

VTR9020-B

VERMONT RAIL SYSTEM

VERMONT RAILWAY, INC.

**GREEN MOUNTAIN RAILROAD CORP.
CLARENDON AND PITTSFORD RAILROAD CO.
WASHINGTON COUNTY RAILROAD CO.**

AND

NEW YORK AND OGDENSBURG RAILWAY CO.

FREIGHT TARIFF VTR 9020-B

(Cancels VTR 9020-A)

MILEAGE BASED FUEL SURCHARGE

**APPLYING ON ALL 1) REGULATED COMMON CARRIER FREIGHT RATES
PUBLISHED BY VERMONT RAIL SYSTEM AND 2) ALL EXEMPT, NON-
REGULATED CARLOAD TRAFFIC MOVING UNDER CONTRACT RATES OR
CONFIDENTIAL RATE CONTRACTS, ORIGINATING, TERMINATING OR VIA
STATIONS ON THE:**

VERMONT RAILWAY, INC.

**GREEN MOUNTAIN RAILROAD CORP.
CLARENDON AND PITTSFORD RAILROAD CO.
WASHINGTON COUNTY RAILROAD CO.
NEW YORK AND OGDENSBURG RAILWAY CO.**

SPECIAL NOTICE:

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

AMENDMENT 'B' ISSUED: MARCH 1, 2011

EFFECTIVE: APRIL 1, 2011

ISSUED BY

**EDWARD J. FITZGERALD
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TARIFF VTR 9020-B(CONT'D)

SURCHARGE TO OFFSET FUEL COSTS

APPLICATION:

This tariff applies to: (1) all regulated common carrier line-haul freight rates existing or established by Vermont Rail System on or after May 1, 2008; and (2) all line-haul freight rates and charges with respect to exempt traffic, and line-haul freight rates and charges in contracts, private price quotations or other pricing documents, that both reference this publication and are entered into or issued and effective on or after May 1, 2008.

The surcharge on freight rates referenced will be assessed on and applied as follows to:

1. All carload traffic originating on the VTR, GMRC, CLP, WACR and NYOG.
2. All joint line carload traffic originating at stations on carriers other than VTR, GMRC, CLP, WACR and NYOG received at interchange points by the VTR, GMRC, CLP, WACR and NYOG and handled beyond such interchange points via VTR, GMRC, CLP, WACR and NYOG under Rule 11 billing.
- 3 All joint line carload traffic originating at stations on carriers other than VTR, GMRC, CLP, WACR and NYOG received at interchange points by the VTR, GMRC, CLP, WACR and NYOG moving on a prepaid or collect basis and not subject to origin or interline carrier fuel surcharge on through freight rate. Fuel surcharge will be billed separately by VTR, GMRC, CLP, WACR or NYOG as applicable.

The afore mentioned surcharge will be billed to the party responsible for payment of freight charges by the VTR, GMRC, CLP, WACR or NYOG as the case may be.

TARIFF VTR 9020-B (CONT'D)

CALCULATION OF FUEL SURCHARGE

In the event that the monthly average price per gallon of highway diesel fuel (as determined below, the "HDF Average Price") equals or exceeds 200.0 cents, VRS will apply a combined mileage-based and flat fee fuel surcharge to the line-haul rates and charges described above. The fuel surcharge will be applied to each qualifying shipment having a bill of lading or other shipping instruction dated on or after the first day of the second calendar month following the calendar month of a given HDF Average Price determination.

The "HDF Average Price" for a month will be the average price for that month of U.S. No. 2 Diesel Retail Sales by All Sellers, as determined and published by the U. S. Department of Energy, Energy Information Administration ("DOE -EIA") . That average price will, in calculating the HDF Average Price, be rounded to the nearest 1/10th of a cent applying conventional rounding principles. The fuel surcharge will be 1¢ per mile per railcar for every 4¢ per gallon, or portion thereof, by which the HDF Average Price for the calendar month two months prior to the calendar month of shipment exceeds 199.9 cents.

If DOE-EIA ceases publication of the above information, VRS will employ a suitable substitute source of price or measure.

The rail mileage to be applied in calculating the fuel surcharge will be based on actual waybill route miles rail miles between origin, interchange(s) and destination, determined by using PC*Miler Rail from ALK Technologies, Version 16.

The following table reflects a sampling of the fuel surcharge within the included HDF Average Price ranges.

HDF Average Price		Cents	Flat
Cents Per Gallon		Per Mile	Rate
From	To		
0.0	199.9	0	00.00
200.0	203.9	1	25.00
204.0	207.9	2	25.00
208.0	211.9	3	25.00
212.0	215.9	4	25.00
216.0	219.9	5	25.00
220.0	223.9	6	25.00
224.0	227.9	7	25.00
228.0	231.9	8	25.00
232.0	235.9	9	25.00
236.0	239.9	10	25.00

240.0	243.9	11	25.00
244.0	247.9	12	25.00
248.0	251.9	13	25.00
252.0	255.9	14	25.00
256.0	259.9	15	25.00
260.0	263.9	16	25.00
264.0	267.9	17	25.00
268.0	271.9	18	25.00
272.0	275.9	19	25.00
276.0	279.9	20	25.00
280.0	283.9	21	25.00
284.0	287.9	22	25.00
288.0	291.9	23	25.00
292.0	295.9	24	25.00
296.0	299.9	25	25.00
300.0	303.9	26	25.00
304.0	307.9	27	25.00
308.0	311.9	28	25.00
312.0	315.9	29	25.00
316.0	319.9	30	25.00
320.0	323.9	31	25.00
324.0	327.9	32	25.00
328.0	331.9	33	25.00
332.0	335.9	34	25.00
336.0	339.9	35	25.00
340.0	343.9	36	25.00
344.0	347.9	37	25.00
348.0	351.9	38	25.00
352.0	355.9	39	25.00
356.0	359.9	40	25.00

Above 360

See Below

The fuel surcharge will be 25¢ per mile plus 1¢ per mile for every 4¢ per gallon, or portion thereof, by which the HDF Average Price exceeds 299.9 cents.

VRS Fuel Surcharge will be updated and posted monthly at www.vermontrailway.com.

¹ The referenced DOE-EIA publication can currently be found at www.eia.doe.gov.

On the home page select "Petroleum;" under "Prices" select "Weekly Retail Gasoline and Diesel Prices;" for the "Area" select "U.S.;" ^{Diesel} for the "Period" select "Monthly;" then refer to the data on the line entitled (On-Highway)." Monthly data is normally published Wednesday after the last Monday of a given month.