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CITY OF ATHENS

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 Community Development Director

November 9, 2009

Secretary
 Surface Transportation Board
 Washington, DC 20423-0001

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Addendum to the October 19, 2009 letter from Anthony Casteel, Director of Community Development Athens Tennessee, to the Secretary of the Surface Transportation Board concerning CSX Transportation Abandonment STB Docket No. AB-55 (Sub-No. 699X)

Corrected Statement of Willingness to Assume Financial Responsibility

In order to establish interim trail use and rail banking under 16 U.S.C. 1247(d) and 49 CFR 1152.29, the City of Athens is willing to assume full responsibility for management of, for any legal liability arising out of the transfer or use of (unless the user is immune from liability, in which case it need only indemnify the railroad against any potential liability), and for the payment of any and all taxes that may be levied or assessed against the right-of-way owned by CSX Transportation, Inc and operated by CSX Transportation, Inc. The property, known as CSX Transportation, Inc.'s ("CSXT") Southern Region, Huntington - West Division, KD Subdivision, extends from railroad milepost OKW333.4, to railroad milepost OKW 333.62, a distance of 0.22 miles in McMinn County, Tennessee. The right-of-way is part of a line of railroad proposed for abandonment in Docket No. STB AB-55 (Sub-No. 699X).

The City of Athens acknowledges that use of the right-of-way is subject to the user's continuing to meet its responsibilities described above and subject to possible future reconstruction and reactivation of the right-of-way for rail service.

Anthony Casteel, AICP
 Director of Community Development
 Athens Tennessee