

SEP 26 2008

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SURFACE TRANSPORTATION BOARD



September 26, 2008

Ms. Anne K. Quinlan, Esq.  
Surface Transportation Board  
Office of Proceedings  
395 E Street, SW  
Washington, DC 20423-0001

Dear Mr. Williams:

Please find attached, one (1) copy of the Release of Lien of Lease Agreement dated September 26, 2008 between the following parties:

Lessee: Horizon Milling LLC (f/k/a Cargill, Incorporated)  
P.O. Box 5703, MS 3  
Minneapolis, MN 55400-5703

Lessor: The David J. Joseph Company  
300 Pike Street  
Cincinnati, OH 45202

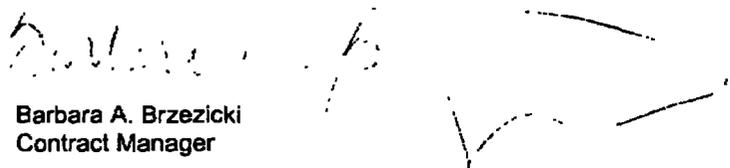
This filing is to appear in the index as follows: Release of Lien of Lease Agreement dated September 26, 2008 related to fifty (50) railcars bearing reporting marks: SAMX 11186 – SAMX 11235, inclusive.

Please file this as a secondary document under Recordation Number 19374-A as it relates to a document previously filed with the Surface Transportation Board under Recordation Numbers 19374. 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) 419-6062.

Sincerely,

THE DAVID J. JOSEPH COMPANY

  
Barbara A. Brzezicki  
Contract Manager

Enclosures

**RELEASE OF LIEN  
OF  
LEASE AGREEMENT**

SURFACE TRANSPORTATION BOARD

This Release of Lien of Lease Agreement (the "Release") releases the lien created by that certain Lease Agreement dated as of March 15, 1995 (the "Lease"), bearing Recordation No. 19374, between The David J. Joseph Company as Lessor ("Lessor") and Horizon Milling, LLC (f/k/a Cargill Incorporated) as Lessee ("Lessee"), with respect to the fifty (50) railcars listed on Exhibit A attached hereto (hereinafter, the "Equipment").

WHEREAS, Lessor and Lessee executed the Lease relating to the Equipment. Such Lease was terminated.

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

1. Lessee and Lessor have agreed to terminate the Lease between the parties effective as of March 15, 2000.
2. This Release shall be recorded with the Surface Transportation Board so as to record the release of the lien against the Equipment constituted by the Lease.

In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 26<sup>th</sup> day of September, 2008.

WITNESS:

**THE DAVID J. JOSEPH COMPANY**

*[Handwritten signature]*  
\_\_\_\_\_

By: *Kelly C. Poellein*

Name: Kelly C. Poellein

Title: Vice President Finance, Brokerage

STATE OF OHIO            )  
                                  ) **SS:**  
COUNTY OF HAMILTON )

The foregoing instrument was acknowledged before me this 26<sup>th</sup> day of September 2008, by Kelly Poellein, the Vice President Finance, Brokerage of The David J Joseph Company, a Delaware corporation.

My Commission expires:

\_\_\_\_\_

*Barbara A. Brzedcki*  
\_\_\_\_\_  
Notary Public



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

**EXHIBIT A**

**DESCRIPTION OF UNITS**

Fifty (50), railcars bearing reporting marks:

SAMX 11186 – SAMX 11235, inclusive