



Eric M. Hocky  
Direct Dial 215 640 8523  
Email: ehocky@thorpreed.com

ATTORNEYS AT LAW SINCE 1895

VIA ELECTRONIC FILING

Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

September 4, 2012  
232907

ENTERED  
Office of Proceedings  
September 4, 2012  
Part of  
Public Record

Re: **STB Docket No. AB-449 (Sub-No. 3X)**  
Western Kentucky Railway, LLC  
- Exempt Abandonment -  
Webster, Union, Caldwell and Crittenden Counties, Kentucky

Notice of Partial Consummation

Dear Ms. Brown:

In this proceeding, Western Kentucky Railway, LLC ("WKRL") filed a notice of exemption to abandon all of its remaining lines of railroad in Webster and Union Counties, KY. The exemption became effective on February 26, 2011. The exemption was reopened and Webster and Union County were each authorized to negotiate an interim trail use/rail banking agreement with WKRL for the lines in their respective counties. Ultimately, Webster County requested a further extension of its NITU, and Union County has determined that it no longer wishes to pursue trail use and rail banking.

By decision served August 6, 2012, the Board authorized an extension of the Webster County NITU until August 18, 2012 (an additional extension has since been requested), and extended the period in which WKRL could file a notice of consummation for the portion of its lines in Union County until September 5, 2012.

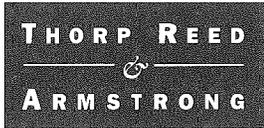
WKRL is hereby providing notice pursuant to 49 CFR §1152.50(e) and §1152.29(e)(2), that it has exercised the authority granted in this proceeding, and consummated the abandonment of the rail lines in Union County that are included in this abandonment.<sup>1</sup> WKRL has discontinued common carrier service, is terminating its station listings and canceling its tariffs, and intends that the lines in Union County be removed from the interstate rail network.

The remaining lines Of WKRL in Webster County are subject to a continuing NITU.

<sup>1</sup> The line in Union County is from MP 48.0 at Dekoven to the Union County / Webster County line outside of Blackford.

Pittsburgh  
Philadelphia  
Wheeling  
Wilmington  
Princeton

Thorpe Reed & Armstrong, LLP  
One Commerce Square  
2005 Market Street  
Suite 1000  
Philadelphia, PA 19103-7041  
215 640 8500  
215 640 8501 Fax

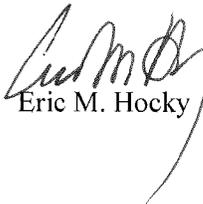


Office of Proceedings  
Page 2

September 4, 2012

Pursuant to 49 CFR § 1152.29(e)(2), WPRR certifies that a copy of this Notice of Consummation has been sent to the Kentucky Transportation Cabinet, Division of Planning. A copy has also been sent to Union County and Webster County.

Respectfully,



Eric M. Hocky

EMH/e

cc: Kentucky Transportation Cabinet, Division of Planning  
Jody Jenkins, Judge/Executive, Union County  
Bruce W. Moore, County Attorney, Union County  
James R. Townsend, Judge/Executive, Webster County  
Keith Lovan, Lexington-Fayette Urban County Government (by email)  
WKRL (by email)