

To: Vernon A. Williams, Secretary Surface Transportation Board
From: Thomas Brewster, President, Historic Pocahontas, Inc.
Re: Abandonment in Tazewell County, Virginia Document # AB-290/Sub-Part- 222X

Addendum to the original letter regarding interim trail use of the property, known as the Pocahontas Branch, extending from railroad milepost PO-0.0 near Bluestone, Mercer County, WV, and milepost PO-1.90 near Pocahontas, Tazewell County, VA, a distance of 1.9 miles in Tazewell County, Virginia.

Dear Secretary,

Statement of Willingness to Assume Financial Responsibility:

In order to establish interim trail use and rail banking under 16 U.S.C. 1247 (d) and 49 CFR 1152.29 Historic Pocahontas, Inc. is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability) and for the payment of any and all taxes that may be levied or assessed against the right-of-way owned by Norfolk Southern Railroad and operated by Norfolk Southern Railroad. The property, known as the Pocahontas Branch, extends from railroad milepost PO-0.0 near Bluestone, Mercer County, WV, and milepost PO-1.90 near Pocahontas, Tazewell County, VA, a distance of 1.9 miles in Tazewell County, Virginia. The right-of-way is part of a line of railroad proposed for abandonment in STB Docket No. AB-290 (Sub-No. - 222X). A map depicting the right-of-way was attached with the original letter along with the \$150.00 filing fee.

Historic Pocahontas, Inc. acknowledges that the use of the right-of-way is subject to the user's continuing to meet the responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service. A copy of this statement has been served on Norfolk Southern on the same date it was served on the Board.

If you need any additional information or have further questions, please do not hesitate to contact me.

Sincerely,



Thomas M. Brewster, President on behalf of
Historic Pocahontas, Inc.



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FAX MEMO

To: Frankie McNair (Surface Transportation Board) 202-565-9004
From: Tom Brewster
CC:
Date: 2-16-04
Re: Interim Trail Use
Number of pages including this one: (2)

