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Service Date -December 2, 1996

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 332921

Kansas Eastern Railroad, Inc.--Acquisition Exemption-Burlington Northern Railroad Company.

Kansas Eastern Railroad, Inc. (KER), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire 139.3 miles of rail line from the Burlington Northern Railroad Company between milepost 483.0 east of Augusta, KS, and milepost 343.7 west of Columbus, KS.

The transaction was expected to be consummated on November 15, 1996.

This transaction is related to STB Finance Docket No. 33293, South Kansas and Oklahoma Railroad, Inc.--Trackage Rights Exemption--Kansas Eastern Railroad, Inc., where in KER will enter into a trackage rights agreement with South Kansas and Oklahoma Railroad, Inc. For the operation of the line being acquired by KFR.

If the notice contains false or misleading information, the exemption is void ab initio. Petitions 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. 33292, must be filed with the Surface Transportation Board, office of the Secretary, case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on: Karl Morell, Esq., Ball Janik LLP Suit 225, 1455 F Street, NW., Washington, D.C. 20005

Decided: November 21, 1996 By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary..

