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May 6, 2002

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VIA COURIER

Mr. Vernon A. Williams, Secretary
Office of the Secretary
Surface Transportation Board
1925 K Street, N.W., Room 711
Washington, DC 20423-0001

ENTERED
Office of the Secretary
MAY 06 2002
Part of
Public Record

**RE: Finance Docket No. AB-598 - BHP Nevada Railroad Company -
Discontinuance Exemption - Rail Line Between Cobre, Nevada
and Keystone, Nevada**

Dear Secretary Williams:

I have enclosed an original and ten copies of Affidavits of Publication that were provided by the Elko Daily Free Press and the Ely Daily Times, both of which attest to the fact that BHP Nevada Railroad Company caused a legal notice of its intention to discontinue service on the line of railroad that is the subject of this proceeding in newspapers of general circulation in the two counties (Elko and White Pine Counties, Nevada) in which the line is located. As this certification is being provided May 6, 2002, the new consummation date for the discontinuance will be June 25, 2002.



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GALLAND, KHARASCH, GREENBERG, FELLMAN & SWIRSKY, P.C.

Mr. Vernon A. Williams, Secretary

May 6, 2002

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If you have any questions concerning this, please do not hesitate to contact me.

Very truly yours,



Edward D. Greenberg

EDG/gmr

Enclosures

cc: Mr. Kent Fletcher (via facsimile w/o encl.)

ELKO DAILY FREE PRESS

3720 Idaho St.

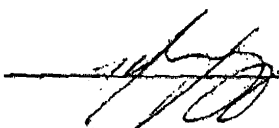
Elko, Nev. 89801

(775) 738-3118

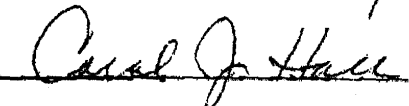
Affidavit of Publication

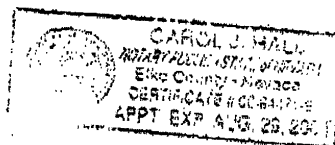
Notice of Intent to Abandon
or to Discontinue Rail Service
BHP Nevada Railroad Company gives
notice that on or about May 1, 2002 it
intends to file with the Surface
Transportation Board, Washington, DC
20423, a notice of exemption under 49
CFR 1152 Subpart F, Exempt
Abandonment permitting the discontinu-
ance of service on a 155 mile line of rail-
road between railhead milepost 0.0 near
Coon, Nevada, which traverses through
United States Postal Service ZIP Codes
89835 and 89301 and railhead milepost
145.1 near Keystone, Nevada which trav-
erses through United States Postal Service
ZIP Codes 89015 and 89316 in Elko and
White Pine Counties, Nevada. The pro-
ceeding will be docketed as No. AP 898. An
original and 10 copies of any pleading that
raises matters relating to this Notice must
be filed directly with the Board's Office of
the Secretary, 1925 K Street, NW,
Washington, DC 20423 (See 49 CFR
1104.1(a) and 1104.3(a)), and one copy
must be served on applicant's representa-
tive (See 49 CFR 1104.12(a)). Copies of
any comments or requests for conditions
should be served on the applicant's repre-
sentative: Edward D. Greenberg, Esq.,
Galland, Khamsch, Greenberg, Fellman &
Swirsky, P.C., 1064 Thirty-First Street,
N.W., Suite 200, Washington, D.C. 20007.
A-30

I, Michael G. Magney, production superintendent of the *Elko Daily Free Press*, published daily at Elko, Nevada, do solemnly swear that a copy of Notice of Intent to Abandon as per clipping attached, was published April 30, 2002 in the regular and entire issue of said newspaper, and not in any supplement thereof, for one week commencing with the issue dated April 30, 2002, and ending with the issue dated April 30, 2002.

 Production Superintendent.

Subscribed and sworn to before me, on April 30, 2002.

 Notary Public



ENTERED
Office of the Secretary

MAY 06 2002

Part of
Public Record



05/02/02 07:54 :03/03 NO:711
May 1 2002 10:25

ELY DAILY TIMES

Box 1139, Ely, Nevada 89301
(775) 269-4491

Acct. No. 81954

STATE OF NEVADA)
ELY) ss.

Maui Williams being first duly sworn, deposes and says:

That she/he is a legal clerk of the ELY DAILY TIMES, a daily newspaper published at Ely in the State of Nevada.

of which a copy is hereto attached, was published in
said newspaper for the full
required period of 12 months

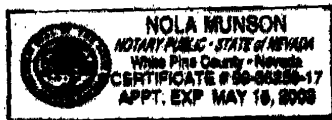
commencing on April 27, 2002

and ending on _____
both days inclusive.

Signed [Signature]

Subscribed and sworn to before me this 1st
day of Mar, 1920

Nola Manson
Notary Public



STATEMENT:

Date	Amt.	Cr	Bal.

INVOICE

Affidavit of Publication

—LEGAL NOTICE—

**NOTICE OF INTENT TO ABANDON
OR TO DISCONTINUE**

SMP Nevada, a Nevada corporation, received a notice that on or about August 1, 1992, it intends to file with the Surface Transportation Board, Washington, DC 20423, a notice of exemption for 40 CFR 110.2. Subject: F. Bambi. Abandonments permitting the removal of service on a short-line railroad between railroad segments with near Coors Nevada, which operates through United States Postal Service ZIP Codes 89506 and 89503 and railroad milepost 146.1 near Nevada, Nevada which traverse through United States Postal Service ZIP Codes 89315 in Gila and White Pine Counties, Nevada. The procedure to be followed is No. AB-555. An original and 10 copies of any pleading concerning matters relating to this notice must be filed directly with the Board's Office of the Secretary, 1225 N. Street, NW, Washington, DC 20004 (hereinafter "CFR 110.1 (a) and 110.43 (a) and 110.43 (b) must be served on applicant's representative (see 40 CFR 110.41 (2)). Copies of any comments or requests in opposition should be served on the applicant's representative, Edward D. Greenberg, Esq., Galvin, Gershon, Greenberg, Eckman & Swirey, P.C. 1054 Third First Street, New Suite 200, Washington, D.C. 20002.

Public: *Ely Times*, April 27, 2002

