

EI-17846
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REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
201 NORTH THIRD AVENUE
WALLA WALLA, WASHINGTON 99362-1876

June 30, 2009

Regulatory Division

SUBJECT: NWW-2009-322-W04

Mr. Karl Morell
Ball Janik LLP
1455 F Street NW
Suite 225
Washington, DC 20005

Dear Mr. Morell:

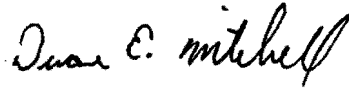
We reviewed your letter dated June 25, 2009 describing the Palouse River & Coulee City Railroad's proposed abandonment of its rail lines located between (1) milepost 84.0 and milepost 85.91; (2) milepost 86.11 and milepost 86.9; and (3) milepost 85.5 and the end of the line at the intersection of A Street and Almon Street in Moscow, Idaho. This project is located in Section 7, Township 39 North, Range 5 West, Boise Meridian, Latah County, Idaho. The activity proposed does not involve the discharge of dredged or fill material into a water of the United States and does not require a Department of the Army permit.

This determination applies only to Department of the Army permits administered by the Corps of Engineers. Your project may also require permits from other Federal, state, and local agencies. Your project may require a permit from the Idaho Department of Water Resources. In addition, your project may require a permit from your local city or county zoning office if they adopted a local floodplain management ordinance under the National Flood Insurance Program. You should contact these agencies to obtain any necessary permits prior to starting construction.

We are interested in your thoughts and opinions concerning the quality of service you received from the Walla Walla District, Corps of Engineers Regulatory Division. If you have Internet access and are interested in letting us know how we are doing, you can complete an electronic version of our Customer Service Survey form on our web site at <http://per2.nwp.usace.army.mil/survey.html> which will be automatically submitted to us. Alternatively, you may call and request a paper copy of the survey which you may complete and return to us by mail or fax.

Please contact me at 509-527-7156 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Duane E. Mitchell". The signature is written in dark ink and is positioned above the printed name.

Duane E. Mitchell
Regulatory Project Manager