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SURFACE TRANSPORTATION BOARD
WASHINGTON, D.C.



Finance Docket No. 30186 (Sub-No. 3)

TONGUE RIVER RAILROAD CO. - CONSTRUCTION
AND OPERATION - WESTERN ALIGNMENT

PETITION FOR LEAVE TO FILE, AND NOTICE
OF INTENT TO PARTICIPATE

CAA

City of Forsyth, an ~~un~~incorporated community served by The Burlington Northern and Santa Fe Railway Company (BNSF), petitions for leave to file its notice of intent to participate in the proceeding. The Board's July 7, 2003 notice in this proceeding was only recently received, yet it called for participants to advise the Board on or before July 17, 2003.

City of Forsyth was active in the F.D. No. 30186 (Sub-No. 2) case, with a hearing conducted by ALJ Cross at Forsyth on August 19, 1992. City of Forsyth also participated in F.D. No. 33644, Tongue River Railroad Company, Inc.-Acquisition and Operation Exemption--Tongue River Railroad Company, with pleadings filed September 25 and 30, 1998.

WHEREFORE, The Board should grant this petition to late-file its notice of intent, and accept this as its notice of intent, with service upon Forsyth's city attorney, as indicated below.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Gary Ryder".

GARY RYDER
P.O. BOX 72
HYSHAM MT 59038

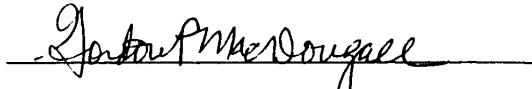
August 6, 2003

Attorney for City of Forsyth.

CERTIFICATE OF SERVICE

I hereby certify I have served a copy of the foregoing upon counsel for applicant, Betty Jo Christian, by first class mail postage-prepaid.

August 6, 2003


GORDON P. MacDOUGALL