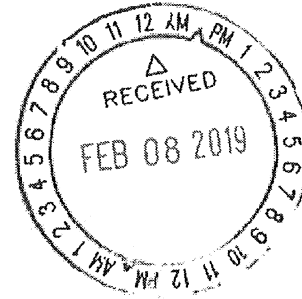


INDIANA TRAILS FUND, INC
PO BOX 1688
INDIANAPOLIS, INDIANA 46206-1688
317-237-9348
trails@indianatrails.com



2019 February 5

247082

Ms. Cynthia T Brown Chief,
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1034
Washington, DC 20423-0001

ENTERED
Office of Proceedings
February 8, 2019
Part of
Public Record

Re: Docket No. AB-55 (Sub-No. 775X), CSX Transportation, Inc. - Abandonment Exemption - in Floyd, Clark, Washington, Orange, and Lawrence Counties, Ind. Request for extension of time to negotiate for Interim Trails Use.

Dear Ms. Brown:

The Indiana Trails Fund respectfully requests CSX and the Surface Transportation Board for their approvals for an extension of 180 days in the above proceedings for Interim Trails Use from February 23rd, 2019, to August 23rd, 2019.

This request is to cover the entire 62.3 miles between Milepost 00Q251.7 near Bedford in Lawrence County, Indiana to Milepost 00Q314.0 near New Albany in Floyd County. Enclosed is \$500 to cover this request via the filing fee in (27)(ii). Also enclosed are ten copies. This request is being served on all parties of record, specifically David Gogol <david.gogol@taegrebd.com> and John Rosenbarger (jrosenbarger@cityofnewalbany.com), and Robert Wimbish <rwimbish@fletche~sippel.com> (each representing the City of New Albany, 311 Hauss Square, New Albany, IN 47150. 812-948-5333), and Louis Gitomer lou@lgraillaw.com, representing CSX.

Most Appreciatively

Richard Vonnegut
President,
Indiana Trails Fund

	DECISION ID NO.: <u>46846</u>
	DECIDED DATE: <u>2-22-19</u>
	SERVICE DATE: <u>2/22/2019</u>
	APPROVED: <u>[Signature]</u> Acting Director
	☒ Extended to <u>8-22-19</u>

FEE RECEIVED
February 8, 2019
SURFACE
TRANSPORTATION BOARD

FILED
February 8, 2019
SURFACE
TRANSPORTATION BOARD

LAW OFFICES OF
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247116

February 21, 2019

Ms. Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

ENTERED
Office of Proceedings
February 21, 2019
Part of
Public Record

Re: **Docket No. AB-55 (Sub-No. 775X), CSX Transportation, Inc.—
*Abandonment—in Clark, Floyd, Lawrence, Orange, and Washington Counties,
IN***

Dear Ms. Brown:

CSXT Transportation, Inc. (“CSXT”) responds to the letter filed on February 8, 2019 by the Indiana Trails Fund (“ITF”) in which ITF seeks a 180-day extension of time to negotiate interim trail use/rail banking for the approximately 62.3-mile rail line on CSXT’s Northern Region, Louisville Division, Hoosier Subdivision between near Bedford, milepost 00Q251.7, and near New Albany, milepost 00Q314.0, all in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN (the “Line”).

CSXT agrees to the requested extension of the interim trails use/rail banking negotiation period until August 22, 2019. CSXT has not consummated abandonment of the Line.

As provided in 49 C.F.R. § 1152.29(e)(2), the extension of the trail negotiation period until August 22, 2019, creates a regulatory barrier to consummation of the abandonment, which provides CSXT with an additional 60 days to consummate the abandonment to October 21, 2019, if trail negotiation is unsuccessful. CSXT respectfully request that the Board confirm that the extension of the consummation period as provided in the regulations applies in this instance.

Ms. Cynthia T. Brown
February 21, 2019
Page 2

This letter is being efiled. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,

Louis E. Gitomer

Louis E. Gitomer
Attorney for CSX Transportation, Inc.

Cc: Parties of Record