

JACKSONKELLY^{PLLC}

100 WEST MAIN STREET • SUITE 700 • LEXINGTON, KENTUCKY 40507 • TELEPHONE: 859.255.9500 • FAX: 859.281.6478

www.jacksonkelly.com

catherine.wright@jacksonkelly.com

859-288-2836

December 18, 2023

VIA E-FILE

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

307650

ENTERED
Office of Proceedings
December 18, 2023
Part of
Public Record

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 an Amendment to its Combined Environmental and Historic Report on November 20, 2023. On December 15, 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
Enclosure: Email from US Army Corps of Engineers

Wright, Catherine

From: Ragon, Vessica C CIV USARMY CELRN (USA) <Vessica.C.Ragon@usace.army.mil>
Sent: Friday, December 15, 2023 9:37 AM
To: Wright, Catherine
Subject: R. J. Corman Railroad Property, LLC – Abandonment Exemption - in Campbell, County, Tenn. (STB Docket No. AB 1296 (Sub-No. IX)).

Importance: High

December 15, 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 Wright
Jackson Kelly PLLC
100 West Main Street, Suite 700
Lexington, Kentucky 40588-2150
(859) 288-2836

To Whom It May Concern:

This is in response to your 11/16/2023 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 may involve work in wetlands/waters of the U.S.; therefore, a Department of the Army permit may be required.

We understand the project 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, provided the applicant applies for and obtains any required permits prior to any disturbance to streams and/or wetlands that may occur due to project construction. The applicant may apply at any time.

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