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June 24, 2010

Ms. Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20423

ENTERED  
Office of Proceedings

JUN 24 2010

Part of  
Public Record

RE: ICC Docket No. AB-55 (Sub-No. 501X), *CSX Transportation, Inc. -  
Abandonment Exemption-in Lucas and Wood Counties, OH*

Dear Ms. Brown:

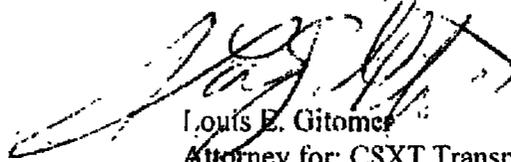
By letter filed on June 23, 2010, the Metroparks of the Toledo Area ("Metroparks") requests the Surface Transportation Board (the "Board") to issue a Notice of Interim Trail Use and Abandonment ("NITU") for the 2.15-mile rail line between milepost CO-14.32, at River Road, and milepost CO-16.46, at Bates, in Lucas and Wood Counties, OH (the "Line") authorized for abandonment in the above-entitled proceeding. CSX Transportation, Inc. ("CSXT") notifies the Board that it is willing to negotiate interim trail use/rail banking with Metroparks for the Line.

CSXT agrees with Metroparks that the Line has not been abandoned and remains eligible for trail use. CSXT received authorization from the Interstate Commerce Commission to abandon the Line. *CSX Transportation, Inc. - Abandonment Exemption-in Lucas and Wood Counties, OH*, ICC Docket No. AB-55 (Sub-No. 501X) (ICC served March 8, 1995). Abandonment of the Line was subject to an historic condition in *CSX Transportation, Inc. - Abandonment Exemption-in Lucas and Wood Counties, OH*, ICC Docket No. AB-55 (Sub-No. 501X) (ICC served April 7, 1995). The historic condition has not been removed and is therefore an impediment to consummation of the abandonment. Even if the historic condition had been removed, CSXT has not consummated the abandonment and the abandonment authority remains in effect. Since CSXT sought abandonment authority on February 16, 1995, the abandonment is not subject to 49 C.F.R. §1152.29(c)(2), requiring the filing of a notice of consummation within one year of the service. *See Aban. and Discon. of R. lines and Transp. under 49 U.S.C. 10903, 2 S.T.B. 311, 317 (1997)* ("we clarify that the rule requiring a mandatory notice of consummation applies only to abandonment proceedings filed *after* the effective date of the new regulations, January 23, 1997.")

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CSX is e-filing this letter. Thank you for your assistance. If you have any questions please contact me.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Louis E. Gitomer", written over a faint, larger signature.

Louis E. Gitomer  
Attorney for: CSXT Transportation, Inc.

cc: Mr. Don Rettig