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ENTERED
Office of Proceedings
November 17, 2016
Part of
Public Record

William A. Mullins
E-Mail: wmullins@bakerandmiller.com

(202) 663-7823 (Direct Dial)

November 17, 2016

Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street, S.W., Room 1034
Washington, DC 20006

Re: Delmarva Central Railroad Company – Lease and Operation Exemption with Interchange Commitment – Norfolk Southern Railway Company, FD 36071

Dear Ms. Brown:

Enclosed for filing in the above captioned proceeding are an original and ten copies of a Verified Notice of Exemption under 49 C.F.R. §1150.31 filed on behalf of Delmarva Central Railroad Company.

Please acknowledge receipt and filing of this notice of exemption by date-stamping the enclosed eleventh copy and returning it to the courier to return to me. This submission also includes an electronic copy of the entire filing and a separate electronic copy of a draft Federal Register notice.

Finally, pursuant to 49 C.F.R. § 1002.2(f)(11)(ii), I have enclosed a filing fee check in the amount of \$1,900.00. If there are any questions about this matter, please contact me directly or Crystal M. Zorbaugh, who can be reached at (202) 663-7831 or by e-mail at czorbaugh@bakerandmiller.com.

Sincerely,



William A. Mullins

Attorney for Delmarva Central Railroad Company.

cc: John Ashbridge
Richard Wilson
Laura Hoag

FEE RECEIVED
November 17, 2016
SURFACE
TRANSPORTATION BOARD

FILED
November 17, 2016
SURFACE
TRANSPORTATION BOARD

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

**Richard R. Wilson, Esq.
RICHARD R. WILSON, P.C.
518 N. Center Street, Ste. 1
Ebensburg, PA 15931
Tel: (814) 419-8152**

**William A. Mullins
Crystal M. Zorbaugh
BAKER & MILLER PLLC
2401 Pennsylvania Ave., NW
Suite 300
Washington, DC 20037
Tel: (202) 663-7820
Fax: (202) 663-7849**

Dated: November 17, 2016

**Attorneys for Delmarva Central Railroad
Company**

****Filing Contains Color Map**

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

Pursuant to 49 C.F.R. §1150.31, et. seq., Delmarva Central Railroad Company (“DCR”), a non-carrier, hereby files this Verified Notice of Exemption (“Notice”) to lease and operate an approximately 161.59 mile rail line currently owned and operated by Norfolk Southern Railway Company (“NSR”) extending between Porter, DE and Pocomoke, MD and between Harrington, DE and Frankford, DE, including various industrial tracks as identified herein (the “Line”). The Line is located in New Castle, Kent, and Sussex, Counties in Delaware and Wicomico, Somerset, and Worcester Counties in Maryland.

REQUIRED INFORMATION

In support of this Notice, DCR submits the following information as required by 49 C.F.R. § 1150.32-1150.34:

(a) **Full name and Address of Applicant: 49 C.F.R. § 1150.33(a)**

Delmarva Central Railroad Company
519 Cedar Way, Bldg. 1, Ste. 100
Oakmont, PA 15139

(b) **Applicant's Representatives: 49 C.F.R. §1150.33(b)**

William A. Mullins
Crystal M. Zorbaugh
BAKER & MILLER PLLC
2401 Pennsylvania Ave., NW, Suite 300
Washington, DC 20037
Tel: (202) 663-7820
Fax: (202) 663-7849

(c) **Statement Concerning Agreement: 49 C.F.R. §1150.33(c)**

DCR has reached an agreement in principle with NSR to lease and operate the Line upon the effective date established by the Board ("Agreement"). A final version of the Agreement is expected to be executed shortly.

(d) **Operator of the Property: 49 C.F.R. § 1150.33(d)**

DCR will be the operator of the Line pursuant to a lease.

(e) **Summary of the Transaction: 49 C.F.R. § 1150.33(e)**

DCR, a non-carrier, is filing this Notice to lease and operate the Line from NSR.

(1) Name and address of railroad transferring the subject property:

Norfolk Southern Railway Company
Three Commercial Place
Norfolk, VA 23510

(2) Proposed time schedule for consummation:

The involved transaction is expected to be consummated on or after the effective date of this Notice, which will be 30 days after filing this Notice.

(3) Mileposts of the subject property:

Location	Description	Milepost Limits	Length (miles)
Porter, DE – Pocomoke, MD	Line	DM 14.4 – DM 128.19	113.79
Harrington, DE – Frankford, DE	Line	IR 0.0 – IR 39.0	39.0

Includes industrial tracks between the following endpoints:¹

Name	Description	Milepost Limits	Length (miles)
Oxford Industrial Track	Line	VQ 0 – VQ 0.4	0.4
Cambridge Industrial Track	Line	QT 0.0 – QT 2.3	2.3
Willards Industrial Track	Line	MW 42.05 – MW 45.7	3.65
Mardella Industrial Track	Line	MW 41.4 – MW 42.05	0.65
Mill Street Industrial Track	Line	MR 0.0 – MR 0.6	0.6
Chrisfield Industrial Track	Line	KK 0.0 – KK 1.2	1.2

(4) Route miles being acquired:

The Line being acquired by DCR totals approximately 161.59 miles.

(f) **Map: 49 C.F.R. § 1150.33(f)**

A map of the Line being acquired is attached as Exhibit A.

(g) **Certification of Revenues: 49 C.F.R. § 1150.33(g) and Certification of Compliance with Employee and Labor Protections: 49 C.F.R. §1150.32(e)**

DCR hereby certifies that its projected annual revenues resulting from the transaction will not exceed those that would qualify it as a Class III carrier. See certification attached as Exhibit B.

Please note DCR's annual operating revenues will exceed \$5 million.

Accordingly, in compliance with 49 C.F.R. §1150.32(e), DCR/NSR posted the required 60-day notice of this transaction at the workplaces of NSR employees on the Line on

¹ Industrial tracks are being identified for disclosure purposes, but the parties do not intend to convey common carrier authority over such industrial tracks or convert such industrial tracks to 10901 tracks.

October 18, 2016, and has served that notice on the national offices of the labor unions for those employees' unions as of that same date. On October 18, 2016, DCR filed a letter with the Board certifying its compliance with the advance notice requirements with the Board. A copy of the 49 C.F.R. §1150.32(e) certification previously filed with the Board is attached as Exhibit C.

(h) **Interchange Commitments: 49 C.F.R. §1150.33(h)**

The Agreement contains interchange commitments, including lease credits. Accordingly, pursuant to 49 C.F.R. § 1150.43(h), DCR provides the following information:

(i) Existence of agreement and identification of affected interchange point

Per the Agreement, the affected interchange points are Tasker, DE (near New Castle, DE) and Clay, DE (near Clayton, DE).²

(ii) Confidential complete version of document

A confidential version of the Agreement is being filed with the Board by separate cover under 49 C.F.R. § 1104.14(a).

² In order for DCR to conduct operations, DCR will enter into various interchange agreements, some of which will include limited trackage rights to be used solely for interchange purposes. For example, in order to interchange at Tasker, DE (near New Castle, DE), DCR crews will need to operate over NSR and in order to interchange at Clay, DE (near Clayton, DE), NSR crews will need to operate over DCR.

(iii) List of shippers that have used the line over past two years

The following shippers or consignees (“Shippers”) located on the Line are currently using the Line to ship or receive freight by rail or have done so since November 2014:

84 LUMBER
AGRIUM US INC
ALLEN HARIM FARMS, LLC
AMG RESOURCES (INACTIVE)
AMICK FARMS LLC
BASF
BERACAH HOMES INC (INACTIVE)
CHESAPEAKE UTILITIES CORP
CROP PRODUCTION SERVICES
DAGSBORO MATERIALS
DELAWARE BUILDING SUPPLY (INACTIVE)
DELMARVA CHEMICAL (INACTIVE)
DELMARVA POWER
DELSTAR TECHNOLOGIES, INC.
DOW CHEMICAL (INACTIVE)
DOW REICHHOLD SPECIALTY (INACTIVE)
DSM NUTRITIONAL PRODUCTS INC
EXPERT HOUSE MOVERS OF MD (INACTIVE)
FARMERS PLANTERS
GARDNER ASPHALT CORP
GROWMARK FS, INC
HANOVER FOODS (INACTIVE)
HELENA CHEMICAL
HIRSH INDUSTRIES (INACTIVE)
INVISTA
LETICA CORPORATION
MEHERRIN AGRICULTURAL & CHEMICAL INC
MID ATLANTIC BIO DIESEL
MILDELCORP (INACTIVE)
MONDELEZ GLOBAL, LLC
MOUNTAIRE FARMS
MOUNTAIRE FARMS (INACTIVE)
MOUNTAIRE FARMS OF DELAWARE INC
MOUNTAIRE FARMS-CORN TRACK (INACTIVE)

NANTICOKE HOMES INC (INACTIVE)
NRG ENERGY CENTER
P P G INDUSTRIES
PARADEE GAS COMPANY
PARIS FOODS CORP
PENNSY SUPPLY
PENNSYLVANIA SUPPLY INC
PERDUE AGRI RECYCLE, LLC.
PERDUE AGRIBUSINESS LLC
PERDUE FARMS INC
PERDUE FARMS INC (INACTIVE)
PERDUE FARMS-SEAFORD (INACTIVE)
PLIANT CORP. (INACTIVE)
POTOMAC VALLEY BRICK AND SUPPLY
COMPANY
PROCTER AND GAMBLE (INACTIVE)
SALISBURY BRICK
SHARP ENERGY INC
SHORELAND FREEZERS (INACTIVE)
SMITHFIELD BEEF GROUP - SOUDERTON, INC.
SOIL SERVICE INC
SOUTHERN STATES COOPERATIVE
STOCK BUILDING SUPPLY (INACTIVE)
SUBURBAN PROPANE, LP(INACTIVE)
SUPPLIES UNLIMITED
UNITED STATES COLD STORAGE INC
VFL TECHNOLOGY CORPORATION
VLASIC FOODS INC(INACTIVE)
WESTLAKE POLYMERS COR(INACTIVE)
WILLARD AGRI-SERVICE OF GREENWOOD LLC
YODER AND SONS

- (iv) Aggregate number of carloads the Shippers originated or terminated over the Line

The aggregate number of carloads the Shippers named above originated or terminated within the last two years is being filed by separate cover under 49 C.F.R. § 1104.14(a).

- (v) Certification that shippers have been provided notice of proposed transaction and interchange commitment

Attached hereto is Certificate of Service, certifying that the Shippers have been served a copy of this Notice. See Exhibit D and Exhibit D-1.

- (vi) List of third party railroads that could physically interchange with the Line.

NSR, the Maryland and Delaware Railroad Company, the Delaware Coast Line Railroad, and the Bay Coast Railroad

- (vii) Estimated difference between sale or lease price with and without interchange commitment.

An estimate of the difference between the sale or lease price with and without the interchange commitment is being filed by separate cover under 49 C.F.R. § 1104.14(a).

- (viii) Identification of interchange commitment in case caption.

The case caption of this Verified Notice of Exemption identifies the existence of an interchange commitment.

ENVIRONMENTAL AND HISTORIC IMPACTS

Under 49 C.F.R. § 1105.6(c)(2), the proposed transaction is exempt from environmental reporting requirements because the proposed transaction will not result in significant changes in carrier operations, i.e., changes that exceed the thresholds established in 49 C.F.R. §§ 1105.7(e)(4) or (5).

Also, under 49 C.F.R. § 1105.8(b)(1), the proposed transaction is exempt from historic preservation reporting requirements. The proposed transaction is for the purpose of continued rail operations. Further Board approval would be required for DCR to discontinue or NSR to abandon

service. There are no plans to dispose of or alter properties subject to Board jurisdiction that are fifty years old or older.

CAPTION SUMMARY

A caption summary in appropriate form (49 C.F.R. § 1150.34) is attached as Exhibit E to this Notice.

Respectfully submitted,

Richard R. Wilson, Esq.
RICHARD R. WILSON, P.C.
518 N. Center Street, Ste. 1
Ebensburg, PA 15931
Tel: (814) 419-8152


William A. Mullins
Crystal M. Zorbaugh
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2401 Pennsylvania Ave., NW
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Tel: (202) 663-7820
Fax: (202) 663-7849

Dated: November 17, 2016

**Attorneys for Delmarva Central Railroad
Company**

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

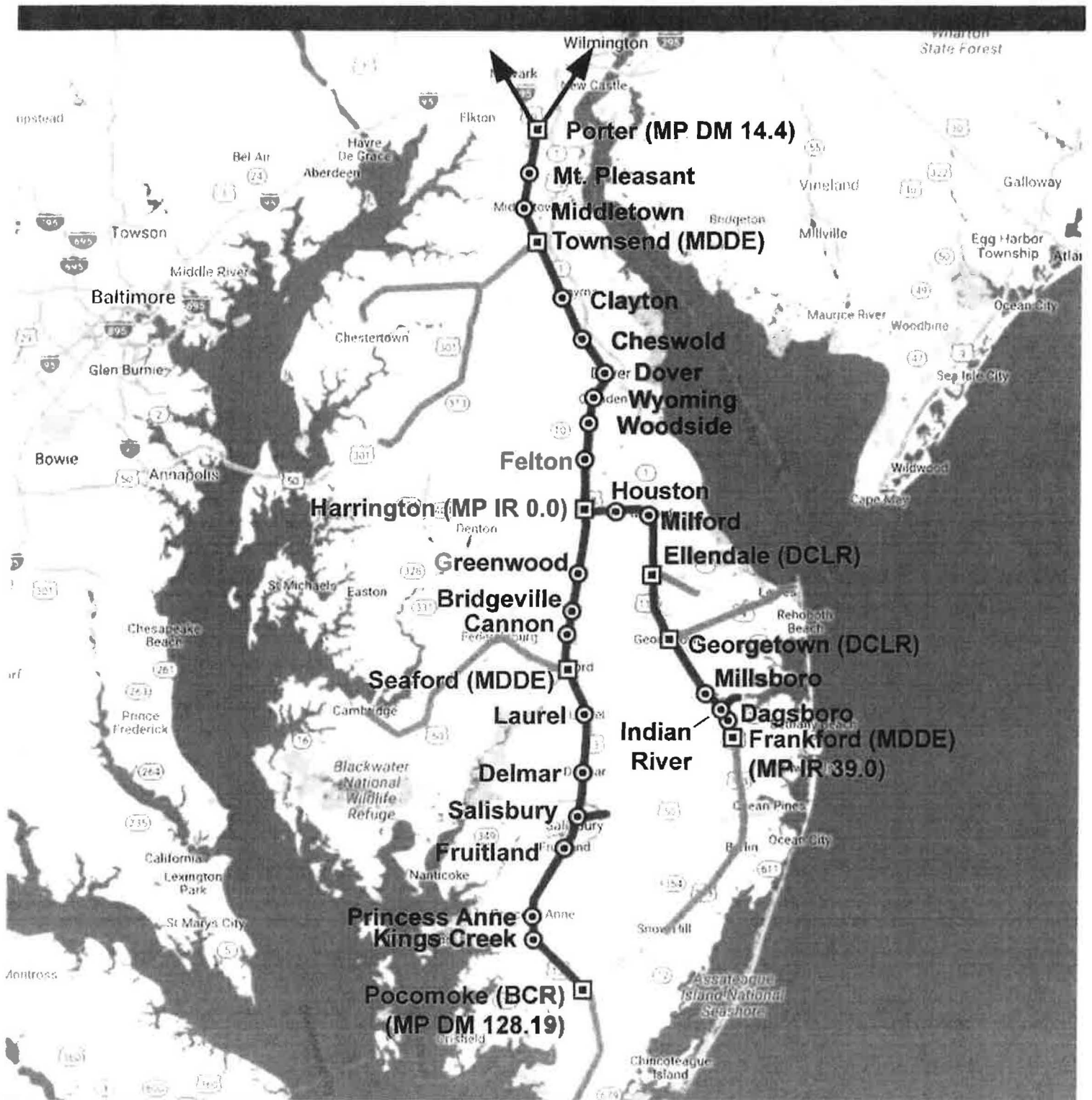
FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

EXHIBIT A

MAP



CARLOAD EXPRESS

Delmarva Central Railroad (DCR)

- | | |
|---|--|
|  Delmarva Central Railroad |  Rail Station |
|  Connecting Shortlines |  Interchange Location |
|  Norfolk Southern | |

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

EXHIBIT B

**DELMARVA CENTRAL RAILROAD COMPANY
CERTIFICATION OF REVENUES 49 C.F.R. § 1150.33(g)**

CERTIFICATION OF REVENUES

Commonwealth of Pennsylvania)
) SS:
County of Allegheny)

I, James Streett, President of Delmarva Central Railroad Company (“DCR”), hereby certify that the projected annual rail revenues of DCR will not as a consequence of the transaction result in DCR becoming a Class II or Class I rail carrier so as to require processing the foregoing notice of exemption under 49 C.F.R. § 1150.45.

However, the annual operating revenues will exceed \$5 million. Therefore, I also certify that DCR has complied with the labor provisions of 49 C.F.R. §1150.32(e). See Certification Provided to the Board - Exhibit C.

Executed this 17 day of November 2016


James Streett, President
Delmarva Central Railroad Company

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

EXHIBIT C

**CERTIFICATION OF COMPLIANCE WITH EMPLOYEE
AND LABOR PROTECTIONS 49 C.F.R. §1150.32(e)**

BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS

2401 PENNSYLVANIA AVENUE, NW
SUITE 300

WASHINGTON, DC 20037

TELEPHONE: (202) 663-7820

FACSIMILE: (202) 663-7849

Crystal M. Zorbaugh

(202) 663-7831 (Direct Dial)

E-Mail: czorbaugh@bakerandmiller.com

October 18, 2016

VIA E-FILING

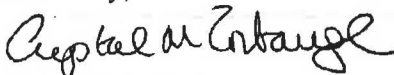
Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

Re: Delmarva Central Railroad Company – Lease and Operation Exemption –
Norfolk Southern Railway Company, FD 36071

Dear Ms. Brown:

Pursuant to 49 C.F.R. § 1150.32(e), the Delmarva Central Railroad Company (“DCR”) hereby certifies that on October 18, 2016, the attached Notice of Intent to Acquire Lines (“Notice”) was posted at the workplace of Norfolk Southern Railway Company’s employees in Delmar, Dover, Harrington, Middletown and Seaford, Delaware. Simultaneously, the Notice and a copy of this certification were served on the national offices of the labor unions with employees on the affected line consistent with the applicable regulation. If there are any questions about this Notice, please do not hesitate to contact me directly or William Mullins, who can be reached at (202) 663-7823 or by e-mail at wmullins@bakerandmiller.com.

Sincerely,



Crystal M. Zorbaugh

Attorney for Delmarva Central Railroad Company

Enclosure

cc: John Ashbridge

NOTICE OF INTENT TO ACQUIRE LINES

Lines to be Acquired

The **Delmarva Central Railroad Company, ("DCR")** will acquire certain Tracks owned or operated by Norfolk Southern Railway Company, a Virginia corporation, including sidings and yard tracks. These Tracks are located between: (1) Delmarva Secondary at Milepost DM 14.4 at Porter, DE and Milepost DM 128.19 at Pocomoke, MD; (2) Indian River Secondary at Milepost IR 0.0 at Harrington, DE and Milepost IR 39.0 at Frankford, DE; (3) Oxford IT at Milepost VQ 0.0 at Clayton, DE and End of Track at Milepost VQ 0.4; (4) Cambridge IT at Milepost QT 0.00 at Seaford, DE and Milepost QT 2.3 at Glen Mills, DE; (5) Willards IT at Milepost MW 42.05 at Salisbury, MD and End of Track at Milepost MW 45.7; (6) Mardella IT at Milepost MW 42.05 at Salisbury, MD and End of Track at Milepost MW 41.4; (7) Mill Street IT at Milepost MW 0.0 at Salisbury, MD and End of Track Milepost MR 0.6; (8) Chrisfield IT at Milepost KK 0.0 at Kings Creek and End of Track Milepost KK 1.2 (collectively the tracks are referred to herein as the "Line").

The total length of the Line is approximately 161.59 Miles.

As a result of operating the Line, DCR expects to have employment opportunities in the following areas:

Freight Operation:

Approximately 37 positions in or near Delmar, Dover, Harrington, Middletown and Seaford, DE. These positions require the following minimum skills and/or qualifications:

General Manager:

One (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Promote a culture of high performance and continuous improvement that values learning and a commitment to quality.
- Plan, organize, implement, direct and evaluate the organization's financial performance.
- Ensure sound operating procedures according to Federal Railroad Administration ("FRA") and Company policy.
- Ability to operate as an effective tactical as well as strategic thinker
- Commitment to delivering excellent customer service.
- Bachelor's degree in business, engineering, or marketing related field preferred.
- Must have at least 5 - 10 years of railroading experience in a supervisory and/or managerial role.

Train Masters:

Approximately two (2) positions located in or near Harrington, DE. These positions require the following minimum skills and/or qualifications:

- Supervises and coordinates activities of train crews engaged in railroad operations.
- Must possess a high school education, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

- Must possess a valid Engineer's certificate issued by a program in compliance with 49 CFR Part 240 and/or valid Conductor's certificate issued by a program in compliance with 49 CFR Part 242.
- Must be able to meet all hearing and vision requirements of 49 CFR Part 240 and/or 49 CFR Part 242.

Conductor:

Approximately eight (8) positions located in or near Delmar, Dover, Harrington, and Seaford, DE. These positions require the following minimum skills and/or qualifications:

- Must have an understanding of the operation of track switches, coupling and uncoupling cars and performs other duties associated with the movement of trains, cars and engines in rail yards and on the main railroad, and pass written tests to verify competency.
- Must possess a valid Conductor's certificate issued by a program in compliance with 49 CFR Part 242.
- Must be able to meet all hearing and vision requirements of 49 CFR Part 242.
- At least six months experience as a Conductor/Brakeman.

Engineer / Conductor:

Approximately nine (9) positions in or near Delmar, Dover, Harrington, and Seaford, DE. These positions require the following minimum skills and/or qualifications:

- Must be able to operate diesel-locomotives, interpret train orders, railroad rules, and pass written tests to verify competency.
- Must possess a valid Engineer's certificate issued by a program in compliance with 49 CFR Part 240.
- Must be able to meet all hearing and vision requirements of 49 CFR Part 240.
- Must have an understanding of the operation of track switches, coupling and uncoupling cars and performs other duties associated with the movement of trains, cars and engines in rail yards and on the main railroad, and pass written tests to verify competency.
- At least six months experience as a Locomotive Engineer.

Master Mechanic of Locomotives:

Approximately one (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Make repairs and perform scheduled locomotive maintenance
- Must have previous mechanical department or equivalent industry experience.
- Must have knowledge of and comply with FRA and railroad industry standards.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.
- Prefer background in technical training in Diesel maintenance/repair.
- Demonstrated knowledge and ability in using required hand and power tools.

Machinist / Electrician:

Approximately one (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Understand mechanical and electrical operations of machinery.
- Troubleshoot and perform heavy repairs to all types of equipment components and diesel engines, hydraulic pumps, motors, cylinders, valves, and electrical systems.
- Ensure compliance with all railroad rules and federal regulations related to safety and operations, including but not limited to FRA regulations.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Track Foreman:

Approximately one (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Supervises and assists with all track work.
- Oversee/direct production gang work.
- Plan and implement maintenance programs.
- Develop and provide workforce training on federal regulations and railroad procedures, including but not limited to FRA regulations.
- Instructs work force on safety compliance and mandated programs.
- Must possess a high school education or GED, and a minimum of 36 months job-related experience.

Assistant Track Foreman:

Approximately one (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Direct, manage, and assist with daily activities of a crew related to duties involved in the construction, maintenance, inspection, and repair of railroad tracks
- Enforce compliance with safety procedures
- Must possess two (2) years of experience in Railroad Track Maintenance.
- Must possess a high school education or GED and a minimum of 12 months job-related experience.

Track Inspector:

Approximately two (2) positions located in or near Harrington, DE. These positions requires the following minimum skills and/or qualifications:

- Inspect railroad track structure for compliance with railroad policy and federal/state regulations.
- Implement remedial action on defects pending repair.
- Inspect completed work to verify conformance to government regulations.
- Prepare inspection reports for management and government compliance.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience.

Maintenance of Way Track Worker / Equipment Operator:

Approximately three (3) positions located in or near Harrington, DE. These positions require the following minimum skills and/or qualifications:

- Remove and replace defective ties, rails, spikes, plates, bolts, bars, anchors, etc.
- Correct deviations in track surface, alignment and gauge.
- Must be willing to become competent in applying FRA rules and regulations and be able to perform maintenance in a timely manner.
- Must be willing to learn to operate in a safe and efficient manner, all equipment and tools associated with track maintenance.
- Must have Class B CDL.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Signal Maintainer:

Approximately three (3) positions located in or near Harrington, DE. These positions requires the following minimum skills and/or qualifications:

- Installs railroad signaling equipment and highway traffic control devices according to layout plans and/or FRA regulations.
- Maintains signaling and traffic control devices; analyzes operational malfunctioning with testing devices to locate, diagnose, and ascertain repairs to be made.
- Maintain written electronic records of all tests, inspections, and repairs performed.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience;

Bridge Operator:

Approximately four (4) positions located in or near Middletown, DE. These positions require the following minimum skills and/or qualifications:

- Operate automatic and semi-automatic equipment to open and close bridges
- Communicate with train dispatchers and vessel operators using radio and telephone
- Perform routine maintenance and repairs on bridge operating parts and equipment and prepare summaries on repairs
- Additional duties as assigned.
- Must possess a high school education or GED, and a minimum of 12 months job-related experience; or equivalent combination of education and experience.

Marketing Manager:

Approximately one (1) position located in or near Harrington, DE. This position requires the following minimum skills and/or qualifications:

- Develop and implement marketing strategies based on competitive and economic conditions, geographic analysis, and customer surveys, prospect for and develop new business opportunities
- Lead and coordinate programs with DCR operations to enhance customer value.
- Bachelor's degree in business, engineering, or marketing related field preferred.
- 3-5 years of experience in railroad sales, transportation, marketing, operations or logistics management.

DCR will offer:

- Medical, dental, vision
- Supplemental insurance
- Wellness program
- Holidays
- Sick & vacation time
- 401 (k)
- Safety boot program

Please Note:

The most qualified candidates will be selected from the available pool of applicants without regard to race, creed, color, religion, national origin, sex, age, marital status, disability or veteran status. Consistent with the terms of the lease and any relevant collective bargaining agreements, due consideration will be provided to all qualified applicants. The selection criteria will be job-related skills and attributes as outlined above. Successful candidates must have a stable work record and exhibit safe work practices. The ability to work in a team environment with a focus on customer service is critical. Applicants must be able to read and comprehend regulations and instructions in English, as well as possess good oral communication skills. Successful applicants will be required to pass a pre-employment drug and alcohol screen and complete a post-offer functional assessment. Successful applicants must have a valid driver's license, a clean driving record, and be willing to submit to an employment, criminal, motor vehicle record review, and medical questionnaire (as necessary). Every team member is an at-will employee. All team members are expected to know and abide by DCR's code of employee conduct.

Additional information can be obtained by emailing Dcr-jobs@carloadexpress.com or information can be obtained by calling human resources at (302) 846-7820.

**Delmarva Central Railroad Company
519 Cedar Way
Bldg. 1, Suite 100
Oakmont, PA 15139**

Date Posted: October 18, 2016

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

EXHIBIT D

**CERTIFICATE OF SERVICE ON SHIPPERS PER 49 C.F.R. § 1150.43(h)(1)(iii) AND 49
C.F.R. § 1150.43(h)(1)(v)**

CERTIFICATE OF SERVICE

I, William A. Mullins, hereby certify that on November 17, 2016, a true copy of Delmarva Central Railroad Company's verified notice of exemption was served by first-class mail, postage prepaid, or by a more expeditious manner on the shippers listed in Exhibit D-1:



William A. Mullins
Attorney for Delmarva Central Railroad Company

Exhibit D-1

BUSINESS NAME	ADDRESS
84 LUMBER	36 MCCOY ST MILFORD, DE 19963
AGRIUM US INC	4474 WHEATLEYS POND RD P O BOX 569 SMYRNA, DE 19977
ALLEN HARIM FARMS, LLC	20799 ALLEN ROAD SEAFORD, DE 19973
AMG RESOURCES (INACTIVE)	4100 GRAND AVE PITTSBURGH, PA 15225
AMICK FARMS LLC	10392 ALLENS MILL RD EXT DELMAR, DE 19940 0000
BASF	100 INDUSTRIAL BLVD SEAFORD, DE 19973
BERACAH HOMES INC (INACTIVE)	9590 NANTICOKE BUSINESS PARK DR. GREENWOOD, DE 19950 0000
CHESAPEAKE UTILITIES CORP	350 QUEEN ST DOVER, DE 19904
CROP PRODUCTION SERVICES	7311 OCEAN HIGHWAY POCOMOKE, MD 21851
DAGSBORO MATERIALS	30548 THOROUGHGOOD ROAD DAGSBORO, DE 19939
DELAWARE BUILDING SUPPLY(INACTIVE)	141 MULLET RUN DRIVE MILFORD, DE
DELMARVA CHEMICAL (INACTIVE)	510 WEST ROAD SALISBURY, MD 21801
DELMARVA POWER	29416 POWER PLANT RD DAGSBORO, DE 19939
DELSTAR TECHNOLOGIES, INC.	601 INDUSTRIAL DRIVE MIDDLETOWN, DE 19709 0000
DOW CHEMICAL (INACTIVE)	2020 WILLARD H. DOW CENTER MIDLAND, MI 48674
DOW REICHHOLD SPECIALTY(INACTIVE)	144 FORK BRANCH ROAD DOVER, DE 19904
DSM NUTRITIONAL PRODUCTS INC	BOX 2493 SALISBURY, MD 21802 2493
EXPERT HOUSE MOVERS OF MD (INACTIVE)	P. O. BOX 447 SHARPTOWN, MD 21861
FARMERS PLANTERS	210 MILL ST SALISBURY, MD 21801 4207
GARDNER ASPHALT CORP	25938 NANTICOKE STREET SEAFORD, DE 19973 0000
GROWMARK FS, INC	308 NE FRONT STREET MILFORD, DE 19963
	431 N POPLAR ST LAUREL, DE 19956
	901 NANTICOKE AVENUE SEAFORD, DE 19973
HANOVER FOODS(INACTIVE)	5 FACTORY LANE RIDGELY, MD 21660
HELENA CHEMICAL	16635 ADAMS ROAD BRIDGEVILLE, DE 19933 0000
HIRSH INDUSTRIES (INACTIVE)	1525 MCKEE ROAD DOVER, DE 19903-0557
INVISTA	25876 DUPONT ROAD SEAFORD, DE 19973
LETICA CORPORATION	801 INDUSTRIAL DR P. O. BOX 443 MIDDLETOWN, DE 19709 0000
MEHERRIN AGRICULTURAL & CHEMICAL INC	18441 WESLEY CHURCH RD BRIDGEVILLE, DE 19933
MID ATLANTIC BIO DIESEL	218 SCHOOL LANE CLAYTON, DE 19938
MILDELCORP(INACTIVE)	700 MCCOLLEY STREET MILFORD, DE 19963 0000
MONDELEZ GLOBAL, LLC	1250 WEST NORTH STREET DOVER, DE 19904
MOUNTAIRE FARMS	11 DAISEY ST FRANKFORD, DE 19945

MOUNTAIRE FARMS (INACTIVE)
 MOUNTAIRE FARMS OF DELAWARE INC
 MOUNTAIRE FARMS-CORN TRACK (INACTIVE)
 NANTICOKE HOMES INC(INACTIVE)
 NRG ENERGY CENTER
 P P G INDUSTRIES
 PARADEE GAS COMPANY
 PARIS FOODS CORP
 PENNSY SUPPLY
 PENNSYLVANIA SUPPLY INC
 PERDUE AGRI RECYCLE, LLC.
 PERDUE AGRIBUSINESS LLC

PERDUE FARMS INC
 PERDUE FARMS INC(INACTIVE)

PERDUE FARMS-SEAFORD(INACTIVE)
 PLIANT CORP.(INACTIVE)
 POTOMAC VALLEY BRICK AND SUPPLY COMPANY
 PROCTER AND GAMBLE (INACTIVE)
 SALISBURY BRICK
 SHARP ENERGY INC
 SHORELAND FREEZERS (INACTIVE)
 SMITHFIELD BEEF GROUP - SOUDERTON, INC.
 SOIL SERVICE INC
 SOUTHERN STATES COOPERATIVE

STOCK BUILDING SUPPLY (INACTIVE)
 SUBURBAN PROPANE, LP(INACTIVE)
 SUPPLIES UNLIMITED

30607 REVEL NECK ROAD WESTOVER, MD 21871
 615 FAIRGROUND RD HARRINGTON, DE 19952
 11 DAISEY ST FRANKFORD, DE 19945
 402 MAIN STREET TOWNSEND, DE 19734 0000
 11 DAISEY ST FRANKFORD, DE 19945
 9599 NANTICOKE BUSINESS PARK DRIVE GREENWOOD, DE 19950
 1280 WEST NORTH STREET DOVER, DE 19904
 1886 LYNNBURY WOODS ROAD DOVER, DE 19904 0000
 435 TWIN OAKS DR DOVER, DE 19901
 1115 PINE ST PO BOX 277 HOUSTON, DE 19954 0000
 1001 PAXTON ST P.O. BOX 3331 HARRISBURG, PA 17105
 401 LUMBARD ST FELTON, DE 19943
 28338 ENVIRO WAY SEAFORD, DE 19973
 212 S BRADFORD ST P O BOX 29 SEAFORD, DE 19974
 6906 ZION CHURCH ROAD P.O. BOX 1537 SALISBURY, MD 21802-1537
 16447 ADAMS RD BRIDGEVILLE, DE 19933
 PROGRESS LANE PRINCESS ANNE, MD 21853 0000
 ZION CHURCH ROAD SALISBURY, MD 21802-1537
 1000 NANTICOKE AVE SEAFORD, DE 19973 4009
 299 CLUKEY DRIVE HARRINGTON, DE 19952
 418 COLES CIRCLE SALISBURY, MD 21804
 1340 W NORTH STREET DOVER, DE 19904
 301 WEST ISABELLA ST SALISBURY, MD 21801 0000
 102 CENTRAL AVENUE OCEAN VIEW, DE 19970
 111 BATEMAN ST SALISBURY, MD 21804 0000
 4957 STEIN HWY SEAFORD, DE 19973
 117 NEW STREET SEAFORD, DE 19973 0000
 227 SCHOOL LANE PO BOX 218 CLAYTON, DE 19938
 302 CLAYTON ST P O BOX 278 DAGSBORO, DE 19939
 7308 WILLIAMSVILLE RD P O BOX 261 MILFORD, DE 19963
 900 N BROAD STREET MIDDLETOWN, DE 19709 0000
 DAGSBORO SERVICE - LAUREL BRANCH 102 DESHIELDS ST LAUREL, DE 19956 0000
 196 COMMERCE WAY DOVER, DE 19903
 201 N. FRUITLAND BLVD FRUITLAND, MD 21826 0000
 9644 NANTICOKE BUSINESS PARK DRIVE GREENWOOD, DE 19950

UNITED STATES COLD STORAGE INC
VFL TECHNOLOGY CORPORATION
VLASIC FOODS INC(INACTIVE)
WESTLAKE POLYMERS COR(INACTIVE)
WILLARD AGRI-SERVICE OF GREENWOOD LLC
YODER AND SONS

419 MILFORD HARRINGTON HWY PO BOX 242 MILFORD, DE 19963
29416 POWER PLANT RD DAGSBORO, DE 19939
BOX 625 MILLSBORO, DE 19966 0000
2801 POST OAK BLVD HOUSTON, TX
22272 S DUPONT HWY GREENWOOD, DE 19956
9599 NANTICOKE BUSINESS PARK DRIVE GREENWOOD, DE 19950

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

EXHIBIT E

CAPTION SUMMARY

SURFACE TRANSPORTATION BOARD

NOTICE OF EXEMPTION

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE COMMITMENT -
NORFOLK SOUTHERN RAILWAY COMPANY**

Delmarva Central Railroad Company (“DCR”), non-carrier, has filed a verified notice of exemption to lease and operate an approximately 161.59 mile rail line currently owned and operated by Norfolk Southern Railway Company (“NSR”) extending between Porter, DE and Pocomoke, MD and between Harrington, DE and Frankford, DE, including the following industrial tracks: Oxford, Cambridge, Willards, Mardella, Mill, and Chrisfield. DCR expects to consummate this transaction and commence operation of the Line on or after the effective date of this Notice of Exemption.

Comments must be filed with the Board and served on DCR’s representative: William A. Mullins, Baker & Miller PLLC, 2401 Pennsylvania Ave., NW, Suite 300, Washington, DC 20037, (202) 663-7820. This notice is filed under 49 C.F.R. § 1150.31, et. seq. If the notice contains false or misleading information, the exemption is void ab initio. The filing of a petition to revoke will not automatically stay the transaction.

Decided: _____

By the Board

**BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC**

FD 36071

**DELMARVA CENTRAL RAILROAD COMPANY
– LEASE AND OPERATION EXEMPTION WITH INTERCHANGE LIMITATION –
NORFOLK SOUTHERN RAILWAY COMPANY**

VERIFIED NOTICE OF EXEMPTION

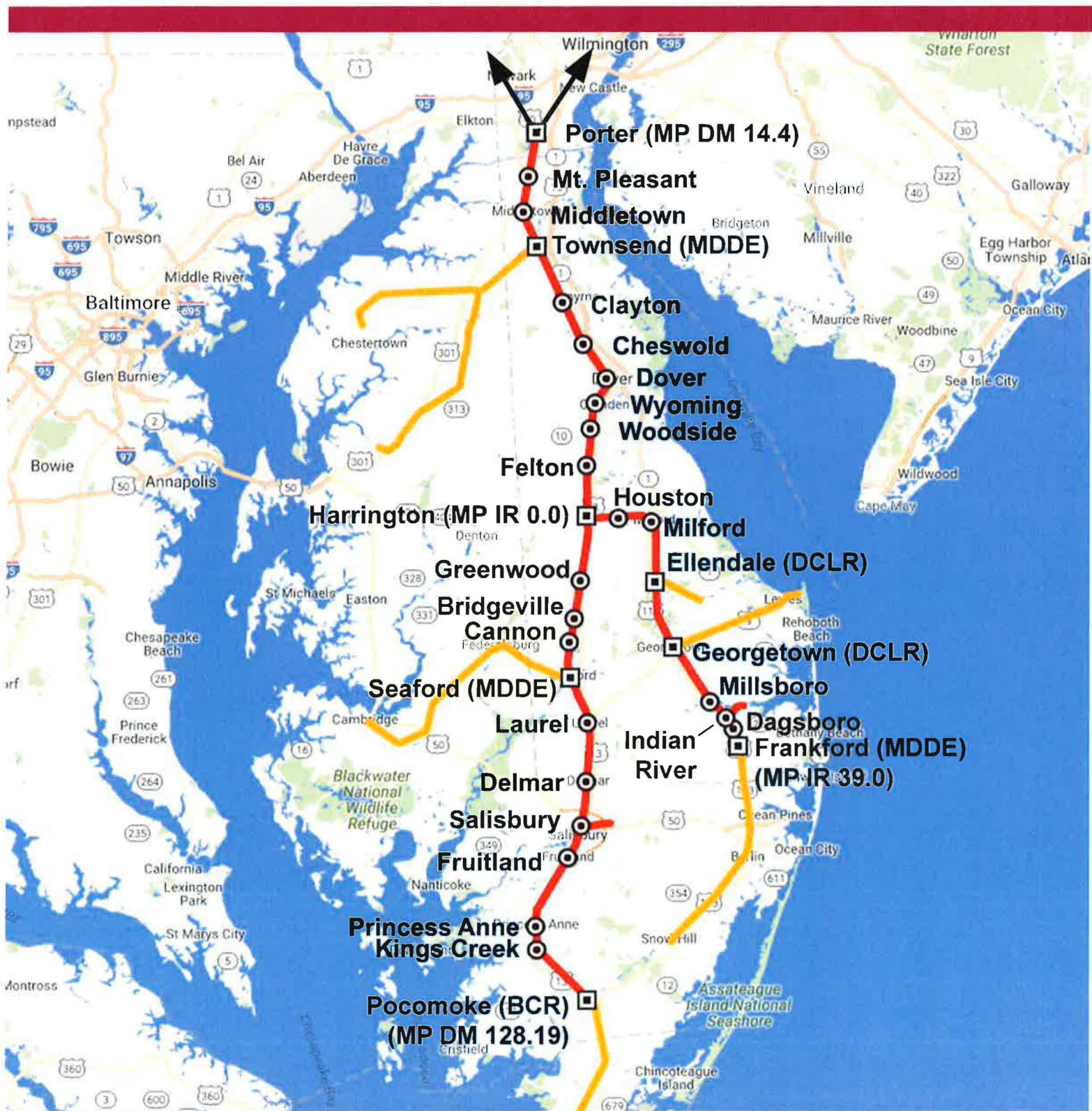
VERIFICATION

Pursuant to 28 U.S.C. 1746, I, James Streett, President of Delmarva Central Railroad Company (“DCR”), declare under the penalty of perjury under the laws of the United States that I am authorized to make this verification of behalf of DCR and the foregoing verified notice of exemption is true and correct to the best of my knowledge and belief.

Executed this 17 day of November 2016



James Streett, President
Delmarva Central



CARLOADEXPRESS

Delmarva Central Railroad (DCR)

- Delmarva Central Railroad
- Connecting Shortlines
- Norfolk Southern
- ⊙ Rail Station
- Interchange Location