



Walker Machine & Foundry Corp.



242971

Surface Transportation Board | Attorney-Advisor

Gabriel S. Meyer

395 East Street SW

Washington, DC 20472

April 17, 2017

ENTERED

Office of Proceedings

April 21, 2017

Part of

Public Record

Re: Norfolk Southern Railway Company – Abandonment Exemption – In Roanoke, Virginia. AB-290 (Sub-No. 389X)

Dear Mr. Meyer,

Based on language in the June 15, 1891 deed between The Roanoke Development Company and Norfolk & Western Railway Company, please be advised that Walker Machine and Foundry Corporation disagrees with Norfolk Southern Corporation's assessment that the Norfolk Southern Railway 'has fee simple title interest to the right-of-way underlying the Line proposed for abandonment.' It is our position that Walker Machine and Foundry Corporation owns the underlying property and that Norfolk Southern has an easement limited to railroad purposes.

Notwithstanding the above, the proposed conveyance of this property to Roanoke City for their Roanoke Valley Greenway Plan would affect Walker's April 16, 1940 Crossing Agreement with the Norfolk and Western Railway Company. Walker Machine and Foundry uses this crossing to access property on the North side of the railway.

Finally, I would like to correct the Abandonment's description of the right-of-way as '50 feet to 100 feet along the main track centerline.' The right of way is 40 feet (25 feet North and 15 feet South) along the track centerline.

Very Truly Yours,

Glenn D. Muzzy

cc: All Parties of Record