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CSC 1201 HAYS STREET TALLAHASSEE, FL 32301

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CONTACT: Jeanne Reynolds	
ACCOUNT #: 072100000032	
REF#: 499939-5	
AUTHORIZATION: Patricia typito	
COST LIMIT: \$\\SS^0^	LORBA CONTRACT MIC MIC VID
ORDER DATE: 9-19-0)	(1997년 - 1997년 - 1997 - 1997년 - 1997
ENTITY NAME: Oxbox Elk Creat, LLC DOMESTIC FILING FOREI	GN FILING
ARTICLES OF INCORPORATION	
CERTIFICATE OF LIMITED PARTNERSHIP	_
QUALIFICATION	3000045984439-4
CERTIFICATE OF LLC	•
ARTICLES OF AMENDMENT PLEASE RETURN	OI SEI
STAMPED COPY	ANTI- FILE PIEN ASSEE.
CERTIFIED COPY	
CERTIFICATE OF GOOD STANDING	
	N // / / N

APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 608.503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

OXBOW ELK CREEK, LLC	-		
(Name of	foreign lim	ited liability company)	
Delaware	3-	65-1135317	-
(Jurisdiction under the law of which foreign limited lia company is organized)	bility	(FEI number, if applicable)	 -
8/09/01	5.	Perpetual	
(Date of Organization)		(Duration: Year limited liability company will cease to exist or "perpetual")	
8/09/01	•		
(Date first transacted business in Flori	da. (See sec	ctions 608.501, 608.502, and 817.155, F.S.)	
1601 Forum Place, Suite P-2			
West Palm Beach, Florida 33401			
(Street	address of	principal office)	
If limited liability company is a manager-ma	inaged co	omnany check here x	
		mpany, ontook note [1]	
The name and usual business addresses of the	ie manag	ing members or managers are as follows:	
William I. Koch, 1601 Forum Place, Sui	te P-2,	West Palm Beach, Florida 33401	
Bernard H. Cherry, 1601 Forum Place, S	inita P=2	Wast Palm Razah Flanida 22/01	
		, west farm beach, Florida 55401	
			_ ·
Attached is an original certificate of existence, no more	than 90 da	ys old, duly authenticated by the official having custody of	records in
translation of the certificate under oath of the translator	must be sul	py is not acceptable. If the certificate is in a foreign langua bmitted.)	ge, a
. Nature of business or purposes to be condu-	cted or pr	comoted in Florida: Ownership, operation a	nd .
maintenance of coal mines and related	facilitie	es.	£ 0
Enchant	BI	5	I SEP
Signature of a member or	an autho	prized representative of a member.	<u>.</u> .
(In accordance with section 608.4	08(3), F.S.,	the execution of this document constitutes that the facts stated herein are true.)	7
J. Michael Smith,			
		ome of signee	

CERTIFICATE OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

PURSUANT TO THE PROVISIONS OF SECTION 608.415 or 608.507, FLORIDA STATUTES, THE UNDERSIGNED LIMITED LIABILITY COMPANY SUBMITS THE FOLLOWING STATEMENT TO DESIGNATE A REGISTERED OFFICE AND REGISTERED AGENT IN THE STATE OF FLORIDA.

1. The name of the Limited Liability Company is:
OXBOW ELK CREEK, LLC
2. The name and the Florida street address of the registered agent and office are:
Corporation Service Company
(Name)
1201 Hays Street
Florida street address (P.O. Box NOT ACCEPTABLE)
Tallahassee FL 32301 (City/State/Zip)
(City/State/Zip)

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 608, F.S.

BRIAN COURTNEY, ASST. V.P.

\$ 100.00 Filing Fee for Application
\$ 25.00 Designation of Registered Agent
\$ 30.00 Certified Copy (optional)

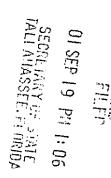
\$ 5.00 Certificate of Status (optional)

State of Delaware Office of the Secretary of State

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I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "OXBOW ELK CREEK, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS-A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE EIGHTEENTH DAY OF SEPTEMBER, A.D. 2001.

AND I DOTHEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.





Warriet Smith Windson Harriet Smith Windson, Secretary of State

AUTHENTICATION: 1345832

DATE: 09-18-01

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