

BEFORE THE  
SURFACE TRANSPORTATION BOARD  
WASHINGTON, D.C.

ENTERED  
Office of Proceedings  
August 25, 2015  
Part of  
Public Record

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SOO LINE RAILROAD COMPANY –  
ABANDONMENT OF TRACKAGE  
LOCATED IN HENNEPIN COUNTY,  
MINNESOTA

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)  
)  
)

DOCKET NO. AB-57  
(SUB-NO. 62X)

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VERIFIED NOTICE OF EXEMPTION TO ABANDON A 0.4 MILE LINE OF RAILROAD  
BETWEEN MILEPOST 0.59 +/- AND MILEPOST 0.99 +/- (EAST SIDE SPUR) WHICH  
TRAVERSES THROUGH UNITED STATES POSTAL SERVICE ZIP CODE 55414 IN  
HENNEPIN COUNTY, MINNESOTA

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VERIFIED NOTICE OF EXEMPTION  
PURSUANT TO 49 U.S.C. SECTION 10502 AND 49 C.F.R. PART 1152

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CLASS EXEMPTION FROM THE REQUIREMENTS  
OF 49 U.S.C. SECTION 10903

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SOO LINE RAILROAD COMPANY  
d/b/a Canadian Pacific

STINSON LEONARD STREET LLP  
W. Karl Hansen  
150 South Fifth Street, Suite 2300  
Minneapolis, Minnesota 55402  
Tel. (612) 335-7088  
Fax. (612) 335-1657

Attorney for Applicant  
Filing Date: August 25, 2015

Filing Contains Color Images

FEE RECEIVED  
August 25, 2015  
SURFACE  
TRANSPORTATION BOARD

FILED  
August 25, 2015  
SURFACE  
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CLASS EXEMPTION FROM THE REQUIREMENTS  
OF 49 U.S.C. SECTION 10903

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Soo Line Railroad Company (“Soo Line”) d/b/a Canadian Pacific files this Verified Notice of Exemption pursuant to 49 U.S.C. § 10502 and the Board’s regulations at 49 C.F.R. Section 1152.50. This Verified Notice of Exemption is for Soo Line’s abandonment of a 0.4 mile line of railroad between Milepost 0.59 +/- (approximately 100 feet southeast of the bridge that crosses Interstate 94) and Milepost 0.99 +/- at or near Essex Street S.E. (East Side Spur) which traverses through United States Postal Service Zip Code 55414 in Hennepin County, Minnesota.

No local traffic has moved over the line for at least two years and all overhead traffic has been routed over other lines.

In accordance with the requirements of 49 C.F.R. Section 1152.50, Soo Line submits the following:

1. WRITTEN NOTIFICATION OF FILING FOR ABANDONMENT EXEMPTION – 49 C.F.R. SECTION 1152.50(d)(1).

Said notification was served on the appropriate parties on August 14, 2015, at least ten (10) days prior to the filing date of this exemption. *See* Exhibit No. 2.

2. PROPOSED CONSUMMATION DATE - 49 C.F.R. SECTION 1152.50(d)(2).

Soo Line intends to consummate the proposed abandonment of its trackage on or after October 14, 2014.

3. CARRIER CERTIFICATION REGARDING LOCAL AND OVERHEAD TRAFFIC AND STATUS OF NO COMPLAINTS REQUIRED BY 49 C.F.R. SECTIONS 1152.50(b) and (d)(2).

The required Certification is attached as Exhibit No. 3.

4. INFORMATION REQUIRED BY 49 C.F.R. SECTIONS 1152.22(a)(1)-(4), (7) and (8) and (e)(4) (INCORPORATED BY REFERENCE IN 49 C.F.R. SECTION 1152.50(d)(2)):

(a) SECTION 1152.22(a)(1) EXACT NAME OF APPLICANT.

Soo Line Railroad Company d/b/a Canadian Pacific.

(b) SECTION 1152.22(a)(2) WHETHER THE APPLICANT IS A COMMON CARRIER BY RAILROAD SUBJECT TO 49 U.S.C. Subtitle IV, chapter 105.

Soo Line is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, chapter 105.

(c) SECTION 1152.22(a)(3) RELIEF SOUGHT (ABANDONMENT OF LINE OR DISCONTINUANCE OF SERVICE).

Soo Line seeks authority to abandon a 0.4 +/- mile line of railroad in Hennepin County, Minnesota.

(d) SECTION 1152.22(a)(4) DETAILED MAP

*See* Exhibit No. 1.

- (e) SECTION 1152.22(a)(7) NAME, TITLE AND ADDRESS OF REPRESENTATIVE OF APPLICANT TO WHOM CORRESPONDENCE SHOULD BE SENT.

W. Karl Hansen  
STINSON LEONARD STREET  
150 South Fifth Street, Suite 2300  
Minneapolis, MN 55402  
Tel: (612) 335-7088  
Fax: (612) 335-1657

- (f) SECTION 1152.22(a)(8) LIST OF ALL UNITED STATES POSTAL ZIP CODES THAT THE LINE PROPOSED FOR ABANDONMENT TRAVERSES:

United States Postal ZIP Code 55414.

- (g) SECTION 1152.22(e)(4) STATEMENT OF WHETHER THE PROPERTIES PROPOSED TO BE ABANDONED ARE SUITABLE FOR USE FOR OTHER PUBLIC PURPOSES, INCLUDING ROADS OR HIGHWAYS, OTHER FORMS OF MASS TRANSPORTATION, CONSERVATION, ENERGY PRODUCTION OR TRANSMISSION, OR RECREATION. IF THE APPLICANT IS AWARE OF ANY RESTRICTION ON TITLE TO THE PROPERTY, INCLUDING ANY REVERSIONARY INTEREST, WHICH WOULD AFFECT THE TRANSFER OF TITLE OR THE USE OF THE PROPERTY FOR OTHER THAN RAIL PURPOSES, THIS SHALL BE DISCLOSED.

The property proposed to be abandoned may be suitable for other public uses. Soo Line is not currently aware of any restriction on title to the property, including any reversionary interest, which would affect the transfer of title or the use of the property for other than rail purposes.

5. SECTION 1152.50(d)(2) THE LEVEL OF LABOR PROTECTION.

Soo Line understands that in granting an exemption for the proposed abandonment, the Board does not relieve a carrier of its statutory obligation to protect the interests of employees. Accordingly, while Soo Line anticipates that no adverse effect to its employees will occur as the result of this abandonment, it understands that the Board will likely impose the conditions set forth in *Oregon Short Line Railroad Company - Abandonment – Goshen*, 360 I.C.C. 91 (1979), for the benefit of any carrier employee who may be adversely affected by the proposed abandonment.

6. SECTION 1105.7(c) CERTIFICATE OF SERVICE OF ENVIRONMENTAL REPORT AND HISTORIC REPORT.

An Environmental Report and Historic Report was prepared in accordance with 49 C.F.R. Sections 1105.7 and 1105.8 and served on the Board and all relevant parties on July 22, 2015, pursuant to 49 C.F.R. Section 1105.7(b). Applicant's certification pursuant to 49 C.F.R. Section 1105.7(c) is attached as Exhibit No. 4.

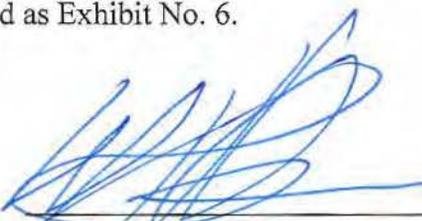
7. SECTION 1105.12 PUBLICATION OF NEWSPAPER NOTICE.

A notice in accordance with Section 1105.12 was published in a newspaper of general circulation in Hennepin County, Minnesota on July 9, 2015. A copy of said notice with the required Certification are attached as Exhibit No. 5.

8. VERIFICATION.

The required Verification is attached as Exhibit No. 6.

Dated: August 24, 2015



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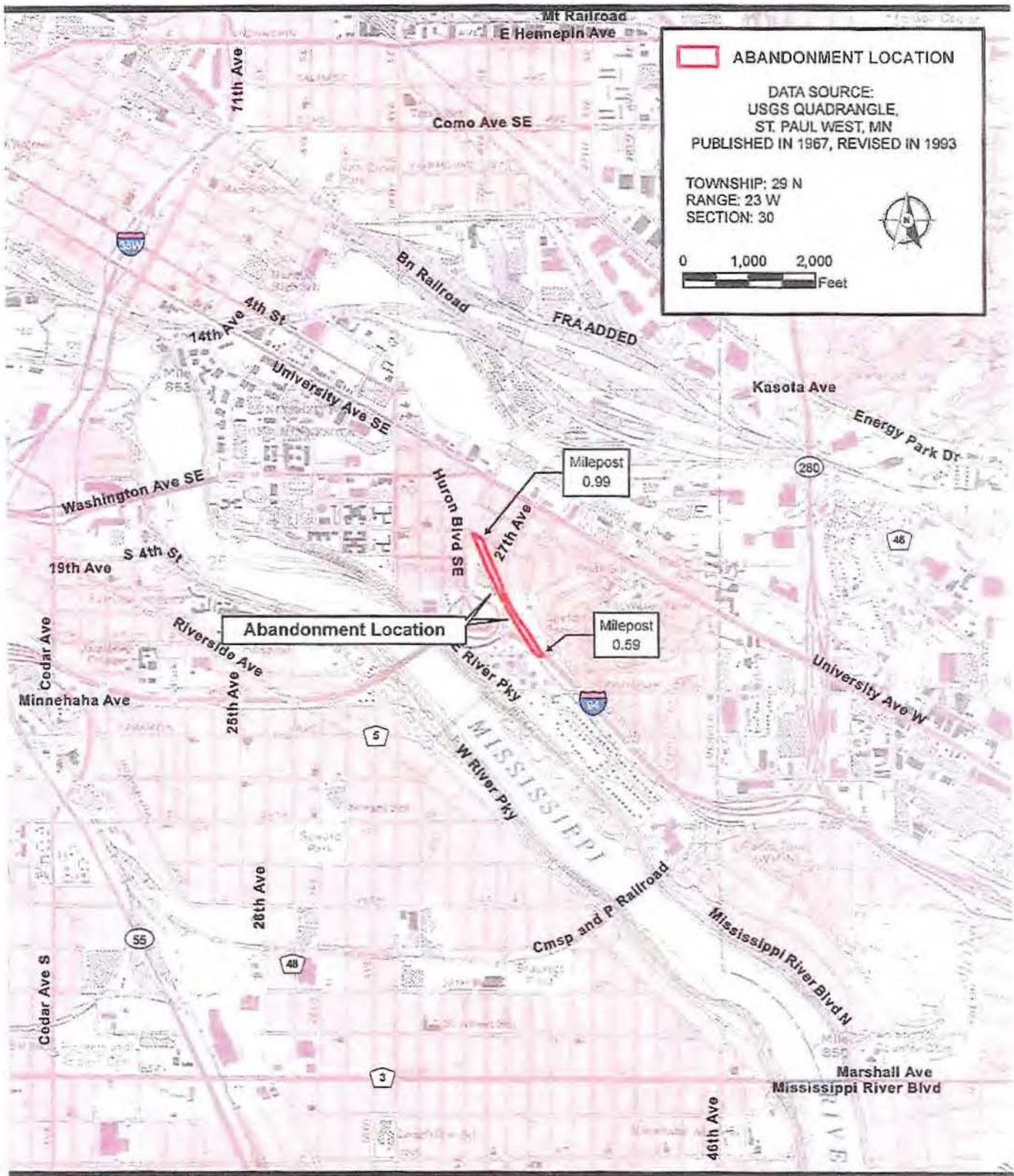
W. Karl Hansen  
STINSON LEONARD STREET  
150 South Fifth Street, Suite 2300  
Minneapolis, MN 55402  
Tel.: (612) 335-7088  
Fax: (612) 335-1657

Counsel for Soo Line Railroad Company

Exhibit No. 1

Detailed Exhibit Map for Verified Notice of Exemption

49 C.F.R. Sections 1152.50(d)(2) and 1152.22 (a)(4)



**ABANDONMENT LOCATION**

DATA SOURCE:  
USGS QUADRANGLE,  
ST. PAUL WEST, MN  
PUBLISHED IN 1967, REVISED IN 1993

TOWNSHIP: 29 N  
RANGE: 23 W  
SECTION: 30

0 1,000 2,000  
Feet

Abandonment Location

Milepost  
0.99

Milepost  
0.59

Sheet: 1 of 1	Project No:	B1504393	
	Drawing No.	B1504393 S&L&C	
	Scale:	1 in = 2,000 ft	
	Drawn By:	FER	
	Date Drawn:	5/27/15	
	Checked By:	KJH	
	Last Modified:	6/4/15	
	Fig: 1		

**Docket No. AB-57 (Sub-No. 62X)**  
**SITE LOCATION MAP**  
 MINNEAPOLIS EAST SIDE SPUR ABANDONMENT  
 ESSEX STREET SOUTHEAST TO SOUTHEAST OF BRIDGE OVER I-94  
 MINNEAPOLIS, MINNESOTA

Exhibit No. 2

Certification of Proper Service of Written  
Notice of Intent to Abandon under the Exemption Process

49 C.F.R. Section 1152.50(d)(1)

CERTIFICATE OF COMPLIANCE WITH SERVICE REQUIREMENT FOR  
NOTIFICATION OF INTENT TO FILE EXEMPTION ABANDONMENT

The undersigned hereby certifies that he served the Notice of Intent to File Verified Notice of Exemption for the proposed abandonment in Docket No. AB-57 (Sub-No. 62X) via first class U.S. Mail on August 14, 2015, as required by 49 C.F.R. Section 1152.50(d)(1), to the parties listed on the attached Service List.

Dated:

August 24, 2015



W. Karl Hansen

STINSON LEONARD STREET  
150 South Fifth Street, Suite 2300  
Minneapolis, MN 55402  
Tel.: (612) 335-7088  
Fax: (612) 335-1657

Counsel for Soo Line Railroad Company

SERVICE LIST  
NOTICE OF INTENT TO FILE EXEMPT ABANDONMENT  
Soo Line Railroad Company – Abandonment of  
Trackage Located in Hennepin County, Minnesota  
STB Docket No. AB-57 (Sub-No. 62X)

MINNESOTA PUBLIC SERVICE COMMISSION (OR EQUIVALENT AGENCY)

Minnesota Public Utilities Commission  
121 7th Place East, Suite 350  
Saint Paul, MN 55101-2147

U.S. DEPARTMENT OF DEFENSE

David Dorfman  
SDDCTEA  
Railroads for National Defense Program  
709 Ward Drive, Building 1990  
Scott AFB, IL 62225

NATIONAL PARK SERVICE, RECREATION RESOURCES ASSISTANCE DIVISION

Charlie Stockman  
National Park Service  
Rivers & Trails Conservation Program  
1201 Eye Street, NW, 9th Floor (Org. Code 2220)  
Washington, D.C. 20005

U.S. DEPARTMENT OF AGRICULTURE, CHIEF OF THE FOREST SERVICE

Tom Tidwell, Chief  
Forest Service  
U. S. Department of Agriculture  
Sidney R. Yates Federal Building  
201 14th Street, S.W.  
Washington, DC 20024

Exhibit No. 3

Carrier Certification of Out-of-Service Status/Local  
Traffic/Overhead Traffic/No Complaints

49 C.F.R. Section 1152.50(b)

CERTIFICATION THAT RAIL LINE MEETS  
CRITERIA OF 49 C.F.R. SECTION 1152.50(b)

I, David S. Drach, Director Real Estate U.S. for Soo Line Railroad Company (“Soo Line”) dba Canadian Pacific, hereby certify that with respect to the trackage that is the subject of this Verified Notice of Exemption in Docket AB-57 (Sub-No. 62X), Soo Line has had no movements over the subject trackage in at least two years. No local traffic has been handled to or from any customer for at least two (2) years prior to the date hereof and any overhead traffic routed over this line can be and has been rerouted over other lines. Further, I certify that no formal complaint has been filed by a user of rail service on the line (or a State or local government entity acting on behalf of such user) regarding cessation of service over the line segment and that no such complaint is either pending with the Commission or any U.S. District Court or has been decided in favor of a complainant within the two-year period immediately preceding the filing of this Notice.

The foregoing Certification is made on behalf of Soo Line Railroad Company by the undersigned after due and careful investigation of the matters herein certified. I verify under penalty of perjury under the laws of the United States of America, that I have been authorized by Soo Line to verify and file with the Surface Transportation Board the foregoing statement; that I know the contents thereof and the facts asserted therein; that I declare that the foregoing is true and correct.

Dated: August 19, 2015



Exhibit No. 4

Certification of Proper Service of  
Environmental and Historic Reports

49 C.F.R. Section 1105.7(c)

CERTIFICATE OF COMPLIANCE WITH SERVICE REQUIREMENT FOR  
ENVIRONMENTAL AND HISTORIC REPORTS

The undersigned hereby certifies that he served the Environmental and Historic Reports in Docket No. AB-57 (Sub-No. 62X) with a transmittal letter conforming to the requirements of 49 C.F.R. § 1105.11 via first class U.S. Mail, on July 22, 2015, as required by 49 C.F.R. § 1105.7(c) and 49 C.F.R. § 1105.8, to the parties listed on the attached Service List.

Dated: August 24, 2015



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W. Karl Hansen  
STINSON LEONARD STREET  
150 South Fifth Street, Suite 2300  
Minneapolis, Minnesota 55402  
Tel: (612) 335-7088  
Fax: (612) 335-1657

SERVICE LIST  
ENVIRONMENTAL AND HISTORIC REPORTS  
Soo Line Railroad Company – Abandonment of  
Trackage Located in Hennepin County, Minnesota  
STB Docket No. AB-57 (Sub-No. 62X)

Appropriate Regional Office(s) of the  
U.S. Environmental Protection Agency

U.S. Environmental Protection Agency  
Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604- 3590

U.S. Fish and Wildlife Service

Tom Melius  
Regional Director  
U.S. Fish and Wildlife Service  
5600 American Blvd. West  
Suite 990  
Bloomington, MN 55437-1458

U.S. Army Corps of Engineers - St. Paul District Office

U.S. Army Corps of Engineers  
180 Fifth East Street  
Suite 700  
St. Paul, MN 55101-1678

National Park Service

Patty Trapp  
Acting Regional Director  
National Park Service  
601 Riverfront Drive  
Omaha, NE 68102-4226

U.S. Soil and Conservation Service

Walter Albarran  
Acting State Conservationist  
USDA Natural Resources Conservation Service  
375 Jackson Street, Suite 600  
St. Paul, MN 55101

National Geodetic Survey and U.S. Geological Survey

National Geodetic Survey  
SSMC3 #9340  
1315 East-West Highway  
Silver Spring, MD 20910-3282

State Clearinghouse

Minnesota Department of Administration  
200 Administration Building  
50 Sherburne Avenue  
Saint Paul, MN 55155

State Department of Transportation for Minnesota

Charles A. Zelle  
Commissioner  
Minnesota Department of Transportation  
395 John Ireland Boulevard  
M.S. 100  
St. Paul, MN 55155

Minnesota Department of Transportation  
Office of Freight & Commercial Vehicle Operations  
Mail Stop 470  
395 John Ireland Boulevard  
St. Paul, MN 55155

State Environmental Protection Agency for Minnesota

John Linc Stine  
Commissioner  
Minnesota Pollution Control Agency  
520 Lafayette Road  
St. Paul, MN 55155-4194

State Water Quality Official

Mr. Glenn Skuta  
Section Manager  
Surface Water Monitoring Section  
Minnesota Pollution Control Agency  
520 Lafayette Road North  
St. Paul, MN 55155-4194

State Historic Preservation Office for Minnesota

Barbara Mitchell Howard  
Deputy State Historic Preservation Officer  
Minnesota State Historic Preservation Office  
Minnesota Historical Society  
345 Kellogg Blvd. W.  
St. Paul, MN 55102-1903

State Coastal Zone Management Agency

N/A

Other Political Entities and/or Indian Reservations through which the line runs

Hennepin County

Commissioner Mike Opat  
Chairman Hennepin County Board of Commissioners  
A-2400, Government Center  
300 South Sixth Street  
Minneapolis, MN 55487-0240

Regional Railroad Authority

Mr. Peter McLaughlin  
Chairman Hennepin County Regional Railroad Authority  
Hennepin County Government Center  
300 South Sixth Street  
Minneapolis, Minnesota 55487

City of Minneapolis

Department of Community Planning & Economic Development  
250 South Fourth Street  
Room 300  
Minneapolis, MN 55415

Exhibit No. 5

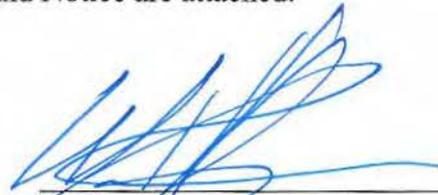
Certificate of Publication of  
Newspaper Notice

49 C.F.R. Section 1105.12

CERTIFICATE OF PUBLICATION

The undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB-57 (Sub-No. 62X) was advertised in a newspaper of general circulation in all counties through which the line which is the subject of this Notice runs, as required by 49 C.F.R. Section 1105.12. Copies of the Affidavit of Publication and Notice are attached.

Dated: August 24, 2015

  
\_\_\_\_\_  
W. Karl Hansen

**AFFIDAVIT OF PUBLICATION**

STATE OF MINNESOTA     )  
COUNTY OF HENNEPIN    )

  
650 3rd Ave. S | Minneapolis, MN | 55488

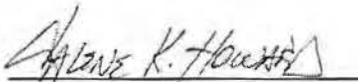
Toni Ferdelman, being first duly sworn, on oath states as follows:

1. I am the publisher of the Star Tribune Media Company LLC, a Delaware limited liability company with offices at 650 Third Ave. So., Minneapolis, Minnesota 55488, or the publisher's designated agent. I have personal knowledge of the facts stated in this Affidavit, which is made pursuant to Minnesota Statutes §331A.07.
2. The newspaper has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes §331A.02.
3. The dates of the month and the year and day of the week upon which the public notice attached/copied below was published in the newspaper are as follows:  
**Thursday, July 9, 2015.**
4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$397.60.**
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the newspaper's known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

FURTHER YOUR AFFIANT SAITH NOT.

  
\_\_\_\_\_

Subscribed and sworn to before me on July 9, 2015

  
\_\_\_\_\_

Notary Public

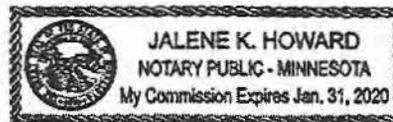




Exhibit No. 6  
Verification Regarding  
Facts of Verified Notice of Exemption

## VERIFICATION

I, David S. Drach, Director Real Estate U.S. for Soo Line Railroad Company (“Soo Line”) dba Canadian Pacific, hereby verify that I have carefully examined all of the statements concerning the operations of Soo Line in the Verified Notice of Exemption, including the map attached as Exhibit No. 1 to the Notice; that I have knowledge of the matters set forth therein; and that all such statements made and matters set forth are true and correct to the best of my knowledge, information, and belief.

The foregoing is made on behalf of Soo Line by the undersigned after due and careful investigation of the matters herein certified. I verify under penalty of perjury under the laws of the United States of America, that I have been authorized by Soo Line to verify and file with the Surface Transportation Board the foregoing statement; that I know the contents thereof and the facts asserted therein; that I declare that the foregoing is true and correct.

Date: August 19, 2015

