

# ECKERT SEAMANS CHERIN & MELLOTT

ATTORNEYS AT LAW

600 GRANT STREET, PITTSBURGH, PA 15219, (412) 566-6000

TELECOPIERS - (412) 566-6099 / (412) 566-5952  
TELEX - 866172

RECORDATION NO. 13875-5

DEC 17 2 29 PM '87  
MOTOR OPERATED UNIT

DEC 17 1987-2 55 AM

CLIFFORD A. PASTEL  
(412) 566-6181

December 16, 1987 INTERSTATE COMMERCE COMMISSION

No. \_\_\_\_\_  
Date DEC 17 1987  
Fee \$ 10.00  
ICC Washington, D.C.

Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

Dear Secretary:

I have enclosed one fully executed and acknowledged counterpart original and 4 copies of the document described below to be recorded pursuant to Section 11303 of Title 49 of the U.S. Code.

The document is a Release, a secondary document dated December 10, 1987.

The primary document to which this is connected is recorded under Recordation No. 13875.

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

Debtors: Atlantic & Western Railway Company  
P.O. Box 1208  
Sanford, NC 27330

Atlantic & Western Financial Corporation  
P.O. Box 1208  
Sanford, NC 27330

Secured Party: Evans Railcar Leasing Company  
450 East Devon, Suite 300  
Itasca, IL 60143

A description of the equipment covered (i.e., released) by the document follows:

ATW 11000-11013, gondolas; ATW 4000,  
XM Boxcar; ATW 4165-4199, XP Boxcars

*Counterpart - Lisa M. Hughes*

OFFICES IN

NORTH MARKET SQUARE BUILDING  
122 KING BOULEVARD  
HARRISBURG, PA 17101  
(717) 233-3266

1818 N STREET N. W.  
WASHINGTON, D. C. 20036  
(202) 452-1074

UNIVERSITY OF PITTSBURGH  
APPLIED RESEARCH CENTER  
140 WILLIAM PITT WAY  
PITTSBURGH, PA 15238  
(412) 826-5400

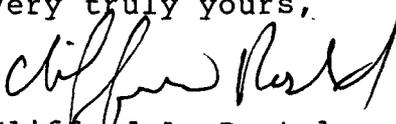
Interstate Commerce Commission  
December 16, 1987  
Page 2

A fee of \$10.00 is enclosed. Please return 4 copies not needed by the Commission for recordation to Clifford A. Pastel, Esq., Eckert Seamans Cherin & Mellott, 600 Grant Street, 42nd Floor, Pittsburgh, PA 15219.

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

Release dated December 10, 1987, to Security Agreement dated August 26, 1982, ICC Recordation No. 13875, as amended by Amendment dated February 24, 1983, ICC Recordation No. 13875-A, by Evans Railcar Leasing Company (Secured Party) of Atlantic & Western Railway Company and Atlantic & Western Financial Corporation (Debtors), releasing ATW 4000, 4165-4199, 11000-11013.

Very truly yours,



Clifford A. Pastel

CAP:icw  
Enclosure

Interstate Commerce Commission  
Washington, D.C. 20423

OFFICE OF THE SECRETARY

Clifford A. Pastel, Esq.  
Eckert Seamans Cherin & Mellott  
600 Grant Street, 42nd Floor  
Pittsburg, PA. 15219

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 12/17/87 at 2:35PM, and assigned re-  
recording number(s). 13875-B, 139]]-B, 10206-C, 10761-C, 13873-A, 11363-A  
9416-C, 13874-A & 13598-A

Sincerely yours,

*Noreta L. McGee*  
Secretary

Enclosure(s)

RECORDATION NO. 13875-B Filed 1983

DEC 17 1987-2 20 AM

RELEASE

INTERSTATE COMMERCE COMMISSION

KNOW ALL PERSONS BY THESE PRESENTS THAT

WHEREAS, Atlantic & Western Railway Company ("Railway") and Atlantic and Western Financial Corporation ("AWF") entered into a Security Agreement dated as of August 26, 1982 in favor of Evans Railcar Leasing Company ("Evans"); and

WHEREAS, the Security Agreement was recorded at the Interstate Commerce Commission on December 31, 1982 and has been assigned Recordation No. 13875; and

WHEREAS, Railway and AWF entered into an Amendment dated as of February 24, 1987 amending the Security Agreement; and

WHEREAS, the Amendment was recorded at the Interstate Commerce Commission on April 4, 1983 and has been assigned Recordation No. 13875-A; and

WHEREAS, the obligations secured by the Security Agreement, as amended, have been satisfied and discharged;

NOW, THEREFORE, for good and valuable consideration and intending to be legally bound, Evans hereby terminates the security interest created by the Security Agreement and the Amendment and releases and discharges all the collateral described therein.

IN WITNESS WHEREOF, Evans has duly executed this Release as of this 10<sup>th</sup> day of December, 1987.

ATTEST:

EVANS RAILCAR LEASING COMPANY

By: Edward D. Butcher

Title: ASST. SEC.

By: William M. Saylor

Title: V. Pres

STATE OF Illinois )  
 )  
COUNTY OF DuPage ) ss:

On this 10 day of Dec, 1987 before me personally appeared Edward Basteck, to me personally known, who being by me duly sworn, says that he is the Asst Secy of Evans Railcar Leasing Company, 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 he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Robert Sherman  
Notary Public

OFFICIAL SEAL  
ROBERT SHERMAN  
NOTARY PUBLIC STATE OF ILLINOIS  
MY COMMISSION EXP. AUG. 2, 1991

[SEAL]

My Commission expires:

STATE OF Illinois )  
 )  
COUNTY OF DuPage ) ss:

On this 10 day of Dec, 1987 before me personally appeared William Peyton, to me personally known, who being by me duly sworn, says that he is the V. Pres of Evans Railcar Leasing Company, 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 he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Robert Sherman  
Notary Public

OFFICIAL SEAL  
ROBERT SHERMAN  
NOTARY PUBLIC STATE OF ILLINOIS  
MY COMMISSION EXP. AUG. 2, 1991

[SEAL]

My Commission expires: