

**NATIONAL  
RAILWAY EQUIPMENT CO.**



HOME OFFICE 14400 S. ROBEY STREET · P. O. BOX 2270 DIXMOOR, ILLINOIS 60426  
TELEPHONE (708) 388-6002 FAX (708) 388-2487

July 27, 2007

RECORDATION NO. 25153-B FILED

Hon. Vernon A. Williams  
Secretary  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20423-0001

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SURFACE TRANSPORTATION BOARD



Attn: Equipment Recordation

To Whom It May Concern:

I have enclosed for recordation, pursuant to the provisions of 49 U.S.C. 11301, an original and one counterpart of a schedule for a locomotive lease agreement dated July 15, 2004, a secondary document under the Board's recordation regulations. The primary document was recorded with the STB under Recordation Number 25153-A.

The names and addresses of the parties to the enclosed document are as follows:

Lessor: National Railway Equipment Co.  
14400 S. Robey St.  
Dixmoor, IL 60426

Lessee: Formosa Plastics Corporation  
201 Formosa Drive  
Point Comfort, TX 77978

A description of the equipment covered by the Lease Agreement is as follows:

SD20 Six Axle Locomotives, bearing road # NREX 2034

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

"Locomotive Lease Agreement"

Also enclosed is a check in the amount of \$35 payable to the Surface Transportation Board to cover the required recordation fee for the attached agreement.

Please date-stamp and return an original copy after recordation to:

Sincerely Yours,

NATIONAL RAILWAY EQUIPMENT CO.

By:   
Kristina Buchthal

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**ADDENDUM I DATED JULY 5 2005  
SCHEDULE "A"**

SURFACE TRANSPORTATION BOARD

Attached to and incorporated into the Lease dated the 15th day of July 2004 by and between the National Railway Equipment Co. (LESSOR) and Formosa Plastics Corporation, Texas (LESSEE).

Type and General Description of Locomotive Unit, Marks and Numbers:

UNIT NO.	TYPE	GENERAL DESCRIPTION
NREX 2034	SD20	EMD Six Axle 2,000 Horsepower

**LEASE  
TERM**

30 MONTHS

**RATE AND TERM: RENEWAL RATE OPTION:** So long as no Event of Default shall have occurred and be continuing, the Lessee may, upon 15 days written notice, elect the option to renew the locomotive at the end of the initial lease term subject to future locomotive availability and prior commitments as determined through the sole discretion of the Lessor. Subject to the sole discretion of locomotive availability by the Lessor, Lessee may elect to renew the lease for not less than two years at a daily straight lease rate to be negotiated prior to the renewal term date of January 5, 2008.

In the event the locomotive is out of service more than 5 consecutive business days, the daily lease shall cease on the sixth consecutive business day until such time that the locomotive is recommissioned. In the event the unit is out of service more than 15 consecutive business days, Lessor may be responsible for replacing the unit with a similar and like model. In the event the locomotive is out of service more than 25 business days during a single calendar year, upon mutual agreement between Lessor and Lessee, Lessor shall replace the locomotive with a similar and like model. The subject out of service days referenced in the paragraph directly above exclude operational failure and damage of any nature caused by the Lessee's operational negligence, abuse, improper operational practices, wreck damage, theft or damage/destruction of the locomotive.

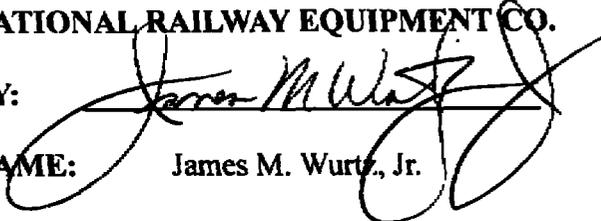
Note: During the term of this lease, Lessor and Lessee must mutually agree upon the potential new owner of the locomotive in the event the Lessor elects to sell the locomotive asset to a buyer other than the Lessee.

**COMMENCEMENT DATE:** July 5, 2005

Lessee agrees to pay the first month of rent and one month of rent to be held as security with the execution of this lease.

**ADDENDUM I DATED JULY 5 2005  
SCHEDULE "A"**

**LESSOR: NATIONAL RAILWAY EQUIPMENT CO.**

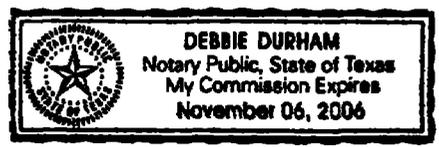
**BY:**   
**NAME:** James M. Wurtz, Jr.  
**TITLE:** Vice President

**LESSEE: FORMOSA PLASTICS CORPORATION, TEXAS**

**BY:**   
**NAME:** John S. Hersey  
**TITLE:** Contracting Manager

STATE OF TEXAS            §  
  §  
COUNTY OF CALHOUN    §

The instrument was acknowledged before me on July 6, 2005 by John Hersey.



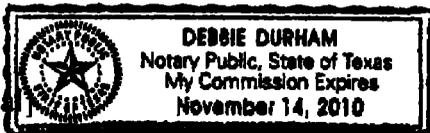
  
Notary Public in and for  
The State of Texas

STATE OF TEXAS )  
 )  
COUNTY OF CALHOUN ) SS.

On this 6<sup>th</sup> day of July, 2005, before me appeared JOHN HERSEY the person who signed this instrument who acknowledged that (s) he is the CONT. MGR. of FORMOSA PLASTICS CORP. TEXAS and that, being duly authorized, (s) he signed such instrument as a free act on behalf of said corporation.

Debbie Durham

Notary Public



My Commission Expires:

11-14-2010

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF COOK )

On this 8<sup>th</sup> day of July, 2005, before me appeared James M. Wintz, Jr. the person who signed this instrument who acknowledged that (s) he is an officer of NATIONAL RAILWAY EQUIPMENT CO. and that, being duly authorized, (s) he signed such instrument as a free act on behalf of said corporation.

Robert E. Loewer Jr.

Notary Public

[Seal]



My Commission Expires:

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