

No. 4-212A060

Date JUL 31 1974

Fee \$ 10.00

ICC Washington, D. C.

RECORDATION NO. 7472-B  
File & Record

JUL 31 1974 3 20 PM

INTERSTATE COMMERCE COMMISSION

July 24, 1974

Rec No 7472-B

Interstate Commerce Commission  
Washington, D.C.

Gentlemen:

Enclosed please find the original and two counterparts of Release of Interim Security Agreement, dated July 24, 1974, for recordation pursuant to the provisions of Section 20(c) of the Interstate Commerce Act, as amended.

A general description of the railroad rolling stock covered by this Release is set forth in Exhibit A attached hereto and made a part hereof. This Release constitutes a release of, and relates to, that certain Interim Security Agreement dated April 15, 1974 between The First National Bank of Chicago, as Trustee under AMAX Trust No. 1, and The First National Bank of Chicago, a national banking association, which was duly recorded at 1:50 p.m. on April 12, 1974 and assigned Rec. No. 7472.

The names and addresses of the party to this Release are as follows:

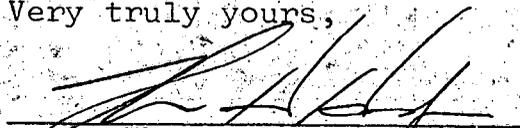
First Chicago Leasing Corporation  
One First National Plaza  
Chicago, Illinois 60670

The undersigned is an Assistant Vice President of the sole party to the Release and has knowledge of the matters set forth therein:

Please return one counterpart, bearing the recordation information, to John L. Tuohy, First Chicago Leasing Corporation, One First National Plaza, Chicago, Illinois 60670.

Enclosed is a check payable to Interstate Commerce Commission in the amount of \$10.00 for recording fees.

Very truly yours,

  
Thomas H. Hodges

pmd  
Enclosure

SCHEDULE A-1

MANUFACTURER: General Motors Corporation  
(Electro-Motive Division)

PLANT OF MANUFACTURER: Mc Cook, Illinois

DESCRIPTION OF EQUIPMENT: Two (2) 2000 H.P. Model GP38-2  
Diesel Electric Locomotives

ROAD OR CAR NUMBERS: WG-1 and WG-2

ESTIMATED INVOICE COST: \$267,039.00

TOTAL ESTIMATED INVOICE COST: \$534,078.00\*

OUTSIDE DELIVERY DATE: May 31, 1974

DELIVER TO: Gibson, Indiana  
AMERICAN METAL CLIMAX, INC.  
(AMAX Coal Company Division)

FIXED RENTAL PAYMENTS Sixty (60) quarterly rental  
payments in arrears each in an  
amount equal to 2.4037% of the  
Invoice Cost of each Item of  
Equipment.

LESSEE: American Metal Climax, Inc.  
(AMAX Coal Company Division)

TRUSTOR: Circle Equity Leasing Corp.

\* Exclusive of freight - F.O.B.  
McCook, Ill.

SCHEDULE A-2

MANUFACTURER: Ortner Freight Car Company

PLANT OF MANUFACTURER:

DESCRIPTION OF EQUIPMENT: Eighty 100-ton hopper cars

ROAD OR CAR NUMBERS: AMAX 201 to 280, both inclusive

ESTIMATED INVOICE COST: \$21,950.99 per unit

TOTAL ESTIMATED INVOICE COST: \$1,756,079.20

OUTSIDE DELIVERY DATE: May 31, 1974

DELIVER TO:

FIXED RENTAL PAYMENTS: Sixty (60) quarterly rental payments in arrears each in an amount equal to 2.4037 % of the Invoice Cost of each Item of Equipment.

LESSEE: American Metal Climax, Inc.  
(AMAX Coal Company Division)

TRUSTOR: Circle Equity Leasing Corp.

SCHEDULE A-3

MANUFACTURER: International Ramco, Inc.  
(International Car Company Division)

PLANT OF MANUFACTURER:

DESCRIPTION OF EQUIPMENT: One 50-ton bay window caboose

ROAD OR CAR NUMBERS: AMAX 900

ESTIMATED INVOICE COST: \$35,231.45

TOTAL ESTIMATED INVOICE COST: \$35,231.45

OUTSIDE DELIVERY DATE: May 31, 1974

DELIVER TO:

FIXED RENTAL PAYMENTS: Sixty (60) quarterly rental payments in arrears each in an amount equal to  $2.4037\%$  of the Invoice Cost of each Item of Equipment.

LESSEE: American Metal Climax, Inc.  
(AMAX Coal Company Division)

TRUSTOR: Circle Equity Leasing Corp.

7475B

RELEASE OF INTERIM SECURITY AGREEMENT

WHEREAS, THE FIRST NATIONAL BANK OF CHICAGO, as Trustee under Trust Agreement dated as of March 15, 1974 and known as AMAX Trust No. 1 (the "Debtor"), did heretofore execute and deliver to The First National Bank of Chicago, a national banking association (the "Secured Party") that certain Interim Security Agreement dated April 15, 1974 (the "Interim Security Agreement") covering and being in respect of 2 locomotives, 80 hopper cars and one caboose therein described as security for the indebtedness of the Debtor to the Secured Party therein described; and

WHEREAS, said Security Agreement was heretofore filed for record on April 12, 1974 in the office of the Interstate Commerce Commission, Washington, D.C. as Document No. 7472; and

WHEREAS, the Secured Party did heretofore execute and deliver to First Chicago Leasing Corporation, a Delaware corporation (the "Assignee") that certain Assignment of Interim Security Agreement (the "Assignment") dated June 28, 1974, being an assignment of all the Secured Party's right, title and interest in and to the Security Agreement and the collateral described therein; and

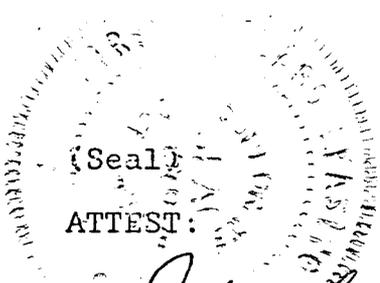
WHEREAS, said Assignment was heretofore filed for record in the office of the Interstate Commerce Commission in Washington, D.C., on July 31, 1974 as Document No. 7472-A;

NOW, THEREFORE, the Assignee, in consideration of the payment by the Debtor of the entire amount of the indebtedness secured by the security described in the Security Agreement, the receipt whereof is hereby acknowledged, does hereby release, remise and quitclaim unto the Debtor, its successors and assigns, all right, title and interest which the Secured Party or Assignee may have acquired under and by virtue of said Security Agreement in and to the security described therein.

IN WITNESS WHEREOF, the Assignee has caused this Release of Interim Security Agreement to be executed by one of its duly authorized officers and its corporate seal to be hereunto affixed and attested to by its Assistant Secretary, all as of this 31st day of July, 1974.

FIRST CHICAGO LEASING CORPORATION

By: [Signature]  
Its: Assistant Vice President



(Seal)

ATTEST:

[Signature]  
Assistant Secretary

STATE OF ILLINOIS )  
                          ) SS  
COUNTY OF C O O K )

On this 24<sup>th</sup> day of July, 1974, before me personally appeared Thomas H. Hodges and John L. Tuohy to me personally known, who being by me duly sworn, say that they are, respectively, the Assistant Vice President and Assistant Secretary of First Chicago Leasing Corporation, a Delaware corporation, that the seal affixed to the foregoing instrument is the seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and they acknowledged that the execution of the foregoing instrument was the free act and deed of said Bank.

Joan M. Gowan  
Notary Public

(NOTARIAL SEAL)

My commission expires June 22, 1976