

14351-G

LAW OFFICES

ALVORD AND ALVORD

200 WORLD CENTER BUILDING

918 SIXTEENTH STREET, N.W.

WASHINGTON, D.C.

20006-2973

ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)

ROBERT W. ALVORD
ALBERT H. GREENE
CARL C. DAVIS*
CHARLES T. KAPPLER
JOHN H. DOYLE
MILTON C. GRACE*
GEORGE JOHN KETO**
RICHARD N. BAGENSTOS

* NOT A MEMBER OF D.C. BAR
** ALSO A MEMBER OF OHIO BAR

OF COUNSEL
JESS LARSON
JOHN L. INGOLDSBY
URBAN A. LESTER

CABLE ADDRESS
"ALVORD"

TELEPHONE
AREA CODE 202
393-2266

TELEX
440367 A AND A
440348 CDAA UI

RECORDATION NO. 14351-8 November 2, 1984

NOV 2 1984 3 25 PM

4-307A105

Mr. James H. Bayne
Secretary
Interstate Commerce Commission
Washington, D.C.

NOV 2 1984

Date

Fee \$

10.00

ICC Washington, D.C.

NOV 2 3 18 PM '84
MOTOR OPERATING UNIT
ICC OFFICE OF
THE SECRETARY

Dear Mr. Bayne:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. §11303(a) and the Rules for the Recordation of Documents thereunder is a Partial Release dated October 31, 1984, a "secondary document" as defined in 49 C.F.R. §1177.1(b).

The enclosed document relates to a Chattel Mortgage dated as of June 28, 1984 between ACF Industries, Incorporated, Mortgagor, and National Westminster Bank USA, as Agent, Mortgagee, which was filed and recorded at 1:25 p.m. on June 27, 1984 and assigned Recordation Number 14351.

A description of the railroad equipment covered by the enclosed document is set forth in Schedule A attached hereto and made a part hereof.

The name and address of the party to the enclosed document is:

National Westminster Bank USA, as Agent, Mortgagee
175 Water Street
New York, New York 10038

Also enclosed is a check in the amount of \$10 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

Kindly return the stamped copies of the enclosed document not needed for your official files to Charles T. Kappler, Esq., Alvord and Alvord, 918 Sixteenth Street, N.W., Washington, D.C. 20006.

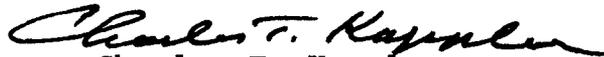
Handwritten signatures and initials on the left margin, including 'C.T. Kappler' and a large signature at the bottom.

Mr. James H. Bayne
Secretary
Interstate Commerce Commission
November 2, 1984
Page Two

A short summary of the enclosed secondary document to be included in the Commission's Index is:

Partial Release dated October 31, 1984 executed by National Westminster Bank USA, as Agent, Mortgagee, releasing railroad equipment from Chattel Mortgage dated as of June 28, 1984.

Very truly yours,


Charles T. Kappler

SCHEDULE A

RAIL CARS

<u>Car No.</u>	<u>Type</u>
ACFX 36960-36985	CF 5701
ACFX 38337	CF 5701
ACFX 37851-37950	CF 5251
ACFX 38348-38358	CF 5701

Interstate Commerce Commission
Washington, D.C. 20423

11/2/84

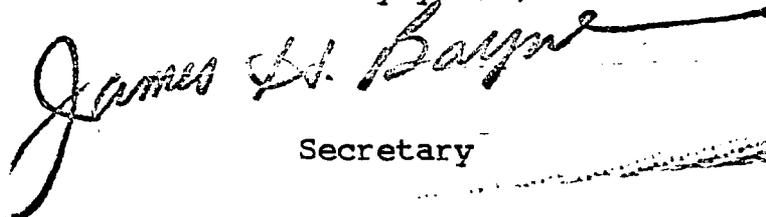
OFFICE OF THE SECRETARY

Charles T. Kappler
Alvord & Alvord
918 16th Street N.W.
Washington, D.C. 20006-2973

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 11/2/84 at 3:25pm and assigned re-
recording number(s). 14351-G

Sincerely yours,


Secretary

Enclosure(s)

ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)

ROBERT W. ALVORD
ALBERT H. GREENE
CARL C. DAVIS*
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LAW OFFICES
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200 WORLD CENTER BUILDING
918 SIXTEENTH STREET, N.W.
WASHINGTON, D. C.
20006-2973

November 16, 1984

OF COUNSEL
JESS LARSON
JOHN L. INGOLDSBY
URBAN A. LESTER

CABLE ADDRESS
"ALVORD"

TELEPHONE
AREA CODE 202
393-2266

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440348 CDAA UI

Mr. James H. Bayne
Secretary
Interstate Commerce Commission
Washington, D.C.

Re: Recordation Number 14351

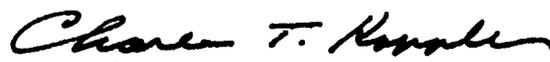
Dear Mr. Bayne:

On November 2, 1984 I submitted for filing and recordation pursuant to the provisions of 49 U.S.C. §11303 a Release (Partial) dated as of October 31, 1984 executed by National Westminster Bank USA, as Agent. This Release, which relates to the Chattel Mortgage dated as of June 28, 1984 between ACF Industries, Incorporated, Mortgagor, and National Westminster Bank USA, as Agent, Mortgagee, was duly filed and recorded at 3:25 p.m. on November 2, 1984 under Recordation Number 14351-G.

A typographical error in the second line from the bottom of the first paragraph of the Release has been brought to my attention (viz., the second "June 28, 1984" in the line should correctly read "June 27, 1984").

In order that the foregoing correcting information be a part of the public files of the Commission, I request that this letter be attached to the copy of the Release (Recordation Number 14351-G) which is deposited in the Commission's Recordation Room.

Very truly yours,


Charles T. Kappler

RECORDATION NO. 14351-4
FILE NO. 145

NOV 2 1984 - 3 25 PM

RELEASE

ICC Copy
14351-G

INTERSTATE COMMERCE COMMISSION

KNOW ALL MEN BY THESE PRESENTS, that National Westminster Bank USA (the "Agent"), a national banking system having its principal office at 175 Water Street, New York, New York 10038, in its capacity as Agent under that certain Loan Agreement, dated June 28, 1984, among ACF Industries, Incorporated, a New Jersey corporation (the "Borrower"), the Agent and the Banks signatory thereto, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby remise, release and discharge the lien on the railroad rolling stock identified on Schedule I hereto granted pursuant to that certain Chattel Mortgage executed by the Borrower in favor of the Agent, dated as of June 28, 1984 and recorded on June 28, 1984 with the Interstate Commerce Commission as document no. 14351.

It is hereby expressly understood that this release shall not affect or impair the security of said Chattel Mortgage upon any portion of the railroad rolling stock subject thereto, except the railroad stock hereinabove particularly described.

IN WITNESS WHEREOF, the Agent, pursuant to due corporate authority, has caused these presents to be signed in its corporate name by a duly authorized officer and its corporate seal to be hereunto affixed and duly attested, as of ^{31st} day of October, 1984.

NATIONAL WESTMINSTER BANK USA
in its capacity as Agent

[CORPORATE SEAL]



By: [Signature]
ASSISTANT TREASURER (Title)

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

One the ^{1st} day of ^{November} October, 1984, before me personally appeared Ellen O'Grady to me personally known, who being by me duly sworn, did depose and say that she is an Assistant Treasurer ~~Vice President~~ of NATIONAL WESTMINSTER BANK USA, that the seal affixed to the foregoing instrument is the corporate seal of said national banking association, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and she acknowledged that the execution of the foregoing instrument was the free act and deed of said national banking association.

Connie Mac Kenzie
Notary Public
My Commission expires _____

CONNIE MACKENZIE
Notary Public, State of New York
No. 24-477343
Qualified in Kings County
Commission Expires March 30, 1986

SCHEDULE I
RAIL CARS

<u>Car No.</u>	<u>Type</u>
ACFX 36960-36985	CF 5701
ACFX 38337	CF 5701
ACFX 37851-37950	CF 5251
ACFX 38348-38358	CF 5701