

21580 SERVICE DATE - FEBRUARY 14, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33342]

Eastern Shore Railroad, Inc.--Lease and Operation

Exemption--Norfolk Southern Railway Company

Eastern Shore Railroad, Inc. (ESHR), a Class III rail carrier, has filed a notice of exemption under 49 CFR 1150.41 to lease and operate two related and contiguous rail line segments,¹ forming one continuous line, owned and operated by Norfolk Southern Railway Company, a Class I rail carrier, between approximately milepost SN-2.1 at North Junction, Norfolk, VA, and approximately milepost SN-6.7 at Diamond Springs, Virginia Beach, VA, (including two switching or connecting tracks known as the Joint Track at Coleman Place and the Middle Track), a distance of approximately 4.6 miles.

The transaction is expected to be consummated on or after February 6, 1997.

If the notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the

¹ The segments are the 3.1-mile North Beach Route and the 1.5-mile Diamond Springs Line.

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. 33342, 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 Larry E. LeMond, Eastern Shore Railroad, Inc., 202 Mason Avenue, P. O. Box 312, Cape Charles, VA 23310.

Decided: February 5, 1997.

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

Vernon A. Williams

Secretary