

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

BNSF RAILWAY COMPANY,
Petitioner

vs.
YAKIMA COUNTY,

Respondent,

YAKAMA NATION,

Intervenor.

DOCKET NO: TR-140382 and
DOCKET NO: TR-140383

PREFILED TESTIMONY OF
TERRY STEPHENS

Q: What is your name and business address?

A: My name is Terry Stephens. My business address is currently 4920 N. Railroad
Avenue, Pasco, Washington.

Q: Who do you work for?

A: BNSF Railway Company.

Q: How long have you worked for BNSF?

A: It will be nine years in January 2015.

1 Q: Please tell the Commission the jobs you've had working for the railroad, and the
2 approximate dates.

3 A: I was Terminal Trainmaster from January 2006 through November 2010, and Division
4 Trainmaster from December 2010 to the present.

5

6 Q: You've been a Division Trainmaster for three years. What are your duties and
7 responsibilities, generally?

8 A: I currently have territory responsibilities which include the rail between Pasco and
9 Ellensburg. I supervise train crews for compliance with safety and federal regulations.

10

11 Q: Where are you from, Mr. Stephens?

12 A: I was born and raised in Toppenish, Washington. I had lived in/around the Toppenish
13 area my entire life, except for four years away in the military and the last 12 years
14 where I had lived in Grandview and Kennewick; I currently reside in Kennewick. Both
15 for personal and professional reasons, I travel regularly in and around the Toppenish
16 area.

17

18 Q: Have you ever worked in a job related to farming or agriculture?

19 A: Yes, from 1997 to 2005, I worked at Del Monte Foods in Toppenish. I started in 1997
20 working "full time seasonally," and that fall they offered me a full time Supervisor
21 position within the facility. I oversaw the production plant and electrical maintenance.
22 The following summer, I was promoted from a department supervisor to a shift
23 supervisor within the facility. I was one of three who oversaw daily production,
24 processes, and maintenance activities.

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26 Q: Is it common to see farm vehicles and equipment on roads and highways in and around
27 Toppenish?

A: Absolutely.

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Q: Is that true all year long?

A: Some times of the year it is more common than others. I see farm-related vehicles and equipment on the roads and highways early in the year during field preparation and throughout the summer/fall during harvest.

Q: Can you describe the types of vehicles and equipment you see?

A: Yes. I routinely see very slow trucks hauling produce, tractors hauling plows, self-propelled pea- and corn-harvest equipment, and combines, for example. There is a lot of variety of farm vehicles and equipment around Toppenish.

Q: Where do you see vehicles and equipment like that?

A: All around the Toppenish area, driving on side and back roads, as well as driving on highways and the shoulders of highways. I've even seen farm vehicles driving on the shoulder on Interstate 82 near Toppenish.

Q: Are you familiar with N. Meyers Road and Satus-Longhouse Road, southeast of Toppenish?

A: I am.

Q: Do you see farm vehicles and equipment, as you've just described, on and around Highway 22 between N. Meyers Road and Satus-Longhouse Road?

A: Yes.

Q: Are you familiar with the Stevens Road and Barnhart Road at-grade railroad crossings southeast of Toppenish?

A: I am.

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Q: What is the track speed for freight trains at the Stevens and Barnhart Road grade crossings?

A: Forty nine (49) miles per hour.

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DECLARATION

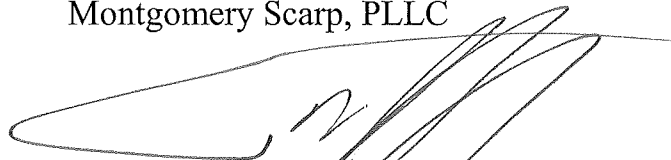
I, Terry Stephens, declare under penalty of perjury under the laws of the State of Washington that the foregoing PREPARED TESTIMONY OF TERRY STEPHENS is true and correct to the best of my knowledge and belief.

DATED this 7th day of ~~October~~^{Plus}, 2014, at Pasco, Washington.
November


TERRY STEPHENS

DATED this 12th day of November, 2014.

Montgomery Scarp, PLLC



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CERTIFICATE OF SERVICE

I am over the age of 18; and not a party to this action. I am the assistant to an attorney with Montgomery Scarp, PLLC, whose address is 1218 Third Avenue, Suite 2500, Seattle, Washington, 98101.

I hereby certify that the original and 3 copies of PREFILED TESTIMONY OF MICHEAL E. TYCKSEN has been sent by FedEx to Steven King at WUTC and a PDF version filed electronically. I also certify that true and complete copies have been sent via electronic mail to the following interested parties:

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I declare under penalty under the laws of the State of Washington that the foregoing information is true and correct.

DATED this 31st day of December 2014 at Seattle, Washington.



Lisa Miller, Paralegal