

Central Michigan Railway Company

1424 Straits Drive
Bay City, MI 48706-8705

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April 26, 2013
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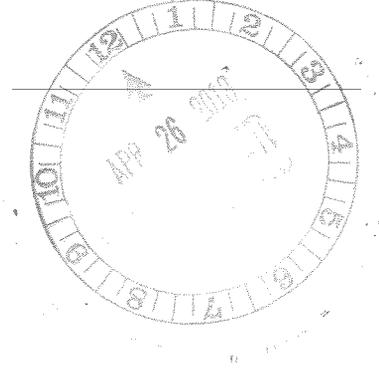


(989) 684-5088
FAX (989) 684-5260

April 24, 2013

VIA-E-FILING
Cynthia T. Brown
Chief of the Section of Administration
Office of Proceedings

Surface Transportation Board
395 E. Street, SW
Washington, DC 20423-0001



Re: STB Docket No. AB-308 (Sub-No. 4X), Central Michigan Railway Company –
Abandonment Exemption – Line in Kent County, MI

Dear Ms. Brown:

The Central Michigan Railway Company (“CMRY”), the party filing the above- captioned abandonment notice of exemption, has received a request from Dark Properties, Inc. for the Board’s Continuance of a trail use condition covering a portion of the line that is subject to the above abandonment proceeding, such portion starting at the intersection of the segment with the north right of way line of Monroe Street and continuing south approximately 3.327 feet to the end of the track at a point immediately north of Michigan Street/Bridge Street in Grand Rapids, Kent County, Michigan. The section of track requested for issuance of a trail use condition total 3.327 feet of the 1.75 miles that is the subject of CMRY’s Notice of Exemption.

Board precedent states that the agency will not impose such a condition without the concurrence of the party seeking abandonment authorization. Accordingly, the purpose of this letter is to advise, in accordance with 49 C.F.R. 1152.29(b) (2) and Board precedent, that CMRY is willing to negotiate interim trail use/rail banking with Dark Properties, Inc.

CMRY also consents to the issuance of a revised NITU covering this portion of the line and agrees to a 180 day extension of the NITU negotiating period. Although the NITU negotiating period expires on April 30, 2013, CMRY has not yet consummated the abandonment of the segment that is the subject of Dark Properties’ request and CMRY considers the line still subject to the jurisdiction of the STB.

I there are any questions concerning this, please contact me.

Sincerely,

A handwritten signature in black ink that reads "William F. Bartlett".

William F. Bartlett
Corporate Properties Manager