

ITEL

Rail Lease Division

Two Embarcadero Center
San Francisco, California 94111
(415) 955-0123
Telex 34234

RECORDATION NO. 10312-A FILED 1425

9-200A 50

July 17, 1979

JUL 19 1979 - 12 40 PM

Date Jul 19 1979

Honorable H.G. Homme
Secretary

INTERSTATE COMMERCE COMMISSION

Fee \$ 10.00

Interstate Commerce Commission
Washington, DC 20423

ICC Washington, D. C.

Dear Sir:

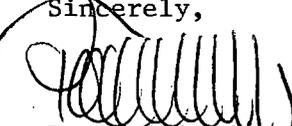
Enclosed for filing with and recording by the Interstate Commerce Commission is the original, two counterparts and two photocopies of a Letter Supplement, dated as of June 27, 1979, to that certain Lease Agreement dated March 13, 1979 between ITEL Corporation, acting through its Rail Division, Two Embarcadero Center, San Francisco, California, 94111 and Wabash Valley Railroad Company, Two Morrison-Knudsen Plaza, PO Box 7808, Boise, Idaho, 83729.

This document concerns the cars numbered: WVRC 8200-8299, both inclusive. The foregoing Lease Agreement was filed with the Interstate Commerce Commission on April 25, 1979 at 1:50 PM and assigned recordation number 10312.

Also enclosed is our check in the amount of \$10., payable to the Interstate Commerce Commission, being the prescribed fee for filing and recording the foregoing document.

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

Sincerely,


Paul Willard
Counsel

enclosures

PW/ac

RECEIVED
JUL 19 12 33 PM '79
I.C.C.
FEE OPERATION BR.

David Schwartz
Michael D. Dwyer

ITEL

Rail Lease Division

Two Embarcadero Center
San Francisco, California 94111
(415) 955-9090
Telex 34234

June 27, 1979

RECORDATION NO. *10312-A*
Filed 1425

JUL 19 1979 - 12 40 PM

INTERSTATE COMMERCE COMMISSION

Wabash Valley Railroad Company
Two Morrison-Knudsen Plaza
P.O. Box 7808
Boise, Idaho 83729

Attention: Mr. Stoddard, Vice President

Lease Agreement dated March 13, 1979
Itel Corporation, Rail Lease Division
and Wabash Valley Railroad Company

This letter will confirm that Wabash Valley Railroad Company ("WVRC") has exercised the option set out in Schedule 2 to the captioned Lease Agreement ("the Agreement") for the lease of 100 XM Boxcars as described in the said Schedule. We are arranging the earliest possible delivery dates and will inform you when we expect the boxcars to be available.

Itel Corporation, Rail Lease Division ("Itel Rail") hereby agrees that as of the date hereof the Agreement will be amended as follows:

- a) There will be added to Section 6A(i) the words "if Utilization for any calendar year exceeds eighty-nine percent (89%) the Lessee shall receive all Payments in excess of the Payments Itel Rail is entitled to receive under this subsection 6A(i)".
- b) Section 6A(ii) is hereby deleted.
- c) As to the boxcars described in Schedule 2 to the Agreement only the last sentence of Section 8D is hereby deleted and the following is substituted therefor:

"Lessee's sole liability and obligation in the event of such termination will be to cooperate reasonably with Itel Rail in the movement of the Cars to a location designated by Itel Rail, and Lessee shall not be liable for the cost of repainting or restencilling any Car."



Rail Lease Division

Wabash Valley Railroad Company
June 27, 1979
Page Two

Please sign and return the attached copy of this letter to signify your acceptance and agreement.

ACCEPTED AND AGREED

ITEL CORPORATION, RAIL LEASE DIVISION

WABASH VALLEY RAILROAD COMPANY

By:

By:

Title:

President

Title:

Leon D. Stoddard
Vice President

Date:

6-27-79

Date:

June 29, 1979

Interstate Commerce Commission
Washington, D.C. 20423

7/19/79

OFFICE OF THE SECRETARY

**Paul Willard
Intel Corporation Rail Div.
Two Embarcadero Center
San Francisco, Calif. 94111**

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C.

11303, on **7/19/79** at **12:40pm**, and assigned recordation number(s) **10312-A**

Sincerely yours,



Secretary

Enclosure(s)

SE-30
(3/79)