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September 8, 2009
VIA FED-EX

Dave Danner, Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Docket No. TR-090121 (BNSF Railway Company v. Snohomish County)*

Dear Mr. Danner:

Enclosed please find the original and eleven copies of five documents (Correspondence between Kelsey Endres, attorney for BNSF and Elizabeth Phinney of WSDOT; Comments on the SEPA documents by Lynn Logan; Letter from WDFW; Letter from North County Regional Fire Authority; and Notice of Action from WSDOT) as a supplement to Exhibit No. 30 (as requested by Judge Torem) in the above referenced matter. The documents have also been submitted in electronic form to <records @wutc.wa.gov>, and copies sent via electronic mail and U.S. Mail to the interested parties.

Please do not hesitate to call should you have any questions or comments.

Very truly yours,

Montgomery Scarp MacDougall, PLLC



Lisa Miller
Paralegal

enclosures

cc. Adam E. Torem
Jonathan Thompson
Justin Kasting / Matthew Otten
Lynn Logen