

OSTER

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RECORDATION NO. 7471-C FILED 1425

JUN 21 1995 -2 55 PM

INTERSTATE COMMERCE COMMISSION

June 21, 1995

Mr. Vernon Williams
Secretary
Interstate Commerce Commission
12th & Constitution Avenue, N.W.
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recording with the Interstate Commerce Commission is a Termination of Lease dated 6/21/95.

This agreement terminates an Equipment Lease dated 3/15/74 which was assigned ICC Recordation #7471.

Please record this agreement as a secondary document to ICC Recordation #7471. The filing fee of \$21 is enclosed. Thank you for your assistance.

Sincerely,

Mary A. Oster

Mary Ann Oster
Research Consultant

Enclosures

Quarterly parts - same bills

7471C

JUN 21 1995 10:00 PM

TERMINATION OF LEASE

THIS TERMINATION OF LEASE is made as of June 21, 1995 by Helm Financial Corporation, a California corporation ("**Helm**").

1. **Recitals:** Helm, as assignee of The First National Bank of Chicago, Trustee under AMAX Trust No. 1 and Circle Equity Leasing Corporation, an affiliate of National City Leasing Corporation, as Trustor, entered into an Equipment Lease dated as of March 15, 1974 (the "**Lease**") with AMAX Coal Company, a Delaware corporation (successor to American Metal Climax, Inc., AMAX Coal Company Division), with respect to those certain railcars described in Exhibit A attached hereto and incorporated herein by reference (the "**Units**"). The Lease is on file at the Interstate Commerce Commission ("**ICC**") under Recordation Number 7471 filed and recorded on April 12, 1974 at 1:50 P.M.

The Lease was terminated on June 21, 1995. The purpose of this Termination of Lease is to provide a formal termination document for filing with the ICC.

2. **Termination:** The Lease is hereby formally terminated.

IN WITNESS WHEREOF, Helm, pursuant to due authority, has executed this Termination of Lease as of the date first written above.

By: 
Title: President
Date: June 15, 1995

STATE OF CALIFORNIA

COUNTY OF SAN FRANCISCO

On June 15, 1995, before me, Noel C. Bilodeau, personally appeared Richard C. Kirchner, President of HELM FINANCIAL CORPORATION,

X 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.

Noel C. Bilodeau
SIGNATURE OF THE NOTARY

EXHIBIT A

To the Termination of Lease dated as of June 21, 1995, by Helm Financial Corporation, a California corporation.

Equipment Description: Eighty (80), 100-ton hopper cars; built by Ortner Freight Car Company.

Quantity: 80

Reporting Marks: AMAX 201 through 280, inclusive.

Equipment Description: Two (2) 2000 H.P. Model GP38-2 Diesel Electric Locomotives

Quantity: 2

Reporting Marks: WG-1 and WG-2

Equipment Description: One (1) 50 ton bay window caboose manufactured by International Ramco, Inc.

Quantity: 1

Reporting Mark: AMAX 900