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(Sub 77)

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BUSINESS

**ENVIRONMENTAL
DOCUMENT**

IORY-3



BEFORE THE
SURFACE TRANSPORTATION BOARD

STB FINANCE DOCKET NO. 33388 (SUB-NO. 77)

INDIANA & OHIO RAILWAY COMPANY
--TRACKAGE RIGHTS--
CONSOLIDATED RAIL CORPORATION, CSX TRANSPORTATION, INC. AND
NORFOLK SOUTHERN RAILWAY COMPANY

ENVIRONMENTAL VERIFIED STATEMENT

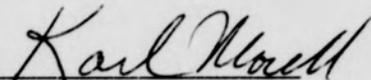
Indiana & Ohio Railway Company ("IORY"), pursuant to Decision No. 6 (served May 30, 1997) and Decision No. 38 (served September 18, 1997), hereby submits its Environmental Verified Statement.

In its Description of Anticipated Responsive Application (IORY-2), IORY stated that it anticipated seeking trackage rights over certain described rail lines in Ohio and Indiana. The grant of those trackage rights to IORY will have no significant environmental impact.

The proposed trackage rights will not result in significant changes in carrier operation. There will not be a diversion of: (1) more than 1,000 rail carloads a year to motor carriage; or (2) an average of 50 carloads per mile per year for any part of this line to motor carriage. The granting of the trackage rights will also not result in: (1) an increase in rail traffic of at least 100 percent or an increase of at least eight trains a day on any segment of the line; (2) an increase in rail yard activity of at least 100 percent; or (3) an average increase in truck traffic of more than 10 percent of the average daily traffic or 50 vehicles a day. To the extent that the trackage rights

affect a class I or nonattainment area under the Clean Air Act, they will not result in: (1) an increase in rail traffic of at least 50 percent or an increase of at least three trains a day on any segment of the line; (2) an increase in rail yard activity of at least 20 percent; or (3) an average increase in truck traffic of more than 10 percent of the average daily traffic or 50 vehicles a day. Accordingly, no environmental documentation is required for IORY's filing in this proceeding pursuant to the provisions of 49 C.F.R. 1105.6(c)(2).

Respectfully submitted,



KARL MORELL
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Washington, D.C. 20005
(202) 638-3307

Attorney for:
INDIANA & OHIO
RAILWAY COMPANY

Dated: October 1, 1997

VERIFICATION

STATE OF TEXAS)
) ss.
COUNTY OF BEXAR)

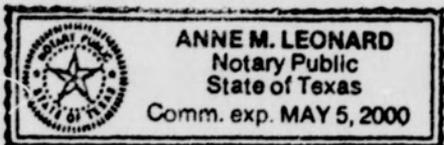
I, Bruce M. Flohr, being duly sworn depose and state that I am President of Indiana & Ohio Railway Company, that I am authorized to make this verification, and that I have read the foregoing Environmental Verified Statement and know the facts asserted therein are true and accurate to the best of my knowledge, information, and belief.

Bruce M. Flohr
Bruce M. Flohr

SUBSCRIBED AND SWORN TO before me this 30th day of September, 1997.

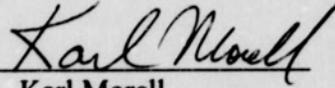
My Commission Expires: MAY 5, 2000

Anne M. Leonard
Notary Public



CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of October, 1997, I caused a copy of the foregoing Environmental Verified Statement to be served by first class mail, postage prepaid, on Administrative Law Judge Jacob Leventhal and all parties of record in STB Finance Docket No. 33388.



Karl Morell