

**WHEELING & LAKE ERIE RAILWAY COMPANY**

\_\_\_\_\_  
 FREIGHT TARIFF WE 9004-E

CANCELS FREIGHT TARIFF WE 9004 -D  
 AND ALL SUPPLEMENTS THERETO

\_\_\_\_\_

NAMING  
 RULES, REGULATIONS AND CHARGES  
 FOR MOVEMENT OF SPECIAL FREIGHT TRAINS  
 ALSO  
 SPECIAL TRAIN AND SWITCHING MOVEMENTS AT TERMINALS

|                                |  |
|--------------------------------|--|
| BETWEEN STATIONS ON            | AND STATIONS ON  |
| WHEELING AND LAKE ERIE RAILWAY | WHEELING AND LAKE ERIE RAILWAY<br>AND<br>INTERCHANGE TRACKS WITH<br>CONNECTING LINES |

**SPECIAL TRAIN SERVICE TARIFF**

Except where expressly provided to the contrary, this Tariff also applies on Interstate Traffic.

Governing except as otherwise provided herein, by Classification and exceptions thereto as shown in Item 5.

For explanation of abbreviations and reference marks, see last page of Tariff

**ISSUED: January 1, 2015**

**EFFECTIVE: January 1, 2015**

ISSUED BY:

Carly Bowersock, Marketing Administrator  
 Wheeling & Lake Erie Railway Company  
 100 East First Street  
 Brewster, Ohio 44613

| WE 9001-E   |  |  |
|---|--|--|
| ABBREVIATION  |  | CARRIER  |
| WE.....   |  | WHEELING AND LAKE ERIE RAILWAY COMPANY   |
| RULES AND OTHER GOVERNING PROVISIONS<br>GENERAL RULES AND REGULATIONS         |  |  |
| ITEM  | SUBJECT  | APPLICATION  |
| 5   | GOVERNING CLASSIFICATION                         | Governed by Tariff UFC 6000-Series   |
| 10  | STATION LISTS AND CONDITIONS                     | This Tariff is governed by Tariff OPSL 6000-Series, to the extent shown below:<br><br><b>PREPAY REQUIREMENTS:</b> For additions and abandonments of stations, and except as otherwise shown herein, for prepay requirements, changes in names of stations, restrictions as to acceptance or delivery of freight, and changes in station facilities.<br><br><b>STATION CONDITIONS:</b> When a station is abandoned as of a date specified in the above named Tariff, the rates from and to such station as published in the Tariff are inapplicable after the date. |
| 20  | REFERENCE TO TARIFFS, ITEMS, NOTES, RULES, ETC.  | A. Where reference is made in this Tariff to Tariffs, Items, notes, rules, etc., such references are continuous and include supplements to and successive issues of such Tariffs and reissues of such Items, notes, rules, etc.<br>B. Where reference is made in this Tariff to another Tariff by WE number, such reference applies also to such Tariff to the extent it may be applicable on intra-state traffic or traffic to, from or through Canada.   |
| 25  | TERMINAL OR TRANSIT PRIVILEGES OR SERVICE TARIFF | Shipments made under the rates contained in this Tariff are entitled also to terminal and transit services and privileges, and are subject to the charges, allowances, rules and regulations legally applicable thereto, as provided in separately published Tariffs.<br><br><b>EXCEPTION:</b> When provisions of this Tariff specifically cover any such charge, allowance, rule or regulation, corresponding or conflicting provisions in such separate Tariffs will not apply.  |
| 35  | TRANSFER BETWEEN CONNECTING CARRIERS             | The 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 at such intermediate interchange points.  |
| 45  | CAPACITIES AND DIMENSIONS OF CARS                | For marked capacities, lengths, dimensions and cubical capacities of cars, see Tariff RER 6410-Series.   |
| 75  | ADVANCED NOTIFICATION REQUIRED                   | Special freight train movements will only be arranged upon reasonable advance notice to this Company and when special motive power and crews are available without serious detriment to its other service and the right is reserved to fill out such trains with additional cars at option of this Company.  |
| For explanation of abbreviations and reference marks, see last page of Tariff |  |  |
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| <b>RULES AND OTHER GOVERNING PROVISIONS</b><br><b>GENERAL RULES AND REGULATIONS</b> |  |  |                |                        |              |               |                  |               |           |                |                  |  |
| ITEM  | SUBJECT  | APPLICATION  |                |                        |              |               |                  |               |           |                |                  |  |
| 100   | PAYMENT OF CHARGES   | Special freight train shipments must be waybilled showing the regular charges as freight charges; prepaid or guaranteed. The waybills must be endorsed on their Face "Special Freight Train Movement", and go forward with the train. The special charges based on the Special Train rate plus the per train mile unless prepaid must be guaranteed by responsible parties and collection made by the agent at destination and reported as miscellaneous freight earnings.   |                |                        |              |               |                  |               |           |                |                  |  |
| 130   | APPLICATION OF RATES TO OR FROM INTERCHANGE TRACKS WITH CONNECTING LINES | Shipment handled by special freight train on lines parties to this Tariff from or to interchange tracks with connecting lines not parties to this Tariff will, so far as the application of this Tariff is concerned, be treated as having originated at or being destined to interchange tracks of the lines parties to this Tariff with such connecting lines not parties to this Tariff. The regular freight charges, however, will be assessed on basis of the freight rate applicable from point of origin to destination.  |                |                        |              |               |                  |               |           |                |                  |  |
| 140   | ROUTES   | The route to be used in arriving at the charge based upon the rate per train mile provided herein will be that applied to the lading under the applicable freight rate.  |                |                        |              |               |                  |               |           |                |                  |  |
| 150   | HOLIDAYS   | <p>Whenever reference is made to "Holidays" in Tariff, it shall mean only the below listed days. In the event one of these "Holidays" occurs on Sunday, the following Monday will be considered as the Holiday. The dates for the "Holidays" will be provided by Federal Law except where individual States decree otherwise.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding-right: 20px;">New Year's Day</td> <td>Day after Thanksgiving</td> </tr> <tr> <td>Memorial Day</td> <td>Christmas Eve</td> </tr> <tr> <td>Independence Day</td> <td>Christmas Day</td> </tr> <tr> <td>Labor Day</td> <td>New Year's Eve</td> </tr> <tr> <td>Thanksgiving Day</td> <td></td> </tr> </table> | New Year's Day | Day after Thanksgiving | Memorial Day | Christmas Eve | Independence Day | Christmas Day | Labor Day | New Year's Eve | Thanksgiving Day |  |
| New Year's Day  | Day after Thanksgiving   |  |                |                        |              |               |                  |               |           |                |                  |  |
| Memorial Day  | Christmas Eve  |  |                |                        |              |               |                  |               |           |                |                  |  |
| Independence Day  | Christmas Day  |  |                |                        |              |               |                  |               |           |                |                  |  |
| Labor Day   | New Year's Eve   |  |                |                        |              |               |                  |               |           |                |                  |  |
| Thanksgiving Day  |  |  |                |                        |              |               |                  |               |           |                |                  |  |
| 170   | APPLICATION OF SPECIAL TRAIN SERVICE                                     | <p>When continuous special freight train service is requested by shipper or consignee or required because of excessive dimensions, excessive weight, high center of gravity or any other condition not permitting normal train operation, WE will perform special train movements:</p> <p>Between stations on WE, or between stations on WE and junction with connecting lines.</p> <p>The special freight train charges in Item 180 will be assessed for this service and will be in addition to the regular freight charges applicable to ordinary freight train movements.</p> <p>The right is reserved to fill out such trains with additional cars at the option of this company.</p>                                 |                |                        |              |               |                  |               |           |                |                  |  |
| For explanation of abbreviations and reference marks, see last page of Tariff       |  |  |                |                        |              |               |                  |               |           |                |                  |  |
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|---|---|---|-------|---------|-----------------|--|-----|----------|-----|-----------|-----|-----------|
| <b>RULES AND OTHER GOVERNING PROVISIONS</b><br><b>GENERAL RULES AND REGULATIONS</b> |   |   |       |         |                 |  |     |          |     |           |     |           |
| ITEM  | SUBJECT   | APPLICATION   |       |         |                 |  |     |          |     |           |     |           |
| 180   | CHARGES   | <p>The charge for Special Freight Service, except as otherwise provided in exceptions in Item 190, will be based on the following:</p> <ul style="list-style-type: none"> <li>A. When a scheduled crew is used, a charge of \$1,820.00 (eighteen hundred twenty dollars) per train if travel distance is between 1 and 25 miles, and \$3,640.00 (three thousand six hundred forty dollars) per train if travel distance is between 26 and 50 miles.</li> <li>B. When a special crew is required, a charge of \$9,700.00 (nine thousand seven hundred dollars) per train if travel distance is between 1 and 99 miles. For travel distance in excess of 100 miles, charge for special train service will be \$95.00 (ninety-five dollars) per mile or fraction thereof, via route of movement.</li> <li>C. When a special crew is required, for Holiday service, based on Holidays listed in Item 150, the charges will be \$10,300.00 (ten thousand three hundred dollars) per train if travel distance is between 1 and 99 miles. For travel distance in excess of 100 miles, charge for special train service will be \$105.00 (one hundred five dollars) per mile or fraction thereof, via route of movement.</li> </ul> |       |         |                 |  |     |          |     |           |     |           |
| 190   | EXCEPTIONS                                      | <p><b>Exception A</b>-When special train movements include idler cars which are required for any reason an additional charge of \$800.00 will be assessed for each such idler car in the special train movement.</p>  |       |         |                 |  |     |          |     |           |     |           |
| 200   | ATTENDANTS<br>ACCOMPANYING<br>FREIGHT SHIPMENTS | <p>If WE is unable to provide sufficient space to accommodate attendants accompanying freight shipments in the cab of a locomotive in special train service and WE finds it is necessary to provide a caboos to accommodate said attendants, or if attendants furnish their own caboos, the following charges will apply for the caboos:</p> <p><b><u>CHARGES FOR CABOOSE</u></b><br/> \$2.25 per mile, minimum charge of \$1,215.00 per caboos.</p> <p><b><u>CHARGES FOR ATTENDANTS<br/>ACCOMPANYING SHIPMENTS</u></b></p> <table style="margin-left: 40px;"> <thead> <tr> <th style="text-align: left;">Miles</th> <th style="text-align: left;">Charges</th> </tr> </thead> <tbody> <tr> <td><b>Not Over</b></td> <td></td> </tr> <tr> <td>100</td> <td>\$ 97.00</td> </tr> <tr> <td>300</td> <td>\$ 307.00</td> </tr> <tr> <td>500</td> <td>\$ 507.00</td> </tr> </tbody> </table> <p>Mileage to be computed by use of Tariff WE 6300</p>   | Miles | Charges | <b>Not Over</b> |  | 100 | \$ 97.00 | 300 | \$ 307.00 | 500 | \$ 507.00 |
| Miles   | Charges   |   |       |         |                 |  |     |          |     |           |     |           |
| <b>Not Over</b>   |   |   |       |         |                 |  |     |          |     |           |     |           |
| 100   | \$ 97.00  |   |       |         |                 |  |     |          |     |           |     |           |
| 300   | \$ 307.00                                       |   |       |         |                 |  |     |          |     |           |     |           |
| 500   | \$ 507.00                                       |   |       |         |                 |  |     |          |     |           |     |           |
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WE 9001-E

EXPLANATION OF ABBREVIATIONS

ABBREVIATIONS

EXPLANATION

|           |   |
|-----------|---|
| WE.....   | Wheeling and Lake Erie Railway Company. |
| RER.....  | Railway Equipment Register.             |
| UFC.....  | Uniform Freight Classification.         |
| OPSL..... | Official Railroad Station List.         |

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