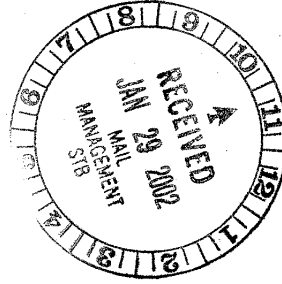


CHARLES H. MONTANGE

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10 January 2002

Memo to Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

Re: 1411 Corp. -- Exemption -- in Lancaster County, PA, AB
581X, consolidated with AB 529X; - 204640
204641 - original of faxed verified statement

From: Charles H. Montange
for Shawnee Run Greenway

Enclosed for filing please find the original of the faxed
verified statement included in the filing submitted by Shawnee
Run Greenway under cover letter dated 4 January 2002.

ENTERED
Office of the Secretary

JAN 30 2002

Part of
Public Record

Encl.

cc. Counsel (w/encls.)

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

DOCKET NO. AB-529-X

**MIDDLETOWN & HUMMELSTOWN RAILROAD COMPANY
ABANDONMENT EXEMPTION IN LANCASTER COUNTY, PENNSYLVANIA**

DOCKET NO. AB-581-X

**1411 CORPORATION
ABANDONMENT EXEMPTION IN LANCASTER COUNTY, PENNSYLVANIA**

VERIFIED STATEMENT OF MICHAEL L. STARK

I, Michael L. Stark, make this verified statement, under penalties for perjury, for filing in the above-captioned proceeding.

1. At the request of council, I have examined the Verified Statement of Lawrence P. Gemmell executed on December 21, 2001, and filed in this proceeding on behalf of The Frank Sahd Salvage Center, Inc. (Sahd).
2. The Columbia Downtown Development Corporation, (CDDC) with which I am the current Greenway & Watershed Committee Chairman for, has been involved in a project to develop a Watershed Management Plan to guide environmental improvements to Shawnee Run (a stream that parallels 1.25 miles of the railroad corridor) and assist the Borough of Columbia in meeting their obligations under the EPA's Phase II storm water regulations. This project is being funded through a grant that CDDC received from the Pennsylvania Department of Environmental Protection (PADEP) in the spring of 2000. In this capacity, I did call Mr. Gemmell prior to December 13, 2001. On behalf of CDDC, I informed Mr. Lawrence P. Gemmell that we were working on Shawnee Run and as part of our research had discovered the

PADEP report relating to Sahd. Because of the PADEP report, and other statements by Mr. Sahd to me over a year ago that he had had environmental analysis conducted, I asked Mr. Gemmell whether GenChem, Inc., had conducted environmental testing/surveys on behalf of Sahd, and, if so, whether Mr. Gemmell would share the results. I understood Mr. Gemmell to refuse to confirm or to deny any testing or surveys. I further understood that he regarded that portion of his work as confidential. To the extent Mr. Gemmell claims that he "clearly and unequivocally informed" me that "no Phase I or Phase II assessment had been performed," or that he informed me "Mr. Sahd might have incorrectly used the terminology when speaking with the representatives of the PADEP" Mr. Gemmell is not correct. So far as I am aware, Sahd has had Phase I and Phase II environmental studies performed on the property as he represented to PADEP according to the inspection report of record, or else equivalent studies performed. Statements made by Jeffrey O. Moreno in his "Petition for Leave to Submit" that Sahd has "never conducted a study" are either misleading (Sahd may have contracted for a study, not do it itself) or are not established by Gemmell's erroneous verified statement, which misrepresents a conversation with me and does not purport to characterize what studies Sahd in fact has contracted to have done in respect to the property.

Verification

I, Michael Lee Stark, verify under penalty of perjury, under the laws of the United States, that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this Verified Statement.

Executed on this 3rd day of January, 2002



Michael Lee Stark