



MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT
 DIVISION OF TRANSPORTATION
DECLARATION

NOTE: This Declaration should be used to comply with Division rule 4 CSR 265-2.030(1)(A)4.C., relating to public access to railroad safety records.

STATE OF MISSOURI)
) SS
 COUNTY OF _____)

NAME _____

REPRESENTING _____

of lawful age, solemnly declares, under penalty of perjury, as follows:

1. I am requesting the Division of Transportation within the Department of Economic Development, State of Missouri (Division), to allow me and/or my authorized representatives to inspect and/or copy certain railroad-highway crossing records or other railroad safety records described as follows:

(Check box if continued on separate page(s), which are attached hereto and adopted by this reference as part of this declaration.)

2. The Division has informed me that the described records contain reports, surveys, schedules, lists or data compiled for the purpose of identifying, evaluating or planning the safety enhancement of railway-highway crossings pursuant to 23 U.S.C. § 130, or developing a highway safety construction improvement project which may be implemented utilizing Federal-aid highway funds.

WHEREFORE, pursuant to 23 U.S.C. § 409 (as amended) and as a condition of being allowed to inspect and/or copy the described records, I DECLARE AND PROMISE that I do not want, will not use, and will not authorize or knowingly allow any other person to use, the requested records or any information extracted therefrom for purposes of discovery, or to be admitted into evidence in a federal or state court proceeding or considered for any other purposes in any action for damages arising from any occurrence at a location mentioned or addressed in those records. I acknowledge that use of these records or information contrary to this declaration and promise may also constitute a violation of Division rule 4 CSR 265-2.030(1)(A)4.D., and may be punishable by civil and criminal penalties.

I declare, under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. (If executed on behalf of a corporation firm or other person, I am authorized to make this declaration on behalf of that corporation, firm or other person.) Executed on this _____ day of _____, 19 _____.

SIGNATURE _____

PRINT NAME _____

PRINT ADDRESS _____

MO 419-0307 (10-92)