

RECORDATION NO. 27398-D
FILED March 15, 2013 03:23 PM
SURFACE TRANSPORTATION BOARD



March 15, 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 March 11, 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 28, 2013 related to (25) twenty-five railcars bearing reporting marks: JTSX79002-JTSX79229, sporadic.

Please file this as a secondary document under Recordation Number 27398-C as it relates to documents previously filed with the Surface Transportation Board under Recordation Numbers 27398 through 27398-B. 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

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PARTIAL RELEASE

This Release is entered into as of March 11, 2013, and effective as of February 28, 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 March 3, 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 27398-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.

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

THE DAVID J. JOSEPH COMPANY

By: Kelley C. Poellers

Title: Vice President, Finance – Brokerage

State of OHIO)
County of HAMILTON) ss

The foregoing instrument was acknowledged before me this 13 day of March, 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.

Julie Woodard

Notary Public



Julie M. Woodard
Notary Public, State of Ohio
My Commission Expires 09-24-2017

EXHIBIT A

RAILCARS: Twenty-five (25) railcars bearing reporting marks as follows:

JTSX079002
JTSX079008
JTSX079010
JTSX079017
JTSX079020
JTSX079050
JTSX079060
JTSX079061
JTSX079071
JTSX079088
JTSX079099
JTSX079102
JTSX079114
JTSX079125
JTSX079138
JTSX079144
JTSX079146
JTSX079164
JTSX079165
JTSX079167
JTSX079191
JTSX079211
JTSX079216
JTSX079220
JTSX079229