

RECORDATION NO. 5869-D FILED

JUN 24 '04 12:55 PM

SURFACE TRANSPORTATION BOARD

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ELIAS C. ALVORD (1942)  
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June 24, 2004

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Lease Termination and Release of Security Interest dated as of April 1, 2004, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Lease which was previously filed with the Commission under Recordation Number 5869-A and is a complete termination of the lease relationship described therein.

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

Owner-Trustee/ Lessor:	Bank of the West (successor to First Western Bank and Trust Company) 235 Montgomery Street San Francisco, CA 94104
Lessee:	[Canadian National Railway Company 935 de la Gauchetiere Street West Montreal, Quebec Canada H3B 2M9]

A description of the railroad equipment covered by the enclosed document  
is:

650 covered hopper cars: CN 378350 - CN 378999.

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

Lease Termination and Release of Security Interest.

Also enclosed is a check in the amount of \$30.00 payable to the order of  
the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the  
undersigned.

Very truly yours,



Robert W. Alvord

RWA/anm  
Enclosures

**LEASE TERMINATION AND RELEASE OF SECURITY  
INTEREST** dated as of April 1, 2004 by the **BANK OF THE  
WEST**, as owner trustee.

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WITNESSETH:

SURFACE TRANSPORTATION BOARD

**WHEREAS**, **First Western Bank and Trust Company** (predecessor-in-interest to the *Bank of the West*) (the "Owner-Trustee") and **Canadian National Railway Company** entered into a Lease of Equipment dated as of November 1, 1970 (the "Lease") covering six-hundred fifty (650) 100-ton covered hopper cars marked **CN 378350 to CN 378999 inclusive** (the "Equipment");

**WHEREAS**, the Lease was i) filed and recorded with the Interstate Commerce Commission (now the Surface Transportation Board) on November 12, 1970 at 2:40 P.M. and assigned secondary recordation no. 5869-A and ii) deposited in the offices of the Registrar General of Canada on November 18, 1970 at 1:30 P.M.; and

**WHEREAS**, the Lease has been terminated and the Equipment sold.

**NOW, THEREFORE**, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, the Owner-Trustee wishes to show for the public record that i) the Lease terminated and ii) it hereby releases its security interest of record in the Equipment.

**IN WITNESS WHEREOF**, the Owner Trustee has caused this instrument to be signed in its name by its duly authorized officer as of the day and year first above written.

**BANK OF THE WEST,**  
as owner-trustee

By:   
Title: SR Vice President

