

WINTERS, DEATON & BRIGGS

ATTORNEYS & COUNSELORS

9055 KATY FREEWAY, SUITE 300
HOUSTON, TEXAS 77024
(713) 461-4331

5-109A010

SHERRY S. THOMAS

CABLE "WINLAW HOU"
TELEX 79 5208

RECORDATION NO. 11093-B FILED 1425 April 12, 1985

APR 19 1985 - 11 25 AM

INTERSTATE COMMERCE COMMISSION

Secretary
Interstate Commerce Commission
Washington, D.C. 20423

No.

Date ... APR. 13. 1985 ...

Fee \$ 10.00

ICC Washington, D. C.

Re: Assignment of Rights Under Mortgage

Gentlemen:

On behalf of our client, MBank Greenway, please find enclosed herewith three original, executed Assignments from Capital Bank West Loop, N.A. (Assignor) to MBank Greenway ("Assignee") of the following mortgage, which mortgage covers railroad hopper cars:

Mortgagor - Glenn A. Welsch
Mortgagee - Capital Bank West Loop
Mortgage recordation #11093
Prior Assignment recordation #11093-A

I enclose our Firm's check in the amount of \$10.00 for payment of recordation fee of the enclosed. Please return one original document to the undersigned.

Very truly yours,

WINTERS, DEATON, BRIGGS & McCAIN

Sherry S. Thomas (sc)
Sherry S. Thomas

SST/sc

Enclosures

Interstate Commerce Commission
Washington, D.C. 20423

4/19/85

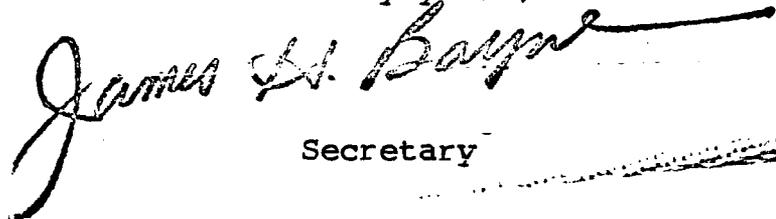
OFFICE OF THE SECRETARY

Sherry S. Thomas
Winters, Deaton & Briggs
9055 Katy Freeway, Suite 300
Houston, Texas 77024

Dear Ms. Thomas:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 4/19/85 at 11:25am and assigned re-
recording number(s). 11093-B

Sincerely yours,


Secretary

Enclosure(s)

APR 19 1985 - 11 25 AM

ASSIGNMENT

INTERSTATE COMMERCE COMMISSION

This Assignment is made and entered into effective from and after the 28th day of November, 1984, by and between CAPITAL BANK WEST LOOP, N.A. (formerly WEST LOOP NATIONAL BANK) ("Assignor"), a national banking association located at 2100 West Loop at San Felipe, Houston, Texas and MBANK GREENWAY ("Assignee") a state banking association located at 3403 Richmond, Houston, Texas.

WITNESSETH:

WHEREAS, Assignor loaned certain funds to Glenn A. Welsch ("Debtor") in connection with the purchase or refinancing of two railroad hopper cars; and

WHEREAS, for security in connection with such financing transaction Assignor obtained a security interest in such cars and other collateral and, in addition thereto, an Assignment of that Security Agreement; Chattel Mortgage and Assignment of Accounts and Contract Rights (the "Security Agreement") between Debtor and Mercantile National Bank at Dallas filed with the Interstate Commerce Commission on November 27, 1979 under Recordation No. 11093, said Assignment filed under Recordation No. 11093-A (the cars and other collateral described in and made subject to the Security Agreement being hereinafter referred to collectively as the "Collateral"); and

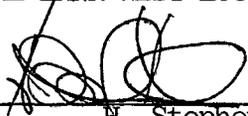
WHEREAS, the Assignee has agreed to refinance the loan made by Assignor to Debtor;

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) in hand paid and the receipt of other good and valuable consideration the receipt and adequacy of which is hereby acknowledged, the parties hereto agree as follows:

1. Assignor hereby grants, conveys and assigns to Assignee all of Assignor's rights, title and interest in, to and under the Security Agreement and the Collateral subject thereto, and Assignee hereby accepts such assignment.
2. Assignee shall hereafter be entitled to all of the rights, privileges and remedies granted to Assignor under the Security Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this instrument to be effective as of the date first set forth above.

CAPITAL BANK WEST LOOP, Assignor

By: 
Name: H. Stephen Akin
Title: Senior Vice President

