



**US ARMY CORPS
OF ENGINEERS
St. Louis District
Gateway to Excellence**

Public Notice

Reply To:
U.S. Army Corps of Engineers
Attn: CEMVS-CO-F
1222 Spruce Street
St. Louis, MO 63103-2833

Public Notice No.
P-2440
Public Notice Date
November 19, 2004

Expiration Date
December 10, 2004

Postmaster Please Post Conspicuously Until:

File Number: 200407260

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached map.

COMMENTS AND ADDITIONAL INFORMATION: Comments on the described work should reference the U.S. Army Corps of Engineers File Number shown above and must reach this office no later than the above expiration date of the Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CEMVS-CO-F (Keith McMullen)
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANT: Robert K. Neff, President, Coffeen and Western Railroad Company, 1901 Chouteau Avenue, St. Louis, MO 63103

AGENT: Mr. Lee McKinney, McKinney Associates, 1323 Bentley Place Drive, Chesterfield, MO 63005

LOCATION: Near Walshville to Coffeen in Montgomery County, Illinois for Route A and near Sorento in Bond County, Illinois, to Coffeen, for Route B.

PROJECT DESCRIPTION: Proposal is for the construction of a rail line by the Coffeen and Western Railroad Company between Walshville and Coffeen Power Plant owned by Ameren Energy Generating Company near Coffeen. The applicant has petitioned the Surface Transportation Board (STB) for the authority to construct and operate the proposed new line. STB's Section of Environmental Analysis (SEA) is leading the environmental review of the project and is preparing an Environmental Assessment for the project.

Two potential routes have been investigated and a permit is sought that covers both potential routes. Route A would be approximately 13 miles in length and would connect the plant's trackage to a location near the town of Walshville. At this location, separate connections would be made to both the Union Pacific Railroad (UP) and the Burlington Northern Sante Fe Railroad (BNSF). Route B would be approximately 5 miles in length and would connect the UP's line near Walshville to the Norfolk Southern Railway's (NS) line near Sorento. This option would require a negotiated agreement with the NS in order to be able to use the existing NS line from Sorento to the Coffeen Power Plant's track. To date, an agreement to permit Coffeen and Western Railroad Company's (CWRC) use of the existing NS line has not been obtained and the STB cannot order NS to permit CWRC's use of the NS rail line. If Ameren Energy Generating Company is able to arrive at a negotiated agreement with the NS, Route B would be chosen. If not, Route A would be chosen.

Route A would involve impacts to approximately 8.7 acres of wetlands and/or ponds and an additional 1.3 acres of open water for a total of 10 acres of jurisdictional wetland impacts. This includes impacts relative to the crossing of 27 jurisdictional streams. Route B would involve impacts to 4 jurisdictional streams for a total of 0.6 acres of wetland impacts. The impacts involve fills necessary for box culverts, bridges and embankments. The applicant will be submitting a detailed alternative analysis as well as a draft compensatory wetland mitigation plan.

DRAWINGS: See Attached

ADDITIONAL INFORMATION: Additional information may be obtained by telephoning Mr. Keith McMullen, Project Manager, U.S. Army Corps of Engineers at (314) 331-8582.

AUTHORITY: This permit will be issued or denied under the following: Section 404 of the Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

WATER QUALITY CERTIFICATION: This public notice also provides documentation to the Illinois Environmental Protection Agency (IEPA) for water quality certification, or waiver thereof, for the proposed activity in accordance with Section 401 of the Clean Water Act. Certification or waiver indicates that IEPA believes the activity will not violate applicable water quality standards. The review by the IEPA is conducted in accordance with the Illinois water quality standards under 35 Illinois Administrative Code Subtitle C. The water quality standards provide for the IEPA to review individual projects by providing an antidegradation assessment, which includes an evaluation of alternatives to any proposed increase in pollutant loading that may result from this activity. The "Fact Sheet" containing the antidegradation assessment for this proposed project may be found on the IEPA's web site, at www.epa.state.il.us/public-notices/. In the event that the IEPA is unable to publish the "Fact Sheet" corresponding to the timeframe of this Joint Public Notice, a separate public notice and "Fact Sheet" will be published by the IEPA at the web site identified above.

You may also obtain a copy of the "Fact Sheet" by contacting the IEPA at the address or telephone number shown below.

Written comments specifically concerning possible impacts to water quality should be addressed to:

Illinois Environmental Protection Agency
Bureau of Water
Watershed Management Section
1021 N. Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

A copy of all written comments should also be provided to the Corps of Engineers. If you have any questions please contact the IEPA at (217) 782-3362.

SECTION 404 (b)(1) EVALUATION: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404 (b)(1) of the Clean Water Act.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Request for public hearings shall state, with particularity, the reasons for holding the public hearing.

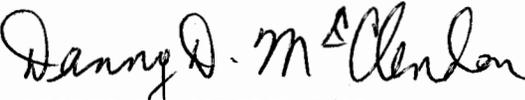
ENDANGERED SPECIES: A preliminary determination, in compliance with the Endangered Species Act, as amended, has been made that these proposed activities would not affect species designated as threatened or endangered, or adversely affect critical habitat. Therefore, no formal consultation request has been made to the United States Department of Interior, Fish and Wildlife Service. In order to complete our evaluation, comments are solicited by this public notice from the Fish and Wildlife Service and other interested agencies and individuals.

CULTURAL RESOURCES: The St. Louis District will evaluate information provided by the State Historic Preservation Officer and the public in response to this public notice and we may conduct, or require a reconnaissance survey of the project area.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably be expected to accrue from the described activity must be balanced against its reasonably foreseeable detriments.

All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion, and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of these proposed activities. Any comments received will be considered by the U.S. Army Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

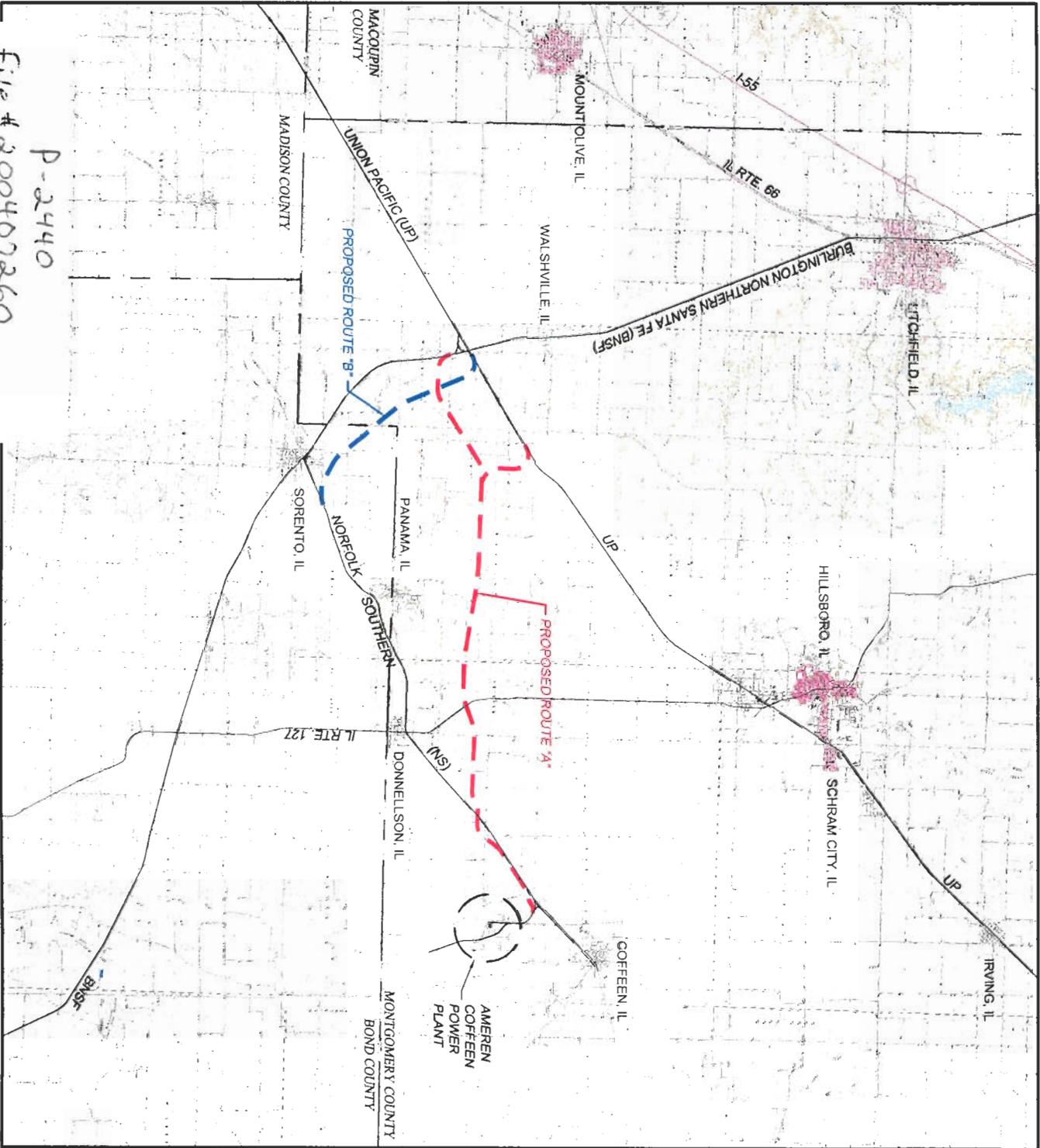

DANNY D. MCCLENDON
Chief, Regulatory Branch

Attachment

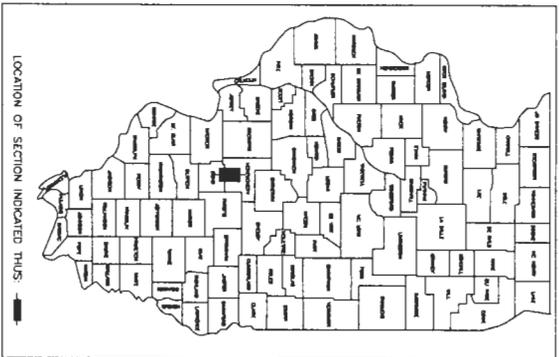
NOTICE TO POSTMASTERS:

It is requested that this notice be conspicuously and continually placed for 21 days from the date of this issuance of this notice.

File # 200407260
 P-2440
 Coffeen & Western Railroad
 SHEET 1 OF 2



 PROPOSED ROUTE "A"
 PROPOSED ROUTE "B"



DESIGN NINE, INC.
 ENGINEERING SERVICES FOR
 MINING AND INDUSTRY
 ST. LOUIS, MO.

SPH	AS SHOWN
GTH	1 - 1
DATE	1/25/04
EXHIBIT	1



COFFEEN
 POWER PLANT
 COFFEEN, ILLINOIS

PROPOSED TRACK BUILD-OUT
 FROM COFFEEN POWER PLANT
 TO UPRR AND BNSF

EXHIBIT 1

NO.	DATE	REVISION	BY
1	9/9/04	REMOVE ROUTE C	SCR

ATTACHMENT C

MACTEC Identifier	Name of Waterway	DNI Station #	Route	Impact Type	Culvert Diameter	Culvert/Bridge Length	Address	h or Near	County	State	Legal Description	Name of Local Governing Community	Zone	UTM - From North	East	Zone	UTM - To North	East	
Stream 25	Coffeen Lake	16+88	A	Culverted	36"	Expand 30'	N/A	Coffeen	Montgomery	Illinois	NW10	TTN	R3W	16	1419759.14631	927023.92852	16	14196776.27667	924649.40417
Wetland 15	Coffeen Lake	36+30 to 43+40	A	Embankment/Bridge	5 Spans	150'	N/A	Coffeen	Montgomery	Illinois	NW10	TTN	R3W	16	14196976.37539	925530.71557	16	14196776.27667	924649.40417
Wetland 14		47+15	A	Filled/Culverted	30"	106'	N/A	Coffeen	Montgomery	Illinois	NW10	TTN	R3W	16	14196672.70902	924594.13881	16	14196130.53573	923244.62975
Wetland 11		59+00	A	Partial Fill			N/A	Coffeen	Montgomery	Illinois	NE9	TTN	R3W	16	14196130.53573	923244.62975	16	14195459.06341	923252.82361
Stream 23		71+20	A	Culverted	48"	66'	N/A	Coffeen	Montgomery	Illinois	NE9	TTN	R3W	16	14195459.06341	923252.82361	16	14194828.56193	925224.98751
Stream 22		82+66	A	Culverted	66"	74'	N/A	Coffeen	Montgomery	Illinois	NE9	TTN	R3W	16	14194828.56193	925224.98751	16	1419269.18232	921269.18232
Stream 21		214+19	A	Culverted	66"	266'	N/A	Danellison	Montgomery	Illinois	NW18	TTN	R3W	16	14191456.42198	929446.91304	16	14191456.42198	929446.91304
Stream 20		225+18	A	Culverted	72"	136'	N/A	Danellison	Montgomery	Illinois	NW18	TTN	R3W	16	14191456.42198	929446.91304	16	14191456.42198	929446.91304
Stream 19		226+05	A	Box Culvert	(2) 8' x 10"	194'	N/A	Danellison	Montgomery	Illinois	NE13	TTN	R4W	16	14191327.10607	927176.13468	16	14191327.10607	927176.13468
Stream 18		223+26	A	Box Culvert	8'w x 7.5'	138'	N/A	Danellison	Montgomery	Illinois	NE13	TTN	R4W	16	14191327.10607	927176.13468	16	14191327.10607	927176.13468
Stream 18 Tributary A		225+26	A	Filled/Diverged			N/A	Danellison	Montgomery	Illinois	SW13	TTN	R4W	16	14190329.55966	924354.50373	16	14190329.55966	924354.50373
Stream 17		266+93	A	Culverted	66"	128'	N/A	Danellison	Montgomery	Illinois	SW13	TTN	R4W	16	14190329.55966	924354.50373	16	14190329.55966	924354.50373
Stream 16		287+00	A	Culverted	60"	80'	N/A	Danellison	Montgomery	Illinois	SW13	TTN	R4W	16	14190329.55966	924354.50373	16	14190329.55966	924354.50373
Stream 15	Beaver Creek	295+78	A	Filled/Diverged			N/A	Danellison	Montgomery	Illinois	SE14	TTN	R4W	16	14190344.30917	923251.32356	16	14190344.30917	923251.32356
Wetland 10-3-FW		297+50	A	Partial Fill			N/A	Danellison	Montgomery	Illinois	SE14	TTN	R4W	16	14190371.15828	921451.55260	16	14190371.15828	921451.55260
Wetland 10-2-FW		300+30	A	Partial Fill			N/A	Danellison	Montgomery	Illinois	SE14	TTN	R4W	16	14190375.63322	921301.59045	16	14190375.63322	921301.59045
Wetland 10-1-FW		301+80	A	Filled			N/A	Danellison	Montgomery	Illinois	SE14	TTN	R4W	16	14190388.46115	920871.68976	16	14190388.46115	920871.68976
Stream 13		314+51	A	Culverted	84"	162'	N/A	Panama	Montgomery	Illinois	SW14	TTN	R4W	16	14190356.72249	929611.73337	16	14190356.72249	929611.73337
Stream 12 Tributary B		318+00	A	Filled/Diverged			N/A	Panama	Montgomery	Illinois	NW14	TTN	R4W	16	14190298.96132	929268.21355	16	14190298.96132	929268.21355
Stream 12 Tributary A		319+49	A	Culverted	54"	284'	N/A	Panama	Montgomery	Illinois	NW14	TTN	R4W	16	14190625.18083	929121.55307	16	14190625.18083	929121.55307
Wetland 9-FW		431 to 444	A	Partial Fill			N/A	Panama	Montgomery	Illinois	NW14	TTN	R4W	16	14192076.34215	928283.91456	16	14192076.34215	928283.91456
Stream 11	Shoal Creek	430+54	A	Bridge	13 Spans	725'	N/A	Panama	Montgomery	Illinois	NE17	TTN	R4W	16	14192114.74285	916178.44946	16	14192114.74285	916178.44946
Wetland 8		431 to 462	A	Partial Fill/Diverge	(2) 34"	262'	N/A	Panama	Montgomery	Illinois	NW16/NE17	TTN	R4W	16	14192037.38078	918077.29298	16	14192037.38078	918077.29298
Stream 11 Tributary B		439+60	A	Culverted			N/A	Panama	Montgomery	Illinois	NE17	TTN	R4W	16	14192118.81454	916278.50993	16	14192118.81454	916278.50993
Stream 11 Tributary A		462+00	A	Filled/Diverged			N/A	Panama	Montgomery	Illinois	NE17	TTN	R4W	16	14192153.83130	915219.02943	16	14192153.83130	915219.02943
Stream 7	Lake Fork Creek	538+34	A - BNSF	Partial Fill		72'	N/A	Wadsworth	Montgomery	Illinois	NE17	TTN	R4W	16	14192153.83130	915219.02943	16	14192153.83130	915219.02943
Stream 6		570+50	A - BNSF	Bridge	16 Spans	533'	N/A	Wadsworth	Montgomery	Illinois	SE13	TTN	R3W	16	14189705.16465	906109.30587	16	14189705.16465	906109.30587
Wetland 4		571+00	A - BNSF	Bridge	8 Spans	292'	N/A	Wadsworth	Montgomery	Illinois	SE13	TTN	R3W	16	14189702.92741	906105.98886	16	14189702.92741	906105.98886
Wetland 3-FW		574+90 to 579+60	A - BNSF	Partial Fill			N/A	Wadsworth	Montgomery	Illinois	NE17	TTN	R3W	16	14189011.55782	905901.34806	16	14189011.55782	905901.34806
Wetland 2		584+94	A - BNSF	Partial Fill			N/A	Wadsworth	Montgomery	Illinois	NE24	TTN	R3W	16	14188904.45732	905049.80272	16	14188904.45732	905049.80272
Stream 4		593+90	A - BNSF	Culverted	84"	184'	N/A	Wadsworth	Montgomery	Illinois	NE24	TTN	R3W	16	14188725.05906	904461.33384	16	14188725.05906	904461.33384
Stream 3		525+41	A-LP	Culverted	84"	76'	N/A	Wadsworth	Montgomery	Illinois	NE24	TTN	R3W	16	14188194.69461	903795.24485	16	14188194.69461	903795.24485
Stream 10 Tributary A		542+38	A-LP	Culverted	96"	158'	N/A	Wadsworth	Montgomery	Illinois	SE7	TTN	R3W	16	14187810.32854	903196.67616	16	14187810.32854	903196.67616
Stream 10		120+50 to 124+00	A-LP	Diverged/Fill			N/A	Wadsworth	Montgomery	Illinois	SE7	TTN	R3W	16	14186988.45111	910401.89253	16	14186988.45111	910401.89253
Stream 2		123 to 124	B	Partial Fill			N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14182030.52564	904990.23140	16	14182030.52564	904990.23140
Stream 2		124 to 125	B	Partial Fill/Culverted	84"	180'	N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14182121.56031	904856.59451	16	14182121.56031	904856.59451
Stream 2		124 to 125	B	Partial Fill			N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14182121.56031	904856.59451	16	14182121.56031	904856.59451
Stream 9	Grove Branch Creek	138+00	B	Box Culvert	(3) 20'w x 12"	215'	N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14182324.89421	904761.02227	16	14182324.89421	904761.02227
Stream 8		131+00	B	Culverted	54"	150'	N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14183362.62903	903929.97148	16	14183362.62903	903929.97148
Stream 2		207+90	B	Culverted	78"	110'	N/A	Sennott	Montgomery	Illinois	NE25	TTN	R3W	16	14183362.62903	903929.97148	16	14183362.62903	903929.97148
Stream 1		224+00	B	Partial Fill			N/A	Wadsworth	Montgomery	Illinois	SW13	TTN	R3W	16	14184484.12889	903188.22828	16	14184484.12889	903188.22828
Stream 1		226+50	B	Culverted	42"	130'	N/A	Wadsworth	Montgomery	Illinois	SW13	TTN	R3W	16	14189725.69535	900971.04660	16	14189725.69535	900971.04660
Stream 1		228 to 231	B	Filled/Diverged			N/A	Wadsworth	Montgomery	Illinois	SE14	TTN	R3W	16	14191277.47465	900216.17283	16	14191277.47465	900216.17283
Wetland 1		229 to 235	B	Partial Fill			N/A	Wadsworth	Montgomery	Illinois	SE14	TTN	R3W	16	14191347.86924	899881.86644	16	14191347.86924	899881.86644
											SE14	TTN	R3W	16	14191386.93871	899799.52853	16	14191480.13082	899201.18359

P-2440
 File # 200407260
 Coffeen + Western Railroad
 SHEET 2 OF 2

09/24/2004

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