

Union Tank Car Company

7-307A046



Date NOV 3 1977

90 Half Day Road
Lincolnshire, Illinois 60015

Fee \$ 20

An Affiliate of
Trans Union Corporation

Direct Tel. No.: 312-295-4311 ICC Washington, D. C.

RECORDATION NO. 6859-14 Filed & Recorded

October 31, 1977

NOV 3 1977 - 2 15 AM

RECORDATION NO. 6859-14 Filed & Recorded

Secretary
Interstate Commerce Commission
Washington, D. C. 20423

NOV 3 1977 - 2 15 AM

Dear Sir:

INTERSTATE COMMERCE COMMISSION

We transmit to you herewith by registered mail for recordation, pursuant to Section 20c of the Interstate Commerce Act, an original and two certified counterparts of the Fifth Supplemental Equipment Trust Agreement (the "Supplemental Agreement"), dated October 25, 1977, by and between Union Tank Car Company, 90 Half Day Road, Lincolnshire, Illinois 60015 (the "Company") and Harris Trust and Savings Bank, 111 West Monroe Street, Chicago, Illinois 60690 (the "Bank") as Trustee, which amends the Equipment Trust Agreement dated as of January 15, 1973, between the Company and the Bank. The Supplemental Agreement evidences the substitution under the said Equipment Trust Agreement of 21 railroad cars, identified with the initials RTCX, and more fully described in Schedule A attached hereto.

Also enclosed for recordation is an original and two certified counterparts of a Bill of Sale to the Company from the Bank, which Bill of Sale relates to the 15 railroad cars in respect of which the aforesaid substitution was made. The railroad cars covered by the said Bill of Sale are identified with the initials UTLX, and are more fully described in Schedule B attached hereto. The Bill of Sale releases the Equipment described in Schedule B from the encumbrance created by the Equipment Trust Agreement.

The Supplemental Agreement and the said Bill of Sale should be recorded as supplements to the Equipment Trust Agreement dated as of January 15, 1973, which was recorded with your office on January 16, 1973, and assigned recordation number 6859. We enclose herewith our check in the amount of \$20 payable to the Interstate Commerce Commission to cover the recordation fees.

INTERSTATE
COMMERCE COMMISSION
RECEIVED

NOV 2 1977

ADMINISTRATIVE SERVICES
F MAIL BRANCH

Secretary
Interstate Commerce Commission
Page Two
October 31, 1977

Please return the original copy of the Supplemental Agreement and the Bill of Sale to the undersigned.

Very truly yours,

UNION TANK CAR COMPANY

A handwritten signature in black ink, appearing to read "Arthur B. Hillman". The signature is written in a cursive style with a large initial "A".

By: Arthur B. Hillman
Attorney

Encls.

RECORDATION NO. 6859-H Filed & Recorded

NOV 3 1977 - 2 15 AM

INTERSTATE COMMERCE COMMISSION

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

C E R T I F I C A T E

The undersigned, Donna S. Golson, a Notary Public in and for said County, states that she compared the attached copy of the Bill of Sale dated the 28th day of October, 1977, from Harris Trust and Savings Bank to Union Tank Car Company with the original document, and certifies that it is a true and correct copy in all respects.

IN WITNESS WHEREOF, the undersigned has hereunto affixed her signature and notarial seal this 31st day of October, 1977.

Donna S. Golson
Notary Public

BILL OF SALE

Harris Trust and Savings Bank

as Trustee under Equipment Trust Agreement

Dated as of January 15, 1973 (Series 9)

to

Union Tank Car Company

KNOW ALL MEN BY THESE PRESENTS, that Harris Trust and Savings Bank (the "Bank"), as Trustee under that certain Equipment Trust Agreement dated as of January 15, 1973 (the "Agreement"), by and between the Bank, as Trustee, and Union Tank Car Company (the "Company"), in consideration of the conveyance to the Bank, as Trustee, of certain Equipment (as defined in the Agreement) to be substituted under the Agreement and of the compliance by the Company with the terms of the Agreement, and particularly Section 5.06 thereof, with respect to such substitutions, and other good and valuable considerations, the receipt whereof is acknowledged, has sold, assigned, transferred, set over and delivered, and by these presents does hereby sell, assign, transfer, set over and deliver unto the Company all of its right, title and interest in and to those certain units of Equipment heretofore assigned by the Company to the Bank, as Trustee aforesaid, pursuant to the Agreement, which units of Equipment are described in Schedule B

hereto annexed and by reference incorporated herein, hereby warranting that such Equipment is free and clear from all liens and encumbrances of the Bank.

TO HAVE AND TO HOLD the said Equipment unto the Company and its successors and assigns forever.

This Bill of Sale releases said Equipment from the encumbrance created by the Agreement, which was filed with the Interstate Commerce Commission on January 16, 1973, and assigned recordation number 6859.

IN WITNESS WHEREOF, the Bank, as Trustee aforesaid, has caused this instrument to be duly executed by a proper corporate officer thereunto duly authorized, and its corporate seal to be hereunto affixed and attested, this 28TH day of October, 1977.

HARRIS TRUST AND SAVINGS BANK

By
VICE PRESIDENT

(CORPORATE SEAL)

ATTEST:

Its ASSISTANT SECRETARY

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

On this 28th day of October, 1977, before me, a Notary Public
in and for said County, personally appeared J. L. SPRENG
and R. G. MASON to me personally known, who
being by me duly sworn did say that they are respectively
VICE PRESIDENT and ASSISTANT SECRETARY

of Harris Trust and Savings Bank, that the seal affixed to the
foregoing instrument is the corporate seal of said Bank, that
said instrument was signed and sealed on behalf of said Bank by
authority of its Board of Directors, and said J. L. SPRENG
and R. G. MASON acknowledged that the execution
of the foregoing instrument was the free act and deed of said
Bank.

Lorette C. Seay
Notary Public

My Commission Expires:
NOVEMBER 29, 1980

SCHEDULE B

DESCRIPTION OF TRUST EQUIPMENT

<u>Quantity</u>	<u>A.A.R. Mechanical Designation Code</u>	<u>Capacity in Gallons</u>	<u>Road Numbers</u>
1	TP	34,000	UTLX29372
1	TP	34,000	UTLX29428
1	TM	20,000	UTLX47817
1	TM	30,000	UTLX49585
1	TMI	20,000	UTLX73301
1	TMI	20,000	UTLX73302
1	TMI	20,000	UTLX73306
1	TMI	20,000	UTLX73319
1	TMI	20,000	UTLX73343
1	TMI	20,000	UTLX73661
1	TMI	16,000	UTLX74767
1	TMI	16,000	UTLX74778
1	TMI	16,000	UTLX74781
1	TMI	17,000	UTLX76042
<u>1</u>	TMI	23,500	UTLX77179