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SERVICE DATE – AUGUST 18, 2010

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FR-4915-01-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. AB 1066 (Sub-No. 2X)]

Central Illinois Railroad Company–Discontinuance of Service Exemption–in Cook County, Ill.

On July 29, 2010, Central Illinois Railroad Company (CIRY) filed with the Board a petition under 49 U.S.C. § 10502 for exemption from the provisions of 49 U.S.C. § 10903 to discontinue service over approximately 5.9 miles of main line track and approximately 12.47 miles of sidetrack owned by BNSF Railway Company (BNSF).¹ The lines are referred to as the Lumber District and the Illinois Northern Line and are located in the vicinity of BNSF’s Western Avenue Yard in Chicago, Cook County, Ill.² The lines traverse U.S. Postal Service Zip Codes 60608 and 60616, and include no

¹ CIRY was authorized to lease from BNSF and operate the lines in the year 2000. See The Cent. Ill. R.R.—Lease and Operation Exemption—Lines of The Burlington N. and Santa Fe Ry. at Chicago, Cook County, Ill., FD 33960 (STB served Dec. 5, 2000).

² The Lumber District is located between a point 300 feet south of the point of the frog on BNSF’s crossover to the main line of the Norfolk Southern Railway Company, which point is south of the wye track that enters the west end of BNSF’s Western Avenue Yard, and the end of BNSF’s ownership at Lumber Street approximately 500 feet east of Canal Street, including trackage that extends north from Cermak Road parallel to Sangamon Street to the point of the frog at Track No. 7 even with milepost 2.0 on BNSF’s main line east of Western Avenue Yard. The Illinois Northern Line is located between a point 10 feet north of the Chicago Sanitary and Ship
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stations. The lease agreement between BNSF and CIRY was scheduled to expire in November 2010, but the parties recently reached an agreement whereby the lease would terminate at the close of business on August 9, 2010. CIRY states that, on August 10, 2010, BNSF would resume providing rail service on the lines.

According to CIRY, the lines do not contain any federally granted rights-of-way. Any documentation in CIRY's possession will be made available promptly to those requesting it.

The interest of railroad employees will be protected by the conditions set forth in Oregon Short Line Railroad—Abandonment Portion Goshen Branch Between Firth & Ammon, in Bingham & Bonneville Counties, Idaho, 360 I.C.C. 91 (1979).

By issuance of this notice, the Board is instituting an exemption proceeding pursuant to 49 U.S.C. § 10502(b). A final decision will be issued by November 16, 2010.

Any offer of financial assistance (OFA) under 49 C.F.R. § 1152.27(b)(2) to subsidize continued rail service will be due no later than 10 days after service of a decision granting the petition for exemption. Each offer must be accompanied by a \$1,500 filing fee. See 49 C.F.R. § 1002.2(f)(25).³

All filings in response to this notice must refer to Docket No. AB 1066 (Sub-No. 2X) and must be sent to: (1) Surface Transportation Board, 395 E Street, S.W., Washington, D.C. 20423-0001, and (2) Karl Morell, Ball Janik LLP, 1455 F Street,

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Canal and a point 100 feet west of the westernmost railroad diamond near 26th and Western Avenue.

³ Because this is a discontinuance proceeding and not an abandonment, trail use/rail banking and public use conditions are not appropriate. Similarly, no

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N.W., Suite 225, Washington, D.C. 20005. Replies to the petition are due on or before September 7, 2010.

Persons seeking further information concerning discontinuance procedures may contact the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238 or refer to the full abandonment and discontinuance regulations at 49 C.F.R. part 1152. Questions concerning environmental issues may be directed to the Board's Section of Environmental Analysis (SEA) at (202) 245-0305. Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: August 12, 2010.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

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environmental or historic documentation is required under 49 C.F.R. § 1105.6(c)(2) and 1105.8.