

PennStuart  
208 E. Main Street  
Abingdon, VA 24210  
(276) 628-5151

THIS DEED OF CORRECTION is made and entered into this 7th day of July, 2004, and effective as of January 29, 2004, by and between PYXIS RESOURCES COMPANY, a Virginia corporation, CLINCHFIELD COAL COMPANY, a Virginia corporation, PARAMONT COAL CORPORATION, a Delaware corporation, hereinafter collectively referred to as Grantors, and HEARTWOOD FORESTLAND FUND IV, L.P., a North Carolina limited partnership, whose address is c/o The Forestland Group, LLC, 1512 East Franklin Street, Suite 104, Chapel Hill, NC 27514, hereinafter referred to as Grantee.

WHEREAS, by deed dated January 29, 2004, of record in the Circuit Court Clerk's Office of Russell County, Virginia, in Deed Book 601, Page 920 (the "Deed"), the Grantors conveyed to Grantee certain tracts of surface, timber, gravel and building stone located in Russell County, Virginia.

WHEREAS, the Grantee in the Deed was incorrectly identified as "Heartland Forestland Fund IV, L.P.," and the correct name of the Grantee is "Heartwood Forestland Fund IV, L.P."

WHEREAS, specific property descriptions for additional tracts which were conveyed by Grantor to Grantee are now known, and the parties wish to include said descriptions in the Deed.

WHEREAS, the Grantors and Grantee desire to correct the name of the Grantee by entering into this deed of correction and to include more specific property descriptions for additional tracts conveyed by Grantor to Grantee.

W I T N E S S E T H:

NOW, THEREFORE, for and in consideration of the recitals sets forth above and other valuable consideration, receipt of which is hereby acknowledged, the parties do hereby:

I. Delete the first paragraph of the Deed and insert the following paragraph in its place to correct the identity of the Grantee in the Deed:

THIS DEED is made and entered into this 29<sup>th</sup> day of January, 2004, by and between PYXIS RESOURCES COMPANY, a Virginia corporation, CLINCHFIELD COAL COMPANY, a Virginia corporation, and PARAMONT COAL CORPORATION, a



Delaware corporation, hereinafter collectively referred to as Grantors, and HEARTWOOD

FORESTLAND FUND IV, L.P., a North Carolina limited partnership, whose address is

c/o The Forestland Group, LLC, 1512 East Franklin Street, Suite 104, Chapel Hill, NC 27514, hereinafter referred to as Grantee.

II. Include the following specific property descriptions in the Deed:

Tract 60 (Duty SW, M. P. Artrip 0.13 acre)

All that certain lot or parcel of land situate, lying and being in the County of Russell, State of Virginia, on waters of Laurel Branch of Dumps Creek, adjoining the lands of Maggie Gilliam and husband, J. W. Holbrook et al, and Alvin Rasnick et al, and bounded and described as follows:

BEGINNING at a stake on a hillside with locust witness on a line of lot of J. W. Holbrook et al, and a corner to Wallace and Maggie Gilliam's land and running with Gilliam's lines, N 31 54 E 64.84 feet to a stake on a hillside, S 56 46 E 97.55 feet to a stake near a rock pile on a line of lot of Alvin Rasnick et al and running with said lot, S 58 56 W. 67.78 feet to a stake on a line of lot of J. W. Holbrook et al and running with the same N 45 22 W 66.44 feet to the BEGINNING. Containing thirteen one-hundredths of an acre by planimeter calculation.

Tract 61 (Big A Mountain, Roger Barton 2.98 acres)

All that certain lot or parcel of land situate, lying and being in the County of Russell, State of Virginia, and bounded and described as follows:

BEGINNING on a double chestnut stump in a field (poplar also now standing), and being the southwest corner of the William Bailey land, and also being a corner in Carlos Crabtree lands, thence with one line of William Bailey's land up grade N 58 E 381 feet to a stake in the center of a private road; thence continuing N 58 E 165 feet down grade to a locust tree, a corner of the Bailey land and also a corner of the 39.32 acres retained by Pearl Barton; thence leaving Bailey and with one line of the 39.32 acre tract of Pearl Barton S 21 E 450 feet to a stake in the centerline of the private road; thence continuing S 21-00 E \_\_\_\_ (sic) feet to a stake in the line of lands of Carlos Crabtree; thence leaving Pearl Barton's 39.32 acre tract and with 3 calls in the lines S 82-30 W 240 feet up grade to a pine tree; thence down grade N 62-00 W 250 feet to an oak tree, a corner; thence N 3-00 W 147 feet to the double chestnut stump in a field (now poplar now standing) a corner, the point of BEGINNING, containing 2.98 acres, be the same more or less.

Tract 62 (Carbo NE, Sussanna Breeding 0.5 acre)

That certain lot or parcel of land situated on Lick Branch of Dumps Creek, in Cleveland Magisterial District of Russell County, Virginia, and described in a deed dated September 6, 1913, of recorded in said Clerk's Office in Deed Book 50, page 279, from Susanna Breeding to S. M. Ford, as "lying on the hill above power house of Clinchfield Coal Corporation, being a part of the Susanna Breeding tract of land", and more particularly bounded and described in said deed as follows, to wit:

BEGINNING at a hickory, corner between the said Susanna Breeding and the Clinchfield Coal Corporation land, thence with a line of same S 44 1/2 W. 150 feet, then leaving the said line, N 55 W. 165 feet to a stake, thence N 44 1/2 E. 125 feet to a stake at the road, then with the said road about 125 feet to a stake in a line of Clinchfield Coal Corporation property,



thence with same S. 55 E. 60 feet to the Beginning, containing one half of an acre, more or less.

**Tract 63 (Duty SE, Wilson Counts 63.2 acres)**

All that certain tract or parcel of land lying partly in Cleveland Magisterial District of Russell County, Virginia, and partly in Sand Lick Magisterial District of Dickenson County, Virginia near the Buchanan County, Russell County and Dickenson County corner, and more particularly bounded and described as follows:

BEGINNING on a stake, a corner to the three counties, Buchanan, Dickenson, and Russell; thence S. 17° 45' E. 7 poles and 17 links to a black jack, corner to Arnold Rasnick; thence with same S. 42° 30' E. 20 poles and 9 links to a black jack; thence S. 77° 45' E. 19 poles and 16 links to a black walnut, corner to Otis Rasnick; thence N. 50° 45' E. 20 poles to a locust; thence S. 80° E. 69 poles to a cucumber; thence N. 30° W. 51 poles and 23 links to a small chestnut, a corner to the said G. W. Kiser and with his lines N. 87° W. 24 poles to a chestnut; thence N. 15° W. 12 poles to a chestnut; thence N. 10° E. 30 poles to a chestnut oak; thence N. 14° E. 42 ½ poles to a beech; thence N. 37° E. 43 poles and 18 links to a pine; thence N. 5° W. 8 poles to a chestnut oak in Wild Cat Gap; thence S. 55° W. 6 poles and 17 links to two oaks; thence S. 84° W. 58 poles to a pine in a south drain; thence S. 17° W. 80 poles to a maple, a corner to Alfred Salyers; thence S. 5° E. 20 poles to two chestnuts; thence S. 34° W. 10 poles and 19 links to a bunch of chestnuts; thence S. 50° W. 10 poles to a chestnut; thence S. 35° 30' W. 14 poles to the BEGINNING, containing by survey 63.2 acres, more or less.

**Tract 64 (Big A Mountain SW, Garland Gilbert 6.41 acres)**

A certain tract or parcel of land, lying and being on the waters of Weavers Creek adjoining the lands of G. M. Crabtree and Rose Tiller, in Russell County, Virginia, and bounded and described as follows:

BEGINNING at an eighteen inch hemlock at the forks of a branch, a corner to G.M. Crabtree and Garland Gilbert and with lines of the latter, N. 57 27 W 181.6 feet to an 18 inch lynn on the left bank of the branch; N 24 59 W 370.1 feet to a 14 inch sugar tree on the left bank of the branch; N 1 26 W 298.2 feet to a stake in a branch; thence leaving the lines of Garland Gilbert and with lines of Rose Tiller, S 85 28 E 285.9 feet to three sourwoods on a spur; S 58 45 E 396.6 feet to a large rock in left bank of branch, said by Garland Gilbert to be the corner; thence leaving the lines of Rose Tiller and with lines of G.M. Crabtree, S 31 19 W 175.5 feet to an 8 inch hemlock on the right bank of a branch; S 32 51 W 243.8 feet to a 10 inch walnut and a 22 inch hemlock in a branch; S 29 30 W 170.6 feet to the point of BEGINNING. Containing by resurvey 6.43 acres, more or less.

**Tract 65 (Duty SW, Wallace and Maggie Gilliam 2.44 acres and J. W. Holbrooke 0.39 acres)**

All that certain tract or parcel of land lying and being in Russell County, Virginia, and more particularly bounded and described as follows:

Beginning at a stake on north bank of Laurel Branch, beech and witch hazel witnesses, South sixty-two degrees eight minutes West (S 62° 08' W) one hundred two and twenty hundredths (102.20) feet to a stake in the branch, (beech and walnut witnesses), South Seventy-one degrees fifty one minutes West (S 71° 51' W) eighty-one and eighty four hundredths (81.84) feet to a point on a root in Branch, South fifty-four degrees fifty-nine minutes West (S 54° 59' W) two hundred forty-nine and eighty hundredths (249.80) feet to a point on a rock in branch, (beech and lynn witnesses) thence North forty-three degrees thirty-five minutes West (N 43° 35' W) nine hundred sixty-five and twenty four hundredths (965.24) feet to a stake



on a hillside facing east, (hickory and chestnut witnesses) North forty-two degrees fifty five minutes East (N 42° 55' E) four hundred five and ninety hundredths (405.90) feet to two hickory sprouts on a hillside (Walnut and chestnut witnesses), South forty-four degrees nineteen minutes East (S 44° 19' E) ten hundred ninety and thirty four hundredths (1090.34) feet to the beginning, containing by planimeter calculation nine and sixty-four hundredths (9.64) more or less.

There is excepted however, from the above conveyance the following described parcel of land: a certain tract or parcel of land situated on Laurel Branch of Dumps Creek, Russell County, Virginia, more particularly described as follows:

Beginning at a stake in a hollow (ash and rock witnesses) in a line of Maggie and Wallace Gilliam "10 Acre Lot" and a corner to Maggie and Wallace Gilliam 1.32 acre lot; thence with one line of the latter, South forty-one degrees fifty minutes West (S 41° 50' W) three hundred sixty-eight and ninety hundredths (368.90) feet to a stake on a hillside, six (6) feet below a small cliff, corner to J. W. Holbrook thirty-nine hundredths (0.39) acre lot; thence leaving the Maggie and Wallace Gilliam one and thirty two hundredths (1.32) acre lot and with one line of the J. W. Holbrook thirty nine hundredths (0.39) acre lot, South forty two degrees twenty-eight minutes West (S 42° 28' W) forty five and fifty six hundredths (45.56) feet to a stake on a hillside (poplar and locust witnesses) a corner of said Holbrook lot and also in line of Maggie and William Gilliam "10 acres lot;" thence leaving the said Holbrook lot, North forty-three degrees thirty five minutes West (N 43° 35' W) six hundred thirty-two and twenty nine hundredths (632.29) feet to a stake on a hillside facing east (hickory and chestnut witnesses), thence North forty two degrees fifty-five minutes East (N 42° 55' E) four hundred five and ninety hundredths (405.90) feet to two hickory sprouts on a hillside (Walnut and chestnut witnesses); thence South forty four degrees nineteen minutes East (S 44° 19' E) six hundred twenty-four and ninety hundredths (624.90) feet to the beginning, containing by planimeter calculation five and ninety-one hundredths (5.91) acres.

LESS AND EXCEPT that portion of the property containing 0.13 acres, more or less, known as the M. P. Artrip 0.13 acre tract, which is separately conveyed as Tract 1 herein.

**Tract 66 (Duty SW, C. F. and Marshall Kiser 251.21 acres)**

The following described tract or parcel of land, situate, lying and being in the Counties of Dickenson and Russell, State of Virginia, on the head of Laurel branch, adjoining the land of Clinchfield Coal Corporation and others, more particularly bounded and described as follows: (All bearings astronomical):

Beginning at a black gum, hickory and cucumber witnesses on the South bank of Laurel branch, a corner to James P. Kiser 266 acre tract and a tract of S. J. E. Laforce, and with Laforce North fifty-eight degrees forty-four minutes East (N 58° 44' E) six-hundred ten and eighty two hundredths (610.82) feet to two chestnut oaks thirty (30) feet south of top of Sandy Ridge and the County road, black oak and sourwood witnesses; North thirty degrees, forty two minutes east (N 30° 42' E) eleven hundred ninety-one and eighty-two hundredths (1191.82) feet to a fallen chestnut on a hillside in forks of branch of Roaring Fork, sourwood and birch witnesses; North fifty seven degrees four minutes East (N 57° 04' E) four hundred eighty-two and fifteen hundredths (482.15) feet to a black pine on top of Sandy Ridge on north bank of road, chestnut oak and black oak witnesses, North sixty six degrees fifty two minutes East (N 66° 52' E) twelve hundred thirty one and one-tenth (1231.1) feet, to a stake, sourwood called for, five (5) feet north of "Youlling Hollow Branch", chestnut and hickory witnesses, North fifty-five degrees twenty-eight minutes East (N 55° 28' E) four hundred sixty and sixty-three hundredths (460.63) feet to a water oak stump on a hillside, facing north, chestnut and lynn witnesses, black oak called for, North fifty eight degrees forty nine minutes east (N 58° 49' E) one hundred eleven and ninety-one hundredths feet (111.91) to a stake on a hillside facing north, cucumber and lynn witnesses, a corner to Alabama Sutherland 10 acre tract, and with lines of same, South five degrees forty eight minutes east (S 5° 48' E) six hundred and forty nine and thirty-one hundredths (649.31) feet to a sourwood



on a steep hillside, birch and sassafras witnesses, North fifty-six degrees fifty-one minutes East (N 56° 51' E) seven hundred three and seventy four hundredths feet (703.74) to a stake on a hillside facing East, lynn and cucumber witnesses, thence leaving the lines of Alabama Sutherland 10 acre tract, South ten degrees seventeen minutes East ( S 10° 17' E) five hundred ninety and fourteen hundredths (590.14) feet to a stake on top of Laurel Branch Spur, black gum and chestnut witnesses, corner to J. M. Kiser fourteen hundred and eighty-eight acres (1488 a.) tract, thence with same South forty-two degrees East (S 42° 00' E) Sixteen hundred forty-eight and fifty seven (1648.57) feet to a chestnut on a hillside by a fence, two hickory witnesses, South thirty-five minutes east (S 0° 35' E) two hundred eighty four and sixty-nine hundredths (284.69) feet to a stake, (white oak called for), beech witness, on North bank of Laurel Branch, corner to W. W. Laforce, 482 Acre tract and with lines of same and of J. M. Kiser 1488 Acre tract up said branch, South Eighty-eight degrees thirty six minutes West (S 88° 36' W) two hundred Seventy two and fifty three hundredths (272.53) feet to a stake, South sixty-nine degrees fifteen minutes West (S 69° 15' W) two hundred ninety two and sixty-seven hundredths (292.67) feet to a stake; South fifty degrees nineteen minutes West (S 50° 19' W) three hundred thirty-three and fifty-eight hundredths (333.58) feet to a stake, South nineteen degrees twenty four minutes West (S 19° 24' W) one hundred eighty-six and eighteen hundredths (186.18) feet to a stake, South fifty degrees forty eight minutes West (S 50° 48' W) two hundred nine and twenty-eight hundredths (209.28) feet to a stake, South twenty six degrees fifteen minutes west (S 26° 15' W) one hundred ninety-eight and fifty three hundredths (198.53) feet to a stake, South forty-six degrees six minutes West (S 46° 06' W) four hundred twenty five and sixty three hundredths (425.63) feet to a stake, South thirty degrees thirty-two minutes West (S 30° 32' W) five hundred fifteen and forty two (515.42) feet to a stake, South forty degrees fifty one minutes West (S 40° 51' W) two hundred fifty nine and seventy one hundredths (259.71) feet to a stake, South sixty-nine degrees twenty five minutes West (S 69° 25' W) two hundred seventeen and five hundredths (217.05) feet to a stake, South eighty-five degrees forty-nine minutes west (S 85° 49' W) one hundred seventy-seven and seventy-seven hundredths (177.77) feet to a stake, corner to J. P. Kiser 266 acre tract; thence leaving the lines of the W. W. Laforce 482 acre tract and with the lines of the J. P. Kiser 266 acre tract and still continuing with lines of the J. M. Kiser 1488 acre tract, and the branch, North fifty-three degrees sixteen minutes West (N 53° 16' W) five hundred twenty-four and twenty-six hundredths (524.26) feet to a stake North forty-nine degrees nine minutes West (N 49° 09' W) two hundred eighty-four and eighty-seven hundredths (284.87) feet to a stake, North fifty-six degrees twenty-nine minutes West (N 56° 29' W) six hundred fifteen and nineteen hundredths (615.19) feet to a stake, North seventy degrees twenty-three minutes West (N 70° 23' W) five hundred four and thirty-seven hundredths (504.37) feet to a stake, North twenty-five degrees five minutes West (N 25° 05' W) one hundred eighty-four and eighty seven hundredths (184.87) feet to a stake, North sixty degrees forty two minutes West (N 60° 42' W) two hundred thirty-one and fifty three hundredths (231.53) feet to a stake, North twenty-nine degrees thirty-four minutes West (N 29° 34' W) one hundred sixteen and eleven hundredths (116.11) feet to a stake, North seventy-eight degrees eleven minutes West (N 78° 11' W) ninety-three and thirty hundredths (93.30) feet to a stake, North forty-five degrees thirty minutes West (N 45° 30' W) one hundred seventy-one and twenty eight hundredths (171.28) feet to a stake, North sixty-six degrees thirty-eight minutes West (N 66° 38' W) one hundred forty-six and fifty two hundredths (146.52) feet to a stake, North fifty-one degrees forty-three minutes West (N 51° 43' W) one hundred forty-four and fifty-two hundredths (144.52) feet to a stake, North eighty-three degrees fifty-seven minutes West (N 83° 57' W) one hundred sixty-one and ninety-seven hundredths (161.97) feet to a stake, North sixty-seven degrees twenty-five minutes West (N 67° 25' W) two hundred ten and fifty-four hundredths (210.54) feet to the Beginning, Containing by planimeter calculation two hundred fifty-one and twenty one hundredths (251.21) acres, more or less.

There are excepted from the above described tract the following described parcels:

FIRST: Beginning at a stake on top of Sandy Ridge by the South side of the road, two chestnut witnesses, a corner to Campbell F. Kiser, thence North sixty-one degrees five minutes East (N 61° 05' E) one hundred seventy-two and thirty-eight hundredths (172.38) feet to a chestnut on top of Ridge by south side of Road, chestnut witness, North two hundred



forty-five and twenty-nine hundredths (245.29) feet to a stake on top of the ridge at the corner of a fence by the South side of the road, South fifty-five degrees fifty-eight minutes East (S 55° 58' E) nine hundred Sixty and two-tenths (960.2) feet to a stake in center of hollow, beech and sourwood witnesses, South nine degrees twenty-two minutes East, (S 9° 22' E) one hundred ninety-five and forty-six hundredths (195.46) feet to a poplar, eight (8) feet east of center of hollow, cucumber and maple witnesses, South fifty-three degrees thirty-five minutes West (S 53° 35' W) four hundred three and eight-tenths (403.8) feet to a chestnut oak on a hillside facing east, chestnut and maple witnesses North seventy degrees eighteen minutes West (N 70° 18' W) six hundred and two-tenths (600.2) feet to a black pine at the south edge of a flat, two chestnut witnesses, thence north twenty-six degrees forty-four minutes West (N 26° 44' W) five hundred sixty-three and eight tenths (563.8) feet to the Beginning, containing by planimeter calculation fourteen and sixteen hundredths (14.16) acres, and being the same tract of land conveyed by Campbell F. Kiser and wife to Lou C. Baker by deed dated January 11<sup>th</sup>, 1910, of record in the office of the Clerk of the Circuit Court for Dickenson County in Deed Book 31, page 61.

SECOND: BEGINNING at a stake on north bank of Laurel Branch, beech and white-hazel witnesses, South sixty-two degrees eight minutes west (S 62° 08' W) one hundred two and two-tenths (102.2) feet to a stake in the Branch, beech and walnut witnesses, South seventy-one degrees fifty-one minutes West (S 71° 51' W) eighty-one and eighty-four hundredths (81.84) feet to a point on a rock in Branch, South fifty-four degrees fifty-nine minutes West (S 54° 59' W) two hundred forty-nine and eight tenths (249.8) feet to a point on a rock in Branch, beech and lynn witnesses, thence leaving the branch, North forty-three degrees thirty-five minutes West (N 43° 35' W) nine hundred sixty-five and twenty-four hundredths (965.24) feet to a stake on a hillside, facing east, hickory and chestnut witnesses, North forty-two degrees fifty five minutes East (N 42° 55' E) four hundred five and nine-tenths (405.9) feet to two hickory sprouts on a hillside, walnut and chestnut witnesses, South forty-four degrees nineteen minutes East (S 44° 19' E) one thousand ninety and thirty four hundredths (1090.34) feet to the Beginning, containing by planimeter calculation nine and sixty-four hundredths (9.64) acres, more or less, and being the same tract conveyed by Campbell F. Kiser and wife to Maggie Gilliam by deed dated January 11<sup>th</sup>, 1910, of record in Russell County Deed Book 45, page 572.

Less and except 2.0 acres conveyed to Arthur Lee Phillips by deed dated January 16th, 1987, of record in Dickenson County Deed Book 241, page 421.

Less and except 9.20 acres conveyed to Oliver Kiser by deed dated January 17, 1959, of record in Dickenson County Deed Book 118, page 44.

The Grantors also expressly reserve and except from the foregoing conveyance the following tract or parcel of surface land lying on Sandy Ridge on the northeast side of Va. Rte. 657 at approximately 1.4 mile south of its intersection with Va. Rte. 699, and being located in the Ervinton Magisterial District of Dickenson County, Virginia, and being more particularly bounded and described as follows:

BEGINNING at a plastake found in the northeast right of way of said Rte. 657, being a corner of Pyxis Resources Company's C. F. and Marshall Kiser acre tract being divided hereby, and lands now or formerly owned by Arthur L. Phillips, thence leaving said right of way and running with one line of said Kiser and Phillips tracts N 58-39-48 E, 138.97 feet to a plastake found N 82 W, 0.67 feet from a roof bolt found, thence leaving said lands of Phillips and running through said Kiser tract so as to create this tract of land S 38-43-44 E, 569.87 feet to an iron pin set 70 feet west of the centerline of a drain, 10 inch cherry witness, said pin being located in a line of lands now or formerly owned by Oliver Kiser, thence running with said Kiser lands and passing a drill steel found at 195.38 feet S 77-39-30 W, 201.30 feet to a point on said right of way, thence N 26-58-51 W, 39.02 feet to a point on said right of way, thence N 31-20-46 W, 49.10 feet to a point on said right of way, thence N 34-03-44 W, 88.35 feet to a point on said right of way, thence N 35-00-44 W, 130.77 feet to a point on said right of way, thence N 35-28-08 W, 117.98 feet to a point on said right of way, thence N 34-14-57 W, 75.26 feet to the point of Beginning and containing 1.93 acres,



more or less, and being comprised of a portion of Pyxis Resources Company's C. F. and Marshall Kiser tract, and also a portion of the surface lands conveyed from The Pittston Company to Pegasus Resource Company, which later changed its name to Pyxis Resources Company, by deed dated October 2, 1984, and recorded in Dickenson County DB 225 at page 471.

**Tract 67 (Duty SW, Elihu Kiser 4.45 acres)**

All that certain parcel lying in Russell County, Virginia and being known and designated as:

BEGINNING at a black oak twenty (20) feet south of the top of a spur, black oak and hickory witnesses, corner of the J. P. Laforce "157 acre" tract, now the property of the Clinchfield Coal Corporation, and the Silvia Laforce tract; thence with lines of the latter tract North forty degrees nine minutes West (40 09 W) two hundred twenty-seven and three tenths (227.3) feet to a stake on the east bank of a road, corner of a Silvia Laforce "6 acre" tract; thence with her lines and the road North eleven minutes East (N 0 11 E) sixty and eight tenths (60.8) feet to a stake on the east bank of the road, chestnut stump witness; thence North ten degrees forty-five minutes West (N 10 45 W) one hundred ten and one tenth (110.1) feet to a stake in the east edge of the road; thence North eleven degrees thirty-six minutes East (N 11 36 E) thirty-two and eight tenths (32.8) feet to a stake four (4) feet east of the center of the road; thence North thirty degrees forty-eight minutes East (N 30 48 E) thirty-two and three tenths (32.3) feet to a stake four (4) feet southeast of the center of the road; thence North forty-two degrees nineteen minutes East (N 42 19 E) thirty-five and six tenths (35.6) feet to a stake in the north edge of the road; thence passing a corner of the A. C. Laforce lot on the left South fifty-seven degrees forty-six minutes East (S 57 46 E) three hundred eighty-six and six tenths (386.6) feet to a stake thirty (30) feet south of a hollow, two hickory witnesses, corner of the A. C. Laforce "1 acre" lot; thence continuing with his lines North forty-eight degrees fifty minutes East (N 48 50 E) two hundred eight and seven tenths (208.7) feet to a stake thirteen (13) feet southeast of the center of the hollow, black oak and sassafras witnesses; thence North fifty-seven degrees forty-five minutes West (N 57 45 W) thirteen and two tenths (13.2) feet to a stake in the center of the hollow, maple and black oak witnesses, corner of the N. Litton lot; thence with a line of same North forty-two degrees forty-four minutes East (N 42 44 E) one hundred fourteen and five tenths (114.5) feet to a stake in the hollow, ash and black oak witnesses, corner of the Rosa Sprinkle lot; thence with a line of same south sixty-eight degrees forty-five minutes East (S 68 45 E) one hundred fifty-five and three tenths (155.3) feet to a chestnut on the end of a spur, chestnut and chestnut oak witnesses, corner of the J. P. Laforce "157 acre" tract; thence with lines of same South nineteen degrees four minutes West (S 19 04 W) three hundred fifty-two and no tenths (352.0) feet to a black oak on a hillside facing southeast, black oak and white oak witnesses; thence South eighty-two degrees twenty-one minutes West (S 82 21 W) four hundred sixty-four and two tenths (464.2) feet to the beginning.

**Tract 68 (Carbo NW, Portion of Jas. D. Kiser 87.20 acres (38.041 acres))**

A certain tract or parcel of land, lying on the north side of Clinch River and on the west side of Dumps Creek, adjoining the lands of said James D. Kiser, Sr., and of said Clinchfield Coal Corporation, in Russell County, Virginia, bounded and described as follows:

BEGINNING at a fallen red oak and black oak on top of ridge, black oak and chestnut witnesses, corner to William Mercer "29.85 acre tract" and W. L. Moorman "28 acre tract", thence with said Moorman tract, S 48° 27' E 464.70 feet to a stake 20 feet east of the top of a spur, white oak and chestnut witnesses; S 41° 05' E 203.55 feet to a stake on top of spur in a gap, maple and black gum witnesses; S 10° 27' E 682.50 feet to a stake on top of spur at the corner of a fence, white oak and chestnut oak witnesses; S 26° 30' W 92.22 feet to a spotted oak on top of spur on a knob, chestnut and white oak witnesses; S 64° 12' W 84.18 feet to a stake on top of spur, two black oak witnesses; thence S 61° 03' E 550 feet; thence N 73° 06' W 1061.33 feet; thence N 2° 41' W 376 feet to a set stone between two black pines



(one dead) on top of "Pine Ridge", chestnut and chestnut oak witnesses, corner to U. S. Kiser "13.58 acre tract"; thence leaving the Jas. D. Kiser's Sol H. Grizzle tract and with the Kiser "13.58 acre tract", N 35° 41' E 199.58 feet to a stake on top of ridge, sourwood and dogwood witnesses; N 70° 37' W 91.00 feet to a service and chestnut oak on a hillside facing north under a cliff, chestnut oak and maple witnesses, corner to Wm. Mercer "29.85 acre tract"; thence leaving the Kiser "13.58 acre tract" and with the Mercer "29.85 acre tract", N 57° 11' E 1184.50 feet to the BEGINNING. Containing 38.041 acres, more or less, and being the northern portion of a tract of 87.20 acres, more or less, which was conveyed to James D. Kiser, Sr., by George W. Grizzle and his children.

**Tract 69 (Carbo NW, Elijah LaForce 82.80 acres)**

All that certain tract or parcel of land, containing eighty-two and eight-tenths (82.8) acres, more or less, situate on the waters of Chaney Fork of Dumps Creek, in Russell County, more particularly described as follows, to-wit:

BEGINNING at a chestnut on the east bank of Chaney Fork of Dumps Creek, corner to A. B. Kiser tract, thence up center of said creek with its meanders, N 9 17 W 563 feet to a spruce pine, N 45 12 E 664 feet to a stake, N 21 25 E 515 feet to a stake, N 4 20 E 491 feet to a beech on east bank of said creek at the mouth of a small hollow thence leaving said creek, S 69 04 E 1252.80 feet to a small poplar in a hollow, 90 feet above forks of hollow with poplar, chestnut and hickory pointers, S 13 40 W 352 feet to a small black oak on top of a spur with black oak, hickory, chestnut and sourwood pointers, S 18 42 W 1020 feet to a stake on top of a spur with maple, hickory and dogwood pointers, S 56 30 E 898 feet to a chestnut on top of a spur with two chestnut and sourwood pointers, thence with the meanders of the top of said spur, S 16 33 W 459 feet to a chestnut on top of said spur with two chestnut oak and gum pointers, S 15 17 E 580 feet to three pines on top of said spur with two pine pointers, corner to the tract formerly known as Interstate Coal and Iron Company's McElhaney tract, thence with line of said tract N 61 09 W 2348 feet to a stake, N 48 24 W 204 feet to the BEGINNING.

**Tract 70 (Duty SE, Musick Heirs 6.62 acres)**

The following described tract or parcel of land situate on Sourwood Mountain in the New Garden Magisterial District of Russell County, Virginia, being a part of the Jim Gilbert land, on the waters of Dumps Creek, containing 6.62 acres, more or less, and more particularly described as follows:

Beginning at a double poplar and a lynn near a hollow, corner to the James A. Gilbert 82-acre tract and a corner to the Emily C. Rasnake 100-acre tract; thence with three lines of the latter S 87 35' E 880.20 feet to two spotted oaks by a road; S 41 47' E 285.60 feet to a hickory by a road; S 00 19' E 126.80 feet to a stake and small maple by the road; thence leaving the Rasnake tract S 05 37' 25" W 180.86 feet to a poplar stump on the west bank of the road with two chestnut witnesses; thence N 68 25' W 480.80 feet to a poplar stump on a bank on the south side of a hollow in a field; thence N 57 57' W 714.60 feet to the Beginning, and being a portion of the same property conveyed to Armilda J. Musick by James A. Gilbert by deed dated June 15, 1897, and recorded in the Clerk's Office of Russell County in Deed Book 33, Page 450.

**Tract 71 (Carbo NW, Cora Selfe 2.64 acres)**

BEGINNING at a willow twenty-five feet south of Chaney Creek, two willows witnesses, corner of Elihu Kiser 30.66 acre reservation and Dicy Katherine Hamon (Pruner & Browning tract) 13.87 acre tract now owned by Clinchfield Coal Corporation; thence with one line of the latter tract going up Chaney Creek North seventy-six degrees eleven minutes East (N 76 11 E) two hundred thirty three and nine tenths (233.9) feet to a stake eighteen feet south of



the center of the creek, two hornbeam witnesses, corner of Elihu Kiser tract, now owned by Clinchfield Coal Corporation; thence with same South thirty-two degrees thirty-two minutes East (S 32 32 E) ten hundred thirty-eight and seven tenths (1038.7) feet to two chestnuts on a spur, chestnut and dogwood witnesses; thence North forty-three degrees forty-seven minutes West (N 43 47 W) eleven hundred thirty-five and six tenths feet (1135.6) feet to the BEGINNING, Containing 2.64 acres.

**Tract 72 (Carbo SE and SW, Overton H. Sutherland 5 tracts, 175 acres)**

All that certain tract of land containing 175 acres, more or less, but is divided by the right-of-way of the Norfolk and Western Railway, situate, lying and being on the south side of and adjacent to the Waters of Clinch River in the Castlewood Magisterial District of Russell County, Virginia, at Carbo, bounded by the lands of R. B. Kiser, Noah Kiser, W. C. Parrott, U. S. Kiser, Ada Garrett, Edith Laforce, and Hatler McReynolds, and is composed of five (5) separate pieces or parcels of land the title to which was acquired by the said Overton H. Sutherland and the several parcels are described as follows:

TRACT NO. 1 containing 5 ½ acres more or less, and was conveyed to the said Overton H. Sutherland by Nora B. Smith, et als. by deed dated the 2nd day of April, 1935, described as follows, to wit:

BEGINNING on a box Elder on the bank of Clinch River S 56' E 42 poles to a rail road tie (Branch Line) corner to the Price & Heald land N 65 E 11-3/4 poles with the Rail Road right-of-way to a stake or rock Corner to G. W. and H. F. Kiser land with line of theirs reversed N 32 W 43 poles to a Sycamore by a large Sycamore Stump on bank of Clinch River thence down to river S 59 W. 5 3/4 poles to a Sycamore on bank of said river, S 52 W 26 poles to the point of BEGINNING, containing five and one half acres and fifteen poles by survey.

TRACT NO. 2 containing 6.15 acres, more or less, and is the same land conveyed to Overton H. Sutherland by the Executor and Trustee under the will of H. Hardaway, deceased, by deed dated the 24th day of April, 1935, and recorded in Deed Book 89, at page 470, among the records aforesaid and which said land is described as follows, to-wit:

BEGINNING at a point on the right-of-way of the N. & W. Railway and a corner of the lands of Rufus Smith; thence with the N. & W. right-of-way, N. 60 degrees 16 minutes E. 279.5 feet to a point, a corner of the lands of Jno. E Kiser; thence N. 23 degrees 40 minutes W. 765 feet the center of the Clinch River; thence S. 79 degrees 37 minutes W. 65 feet to a point in the center of said river; thence S. 60 degrees 00 minutes W. 340 feet to a point in the said river; thence S. 33 degrees 50 minutes E. 780 feet to the point of the BEGINNING, containing 6.15 acres, more or less, as shown on a map designated "Map of the Town of Russell, Russell County, Virginia, plat #1 of Russell Lane Company, Inc., made by Fox and Peck, Engineers, Big Stone Gap, Virginia, dated September 1910," Which map is filed in the Office of the Circuit Court of Russell County, Virginia, in Deed Book 46, page 500.

TRACT NO. 3 lots #6 through #29 in block 18, lying on the south side of Jefferson Street and lots #7 through #19 in block 17, lying on the north side of Jefferson Street; also, all of the land to the river at the rear and north of lots #7 through #17 in block 17.

All of the above described lots and land lying south of the river and north of the N. & W. Railway right-of-way, as shown on the plat of lots laid out by Fox and Peck, and recorded in Deed Book 46, at page 506, at Lebanon, Virginia.

TRACT NO. 4 containing 7.15 acres, more or less, and is the same property conveyed to Overton H. Sutherland by John Everett Kiser by deed dated the 13th day of May, 1939, and recorded in Deed Book 128, at page 374, among the records aforesaid and is described as follows, to-wit:



BEGINNING at a stake on south bank of Clinch River, 59 feet from railroad fence, S. 62 30 W. 270 feet to a stake N. 82 20 W. 237 feet to a stake, N. 27 40 W. 77 feet to a stake on a cliff, N. 65 30 W. 163 feet to a stake, N. 74 30 W. 138 feet to a stake, N. 80 30 W. 240 feet to a corner in Overton H. Sutherland's land and with his line, S. 21 E. 141 feet to a stake, S. 22 E. 531 feet to a fence post in railroad right of way, N. 60 15 E. 916.5 feet to a stake in a road right of way, N. 29 W. 59 feet to the BEGINNING, containing 7.15 acres, more or less.

TRACT NO. 5 All that certain piece, parcel or tract of land, containing 150 acres, be the same more or less, situate, lying and being on the south side of the Norfolk and Western Railroad just south of Clinch River in the Castlewood Magisterial District of Russell County, Virginia, being a part of a larger tract of land, containing 288.45 acres, commonly known as the Childress tract, and described as follows:

BEGINNING at a stake in railroad right of way corner to Burb Kiser's land and with railroad right of way, S 64 30 W 87.5 poles to a stake in fence, S. 62 W 94.8 poles to a stake, S 80 W 51 poles to a stake, S 67 30 W 12.7 poles to a stake near the Station, S 56 45 W 18.7 poles to a stake, S 55 W 8.5 poles to a stake in Carbo and Reeds Valley Road, S \_\_\_\_\_ E 20.2 poles to a sycamore, S 24 30 E 17.1 poles to a stake, S 52 15 E 12.1 poles to a stake, S 64 E 17 poles to a stake, S 66 15 E 12.1 poles to a stake, S 60 30 E 8.1 poles to a stake, S 29 E 18.2 poles to a stake, S 37 45 E 21.8 poles to the mouth of Rich hollow, N 44 15 E 2 poles crossing Butchers Branch to a stake, S 63 E 17 poles to a stake at a garden, N 31 30 E 3 poles to a stake on a rock, S 64 30 E 9.6 poles to a stake, S 68 30 E 14.5 poles to a stake, S 89 30 E 12.2 poles to a white oak by Butchers Branch, N 13 W 7.5 poles up a steep hill to a stake, N 26 W 10.4 poles to a black oak, N 20 30 W 17.5 poles to a stake, N 12 30 W 7.3 poles to a stake, N 41 W 8 poles to a cedar on a hill, N 11 30 E 15 poles to a stake cedar for pointer, N 39 E 11.2 poles to a cedar, N 62 15 E 13.2 poles to a small ash, N 60 45 E 17.3 poles to a stake, N 67 E 22.3 poles to a stake, N 62 30 E 27 poles to a stake on top of Big Ridge along the ridge, N 65 30 E 11 poles to a stake N 60 E 12.2 poles to a stake, N 62 30 E 14.5 poles to a locust in a gap, N 57 E 9.1 poles to a black walnut, N 63 45 E 8 poles to a cluster of sugar trees, N 58 20 E 15 poles to a stake leaving ridge, S 38 15 E 10.5 poles to a hickory, S 25 30 E 14.7 poles to a dead chestnut corner to A. A. Garrett's and U. S. Kiser then leaving Kiser's line and with Garrett's line, S 89 E 41.2 poles to a fence post in Edith Laforce's line and with her line, N 13 E 24.3 poles to a chestnut oak, N 48 E 10 poles to a stake N 42 30 E 18.7 poles to a stake, N 71 30 E 37.5 poles to a fence post at Pheasant Branch then down the branch N 46 15 E 27.5 poles to a stake at Mill Creek then down the creek, N 30 15 W 32 poles to a sycamore, S 68 45 W 4.5 poles leaving said creek to a stake, S 62 15 W 9.5 poles to a stake in a hollow, S 74 30 W 11.5 poles to stake, N 84 45 W 18.2 poles to a stake, S 81 30 W 11.5 poles to a sugar tree, S 79 15 W 12 poles to a stake, S 77 W 31 poles to a small cedar a corner in Burb Kiser's land, N 52 45 W 39.1 poles to a fence post, N 59 30 W 8.2 poles to a small cedar, N 52 W 17.5 poles to an ash and sourwood on a cliff, N 26 30 W 17 poles to the BEGINNING, containing 288.45 acres, more or less.

The said Tract 5 herein conveyed is a part of the Childress Hill Tract that was laid off and assigned to John Everett Kiser in the partition of the lands of his father, John Kiser, deceased, and is the eastern portion or part of the said Childress Hill Tract east of a certain divisional line between this tract and the tract conveyed by John Everett Kiser to W. O. Parrott, which said divisional line is as follows, to-wit:

BEGINNING at a stake in the N & W Railroad, thence in a southern direction 85 feet to a stake and pawpaw, thence in a southeasterly direction 240 feet to a buckeye at a spring branch, thence up the branch on top at a sugar camp flat to a cedar, thence in a southeastern direction in a straight line to a cedar in the old Counts' division line.

However, the 150 acres herein conveyed also includes a certain five acre tract west of said divisional line, which said 5 acres is also conveyed herein and is described as follows, to-wit:

BEGINNING at the north end of the division line between the lands sold to W. O. Parrott and the east end of the said Overton H. Sutherland tract, thence in a southern direction with the division line about 1000 feet, thence in a westerly direction to a point about 50 feet west



of the Sandy Spring, thence with the north side of the W. O. Parrott tract about 300 feet to the point of the beginning.

**Tract 73 (Duty SE, Preston L. Wilson Heirs 36.37 acres)**

The surface of 37.38 acres of land, situate, lying and being in the Cleveland Magisterial District of Russell County, Virginia, and in the northeast corner of said Cleveland Magisterial District, on Hurricane Fork, or the right hand fork of Dumps Creek, and on the right hand fork of Skeen Creek, and being more particularly described as follows:

BEGINNING on a black walnut S 73 E 7 1/4 poles to a black walnut; N 51 1/2 E 20 poles to a Locust; S 79 E 50 1/2 poles to a Chestnut and Cucumber; S 20 W 76 poles to a White Oak and Maple; S 15 3/4 poles to two beeches; N 80 W 31 poles to 2 Dogwoods and Walnut; N 55 W 24 poles to a Gum; N 80 W 23 1/4 poles to a stake; N 19 E 58 poles to a Hickory by the Road; N 10 E 20 1/2 poles to the BEGINNING, containing by survey Forty One Acres, same more or less; but there was excepted in the deed from Avery Brooks and wife to Preston Lee Wilson a small parcel or tract that was conveyed by Otis Rasnake and wife to Creed Rasnake and Daniel Rasnake by deed dated the 4th day of September, 1920, and which is recorded in Deed Book No. 61, at page 353, among the records aforesaid, containing one acre, more or less; and another tract conveyed by Otis Rasnake and wife to W. Kinder Kiser by deed dated the 25th day of November, 1922, and which is recorded in Deed Book No. 67, at page 559, among the records aforesaid, containing 1 1/2 acres, more or less.

LESS AND EXCEPT one and one-eighth (1 1/8) acres, more or less, that was conveyed by Preston Lee Wilson and Edna Hazel Wilson, his wife, to Verl Head and Zelma Head by deed bearing the date the 11th day of December, 1954, and which is duly recorded among the records aforesaid in Deed Book 159, page 275.

WITNESS the following signatures and seals the day and year first above written.

CLINCHFIELD COAL COMPANY

 (SEAL)  
By: Robert A. McGregor  
Its: President

PYXIS RESOURCES COMPANY

 (SEAL)  
By: Robert A. McGregor  
Its: President

PARAMONT COAL CORPORATION

 (SEAL)  
By: Robert A. McGregor  
Its: President



HEARTWOOD FORESTLAND FUND IV, L.P.,

By: Heartwood Forestland Advisors IV,  
its general partner

By: The Forestland Group, LLC  
its Manager

By: F. Christian Zinkhan  
F. Christian Zinkhan  
Its: Managing Director

COMMONWEALTH OF VIRGINIA

COUNTY OF WASHINGTON

The foregoing instrument was acknowledged before me on this 7th day of July, 2004,  
by Robert A. McGregor, the President of CLINCHFIELD COAL COMPANY, a Virginia  
corporation, on behalf of the corporation.

My commission expires: 03/31/2005

Judith G. Darnell  
Notary Public

COMMONWEALTH OF VIRGINIA

COUNTY OF WASHINGTON

The foregoing instrument was acknowledged before me on this 7th day of July, 2004,  
by Robert A. McGregor, the President of PYXIS RESOURCES COMPANY, a Virginia  
corporation, on behalf of the corporation.

My commission expires: 03/31/2005

Judith G. Darnell  
Notary Public

COMMONWEALTH OF VIRGINIA

COUNTY OF WASHINGTON

The foregoing instrument was acknowledged before me on this 7th day of July, 2004,  
by Robert A. McGregor, the President of PARAMONT COAL CORPORATION, a  
Delaware corporation, on behalf of the corporation.

My commission expires: 03/31/2005

Judith G. Darnell  
Notary Public



STATE OF North Carolina  
COUNTY OF Orange

BOOK 613 PAGE 621

The foregoing instrument was acknowledged before me on this 12<sup>th</sup> day of July, 2004, by F. Christian Zinkhan, the Managing Director of The Forestland Group, LLC, Manager of Heartwood Forestland Advisors IV, general partner of Heartwood Forestland Fund IV, L.P., on behalf of said entity.

My commission expires: 5/16/09



[Signature]  
Notary Public

**THIS DEED OF CORRECTION IS EXEMPT FROM RECORDATION TAXES PURSUANT TO VA. CODE ANN. § 58.1-810(3).**

0402784

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 7-71 2004. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:33 o'clock P.M., after payment of \$ --- tax imposed by Sec. 58.1-802.

Original returned this date to: Stacy Ditle  
Atlanta, GA 30328

BY: [Signature] D. CLERK