

961 CITYTRUST
~~697~~ Main Street
Bridgeport, Connecticut 06602

August 16th, 1984

4-233A043

Mr. James H. Bayne
Secretary of the Interstate
Commerce Commission
12th Street and Constitution
Avenue, N.W.
Washington, D.C. 20423

14410/A
RECORDATION NO. Filed 1425

AUG 20 1984 - 1 21 PM

INTERSTATE COMMERCE COMMISSION

No. _____

Date AUG 20 1984

Fee \$ 10.00

ICC Washington, D.C.

Attention: Ms. Mildred Lee

Re: Phoenix Tank Car Corp.
to John L. Macdonald

Gentlemen:

Enclosed for filing please find the original and two certified true copies of an Assignment of Security Agreement described as follows:

Mortgagor (Debtor)	Phoenix Tank Car Corp. c/o Charles P. Steuber, Jr. Old Rock Court Norwalk, Connecticut 06850
Mortgagee/Assignor	John L. Macdonald 645 North Broadway Upper Nyack, New York 10960
Assignee (Secured Party)	Citytrust 691 Main Street Bridgeport, Connecticut 06602

Equipment Covered (Collateral):

<u>Items</u>	<u>Location, etc.</u>
Two (2) 23,600 gallon insulated exterior piped railway tank cars manufactured by Trinity Industries, Inc. AAR Mechanical Designation = T106. DOT # = 111A100W1.	Initial location: c/o Trinity Industries, Inc. Longview, Texas
Identifying Marks = COTX1007 COTX1008	
Serial Numbers = 443,631 443,632	

ICC OFFICE OF THE SECRETARY
AUG 20 1 1-PM '84
MOTOR OPERATING UNIT

Mr. James H. Bayne

- 2 -

August 16, 1984

Please return the original Assignment of Security Agreement and address any inquiries or correspondence to us in care of our attorney:

Peter M. Edelstein
Edelstein & Lochner
495 Main Street
Armonk, New York 10504

Also enclosed please find our check in the amount of \$10.00 for your filing fee.

Very truly yours,

CITYTRUST

By John J. Bourne, AVP

Enc.

The undersigned attorney is licensed to practice law in the State of New York and does hereby certify that the attached document is a true and complete copy of the original.

Dated August 17, 1984



Peter M. Edelstein

This Instrument, made this 16th day of August 19 84

BETWEEN JOHN L. MACDONALD

residing at 645 North Broadway
Upper Nyack, New York 10960

14410
RECORDATION NO. Filed 1025

Assignor(s), and

AUG 20 1984 7 08 PM

residing at CITYTRUST
961 Main Street
Bridgeport, Connecticut 06602

INTERSTATE COMMERCE COMMISSION

Assignee(s).

WITNESSETH, that the Assignor(s), for a good and valuable consideration to the Assignee(s) in hand paid by the Assignee(s), has sold, assigned and transferred, and does hereby sell, assign, and transfer to the Assignee(s), a certain Security Agreement in the sum of \$94,750.00 dated August 16th, 1984 and made by Phoenix Tank Car Corp.

payable to John L. Macdonald
and a financing statement was* filed in the Office of the _____ of _____ County, on the _____ day of _____ 19 _____ at _____ o'clock _____ M, under file number _____

together with all indebtedness and moneys owing by virtue of said Security Agreement secured thereby, and together with all the right, title and interest of the Assignor(s) in and to the chattels therein described and claimed by virtue thereof, ~~kept at premises~~

to wit the following chattels:

Items

Two (2) 23,600 gallon insulated exterior piped railway tank cars manufactured by Trinity Industries, Inc. AAR Mechanical Designation = T106. DOT # = 111A100W1.

Identifying Marks = COTX1007
COTX1008

Serial Numbers = 443,631
443,632

*Delete out if a financing statement was not filed.

AND the Assignor (\$) hereby covenants that there is due and unpaid on said Security Agreement the sum of \$ 94,750.00 with interest at City Trust Prime per centum from August 16 1984.

AND the Assignor (\$) does hereby make, constitute and appoint the Assignee (\$) as the true and lawful attorney, irrevocable, in name or otherwise, but at the proper costs and charges of the Assignee (\$), to have, use and take, all lawful means for the recovery of the said money and interest; and in case of payment to discharge the same as fully as the Assignor (\$) might or could do if these presents were not made.

IN WITNESS WHEREOF, each Assignor has set his hand and seal or caused these presents to be signed by its proper corporate officers and cause its proper corporate seal to be hereto affixed, the day of August 16, 19 84.

Signed, sealed and delivered in the presence of Peter V. Wall

John L. Macdonald L.S.
John L. Macdonald L.S.

STATE OF New York COUNTY OF New York ss.:
On the 16th day of August, 19 84 before me personally came
JOHN L. MACDONALD

to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and he acknowledged to me that he executed the same.

Peter V. Wall
Notary Public
PETER V. WALL
Notary Public, State of New York
No. 31-9822803
Qualified in New York County
Commission Expires March 30, 1986

STATE OF _____ COUNTY OF _____ ss.:
On the _____ day of _____ 19 _____ before me came

to me known, who, being by me duly sworn, did depose and say that he resides in _____ that he is the _____ of _____ 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 _____ of said corporation; and that he signed his name thereto by like order.

JOHN L. MACDONALD
TO
CITYTRUST
Assignment
Security Agreement
Dated, August 16th, 1984