

November 27, 2013

**VIA E-FILE**

The Honorable Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E Street, S.W., Room 100  
Washington, DC 20423-0001

235166  
ENTERED  
Office of Proceedings  
December 11, 2013  
Part of  
Public Record

**NOTICE OF EXTENSION OF TRAIL USE NEGOTIATION PERIOD  
FOR A PORTION OF THE LINE**

**RE: Union Pacific Railroad Company - Abandonment - From Milepost 196.7 near Essex, to Milepost 216.27 near Miner, a distance of 19.57 miles in New Madrid, Scott, and Stoddard Counties, Missouri (Essex to Miner Line); STB Docket No. AB-33 (Sub-No. 261)**

Dear Ms. Brown:

Union Pacific Railroad Company ("Union Pacific") has received a request from the City of Sikeston, (the "City"), seeking to extend the negotiation period covering the issuance of a Certificate or Notice of Interim Trail Use pursuant to 16 U.S.C. § 1247(d) and 49 C.F.R. §1152.29 for the portion of the Union Pacific's Essex to Miner Line (the "Line") from Milepost 208.95 near Sikeston to the end of the Line at Milepost 216.27 near Miner, a distance of 7.32 miles in New Madrid and Scott Counties, Missouri. A copy of the City's request for extension is attached hereto as Exhibit "A" and hereby made a part hereof. Union Pacific is willing to extend the negotiation period for that portion of the Line from Milepost 208.95 near Sikeston to the end of the Line at Milepost 216.27 near Miner for a period of 181 days to May 26, 2014.

Sincerely,



Mack H. Shumate, Jr.  
Senior General Attorney

Attachment

cc: City of Sikeston (via e-mail)

2013\_11\_27 STB 180-Day Ext.doc

**Slover & Loftus LLP**

attorneys at law

1224 seventeenth street, n. w.  
washington, d.c. 20036-3003

william l. slover  
c. michael loftus  
john h. le seur  
kelvin j. dowd  
robert d. rosenberg  
christopher a. mills  
frank j. pergolizzi  
andrew b. kolesar iii  
peter a. pfohl  
daniel m. jaffe  
stephanie m. archuleta  
of counsel  
donald g. avery

telephone:  
(202) 347-7170

fax:  
(202) 347-3619

writer's e-mail:  
dmj@sloverandloftus.com

November 14, 2013

**Via E-Filing**

Ms. Cynthia Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E. Street, S.W.  
Washington, D.C. 20423

Re: STB Docket No. AB-33 (Sub-No. 261), Union Pacific R.R. –  
Abandonment – In New Madrid, Scott, and Stoddard Counties, MO

Dear Ms. Brown:

By decision served June 17, 2009 in the above-referenced proceeding, the Board issued a Certificate of Interim Trail Use (“CITU”). As set forth in the Board’s decision served on June 4, 2013, the Board extended the CITU negotiating period to November 26, 2013 for a portion of the line extending from MP 208.95 near Sikeston, MO to MP 216.27 near Miner, MO.

As noted in the prior extension request, Union Pacific Railroad Company (“UP”) and the City of Sikeston, Missouri (“Sikeston”) have executed a Sales and Purchase Agreement for the portion of the line between MP 208.95 and MP 216.27. However, certain conditions must be satisfied before closing, and these conditions remain outstanding.

Accordingly, Sikeston respectfully requests that the Board issue an order further extending the CITU negotiating period by an additional 181 days, May 26, 2014. Sikeston has conferred with UP, and UP concurs with the foregoing request.

Respectfully submitted,

A handwritten signature in black ink that reads "Daniel Jaffe". The signature is written in a cursive, flowing style.

Daniel M. Jaffe  
An Attorney for the City of Sikeston, MO

cc: Mack H. Shumate, Jr., Esq.  
Counsel for Union Pacific Railroad Company  
Other Parties of Record