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March 8, 2019

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Public Record

Eric M. Hocky

T 215.640.8523

F 215.640.8501

Email: ehocky@clarkhill.com

Clark Hill PLC
One Commerce Square
2005 Market Street
Suite 1000
Philadelphia, PA 19103
T 215.640.8500
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clarkhill.com

March 7, 2019



VIA FEDEX

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: Seminole Gulf Railway, L.P. - Exempt Abandonment -
In Sarasota County, Florida
STB Docket No. AB 400 (Sub-No. 7X)

Dear Ms. Brown:

Enclosed for filing are the original and 10 copies of the Notice of Exempt Abandonment being filed on behalf of Seminole Gulf Railway, L.P. Also enclosed is our check in the amount of \$4,200 representing the filing fee therefor.

Please time-stamp the additional copy of the Notice enclosed with this letter and return it to me in the self-addressed stamped envelope provided for your convenience.

FEE RECEIVED
March 8, 2019
SURFACE
TRANSPORTATION BOARD

FILED
March 8, 2019
SURFACE
TRANSPORTATION BOARD

221279719

Cynthia T. Brown
March 7, 2019
Page 2

Please let us know if there are any questions regarding this filing.

Respectfully,

CLARK HILL PLC



Eric M. Hocky

EMH/e

cc: All persons shown on the certificate of service

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. AB 400 (Sub No. 7X)

SEMINOLE GULF RAILWAY, L.P.
- EXEMPT ABANDONMENT -
IN SARASOTA COUNTY, FLORIDA

NOTICE OF EXEMPT ABANDONMENT



Eric M. Hocky
CLARK HILL PLC
One Commerce Square
2005 Market Street
Suite 1000
Philadelphia, PA 19103-7041
(215) 640-8500
ehocky@clarkhill.com

Attorneys for Seminole Gulf Railway, L.P.

Dated: March 7, 2019

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. AB 400 (Sub No. 7X)

SEMINOLE GULF RAILWAY, L.P.
- EXEMPT ABANDONMENT -
IN SARASOTA COUNTY, FLORIDA



NOTICE OF EXEMPT ABANDONMENT

Seminole Gulf Railway, L.P. (“SGLR” or “Applicant”) is seeking an exemption under the Board’s class exemption procedures at 49 C.F.R. Part 1152, Subpart F to abandon a segment of its line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 on the north side of State Highway 780 (Fruitville Road), partly lying within the City of Sarasota, Sarasota County, Florida, with the remainder lying within unincorporated Sarasota County (the “Subject Line”), a total distance of 7.68 miles. A map of the Subject Line is attached hereto as Exhibit A.

There has been no local or overhead freight service on the Subject Line for over two years (in fact, although the tracks have been used in connection with car storage, there has been no local or overhead freight service for over 10 years). Because this is a stub-ended line there is no overhead traffic to be rerouted over other lines.

The Subject Line connects to two additional segments of the Venice Branch for which

SGLR received abandonment authority in 2004 and in 2017¹, and which were subsequently transferred for interim trail use and rail banking to Sarasota County for development into the “Legacy Trail.”

This Notice of Exempt Abandonment is being filed pursuant to the requirements of 49 C.F.R. §1152.50 regarding exemptions for out of service rail lines. In accordance with such requirements, Applicant hereby states as follows:

1. The exact name of Applicant is Seminole Gulf Railway, L.P.
2. Applicant is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, chapter 105. Applicant originally acquired the Subject Line in 1987. *See Seminole Gulf Railway, L.P. – Exemption to Acquire and Operate – CSX Transportation, Inc.*, ICC Finance Docket No. 31155 (served November 30, 1987).²
3. The relief sought is an exemption for the abandonment of the Subject Line, being the line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 on the north side of State Highway 780 (Fruitville Road), partly lying within the City of Sarasota, Sarasota County, Florida, with the remainder lying within unincorporated Sarasota County (the “Subject Line”), a total distance of 7.68 miles.

¹ *See Seminole Gulf Railway, L.P. – Abandonment Exemption – In Sarasota County, FL*, STB Docket No. AB 400 (Sub-No. 3X)(served April 2, 2004); and *Seminole Gulf Railway, L.P. – Abandonment Exemption – In Sarasota County, FL*, STB Docket No. AB 400 (Sub-No. 6X) (served November 6, 2017).

² SGLR acquired the full common carrier obligation when it purchased the rail lines, including the Subject Line. CSX Transportation, Inc. (“CSXT”) as the owner of the underlying land is not subject to the Board’s jurisdiction. *See Seminole Gulf Railway, Inc. – Abandonment Exemption – In Lee County, FL*, ICC Docket No. AB-400 (Sub-No. 2X)(served December 22, 1994), *slip op.* at 5.

4. A detailed map of the Subject Line is attached hereto as Exhibit A. More detailed topographic maps were included in the Environmental and Historic Report filed with the Board on February 15, 2019.

5. The representative of Applicant to whom correspondence should be sent is:

Eric M. Hocky, Esquire
Clark Hill, PLC
One Commerce Square
2005 Market Street, Suite 1000
Philadelphia, PA 19103
(215) 640-8500
ehocky@clarkhill.com

6. The Subject Line traverses through United States Postal Service ZIP Codes 34232, 24233 and 34237.

7. Information in Applicant's possession regarding any restrictions on title will be made available by Applicant on reasonable request. Applicant believes that the right of way, or portions thereof, may be suitable for trail use or other public purposes. SGLR, together with CSXT as the underlying landowner, have granted The Trust for Public Land, or its designee, an option to acquire the rail line for conversion to a trail that will extend the Legacy Trail.

8. Applicant proposes to consummate the abandonment on or after April 27, 2019.

9. Applicant certifies that:

(a) No local or overhead traffic has moved over the Subject Line since prior to 2007, a period of more than ten years. Because the Subject Line is not a "through line," there was no overhead traffic on the Subject Line.

(b) No formal complaint by a user of rail service on the Subject Line, or a state or local government entity acting on behalf of such user, regarding cessation of service over the Subject Line either is pending with the Board or any U.S. District Court, or has been decided

in favor of the complainant within the two year period.

10. Although no employees of the Applicant will be affected by the proposed abandonment, Applicant recognizes that the abandonment of the Subject Line will be made subject to the standard employee protective conditions as set forth in *Oregon Short Subject Line Railroad Co. - Abandonment -- Goshen*, 360 I.C.C. 91 (1979).

11. Applicant filed an Environmental and Historic Report with the Board on February 15, 2019, more than twenty days prior to this filing. Since the filing of the Environmental and Historic Report, Applicant has received two additional response from consulted agencies. A copy of the responses from the U.S. Fish and Wildlife Service and from the U.S. Environmental Protection Agency, both of which express no concerns, are attached hereto as Exhibit B.

12. Applicant certifies that it has complied with the legal (newspaper) notice requirements of 49 C.F.R. §1105.11. Notice of the proposed abandonment was published in the *Sarasota Herald Tribune* on February 12, 2019. A copy of the proof of publication is attached hereto as Exhibit C.

13. Applicant certifies that it has complied with the notice requirements of 49 C.F.R. §1152.50(d)(1). A copy of the notice dated February 19, 2019, sent to the required governmental agencies is attached hereto as Exhibit D.

For the reasons set forth above, the Board should find that Applicant's proposed abandonment satisfies the exemption requirements of 49 C.F.R. §1152, and should issue the appropriate notice.

Respectfully submitted,



Eric M. Hocky
CLARK HILL PLC
One Commerce Square
2005 Market Street
Suite 1000
Philadelphia, PA 19103-7041
(215) 640-8500
ehocky@clarkhill.com

Attorneys for Seminole Gulf Railway, L.P.

Dated: March 7, 2019

VERIFICATION

I hereby verify on behalf of Seminole Gulf Railway, L.P., under penalty of perjury, that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this Verification.

Executed on March 6, 2019.


Print Name: Robert H. Fedy

CERTIFICATE OF SERVICE

I hereby certify that on this date a copy of the foregoing Notice of Exempt Abandonment was served on the persons shown on the attached list by first class mail, postage prepaid.



ERIC M. HOCKY

Dated: March 7, 2019

Florida State Clearinghouse
2600 Blair Stone Rd.
M.S. 47
Tallahassee, FL 32399-3000

National Park Service
Southeast Region
100 Alabama Street, SW
1924 Building
Atlanta, GA 30303

Florida Department of Environmental
Protection
3900 Commonwealth Blvd.
M.S. 49
Tallahassee, FL 32399-3000

National Park Service
1849 C Street, NW
Washington, DC 20240

County Administrator
Sarasota County
1660 Ringling Blvd.
Sarasota, FL 34236

USDA, NRCS
Office of the Chief
1400 Independence Ave., SW
Room 5105-A
Washington, DC 20250

Environmental Protection Agency
Region 4
Sam Nunn Atlanta Federal Center
Attn: Christopher A. Militscher
61 Forsyth Street, SW
Atlanta, GA 30303

USDA, NRCS
2614 NW 43rd Street
Gainesville, FL 32606

U.S. Fish and Wildlife Service
Southeast Region 4
Office of the Regional Director
1875 Century Blvd., Suite 400
Atlanta, GA 30345-3319

Communications and Outreach Branch
NOAA, N/NGS12
National Geodetic Survey, SSMC3 #9340
1315 East-West Highway
Silver Spring, MD 20910-3282

U.S. Fish and Wildlife Service
Southeast Region 4
Attn: John W. Wrublik
1339 20th Street
Vero Beach, FL 32960

Florida Department of Transportation
605 Suwannee Street
Tallahassee, FL 32399-0450

Florida Fish and Wildlife Conservation
Commission
620 South Meridian St.
Tallahassee, FL 32399-1600

Timothy A. Parsons, Ph.D, RPA
Division Director and State Historic
Preservation Officer
Florida Division of Historic Resources
R.A. Gray Building
500 South Bonough Street
Tallahassee, FL 32399-0250

Florida Department of Environmental
Protection
Florida Coastal Office
3900 Commonwealth Blvd., MS 235
Tallahassee, FL 32399-3000

United States Department of the Army
Military Surface Deployment and Distribution
Command
Transportation Engineering Agency
ATTN: SDTE-SA (Railroads for National
Defense)
709 Ward Drive, Building 1990
Scott AFB, IL 62225-5357

U.S. Army Corps of Engineers
South Atlantic Division
60 Forsyth St., SW
Atlanta, GA 30303-8801

County Historic Resources Officer
Sarasota County Historic Resources
6062 Porter Way
Sarasota, FL 34232

Office of Chief of Forest Service
U.S. Department of Agriculture
1400 Independence Ave., SW
Washington, DC 20250-1111

U.S. Department of the Interior -
National Park Service
RTCA Program
1849 C Street, NW
Washington, DC 20240

-

EXHIBIT A - MAP

EXHIBIT "A" Phase 2

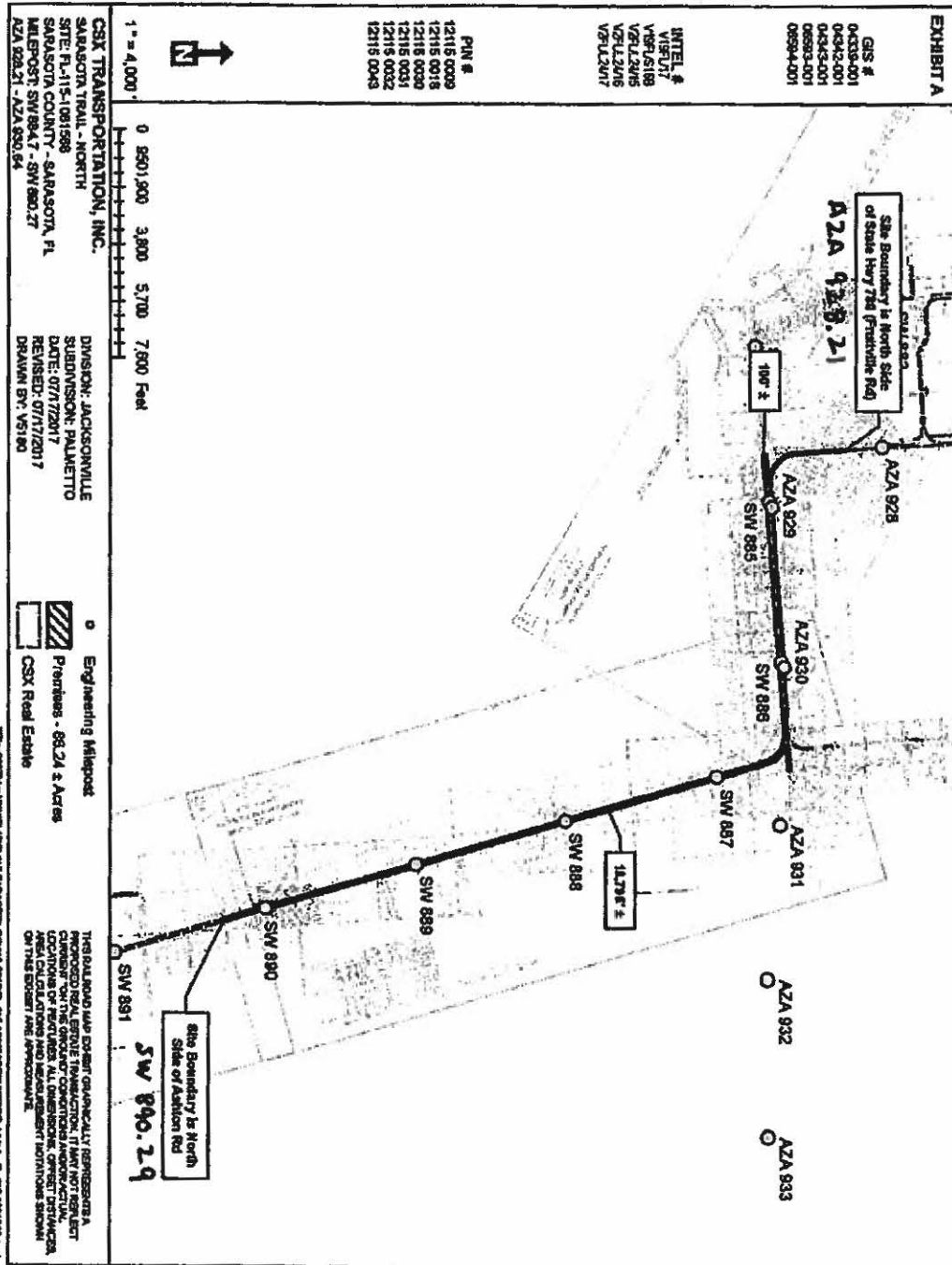


EXHIBIT B – ADDITIONAL ENVIRONMENTAL RESPONSES

Hocky, Eric M.

From: Militscher, Chris <Militscher.Chris@epa.gov>
Sent: Thursday, February 21, 2019 9:47 AM
To: Hocky, Eric M.
Subject: Seminole Gulf Railway, AB 400 (Sub. No. 7X); Environmental/Historic Report

Mr. Hocky: The U.S. Environmental Protection Agency (EPA) NEPA Program Office has reviewed the subject report and found no environmental issues of concern regarding the proposed abandonment exemption as described. Thank you for the opportunity to review and comment on the proposed action.

Sincerely,

Christopher A. Militscher
Chief, NEPA Program Office
U.S. Environmental Protection Agency
61 Forsyth Street, SW
Atlanta, GA 30303
404-562-9512



Hocky, Eric M.

From: Wrublik, John <john_wrublik@fws.gov>
Sent: Thursday, February 28, 2019 2:15 PM
To: Hocky, Eric M.
Subject: Fwd: Rec'd in RO
Attachments: Scanned from a Xerox multifunction device.pdf

Dear. Mr. Hocky,

I'm sorry it took me so long to respond to your request but we have been trying to catch up with our workload due to the recent government shutwown. The Service does not have any concerns regarding the proposed abandonment at this time.

Sincerely,

John M. Wrublik
U.S. Fish and Wildlife Service
1339 20th Street
Vero Beach, Florida 32960
Office: (772) 469-4282
Fax: (772) 562-4288
email: John_Wrublik@fws.gov

NOTE: This email correspondence and any attachments to and from this sender is subject to the Freedom of Information Act (FOIA) and may be disclosed to third parties.

----- Forwarded message -----

From: **Roxanna Hinzman** <roxanna_hinzman@fws.gov>
Date: Thu, Jan 31, 2019 at 4:45 PM
Subject: Fwd: Rec'd in RO
To: John Wrublik <John_Wrublik@fws.gov>

FYI

Roxanna Hinzman
Field Supervisor
South Florida Ecological Services Field Office
772-469-4309
Cell 772-532-1247

NOTE: This email correspondence and any attachments to and from this sender are subject to FOIA and may be disclosed.

Sent from my iPhone

Begin forwarded message:

From: "Gonzalez, Rafael" <rafael_gonzalez@fws.gov>
Date: January 31, 2019 at 3:04:50 PM EST
To: Roxanna Hinzman <roxanna_hinzman@fws.gov>, Ashleigh Blackford
<ashleigh_blackford@fws.gov>, Constance Cassler <constance_cassler@fws.gov>, "Rivera,
Jose" <jose_rivera@fws.gov>
Subject: Fwd: Rec'd in RO

FYI

----- Forwarded message -----

From: Price, Nikki <nikki_price@fws.gov>
Date: Thu, Jan 31, 2019 at 2:58 PM
Subject: Rec'd in RO
To: Rafael Gonzalez <rafael_gonzalez@fws.gov>, LeeAnn Kelso <leeann_kelso@fws.gov>

----- Forwarded message -----

From: <nikki_price@fws.gov>
Date: Thu, Jan 31, 2019 at 2:54 PM
Subject: Scanned from a Xerox multifunction device
To: nikki_price@fws.gov <nikki_price@fws.gov>

Please open the attached document. It was sent to you using a Xerox multifunction printer.

Attachment File Type: pdf, Multi-Page

Multifunction Printer Location: 4th Floor - RiversR
Device Name: IFW4RO-PR-4RIVERSR

For more information on Xerox products and solutions, please visit <http://www.xerox.com>

--

Nikki N. Price
Student Trainee, Pathways Intern
U.S. Fish and Wildlife Service
Southeast Regional Office
1875 Century Boulevard
Atlanta, GA 30345
(p) 404/679-7108
(f) 404/679-7081

NOTE: All email correspondence and attachments received from or sent to me are subject to the Freedom of Information Act (FOIA) and may be disclosed to third parties.



--
Rafael Gonzalez
Chief of Staff for Ecological Services in Florida
U.S. Fish and Wildlife Service
1339 20th Street
Vero Beach, FL 32960-3559
Ph: 772-469-4269
Fax: 772-778-0683
rafael_gonzalez@fws.gov

NOTE: This email correspondence and any attachments to and from this sender is subject to the Freedom of Information Act (FOIA) and may be disclosed to third parties.

CLARK HILL

JAN 28 2019

Eric M. Hocky
T 215.640.8523
F 215.640.8501
Email: ehocky@clarkhill.com

Clark Hill PLC
One Commerce Square
2005 Market Street
Suite 1000
Philadelphia, PA 19103
T 215.640.8500
F 215.640.8501
clarkhill.com

December 21, 2018

ALL AGENCIES PER THE ATTACHED SERVICE LIST

Re: Seminole Gulf Railway, L.P. - Abandonment Exemption - In Sarasota County, FL
Surface Transportation Board Docket No. AB 400 (Sub. No. 7X)

To Whom It May Concern:

This letter is to advise you that Seminole Gulf Railway, L.P. ("SGLR") intends to file for the abandonment of a segment of its line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 on the north side of State Highway 780 (Fruitville Road), partly within the City of Sarasota, and partly outside the City, in Sarasota County, Florida (the "Subject Line"). The Subject Line traverses through United States Postal Service ZIP Codes 34232, 34233 and 34237. A map of the Subject Line is enclosed herewith as Exhibit A.

SGLR plans to seek Surface Transportation Board ("STB") authorization for its abandonment through a notice of exempt abandonment pursuant to the provisions of 49 CFR §1152.50 on or about March 1, 2019 in Surface Transportation Board Docket No. AB 400 (Sub-No. 7X).

Based upon information in SGLR's possession, the Subject Line does not contain federally granted rights of way. Any documentation in SGLR's possession will be made available promptly to those requesting it. SGLR, together with the underlying landowner CSX Transportation, Inc., has granted the Trust for Public Land an option to acquire the Subject Line, once authorized for abandonment, for conversion to a trail extension of the existing "Legacy Trail." SGLR believes that this is a reasonable alternative public purpose for the right of way.

No local service has been provided on the Subject Line for over ten years. SGLR does not believe that there are any alternatives to the proposed action. At this time, SGLR intends to

ALL AGENCIES PER THE ATTACHED SERVICE LIST

December 21, 2018

Page 2

remove and reuse the track and signals. All salvage work would be done within the right of way of the Subject Line. SGLR believes that the abandonment will not have a significant effect upon the environment.

In advance of preparing an environmental report as required by applicable STB regulations, we are consulting with appropriate agencies such as yours as to any concerns which they may have as to environmental effects of the proposed abandonment.

We would appreciate an expression from you by January 25, 2019 that, within the area of your authority, you do not perceive that the abandonment will have a significant effect upon the environment (or expressing any concerns that you have). If you have any questions about the railroad's proposal or if you need assistance in this matter, please call me at (215) 640-8523.

Thank you for your cooperation.

Sincerely,

CLARK HILL PLC



Eric M. Hocky

EMH/e

Enclosure

cc: Seminole Gulf Railway

Agency Service List
STB Docket No. AB 400 (Sub No. 7X)

Florida State Clearinghouse
2600 Blair Stone Rd.
M.S. 47
Tallahassee, FL 32399-3000

National Park Service
Southeast Region
100 Alabama Street, SW
1924 Building
Atlanta, GA 30303

Florida Department of Environmental Protection
3900 Commonwealth Blvd.
M.S. 49
Tallahassee, FL 32399-3000

National Park Service
1849 C Street, NW
Washington, DC 20240

County Administrator
Sarasota County
1660 Ringling Blvd.
Sarasota, FL 34236

USDA, NRCS
Office of the Chief
1400 Independence Ave., SW
Room 5105-A
Washington, DC 20250

Environmental Protection Agency
Region 4
Sam Nunn Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303

USDA, NRCS
2614 NW 43rd Street
Gainesville, FL 32606

U.S. Fish and Wildlife Service
Southeast Region 4
Office of the Regional Director
1875 Century Blvd., Suite 400
Atlanta, GA 30345-3319

Communications and Outreach Branch
NOAA, N/NGS12
National Geodetic Survey, SSMC3 #9340
1315 East-West Highway
Silver Spring, MD 20910-3282

U.S. Fish and Wildlife Service
Southeast Region 4 (Panama City)
1601 Balboa Ave.
Panama City, FL 32405-3792

Florida Department of Transportation
605 Suwannee Street
Tallahassee, FL 32399-0450

Florida Fish and Wildlife Conservation
Commission
620 South Meridian St.
Tallahassee, FL 32399-1600

U.S. Army Corps of Engineers
South Atlantic Division
60 Forsyth St., SW
Atlanta, GA 30303-8801

EXHIBIT "A"
Phase 2

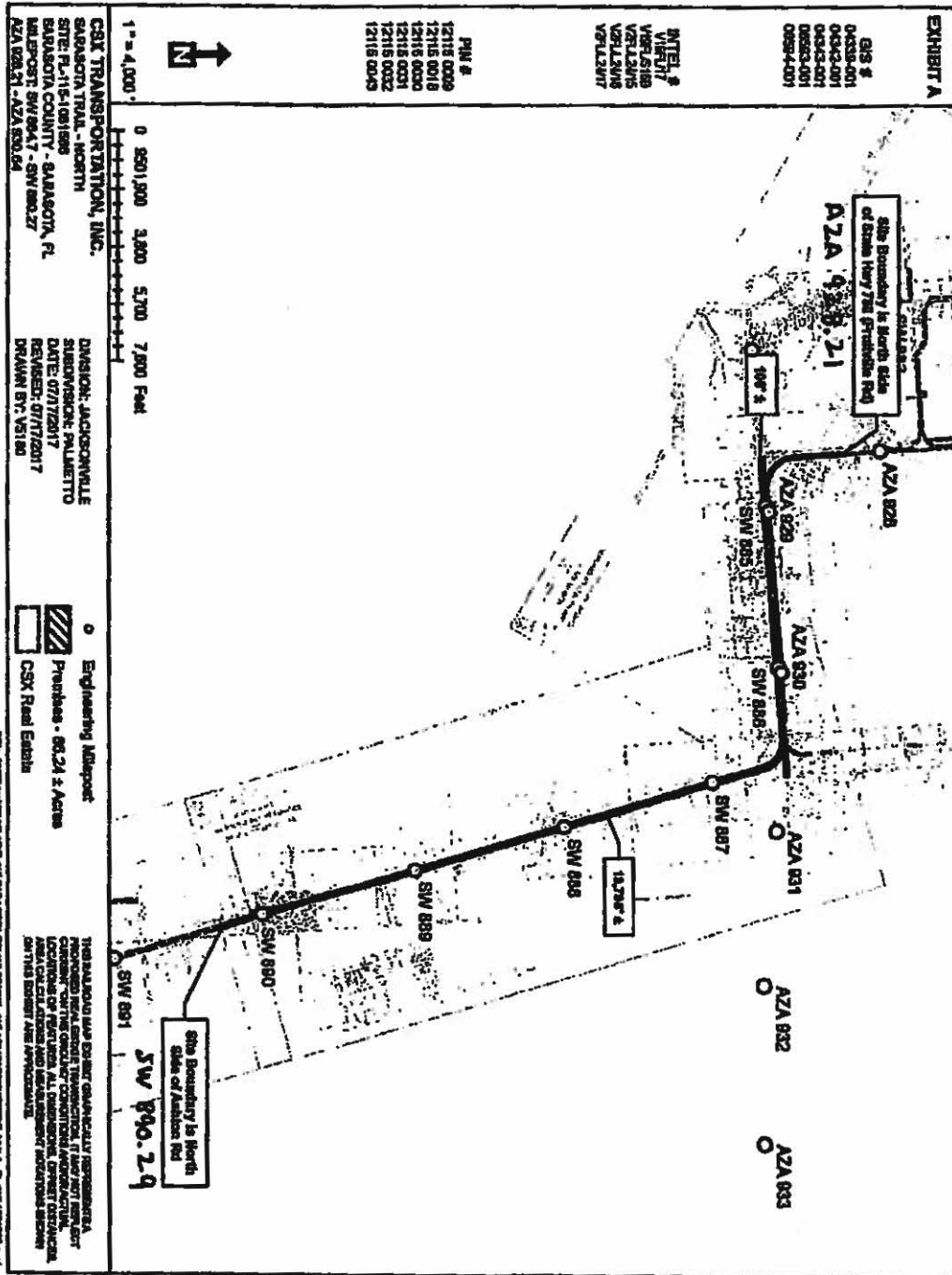


EXHIBIT C – NEWSPAPER NOTICE

Notice of Intent To Abandon

Seminole Gulf Railway, L.P. (SGLR) gives notice that on or about March 7, 2019, it intends to file with the Surface Transportation Board (Board), Washington, DC 20423, a notice of exemption under 49 CFR 1152 Subpart F – Exempt Abandonments, permitting the abandonment of a segment of its line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 on the north side of State Highway 780 (Fruitville Road), partly within the City of Sarasota, and partly outside the City, (the “Subject Line”) that traverses through United States Postal Service ZIP Codes 34232, 24233 and 34237, a total distance of 7.68 miles, entirely in Sarasota County, Florida. The proceeding will be docketed as No. AB 400 (Sub-No. 7X).

The Board’s Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public, and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Office of Environmental Analysis, Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001 or by calling that office at (202) 245-0291.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board’s Office of Proceedings, Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001 [see 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on SGLR’s representative [see 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board’s Office of Public Assistance, Governmental Affairs and Compliance at (202) 245-0238. Copies of any comments or requests for conditions should be served on the applicant’s representative: Eric M. Hocky, Esquire, Clark Hill PLC, One Commerce Square, 2005 Market Street, Suite 1000, Philadelphia, PA 19103; (215) 640-8500.

AFFIDAVIT OF PUBLICATION

SARASOTA HERALD-TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF SARASOTA

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED JM MITCHELL, WHO ON OATH SAID SHE IS DIRECTOR OF ADVERTISING FOR THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN SARASOTA COUNTY DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT BEING A NOTICE IN THE MATTER OF:

Legal description documented below:

IN THE COURT WAS PUBLISHED IN THE SARASOTA EDITION OF SAID NEWSPAPER IN THE ISSUES OF:

2/12 1x

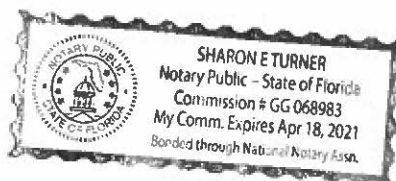
AFFIANT FURTHER SAYS THAT THE SAID SARASOTA HERALD-TRIBUNE IS A NEWSPAPER PUBLISHED AT SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS THERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID SARASOTA COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL MATTER AT THE POST OFFICE IN SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, FOR A PERIOD OF ONE YEAR NEXT PRECEDING THE FIRST PUBLICATION OF THE ATTACHED COPY OF ADVERTISEMENT; AND AFFIANT FURTHER SAYS THAT SHE HAS NEITHER PAID NOR PROMISED ANY PERSON, FIRM OR CORPORATION ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN THE SAID NEWSPAPER.

SIGNED

JM Mitchell

SWORN OR AFFIRMED TO, AND SUBSCRIBED BEFORE ME THIS 12 DAY OF February A.D., 2019
BY JM MITCHELL WHO IS PERSONALLY KNOWN TO ME.

[Signature]
Notary Public



Notice of Intent To Abandon

Seminole Gulf Railway, L.P. (SGLR) gives notice that on or about March 7, 2019, it intends to file with the Surface Transportation Board (Board), Washington, DC 20423, a notice of exemption under 49 CFR 1152 Subpart F – Exempt Abandonments, permitting the abandonment of a segment of its line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 on the north side of State Highway 780 (Fruitville Road), partly within the City of Sarasota, and partly outside the City, (the “Subject Line”) that traverses through United States Postal Service ZIP Codes 34232, 34233 and 34237, a total distance of 7.68 miles, entirely in Sarasota County, Florida. The proceeding will be docketed as No. AB 400 (Sub-No. 7X).

The Board’s Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public, and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Office of Environmental Analysis, Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001 or by calling that office at (202) 245-0291.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board’s Office of Proceedings, Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001 [see 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on SGLR’s representative [see 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board’s Office of Public Assistance, Governmental Affairs and Compliance at (202) 245-0238. Copies of any comments or requests for conditions should be served on the applicant’s representative: Eric M. Hocky, Esquire, Clark Hill PLC, One Commerce Square, 2005 Market Street, Suite 1000, Philadelphia, PA 19103; (215) 640-8500.

Date of pub: February 12, 2019

EXHIBIT D – 10 DAY NOTICE

CLARK HILL

Eric M. Hocky
T 215.640.8523
F 215.640.8501
Email: ehocky@clarkhill.com

Clark Hill PLC
One Commerce Square
2005 Market Street
Suite 1000
Philadelphia, PA 19103
T 215.640.8500
F 215.640.8501
clarkhill.com

February 19, 2019

To: All Persons on the Attached Service List

Re: STB Docket No. AB 400 (Sub-No. 7X)
Seminole Gulf Railway, L.P. -
- Abandonment Exemption -
In Sarasota County, FL

Dear Sir or Madam:

This letter is being sent to you pursuant to the requirements of 49 C.F.R. §1152.50(d), to advise you that Seminole Gulf Railway, L.P. ("SGLR") intends to file a notice of exemption under 49 CFR 1152 Subpart F – Exempt Abandonments, permitting the abandonment of a segment of its line of railroad known as the Venice Branch extending between Milepost SW 890.29 on the north side of Ashton Road and Milepost SW 884.70, and between Milepost AZA 930.30 and Milepost AZA 928.21 located at the north side of State Highway 780 (Fruitville Road), partly within the City of Sarasota, and partly outside the City (the "Subject Line"). The Subject Line traverses through United States Postal Service ZIP Codes 34232, 24233 and 34237, a total distance of 7.68 miles, entirely in Sarasota County, Florida. A map of the Subject Line is enclosed with this letter.

Based upon information in SGLR's possession, the Subject Line does not contain federally granted rights of way. Any documentation in SGLR's possession will be made available promptly to those requesting it. SGLR, together with the underlying landowners CSX Transportation, Inc. and its affiliate The Atlantic Land and Improvement Company, have granted the Trust for Public Land an option to acquire the Subject Line, once approved for abandonment, for conversion to a trail extension of the existing "Legacy Trail." SGLR believes that this is a reasonable alternative public purpose for the right of way.

To: All Persons on the Attached Service List
February 19, 2019
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SGLR intends to salvage and reuse the track and track materials elsewhere on its system to the extent possible. All salvage activities will take place within the right of way of the Subject Line.

SGLR expects to file its notice of exemption with the STB on or about March 7, 2019.

Respectfully,

CLARK HILL, PLC



Eric M. Hocky

EMH/e
Enclosure

**Advance Notice Service List for
STB Docket No. AB 400 (Sub-No. 7X)**

Florida Department of Transportation
605 Suwannee Street
Tallahassee, FL 32399-0450

United States Department of the Army
Military Surface Deployment and Distribution Command
Transportation Engineering Agency
ATTN: SDTE-SA (Railroads for National Defense)
709 Ward Drive, Building 1990
Scott AFB, IL 62225-5357

U.S. Department of the Interior -
National Park Service
RTCA Program
1849 C Street, NW
Washington, DC 20240

Office of Chief of Forest Service
U.S. Department of Agriculture
1400 Independence Ave., SW
Washington, DC 20250-1111