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May 4, 2023

ENTERED
Office of Proceedings
May 4, 2023
Part of
Public Record

VIA E-FILE

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423

Re: **Docket No. AB 1296 (Sub.-No. 1X)**
R. J. Corman Railroad Property, LLC – Abandonment Exemption – in Campbell County, Tenn.

Dear Ms. Brown:

R. J. Corman Railroad Property, LLC filed a Petition for Exempt Abandonment on April 21, 2023. On May 3, 2023, the undersigned received the attached response from the United States Army Corps of Engineers related to the proceeding. This is being submitted to supplement the record.

Please feel free to contact me if there are any questions.

Sincerely,
/s/ Catherine S. Wright
*Attorney for R. J. Corman Railroad
Property, LLC*

CSW/lgb

From: Ragon, Vessica C CIV USARMY CELRN (USA) <Vessica.C.Ragon@usace.army.mil>
Sent: Wednesday, May 3, 2023 2:03 PM
To: Wright, Catherine <catherine.wright@jacksonkelly.com>
Subject: R. J. Corman Railroad Property, LLC - Abandonment Exemption - in Campbell, County, Tenn. {STB Docket No. AB 1296 (Sub-No. IX)).
Importance: High

May 3, 2023

SUBJECT: File No. LRN-2023-00387, R. J. Corman Railroad Property, LLC - Abandonment Exemption - in Campbell,
County, Tenn. {STB Docket No. AB 1296 (Sub-No. IX)).

Catherine Salmen Wright
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Good Afternoon,

This is in response to your 4/26/2023, request for our comments regarding the subject project. The U.S. Army Corps of Engineers (USACE) has regulatory responsibilities pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344). Under Section 10, the USACE regulates all work in, or affecting, navigable waters of the U.S. Under Section 404, the USACE regulates the discharge of dredged and/or fill material into waters of the U.S. (33 CFR Part 328).

A review of the information provided indicates the subject activity would not involve a discharge of dredged or fill material, or work affecting navigable water¹; therefore, a Department of the Army permit would not be required.

We understand the project proposal may not have specific design plans at this time, and this inquiry is an initial review to obtain grant funds. We have no objections to the applicant receiving grant funds for the proposal.

If you have questions regarding this matter, please contact Vessica Ragon, telephone (865) 986-7296 or email vessica.c.ragon@usace.army.mil. Thank you for the opportunity to review and comment on this proposed project.

Sincerely,

***Vessica Ragon .
Regulatory Program Assistant
U.S. Army Corps of Engineers
Nashville District, Regulatory Division
501 Adesa Blvd Suite 250
Lenoir City, TN 37771
Work - 865-986-7296
Cell - 865-324-4384***
