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September 9, 2009

Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423

ENTERED
Office of Proceedings

SEP 10 2009

Part of
Public Record



RE: Docket No. AB-565 (Sub-No. 17X), *New York Central Lines, LLC—
Abandonment Exemption—in Poughkeepsie, Dutchess County, NY*

Dear Acting Secretary Quinlan:

Dutchess County, NY (the “County”) requested a notice of interim trail use/rail banking (“NITU”) for approximately a 4.7-mile rail line between milepost QCO 0.0 and milepost QCO 3.2 and between milepost QCK 29.5 and milepost QCK 31.0 in the City and Town of Poughkeepsie, Dutchess County, NY in the above-entitled proceeding. Pursuant to a decision served on March 23, 2009, the current negotiating period for the Line is scheduled to expire on September 19, 2009.

On June 30, 2009, the Poughkeepsie-Highland Bridge Co., d/b/a Walkway Over the Hudson (“Walkway”) filed a request for the issuance of a NITU for a 0.5-mile portion of the Line between milepost QCK 29.5 and milepost QCK 30.0 (the “0.5-mile Line”). CSX Transportation, Inc., as successor by merger to New York Central Lines, LLC (“CSXT”) and Walkway have entered a Purchase and Sale Agreement for the 0.5-mile Line that will permit opening of the trail on October 1, 2009 over the Hudson River.

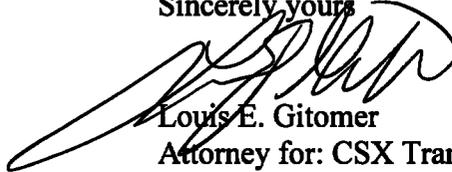
CSXT has not consummated the abandonment of the approximately 4.2-mile portion of the Line between milepost QCO 0.0 and milepost QCO 3.2 and between milepost QCK 30.0 and milepost QCK 31.0 (the “Line”), has been unable to finalize negotiations with the County, and desires to continue to negotiate for interim trail use/rail banking with the County for the Line. Despite the length of time involved, CSXT and Walkway were able to successfully complete negotiations for the creation of a trail over the 0.5-mile Line. CSXT is confident that it can successfully complete negotiations with the County for the creation of a trail over the Line.

CSXT respectfully requests the Board grant a 180-day extension of time to March 18, 2010 for CSXT to negotiate trail use with the County. Additionally, CSXT respectfully requests an extension of the date to consummate the abandonment to May 17, 2010.

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Enclosed are the original and 10 copies of this letter, and a filing fee of \$450. Please time and date stamp the additional copy of this letter and return it in the enclosed envelop. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours

A handwritten signature in black ink, appearing to read "L. Gitomer", written over the typed name.

Louis E. Gitomer

Attorney for: CSX Transportation, Inc.

cc: William R. Steinhaus, County Executive