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SERVICE DATE - AUGUST 15, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33417]

Union Pacific Railroad Company—Trackage Rights Exemption—Southern Pacific
Transportation Company

Southern Pacific Transportation Company (SP) has agreed to grant overhead trackage rights to Union Pacific Railroad Company over SP's east-west rail line known as the Fort Worth Branch extending from milepost 50.2, near Fort Worth, to milepost 0.0, near Garrett, and over SP's north-south rail line known as the Hearne Line extending between milepost 261.2, near Dallas at Belt Junction, to milepost 97.0, near Bryan, a total distance of 214.82 miles in the State of Texas.

The transaction is scheduled to be consummated on or after the August 8, 1997 effective date of the exemption.

The purpose of the trackage rights is to facilitate efficient train operations in a one-way directional movement of trains.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk and Western Ry. Co.--Trackage Rights--BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc. - Lease and Operate*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7). If it 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. 33417 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 Joseph D. Anthofer, Esq., 1416 Dodge Street, #830, Omaha, NE 68179.

Decided: August 6, 1997.

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

Vernon A. Williams

Secretary