

RECORDATION NO. 20144-11 FILED

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SURFACE TRANSPORTATION BOARD

OF COUNSEL  
URBAN A. LESTER

ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

April 14, 2008

Anne K. Quinlan, Esquire  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423-0001

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Notice of Termination of Lease, dated as of April 14, 2008, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Partial Assignment and Assumption Agreement previously filed with the Board under Recordation Number 20144-E.

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

Lessor: The Fifth Third Leasing Company  
38 Fountain Square Plaza  
Cincinnati, OH 45263

[Lessee: Dakota, Minnesota & Eastern Railroad  
Corporation  
140 N. Phillips Ave.  
Sioux Falls, SD 57101]

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

100 covered hopper railcars: DME 51000 - DME 51044 and DME 51048 - DME 51102.

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

Notice of Termination of Lease.

Also enclosed is a check in the amount of \$35.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

RWA/sem  
Enclosures



EXHIBIT A

The Lease Agreement

Master Equipment Lease Agreement Number 02034-00300 dated April 9, 1996 and Schedule 1 thereto dated June 14, 1996 and Schedule 2 thereto dated July 29, 1996, between NationsBank Leasing Corporation, as lessor, and Dakota, Minnesota & Eastern, as lessee, which were recorded by the Surface Transportation Board on June 19, 1996 and August 12, 1996, respectively, and assigned Recordation Numbers 20144 and 20144-A, respectively.

The Railcars

100 5,161 cubic foot covered hopper railcars, serial numbers 51000-51044, 51048-51102, and 30 5,161 cubic foot covered hopper railcars, serial numbers 51200-51229, respectively.

**CERTIFICATION**

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: 4/14/08



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Robert W. Alvord