



Wells Fargo Rail
9377 W. Higgins Rd.
Suite 600
Rosemont, IL 60018

wellsfargo.com

RECORDATION NO. 24095-A
FILED OCTOBER 11, 2016 11:43 AM
SURFACE TRANSPORTATION BOARD

October 10, 2016

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

Re: Memorandum of Lease Termination

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 Lease Termination dated October 7, 2016, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memorandum of Lease, evidencing such Equipment duly filed with the Surface Transportation Board on September 6, 2002, under primary recordation number **24095**.

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

Lessor: Wells Fargo Rail Corporation
f/k/a First Union Rail Corporation
9377 W. Higgins Rd, Suite 600
Rosemont, IL 60018

Lessee: Southern Minnesota Beet Sugar Cooperative
83550 County Road 21
Renville, MN 56284

The enclosed document is for twenty-one (21) covered hopper cars marked NDYX 475001, NDYX 475002, NDYX 475006, NDYX 475022, NDYX 475025, NDYX 475027, NDYX 475033, NDYX 475281, NDYX 475285, NDYX 475286, NDYX 475297, NDYX 475300, NDYX 475307, NDYX 475310, NDYX 475312, NDYX 475316, NDYX 475319, NDYX 475321, NDYX 475324, NDYX 475325 and NDYX 475326 which has been terminated in all respects and is no longer covered under the Lease.

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

Please accept this E-filing and invoice Wells Fargo Rail Corporation's account number 22860 in the amount of \$45.00 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
(SOMI001)

Together we'll go far



MEMORANDUM OF LEASE TERMINATION

THIS MEMORANDUM OF LEASE TERMINATION (the "Memorandum") dated as October 7, 2016 is made by Wells Fargo Rail Corporation, f/k/a First Union Rail Corporation (the "Lessor"), a North Carolina corporation, and pertains to that certain Lease Agreement dated as of August 26, 2002 (collectively, the "Lease"), between Lessor and Southern Minnesota Beet Sugar Cooperative (the "Lessee"), a Minnesota corporation.

WITNESSETH:

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 Memorandum of Lease, evidencing the above-described Lease of such Equipment, which was filed at the Surface Transportation Board on September 6, 2002 having **primary recordation number 24095**.

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

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

1. This Notice serves as notice that the Equipment listed on the attached Exhibit A as evidenced by the Memorandum of Lease filed with the Surface Transportation Board, have been terminated in all respects.
2. All of the interest of the Lessee, its successors and assigns, in the Equipment listed on Exhibit A arising pursuant to the Lease has been terminated.
3. Lessor wishes to record this Notice of Termination of Lease and Termination of Memorandum of Lease so as to release the lien with respect to the Equipment.

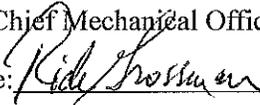
IN WITNESS WHEREOF, Wells Fargo Rail Corporation, as Lessor, has caused this Memorandum of Lease Termination to be duly executed by their respective officer duly authorized as of the date and year first above written (and the undersigned declares under penalty of perjury that he or she holds the title indicated below and that the execution of this Memorandum was the free act and deed of its corporation).

LESSOR:

WELLS FARGO RAIL CORPORATION

Name: Rick Grossman

Title: Chief Mechanical Officer

Signature:  _____

**EXHIBIT A
TO
MEMORANDUM OF LEASE TERMINATION**

NUMBER OF CARS: Twenty-one (21)

DESCRIPTION OF CARS: 4750 cu. ft. capacity covered hopper cars

CAR NUMBERS: NDYX 475001
NDYX 475002
NDYX 475006
NDYX 475022
NDYX 475025
NDYX 475027
NDYX 475033
NDYX 475281
NDYX 475285
NDYX 475286
NDYX 475297
NDYX 475300
NDYX 475307
NDYX 475310
NDYX 475312
NDYX 475316
NDYX 475319
NDYX 475321
NDYX 475324
NDYX 475325
NDYX 475326