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RICHARD R. WILSON, P.C.**Attorney at Law****A Professional Corporation****127 Lexington Avenue, Suite 100****Altoona, PA 16601**

(814) 944-5302

(888) 454-3817 (Toll Free)

(814) 944-6978 FAX

rrwilson@charterpa.com

851 Twelfth Street
Oakmont, PA 15139

August 3, 2004

Hon. Vernon A. Williams
Secretary, Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001Of Counsel to:
Vuono & Gray LLC
2310 Grant Building
Pittsburgh, PA 15219
(412) 471-1800
(412) 471-4477 FAXRe: STB Finance Docket No. AB-865 [REDACTED]; Honey Creek Railroad, Inc. -
Abandonment Between Sulfur Springs and New Castle, IN in Henry County, Indiana

Dear Sir:

The purpose of this letter is to provide further clarification and information regarding the above captioned Notice of Exemption submitted on behalf of the Honey Creek Railroad, Inc. As indicated in the ICC order in Finance Docket No. 32332 dated September 20, 1993, Honey Creek Railroad acquired and operated a former line of Consolidated Rail Corporation between Mile Post 104.1 and Mile Post 110.05. However, these were Conrail milepost designations and were not utilized by Honey Creek Railroad in connection with its rail operations.

Also enclosed is a certified copy of the advertisement published in *The Courier Times* providing public notification of the filing of the Honey Creek Railroad Notice of Exemption.

Should you have any further questions in connection with this matter, please do not hesitate to contact the undersigned.

ENTERED
Office of Proceedings

AUG 06 2004

Part of
Public Record

Very truly yours,

RICHARD R. WILSON, P.C.

Richard R. Wilson, Esq.

RRW/bab

xc: Ms. Darlene Evans (via fax 202-565-9004)

Courier Times

State of Indiana,
Henry County:

Before the undersigned personally
came

David Holgate
who being duly sworn, says he is

PUBLISHER

of **The Courier-Times**, that is a
newspaper of general circulation,
printed and published in New
Castle, in said county, and is
qualified to accept and publish
legal notices according to the law,
and that the notice of which the
annexed is a true copy was pub-
lished in said paper on the 8
day of:

July 20 04

and for 0 successive
weeks immediately following.

David Holgate

Subscribed and sworn to me before
this 8 day of

July 20 04

Blenda K. York
Notary Public

My Commission expires 11/12/2008

Printer's Fee. \$ 301.95

225.00 pd
\$ 76.95 balance
owed

Honey Creek Railroad, Inc. gives notice that on or about July 15, 2004, it intends to file with the Surface Transportation Board, Washington, DC 20423, a notice of exemption under 49 CFR 1152 Subpart F - Exempt Abandonments permitting the abandonment of 5.9 mile line of railroad in Henry County between New Castle and Sulphur Springs, Indiana. The proceedings will be docketed as No. AB 565X.

The Commission's Section of Energy and Environment will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed by the Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Section of Energy and Environment, Surface Transportation Board, Washington, DC 20423 or by calling that office at 202-927-6211.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board's Office of the Secretary, 1925 K Street, NW, Washington, DC 20423, and one copy must be served on applicant's representative. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance. Copies of any comments or requests for conditions should be served on the applicant's representative: Richard R. Wilson, Esq., 127 Lexington Avenue, Suite 100, Allentown, PA 16601; 814-944-5302. Publication date of this notice is July 8, 2004.

Very truly yours,
Richard R. Wilson, P.C.
Richard R. Wilson, Esq.
Attorney for Honey
Creek Railroad, Inc.
RRW/bab
Enclosure
Published July 8, 2004

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