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A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

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WRITER'S DIRECT DIAL NUMBER

202 828-5082

Date MAY 5 - 1983

Fee \$ 10.00

May 4, 1983

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

RECORDATION NO. 12709 A FILED 1425

MAY 5 1983 2 15 PM

INTERSTATE COMMERCE COMMISSION

Re: Amendment to Lease Agreement
Assigned Recordation No. 12709

ICC Washington, D. C.
RECEIVED
MAY 5 2 04 PM '83
FEE OPERATION BR.
I.C.C.

Dear Mrs. Mergenovich:

I have enclosed an original and one counterpart of the document described below, to be recorded pursuant to Section 11303 of Title 49 of the U.S. Code.

This document is an amendment to a lease agreement, a secondary document, dated February 25, 1983.

The primary document to which this is connected is recorded under Recordation No. 12709.

The names and addresses of the parties to the document are as follows:

LESSOR: McHugh Brothers, a partnership,
P.O. Box 196
Penndel, PA 19047

LESSEE: Michigan Northern Railway Company, Inc.
P.O. Box 869, 110 West North Street
Cadillac, MI 49601

A description of the equipment covered by the document follows:

20 railcars, bearing AAR Mechanical Description XF or XM; 50'6" 70-ton single sheathed boxcars, with outside posts, 10'0" sliding doors, ridged underframe, within Plate "C"; the reporting numbers and marks originally assigned to the cars were NHIR 751-770, the new reporting numbers and marks assigned to the cars are MIGN 751-770, inclusive.

Handwritten signature: Charles J. McHugh

VEDDER, PRICE, KAUFMAN, KAMMHOLZ & DAY

Mrs. Agatha L. Mergenovich
May 4, 1983
Page 2

A fee of \$10.00 is enclosed. Please return the original and any extra copies not needed by the Commission for recordation to Norman T. Fowlkes III, at the address shown above.

A short summary of the document to appear in the index follows:

Amendment to Lease Agreement with the Recordation No. 12709, dated February 25, 1983 and covering MIGN 751-770, inclusive (formerly NHIR 751-770, inclusive).

Very truly yours,

Norman T. Fowlkes III
Counsel for the Parties

NTF:kj
cc: James McHugh
Enclosure: Check \$10.00

Interstate Commerce Commission
Washington, D.C. 20423

5/5/83

OFFICE OF THE SECRETARY

Norman T. Fowlkes III
Vedder, Price, Kaufman,
Kammholz & Day
1919 Pa. Ave. N.W.
Washington, D.C. 20006

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 5/5/83 at 2:15pm, and assigned re-
recording number(s). 12709-A

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure(s)

SE-30
(7/79)

RECORDATION NO. 12709-A Filed 1425

MAY 5 1983 -2 15 PM

INTERSTATE COMMERCE COMMISSION

AMENDMENT TO LEASE AGREEMENT

Dated as of February 25, 1983

Between

MCHUGH BROTHERS,
a partnership

and

MICHIGAN NORTHERN RAILWAY COMPANY, INC.

THIS LEASE AMENDMENT AGREEMENT dated as of February 25, 1983 between MCHUGH BROTHERS, a partnership, as Lessor and MICHIGAN NORTHERN RAILWAY COMPANY, INC. a Michigan corporation, as Lessee.

WITNESSETH:

WHEREAS, Lessor and Lessee have entered into a Lease Agreement made as of the 4th day of December, 1980 ("Lease") recorded with the Interstate Commerce Commission ("ICC") on January 5, 1981 and assigned recordation No. 12709; and

WHEREAS, Lessor and Lessee have executed a Management Agreement made as of the 4th day of December, 1980; and

WHEREAS, Lease Schedule No. 1 attached to the Lease does not designate the reporting numbers of the 20 boxcars ("Cars") subject to the Lease; and

WHEREAS, Lessor and Lessee wish to set forth the existing reporting numbers for the boxcars covered by the Lease.

NOW, THEREFORE, the parties hereto, intending to be legally bound hereby, herein agree as follows:

1. Lease Schedule No. 1 of the Lease is hereby amended to set forth the reporting numbers and marks of the Cars as MIGN 751-770, inclusive (new numbers).

2. The old numbers for the Cars were NHIR 751-770, inclusive.

3. The description of the 20 Cars set forth in Lease Schedule No. 1 is amended to read as follows:

50'6" 70-ton single sheathed boxCars, with outside posts, 10'0" sliding doors, ridged underframe, within Plate "C", AAR Mechanical Description XF or XM.

4. Lessor and Lessee agree that the Management Agreement is also amended to include such description and reporting numbers and marks as set forth in paragraphs Nos. 1 and 3 above.

5. Except as modified herein, the Lease and the Management Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Lease Amendment Agreement as of the day and year first above written.

Attest:

MICHIGAN NORTHERN RAILWAY
COMPANY, INC.

James H. Williams

BY

Elizabeth C. Adams

BY

Thomas L. Jonette
Secretary

Attest:

MCHUGH BROTHERS, a Partnership

A. J. McHugh

BY

James C. McHugh
James C. McHugh
A Partner

STATE OF MICHIGAN)

COUNTY OF Wexford) ss

On this 12th day of April, 1983, before me personally appeared Elizabeth A. Audena, to me personally known, who, being by me duly sworn, says that she is President of Michigan Northern Railway Company, Inc. and Thomas R. Bennett, to me personally known to be the Sec. - Treas. of said corporation, that the seal 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 they acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

ANNA B. SOVA
Notary Public, Wexford Co., MI
My Comm. Expires Dec. 18, 1983

Anna B. Sova

COMMONWEALTH OF PENNSYLVANIA)

COUNTY OF BUCKS) ss

On this 8th day of March, 1983, before me personally appeared James C. McHugh, to me personally known, who, being by me duly sworn, sayd that is is a Partner of McHugh Brothers, and _____, to me personally known to be a Partner of said Partnership, and they acknowledged that the execution of the foregoing instrument was the free act and deed of said Partnership.

Effie Shaffer
EFFIE SHAFFER
NOTARY PUBLIC
P. O. Box 155, Pennel, Bucks County,
Pennsylvania 19047
My Commission Expires August 29, 1985

James C. McHugh