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SERVICE DATE - FEBRUARY 4, 1997

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33338]

Luzerne and Susquehanna Railway Company--Lease and Operation  
Exemption--Luzerne County Rail Corporation, F & L Realty,  
Inc., and SLIBCO Utilities, Inc.

Luzerne and Susquehanna Railway Company (LS), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease and operate certain lines of Luzerne County Rail Corporation (LCRC), F & L Realty, Inc. (F & L), and SLIBCO Utilities, Inc. (SLIBCO), located in Luzerne and Lackawanna Counties, PA. The proposed transaction was to have been consummated as soon as possible after the January 20, 1997 effective date of the exemption.

The lines involved are described as follows:

(1) approximately 1.7 miles of rail line owned by LCRC and F & L between milepost 10.0 at the north side of Montage Road Crossing and milepost 10.5 at Little Virginia (the Dunmore Secondary Track); and between milepost 3.7 at Little Virginia and milepost 2.5 at Runaround Switch (the Brady Industrial Track); and (2) the Minooka Industrial Track owned by SLIBCO for its entire 1.5-mile length from

Runaround Switch to the end of the track at Davis Street (the Minooka line). LS will lease and operate rail lines totaling approximately 3.2 miles.

If the 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. 33338, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423 and served on: Eric B. Lee, Esq., 501 Plaza Drive, Vestal, NY 13850.

Decided: January 27, 1997.

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

Vernon A. Williams  
Secretary