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February 6, 2008

ENTERED
Office of Proceedings

FEB 6 - 2008

Part of
Public Record

Hon. Ann Quinlan, Acting Secretary
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

SENT VIA FEDERAL EXPRESS

Re: AB-865-0-X; Honey Creek Railroad, Inc. - Abandonment Exemption in Henry
County, Indiana

Dear Secretary Quinlan:

By decision served February 2, 2007, in the above captioned proceeding the Surface Transportation Board extended the due date for filing a Notice of Abandonment Consummation until February 11, 2008.

As the Board is aware, the Circuit Court of Henry County, Indiana has referred to the Board certain questions within the Board's jurisdiction which have been docketed in STB Finance Docket No. 34869, Honey Creek Railroad, Inc. - Petition for Declaratory Order. Those matters are currently pending before the Board.

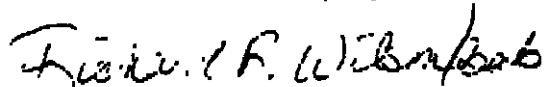
Since it is not possible at this time to determine when the declaratory order proceeding pending before the Board will be finally decided and referred back to the Circuit Court of Henry County, Indiana, Petitioner respectfully requests that the Board again extend the filing date for the Notice of Consummation in AB-865 so as to maintain the status quo in the abandonment proceeding pending resolution of the issues presented in STB Finance Docket No. 34869. Until such time as the Board has issued a decision in Docket No. 34869 and referred its findings back to the Circuit Court of Henry County, granting a further extension of the filing of a Notice of

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Consummation will ensure that Honey Creek Railroad retains an effective abandonment authorization until the proceedings in Finance Docket 34869 have been concluded.

Very truly yours,

RICHARD R. WILSON, P.C.

A handwritten signature in black ink, appearing to read "Richard R. Wilson", is written over the typed name.

Richard R. Wilson, Esq
Attorney for Honey Creek Railroad, Inc.

RRW/bab

xc: STB - Office of Proceedings
Honey Creek Railroad
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