

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE
COMMISSION

FEB 24 4 19 PM '00

TRANSPORTATION DIV.

Norfolk Southern Railway Company,)
Petitioner,)

v.)

) Docket No. T00-0015

Illinois Department of Transportation, and)
Edwards County Road District No. 6,)
Respondents.)

)
Petition to permit closing of a certain existing)
railroad crossing in Edwards County, Illinois,)
To Wit: TR 185 (MP 130.52; DOT#724696V);)
to construct an access road; and to install automatic)
flashing light signals and gates with constant)
warning circuitry at a certain existing railroad)
crossing in Edwards County, Illinois, To Wit:)
TR 18 (MP 129.94; DOT#724699R))

PETITION

NOW COMES Petitioner NORFOLK SOUTHERN RAILWAY COMPANY (hereinafter
"Norfolk Southern"), by and through its attorney, Neil F. Flynn, and petitions the Illinois Commerce
Commission stating as follows:

1. That Petitioner NORFOLK SOUTHERN RAILWAY COMPANY (hereinafter "Norfolk Southern") is a "rail carrier" operating a line of railroad in interstate and intrastate commerce including certain tracks passing through Edwards County, State of Illinois.
2. That within Edwards County, certain public streets and highways cross Petitioner Norfolk Southern's aforesaid line of railroad, including Township Road 185 (MP 130.52; DOT#724696V); Township Road 36 (MP 130.96; DOT#724695N); and Township Road 18 (MP 129.94; DOT#724699R).
3. That the aforesaid crossings at Township Road 185, Township Road 36 and Township Road 18 are subject to the jurisdiction of the Illinois Commerce Commission under the provisions of the Illinois Commercial Transportation Law (625 ILCS 5/18c-1101 et seq.).

DOCKETED

TOWNSHIP ROAD 185
(MP 130.52; DOT#724696V)

4. That Township Road 185 is a public roadway located within and subject to the jurisdiction of Edwards County Road District No. 6 (hereinafter "Road District") which accommodates statewide motor vehicular traffic;
5. That at the subject location, Township Road 185 crosses the mainline tracks of Petitioner Norfolk Southern;
6. That at this crossing, Township Road 185 runs in an approximate east-west direction, while the Norfolk Southern mainline tracks run in an approximate northeast-southwest direction. At this location, Township Road 185 crosses the subject tracks at approximately a 30°-40° angle;
7. That the subject at-grade crossing at Township Road 185 is currently protected by crossbuck signs only;
8. That the average daily motor vehicular traffic over this crossing at Township Road 185 is 75;
9. That there are approximately twenty-one (21) unscheduled train movements daily over this Township Road 185 crossing;

TOWNSHIP ROAD 36
(MP 130.96; DOT#724695N)

10. That Township Road 36 is a public roadway located within and subject to the jurisdiction of the Road District which accommodates statewide motor vehicular traffic;
11. That at the subject location, Township Road 36 crosses the mainline tracks of Petitioner Norfolk Southern;
12. That at this crossing, Township Road 36 runs in an approximate north-south direction, while the Norfolk Southern mainline tracks run in an approximate east-west direction. Township Road 36 crosses the subject tracks at approximately a 80° angle;

13. That the subject at-grade crossing at Township Road 36 is currently protected by crossbuck signs only;
14. That the average daily motor vehicular traffic over this crossing at Township Road 36 is 50;
15. That there are approximately twenty-one (21) unscheduled train movements daily over the Township Road 36 crossing;

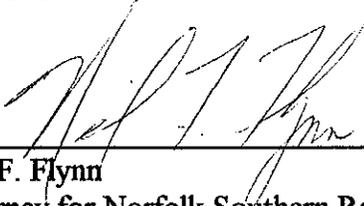
**TOWNSHIP ROAD 18
(MP 129.94; DOT#724699R)**

16. That Township Road 18 is a public roadway located within and subject to the jurisdiction of the Road District which accommodates statewide motor vehicular traffic;
17. That at the subject location, Township Road 18 crosses the mainline tracks of Petitioner Norfolk Southern;
18. That at this location, Township Road 18 runs in an approximate east-west direction, while the Norfolk Southern mainline tracks run in an approximate east-west direction. At this location, Township Road 18 crosses the subject tracks at approximately a 60° angle;
19. That the subject at-grade crossing at Township Road 18 is currently protected by crossbuck signs only;
20. That the average daily motor vehicular traffic over this crossing at Township Road 18 is 100;
21. That there are approximately twenty-one (21) unscheduled train movements daily over this Township Road 18 crossing;
22. That as measured along the tracks, the three (3) subject at-grade crossings are located approximately within one mile;
23. That the permanent closure of the at-grade crossing at Township Road 185 (DOT#724696V); the installation of automatic flashing light signals and gates with constant warning time circuitry at the Township Road 18 (DOT#724699R) at-grade crossing; and the construction of

a proposed access road from the crossing at Township Road 185 (DOT#724696V) to Township Road 36 will improve public safety and convenience at this location.

WHEREFORE, Petitioner requests that the Illinois Commerce Commission direct that this matter be set for public hearing in accordance with law and, thereafter, issue an Order 1) directing the parties to close, abandon and barricade the existing at grade crossing at Township Road 185 (DOT#924696V); 2) directing that automatic flashing light signals and gates with constant warning time circuitry be installed at the existing at grade crossing at Township Road 18 (DOT#724699R); 3) directing that the parties take all appropriate action to accomplish the construction of an access road connecting Township Road 185 and Township Road 36; and 4) directing that all costs of these proposed improvements be equitably apportioned between Petitioner Norfolk Southern and the Grade Crossing Protection Fund; and that no costs of such proposed improvements be attributable to or borne by the Road District.

NORFOLK SOUTHERN RAILWAY COMPANY,
Petitioner

By: 
Neil F. Flynn
Attorney for Norfolk Southern Railway Company

Dated: February 10, 2000

Neil F. Flynn
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Post Office Box 37
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Telephone: 217-544-0261

CERTIFICATE OF SERVICE

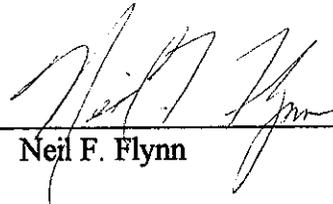
The undersigned certifies that on February 24, 2000, a copy of the foregoing instrument was served upon the following parties by depositing said instrument in the U.S. Mail, with postage thereon fully prepaid, at Springfield, Illinois, plainly addressed as follows:

Mr. James C. Slifer, Director
Division of Highways
Illinois Department of Transportation
2300 South Dirksen Parkway
Springfield, IL 62764

Edwards County Road District No. 6
C/o Gerald Longbons
Road District Commission
R.R. #1
Box 283
Albion, IL 62806

Mr. Jeff Harpring
Local Roads & Streets
Illinois Department of Transportation
2300 South Dirksen Parkway
Springfield, IL 62764

Kevin Sharpe, Director of Processing
Illinois Commerce Commission
527 East Capitol
P.O. Box 19280
Springfield, IL 62794-9280



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