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ILLINOIS COMMERCE COMMISSION

JUN 9 2010

BNSF Railway Company, Cedar Township Road District, and the State of Illinois, Department of Transportation.

ILLINOIS COMMERCE COMMISSION  
RAIL SAFETY SECTION

Stipulated Agreement regarding improving public safety at the 850N/TR 265 highway-rail grade crossing of the Company's track near Galesburg, Knox County, Illinois, designated as crossing AAR/DOT #072 974F, railroad milepost 170.05-LS11.

T09-0034

PETITION FOR SUPPLEMENTAL ORDER

NOW COMES Petitioner Cedar Township Road District ("Road District"), by and through its Highway Commissioner, Tom Wherley, and for its Petition for Supplemental Order states as follows:

1. In the Commission's Order of July 29, 2009 on page three (3), the Commission designated a completion date within twelve (12) months from the date of this Order, making a deadline July 29, 2010.
2. Due to extreme wet conditions-- both in the Fall of 2009 and thus far in the Spring of 2010, and due to the nature of the amount of dirt work needed to complete this Agreement, this project has been delayed.

WHEREFORE, the Cedar Township Road District respectfully requests that the Illinois Commerce Commission enter a Supplemental Order extending the time for all work required under the July 29, 2010 Order until July 29, 2011. The Cedar Township Road District requests that this Petition for Supplemental Order be entered without a hearing.

Respectfully Submitted,

*Tom Wherley*

Tom Wherley, Cedar Township Highway Commissioner

Dated: 6/4/10

DOCKETED

JS  
MS

JUN - 9 2010

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