

READING & NORTHERN RAILROAD PRIVATE GRADE CROSSING POLICY

As a matter of corporate policy, you should be aware that the Reading Blue Mountain & Northern Railroad is firmly opposed to the establishment of any grade crossing. Please note that both federal and state government policy also discourage the creation of new grade crossings. In seeking to carry out this policy, both USDOT and state agencies have adopted programs to eliminate grade crossings through the construction of bridges or by diverting traffic to existing overhead, under-grade or at-grade crossings. RBMN fully supports these policies and programs. We strongly urge you to find an alternate means of access or examine the prospect of providing a bridge rather than apply for a grade crossing.

The Reading Blue Mountain & Northern Railroad will NOT allow a crossing to be placed on a curve or in close proximity to a curve.

If you still wish to apply for a grade crossing, the following criteria will apply regarding such an application. First, you must prove - without any doubt - that there is no alternate means of access and the construction of a bridge is not feasible. Secondly, you must be willing to: (i) accept the entire liability for the crossing; (ii) provide Railroad Protective Liability Insurance insuring RBMN (limits of not less than \$5,000,000.00); and (iii) assume total responsibility for all construction and maintenance costs (including, but not limited to, installation of warning devices as may be deemed necessary by RBMN).

You will also need to provide RBMN the following:

1. A detailed letter justifying your need for a grade crossing.
2. An application fee of \$1,000.00 (this is a non-refundable charge).
3. Four (4) copies of a location plan, showing the footage and direction from the center line of the proposed crossing to an RBMN Mile Post, a public street crossing, or any other readily identifiable structure such as a bridge which traverses RBMN's property.
4. A set of photographs/snap shots showing the proposed grade crossing from all four (4) directions.
5. The city, county and state in which the grade crossing will be located.
6. The width of the grade crossing desired.

7. A detailed list of the number, type and use of the vehicles that will traverse the grade crossing.
8. The actual hours the grade crossing will be used.
9. The duration that the grade crossing is needed.
10. The full name and proper mailing address of the company (including its state of incorporation), municipal authority, individual, or other entity that will be liable for the crossing (RBMN will not enter into an agreement with a Developer).

When we have received all of the required information, your request will be forwarded to RBMN's Real Estate Department for consideration. You will be advised of their decision.

Failure to provide the above information, item by item, may result in the rejection and return of your application.

Thank you for your cooperation.

All applications are to be sent to:

Reading Blue Mountain & Northern Railroad
Real Estate Department
P.O. Box 188
Port Clinton, PA 19549