

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW
29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY E. LANE
(312) 252-1518
Alane@fletcher-sippel.com

May 9, 2022

304518

ENTERED
Office of Proceedings
May 9, 2022
Part of
Public Record

VIA ELECTRONIC FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
Washington, DC 20423-0001

Re: **AB 314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption –
In Black Hawk County, Iowa

Dear Ms. Brown:

Enclosed for filing in the above-captioned proceeding is a **Verified Notice of Exemption of Chicago Central & Pacific Railroad Company**, filed pursuant to 49 C.F.R. § 1152.50. The filing fee of \$4,400 has been tendered via Pay.gov.

If you have any questions regarding this filing, please feel free to contact me at either alane@fletcher-sippel.com or (312) 252-1518. Thank you for your assistance on this matter.
Kind regards.

Respectfully submitted,



Audrey E. Lane

**ATTORNEY FOR CHICAGO
CENTRAL & PACIFIC RAILROAD
COMPANY**

AEL/eg
Enclosures

FILED
May 9, 2022
SURFACE

TRANSPORTATION BOARD

FEE RECEIVED
May 9, 2022
SURFACE

TRANSPORTATION BOARD

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

**VERIFIED NOTICE OF EXEMPTION OF
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
PURSUANT TO 49 C.F.R. § 1152.50**

Audrey E. Lane
Michael Barron
Fletcher & Sippel LLC
29 North Wacker Drive
Suite 800
Chicago, Illinois 60606
(312) 252-1500

**ATTORNEYS FOR CHICAGO CENTRAL &
PACIFIC RAILROAD COMPANY**

Dated: May 9, 2022

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

**VERIFIED NOTICE OF EXEMPTION OF
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
PURSUANT TO 49 C.F.R. § 1152.50**

Chicago Central & Pacific Railroad Company (“CCP”) hereby submits this notice of exemption pursuant to 49 C.F.R. § 1152.50 to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, situated from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”).

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

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

CCP qualifies to invoke the Surface Transportation Board’s (the “Board”) abandonment class exemption at 49 C.F.R. § 1152.50(b). See Verification and Certification of Nicholas Burwell, Manager of Public Works of CCP (Exhibit A).

Additional Information Required: (49 C.F.R. §§ 1152.22(a)(1)-(2), (7)-(8), and (e)(4)):

Exact name of applicant (49 C.F.R. § 1152.22(a)(1)):

Chicago Central & Pacific Railroad Company

Whether applicant is a common carrier by railroad (49 C.F.R. § 1152.22(a)(2)):

CCP is a common carrier by railroad subject to the Board's jurisdiction under 49 U.S.C. Subtitle IV which owns and operates approximately 700 miles of rail line between Chicago, Illinois and Sioux City/Council Bluffs, Iowa, and commenced operations in 1985. Chicago, Central & Pacific Railroad Company Purchase (Portion), Trackage rights, and Securities Exemption, Finance Docket No. 30663 (ICC served December 24, 1985). CCP is today an indirect subsidiary of Canadian National Railway Company ("CNR"), and is part of a Class I system of railroads in the United States controlled by Grand Trunk Corporation, a wholly-owned CNR subsidiary.

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

Pursuant to the Board's class exemption for out-of-service rail lines, codified at 49 C.F.R. § 1152.50, CCP seeks to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, situated from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Iowa. CCP anticipates that abandonment authorization will assist the City of Waterloo with its bridge improvement project.

Map (49 C.F.R. § 1152.22(a)(4)):

A map of the Line is attached as Exhibit B.

CCP Representative (49 C.F.R. § 1152.22(a)(7)):

The CCP representative to whom correspondence regarding this abandonment should be sent to is:

Audrey E. Lane
Fletcher & Sippel LLC
29 N. Wacker Drive
Suite 800
Chicago, IL 60606-2832
312-252-1500

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

The Line traverses United States Postal Service ZIP Code 50703.

Suitability for other public purposes (49 C.F.R. § 1152.22(e)(4)):

CCP is seeking abandonment authorization in an effort to assist the City of Waterloo with its bridge improvement project. CCP does not believe there is an alternative public purpose for the Line other than in its current inactive state.

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

CCP is entitled to consummate abandonment within the sooner of either (1) the 1-year period from the service date of the abandonment notice; or (2) within 60 days of the removal of all regulatory and legal barriers after that 1-year period, consistent with 49 C.F.R. § 1152.29(e)(2). Notwithstanding the foregoing, CCP intends to consummate abandonment of the Line on or shortly after June 28, 2022.

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

The interests of affected railroad employees, if any, will be protected by the conditions discussed in *Oregon Short Line Co — Abandonment Portion Goshen Branch between Firth & Ammon, in Bingham & Bonneville Counties, Idaho* 360 I.C.C. 91 (1979).

Certifications (49 C.F.R. § 1152.50(d)(1) and 49 C.F.R. § 1105.11):

A certificate that the notice and publication requirements of 49 C.F.R. §§ 1152.50 (d)(1); 1105.11; and 1105.12 have been satisfied is attached hereto as Exhibit C.

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

A combined Environmental and Historic Report (the “Report”) prepared in compliance with the requirements of 49 C.F.R. §§ 1105.7 and 1105.8 is attached hereto as Exhibit D. That Report concludes that the proposed abandonment, if implemented, will not significantly affect either the quality of the human environment, the conservation of energy resources, or historic resources.

Respectfully submitted,



Audrey E. Lane

Michael Barron

Fletcher & Sippel LLC
29 North Wacker Drive
Suite 800
Chicago, Illinois 60606
(312) 252-1500

**ATTORNEYS FOR CHICAGO CENTRAL &
PACIFIC RAILROAD COMPANY**

Dated: May 9, 2022

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

EXHIBIT A

**VERIFICATION AND CERTIFICATION
OF
NICHOLAS BURWELL**

BEFORE THE
SURFACE TRANSPORTATION BOARD

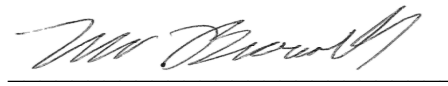
AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

VERIFICATION OF NOTICE AND CERTIFICATION OF ELIGIBILITY

I, Nicholas Burwell, the Manager of Public Works of Chicago Central & Pacific Railroad, verify under penalty of perjury that the contents of the foregoing abandonment notice of exemption are true and correct.

Furthermore, I certify that:

1. no local traffic has moved over the line for at least 2 years;
2. there is no overhead traffic that cannot be rerouted over other lines; and
3. no formal complaint has been filed by a user of rail service on the line (or a state or local government entity acting on behalf of such a user) regarding cessation of service over the line either is pending with the Board or any U.S. District Court, nor has any complaint been decided in favor of the complainant in the past 2 years.



Nicholas Burwell

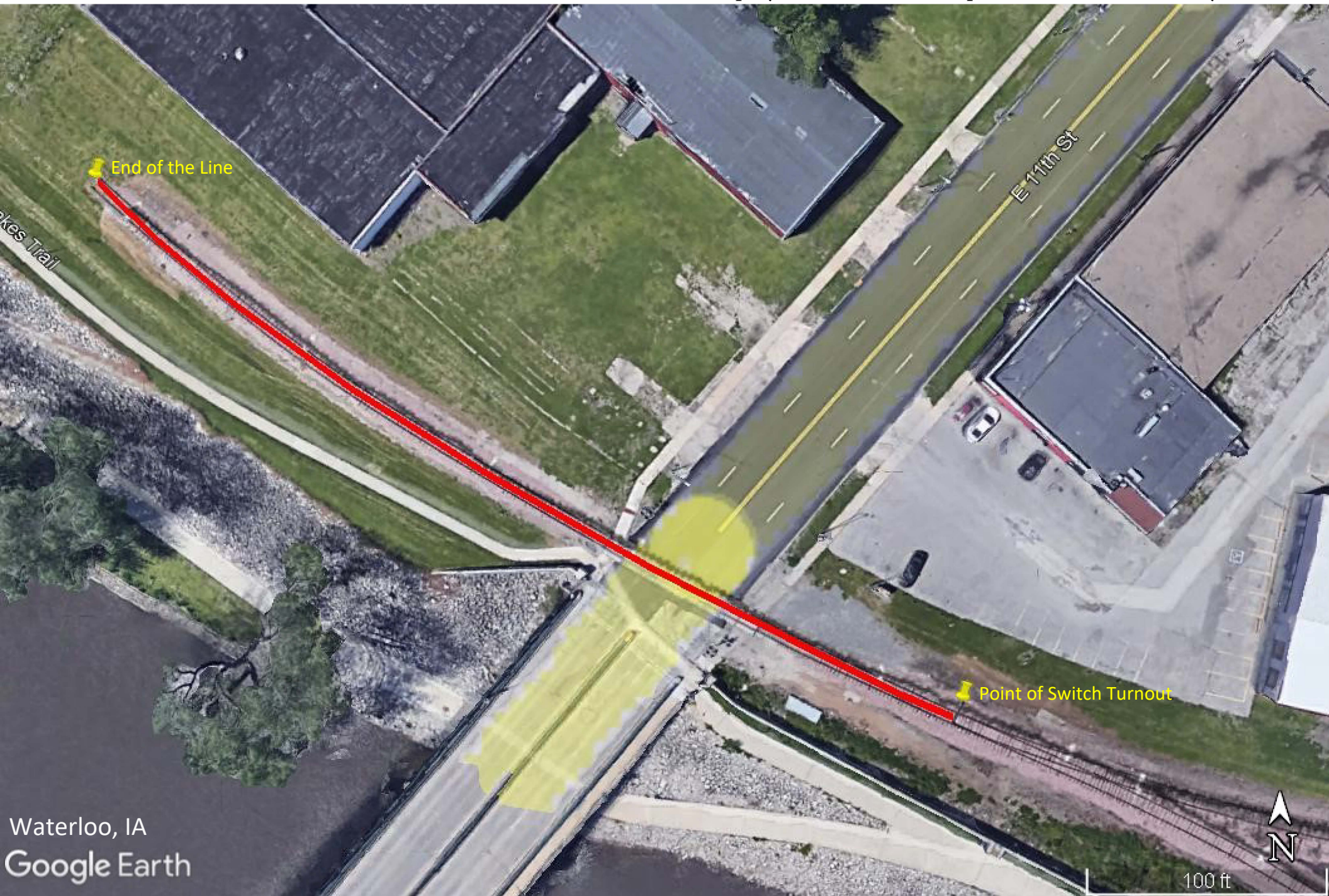
Dated: May 3, 2022

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

EXHIBIT B

MAP



BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

EXHIBIT C

**CERTIFICATES OF SERVICE AND
PUBLICATION**

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

CERTIFICATE OF SERVICE AND PUBLICATION

I, Audrey E. Lane, an attorney for Chicago Central & Pacific Railroad, in connection with the above-referenced proceeding, hereby certify that:

(1) the notice requirements of 49 C.F.R. § 1152.50(d)(1) have been satisfied, to wit: on April 4, 2022, written notice of the proposed abandonment was sent to the (a) United States Department of Defense, MSDDC-TEA, Attn: Railroads for National Defense; (b) U.S. Department of Agriculture, Chief of the Forest Service; (c) National Center for Recreation and Conservation, National Park Service; and (d) the Iowa Department of Transportation;

(2) the notice requirements of 49 C.F.R. § 1105.11 have been satisfied, to wit: on February 14, 2022 an Environmental and Historic Report was served by first class mail, postage prepaid in keeping with the notice requirements of 49 C.F.R. §§ 1105.7(b), 1105.8(c), and 1105.11; and

(3) a newspaper notice was published on February 18, 2022 in the *Waterloo/Cedar Falls Courier*, a newspaper of general circulation in Black Hawk County, Iowa. The notice alerted the public to the proposed abandonment, to possible reuse alternatives, and to procedures for participating in the STB proceeding.

Audrey E. Lane

**ATTORNEY FOR CHICAGO CENTRAL &
PACIFIC RAILROAD**

Date: May 6, 2022

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

April 4, 2022

Military Surface Deployment & Distribution Command
Transportation Engineering Agency
Attn: SDTE-SA (Railroads for National Defense)
1 Soldier Way, Bldg. 1900W
Scott AFB, IL 62225-50067

Re: **Docket No. AB 314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

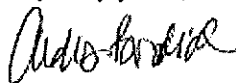
Dear Sir/Madam:

On or after April 14, 2022, Chicago, Central & Pacific Railroad Company ("CCP") intends to file with the Surface Transportation Board ("STB") a notice of exemption pursuant to 49 C.F.R. part 1152, subpart F – *Exempt Abandonments and Discontinuances of Service and Trackage Rights*, to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa ("the Line"). The Line traverses United States Postal Service ZIP Code 50703. The proceeding will be docketed as STB Docket No. AB 314 (Sub-No. 9X). A map depicting the Line is enclosed herewith.

The exemption procedures set forth at § 1152.50 will be invoked because no local traffic has moved over the Line for at least two years, and overhead traffic (if any) can be diverted to other routes. Based on information in our possession, the Line does not contain federally-granted rights-of-way. Any documentation in the railroad's possession regarding federally-granted right-of-way will be made available promptly to those requesting it.

If you have any questions about the notice of exemption that CCP plans soon to file, please review the applicable regulations or contact me at 312-252-1518 or the Surface Transportation Board, 395 E Street SW Washington, DC 20423-0001; TEL: (202) 245-0230.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central and Pacific
Railroad Company

ALB/eg
Enclosure

FLETCHER & SIPPEN LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodick@fletcher-sippel.com

April 4, 2022

Iowa Department of Transportation
Office of Rail Transportation
800 Lincoln Way
Ames, IA 50010

Re: **Docket No. AB 314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

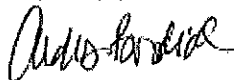
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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central and Pacific
Railroad Company

ALB/eg
Enclosure

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK

(312) 252-1518
Abrodrick@fletcher-sippel.com

April 4, 2022

Mr. Randy Moore
Chief, Forest Service
U.S. Department of Agriculture
1400 Independence Avenue S.W.
Washington, DC 20250-1111
Email: randy.moore@usda.gov

Re: **Docket No. AB 314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

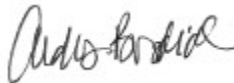
Dear Chief Moore:

On or after April 14, 2022, Chicago, Central & Pacific Railroad Company (“CCP”) intends to file with the Surface Transportation Board (“STB”) a notice of exemption pursuant to 49 C.F.R. part 1152, subpart F – *Exempt Abandonments and Discontinuances of Service and Trackage Rights*, to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). The Line traverses United States Postal Service ZIP Code 50703. The proceeding will be docketed as STB Docket No. AB 314 (Sub-No. 9X). A map depicting the Line is enclosed herewith.

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central and Pacific
Railroad Company

ALB/eg
Enclosure

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

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www.fletcher-sippel.com

AUDREY L. BRODRICK

(312) 252-1518
abrodrick@fletcher-sippel.com

April 4, 2022

Mr. Bob Ratcliffe
Division Chief, Conservation and Outdoor Recreation
National Park Service
1849 C Street NW
Washington, DC 20240-0001
Email: Bob_Ratcliffe@nps.gov

Re: **Docket No. AB 314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

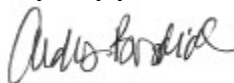
Dear Chief Ratcliffe:

On or after April 14, 2022, Chicago, Central & Pacific Railroad Company (“CCP”) intends to file with the Surface Transportation Board (“STB”) a notice of exemption pursuant to 49 C.F.R. part 1152, subpart F – *Exempt Abandonments and Discontinuances of Service and Trackage Rights*, to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). The Line traverses United States Postal Service ZIP Code 50703. The proceeding will be docketed as STB Docket No. AB 314 (Sub-No. 9X). A map depicting the Line is enclosed herewith.

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If you have any questions about the notice of exemption that CCP plans soon to file, please review the applicable regulations or contact me at 312-252-1518 or the Surface Transportation Board, 395 E Street SW Washington, DC 20423-0001; TEL: (202) 245-0230.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central and Pacific
Railroad Company

ALB/eg
Enclosure

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK

(312) 252-1518
abrodrick@fletcher-sippel.com

February 14, 2022

U.S. Environmental Protection Agency, Region 7
11201 Renner Blvd.
Lenexa, KS 66219

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

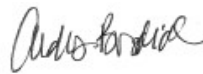
Dear Sir/Madam:

On or after February 20, 2022 Chicago, Central & Pacific Railroad Company (“CCP”) expects to file a Notice of Exemption (“Notice”) with the Surface Transportation Board (“STB”) pursuant to 49 U.S.C. § 10502 and 49 C.F.R. § 1152.50 seeking authority to abandon approximately a 0.08 miles of rail line situated from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet at the end of track, in the city of Waterloo, Black Hawk County, Iowa (“the Line”). Attached is an Environmental and Historic report describing the proposed action and any expected environmental effects, as well as a map of the affected area.

We are providing this report so that you may review the information that will form the basis for the STB’s independent environmental analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the Board’s environmental review process, please contact the Office of Environmental Analysis (OEA) Surface Transportation Board, Washington DC, at 202.245.0300 and refer to Docket No. AB 314 (Sub-No. 9X). Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to OEA (with a copy to the undersigned) would be appreciated within 3 weeks.

Your comments will be considered by the Board in evaluating the environmental and historic preservation impacts of the contemplated action. Once again, if there are any questions concerning this proposal, please contact me directly at 312.252.1500. Thank you for your assistance on this matter.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

*** Proof of Publication ***

Courier Communications
100 East 4th Street, Waterloo, Iowa 50703
Black Hawk County

I do solemnly swear that the annexed copy of notice was published in the WATERLOO/CEDAR FALLS COURIER, a daily newspaper printed in WATERLOO, Black Hawk County, Iowa, and that the annexed rate of advertising is the regular legal rate of said newspaper, and that the following is a correct bill for publishing said notice.

Fletcher & Sippel LLC - legals

Jamie Jaster

29 N. WACKER DRIVE, SUITE 920

CHICAGO IL 60606

ORDER NUMBER 209391

Kenny B...

Signed

Subscribed and sworn to before me this 17 day of Feb, 2022.

Carmen M Stephens
Notary Public

Received of Fletcher & Sippel LLC

the sum of 34.12 Dollars in full
for publication of the above invoice.

Notary Seal:



Section: Legals

Category: 950 Legal Notice

PUBLISHED ON: 02/18/2022

TOTAL AD COST: 34.12

FILED ON: 2/16/2022

NOTICE OF INTENT TO ABANDON
STB DOCKET NO. AB 314 (Sub-
Chicago, Central & Pacific
Company ("CCP") gives notice th
about February 20, 2022 it intent
with the Surface Transportation
Washington, DC, ("Board") a n
exemption under 49 C.F.R. pa
Subpart F - Exempt Abandonme
Discontinuances of Service and T
Rights permitting the abandon
approximately 0.08 miles of
situated from approximately 100 f
of the CCP crossing with 11th f
the location of the point of switch
through and including 51 feet of
the 11th Street crossing and cc
west to the end of the Line appro
268 feet in Waterloo, Black Hawk
Iowa. The Line traverses United
Postal Service ZIP Code 5071
proceeding will be docketed i
Docket No. AB 314 (Sub-No. 9X).
The Board's Office of Envir
Analysts ("OEA") will generally pr
Environmental Assessment ("EA")
will become available 25 days f
filing of the notice of ex
Comments on environmental an
matters should be filed no later
days after the EA becomes ava
the public and will be address
Board decision. Interested persc
obtain a copy of the EA or make
regarding environmental matters
ing to OEA, Surface Transp
Board, Washington, DC 20420
calling OEA at 202-245-0295.
Appropriate offers of financial as
to continue rail service can be fi
the Board. Requests for envirc
conditions, public use conditions
banking/trails use also can be fi
the Board. An original and 10 c
any pleading that raises matte
than environmental issues (such
use, public use, and offers of
assistance) must be filed directly
Board's Section of Administration
of Proceedings, consistent w
guidance provided at stb.gov, &
copy must be served on CCP's re

BEFORE THE
SURFACE TRANSPORTATION BOARD

AB 314 (SUB-NO. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

EXHIBIT D

**ENVIRONMENTAL AND HISTORIC
REPORT**

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. AB 314 (Sub.-No. 9X)
CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY
– ABANDONMENT EXEMPTION –
IN BLACK HAWK COUNTY, IOWA

ENVIRONMENTAL AND HISTORIC REPORT

Chicago Central & Pacific Railroad Company (“CCP”) submits this combined Environmental and Historic Report (the “Report”) in compliance with the requirements of 49 C.F.R. §§ 1105.7 and 1105.8. Supporting correspondence and certifications are appended. As explained herein, the proposed abandonment—undertaken for the purposes of assisting the City of Waterloo, Iowa with a bridge improvement project—would not significantly impact the quality of the human environment or affect the conservation of energy resources.¹

ENVIRONMENTAL REPORT – 49 C.F.R. § 1105.7

1. Proposed Action and Alternatives.

CCP intends to file a notice of exemption with the Surface Transportation Board (“STB”) to abandon approximately 0.08 miles of rail line situated from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet at the end of track, in the city of Waterloo, Black Hawk County, Iowa (“the Line”). The Line has seen no local rail traffic in the previous two years. CCP now desires to end common carrier service on the Line. Upon consummation of the abandonment,

¹ See, generally, 49 C.F.R. § 1105.5(a) (incorporating “significant” standard of 40 C.F.R. § 1508.27).

CCP intends to remove the tracks over the Line in an effort to assist the City of Waterloo with its bridge improvement project. The abandonment notice of exemption will be filed pursuant to 49 C.F.R. Part 1152, Subpart F.

Because the line has been inactive with local traffic for 2 years (if not more) no alternatives to the proposed abandonment appear reasonable and there is no foreseeable prospect that a need for rail service would re-emerge. The only alternative is retention of the subject railroad property as a federally-regulated, but dormant, railroad line, whereon CCP is unnecessarily required to provide common carrier service.

A map showing the Line is attached hereto as Appendix A.

2. Transportation System. CCP does not anticipate that existing regional or local transportation systems or patterns will be significantly affected by the proposed abandonment but has requested input from Waterloo Planning and Zoning Commission and the Iowa Department of Transportation. Appendices B and C. In a response dated November 7, 2021, Waterloo Planning and Zoning Commission states that the proposed project would allow for the addition of pedestrian lanes on the bridge itself, and the abandonment of the crossing at this location would help to improve traffic options and efficiencies. Appendix B-1. Since the Line is inactive, abandonment would not result in the diversion of traffic to other modes.

3. Land Use.

(i) CCP does not believe that the proposed abandonment would be inconsistent with regional and/or local land use plans, and has solicited comments from the Waterloo Planning and Zoning Commission. Appendix B. Support for CCP's abandonment and removal of track was received from the Waterloo Planning and Zoning Commission. See appendix B-1. The National Geodetic Survey ("NOAA") has been contacted for comments.

Appendix D. NOAA has replied since the initial Environmental and Historic Report was issued, and stated that the National Geodetic Survey has no geodetic markers in the area of the proposed abandonment. Appendix D-1.

(ii) The USDA Natural Resources Conservation Service (“NRCS”) has been contacted. Appendix E. CCP has received no comments from NRCS to date.

(iii) The Line does not appear to be within a designated Coastal Management Area. Accordingly, the proposed abandonment will not affect any land or water uses in such an area or result in any coastal impacts. CCP solicited comments from the U.S. Environmental Protection Agency Region 7 (“EPA Region 7”) and Iowa Department of Natural Resources (“IDNR”) to determine whether the proposed abandonment would have any bearing upon applicable federal, state and local water quality standards. Appendices F and G.

CCP has received no comments from EPA Region 7. The IDNR responded that there are no threatened, endangered or sensitive natural community impacts, but if any impacts occur at or below the ordinary high water line of the Cedar River then a sovereign lands construction permit will be needed. Appendix G-1. CCP does not anticipate any construction activities will be undertaken will occur at or below the ordinary high water line.

(iv) CCP does not believe that the right-of-way of the Line is suitable for alternative public use under 49 U.S.C. § 10905.

4. Energy.

(i) The proposed abandonment will not have any effect on the transportation of energy resources.

(ii) The movement and/or recovery of recyclable commodities will not be adversely affected by the proposed abandonment.

(iii) The abandonment will not result in an increase or decrease in overall energy efficiency. No rail freight traffic currently moves to or from points on the Line, and, thus, there will be no changes in existing transportation patterns or energy usage as a result of the proposed abandonment.

(iv) Not applicable. The abandonment of the Line will not cause the diversion of more than 1,000 rail carloads per year or an average of 50 rail carloads per mile per year to motor carriers.

5. Air.

(i) Not applicable. The Line is inactive. The abandonment will not result in (A) a minimum increase in rail traffic of 100% or eight trains per day on any segment of rail line; (B) an increase in rail yard activity of at least 100%; or (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles per day on any road segment.

(ii) Not applicable. CCP does not believe that Black Hawk County, Iowa is a Class I or Nonattainment Area under the Clean Air Act. In any event, abandonment of the Line will not result in traffic increases exceeding the thresholds at 49 C.F.R. § 1105.7(e)(5)(ii)(A), (B) or (C).

(iii) Not applicable. CCP has contacted and requested comments from the EPA Region 7 and IDNR. Appendices F and G. No responses from EPA Region 7 has been received to date. The IDNR has responded as described above.

6. Noise. Not applicable. As indicated above, none of the thresholds identified in 49 C.F.R. § 1105.7(e)(5)(i) will be exceeded as a result of the abandonment.

7. Safety.

(i) The proposed action will have no adverse effect upon public health or safety.

(ii) Not applicable. The proposed abandonment will have no effect on the transportation of hazardous materials.

(iii) There are no known hazardous waste sites or sites where there have been known hazardous material spills on the right-of-way of the Line.

8. Biological Resources.

(i) No critical habitat will be destroyed, altered or affected as a result of the proposed abandonment, and CCP does not believe that any endangered or threatened species are present in the area or would be adversely affected. CCP has requested comments from the IDNR and the U.S. Fish and Wildlife Service. Appendices G and H, respectively. No response from the U.S. Fish and Wildlife Service has been received to date.

(ii) Similarly, CCP has no reason to believe that any wildlife sanctuaries or refuges will be affected, based on its review of Appendix A and absent any further comment from conservation agencies. CCP has also contacted and requested comments from the National Park Service, as set forth in Appendix I. No response has been received from the National Park Service to date.

9. Water.

(i) The U.S. Environmental Protection Agency Region 7 has been contacted. Appendix F. IDNR has also been contacted. Appendix G. The Black Hawk Soil and Water Conservation District (“BHSW”) has also been contacted. Appendix J. No response has been received from the Black Hawk Soil and Water Conservation District to date.

(ii) The Army Corps of Engineers (the “Corps”) has been contacted to determine if the proposed abandonment requires permits under Section 404 of the Clean Water Act, though no salvage is currently contemplated. Appendix K. In its response letter dated December 6, 2021, the Corps indicated the project does not require a Department of the Army Section 404 permit. Appendix K-1.

(iii) CCP does not anticipate the discharge of any pollutants in relation to its proposed abandonment. Additionally, no material will be disposed of into waterways given the intention to preserve the bridges along the line segment for trails use. Accordingly, CCP concludes that no permits under Section 402 of the Clean Water Act are required.

* * * * *

In addition to the agencies referenced above, CCP also has contacted and requested comments from the Iowa Environmental Protection Commission (“IEPC”) and the Iowa Department of Management (“IDM”). Appendices L and M. No responses have been received from IEPC or IDM to date.

* * * * *

HISTORIC REPORT - 49 C.F.R. § 1105.8(d)

1. Map. A map of the Line is attached hereto as Appendix A.

2. Description of Line. The Line is approximately 0.08 miles of rail line situated from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet and to the end of track, in the city of Waterloo, Black Hawk County, Iowa. There are no structures on the Line.

3. Photographs.

There are no structures on the Line.

4. Information on Structures.

There are no structures on the Line.

5. History of Operations.

The Dubuque and Sioux City Railroad (“D&SC”), as successor to the franchise of the Dubuque & Pacific Rail Road Company, constructed the Line sometime between 1861 and 1866. Illinois C. R. et al. — Valuation, 46 ICC Val. 1, 249 (1933). The Illinois Central Railroad Company (“IC”) leased the D&SC beginning in October 1, 1867 and operated it until October 1, 1887. Id. at 248. The IC acquired equity control of the D&SC in 1887. Stover, J. History of the Ill. C. R.R., 141 (Macmillan N.Y. 1975). Sometime thereafter, the operations on the Line became a direct part of the IC, operating as the Iowa Division thereof; IC then conveyed the Line to a new carrier—the Applicant—in 1985 before acquiring control of the Applicant in 1996. See gen. Illinois Central Corp. and Illinois Central R. —Control—CCP Holdings, FD 32858 (STB served May 14, 1996). The Dubuque and Sioux City Railroad (“D&SC”), as successor to the franchise of the Dubuque & Pacific Rail Road Company, constructed the Line sometime between

1861 and 1866. Illinois C. R. et al. — Valuation, 46 ICC Val. 1, 249 (1933). The Illinois Central Railroad Company (“IC”) leased the D&SC beginning in October 1, 1867 and operated it until October 1, 1887. Id. at 248. The IC acquired equity control of the D&SC in 1887. Stover, J. History of the Ill. C. R.R., 141 (Macmillan N.Y. 1975). Sometime thereafter, the operations on the Line became a direct part of the IC, operating as the Iowa Division thereof; IC then conveyed the Line to a new carrier—the Applicant—in 1985 before acquiring control of the Applicant in 1996. See gen. Illinois Central Corp. and Illinois Central R. —Control—CCP Holdings, FD 32858 (STB served May 14, 1996). The Dubuque and Sioux City Railroad (“D&SC”), as successor to the franchise of the Dubuque & Pacific Rail Road Company, constructed the Line sometime between 1861 and 1866. Illinois C. R. et al. — Valuation, 46 ICC Val. 1, 249 (1933). The Illinois Central Railroad Company (“IC”) leased the D&SC beginning in October 1, 1867 and operated it until October 1, 1887. Id. at 248. The IC acquired equity control of the D&SC in 1887. Stover, J. History of the Ill. C. R.R., 141 (Macmillan N.Y. 1975). Sometime thereafter, the operations on the Line became a direct part of the IC, operating as the Iowa Division thereof; IC then conveyed the Line to a new carrier—the Applicant—in 1985 before acquiring control of the Applicant in 1996. See gen. Illinois Central Corp. and Illinois Central R. —Control—CCP Holdings, FD 32858 (STB served May 14, 1996).

6. Engineering Documents. CCP will provide copies of any engineering documents in its possession.

7. Historic Criteria. CCP has contacted and given notice of the proposed abandonment to the Iowa State Historic Preservation Office (“IA-SHPO”) in an effort to undertake the requisite consulting efforts required by 49 C.F.R. § 1105.7(c) and (e) for this combined Environmental/Historic Report. 49 C.F.R. § 1105.7(c) (requiring such efforts be made

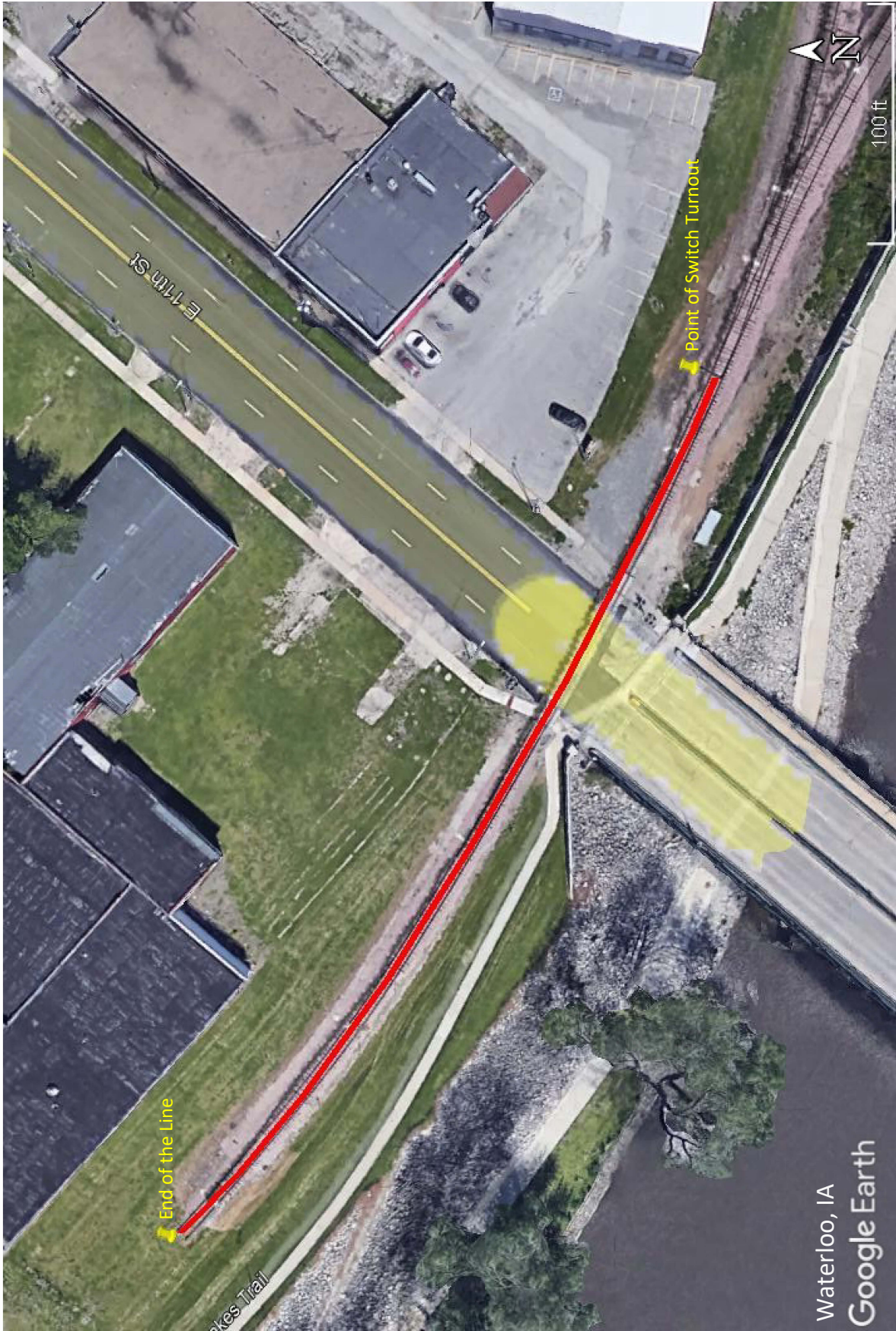
“be made far enough in advance to afford those agencies a reasonable opportunity to provide meaningful input.”); *See also*, Appendix N and N-1. CCP surmises from the IA-SHPO’s response that its practice is not to provide its consultation until the receipt of either this draft Environmental/Historic Report or any Board action under 49 C.F.R. § 1105.6. Appendix N-1. CCP will not file the subject notice until 20 days have passed from CCP’s service of this draft Environmental/Historic Report on the IA-SHPO. 49 C.F.R. § 1105.8(c). After receipt and review of this Environmental and Historic Report, the IA-SHPO provided responses that the abandonment presents no archaeological concerns, but also that the “documentation provided could not be considered a formal submission for the purposes of Section 106 review and consultation.” Appendices N-2 and N-3, respectively. Even so, CCP does not believe that there are any historically significant effects resulting from the 0.08-mile abandonment.

8. Ground Disturbances.

Based on available information, CCP does not believe that there are archaeological resources in the area. Access to the Line is generally good.

APPENDIX A

Docket No. AB-314 (Sub-No. 9X) Chicago Central & Pacific Railroad
Company - Abandonment Exemption - In Black Hawk County, Iowa



APPENDIX B

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

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Chicago, Illinois 60606-3208

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Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Waterloo Planning and Zoning Commission
City Hall (Second Floor)
715 Mulberry St.
Waterloo, IA 50703

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

In accordance with the STB’s environmental regulations, 49 C.F.R. § 1105, CCP is advising you of the proposed abandonment so that you may assist us in identifying any potential effects it may have on the following (to the extent they are within your area of expertise or authority):

1. Regional and/or local use plans;
2. Regional or local transportation systems and patterns, including alternative transportation modes;
3. Energy consumption and efficiency;
4. Air emissions and noise levels;
5. Bodies of water and overall water quality under applicable federal, state or local standards;
6. Designated wetlands and 100-year old flood plains;
7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;

APPENDIX B

Waterloo Planning and Zoning Commission

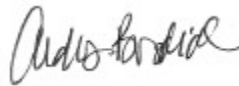
P. 2

10. Existing or potential safety hazards;
11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

A copy of the Environmental/Historic Report will be forwarded to you at least twenty days before CCP's notice of exemption is filed at the STB. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX B-1

From: NOEL ANDERSON <NOEL.ANDERSON@WATERLOO-IA.ORG>
Sent: Sunday, November 7, 2021 11:52 AM
To: Audrey E. Lane <ALane@fletcher-sippel.com>
Cc: JAMIE KNUTSON <JAMIE.KNUTSON@WATERLOO-IA.ORG>
Subject: Docket No. AB-314 (Sub-No. 9x) Chicago Central and Railroad Company - abandonment Exemption - in Black Hawk County, Iowa.

Audrey – thank you for letter dated Octo 19, 2021 concerning the subject line above.

The City of Waterloo is in full support of the abandoning of the railroad line as described on both sides of the 11th Street intersection.

As per the STB environmental regulations, 49 C.F.R. § 1105, we have reviewed the following:

1. **Regional and/or local use plans:**

The City of Waterloo shows future land use in this area as supporting industrial and potential rail type uses on the downstream side of 11th Street, and riverfront housing and commercial uses upstream. The abandonment of the portion described should work in harmony with those types of uses.

2. **Regional or local transportation systems and patterns, including alternative transportation modes**

The City of Waterloo has worked in partnership with the Iowa Northland Regional Council; of Governments and Iowa Department of Transportation staff to help review and offer design advice to the 11th Street reconstruction. We believe the addition of pedestrian lanes on the bridge itself, and the abandonment of the crossing at this location help to improve traffic options and efficiencies.

3. **Energy consumption and efficiency**

The City of Waterloo does not believe the proposed abandonment will adversely impact any energy consumption and efficiency.

4. **Air emissions and noise levels**

The area being abandoned is not very large, so there does not appear to be any impact on air emissions and noise levels to area.

5. **Bodies of water and overall water quality under applicable federal, state or local standards**

The area is near the Cedar River, but we see the abandonment as helping flood plain in area, so no negative impacts.

6. **Designated wetlands and 100-year flood plains**

The abandonment of this area will help to increase the height of bridge at banks, and help improve flood levee coverage in this area. There are no negative impacts to wetlands in area.

APPENDIX B-1

7. Endangered or threatened species and critical habitats

The City's project will not negatively impact any threatened or endangered species in area

8. Wildlife sanctuaries or refuges and national or state parks and forest

The abandonment will not impact any wildlife sanctuaries, refuges, or state parks and forest

9. Prime agricultural land, and solid and natural resource conservation

The abandonment will not negatively impact any prime agricultural land or natural resources conservation.

10. Existing or potential safety hazards

There is no negative impact anticipated with the project. The abandonment will eliminate a rail crossing near the bridge connection, potentially creating a safer crossing for bridge users..

11. Coastal Zone Management Areas, and

There are no impacts to Coastal Zone Management Areas.

12. The need for permits under Section 402 or 404 of the Clean Water Act

The City of Waterloo will gain all necessary permits for the project.

Thanks, and please let us know if any additional information is required. I have copied Jamie Knutson, City Engineer, as well, and he will be in charge of the project.

Thanks again,
Noel

Noel Anderson
Community Planning & Development Director
City of Waterloo Community Planning & Development Department
City Hall
715 Mulberry Street
Waterloo, Iowa 50703
Phone: 319.291.4366
Fax: 319.291.4262
Cell: 319.290.6357
Email: noel.anderson@waterloo-ia.org
City website: www.cityofwaterlooia.com
Brownfields website: www.thenewwaterloo.com

"Can't fail is arrogance. Won't fail is confidence." – Lord John Roxton

APPENDIX C

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

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Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Iowa Department of Transportation
Rail Transportation Bureau
800 Lincoln Way
Ames, IA 50010

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

In accordance with the STB’s environmental regulations, 49 C.F.R. § 1105, CCP is advising you of the proposed abandonment so that you may assist us in identifying any potential effects it may have on the following (to the extent they are within your area of expertise or authority):

1. Regional and/or local use plans;
2. Regional or local transportation systems and patterns, including alternative transportation modes;
3. Energy consumption and efficiency;
4. Air emissions and noise levels;
5. Bodies of water and overall water quality under applicable federal, state or local standards;
6. Designated wetlands and 100-year old flood plains;
7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;

APPENDIX C

Iowa Department of Transportation

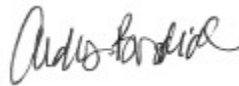
P. 2

10. Existing or potential safety hazards;
11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

A copy of the Environmental/Historic Report will be forwarded to you at least twenty days before CCP's notice of exemption is filed at the STB. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX D

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

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AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

National Geodetic Survey Information Services
Office of Ocean and Coastal Resource Management
NOAA Ocean Service
1305 East-West Highway
Silver Springs, MD 20910
Email: rrae@noaa.gov

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

In accordance with the STB’s environmental regulations, 49 C.F.R. § 1105, CCP is advising you of the proposed abandonment so that you may assist us in identifying any potential effects it may have on the following (to the extent they are within your area of expertise or authority):

1. Regional and/or local use plans;
2. Regional or local transportation systems and patterns, including alternative transportation modes;
3. Energy consumption and efficiency;
4. Air emissions and noise levels;
5. Bodies of water and overall water quality under applicable federal, state or local standards;
6. Designated wetlands and 100-year old flood plains;
7. Endangered or threatened species and critical habitats;

APPENDIX D

National Geodetic Survey Information Services

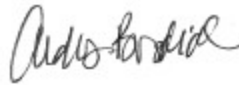
P. 2

8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;
10. Existing or potential safety hazards;
11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

A copy of the Environmental/Historic Report will be forwarded to you at least twenty days before CCP's notice of exemption is filed at the STB. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX D-1

From: Deborah Brooks - NOAA Federal <Deborah.Brooks@noaa.gov>
Sent: Thursday, February 17, 2022 6:17 PM
To: Emily K. Gurney
Cc: Dave Zenk - NOAA Federal; _NOS NGS Responses
Subject: Re: Docket No. AB-314 (Sub-No. 9X) - Chicago, Central & Pacific Railroad Company Abandonment Exemption - Black Hawk County, Iowa

Good Evening

A search of our database showed that NGS has no (0) geodetic marks in the area of your proposed abandonment.

Regards,

Deborah Brooks
Communications Specialist
National Geodetic Survey
301-713-3242
NGS.Infocenter@noaa.gov

On Wed, Feb 16, 2022 at 7:38 PM Deborah Brooks - NOAA Federal <Deborah.Brooks@noaa.gov> wrote:

Good Evening

Thank you for informing the National Geodetic Survey (NGS) of Chicago, Central & Pacific Railroad Company ("CCP")'s decision to abandon approximately 0.08 miles of rail line from approximately 100 feet east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including 51 feet of track in the 11th Street crossing and continuing west to the end of the Line approximately 268 feet at the end of track, in the city of Waterloo, Black Hawk County, Iowa ("the Line").

There could be geodetic survey marks located in the area described, and any marks still present could be disturbed by the abandonment. While it is illegal to disturb or destroy a mark, sometimes disturbing or destroying a mark is unavoidable. In such cases, the mark can often be preserved or reset with advanced planning. NGS provides the public with tools to search for and locate survey marks, see the NGS Data Explorer (<https://geodesy.noaa.gov/NGSDataExplorer/>).

If a mark will be disturbed by the abandonment, CCP should consult with NGS at least 90 days prior to beginning salvage activities that will disturb, or destroy any geodetic marks identified nearby. Information is available online to help reset marks or report disturbed/destroyed marks:

<https://geodesy.noaa.gov/surveys/mark-recovery/index.shtml>

<<https://www.google.com/url?q=https://geodesy.noaa.gov/surveys/mark-recovery/index.shtml&sa=D&ust=1560385764139000&usq=AFQjCNGDkoXCHtBcDJBsXm2KQLkhwYDxQ>>.

This notice is also being shared with Dave Zenk (Dave.Zenk@noaa.gov, 612-414-9522) the Regional Geodetic Advisor, so he may work with any interested local agencies or stakeholders.

If you have additional questions, please email NGS.Infocenter@noaa.gov.

Sincerely,
Deborah M. Brooks
Communications Specialist
deborah.brooks@noaa.gov

More information on preserving marks, mark resets, and destroyed marks.

APPENDIX D-1

Preserving Marks

Significant resources were invested to create an extensive geodetic network across the United States by establishing precise coordinates at physical survey marks. Disturbing or destroying these marks reduces geodetic control available to local surveyors, so please make every effort to preserve this valuable network.

Mark Resets

If a mark is about to be destroyed (e.g., due to planned construction), it may be possible to reset the mark and retain the geodetic control. Review the Bench Mark Reset Procedures

(https://geodesy.noaa.gov/PUBS_LIB/Benchmark_4_1_2011.pdf) or contact your closest geodetic advisor (<https://geodesy.noaa.gov/ADVISORS/index.shtml>).

Please do not attempt to reset a mark that has been separated from the base. Any remnants of destroyed marks must be properly discarded and not reused in any manner, as this is a violation of Federal law.

Destroyed Marks

If it is determined that a mark has been destroyed, please provide enough photo evidence to show how this determination was made. To submit this information to NGS, follow the instructions regarding "destroyed marks" on the Mark Recovery Entry web page (https://geodesy.noaa.gov/cgi-bin/recvy_entry_www.prl)

On Mon, Feb 14, 2022 at 2:06 PM Emily K. Gurney <EGurney@fletcher-sippel.com> wrote:

Good Afternoon,

Attached please find an Environmental and Historic Report regarding the above matter.

Thank you.

Emily Gurney

Fletcher & Sippel LLC

29 North Wacker Drive, Suite 800

Chicago, IL 60606-3208

P: (312) 252-1500

F: (312) 252-2400

egurney@fletcher-sippel.com

APPENDIX D-1

This e-mail, including attachments, is covered by the Electronic Communications Privacy Act, 18 U.S.C. 2510-2521. It contains information that is confidential and it may be protected by the attorney/client or other privileges. This e-mail, including attachments, constitutes non-public information intended to be conveyed only to the designated recipient(s). If you are not an intended recipient, please delete the e-mail, including any and all attachments, and notify the sender by mail, e-mail, or at (312) 252-1500. The unauthorized use, dissemination, distribution or reproduction of this e-mail, including any and all attachments, is prohibited and may be unlawful.

APPENDIX E

FLETCHER & SIPPEL LLC

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www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

State Conservationist
USDA Natural Resources Conservation Service
210 Walnut Street, Rm. 693
Des Moines, IA 50309

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

In accordance with the STB’s environmental regulations, 49 C.F.R. § 1105, CCP is advising you of the proposed abandonment so that you may assist us in identifying any potential effects it may have on the following (to the extent they are within your area of expertise or authority):

1. Regional and/or local use plans;
2. Regional or local transportation systems and patterns, including alternative transportation modes;
3. Energy consumption and efficiency;
4. Air emissions and noise levels;
5. Bodies of water and overall water quality under applicable federal, state or local standards;
6. Designated wetlands and 100-year old flood plains;
7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;

APPENDIX E

USDA Natural Resources Conservation Service

P. 2

10. Existing or potential safety hazards;
11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

A copy of the Environmental/Historic Report will be forwarded to you at least twenty days before CCP's notice of exemption is filed at the STB. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX F

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

U.S. Environmental Protection Agency, Region 7
11201 Renner Blvd.
Lenexa, KS 66219

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

In accordance with the STB’s environmental regulations, 49 C.F.R. § 1105, CCP is advising you of the proposed abandonment so that you may assist us in identifying any potential effects it may have on the following (to the extent they are within your area of expertise or authority):

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4. Air emissions and noise levels;
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6. Designated wetlands and 100-year old flood plains;
7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;
10. Existing or potential safety hazards;

APPENDIX F

U.S. Environmental Protection Agency, Region 7

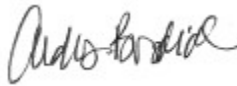
P. 2

11. Coastal Zone Management Areas; and
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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX G

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

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Chicago, Illinois 60606-3208

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www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Iowa Department of Natural Resources
Wallace State Office Building
502 East 9th St.
Des Moines, IA 50319-0034

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

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7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;

APPENDIX G

Iowa Department of Natural Resources

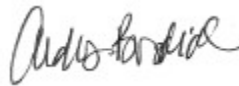
P. 2

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11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX G-1

From: Moore, Seth <seth.moore@dnr.iowa.gov>
Sent: Thursday, November 4, 2021 9:34 AM
To: Audrey E. Lane <ALane@fletcher-sippel.com>
Subject: Docket No. AB-314 (Sub-No.9X) Abandonment

Audrey,

Hello, we received a letter from you in regards to the Docket No. AB-314 (Sub-No.9X) Abandonment. I am the sovereign lands construction permitting and environmental review coordinator. My permitting section deals with permitting any construction that occurs above, on, or under state owned/managed land and waters as well as review for any threatened/endangered or sensitive natural community impacts for projects. From the information we have been provided no sovereign lands construction permit will be needed nor are there any threatened/endangered or sensitive natural community impacts. If any impacts occur at or below the ordinary high water line of the Cedar River then a sovereign lands construction permit will be needed. Please let me know if you have any questions.

Thank you,

Seth Moore • Sovereign Lands Permitting/Env. Review
Land and Waters Bureau
Iowa Department of Natural Resources
C 515-330-6432
502 E 9th St, Des Moines, IA 50319

APPENDIX H

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

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Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

US Fish and Wildlife Service, Midwest Region
5600 American Blvd. West, Ste. 990
Bloomington, MN 55437-1458

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

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7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;
10. Existing or potential safety hazards;

APPENDIX H

US Fish and Wildlife Service, Midwest Region

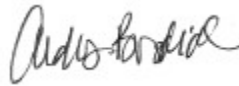
P. 2

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX I

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

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Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

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

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

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APPENDIX I

National Park Service

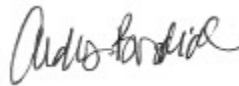
P. 2

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX J

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

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www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Black Hawk Soil and Water Conservation District
2950 Southland Dr.
Waterloo, IA 50701

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

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7. Endangered or threatened species and critical habitats;
8. Wildlife sanctuaries or refuges and national or state parks or forests;
9. Prime agricultural land, and soil and natural resource conservation;
10. Existing or potential safety hazards;

APPENDIX J

Black Hawk Soil and Water Conservation District

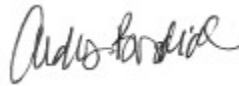
P. 2

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX K

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

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Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

US Army Corps of Engineers
Rock Island District
1500 Rock Island Dr.
Rock Island, IL 61201

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

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APPENDIX K

US Army Corps of Engineers

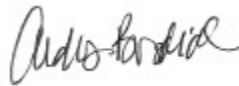
P. 2

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Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX K-1



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, ROCK ISLAND DISTRICT
PO BOX 2004 CLOCK TOWER BUILDING
ROCK ISLAND, ILLINOIS 61204-2004

December 6, 2021

Regulatory Division

SUBJECT: CEMVR-RD-2021-1538

Audrey Brodrick
29 North Wacker Drive, Suite 800
Chicago, Illinois 60606

Dear Ms. Brodrick:

Our office reviewed your application received October 27th, 2021, concerning your proposed project to abandon ~0.08-mile segment of track in Waterloo, Iowa. This project takes place in Section 36, Township 89 North, Range 13 West, Black Hawk County, Iowa.

We determined your project, as proposed, does not require a Department of the Army (DA) Section 404 permit. The decision regarding this action is based on information found in the administrative record which documents the District's decision-making process, the basis for the decision, and the final decision. Construction that does not result in a discharge is a non-regulated activity.

You are advised that this determination for your project is valid for five years from the date of this letter. If the project is not completed within this five-year period or your project plans change, you should contact our office for another determination.

Although an individual Department of the Army permit will not be required for your project, you must still acquire other applicable Federal, state, and local permits prior to initiating construction.

Should you have any questions, please contact our Regulatory Division by letter, or telephone Tyler Hedeem at 309/794-5651.

Sincerely,

matthew a zehr

Matthew A. Zehr
Chief, Western Branch
Regulatory Division

Copies Furnished:

Ms. Christine Schwake
Iowa Department of Natural Resources
christine.schwake@dnr.iowa.gov

APPENDIX L

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Iowa Environmental Protection Commission
Wallace State Office Building
502 East 9th St.
Des Moines, IA 50319

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

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APPENDIX L

Iowa Environmental Protection Commission

P. 2

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Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX M

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
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Chicago, Illinois 60606-3208

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AUDREY L. BRODRICK
(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Iowa Department of Management
State Capitol Building, Room 13
1007 East Grand Avenue
Des Moines, IA 50319

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

Dear Sir/Madam:

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APPENDIX M

Iowa Department of Management

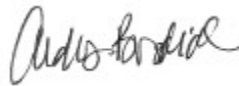
P. 2

10. Existing or potential safety hazards;
11. Coastal Zone Management Areas; and
12. The need for permits under Sections 402 or 404 of the Clean Water Act.

Because of the limited nature of the proposed action, we foresee no adverse environmental effects. Nevertheless, we would appreciate your review and any comments you may wish to offer. We request a written response as soon as possible so that we may include it in the Environmental/Historic Report which will be prepared in connection with this abandonment in accordance with 49 C.F.R. § 1105.7. Any written comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned, as counsel for CCP.

A copy of the Environmental/Historic Report will be forwarded to you at least twenty days before CCP's notice of exemption is filed at the STB. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX N

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

AUDREY L. BRODRICK

(312) 252-1518
abrodrick@fletcher-sippel.com

October 19, 2021

Iowa State Historic Preservation Office
State Historical Building – 3rd Floor East
600 E. Locust St.
Des Moines, IA 50319

Re: **Docket No. AB-314 (Sub-No. 9X)**
Chicago Central & Pacific Railroad Company –
Abandonment Exemption – In Black Hawk County, Iowa

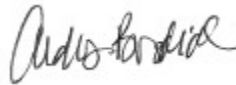
Dear Sir/Madam:

On or after November 30, 2021, Chicago, Central & Pacific Railroad Company (“CCP”) pursuant to 49 C.F.R. § 1152.50, intends to abandon an approximately 0.08 mile segment of rail line, totaling near 419 feet, and beginning approximately 100 feet to the east of the CCP crossing with 11th Street at the location of the point of switch turnout through and including the track in the 11th Street Crossing and continuing west to the end of the Line approximately 268 feet, in Waterloo, Black Hawk County, Iowa (“the Line”). A map showing the location of the Line is enclosed for your reference.

Kindly offer of any written comments you may have regarding the proposed abandonment (if any) as soon as possible. Such comments should reference Docket No. AB-314 (Sub-No. 9X) and be sent to the undersigned counsel for CCP.

In accordance with the Board’s regulations, a copy of the Environmental/Historic Report prepared in connection with this abandonment will be forwarded to you at least twenty days before CCP’s notice of exemption is filed at the Board. If you have any questions or need additional information in the meantime, please feel free to contact me at 312-252-1518. Thank you for your assistance on this matter.

Very truly yours,



Audrey L. Brodrick
Attorney for Chicago, Central & Pacific
Railroad Company

ALB/eg
Enclosure

APPENDIX N-1

From: Gibb, Heather <heather.gibb@iowa.gov>
Sent: Friday, January 7, 2022 9:27 AM
To: Emily K. Gurney
Cc: Audrey E. Lane
Subject: Re: Section 106 Review Status Follow-up

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Emily,

I "rejected" the case so that you can submit more information if you would like. We considered what you provided, but without a federal determination of effect, we can only provide general comment. We would need a formal determination of effect and potentially some more information (you would need to email Dan Higginbottom) to initiate the formal Section 106 process.

Best,
Heather

Heather Gibb, Ph.D.
Deputy State Historic Preservation Officer
Pronouns: She/Her/Hers
heather.gibb@iowa.gov | 515.281.4137 | iowaculture.gov

Iowa Arts Council | Produce Iowa | State Historical Society of Iowa
Iowa Department of Cultural Affairs

APPENDIX N-2

Iowa DCA/SHPO community

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Case: 00034266

Agency Information

Agency Name/Company	Surface Transportatio Board via Fletcher & Sippel
Lead Agency	
Consultant	
Other Agencies	Surface Transportation Board
Additional CC Emails	abrodrick@fletcher-sippel.com

Contact Information - If your information has changed, please update.

Contact Name	Audrey Brodrick	Address1	29 N. Wacker Drive
Contact Phone	3122521518	Address2	29 N. Wacker Drive
Contact Email	abrodrick@fletcher-sippel.com	City	Chicago
CC Email	egurney@fletcher-sippel.com	State	IL
		Zip	60563

Project Information

R&C Number	211207266	Agency Project Number	Docket No. AB -314 (Sub No. 9x)
Regulatory Authority	Federal	Resource Type	Above Ground
Project Applicant	Chicago Central & Pacific	Project Acreage	
Project Title	Chicago Central & Pacific Railroad Company Abandonment Exemption	Project Summary	CC&P intends to abandon an approximately .08 mile segment of rail line, totaling near 419 feet.
Project Address	11th Street Crossing with CCP tracks and 200+- feet on either side	Project City	Waterloo
County	Black Hawk	Project Section	
Additional Counties		Project Township	
		Project Range	

Project Documents

Type of materials included in submission	Letters; Maps
Historic Site Inventory Forms	No
Reports	

Determination of Effect

Applicant Comments	None. Track Removal only and no disturbance of ground structures.
Agency Determination	

APPENDIX N-2

SHPO Comment

Status	Closed
SHPO Comment	No Comment
SHPO Response	No archaeological concerns.
Date/Time Opened	12/10/2021 10:25 AM
Submitted Date	2/14/2022
Days Open for Review	43.00
30 Day Date	3/16/2022

From: Heather Gibb <heather.gibb@iowa.gov>

Date: April 4, 2022 at 3:39:32 PM CDT

To: "Audrey E. Lane" <ALane@fletcher-sippel.com>

Subject: R&C 220307754 - STB - Black Hawk - Abandonment Exemption - Notice of Exemption - Proposed to abandon .08 miles of rail line in Waterloo. Hard copy

We have received your submittal for the above referenced federal undertaking. We provide the following response in accordance with Section 106 of the National Historic Preservation Act of 1966 and its implementing regulations 36 CFR 800.

Regarding this project, please see the following comments:

R&C 220307754 - STB - Black Hawk - Abandonment Exemption - Notice of Exemption - Proposed to abandon .08 miles of rail line in Waterloo. Hard copy

This documentation would not be considered a formal submission for the purposes of Section 106 review and consultation.

- Information contained with the filing report does not establish a basis for concluding 'no historic properties affect.'
- Documentation does not comport with standards set forth at 36 CFR 800.11 and therefore cannot be used to support an agency determination of effect.

You will not receive a hard copy of this email. It is the submitter's responsibility to maintain the official file of record. If you have any questions or comments, please feel free to contact our office.

Best,

Heather Gibb, Ph.D.

Deputy State Historic Preservation Officer

Pronouns: She/Her/Hers

heather.gibb@iowa.gov | 515.281.4137 | iowaculture.gov

Iowa Arts Council | Produce Iowa | State Historical Society of Iowa

Iowa Department of Cultural Affairs

