

**Dave Taverner**  
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76210



August 7, 2017

244151

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings Surface Transportation Board  
395 E Street, S.W., Room 1034  
Washington, DC 20024

ENTERED  
Office of Proceedings  
August 21, 2017  
Part of  
Public Record

Re: Docket No. FD 36137  
City of Fishers, City of Noblesville, and Hamilton County, Indiana  
Petition for Partial Revocation of Exemption

Dear Ms. Brown:

Enclosed for filing to the above-captioned proceeding are an original and ten copies of written comment regarding the "Petition for Partial Revocation of Exemption" filed on August 1, 2017 with the Surface Transportation Board (the "Board"). A copy of this comment has also been served on the attorney, Robert A. Wimbish, who is representing the collective owners, City of Fishers, City of Noblesville, and Hamilton County (the "Owners"), of a railroad line in Indiana.

I am not a citizen of any of the communities involved in this dispute over the railroad but I have been following it closely and have contributed to the "Save The Nickel Plate" organization. After reading all the material they have presented it is very clear that the community governments were not up front with the citizens and even did some very underhanded things to cause the disruption of the railroad and take over the area in question. The ITM who was running the train was stopped from running the train with the excuse the tracks were not safe. The FRA inspected the line and found it to be safe so this was just an excuse to shut down the railroad and then declare it was not being used and therefore could be railbanked. They also have stated incorrectly to the citizen the cost of replacing the rails to a trail and have not shown that a new bridge for the trail will be needed at an even greater cost.

I am writing this letter to you because of the obvious injustice being done to these people and feel the city governments do not have the right to eliminate the rail for a trail without a public vote from the community. I hope you will at least consider all that had transpired and weigh your decision carefully.

Thank you for your time,

Sincerely yours,

Dave Taverner