

# MISSOURI PACIFIC RAILROAD CO.

210 N. 13TH STREET

ST. LOUIS, MISSOURI 63103

TEL. AREA CODE 314 622-0123

## LAW DEPARTMENT

MARK M. HENNELLY

SENIOR VICE PRESIDENT AND GENERAL COUNSEL  
622-2025

May 30, 1980

FRANCIS L. BARKOFSKE 622-2866  
ASSISTANT GENERAL COUNSEL

PATRICK C. MULLEN 622-2022  
GENERAL SOLICITOR

ROBERT H. STAHLHEBER 622-2014  
CHIEF COMMERCE COUNSEL

ARTHUR R. ZAEGEL 622-2015  
ATTORNEY

JAMES A. HESSE 622-2024  
ASSISTANT GENERAL COUNSEL

DONALD E. MOLLOY 622-2016  
PAUL E. LITTLETON 622-2017  
WILLIAM A. BRASHER 622-2021  
GENERAL ATTORNEYS

JOSEPH J. GAZZOLI 622-2013  
ASSISTANT GENERAL ATTORNEY

Mrs. Agatha L. Mergenovich  
Secretary  
Interstate Commerce Commission  
Washington, DC 20423

Re: Missouri Pacific Railroad Company  
Equipment Trust PP  
Dated June 15, 1975  
Chemical Bank Trustee  
Originally Recorded With ICC  
Rec. 7931 - May 22, 1975 - 11:40 a.m.

RECORDED NO. 7931-2  
Filed 1425  
JUN 26 1980 - 2 30 PM  
INTERSTATE COMMERCE COMMISSION  
No. 0-178A055  
Date JUN 26 1980  
Fee \$ 10.00  
I.C.C. OPERATION BR.  
RECEIVED  
JUN 26 2 26 PM '80  
ICC Washington, D. C.

Dear Madam:

Enclosed for filing and recording pursuant to Sec. 11303 of the Interstate Commerce Act and 49 Code Fed. Regs. Sec. 1116.1(a), et seq., are four executed counterparts of a Supplemental Lease of Railroad Equipment, dated as of May 30, 1980, between Chemical Bank, Trustee, and Missouri Pacific Railroad Company, supplementing a Lease and Agreement, constituting the above Equipment Trust.

The Supplemental Lease, dated as of May 30, 1980, transmitted herewith for filing and recording, covers the following Equipment:

<u>No. of Units</u>	<u>Description</u>
1	Caboose, numbered MP-13886 AAR Class or Mechanical Designation NE

The names and addresses of the parties to the transaction set forth in the instrument transmitted herewith for filing and recording are:

Trustee-Lessor: Chemical Bank  
55 Water Street  
New York, NY 10041

Lessee: Missouri Pacific Railroad Company  
210 N. 13th Street  
St. Louis, MO 63103

2 - Mrs. Agatha L. Mergenovich - May 30, 1980

The original Equipment Trust Agreement referred to herein was recorded with the Interstate Commerce Commission on the date and assigned the recordation number specified in the caption hereof.

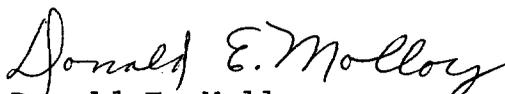
Check or voucher to cover the \$10 recording and filing fee is furnished herewith.

Upon filing and recording of the enclosed instrument, three counterparts thereof, showing thereon the Commission's recordation data, should be returned to:

Mrs. Judy C. Durand, Vice President  
Missouri Pacific Railroad Company  
Suite 1203 - 1825 K Street, N.W.  
Washington, DC 20006  
Telephone: (202) 628-7258,

who will arrange to call for same upon telephone advice that recordation has been accomplished.

Very truly yours,

  
Donald E. Molloy

Enclosures

Supplemental Lease (4)

Check or voucher for \$10 rec. fee

JUN 26 1980 - 2 30 PM

## SUPPLEMENTAL LEASE OF RAILROAD EQUIPMENT

INTERSTATE COMMERCE COMMISSION

MISSOURI PACIFIC RAILROAD EQUIPMENT TRUST, SERIES PP  
Equipment Trust Agreement Consisting Of Agreement  
And Lease Of Railroad Equipment, Dated June 15, 1975  
(Original I.C.C. Rec. No. 7931)

---

This SUPPLEMENTAL LEASE OF RAILROAD EQUIPMENT, dated as of May 30, 1980, between CHEMICAL BANK, a New York corporation, Trustee (hereinafter called the Trustee), and MISSOURI PACIFIC RAILROAD COMPANY, a Delaware corporation (hereinafter called the Railroad):

WHEREAS, the Equipment Trust Agreement identified in the caption hereof, originally entered into between the Trustee and the Railroad's predecessor in interest as of the date specified in the caption hereof, is now in effect between the Trustee and the Railroad, and provides for the leasing by the Trustee to the Railroad of certain Trust Equipment as defined and on the terms set forth in said Equipment Trust Agreement; and

WHEREAS, there is now on deposit with the Trustee \$32,392.87 representing the Fair Value (determined as provided in the Equipment Trust Agreement) of Trust Equipment heretofore destroyed or sold and released; and

WHEREAS, the Railroad desires to replace said Trust Equipment so destroyed or sold and released with new standard-gauge railroad Equipment of substantially as good material and construction and of value (determined as provided in the Equipment

Trust Agreement) at least equal to the Fair Value of the Trust Equipment so destroyed or sold and released, and has requested and herewith requests the Trustee to apply the amount so deposited and any other available Deposited Cash or Replacement Funds (to the extent necessary) to or toward the purchase of replacement Trust Equipment as hereinafter set forth.

NOW, THEREFORE, in consideration of the premises and pursuant to the terms of the Lease, the parties agree:

1. The Trust Equipment as defined and described in the Lease included in said Equipment Trust shall include the following new standard-gauge railroad Equipment:

<u>No. of Units</u>	<u>Description</u>	<u>Est. Cost and Fair Value</u>
1	Caboose, Numbered MP-13886	\$60,500

which railroad Equipment shall hereafter constitute and be a part of the Trust Equipment of the Equipment Trust referred to herein, as fully and completely as though it had been part of the original Trust Equipment and subject to all the terms and conditions of said Equipment Trust.

2. This Supplemental Lease is subject to all the terms, covenants, provisions and conditions of the Equipment Trust

referred to in the caption hereof, and shall be binding upon the parties hereto, their respective successors and assigns.

IN WITNESS WHEREOF, the Trustee and the Railroad have caused their names to be signed hereto by their respective officers thereunto duly authorized and their respective corporate seals to be hereto affixed, duly attested, as of the day and year first above written.

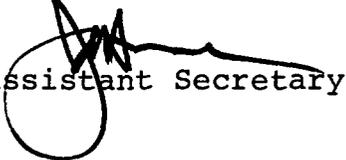
ATTEST:

  
Assistant Secretary

CHEMICAL BANK

By   
Senior Trust Officer

ATTEST:

  
Assistant Secretary

MISSOURI PACIFIC RAILROAD COMPANY

By   
Senior Vice President

