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July 27, 2009

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

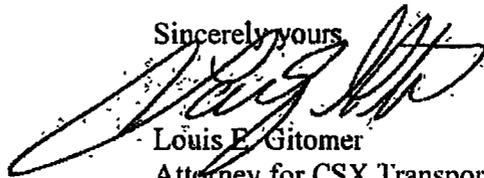
RE: Finance Docket No. 35281, *CSX Transportation, Inc.—Trackage Rights
Exemption—Commonwealth Railway Incorporated*

Dear Acting Secretary Quinlan:

Enclosed for filing is an Amendment to the Verified Notice of Exemption filed on July 17, 2009, providing the information required by 49 C.F.R. 1180.4(g)(4)(i). CSX Transportation, Inc. understands that the effective date of the Notice will be 30 days from the date of filing of this Amendment.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours



Louis E. Gitomer
Attorney for CSX Transportation, Inc.

Enclosure

BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 35281

CSX TRANSPORTATION, INC.—TRACKAGE RIGHTS EXEMPTION—
COMMONWEALTH RAILWAY INCORPORATED

AMENDMENT TO VERIFIED NOTICE OF EXEMPTION

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Attorneys for: CSX Transportation, Inc.

Dated: July 27, 2009

BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 35281

CSX TRANSPORTATION, INC.—TRACKAGE RIGHTS EXEMPTION—
COMMONWEALTH RAILWAY INCORPORATED

AMENDMENT TO VERIFIED NOTICE OF EXEMPTION

CSX Transportation, Inc. (“CSXT”) submits this Amendment to Verified Notice of Exemption (the “Notice”) pursuant to the class exemption at 49 C.F.R. §1180.2(d)(7) for overhead trackage rights over the rail line of the Commonwealth Railway Incorporated (“CWRV”) between Suffolk, milepost 16.50, and Churchland, VA, milepost 9.90, a distance of approximately 6.60 miles (the “Line”). The trackage rights will enhance CSXT’s intermodal operations into and out of the Maersk Terminal in Portsmouth, VA. This Amendment responds to the information required by 49 C.F.R. §1180.4(g)(4)(i).

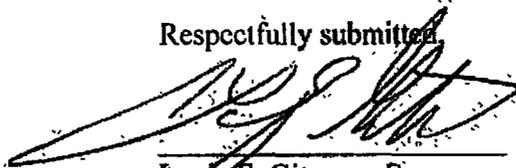
Section 1180.4(g)(4)(i) Supporting Information

(i)(A) Pursuant to the Trackage Rights Agreement (the “TRA”), CSXT is prohibited from using the Line for interchange with any other carrier that connects with the Line. CWRV has agreed to grant CSXT overhead trackage rights for the sole purpose of CSXT carrying traffic from CSXT’s line to CWRV’s Marshalling Yard for the purpose of enhancing the efficiency of the interchange of traffic between CSXT and CWRV.

(i)(B) A copy of the TRA was filed as Exhibit B to the Notice as required by 49 C.F.R.

§1180.6(a)(7)(ii).

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Louis E. Gitomer", is written over a horizontal line.

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