

Pacific Railroad. There are approximately 40 bridge structures where the rail line crosses Orofino Creek. The line has historically been used to transport lumber and forest products.

NOTICE OF HEARING

YOU ARE FURTHER NOTIFIED that the abandonment of rail lines and the discontinuance of rail service are governed by federal law. As this Commission has stated many times, the authority to grant or deny the abandonment of rail lines rests with the STB, not this Commission. However, *Idaho Code* § 62-424 requires that the Public Utilities Commission schedule a public hearing on the proposed abandonment. The purpose of the hearing is for the Commission to determine whether the abandonment would: (1) adversely affect the area being served; (2) impair the access of Idaho shippers to vital goods and markets; and (3) whether the rail line has the potential for profitability. If the Commission finds that the abandonment would adversely affect the area being served and the line has the potential for profitability, then the Commission may represent the State of Idaho in the STB abandonment proceeding.

YOU ARE FURTHER NOTIFIED that the Commission has scheduled a public hearing in this matter to commence at **1:00 P.M. ON MONDAY, JUNE 28, 2004, AT THE CLEARWATER NATIONAL FOREST SUPERVISOR'S OFFICE, 12730 HIGHWAY 12 IN OROFINO, IDAHO (208) 476-4541.** The purpose of the hearing is to obtain public testimony as to whether the abandonment of the Jaype branch line would be adverse to Idaho's public interest. The railroad, shippers, local governmental leaders, and other interested persons are encouraged to testify.

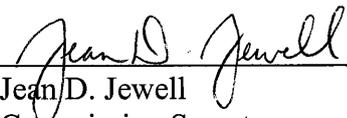
YOU ARE FURTHER NOTIFIED that all hearings will be conducted pursuant to the Rules of Procedure adopted by the Idaho Public Utilities Commission. IDAPA 31.01.01.000 *et seq.*

YOU ARE FURTHER NOTIFIED that all hearings and prehearing conferences in this matter will be held in facilities meeting the accessibility requirements of the Americans with Disabilities Act (ADA). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony and argument at a public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing. The request for assistance must be received at least five (5) working days before the hearing by contacting the Commission Secretary at:

IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074
(208) 334-0338 (Telephone)
(208) 334-3762 (FAX)
E-Mail: secretary@puc.state.id.us

YOU ARE FURTHER NOTIFIED that the Commission has jurisdiction over this matter pursuant to *Idaho Code* § 62-424.

DATED at Boise, Idaho this 8th day of June 2004.



Jean D. Jewell
Commission Secretary

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