

232350

 GRANTED Office of Proceedings	DECISION ID NO.: <u>42430</u>
	DECIDED DATE: <u>4/5/12</u>
	SERVICE DATE: <u>6/7/12</u>
	APPROVED: <u>Rachel D Campbell</u> Director
	☒ <u>3</u> <u>extended to 12/13/12</u>

**HUNTER / ARTHUR
PARK BOARDS**

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May 17, 2012

Cynthia T Brown
Chief of the Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

RE: Docket No. AB-6 (Sub-No. 478), BNSF Railway Company—Abandonment Exemption – in Cass County North Dakota

Dear Ms. Brown:

I am writing on behalf of the Hunter/Arthur Park Boards to request a 180 day extension of the deadline for negotiations with the BNSF Railway Company regarding the Notice Trail use in the above-captioned proceedings with respect to the 7.40-mile portion of line that extends from mileposts 68.10 and 75.50 in Cass County. Pursuant to the November 28, 2011 decision (the "Decision") of the Surface Transportation Board (the "Board"), an agreement for the interim trail use/rail banking was extended to May 28, 2012 ("Negotiating Deadline").

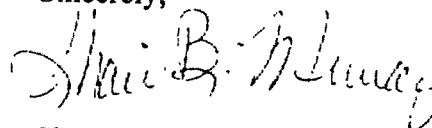
BNSF and the Hunter/Arthur Park Boards continue to seek agreement on the acquisition price regarding the NITU. The Hunter/Arthur Park Boards and BNSF wish to continue to negotiate a Purchase & Sale Agreement. Currently the Hunter/Arthur Park Boards and BNSF are continuing to negotiate the appraisal price.

The Hunter/Arthur Park Boards respectfully request an extension on the Negotiating Deadline to November 24, 2012 (i.e. 180 calendar days from the Negotiating Deadline). BNSF has acknowledged that it concurs with this request and will file a letter on concurrence once it receives a copy of this letter.

In addition the Hunter/Arthur park Boards respectfully request a waiver of the Board's filing fees in accordance with 49 CFR 1002.2(e)(1).

Thank you for your assistance.

Sincerely,



Shari B Murray
Park Board President

cc: Parties of Record

FILING FEE WAIVER