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**SURFACE TRANSPORTATION BOARD**

# FIRST UNION RAIL

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August 20, 2013

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

**RE: Memorandum of Partial Lease Termination**

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 111301(a) are three (3) originals of a Memorandum of Partial Lease Termination dated May 24, 2013, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Memorandum of Lease evidencing such leased equipment which was duly filed at the Surface Transportation Board on May 1, 2007 under Recordation Number 26388-B. The names and addresses of the parties to the enclosed document are:

Lessor: First Union Rail Corporation  
One O'Hare Centre  
6250 N. River Road - Suite 5000  
Rosemont, IL 60018

Lessee: Lafarge North America, Inc.  
c/o Lafarge Cement Canada  
10655 Southport Road S.E. - Suite 1200  
Calgary, AB T2W 4Y1

The enclosed document is for fifty-eight (58) covered hopper cars having NDYX marks (see Exhibit A for car numbers) which have been terminated in all respects and are no longer covered under the lease.

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

Also enclosed is a check in the amount of \$42.00 payable to the order of the Surface Transportation Board covering the recordation fee. Kindly return two (2) stamped originals to the undersigned.

If you have any questions regarding this matter, please contact me at the number shown above. Thank you for your cooperation.

Sincerely,



Danielle Lord  
Sales Assistant  
Encl.  
(LAN0009/LAN0014)

MEMORANDUM OF PARTIAL LEASE TERMINATION

SURFACE TRANSPORTATION BOARD

THIS MEMORANDUM OF PARTIAL TERMINATION OF LEASE (the "Memorandum") dated as of May 24, 2013 is made by First Union Rail Corporation (the "Lessor"), a North Carolina corporation, and pertains to that certain Lease Agreement dated March 7, 2005 (the "Lease"), between Lessor and Lafarge North America, Inc. (the "Lessee"), a Maryland corporation.

WITNESSETH:

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

WHEREAS, Lessor and Lessee entered into that certain Memorandum of Lease dated as of April 20, 2007, evidencing the above-described Lease of such Equipment, which was filed at the Surface Transportation Board May 1, 2007 at 2:51 p.m. with secondary recordation number 26388-B.

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 Lease between Lessor and Lessee relating to the Equipment and evidenced by the Memorandum of Lease filed with the Surface Transportation Board has been terminated in all respects
- 2. Lessor wishes to record this Memorandum of Partial Lease Termination so as to release the lien with respect to the Equipment.

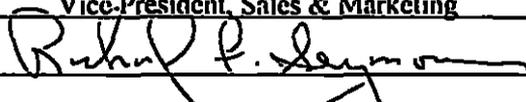
IN WITNESS WHEREOF, the Lessor has caused this Memorandum to be executed by its duly authorized officer as of the 24th day of May, 2013 (and the undersigned declares under penalty of perjury that he holds the title indicated below and that the execution of this Memorandum was the free act and deed of its corporation).

LESSOR:

FIRST UNION RAIL CORPORATION

Name: Richard F. Seymour

Title: Vice-President, Sales & Marketing

Signature: 



## EXHIBIT A to MEMORANDUM OF PARTIAL TERMINATION OF LEASE

NUMBER OF CARS.            Fifty-eight

DESCRIPTION OF CARS.    Covered hopper cars.

### CAR NUMBERS

1	NDYX	298000	21	NDYX	298145	41	NDYX	298265
2	NDYX	298009	22	NDYX	298149	42	NDYX	298268
3	NDYX	298038	23	NDYX	298151	43	NDYX	298285
4	NDYX	298040	24	NDYX	298152	44	NDYX	298289
5	NDYX	298079	25	NDYX	298153	45	NDYX	298291
6	NDYX	298080	26	NDYX	298154	46	NDYX	298295
7	NDYX	298084	27	NDYX	298158	47	NDYX	298299
8	NDYX	298101	28	NDYX	298163	48	NDYX	298300
9	NDYX	298102	29	NDYX	298168	49	NDYX	298302
10	NDYX	298103	30	NDYX	298170	50	NDYX	298316
11	NDYX	298106	31	NDYX	298173	51	NDYX	298322
12	NDYX	298111	32	NDYX	298174	52	NDYX	298338
13	NDYX	298118	33	NDYX	298176	53	NDYX	298350
14	NDYX	298123	34	NDYX	298177	54	NDYX	298352
15	NDYX	298126	35	NDYX	298178	55	NDYX	298359
16	NDYX	298128	36	NDYX	298180	56	NDYX	298360
17	NDYX	298129	37	NDYX	298181	57	NDYX	298383
18	NDYX	298136	38	NDYX	298188	58	NDYX	298392
19	NDYX	298137	39	NDYX	298199			
20	NDYX	298138	40	NDYX	298260			