

## SUMMARY PAGES FOR NS CONDITIONS OF CARRIAGE #1-E

PAGE	REVISION	RULE	EFFECTIVE DATE	CHANGE
1	1ST	ALL	1/1/2005	Change in wording
1	2ND	ALL	9/1/2007	Change in wording
1	3RD	ALL	12/23/2008	Change in wording
3	ORIGINAL	100	6/1/2003	New rule adding definitions.
4	ORIGINAL	110	6/1/2003	List of publications has been updated.
4	ORIGINAL	120	6/1/2003	Format change, and addition of a new subsection dealing with the tendering by a Shipper of terms and conditions which are different from or in addition to the terms and conditions of these Conditions of Carriage.
4	1ST	110	6/1/2003	Format change only
4	1ST	120	6/1/2003	Punctuation change resulting in neither increase nor reduction in charges
4	2ND	120	1/28/2005	Increase -
4	3RD	110	9/1/2007	Change in wording
4.2	ORIGINAL	120	1/28/2005	Increase -
5	ORIGINAL	130	6/1/2003	Former Rule 125, language changed for clarity with no change to the intent, plus added statement about heavy-duty flat cars.
5	ORIGINAL	140	6/1/2003	Removed the word specifically prior to the word agreed, no change in the intent.
5	ORIGINAL	150	6/1/2003	Changed wording for clarity and added a hierarchy of procedure for applying the terms and conditions for transportation services.
5	ORIGINAL	200	6/1/2003	Minor language changes. Rule covers procedures for releasing a loaded car at origin.
6	ORIGINAL	210	6/1/2003	Minor language changes. Rule deals with how cars are to be released back to the Railroad after being unloaded.
6	ORIGINAL	230	6/1/2003	Minor language changes. Subsection (1) deals with information changes on the shipping documents while Subsection (2) explains what will take place if it is ascertained that the commodity being shipped differs from what is described on the shipping document. Plus the additional charge has been increased.
6	ORIGINAL	240	6/1/2003	Minor language change. Rule covers Transit, Diversion, and Reconsignment.
6	1ST	210	3/1/2004	Change in wording
6	2ND	210	7/15/2005	Change in wording
6	3RD	210	9/1/2007	Change in wording
7	ORIGINAL	250	6/1/2003	Adds reference to accessorial and incidental charges.
7	ORIGINAL	255	6/1/2003	Added reference to, and definition for the Wall Street Journal publication day.
7	1ST	250	6/1/2003	Change in wording for clarification
7	2ND	255	3/1/2004	Increase -
7.2	ORIGINAL	255	3/1/2004	Increase -
		258	6/1/2003	Rule was eliminated
8	ORIGINAL	280	6/1/2003	Added the words "if inconsistent with these Conditions of Carriage" at the end of the Rule.
8	ORIGINAL	290	6/1/2003	Substantially revised; however, Carmack Amendment liability remains the basic level of liability. Subsection (1) incorporates Carmack liability as well as a number of provisions currently found in the bill of lading or established by law dealing with traditional exclusions to carrier liability. Other items in Subsection (1) deal with the application of the minimum claim value and the disclaimer of consequential and special damages by NS. Subsection (2) sets out the requirements for the filing of a claim. Subsection (3) deals with lawsuits.
9	1ST	290	6/1/2003	Format change and change in wording resulting in neither increase nor decrease
9	2ND	290	3/1/2004	Change in wording
10	1ST	290	3/1/2004	Change in wording
11	1ST	290	6/1/2003	Change in wording extending time period for when lawsuits can be filed
11	2ND	290	3/1/2004	Change in wording
11	3RD	290	9/1/2007	Change in wording
12	ORIGINAL	300	6/1/2003	Substantially revised. The revised Rule sets out certain terms regarding the extension of credit by NS and institutes finance charges upon overdue payments.
12	1ST	300	6/1/2003	Change in wording for clarification
13	ORIGINAL	310	6/1/2003	No Change.
13	ORIGINAL	320	6/1/2003	Minor language change for clarity. Shipments origination on NS does not include a protective service charge, those charges are in addition to transportation rates.
13	ORIGINAL	330	6/1/2003	No Change.
13	ORIGINAL	420	6/1/2003	Change in wording for clarity. Through rates apply over combination rates.

13	1ST	310	1/28/2005	Change in wording
14	ORIGINAL	430	6/1/2003	Change in wording for clarity. Intermediate application.
14	ORIGINAL	440	6/1/2003	Additional language added to clarify the applicable rate, when more than one rate applies to a given movement.
14	ORIGINAL	470	6/1/2003	Minor language changes concerning dunnage returned to origin.
15	ORIGINAL	480	6/1/2003	Substantially revised and simplified. Instead of the general negligence indemnity previously contained in this Rule, under Subsection (1) the Shipper will indemnify NS against the Shipper's breach of the Shipper's obligations under these Conditions of Carriage. In Subsection (2) NS expressly disclaims responsibility for special and consequential damages.
15	ORIGINAL	500	6/1/2003	Substantially revised. The revised Rule sets out the right of NS to Change these Conditions of Carriage at any time and to post these Conditions of Carriage upon the NS web site.
15	1ST	470	6/1/2003	Punctuation change periods to commas
15	1ST	480	6/1/2003	Deleted section 1, changed wording from this agreement to these Conditions of Carriage
15	2ND	500	3/1/2004	Change in wording
16	ORIGINAL	510	6/1/2003	New Rule. This provision deals with private equipment, subsection (1) NS expressly states that it does not guarantee or promise the movement of private equipment by a particular train or within a particular time or that round trips of private equipment will occur within particular times. Subsection (2) requires private equipment to comply with all legal requirements for such equipment and/or the movement of certain lading in such equipment.
16	ORIGINAL	520	6/1/2003	No change
16	ORIGINAL	530	6/1/2003	New provision. Waiver of a term by NS does not constitute an ongoing waiver.
16	ORIGINAL	540	6/1/2003	New provision. The laws of the Commonwealth of Virginia will govern all rights and obligations arising under these Conditions of Carriage to the extent that such are governed by Federal Law.
16	ORIGINAL	550	6/1/2003	New Provision. The services provided under these Conditions of Carriage are not intended for the benefit of any third parties.
16	1ST	510	6/1/2003	Change in wording for clarification purposes, deleted last sentence of Subsection (2)
16	2ND	510	3/1/2004	Increase
16	3RD	535	12/23/2008	New Provision. Bankruptcy or Insolvency.
16.2	ORIGINAL	535	12/23/2008	New Provision. Bankruptcy or Insolvency. (continued)
17	ORIGINAL	560	6/1/2003	New Provision. Subsection (1) deals with specialized rail handling and special instructions. Subsection (2) eliminates order notify service.
17	ORIGINAL	570	6/1/2003	New Provision. The Rule deals with the effect of an invalid provision upon the remainder of these Conditions of Carriage.
17	ORIGINAL	580	6/1/2003	New Provision. This Rule deals with the contractual relationship between the party arranging rail transportation and NS as well as the status of third parties who may have an interest in the lading. The Rule also deals with the situation where the shipper and NS agree upon one level of liability and a collateral party (such as a customer of the Shipper) attempts to recover from NS liability in excess of the level of liability agreed to by NS and the Shipper.
17	1ST	580	6/1/2003	Change in wording for clarification purposes
17	2ND	580	3/1/2004	Change in wording
17	3RD	580	7/15/2005	Change in wording