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KARL MORELL

FEE RECEIVED

APR - 6

April 6, 2004

213694



kmorell@dc.bjllp.com

**SURFACE
TRANSPORTATION BOARD**

**ENTERED
Office of Proceedings**

APR - 6 2005

**Part of
Public Record**

The Honorable Vernon Williams
Surface Transportation Board
1925 K Street, N.W., Suite 700
Washington, DC 20423-0001

Re: STB Docket No. AB-857X Great Western Railway of Colorado,
LLC – Abandonment Exemption -- In Weld County, Colorado

Dear Secretary Williams:

By decision and notice of interim trail use or abandonment ("NITU"), served on April 7, 2004, the Board reopened this proceeding and authorized a 180-day period for the Municipalities of Eaton, Severance, and Windsor, CO ("Municipalities") to negotiate an interim trail use/rail banking agreement with Great Western Railway of Colorado, LLC ("GWRC") for the 11.7-mile rail line authorized for abandonment in this proceeding (the "Line"). By decision served October 27, 2004, the Board extended the negotiation period to April 2, 2005.

GWRC hereby requests the Board to extend the NITU negotiating period for an additional 180 days. Although the negotiating period has expired, GWRC has not consummated the abandonment of the Line and the parties are continuing to negotiate an agreement.

Where, as here, the carrier has not consummated abandonment and the parties are willing to continue trail use negotiations, the Board retains jurisdiction and the NITU negotiating period may be extended.

Attached please find a check covering the \$350 filing fee.

FILED

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PORTLAND, OREGON WASHINGTON, D.C. BEND, OREGON

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The Honorable Vernon Williams
April 6, 2005
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If you have any questions concerning this matter, please call me.

Sincerely,

A handwritten signature in black ink, appearing to read "Karl Morell". The signature is written in a cursive, flowing style with a prominent initial "K".

Karl Morell