

October 8, 2010

VIA HAND DELIVERY

Ms. Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001



Re: STB Docket No. AB-1068, Missouri Central Railroad Company –
Notice of Exemption for Abandonment and Discontinuance– in Cass County,
Missouri; **STB Docket No. AB-1070** Central Midland Railway
Company – **Notice of Exemption for Discontinuance of Service and Operating
Rights**– in Cass County, Missouri

Dear Ms. Brown:

Enclosed are an original and ten (10) copies of the Combined Environmental and Historic Report prepared pursuant to 49 CFR §§ 1105.7 and 1105.8, with a Certificate of Service, and a transmittal letter pursuant to 49 CFR § 1105.11, related to the above referenced dockets. These reports contain COLOR. Three electronic copies of the Report are also included on the enclosed compact discs.

The Missouri Central Railroad Company and Central Midland Railway Company anticipate filing their respective Notices of Exemption in this matter on or after November 4, 2010.

Sincerely,

Sandra L. Brown

ENTERED
Office of Proceedings
OCT - 8 2010
Part of
Public Record

Enclosures

October 8, 2010

Re: STB Docket No. AB-1068 [REDACTED] Missouri Central Railroad Company – Abandonment and Discontinuance– in Cass County, Missouri; STB Docket No. AB-1070 [REDACTED], Central Midland Railway Company – Discontinuance of Service and Operating Rights– in Cass County, Missouri

To Whom It May Concern:

The Missouri Central Railroad Company ("MCRR") and the Central Midland Railway Company ("CMR") (collectively "railroads") are planning to file applicable Notices of Exemption with the Surface Transportation Board ("STB") to abandon and discontinue service an approximately 5.6 mile portion of line of railroad between mileposts 257.283 and 262.906 in Cass County, Missouri, on or after November 4, 2010.

Enclosed is a Combined Environmental and Historic Report ("Report") which describes the proposed actions and other pertinent environmental and historic information. A map of the impacted rail line is attached to the Report as Exhibit No. 1. A list of agencies receiving this Report can be found in the certificate of service attached to this material.

We are providing this Report so that you may review the information that will form the basis of the STB's independent environmental and historical analysis of these proceedings. If you believe 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, 395 E Street, S.W., Washington, D.C. 20423, telephone number (202) 245-0295, and refer to the above docket numbers.

Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to SEA (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 historic preservation impacts of the proposed abandonment and discontinuance of service.

October 8, 2010
Page – 2 –

If you have any questions concerning this proposal, please contact me per the contact information below. Thank you for your assistance.

Yours very truly,



Sandra L. Brown
Thompson Hine LLP
1920 N Street, NW, Suite 800
Washington, D.C. 20036
(202) 263-4101 (telephone)
(202) 331-8330 (facsimile)
Sandy.Brown@ThompsonHine.com

Attorney for Missouri Central Railroad Company

Enclosure (Report)

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-1068

227950

**MISSOURI CENTRAL RAILROAD COMPANY
-- ABANDONMENT AND DISCONTINUANCE --
IN CASS COUNTY, MISSOURI**

Docket No. AB-1070

227951

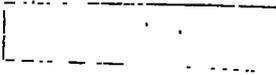
**CENTRAL MIDLAND RAILWAY COMPANY
-- DISCONTINUANCE OF SERVICE AND OPERATING RIGHTS --
IN CASS COUNTY, MISSOURI**

COMBINED ENVIRONMENTAL AND HISTORIC REPORT

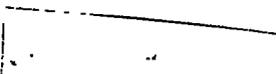
**ENTERED
Office of Proceedings
OCT - 8 2010
Part of
Public Record**

Dated: October 8, 2010

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-1068 

**MISSOURI CENTRAL RAILROAD COMPANY
-- ABANDONMENT AND DISCONTINUANCE --
IN CASS COUNTY, MISSOURI**

Docket No. AB-1070 

**CENTRAL MIDLAND RAILWAY COMPANY
-- DISCONTINUANCE OF SERVICE AND OPERATING RIGHTS --
IN CASS COUNTY, MISSOURI**

COMBINED ENVIRONMENTAL AND HISTORIC REPORT

The Missouri Central Railroad Company ("MCRR") and Central Midland Railway Company ("CMR") (collectively "railroads") submit this Combined Environmental and Historic Report, pursuant to 49 CFR §§ 1105.7(e) and 1105.8(d), for an exempt abandonment and discontinuance of service of an approximately 5.6 mile line of railroad between mileposts 257.283 (near Wingate) and 262.906 (near Pleasant Hill) in Cass County, Missouri. The rail line proposed for abandonment crosses U.S. postal service zip code 64080 in Cass County. Appropriate Notices of Exemption to abandon and/or discontinue service on the Line by the railroads pursuant to 49 CFR § 1152.50 (no local traffic for at least two years) will be filed on or after November 4, 2010.

A map of the rail line is attached at **Exhibit No. 1**. MCRR's consultation letter to federal, state and local government agencies is attached at **Exhibit No. 2**. Responses received to MCRR's consultation letter are also attached and sequentially numbered as indicated below.

ENVIRONMENTAL REPORT

49 CFR § 1105.7(e)

(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.

Response: The proposed action involves the abandonment and discontinuance of service on approximately 5.6 miles of rail line (the "Line") between mileposts 257.283 (near Wingate) and 262.906 (near Pleasant Hill) in Cass County, Missouri. MCRR proposes to abandon the Line (between mileposts 257.283 and 262.906) and obtain formal discontinuance of service on the portion of the Line between milepost 262.8 and 262.906 (portion not covered by the CMR leased operating rights). CMR proposes to discontinue service and operating rights under a lease for the portion of the Line between milepost 257.283 and 262.8. The Line proposed for abandonment crosses U.S. postal service zip code 64080 in Cass County. A map is attached at **Exhibit No. 1**.

There has been no local or overhead traffic on the Line for more than two years, and no formal complaint regarding cessation of service has been filed, is pending, or has been decided in favor of a complainant within that period. There are no commodities transported by the Line.

Abandonment and discontinuance of service and operating rights authority is being sought for this Line because the applicable standards have been met and the Missouri Department of Natural Resources ("MDNR") has indicated its interest in building a trail on the Line pursuant to the National Trails System Act and the railroads understand that MDNR plans to file a request for Notice of Interim Trail Use ("NITU") under 16 USC § 1247(d) and 49 CFR § 1152.29.

When the abandonment and discontinuance exemptions becomes effective, MCRR plans to remove the rails, ties, and other track materials for salvage. Structures such as bridges and

culverts will remain in place. Given the lack of rail service on the Line, abandonment of the Line would not cause any change in MCRR's or CMR's operations. Abandonment and discontinuance will mean that MCRR and CMR will no longer have to engage in maintenance of the Line. Alternatives to abandonment include sale of the Line and retaining the Line as an active rail line. However, these alternatives would be problematic because MCRR and CMR would incur uncovered opportunity and other holding costs by retaining this Line that has not had a reasonable request for service in many years despite the railroads' prior efforts to develop traffic on the Line. The area served by the Line is in very close proximity to a roughly parallel rail line owned and operated by the Union Pacific Railroad Company. Moreover, retaining the Line would prevent the Missouri state government, through the MDNR, from implementing its trail-building plan. Retaining the Line would also cause MCRR to suffer lost opportunity costs of salvaging the Line's rail assets.

Based on information in MCRR's possession, the Line proposed for abandonment and discontinuance does not contain federally granted right-of-way.

(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.

Response: Given that no overhead or local traffic currently uses the Line, and has not done so for several years, the proposed abandonment and discontinuance will have no effect on regional or local transportation systems and patterns. Consequently, the proposed abandonment and discontinuance will not cause any diversion of traffic to other transportation systems or modes.

(3) **Land Use.**

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

- (ii) Based on consultation with the U.S. Soil Conservation Service, state the effect of the proposed action on any prime agricultural land.
- (iii) If the action effects land or water uses within a designated coastal zone, include the coastal zone information required by 49 CFR § 1105.9.
- (iv) If the proposed action is an abandonment, state whether or not the right-of-way is suitable for alternative public use under 49 USC § 10905 and explain why.

Response: (i) MCRR is unaware of any inconsistency between the proposed abandonment and discontinuance and existing local or regional land use plans. In fact, the proposed abandonment and discontinuance is consistent with the State of Missouri's stated desire to develop a trail. The Cass County Commissioners' Office has been contacted, but no response has been received to date.

(ii) The Natural Resource Conservation Service has been contacted, but no response has been received to date.

(iii) The proposed abandonment is not in a designated coastal zone.

(iv) The property proposed for abandonment may be suitable for development as a trail, given the interest and plans of the MDNR. It is expected that MDNR will file a request for NITU on or about the same date that the railroads file their Notices of Exemption.

(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 data and methodology used to arrive at the figure given.

Response: (i) The proposed abandonment and discontinuance will have no effect on the transportation of energy resources because no rail traffic has used the Line for several years.

(ii) The proposed abandonment and discontinuance will have no effect on recyclable commodities because no rail traffic has used the Line for several years.

(iii) The proposed abandonment and discontinuance will not result in a decrease in overall energy efficiency because no rail traffic has used the Line for several years.

(iv)(A)(B) There will be no rail-to-motor carriage diversion because no rail traffic is currently using the Line.

(5) **Air.**

(i) If the proposed action will result in either:

- (A) an increase in rail traffic of at least 100% (measured in gross ton miles annually) or an increase of at least eight trains a day on any segment of rail line affected by the proposal, or
- (B) an increase in rail yard activity of at least 100% (measured by carload activity), or
- (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on any affected road segment, quantify the anticipated effect on air emissions. For a proposal under 49 U.S.C. § 10901 (or § 10505) to construct a new line or reinstitute service over a previously abandoned line, only the eight train a day provision in §§ (5)(i)(A) will apply.

Response: The proposed abandonment and discontinuance will not result in increases in rail traffic, rail yard activity, or truck traffic as described above because no rail traffic is currently using the Line.

(5) **Air.**

(ii) If the proposed action affects a class 1 or nonattainment area under the Clean Air Act, and will result in either:

- (A) an increase in rail traffic of at least 50% (measured in gross ton miles annually) or an increase of at least three trains a day on any segment of rail line, or
- (B) an increase in rail yard activity of at least 20% (measured by carload activity), or
- (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on a given road segment, then state whether any expected increased emissions are within the parameters established by the State Implementation Plan. However, for a rail construction under 49 U.S.C. § 10901 (or 49 U.S.C. § 10505), or a case involving the reinstatement of service over a previously abandoned line, only the three train a day threshold in this item shall apply.

Response: The proposed abandonment and discontinuance will not result in increases in rail traffic, rail yard activity, or truck traffic as described above because no rail traffic is currently using the Line.

(5) **Air.**

(iii) If transportation of ozone depleting materials (such as nitrogen oxide and freon) is contemplated, identify: the materials and quantity; the frequency of service; safety practices (including any speed restrictions); the applicant's safety record (to the extent available) on derailments, accidents and spills; contingency plans to deal with accidental spills; and the likelihood of an accidental release of ozone depleting materials in the event of a collision or derailment.

Response: The proposed abandonment and discontinuance will not involve transportation of ozone depleting materials.

(6) **Noise.** If any of the thresholds identified in item (5)(i) of this section are surpassed, state whether the proposed action will cause:

- (i) an incremental increase in noise levels of three decibels Ldn or more or

- (ii) an increase to a noise level of 65 decibels Ldn or greater. If so, identify sensitive receptors (e.g., schools, libraries, hospitals, residences, retirement communities, and nursing homes) in the project area and quantify the noise increase for these receptors if the thresholds are surpassed.

Response: The thresholds in item (5)(i) will not be surpassed. Therefore, this section is not applicable.

(7) **Safety.**

- (i) Describe any effects of the proposed action on public health and safety (including vehicle delay time at railroad grade crossings).
- (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.
- (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.

Response:

(i) The proposed abandonment and discontinuance will have no harmful effects on public health and safety.

(ii) The proposed abandonment and discontinuance does not involve the transportation of hazardous materials.

(iii) MCRR is not aware of any hazardous waste site or spill on the right-of-way. In its consultation response, MDNR found no spill reports that would indicate a reported release of hazardous materials directly on the railroad right-of-way. See **Exhibit No. 3**. MDNR did find eight reports of release in the general vicinity of the railroad. However, MCRR has investigated each of these reports and confirmed that they did not occur on the right-of-way. U.S.

Environmental Protection Agency ("EPA") was also consulted and responded that no regulatory or remedial activity was found to be within the rail line's alignment. See **Exhibit No. 4**.

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

Response:

(i) The U. S. Fish and Wildlife Service has been contacted, and has responded that no federally listed species, candidate species, or designated critical habitat occurs within the project area and that the action will have negligible impacts on wetlands, migratory birds, and other priority fish and wildlife resources. See **Exhibit No 5**.

(ii) Based on site investigation, the Line proposed for abandonment and discontinuance does not pass through wildlife sanctuaries or refuges or National or State parks or forests. Thus, no adverse effects to these habitats are anticipated.

(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 inconsistencies.
- (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 effects.
- (iii) State whether permits under section 402 of the Clean Water Act (33 U.S.C. § 1342) are required for the proposed action. (Applicants should contact the U.S. Environmental Protection Agency or the state environmental protection or equivalent agency if they are unsure whether such permits are required.)

Response:

(i) There are no plans by the railroads to remove or alter the contour of the roadbed underlying the rail line. The abandonment and discontinuance involves no plans to undertake in-stream work, or dredge and/or use fill materials and thus water quality impacts are not expected in connection with the proposed action. Consultation was requested with MDNR and the regional office of the EPA, neither agency foresaw water related issues with the proposed abandonment and discontinuance. MDNR's response is attached as **Exhibit No. 3**. EPA's response is attached as **Exhibit No. 4**.

(ii) There are no plans by the railroads to remove or alter the contour of the roadbed underlying the rail line. The abandonment and discontinuance involves no plans to undertake in-stream work, or dredge and/or use fill materials. No discernible effects on either 100-year flood plains or adjacent wetlands are expected in connection with the proposed abandonment and discontinuance. Consequently, the railroads do not believe a Section 404 permit will be required in connection with the proposed abandonment and discontinuance. The U.S. Army Corps of Engineers has been contacted but no response has been received to date.

(iii) There are no plans by the railroads to remove or alter the contour of the roadbed underlying the rail line. The abandonment and discontinuance involves no plans to undertake in-stream work, or dredge and/or use fill materials. There should be no significant effects to water quality and no need to acquire a Section 402 permit in connection with the proposed abandonment and discontinuance. Consultation was requested from the EPA and MDNR. MDNR responded that there are no foreseen issues with any existing federal, state, or local water quality standards unless there is existing contamination on site. As noted in response to part 7(iii) above, there is no known contamination on the right-of-way owned by MCRR. MDNR's remaining comments on water quality applies only to the State's proposal to develop a

trail on the right-of-way. A copy of the response from MDNR is attached in **Exhibit No. 3**.

EPA reported no known impact from the proposed abandonment. See **Exhibit No. 4**.

(10) **Proposed Mitigation.** Describe any actions that are proposed to mitigate adverse environmental impacts, indicating why the proposed mitigation is appropriate.

Response: Abandonment and discontinuance of service of the Line is not expected to have adverse environmental impacts as only minimal physical activity may occur from the abandonment and discontinuance, such as removal of rail assets; therefore, no mitigation measures are proposed or necessary.

HISTORIC REPORT

49 CFR § 1105.8(d)

(1) A U.S.G.S. topographic map (or an alternate map drawn to scale and sufficiently detailed to show buildings and other structures in the vicinity of the proposed action) showing the location of the proposed action, and the locations and approximate dimensions of railroad structures that are 50 years old or older and are part of the proposed action:

Response: A map is attached at **Exhibit No. 1**.

(2) A written description of the right-of-way (including approximate widths to the extent known), and the topography and urban and/or rural characteristics of the surrounding area:

Response: The right-of-way is typically 100 feet in width with some areas as narrow as 48 feet and a few areas where the right-of-way is 300 feet wide. The right of way passes through a rural area of Cass County, from the small town of Pleasant Hill through farmland for 5.6 miles to the southeast. The topography of the land is generally flat with minor rolling hills.

(3) Good quality photographs (actual photographic prints, not photocopies) of railroad structures on the property that are 50 years old or older and of the immediately surrounding area:

Response: The Missouri State Historic Preservation Office has been provided with photographs of each of the structures on the property that are 50 years old or older. A copy of the letter to the

State Historic Preservation Office (SHPO) and photographs are attached as **Exhibit No. 6**. The State Historic Preservation Office responded via the MDNR collective response and stated that there are structures eligible for listing on the National Register of Historic Places. See **Exhibit No. 3**. SHPO's response states that it will continue to consult as plans move forward which appears to refer to the potential trail on the right-of-way. In any event, MCRR will not alter the historic integrity of any historic structures within the right-of-way and intends to preserve the right-of-way via rail-banking and thus MCRR believes that the proposed abandonment and discontinuance would not adversely affect National Register of Historic Places (National Register) historic properties located within the right-of-way.

(4) The date(s) of construction of the structure(s), and the date(s) and extent of any major alterations to the extent such information is known:

Response: The bridges and their dates of construction are listed in **Exhibit No. 5**, which is attached.

(5) A brief narrative history of carrier operations in the area, and an explanation of what, if any, changes are contemplated as a result of the proposed action:

Response: The subject Line is part of a corridor known as the former Rock Island line. The Rock Island line was part of the Chicago, Rock Island and Pacific Railroad Company, which became bankrupt in the 1970's. The Rock Island line was purchased from the bankruptcy trustee by Southern Pacific Transportation Company ("SP") in 1980 through its subsidiary the St. Louis Southwestern Railway Company. *St. Louis Southwestern Railway Company – Purchase (Portion) – William M. Gibbons, Trustee of the Property of Chicago, Rock Island and Pacific Railroad Company, Debtor*, ICC Docket No. 28799 (Sub-No. 1), 363 ICC 320 (1980). SP eventually proposed abandoning a large section of the former Rock Island line in 1993, including the Line. *The St. Louis Southwestern Railway Company – Abandonment Exemption – in*

Gasconade, Maries, Osage, Miller, Cole, Morgan, Benton, Pettis, Henry, Johnson, Cass, and Jackson Counties, MO, ICC Docket No. AB-39 (Sub-No. 18X) (published in Federal Register on Nov. 8, 1993 at 58 FR 59278). However, that abandonment proceeding was later dismissed and abandonment did not occur. The Union Pacific Railroad Company acquired the Line in 1996 as part of its merger with SP. *Union Pacific Corporation, Union Pacific Railroad Company, and Missouri Pacific Railroad Company – Control and Merger – Southern Pacific Rail Corporation, Southern Pacific Transportation Company, St. Louis Southwestern Railway Company, SPCSL Corporation, and The Denver and Rio Grande Western Railroad Company*, STB Docket No. 32760, 1 STB 233 (1996).

MCRR acquired the Line in 1999. *See generally Missouri Central Railroad Company – Acquisition and Operation Exemption – Lines of Union Pacific Railroad Company*, STB Docket No. 33508. CMR acquired certain lease and operating rights in 2004. *See Central Midland Railway Company—Lease and Operation Exemption – Missouri Central Railroad Company*, STB Docket No. 34363. No changes in MCRR or CMR operations are contemplated by the proposed abandonment and discontinuance because the Line has already been out of service for more than the requisite two years.

(6) A brief summary of documents in the carrier's possession, such as engineering drawings, that might be useful in documenting a structure that is found to be historic:

Response: To date, MCRR has not located any documents useful in documenting a structure that may be found to be historic.

(7) An opinion (based on readily available information in the railroad's possession) as to whether the site and/or structures meet the criteria for listing on the National Register of Historic Places (36 CFR § 60.4), and whether there is a likelihood of archeological resources or any other previously unknown historic properties in the project area, and the basis

for these opinions (including any consultations with the State Historic Preservation Office, local historical societies or universities):

Response: MCRR has informed the Missouri SHPO of the proposed abandonment. The SHPO responded that there are no significant archaeological or historic resources identified or suspect on this Line. See **Exhibit No. 3.**

(8) A description (based on readily available information in the railroad's possession) of any known prior subsurface ground disturbance or fill, environmental conditions (naturally occurring or manmade) that might affect the archeological recovery of resources (such as swampy conditions or the presence of toxic wastes), and the surrounding terrain:

Response: MCRR does not have any such readily available information.

(9) Within 30 days of receipt of the historic report, the State Historic Preservation Officer may request the following additional information regarding specified nonrailroad owned properties or groups of properties immediately adjacent to the railroad right-of-way. Photographs of specified properties that can be readily seen from the railroad right-of-way (or other public rights-of-way adjacent to the property) and a written description of any previously discovered archeological sites, identifying the locations and type of the site (i.e., prehistoric or native American):

Response: Not applicable.

Certificate of Service for the Combined Environmental and Historic Report

The undersigned hereby certifies that a copy of the foregoing Combined Environmental and Historic Report in STB Docket No. AB 1068 (Sub-No. 1X) and STB Docket No. AB 1070 (Sub-No. 1X) was served by first class mail on the 8th day of October 2010 on the following:

State Clearinghouse (or alternate):

Federal Assistance Clearinghouse
Office of Administration
State Capitol Building, Room 125
201 West Capitol Avenue, P.O. Box 809
Jefferson City, MO 65102

State Environmental Protection Agency:

Missouri Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102

**State Coastal Zone Management Agency
(if applicable):**

Not applicable.

Head of County (Planning):

Cass County Commissioners
102 East Wall Street
Harrisonville, MO 64701

**Environmental Protection Agency
(regional office):**

U.S. Environmental Protection Agency
Region 7
901 N. 5th Street
Kansas City, KS 66101

U.S. Fish and Wildlife:

U.S. Fish and Wildlife Service
Region 3
BHW Federal Building
One Federal Drive
Fort Snelling, MN 55111

U.S. Army Corps of Engineers:

Department of the Army
Corps of Engineers, Kansas City District
601 East 12th Street
Kansas City, MO 64106

National Park Service:

Midwest Regional Office
National Park Service
601 Riverfront Drive
Omaha, NE 68102

U.S. Natural Resources Conservation Service:

State Conservationist
USDA, Natural Resources Conservation Service
Missouri State Office
Parkade Center, Suite 250
601 Business Loop 70 West
Columbia, MO 65203-2546

National Geodetic Survey:

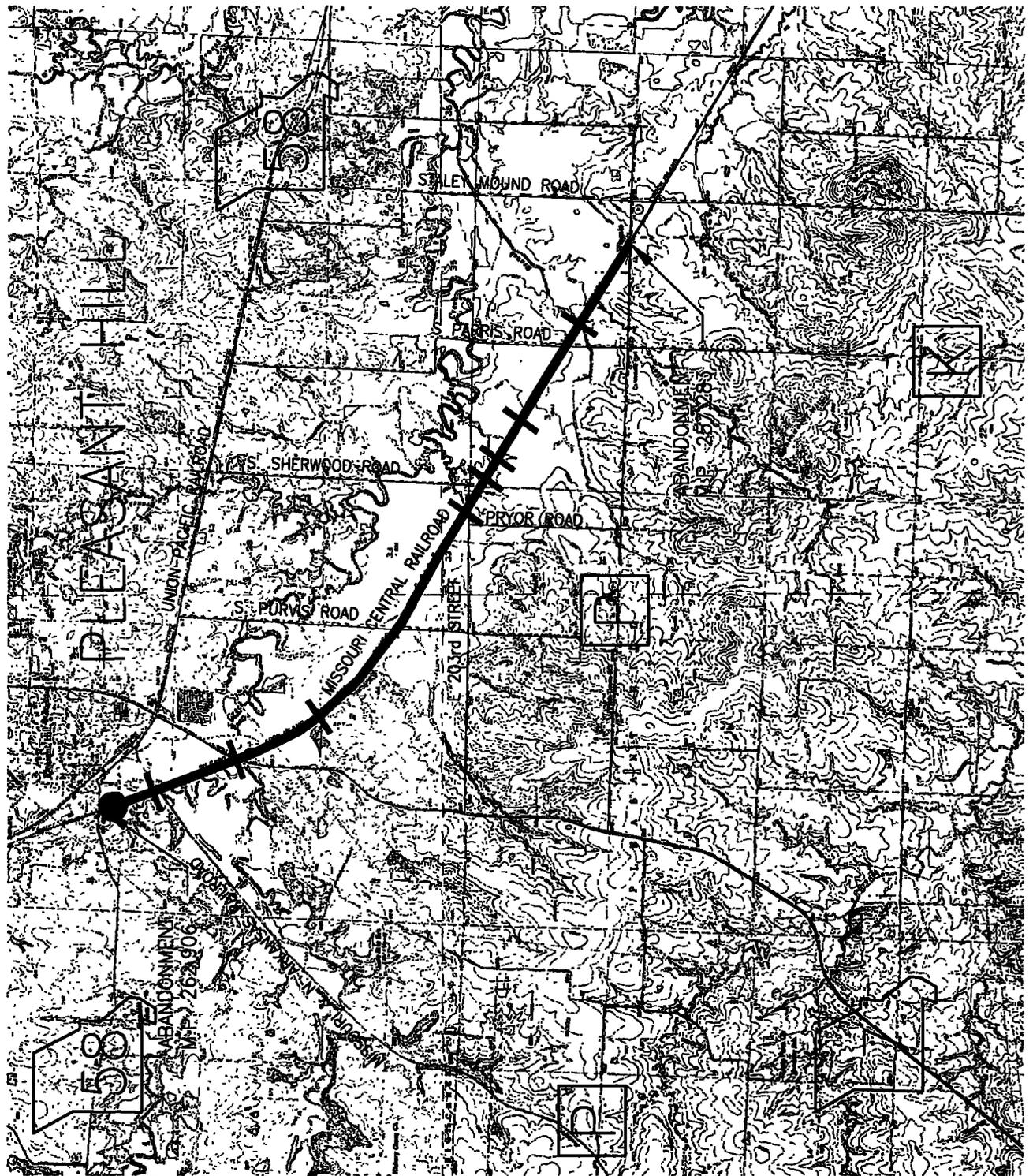
NGS Information Services
NOAA, N/NGS12
National Geodetic Survey
SSMC-3, #9202
1315 East-West Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:

Mr. Mark Miles
Director, State Historic Preservation Office
Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102


Sandra L. Brown

EXHIBIT 1



*MILE POST	STRUCTURE TYPE	SIZE	AGE
262.5	CULVERT	30'Lx15'Wx9'H	50+
261.9	BRIDGE	156' SPAN	50+
261.3	BRIDGE	22' SPAN	50+
259.5	BRIDGE	20' SPAN	50+
259.2	CULVERT	39'Lx4'Wx3'H	50+
259.1	CULVERT	30'Lx3'Wx2.5'H	50+
258.8	CULVERT	27'Lx4'Wx3'H	50+
257.9	BRIDGE	31' SPAN	50+

LEGEND
 — 50+ YEAR OLD STRUCTURES

ENLARGED VICINITY MAP
 SCALE: 1" = 1 MILE

* MILE POST DISTANCES ARE APPROXIMATED TO THE NEAREST 10TH OF A MILE.

REV.	DATE	DESCRIPTION	APPROVED
A	09-24-2010	ISSUED FOR REVIEW	JFM
PROJECT NO.		010119	
SHEET NO.		1	
MISSOURI CENTRAL RAILROAD COMPANY ABANDONMENT AB-1068 (SUB. NO. 1X) CASS COUNTY, MISSOURI			

DRAWN BY
MMV

CHECKED BY
JFM

SCALE
1" = 1 MILE

DATE
09-24-2010



CDG ENGINEERS
 CDG Engineers Architects Planners Inc.
 One Campbell Plaza
 St. Louis, Missouri 63139
 www.cdgengineers.com

T 314.781.7770
 F 314.781.9075



0 1 MILE
 1/2 MILE

EXHIBIT 2

**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

September 3, 2010

State Clearinghouse (or alternate):

Federal Assistance Clearinghouse
Office of Administration
State Capitol Building, Room 125
201 West Capitol Avenue, P.O. Box 809
Jefferson City, MO 65102

State Environmental Protection Agency:

Missouri Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102

**State Coastal Zone Management Agency
(if applicable):**

Not applicable.

Head of County (Planning):

Cass County Commissioners
102 East Wall Street
Harrisonville, MO 64701

**Environmental Protection Agency
(regional office):**

U.S. Environmental Protection Agency
Region 7
901 N. 5th Street
Kansas City, KS 66101

U.S. Fish and Wildlife:

U.S. Fish and Wildlife Service
Region 3
BHW Federal Building
One Federal Drive
Fort Snelling, MN 55111

U.S. Army Corps of Engineers:

Department of the Army
Corps of Engineers, Kansas City District
601 East 12th Street
Kansas City, MO 64106

National Park Service:

Midwest Regional Office
National Park Service
601 Riverfront Drive
Omaha, NE 68102

U.S. Natural Resources Conservation Service:

State Conservationist
USDA, Natural Resources Conservation Service
Missouri State Office
Parkade Center, Suite 250
601 Business Loop 70 West
Columbia, MO 65203-2546

National Geodetic Survey:

NGS Information Services
NOAA, N/NGS12
National Geodetic Survey
SSMC-3, #9202
1315 East-West Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:

Mr. Mark Miles
Director, State Historic Preservation Office
Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102

**Re: Proposed Abandonment and Rail-Banking of 5.6 miles of Missouri
Central Railroad Company track in Cass County, Missouri**

To Whom It May Concern:

The Missouri Central Railroad Company ("MCRR") is planning to file a Notice of Exempt Abandonment with the Surface Transportation Board ("STB") for approval to

**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

abandon an approximately 5.6 mile portion of line of railroad between mileposts 257.283 and 262.906 in Cass County, Missouri. The State of Missouri is interested in establishing a trail on the right-of-way and MCRR is willing to negotiate rail-banking the line pursuant to the National Trails System Act at 16 U.S.C. § 1247(d). This rail line is part of the line frequently described as the Rock Island Corridor. The rail line proposed for abandonment crosses U.S. postal service zip code 64080 in Cass County. A map is attached.

Pursuant to the STB's regulations at 49 CFR §§ 1105.7, 1105.8, and 1152.50, MCRR is requesting that you assist MCRR in identifying any potential effects of the proposed abandonment in the areas described below. MCRR does not anticipate any adverse environmental or historic impacts. However, if you identify any potential adverse environmental or historic impacts of the proposed action, please also describe any actions that you believe may help mitigate the impacts. If you have any comments to offer, please provide MCRR with a written response that can be included in a Combined Environmental and Historic Report to be filed with the STB and served on appropriate agencies.

MCRR requests identification of any potential adverse effects on:

- federal, state, and local water quality standards
- designated wetlands
- soil and natural resource conservation
- prime agricultural land
- local and/or regional land use plans
- national or state parks or forests
- 100-year flood plains
- endangered or threatened species
- critical habitats
- wildlife sanctuaries or refuges
- land or water uses within a designated coastal zone

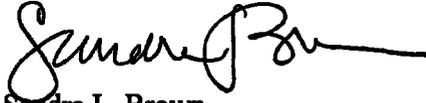
MCRR also requests response if:

- there is a need for permits under Sections 402 or 404 of the Clean Water Act (33 USC §§ 1342 and 1344)
- there are known hazardous waste sites or hazardous material spills on the right-of-way
- the site and structures meet the criteria for listing on the National Register of Historic Places
- there is a likelihood of archaeological resources or any other previously unknown historic properties on the right-of-way
- there are historic or archaeological resources immediately adjacent to the right-of-way

**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

We request that you provide any comment, to be included in the Combined Environmental and Historic Report, to the undersigned on or before September 29, 2010. You may also fax your response to me at 202-331-8330. If you need further information, please contact me at 202-263-4101. Thank you for your assistance.

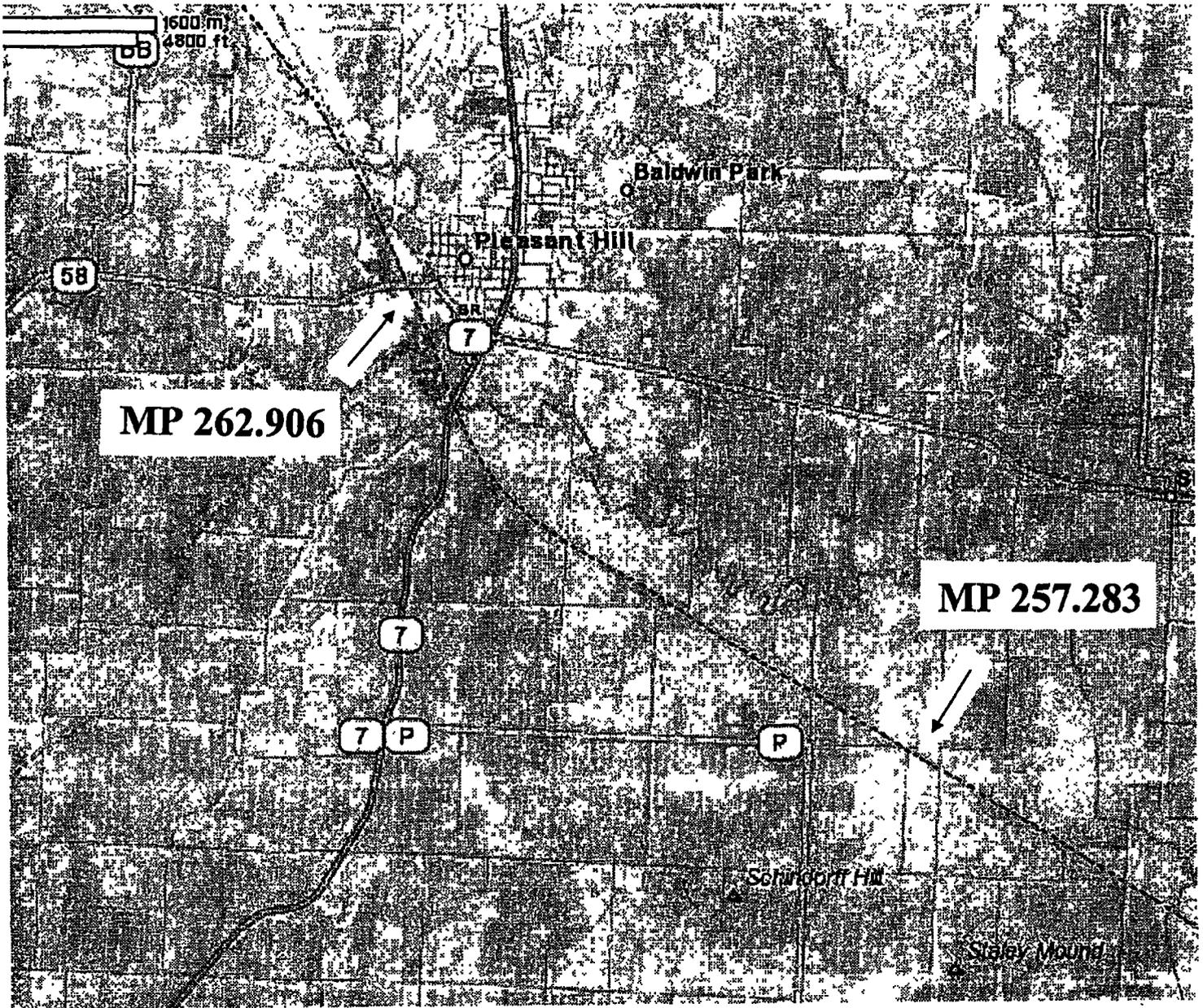
Yours very truly,



Sandra L. Brown
Thompson Hine LLP
1920 N Street, NW, Suite 800
Washington, D.C. 20036
(202) 263-4101 (telephone)
(202) 331-8330 (facsimile)

Attorney for Missouri Central Railroad Company

Enclosure (map)



MP 262.906

MP 257.283

Baldwin Park

Pleasant Hill

Schindorf Hill

Staley Mound

1600 m
4800 ft

58

7

7

7P

P

EXHIBIT 3

Brown, Sandra

From: Lale, Jane [jane.lale@dnr.mo.gov]
Sent: Friday, October 01, 2010 6:01 PM
To: 'Anzalone, Deborah L'; Miles, Mark
Cc: Sobule, Jim A; Brown, Sandra; Neff, Bob K; Bryan, Mary; Bryan, Bill
Subject: RE: MCRR - agency consultation letter
Attachments: ESP Attachments 9-20-10.txt

All- Below are our combined Environmental and Historic Report comments. Please let me know if further information is required.

Jane Lale
 Division of State Parks
 Planning and Development Program
 573/751-5360
jane.lale@dnr.mo.gov

The Missouri Central Railroad Company is planning to file a Notice of Exempt Abandonment with the Surface Transportation Board for approval to abandon an approximately 5.6 mile portion of the line of railroad between Mileposts 257.283 and 262.906 in Cass County, Missouri. The State of Missouri is interested in establishing a trail on the right-of-way and the Missouri Central Railroad Company is willing to negotiate rail-banking the line pursuant to the National Trails System Act at 16 U.S.C. § 1247(d). This rail line is part of the line frequently described as the Rock Island Corridor.

The Missouri Central Railroad Company is requesting the Missouri Department of Natural Resources (Department) to identify any potential adverse environmental impacts of the proposed action and, if an adverse impact is found to exist, to describe any action that may help mitigate the impacts. This memo addresses the topics of state water quality standards, designated wetlands, and Clean Water Act Section Sections 401 Water Quality Certifications and 402 National Pollutant Discharge Elimination System permits.

Water Protection Program Comments

Legal Description: The railroad is located in Sections 33, 32, 30, 29 and 18 in Township 46 North, Range 30 West and in Sections 4, 3 and 2, Township 45 North, Range 30 West in Cass County, Missouri.

Watersheds: The railroad to be abandoned crosses two sub-watersheds, Headwaters Big Creek (HUC 102901080302) and Duncan Branch-Big Creek (HUC 102901080306). Approximately the northern one-sixth of the railroad is contained in the Headwaters Big Creek Sub-watershed with Big Creek flowing approximately 2.5 river miles along the southern edge of the railroad. The railroad crosses Big Creek near the boundary of the two sub-watersheds. The remaining part of the property drains to the east by way of six unnamed tributaries to Big Creek. The railroad runs mostly parallel and on average 0.5 mile south of Big Creek within the Duncan Branch-Big Creek Sub-watershed.

Ecological Drainage Unit: The railroad lies within the Central Plains/Osage/South Grand Ecological Drainage Unit.

Rapid Watershed Assessment: The U.S. Department of Agriculture, Natural Resources Conservation Service, has assessed several watersheds across the country including the South Grand River Sub-basin, which contains both Big Creek and its tributaries. The resulting report and data could provide valuable knowledge of the watershed. Watershed resource information can be found at <http://www.mo.nrcs.usda.gov/technical/RWAs.html> under 'South Grand River Sub-basin, 10290108.'

Classified Streams: Big Creek (Water Body Identification Number 1250) is classified as a permanently flowing stream for a total c

70.5 miles with the designated beneficial uses of livestock and wildlife watering, protection of warm water aquatic life and human health-fish consumption, and whole body contact recreation-Category B. Big Creek's uses shall be protected through its associate numeric water quality criteria at 10 CSR 20-7.031(4) and Table A. The unnamed tributaries to Big Creek are protected through their narrative water quality criteria at 10 CSR 20-7.031(3).

Classified Lakes: Harrisonville City Lake (Water Body Identification Number 7214) is classified as a 419-acre reservoir used primarily for public drinking water supply with the designated beneficial uses of livestock and wildlife watering, aquatic life and human health-fish consumption, drinking water supply, whole body contact recreation-Category B, and secondary contact recreation. Harrisonville City Lake is approximately 2.8 miles to the southwest of the railroad. Loch Leonard (Water Body Identification Number 7210) is classified as a 27-acre reservoir with the designated beneficial uses of livestock and wildlife watering, aquatic life and human health-fish consumption, whole body contact recreation-Category B, and secondary contact recreation. Loch Leonard is approximately 0.5 mile north of the railroad.

Karst Topography: There are no known springs or losing streams in the vicinity of this section of railroad. One cave exists in the Pleasant Hill Quad, but the exact location was not given in the Department's database. Should any springs or losing streams be found in the project area, extra precautions may be necessary to protect these sensitive resources.

Certified Wells: Two wells are within 0.15 mile of the railroad. These wells have an unknown use. Please contact the Public Drinking Water Branch at (573) 751-5331 for additional information should the sponsor find additional wells or determine that the project will impact the two unknown wells.

Impaired Waters: Big Creek (Water Body Identification Number 1250) was listed as impaired in 1998 for sediment due to agricultural nonpoint source pollutants. A Total Maximum Daily Load was approved by U.S. Environmental Protection Agency on October 13, 2006, for total suspended solids to address the issue of excessive sediment. Care should be taken so as to not contribute to the further impairment of Big Creek, especially related to storm water and sediment runoff.

National Wetland Inventory: According to the National Wetland Inventory Data, approximately 54.617 acres of palustrine forested wetlands, 13.48 acres of palustrine emergent wetlands and 1.08 acres of palustrine scrub-shrub wetlands potentially exist near and along Big Creek and its tributaries. The largest concentration of wetlands is located in the northern one-sixth of the property. The scoping request did not state the project scope and area of influence around the railroad, so the information provided here contains wetlands adjacent to or relatively near the railroad. Also within the National Wetland Inventory Data are what appear to be several agricultural ponds, primarily along the southern portion. All these potential sites should be surveyed and delineated, if needed, to determine if wetlands exist. Should wetlands exist, care should be taken to avoid and then minimize any impacts through alternatives analyses before compensatory mitigation is considered.

Permits: Notify the U.S. Army Corps of Engineers and the Department to ensure all regulations are followed regarding potential impacts to water resources such as streams and wetlands. A Clean Water Act Section 404 Department of the Army Permit and the Department's Clean Water Act Section 401 Water Quality Certification may be required. Once the U.S. Army Corps of Engineers is ready to issue the 404 permit, a formal request for a Clean Water Act Section 401 Water Quality Certification by the U.S. Army Corps of Engineers should be made to the Department.

Should construction work disturb an area greater than one acre, a Land Disturbance Permit must be acquired prior to any earth work. Please contact the Department's Kansas City Regional Office at (816) 622-7000 for permit information.

Geospatial Data: Department geospatial data is available upon request, and all published data should be available on the Missouri Spatial Data Information Service website at <http://msdis.missouri.edu/>.

Staff with the Environmental Services Program have reviewed files and made efforts to help identify any potential adverse effects to the proposal made by the Missouri Central Railroad Company to abandon a section of railroad from MP 262.906 to MP 257.283 located near the town of Pleasant Hill in Cass County, MO.

Federal State and local water quality standards: There are no foreseen issues with any existing federal, state, or local water quality standards unless there is existing contamination on the site. If there is existing contamination on the site, compliance with WQ standards will have to be assessed. If the state assumes

responsibility of the site and develops it for a trail, landscaping and land disturbance will be an issue along with stormwater runoff and erosion control.

Wetlands: Wetlands adjoining the site will remain undisturbed unless the state or another party that assumes responsibility of the site decides to redevelop, regrade, or landscape it to become a trail for public use. If the state or another party assumes responsibility of the site and develops it for a trail, landscaping, and land disturbance will be an issue with respect to stormwater runoff and erosion of sediment to adjoining wetlands.

Hazardous Materials Releases: Staff in the Environmental Emergency Response Section reviewed all spill reports from Cass County dating back to the late 1970's through the present. While there were no spill reports found that would indicate a reported release of hazardous materials directly on the railroad right-of-way between MP 262.906 and MP 257.283, there are eight reports of releases in the general vicinity of the railroad that appear to have the potential to have impacted the railroad right-of-way.

To confirm or deny the existence of contamination along the railroad, further investigation will likely be needed. Copies of the eight spill reports referenced above are found attached to this email.

Staff with the State Historic Preservation Office (SHPO) have reviewed preliminary Cultural Resource Survey reports from SCI Engineering, Inc regarding the Rock Island Trail Corridor through Johnson, Cass and Henry County. The section of corridor in Cass County between mileposts 257.283 and 262.906 does have bridges and culverts that are eligible for listing on the National Register of Historic Places. No significant archaeological or historic resources are identified or suspected in this section. The SHPO will continue to consult as plans move forward.

The site and structures

Robert Stout
Senior Policy Coordinator
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City MO 65102
(Office) 573-751-7402
(Cell) 573-619-0262

From: Anzalone, Deborah L [mailto:DAanzalone@ameren.com]
Sent: Friday, September 03, 2010 2:58 PM
To: Lale, Jane; Miles, Mark
Cc: Sobule, Jim A; 'Sandra.Brown@thompsonhine.com'; Neff, Bob K
Subject: MCRR - agency consultation letter

Attached please find the agency consultation letter for the Missouri Central Railroad Company track in Cass County, Missouri.

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employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. Note that any views or opinions presented in this message are solely those of the author and do not necessarily represent those of Ameren. All emails are subject to monitoring and archival. Finally, the recipient should check this message and any attachments for the presence of viruses. Ameren accepts no liability for any damage caused by any virus transmitted by this email. If you have received this in error, please notify the sender immediately by replying to the message and deleting the material from any computer. Ameren Corporation

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 9402021503NRB

INCIDENT REPORT

<http://www.dnr.mo.gov/env/esp/rneerts.htm> Job Code:

Contact EER Called By Reported To Caller By Potential Responsible Party Information

Name Garland Wong None n/a
Organization MO Department of Veneer Corp.
Transportation

Address

Kansas City, MO Pleasant Hill, MO

Phone # (816) 889-3350
Caller Phone # (816) 889-3350
Caller Fax #
Caller Cell #

Discovery Date/Time: 2/2/1994 UTM Northing: 4088020.76639748
UTMZone: 15
Latitude: 36.88936
Incident Date/Time: 21211 994 UTM Easting: 196383.279918715 Longitude: -96.40685
Incident Location: Route 7 and Route 58
Pleasant Hill, MO
Property Use: Manufacturing Facility Report Origin: MO Dept. of Transportation
Collection Station:
Incident Cause: Improper Disposal State On-Scene Coordinator: NON OE-mail

Current Material Information

Material Name Material Code & Category Qualijier Quantiq Date Entered
Unknown 642 -Unknown = Unknown 10/24/2007 15:26

Medium Affected Response Actions Cleanup Conducted By

Groundwater Pending

Soil

Printed Tuesday, September 14, 2010 12:06:42 PM Page 1 of 2 Duty Officer: Norman R. Brown II

MISSOURI DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL EMERGENCY RESPONSE
INCIDENT REPORT
County: Cass
Incident Number: 9402021503
<http://www.dnr.mo.gov/env/esp/meerts.htm> Job Code:
Additional Incident Data (checked if applicable)
I I I I I

ESP Attachments 9-20-10

Fish Kill

Historic Release
Continuous Air Release UHousehold Hazardous Waste

Tank Complaint

Homeland Security Incident m Environmental Complaint
Abandoned Container

UPSTIF Site

Res~ondine Agencies

Notifications

Name Agency

BILL HILLS

DNR -Kansas City Regional qffice

Date

2/2/1994

Time

1510

Phone Number

Referred To

Re~ortDistribution

DNR -Hazardous Waste Program

Additional Information

Spill Summary:

CALLER REPORTS BLACK LEACHATE IS SEEPING FROM A BANK UNDER A ROADWAY BRIDGE.

Response Summary:

EER REFERRED TO KCRO. MATERIAL MAY BE RUNOFF FROM SAW DUST PILE.

Additional Information:

02/02/94, 1503, NRB

UNDER A BRIDGE. PLEASANT HILL VENEER CORPORATION. BLACK MATERIAL LEACHING OUT OF
BANK. BRIDGE L-24 ON

RIGHT WALL. CITIZEN REPORTS THIS AREA IS WHERE THEY USED TO SOAK THEIR LUMBER.
The information in this report is reported to DNR by outside parties. The fact that
a release or spill has been reported does not necessarily mean
that there has been a release or spill, or that a site is contaminated. Information
in this report may be updated from time to time. For a
complete copy of the file, please contact the Custodian of Records for the
Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14, 2010 12:06:43 PM Page 2 of 2 Duty Officer: Norman R.
Brown I1

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MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 9509271222EEG

INCIDENT REPORT

Job Code:

<http://www.dnr.mo.gov/en v/esp/meerts.htm>

Contact
Information

EER Called By Reported To Caller By Potential Responsible Party
Name Dan Hanis Anonymous n/a
Organization U.S. EPA Region VII Anonymous City of Pleasant Hill
Address 901 North Fifth Street Wastewater Treatment Plant

Kansas City, KS 66101-2907

Org. Phone # (913) 281-0991
Caller Phone # (913) 281-0991

Caller Fax #
Caller Cell #

Discovery Date/Time: 9/12/11 9:55 UTM Northing:

Latitude:

UTMZone:

Incident Date/Time: LITM Easting:
Longitude:

Incident Location:
City Street Maintenance BLDG.; ACROSS FROM 126 Paterson
Pleasant Hill, MO

Property Use: Other -Fixed Facility Report Origin: US Environmental Protection
Agency

Collection Station:
Incident Cause: Improper Disposal State On-Scene Coordinator: NON OE-mail

Current Material Information

Material Name	Material Code & Category	Qualifier	Quantity	Date Entered
Diesel Fuel	609 -Diesel Fuel	Unknown		6/16/2004 10:41

Medium Affected
Response Actions Cleanup Conducted By

Air
Not Practical I Not Conducted

Soil

Duty Officer: Eric E. Gramlich

□
MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass
ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 9509271222EEG

INCIDENT REPORT
<http://www.dnr.mo.gov/en v/esp/meefls.htm> Job Code:

Additional Incident Data (checked if applicable)

Fish Kill

Historic Release
Household Hazardous Waste

Continuous Air Release

Tank Complaint

Abandoned Container

Homeland Security Incident and Environmental Complaint

PSTLF Site

Agency Response Action

DNR -Kansas City Regional Office Delayed

Notifications

Report Distribution Referred To

Additional Information

Spill Summary:

CALLER REPORTS THAT THE CITY STREET DEPARTMENT IS LOSING FUEL DURING LOADING AND FUELING.

Response Summary:

EER REFERRED INCIDENT TO KCRO FOR INVESTIGATION.

The information in this report is reported to DNR by outside parties. The fact that a release or spill has been reported does not necessarily mean that there has been a release or spill, or that a site is contaminated. Information in this report may be updated from time to time. For a complete copy of the file, please contact the Custodian of Records for the Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14, 2010 12:11:49 PM Page 2 of 2 Duty Officer: Eric E. Gramlich

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass
ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 9903121250JKB

INCIDENT REPORT
<http://www.dnr.mo.gov/env/esp/meerts.htm> Job Code:

Contact EER Called By Reported To Caller By Potential Responsible Party Information

Name Matthew Lankford None Matthew Lankford
Organization Central Co-op Inc Central Co-op Inc

Address
105 Welsh Street 105 Welsh Street
PO Box 26 PO Box 26
Pleasant Hill, MO 64080 Pleasant Hill, MO 64080

Org. Phone #

Caller Phone #
Caller Fax #
Caller Cell #

Discovery DateITime: 311 211 999 12~50 UTM Northing: 4295759.26495663 UTMZone:
Latitude: 38.80378
Incident DateITime: 311 211 999 1250 UTM Easting: 390362.358142698 Longitude:
-94.26264

Incident Location: 1200 Norfh Highway 7
Pleasant Hill, MO

Property Use: Retail Facility Report Origin: Private -Responsible Party
Collection Station:

Incident Cause: Leaking Tank System State On-Scene Coordinator: NON E-mail
UST

Current Material Information

Material Name Material Code & Category Qualifier Quantiv Date Entered
Diesel Fuel 609 -Diesel Fuel 1 Gallon(s) 3/12/1999 00:00

Medium Affected Response Actions Cleanup Conducted By
Soil RemovedRecovered

Printed Tuesday, September 14, 2010 12:11:12 PM Page 1 of 2
Duty Officer: Joe Boland

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass
ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: gg03121250~~~~

INCIDENT REPORT

Job Code:

[http://www.dnr. mo.gov/en v/esp/meerts. htm](http://www.dnr.mo.gov/en v/esp/meerts.htm)

Additional Incident Data (checked if aedicable)

b I I I I

Fish Kill

Historic Release

Household Hazardous Waste

Continuous Air Release

Tank Complaint

Homeland Security Incident

Abandoned Container

Environmental Complaint

PSTLF Site

Agency Response Action

Private -Responsible Party Contractor Immediate
Notifications

Re~ortDistribution Referred TQ

DNR -HWP -Leaking Underground ST Section

Additional Information

Spill Summary:

CALLER REPORTS DISCOVERING A LEAK IN A DIESEL FUEL DISPENSOR LINE.

Response Summary:

RP REPAIRED THE LINE AND HIRED A CONTRACTOR TO CERTIFY INTEGRITY OF THE LINE.

The information in this report is reported to DNR by outside parties. The fact that a release or spill has been reported does not necessarily mean that there has been a release or spill, or that a site is contaminated. Information in this report may be updated from time to time. For a complete copy of the file, please contact the Custodian of Records for the Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14,2010 12:11:12 PM Page 2 of 2 Duty Officer: Joe Boland

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 9504050918LDA

INCIDENT REPORT

Job Code:

<http://www.dnr.mo.gov/env/esp/meerts.htrn>

Contact

Information

EER Called By Reported To Caller By Potential Responsible Party

Name Dan Hams Alfred Cade Unknown

Organization US Environmental Protection Private Citizen NRC

Agency, Region VII

Address 903 Fairview Circle

Kansas City, KS

Pleasant Hill, MO 64080-

Org. Phone # (9 1 3) 28 1-099 1

(8 16) 540-3897

Caller Phone # (91 3) 236-3778 (8 16) 540-3897

Caller Fax #

Caller Cell #

Discovery DateTime: 41511 995 UTM Northing:

Latitude:

UTMZone:

Incident DateITime:

UTM Easting:

Longitude:

Incident Location:

First HOUSE PAST City LIMITS SIGN South of TOWN on Highway 7

Pleasant Hill, MO

Property Use: Private Residence Report Origin: Private -Citizen

Collection Station:

Incident Cause: Improper Disposal State On-Scene Coordinator: NON OE-mail

Current Material Information

Material Name

Material Code & Category Qualifier Quantig Date Entered

Trash

632 -Other Water Pollutant 0 Unknown 4/5/1995 00:00

Medium Affected

Response Actions Cleanup Conducted By

Soil

Pending

Duty Officer: Larry D. Alderson

MISSOURI DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL EMERGENCY RESPONSE
INCIDENT REPORT

County: Cass

Incident Number: 9504050918LDA

http://www.dnr.mo.gov/env/esp/rneeftrn Job Code:

Additional Incident Data (checked if applicable)

I I I I I

Continuous Air Release Household Hazardous Waste UHistoric Release Fish Kill

Abandoned Container Homeland Security Incident Environmental Complaint

Tank Complaint

PSTIF Site

Agency Response Action

DNR -Kansas City Regional Office Delayed

Notifications

Report Distribution Referred To

DNR -Solid Waste Management Program

Additional Information

Spill Summary:

CALLER REPORTS THAT ADJACENT PROPERTY IS BEING USED COMMERCIALY AS A TRASH DUMP.

Response Summary:

EER REFERRED TO KCRO AS A COMPLAINT INVESTIGATION.

Additional Information:

EPA SPILL #04055-H-0915

The information in this report is reported to DNR by outside parties. The fact that a release or spill has been reported does not necessarily mean that there has been a release or spill, or that a site is contaminated. Information in this report may be updated from time to time. For a complete copy of the file, please contact the Custodian of Records for the Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14, 2010 12:14:15 PM Page 2 of 2 Duty Officer: Larry D. Alderson

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number:

0112260930ADC

INCIDENT REPORT

@ http://www.dnr.mo.gov/env/esp/mee-s.htm Job Code:

ESP Attachments 9-20-10

Contact EER Called By Reported To Caller By Potential Responsible Party .
Information

Name Fax None Unknown
Organization NRC # 91 5973 Radmacher Construction

II

Address 2 100 Second Street
15821 Highway 7

I

Washington, DC 20593-0001
Pleasant Hill, MO

I
I

0%. Phone # (800) 424-8802
Caller Phone #
Caller Fax #
Caller Cell #

Discovery DateITime: 12/24/200 1 8:00 UTM Northing: 4291951.91025738

Latitude: 38.76937

UTMZone: 15

Incident DateITime:
UTM Easting: 389541.438413099

Longitude: -94.271 48
Incident Location: 15821 Highway 7

Pleasant Hill, MO

Property Use: Other -Fixed Facility Report Origin: National Response Center
Collection Station:
E-mail

Incident Cause:
Leaking Tank System State On-Scene Coordinator: RDH
UST

Current Material Information

Material Name
Material Code & Category Qualifir Quantiq Date Entered

6/25/2002 15:24

Gasoline
619 -Gasoline Unknown

Medium Affected
Response Actions Cleanup Conducted By

Soil
Pending

Printed Tuesday, September 14, 2010 12:08:15 PM Page 1 of 2
Duty Officer: Alan Cortvrient

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 0112260930ADC

INCIDENT REPORT
http://www.dnr.mo.gov/env/esp/meerfs.htm Job Code:

Additional Incident Data (checked if applicable)

I I I I I

Fish Kill

Historic Release
 Tank Complaint

Continuous Air Release

Household Hazardous Waste

Abandoned Container

Homeland Security Incident

Environmental Complaint

PSTIF Site
Responsible Agencies

Agency Response Action

DNR -KCRO -EER Delayed

Notifications

Referred To

Report Distribution

DNR -WPP -Water Pollution Branch

DNR -Kansas City Regional Office

Additional Information

Spill Summary:
THE CALLER REPORTS DISCOVERING A LEAKING HOSE CONNECTION TO AN ABOVE GROUND STORAGE TANK.

ESP Attachments 9-20-10

Response Summary:

THE KANSAS CITY REGIONAL OFFICE EER RESPONDED TO INVESTIGATE.

Additional Information:

THE CALLER STATED THE RELEASE HAD BEEN GOING ON FOR SOME TIME. The information in this report is reported to DNR by outside parties. The fact that a release or spill has been reported does not necessarily mean that there has been a release or spill, or that a site is contaminated. Information in this report may be updated from time to time. For a complete copy of the file, please contact the Custodian of Records for the Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14, 2010 12:08:15 PM Page 2 of 2

□
MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass
ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 0303211310BJA

INCIDENT REPORT
<http://www.dnr.mo.gov/env/esp/meeits.htm> Job Code:

Contact EER Called By Reported To Caller By Potential Responsible Party Information

Name Charles Morello None Charles Morello
Organization Southeast Wood Southeast Wood

Address 3077 Carter Hill Road 3077 Carter Hill Road

Montgomery, AL 361 1 1 Montgomery, AL 361 1 1

Org. Phone # (334) 269-9663 (334) 269-9663
Caller Phone # (334) 269-9663 (334) 269-9663

Caller Fax #
Caller Cell #

Discovery Date/Time: 3/21/2003 14:34 UTM Northing: 4292922.8069369
UTMZone: 15
Latitude: 38.77828
Incident Date/Time: UTM Easting: 390795.81 1313381 Longitude: -94.2572
Incident Location: 6 12 WALKER Road
Pleasant Hill, MO
Property Use: Other -Fixed Facility Report Origin: Private -Responsible Party
Collection Station:
Incident Cause: Mech. Malfunction/Failure State On-Scene Coordinator: NON E-mail

Current Material Information

Material Name Material Code & Category Qualifier Quantiv Date Entered

3/21/2003 14:34

ESP Attachments 9-20-10
CHROMATED COPPER ARSENATE 638-RCRA Haz. Waste -1250 Gallon(s)

Medium Affected Response Actions Cleanup Conducted By

Building/Facility Property
Parking Lot
Soil

Printed Tuesday, September 14.20 10 12:07:37 PM Page 1 of 2 Duty Officer: Brian Allen

MISSOURI DEPARTMENT OF NATURAL RESOURCES

County: Cass

ENVIRONMENTAL EMERGENCY RESPONSE

Incident Number: 0303211310BJA

INCIDENT REPORT
<http://www.dnr.mo.gov/en v/esp/meerts.htm> Job Code:

Additional Incident Data (checked if applicable)

I I I I I

Fish Kill

Historic Release

Continuous Air Release

Household Hazardous Waste

Tank Complaint

Homeland Security Incident

Abandoned Container

Environmental Complaint

PSTIF Site

Responding Agencies

Agency Response Action

Private -Responsible Party Immediate

Notifications

Name Agency
KEITH BERTELS-HWP
DNR -Hazardous Waste Program

Date
3/21/2003

Time
13:20

Phone Number
BILL DAVIS-KCRO
DNR -Kansas City Regional office

Referred To

Report Distribution

DNR -Hazardous Waste Program

DNR -Kansas City Regional Office

Additional Information

Spill Summary:

THE CALLER REPORTS A VALVE MALFUNCTIONED ON A TREATMENT VESSEL ALLOWING 1250 GALLONS OF A MIXTURE CONTAINING CHROMATED COPPER ARSENATE (CCA) TO BE RELEASED TO THE GROUND. NO WATERWAYS WERE REPORTED TO BE THREATENED OR IMPACTED.

Response Summary:

THE FACILITY STOPPED THE RELEASE AND HAS BEGUN CLEANUP EFFORTS. IMPACTED SOILS WILL BE REMOVED AND PROPERLY DISPOSED IN ACCORDANCE WITH APPROPRIATE REGULATIONS.

Additional Information:

THE FACILITY REPORTS THE 1250 GALLON MIXTURE CONTAINED 40 GALLONS OF A 60% CCA SOLUTION. THE LIQUID MIGRATED OVER THE FACILITY'S ASPHALT PARKING LOT AND EVENTUALLY SOAKED INTO A GRAVEL AREA NEXT TO THE LOT. NO WATERWAYS ARE THREATENED AND NO MATERIAL LEFT THE PROPERTY.

THE FACILITY HAS SHUT DOWN WOOD TREATING OPERATIONS AND HAS INITIATED REMOVAL OF THE IMPACTED GRAVE SOILS. THE MATERIAL WILL BE TRANSPORTED TO A LANDFILL IN EMELLE. AL FOR STABILIZATION AND DISPOSAL.

THE FACILITY IS SEEKING GUIDANCE FROM HWP ON PROPER CODING FOR THE WASTE (F035, D004, D007). EER CONTACTED

PERSONNEL WITHIN THE HWP FOR GUIDANCE.

The information in this report is reported to DNR by outside parties. The fact that a release or spill has been reported does not necessarily mean that there has been a release or spill, or that a site is contaminated. Information in this report may be updated from time to time. For a complete copy of the file, please contact the Custodian of Records for the Environmental Services Program at (573) 526-3349.

Printed Tuesday, September 14, 2010 12:07:37 PM Page 2 of 2 Duty Officer: Brian Allen

□
MISSOURI DEPARTMENT OF NATURAL RESOURCES

ENVIRONMENTAL EMERGENCY RESPONSE REPORT
Distribution: 1 1027-KT -1 440 County: CASS

ESP Attachments 9-20-10

KCRO Spill Number
11/02/87 KT
11/02/87 Initials
Date Closed

Dist. Date: 11 //b;' / 87

REPORTER CODE: EPA TYPE (X-CODE : Petro[uen] -Other-

NEAN I ZATI ON ADDRESS PHONE
EER Called b A:

ROY CROSSLAN~ EPA REGION VI I
Re orted to A by B:

CHECK THOMPSON
Reported to B by C:

.....
RESPONSIBLE PARTY

COMPANY: CHUCK THOMPSON CONTACT NAME:
STREET: CITY/COUNTY:
STATE : ZIP: TELEPHONE -AREA CODE: 0 7 DIGIT: -

Actual Spill? Y Incident Type: Other Project No:
Incident Date: 11/01/87 Time: : 0 Discovery date: 11/02/87 Time: : 0
Incident Location: HWY. 58 E & WALKER RD.
Incident City: PLEASANT HILL Incident County: CASS State: MO
Primary ht. Involved: Asphalt or Other res Amt. Spilled: " 6200 gallons
Exact Name or Other Materials Involved: CUTBACK ASPHALT OIL

SUMMARY INFORMATION
INCIDENT DESCRIPTION I NCI DENT RESPONSE

.....
I I
: ASPHALT COMPONENT WAS I RP CLEANING UP.
I WASHED FROM SURFACE TO A :I I EPA-TAT MONITORING. :I
: DITCH BY HEAVY RAINS.

1

1

I I
.....

Notifications:

ESP Attachments 9-20-10

RESPONDING AGENCY: EPA/TAT

ON-SCENE RESPONSE?: (Y/N) : Y
BY: EPA-TAT DUTY OFFICER: KENNETH R. TEETER ,

□
MISSOURI DEPARTMENT OF NATURAL RESOURCES

ENVIRONMENTAL EMERGENCY RESPONSE REPORT

Distribution: 12180-RS3-1051 County: CASS

KCRO Spill Number

LUST FILE 12/18/90 RS3

12/18/90 Initials

Date Closed
Dist. Date: / /9/7/

REPORTER CODE: Spiller TYPE (X-CODE): Petroleum -Fixed fac.

NAME PHONE

EER Called b A:

BRUCE ZUCCAR~ UNION PACIFICRAILROAD
Reported to A by B:

-
-0
Reported to B by C:

-
-0
.....

RESPONSIBLE PART(

UN~N FICRAILROAD --

CO-WANY: PEI CONTACT NAME: JIM GARLOG

ESP Attachments 9-20-10

STREET: 1416 WESTREET CITY/COUNTY: OPLAHA
STATE: NE ZIP: 68179 TELEPHONE -AREA CODE: 501 7DIGIT: 373-2287

.....
Actual Spill? Y Incident Type: Ug Tank Project No:

Incident Date: 10/11/90 Time: : 0 Discovery date: 12/18/90 Time: : 0
Incident Location: HWY 58, .2MILES E. OF CITY LIMITS
Incident City: PLEASANT HILL Incident County: CASS State: MO
Prirrrary Mat. Involved: Diesel Oil Amt. Spilled: 0 unknown qty
Exact Name or Other Materials Involved: DIESEL
.....

SUMMARY INFOKMATIION

INCIDENT DESCRIPTION INCIDENT RESPONSE

.....

I
I LEAK DISCOVERED DURING I I RP WILL CLEAN UP.
I UNDERGROUND TANK I I
II
I
I EXCAVATION. I
I
I I
II

I
I I I I

Notifications:

RESPONDING AGENCY: MDNR

ON-SCENE RESPONSE?: (Y/N) :

BY: DUTPI'OFFICER: RON SHEELEY'

signature u

□
Incident Description and Response:

Additional Information:

ESP Attachments 9-20-10
110-GALLON STEEL TANK. TPH 61-9200 PPM.

□

EXHIBIT 4

Brown, Sandra

From: Tucker.Amber@epamail.epa.gov
Sent: Thursday, October 07, 2010 3:13 PM
To: Brown, Sandra
Subject: EPA Review Comments: MCRR Rail Abandonment, Cass County, MO
Attachments: MCRR RR Abandonment.pdf; MCCRAbandRailLineRCRA.xlsx

Dear Ms. Brown:

RE: *Proposed Abandonment and Rail-Banking of 5.6 miles of Missouri Central Railroad Company track in Cass County, Missouri*

This correspondence responds to your inquiry of September 3, 2010, requesting the Environmental Protection Agency's (EPA) interest in this proposed abandonment. In evaluating this action, I referred to EPA Region 7's NEPAassist GIS program for spatial relationships of environmentally regulated facilities and remediation sites.

A number of EPA-regulated facilities are present in close proximity to the project area, but should not have an impact on the proposed abandonment. Please see attached pages for listings of these specific facilities. In this evaluation, no regulatory or remedial activity was found to be within the rail line's alignment that should influence the abandonment proposal (please see attached map). EPA does caution, however, that environmental legacies of railway operations can include (but may not be limited to) product spills, maintenance activities--where waste fuels and lubricants may have been discarded, wood preservative applications to ties and trestles, and rights-of-way maintenance with herbicides.

As is the case for all federal actions being reviewed through the National Environmental Policy Act (NEPA) process, it is the obligation of the lead federal agency to determine the environmental consequences of the action. Please note that while we believe that this letter expresses our views on the impacts of the project based on the limited available information, it is up to the MCRR to determine what, if any, further consultation with EPA would be necessary to begin operations. A more detailed reporting of removal &/or cleanup plans and procedures may be warranted.

For future abandonment proposals, if EPA can be of assistance within its jurisdiction or technical capabilities, please contact me at (913)-551-7565 or tucker.amber@epa.gov or you may also contact Mr. Joseph Cothorn, NEPA Team Leader at (913) 551-7148, or cothorn.joe@epa.gov.

Sincerely,

Amber Tucker
US EPA R7
ENSV-NEPA Team
901 N 5th St
Kansas City, KS 66101
913-551-7565

"Unless someone like you cares a whole awful lot, nothing is going to get better, it's not." -Dr. Seuss, from The Lorax

10/8/2010



NEPAssist

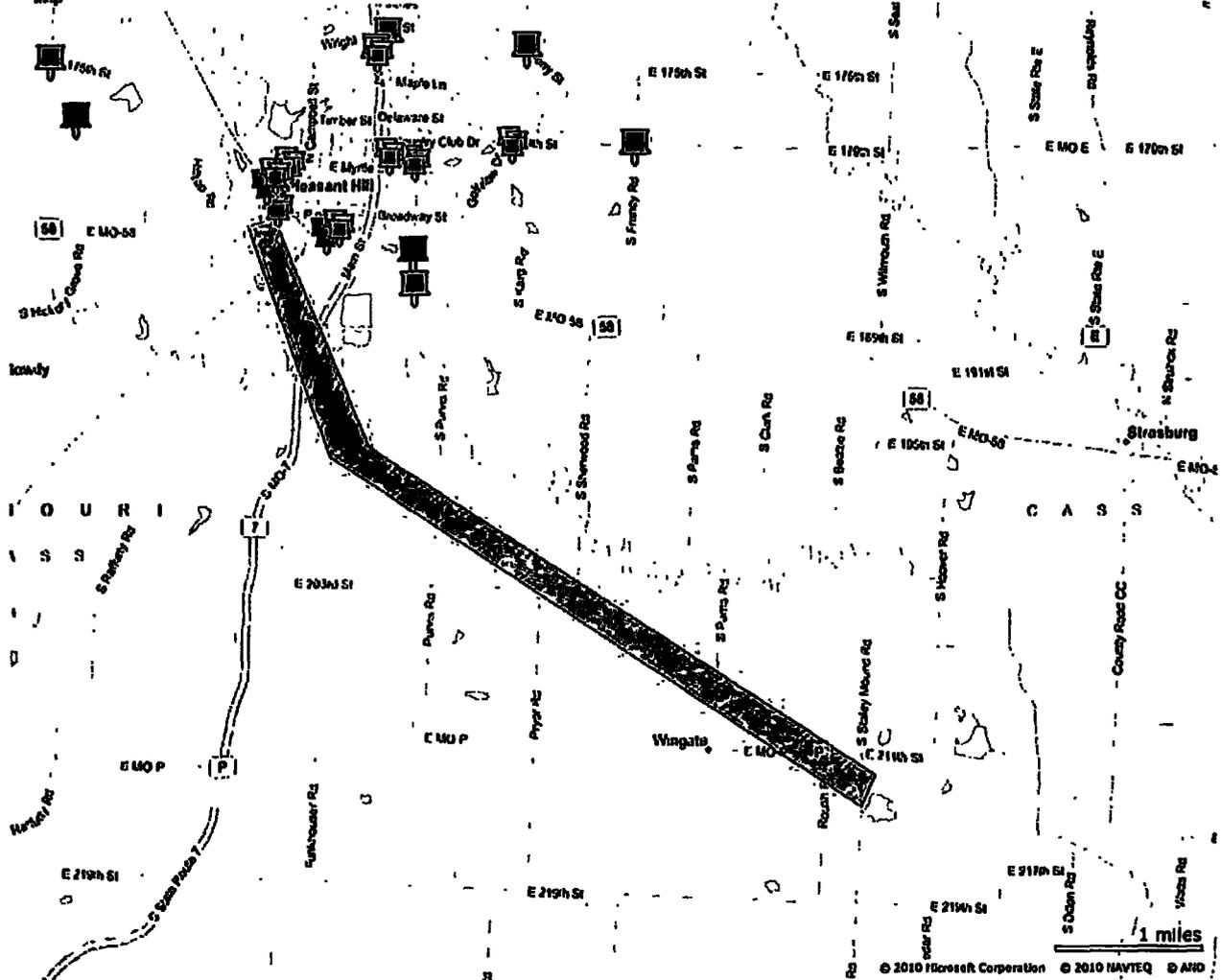
You are here: [EPA Home](#) [NEPAssist Home](#)

<http://r7arcims.r7comp.epa.gov/NEPAVE/analysis.aspx>
Last updated on Wednesday, September 22, 2010

PCS

TR
AFS

RCRA
c



Area of digitized polygon	1.30 sq mi
default	
<u>Within 1000 meters of an impaired stream?</u>	00
R7 Layers	
<u>Within 1000 meters of an airport?</u>	00
<u>Within an E.I COOCURRENCE (Minority/Poverty/Both) blockarou?</u>	00
<u>Within 500 meters of a National Historic Place?</u>	00
<u>Within 500 meters of a National Heritage T/E Hozagon?</u>	00
<u>Within 500 meters of an AIRS/AFS site?</u>	Y08
<u>Within 500 meters of a CERCLIS site?</u>	00
<u>Within 500 meters of a RCRA facility?</u>	Y08
<u>Within 500 meters of a LOG RCRA facility?</u>	00
<u>Within 500 meters of a PCS (NPDES) Major facility?</u>	00
<u>Within 500 meters of a PCS facility?</u>	Y08
<u>Within 500 meters of a SWDIS facility?</u>	00

NatureServe data
 Within an area with known rare, endangered, or at-risk species? [click here](#)

[Download XML](#) | [Environmental Justice Analysis](#)

Facilities Listing

Report question: *Within 500 meters of a RCRA facility?*

Modify question by entering a new buffer distance and unit for the selected study area:

500	meters	Submit
-----	--------	--------

Features within Study Area

Features found: 3

Name	Distance	Units
PLEASANT HILL TIMES	211.41	meters
UTILCORP UNITED INCORPORATED RALPH GREEN PLANT	427.31	meters
UTILCORP UNITED INCORPORATED RALPH GREEN PLANT	427.31	meters

Report question: *Within 500 meters of an AIRS/AFS site?*

Modify question by entering a new buffer distance and unit for the selected study area:

500	meters	Submit
-----	--------	--------

Features within Study Area

Features found: 3

Name	Distance	Units
R B INDUSTRIES INC	158.03	meters
CENTRAL COOPERATIVES	376.89	meters
UTILCORP UNITED INCORPORATED RALPH GREEN PLANT	427.31	meters

Report question: *Within 500 meters of a PCS facility?*

Modify question by entering a new buffer distance and unit for the selected study area:

500	meters	Submit
-----	--------	--------

Features within Study Area

Features found: 3

Name	Distance	Units
TONY SHORE	108.57	meters
MFA OIL COMPANY	268.59	meters
PLEASANT HILL, CITY OF	319.82	meters

REGISTRY_I	PRIMARY_NA	LOCATION_A	CITY_NAME	COUNTY_NAM	FIPS_CODE	STATE_CODE	STATE_NAME	COUNTRY_NA	POSTAL_COD	GEOCODE_LA	GEOCODE_LO
110006065373	CASEYS GENERAL STORE #1785	310 N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78372500	-94.26274800
110015878665	CENTRAL COOP INC	1203 N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.80008200	-94.26195700
110032988854	DOGWOOD ENERGY LLC	25111 E 175TH ST	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	640806565	38.79919800	-94.30357000
110006064329	H S C INDUSTRIAL COATINGS	1711 N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.81191400	-94.26359200
110006065140	HORIZON PRINTING	1208A N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.80046200	-94.26148800
110006066292	HORIZON PRINTING CO	1204C N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.80011900	-94.26191400
110022830187	J B DECORATING	303 N LAKE ST COUNTRY CLUB	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78894400	-94.27312800
110015875962	JERRYS CAR WASH	DR	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.79113300	-94.26197600
110014353751	MICHAELS BASEMENT CO INC	1101 N HWY 7	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.79852400	-94.26175600
110015852754	PLEASANT HILL MIDDLE SCHOOL	1301 MYRTLE	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78854200	-94.25877600
110015922304	PLEASANT HILL TIMES PLEASANT HILL VENEER	126 1ST ST 617 SOUTH MAIN	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78517400	-94.27473300
110001455158	CORPORATION	STREET	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.77967100	-94.26294700
110000442904	SOUTHEAST WOOD	612 WALKER RD.	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.77700900	-94.25719700
110003938865	UTILCORP UNITED INCORPORATED RALPH GREEN PLANT	101 FRONT STREET	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78702900	-94.27670300
110003938865	UTILCORP UNITED INCORPORATED RALPH GREEN PLANT	101 FRONT STREET	PLEASANT HILL	CASS	29037	MO	MISSOURI	USA	64080	38.78702900	-94.27670300

EXHIBIT 5

NO. 932 P. 252
**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

September 3, 2010

State Clearinghouse (or alternate):

Federal Assistance Clearinghouse
Office of Administration
State Capitol Building, Room 125
201 West Capitol Avenue, P.O. Box 809
Jefferson City, MO 65102

State Environmental Protection Agency:

Missouri Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102

**State Coastal Zone Management Agency
(if applicable):**

Not applicable.

Head of County (Planning):

Cass County Commissioners
102 East Wall Street
Harrisonville, MO 64701

**Environmental Protection Agency
(regional office):**

U.S. Environmental Protection Agency
Region 7
901 N. 5th Street
Kansas City, KS 66101

U.S. Fish and Wildlife:

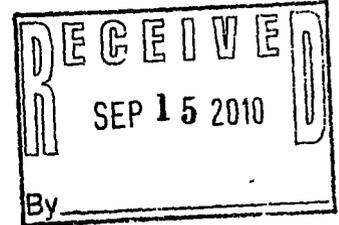
U.S. Fish and Wildlife Service
Region 3
BHW Federal Building
One Federal Drive
Fort Snelling, MN 55111

U.S. Army Corps of Engineers:

Department of the Army
Corps of Engineers, Kansas City District
601 East 12th Street
Kansas City, MO 64106

National Park Service:

Midwest Regional Office
National Park Service
601 Riverfront Drive
Omaha, NE 68102



U.S. Natural Resources Conservation Service:

State Conservationist
USDA, Natural Resources Conservation Service
Missouri State Office
Parkade Center, Suite 250
601 Business Loop 70 West
Columbia, MO 65203-2546

National Geodetic Survey:

NGS Information Services
NOAA, N/NGS12
National Geodetic Survey
SSMC-3, #9202
1315 East-West Highway
Silver Spring, MD 20910-3282

State Historic Preservation Office:

Mr. Mark Miles
Director, State Historic Preservation Office
Department of Natural Resources
P. O. Box 176
Jefferson City, MO 65102

**Re: Proposed Abandonment and Rail-Banking of 5.6 miles of Missouri
Central Railroad Company track in Cass County, Missouri**

To Whom It May Concern:

The Missouri Central Railroad Company ("MCRR") is planning to file a Notice of Exempt Abandonment with the Surface Transportation Board ("STB") for approval to

see last page



**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

abandon an approximately 5.6 mile portion of line of railroad between mileposts 257.283 and 262.906 in Cass County, Missouri. The State of Missouri is interested in establishing a trail on the right-of-way and MCRR is willing to negotiate rail-banking the line pursuant to the National Trails System Act at 16 U.S.C. § 1247(d). This rail line is part of the line frequently described as the Rock Island Corridor. The rail line proposed for abandonment crosses U.S. postal service zip code 64080 in Cass County. A map is attached.

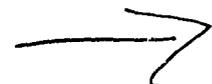
Pursuant to the STB's regulations at 49 CFR §§ 1105.7, 1105.8, and 1152.50, MCRR is requesting that you assist MCRR in identifying any potential effects of the proposed abandonment in the areas described below. MCRR does not anticipate any adverse environmental or historic impacts. However, if you identify any potential adverse environmental or historic impacts of the proposed action, please also describe any actions that you believe may help mitigate the impacts. If you have any comments to offer, please provide MCRR with a written response that can be included in a Combined Environmental and Historic Report to be filed with the STB and served on appropriate agencies.

MCRR requests identification of any potential adverse effects on:

- federal, state, and local water quality standards
- designated wetlands
- soil and natural resource conservation
- prime agricultural land
- local and/or regional land use plans
- national or state parks or forests
- 100-year flood plains
- endangered or threatened species
- critical habitats
- wildlife sanctuaries or refuges
- land or water uses within a designated coastal zone

MCRR also requests response if:

- there is a need for permits under Sections 402 or 404 of the Clean Water Act (33 USC §§ 1342 and 1344)
- there are known hazardous waste sites or hazardous material spills on the right-of-way
- the site and structures meet the criteria for listing on the National Register of Historic Places
- there is a likelihood of archaeological resources or any other previously unknown historic properties on the right-of-way
- there are historic or archaeological resources immediately adjacent to the right-of-way



**Priority Response Requested
Environmental and Historic Review
Proposed 5.6 Mile Rail Abandonment**

We request that you provide any comment, to be included in the Combined Environmental and Historic Report, to the undersigned on or before September 29, 2010. You may also fax your response to me at 202-331-8330. If you need further information, please contact me at 202-263-4101. Thank you for your assistance.

Yours very truly,

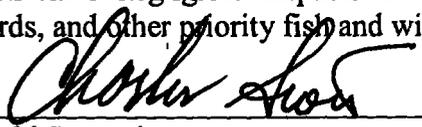


Sandra L. Brown
Thompson Hine LLP
1920 N Street, NW, Suite 800
Washington, D.C. 20036
(202) 263-4101 (telephone)
(202) 331-8330 (facsimile)

Attorney for Missouri Central Railroad Company

Enclosure (map)

"The U.S. Fish and Wildlife Service (Service) has reviewed the proposed action and determined that no federally listed species, candidate species, or designated critical habitat occurs within the project area. Furthermore, the Service has determined that this action will have negligible impacts on wetlands, migratory birds, and other priority fish and wildlife resources."


Field Supervisor

9/15/10
Date

EXHIBIT 6

VIA OVERNIGHT MAIL

September 28, 2010

Mr. Mark Miles, Director
State Historic Preservation Office
Department of Natural Resources
1101 Riverside Drive
Jefferson City, MO 65101

**Re: Proposed Abandonment and Rail-Banking of 5.6 miles of Missouri
Central Railroad Company track in Cass County, Missouri, STB Docket No.
AB-1068 (Sub-No. 1X)**

Dear Mr. Miles:

As I stated in our agency consultation letter dated September 3, 2010, the Missouri Central Railroad Company ("MCRR") plans to file a Notice of Exempt Abandonment with the Surface Transportation Board ("STB") for approval to abandon an approximately 5.6 mile portion of line of railroad between mileposts 257.283 and 262.906 in Cass County, Missouri. The State of Missouri is interested in establishing a trail on the right-of-way and MCRR is willing to negotiate rail-banking the line pursuant to the National Trails System Act at 16 U.S.C. § 1247(d).

Enclosed for your review are sixteen photographs, two each of the eight rail structures located on the 5.6 mile MCRR owned right-of-way which are over 50 years old, along with a map of the proposed abandonment showing the location of these structures. The structures are described as follows:

Milepost ¹	Description	Size/Length	Year Constructed ²
262.5	Concrete arch structure culvert	30'Lx15'Wx9'H	1905
261.9	Three span steel girder bridge	156' span	1905

¹ Milepost distances are approximated to the nearest 10th of a mile.

² Approximate date of construction.

Mr. Mark Miles, Director
State Historic Preservation Office
Page 2 of 2

261.3	One span steel beam bridge between cast-in-place concrete abutments	22' span	1905
259.5	One span long steel beam bridge between cast-in-place concrete abutments	20' span	1905
259.2	Concrete arch structure culvert	39'Lx4'Wx3'H	1905
259.1	Concrete arch structure culvert	30'Lx3'Wx2.5'H	1905
258.8	Concrete arch structure culvert	27'Lx4'Wx3'H	1905
257.9	One span bridge	31' span	1905

Please advise if you believe there is historical significance to any of these structures. You may send your response to the address below and/or fax your response to me at 202-331-8330. Your prompt response would be appreciated. If you need further information, please contact me at 202-263-4101. Thank you for your assistance.

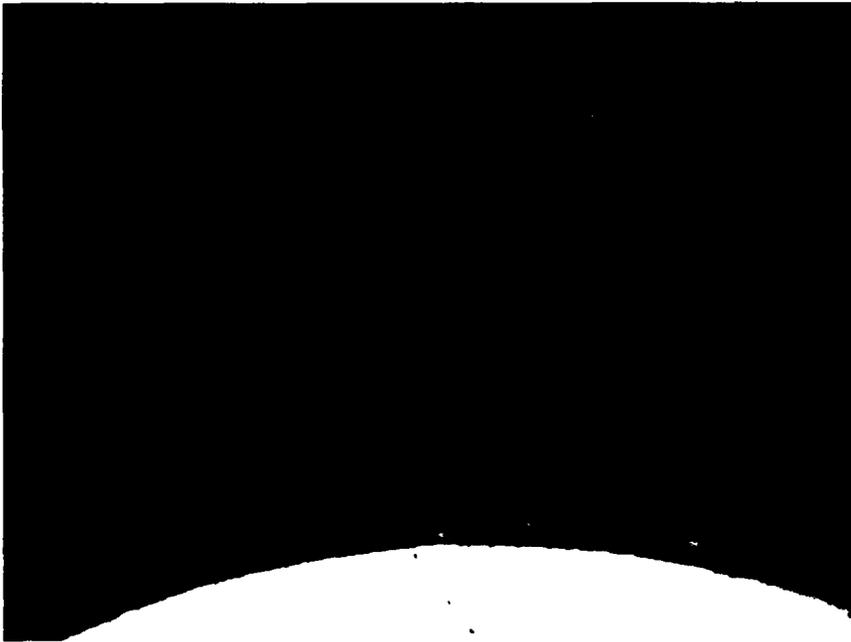
Yours very truly,



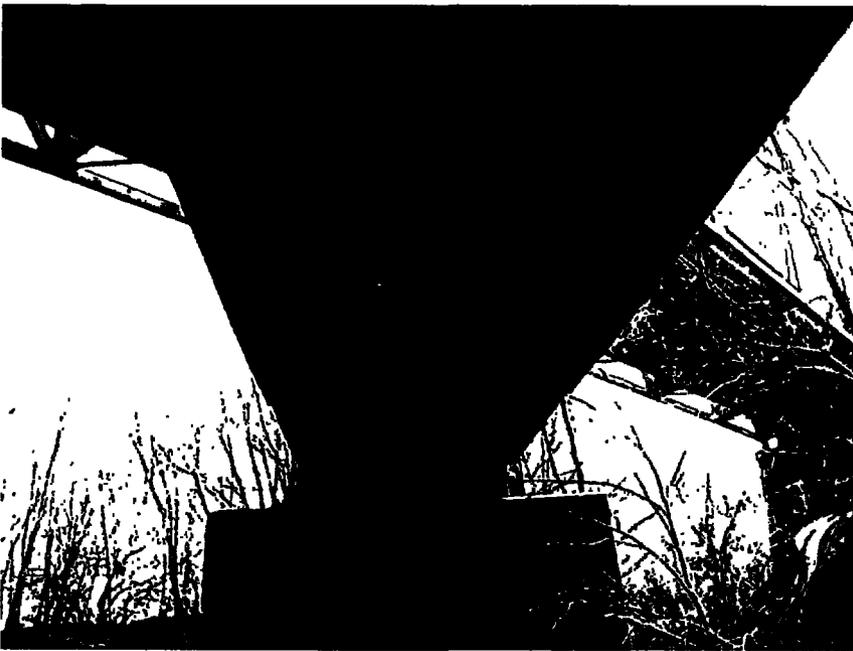
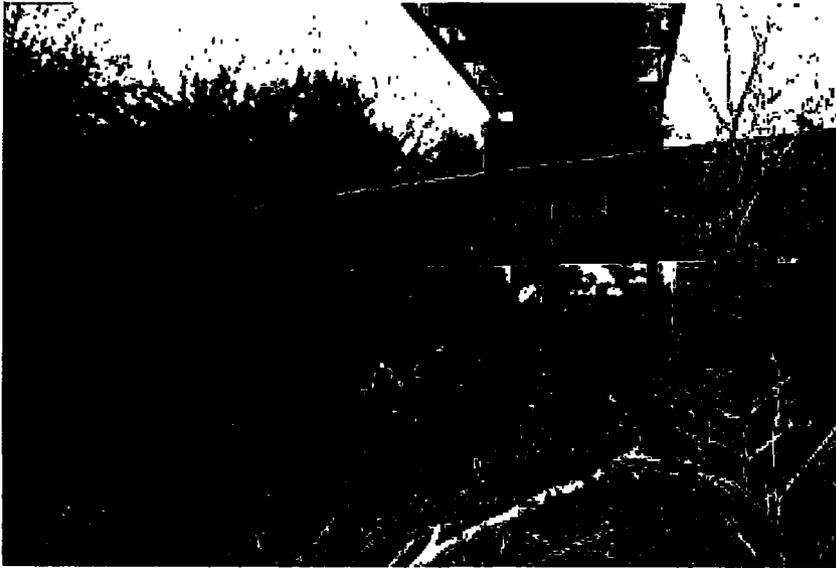
Sandra L. Brown
Thompson Hine LLP
1920 N Street, NW, Suite 800
Washington, D.C. 20036
(202) 263-4101 (telephone)
(202) 331-8330 (facsimile)

Attorney for Missouri Central Railroad Company

Attachments



Culvert @ Milepost 262.5



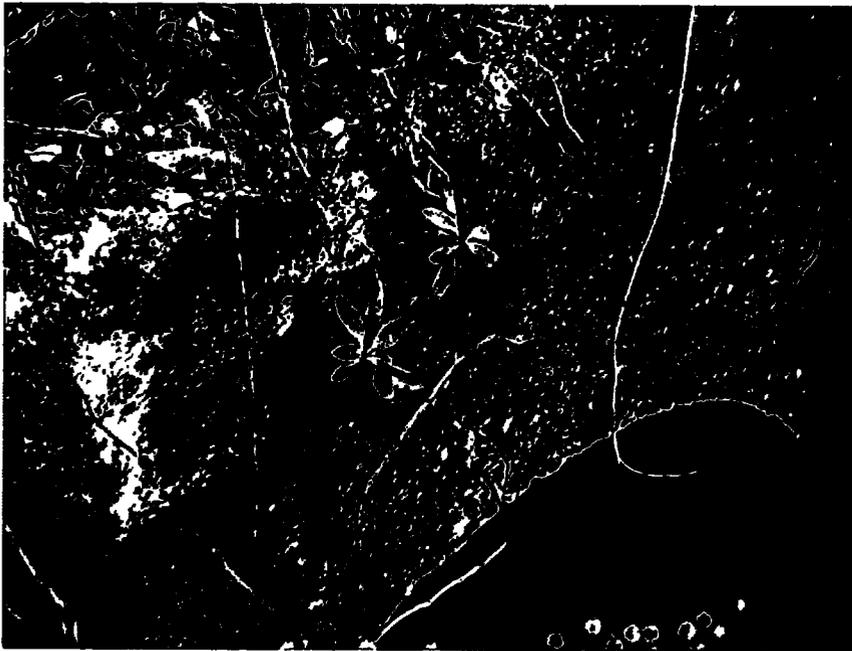
Bridge @ Milepost 261.9



Bridge @ Milepost 261.3



Bridge @ Milepost 259.5



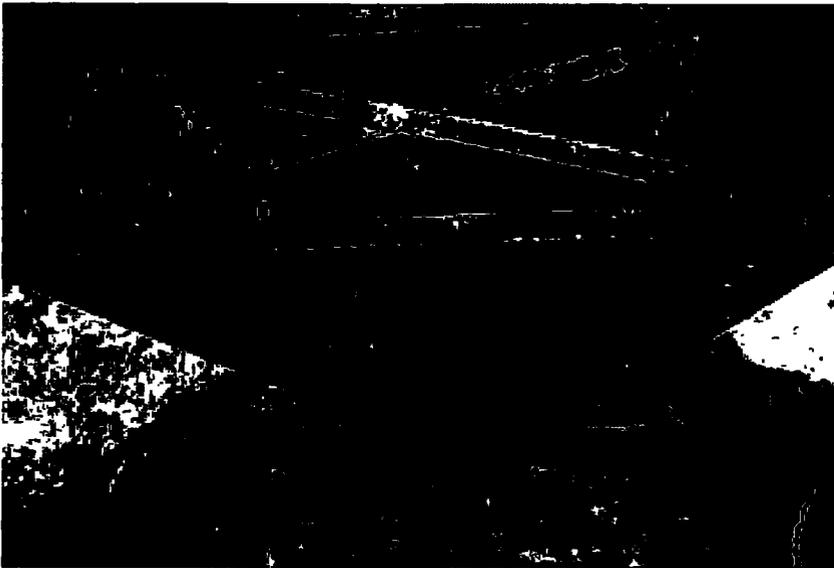
Culvert @ Milepost 259.2



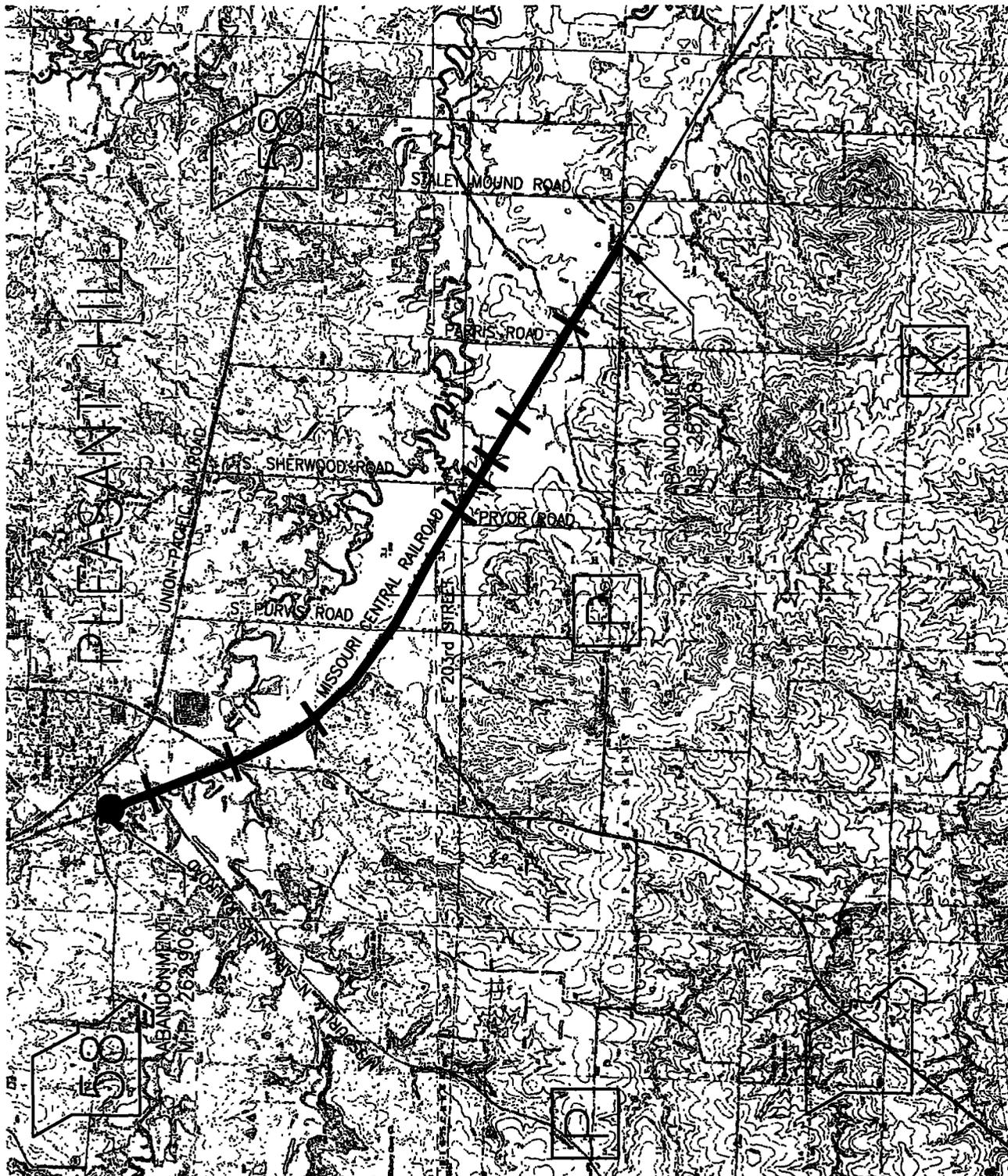
Culvert @ Milepost 259.1



Culvert @ Milepost 258.8



Bridge @ Milepost 257.9



*MILE POST	STRUCTURE TYPE	SIZE	AGE
262.5	CULVERT	30'Lx15'Wx9'H	50+
261.9	BRIDGE	156' SPAN	50+
261.3	BRIDGE	22' SPAN	50+
259.5	BRIDGE	20' SPAN	50+
259.2	CULVERT	39'Lx4'Wx3'H	50+
259.1	CULVERT	30'Lx3'Wx2.5'H	50+
258.8	CULVERT	27'Lx4'Wx3'H	50+
257.9	BRIDGE	31' SPAN	50+

LEGEND
 — 50+ YEAR OLD STRUCTURES

ENLARGED VICINITY MAP
 SCALE: 1" = 1 MILE

* MILE POST DISTANCES ARE APPROXIMATED TO THE NEAREST 10TH OF A MILE.

REV.	DATE	DESCRIPTION	APPROVED
A	09-24-2010	ISSUED FOR REVIEW	JFM
MISSOURI CENTRAL RAILROAD COMPANY ABANDONMENT AB-1068 (SUB. NO. 1X) CASS COUNTY, MISSOURI		PROJECT NO. 010119	DRAWN BY MMV CHECKED BY JFM SCALE 1" = 1 MILE DATE 09-24-2010

DRAWN BY
 MMV
 CHECKED BY
 JFM
 SCALE
 1" = 1 MILE
 DATE
 09-24-2010

CDG ENGINEERS
 CDG Engineers Architects Planners Inc.
 One Campbell Plaza
 St. Louis, Missouri 63138
 www.cdgengineers.com
 T 314 781 7770
 F 314 781 9075

