

RAILCAR, Ltd.
Suite 315
1819 Peachtree Road, N E
Atlanta, Georgia 30309-1847

(404) 352-6799
Fax (404) 352-6798

RECORDATION NO. 17061-A FILED 1425

FEB - 7 1994 11 05 AM

INTERSTATE COMMERCE COMMISSION

RAILCAR

November 16, 1993

0100106011

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

Dear Mildred:

Enclosed herewith are two (2) originally executed and notarized copies of a Summary Lease Agreement by and Between Railcar, Ltd., a Georgia corporation as lessor, and Railtex, Inc., a Texas corporation as Lessee. The lease is for twelve (12) 100-ton 64' 6" flatcars bearing the reporting marks and car numbers SCRF 301 - 312, inclusive.

The address of the parties are as follows:

Railcar, Ltd
1819 Peachtree Road, N.E. , Suite 315
Atlanta, GA 30309

Railtex, Inc
4040 Broadway, Suite 200
San Antonio, TX 78209

I would appreciate your recording the enclosed Summary Lease Agreement and returning two (2) copies to me. A check for the filing fee in the amount of \$15.00 is enclosed.

Thank you.

Sincerely,

Larry I. Smith
Operations Manager

RECORDED
OFFICE OF THE
SECRETARY
FEB 19 9 57 AM 1994
LICENSING BRANCH

Interstate Commerce Commission
Washington, D.C. 20423

2/22/94

OFFICE OF THE SECRETARY

James A Day
Vice President
Railcar, Ltd
1819 Peachtree Rd. N.E.
Atlanta, GA. 30309-1847

Sir:

The enclosed document(s) was recorded pursuant to the provisions
of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303,
on 2/7/94 at 10:05am, and assigned
recording number(s). 17061-A, 18285-A 18694 & 18695

Sincerely yours,

Secretary
SIDNEY L. STRICKLAND, JR.

Enclosure(s)

RECORDATION NO. 17061-1-A FILED 1425

FEB - 7 1994 05 AM

INTERSTATE COMMERCE COMMISSION

AMENDMENT TO
LEASE AGREEMENT

1. This Amendment to Lease Agreement ("Amendment") is made and entered into as of November 5, 1993, by and between RAILCAR, LTD., a Georgia corporation, and RAILTEX, INC., a Texas corporation.

2. Railcar, Ltd. and Railtex, Inc. entered into that certain Lease Agreement dated as of September 10, 1990 and filed with Interstate Commerce Commission on October 18, 1990, recordation No. 17061 (the "Lease Agreement"), whereby Railcar, Ltd. agreed to lease to RailTex, Inc., and RailTex, Inc. agreed to lease from Railcar, Ltd., the following equipment:

Twelve (12) 100-ton 64'6" flatcars, having AAR Mechanical Designation FMS. and bearing the reporting marks SCRF 301-312.

3. The address of the parties are as follows:

Railcar, Ltd. (Lessor)
1819 Peachtree Road, N.E., Suite 315
Atlanta, Georgia 30309-1847

RailTex, Inc. (Lessee)
4040 Broadway, Suite 200
San Antonio, Texas 78209

4. Pursuant to this Amendment, the term of the Lease Agreement is extended through November 30, 1996.

5. The terms and provisions of this Amendment are more particularly set forth in an agreement captioned "Amendment to Lease Agreement" of even date herewith by and between RailTex, Inc. and Railcar, Ltd.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed as of the day and year first above written.

Railcar, Ltd.
(LESSOR)

By: Willy L. Pierce
Wils L. Pierce, President

[CORPORATE SEAL]

RailTex, Inc.
(LESSEE)

By: Daniel T. McShane
Title: VICE PRESIDENT

[CORPORATE SEAL]

STATE OF GEORGIA)
) ss
COUNTY OF FULTON)

On this ____ day of _____, 1993, before me personally appeared Wilds L. Pierce, to me personally known, who being by me duly sworn says that he is President of the Railcar, Ltd., and 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 they acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.


Notary Public
Notary Public, Clayton County, Georgia
My Commission Expires July 9, 1996

STATE OF TEXAS)
) ss
COUNTY OF BEKAR)

On this 9 day of NOVEMBER, 1993, before me personally appeared DANIEL T. MCSHAWE, to me personally known, who being by me duly sworn says that he is VICE PRESIDENT of RailTex, Inc., 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 they acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.


Notary Public

