


**DOCKET NO. TR-060456
WAIVER OF HEARING BY BNSF**

Having investigated the conditions existing at and in the vicinity of the proposed grade crossing described in Docket No. TR-060456, at SR397 and the tracks of BNSF at milepost 9.17, and being satisfied that such conditions are substantially as described in the docketed proposal, BNSF consents that the grade crossing be constructed and opened to public use. Hearing in this proceeding is hereby waived.

Dated at Seattle, Washington, on the 19th day of
June, 2006.



BNSF

By: Daniel MacDonald
Manager Public Projects