

**Before the  
Surface Transportation Board**

**JR - 8**

238366

**STB DOCKET NO. AB-156 (Sub-No. 27X)**

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**DELAWARE AND HUDSON RAILWAY COMPANY, INC. –  
DISCONTINUANCE OF TRACKAGE RIGHTS EXEMPTION --  
IN NY, PA, NJ, MD, VA AND DC**

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ENTERED  
Office of Proceedings  
May 12, 2015  
Part of  
Public Record

**EXHIBITS TO ACCOMPANY**

**SUPPLEMENT TO RIFFIN'S**

**NOTICE OF INTENT TO FILE AN OFFER OF FINANCIAL ASSISTANCE**

Filed May 12, 2015 by:

James Riffin  
P. O. Box 4044  
Timonium, MD 21094  
(443) 414-6210

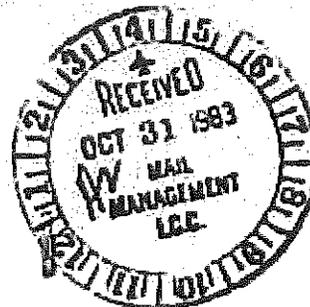
**CONRAIL**

**FILED**

OCT 31 1983

October 28, 1983

INTERSTATE  
COMMERCE COMMISSION



Mrs. Agatha L. Mergenovich  
Secretary  
Interstate Commerce Commission  
Room 1312  
12th and Constitution Avenues, NW  
Washington, DC 20423

Re: Application Under Section 308(c) of the Regional  
Rail Reorganization Act of 1973, as enacted by  
Section 1156 of the Northeast Rail Service Act of  
1981, for abandonment of the Raritan Valley Line  
in Hunterdon County, New Jersey  
Docket No. AB 167 (Sub No. B64N)

Dear Mrs. Mergenovich:

Enclosed for filing with the Commission are the original and six copies of Notice of Insufficient Revenue in reference to the above line. This Notice is submitted under Section 308(c) of the Regional Rail Reorganization Act of 1973, as enacted by Section 1156 of the Northeast Rail Service Act of 1981.

Copies of the Notice have been served on the agencies designated on the attachment to this letter. No shippers are affected.

Please stamp and return the enclosed extra copy of this letter to acknowledge receipt.

Very truly yours,

*Charles E. Mechem*  
Charles E. Mechem  
Senior General Attorney  
1136 Six Penn Center Plaza  
Philadelphia, Pa. 19103  
(215) 977-5017

CEM/km  
Enclosures

Docket AB 167  
(Sub No. 864N)

NOTICE OF INSUFFICIENT REVENUE  
CONSOLIDATED RAIL CORPORATION

Notice is hereby given that the line of railroad described below, operated by Consolidated Rail Corporation (Conrail), generates insufficient revenues to justify its continued operation and maintenance.

The Baritan Valley Line from the south side of Main Street in High Bridge (approximately Milepost 52.24) to Valuation Station 3170+00 in Bethlehem Township (approximately Milepost 60.1). This line is owned by New Jersey Transit.

The proposed abandonment involves approximately 7.86 miles of line in Hunterdon County, New Jersey.

Accordingly, it is Conrail's intention, after the expiration of ninety (90) days following the filing of this notice, to file application with the Interstate Commerce Commission (ICC) under Section 308(c) of the Regional Rail Reorganization Act of 1973 (RRR Act) for a certificate approving the abandonment of operation of the aforesaid line. A map showing the location of the line and a copy of Section 308 of RRR Act are attached to this Notice. Because no traffic currently originates or terminates on the

line Conrail is unable to provide the estimated subsidy that would be required for a hypothetical future operation.

Copies of this Notice have been served, on the date specified below, on the Governor of New Jersey, the New Jersey Public Utility Commission, the New Jersey Department of Transportation, the State Agricultural Extension Service, the Rail Service Planning Office of the ICC, the Federal Railroad Administration, the Office of Proceedings of the ICC, the Bureau of Outdoor Recreation, the Office of Special Counsel of the ICC, the National Railroad Passenger Corporation, the Military Traffic Management Command, the Railroad Retirement Board, and the Railway Labor Executives Association. No shippers are affected.

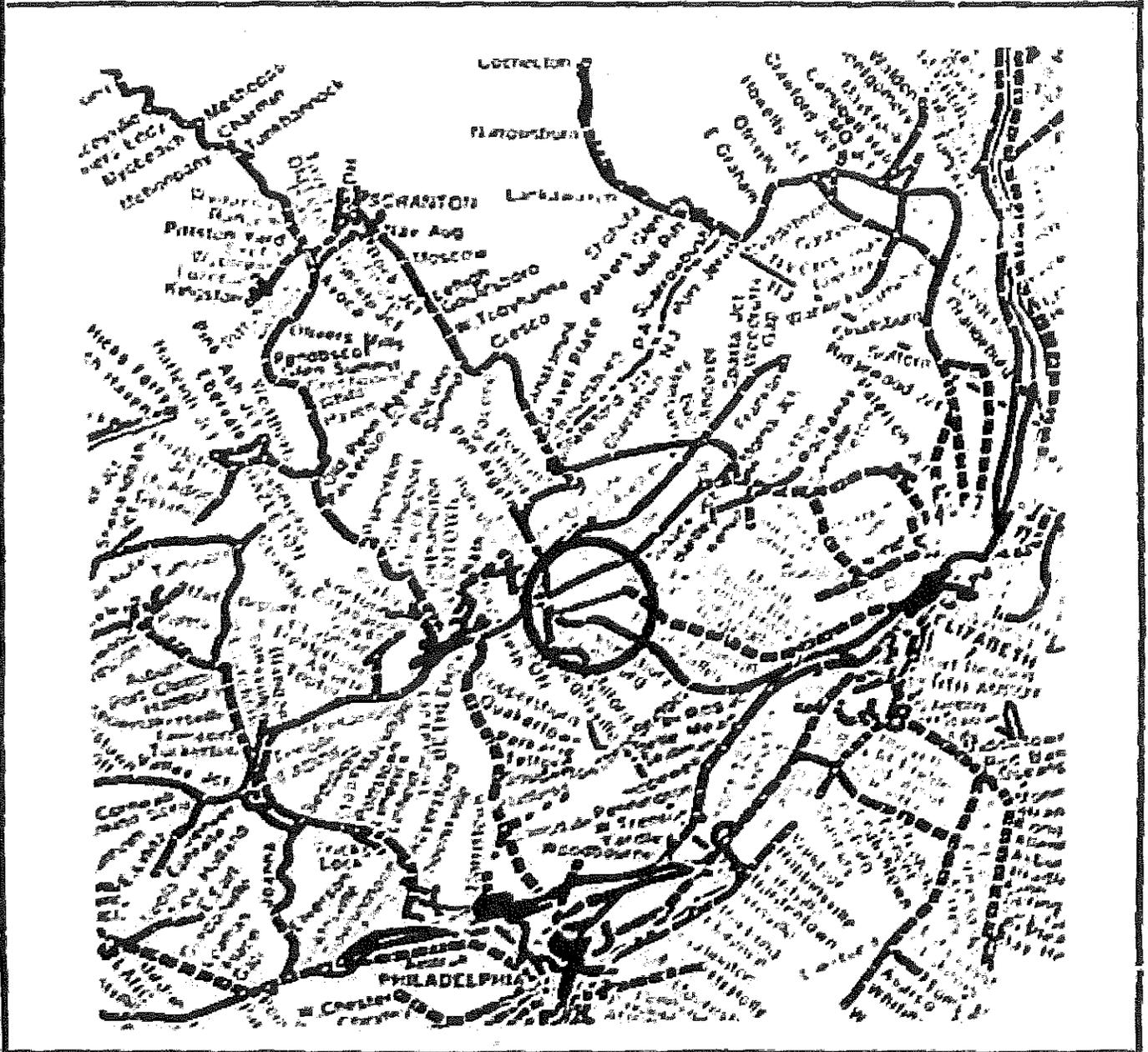
Date: October 28, 1983

**EXHIBIT A**  
**LOCATION AND MAP**

**MARITAN VALLEY LINE**

High Bridge-From the South Side of Main Street (Approx. M.P. 52.24) to  
Val Sta. in Bethlehem Township (Approx. M.P. 60.1)

State(s): IL Counties: Hunterdon



INTERSTATE COMMERCE COMMISSION  
 CERTIFICATE AND DECISION

SERVICE DATE  
 JUL 19 1984

Case No. AB-167 (Sub-No. 3644)

CONRAIL ABANDONMENT IN HUNTERDON COUNTY, NJ

Decided: July 13, 1984

On April 9, 1984, Consolidated Rail Corporation (Conrail) filed an application pursuant to section 308 of the Regional Rail Reorganization Act of 1973<sup>1/</sup> to abandon a total of 7.36 miles of track, described as the Raritan Valley Line from the south side of Main Street in High Bridge (approximately milepost 52.24 to Valuation Station 3,170+00 in Bethelham Township (approximately milepost 60.1), owned by New Jersey Transit, in Hunterdon County, NJ.

Under section 308(a) the Commission must grant any application for abandonment filed by Conrail within 90 days after the date such application is filed unless an offer of financial assistance is made pursuant to section 308(j) during that 90-day period.

The time for the filing of offers of financial assistance has expired without a bona fide offer. In the absence of such an offer, an appropriate certificate and decision should be entered.

It is certified: Conrail is authorized to abandon the line described above.

It is ordered:

- (1) This certificate and decision is effective upon service.
- (2) If the authority granted by this certificate and decision is exercised, Conrail shall advise this Commission in writing, immediately after abandonment of the line of railroad, of the date on which the abandonment actually took place.

By the Commission, the Review Board, Members Carleton, Williams and Dowell.

*James H. Bayne*

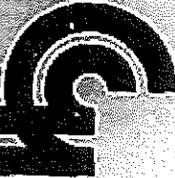
James H. Bayne  
 Secretary

(SEAL)



<sup>1/</sup> This section was added by the Northeast Rail Service Act of 1981. Pub. L. 97-35.

**CONRAIL**



**FILED**  
JAN 21 1986

INTERSTATE  
COMMERCE COMMISSION

January 9, 1986

Mr. James H. Bayne  
Secretary  
Interstate Commerce Commission  
12th & Constitution Avenue, NW  
Room 1312  
Washington, DC 20423

Re: Application under 45 U.S.C.A. §749 for  
Discontinuance of its Operation of the Raritan  
Valley Line in Warren County, New Jersey  
Docket No. AB 167 (Sub No. 931N)

Dear Mr. Bayne:

Enclosed for filing with the Commission are the original and six copies of the above described application. This application is submitted under 45 U.S.C.A. §748. Notice of Insufficient Revenue was filed September 18, 1985. Also enclosed is a check for the requisite filing fee of \$100.00.

Copies of the application have been served on the persons designated on the attachment to this letter. No Shippers are affected.

The line is a former overhead route owned by New Jersey Transit. The only customer potentially affected, Atlantic States Cast Iron Pipe Co., will continue to receive rail service via a new connection off the nearby Lehigh Main Line. The filing of this line segment (and various other related track changes that management has agreed to) will permit New Jersey DOT to continue with the construction of Highway Route I-78 without the additional costs that would be required if the Raritan Valley Line were retained.

Please stamp and return the enclosed extra copy of this letter to acknowledge receipt.

Very truly yours,

Charles E. Mechem  
Senior General Attorney  
1138 Six Penn Center Plaza  
Philadelphia, PA 19103-2959  
(215) 977-5017

CEM/kmt  
Enclosures

CONSOLIDATED RAIL CORPORATION SIX PENN CENTER PLAZA PHILADELPHIA, PA 19103-2959

100-21-86

BEFORE THE  
INTERSTATE COMMERCE COMMISSION

APPLICATION OF CONSOLIDATED RAIL : DOCKET NO: AB 167  
CORPORATION PURSUANT TO 45 U.S.C.A.: (SUB NO. 931N)  
§748 FOR APPROVAL OF THE DISCON- :  
TINUANCE OF ITS OPERATION OF THE :  
RARITAN VALLEY LINE IN WARREN :  
COUNTY, NEW JERSEY :

TO THE INTERSTATE COMMERCE COMMISSION, WASHINGTON, DC:

1. The name of applicant is Consolidated Rail Corporation (Conrail). Correspondence relating to this application should be addressed to Charles E. Mechem, Senior General Attorney, 1138 Six Penn Center, Philadelphia, Pennsylvania 19103.

2. Applicant is a common carrier by railroad subject to the Regional Rail Reorganization Act of 1973 (RRR Act), 45 U.S.C. §741 et seq.

3. Conrail files this application pursuant to Section 308(c) of the RRR Act, codified as 45 U.S.C. Section 748. A copy of said statute is attached hereto as Exhibit A.

4. By this application Conrail requests the Commission's approval of the discontinuance of Conrail's operation of the line, approximately 5.7 miles in length, described below and situated in Warren County, New Jersey:

The Raritan Valley Line owned by New Jersey Transit, from a point in Bloomsbury 1954 feet east of the center line of the Bloomsbury-Warren Glen Road, County Route 639 (approximately Milepost 66.53) to the projection of the Westerly side line of Market Street in Phillipsburg (approximately Milepost 72.23).

The above-described line will hereafter be referred to as the Subject Line. Because the Subject Line is owned by New Jersey Transit, the present application seeks approval of the abandonment of Conrail's operation only.

5. Attached as Exhibit B is a map showing the location of the Subject Line.

6. Because Conrail does not own the subject line, and because Conrail will continue to serve the one shipper whose traffic now travels over the Subject Line, Conrail cannot estimate the subsidy that would be required to continue operation for presently unforeseeable purposes.

7. All requests for information as well as offers of financial assistance should be made in writing to C. E. Mechem, Room 1138 Six Penn Center, Philadelphia, PA 19103. Copies of such requests and offers, including the applicable docket number, should be sent to the Office of the Secretary, Case Control Branch, Room 1312, Interstate Commerce Commission, Washington, DC 20423. The following notation should

be typed in bold face type at the lower left hand corner of envelopes containing offers: "Rail Section AB-OFA."

8. Recipients of this application are advised that any person requesting information or assistance with respect to the abandonment provisions referred to in Paragraph 3 of this application or the requirements and procedures governing offers of financial assistance (including proof of financial responsibility) may contact the ICC Office of Proceedings, Rail Section (telephone 202-275-7245).

WHEREFORE, Applicant requests that the Commission, within 90 days after the filing hereof, approve the discontinuance of its operation of the Subject Line identified in Paragraph 4 above.

Respectfully submitted,

  
\_\_\_\_\_  
Charles E. Mechem  
Senior General Attorney  
1138 Six Penn Center Plaza  
Philadelphia, PA 19103  
(215) 977-5017

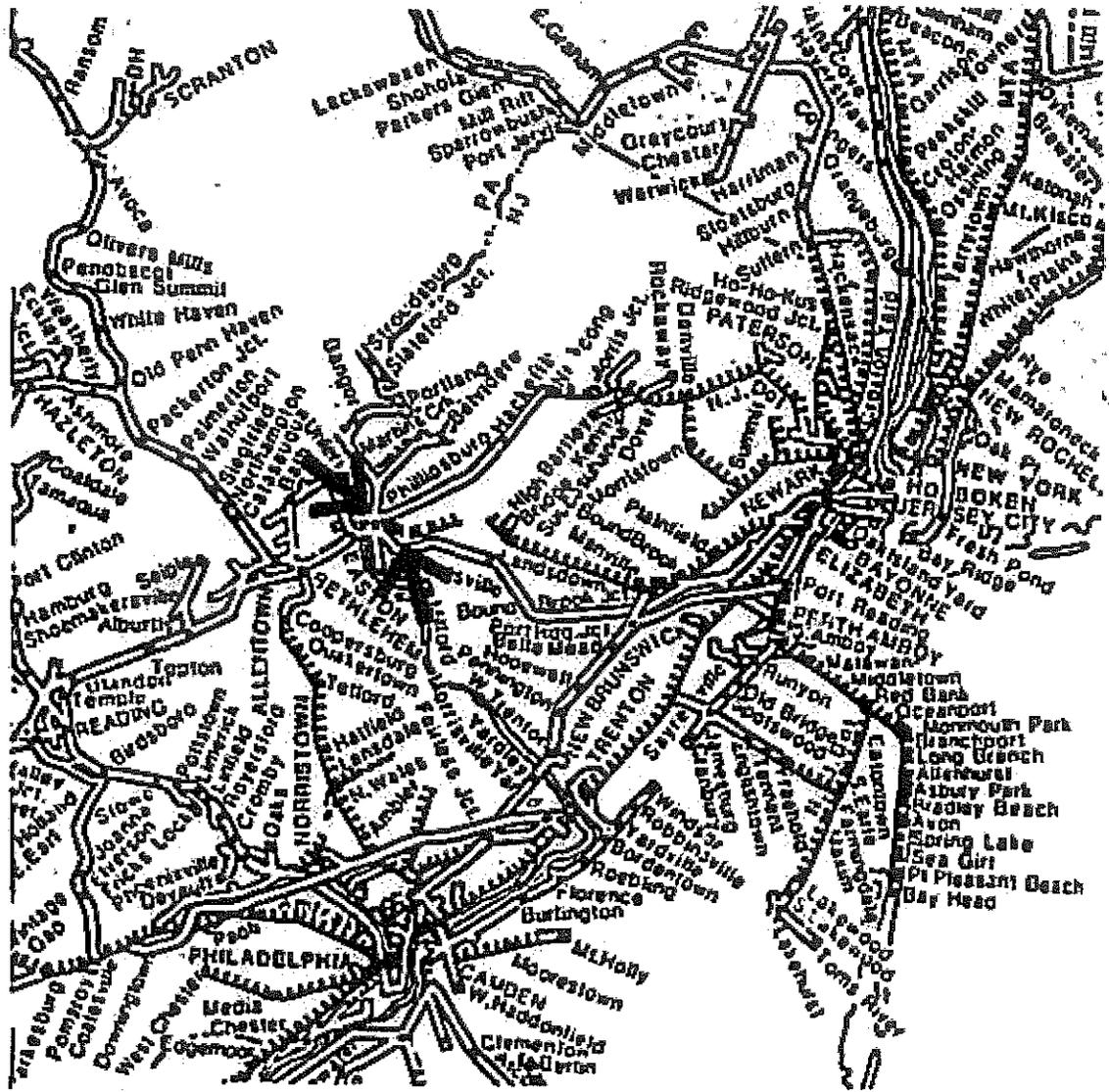


**EXHIBIT B  
 LOCATION AND MAP**

**RARITAN VALLEY LINE**

Bloomsbury—from a point 1,954' East of the Center Line of  
 Bloomsbury-Warren Glen Road, County Route 639 (Approx. N.P. 66.53) to  
 Phillipsburg-to the projection of the Westarly sideling of Market Street  
 (Approx. N.P. 72.23)

State(s): <u>New Jersey</u>	Counties: <u>Warren</u>	Approx. Length
		<u>5.7 Miles ±</u>



INTERSTATE COMMERCE COMMISSION

CERTIFICATE AND DECISION

Case No. AB-157 (Sub-No. 9111)

SERVICE DATE

MAY 1 1986

CONRAIL DISCONTINUANCE IN WARREN COUNTY, NC

Dated: April 25, 1986

Consolidated Rail Corporation (Conrail) filed an application on January 21, 1986 under section 104 of the Regional Rail Reorganization Act of 1973, to discontinue service over a 5.7-mile line of railroad as follows: The Mountain Valley line owned by New Jersey Transit, from a point in Blount County 1,984 feet east of the center line of the Blount County-Warren Glen Road, County Route 511 (approximately milepost 65.93) to the projection of the westerly side line of Market Street in Philadelphia (approximately milepost 70.23).

Under section 104(c) the Commission must grant any application to discontinue service filed by Conrail within 30 days after the date the application is filed unless an offer of financial assistance is made under section 104(d) during that 90-day period.

The time for filing offers of financial assistance has expired without a bona fide offer. In the absence of an offer, an appropriate certificate and decision should be entered.

It is ordered: Conrail is authorized to discontinue service over the line described above.

It is ordered:

This certificate and decision is effective on service.

By the Commission, John F. Eckhart, Director, Office of Proceedings.

James H. Byrne  
James H. Byrne  
Secretary

(322)

This is a form was taken by the Northern Rail Service Act of 1973. Sec. 104. 45 U.S.C. 16113.

Interstate Commerce Commission

Service Date

May 1, 1986

SERVICE OF PROCESS

Docket No.

AB-167-931

Listing of all parties served

Embarked Cases

Total Number Served

14

Regional Office(s) served: [ ] 1 [X] 2 [ ] 3 [ ] 4 [ ] 5 [ ] 6

I certify that on the Service Date noted above, a copy of the attached

- Entire Commission
- Employee Board
- Unopposed Notice (NA)
- Certificate, License, or Permit
- Division Director Modified Procedure Order (MP)
- Commissioner Admin. Law Judge
- Other

decision/notice was served on the individuals named below:

Joseph Hampton  
Service Clerk

April 30, 1986  
Date

Individuals

AB 167-931 N  
 KUNKEL TRANSPORTATION SERVICE INC  
 - FORT CONSOLIDATED RAIL CORPORATION  
 1331 PENN. AVE., N.W., SUITE 1211  
 WASHINGTON DC 20004

1 of 1

AD000167/0931/N 1270 SCSS APP  
 CONSOLIDATED RAIL CORPORATION  
 1130 SIX PENN CENTER PLAZA  
 PHILADELPHIA PA 19104

AD000167/0931/N -1 SCSS  
 OFFICE OF THE GOVERNOR  
 STATE CAPITOL BUILDING  
 TRENTON NJ 08601

AD000167/0931/N -5 SCSS  
 THOMAS F. HAMPTON  
 NATURAL LANDS MANAGEMENT  
 109 W STATE STREET -- CN 404  
 TRENTON NJ 08625

AD000167/0931/N 1271 SCSS APP  
 CHARLES E. MECHEM  
 1130 SIX PENN CENTER PLAZA  
 PHILADELPHIA PA 19104