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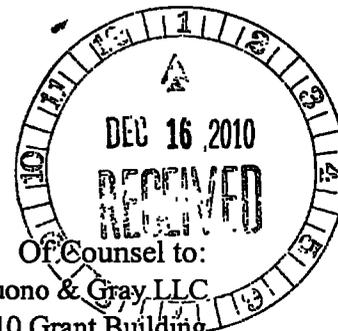
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Office of Counsel to:

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Pittsburgh, PA 15219

(412) 471-1800

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ENTERED
Office of Proceedings

DEC 16 2010

Part of
Public Record

228480

December 9, 2010

Ms. Cynthia T. Brown

Chief of the Section of Administration, Office of Proceedings

Surface Transportation Board

395 E. Street, S.W.

Washington, DC 20423

FEE RECEIVED

DEC 16 2010

**SURFACE
TRANSPORTATION BOARD**

Re: Finance Docket No. 35454, Big Four Terminal Railroad, LLC - Operation
Exemption - RMW Ventures, LLC

Dear Ms. Brown:

Enclosed for filing are the original and 10 copies of a Verified Notice of Exemption under 49 C.F.R. §1150.31, and a check covering the \$1,800.00 filing fee.

Please time and date stamp the extra copy of this letter and the Verified Notice of Exemption and return them in the enclosed self addressed, stamped envelope. Thank you for your assistance. If you have any questions, please call or email me.

Very truly yours,

RICHARD R. WILSON, P.C.

Richard R. Wilson, Esq.

Attorney for Big Four Terminal Railroad, LLC

RRW/bab

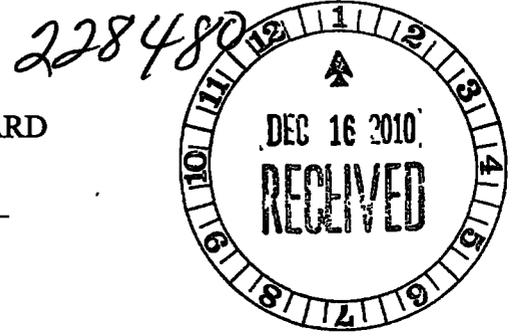
Enclosure

FILED

DEC 16 2010

**SURFACE
TRANSPORTATION BOARD**

BEFORE THE
SURFACE TRANSPORTATION BOARD



FINANCE DOCKET NO. 35454

BIG FOUR TERMINAL RAILROAD, LLC –
OPERATION EXEMPTION – RMW VENTURES, LLC.

ENTERED
Office of Proceedings
DEC 16 2010
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Public Record

VERIFIED NOTICE OF EXEMPTION
Pursuant to 49 C.F.R. §1150.31(c), Et Seq.

Richard R. Wilson, Esq.
Richard R. Wilson, P.C.
518 N. Center Street, Ste. 1
Ebensburg, PA 15931
(814) 419-8152

Attorney for Big Four
Terminal Railroad, LLC

Dated: December 9, 2010

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TRANSPORTATION BOARD

FILED
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BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 35454

BIG FOUR TERMINAL RAILROAD, LLC –
OPERATION EXEMPTION – RMW VENTURES, LLC.

VERIFIED NOTICE OF EXEMPTION
Pursuant to 49 C.F.R. §1150.31(c), Et Seq.

Big Four Terminal Railroad, LLC (“BFTR”), an Indiana corporation files this Notice of Exemption, pursuant to 49 C.F.R. §1150, Subpart E – Exempt Transactions, with the Surface Transportation Board (“the Board”) to permit BFTR to become a common carrier railroad and operate over 5.2± miles of track between Connorsville, IN, M.P. 0.0 and Beesons, IN, M.P. 5.2 ±, in Fayette and Wayne Counties, IN (the “Line”). BFTR will replace C&NC Railroad Corporation as the operator of the line.

In support of this Notice of Exemption, BFTR submits the following information as required by 49 C.F.R. §1150.33:

a. Full name and address of applicant:

Big Four Terminal Railroad, LLC
4301 N. Western Avenue
Connorsville, IN 47331

b. Applicant’s Representative

Richard R. Wilson, Esq.
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c. BFTR has entered into an agreement dated December 1, 2010 with RMW Ventures, LLC the owner of the line to provide common carrier rail service upon Board authorization of this Notice of Exemption.

d. The operator of the Line will be Big Four Terminal Railroad, LLC.

e. Summary of proposed transaction:

1. The name and address of the party owning the line of railroad is:

RMW Ventures, LLC
4301 N. Western Avenue
Connersville, IN 47331

RMW Ventures, LLC is a nonoperating carrier which acquired ownership of the line pursuant to STB orders issued in Finance Docket Nos. 33541 and 33565 (March 3, 1998). RMW Ventures, LLC has contracted with BFTR to provide common carrier railroad service on the Line in replacement of C&NC Railroad Corporation.

2. The proposed schedule for the consummation of the transaction is on or after the effective date of this Notice of Exemption.

3. The mileposts of the subject property, including any branch lines are 0.0 to 5.2±.

4. BFTR will operate over 5.2± route miles as a common carrier railroad. BFTR intends to interchange traffic with C&NC Railroad Corporation at Beesons, IN and CSXT at Connorsville, IN.

f. A map of the Line is attached as Exhibit C.

g. A Certificate of Compliance with the provisions of 49 C.F.R. §1150.33(g) is attached as Exhibit A.

h. There are no interchange commitments or paper barriers in the operating agreement between BFTR and RMW Ventures, LLC. Nor will there be any interchange

commitments or paper barriers in the Interchange Agreements between BFRT and its connecting carriers.

i. A caption summary, as required by 49 C.F.R. §1150.34, is attached as Exhibit B.

j. No environmental documentation is required because there will be no operational changes that would exceed the thresholds established in 49 C.F.R. §1105.7(e)(4) or (5) and there will be no action that would normally require environmental documentation.

Hence, this Notice of Exemption does not require environmental documentation under 49 C.F.R. §1105.6(b)(4) and (c)(2)(i).

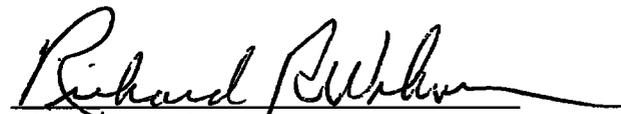
k. An historic report is not required because BFRT will operate the Line, will require further Board approval as required to discontinue any service, and there are no plans to dispose of or alter properties subject to Board jurisdiction that are 50 years old or older.

Hence, this Notice of Exemption does not require an historic report under 49 C.F.R.

§1105.8(b)(1)

This action will not significantly affect either the quality of the human environment or energy conservation.

Respectfully submitted,



Richard R. Wilson, Esq.
Richard R. Wilson, P.C.
518 N. Center Street, Ste. 1
Ebensburg, PA 15931
(814) 419-8152

Attorney for Big Four Terminal
Railroad, LLC

Dated: December 9, 2010

EXHIBIT A

CERTIFICATION

State of Indiana)
) ss:
County of Jefferson)

I, Spencer N. Wendelin, being duly sworn, deposes and says that he is the Manager of the Big Four Terminal Railroad, LLC an Indiana corporation, and that the projected annual revenues from the rail operations would not exceed those that would make it a Class III carrier under 49 C.F.R. Part 1201 (1-1) and would not exceed \$5 million.



Spencer Wendelin

Subscribed and sworn to before me this 8th day of Dec., 2010.



Notary Public

(SEAL)

My Commission Expires: 9-14-2016

EXHIBIT B

CAPTION SUMMARY

SURFACE TRANSPORTATION BOARD

Notice of Exemption

FINANCE DOCKET NO. 35454

BIG FOUR TERMINAL RAILROAD, LLC - OPERATION EXEMPTION –
RMW VENTURES, LLC

Big Four Terminal Railroad, LLC, (“BFTR”) has filed a Notice of Exemption to operate over about 5.2 miles of track between Connorsville, IN, M.P. 0.0 and Beesons, IN M.P. 5.2±, owned by RMW Ventures, LLC.

The transaction is scheduled to take place on or after the effective date of this exemption and BFTR certifies that its projected annual revenues as a result of this transaction will not exceed those that would qualify it as a Class III rail carrier and further certifies that its projected annual revenue will not exceed \$5 million.

If the Notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. may be filed at any time. The filing of a Petition to Revoke will not automatically stay the transaction. Petitions to stay must be filed no later than September 4, 2010 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35454 must be filed with the Surface Transportation Board, 395 E. Street, S.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Richard R. Wilson, Esq., 518 N. Center Street, Ste. 1, Ebensburg, PA 15931, (814) 419-8152, rwilson@rrwilson.net.

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

Decided _____, 2011.

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

EXHIBIT C

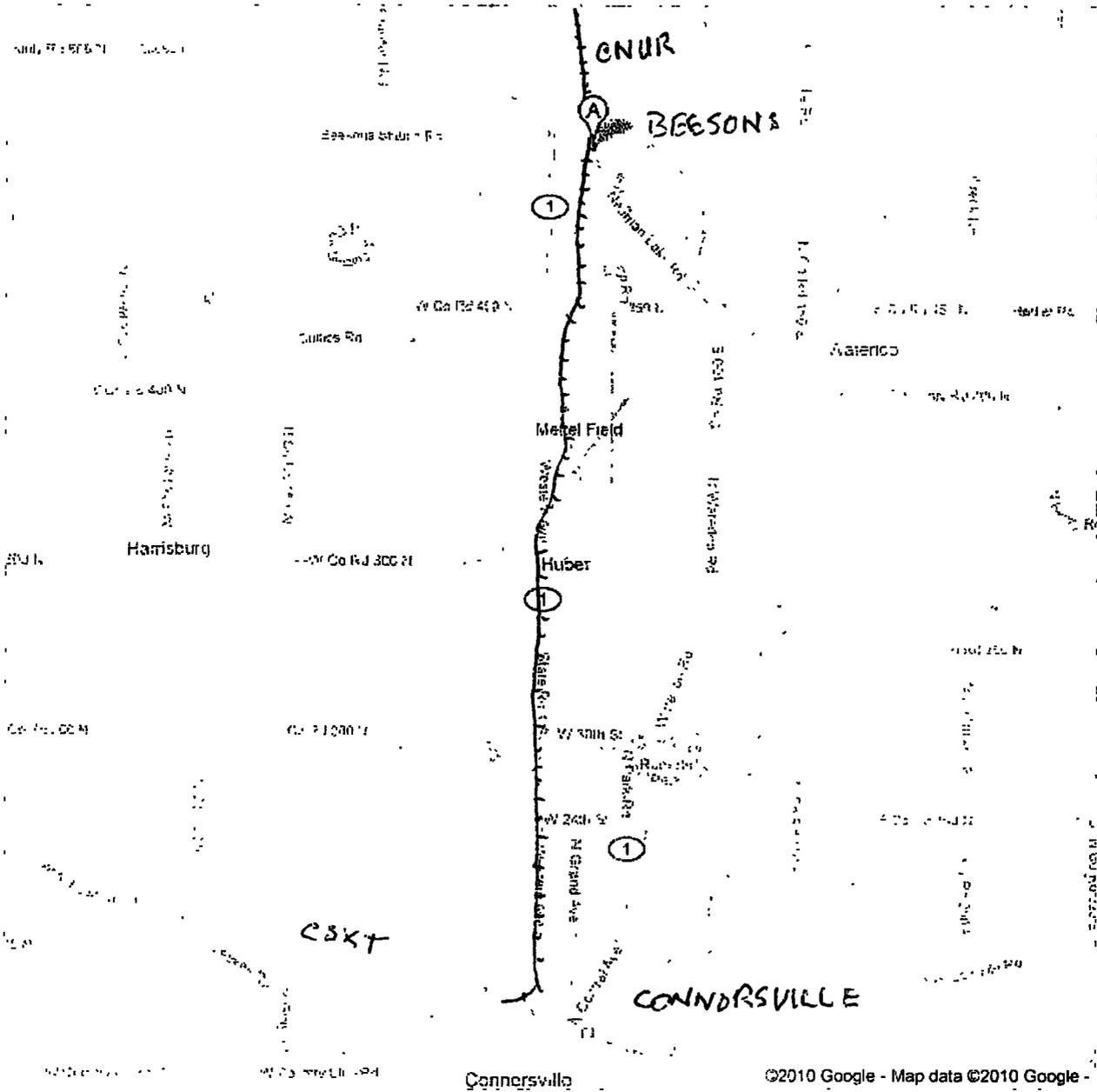
MAP

Print

Google maps

Address Beesons, IN 47357

Notes



CERTIFICATION

State of Indiana)
) ss:
County of Jefferson)

I, Spencer Wendelin, being duly sworn, deposes and says that he is the Manager of Big Four Terminal Railroad, LLC an Indiana corporation, and that I have read the foregoing Notice of Exemption and know the facts asserted therein are true and accurate as stated to the best of my knowledge, information and belief.



Spencer Wendelin

Subscribed and sworn to before me this 8th day of Dec, 2010.



Notary Public