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THOMAS F. MCFARLAND

November 2, 2009

By e-filing

Anne K. Quinlan, Esq.
Acting Secretary
Surface Transportation Board
395 E Street, S.W., Suite 100
Washington, DC 20024

Re: STB Docket No. AB-497 (Sub-No. 5X), *Minnesota Northern Railroad, Inc. --
Abandonment Exemption -- in Roseau County, MN*

Dear Ms. Quinlan:

Please refer to the letter to Ms. Quinlan dated October 28, 2009 from Mr. Bue in behalf of Roseau County Trailblazers requesting an Interim Trail Use Condition for the right-of-way in the 20.035-mile rail line between Roseau and Warroad, MN.

This is to advise that Petitioner Minnesota Northern Railroad, Inc. is willing to negotiate with Roseau County Trailblazers for railbanking and interim recreational trail use of a 19.75-mile segment of that right-of-way between Milepost 83.6 located approximately 300 feet west of Roseau County Road (11th Ave., S.E.) at Roseau, and Milepost 103.35 at Minnesota Highway 313 (DOT No. 062457P) at Warroad, MN. Minnesota Northern is not willing to negotiate for trail use of the .285-mile segment of right-of-way between Milepost 103.35 at Minnesota Highway 313 and Milepost 103.635 at the end of the rail line in Warroad because that segment of right-of-way runs through the middle of the plant of Marvin Windows in Warroad. The right-of-way would continue to be connected to the national rail system at Milepost 83.6 in Roseau in the event of conveyance of less than the full length of right-of-way for trail use.

Very truly yours,



Thomas F. McFarland
*Attorney for Minnesota Northern
Railroad, Inc.*

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cc: Mr. Buck Bue, *by mail*
Mr. George LaPray, *by e-mail to mnn@rrv.net*