

Please indicate what type of equipment your company will be moving at KCS facilities:

Rail-Controlled Private Only Both Rail Controlled & Private

MC Company Name: Onyx Ground Inc Signature: _____

SAMPLE KCS SURETY BOND

SURETY BOND

(Standard Form)

SURETY BOND given by (Drayman), as Principal and (Surety Company), as Surety, to The Kansas City Southern Railway Company (PROVIDER), a Missouri corporation, as Obligee.

Principal and Surety are jointly and severally bound unto Obligee in the sum of \$10,000.00 for the payment of which Principal and Surety hereby bind themselves and their legal representatives.

Whereas obligee, and Principal are parties to a certain The Kansas City Southern Railway Company's Addendum to the Uniform Intermodal Interchange and Facilities Access Agreement (Agreement) dated as of _____, which imposes certain duties and obligations on principal, including the obligation under specified circumstances to pay money to Obligee.

Now, therefore, the condition of this obligation is such that the obligation shall be void if Principal: _____ at all times during the terms of the Agreement make a punctual payment of the detention, storage maintenance costs and charges, and of all taxes insurance and other charges to be paid by the Drayman under the terms of the Agreement and duly performs all other covenants and conditions of the Agreement. This obligation shall remain in full force, however, if the above conditions are not met, except that Principal's and Surety's liability hereunder shall in no way be affected or diminished by reason of any extension of time or Forbearance given to Principal for the performance of the obligations of the Agreement. Principal and Surety shall, however, be released in respect to their liability hereunder if any event occurs that would have effect of releasing Principal in respect to his liability under the Agreement.

This obligation shall inure to the benefit of Obligee, and its successors and assigns, and shall be binding upon Principal and Surety, and their legal representatives.

In witness whereof Principal and Surety have executed and delivered this bond on _____.
(Date)

(Drayman)

{Proper witnesses, attestations and notary
Public affidavits verifying execution}

(Surety Company)

NOTE: SURETY BOND SHOULD BE SENT TO KCS Directly:

Dan Eidet
Kansas City Southern Railway Co.
427 West 12th Street
Kansas City, MO 64105

Email: deidet@kcsouthern.com
Tel: 816-983-1472
Fax: 816-983-1577