

National Association of Reversionary Property Owners (NARPO)

227 Bellevue Way NE PMB 719 Bellevue, WA 98004

760-238-8420

dick156@earthlink.net

246785

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Surface Transportation Board Cynthia Brown, Administrator
395 E Street
Washington, DC 20423

RE: AB 55-625X in Preston County, West Virginia-CSX Railroad

Dear Ms. Brown,

On September 10, 2018, National Association of Reversionary Property Owners (NARPO) asked the STB to rescind the NITU on the portion from MP 9.78 to MP 14.3 of AB 55-625X that has not had a NITU extension since the last STB decision on February 2, 2016.

In the STB Decision of October 30, 2018, the STB brought to NARPO's attention the CSX consummation of rail service between MP 9.78 and MP 14.0 served 12/13/2006. But it still appears that the NITU is still current on the portion between MP 3.0 and MP 9.78 and that portion does not have a Trail Use Agreement signed. No STB NITU extension decision has been granted since 2/4/2016 for the portion of the NITU between MP3.0 and MP 9.78. That is 2 ½ years since a NITU extension.

Also it would appear the CSX consummation date for the portion of the rail line between MP 3.0 and MP 9.78 has not been extended since the February 2, 2016

STB decision. A trails use agreement was signed between Greer Industries and CSX for the portion of the rail line between MP 0.0 and MP 3.0 on August 21, 2013.

NARPO has a member along the right of way between MP 3.0 and MP 9.78 with reversionary rights to the railroad right of way, and they would like to recover their rights to the underlying land as it appears that no trails use agreement is about to be signed as neither party seems interested in the rail line between MP 3.0 and MP 9.78.

NARPO requests the STB to rescind the NITU between MP 3.0 and MP 9.78 for inaction between the parties and require CSX to consummate the abandonment of that portion.

Sincerely yours,

Richard Welsh, executive director NARPO

All parties of records, Dave Bassage foc@cheat.org , Lucinda Butler cindy.k.butler@wv.gov , Robert Gwynne Gwynne@greerindustries.com , lou Gitimer lou@lgrailaw.com , Kathryn Barney Kathrynbarney@csx.com , Steven Armbrust stevenarmbrust@csx.com , Jonathan Gold Jonathangold@csx.com have been notified by email on 11/14/2018
by Richard Welsh—NARPO executive director