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SERVICE DATE - FEBRUARY 11, 2004

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-468 (Sub-No. 6X)

PADUCAH & LOUISVILLE RAILWAY, INC.—ABANDONMENT EXEMPTION—  
IN HOPKINS COUNTY, KY

Decided: February 10, 2004

Paducah & Louisville Railway, Inc. (P&L), filed a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments to abandon a 4.81-mile line of railroad between milepost J-159.6, near Ilsley, and milepost J-164.41, near Dawson Springs, in Hopkins County, KY. Notice of the exemption was served and published in the Federal Register on October 10, 2003 (68 FR 58747).

By decision served on November 10, 2003 (November 10 decision), the proceeding was reopened at the request of the Board's Section of Environmental Analysis (SEA) and the exemption was made subject to the condition that P&L retain its interest in and take no steps to alter the historic integrity of the line and all sites and structures on the line until the completion of the section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f. On December 15, 2003, P&L submitted a letter indicating that the Kentucky State Historic Preservation Officer has determined that the proposed abandonment will not have an adverse effect on historic properties. Therefore, SEA recommends that the historic preservation condition imposed in the November 10 decision be removed. Accordingly, the proceeding will be reopened and the previously imposed historic preservation condition will be removed.

This decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This proceeding is reopened.
2. Upon reconsideration, the section 106 historic preservation condition imposed in the November 10 decision is removed.

3. This decision is effective on its service date.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams  
Secretary