

# HELM FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

RECORDATION NO. 15040-C FILED 1425

JUL 6 1992 - 10 40 AM

INTERSTATE COMMERCE COMMISSION

June 12, 1992

JUL 6 10 30 AM '92  
MOTOR OPERATING UNIT

Ms. Mildred Lee  
Recordations Unit  
Interstate Commerce Commission  
12th and Constitution Avenue, N.W.  
Washington, DC 20423

Dear Ms. Lee:

On behalf of Helm Financial Corporation, I submit for filing and recording, under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder the following document:

Two (2) executed counterparts of a document entitled Termination of Assignment of Lease and Security Interest dated as of March 25, 1992 ("Termination of Assignment of Lease and Security Interest") and executed on March 31, 1992.

In connection with the recording of the Termination of Assignment of Lease and Security Interest, please note the following information:

Name and Address of Executing Party:

First National Bank of Louisville ("Bank")  
101 South Fifth Street  
Louisville, KY 40202

Equipment:

Certain open top hopper railcars described in Schedule A to the Lease of Railroad Equipment dated as of August 1, 1986

Previous ICC Filings:

The Assignment of Lease dated as of August 22, 1986, as amended, between the Bank and HM Joint Venture and the Security Agreement dated as of October 1, 1986, as amended, between the Bank and HM Joint Venture are on file under Recordation No. 15041-A filed on September 2, 1986 at 3:10 PM and under Recordation Nos. 15040, 15040-A and 15040-B filed on December 16, 1987 at 10:40 AM.

Summary of Document to Appear in ICC Index:

"Termination of Lease and Security Interest"

Payment of the filing fee of sixteen dollars (\$16.00) is included in the enclosed check.

Sincerely,

Sharon L. Van Fossan  
Contract Administrator

svf  
Enclosures (2)

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**TERMINATION OF ASSIGNMENT OF LEASE AND SECURITY INTEREST**

JUL 6 1992 - 10 40 AM

INTERSTATE COMMERCE COMMISSION

THIS TERMINATION OF ASSIGNMENT OF LEASE dated as of March 25, 1992, by the **FIRST NATIONAL BANK OF LOUISVILLE**, a national banking association ("**FNBL**"):

1. Recitals: FNBL entered into an Assignment of Lease dated as of August 22, 1986, as amended (the "**Assignment**") and a Security Agreement dated as of October 1, 1986, as amended ("**Security Agreement**") with HM Joint Venture, pursuant to which FNBL acquired an interest in a Lease of Railroad Equipment dated as of August 1, 1986 (the "**Lease**") with respect to certain open top hopper railcars as described in Schedule A to the lease (the "**Units**"). The Assignment and the Security Agreement are on file at the Interstate Commerce Commission ("**ICC**") under Recordation No. 15041-A filed on September 2, 1986 at 3:10 p.m. and under Recordation Nos. 15040, 15040-A and 15040-B filed on December 16, 1987 at 10:40 a.m.

2. Termination of Interest. FNBL's interest in the Units and the Lease shall be and is hereby terminated upon filing of this Termination of Assignment of Lease and Security Agreement with the ICC and all of FNBL's right, title and interest in and to the Units and the Lease shall and has become null and void.

The purpose of this Termination of Assignment of Lease and Security Agreement is to provide a formal release document for filing with the ICC.

**IN WITNESS WHEREOF**, FNBL, pursuant to due authority has executed this Termination of Assignment of Lease and Security Agreement as of the date first above written.

**FIRST NATIONAL BANK OF LOUISVILLE**

By [Signature] V.P.

Date 3/31/92

COMMONWEALTH OF Kentucky )  
 )§  
COUNTY OF Jefferson )

On this 31st day of March, before me, personally appeared Mary L. Scott to me personally know, who being by me dully sworn, says that he is a Vice President of First National Bank of Louisville, that said instrument was signed on behalf of said association 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 association.

  
Notary Public

My Commission Expires: February 16, 1993

[Notarial Seal]