

JUL 13 2015 -4:45 PM

SURFACE TRANSPORTATION BOARD

June 16, 2015

Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 "E" Street, SW  
Washington, DC 20423

**RE: Document for Recordation – Memorandum of Security Agreement**

Dear Sir or Madam:

Enclosed for recording with the Surface Transportation Board is one (1) original and one (1) copy of the document described below, to be recorded pursuant to Section 11301 of Title 49 of the U.S. Code. The Memorandum of Security Agreement is a primary document as defined in the Board's Rules for the Recordation of Documents.

The name and address of the parties to the Memorandum of Security Agreement are as follows:

**Secured Party:** Wells Fargo Bank, National Association  
100 W. Washington St., 15<sup>th</sup> Floor  
Phoenix, Arizona 85003

**Grantor:** Big West Oil, LLC  
333 W. Center Street  
North Salt Lake, Utah 84054

A description of the equipment covered by the Memorandum of Security Agreement is: One Hundred (100) railcars identified with reporting marks and car numbers as: BWRX 130100 through 130199. A short summary of the document to appear in the index is: Memorandum of Security Agreement.

I have enclosed a check in the amount of \$43.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Please return a file-stamped copy of the enclosed document to this office in the enclosed prepaid envelope.

Sincerely,  
**Big West Oil, LLC**



Mark Keim, President

Enclosures

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SURFACE TRANSPORTATION BOARD

**MEMORANDUM OF SECURITY AGREEMENT**

THIS MEMORANDUM OF SECURITY AGREEMENT (this "**Memorandum**") is entered into as of this 16<sup>th</sup> day of June, 2015 (the "**Effective Date**"), by and between WELLS FARGO BANK, NATIONAL ASSOCIATION (the "**Secured Party**"), and BIG WEST OIL, LLC, a Utah limited liability company ("**Grantor**").

1. Security Party and Grantor entered into that certain Revolving Note, Credit Agreement, and Security Agreement (the "**Loan Documents**"), all dated March 26, 2015.

2. Payment and performance of Grantor's obligations under the Loan Documents are secured by certain collateral described therein, including specifically the railcars described on Exhibit A attached hereto and by this reference made a part hereof (the "**Railcars**").

3. The parties hereto intend this Memorandum to be evidence of the existence of Secured Party's security interest and lien in and to the Railcars owned by Grantor.

4. The Loan Documents were entered into by and between the parties in and pursuant to the laws of the State of Utah.

**SECURED PARTY:**

WELLS FARGO BANK,  
NATIONAL ASSOCIATION

**GRANTOR:**

BIG WEST OIL, LLC,  
a Utah limited liability company

By:   
Name: SCOTT E. BOWERMAN  
Its: VICE PRESIDENT

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

*[acknowledgements to follow]*

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**MEMORANDUM OF SECURITY AGREEMENT**

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THIS MEMORANDUM OF SECURITY AGREEMENT (this “**Memorandum**”) is entered into as of this 16 day of JUNE, 2015 (the “**Effective Date**”), by and between WELLS FARGO BANK, NATIONAL ASSOCIATION (the “**Secured Party**”), and BIG WEST OIL, LLC, a Utah limited liability company (“**Grantor**”).

1. Security Party and Grantor entered into that certain Revolving Note, Credit Agreement, and Security Agreement (the “**Loan Documents**”), all dated March 26, 2015.

2. Payment and performance of Grantor’s obligations under the Loan Documents are secured by certain collateral described therein, including specifically the railcars described on Exhibit A attached hereto and by this reference made a part hereof (the “**Railcars**”).

3. The parties hereto intend this Memorandum to be evidence of the existence of Secured Party’s security interest and lien in and to the Railcars owned by Grantor.

4. The Loan Documents were entered into by and between the parties in and pursuant to the laws of the State of Utah.

**SECURED PARTY:**

WELLS FARGO BANK,  
NATIONAL ASSOCIATION

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**GRANTOR:**

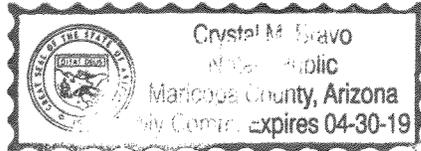
BIG WEST OIL, LLC,  
a Utah limited liability company

By: Mark R. Klein  
Name: MARK R. KLEIN  
Its: PRESIDENT

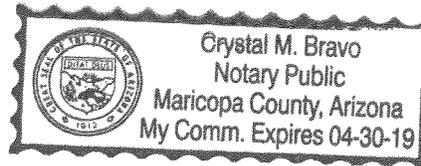
*[acknowledgements to follow]*

STATE OF Arizona )  
 ) ss.  
COUNTY OF Maricopa )

The foregoing instrument was acknowledged before me this 29<sup>th</sup> day of June, 2015, by Scott E. Boverman, the Vice President of Wells Fargo Bank, National Association, for and on behalf thereof.



Crystal M. Bravo  
Notary Public



STATE OF UTAH )  
 ) ss.  
COUNTY OF DAVIS )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by Mark Keim, the President of Big West Oil, LLC, a Utah limited liability company, for and on behalf thereof.

\_\_\_\_\_  
Notary Public

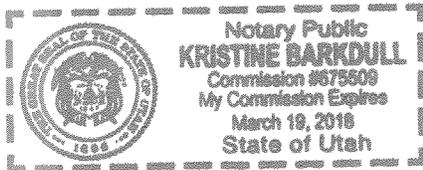
STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by \_\_\_\_\_, the \_\_\_\_\_ of Wells Fargo Bank, National Association, for and on behalf thereof.

\_\_\_\_\_  
Notary Public

STATE OF UTAH )  
 ) ss.  
COUNTY OF DAVIS )

The foregoing instrument was acknowledged before me this 16 day of June, 2015, by Mark Keim, the President of Big West Oil, LLC, a Utah limited liability company, for and on behalf thereof.



Kristine Barkdull  
Notary Public

## EXHIBIT A

[Description of Railcars]

Reporting Marks and Car Numbers:

BWRX 130100	BWRX 130134	BWRX 130167
BWRX 130101	BWRX 130135	BWRX 130168
BWRX 130102	BWRX 130136	BWRX 130169
BWRX 130103	BWRX 130137	BWRX 130170
BWRX 130104	BWRX 130138	BWRX 130171
BWRX 130105	BWRX 130139	BWRX 130172
BWRX 130106	BWRX 130140	BWRX 130173
BWRX 130107	BWRX 130141	BWRX 130174
BWRX 130108	BWRX 130142	BWRX 130175
BWRX 130109	BWRX 130143	BWRX 130176
BWRX 130110	BWRX 130144	BWRX 130177
BWRX 130111	BWRX 130145	BWRX 130178
BWRX 130112	BWRX 130146	BWRX 130179
BWRX 130113	BWRX 130147	BWRX 130180
BWRX 130114	BWRX 130148	BWRX 130181
BWRX 130115	BWRX 130149	BWRX 130182
BWRX 130116	BWRX 130150	BWRX 130183
BWRX 130117	BWRX 130151	BWRX 130184
BWRX 130118	BWRX 130152	BWRX 130185
BWRX 130119	BWRX 130153	BWRX 130186
BWRX 130120	BWRX 130154	BWRX 130187
BWRX 130121	BWRX 130155	BWRX 130188
BWRX 130122	BWRX 130156	BWRX 130189
BWRX 130123	BWRX 130157	BWRX 130190
BWRX 130124	BWRX 130158	BWRX 130191
BWRX 130125	BWRX 130159	BWRX 130192
BWRX 130126	BWRX 130160	BWRX 130193
BWRX 130127	BWRX 130161	BWRX 130194
BWRX 130128	BWRX 130162	BWRX 130195
BWRX 130129	BWRX 130163	BWRX 130196
BWRX 130130	BWRX 130164	BWRX 130197
BWRX 130131	BWRX 130165	BWRX 130198
BWRX 130132	BWRX 130166	BWRX 130199
BWRX 130133		