Module 5: Property Interests/Right of Entry

Instructions:

Provide the following information on an 8 1/2" x 11" sheet of paper. Attach the page(s) to this module and identify as Exhibit 5: Property Interests/Right of Entry. Identify the module number and letter (e.g 5.1c) on the attached page(s). Each owner name listed in this module must be <u>exactly</u> the same as the name is identified on the maps and other documents.

- 5.1 Permit Area. [§77.163] For each parcel of land within the permit area provide the following information: (identify each parcel and key to maps.)
 - a) the 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 surface property to be affected by surface operations and facilities and of the mineral to be mined;

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Please refer to Exhibit 5.
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b) the documents on which the applicant bases the legal right to enter and commence noncoal mining activities and whether that right is subject of pending court litigation; and

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Please refer to Exhibit 5.
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c) a Consent of Landowner Form "Supplemental C" Form 5600-FM-MR0050 when applicable (indicate whether the Form is contained in this application or will be submitted with successive bonding phases – if Consent of Landowner is not applicable, indicate reasons.)

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Please refer to Exhibit 5.
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5.2 Contiguous Area. [§77.410(a)(1)] For each parcel of land contiguous to the permit area provide the names of the owners of record of the surface. (Identify each parcel and key to maps.)

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Please refer to Exhibit 5.
```

Adjacent Area. [§ **77.410(a)(3)]** For each parcel of land within 1,000 feet of the permit area provide the name of the owner of record of the surface property. (Identify each parcel and key to maps.)

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Please refer to Exhibit 5.
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Exhibit 5: Property Interests / Right of Entry

5.1 Permit Area

Map Key		Name & Address of Owner	Means to Enter & Is Litigation Pending	Supp "C"
1,3 & 4	Surface	John Kosky Contracting, Inc. PO Box 136 Cuddy, PA 15031-1513	Lease dated May 23, 2018 which is not subject to pending court litigation	Note #1
	Minerals	Same as surface		
2	Surface	Clyde Holding, Inc. 17592 Route 322 Strattanville, PA 16258	Lease dated August 6, 2020 which is not subject to pending court litigation	Note #2
	Minerals	Same as surface		
5	Surface	John Alan & Stacy A. Kosky PO Box 136 Cuddy, PA 15031-1513	Note #3	Note #3
	Minerals	Same as surface		
36 &37	Surface	Earl II & Tracy L. Gilpin 1989 Morey Road Clarksville, PA 15322	Note #4	Note #4
	Minerals	Unknown		

Note #1 - The original Supplemental "C" Form for properties 1, 3 and 4 is on file with the Department under SMP #63100401. A copy of the Supplemental "C" Form is attached with this Module.

Note #2 - The original Supplemental "C" Form for property 2 is on file with the Department under SMP #63100401. A copy of the Supplemental "C" Form is attached with this Module.

Note #3 - This property is not yet leased. A Supplemental "C" Form will be provided after the property has been leased.

Note #4 - Currently, there are no plans to mine under this property.

5.2 Contiguous Area

- 6 Equitable Gas Company
- 7 Equitable Gas Company
- 8 Kathleen Martincic et al.
- 9 Cathy H. & John P. Lozosky
- 15 John L. Jr. & Kim Ondrik
- 23 East Bethlehem Church
- 27 Thelma L. Webeck
- 31 Southwestern PA Water Authority
- 35 Mark A. Yohe
- 38 Frank G. & Margaret J. Startare
- 46 Harold & Kathleen Rice

5.3 Adjacent Area

- 10 Dolores Thompson & Leslie A. Hutchinson, Jr.
- 10A Edgar C. Sweany, Jr., & Carol Hupp
- 10B Gary F. Wolf
- 11 Frank & Mary Jane Efaw
- 12 Travis D. & Shannon R. Rhodes
- 13 William & Dana Mikolay
- 14 Wilford A. & Pearlie Buel
- 16 Paul & Deanne Hein
- 17 Robert E. & Patricia L. Kiefer
- 18 David K. & Robert G. Sloan
- 19 Bryan L. Lancaster
- 20 Virginia A. Crawford Rev. Trust
- 21 Christopher J. & Brittany N. Coffield
- 22 Harriet Keys Estate & William M. Keys
- 24 Kenneth & Cathleen Harasty
- 25 Michael J. & Sylvia A. Burke
- 26 Alyssa M. Ford
- 28 Joshua A. Zuchowski
- 29 James C. & Marilou Webeck
- 30 Robert Sweany and Donald & Marilou Webeck
- 30A Robert J. & Marsha L. Sweany
- 32 Renee E. Simpson
- 33 William L. Beck
- 34 Buckingham Cemetery Assn
- 39 Joseph J. & Nena M. Startare
- 40 Jason White
- 41 Freddie D. Ervin
- 42 Deborah J. & Joseph C. Shriner
- 43 Deborah J. & Joseph C. Shriner
- 44 Robin L. Doman & S.G. Gunchuck & Mr. & Mrs. Tracy M. Doman, Jr.
- 45 Joseph A. & Shirley S. Yablonski and Joseph M. Yablonski
- 47 Harold & Kathleen Rice
- 48 Margaret A. Furman & Katherine M. Kasula
- 49 Margaret A. Furman & Katherine M. Kasula
- 50 Arlene Rhodes
- 51 John A. Cantoni
- 52 David A. Smereczniak
- 53 Joanna L. Dragan

Parcel ID #220-004-00-00-0035-00

acres of land



COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION **BUREAU OF MINING PROGRAMS**

APPL. NO. (Department Use Only)

CONTRACTUAL CONSENT OF LANDOWNER (NONCOAL/INDUSTRIAL MINERALS)

(I) (We), the undersigned, being the owner(s) of ± 163

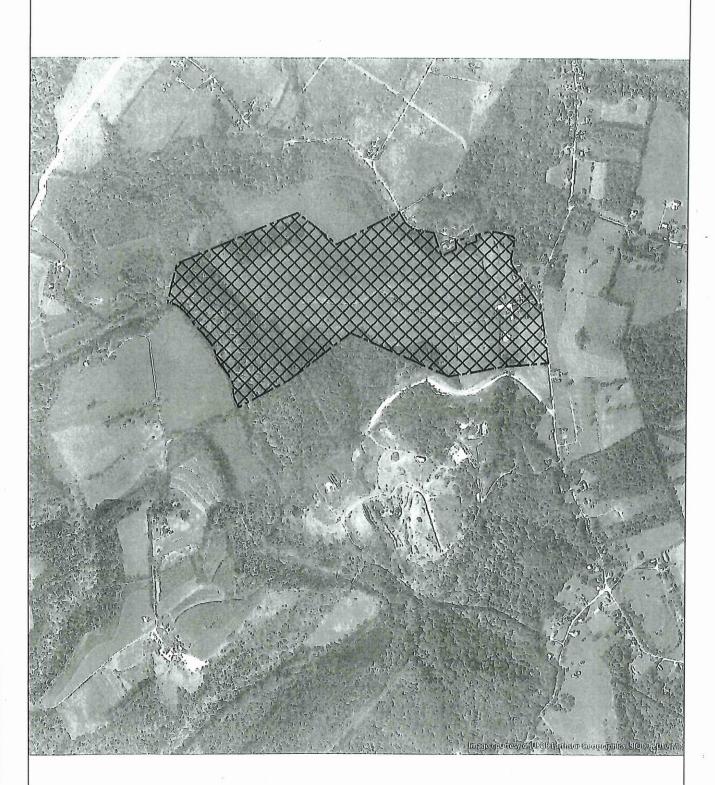
located in Deemston Borough	Washington	County, as described
(Township, Borough, City)		,
in the deed(s) recorded in the Recorder of Deeds Office	Book(s) and page(s)	<u> </u>
and shown by crosshatched lines on the map attached	hereto which is signed in the or	riginal by the landowner upon which
Neiswonger Construction, Inc.	(Malan Carrata)	
•	of Mining Operator)	All he woods to the Department of
proposes to engage in surface mining activities for Environmental Protection and of which application this THAT THE MINING OPERATOR HAS THE RIGHT TO CONDUCTING SURFACE MINING ACTIVITIES. Further mining operator, his heirs, executors, administrators of Pennsylvania, the right to enter upon the aforesaid five (5) years after the termination, completion or aban studying, backfilling, planting and reclaiming the land Noncoal Surface Mining Conservation and Reclamation promulgated thereunder, and the provisions of permiaddition to the Commonwealth, for the aforesaid period owned by (us) (me) in order to have access to the land contractual consent gives the Commonwealth the right abate pollution therefrom as a matter within the police is not constitute any ownership interest by the Commonwealth.	is consent will be made a part of ENTER UPON AND USE THIS hermore, (I) (We), the undersigns, successors, transferees, and land before beginning the minuscent of the mining activity and abating pollution in account of the Clean Streams, It's) issued to the Mining Open described herein. It is specificant to enter, inspect, study, backpower but does not obligate the ealth in the aforesaid land.	rt, DO HEREBY ACKNOWLEDGE E LAND FOR THE PURPOSES OF greed, do hereby irrevocably grant to assigns and to the Commonwealth ing activity(les), and for a period of (les) for the purposes of inspecting, ordance with the provisions of the as amended, rules and regulations rator. (I) (We) do hereby grant in s any adjoining or contiguous lands ally agreed and understood that this cfill, plant and reclaim the land and o Commonwealth to do so, and does
This Consent shall not be construed to impail andowner.	r any contractual agreement b	etween the Mine Operator and the
(INSERT ADDITIONAL PROVISIONS OR CROSS OUT)		
In witness whereof and intending to legally bin (we) have hereunto set (my) (our) hand(s) and seal this	d (myself) (ourselves), (my) (ous day of	ir) heirs, successors and assigns, (I) August , 2020 (year)
	Clyde Holding, Inc LANDOWNER	(Print Name
	LANDOVINER	(Finit Ivanie
	Mental 1 M	
	By:X "(MMHA C WIN	May special sounds
	(Signature)	(Seal)
		South State of the
	Vincent C. Neiswon	ger, President
	(Print	Name)
	·	
	Ву:	
	(Sign	ature)
*		to the said and
		10.5%
	/Delat	Name)
	(Fillic	, and

Parcel ID #220-004-00-00-0035-00

ACKNOWLEDGEMENT OF INDIVIDUALS OR PARTNERS

LANDOWNER

STATE OF		SS			
COUNTY OF	:	35			
On, before me, the undersigned Notary, personally appeared					
known to me (or satisfactorily	proven) to be the person whose	name is	(Name (s)) subscribed to this instrument, and wi	ho acknowledged that	_
executed the same and desire				(he, she or they)	
	REOF, I have hereunto set my h	and and	official seal.		
(SEAL)			My Commission Expires:		_
(02,10)	Notary Public			(Date)	
,		L	ANDOWNER		
STATE OF	:				
COUNTY OF	:	SS			
On	, before me, th	e unders	Igned Notary, personally appeared		
-			(Name (s)))	_
		name is	s subscribed to this Instrument, and w	(he, she or they)	_
executed the same and desir					
IN WITNESS WHE	REOF, I have hereunto set my	nand and	l official seal.		
(SEAL)	Notary Public		My Commission Expires:	(Date)	-
	VCKNOW	EDGE	MENT OF CORPORATION	IS	
	ACKNOWL		ANDOWNER	Commonwealth Of Pennsylvania - Notary CAROLYN W GRAY, Notary Public	Seal
STATE OF PENNSYLVANIA	zhenz	ss		Allegheny County My Commission Expires 8/8/2022 Commission # 1334495	1
COUNTY OF WILL	5 20 20 hefere me the	undersid	ned Notary, personally appeared	00////////////////////////////////////	
On Wuraibt	21 × 0 × 0 · Delore He, the	undersig	med Notery, personally appeared		
	(himself) to be the <u>Preside</u>				of
			(Title of Person)		. a
		me of Co	rporation)		
corporation, and that (she) desires that this instrument	(he), as such officer, being autho be recorded.	rized to	do so, executed the foregoing instrum	nent on behalf of the sald corporation and	
IN WITNESS WH	EREOF, I have hereunder set n	ny hand a	and official seal.		
(SEAL) Canal	Notary Public 0		My Commission Expires:	08 08 202 a (Date)	_
This in	strument has been recorded in				
	y, Pennsylvanía, this day o _(year), at Book	of	, Page(s)	 	
	(Signed) + (Print Name)			· · · · · · · · · · · · · · · · · · ·	
	(Seal)				



LANDOWNER: Clyde Holding, Inc.

Vincent C. Neiswonger, President

CERTIFIED PROPERTY IDENTIFICATION NUMBERS 220-004-00-00-003500 DEEMSTON BORO LCGIS REGISTRY 08/07/2020 BY JM

Inst. # 202018754 - Page 1 of 3

Parcel ID #220-004-00-00-0035-00



COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF MINING PROGRAMS

APPL. NO. (Department Use Only)

CONTRACTUAL CONSENT OF LANDOWNER (NONCOAL/INDUSTRIAL MINERALS)

	(We), the undersigned, be Deemston Borough		.63 Washington	acres of land County, as described		
la Ha	(Township, Borough, City)					
and shown	in the deed(s) recorded in the Recorder of Deeds Office Book(s) and page(s) and shown by crosshatched lines on the map attached hereto which is signed in the original by the landowner upon which					
Neiswong	er Construction, Inc					
nronesee l	a angaga in quafaaa walul		ning Operator)	W. L		
Environment THAT THE CONDUCT the mining of Pennsylfive (5) year studying, but Noncoal Supromulgate addition to owned by (contractual abate poliu	ntal Protection and of whit MINING OPERATOR HA- ING SURFACE MINING A operator, his heirs, executivania, the right to enter up are after the termination, conackfilling, planting and resurface Mining Conservation of thereunder, and the protection of the Commonwealth, for the us) (me) in order to have a consent gives the Comm	ch application this co 5 THE RIGHT TO ENT CTIVITIES. Furtherm ors, administrators, such on the aforesald land completion or abandonn claiming the land and and Reclamation Act ovisions of permit(s) li- e aforesald period of the coess to the land desconwealth the right to a within the police powe	nsent will be made a part "ER UPON AND USE THE ore, (I) (We), the undersign cessors, transferees, and a before beginning the miniment of the mining activity() abating pollution in acco- and The Clean Streams, a ssued to the Mining Opera me, a right of entry across ribed herein. It is specifica enter, inspect, study, back but does not obligate the of	If be made to the Department of DO HEREBY ACKNOWLEDGE LAND FOR THE PURPOSES OF the ded, do hereby irrevocably grant to assigns and to the Commonwealthing activity(ies), and for a period of the purposes of inspecting, reduce with the provisions of the as amended, rules and regulations after. (I) (We) do hereby grant in any adjoining or contiguous lands the land and commonwealth to do so, and does		
Th landowner.		enstrued to impair any	contractual agreement be	tween the Mine Operator and the		
(INSERT	ADDITIONAL PROVISIONS (R CROSS OUT)				
ln (we) have	witness whereof and intend hereunto set (my) (our) har	ding to legally bind (my nd(s) and seal this	self) (ourselves), (my) (our day of) heirs, successors and assigns, (I) , _2020_ (year)		
Γ			Clyde Holding, Inc.	(Dilat News		
	DEBORAH BARDELLA RECORDER OF DEEDS		LANDOWNER	(Print Name		
	WASHINGTON, PA		Musil 1 Min			
1	Pennsylvania	Ву		(Cool)		
	INSTRUMENT NUMBER		(Signature)	(Seal)		
	202018754					
	RECORDED ON Aug 10, 2020		Vincent C. Neiswong			
	8:55:34 AM	29	(Print Na	ime)		
	Total Pages: 3					
	RECORDING FEES	829.00 By				
		329.00	(Signati	ure)		
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			(Print Na	ame)		

5600-FM-MR0050 Rev. 5/98 "Supplement C" COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF MINING AND RECLAMATION

74KCL NUMBERS 220-005-00-00-0024-00 60.6 220-004-00-00-0034-00 106.7 220-004-00-00-0034-02 75.1

APPL. NO. (Department Use Only)



CONTRACTUAL CONSENT OF LANDOWNER (NONCOAL/INDUSTRIAL MINERALS)

(I) (We), the undersigned, being the owner (located in Deemston Borough (Township, Borough, City)	s) of	238.8 +/- Washington	acres of land County, as described
in the deed(s) recorded in the Recorder of Deeds Of and shown by crosshatched lines on the map attach Pennsylva	ed hereto v	which is signed in the original by the Reclamation, Inc.	
proposes to engage in surface mining activities of Environmental Protection and of which application the THE MINING OPERATOR HAS THE RIGHT TO CONDUCTING SURFACE MINING ACTIVITIES. If the mining operator, his heirs, executors, administration of Pennsylvania, the right to enter upon the aforesai (5) years after the termination, completion or abastudying, backfilling, planting and reclaiming the I Noncoal Surface Mining Conservation and Reclama promulgated thereunder, and the provisions of pendition to the Commonwealth, for the aforesaid pendition to the Commonwealth, for the aforesaid pendition to the constitute and the commonwealth the substantial consent gives the Commonwealth the substantial consent gives the Commonwealth the substantial constitute any ownership interest by the Commonwealth the commonwealth the constitute any ownership interest by the Commonwealth the commonwealth the constitute any ownership interest by the Commonwealth the constitute any ownership interest by the Commonwealth the constitute any ownership interest by the Commonwealth the constitute and constitu	nis consent ENTER L Furthermore ators, succe d land before and and a ation Act an ermit(s) issue and describ right to ent ce power b	will be made a part, DO HEREB' JPON AND USE THE LAND For e. (I) (We), the undersigned, do he essors, transferees, and assigns for beginning the mining activity(ie of the mining activity(ies) for the abating pollution in accordance and The Clean Streams, as amenued to the Mining Operator. (I) e, a right of entry across any adjuded herein. It is specifically agree ter, inspect, study, backfill, plant but does not obligate the Common	Y ACKNOWLEDGE THAT OR THE PURPOSES OF nereby irrevocably grant to and to the Commonwealth es), and for a period of five e purposes of inspecting, with the provisions of the ded, rules and regulations (We) do hereby grant in oining or contiguous lands and understood that this and reclaim the land and
This Consent shall not be construed to im landowner.	pair any c	ontractual agreement between th	ne Mine Operator and the
(INSERT ADDITIONAL PROVISIONS OR CROSS OUT) In witness whereof and intending to legally be (we) have hereunto set (my) (our) hand(s) and seal to	oind (myselthis 28	lf) (ourselves), (my) (our) heirs, si	uccessors and assigns, (I)
	Ву:	ohn Kosky Contracting, Inc. LANDOWNER (Signature) Ohn A. Kosky PRESIDENT (Print Name)	(Print Name)
PEBDRAH BARDELLA ECORDER OF DEEDS WASHINGTON, PA PENNSULVANIA INSTRUMENT NUMBER 201035069 RECORDED ON NO 03, 2010 12:45:32 PM Total Pases: 3	OKDING FEES \$49.00 %L PAID \$49.00 8.458172 USER: MH	N	CEIVED OV 05 2010 P-GBG

哥巨

ACKNOWLEDGEMENT OF INDIV	IDUALS OR PARTNERS
LANDOWNE	p
STATE OF : ss	
COUNTY OF :	
On, before me, the undersigned Notary	v, personally appeared
(Name (s)) known to me (or satisfactorily proven) to be the person whose name is subscribed to	to this instrument, and who acknowledged that
executed the same and desires it to be recorded.	(he, she or they)
IN WITNESS WHEREOF, I have hereunto set my hand and official seal.	
(SEAL) My Comm	nission Expires:(Date)
Notally Lubilo	(Date)
LANDOWNE	*
STATE OF	
: ss	
COUNTY OF	
On	, personally appeared
(1)	
(Name (s)) known to me (or satisfactorily proven) to be the person whose name is subscribed to	o this instrument, and who acknowledged that
executed the same and desires it to be recorded.	(he, she or they)
IN WITHESS WHEREOF, I have hereunto set my hand and official seal.	
(SEAL) My Comm	ission Expires:(Date)
. Hotaly Labilo	(Date)
ACKNOWLEDGEMENT OF	CORPORATIONS
V.	
STATE OF Employees:	R
COUNTY OF Alles	
On Oct. 28, 2010 , before me, the undersigned Notary, po	ersonally appeared
John Allan Kosky	
who acknowledged (herself) (himself) to be the	(Tills of Donos)
Jan Kosky Carrant Tre (Name of Corporation)	(Title of Person)
(Name of Corporation)	
ເຂົ້າທີ່ການເຂົ້າທີ່ that (she) (he), as such officer, being authorized to do so, executed desires that this instrument be recorded.	
11. 11. 11. 11. 1. 1. 1. 1. 1. 1. 1. 1.	Commonwealth of Pennsylvania
IN WITNESS WHEREOF, Lhave hereunder set my hand and official seal.	
(SEAL): My Comm	ission Expires: SOUTH FAYETTE TWNSP, ALLEGHENY COUNTY My Commission Expires November 07, 2013
5 1- (S/S)	- Date
This instrument has been asset of	Hitro.
This instrument has been recorded in	
(year), at Book, Page(s)	The state of the s
	NOV @ \$ 2310
(Signed) + (Print Name)	
	DEP.GBG
(Seal)	



CONTRACTUAL CONSENT OF LANDOWNER

The cross-hatched area shown above, located in Deemston Borough, Washington County, is where I give Pennsylvania Coal Reclamation, Inc., permission to conduct non-coal mining/and reclamation activities.

John A. Kosky

Reference: Mather & Ellsworth, PA 71/2 ' U.S.G.S. Quadrangle Maps Scale: 1" = 2000'

NOV 6 5 2010

Dep Geg