

SUPPLEMENT  
TO  
FT MDS 8000-A

# MERIDIAN SOUTHERN RAILWAY, LLC

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## SUPPLEMENT 1 TO FREIGHT TARIFF MDS 8000-A

NAMING

MISCELLANEOUS RULES AND CHARGES,

SWITCHING, DEMURRAGE AND STORAGE RULES AND CHARGES,

AND

LOCAL AND PROPORTIONAL RATES

APPLYING

FROM, TO AND AT STATIONS ON THE

MERIDIAN SOUTHERN RAILWAY, 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 10, 2006

EFFECTIVE: JUNE 1, 2006

ISSUED BY

Eric B. Lee, President & CEO  
Meridian Southern Railway, LLC  
25 Delphine Street  
Owego, NY 13827

**SUPPLEMENT 1 TO FT MDS 8000-A**

SECTION 3 CAR DEMURRAGE RULES AND CHARGES	SECTION 3 CAR DEMURRAGE RULES AND CHARGES
<p align="center"><b>APPLICATION</b></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><b>ITEM 330-A</b> [I]</p> <p align="center"><b>FREE TIME</b></p> <p>Free time as follows will be allowed for each car:</p> <p><u>Twenty-Four (24) hours</u> 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><b>ITEM 300</b> [NC]</p> <p align="center"><b>HOLIDAYS</b></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><b>ITEM 340-A</b> [I]</p> <p align="center"><b>DEMURRAGE CHARGES</b></p> <p>After expiration of free time allowed, a charge of \$80.00 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><b>ITEM 310</b> [NC]</p> <p align="center"><b>ACTUAL PLACEMENT</b></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><b>ITEM 320</b> [NC]</p> <p align="center"><b>CONSTRUCTIVE PLACEMENT</b></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>(<u>Underscored</u> portion denotes change.)</p>
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	