

SEABOARD SYSTEM RAILROAD

500 Water Street · Jacksonville, Florida 32202 · (904) 359-3100

August 28, 1984

Law Department
Writer's direct telephone line:
359-3674

Ms. Mildred Lee
Interstate Commerce Commission
12th & Constitution, N.W.
Washington, D. C. 20423

RECORDATION NO. 14302 - c
Filed 1425
AUG 31 1984 - 2 50 PM
INTERSTATE COMMERCE COMMISSION

Dear Ms. Lee:

I am enclosing three counterparts of a Third Amendment to Interim Use Agreement, dated as of August 31, 1984, to an Interim Use Agreement dated as of March 1, 1984, which was filed with the Commission on March 29, 1984 and assigned recordation Number 14302. I am enclosing a voucher in the amount of \$10 to cover the recordation fee. Please return any counterparts not needed for recordation to:

Mr. Edward C. Tannen
Assistant General Solicitor
Seaboard System Railroad, Inc.
500 Water Street
Jacksonville, Florida 32202

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

Extended term to December 1, 1984.

Yours very truly,

Edward C. Tannen
Assistant General Solicitor

Interstate Commerce Commission
Washington, D.C. 20423

OFFICE OF THE SECRETARY

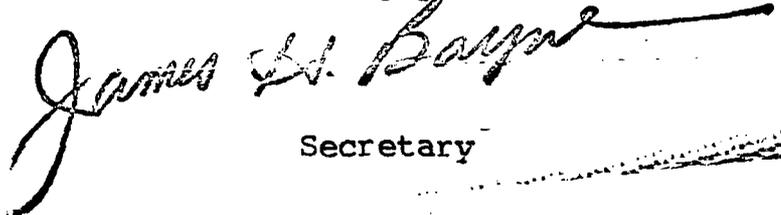
Edward C. Tannen
Assistant General Solicitor)
Seaboard System RR Co.
500 Water Street
Jacksonville, Florida 32202

September 5, 1984

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 8/31/84 at 2:50PM and assigned re-
recording number(s). 14302-C

Sincerely yours,


Secretary

Enclosure(s)

RECORDATION NO. 14302-^c Filed 1425

AUG 31 1984 9 10 PM

INTERSTATE COMMERCE COMMISSION

THIRD AMENDMENT TO INTERIM USE AGREEMENT

AMENDMENT, dated as of August 31, 1984, by and between The Atlantic Land and Improvement Company ("AL&I") and Seaboard System Railroad, Inc. ("SBD"), both Virginia corporations.

WHEREAS, the parties hereto have entered into an Interim Use Agreement dated as of March 1, 1984, pursuant to which AL&I permitted SBD to use 28 Model SD-50 locomotives bearing road numbers SBD 8525-8552, inclusive, owned by AL&I, pending completion of financing arrangements by SBD which was filed with the Interstate Commerce Commission pursuant to 48 U.S.C. Section 11303 on March 29, 1984 and assigned Recordation Number 14302.

WHEREAS, by an Amendment dated as of May 31, 1984, the parties extended the Interim Use Agreement until August 31, 1984; and

WHEREAS, by a Second Amendment dated as of July 2, 1984 the parties included seven (7) additional Model SD-50 locomotives bearing road numbers SBD 8596-8602, inclusive; and

WHEREAS, said Interim Use Agreement expires on the earlier of August 31, 1984 or the date of payment of the purchase price of said locomotives; and

WHEREAS, SBD will not have its financing arrangements completed by August 31, 1984, and desires the continued use of said locomotives; and

WHEREAS, AL&I is willing to permit SBD to use said locomotives as bailee pending completion of financing arrangements;

NOW, THEREFORE, the parties hereto hereby agree that the Interim Use Agreement dated as of March 1, 1984, shall not expire on August 31, 1984, but shall continue until December 1, 1984, or the date of payment of the purchase price of the locomotives, whichever is earlier.

THE ATLANTIC LAND AND IMPROVEMENT COMPANY

BY *A. L. Supter*
Vice President & Treasurer

ATTEST:

James J. Kidd
Assistant Secretary

SEABOARD SYSTEM RAILROAD, INC.

By *A. L. Supter*
Vice President-Treasurer

ATTEST:

James J. Kidd
ATTESTING OFFICER

STATE OF FLORIDA)
) ss:
COUNTY OF DUVAL)

On this 28th day of August, 1984, before me personally appeared H. L. SNYDER, to me personally known, who, being by me duly sworn, says that he is Vice President & Treasurer of The Atlantic Land and Improvement Company, that one of the seals 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.

Sylvia A. Posser
Notary Public

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES FEB 9, 1985
BONDED THROUGH MUROSKI-ASHTON, INC

(SEAL)

STATE OF FLORIDA)
) ss:
COUNTY OF DUVAL)

On this 28th day of August, 1984, before me personally appeared H. L. SNYDER, to me personally known, who, being by me duly sworn, says that he is Vice President-Treasurer of Seaboard System Railroad, Inc., that one of the seals 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.

Sylvia A. Posser
Notary Public

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES FEB 9, 1985
BONDED THROUGH MUROSKI-ASHTON, INC

(SEAL)