

# SEABOARD SYSTEM RAILROAD

500 Water Street · Jacksonville, Florida 32202 · (904) 359-3100

August 17, 1983

Law Department  
Writer's direct telephone line: 359-3674

Date 8/30/83  
Fee \$ 10.00

RECORDATION NO. 13979-C File # 1425

ICC Washington, D.C. AUG 30 1983 - 3 40 PM

Honorable Agatha L. Mergenovich INTERSTATE COMMERCE COMMISSION  
Secretary  
Interstate Commerce Commission  
Washington, D. C. 20423

Dear Ms. Mergenovich:

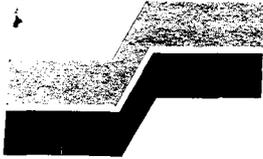
I am enclosing, for filing and recordation under the provisions of 49 U.S.C. §11303, executed counterparts Nos. 1, 2 and 3 of an Amendment to an Interim Use Agreement dated as of February 15, 1983, which was filed on March 7, 1983, and assigned recordation number 13979, and amended by Amendments filed on April 5, 1983, and July 29, 1983.

I am also enclosing this Company's draft for \$10.00 covering the recordation fee. Counterparts Nos. 2 and 3 should be returned to me at 500 Water Street, Jacksonville, Florida, 32202.

Yours very truly,

*Edward C. Tannen*  
Edward C. Tannen  
Assistant General Solicitor

RECORDED  
INDEXED  
AUG 22 1983  
COMM. DIV. 100  
U.S. DEPT. OF COMMERCE



# SEABOARD SYSTEM RAILROAD

500 Water Street · Jacksonville, Florida 32202 · (904) 359-3100

August 24, 1983

Law Department  
Writer's direct telephone line: 359-1233

Honorable Agatha L. Merganovich  
Secretary  
Interstate Commerce Commission  
Washington, D. C. 20423

Attn: Ms. Mildred Lee

Dear Ms. Mergenovich:

Enclosed herewith is Draft No. 603711 in the amount of \$10.00 which was inadvertently omitted from my letter to you of August 17, 1983, copy attached for your ready reference.. This check is to cover recordation fee of the documents listed in my August 17 letter.

Sorry for any inconvenience this may have caused.

Sincerely,

3-242A101

*Edward C. Tannen*  
Edward C. Tannen  
Assistant General Solicitor

No. \_\_\_\_\_  
Date AUG 30 1983

Fee \$ 10.00

ICC Washington, D.C.

RECEIVED  
AUG 30 1983  
FEDERAL REGISTER

**Interstate Commerce Commission**  
Washington, D.C. 20423

**OFFICE OF THE SECRETARY**

Edward C. Tannen  
Assistant Gen. Solicitor  
Seaboard System Railroad  
500 Water Street  
Jacksonville, Florida 32202

August 30, 1983

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 8/30/83 at 3:40PM, and assigned re-  
recording number(s). 13979-C

Sincerely yours,

*Agatha L. Mergenovich*  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

RECORDATION NO. 13979-C Filed 1426

AUG 30 1983 3 20 PM

INTERSTATE COMMERCE COMMISSION

SECOND AMENDMENT TO INTERIM USE AGREEMENT

AMENDMENT, dated as of August 31, 1983, by and between The Atlantic Land and Improvement Company ("AL&I") and Seaboard System Railroad, Inc. ("SBD"), both Virginia corporations.

WHEREAS, the parties hereto have entered into an Interim Use Agreement dated as of February 15, 1983, which was amended by an Amendment dated as of March 31, 1983, pursuant to which AL&I permitted SBD to use 25 Model SD-50 locomotives bearing road numbers SBD 8500-8524, inclusive, owned by AL&I, pending completion of financing arrangements by SBD; and

WHEREAS, said Interim Use Agreement expires on the earlier of August 31, 1983, or the date of payment of the purchase price of said locomotives; and

WHEREAS, SBD will not have its financing arrangements completed by August 31, 1983, and desires the continued use of said locomotives; and

WHEREAS, AL&I is willing to permit SBD to use said locomotives as bailee pending completion of financing arrangements;

NOW, THEREFORE, the parties hereto hereby agree that the Interim Use Agreement dated as of February 15, 1983, shall not expire on August 31, 1983, but shall continue until December 31, 1983, or the date of payment of the purchase price of the locomotives, whichever is earlier.

THE ATLANTIC LAND AND IMPROVEMENT COMPANY

By H. L. Smyler  
Vice President & Treasurer

ATTEST:

\_\_\_\_\_

SEABOARD SYSTEM RAILROAD, INC.

By H. L. Smyler  
Vice President-Treasurer

ATTEST:

\_\_\_\_\_

