

BALL JANIK LLP

A T T O R N E Y S

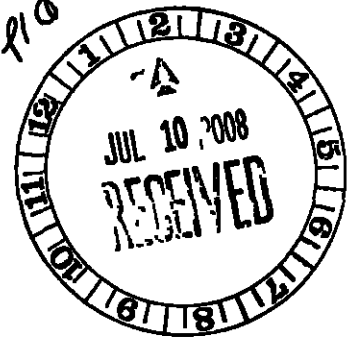
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KARL MORELL
Of Counsel



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July 10, 2008

ENTERED
Office of Proceedings

JUL 10 2008

Part of
Public Record

Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

Re STB Docket No. AB-563 (Sub-No. 1X), Kansas Eastern Railroad, Inc. -- Abandonment Exemption -- In Butler and Greenwood Counties, Kansas

Dear Acting Secretary Quinlan:

By notice served August 25, 1999, in this proceeding, the Surface Transportation Board ("Board") authorized the abandonment of the 44.5-mile rail line located between milepost 438.5, at Severy, and milepost 483.0, near Augusta, in Butler and Greenwood Counties, KS (the "Line").

By letter filed on May 2, 2000, Kansas Eastern Railroad ("KER") notified the Board that it had consummated the abandonment of the right-of-way between milepost 476.4 and milepost 476.65.

By decision served June 10, 2008, in this proceeding, Board vacated the notice of interim trail use or abandonment ("NITU") for the portions of the right-of-way located between milepost 471.0 and milepost 476.4 and between milepost 476.65 and milepost 483.0, that was issued by the Board in a decision served January 17, 2002.

KER hereby gives notice that KER consummated the abandonment of the portions of the Line located between (1) milepost 438.5 and milepost 476.4; and (2) milepost 476.65 and milepost 483.0, as of July 9, 2008.

July 10, 2008
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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 fluid and cursive, with the first name "Karl" and last name "Morell" clearly distinguishable.

Karl Morell