

\$10

RECORDATION NO. 7556-H 7556-H
Fics 1423

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

LAW OFFICES
ALVORD AND ALVORD
JUN 30 1980 12:52 PM

200 WORLD CENTER BUILDING
918 SIXTEENTH STREET, N.W.

WASHINGTON, D. C. I. C. C.
20006 FEE OPERATION BR.

June 30, 1980

OF COUNSEL
JESS LARSON
URBAN A. LESTER

CABLE ADDRESS
"ALVORD"

TELEPHONE
AREA CODE 202
393-2266

TELEX
440348 CDAU UI

Agatha L. Mergenovich, Secretary
Interstate Commerce Commission
Washington, D.C. 20434

No. 185A733
Date JUN 30 1980
Fee \$ 10.00

Dear Madam:

ICC Washington, D. C.

Enclosed for recordation pursuant to the provisions of Section 11303(a) of Title 49 of the United States Code and the regulations thereunder are three counterparts of a Release and Reassignment dated June 27, 1980 executed by Central Penn National Bank.

The document relates to a Chattel Mortgage and Security Agreement dated June 21, 1974 between Emons Leasing Co., Inc. and Central Penn National Bank which was filed and recorded at 10:00 a.m. on July 1, 1974 and assigned Recordation Number 7556.

A general description of the railroad equipment covered by the document is set forth in Exhibit A attached to this letter and made a part hereof.

The undersigned is agent for Central Penn National Bank for the purpose of recording the document and has knowledge of the matters set forth therein.

Please return the counterparts of the document not needed for recordation purposes to Charles T. Kappler, Esq., Alvord and Alvord, 200 World Center Building, Washington, D.C. 20006.

Also enclosed is a remittance in the amount of \$10.00 in payment of the required recordation fee.

Very truly yours,

ALVORD AND ALVORD

By Charles T. Kappler

Charles T. Kappler

Vertical handwritten notes on the left margin, including a signature that appears to be "Charles T. Kappler".

EXHIBIT A

7556 2
7556-H

10 fifty ton, forty foot six inch wood lined general purpose boxcars, Class "XM" having MPA reporting marks and the following serial numbers:

- 15117
- 15118
- 15153
- 15155
- 15159
- 15188
- 15189
- 15191
- 15193
- 15194

JUN 30 1980 - 4 00 PM

RELEASE AND REASSIGNMENT

INTERSTATE COMMERCE COMMISSION

WHEREAS, pursuant to a Chattel Mortgage and Security Agreement dated June 21, 1974 (the "Chattel Mortgage") between EMONS LEASING CO., INC. ("Emons") whose address is 490 East Market Street, York, Pennsylvania and CENTRAL PENN NATIONAL BANK, a national banking association, ("Central Penn") with an office at Five Penn Center Plaza, Philadelphia, Pennsylvania, which Chattel Mortgage was filed with the Interstate Commerce Commission on July 1, 1974 under Recordation Number 7556, Emons granted to Central Penn a security interest in and a lien upon ten (10) rebuilt, fifty-ton, forty foot six inch, wood lined, general purpose boxcars, Class "XM", bearing Maryland and Pennsylvania Railroad Company numbers as set forth on Exhibit A annexed hereto, which security interest and lien secures the obligations of Emons to Central Penn under a Loan Agreement made as of April 5, 1974 between Emons and Central Penn (the "Loan Agreement"); and

WHEREAS, said Chattel Mortgage was amended by Amendment dated May 6, 1980 (the "Amendment"), which Amendment was filed with the Interstate Commerce Commission on May 6, 1980, under Recordation Number 7556-D, and which Amendment provides that the security interest and lien granted to Central Penn in the Chattel Mortgage shall, in addition, secure the obligations of Emons under the Specific Guaranty, dated May 6, 1980, which is referred to in the Amendment; and

WHEREAS, to further secure the repayment of certain indebtedness by Emons to Central Penn, Emons entered into an Agreement and Assignment dated June 21, 1974 (the "Agreement and Assignment") with Central Penn, which Agreement and Assignment was filed with the Interstate Commerce Commission on July 1, 1974 under Recordation Number 7556-A, pursuant to which Emons assigned its rights under a certain Conditional Sales Agreement dated May 1, 1974 between Emons and Maryland and Pennsylvania Railroad Company to Central Penn; and

WHEREAS, Central Penn has received repayment in full of the indebtedness due Central Penn from Emons under the Loan Agreement and Emons has satisfied the conditions set forth in the Amendment;

NOW, THEREFORE, Central Penn, in consideration of the sum of One (\$1.00) Dollar to it in hand paid by Emons, the receipt of which is hereby acknowledged, does hereby (i) terminate, satisfy and revoke the Chattel Mortgage, as amended, and the lien, charge or security interest created thereby, and (ii) reassign, sell, transfer and set over unto Emons the Agreement and Assignment together with all the rights, title and interest of Central Penn thereunder.

IN WITNESS WHEREOF, Central Penn National Bank, has caused this instrument to be executed in its corporate name by one of its corporate officers and its corporate seal to be hereunto affixed and attested by one of its Secretaries, this 21 day of June, 1980.

CENTRAL PENN NATIONAL BANK

Attest:

John H. Weillman AC
Title: ASST. CASHIER

By: [Signature]
Title ASST. VICE PRES

EXHIBIT A

10 fifty ton, forty foot six inch wood lined general purpose boxcars, Class "XM" having MPA reporting marks and the following serial numbers:

15117
15118
15153
15155
15159
15188
15189
15191
15193
15194

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF PHILADELPHIA) : ss.:

On this 27 day of June, 1980, before me personally appeared Robert Kealey, to me personally known, who, being by me duly sworn, says that he is AV Pres. of CENTRAL PENN NATIONAL BANK; that the seal 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.

My Commission Expires:

ANGELA M. HILLER
Notary Public, Phila., Phila. Co.
My Commission Expires March 17, 1984


Notary Public