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SERVICE DATE - JULY 14, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33579]

Gauley River Railroad, LLC--Purchase, Lease and Operation Exemption--CSX
Transportation, Inc.

Gauley River Railroad, LLC (GRIV), a noncarrier, has filed a notice of exemption under 49 CFR 1150.31 to purchase from CSX Transportation, Inc. (CSXT) and operate approximately 30.7 miles of rail line in West Virginia.¹ GRIV will acquire two rail line segments: (1) between milepost BUE-119 (Valuation Station 5035+89.6) near Cowen, WV, and milepost BUE-129 (Valuation Station 5563+89.6) at Allingdale, WV (Line A) and (2) between milepost BUE-12.4 (Valuation Station 1096+48.2) at Muddlety Falls, WV, and milepost BUE-20.7 (Valuation Station 1092+45), including the McMillion Creek Branch, Delmont Branch, and all other connecting spur and sidetracks (Line C). GRIV will also sublease from CSXT a third line segment, which connects or bridges together Line A and Line C, extending from milepost BUE-0.0 (Valuation Station 441+43) at Allingdale, WV, to milepost BUE-12.4 (Valuation Station 649+86.8) at Muddlety Falls, WV (Line B). Line B serves as a connecting stretch of railroad linking together Lines A, B, and C.²

¹ GRIV certifies that its projected revenues will not exceed those that would qualify it as a Class III carrier.

² Line B is currently owned by Strouds Creek and Muddlety Railroad (SC&M). SC&M leases the line to CSXT. According to CSXT's lease agreement with SC&M, CSXT is
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The transaction was expected to be consummated on or shortly after June 25, 1998.

If the verified 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. 33579, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on Keith G. O'Brien, Esq., Rea, Cross & Auchincloss, Suite 570, 1707 L Street, N.W., Washington, DC 20036.

Board decisions and notices are available on our website at
“WWW.STB.DOT.GOV.”

Decided: July 6, 1998.

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

Vernon A. Williams

Secretary

²(...continued)
permitted to enter into the contemplated sublease.