

09-04-1998

8-31-98



ET

To the Honorable Commissioner of Patents :

100822296

and attached original documents or copy thereof.

1. Name of conveying party(ies):  
State Street Bank and Trust Company of Connecticut,  
National Association  
Two International Place  
Boston, MA 02110-2804

- Individual
- General Partnership
- Corporation-State \_\_\_\_\_
- Other \_\_\_\_\_
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Release of Collateral from Mortgage
- Merger
- Change of Name

Execution Date: 08/24/1998

2. Name and address of receiving party(ies)

Name: Zeigler Coal Holding Company

Internal Address: \_\_\_\_\_

Street Address: 50 Jerome Lane

City: Fairview Heights State: IL Zip: 62208

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State Delaware
- Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

Additional names(s) & addresses(es) attached?  Yes  No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s) \_\_\_\_\_

B. Trademark Registration No.(s) 1,813,346 and 1,838,208

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence should be mailed:

Name: Polster, Lieder, Woodruff & Lucchesi, L.C.

Internal Address: Suite 230

Street Address: 763 South New Ballas Road

City: St. Louis State: MO Zip: 63141

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$65.00 €

- Enclosed
- Authorized to be charged to deposit account in case of any deficiency.

8. Deposit account number: 16-2201

(Attach duplicate copy of this page if paying by deposit account)

**DO NOT USE THIS SPACE**

9. Statement and Signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Lionel L. Lucchesi

Name of person Signing

Lionel L. Lucchesi

Signature

8/26/98

Date

Total number of pages including cover sheet, attachments, and document: 6

**RELEASE OF COLLATERAL FROM MORTGAGE**

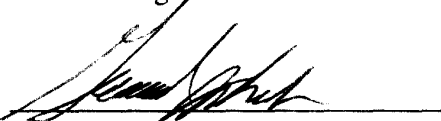
GERALD R. WHEELER, Trustee, and STATE STREET BANK AND TRUST COMPANY OF CONNECTICUT, NATIONAL ASSOCIATION, for valuable consideration received, does hereby release and discharge from the operation of a certain mortgage assignment executed by ZEIGLER COAL HOLDING COMPANY, a Delaware Corporation, Mortgagor, to STATE STREET BANK AND TRUST COMPANY OF CONNECTICUT, NATIONAL ASSOCIATION, as Collateral Agent, as Mortgagee, dated as of October 19, 1994, such part of the mortgage property as is described on Exhibit "A" attached hereto and incorporated by this reference.

IN WITNESS WHEREOF, the parties hereunto set their hands this 24 day of August, 1998.

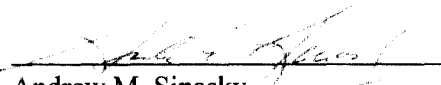
**MORTGAGEE AND SECURED PARTY**

State Street Bank and Trust Company of Connecticut, National Association, as Collateral Agent

(CORPORATE SEAL)

  
Gerald R. Wheeler  
Vice President

ATTEST:

  
Andrew M. Sinasky  
Assistant Vice President

Mailing Address: State Street Bank and Trust Company of Connecticut, National Association  
Corporate Trust Dept. - 4th Floor  
Two International Place  
Boston, MA 02110


STATE OF MASSACHUSETTS) )  
COUNTY OF SUFFOLK ) )

The foregoing instruction was acknowledged before me this 24 day of August, 1998, by Gerald R. Wheeler, Vice President, and Andrew M. Sinasky, Assistant Vice President, State Street Bank and Trust Company of Connecticut, National Association.

Given under my hand and seal on the date above written.

My commission expires:

JAMES M. COOLIDGE  
Notary Public  
My Commission Expires June 18, 2001

  
Residing at Wilmington, MA

Prepared by: Lionel L. Lucchesi  
Lionel L. Lucchesi  
Polster, Lieder, Woodruff & Lucchesi, LC  
763 South New Ballas Road  
St. Louis, MO 63141

**EXHIBIT A**

<b>Registration No.</b>	<b>Issue Date</b>	<b>Mark</b>
1,813,346	12/28/1993	ZEIGLER
1,838,208	05/31/1994	ZEIGLER

End of Exhibit "A"