

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

STB DOCKET NO AB-768X

**MOHAWK, ADIRONDACK & NORTHERN RAILROAD CORPORATION
ABANDONMENT EXEMPTION, IN LEWIS AND JEFFERSON
COUNTIES, N.Y.**

STB DOCKET NO AB -180X

**THE LOWVILLE & BEAVER RIVER RAILROAD COMPANY-
ABANDONMENT EXEMPTION- IN LEWIS COUNTY, N.Y.**

**RESPONSE OF MOHAWK, ADIRONDACK & NORTHERN RAILROAD
CORPORATION (MAN) AND THE LOWVILLE & BEAVER RIVER
RAILROAD COMPANY (LBRR) TO RAILWAY HISTORICAL SOCIETY
OF NORTHERN NEW YORK RECENTLY FILED UNDATED LETTER
REGARDING HISTORIC ISSUES.**

The Railway Historical Society of Northern New York in an undated letter continues to request that the Board deny the application of The Lowville & Beaver River Railroad Company (LBRR) and the Mohawk Adirondack & Northern Railroad Corporation (MAN) due to the fact that property may be considered historic and that track has been removed from the properties.

LBRR and MAN have applied to abandon portions of their lines due to a contract they have entered into with the County of Lewis to sell the portions for which they seek abandonment as is where is. LBRR and MAN will not remove any track or structures from the line to be sold. Therefore, any issues regarding what the County of Lewis may do with the property should be addressed with them and through any state agencies who may have authority regarding the issues.

Regarding the removal of track, this was done without the consent of LBRR and MAN by the County of Lewis prior to any agreement having been entered into and in fact, MAN and LBRR have filed an action in the United States District Court for the Northern District of New York to have the County restore the tracks that it removed. This suit is still pending but will be dismissed as part of the sale agreement between the railroads and the County.

Since LBRR and MAN meet the requirements for an abandonment of the portions of railroad involved, LBRR and MAN request that the Board grant its request to abandon the lines involved.

Dyer & Peterson PC

A handwritten signature in blue ink, appearing to read "John K. Fiorilla", written over a horizontal line.

By John K. Fiorilla

cc ALL PARTIES of RECORD