

December 9, 2021

Alan Tabachnick
Surface Transportation Board, c/o VHB
940 Main Campus Dr., Suite 500
Raleigh, NC 27606

Re: *Project Review Under Section 106 of the National Historic Preservation Act, Proposed Canadian Pacific Railway Acquisition of Kansas City Southern Railway, Notice of Intent to Prepare an Environmental Impact Statement, Docket No. FD 36500 (106/STB, THC #202203791)*

Mr. Tabachnick:

Thank you for the recent correspondence from the Surface Transportation Board (STB) regarding the above-referenced project. This letter serves as comment on the proposed undertaking from the State Historic Preservation Officer, the Executive Director of the Texas Historical Commission (THC).

The THC staff, led by Justin Kockritz, Bill Martin, and Lydia Woods-Boone, has completed their review of the submission, which notifies THC of the STB's intent to prepare an Environmental Impact Statement for the proposed acquisition of the Kansas City Southern Railway (KCS) by the Canadian Pacific Railway (CP). Based on your letter and our subsequent meeting on December 1, 2021, THC understands that the proposed acquisition requires approval by the STB, which constitutes a federal undertaking, but there are no capital improvements, construction activity, or ground disturbance proposed within Texas as part of the undertaking. Accordingly, THC concurs that there is no area of potential effects in Texas and thus no historic properties that will be affected in the state.

Should the undertaking be revised to ultimately include capital improvements, construction activity, or ground disturbance in Texas, further consultation will be required. As proposed, no further consultation with our office is necessary, though we would appreciate notification when the Draft and Final Environmental Impact Statements are available.

Thank you for your cooperation in this federal review process. If you have any questions concerning our review or if we can be of further assistance, please contact Justin Kockritz at justin.kockritz@thc.texas.gov or 512-936-7403.

Sincerely,



Justin Kockritz, Lead Project Reviewer, Federal Programs
For: Mark Wolfe, State Historic Preservation Officer