



CSX DISTRIBUTION SERVICES & CSX EQUIPMENT

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RECORDATION NO 7337 FILED 1425 March 14, 1989

MAR 15 1989 - 2 55 PM

INTERSTATE COMMERCE COMMISSION

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9-074A015

Secretary  
Interstate Commerce Commission  
Attention: Recordation Unit  
12th Street & Constitution Avenue, N.W.  
Washington, DC 20423

Gentlemen:

On behalf of CSX Transportation, Inc., enclosed for filing and recording under 49 U.S.C. §11303(a) and the regulations promulgated thereunder, are four executed counterparts of a secondary document, not previously recorded, entitled Instrument of Satisfaction and Release dated as of March 1, 1989.

The parties to the enclosed release are:

First Pennsylvania Bank, N.A., as Agent  
3010 Market Street, 2nd Floor  
Philadelphia, PA 19101

CSX Transportation, Inc.  
Successor by merger to The Chesapeake and Ohio  
Railway Company (C&O) (Vendee)  
100 North Charles Street  
Baltimore, MD 21201

RECORDED  
MAR 15 1989

The enclosed document, among other things, terminates that certain Conditional Sale Agreement dated as of March 1, 1974, by and between ACF Industries, Incorporated (the Vendor) and the Vendee and Agreement and Assignment dated March 1, 1974, from the Vendor to the Bank and recorded with the Interstate Commerce Commission on May 10, 1974, and assigned Recordation No. 7337-B. Said document also releases all of the equipment under said Conditional Sale Agreement and Agreement and Assignment as amended and supplemented.

The units of equipment covered by the enclosed document are all units identified in the Conditional Sale Agreement as amended and supplemented. A short summary of the document to appear in the ICC Index is as follows:

"Full and Complete Release."

Enclosed is a check in the amount of \$13 in payment of the filing fee.

Once the filing has been made, please return to the undersigned stamped copies of the Release not needed for your files, together with the fee receipt, a copy of the letter from the ICC acknowledging the filing, and an extra copy of this letter of transmittal.

Very truly yours,

RFH/mm  
Enclosures



RECORDED 7331 FILED 1425  
MAR 15 1989 - 2:55 PM  
INTERSTATE COMMERCE COMMISSION

Counterpart No. 1  
Of 4 Counts

RELEASE AND SATISFACTION AND BILL OF SALE

THE CHESAPEAKE AND OHIO RAILWAY COMPANY  
CONDITIONAL SALE AGREEMENT DATED AS OF MARCH 1, 1974

KNOW ALL MEN BY THESE PRESENTS that The Pennsylvania Banking and Trust Company, as Agent, assignee of a certain Conditional Sale Agreement dated as of March 1, 1974, between ACF Industries, Incorporated and The Chesapeake and Ohio Railway Company, hereby certifies that all of the \$6,795,000.00 Conditional Sale Indebtedness, with interest thereon at the rates of 8-3/8 and 8-5/8% per annum, has been fully paid or payment duly provided for, and all of the obligations under said Conditional Sale Agreement has been fully complied with and performed.

WHEREFORE, in consideration of One Dollar (\$1.00) and other valuable consideration:

First Pennsylvania Bank, N.A. (formerly The Pennsylvania Banking and Trust Company), does hereby declare said Conditional Sale Agreement dated as of March 1, 1974, to be satisfied and cancelled and does consent that the same be discharged of record, and further First Pennsylvania Bank, N.A. (formerly The Pennsylvania Banking and Trust Company) does hereby sell, assign, convey, transfer, set over, release and quitclaim without warranty or guaranty of any kind, express or implied, unto CSX Transportation, Inc. (Successor by merger to The Chesapeake and Ohio Railway Company) all of its right, title and interest in and to all of the railroad equipment of every character included in the said Conditional Sale Agreement and now held by First Pennsylvania Bank, N.A.

IN WITNESS WHEREOF, First Pennsylvania Bank, N.A. has caused these presents to be executed in its name by one of its ASST VICE PRESIDENT thereunto duly authorized and its corporate seal to be hereunto affixed and attested by one of its ASST SECRETARIES as of this 15 day of March, 1989.

ATTEST: FIRST PENNSYLVANIA BANK, N.A.,  
as Agent

John A. Bombardieri

By [Signature]

STATE OF PENNSYLVANIA )  
                                  ) SS.  
COUNTY OF PHILADELPHIA)

On this 15 day of March, 1989, before me personally appeared CON HRomyCH, to me personally known, who, being by me duly sworn, says that he is a ASST VICE PRESIDENTS of FIRST PENNSYLVANIA BANK, N.A., that the seal affixed to the foregoing instrument is the seal 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.

Lynne N. McCorry  
Notary Public

NOTARIAL SEAL  
LYNNE N. McCORRY, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires July 2, 1990