



**MARION COUNTY COMMISSION  
200 JACKSON STREET  
FAIRMONT, WEST VIRGINIA 26554  
304-367-5400  
304-367-5431 Fax**

233730

January 28, 2013

Via Electronic Mail

Honorable Anne K. Quinlan, Esq.  
Surface Transportation Board  
395 East Street, SW  
Washington, DC 20423

ENTERED  
Office of Proceedings  
January 28, 2013  
Part of  
Public Record

Re: STB Docket No. AB-55 (Sub-No. 656X)—CSX Transportation Inc. –  
Abandonment Exemption in Marion County, West Virginia

Dear Ms. Quinlan,

The Marion County Commission (County) requested a notice of interim trail use/rail banking for approximately 17.51 miles of railroad on its Southern Region, Huntington Division East, Fairmont Subdivision, between Barrackville, milepost BS-306.32 and Mannington, milepost BS-319.48, including the Dents Run Spur between milepost BSB 0.00 and milepost BSB 4.35, in Marion County, West Virginia in the above-captioned proceeding. The last extension of the negotiating period expired in May 2012.

A lot has transpired since the date of the last extension request. The County and CSXT have entered into an agreement for the corridor. There are a lot of details to the agreement including an environmental assessment. These details and tests are being worked out and the County and CSXT hope to have everything completed and the property transferred as quickly as possible.

Therefore, the County respectfully requests that the Board grant this extension request so that the County and CSXT continue to work toward this goal. CSXT has acknowledged its consent to this extension request and has informed the County that it will file a letter with the Board regarding this matter and its consent.

**FILING FEE WAIVED**

In addition, the County respectfully requests a waiver of the Board's filing fees in accordance with 49 CFR 1 002.2(e)(1).

The County is e-filing this letter. We apologize that this request is late. I hope, even though untimely, you consider our request. Thank you for your assistance.

Sincerely Yours,

**Kris Cinalli**

Kris Cinalli, County Administrator

CC: Parties of Record