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SERVICE DATE - OCTOBER 1, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33658]

The New York & Ogdensburg Railway Company, Inc.--Lease and Operation Exemption--  
Ogdensburg Bridge & Port Authority

The New York & Ogdensburg Railway Company, Inc. (NYOG), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to lease from the Ogdensburg Bridge & Port Authority (OBPA) and operate approximately 32.0 miles of rail line. The rail lines to be leased are two connecting lines: (1) between milepost 0.0 at Ogdensburg, NY, and milepost 25.2 at Norwood, NY; and (2) between milepost 0.0 at Norwood, NY, and milepost 6.8+/- at Norfolk/Raymondville, NY. NYOG will become a Class III rail carrier.<sup>1</sup>

The transaction was scheduled to be consummated on or after  
September 15, 1998.

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<sup>1</sup> By this notice of exemption, NYOG and OBPA are giving notice, under 49 CFR 1150.31(a)(3) of their mutual intent to effect a change in operators on the subject rail lines. Common carrier service of the rail lines is currently provided by the St. Lawrence & Raquette River Railroad (SLRR) pursuant to Finance Docket No. 31653, St. Lawrence & Raquette River Railroad--Lease and Operation Exemption--Lines in New York (served May 17, 1990). NYOG has supplied evidence of SLRR's desire to terminate its operations over the line and to facilitate transfer to a new service provider prior to the end of September 1998.

NYOG states that its revenues will not exceed those that would qualify it as a Class III rail carrier and its revenues are not projected to exceed \$5 million.

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. 33658, 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, a copy of each pleading must be served on Robert A. Wimbish, 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](http://WWW.STB.DOT.GOV).”

Decided: September 24, 1998.

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

Vernon A. Williams

Secretary