

30.00

HELM FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

VIA AIR COURIER

0-101A022

April 10, 1990

RECORDATION NO. 16610-A FILED 1425

APR 11 1990 - 10 30 AM

INTERSTATE COMMERCE COMMISSION

Ms. Mildred Lee
Recordations Unit
Interstate Commerce Commission
12th & Constitution Avenue, N.W.
Washington, D.C. 20423

Dear Ms. Lee:

Enclosed is an Amendment to the Lease of Railroad Equipment between Helm Financial Corporation and Calciner Industries, Inc.

Please file this supplement as ICC Recordation number 16610-A. The filing fee of \$15 is enclosed. Thank you.

Sincerely,



Karen Staudenmaier
Fleet Operations Administrator

KS:jgs
Enclosure

Interstate Commerce Commission

Washington, D.C. 20423

4/11/90

OFFICE OF THE SECRETARY

Karen Staudenmaier
Fleet Operations Administrator
Helm Financial Corporation
One Embarcadero Center
San Francisco, CA. 94111

Dear
Sirs:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 4/11/90 at 10:30AM and assigned recordation number(s). 16610_A and 16718-A

Sincerely yours,



Noreta R. McGee
Secretary

Enclosure(s)

AMENDMENT TO THE LEASE OF RAILROAD EQUIPMENT

BETWEEN

HELM FINANCIAL CORPORATION

AND

CALCINER INDUSTRIES, INC.

RECORDATION NO. 16610-A FILED 1425

APR 11 1990 - 10 30 AM

INTERSTATE COMMERCE COMMISSION

The following is an Amendment to the LEASE OF RAILROAD EQUIPMENT ("Lease"), dated as of September 14, 1989, between HELM FINANCIAL CORPORATION, a California corporation, (hereinafter called the "Lessor") and CALCINER INDUSTRIES, INC., a Louisiana corporation (hereinafter called the "Lessee").

Paragraph 4., Term of Lease shall be amended as follows:

4. Term of Lease. The interim term of this Lease with respect to each Unit ("Interim Term") shall commence on the date of delivery and acceptance of each Unit as provided in Paragraph 1 hereof and shall continue until the first day of the month following the delivery of the last Unit ("the Effective Date") provided that the Effective Date shall be no later than October 1, 1989 at which time the fixed term ("Fixed Term") of this Lease with respect to each Unit shall automatically commence and shall continue in full force and effect for a period of twelve (12) months thereafter (the Interim Term and the Fixed Term herein collectively the "Term of this Lease".)

Annex A. Amended as attached.

Annex B. Amended as attached.

IN WITNESS WHEREOF, the Lessor and the Lessee, each pursuant to due authority, have caused these presents to be signed in their respective names.

HELM FINANCIAL CORPORATION

By [Signature]

Title President

CALCINER INDUSTRIES, INC.

By [Signature]

Title PRESIDENT

STATE OF CALIFORNIA)
) §
COUNTY OF SAN FRANCISCO)

On this 9th day of April, 1990, before me personally appeared Richard C. Kirchner, to me personally known, who, being by me duly sworn, says that he is President of HELM FINANCIAL CORPORATION, that said instrument was signed and sealed on behalf of said corporation and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Karen Staudenmaier
Notary Public

My Commission Expires: July 26, 1993



[Notarial Seal]

STATE OF LOUISIANA)
) §
PARISH OF ST. BERNARD)

On this 28 day of MARCH, 1990, before me personally appears R. D. ZABREZNIK, to me personally known, who, being by me duly sworn says that he is a _____ of CALCINER INDUSTRIES, INC., that said instrument was signed and sealed on behalf of said corporation by authority of its President and Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

William C. Verret
Notary Public

My Commission Expires: Commissioned for Life

[Notarial Seal]



ANNEX A

to

Lease of Railroad Equipment

Dated as of September 14, 1990

<u>Equipment Description</u>	<u>Equipment Numbers</u>
100 Ton, 3600 cubic foot capacity, open top hopper cars.	HLMX 40076 40077 40079 40081 40083 40095 40097-40118

ANNEX B

CERTIFICATE OF ACCEPTANCE

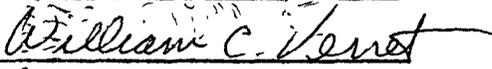
The undersigned, a duly authorized representative of **CALCINER INDUSTRIES, INC.** (the "Lessee"), does hereby certify that he has caused to be inspected and, on the date set out below, has accepted on behalf, of the Lessee the following described Units of equipment, which Units are in good order, condition and repair (except for lateent defects) and conform in all respects to the terms, provisions, requirements and standards of the certain lease of Railroad Equipment dated as of September 14, 1989 between Helm Financial Corporation and Lessee.

<u>Equipment Description</u>	<u>No. of Cars</u>	<u>Car Numbers</u>	<u>Date Accepted</u>
100 Ton, 3600 cubic foot capacity, open top hopper cars.	28	HLMX 40097-40118 40076 40077 40079 40081 40083 40095	9-12-89



Authorized Representative

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 28TH
DAY OF MARCH, 1990.



WILLIAM C. VERRET
NOTARY PUBLIC
(MY COMMISSION IS ISSUED FOR LIFE)