

EXPEDITED CONSIDERATION REQUESTED

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

232910

Docket No. AB-1068X

**MISSOURI CENTRAL RAILROAD COMPANY
-- ABANDONMENT AND DISCONTINUANCE --
IN CASS COUNTY, MISSOURI**

ENTERED
Office of Proceedings
September 4, 2012
Part of
Public Record

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 of an additional 45-day period, or until November 1, 2012, for the parties to finalize and close on a trail use agreement and to provide additional time to fulfill and remove the applicable environmental conditions related to the rail line subject to the above referenced abandonment proceeding. The current period for negotiation of interim trail use/rail banking is set to expire on September 17, 2012.

The parties have substantially agreed to the terms of a trail use agreement and have been diligently working toward closing on the transaction. A Memorandum of Agreement ("MOA") has been entered into for the Section 106 process of the National Historic Preservation Act and salvage is underway. Closing is expected to take place once that process is completed and the MOA terms are fulfilled and terminated.

Pursuant to 49 CFR §1002.2(e)(i) 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.

 GRANTED	DECISION ID NO.: <u>42663</u>
	DECIDED DATE: <u>9/17/12</u>
	SERVICE DATE: <u>9/18/12</u>
	APPROVED: <u>Rachael Campbell</u> Director
Office of Proceedings	<input type="checkbox"/>