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SERVICE DATE - JULY 15, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33618]

Timber Rock Railroad, Inc.--Acquisition and Operation Exemption--Lines of The
Burlington Northern and Santa Fe Railway Company

Timber Rock Railroad, Inc. (TRRR), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire from The Burlington Northern and Santa Fe Railway Company (BNSF) and operate approximately 38.4 miles of rail line located in Texas and Louisiana, between milepost 0.96 near Kirbyville, TX, and milepost 39.36 at DeRidder, LA. TRRR will also acquire incidental overhead trackage rights over BNSF's 20.04 mile rail line between milepost 0.96 near Kirbyville and milepost 21.0 at Silsbee, TX.

The transaction was scheduled to be consummated on or shortly after June 23, 1998.

This transaction is related to STB Finance Docket No. 33623, Richard B. Webb and Susan K. Lundy--Continuance in Control Exemption--Timber Rock Railroad, Inc., where Richard B. Webb and Susan K. Lundy will continue in control of TRRR, upon its becoming a Class III rail carrier.

If the 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. 33618, must be filed with the Surface Transportation Board, Office of the Secretary, Case

STB Finance Docket No. 33618

Control Unit, 1925 K Street, N. W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Karl Morell, BALL JANIK LLP, 1455 F. Street, N.W., Suite 225d, Washington, DC 20005.

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“WWW.STB.DOT.GOV.”

Decided:

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Vernon A. Williams

Secretary