

RECORDATION NO. 11864 Filed 1425

MAY 30 1980 - 12 05 PM

SLADE PELLMAN & BIEHL
INTERSTATE COMMERCE COMMISSION COUNSELORS AT LAW

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INTERSTATE COMMERCE COMMISSION

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INTERSTATE COMMERCE COMMISSION

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NEW YORK, N. Y. 10022
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MICHAEL W. STAMM

No. 0-151A086

Date MAY 30 1980

Fee \$ 300.00

May 29, 1980 RECORDATION NO. 11864 Filed 1425

ICC Washington, D. C.

Office of the Secretary
Recordation Office
Interstate Commerce Commission
Twelfth St. and Constitution Ave., N.W.
Washington, DC 20423

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INTERSTATE COMMERCE COMMISSION

Re: Recordation and Filing of Documents
pertaining to 120 Railroad Gondola
Cars Numbered: SB 6150 through
SB 6199, inclusive; PBR 5070 through
PBR 5099, inclusive; and PBNE 4000
through PBNE 4039, inclusive

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INTERSTATE COMMERCE COMMISSION
Dear Sirs:

In accordance with the provisions of Section 11303
of the Revised Interstate Commerce Act, 49 U.S.C. §11303,
and Part 1116 of Title 49 of the Code of Federal Regulations,
we request that the enclosed documents be recorded and filed
by the Interstate Commerce Commission (the "Commission").

A. Description of the Documents and the Parties Thereto

Enclosed herewith are three originals of the documents
listed below. We request that one original of each document
be recorded and filed in the order listed below. We request
that the additional original be stamped by your office and
turned to us.

1. LEASE AGREEMENT (the "Lease") dated as of May
1980, between Seafirst Leasing Corporation, as lessor
the ("Lessor"), and Emons Industries, Inc., as lessee
the ("Lessee");

2. GONDOLA CAR AGREEMENT NO. 4, dated September 7,
1979, between the Lessee and South Buffalo Railway
Company ("South Buffalo");

FEE OPERATION BR.
I.O.C.

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INTERSTATE COMMERCE COMMISSION

David H. Cox
Charles [unclear]

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3. SUPPLEMENT NO. 1 dated May 23, 1980, to Gondola Car Agreement No. 4, between the Lessee and South Buffalo; *B*

4. ASSIGNMENT OF RENTS AND SECURITY AGREEMENT dated as of May 27, 1980, among the Lessor and the Lessee relating to South Buffalo Gondola Car Agreement No. 4, together with South Buffalo's Acknowledgement of Notice of Assignment; *C*

5. GONDOLA CAR AGREEMENT NO. 2; dated September 7, 1979, between the Lessee and Patapsco & Back Rivers Railroad Company ("Patapsco"); *D*

6. SUPPLEMENT AND AMENDMENT NO. 1, dated April 23, 1980, to Gondola Car Agreement No. 2 between the Lessee and Patapsco; *E*

7. ASSIGNMENT OF RENTS AND SECURITY AGREEMENT dated May 27, 1980, between the Lessor and the Lessee relating to Patapsco Gondola Car Agreement No. 2, together with Patapsco's Acknowledgement of Notice of Assignment; *F*

8. GONDOLA CAR AGREEMENT NO. 1, dated September 7, 1979, between the Lessee and Philadelphia, Bethlehem & New England Railroad Company ("PBNE"); *G*

9. SUPPLEMENT AND AMENDMENT NO. 1, dated May 23, 1980, to Gondola Car Agreement No. 1 between the Lessee and PBNE; and *H*

10. ASSIGNMENT OF RENTS AND SECURITY AGREEMENT, dated May 27, 1980, between the Lessor and the Lessee, relating to PBNE Gondola Car Agreement No. 1, together with PBNE's Acknowledgement of Notice of Assignment. *I*

The names and addresses for the parties to the transaction are:

EMONS INDUSTRIES, INC.
490 East Market Street
York, Pennsylvania 17403

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SEAFIRST LEASING CORPORATION
P.O. Box 3586
Seattle, Washington 98124

SOUTH BUFFALO RAILWAY COMPANY
1275 Daly Avenue
Bethlehem, Pennsylvania 18015

PATAPSCO & BACK RIVERS RAILROAD COMPANY
1275 Daly Avenue
Bethlehem, Pennsylvania 18015

PHILADELPHIA, BETHLEHEM & NEW ENGLAND
RAILROAD COMPANY
1275 Daly Avenue
Bethlehem, Pennsylvania 18015

B. Procedural Matters

It is hereby respectfully requested that each of the following names be inserted in the Commission Index established pursuant to Section 1116.5(c) of Title 49 of the Code of Federal Regulations.

1. Seafirst Leasing Corporation
2. Emons Industries, Inc.
3. South Buffalo Railway Company
4. Patapsco & Back Rivers Railroad Company
5. Philadelphia, Bethlehem & New England Railroad Company

A check in the amount of \$ has been enclosed with this letter of transmittal to cover the recordation fee.

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Please stamp and return the enclosed copy of this letter of transmittal.

If there are any questions with respect to the enclosed or the transactions described therein, please telephone Melvin S. Slade or Michael W. Stamm of this office, collect.

Very truly yours,

A handwritten signature in cursive script that reads "Slade Pellman & Biehl". The signature is written in dark ink and is positioned above the typed name of the firm.

SLADE PELLMAN & BIEHL

SP&B:ab
Encl.

MAY 30 1980 12 03 PM

INTERSTATE COMMERCE COMMISSION

SUPPLEMENT
TO
SOUTH BUFFALO RAILWAY COMPANY
GONDOLA CAR AGREEMENT NO. 4

SUPPLEMENT NO. 1, dated May 23, 1980, to GONDOLA CAR AGREEMENT NO. 4, dated September 7, 1979, between EMONS INDUSTRIES, INC., a New York corporation ("Emons"), and SOUTH BUFFALO RAILWAY COMPANY, a New York corporation (the "Railroad").

Emons and the Railroad have heretofore entered into four Gondola Car Agreements dated September 7, 1979, one of which agreements is entitled "Gondola Car Agreement No. 4"; and

Gondola Car Agreement No. 4 provides for the use by the Railroad, for the term specified in such agreement, of fifty (50) one hundred ton, fifty two foot six inch railroad gondola cars (the "Gondola Cars").

NOW, THEREFORE, Emons and the Railroad agree that the equipment bearing the markings SB 6150 through SB 6199, inclusive, shall constitute the fifty (50) Gondola Cars subject to Gondola Car Agreement No. 4.

IN WITNESS WHEREOF, Emons and the Railroad have caused this Supplement No. 1 to Gondola Car Agreement No. 4 to be duly sealed and executed as of the day and year first above written.

EMONS INDUSTRIES, INC.

Attest:

[Signature]
[Corporate Seal] Asst Secy

By: [Signature]
Title: Chairman

SOUTH BUFFALO RAILWAY COMPANY

Attest:

[Signature]
[Corporate Seal] Secy

By: [Signature]
Title: President

