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FILED

MAR 24 2003

BEFORE THE
SURFACE TRANSPORTATION BOARD
NOTICE OF EXEMPTION

FINANCE DOCKET NO. FD 34324

CITY OF CHILDERSBURG LOCAL REDEVELOPMENT AUTHORITY,
A NON-CARRIER
ACQUISITION EXEMPTION FOR
RAIL LINE OF THE UNITED STATES OF AMERICA

AT

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Office of Proceedings

MAR 25 2003

Part of
Public Record

THE ALABAMA ARMY AMMUNITION PLANT
TALLADEGA COUNTY, ALABAMA

FEE RECEIVED

MAR 24 2003

SURFACE
TRANSPORTATION BOARD

VERIFIED NOTICE OF EXEMPTION
OF
CITY OF CHILDERSBURG LOCAL REDEVELOPMENT AUTHORITY
PURSUANT TO 49 C.F.R. § 1150.31(a)(i)

Dated: March 17, 2003

BEFORE THE
SURFACE TRANSPORTATION BOARD
NOTICE OF EXEMPTION

FINANCE DOCKET NO. FD 34324

CITY OF CHILDERSBURG LOCAL REDEVELOPMENT AUTHORITY,
A NON-CARRIER
ACQUISITION EXEMPTION FOR
RAIL LINE OF THE UNITED STATES OF AMERICA

AT

THE ALABAMA ARMY AMMUNITION PLANT
TALLADEGA COUNTY, ALABAMA

VERIFIED NOTICE OF EXEMPTION
OF
CITY OF CHILDERSBURG LOCAL REDEVELOPMENT AUTHORITY
PURSUANT TO 49 C.F.R. § 1150.31(a)(i)

The City of Childersburg Local Redevelopment Authority ("Childersburg"), hereby files this Notice of Exemption to acquire a rail line owned by the United States of America ("United States") currently being utilized under lease authority from the United States by the Central of Georgia Railway Company, Norfolk Southern Railway Company, and CSX Transportation, Inc., at the Alabama Army Ammunition Plant ("AAAP"), Childersburg, Alabama.

By the acquisition of the United States' rail line located on the Alabama Army Ammunition Plant, Childersburg hereby files notice under 49 C.F.R. §1150.31 through §1150.34 for its creation as a Class III carrier, as the new owner of said rail line, based on the current status of the United States as a Class III carrier and projected revenues. The City of Childersburg Local Redevelopment Authority is currently a non-carrier.

Childersburg's purpose for seeking this exemption is solely for acquisition authority of said rail line in conjunction with the Base Realignment And Closure Act (BRAC) action ongoing at the AAAP, together with being declared a Class III carrier. The current lessee operators of said rail line located on AAAP shall continue to be the Central of Georgia Railway Company, Norfolk Southern Railway Company and CSX Transportation, Inc.

In accordance with the requirements of 49 C.F.R §1150.33, Childersburg submits the following:

Name and Address of Applicant: 49 C.F.R. §1150.33(a)

City of Childersburg Local Redevelopment Authority
118 6th Avenue S.W.
Childersburg, Alabama 35044

Applicant's Representative: 49 C.F.R. §1150.33(b)

B. J. Meeks, Mayor
City of Childersburg Local Redevelopment Authority
118 6th Avenue S.W.
Childersburg, Alabama 35044

Statement Concerning Agreement: 49 C.F.R. §1150.33(c)

Childersburg and the United States have entered into an agreement, pursuant to BRAC, providing for Childersburg's acquisition of all of the United States' right, title, and interest in the existing rail line located at AAAP.

Operation of the Property: 49 C.F.R. §1150.33(d)

The operators of the rail line located on AAAP will continue to be the Central of Georgia Railway Company, Norfolk Southern Railway Company and CSX Transportation, Inc.

Summary of the Transaction: 49 C.F.R. §1150.33(e)

The United States is a Class III rail carrier which owns 12.68 miles of railroad trackage, all located on the AAAP Reservation. Associated with said trackage are the following:

- 1). An Engine House Building, Sand House Building, Supervisor's Office, and other buildings associated with the operation and support of said trackage.
- 2). Fueling facilities consisting of two 10,000 gallon storage facilities, with pumps, water facilities and Shower and Change House Building.
- 3). All tools, equipment, spare parts, switches, frogs, rails, cross ties, switch signals, spikes, ballast and similar equipment for the operation and maintenance of said railroad trackage.

Pursuant to an agreement between the United States and Childersburg which will be executed under BRAC for the AAAP, Childersburg will acquire the above referenced 12.68 miles of trackage, together with the named facilities set forth above. The current leased users of said trackage are the Central of Georgia Railway Company, Norfolk Southern Railway Company and CSX Transportation, Inc., who will continue their operations on said trackage facilities.

The United States, as transferor of this trackage and associated facilities, may be contacted as follows:

Bob Holloway
Commander Representative,
Volunteer Army Ammunition Plant
P. O. Box 22607
Chattanooga, TN 37422-2607

Childersburg intends to consummate its acquisition of the AAAP trackage and associated facilities on or as soon thereafter as the BRAC process allows.

Map: 49 C.F.R. § 1150.33(f)

A map indicating the area served by the existing trackage to be acquired by Childersburg, including origins, termini, stations, cities and counties, is attached as Exhibit "A" to this notice.

Certification of Class III Status: 49 C.F.R. § 1150.33(g)

A certificate complying with the provisions of 49 C. F. R. § 1150.33(g) with respect to the establishment of Childersburg's Class III status after consummation of the proposed transaction with the United States is attached as Exhibit "B" of this Notice.

Environmental/Historic Preservation Data:

Under 49 C.F.R. § 1105.6(c)(2)(i), the proposed acquisition of the AAAP trackage and associated facilities by Childersburg is exempt from environmental

reporting requirements. Childersburg's acquisition of the line will not result in significant changes in carrier operations (i.e., changes which exceed the thresholds established in 49 C.F.R. § 1105.7(e)(4) or (5)).

Under 49 C. F. R. § 1105.8(b)(3), the proposed acquisition by Childersburg of the AAAP trackage and associated facilities also is exempt from historic preservation reporting requirements. Childersburg's' acquisition of the line is for the purpose of continued rail operations. Furthermore, Surface Transportation Board approval is required to abandon any service and there are no plans to dispose or alter properties subject to Board jurisdiction that are fifty (50) years old or older.

Caption Summary: 49 C. F. R. § 1150.34

A caption summary in the appropriate form is submitted herewith.

Respectfully submitted,

City of Childersburg Local Redevelopment
Authority

By: B. J. Meeks
B. J. Meeks, Its Mayor

Dated: March 17, 2003

EXHIBIT "B"

CERTIFICATION

STATE OF ALABAMA

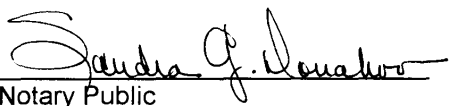
COUNTY OF TALLADEGA

B. J. Meeks, as duly authorized by the City of Childersburg Local Redevelopment Authority, and being duly sworn, hereby certifies that the projected revenues of the City of Childersburg Local Redevelopment Authority, upon consummation of the proposed transaction will not exceed the revenue that would qualify it as a Class III Carrier, and will not result in the creation of a Class I or Class II rail carrier under the provisions of 49 C. F. R. § 1201 (1-1).


B. J. MEEKS

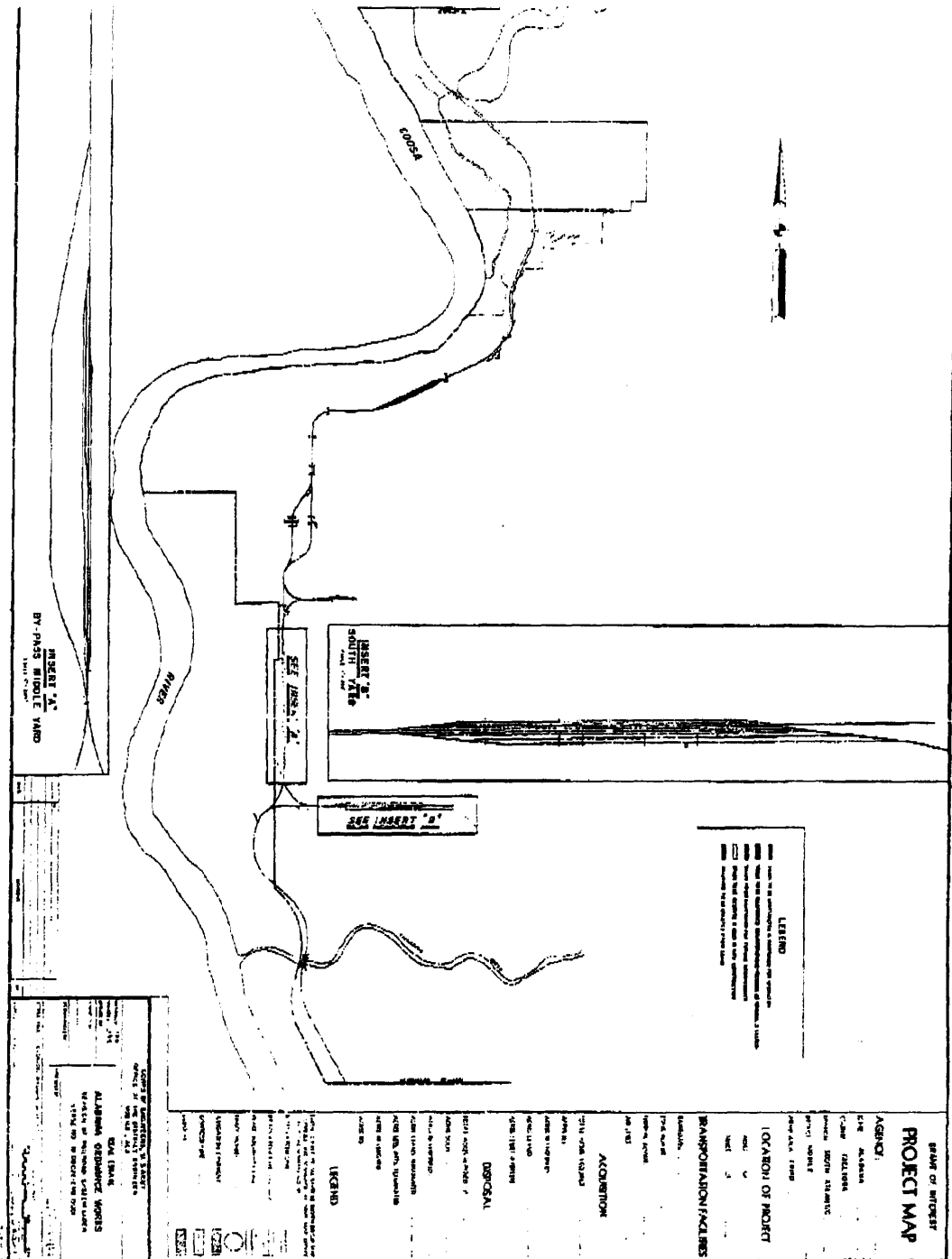
SUBSCRIBED AND SWORN TO

Before me this 17th day of
March, 2003.


Notary Public

My Commission Expires:

My commission expires June 28, 2005



SURFACE TRANSPORTATION BOARD

NOTICE OF EXEMPTION

CAPTION SUMMARY

FINANCE DOCKET NO. FD 34324

CITY OF CHILDERSBURG LOCAL REDEVELOPMENT AUTHORITY,
A NON-CARRIER

ACQUISITION EXEMPTION FOR
RAIL LINE OF THE UNITED STATES OF AMERICA

AT

THE ALABAMA ARMY AMMUNITION PLANT
TALLADEGA COUNTY, ALABAMA

The City of Childersburg Local Redevelopment Authority, a non-carrier, has filed a notice of exemption under 49 C.F.R. § 1150.31, *et seq.*, to acquire 12.68 miles of a rail line located approximately at Mile Post 102.1N by Norfolk Southern designation and associated facilities located on the Alabama Army Ammunition Plant, Talladega County, Alabama, currently belonging to the United States of America.

Comments must be filed with the Board and served on B. J. Meeks, Mayor, on behalf of City of Childersburg Local Redevelopment Authority, whose address is 118 6th Ave., S.W., Childersburg, Alabama 35044.

This notice is filed under 49 C. F. R. § 1150.31. If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U. S. C. § 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Dated: _____, 200____.

By the Board

Secretary