

#E1-2092
RA

AB-6 (SUB-NO. 430X)



"Sims, John A"
<John.Sims@bnsf.com>
05/23/2006 02:08 PM

To <ghoshr@stb.dot.gov>
cc "Sims, John A" <John.Sims@bnsf.com>, "Batie, Richard A"
<Richard.Batie@bnsf.com>
bcc
Subject FW: Oklahoma City, OK Abandonment

Rini,

See attached messages. This is regarding Condition # 5 in the STB decision served on November 10, 2005.

Thanks,
John Sims, Paralegal
BNSF - Law Dept

From: Batie, Richard A
Sent: Monday, May 22, 2006 8:52 AM
To: Sims, John A
Cc: Johnson, Jerome M
Subject: FW: Oklahoma City, OK Abandonment

John,

This concerns the Oklahoma City, OK Trackage and one of the environmental conditions.

Below is the response from the Army Corps of Engineers.

Rich Batie

-----Original Message-----

From: Ryan, Allen G SWT [mailto:Allen.G.Ryan@SWT03.usace.army.mil]
Sent: Monday, May 22, 2006 8:33 AM
To: Batie, Richard A
Subject: RE: Oklahoma City, OK Abandonment

Mr. Batie,

The Corps formerly provided a response letter dated July 29, 2005 which stated that this project [#14785] would not require Corps authorization pursuant to Section 404 of the CWA. We understand that nothing has changed with the project activities as currently proposed. Consequently, the Corps' previous opinion is still considered valid. No further action or coordination is considered necessary.

If your project plans change or future activities necessitate a discharge of dredged or fill material into jurisdictional waters please contact our office for additional coordination.

Thanks,

Allen Ryan
Regulatory Project Manager
918-669-7618

From: Batie, Richard A [mailto:Richard.Batie@bnsf.com]
Sent: Friday, May 19, 2006 10:06 AM
To: Ryan, Allen G SWT
Cc: Sims, John A; Wiens, Mack D
Subject: RE: Oklahoma City, OK Abandonment

Allen,

Please indicate whether or not the Corps has any further concerns.

Rich Batie

-----Original Message-----

From: Batie, Richard A
Sent: Thursday, May 18, 2006 3:08 PM
To: 'allen.g.ryan@usace.army.mil'
Cc: Sims, John A; Wiens, Mack D
Subject: Oklahoma City, OK Abandonment

Allen,

This is to confirm that on Thursday, May 18 we discussed BNSF's proposed Oklahoma City, OK Trackage abandonment and the salvage operations that will take place.

The track materials will be removed including the rails, steel parts, ties, crossings and signals.

The bridge over the Canadian River will be removed if no local group converts the right of way to a recreational trail. In the case that the bridge is removed, then it will be dismantled and the bridge piers removed at ground level.

If a local group converts the right of way into a recreational trail, the bridge over the Canadian River will stay intact.

Rich Batie, Manager Network Development, BNSF Railway, Fort Worth, Texas 817-352-6432