

carrier, has filed a notice of exemption under 49 CFR 1150.41 to acquire: (1) Approximately 6.2 miles of double track rail line from Kensington & Eastern Railroad Co. (K&E), extending from milepost 0.0, at 115th Street in Chicago, IL, to milepost 6.2, at the Illinois-Indiana State Line in Burnham, IL, opposite Hammond, IN; and (2) approximately 387 feet of contiguous line from Illinois Central Railroad Co., K&E's parent company, running from K&E to the point of connection with Chicago Rail Link just north of 130th Street (collectively herein referred to as the Subject Line).

The transaction was expected to be consummated on or after September 30, 1996.

CSS will continue to operate freight service and the Northern Indiana Commuter Transportation District will continue to operate passenger service over the lines.

As part of CSS's acquisition, CSS has granted to IC incidental local and bridge trackage rights to provide freight service to the industries and future occupants of facilities currently located on the Subject Line, and to obtain access to serve all current and future industries located within the Illinois International Port District. These trackage rights were existing rights which CSS agreed could be reserved by K&E on behalf of IC, as part of its conveyance of interests to CSS, and by IC on its own behalf.

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 does not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33119, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on: Jo A. DeRoche, Weiner, Brodsky, Sidman & Kider, P.C., 1350 New York Avenue, N.W., Suite 800, Washington, DC 20005-4797. Telephone: (202) 628-2000.

Decided: October 1, 1996.

By the Board, David M. Konschnik,
Director, Office of Proceedings.
Vernon A. Williams,
Secretary.

[FR Doc. 96-25746 Filed 10-7-96; 8:45 am]

BILLING CODE 4915-00-P

Surface Transportation Board ¹

[STB Docket No. AB-361 (Sub-No. 2X)]

Michigan Shore Railroad, Inc.— Abandonment Exemption—In Muskegon, Muskegon County, MI

AGENCY: Surface Transportation Board, DOT.

ACTION: Notice of exemption.

SUMMARY: Under 49 U.S.C. 10502, the Board exempts from the requirements of 49 U.S.C. 10903 the abandonment by Michigan Shore Railroad, Inc., of a 3.21-mile rail line extending from milepost 93.59, at Getty Street and Laketon Avenue in Muskegon, MI, to the end of the track at milepost 90.38, near Dangle Road and Laketon Avenue near Muskegon, all in Muskegon County, MI, subject to standard labor protective conditions.

DATES: The exemption will be effective November 7, 1996 unless stayed or a statement of intent to file an offer of financial assistance (OFA) is filed. Statements of intent to file an OFA² under 49 CFR 1152.27(c)(2) and requests for a notice of interim trail use/rail banking under 49 CFR 1152.29 must be filed by October 18, 1996; petitions to stay must be filed by October 23, 1996; requests for a public use condition under 49 CFR 1152.28 must be filed by October 28, 1996; and petitions to reopen must be filed by November 4, 1996.

ADDRESSES: An original and 10 copies of all pleadings referring to STB Docket No. AB-361 (Sub-No. 2X) must be filed with: Office of the Secretary, Case Control Branch, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, DC 20423; a copy of all pleadings must be served on petitioner's representative: Michael W. Blaszk, Esq., 211 South Leitch Avenue, LaGrange, IL 60525-2162.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 927-5660 (TDD for the hearing impaired: (202) 927-5721).

SUPPLEMENTARY INFORMATION: Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., 1201 Constitution Avenue,

¹The ICC Termination Act of 1995, Pub. L. 104-88, 109 Stat. 803, which was enacted on December 28, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction under 49 U.S.C. 10903.

²See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. (Assistance for the hearing impaired is available through TDD services (202) 927-5721.)

Decided: September 23, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owens.

Vernon A. Williams,

Secretary.

[FR Doc. 96-25745 Filed 10-7-96; 8:45 am]

BILLING CODE 4915-00-P-M

[STB Finance Docket No. 33129]

Southern Pacific Transportation Company—Trackage Rights Exemption—Union Pacific Railroad Company

Union Pacific Railroad Company (UP) has agreed to grant overhead trackage rights to Southern Pacific Transportation Company (SP) over three rail segments that total approximately 65.60 miles of contiguous rail lines located in Los Angeles and the vicinity of Los Angeles, CA, as follows: (1) The Los Angeles Subdivision between Los Angeles (M.P. 2.88) and Bartola (M.P. 11.44); (2) the Los Angeles Subdivision between City of Industry (M.P. 18.44) and Riverside (M.P. 56.6); and (3) the San Pedro Branch in Los Angeles (M.P. 2.83 to M.P. 21.71). The trackage rights were to become effective on or after September 26, 1996.²

This notice is filed under 49 CFR 1180.2(d)(7). 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 stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33129, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W.,

¹The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323-24.

²Under 49 CFR 1180.4(g)(1), a notice of exemption is effective 7 days after it is filed. Although applicants indicated that the proposed transaction would be consummated on or after September 25, 1996, because the notice was filed on September 19, 1996, the proposed transaction could not be consummated before the September 26, 1996 effective date.