

Counterpart - Kim Bartman

RECORDATION NO. 18687-A FILED

ALVORD AND ALVORD
ATTORNEYS AT LAW
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JAN 14 '98 1-40PM

ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)

OF COUNSEL
URBAN A. LESTER

January 14, 1998

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
Washington, D.C. 20423

JAN 14 1 40 PM '98
RECEIVED
SURFACE TRANSPORTATION
BOARD

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are three (3) copies of a Partial Termination of Lease and Partial Release of Security Interest, dated January 12, 1998, a secondary document as defined in the Board's Rules for the Recordation of Documents under 49 C.F.R. Section 1177.

The enclosed document relates to the Memorandum of Lease Agreement previously filed with the Commission under Recordation Number 18687.

The names and addresses of the parties to the enclosed document are:

Lessor/
Secured Party: The Fifth Third Leasing Company
38 Fountain Square Plaza
Cincinnati, Ohio 45263

A description of the railroad equipment covered by the enclosed document is:

one hundred fifty (150) refurbished hopper cars bearing CR reporting marks and road numbers within the series 886327 through 888159.

Mr. Vernon A. Williams
January 14, 1998
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Also enclosed is a check in the amount of \$24.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

RWA/bg
Enclosures

SURFACE TRANSPORTATION BOARD
WASHINGTON, D. C. 20423-0001

OFFICE OF THE SECRETARY

Robert W-. Alvord
Alvord and Alvord
918 Sixteenth Street, NW., Ste. 200
Washington, DC 20006-2973

DATE: 1/14/98

Dear Sir:

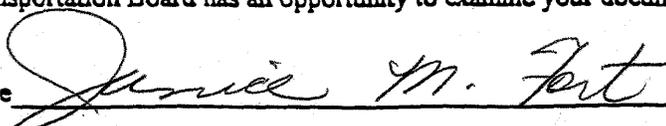
The enclosed document(s) was recorded pursuant to the provisions of 49 U.S.C. 11301
and 49 CFR 1177.3 (c), on 1/14/98 at 1:40PM, and
assigned recordation number(s). 18687-A and 18916-J.

Sincerely Yours,


Vernon A. Williams
Secretary

Enclosure(s)

\$ 48.00 The amount indicated at the left has been received in payment of a fee in
connection with a document filed on the date shown. This receipt is issued for the amount paid.
In the event of an error or any questions concerning this fee, you will receive a notification after
the Surface Transportation Board has an opportunity to examine your document.

Signature 

RECORDATION NO. 18687-A FILED

**PARTIAL TERMINATION OF LEASE
AND
PARTIAL RELEASE OF SECURITY INTEREST**

JAN 14 '98

1-40 PM

The undersigned, THE FIFTH THIRD LEASING COMPANY, Lessor and Secured Party, for good and valuable consideration, the receipt and sufficiency of which is acknowledged, hereby terminates, releases and discharges its security interest in and to the following railroad equipment: one hundred and fifty (150) refurbished hopper cars bearing CR reporting marks and road numbers, all of which were covered by the Memorandum of Lease Agreement, dated as of March 17, 1992, between The Andersons, an Ohio Limited Partnership, as Lessee, and The Fifth Third Leasing Company, as Lessor.

The said Memorandum of Lease was recorded with the Interstate Commerce Commission on February 4, 1994 at 12:45 p.m. under Recordation Number 18687.

In all other respects, the said Memorandum of Lease Agreement remains in full force and effect.

Dated this 12 day of January, 1998.

THE FIFTH THIRD LEASING COMPANY

By: *Thomas A. Merkle*
Title: VP

State of Ohio)
) ss:
County of Hamilton)

On this 12 day of January, 1998, before me personally appeared Thomas A. Merkle, to me personally known, who being by me duly sworn, says that (s)he is a Vice President, of Fifth Third Bank and that said instrument was signed on behalf of said Corporation, by authority of its Board of Directors, and (s)he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Marsha J. Bubeck
NOTARY PUBLIC

My Commission expires:

MARSHA J. BUBECK
Notary Public, State of Ohio
My Commission Expires Oct. 29, 2000