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February 6, 2013

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February 6, 2013
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VIA ELECTRONIC FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

VIA OVERNIGHT MAIL

William A. Mullins
Robert A. Wimbish
Baker & Miller PLLC
2401 Pennsylvania Ave., NW
Suite 300
Washington D.C. 20037

Daniel A. LaKemper, Esq.
General Counsel
West Michigan Railroad Co.
1318 S. Johanson Rd.
Peoria, IL 61607

Attorneys for West Michigan Railroad Co.

Re: STB Docket No. AB-1107X, West Michigan Railroad Co. – Abandonment
Exemption in Van Buren County, MI

Dear Ms. Brown and Messrs. Mullins, Wimbish and LaKemper,

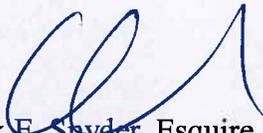
Pursuant to 49 CFR 1152.27 (c)(2)(i) and the Notice of Exemption published in the Federal Register on January 28, 2013, Great Lakes Locomotive, LLC (“Offeror”) hereby provides a formal expression of its Notice of Intent to file an Offer of Financial Assistance to purchase the entire 10.67 mile line proposed for abandonment from MP 19.88 to MP 30.55.

In connection with this Notice of Intent to File an Offer of Financial Assistance, Offeror requests that West Michigan Railroad Co. (WMI) promptly provide the information set forth in 49 CFR 1152.27 (a) including:

- 1) Minimum purchase price.
- 2) WMI's most recent reports on the physical condition of the involved line.
- 3) A description of any rail, crossings or crossing structures that have been removed and any estimates of the cost of rebuilding or re-installing such rail or structure(s).
- 4) Traffic, revenue and other data, including WMI's estimate of net liquidation value of the line together with supporting data reflecting available real estate appraisal, assessments of the quality and quantity of track materials in the line and the removal cost estimates used to obtain the net liquidation value. Such data should include a description of the nature of the title to the real estate involved, including disclosure of all reversionary interests.
- 5) Copies of any and environmental audits of the real estate involved, and a description of (a) all sites under investigation by, or being remediated under the supervision of the U.S. Environmental Protection or the Michigan Department of Environmental Quality, (b) all known potential environmental liabilities arising out of conditions on the property, (c) all releases of hazardous materials on or about the property, and (d) a history of all customers and industrial users along the line.
- 6) Offeror and its advisors may wish to inspect the line and property. Please let us know whom we should contact to make arrangements to access the property.

Since it is unlikely that this information can be provided to the prospective Offeror prior to the effective date of the abandonment exemption of February 27, Offeror requests the Board to toll the thirty day period for submitting offers of financial assistance for an additional thirty (30) days in order to provide Offeror with an adequate opportunity to review and analyze the the material provided by applicants and submit their OFA. This will not prejudice the interests of applicant carrier or any party.

Sincerely,



Alex E. Snyder, Esquire
Barley Snyder LLC
100 East Market Street
P.O. Box 15012
York, PA 17405-7012
Attorney for Great Lakes Locomotive, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of February, 2013, the formal letter of Notice of Intent to file an Offer of Financial Assistance, is being served by overnight mail to William A. Mullins, Esq, Robert A. Wimbish, Esq. and Daniel A. LaKemper and to the remaining parties listed below by first-class mail, postage prepaid at York, Pennsylvania, addressed as follows:

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Robert A. Wimbish, Esquire
Baker & Miller PLLC
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Washington, DC 20037

Daniel A. LaKemper, Esquire
General Counsel
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1318 S. Johanson Rd.
Peoria, IL 61607

Epa Region 5
77 W. Jackson Boulevard
Chicago, IL 60604

Michigan Department of Environmental
Quality
Water Bureau
P.O. Box 30473
Lansing, MI 48909-7973

Michigan State Historic Preservation Office
P.O. Box 30740
Lansing, MI 48909

Mr. Harold G. Frank
Forest County Potawatomi Community
P.O. Box 340
Crandon, WI 54520

Mr. Jeremy Finch
Citizen Potawatomi Nation, Oklahoma
1601 Gordon Cooper Drive
Shawnee, OK 74801

Mr. Kenneth Meshigwad
Hannahville Indian Community
N14911 Hannahville B1 Road
Wilson, MI 49896

Mr. Mark Parrish
Pokagon Band of Potawatomi Indians
P.O. Box 180
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Mr. Steve Ortiz
Prairie Band of Potawatomi Nation
16277 Q Road
Mayetta, KS 66509

Usfws- East Lansing Field Office
2651 Coolidge Road
East Lansing, MI 48823

BARLEY SNYDER LLC

February 6, 2013

By: _____


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