



TRANSPORTATION

Dave Geraci

Manager - Network Rationalization

EI-2570
CD

500 Water Street - J200
Jacksonville, FL 32202
(904) 359-1086
FAX (904) 359-1111

October 9, 2006

Surface Transportation Board
Section of Environmental Analysis
1925 "K" Street NW -Suite 534
Washington, DC 20423-0001

RE: CSXT Proposed Abandonment
Vigo County, IN
STB Docket AB-55 (Sub-No. 674X)

Gentlemen:

This refers to CSX Transportation's Notice of Exemption filed on August 25, 2006, requesting authority to abandon its rail line described above. Enclosed please find a copy of a letter dated October 3, 2006 (received October 9, 2006) from Mr. Max Hagan of the U.S. Department of the Army stating "We have determined that if any metal track material, cross ties, or ballast is removed, and placed in an upland site, a Department of the Army permit will not be required."

Sincerely,

Attachment

Copy: Mr. Steven Armbrust, CSXT, 500 Water Street-J150, Jacksonville, FL, 32202



DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, LOUISVILLE
CORPS OF ENGINEERS
INDIANAPOLIS REGULATORY OFFICE
9799 BILLINGS ROAD
INDIANAPOLIS, INDIANA 46216-1055
<http://www.lrl.usace.army.mil>

October 3, 2006

Operations Division
Regulatory Branch (North)
ID No. LRL-2006-991-cmh

Mr. David Geraci
CSX Transportation
500 Water Street - J200
Jacksonville, FL 32202

Dear Mr. Geraci:

This is in regard to your letter of July 12, 2006, concerning the proposed abandonment of 7.4 miles of rail line known as the Riley Spur in Vigo County, Indiana. We have reviewed the submitted data relative to Section 404 of the Clean Water Act.

We have determined that if any metal track material, cross ties, or ballast is removed, and placed in an upland site, a Department of the Army permit will not be required. Authorization may be required if the placement of dredged or fill material is necessitated, permanently or temporarily, into any "waters of the United States," including Honey Creek, Little Honey Creek, or the Wabash and Erie Canal, and its adjacent wetlands. In such case, you should resubmit that portion of the project for additional review. Our comments on this project are limited to only those effects which may fall within our area of jurisdiction.

If we can be of any further assistance, please contact me by writing to the above address or by calling 317-532-4198. Any correspondence on this matter should reference our assigned Identification Number LRL-2006-991-cmh.

Sincerely,

A handwritten signature in cursive script that reads "Max Hagan".

Max Hagan
Team Leader
Indianapolis Regulatory Office