

**A RESOLUTION OBJECTING TO THE
PROPOSED ACQUISITION OF THE E, J&E WEST COMPANY BY
THE CANADIAN NATIONAL RAILWAY CORPORATION
(SURFACE TRANSPORTATION BOARD – FINANCE DOCKET NO. 35087)**

WHEREAS, the Dunham North Homeowners Association is an Association of Homeowners ("Association") representing the Dunham North Subdivision and is located within the Village of Wayne; and

WHEREAS, on October 30, 2007, the Canadian National Railway Corporation, along with its U.S. subsidiary, Grand Trunk Corporation (collectively, "CN"), filed an application with the federal Surface Transportation Board ("STB") seeking approval to acquire the EJ&E West Company, a wholly owned subsidiary of the Elgin, Joliet and Eastern Railway Company (collectively, "E, J&E"); and

WHEREAS, the proposed acquisition by CN would involve shifting a significant amount of train traffic that currently moves over CN's rail lines in the City of Chicago to sections of the E, J&E rail lines west and south of the City of Chicago, including a segment that runs through the Village of Wayne; and

WHEREAS, the increase in freight train traffic resulting from the proposed acquisition by CN will create adverse impacts on the communities along the EJ&E rail line, including, but not limited to, increased noise and vehicle travel delays; and

WHEREAS, the projected increased volume of train traffic and rail related operations will result in more frequent blockage of the at-grade crossing as Smith, Army Trail and Stearns Roads, will negatively impact emergency vehicle access and result in longer emergency response times in that the Smith and Army Trail Road Crossings will undoubtedly be blocked simultaneously; and

WHEREAS, CN estimates that if the proposed transaction takes place, that the average number of daily trains that run along the segment of the EJ&E rail line that bisects Wayne will increase from 4.4 to 24.4 trains per day, an increase of over 555 percent that the gross tons of freight per day that run over that segment will increase from 14,397 tons to 184,969 tons per day, an increase of over 1,285 per cent and hazardous material railroads will increase from 21.1 to 265.5 per year, an increase of over 1,285 percent; and

WHEREAS, Smith Road, Army Trail Road are local highways and Stearns Road is a county highway that run east and west through or at the edge of the Village, and intersect with the E, J&E rail line that runs north and south through the Village at at-grade rail crossings; and

WHEREAS, Smith Road has existing vehicle traffic levels of 5,300 average daily trips ("ADT") which levels are projected to increase; and

WHEREAS, Army Trail Road has existing vehicle traffic levels of 8,100 ADT which levels are projected to increase; and

WHEREAS, Stearns Road has existing vehicle traffic levels of 10,800 ADT which levels are projected to increase; and

WHEREAS, the increased amount of train traffic will interfere with the motoring public, which includes the 2,200 residents of the Village of Wayne, those residents who reside in areas adjacent to or near the E, J&E rail line, those who use Smith Road and Army Trail Road as their primary or only means of east-west travel, such roads being within less than one mile of each other, which given such distance, means both crossings could be simultaneously blocked by the 8,000' length of trains protected by the CN; and

WHEREAS, Stearns Road is a major arterial highway which will carry vehicles to and from the Stearns Road Bridge crossing over the Fox River, which Bridge is in the beginning stages of construction, the blocking of which by one train per hour would drastically frustrate years of efforts by the federal and state governments Kane County, the Village of Wayne and its surrounding sister communities to improve traffic flows in the region; and

WHEREAS, the projected increased volume of train traffic and rail related operations will result in more frequent blockage of the at-grade crossing as Smith, Army Trail and Stearns Roads, will negatively impact emergency vehicle access and result in longer emergency response times in that the Smith and Army Trail Road Crossings will undoubtedly be blocked simultaneously; and

WHEREAS, such increased volume of train traffic will negatively impact bus transportation of students at the Wayne Elementary School, resulting in increased hazards to students and interfering with school bus routes; and

WHEREAS, the proposed acquisition will have significant secondary and cumulative effects on Wayne and the northwest suburban region in that the planned Metra Suburban Transit Access Route (the "Star Line") that is proposed to utilize the E, J&E railroad corridor to provide north-south commuter rail service to connect the northwest suburbs to other existing Metra commuter lines will likely be jeopardized and the future opportunity to provide a new dynamic mobility for residents, workers and visitors in the suburban region will likely be lost if the proposed acquisition takes place; and

WHEREAS, all the effort toward creating the first commuter rail line in northeastern Illinois designed specifically to address suburb-to-suburb commutes will likely become a casualty of the proposed CN acquisition, if it takes place;

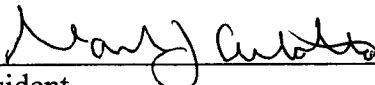
NOW, THEREFORE BE IT RESOLVED by the President and Board of Directors of the Dunham North Homeowner's Association, Wayne, Illinois, as follows:

SECTION 1: That the Association urges that the Section of Environmental Analysis (the "SEA") of the Surface Transportation Board (the "STB") include and examine the issues, concerns and comments set forth in this Resolution for the draft Environmental Impact Statement and final Environmental Impact Statement (collectively, the "EIS"), and that said comments and concerns be considered and addressed in the EIS, and by the STB.

SECTION 2: The Dunham North Homeowner's Association does hereby formally object to the proposed acquisition of the E, J&E by CN, and urges the Surface Transportation Board to disapprove the proposed transaction based on the negative impact it will have on the Village of Wayne, its residents, and the region.

SECTION 3: That the STB allow not less than 120 days for comments on the draft EIS.

SECTION 4: That the Secretary is hereby authorized and directed to send a copy of this Resolution to the Village Clerk of the Village of Wayne.



President

ATTEST:



Secretary