

LAW OFFICES
ALVORD AND ALVORD

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

ROBERT W. ALVORD*
CHARLES T. KAPPLER
JOHN H. DOYLE*
JAMES C. MARTIN JR.*

*ALSO ADMITTED IN NEW YORK
*ALSO ADMITTED IN MARYLAND

200 WORLD CENTER BUILDING

918 SIXTEENTH STREET, N.W.
WASHINGTON, D.C.

20006-2973

(202) 393-2266

OF COUNSEL
URBAN A. LESTER

TELEX
440367 A AND A

TELEFAX
(202) 393-2156

December 17, 1991

1-351A014

RECORDATION NO. 17486-A 17 FILED 1425

DEC 17 1991 - 12:29 PM

INTERSTATE COMMERCE COMMISSION

#16
DEC 17 12 29 PM '91
NOTICE OPERATIONS UNIT

Mr. Sidney L. Strickland, Jr.
Secretary
Interstate Commerce Commission
Washington, D.C. 20423

Dear Mr. Strickland:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are five (5) counterparts of a Release dated as of November 27, 1991, a secondary document as defined in the Commission's Rules for the Recordation of Documents under 49 C.F.R. Section 1177.

The enclosed document relates to a Purchase and Conditional Sale Agreement dated as of August 8, 1991 among United States Trust Company of New York, as trustee, General Electric Capital Corporation and IC Leasing Corporation I, which was recorded on August 19, 1991 and assigned Recordation Number 17486.

The name and address of the party executing the enclosed document are:

United States Trust Company of New York, as trustee
114 West 47th Street
New York, New York 10036-1532

A description of the railroad equipment covered by the enclosed document is forty-four (44) EMD SD40-2 locomotives identified by road numbers BN 6708 through BN 6713 and BN 6715 through BN 6752.

Also enclosed is a check in the amount of \$16 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

Counterparts - CT Kappler

Mr. Sidney L. Strickland, Jr.
December 17, 1991
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Kindly return four stamped counterparts of the enclosed document to Charles T. Kappler, Esq., Alvord and Alvord, 918 Sixteenth Street, N.W., Washington, D.C. 20006.

A short summary of the enclosed secondary document to appear in the Commission's Index is:

Release dated as of November 27, 1991 executed by United States Trust Company of New York, as trustee, covering 44 EMD SD40-2 locomotives bearing BN marks and numbers.

Very truly yours,


Charles T. Kappler

CTK/bg
Enclosures

RELEASE dated as of November 27, 1991, by UNITED STATES TRUST COMPANY OF NEW YORK, not in its individual capacity but solely as trustee under the Trust Agreement dated as of January 1, 1976, with General Electric Credit Corporation, Union Bank & Trust Company, and Packers National Bank in Omaha

REGISTRATION NO. 17486-A
FILED 1425
SEP 17 1991 12:00 PM
INTERSTATE COMMERCE COMMISSION

WHEREAS, acting pursuant to aforesaid Trust Agreement, the undersigned has executed and delivered the Purchase and Conditional Sale Agreement dated as of August 8, 1991, among the undersigned, General Electric Capital Corporation, and IC Leasing Corporation I;

WHEREAS said Purchase and Conditional Sale Agreement has been recorded with the Interstate Commerce Commission pursuant to section 11303 of Title 49 of the United States Code on August 19, 1991, and assigned recordation number 17486;

WHEREAS the purchase price contemplated by said Purchase and Conditional Sale Agreement has been fully paid.

NOW, THEREFORE, the undersigned does hereby release and discharge all of the right, title, and interest of the undersigned in and to the railroad equipment covered by said Purchase and Conditional Sale Agreement, specifically, forty-four EMD SD40-2 locomotives identified by road numbers BN6708 through BN6713 and BN6715 through BN6752.

IN WITNESS WHEREOF, the undersigned has caused this release to be duly executed by its officer thereunto duly authorized:

UNITED STATES TRUST COMPANY OF NEW YORK,
not in its individual capacity but
solely as trustee

by Christine C. Collins
Title: CHRISTINE C. COLLINS
ASSISTANT VICE PRESIDENT

STATE OF NEW YORK)
) ^{NASSAU}) ss.:
COUNTY OF NEW YORK)

On this day of November, 1991, before me personally appeared Christine C. Collins, to me personally known who, being by me duly sworn, says that she is Assistant Vice President of United States Trust Company of New York, that the foregoing instrument was signed on behalf of said company by authority of its board of directors, and she acknowledged that the execution of the foregoing instrument was the free act and deed of said company.

Thomas McCutcheon
Notary Public

My commission expires

THOMAS McCUTCHEON
NOTARY PUBLIC, State of New York
No. 4936095
Qualified in Nassau County
Commission Expires April 16, 1992