



March 05, 2019

Brooks County, etc
CCSJ 0102-07-045
Actual CSJ 1429-01-035
DOT 435689M, RRMP 28.65
FM 2557 in San Juan, Texas
Mission Subdivision

Mill and Overlay Notification

Mr. Barry McClure
Executive Vice President
Iron Horse Resources
Rio Valley Switching Company
1575 North Green Mount Road, Suite 300
O'Fallon, Illinois 62269-1073

Dear Mr. McClure:

Please be advised that the State and/or the State's Contractor plan to perform at the State's expense, necessary maintenance work at the above-referenced location. This work consists of installing, maintaining traffic control devices, milling and overlay of the roadway, pavement markings at the Railroad crossing.

This letter is your company's authority to provide flagging of trains as needed for safe operation and work conditions. Under terms of this agreement, you are authorized to charge an estimated \$500 per day for railroad flagging. The actual cost to your company will be reimbursed on a force account basis. Higher rates may be approved for overtime work or flagging performed at night or on weekends and holidays. The estimated time frame for work to be performed in this area is four (4) days for a total estimate amount of \$2,000. Reimbursement to your company is at actual cost based on reasonable, usual, and verifiable audited overhead rates. The Railroad may submit monthly bills, prepared in satisfactory form, for work performed as described in this agreement. Payment will be made within thirty (30) days from the State's receipt and approval of the Railroad's request for reimbursement.

The State shall require the State's Contractor to provide Railroad Protective Liability Insurance and a Right-of-Entry Agreement before commencing any work on Railroad's property.

To arrange flagging, the State shall require the State's Contractor to contact Patrick Johnson at (956) 971-9111 or email address patrick@riovalleyswitching.com before beginning any work on this project.

Should you need a local TxDOT contact for this project, please call our Pharr District Railroad Coordinator Joe Mendez, at telephone number (956) 702-6146.

OUR VALUES: People • Accountability • Trust • Honesty

OUR MISSION: Through collaboration and leadership, we deliver a safe, reliable, and integrated transportation system that enables the movement of people and goods.

An Equal Opportunity Employer

Mr. Barry McClure

March 5, 2019

Please review, print, and sign this Letter Agreement and return it to this office. After the State signs, we will email to you your copy of this agreement. Work to be performed under this Letter Agreement is authorized upon execution by both parties. The effective date is the day the signatory for the State signs and dates this Letter Agreement.

By signing this agreement, you give the State permission to have equipment and workers in the vicinity of your tracks and the State agrees to reimburse your company for flagging.

These projects are scheduled to let to contract beginning June 2019.

If you have any questions, please contact Katie DeLong, at telephone number (512) 416-3282, or me at (512) 416-2635. As always, we appreciate your time and effort.

Sincerely,

DocuSigned by:
Robert H. Travis, P.E
 _____ Date 3/11/2019
98E0B97EBAE04A7...
 Robert Travis, Branch Manager,
 Rail Highway Section Director
 Railroad Division

Rio Valley Switching Company

 By *Barry McClure* Date 3/11/2019
51DD100FB8E94A4...
 Barry McClure
 Executive Vice President
 Iron Horse Resources

Attachment

CC: Barry McClure, Iron Horse Resources
Patrick Johnson and Greg Wheeler, Rio Valley Switching Company
Joe Mendez, Gabriel Garcia, Pharr District Office, TxDOT