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SERVICE DATE - DECEMBER 10, 2001

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-55 (Sub-No. 600X)

CSX TRANSPORTATION, INC.–ABANDONMENT  
EXEMPTION–IN LOGAN COUNTY, WV

Decided: December 6, 2001

CSX Transportation, Inc. (CSXT) filed a notice of exemption under 49 CFR 1152.50 to abandon a 0.52-mile line of railroad between milepost CME-11.40 and milepost CME-11.92 near Sarah Ann, in Logan County, WV. Notice of the exemption was served and published in the Federal Register on November 9, 2001 (66 FR 56732-33). The exemption is scheduled to become effective on December 11, 2001.

The Board's Section of Environmental Analysis (SEA) served an environmental assessment (EA) in this proceeding on November 16, 2001. In the EA, SEA states that the Deputy State Historic Preservation Office for Resource Protection West Virginia Division of Culture and History (SHPO) has not yet completed its determination of the historic significance of the right-of-way. Therefore, SEA recommends imposition of a condition requiring CSXT to retain its interest in and take no steps to alter the historic integrity of all sites and structures on the line that are 50 years old or older until completion of the section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f (NHPA).

As conditioned, 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 exemption of the abandonment of the rail line described above is subject to the condition that CSXT retain its interest in and take no steps to alter the historic integrity of all sites and structures on the line that are 50 years old or older until completion of the section 106 process of the NHPA.

3. This decision is effective on its service date.

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

Vernon A. Williams  
Secretary