

LAW OFFICE  
**THOMAS F. MCFARLAND, P.C.**  
208 SOUTH LASALLE STREET - SUITE 1890  
CHICAGO, ILLINOIS 60604-1112  
TELEPHONE (312) 236-0204  
FAX (312) 201-9695  
*mcfarland@aol.com*

THOMAS F. MCFARLAND

October 21, 2013

234986  
ENTERED  
Office of Proceedings  
October 21, 2013  
Part of  
Public Record

*By e-filing*

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

Re: Finance Docket No. 35741, *American Surface Lines, LLC -- Acquisition and Operation Exemption -- Mikrut Properties, LLLP*

Dear Ms. Brown:

Please refer to the Verified Notice of Exemption under 49 C.F.R. § 1150.31 filed in the above proceeding in behalf of American Surface Lines, LLC (ASL) on June 6, 2013, and the Board's Notice of such filing bearing service date of June 21, 2013.

ASL hereby seeks leave to partially withdraw such exemption as it relates to the acquisition from Union Pacific Railroad Company (UP) and operation of approximately 1,000 feet of rail line extending from point of connection with a main line of UP at or near 3<sup>rd</sup> Street to a transloading site owned and operated by Mikrut Properties, LLLP (MP) at Winona, Winona County, Minnesota. ASL has not consummated the exemption for such acquisition and operation and does not intend to do so in the future. Accordingly, the exemption for such acquisition and operation may lawfully be withdrawn at this time.

ASL intends to retain and consummate its exemption for acquisition from Canadian Pacific Railroad (CP) and operation of approximately 7,215 linear feet of rail line extending from a point of connection with a main line of CP at or near Pelzer Street to a transloading site owned and operated by MP at Winona, Winona County, Minnesota.

THOMAS F. MCFARLAND

Ms. Cynthia T. Brown  
October 21, 2013  
Page 2

Please issue a Notice that permits ASL to withdraw the portion of its exemption for acquisition from UP and operation of a rail line between 3<sup>rd</sup> Street and MP's transloading site at Winona, MN.

Respectfully submitted,



Thomas F. McFarland  
Thomas F. McFarland, P.C.  
208 South LaSalle Street, Suite 1890  
Chicago, IL 60604-1112  
(312) 236-0204  
(312) 201-9695 (fax)  
mcfarland@aol.com

Attorney for American Surface Lines

TMcF:kl:\1588\efSTBI

cc: Mr. Rich Mikrut, [rich@sevenriversintermodal.com](mailto:rich@sevenriversintermodal.com)