

**ORIGINAL**

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OCT 5 2009

Illinois Commerce Commission  
RAIL SAFETY SECTION

T08-0115

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

BNSF Railway Company, Warren County, and the State of Illinois,  
Department of Transportation.

Stipulated Agreement regarding improving public safety at the 110<sup>th</sup>  
Street (TR-148) highway-rail grade crossing of the Company's tracks  
near Cameron, Warren County, Illinois, designated as crossing  
AAR/DOT#079 218R, milepost 174.64.

PETITION FOR SUPPLEMENTAL ORDER

NOW COMES Petitioner County of Warren ("County"), by and through its County Engineer,  
Kevin Smith, and for its Petition for Supplemental Order states as follows:

1. In the Commission's Order of September 10, 2008 on page three (3), the Commission designated a completion date within twelve (12) months from the date of this Order, making the deadline September 10, 2009.
2. Due to the lengthy process in acquiring railroad liability insurance and a railroad flagger through the BNSF Railway Company, coupled with our continuous responsibility to maintenance operations within the County, construction has not been completed.

WHEREFORE, the County of Warren respectfully requests that the Illinois Commerce Commission enter a Supplemental Order extending the time for all work required under the September 10, 2008 Order until March 10, 2010. The County of Warren requests that this Petition for Supplemental Order be entered without a hearing.

Respectfully Submitted,



Kevin Smith, P.E.  
County Engineer

Dated September 30, 2009  
County of Warren  
P.O. Box 438  
Monmouth, IL 61462

**DOCKETED**

OCT - 5 2009

JS-MS

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

BNSF Railway Company, Warren County, and the State of Illinois, :  
Department of Transportation. :  
 :  
 :  
 : T08-0115  
Stipulated Agreement regarding improving public safety at the 110<sup>th</sup> :  
Street (TR-148) highway-rail grade crossing of the Company's tracks :  
near Cameron, Warren County, Illinois, designated as crossing :  
AAR/DOT#079 218R, milepost 174.64. :

**NOTICE OF FILING**

TO: Lance T. Jones  
Gary C. Lang  
Robert J. Prendergast  
Christine Reed  
Ellen Schanzle-Haskins  
Chad Scherwinski  
W. Douglas Werner

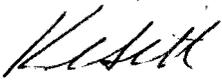
PLEASE TAKE NOTE that I have the 30<sup>th</sup> day of September, 2009 forwarded to Mr. Lazardies, Director of Processing, Transportation Division, of the Illinois Commerce Commission, Springfield, Illinois, for filing in the above matter, the County of Warren's Petition for Supplemental Order, a copy of which is hereto and hereby served upon you.



Kevin Smith, P.E.  
County Engineer  
County of Warren  
P.O. Box 438  
Monmouth, IL 61462

## PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressee listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Monmouth, Illinois, the 30<sup>th</sup> day of September 2009.



Kevin Smith, P.E.  
Warren County Engineer

Lance T. Jones  
Deputy Chief Counsel  
Illinois Department of Transportation  
2300 South Dirksen Parkway, Suite 311  
Springfield, IL 62764

Gary C. Lang  
General Construction Supervisor  
BNSF Railway Company  
201 North 7th Street  
Lincoln, NE 68508

Robert J. Prendergast  
Daley Mohan Groble, P.C.  
55 West Monroe Street, Suite 1600  
Chicago, IL 60603

Christine Reed  
Director of Highways - IDOT  
ATTN: Jeff Harpring, Room 205  
2300 South Dirksen Parkway  
Springfield, IL 62764

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

Chad Scherwinski  
Manager, Public Projects  
BNSF Railway Company  
80 44th Avenue N.E.  
Minneapolis, MN 55421

W. Douglas Werner  
Esquire  
BNSF Railway  
P.O. Box 961039  
Fort Worth, TX 76161-0039