

BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS

2401 PENNSYLVANIA AVENUE, NW
SUITE 300
WASHINGTON, DC 20037

TELEPHONE: (202) 663-7820
FACSIMILE: (202) 663-7849

239210

ENTERED
Office of Proceedings
September 15, 2015
Part of
Public Record

William A. Mullins

(202) 663-7823 (Direct Dial)
E-Mail: wmullins@bakerandmiller.com

September 15, 2015

VIA E-FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Re: *Norfolk Southern Railway Company – Abandonment Exemption – In Henry County, Indiana*, STB Docket No. AB-290 (Sub-No. 326X)
Notice of Consummation

Dear Ms. Brown:

On July 11, 2013, Norfolk Southern Railway Company (“NSR”) filed an amended verified notice of exemption under 49 C.F.R. pt. 1152 subpart F—Exempt Abandonments for NSR to abandon approximately 0.88 miles of non-contiguous rail line segments in New Castle, in Henry County, Indiana, including (1) approximately 0.12 miles of rail line extending between milepost R 0.00 (near Broad Street) and milepost R 0.1205 (near the intersection of S. 16th St. and Indiana Ave.); and (2) approximately 0.76 miles of rail line extending between milepost R 1.1629 (near the intersection of Cherrywood Avenue and M Avenue) and milepost R 1.92 (near the intersection of Cherrywood Avenue and Riley Road) (referred to herein as the “Line”). Notice of the exemption was served and published in the Federal Register on July 31, 2013 (78 Fed. Reg. 46,412).

NSR has complied with the conditions imposed by the Board in its subsequent August 29, 2013 decision (“Aug. 29th Decision”), as modified by the Board’s September 30, 2013 decision (“Sept. 30th Decision”). Therefore, in accordance with the provisions of 49 C.F.R. § 1152.29(e)(2), and the Board’s Aug. 29th Decision as modified by the Board’s Sept. 30th Decision, NSR hereby advises the Board that it has exercised the authority granted and consummated abandonment of the Line. Should you have any questions concerning this notice of consummation, please contact the undersigned counsel for NSR.

Sincerely,



William A. Mullins
Counsel for Norfolk Southern Railway Company

cc: All parties of record
Marc Hoecker, Maquiling Parkerson, Lawada Poarch