

**Columbus and Greenville
Railway Company**

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CAGY
Transportation

April 11, 2006

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street N.W.
Washington, D.C. 20423

ENTERED
Office of Proceedings

APR 11 2006

Part of
Public Record

Re: Docket No. AB 297 (Sub-No. 102X) Columbus and Greenville
Railway Company – Abandonment – City of Greenwood, Leflore County,
Mississippi

Dear Secretary Williams:

On January 20, 2006 the Board authorized Columbus and Greenville Railway Company (C&G) to abandon 1.18 miles of railroad between its mileposts 112.67 and 113.85. The final decision was conditioned upon further public use/rail banking negotiations. C&G and the City of Greenwood (City) have addressed the conversion of the right-of-way to rail banking. Existing agreements between the parties have been ratified unchanged, and a separate agreement between the parties, effective as of April 7, 2006, wherein City acknowledges and accepts that the current abandoned right-of-way is subject to restoration of rail service, has been executed. Both parties are satisfied that the agreement meets the needs of each of the parties and the commitments necessary from City to comply with the regulatory requirements of rail banking.

City has agreed that it will immediately assume indefinitely full responsibility for management of the property, that it will indemnify railroad against any potential liability, including payment of attorney's fees, and that it will pay or otherwise process any and all taxes or other levies that may be assessed against the right-of-way.

It is the intent of the parties to effect all necessary property transfers on or before May 15, 2006. Letter confirmation of the transfers will be lodged in the STB files. The public use/rail banking condition therefore expires on the date of

this letter. The entire abandonment right-of-way is included in the interim public use/rail banking agreement terms.

Yours Sincerely

A handwritten signature in cursive script, appearing to read "H. Lynn Gibson".

H. Lynn Gibson

Copy:

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Greenwood City Attorney
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