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SERVICE DATE—NOVEMBER 16, 2011  
SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 35560

MINERAL RANGE INC.—ACQUISITION AND OPERATION EXEMPTION—RAIL LINE OF LAKE SUPERIOR & ISHPEMING RAILROAD COMPANY BETWEEN LANDING JUNCTION AND HUMBOLDT JUNCTION, AND REINSTITUTION OF RAIL SERVICE OVER RAILBANKED RIGHT-OF-WAY BETWEEN HUMBOLDT JUNCTION AND HUMBOLDT, IN MARQUETTE COUNTY, MICH.

Docket No. AB 68 (Sub-No. 4X)

LAKE SUPERIOR & ISHPEMING RAILROAD COMPANY—ABANDONMENT EXEMPTION—IN MARQUETTE COUNTY, MICH.

Decided: November 15, 2011

On October 25, 2011, Mineral Range Inc. (MRI), a noncarrier, filed a notice of exemption under 49 C.F.R. § 1150.31 to acquire from Lake Superior & Ishpeming Railroad Company and to operate over 13.96 miles of rail line. In addition, in the same filing, MRI petitioned the Board to partially vacate a related Notice of Interim Trail Use to remove 1.90 miles of right-of-way from rail banking. On November 8, 2011, MRI filed a request to withdraw its notice of exemption and petition to vacate without prejudice to refiling following resolution of underlying property and contractual issues. MRI's request to withdraw its notice of exemption and petition to vacate will be granted.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. MRI's request to withdraw its notice of exemption and petition to vacate is granted, without prejudice to refiling.
2. This decision is effective on its service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.