

**FT SLGG 8000-D**  
**(Cancels FT SLGG 8000-C)**

# **SIDNEY & LOWE RAILROAD**

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## **FREIGHT TARIFF SLGG 8000-D**

**(Cancels Freight Tariff SLGG 8000-C)**

**LOCAL AND JOINT SWITCHING**

**AND**

**OTHER TERMINAL CHARGES**

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### **SWITCHING TARIFF**

**Governed, except as otherwise provide herein, by Uniform Freight Classification (See Item 5, this 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: March 23, 2017**

**EFFECTIVE: April 12, 2017**

**ISSUED BY**

**S & L Railroad, LLC  
dba Sidney & Lowe Railroad  
3224 Road 107  
Sidney, NE 69162**

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<p align="center"><b>RULES AND REGULATIONS - GENERAL</b></p>	<p align="center"><b>SECTION 1 SWITCHING AND MISCELLANEOUS CHARGES</b></p>
<p><b>ITEM 55</b> [A]</p> <p align="center"><b>DEFINITIONS</b></p> <p>The following definitions define and govern the provisions outlined in this tariff.</p> <p><b>ACTUAL PLACEMENT</b> - When a car(s) is placed in an accessible position for loading or unloading, or at a point designated by consignor or consignee.</p> <p><b>CONSIGNEE</b> - The party to whom the shipment is consigned, or the party entitled to receive the shipment.</p> <p><b>CONSIGNOR</b> - The party in whose name a car(s) is ordered; or the party who furnishes forwarding instructions.</p> <p><b>CONSTRUCTIVE PLACEMENT</b> - When a car(s) cannot be actually placed due to any condition attributable to the consignor or consignee, such car(s) will be held on SLGG tracks and notice will be provided to consignor or consignee that the car(s) is held awaiting disposition instructions.</p> <p><b>DEMURRAGE DAY</b> - A twenty four hour period (calendar day), or part thereof, commencing at 0001 after tender.</p> <p><b>DISPOSITION</b> - Information, including forwarding instructions or release, that allows SLGG to either tender or release car(s) from consignor's or consignee's account.</p> <p><b>FREE TIME</b> - Cars for loading or unloading will be allowed seventy two hours free time. Free time for loaded cars begins 0001 hours after the cars is constructively or actually placed and notification is given. Any other hours deemed by SLGG can be given as free hours.</p> <p><b>TENDER</b> - The notification, actual or constructive placement of an empty or loaded car(s).</p> <p><b>TIME</b> - Local time is applicable and is expressed on the basis of the 24-hour clock.</p>	<p><b>ITEM 100</b></p> <p align="center"><b>DEFINITION OF INTRA-PLANT SWITCHING</b></p> <p>A switching movement from one point to another point within the same plant or industry.</p> <hr/> <p><b>ITEM 105</b></p> <p align="center"><b>DEFINITION OF INTRA-TERMINAL SWITCHING</b></p> <p>A switching movement (other than intra-plant) from one point to another point on the same railroad.</p> <hr/> <p><b>ITEM 110</b></p> <p align="center"><b>DEFINITION OF INTER-TERMINAL SWITCHING</b></p> <p>A switching movement from a track of one carrier to a track of another carrier.</p> <hr/> <p><b>ITEM 115</b></p> <p align="center"><b>INTRA-PLANT SWITCHING CHARGE</b></p> <p>The SLGG will perform intra-plant switching at a charge of \$150.00 per car.</p> <hr/> <p><b>ITEM 120</b></p> <p align="center"><b>INTRA-TERMINAL SWITCHING CHARGE</b></p> <p>The SLGG will perform intra-terminal switching at a charge of \$150.00 per car.</p> <hr/> <p><b>ITEM 125</b></p> <p align="center"><b>INTER-TERMINAL SWITCHING CHARGE</b></p> <p>The SLGG will perform inter-terminal switching at a charge of \$400.00 per car.</p> <hr/> <p><b>ITEM 130</b> [1]</p> <p align="center"><b>CARS PLACED ON SLGG IN ERROR</b></p> <p>When any Railroad (BNSF or UP) place cars for switching on the SLGG in error, a charge of \$400.00 will be assessed.</p>
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	

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<b>SECTION 1 SWITCHING AND MISCELLANEOUS CHARGES</b>	<b>SECTION 1 SWITCHING AND MISCELLANEOUS CHARGES</b>												
<p><b>ITEM 135</b> [C]</p> <p align="center"><b>APPLICATION OF CHARGES FOR CARS LOADED OR EMPTY</b></p> <p>Except as otherwise provided, switching charges will cover the handling of cars loaded one way, also loaded one way and empty the other, between the points provided for (considering one loaded move). If cars are loaded in both directions, regular switching charge will be assessed for each loaded movement. They will be assessed (See Note) with cost per loaded move. <u>Idlers on both road and local switching movements will be treated as Loaded Cars.</u></p> <p align="center">Charge: \$400.00 per car.</p> <p>Note: All Railroad equipment moving as freight on own wheels shall be considered a car with charges assessed as specified herein.</p>	<p><b>ITEM 150</b></p> <p align="center"><b>WEIGHING</b></p> <p>SLGG will weigh cars for it's customers at a charge of \$125.00 per car.</p> <p>The Inter-terminal switch charge of \$400.00 per car shall also apply to each weigh trip.</p>												
<p><b>ITEM 140</b></p> <p align="center"><b>SWITCHING CHARGE ON LOADED CARS HELD FOR INSTRUCTIONS</b></p> <p>In the absence of specific provisions to the contrary, the following shall apply:</p> <p>A. Except as provided in (B), when on shippers order, loaded cars are removed from industry or team tracks and held by carrier awaiting instructions, the Intra-terminal or Inter-terminal switching charge, as the case may be, will be assessed for movement, such charge will not be absorbed.</p> <p>B. When loaded cars removed form industry or team tracks held awaiting instructions are under continuous demurrage, no charge for such switching will be made</p>	<p><b>ITEM 155</b></p> <p align="center"><b>ORDER BILL OF LADING ON INTRA-TERMINAL OR INTER-TERMINAL MOVEMENTS</b></p> <p>Order bills of lading will NOT be issued covering Intra-terminal or Inter-terminal movements.</p>												
<p><b>ITEM 145</b></p> <p align="center"><b>OVERLOADED OR IMPROPERLY LOADED CARS</b></p> <p>When cars are discovered to be overloaded, or improperly loaded while still on the SLGG, thereby necessitating transfer, trimming, or reloading in the interest of safe transportation, shipper or owner will be notified and cars discovered to be overloaded or improperly loaded will be placed on carrier's track, accessible for transfer, trimming or reloading, and shipper or owner will be required to transfer, trim, or reload cars to meet loading requirements for safe transportation. The Intra-terminal switch charge of \$150.00 will be assessed for the switching of overloaded or improperly loaded cars to and from the carrier's track where the transfer, trimming, or unloading is performed.</p>	<p><b>ITEM 160</b></p> <p align="center"><b>CHARGES FOR STORAGE OF EMPTY CARS, LOCOMOTIVES AND OTHER TYPES OF RAILROAD ROLLING STOCK ON WHEELS</b></p> <p>A. SLGG will store empty cars at stations on it's lines for Railroads or private owners, providing prior approval has been received in writing by car owner, from authorized agent of the SLGG. Car owner shall be responsible for all transportation, switching, and storage charges.</p> <p>B. The number and type of cars stored at any one station shall be at the discretion of the SLGG.</p> <p>C. Daily storage rates, must be approved by the SLGG, in advance of any storage or receipt of equipment.</p>												
	<p><b>ITEM 165</b></p> <p align="center"><b>SLGG CONNECTING RAILROADS</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align:center;"><b>INTERCHANGE</b></th> <th style="text-align:center;"><b>CONNECTING Railroad</b></th> </tr> </thead> <tbody> <tr> <td style="text-align:center;">Huntsman, NE</td> <td style="text-align:center;">BNSF - BNSF Railway Co.</td> </tr> <tr> <td style="text-align:center;">Brownson, NE</td> <td style="text-align:center;">UP - Union Pacific Railroad</td> </tr> </tbody> </table>	<b>INTERCHANGE</b>	<b>CONNECTING Railroad</b>	Huntsman, NE	BNSF - BNSF Railway Co.	Brownson, NE	UP - Union Pacific Railroad						
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	<p><b>ITEM 170</b> [C]</p> <p align="center"><b>COMPANIES SERVED EXCLUSIVELY BY THE SLGG</b></p> <table style="width:100%;"> <tr> <td style="width:50%;">Progress Rail Services, Inc.</td> <td>Sidney Car Repair Division</td> </tr> <tr> <td>Progress Rail Services, Inc.</td> <td>Sidney Wheel Division</td> </tr> <tr> <td>Progress Rail Services, Inc.</td> <td>Sidney Recycling Division</td> </tr> <tr> <td>Scoular Grain</td> <td>Grain Elevator</td> </tr> <tr> <td><u>Adams Industries</u></td> <td>Warehousing, transloading, offloading and other industries to be established</td> </tr> <tr> <td>Sioux Meadows Industrial Sites</td> <td>Industries to be established</td> </tr> </table>	Progress Rail Services, Inc.	Sidney Car Repair Division	Progress Rail Services, Inc.	Sidney Wheel Division	Progress Rail Services, Inc.	Sidney Recycling Division	Scoular Grain	Grain Elevator	<u>Adams Industries</u>	Warehousing, transloading, offloading and other industries to be established	Sioux Meadows Industrial Sites	Industries to be established
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<p align="center"><b>SECTION 1 SWITCHING AND MISCELLANEOUS CHARGES</b></p>	<p align="center"><b>SECTION 2 CAR DEMURRAGE RULES AND CHARGES</b></p>
<p><b>ITEM 175</b> [A]</p> <p align="center"><b>CARS RETURNED DUE TO IMPROPER FORWARDING OR BILLING (BILL OF LADING/WAYBILL)</b></p> <p>Any car returned to the SLGG by a connecting carrier due to the fault of the shipper will be charged a \$400.00 per car error fee to be paid by the shipper.</p>	<p><b>ITEM 200</b> [I]</p> <p align="center"><b>DEMURRAGE</b></p> <p>Demurrage will be assessed at a rate of \$75.00 per car per day for all time in excess of seventy-two hours for loading and unloading from the first 0001 after tender until release.</p> <p>Demurrage charges will be accrued on all days, except holidays. Settlement charges will be made monthly on all car(s) released during each calendar month.</p> <p>Demurrage charges are the responsibility of the party who detained railcars beyond free time.</p> <p>Private cars will not accrue demurrage.</p> <p>Cars can not be tendered as released to SLGG Railroad between the hours of 1430 and 0700 the following morning Monday through Thursday. Cars can not be tendered as released to SLGG Railroad between the hours of 1430 on Friday and 0700 Monday.</p>
	<p><b>ITEM 205</b> [A]</p> <p align="center"><b>CLAIMS</b></p> <p>A claim must be submitted in writing to:</p> <p align="center">Sidney &amp; Lowe Railroad, LLC 3224 RD 107 Sidney, NE 69162</p> <p>All claims must include invoice number within thirty (30) days from the date that the bill for demurrage is rendered. The condition for stating the claim should be fully stated.</p> <p>Any claim not filed within thirty(30) days from the date that the demurrage bill is rendered will be declined.</p> <p>If SLGG Railroad fails to respond to claim within thirty (30) days from the date that the claim was received, SLGG Railroad will accept the dispute and credit the account for the value of the disputed amount.</p>
	<p><b>ITEM 210</b> [A]</p> <p align="center"><b>SLGG HOLIDAYS</b></p> <p>Wherever reference is made to "holidays" it shall mean only the days listed below:</p> <ul style="list-style-type: none"> <li>New Years Day - January 1 (See Note 1)</li> <li>Good Friday - Friday prior to Easter</li> <li>Memorial Day - Last Monday of May</li> <li>Independence Day - July 4th (See Note 1)</li> <li>Labor Day - First Monday of September</li> <li>Thanksgiving - Fourth Thursday and Friday of November</li> <li>Christmas - December 24 &amp; 25 (See Note 1)</li> <li>New Years Eve - December 31 (See Note 1)</li> </ul> <p>Note 1: Holidays on Saturday will be observed the previous Friday. Holidays on Sunday will be observed the following Monday.</p>
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<p align="center"><b>SECTION 2 CAR DEMURRAGE RULES AND CHARGES</b></p>	<p align="center"><b>EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</b></p>
<p><b>ITEM 215</b> [A]</p> <p align="center"><b>NOTIFICATION TO CONSIGNOR OR CONSIGNEE</b></p> <p>SLGG will furnish the following notifications as indicated:</p> <ol style="list-style-type: none"> <li>1. Notice of constructive placement if car(s) are held on SLGG tracks due to reasons attributable to the consignee or consignor.</li> <li>2. Delivery of car(s) upon tracks of consignee or consignor will constitute notice. Notification may be given in writing or electronically, and will contain car initial and number and commodity.</li> </ol>	<p align="center"><b>EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</b></p> <p>BNSF - BNSF Railway Company  SLGG - Sidney &amp; Lowe Railroad  UP - Union Pacific Railroad</p> <p>[A] - Addition  [I] - Increase  [R] - Reduction  [NC] - Brought forward without change</p> <p>(<u>Underscored</u> portion denotes Change/Addition)</p>
<p><b>ITEM 220</b> [A]</p> <p align="center"><b>NOTIFICATION TO SLGG</b></p> <p>SLGG will accept forwarding instructions, empty release, information, or other disposition via email. Such information is to be emailed to the following locations:</p> <p>tray@progressrail.com  wlee@progressrail.com</p> <p>The recorded date and time that the instructions including the BOL are received will govern.</p>	
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	