

Application for Vessel Berth Reservation:

Effective: January 1, 2009

Application for Vessel berth Reservation (See notes and conditions)

Reservation for a berth is requested at Port of Astoria

Date: \_\_\_\_\_

Vessel	Voyage No.	L.O.A.	ETA	ETD
Vessel Owner/Line			Berth Desired	
Vessel Charterer				
To Load (Commodity Type & Amount/No.)		To Discharge (Commodity Type & Amount/No.)		
Vessel Arrival Draft (Estimated)		Vessel Sailing Draft (Estimated)		
Terms of Affreightment				
Agency Firm		Authorized Individual		

**NOTES AND CONDITIONS**

Application for reservation of vessel berth and vessel berthing is subject to Regulations, Rules and Terms of the Port tariff filing of the State of Financial Responsibility provided and incorporated herewith as Supplement to this Application of Vessel Berth Reservation.

**FOR PORT USE ONLY**

Application Received by	Time/Date
Application Approved by	Time/Date
Berth Assigned	Vessel ETA
Special Crane or Cargo Handling Equipment Required	

Item No. 1000

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**Supplement to Application for Vessel Berth Reservation:** Effective: January 1, 2009

		Date		
Vessel	Voyage No.	L.O.A.	ETA	ETD
Vessel Owner/Line		Berth Desired		
Vessel Charterer				
To Load(Commodity Type & Amount)		To Discharge(Commodity Type & Amount)		
Terms of Affreightment		Terms of Affreightment		
Agency Firm		Authorized Individual		

Note: Separate submissions of this document are required when the vessel affreighted or part of the cargo differs from the terms of affreightment for any other part of the cargo.

Category of Port Charges	Party Responsible For Payment	Established Dollar Amount	For Port Use Only
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			

**Total Estimated Charges \$** \_\_\_\_\_

Pursuant to the instructions set forth on page 4, the undersigned seeks the arrangement of berthing facilities on behalf of the above-named vessel, and attests to the accuracy of the information provided to the extent set forth in Paragraph C on page 4.

Date: \_\_\_\_\_ (Berthing Agent) By: (As Agent Only)

## Acceptance of Financial Responsibility for Payment

In connection with the Application for Vessel Berth Reservation dated \_\_\_\_\_, the Undersigned hereby accepts responsibility, on its own behalf, for payment of the port charges listed under the line items as designated below which correspond with those designated in the above Supplement to Application for Vessel Berth Reservation, in a maximum amount not to exceed 125 percent (125%) of the aggregate estimated dollar amount shown above for the relevant line items, or 125 percent (125%) of such other sum as the Port, after review and revision of such estimates has provided to the undersigned in writing, in which latter case a copy of such writing is physically attached hereto.

<b>Category of Port Charges Line Item(s) No.</b>		<b>For Port Use</b>
(Name of Company)	Authorized Signature	
<b>Category of Port Charges Line Item(s) No.</b>		
(Name of Company)	Authorized Signature	

Note: Pursuant to Port of Astoria Tariff Rule No. 125 in all instances where the “Party Responsible for Payment” listed above has not established credit worthiness with the Port and where responsibility for Port charges has not been accepted by another credit worthy entity, the Port shall require payment of cash in advance or posting of acceptable security prior to vessel berthing.

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**Conditions of Berth Reservation:** Effective: January 1, 2009

In accordance with Federal Maritime Commission Docket 83-48, Alaska Maritime Agencies Inc., et al. v. Port of Anacortes, et al. and Tariff Rule 125 in the Port of Astoria Tariff No. 10, amendments and reissues thereto, all applications for vessel berth reservation shall be made in the form specified by the Port, and will require the timely filing of the financial responsibility information shown on page 2 and 3, completed in accordance with, and otherwise governed by, the terms and conditions set forth below:

- A. Except where and to the extent waived pursuant to Paragraph B below, terms of payment for all applicable Port charges shall be cash in advance. A cash deposit or acceptable security in an amount equal to 125 percent (125%) of the estimated applicable charges will be required to be posted with the Port, six days prior to the vessel’s scheduled arrival, or at such other time as may be authorized or directed by the Port, but in all cases in advance of actual services rendered. In any case in which a cash deposit has been posted, any excess thereof, after satisfaction of all applicable port charges, shall be promptly refunded by the Port to the party posting same.

- B. The Port may waive the requirement of cash in advance as to all or any category or categories of its anticipated port charges when the party responsible for such charges has been identified by the berthing agent to the satisfaction of the Port; and
1. That party responsible has established credit worthiness acceptable to the Port; or
  2. Adequate security, acceptable to the Port, in an amount equal to 125 percent (125%) of the applicable estimated port charges has been posted; or
  3. The agent requesting the berth, or another entity, in each case acceptable to the Port as credit worthy, has personally accepted financial responsibility for applicable charges.
- C. The vessel agent or other person requesting reservation of a berth (“berthing agent”) shall, as a part of the berth reservation process, provide to the extent of his or her knowledge all information called for on the Application for Vessel Berth Reservation form respecting the vessel, its estimated arrival and departure, amount(s) and type(s) of cargo to be loaded/discharged, and estimate of amount of each category of port charges, as enumerated, and party responsible therefor. The submission of this form, signed by the berthing agent, shall constitute the berthing agent’s attestation as to the accuracy of the information made available to the berthing agent at the time of submission; and the berthing agent held personally liable to the Port for any financial loss suffered by the Port as a result of the agent’s failure to so report accurately.
- D. Should the berthing agent, subsequent to submission to this form, receive information which materially differs from the information previously provided, and which information the agent reasonably believes is not equally known to the Port, it shall immediately notify the Port and, if requested by the Port, promptly file an amended Supplement to Application for Vessel Berth Reservation with the Port.
- E. All estimates of port charges are subject to approval and/or adjustment by the Port.
- F. The Port shall, promptly after receipt of this form, advise the berthing agent as to (1) its approval or adjusted estimate of port charges, and (2) whether posting of cash or security is required for any one or more categories of such charges and the amount thereof.
- G. In addition to the terms for berth reservation and establishment of financial responsibility as set forth herein, requests for berth reservation and assignments of berths shall otherwise be in accordance with all local rules and regulations established by the Port.

