



S T O L L · K E E N O N · O G D E N
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September 7, 2006

**VIA FACSIMILE (404.853.8806)
AND REGULAR U.S. MAIL**

Thomas C. Herman
Sutherland, Asbill & Brennan, LLP
999 Peachtree Street, NE
Atlanta, Georgia 30309-3996

RE: Arbitration – Request for Information

Dear Tom:

As you are aware, I recently forwarded a Notice of Arbitration pursuant to Section 13(d)(i) of the Ninety-Nine year Lease, as amended by instrument dated February 29, 1988 (hereinafter collectively referred to as the "Lease Agreement"), on behalf of the Bank of Oklahoma, N.A. in its capacity as Trustee for the Jones Family Trust and the Eula Kathleen Jones Trust. Section 13(d)(i) of the Lease Agreement requires the parties to exchange all documents and information relevant to the issues submitted to arbitration and also provides the parties with an opportunity to resolve these issues prior to the appointment of an arbitrator.

For the negotiation contemplated in the Lease Agreement to be successful for both parties, the Bank of Oklahoma requires certain information from Martin Marietta Materials, Inc. (hereinafter "MMM"). The Bank of Oklahoma is unable to engage in meaningful negotiations regarding an increase in the royalty rates contained in the Lease Agreement without receiving basic financial, production and sales information from MMM.

I am sending this request now so that MMM can expedite its retrieval of the information in order for the Bank of Oklahoma to have the opportunity to meaningfully analyze the information prior to the expiration of the negotiation deadline. The information the Bank of Oklahoma seeks is as follows:

1. A current employee list of the Three Rivers Quarry identifying the positions/titles of each employee;
2. A list of Three Rivers Quarry's on-site managers, District/Regional Production Managers and District/Regional Sales Managers for the period 2001 to the present;
3. For the calendar years 2001 through the present:
 - (a). All information, including but not limited to any regular reports, provided by the Three Rivers Quarry to any others within the MMM corporate structure;
 - (b). All minutes of MMM Board of Directors' meetings, Executive Committee meetings, Audit Committee meetings, or other group meetings within the MMM corporate structure where the Three Rivers Quarry was discussed, including but not limited to all documents considered or available at these meetings;
 - (c). All minutes of MMM Board of Directors' meetings, Executive Committee meetings, Audit Committee meetings, or other group meetings within the MMM corporate structure where capital investment for the Three Rivers Quarry was discussed, including but not limited to all documents considered or available at these meetings;
 - (d). All feasibility studies, requests for proposals and other documents pertaining to capital investment at the Three Rivers Quarry, including but not limited to all documents regarding the recent expansion at the Three Rivers Quarry;
 - (e). Copies of all mineral leases held by MMM or any of its subsidiaries and affiliates pertaining to all quarries which operated during the referenced period, including but not limited to leases for all limestone properties along the Ohio River, the Mississippi River, the Gulf Coast and the Atlantic Ocean;
 - (f). Mine maps or other documents identifying the location of mining/production activities at the Three Rivers Quarry;
 - (g). All profit and loss statements or other detailed reports which contain:

- (1). Monthly production tonnage of each product at the Three Rivers Quarry;
 - (2). Monthly sales tonnage of each product at the Three Rivers Quarry;
 - (3). Beginning inventory for each calendar year of each product at the Three Rivers Quarry;
 - (4). Ending inventory for each calendar year of each product at the Three Rivers Quarry;
 - (5). Three Rivers Quarry's posted sales prices for each product;
 - (6). Cash operating costs and detail for the Three Rivers Quarry;
 - (7). Overhead Allocation and detail for the Three Rivers Quarry;
 - (8). Monthly production tonnage of each product that is shipped from the Three Rivers Quarry;
 - (9). Identification of all distribution yards operated by MMM, or independent distributors, that distribute rock for Three Rivers Quarry (hereinafter "Points of Sale");
 - (10). Annual sales volumes by product for each of the Points of Sale;
 - (11). Average annual sales prices by product for each of the Points of Sale;
 - (12). Average annual transportation costs from the Three Rivers Quarry to each Point of Sale;
 - (13). Average annual cash handling costs and non-cash costs for MMM-owned Points of Sale;
 - (14). Historical capital investment in the Three Rivers Quarry, excluding the recent major expansion at the Three Rivers Quarry;
3. MMM's reserve estimate for the Jones' Trusts' property covered by the applicable permit, including reserve maps and major assumptions used in performing the calculation such as final floor elevation and rock densities;

4. MMM's reserve estimate of total remaining reserves, excluding the Jones' Trusts' property, including reserve maps and major assumptions used in performing the calculation such as final floor elevation and rock densities;
5. For the years 2007 through 2011:
 - (a). Mine map depicting the location of MMM's projected mining/quarrying operations at the Three Rivers Quarry;
 - (b). Development plans and financial projections for the Three Rivers Quarry;
 - (c). Projected production and sales volumes for each product from the Three Rivers Quarry;
 - (d). Projected overburden for the Three Rivers Quarry;
 - (e). Projected mine operating costs, cash and non-cash, for the Three Rivers Quarry;
 - (f). Projected capital expenditures for the Three Rivers Quarry;
 - (g). Anticipated material changes in the distribution costs for the Points of Sale.

The Bank of Oklahoma believes the aforementioned information will enable it to engage in meaningful negotiations with MMM regarding a proper and equitable increase in the royalty rates in the Lease Agreement and could lead to a resolution of the parties' dispute without the necessity of arbitration.

Thank you in advance for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,

STOLL KEENON OGDEN PLLC



Charles E. Shivel, Jr.