

RECORDATION NO. 30123-6 FILED

MAR 13 '15 -1 00 PM

SURFACE TRANSPORTATION BOARD

## FIRST UNION RAIL

One O'Hare Centre  
6250 River Road, Suite 5000  
Rosemont, IL 60018

Tel 847.318.7575  
Fax 847.318.7588  
www.firstunionrail.com

VIA FEDERAL EXPRESS

March 12, 2015

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 Partial Lease Termination**

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of a Memorandum of Partial Lease Termination dated March 11, 2015, 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 lease Equipment which was duly filed with the Surface Transportation Board on March 14, 2012 at 2:23 p.m. under primary recordation number 30123.

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: National Railway Equipment Co.  
908 Shawnee Street  
Mt. Vernon, IL 62864

The enclosed document is for seven (7) locomotives having FURX marks, (see Exhibit A for unit numbers) 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 Partial Lease Termination

Also enclosed is a check in the amount of \$43.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

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  
Assistant Manager Documentation

Enclosures

(NREC002/H-1)

MAR 13 '15 -1 00 PM

ASSGN. NO. NREC002

**SURFACE TRANSPORTATION BOARD**

**NOTICE OF PARTIAL TERMINATION OF LEASE**  
(Surface Transportation Board)

THIS NOTICE OF PARTIAL TERMINATION OF LEASE is made as of this 11<sup>th</sup> day of March, 2015, by and between FIRST UNION RAIL COROPORATION, a North Carolina corporation (the "Lessor"), and NATIONAL RAILWAY EQUIPMENT CO., an Illinois corporation (the "Lessee").

WITNESSETH:

WHEREAS, Lessor and Lessee entered into that certain Equipment Lease Agreement and Lease Supplement No. 1 dated February 1, 2012 (together, the "Lease"), evidenced by a Memorandum of Lease dated February 1, 2012 (the "Memorandum") which was recorded with the Surface Transportation Board on March 14, 2012 at 2:23 p.m. under Recordation No. 30123.

WHEREAS, certain rail equipment subject to the Lease has been purchased by the Lessee.

NOW THEREFORE, the Lessor and Lessee, for good and valuable consideration, desire to clarify the public record as follows:

1. The rail equipment identified on the attached Exhibit A is no longer subject to the Lease.
2. Lessor and Lessee agree to record this Notice of Partial Termination of Lease so as to release the identified rail equipment with respect to the Lease.

IN WITNESS WHEREOF, the parties hereto have each caused this NOTICE OF PARTIAL TERMINATION OF LEASE to be duly executed by their duly authorized representatives duly authorized as of the date and year first above written.

[The remainder of this page intentionally left blank.]

LESSOR:

FIRST UNION RAIL CORPORATION

ATTEST:

By: *Rich Grossman*

Name: RICK GROSSMAN

Title: CHIEF MECHANICAL OFFICER

By: *Donna Hozian*

Name: DONNA HOZIAN

Title: Asst Dir. Documentation

Executed on this 11<sup>th</sup> day of March, 2015.

[CORPORATE SEAL]

STATE OF ILLINOIS

COUNTY OF COOK

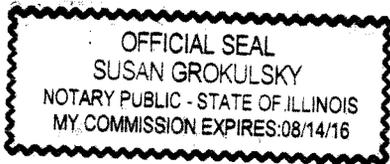
I, SUSAN GROKULSKY, a Notary aforesaid, certify that RICK GROSSMAN personally appeared before me this day and acknowledged his/her due execution of the foregoing Notice of Partial Termination of Lease.

WITNESS my hand and official stamp or seal, this 11<sup>th</sup> day of March, 2015.

*Susan Grokulskey*  
Notary Public

My Commission Expires:

8/14/16  
(Notary Public)



LESSEE:

NATIONAL RAILWAY EQUIPMENT CO

ATTEST:

By: \_\_\_\_\_

*[Handwritten Signature]*

Name: \_\_\_\_\_

ROBERT P. RILEY

Title: \_\_\_\_\_

CFO

By: *Jaymi Reininger*

Name: *Jaymi Reininger*

Title: *Administrative Assistant*

Executed on this 10 day of March, 2015.

[CORPORATE SEAL]

STATE OF Illinois

COUNTY OF Jefferson

Rob Riley I, Amanda L. Hollenkamp, a Notary aforesaid, certify that Rob Riley personally appeared before me this day and acknowledged his/hers due execution of the foregoing Notice of Partial Termination of Lease.

WITNESS my hand and official stamp or seal, this 10<sup>th</sup> day of March, 2015.

*Amanda L. Hollenkamp*  
Notary Public

My Commission Expires:

June 3, 2018  
(Notary Public)



**EXHIBIT A**  
**NOTICE OF PARTIAL TERMINATION OF LEASE**  
**EQUIPMENT**

	<b>Reporting Mark</b>	<b>Unit Number</b>	<b>Locomotive Model</b>
1	FURX	3028	SD40-SR
2	FURX	3033	SD40-2R
3	FURX	3034	SD40-2R
4	FURX	3035	SD40-2R
5	FURX	3036	SD40-2R
6	FURX	3047	SD40-2R
7	FURX	3052	SD40-2