



VIA ELECTRONIC MAIL

Terrie A. Brockett
Omega Rail Management, Inc.
P.O. Box 120338
Nashville, TN 37212-0338
(800) 990-1961
(800) 660-6326 Facsimile
tbrockett@omegarail.com

August 31, 2010

Mr. Joe Teusch
Greeley & Hansen
6640 Intech Boulevard, Suite 180
Indianapolis, IN 46278
(317) 924-3380
(317) 925-3811 Facsimile
jteusch@greeley-hansen.com

**RE: Kankakee, Beaverville & Southern Railroad
License Agreement No. KBS-WL-004
For your client: City of West Lafayette**

Dear Mr. Teusch:

Pursuant your application for occupancy on the Kankakee, Beaverville & Southern Railroad ("Railroad"), enclosed you will find the above referenced document. Once you have had an opportunity to review the same, please arrange for the appropriate City official to execute the document **in duplicate form** by affixing his or her signature, printed name and title as well as the signature and printed name of a witness. You should return (1) both original documents, (2) the required certificates of insurance (see below), (3) payment for the one time document processing fee in the amount of \$500.00 *made payable to Omega Rail Management, Inc.* and (4) payment for the prorated annual license fee in the amount of \$250.68 for the period of September 1, 2010 through December 31, 2010 *made payable to Kankakee, Beaverville & Southern Railroad.* Note the initial rental is prorated through the end of this year with the next rental payment due on or before January 1, 2011. An invoice will be mailed to the City thirty to sixty days prior to January 1, 2011 for the payment due January 1st. The prorated annual license fee payment should be forwarded directly to the Railroad.

Make license fee payment and forward to:

Kankakee, Beaverville &
Southern Railroad
P.O. Box 119
Iroquois, IL 60945
Attn: Accounts Receivable

**Forward all documents, payment for the
processing fee and a copy of the prorated
annual license fee payment to:**

Omega Rail Management, Inc.
P.O. Box 120338
Nashville, TN 37212-0338
Attn: Terrie A. Brockett

Or via overnight delivery to:

Omega Rail Management, Inc.
4721 Trousdale Dr., Ste. 206
Nashville, TN 37220-1342
Attn: Terrie A. Brockett

As noted in my email to you on August 12th, the certificate of insurance on file for the City of West Lafayette expired March 1, 2008 (see attached). Please request a current certificate of insurance from the City with the description in the Special Provisions section changed to this project.

In addition, a Railroad Protective Liability policy naming Kankakee, Beaverville & Southern Railroad as the Named Insured with the appropriate limits and coverage along with a certificate of insurance for the Contractor evidencing \$1 million Automobile Liability & Statutory Worker's Compensation/Employer's Liability coverage must be submitted for review & approval.

Upon receipt of the above requested items, I will arrange to fully execute the documents and return one original of to you for your file. At that time, you can contact Ms. Candy Hall at the Railroad office directly at (815) 486-7260 to request and receive approval of your work schedule. Ms. Hall will advise if flagmen are needed for your project. Any flagmen provided by the Railroad will be at the sole expense and risk of the Licensee.

If you have any questions or concerns, I can be reached at 1-800-990-1961 or tbrockett@omegarail.com.

Yours truly,

Terrie A. Brockett

Terrie A. Brockett
Contracts Administrator

Enc.

cc: Candy Hall – KBS
Kevin D. Brons – ORM
Kim A. Williams – ORM