

PUBLIC NOTICE

CORPS OF ENGINEERS

Application Number: 2021-00254

Date: October 4, 2021

Comments Due: October 29, 2021

TO WHOM IT MAY CONCERN: Comments are invited on the work described below. Please see the Public Involvement section for details on submitting comments.

<u>Point of Contact</u>. If additional information is desired, please contact the regulator, James Beers, telephone number: (501) 340-1373, mailing address: Little Rock District Corps of Engineers, Regulatory Division, PO Box 867, Little Rock, Arkansas 72203-0867, email address: <u>James.D.Beers@usace.army.mil</u>

<u>Project Information</u>. Pursuant to Section 404 of the Clean Water Act (33 U.S. Code 1344), notice is hereby given that

Mr. Kevin Rice Union Pacific Railroad 1400 Douglas Street Omaha, Nebraska 68179

has requested authorization for work, including the placement of dredged and fill material, in waters of the United States (WOTUS) associated with the construction of a two-mile railroad siding track referred to as Hensley Siding. Mechanized land clearing, grading, track construction, bridge construction, culvert construction, and road construction will take place using suitable equipment, such as cranes, excavators, dump trucks, and bulldozers. The project would impact (fill and culvert) approximately 114 linear feet of ephemeral stream; 483 linear feet of perennial stream; and 1.39 acres of a wetland. Implementation of erosion and sediment controls at the site will minimize or eliminate water quality impacts, other than the planned fills, to receiving streams and wetlands, and will protect water quality in downstream waters. The proposed project is located in streams and adjacent wetlands associated with several tributaries (Wildcat Creek, Turkey Creek, Barnes Creek, and Rinehart Creek) that flow into Harris Bayou and ultimately the Arkansas River, in sections 4, 9, and 16, T. 3 S., R. 11 W., Hensley, Jefferson County, Arkansas.

The purpose of the project is to meet the demand of the increasing use of rail lines as a means of transportation for goods throughout Arkansas. The project is not water dependent.

The site crosses through a rural area, east of Interstate 530. Terrain on the site consists of mostly upland areas with occasional lowland areas throughout the property. The majority of the site has been maintained as forest land. Union Pacific Railroad's mainline track currently transects the length of the property. To accomplish the project, clearing of existing vegetation, grading, filling, and stabilization of existing stream channels and wetlands would be required. The site would be graded and 1.31 acres of wetland and 114 linear feet ephemeral stream would be permanently filled; 0.08 acres of wetland would be temporarily filled; 67 linear feet of perennial

streams would be permanently culverted; 257 linear feet of perennial streams would be temporarily culverted; and 159 linear feet of perennial stream bank will be stabilized. Approximately 3,184 cubic yards of soil, rock, and concrete would be required for fill material. The filled streams would be culverted, so no rerouting would be required. A storm water pollution prevention plan would be implemented to prevent and minimize transport of sediment to downstream waters not receiving fill material. Typical best management practices such as silt fencing and other construction methods would be used to mitigate impacts to water quality and other resources.

The applicant has investigated other alternative project sites in the proximity of the proposed site and stated that the project site is the only property in the area suitable for a siding track. Union Pacific Railroad has owned the current property for many years and the location of siding has been chosen to reduce the amount of streams and wetland impacts that would be permanently lost. The site plan avoids and minimizes permanent impacts to 389 linear feet of streams and 1.2 acres of wetland.

Compensatory mitigation requirements for impacts to the streams and the wetlands would be assessed utilizing the 2011 Little Rock District Stream Method and the 2002 Charleston Method. The applicant proposes to mitigate for unavoidable impacts by purchasing stream and wetland credits from an approved mitigation bank that services the area.

The location and general plan (i.e., location map; NHD, NWI, and soils maps; 30% design, not finalized for construction) for the proposed work are shown on the enclosed sheets (Sheets 1–30).

Water Quality Certification. The Clean Water Act (CWA) Section 401 Certification Rule (Certification Rule, 40 Code of Federal Regulations (CFR) Part 121), effective September 11, 2020, requires certification for any license or permit that authorizes an activity that may result in a discharge. The scope of a CWA Section 401 certification is limited to assuring that a discharge from a Federally licensed or permitted activity will comply with water quality requirements. The applicant is responsible for requesting certification and providing required information to the certifying agency. As of the date of this public notice, the applicant has not submitted a certification request to the Arkansas Department of Energy and Environment, Division of Environmental Quality (certifying authority). In accordance with Certification Rule Part 121.6, once the applicant submits a certification request the Corps will determine the reasonable period of time for the certifying agency to act upon the certification and provide written notification. In accordance with Certification Rule Part 121.12, the Corps will notify the U.S. Environmental Protection Agency Administrator when it has received the subject certification. The Administrator is responsible for determining if the discharge may affect water quality in a neighboring jurisdiction. The DA permit may not be issued pending the conclusion of the Administrator's determination of effects on neighboring jurisdictions.

<u>Cultural Resources</u>. A Corps staff archeologist has conducted a preliminary review of available cultural resource data from the Arkansas Archeological Survey's AMASDA site (Automated Management of Archeological Site Data in Arkansas), identifying known cultural resource sites near the project area. The Corps staff archeologist will also review topographic maps, the

National Register of Historic Places, and other data sources on reported sites in the area to identify any potential cultural resources that may be affected by the proposed action. The applicant also searched the National Register of Historic Places for historic properties, identifying 65 National Register-listed sites in Jefferson County, none of which are within the project area. Additional cultural resource identification efforts are anticipated but have not yet been conducted or planned and finalized.

The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area.

<u>Endangered Species</u>. Our preliminary determination is that the proposed activity will not affect listed Endangered Species or their critical habitat. A copy of this notice is being furnished to the U.S. Fish and Wildlife Service and appropriate state agencies and constitutes a request to those agencies for information on whether any listed or proposed-to-be-listed endangered or threatened species may be present in the area which would be affected by the proposed activity.

<u>Floodplain</u>. We are providing copies of this notice to appropriate floodplain officials in accordance with 44 Code of Federal Regulations (CFR) Part 60 (Floodplain Management Regulations Criteria for Land Management and Use) and Executive Order 11988 on Floodplain Management.

<u>Section 404(b)(1) Guidelines</u>. The evaluation of activities to be authorized under this permit, which involves the discharge of dredged or fill material will include application of guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act. These guidelines are contained in 40 Code of Federal CFR 230.

Public Involvement. Any interested party is invited to submit to the above-listed POC written comments or objections relative to the proposed work on or before October 29, 2021. Substantive comments, both favorable and unfavorable, will be accepted and made a part of the record and will receive full consideration in determining whether this work would be in the public interest. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal 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, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The 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 this proposed activity. Any comments received will be considered by the 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 the 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.

Any person may request in writing within the comment period specified in this notice that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision.

NOTE: The mailing list for this Public Notice is arranged by state and county(s) where the project is located and includes any addressees who have asked to receive copies of all public notices. Please discard notices that are not of interest to you. If you have no need for any of these notices, please advise us so that your name can be removed from the mailing list.

Enclosures

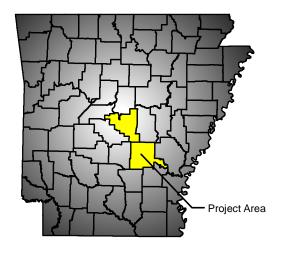
Approximate Coordinates of Project Center

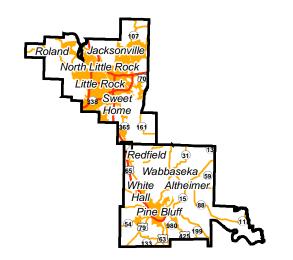
Latitude: **34.47837**° Longitude: **-92.19715**°

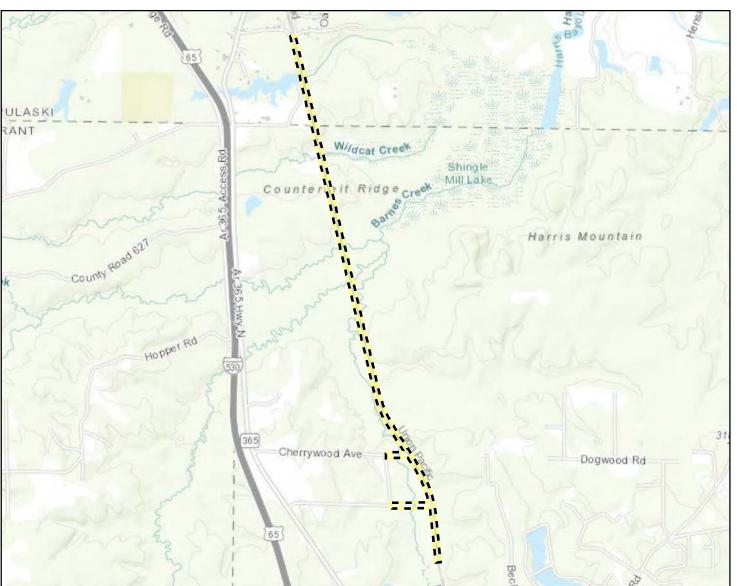
UTM Zone: 15 North: 3815491.18 East: 573724.14

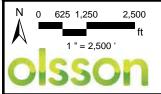
ARKANSAS

JEFFERSON AND PULASKI COUNTIES





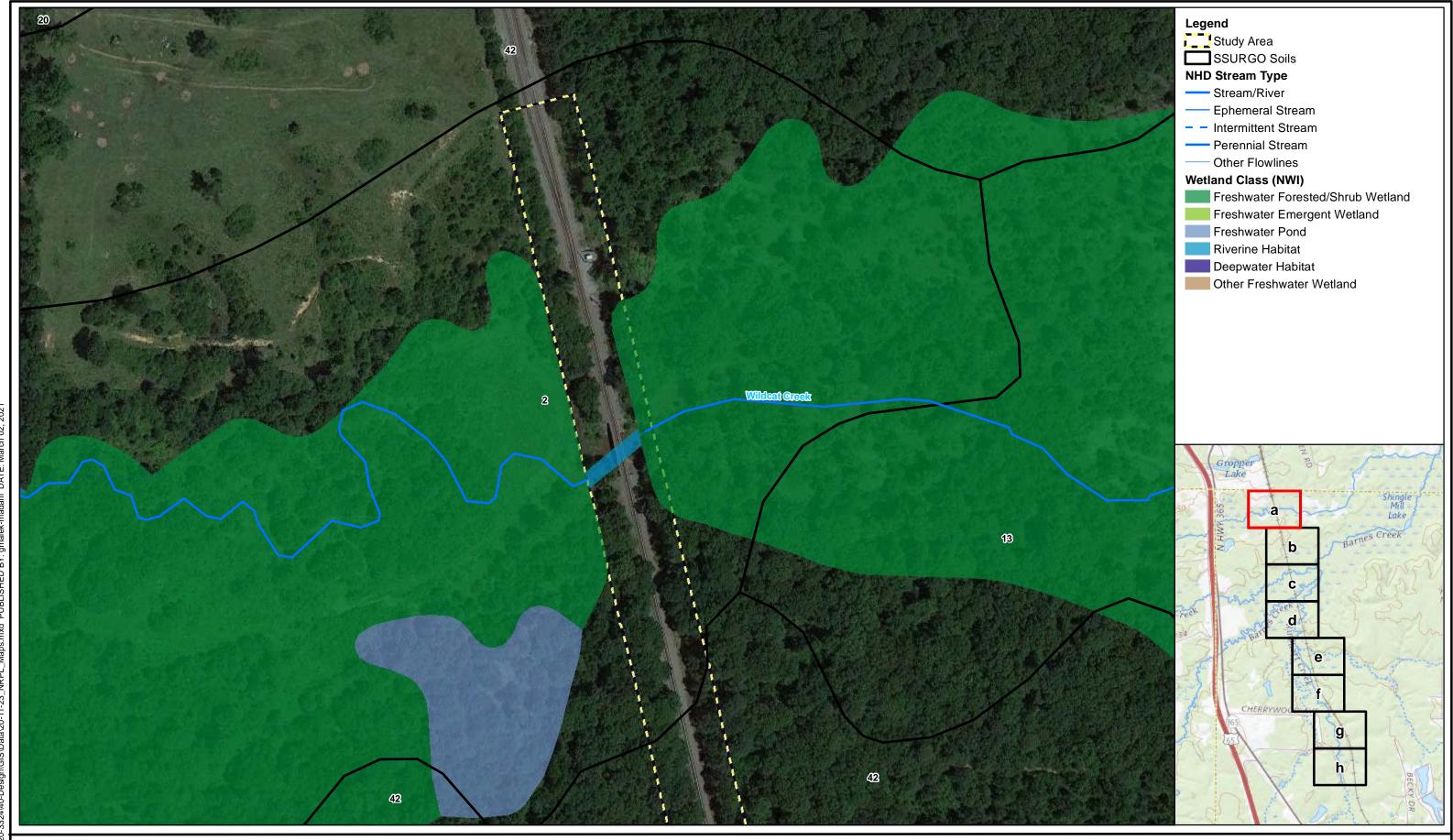




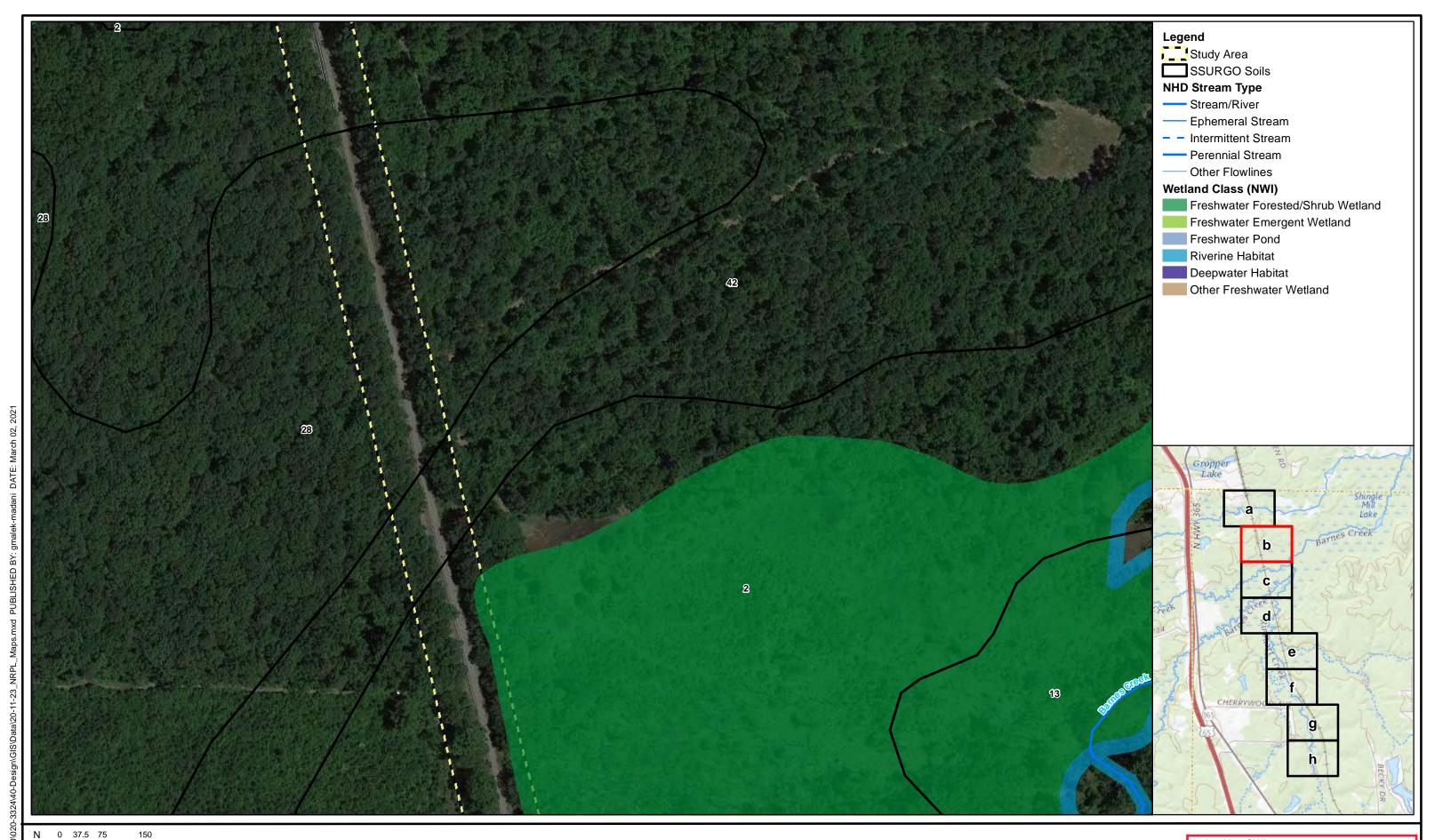
Study Area

Action No.: SWL-2021-00254
Near Hensley, Arkansas
UPRR Hensley Siding Project
Sections 4, 9, & 16, T. 3 S., R. 11 W.
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F.\2020\3001-3500\020-3324\40-Design\GIS\Data\20-11-23_NRPL_Maps.mxd PUBLISHED BY: gmalek-madani DATE: March 02, 2021



N 0 37.5 75 150 ft 1 " = 150 ' Action No.: SWL-2021-00254
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NAD 1983 UTM Zone 15N



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NAD 1983 UTM Zone 15N

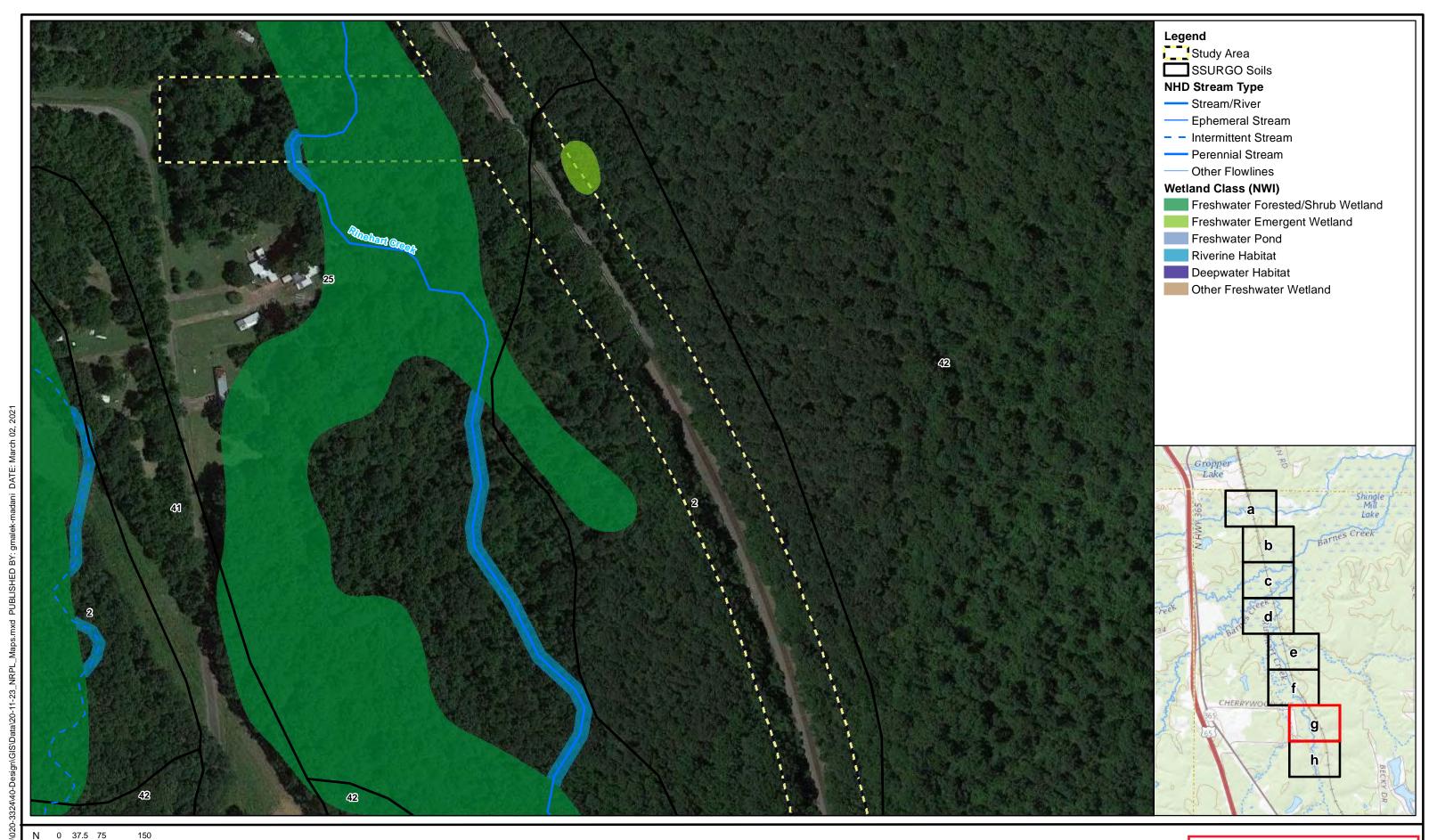


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NAD 1983 UTM Zone 15N



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NAD 1983 UTM Zone 15N



State of Arkansas

ENGINEERING DESIGN

Project Location

Hensley LAT: 34°29'56.37"N LON: 92°12'10.10"W Oak Road (MP 325.96) Redfield **Project Location**

Project Location Map

HENSLEY SIDING EXTENSION WHITE BLUFF SUBDIVISION MP 328.58 HENSLEY

WORK ORDER: 57085

Action No.: SWL-2021-00254 Near Hensley, Arkansas September 28, 2021

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G001 COVER SHEET WITH VICINITY MAP SHEET INDEX & PROJECT REVISIONS G002 G003 GENERAL NOTES & PROJECT CONTACTS G004 ABBREVIATIONS & LEGEND G005 CONTROL POINTS & GEOMETRY G006 SCHEMAITC PLAN P001 to P015 TRACK PLAN & PROFILE SHEETS P016 SIGNAL SIGHT CLEARANCE T001 TRACK TYPICAL SECTIONS R001 ACCESS ROAD PLAN & PROFILE R002 ACCESS ROAD CULVERT SECTION R003 ACCESS ROAD TYPICAL SECTION X001 to X021 TRACK CROSS SECTIONS X022 to X027 ACCESS ROAD CROSS SECTIONS

DESCRIPTION

PROJECT DESIGN

STRUCTURES DESIGN

CULVERT 328.60 JACK & BORE 48" SSP CULVERT 328.28 JACK & BORE 48" SSP CULVERT 328.15 JACK & BORE 48" SSP CULVERT 327.89 JACK & BORE 48" SSP CULVERT 327.60 EXTEND 10' x 7' CBC CULVERT 327.40 JACK & BORE 48" SSP CE122674 BRIDGE 327.18 CONSTRUCT 127' PCB BRIDGE CE122673 BRIDGE 327.01 CONSTRUCT 47' PCB BRIDGE CE122672 BRIDGE 326.55 CONSTRUCT 96' PCB BRIDGE

DESCRIPTION

	PROJECT REVISIONS									
REV.#	BY	DATE:	SHEET:	DESCRIPTION						



STANDARDS

0075A

0090

DESCRIPTION

STANDARD RIGHT OF WAY FENCE

GEOWEB UNDERLAYMENT





RAWN BY: JRW HECKED BY: ZDH 07/14/2021

SHEET NUMBER

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RAILROA Near Hensley, Arkansas UPRR Hensley Siding Project Wh Sections 4, 9, & 16, T. 3 S., R. 11 W.

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GENERAL NOTES

- Contractors shall notify Service Alert. (800) 642-2444 and UPRR Fiber Optics Hotline (800) 336-9193, 48 hours prior to any excavation. The USA Authorization Numbers shall be kept at the job site.
- No work whatsoever shall be commenced without first notifying the UPRR
- The Contractor shall comply with all Federal, State, County, and City Laws and Ordinances and Regulations of the Department of Industrial Relations, OSHA, NPDES and Industrial Accident Commission related to the safety and character of the work, equipment and labor personnel.
- Contractor shall be responsible for coordinating with all Utility agencies
- Contractor shall protect in place (by any means necessary) all existing utilities to remain unless otherwise specified herein, contractor shall be responsible for the complete repair at his expense, for any damage to existing utilities, structures, or other site features, as a result of his work.
- Prior to placing curbs, pavements, base, subbase, track, etc., all underground utilities shall be installed, backfill completed, and the Engineer notified by each of the utility companies having facilities within the work area, that the utility installation has satisfactorily passed acceptance tests.
- All existing underground utilities, that are not to be re-used shall be abandoned in place. All existing pipelines to be abandoned in place shall be cement slurry filled and capped at least 3'-0" below top of proposed subgrade.
- Contractor shall verify locations and elevations of existing utilities whether known or unknown prior to beginning construction
- Any underground structures such as cesspools, cisterns, mining shafts, tunnels, septic tanks, wells, and pipelines not located prior to construction shall be brought to the attention of the Engineer for determination of appropriate action such as removal or treatment in a manner judged suitable to the Engineer.
- 10. Contractor shall coordinate location of all proposed utilities with UPRR to assure accuracy of utility connections and compliance with local codes
- 11. Any existing conditions found to be a variance with these drawings must be
- 12. Contractor shall maintain and clean to the satisfaction of the Engineer, all access and service roads used during construction
- Contractor shall perform all construction in such a manner as to protect adjacent existing buildings, and other site elements which are to remain in

DESIGN CRITERIA

14. Contractor shall provide As-built Drawings for all improvements.

1. UPRR standard plans and trackworks

Pulaski County

AREMA Manual for Railway Engineering

Arkansas State Department of Transportation

- 15. No field changes will be permitted without direct written authorization from the UPRR Engineer or his representation
- Contractor shall coordinate work which affects adjacent property owners. Any questions or agreements between adjacent property owners and contractor shall be made in writing. A copy of such agreement shall be provided to the UPRR Engineer or his representative.
- The contractor is responsible for preparing a Stormwater Pollution Prevention Plan (SWPPP) to comply with State regulations. General specifications and typical erosion control details are included in the plan set.
- Right-of-way lines shown on the plans were taken from existing UPRR Right-of-way map and are approximate.
- 19. Match lines for sheets are based on the Existing Main Track 1 stationing unless otherwise specified.
- Track laying, ballasting, and installation of road crossing panels will be done by the Railroad unless otherwise stated.
- Where existing culverts are to be extended, the contractor shall expose existing drainage structures and field verify size and type before ordering.
- The contractor is responsible for the removal of all pavement markings that will be in conflict with the proposed work.
- Contractor shall comply with all State and County standard specifications for construction of public improvements requirements. County standard specifications shall prevail.
- Contractor shall maintain at least one access to all affected business. If necessary, multiphase construction shall be utilized.
- Contractor to mark Rail and Tie with yellow paint at 13' clear point.
- The contractor will be responsible for removing all project soils off site The contractor will be responsible for removing all project soils off site. If the excavated soil appears contaminated (sight, smell, etc.), the soils must be quarantined using tarps below and above, and the tarps must be anchored with clean sand or rock. Alternate means of quarantine, such as covered, sealed dumpster or covered, sealed totes, are acceptable. Contractor will coordinate with the UPRR Environmental Group contact for testing. In the event the soil tests positive for contamination, UPRR will manage the hauling, disposal, and tracking of the soil. The contractor will be responsible for loading the soil for hauling, in agreement with the UPRR Environmental Group.

TRAFFIC NOTES

- All barricades, warning signs, lights, devices, etc. for the guidance of vehicle traffic and pedestrians must conform to the installation shown in the Manual on Uniform Traffic Control Devices (MUTCD), current edition.
- Contractor shall make twice daily inspections of barricades and flashing lights to ensure proper placement and functioning of warning devices
- Grade crossings closed to traffic during construction shall be barricaded in accordance with the MUTCD.
- At all grade crossings, all grade crossing warning signs (crossbuck) shall temporarily be relocated during construction and reset after the grade crossings construction is completed to a point adjacent to the roadway and 15 feet from the centerline of the near track as stated in the MUTCD except where automatic grade crossing warning signals/gates exist. All automatic warning devices are the responsibility of UPRR. At no time shall a crossing be left open without proper warning signs in place.
- Contractor shall submit traffic control plans to County Engineer for approval at least 2 weeks prior to each road closure. Plans shall be 11" x 17" engineered drawings, sealed by a professional engineer from the State.
- The contractor is responsible for the prompt replacement and/or repair of all traffic control devices and appurtenances damaged or disturbed due to

PROJECT CONTACTS

CONTACT	PHONE NUMBER	<u>UPRR</u>
Jeremy Miller	(630) 200-8479	Civil Construction PM
Kyle Thomsen	(402) 216-2348	Design Project Manager
Adam Studts	(402) 203-4960	Structure Design Manager
Paul Pino	(402) 203-6021	Information Technology Fiber
Stephanie Tingley	(402) 544-5453	Real Estate Acquisitions
Rick Gilmore	(402) 953-7302	Real Estate Utilities
Andy Mohammad	(531) 213-6107	Signal Design Manager

WILSON & COMPANY CONTACT PHONE NUMBER Zach Harties (763) 226-9632 Project Manager

CONTACT PHONE NUMBER (PERMITTING) Paige Anderson (402) 719-8911 Project Scientist

> **PHONE NUMBER GENERAL**

(800) 336-9193 UPRR CALL BEFORE YOU DIG CALL BEFORE YOU DIG (NATIONAL DIRECTORY) (888) 258-0808

(888) 877-7267 UPRR Response Management Communications Center (RMCC)

(800) 877-5591 UPRR Signal Operations Center

WILSON 11422 MIRACLE HILLS DRIVE



SHEET NUMBER

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JRW ZDH 07/14/2021

UNION Action No.: SWL-2021-00254 RAILROA Near Hensley, Arkansas OCATION & DESC

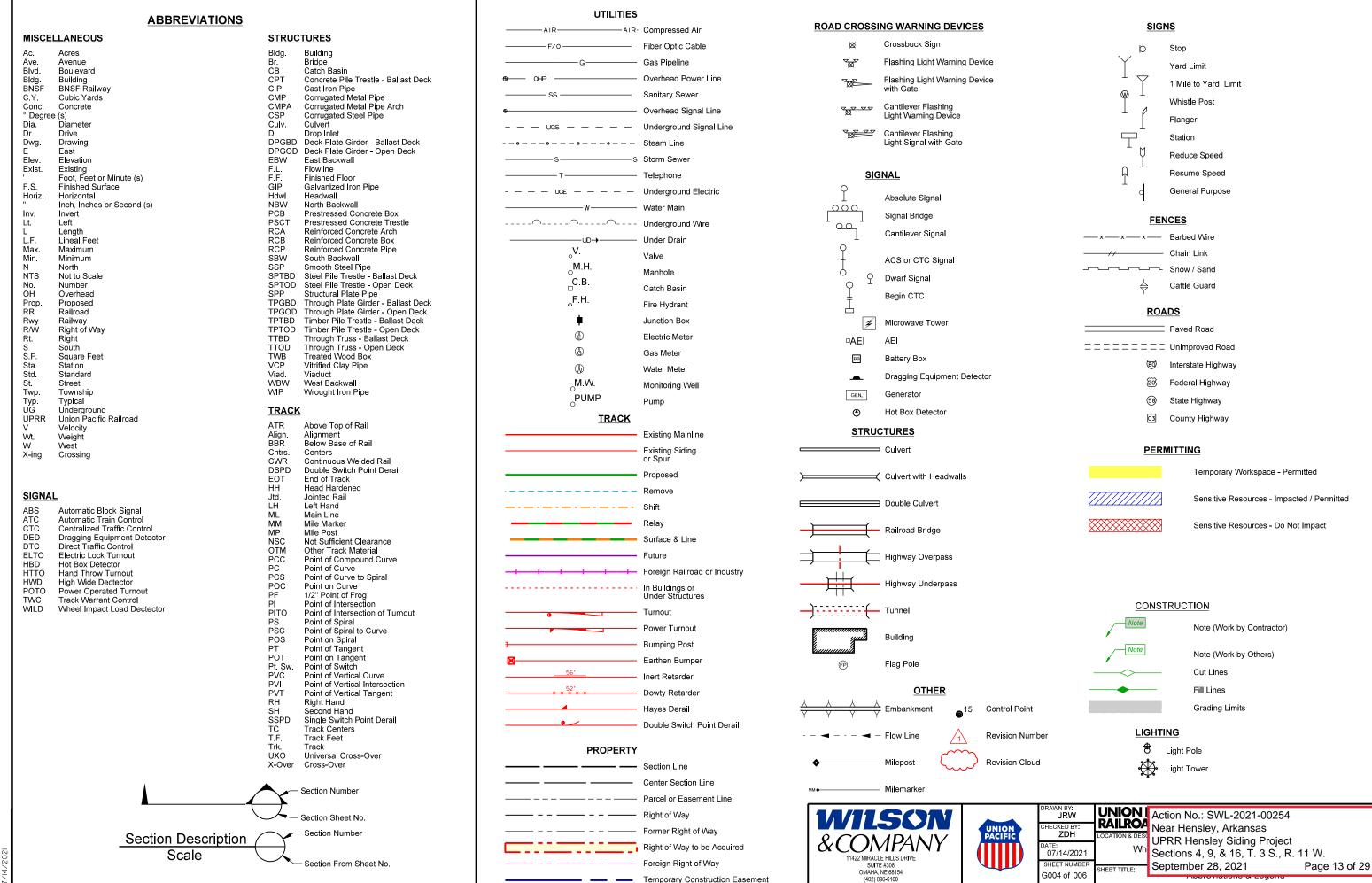
UPRR Hensley Siding Project Wh Sections 4, 9, & 16, T. 3 S., R. 11 W.

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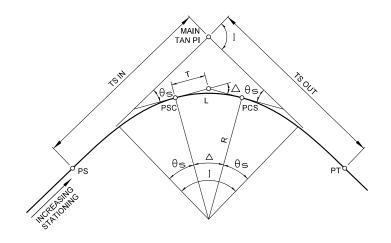
- Railroad stationing for project profiles and alignments is based on stations established for chord definition spiraled curves at the centerline of the existing UPRR Main Line unless otherwise noted.
- The contractor is responsible for the preservation of all survey control monuments. In the event monuments are damaged or destroyed by the contractor, the Engineer will replace the monument solely at the contractor's expense.

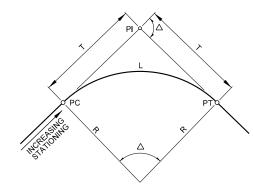
	DATUM		
HORIZONTAL	NAD83 Arkansas State Plane South Zone, US Survey Feet Grid Coordinates		
VERTICAL	NAVD 88		

Grid to Ground Scale Factor: 1.0000559389



	Control Points									
Point	Project Station	Offset	Northing	Easting	Elevation	Description				
CP 1	1027+74.54	17.57 LT	1979132.53	1251261.48	253.31	5\8 REBAR				
CP 2	1052+53.43	15.08 LT	1976713.73	1251803.98	242.86	5\8 REBAR				
CP 3	1078+92.89	11.23 LT	1974137.74	1252379.34	237.23	5\8 REBAR				
CP 4	1103+79.92	10.33 LT	1971711.11	1252924.14	240.08	5\8 REBAR				
CP 4A	1112+52.08	12.49 LT	1970860.68	1253117.62	243.16	5\8 REBAR				
CP 5	1124+06.48	11.45 LT	1969735.81	1253374.49	248.63	5\8 REBAR				
CP 6	1133+01.48	11.63 LT	1968924.23	1253735.73	251.34	5\8 REBAR				
CP 6A	1143+86.53	11.66 RT	1967994.22	1254294.67	255.84	5\8 REBAR				
CP 7	1148+06.77	10.16 LT	1967635.95	1254515.03	259.85	5\8 REBAR				
CP 7A	1152+45.88	11.56 LT	1967224.30	1254671.33	261.45	5\8 REBAR				
CP 8	1156+39.65	11.5 LT	1966838.78	1254757.51	262.76	5\8 REBAR				
CP 9	1167+38.55	11.45 LT	1965744.43	1254863.84	267.60	5\8 REBAR				
CP 10	1170+40.91	19.45 LT	1965444.93	1254901.82	269.99	5\8 REBAR				





[- TOTAL INTERSECTION ANGLE

 θ_{S} - SPIRAL ANGLE = $\frac{AL^2}{2}$

 Δ - CENTRAL ANGLE OF CIRCULAR CURVE =] - 2 θ S

FIGURE A

CIRCULAR CURVES

WITH SPIRAL TRANSITION

Dc - DEGREE OF CURVE

A - RATE OF CHANGE OF DEGREE OF CURVE PER 100-ft. OF LENGTH = $\frac{Dc}{I}$

R - RADIUS OF CIRCULAR CURVE

T - TANGENT LENGTH OF CIRCULAR CURVE = R TAN $\frac{\Delta}{2}$

L - LENGTH OF CIRCULAR CURVE = $\frac{\Delta}{Dc}$ x 100

PS - TANGENT TO SPIRAL

PSC - SPIRAL TO CURVE

PCS - CURVE TO SPIRAL

PT - SPIRAL TO TANGENT

MAIN TAN PI - POINT OF INTERSECTION OF MAIN TANGENTS

(TS IN) - TANGENT LENGTH OF COMPLETE CURVE = (R+o) TAN $\frac{1}{2}$ + t

(WHEN SPIRALS OF EQUAL LENGTH ARE USED ON BOTH SIDES OF CIRCULAR CURVE, SEE FIGURE C. FOR o AND t).

FIGURE B SIMPLE CIRCULAR CURVE

R = RADIUS OF CIRCULAR CURVE

 Δ = CENTRAL ANGLE OF CIRCULAR CURVE

 $T = R TAN \frac{\triangle}{2}$

 $L = \frac{\triangle}{Dc} \times 100$

Dc = 2 SIN⁻¹ (50/R) = DEGREE OF CURVE (CHORD DEFINITION)



SPIRAL TRANSITION CURVE DATA: THE SPIRAL USED IS DEFINED BY THE TALBOT SPIRAL.

LS = LENGTH OF SPIRAL (TS TO PSC)

 $X = 100 L_1 - 0.000762A^2L_1^5$

 $Y = 0.291AL_1^3 - 0.00000158A^3L_1^7$

50L₁ - 0.000127A² L₁⁵

SIN θs

Dc = 2 SIN ⁻¹ (50/R) = DEGREE OF CURVE (CHORD DEFINITION)

L₁ - TOTAL NO. OF STATIONS IN SPIRAL

SPI - SPIRAL POINT OF INTERSECTION

NOTE: Dc, $\,\theta_{\,\text{S}},\,\Delta_{\,\text{A}}$ AND $\,$ ARE IN DEGREES. ALL OTHERS DIMENSIONS ARE FEET.









JRW ECKED BY: 07/14/2021 SHEET NUMBER

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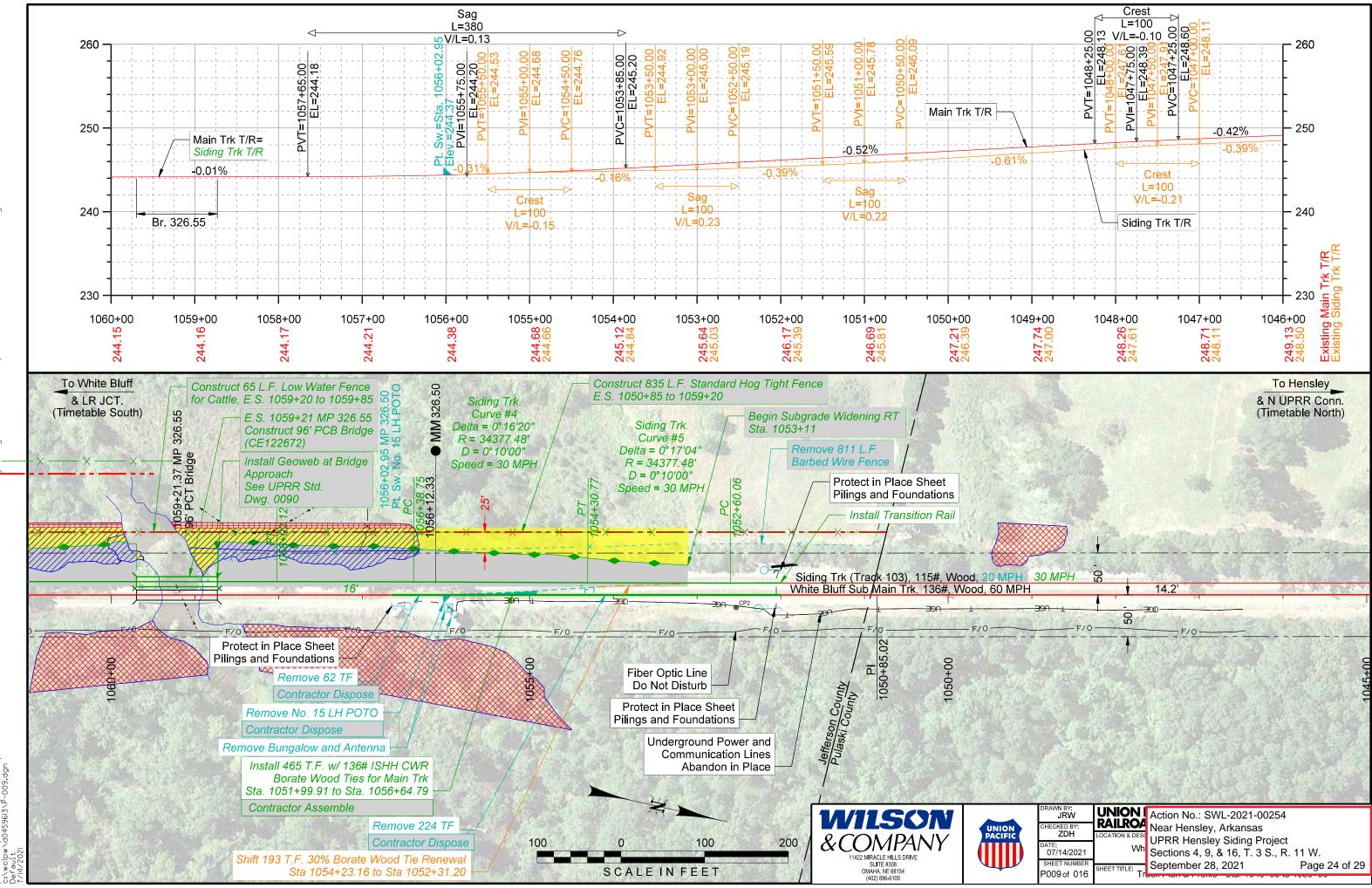
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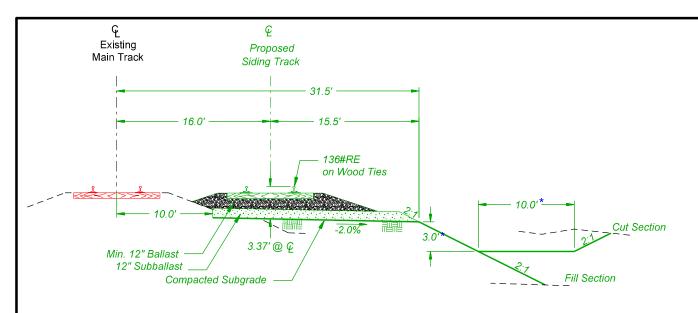
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SCALEINFEET

P004 of 016





Existing Proposed Siding Track 31.5' 15.0' 16.5' 136#RE on Wood Ties Min. 12" Ballast 2" Subballast Compacted Subgrade Fill Section

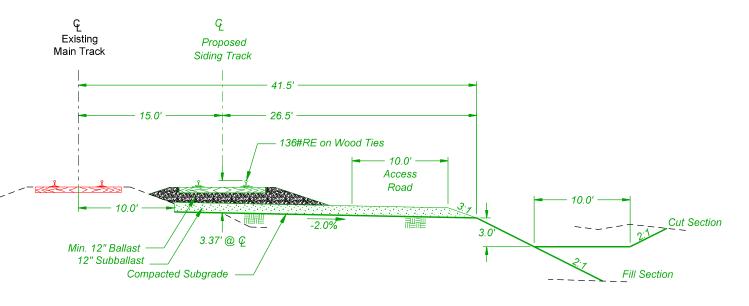
TYPICAL SECTION

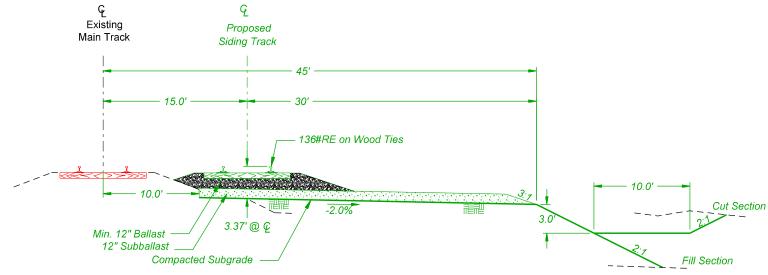
Sta. 1053+11 to Sta. 1135+00

* Narrow Ditch Bottom to 5' Wide Decrease Ditch Depth to 2' Sta. 1063+00 to 1076+00

TYPICAL SECTION

Sta. 1135+00 to Sta. 1155+60





TYPICAL SECTION WITH ACCESS ROAD

Sta. 1155+60 to Sta. 1160+50

TYPICAL SECTION TURNOUT CONSTRUCTION PAD

Sta. 1160+50 to Sta. 1166+13





DRAWN BY:
JRW
CHECKED BY:
ZDH
DATE:
07/14/2021
SHEET NUMBER
T001 of 001

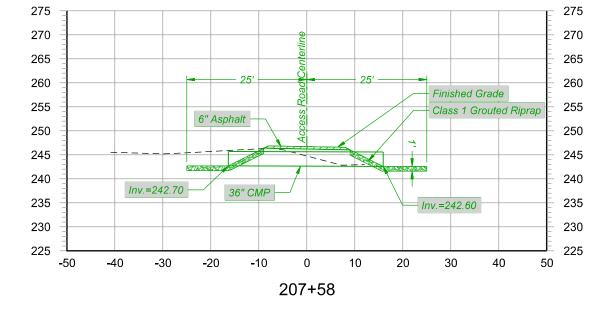
DRAWN BY:
RAILRO
LOCATION & DES
SHEET TITLE:

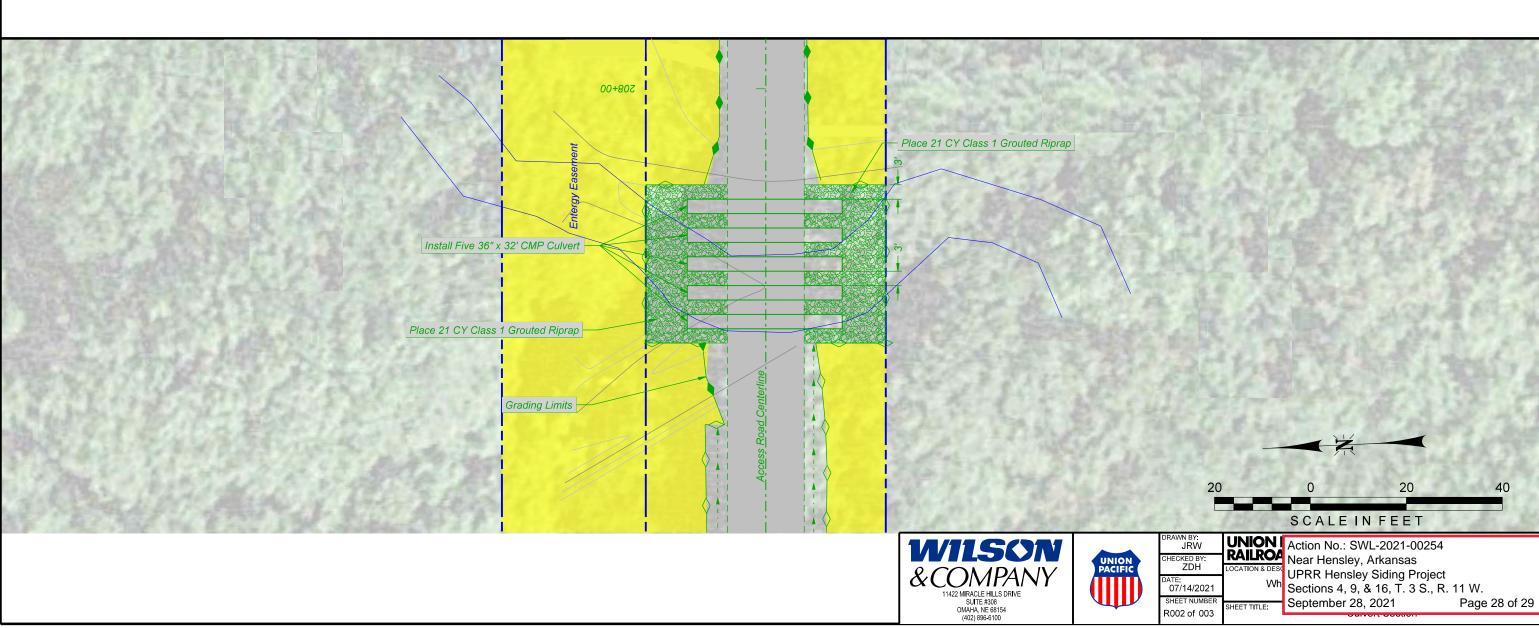
Action No.: SWL-2021-00254
Near Hensley, Arkansas
UPRR Hensley Siding Project
Sections 4, 9, & 16, T. 3 S., R.

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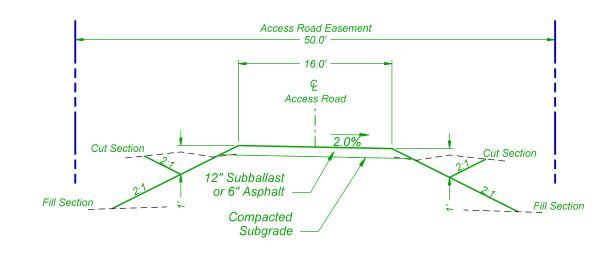
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R001 of 003





R002 of 003



TYPICAL SECTION FOR ACCESS ROAD





R003 of 003

RAWN BY: JRW HECKED BY: ZDH 07/14/2021 SHEET NUMBER

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Sheet Title:

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