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ENTERED
Office of Proceedings
January 24, 2013
Part of
Public Record
January 24, 2013

Via e-filing

Cynthia Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

Re: AB-290 (Sub-No. 286), Norfolk Southern Railway Company—
Adverse Abandonment – St. Joseph County, IN

Dear Ms. Brown:

This letter, which is written on behalf the City of South Bend (City), the Brothers of Holy Cross, Inc. (Brothers), the Sisters of the Holy Cross, Inc. (Sisters) and Holy Cross Village at Notre Dame (Village), provides notice, pursuant to 49 C.F.R. § 1152.24(f), that the abandonment authority in the above docket has been consummated. As the Board's Decision, served April 17, 2012, reflects, the City, Brothers and Sisters, jointly filed an application for adverse abandonment of approximately 3.7 miles of railroad lines (the Lines) on November 21, 2006. Although the Board initially denied the application, the applicants, joined by the Village, filed a petition to reopen on September 13, 2011. As the Board's Decision reflects, on October 3, 2011, Norfolk Southern Railway Company, which acquired the Lines from Conrail in 1999, but which never operated them, advised the Board that "due to the very unique circumstances of this particular situation, NSR does not object to the relief sought by Petitioners."

In late September 2012, salvage operations commenced at the north end of the Lines and the industrial spur that extended from MP ZO 9.6 to the Notre Dame campus. As of this date, all track and track materials located on the campuses of the Brothers, Sisters and Notre Dame have been salvaged. I have been notified that salvage operations have not yet been finalized over some of the track located on the UV Line in the City due to the closing of the local asphalt plant for the winter. I am advised that all of the remaining track will be salvaged in early spring when the rail crossings can be repaired.

In order that title to the rights-of-way that are subject to easements can revert to the grantors of the easement, consummation of the abandonments is

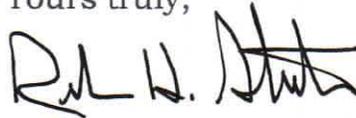
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necessary. This would apply to all of the ZO right-of-way that extends in a northerly direction from MP 10.5 to MP 9.6 and the industrial spur to Notre Dame. It appears that the UV line that extends 2.8 miles between MP UV 0.0 and MP UV 2.8 is held in fee by NSR. I have notified NSR on behalf of the Brothers that it would like to purchase the segment of UV right-of-way that is physically located on its campus. Negotiations with NSR are now in progress. The City has also advised NSR that it would like to acquire title to the right-of-way that is located within the City limits of South Bend.

It is the applicants' understanding that NSR has never solicited traffic for movement over the Lines for any party. Nor has it published any rates. Hence, given the unique circumstances of this particular situation, the Board is respectfully requested to acknowledge that abandonment of the Lines has been consummated.

If you have any questions, please give me a call. Thank you for your consideration in this matter.

Yours truly,

A handwritten signature in black ink, appearing to read "R.H. Streeter", written over a horizontal line.

Richard H. Streeter

RHS:rs
Cc: All parties of record