



Contract Number: BF10004475  
Amendment Number: 1

## AMENDMENT 1

This Amendment 1 (the "Amendment") is entered into as of September 18, 2018, by and between **BNSF RAILWAY COMPANY**, a Delaware corporation ("BNSF"), and **County of Douglas, WA**, a political subdivision of the State of Washington ("Agency").

**WHEREAS**, BNSF and Agency are parties to the BF10004475: Spanish Castle Rd Signal Modifications, dated July 17, 2017, BNSF Contract Number BF10004475 (together with any and all modifications, supplements and amendments thereto, the "Agreement"); and

**WHEREAS**, the parties desire to amend certain provisions of the Agreement.

**NOW, THEREFORE**, in consideration of the mutual covenants exchanged herein, BNSF and Provider agree as follows:

1. **Article 1) Scope of Work:** Section 1 of the Agreement is deleted in its entirety and replaced with the following:

- a) The term "**Project**" as used herein includes any and all work related to the reconstruction/widening/construction of the Spanish Castle Road by Agency and installation of two quadrant vehicular crossing gates, two quadrant pedestrian crossing gates, and new crossing surface at US D.O.T No. 065809D, (hereinafter referred to as the "**Crossing**") by BNSF, more particularly described in Exhibit A, including, but not limited to, any and all changed to telephone, telegraph, signal and electrical lines and appurtenances, temporary and permanent track work, fencing, grading, alterations to or new construction of drainage facilities, preliminary and construction.

2. **Exhibit A** attached to the Agreement is deleted in its entirety and replaced with the attached Exhibit A.

3. **Exhibit D** attached to the Agreement is deleted in its entirety and replaced with the attached **Exhibit D**.

4. The parties may execute multiple counterparts of this Amendment, each of which will be deemed an original and all of which together will constitute one and the same instrument. The parties may exchange counterpart signatures by facsimile or electronic transmission (including



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PDF and TIF formats) and the same will constitute delivery of this Amendment with respect to the delivering party.

5. Except as amended herein, the terms and conditions of the Agreement remain in effect. Capitalized terms not defined herein have the same meaning as set forth in the Agreement.

(Signature page follows)



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BNSF and Provider have caused this Amendment to be entered into on the date stated in the introductory clause.

**County of Douglas, WA,**

**BNSF RAILWAY COMPANY**

(Signature)

(Signature)

Dan Sutton

(Name Printed)

Stephen Semenicke

(Name Printed)

Chairman, Commission

(Title)

Manager Public Projects

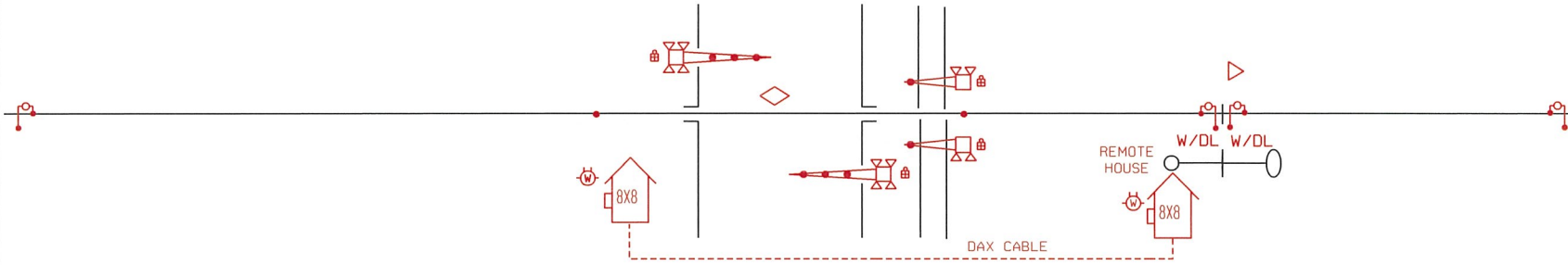
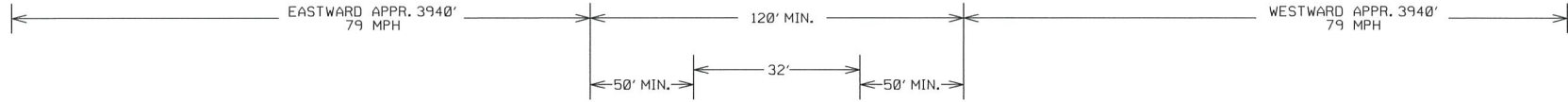
(Title)

The Burlington Northern & Santa Fe Railway Company

**Exhibit A**

WEST TO WENATCHEE

EAST TO SOOKANE



SPANISH CASTLE RD

DOT # 065 809 D

M.P. 1631.12

PROJECT #49869

INSTALL: GATES, FLASHERS & REMOTE HOUSE

CONTROL DEVICES: CONSTANT WARNING

**BOLD - IN**

~~FLASHERS~~ - OUT

SALVAGE: NONE



	INSTRUMENT HOUSE
	BELL
	METER
	CROSSING CONTROL CONNECTIONS
	BIDIRECTIONAL CROSSING CONTROL
	UNIDIRECTIONAL CROSSING CONTROL
	COUPLER OR TERMINATION
	GUARD RAIL

Warning device placement:  
 Clearance to C.L. Track = Min. 12'  
 Edge of Road to C.L. Foundation:  
 Min. 4'3" with curb.  
 Min. 8'3" without curb,  
 Max. 12'  
 House Clearance:  
 25' Min. to Near Rail  
 30' Min. to Edge of Road  
 ALL LIGHTS TO BE LED

**BNSF RAILWAY CO.**  
 LOCATION: WENATCHEE, WA.  
 STREET: SPANISH CASTLE RD  
 LS: 0037  
 M.P. 1631.11  
 DOT # 065809D  
 DIVISION: NORTHWEST  
 SUBDIVISION: COLUMBIA RIVER  
 KANSAS CITY  
 NO SCALE  
 DATE: 06/18/2018  
 FILE: 49869-STATESKETCH-.dgn  
 JFK

# Exhibit D

## AUTHORITY FOR EXPENDITURE

(FOR INTERNAL BNSF RAILWAY USE ONLY)

LOCATION : VOLTAGE	LINE SEGMENT : 37	AFE NUMBER :
PLANITEM NUMBER : 210170000	MILEPOST : 1637.11	RFA NUMBER : 5937917
PROPERTY OF : BNSF RAILWAY COMPANY	DIVISION : NW	CPAR NUMBER : CB960017
OPERATED BY : BNSF RAILWAY COMPANY	SUBDIVISION : COLUMBIA RIVER	BUDGET YEAR : 2017
JOINT FACILITY : DOUGLAS COUNTY	TRACK TYPE : S	BUDGET CLASS : 6
% BILLABLE (+/-) : 100.0	TAX STATE : WA	REPORTING OFFICE : 716
	SPONSOR : VP ENGINEERING	CENTER/ROLLUP : 28956

PURPOSE, JUSTIFICATION AND DESCRIPTION

PIP XING REHAB NWE DIV COLUMBIA RIVER SUB LS 37 LS 1631.11 DOT# 065809D - 100% BILLABLE TO DOUGLAS COUNTY - XING SURFACE REHAB - WIDEN EXISTING 32' XING TO BE 64' WIDE.

PRIMARY FUNDING SOURCE IS FHWA

\*\* BUY AMERICA(N) APPLIES \*\*

PLAN ITEM	LINE SEG	BEG MP	END MP	TRK NBR	BEGIN STATION	END STATION	PROJECT TYPE	BUD YEAR
210170000	37	1637.11	1637.11	S	VOLTAGE	VOLTAGE	PUBLIC IMPROVEMENT PROJECT	2017

	CASH CAPITAL	NONCASH CAPITAL	OPERATING EXP	REMOVAL COSTS	BILLABLE	TOTALS
LABOR COSTS	0	0	0	0	26,366	26,366
MATERIAL COSTS	0	0	0	0	44,921	44,921
OTHER COSTS	0	0	0	0	33,160	33,160
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>104,447</b>	<b>104,447</b>

SYSTEM MAINTENANCE AND PLANNING

ESTIMATE REF. NUMBER: 5937917

COSTING DATE: 05/12/2017

PRINTED ON: 05/12/2017

ESTIMATED BY: JONES

PRINTED BY: JONES



BNSF RAILWAY COMPANY  
 FHPM ESTIMATE FOR  
 DOUGLAS COUNTY

LOCATION EAST ALBUS

DETAILS OF ESTIMATE

PLAN ITEM : PSI065809D

VERSION : 5

PURPOSE, JUSTIFICATION AND DESCRIPTION

SPANISH CASTLE RD - WENATCHEE, WA; INSTALL CONSTANT WARNING / FLASHERS / GATES; NORTHWEST DIV; COLUMBIA RIVER SUBDIV; LS 37; MP 1631.11; DOT# 065809D. SEQ. #49869.

MONTHLY POWER UTILITY COST CENTER : 61504.

THE MATERIAL LIST BELOW REFLECTS TYPICAL REPRESENTATIVE PACKAGES USED FOR ESTIMATING PURPOSES ONLY.

THIS ESTIMATE IS GOOD FOR 180 DAYS. THE ESTIMATE IS SUBJECT TO CHANGE IN COST FOR LABOR, MATERIAL, AND OVERHEAD.

CONTRACTS HAVE BEEN ESTABLISHED FOR PORTIONS OF SIGNAL WORK ON THE BNSF RAILROAD.

\*\*\*\*\* SIGNAL WORK ONLY \*\*\*\*\*

THE COUNTY OF DOUGLAS, WA IS FUNDING 100% OF THIS PROJECT.

MAINTAIN PROPRIETARY CONFIDENTIALITY.

PRIMARY FUNDING SOURCE IS FHWA

\*\* BUY AMERICA(N) APPLIES \*\*

DESCRIPTION	QUANTITY U/M	COST	TOTAL \$
*****			
LABOR			
*****			
ELECTRICAL LABOR F/SIGNAL EQUIPMENT	54.0 MH	1,662	
SIGNAL FIELD - INSTALL	1704.0 MH	52,535	
SIGNAL SHOP LABOR - CAP	1.2 MH	41	
PAYROLL ASSOCIATED COSTS		31,722	
DA OVERHEADS		50,652	
EQUIPMENT EXPENSES		10,569	
INSURANCE EXPENSES		9,105	
TOTAL LABOR COST		156,286	156,286
*****			
MATERIAL			
*****			
ARRESTOR, MDSA-2 XS	1.0 EA N	689	
BATTERY, 10 VGL-255, 18 VGL-350	1.0 LS N	7,139	
BELLS	2.0 EA N	346	
BUNGALOW 8X8 W/ AC	1.0 LS N	9,032	
BUNGALOW MATERIAL	1.0 LS N	7,476	
CABLE, 12C/14	1500.0 FT N	3,810	
CABLE, 2C/6 TW	500.0 FT N	580	
CABLE, 3C/2	250.0 FT N	1,378	
CABLE, 5C/10	70.0 FT N	126	
CABLE, 5C/6	500.0 FT N	1,950	
CABLE, 7C/14	500.0 FT N	825	
CHARGERS, 12/80 (20/40/60)	2.0 EA N	1,953	
CONDUIT, PVC 4", SCH 80	150.0 FT N	449	
CONSTANT WARNING, XP4, 1TK	1.0 EA N	16,082	
ELECTRICAL MATERIAL	1.0 EA N	1,500	
EVENT RECORDER	1.0 EA N	3,216	
FIELD MATERIAL	1.0 LS N	7,372	
FILL DIRT	30.0 CY N	750	
FOUNDATION, CONCRETE	2.0 EA N	541	
GATE KEEPER	2.0 EA N	3,365	
GATE MECHANISM, S-60	2.0 EA N	10,827	
INDUCTOR, DUMMY LOAD	1.0 EA N	786	
LED LIGHT	8.0 EA N	1,445	
LIGHT OUT DETECTOR	1.0 EA N	904	
PED- BELLS	2.0 EA N	412	
PED- BUNGALOW MATERIAL	1.0 LS N	1,000	
PED- CABLE, 5C/6	250.0 FT N	1,053	
PED- CABLE, 7C/14	250.0 FT N	438	
PED- FOUNDATION, CONCRETE	2.0 EA N	547	
PED- GATE MECH, S-60	2.0 EA N	10,941	

PED- LED LIGHT	4.0 EA N	731	
PED- RELAY	2.0 EA N	1,500	
RELAY, DAX	1.0 EA N	750	
SHUNT, NBS	2.0 EA N	2,013	
SURFACE ROCK	20.0 CY N	1,000	
X REM HSE - ARRESTOR, MDSA-2 XS	1.0 EA N	689	
X REM HSE - BATTERY, 18 VGL-350	1.0 LS N	5,057	
X REM HSE - BUNGALOW 8X8 W/ AC	1.0 LS N	9,032	
X REM HSE - BUNGALOW MATERIAL	1.0 LS N	3,928	
X REM HSE - CABLE, 2C/6 TW	2000.0 FT N	2,320	
X REM HSE - CABLE, 3C/2	250.0 FT N	1,378	
X REM HSE - CABLE, 7C/14	2500.0 FT N	4,125	
X REM HSE - CHARGER, 12/80 (20/40/60)	1.0 EA N	977	
X REM HSE - CONSTANT WARNING, XP4, 1TK	1.0 EA N	16,082	
X REM HSE - CONVERTOR, 10-10	1.0 EA N	182	
X REM HSE - FIELD MATERIAL	1.0 LS N	4,832	
X REM HSE - FILL DIRT	30.0 CY N	750	
X REM HSE - FILTER, TRACK	2.0 EA N	470	
X REM HSE - GENERATOR, ACG-3	1.0 EA N	306	
X REM HSE - INDUCTOR, DUMMY LOAD	1.0 EA N	786	
X REM HSE - RELAY, DAX	1.0 EA N	750	
X REM HSE - SHUNT, NBS	2.0 EA N	2,013	
X REM HSE - SURFACE ROCK	20.0 CY N	1,000	
USE TAX		14,865	
OFFLINE TRANSPORTATION		1,956	
		<hr/>	
TOTAL MATERIAL COST		174,424	174,424
*****			
OTHER			
*****			
AC POWER SERVICE	1.0 EA N	7,000	
BUNGALOW, WIRE AND TEST	1.0 LS N	9,956	
CONTRACT ENGINEERING	1.0 LS N	12,000	
DIRECTIONAL BORING	150.0 FT N	7,500	
PED- CONTRACT ENGINEERING	1.0 LS N	8,000	
PED- DIRECTIONAL BORING	150.0 FT N	7,500	
		<hr/>	
TOTAL OTHER ITEMS COST		51,956	51,956
PROJECT SUBTOTAL			382,666
CONTINGENCIES			38,266
BILL PREPARATION FEE			4,210
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GROSS PROJECT COST			425,142
LESS COST PAID BY BNSF			0
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TOTAL BILLABLE COST			425,142