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KARL MORELL



May 4, 2004

ENTERED
Office of Proceedings

MAY 04 2004

Part of
Public Record

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Suite 715
Washington, DC 20423-0001

Re: Finance Docket No. 34503, Timber Rock Railroad, Inc. – Lease Exemption
– The Burlington Northern And Santa Fe Railway Company

Dear Secretary Williams:

Timber Rock Railroad, Inc. ("TRRR"), hereby certifies that on May 2, 2004, TRRR had posted the attached Notice at the workplace of the employees on the rail line that is the subject of this transaction and on May 3, 2004, TRRR served a copy of the Notice on the national offices of all labor unions with employees on the affected line.

Please time and date stamp the extra copy of this letter and return it with our messenger.

If you have any questions regarding this matter, please contact me.

Sincerely,

Karl Morell

Enclosure

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NOTICE

Timber Rock Railroad, Inc. ("TIBR"), a Texas Corporation, will be leasing from The Burlington Northern And Santa Fe Railway Company ("BNSF") the rail lines located: (1) between Milepost 4.5, near Beaumont, Texas, and Milepost 21.8, near Silsbee, Texas; (2) between Milepost 52.5, near Dobbin, Texas, and Milepost 152.56, at Silsbee, Texas; and (3) between Milepost 0.5 and Milepost 0.96, near Kirbyville, Texas. TRRR will also acquire overhead trackage rights: (1) between Milepost 4.5 and Milepost 2.28, at Beaumont, Texas and (2) between Milepost 52.5, at Dobbin, Texas, and Milepost 144.0, on the BNSF Galveston Subdivision, at Somerville, Texas.

As a result of the lease of the BNSF lines, TIBR expects to have employment opportunities in the following areas:

Transportation Specialists:

Approximately 19 positions in the following locations: Silsbee and Conroe, Texas. These positions require the following minimum skills and/or qualifications:

- Transportation Specialist I (10 positions).
Must have at a minimum 1-year experience as a conductor/brakeman, or equivalent training, from an accredited Railway training course. Must possess a valid driver's license, with a clean record. Must be able to pass color vision screening, have Qualifications on the General Code of Operating Rules (GCOR) and have passed a written test in the past 18 months. Must be able to demonstrate, by written test, understanding of Railroad Safety, operating rules, airbrake and hazardous materials handling rules. Individual must also be able to effectively use a radio, as per GCOR regulations, and ensure all applicable track warrant and bulletin information is in place, as per GCOR TWC territory regulations.
- Transportation Specialist II (9 positions).
Must possess the skills/qualifications for Transportation Specialist I, plus the following:
At least 1 year experience as a Locomotive Engineer. Must possess a valid Engineer's certificate issued by a program in compliance with 49 CFR Part 240. Must be able to meet all hearing and vision requirements of 49 CFR Part 240. Must have an understanding of air brake and mechanical systems of a train and locomotives, and pass a written test to verify competency.

The most qualified candidates will be selected from the available pool of applicants without regard to race, creed, color, religion, national origin, sex, age, marital status, disability or veteran status. The selection criteria will be job-related skills and attributes as outlined above. Successful candidates must have a stable work record and exhibit safe work practices. The

ability to work in a team environment with a focus on customer service is critical. Applicants must be able to read and comprehend regulations and instructions in English, as well as possess good oral communication skills. Successful applicants will be required to pass a pre-employment drug and alcohol screen and complete a medical questionnaire. Every employee is an at-will employee. All employees are expected to know and abide by the standard code of Employee Conduct.

Timber Rock Railroad, Inc.
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