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December 1, 2004

VIA FEDERAL EXPRESS

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Room 700
Washington, DC 20006

ENTERED
Office of Proceedings

DEC 2 - 2004

Part of
Public Record

Re: **Docket No. AB-875X** *212681*
**R.J. Corman Railroad Company/Bardstown Line -- Discontinuance
Exemption -- In Johnson, Magoffin and Breathitt Counties, Kentucky**

Docket No. AB-876X *212682*
**R.J. Corman Equipment Company, LLC -- Abandonment
Exemption -- In Johnson, Magoffin and Breathitt Counties, Kentucky**

Dear Secretary Williams:

On November 16, 2004, the Counties of Breathitt, Johnson and Magoffin, Kentucky (the "Counties") filed a request for interim trail use and public use conditions in the discontinuance proceeding captioned above as Docket No. AB-875X. Because the Counties' request is more appropriately considered in Docket No. AB-876X, the parallel abandonment proceeding, R.J. Corman Equipment Company, LLC ("Corman") accordingly asks that the request be treated as having been filed in the latter docket.

Corman does not object to the request for an interim trail use and rail banking condition in the Docket No. AB-876X abandonment proceeding in the form sought by the Counties. Corman is willing to negotiate with the Counties for a possible interim trail use/rail banking agreement with respect to the 36-mile Corman line between Dawkins and Evanston, Kentucky which is the subject of that abandonment proceeding.

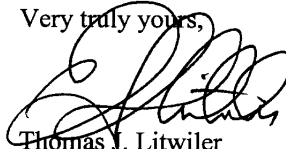
Corman also does not object to the request by the Counties for a public use condition on the proposed abandonment. We note that, in the form sought by the Counties, the public use condition would not prevent Corman from immediately removing tracks, tie and signal equipment from the line.

FLETCHER & SIPPEL LLC

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Ten copies of this letter are enclosed for filing at the Board. One extra copy also is enclosed, and I would request that you date-stamp that copy to show receipt of this filing and return it to me in the provided envelope. Thank you for your assistance on this matter.

Very truly yours,



Thomas J. Litwiler
Attorney for R.J. Corman Equipment
Company, LLC

TJL:tl

Enclosures

cc: Hon. Lewis H. Warrix, Breathitt County Judge-Executive
Ms. Rebecca M. Loudon, R.J. Corman Railroad Group