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FR-4915-00-P

Service Date - December 27, 1996

DEPARTMENT OF TRANSPORTATION

[ST.B. Finance Docket No. 33308]

Pittsburgh Industrial Railroad, Inc.--Acquisition and Operation Exemption--Consolidated Rail Corporation and the Pittsburgh, Chartiers and Youghiogheny Railway Company Pittsburgh Industrial Railroad, Inc. (PIR), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire and operate certain railroad lines of Consolidated Rail Corporation and the Pittsburgh, Chartiers and Youghiogheny Railway Company (PC&Y), a subsidiary of Conrail, located in Pennsylvania. The rail lines being acquired from Conrail are: (I) between milepost 0.0, at Char Jct., and milepost 2.5, at Carnegie (Canon Industrial Track); (ii) between milepost 0.5, near Carnegie, and milepost 20.4, at South Strabane Township (Canon Industrial Track); (iii) between milepost 2.5, at Esplen Interlocking, and milepost 11.0, at Collier Township (Carnegie Secondary); (iv) between milepost 0.0, at Collier Township, and milepost 0.8, at Heidelberg Borough (Superior Industrial Track); and (v) between milepost 0.0, at Houston Borough, and milepost 1.0, at Chartiers Township (Westland Branch), for a total of 32.7 miles. The rail lines being acquired from PC&Y are: (I) between milepost 0.0, at McKees Rocks, and milepost 7.5, at Carnegie; (ii) between milepost 8.9, at Woodville Station, and milepost 10.3 at Collier.

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Township; (iii) between milepost 0.0, at McKees Rocks, and milepost 6.5, at Neville Island (Neville Island Branch); and (iv) between milepost 0.0, at Collier Township, and milepost 0.6, at Collier Township.(Painter's Run Branch), for a total of 16.0 miles. PIR also seeks to acquire incidental trackage rights over .80 miles of rail line owned by CSX Transportation, Inc., between milepost 1.7 and milepost 2.5 at Neville Island.

The purpose of these trackage rights are to connect the PC&Y's rail lines being acquired by PIR.

The parties intended to consummate the proposed transaction on December 6, 1996.

This transaction is related to S.B. Finance Docket No. 33309, RailTex, Inc.--Continuance in Control Exemption-m Pittsburgh Industrial Railroad, Inc., where RailTex, Inc. will continue to control PIR, upon it

becoming a Class III rail carrier.

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 S.B. Finance Docket No. 33308, must be filed with the Surface Transportation Board,- Office of the Secretary, Case

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Control Branch, 1201 Constitution Avenue, NW Washington, DC 20423.

In addition, a copy of each pleading must be served on Karl Morell, Esq., Ball Janik LLP, Suite 225 . , 1455 F Street, NW, Washington, D.C. 20005.

Decided: December 20,

By the Board, David M. Kon schnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary