



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

RECORDATION NO. 27221-D  
FILED AUGUST 26, 2016 9:36 AM  
SURFACE TRANSPORTATION BOARD

August 26, 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 August 24, 2016, 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 duly filed with the Surface Transportation Board on November 1, 2007, January 22, 2008, January 4, 2010 and November 22, 2011 under primary recordation number 27221, and also secondary recordation numbers 27221-A, 27221-B and 27221-C respectively.

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: Nebraska, Kansas & Colorado Railway, Inc.  
128 1<sup>st</sup> St., PO Box 159  
Grant, NE 69140

The enclosed document is for 102 covered hopper cars marked FURX 820788, 824231 and 824592, NDYX 823610, 827307, 827315, 827326, 827331, 827338, 827344-827345, 827354, 827362, 827371-827372, 827378, 827868 and 827881, NOKL 820778, 821002, 821106, 821454, 821740, 822014, 822032, 822102, 822373, 822402, 822465, 822470, 822797, 823088, 823149, 823610, 823647, 823658, 823702-823703, 823722, 823754, 823790, 823797, 823810, 823826, 824309, 824380, 826081, 826187, 826241, 826524, 826599, 826624, 826658, 826789, 826808, 826831, 826848, 826868, 826882, 826916, 826932, 826979, 827315, 827338, 827345, 827354, 827362, 827371, 827378, 827494, 827546, 827590, 827616, 827845, 827868, 827881, 827894, 827946, 827979, 827988, 828167, 828494, 828765, 828778, 830232, 830238, 830573, 830603, 830700, 830790, 831162, 832001, 832017, 832048, 832521, 832605, 832995, 833026, 833030, 833053, 833218 and 833301 which have been terminated in all respects and are 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 our account number 22860 in the amount of \$43.00 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

Together we'll go far



**MEMORANDUM OF LEASE TERMINATION**

**THIS MEMORANDUM OF LEASE TERMINATION** (the "Memorandum") dated as August 24, 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 13, 2007 (collectively, the "Lease"), between Lessor and Nebraska, Kansas & Colorado Railway, Inc. (the "Lessee"), a Delaware 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 Memoranda of Lease, evidencing the above-described Lease of such Equipment, which were filed at the Surface Transportation Board on November 1, 2007, January 22, 2008, January 4, 2010 and November 22, 2011 having primary recordation number 27221 and secondary recordation numbers 27221-A, 27221-B and 27221-C respectively.

**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 Memoranda 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.

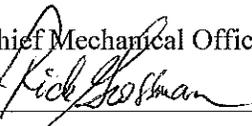
**IN WITNESS WHEREOF**, Wells Fargo Rail Corporation, as Lessor, has caused this Memorandum of Lease Termination to be duly executed by their respective officer duly authorized as of the date and year first above written (and the undersigned declares under penalty of perjury that he or she holds the 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**

**RIDER NO. 1, 3 and 5**

NUMBER OF CARS: Twenty-five (25)  
DESCRIPTION OF CARS: 4750 cu. ft. covered hopper cars  
CAR NUMBERS:

NOKL	821002
NOKL	821106
NOKL	821740
NOKL	822102
NOKL	822402
NOKL	822797
NOKL	823149
NOKL	826081
NOKL	826524
NOKL	826599
NOKL	826624
NOKL	826658
NOKL	827494
NOKL	827546
NOKL	827616
NOKL	827845
NOKL	828167
NOKL	830603
NOKL	830700
NOKL	832001
NOKL	832521
NOKL	832605
NOKL	832995
NOKL	833026
NOKL	833030

**EXHIBIT A  
TO  
MEMORANDUM OF LEASE TERMINATION**

**RIDER NO. 2**

NUMBER OF CARS:           Fifty (50)

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

CAR NUMBERS:

FURX	820788	NOKL	826808
FURX	824231	NOKL	826831
NOKL	820778	NOKL	826848
NOKL	821454	NOKL	826868
NOKL	822014	NOKL	826882
NOKL	822032	NOKL	826916
NOKL	822373	NOKL	826932
NOKL	822465	NOKL	826979
NOKL	822470	NOKL	827590
NOKL	823088	NOKL	827894
NOKL	823647	NOKL	827946
NOKL	823658	NOKL	827979
NOKL	823702	NOKL	827988
NOKL	823703	NOKL	828765
NOKL	823722	NOKL	828778
NOKL	823754	NOKL	830232
NOKL	823790	NOKL	830238
NOKL	823797	NOKL	830573
NOKL	823810	NOKL	830790
NOKL	823826	NOKL	831162
NOKL	824309	NOKL	832017
NOKL	824380	NOKL	832048
NOKL	826187	NOKL	833053
NOKL	826241	NOKL	833218
NOKL	826789	NOKL	833301

**EXHIBIT A  
TO  
MEMORANDUM OF LEASE TERMINATION**

**RIDER NO. 4**

NUMBER OF CARS: Sixteen (16)

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

CAR NUMBERS: FURX 824592 NDYX 827345  
NDYX 823610 NDYX 827354  
NDYX 827307 NDYX 827362  
NDYX 827315 NDYX 827371  
NDYX 827326 NDYX 827372  
NDYX 827331 NDYX 827378  
NDYX 827338 NDYX 827868  
NDYX 827344 NDYX 827881

**RIDER NOS. 6 and 7**

NUMBER OF CARS: Forty-one (41)

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

CAR NUMBERS:

FURX 824592	NOKL 827345
NDYX 827307	NOKL 827354
NDYX 827326	NOKL 827362
NDYX 827331	NOKL 827371
NDYX 827344	NOKL 827378
NDYX 827372	NOKL 827546
NOKL 821002	NOKL 827616
NOKL 821106	NOKL 827845
NOKL 821740	NOKL 827868
NOKL 822102	NOKL 827881
NOKL 822402	NOKL 828167
NOKL 822797	NOKL 828494
NOKL 823149	NOKL 830603
NOKL 823610	NOKL 830700
NOKL 826081	NOKL 832001
NOKL 826524	NOKL 832521
NOKL 826599	NOKL 832605
NOKL 826624	NOKL 832995
NOKL 826658	NOKL 833026
NOKL 827315	NOKL 833030
NOKL 827338	Count: 41