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April 28, 2009

VIA E-FILING

The Honorable Anne K. Quinlan, Acting Secretary
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 Acting Secretary Quinlan:

The Central Michigan Railway Company (“CMRY”), the party filing the above-captioned abandonment notice of exemption, has received a request from the State of Michigan Department of Natural Resources for the Board’s issuance of a trail use condition covering (1) a line (Segment A) segment extending from Milepost 157.96 (at the switch connection with the east-west aligned tracks of the Mid-Michigan Railroad, Inc. (“MMR”) near the intersection of Taylor Avenue and Quimby Street) through valuation map marker 9+87.2 (the location of the south wye, or Press Track, switch adjacent to Monroe Avenue) and continuing to the end of the track at a point immediately north of Michigan Street/Bridge Street, (2) a line (Segment B) extending from valuation map marker 3+00 (at a switch connection with a line of MMR immediately at the east end of the MMR bridge spanning the Grand River) to a connection with Segment A at valuation map marker 9+87.2 (at the south wye switch); and (3) a line (segment C) extending from valuation map marker 0+00 (at a point of connection with the east-west aligned MMR line immediately to the east of the MMR line’s bridge spanning the Grand River) due northward to valuation map marker 11+15.0 (approximately 250 feet south of Ann Street), in Grand Rapids, Kent County, Michigan. The three interconnected sections of track requested for issuance of a trail use condition total 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 the State of Michigan Department of Natural Resources.

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

Sincerely,

William A Mullins
cmz

William A. Mullins

cc: Mr. James P. Pitz
Mr. William F. Bartlett
James Radabaugh, State Trails Coordinator
All Parties of Record