

211431

Freeborn & Peters LLP

June 18, 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. 422X); The Burlington Northern and Santa Fe Railway Company Abandonment in Snohomish, Washington*

Attorneys at Law

311 South Wacker Drive
Suite 3000
Chicago, Illinois
60606-6677
Tel 312.360.6000

Brian Nettles
Paralegal
Direct 312.360.6336
Fax 312.360.6596
bnettl@
freebornpeters.com

Dear Secretary Williams:

Enclosed is a response I received from the State of Washington Office of Archaeology and Historic Preservation 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

ENTERED
Office of Proceedings

JUN 21 2004

Part of
Public Record



STATE OF WASHINGTON

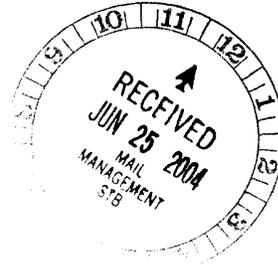
Office of Archaeology and Historic Preservation

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
(Mailing Address) PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 Fax Number (360) 586-3067

June 8, 2004

Mr. Brian Nettles
Attorney at Law
Freeborn and Peters
311 S. Wacker Drive
Chicago, IL 60606-6677

In future correspondence please refer to:
Log: 060804-13-STB
Property: BNSF abandonment AB-6 (422X)
Re: No Historic Properties



Dear Mr. Nettles:

We have reviewed the materials forwarded to our office for the above referenced property. The BNSF Environmental Report on the proposed abandonment filed with the Surface Transportation Board, fails to identify the right-of-way in question as forming a portion of the eastern-most boundary of the Snohomish Historic District. In reviewing the Snohomish Historic District nomination, the railroad right-of-way was not identified as a contributing feature of the historic district. Therefore, it is our opinion that no resources have been recorded, in the identified area of potential effect, that are eligible for inclusion on National Register of Historic Places as of this date.

These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer in compliance with the Section 106 of the National Historic Preservation Act, as amended, and its implementing regulations 36CFR800.4. Should additional information become available, our assessment may be revised, including information regarding historic properties that have not yet been identified. We would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4).

In the event that archaeological or historic materials are discovered during project activities, work in the immediate vicinity should be discontinued, the area secured, and the tribe's cultural committee and this office notified. Thank you for the opportunity to comment and a copy of these comments should be included in subsequent environmental documents.

Sincerely,

Russell Holter
Project Compliance Reviewer
(360) 586-3533
russellh@cted.wa.gov