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Mr. Martin J. Oberman
Chairman
Surface Transportation Board
395 E Street SW
Washington, DC 20423

Dear Chairman Oberman:

We write regarding the proposed transaction between Canadian Pacific Railway Limited (CP) and Kansas City Southern (KCS) currently under consideration by the Surface Transportation Board (STB). Minnesotans are concerned about the impact of this merger in our state, and we therefore urge the Surface Transportation Board (STB) to ensure that Canadian Pacific Railway Limited (CP) is responsive to Minnesota community leaders and Tribal Nations as a condition of the transaction.

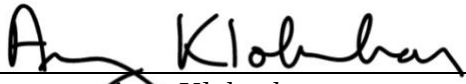
Minnesotans have shared concerns about the long term environmental and safety implications of additional rail traffic as well as the economic impact of relocating CP headquarters out of the state. Additionally, we are concerned about the impact of this merger on Minnesota's Tribal Nations and the lack of consultation with affected Tribes. CP trains run through the White Earth Nation in northwestern Minnesota. Increased rail traffic presents a serious public safety issue for emergency vehicles that local residents need to cross the tracks to get to hospitals and people in need.

To address these concerns, we ask that CP be required to engage meaningfully with local leaders in Minnesota and make good faith efforts to mitigate harmful impacts to local communities. Minnesota has an impressive history of shared-use and rails-to-trails development that support job creation, carbon reduction, and economic development; we would like CP to remain open to pursuing new shared-use agreements. We further ask that the STB consider the concerns of Minnesota in its review of the proposed transaction.

We appreciate the STB's recent three-day public hearings and its Office of Environmental Analysis extension for public comments on the Draft Environmental Impact Statement. We believe that CP can do more to be responsive to the concerns of Minnesotans and Tribal Nations. We ask the STB to consider this in its review.

Thank you for your attention to this matter, and we look forward to continuing to work with you on surface transportation matters. Thank you for considering these important Minnesota freight rail issues.

Sincerely,



Amy Klobuchar
United States Senator



Tina Smith
United States Senator