RECORDATION NO. 20512-A FILED
October 21, 2015 07:40 AM
SURFACE TRANSPORTATION BOARD

# FIRST UNION RAIL

One O'Hare Centre
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Rosemont, IL 60018

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October 20, 2015

Chief Section of Administration
Office of Proceedings
Surface Transportation Board
395 E St., S.W., Suite 100
Washington, DC 20423-0001
Attn: Recordation of Railroad Equipment

**Re: Memorandum of Full Termination of Lease**

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) please find one (1) originally executed Memorandum of Full Termination of Lease dated October 19, 2015, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memoranda of Lease, evidencing such Equipment which was duly filed with the Surface Transportation Board on January 27, 1997 having primary recordation numbers 20510, 20511, 20512 and 20513; on October 2, 1997 with recordation number 20918 and on January 26, 1998 having recordation number 21175.

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

Lessor: First Union Rail Corporation
One O'Hare Centre
6250 N River Road, Suite 5000
Rosemont, IL 60018

Lessee: Farmer's Commodities Transportation Company, L.L.C.
2829 Westown Parkway, Suite 200
Des Moines, Iowa 50266

A short summary of the document to appear in the index follows: Memorandum of Full Termination of Lease

Please accept this E-filing and invoice our account number 22860 covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,

Marcia Dunne
Manager Contract Administration

Enclosures

(FAGR009-FAGR014)

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# MEMORANDUM OF FULL TERMINATION OF LEASE

This MEMORANDUM OF FULL TERMINATION OF LEASE (the "Memorandum") dated as of October 19, 2015 is made by First Union Rail Corporation (the "Lessor"), a North Carolina corporation, and pertains to that certain Lease Agreement dated as of November 1, 1996 and Schedule No. 1 Description of Equipment dated November 15, 1996, November 19, 1996, December 17, 1996, December 30, 1996, February 4, 1997 and September 30, 1997 (collectively, the "Lease"), between Lessor and Farmer's Commodities Transportation Company, L.L.C. (the "Lessee"), a Delaware limited liability company.

**W I T N E S S E T H:**

**WHEREAS,** Lessor and Lessee entered into the Lease whereby Lessor has agreed to lease to Lessee certain railcars (the "Equipment") as more particularly described in on Exhibit A attached hereto; and,

**WHEREAS,** Lessor and Lessee entered into certain Memoranda of Lease, evidencing the above-described Lease of such Equipment, which were filed at the Surface Transportation Board on January 27, 1997 at 10:32 a.m. with recordation number 20511, and also at 10:40 a.m. on January 27, 1997 with recordation numbers 20510, 20512 and 20513; on October 2, 1997 at 3:37 p.m. with recordation number 20918 and on January 26, 1998 at 11:25 a.m. having recordation number 21175 and,

**WHEREAS,** Lessor and Lessee also entered into certain Memoranda of Lease, evidencing the above-described Lease of such Equipment, which were deposited with the Registrar General of Canada on January 27, 1997 at 3:26 p.m., 3:27 p.m., 3:28 p.m. and 3:29 p.m., October 7, 1997 at 11:30 a.m. and January 27, 1998 at 3:08 p.m.

**WHEREAS,** the Equipment has been released and is no longer covered under the Lease; and,

**NOW, THEREFORE,** the Lessor desires to clarify the public record to state as follows:

1. This Notice serves as notice that the Equipment listed on the attached Exhibit A as evidenced by the Memoranda of Lease filed with the Surface Transportation Board and Registrar General of Canada, have been terminated in all respects.

2. All of the interests of the Lessee, its successors and assigns, in the Equipment listed on Exhibit A arising pursuant to the Lease have been terminated.

3. Lessor wishes to record this Memorandum of Full Termination of Lease so as to release the lien with respect to the Equipment.

**IN WITNESS WHEREOF**, this Memorandum is duly executed by the below officer, duly authorized as of the date and year first above written (and the undersigned declares under penalty of perjury that he holds the title indicated below and that the execution of this Memorandum was the free act and deed of its corporation).

**LESSOR:**

FIRST UNION RAIL CORPORATION

Name: Richard F. Seymour

Title: Vice President Sales & Marketing

Signature: Richard F. Seymour

**EXHIBIT A**
**TO**
**MEMORANDUM OF FULL TERMINATION OF LEASE**

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED NOVEMBER 15, 1996**

| | |
|---|---|
| NUMBER OF CARS: | Three hundred (300) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 100 – FCTX 239, inclusive<br>FCTX 243, FCTX 252, FCTX 261, FCTX 262, FCTX 269, FCTX 270,<br>FCTX 343, FCTX 344, FCTX 347 – FCTX 368, FCTX 425 – FCTX 554 |

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED NOVEMBER 19, 1996**

| | |
|---|---|
| NUMBER OF CARS: | One hundred fifty (150) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 863, FCTX 864, FCTX 866, FCTX 867, FCTX 869, FCTX 870.<br>FCTX 885, FCTX 887 – FCTX 892, inclusive<br>FCTX 240 – FCTX 242, FCTX 244 – FCTX 251, FCTX 253 – FCTX 260,<br>FCTX 263 – FCTX 268, FCTX 271, FCTX 284 – FCTX 314,<br>FCTX 369 – FCTX 385, FCTX 387, FCTX 555 – FCTX 613,<br>FCTX 615, FCTX 616 and FCTX 618 |

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED DECEMBER 17, 1996**

| | |
|---|---|
| NUMBER OF CARS: | Two hundred (200) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 850 – FCTX 862, FCTX 865, FCTX 868, FCTX 871 – FCTX 884,<br>FCTX 886, FCTX 893 – FCTX 899, inclusive,<br>FCTX 614, FCTX 617, FCTX 619 – FCTX 740, FCTX 742 – FCTX 751,<br>FCTX 753 – FCTX 758, inclusive,<br>FCTX 386, FCTX 388 – FCTX 398, FCTX 400 – FCTX 402,<br>FCTX 417 – FCTX 424, inclusive |

**EXHIBIT A**
**TO**
**MEMORANDUM OF FULL TERMINATION OF LEASE**

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED DECEMBER 30, 1996**

| | |
|---|---|
| NUMBER OF CARS: | One hundred fifty (150) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 315 – FCTX 342, FCTX 345, FCTX 346, FCTX 399, FCTX 403 – FCTX 416, inclusive, FCTX 272 – FCTX 283, FCTX 741, FCTX 752 and FCTX 759 – FCTX 849, inclusive |

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED FEBRUARY 4, 1997**

| | |
|---|---|
| NUMBER OF CARS: | One hundred fifty (150) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 900 – FCTX 1049, inclusive |

**SCHEDULE NO. 1 DESCRIPTION OF EQUIPMENT DATED SEPTEMBER 30, 1997**

| | |
|---|---|
| NUMBER OF CARS: | Fifty (50) |
| DESCRIPTION OF CARS: | Hopper cars |
| CAR NUMBERS: | FCTX 1050 – FCTX 1099, inclusive |