

RECORDATION NO. 30664-A FILED

MAY 12 '15 -4 20 PM

SURFACE TRANSPORTATION BOARD

FIRST UNION RAIL

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

Tel 847.318.7575
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www.firstunionrail.com

VIA FEDERAL EXPRESS

May 11, 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 three (3) originals of a Memorandum of Partial Lease Termination dated April 22, 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 12, 2013 at 5:02 p.m. under primary recordation number 30664.

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: Pinnacle Energy Marketing, LLC
1245 Brickyard Rd., Ste. 210
Salt Lake City, UT 84106

The enclosed document is for eleven (11) tank cars having FURX and NDYX 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

(PIEN001/B-C)

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PIEN001B-C

SURFACE TRANSPORTATION BOARD

MEMORANDUM OF PARTIAL LEASE TERMINATION

THIS MEMORANDUM OF PARTIAL TERMINATION OF LEASE (the "Memorandum") dated as of April 22, 2015 is made by First Union Rail Corporation (the "Lessor"), a North Carolina corporation, and pertains to that certain Lease Agreement dated January 20, 2012 (the "Lease"), between Lessor and Pinnacle Energy Marketing, LLC (the "Lessee"), a Utah 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 on Exhibit A attached hereto; and,

WHEREAS, Lessor and Lessee entered into that certain Memorandum of Lease, evidencing the above-described Lease of such Equipment, which was filed at the Surface Transportation Board on March 12, 2013 at 5:02 p.m. with primary recordation number 30664.

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 Lease between Lessor and Lessee relating to the Equipment and evidenced by the Memorandum of Lease filed with the Surface Transportation Board has been terminated in all respects.
2. Lessor wishes to record this Memorandum of Partial Lease Termination so as to release the lien with respect to the Equipment.

IN WITNESS WHEREOF, the Lessor has caused this Memorandum to be executed by its respective officer duly authorized as of the date and year first above written, 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: Rick GrossmanTitle: CHIEF MECHANICAL OFFICERSignature: Rich Grossman

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

NUMBER OF CARS: Eleven (11)

DESCRIPTION OF CARS: Seven (7) 20,000 gallon capacity tank cars and
Four (4) 30,000 gallon capacity tank cars

CAR NUMBERS:

Group A

PIEN001B

FURX 120077
FURX 120084
FURX 120310
FURX 120311
FURX 120312
FURX 120315
NDYX 120619

Group B

PIEN001C

FURX 130154
FURX 130162
FURX 130181
FURX 130187