

ENTERED  
Office of Proceedings  
June 10, 2014  
Part of  
Public Record

BEFORE THE  
SURFACE TRANSPORTATION BOARD

Docket No. AB-1068 (Sub-No. 1X)

MISSOURI CENTRAL RAILROAD COMPANY  
- ABANDONMENT EXEMPTION -  
IN CASS, HENRY, JOHNSON, AND PETTIS COUNTIES, MISSOURI

MOTION TO EXTEND TIME TO NEGOTIATE INTERIM TRAIL USE

The Missouri Department of Natural Resources (“MDNR”) hereby requests, and the Missouri Central Railroad Company (“MCRR”) hereby agrees to, an extension of time consisting of an additional 180 days, or until December 30, 2014, for the parties to finalize and close on a trail use agreement applicable to the rail line in the above-referenced abandonment proceeding.<sup>1</sup> Under the decision issued by the Surface Transportation Board (“Board”) on January 8, 2014, the current period for negotiation of interim trail use/rail banking is set to expire on July 3, 2014.

Over the past several months, MCRR has taken steps to comply with the Memorandum of Agreement (“MOA”) to govern the Section 106 process of the National Historic Preservation Act and other environmental conditions imposed by the Board. Additional time is needed for the finalization of a trail use agreement and the closing of the transaction.

---

<sup>1</sup> See, e.g., West Michigan Railroad Company – Abandonment Exemption – In Van Buren County, Mich., STB Docket No. AB-1107X, slip op. at 2 (served April 15, 2014) (“Where...the carrier has not consummated the abandonment at the end of the previously imposed negotiating period...and is willing to continue trail use negotiations...the Board retains jurisdiction, and the NITU negotiating period may be extended.”) (citation omitted).

Pursuant to 49 CFR § 1002.2(e)(1) and MDNR's status as a state agency, it is requesting the waiver of the \$450.00 filing fee for extension of the period of time to negotiate a trail use agreement.

Respectfully submitted,

  
Mary Moulton Bryan  
R.E. Manager/Attorney, Division of State Parks  
Department of Natural Resources  
P.O. Box 176  
Jefferson City, MO 65102  
(573) 751-7987

  
Sandra L. Brown  
David E. Benz  
Thompson Hine LLP  
1919 M Street, N.W., Suite 700  
Washington, DC 20036  
(202) 263-4101  
*Attorneys for Missouri Central  
Railroad Company*

June 10, 2014