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October 4, 2022
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October 4, 2022

VIA E-FILING

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: V and S Railway, LLC – Abandonment Exemption –
in Franklin County, Missouri
Surface Transportation Board Docket No. AB 603 (Sub-No. 5X)

Dear Ms. Brown:

On September 6, 2022, V and S Railway, LLC ("V&S") submitted an Environmental and Historical Report in the above referenced docket. Enclosed with this letter is a supplement to Exhibit C to that report with an email from the U.S. Army Corps of Engineers stating that, based on the representations in the report, a Section 404 permit is not required.

Also enclosed, please find a notice of exemption for the abandonment of the subject line. The fee has been paid via pay.gov.

If there are any questions related to this filing, please let me know.

Sincerely,

A handwritten signature in blue ink that reads 'Justin J. Marks'.

Justin J. Marks
Counsel to V and S Railway, LLC

Enclosure

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. AB 603 (Sub-No. 5X)

V AND S RAILWAY, LLC
- ABANDONMENT EXEMPTION –
IN FRANKLIN COUNTY, MISSOURI

ENVIRONMENTAL/HISTORIC REPORT

SUPPLEMENT TO EXHIBIT C

AGENCY RESPONSES

Marks, Justin J.

From: Skiles, Jennifer L CIV USARMY CEMVS (USA) <Jennifer.L.Skiles@usace.army.mil>
Sent: Tuesday, September 6, 2022 12:20 PM
To: Marks, Justin J.
Subject: RE: V&S Abandonment in Franklin County, MO Environmental and Historical Report

[External Message]

Justin:

I have reviewed the information within the MO Environmental and Historical Report.

Based on the report, it states that: (1) all of the work will be performed exclusively within the right of way; (2) there will be no impacts or disturbances to wetlands or waters, including temporary impacts, bank stabilization plans or channel disturbance; (3) all bridges, trestles, culverts and other drainage control devices will remain in place; and (4) the right of way (and any drop-offs on the railbed that may have been caused by erosion) will be graded smooth.

Based on the above information, the Corps concurs that if there are no impacts proposed to any waterbodies and no structures are to be removed from the waterways, that a Section 404 permit would not be required for the project.

Please let me know if you need anything additional. Please refer to Corps File Number: MVS-2022-349.

Jennifer L. Skiles
U.S. Army Corps of Engineers
Regulatory Branch
314-331-8579

From: Marks, Justin J. <jmarks@ClarkHill.com>
Sent: Thursday, September 1, 2022 11:12 AM
To: scott.edwards@usda.gov; MVS Regulatory Mailbox <MVS-Regulatory@usace.army.mil>; ngs.infocenter@noaa.gov; dnrwebcontact@dnr.mo.gov; tbrinker@fanklinmo.net; igr@oa.mo.gov
Subject: [URL Verdict: Neutral][Non-DoD Source] V&S Abandonment in Franklin County, MO Environmental and Historical Report

Good afternoon:

This email and the attached Environmental/Historical report follow up on my prior correspondence with your or your agency from May of this year pertaining to V and S Railway, LLC ("V&S") railway's proposed abandonment of a rail line in Franklin County, MO. If you provided comment, your comment is incorporated herein.

On or after September 22, 2022, V and S Railway, LLC V&S will file with the Surface Transportation Board an exemption pursuant to the provisions of 49 CFR § 1152.50 to enable V&S to abandon approximately 9.71-miles of track in STB Docket No. AB 604 (Sub-No. 5X). Attached is an Environmental Report and Historic Report describing the proposed action and any expected environmental and historic effects, as well as a map of the affected area.

We are providing this report so that you may review the information that will form the basis for the STB's independent environmental analysis of this proceeding. If any of the information is misleading or incorrect, if you believe that pertinent information is missing, or if you have any questions about the Board's environmental review process, please contact the Office of Environmental Analysis ("OEA"), Surface Transportation Board,

Washington, DC, telephone 202-245-0245 and refer to the above Docket No. AB 604 (Sub-No. 5X). Because the applicable statutes and regulations impose stringent deadlines for processing this action, your written comments to OEA with a copy to me would be appreciated within 3 weeks.

Your comments will be considered by the Board in evaluating the environmental and/or historic preservation impacts of the contemplated action. If there are any questions concerning this proposal, please contact me.

Sincerely,

Justin J. Marks

Attorney at Law

Clark Hill

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