

**MANUFACTURERS JUNCTION
RAILWAY COMPANY**

FREIGHT TARIFF MJ 6004

**DEMURRAGE RULES
AND
CHARGES
APPLYING AT
POINTS ON THE
MANUFACTURERS JUNCTION RAILWAY COMPANY**

DEMURRAGE TARIFF

ISSUED: April 10, 2003

EFFECTIVE: May 1, 2003

ISSUED BY

Ray Fitzpatrick, Director - Marketing & Sales
Manufacturers Junction Railway Company
2335 South Cicero Avenue
Cicero, IL 60804

(The provisions published herein, if effective, will not result in an effect on the quality of the human environment.)

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<p align="center">CANCELLATION NOTICE</p> <p>Provisions formerly shown in Freight Tariff ASLG 6004- series for account of the MJ are hereby cancelled.</p>	<p align="center">SECTION 1 CAR DEMURRAGE RULES AND CHARGES</p>
<p align="center">RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS—GENERAL</p>	<p>ITEM 100</p> <p align="center">GENERAL APPLICATION</p> <p>A. Applicable at all points on the Manufacturers Junction Railway Company</p> <p>B. The disposition of a car at its point of detention determines the purpose for which the car is held and the rules applicable thereto.</p> <p>C. All railroad controlled cars held for or by consignors or consignees for any purpose are subjected to demurrage rules and charges in this section, except as follows:</p> <ol style="list-style-type: none"> 1. Private cars held on MJ track are subjected to demurrage rules. 2. Cars containing freight refused or unclaimed to be sold by MJ for the time held beyond legal requirements. 3. Cars assigned to shippers returned to points of assignment under load when material is authorized to be returned without freight charges under provisions of freight tariff. 4. Cars assigned to shippers returned empty to point of assignment while subject to storage rules. 5. Empty railroad equipment moving on own wheels under transportation charges as freight. 6. Cars for loading or unloading of MJ company material while on MJ tracks or private sidings connection therewith. 7. Cars of railroad ownership, leased for storage of commodities, while held on lessees tracks. 8. Empty cars place on and not used for loading, subject to switching charges, unless rejected and found as unsuitable for loading.
<p>ITEM 5</p> <p align="center">EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</p> <p>For explanation of abbreviations and reference marks not explained in individual items of this tariff, as amended, see last page of this tariff.</p>	
<p>ITEM 10</p> <p align="center">SUPPLEMENTS AND REISSUES</p> <p>When reference is made in this tariff, or supplements, to other publications for rates or other information, it includes "Supplements thereto or successive issues thereof."</p> <p>Where reference is made in this tariff to items, it includes "reissues" of such items.</p>	<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>
<p>ITEM 15</p> <p align="center">METHOD OF CANCELLING ITEMS</p> <p>As this tariff is supplemented, numbered items with letter suffixes cancel corresponding numbered items in the original tariff, or in a prior supplements. Letter suffixes will be used in alphabetical sequence starting with A. Example: Item 100 and Item 300- B cancels Item 300 – A in a prior supplement which, it turn, cancelled Item 300.</p>	

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SECTION 1 CAR DEMURRAGE RULES AND CHARGES	SECTION 1 CAR DEMURRAGE RULES AND CHARGES
<p>ITEM 110</p> <p align="center">GLOSSARY OF TERMS</p> <p>For the purpose of applying provisions in this tariff, the following are defined and shall govern:</p> <p>ACTUAL PLACEMENT - When a car is placed in an accessible position for loading or unloading or at a point designated by consignor or consignee. Demurrage hour computations will begin at the first 7:00 AM following placement by MJ.</p> <p>CONSTRUCTIVE PLACEMENT- When a car cannot be actually placed because of any conditions attributed to the consignor or consignee, such car will be held at an available hold point and notice will be given the consignor or consignee that the car is held awaiting instructions. Demurrage computation will begin following the first 7:00 a.m. after notification by MJ to consignor or consignee.</p> <p>FORWARDING INSTRUCTIONS - A bill of lading or other suitable order given the MJ containing all of the necessary information to transport the shipment.</p> <p>LOADING - The complete or partial loading of a car in conformity with published loading and clearance rules, and the furnishing of forwarding instructions.</p> <p>OPEN GATE- When a consignee does not place any restrictions (physical or otherwise) on MJ to place cars on their siding upon arrival.</p> <p>PRIVATE CAR- A car bearing other than railroad reporting marks which is not a railroad controlled car.</p> <p>PRIVATE TRACK - Trackage assigned for individual use including privately owned or leased tracks.</p> <p>PUBLIC DELIVERY TRACK - Any accessible track open to the general public for loading or unloading.</p> <p>RAILROAD - CONTROLLED CARS - A car provided to MJ directly by car companies or others, for indiscriminate use by MJ in servicing any of its customers.</p> <p>RELOAD - When the same car is completely unloaded and then loaded. Reloading will be expressed (with cars unloading demurrage) from date of tender to date forwarding instructions are received.</p> <p>TENDER – When MJ gives notification that a car is available for unloading or loading by either actual or constructive placement to consignor or consignee.</p> <p>UNLOADING – The complete unloading of a car and notice from the consignee that the car is empty and available to the railroad.</p>	<p>ITEM 120</p> <p align="center">NOTIFICATION OF CONSIGNOR OR CONSIGNEE</p> <p>A. The following notifications (including by electronic means) will be furnished as indicated:</p> <ol style="list-style-type: none"> 1. CARS FOR PRIVATE TRACKS Notification of constructive placement on all cars held on MJ tracks due to any condition attributable to consignee or consignor. Delivery of car upon consignee tracks will constitute notification. Delivery upon industrial interchange tracks of consignee or party entitled to receive same, will constitute notification. 2. CARS FOR PUBLIC DELIVERY TRACKS Notice of arrival will be given to party entitled to receive notification when car is actually placed. 3. CARS STOPPED IN TRANSIT Notice shall be sent or given to the consignee, consignor or owner ordering the car at the point of stoppage. 4. REFUSED CARLOAD FREIGHT When advised or refusal of car at destination, notice will be sent or given to consignor or owner. <p>B. Notification information provided:</p> <ol style="list-style-type: none"> 1. Car initial and number 2. If contents transferred enroute, MJ will furnish car initial and number of the original car. <p>C. Methods and Procedures for notification:</p> <ol style="list-style-type: none"> 1. By verbal, followed by Faximile communication, which date and time of receipt will govern demurrage calculation. When consignor or consignee utilize an electronic or mechanical device (either written or oral or keyed data dorm) notification left on such device will be considered as having been given to consignor or consignee, as the date and time transmitted. 2. Notice of arrival shall be sent or given: Upon arrival of cars at destination (notification is given 7 days a week) for all cars held under notify or other provisions which require surrender of bill of lading or payment of lawful changes. 3. Notification may be sent or given: In writing by U.S. Mail. When claim is made that notice was mailed at a later date or delayed through postal service, the date of mailing shall be determined by the postmark. If no postmark or no date appear, the records of MJ shall govern.
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	

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<p>ITEM 130</p> <p align="center">NOTIFICATION TO MJ</p> <p>By verbal, followed by Faximile communication, which date and time of receipt will govern demurrage calculation. When consignor or consignee utilize an electronic or mechanical device (either written or oral or keyed data dorm) notification left on such device will be considered as having been given to consignor or consignee, as the date and time transmitted.</p>	<p>ITEM 150</p> <p align="center">CARS HELD FOR COMPLETE UNLOADING</p> <p>Unloading is the complete unloading of a car and advise from consignee to MJ that the car is empty and available, or a car has been reloaded and forwarding instructions are received.</p> <p>TENDER: The notification, actual or constructive placement of each loaded car.</p> <p>RELEASE: A. Date and time that MJ receives advice that a car is empty.</p> <p>B. Cars placed on interchange tracks of a consignee doing its own switching, must also be returned to the interchange track for release.</p> <p>C. When the same car is unloaded and reloaded, when forwarding instructions are received.</p> <p>COMPUTATION: Cars set for unloading will be allowed forty- eight (48) hours free time.</p> <p>A rate of sixty dollars (60) per day, or fraction thereof, will be assessed for each car held beyond forty-eight (48) hours.</p>
<p>ITEM 140</p> <p align="center">CARS HELD FOR LOADING</p> <p>Loading is the complete or partial loading of a car in conformity with loading and clearance rules, including the furnishing of forwarding instructions.</p> <p>TENDER: The notification, actual or constructive placement of an empty car placed on orders of the consignor.</p> <p>RELEASE: A. On date forwarding instructions are received; when received by US mail, such instructions will be considered received after 0001 hours on date received.</p> <p>B. On empty cars placed on interchange tracks of consignor performing his own switching, time will also continue until cars are returned to an interchange track.</p> <p>C. On cars found to be overloaded or improperly loaded while at origin will not be considered released until the load has been adjusted.</p> <p>COMPULATION: Cars set for loading will be allowed twenty-four (24) hours free time.</p> <p>A rate of sixty dollars (60) per day, or fraction thereof, will be assessed for each car held beyond twenty-four (24) hours.</p>	<p>ITEM 160</p> <p align="center">DEMURRAGE PLAN</p> <ol style="list-style-type: none"> Billing will be tendered on a monthly basis for all cars released during a calendar month. Customers having facilities at separate stations cannot be combined. Unless otherwise advised in writing, demurrage charges will be assessed against the consignor at origin or consignee at destination who will be responsible for payment. Customers having two or more facilities at the same station with MJ will be combined into one account. Chargeable days will be Monday through Sunday.
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	<p>ITEM 170</p> <p align="center">RELIEF OF DEMURRAGE CHARGES</p> <p>In order to be allowed relief as indicated, a claim must be presented to MJ in writing by the last day of the calendar month following the month in which the bill was issued, stating fully the conditions for which relief is claimed.</p>

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	EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS
	<p>MJ - Manufacturers Junction Railway Company FT - Freight Tariff</p> <p>[A] - Addition [I] - Increase [NC] - Brought forward without change [R] - Reduction [CH] - Denotes change in wording that results in neither an increase nor a reduction.</p>
For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.	