

LAW OFFICES OF
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February 27, 2009

Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
Washington, DC 20423

RECORDATION NO. 27777-A FILED

FEB 27 '09 -11 59 AM

Dear Acting Secretary Quinlan:

SURFACE TRANSPORTATION BOARD

I have enclosed for e-filing the document described below, to be recorded pursuant to 49 U.S.C. § 11301.

The document is a Notice of Correction, a secondary document, dated as of February 27, 2009. The primary document to which this is connected is recorded under Recordation No. 27777. We request that this document be recorded under Recordation No. 27777-A.

The names and addresses of the parties to the Notice of Correction are:

Lessor:

Banc of America Leasing & Capital, LLC
2059 Northlake Parkway, 4 South
Tucker, GA 30084

Lessee:

Cemex, Inc.
1200 Smith Street
Houston, TX 77002

A description of the equipment covered by the Notice of Correction consists of one covered hopper car numbered SDWX 10151. The Memorandum of Lease listed car number SDWX 10151 twice. The Notice of Correction is for the purpose of deleting one listing of car number SDWX 10151.

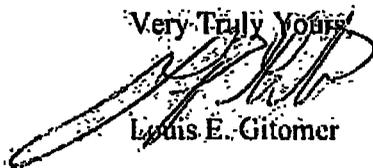
Honorable Anne K. Quinlan
February 27, 2009
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A fee of \$41.00 is enclosed. Please return one copy by email to:

Louis E. Gitomer
600 Baltimore Avenue, Suite 301
Towson, MD 21204
Lou_Gitomer@verizon.net

A short summary of the document to appear in the index follows: a Notice of Correction between Banc of America Leasing & Capital, LLC, 2059 Northlake Parkway, 4th Floor, Tucker, GA 30084-4431, and Cemex, Inc., 1200 Smith Street, Houston, TX 77002, covering one covered hopper car numbered SDWX 10151. The Memorandum of Lease listed car number SDWX 10151 twice. The Notice of Correction is for the purpose of deleting one listing of car number SDWX 10151.

Very Truly Yours



Louis E. Gitomer

Enclosure

RECORDATION NO. 27777 -A
FILED

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NOTICE OF CORRECTION

A Memorandum of Lease Agreement dated as of December 30, 2008 ^{SURFACE TRANSPORTATION BOARD} Banc of America Leasing & Capital, LLC, as lessor, and Cemex, Inc. as lessee, was recorded at 12:40 pm on December 30, 2008 under Recordation No. 27777.

Exhibit No. 1 to the Memorandum of Lease Agreement identified 126 Trinity Covered Hopper Cars, but enumerated 127 cars, including car number SDWX 10151 twice. This Notice is for the purpose of correcting Exhibit No. 1 by deleting the reference to the second car numbered 10151.

This Notice is executed and dated as of February 27, 2009 by Banc of America Leasing & Capital, LLC and Cemex, Inc.

Banc of America Leasing & Capital, LLC,
as Lessor.

By: Cheraine R. Warner

Its: Vice President

Cemex, Inc.,
as Lessee

By: _____

Its: _____

NOTICE OF CORRECTION

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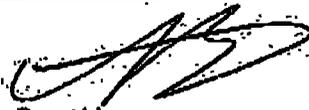
This Notice is executed and dated as of February 27, 2009 by Banc of America Leasing & Capital, LLC and Cemex, Inc.

Banc of America Leasing & Capital, LLC,
as Lessor

By: _____

Its: _____

Cemex, Inc.,
as Lessee



Alejandro Benavides

By: _____

Its: Treasurer

COMMONWEALTH OF MASSACHUSETTS

)
) ss.
)

COUNTY OF SUFFOLK

On this 27th day of February, 2009, before me, LAURENT A. ROTROFF, the undersigned Notary Public, personally appeared Annamarie L. Warren personally known to me to be the person who executed the within instrument as Vice President on behalf of Banc of America Leasing & Capital, LLC, and acknowledged to me that the corporation executed it.


Notary Public for MASSACHUSETTS
My Commission expires April 17, 2012

STATE OF TEXAS

)
) ss.
)

COUNTY OF HARRIS

On this ___ day of February, 2009, before me, _____, the undersigned Notary Public, personally appeared _____ personally known to me to be the person who executed the within instrument as _____ on behalf of Cemex, Inc., and acknowledged to me that the corporation executed it.

Notary Public for _____
My Commission expires _____

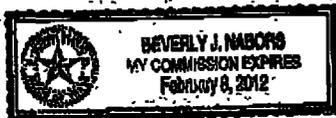
STATE OF MARYLAND)
) ss.
COUNTY OF CARROLL)

On this ___ day of February, 2009, before me, _____, the undersigned Notary Public, personally appeared _____ personally known to me to be the person who executed the within instrument as _____ on behalf of Banc of America Leasing & Capital, LLC, and acknowledged to me that the corporation executed it.

Notary Public for _____
My Commission expires _____

STATE OF TEXAS)
) ss.
COUNTY OF HARRIS)

On this 26 day of February, 2009, before me, Beverly J. Nabors, the undersigned Notary Public, personally appeared Alexandro Benayides personally known to me to be the person who executed the within instrument as Treasurer on behalf of Cemex, Inc., and acknowledged to me that the corporation executed it.



Beverly J. Nabors
Notary Public for TEXAS
My Commission expires 2/08/2012