

# HELM FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

FAX 415/398-4816

www.hlmx.com

**Via USPS Priority Mail**

January 27, 2004

Mr. Vernon Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W.  
Washington, D.C. 20423-0001

RECORDATION NO. 24236-A FILED

JAN 30 '04

1-17 PM

SURFACE TRANSPORTATION BOARD



**RE: Termination of Lease of Railroad Equipment dated as of September 16, 2003 by Helm Financial Corporation, a California corporation ("Termination of Lease").**

Dear Mr. Williams:

On behalf of **Helm Financial Corporation**, I submit for filing and recording, under 49 U.S.C. Section 11303(a) and the regulations promulgated thereby the following document:

Three (3) fully-executed original copies of the above-referenced Termination of Lease.

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

**Name & Address of Lessor:** Helm Financial Corporation  
One Embarcadero Center, Suite 3700  
San Francisco, CA 94111

**Name & Address of Lessee:** Trap Rock Railroad, Inc.  
234 North 6<sup>th</sup> Street  
Reading, PA 19601

**Equipment:** Thirty (30) open top hopper railcars bearing reporting marks within the series HLMX 153000-153099..

**Previous STB Filing:** Memorandum of Full Maintenance Lease Agreement dated as of February 27, 2002 between Helm Financial Corporation, as Lessor, and Trap Rock Railroad Company, Inc., as Lessee, STB Recordation No. 24236 filed on December 10, 2002 at 12:05 p.m.

Please file this Termination of Lease as a supplementary document and return two (2) endorsed originals to my attention. Check number 6233 covering the filing fee of thirty dollars (\$30.00) is enclosed.

Yours truly,

Cecilia Mostaghim  
Contract Administrator

Enclosures (3)

RECORDATION NO. 24236 A FILED

JAN 30 '04

1:17 PM

**TERMINATION OF LEASE**

SURFACE TRANSPORTATION BOARD

**THIS TERMINATION OF LEASE OF RAILROAD EQUIPMENT ("Termination of Lease")** is dated as of September 16, 2003 by **HELM FINANCIAL CORPORATION**, a California corporation ("**Lessor**").

1. **Recitals.** Lessor entered into the Full Maintenance Lease Agreement dated as of February 15, 1996 ("**Lease**") among with **TRAP ROCK RAILROAD, INC.**, a Pennsylvania corporation, and **HAINES & KIBBLEHOUSE, INC.**, a Pennsylvania corporation, with respect to the thirty (30) railcars described in Schedule A attached hereto. The Lease is on file at the Surface Transportation Board of the Department of Transportation ("**STB**") under STB Recordation No. **24236** filed on December 10, 2002 at 12:05 p.m.

The Lease terminated on December 31, 2003. The purpose of this Termination of Lease is to provide a formal termination document for filing with the STB.

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

**IN WITNESS WHEREOF**, Lessor, pursuant to due corporate authority, has caused this Termination of Lease to be signed in its corporate name as of the date first above written.

**HELM FINANCIAL CORPORATION**

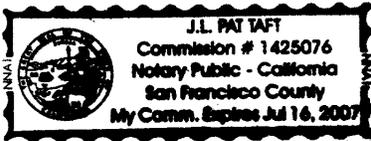
By:   
Name: Barbara W. Wilson  
Title: Senior Vice President & CFO

STATE OF CALIFORNIA )  
 ) S.S.  
COUNTY OF SAN FRANCISCO )

On January 22<sup>nd</sup>, 2004, before me, J. L. Pat Taft, personally appeared Barbara W. Wilson, Senior Vice President and Chief Financial Officer 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.

  
SIGNATURE OF THE NOTARY

CM

**SCHEDULE A**

**To the Termination of Lease dated as of December 31, 2003**

**THE UNITS**

**Description:** Thirty (30), 2,240 cubic foot, 2-pocket, 45-degree slope sheets, open top hoppers equipped with Miner type D2 outlet gates. Cars are rated for 286,000 lb. gross rail load.

**Unit Numbers:** HLMX 153000, 153001, 153003, 153004, 153005, 153008, 153014, 153016, 153017, 153020, 153021, 153025, 153029, 153033, 153042, 153044, 153052, 153058, 153059, 153062, 153064, 153065, 153068, 153078, 153081, 153083, 153084, 153088, 153095, 153099.

CM