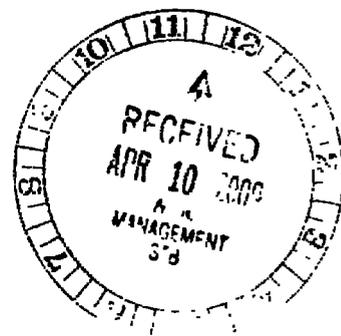


RECORDATION NO 24290-A FILED

APR 10 '09

2-49 PM

SURFACE TRANSPORTATION BOARD



## FIRST UNION RAIL

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

Tel 847.318.7575  
Fax 847.318.7588  
www.firstunionrail.com

VIA UPS 2<sup>nd</sup> DAY AIR

April 8, 2009

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

**Re: Memorandum of Termination of Security Agreement**

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 a Memorandum of Termination of Security Agreement dated April 1, 2009, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memorandum of Security Agreement which was duly filed on January 21, 2003 at 3:15 PM with the Surface Transportation Board under Recordation Number 24290. The names and addresses of the parties to the enclosed document are:

Bank: First Union Rail Corporation  
One O'Hare Centre  
6250 River Rd., Suite 5000  
Rosemont, IL 60018

Borrower: Hugh Lane, Jr.  
P O Box 538  
Greenville, SC 29402

The enclosed document is for one (1) 50' Plate "C" boxcar, with car number NOKI 524181, which has been terminated in all respects and is no longer covered under the Lease.

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

Memorandum of Termination of Security Agreement

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.

Sincerely,

Marcia Dunne  
Sr. Rail Documentation Specialist

Enclosures

(M029)

**MEMORANDUM OF TERMINATION OF SECURITY AGREEMENT  
(Surface Transportation Board)**

**THIS MEMORANDUM OF TERMINATION OF SECURITY AGREEMENT** (the "Memorandum") dated April 1, 2009, terminates the Security Agreement (the "Agreement") dated July 1, 2002 between Hugh Lane, Jr. (the "Borrower") and First Union Rail Corporation (the "Bank"), a North Carolina corporation.

**WITNESSETH:**

**WHEREAS**, the Borrower and Bank entered into that certain Security Agreement dated as of July 1, 2002 (the "Agreement"), whereby Borrower had granted to the Bank a first priority security interest in a certain railcar as more particularly described on Schedule 1 (the "Railcar"); and

**WHEREAS**, the Borrower and Bank entered into that certain Memorandum of Security Agreement dated as of July 1, 2002, evidencing the above-described Agreement covering such Railcar, which was filed at the Surface Transportation Board on January 21, 2003 at 3:15 p.m. with primary recordation number 24290.

**WHEREAS**, the all conditions for the termination of the Agreement between the Borrower and Bank have been satisfied and discharged; and

**NOW, THEREFORE**, the Bank desires to clarify the public record state as follows:

1. This Memorandum serves as notice that the Agreement between the Borrower and the Bank relating to the Railcar and evidenced by the Memorandum of Security Agreement filed with the Surface Transportation Board, has been terminated in all respects.
2. All of the interest of the Borrower, its successors and assigns in the Railcar arising pursuant to the Agreement has been terminated.
3. The Bank wishes to record this Memorandum of Termination of Security Agreement and Termination of Security Agreement so as to release the lien with respect to the Railcar.

**IN WITNESS WHEREOF**, the Bank has caused this Memorandum to be duly executed by its duly authorized officer as of the date and year first above written (and the undersigned declares under penalty of perjury that he or she holds the title indicated below and that the execution of this Memorandum was the free act and deed of its corporation).

FIRST UNION RAIL CORPORATION

Name: RICHARD E. SEYMOUR  
VICE PRESIDENT SALES & MARKETING

Title: \_\_\_\_\_

Signature: Richard E. Seymour

**SCHEDULE 1  
TO  
MEMORANDUM OF TERMINATION OF SECURITY AGREEMENT**

NUMBER OF CARS:           One (1)  
DESCRIPTION OF CAR:       50' Plate "C" Box Car  
CAR NUMBER:               NOKL 524181