

28849

SERVICE DATE - JANUARY 30, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33543]

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

Union Pacific Railroad Company (UP) has agreed to grant overhead trackage rights to Southern Pacific Transportation Company (SP) over UP's tracks known as the Los Angeles Subdivision from milepost 158.9 near Daggett to milepost 162.0 near Yermo, a distance of 3.1 miles in the vicinity of Los Angeles, CA.<sup>1</sup>

The transaction was expected to be consummated on or as soon as possible after January 21, 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.

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<sup>1</sup> SP states that it filed this notice of exemption to extend the trackage rights it received from UP in STB Finance Docket No. 33129, effective September 26, 1996 (STB served Oct. 8, 1996), which included, among others, trackage rights over UP's Los Angeles Subdivision.

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. 33543, 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 22, 1998.

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

Vernon A. Williams

Secretary

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