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DHW

Norfolk Southern Corporation
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Norfolk, Virginia 23510-2191

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September 8, 2006

Victoria Rutson, Chief
Section of Environmental Analysis
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

Re: STB Docket No. AB-290 (Sub. No. 267X), Norfolk Southern Railway
Company – Abandonment between Blue Creek and Acup (Sanderson) – in
Kanawha County, West Virginia – Notice of Exemption

Dear Ms. Rutson:

Enclosed please find a letter Mr. Paschall received from the ACHP in response to
his letter to them regarding this proceeding.

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

Yours very truly,

Kathy C. Headrick

Kathy C. Headrick

Enclosure

cc: Ms. Shirley Stewart-Burns
WV Division of Culture and History
1900 Kanawha Boulevard, E.
Charleston, WV 25305-0300



Presenting America's Heritage

September 6, 2006

Mr. James R. Paschall
Senior General Attorney
Norfolk Southern Corporation
Three Commercial Place
Norfolk, Virginia 23510-9241

RE: *Abandonment between Blue Creek and Acup (Sanderson)*
Kanawha County, West Virginia
STB Docket No. Ab-290 (Sub. No. 267X)

Dear Mr. Paschall:

On August 29, 2006, the Advisory Council on Historic Preservation (ACHP) received your notification of adverse effect for the referenced undertaking which you believe to be submitted pursuant to our regulations, "Protection of Historic Properties" (36 CFR Part 800). However, such notifications of adverse effects must be submitted to our office by the Federal agency, in this case, by the Surface Transportation Board (STB). Norfolk Southern should continue to coordinate with STB and arrange for the submittal of the formal notification of adverse effect, as appropriate.

In addition, in order for the ACHP to determine whether our participation in the consultation to resolve adverse effects is warranted, we request that STB submit the following information (see 36 CFR 800.11(e)) with its notification of adverse effect:

- A description of the undertaking, specifying the Federal involvement, and its area of potential effects, including photographs, maps, drawings, as necessary;
- A description of the steps taken to identify historic properties;
- A description of the affected historic properties, including information on the characteristics that qualify them for the National Register;
- A description of the undertaking's effects on historic properties;
- An explanation of why the criteria of adverse effect were found applicable or inapplicable, including any conditions or future actions to avoid, minimize or mitigate adverse effects; and

ADVISORY COUNCIL ON HISTORIC PRESERVATION

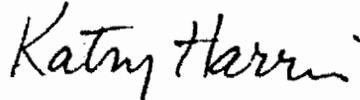
1100 Pennsylvania Avenue NW, Suite 809 • Washington, DC 20004

Phone: 202 404 8502 • Fax: 202 404 8547 • acha@acha.gov • www.acha.gov

- Copies or summaries of any views provided by consulting parties and the public.

Upon receipt of STB's notification of adverse effect and the required documentation, we will notify STB within 15-days of our decision. Should you have any questions, please contact me at (202) 606-8520 or via e-mail at kharris@achp.gov.

Sincerely,

A handwritten signature in cursive script that reads "Katry Harris".

Katry Harris
Historic Preservation Specialist
Office of Federal Agency Programs