APPLICATION PROCESS & INSTRUCTIONS
Telephone (303) 398-0400, Fax (866) 351-9503

PRIVATE GRADE CROSSING APPLICATION

It is the Railroad's policy that two existing grade crossings must be removed for one new grade crossing installation to be approved. INCOMPLETE applications may result in processing delays. Applications submitted without the required fees will not be processed.

If this application is approved, applicant agrees to reimburse the railroad for any cost incurred by the applicant incident to installation, maintenance, and/or supervision necessitated by this installation and further agrees to assume all liability for accidents or injuries which arise as a result of this installation. **A non-refundable fee in the amount of $3,150 USD ($4,196 CAD) is due with the application**. In addition, fees will be assessed pursuant to a written crossing agreement.

(Be sure to list the check number(s) at the bottom of the cover sheet AND application)

Make check(s) payable to:

OmniTRAX Inc.
C/O AR Real Estate Department
252 Clayton Street
Denver, CO 80206

(As information, future payments will also be sent to the address listed above.)

If the submitted application and/or plans require review by an environmental (HAZMAT) or other outside consultants, it will solely be at the applicant's expense and in addition to the aforementioned fees.

Once an executable Private Grade Crossing agreement is submitted to you, the agreement must be fully negotiated and executed within one hundred twenty (120) days. Thereafter, the application and materials will be archived and resubmission (including fees) will be required.

Canadian residents/businesses, this fee is a taxable supply, please include applicable GST

PLEASE INITIAL HERE INDICATING YOUR UNDERSTANDING OF THIS POLICY: _____

CHECK NUMBER(S): _____
_____

RAIL MADE EASY

PRIVATE GRADE CROSSING APPLICATION

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SECTION 1: TO BE COMPLETED FOR ALL CROSSINGS

1. Complete Legal Name of Applicant: _____
2. Agreement to be in the name of (if different from above): _____
3. Type of Entity (please mark one): Corporation ___ LLC ___ Individual ___ Municipality ___
Partnership ___ General ___ Limited ___ Other _____
4. If applicable, state/province of incorporation or organization: _____
5. Federal Tax Identification number (U.S. Leases): _____
6. Mailing Address: _____
7. Overnight Delivery Service Address (if different): _____
8. Contact Person: _____ Title: _____
9. Phone No.: (_____) _____ Fax No.: (_____) _____
10. Email: _____
11. Email Address Where Notices Can be Sent to: _____
12. **Billing Contact Name, Phone Number, and Address Required:**

_____
_____
_____

13. Type of Road Crossing:

___ Private Farm Crossing ___ Private Commercial Crossing ___ Contractor's Crossing
___ Pedestrian Overpass ___ Pedestrian Underpass ___ Other _____
___ Existing Crossing ___ New Installation ___ Relocation
___ Permanent Use ___ Temporary Use for _____ Mos. ___ Reconstruction

14. Crossing will be used to access _____
15. Proposed Width of Crossing: _____ feet
16. Desired Material for Crossing (circle one): Wood Planks / Concrete / Asphalt / Rubber / Other _____
17. Type of Vehicles to be driven over crossing:

___ Passenger Cars ___ Recreational Vehicles ___ Pickups
___ Farm Equipment ___ Heavy Construction Equipment___ Other _____

18. Approximate number of daily one way trips over the crossing _____
19. Name of Owner of Property to be served by crossing _____
20. Address if different than above _____
21. Railroad being crossed: _____
22. Milepost (application will not be processed without a MP)_____
23. Crossing is located in the:_____ Section _____, Township _____, Range _____

(Example: SE ¼ of NW ¼ Section 15, Township 39N, Range 12E)

In/Near the City of _____ County_____ State _____

Attach a legal description of your property to be served by the crossing and a property or county map showing the location of the crossing. Indicate on the map the distance measured along the track between the crossing and fixed objects in the vicinity (i.e., bridge, culvert, railroad mile marker, public road).

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SECTION 2: TO BE COMPLETED FOR EXISTING CROSSINGS ONLY

Name(s) of previous users of crossing _____

Crossing is currently covered by Agreement Number _____

Dated_____ with _____

SECTION 3: TO BE COMPLETED FOR INSTALLATION OF NEW CROSSINGS ONLY

How is the property currently accessed?

_____

Why was the access to property not obtained from previous owner?

_____

Desired crossing will be _____ feet ( ) North ( ) South ( ) East ( ) West

Of nearest _____ ( ) Public ( ) Private road crossing.

Track is in _____ft. cut/fill Number tracks crossed _____ Track is on: ( ) Curve ( ) Straight

SECTION 4: REQUIRED Location: Geographical Coordinates (in decimal degrees)

Latitude_____ Longitude_____

By submitting this application for credit, you authorize OmniTRAX or affiliate, to make any inquiries necessary to determine credit worthiness. You release your banking instruction release details that would assist to determine credit worthiness.

I hereby certify that the information contained herein is complete and accurate. This information has been furnished with the understanding that it is to be used to determine the amount and conditions of the credit to be extended. Furthermore, I hereby authorize the financial institutions listed in this credit application to release necessary information to the company for which credit is being applied for in order to verify the information contained herein. Our terms of sale and service are NET 30 DAYS from the date listed on the invoice. Invoices that are beyond granted terms will be assessed a late fee of 18% APR (1.5% monthly) additional Terms and Conditions apply. A $20.00 charge will apply for any NSF/Non-Sufficient Checks.

Date: _____ LIST CHECK NUMBER(S): _____

Signature: _____ _____

Name Printed: _____

Title:_____

Phone No.:_____

BE SURE TO RETURN THE COVER SHEET WITH YOUR APPLICATION