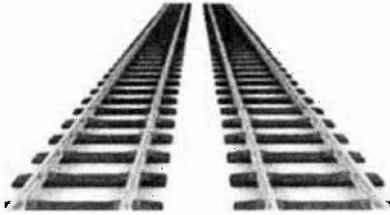


238354

ENTERED
Office of Proceedings
May 11, 2015
Part of
Public Record



JACK E. DODD
RAIL BUSINESS CONSULTANT

May 7, 2015

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20324

RE: New Hampshire Central Railroad, Inc. - Notice of Exemption, Discontinuance of Service, Bethlehem, NH to Littleton NH

Dear Ms. Brown:

Enclosed you will find an original and ten copies of a Verified Notice of Exemption on behalf of New Hampshire Central Railroad, Inc. (NHCR). This Notice is filed under provisions of the out-of-service discontinuance procedures provided in 49 CFR § 1152.50. NHCR desires to discontinue service over a line of railroad between Stations 995+66 and 1359+77, namely between a point 3.35 miles east of the Littleton/Bethlehem, NH town line and Industrial Drive, Littleton, NH.

I am also enclosing a copy of this filing on a USB flash drive as well as a check payable to the Board for \$3,900.00 covering the filing fees for the petitioner.

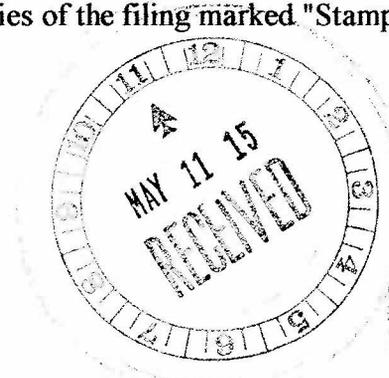
Please date stamp and return to me the copies of the filing marked "Stamp and return."

Sincerely yours,

Jack E. Dodd

Enclosures

cc: Edward W. Jeffrey
Michelle Winters



73 Bishop Street
Saint Albans, VT 05478

FEE RECEIVED
May 11, 2015
SURFACE

TRANSPORTATION BOARD

FILED
May 11, 2015
SURFACE

TRANSPORTATION BOARD

802-233-5656
jackedodd@comcast.net

BEFORE THE

SURFACE TRANSPORTATION BOARD

DOCKET NO. AB _____

NEW HAMPSHIRE CENTRAL RAILROAD, INC.

DISCONTINUANCE OF SERVICE EXEMPTION

NOTICE OF EXEMPTION

UNDER 49 CFR §1152.50

Jack E. Dodd
Rail Business Consultant
73 Bishop Street
Saint Albans, VT 05478

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. AB _____

NEW HAMPSHIRE CENTRAL RAILROAD, INC.

DISCONTINUANCE OF SERVICE EXEMPTION

NOTICE OF EXEMPTION

UNDER 49 CFR §1152.50

Pursuant to the Board's regulations at 49 CFR § 1152.50, the New Hampshire Central Railroad, Inc. (NHCR) files this Notice of Exemption so that NHCR may discontinue service over an out-of-service line of railroad ("the Line") between Station 995+66 to Station 1359+77, between Industrial Drive in Littleton, NH, and a point 3.35 miles east of the Littleton, NH/Bethlehem, NH town line. A map showing the subject line is attached as Exhibit A. Because no freight has moved over the Line since 1998, this discontinuance is exempt from regulation under 49 CFR § 1152.50.

In accordance with the aforesaid regulation, Petitioner makes the following assertions:

1. Proposed consummation date.

The proposed consummation date of this discontinuance of service and abandonment will be at least 50 days from the filing date .

2. Certification required in Section § 1152.50(b).

The required certifications by NHCR are set forth in Exhibit B to this Notice of Exemption.

3. 49 CFR §1152.22(a)(1): Exact names of Petitioners.

The exact name of Petitioner NHCR is the New Hampshire Central Railroad, Inc.

4. 49 CFR § 1152.22(a)(2): Common carrier status.

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

5. 49 CFR §1152.22(a)(3): Relief sought.

NHCR seeks authority to discontinue rail service over the Line.

6. 49 CFR §1 152.22(a)(4): Detailed map.

A detailed map of the subject line in accordance with the requirements of 49CFR§1152.22(a)(4) is attached hereto as Exhibit A.

7. 49 CFR §1 152.22(a)(7): Representative information.

The name, title, and address of Petitioners' representative to whom all correspondence should be sent is:

Jack E. Dodd
Rail Business Consultant
73 Bishop Street
Saint Albans, VT 05478
802-233-5656

8. 49 CFR § 1152.22(a)(8): U.S. Zip Codes.

The Line traverses United States Postal Service Zip Code 01201.

9. 49 CFR § 1152.22(e)(4): Public use/property interests.

NHCR anticipates that the owner of the line, New Hampshire Department of Transportation (NHDOT), will file its own Notice of Exemption to abandon the subject line.

10. Federally granted right-of-way.

The Line does not contain any Federally granted rights-of-way.

11. Labor Protection.

The Board cannot relieve a carrier of its statutory obligations when it exempts a

proposed discontinuance of service. 49 CFR § 1152.50(c). NHCR understands this, and it anticipates the Board to impose the conditions set forth in Oregon Short Line R.R. Co.- Abandonment-Goshen, 360 I.C.C. 91 (1979), for the benefit of any employee who may be adversely affected by the proposed discontinuance.

12. Certificates of compliance with the notice requirements of Sections 1152.50(d)(1) and 1105.11 and the newspaper publication requirements of Section 1105.12.

The required certificates are set forth as Exhibits C, D and E to this Notice of Exemption.

13. Verification.

The required verification is set forth as Exhibit B to this Notice of Exemption.

Respectfully submitted,

Jack E. Dodd
Rail Business Consultant
73 Bishop Street
Saint Albans, VT 05478
(802) 233-5656

EXHIBIT A

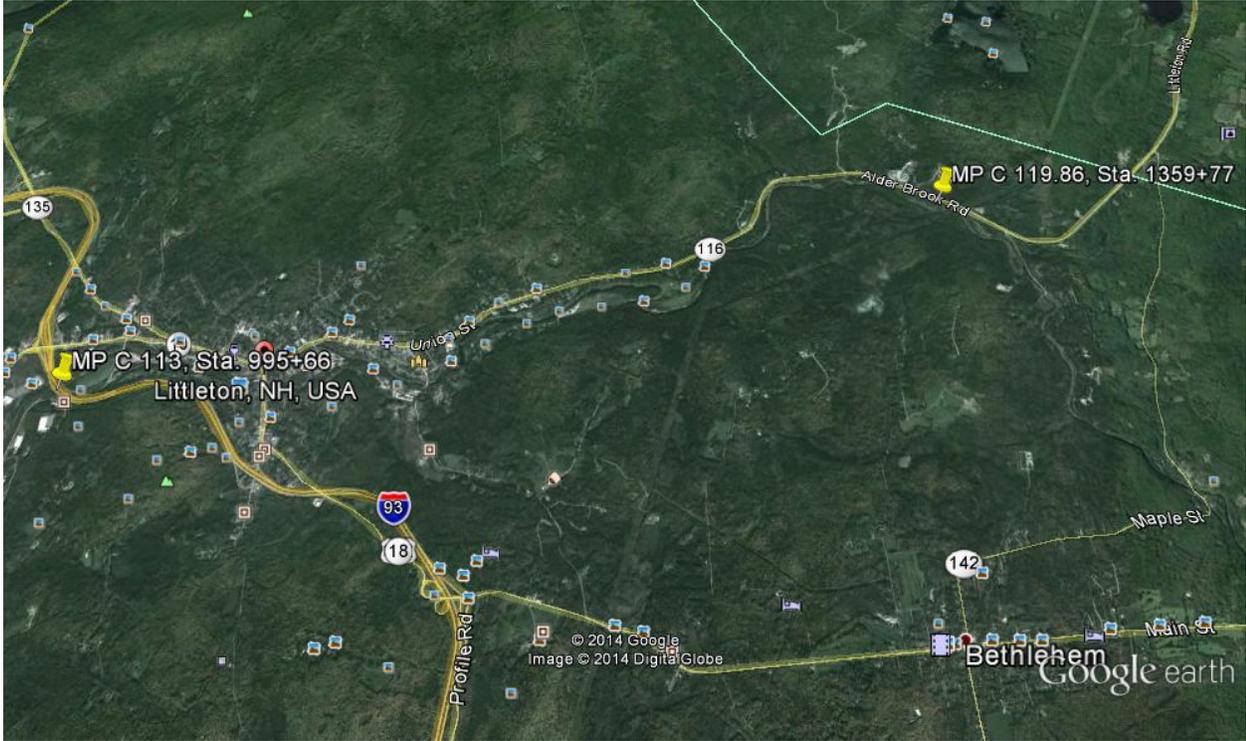
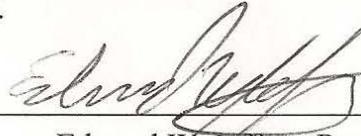


EXHIBIT B

**VERIFICATION OF
NEW HAMPSHIRE CENTRAL RAILROAD, INC.**

Edward W. Jeffrey, being duly sworn, states that he is the President of and as such officer he represents New Hampshire Central Railroad, Inc.; that he is authorized to verify and file with the Surface Transportation Board the foregoing Notice of Exemption in Docket No. AB _____ on behalf of New Hampshire Central Railroad, Inc; that he has examined all of the statements in the Notice of Exemption; that he has knowledge of the facts and matters relied upon in the Notice of Exemption; and that all representations set forth therein are true and correct to the best of his knowledge, information and belief.



Edward W. Jeffrey, President

Date: 11/10/2014

EXHIBIT C

**CERTIFICATION OF COMPLIANCE
WITH NOTICE REQUIREMENTS OF**

49 C.F.R. §1152.50(d)(1)

In accordance with 49 C.F.R. Section §1 152.50(d) (1), I hereby certify that:

On December 30, 2014 (at least 10 days before a notice of exemption was filed), I caused to be served by U.S. Mail (first class postage prepaid) written notice of intent by New Hampshire Central Railroad, Inc., to discontinue service over a line of railroad upon the following:

Military Surface Deployment and Distribution Command
SDDCTEA
1 Soldier Way, Building 1900W
Scott AFB, IL 62225

National Park Service
Recreation Resources Assistance Division
Rivers and Trails Conservation Program
1849 C Street, NW, (Org. Code 2240)
Washington, DC 20240-0001

Christopher Clement
Commissioner
New Hampshire Department of Transportation
John O. Morton Building
P. O. Box 483,7 Hazen Drive
Concord, NH 03302-0483

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

/s/

Jack E. Dodd
Rail Business Consultant
73 Bishop Street
Saint Albans, VT 05478
(802) 233-5656

EXHIBIT D

**CERTIFICATE OF COMPLIANCE WITH THE
NEWSPAPER PUBLICATION REQUIREMENTS OF**

SECTION 49 CFR §1105.12

The undersigned further certifies that a Notice of Intent to Discontinue Rail Service was published in the form prescribed by the Board for out of service discontinuance exemptions. The notice was published one time in a newspaper of general circulation in the county in which the Line is located as follows:

<u>County</u>	<u>Newspaper</u>	<u>Date</u>
Grafton	Littleton <i>Record</i>	Dec. 19, 2014

/s/ _____
Jack E. Dodd
Rail Business Consultant
73 Bishop Street
Saint Albans, VT 05478
(802) 233-5656

NOTICE

New Hampshire Central Railroad (NHCR) hereby gives notice that on or after December 31, 2014, it will file a Notice of Exemption under 49 CFR 1152 Subpart F - Exempt Discontinuances - permitting the discontinuance of rail service on a line of railroad between Industrial Drive in Littleton, NH and the Littleton-Bethlehem town line, or approximately between Stations 995 + 66 and 1359 + 77. The line traverses United States Postal Service Zip Codes 03561 and 03574. The proceeding will be assigned a Docket Number upon filing with the Surface Transportation Board (STB).

The Board's Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA) which will be normally available twenty-five (25) days after filing of the Notice of Exemption. Comments on environmental and energy matters should be filed no later than fifteen (15) days after the EA becomes available to the public and is addressed in the Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to OEA, Surface Transportation Board, Washington, DC 20423, or by calling the OEA at 202-245-0296.

Appropriate offers of financial assistance to continue rail service may be filed with the Board. Requests for environmental conditions, public use exceptions or rail banking/trail use can be filed with the Board. An original and ten (10) copies of any pleading that raises matters other than environmental issues must be filed with the Board's Section of Administration, Office of Proceedings, 395 E Street S.W., Washington, D. C. 20423 and one (1) copy must be served on Petitioner's representative. Questions regarding offers of financial assistance, public use or trail use may be directed to the Board's Office of Public Assistance, Governmental Affairs and Compliance, at 202-245-0274. Copies of comments or requests for conditions should be served on Petitioner's representative: Jack E. Dodd, Rail Business Consultant, 73 Bishop Street, Saint Albans, VT 05478.

EXHIBIT E

**CERTIFICATION REQUIRED
IN 49 C.F.R. §1152.SO(b)**

In accordance with 49 C.F.R. § 1152.SO(b), I hereby certify that, with respect to the Line, which is the subject of that Notice of Exemption in Docket Nos. AB- _____ and AB- _____: (1) no local traffic has moved over the Line for at least two years prior to the date hereof; and (2) there is no overhead traffic on the Line; and (3) no formal complaint filed by a user of rail service on the Line (or a state or local agency on behalf of such user) regarding cessation of service over the Line is either pending with the Board or any U.S. District Court or has been decided in favor of a complainant within the two-year period prior to the date hereof. The foregoing certification is made on behalf of the New Hampshire Central Railroad, Inc. by the undersigned after due and careful investigation of the matters herein certified and based on the best knowledge, information and belief of the undersigned.



Edward W. Jeffrey, President

Date: 11/10/2014