

Ancel Glink

DIAMOND BUSH
DICIANNI
& KRAFTHOFER

A Professional Corporation
207 W. Jefferson, Suite 402
Bloomington, IL 61701
www.ancelglink.com

Jeffrey R. Jurgens
jjurgens@ancelglink.com
(P) 309.828.1990 Ext. 1995
(F) 309.828.1994

ORIGINAL

December 2, 2009

Illinois Commerce Commission
Attn: Clerk
527 East Capitol Avenue
Springfield, Illinois 62701

RECEIVED

DEC 4 2009

Illinois Commerce Commission
RAIL SAFETY SECTION

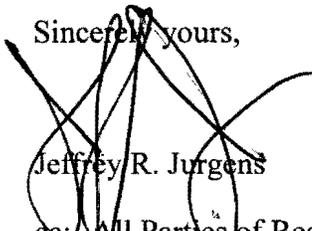
Re: BNSF Railway Company, Village of Coal City, and State of Illinois,
Department of Transportation
Case No. T08-0028

Dear Clerk:

Pursuant to the order Notice of Hearing entered on October 27, 2009, the Village of Coal City is serving all proposed exhibits it may utilize at the hearing, notwithstanding any other documents previously filed with the Commission that may be relevant.

If you have any questions or need anything further, please do not hesitate to contact me.

Sincerely yours,


Jeffrey R. Jurgens

cc: All Parties of Record
Matt Fritz, Village Administrator
Mike Perry, Project Engineer

Enclosure

DOCKETED

DEC - 4 2009

JS/LKM

Exhibit List

- Exhibit A: ICC Stipulated Agreement 1306
- Exhibit B: ICC Order dated February 27, 2008
- Exhibit C: IDOT Correspondence dated November 24, 2008
- Exhibit D: Midwest Testing Services Soil Survey dated December 23, 2008
- Exhibit E: Midwest Testing Services Invoice dated December 23, 2008
- Exhibit F: IDOT Proposal / Contract Cover printed March 13, 2009 (actual bid documents on file with IDOT)
- Exhibit G: IDOT (Construction) Estimate of Cost printed March 13, 2009
- Exhibit H: Plans for Proposed Motor Fuel Tax Improvements dated April 2, 2009
- Exhibit I: IDOT Correspondence dated April 20, 2009
- Exhibit J: IDOT Correspondence dated June 9, 2009 with Motor Fuel Tax Certification
- Exhibit K: Chamlin & Associates Invoice dated June 12, 2009
- Exhibit L: Ancel Glink Invoice dated November 23, 2009
- Exhibit M: Tabulation of Bids printed December 1, 2009
- Exhibit N: Heap Appraisal Invoice dated July 16, 2008
- Exhibit O: Ordinance 09-02 / Dedication – Carbon Development
- Exhibit P: Ordinance 09-03 / Dedication – American Precision Supply Leasing
- Exhibit Q: Ordinance 09-04 / Dedication – P.L.C.L. Corporation
- Exhibit R: Ordinance 09-05 / Dedication – Robertson Partnership
- Exhibit S: Ordinance 09-06 / Dedication – McLuckie Brothers, LLC
- Exhibit T: Check to Carbon Development for Dedication
- Exhibit U: Recording Fee Invoice

ORIGINAL

TO8-0028

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT 1306

This Agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission ("Commission"), BNSF Railroad Company ("Company"), Village of Coal City ("Village"), and the State of Illinois, Department of Transportation ("Department" or "IDOT").

WITNESSETH:

WHEREAS, it has come to the attention of the Commission through application for assistance from the Grade Crossing Protection Fund that inquiry should be made into the matter of improving public safety at the Oak Street highway-rail grade crossing of the Company's track in the Village of Coal City, Grundy County, Illinois, designated as crossing AAR/DOT #004 404J, milepost 58.32-ATSFM; and

WHEREAS, proper investigation has been made of the circumstances surrounding the subject crossing by a representative of the Commission's Transportation Division Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersection, train movements, vehicular traffic volume, and sight distances and other pertinent data relating to the crossing have been obtained and shown on Exhibit A, attached to this Agreement; and

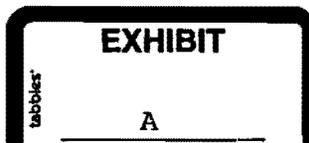
WHEREAS, the parties are mutually agreeable to accomplish proposed improvements to the crossing upon determination of the Commission by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the Commission enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law, 625 ILCS 5/18(c)-7401, requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the traveling public the Grade Crossing Protection Fund ("GCPF") of the Motor Fuel Tax Law ("MFT") be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

Section 1 All improvements encompassed by this Agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and orders and procedures in general.

Section 2 The parties are of the opinion that the following improvements in the interest of public safety at the aforesaid crossing should be:

- (a) Vacation of Oak Street at the Company's right-of-way adjacent to the Oak Street crossing, by the Village.
- (b) Close, abolish, install barricades and remove old crossing surfaces and warning devices at the Oak Street crossing, by the Company.



DOCKETED

- (b) Construction of a connecting road, as outlined in Exhibit B attached hereto, by the Village.

Section 3 The Village has prepared a preliminary plan and cost estimate to accomplish the proposed connecting roadway improvement, which may be required by Commission Order. The drawings, specifications, and cost estimate(s) are attached and incorporated herein by reference as Exhibit B.

Section 4 The Company and Village shall upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the completion of the proposed improvements should be twelve (12) from the date of a Commission Order approving this Agreement.

Section 5 The parties agree that an equitable division of cost for the proposed improvements is as follows:

- COST DIVISION TABLE -

IMPROVEMENT	EST. COST	GCPF	VILLAGE	COMPANY
Vacate Oak Street right-of-way at the Oak Street crossing.	No Estimate	\$0	100%	\$0
Oak Street Crossing: close; abolish and install barricades; remove old crossing surfaces and warning devices.	\$8,325	\$0	\$0	100% \$8,325
Construct Connecting Road	\$284,478	80% \$227,831 ¹	\$0 ²	20% \$56,647
TOTALS	\$292803	\$227,831	\$0	\$64,972

Notes:

¹ Total Grade Crossing Protection Fund (GCPF) assistance for construction of a connecting road not to exceed \$227,831; any construction costs above the estimated amount of \$284,478 will be divided between the GCPF and the Company in the same percentages noted above, upon submittal and review of evidence to support the additional cost and subject to approval by the Commission.

² Village responsible for all future maintenance costs associated with the new connecting road.

Section 6 The Village is not required to pay any portion of the cost for the proposed improvements.

Section 7 Special Provisions: Since the connecting road at the subject crossing will be performed by Village, flagging and contractor liability insurance will be required for said work.

The Company and Village shall complete and submit the Project Manager Information portion of the Project Status Report sheet, attached as Exhibits C and C1, along with this executed Agreement.

The Company and Village shall, at six (6) month intervals from the date of the Commission Order approving this Agreement, submit to the Director of Processing and Information, Transportation Bureau of the Commission, a Project Status Report, attached as Exhibits C

and C1, regarding the progress it has made toward completion of the work required by this Agreement. Each Project Status Report shall include the Commission Order's docket number, the Order date, the project completion date as noted in the Order, crossing information (inventory number and railroad milepost), type of improvement, and the name, title, mailing address, phone number, facsimile number, and electronic mailing address of the Company and Village Project Manager.

All bills for work specified in Section 2 authorized for reimbursement from the Grade Crossing Protection Fund shall be submitted to the Department's District 3 Office located at 700 East Norris Drive, Ottawa, IL, 61350, Attn: Kenneth Lang. The Department shall send a copy of all invoices to the Director of Processing and Information, Transportation Bureau of the Commission. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted no later than twelve (12) months from the completion date specified in the Commission Order approving this Agreement. The Department shall not obligate any funds for the cost of proposed improvements described in this Agreement without prior approval by the Commission. The Commission shall, at the end of the 12th month from the completion date specified in the Commission Order approving this Agreement or any Supplemental Order(s) issued for this project, notify the Department to de-obligate all residual funds accountable for this project. Notification may be by regular mail, electronic mail, fax, or phone.

SECTION 8 Billing: For all work specified in Section 2 of this Agreement, and authorized by an Order of the Commission, the Company shall assure that sufficient documentation for all bills is made available for review by the Department or the Department's representative. The minimum documentation that must be made available is outlined below:

- a) Labor Charges (including additives) - Copies of employee work hours charged to the highway account code for the project.
- b) Equipment Rental - Copies of rental agreements for the equipment used, including the rental rate; number of hours the equipment was used and the highway account code for the project.
- c) Material - An itemized list of all materials purchased and installed at the crossing location. If materials purchased are installed at multiple crossing locations, a notation must be made to identify the crossing location.
- d) Engineering - Copies of employee work hours charged to the highway account code for the project.
- e) Supervision - Copies of employee work hours charged to the highway account code for the project.
- f) Incidental Charges - An itemized list of all incidental charges along with a written explanation of those charges.
- g) Service Dates - Invoice shall include the beginning and ending date of the work accomplished for the invoice.
- h) Final or Progressive - Each invoice shall be marked as a Progressive or a Final Invoice.
- i) Reference Numbers - Each invoice shall include the AAR/DOT number, the ICC order number and the state job number when federal funds are involved.

- j) Locations - Each invoice shall show the location, with the street name and AAR/DOT crossing inventory number.

Section 9 This Agreement shall be binding upon the parties hereto, their successors or assigns. Upon execution of this Agreement by all parties, the Commission shall enter an appropriate Order, within 60 days accepting or rejecting such stipulation according to the provisions contained herein.

In Witness Whereof, the parties have caused this Agreement to be executed by their duly authorized officers, as of the dates indicated on their respective Execution Pages, attached hereto.

Executed by the Commission this 21st day of November 2007.



Michael E. Stead
Rail Safety Program Administrator

Attest:



Henry Humphries
Rail Safety Specialist

Illinois Commerce Commission Stipulated Agreement 1306, executed by Commission Staff on November 21, 2007, concerning improvements at the Oak Street highway-rail grade crossing of the BNSF Railway Company's track, in the Village of Coal City, Grundy County, designated as crossing AAR/DOT #004 404J, railroad milepost 58.32.

Executed by the Illinois Department of Transportation this 18th day of Dec. 2007.

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: Christine M. Reed
Christine M. Reed, P.E., Director of Highways

Illinois Commerce Commission Stipulated Agreement 1306, executed by Commission Staff on November 21, 2007, concerning improvements at the Oak Street highway-rail grade crossing of the BNSF Railway Company's track, in the Village of Coal City, Grundy County, designated as crossing AAR/DOT #004 404J, railroad milepost 58.32.

Executed by BNSF Railway Company this 11th day of JANUARY 2007

BNSF RAILWAY COMPANY

By: *Craig Rasmussen*

Attest:

Lynn Leibel

Illinois Commerce Commission Stipulated Agreement 1306, executed by Commission Staff on November 21, 2007, concerning improvements at the Oak Street highway-rail grade crossing of the BNSF Railway Company's track, in the Village of Coal City, Grundy County, designated as crossing AAR/DOT #004 404J, railroad milepost 58.32.

Executed by the Village of Coal City this 14 day of January 2008.

VILLAGE OF COAL CITY

By: [Signature]

Attest:

[Signature]

RECEIVED
JAN 30 2008

Illinois Commerce Commission
RAIL SAFETY SECTION

**ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT
CROSSING DATA FORM**

GENERAL INFORMATION: See Location Sketch

RAILROAD	BNSF
USDOT#, MILEPOST	004 404J, 58.32
STREET, CITY, COUNTY	Oak (Kankakee) Street, Coal City, Grundy County
JURISDICTION (RDWY)	Village
LOCATION	Urban, Commercial/Residential
STREET SURFACE	18' Oil/Chip, Fair Condition

CROSSING DATA: See Location Sketch for roadway profile and track centers

TRACK (W-E or N-S)	SURFACE TYPE	SURFACE WIDTH	SURFACE CONDITION
Main	FDT	32'	Fair
Main	FDT	32'	Fair
Side	FDT	32'	Fair

ROADWAY DATA: See Location Sketch

INTERSECTING ROADS:	None
TRAFFIC CONTROL	None
ADT & SPEED	509 Vehicles Per Day @ 30- MPH
TRAFFIC TYPE	Passenger, Hazardous Materials, Other
ADVANCE WARNING	Yes
PAVEMENT MARKING	No

RAILROAD DATA: See Location Sketch

FREIGHT TRAFFIC	54 Per day @ 50 MPH, Day & Night? Yes
PASSENGER TRAFFIC	# (70 MPH)
WARNING DEVICES	AFLS

NOTE: # - Amtrak utilizes this route when needed or as an emergency detour.

VISIBILITY STUDY: See Location Sketch

Train Speed	50	MPH
Roadway Speed	30	MPH
Required Stopping Sight Distance (SSD)		
Along Roadway		FEET
Along Tracks		FEET
Required Clearing Sight Distance (CSD) (Along Tracks)		FEET

Distances calculated per American Association of State Highway and Transportation Officials (AASHTO), A Policy on Geometric Design of Highways and Streets, 2001, Fourth Edition.

QUADRANT	CSD (FT)	OBSTRUCTION	SSD (FT)	OBSTRUCTION
NE	*		*	
NW	*		*	
SE	*		*	
SW	*		*	

*Note: The installation of automatic flashing light signals and gates eliminate the need to satisfy minimum Sight Distance criteria.

APPROACH GRADES: See Location Sketch

DIRECTION: EAST/NORTH			DIRECTION: WEST/SOUTH		
DISTANCE (FT)	ELEVATION (FT)	GRADE (%)	DISTANCE (FT)	ELEVATION (FT)	GRADE (%)

Distance measured from outermost rail.

COMMENTS: See Page 3 for an Aerial View (Location Sketch) of the crossing.



221 WEST WASHINGTON STREET • P.O. BOX 768 • MORRIS, IL 60450
 815-942-1402 • FAX 815-942-1471
 morrisoffice@chamlin.com

ENGINEERS • SURVEYORS • PLANNERS

September 18, 2007

Mr. Craig Rasmussen
 BNSF Railroad Company
 80 - 44th Avenue NE
 Minneapolis, MN 55421

SUBJECT: Village of Coal City
 Oak Street/1st Avenue Extension

Dear Mr. Rasmussen:

At the request of Mr. Leo Middleton, I am sending attached the updated plans and an updated estimate of cost for the above referenced project.

I will be happy to discuss this with you and Mr. Middleton, please let me know when you want to have any discussion.

Very truly yours,


 Guy R. Christensen

Enclosure

GRC/hp

PERU OFFICE:

WILLIAM L. ETZENBACH, P.E., P.L.S. • ROGER J. CHAMLIN, P.E. • JEROME J. YENDRO, P.E., P.L.S.
 LARRY D. GOOD, P.E. • MICHAEL V. FITZSIMMONS, P.E., P.L.S. • JAMES K. CLINARD, S.E., P.E.

MORRIS OFFICE:

RICHARD J. SCHWEICKERT, P.E. • GUY R. CHRISTENSEN, P.E. • MICHAEL E. FARRELL, P.L.S.

Engineer's Estimate Of Cost

Draw No. 1 Date July 11, 2007
 Prepared By _____ Prices By _____ Checked By _____

Client Village of Coal City
 Project Village of Coal City
First Avenue Extension

ITEMS	QTY.	UNIT	UNIT PRICE	COST
Earth Excavation	3740	c.y.	10.00	37,400.00
Roadway Stabilization Fabric, 4 oz.	3789	s.y.	1.25	4,736.25
Aggregate Base Course Type B, 4" (CA-6)	926	ton	15.00	13,890.00
Aggregate Base Course Type B, 5" (CA-3)	1158	ton	15.00	17,370.00
Aggregate Shoulders Type B	200	ton	30.00	6,000.00
Bituminous Materials Prime (MC-30)	1516	gal.	3.00	4,548.00
Hot-Mix Asphalt Binder Course, IL-9.5, N70, 1½"	318	ton	85.00	27,030.00
Hot-Mix Asphalt Surface Course, IL-9.5, N70, 1½"	318	ton	85.00	27,030.00
Catch Basin Type C w/Type 1 Frame & Open Lid	1	each	800.00	800.00
Storm Sewer, Type 1, 15" (RCCP)	46	l.f.	40.00	1,840.00
Storm Sewer, Type 1, 54" (RCCP)	167	l.f.	125.00	20,875.00
Precast Reinforced Concrete Flared End Section, 15"	1	each	400.00	400.00
Precast Reinforced Concrete Flared End Section, 54"	2	each	2,500.00	5,000.00
Abandon Existing 36" RCCP in Place	2	each	1,000.00	2,000.00
Stone RipRap, Class A3	100	s.y.	50.00	5,000.00
Trench Backfill	115	c.y.	18.00	2,070.00
Storm Sewer Terminal, Type 2	2	each	500.00	1,000.00
Railroad Track Removal	150	l.f.	50.00	7,500.00
Manhole to be Adjusted	1	each	300.00	300.00
Topsoil, Seeding, Mulch	2	acre	8,000.00	16,000.00
TOTAL CONSTRUCTION COST				202,114.25
Engineering				30,000.00
Engineering	l.s.			30,000.00
ROW Acquisition	l.s.			55,000.00
				293,114.25

Prepared July 12, 2007
 by Ray R. Christensen

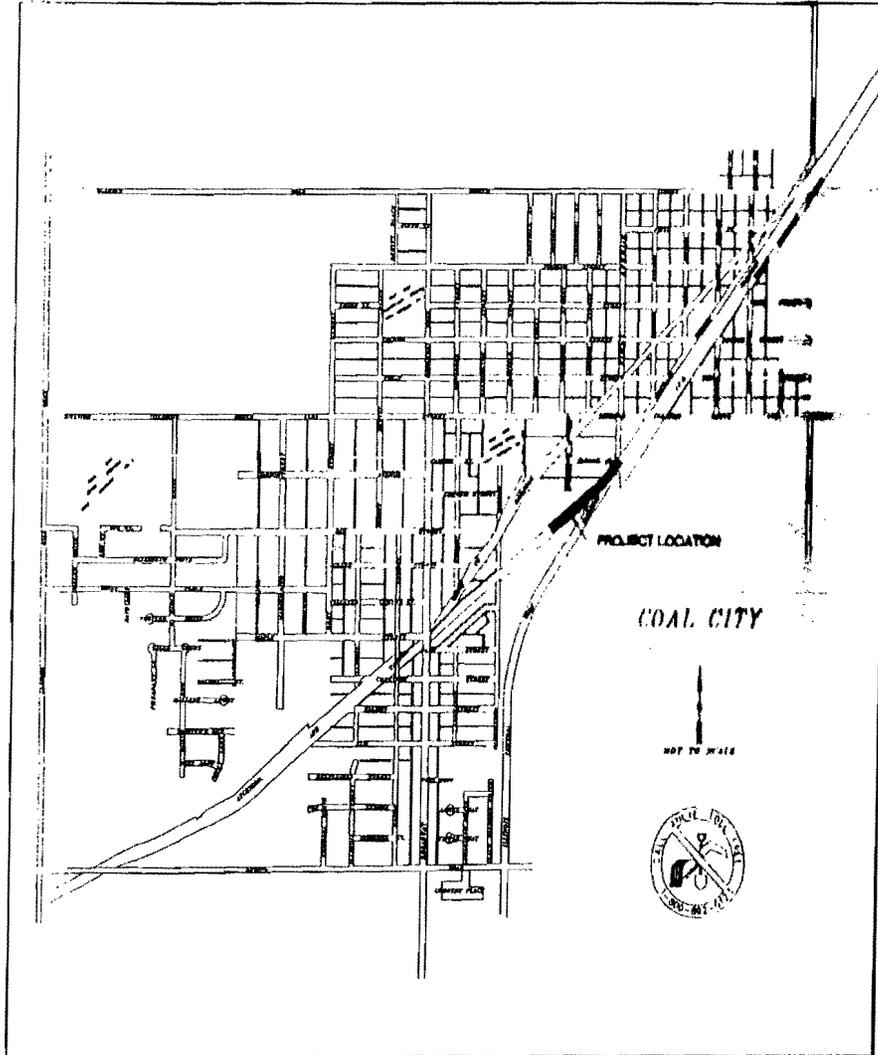
CHAMLIN
 ASSOCIATES

Peru & Morris Illinois

Remarks This estimate is for 1st Avenue terminating in a
cul-de-sac. If roadway is extended to connect to Vermillion
Street to create a thru street add \$40,000

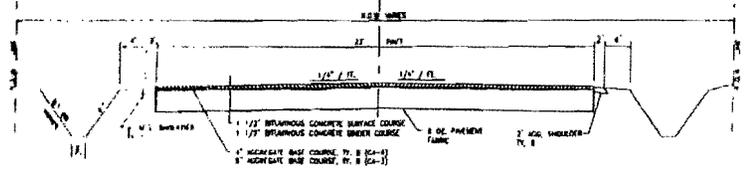
284,479.25

VILLAGE OF COAL CITY, GRUNDY COUNTY, ILLINOIS FIRST AVENUE EXTENSION



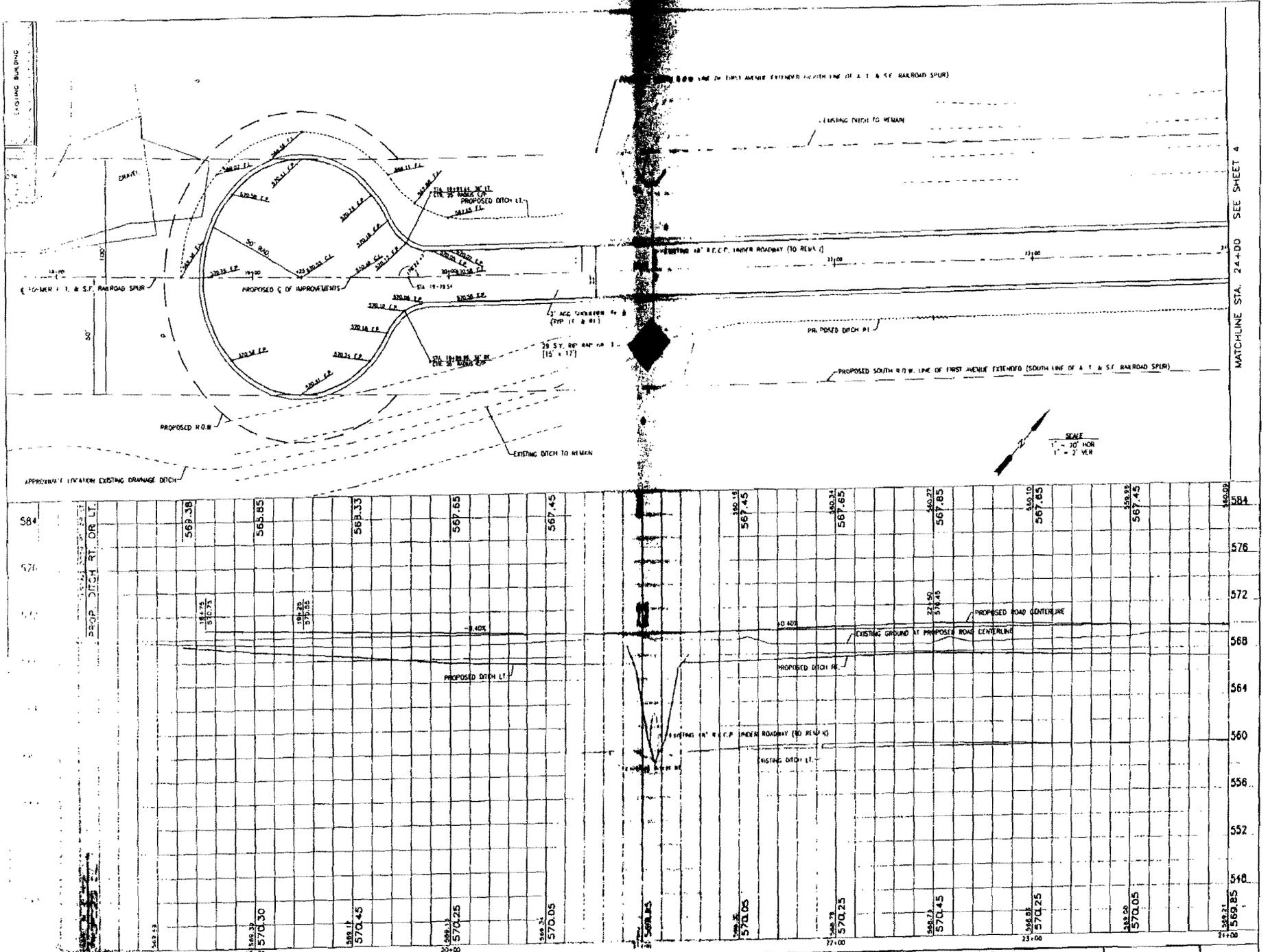
INDEX OF SHEETS	
SHEET NO.	DESCRIPTION
1	TITLE SHEET AND LOCATION MAP
2	DETAILS AND SUMMARY OF QUANTITIES
3	PLAN & PROFILE (STA. 18+00 TO STA. 74+00)
4	PLAN & PROFILE (STA. 74+00 TO STA. 10+00)
5	PLAN & PROFILE (STA. 30+00 TO STA. 17+00)
6-12	CROSS SECTIONS

LEGEND	
---	BOUNDARY OF PROPERTY SHOWN
---	SECTION LINE
---	RIGHT OF WAY LINE
---	LOT LINE
---	EASEMENT LINE
---	BUILDING SETBACK LINE
---	CONC. RIGHT OF WAY MARKER
○	IRON PIPE RECOVERED
○	IRON PIPE SET
○	P.K. MARK RECOVERED
○	P.K. MARK SET
○	RAILROAD SINK RECOVERED
○	RAILROAD SINK SET
○	STONE RECOVERED
○	ROD RECOVERED
○	BRASS MONUMENT RECOVERED
○	PROPOSED STORM SEWER
○	PROPOSED WATERMAIN
○	PROPOSED SANITARY SEWER
○	PROPOSED MANHOLE
○	PROPOSED WATER VALVE
○	PROPOSED WATERMAIN BEND
○	EXISTING DITCH OR SURFACE FLOW
○	EXISTING STORM SEWER LINE
○	EXISTING SANITARY SEWER LINE
○	EXISTING WATERMAIN LINE
○	EXISTING CONTOUR & ELEVATION
○	EXISTING SPOT ELEVATION
○	EXISTING MANHOLE
○	STREET LIGHT
○	UTILITY POLE
○	GUY WIRE
○	TELEPHONE
○	TELEPHONE PEDESTAL
○	SIGN
○	FIRE HYDRANT
○	WATER SHUT OFF VALVE
○	VEGET.
○	PILE
○	CATCH BASIN
○	FLADPOLE
○	R.O.W. CORNER
○	M.T. MARKER
○	BURIED TELEPHONE
○	BURIED GAS
○	BURIED ELECTRIC
○	FENCE
○	CHAIN LINK FENCE
○	STEEL GUARD RAIL
○	RAILROAD TRACKS
○	TREE AND DIAMETER
○	PINE TREE



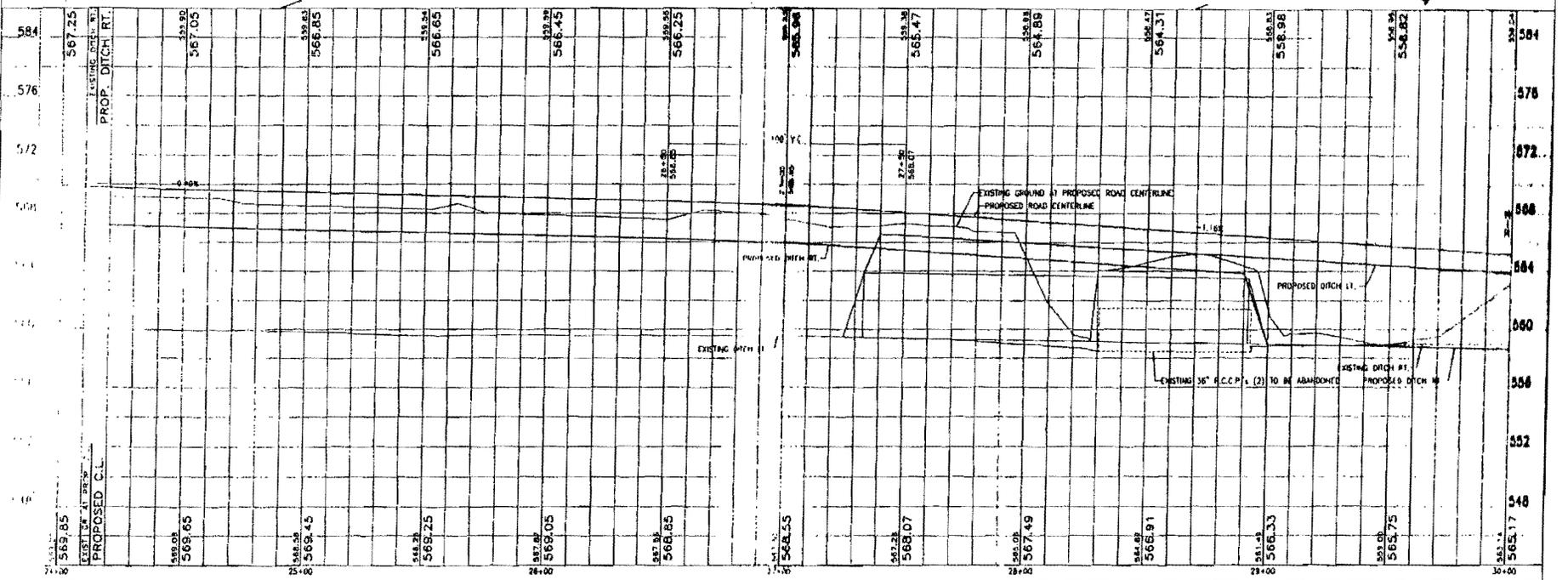
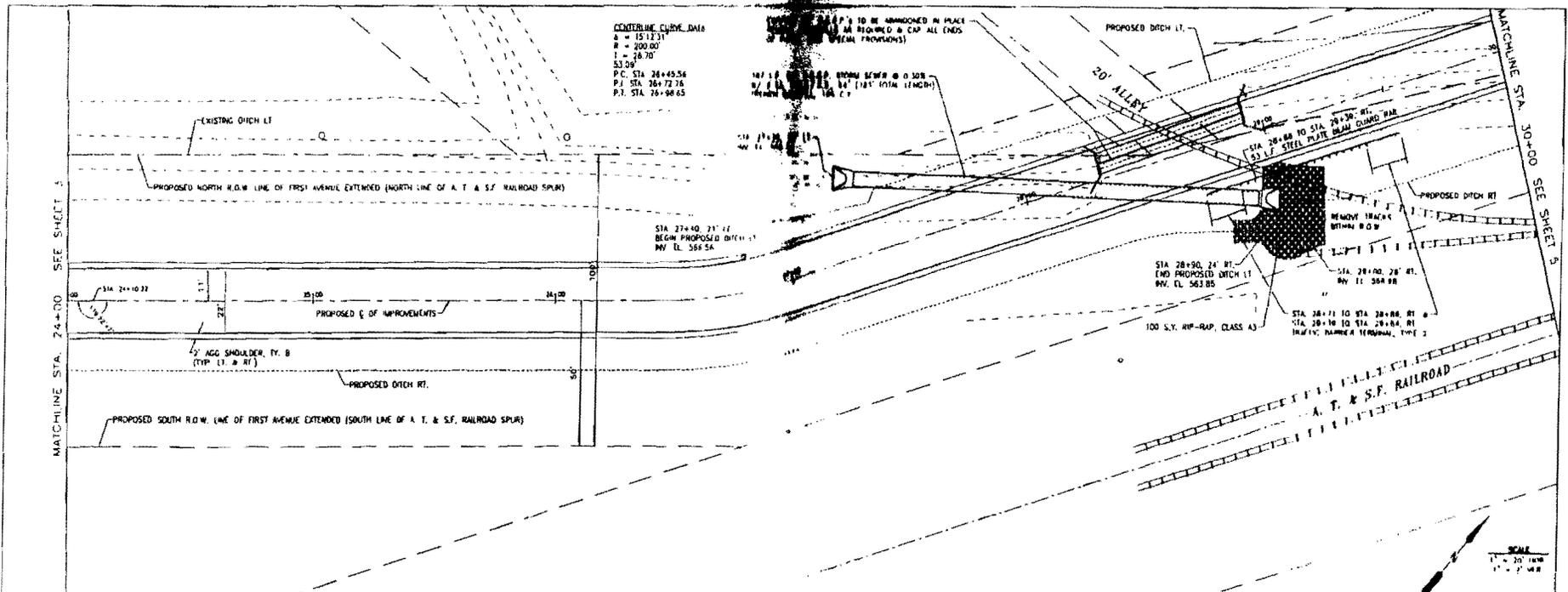
PROPOSED CROSS SECTION

740/DWG: COVER DATE: 2/12/07	REVISIONS DATE BY	CHAMLIN & ASSOCIATES PERU MORRIS ILLINOIS	FIRST AVENUE EXTENSION COAL CITY, GRUNDY COUNTY, ILLINOIS	COVER SHEET	SCALE: 1" = 20'	SHEET 1
					P&E NO.:	OF 12



REVISIONS DATE BY			PERU MORRIS ILLINOIS	FIRST AVENUE EXTENSION COAL CITY, GRUNDY COUNTY, ILLINOIS	PLAN & PROFILE STA. 18+00 TO STA. 24+00	SCALE: 1" = 20' FILE NO.:	SHEET 3 OF 12
CHAMLIN ASSOCIATES							

MATCHLINE STA. 24+00 SEE SHEET 4



CHAMLIN & ASSOCIATES PERU MORRIS ILLINOIS	FIRST AVENUE EXTENSION COAL CITY, GRUNDY COUNTY, ILLINOIS	PLAN & PROFILE STA. 24+00 TO STA. 30+00	SCALE: 1" = 20' SHEET 4 OF 12
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RESOLUTION NO. 04- 05

**VILLAGE OF COAL CITY
RESOLUTION APPROVING CLOSURE OF OAK STREET CROSSING
BY THE BURLINGTON NORTHERN AND SANTA FE RAILROAD**

WHEREAS, the Burlington Northern and Santa Fe Railway Company ("BNSF") maintains a railway crossing at Oak Street in the Village of Coal City (the "Oak Street Crossing"); and

WHEREAS, BNSF is required to improve said railway crossing for the benefit of the public safety, which improvements would include a signal and traffic gate (collectively, the "Safety Improvements"); and

WHEREAS, the Village has determined that, in lieu of making the Safety Improvements, it would be in the best interests of the residents of the Village of Coal City to close the Oak Street Crossing, provided that an alternate means for accessing the area east of the Oak Street Crossing is provided; and

WHEREAS, an alternate means for accessing the area could be provided by the southerly extension of First Avenue ("First Avenue Extension"); and

WHEREAS, BNSF is willing to pay the costs associated with the First Avenue Extension if the Village consents to closing the Oak Street Crossing; and

WHEREAS, the Illinois Commerce Commission has approved the plan to close the Oak Street Crossing subject to the completion of the First Avenue Extension; and

WHEREAS, the Village hereby agrees to take such actions as are necessary to vacate the public right-of-way across BNSF's railroad right-of-way at Oak Street at such time as the First Avenue Extension is completed;

NOW, THEREFORE, BE IT RESOLVED BY the Acting Mayor and the Board of Trustees of the Village of Coal City as follows:

1. That the above recitals are hereby incorporated into the body of this resolution and restated as though set forth herein;

2. After due consideration, the Village of Coal City hereby deems it necessary and in the best interests of the residents of the Village of Coal City to authorize the Burlington Northern and Santa Fe

Railway Company to close the Oak Street Crossing at such time as First Avenue is extended south to access the area east of the BNSF tracks, and hereby authorizes the Mayor and Village Clerk to take such action as may be necessary to vacate the public right-of-way across BNSF property.

3. This Resolution shall be effective immediately upon passage and approval as required by law.

PASSED AND APPROVED THIS 11th day of October, 2004

ATTEST

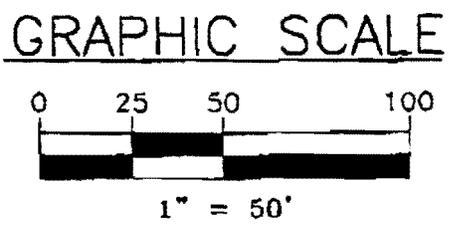
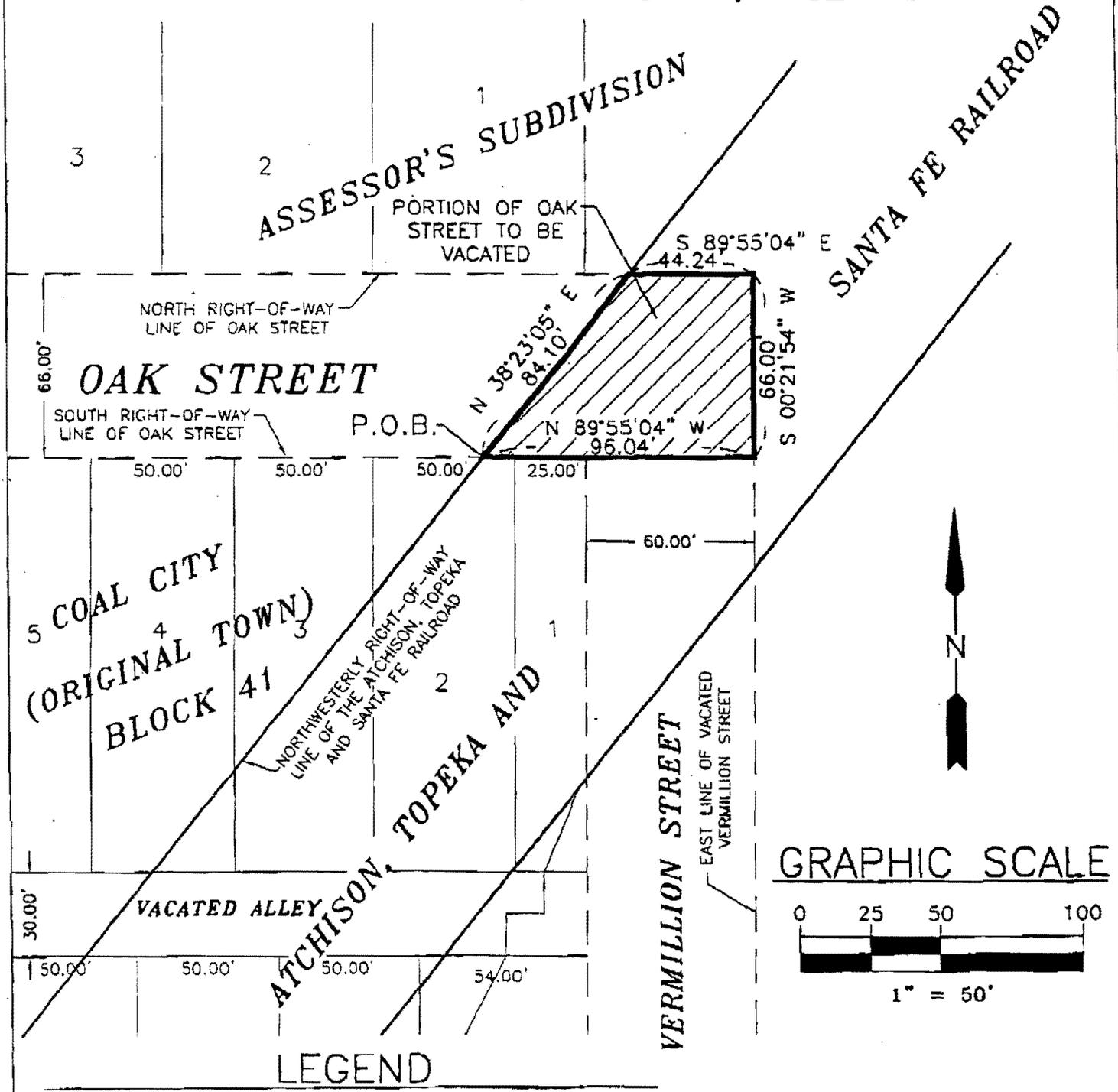
VILLAGE OF COAL CITY

By: *Pam Noffsinger*
Pam Noffsinger, Village Clerk
Joqueline Allen D.C.

By: *James Micetich*
James Micetich, Acting Mayor

coalcity
resolutn.oak st crossing

STREET VACATION PLAT OAK STREET VILLAGE OF COAL CITY, ILLINOIS



LEGEND

- BOUNDARY OF STREET VACATION
- LOT LINE
- RAILROAD RIGHT-OF-WAY
- RIGHT-OF-WAY LINE

CHAMLIN & ASSOCIATES, INC. CONSULTING ENGINEERS & LAND SURVEYORS <small>PERU ILLINOIS MORRIS</small>		
SCALE: 1" = 50'	OAK STREET VACATION COAL CITY, ILLINOIS	
DATE: 10/11/04	DRAWN BY: RGP	FILE NO.: 11147

LEGAL DESCRIPTION OF THE PORTION OF OAK STREET TO BE VACATED

That part of Oak Street lying north of and adjacent to Block 41 in the Original Town of Coal City in the West Half of the Northwest Quarter of Section 2, Township 32 North, Range 8 East of the Third Principal Meridian and lying within the right-of-way of the Atchison, Topeka and Santa Fe Railroad more particularly described as follows:

Beginning at the intersection of the south right-of-way line of said Oak Street with the northwesterly right-of-way line of the Atchison, Topeka and Santa Fe Railroad; thence North $38^{\circ} 23' 05''$ East along the northwesterly right-of-way line of said Atchison, Topeka and Santa Fe Railroad for a distance of 84.10 feet; to a point on the north right-of-way line of said Oak Street; thence South $89^{\circ} 55' 04''$ East along the north right-of-way line of said Oak Street for a distance of 44.24 feet to a point on the northerly extension of the east right-of-way line of Vermillion Street; thence South $00^{\circ} 21' 54''$ West along the northerly extension of the west line of said Vermillion Street for a distance of 66.00 feet to a point on the south right-of-way line of said Oak Street; thence North $89^{\circ} 55' 04''$ West along the south right-of-way line of said Oak Street for a distance of 96.04 feet to the PLACE OF BEGINNING, in the Village of Coal City, Grundy County, Illinois.

VILLAGE OF COAL CITY, GRUNDY COUNTY, ILLINOIS FIRST AVENUE EXTENSION



**ILLINOIS COMMERCE COMMISSION
TRANSPORTATION DIVISION / RAIL SAFETY SECTION**

PROJECT STATUS REPORT

TYPE: (CHECK ONE)

PROGRESS	<input type="checkbox"/>
COMPLETION ¹	<input type="checkbox"/>

DATE	1/14/08
------	---------

TOB -

PROJECT INFORMATION:

Reporting Party:	Village of Coal City
Docket/Order #: Date:	
Status Reports Due:	
Ordered Completion Date:	
Completion Report Due ¹ :	
AAR/DOT#, RR Milepost:	004 404J, 58.32
Street, (in/near) City, County:	Oak (Kankakee) Street in Coal City, Grundy County
Railroad Company:	BNSF

¹Completion reports involving changes to the railroad crossing must include an updated USDOT Inventory Form.

PROJECT MANAGER INFORMATION²:

Name:	Guy R. Christensen, Chamlin & Associates, Inc.
Title:	Professional Engineer
Representing:	Village of Coal City
Street Address:	221 West Washington St., P.O. Box 768
City, State, Zip:	Morris, IL 60450
Office Phone:	815-942-1402
Office Fax:	815-942-1471
Cellular Phone:	
E-Mail Address:	guyrc@chamlin.com

²Project Manager information to be submitted by Village of Coal City.

DESCRIPTION OF IMPROVEMENTS ORDERED:

- Vacate Oak Street at BNSF R.O.W. adjacent to Oka Street crossing
- Construct connecting road from Oak Street to IL Route 113 (Division Street)
- Install necessary "Road Closed" signage.

STATUS OF WORK: (use additional blank sheet, if necessary)

Mail directed to the **Rail Safety Section** or the **Director of Processing and Information**, Transportation Bureau of the Commission should be addressed to:

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

If you have questions contact:

Henry Humphries, Railroad Safety Specialist
Phone: 217/785-8423
Email: hhumphri@icc.illinois.gov

A **Form 3 Petition** can be obtained from the Illinois Commerce Commission by calling 217/782-7660 or on the web at:

<http://www.icc.state.il.us/hg/library.aspx?key=Railroad%20Safety>

United States Department of Transportation Inventory Form #6180.71 can be obtained on the web at:

<http://safetydata.fra.dot.gov/OfficeofSafety/Forms/Default.asp>

Submit Inventory forms to:

Federal Railroad Administration Office of Safety 1120 Vermont Avenue, NW Washington, DC 20590	And	Chief of Data Services Illinois Department of Transportation 2300 S. Dirksen Parkway, Room 318 Springfield, IL 62764
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**ILLINOIS COMMERCE COMMISSION
TRANSPORTATION DIVISION / RAIL SAFETY SECTION**

PROJECT STATUS REPORT

TYPE: Install AFLS/Gates/ remove abandon track.

PROGRESS	
COMPLETION ¹	

DATE	1/11/08
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T08-

PROJECT INFORMATION:

Reporting Party:	BNSF Railway Company
Docket/Order #: Date:	
Status Reports Due:	
Ordered Completion Date:	
Completion Report Due ¹ :	
AAR/DOT#, RR Milepost:	004404J, 58.32
Street, (in/near) City, County:	Oak (Kankakee) Streets, in Coal City, Grundy County
Railroad Company:	BNSF

¹Completion reports involving changes to the railroad crossing must include an updated USDOT Inventory Form.

PROJECT MANAGER INFORMATION²:

Name:	Craig Rasmussen, P.E.
Title:	Public Project Engineer
Representing:	BNSF Railway Company
Street Address:	80-44 th Avenue N. E.
City, State, Zip:	Minneapolis, MN 55421
Office Phone:	763/839-0672
Office Fax:	763/782-3061
Cellular Phone:	612/839-0672
E-Mail Address:	craig.rasmussen@bnsf.com

²Project Manager Information to be submitted by BNSF Railway Company.

DESCRIPTION OF IMPROVEMENTS ORDERED:

- Remove crossing surfaces, warning devices and install permanent barricades.

STATUS OF WORK: (use additional blank sheet, if necessary)

Mail directed to the **Rail Safety Section** or the **Director of Processing and Information**, Transportation Bureau of the Commission should be addressed to:

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

If you have questions contact:

Henry Humphries, Railroad Safety Specialist
Phone: 217/785-8423
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