

handle empties via the reverse route.<sup>1</sup> The movements to APC water served destinations are in addition to the coal movements for TVA water served destinations authorized in STB Finance Docket No. 33441. The APC movements will be made pursuant to PAL Tariff A-1097 through December 31, 1999, and thereafter under contract PAL-C-0928.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7). If it 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. 33441 (Sub-No. 1), must be

<sup>1</sup> P&L was previously granted trackage rights to handle movements of coal over the same trackage for barge movements to Tennessee Valley Authority (TVA) water served destinations, and to handle empties over the reverse route. See *Paducah & Louisville Railway—Trackage Rights Exemption—CSX Transportation, Inc.*, STB Finance Docket No. 33441 (STB served Aug. 27, 1997).

filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW, Washington, DC 20423-0001. In addition, one copy of each pleading must be served on (1) J. Thomas Garrett, Esq., Paducah & Louisville Railway, 1500 Kentucky Avenue, Paducah, KY 42003, and (2) Fred R. Birkholz, Esq., CSX Transportation, Inc., 500 Water Street, J-150, Jacksonville, FL 32202.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: October 7, 1999.

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

**Vernon A. Williams,**  
*Secretary.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Finance Docket No. 30186 (Sub-No. 3)]

### Tongue River Railroad Company, Construction and Operation of the Western Alignment in Rosebud and Big Horn Counties, MT

AGENCY: Surface Transportation Board,  
DOT.

**ACTION:** Notice of Correction.

**SUMMARY:** This corrects the Notice of Availability of a Draft Programmatic Agreement and Request for Comments that the Surface Transportation Board's Section of Environmental Analysis published on October 8, 1999. As shown above, the correct docket number for this proceeding is Finance Docket No. 30186 (Sub-No. 3). All other information in the notice is correct.

**DATES:** October 8, 1999.

**FOR FURTHER INFORMATION CONTACT:**

Dana G. White, Section of Environmental Analysis, Surface Transportation Board, 1925 K Street, NW, Washington, DC 20423, (202) 565-1552 (TDD for the hearing impaired (202) 565-1695).

By the Board, Elaine K. Kaiser, Chief, Section of Environmental Analysis.

**Vernon A. Williams,**  
*Secretary.*

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