



Public Service Commission

State of North Dakota

COMMISSIONERS

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Executive Secretary
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600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
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28 October 2008

Brian J Sweeney
Bnsf Railway Company
325 Cedar St. Suite 620
Saint Paul, MN
55101-1012

Re: Ray Farmers Union Elevator Rail Clearance Variance

Dear Mr. Sweeney:

J-Sons Inc. has filed the enclosed application for a variance from the state's rail clearance law for an infringement into the rail clearance at the Ray Farmers Union Elevator in Ray, North Dakota.

Your input concerning this application would be appreciated. If I do not hear from you by November 13th I will assume that you are not opposed to the requested variance.

Best regards,

Annette Bendish
Legal Counsel

enclosure

JGH

2 RR-08-833 Filed: 10/28/2008 Pages: 4
Letter to BNSF re. Application for Variance

Public Service Commission

Annette Bendish



J-SONS INC., CONTRACTORS

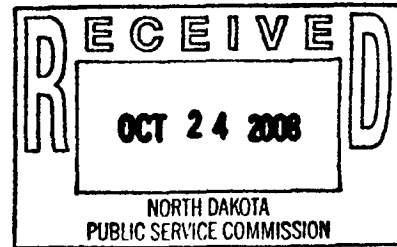
1100 Industrial Drive ● Bismarck, ND 58501 ● Phone (701) 224-1164 ● FAX (701) 258-5684

EMAIL jsonsinc@jsonsinc.com ● WEBSITE www.jsonsinc.com

- BUILDING IN CONCRETE, WOOD OR STEEL
- FERTILIZER PLANTS
- GRAIN ELEVATORS
- FEED MILLS

October 24, 2008

Public Service Commission
Attention: Executive Secretary
600 E Boulevard Ave Dept 408
Bismarck, ND 58505-0480



RE: Ray Farmers Union Elevator Rail Clearance Variance

Dear Executive Secretary,

Enclosed please find Section Drawing and Bulk Weigher Site Plan Drawing G-4 for explanation of infringement into the rail clearance at the Ray Farmers Union Elevator in Ray, ND. We are requesting a 3 ¼ inch rail variance infringement.

Sincerely,

Mike LaBere,
Vice President,
J-Sons Inc.

MLL/srd
Enclosures

