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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33689]

Ogeechee Railway Company--Acquisition and Operation Exemption--Line of Central of Georgia Railroad Company

The Ogeechee Railway Company (Ogeechee), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire from Central of Georgia Railroad Company (COG) the right to conduct common carrier freight operations over approximately 42.4 miles of rail line as follows: (1) a previously abandoned line of railroad between milepost GF-152.2 near Vidalia, Toombs County, GA and milepost GF-171.0 near Kirby, Emanuel County, GA; and (2) COG's active rail line between milepost GF-171.0 near Kirby and milepost 194.6 near Midville, Burke County, GA.<sup>1</sup>

The transaction was scheduled to take place as soon as possible after the December 16, 1998 effective date of the notice of exemption.

This transaction is related to STB Finance Docket No. 33688, State of Georgia, Department of Transportation--Acquisition Exemption--Line of Central of Georgia Railroad Company, wherein the State of Georgia, through its Department of Transportation is

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<sup>1</sup> Ogeechee currently leases and operates over both portions of the line. See Ogeechee Railway Company--Lease Exemption--Line of Central of Georgia Railroad Company, STB Finance Docket No. 33683 (STB served Dec. 16, 1998).

acquiring certain railroad assets of COG, including the above-noted 42.4-mile line of railroad, but not including the right to conduct common carrier freight operations.

If the notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33689, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on John M. Robinson, 9616 Old Spring Road, Kensington, MD 20895.

Board decisions and notices are available on our website at “[WWW.STB.DOT.GOV](http://WWW.STB.DOT.GOV).”

Decided: December 29, 1998.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary