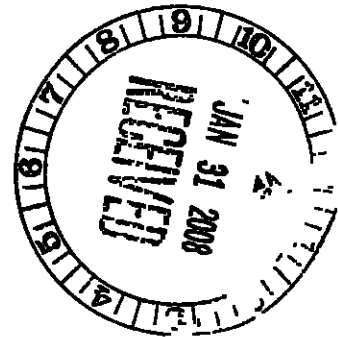


221486

January 23, 2008

Vernon A. Williams
Secretary
Surface Transportation Board
395 E. Street SW
Washington, DC 20423-0001



Re: STB Docket No. AB-1014, Denver & Rio Grande Railway Historical
Foundation—Adverse Abandonment—In Mineral County, CO

ENTERED
Office of Proceedings

Dear Secretary Williams

JAN 31 2008

Part of
Public Record

Please consider this letter my comments in support of the application for adverse abandonment filed by the City of Creede.

I have been resident of Creede for over 30 and have been the Trustee for my mother's estate for the past 8 years, which consisted of the Amethyst Emporium, which she established in 1971, and the building in which it operated. This building, which is located at 129 North Main Street, Creede, Colorado, is one of the properties partially overlaid by the ROW and from which the Rio Grande Railway Historical Foundation has attempted to collect rent. This building was sold on January 8, 2008.

My address is: 112 Cliff Street, PO Box 272, Creede, CO 81130

I am writing in support of the City's application. There have been no railroad operations within the City of Creede since 1971, even before my Mother purchased this property. There has been no need for freight service to any of the business within the City of Creede since 1971. Having talked with almost all of the business owners in Creede, I can state without hesitation that none of them have needed freight rail service, nor do any of them anticipate the need for freight rail service in the future, including the hardware store, the grocery store or any of the retail businesses within the city limits. I believe the publicly owned land under the ROW should be put to uses that benefit the town and its citizens. The land over which the ROW lies runs through the middle of our small town and encompasses approximately 1/3 of Creede's downtown area. It is my opinion that, because there is no proven need for freight rail service to Creede, that this town and its residents would be better served by allowing the City of Creede to direct its own future development of this area rather than having this land tied up in a ROW that is not needed.

I've enclosed ten copies of this letter and caused copies to be mailed to the parties to this proceeding. A certificate of service is attached to my comments.

Sincerely,

Betty Jean Myers

CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of my comments in STB Docket No. AB-1014 to be served upon the following persons by first class mail this 23 Day of January, 2008

Clyde Dooley
City Manager
City of Creede
PO Box 457
Creede, CO 81130

Ronald M. Johnson
Akin, Gump, Strauss, Hauer & Feld LLP
1333 New Hampshire Ave. NW
Washington, DC 20036

Thomas McFarland
208 South LaSalle Street, Suite 1890
Chicago, IL 60604-1112

Donald H. Shank
Denver & Rio Grande Railway Historical Foundation
20 North Broadway
Monte Vista, CO 81144

Office of the Governor of Colorado
Bill Ritter, Governor
136 State Capitol
Denver, CO 80203-1792

Colorado Public Utilities Commission
Doug Dean, Director
1560 Broadway, Suite 250
Denver, CO 80202


[Your Name]