



Public Service Commission
State of North Dakota

COMMISSIONERS

Susan E. Wefald, President
Kevin Cramer
Tony Clark

Executive Secretary
Darrell Nitschke

600 E. Boulevard Ave. Dept 408
Bismarck, North Dakota 58505-0480
Web: www.nd.gov/psc
E-mail: ndpsc@nd.gov
TDD 800-366-6888 or 711
Fax 701-328-2410
Phone 701-328-2400

28 October 2008

John Risch
United Transportation Union
750 Augsburg Ave.
Bismarck, ND 58504

Re: Ray Farmers Union Elevator Rail Clearance Variance

Dear Mr. Risch:

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. I have sent a letter to BNSF asking if they oppose the request and have asked that they reply by November 13, 2008.

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

3 **RR-08-833** Filed: 10/28/2008 Pages: 4
**Letter to United Transportation Union re. Application
for Variance**

Public Service Commission

Annette Bendish



J-SONS INC., CONTRACTORS

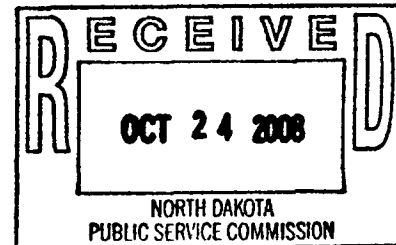
1100 Industrial Drive ● Bismarck, ND 58501 ● Phone (701) 224-1164 ● FAX (701) 258-5684

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 ¾ inch rail variance infringement.

Sincerely,

Mike LaBere,
Vice President,
J-Sons Inc.

MLL/srd
Enclosures

1 RR-08-833 Filed: 10/24/2008 Pages: 3
Request for Variance

Ray Farmers Union Elevator Company
Mike LaBere

RECEIVED
OCT 24 2008
NORTH DAKOTA
PUBLIC SERVICE COMMISSION

