

RECORDATION NO. 25436-F FILED

DEC 06 '10 10 05 AM

SURFACE TRANSPORTATION BOARD



December 6, 2010

Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Dear Chief:

Please find attached, one (1) copy of the Partial Release of Lien of Agreement dated December 3, 2010 between the following parties:

Lessee: Ohio Central Railroad, Inc. (f/k/a Ohio Central Railroad System)
47849 Papermill Road
Coshocton, OH 43812

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

This filing is to appear in the index as follows: Partial Release of Lien of Agreement dated December 3, 2010 related to ten (10) railcars bearing reporting marks: MVRV 79041, MVRV 79066, MVRV 79097, MVRV 79109, MVRV 79115, MVRV 79137, MVRV 79181, MVRV 79186, MVRV 79195, MVRV 79238.

Please file this as a secondary document under Recordation Number 25436-F as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 25436 through 25436-E. The filing fee in the amount of \$41.00 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,

A handwritten signature in cursive script that reads "Julie Woodard".

Julie Woodard
Documentation Coordinator

DEC 06 10 05 AM

**PARTIAL RELEASE OF LIEN
OF
AGREEMENT**

SURFACE TRANSPORTATION BOARD

This Partial Release of Lien of Agreement (the "Release") releases the liens created by those certain Agreements bearing Recordation Number 25436, 25436-A and 25436-C (collectively, the "Agreement") between The David J. Joseph Company as Lessor ("Lessor"), Fifth Third Bank ("Prior Owner") and Ohio Central Railroad, Inc. (f/k/a Ohio Central Railroad System) as Lessee ("Lessee"), as applicable, only with respect to the ten (10) railcars described in Exhibit A attached hereto (hereinafter, the "Equipment").

WHEREAS, there has been a partial return of Equipment from the Lessee to the Lessor, and by such act, all interest of the Lessee, its successors and assigns, in the Equipment arising pursuant to the Agreement has been terminated on the Equipment.

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. Lessor purchased the Equipment from the Prior Owner on January 29, 2010 as evidenced by the Memorandum of Assignment and Assumption Agreement bearing Recordation Number 25436-C.
2. Lessee has returned the Equipment to Lessor.
3. All interest of the Lessee, its successors and assigns, in the Equipment arising pursuant to the Agreement has been terminated.
4. The Lessor hereby releases any lien created by or arising out of the Agreement.
5. This Release shall be recorded with the Surface Transportation Board so as to record the partial release of the lien against the Equipment. This Partial Release of Lien of Agreement should receive Recordation No. 25436-F.

In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 3rd day of December, 2010.

WITNESS:

THE DAVID J. JOSEPH COMPANY



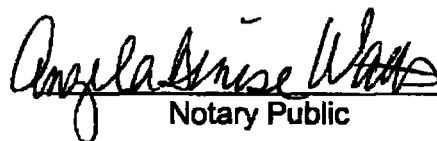
By: 

Name: Kelly C. Poellein

Title: Vice President Finance – Brokerage

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

The foregoing instrument was acknowledged before me this 3rd day of December, 2010, by Kelly C. Poellein, the Vice President Finance – Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the corporation.


Notary Public

My Commission has no expiration.

ANGELA DENISE WATTS
Attorney at Law
Notary Public, State of Ohio
My Commission Has No Expiration
Date Section 147.03 O.R.C.

EXHIBIT A

DESCRIPTION OF UNITS

Ten (10), railcars bearing reporting marks:

MVRY079195
MVRY079041
MVRY079238
MVRY079097
MVRY079181
MVRY079186
MVRY079137
MVRY079109
MVRY079066
MVRY079115