

## ICE FREIGHT TARIFF 4024 B

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EXPIRES WITH:         ...

# ICE FREIGHT TARIFF 4024 B

## PARTICIPATING CARRIERS AND CONTACTS

ITEM 2.00 A

CHANGE: RAILROAD ADDITION

### CARRIERS

ABBREVIATION	CARRIER
CN	CANADIAN NATIONAL RAILROAD
CPRS	CANADIAN PACIFIC RAILWAY
EJE	ELGIN, JOLIET & EASTERN RAILWAY COMPANY
ICE	IOWA CHICAGO & EASTERN RAILROAD
IAIS	IOWA INTERSTATE RAILROAD, LTD.
<b>IANR</b>	<b>IOWA NORTHERN RAILWAY (A)</b>
KCS	KANSAS CITY SOUTHERN
<b>SRY</b>	<b>SOUTHERN RAILWAY OF BRITISH COLUMBIA (A)</b>

ISSUED: MARCH 24, 2009  
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EXPIRES WITH:

ICE FREIGHT TARIFF 4024 B

GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 2.25

**LIST OF WHOLE GRAIN COMMODITIES:**

Grain as described in Tariff STCC 6001-Series:

STCC	DESCRIPTION
01 131 10/15/30	Barley
01 132 15	Corn
01 132 25	Corn, Organic
01 133 10	Oats
01 135 10	Rye
01 136 55	Milo
01 136 90	Grain Sorghum
01 137 10/20/30	Wheat
01 137 15	Wheat, Organic
01 139 30	Grain Screenings, Unground
01 139 25	Millet
01 141 10	Cottonseed
01 142 10	Flaxseed
01 144 10	Soybeans
01 144 25	Soybeans, Organic
01 149 35	Safflower Seeds
01 149 40	Sunflower Seeds
01 149 50	Canola Seed
01 915 66	Mustard Seed
01 341	Beans, Dried
01 341	Peas, Dried
01 343	Cowpeas, Lentils, Lupines

ISSUED: JANUARY 21, 2009  
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**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 5.00 A**

**CHANGE: ADMINISTRATIVE UPDATE**

**GOVERNED BY**

Unless otherwise specifically provided else where in this tariff all tendered shipments are subject to the following publications and amendments or successive issues.

**RIC 6007-Series Mileage Allowances Payments on Private Cars (N)**

**CARH 6000-Series Rules and Regulations Publication (N)**

CARH 6004-Demurrage Tariff

**CARH 8000-Series Switching and Terminal Services Tariff (N)**

CARH 9002-Series Fuel Surcharge Tariff

ICE 6200-Series Distance Tariff

OPLS 6000-Series Open and Prepay Station List

STCC 6001-Series Standard Commodity Code

UFC 6000-Series Uniform Freight Classification

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# ICE FREIGHT TARIFF 4024 B

## GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 8.00

### APPLICATION OF RATE ADJUSTMENTS

Except as otherwise provided in individual items in this tariff, or as amended, rates or charges named herein are only subject to rate adjustments as shown in number paragraphs below.

When rate or charges are expressed in dollars per carload, fractions of dollars resulting from the application of a percentage rate adjustment will be dropped if less than fifty cents (\$0.50), and increased to the next whole dollar of fifty cents (\$0.50) or more.

When rates or charges are expressed in cents per 100 pounds, fractions resulting from the application of percentage rate adjustments will be dropped if less than one-half cent and increased to the next whole cent if a half cent or more.

Rates as provided herein are subject to increases at any time upon not less than 20 calendar days notice or maybe reduced without notice.

### APPLICATION OF FUEL SURCHARGE

Rates in this tariff are subject to CARH 9002-Series Fuel Surcharge Tariff. Refer to tariff for applicable rules and charges, tariff is posted on the internet at [www.dmerail.com](http://www.dmerail.com) or [www.icerail.com](http://www.icerail.com).

ISSUED:                      SEPTEMBER 10, 2007  
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EXPIRES WITH:

## ICE FREIGHT TARIFF 4024 B

### GOVERNING CONDITIONS, RULES AND REGULATIONS

<b>STATION LIST AND CONDITIONS</b>	<b>ITEM 10.00</b>
<p>This tariff is governed by OPFL 6000- Series Open &amp; Prepay Station List as follows:</p> <ol style="list-style-type: none"> <li>1. For additions or changes in Name, Location or Abandonment of Stations</li> <li>2. Prepay requirements</li> <li>3. Restrictions as to acceptance or delivery of freight</li> <li>4. Changes in station facilities</li> <li>5. When a station is abandoned, all provisions applicable thereto are canceled, effective on the date of abandonment</li> </ol>	
<b>REFERENCE TO TARIFFS, ITEMS, NOTES, RULES, ETC.</b>	<b>ITEM 20.00</b>
Where reference is made in this tariff to tariffs, items, notes, rules, etc., such references are continuous and include amendments to and successive reissues of such tariffs, items, notes, rules, etc.	
<b>TERMINAL OR TRANSPORTATION SERVICES</b>	<b>ITEM 25.00</b>
Shipments made under the rates contained in this tariff are entitled to terminal and transportation services and privileges, and are subject to the charges, allowances, rules and regulations provided in separately published tariff ICE 8100-Series and STB (or its successor agency) service orders.	
<b>TRANSFER BETWEEN CONNECTING CARRIERS</b>	<b>ITEM 35.00</b>
The joint rates published herein include all charges for switching, drayage or other transfer services at intermediate interchange points on shipments handled through and not stopped for special services as such intermediate interchange points.	
<b>CONSECUTIVE NUMBERS</b>	<b>ITEM 40.00</b>
Where consecutive numbers are represented in this tariff by the first and last numbers connected by the word "to" or a hyphen, they will be understood to include both the numbers shown.	
If the first number only bears a reference mark such reference mark also applies to the last number shown and to all numbers between the first and last number.	
<b>EQUIPMENT CLASSIFICATION, APPLICATION AND MILEAGE PAYMENTS (A)</b>	<b>ITEM 45.00</b>
Shipments apply in railroad owned or controlled equipment or industry owned or leased equipment as stated in individual rate items. Railroad cannot guarantee availability of equipment.	
<b>Railroad owned or controlled:</b>	
Equipment bearing a railroad reporting mark or equipment bearing other than a railroad reporting mark provided to the railroad directly by the equipment owner or lessor for use by the railroad in serving any of its customers.	
<b>Industry owned or leased:</b>	
Equipment which is either owned or leased to a customer or otherwise provided by customer for use by the railroad for transportation of freight.	
<b>Mileage Payments:</b>	
Except when otherwise specified in individual items in this tariff, industry owned or leased equipment is <b>not</b> subject to mileage allowance.	
<b>NATIONAL SERVICE ORDER</b>	<b>ITEM 50.00</b>
This tariff is subject to provisions of various STB (or its successor) Service Orders and General Permits as shown in National Service Order Tariff NSO 8100-Series.	
<b>TERMINAL RATE</b>	<b>ITEM 55.00</b>
A rate published from a specific origin to a specific destination, via specific route.	
<b>COMBINATION RATE</b>	<b>ITEM 60.00</b>
Rates contained in this tariff can be used in combination with rates named in other publications to construct through rates <b>only where specified in item</b> . Construction of such rates will <b>not</b> be made to defeat a through rate nor for aggregate of intermediate application at origin or destination or unless otherwise stated elsewhere in this tariff. Combination rates will divide as made.	
<b>PROPORTIONAL RATE</b>	<b>ITEM 65.00</b>
Proportional rates, which by their terms are limited in their application to traffic destined to, originating at, specific points or territories, including rates which are published for application of traffic "when from beyond" or "when for beyond", apply only when the entire through transportation is performed by carriers by rail, subject to AAR accounting Rule 11.	
<b>INTERMEDIATE APPLICATION- ORIGIN</b>	<b>ITEM 80.00</b>
Intermediate application at origin does Not apply unless provided elsewhere in this tariff.	
<b>INTERMEDIATE APPLICATION- DESTINATION</b>	<b>ITEM 85.00</b>
Intermediate application at destination does Not apply unless provided elsewhere in this tariff.	
<b>ABSORPTION OF CONNECTING RAILROADS SWITCH CHARGES (A)</b>	<b>ITEM 120.00</b>
<p>A. Except as otherwise stated in individual rate items, rates published in this tariff include the absorption of connecting railroads reciprocal switch charges, subject to specific dollar amounts named in individual rate items. Where any similar rules, regulations or absorption amounts are provided in the CARH 8000-Series Switching and Terminal Services Tariff, the provisions of this tariff will apply.</p> <p>B. Except as otherwise provided in individual rate items, only one initial placement or switch will be allowed at each location for loading shipments moving under multiple-car or unit train rates named in this tariff. Subsequent switching or additional placements will not be permitted and will be subject to charges named or as provided at stations specifically named in the CARH 8000-Series Switching and Terminal Services Tariff.</p> <ol style="list-style-type: none"> <li>1. Does not apply on second switch required to replace straggler or bad order cars.</li> </ol>	

ISSUED:                    **JANUARY 21, 2009**  
EFFECTIVE:               **JANUARY 21, 2009**  
EXPIRES WITH:            ...

# ICE FREIGHT TARIFF 4024 B

## GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 310.00 A

CHANGE: ADMINISTRATIVE UPDATE

### BILLING AND FORWARDING INSTRUCTIONS – TRANSMISSION

Please refer to **CARH 6000-Series. (N)**

### BILLING AND FORWARDING INSTRUCTIONS – PROPORTIONAL MOVEMENTS

On shipments moving on proportional rates to any gateway junction as named in this tariff, it shall be the responsibility of the party providing the billing and forwarding instructions to provide the ICE with complete routing and ultimate destination.

The ICE will no longer accept billing consigned to/from an Agent and a named destination or connecting line for furtherance.

Shipments receive by ICE billed as such shall be considered improperly billed and subject to holding and demurrage charges as provided in tariff **CARH 6004-Series**. Such charges will be assessed to and payable by the party in whose name the demurrage account is maintained by the railroad, whose responsibility it is to provide billing and forwarding instructions. **(N)**

### BILLING AND FORWARDING INSTRUCTIONS – CROSS REFERENCE OF ORDER NUMBER

The order number, as supplied by the ICE Car Distributor, must be applied on the bill of lading.

### BILLING AND FORWARDING INSTRUCTIONS – STCC

The complete, seven (7) digit Standard Transportation Commodity Code (STCC), as found in applicable items in this tariff, must be applied on the billing and forwarding instructions.

When an organic STCC is provided on billing instructions or bill of lading, an additional \$250.00 per car will be added to base rate listed herein.

In the event of a claim against the railroad for loss or damage of commodity, settlement will be made based upon the complete seven (7) digit STCC provided on the original billing instructions or bill of lading.

ISSUED: JANUARY 21, 2009  
EFFECTIVE: JANUARY 21, 2009  
EXPIRES WITH: ...

ICE FREIGHT TARIFF 4024 B

GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 320.00 D

CHANGE: ADDITIONAL WORDING

ORDERING OF CARS FOR GRAIN SHIPMENTS

CAR ORDERS TO BE PLACES BY SHIPPER ONLY

Car orders will not be accepted by grain companies or other commercial enterprises representing grain shippers, but must be placed by the elevator or loading station at which the cars will be physically loaded.

CAR ORDERS WILL BE ACCEPTED ONLY TO FILL AVAILABLE SLOTS

ICE will determine how many available cars for loading we will have for any given month. If ICE determines that it is unable to supply sufficient cars for loading, we WILL NOT accept any more new car orders for current or upcoming months until such time as it is determined that cars will be available for loading. Notification will be given in the event that we no longer will be taking new car orders. If a car order is accepted and assigned a unit number, but not filled by end of the month that it is ordered for, this order will carry forward into the following month.

STANDBY LIST

If a shipper wants to order cars for a month that is already booked up, they may do so by requesting to be placed on a "standby list". If cars become available, car order(s) will be filled in the order that they were placed on the standby list. If cars do not become available by the end of the month, the "standby list" will be terminated and WILL NOT carry into the next month. Car orders on the "standby list" are NOT assigned a unit number until such time when order is filled.

CHANGES IN ORDERS & TRANSFERRING ORDERS

Car orders may be transferred between elevators. Car order size cannot be modified as a result of the transfer. Arrangements for the physical transfer of the car order must be made with the Car Distributor in Sioux Falls, SD (605/782-1409). Transfers will not be accepted if notice is given on less than seven (7) days notice prior to the "want date." It shall be the responsibility of the elevator ordering the cars to find a party to trade out an order for equipment that was ordered but not needed or wanted. Each order is allowed one change in "want date" or "loading station" within the month that the equipment is wanted. The change in "want date" or "loading station" will not be accepted if notice is given less than seven (7) days prior to original "want date".

PLACING ORDERS

Car orders will be accepted for future shipments up to a maximum of three (3) months in advance of want date, commencing on the first Monday of each month. Example: On the first Monday of July, orders will be accepted for the month of October of that year. Car orders will be accepted by facsimile (605/782-1497). Order forms are included at the end of this item. Please fill out the form as completely as possible. Want date must be specified to enable ICE to place cars as accurately as possible. The order number must be applied on the bill of lading, subject to item 310.00.

PLACING ORDERS – UNIT SIZE

In order to qualify for multi-car rate, separate orders need to be placed for multi-car units vs. single car orders. When multi-car and single car order is requested for same want date, if sufficient number of cars are physically placed for the multi-car order, demurrage will commence on the multi-car unit. Multi-car unit is described as minimum 25, 50, or 75 cars. Cars for multi-car orders must be loaded consecutively, subject to item 560.00. Orders for equipment shall not exceed the track capacity of the loading facility. Only one order sheet, per want date, for number of cars not exceeding track capacity will be accepted each day. Car orders will not be accepted from elevators or loading stations for days on which ICE does not provide regular train service. For example, if elevator or loading station only receives train service on Tuesday and Friday, ICE will not accept car order for placement or want dates on Monday, Wednesday or Thursday. Car orders may not be placed for consecutive want dates for loading. Want dates cannot be less than four days apart for any one loading station. For participants in the KCS program, the following applies: There must be a minimum of two (2) days between the want date for KCS equipment and a subsequent order for ICE equipment. There must be a minimum of (4) days between the want date for ICE equipment and a subsequent order for KCS equipment.

CANCELLATION PENALTY

ICE will assess a cancellation penalty charge of one hundred and fifty (\$150.00) dollars per car against any car order cancelled or if cars are refused when offered. Penalty charges will be assessed to the elevator placing the car order. Requests for cancellation of car orders shall be sent, in writing, via facsimile to the Car Distributor, Sioux Falls, SD: 605/782-1497. If constructive or actual placement has been performed on or one day prior to want date or any day thereafter, and the car(s) are subsequently released back to the carrier without being loaded and billed via the ICE, a switch charge of \$350.00 per car will be assessed in addition to the \$150.00 per car cancellation fee. If ICE fails to place OR OFFER cars FOR PLACEMENT within fifteen (15) days of the "want date" specified on the car order, the car order will be cancelled, upon request, free of charge. (A)

ISSUED: MAY 8, 2009
EFFECTIVE: MAY 9, 2009
EXPIRES WITH: ...

**CAR ORDER FORM**

FAX TO: (605) 782-1497, SIOUX FALLS, SD

*FOR QUESTIONS REGARDING YOUR ORDER CALL:*  
(866) 618-0890, SIOUX FALLS, SD

- Only one order per day per origin will be accepted.
- Car orders will be accepted by actual shipping location only.
- Car orders subject to Rules of Ordering Cars and Cancellation Penalties as found in governing tariffs.
- Orders should be placed no later than five (5) days in advance.
- Changes to orders must be submitted via fax.

TODAY'S DATE: \_\_\_\_\_

YOUR NAME: \_\_\_\_\_

COMPANY NAME: \_\_\_\_\_

LOADING STATION/LOCATION: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

EMAIL: \_\_\_\_\_

# OF CARS: \_\_\_\_\_ WANT DATE: \_\_\_\_\_

CAR TYPE : \_\_\_\_\_ COMMODITY: \_\_\_\_\_

DESTINATION & ROUTE: \_\_\_\_\_

ORDER #: \_\_\_\_\_

(Will be completed by ICE and returned to you acknowledging acceptance of order)

***THANK YOU FOR SHIPPING VIA IC&E RAILROAD!  
WE APPRECIATE YOUR BUSINESS!***

**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 325.00 B**

**CHANGE: DELETION OF CHARGE**

**CHARGES ON TRAFFIC ROUTED BEYOND CHICAGO, IL**

**CHARGES ON TRAFFIC DESTINED TO ST (SPRINGFIELD TERMINAL) RAILROAD**

On traffic moving in railroad owned or controlled equipment beyond Chicago, IL destined to, or via the ST Railroad, an additional \$200.00 per car will be added to the base rates.

**CHARGES ON TRAFFIC DESTINED TO/FROM OR VIA CFE (CHICAGO, FT. WAYNE & EASTERN) RAILROAD**

When traffic is routed via the Chicago, Ft. Wayne & Eastern Railroad (CFE) beyond Chicago, IL an additional charge of \$250.00 per car will be added to the base rate.

**ISSUED: FEBRUARY 19, 2008**  
**EFFECTIVE: FEBRUARY 12, 2008**  
**EXPIRES WITH:**

## ICE FREIGHT TARIFF 4024 B

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 330.00**

### **USE OF EQUIPMENT TO MEXICO DESTINATIONS**

DME and ICE owned, leased or controlled equipment is restricted from moving into Mexico.

When any rail equipment, owned, leased or controlled by DME or ICE is loaded and routed to a destination in Mexico, a penalty charge of \$2000.00 per car will be assessed to and payable by the party, person, firm or company responsible for loading the car unless approved in advance by the DME/ICE Car Distributor in writing.

**ISSUED:** SEPTEMBER 10, 2007  
**EFFECTIVE:** OCTOBER 1, 2007  
**EXPIRES WITH:**

**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 340.00**

**NEW ITEM**

**DEMURRAGE RULES & CHARGES**

Shipments utilizing rates in this tariff or rate documents governed by this tariff are subject to the provisions of Tariff CARH 6004-Series Demurrage Rules and Charges

**ISSUED: FEBRUARY 26, 2008**  
**EFFECTIVE: FEBRUARY 26, 2008**  
**EXPIRES WITH:**

## ICE FREIGHT TARIFF 4024 B

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 355.00**

### **EMPTY RETURN OF COVERED HOPPER CARS**

Upon arrival and after being unloaded at destination, all ICE owned or controlled empty covered hopper cars must be billed empty to ICE, Mason City, IA.

If cars are discovered to have been reloaded, forwarded, and/or rebilled to any point without the prior expressed written permission of the Car Distributor in Sioux Falls, SD (605) 782-1409, or without the IC&E and/or DM&E in the linehaul routing, a penalty charge of \$2000.00 per car will be assessed against the firm, party, person or company responsible for reloading and forwarding such cars.

**ISSUED:** SEPTEMBER 10, 2007  
**EFFECTIVE:** OCTOBER 1, 2007  
**EXPIRES WITH:**

**ICE FREIGHT TARIFF 4024 B**

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**GOVERNING CONDITIONS, RULES AND REGULATIONS**

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**ITEM 360.00 A**

<b>ERROR IN BILLING FREIGHT</b>
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<b>ITEM CANCELLED, SEE CARH 6000-SERIES</b>
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**ISSUED:                   JANUARY 21, 2009**  
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**EXPIRES WITH:         ...**

**ICE FREIGHT TARIFF 4024 B**

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**GOVERNING CONDITIONS, RULES AND REGULATIONS**

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**ITEM 370.00 A**

<b>CARS FOUND NOT TO BE UNLOADED</b>
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<b>ITEM CANCELLED, SEE CARH 6000-SERIES</b>
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**ISSUED:                   JANUARY 21, 2009**  
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**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 380.00**

**EXPLANATION OF COLUMNS**

Unless otherwise stated, each column of rates applies in bulk in covered hopper cars. Rates apply from one consignor at one origin on one bill of lading to one consignee at one location at one destination. (See Note)

If the column description contains a carload numeric reference, it shall be understood that the rates pertaining to that particular column must move in unit sizes of not less than the number of carload contained in the column description, except as provided in item 400.

**NOTE:** In connection with 25, 50, or 75 car multiples, rates will apply to more than one consignee or destination providing that all of the cars in 25, 50 or 75 car unit are routed to the same connecting carrier at the specific gateway. Bill of lading or shipping instructions must be crossed referenced in order for the multi-car rate to apply.

**ISSUED:** SEPTEMBER 10, 2007  
**EFFECTIVE:** OCTOBER 1, 2007  
**EXPIRES WITH:**

# ICE FREIGHT TARIFF 4024 B

## GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 420.00 B

CHANGE: ADDITION TO RULES & CHARGES

### MAXIMUM GROSS WEIGHT LIMIT ON LINE-HAUL TRAFFIC

Maximum gross weight limit (MGWL) is the sum of lading weight and the stenciled tare weight of the car.

The Maximum Gross Weight Limit on Grain moving in line-haul service under ICE local rates or charges or on ICE's portion of a combination rate, or through rates and charges cannot exceed total of load limit plus tare weight stenciled on car, with a maximum of 286,000 lbs. Loaded equipment cannot exceed the MGWL as stenciled on the side of the car. For example, if equipment is stenciled as 268,000 lbs. MGWL, load plus tare weight must not exceed this weight in order to avoid overload penalty.

Overload penalties provided in ICE 8100-Series will be strictly enforced.

**NOTE:** Maximum gross weight limitations outlined in this item apply only on traffic handled while in line-haul service on Iowa, Chicago, & Eastern Railroad. It is the responsibility of the loading shipper to verify capacity limits of connecting carriers.

### LOW CAPACITY/HIGH CAPACITY EQUIPMENT

Low capacity equipment is defined as less than 286,000 lbs maximum gross weight limitation.

High capacity equipment is defined as 286,000 lbs maximum gross weight limitation.

The high cap rate will apply on all equipment which has a maximum weight limitation of 286,000 lbs.

**EXCEPTIONS:** If a high cap car is light-loaded from an ICE origin that is capable of handling 286,000 lbs MGWL, to a destination or via a route that is not 286,000 lbs MGWL capable, notation must be made on original billing or bill of lading that car has been light loaded. Failure to note on original billing or bill of lading will result in the high cap rate being assessed. If a high cap car is placed for loading at an ICE origin that is not capable of handling 286,000 lbs MGWL, car must be light loaded to a maximum gross weight limitation of not more than 263,000 lbs. High cap cars that are loaded from origins not capable of handling 286,000 lbs MGWL will be subject to overload penalties as found in item 500. **NOTE:** where no rate is listed for high capacity equipment indicates that this station or route is not capable of handling 286,000 lbs MGWL equipment and cars **MUST** be light loaded.

### HIGH CAP COVERED HOPPER LOADING TO LESS THAN CAPACITY (A)

All high cap covered hoppers as described above that are loaded to less than their capacity, **MUST** be loaded in one of the following manners:

- All three compartments loaded equally (preferred method).
- Each end compartment loaded fully and equally with center compartment loaded light.

This will ensure balance while cars are moving. Cars not properly loaded can increase the risk of derailments and cause safety hazards.

High cap covered hoppers found to be loaded incorrectly will immediately be placed on hold status. Hold charges of \$60.00 per car per day commencing at 0001 hours after notification of the unbalanced load will be assessed to the loading facility.

ICE will contact the loading facility to adjust the load. The load facility must make all arrangements and bear all costs associated with the adjustment of the load. Only after the load has been adjusted will the car be released from hold status.

ISSUED: APRIL 3, 2008  
EFFECTIVE: APRIL 3, 2008  
EXPIRES WITH:

**ICE FREIGHT TARIFF 4024 B**

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**GOVERNING CONDITIONS, RULES AND REGULATIONS**

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**ITEM 460.00 A**

<b>MILEAGE ALLOWANCE PAYMENTS</b>
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<b>ITEM CANCELLED, SEE ITEM 45.00</b>
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**ISSUED:                   JANUARY 21, 2009**  
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**EXPIRES WITH:         ...**

**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 520.00 A**

**CHANGE: ADMINISTRATIVE UPDATE**

**PAYMENT OF FREIGHT CHARGES**

Freight charges will be prepaid or collect in U.S. Funds. Rules governing payment of freight charges can be found in **CARH 6000-Series** tariff.  
**(N)**

**ISSUED: JANUARY 21, 2009**  
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**EXPIRES WITH: ...**

**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 540.00**

**RETURNED, REFUSED OR REJECTED SHIPMENTS**

When a given shipment has reached destination but is refused or rejected and not unloaded and is returned to the original shipping point (for reasons other than carrier's error), the return movement will be subject to the rate and minimum weight in the reverse direction in effect on the date shipment is tendered for return, or to the rate normally applicable for such return movement if lower. In no case, however, will charges for the return shipment exceed charges, which would be applicable on the return movement without reference to this rule.

(See Notes and Exception)

**NOTE:** Routing for the return movement will be applicable only via the reverse of the route over which the original shipment moved, except in the case of emergency routing order.  
In connection with shipments subject to multiple car rates, if less than the originally shipped number of cars are rejected, the applicable single car rate will apply on the rejected, returned carload(s) of freight.

**EXCEPTION:** The returned, refused or rejected shipment rule will NOT apply on Commodities where a rejected shipment rule is published specifically to apply on such commodities.

**ISSUED:** SEPTEMBER 10, 2007  
**EFFECTIVE:** OCTOBER 1, 2007  
**EXPIRES WITH:**

**ICE FREIGHT TARIFF 4024 B**

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 560.00**

**RE-SWITCHING OF UNIT GRAIN TRAINS**

When units of five or more cars of an ordered block of cars, which have been loaded with grain, as described in item 900.00 of Tariff ICE 4024-Series, are removed from an elevator, mill or warehouse located on the tracks of this carrier and when through no fault of this carrier a car or cars must be switched re-switched or set-out for any reason, the following shall apply:

**CARS RELEASED AND BILLED**

(See Notes 1 and 2)

When cars have been released to ICE and billing and forwarding instructions have been received, whether or not the service of line haul transportation has commenced a charge of \$250.00 per car switched will be assessed to the elevator, mill, or warehouse who loaded the cars. Cars which are not billed with balance of original block of cars, ordered and set in for loading, will be charged \$250.00 per car switched and will remain on continuous demurrage until billing or complete forwarding instructions are received.

**CARS NOT RELEASED OR BILLED**

(See Notes 1 and 2)

When cars have been removed from an elevator, mill, or warehouse which have not been released or billed by the shipper, but removed for the convenience of the shipper or carrier a charge of \$250.00 per car switched will be assessed to the elevator, mill, or warehouse who loaded the cars.

**NOTE 1:** At the station where re-switching occurs, if any car or cars are not forwarded to the same destination or must be returned to the shipper, they will be subject to the demurrage rules and charges provided in this tariff and will remain on continuous demurrage until billing and forwarding instructions are received

**NOTE 2:** If any cars removed from an elevator, mill, or warehouse must be returned to the original shipping point or if a unit is broken up and forwarded to different destination points, the rates to be applied will be those published to the specific destinations any switching and/or demurrage charges shall be in addition to the charges named in this item.

**ISSUED:** SEPTEMBER 10, 2007  
**EFFECTIVE:** OCTOBER 1, 2007  
**EXPIRES WITH:**

**ICE FREIGHT TARIFF 4024 B**

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**GOVERNING CONDITIONS, RULES AND REGULATIONS**

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**ITEM 600.00 A**

<b>SWITCHING CHARGES</b>
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<b>ITEM CANCELLED, SEE ITEM 120.00</b>
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**ISSUED:                   JANUARY 21, 2009**  
**EFFECTIVE:             JANUARY 21, 2009**  
**EXPIRES WITH:         ...**

## ICE FREIGHT TARIFF 4024 B

**GOVERNING CONDITIONS, RULES AND REGULATIONS**

**ITEM 660.00 A**

**CHANGE: ADMINISTRATIVE UPDATE**

### **WEIGHING OF CARS**

Unless otherwise specified in individual items in the ICE 4024-Series tariff, ICE will accept requests for weighing of cars on the ICE.  
When weights must be obtained for the assessment of freight charges, other than by request, no charge will be made for this service.  
When weighing is requested on ICE trackage by customer, rules and charges as found in **CARH 6000-Series** will apply. **(N)**

**ISSUED:** JANUARY 21, 2009  
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## ICE FREIGHT TARIFF 4024 B

### GOVERNING CONDITIONS, RULES AND REGULATIONS

ITEM 680.00

#### USE OF PRIVATELY OWNED OR LEASED CARS FOR GRAIN LOADING

Privately owned or leased covered hopper cars need to be interchanged to the ICE in blocks of not less than 25 cars. Cars in blocks less than 25 cars will not be accepted and if they are interchanged to ICE, they will be subject to the single car rate once loaded and billed from the origin facility. Any exceptions to this must be approved and confirmed in writing by the Car Distributor in Sioux Falls, SD 605/782-1409.

Permission must be obtained to place privately owned or leased covered hopper cars on ICE from Car Distributor in Sioux Falls, SD 605/782-1409 prior to interchange to ICE.

Complete list of car initials and numbers to be interchanged to ICE must be faxed to the Car Distributor a minimum of 48 hours prior to interchange to ICE. Fax: 605/782-1497.

Cars accepted by ICE for loading must be billed direct to the loading elevator. The loading elevator will be responsible for coordinating the placement of these cars with placements of any other rail equipment that may be en route to their facility.

"Want dates" cannot be deferred for system car orders in preference for the loading of private cars. The cancellation penalty as provided in item 320.00 of this tariff will be assessed for system cars not accepted when offered (see note).

Private cars cannot be used against existing system car orders (see note).

Private cars cannot be mixed with system cars to make up multiple car units of 25, 50 or 75 cars (see note).

It is the responsibility of the party placing private cars on the ICE to make sure that cars do not return to the ICE unintentionally. If cars return to ICE in error, they will be subject to charges found in tariff CARH 3002-Series.

Mileage allowance payments for privately owned or leased covered hopper cars placed on ICE for loading will NOT be paid.

Non-compliance to any of the above will result in cars being rejected at interchange and any switching or other charges will be assessed to the party assigning cars to ICE.

**NOTE:** The term "system cars" means those cars owned, leased or controlled by the ICE Railroad.

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