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SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS

POST ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS

STB DOCKET NO. AB-260 (SUB-NO. 2X)

**AB 260 (Sub No. 2X) Rarus Railway Company—Abandonment and Discontinuance
Exemption—In Deer Lodge County, Montana**

ABANDONMENT TYPE

The time for comments on the Environmental Assessment (EA) has expired in this:

(x) Notice of Exemption () Petition for Exemption () Regulated Abandonment

(x) NO NEW COMMENTS WERE RECEIVED

SEA served an Environmental Assessment (EA) for this proceeding on June 27, 2008 for public review and comment. In the EA, SEA recommended four environmental conditions and concluded that the proposed action would not significantly impact the quality of the human environment. No comments were received during the EA comment period that ended on July 17, 2008.

CONCLUSION

SEA recommends that the following conditions previously recommended in the EA should be imposed upon any decision granting abandonment authority:

CONDITION

SEA preliminary recommends that the Board impose the following mitigation measures in any decision approving the abandonment exemption.

- As agreed to by Raus, Raus shall comply with the Environmental Protection Agency Action Remedial Design Unit (RDU) 5 Anaconda Active Railroad Beds, Remedial Action Work Plan/Final Design Report (RAWP/FDR), Anaconda Regional Water, Waste & Soils Operable Unit, Anaconda Smelter Superfund Site, Anaconda, MT (Final RAWP/FDR).
- As agreed to by Raus, Raus shall ensure that Best Management Practices are implemented to minimize fugitive dust emissions during construction transport activities.
- As agreed to by Raus, Raus shall use Best Management Practices to control any erosion, runoff, and surface instability during construction, including seeding, fiber mats, straw mulch, plastic liners, slope drains, and other erosion control devices.
- As agreed to by Raus, Raus shall consult with all necessary Federal, state, and local agencies, and comply with all reasonable requirements of the consulting agency, if salvage activities require the alteration of wetlands, ponds, lakes or streams or if these

activities would cause soil or other materials to wash into these water resources.

If the above conditions are imposed, SEA believes that the proposed action will not significantly affect the quality of the human environment.

.SEA CONTACT: Phillis Johnson-Ball X0304.

A handwritten signature in black ink, appearing to be 'PJB', is written over the end of the contact information line.