

**BEFORE THE WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION**

In the Matter of the Petition of the BNSF  
Railway to Close a Grade Crossing Located at  
Hickox Road, at Railroad Milepost 65.60 in  
Skagit County, Washington State

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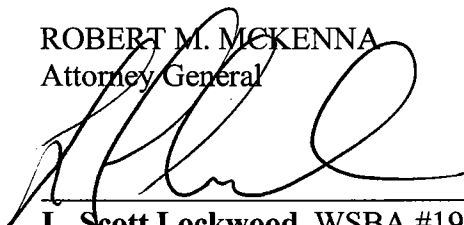
**DOCKET NO. TR-070696**

**NOTICE OF APPEARANCE**

**YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE** that the State of Washington, Department of Transportation hereby enters its appearance in the above-entitled action and requests that notice of all further proceedings, except original process, in said action be served upon the undersigned attorneys at their address below stated.

**DATED** this 14<sup>th</sup> day of June, 2007.

ROBERT M. MCKENNA  
Attorney General



**L. Scott Lockwood, WSBA #19248**  
Assistant Attorney General  
Attorney for State of Washington

DECLARATION OF SERVICE

Lisa M. Savoia states and declares as follows:

I am a citizen of the United States of America, over 18 years of age and competent to testify to the matters set forth herein. On June 14, 2007, I caused to be served by first class mail, postage prepaid, a true and correct copy of the foregoing document entitled NOTICE OF APPEARANCE on the following:

JOHN LI, MANAGER  
PUBLIC PROJECTS  
BNSF RAILWAY COMPANY  
2454 OCCIDENTAL AVE. SOUTH, SUITE 1A  
SEATTLE WA 98134-1451

BRADLEY P. SCARP, ESQ.  
1218 THIRD AVENUE, 27<sup>TH</sup> FLOOR  
SEATTLE WA 98101

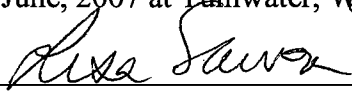
STEPHEN FALLQUIST  
SKAGIT COUNTY DEPUTY PROSECUTING ATTORNEY  
605 S. 3<sup>RD</sup> STREET  
MOUNT VERNON WA 98273

JONATHAN THOMPSON  
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BRIAN K. SNURE  
SNURE LAW OFFICE  
612 SOUTH 227<sup>TH</sup> STREET  
DES MOINES WA 98198

DATED this 14<sup>th</sup> day of June, 2007 at Tumwater, Washington.

  
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Lisa Savoia, Legal Assistant