

RECORDATION NO. 26675-14 FILED

JUN 06 '08 -8 00 AM

SURFACE TRANSPORTATION BOARD

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ELIAS C. ALVORD (1942)  
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OF COUNSEL  
URBAN A. LESTER

June 6, 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 Partial Release, dated as of June 3, 2008, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the document previously filed with the Board under Recordation Number 26675-B.

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

Lessor: FirstMerit Leasing Company  
c/o FirstMerit Bank  
106 South Main Street  
Akron, OH 44308

[Lessee: The Andersons, Inc.  
480 West Dussel Drive  
Maumee, OH 43537]

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

1 railcar RELEASED: ALM 5744.

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

Partial Release.

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

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PARTIAL RELEASE

SURFACE TRANSPORTATION BOARD

KNOW ALL MEN BY THESE PRESENTS: FirstMerit Leasing Company hereby releases all of its right, title and interest in and to, the railcars more specifically described as follows:

ALM 5744

The primary document(s) to which this PARTIAL release relates, are between FirstMerit Leasing Company (Lessor) and The Andersons, Inc., (Lessee), were recorded with the Surface Transportation Board, under Recordation Number 26675-B dated December 4, 2006.

IN WITNESS WHEREOF, FirstMerit Leasing Company, has hereunto set its name, by its proper office thereunto duly authorized, this 3rd day of June 2008.

FIRSTMERIT LEASING COMPANY

By: Stanley J. Hujarski

STATE OF Ohio  
County of Summit ) ss

On this 3<sup>rd</sup> day of June 2008, personally appeared Stanley Hujarski me personally known, who, being duly sworn, did say that he (he/she) is the Treasurer of FirstMerit Leasing Company, and that said instrument was signed by authority of its board of directors, and he (she/he) acknowledged said instrument to be the free act and deed of said corporation.

BEFORE ME: Julia Marzano  
Notary Public

Julia Marzano, Notary  
State of Ohio  
My Commission Expires: 11/28/09

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: 6/6/08



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Robert W. Alvord