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June 10, 2008

222579

Via E-Filing

Hon Anne Quinlan
Acting Secretary
Surface Transportation Board
395 E Street SW
Washington, DC 20423

Re: *Abandonment of Trackage Located in Green Island, New York*
STB Docket No. AB-156 (Sub-No. 26X)

**REPLY TO REQUEST FOR ISSUANCE OF PUBLIC USE CONDITION AND
NOTICE OF INTERIM TRAIL USE**

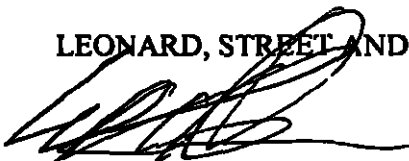
Dear Secretary Quinlan

Delaware & Hudson Railway Company, Inc d/b/a Canadian Pacific Railway ("D&H") has no objection to the June 8, 2007 request by the New York State Office of Parks, Recreation and Historic Preservation ("OPRHP") for the imposition of a Public Use Condition D&H is also willing to negotiate an interim trail use/rail banking agreement with the OPRHP pursuant to 16 U S C § 1247(d) and 49 C F R § 1152.29.

D&H has no intention of removing any of the trail-related structures on the line, such as bridges, trestles, culverts, or tunnels D&H requests that it be permitted to remove tracks, ties, and signal equipment during the pendency of negotiations with the OPRHP A public use condition and Notice of Interim Trail Use that allows D&H to engage in limited salvage activities would allow the removal and reuse of these valuable recyclable commodities in an expedient manners

Very truly yours,

LEONARD, STREET AND DEINARD



W Karl Hansen

cc: Erik Kulleseid, Deputy Commissioner for Open Space Protection, OPRHP
Dominic Jacangelo, OPRHP

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