



LOUISVILLE & NASHVILLE RAILROAD COMPANY

908 W. BROADWAY • LOUISVILLE, KENTUCKY 40203 TELEPHONE (502) 587-5235

LAW DEPARTMENT

June 4, 1981

DAVID M. YEARWOOD  
GENERAL ATTORNEY

RECORDATION NO. 11911-A Filed 1425

JUN 8 1981 3 40 PM No. 1-159A142

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

INTERSTATE COMMERCE COMMISSION

Date JUN 8 1981

Fee \$ 10.00

ICC Washington, D. C.

Dear Madam Secretary:

There is transmitted to you herewith for filing and recordation, pursuant to 49 U.S.C. Section 11303, five duly executed counterparts of a Supplemental Agreement dated as of May 1, 1981 by and between Mercantile-Safe Deposit and Trust Company, whose address is Two Hopkins Plaza, Baltimore, Maryland 21201 and Louisville and Nashville Railroad Company, whose address is 908 West Broadway, Louisville, Kentucky 40203.

This Supplemental Agreement is supplemental to that Equipment Trust Agreement dated as of June 1, 1980 which was filed and recorded with the Interstate Commerce Commission on June 17, 1980 and assigned Recordation No. 11911.

By this Supplemental Agreement, said Equipment Trust Agreement is amended to include:

Two (2) 100-ton woodchip hopper cars bearing the Louisville and Nashville Railroad Company's road numbers 32005 and 32006.

This letter of transmittal is signed by an officer of Louisville and Nashville Railroad Company who has knowledge of the matters set forth herein.

JUN 8 3 45 PM '81 RECEIVED

Mrs. Agatha Mergenovich

-2-

June 4, 1981

Attached hereto is a draft in the amount of \$10.00 payable to the Interstate Commerce Commission covering the recordation fee for said Agreement.

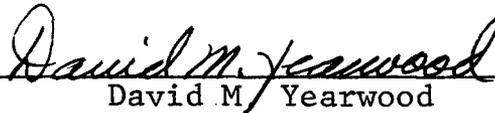
After recordation, please return the recorded counterparts of the Supplemental Agreement to:

Mr. David M. Yearwood  
General Attorney  
Louisville and Nashville Railroad Company  
P. O. Box 32290  
Louisville, Kentucky 40232.

Respectfully yours,

Louisville and Nashville Railroad Company

By



David M. Yearwood  
General Attorney

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

6/8/81

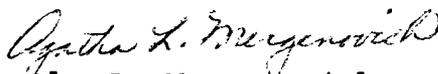
OFFICE OF THE SECRETARY

**David M. Yearwood**  
**General Attorney**  
**L & N RR. Co.**  
**908 West Broadway**  
**Louisville, KY. 40203**

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 **6/8/81** at **3:50pm**, and assigned re-recording number (s). **11911-A**

Sincerely yours,

  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

RECORDATION NO. 11911-A Filed 1425

Counterpart No. 1  
Of 5 Counterparts

JUN 8 1981 - 3 20 PM  
INTERSTATE COMMERCE COMMISSION

THIS SUPPLEMENTAL AGREEMENT, dated as of May 1, 1981, by and between MERCANTILE-SAFE DEPOSIT AND TRUST COMPANY, of Baltimore, Maryland, a corporation duly organized and existing under the laws of the State of Maryland, as Trustee under Louisville and Nashville Railroad Equipment Trust, Series 11, dated as of June 1, 1980, hereinafter called the "Trustee", and LOUISVILLE AND NASHVILLE RAILROAD COMPANY, a corporation duly organized and existing under the laws of the Commonwealth of Kentucky, hereinafter called the "Railroad Company",

WITNESSETH:

WHEREAS, by an Equipment Trust Agreement, dated as of June 1, 1980, by and between the Trustee and the Railroad Company constituting Louisville and Nashville Railroad Equipment Trust, Series 11, there was leased to the Railroad Company certain railroad equipment as more fully described in said Equipment Trust Agreement; and

WHEREAS, said Equipment Trust Agreement was, in accordance with the provisions thereof, filed and recorded with the Interstate Commerce Commission pursuant to 49 U.S.C. Section 11303 on June 17, 1980 at 10:00 A.M. and assigned Recordation No. 11911; and

WHEREAS, there is now on deposit with the Trustee the sum of \$20,739.20, and the Railroad Company has and does hereby request the Trustee to acquire with such funds so on deposit and deliver to it under said Equipment Trust Agreement two (2) 100-ton woodchip hopper cars (HTS) bearing the Railroad Company's road numbers 32005 and 32006.

NOW, THEREFORE, the Railroad Company does hereby agree to sell, assign, transfer and set over unto the Trustee, subject to the terms of the Equipment Trust Agreement, two (2) 100-ton woodchip hopper cars (HTS) bearing the Railroad Company's road numbers 32005 and 32006, having an aggregate Fair Value as of the date hereof of \$23,944.00.

The Equipment Trust Agreement is hereby amended to include said equipment.

The Trustee does hereby agree to lease said equipment to the Railroad Company under and subject to the terms of the Equipment Trust Agreement.

The Railroad Company agrees to accept and hold said equipment under and subject to the terms of the Equipment Trust Agreement, and to be bound by and to perform, with respect to said equipment, all of the applicable covenants of said Equipment Trust Agreement.

The Railroad Company agrees to furnish any additional funds over and above the funds on deposit which may be required for the Trustee to acquire the equipment described herein.

The Railroad Company will cause this Supplemental Agreement to be filed and recorded with the Interstate Commerce Commission pursuant to 49 U.S.C. Section 11303, and will furnish to the Trustee certificates or other evidence satisfactory to the Trustee of such filing and recording.

This Supplemental Agreement may be simultaneously executed in two or more counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute but one and the same instrument, which shall be sufficiently evidenced by any such original counterpart.

IN WITNESS WHEREOF, the Trustee, acting in accordance with the terms and conditions of said Equipment Trust Agreement, and the Railroad Company, pursuant to due corporate authority, have caused these presents to be signed in their respective corporate names by their respective officers thereunto duly authorized and their respective corporate seals to be hereunto affixed, duly attested, as of the day and year first above written.

MERCANTILE-SAFE DEPOSIT AND TRUST COMPANY,

Trustee

By



Assistant Vice President

(Corporate Seal)

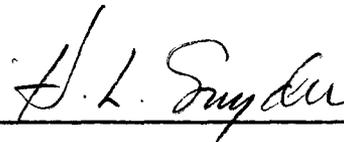
ATTEST:



Corporate Trust Officer

LOUISVILLE AND NASHVILLE RAILROAD COMPANY

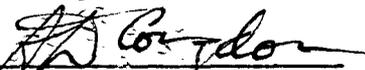
By



Vice President

(Corporate Seal)

ATTEST:



ATTESTING OFFICER

~~Assistant Secretary~~

