



WILBUR-ELLIS®

August 24, 2010

Steve Johnson
Wilbur Ellis Co.
312 Wenas
Ellensburg, WA 98926
August 24, 2010

Ms. Kathy Hunter
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive SW
Olympia, WA 98504

RE: Request for waiver of WAC 480-60-050

Dear Ms. Hunter:

Currently, our existing loadout structure only offers 6 ft. 4 ½ inches of clearance, from the centerline of the track, rather than the 8'6" required by WUTC. This structure has been present, and the spur has been serviced by BNSF Railway, without interruption, for the past 8 years.

I respectfully request a waiver for this structure.

Thank you for your assistance in this matter.

Sincerely,

Steve Johnson
Location Manager

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