

RECORDATION NO. 27337-D
FILED March 6, 2013 03:02 PM
SURFACE TRANSPORTATION BOARD



March 6, 2013

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 dated February 18, 2013 between the following parties:

Wells Fargo Equipment Finance, Inc.
733 Marquette Ave, Suite 700
Minneapolis, MN 55402

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

This filing is to appear in the index as follows: Partial Release dated February 18, 2013 related to (28) twenty-eight railcars bearing reporting marks: DJJX000424-DJJX000453, sporadic.

Please file this as a secondary document under Recordation Number 27337-D as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 27337 through 27337-C. The filing fee in the amount of \$42.00 can be charged to our account.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6294.

Sincerely,

Lindsay Ross
Staff Assistant

PARTIAL RELEASE

This Release is entered into as of February 18, 2013, and effective as of February 26, 2013, between The David J. Joseph Company, a Delaware corporation ("Joseph") and Wells Fargo Equipment Finance, Inc., a Minnesota corporation ("WFEFI").

WHEREAS, Joseph and WFEFI are parties to a Purchase and Sale Agreement dated as of January 23, 2008 (the "Agreement") pursuant to which (a) WFEFI purchased the railroad cars identified on Exhibit A hereto (the "Railcars") and (b) WFEFI granted Joseph certain rights in such Railcars which operated as a lien upon such Railcars;

WHEREAS, Joseph and WFEFI memorialized the Agreement of record by filing a Memorandum of Options, Rights of First Refusal and Remarketing Rights between Joseph and WFEFI (the "Memorandum of Options, Rights of First Refusal and Remarketing Rights") with the Surface Transportation Board (the "STB"); and

WHEREAS, the Memorandum of Options, Rights of First Refusal and Remarketing Rights was recorded with the STB and assigned recordation number 27337-B;

NOW THEREFORE, in consideration of the premises and mutual covenants and agreements set forth herein and for other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. The Memorandum of Options, Rights of First Refusal and Remarketing Rights is hereby terminated. The parties hereby (a) release all rights, interests or claims to, and all liens and encumbrances upon, the Railcars as given under the Memorandum of Options, Rights of First Refusal and Remarketing Rights.
2. The parties desire to execute this Release for purposes of memorializing of record the agreements set forth herein.
3. This Release may be executed in as many counterparts as shall be determined by the parties hereto when so executed, each such counterpart shall be binding on both parties hereto, notwithstanding that both parties are not signatories to the same counterpart.

State of OHIO)
County of HAMILTON) ss

The foregoing instrument was acknowledged before me this 18th day of February, 2013 by Kelly C. Poellein, the Vice President, Finance – Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the said corporation.

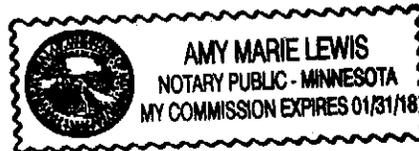
Angela Denise Watts
Notary Public
My Commission Has No Expiration

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

State of MINNESOTA)
County of HENNEPIN) ss

The foregoing instrument was acknowledged before me this 27th day of February, 2013 by Arianna Valena, the Loan Admin Manager of Wells Fargo Equipment Finance, Inc., a Minnesota corporation, on behalf of the said corporation.

Amy Marie Lewis
Notary Public
My Commission Expires: January 31, 2018



IN WITNESS WHEREOF, this Release has been duly executed by duly authorized officers of the parties as of the date and year first above written.

THE DAVID J. JOSEPH COMPANY

By: Kelly C. Poellen

Title: Vice President, Finance – Brokerage

WELLS FARGO EQUIPMENT FINANCE, INC.

By: A. Vu

Title: Loan Admin Manager

EXHIBIT A

RAILCARS: Twenty-eight (28) railcars bearing reporting marks as follows:

DJXX000424
DJXX000426
DJXX000427
DJXX000428
DJXX000429
DJXX000430
DJXX000432
DJXX000433
DJXX000434
DJXX000435
DJXX000436
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