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SERVICE DATE - JANUARY 16, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33449]

Union Pacific Railroad Company--Trackage Rights Exemption--Southern Pacific Transportation Company

Southern Pacific Transportation Company (SP) has agreed to grant overhead trackage rights to Union Pacific Transportation Company (UP) over SP's tracks known as the Bakersfield Line from milepost 479.1 near Keenbrook to milepost 481.0 near Dike, a distance of 1.9 miles, in the vicinity of Los Angeles, CA.¹

The transaction was expected to be consummated on or as soon as possible after January 7, 1998, the effective date of the exemption.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in Norfolk and Western Ry. Co.--Trackage Rights--BN, 354 I.C.C. 605 (1978), as modified in Mendocino Coast Ry., Inc.--Lease and Operate, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7). If the notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C.

¹ UP states that it filed this notice of exemption to extend the trackage rights it received from SP in STB Finance Docket No. 33128 (STB served Oct. 8, 1996), which included, among others, the Bakersfield Line between Dike (MP 481.0) and West Colton (MP 494.2).

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. 33449, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on: Joseph D. Anthofer, General Attorney, 1416 Dodge Street, #830, Omaha, NE 19381-0796.

Decided: January 7, 1998.

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

Vernon A. Williams

Secretary