

29356

SERVICE DATE - JULY 10, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33621]

Stillwater Central Railroad, Inc.--Lease and Operation Exemption--the State of Oklahoma  
by and through the Oklahoma Department of Transportation

Stillwater Central Railroad, Inc. (SCRR), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to lease from the State of Oklahoma by and through the Oklahoma Department of Transportation (ODOT) and to operate approximately 124.78 miles of rail line. The rail line is located in Oklahoma (1) between Oklahoma City (milepost 536.4) and Sapulpa (milepost 438.9), (2) between Pawnee Junction (milepost 8.46) and Stillwater (milepost 30.74), and (3) between Midwest City (milepost 2.9) (EPS 15944+14) and the end of the track (milepost 7.9) (EPS 16204+29). The Burlington Northern and Santa Fe Railway Company (BNSF) currently operates the line under retained unconditional freight service easements.<sup>1</sup> Following the acquisition by ODOT and the lease and operation transaction by SCRR will become a Class III rail carrier and BNSF's easements and common carrier authority will terminate.<sup>2</sup>

---

<sup>1</sup> ODOT has acquired the assets subject to these easements.

<sup>2</sup> SCRR states its projected revenues as a result of this transaction will not result in its becoming a Class II or Class I rail carrier.

The transaction was scheduled to be consummated on or shortly after June 19, 1998.

This transaction is related to two simultaneously filed notice of exemptions: (1) STB Finance Docket No. 33619, Richard B. Webb and Susan K. Lundy--Continuance in Control Exemption--Stillwater Central Railroad, Inc., wherein Richard B. Webb and Susan K. Lundy will continue in control of SCRR, upon its becoming a Class III rail carrier, and (2) STB Finance Docket No. 33620, State of Oklahoma by and through the Oklahoma Department of Transportation--Acquisition Exemption--The Burlington Northern and Santa Fe Railway Company, wherein ODOT seeks to acquire the rail lines owned by BNSF and lease the rail lines to SCRR to operate.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions 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. 33621, 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 Karl Morell, Esq., BALL JANIK, LLP, 1455 F Street, N.W., Suite 225, Washington, DC 20005.

Board decisions and notices are available on our website at  
“WWW.STB.DOT.GOV.”

Decided: July 1, 1998.

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

Vernon A. Williams

Secretary