

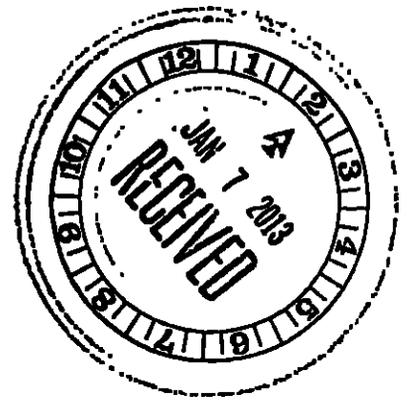
Lugenbuhl

LUGENBUHL, WHEATON, PECK, RANKIN & HUBBARD
A LAW CORPORATION

801 POYDRAS STREET | SUITE 2775 | NEW ORLEANS, LA 70130

TEL 504 568 1990 | FAX 504 310 9195

Kimberly Hart
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RECORDATION NO. W137 FILED

January 3, 2012

JAN 07 '13 -3 20 PM

VIA FEDERAL EXPRESS

Surface Transportation Board
395 E Street, SW
Washington, DC 20024

SURFACE TRANSPORTATION BOARD

RE: Recordation of Primary Document
Equipment. Bulk Cargo Barge MONTVILLE. Official Number 1181446
Owner: BMO Harris Equipment Finance Company
Charterer: Moran Towing Corporation
Our File No 14590-05538

Dear Sir or Madam

We represent BMO Harris Equipment Finance Company, the owner and lessor of the vessel described below, which has been chartered to Moran Towing Corporation, as lessee/charterer. I have enclosed an original and one counterpart of a Memorandum of Bareboat Charter, dated December 19, 2012, a primary document, to be recorded pursuant to 49 U.S.C. §11301 and 49 C.F.R. §1177 *et seq*

The names and addresses of the parties to the document are as follows:

Lessor/Owner

BMO Harris Equipment Finance Company
250 East Wisconsin Avenue
Milwaukee, Wisconsin 53202

Lessee/Charterer

Moran Towing Corporation
50 Locust Avenue
New Canaan, Connecticut 06840

A description of the equipment covered by lease or charter evidenced by the document follows:

The lease or bareboat charter covers the vessel MONTVILLE, Official Number 1181446, a United States documented bulk cargo barge, together with all engines, boilers, machinery, masts, boats, anchors, cables, chains, rigging, tackle, apparel, furniture, winches, capstans, outfit, tools, pumps, gears, furnishings, appliances, fittings, navigation and communications equipment, computers, stores, spare and replacement parts, and all other appurtenances thereto appertaining or belonging, whether now owned or hereafter acquired, whether on board or not on board, and also any and all additions, improvements and replacements thereto, or any part thereof, and all cash and non-cash proceeds thereof

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

Lease or bareboat charter between BMO Harris Equipment Finance Company, a Wisconsin corporation whose address is 250 East Wisconsin Avenue, Milwaukee, Wisconsin, 53202, as Owner and Lessor, and Moran Towing Corporation, a New York corporation, whose address is 50 Locust Avenue, New Canaan, Connecticut, 06840, as Lessee/Charterer, dated December 19, 2012, and covering the vessel MONTVILLE, Official Number 1181446, a United States documented bulk cargo barge, together with all engines and other appurtenances thereto, all spare and replacement parts, whether now owned or hereafter acquired, and all cash and non-cash proceeds thereof

I have enclosed our check in the amount of \$42 00 to cover the filing fee. Please return the original and any extra copies not needed by the Board for recordation to the undersigned at the address stated above.

Very truly yours,



Kimberly K Hart

JAN 07 '13 -3 20 PM

SURFACE TRANSPORTATION BOARD

MEMORANDUM OF BAREBOAT CHARTER PARTY

between

BMO HARRIS EQUIPMENT FINANCE COMPANY
("Owner")

and

MORAN TOWING CORPORATION
("Charterer")

December 19, 2012

Filed with the Surface Transportation Board pursuant to
49 U.S.C. §11301 on _____, 201__, at _____ a.m./p.m
Watercraft Recordation Number _____

MEMORANDUM OF BAREBOAT CHARTER

THIS MEMORANDUM OF BAREBOAT CHARTER is made and entered into as of December 19, 2012, by and between BMO HARRIS EQUIPMENT FINANCE COMPANY, a Wisconsin corporation, whose address is 250 East Wisconsin Avenue, Milwaukee, Wisconsin, 53202 (hereinafter, together with its successors and assigns, "Owner"), and MORAN TOWING CORPORATION, a New York corporation, whose address is 50 Locust Avenue, New Canaan, Connecticut, 06840 ("Charterer").

WITNESSETH:

1. Owner and Charterer are parties to that certain Amended and Restated Bareboat Charter Party dated as of December 19, 2012 (as amended, the "Bareboat Charter").

2 Pursuant to the Bareboat Charter, Owner has agreed to let and demise to Charterer, and the Charterer has agreed to hire from Owner, one (1) United States documented bulk cargo barge identified on Schedule 1 attached hereto (hereinafter, the "Vessel").

3. The Bareboat Charter with respect to the Vessel became effective as of the date set forth in paragraph 1 above and shall be subject to a Term, as such term is defined in the Bareboat Charter.

4 This Memorandum may be executed in counterparts

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by their respective officers as of the date and year first above written

OWNER:

BMO HARRIS EQUIPMENT FINANCE COMPANY

By 
Name **Julie Griffin**
Title **Vice President**

CHARTERER:

MORAN TOWING CORPORATION

By _____
Name: Jeffrey J McAulay
Title: Vice President – Finance and Administration

MEMORANDUM OF BAREBOAT CHARTER

THIS MEMORANDUM OF BAREBOAT CHARTER is made and entered into as of December 19, 2012, by and between **BMO HARRIS EQUIPMENT FINANCE COMPANY**, a Wisconsin corporation, whose address is 250 East Wisconsin Avenue, Milwaukee, Wisconsin, 53202 (hereinafter, together with its successors and assigns, "Owner"), and **MORAN TOWING CORPORATION**, a New York corporation, whose address is 50 Locust Avenue, New Canaan, Connecticut, 06840 ("Charterer")

WITNESSETH:

1 Owner and Charterer are parties to that certain Amended and Restated Bareboat Charter Party dated as of December 19, 2012 (as amended, the "Bareboat Charter").

2. Pursuant to the Bareboat Charter, Owner has agreed to let and demise to Charterer, and the Charterer has agreed to hire from Owner, one (1) United States documented bulk cargo barge identified on Schedule 1 attached hereto (hereinafter, the "Vessel").

3 The Bareboat Charter with respect to the Vessel became effective as of the date set forth in paragraph 1 above and shall be subject to a Term, as such term is defined in the Bareboat Charter.

4 This Memorandum may be executed in counterparts.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by their respective officers as of the date and year first above written.

OWNER:
BMO HARRIS EQUIPMENT FINANCE COMPANY

By _____
Name:
Title:

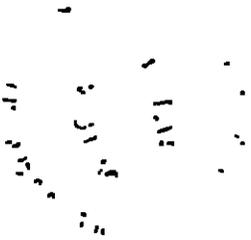
CHARTERER
MORAN TOWING CORPORATION

By  _____
Name: Jeffrey J. McAulay
Title: Vice President – Finance and Administration

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

On this 28 day of December, 2012, before me personally appeared JULIE GRIFFIN to me personally known, who being by me duly sworn, says that she/he is the VICE PRESIDENT of BMO HARRIS EQUIPMENT FINANCE COMPANY, a Wisconsin corporation, that the foregoing instrument was signed on behalf of said company by order of its Board of Directors, and he/she acknowledged that the execution of the said instrument was the free act and deed of said company.

IN WITNESS WHEREOF, I hereunto set my hand and official seal the day and year first above written.



Kristen A Weber
NOTARY PUBLIC
Printed Name: Kristen A Weber
My commission expires: 10-12-14

STATE OF CONNECTICUT)
) ss
COUNTY OF FAIRFIELD)

On this ____ day of December, 2012, before me personally appeared Jeffrey J. McAulay, to me personally known, who being by me duly sworn, says that he is the Vice President – Finance and Administration of MORAN TOWING CORPORATION, a New York corporation, that the foregoing instrument was signed on behalf of said company by order of its Board of Directors, and he acknowledged that the execution of the said instrument was the free act and deed of said corporation

IN WITNESS WHEREOF, I hereunto set my hand and official seal the day and year first above written.

NOTARY PUBLIC
Printed Name: _____
My commission expires. _____

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

On this ___ day of December, 2012, before me personally appeared _____, to me personally known, who being by me duly sworn, says that she/he is the _____ of BMO HARRIS EQUIPMENT FINANCE COMPANY, a Wisconsin corporation, that the foregoing instrument was signed on behalf of said company by order of its Board of Directors, and he/she acknowledged that the execution of the said instrument was the free act and deed of said company.

IN WITNESS WHEREOF, I hereunto set my hand and official seal the day and year first above written.

NOTARY PUBLIC

Printed Name: _____

My commission expires: _____

STATE OF CONNECTICUT)
) ss.
COUNTY OF FAIRFIELD)

On this 28 day of December, 2012, before me personally appeared Jeffrey J. McAulay, to me personally known, who being by me duly sworn, says that he is the Vice President – Finance and Administration of MORAN TOWING CORPORATION, a New York corporation, that the foregoing instrument was signed on behalf of said company by order of its Board of Directors, and he acknowledged that the execution of the said instrument was the free act and deed of said corporation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal the day and year first above written

Helaine Rich Carrano
NOTARY PUBLIC
Printed Name: HELAINE RICH CARRANO
My commission expires: 7/31/2016

SCHEDULE 1

Vessel subject to Amended and Restated Bareboat Charter Party dated December 19, 2012 between BMO Harris Equipment Finance Company, as Owner, and Moran Towing Corporation, as Charterer:

VESSEL	OFFICIAL NUMBER
MONTVILLE	1181446

together with all engines, boilers, machinery, masts, boats, anchors, cables, chains, rigging, tackle, apparel, furniture, winches, capstans, outfit, tools, pumps, gears, furnishings, appliances, fittings, navigation and communications equipment, computers, stores, spare and replacement parts, and all other appurtenances thereto appertaining or belonging, whether now owned or hereafter acquired, whether on board or not on board, and also any and all additions, improvements and replacements thereto, or any part thereof, and all cash and non-cash proceeds thereof

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