

Michael J. Barron, Jr.
Counsel
Legal Department

FEE RECEIVED

FEB 10 2003



Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5377
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

**SURFACE
TRANSPORTATION BOARD**
Docket # 0102128001



February 7, 2003

Via Overnight Mail

207189

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

ENTERED
Office of Proceedings

FEB 10 2003

Part of
Public Record

Re: Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad Company—
Abandonment Exemption — in Randolph County, Illinois

Dear Secretary Williams:

Enclosed for filing in the above-captioned proceeding are an original and ten copies of the Verified Notice of Exemption of Illinois Central Railroad Company dated February 7, 2003 pursuant to 49 C.F.R. § 1152.50. A check in the amount of \$2,700.00, representing the appropriate fee for this filing, also is enclosed.

One extra copy of this transmittal letter and of the Notice of Exemption are enclosed as well. Please date stamp these copies to show receipt and return them to me in the enclosed envelope.

The Environmental and Historic Reports for this proceeding have already been filed with the Board. Feel free to contact me if you have any questions. Thank you for your assistance in this matter.

Respectfully submitted,

Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company

Encls.

FILED

FEB 10 2003

**SURFACE
TRANSPORTATION BOARD**

BEFORE THE
SURFACE TRANSPORTATION BOARD

FEE RECEIVED

FEB 10 2003

**SURFACE
TRANSPORTATION BOARD**

DOCKET NO. AB-43 (SUB-NO. 174X)



ILLINOIS CENTRAL RAILROAD COMPANY —
ABANDONMENT EXEMPTION — IN RANDOLPH COUNTY, ILLINOIS

VERIFIED NOTICE OF EXEMPTION OF
WISCONSIN CENTRAL LTD. PURSUANT TO
49 C.F.R. § 1152.50

FILED

FEB 10 2003

**SURFACE
TRANSPORTATION BOARD**

ENTERED
Office of Proceedings

FEB 10 2003

Part of
Public Record

Michael J. Barron, Jr.
Illinois Central Railroad Company
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, IL 60611-5317
(312) 755-7954

ATTORNEY FOR
ILLINOIS CENTRAL RAILROAD COMPANY

Dated: February 7, 2003

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. AB-43 (SUB-NO. 174X)



ILLINOIS CENTRAL RAILROAD COMPANY —
ABANDONMENT EXEMPTION — IN RANDOLPH COUNTY, ILLINOIS

**VERIFIED NOTICE OF EXEMPTION OF
WISCONSIN CENTRAL LTD. PURSUANT TO
49 C.F.R. § 1152.50**

Illinois Central Railroad Company (“IC”) hereby submits this Notice of Exemption pursuant to 49 C.F.R. Part 1152, Subpart F, to abandon its line of railroad between milepost MM 602.55 and milepost MM 603.0, a distance of 0.45 miles near Baldwin, in Randolph County, Illinois (“Baldwin Trackage”).

In accordance with the requirements of 49 C.F.R. § 1152.50(d)(2), IC submits the following information:

General Corporation Information: 49 C.F.R. § 1152.22(a)(1)-(2)

IC is a Class I common carrier by rail which owns and operates approximately 2,550 miles of rail line in six Midwestern and south central states. IC is a wholly-owned subsidiary of Canadian National Railway Company. The complete name and address of IC is:

Illinois Central Railroad Company
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317

Relief Sought: 49 C.F.R. § 1152.22(a)(3)

Pursuant to the Board's class exemption for the abandonment of out-of-service rail lines, codified at 49 C.F.R. Part 1152, Subpart F, IC intends to abandon its line of railroad between milepost MM 602.55 and milepost MM 603.0 near Baldwin, Illinois, a distance of approximately 0.45 miles in Randolph County, Illinois.

Map: 49 C.F.R. § 1152(a)(4)

A map of Baldwin Trackage is attached hereto as Exhibit A.

IC's Representative: 49 C.F.R. § 1152.22(a)(7)

IC's representative to whom correspondence regarding this abandonment should be sent is:

Michael J. Barron, Jr.
Illinois Central Railroad Company
c/o Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, IL 60611-5317
(312) 755-7954

ZIP Codes Traversed: 49 C.F.R. § 1152.22(a)(8)

Baldwin Trackage traverses United States Postal Service ZIP Code 62217.

Qualification for Class Exemption: 49 C.F.R. § 1152.50(b)

Per the certificate and verification attached hereto as Exhibit B, IC certifies that no local revenue traffic has moved over Baldwin Trackage for at least the last two years, there is no overhead traffic on Baldwin Trackage that would have to be rerouted over other lines, and no formal complaint filed by a user of rail service on Baldwin Trackage (or a state or local governmental entity acting on behalf of such user) regarding cessation

of service on the proposed abandonment is pending with the Board or any U.S. District Court or has been decided in favor of the complainant during the last two years.

Consummation Date: 49 C.F.R. § 1152.50(d)(2)

IC will not consummate the proposed abandonment any earlier than April 1, 2003.

Suitability for Other Public Purposes: 49 C.F.R. § 1152.22(e)(4)

The Baldwin Trackage right-of-way may be suitable for use as a recreational trail or other similar public purpose. IC does not believe that the right-of-way would be of interest to the State or any other entity as a highway or mass transportation line or other similar public use. IC has received an expression of interest from the private sector regarding purchasing part or all of Baldwin Trackage. At least a portion of Baldwin Trackage sits upon easement rights which possibly may not be transferred if the line is no longer used for rail purposes.

Labor Protection: 49 C.F.R. 1152.50(d)(2)

The level of labor protection applicable in rail line abandonments is that established in *Oregon Short Line Co. — Abandonment — Goshen*, 360 I.C.C. 91 (1979).

**Certificate of Compliance with Notice Requirements:
49 C.F.R. § 1152.50(d)(2)**

A certificate that the notice of requirements of 49 C.F.R. § 1152(d)(1) and 49 C.F.R. § 1105.11 have been complied with is attached hereto as Exhibit C.

Environmental and Historic Report: 49 C.F.R. §§ 1105.7 and 1105.8

An Environmental Report and Historic Report, prepared pursuant to C.F.R. §§ 1105.7 and 1105.8, were already filed with the Surface Transportation Board in this proceeding.

Since submitting the Environmental Report and Historic Report, IC has received additional correspondence noted here.

The U.S. Fish & Wildlife Service in Marion, Illinois reports they have no objection to the proposed abandonment. See correspondence attached hereto as Exhibit D.

The Illinois Historic Preservation Agency has concluded that no historic properties will be affected and has no objection to the proposed abandonment. See correspondence attached hereto as Exhibit E.

The Corps of Engineers has made an inquiry regarding a secondary tributary of the Kaskaskia River which tributary flows under Baldwin Trackage. IC has responded to the Corps. See correspondence attached hereto as Exhibit F. IC believes the abandonment will have no impact on the tributary which goes underneath Baldwin Trackage through a pipe. IC will not dispose of any material in the tributary nor will any work be done in the tributary. IC intends on keeping the earthen right-of-way structure in place upon abandonment, so there should be no impact on current flow patterns and drainage. In short, we believe the abandonment will have no effect on the tributary.

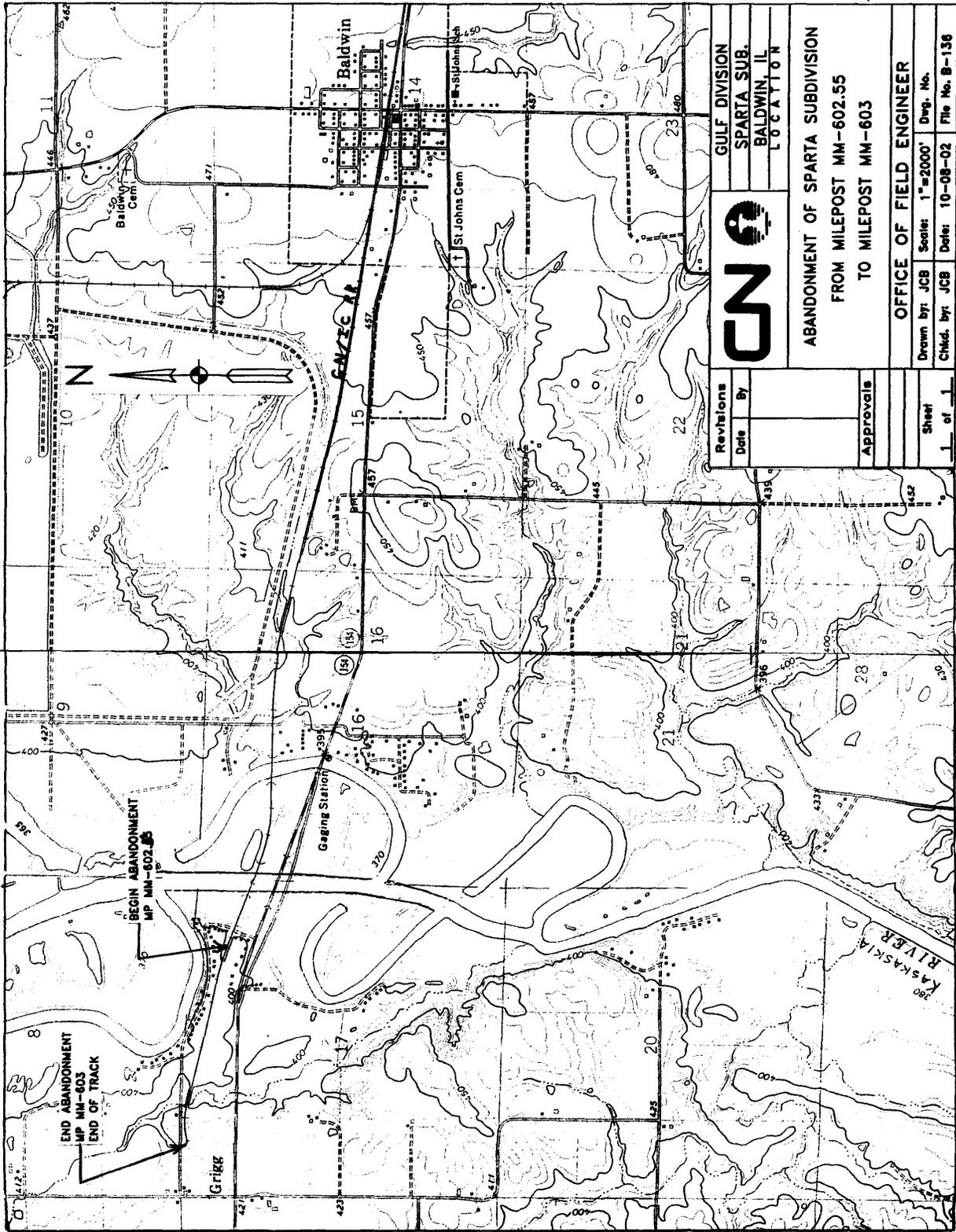
Respectfully submitted,

By 

Michael J. Barron, Jr.
Illinois Central Railroad Company
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, IL 60611-5317
(312)755-7954

ATTORNEY FOR ILLINOIS CENTRAL
RAILROAD COMPANY

Dated: February 7, 2003



		GULF DIVISION SPARTA SUB. BALDWIN, IL LOCATION	
ABANDONMENT OF SPARTA SUBDIVISION FROM MILEPOST MM-602.55 TO MILEPOST MM-603		OFFICE OF FIELD ENGINEER	
Revisions Date By		Drawn by: JCB Scale: 1"=2000' Eng. No. Chkd. by: JCB Date: 10-08-02 File No. B-138	
Approvals		Sheet 1 of 1	

DOCKET NO. AB-43 (SUB-NO. 174X)

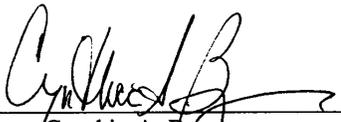
ILLINOIS CENTRAL RAILROAD COMPANY — ABANDONMENT EXEMPTION —
IN RANDOLPH COUNTY, ILLINOIS

CERTIFICATE AND VERIFICATION

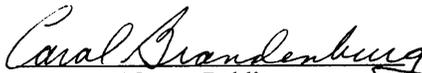
STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

Cynthia A. Bergmann, being duly sworn, deposes and says:

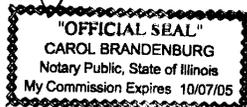
1. That no local traffic has moved over the line between milepost MM 602.55 and milepost 603.0, in Randolph County, Illinois, for at least two years, and that there is no overhead traffic to be rerouted over other lines; and
2. That no formal complaint filed by a user of rail service on the subject line (or a state or local government entity acting on behalf of such user) regarding cessation of service over the line is either pending with the Surface Transportation Board or any U.S. District Court or has been decided in favor of the complainant within the last two years; and
3. That she has read the foregoing Notice of Exemption, knows the facts therein asserted, and that the same are true as stated.


 _____ Date: 2/6/03
 Cynthia A. Bergmann
 Assistant Secretary

Subscribed and sworn to
before me this 6th day of
February, 2003.



 Notary Public



CERTIFICATE

I, Michael J. Barron, Jr., an attorney for Illinois Central Railroad Company, hereby certify that, for the proceeding before the Surface Transportation Board known as Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad Company — Abandonment Exemption — in Randolph County, Illinois:

(1) The notice requirements of 49 C.F.R. § 1152.50(d)(1) have been complied with, to-wit: On December 13, 2002, written notice was mailed to the: (a) United States Department of Defense, MTMCTEA, Attn: Railroads for National Defense; (b) Chief of the Forest Service, U.S. Department of Agriculture; (c) Center for Recreation and Conservation, National Park Service; and (d) Illinois Department of Transportation (copies of which are attached hereto as Attachments 1-4).

(2) The notice requirements of 49 C.F.R. § 1105.11 have been complied with, to wit: On December 10, 2002, the Environmental Report and Historic Report for this proceeding, which reports have also been filed with the Surface Transportation Board, and the accompanying transmittal letters in the form set forth in 49 C.F.R. § 1105.11 (a sample of which is attached hereto as Attachment 5) were served by first class mail, postage prepaid, on the parties listed on Attachment 6, which list includes the state clearinghouse and the state historic preservation officer, as required by 49 C.F.R. § 1105.7(b) and § 1105.11.



Michael J. Barron, Jr.

Dated: February 7, 2003

Michael J. Barron, Jr.
Counsel
Legal Department

Attachment 1



Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

December 13, 2002

United States Department of Defense
MTMCTEA
Attn: Railroads for National Defense
720 Thimble Shoals Blvd. Suite 130
Newport News, VA 23606-2574

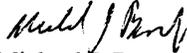
Re: Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad
Company Notice of Exemption in Randolph County, Illinois

Dear Sir/Madam:

This is to inform you that pursuant to 49 C.F.R. § 1152.50 (Exempt Abandonments and Discontinuance of Service and Trackage Rights), Illinois Central Railroad Company shall on or after December 30, 2002, file a Notice of Exemption with the Surface Transportation Board for approval to discontinue trackage rights in Randolph County, Illinois, from milepost MM 602.55 to milepost MM 603.0, approximately 0.45 miles of railroad. Such line runs through U.S. Postal Zip Code 62217.

The exemption procedures set forth in § 1152.50 are being used in this case because no local traffic has moved over these rights for at least two years and any potential overhead traffic on these rights can be rerouted over other lines. Based on information in our possession, the line does not contain any federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it.

Sincerely,


Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company

Michael J. Barron, Jr.
Counsel
Legal Department

Attachment 2



Canadian National/Ilinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

December 13, 2002

Mr. Dale Bosworth
Chief, Forest Service
U.S. Department of Agriculture
201 14th Street, SW
Washington, DC 20520

Re: Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad
Company Notice of Exemption in Randolph County, Illinois

Dear Mr. Bosworth:

This is to inform you that pursuant to 49 C.F.R. § 1152.50 (Exempt Abandonments and Discontinuance of Service and Trackage Rights), Illinois Central Railroad Company shall on or after December 30, 2002, file a Notice of Exemption with the Surface Transportation Board for approval to discontinue trackage rights in Randolph County, Illinois, from milepost MM 602.55 to milepost MM 603.0, approximately 0.45 miles of railroad. Such line runs through U.S. Postal Zip Code 62217.

The exemption procedures set forth in § 1152.50 are being used in this case because no local traffic has moved over these rights for at least two years and any potential overhead traffic on these rights can be rerouted over other lines. Based on information in our possession, the line does not contain any federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it.

Sincerely,


Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company

Michael J. Barron, Jr.
Counsel
Legal Department

Attachment 3



Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

December 13, 2002

Thomas Ross, Superintendent
Center for Recreation and Conservation
National Park Service
1849 C Street
Washington, DC 20240

Re: Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad
Company Notice of Exemption in Randolph County, Illinois

Dear Mr. Ross:

This is to inform you that pursuant to 49 C.F.R. § 1152.50 (Exempt Abandonments and Discontinuance of Service and Trackage Rights), Illinois Central Railroad Company shall on or after December 30, 2002, file a Notice of Exemption with the Surface Transportation Board for approval to discontinue trackage rights in Randolph County, Illinois, from milepost MM 602.55 to milepost MM 603.0, approximately 0.45 miles of railroad. Such line runs through U.S. Postal Zip Code 62217.

The exemption procedures set forth in § 1152.50 are being used in this case because no local traffic has moved over these rights for at least two years and any potential overhead traffic on these rights can be rerouted over other lines. Based on information in our possession, the line does not contain any federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it.

Sincerely,

A handwritten signature in cursive script, appearing to read "Michael J. Barron, Jr.".

Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company

Michael J. Barron, Jr.
Counsel
Legal Department

Attachment 4



Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

December 13, 2002

Ms. Linda M. Wheeler
Director, Office of Planning and Programming
Illinois Department of Transportation
2300 South Dirksen Parkway
Springfield, IL 62764

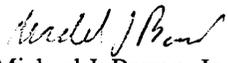
Re: Docket No. AB-43 (Sub-No. 174X), Illinois Central Railroad
Company Notice of Exemption in Randolph County, Illinois

Dear Ms. Wheeler:

This is to inform you that pursuant to 49 C.F.R. § 1152.50 (Exempt Abandonments and Discontinuance of Service and Trackage Rights), Illinois Central Railroad Company shall on or after December 30, 2002, file a Notice of Exemption with the Surface Transportation Board for approval to discontinue trackage rights in Randolph County, Illinois, from milepost MM 602.55 to milepost MM 603.0, approximately 0.45 miles of railroad. Such line runs through U.S. Postal Zip Code 62217.

The exemption procedures set forth in § 1152.50 are being used in this case because no local traffic has moved over these rights for at least two years and any potential overhead traffic on these rights can be rerouted over other lines. Based on information in our possession, the line does not contain any federally granted rights-of-way. Any documentation in the railroad's possession will be made available promptly to those requesting it.

Sincerely,


Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company



Michael J. Barron, Jr.
Counsel
Legal Department
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

December 10, 2002

**Re: Illinois Central Railroad Company Notice of Exemption for Abandonment—
Randolph County, Illinois—Docket AB-43 (Sub-No. 174X)**

To Whom It May Concern:

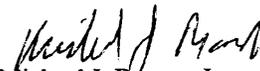
Any time on or after December 30, 2002, Illinois Central Railroad Company ("IC") expects to file with the Surface Transportation Board ("STB") a Notice of Exemption seeking authority to abandon a railroad line located between milepost MM 602.55 and MM 603.0 near Baldwin in Randolph County, Illinois. Enclosed is an Environmental Report and a Historic Report describing the proposed action and any expected environmental and historical effects, as well as a map of the affected area.

We are providing this report so that you may review the information that will form the basis for the STB's independent environmental and historical analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the STB's environmental and historic review process, please contact their Section of Environmental Analysis (SEA), at the Surface Transportation Board, 1925 K Street, N.W., Washington, D.C. 20423-0001, (202) 565-1545, and refer to the above docket number.

IC will file the Environmental Report and Historic Report with the STB on or about December 10, 2002. Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to the STB (with a copy to the undersigned) would be appreciated within three weeks. Your comments will be considered by the STB in evaluating the environmental and historical impact of the contemplated action.

If there are any questions concerning this proposal, please contact the undersigned directly at (312) 755-7954 or by mail at the above address.

Sincerely,


Michael J. Barron, Jr.
Counsel for Illinois Central
Railroad Company

Encls.

Service List

Linda M. Wheeler
Director, Office of Planning and Programming
Illinois Department of Transportation
2300 South Dirksen Parkway
Springfield, IL 62764

Kirby Cottrell
Director, Office of Resource Conservation
Illinois Department of Natural Resources
600 North Grand Avenue West
Springfield, IL 62701

Joyce Collins
Asst. Field Supervisor
U.S. Fish & Wildlife Service
8588 Route 148
Marion, IL 62959-4565

Terry Moore
Chair
Randolph County Board of Commissioners
1 Taylor Street
Chester, IL 62233

William J. Gradle
State Conservationist
USDA Natural Resources Conservation Service
2118 W. Park Ct.
Champaign, IL 61821-2986

Anne E. Haaker
Deputy State Historic Preservation Officer
Illinois Historic Preservation Agency
Preservation Services Division
1 Old State Capitol Plaza
Springfield, IL 62701-1507

Edward J. McKay
Chief, Spatial Reference System Division
National Geodetic Survey
Nat'l Oceanic and Atmospheric Administration
1315 East West Highway, Room 8813
Silver Spring, MD 20910-3282

Thomas V. Skinner
Director
Illinois Environmental Protection Agency
P.O. Box 19276
Springfield, IL 62794-9276

C. Kevin Williams
St. Louis District
U.S. Army Corps of Engineers
1222 Spruce Street, Rm. 4.300
St. Louis, MO 63103-2833

Francis X. Lyons
Regional Administrator, Region 5
U.S. Environmental Protection Agency
77 West Jackson Boulevard
Chicago, IL 60604-3507

Jeff Rowold
Village of Baldwin
P.O. Box 28
Baldwin, IL 62217

Terry Savko
Bureau of Land & Water Resources
Illinois Department of Agriculture
P.O. Box 19281
Springfield, IL 62794-9281

William D. Shaddox
Chief, Land Resources Division
National Park Service
1849 C Street, N.W.
Washington, DC 20240

Virginia Bova
State Single Point of Contact
Illinois Department of Commerce and Community Affairs
100 West Randolph, Suite 3-400
Chicago, IL 60601



Michael J. Barron, Jr.
Counsel
Legal Department

Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

November 1, 2002

Ms. Joyce Collins
Asst. Field Supervisor
U.S. Fish & Wildlife Service
8588 Route 148
Marion, IL 62959-4565

NO OBJECTION
U.S. Fish & Wildlife Service
Marion, Illinois

Joyce A Collins 12/03/02
Asst. Supervisor **Date**

Re: Illinois Central Railroad Company Proposed Abandonment in Randolph County, Illinois

Dear Ms. Collins:

Illinois Central Railroad Company ("IC") is planning to file a proposed abandonment with the Surface Transportation Board ("STB") for approval to abandon a 0.45 mile line of railroad in Baldwin, Randolph County, Illinois between milepost MM 602.55 and the current end of track at milepost MM 603. For your convenience, we have attached a map for your reference. IC is advising you of the proposed action so you may assist us in identifying any potential effects of the proposed action on, among other things, the following:

1. Water quality;
2. Designated wetlands;
3. 100-year-old flood plains;
4. Endangered or threatened species;
5. Critical habitats
6. Wildlife sanctuaries or refuges;
7. National or state parks or forests;
8. Coastal zone management
9. Soil and natural resource conservation
10. Agricultural land;
11. Regional and/or local land use plans; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the nature of the proposed action, we foresee no adverse effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We would appreciate a written response as soon as possible so that we may include it in the environmental report, which we will file with the STB. We intend on filing the Environmental Report in three weeks.

Thank you for your assistance.

Very truly yours,

Michael J. Barron
Michael J. Barron, Jr.
Counsel for Illinois Central Railroad Company

Encl.

RECEIVED
NOV 07 2002



**Illinois Historic
Preservation Agency**

1 Old State Capitol Plaza • Springfield, Illinois 62701-1507 • (217) 782-4836 • TTY (217) 524-7128

Randolph County

Baldwin

Abandonment of Railroad Line
Between Milepost MM 602.55 and MM 603.0
IHPA LOG #0212130009W-R

January 10, 2003

Michael Barron, Jr.
Canadian National/Illinois Central
455 N. Cityfront Plaza Drive
Chicago, IL 60611-5317

Dear Mr. Barron:

We have reviewed the documentation submitted for the referenced project(s) in accordance with 36 CFR Part 800.4. Based upon the information provided, no historic properties are affected. We, therefore, have no objection to the undertaking proceeding as planned.

Please retain this letter in your files as evidence of compliance with section 106 of the National Historic Preservation Act of 1966, as amended. This clearance remains in effect for two years from date of issuance. It does not pertain to any discovery during construction, nor is it a clearance for purposes of the Illinois Human Skeletal Remains Protection Act (20 ILCS 3440).

If you have any further questions, please contact Cody Wright, Cultural Resources Manager, Illinois Historic Preservation Agency, 1 Old State Capitol Plaza, Springfield, IL 62701, 217/785-3977.

Sincerely,

A handwritten signature in black ink that reads "Anne E. Haaker". The signature is written in a cursive, flowing style.

Anne E. Haaker
Deputy State Historic
Preservation Officer

AEH:CW:ly

Michael J. Barron, Jr.
Counsel
Legal Department

EXHIBIT F



Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317
Telephone: (312) 755-7954
Fax: (312) 755-7669
Internet: Michael.Barron@cn.ca

February 7, 2003

Ms. Susan L. J. Horneman
Project Manager
Illinois Permits Region
Department of the Army
St. Louis District, Corps of Engineers
1222 Spruce Street
St. Louis, MO 63103-2833

Your reference: Regulatory Branch File No. 200208250
Our reference: Docket No. AB-43 (Sub-No. 174X)

Dear Ms. Horneman:

This is in response to your letter of January 15 wherein you express concerns regarding the unnamed secondary tributary to the Kaskaskia River which flows under the Illinois Central's ("IC") proposed rail line abandonment in Baldwin, Randolph County, Illinois.

IC believes the abandonment will have no effect on the tributary for the following reasons:

- The secondary tributary flows under the rail line through a pipe.
- IC intends on keeping the earthen right-of-way structure in place upon abandonment.
- There will be no dredge or fill.
- IC will not dispose of any material in the tributary.
- No work will be performed in the tributary.

I trust this answers your request for details on the Baldwin Trackage abandonment. Please contact me should you require additional information.

Sincerely,


Michael J. Barron, Jr.
Counsel for Illinois Central
Railway Company

EXHIBIT F



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
ST. LOUIS DISTRICT, CORPS OF ENGINEERS
1222 SPRUCE STREET
ST. LOUIS, MISSOURI 63103-2833

January 15, 2003

Regulatory Branch
File Number 200208250

Mr. Michael J. Barron, Jr.
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5317

Dear Mr. Barron:

This letter is in reference to your recent letter concerning Illinois Central Railroad Companies proposed abandonment of 0.45 miles of rail line in Baldwin, Randolph County, Illinois. The existing line crosses an unnamed secondary tributary to the Kaskaskia River.

Section 404 of the Clean Water Act assigns responsibility to the Secretary of the Army to administer a permit program to regulate the placement of dredged or fill material into, waters of the United States. The placement, of any dredged or fill material into, waters of the United States below ordinary high water elevation, or in wetlands adjacent to these waters, must be authorized by a Section 404 Permit.

It is possible that your project will require Section 404 authorization from the Corps of Engineers. However, we have not received enough details regarding the abandonment process to evaluate the necessity of a permit. Please provide particulars, i.e. removal of a bridge structure, impacts to wetlands, etc. at your earliest convenience.

If you have any questions, please feel free to contact me at (314) 331-8185. Refer to File No. 200208250 when commenting on this project.

Sincerely,

A handwritten signature in black ink that reads "Susan L. J. Horneman".

Susan L. J. Horneman
Project Manager
Illinois Permits Region

Cc:

Mr. James Allison, Illinois Environmental Protection Agency
Mr. Robert Dalton, Illinois Department of Natural Resources