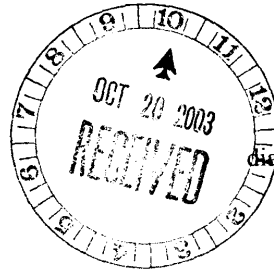


209153

LEONARD, STREET AND DEINARD

PROFESSIONAL ASSOCIATION

October 15, 2003



Diane P. Gerth

612-335-1463

diane.gerth@leonard.com

The Honorable Vernon Williams
Secretary, Surface Transportation Board
1925 K Street NW
Washington, DC 20423-0001

ENTERED
Office of Proceedings

OCT 20 2003

Part of
Public Record

Re: Canada Southern Railway Company's Class Exemption From The Requirements of 49 U.S.C. Sections 10903- Notice of Exemption to Abandon - Abandonment of Line of Railroad Running Between Milepost 0.0 and Milepost 0.15, in Niagara County, State of New York (United States Postal Zip Code 14305) S.T.B. Docket No. AB-584 (Sub No. 1X)

Dear Secretary Williams:

This letter is to notify the Board that Canada Southern Railway Company has consummated the above-referenced abandonment and has severed the line, discontinued operations, and has removed this trackage from the interstate rail network as of this date. The line for which abandonment has been consummated is the line of railroad running between Milepost 0.0 and Milepost 0.15 in Niagara County, New York, in United States Postal Zip Code 14305.

The Board's November 15, 2002 order imposed environmental and historic preservation conditions, along with conditions relating to a Coastal Zone Consistency Determination and a requirement of consultation with state environmental agencies that have resulted in legal and regulatory barriers to consummation. Consummation could not take place until these conditions have been met, delaying salvage activities.

This notice is being served pursuant to 49 C.F.R. parts 1152.29(e)(2) and 1152.50 upon the New York Public Service Commission. Accordingly, also enclosed is a certificate of service.

150 SOUTH FIFTH STREET SUITE 2300 MINNEAPOLIS, MINNESOTA 55402 TEL 612-335-1500 FAX 612-335-1657

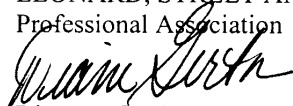
LAW OFFICES IN MINNEAPOLIS, SAINT PAUL, MANKATO, SAINT CLOUD AND WASHINGTON, D.C.

WWW.LEONARD.COM

In addition, enclosed is a self-addressed stamped envelope and a copy of this letter to be stamped with the filing date and returned to the undersigned. If you have any questions regarding the above-referenced matter, please feel free to call me.

Very truly yours,

LEONARD, STREET AND DEINARD
Professional Association



Diane P. Gerth

cc: New York Public Service Commission
William Tuttle
Judy Mitchell
Steve Fisk
Anne Dragicevic
Paul Clegg
Kevin Paul

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of October, 2003, I have caused to be served by first-class mail, postage prepaid, or by more expeditious means a true and correct copy of the foregoing Request to the following parties of record in STB Docket No. AB-584 (Sub No. 1X):


Kathleen Amore Adofo

New York State Department of Public Service
3 Empire State Plaza
Albany, NY 12223-1350

