

21613 SERVICE DATE - FEBRUARY 27, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33360]

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 trackage known as the Port of Brownsville Lead Track, extending from the SP connection at milepost 3.21 to milepost 9.36, and over trackage from milepost 7.60 to milepost 7.90 at the connection to the Port of Brownsville trackage, a total distance of approximately 6.45 miles near Brownsville, TX. The trackage rights will result in improved and more efficient train operations and will eliminate rail traffic congestion in downtown Brownsville.

The transaction was scheduled to be consummated on or after February 14, 1997.

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).

STB Finance Docket No. 33360

This notice is filed under 49 CFR 1180.2(d)(7). If it 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. 33360, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423.¹ In addition, a copy of each pleading must be

¹ Due to the Board's scheduled relocation on March 16, 1997, any filings made after March 16, 1997, must be filed with the Surface Transportation Board, 1925 K Street, N.W., Washington, DC 20423-0001.

STB Finance Docket No. 33360

served on Joseph D. Anthofer, Esq., 1416 Dodge Street, #830,
Omaha, NE 68179.

Decided: February 20, 1997.

By the Board, David M. Konschnik, Director, Office of
Proceedings.

Vernon A. Williams

Secretary