

245003

**LAW OFFICES**  
**JAMES H. M. SAVAGE, ESQ.**  
**22 ROCKINGHAM COURT**  
**GERMANTOWN, MD 20874**  
**jsavagelaw@aim.com**

ENTERED  
Office of Proceedings  
January 18, 2018  
Part of  
Public Record

Admitted to Practice  
DC & New Jersey

Tel: (908) 361-7097  
Fax: (301) 972-5743

January 18, 2018

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

Via Federal Express

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

Dear Ms. Brown,

I represent Paul Didelius and investors in the within matter. Pursuant to 52 CFR 1152.27 (c)(2), I am enclosing for filing an original and 10 copies of this amended and supplemental notice expressing intent to file an Offer of Financial Assistance ("OFA"). Mr. Didelius has a *bona fide* interest in acquiring by purchase an approximately 10 mile segment of the rail line CSX Transportation, Inc. ("CSXT") seeks Board approval to abandon on its Northern Region, Louisville Division, Hoosier Subdivision between milepost OOQ251.7 near Bedford, IN, and approximately milepost OOQ284.0 near Salem, IN. The intended OFA pertains to trackage in Lawrence, Orange and Washington Counties, IN.

By copy of this letter, I am notifying Louis E. Gitomer, counsel for CSXT, that pursuant to 49 CFR 1152.27, in order to prepare an OFA, Mr. Didelius needs to receive the following information from his client within 30 days of today's date:

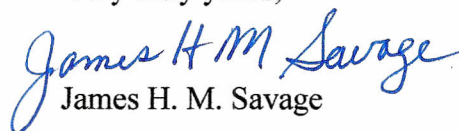
1. Applicant's most recent reports on the physical condition of the Segment, including the physical condition of any bridges; and
2. Applicant's statement of the Segment's net liquidation value with supporting data reflecting current real estate appraisals (including current real estate tax valuation), assessments of the quality and quantity of track materials, estimates of the transportation and removal costs of the removed materials to the point of sale or point of storage, an estimate of rehabilitating the line to FRA Class I safety standards; and

3. Any other information material to calculating the constitutional minimum value of the Segment.

Also enclosed is a Certification of Service and a CD-ROM containing a pdf version of this notice. Please time and date stamp the additional copy of this letter and return it to the undersigned in the accompanying self-addressed prepaid envelope.

Thank you for your assistance. If you have any questions, please contact me.

Very truly yours,

  
James H. M. Savage

cc: Service List

## Certification of Service

I, James H. M. Savage, an attorney at law of the District of Columbia, hereby certify under penalty of perjury that I have this 17<sup>th</sup> day of **January, 2018** served by ordinary mail copies of the accompanying Notice of Intent of Paul Didelius to file an Offer of Financial Assistance in the matter bearing **STB Docket Number AB-55 (Sub-No. 775X), CSX Transportation, Inc. – Abandonment - in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN** upon the below indicated persons or entities, and that I have additionally served applicant's counsel with copies of same by electronic mail addressed to [Lou@lgraillaw.com](mailto:Lou@lgraillaw.com), [Melanie@lgraillaw.com](mailto:Melanie@lgraillaw.com), and [RWimbish@fletcher-sippel.com](mailto:RWimbish@fletcher-sippel.com).

  
James H. M. Savage

### AB-55 (Sub No. 775X) Service List

Party Of Record: Louis E. Gitomer and Melanie B. Yasbin  
600 Baltimore Avenue, Suite 301  
Towson, MD 21204  
Attorneys for Applicant CSX Transportation, Inc.

Party Of Record: City of New Albany, IN  
  
c/o Robert A. Wimbish  
Fletcher & Sippel, LLC  
29 Wacker Dr., Suite 920  
Chicago, IL 60606-2832  
Attorneys for City of New Albany, IN

Party Of Record: Citizen Potawatomi Nation  
1601 S. Gordon Cooper Drive  
Shawnee, OK 74801

Party Of Record: Forest County Potawatomi Community  
P. O. Box 340  
Crandon, WI 54520

Party Of Record: Hannahville Indian Community, Michigan  
N14911 Hannahville B1 Rd.  
Wilson, MI 49896-9728

Party Of Record: Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas  
824 111th Drive  
Horton, KS 66439

Party Of Record: Kickapoo Tribe of Oklahoma  
P.O. Box 70  
McCloud, OK 74851

Party Of Record: Miami Tribe of Oklahoma  
P.O. Box 1326  
Miami, OK 74355

Party Of Record: Peoria Tribe of Indians of Oklahoma  
P.O. Box 1527  
Miami, OK 74355

Party Of Record: Prairie Band of Potawatomi Nation  
16281 Q Road  
Mayetta, KS 66509

Party Of Record: Shawnee Tribe  
P.O. Box 189  
Miami, OK 74355-0189

Party Of Record: U.S. Fish and Wildlife Service  
620 S. Walker Street  
Bloomington, IN 46403

Party Of Record: Richard Vonnegut  
Indiana Trails Fund  
P.O. Box 1699  
Indianapolis, IN 46206-1688

Non-Party: Chad Snider  
Indiana Department of Natural Resources  
Division of Historic Preservation and Archeology  
402 West Washington Street, W274  
Indianapolis, IN 46204-2739