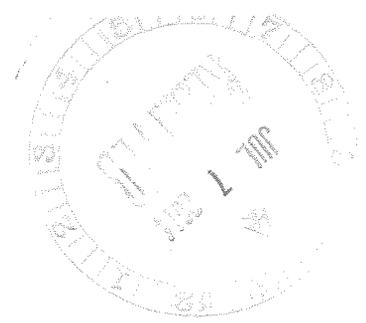


Indiana Trails Fund
PO Box 402
Indianapolis, Indiana 46206-0402
317-237-9348
www.indianatrails.community



236283

2014 July 3rd

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001
(202) 245-0362

ENTERED
Office of Proceedings
July 7, 2014
Part of
Public Record

Re: Docket No. AB-55 (Sub-No. 709X), CSX Transportation, Inc. – Abandonment
Exemption - in Marion County, Indiana

Dear Ms. Brown:

This request is filed on behalf of the Indiana Trails Fund, Inc., which is an Indiana not-for-profit corporation for the purpose to protect and railbank transportation corridors for reuse for economic development by walking, bicycling, and horseback riding, hereinafter referred to as "proponent."

Proponent requests issuance of a Public Use Condition as well as an Interim Trail Use Condition rather than an outright abandonment authorization on approximately 1.49 miles of rail line on the Northern Region, Great Lakes Division, Indianapolis Terminal Subdivision, between north of West 29th Street, milepost QIY 3.69, and the end of track south of Langsdale Avenue, milepost QIY 2.20, in Indianapolis, Marion County, Indiana.

A. Request For Public Use Condition

Proponent asks 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:

FILED
July 7, 2014
Surface Transportation Board

FEE RECEIVED
July 7, 2014
Surface Transportation Board

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ITF Requesting NITU in

Docket No. AB-55 (Sub-No. 709X)

2014.06.26

1. An order prohibiting the carrier from disposing of the corridor, other than the tracks, ties and signal equipment, except for public use on reasonable terms.

Justification for this condition is:

This railroad corridor will provide a bicycling and walking corridor for both a transportation link within Marion County, and a recreation facility to enhance the strong tourism center which Indianapolis already has. Further, this corridor is specified as a needed trail corridor for the City of Indianapolis in the Indy Greenways Full Circle Master Plan

The Indiana Trails Fund seeks a time period of 180 days from the effective date of the abandonment authorization. Proponent needs this much time to begin 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.

B. Request For 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: That CSX Transportation agrees to this request for Interim Trail Use in order to improve the non-motor transportation facilities and the health of citizens, and, by extensions and connections, improve mobility and transportation in Marion County.

STATEMENT OF WILLINGNESS TO ASSUME FINANCIAL RESPONSIBILITY

In order to establish interim trail use and railbanking under section 8(d) of the National Trails System Act, 16 U.S.C. §1247(d), and 49 CFR §1152.29, 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 and operated by the railroad.

The property, known as the Northern Region, Great Lakes Division, Indianapolis Terminal Subdivision, between north of West 29th Street, milepost QIY 3.69, and the end of track south of Langsdale Avenue, milepost QIY 2.20, a distance of approximately 1.49 miles of rail line in Indianapolis, Marion County, Indiana. The right-of-way is part of a line of railroad proposed for abandonment in STB Docket No. AB-55 (Sub-No. 709X).

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

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ITF Requesting NITU in

Docket No. AB-55 (Sub-No. 709X)

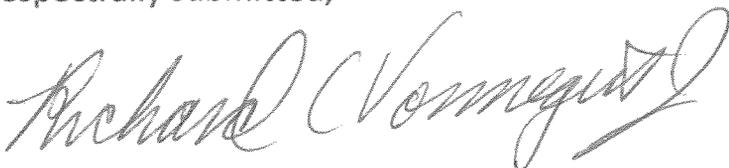
2014.06.26

The Indiana Trails Fund, Inc. 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.

As an extra note, please consider that the Indiana Trails Fund would like to work with the City of Indianapolis in carrying out the steps to complete the Notice of Interim Trails Use, and to build the trail, as and if the line is railbanked.

By my signature below, I certify service upon CSX Transportation, c/o Mssr. Louis E. Gitomer, Esq., Attorney, at the Law Offices of Louis E. Gitomer, LLC, 600 Baltimore Avenue, Suite 301, Towson, Maryland 21204-4022, by overnight Fed-Ex, postage pre-paid, first class, this day of 2014 July 3rd.

Respectfully submitted,

A handwritten signature in black ink, reading "Richard C. Vonnegut Jr." in a cursive script.

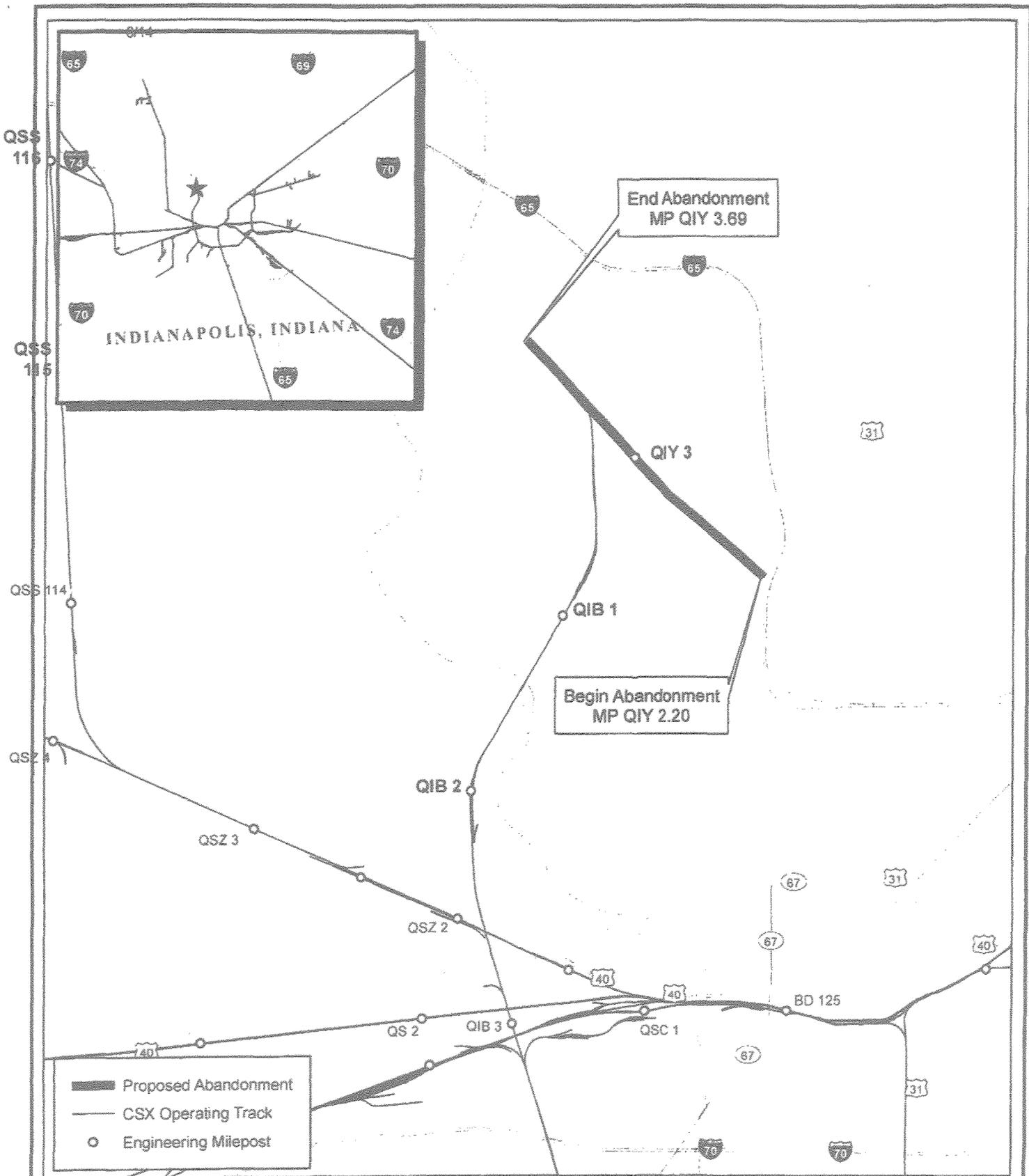
Richard C Vonnegut Jr.,

President,

Indiana Trails Fund, Inc.

trails@indianatrails.community

- Cc:
- ten duplicates.
 - A check for \$250 per STB code (27) (i) A request for a trail use condition in an abandonment proceeding under 16 U.S.C.1247(d)
 - One local and state map.



CSX Real Property, Inc.

CSX Transportation, Inc.
Proposed Abandonment
QIY 3.69 to QIY 2.20 (1.49 Miles Total)
STB Docket No. AB 55 (Sub-No. 709X)
Great Lakes Division - Indianapolis Terminal Subdivision
Indianapolis, Marion County, Indiana

