



City of Kalispell

Post Office Box 1997 - Kalispell, Montana
59903

Telephone: (406) 758-7701 Fax: (406) 758-7758

245223

February 21, 2018

Ms. Cynthia Brown
Chief, Section of Administration
Surface Transportation Board
Office of Proceedings
395 E Street, S.W.
Washington, D.C. 20423-0001

ENTERED
Office of Proceedings
February 26, 2018
Part of
Public Record



RE: BNSF Abandonment in City of Kalispell, Flathead County, Montana, Docket No. AB 6
(Sub-No. 495X)

Dear Ms. Brown,

The City of Kalispell, Montana currently holds an Interim Trail Use Permit issued by the Surface Transportation Board and identified in the subject line of this correspondence. This permit is for that portion of Burlington Northern Santa Fe rail line that runs through the City from Milepost 1225.19 to Milepost 1226.79. The City is, at this time, seeking to extend the permit for an additional 180 days at a minimum and up to 365 days in order to complete the acquisition work that needs to be done.

Since the time the permit was issued the matters to be addressed by the City and BNSF have progressed well. The City and BNSF have agreed to many of the terms for the acquisition of the existing right of way through the City of Kalispell, as described in the attached Rail-banking NITU.

We would like to request an extension to make sure we have the time necessary to complete the acquisition. BNSF is in agreement with this request for an extension.

The City further requests a waiver of the Board's filing fees in accordance with 49 CFR 1002(e)(1) as the City is a local government entity. Thank you for your consideration.

Respectfully Submitted,

Doug Russell
City Manager

FILING FEE WAIVED

Cc: Karl Morell
BNSF Railway