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FEE RECEIVED

JAN 23 2002

**SURFACE
TRANSPORTATION BOARD**

January 22, 2003



VIA FEDERAL EXPRESS

Vernon A. Williams, Secretary

Surface Transportation Board

1925 K Street, N.W.

Washington, D.C. 20423-0001

Re: Finance Docket No: 34312; Verified Notice of Big 4 Terminal Railroad Corporation for Exemption From Regulation Under 49 U.S.C. §10901 Pursuant to 49 C.F.R. §1150.31

Dear Secretary William:

Enclosed for filing please find the original and ten copies of the above referenced Verified Notice of Big 4 Terminal Railroad Corporation for Exemption from Regulation Under 49 U.S.C. §10901 Pursuant to 49 C.F.R. §1150.31.

Also enclosed please find a check in the amount of \$1400.00 to cover the cost of the filing fee for this Notice. Please date stamp and return to the undersigned the additional copy of this cover letter in the self address stamped envelope provided for that purpose.

Very truly yours,

RICHARD R. WILSON, P.C.

Richard R. Wilson

**ENTERED
Office of Proceedings**

JAN 23 2003

**Part of
Public Record**

RRW/klh

Enclosures

xc: Spencer N. Wendelin

FILED

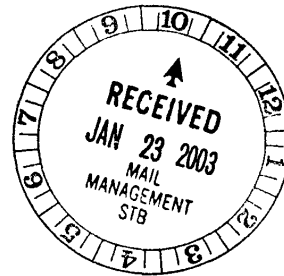
JAN 23 2003

**SURFACE
TRANSPORTATION BOARD**

207101

Before the
SURFACE TRANSPORTATION BOARD

Finance Docket No: 34312



**VERIFIED NOTICE OF BIG 4 TERMINAL RAILROAD CORPORATION
FOR EXEMPTION FROM REGULATION UNDER 49 U.S.C. §10901
PURSUANT TO 49 C.F.R. §1150.31**

Submitted by:

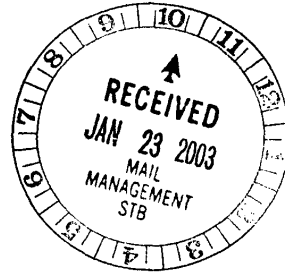
Richard R. Wilson, Esq.
Attorney for Big 4 Terminal Railroad Corporation

RICHARD R. WILSON, P.C.
Richard R. Wilson, Esq.
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(814) 944-5302
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Dated: January 22, 2003

Before the
SURFACE TRANSPORTATION BOARD

Finance Docket No: 34312



**VERIFIED NOTICE OF BIG 4 TERMINAL RAILROAD CORPORATION
FOR EXEMPTION FROM REGULATION UNDER 49 U.S.C. §10901
PURSUANT TO 49 C.F.R. §1150.31**

This Verified Notice is filed pursuant to 49 C.F.R. §1150.31 by Big 4 Terminal Railroad Corporation ("Big 4" or "Applicant"), a non carrier and an Indiana Corporation, to exempt from regulation under 49 U.S.C. §10901 its acquisition of operating rights from Wabash Central Railroad Corporation ("WBRC") over the following track, terminal facilities and properties at or near Craigville, Wells County, Indiana:

A forty foot (40') right of way being 20 feet (20') either side of the center line of the main track from M.P. 117 (Railroad Valuation Station #6177 + 60) to M.P. 118.53 (Railroad Valuation Station #6258 +14) on the east side of County Road #204N together with all connecting spur and yard tracks.

In accordance with 49 C.F.R. §1150.33, Applicant hereby states as follows:

A. Name and address of Applicant: Big 4 Terminal Railroad Corporation, Suite E 205 North Capitol Avenue, Cordyon, IN 47112.

B. Name, address and telephone number of representative of Applicant:

Richard R. Wilson, P.C., 127 Lexington Avenue, Suite 100, Altoona, PA 16601 (814)
944-5302, counsel for Applicant.

C. Agreement:

On or about January 20, 2003 Big 4 and WBRC entered into an Operating Agreement. Under this Agreement, Applicant will provide common carrier switching operations on the aforementioned rail facilities.

D. Present Operator:

The present operator of the property is WBRC which acquired its operating rights in Finance Docket No: 33536, Wabash Central Railroad Corporation - Operation Exemption - Wabash Central, LLC, Service Date January 16, 1998. Big 4 expects to commence rail operations on or after January 31, 2003, but after the effective date of this notice.

E. Brief Summary of the Proposed Transaction:

1. The railroad transferring operating authority is WBRC.
2. Big 4 will commence operations on the subject lines in accordance with an Operating Agreement on or after January 31, 2003, but after the effective date of this notice. Big 4 will connect with WBRC and conduct terminal switching operations at Craigville, IN in order to improve switching service to shippers served by these facilities.

3 and 4. The mileage of the subject rail line is as stated in Exhibit A. The total route miles to be operated by Big 4 is approximately 1.5 miles.

F. Rail Map:

Attached as Exhibit B to this Notice of Exemption is a map of the rail line to be operated by Big 4.

G.. Class III Status:

Applicant certifies that the projected revenues for the line in question will not exceed those that would qualify for Class III rail carrier status and will not exceed \$5 million.

Pursuant to 49 C.F.R. §1105.6(c), no environmental documentation is required because this proceeding involves the authority to operate under 49 U.S.C. §10901 which will not exceed the thresholds established by 49 C.F.R. §1105.7(e)(4) or (5). No historic report is required because the transaction involves acquisition of operating authority and further STB approval is required to abandon any service. Applicant has no plans to dispose or alter property subject to STB jurisdiction that is fifty years or older.

Applicant will preserve intact all sites or structures more than fifty years old until compliance with requirements of Section 106 of the National Historic Preservation Act, 16 U.S.C. §470 is achieved.

The captioned summary notice required by 49 C.F.R. §1150.34 is attached hereto as Exhibit C.

Respectfully submitted,

RICHARD R. WILSON, P.C.

By:



Richard R. Wilson, Esq.

Attorney for Applicant

Pa. I.D. #25661

RICHARD R. WILSON, P.C.

127 Lexington Avenue, Suite 100

Altoona, PA 16601

(814) 944-5302

EXHIBIT A

Description of Big 4 Lines to be Operated

<u>Line Designation</u>	<u>End Points</u>	<u>Miles</u>
Craigville Terminal Track	M.P. 117 to M.P. 118.53	1.5 Miles

BIG 4 TERMINAL RAILROAD

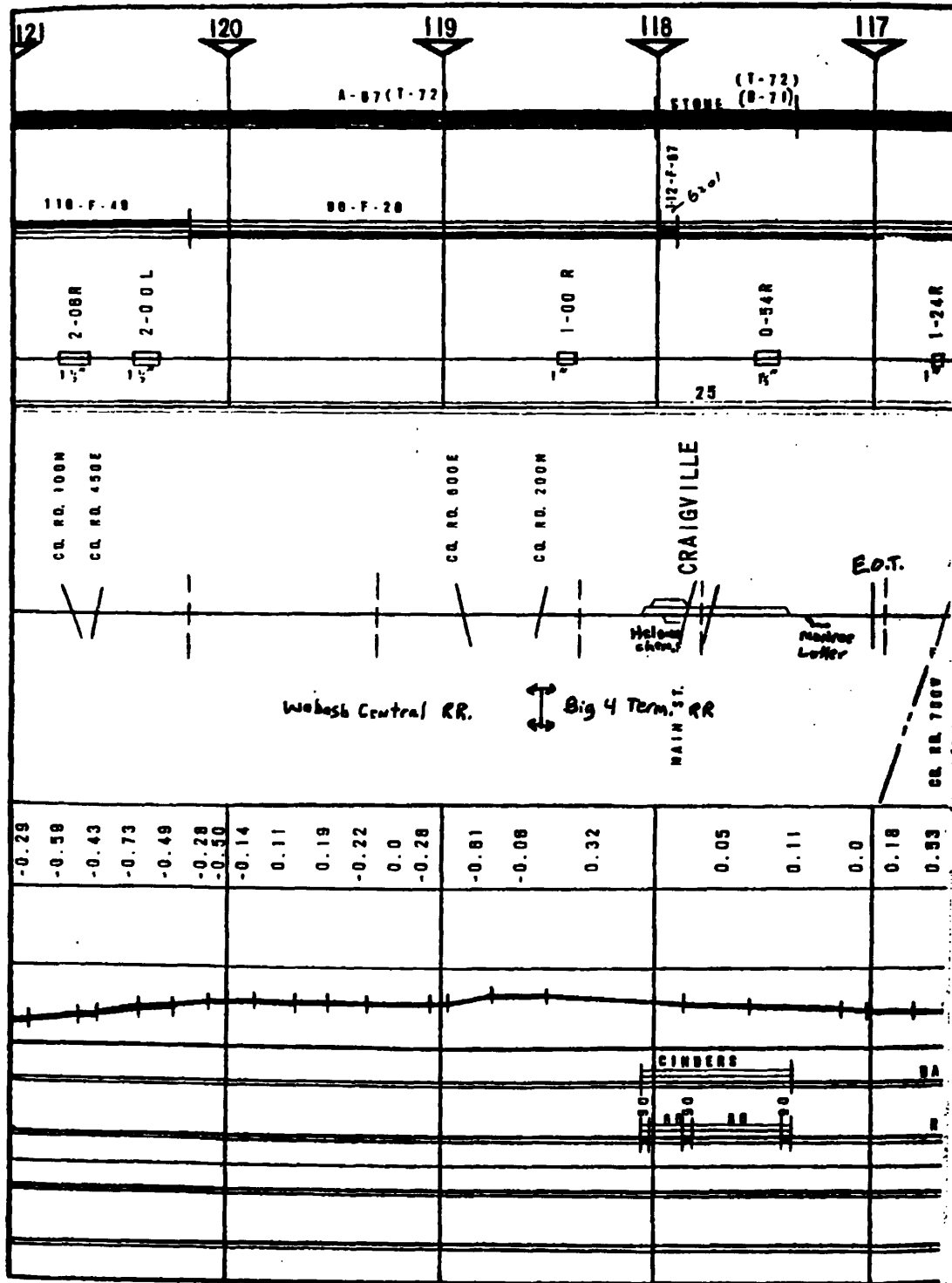


EXHIBIT C

Before the
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO: 34312

BIG 4 TERMINAL RAILROAD CORPORATION -
OPERATING EXEMPTION - RAIL LINES OF
WABASH CENTRAL RAILROAD

NOTICE OF EXEMPTION

Big 4 Terminal Railroad Corporation ("Big 4"), a non carrier, has filed a Notice of Exemption to operate a line of railroad now operated by Wabash Central Railroad Company ("WBRC") in Craigville, IN totaling approximately 1.5 route miles.

Comments must be filed with the Board and served on Applicant's representatives, Richard R. Wilson, P.C., 127 Lexington Avenue, Suite 100, Altoona, PA, 16601 (814) 944-5302, counsel for Applicant.

This Notice is filed under 49 C.F.R. §1150.31. If the Notice contains false or misleading information, the Exemption is void ab initio. A Petition to Revoke the Exemption under 49 U.S.C. §10505(d) may be filed at any time. The filing of a Petition to Revoke will not automatically stay the transaction.

VERIFICATION

I, Peter Bell, declare under penalty of perjury, that the foregoing is true and correct.
Further, I certify that I am certified and authorized to file this Verified Notice of Exemption on
behalf of Big 4 Terminal Railroad Corporation. Executed on January 21, 2003.


Peter Bell