



## MONTICELLO PARKS & RECREATION

227 N. Main St.  
Monticello, IN 47960  
(219) 583-3983

3/6/14  
Ms. Cynthia Brown  
Chief, Section of Administration  
Surface Transportation Board  
Office of Proceedings  
395 E Street, S.W.  
Washington, DC 20423-0001

235682  
ENTERED  
Office of Proceedings  
March 24, 2014  
Part of  
Public Record

Re: CSX Transportation Inc. Abandonment in White County, IN, STB Docket Number AB-55(Sub-No. 712X)

Dear Ms. Brown:

This request is filed on behalf of Monticello Parks & Recreation Board which is a political subdivision or government agency interested in transportation and/or natural resources, which is hereinafter referred to as 'proponent'. While not taking a position on the merits of this abandonment, proponent requests issuance of a Public Use Condition as well as a Certificate or Notice of Interim Trail Use rather than an outright abandonment authorization between Hanawalt and Sixth St., Monticello, IN.

### A. Public Use Condition

Proponent requests 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 of public use on reasonable terms. The justification for this condition is that The corridor would make an excellent recreational trail and conversion of the property to trail use is in accordance with local plans. In addition, the corridor provides important wildlife habitat and greenspace and its preservation as a recreational trail is consistent with that end. The time period sought is 180 days from the effective date of the abandonment authorization. Proponent needs this much time because we have not had an opportunity to assemble or to review title information, complete a trail plan or commence negotiations with the carrier
2. An order barring removal or destruction of potential trail-related structures such as bridges, trestles, culverts and tunnels. The justification for this condition is that these structures have considerable value for recreational trail purposes. The time period requested is 180 days from the effective date of the abandonment authorization for the same reason as indicated above.

# FILING FEE WAIVED



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### B. Interim Trail Use

The railroad right-of-way in this proceeding is suitable for railbanking. In addition to the public use conditions sought above, proponent also makes the following request:

#### STATEMENT OF WILLINGNESS TO ASSUME FINANCIAL RESPONSIBILITY

In order to establish interim trail use and rail banking under section 8(d) of the National Trails System Act, 16 U.S.C. §1247(d), and 49 C.F.R. §1152.29, City of Monticello is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability), and for the payment of any and all taxes that may be levied or assessed against the right-of-way owned by CSX Transportation Inc.

The property extends from railroad milepost 0QA 98.00 in Monticello, IN to railroad milepost 0QA 97 near 6th St. a distance of 1 mile in White County, IN. The right-of-way is part of a line of railroad proposed for abandonment in STB Docket No. AB-55 (Sub No. 712X).

A map depicting the right-of-way is attached.

The City of Monticello acknowledges that use of the right-of-way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service.

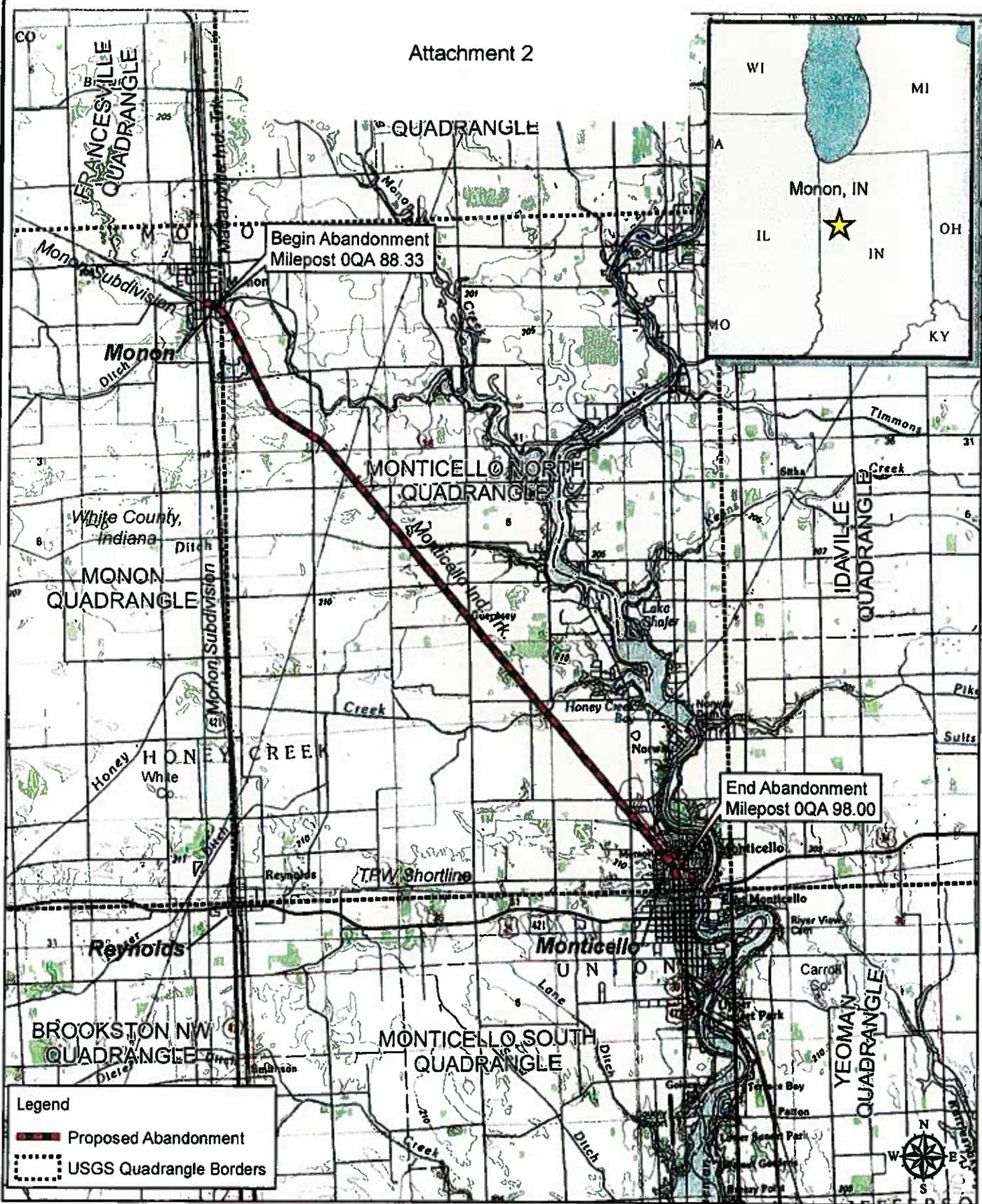
By my signature below, I certify service upon CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202, by U.S. Mail, postage prepaid, first class, on 3/6/2014.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bruce P. Lyons".

Bruce P. Lyons, Parks Board President  
On behalf of City of Monticello Parks and Recreation Department

Attachment 2



End Abandonment  
Milepost OQA 98.00

Begin Abandonment  
Milepost OQA 88.33

**Legend**

- Proposed Abandonment
- USGS Quadrangle Borders



**CSX Transportation, Inc. Proposed Abandonment  
Monon Subdivision - Monticello Industrial Track**

OQA 88.33 at Monon to OQA 98.00 at Monticello  
a distance of 9.67 Miles +/-  
White County, Indiana  
STB Docket No. AB 55 (Sub-No. 712X)



Creation Date: June 13, 2011  
S:PINN18UN161181-001DUN-161-1026131STB

CSX Real Property, Inc.  
IR-161-1026131