

Union Tank Car Company RECORDATION NO. 7299 Filed 1425

OCT 25 1979 - 9 50 AM



INTERSTATE COMMERCE COMMISSION

90 Half Day Road
Lincolnshire, Illinois 60015

Direct Tel. No.:

Law Department

No. 9-298A011

Date OCT 25 1979

Fee \$ 20.00

October 11, 1979

A Subsidiary of
Trans Union Corporation

RECEIVED
OCT 25 9 49 AM
FEE OPERATION
C.C. R.
7299

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INTERSTATE COMMERCE COMMISSION

Secretary
Interstate Commerce Commission
Washington, D. C. 20423

Dear Sir:

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 1, 1979, by and between Union Tank Car Company, 90 Half Day Road, Lincolnshire, Illinois 60015 (the "Company") and National City Bank, 623 Euclid Avenue, Cleveland, Ohio 44114 (the "Bank") as Trustee, which amends the Equipment Trust Agreement dated as of January 15, 1974, between the Company and the Bank. The Supplemental Agreement evidences the substitution under the said Equipment Trust Agreement of 29 railroad cars, identified with the initials UTCX, 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 92 railroad cars in respect of which the aforesaid substitution was made. The railroad cars covered by the said Bill of Sale are 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, 1974, which was recorded with your office on January 14, 1974, and assigned recordation number 7299. We enclose herewith our check in the amount of \$20 payable to the Interstate Commerce Commission to cover the recordation fees.

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

Very truly yours,

UNION TANK CAR COMPANY

By [Signature]

Encls.

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INTERSTATE COMMERCE COMMISSION

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

C E R T I F I C A T E

The undersigned, Juda M. Reuter, a Notary Public in and for said County, states that she compared the attached copy of the Bill of Sale dated the 10th day of October, 1979, from National City 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 11th day of October, 1979.

Juda M. Reuter

Notary Public



BILL OF SALE

National City Bank

as Trustee under Equipment Trust Agreement

Dated as of January 15, 1974 (Series 10)

to

Union Tank Car Company

KNOW ALL MEN BY THESE PRESENTS, that National City Bank (the "Bank"), as Trustee under that certain Equipment Trust Agreement dated as of January 15, 1974 (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 14, 1974, and assigned recordation number 7299.

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 11th day of October, 1979.

NATIONAL CITY BANK

By J. E. Sullivan

(CORPORATE SEAL)

ATTEST:

J. J. Ballin

STATE OF OHIO)
) SS.
COUNTY OF CUYAHOGA)

On this 10th day of October, 1979, before me, a Notary Public in and for said County, personally appeared T. E. SWIDLING and D. J. BOLLING to me personally known, who being by me duly sworn did say that they are respectively VICE PRESIDENT and TRUST OFFICER of National City 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 T. E. SWIDLING and D. J. BOLLING acknowledged that the execution of the foregoing instrument was the free act and deed of said Bank.

Marianne E. Pesto
Notary Public

My Commission Expires:

June 12, 1984

MARIANNE E. PESTO, Notary Public
State of Ohio, Cuyahoga County
My commission expires June 12, 1984

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>
8	LO	4700CUFT	UTCX 44124,44130,44157 UTCX 44168,44215,44277 UTCX 44596,44613
1	TM	14500	UTLX 13894
1	TM	30000	UTLX 47461
2	TM	20000	UTLX 47644,47648
1	TM	23000	UTLX 58548
1	TMI	22800	UTLX 73056
3	TM	23500	UTLX 74215,74223,74435
1	TMI	23000	UTLX 76220
2	TMI	13500	UTLX 77103,77106
1	TMI	10000	UTLX 85915
51	TP	26000	UTLX 37250-37253,37254,3725 UTLX 37259-37264,37268 UTLX 37272-37273,37275 UTLX 37276-37280,37282 UTLX 37283,37286-37288 UTLX 37290-37291,37293 UTLX 37294-37295,37297 UTLX 37362,37365,37366 UTLX 37424-37435,37438 UTLX 37439-37441
20	TP	26100	UTLX 38136,38281,38332 UTLX 38335,38359,38397 UTLX 38481,38508,38745 UTLX 38757,38768,38840 UTLX 38844,38873,38881 UTLX 38893,38904,38987 UTLX 38993,38996