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SERVICE DATE - SEPTEMBER 5, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33446]

City of Anacortes—Acquisition and Operation Exemption—The Burlington Northern and Santa Fe Railway Company

The City of Anacortes (City),¹ 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 and to operate approximately 3.98 miles of rail line known as the Anacortes Branch from its endpoint at milepost 0.0, in Anacortes, to milepost 3.98, near Fidalgo, in Skagit County, WA.

The transaction was scheduled to be consummated on or after the August 20, 1997 effective date of the exemption.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding 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. 33446, must be filed with the Surface Transportation Board, Office of the Secretary, Case

¹ City is a political subdivision of the State of Washington.

Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Charles H. Montange, 426 NW 162d Street, Seattle, WA 98177.

Decided: August 28, 1997.

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

Vernon A. Williams

Secretary