

Surface Transportation Board**[STB Ex Parte No. 290 (Sub No. 4)]****Railroad Cost Recovery Procedures-Productivity Adjustment****AGENCY:** Surface Transportation Board.**ACTION:** Proposed adoption of a railroad cost recovery procedures productivity adjustment.**SUMMARY:** The Surface Transportation Board proposes to adopt 1.050 (5.0%) as the measure of average growth in railroad productivity for the 1991-1995 (5-year) period. The current value of 5.9% was developed for the 1990 to 1994 period.**DATES:** Comments are due by March 5, 1997.**EFFECTIVE DATE:** The proposed productivity adjustment is effective 30 days after the date of service.**ADDRESSES:** Office of the Secretary, Case Control Branch, Surface Transportation Board, Washington, D.C. 20423.**FOR FURTHER INFORMATION CONTACT:** H. Jeff Warren, (202) 927-6243. 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., Room 2229, 1201 Constitution Avenue, N.W., Washington, DC 20423, telephone (202) 289-4357. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

This action will not significantly affect either the quality of the human environment or energy conservation.

Pursuant to 5 U.S.C. 605(b), we conclude that our action will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act.

Decided: February 6, 1997.

By the Board, Chairman Morgan and Vice Chairman Owen.

Vernon A. Williams,
Secretary.

[FR Doc. 97-3933 Filed 2-14-97; 8:45 am]

BILLING CODE 4915-00-P

[STB Finance Docket No. 33347]¹**Union Pacific Railroad Company—Trackage Rights Exemption—Elgin, Joliet and Eastern Railway Company**

Elgin, Joliet and Eastern Railway Company has agreed to grant overhead

¹ On January 28, 1997, Joseph C. Szabo, on behalf of the United Transportation Union-Illinois

trackage rights to Union Pacific Railroad Company (Union Pacific) over 11 miles of rail line between milepost 25.2 near Chicago Heights, IL, and milepost 36.2 near Griffith, IN. The transaction was expected to be consummated on, or as soon as possible after, January 31, 1997.

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 automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33347, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, NW., Washington, DC 20423 and served on: Joseph D. Anthofer, General Attorney, 1416 Dodge Street, #830, Omaha, NE 68179.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

Decided: February 10, 1997.

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

[FR Doc. 97-3934 Filed 2-14-97; 8:45 am]

BILLING CODE 4915-00-P

DEPARTMENT OF THE TREASURY**Fiscal Service****[Dept. Circ. 570, 1996 Rev., Supp. No. 6]****Surety Companies Acceptable on Federal Bonds; Consolidated Insurance Co.**

A Certificate of Authority as an acceptable surety on Federal Bonds is hereby issued to the following company under sections 9304 to 9308, Title 31, of the United States Code. Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1996 Revision, on page 34288 to reflect this addition:

Consolidated Insurance Company.
Business Address: 62 Maple Avenue, Keene, NH 03431. Phone: (603) 352-3221.

Legislative Board, filed a petition to reject this notice of exemption and for stay of the effectiveness of the exemption. Union Pacific replied on January 30, 1997. The petition will be considered by the entire Board in a separate decision.

Underwriting Limitation *b/*: \$1,960,000. Surety Licenses *c/*: FL, IL, IN, IA, KY, MI, OH, TN, WA, WI. Incorporated IN: Indiana.

Certificates of Authority expire on June 30 each year, unless revoked prior to that date. The Certificates are subject to subsequent annual renewal as long as the companies remain qualified (31 CFR, part 223). A list of qualified companies is published annually as of July 1 in Treasury Department Circular 570, with details as to underwriting limitations, areas in which licensed to transact surety business and other information.

The Circular may be viewed and downloaded through the Internet (<http://www.fmd.treas.gov/c570.html>) or through our computerized public bulletin board system (FMS Inside Line) at (202) 8734-6887. A hard copy may be purchased from the Government Printing Office (GPO), Subscription Service Washington, DC, telephone (202) 512-1800. When ordering the Circular from GPO, use the following stock number: 048-000-00499-7.

Questions concerning this Notice may be directed to the U.S. Department of the Treasury, Financial Management Service, Funds Management Division, Surety Bond Branch, 3700 East-West Highway, Room 6F04, Hyattsville, MD 20782, telephone (202) 874-6905.

Dated: February 4, 1997.

Charles F. Schwan III,

*Director, Funds Management Division,
Financial Management Service.*

[FR Doc. 97-3905 Filed 2-14-97; 8:45 am]

BILLING CODE 4810-35-M

[Dept. Circ. 570, 1996 Rev., Supp. No. 7]**Surety Companies Acceptable on Federal Bonds; Excelsior Insurance Co.**

A Certificate of Authority as an acceptable surety on Federal Bonds is hereby issued to the following company under sections 9304 to 9308, Title 31, of the United States Code. Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1996 Revision, on page 34290 to reflect this addition:

Excelsior Insurance Company. Business Address: 62 Maple Avenue, Keene, NH 03432. Phone: (603) 352-3221. Underwriting Limitation *b/*: \$2,349,000. Surety Licenses *c/*: CT, DE, DC, FL, GA, IN, KY, ME, MD, NH, NJ, NY, NC, PA, VA. Incorporated in: New Hampshire.

Certificates of Authority expire on June 30 each year, unless revoked prior to that date. The Certificates are subject to subsequent annual renewal as long as