

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
1301 MCKINNEY, SUITE 5100  
HOUSTON, TEXAS 77010-3095  
WWW.FULBRIGHT.COM

RECORDATION NO.

15075-W  
FILED

JAN 13 '05

2-59 PM

SURFACE TRANSPORTATION BOARD

NSKINNER@FULBRIGHT.COM  
DIRECT DIAL: (713) 651-5114

TELEPHONE: (713) 651-5151  
FACSIMILE: (713) 651-5246

January 12, 2005

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a), are two original copies of the **Partial Release of Security Interest** dated as of November 11, 2004, a secondary document as defined in the Board's Rules for Recordation of Documents.

The enclosed document relates to the M&T Credit Services LLC (formerly Allfirst Bank) documents which were previously filed with the Board under Recordation Number 15075.

The name and address of the party to the enclosed document are:

|       |  |
|-------|--|
| Agent | U.S. Bank National Association<br>225 Asylum Street, 23 <sup>rd</sup> Floor<br>Hartford, Connecticut 06103 |
|-------|--|

A description of the railroad equipment covered by the enclosed document is:

265 AFC model Center Flow covered hopper railcars of 5,800 cubic foot capacity bearing ELTX reporting marks and road numbers 1100 through 1104, 1106 through 1170, 1172 through 1256, 1258 through 1326, 1328, 1330 through 1353, 1355 through 1362 and 1364 through 1371, together with all parts, appurtenances and other equipment or property attached to said units of railroad equipment.

A short summary of the document to appear in the index follows:

This document removes railcar ELTX 1327 from the Lease of Railroad Equipment dated as of September 1, 1986, as amended, due to the destruction of railcar ELTX 1327 in a casualty event on August 8, 2004.

Also enclosed is a check in the amount of \$30.00 payable to the order of the U.S. Surface Transportation Board covering the required recordation fee.

45558080.1/10304885 (ELTX 1327)

• Mr. Vernon A. Williams  
January 12, 2005  
Page 2

Kindly return a stamped copy of the enclosed document to the undersigned.

Very truly yours,

  
Nina Bianchi Skinner

NBS/ak  
Enclosures

---

---

PARTIAL RELEASE  
OF SECURITY INTEREST

RECORDATION NO. 15075-W FILED

JAN 13 '05 2-59 PM

SURFACE TRANSPORTATION BOARD

Dated as of November 11, 2004

By

**U.S. BANK NATIONAL ASSOCIATION,**  
not in its individual capacity, but solely as agent  
**Agent**

**ELTX 1327**

---

---

FILED WITH THE UNITED STATES SURFACE TRANSPORTATION BOARD  
PURSUANT TO 49 U.S.C. SECTION 11301 ON JANUARY \_\_, 2005, AT \_\_\_\_\_ .M.  
UNDER RECORDATION NUMBER 15075-\_\_.

PARTIAL RELEASE  
OF SECURITY INTEREST

THIS PARTIAL RELEASE OF SECURITY INTEREST dated as of November 11, 2004 (this "Partial Release"), is made by U.S. BANK NATIONAL ASSOCIATION, a national banking association, not in its individual capacity, but solely as agent ("Agent").

A. Reference is made to (i) the Conditional Sales Agreement dated as of September 1, 1986 (the "Agreement"), between ACF Industries, Inc. and BarclaysAmerican/Leasing, Inc. and (ii) the Assignment of Conditional Sale Indebtedness dated as of September 1, 1986, among ACF Industries, Inc., The Connecticut Bank and Trust Company, National Association, as agent, and BarclaysAmerican/Leasing, Inc.

B. One Unit of Equipment suffered a Casualty Occurrence as follows: ELTX 1327 on August 8, 2004 (the "Lost Unit"). BP Solvay Polyethylene North America, a Delaware general partnership ("Lessee") and the successor in interest to Solvay Polymers, Inc. (formerly known as Soltex Polymers Corporation) has paid the Casualty Value in the amount of \$18,572.81 and Rent due and payable in the amount of \$63,253.60 for the Lost Unit pursuant to Section 7.1 of the Lease.

NOW, THEREFORE, Agent has executed and delivered this Partial Release pursuant to Section 9.2(b) of the Agreement, intending to be legally bound.

1. Capitalized terms used but not otherwise defined herein (including those used in the foregoing recitals) shall have the meanings specified in the Agreement. Agent does hereby confirm, ratify, adopt and agree to the foregoing recitals.

2. Agent acknowledges that the Casualty Value and Rent of the Lost Unit has been paid and Lessee has fulfilled its obligations with respect thereto.

3. The Lost Unit is hereby released from the Lien of the Agreement and the other Basic Agreements, and Agent releases any and all claims in or to said Lost Unit.

4. Agent authorizes Lessee to file, in all applicable jurisdictions, one or more appropriate Uniform Commercial Code instruments of partial release with respect to the Lost Unit.

5. THIS PARTIAL RELEASE SHALL IN ALL RESPECTS BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAW OF THE STATE OF NEW YORK, INCLUDING ALL MATTERS OF CONSTRUCTION, VALIDITY AND PERFORMANCE. This Partial Release may be executed by Agent in separate counterparts, each of which when so executed and delivered shall be an original, but all such counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF, Agent has caused this Partial Release to be duly executed by one of its officers thereunto duly authorized effective as of the day and year first above written.

U.S. BANK NATIONAL ASSOCIATION,  
Agent

By: Todd R. DiNezza

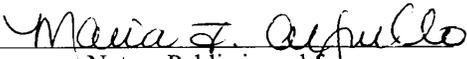
Name: Todd R. DiNezza

Title: Assistant Vice President

**SURFACE TRANSPORTATION BOARD ACKNOWLEDGMENT**

COMMONWEALTH OF MASSACHUSETTS                    §  
   §  
COUNTY OF SUFFOLK                                    §

This instrument was acknowledged before me on NOV. 2 2005, by Todd R. DiNezza, the Assistant Vice President of U.S. BANK NATIONAL ASSOCIATION, a national banking association.

  
Notary Public in and for  
the Commonwealth of Massachusetts

My Commission Expires:

MARIA I. ARGUELLO  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
SEPTEMBER 9, 2005