

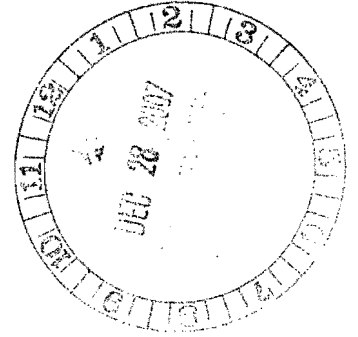


REPLY TO
ATTENTION OF

EL-17997

DEPARTMENT OF THE ARMY
PITTSBURGH DISTRICT, CORPS OF ENGINEERS
WILLIAM S. MOORHEAD FEDERAL BUILDING
1000 LIBERTY AVENUE
PITTSBURGH, PA 15222-4186

Dave



December 20, 2007

Operations Division
Regulatory Branch
2007-1284

Surface Transportation Board
Section of Environmental Analysis (SEA)
395 E Street SW
Washington, D.C. 20423-0001

To Whom It May Concern:

I am referring to Docket AB-88 (Sub-No. 12X) - Bessemer and Lake Erie Railroad Company Petition For Exemption of Abandonment, Butler County, Pennsylvania:

Based on the information that was submitted, it appears the project does not involve the placement of fill into any wetlands or other waters of the United States. Therefore, a permit would not be required from this office.

If you have any questions, please contact Nancy Mullen at (412) 395-7170.

Sincerely,

Scott A. Hans
Acting Chief, Regulatory Branch