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February 13, 2007

Vernon A. Williams, Secretary
Surface Transportation Board
Case Control Unit, Suite 713
1925 K Street, N.W.
Washington, DC 20423-0001

ENTERED
Office of Proceedings
FEB 20 2007
Part of
Public Record

Re: Docket No. AB-33 (Sub-No. 229X), Union Pacific Railroad Company-Abandonment
Exemption--in Ellis County, Texas (Waxahachie Industrial Lead)

Dear Mr. Williams:

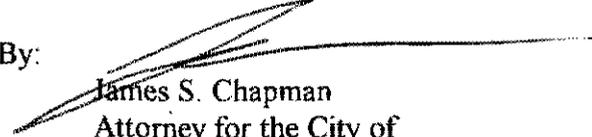
Enclosed please find an original and ten (10) copies of Petition for Extension of Notice of Interim
Trail Use, for filing with the Board in the above-referenced matter. A copy is being sent served on
Applicant's representative.

The filing fee is waived for the City of Waxahachie, Texas.

Very truly yours,

CHAPMAN & CHAPMAN LLP

By:


James S. Chapman
Attorney for the City of
Waxahachie, Texas

JSC/sb
Enclosures

CC: Mack H. Shumate
Union Pacific Railroad
101 N. Wacker Dr., Room 1920
Chicago, IL 60606-1718

FILING FEE WAIVED

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BEFORE THE
SURFACE TRANSPORTATION BOARD

UNION PACIFIC RAILROAD COMPANY §
ABANDONMENT EXEMPTION §
IN ELLIS COUNTY, TEXAS §
(WAXAHACHIE INDUSTRIAL LEAD) §

DOCKET NO. AB-33
(SUB-NO. 229X)

PETITION FOR EXTENSION OF
NOTICE OF INTERIM TRAIL USE

WAXAHACHIE TEXAS

CITY OF WAXAHACHIE, TEXAS
401 S. Rogers
Waxahachie, Texas 75165

Proposed Trail User

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Attorney for Proposed Trail User

BEFORE THE
SURFACE TRANSPORTATION BOARD

UNION PACIFIC RAILROAD COMPANY §
ABANDONMENT EXEMPTION § DOCKET NO. AB-33
IN ELLIS COUNTY, TEXAS § (SUB-NO. 229X)
(WAXAHACHIE INDUSTRIAL LEAD) §

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**PETITION FOR EXTENSION FOR
NOTICE OF INTERIM TRAIL USE**

BACKGROUND

On February 1, 2006 the Surface Transportation Board ("Board") issued a Decision and Notice of Interim Trail Use or Abandonment the City of Waxahachie, Texas ("City") and Union Pacific Railroad Company ("UP") for the City and UP to be able to negotiate an agreement for interim trail use/railbanking for the Waxahachie Industrial Lead by July 31, 2006.

On July 28, 2006, the Board issued a Decision extending the NITU negotiating period to October 29, 2006. On October 27, 2006, the Board issued a Decision extending the NITU negotiating period to December 28, 2006. On December 19, 2006, the Board issued a Decision extending the NITU negotiating period to February 26, 2007.

The parties have negotiated in good faith and have reached an agreement. It is anticipated that additional time will be needed to complete the appraisal as UP has had to switch to a new appraisal firm, and complete the transaction. An additional sixty (60) days is requested.

CONCLUSION AND REQUESTED RELIEF

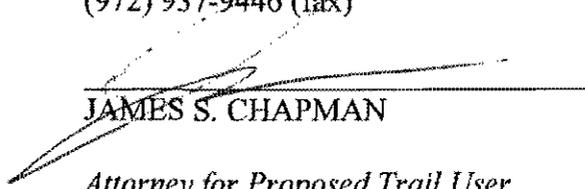
WHEREFORE, it is requested that the Board should issue a sixty (60) day extension for Notice of Trail Interim Use authorizing the City and UP to negotiate for rail banking, interim

recreational trail use and potential acquisition in fee of the right-of-way involved in this proceeding.

CITY OF WAXAHACHIE, TEXAS
401 S. Rogers
Waxahachie, Texas 75165

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