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DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO IL 60606-7206

Technical Services Division
Regulatory Branch
LRC-2008-28

JAN 15 2008

SUBJECT: Environmental Impact Statement Scoping for Proposed Canadian National Railway Company Acquisition of the Elgin, Joliet and Eastern Railway Company, STB Finance Docket No. 35087 within the Chicago District Boundary in Illinois

Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423
Attention: Phillis Johnson-Ball
Environmental Filing STB Docket No. 35087

Dear Ms. Johnson-Ball:

This is in response to your December 31, 2007, request that the U.S. Army Corps of Engineers (Chicago District) respond to your Notice of Agency Scoping for the above-referenced activity. The subject project has been assigned number LRC-2008-28. Please reference this number in all future correspondence concerning this project.

Following a review of the information you furnished to this office, the Chicago District determined that the subject property is located within our jurisdictional boundaries. Pursuant to Section 404 of the Clean Water Act, the U.S. Army Corps of Engineers regulates the discharge of dredged or fill material into waters of the United States, including wetlands. A Department of the Army (DA) permit is required for any proposed work involving the discharge of dredged or fill material within the jurisdiction of this office. To initiate the permit process, please submit a joint permit application form along with detailed plans of the proposed work. In the event an application is submitted for work within jurisdictional areas, a concurrence of the wetland boundaries and/or a professional survey of the wetlands will need to be prepared and shall accompany the approved wetland delineation. Information concerning our program, including the application form and an application checklist, can be found at and downloaded from our website at <http://www.lrc.usace.army.mil/co-r>.

If you wish to receive an approved jurisdiction determination or have any questions, please contact Mr. Ron Abrant of my staff by telephone at (312) 846-5536 or email at ron.j.abrant@usace.army.mil.

Surface Transportation Board
CN-EJ&E EIS - FD-35087

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Sincerely,


Keith L. Wozniak
Chief, West Section
Regulatory Branch

