

ORIGINAL

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

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Illinois Commerce Commission
RAIL SAFETY SECTION

Norfolk Southern Railway Company, Philo Township :
Road District, and the State of Illinois, Department of :
Transportation. :
:
:
Stipulated Agreement regarding improving public safety : T07-0069
at the 1400E (TR 182) highway-rail grade crossing of the :
Norfolk Southern Railway Company's track near Philo, in :
Champaign County, designated as crossing AAR/DOT :
#479 921K, railroad milepost 334.50-WA :

Request for Extension of Time

In support of its request for an extension of time to complete the ordered approach improvements, Philo Township Road District ("Township") states:

1. That on September 12, 2007, the Commission entered its Order in this docket directing the parties to complete certain improvements at the 1400E (TR 182) highway-rail grade crossing of the Norfolk Southern Railway Company's track near Philo, in Champaign County, designated as crossing AAR/DOT #479 921K, railroad milepost 334.50-WA;
2. That the Commission directed that all ordered improvements be completed by the parties within 12 months of the Commission's Order (i.e. by September 12, 2008);
3. That due to the extremely wet conditions throughout 2008, the Township was unable to complete the ordered approach improvements before the September 12, 2008 deadline;

DOCKETED

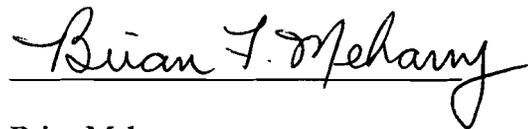
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4. That due to the winter season, the Township cannot complete the ordered approach improvements until the Spring of 2009;

WHEREFORE, Philo Township Road District respectfully requests that the Township be granted an extension of time, to and including June 30, 2009, to complete its work as ordered by the Commission in this docket.

Respectfully Submitted,



Brian Meharry
Philo Township Highway

Commissioner

Dated: 12/19/08

Brian Meharry
Highway Commissioner
Philo Township Road District
P.O. Box 161
Philo, IL 61864
Telephone: 217-841-2700

Certificate of Service

The undersigned certifies that in addition to filing the forgoing instrument by first class U.S. mail with the Illinois Commerce Commission, copies of the forgoing were served upon the addresses listed below by mailing true and correct copies via first class U.S. mail, postage prepaid, this 19th day of December, 2008 to:

Ms. Ellen Schanzle-Haskins
Chief Counsel - IDOT
2300 South Dirksen Parkway, Room 300
Springfield, IL 62764

Ms. Christine Reed
Director of Highways - IDOT
ATTN: Jeff Harpring
2300 South Dirksen Parkway
Springfield, IL 62764

Mr. John Cooper
Senior Engineer
Champaign County Highway Department
1776 E. Washington
Urbana, IL 61802

Mr. Thomas W. Ambler
Norfolk Southern Railway Company
Three Commercial Place
Norfolk, VA 23510-2191

Mr. Richard H. Ray
Administrator
Highway Grade Crossings
Norfolk Southern Corporation
1200 Peachtree Street, NE
Atlanta, GA 30309-3579

Brian F. Meharry

**Brian Meharry
Highway Commissioner
Philo Township Road District
P.O. Box 161
Philo, IL 61864
Telephone: 217-841-2700**