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BOARD OF COMMISSIONERS

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July 2, 2013

Ms. Cynthia T. Brown
Section of Administration
Surface Transportation board
345 East Street, SW
Washington, D.C. 20423-0001

ENTERED
Office of Proceedings

AUG 1 2013

Part of
Public Record

Re: Issue a New Notice of Interim Trail Use –
Union Pacific Railroad – Abandonment – Benton County, Oregon
STB Docket No. AB-33_(Sub-no. 257X)

The abandonment authorized by the STB Board in the docket listed above has not yet been consummated due to an existing historical condition. However, Benton County and Union Pacific have reached agreement on the terms of sale for the right-of-way, bridges and culverts on the lines in question.

Therefore, Benton County requests that the Board issue a new Notice of Interim Trail Use for 90 days on the Bailey Branch and Hull-Oaks Lead. The property extends from milepost 682.25 near Greenberry to milepost 671.58 near Monroe and from milepost 673.21 near Alpine Junction to milepost 680.06 near Dawson. This is a total distance of 17.86 miles in Benton County, Oregon.

For the establishment of interim trail use and rail banking, Benton County is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability), and for the payment of any and all taxes that may be assessed against the right-of-way currently owned and operated by Union Pacific.

Sincerely,

Annabelle E. Jaramillo
Annabelle E. Jaramillo,
Benton County Commission

Cc: Kevin Kohler
Roger Irvin
Linda Modrell
Jay Dixon

FILING FEE WAIVED