

CASTANOLO; COAL LEASE - 5

SUB-SUB LEASE

PVOC → COAL/RIVER ENERGY
+
ROBIN LAND (PATRIOT
COAL)

OCT 30, 2010

WHEELAGE AGMT

CONSENT TO SUB-SUBLEASE
[Castanoli Leased Premises]

THIS CONSENT TO SUB-SUBLEASE ("Consent") by the **A.F. Castanoli Sr. Trust** ("Lessor(AFC)") under that certain Lease Agreement dated January 14, 2000 (the "Lease"), by and among Lessor(AFC) and **PENN VIRGINIA OPERATING CO., LLC**, a Delaware limited liability company, successor-in-interest to Fork Creek Mining Company ("Lessee(PVOC)"), **COAL RIVER ENERGY, LLC**, a West Virginia limited liability company ("Coal River"), and **ROBIN LAND COMPANY, LLC**, a Delaware limited liability company ("Robin Land").

WITNESSETH

WHEREAS, Lessor(AFC) entered into the Lease with Fork Creek Mining Company as the original lessee, granting Fork Creek various rights to mine coal from the leased premises (the "Lease");

WHEREAS, by that certain Consent dated May 18, 2001, Lessor(AFC) consented to the assignment of the Lease by Fork Creek Mining Company to Penn Virginia Coal Company, and the sublease of the leased premises covered under the Lease to Pen Land Company;

WHEREAS, Penn Virginia Coal Company merged into Lessee(PVOC) effective September 14, 2001; and

WHEREAS, the Sublease between Lessee(PVOC) and Pen Land Company has been terminated; and

WHEREAS, Lessee(PVOC), with the consent of Lessor(AFC) subleased the leased premises under the Lease (the "AFC Premises") to Coal River, pursuant to that certain Sublease dated May 20, 2003, by and between Lessee(PVOC) and Coal River (the "Sublease"); and

