

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-101 (Sub-No. 17X)

DULUTH, MISSABE AND IRON RANGE RAILWAY COMPANY—ABANDONMENT  
EXEMPTION—IN ST. LOUIS COUNTY, MN

Decided: August 22, 2003

By decision served on August 23, 2002, the Board, under 49 U.S.C. 10502, exempted from the prior approval requirements of 49 U.S.C. 10903, the abandonment by Duluth, Missabe and Iron Range Railway Company (DM&IR), of a 2-mile portion of its line of railroad known as the Sliver Branch, extending between milepost S-0.0 and milepost S-2.0, in the City of Virginia (the City), St. Louis County, MN, subject to standard employee protective conditions. The August 23, 2002 decision stated that, if consummation had not been effected by DM&IR's filing of a notice of consummation by August 23, 2003, and there were no legal or regulatory barriers to consummation, the authority to abandon would automatically expire.

On August 20, 2003, DM&IR filed a request to extend, until September 23, 2003, the time to file its notice of consummation. DM&IR states that the additional time is necessary because the anticipated consummation date for the abandonment is August 22, 2003. DM&IR has shown good cause to extend the time to consummate the abandonment and for filing a notice of consummation in this proceeding. The extension request will therefore be granted.

It is ordered:

1. DM&IR's request for an extension of time to file a notice of consummation is granted.
2. The authority to abandon must be exercised, and the notice of consummation of the abandonment must be filed, on or before September 23, 2003.

3. This decision is effective on its date of service.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams  
Secretary