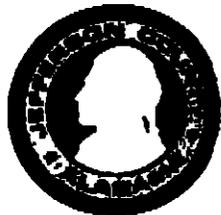


220275

**JEFFERSON COUNTY COMMISSION**



BETTYE FINE COLLINS - PRESIDENT  
JIM CARNS  
BOBBY G. HUMPHRYES  
LARRY P LANGFORD  
SHELIA SMOOT

**BOBBY HUMPHRYES**  
COMMISSIONER OF ROADS AND TRANSPORTATION  
LAND DEVELOPMENT/INSPECTION SERVICES  
EMERGENCY MANAGEMENT AGENCY  
Suite 210  
716 Richard Arrington Jr Blvd N  
Birmingham, Alabama 35203  
Telephone (205) 325-5856  
FAX (205) 325-4880

September 14, 2007

Mr. Vernon A. Williams, Secretary  
Surface Transportation Board  
395 E. Street SW  
Washington, DC 20423

ENTERED  
City of Fulda  
18  
Part of  
Public Record

RE: STB Docket No. AB-55 (Sub. No. 613x)

Mr. Williams,

Please reference the attached "resolution" passed by the Jefferson County Commission on September 11, 2007. By copy of this "resolution" I would like to take this opportunity to express to you on behalf of the county its sincere appreciation to the STB and its cooperation over the past four years.

We will continue to monitor the situation and support all efforts for the City of Fultondale and CSXT to come to an agreement.

Please feel free to contact me should you have any questions.

Sincerely,

Commissioner Bobby Humphries

BGH:cv

cc: City of Fultondale, Mayor Jim Lowery  
CSX Transportation Att: Dave Geraci  
CSX Transportation Att. Ralph Pressley

APPROVED BY THE  
JEFFERSON COUNTY COMMISSION  
DATE: 9-11-07  
MINUTE BOOK: 154  
PAGE(S): 321

STATE OF ALABAMA

RESOLUTION

RE: Surface Transportation Board (STB) Docket No. AB-55 (Sub. No. 613X)  
CSX Transportation, Inc. – Abandonment Exemption in Jefferson County, AL.

WHEREAS, on October 1, 2003, The Jefferson County Commission (County) filed a request with the STB for the issuance of a notice of interim trail use (NITU) for the subject line under the National Trails System Act, 16 U. S. C. 1274 (d) (Trails Act), in order to negotiate with CSXT for acquisition of the right-of-way for use as a trail; and

WHEREAS, in its decision of October 23, 2003 the STB agreed to issue the NITU and provided a 180 day period for the County and CSXT to negotiate an agreement and

WHEREAS, over the past 4 year period the County has requested and received extensions from the STB to continue in its negotiations with CSXT with the next deadline set to expire on October 3, 2007.

NOW THEREFORE BE IT RESOLVED THAT THE JEFFERSON COUNTY COMMISSION does hereby relinquish its negotiation rights with CSXT granted by the STB;

BE IT FURTHER RESOLVED THAT THE JEFFERSON COUNTY COMMISSION supports a request of the City of Fultondale (City) to be issued such negotiation rights and upon issuance to the City authorizes the City to have access to and use of the appraisals and environmental assessment previously obtained by the County for the negotiations and to deal directly with those firms with respect to any required updates and/or recertification.

Signed at the Jefferson County Courthouse this 11<sup>th</sup> day of September, 2007