

The Everett Railroad Company

424 2nd Avenue, Duncansville, PA 16635

INSURANCE REQUIREMENTS

1. Commercial General Liability Insurance with limits of not less than \$2 Million per occurrence and subject to annual aggregate of not less than \$4 Million, such policy to cover all of contractor's operations and operations of its subcontractors.
2. Business Automobile Liability Insurance with limits of not less than \$2 Million per occurrence.
3. Workers Compensation to cover contractor's obligations under the laws of the Commonwealth of Pennsylvania and Employers Liability Insurance with limits of not less than \$1 Million per accident.

If the limits of liability of the above policies are less than those required, then Excess or Umbrella Liability policy(ies) may be used. Combined limits of liability for each of the coverages, however, shall not be less than those stated above.

Contractor shall furnish the Railroad a Certificate of Insurance before commencement of work on Railroad's property giving evidence of insurance as required above with insurance carriers acceptable to Railroad. If Excess or Umbrella Liability is used to provide a portion of the required Employers Liability limits, the Certificate of Insurance shall indicate such policy includes Employers Liability coverage. Such Certificate of Insurance shall also indicate Railroad is to receive 30 days notice of cancellation or material change in the insurance provided.

Such Certificate of Insurance shall indicate that with respect to liability assumed under an "Insured Contract", the definition of such "Insured Contract" within both the General Liability and Automobile Liability policies is amended to remove any exclusion with respect to work within 50 feet of Railroad's property.

Contractor shall also furnish Railroad Protective Liability Insurance with Railroad as Named Insured and covering all of contractor's operations, the operations of its subcontractors, and including negligent acts of the Railroad. Such policy shall have limits of not less than \$2 Million per Occurrence and be subject to an Annual Aggregate of not less than \$6 Million. Before commencement of work on Railroad's property, contractor shall furnish Railroad an original copy of such policy or Certificate of Insurance giving evidence of such policy with an insurance carrier acceptable to Railroad.

Please consult your attorney on this matter.