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KARL MORELL

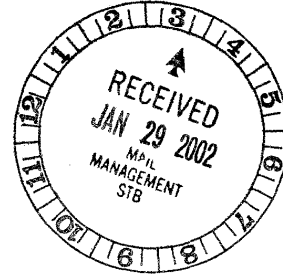
kmorell@dc.bjllp.com

ENTERED
Office of the Secretary

JAN 30 2002

Part of
Public Record

January 28, 2002



The Honorable Vernon Williams
Surface Transportation Board
1925 K Street NW
Suite 715
Washington, DC 20423-001

Re: STB Docket No. AB-406 (Sub-No. 14X), Central Kansas Railway
L.L.C. -- Abandonment Exemption -- In Sedgwick County, Kansas

Dear Secretary Williams:

This is in response to the request dated November 25, 2001, by Southwind Community Synergy, Inc. ("SCS") for an extension of the NITU granted by the Board on May 30, 2001 for the rail line located between Mileposts 9.62 and 19.5. Central Kansas Railway, L.L.C. ("CKR") hereby notifies the Board that it is not willing to further negotiate for trail use with SCS.

Attached for the Board's consideration are two additional requests for the issuance of a NITU that apparently have not yet been received by the Board. By letter dated December 21, 2001, the City of Goddard seeks the issuance of a NITU for the rail line located between Milepost 11.62 and Milepost 15.60. By letter dated December 28, 2001, CKR notified the Board that it had not consummated the abandonment of this line segment and was willing to negotiate for trail use with the City of Goddard.

By letter dated December 18, 2001, the City of Wichita seeks the issuance of a NITU for the rail line located between Milepost 9.62 and Milepost 11.62. CKR hereby notifies the Board that it has not consummated the abandonment of this rail line and is willing to negotiate for trail use with the City of Wichita.

BALL JANIK LLP

The Honorable Vernon Williams
January 28, 2002
Page 2

If you have any questions concerning this matter, please call me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Karl Morell".

Karl Morell

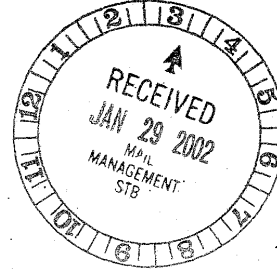
KM:KM

CITY OF GODDARD

December 21, 2001

ENTERED
Office of the Secretary
JAN 30 2002
Public Record

The Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Suite 715
Washington, DC 20423-0001



Re: STB Docket No. AB-406 (Sub No. 14X), Central Kansas Railway, L.L.C. Abandonment Exemption—
In Sedgwick County, Kansas

Dear Secretary Williams:

The City of Goddard submits this letter pursuant to 49 C.F.R. 1152.29 requesting the issuance of a Notice of Interim Trail Use ("NITU") in the captioned proceeding. Specifically, the City of Goddard is requesting an NITU for the following Central Kansas Railway, L.L.C. ("CKR") right-of-way near Goddard, Kansas.

The property extends from railroad milepost 11.62 near 167th Street to milepost 15.60 near 231st Street in Sedgwick County, Kansas. The right-of-way is part of a line of railroad proposed for abandonment in STB Docket No. AB-406 (Sub No. 14X).

STATEMENT OF WILLINGNESS TO ASSUME FINANCIAL RESPONSIBILITY:

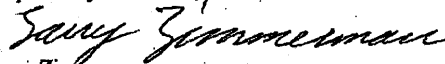
In order to establish interim trail use and rail banking under Section 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d) and 49 C.F.R. 1152.29, the City of Goddard is willing to assume full responsibility for the management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability in which case it need only indemnify CKR against any potential liability), and for the payment of any and all taxes that may be levied or assessed against the right-of-way described in the first paragraph of this letter.

A map depicting the right-of-way is attached.

The City of Goddard acknowledges that the use of the rights-of-way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service.

By my signature below, I certify service upon Central Kansas Railway, L.L.C., at 252 Clayton Street, 4th Floor, Denver, Colorado, 80206, by U.S. Mail, postage prepaid, first class, this 21st day of December, 2001.

Respectfully submitted,


Larry Zimmerman
Mayor

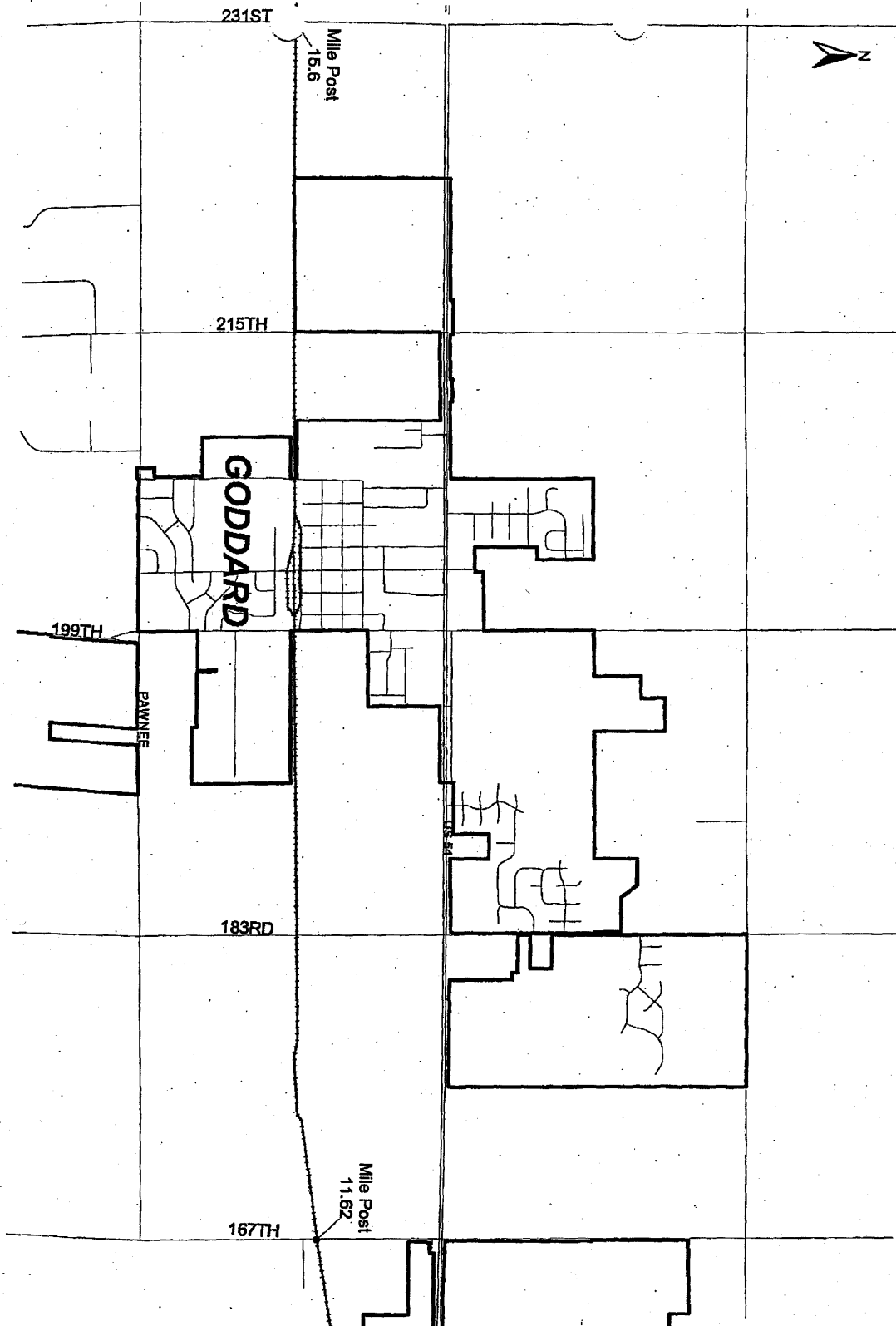
Request for Waiver of Filing Fees.

The City of Goddard requests that filing fees be waived under 49 CFR 1002.2(f)(27) and Surface Transportation Board Decision STB Ex Parte No. 542 (Sub-No.6), for the requested Notice of Interim Trail Use for Central Kansas Railway, L.L.C. Abandonment Exemption - STB Docket No. AB-406 (Sub No. 14X).

The City of Goddard is a local government entity within the State of Kansas, acting in the public interest. The City of Goddard does not own, or propose to own a carrier, nor is it acting in the capacity of carrier or shipper in its actions before the Board.

By Barry Zimmerman
Mayor

On behalf of the City of Goddard.
Goddard City Hall
118 N. Main
Goddard, KS 67052



Proposed CKR Railbank Segment

OmniTRAX, INC.

252 Clayton Street, 4th Floor
Denver, Colorado 80206
Telephone 303-393-0033
Fax 303-393-0041
www.omnitrax.com



December 28, 2001

The Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Suite 715
Washington, DC 20423-0001

Re: STB Docket No. AB-406 (Sub No. 14X), Central Kansas Railway, L.L.C.
Abandonment Exemption—In Sedgwick County, Kansas

Dear Secretary Williams:

This letter is in response to the request dated December 21, 2001, by the City of Goddard, Kansas ("City"), for the issuance of interim trail use ("NITU"), under the National Trails System Act, 16 U.S.C. § 1247(d). The letter from the City requested an NITU for the portions of the rail line authorized for abandonment in this proceeding between Mileposts 11.62 and 15.6 in Sedgwick County, Kansas.

Central Kansas Railway, L.L.C. ("CKR") hereby notifies the Board that CKR has not consummated the abandonment of the rail line authorized for abandonment in this proceeding and is willing to negotiate for trail use with the City.

If you have any questions concerning this matter, please call me.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Ogborn".

Mike Ogborn
Manager
Central Kansas Railway, LLC

cc: Larry Zimmerman
Mayor, City of Goddard



December 18, 2001

The Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Suite 715
Washington, DC 20423-0001

Re: Central Kansas Railway, L.L.C. Abandonment Exemption—In Sedgwick County, Kansas. STB
Docket No. AB-406 (Sub No. 14X).

Dear Secretary Williams:

The City of Wichita submits this letter pursuant to 49 C.F.R. 1152.29 requesting the issuance of a Notice of Interim Trail Use ("NITU") in the captioned proceeding. Specifically, the City of Wichita is requesting an NITU for the following Central Kansas Railway, L.L.C. ("CKR") rights-of-way near Wichita, Kansas.

The property extends from railroad milepost 9.62 near 135th Street, to railroad milepost 11.62 near 167th Street, a distance of 2.0 miles, in Sedgwick County, Kansas. The right-of-way is part of a line of railroad proposed for abandonment in STB Docket No. AB-406 (Sub No. 14X).

STATEMENT OF WILLINGNESS TO ASSUME FINANCIAL RESPONSIBILITY:

In order to establish interim trail use and rail banking under Section 8(d) of the National Trails System Act, 16 U.S.C. § 1247(d) and 49 C.F.R. 1152.29, the City of Wichita is willing to assume full responsibility for the management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability in which case it need only indemnify CKR against any potential liability), and for the payment of any and all taxes that may be levied or assessed against the right-of-way described in the first paragraph of this letter.

A map depicting the right-of-way is attached.

The City of Wichita acknowledges that the use of the rights-of-way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reco

City Manager's Office

City Hall • 13th Floor • 455 N. Main • Wichita, Kansas 67202-1667

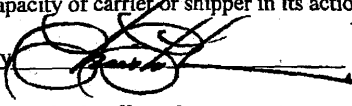
T 316.268.4351 • F 316.268.4519

Request for Waiver of Filing Fees.

The City of Wichita requests that filing fees be waived under 49 CFR 1002.2(f)(27) and Surface Transportation Board Decision STB Ex Parte No. 542 (Sub-No.6), for the requested Notice of Interim Trail Use for Central Kansas Railway, L.L.C. Abandonment Exemption - STB Docket No. AB-406 (Sub No. 14X).

The City of Wichita is a local government entity within the State of Kansas, acting in the public interest. The City of Wichita does not own, or propose to own a carrier, nor is it acting in the capacity of carrier or shipper in its actions before the Board.

By

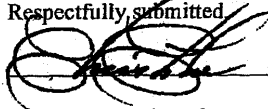

Chris Cherches

On behalf of the City of Wichita

City of Wichita
455 N. Main
Wichita, KS 67202

By my signature below, I certify service upon Central Kansas Railway, L.L.C., at 252 Clayton Street,
4th Floor, Denver, Colorado, 80206, by U.S. Mail; postage prepaid, first class, this 18th day of
December 2001.

Respectfully submitted,


Chris Cherches

On behalf of the City of Wichita.

City of Wichita
455 N. Main
Wichita, KS 67202

Proposed CKR Railbank Segment

