



1100 Shawnee Street
Mount Vernon, Illinois
(P) 618.241.9270

RECORDATION NO. 27214-A
FILED OCTOBER 2, 2015 2:47 PM
SURFACE TRANSPORTATION BOARD

October 2, 2015

Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
Washington DC 20423-0001

Re: Rail Equipment Recordation; E-Filing

Dear Section Chief,

I have attached for recordation, pursuant to 49 U.S.C. 11301, one original and one certified true copy of Addendum I dated February 20, 2009 (a secondary document) to the Locomotive Lease Agreement, dated September 24, 2007, a primary document previously recorded with the STB under recordation # 27214.

The names and addresses of the parties to the enclosed Locomotive Lease Agreement are as follows:

Lessor: National Railway Equipment Co.
1100 Shawnee Street
Mt. Vernon, IL 62864

Lessee: Cape Rail, Inc.
252 Main Street
Hyannis, MA 02601

The equipment covered by Addendum I to the Locomotive Lease Agreement is as follows:

One EMD GP28 Locomotive, bearing road # NREX 8418.

A short summary of the document to appear in the index:

Addendum I dated February 20, 2009 to the Locomotive Lease Agreement dated September 24, 2007 between National Railway Equipment Co. (Lessor) and Cape Rail, Inc. (Lessee), for the lease of one EMD GP28 locomotive, bearing road # NREX 8418.

Attached please find a credit card authorization form in the amount of \$43.00 to cover the E-Filing fees for recordation of the attached Locomotive Lease.



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Please return a date-stamped copy of the Locomotive Lease Agreement to:

Hal Burgan
National Railway Equipment Co.
P.O. Box 1416
Mt. Vernon, Illinois 62864

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'Hal Burgan', written in a cursive style.

Hal Burgan
General Counsel

SCHEDULE "A" ADDENDUM 1

Attached to and incorporated into the Lease dated the 24th day of September, 2007 by and between the National Railway Equipment Co. (LESSOR) and Cape Rail, Inc. (LESSEE) and included as an addendum dated February 20, 2009.

Type and General Description of Locomotive Unit, Marks and Numbers:

UNIT NO.	TYPE	GENERAL DESCRIPTION
NREX 8418	EMD	GP28 Modified General Purpose Locomotive

LEASE RATE

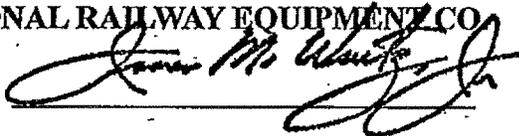
REPLACEMENT VALUE	LEASE TERM	LEASE RATE PER LOCOMOTIVE	
		<u>MONTHLY</u>	<u>DAILY</u>
██████████	10 Years	██████████	██████████

MANDATORY LOCOMOTIVE BUYOUT TERM: At the end of the successful execution of the ten year initial lease term, Lessee shall complete ownership of the locomotives by providing Lessor a finalized payment each of \$25,000.00 per locomotive on/or before the termination date.

COMMENCEMENT DATE: Upon ex-works shipment of the locomotive from Lessor's manufacturing facility in Silvis, Illinois.

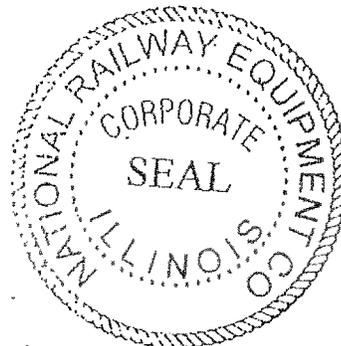
Lessee agrees to pay the first month of rent for each locomotive with the execution of the Locomotive Lease Agreement and, in addition, two months of advance payment to be held as a security deposit per locomotive.

LESSOR: NATIONAL RAILWAY EQUIPMENT CO.

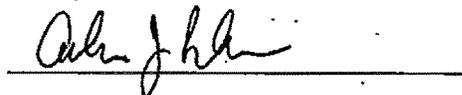
BY: 

NAME: James M. Wurtz, Jr.

TITLE: Vice President



LESSEE: CAPE RAIL, INC.

BY: 

NAME: Andrew J. Reardon

TITLE: Treasurer & CFO

STATE OF Massachusetts)
) SS.
COUNTY OF Norfolk)

On this 24th day of February, 2009 before me appeared Andrew J. Reardon, the person who signed this instrument who acknowledged that he is the Treasurer and Chief Financial Officer of Cape Rail, Inc. and that, being duly authorized, he signed such instrument as a free act on behalf of said corporation.

Susan V. Reardon

Notary Public

[Seal]

My Commission Expires:

oct 16, 2009

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

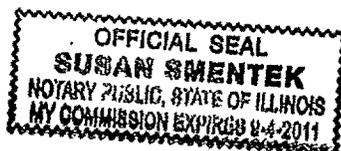
On this 27th day of Feb, 2009, before me appeared James M. Wurtz Jr., the person who signed this instrument who acknowledged that (s) he is an officer of **NATIONAL RAILWAY EQUIPMENT CO.** and that, being duly authorized, (s) he signed such instrument as a free act on behalf of said corporation.

Susan Smentek

Notary Public

[Seal]

My Commission Expires:

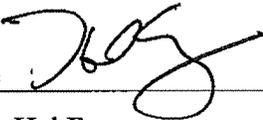




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I, Hal Burgan, certify that I am the General Counsel of National Railway Equipment Co., that the seal affixed to the forgoing instrument is the corporate seal of said corporation, that the instrument was signed and sealed on behalf of the corporation by the authority of its Board of Directors, and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the corporation. I further state under penalty of perjury that the foregoing is true and correct.

Executed on October 2, 2015

Signature 

Hal Burgan
General Counsel
National Railway Equipment Co.