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SERVICE DATE - APRIL 10, 2003

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-55 (Sub-No. 587X)

CSX TRANSPORTATION, INC.–ABANDONMENT
EXEMPTION–IN CLARK COUNTY, IN

Decided: April 4, 2003

CSX Transportation, Inc. (CSXT) filed a notice of exemption under 49 CFR 1152 Subpart F–Exempt Abandonments to abandon a .20-mile line of railroad between milepost B-40.60 and milepost B-40.80 at Charlestown, in Clark County, IN. Notice of the exemption was served and published in the Federal Register on April 27, 2001 (66 FR 21194-95). The notice stated that, if consummation had not been effected by CSXT's filing of a notice of consummation by April 27, 2002, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.¹ By decisions served April 10, 2002, and October 11, 2002, the due date for filing a notice of consummation was extended to April 25, 2003.

On March 19, 2003, CSXT filed a request to extend the deadline for filing its notice of consummation for an additional six months, until October 24, 2003. The request will be granted.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. CSXT's request for an extension of time to exercise the abandonment authority is granted.

¹ By decision served May 25, 2001, the proceeding was reopened at the request of the Board's Section of Environmental Analysis and the exemption was made subject to the condition that CSXT retain its interest in the line until completion of the section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f. By decision served March 1, 2002, the section 106 historic preservation condition was removed.

2. The authority to abandon must be exercised on or before October 24, 2003.
3. This decision is effective on its service date.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams
Secretary