

RECORDATION NO. 9933 Filed & Recorded

FEB 13 1987 2:30 PM No. 7-044A021

FEB 13 1987


Citizens Fidelity Energy Company

INTERSTATE COMMERCE COMMISSION

CITIZENS PLAZA • LOUISVILLE, KENTUCKY 40296

Fee \$ 10.06

JENNIFER EVANS MONTGOMERY
VICE PRESIDENT

ICC Washington, D. C.

February 4, 1987

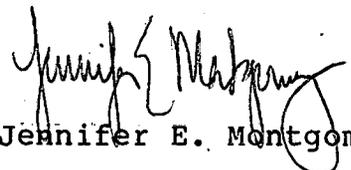
Interstate Commerce Commission
Office of the Secretary
Twelfth Street & Constitution Ave., NW
Washington, DC 20423

Attn: Room 2303

To Whom It May Concern:

Enclosed is a deed of release for the rolling stock collateral Citizens Fidelity held for a note from Blue Diamond Mining, Inc., as described in said release. Also enclosed is a check in the amount of \$10.00 for the filing fee. Please process these appropriately. Thank you for your assistance.

Sincerely,



Jennifer E. Montgomery

Enc.

JEM/tg

ICC OFFICE OF THE SECRETARY
FEB 13 2 23 PM '87
MOTOR OPERATING UNIT

Interstate Commerce Commission
Washington, D.C. 20423

2/17/87

OFFICE OF THE SECRETARY

JENNIFER E. MONTGOMERY
CITIZENS FIDELITY ENERGY COMPANY
CITIZENS PLAZA
LOUISVILLE, KY. 40296

Dear Ms. MONTGOMERY:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 2/13/87 at 2:30pm, and assigned re-
recording number(s). 9933-B

Sincerely yours,

Marta R. McLee
Secretary

Enclosure(s)

PLEASE ENCLOSE TWO COPIES OF ANY DOCUMENT YOU SEND IN, IN THE
FUTURE. THANKS YOU.

MRS. M. LEE

SE-30
(7/79)

FEB 13 1987 2:30 PM

DEED OF RELEASE

INTERSTATE COMMERCE COMMISSION

THIS DEED OF RELEASE made and entered into this 4th day of February, 1987 by and between Blue Diamond Mining, Inc., a Delaware Corporation ("Blue Diamond"), Blue Diamond Coal Company, a Delaware Corporation ("Guarantor") and Citizens Fidelity Bank and Trust Company (d/b/a Citizens Fidelity Energy Company), a Kentucky banking corporation with its principal office and place of business at 500 West Jefferson Street, Louisville, Kentucky 40202 ("Bank").

WITNESSETH:

That whereas Blue Diamond and Guarantor, respectively, executed the Mortgage and Security Agreement dated the 18th day of December, 1978 and filed with the Interstate Commerce Commission, Recordation Number 9933, Filed 1425, December 22, 1978, 2:00 p.m. to Bank, and said Mortgage has been paid off or otherwise satisfied pursuant to that certain note dated the 26th day of December 1978 by and between Blue Diamond, Guarantor and Bank.

Now, therefore, in consideration of the promises and the payments, or other satisfaction of said mortgage, Bank does hereby release its interest in the rolling stock collateral held for the above cited note.

IN TESTIMONY WHEREOF, Witness the signatures of Bank, this, the day and year first herein written.

State of Kentucky
County of Jefferson

CITIZENS FIDELITY BANK
& TRUST COMPANY

Jennifer E. Montgomery,
Assistant Vice President
came before me this 4th
day of February, 1987.

BY: Jennifer E. Montgomery
TITLE: Asst. Vice President

Tonee L. Guy

Tonee L. Guy Notary Public
State at Large Commission Expires 3/30/88