December 22, 2011

Terrel Anderson

Union Pacific Railroad

9451 Atkinson Street

Roseville, CA 95747

**RE: TR-112127 - Petition on Behalf of Benton County to Construct a Grade Crossing at Piert Road/UPRR Agrium Spur**

Dear Mr. Anderson:

On April 9, 2010, Benton County filed a petition with the Washington Utilities and Transportation Commission (Commission), seeking approval to construct a grade crossing at Piert Road/Union Pacific Railroad (UP) Agrium Spur. The Commission assigned Docket TR-100573 to this petition. On October 14, 2010, Benton County requested that this petition be severed from related dockets and that the county be allowed to withdraw the petition. On October 15, 2010, the Commission granted Benton County’s request.

Attached is a re-filing of the petition to construct a grade crossing at Piert Road/UP Agrium Spur behalf of Benton County. The Commission assigned Docket TR-112127 to this petition.

Please review the enclosed petition and respond by January 11, 2012. Your response options include:

* Support the petition – Complete the Respondent’s Waiver of Hearing form, which serves as your consent for the Commission to issue an order without further notice or hearing.
* Do not support the petition – Reply with your position and include whether you feel a hearing is necessary to resolve the issues or suggest other courses of action, such as further discussion prior to going to hearing.

You must respond with your position within 20 days of the date of this letter. If you have any questions, please contact Kathy Hunter at (360) 664-1257 or [khunter@utc.wa.gov](mailto:khunter@utc.wa.gov).

Sincerely,

David Pratt

Assistant Director, Transportation Safety

Enclosure

cc: Malcolm Bowie, Benton County (without enclosure)