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SERVICE DATE - JUNE 4, 1999

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33750]

Wisconsin Central Ltd.--Trackage Rights Exemption--Grand Trunk Western Railroad
Incorporated

Grand Trunk Western Railroad Incorporated (GTW) has agreed to grant limited, non-exclusive overhead trackage rights to Wisconsin Central Ltd. (WC), over a segment of GTW's South Bend Division between GTW's connection to the Belt Railway of Chicago at GTW milepost 12.8 at Hayford, IL, and GTW milepost 25.1 at Harvey, IL, including the connections to the Illinois Central Railroad Company at Harvey, a total distance of approximately 12.3 miles.¹ The purpose of the trackage rights is to allow WC to move traffic in Canadian National Railway Company's (CN) account as part of WC's haulage of CN traffic between Superior, WI and Chicago, IL. The transaction is scheduled to be consummated on or after May 28, 1999, the effective date of the exemption (7 days after the exemption was filed.)

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in Norfolk & Western Ry. Co.--Trackage Rights--

¹ A redacted version of the draft trackage rights agreement between WC and GTW was filed with the notice of exemption. The full version of the agreement was concurrently filed under seal along with a motion for a protective order, which will be addressed in a separate decision. A copy of the executed trackage rights agreement will be filed in accordance with 49 CFR 1180.6(a)(7)(ii).

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BN, 354 I.C.C. 605 (1978), as modified in Mendocino Coast Ry., Inc.--Lease & 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. 33750, 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 Janet H. Gilbert, Wisconsin Central Ltd., 6250 N. River Road, Suite 9000, Rosemont, IL 60018.

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“WWW.STB.DOT.GOV.”

Decided: May 28, 1999

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

Vernon A. Williams

Secretary