

TAFT, STETTINIUS & HOLLISTER

1800 STAR BANK CENTER
425 WALNUT STREET
CINCINNATI, OHIO 45202-3957

WASHINGTON, D.C. OFFICE
SUITE 500 — 625 INDIANA AVENUE, N. W.
WASHINGTON, D.C. 20004-2801
202-628-2838
FAX: 202-347-3419

513-381-2838
CABLE: TAFTHOL TWX: 810-461-2823
FAX: 513-381-0205

COLUMBUS, OHIO OFFICE
21 EAST STATE STREET
COLUMBUS, OHIO 43215-4221
614-221-2838
FAX: 614-221-2007

REGISTRATION NO. 18146-A
FILED 1825
MAR 10 1995 - 2 20 PM
www.taftstettinius.com

March 6, 1995

NORTHERN KENTUCKY OFFICE
THOMAS MORE CENTRE
2670 CHANCELLOR DRIVE
CRESTVIEW HILLS, KENTUCKY 41017-3491
606-331-2838
513-381-2838
FAX: 513-381-8813

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Interstate Commerce Commission
12th Street & Constitution Ave., N.W.
Washington, D.C. 20423
Attn: Mildred Lee
Room 2303

Dear Ms. Lee:

I have enclosed an original and one copy of the document described below, to be recorded pursuant to Section 1130 of Title 49 of the U.S. Code.

This document is a Termination Statement, a secondary document, dated February 21, 1995. The primary document to which it relates is a Loan and Security Agreement, dated February 11, 1993, and filed under recordation number 18146. We request that this document be cross indexed.

The names and addresses of the parties to the document are as follows:

Borrower: Nova Natural Resources Corporation
1900 Waxee Street, Suite 305
Denver, Colorado 80202

Secured Party: FBS Business Finance Corporation, Leasing
Division
First Bank Place
601 Second Avenue South
Minneapolis, Minnesota 55402

The equipment covered by the enclosed document is forty (40), 2,000 cubic foot, 100-ton, gondola railcars, all bearing the reporting marks set forth on the attached Exhibit A.

RECEIVED
OFFICE OF THE
SECRETARY
MAR 10 2 25 PM '95
LICENSING BRANCH

TART, STETTINUS & HOLLISTER

1800 WEST BARR CENTER

500 WEST 10TH STREET

CINCINNATI OHIO 45202

TELEPHONE

AREA NUMBER AND NUMBER

AREA NUMBER

WASHINGTON D.C. OFFICE
1700 PENNSYLVANIA AVENUE N.W.
WASHINGTON D.C. 20004-1000
202 638 5800
FAX 202-638-5810

1700 PENNSYLVANIA AVENUE N.W.
WASHINGTON D.C. 20004-1000
202 638 5800
FAX 202-638-5810

1700 PENNSYLVANIA AVENUE N.W.

WASHINGTON D.C. 20004-1000

202 638 5800

FAX 202-638-5810

FAX 202-638-5810

Interstate Commerce Commission
March 6, 1995
Page 9

A fee of \$21.00 is enclosed. Please return the original executed copy of the enclosed document to:

Philip F. Schultz, Esq.
Taft, Stettinius & Hollister
1800 Star Bank Center
425 Walnut Street
Cincinnati, OH 45202-3957

A short summary of the document to appear in the index follows:

Termination Statement of a Loan and Security Agreement between Nova Natural Resource Corporation, 1900 Waxee Street, Suite 305, Denver, CO 80202, as Borrower, and FBS Business Finance Corporation, Leasing Division, First Bank Place, 601 Second Avenue South, Minneapolis, MN 55402, as Secured Party, dated February 11, 1993, and covering forty (40), 2,000 cubic foot, 100-ton gondola railcars covered by a Loan and Security Agreement, dated February 11, 1993, and filed under recordation number 18146.

Please call me if you should have any questions.

Yours truly,



Philip F. Schultz
Attorney for The David J.
Joseph Company

PFS:sa
Enclosure

Exhibit A

Forty Gondolas

100-Ton R.B. Trucks, approx. 2,000 cu. ft.,
built in 1967, steel floors. Car #'s:

PLE 46001
PLE 46004
PLE 46006
PLE 46010
PLE 46017
PLE 46022
PLE 46029
PLE 46030
PLE 46034
PLE 46036
PLE 46044
PLE 46047
PLE 46049
PLE 46054
PLE 46055
PLE 46056
PLE 46059
PLE 46060
PLE 46063
PLE 46065
PLE 46071
PLE 46072
PLE 46074
PLE 46076
PLE 46077
PLE 46086
PLE 46087
PLE 46091
PLE 46095
PLE 46098
PLE 46099
PLE 46115
PLE 46118
PLE 46124
PLE 46132
PLE 46133
PLE 46138
PLE 46139
PLE 46140
PLE 46148



Interstate Commerce Commission
Washington, D.C. 20423-0001

3/10/95

Office Of The Secretary

Philip F. Schultz
Taft, Stettinius & Hollister
1800 Star Bank Center
425 Walnut Street
Cincinnati, Ohio 45202-3957

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 3/10/95 at 2:20PM , and assigned recordation number(s). 18146-A.

Sincerely yours,

Vernon A. Williams
Secretary

Enclosure(s)

\$ 21.00 The amount indicated at the left has been received in payment of a fee in connection with a document filed on the date shown. This receipt is issued for the amount paid and in no way indicates acknowledgment that the fee paid is correct. This is accepted subject to review of the document which has been assigned the transaction number corresponding to the one typed on this receipt. In the event of an error or any questions concerning this fee, you will receive a notification after the Commission has had an opportunity to examine your document.

Signature

RECORDATION NO. 18146-A FILED 1428

MAR 10 1995 -2 20 PM

UNIVERSAL COMMERCE COMMISSION

CERTIFICATE

The undersigned, Stephen M. Griffith, Jr., a notary public in and for the County of Hamilton, State of Ohio, hereby certifies that the copy of the document attached hereto has been compared with the original and that the undersigned has found the copy to be complete and identical in all respects to the original document.



Notary Public

STEPHEN M. GRIFFITH, JR., Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My Commission has no expiration
date. Section 147.03 O.R.C.

MAR 10 1995 -2 20 PM

INTERSTATE COMMERCE COMMISSION

TERMINATION STATEMENT

THIS TERMINATION STATEMENT is dated February 21, 1995 and is made and given by FBS Business Finance Corporation, Leasing Division, A Delaware corporation (herein the "Secured Party"). First Bank Place, 601 Second Avenue South, Minneapolis, Minnesota 55402. This Termination Statement is given with respect to that certain Loan and Security Agreement dated as of February 11, 1993 (herein the "Loan and Security Agreement") by and between Secured Party and Nova Natural Resources Corporation, a Delaware corporation (herein "Borrower") 1900 Waxee Street, Suite 305, Denver, Colorado 80202.

WHEREAS, pursuant to the Loan and Security Agreement, Secured Party financed Borrower's acquisition of forty (40) 2,000 cu. ft. Gondola railcars (collectively the "Equipment"), as described in more detail in Exhibit A hereto; and,

WHEREAS, pursuant to the Loan and Security Agreement, Borrower granted to Secured Party a security interest in the Equipment to secure Borrower's performance under the Loan and Security Agreement; and,

WHEREAS, the Loan and Security Agreement was filed with the Interstate Commerce Commission pursuant to 49 U.S.C. Section 11303 on March 3, 1993 at 11:10 AM, recordation number 18146; and,

WHEREAS, the obligations of the Borrower to the Secured Party under the Loan and Security Agreement have been satisfied in full and the Secured Party desires to terminate the Loan and Security Agreement and its interest in the Equipment.

NOW THEREFORE, for \$1.00 and other good and valuable consideration, receipt of which is hereby acknowledged, the Secured Party, hereby terminates, upon filing with the Interstate Commerce Commission, the Loan and Security Agreement (except with respect to any agreements of indemnification contained therein) and the Secured Party's right title and interest in and to the Equipment.

IN WITNESS WHEREOF, the Secured Party has executed this Termination Statement by its duly authorized officer on the date set forth above.

FBS BUSINESS FINANCE CORPORATION, LEASING DIVISION

BY: Deborah J. Ebert

ITS: Assistant Vice President

Exhibit A

Forty Gondolas

100-Ton R.B. Trucks, approx. 2,000 cu. ft.,
built in 1967, steel floors. Car #'s:

PLE 46001
PLE 46004
PLE 46006
PLE 46010
PLE 46017
PLE 46022
PLE 46029
PLE 46030
PLE 46034
PLE 46036
PLE 46044
PLE 46047
PLE 46049
PLE 46054
PLE 46055
PLE 46056
PLE 46059
PLE 46060
PLE 46063
PLE 46065
PLE 46071
PLE 46072
PLE 46074
PLE 46076
PLE 46077
PLE 46086
PLE 46087
PLE 46091
PLE 46095
PLE 46098
PLE 46099
PLE 46115
PLE 46118
PLE 46124
PLE 46132
PLE 46133
PLE 46138
PLE 46139
PLE 46140
PLE 46148