

RECORDATION NO. 20768-B  
FILED OCTOBER 3, 2016 8:40 AM  
SURFACE TRANSPORTATION BOARD

September 30, 2016

Chief Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W., Suite 100  
Washington, DC 20423-0001  
Attn: Recordation of Railroad Equipment

**Re: Memorandum of Lease Termination**

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) please find one (1) originally executed Memorandum of Lease Termination dated September 30, 2016, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memoranda of Lease, evidencing such Equipment duly filed with the Surface Transportation Board on July 15, 1997, under **primary recordation number 20768** and also on August 17, 2000 having secondary recordation number **20768-A**.

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

Lessor:	Wells Fargo Rail Corporation f/k/a First Union Rail Corporation 9377 W. Higgins Rd, Suite 600 Rosemont, IL 60018	Lessee:	Bad Water Line 642 S Federal Way Riverton, WY 82501
---------	---	---------	---

The enclosed document is for one hundred fifty (150) covered hopper cars marked: BDW 820500 – BDW 820649, inclusive which has been terminated in all respects and is no longer covered under the Lease.

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

Please accept this E-filing and invoice Wells Fargo Rail Corporation's account number 22860 in the amount of \$45.00 covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,



Marcia Dunne  
Manager Contract Administration

Enclosures  
(BDW001, 004)

Together we'll go far



**MEMORANDUM OF LEASE TERMINATION**

**THIS MEMORANDUM OF LEASE TERMINATION** (the "Memorandum") dated as September 30, 2016 is made by Wells Fargo Rail Corporation, f/k/a First Union Rail Corporation (the "Lessor"), a North Carolina corporation, and pertains to that certain Lease Agreement dated as of May 21, 1997 (collectively, the "Lease"), between Lessor and Bad Water Line (the "Lessee").

**W I T N E S S E T H:**

**WHEREAS**, Lessor and Lessee entered into the Lease whereby Lessor has agreed to lease to Lessee certain railcars (the "Equipment") as more particularly described in on Exhibit A attached hereto; and,

**WHEREAS**, Lessor and Lessee entered into certain Memoranda of Lease, evidencing the above-described Lease of such Equipment, which were filed at the Surface Transportation Board on July 15, 1997 having **primary recordation number 20768**, and on August 17, 2000 with secondary recordation number **20768-A**.

**WHEREAS**, certain Equipment has been released and is no longer covered under the Lease; and,

**NOW, THEREFORE**, the Lessor desires to clarify the public record state as follows:

1. This Notice serves as notice that the Equipment listed on the attached Exhibit A as evidenced by the Memoranda of Lease filed with the Surface Transportation Board, has been terminated in all respects.
2. All of the interest of the Lessee, its successors and assigns, in the Equipment listed on Exhibit A arising pursuant to the Lease has been terminated.
3. Lessor wishes to record this Memorandum of Lease Termination so as to release the lien with respect to the Equipment.

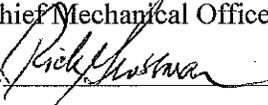
**IN WITNESS WHEREOF**, Wells Fargo Rail Corporation, as Lessor, has caused this Memorandum of Lease Termination to be duly executed by their respective officer duly authorized as of the date and year first above written (and the undersigned declares under penalty of perjury that he or she holds the title indicated below and that the execution of this Memorandum was the free act and deed of its corporation).

**LESSOR:**

WELLS FARGO RAIL CORPORATION

Name: Rick Grossman

Title: Chief Mechanical Officer

Signature:  \_\_\_\_\_

**EXHIBIT A  
TO  
MEMORANDUM OF LEASE TERMINATION**

**RIDER NO. 1**

NUMBER OF CARS: One hundred fifty (150)  
DESCRIPTION OF CARS: 100 ton covered hopper cars with vibrator brackets  
CAR NUMBERS: BDW 820500 – BDW 820649, inclusive

**RIDER NO. 4**

NUMBER OF CARS: One hundred forty-nine (149)  
DESCRIPTION OF CARS: 100 ton covered hopper cars with vibrator brackets  
CAR NUMBERS: BDW 820501 – BDW 820649, inclusive