

BLUE DIAMOND LOGISTICS, LLC CONTRACT

DOWNLOAD CONTRACT

Contract and shipping policies

Customer is subject to other charges related to shipping, including: Tanker's delay charges, minimal invoice charges, expediting freight inside of deliveries, and order quantity and return charges. Details are set forth in Blue Diamond Logistics, LLC ordering and shipping policies located below.

Ordering and shipping policies Effective December 2014

- There is a minimum order quantity of 1,000 gallons. Pricing is based on the volume of gallons. * Tank filled to full: chemical orders that are returned or rejected due to the receiving tank being too full or off spec, at no fault of the carrier will incur a freight and handling fee of \$600, and a mileage charge of \$5.50/mile if any acts or omissions caused by the customer. * Inside deliveries: customers requiring inside deliveries will incur a \$100 ordering service fee. * Detention: All products hauled and delivered will have two hours of free time, any additional hours of detention will be billed at \$80/hour. Loading and unloading time will be shown and a detailed reason for the delay with shipper/consignee's signature. * Load cancellations: All loads must be canceled prior to driver arriving to pick up load at scheduled pickup time. If driver arrives at the plant prior to cancellation, through no fault of the carrier there will be a \$500 cancellation charge and \$3.50/mile charge from city and state of canceled load to the city and state of new dispatch.

-If shipper substitutes another load within the hour to replace the one that was cancelled or suspended, and the vehicle is used immediately from the same shipping point, the provisions of this item will not apply.

DETENTION TIME

All products hauled and delivered will have two hours of free time. Which is in our contract. Detention will be billed at \$80/hr. After two hours of time, arrive to load or unload. Through no fault of carrier, we will show a loading and unloading time, with a detailed reason for the delay. With the shipper/consignee's signature, and scheduled loading and unloading time.

LOAD CANCELLATIONS

All loads must be canceled prior to driver arriving to pick up load at scheduled pickup time. If driver arrives at the plant prior to cancellation, through no fault of the carrier there will be a \$500 cancellation charge and \$3.50/mile charge from city and state of canceled load to the city and state of new dispatch.

-If shipper substitutes another load within the hour to replace the one that was cancelled or suspended, and the vehicle is used immediately from the same shipping point, the provisions of this item will not apply.

ACCESSORIAL CHARGES

- EXTRA HOSES: The first 40 feet of hoses are free, anything over 40 feet of hose will have a \$40 charge. * PUMP CHARGE: Flat fee of \$100.
- DETENTION TIME: After two hours, a charge of \$80/hour.
- LAYOVERS: \$300 per 24 Hours.
- ADDITIONAL STOP: First stop is free of charge, Second stop \$50 charge, Third Stop \$75 charge. * IN-TRANSIT: \$600 per load.
- TANK WASH: \$350 per load.
- TOLLS: Tolls will be charged back to customer if not in the rate of the line haul. * FUEL SURCHARGE: Fuel surcharge will be based on the national fuel surcharge weekly, as a percentage.

BILLS OF LADING

- Upon receipt of freight, it will be the duty of the carrier, or his agent, to immediately examine the commodity offered, and if found as described on the shipping paper, to issue a bill of lading for each truckload with will show the name of the shipper, point of origin, name of consignee, destination (to include plant or delivery location address) description of commodity, the number of packages or pieces, or the number of gallons of each commodity received. Bill of lading will also show actual scale weight, if scales are available, or shippers estimate weight of each commodity, and if the shipment is pre-paid or collect. If freight charges are to be collected from anyone other than the consignor or consignee at the address shown on the shipping paper, the correct name and address of the party responsible for freight charges will be shown on the shipping paper. * The shipper at loading point must provide the carrier with the shipping papers showing the correct commodity description of the product to be shipped, pursuant to the Department of Transportation.

C.O.D.

- Collection must be made before shipment is delivered to consignee. * The charge for collecting and remitting C.O.D. collections will be \$50 per shipment * Except as provided in the following paragraphs:

Collection will be made only by certified check, money order, or cashiers check payable to the shipper, unless otherwise ordered by the shipper.

- Carrier will deliver C.O.D. remittances direct to the shipper's origin point office promptly within seven days after deliver of the C.O.D. shipment to consignee. * Upon written instruction from the shipper, uncertified checks may be payable to the shipper for C.O.D. shipments will be accepted by the carrier for transmission to the shipper, and upon receipt of such uncertified check to the shipper shall hold the carrier free of all responsibility for validity and collection thereof. * Time consumed waiting under this item will be considered a part of the unloading time and detention charges will be assessed. (See section: Detention)

I, hereby agree to the terms above.

Signature:

Print:

Date: