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LEONARD, STREET AND DEINARD

PROFESSIONAL ASSOCIATION

June 18, 2003

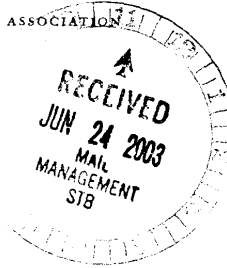
Diane P. Gerth

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Via Facsimile and U.S. Mail

The Honorable Vernon Williams
Secretary, Surface Transportation Board
1925 K Street NW, Room 711
Washington D.C. 20423-00001



Re: Delaware & Hudson Railroad Company, Inc. – Abandonment of Trackage Located in Albany County, New York (U.S. Postal Zip Codes 12202, 12077, 12054, and 12186) STB Docket No. AB-156 (Sub. No. 23X)

Dear Mr. Williams:

This letter is in response to the recent request of Albany County for the imposition of a public use condition on the abandonment of the Delaware & Hudson Albany Main/Voorheesville running track.

Please be advised that Delaware & Hudson has no objection to the imposition of the public use condition, but would respectfully request that it be allowed to dispose of rail materials located along the corridor. In its request for a public use condition, Albany County indicated that it would have no objection to removal of the tracks, ties, and signal equipment. Delaware & Hudson has no intention of removing any of the bridges or culverts on the line, but the track, ties and other rail related structures are valuable recyclable commodities. A public use condition that allows CPR to engage in limited salvage activities would allow the removal and reuse of materials in an expedient manner.

If there are any questions relating to this request, please do not hesitate to contact me.

Very truly yours,

LEONARD, STREET AND DEINARD
PROFESSIONAL ASSOCIATION

DIANE P. GERTH
DPG/kaw

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June 18, 2003

Page 2

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