

KYLE RAILROAD COMPANY

A RailAmerica Company

P.O. Box 566 • 38 Railroad Avenue
Phillipsburg, Kansas 67661-0566



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Office of Proceedings

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Part of
Public Record

February 27, 2004

210252

The Honorable Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

RE: Notice of Intent of Kyle Railroad
Company to Abandon Rail Service on a
Segment of Rail Line Leased from Mid-
States Port Authority in Republic and
Washington Counties, Kansas
Finance Docket No. 30490

Dear Mr. Williams:

Enclosed for filing in the above-captioned Docket are the original and 10 copies of a Notice of Intent to Terminate Rail Service, which is being filed pursuant to 49 C.F.R. § 1150.24(a) by Kyle Railroad Company, which is the holder of a Modified Certificate of Public Convenience and Necessity, which was granted by the Interstate Commerce Commission in Finance Docket No. 30490, pursuant to 49 C.F.R. Part 1150, Subpart C.

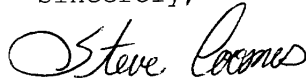
Accordingly, no action is required by the Surface Transportation Board with respect to the enclosed notice, other than to receive and file the notice, and no filing fee is required to accompany the notice.

The state of Kansas has been notified of this abandonment by notice to Mid-States Port Authority, as agent for the state of Kansas, with copies thereof being sent to the Kansas Corporation Commission and the Kansas Department of Transportation. There are no shippers to be notified.

The Honorable Vernon A. Williams, Secretary
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If you have any questions regarding this mater, please do not
hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Steve Coomes".

Steve Coomes
General Manager

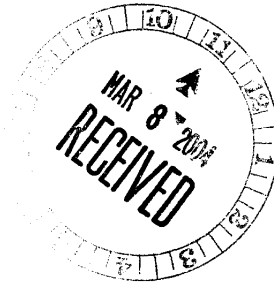
Enclosures

bc (w/copy of notice): Mike Hoeme
John Rosacker
John Maddox
John Golden
MSPA Lease Committee
Bob Alderson
Jerry Link

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NOTICE OF INTENT TO TERMINATE RAIL SERVICE

Kyle Railroad Company hereby gives notice to the Surface Transportation Board of its intent to terminate rail service, on or after the expiration of sixty (60) days from the date of this notice, on the following segment of rail line leased to Kyle Railroad Company by Mid-States Port Authority in the State of Kansas:

Between Railroad Milepost 182.0 at or near the City of Munden, Republic County, Kansas, and Railroad Milepost 170.0 located at or near the City of Mahaska, Washington County, Kansas, being also at or near the Kansas-Nebraska state line.

Kyle Railroad Company is the holder of a Modified Certificate of Public Convenience and Necessity, which was granted by the Interstate Commerce Commission in Finance Docket No. 30490 pursuant to 49 C.F.R. Part 1150, Subpart C, and notice thereof was filed in the *Federal Register* on June 6, 1984. This Notice of Intent to Terminate Rail Service is filed with the Surface Transportation Board pursuant to 49 C.F.R. § 1150.24(a), and pursuant to said regulation's requirement also to file notice with the "State," Notice of Intent to Terminate Rail Service on the above-referenced segment of rail line also has been filed with the Mid-States Port Authority. Subsection (b) of 49 C.F.R. § 1150.24 also

requires such notice to be mailed to all persons that have used the above-described segment of rail line within the six (6) months preceding the date of this notice, but no person has used said segment of rail line within that period of time.

DATED this 1st day of March, 2004.

KYLE RAILROAD COMPANY

By: Steve Coomes
Steve Coomes, General Manager