

BEFORE THE
SURFACE TRANSPORTATION BOARD

Docket No. AB 1043 (Sub-No. 1)



MONTREAL, MAINE & ATLANTIC RAILWAY, LTD.--
DISCONTINUANCE OF SERVICE AND ABANDONMENT--
IN AROOSTOOK AND PENOBSCOT COUNTIES, MAINE

206504

AFFIDAVIT OF COMPLIANCE WITH NOTICE
REQUIREMENTS OF 49 CFR 1152.20

James E. Howard
1 Thompson Square
Suite 201
Charlestown, MA 02129
(617) 886-9322

Attorney for Montreal, Maine
& Atlantic Railway, Ltd.

Dated: February 23, 2010

ENTERED
Office of Proceedings

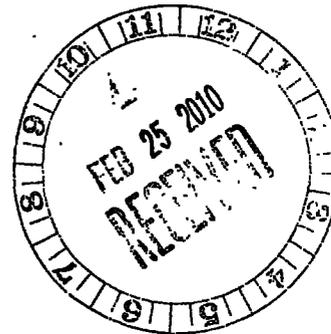
FEB 25 2010

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Public Record

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MONTREAL, MAINE & ATLANTIC RAILWAY, LTD.--
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REQUIREMENTS OF 49 CFR 1152.20

I., James E. Howard, hereby depose and state:

1. I am a lawyer representing Montréal, Maine & Atlantic Railway, Ltd. ("MMA") in the above captioned proceeding. MMA is filing concurrently the "Application of Montréal, Maine & Atlantic Railway, Ltd. For Authority to Discontinue Rail Service and Abandon Rail Lines".
2. I am submitting this Affidavit in accordance with 49 CFR 1152.24(b) in order to attest to MMA's compliance with the notice requirements of 49 CFR 1152.20.
3. On February 5, 2010, a "Notice of Intent to Discontinue Service and Abandon" (the "Notice") was filed with the Board.
4. On February 4, 2010, the Notice was served on the parties listed in the Certificate of Service that was filed with the Notice by first-class mail, postage prepaid or by certified mail, as indicated in the Certificate of Service.

5. On February 17 and 18, 2010, 3 copies of the Notice that were deemed by the United States Postal Service to be undeliverable and returned were remailed to the 3 addressees at the respective addresses shown on Exhibit A attached hereto.

6. Copies of the Notice were posted and made available for inspection at the offices of MMA listed, and on the respective dates shown, in Exhibit B attached hereto.

7. The Notice was published in both the regular and Aroostook County editions of the Bangor Daily News, a newspaper of general circulation in Penobscot County, Maine and Aroostook County, Maine, on February 5, 2010, February 12, 2010 and February 19, 2010.

8. On February 4, 2010, MMA served a Preliminary Draft Environmental Assessment and a letter dated February 4, 2010 from Victoria Rutson, Chief, Section of Environmental Analysis, of the Board, by sending copies by Federal Express to the parties listed in Exhibit C attached hereto.

I., James E. Howard, declare, as of this 23^d day of February, 2010, under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief and that I am qualified and authorized by MMA to submit this Affidavit.

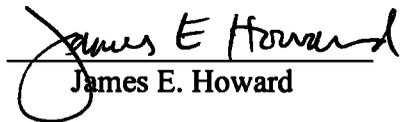

James E. Howard

Exhibit A
Remailed Notices

Fraser Timbers
P.O. Box 749
Ashland, ME 04732

Department of Defense Strategic Rail Corridor Network (STRACNET)
c/o The Association of American Railroads
425 Third Street, SW
Suite 1000
Washington, DC 20024

Brotherhood of Maintenance of Way Employees Division of the IBT
Attention: Freddie N. Simpson
20300 Civic Center Drive
Suite 320
Southfield, MI 48076-4169

Exhibit B
MMA Posting Locations

Posted - February 8, 2010

Oakfield Station
103 School Street
Oakfield, ME 04763

Houlton Roadway Equipment Shop
60 Florence Avenue
Houlton, ME 04730

Squa Pan Station
988 Masardis Road
Ashland, ME 04732

Presque Isle Section House
21 Roberts Avenue
Presque Isle, ME 04769

Fort Kent Station
5 Dube Street
Fort Kent, ME 04743

Madawaska Station
65 Bridge Street
Madawaska, ME 04756

Posted - February 9, 2010

MMA Headquarters
15 Iron Road
Hermon, ME 04401

Hermon Station
64 Iron Road
Hermon, ME 04401

Derby Shop
18 B&A Avenue
Derby, ME 04463

Brownville Junction Station
Main Street
Brownville Junction, ME 04415

Millinocket Car House
Iron Bridge Road
Millinocket, ME 04462

Millinocket Station
1 Station Road
Millinocket, ME 04462

Exhibit C
Preliminary Draft Environment Assessment

Federal Expressed to:

Surface Transportation Board
Section of Environmental Analysis
Dian F. Wood
395 E Street, S.W. Room 1110
Washington, DC 20423

Maine State Planning Office
Martha Freeman
38 State House Station
Augusta, ME 04333

Maine Historic Preservation Commission
Earle G. Shettleworth, Jr.
55 Capitol Street, Station 65
Augusta, ME 04333

State of Maine Department of Conservation
Sarah Demers
93 State House Station
Augusta, ME 04333

Maine Department of Conservation
Land Use Regulatory Commission
Catherine M. Carroll
18 Elkins Lane, Harlow Building
22 State House Station
Augusta, ME 04333

Maine Department of Environmental Protection
David P. Littell
State House Section 17
Augusta, ME 04333

Maine Coastal Zone Management Program
Lorraine Lessard
187-189 State Street
38 State House Station
Augusta, ME 04333

Maine Department of Transportation
Nathan Moulton
16 State House Station
Augusta, ME 04333

Maine Department of Transportation
Norman Baker
16 State House Station
Augusta, ME 04333

US Army Corps of Engineers New England District
Shawn Mahaney
675 Western Ave., #3
Manchester, ME 04351

US Nation Geodetic Survey
Simon Monroe
1315 East-West Highway
Silver Spring, MD 20910

US Department of Agriculture
Natural Resources Conservation Services
Juan Hernandez
967 Illinois Avenue, Suite 3
Bangor, Maine 04401

US Fish and Wildlife Serve Northeast Region
Lori Nordstrom
17 Godfrey Drive, Suite 2
Orono, Maine 04473

US Environmental Protection Agency Region 1
Ira Leighton
1 Congress Street, Suite 1100
Boston, MA 02114

US Nation al Park Service Northeast Region
Dennis R. Reidenbach
US Custom House
200 Chestnut Street, 5th Floor
Philadelphia, PA 19106

US Department of Commerce
National Oceanic and Atmospheric Administration
National Marine Fisheries Service, Habitat Conservation
Lois Schiffer
55 Great Republic Drive
Gloucester, MA 01930

Aroostook Band of Micmacs Indians
Victoria Higgins
7 Northern Road
Presque Isle, ME 04769

Houlton Band of Maliseet Indians
Brenda Commander
88 Bell Road
Littleton, ME 04730

Passamaquoddy Tribe
Kirk Francis
12 Wabanaki Way
Indian Island, ME 04468

**Aroostook County Commissioners Office
Douglas Beaulieu
144 Sweden Street, Suite 1
Caribou, ME 04736**

**Penobscot County Commissioners Office
Bill Collins
97 Hammond Street
Bangor, ME 04401**

**Northern Maine Development Commission
Denis Berube
11 West Presque Isle Road
Caribou, ME 04736**

**Eastern Maine Development Commission
Michael Aube
40 Harlow Street
Bangor, Maine 04401**