M. Marsh [S34-003-014-00] 997 Centennial Drive, Windber, PA 15963	Fee
0009	Rosebud Mining Company [S34-003-012-00] 301 Market Street, Kittanning, PA 16201	Fee
0010	Robert D. Marsh [S34-003-013-00] 987 Centennial Drive, Windber, PA 15963	Fee
0015	Robert T. & Gwendolyn Shank [S34-003-002-00] 471 Hoffman Farm Road, Windber, PA 15963	Berwind Corporation 509-15 th Street, Windber, PA 15963
0016	Rosebud Mining Company [S34-003-015-00] 301 Market Street, Kittanning, PA 16201	Berwind Corporation 509-15 th Street, Windber, PA 15963
0017	Petco Industries LLC [S34-003-017-00] 728 Beaver Run Road, Sidman, PA 15955	Berwind Corporation 509-15 th Street, Windber, PA 15963

A. Names and addresses of every legal or equitable owner of record; the holders of record of any leasehold interest; and any purchaser of record under a real estate contract of the property to be affected by surface operations and facilities and the coal to be mined; (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0024	Berwind Corporation [S50-028-001-00] 509-15th Street, Windber, PA 15963	Wilmore Coal Company 509-15th Street, Windber, PA 15963
1968	Berwind Corporation [S34-003-005-00] 509 15th Street, Berwind, PA 15963	Berwind Corporation 509-15th Street, Windber, PA 15963
9024	Berwind Corporation [S34-003-005-00] 509 15th Street, Berwind, PA 15963	Berwind Corporation 509-15th Street, Windber, PA 15963

B. Descriptions of the documents on which the applicant bases the legal right to enter upon the property and commence coal mining activities, including:

- | | |
|---|---|
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. | <p>Surface-Fee / Mineral-Lease
July 1, 2021
Tract No. 0001
All relative mining rights
No current/pending litigation</p> |
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. | <p>Surface-Fee / Mineral-Lease
July 1, 2021
Tract No. 0002
All relative mining rights
No current/pending litigation</p> |
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. | <p>Surface-Fee / Mineral-Lease
July 1, 2021
Tract No. 0002A
All relative mining rights
No current/pending litigation</p> |
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. • whether that right is subject of current or pending court litigation. | <p>Surface-Fee / Mineral-Lease
July 1, 2021
Tract No. 0003
All relative mining rights
No current/pending litigation
None</p> |

B. Descriptions of the documents on which the applicant bases the legal right to enter upon the property and commence coal mining activities, including: (cont.)

- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
- Surface-None / Mineral-None
Adverse
Tract No. 0004
None**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Fee Ownership
N/A
Tract No. 0009
All relative mining rights
No current/pending litigation**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Surface-None / Mineral-None
Adverse
Tract No. 0010
None
None**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Surface-None / Mineral-Lease
July 1, 2021
Tract No. 0015
None – Adverse Surface
None – Adverse Surface**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Surface-Fee / Mineral-Lease
July 1, 2021
Tract No. 0016
All relative mining rights
No current/pending litigation**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Surface-None / Mineral-Lease
July 1, 2021
Tract No. 0017
None – Adverse Surface
None – Adverse Surface**
- the type of document;
 - the date of execution;
 - the specific lands to which the document pertains;
 - the legal rights claimed by the applicant;
 - whether that right is subject of current or pending court litigation.
- Surface-Lease / Mineral-Lease
July 1, 2021
Tract No. 0024
All relative mining rights
No current/pending litigation**

B. Descriptions of the documents on which the applicant bases the legal right to enter upon the property and commence coal mining activities, including: (cont.)

- | | |
|--|--|
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. | <p>Lease
July 1, 2021
Tract No. 1968
All relative mining rights
No current/pending litigation</p> |
| <ul style="list-style-type: none"> • the type of document; • the date of execution; • the specific lands to which the document pertains; • the legal rights claimed by the applicant; • whether that right is subject of current or pending court litigation. | <p>Lease
July 1, 2021
Tract No. 9024
All relative mining rights
No current/pending litigation</p> |

C. Consent of Landowner Form 5600-FM-BMP0010 {submit via web upload}

See the uploaded Consent of Landowner Form 5600-FM-BMP0010 for the following surface land owners;

Rosebud Mining Company (0001, 0002, 0002A, 0003, 0009, 0016)

Berwind Corporation (0024, 1968, 9024)

D. Where the private mineral estate to be mined has been severed from the private surface estate, provide the following information:

- a copy of the written consent of the surface owner for the extraction of the coal by surface mining methods;
- a copy of the conveyance that expressly grants or reserves the right to extract coal by surface mining method. If the conveyance does not expressly grant the right to extract the coal by surface mining methods, provide documentation of legal authority to extract the coal by surface mining methods.

Not applicable.

Contiguous Area [§86.62]

Provide a listing of lands contiguous to the proposed permit area for which it is anticipated that a permit for mining will be sought as a result of interest in lands, options or pending bids on interest held or made by the applicant.

Not Applicable.

Adjacent Area [§86.15]

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property.

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0005	Rosebud Mining Company [S34-003-011-00] 301 Market Street, Kittanning, PA 16201	Berwind Corporation
0006	Rosebud Mining Company [S34-003-009-00] 301 Market Street, Kittanning, PA 16201	Berwind Corporation
0007	Rosebud Mining Company [S34-003-008-00] 301 Market Street, Kittanning, PA 16201	Berwind Corporation
0013	Richard & Jacqueline Kreasko, Jr. [034-003-003-00] 668 Hoffman Farm Road, Windber, PA 15963	Unknown
0014	Berwind Corporation [S01-005-107-00] 509-15 th Street, Windber, PA 15963	Fee
0018	Berwind Corporation [S01-005-107-00] 509-15 th Street, Windber, PA 15963	Fee
0019	Berwind Corporation [S01-005-107-00] 509-15 th Street, Windber, PA 15963	Fee
0021	Inter-Power Ahl-Con Partners [S34-003-019-03] Attn: Tax Dept., 2929 Allen Parkway, Houston, TX 77019	Unknown
0022	Berwind Corporation [S01-005-107-00] 509-15 th Street, Windber, PA 15963	Fee
0023	Petco Industries LLC [S50-003-118-00] 728 Beaver Run Roads, Sidman, PA 15955	Berwind Corporation
0024	Berwind Corporation [S01-005-107-00] 509-15 th Street, Windber, PA 1596	Fee
0025	Richard Geibig [S50-013-119-00] 639 Berwick Road, Windber, PA 15963	Unknown
0648	Adam L. Campbell [S50-028-042-00] 739 Railroad Street, Windber, PA 15963	Unknown
0647	Bobbie J. Maffeo [S50-028-077-00] 769 Railroad Street, Windber, PA 15963	Berwind Corporation
0649	David P. Petrunak [S50-028-041-00] 918 Church Street, Windber, PA 15963	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0650	Donna J. Kreasko [S50-028-040-00] 733 Railroad Street, Windber, PA 15963	Unknown
0651	Tiffany Sewak [S50-028-039-00] 731 Railroad Street, Windber, PA 15963	Unknown
0652	Paul & Paula Ann Kociban c/o Paula McKee [S50-028-038-00] 2711 Jackson Avenue, Windber, PA 15963	Unknown
0653	Dana P Whetzel [S50-028-037-00] 727 Railroad Street, Windber, PA 15963	Unknown
0654	Anthony R. & Christine A. Miske [S50-028-036-00] 725 Railroad Street, Windber, PA 15963	Unknown
0655	Diana M. Hockins [S50-028-035-00] 723 Railroad Street, Windber, PA 15963	Unknown
0656	Diana M. Hockins [S50-028-034-00] 723 Railroad Street, Windber, PA 15963	Unknown
0657	Susan M. Bartashus [S50-028-033-00] 719 Railroad Street, Windber, PA 15963	Unknown
0658	Peter & Mary Louise Lucas, Jr. [S50-028-032-00] 661 Railroad Street, Windber, PA 15963	Unknown
0659	Kim Marie Strazzere [S50-028-031-00] 118 Furnari Avenue, Johnstown, PA 15905	Unknown
0660	Kim Marie Strazzere [S50-028-030-00] 118 Furnari Avenue, Johnstown, PA 15905	Unknown
0661	Edward C. Marcinko [S50-028-029-00] 711 Railroad Street, Windber, PA 15963	Unknown
0662	Robert A. & Valerlie J. Ashbrook [S50-028-028-00] 1119 Seanor Road, Windber, PA 15963	Unknown
0663	Emil A. Petrilla, Jr. [S50-028-027-00] 707 Railroad Street, Windber, PA 15963	Unknown
0664	Emil A. Petrilla, Jr. [S50-028-026-00] 707 Railroad Street, Windber, PA 15963	Unknown
0665	S & P Rentals, Inc. [S50-028-025-00] 566 Railroad Street, Windber, PA 15963	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0666	Katherine Richvalshy [S50-028-024-00] 1401 Van Houten Avenue B-2, Clifton, NJ 07013	Unknown
0667	Unknown as per Somerset Tax Assessment [S50-028-022-00]	Unknown
0668	Steven Zahurak [S50-028-022-00] 1070 Day Road, Schenectady, NY 12303	Unknown
0669	Frances M. & Rita A. Laslo [S50-022-001-00] 693 Rear Railroad Street, Windber, PA 15963	Unknown
0670	Frances M. & Rita A. Laslo [S50-022-006-00] 693 Rear Railroad Street, Windber, PA 15963	Unknown
0671	John & Julia Cardone [S50-028-021-00] 689 Railroad Street, Windber, PA 15963	Unknown
0672	Mark A. Portante [S50-028-020-00] 685 Railroad Street, Windber, PA 15963	Unknown
0673	Mark A. Portante [S50-028-019-00] 685 Railroad Street, Windber, PA 15963	Unknown
0674	William D. & Karen I. Lybarger Trustees [S50-028-018-00] 206 Jefferson Avenue, Windber, PA 15963	Unknown
0675	William D. & Karen I. Lybarger Trustees [S50-028-018-00] 206 Jefferson Avenue, Windber, PA 15963	Unknown
0676	William & Karen Lybarger [S50-028-016-00] 679 Railroad Street, Windber, PA 15963	Unknown
0677	William & Karen Lybarger [S50-028-015-00] 2404 Graham Avenue, Windber, PA 15963	Unknown
0678	Jeremy G. Oldham [S50-028-014-00] 1203 Centennial Drive, Windber, PA 15963	Unknown
0679	Eric Eugene Oldham [S50-028-013-00] 673 Railroad Street, Windber, PA 15963	Unknown
0680	Eric Eugene Oldham [S50-028-084-00] 673 Railroad Street, Windber, PA 15963	Unknown
0681	James D. & Celeste M. Marsch [S50-022-005-00] 997 Centennial Drive, Windber, PA 15963	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
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0682	James D. & Celeste M. Marsh [S50-028-012-00] 997 Centennial Drive, Windber, PA 15963	Unknown
0683	Amy K. Marsh [S50-028-011-00] 669 Railroad Street, Windber, PA 15963	Unknown
0685	Gerald P. & Luann L. Deyarmin [S50-028-010-00] 352 Camp Drive, Windber, PA 15963	Unknown
0687	Gerald P. & Luann L. Deyarmin, Jr. [S50-028-009-00] 352 Camp Drive, Windber, PA 15963	Unknown
0688	Gerald P. & Luann L. Deyarmin [S50-028-083-00] 352 Camp Drive, Windber, PA 15963	Unknown
0689	Jeffrey R. Yost [S50-028-008-00] 663 Railroad Street, Windber, PA 15963	Unknown
0690	Peter & Mary Louise Lucas, Jr. [S50-028-007-00] 661 Railroad Street, Windber, PA 15963	Unknown
0691	Tulio Varas [S50-028-006-00] 659 Railroad Street, Windber, PA 15963	Unknown
0692	Sandra Lee & Michael A. Molnar [S50-028-005-00] 657 Railroad Street, Windber, PA 15963	Unknown
0693	Thomas J. & Anne Marie Kollett c/o Peter Lucas, Jr. [S50-028-076-00] 661 Railroad Street, Windber, PA 15963	Unknown
0695	Lauren J. Duff & Kristen R. Ehmann c/o Lauren J. Duffy [S50-028-081-00] 60 Hammond Lane, Centereach, NY 11720	Unknown
0696	Phillip Chippie [S50-022-004-00] 625 Railroad Street, Windber, PA 15963	Unknown
0698	David P. Petrunak [S50-028-061-00] 918 Church Drive, Windber, PA 15963	Unknown
0699	William & Tammy Owens [S50-028-060-00] 668 Railroad Street, Windber, PA 15963	Unknown
0700	Jessica Miller [S50-028-059-00] 672 Railroad Street, Windber, PA 15963	Unknown
0701	Ronald J. & Christine M. Benard [S50-028-058-00] 676 Railroad Street, Windber, PA 15963	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
0702	Ronald J. & Christine M. Benard [S50-028-057-00]	Unknown

	676 Railroad Street, Windber, PA 15963	
0703	Roy E. Rogers [S50-028-056-00] 680 Railroad Street, Windber, PA 15963	Unknown
0704	William & Carole Richards c/o Roy Rogers [S50-028-055-00] 682 Railroad Street, Windber, PA 15963	Unknown
0705	David P. Petrunak & Rose M. Zeglin [S50-028-054-00] 918 Church Drive, Windber, PA 15963	Unknown
0706	Donald P. & Johanna S. Gordon [S50-028-053-00] 8817 Lagrange Street, Lorton, VA 22079	Unknown
0707	David P. Petrunak & Rose M. Zeglin [S50-028-052-00] 918 Church Drive, Windber, PA 15963	Unknown
0708	Telford R. Berkebile [S50-028-051-00] R.D.1, Box 501B, Manns Choice, PA 15550	Unknown
0709	William & Carole Richards [S50-028-050-00] 682 Railroad Street, Windber, PA 15963	Unknown
0710	Carol Whitaker [S50-028-049-00] 562 Railroad Street, Windber, PA 15963	Unknown
0711	Gerald D. & Mary Lou Claar [S50-028-047-00] 2 Azalea Street, Windber, PA 15963	Unknown
0712	Gerald D. & Mary Lou Claar [S50-028-045-00] 2 Azalea Street, Windber, PA 15963	Unknown
0718	Berwind Corporation [S50-013-100-00] 509-15 th Street, Windber, PA 15963	Unknown
0719	Pennsylvania Lines LLC c/o Norfolk Southern 4600 Deer Path Road, Harrisburg, PA 17110	Unknown
0980	Raymond K & Cora E Henderson c/o Lucas Jeff [S50-028-062-00] 664 Railroad Street, Windber, PA 15963	Unknown
0981	Berwind Corporation [S50-027-196-00] 509-15 th Street, Windber, PA 15963	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
1033	Berwind Corporation [S50-021-003-00] 509-15 th Street, Windber, PA 15963	Unknown

1038	Frank & Irene Floria [S50-028-004-00] 823 Mirabelle Avenue, Westbury, NY 11590	Unknown
1080	Paul Esmont Jr. and Lisa Blough [S50-013-121.00] 362 Hoffman Farm Road, Windber, PA 15963	Unknown
1081	John A. & Judith A. Lucas [S50-013-120.00] 350 Hoffman Farm Road, Windber, PA 15963	Unknown
9000	Berwind Corporation [S34-003-019-02] 509-15 th Street, Windber, PA 15963	Unknown
9001	Ridge Energy Company, Inc. [S50-027-201-00] 265 Swamp Road, Clymer, PA 15728	Unknown
9002	Stanley Shelko [S50—028-074-00] 1107 Grove Avenue, Windber, PA 15963	Unknown
9003	Marianne Kiser [S50-028-073-00] 666 Railroad Street, Windber, PA 15963	Unknown
9005	John E. & Marianne Kiser [S50-028-064-00] 660 Railroad Street, Windber, PA 15963	Unknown
9006	John E. & Marianne Kiser [S50-028-064-00] 660 Railroad Street, Windber, PA 15963	Unknown
9007	Robin M. Libhart [S50-028-065-00] 658 Railroad Street, Windber, PA 15963	Unknown
9008	Clara M. Spisock [S50-028-066-00] 656 Railroad Street, Windber, PA 15963	Unknown
9009	Clara M. Spisock [S50-028-067-00] 656 Railroad Street, Windber, PA 15963	Unknown
9010	David A. & Patricia Ondesko, Sr. [S50-028-068-00] 652 Railroad Street, Windber, PA 15963	Unknown
9011	U.S. Bank Association [S50-028-069-00] 4801 Frederica Street, Owensboro, KY 42301	Unknown
9012	Richard Hornyak Trust [S50-028-070-00] 3022 State Road 59, Lot 1E, Ravenna, OH 44266	Unknown

For each parcel of land within 1000 feet of the permit area provide the name of the owner of record of the surface and subsurface property. (cont.)

<u>Map ID</u>	<u>Surface Owner</u>	<u>Mineral Owner</u>
9013	Eugene & Pamela Probert [S50-028-071-00] 646 Railroad Street, Windber, PA 15963	Unknown
9014	Melvin A. & Barbara E. Lucas [S50-028-072-00] 644 Railroad Street, Windber, PA 15963	Unknown

9015	William E. & Darlene Sadar [S50-027-086-00] 642 Railroad Street, Windber, PA 15963	Unknown
9016	Anthony F. Kopuske [S50-027-087-00] 592 Shady Lane, Windber, PA 15963	Unknown
9017	Brenda S. Gunsallus [S50-027-088-00] 638 Railroad Street, Windber, PA 15963	Unknown
9018	Brenda S. Gunsallus [S50-027-089-00] 638 Railroad Street, Windber, PA 15963	Unknown
9019	Lauren J. Duff & Kristen R. Ehmann c/o Lauren J. Duffy [S50-028-003-00] 50 Hammond Lane, Centereach, NY 11720	Unknown
9020	Joseph T. & Mayme B. Natta [S50-028-003-00] 647 Railroad Street, Windber, PA 15963	Unknown
9021	Nick A. & Elizabeth L. Spadone [S50-028-001-00] 429 Dark Shade Drive, Windber, PA 15963	Unknown
9022	Nick A. & Elizabeth L. Spadone [S50-022-003-00] 429 Dark Shade Drive, Windber, PA 15963	Unknown
9023	Jason & Mary Ann Tatar [S50-022-002-00] 633 Railroad Street, Windber, PA 15963	Unknown
9024	Phillip Chippie [S50-022-079-00] 625 Railroad Street, Windber, PA 15963	Unknown

Occupied Dwellings [§86.64, §86.102]

If any surface mining activities (to include auger mining) are to be conducted within 300 feet from any occupied dwelling, attach the notarized written waiver of the current owner consenting to surface mining activities closer than 300 feet. Show waiver and barrier areas on maps.

Not applicable.