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July 5, 2006

ENTERED
Office of Proceedings

Via Fax (202-505-9004) and U.S. Mail

JUL 10 2006

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

Part of
Public Record



Re: STB Docket No. AB-156 (Sub-No. 23X)
Delaware & Hudson Railway Company, Inc. d/b/a Canadian Pacific Railway
Company – Abandonment Exemption – in Albany County, NY

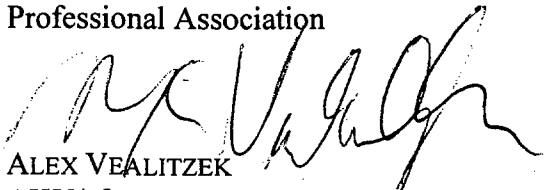
REPLY TO REQUEST TO EXTEND NEGOTIATING PERIOD

Dear Mr. Williams:

This is to advise that Canadian Pacific Railway consents to the Board's issuance of a 90-day extension (through October 9th, 2006) of the interim trail use negotiating period requested by the County of Albany, New York, in a letter to the Board dated June 29, 2006. However, as the Board has noted in its previous extension decisions, most recently by decision served February 21, 2006, the public use condition expired on January 12, 2004.

Very truly yours,

LEONARD, STREET AND DEINARD
Professional Association


ALEX VEALITZEK
AKV/sf

cc: Michael G. Breslin, County of Albany, County Executive (via fax, 518-447-5589)
Mark Fitzsimmons, County of Albany, EDCP (via fax, 518-447-5589)
Seth McKee, Scenic Hudson Land Trust Inc. (via fax, 845-473-2648)



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MICHAEL G. BRESLIN
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JOSEPH F. PENNISI
DEPUTY COUNTY EXECUTIVE

June 29, 2006

VIA FEDERAL EXPRESS OVERNIGHT

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K St., NW, Rm. 700
Washington, DC 20423-0001

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
STB Docket No. AB-156 (Sub-No. 23X)

Dear Mr. Williams:

With regard to the referenced matter, on July 8, 2003, the Surface Transportation Board granted an initial request by Albany County for interim trail use/railbanking and public use conditions. The Surface Transportation Board subsequently granted requests by Albany County to extend the trail use negotiation period and the public use condition until July 9, 2006, for the purpose of securing acquisition funding assistance through New York State Parks grant award and completing negotiations with Canadian Pacific Railway Company ("Canadian Pacific") for acquisition of the rail corridor in question.

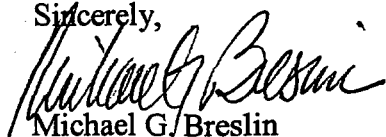
Since the most recent extension was granted, Albany County and Canadian Pacific have continued negotiations toward conveyance of the subject rail corridor, however, during that time period, progress was interrupted by the turnover of key personnel on both sides of the negotiations table, resulting in delays that precluded our ability to finalize the proposed conveyance. It is, therefore, necessary that the trail use negotiation period and the public use condition be extended for another 90 days, during which time, it is anticipated that outstanding issues will be resolved and transfer of title completed.

Given the above, Albany County respectfully requests that an additional 90 days (through October 9, 2006) be granted as an extension to complete the acquisition process between the County and Canadian Pacific. It is our understanding that Canadian Pacific is supportive of this extension.

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 and 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

cc: Alex Vealitzek, Esq., Leonard, Street and Deinard
Gerry Edwards, Canadian Pacific Railway
Seth McKee, Scenic Hudson Land Trust Inc.
Mark Fitzsimmons, Albany County EDCP