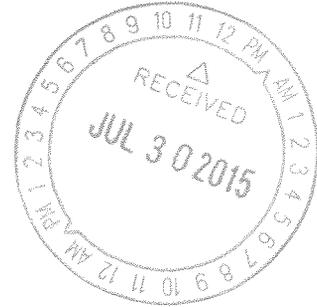


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ENTERED
Office of Proceedings
July 30, 2015
Part of
Public Record

Karl Morell & Associates
655 15th Street, NW, Suite 225
Washington, DC 20005
(202) 595-9045
karlm@karlmorell.com



July 30, 2015

BY HAND DELIVERY

Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
Office of Proceedings
395 E Street, SW
Washington, DC 20423

**Re: STB Docket No. AB 6 (Sub-No. 490X), BNSF Railway Company –
Abandonment Exemption – in King County, Washington**

Dear Ms. Brown:

Enclosed for filing are the original and ten copies of BNSF Railway Company's Notice of Exemption under 49 C.F.R. § 1152.50. Also enclosed is a check covering the \$3,800 filing fee.

If you have any questions, please call me.

Sincerely,

A handwritten signature in cursive script that reads "Karl Morell".

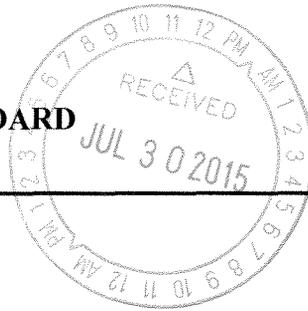
Karl Morell

Enclosures

FEE RECEIVED
July 30, 2015
SURFACE
TRANSPORTATION BOARD

FILED
JULY 30, 2015
SURFACE
TRANSPORTATION BOARD

BEFORE THE
SURFACE TRANSPORTATION BOARD



BNSF RAILWAY COMPANY)
ABANDONMENT EXEMPTION)
IN KING COUNTY, WASHINGTON)

DOCKET NO. AB 6
(SUB-NO. 490X)

NOTICE OF EXEMPTION

BNSF RAILWAY COMPANY
2650 Lou Menk Drive
P.O. Box 96157
Fort Worth, TX 76161-0057

Tyler White
Assistant General Attorney
BNSF Railway Company
2500 Lou Menk Drive, AOB-3
Fort Worth, Texas 76131-2828
(817) 352-2687

Karl Morell
Karl Morell & Associates
655 Fifteenth Street, N.W.
Suite 225
Washington, D.C. 20005
(202) 595-9045

Dated: July 30, 2015

BEFORE THE
SURFACE TRANSPORTATION BOARD



BNSF RAILWAY COMPANY)	
ABANDONMENT EXEMPTION)	DOCKET NO. AB 6
IN KING COUNTY, WASHINGTON)	(SUB-NO. 490X)

NOTICE OF EXEMPTION

BNSF Railway Company ("**BNSF**") files this Verified Notice of Exemption pursuant to the class exemption at 49 C.F.R. § 1152.50 to abandon 1,100 linear feet of rail line located between Milepost 4.53 and Engineering Station 258+07 (end of line) in Seattle, King County, Washington (the "**Line**").

1. *Proposed consummation date.*

The proposed consummation date is 50 days after the date of filing this Notice of Exemption.

2. *Certification required by 49 C.F.R. § 1152.50(b).*

The required certification is attached hereto as **Exhibit A**.

3. *Information required by 49 C.F.R. § 1152.22(a)(1) through (4), (7) and (8) and (e)(4).*

(a) *General.*

(1) ***Exact name of applicant.***

BNSF Railway Company

(2) ***Whether applicant is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, Chapter 105.***

BNSF is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, Chapter 105.

(3) ***Relief sought.***

BNSF seeks to use the class exemption at 49 C.F.R. § 1152.50 to abandon 1,100 linear feet of rail line located between Milepost 4.53 and Engineering Stations 258+07 (end of line) in Seattle, King County, Washington. There has been no local or overheard freight rail traffic on the Line since prior to 1995.

(4) ***Map.***

A map of the Line is attached as **Exhibit B**.

(7) ***Name, title and address of representative of applicant to whom correspondence should be sent.***

Karl Morell
Karl Morell & Associates
655 Fifteenth Street, N.W.
Suite 225
Washington, D.C. 20005

(8) ***List of all United States Postal Service ZIP codes that the line proposed for abandonment traverses.***

The Line traverses U.S. ZIP code 98119.

(e) ***Rural and community impact.***

(4) ***Statement of whether the properties proposed to be abandoned are appropriate for use for other public purposes, including roads and highways, other forms of mass transportation, conservation,***

energy production or transmission, or recreation. If the applicant is aware of any restriction on the title to the property, including any reversionary interest, which would affect the transfer of title or the use of property for other than rail purposes, this shall be disclosed.

The Line traverses a suburban area with more than adequate road and highway networks; therefore, there is little or no likelihood that the rail corridor is needed for transit purposes. It does not appear that there are any reversionary interests on the Line.

4. *The level of labor protection.*

The interests of railroad employees who may be adversely affected by the proposed abandonment will be adequately protected by the labor protective conditions in *Oregon Short Line R. Co. – Abandonment – Goshen*, 360 I.C.C. 91 (1979).

5. *Certification.*

Certificates of compliance with the notice requirements of 49 C.F.R. §§ 1152.50(d)(1) and 1105.12 are attached as **Exhibit C**.

6. *Environmental Report.*

The Environmental Report containing information required by 49 C.F. R. § 1105.7(e) was submitted to the Board on July 10, 2015. Based on information in our possession, the Line does not contain federally granted rights-of-way. Any documentation in BNSF's possession will be made available promptly to those requesting it.

7. *Historic Report.*

The Historic Report containing information required by 49 C.F.R. § 1105.8 was submitted to the Board on July 10, 2015.

Respectfully submitted,



Tyler White
Assistant General Attorney
BNSF Railway Company
2500 Lou Menk Drive, AOB-3
Fort Worth, Texas 76131-2828
(817) 352-2687

Karl Morell
Karl Morell & Associates
655 Fifteenth Street, N.W.
Suite 225
Washington, D.C. 20005
(202) 595-9045

Dated: July 30, 2015

EXHIBIT A

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

STATE OF TEXAS)
) **ss.**
TARRANT COUNTY)

I, John Sims, being duly sworn depose and state that I am Manager, Network Studies for BNSF Railway Company ("**BNSF**"), that I am authorized to make this verification and that I have read the foregoing Notice of Exemption and know the facts asserted therein are true and accurate as stated to the best of my knowledge, information and belief.

I hereby certify that no local traffic has been handled to or from any customer over the rail line located between Milepost 4.53 and Engineering Station 258+07 (end of line) in Seattle, King County, Washington ("the **Line**") since prior to 1995. Also, no overhead traffic has been handled on the Line since prior to 1995. Further, no formal complaint 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 either is pending with the Surface Transportation Board or any U.S. District Court or has been decided in favor of a complainant within the two-year period.

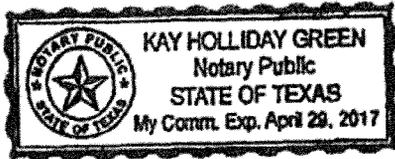
The foregoing certification is made on behalf of BNSF by the undersigned after due and careful investigation of the matters herein certified and based on the best of the knowledge, information and belief of the undersigned.

John Sims

John Sims
Manager, Network Studies

SUBSCRIBED AND SWORN TO before me this 28th day of July, 2015.

My Commission Expires: 4.29.17



Kay Holliday Green
Notary Public

EXHIBIT C

CERTIFICATE OF SERVICE

Pursuant to 49 C.F.R. § 1152.50(d)(1), the undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB 6 (Sub-No. 490X) was mailed via first class mail on July 20, 2015, to the following parties:

State Public Service Commission

Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250

Military Traffic Management Command

Military Surface Deployment and Distribution Command Transportation
Engineering Agency
ATTN: SDTE-SA (Railroads for National Defense)
1 Soldier Way, Building 1900W
Scott AFB, IL 62225-5006

National Park Service

U.S. Department of the Interior
National Park Service
Recreation Resources Assistance Division
1849 C Street, NW
Washington, DC 20240-0001

Ms. Christine Lehnertz, Regional Director
Pacific West Region
National Park Service
333 Bush Street, Suite 500
San Francisco, CA 94101-2828

U.S. Department of Agriculture

U.S. Department of Agriculture
Chief of the Forest Service
4th Floor N.W., Yates Building
201 14th Street, SW
Washington, DC 20250

Dated: July 30, 2015



Karl Morell

CERTIFICATE OF PUBLICATION

The undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB 6 (Sub-No. 490X) was published on July 24, 2015, in the Bellevue Reporter, a newspaper of general circulation in King County, Washington as required by 49 C.F.R. § 1105.12.

Dated: July 30, 2015



Karl Morell
Karl Morell

**CERTIFICATE OF SERVICE
ENVIRONMENTAL AND HISTORIC REPORTS**

The undersigned hereby certifies that, in Docket No. AB 6 (Sub-No. 490X) the transmittal letter required by 49 C.F.R § 1105.11, was mailed to all agencies listed in 49 C.F.R. § 1105.7(b), as well as the additional agencies listed below via first class mail on July 10, 2015.

Pursuant to the requirements of 49 C.F.R. § 1105.7 and 1105.8, the undersigned hereby certifies that copies of the Environmental and Historic Reports were mailed via first class mail on July 10, 2015 to the following agencies:

Ms. Victoria Rutson
Chief, Office of Environmental Analysis
Surface Transportation Board
395 E Street S.W.
Washington, DC 20423-0001

J.A. Vacca
U.S. Department of the Interior
Bureau of Land Management
Wenatchee Field Office
Spokane District
915 N. Walla Walla
Wenatchee, WA 98801

Nathan Torgelsen
Deputy Director
City of Seattle Department of Planning and
Development
700 Fifth Avenue, Suite 2000
P.O. Box 34019
Seattle, WA 98214

Randy Sandin
Product Line Manager-Resource
King County Department of Permitting and
Environmental Review
35030 S.E. Douglas Street, Suite 210
Snoqualmie, WA 98065

The National Geodetic Survey
1315 East-West Highway
Silver Spring, MD 20910-3282

US EPA Region 10
1200 6th Avenue, Suite 900
Seattle, WA 98101

Shirley Burgdorf
Fish & Wildlife Biologist
U.S. Fish and Wildlife Service
510 Desmond Drive SE, Suite 102
Lacey, WA 98503

Ms. Christine Lehnertz, Regional Director
National Park Service
Pacific West Region
333 Bush Street, Suite 500
San Francisco, CA 94101-2828

Ms. Roylene Rides-at-the-Door
Washington NRCS State Office
316 W. Boone Avenue, Suite 450
Spokane, WA 99201-2348

Mr. Matthew Sterner, M.A.
Transportation Archaeologist
State of Washington
Department of Archaeology & Historic
Preservation
P.O. Box 48343
Olympia, WA 98504-8343

U.S. Army Engineer District, Seattle
ATTN: Regulatory Branch
4735 East Marginal Way South
Seattle, WA 98134-2385

Josh Baldi, Director
Department of Ecology
Northwest Regional Office
State of Washington
3190 – 160th Avenue SE
Bellevue, WA 98008-5452

Washington Utilities and Transportation
Commission
P.O. Box 47250
Olympia, WA 98504

Dated: July 30, 2015



Karl Morell