

AUG 25 '08

4-08 PM

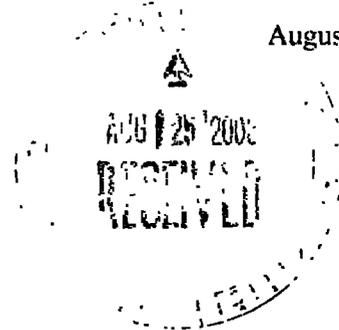
SURFACE TRANSPORTATION BOARD

FIRST UNION RAIL

One O'Hare Centre
6250 River Road, Suite 5000
Rosemont, IL 60018

VIA UPS 2nd DAY AIR

August 22, 2008



Ms. Anne K. Quinlan
Surface Transportation Board
395 E Street, S.W., Suite 100
Washington, DC 20024
Attn: Recordation of Railroad Equipment

Re: Amendment to Memorandum of Lease

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of an Amendment to Memorandum of Lease Agreement, dated August 12, 2008, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Lease Agreement which was duly filed with the Surface Transportation Board under Recordation Number 27421.

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

Lessor:	First Union Rail Corporation One O'Hare Centre 6250 River Road, Suite 5000 Rosemont, IL 60018	Lessee:	Structural Metals, Inc. Steel Mill Road Seguin, TX 78155
---------	--	---------	--

A description of the railroad equipment covered by the enclosed document is for sixteen (16) 4700 cu. ft. capacity; covered hopper cars having FURX marks (see Exhibit A for car numbers).

A short summary of the document to appear in the index follows: Amendment to Memorandum of Lease

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board, covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397.
Thank you for your cooperation in this matter.

Very truly yours,

Marcia Dunne
Sr. Rail Documentation Specialist

Enclosures

AMENDMENT TO MEMORANDUM OF LEASE

THIS AMENDMENT TO MEMORANDUM OF LEASE (the "Memorandum") is made and entered into as of this the 12th day of August, 2008, by and between First Union Rail Corporation ("Lessor"), a North Carolina corporation, and Structural Metals Inc. ("Lessee"), a Texas corporation.

WITNESSETH:

The undersigned Lessor and Lessee have entered into that certain Lease Agreement (the "Lease"), dated as of March 6, 2008, whereby Lessor has agreed to lease to Lessee certain railcars pursuant to Rider No. 3 to the Lease (the "Rider"), as described in more particular on Exhibit A attached hereto, effective as of November 7, 2007, and subject to the terms, conditions and provisions of the above-mentioned Lease and Rider.

A Memorandum evidencing such Rider No. 3 (and such Lease Agreement) was filed at the Surface Transportation Board pursuant to Section 11301 of Title 49 of the United States Code on March 24, 2008 at 3:46 p.m. with secondary Recordation Number 27421.

NOW THEREFORE, the Lessor and Lessee, for good and valuable consideration, agree that:

- a) Exhibit A to such Rider No. 3 is amended as follows:
Car numbers FURX 818964, FURX 819040, FURX 819051 and FURX 819104 are added to Exhibit A;
- b) Except as amended hereby, the terms and conditions of such Memorandum of Lease remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have each caused this Amendment to Memorandum of Lease to be duly executed under seal by their respective officers duly authorized as of the date and year first above written.

LESSOR:

FIRST UNION RAIL CORPORATION

By: Richard F. Seymour

Name: RICHARD F. SEYMOUR
VICE PRESIDENT SALES & MARKETING

Title: _____

ATTEST:

By: Susan Grokulskey
Name: SUSAN GROKULSKY
Title: ASST. DIRECTOR OF DOCUMENTATION

Executed on this 12th day of August, 2008.

[CORPORATE SEAL]

STATE OF ILLINOIS

COUNTY OF COOK

I, GEORGIA FREIBURGER, a Notary Public of the County and State aforesaid, certify that RICHARD F. SEYMOUR personally appeared before me this day and acknowledged his/her due execution of the foregoing Amendment to Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 12th day of August, 2008.

Georgia Freiburger
Notary Public

Commission Expires:

6-2012
(Notary Public)



LESSEE:

STRUCTURAL METALS INC.

ATTEST:

By: MONTY L. PARKER, SR

Name: [Signature]

By: _____

Title: VP PROCUREMENT, CMC AMERICAS

Name: _____

Title: _____

Executed on this 1 day of August, 2008.

[CORPORATE SEAL]

STATE OF Texas

COUNTY OF GUADALUPE

I, Joyce S. Even, a Notary Public of the County and State aforesaid, certify that MONTY L. PARKER SR. personally appeared before me this day and acknowledged his/her due execution of the foregoing Amendment to Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 1 day of August, 2008.

[Signature]
Notary Public

Commission Expires:

5-10-2011
(Notary Public)

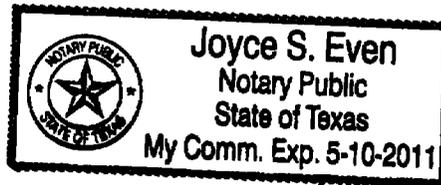


EXHIBIT A
to
MEMORANDUM OF LEASE

NUMBER OF CARS: Sixteen (16)

DESCRIPTION OF CARS: 4700 cu. ft. capacity, covered hopper cars
with gravity gates and trough hatches

CAR NUMBERS:

FURX 818910
FURX 818911
FURX 818964
FURX 818997
FURX 819023
FURX 819040
FURX 819051
FURX 819057
FURX 819078
FURX 819082
FURX 819085
FURX 819089
FURX 819094
FURX 819101
FURX 819104
FURX 819128