



The David J. Joseph Company

RECORDATION NO. 26953-A FILED

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SURFACE TRANSPORTATION BOARD

January 21, 2008

Vernon Williams  
Recordations Unit  
Surface Transportation Board  
395 E. Street, SW  
Washington, DC 20423-0001

Dear Vernon:

Please find attached, one original Release dated January 18, 2008 between the following parties.

The David J. Joseph Company  
300 Pike Street  
Cincinnati, Ohio 45202

ICON Railcar I LLC  
100 Fifth Avenue, 4<sup>th</sup> Floor  
New York, NY 10011

This filing is to appear in index as follows: Release dated January 18, 2008, related to the three hundred ten (310) railcars bearing reporting marks UFIX 13001 – 18055, sporadic.

Please file this agreement as a secondary document under Recordation Number 26953-A as it relates to the document previously filed with the Surface Transportation Board under Recordation Number 26953. The filing fee in the amount of \$35.00 can be charged to our account

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

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Rail Equipment Group

300 Pike Street  
Cincinnati, OH 45202-4204  
Phone (513) 419-6200  
Fax (513) 419-6221

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## RELEASE

## SURFACE TRANSPORTATION BOARD

This Release (the "Release") is entered into as of January 18, 2008 between The David J. Joseph Company, a Delaware corporation ("Joseph") and ICON Railcar I LLC, a limited liability company organized under the laws of the State of Delaware ("ICON").

WHEREAS, Joseph and ICON are parties to a Purchase and Sale Agreement dated as of May 7, 2007 (the "Agreement") pursuant to which (a) Joseph purchased the three hundred and ten (310) railcars bearing reporting marks UFIX 13001 - 18055, sporadic (the "Railcars"); and

WHEREAS, such Railcars were subject to a Lease (the "Lease");

WHEREAS, Joseph and ICON memorialized the Agreement of record by filing a Memorandum of Assignment and Assumption Agreement dated as of May 8, 2007 between Joseph and ICON (the "Memorandum of Assignment and Assumption") with the Surface Transportation Board (the "STB"); and

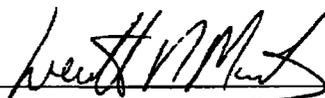
WHEREAS, the Memorandum of Assignment and Assumption was recorded with the STB on May 10, 2007 and assigned recordation number 26953;

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

1. The Lease has expired and the Memorandum of Assignment and Assumption is hereby terminated.
2. The Memorandum of Assignment and Assumption holding Recordation No 26953 is hereby terminated. Joseph hereby releases any and all liens created by or arising by the recordation of this filing.

IN WITNESS WHEREOF, Joseph has caused this Release to be duly executed by its authorized officer as of January 18, 2008.

THE DAVID J. JOSEPH COMPANY

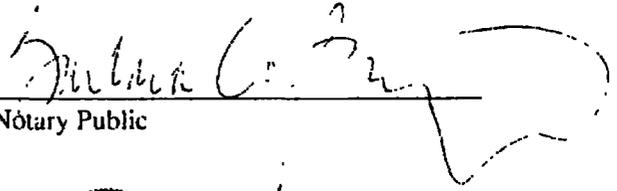
By: 

Name: Everett N. Martin

Title: Assistant Secretary

State of OHIO )  
County of HAMILTON ) ss

The foregoing instrument was acknowledged before me this 18<sup>th</sup> day of January, 2008 by Everett N. Martin, the Assistant Secretary of The David J. Joseph Company, a Delaware corporation, on behalf of the said corporation.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 1-21-11



BARBARA A. BRZEZICK  
Notary Public, State of Ohio  
My Commission Expires 02-28-11