



# Funding Systems Railcars, Inc.

TRI-STATE CENTER • SUITE 370 • 2215 SANDERS RD. • NORTHBROOK, IL 60062 • (312) 272-8350

RECORDATION NO. 13648-A  
Filed 1425

January 16, 1984

Mr. James H. Bayne  
Acting Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

No. 4-020-1011-20 1984-9 05 A11  
Date JAN 20 1984  
STATE COMMERCE COMMISSION  
Fee \$ 10.00 DS

ICC Washington, D. C.

Dear Sir:

Enclosed for recordation pursuant to the provisions of Section 11303 of Title 49 of the United States Code and the regulations thereunder are two originals of the Amendment to Lease Agreement, a secondary document, under the Lease Agreement dated March 24, 1982.

The primary document to which this is connected is recorded under Recordation Number 13648.

The names and addresses of the parties to the enclosed documents are:

Lessor: Funding Systems Railcars, Inc.  
Tri-State Center, Suite 370  
2215 Sanders Road  
Northbrook, IL 60062

Lessee: Blue Diamond Mining, Inc.  
6305 Kingston Pike  
Knoxville, TN 37919

A general description of the railroad equipment covered by the enclosed document is as follows:

Five (5) 3570 cu. ft. 100-ton open top hopper cars bearing reporting mark and numbers BDMX.

The original and all extra copies of the enclosed document should be returned to Ms. Sharon Schumacher of Funding Systems Railcars, Inc., 2215 Sanders Road, Suite 370, Northbrook, Illinois 60062.

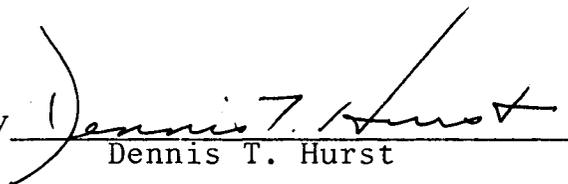
Also enclosed is a remittance in the amount of \$10.00 in payment of recordation fees.

RECORDATION NO. 13648-A  
JAN 20 1984  
STATE COMMERCE COMMISSION

Mr. James H. Bayne  
Interstate Commerce Commission  
January 16, 1984  
Page 2

I am an officer of Funding Systems Railcars, Inc. and have knowledge of the matters set forth herein.

Very truly yours,

By   
Dennis T. Hurst

DTH/rlm

Enclosures

SENT VIA: Certified Mail

Interstate Commerce Commission  
Washington, D.C. 20423

1/20/84

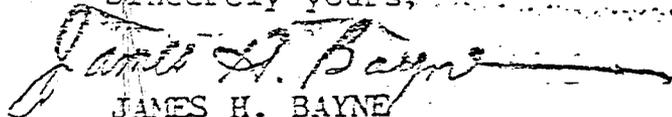
OFFICE OF THE SECRETARY

Sharon Schumacker  
Funding Systems Railcars, Inc.  
TRI-State Center, Suite 370  
2215 Sanders Rd.  
Northbrook, Illinois 60062

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on **1/20/84** at **9:05am** and assigned re-  
recording number(s). **13648-A**

Sincerely yours,



JAMES H. BAYNE

Secretary

Enclosure(s)

SE-30  
(7/79)

JAN 20 1984 -9 03 AM

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INTERSTATE COMMERCE COMMISSION

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AMENDMENT

TO

RAILCAR LEASE AGREEMENT

Dated as of March 24, 1982

Between

FUNDING SYSTEMS RAILCARS, INC.,

as Lessor

AND

BLUE DIAMOND MINING, INC.

as Lessee

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9 ONE HUNDRED - TON  
OPEN TOP HOPPER CARS

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AMENDMENT  
TO  
RAILCAR LEASE AGREEMENT

THIS AMENDMENT is dated as of the 23rd day of December, 1983 and amends that certain Railcar Lease Agreement dated as of the 24th day of March, 1982 (the "Lease") between Funding Systems Railcars, Inc. (the "Lessor") and Blue Diamond Mining, Inc. (the "Lessee").

WHEREAS the parties hereto are parties to the Lease Agreement which was filed with the Interstate Commerce Commission at Recordation Number 13648 on May 24, 1982; and

WHEREAS, the parties hereto now desire to amend the Lease Agreement as hereinafter provided.

NOW THEREFORE, intending to be legally bound hereby, the parties hereto do agree as follows:

1. Equipment The Lease Agreement covers certain open top hopper railroad cars (the "Equipment") more fully described on a Schedule to the Lease Agreement. The items of Equipment bearing the identification number BDMX 170, BDMX 172 through BDMX 174 and BDMX 176 shall be removed from the Schedule and no longer subject to the terms and conditions of the Lease Agreement. The following items of Equipment have been substituted and shall become a part of the Schedule and subject to the terms and conditions of the Lease Agreement:

Items of Equipment bearing the identification number

BDMX 179 through BDMX 183

2. Further Modifications Except as expressly set forth herein, the Lease Agreement shall remain in full force and effect, unamended and unmodified.

IN WITNESS WHEREOF, the Lessee and the Lessor have executed this Amendment as of the day and year first above written.

ATTEST:

Sharon L. Schumacher

FUNDING SYSTEMS RAILCARS, INC.

By Dennis T. Hurst  
Title: EVP - FINANCE

ATTEST:

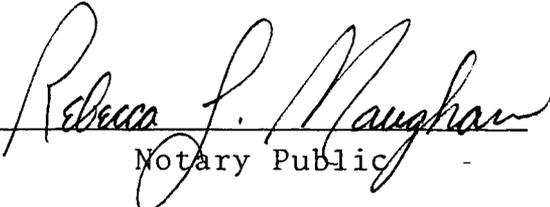
K. Regina Foster

BLUE DIAMOND MINING, INC.

By Scott B. Holmes  
Title: Exec. VP

STATE Illinois )  
 ) ss.  
COUNTY OF Cook )

On this 23rd day of December, 1983, before me personally appeared Dennis T. Hurst, to me personally known, who, being by me duly sworn, says that he/she is Executive Vice President - Finance of Funding Systems Railcars, Inc., that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by proper authority therefor, and he/she acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

  
Notary Public

[Notarial Seal]

My commission expires:

December 28, 1983

