

LLP REGISTRATION STATE OF ALABAMA

X DOMESTIC LIMITED LIABILITY PARTNERSHIP

Check One:

 FOREIGN LIMITED LIABILITY PARTNERSHIP

1. Name of Partnership: Cumberland Creek Coal, L.L.P.
(must contain words Registered Limited Liability Partnership or abbreviations LLP or L.L.P.)
 - 1a. If foreign LLP, name under which foreign LLP wishes to register, if different from legal name:

2. State or jurisdiction where partnership was formed: Alabama Filing date: January 8, 1998
3. Street address of principal office: 777 Carl Raines Lake Road, Birmingham, Alabama 35244
4. Name and street address of registered agent in Alabama: Jerry L. Gardner, 777 Carl Raines Lake Road, Birmingham, Alabama 35244
5. Statement of nature of business: To acquire, purchase, lease, option, own, sell, and mortgage coal lands, or supposed coal lands or mineral estates; to buy and sell real estate; to prospect for coal, and mine coal and other minerals or mineral products, and generally to buy, sell, handle, and deal in the market in coal of all kinds; to purchase, acquire, and contract all kinds of machinery, buildings, cars, and appliances for mining and marketing coal; to construct and operate railways and tramways for mining and moving coal; and to build and lease houses for the use of miners and others, including the purchase and sale of same.
6. The above-named partnership hereby registers as a **Registered Limited Liability Partnership** under the Alabama Partnership Act of 1996.
7. Additional information as necessary may be given by attaching additional pages.
8. This registration shall be executed and filed by one or more partners so authorized.
9. Registration of *domestic* LLP shall be accompanied by filing fees of \$36.00 for the Judge of Probate and \$40.00 for the Secretary of State and **shall be filed with the Judge of Probate** of the county in which the principal office is located.
10. Registration of *foreign* LLP shall be accompanied by filing fees of \$40.00 for the Secretary of State and a certificate of status from the filing office of the state or jurisdiction of registration and **shall be filed with the Secretary of State by mailing to P. O. box 5616, Montgomery, AL 36103-5616.**
11. Registration is effective at time of filing unless otherwise stated.

DATE: January 8, 1998

BY:

Jerry L. Gardner
Jerry L. Gardner

BY:

Mary J. Raines
Mary J. Raines