

UNION PACIFIC RAILROAD
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

P 402 544 4735
jmberman@up.com

Jeremy M. Berman

General Attorney

245343

March 9, 2018

VIA E-FILE

The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E. Street, S.W., Room #100
Washington, DC 20423-0001

ENTERED
Office of Proceedings
March 20, 2018
Part of
Public Record

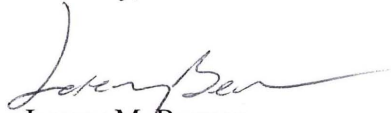
**RE: Proposed Abandonment and Discontinuance of a portion of the Mart Line, extending from Milepost 173.2 to Milepost 173.7 near Waco, and for Discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, all in McLennan County, Texas
STB Docket No. AB-33 (Sub-No. 334X)**

Dear Ms. Brown:

Pursuant to the Board's exemption procedures for discontinuance of trackage rights under 49 C.F.R. § 1152.50, I am hereby e-filing the Verified Notice of Exemption, including a Certificate of Service and Publication.

Please file the Notice of Exemption in Docket No. AB-33 (Sub-No. 334X). Enclosed is a credit authorization voucher in the amount of \$4,100.00 for the filing fee.

Sincerely,


Jeremy M. Berman

FILED
March 20, 2018
SURFACE
TRANSPORTATION BOARD

FEE RECEIVED
March 20, 2018
SURFACE
TRANSPORTATION BOARD



**BEFORE THE
SURFACE TRANSPORTATION BOARD**

**Docket No. AB-33 (Sub-No. 334X)
UNION PACIFIC RAILROAD COMPANY
--ABANDONMENT EXEMPTION--
IN MCLENNAN COUNTY, TX
(FORMER MART LINE)**

Verified Notice of Exemption

UNION PACIFIC RAILROAD COMPANY
Jeremy M. Berman
General Attorney
1400 Douglas St, #1580
Omaha, NE 68179
402-544-4735 (Tel.)
402-501-0129 (FAX)
jmberman@up.com

Dated: March 9, 2018

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

**Docket No. AB-33 (Sub-No. 334X)
UNION PACIFIC RAILROAD COMPANY
--ABANDONMENT EXEMPTION--
IN MCLENNAN COUNTY, TX
(FORMER MART LINE)**

Notice of Exemption

Union Pacific Railroad Company ("UP") submits this verified Notice of Exemption pursuant to 49 § C.F.R. 1152, Subpart F -- Exempt Abandonments and Discontinuances of Service and Trackage Rights for an exempt abandonment of the Former Mart Line near Waco TX, from the end of the line at Milepost 173.2 to Milepost 173.7 near the TX 340 Loop crossing, and for discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, Waco, a distance of 0.5 miles to be abandoned, and 1.3 miles to be discontinued, all in McLennan County, Texas (the "Line").

Proposed Consummation Date: 49 C.F.R. § 1152.50(d)(2)

The abandonment and discontinuance are proposed to be consummated on or after April 28, 2018 (at least 50 days after filing the Notice of Exemption).

Certification: 49 C.F.R. 1152.50(b)

UP certifies that no local or overhead traffic has moved over the Line for at least two years. Therefore, there is no need to reroute any traffic. UP further certifies that no formal complaint filed by a user of rail service on the Line (or filed by a state or local governmental entity acting on behalf of such user) regarding cessation of service over

the Line is pending either with the Board or any U.S. District Court, or has been decided in favor of the complainant within the two-year period.

Additional Information Required: 49 C.F.R. 1152.22(a)(1)-(4), (7)-(8) and (e)(4)

(a) General.

(a)(1) The railroad's exact name is Union Pacific Railroad Company.

(a)(2) UP is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, Chapter 105.

(a)(3) UP intends to abandon the former Mart Line from Milepost 173.2 to Milepost 173.7 near Waco, in McLennan County, Texas, a total distance of 0.5 miles.

(a)(4) A map showing the location of the Line in relation to other rail lines, highways, and major roads in the area is attached as **Exhibit 1**.

(a)(7) The representative to whom correspondence regarding this abandonment and discontinuance should be sent is:

Jeremy M. Berman
General Attorney
1400 Douglas St, #1580
Omaha, NE 68179
402-544-4735 (Tel.)
402-501-0129 (FAX)
jmberman@up.com

(a)(8) ZIP Codes. The Line is wholly contained within U.S. Postal Service Zip Code 76705.

(e)(4) Rural and Community Impact.

The right-of-way of the Line proposed for abandonment may be suitable for a public purpose in the form of a corridor for utilities such as sanitary sewer lines, roads or highways, or other forms of mass transportation, energy production or transmission. The property may also be suitable for conservation as a hike/bike trail.

The Line proposed for abandonment consists of combination of fee and reversionary property. Based upon information in UP's possession, the Line does not contain federally granted right-of-way. Any documentation in UP's possession will be made available to those requesting it.

No local traffic has moved over the Line during the past two years, and there is no overhead traffic or passenger service on the Line. UP has received no request for rail service on the Line in well over two years. No complaint regarding cessation of service has been filed, is pending, or has been ruled upon in favor of a complainant during the prior two years.

A map of the Line is attached hereto as **Exhibit 1**.

Labor Protection

The interests of railroad employees will be protected by the conditions discussed in Oregon Short Line Railroad Co. – Abandonment – Goshen, 360 I.C.C. 91 (1979).

Certifications

Attached as **Exhibit 2** is a Certificate of Service and Publication, pursuant to the notice requirements of 49 C.F.R §§ 1152.50(d)(1), 1105.11 and 1105.12.

Environmental and Historic Report

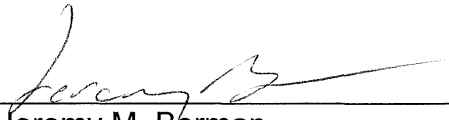
A copy of the cover letter which accompanied UP's Combined Environmental and Historic Report ("CEHR"), containing the information required by 49 C.F.R. §§ 1105.7(e) and 1105.8, and delivered in accordance with 49 C.F.R. 1105.11, is attached as **Exhibit 3**. The CEHR was electronically filed with the Office of Environmental Analysis (OEA), on November 30, 2017. The CEHR indicates that the proposed abandonment does not involve any historic properties. Since filing the CEHR, UP has received additional comments from the Texas Historic Preservation Officer (attached as **Exhibit 4**), the

National Park Service (attached as **Exhibit 5**), and the Texas Commission on Environmental Quality (attached as **Exhibit 6**).

Dated this 9th day of March, 2018.

Respectfully submitted,

UNION PACIFIC RAILROAD COMPANY

A handwritten signature in dark ink, appearing to read "Jeremy Berman", is written over a horizontal line.

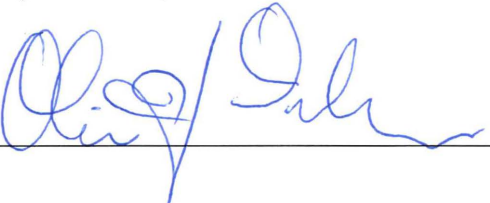
Jeremy M. Berman
General Attorney
1400 Douglas St, #1580
Omaha, NE 68179
402-544-4735 (Tel.)
402-501-0129 (FAX)
jmberman@up.com

VERIFICATION

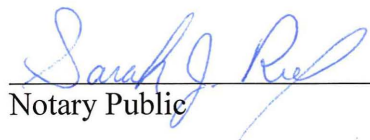
State of Nebraska)
) ss:
County of Douglas)

I, Olin H. Dirks, Lead – Commercial and Interline Strategy, for Union Pacific Railroad Company declare under penalty of perjury, under the laws of the United States of America, that I have read the forgoing document and that its assertions are true and correct to the best of my knowledge, information and belief. I further declare that I am qualified and authorized to submit this verification on behalf of Union Pacific Railroad Company.

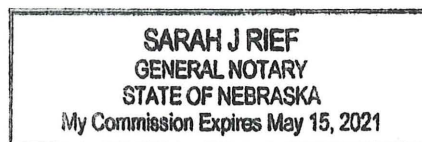
Dated at Omaha, Nebraska, this 8th day of March, 2018.

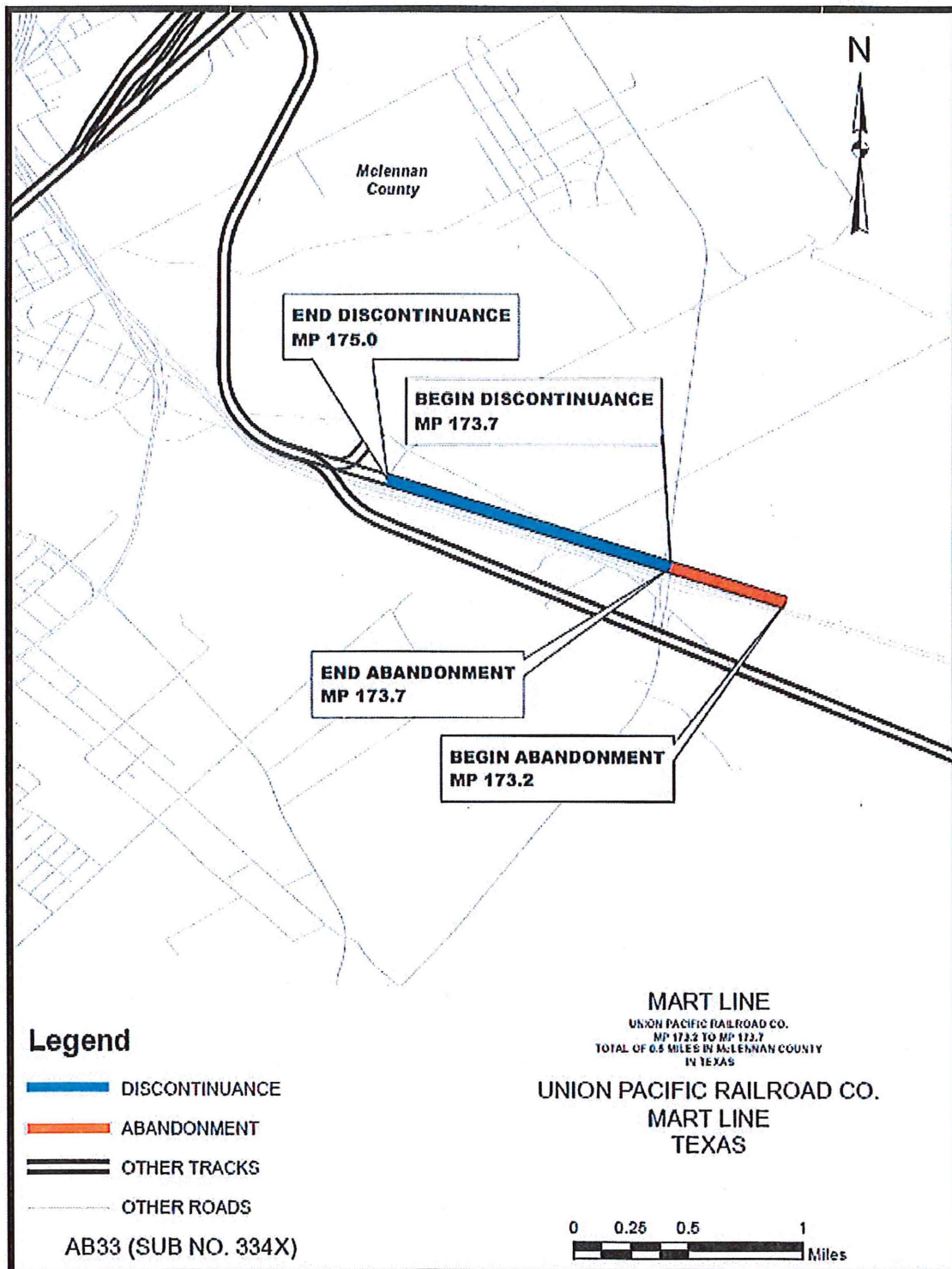


SUBSCRIBED AND SWORN TO
before me this 8th day of
March, 2018.



Notary Public





DOCKET NO. AB-33 (Sub-No. 334X)

UNION PACIFIC RAILROAD COMPANY
--ABANDONMENT EXEMPTION--
IN MCLENNAN COUNTY, TX
(FORMER MART LINE)

CERTIFICATE OF SERVICE AND PUBLICATION

49 C.F.R. § 1152.50(d)(1) – Notice

The undersigned certifies that on December 7, 2017 (at least 10 days before a Notice of Exemption is filed), written notice was given by Union Pacific stating Union Pacific's intent to use the Notice of Exemption procedure to abandon a portion of the Mart Line, extending from Milepost 173.2 to Milepost 173.7 near Waco, and for Discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, all in McLennan County, Texas in Docket No. AB-33 (Sub-No. 334X).

Said written notice (a copy of which is attached hereto as **Attachment 1**) was served on the following:

Peter Espy, Director
Rail Division
Texas Department of Transportation
125 E. 11th St.
Austin, TX 78701-2483

Sue Masica, Regional Director
Intermountain Region
National Park Service
12795 Alameda Pkwy
Denver, CO 80225

Chief of the Forest Service
U.S. Dept. of Agriculture
4th Floor, N.W. Auditors Bldg.
1400 Independence Ave. SW
Washington, DC 20250-1111

Headquarters
Military Surface Deployment & Distribution
Command
Transportation Engineering Agency
ATTN: ADTE - SA
Railroads for National Defense Program
709 Ward Drive, Building 1990
Scott AFB, IL 62225-5357

49 C.F.R. § 1105.11 – Transmittal Letter for Applicant's Report

The undersigned certifies that on November 30, 2017 (at least 20 days before a Notice of Exemption is filed), a Combined Environmental and Historic Report pursuant to 49 C.F.R. § 1105.7 and 1105.8 was served in Docket No. AB-33 (Sub-No. 334X) for abandonment and discontinuance of a portion of the Mart Line, in McLennan County, Texas on the following:

- (1) State Clearinghouse (or alternate)
- (2) State Environmental Protection Agency
- (3) Head of each County
- (4) U.S. Environmental Protection Agency, Regional Office
- (5) U.S. Fish and Wildlife Service
- (6) U.S. Army Corps of Engineers
- (7) National Park Service
- (8) U.S. Natural Resources Conservation Service
- (9) The National Geodetic Survey
- (10) Other Agencies Consulted (As Listed)
- (11) State Historic Preservation Office

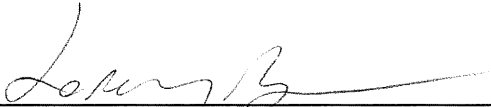
(This Certificate of Service attached to Combined Environmental Historic Reports lists the names and addresses of the federal, state and local agencies.)

49 C.F.R. § 1105.12 – Newspaper Notice

The undersigned further certifies that a "Notice of Intent to Abandon and Discontinue Service" was published in the form prescribed by the Board for a Notice of Exemption (Copy Attached as **Attachment 2**). The Notice was published one time in a major newspaper in the county in which the Line is located as follows:

<u>County</u>	<u>Newspaper</u>	<u>Date</u>
Waco	Waco Tribune-Herald	December 12, 2017

Dated this 9th day of March, 2018



Jeremy M. Berman

UNION PACIFIC RAILROAD
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

P 402 544 4735
jmbberman@up.com

Jeremy M. Berman

General Attorney

December 7, 2017

Peter Espy, Director
Rail Division
Texas Department of Transportation
125 E. 11th St.
Austin, TX 78701-2483

Sue Masica, Regional Director
Intermountain Region
National Park Service
12795 Alameda Pkwy
Denver, CO 80225

Chief of the Forest Service
U.S. Dept. of Agriculture
4th Floor, N.W. Auditors Bldg.
1400 Independence Ave. SW
Washington, DC 20250-1111

Headquarters
Military Surface Deployment & Distribution
Command
Transportation Engineering Agency
ATTN: ADTE - SA
Railroads for National Defense Program
709 Ward Drive, Building 1990
Scott AFB, IL 62225-5357

**RE: Proposed Abandonment and Discontinuance of a portion of the Mart Line,
extending from Milepost 173.2 to Milepost 173.7 near Waco, and for Discontinuance
only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, all in McLennan
County, Texas
STB Docket No. AB-33 (Sub-No. 334X)**

Dear Sir or Madam:

Please be advised that Union Pacific Railroad Company ("UP") expects to file with the United States Surface Transportation Board ("STB"), on or after November 30, 2017, a notice of exempt abandonment on a line of railroad known as the Former Mart Line near Waco, TX, from the end of the line at Milepost 173.2 to Milepost 173.7 near the TX 340 Loop crossing, and for discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, Waco, a distance of 0.5 miles to be abandoned, and 1.3 miles to be discontinued, all in McLennan County, Texas (the "Line"). The Line is wholly contained within U.S. Postal Service Zip Code 76705.

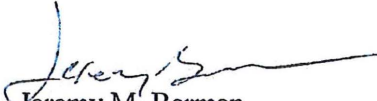
The "no business" exemption procedure will be used to abandon the Line, pursuant to the STB's abandonment regulations at 49 C.F.R. §1152.50. No local traffic has moved over the Line for at least two years and there is no overhead traffic on the Line. A Notice of Exemption to abandon service on the Line pursuant to 49 C.F.R. § 1152.50 (no local traffic for at least two years) will be filed with the STB on or after December 20, 2017.

Based on information in UP's possession, the Line does not contain federally granted right-of-way. Any documentation in UP's possession will be made available promptly to those requesting it.

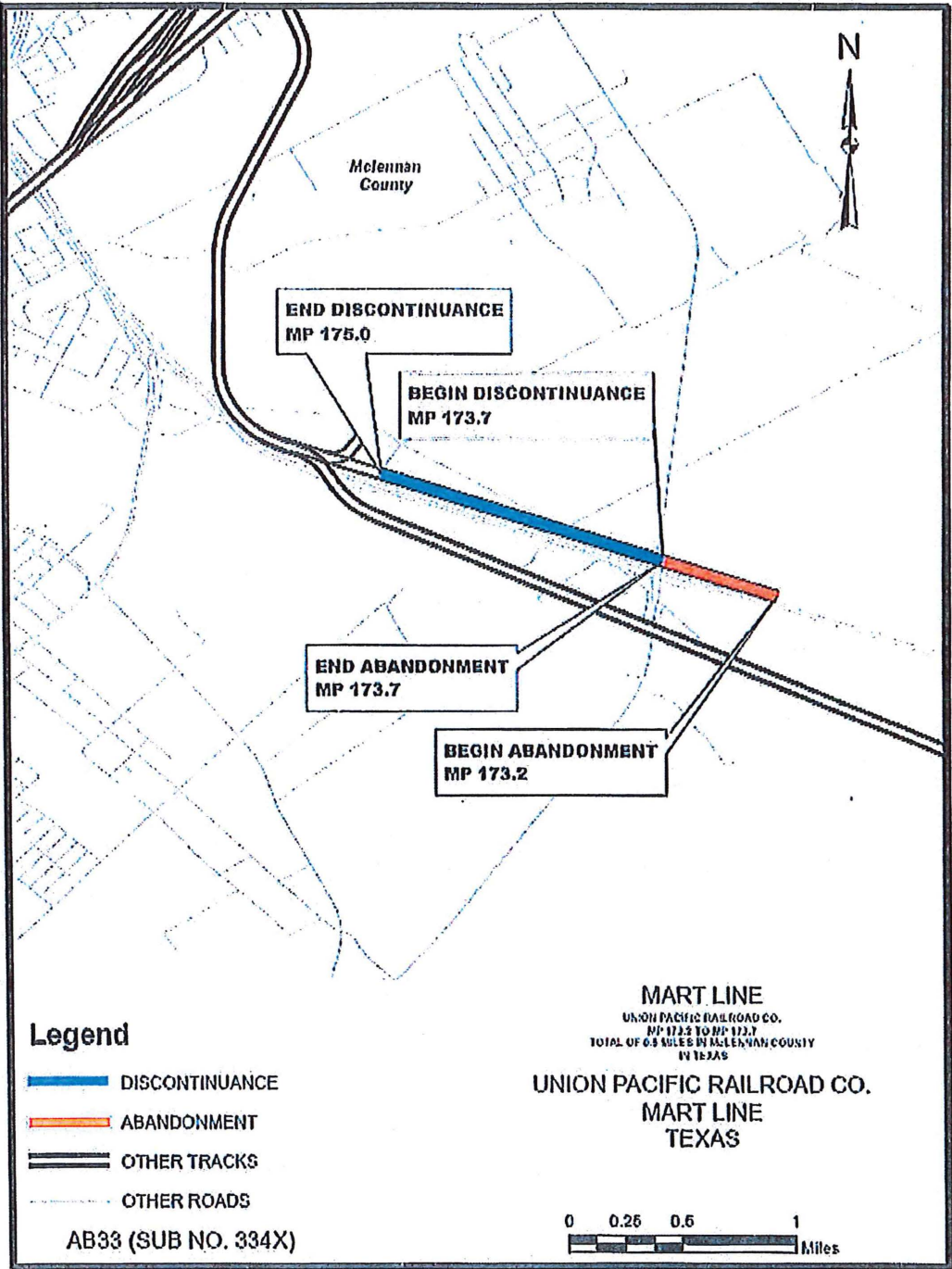


A map showing the segment of Line to be abandoned is attached for your information.

Sincerely,


Jeremy M. Berman
General Attorney

Attachment



Waco Tribune-Herald

Waco, McLennan County,

Texas

Affidavit of Publication

Account Number

1053072

UNION PACIFIC RAILROAD
Attn LORI CASEY
1400 DOUGLAS ST MAILSTOP 1580
OMAHA, NE 68179

Date	Category	Description	Ad Size	Total Cost
12/18/2017	Legal Notices	INTENT TO ABANDON RAIL SVC	4 x 4.25 IN	907.26

**Publisher of the
Waco Tribune-Herald**

Before me, a notary public, on this day personally appeared Ana Lozano-Harper and after being duly sworn, states that she is a Multi Media Sales Manager of the Waco Tribune Herald, a newspaper published in Waco, McLennan County, Texas, and that the Notice, a copy of which is hereto attached, was published in said newspaper on the following named dates, to-wit:

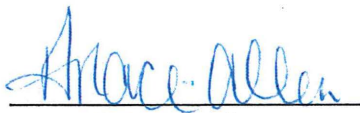
12/12/2017

The First insertion being given ... 12/12/2017

Newspaper reference: 0000435222

Sworn to and subscribed before me this day:

12/12/17

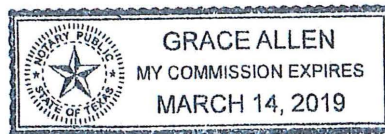


Notary Public



Multi Media Sales Manager

State of Texas
Waco, McLennan County
My Commission expires



THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

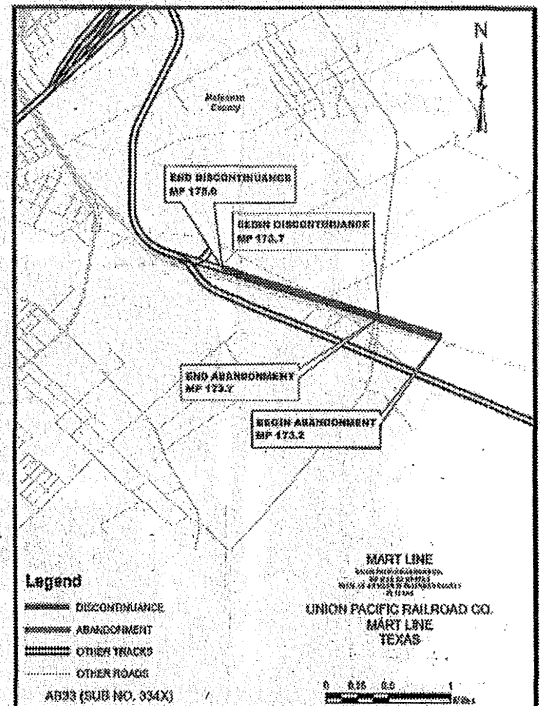
NOTICE OF INTENT TO ABANDON RAIL SERVICE

UNION PACIFIC RAILROAD COMPANY (UP) GIVES NOTICE THAT ON OR AFTER December 20, 2017, it intends to file with the Surface Transportation Board, Washington, D.C., a notice of exemption under 49 C.F.R. Part 1152, Subpart F – Exempt Abandonments permitting the abandonment and discontinuance of service on a line of railroad known as the Former Mart Line near Waco, TX, from the end of the line at Milepost 173.2 to Milepost 173.7 near the TX 340 Loop crossing, and for discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, Waco, a distance of 0.5 miles to be abandoned, and 1.3 miles to be discontinued, all in McLennan County, Texas (the "Line"). The Line is wholly contained within U.S. Postal Service Zip Code 76705. The proceeding has been docketed as No. AB-33 (Sub-No. 334X).

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 (OEA), Surface Transportation Board, 395 E Street, SW, Washington, DC 20423 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 used 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, 395 E Street, SW, Washington, DC 20423 [See 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on the applicant'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 (866) 254-1792. Copies of any comments or requests for conditions should be served on UP's representative: Jeremy M. Berman, General Attorney, 1400 Douglas St., STOP 1580, Omaha, NE 68179, 402-544-4735.

UNION PACIFIC RAILROAD COMPANY



UNION PACIFIC RAILROAD
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

P 402 544 4735
jmberman@up.com

Jeremy M. Berman

General Attorney

November 30, 2017

VIA US Mail

TO: See Attached Service List

RE: **Proposed Abandonment and Discontinuance of a portion of the Mart Line, extending from Milepost 173.2 to Milepost 173.7 near Waco, and for Discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, all in McLennan County, Texas**
STB Docket No. AB-33 (Sub-No. 334X)

To whom it may concern:

On or after November 30, 2017, Union Pacific Railroad Company ("UP") expects to be filing with the Surface Transportation Board ("STB" or "Board") a Notice of Exemption seeking authority to abandon the Former Mart Line near Waco TX, from the end of the line at Milepost 173.2 to Milepost 173.7 near the TX 340 Loop crossing, and for discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, Waco, a distance of 0.5 miles to be abandoned, and 1.3 miles to be discontinued, all in McLennan County, Texas (the "Line"). Attached is a Combined Environmental and Historic Report describing the proposed action and any expected environmental and historic effects, as well as a map of the affected area.

Union Pacific is providing this report so that you may review the information that will form the basis for the STB's independent environmental analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the Board's environmental review process, please contact the Office of Environmental Analysis (OEA), Surface Transportation Board, Washington, DC, Telephone (202) 245-0291 and refer to the above Docket No. AB-33 (Sub-No. 334X). Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to OEA (with a copy to our representative) would be appreciated within 3 weeks.

Your comments will be considered by the Board in evaluating the environmental and/or historic preservation impacts of the contemplated action. If there are any questions concerning this proposal, please contact our representative directly. Our representative in this matter is Jeremy M. Berman who may be contacted by telephone at 402-544-4735 or by mail at 1400 Douglas St., Stop 1580, Omaha, NE 68179.

Sincerely,

s/ Jeremy M. Berman

Jeremy M. Berman



Attachment

Docket No. AB-33 (Sub-No. 334X)

Service List

State Clearinghouse (or Alternate):

Denise S. Francis
Director, State Grants Team
Governor's Office of Budget and Planning
P.O. Box 12428
Austin, Texas 78711

State Environmental Protection Agency:

Richard A. Hyde, MC 109
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Environmental Protection Agency (Regional Office):

U.S. Environmental Protection Agency - Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202

State of Texas Historic Preservation Office:

Texas Historical Commission Main Office
P.O. Box 12276
Austin, Texas 78711

U.S. Fish and Wildlife Service:

U.S. Fish and Wildlife Service
Southwest Region (2) Office
P.O. Box 1306
Albuquerque, NM 87103-1306

U.S. Army Corps of Engineers:

U.S. Army Corps of Engineers
Fort Worth District
3801 Zoo Park Drive
Waco, Texas 76708

National Park Service (Regional Office):

Sue Masica, Regional Director
National Park Service – Intermountain Region
12795 W. Alameda Parkway
Lakewood, CO 80228

U.S. Natural Resources Conservation Service:

U.S. Natural Resources Conservation Service
Waco Service Center
5040 S. Loop 340
Waco, Texas 76706-4638

National Geodetic Survey:

Geodetic Services Division
SSMCC-3 #9340
NOAA N/NGS12
Room 9452
1315 E-W Highway
Silver Spring, Maryland 20910-3282

Head of McLennan County, Texas:

J.A. "Andy" Harwell
McLennan County Clerk
215 N. 5th Street, Room 223-A
P.O. Box 1727
Waco, Texas 76701

UNION PACIFIC RAILROAD
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

P 402 544 4735
jberman@up.com

Jeremy M. Berman

General Attorney

November 30, 2017

VIA US Mail

TO: See Attached Service List

RE: **Proposed Abandonment and Discontinuance of a portion of the Mart Line, extending from Milepost 173.2 to Milepost 173.7 near Waco, and for Discontinuance only from Milepost 173.7 to Milepost 175.0 near Chapel Hill Road, all in McLennan County, Texas**
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Union Pacific is providing this report so that you may review the information that will form the basis for the STB's independent environmental analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the Board's environmental review process, please contact the Office of Environmental Analysis (OEA), Surface Transportation Board, Washington, DC, Telephone (202) 245-0291 and refer to the above Docket No. AB-33 (Sub-No. 334X). Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to OEA (with a copy to our representative) would be appreciated within 3 weeks.

Your comments will be considered by the Board in evaluating the environmental and/or historic preservation impacts of the contemplated action. If there are any questions concerning this proposal, please contact our representative directly. Our representative in this matter is Jeremy M. Berman who may be contacted by telephone at 402-544-4735 or by mail at 1400 Douglas St., Stop 1580, Omaha, NE 68179.

Sincerely,

s/ Jeremy M. Berman

Jeremy M. Berman

NO HISTORIC
PROPERTIES AFFECTED
PROJECT MAY PROCEED
by *Justin Kacknitz*
for Mark Wolfe
State Historic Preservation Officer
12/18/2017



UNION PACIFIC RAILROAD
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

Page 2

Attachment

Docket No. AB-33 (Sub-No. 334X)**Service List****State Clearinghouse (or Alternate):**

Denise S. Francis
Director, State Grants Team
Governor's Office of Budget and Planning
P.O. Box 12428
Austin, Texas 78711

State Environmental Protection Agency:

Richard A. Hyde, MC 109
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Environmental Protection Agency (Regional Office):

U.S. Environmental Protection Agency - Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202

State of Texas Historic Preservation Office:

Texas Historical Commission Main Office
P.O. Box 12276
Austin, Texas 78711

U.S. Fish and Wildlife Service:

U.S. Fish and Wildlife Service
Southwest Region (2) Office
P.O. Box 1306
Albuquerque, NM 87103-1306

U.S. Army Corps of Engineers:

U.S. Army Corps of Engineers
Fort Worth District
3801 Zoo Park Drive
Waco, Texas 76708

National Park Service (Regional Office):

Sue Masica, Regional Director
National Park Service - Intermountain Region
12795 W. Alameda Parkway
Lakewood, CO 80228

U.S. Natural Resources Conservation Service:

U.S. Natural Resources Conservation Service
Waco Service Center
5040 S. Loop 340
Waco, Texas 76706-4638

National Geodetic Survey:

Geodetic Services Division
SSMCC-3 #9340
NOAA N/NGS12
Room 9452
1315 E-W Highway
Silver Spring, Maryland 20910-3282

Head of McLennan County, Texas:

J.A. "Andy" Harwell
McLennan County Clerk
215 N. 5th Street, Room 223-A
P.O. Box 1727
Waco, Texas 76701

EXHIBIT 4



TEXAS HISTORICAL COMMISSION
real places telling real stories

P.O. BOX 12276 • AUSTIN, TX 78711-2276

OFFICIAL BUSINESS
STATE OF TEXAS
PENALTY FOR
PRIVATE USE

PRESORTED
FIRST CLASS



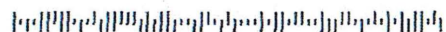
U.S. POSTAGE PITNEY BOWES

ZIP 78701 \$ 000.40³
02 1W
0001401623 DEC 20 2017



JEREMY M BERMAN
1400 DOUGLAS ST, STOP 1580
OMAHA NE 68179

103 KNL-NAB 68179





**Proposed abandonment and discontinuance of Mart Line segment in
McLennan County**

Sever(Kraft), Katherine to: jmberman

12/20/2017 06:56 PM

This email originated from outside of the company. Please use discretion if opening attachments or clicking on links.

Dear Mr. Berman:

Thank you for the opportunity to review the proposed abandonment and discontinuance of a portion of the Mart Line in McLennan County, Texas. The National Park Service believes the project will have no impacts to lands we manage or administer, therefore we have no comments at this time. If you have any questions or need additional information, please contact Katherine Kraft at katherine_kraft@nps.gov or by phone at 303-969-2455.

Sincerely,

Katherine Kraft

Interim External Environmental Review Coordinator

--

Katherine Kraft, Planner

NPS Intermountain Regional Office

Planning Division

katherine_kraft@nps.gov

(303) 969-2455 office

(970) 541-8636 cell

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



EXHIBIT 6

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 14, 2017

Mr. Jeremy M. Berman
Union Pacific Railroad
1400 Douglas Street, Stop 1580
Omaha, Nebraska 68179

Via: Mail

Re: TCEQ NEPA Request #2017-341, Proposed Abandoned and Discontinuance of a portion of the Mart Line, STB Docket No. AB-33(Sub-No. 334X); Waco, Texas, McLennan County

Dear Mr. Berman:

The Texas Commission on Environmental Quality (TCEQ) has reviewed the above-referenced project and offers the following comments:

A review of the project for general conformity impact in accordance with 40 CFR Part 93 indicates that the proposed action is located in McLennan County, which is currently unclassified or in attainment of the National Ambient Air Quality Standards for all six criteria air pollutants. Therefore, general conformity rules do not apply.

The Office of Water does not anticipate significant long term environmental impacts from this project as long as construction and waste disposal activities associated with it are completed in accordance with applicable local, state, and federal environmental permits, statutes, and regulations. We recommend that the applicant take necessary steps to ensure that best management practices are used to control runoff from construction sites to prevent detrimental impact to surface and ground water.

Any debris or waste disposal should be at an appropriately authorized disposal facility.

Thank you for the opportunity to review this project. If you have any questions, please contact the agency NEPA Coordinator, at (512) 239-3500 or NEPA@tceq.texas.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Vise".

Ryan Vise
Division Director
Intergovernmental Relations