# Iowa DOT Rail Abandonment

How and when information is gathered and provided to the public & where the public can find the information

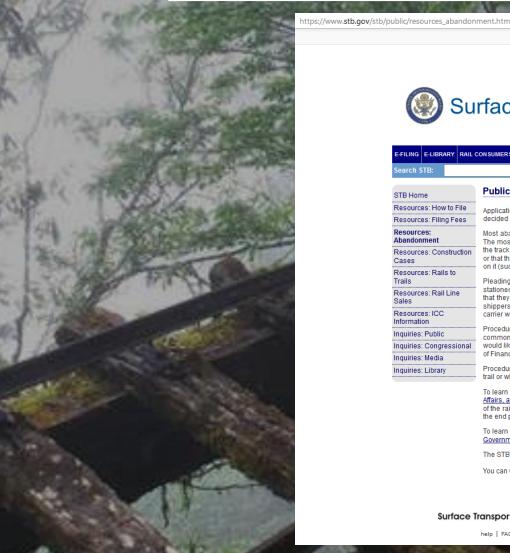
# Website Quarterly Updates

The Iowa DOT checks the STB website each quarter for newly filed abandonments & updated actions to existing abandonments.

## **Surface Transportation Board**

### https://www.stb.gov/stb/public/resources abandonment.html

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STB Home	Public Information > Resources: Abandonment						
Resources: How to File	Applications for abandonment are normally handled under a "modified procedure." Cases are decided based on the written submissions of the parties.						
Resources: Filing Fees							
Resources: Abandonment	Most abandonment applications are filed by the rail carrier owning the track to be abandoned. The most frequent type of abandonment requests the STB receives is from a railroad stating that						
Resources: Construction Cases	the track has not been used for two years or more (such a case is entitled "Notice of Exemption") or that the track has so little traffic on it that it is clear that the carrier could not be making a profit on it (such a case is entitled a "Petition for Exemption").						
Resources: Rails to Trails	Pleadings filed in opposition to abandonments are usually filed by shippers or receivers who are						
Resources: Rail Line Sales	stationed along the line to be abandoned, but other persons may also file in opposition provided that they either challenge the railroad's statements as filed or offer evidence to show that the shippers and receivers on the line would suffer more harm by losing the rail service than the						
Resources: ICC Information	carrier would suffer by continuing to provide the service.						
Inquiries: Public	Procedures are available for those who would like to purchase the line and assume the common carrier obligation to provide service (contract or non-contract) over the line, or who						
Inquiries: Congressional	would like to offer the carrier a subsidy to continue to provide the service. This is called an "Offer						
Inquiries: Media	of Financial Assistance."						
Inquiries: Library	Procedures are also available for those who would like to see the rail corridor made into a public trail or who would like to put the right-of-way to another public use.						

To learn about past abandonments please contact the <u>Office of Public Assistance, Governmental</u> <u>Affairs, and Compliance (OPAGAC)</u>. Be prepared with the docket number if you have it, the name of the railroad that last provided service over the line, the location of the line (State and County), the end points of the line, and direction of the line (north-south or east-west).

To learn more about the abandonment processes please contact the Office of Public Assistance, Governmental Affairs, and Compliance (OPAGAC).

The STB's rules governing abandonments are at 49 CFR Part 1152

You can view recent abandonments using the Railroad Map Depot.

Surface Transportation Board, 395 E Street, SW, Washington, DC 20423

## **Iowa DOT Rail Abandonment Webpage**

### https://iowadot.gov/iowarail/aboutabandonments



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#### **RAIL TRANSPORTATION**

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#### Back ABOUT ABANDONMENTS

Abandonment and discontinuance of railroad service is allowed by federal law, which permits a carrier to end its obligation to provide common carrier service over a particular rail line.

The <u>Surface Transportation Board</u> has exclusive jurisdiction in railroad abandonment cases except when the railroad company is in bankruptcy. The federal courts have jurisdiction when the railroad company is in bankruptcy. The lowa DOT will actively participate in the abandonment process, except when an abandonment is filed under the



exempt procedures outlined in the <u>CFR Part 1152. Subpart F or 1152.50.</u> Basically, an abandonment is exempt if the Surface Transportation Board determines it is or if no local traffic has used the line for at least two years and no one files a complaint.

#### **Rails to Trails**

Only rail lines that the federal <u>Surface Transportation Board (STB)</u> has authorized for abandonment can be converted to trail use. In accordance with <u>49 CFR 1152.29</u> and <u>16 USC 1247 (d)</u> (the National Trails Act), the STB may defer rail line abandonment to give interested parties the opportunity to negotiate a voluntary agreement with the railroad company for interim use of the right-of-way for recreational trails. <u>More information on trails use</u>.

#### Links

Railroad abandonment brochure

- <u>Current rail abandonment activity</u> (quarterly report)
- Rail abandonment history 1911 to present

Rails to Trails map

## Quarterly Report

### https://iowadot.gov/iowarail/pdfs/current\_abandonment\_status.pdf

#### CURRENT IOWA RAILROAD ABANDONMENT STATUS

Iowa Department of Transportation, Office of Rail Transportation

#### Updated March 25, 2019

This status report indicates the abandonment actions before the Surface Transportation Board (STB) as of the date indicated above. Updates included in this status are obtained from the Surface Transportation Board website: http://www.stb.dot.gov

All actions before the STB for a specific abandonment (or more recent actions) can be found by clicking on the STB Docket listed below OR entering the docket number in the Enhanced Search on the STB website: https://www.stb.gov/home.nsf/enhancedsearch?OpenForm

Highway authorities: Once the rail is removed from the crossing and the surface restored, highway authorities are responsible for removing any advance warning signs, pavement markings and any other signage related to the highway-railroad crossing at or near the location of the following crossings. Once the crossing is restored and signage removed, highway authorities are asked to advise the Iowa DOT rail abandonment coordinator (listed below) so that the state-wide highwayrailroad crossing inventory database can be updated.

> Kris Klop, Abandonment Coordinator 515-239-1108

kristopher.klop@iowadot.us

This abandonment report affects crossings in the following jurisdictions: Council Bluffs, Des Moines, Franklin County, & Mason City

Any questions about current or past abandonments can be directed to Kris Klop at 515-239-1108 or kristopher.klop@iowadot.us

kristopher.klop@iowadot.us

\*The effective date can be stayed for any number of possible reasons. This date represents the earliest possible date the abandonment can be effective. The most common reason for a stay is for trails use negotiation

A railroad has one year after a successful abandonment action to consummate or complete the abandonment. Most often, removal of rail & signals, restoration of any crossing surfaces, etc. occurs within that one year period, but is not required to occur in a specific time frame. When purchased for trails use, removal of rail, signals, restoration of any crossing surfaces, etc. may occur during the negoitation period or is negoitiated between the railroad and trail owner after a sale.

	STB Docket Number:	AB-314-7-X		Railroad:	Chicago Central and Pacific Railroad (CN)
	Co Bluffs across Missouri River	into Omaha, NE		County or Counties:	Pottawattamie
	Including MP 510.62 to 514.80 (	2.12 miles MP	equation where MP	Initial Effective Date*:	7/26/2015
1	511.35 = MP 513.41). Also, the s	outh leg of its wy	e track extending from	Trail Use Status:	No negotiations
2	MP 511.17 for .44 miles.			Consummation or Sale Date**:	
71		Date	Action	Filed by	Comments
	Initial Abandonment Filing:	1/22/2015	Petition for Exemption	Chicago Central & Pacific	
	Latest Action:	7/14/2015	Decision		Latest Action: Due date for OBT to file an OFA is July 16, 2015. No OFA filed. If no OFA filed, abandonment effective July 26, 2015
	header above) :				
	Railroad	FRA #	RR Milepost	State Hwy # (if applicable)	City/County Street City/County

# Quarterly Report

### https://iowadot.gov/iowarail/pdfs/current\_abandonment\_status.pdf

STB Docket Number:	TB Docket Number: <u>AB-33-327-X</u>			Union Pacific Railroad Company					
Rockwell Industiral Lead - Near	Elm Street to ne	ar 19th Street in							
Mason City			County or Counties:	Cerro Gordo					
MP 155.5 to MP 157.5 (2.0 mile	es)		Initial Effective Date*:						
			Trail Use Status:						
2			Consummation or Sale Date**:						
3	Date	Action	Filed by	Comments					
Initial Abandonment Filing:	nent Filing:								
Latest Action:	3/6/2019	Trail Use Agreement reached	Iowa National Heritage Foundation	Last Action: INHF & Union Pacific completed negotiations					
2				and property transfer between UP and INHF / public					
				agencies for Trail Use / Rail Banking.					
At-Grade Crossings affected by	the abandonme	nt (Note responsibilities	f highway authorities indicated in header above)						
Railroad	FRA #	RR Milepost	State Hwy (if applicable)	City/County Street	City/County				
UP	201853R	155.2		13th St. NE	Mason City				
UP	201852J	155.4		Elm Dr.	Mason City				
UP	201851C	155.7		4th St. NE	Mason City				
UP	201850V	155.9		3rd St. NE	Mason City				
UP	201849B	156.1		E. State St.	Mason City				
UP	201848U	156.2		1st St. SE	Mason City				
UP	201847M	156.4		5th St. SE	Mason City				
UP	201846F	156.7		8th St. SE	Mason City				
UP	201845Y	157.2		15th St. SE	Mason City				
UP	201844S	157.47		19th St. SE	Mason City				

## **Rail Abandonment History**

https://iowadot.gov/iowarail/pdfs/current\_abandonment\_log.pdf

Forty-four pages of abandonments going back to the 1920's.

This is also updated each quarter.

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Updated 03/2	5/19		IOWA RAILROAD ABANDON	MENTS LOO	i	1								
NOTES:	Docket Numbers preceded by "IDOT" are fictitious and were created for computer identification only.				4. The Surface Transportation Board assumed responsibility for abandonments from the Interstate Commerce Commission in 1995. Dockets dated 1996 or later are available at http://stb.dot.gov									
	<ol> <li>Dates flowed by "~" are fictitious and were created for computer use only. However, the year shown is correct.</li> <li>COTU Conference of the intervence of the National Table Content of the National</li></ol>				6. Initial effective date may be extended. Final abandonment or acquisition for rail or trails use may be significantly later. Refer to docket at www.stb.dot.gov									
	<ol> <li>CITU = Certificate of Interim Trails Use under provisions of the National Trails System Act adopted by Congress in 1983</li> </ol>					7. For dockets prior to 1996, the Iowa DOT may have microfilmed records if indicated								
Date Filed with ICC/STB <sup>4</sup>	Interstate Commerce Commission or Surface Transportation Board Docket	Railroad		<u>Miles in</u> <u>Iowa</u>	lowa DOT Position	Date of Decision	Date Final Decision orAction	Initial Effective Date	Acquired for Rail Use	Acquired for <u>Rail</u> <u>Banking/</u> <u>Trails Use <sup>3</sup></u>	<u>Notice of</u> Interim Trails, <u>Use</u> <u>Negotiation</u> <u>Open</u>	Negotiation Period Ends	Microfilmed 7	
	IDOT - 13	CM&StP	WOODWARD TO PHILDIA Dallas	4.37				1/1/22~					No	
	IDOT - 14	cccc	MAIN TRACK TO SHAFT NO. 10	0.86				1/1/23~					No	
	3180	MB&S	MUSCATINE TO BURLINGTON Muscatine Louisa Des Moines	50.00		05/10/24	05/10/24	6/10/24~					No	
	4246	CRI&P	STOCKTON TO DAVENPORT Muscatine Scott	16.28		04/08/25	04/08/25	5/8/25~					No	
	4790	M&StL	VAN CLEVE TO STATE CENTER Marshall	10.46		07/22/25	07/22/25	8/22/25~					No	
	6321	CRI&P	REASONER TO MONROE Jasper	6.41		07/18/26	07/18/26	8/18/26~					No	
	5343	cccc	COLFAX TO COAL MINES Jasper	5.50		04/12/26	04/12/26	5/12/26~					No	
	IDOT - 15	CRI&P	DIGBY TO IOWA CITY Johnson	3.88				1/1/28~					No	
	IDOT - 16	CRI&P	ELMIRA TO DIGBY Johnson	3.82				1/1/29~					No	
	8575	CNW	BOONE TO OGDEN Boone	10.24		12/29/30	12/29/30	1/29/31~					No	
	7705	CMStP&P	FARLEY TO WORTHINGTON Dubuque	6.90		03/05/30	03/05/30	4/5/30~					No	

## **Rail Abandonment Interactive Map**

https://iowadot.maps.arcgis.com/apps/MapSeries/index.html?appid=95 a7af3a70f948d3b0dc40805e51805a

