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Office of Proceedings
February 9, 2023
Part of
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February 9, 2023

Via electronic filing

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: ICC Finance Docket No. 29761
Ontario Central Railroad Corporation
– Operations – Between Shortsville and Victor, NY
Modified Rail Certificate

Notice of Intent to Partially Terminate (Abandon) Service

Dear Ms. Brown:

Pursuant to 49 C.F.R. §1150.24, the Ontario Central Railroad Corp. ("ONCT")¹ hereby provides notice of its intention, effective April 10, 2023, to terminate (abandon) service over the 4.4 - mile segment (the "Subject Line") of the line of railroad between Milepost 370.9 and Milepost 366.5 near Victor, New York.

The Subject Line is a portion of the rail line owned by the County of Ontario, NY (the "County") and operated by ONCT pursuant to a Modified Rail Certificate issued by the Interstate Commerce Commission in *Ontario Central Railroad Corporation – Modified Rail Certificate*, ICC Finance Docket No. 29761 (ICC served Nov. 3, 1981). ONCT will continue to provide service over the remainder of the line covered by the Modified Rail Certificate and owned by County of Ontario, NY, that being the line between Mileposts 366.5 and 358.3 near the Village of Shortsville, New York. A map showing the Subject Line and the remainder of the line is attached to this letter as Exhibit A.

The Subject Line has been out of service, and ONCT has been providing transload and delivery service to the one remaining customer located along the Subject Line. ONCT and the

¹ The modified certificate was issued in the name of Ontario Central Railroad Corporation; however, the official corporate name in the New York State records is Ontario Central Railroad Corp. The original notice of modified certificate filed on October 5, 1981 referenced the proper corporate name.

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County are entering into a restated lease which provides for the termination/abandonment of operations over the Subject Line and the removal of the Subject Line from the scope of the lease.

I hereby certify, in accordance with 49 C.F.R. 1150.24, that copies of this notice have been sent by first class mail, postage prepaid to the addresses shown below, or by email (where shown), to Ontario County, the New York State Department of Transportation, Freight & Passenger Rail Bureau, and to the shipper on the Subject Line that received service during the six months prior to the date of this letter.

Respectfully,



Justin J. Marks
Counsel to Ontario Central Railroad Corp.

Enclosure

cc: Arthur L. James, III, Assistant County Attorney, County of Ontario, NY
(Arthur.James@ontariocounty.gov)

Raymond F. Hessinger, P.E., Director
New York State Department of Transportation
Freight & Passenger Rail Bureau
50 Wolf Road, POD 54
Albany, NY 12232

Victor Insulators, Inc.
280 Maple Avenue
Victor, NY 14564

Allison E. Bartlett, attorney for Victor Insulators, Inc.
(abartlett@hseilaw.com)

Partial Termination between MP 366.5 (new end of track) and MP 370.9 (original end of track)

ONTARIO CENTRAL RAILROAD

WEST

VICTOR BRANCH

EAST

