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ALBANY PORT RAILROAD CORP. 1978

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annual report

Albany Port Railroad Corporation
40 Beaver Street
Albany, New York 12207

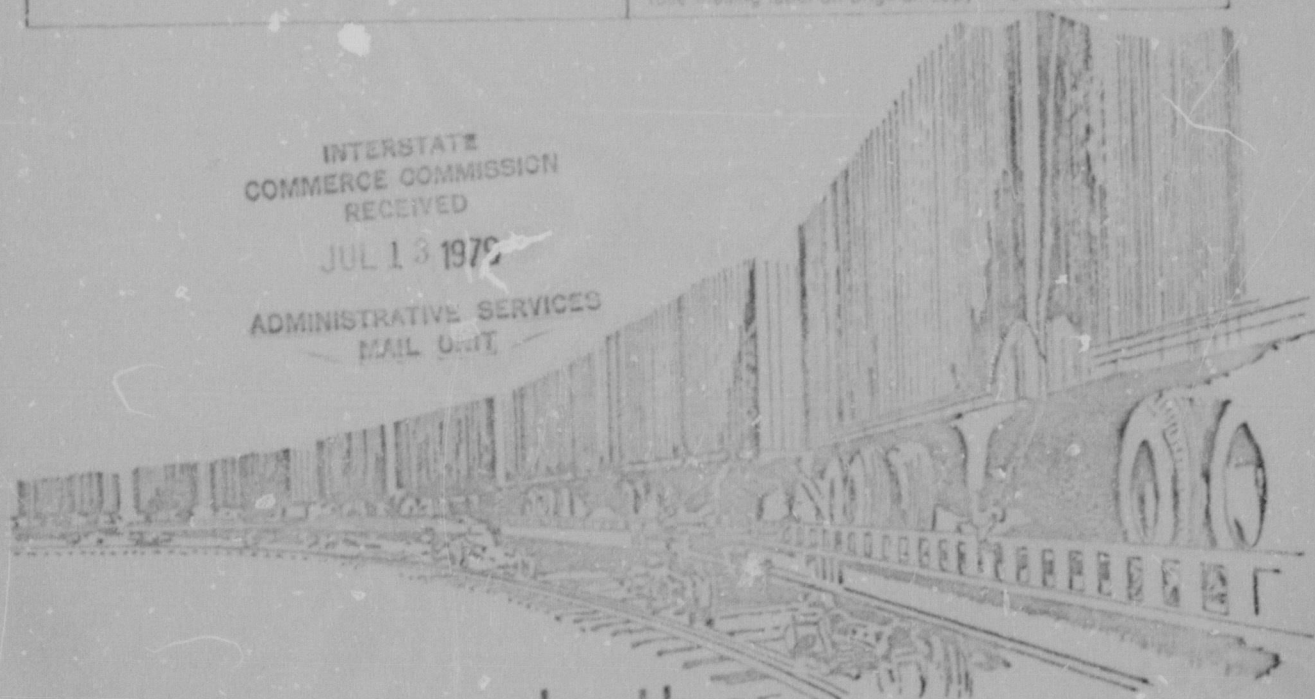
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INTERSTATE
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ADMINISTRATIVE SERVICES
MAIL UNIT



to the
Interstate Commerce Commission
for the year ended December 31, 1978

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A. SCHEDULES OMITTED BY RESPONDENT

1. The respondent, at it's option, may omit pages from this report provided there is nothing to report or the schedules are not applicable.
2. Show below the pages excluded and indicate the schedule number and title in this space provided below.
3. If no schedules were omitted indicate "NONE".

Page

Schedule No.

Title

NONE

1. IDENTIFICATION OF RESPONDENT

Albany Port

1. Give the exact name* by which the respondent was known in New York at the close of the year

Railroad Corporation

2. State whether or not the respondent made an annual report to the Interstate Commerce Commission for the preceding year, or for any part thereof. If so, in what name was such report made? NO REPORT WAS MADE

3. If any change was made in the name of the respondent during the year, state all such changes and the dates on which they were made
NO CHANGE

4. Give the location (including street and number) of the main business office of the respondent at the close of the year

40 Beaver Street, Albany, New York 12207

5. Give the titles, names, and office addresses of all general officers of the respondent at the close of the year. If there are persons who are recognized as in the controlling management in the field, give also their names and titles, and the location of their offices

Line No.	Title of general officer	Name and office address of person holding office at close of year
(a)	(b)	
1	President	Charles R. McKenna, New Haven, Conn.
2	Vice president	James T. Colpoys, Albany, New York
3	Secretary	Donald R. Powell, Philadelphia, Pa.
4	Treasurer	Ralph T. Murray, Albany, New York
5	Controller or auditor	
6	Attorney or general counsel	George H. Kleinberger, Albany, N.Y.
7	General manager	Joseph C. Castick, Albany, New York
8	General superintendent	
9	General freight agent	
10	General passenger agent	
11	General land agent	
12	Chief engineer	
13		

6. Give the names and office addresses of the several directors of the respondent at the close of the year, and the dates of expiration of their respective terms

Line No.	Name of director	Office address	Term expires
(a)	(b)	(c)	
14	Charles R. McKenna	New Haven, Conn.	8/79
15	Albert M. Baldwin	Philadelphia, Pa.	8/79
16	James R. Williams	Albany, New York	8/79
17	Thomas E. O'Brien	Albany, New York	8/79
18			
19			
20			
21			
22			
23			

7. Give the date of incorporation of the respondent 7/8/15

8. State the character of business, power used, class 3 1

9. Give the full name of the respondent's principal office, or principal place of business, and the date of its organization. If more than one, give all such names, dates of organization, and all other places where the respondent has offices, and the dates of their organization. If in bankruptcy, give name, of liquidation and date of beginning of receivership or trusteeship and of appointment of receiver or trustee

State of Delaware

10. State whether or not the respondent is a corporation, partnership, or other legal entity, and if so, under what laws it was organized. If it is a corporation, state the date of its organization, and the name of the state or country in which it was organized. If it is a partnership, state the date of its organization, and the name of the state or country in which it was organized. If it is a legal entity, state the date of its organization, and the name of the state or country in which it was organized.

11. Give the names and office addresses of the several directors of the respondent at the close of the year, and the dates of expiration of their respective terms. If more than one, give all such names, dates of expiration, and the location of their offices.

12. Give the names and office addresses of the several officers of the respondent at the close of the year, and the dates of expiration of their respective terms. If more than one, give all such names, dates of expiration, and the location of their offices.

*The respondent is a corporation organized under the laws of the State of Delaware, and is a member of the Delaware and Hudson Railway Co. and Consolidated Rail Corp. title to capital stock.

13. Give the names and office addresses of the several officers of the respondent at the close of the year, and the dates of expiration of their respective terms. If more than one, give all such names, dates of expiration, and the location of their offices.

167. STOCKHOLDERS

Give the names of the 30 security holders of the respondent who, as the date of the latest closing of the stock book or compilation of list of stockholders of the respondent (if within 1 year prior to the actual filing of this report), had the highest voting powers in the respondent, showing for each his address, the number of votes which he would have had a right to cast on that date had a meeting then been in order, and the classification of the number of votes to which he was entitled, with respect to securities held by him, such securities being classified as common stock, second preferred stock, first preferred stock, and other securities, stating in a footnote the names of such other securities (if any). If any such holder held in trust, give in a footnote the particulars of the trust. In the case of voting trust agreements give, as supplemental information in schedule No. 70S, the names and addresses of the 30 largest holders of the voting trust certificates and the amount of their individual holdings. If the stock book was not closed or the list of stockholders compiled within such year, show such 30 security holders as of the close of the year.

Line No.	Name of security holder	Address of security holder	NUMBER OF VOTES, CLASSIFIED WITH RESPECT TO SECURITIES ON WHICH BASED				
			Number of votes in which security holder was entitled	Stocks			Other securities with voting power
				Common	Preferred		
					Second	First	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Delaware & Hudson Railway Co.	Alb., NY	500	500			
2	Consolidated Rail Corp.	Phila. Pa. 19104	500	500			
3							
4							
5							
6							
7							
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30							

Footnotes and Remarks

STOCKHOLDERS REPORTS

1. The respondent is required to send to the Bureau of Accounts, immediately upon preparation, two copies of its latest annual report to stockholders.

Check appropriate box:

☒ Two copies are attached to this report.

☐ Two copies will be submitted

(date)

☐ No annual report to stockholders is prepared.

209. COMPARATIVE STATEMENT OF FINANCIAL POSITION - ASSETS

Line No.	Item (a)	Respondent Only	
		Balance at Close of Year (b)	Balance at Beginning of Year (c)
	CURRENT ASSETS	\$	\$
1	Cash	37,391	
2	Temporary Cash Investments	x	
3	Special Deposits	x	
4	Accounts Receivable	210,603	
5	Less: Allowance for Uncollectible Accounts	38,659	
6	Accumulated Deferred Income Tax Charges	x	
7	Other Current Assets	x	
8	Total Current Assets	209,335	
	OTHER ASSETS		
9	Special Funds		
10	Other Investments and Advances - (Less Allowances and adjustments \$)		
11	Other Assets (Less Depreciation and Amortization \$)		
12	Other Deferred Debits		
13	Total Other Assets		
	ROAD AND EQUIPMENT		
14	Road and Equipment Property and Improvements on Leased Property	14,135	
15	Less: Accumulated Depreciation and Amortization	(2,892)	
16	Net Road and Equipment	11,243	
17	Total Assets	220,578	
	CURRENT LIABILITIES		
18	Loans and Notes Payable	x	
19	Accounts Payable	184,900	
20	Interest and Dividends Payable	x	
21	Federal Income Taxes Accrued	x	
22	Other Taxes Accrued NYS Franchise Tax	6,000	
23	Other Current Liabilities	14,554	
24	Equipment Obligations and Other long-term Debt Due Within One Year	x	
25	Total Current Liabilities	205,454	
	NON CURRENT LIABILITIES		
26	Funded Debt Unmatured		
27	Equipment Obligations		
28	Capitalized Lease Obligations		
29	Accumulated Deferred Income Tax Credits		
30	Other Long-term Liabilities and Deferred Credits	50,000	
31	Total Non-current Liabilities	50,000	
	SHAREHOLDERS' EQUITY		
32	Capital Stock		
33	Common Stock	5,000	
34	Preferred Stock	x	
35	Discount on Capital Stock	x	
36	Additional Capital	5,000	

250. COMPARATIVE STATEMENT OF FINANCIAL POSITION - LIABILITIES AND SHAREHOLDERS' EQUITY-Continued

Line No.	Item (a)	Respondent Only	
		Balance at Close of Year (b)	Balance at Begin- ning of Year (c)
	SHAREHOLDERS' EQUITY-Continued	\$	\$
	Retained Earnings:		
36	Appropriated	x	
37	Unappropriated	(44,876)	
38	Net unrealized Loss on Noncurrent Marketable Equity Securities	x	
39	Less: Treasury Stock		
40	Net Shareholders' Equity	(34,876)	
41	Total Liabilities and Shareholders' Equity	220,578	

None

200. COMPARATIVE STATEMENT OF FINANCIAL POSITION - EXPLANATORY NOTES

The notes listed below are provided for the purpose of disclosing supplementary information concerning matters which have an important effect on the financial condition of the carrier. The carrier shall give the particulars called for herein and where there is nothing to report, insert the word "none". And in addition thereto shall enter in separate notes with suitable particulars other matters involving material amounts of the character commonly disclosed in financial statements under generally accepted accounting and reporting principles, except as shown in other schedules. This includes explanatory statements explaining (1) service interruption insurance policies and indicate the amount of indemnity to which respondent will be entitled for work stoppage losses and the maximum amount of additional premium respondent may be obligated to pay in the event such losses are sustained by other railroads; (2) particulars concerning obligations for stock purchase options granted to officers and employees; and (3) what entries have been made for net income or retained income restricted under provisions of mortgages and other arrangements.

1. Amount (estimated, if necessary) of net income or retained income which has to be provided for capital expenditures, and for sinking and other funds pursuant to provisions of reorganization plans, mortgages, deeds of trust, or other contracts. \$ none

2. Estimated amount of future earnings which can be realized before paying Federal income taxes because of unused and available net operating loss carryover on January 1 of the year following that for which the report is made. \$ 4,876

3. (a) Explain the procedure in accounting for pension funds and recording in the accounts the current and past service pension costs, indicating whether or not consistent with the prior year. none

(b) State amount, if any, representing the excess of the actuarially computed value of vested benefits over the total of the pension fund. N/A

(c) Is any part of pension plan funded? Specify Yes No N/A

(i) If funding is by insurance, give name of insuring company

(ii) If funding is by trust agreement list trustee(s)

Date of trust agreement or latest amendment

If respondent is affiliated in any way with the trustee(s), explain affiliation:

(d) List affiliated companies which are included in the pension plan funding agreement and describe basis for allocating charges under the agreement. N/A

(e)(i) Is any part of the pension plan fund invested in stock or other securities of the respondent or any of its affiliates? Specify Yes No N/A

If yes, give number of the shares for each class of stock or other security:

(ii) Are voting rights attached to any securities held by the pension plan? Specify Yes No If yes, who determines how stock is voted?

4. State whether a segregated political fund has been established as provided by the Federal Election Campaign Act of 1971 (18 U.S.C. 610). YES NO X

210. RESULTS OF OPERATIONS

INSTRUCTIONS

1. Disclose the requested information for the respondent pertaining to the results of operations for the year.
2. List dividends from investments accounted for under the cost method on the appropriate line under subsection "Other Income." List dividends accounted for under the equity method on the appropriate line under the "Income from Affiliated Companies" subsection of this schedule.
3. All contra entries hereunder should be indicated in parenthesis.

210. RESULTS OF OPERATIONS		
Line No.	Item (a)	Amount for Current Year (b)
	ORDINARY ITEMS	\$
	OPERATING INCOME	
	Railway Operating Income	
1	Freight	786,140
2	Passenger	x
3	Other	2,525
4	Total Railway Operating Revenues	788,665
5	Railway Operating Expenses	827,111
6	Net Revenue from Railway Operations	(38,446)
	OTHER INCOME	
7	Dividend income	x
8	Interest income	x
9	Other income, Other	x
	Income from affiliated companies:	
10	Dividends	x
11	Equity in undistributed earnings (losses)	x
12	Total other income (Lines 7-11)	0
13	Total income (Lines 6, 12)	(38,446)
	OTHER DEDUCTIONS	
14	Miscellaneous deductions from income	x
15	Fixed charges	x
	UNUSUAL OR INFREQUENT ITEMS	
16	Unusual or infrequent items (debit) credit	x
17	Income (loss) from continuing operations (before income taxes) (Line 13 less Lines 14-16)	(38,446)
	PROVISIONS FOR INCOME TAXES	
	Income taxes on ordinary income:	
18	Federal income taxes	x
19	State income taxes	(6,430)
20	Other income taxes	x
21	Provisions for deferring income taxes	x
22	Income before extraordinary items (Line 17 less Lines 18-22)	(44,876)
	EXTRAORDINARY ITEMS AND ACCOUNTING CHANGES	
23	Extraordinary items (net)	x
24	Income taxes on extraordinary items	x
25	Provisions for deferred taxes - Extraordinary items	x
26	Total extraordinary items (Lines 23-25)	0
27	Cumulative effect of changes in accounting principles	0
28	(Less applicable income taxes of \$)	x
29	Net income	(44,876)

210. RESULTS OF OPERATIONS - Continued

Line No.	Item	Amount for Current Year (b)
RECONCILIATION OF NET RAILWAY OPERATING INCOME (NROI)		
30	Net revenues from railway operations	(38446)
31	Income taxes on ordinary income	
32	Provisions for deferred income taxes	
33	Income from Lease of Road and Equipment	
34	Rent for leased Roads and Equipment	
35	Net Railway Operating Income	(37446) 1000
	Ton-miles, Revenue Freight (in thousands)	(+ 37446)

33B. ROAD AND EQUIPMENT PROPERTY

- 1 Give particulars of changes during the year in Road and Equipment property, and Improvements on leased property.
- 2 Gross charges during the year should include disbursements made for the specific purpose of purchasing, constructing, and equipping new lines, extensions of old lines, and for additions and betterments. Both the debit and credit involved in each transfer, adjustment, or clearance between road and equipment accounts, should be included in columns (c) and (d), as may be appropriate, depending on the nature of the item. Adjustment in excess of \$100,000 should be explained.
- 3 Report on line 35 amounts not includable in the primary road accounts. The items reported should be briefly identified and explained in a footnote on page 10.

Line No.	ITEM (a)	Balance at beginning of year (b)	Gross charges during year (c)	Credits for property retired during year (d)	Balance at close of year (e)	Accrued depreciation at close of year (f)
1 (1)	Engineering					
2 (2)	Land for transportation purposes					
3 (2 1/2)	Other right-of-way expenditures					
4 (3)	Grading					
5 (5)	Tunnels and subways					
6 (6)	Bridges, trestles, and culverts					
7 (7)	Elevated structures					
8 (8)	Ties					
9 (9)	Rails					
10 (10)	Other track material					
11 (11)	Ballast					
12 (12)	Track laying and surfacing					
13 (13)	Fences, snowsheds, and signs					
14 (16)	Station and office buildings		3369		3369	253
15 (17)	Roadway buildings					
16 (18)	Water stations					
17 (19)	Fuel stations					
18 (20)	Shops and enginehouses					
19 (21)	Grain elevators					
20 (22)	Storage warehouses					
21 (23)	Wharves and docks					
22 (24)	Coal and ore wharves					
23 (25)	TOFC/COFC terminals					
24 (26)	Communication systems		5720		5720	1798
25 (27)	Signals and interlockers					
26 (29)	Power plants					
27 (31)	Power-transmission systems					
28 (35)	Miscellaneous structures					
29 (37)	Roadway machines					
30 (38)	Roadway small tools					
31 (39)	Public improvements - Construction					
32 (43)	Other expenditures - Road					
33 (44)	Shop machinery					
34 (45)	Power plant machinery					
35	Other (specify and explain)					
36	Total Expenditures for Road		9089		9089	2051
37 (52)	Locomotives					
38 (53)	Freight-train cars					
39 (54)	Passenger-train cars					
40 (55)	Highway revenue equipment					
41 (56)	Floating equipment					
42 (57)	Work equipment					
43 (58)	Miscellaneous equipment	-0-	5046	x	5046	841
44	Total Expenditures for Equipment	-0-	5046	x	5046	841

330. ROAD AND EQUIPMENT PROPERTY--Continued

Line No.	ITEM (a)	Balance at beginning of year (b)	Gross charges during year (c)	Credits for property retired during year (d)	Balance at close of year (e)	Accrued depreciation at close of year (f)
45 (71)	Organization expenses					
46 (76)	Interest during construction					
47 (77)	Other expenditures - General					
48	Total General Expenditures	none				
49	Total					
50 (80)	Other elements of investments					
51 (90)	Construction work in progress					
52	Grand Total:	-0-	14,135	-0-	14,135	2,892

704. IMPORTANT CHANGES DURING THE YEAR

Hereunder state the following matters, substantiating the statements in accordance with the inquiries, and if no changes of the character below indicated occurred during the year, state that fact. Changes in mileage should be stated to the nearest hundredth of a mile. If any changes reportable in this schedule occurred under authority granted by the Commission in certificates of convenience and necessity, issued under paragraphs (18) to (22) of section 1 of the Interstate Commerce Act or otherwise, specific reference to such authority should in each case be made by docket number or otherwise, as may be appropriate.

1. All portions of road put in operation or abandoned, giving (a) termini, (b) length of road, and (c) dates of beginning operations or of abandonment.
2. All other important physical changes, including herein all new tracks built.*
3. All households acquired or surrendered, giving (a) dates, (b) length of terms, (c) names of parties, (d) rents, and (e) other conditions.
4. All agreements for trackage rights acquired or surrendered, giving (a) dates, (b) length of terms, (c) names of parties, (d) rents, and (e) other conditions.
5. All consolidations, mergers, and reorganizations effected, giving particulars.
6. All stocks issued, giving (a) purposes for which issued, (b) names of stocks, and (c) amounts issued, and describing (d) the actual consideration realized, giving (e) amounts and (f) values; give similar information concerning all stocks retired (if any).
7. All funded debt issued, giving (a) purposes for which issued, (b) names of securities and (c) amounts issued, and describing (d) the actual consideration realized, giving (e) amounts and (f) values; also give particulars concerning any funded debt paid or otherwise retired, stating (a) date acquired, (b) date retired or canceled, (c) par value of amount retired.
8. All other important financial changes.
9. All changes in and all additions to franchise rights, describing fully (a) the actual consideration given therefor, and stating (b) the parties from whom acquired, if no consideration was given, state that fact.
10. In case the respondent has not yet begun operation, and no construction has been carried on during the year, state fully the reasons therefor.
11. All additional matters of fact (not elsewhere provided for) which the respondent may desire to include in its report.

None

*If returns under items 1 and 2 include any first main track owned by respondent representing new construction or permanent abandonment give the following particulars:

Miles of road constructed

Miles of road abandoned

The item "Miles of road constructed" is intended to show the mileage of first main track laid to extend respondent's road, and should not include tracks relocated and tracks laid to shorten the distance between two points, without serving any new territory.

710. INVENTORY OF EQUIPMENT

INSTRUCTIONS

1. Give particulars of each of the various classes of equipment which respondent owned or leased during the year.
2. In column (c) give the number of units of equipment purchased, built in company shops, or otherwise acquired.
3. Units leased to others for a period of one year or more are reportable in column (f); units temporarily out of respondent's service and rented to others for less than one year are to be included in column (e); units rented from others for a period less than one year should not be included in column (f). Units installed during the year and subsequently leased to others for a year or more should be shown as added in column (c), as retired in column (d), and included in column (f).
4. For reporting purposes, a "locomotive unit" is a self-propelled vehicle generating or converting energy into motion, and designed solely for moving other equipment. An "A" unit is the least number of wheel bases with superstructure designed for use singly or as a lead locomotive unit in combination with other locomotive units. A "B" unit is similar to an "A" unit, but not equipped for use singly or as a lead locomotive unit. A "B" unit may be equipped with hostler controls for independent operating at terminals.
5. A "self-propelled car" is a rail motor car propelled by electric motors receiving power from third rail or overhead, or internal combustion engines located on the car itself. Trailers equipped for use only in trains of cars that are self-propelled are to be included as self-propelled equipment.
6. A "Diesel" unit includes all units propelled by diesel internal combustion engines irrespective of final drive, and whether power may at times be supplied from external conductor. Units other than diesel-electric, e.g., diesel-hydraulic, should be identified in a footnote giving the number and a brief description. An "Electric" unit includes all units which receive electric power from an overhead contact wire or third rail, and use the power to drive one or more electric motors that propel the vehicle. An "Other self-powered unit" includes all units other than diesel or electric, e.g., steam, gas turbine. Show the type of unit, service and number, as appropriate, in a brief description sufficient for positive identification. An "Auxiliary unit" includes all units used in conjunction with locomotives but which draw their power from the "mother" unit, e.g., boosters, slugs, etc.
7. Column (h) should show aggregate capacity for all units reported in column (g), as follows: For locomotive units, report the manufacturers' rated horsepower, the maximum continuous power output from the diesel engine or engines delivered to the main generator or generators for tractive purposes, or tractive effort of steam locomotive units; for freight-train cars report the nominal capacity (in tons of 2,000 lbs.) as provided for in Rule 86 of the AAR Code of Rules Governing Cars in Interchange. Convert the capacity of tank cars to capacity in tons of the commodity which the car is intended to carry customarily; for passenger-train cars report the number of passenger seats available for revenue service, coupling one passenger to each berth in sleeping cars.

UNITS OWNED, INCLUDED IN INVESTMENT ACCOUNT, AND LEASED FROM OTHERS

Line No.	Item	Units in service of respondent at beginning of year	Number added during year	Number retired during year	Number at close of year			Aggregate capacity of units reported in col. (g) (see ins. 7)	Number leased to others at close of year
					Owned and used	Leased from others	Total in service of respondent (e + f)		
	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
LOCOMOTIVE UNITS									
1	Diesel-Freight..... A units							(h.p.)	
2	Diesel-Freight..... B units								
3	Diesel-Passenger..... A units								
4	Diesel-Passenger..... B units								
5	Diesel-Multiple purpose..... A units								
6	Diesel-Multiple purpose..... B units								
7	Diesel-Switching..... A units	1				1	1	1,000 H.P.	
8	Diesel-Switching..... B units								
9	Total (lines 1-8).....	1				1	1	XXXXXX	
10	Electric-Locomotives.....								
11	Other self-powered units.....								
12	Total (lines 9, 10 and 11).....	1				1	1	XXXXXX	
13	Auxiliary units.....								
14	Total Locomotive Units (lines 12 and 13).....	1				1	1	XXXXXX	

720. TRACKS

(1) Show, by State, total mileage of tracks owned and operated by respondent None *

(2) Show, by State, mileage of tracks owned but not operated by respondent: First main track None
 second and additional main tracks none industrial tracks none
 yard track and sidings none total, all tracks none (t)

(3) Road is completed from (Line Haul Railways only)* N/A to Total distance, miles.

(4) Road located at (Switching and Terminal Companies only)* Port of Albany, New York

(5) Gage of track Standard 4 ft 8½ in

(6) Weight of rail 90 lb. per yard.

(7) Kind and number per mile of cross-ties Hardwood treated relay-2880 per mile

(8) State number of miles electrified: First main track none; second and additional main tracks none
 passing tracks, cross-overs, and turn-outs none; yard switching tracks none; yard switching tracks none

(9) Ties applied in replacement during year: Number of cross-ties 727; average cost per tie, \$ 18.22; number of feet (B.M.) of switch and bridge ties 386 ft. switch tie; average cost per M feet (B.M.), \$ not available

(10) Rail applied in replacement during year: Tons (2,000 pounds) 42.12; Weight per yard 90 lbs.; average cost per ton, \$ 153.85

*Insert names of places.

(t) Mileage should be stated to the nearest whole mile.

*the corporation leases approximately 16.5 miles of track from the Albany Port District Commission.

Correspondence

Corrections

VERIFICATION

The foregoing report must be verified by the oath of the officer having control of the accounting of the respondent. It should be verified, also, by the oath of the president or other chief officer of the respondent, unless the respondent states on the last preceding page of this report that such chief officer has no control over the accounting of the respondent. The oath required may be taken before any person authorized to administer an oath by the laws of the State in which the same is taken.

OATH

person

(To be made by the ~~person~~ having control of the accounting of the respondent)

State of NEW YORK

County of ALBANY
*Max Zuckerman

Certified Public Accountant

(Insert here the name of the affiant)

makes oath and says that he is

(Insert here the official title of the affiant)

of Albany Port Railroad Corporation

(Insert here the exact legal title or name of the respondent)

that it is his duty to have supervision over the books of account of the respondent and to control the manner in which such books are kept; that he knows that such books have, during the period covered by the foregoing report, been kept in good faith in accordance with the accounting and other orders of the Interstate Commerce Commission, effective during the said period; that he has carefully examined the said report, and to the best of his knowledge and belief the entries contained in the said report have, so far as they relate to matters of account, been accurately taken from the said books of account and are in exact accordance therewith; that he believes that all other statements of fact contained in the said report are true, and that the said report is a correct and complete statement of the business and affairs of the above-named respondent during the period

of time from and including January 1, 1978 to and including December 31, 1978

*respondent retains Max J. Zuckerman, CPA, for accounting services.

Max J. Zuckerman
(Signature of affiant)

Subscribed and sworn to before me, a Notary Public

in and for the State and

county above named, this

29th

day of

June

1979

My commission expires

3/31/80

MICHAEL F. RAY
Notary Public, State of New York
No. 4677351
Residing in Albany County
Commission Expires March 31, 1980

Michael F. Ray
(Signature of officer authorized to administer oaths)

SUPPLEMENTAL OATH

(By the president or other chief officer of the respondent)

State of Connecticut

County of New Haven
C. R. McKenna

President

(Insert here the name of the affiant)

(Insert here the official title of the affiant)

of Albany Port Railroad Corporation

(Insert here the exact legal title or name of the respondent)

that he has carefully examined the foregoing report; that he believes that all statements of fact contained in the said report are true, and that the said report is a correct and complete statement of the business and affairs of the above-named respondent and the operation of its property during

the period of time from and including January 1, 1978 to and including December 31, 1978

C. R. McKenna
(Signature of affiant)

Subscribed and sworn to before me, a

Notary Public

in and for the State and

county above named, this

5th

day of

July

1979

My commission expires

March 31, 1984

Marilyn Balise
(Signature of officer authorized to administer oaths)