

ITEL

RECORDATION NO. 10130-A Filed 1425 **Transportation Services Group**

APR 25 1979 - 1 50 PM April 23, 1979

INTERSTATE COMMERCE COMMISSION

No. **9-115A091**
Date **APR 25 1979**
Fee \$ 12.00

ICC Washington, D. C.

Honorable H.G. Homme
Acting Secretary
Interstate Commerce Commission
Washington, D.C. 20423

Dear Sir:

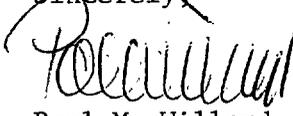
Enclosed for filing with and recording by the Interstate Commerce Commission are six originals of a Release & Assignment dated as of April 27, 1979, between FMC Corporation, 4700 Northwest Front Avenue, Box 3616, Portland, Oregon 97208, and ITEL Corporation, acting through its Rail Division, Two Embarcadero Center, San Francisco, California 94111.

The Release covers the following equipment:

25 50'6", XM, 70-ton boxcars numbered RV 1000-1024,
both inclusive.

Also enclosed is this Company's check in the sum of \$10.00, payable to the Interstate Commerce Commission, being the prescribed fee for filing and recording the foregoing Release and Assignment.

Please return all additional copies of the enclosed counterparts not required by the Interstate Commerce Commission to David Schwartz, Esq., of Sullivan & Worcester, who will be delivering this letter on our behalf.

Sincerely,

Paul M. Willard
Counsel

PMW:msb
Enclosures

Carol J. Harris

RECEIVED
APR 25 1 44 PM '79
I.C.C.
FEE OPERATION BR.

RELEASE AND ASSIGNMENT

In consideration of \$941,705.00, and other valuable consideration, FMC Corporation, a Delaware corporation (the "Builder"), the Builder under a Conditional Sale Agreement dated as of February 6, 1979 (the "Conditional Sale Agreement") with Itel Corporation, Rail Division, a Delaware corporation ("Itel") recorded on February 22, 1979 with the Interstate Commerce Commission as recordation # 10130, hereby releases and discharges Itel from any and all liability or other obligation which Itel may have under the Conditional Sale Agreement. Further, the Builder hereby assigns to Itel Twenty Five (25) box cars numbered RV 1000 thru RV 1024 inclusive, which are covered by the Conditional Sale Agreement.

RECORDATION NO. 10130 Filed 14

DATED: April 27, 1979

FMC CORPORATION

APR 25 1979 - 1 50 PM

INTERSTATE COMMERCE COMMISSION

by William R. Galbraith
William R. Galbraith
Division Vice President

(Corporate Seal)

ATTEST:

W. Gilbert
Assistant Secretary

STATE OF OREGON
COUNTY OF MULTNOMAH SS:

On April 27, 1979 before me personally appeared William R. Galbraith, to me personally known, who being by me duly sworn, says that he is the Division Vice President of FMC Corporation Marine and Rail Equipment Division, that the seal affixed to the foregoing instrument is the corporate seal of that corporation, that said instrument was signed and sealed on behalf of that corporation by authority of its Board of Directors, and he acknowledged that the execution of that instrument was the free act and deed of that corporation.

Barbara L. Masson
Notary Public

My Commission Expires March 20, 1982