

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Union Pacific Railroad Company, Auburn Township Road District, :
Sangamon County Highway Department, and the State of Illinois, :
Department of Transportation. :
: :
: :
Stipulated Agreement regarding improving public safety at the : T12-0096
Narmont Road highway-rail grade crossing of Union Pacific :
Railroad Company's track near Auburn, Sangamon County, :
Illinois, designated as crossing AAR/DOT #294 342L, railroad :
milepost 199.68-SSWNAO. :

**UNION PACIFIC RAILROAD COMPANY'S
MODIFIED POSITION AND AGREEMENT FOR ORDER**

NOW COMES UNION PACIFIC RAILROAD COMPANY ("UP"), by and through its attorney, Mack H. Shumate, Jr., and states that UP is agreeable to the following in lieu of a grant of the relief requested by UP in its 3rd Supplemental Petition filed January 21, 2015.

1. UP has no objection to modifying the Order entered on July 11, 2012, and the Supplemental Orders thereto, to authorize the Parties to cease further efforts to achieve both closure of the Narmont Road Crossing and the construction of an alternative access road; the authorization and obligation of Grade Crossing Protection funds for the payment of costs as stated in the Order and the procedure for submitting bills and payment of such costs should remain in full force and effect.

2. UP hereby Waives issuance of a Proposed Order to the extent the Order entered grants only the relief agreed to by this Response.

Dated: July 29, 2015

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that copies of the foregoing instruments were served upon the addresses listed below by U.S. Mail, or the email address provided this July 29, 2015.

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Mack H. Shumate, Jr.

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