



CHICAGO CENTRAL and PACIFIC RAILROAD COMPANY

August 8, 2002

Via Overnight Mail

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

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Office of Proceedings

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Public Record

455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5504
(312) 755-7500



Re: STB Docket No. AB-314 (Sub-No. 2X), Chicago Central & Pacific
Railroad Company — Petition for Exemption for Abandonment in Linn
County, Iowa

Dear Secretary Williams:

Chicago, Central & Pacific Railroad Company ("CCP") is agreeable to a Public Use Condition being imposed in this proposed abandonment pursuant to the terms of Mayor Klopfenstein's letter of August 2, 2002, in this proceeding, which letter he submitted on behalf of the City of Marion, Iowa. Furthermore, CCP does not object to the request for an interim trail use and rail banking condition as set forth in Mayor Klopfenstein's letter. CCP intends to negotiate with the City of Marion for a possible interim trail use agreement.

CCP understands that the City of Marion, in consideration of CCP's agreement to these conditions, will recharacterize Mayor Klopfenstein's letter from a protest to one of a request for a Public Use Condition and NITU condition.

Feel free to call me at (312) 755-7954 if you have any questions. Ten copies of this letter are included in the submission to the Board.

Respectfully submitted,

Michael J. Barron, Jr.
Counsel for Chicago Central & Pacific
Railroad Company

Encls.

cc: The Honorable Victor L. Klopfenstein, Mayor of Marion, Iowa