



The David J. Joseph Company



RECORDATION NO. 21874-C FILED

May 27, 2005

Mr. Vernon Williams
Recordations Unit
Surface Transportation Board
1925 K Street, N.W., Suite 715
Washington, DC 20423-0006

JUN 02 '05

4-26 PM

SURFACE TRANSPORTATION BOARD

Dear Mr. Williams:

Please find enclosed, two (2) originals of the Release of Lien of Railroad Equipment Lease dated May 27, 2005 between the following two parties:

Lessor: The David J. Joseph Company
(f/k/a DJJ Transportation Services, Inc., and
Joseph Transportation Services, Inc.)
300 Pike Street
Cincinnati, OH 45202

Lessee: TXI Operations, L.P.
1341 West Mockingbird Lane
Dallas, TX 75247

This filing is to appear in index as follows: Release of Lien of Railroad Equipment Lease effective as of November 30, 2002 related to sixty (60) railcars bearing reporting marks DJTX 51100 – DJTX 51159, inclusive.

Please file this agreement as a secondary document under Recordation Number 21874-C as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 21874 through 21874-B. The filing fee in the amount of \$33.00 is included in the enclosed check. Please return a stamped original to my attention.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6082.

Sincerely,

Barbara A. Brzezicki
Contract Manager

Enclosures

RECORDATION NO. 21874 FILED

21874^C

JUN 02 '05

4-26 PM

RELEASE OF LIEN
OF
RAILROAD EQUIPMENT LEASE

SURFACE TRANSPORTATION BOARD

This Release of Lien of Railroad Equipment Lease (the "Release") releases the lien created by that certain Railroad Equipment Lease dated as of November 12, 1998 (the "Lease"), bearing Recordation No. 21874 between The David J. Joseph Company (f/k/a DJJ Transportation Services, Inc. and Joseph Transportation Services, Inc.), as Lessor ("Lessor") and TXI Operations, L.P., as Lessee ("Lessee"), (such Lease hereinafter referred to as the "Lease") with respect to sixty (60) railcars bearing reporting marks within the series DJTX 51100 - DJTX 51159, inclusive (hereinafter, the "Equipment").

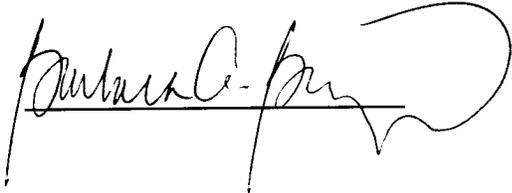
WHEREAS, Lessor and Lessee executed the Lease relating to the Equipment. Such Lease has expired; and

NOW, THEREFORE, in consideration of the premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lessor submits the following:

1. The Lease expired on November 30, 2002 and Lessee has returned the Equipment to Lessor.
2. All interest of the Lessor, its successors and assigns, in the Equipment arising pursuant to the Lease has been terminated.
3. The Lessor hereby releases any lien(s) created by or arising out of the Lease.
4. This Release shall be recorded with the Surface Transportation Board so as to record the release of the lien(s) against the Equipment constituted by the Lease.

In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 27th day of May, 2005.

WITNESS:



THE DAVID J. JOSEPH COMPANY

By: 

Name: Everett N. Martin

Title: Assistant Secretary

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

The foregoing instrument was acknowledged before me this 27th of May, 2005, by Everett N. Martin, the Assistant Secretary of The David J. Joseph Company, a Delaware corporation.


Notary Public

My Commission expires:

February 20, 2006



BARBARA A. BRZEICKI
Notary Public, State of Ohio
My Commission Expires
February 20, 2006