

OBER, KALER, GRIMES & SHRIVER

ATTORNEYS AT LAW

120 EAST BALTIMORE STREET
BALTIMORE, MARYLAND 21202-1643

(301) 685-1120

FACSIMILE (301) 547-0699

CABLE "RITNEY"

TELEX 8-7774

MARK D. KOHLER
DIRECT DIAL NUMBER
(301) 347-7350

OFFICES IN
WASHINGTON, D. C.
NEW YORK
NEW JERSEY

RECORDATION NO. 11632-G FILED 1423

MAY 4 1990 - 10 15 AM

April 12, 1990

INTERSTATE COMMERCE COMMISSION

0-127A005

Secretary
Interstate Commerce Commission
Room 2215
12th & Constitution Ave., N.W.
Washington, D.C. 20423

Dear Secretary:

Enclosed for recordation with the Interstate Commerce Commission pursuant to 49 U.S.C. § 11303 are counterparts of a release of loan and security agreement and assignment of contract rights and rents dated April 16, 1990 ("Release"). The loan and security agreement ("Agreement"), dated June 27, 1980 was filed with the Commission on June 30, 1980, as No. 11632-G, and the assignment of contract rights and rents ("Assignment"), dated June 27, 1980, was filed with the Commission on June 30, 1980, as No. 11632-H.

The parties to the Agreement, Assignment and Release are:

Secured Party: Maryland National Leasing Services
Corporation
502 Washington Avenue
Towson, Maryland 21204

Debtor: B & R Co.
P.O. Box 1831
Cincinnati, Ohio 45103

The equipment being released is seven (7) 52'6" 100-ton gondola cars with the Manager's Road Numbers 13005, 13010, and 13024-13028 (both inclusive).

Enclosed is our check in the amount of \$13.00.

Please accept one counterpart of this document for filing, stamp the remaining with your recordation number and return them

OBER, KALER, GRIMES & SHRIVER

April 12, 1990
Page 2

and your fee receipt to the person presenting this matter for filing.

Sincerely,

Mark D. Kohler

MDK/bh
Enclosures

OBER, KALER, GRIMES & SHRIVER

ATTORNEYS AT LAW

120 EAST BALTIMORE STREET

BALTIMORE, MARYLAND 21202-1643

(301) 685-1120

FACSIMILE (301) 547-0699

CABLE "RITNEY"

TELEX 8-7774

MARK D. KOHLER
DIRECT DIAL NUMBER
(301) 347-7350

OFFICES IN
WASHINGTON, D. C.
NEW YORK
NEW JERSEY

April 30, 1990

Recordation
Interstate Commerce Commission
Room 2303
12th & Constitution Avenue, N.W.
Washington, D.C. 20423

Attn.: Ms. Mildred Lee

Dear Ms. Lee:

Enclosed please find a check for \$15.00 to cover the filing fees of a release of loan and security agreement and assignment of contract rights between Maryland National Leasing Services Corporation and B & R Co. The loan and security agreement, dated June 27, 1980, was filed with the Commission on June 30, 1980, as No. 11632-G, and the assignment of contract rights and rents, dated June 27, 1980, was filed with the Commission on June 30, 1980, as No. 11632-H. I sent you counterparts of the release and assignment with a check for only \$13.00 a week or two ago.

Please accept the \$15.00 check, record one counterpart, stamp the remaining counterparts with your recordation number and return them and your fee receipt to me. Also please return to me the \$13.00 check.

Thank you for your cooperation.

Sincerely,



Mark D. Kohler

MDK/bh
Enclosure

Interstate Commerce Commission
Washington, D.C. 20423

5/8/90

OFFICE OF THE SECRETARY

Mark D. Kohler
Ober Kaler Grimes & Shriver
120 East Baltimore Street
Baltimore, Maryland 21202-1643

Dear 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 5/4/90 at 10:15am and assigned recordation number(s). 11632-Q

Sincerely yours,



Noreta R. McGee
Secretary

Enclosure(s)

RELEASE
OF
LOAN AND SECURITY AGREEMENT
AND
ASSIGNMENT OF CONTRACT RIGHTS AND RENTS

RECORDATION NO. 11632-G
FILED 103

MAY 4 1990 -10 15 AM

INTERSTATE COMMERCE COMMISSION

WHEREAS, by the Loan and Security Agreement ("Agreement") dated June 27, 1980, between B & R Co. ("Borrower") and Maryland National Leasing Services Corporation ("Lender"), Borrower secured the payment of a promissory note ("Note"), dated June 30, 1980, together with interest thereon, and all other obligations of Borrower to Lender, by granting to Lender a security interest in and to seven (7) 52'6" 100-ton gondola cars with the Manager's Road Numbers 13005, 13010, and 13024-13028 (both inclusive); and

WHEREAS, Borrower further secured its obligations by assigning all its right, title and interest in and to all management agreements and operation and maintenance agreements to Lender in the Assignment of Contract Rights and Rents ("Assignment") dated June 30, 1980; and

WHEREAS, the Agreement was recorded with the Interstate Commerce Commission on June 30, 1980 and assigned ICC recordation number 11632-G; and

WHEREAS, the Assignment was recorded with the Interstate Commerce Commission on June 30, 1980 and assigned ICC recordation number 11632-H; and

WHEREAS, the debt, both principal and interest, under the Note has been paid in full and all other requirements of Borrower under the Agreement and the Assignment have been fulfilled.

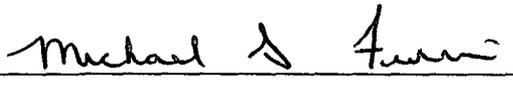
NOW THEREFORE, Lender hereby acknowledges that Borrower has fulfilled the terms and conditions of the Agreement and the Assignment to be kept by Borrower and further Lender hereby releases Borrower from any further obligations under the Agreement and the Assignment.

IN WITNESS WHEREOF, Lender has executed this instrument on April 10, 1990.

ATTEST:

MARYLAND NATIONAL LEASING
SERVICES CORPORATION

By: 

By: 

Its: A. V. P.

Its: A. V. P.

STATE OF MARYLAND)
) SS
COUNTY OF)

On this 16th day of April, 1990, before me, a notary public, personally appeared Michael S. Furnari personally known to me, who being duly sworn said that he/she is the A.V.P. of Maryland National Leasing Services Corporation, 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 he/she acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Cathy Costello Decker
Notary Public

My Commission Expires: 7-1-90

