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May 26, 2006

Vicki Elliott
Manager, Rail Safety Program
Washington Utilities and Transportation Commission
PO Box 47250
Olympia, WA 98504

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STATE OF WASH.
UTIL. AND TRASP.
COMMISSION

**RE: WUTC Docket No. TR-051922 – Grand View Road
WUTC Docket No. TR-050525 – Piert Road**

Ms. Elliott:

Enclosed herewith are two executed documents from BNSF waiving the hearing before the WUTC in the above-cited matters.

Please contact me if you would like to discuss these matters in further detail.

Respectfully,

Daniel MacDonald

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**DOCKET NO. TR-050525
WAIVER OF HEARING BY BNSF**

Having investigated the conditions existing at and in the vicinity of the grade crossing described in Docket No. TR-050525, Piert Road, and being satisfied that such conditions are substantially as described in the interrogatories and answers contained within the original petition in the docket, BNSF consents that the grade crossing should be closed and abandoned to public use. Hearing in this proceeding is hereby waived.

Dated at Seattle, Washington, on the 26th day of
May, 2006.



BNSF

By: Daniel MacDonald
Manager Public Projects