

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

BNSF RAILWAY COMPANY AND)
DUNLIETH TOWNSHIP in JO DAVIESS)
COUNTY, ILLINOIS,)
)
Petitioners,)
v.) NO. T07-0091
)
CANADIAN NATIONAL RAILWAY)
COMPANY and STATE OF ILLINOIS)
DEPARTMENT OF TRANSPORTATION,)
)
Respondents.)

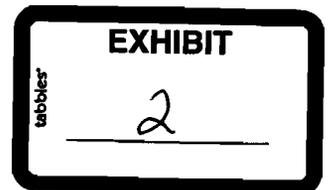
STIPULATION

It is hereby stipulated between Petitioner BNSF Railway Company and appearing Respondent Chicago Central & Pacific Railroad Company, by and through their respective attorneys, as follows:

1. That the Chicago Central & Pacific Railroad Company shall be substituted for the Respondent Canadian National Railway Company at the time of the hearing, subject to appropriate leave being requested by BNSF and ordered by the judge presiding.

2. That the Chicago Central & Pacific Railroad Company owns the railroad tracks and right of way referenced in the Petition as being owned by the Canadian National Railway Company, which is subject to written trackage rights agreement between the Chicago Central & Pacific Railroad Company and the BNSF Railway Company, individually and as successor in interest to the Burlington Northern

12-4-07
DWS
T07-0091



Railroad Company. This same railroad trackage intersects Barge Harbor Road at the grade crossing inventoried as DOT# 306 916 L.

BNSF Railway Company, Petitioner

Chicago Central & Pacific Railroad Company

By: Robert J. Prendergast
Robert J. Prendergast
Daley & Mohan, P.C.
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ARDC 6198785

CERTIFICATE OF SERVICE

Robert J. Prendergast, STATES THAT HE IS ONE OF THE ATTORNEYS FOR PETITIONER BNSF RAILWAY COMPANY in the foregoing cause and that he served the foregoing STIPULATION on the PARTIES by mailing a true and exact copy thereof to the following ATTORNEYS/PARTIES OF RECORD:

Henry Humphries
Railroad Section
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

John Henriksen
Manager Public Works
CN
17641 South Ashland Avenue
Homewood, Illinois 60430

Milton Sees, P.E.
Director of Highways
Illinois Department of
Attention: Jeff Harpring, Room 205
2300 South Dirksen Parkway
Springfield, Illinois 62764

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Lance T. Jones
Deputy Chief Counsel - IDOT
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Springfield, Illinois 62764

by depositing same in the U.S. Mail at 150 North Wacker Drive, Chicago, Illinois 60606 before 5:00 p.m. on the 2th day of November, 2007, with proper postage pre-paid.

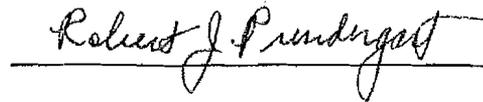
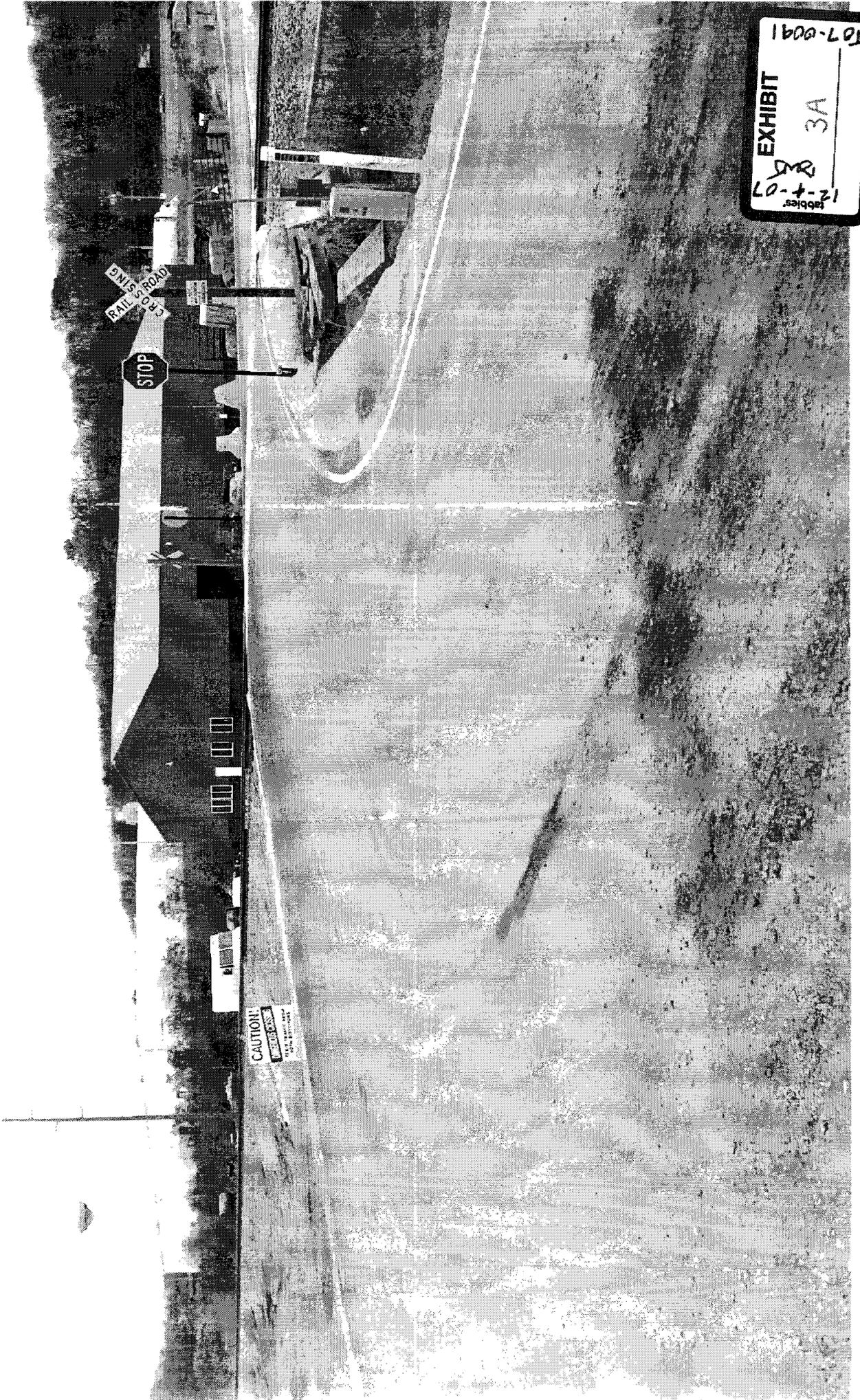


EXHIBIT 1600-20
3A
12-1-21
Robber



STOP

RAILROAD CROSSING
DAN'S ROAD

CAUTION!
RAILROAD CROSSING
1/2 M. AHEAD

EXHIBIT
12-4-07
JMB 3B
107-0091
Tabbles



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