WEST TEXAS AND LUBBOCK RAILWAY

SUPPLEMENT 3 TO FREIGHT TARIFF WTLC 8000

(Supplement 3 cancels Supplement 2) (Supplement 3 contains all changes)

NAMING

LOCAL AND PROPORTIONAL RATES

AND

SWITCHING CHARGES

ALSO

MISCELLANEOUS SERVICES

APPLYING

AT

STATIONS ON THE

WEST TEXAS AND LUBBOCK RAILWAY

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.

For reference to Governing Classification, see Item 5 of this tariff.

ISSUED: February 17, 2009

EFFECTIVE: February 1, 2009

ISSUED BY

Stephen C. Gregory Vice President - Marketing West Texas And Lubbock Railway Company 821 West Broadway Brownfield, TX 79316

SUPPLEMENT 3 TO TO WTLC 8000

TABLE OF CONTENTS

TABLE OF CONTENTS	
SUBJECT	ITEM
SUBJECT Capacities and Dimensions of Cars Car Demurrage Charges Car Demurrage Rules Cars Received in Error Cleaning Charge Definition of Terms Description of Governing Classifications Detention Charges Detention Rules Diversion or Reconsignment Charges Diversion or Reconsignment, Meaning of Empty Cars Ordered and Not Used Explosives, Dangerous Articles Handling of Empty Cars Holidays Hours of Service Liability and Claims List of WTLC Stations Local / Proportional Rates Method of Cancelling Items Mileage Charges on Private Cars Non-Use and Detention Charges on Heavy Duty Flat Cars Overload Charges Payment of Charges Payment Terms Perishables Reference to Tariffs, Items, etc. Shipment to Order, Order Notify, or Straight Bill of Lading, Requiring Surrender of Bill of Lading or Written Order Special Freight Train Service Station List and Conditions Storage Charges Storage Rules Surcharge Switching: Application of Switching - Corporate Limits Intra-Plant Intra-Plant Intra-Terminal Inter-Terminal Switching Service Under Straight	ITEM 45 250 310 360 270 320 5 250 310 290 280 380 15 260 220 200 115 Page 2 <u>600</u> 25 110 385 340 140 120 30 20 300 230 10 25 110 385 340 140 120 30 20 5 70 400 400 400 400 400 400 80
Intra-Terminal Inter-Plant Inter-Terminal	400 400
Straight Bill of Lading Switching - Turning of Cars to Permit Unloading Unit Train Switching Charges Use of Private Sidings Zones, Explanation of	240 520 130 330

RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-GENERAL

ITEM 140

PAYMENT OF CHARGES

Customer shall be liable for the payment of any and all transportation, demurrage and other charges accruing on traffic from, to and at stations on the WTLC. Nothing herein shall limit the right of the WTLC to require at time of movement, shipment or delivery the prepayment or guarantee of such charges. Customer will pay WTLC immediately upon presentation of a bill therefor by the WTLC. The WTLC will not accept shipment from customer, make delivery of shipment to customer, deliver loaded cars to interchange, or accept request for any other movement of car without payment or guarantee of all outstanding and current charges, unless customer has entered into an agreement for credit with the WTLC. WTLC reserves the right, at its sole discretion, to cancel the credit of any customer at any time.

Cars held for payment of charges will be subject to demurrage rules and charges in Item 250. The exception for private cars in paragraph 4 Item 250 will not apply and private cars held for payment of charges will be subject to demurrage.

For explanation of abbreviations and reference marks not explained herein, see Item 999999, this tariff.

SUPPLEMENT 3 TO FT WTLC 8000

	SWITCHING LOCAL / PROPORTIONAL RATES aarges are in dollars and cents per car, except as noted) (Charges are in dollars and cents per car, except					
ITEM 400-A						
INTRA-PLANT, INTER-PLANT AND INTRA-TERMINAL SWITCHING CHARGES		[A] COMMODITY: Toxic/Poison Inhalation Hazard Commodities as described in Item 1150-				
APPLICATION	CHARGE	series of BNSF Rule Book 6100-series.				
Intra-Plant	(a) \$65.00 (b) \$100.00	BETWEEN	AND (See Note 2)	RATES	ROUTE	
(a) Switching to point on same track		Plainview, TX				
(b) Switching to a point on a different track		(See Note 1)	ZONE C	\$570.00	1	
Inter-Plant	\$150.00	Note 1 - Applicable on traffic when "from beyond" or "for beyond" via BNSF, subject to AAR Accounting Rule 11.				
Intra-Terminal	\$200.00					
Inter-Terminal	(c)(c) \$400.00	Note 2 - For Explanation of Zones, see Item 330.				
inter-reminal	(c)(e) \$400.00 (c)(f) \$450.00	ROUTE: 1.WTLC direct.				
	(d)(e) \$450.00 (d)(f) \$500.00	[A] - Addition / New.				
(c) Freight originating at a station in Zone A, B or C and destined for a station in same Zone.						
(d) Freight originating at a static for a station in Zone B or vio	ginating at a station in Zone A and destined n in Zone B or vice versa.					
(e) Private Cars						
(f) Railroad Cars						
For explanation of abbreviations and reference marks not explained herein, see Item 99999, this tariff.						