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SERVICE DATE - AUGUST 13, 1999

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33762

DENVER ROCK ISLAND RAILROAD
— ALTERNATIVE RAIL SERVICE—
LINES OF KANSAS SOUTHWESTERN RAILWAY, L.L.C.

Decided: August 12, 1999

By petition filed on August 9, 1999, the Denver Rock Island Railroad (DRI) requests that we extend to September 1, 1999, the service authorization approved under 49 U.S.C. 11123 and 49 CFR 1146 in our decisions served in this proceeding on June 16, 1999 and July 14, 1999. Pursuant to these decisions, DRI has been providing interim service over a 9.6-mile segment of line owned by Kansas Southwestern Railway, L.L.C. (KSW).¹ DRI asserts that the facts remain the same as in DRI's prior petitions, except that the parties have entered into an agreement pursuant to which DRI or an affiliate will purchase and operate KSW's lines between Olcott and Radium and between Olcott and Iuka, Kansas, including the line over which DRI has been providing interim service. DRI further represents that KSW has no plans to provide service during this period and does not object to DRI's request for an extension. According to DRI, a major shipper on the line, Stafford County Flour Mills Company, supports DRI's request for an extension. The requested extension appears reasonable and will be granted.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. DRI's petition for an extension is granted, and it is authorized to perform service on the line until 11:59 p.m. on September 1, 1999.
2. This decision is effective on its date of service.

¹ The segment runs between milepost 639.3 at Hudson, KS, and milepost 629.7 at Stafford, KS.

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By the Board, Chairman Morgan, Vice Chairman Clyburn and Commissioner Burkes.

Vernon A. Williams
Secretary