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August 25, 2008

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Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

RE: Docket No. AB-364 (Sub-No. 13X), *Mid-Michigan Railroad, Inc. –
Abandonment Exemption—in Muskegon County, MI*

EXPEDITED HANDLING REQUESTED

Dear Acting Secretary Quinlan:

On November 20, 2007, the Mid-Michigan Railroad, Inc. ("MMRR") filed a Notice of Exemption to abandon a 3.35-mile rail line in Muskegon, MI between milepost 191.40 and milepost 194.75, the end of the line, in Muskegon County, MI (the "Line"). By decision served on December 10, 2007, the Surface Transportation Board (the "Board") published the Notice. By decision served January 8, 2008, the Board required MMRR to "retain its interest in and take no steps to alter the historic integrity of all historic properties, including sites, buildings, structures, and objects within the project right-of-way (the area of potential effect) that are eligible for listing or are listed in the National Register until the section 106 process of the NHPA has been completed, and report back to SEA regarding any consultations with the SHPO and the public. MMRR may not file its consummation notice or initiate any salvage activities related to abandonment (including removal of tracks and ties) until the section 106 process has been completed and the Board has removed this condition." *Mid-Michigan Railroad, Inc. – Abandonment Exemption—in Muskegon County, MI*, STB Docket No. AB-364 (Sub-No. 13X) (STB served January 8, 2008), at 2 (the "Decision").

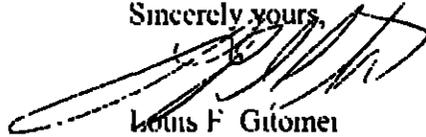
MMRR has completed its consultation with the Michigan Department of History, Arts and Libraries, and received the enclosed letter indicating that "no historic properties are affected." As a result of this successful consultation, MMRR respectfully requests the Board to remove the historic condition imposed in ordering paragraph 2 of the *Decision* so that MMRR may move forward with the salvage and disposition of the Line.

MMRR requests expedited handling of this request for the following reasons: (1) abandonment will allow MMRR to sell a parcel to the Michigan Department of Transportation so it can avoid the cost of building a bridge as part of a highway project, (2) MMRR will be able to salvage the steel in the Line and sell it at historically high prices, and (3) MMRR will be able to sell land parcels to adjacent owners who are anxious to acquire the property.

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MMRR is e-filing this letter. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Louis F. Gilomei", written over a horizontal line.

Louis F. Gilomei
Attorney for Mid-Michigan Railroad, Inc

Enclosures
Cc Parties of Record



JENNIFER GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF HISTORY, ARTS AND LIBRARIES
LANSING

DR WILLIAM ANDERSON
DIRECTOR

August 18
June 16, 2008

DIANA WOOD
SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS
395 E STREET SW SUITE 1100
WASHINGTON DC 20423

RE ER-99-392 STB Docket No AB-364 (Sub-No 13X), Muskegon County (STB)

Dear Mr Brady

Under the authority of Section 106 of the National Historic Preservation Act of 1966, as amended, we have reviewed the above-cited undertaking at the location noted above. Based on the information provided for our review, it is the opinion of the State Historic Preservation Officer (SHPO) that no historic properties are affected within the area of potential effects of this undertaking.

The views of the public are essential to informed decision making in the Section 106 process. Federal Agency Officials or their delegated authorities must plan to involve the public in a manner that reflects the nature and complexity of the undertaking, its effects on historic properties and other provisions per 36 CFR § 800.2(d). We remind you that Federal Agency Officials or their delegated authorities are required to consult with the appropriate Indian tribe and/or Tribal Historic Preservation Officer (THPO) when the undertaking may occur on or affect any historic properties on tribal lands. In all cases, whether the project occurs on tribal lands or not, Federal Agency Officials or their delegated authorities are also required to make a reasonable and good faith effort to identify any Indian tribes or Native Hawaiian organizations that might attach religious and cultural significance to historic properties in the area of potential effects and invite them to be consulting parties per 36 CFR § 800.2(c-f).

This letter evidences the STB's compliance with 36 CFR § 800.4 "Identification of historic properties", and the fulfillment of the STB's responsibility to notify the SHPO, as a consulting party in the Section 106 process, under 36 CFR § 800.4(d)(1) "No historic properties affected".

The State Historic Preservation Office is not the office of record for this undertaking. You are therefore asked to maintain a copy of this letter with your environmental review record for this undertaking. If the scope of work changes in any way, or if artifacts or bones are discovered, please notify this office immediately.

If you have any questions, please contact Brian Grennell, Environmental Review Specialist, at (517) 335-2721 or by email at ER@michigan.gov. Please reference our project number in all communication with this office regarding this undertaking. Thank you for this opportunity to review and comment, and for your cooperation.

Sincerely,

Brian D. Conway
State Historic Preservation Officer

BDC JRH ROC hgg

Copy. Louis G. Gormer