

THE CITY OF MARQUETTE

MARQUETTE, KANSAS 67464

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June 18, 2002

Secretary Vernon A. Williams
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

RE: Union Pacific Railroad Company ("UP") and Central Kansas Railway Company ("CKR")
Abandonment in McPherson County, Kansas, Docket No. AB-33 (Sub-No. 158X) for UP and No. AB-406
(Sub-No. 12X) for CKR. FURTHER SUPPORTIVE EVIDENCE

205685

Dear Mr. Williams:

This letter is written in reference to the Kansas Department of Transportation's letter (dated April 12, 2002) filing in support of the City of Marquette's request for review of the March 29, 2002 decision. Their letter states that the Surface Transportation Board has granted two similar rails to trails certificates already in Kansas.

1. The Board granted the City of Kingman a three-mile rails to trails certificate that is no longer connected to the national rail system. Docket No. AB-437 (Sub-No.1)
2. The Board also granted KDOT a public use certificate at Rago, KS that is no longer connected to the nation rail system. Docket No. AB-406 (Sub-No.13)
3. Previous rail abandonment proceedings from Hope to Bridgeport: Docket No. AB-3 (Sub-No.131) and Bridgeport to Lindsborg: Docket No. AB 33 (Sub-No.147) have placed the City of Lindsborg in the same situation as the City of Marquette.
4. Based on the above facts, granting the City of Marquette's request for trail use would be consistent with the previous actions in Kansas and place the City of Marquette on equal terms with the request made by the City of Lindsborg.

Therefore, the City of Marquette requests that the above supportive evidence be reviewed in granting the trail use as agreed to between the City and the Union Pacific Railroad Company.

Respectfully submitted,

Frederick L Peterson

Frederick L. Peterson, City Clerk
On behalf of the City of Marquette

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