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Ms. Cynthia T. Brown,

Chief Section of Administration Office of Proceedings Surface Transportation
Board

395 E Street, S.W. Washington, D.C. 20423

Re: Docket No. AB 1314X, The Elk River Railroad, Inc. – Abandonment Exemption
– In Kanawha & Clay Counties, WV

Attention Ms. Cynthia Brown,

In it's original pleading TERRI admits to having Valuation maps in its possession. I would respectfully request they produce these maps which would be crucial in proving they own 100% of the ROW. They lay claim to having no less than a 66 feet ROW. In an information sheet provide to local landowners TERRI states: ***"There are large very detailed Maps that the railroad keeps on file that gives the width of the ROW at every location"***.

We dispute their claim by having multiple deeds in our possession disproving such claims. Producing these VAL maps would bring this issue to light. Given that TERRI is a privately owned company they would not have to respond to an FOIA request. I believe the STB could ask for these as they pertain to the current exemption pleading as a means of further clarification to ownership of such ROW and it's dimensions as such.

"TERRI possesses valuation maps of the Line, as well as engineering drawings for the structures listed in Exhibit 17, with the exception of the Middle Creek Spur Bridge (MP 0.4).

TERRI has provided the Locator Maps for each of the subject structures in Exhibit 16."

[49 C.F.R. §§ 1244.1 to 1244.5](#)

Thanks again for your time.

Respectfully

J David Morgan

CC: all parties of record