

RECORDATION NO. 23290-6 FILED

FEB 28 '12 -11 00 AM

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**SURFACE TRANSPORTATION BOARD**  
  
OF COUNSEL  
URBAN A LESTER

ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

February 28, 2012

Chief  
Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

Dear Section Chief,

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Termination of Lease, dated as of February 8, 2012, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Assignment of Lease previously filed with the Board under Recordation Number 23290-B.

The name and address of the party to the enclosed document are:

Lessor: Rail Trusts Equipment, Inc.  
P. O. Box 50456  
Jacksonville Beach, FL 32250

Section Chief  
February 28, 2012  
Page 2

A description of the railroad equipment covered by the enclosed document is:

135 railcars TERMINATED: MMMX 2000 – MMMX 2134.

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

Termination 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 stamped copies of the enclosed document to the undersigned.

Very truly yours,



✓ Edward M. Luria

EML/sem  
Enclosures

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**TERMINATION OF LEASE**

**SURFACE TRANSPORTATION BOARD**

The undersigned, RAIL TRUSTS EQUIPMENT, INC. ("Rail Trusts"), Lessor, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, does hereby acknowledge the termination of the lease for all railroad equipment described in the Railroad Car Lease Agreement, dated as of December 22, 2000, between Rail Trusts Equipment, Inc., lessor, and Minnesota Mining and Manufacturing Company, lessee (the "Lease").

Said equipment consists of one hundred and thirty-five (135) 2940 Fully Automated Rapid Discharge Railcars marked and numbered MMMX 2000 through MMMX 2134, inclusive.

The Lease was assigned to Banc of America Leasing & Capital, LLC ("BALC") by Assignment of Lease dated as of December 23, 2000 between Rail Trusts, as assignor, and BALC, as assignee, which was recorded at the Surface Transportation Board ("STB") on January 13, 2003 under STB Recordation Number 23290-B.

This Termination of Lease shall neither impair nor terminate the rights and obligations of the parties under the Lease which expressly survive this termination.

IN WITNESS WHEREOF, Rail Trusts has caused this instrument to be executed by its officer thereunto duly authorized this 8th day of February, 2012.

RAIL TRUSTS EQUIPMENT, INC., Lessor

By: [Signature]  
Name: Gi Gibbs  
Title: Vice President

State of FLORIDA )  
County of DUVAL )

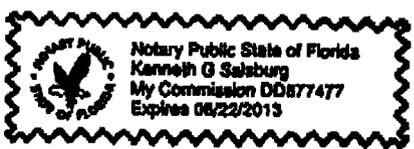
ss.

On this 8<sup>th</sup> day of February, 2012, before me personally appeared Gi Gibbs, to me personally known, who, being duly sworn did say that (s)he is a Vice President of RAIL TRUSTS EQUIPMENT, INC., and that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and (s)he acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

[Signature]  
NOTARY PUBLIC

My commission expires:



CERTIFICATION

I, Edward M Luria, an attorney licensed to practice in the District of Columbia, the State of Delaware and the Commonwealth of Pennsylvania, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: 2/28/12

Edward M Luria  
Edward M. Luria