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April 7, 2004

VIA HAND DELIVERY

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

210525



Re: Docket No. AB-534 (Sub-No. 2X), Lake State Railway
Company – Abandonment Exemption – Rail Line in
Alpena and Presque Isle Counties, Michigan

Dear Mr. Secretary:

On February 2, 2000, Lake State Railway Company (“Lake State”) filed a Verified Petition for Exemption (“Petition”) in the above-referenced proceeding regarding the abandonment of Lake State’s rail line in Alpena and Presque Isle Counties, Michigan, including: (i) a portion of Lake State’s main line Huron Subdivision; and (ii) the “entirety” of Lake State’s Rogers City Branch. See Petition at 1. In describing the Rogers City Branch, Lake State indicated that the line to be abandoned “exits Lake State’s main line from Posen, Michigan (MP 141.8) and proceeds north to Rogers City, Michigan where it comes to a dead end (RCB MP 11.5).” Id.

In its Decision served May 22, 2000, the Board granted Lake State’s petition for exemption, noting that the exemption applied to Lake State’s “entire” Rogers City Branch. Id. at 1.

The purpose of this letter is to advise the Board that, in the course of its negotiations regarding the disposition of the subject property (for interim trail use purposes), Lake State has determined that its Petition inadvertently included an incorrect milepost number to describe the point at which the Rogers City Branch “comes to a dead

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end.” While Lake State identified that point in its Petition as RCB MP 11.5, subsequent review has shown that the actual “dead-end” point of the Rogers City Branch should have been identified as RCB MP 12.7.

Lake State respectfully requests that the Board clarify that its decision to grant Lake State’s Petition for Exemption regarding the abandonment of the “entire” Rogers City Branch – and the Board’s subsequent decisions regarding the disposition of this branch¹ – should be understood as extending to the actual dead-end point of that branch, rather than to the incorrect milepost that Lake State provided in describing that dead-end point in its Petition. We regret any inconvenience that this inadvertent error may have caused.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew B. Kolesar III". The signature is fluid and cursive, with a prominent "A" and "K".

Andrew B. Kolesar III

cc: Parties of Record

¹ See Docket No. AB-534 (Sub-No. 2X), Lake State Ry. – Abandonment Exemption – In Alpena and Presque Isle Counties, MI (STB served Nov. 17, 2000, May 4, 2001, Dec. 18, 2001, May 17, 2002, Nov. 8, 2002, May 23, 2003, Aug. 8, 2003, and Nov. 10, 2003).