

TARRICONE, BILGORE, SILVER, ALBERT & FELDMAN

ATTORNEYS AND COUNSELORS AT LAW

100 ACADEMY BUILDING

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\*N.Y. & FLA. BARS

RECORDATION NO. 13435-A Filed 1428

May 12, 1983

3-143A080

MAY 23 1983 12 25 PM

INTERSTATE COMMERCE COMMISSION

INTERSTATE COMMERCE COMMISSION  
12th and Constitution Avenue, N.W.  
Washington, D.C. 20423

ATTN: Room #2303

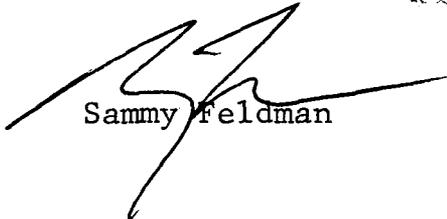
Gentlemen:

Enclosed please find an original and one (1) copy of a Release of Mortgage of Railroad Cars to be recorded with your department. Please return the original together with a filing fee receipt and Recordation Number at your earliest convenience. This Partial Release pertains to a Mortgage of Railroad Cars filed with your agency on January 18, 1982, and assigned Recordation Number 13435.

I am enclosing my firm check payable to the Interstate Commerce Commission in the amount of \$10.00 for the recording of said document.

Very truly yours,

TARRICONE, BILGORE, SILVER,  
ALBERT & FELDMAN

  
Sammy Feldman

SF:jc

Enclosure

No. MAY 23 1983  
Date .....  
Fee \$ 10.00 .....  
ICC Washington, D. C.

RECEIVED  
MAY 23 12 17 PM '83  
I.C.C. SECTION BR.  
FEE OPERATION BR.

**Interstate Commerce Commission**  
**Washington, D.C. 20423**

**OFFICE OF THE SECRETARY**

Sammy Feldman  
Tarricone, Bilgore, Silver  
Albert & Feldman  
Attorneys & Counsellors At Law  
100 Academy Building  
13 South Fitzhugh Street  
Rochester, New York, 14614

May 23, 1983

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 5/23/83 at 12:25PM , and assigned re-  
recording number(s). 13435-A

Sincerely yours,

*Agatha L. Mergenovich*  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

RECORDATION NO. 13435-A  
FILED 1225

MAY 23 1983 12 25 PM

INTERSTATE COMMERCE COMMISSION

PARTIAL RELEASE OF  
MORTGAGE OF RAILROAD CARS

This Indenture made May 12, 1983, between H-L ASSOCIATES, INC., a New York corporation with its office for the transaction of business at 13 South Fitzhugh Street, Rochester, New York 14614, as Mortgagee, and ROCHESTER INDEPENDENT PACKER, INC., a New York corporation with its office for the transaction of business at 11 Independence Street, Rochester, New York 14611, as Mortgagor,

WHEREAS, H-L ASSOCIATES, INC. is the holder of a Mortgage of Railroad Cars which Mortgage is dated the 22nd day of December, 1981, made by ROCHESTER INDEPENDENT PACKER, INC. to Marine Midland Bank, N.A., in the principal sum never to exceed \$1,600,000.00 and recorded with the Interstate Commerce Commission, Washington, D.C., on January 18, 1982, at 3:30 p.m. and assigned Recordation Number 13435 covering the railroad cars described in said Mortgage, and

WHEREAS, Marine Midland Bank, N.A., duly assigned the aforesaid Mortgage of Railroad Cars to H-L ASSOCIATES, INC. which Assignment of Mortgage of Railroad Cars is dated March 23, 1983, and recorded with the Interstate Commerce Commission, Washington, D.C., on May , 1983, at : p.m. and assigned Recordation Number , and

WHEREAS, H-L ASSOCIATES, INC., at the request of ROCHESTER INDEPENDENT PACKER, INC., has agreed to give up, release and surrender the three (3) railroad cars hereafter described unto ROCHESTER INDEPENDENT PACKER, INC. and to hold and retain the mortgage lien on the balance of the railroad cars as security for the money remaining due on said mortgage and indebtedness.

NOW, THIS INDENTURE, WITNESSETH, that H-L ASSOCIATES, INC., in pursuance of said agreement and in consideration of One Dollar (\$1.00) lawful money of the United States and such other good and valuable consideration, paid by ROCHESTER INDEPENDENT PACKER, INC., does hereby release its mortgage lien only upon the following described railroad cars:

1. RIPX 93
2. RIPX 1100
3. RIPX 1102

AND TO HAVE AND TO HOLD the three (3) railroad cars hereby released to ROCHESTER INDEPENDENT PACKER, INC., and its successors and assigns forever, free, clear and

discharged of and from lien and claim under and by virtue of the aforesaid Mortgage of Railroad Cars.

IN WITNESS WHEREOF, this Instrument has duly executed the day day and year first above written.

H-L ASSOCIATES, INC.

By: Maynard Hellman  
MAYNARD HELLMAN, President

STATE OF NEW YORK) )  
COUNTY OF MONROE ) ss.:

On the 12<sup>th</sup> day of May, 1983, before me came MAYNARD HELLMAN, to me known, who, being by me duly sworn, did depose and say that he resides in Rochester, New York, that he is the President of H-L ASSOCIATES, INC., the corporation described in, and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation; and that he signed his name thereto by like order.

Sammy Feldman  
SAMMY FELDMAN  
NOTARY PUBLIC  
State of New York  
Commission Expires 3/30/84

FELDMAN  
Notary Public, State of New York  
Queens County  
My Commission Expires March 30, 1984