

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Metropolitan Water Reclamation District of Greater Chicago, a  
municipal corporation,  
Petitioner

Vs.

T02-0078

Burlington Northern and Santa Fe Railway Company, a  
corporation of Delaware,  
Respondent

Petition for approval of Acquisition of Real Estate of Burlington Northern  
and Santa Fe Railway Company, through Exercise of Power of Eminent  
Domain. Row File Nos.: 7A and 7AA McCook.

ORDER

By the Commission:

On July 23, 2002, the Metropolitan Water Reclamation District of Greater Chicago ("Petitioner") filed the above-captioned verified petition with the Illinois Commerce Commission ("Commission"), naming as Respondent The Burlington Northern and Santa Fe Railway Company.

The matter was set for hearing and continued from time to time at the request of Petitioner. Prior to any hearing being held, the Commission was informed by letter dated November 27, 2002, that the property had been acquired and that the petition may now be dismissed.

IT IS THEREFORE ORDERED that the petition filed by the Metropolitan Water Reclamation District of Greater Chicago on July 23, 2002 be, and the same is hereby, dismissed.

IT IS FURTHER ORDERED that in accordance with Chapter 625 ILCS 5/18c-2201 and 5/18c-2206 of the Illinois Commercial Transportation Law, this is a final order subject to the Administrative Review Law.

By Order of the Commission this 8<sup>th</sup> day of January, 2003.

JUDGE	<i>ABT</i>
SECTION CHIEF	
ORDERS SUPERVISOR	<i>[Signature]</i>

*Kevin H. Wright*

Chairman