

#E1-1457
28

Stephen L. Day
eMail: sday@bpmilaw.com

4/18/05
M. Rutson

April 11, 2005

Ms. Victoria J. Rutson

Chief, Section of Environmental Analysis

Surface Transportation Board

1925 K Street, N.W.

Washington, D.C. 20423-0001

Re: AB-771 x

Dear Ms. Rutson:

Enclosed is a letter I received from the Public Works Department of the City of Mt. Vernon. In response to concerns expressed by the National Geodetic Survey, we asked the City to locate the geodetic station marks identified in the Geodetic Survey letter to you dated March 29, 2005.

The City was unable to locate the specific station marks, but determined (within a 30 foot margin of error) that none of the stations were within 500 feet of the railroad line subject to this exemption. The City concluded that none of the referenced markers will be disturbed by salvage operations.

We note that no OFA or Request for Public Use (trails) was filed by April 1. Unless we receive notice that a petition to stay has been filed, the Mount Vernon Terminal Railway intends to begin salvage operations on April 23, 2005, one day after this exemption is effective.

Very truly yours,
Stephen L. Day

SLD:sh
cc: Richard A. Snay
George Stephenson
Kevin Rogerson

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City of Mount Vernon
Public Works Department

ernon

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April 7, 2005

Mr. Stephen L. Day

Betts Patterson

& Mines, P.S.

One Convention Place

701 Pike St., Suite 1400

Seattle, WA 98101-3927

Re: File # 6570.0002 Mount Vernon Terminal Railroad

Dear Mr. Day:

Staff has reviewed the three geodetic station markers referenced in the letter dated March 29, 2005 from the United States Department of Commerce National Oceanic and Atmospheric Administration and depicted as PTS 17 at Latitude N 482502, L1222006; C331 at N482517, W1222008; and B 331 at N482542, W 1222012.

The method of location a Garmin Rino 120 hand held GPS unit. The actual monument was not observed, however the accuracy of location is within 30 feet and the railway abandonment project is 500 feet west of the closest geodetic station marker.

Based on our observations the three referenced markers will not be disturbed or destroyed as a result of the activities associated with the railroad abandonment project.

If you have any questions regarding the above please don't hesitate to give us a call.

Sincerely

Jim Haehn

Jim Haehn
Project Engineer

Skagit County GIS Map

