

WEINER BRODSKY SIDMAN KIDER PC

1300 NINETEENTH STREET NW
FIFTH FLOOR
WASHINGTON DC 20036 1609
TEL 202 628 2000
FAX 202 628 2011

208758

August 21, 2003



BY HAND

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

Re: STB Docket No. AB-846X, Illinois Indiana Development Company, LLC
- Abandonment Exemption - LaPorte County, IN

Dear Secretary Williams:

Enclosed for filing in the above-referenced proceeding are an original and 10 copies of the Notice of Consummation of the abandonment by Illinois Indiana Development Company, LLC ("IIDC") of certain rail line, which is described in the above-referenced proceeding. This notice is filed pursuant to 49 C.F.R. § 1152.50(e).

Please note that the Notice of Consummation includes two letters confirming consultations with two separate agencies. These letters were signed by Chicago SouthShore and South Bend Railroad, the operator of the subject track, on behalf of IIDC.¹

Please acknowledge receipt of this letter by date-stamping the enclosed acknowledgment copy and returning it to our messenger.

ENTERED
Office of Proceedings

AUG 22 2003

Office of
Public Record

Very truly yours,

Rose-Michele Weinryb

ILLINOIS INDIANA DEVELOPMENT COMPANY, LLC

August 12, 2003

BY HAND DELIVERY

Honorable Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, 7th Floor
Washington, DC 20423



Re: STB Docket No. AB-846X, Illinois Indiana Development Company, LLC
– Abandonment Exemption – LaPorte County, IN

Dear Mr. Williams:

On February 10, 2003, Illinois Indiana Development Company, LLC filed a notice of exemption, under 49 CFR § 1152.50, in the above-referenced proceeding. IIDC sought authority to abandon approximately 0.6 miles of rail line located in Michigan City, LaPorte County, IN. IIDC's Notice was jointly filed with the notice of exemption of Chicago SouthShore and South Bend Railroad in STB Docket No. AB-344 (Sub-No. 2X), Chicago SouthShore & South Bend Railroad – Discontinuance Exemption – In LaPorte County, IN, in which CSS sought authority to discontinue service over the same line.

By decision of March 28, 2003, the Surface Transportation Board imposed a condition on IIDC's abandonment authority. The Board stated as follows: "the exemption of the abandonment of the line described above is subject to the condition that IIDC shall, prior to salvage activities, consult with USFWS and IDNR to evaluate potential impacts to wildlife and habitat and the possible need to implement mitigation measures. The results of these consultations shall be reported to the Board." IIDC has consulted as directed and attaches two letters confirming the results of that consultation. Both agencies consulted agreed that the type of salvage operation IIDC would conduct would not require mitigation measures. Accordingly, upon the filing of these letters, IIDC has fulfilled the conditions imposed by the Board, and is otherwise in compliance with the Board's decisions in this matter.

IIDC understands that CSS is today filing a notice of consummation of its discontinuance authority in the related proceeding.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), IIDC hereby notifies the Board that, as of August 8, 2003, IIDC has consummated the abandonment, fully exercising the authority granted in this proceeding.

Please feel free to contact our representative with any questions in this matter: Troy W. Garriss, Weiner Brodsky Sidman Kider PC, 1300 19th Street, NW, Fifth Floor, Washington, DC, 20036-1609, (202) 628-2000.

Very truly yours,

Peter Gilbertson
Chairman
Illinois Indiana Development Company,
LLC

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53 WEST JACKSON BLYD., SUITE 335 CHICAGO, IL 60604
PHONE: 312-362-1888 FAX: 312-362-1402



(219) 874-9000

Chicago SouthShore & South Bend Railroad
General Offices
505 North Carroll Avenue
Michigan City, Indiana 46360



Fax (219) 879-3754

August 8, 2003

Mr. Mike Litwin
United States Dept. of the Interior
Fish and Wildlife Services
620 South Walker Street
Bloomington, IN 47403-2121

RE: STB Docket No. AB-846X, Railroad Abandonment, Michigan City,
LaPorte County, Indiana

Dear Mr. Litwin:

A condition required by the United States Surface Transportation Board in the above referenced abandonment is that prior to salvage activities, the company consult with U.S. Fish and Wildlife Services to evaluate potential impacts to wildlife and habitat and the need to implement mitigation measures.

In my discussion with you today, I advised that salvage of material on the line would be the removal of the rail only. In this type of salvage operation, neither soil or vegetation along the right-of-way will be disturbed in any way. We agreed that with this type of salvage operation, there would be no need or requirement for mitigation measures.

Thank you for your assistance.

Yours truly,

H. T. Hearst
President

HTH:mp

(219) 874-9000

Chicago SouthShore & South Bend Railroad

General Offices
505 North Carroll Avenue
Michigan City, Indiana 46360

Fax (219) 879-3754

August 7, 2003

Christie L. Kiefer
Environmental Coordinator
Division of Water
Indiana Department of Natural Resources
402 W. Washington Street, Room W264
Indianapolis, IN 46204-2641

RE: file DNR #9927 - Railroad Abandonment, LaPorte County

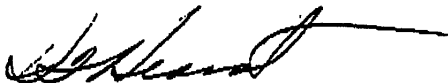
Dear Ms. Kiefer:

A condition required by the United States Surface Transportation Board in the above referenced abandonment is that prior to salvage activities, the company consult with IDNR to evaluate potential impacts to wildlife and habitat and the need to implement mitigation measures.

In my discussion with you today, I advised that salvage of material on the line would be the removal of the rail only. In this type of salvage operation, neither soil or vegetation along the right-of-way will be disturbed in any way. We agreed that with this type of salvage operation, there would be no need or requirement for mitigation measures.

Thank you for your assistance.

Yours truly,



H. T. Hearst
President

HTH:mp