

TARIFF TCWR 9010B
TWIN CITIES & WESTERN RAILROAD COMPANY

FUEL SURCHARGE TARIFF

APPLICABLE ON
CARLOAD RATES

APPLYING TO OR FROM
STATIONS ON TWIN CITIES & WESTERN RAILROAD COMPANY
AS PROVIDED IN TARIFF OPSL 6000-SERIES

SPECIAL NOTICE

The surcharge provisions of this tariff are issued and made effective solely for the purpose of offsetting increased fuel costs.

SURCHARGE TARIFF

This tariff is applicable on interstate and intrastate traffic and is applicable when referenced.

ISSUED: July 31, 2004

EFFECTIVE: August 1, 2004

Issued by:

Lloyd T. Host
Vice President Marketing & Sales
Twin Cities & Western Railroad Company
2925 - 12th Street East
Glencoe, MN 55336

FUEL SURCHARGE TARIFF

A fuel surcharge will be assessed as outlined below:

1. All local carload traffic originating on the TC&W and billed by the TC&W when freight rate tariffs make reference to this surcharge tariff.
2. All joint line carload traffic originating on the TC&W and billed by the TC&W when moving on through or proportional rates published by the TC&W and reference is made to this surcharge tariff.
3. All carload traffic terminating on the TC&W either moving in through rates or rule 11 rates published by TC&W and billed freight collect. All applicable freight rate tariffs must make reference to this surcharge tariff.
4. The fuel surcharge will be billed against the payer of freight charges.

In the event the average price of West Texas Intermediate Crude Oil, as published in the *Wall Street Journal*, exceeds \$28.00 per barrel in a given month, **TCWR will apply a fuel surcharge to the line haul freight charge(s), herein after referred to as the "Base Freight Charge(s)".** The fuel surcharge shall be applied according to the following schedule:

Texas Intermediate Crude Oil (Price Per Barrel)	Cumulative Fuel Surcharge (Percentage)
\$28.00 - \$29.99	2.0%
\$30.00 - \$31.99	2.5%
\$32.00 - \$33.99	3.0%
\$34.00 - \$35.99	3.5%
Each \$2.00 per barrel increase Thereafter:	An additional 1/2%

For purposes of calculating any applicable fuel surcharge, TCWR will measure the average price per barrel on the 1st day of the second calendar month following the calendar month of a given WTI Average Price calculation (Basis Month). The TCWR will measure the average price per barrel for the monthly period. If for example the WTI Average price exceeded \$28.00 per barrel in June, the applicable fuel surcharge will be applied to shipments in the month of August.

In no case will the freight charge(s) be reduced below the Base Freight Charge(s) nor will the application or removal of the fuel surcharge be retroactive.

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