

RECORDATION NO. 9499-15 Filed 1425

JUN 28 1979 - 2 50 PM

INTERSTATE COMMERCE COMMISSION

no. 9-2024-29

Date JUN 28 1979

Fee \$16.00

ITEL

I.C.C. Washington, D. C.

Transportation Services Group

Two Embarcadero Center
San Francisco, California 94111
(415) 955-0266
Cable ITELCONT
Telex domestic 340867
international 278559
470332

Edward P. Schneider
Vice President and Treasurer

June 26, 1979

JUN 28 2 22 PM '79
REC'D. COMM. DIV.
I.C.C. WASHINGTON, D.C.

The Acting Secretary
Interstate Commerce Commission
Washington, D.C. 20423

Dear Sir:

Will you please record, as provided in 49 U.S.C. S 11303, the Release and Assignment dated as of February 13, 1979, releasing and assigning certain rights under a Conditional Sale Agreement dated as of December 29, 1978, between the parties set forth below. Six counterpart originals of the document are enclosed with this letter of transmittal, along with a check with includes the \$10 filing fee for this document.

The information required for such recordation by order of the Interstate Commerce Commission is as follows:

The names and addresses of the parties to the transaction:

- Vendor - FMC Corporation
Marine & Rail Equipment Division
4700 Northwest Front Avenue
Portland, Oregon 97208
- Purchaser - ITEL Corporation
Two Embarcadero Center
San Francisco, California 94111

Description of the Equipment:

<u>No. of Units</u>	<u>Road Numbers</u>	<u>Description</u>	<u>A.A.R. Mechanical Designation</u>
19	MDW 6000-6099 (NI)	56", 100-ton	XM

Counterparts - 6 Originals. 1 Original. 1 Copy. 1 Check.



Transportation Services Group

The Conditional Sale Agreement dated as of December 29, 1978, was filed with the Interstate Commerce Commission at 11:55 AM on January 4, 1979, and assigned recordation number 9999.

Five counterpart originals of the document being recorded should be stamped and returned to the person delivering the letter.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'Edward P. Schneider'.

Edward P. Schneider
Vice President, Treasurer
Itel Corporation
Transportation Services Group

EPS/elj
Enclosures

JUN 28 1979 - 2:00 PM

In consideration of 863,603.20, and other valuable consideration, INTERSTATE COMMERCE COMMISSION Corporation, a Delaware corporation (the "Builder"), the Builder under a Conditional Sale Agreement dated as of December 29, 1978 (the "Conditional Sale Agreement") with Itel Corporation, Rail Division, a Delaware corporation ("Itel") recorded on January 4, 1979 with the Interstate Commerce Commission as recordation #9999, 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 all of the Builder's right, title and interest in and to 19 general service boxcars, numbered MDW 6069 and MDW 6076 and MDW 6082 through MDW 6098, which cars are covered by the Conditional Sale Agreement.

Dated: February 13, 1979

FMC CORPORATION

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



(Corporate Seal)

ATTEST:

Alu Robert
Assistant Secretary

STATE OF OREGON
COUNTY OF MULTNOMAH SS:

On February 13, 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