

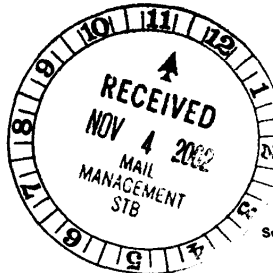
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October 28, 2002

Surface Transportation Board
Attn: David M. Konschnik, Director, Office of Proceedings
1925 K Street, NW
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*

Part of
Public Record

Dear Mr. Konschnik:

This firm represents a gentleman who owns a portion of the servient estate subject to a railroad right of way easement by Central Kansas Railway, L.L.C., specifically, between milepost 15.60 and 19.5 near Garden Plain, Sedgwick County, Kansas.

In a decision signed September 13, 2002, the Surface Transportation Board noted that an NITU had been granted the City of Garden Plain on March 20, 2002, set to expire September 16, 2002.

In speaking with the city counselor for the City of Garden Plain, no extension has been filed. I wish to confirm that the NITU specific to the above referenced rail-way has expired, and that the Board no longer retains jurisdiction over the above referenced rail-way, 49 C.F.R. § 1152.29(d)(1), such that Central Kansas Railway may consummate its abandonment.

Thank you for your time and attention to this matter. I look forward to your response.

Very truly yours,

FLEESON, GOOING, COULSON & KITCH, L.L.C.

By

Troy W. Purinton

TWP/dre
cc: Donald Yoder