
PENINSULA TERMINAL COMPANY

FREIGHT TARIFF PT 6004-D

(CANCELS FREIGHT TARIFF PT 6004C)

**NAMING
DEMURRAGE RULES
AND
CHARGES
APPLYING
AT
STATIONS ON THE
PENINSULA TERMINAL COMPANY
AT
PORTLAND, OREGON**

DEMURRAGE 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 1, 2010

EFFECTIVE: JUNE 1, 2010

KENT A. WARNES, GENERAL MANAGER

**PENINSULA TERMINAL COMPANY
11645 N. FORCE AVENUE
PORTLAND, OREGON 97217**

(THE PROVISIONS PUBLISHED HEREIN, WILL NOT RESULT IN AN ADVERSE EFFECT TO THE QUALITY OF THE HUMAN ENVIRONMENT.)

FREIGHT TARIFF 6004-D

RULES AND OTHER GOVERNING PROVISIONS GENERAL RULES AND REGULATIONS

ITEM 10 REFERENCES TO TARIFFS, ITEMS, NOTES, RULES, ETC.

Where reference is made in this tariff to tariffs, items, notes, rules, etc., such references are continuous and include supplements to successive issues of such tariffs and reissues of such items, notes, rules, etc.

ITEM 20 METHOD OF CANCELING ITEMS

As this tariff is supplemented, numbered items with letter suffices cancel correspondingly numbered items in the original tariff or in a prior supplement. Letter suffices will be used to alphabetical sequence starting with A. Example: Item 445-A, and item 365-A, in a prior supplement, which in turn cancelled item 365.

ITEM 30 SUPPLEMENTS AND REISSUES

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." Where reference is made in this tariff to items, it includes "reissues" of such items.

SECTION 1

CAR DEMURRAGE RULES AND CHARGES

ITEM 100 APPLICATION

Except where provided to the contrary, Demurrage Rules and Charges contained herein apply to all railroad and privately owned cars held for or by consignees for any purpose.

ITEM 110 HOLIDAYS

Wherever reference is made to holidays it shall include only those holidays listed below:

New Year's (See Note 1)
Presidents Day
Good Friday
Memorial Day
Independence Day
Labor Day

Thanksgiving Day
Day After Thanksgiving
Christmas Eve
Christmas Day (See Note 1)
New Years Eve

Note 1 – When this date occurs on a Sunday the following Monday will be observed as the holiday.

ITEM 120 ACTUAL PLACEMENT

Actual placement occurs when a railcar is placed in an accessible position for loading or unloading or at a point previously designated by the consignor or consignee.

ITEM 130 CONSTRUCTIVE PLACEMENT

When a car consigned or ordered to a private 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; if car is placed on private track or other-than-public delivery track serving the consignor or consignee, the car will be considered constructively placed without notice.

ITEM 140 FREE TIME

Free time as follows will be allowed for each car: Forty-Eight (48) hours to complete unloading. Twenty four (24) hours to complete loading. Free time will be computed from the first 7:00 A.M. after placement, or after notification has been sent or given where required. For the purpose of comparing free time, Saturday, Sundays, and holidays will be excluded.

ITEM 150 DEMURRAGE CHARGES

After expiration of free time allowed the following charges per car per day, or fraction of a day, will be made until car is released.

\$75.00 for each of the chargeable days.

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.

Note 1: Not applicable on privately owned cars on private tracks.

Note 2: Loaded privately-owned cars consigned or ordered for delivery to private tracks 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 140) until such time car or cars are placed on private tracks to which consigned or ordered.

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ISSUED BY: KENT A. WARNES, GENERAL MANAGER
Peninsula Terminal Company - 11645 North Force Avenue, Portland, OR 97217

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PENINSULA TERMINAL COMPANY

FREIGHT TARIFF PT 824-I

(CANCELS FREIGHT TARIFF PT 824-F)

LOCAL FREIGHT TARIFF

NAMING

SWITCHING AND TERMINAL CHARGES

APPLYING

BETWEEN

INTERCHANGE TRACKS WITH CONNECTING LINES

AND

INDUSTRIES SERVED BY THE PENINSULA TERMINAL COMPANY

ALSO

BETWEEN

INDUSTRIES SERVED BY THE PENINSULA TERMINAL COMPANY

AT

PORTLAND, OREGON

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CHECK SHEET

Original and Revised Pages as named below contain all changes from the Original Tariff that are issued on the date hereon.

When this tariff is amended by revised pages, the cancellation of prior pages except the title page, will be effected by means of this rule. A revised page will not show a cancellation notice except when a cancellation notice is necessary because of a suspension, rejection, or other reason. Revisions of each page will be published and filed in numerical sequence.

Except where a specific cancellation is shown on a new revised page, a revised page cancels any and all uncanceled, revised or original pages, or uncanceled portions thereof, which bear the same page number; SEE EXCEPTION. For example, 1st Revised Page 10 will have the effect of cancelling Original Page 10; 45th Revised Page 12 will have the effect of cancelling 44th Revised Page 10; 45th Revised Page 12 will have the effect of cancelling 44th Revised Page 12; 13th Revised Page 4-A will have the effect of cancelling 12th Revised Page 4-A and also 11th Revised Page 4-A if the cancellation of the 12th takes place on or before its effective date.

EXCEPTION: When a specific cancellation on a prior revised page excepts a previously filed page wholly or in part, this rule does not have the effect of cancelling such excepted previously filed page or portion thereof.

PAGE		REVISION NUMBER
#	TITLE	ORIGINAL
#	1	ORIGINAL
#	2	ORIGINAL
#	3	ORIGINAL
#	4	ORIGINAL

- Denotes Pages Issued This Date

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PENINSULA TERMINAL COMPANY

RULES AND REGULATIONS

ITEM APPLICATION

5 APPLICATION OF TARIFF

Rates do not include wharfage, unloading, or other terminal expenses and apply only on freight loaded and unloaded by consignor or consignee.

For the purpose of the application of rates in this tariff the terms "intra-plant" and "intra-terminal" switching are defined as follows:

Intra-Plant Switching: A switching movement from one track to another, or from one location to another one the same track within the same plant or industry.

Intra-Terminal Switching: A switching movement (other than intra-plant switching) from one track to another of the same road, or from one location to another location on the same track within the switching limits of one station or industrial switching district.

10 DEFINITION OF PENINSULA TERMINAL COMPANY

(1) The Peninsula Terminal Company is a switching line only, and does not issue any billing nor furnish any cars for the transportation of freight. Shippers desiring to load freight on the tracks of this company, must make all necessary arrangements with connecting lines for cars, and for the transportation beyond the lines of this company.

(2) This Company will not handle in any way, freight charges of other railroads. All charges for switching must be paid by the carrier or industry for which the service was performed.

15 CAR DEMURRAGE

For rates, rules and regulations governing car demurrage, see Demurrage Tariff 6004-D

20 CROSS REFERENCE TO TARIFF'S ETC.

When reference is made in tariff, or as amended tariff, item, note, or rule, such reference is continuous, and therefore, will include any supplemental charges or successive issues of said tariff, item, rule, or note.

25 HOURS OF OPERATION

The Peninsula Terminal Company works an eight (8) hour day, 8 A.M. to 4 P.M. , excluding Saturdays, Sundays and Holidays.

30 HOLIDAYS OBSERVED

The Holidays observed by the Company are those on file with union agreements between the Brotherhood of Locomotive Engineers and the United Transportation Union. Specific Holidays are as follows:

New Years Day; Presidents Day; Good Friday; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Day After Thanksgiving Day; Christmas Eve; Christmas Day; New Years Eve.

NOTE: In the event one of the above Holidays occurs on Sunday, the following Monday will be considered as a Holiday for the purposes of this tariff. The dates observed for the above Holidays will be as provided by Federal law, except where individual states decree otherwise.

35 SWITCH CONNECTIONS

Union Pacific Railroad Company (UP) at Barnes Yard, Oregon
BNSF Railway Company (BNSF) at North Portland, Oregon

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PENINSULA TERMINAL COMPANY

SECTION 1 – RATES AND CHARGES

ITEM APPLICATION

100 LINE HAUL SWITCHING

On switching from or to connecting lines, preceded by or subsequent to line haul movements, a charge of (1) \$445.00 per car will be assessed.

105 SETBACK CHARGES – CARS RECEIVED IN ERROR

On any cars received from a connecting railroad (UP or BNSF) in error, a charge of (1) \$250.00 per car will be assessed for the purpose of switching and setting the car or cars into the proper interchange track for the return move to said railroad.

110 LOCAL SWITCHING

A charge of (1) \$139.00 per car will be assessed for each movement of a loaded, or partially loaded, car of freight in INTRA-TERMINAL or INTRA-PLANT service. (Does not apply when the provisions of 115 apply.)

115 EXCEPTIONS TO LOCAL SWITCHING

1. A charge of (1) \$225.00 per car charge will be assessed for each movement of Spent Sulfuric Acid bearing Standard Transportation Commodity Code (“STCC”) No. 28-193-30 INTER-TERMINAL SWITCH service from BNSF Interchange track to Rhodia Inc., North Portland, OR, or to Rhodia Inc. Hold track, North Portland, OR. These movements will be exempted from INTRA-PLANT switching charges and fuel surcharges.
2. A charge of (1) \$100.00 per container will be assessed for each movement of a loaded or partially loaded, or empty container moving either inbound or outbound on the PT.

120 PRIVATE OR LEASED CARS HELD OR STORED ON RAILROAD’S TRACKS

Loaded or empty private or leased cars while held on railroad’s track will be subject to the applicable rules and charges of this tariff.

No free time will be allowed on cars subject to this item, but they will be subject to a storage charge of \$75.00 per car per day, to be computed from the first 7:00 A.M., exclusive of Saturdays, Sundays, and Holidays following the sending or giving of Notice.

Once storage charges commence to run, all Saturdays, Sundays and Holidays are chargeable days, with charges continuing until actual placement on orders of, or appropriation of cars by assignee.

DEFINITIONS

Giving of Notice: The generally accepted method of giving notice is by Facsimile transmission, with the railroad giving the assignee the initials and number of the car upon arrival at the interchange yard.

Private car: A private or leased car is a car bearing other than railroad reporting marks and which is not a railroad-controlled car. A railroad-controlled car is a car provided to a railroad directly by car companies or others; for the indiscriminate use by the railroads serving any of its customers; the control of the use and further use of such cars is in the hands of the railroad.

125 HANDLING EMPTY CARS

On empty cars that are ordered for loading and the service of switching or placing has been performed and the cars are not loaded but returned to the railroad empty; a switch charge of (1) \$150.00 per car will be assessed for this service and collected from the person, firm, or corporation ordering such cars.

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PENINSULA TERMINAL COMPANY

SECTION 1 – RATES AND CHARGES

ITEM APPLICATION

130 SPECIAL SWITCHING

Rates named herein and in other tariffs lawfully on file include only the performance of normal switching service during the hours specified in Item 25, at the ordinary operating convenience of the carrier (Note 1). If requested by an industry that special switching services be performed at hours other than those described in Item 25, the following shall apply:

- (1) If Industry requests that carrier on premises for the performance of switching service, beyond the hours specified in Item 25, Monday through Friday (excluding Holidays) as a continuation of its regular service being provided at that time, a charge of \$130.00 per hour, or fraction thereof, shall be assessed until such time as Industry releases switch crew from duty (Note 2).
- (2) If Industry requests that carrier initiate switching the performance of switching service before or after the hours described in Item 25, Monday through Friday (excluding Holidays), a charge of \$130.00 per hour, or fraction thereof, subject to a minimum charge of \$520.00, shall be assessed until such time as Industry releases crew from duty (Note 2).
- (3) If Industry requests that carrier continue or initiate the performance of switching service on a Saturday, Sunday or Holiday (See Item 30), a charge of \$130.00 per hour, or fraction thereof, subject to a minimum charge of \$1040.00, shall be assessed until such time as Industry releases crew from duty (Note 2).

If more than one Industry requests continuous service, each Industry shall pay their proportionate shall to be determined by the time spent with each Industry.

Industry requesting such service must notify the Peninsula Terminal Company no later than 2:00 P.M. local time, Monday through Friday (excluding Holidays).

Note 1: "Ordinary operating convenience" means the time selected by the carrier when it is most advantageous to the carrier, in relation to its coordinated and harmonious switching activities in a particular switching zone, when the terminal services are performed by switching locomotives. Ordinarily it contemplates only one switch a day except when additional switches are made by the carrier in its own or in the public's interest, as distinguished from the Industry's interest, to secure the prompt release of equipment or facilities, or when necessitated by the volume of traffic. Movement to, from or within the plant site at other times at the request of the Industry' or to meet the requirements of industrial operations are not at the carrier's ordinary operating convenience.

Note 2: For the purposes of this item, rates in Paragraph (2) will be assessed for all Saturday, Sunday and Holiday Service. The time for which such service shall be charged, will commence the first 9:00 A.M. of the given Saturday, Sunday or Holiday, and shall terminate the first 9:00 A.M. that is not a Saturday, Sunday or Holiday.

EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS

- ▼ Reduction
- ▲ Increase
- ◇ Change in wording resulting in neither an increase nor reduction in charges
- Denotes no change in rate
- X Cancel
- @ Addition

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