

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-491 (Sub-No. 1X)

R.J. CORMAN RAILROAD COMPANY/PENNSYLVANIA LINES, INC.—ABANDONMENT
EXEMPTION—IN CLEARFIELD AND CENTRE COUNTIES, PA

Decided: June 27, 2002

On April 3, 2001, a decision and notice of interim trail use or abandonment (NITU) was served authorizing a 180-day period for R.J. Corman Railroad Company/Pennsylvania Lines, Inc. (RJCP), to negotiate an interim trail use/rail banking agreement with the Clearfield County Rails to Trails Association (CCRTA), for approximately 22.7 miles consisting of 6 segments of its Wallaceton Branch in Clearfield and Centre Counties, PA.¹ The negotiating period under the NITU was extended through March 29, 2002, by decision served on October 16, 2001, and it was extended through June 27, 2002, by decision served on March 29, 2002.

On June 25, 2002, CCRTA filed a request to extend the NITU negotiating period for an additional 90 days. According to CCRTA, additional time is needed to conclude negotiations and to reach an agreement on trail use/rail banking. CCRTA states that RJCP supports a 90-day extension of the negotiating period.

Where, as here, the carrier is willing to continue trail use negotiations, the negotiating period may be extended. An extension of the negotiating period will promote the establishment of trail use and rail banking consistent with the National Trails System Act, 16 U.S.C. 1247(d).² Accordingly, the NITU negotiating period will be extended for an additional 90 days from June 27, 2002.

¹ The 6 segments of the Wallaceton Branch are: (1) the Wallaceton Secondary, between approximately milepost 9.2, near Bigler, and approximately milepost 11.7, near Wallaceton; (2) the Mills Industrial Track, between approximately milepost 11.2, near Wallaceton, and approximately milepost 24.5, near Osceola Mills; (3) the Bigler Industrial Track, between approximately mileposts 31.4 and 31.8; (4) the Moshannon-Clearfield Industrial Track, between approximately mileposts 0.0 and 4.0; (5) the Trout Run Branch, between approximately mileposts 0.0 and 2.2; and (6) the Big Run Branch, between approximately mileposts 0.0 and 0.3.

² See Rail Abandonment—Supplemental Trails Act Procedures, 4 I.C.C.2d 152 (1987).

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

It is ordered:

1. CCRTA's request to extend the NITU negotiating period is granted.
2. The negotiating period under the NITU is extended for 90 days until September 25, 2002.
3. This decision is effective on its service date.

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

Vernon A. Williams
Secretary