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October 31, 2008

Via E-Filing

Hon. Anne Quinlan
Acting Secretary
Surface Transportation Board
395 E Street SW
Washington, DC 20423

Re: **STB Docket No. AB-156 (Sub-No. 23X)**
Delaware & Hudson Railway Company, Inc. d/b/a Canadian Pacific Railway Company
- Abandonment Exemption - in Albany County, NY

REPLY TO REQUEST TO EXTEND NEGOTIATING PERIOD

Dear Secretary Quinlan:

Delaware & Hudson Railway Company, Inc. d/b/a Canadian Pacific Railway ("D&H") has no objection to the County of Albany's request for an extension through December 31, 2008 of the interim trail use negotiating period in the above-entitled matter. As the Board has noted in its previous extension decisions, the public use condition expired on January 12, 2004

Very truly yours,

LEONARD, STREET AND DEINARD



W. Karl Hansen

cc: Michael G. Breslin, County of Albany, County Executive (via fax, 518-447-5589)
Mark Fitzsimmons, County of Albany, EDCP (via fax, 518-447-5589)
Seth McKee, Scenic Hudson Land Trust Inc. (via fax, 845-473-2648)