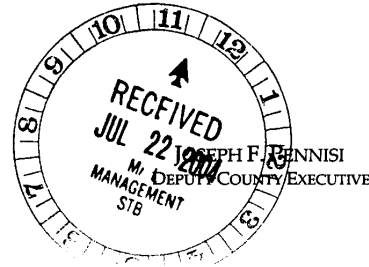


MICHAEL G. BRESLIN
COUNTY EXECUTIVE



COUNTY OF ALBANY
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July 8, 2004

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K St., NW, Room 711
Washington, DC 20423-0001

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Office of Proceedings
JUL 22 2004
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Public Record

**Re: Request for Extension - Interim Trail Use/Public Use Conditions
Delaware & Hudson Railway Company, Inc. d/b/a Canadian Pacific Railway
Abandonment, Albany County, New York
STP Doc et No. AB-156 (Sub-No. 23X)**

Dear Mr. Williams:

Delaware & Hudson Railway Company, Inc., d/b/a Canadian Pacific Railway Company filed a notice of exemption under 49 CFR 1152 Subpart F-Exempt Abandonments to abandon a 9.14 ± mile portion of railroad known as the Albany Main or Voorheesville Running Track between milepost 10.94 ± and milepost 1.8 ± in Albany County, New York. On July 8, 2003, the Surface Transportation Board granted a request by Albany County for interim trail use/railbanking and public use conditions. On December 30, 2003, the Surface Transportation Board granted a request by Albany County to extend the trail use negotiation period and the public use condition until July 10, 2004.

Albany County has held discussions with representatives of Canadian Pacific Railway Company regarding acquisition of the corridor. Additionally, Albany County has a pending grant application to the New York State Office of Parks, Recreation & Historic Preservation for funding through the Environmental Protection Fund and Land & Water Conservation Fund to assist in the acquisition. Furthermore, Scenic Hudson Land Trust, Inc., working in partnership with the County, commissioned an independent appraisal of the corridor in order to facilitate formal acquisition negotiations with Canadian Pacific Railway.

While a decision on the County's pending grant application to the New York State Office of Parks, Recreation & Historic Preservation is anticipated in the near future, and

discussions regarding the acquisition of the corridor between Canadian Pacific Railway, Scenic Hudson, and the County are ongoing, it will not be possible to complete negotiations toward conveyance of the rail corridor before the July deadline. Therefore, Albany County respectfully requests that an additional 180 days (through January 10, 2005) be granted as an extension in order to confirm the status of the County's grant request for funding assistance and to complete negotiations with Canadian Pacific Railway Company.

Should you have any questions regarding this request or require additional information, please contact Mark Fitzsimmons, Director of the Albany County Department of Economic Development, Conservation & Planning at (518) 447-5665 or mfitzsimmons@albanycounty.com.

Thank you for your time and consideration in this matter.

Sincerely,



Michael G. Breslin
County Executive

Copy to: Diane Gerth Esq., Leonard, Street and Deinard
Stephen Fisk, Canadian Pacific Railway
John Dennison, Canadian Pacific Railway
Seth McKee, Scenic Hudson Land Trust Inc.
Mark Fitzsimmons, Albany County EDCP