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September 10, 2013

Ms. Cynthia Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0111

ENTERED
Office of Proceedings

SEP 13 2013

Part of
Public Record



RE: STB Finance Docket 35081 *SUB No. 2*

Dear Chief Brown:

Enclosed you will please find a certified copy of Resolution 2013-14 passed by the Huron City Commission, Huron, South Dakota, on September 9, 2013.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gerald L. Kaufman, Jr.".

Gerald L. (Gerry) Kaufman, Jr.
Huron City Attorney

RESOLUTION 2013 - 14

**RESOLUTION IN SUPPORT OF THE PETITION OF THE STATE OF SOUTH DAKOTA TO THE SURFACE TRANSPORTION BOARD,
FINANCE DOCKET NO. 35081**

WHEREAS, the City of Huron is located in east-central South Dakota and a wholesale, retail, commercial center with business and agricultural needs for rail services; and

WHEREAS, Canadian Pacific Railroad owns and operates the only east to west statewide railroad service, in addition to the central and eastern United States and the major grain markets and commercial manufacturing centers; and

WHEREAS, Canadian Pacific Railroad also owns and operates the railroad line from South Dakota to Colony, Wyoming, which provides rail service to ship bentonite from the mines at Colony, Wyoming, east across South Dakota to eastern markets; and

WHEREAS, many businesses in Huron, South Dakota, in the surrounding area, and in South Dakota, both agricultural and commercial, depend upon reliable rail service to serve their needs; and

WHEREAS, the maintenance and improvement of the Canadian Pacific rail line in South Dakota, is vital to its continued operation, and

WHEREAS, when the Canadian Pacific Railroad acquired the DM&E railroad in South Dakota, the Canadian Pacific Railroad made commitments to expend capital sums to improve the railroad lines; and

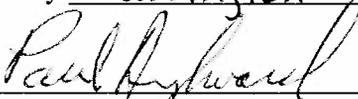
WHEREAS, the Honorable Dennis Daugaard, Governor of the State of South Dakota, through the South Dakota Department of Transportation, has petitioned the Surface Transportation Board to require the Canadian Pacific Railroad to demonstrate compliance with the commitments which the Canadian Pacific Railroad made for capital improvements and safety compliance on the railroad trackage in South Dakota at the time of the purchase thereof by the Canadian Pacific Railroad from the Dakota, Minnesota and Eastern (DM&E) Railroad;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City of Huron does support the Petition of the State of South Dakota Acting By and Through Its Department of Transportation To Enforce Canadian Pacific Railway Company's Investment Representations, and further supports the prayer for relief as set forth therein; and

IT IS FURTHER RESOLVED that the City of Huron shall prepare and furnish a certified copy of this Resolution for submission to the Surface Transportation Board of

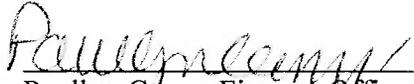
the United States in such proceeding known as Canadian Pacific Railway Company, et al.
– control – Dakota, Minnesota & Eastern Railroad Corp., et al., Finance Docket 35081.

Passed, approved and adopted this 9th day of September, 2013, on a motion
by Schneider, seconded by Harrington. Motion
carried.



Paul Aylward, Mayor

ATTEST:

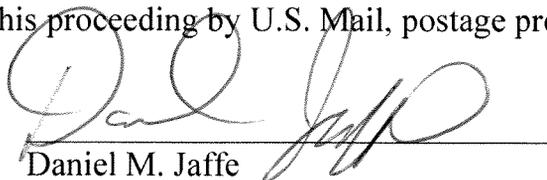


Paullyn Carey, Finance Officer



CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of September, 2013, I served copies of the forgoing on all parties of record to this proceeding by U.S. Mail, postage prepaid.


Daniel M. Jaffe