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SEC

SERVICE DATE - APRIL 22, 2003

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34289

CHICAGO, PEORIA & WESTERN RAILWAY COMPANY  
-ACQUISITION EXEMPTION-  
RAIL LINE OF CORN PRODUCTS INTERNATIONAL, INC.

Decided: April 18, 2003

On December 12, 2002, Chicago, Peoria & Western Railway Company (CPW) filed a verified notice of exemption under 49 CFR 1150.31 to acquire and operate approximately 17 miles of railroad right-of-way and trackage, referred to as the Argo Facility trackage, located at the transloading and storage facilities owned by Corn Products International, Inc. at Argo Facility, in Bedford Park and Summit, IL. Notice of the exemption was served and published in the Federal Register on December 31, 2002 (67 FR 79960). CPW indicated that it expected to consummate the transaction on January 1, 2003.

On April 11, 2003, CPW filed a petition to withdraw its verified notice of exemption in this proceeding. CPW states that it has not entered into the operating agreement referred to in the notice, and has not acquired the right-of-way and trackage. CPW also states that it has no plans to proceed with the acquisition. The request will be granted and the proceeding will be dismissed.

It is ordered:

1. The request to withdraw the verified notice of exemption is granted and the proceeding in STB Finance Docket No. 34289 is dismissed.

2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary