



212

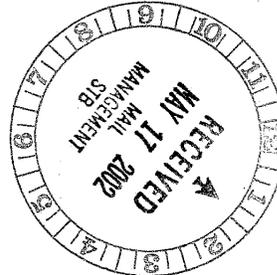
DI D# 0101949001

Law Department
500 Water Street (J150)
Jacksonville, FL 32202
Phone: (904) 359-1253
FAX: (904) 359-1248

Natalie S. Rosenberg
Counsel

May 17, 2002

205413



VIA AIRBORNE EXPRESS

Mr. Vernon A. Williams, Secretary
Surface Transportation Board
Mercury Building
1925 K Street, N.W.
Washington, D.C. 20423

**RE: Docket No. AB-55 (Sub-No. 614X)
CSX Transportation, Inc. – Abandonment
Richmond County, Georgia**

Dear Mr. Williams:

Enclosed for filing are the original and ten copies of CSX Transportation, Inc.'s Notice of Exemption in the above-captioned proceeding. Also enclosed is a check in the amount of \$2,700.00 to cover the filing fee.

I would appreciate your acknowledgement of receipt of these documents by stamping the extra enclosed copy of this letter and returning it to me in the enclosed self-addressed stamped envelope.

Very truly yours,

Natalie S. Rosenberg
Natalie S. Rosenberg

NSR/lcf

ENTERED
Office of the Secretary

Enclosures

MAY 20 2002

FEE RECEIVED

Part of
Public Record

MAY 17 2002

FILED

MAY 17 2002

SURFACE
TRANSPORTATION BOARD

SURFACE
TRANSPORTATION BOARD

205413



BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. AB-55 (SUB-NO. 614X)

CSX TRANSPORTATION, INC.
ABANDONMENT IN RICHMOND COUNTY, GEORGIA

NOTICE OF EXEMPTION

FEE RECEIVED

MAY 17 2002

**SURFACE
TRANSPORTATION BOARD**

FILED

MAY 17 2002

**SURFACE
TRANSPORTATION BOARD**

Natalie S. Rosenberg
Counsel
500 Water Street J150
Jacksonville, FL 32202
(904) 359-1253

Counsel for
CSX TRANSPORTATION, INC.

DATED: May 17, 2002

**ENTERED
Office of the Secretary**

MAY 20 2002

**Part of
Public Record**

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. AB-55 (SUB-NO. 614X)

CSX TRANSPORTATION, INC.
ABANDONMENT IN RICHMOND COUNTY, GEORGIA

NOTICE OF EXEMPTION

CSX Transportation, Inc. ("CSXT") files this Notice of Exemption pursuant to the Board's regulations at 49 C.F.R. §1152.50. This Notice of Exemption is for abandonment of CSXT's line of railroad from Valuation Station 0+00 at Milepost ANS 0.2 to Valuation Station 84+44, a distance of approximately 1.60 miles, in Augusta, Richmond County, Georgia (hereinafter "the line"). In accordance with the aforesaid regulations, CSXT makes the following responses:

RESPONSE TO 49 C.F.R. SECTION 1152.50(d)(2):

1. Proposed Consummation Date.

The proposed consummation date of this abandonment is July 16, 2002.

2. Certification Required in Section 1152.50(b).

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

3. Information required in Section 1152.22(a)(1-4), (7), (8) and (e)(4).

(a) General.

(1) Exact name of applicant.

CSX Transportation, Inc.

(2) Whether applicant is a common carrier by railroad subject to the Interstate Commerce Act.

CSXT is a common carrier by railroad subject to the Interstate Commerce Act.

(3) Relief sought (abandonment of line or discontinuance of operations).

CSXT seeks authority to abandon the line.

(4) Detailed map of the line.

Maps are attached hereto as Exhibit A.

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

Natalie S. Rosenberg
Counsel
CSX Transportation, Inc.
500 Water Street J150
Jacksonville, FL 32202

(8) United States Postal Service Zip Codes that the line traverses.

Zip Code 30901

(e) Rural and community impact.

- (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 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 properties proposed for abandonment may be suitable for other public purposes, but may be subject to reversionary interests that would affect transfer of title for other than rail purposes.

4. The Level of Labor Protection.

CSXT understands that, in exempting the proposed abandonment, the Board does not relieve a carrier of its statutory obligation to protect the interests of employees. See 49 C.F.R. Section 1152.50(c). Accordingly, CSXT anticipates that the Board will impose the conditions set forth in Oregon Short Line R. Co. - Abandonment - Goshen, 360 I.C.C. 91 (1979), for the benefit of any carrier employee who may be adversely affected by the proposed abandonment.

5. Certificate of Compliance With the Notice Requirements of Section 1152.50(d)(1).

The required certificate is set forth as Exhibit C to this Notice of Exemption.

6. Environmental Report and Historic Report.

The Environmental Report required by 49 C.F.R. 1105.7 and the Historic Report required by 49 C.F.R. 1105.8 are attached as Exhibits D and E, respectively, to this Notice of Exemption. Attached as Exhibit F is a certificate showing CSXT's compliance with 49 C.F.R. 1105.11.

7. Newspaper Notice.

The Newspaper Notice required by 49 C.F.R. 1105.12 was published in *The Augusta Chronicle*, Augusta, Richmond County, Georgia, on May 16, 2002. An Affidavit of publication from this newspaper will be forwarded to the Board as soon as it is received by CSXT.

8. Verification.

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

Respectfully submitted,



Natalie S. Rosenberg
Counsel
CSX Transportation, Inc.
500 Water Street J150
Jacksonville, FL 32202

DATED: May 17, 2002

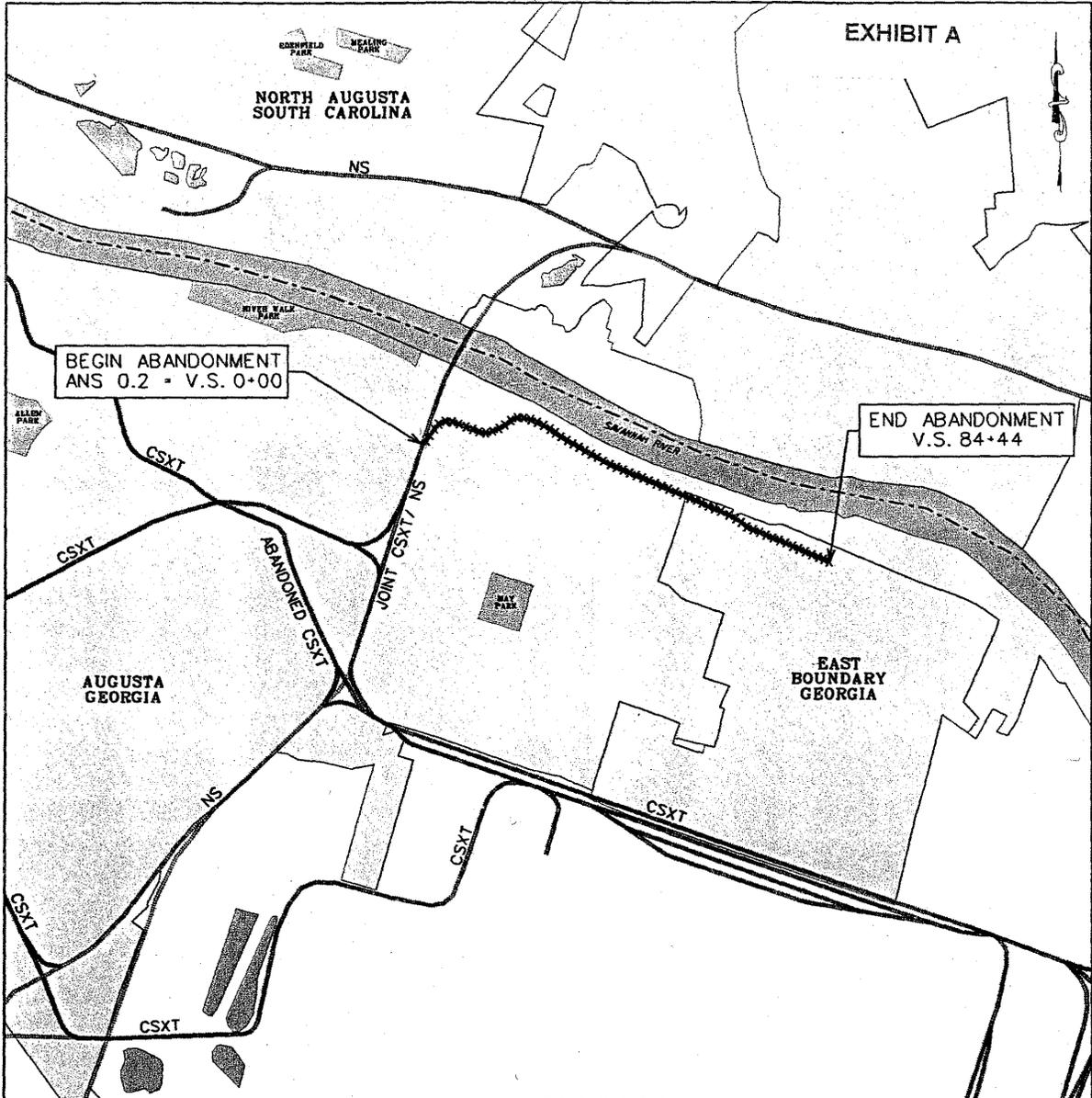


EXHIBIT A

BEGIN ABANDONMENT
ANS 0.2 - V.S. 0+00

END ABANDONMENT
V.S. 84+44

LEGEND
PROPOSED ABANDONMENT XXXXXXXXXXXXXXXXXXXXXXXXXX
Total Distance - 1.60 Miles --
SOUTHERN REGION FLORENCE DIVISION AUGUSTA SUBDIVISION

CSX TRANSPORTATION	
Proposed Abandonment of 1.6 Miles Savannah River Terminal	
City: Augusta	VAL: V1/1
County: Richmond	GIS: 21826
State: Georgia	Scale: 1" = 2255'
Fips: 13245	Date: 3/12/02
Pin: 13245-0058 - 0070	Drawn By: LF

EXHIBIT A

Scale 1:950,400
1 Inch = 15 Statute Mile
1 Centimeter = 9.5 Kilon
STATUTE MILES
0 5 10

0 5 10 20
KILOMETERS

A-520511-231-3-4-3-4

Georgia

See list of railroads at here rendered by each railro name denote the syste

- AGS Alabama Great S
- AWP Atlanta and Wes
- CGA Central of Georg
- CHV Chattahoochee
- CIRR Chattahoochee I
- CISD Colonel's Island
- GANO Georgia Norther
- GM Gainesville Midl
- GSF Georgia Souther
- HRT Hartwell
- LPSS Live Oak, Perry &
- LW Louisville and W
- SAN Sandersville
- SBD Seaboard Syste
- SM Saint Marys
- SOU Southern
- TAG Tennessee, Alab
- USG United States Gc
- VSO Valdosta Southe
- WRA Western Railway

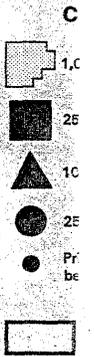
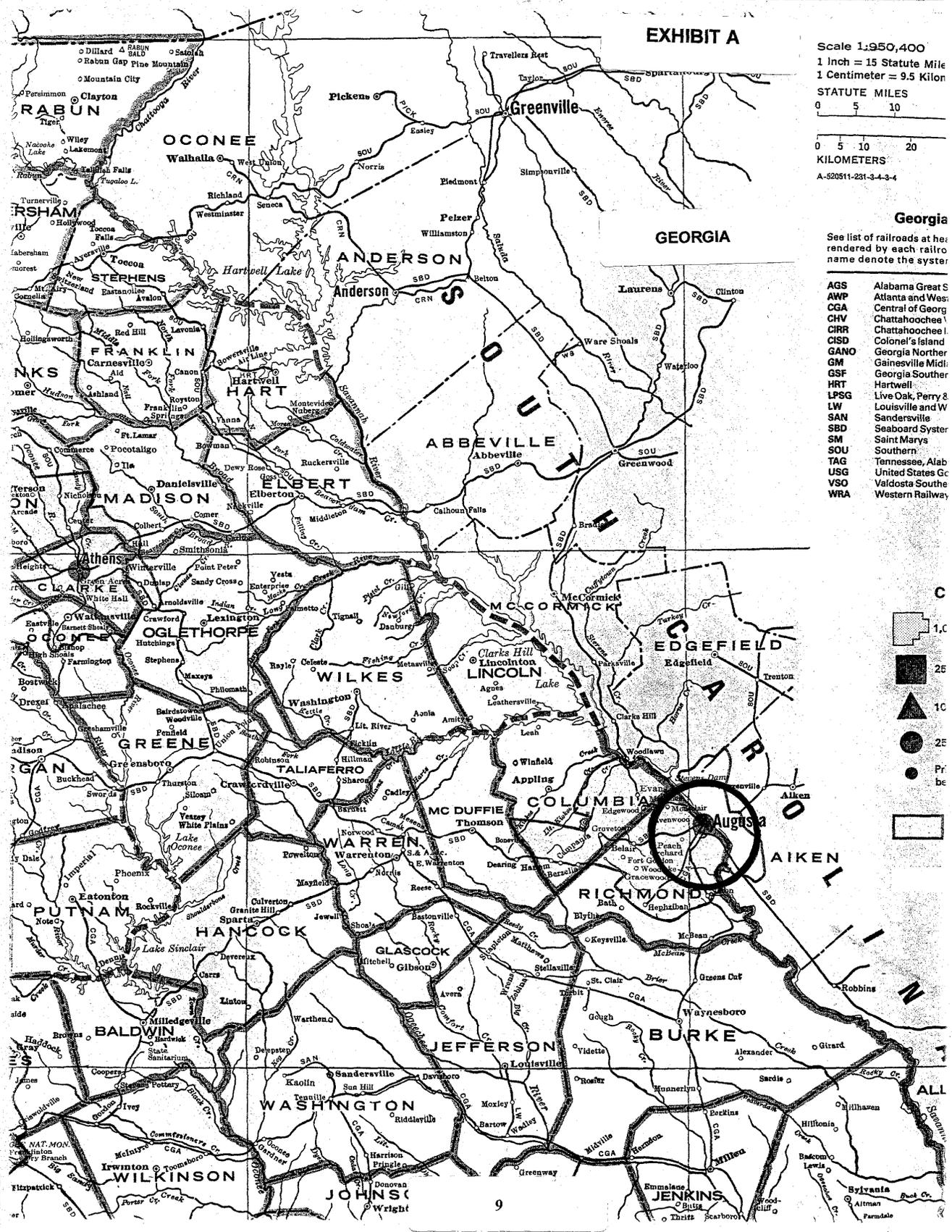


Exhibit B

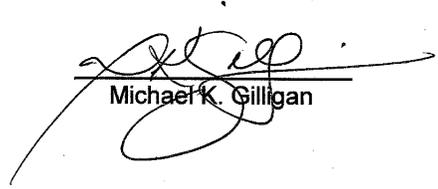
CERTIFICATION REQUIRED

IN 49 C. F. R. SECTION 1152.50(b)

In accordance with 49 C. F. R. Section 1152.50(b), I hereby certify that, with respect to the line subject of the Notice of Exemption in Docket No. AB-55 (Sub-No. 614X):

- (1) no local traffic has moved over the line for at least two years prior to the date hereof
- (2) there is no overhead traffic on the line
- (3) no formal complaint filed by a user of rail service on the line (or state or local government agency acting 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 CSX Transportation, 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.



Michael K. Gilligan

Dated: 5/8/02

EXHIBIT C

CERTIFICATE OF COMPLIANCE
WITH NOTICE REQUIREMENTS OF
49 C.F.R. 1152.50(d) (1)

In accordance with 49 C.F.R. §1152.50(d) (2), I hereby certify that:

On May 3, 2002, I caused to be served by U.S. first-class mail, postage prepaid, the notice required by 49 C.F.R. §1152.50(d) (1), upon the Georgia Public Service Commission, the Military Traffic Management Command of the U.S. Department of Defense, the National Park Service, Land Resources and Recreation Resources Divisions, and the U. S. Department of Agriculture.


Natalie S. Rosenberg

Dated: May 17, 2002

ENVIRONMENTAL REPORT

**CSX TRANSPORTATION, INC.
AUGUSTA, RICHMOND COUNTY, GEORGIA
DOCKET AB-55 (SUB-NO. 614X)**

The following information is provided in accordance with 49 C.F.R. Section 1105.7:

(1) PROPOSED ACTION AND ALTERNATIVES

Describe the proposed action, including commodities transported, the planned disposition (if any) of any rail line and other structures that may be involved, and any possible changes in current operations or maintenance practices. Also describe any reasonable alternatives to the proposed action. Include a readable, detailed map and drawings clearly delineating the project.

CSX Transportation, Inc. (CSXT) proposes to abandon 1.60 miles of its rail line in Augusta, Richmond County, Georgia. This line segment has generated no originating or terminating traffic for at least two (2) years and no future traffic is anticipated.

Abandonment of this line will result in the removal of the rail, crossties, and possibly the upper layer of ballast; subsequently, the operations and maintenance of this line will cease.

The only alternative would be not to abandon and to pass the opportunity costs of retaining the line to all other CSXT customers. This would not be a prudent utilization of carrier resources.

Two maps, which delineate the proposed project, are attached. (See Attachments 1 and 2.)

(2) TRANSPORTATION SYSTEM

Describe the effects of the proposed action on regional or local transportation systems and patterns. Estimate the amount of traffic (passenger or freight) that will be diverted to other transportation systems or modes as a result of the proposed action.

There is no CSXT passenger or freight traffic on this line. There

will be no effect on existing regional or local transportation systems or patterns.

(3) LAND USE

- (i) Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies.**

On March 22, 2002, the Augusta-Richmond County Planning Commission, Augusta, Georgia, advised, "Augusta strongly encourages the removal of the rail line in question." The Commission also stated that the proposed action "...would be a tremendous benefit to the city and certainly be consistent with our planning." (See Attachment 3.)

- (ii) Based on consultation with the U. S. Soil Conservation Service, state the effect of the proposed action on any prime agricultural land.**

On March 22, 2002, the United States Department of Agriculture, Natural Resources Conservation Service, Augusta, Georgia, advised the proposed action "...will have no effect on prime agricultural land." (See Attachment 4.)

- (iii) If the action affects land or water uses within a designated coastal zone, include the coastal zone information required by 1105.9.**

Applicant has not received a response to its inquiry of March 18, 2002, to the Georgia Department of Natural Resources, Coastal Resources Division seeking information regarding this statement. (See Attachment 5.)

However, should a coastal management area be involved, all laws and regulations concerning an abandonment will be properly observed.

- (iv) If the proposed action is an abandonment, state whether or not the right of way is suitable for alternative public use under 49 U.S.C. 10906 and explain why.**

The properties located within the area of the proposed action may be suitable for other public purposes, but may be subject to reversionary interest that may affect transfer of title for other than rail purposes.

(4) ENERGY

- (i) **Describe the effect of the proposed action on transportation of energy resources.**

The proposed action will have no effect on the transportation of energy resources.

- (ii) **Describe the effect of the proposed action on recyclable commodities.**

The proposed action will have no effect on the movement and/or recovery of recyclable commodities.

- (iii) **State whether the proposed action will result in an increase or decrease in overall energy efficiency and explain why.**

The proposed action will not result in an increase or decrease in overall energy efficiency.

- (iv) **If the proposed action will cause diversions from rail to motor carriage of more than: (A) 1,000 rail carloads a year; or (B) an average of 50 rail carloads per mile per year for any part of the affected line, quantify the resulting net change in energy consumption and show the data and methodology used to arrive at the figure given.**

There will be no diversion of rail traffic to motor carriage.

(5) AIR

- (i) **If the proposed action will result in either: (A) an increase in rail traffic of at least 100% (measured in gross ton miles annually) or an increase of at least eight trains a day on any segment of rail line affected by the proposal, or (B) an increase in rail yard activity of at least 100% (measured by carload activity), or (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on any affected road segment, quantify the anticipated effect on air emissions.**

The above thresholds will not be exceeded.

- (ii) **If the proposed action affects a class I or non-attainment area under the Clean Air Act; and will it result in either: (A) an increase in rail traffic of a least 50% (measured in gross ton miles annually) or an**

increase of at least three trains a day on any segment of rail line, or (B) an increase in rail yard activity of a least 20% (measured by carload activity), or (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on a given road segment, then state whether any expected increased emissions are within the parameters established by the State Implementation Plan.

The above thresholds will not be exceeded.

- (iii) If transportation of ozone depleting materials (such as nitrogen oxide and freon) is contemplated, identify: the materials and quantity, the frequency of service; safety practices (including any speed restriction); the applicant's safety record (to the extent available) on derailments, accidents and spills; contingency plans to deal with accidental spills; and the likelihood of an accidental release of ozone depleting materials in the event of a collision or derailment.

Not applicable.

(6) NOISE

If any of the thresholds identified in item (5)(i) of this section are surpassed, state whether the proposed action will cause: (i) an incremental increase in noise levels of three decibels Ldn or more, or (ii) an increase to a noise level of 65 decibels Ldn or greater. If so, identify sensitive receptors (e.g., schools, libraries, hospitals, residences, retirement communities, and nursing homes) in the project area, and quantify the noise increase for these receptors if the thresholds are surpassed.

The above thresholds will not be exceeded.

(7) SAFETY

- (i) Describe any effects of the proposed action on public health and safety (including vehicle delay time at railroad grade crossings).

There will be no effect on public health and safety as a result of the proposed action.

- (ii) If hazardous materials are expected to be transported, identify: the materials and quantity; the frequency of service; whether chemicals are being transported that, if mixed, could react to form more hazardous compounds; safety practices (including any speed restrictions); the applicant's safety record (to the extent available) on derailments, accidents and hazardous spills; the contingency plans

to deal with accidental spills; and the likelihood of an accidental release of hazardous materials.

Not applicable.

- (iii) **If there are any known hazardous waste sites or sites where there have been known hazardous material spills on the right of way, identify the location of those sites and the types of hazardous materials involved.**

Applicant's records do not indicate any hazardous waste sites or sites where there have been hazardous material spills on this line segment.

(8) BIOLOGICAL RESOURCES

- (i) **Based on consultation with the U. S. Fish and Wildlife Service, state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.**

Applicant has not received a response to its inquiry of March 18, 2002, to the U. S. Department of the Interior, Fish and Wildlife Service, Atlanta, Georgia, seeking information regarding this statement. (See Attachment 6.)

Based upon Applicant's intention to remove only the track material and possibly the upper layer of ballast, we do not believe that any federally endangered or threatened species will be negatively affected or critical habitats modified if the line is abandoned.

- (ii) **State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.**

Based upon Applicant's review of the area, the line is not located within any wildlife sanctuaries or refuges, National or State parks or forests.

(9) WATER

- (i) **Based on consultation with State water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies.**

Applicant has not received a response to its inquiry of

CSX Transportation, Inc.
Environmental Report
Docket AB-55 (Sub. No. 614X)
Page 6 of 7

March 18, 2002, to the Georgia Department of Natural Resources, Industrial Wastewater Programs, Atlanta Georgia, requesting information regarding this statement. (See Attachment 7.)

Applicant does not contemplate any action known to be inconsistent with federal, state and/or local water quality standards. Any necessary permits or applications will be obtained as well as compliance with conditions or procedures required by regulatory agencies.

- (ii) **Based on consultation with the U. S. Army Corps of Engineers, state whether permits under Section 404 of the Clean Water Act (33 U.S.C. 1344) are required for the proposed action and whether any designated wetlands or 100-year flood plains will be affected. Describe the effects.**

On April 30, 2002, the U. S. Army Corps of Engineers, Savannah District, Savannah, Georgia, advised "...the proposed track removal would not result in any discharges of dredged or fill materials into waters of the United States. Therefore, no Department of the Army permit would be required for the proposed work. The Department also advised that the proposed action is located near the Augusta levee and any "...proposed activities should be coordinated with the levee superintendent to ensure that the work would not result in any impacts on the levee." (See Attachment 8.)

- (iii) **State whether permits under Section 402 of the Clean Water Act (33 U.S.C. 1342) are required for the proposed action. (Applicants should contact the U. S. Environmental Protection Agency or the state environmental protection or equivalent agency if they are unsure whether such permits are required).**

Applicant has not received a response to its March 18, 2002, letter to the U. S. Environmental Protection Agency, Region 4, Atlanta, Georgia and the Georgia Department of Natural Resources, Industrial Wastewater Programs, Atlanta, Georgia, requesting information regarding this statement. (See Attachment 9 and 7, respectively.)

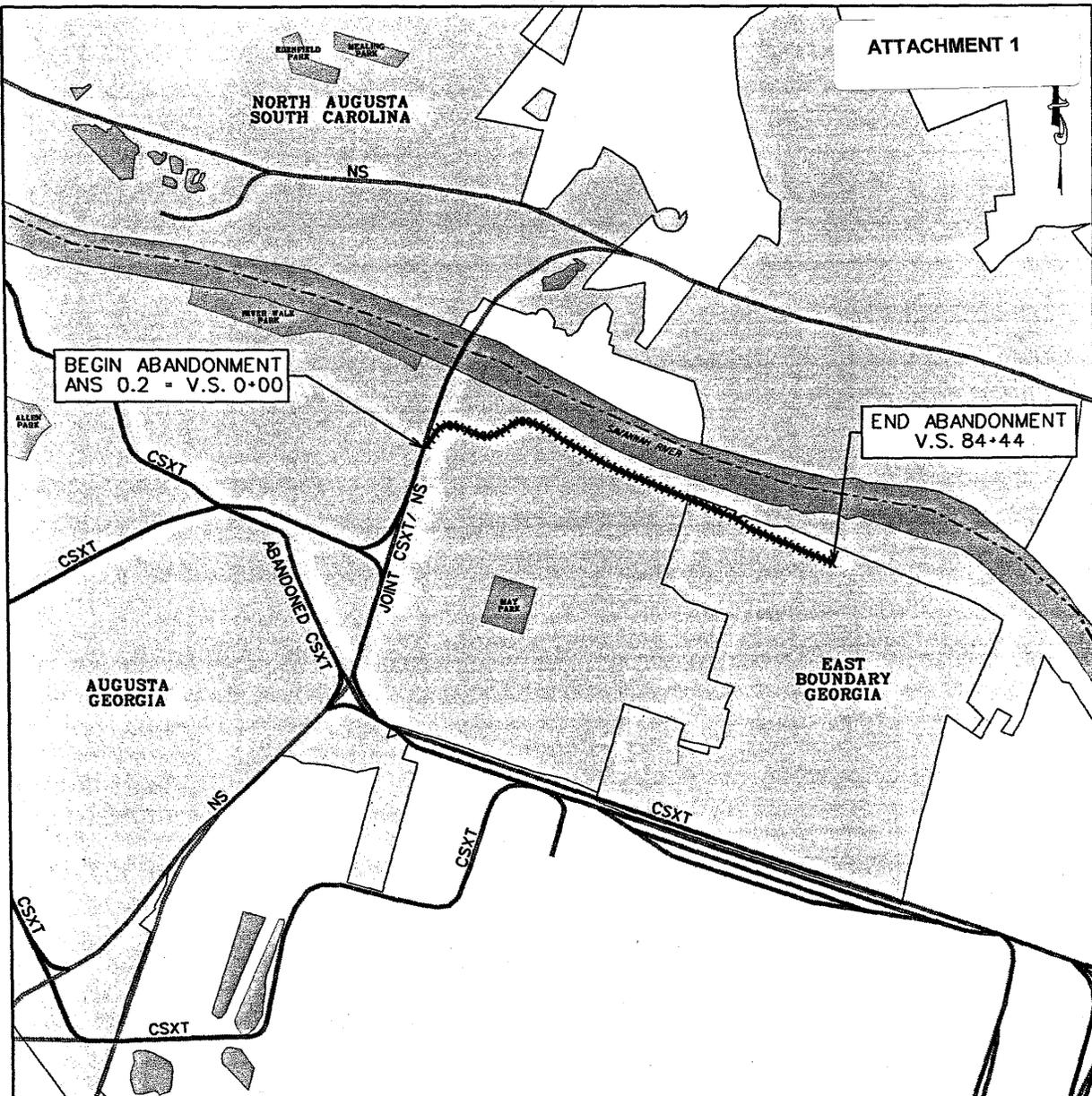
Upon receiving abandonment authority, removal of material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated.

We do not intend to disturb any of the underlying roadbed or perform any activities that would cause sedimentation or erosion of the soil, and do not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way nor be placed or left in streams or wetlands, or along the banks of such waterways. Also, during track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any waterways. Based upon the course of action described in Section 9 (ii), Applicant does not believe a permit under Section 402 of the Clean Water Act will be required.

10. MITIGATION

Describe any actions that are proposed to mitigate adverse environmental impacts, indicating why the proposed mitigation is appropriate.

To mitigate any adverse environmental impact in the project area, Applicant will comply with State and Federal regulations and obtain any necessary permits required.

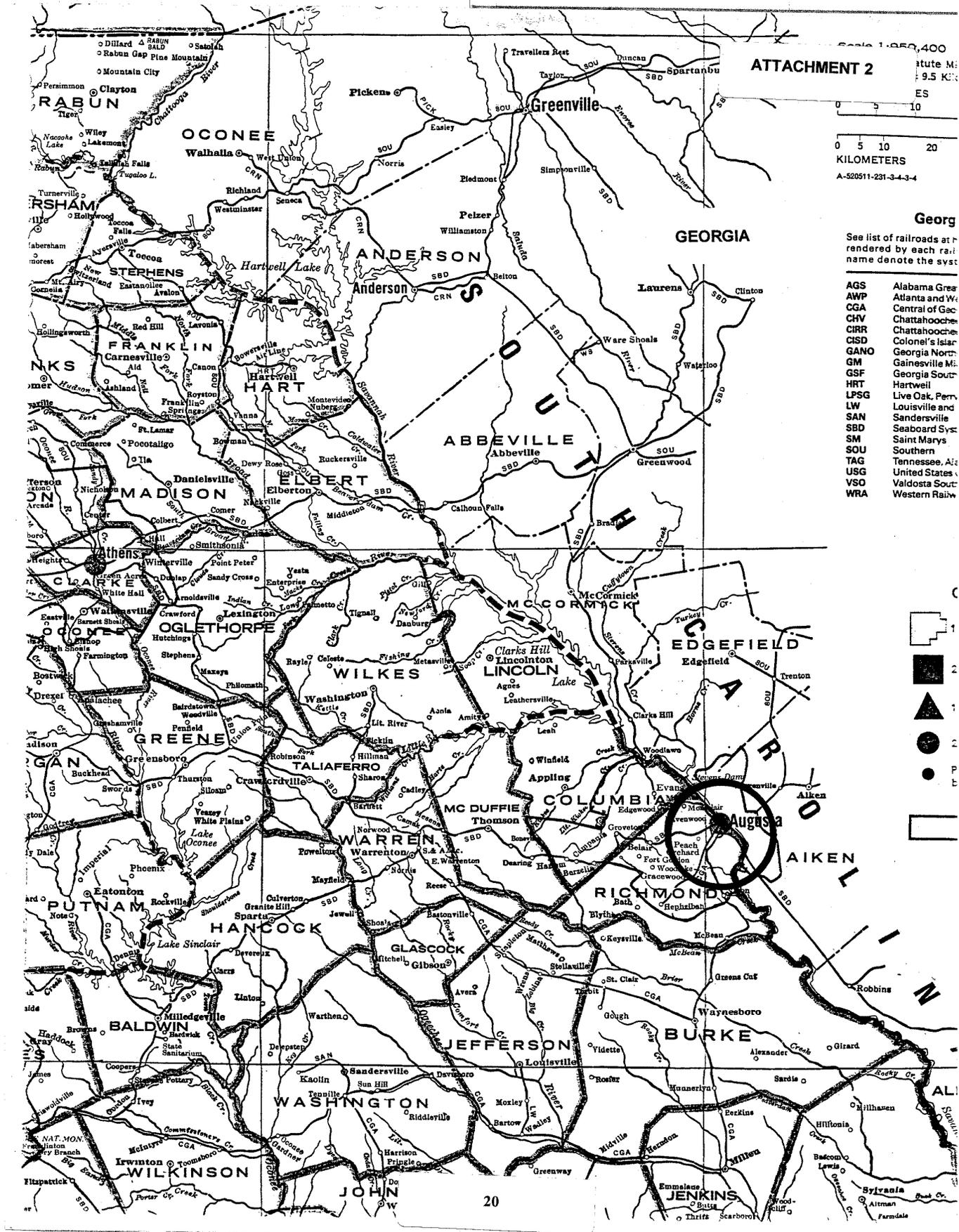


LEGEND
PROPOSED ABANDONMENT XXXXXXXXXXXXXXXXXXXXXXXXXX
Total Distance = 1.60 Miles --
SOUTHERN REGION FLORENCE DIVISION AUGUSTA SUBDIVISION

CSX TRANSPORTATION	
Proposed Abandonment of 1.6 Miles Savannah River Terminal	
City: Augusta County: Richmond State: Georgia Fips: 13245 Pin: 13245-0058 - 0070	VAL: V1/1 GIS: 21826 Scale: 1" = 2255' Date: 3/12/02 Drawn By: LF

ATTACHMENT 2

Scale 1:500,000
 1:500,000
 1:500,000
 0 5 10
 0 5 10 20
 KILOMETERS
 A-520511-231-3-4-3



Georg
 See list of railroads at r
 rendered by each rail
 name denote the syst

AGS	Alabama Great
AWP	Atlanta and W
CGA	Central of Gac
CHV	Chattahoochee
CIR	Chattahoochee
CSD	Chattahoochee
GANO	Colonel's Islar
GM	Georgia North
GSF	Gainesville M
HRT	Georgia Sour
LPSG	Hartwell
LW	Live Oak, Perr
SAN	Louisville and
SBD	Sandersville
SM	Seaboard Sys
SOU	Saint Marys
TAG	Southern
USG	Tennessee, A
VSO	United States
WRA	Valdosta Sour
	Western Railw





ATTACHMENT 3

AUGUSTA-RICHMOND COUNTY
PLANNING COMMISSION
GEORGE A. PATTY
EXECUTIVE DIRECTOR
J. RANDAL HALL
CHAIRMAN
525 TELFAIR STREET
AUGUSTA, GEORGIA 30901
PHONE: (706) 821-1796
FAX: (706) 821-1806
www.co.richmond.ga.us/planz

March 22, 2002

Stephanie M. Lemmon
CSX Transportation
Asset Management
500 Water Street (J200)
Jacksonville, FL 32202

Dear Ms. Lemmon:

I serve as study director for the Augusta Regional Transportation Study which is the Metropolitan Transportation Organization for this area and also as the director of the Augusta-Richmond County Planning Commission. Augusta strongly encourages the removal of the rail line in question.

Our Downtown Plan, which was adopted in 1982 and updated in 1995 and 2000, states the following:

Development of Augusta's riverfront depends upon overcoming the railroad obstacles along the levee. The Seaboard Coast line tracks along the levee are a major barrier that must be removed for Augusta to take advantage of its riverfront.

The tracks to the west of the Norfolk Southern were removed in the 1980's. Removal of the remaining tracks along the levee as shown on the map enclosed with your March 18 letter would have tremendous benefit to the city, and certainly be consistent with our planning.

Sincerely,

George A. Patty
Executive Director

GAP/sw

Lemmon, Stephanie

ATTACHMENT 4

From: Richard Barrett [richard.barrett@gaugusta.fsc.usda.gov]
Sent: Friday, March 22, 2002 1:57 PM
To: Lemmon, Stephanie
Subject: prime farmland effect



CSX_soils_report.rtf



CSX_soil_names.rtf



CSX.doc



Prime Farmland
Richmond County...

Ms. Lemmon, the attached files provide documentation that the proposed project, described in your letter dated March 18, 2002, in Augusta, Richmond Co., Georgia will have no effect on prime agricultural land.



ATTACHMENT 5

Asset Management
500 Water Street (J200)
Jacksonville, FL 32202
Phone: (904) 359-3311
FAX: (904) 359-1111
E-Mail: Stephanie_Lemmon@csx.com

Stephanie M. Lemmon
Project Manager

March 18, 2002

Georgia Department of Natural Resources
Coastal Resources Division
1200 Glynn Avenue
Brunswick, GA 31523

Gentlemen:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line in Augusta, Richmond County, Virginia, as depicted on the attached map.

This action requires Surface Transportation Board approval and Federal Regulations require expanded environmental information in connection with rail lines, which are subject to abandonment. One of these is to determine if a designated coastal zone management area is involved, and, if so, if the proposed action is consistent with the affected State's Coastal Zone Management Program.

I would appreciate your advising if the removal of the rail would have an effect on your program. It is CSXT's intention to simply remove the metal material from the top layer of gravel ballast, and to preserve the existing routes of water flow and drainage. We do not anticipate any dredging or use of fill in the removal of the track material.

Sincerely,


Stephanie M. Lemmon

Attachment



ATTACHMENT 6

Asset Management
500 Water Street (J200)
Jacksonville, FL 32202
Phone: (904) 359-3311
FAX: (904) 359-1111
E-Mail: Stephanie_Lemmon@csx.com

Stephanie M. Lemmon
Project Manager

March 18, 2002

Department of the Interior
U. S. Fish & Wildlife Service
1875 Century Boulevard, NE, Suite 400
Atlanta, GA 303045-3301

Gentlemen:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line in Augusta, Richmond County, Georgia, as depicted on the attached map.

The action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (8) (i) and (ii) require that we develop responses to the following statements:

- (i) Based on consultation with the U. S. Fish and Wildlife Service state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.
- (ii) State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

The removal of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. We do not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other materials from entering any watercourses.

Based upon the above described actions, we would appreciate your concurrence in CSXT's position that there would be no adverse impact to any federally-listed endangered or threatened species, critical habitats, wildlife sanctuaries or refuges, National or State parks, or forests.

We would appreciate your comments; and, if you have any questions, please feel free to contact me.

Sincerely,

Stephanie M. Lemmon

Attachment



ATTACHMENT 7

Asset Management
500 Water Street (J200)
Jacksonville, FL 32202
Phone: (904) 359-3311
FAX: (904) 359-1111
E-Mail: Stephanie_Lemmon@csx.com

Stephanie M. Lemmon
Project Manager

March 18, 2002

Georgia Department of Natural Resources
Industrial Wastewater Programs
205 Butler Street, S.E., Suite 1070
East Floyd Tower
Atlanta, GA 30334

Gentlemen:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line in Augusta, Richmond County, Georgia, as depicted on the attached map.

This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (9) (i) and (iii) require that we develop a response to the following statements:

- (i) "Based on consultation with State Water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies."
- (iii) State whether permits under Section 402 of the Clean Water Act 33 U.S.C. 1342 are required for the proposed action."

There are no refueling or maintenance areas within the project area. The removal of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. We do not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal of the track material. The cross-ties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any watercourses.

Based upon the above described actions, we would appreciate receiving your concurrence with CSXT's position that the proposed project is consistent with applicable Federal, State and local water quality standards, and that no permits under Section 402 are required at this time.

If you have any questions, please feel free to contact me.

Sincerely,


Stephanie M. Lemmon

Attachment



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
P.O. BOX 889
SAVANNAH, GEORGIA 31402

APR 30 2002

Regulatory Branch
200205620

CSX Transportation, Inc.
Attention: Stephanie Lemmon
500 Walter Street - J200
Jacksonville, Florida 32202

Dear Ms. Lemmon:

I refer to your letter of April 18, 2002, notifying us of your plans to abandon and remove 1.6 miles of track in Augusta, Richmond County, Georgia. This project has been assigned file number 200205620. Please refer to this number in any future correspondence regarding this matter.

Based on the information submitted, the proposed track removal would not result in any discharges of dredged or fill material into waters of the United States. Therefore, no Department of the Army permit would be required for the proposed work.

Please be advised the proposed work would be in close proximity to the Augusta Levee, a Federal Flood Control Project. Your proposed activities should be coordinated with the levee superintendent to ensure that the work would not result in any impacts to levee. The levee superintendent is Mike Greene. His address is 2316 Tobacco Road, Augusta, Georgia 30906. His telephone number is (706) 790-7062.

This communication does not convey any property rights, either in real estate or material, or any exclusive privileges. It does not authorize any injury to property or invasion of rights, or any infringement of federal, state, local laws or regulations. It does not obviate the requirement to obtain state or local assent required by law for the activity described herein. It does not affect your liability for damages that may be caused by the work, nor does it authorize any interference with any existing or proposed federal project.

If this information you have submitted, and on which the US Army Corps of Engineers has based its determination is later found to be in error, this decision may be revoked.

-2-

If you have any questions or concerns pertaining to this matter, please feel free to call David E. Crosby, of the Regulatory Branch at (912) 652-5968.

Sincerely,

A handwritten signature in cursive script, appearing to read "Carol Bernstein".

Carol Bernstein
Chief, Southern Section



ATTACHMENT 9

Asset Management
500 Water Street (J200)
Jacksonville, FL 32202
Phone: (904) 359-3311
FAX: (904) 359-1111
E-Mail: Stephanie_Lemmon@csx.com

Stephanie M. Lemmon
Project Manager

March 18, 2002

United States Environmental Protection Agency
Region 4
Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303-3104

Gentlemen:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line in Augusta, Richmond County, Georgia, as depicted on the attached map.

This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (9) (i) and (iii) require that we develop a response to the following statements:

- (i) "Based on consultation with State Water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies."
- (iii) State whether permits under Section 402 of the Clean Water Act 33 U.S.C. 1342 are required for the proposed action."

There are no refueling or maintenance areas within the project area. The removal of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. We do not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any watercourses.

Based upon the above described actions, we would appreciate receiving your concurrence with CSXT's position that the proposed project is consistent with applicable Federal, State and local water quality standards, and that no permits under Section 402 are required at this time.

If you have any questions, please feel free to contact me.

Sincerely,


Stephanie M. Lemmon

Attachment

HISTORIC REPORT

**CSX TRANSPORTATION, INC.
AUGUSTA, RICHMOND COUNTY, GEORGIA
DOCKET AB-55 (SUB-NO. 614X)**

1105.7(e)(1)

PROPOSED ACTION AND ALTERNATIVES. Describe the proposed action, including commodities transported, the planned disposition (if any) of any rail line and other structures that may be involved, and any possible changes in current operations or maintenance practices. Also describe any reasonable alternatives to the proposed action. Include a readable detailed map and drawings clearly delineating the project.

CSX Transportation, Inc. (CSXT) proposes to abandon 1.60 miles of its rail line in Augusta, Richmond County, Georgia. This line segment has generated no originating or terminating traffic for at least two (2) years and no future traffic is anticipated.

Abandonment of this line will result in the removal of the rail, crossies, and upper layer of ballast; and operations and maintenance of this line will cease.

The only alternative would be not to abandon and to pass the opportunity costs of retaining the line to all other CSXT customers. This would not be a prudent utilization of carrier resources

Two maps, which delineate the proposed project, are attached. (See Attachments 1 and 2.)

1105.8(d)

- (1)** A U.S.G.S. topographic map (or an alternate map drawn to scale and sufficiently detailed to show buildings and other structures in the vicinity of the proposed action) showing the location of the proposed

action, and the locations and approximate dimensions of railroad structures that are 50 years old or older and are part of the proposed action.

Attached is a copy of the Augusta East Quadrangle topographic map prepared by the U. S. Department of Interior Geological Survey prepared by the U. S. Department of Interior Geological Survey. The line to be abandoned has been identified by a heavy black diagonal line. (See Attachment 3.) There are no CSXT-owned structures 50 years old or older that are eligible for listing in the National Register that are part of the proposed action.

- (2) **A written description of the right of way (including approximate widths, to the extent known), and the topography and urban and/or rural characteristic of the surrounding area:**

The right-of-way width along this line is approximately 16 feet from the center of line of track. This line segment runs parallel to the Savannah River.

- (3) **Good quality photographs (actual photographic prints, not photocopies) of railroad structures on the property that are 50 years old or older and of the immediately surrounding area:**

Not applicable.

- (4) **The date(s) of construction of the structure(s), and the date(s) and extent of any major alterations, to the extent such information is known:**

Not applicable.

- (5) **A brief narrative history of carrier operations in the area, and an explanation of what, if any, changes are contemplated as a result of the proposed action:**

The Savannah River Terminal Company acquired this

property in 1939. The Savannah River Terminal Company was incorporated under the laws of Georgia.

In 1967, the Seaboard Coast Line was formed by a merger of the Atlantic Coast Line and Seaboard Air Line Railroads. In 1972, the Family Lines was adopted to identify the Louisville and Nashville Railroad and the Seaboard Coast Line Railroad. On November 1, 1980, Seaboard Coast Line Industries, Inc. (which was formed in May 1969) and Chessie System, Inc. merged and became CSX Corporation. On January 1, 1983, the merger of the Family Lines' affiliates formed the Seaboard System Railroad, Inc., which name was changed on July 1, 1986 to CSX Transportation, Inc.

By Articles of Merger dated May 22, 1990, Savannah River Terminal Company merged into CSX Transportation, Inc., effective June 21, 1990.

Upon receiving abandonment authority, Applicant's operations and maintenance over this line will cease.

- (6) **A brief summary of documents in the carrier's possession, such as engineering drawings that might be useful in documenting a structure that is found to be historic:**

Not applicable.

- (7) **An opinion (based on readily available information in the railroad's possession) as to whether the site and/or structures meet the criteria for listing on the National Register of Historic Places (36 C.F.R. 60.4), and whether there is a likelihood of archeological resources or any other previously unknown historic properties in the project area, and the basis for these opinions (including any consultations with the State Historic Preservation Office, local historical societies or universities):**

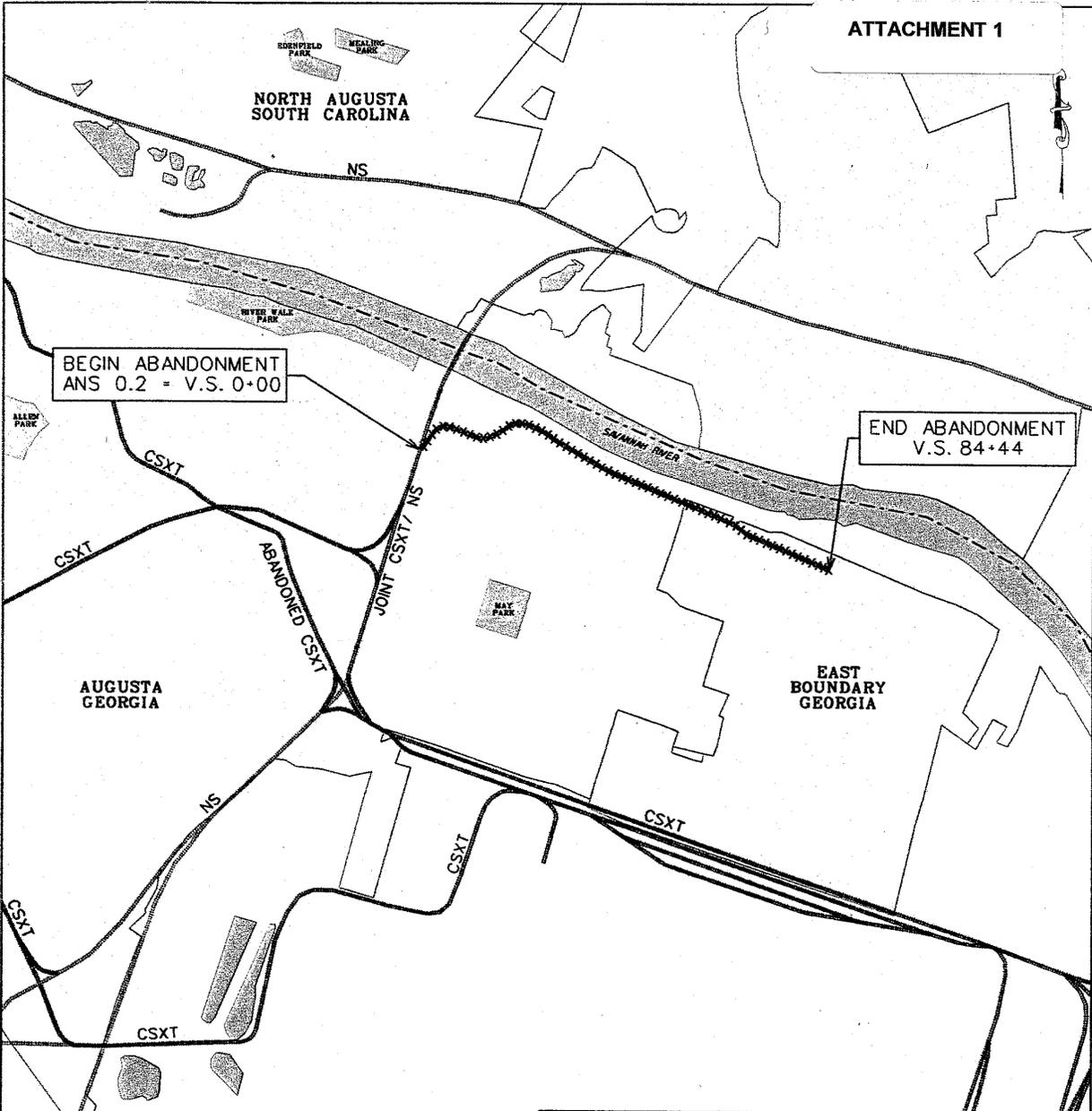
A review of our records indicates there are no CSXT-owned structures over 50 years old on this line segment that are

eligible for listing in the National Register.

We do not know of any archeological resources or any other previously unknown historic properties in the project area.

- (8) **A description (based on readily available information in the railroad's possession) of any known prior subsurface ground disturbance or fill, environmental conditions (naturally occurring or man-made) that might affect the archeological recovery of resources (such as swampy conditions or the presence of toxic wastes), and the surrounding terrain.**

The line was disturbed during construction by cuts and fill and any archeological resources that may have been located in the proposed project area would have been affected at that time versus during the proposed salvage operations associated with rail removal. Our records do not indicate that any swampy conditions exist, or that any hazardous material spills have occurred within the project area.



BEGIN ABANDONMENT
ANS 0.2 = V.S. 0+00

END ABANDONMENT
V.S. 84+44

LEGEND
PROPOSED ABANDONMENT XXXXXXXXXXXXXXXXXXXXXX
Total Distance - 1.60 Miles +-
SOUTHERN REGION FLORENCE DIVISION AUGUSTA SUBDIVISION

CSX TRANSPORTATION	
Proposed Abandonment of 1.6 Miles Savannah River Terminal	
City: Augusta County: Richmond State: Georgia Fips:13245 Pin: 13245-0058 - 0070	VAL: V1/1 GIS: 21826 Scale: 1" = 2255' Date: 3/12/02 Drawn By: LF

ATTACHMENT 2

1 Mile
1.6 Kilom

STATUTE MILES

0 5 10

KILOMETERS

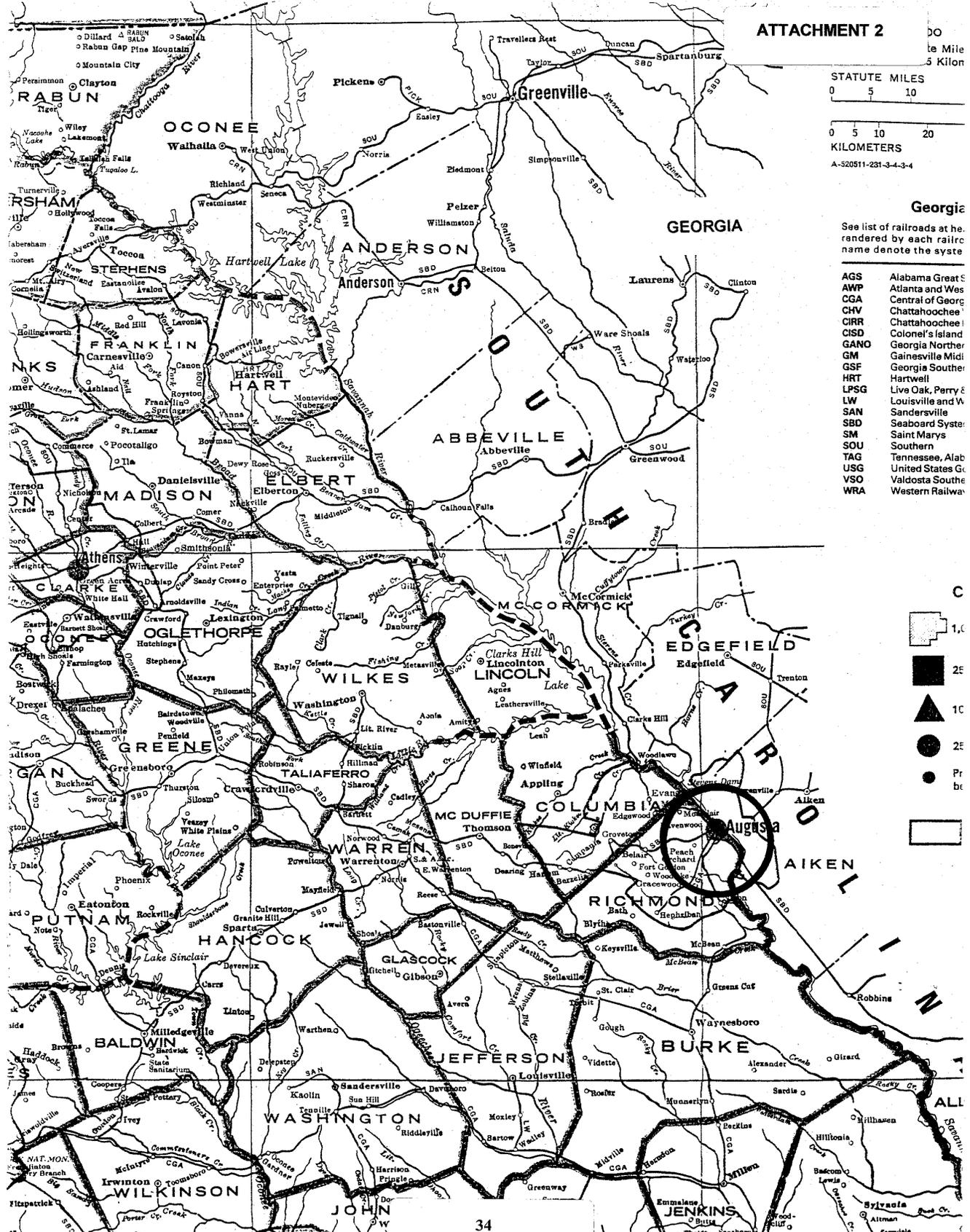
0 5 10 20

A-320511-231-3-4-3-4

Georgia

See list of railroads at the end of this attachment. The letters rendered by each railroad name denote the system.

- AGS Alabama Great Southern
- AWP Atlanta and West Point
- CGA Central of Georgia
- CHV Chattanooga and Dalton
- CIRR Chattahoochee River
- CISD Colonel's Island
- GANO Georgia Northern
- GM Gainesville and Marietta
- GSF Georgia Southern
- HRT Hartwell
- LPSG Live Oak, Perry and Savannah
- LW Louisville and Western
- SAN Sandersville
- SBD Seaboard System
- SM Saint Marys
- SOU Southern
- TAG Tennessee, Alabama and Georgia
- USG United States Georgia
- VSO Valdosta Southern
- WRA Western Railway



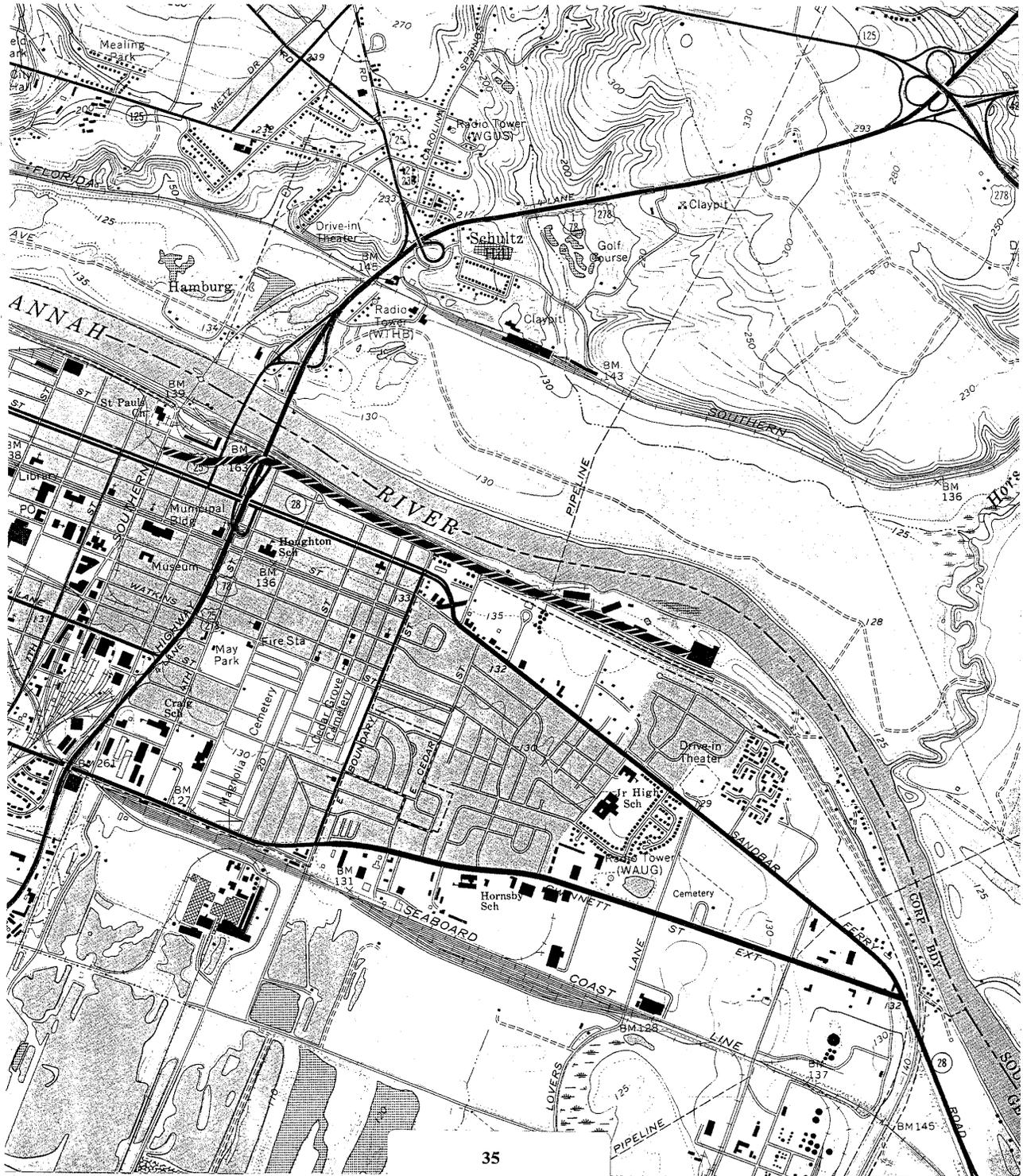


EXHIBIT F

CERTIFICATE OF COMPLIANCE
WITH NOTICE REQUIREMENTS OF
49 C.F.R. 1105.11 and 1105.7(b)

In accordance with 49 C.F.R. §1105.7(b), I hereby certify that on April 18, 2002, a copy of the Environmental Report was served upon the below listed parties, by first-class mail, postage prepaid:

Georgia Department of Natural Resources
Coastal Resources Division
1200 Glynn Avenue
Brunswick, GA 31523

Southeast Region
Regional Director
National Park Service
100 Alabama Street, S.W.
1924 Building
Atlanta, GA 30303

Mr. Frank Maida
DOC/NOAA
National Geodetic Survey N/NGS23
1315 East West Highway Station 8736
Silver Spring, MD 20910-3282

Department of the Interior
Fish & Wildlife Service
1875 Century Blvd., NE, Suite 400
Atlanta, GA 30334

U.S. Army Corps of Engineers
Room 9M15
60 Forsyth Street, S.W.
Atlanta, GA 30303-8801

Mr. Richard Barrett
U.S. Department of Agriculture
Natural Resources Conservation Services
2029 Lumpkin Road
Augusta, GA 30334-8500

Mr. Charles H. Badger
Administrator
Georgia State Clearinghouse
254 Washington Street, S.W.
Atlanta, GA 30334-8500

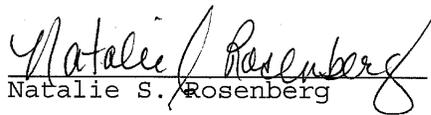
Georgia Department of Natural Resources
Industrial Wastewater Programs
205 Butler Street, S.E., Suite 1070
East Floyd Tower
Atlanta, GA 30334

United States Environmental Protection Agency
Region 4
Atlanta Federal Center
61 Forsyth Street, S.W.
Atlanta, GA 303303-3104

Mr. George A. Patty
Executive Director
Augusta-Richmond County Planning Commission
525 Telfair Street
Augusta, GA 30901

In accordance with 49 C.F.R. 1105.8(c), I hereby certify that on March 21, 2002, a copy of the Historic Report was served upon the below listed party, by first-class mail, postage prepaid:

Mr. Mark R. Edwards
Division Director and State Historic Preservation Officer
Georgia Department of Natural Resources
Historic Preservation Division
500 The Healey Building
57 Forsyth Street, N.W.
Atlanta, GA 30303


Natalie S. Rosenberg

Dated: May 17, 2002

VERIFICATION

STATE OF FLORIDA)
)
DUVAL COUNTY)

B. J. LEAGUE, being duly sworn, states that she is Assistant Vice President-Asset Management of CSX Transportation, Inc.; that she is authorized to verify and file with the Surface Transportation Board the foregoing Notice of Exemption in Docket No. AB-55 (Sub-No. 614X) on behalf of CSX Transportation, Inc.; that she has carefully examined all of the statements in the Notice of Exemption; that she 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 her knowledge, information and belief.

Bj League
B. J. LEAGUE

Subscribed and sworn to
before me, a Notary Public
in and for the State and
County above named, this
15th day of May, 2002.

Linda C. Farrok
Notary Public
My Commission Expires: _____

