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SERVICE DATE – MARCH 20, 2007

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-868 (Sub-No. 1X)

MISSISSIPPI TENNESSEE HOLDINGS, LLC—ABANDONMENT EXEMPTION—IN
HARDEMAN COUNTY, TN AND TIPPAAH AND UNION COUNTIES, MS

STB Docket No. AB-869 (Sub-No. 1X)

MISSISSIPPI TENNESSEE RAILROAD, LLC—DISCONTINUANCE OF SERVICE
EXEMPTION—IN HARDEMAN COUNTY, TN AND TIPPAAH AND
UNION COUNTIES, MS

Decided: March 14, 2007

Mississippi Tennessee Holdings, LLC (MTH) and Mississippi Tennessee Railroad, LLC (MTRR) (collectively, applicants) jointly filed a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments and Discontinuances of Service for MTH to abandon, and for MTRR to discontinue service over: (1) an approximately 19.4-mile line of railroad between milepost 367.5, which is located approximately 25 feet north of the centerline of Thryson Krump plant entry road in Middleton, Hardeman County, TN, and milepost 348.1, which is located approximately 1,663 feet north of the centerline of Industrial Park Road at the northern end of Ripley, Tippah County, MS; and (2) an approximately 1.36-mile line of railroad between milepost 325.56, which is located approximately 25 feet north of the BNSF Railway Company diamond in New Albany, Union County, MS, and milepost 324.2, which is located approximately .25 mile south of Interstate Highway 78 in Union County, MS, a total distance of 20.76 miles. Notice of the exemption was served and published in the Federal Register on September 28, 2006 (71 FR 57020-21).

On February 27, 2007, applicants filed a petition for issuance of a corrected notice of exemption. Applicants state that the geographic locations of the terminal points of the proposed abandonment and discontinuance of service were correct in all instances. However, one of the milepost designations was incorrect. The location of the point approximately 25 feet north of Thryson Krump plant entry road in Middleton, TN, corresponds to milepost 367.65, not milepost 367.5.¹ Inasmuch as the geographic locations of the terminal points were correctly noticed, no parties have been prejudiced by this discrepancy. Accordingly, the notice of exemption will be corrected to indicate the actual milepost that corresponds to the point 25 feet north of Thryson Krump plant entry road.

¹ The length of the involved line is thus evidently approximately 19.55 miles.

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. The notice that was served by the Board and published in the Federal Register on September 28, 2006, exempting the abandonment of the line described, is modified as requested to change the referenced “milepost 367.5” to “milepost 367.65.”
3. This decision is effective on the date of service.

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

Vernon A. Williams
Secretary