

214749

LAW OFFICE
THOMAS F. MCFARLAND, PC.
208 SOUTH LA SALLE STREET - SUITE 1890
CHICAGO, ILLINOIS 60604-1112
TELEPHONE (312) 236-0204
FAX (312) 201-9695
mcfarland@aol.com

THOMAS F. MCFARLAND

July 28, 2005

By electronic mail

Vernon A. Williams, Secretary
Surface Transportation Board
Case Control Unit, Suite 713
1925 K Street, N.W.
Washington, DC 20423-0001

ENTERED
Office of Proceedings

JUL 28 2005

Part of
Public Record

214450

Re: Docket No. AB-6 (Sub-No. 429X), *BNSF Railway Company - Abandonment
Exemption - In Ramsey County, MN*

Docket No. AB-882 (Sub-No. 1X), *Minnesota Commercial Railway Company -
Discontinuance of Service Exemption - in Ramsey County, MN*

Dear Mr. Williams:

On July 21, 2005, a Verified Notice of Exemption was filed in the above proceeding.

The Verified Notice states that it is filed under 49 U.S.C. § 1152.50. The Notice should state that it is filed under 49 C.F.R. § 1152.50.

On page 1 of the Verified Notice, it is stated that the proposed consummation date of the abandonment will be at least 50 days from the filing date of July 11, 2005, which will be August 30, 2005. It should have been stated that the proposed consummation date will be at least 50 days from the filing date of July 21, 2005, which will be September 9, 2005.

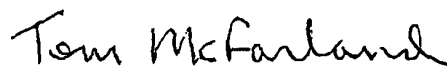
At page 4 of the Notice, it was stated that a certificate of compliance with the notice requirements of 49 C.F.R. § 1152.50(d)(1) and 49 C.F.R. § 1105.11 and the newspaper publication requirements of 49 C.F.R. § 1105.12 was attached to the Notice as Appendix 3. However, only the certificate of compliance with 49 C.F.R. § 1105.12 was contained in that Appendix. Attached to this letter is a Supplemental Appendix 3 which contains the certifications that were omitted.

THOMAS F. MCFARLAND

Vernon A. Williams
July 28, 2005
Page 2

The Board is respectfully requested to accept this errata sheet for filing.

Very truly yours,



Thomas F. McFarland
*Attorney for Minnesota Commercial
Railway Company*

TMCF:kl:enc:wp8.0\1083\lstrsb2

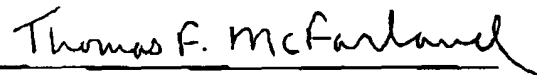
cc: Ms. Terry Guy, *be fax to 202-565-9002*
Sidney L. Strickland, Jr., Esq., *by e-mail*
David Ramberg, Esq., *by e-mail*
Mr. John Gohmann, *by e-mail*
Sarah Bailiff, *by e-mail*
David R. MacMillan, *by first-class mail*
Minnesota Department of Transportation, *by first-class mail*
The City of Vadnais Heights, *by first-class mail*
White Bear Township, *by first-class mail*

Docket Nos. AB-6 (Sub-No. 429X)
AB-882 (Sub-No. 1)

SUPPLEMENTAL APPENDIX 3

The undersigned certifies that:

- (1) at least 10 days before the filing of the Verified Notice of Exemption with the Board, the entities specified in 49 C.F.R. § 1152.50(d)(1)(i)-(iv) were notified in writing of the prospective filing of the Notice in the form required by that regulation, as evidenced by the attached letter dated July 8, 2005; and
- (2) a copy of the Draft Environmental and Historic Report in this proceeding was sent to the agencies identified in 49 C.F.R. § 1105.7(b) and the appropriate State Historic Preservation Officer in accordance with the requirements of 49 C.F.R. § 1105.11.


Thomas F. McFarland

LAW OFFICE
THOMAS F. MCFARLAND, PC.
208 SOUTH LASALLE STREET - SUITE 1890
CHICAGO, ILLINOIS 60604-1112
TELEPHONE (312) 236-0204
FAX (312) 201-9695
mcfarland@aol.com

THOMAS F. MCFARLAND

July 8, 2005

Minnesota Department of Transportation
Transportation Building
395 John Ireland Blvd.
St. Paul, MN 55155

United States Department of Agriculture
Chief of the Forest Service
P.O. Box 96090
Washington, DC 20090-6090

U.S. Department of Defense
Military Traffic Management Command
Transportation Engineering Agency
Railroads for National Defense Program
720 Thimble Shoals Blvd., Suite 130
Newport News, VA 23606-2574

The National Park Service
Recreational Resources Assistance Division
P.O. Box 37127
Washington, DC 20013-7127

Re: Docket No. AB-6 (Sub-No. 429X), *BNSF Railway Company - Abandonment
Exemption - in Ramsey County, MN*

Docket No. AB-882 (Sub-No. 1X), *Minnesota Commercial Railway Company -
Discontinuance of Service Exemption - in Ramsey County, MN*

Dear Agency or Department Representative:

On or about July 21, 2005, I intend to file a Verified Notice of Exemption under 49 C.F.R. § 1152.50, as captioned above, with the United States Department of Transportation, Surface Transportation Board (STB). The Notice will be for an exemption from 49 U.S.C. § 10903 for BNSF Railway Company to abandon, and for Minnesota Commercial Railway Company to discontinue rail service over, railroad right-of-way and trackage that extends southerly from Milepost 7.19, a point approximately 100 feet north of Interstate Highway I-694, to Milepost 6.52, a point approximately 50 feet north of Beam Avenue, a total distance of approximately .67 miles in the City of Maplewood and in White Bear Township, Ramsey County, Minnesota. That railroad right-of-way and trackage passes through a community (Maplewood) that has a U.S. Postal zip code of 55109.

This notice is being sent to you pursuant to the requirements of 49 C.F.R. § 1152.50(d).

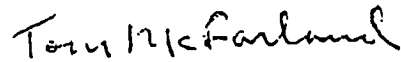
Information in the possession of BNSF Railway Company and Minnesota Commercial Railway Company does not indicate that such railroad was federally-granted. Any documentation on that subject would be made available promptly to those requesting it.

THOMAS F. MCFARLAND

Minnesota Department of Transportation
U.S. Department of Defense
U.S. Department of Agriculture
The National Park Service
July 8, 2005
Page 2

You may direct any questions about the proposed STB filing to the undersigned.

Very truly yours,



Thomas F. McFarland
*Attorney for Minnesota Commercial
Railway Company*

TMcF:kl:wp8.0\1083\tragencies1

cc: Sidney L. Strickland, Jr., Esq.
David Ramberg, Esq.