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Office of
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DECISION ID NO.: 44657

DECIDED DATE: 8/10/15

SERVICE DATE: 8/10/15

APPROVED: Rachelle Campbell

☒ extended to 2/21/16

BEFORE THE
SURFACE TRANSPORTATION BOARD

Docket No. AB-1068 (Sub-No. 3X)

238951

ENTERED
Office of Proceedings
July 30, 2015
Part of
Public Record

MISSOURI CENTRAL RAILROAD COMPANY
- ABANDONMENT EXEMPTION -
IN CASS, PETTIS, BENTON, MORGAN, MILLER, COLE, OSAGE, MARIES,
GASCONADE, AND FRANKLIN COUNTIES, MISSOURI

MOTION TO EXTEND TIME TO NEGOTIATE INTERIM TRAIL USE
AND FEE WAIVER REQUEST

The Missouri Department of Natural Resources ("MDNR") hereby requests, and the Missouri Central Railroad Company ("MCRR") hereby agrees to, an extension of time consisting of an additional 180 days, or **until February 21, 2016**, for the parties to finalize and close on a trail use agreement applicable to the rail line in the above-referenced abandonment proceeding.¹ Under the decision served by the Surface Transportation Board ("Board") on February 26, 2015, the current period for negotiation of interim trail use/rail banking is set to expire on August 25, 2015.

Over the past several months, the parties have been moving forward with the various steps necessary to enable the proposed rail banking. Additional time is needed to continue and complete these steps, such as the finalization of an interim trail use agreement. The relevant parties have agreed to the terms of a Memorandum of Agreement ("MOA") to govern the

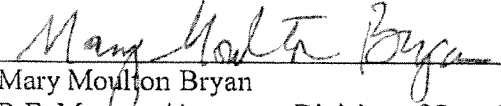
FILING FEE WAIVED

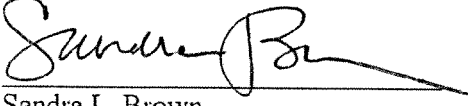
¹ See, e.g., West Michigan Railroad Company – Abandonment Exemption – In Van Buren County, Mich., STB Docket No. AB-1107X, slip op. at 2 (served April 15, 2014) ("Where...the carrier has not consummated the abandonment at the end of the previously imposed negotiating period...and is willing to continue trail use negotiations...the Board retains jurisdiction, and the NITU negotiating period may be extended.") (citation omitted).

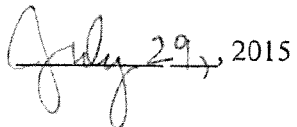
Section 106 process of the National Historic Preservation Act, but additional time is also needed to complete the various obligations set forth in the MOA.

Pursuant to 49 CFR § 1002.2(e)(1) and MDNR's status as a state agency, it is requesting the waiver of the \$450.00 filing fee for extension of the period of time to negotiate a trail use agreement.

Respectfully submitted,


Mary Moulton Bryan
R.E. Manager/Attorney, Division of State Parks
Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102
(573) 751-7987


Sandra L. Brown
David E. Benz
Thompson Hine LLP
1919 M Street, N.W., Suite 700
Washington, DC 20036
(202) 263-4101
*Attorneys for Missouri Central
Railroad Company*


July 29, 2015

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-1068 (Sub-No. 3X)

**MISSOURI CENTRAL RAILROAD COMPANY
- ABANDONMENT EXEMPTION -
IN CASS, PETTIS, BENTON, MORGAN, MILLER, COLE, OSAGE, MARIES,
GASCONADE, AND FRANKLIN COUNTIES, MISSOURI**

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of July 30, 2015, I caused a copy of The Missouri Department of Natural Resources and Missouri Central Railroad Company's Motion to Extend Time to Negotiate Interim Trail Use and Fee Waiver Request to be served upon all parties below, by first-class mail:

Honorable Vicky Hartzler
Congress Of The United States
1023 Longworth Building
Washington, DC 20515

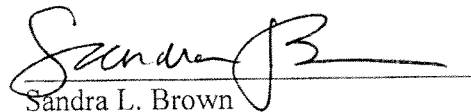
Keith Laughlin
Rails To Trails Conservancy
2121 Ward Court, NW, 5th Floor
Washington, DC 20037

Rachel Ruhlen
Missouri Bicycle And Pedestrian Federation
1709 Missouri Blvd, Suite C 200
Jefferson City, MO 65109

Blake Hurst
Missouri Farm Bureau Federation
P.O. Box 658
Jefferson City, MO 65102

Chrysa M. Niewald
Missouri Rock Island Trail, Inc.
3581 Pin Oak Estates
Owensville, MO 65066

Respectfully submitted,



Sandra L. Brown
Thompson Hine LLP
1919 M Street, N.W., Suite 700
Washington, DC 20036
(202) 263-4101
*Attorney for Missouri Central
Railroad Company*