

JOHN D. HEFFNER, PLLC
1920 N ST., N.W.
SUITE 800
WASHINGTON, D.C. 20036
(202) 263-4180
FAX (202) 296-3939
j.heffner@verizon.net



BY HAND

April 12, 2005

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street
Washington, D.C. 20423-0001

ENTERED
Office of Proceedings

APR 19 2005

Part of
Public Record

RE: STB Docket No. AB-383 (Sub. No. 4X) ²¹³⁷⁴⁵
Wisconsin & Southern Railroad Company-Discontinuance
Exemption-Between the City of Madison, WI,
and City of Fitchburg, WI

STB Docket No. AB-33 (Sub. No. 251X) ²¹³⁷⁴⁶
Union Pacific Railroad Company-Abandonment
Exemption-Between the City of Madison, WI,
and City of Fitchburg, WI

FILED

APR 12 2005

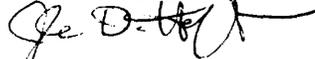
Dear Mr. Williams:

On behalf of the Wisconsin & Southern Railroad Company (WSOR) for itself and for the Union Pacific Railroad Company (UP), I am filing in the above-captioned proceedings an original and two copies of a Verified Notice of Exemption for discontinuance of service over and abandonment of an out of service rail line pursuant to the procedures of 49 CFR 1152.50.

I am also enclosing two checks payable to the Board (one from WSOR covering the discontinuance and one from UP covering the abandonment) for \$3,000 each for the applicable filing fees and a computer disk formatted in MS Word containing the filing and the combined environmental and historic report.

Please date stamp and return two copies of this filing.

Sincerely yours,


John D. Heffner

Enclosures

cc: Mack H. Shumate, Esq.
Mr. Ronald Adams, WISDOT
Mr. Timothy Karp

BEFORE THE
SURFACE TRANSPORTATION BOARD



ORIGINAL

STB DOCKET NO. AB 383 (4X)
WISCONSIN & SOUTHERN RAILROAD COMPANY
DISCONTINUANCE EXEMPTION—BETWEEN THE CITY OF
MADISON, WI, AND CITY OF FITCHBURG, WI

FILED

STB DOCKET NO. AB 33 (251X)
UNION PACIFIC RAILROAD COMPANY
—ABANDONMENT EXEMPTION—BETWEEN THE CITY OF
MADISON, WI, AND CITY OF FITCHBURG, WI

APR 12 2005

SECRET

NOTICE OF EXEMPTION
UNDER 49 CFR 1152.50

John D. Heffner
John D. Heffner, PLLC
1920 N Street, N.W.
Suite 800
Washington, D.C. 20036
(202) 263-4180

Attorney for Wisconsin &
Southern Railroad Co.

ENTERED
Office of Proceedings

APR 12 2005

Part of
Public Record

ORIGINAL

Mack H. Shumate
Union Pacific Railroad Co.
101 N. Wacker Drive
Suite 1920
Chicago, IL 60606
(312) 777-2055

Attorney for Union Pacific
Railroad Company

Dated: April 12, 2005

FILE RECEIVED

APR 12 2005

SURFACE
TRANSPORTATION BOARD

BEFORE THE
SURFACE TRANSPORTATION BOARD

STB DOCKET NO. AB 383 (4X)
WISCONSIN & SOUTHERN RAILROAD COMPANY
~~DISCONTINUANCE EXEMPTION~~ BETWEEN THE CITY OF
MADISON, WI, AND CITY OF FITCHBURG, WI

STB DOCKET NO. AB 33 (251X)
UNION PACIFIC RAILROAD COMPANY
~~ABANDONMENT EXEMPTION~~ BETWEEN THE CITY OF
MADISON, WI, AND CITY OF FITCHBURG, WI

NOTICE OF EXEMPTION
UNDER 49 CFR 1152.50

Pursuant to the Board's regulations at 49 CFR 1152.50, Wisconsin & Southern Railroad Company (WSOR) files this Notice of Exemption so that it may discontinue service along, and Union Pacific Railroad Company (UP) may abandon, an out-of-service line of railroad known as the Central Soya Line, Harvard Subdivision between milepost 85.5 in the City of Madison, WI, and milepost 89.9 in the City of Fitchburg, WI, a distance of 4.4 miles (subject line or the Line) in Dane County. The Line traverses United States Postal Service Zip Codes 53711, 53717, and 53719. A map showing the subject line is attached as Exhibit A. Because no freight has moved over the Line since 2001, this abandonment is exempt from regulation under 49 CFR 1152.50. In accordance with the aforesaid regulation, WSOR makes the following assertions:

1. Proposed consummation date.

The proposed consummation date of this abandonment will be at least 50 days from the filing date but no later than June 2, 2005.

2. Certification required in Section 1152.50(b).

The required certification by WSOR and UP is set forth as Exhibit B to this Notice of Exemption.

3. 49 CFR 1152.22(a)(1): Exact name of applicants.

The exact names of the applicants are Wisconsin & Southern Railroad Company and Union Pacific Railroad Company.

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

Both WSOR and UP are common carriers by railroad subject to 49 U.S.C. Subtitle IV, chapter 105.

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

WSOR seeks authority to discontinue rail service along, and UP seeks authority to abandon, the subject line.

6. 49 CFR 1152.22(a)(4): Detailed map.

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

7. 49 CFR 1152.22(a)(7): Representative information.

The name, title, and address of WSOR's and UP's representatives to whom all correspondence should be sent are:

Counsel for WSOR:
John D. Heffner
John D. Heffner, PLLC
Suite 800
1920 N Street N.W.
Washington, D.C. 20036

Counsel for UP:
Mack H. Shumate
Union Pacific Railroad Company
101 N. Wacker Drive
Suite 1920
Chicago, IL 60606

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

The Line traverses United States Postal Service Zip Codes 53711, 53717, and 53719.

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

WSOR and UP believe the subject line's right-of-way is suitable for alternative public use, specifically for a recreational trail under the National Trails Act.

WSOR and UP are not aware of any restriction on title to the property, including any reversionary interest, that would affect the transfer of title or the use of property for other than rail purposes.

10. Federally granted right-of-way.

To the best of WSOR's and UP's knowledge, the right of way does not consist of any federally granted lands. Any documentation in the railroads' possession shall be made available promptly to those requesting it.

11. The level of labor protection.

Applicants understand that, in exempting the proposed abandonment, the Board cannot relieve a carrier of its statutory obligation to protect the interests of employees. See 49 CFR 1152.50(c). Accordingly, Applicants anticipate 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 employee who may be adversely affected by the proposed abandonment.

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

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

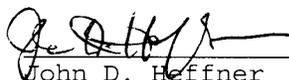
13. Environmental and Historic Reports.

A combined Environmental and Historic Report is attached to this Notice of Exemption.

14. Verification

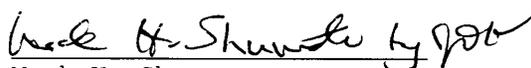
The required verification is set forth as Exhibit D to this Notice of Exemption.

Respectfully submitted,



John D. Heffner
John D. Heffner, PLLC
1920 N Street, N.W.
Suite 800
Washington, D.C. 20036
Telephone: (202)263-4180

Counsel for Wisconsin &
Southern Railroad Company



Mack H. Shumate
Union Pacific Railroad Co.
101 N. Wacker Drive
Suite 1920
Chicago, IL 60606
Telephone: (312) 777-2055

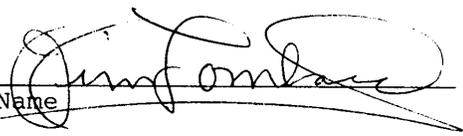
Counsel for Union Pacific
Railroad Company

Dated: April 12, 2005

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 that is the subject of the Notice of Exemption filed in Docket No. AB-383 (4X) and Docket No. AB-33 (251X): (1) no traffic has moved over the Line for at least two years prior to the date hereof and any overhead traffic on the line can be rerouted over other lines and (2) no formal complaint filed by a user of rail service on the Line (or state or local governmental agency acting on behalf of such a user) regarding cessation of service over the Line either is pending with the Surface Transportation 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 Wisconsin & Southern Railroad Company and Union Pacific Railroad Company 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.


Name

Dated: 4-1-05

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 that is the subject of the Notice of Exemption filed in Docket No. AB-383 (4X) and Docket No. AB-33 (251X): (1) no traffic has moved over the Line for at least two years prior to the date hereof and any overhead traffic on the line can be rerouted over other lines and (2) no formal complaint filed by a user of rail service on the Line (or state or local governmental agency acting on behalf of such a user) regarding cessation of service over the Line either is pending with the Surface Transportation 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 Wisconsin & Southern Railroad Company and Union Pacific Railroad Company 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.

Raymond E. Allamong, Jr.
Raymond E. Allamong, Jr.

Dated: March 24, 2015

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)(1), I hereby
certify that:

On April 1, 2005 (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 Wisconsin &
Southern Railroad Company and Union Pacific Railroad Company to
discontinue service over, and abandon, a line of railroad upon
the following:

Public Service Commission of Wisconsin
610 North Whitney Way
P.O. Box 7854
Madison, WI 53707

National Park Service
Recreation Resources Assistance Division
P.O. Box 37127
Washington, DC 20013-7127

Chief of the Forest Service
U.S. Department of Agriculture
P.O. Box 960-90
Washington, DC 20050

U.S. Department of Defense
Surface Deployment and Distribution Command
Transportation Engineering Agency
Railroads for National Defense Program
5611 Columbia Pike
Room 720 (MT-SA)
Falls Church, VA 22041-5050

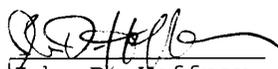


John D. Heffner
Counsel for Wisconsin &
Southern Railroad Company
On behalf of itself and the
Union Pacific Railroad Company

CERTIFICATE OF COMPLIANCE
WITH NOTICE REQUIREMENTS OF
49 C.F.R. 1105.11

In accordance with 49 C.F.R. 1105.11, I hereby certify that on March 28, 2005 (at least 20 days before a notice of exemption is filed), I caused to be served by U.S. Mail (first class postage prepaid) a combined Environmental and Historic Report of Wisconsin & Southern Railroad Company and Union Pacific Railroad Company upon the following agencies:

Federal State Relations Office, Madison, WI
Department of Natural Resources, Madison, WI
Wisconsin Department of Administration, Wisconsin Coastal
Management Program
Dane County Executive, Dane County, WI
Town Chairman, Town of Madison, WI
Mayor, City of Madison, WI
Mayor, City of Fitchburg, WI
U.S. Environmental Protection Agency, Chicago, IL
U.S. Fish and Wildlife Service
U.S. Army Corps of Engineers
National Park Service
U.S. Natural Resource Conservation Service
National Geodetic Survey



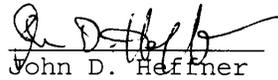
John D. Heffner
Counsel for Wisconsin &
Southern Railroad Company
On behalf of itself and the
Union Pacific Railroad Company

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 and Abandon" was published in the form prescribed by the Board for out of service abandonment 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>
Dane County	<i>Wisconsin State Journal</i>	March 30, 2005
	<i>Capital Times</i>	March 30, 2005

Respectfully submitted,



John D. Heffner
Counsel for Wisconsin &
Southern Railroad Company
On behalf of itself and the
Union Pacific Railroad
Company

Capital Newspapers Proof of Publication Affidavit

Ad #: 289964 Price: \$46.27 Ad ID: 2ND NOTC

Retain this portion for your records.

Please do not remit payment until you receive your advertising invoice.

Mail to:

WISC. & SOUTHERN RR
KIM LUCHT
1890 E JOHNSON STREET
MADISON, WI 53704

STATE OF WISCONSIN }
Dane County }

ss.

Daphne Haacker

being duly sworn, doth depose and say that
he (she) is an authorized representative of
Capital Newspapers, publishers of

Wisconsin State Journal,

a newspaper, at Madison, the seat of government of said State,
and that an advertisement of which the annexed is a true
copy, taken from said paper, was published therein on

April 7th, 2005

LEGAL NOTICE OF ABANDONMENT
Wisconsin & Southern Railroad Company
(WSOR) and Union Pacific Railroad Company
(UP) give notice that on or after April 11, 2005,
there will be a release of jurisdiction so that
WSOR may discontinue rail service over, and
UP may abandon an out-of-service line of
railroad known as the Central Iowa Line, Har-
vard Subdivision between milepost 88.4 at the
City of Madison, WI, and milepost 89.9 at the
City of Ieching, WI, a distance of 1.5 miles.
The line is served under Class Postal Service
Zip Codes 53711, 53712, and 53718. WSOR's
discontinuance of service has been accepted
by U.S. Postal Service (USPS) and U.S.
Department of Justice (DOJ) and U.S.
Department of Agriculture (USDA).
Application for financial assistance to
construct rail service can be filed with the
Board. Requests for environmental conditions,
noise, and curtilage, or rail banking/trails use
application for that with the Board. An original
and 10 copies of any pleading that raises
issues other than environmental issues such
as rail bank, public use and other of financial
assistance must be filed with the Director's
Office of the Secretary, 1925 K Street, NW,
Washington, DC 20006. (See 49 CFR 1104.1(a)
and 1104.2(a)), and the copy must be served
on appropriate governmental (See 49 CFR
1104.2(a)). Questions regarding status of
financial assistance, joint use of rail use may
be directed to the Director's Office of Govern-
ment and Public Services at 702-886-1884.
Copies of any conditions or requests for condi-
tions should be placed on the applicant
UP-NR's Representative: John T. Flaherty, P.L.L.C.,
1910 K Street, NW, Suite 200, Washington, DC
20006
Dated: WSOB April 7, 2005

(Signed)

(Title)

Principal Clerk

Subscribed and sworn to before me on

April 7, 2005
William Prosen

Notary Public, Dane County, Wisconsin

My Commission expires January 8th, 2006 6-12-05

Capital Newspapers Proof of Publication Affidavit

Ad #: 289979

Price: \$41.35

Ad ID: 2ND NOTC

Retain this portion for your records.

Please do not remit payment until you receive your advertising invoice.

Mail to:

WISC. & SOUTHERN RR
KEN LUCHT
1890 F JOHNSON STREET
MADISON, WI 53704

STATE OF WISCONSIN

Dane County

SS,

Daphne Haacker

being duly sworn, doth depose and say that
he (she) is an authorized representative of
Capital Newspapers, publishers of

The Capital Times,

a newspaper, at Madison, the seat of government of said State,
and that an advertisement of which the annexed is a true
copy, taken from said paper, was published therein on

April 7th, 2005

LEGAL NOTICE OF ABANDONMENT
Wisconsin & Southern Railroad Company
(WSOR) and Union Pacific Railroad Company
(UP) have since that date after April 11, 2005,
they will use a portion of approximately 90 that
WSOR may discontinue rail service over, and
the may abandon an out-of-service line of
railroad known as the Central Iowa Line, Har-
vard Subdivision between milepost 85.5 at the
City of Madison, WI, and milepost 88.8 at the
City of Waterloo, WI, a distance of 4.4 miles.
The line carries United States Postal Service
Zip Codes 53711, 53717, and 53719. WSOR's
decision since processing has been divided
as 219 Docket Number 283 (X), and UP's
abandonment proceeding has been docketed
as 15 Docket Number 23 (251X).
Appropriate offers of financial assistance to
continue rail service can be filed with the
Board. Requests for environmental conditions,
public use conditions, or for banking/trade use
use can be filed with the Board. An original
and 10 copies of any pleading that raises
matters other than environmental issues (such
as rail use, public use, and offers of financial
assistance) must be filed with the Board's
Office of the Secretary, 1825 K Street, NW,
Washington, DC 20004 (See 40 CFR 1104.1(a)
and 1104.1(b)), and one copy must be served
on appropriate transportation (See 40 CFR
1104.12(a)). Questions regarding offers of
financial assistance, public use or rail use may
be directed to the Board's Office of Congres-
sional and Public Relations at 202 266-1806.
Copies of any conditions or requests for condi-
tions should be served on the appropriate
WSOR's representative, John D. Halford, PLLC,
210 N Street, NW, Suite 400, Washington, DC
20004.

PUB. TCT: April 7, 2005

(Signed)

(Title)

Principal Clerk

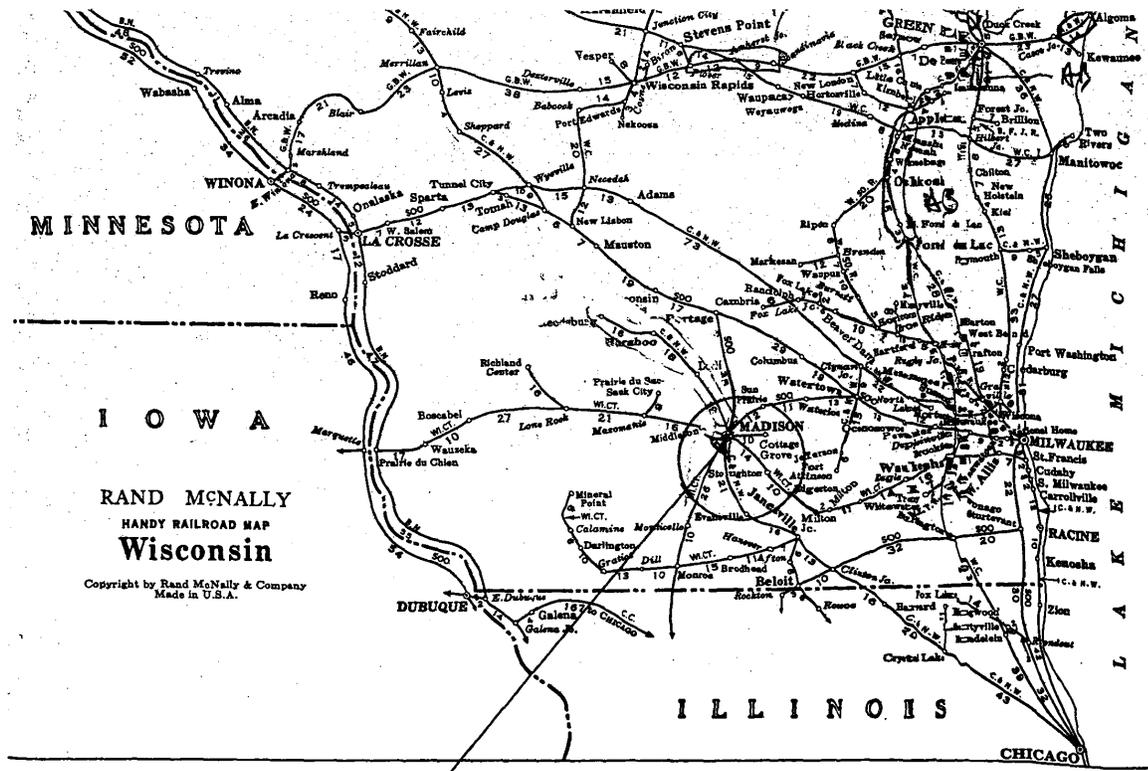
Subscribed and sworn to before me on

April 7, 2005
John D. Halford

Notary Public, Dane County, Wisconsin

My Commission expires January 8th, 2008 6-12-05

EXHIBIT A



MINNESOTA

I O W A

RAND McNALLY
HANDY RAILROAD MAP
Wisconsin

Copyright by Rand McNally & Company
Made in U.S.A.

ILLINOIS

CHICAGO

Madison Wisconsin

EXHIBIT D

VERIFICATION OF WISCONSIN
& SOUTHERN RAILROAD COMPANY

Jim Lombardo, being duly sworn, states that he represents Wisconsin & Southern Railroad Company; that he is authorized to verify and file with the Surface Transportation Board the foregoing Notice of Exemption in Docket No. AB-383 (4X) on behalf of Wisconsin & Southern Railroad Company; 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.

Name 

Subscribed and sworn to before me,
a Notary Public in and for the State and County above
named, this 1 day of April, 2005.

Cathy Cornell
Notary Public

My Commission expires:

EXHIBIT D

VERIFICATION

STATE OF NEBRASKA)
COUNTY OF DOUGLAS) ss:

I, RAYMOND E. ALLAMONG, JR., Senior Manager Rail Line Planning of Union Pacific Railroad Company, declare under penalty of perjury, under the laws of the United States of America, that I have read the foregoing document and that its assertions are true and correct to the best of my knowledge, information and belief. I further declare that I am qualified and authorized to submit this verification on behalf of Union Pacific Railroad Company. I know that willful misstatements or omissions of material facts constitute Federal criminal violations punishable under 18 U.S.C. 1001 by imprisonment up to five years and fines up to \$10,000 for each offense. Additionally, I know that these misstatements are punishable as perjury under 18 U.S.C. 1621, which provides for fines up to \$2,000 or imprisonment up to five years for each offense.

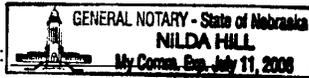
Dated at Omaha, Nebraska, this 24th day of March, 2005.

Raymond E. Allamong, Jr.
Raymond E. Allamong, Jr.

SUBSCRIBED AND SWORN TO
before me this 24th day of
March, 2005.

Nilda Hill
Notary Public

My Commission expires:



COMBINED ENVIRONMENTAL AND HISTORIC REPORT

Environmental Issues

The following information is provided in accordance with 49 C.F.R. § 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.

Wisconsin & Southern Railroad Company (WSOR) and Union Pacific Railroad Company (UP) (hereafter "the Applicants"), propose to discontinue service over and abandon, respectively, a segment of track called the Central Soya Line, Harvard Subdivision (the subject line or the Line). The subject line extends from milepost 85.5 in the City of Madison to milepost 89.9 in the City of Fitchburg, a distance of 4.4 miles. The purpose of the abandonment is the removal of unused portions of track and the removal of road crossings over the heavily traveled Highway 12 in order to facilitate improvements of that Highway by the Wisconsin Department of Transportation. In the past ten years, WSOR served one active customer on the subject line; however, this customer relocated off the subject line in 2001. Since then, there has been no economic growth in the area, and there has been no activity on the subject line.

The only alternative to this action would be to forego abandoning the subject line and to pass the costs of retaining the subject line to its customers located on other parts of its system. This would not be a prudent utilization of carrier resources.

(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.

Applicants anticipate that the proposed action will have no effect on regional or local transportation systems or patterns and will result in no diversion of traffic to other transportation modes or systems. There has been no rail traffic on the subject line for more than two years.

(3) Land Use

(i) Based on consultation with local and/or regional planning agencies and/or 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.

Applicants believe that the proposed action will not be inconsistent with local land use plans. On March 18, 2005, WSOR's counsel on behalf of itself and UP contacted officials in Dane County, the City of Madison, and the City of Fitchburg,

seeking information as to the current land use plans for each jurisdiction. (Attachments 1A-1C). Applicants will provide SEA with copies of replies by local land use officials as soon as they are received.

(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 18, 2005, WSOR on behalf of itself and UP contacted the appropriate National Resource Conservation Services Office,¹ and is currently awaiting their response. (Attachment 2) Applicants will advise SEA as soon as they receive a response.

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

On March 18, 2005, WSOR on behalf of itself and UP contacted the Wisconsin Department of Administration, Wisconsin Coastal Management Program seeking its comment on the impact of the abandonment, if any, on the State's coastal zone program. (Attachment 3). Because the subject line is inland, Applicants believe that there will be no coastal zone impacts. On March 29, 2005, Wisconsin's Department of Administration replied, waiving the right to review the project since it is located outside of the coastal zone. A copy of its letter is submitted here as Attachment 14.

¹ Formerly the U.S. Soil Conservation Service.

(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 subject line's right-of-way may be suitable for alternative public use. Applicants intend to discuss alternate public uses of the right-of-way with affected local interests as well as with Wisconsin transportation agencies.

(4) Energy

(i) Describe the effect of the proposed action on transportation of energy resources. (ii) Describe the effect of the proposed action on recyclable commodities. (iii) State whether the proposed action will result in an increase or decrease in overall energy efficiency and explain why. (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 date and methodology used to arrive at the figure given.

The proposed abandonment will have no effect on the transportation of energy resources because no traffic has moved over the subject line since 2001. There will be no effect on the transportation of recyclables because no recyclables move over the subject line. The proposed action will increase overall energy efficiency by saving the energy that would otherwise be needed to maintain the unused subject line. The proposed action will cause no diversion from rail to motor carriage.

(5) Air

Will the proposed action result in (A) a minimum increase in rail traffic of 100 percent (measured in gross tons annually) or eight trains per day on an affected rail line, (B) an increase in rail yard activity of 100 percent as measured in carload activity or (C) an increase in motor carrier traffic of either 50 vehicles per day or an increase in truck traffic exceeding 10 percent of the average daily traffic on a given highway segment? If any of the enumerated thresholds is exceeded, quantify the anticipated increase in air emissions. If a Class I or nonattainment area is affected, are increased emissions within parameters of the affected State Implementation Plan?

The above thresholds will not be exceeded. See (2) above.

(6) Noise

If any of the thresholds identified in item (5) is surpassed, state whether the proposed action will cause an increase in noise levels exceeding either (i) a three decibel Ldn incremental increase or (ii) 65 decibels?

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).

Applicants believe that the proposed action will result in improvement to public safety by removing six public and private road crossings on the Line.

(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.

The proposed action is a discontinuance and abandonment, therefore, no hazardous materials are expected to be transported over the subject line.

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

There are no known hazardous waste sites on the subject line, and Applicants are not aware of any hazardous materials spills that may have occurred along the right-of-way.

(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.

On March 18, 2005, WSOR's counsel, acting on behalf of itself and UP, contacted the U.S. Fish and Wildlife Service about the proposed action. (Attachment 4) Applicants do not believe that the abandonment will affect any endangered or threatened species or critical habitats. On March 28, 2005, the

Fish and Wildlife Service submitted its response, stating that it does not own any lands or interests in land in the vicinity of the proposed abandonment and has no concerns regarding real estate matters in the abandonment. Its response is submitted as Attachment 15.

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

Applicants do not anticipate that the abandonment will affect any wildlife sanctuaries or refuges, or National or State parks or forests. Nevertheless, WSOR on behalf of itself and UP contacted the National Park Service to obtain its views and will furnish SEA with any comments received. (Attachment 5).

(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 inconsistency.

No in-stream salvage operations will be required. No action known to be inconsistent with federal, state, and/or local water quality standards is contemplated. If any permits or applications are found to be necessary, they will be obtained and any conditions or procedures required by regulatory agencies will be complied with. WSOR on behalf of itself and UP contacted state and federal agencies in Wisconsin responsible

for environmental matters. (Attachments 6A and 6B). On April 5, 2005, the United States Environmental Protection Agency submitted its comments which are appended to this filing as Attachment 16.

(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 affects.

On March 18, 2005, WSOR acting on behalf of itself and UP contacted the U.S. Army Corps of Engineers. (Attachment 7) While Applicants do not anticipate that any permits under Section 404 will be required or that any designated wetlands or 100-year flood plains will be affected, Applicants will provide SEA with the Corps of Engineers' response.

(iii) State whether permits under section 402 of the Clean Water Act (33 U.S.C. 1342) are required for the proposed action.

On March 18, 2005, WSOR acting on behalf of itself and UP contacted both the U.S. Environmental Protection Agency and the environmental agency in Wisconsin regarding this question and will provide their comments once received. (Attachments 6A and 6B) Applicants do not anticipate that any permits will be required.

(10) Proposed Mitigation

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

Applicants do not expect any adverse impacts, therefore they are not proposing any mitigation measures.

Historic Issues

The following information is provided in accordance with 49 CFR 1105.8(d).

(1) Map

A copy of a map of the subject line will be attached to the final version of this report as Attachment 9.

(2) Description of the subject line

The subject line is called the Central Soya Line, Harvard Subdivision. It is a segment of track that extends from milepost 85.5 in the City of Madison to milepost 89.9 in the City of Fitchburg, a distance of 4.4 miles. The right of way is 100 feet wide with gentle curves and traverses a hilly urban area with varying grades.

(3) Photographs of structures at least 50 years old

Photographs of the Line are attached as Attachments 8A and 8B. There are only two bridges on the Line and no buildings or structures of any sort.

(4) Dates of construction/alteration of structures

Applicants have little information about the dates of construction of the line and structures. WSOR leased the Line from UP in 1996 into which the Chicago & North Western Transportation Company (CNW) had merged in 1995. See comments below.

(5) History of carrier operations

The subject line was built in the 1800's and formerly owned and operated by the CNW's predecessor, the Chicago & North Western Railway. In 1996, WSOR leased the subject line from UP as part of a "package" of leased lines known as the Reedsburg Cluster. WSOR has had one active customer on the subject line—Amerhart Lumber; however, this customer relocated off the subject line in 2001. Since then, there have been no requests for rail service on the subject line. The track extending beyond milepost 89.9 has already been abandoned. After the subject track is abandoned, WSOR will continue to provide rail service from milepost 85.56 to milepost 83.8.

(6) Documents in carrier's possession

Applicants are unaware of any significant structures on the subject line that merit historical comment. No bridges or

buildings that are of significant architectural design are on the subject line.

(7) Eligibility for National Register; archeological resources

Applicants are unaware of any structures on the right-of-way that are eligible for listing in the National Register. On March 18, 2005, Applicants contacted the State Historic Preservation Officer and are awaiting his or her reply.

(Attachment 13). Applicants will forward to SEA any comments received. Any potential archeological sites within the right of way would have previously been disturbed during the construction of the subject line.

(8) Description of ground disturbance or fill

The Line was built in the traditional construction manner for the time. There are no additional deep cuts or fill.

Certification

In accordance with the requirement at 49 CFR 1105.7(c), WSOR acting on behalf of itself and UP certifies that it has sent a copy of the Environmental and Historic Report to all agencies listed at 1105.7(b) and to the State Historic Preservation Officer and that it has consulted with these agencies in preparing this report.

Respectfully submitted,



John D. Heffner
John D. Heffner, PLLC
1920 N Street, N.W.
Suite 800
Washington, D.C. 20036
Telephone: (202)263-4180

Counsel for Wisconsin &
Southern Railroad Company
On behalf of itself and
The Union Pacific Railroad
Company

Dated: April 11, 2005

ATTACHMENT 1A

JOHN D. HEFFNER, PLLC

1920 N St., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Hon. Kathleen M. Falk
Dane County Executive
City County Building – Room 421
210 Martin Luther King Jr. Blvd.
Madison, WI 53703

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

Dear Ms. Falk:

This letter is to advise you that Wisconsin & Southern Railroad Co. (“WSOR”) proposes to discontinue service over and that Union Pacific Railroad Company (“UPRR”) (collectively “Applicants”) propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board (“STB”) authorization to accomplish the proposed abandonment under the STB’s out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report (“EHR”), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

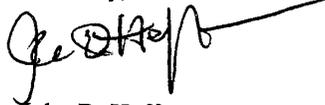
which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to local land use plans – particular issues for which we seek your comment. See, item 2 of the EHR at pages 2-3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'John D. Heffner', with a long horizontal flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 1B

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Hon. James Campbell
Town Chairman
2120 Fish Hatchery Road
Madison, WI 53713-1289

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

Dear Chairman Campbell:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to local land use plans – particular issues for which we seek your comment. See, item 2 of the EHR at pages 2-3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a long horizontal flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 1C

JOHN D. HEFFNER, PLLC

1920 N St., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Hon. Dave Cieslewicz
Mayor
City of Madison
210 Martin Luther King Jr. Blvd.
Room 403
Madison, WI 53710

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

Dear Mayor Cieslewicz:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

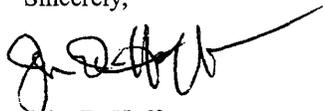
which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to local land use plans – particular issues for which we seek your comment. See, item 2 of the EHR at pages 2-3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "J. D. Heffner", with a long horizontal flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 1D

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Hon. Tom Clauder
Mayor
City of Fitchburg
5520 Lacy Road
Madison, WI 53711

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

Dear Mayor Clauder:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to local land use plans – particular issues for which we seek your comment. See, item 2 of the EHR at pages 2-3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,



John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 2

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

USDA Natural Resource Conservation Service
6515 Watts Road
Suite 200
Madison, WI 53719

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to prime agricultural land – particular issues for which we seek your comment. See, item 3 of the EHR at page 3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "J. D. Heffner", with a long horizontal flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 3

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Coastal Zone Management Agency
Wisconsin Department of Administration
Wisconsin Coastal Management Program
P.O. Box 8944
101 East Wilson Street
Madison, WI 53708-8944

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

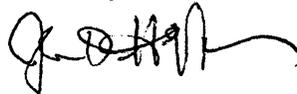
which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to coastal zone impacts – particular issues for which we seek your comment. See, item 3 of the EHR at page 3. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a stylized flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 4

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

U.S. Fish and Wildlife Service
One Federal Drive
BHW Federal Building – Fort Snelling
Twin Cities, MN 55111

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. (“WSOR”) proposes to discontinue service over and that Union Pacific Railroad Company (“UPRR”) (collectively “Applicants”) propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board (“STB”) authorization to accomplish the proposed abandonment under the STB’s out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report (“EHR”), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to endangered or threatened species or critical habitats – particular issues for which we seek your comment. See, item 8 of the EHR at pages 6-7. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a long, sweeping flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 5

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

National Park Service
1709 Jackson Street
Omaha, NE 68102

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to wildlife sanctuaries or refuges or national or state parks or forests – particular issues for which we seek your comment. See, item 8 of the EHR at pages 6-7. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,



John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 6A

JOHN D. HEFFNER, PLLC

1920 N St., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Department of Natural Resources
P.O. Box 7921
Madison, WI 53707

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to air and water quality, wetlands, and flood plains – particular issues for which we seek your comment. See, items 5 and 9 of the EHR at pages 4, 5, 7 and 8. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "J. D. Heffner", with a long, sweeping horizontal line extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 6B

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Environmental Protection Agency
Metcalf Building
Office of Strategic Environmental Analysis
77 West Jackson Boulevard – Mailcode B-19J
Chicago, IL 60604

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. (“WSOR”) proposes to discontinue service over and that Union Pacific Railroad Company (“UPRR”) (collectively “Applicants”) propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board (“STB”) authorization to accomplish the proposed abandonment under the STB’s out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report (“EHR”), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

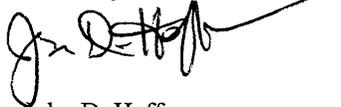
which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to air and water quality, wetlands, and flood plans – particular issues for which we seek your comment. See, items 5 and 9 of the EHR at pages 4, 5, 7 and 8. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a long, sweeping horizontal line extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 7

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

U.S. Army Corps of Engineers
1617 E Receine Avenue
Milwaukee, WI 53186

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

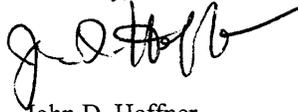
which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to air and water quality, wetlands, and flood plans – particular issues for which we seek your comment. See, items 5 and 9 of the EHR at pages 4, 5, 7 and 8. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

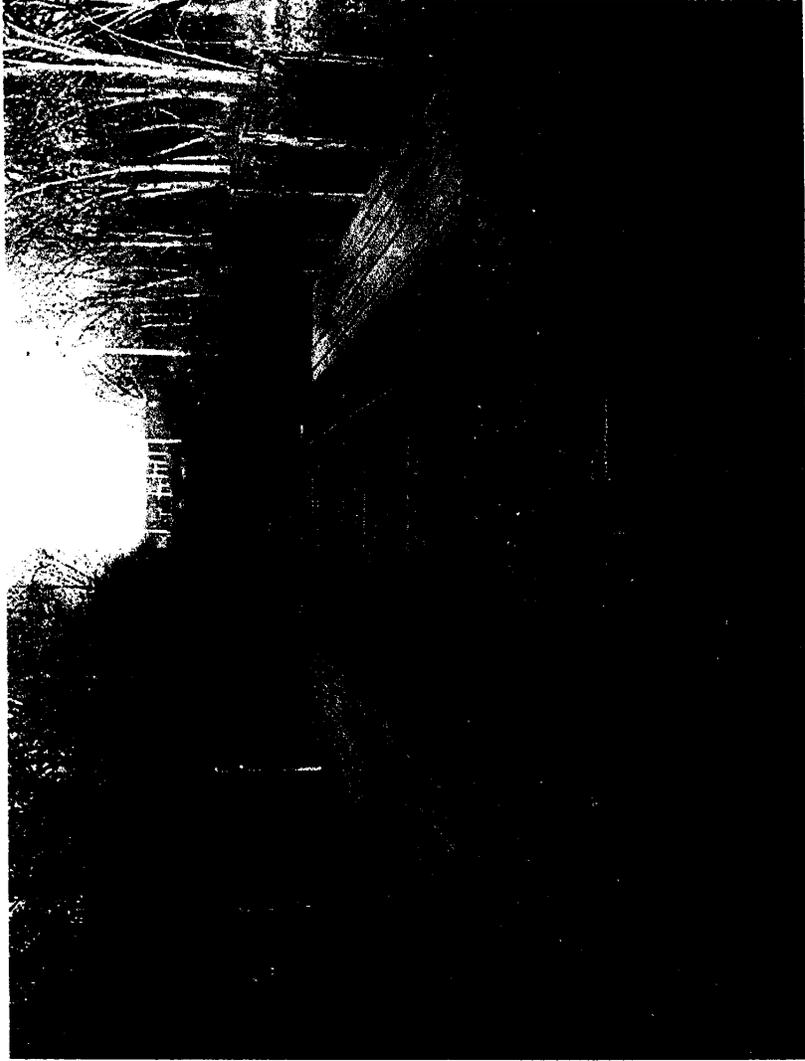
Sincerely,



John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 8A



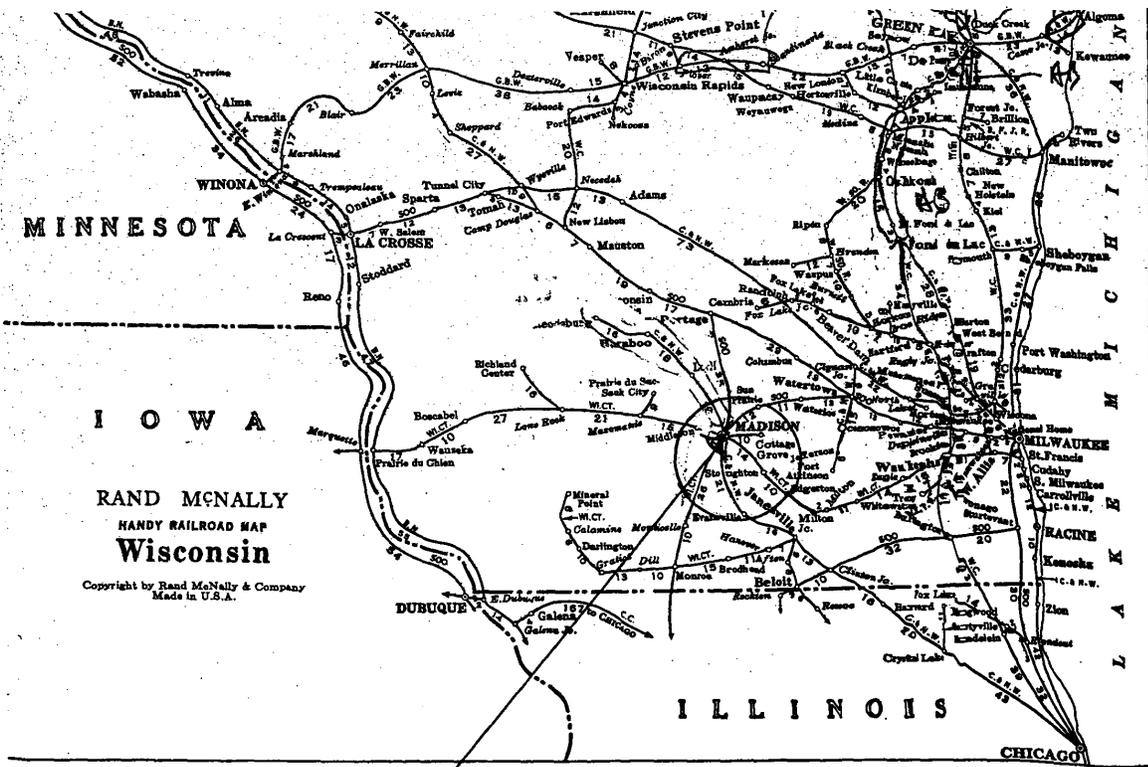
BR 1243

ATTACHMENT 8B



BR1247

ATTACHMENT 9



RAND McNALLY
 HANDY RAILROAD MAP
Wisconsin
 Copyright by Rand McNally & Company
 Made in U.S.A.

*Madison
 Wisconsin*

ATTACHMENT 10

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Mr. Ron Adams
Chief Rail Project Management
Wisconsin Department of Transportation
P.O. Box 7914
Madison, WI 53707

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to transportation systems, local land use plans, energy resources, noise, and safety – particular issues for which we seek your comment. See, items 2, 3, 4, 6, and 7 of the EHR at pages 2-6. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a stylized flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.

ATTACHMENT 11

JOHN D. HEFFNER, PLLC

1920 N St., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

State Clearinghouse
Federal State Relations Office, IGA Relations
101 East Wilson Street
6th Floor
P.O. Box 7868
Madison, WI 53707-7868

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which WSOR must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map

which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to land use plans, transportation needs, energy resources, air quality, water quality, and noise – particular issues or which we seek your comment. See, items 2-6, 8 and 9 of the EHR at pages 2-9. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

WSOR has not yet filed its abandonment notice at the STB. However, as such time as WSOR submits its request to abandon service over the line in question, we will serve you with copies of its request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a stylized flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 12

JOHN D. HEFFNER, PLLC

1920 N ST., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

National Oceanic and Atmospheric Administration
National Geodetic Survey
1315 East-West Highway
Silver Spring, MD 20910-3282

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which Applicants must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

We have contacted you at this time to seek your assistance in completing the EHR. You will note that the EHR addresses issues pertaining to impacts on the National Geodetic Survey activities and projects – particular issues for which we seek your comment. We encourage you to review the enclosed draft EHR, and contact me, John D. Heffner, within 30 days of the date of this letter, with any feedback or guidance that you may be able to offer. Your feedback will be incorporated into the final EHR, which, as we have mentioned, will be delivered to the STB.

Applicants have not yet filed their abandonment notice at the STB. However, at such time as Applicants submit their request to abandon service over the line in question, we will serve you with copies of the request and the final EHR. At that time, if not sooner, we will supply you with information sufficient for you to issue comments directly to the STB's Section of Environmental Analysis as well as to us.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a long horizontal flourish extending to the right.

John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co.

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 13

JOHN D. HEFFNER, PLLC

1920 N St., N.W.

SUITE 800

WASHINGTON, D.C. 20036

(202) 263-4180

FAX (202) 296-3939

j.heffner@verizon.net

March 18, 2005

Wisconsin Historical Society
816 State Street
Madison, WI 53706

Re: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co.,
Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Company
Abandonment Exemption

To Whom It May Concern:

This letter is to advise you that Wisconsin & Southern Railroad Co. ("WSOR") proposes to discontinue service over and that Union Pacific Railroad Company ("UPRR") (collectively "Applicants") propose to abandon a rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, WI, and end of track at MP 89.9 in the town of Fitchburg, WI, a distance of 4.4 miles in Dane County, WI. On or about April 11, 2005, Applicants will seek Surface Transportation Board ("STB") authorization to accomplish the proposed abandonment under the STB's out of service abandonment regulations, 49 CFR 1152.50. This line traverses U.S. Postal Service zip codes 53711, 53717, and 53719.

Enclosed is a draft Environmental and Historic Report ("EHR"), a document which WSOR must complete and file with the STB as a component of its abandonment filing. The draft EHR explains in greater detail the scope of the proposed rail line abandonment, including a more particular description of the rail line in question. We have also enclosed a map which should assist in your review of the environmental and/or historic impacts (if any) which may arise as a consequence of the abandonment or salvage of the rail structure on this line.

In connection with this abandonment, Applicant is required by the STB's regulations (at 49 C.F.R. 1105) to prepare as part of its Application an Environmental and Historic Report addressing the following issues:

- (I) As sites or structures listed in the National Register of Historic Places affected? If so, describe the effects.

To the best of Applicant's knowledge, no site or structures listed in the National Register of Historic Places will be affected.

- (ii) Will sites or structures 50 years old or older be affected? If so, and such sites or structures are not listed in the National Register of Historic Places, Applicant would submit, at the earliest possible juncture, a description of the line, including a map, as well as photographs and descriptions of such structures to the appropriate State Historic Preservation Office for review and include a copy of the cover letter in the Environmental and Historic Report.

Applicant is currently compiling a list of all structures on the Line that are 50 years old or older. Applicant will supplement this report and forward a map of the line (depicting the location of the structures) and color pictures of said structures as soon as they are available.

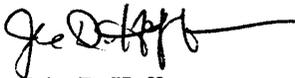
- (iii) Will culturally significant locations, archaeological sites, or unique land forms be affected? If so, applicant should consult with the involved State Historic Preservation Office.

To the best of Applicant's knowledge, no culturally significant locations, archaeological sites, or unique land forms will be affected.

A copy of the draft report is enclosed for your review.

We appreciate your cooperation. If you have any questions regarding the enclosed materials, please contact me at the address and phone number at the top of this letter.

Sincerely,



John D. Heffner
Attorney for
Wisconsin & Southern Railroad Co..

cc: Mack H. Schumate, Esq.
Ronald Adams

ATTACHMENT 14



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

JIM DOYLE
GOVERNOR

MARC J. MAROTTA
SECRETARY

Division of Intergovernmental Relations
101 East Wilson Street, 10th Floor
Post Office Box 8944
Madison, WI 53708-8944
Voice (608) 266-0288
Fax (608) 267-6917 TTY (608) 267-9629

March 29, 2005

Mr. John D. Heffner
1920 N. St., N.W.
Suite 800
Washington, D.C. 20036

RE: STB Docket No. AB-383 Sub-No. 4X
Wisconsin & Southern Railroad Co., Discontinuance of Service Exemption

STB Docket No. AB-33 Sub-No. 251X
Union Pacific Railroad Co., Abandonment Exemption

Dear Mr. Heffner:

Thank you for notifying the Wisconsin Coastal Management Program (WCMP) of the above project. We waive the right to review the project, since it is located outside of the coastal zone and is unlikely to affect coastal uses or resources. Through its Federal Consistency authority, the WCMP reviews federally affiliated projects that are likely to have impacts on the coastal zone, defined as the fifteen counties adjacent to Lake Superior, Green Bay and Lake Michigan.

This does not exempt the proposed project from requiring any other necessary state or local permits or authorizations. If you should have any questions, please feel free to contact me at (608) 267-7988.

Sincerely,

Kathleen Knavel
Program and Planning Analyst
Wisconsin Coastal Management Program

Cc: Michael Friis, Program Manager
Wisconsin Coastal Management Program

ATTACHMENT 15



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Bishop Henry Whipple Federal Building
1 Federal Drive
Fort Snelling, MN 55111-4056

IN REPLY REFER TO:

FWS/NWRS-RE - General
Railroad Abandonments

March 28, 2005

Mr. John D. Heffner, PLLC
1920 N. Street, N.W.
Suite 800
Washington, D.C. 20036

Dear Mr. Heffner:

Thank you for the opportunity to comment on the proposed abandonment of rail line known as the Central Soya Line, Harvard Subdivision between MP 85.5 Beltline in the town of Madison, Wisconsin, and end of tract at MP 89.9 in the town of Fitchburg, Wisconsin, a distance of 4.4 miles in Dane County, Wisconsin (STB Docket Number AB-33 Sub-No. 251X).

We have researched our ownership in the vicinity and have determined we do not own any lands or interests in land in the vicinity of the proposed rail line abandonment. We do not have any concerns regarding real estate matters in the abandonment.

Sincerely,

Patrick G. Carroll
Senior Realty Officer
Division of Realty

ATTACHMENT 16



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

APR 05 2005

REPLY TO THE ATTENTION OF:

B-19J

John D. Heffner, PLLC
1920 North Street, N.W.
Suite 800
Washington, DC 20036

Re: Comments on a draft Environmental and Historic Report for Proposed Rail Line Abandonment by Wisconsin & Southern Railroad Co. and Union Pacific Railroad Company – the Central Soya Line, Harvard Subdivision between Madison and Fitchburg, Wisconsin

Dear Mr. Heffner:

The U.S. Environmental Protection Agency (U.S. EPA) reviewed the above-mentioned draft Environmental and Historic Report (Report) notifying relevant parties that a petition for authority to abandon and salvage track and materials from 4.4 miles of rail line between Madison and Fitchburg in Dane County, Wisconsin will be filed with the Surface Transportation Board (STB). Our comments in this letter are provided pursuant to the National Environmental Policy Act (NEPA), the Council on Environmental Quality's NEPA Implementing Regulations (40 CFR 1500-1508), and Section 309 of the Clean Air Act.

Pursuant to our review of the draft Report, we understand the applicants will remove unused portions of track from the right-of-way (ROW) as well as road crossings over Highway 12. We recommend that the following issues should be addressed in greater detail in the final Report to be filed with the STB:

- Specific information pertaining to removal and salvage methods. In particular, applicable environmental regulations for removal and ultimate disposal of rails and ballast should be addressed;
- The final disposition of crossties preserved with creosote. Per the July 3, 1984 Rebuttable Presumption Against Registration under the Federal Insecticide, Fungicide, and Rodenticide Act, wood treated with creosote should be buried in a non-hazardous waste landfill unless otherwise required by the State of Wisconsin;
- Removal of track materials should be accomplished using the ROW for access, along with existing public and private crossings, particularly in the area adjacent to an unnamed waterbody north of Seminole Highway. We recommend silt fencing be placed adjacent to the waterbody prior to removal activities to provide proper erosion control. In addition, areas of disturbed soil should be restored to original grade and reseeded immediately with a native

species mix approved by the Wisconsin Department of Natural Resources. Long term benefits of this mitigation activity go beyond stormwater and soil protection to include development of habitat for wildlife, improved aesthetics, and decreased erosion.

- Storing and fueling of construction equipment should take place in upland areas, away from sensitive habitat. Prevention and/or control of spills (e.g., fuels, lubricants or other pollutants) from construction equipment should be conducted according to applicable environmental regulations.
- The section of track proposed for abandonment includes two bridges and possible culverts. The final Report should indicate whether bridges and/or culverts will remain in place and what maintenance activities will be conducted. Ideally, culvert maintenance should be planned at least once per season to prevent blockage and damaging floods, while bridge maintenance activities should be planned yearly. Disposal of obstruction materials should take place away from the streambed, and the use of equipment in the streambed should be minimized and scheduled to coincide with periods of low or normal flow. The use of native flora to revegetate around culvert ends and bridge foundations to prevent erosion should also be addressed in the final Report. In particular, provision of maintenance activities for culverts and bridges should be provided until the property is sold, at which time maintenance activities can be transferred to the new owner via specific real estate provisions.
- Retention of bridges increases the likelihood that the ROW will be utilized for an alternative use. We feel that abandonment would be premature without final decisions from affected local interests or a not-for-profit trail group regarding possible alternate uses for the ROW.
- The draft Report indicates that the applicants are of the opinion the two bridges do not warrant historical listing. We encourage confirmation of this opinion with the Wisconsin State Historic Preservation Office (SHPO). Even though the bridges may not be viewed as a historic feature, consultation should include the rail line itself which may be viewed as a historic feature of the area. The railroad could be memorialized through photographs prior to abandonment and removal of track of material. We feel the final Report would be incomplete without the SHPO's opinion regarding this action.

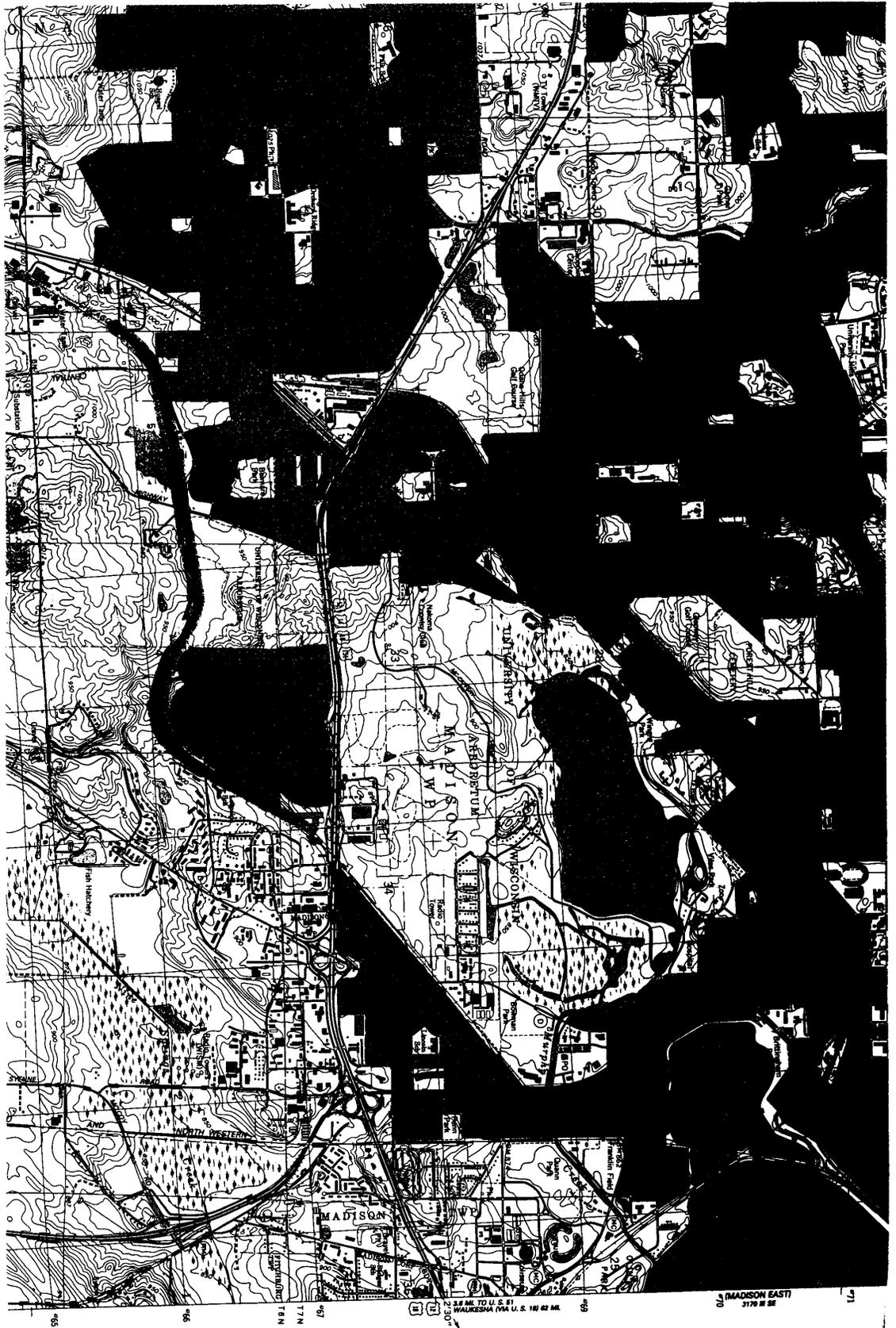
We appreciate the opportunity to comment at this stage of the process and look forward to reviewing the final Report addressing the above issues. Should you have any questions, please do not hesitate to contact me or Kathleen Kowal of my staff at (312) 353-5206.

Sincerely,



Kenneth A. Westlake, Chief
NEPA Implementation Section

cc: David Navecky, Surface Transportation Board



MADISON

SCALE BAR TO U. S. S. 1. WALKER 2004 (P. U. S. 187 02 04) 69

3 (MADISON EAST) 3170 00 SE

1.5