

2/10/04

Freeborn & Peters LLP

May 6, 2004

VIA FEDERAL EXPRESS
Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001



Re: Surface Transportation Board Docket No. AB-6 (Sub-No. 409X); The Burlington Northern and Santa Fe Railway Company Abandonment from Superior, Nebraska to Reynolds, Nebraska

Attorneys at Law

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Chicago, Illinois
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Dear Secretary Williams:

Enclosed is a response I received from the Nebraska State Historical Society regarding the above abandonment. I am forwarding ten copies plus the original response to your attention in the event that the agency did not respond to you directly.

Sincerely,

Brian Nettles

Chicago

Springfield

/bn
Enclosures

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NEBRASKA STATE HISTORICAL SOCIETY
 1500 R STREET, P.O. BOX 82554, LINCOLN, NE 68501-2554
 (402) 471-3270 Fax: (402) 471-3100 1-800-833-6747 www.nebraskahistory.org



April 13, 2004

Michael A. Smith
 311 South Wacker Drive, Suite 3000
 Chicago, IL 60606-6677

RE:

hp_num	descr	proj_num
0403-068-01	BURLINGTON NORTHERN & SANTA FE RAILWAY CO ABANDONMENT FROM SUPERIOR TO REYNOLDS (MP 167.78 TO 127.83)	AB-6 (SUB-NO. 409X)

Dear Mr. Smith:

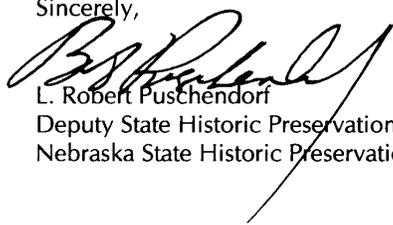
Thank you for submitting the referenced project proposal for our review and comment. Our comment on this project and its potential to affect historic properties is required by Section 106 of the National Historic Preservation Act of 1966, as amended, and implementing regulations 36 CFR Part 800.

Given the information provided, in our opinion there will be no historic properties affected by the project as proposed. Therefore, in accordance with 36 CFR 800.4(d)(1), you may proceed with the project as planned. Should any changes in the project be made or in the type of funding or assistance provided through federal or state agencies, please notify this office of the changes before further project planning continues.

There is always the possibility that previously unsuspected archaeological remains may be uncovered during the process of project construction. We request that this office be notified immediately under such circumstances so that an evaluation of the remains may be made, along with recommendations for future action.

Please retain this correspondence and your documented finding in order to show compliance with Section 106 of the National Historic Preservation act, as amended. If you have any questions, please do not hesitate to contact Greg Miller at 402/471-4775.

Sincerely,


 L. Robert Puschendorf
 Deputy State Historic Preservation Officer
 Nebraska State Historic Preservation Office