



KAPLAN KIRSCH ROCKWELL

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October 17, 2017

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

Re: *Notice of Consummation of Trail Use Agreement – Abandonment Exemption—Norfolk Southern Railway Co.—in Fulton County, Georgia*, STB Docket No. AB-290 (Sub-No. 388X)

Dear Ms. Brown:

Attached is the joint notice of Atlanta BeltLine, Inc. (ABI) and Norfolk Southern Railway Co. (NSR) that they have entered into a trail use agreement for the line of railroad that is the subject of the above-captioned proceeding.

Please let me know of any questions regarding the above.

Sincerely,

Allison I. Fultz
Counsel for Atlanta BeltLine, Inc.

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-290 (Sub-No. 388X)

**NORFOLK SOUTHERN RAILWAY COMPANY – ABANDONMENT EXEMPTION –
IN ATLANTA, GEORGIA**

**NOTICE OF CONSUMMATION OF
TRAIL USE AGREEMENT**

Communications with respect to this
pleading should be addressed to:

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Counsel for the Atlanta BeltLine, Inc.

Dated: October 17, 2017

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-290 (Sub-No. 388X)

**NORFOLK SOUTHERN RAILWAY COMPANY – ABANDONMENT EXEMPTION –
IN ATLANTA, GEORGIA**

**NOTICE OF CONSUMMATION OF
TRAIL USE AGREEMENT**

Atlanta BeltLine, Inc., a Georgia non-profit corporation implementation agent of the City of Atlanta (“ABI”), and Norfolk Southern Railway Company, a Virginia corporation (“NSR”), hereby submit this notice pursuant to 49 CFR 1152.29(h) that they have entered into an interim trail use agreement, effective as of October 13, 2017, for the line of railroad from milepost DF 632.10 to milepost DF 633.10, including the western leg of the wye, in Atlanta, Fulton County Georgia, a total of approximately 1.0 mile (the “Segment”), consisting of all of the track subject to NSR’s Notice of Exempt Abandonment in this docket. The Notice of Interim Trail Use (“NITU”) covering the Segment, issued on September 28, 2017, is supported by a statement of willingness to assume financial responsibility (“SWAFR”) executed by ABI and submitted in the docket of this proceeding on September 1, 2017.

ABI and NSR certify that the interim trail use agreement includes provisions requiring ABI to fulfill the responsibilities set forth in the SWAFR. A map of the line currently subject to the NITU is attached hereto as **Exhibit A**.

ABI owns the Segment, over which NSR had retained an exclusive, perpetual railroad operating easement. ABI intends to develop the property as a modern streetcar corridor and multi-use public recreational trail as part of the Atlanta BeltLine, a comprehensive transportation

and economic development effort to link 45 neighborhoods in central Atlanta through a 22-mile loop of public transportation, multi-use trails and parks.

Respectfully submitted,



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Counsel for the Atlanta BeltLine, Inc.

Dated: October 17, 2017

Exhibit A

Map of the Line

[Attached hereto]

Norfolk Southern Railway Company
Proposed Abandonment
Milepost DF 632.1 - DF 633.1
Atlanta, GA
Docket No. AB-290 (Sub No. 388X)

