

# HELM FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

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www.hlmx.com

RECORDATION NO. 21420-A FILED

MAR 8 '04 12:39 PM

SURFACE TRANSPORTATION BOARD

MAR 8 2004  
RECEIVED

February 27, 2004

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

RE: Termination of Lease dated as of February 12, 2004 ("**Termination**") by Helm Financial Corporation.

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 thereunder the following document:

Three (3) fully executed originals of the above-referenced Termination.

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

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

Name and Address of Lessee: Shamrock Materials, Inc.  
181 Lynch Creek Way  
P.O. Box 808044  
Petaluma, CA 94975-8044

Equipment: Twelve (12) Open Top Hopper Railcars  
HLMX 100001-100012

Please record this Termination as a supplemental agreement to STB Recordation No. **21420** filed on May 18, 1998. The filing fee of \$30.00 is included in our enclosed check.

Summary: Termination of Lease dated as of February 12, 2004 by Helm Financial Corporation for 12 open top hopper railcars, HLMX 100001-100012 (Inclusive), to be filed as a supplemental agreement. Please file this Termination as a supplemental agreement to STB Recordation No. **21420**.

Yours truly,



Sharon L. Van Fossan  
Supervisor Contract Administration

/svf  
Enclosures (3)

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**TERMINATION OF LEASE**

**THIS TERMINATION OF FULL MAINTENANCE LEASE AGREEMENT (Termination)** as dated as of February 12, 2004 by **HELM FINANCIAL CORPORATION**, a California corporation ("**Lessor**").

**1. Recitals.** Lessor entered into the Full Maintenance Lease Agreement dated as of April 21, 1998 ("**Lease**") with **Shamrock Materials, Inc.**, a California corporation, with respect to the twelve (12) railcars described in Schedule A attached hereto. The Memorandum of Full Maintenance Lease Agreement dated as of April 21, 1998 evidencing the Lease is on file at the Surface Transportation Board of the Department of Transportation ("**STB**") under STB Recordation No. **21420** filed on May 18, 1998 at 11:00 AM.

The Lease was terminated on August 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: Barbara W. Wilson  
Name: Barbara W. Wilson  
Title: Senior Vice President & CFO



**SCHEDULE A**

**To the Termination of Lease dated February 12, 2004**

**Description of the Units:** Twelve (12), 70-ton, two pocket, open top hopper railcars equipped with ballast gates.

**Unit Numbers:**

HLMX 100001-100012