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ENTERED
Office of Proceedings
June 11, 2019
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June 11, 2019

BY E-FILING

Cynthia T. Brown

Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

RE: **Docket No. AB-290 (Sub-No. 117X)
Norfolk & Western Railway Company – Abandonment Exemption –
Between Indianapolis and Tipton in Marion, Hamilton, and Tipton
Counties, Ind.**

Notice of Interim Trail Use Extension Request

Dear Ms. Brown:

By decision served on December 21, 2018, in the above-referenced proceeding, the Board granted three separate petitions for issuance of a Notice of Interim Trail Use (“NITU”) as filed by the City of Fishers, Indiana (“Fishers”), the City of Noblesville, Indiana (“Noblesville”), and the City of Indianapolis, Indiana (“Indianapolis”).¹

The Cities hereby advise that they have been negotiating, and wish to continue to negotiate, terms for interim trail use agreements with the Owners of the subject rail line.² Accordingly, pursuant to the previously-issued NITUs and 49 C.F.R. § 1152.29, the Cities respectfully request a 180-day extension of the NITUs issued on December 21, 2018. The Owners collectively represent that they are agreeable to the requested NITU extensions to permit trails use negotiations to continue.

Because each prospective trail sponsor is a municipality, the Cities understand that the filing fees otherwise applicable to the subject NITU extension requests are not required.

¹ Collectively, Fishers, Noblesville, and Indianapolis will be referred to herein as the “Cities.”

² The “Owners” are Fishers, Noblesville, and Hamilton County, Indiana, all of which join in this letter filing.

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

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "R. A. Wimbish". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Robert A. Wimbish

Attorney for the City of Fishers, Indiana, the City of Noblesville,
Indiana, the City of Indianapolis, Indiana, and Hamilton County,
Indiana

cc: All parties of record