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THOMAS F. MCFARLAND

August 16, 2005



Vernon A. Williams, Secretary
Surface Transportation Board
Case Control Unit, Suite 713
1925 K Street, N.W.
Washington, DC 20423-0001

Re: Docket No. AB-103 (Sub-No. 19X), *The Kansas City Southern Railway Company*
-- *Abandonment Exemption* -- in Webster Parish, LA

Dear Mr. Williams:

Enclosed please find an original and 10 copies of Request for Issuance Of A Notice Of Interim Trail Use, for filing with the Board in the above referenced matter. A copy is being served on Applicant's representative.

The filing fee is waived for the City of Springhill, Louisiana.

Very truly yours,

Tom McFarland

Thomas F. McFarland
Attorney for the City of
Springhill, Louisiana

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cc: William A. Mullins, Esq. and David C. Reeves, Esq.
Thomas Healey, Esq.
Mr. John Herrington

FILING FEE WAIVED

ENTERED
Office of Proceedings

AUG 22 2005

Part of
Public Record

BEFORE THE
SURFACE TRANSPORTATION BOARD

THE KANSAS CITY SOUTHERN	)	
RAILWAY COMPANY --	)	DOCKET NO. AB-103
ABANDONMENT EXEMPTION -- IN	)	(SUB-NO. 19X)
WEBSTER PARISH, LA	)	

**REQUEST FOR ISSUANCE OF
A NOTICE OF INTERIM TRAIL USE**

CITY OF SPRINGHILL, LOUISIANA
101 Machen Drive
Springhill, LA 71705

Proposed Trail User

THOMAS F. McFARLAND
THOMAS F. McFARLAND, P.C.
208 South LaSalle Street, Suite 1890
Chicago, IL 60604-1112
(312) 236-0204

Attorney for Proposed Trail User

DATED: August 16, 2005

BEFORE THE
SURFACE TRANSPORTATION BOARD

THE KANSAS CITY SOUTHERN	)	
RAILWAY COMPANY --	)	DOCKET NO. AB-103
ABANDONMENT EXEMPTION -- IN	)	(SUB-NO. 19X)
WEBSTER PARISH, LA	)	

**REQUEST FOR ISSUANCE OF
A NOTICE OF INTERIM TRAIL USE**

Pursuant to 49 C.F.R. § 1152.29(a), the CITY OF SPRINGHILL, LOUISIANA (the City) hereby requests that the Board issue a Notice of Interim Trail Use (NITU), authorizing the City to negotiate with The Kansas City Southern Railway Company (KCS) during a 180-day period for railbanking and interim recreational trail use of the right-of-way involved in this proceeding.

The following is submitted in support of that request.

1. Map of the Right-of-Way (49 C.F.R. § 1152.29[a][1])

A map of the involved right-of-way is attached as Appendix 1. The right-of-way extends between Milepost 48.48, which is a short distance south of Vine Street and Estrin Street, and Milepost 49.6, which is a short distance north of Mill Street, a distance of 1.12 miles, in the City of Springhill, Webster Parish, Louisiana.

2. Willingness to Assume Financial Responsibility (49 C.F.R. § 1152.29[a][2])

In order to establish interim trail use and rail banking under 16 U.S.C. § 1247(d) and 49 C.F.R. § 1152.29, the City is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability), and for the

payment of any and all taxes that may be levied or assessed against the right-of-way owned and operated by KCS. The property extends between Milepost 48.48, which is a short distance south of Vine Street and Estrin Street, and Milepost 49.6, which is a short distance north of Mill Street, a distance of 1.12 miles, in the City of Springhill, Webster Parish, Louisiana. The right-of-way is part of a line of railroad proposed for abandonment in Docket No. STB AB-103 (Sub-No. 19X).

**3. Continuing Responsibilities; Future Reactivation of Rail Service
(49 C.F.R. § 1152.29[a][3])**

The City acknowledges that use of the right-of-way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service. A copy of this statement is being served on the railroad on the same date it is being served on the Board.

CONCLUSION AND REQUESTED RELIEF

WHEREFORE, the Board should issue a Notice of Interim Trail Use authorizing the City and KCS to negotiate for railbanking and interim recreational trail use of the right-of-way involved in this proceeding.

CITY OF SPRINGHILL, LOUISIANA
101 Machen Drive
Springhill, LA 71705

Proposed Trail User

Thomas F. McFarland

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Attorney for Proposed Trail User

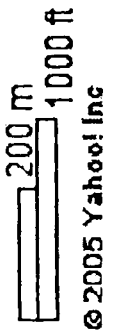
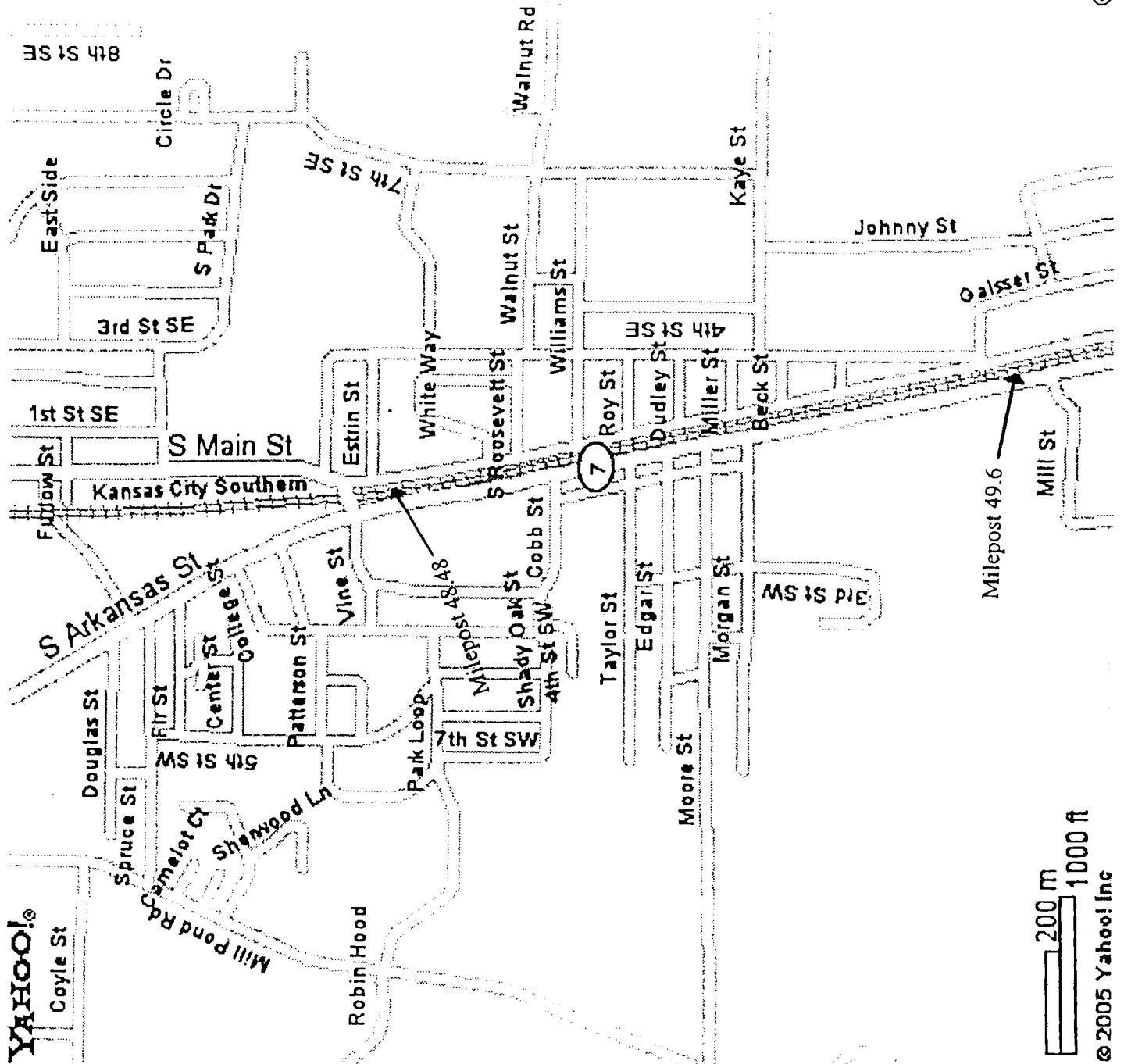
DATED: August 16, 2005

CITY OF SPRINGHILL, LA

APPENDIX 1
Docket No. AB-103
(Sub-No. 19X)

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CERTIFICATE OF SERVICE

I hereby certify that on August 16, 2005, I served the foregoing document, Request For Issuance Of A Notice Of Interim Trail Use, by first-class, U.S. mail, postage prepaid, on William A. Mullins, Esq. and David C. Reeves, Esq., Baker & Miller, PLLC, 2401 Pennsylvania Avenue, N.W., Suite 300, Washington, DC 20037.

Thomas F. McFarland

Thomas F. McFarland