



**MARION COUNTY COMMISSION
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233739

ENTERED
Office of Proceedings
January 29, 2013
Part of
Public Record

January 29, 2013

Via Electronic Mail

Honorable Anne K. Quinlan, Esq.
Surface Transportation Board
395 East Street, SW
Washington, DC 20423

Re: STB Docket No. AB-55 (Sub-No. 656X)—CSX Transportation Inc. –
Abandonment Exemption in Marion County, West Virginia

Dear Ms. Quinlan,

The Marion County Commission (County) requested a notice of interim trail use/rail banking for approximately 17.51 miles of railroad on its Southern Region, Huntington Division East, Fairmont Subdivision, between Barrackville, milepost BS-306.32 and Mannington, milepost BS-319.48, including the Dents Run Spur between milepost BSB 0.00 and milepost BSB 4.35, in Marion County, West Virginia in the above-captioned proceeding. The last extension of the negotiating period expired in November 2012.

A lot has transpired since the date of the last extension request. The County and CSXT have entered into an agreement for the corridor. There are a lot of details to the agreement including an environmental assessment. These details and tests are being worked out and the County and CSXT hope to have everything completed and the property transferred as quickly as possible.

Therefore, the County respectfully requests that the Board grant this extension request so that the County and CSXT continue to work toward this goal. CSXT has acknowledged its consent to this extension request and has informed the County that it will file a letter with the Board regarding this matter and its consent.

 GRANTED Office of Proceedings	PROCEEDING NO. <u>42908</u>
	DECIDED DATE: <u>2/11/13</u>
	SERVICE DATE: <u>2/12/13</u>
	APPROVED: <u>Rachel D Campbell</u> Director
	<input checked="" type="checkbox"/> <u>extended to 5/29/13</u>

In addition, the County respectfully requests a waiver of the Board's filing fees in accordance with 49 CFR 1 002.2(e)(1).

The County is efilng this letter. We apologize that this request is late. I hope, even though untimely, you consider our request. Thank you for your assistance.

Sincerely Yours,

Kris Cinalli

Kris Cinalli, County Administrator

CC: Parties of Record