



GRANTED

Office of Proceedings

DECISION ID NO.: 42764
DECIDED DATE: 11/14/12
SERVICE DATE: 11/16/12
APPROVED: Rachel D Campbell

extended until
3/13/13.

HUNTER/ARTHUR PARK BOARDS

233295

PO Box 301
Hunter, ND 58048
701-874-2161
Fax: 701-874-2163
Email: smurray@dhbanknd.com

ENTERED
Office of Proceedings
November 2, 2012

October 26, 2012

Part of
Public Record

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 90 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 December 9, 2011 decision (the "Decision") of the Surface Transportation Board (the "Board"), an agreement for the interim trail use/rail banking was extended to June 7, 2012 ("Negotiating Deadline") with another extension issues in May 2012 for another 180 days extending it to December 13 2012.

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 March 13 2013 (i.e. 90 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