

219415  
May 30, 2007

The Honorable Vernon A Williams  
Secretary  
Surface Transportation Board  
395 E Street, S.W , Suite 1260  
Washington, DC 20423-0001

Re. Docket No AB-1010  
*Notice of Shelby County, Tennessee Joinder to Proceeding as Co-Petitioner  
CSX Corporation, Adverse Abandonment in Shelby County, Tennessee*

Dear Secretary Williams:

On May 25, 2007, Memphis Community Connector filed a Reply to Motion to Dismiss in the above referenced proceeding. The Attachment A was inadvertently omitted. Please find attached for filing, Attachment A to Memphis Community Connector's Reply to Motion to Dismiss.

Should you have any questions, please do not hesitate to contact me.

Sincerely,



Nicholas J. DiMichael  
*Attorney for Memphis Community Connector*

cc: Louis Gitomer  
Other parties served with Petition for Waiver

**ATTACHMENT A**

May 1, 2007

Mr James D. Giattina  
Director, Water Management Division  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, GA 30303-8960

Dear Mr Giattina

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee Pursuant to STB requirements under 49 C.F.R. Parts 1105 and 1152, MCC respectfully seeks consultation from your office Specifically, MCC seeks your office's comments on whether the proposed action requires permits under Section 402 of the Clean Water Act (33 U.S.C. 1342) See, 49 C.F.R. § 1105.7(e)(3)

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement. MCC further intends to utilize all bridges on the current line that are deemed safe.

Because the applicable statutes and regulations impose stringent deadlines for processing this action, we would greatly appreciate receiving your written comments on this matter by June 1, 2007 For your convenience, enclosed is a self-addressed stamped envelope Your assistance in this matter is greatly appreciated.

Very truly yours,



Nicholas J. DiMichael  
*Attorney for Memphis Community Connector*

May 1, 2007

Mr Larry Watson  
Chief, Regulatory Branch  
Memphis District, Corps of Engineers  
Department of the Army  
167 North Main Street B-202  
Memphis, TN 38103-1894

Dear Mr. Watson

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee Pursuant to STB requirements under 49 C F R Parts 1105 and 1152, MCC respectfully seeks consultation from your office Specifically, MCC seeks your office's comments on whether the proposed action requires permits under Section 404 of the Clean Water Act (33 U S C 1344) and whether any designated wetlands or 100-year flood plains will be affected See, 49 C.F.R § 1105 7(e)(3) If there will be any such effects, please describe the likely effect

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement MCC further intends to utilize all bridges on the current line that are deemed safe

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*Attorney for Memphis Community Connector*

May 1, 2007

Mr Paul E Davis, P E , Director  
Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
6th Floor L & C Annex  
401 Church Street  
Nashville, TN 37243-1534

Dear Mr Davis

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee Pursuant to STB requirements under 49 C.F.R. Parts 1105 and 1152, MCC respectfully seeks consultation from your office Specifically, MCC seeks your office's comments on whether the proposed action is consistent with Federal, State or local water quality standards and whether the proposed transaction requires permits under Section 402 of the Clean Water Act (33 U.S.C. 1342) See, 49 C.F.R. § 1105.7(e)(3) If there are any issues of concerns or if permits are required, please describe them fully

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee. MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement. MCC further intends to utilize all bridges on the current line that are deemed safe

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Nicholas J DiMichael  
*Attorney for Memphis Community Connector*

May 1, 2007

Mr Lee A Barclay, Ph D.  
Field Supervisor  
U.S. Fish and Wildlife Service  
446 Neal Street  
Cookeville, TN 38501

RE Adverse Abandonment of CSXT Railroad Line  
Cordova to Memphis in Shelby County, Tennessee  
STB Docket No AB-1010

Dear Dr Barclay

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee Pursuant to STB requirements under 49 C F R Parts 1105 and 1152, MCC respectfully seeks consultation from your office Specifically, MCC seeks your office's comments on whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat See, 49 C F R § 1105.7(e)(3) If the proposed action is likely to have such an impact, please describe the likely effects

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail. The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee. MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement MCC further intends to utilize all bridges on the current line that are deemed safe

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Very truly yours,



Nicholas J DiMichael  
*Attorney for Memphis Community Connector*

May 1, 2007

Mr. Charles L. Davis  
Resource Soil Scientist  
Natural Resources Conservation Service  
Jackson Division Office  
235 Oil Well Road  
Jackson, TN 38305-7914

RE Adverse Abandonment of CSXT Railroad Line  
Cordova to Memphis in Shelby County, Tennessee  
STB Docket No AB-1010

Dear Mr. Davis:

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc. ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee. Pursuant to STB requirements under 49 C.F.R. Parts 1105 and 1152, MCC respectfully seeks consultation from your office. Specifically, MCC seeks your office's comments on the effect of the proposed abandonment on any prime agricultural land. See, 49 C.F.R. § 1105.7(e)(3).

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail. The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee. MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement. MCC further intends to utilize all bridges on the current line that are deemed safe.

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Very truly yours,



Nicholas J. DiMichael  
Attorney for Memphis Community Connector

May 1, 2007

Wayne Gaskin, P E.  
City of Memphis, City Engineer  
125 North Main Street  
Memphis, TN 38103

RE. Adverse Abandonment of CSXT Railroad Line  
Cordova to Memphis in Shelby County, Tennessee  
STB Docket No AB-1010

Dear Mr Gaskin

On or about July 9, 2007, the non-profit organization Memphis Community Connector ("MCC") intends to file with the Surface Transportation Board ("STB") an adverse or third party abandonment application to compel CSX Transportation, Inc ("CSXT") to abandon approximately 13.34 miles of railroad between Cordova and Memphis, in Shelby County, Tennessee Pursuant to STB requirements under 49 C F R. Parts 1105 and 1152, MCC respectfully seeks consultation from your office Specifically, MCC seeks your office's comments on whether the proposed abandonment is consistent with existing land use plans See, 49 C F R § 1105.7(e)(3)

MCC is seeking abandonment of the rail corridor in order to transform the 13.34 miles of railroad corridor to a pedestrian and bicycle trail. The entire corridor runs from milepost 210.66, near Lenow and Macon Roads in Cordova, Tennessee, to milepost 224.00, near South Flicker Street and Union Avenue, in Memphis, Tennessee. MCC intends to remove the existing railroad line and pave the trail with asphalt and/or cement MCC further intends to utilize all bridges on the current line that are deemed safe

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