

HAINESPORT INDUSTRIAL RAILROAD, LLC

FREIGHT TARIFF HIRR 8000

NAMING

MISCELLANEOUS RULES AND CHARGES,

SWITCHING, DEMURRAGE AND STORAGE RULES AND CHARGES,

APPLYING

FROM, TO AND AT STATIONS ON THE

HAINESPORT INDUSTRIAL RAILROAD, LLC

LOCAL TARIFF

This tariff is also applicable on intrastate traffic, except where expressly provided to the contrary in connection with particular rates and provisions contained herein.

ISSUED: MAY 28, 2009

EFFECTIVE: JULY 1, 2009

ISSUED BY

Ron W. Bridges, President
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5902 Sylon Boulevard
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SECTION 1 MISCELLANEOUS RULES AND CHARGES	SECTION 1 MISCELLANEOUS RULES AND CHARGES
<p>ITEM 100</p> <p align="center">BILL OF LADING / REBILL CHARGES</p> <p>If billing has been issued and car has been physically pulled from Customer's siding and bill of lading is then cancelled and/or changed at Customer's request, a charge of \$300.00 will be assessed against the requesting party. Prior to initial car movement, no charges will be assessed.</p>	<p>ITEM 140</p> <p align="center">IMPROPER CARS FURNISHED FOR LOADING BY CONNECTING LINES</p> <p>When cars ordered by industries for loading are refused on account of not being in proper condition to load, a charge of \$450.00 per car will be assessed against the railroad furnishing the car.</p>
<p>ITEM 105</p> <p align="center">HAZARDOUS MATERIALS</p> <p>Shipments of Hazardous Materials will not be accepted in interchange unless prior arrangements have been made with the HIRR.</p>	
<p>ITEM 110</p> <p align="center">PERISHABLES</p> <p>The HIRR does not provide protective service. Perishable freight under protective service will be accepted from connecting railroad for delivery to Customers with the understanding that protective service is not provided by the HIRR and the HIRR accepts no liability for any loss or damage resulting from failure of such protective service .</p>	
<p>ITEM 120</p> <p align="center">CARS INTERCHANGED IN ERROR</p> <p>A charge of \$450.00 per car will be assessed delivering carriers on all cars interchanged to the HIRR in error.</p>	
<p>ITEM 130</p> <p align="center">EMPTY CARS ORDERED BUT NOT LOADED</p> <p>On empty cars that are ordered for loading and order is canceled and car is in route, or the service of switching or placing of car has been performed and the car is not loaded but returned to this railroad empty, a charge of \$450.00 per car will be assessed and collected from the person, firm or corporation ordering such cars. (See Note, this item.)</p> <p>Note - Charge will not apply on cars unfit for loading, see Item 140, this tariff.)</p>	
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	

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SECTION 2 SWITCHING RULES AND CHARGES	SECTION 3 CAR DEMURRAGE RULES AND CHARGES
<p>ITEM 200</p> <p align="center">DEFINITION OF INTRA-PLANT SWITCHING</p> <p>A switching movement from one location to another location on the same track within the same plant or industry.</p>	<p align="center">APPLICATION</p> <p>Except where provided to the contrary, Demurrage Rules and Charges contained herein apply to all railroad and privately-owned cars held for or by consignors and consignees for any purpose.</p>
<p>ITEM 205</p> <p align="center">DEFINITION OF INTER-PLANT SWITCHING</p> <p>A switching movement from one location to another location on different tracks within the same plant or industry.</p>	<p align="center">ITEM 300</p> <p align="center">HOLIDAYS</p> <p>Wherever reference is made to "holidays," it shall mean only the days listed below:</p> <p>New Year's Day - January 1 (See Note 1) Washington's Birthday - Third Monday of February Memorial Day - Last Monday of May Independence Day - July 4 (See Note 1) Labor Day - First Monday of September Thanksgiving Day - Fourth Thursday of November Christmas Day - December 25 (See Note 1)</p> <p>Note 1 - When this date occurs on a Sunday, the following Monday will be observed as the holiday.</p>
<p>ITEM 210</p> <p align="center">DEFINITION OF INTRA-TERMINAL SWITCHING</p> <p>A switching movement (other than Intra-plant switching) from one track to another track of the same railroad, within the switching limits of the same station or industrial switching district.</p>	<p>ITEM 310</p> <p align="center">ACTUAL PLACEMENT</p> <p>Actual Placement is made when a car is placed in an accessible position for loading or unloading or at a point previously designated by the consignor or consignee.</p>
<p>ITEM 220</p> <p align="center">DEFINITION OF INTER-TERMINAL SWITCHING</p> <p>A switching movement from one a track of one railroad to the track of another railroad when both tracks are within the switching limits of the same station or industrial switching district.</p>	<p>ITEM 320</p> <p align="center">CONSTRUCTIVE PLACEMENT</p> <p>When a car consigned or ordered to a private track, industrial interchange track or other-than-public-delivery track cannot be actually placed because of a condition attributable to the consignor or consignee, such car will be held at available hold point and notice shall be sent or given the consignor or consignee that the car is being held and that this railroad is unable to effect placement; however, if car is placed on private track, industrial interchange track or other-than-public delivery track serving the consignor or consignee, the car will be considered constructively placed without notice.</p>
<p>ITEM 230</p> <p align="center">SWITCHING CHARGES</p> <p>Intra-plant..... \$200.00 Inter-plant..... \$200.00 Intra-terminal..... \$200.00 Inter-terminal..... \$200.00</p>	
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	

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SECTION 3 CAR DEMURRAGE RULES AND CHARGES	SECTION 4 STORAGE RULES AND CHARGES						
<p>ITEM 330</p> <p align="center">FREE TIME</p> <p>Free time as follows will be allowed for each car:</p> <p>Forty-eight (48) hours to complete unloading.</p> <p>Twenty-Four (24) hours to complete loading.</p> <p>Free time will be computed from the first 7:00 AM after placement, or after notification has been sent or given where required. For the purpose of computing free time, Saturdays, Sundays and holidays will be excluded.</p>	<p>ITEM 400</p> <p align="center">STORAGE / HOLD CHARGE (See Note, this item)</p> <p>Cars stored/held on tracks of this railroad at the request of consignor or consignee, awaiting forwarding instructions or other disposition, or for the convenience of this railroad, will be subject to the following storage/hold charge per car per day, or fraction of a day:</p> <table border="0" data-bbox="922 554 1308 653"> <tr> <td>Cars:</td> <td>Charge:</td> </tr> <tr> <td>Private... ..</td> <td>\$ 150.00</td> </tr> <tr> <td>Railroad.....</td> <td>\$ 200.00</td> </tr> </table> <p>The above charge to be computed from day car is first stored/held until day car is released from storage/hold tracks. Charges will be billed monthly.</p> <p>NOTE - This railroad does not assume liability beyond reasonable and ordinary care while cars are stored/held on storage/hold tracks, or for loss or damage caused by an Act of God, vandalism or theft. In the event full liability coverage is desired, cost of such coverage will be the responsibility of the customer or owner.</p>	Cars:	Charge:	Private... ..	\$ 150.00	Railroad.....	\$ 200.00
Cars:	Charge:						
Private... ..	\$ 150.00						
Railroad.....	\$ 200.00						
<p>ITEM 340</p> <p align="center">DEMURRAGE CHARGES</p> <p>After expiration of free time allowed, a charge of \$90.00 per car per day, or fraction of a day, will be made until car is released.</p> <p>The applicable charge will accrue on all Saturdays, Sundays and holidays subsequent to the first chargeable day, including a Saturday, Sunday or holiday immediately following the day on which the first chargeable day begins to run.</p> <p>Note 1: Not applicable on privately-owned cars on private tracks.</p> <p>Note 2 : Privately-owned cars which are first held on railroad tracks under constructive placement will be subject to demurrage charges provided for herein after expiration of free time (See Item 330) until such time car is placed on private tracks.</p>	<p>ITEM 410</p> <p align="center">MOVING CARS TO AND FROM STORAGE/HOLD TRACKS</p> <p>The HIRR will assess a charge of \$200.00 per car for moving cars to storage/hold tracks, and \$200.00 per car for removing cars from storage/hold tracks.</p>						
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	EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS
	FT - Freight Tariff HIRR - Hainesport Industrial RailRoad, LLC [A] - Addition [I] - Increase [NC] - Brought forward without change [R] - Reduction (<u>Underscored</u> portion denotes change.)