

RECORDATION NO 30393

FILED

September 20, 2012 04:30 PM

SURFACE TRANSPORTATION BOARD

ALVORD AND ALVORD
ATTORNEYS AT LAW

1050 SEVENTEENTH STREET, N.W.

SUITE 301

WASHINGTON, D.C.

20036

(202) 393-2266

FAX (202) 393-2156

E-MAIL alvordlaw@aol.com

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

OF COUNSEL
URBAN A. LESTER

September 20, 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 Memorandum of Lease, dated as of December 28, 2005, a primary document as defined in the Board's Rules for the Recordation of Documents.

The names and addresses of the parties to the enclosed document are:

Lessor: The Andersons, Inc.
480 W. Dussel Drive
Maumee, Ohio 43537

Lessee: Knappen Milling Company
110 South Water Street
Augusta, Michigan, 49012

Section Chief
September 20, 2012
Page 2

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

10 covered hopper railcars within the series AEX 6128 – AEX 6147 as more particularly set forth in the attachment to the document.

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

Memorandum of Lease.

Also enclosed is a check in the amount of \$42.00 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

MEMORANDUM OF LEASE

WITNESSETH

This Memorandum of Lease is entered into as of the 28th day of December, 2005, by and between The Andersons, Inc., an Ohio corporation, having its principal place of business at 480 W. Dussel Drive, Maumee, Ohio 43537 (hereinafter "Lessor") and Knappen Milling Company, a Michigan corporation, having its principal place of business at 110 South Water Street, Augusta, Michigan 49012 (hereinafter "Lessee").

1. Lessor and Lessee are parties to that certain Full Service Lease Agreement #199501-KNA dated January 2, 1996 (the "Master Lease"), and Deal #R00899 dated as of effective as of January 1, 2006 (the "Schedule"), whereby Lessor leases to Lessee ten (10) railcars bearing railroad reporting marks as noted on attached Exhibit "A."
2. The parties desire to execute this Memorandum for purposes of memorializing of record the Master Lease and Schedule contemplated hereby.
3. This Memorandum of Lease may be executed in any number of counterparts, each executed counterpart constituting an original but altogether only one and the same Memorandum of Lease.

[Signature Pages to Follow]

IN WITNESS WHEREOF, the parties have executed this Memorandum of Lease as of the day and year first written above.

LESSEE:

KNAPPEN MILLING COMPANY

By: Todd C. Wright

Printed

Name: Todd C. Wright

Title: Director of Sales and Marketing

Date: 12/15/05

STATE OF Michigan)

COUNTY OF Kalamazoo) SS:

The foregoing instrument was acknowledged before me this 15th day of December, 2005, by Todd C. Wright, the Director of Sales and Marketing of Knappen Milling Company, a Michigan corporation, on behalf of the corporation.

Archie Hammons III
Notary Public

ARLIE HAMMONS III
Notary Public, Kalamazoo Co., MI
My Comm. Expires Sept. 22, 2010

LESSOR:

THE ANDERSONS, INC.

By:
Printed

Name: Rasesh H. Shah

Title: President, Rail Group

Date: 12/28/05

STATE OF OHIO AZ)

COUNTY OF LUCAS Pinu) SS:

The foregoing instrument was acknowledged before me this 28th day of December, 2005, by Rasesh H. Shah, the President, Rail Group of The Andersons, Inc., an Ohio corporation, on behalf of the corporation.

Barbara Jacobs
Notary Public

EXHIBIT "A"		
Ten (10) Covered Hoppers		
Deal #R00899		
1	AEX	6128
2	AEX	6131
3	AEX	6132
4	AEX	6133
5	AEX	6139
6	AEX	6140
7	AEX	6142
8	AEX	6143
9	AEX	6146
10	AEX	6147

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: 9/20/12

Edward M Luria
Edward M. Luria