

Robert F. Hochwarth
General Attorney

May 14, 1980

No. 411142
Date MAY 20 1980
Fee \$ 10.00



RECORDATION NO. 6563-F
Filed 1425aw Department
Terminal Tower
P. O. Box 6419
Cleveland, Ohio 44101
INTERSTATE COMMERCE COMMISSION 216 623 2405

Via Registered Mail
Return Receipt Requested

Mrs. Agatha L. Mergenovich, Secretary
Interstate Commerce Commission
12th Street and Constitution Avenue, N.W.
Washington, D. C. 20423

MAY 20 1980-9 45 AMP
ADMINISTRATIVE SERVICES
MAIL UNIT
MAY 14 1980

Dear Mrs. Mergenovich:

Enclosed are five executed counterparts of a Supplement to Sublease of Railroad Equipment dated as of May 1, 1980, by and between The Baltimore and Ohio Railroad Company, 100 North Charles Street, Baltimore, Maryland 21201 ("Sublessor") and Dearborn Leasing Company, 9746 Avenue N, Chicago, Illinois 60617 ("Sublessee").

The equipment covered by said Supplement to Sublease consists of up to 150 100-ton mill type gondola cars, to bear Sublessee's identifying numbers DLCX 10126 to 10275, inclusive, AAR mechanical designation GBS. The equipment will be lettered "Dearborn Leasing Company", "Dearborn", or in some other appropriate manner, and will also be marked "The First Pennsylvania Banking and Trust Company, Agent, Security Owner".

The equipment is covered by a certain Conditional Sale Agreement dated as of April 1, 1972, among The Chessie Corporation, The Baltimore and Ohio Railroad Company and First American National Bank of Nashville, and an Agreement and Assignment dated as of April 1, 1972, between The Chessie Corporation and The First Pennsylvania Banking and Trust Company, as Agent, which were recorded with the Commission on April 19, 1972, at 2:45 P.M., and assigned Recordation No. 6563. The equipment is also covered by a certain Lease of Railroad Equipment dated as of April 1, 1972, between First American National Bank of Nashville and The Baltimore and Ohio Railroad Company, which was recorded with the Commission on April 19, 1972, at 2:45 P.M., and assigned Recordation No. 6563-A. The Supplement to Sublease of Railroad Equipment amends that certain Sublease of Railroad Equipment dated as of November 1, 1972 between the Sublessor and Sublessee which was recorded with the Commission on January 16, 1973 at 12:15 P.M., and assigned Recordation No. 6563-B.

Also enclosed is a draft of The Baltimore and Ohio Railroad Company in the amount of \$10.00, representing the required recording fee.

Please file two counterparts of the Supplement to Sublease of Railroad Equipment and return three counterparts to the undersigned.

Very truly yours,

R. F. Hochwarth
R. F. Hochwarth

FEE OPERATION SR.
I.C.C.
MAY 20 9 42 AM '80

RFH/mw
Enclosures



The Chessie System railroads are the C&O, B&O, WM and affiliated lines. Chessie System, Inc. is the parent for the railroads, Chessie Resources, Inc., Western Pocahontas Corp. and The Greenbrier.

Interstate Commerce Commission
Washington, D.C. 20423

5/22/80

OFFICE OF THE SECRETARY

R.F. Hochwarth, Gen. Atty.
Chessie System
Terminal Tower
P.O.Box 6419
Cleveland, Ohio 44101

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 **5/20/80** at **9:45am** , and assigned re-
recording number (s). **6563-E**

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure (s)

SE-30
(7/79)

MAY 20 1980 -9 45 AM

INTERSTATE COMMERCE COMMISSION
SUPPLEMENT TO
SUBLEASE OF RAILROAD EQUIPMENT

SUPPLEMENT TO SUBLEASE OF RAILROAD EQUIPMENT, dated as of May 1, 1980, by and between THE BALTIMORE AND OHIO RAILROAD COMPANY, a corporation duly organized and existing under the laws of the State of Maryland (hereinafter called "B&O"), and DEARBORN LEASING COMPANY, a corporation duly organized and existing under the laws of the State of Illinois, (hereinafter called "Dearborn").

WHEREAS, B&O and Dearborn executed and delivered a certain Sublease of Railroad Equipment dated as of November 1, 1972 (hereinafter called the "Sublease"), providing for the letting by B&O and hiring by Dearborn of certain gondola cars (hereinafter collectively called the "Equipment" and each called a "Unit"), which Sublease is of record in the office of the Interstate Commerce Commission under recordation No. 6563-B; and

WHEREAS, B&O and Dearborn have agreed to change the rental for each Unit as set forth below.

NOW, THEREFORE, in consideration of the premises and the sum of \$1.00 paid by each of the parties hereto each to the other, the parties hereby agree as follows:

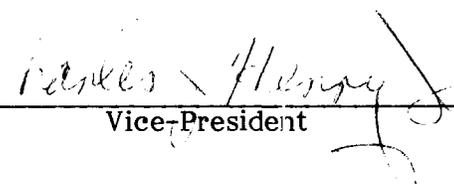
- (1) The Sublease is hereby amended by changing the first sentence of Section 4 ~~X~~ of the Sublease to read as follows:
 "Effective May 1, 1980, Dearborn will pay B&O as rental per Unit for each day prior to return thereof as herein provided an amount equal to eight dollars (\$8.00) per Unit per day."
- (2) Hereinafter all references to the Sublease in the Sublease shall be deemed to refer to the Sublease as amended by this Supplement. Except as

herein specifically provided, all the terms and provisions of the Sublease shall be and remain in full force and effect.

- (3) In order to facilitate the filing and recording of this Supplement the same may be simultaneously executed in several counterparts each of which shall be deemed to be an original and such counterparts together shall constitute but one and the same document, which shall for all purposes be sufficiently evidenced by such original counterpart.

IN WITNESS WHEREOF, the parties hereto have each caused this instrument to be duly executed as of the date first above set forth.

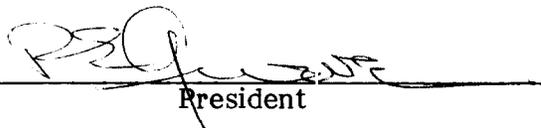
THE BALTIMORE AND OHIO RAILROAD COMPANY

By 
Vice-President

ATTEST:


Deputy Corporate Secretary

DEARBORN LEASING COMPANY

By 
President

ATTEST:


Assistant Secretary

STATE OF OHIO)
)
COUNTY OF CUYAHOGA) ss:

On this 10th day of April, 1980, before me personally appeared C. J. Henry, Jr., to me personally known, who being by me duly sworn, says that he is a Vice President of THE BALTIMORE AND OHIO RAILROAD COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its President and Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

[Notarial Seal]

H. Marlene Winchell
Notary Public

My commission expires:

H. MARLENE WINCHELL, Notary Public
State of Ohio, (Lorain)
My commission expires Nov. 24, 1984

COMMONWEALTH OF PENNSYLVANIA
~~XXXXXXXXXXXXXXXXXXXX~~)
COUNTY OF ALLEGHENY) ss:
~~XXXXXXXXXXXXXXXXXXXX~~)

On this 30th day of April, 1980, before me personally appeared R. E. Grieve, to me personally known, who, being by me duly sworn says that he is President of DEARBORN LEASING COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

[Notarial Seal]

Dorothy J. Fadzzen
Notary Public

My commission expires:

DOROTHY J. FADZEN, Notary Public
Pittsburgh, Allegheny Co., PA
My Commission Expires January 16, 1984