

**LAW OFFICES**

of

**T. SCOTT BANNISTER AND ASSOCIATES**

**ATTORNEY AND COUNSELOR AT LAW**

111 FIFTY-SIXTH STREET

DES MOINES, IOWA 50312

E-MAIL: TSBANNISTERLAW@GMAIL.COM

TELEFAX:  
(515) 277-4012

TELEPHONE:  
(319) 361-3067

**234482**

**ENTERED**

**Office of Proceedings**

**June 27, 2013**

**Part of**

**Public Record**

**VIA ELECTRONIC FILING**

June 24, 2013

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20024

Re: STB Docket No. AB-586 (Sub-No. 3X)  
North Central Railway Association, Inc.

Dear Ms. Brown:

The undersigned has received from the City of Ackley, Iowa and Iowa Natural Heritage Foundation (collectively the Commenter”) a copy of a letter dated June 21, 2013 which was submitted to the Board in the above-referenced proceeding in the form of Comment which contained several requests. Included in the letter Comment was a request for the imposition of a public use condition in two parts; a) an order prohibiting the disposal of the corridor for 180 days from the effective date of the Board’s decision authorizing abandonment, and b) an order barring the removal of trail-related structures such as bridges, trestles, culverts and tunnels for a similar 180 day period. In addition, the Comment included a Statement of Willingness to Assume Financial Responsibility for trail use pursuant to the National Trails System Act (the “Act”).

North Central Railway Association, Inc. (“NCRA”) is agreeable to the Commenter’s request that any order concerning salvage activities be confined to the removal of trail-related structures such as bridges, trestles, culverts and tunnels for a 180 day time period. Further, NCRA is willing to enter into good-faith negotiations with the Commenter concerning the transfer of the right-of-way land to the Commenter for trail use pursuant to the provisions of the Act.

Your attention to this matter is appreciated.

Sincerely yours,

*T. Scott Bannister*

T. Scott Bannister  
Counsel for North Central Railway Association, Inc.

Copy to: Iowa Natural Heritage Foundation