

APPENDIX "A"
SCHEDULES "A" AND "E" RATES

NEBRASKA PUBLIC SERVICE COMMISSION
300 THE ATRIUM, 1200 "N" STREET, P.O. BOX 94927
LINCOLN, NEBRASKA 68509

SCHEDULE "E" RATES AND CHARGES

**COVERING DRY EDIBLE BEANS AND POPCORN
RECEIVED BY TRUCK OR RAIL**

These Schedule E charges shall be the maximum compensation allowed for receiving, handling, storing, and delivering and insuring. Warehouses may charge less than the rates listed below.

DRY EDIBLE BEANS

Rates applicable on and after October 11, 2012, for all Dry Edible Beans deposited for storage on or before October 11, 2012, of the current crop year. Henceforth, after each deposit of dry edible beans by the producer or owner (other than the warehouseman) under future sales contract, purchase agreement or storage, the charges authorized in Schedule "E" herein, shall be computed and collected as follows:

Storage and Insurance

Not to Exceed .0039 per cwt. per day

<u>Receiving Charge</u>	<u>Delivering Charge</u>
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15 cents per cwt.	15 cents per cwt.
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POPCORN

Storage and Insurance

Not to Exceed .0025 per cwt. per day

Receiving and Delivering Charge

A one Time Combined Charge Not to Exceed 30 cents per cwt.

Notes: When grain (dry edible beans; popcorn) is purchased from the producer in store, the warehouseman may waive the receiving, handling and delivering charges.

Storage will not be charged when a warehouse is off the market.

SCHEDULE "A" RATES

THE FOLLOWING SCHEDULE "A" RATES AND CHARGES APPLY TO
STATE-LICENSED PUBLIC GRAIN WAREHOUSES
COMMENCING May 16, 2012

THESE CHARGES SHALL BE FULL COMPENSATION FOR RECEIVING,
HANDLING, STORING, DELIVERING AND INSURING OF COMMODITIES LISTED

COMMODITY	RECEIVING, HANDLING AND DELIVERING BY TRUCK, RAIL OR BARGE	STORAGE AND INSURING
	CENTS PER BUSHEL ONE-TIME COMBINED CHARGE	THOUSANDTHS OF A CENT PER BUSHEL PER DAY
	Shall Not Exceed	Not to Exceed
Barley	33	150
Corn	33	150
Grain Sorghum	33	150
Millet	33	150
Oats	33	150
Rye	33	150
Soybeans	33	170
Sunflower Seed	33	150
Wheat	33	150
Grain Bank Grain See Note 8	Receiving and handling Included in storage rates	150

NOTES TO "A" RATES

Note 1: Nebraska Warehouse Act, Section 88-541, R.R.S. 1943, as amended, reads as follows: "not less than once each year, the Commission shall by order fix reasonable storage rates, and no warehouse licensee shall charge a lesser or greater rate, except upon application to and a hearing before the Commission. If, after a hearing, the Commission finds that a lesser or greater rate should be ordered, it shall enter a supplemental order fixing a different rate for such applicant. Such charges shall be full compensation for the receiving, handling, storing, delivering, and insuring of grain. No discrimination shall be made between different customers by any state-licensed grain warehouse either in facilities, charges, or handling of any grain, except that members of a cooperative may be given preference in storage facilities in warehouses of the cooperative. The rates charged to any governmental agency shall be exempt from Commission regulation." This shall not be construed to prevent the warehouseman from establishing varying rates or procedures for the handling of different types of grains.

Note 2: Any warehouseman who wishes to store grain in an identity preserved basis under Schedule "A" or who wishes special rates covering some warehousing aspect, shall apply to the Commission for special rates and charges.

Note 3: When grain delivered to a warehouse is purchased by the warehouseman, all charges may be waived.

Note 4: A minimum of one hundred and twenty (120) days may be charged for any grain tendered for storage.

Note 5: As referenced in the Nebraska Warehouse Act, Section 88-526, R.R.S., 1994, as amended, any grain not disposed of in some manner after thirty (30) days from date of deposit, either individual loads or average date of delivery, whether open storage or receipted, shall be considered grain in storage and shall revert back to the date of deposit for computation of storage charges.

Note 6: RATE INCREASE – A warehouseman may increase his or her rate by a) sending notice to the Commission and to all depositors of record not less than thirty (30) days prior to such rate change and b) posting notice of such rate increase in a conspicuous place in his or her warehouse. The new rate shall be charged on all grain in storage at the time of, and all grain received after, the effective date of the rate increase, until such time as the rate is again amended.

Note 7: RATE DECREASE – A warehouseman may decrease his or her rate by a) sending notice to the Commission and b) posting notice of such rate decrease in a conspicuous place in his or her warehouse. The new rate shall be charged on all grain in storage at the time of, and all grain received after, the effective date of the rate decrease, until such time as the rate is again amended.

Note 8: Grain Bank grain is grain which has been deposited with a warehouseman to be held for the account of the depositor, to be returned to the depositor at a later date upon his or her request, processed in some form in amounts to be determined by the depositor, usually in the form of processed feed, and not intended for storage or sale to the warehouseman. If grain under this plan is returned in its original form, the regular rates apply.

Note 9: Any licensee may terminate storage contracts upon filing an application with the Commission, and upon good cause shown, according to the rules and regulations of the Commission.

Note 10: A licensee may also charge a different rate for storage on grain committed to the CCC nine-month loan program. It is also permissible for a licensee to charge a prepaid minimum of nine-months storage on grain committed to the CCC nine-month program.

Any licensee who charges a different rate of storage for CCC nine-month loan grain will not be in violation of Schedule "A" Rates, even though those rates may be different from the ones he or she is charging for his or her regular class storage.

Note 11: Commission Regulation, Chapter 8, Section 004.10C, permits the transfer of grain by non-negotiable warehouse receipt pursuant to joint marketing agreements between licensed warehouseman. It is permissible to a warehouseman to waive storage charges relating to non-negotiable warehouse receipts issued to other licensed warehouses, pursuant to such agreements.