

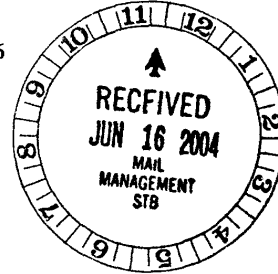


Rodney Kirtley

Muhlenberg County Judge Executive

P.O. Box 137 • Greenville, Kentucky 42345
(270) 338-2520 • 1-888-251-3364 • Fax (270) 338-6116

June 9, 2004



Mr. Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, NW
Washington, DC 20423

RE: CSX Transportation, Inc.
Abandonment Ohio and Muhlenberg Counties
Docket No. AB-55 (Sub. No. 648X)

Dear Mr. Williams:

Muhlenberg County has just recently become aware of the abandonment procedure step taken by CSX Transportation, Inc. concerning a segment of rail line in Ohio and Muhlenberg Counties. In a letter we submitted on 6/7/04 we expressed our interest in establishing a trail use for this property. We included the required \$150 application fee as part of that letter. We would however request that the \$150 application fee be waived for our agency.

Sincerely,

Rodney K. Kirtley
Muhlenberg County Judge Executive

RKK:ks

cc: Jonathan Gold
Lou Gitomer
Dave Geraci

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Office of Proceedings
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Part of
Public Record



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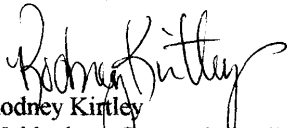
The following is a supplement to the request filed by Muhlenberg County Fiscal Court on 6/7/04 for the above referenced abandonment.

A: Public Use Condition

Proponent request the STB to find that this property is suitable for other public use, specifically trail use, and to place the following conditions on the abandonment:

1. An order prohibiting the carrier from disposing of the corridor, other than the tracks, ties and signal equipment, except for public use on reasonable terms. The justification for this condition is that Muhlenberg County plans to use this corridor as a trail. The time period sought is 180 days from the effective date of the abandonment authorization. Proponent needs this much time to conduct negotiations with the carrier.
2. An order barring removal or destruction of structures such as bridges, trestles, culverts, and tunnels. The justification for this condition is that these structures may have considerable value for the corridor's intended public use. The time period requested is 180 days from the effective date of the abandonment authorization for the same reason as indicated above.

Respectfully submitted,


Rodney Kirtley
Muhlenberg County Judge Executive

RKK:ks

cc: Jonathan gold
Lou Gitomer
Dave Geraci