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JAMES H. M. SAVAGE, ESQ.
22 ROCKINGHAM COURT
GERMANTOWN, MD 20874
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**Tel: (908) 361-7097
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243877

June 30, 2017

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street, S.W.
Washington, D.C. 20423-0001

**ENTERED
Office of Proceedings
June 30, 2017
Part of
Public Record**

**Re: FD 36132: WRL, LLC – Change in Operator Exemption – Western Washington
Railroad, LLC**

Dear Ms. Brown:

Provided herewith are the following:

Original and ten (10) copies of a Verified Notice of Exemption (“Notice”) under 49 C.F.R. § 1150.41(a)(3), pursuant to which WRL, LLC would operate a rail line previously acquired from the City of Tacoma Department of Public Works, and currently operated by Western Washington Railroad, LLC pursuant to lease,

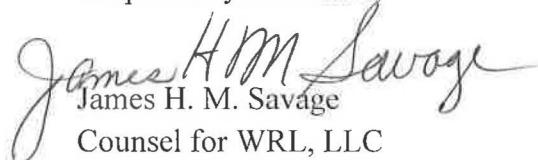
Caption Summary prescribed by 49 C.F.R. § 1150.44,

DVD+RW containing a PDF copy of the Notice,

Check in the amount of \$1,900 for the filing fee per 49 C.F.R. § 1002.2(f)(14)(ii), and

A duplicate copy of this letter to be date stamped and returned to the bearer. If there are any questions about this matter, please contact me by telephone at (908) 361-7097 or by email to jsavagelaw@aim.com.

Respectfully submitted,


James H. M. Savage
Counsel for WRL, LLC

Enc.

**FILED
June 30, 2017
SURFACE
TRANSPORTATION BOARD**

**FEE RECEIVED
June 30, 2017
SURFACE
TRANSPORTATION BOARD**

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

STB FINANCE DOCKET NO. 36132

**WRL, LLC
—CHANGE IN OPERATOR EXEMPTION—
WESTERN WASHINGTON RAILROAD, LLC**

VERIFIED NOTICE OF EXEMPTION PURSUANT TO 49 C.F.R. § 1150.31, ET SEQ.

WRL, LLC (“WRL”), a Washington limited liability company and an existing Class III carrier, hereby files this Verified Notice of Exemption pursuant to 49 U.S.C. § 10902 and the class exemption at 49 C.F.R. § 1150.41, et seq., to assume operations over a 34.6 mile rail line (“the Line”) previously acquired by WRL from City of Tacoma, Department of Public Works dba Tacoma Rail (“Tacoma Rail”), and currently operated by Western Washington Railroad, LLC (“WWRR”) pursuant to lease.

WWRR became the operator of the rail line upon entering into a lease agreement with Tacoma Rail, which lease agreement was the basis of an exemption notice filed with the Board on July 13, 2015 under Finance Docket No. 35921. WRL thereafter acquired the Line pursuant to a purchase agreement with Tacoma Rail, which purchase agreement was the basis of an exemption notice filed with the Board on September 30, 2016 under Finance Docket No. 36074. Upon the effective date of this Notice, WRL will replace WWRR as the Line’s exclusive operator. The Line is located in Lewis and Thurston Counties, WA.

REQUIRED INFORMATION

In support of this Verified Notice of Exemption, WRL submits the following information as required by 49 C.F.R. § 1150.42 – 1150.44:

(a) **Full name and address of applicant:** 49 C.F.R. § 1150.43(a)

WRL, LLC
425 SE 3rd Ave #206
Portland, OR 97214

(b) **Applicant's Representative:** 49 C.F.R. §1150.43(b)

James H. M. Savage
22 Rockingham Court
Germantown, MD 20874
Tel: (908) 361-7097
Fax: (301) 972-5743
Counsel for WRL, LLC

(c) **Statement Concerning Agreement:** 49 C.F.R. §1150.43(c)

WRL has reached an agreement with WWRR for WRL to replace WWRR as the exclusive operator of the Line upon the effective date established by the Board.

(d) **Operator of the Property:** 49 C.F.R. § 1150.43(d)

WRL will become the operator of the Line upon the effective date established by the Board. Upon WRL's assumption of operations, WWRR will have no further common carrier obligation on the Line.

(e) **Summary of the Transaction:** 49 C.F.R. § 1150.43(e)

This exemption involves the operation in its own right by WRL of a rail line previously acquired by WRL from Tacoma Rail, which is currently being operated by WWRR under the lease agreement referenced herein.

(1) The name and address of the railroad transferring the subject property:

Western Washington Railroad, LLC
P.O. Box 6720
Aloha, OR 97007

(2) Proposed time schedule for consummation:

The transaction is expected to be consummated on or about August 1, 2017

(30 days after the filing of the Notice).

(3) Mileposts of the subject property

Between Milepost 33C north of Rainier, Thurston County, WA and Milepost 67.6

South of Chehalis, Lewis County, WA.

(4) Total route miles being acquired:

Approximately 34.6 miles.

(f) **A map of the area to be served:** 49 C.F.R. § 1150.43(f)

A map is attached as Exhibit A.

(g) **Certification of Revenues:** 49 C.F.R. § 1150.43(g)

Attached as Exhibit B is a certificate affirming the projected annual revenues of WRL from existing operations and new operations as a result of this transaction will not result in the creation of a Class II or Class I rail carrier.

(h) **Interchange Commitments:** 49 C.F.R. § 1150.43(h)

The proposed change in operator on the Line does not involve any provision or agreement that would limit future interchange with a third party connecting carrier.

ENVIRONMENTAL AND HISTORIC IMPACTS

Pursuant to 49 C.F.R. § 1105.6(c)(2)(i), the proposed transaction is exempt from environmental review because the action proposed herein will not exceed any of the thresholds established in 49 C.F.R. § 1105.7(e)(4) or (5).

In addition, the proposed transaction is exempt from historic review under 49 C.F.R. § 1105.8(b)(1), because the action proposed herein is for the purpose of continued rail operations. Further STB approval would be required to abandon any service, and there are no plans to dispose or alter properties subject to STB jurisdiction that are 50 years or older. This action will not significantly affect the quality of the human environment or energy conservation.

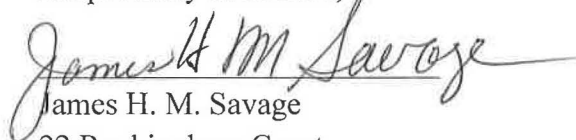
CAPTION SUMMARY

A caption summary, as required by 49 C.F.R. § 1150.44, is attached as Exhibit C to this notice.

SHIPPER NOTICE

Pursuant to 49 C.F.R. § 1150.42(b), WRL hereby certifies that contemporaneously with this filing, it has furnished all known shippers on the Line with notice of the proposed change in operators exemption. See Exhibit D to this Notice.

Respectfully submitted,



James H. M. Savage
22 Rockingham Court
Germantown, MD 20874
Tel: (908) 361-7097
Fax: (301) 972-5743
Email: jsavagelaw@aim.com
Counsel for WRL, LLC

Dated: June 30, 2017

Exhibit A

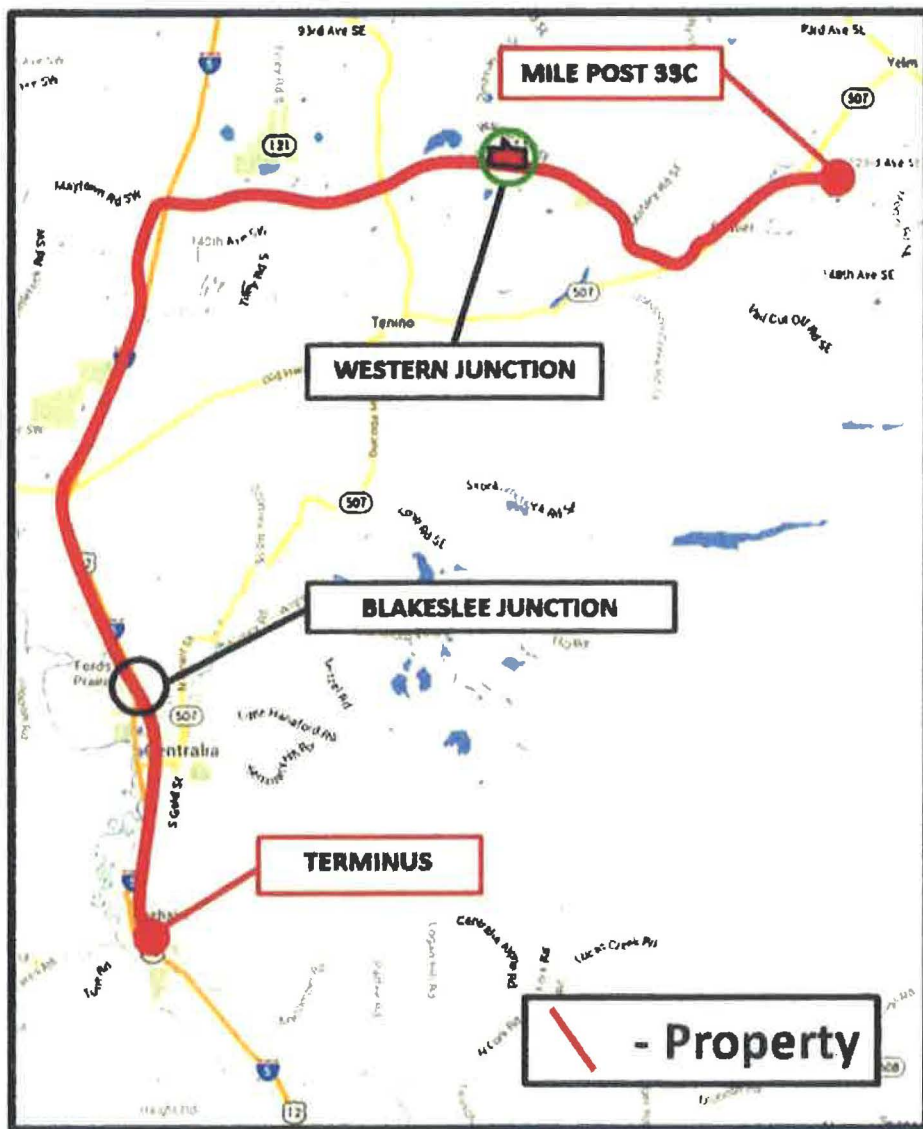


EXHIBIT B

Certification of Compliance

I, Paul Didelius, certify that WRL's projected annual revenues will not as a consequence of this transaction result in WRL becoming a Class II or Class I rail carrier so as to require processing of the foregoing notice of exemption under 49 C.F.R. § 1150.35.

A handwritten signature in black ink, appearing to read 'P. Didelius', written over a horizontal line.

Paul Didelius
Owner, WRL, LLC

Dated: June ²⁷____, 2017

SURFACE TRANSPORTATION BOARD

NOTICE OF EXEMPTION

STB Finance Docket No. 36132

WRL, LLC
—CHANGE IN OPERATOR EXEMPTION—
WESTERN WASHINGTON RAILROAD, LLC

WRL, LLC (“WRL”), a Class III, has filed a Verified Notice of Exemption, pursuant to 49 C.F.R. Section 1150.41 et seq., to assume operations over 34.6 miles of railroad (the “Line”) between Milepost 33C north of Rainier, Thurston County, WA and Milepost 67.6 south of Chehalis, Lewis County, WA, which WRL currently leases to Western Washington Railroad, LLC (“WWRL”). WRL expects to consummate this transaction and commence operation of the Line on or after the effective date of this Notice of Exemption. The proposed change in operator on the Line does not involve any provision or agreement that would limit future interchange with a third party connecting carrier. Comments must be filed with the Board and served on James H. M. Savage, Esq. 22 Rockingham Court, Germantown, MD 20874, (908) 361-7097.

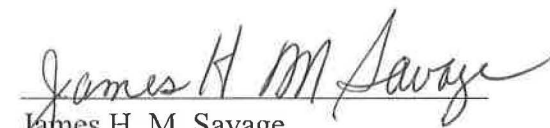
This Notice is filed under 49 C.F.R. § 1150.41, et seq. If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. §10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Decided: _____

By the Board

CERTIFICATION OF SERVICE

I hereby certify that, in compliance with the notice requirements of 49 C.F.R. § 1150.42(b), I have served a true copy of the foregoing change in operator notice of exemption by first-class mail, postage prepaid, or by a more expeditious manner, this 30th day of June, 2017, on all known shippers on the railroad Line that is the subject of this proceeding.

A handwritten signature in cursive script, reading "James H. M. Savage", written over a horizontal line.

James H. M. Savage
22 Rockingham Court
Germantown, MD 20874
Tel: (908) 361-7097
Fax: (301) 972-5743
Email: jsavagelaw@aim.com
Counsel for WRL, LLC

EXHIBIT E

VERIFICATION

I, Paul Didelius, declare under penalty of perjury that I am the owner of WRL, LLC, that I have read the foregoing Notice of Exemption, know the facts asserted therein, and that the foregoing is true and correct. Further, I verify that I am qualified and authorized to file this Notice.



Paul Didelius
Owner, WRL, LLC

Subscribed and sworn to before me this 27 day of June, 2017


Notary Public

My Commission expires:

12/20/2020

