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May 20, 2013

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Ms. Victoria Rutson
Director
Office of Environmental Assessment
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423

RE: Finance Docket No. 35523, *CSX Transportation, Inc.—Joint Use—
Louisville & Indiana Railroad Company, Inc.*

Dear Ms. Rutson:

CSXT Transportation, Inc. ("CSXT") seeks your approval to prepare a Preliminary Draft Environmental Assessment ("PDEA") in connection with the environmental review of the Proposed Transaction, as defined below.

CSXT and the Louisville & Indiana Railroad Company, Inc. ("L&I") propose to file on or about May 31, 2011, a minor application under 49 U.S.C. §11323(a)(6) and 49 C.F.R. Part 1180 seeking approval from the Surface Transportation Board (the "Board") for the joint use by CSXT and L&I of L&I's 106.5-mile railroad line between its connection with CSXT in Indianapolis, IN, milepost 4.0±, and its connection with CSXT in Louisville, KY, milepost 110.5±, including designated sidings and turnouts, (the "Line"). In order to jointly use the Line with L&I, CSXT seeks authority to acquire and jointly use a perpetual non-exclusive freight railroad operating easement over the Line (the "Easement"). A map of the Proposed Transaction is shown on the Attachment.

CSXT conferred with the Office of Environmental Assessment ("OEA") on February 17, 2011. As a result of that consultation, CSXT proposes that, with OEA's guidance, CSXT prepare a PDEA for the Proposed Transaction. The PDEA will be prepared by CSXT's environmental consultants, HDR Engineering, Inc. ("HDR"), under guidance provided by OEA. The PDEA will serve as the basis for the environmental documentation to be prepared by OEA. Preparation of such a PDEA would be consistent with the regulations of the Council on Environmental Quality at 40 C.F.R. §1506.5(b), which specifically contemplate preparation of an environmental assessment ("EA") by an applicant.

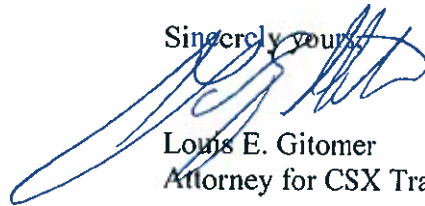
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CSXT's objective in preparing the PDEA is to submit a document of such quality and accuracy as to conform fully with OEA's requirements for such documents. CSXT anticipates that OEA would verify the information submitted in the PDEA and independently evaluate the environmental impacts of the Proposed Transaction. In this manner, CSXT expects that OEA's independent verification and evaluation would confirm that the PDEA could be adopted, with a minimum of revision, as OEA's own EA. OEA would then issue its EA for public review and comment within a 30-day period and subsequently make final recommendations to the Board.

Please let me know if (i) the PDEA approach set forth in this letter conforms with your understanding, and (ii) CSXT may proceed to work, consistent with that approach and in consultation with your office and HDR, on a PDEA regarding the Proposed Transaction. We look forward to working together with OEA on this environmental review process.

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

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Louis E. Gitomer", is written over the typed name and title.

Louis E. Gitomer
Attorney for CSX Transportation, Inc.

Enclosures

