



Norfolk Southern Corporation
 Three Commercial Place
 Norfolk, Virginia 23510-2191



James R. Paschall
Senior General Attorney

(757) 629-2759

October 3, 2007

Honorable Anne K. Quinlan, Secretary
 Surface Transportation Board
 395 E Street, S W
 Washington, D C 20423

ENTERED
 Office of Proceedings
 OCT 16 2008
 Part of
 Public Record

Re STB Docket No AB-290 (Sub. No 271X), Norfolk Southern Railway
 Company – Abandonment Exemption -
 Wyoming and Genesee Counties, NY

Dear Ms Quinlan

Enclosed is a copy of a letter dated September 24, 2008 from the New York State Office of Parks, Recreation and Historic Preservation. The letter states the SHPO's opinion that this project will have no effect upon cultural resources in or eligible for inclusion in the National Register of Historic Places.

In a decision served February 6, 2008, the Board ordered NSR to retain its interest in and take no steps to alter the historic integrity of all historic properties, including sites, buildings, structures and objects within the project right-of-way that are eligible for listing or are listed in the National Register until completion of the section 106 process of the NHPA. Inasmuch as the enclosed response completes the section 106 process in this proceeding, NSR requests that the Board remove the section 106 condition from the exemption.

Yours very truly,

James R. Paschall

JRP/kch
 Enclosure



**New York State Office of Parks,
Recreation and Historic Preservation**

Historic Preservation Field Services Bureau • Peebles Island PO Box 189 Waterford, New York 12188-0189

518-237-8643

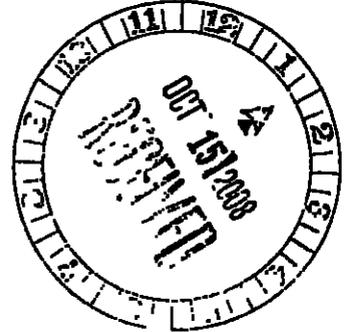
www.nysparks.com

David A. Paterson
Governor

Carol Ash
Commissioner

September 24, 2008

Kathy C. Headrick
Norfolk Southern Corporation
3 Commercial Pl
Norfolk, Virginia 23510



Re STB
Norfolk Southern Track Abandonment
Attical to Alexander
ALEXANDER, Genesee
ATTICA, Wyoming County
08PR04895

Dear Ms. Headrick

Thank you for requesting the comments of the State Historic Preservation Office (SHPO). We have reviewed the project in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8).

Based upon this review, it is the SHPO's opinion that your project will have No Effect upon cultural resources in or eligible for inclusion in the National Registers of Historic Places.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

Ruth L. Pierpont
Director