

**FLETCHER & SIPPEL LLC**

ATTORNEYS AT LAW

29 North Wacker Drive  
Suite 920  
Chicago, Illinois 60606-2875

JAMES A. FLETCHER  
(312) 252-1509  
jfletcher@fletcher-sippel.com

2/2332

Phone: (312) 252-1500  
Fax: (312) 252-2400  
www.fletcher-sippel.com

October 22, 2004

**VIA FEDERAL EXPRESS**

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W., Room 700  
Washington, D.C. 20006

▲  
OCT 25 2004  
RECEIVED

Re: **Finance Docket No. 34567**  
**Arkansas Midland Railroad Company, Inc. -- Change in**  
**Operator Exemption -- Line of Union Pacific Railroad Company**

Dear Secretary Williams:

Enclosed for filing in the above-captioned proceeding are an original and ten copies of the revised Certification of Arkansas Midland Railroad Company, Inc.

Please contact me if there are any questions.

Respectfully submitted,

*Bill*

William C. Sippel  
Attorney for Arkansas Midland  
Railroad Company, Inc.

WCS/pj  
Enclosures

ENTERED  
Office of Proceedings

OCT 27 2004

Part of  
Public Record

212332

**CERTIFICATION**

State of Arkansas            )  
  )       SS:  
County of Hot Spring        )

OCT 25 2004  
RECORDED

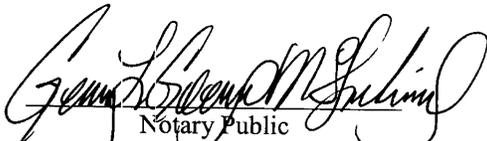
Charles Laggan, being duly sworn, hereby certifies that:

1. The projected annual rail revenues of Arkansas Midland Railroad Company, Inc. as a result of the transaction will not result in the creation of a Class II or a Class I rail carrier under the provisions of 49 C.F.R. § 1201 (1-1).

2. Arkansas Midland Railroad Company, Inc. has posted notice of the transaction proposed herein to employees of the former operator of the involved rail line in conformance with 49 C.F.R. § 1150.42(e).

  
\_\_\_\_\_  
Charles Laggan  
Vice President & General Manager

SUBSCRIBED AND SWORN TO  
before me this 20 day  
of October, 2004.

  
Notary Public

My Commission expires: Aug 8, 2007

ENTERED  
Office of Proceedings

OCT 25 2004

Part of  
Public Record