

HELM FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

FAX 415/398-4816

RECORDATION NO. 17511-F FILED 11/22/94
NOV 22 1994 - 2 40 PM
INTERSTATE COMMERCE COMMISSION

VIA AIR COURIER

November 21, 1994

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

RE: Termination of Lease of Railroad Equipment dated as of
October 24, 1994 by Helm Financial Corporation.

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:

Three (3) fully executed originals of the Termination of Lease dated October 24, 1994 ("**Termination of Lease**") by Helm Financial Corporation.

In connection with the recording of the Termination of Lease, please note the following information:

Name and Address of Lessor: Helm Financial Corporation
One Embarcadero Center, Suite 3500
San Francisco, CA 94111

Name and Address of Lessee: Wheeling & Lake Erie Railway
Company
100 East First Street
Brewster, OH 44613

Equipment: 35, open top coal hopper railcars described in Annex A to the Addendum ("**Addendum**").

Previous ICC Filing: The Addendum was filed on July 28, 1993 under Recordation No. 17511-H.

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Please file this Termination of Lease under the next available recordation number and return two (2) endorsed originals to my attention. The filing fee of \$21.00 is included in the enclosed check number 19931, dated 11/11/94.

Sincerely,



Cecilia Mostaghim
Contract Administrator

cm
Enclosures (3)

TERMINATION OF LEASE NOV 22 1994 ~2 40 PM

INTERSTATE COMMERCE COMMISSION

THIS TERMINATION OF LEASE OF RAILROAD EQUIPMENT ("Termination") is made as of October 24, 1994 by HELM FINANCIAL CORPORATION, a California corporation ("Lessor").

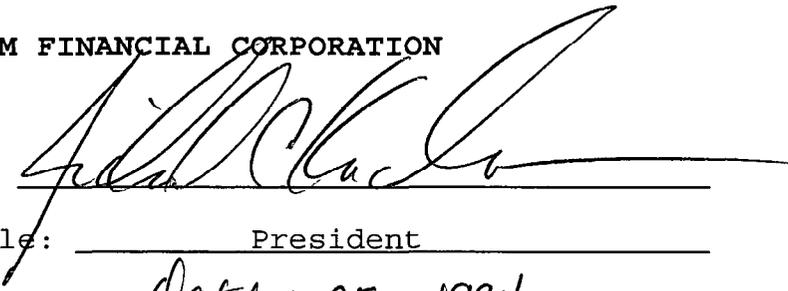
1. **Recitals.** Lessor entered into Addendum 8 ("Addendum") dated as of June 17, 1993 to the Lease of Railroad Equipment dated as of July 1, 1991 (the "Lease") with WHEELING AND LAKE ERIE RAILROAD COMPANY, with respect to the thirty-five (35) open top hopper railcars described in Annex A to the Addendum (the "Units"). The Addendum is on file at the Interstate Commerce Commission ("ICC") under Recordation Number 17511-H filed on July 28, 1993.

The Addendum to the Lease was terminated on November 30, 1993. The purpose of this Termination of Lease is to provide a formal termination document for filing with the ICC.

2. **Termination.** The Addendum to the Lease is hereby formally terminated.

IN WITNESS THEREOF, Lessor, pursuant to due corporate authority, has caused these presents to be signed in its respective corporate name on the date indicated below its signature.

HELM FINANCIAL CORPORATION

By: 

Title: President

Date: October 25, 1994

*ICC
filing*

STATE OF CALIFORNIA

COUNTY OF SAN FRANCISCO

On October 25, 1994, before me, La Ronda A. Gaines
personally appeared Richard C. Kirchner, President of **HELM FINANCIAL CORPORATION,**

personally known to me -OR-

— proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.



La Ronda A. Gaines
SIGNATURE OF THE NOTARY