

INDIANA DEPARTMENT OF TRANSPORTATION

Driving Indiana's Economic Growth

100 North Senate Avenue
Room N758
Indianapolis, Indiana 46204-2216 (317) 232-3166 FAX: (317) 232-0238

Mitchell E. Daniels, Jr., Governor
Karl B. Browning, Commissioner

November 28, 2007

BY E-FILING

The Honorable Vernon A. Williams, Secretary
Surface Transportation Board
Office of the Secretary
395 E. Street, S.W.
Washington, DC 20423-0001

RE: Finance Docket No. 35087, Canadian National Railway Company and Grand Trunk Corporation – Control – EJ&E West Company

Dear Secretary Williams:

Enclosed for filing in the above-referenced docket is a letter by Karl B. Browning, Commissioner of the Indiana Department of Transportation.

Sincerely,

Mark G. Ahearn,
Chief Legal Counsel Deputy Commissioner

Enclosure

cc: All parties of record



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The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
Office of the Secretary
395 E Street, S.W.
Washington, DC 20423-0001

**RE: Finance Docket No. 35087, Canadian National Railway Company and
Grand Trunk Corporation – Control – EJ&E West Company**

Dear Secretary Williams:

Please accept this letter as a notice that I intend to participate in the above referenced proceeding as a Party of Record. I request to be added to the service list, and receive copies of all motions, pleadings, correspondence and other filings made in connection with the above-referenced proceeding.

Additionally, I take this opportunity to comment on the Canadian National Railway Company and Grand Trunk Corporation's request that the Surface Transportation Board (STB) treat this transaction as "minor" under the STB's rules 49 C.F.R. Section 1180.2. I believe that the STB should treat this case as a "significant" transaction rather than a "minor" transaction. This purchase will likely result in significant rail traffic increases in Indiana, particularly between the Kirk Yard and Griffith, which will result in transportation congestion near crossings, construction and safety issues, as well as impact the environment and economic development. A "significant" transaction determination would give those affected in Indiana, as well as the Indiana Department of Transportation, the opportunity to assess the impacts of the proposed purchase and comment accordingly.

I thank you for your consideration of this regionally important railroad purchase, and I look forward to working with all parties to ensure that this purchase considers all impacts on Indiana and all affected communities.

The Honorable Vernon A. Williams

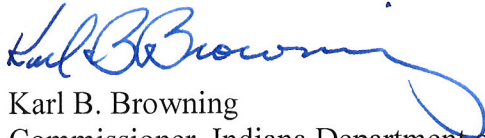
November 28, 2007

STB Docket # FD-35087

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By my signature below, I certify that I have caused this Notice of Intent to Participate to be served on the parties of record in this proceeding, as reflected in the attached document.

Sincerely,



Karl B. Browning
Commissioner, Indiana Department of Transportation

Enclosure

cc: All Parties of Record

Certificate of Service

I herby certify that the foregoing Notice of Intent to Participate is being served by United States mail, on the following:

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Ross, Harold A.

Brotherhood Of Locomotive Engineers
And Trainmen
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Cleveland, OH 44113

Wolly, Michael S

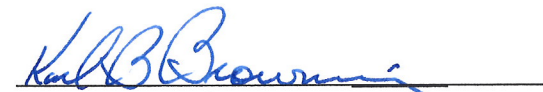
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Lukmann, Iii, L. Charles

Harris Welsh & Lukmann
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Lisak, Andrew

The Development Association
1401 Tower Ave., Suite 302
Superior, WI 54880



Karl B. Browning
Commissioner, Indiana Department of
Transportation

Affirmation In Lieu of an Oath

I, Karl B. Browning, declare under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this pleading.
Executed on November 28, 2007.



Karl B. Browning,
Commissioner, Indiana Department of Transportation