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August 18, 2004

BY FAX AND HAND
565-9002

ENTERED
Office of Proceedings

AUG 18 2004

Part of
Public Record

Hon. Vernon A. Williams
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

RE: Docket No. 868X, Mississippi Tennessee Holdings, LLC-
Abandonment Exemption - in Union, Pontotoc and Chickasaw
Counties, MS
Offer of financial assistance by Hust Brothers, Inc.

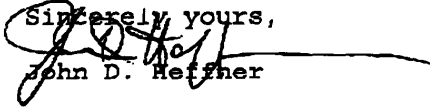
Dear Secretary Williams:

I am writing on behalf of Hust Brothers, Inc., in connection with the above-referenced offer of financial assistance to confirm my telephone conversation with Office of Proceedings Director David Konschnik.

I advised Mr. Konschnik that I was calling on behalf of both petitioner Mississippi Tennessee Holdings and offeror Hust Brothers, Inc., and that counsel for petitioner had authorized me to state that the parties have agreed on a postponement of the Board's procedural schedule. Because petitioner will not be able to provide offeror with a right of way appraisal until September 17, petitioner is agreeable to extending the deadline for completing negotiations and/or filing a petition to set terms and conditions until October 4, 2004. The parties request that the Board issue an order extending these deadlines in accordance with the agreement of the parties.

Please date stamp and return one copy of this letter.

Sincerely yours,


John D. Heffner

cc: Thomas McFarland, Esq. (by fax)

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DATE: 8/18/04

TO: David Korschik
FROM: John D. Heffner
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Number of Pages: Cover + 1
Client/Matter: 9249

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MESSAGE:

As discussed.

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