

INTERSTATE COMMERCE COMMISSION

[Docket No. AB-418 (Sub-No. 1X)]

Cooperstown and Charlotte Valley Railway Corporation—Abandonment Exemption—in Otsego County, NY

Cooperstown and Charlotte Valley Railway Corporation (CCV), a subsidiary of Delaware Otsego Corporation, has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon its entire 15.49-mile line of railroad, between milepost 16.0, at Cooperstown Junction, and milepost 0.51, at Cooperstown, in Otsego County, NY.

CCV has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Commission or with any U.S. District Court or has been decided in favor of the complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

In its verified notice, applicant said that it "recognizes that this abandonment will be made subject to the customary employee protective conditions imposed by the Commission." Where, as here, however, a railroad proposes to abandon its entire line of railroad, employee protective conditions are normally not imposed. Thus, consistent with Commission precedent, employee protective conditions will not be imposed here.¹

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on July 9, 1995, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,²

formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),³ and trail use/rail banking requests under 49 CFR 1152.29⁴ must be filed by June 19, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by June 29, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any pleading filed with the Commission should be sent to applicant's representative: Nathan R. Fenno, Cooperstown and Charlotte Valley Railway Corporation, 1 Railroad Ave., Cooperstown, NY 13326.

If the notice of exemption contains false or misleading information, the exemption is void *ab initio*.

CCV has filed an environmental report which addresses the effects of the abandonment, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by June 14, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA is available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: June 2, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-14200 Filed 6-8-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket Nos. AB-427X; AB-428X]

Crystal City Railroad, Inc.— Abandonment Exemption—in LaSalle, Zavala, and Dimmit Counties, TX; and Texas Railroad Switching, Inc.— Discontinuance of Service Exemption—in LaSalle, Zavala, and Dimmit Counties, TX

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemptions.

SUMMARY: The Commission, under 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 10903-10904 the abandonment by Crystal City Railroad, Inc., and discontinuance of service by Texas Railroad Switching, Inc., of 51.55 miles of rail line consisting of: (1) A 40.4-mile portion of the Crystal City branch line between milepost 107.0 west of Gardendale and milepost 147.4 near Crystal City; and (2) the 11.15-mile Carrizo Springs branch line between milepost 145.2 near Crystal City and milepost 156.35 near Carrizo Springs, in LaSalle, Zavala, and Dimmit Counties, TX, subject to standard labor protective conditions, an environmental condition, and a public use condition.¹

DATES: Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on July 9, 1995. Formal expressions of intent to file an offer² of financial assistance under 49 CFR 1152.27(c)(2) must be filed by June 19, 1995; petitions to stay must be filed by June 26, 1995; requests for a public use condition must be filed by June 29, 1995; and petitions to reopen must be filed by July 5, 1995.

ADDRESSES: Send pleadings referring to Docket Nos. AB-427X and AB-428X to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, NW., Washington, DC 20423; and (2) Thomas F. McFarland, Jr., 20 North Wacker Drive, Suite 3118, Chicago, IL 60606-3101.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

SUMMARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic

¹ The Commission will only consider imposing employee protective conditions in the context of an entire line abandonment when the evidence of record demonstrates the existence of: (1) a corporate affiliate that will continue substantially similar rail operations; or (2) a corporate parent that will realize substantial financial benefits over and above relief from the burden of deficit operations by its subsidiary railroad. See *Northhampton and Bath R. Co.—Abandonment*, 354 I.C.C. 784 (1978).

² A stay will be issued routinely by the Commission in those proceedings where an informed decision on environmental issues (whether raised by a party or by the Commission's

Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of the notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay involving environmental concerns is encouraged to file its request as soon as possible in order to permit the Commission to review and act on the request prior to the effective date of this exemption.

³ See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

⁴ The Commission will accept a late-filed trail use request as long as it retains jurisdiction to do so.

¹ CCR will retain the 1.86-mile portion of the Crystal City branch line between milepost 105.14 and milepost 107.0 near Gardendale, TX.

² See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue, NW, Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5271.]

Decided: May 31, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald.

Vernon A. Williams,

Secretary.

[FR Doc. 95-14199 Filed 6-8-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket Nos. AB-425; AB-426]

**Lone Star Railroad, Inc.—
Abandonment and Discontinuance of
Trackage Rights—in Wichita, Archer,
Baylor, Knox, Haskell and Jones
Counties, TX; and Southern Switching
Company—Discontinuance of
Service—in Wichita, Archer, Baylor,
Knox, Haskell and Jones Counties, TX**

The Commission has found that the public convenience and necessity permit: (1) In Docket No. AB-425, Lone Star Railroad, Inc. (Lone Star) to abandon a portion of its line of railroad between milepost 142.8 near Lanius, TX, and milepost 8.0 near Howard, TX, and to discontinue trackage rights over Burlington Northern Railroad Company (BN) between milepost 8.0 near Howard and milepost 0.0 at Valley Junction, TX, and from Valley Junction east for 331 feet to the switching point in Sunshine Yard, Wichita Falls, TX, a total distance of 142.86 miles in Wichita, Archer, Baylor, Knox, Haskell and Jones Counties, TX; and (2) in Docket No. AB-426, Southern Switching Company (Southern) to discontinue service that it performs over the 142.86-mile rail line pursuant to an operating agreement with Lone Star. The certificate will be issued 30 days after this publication unless the Commission finds that: (1) A financially responsible person has offered financial assistance (through subsidy or purchase) to enable rail service to continue; and (2) it is likely that the assistance would fully compensate the railroad.

Requests for public use conditions must be filed with the Commission and

applicants within 10 days after publication.

Any financial assistance offer must be filed with the Commission and applicants no later than 10 days from the publication of this Notice. The following notation shall be typed in bold face on the lower left-hand corner of the envelope containing the offer: "Office of Proceedings, AB-OFA". Any offer previously made must be remade within this 10-day period.

Information and procedures regarding financial assistance for continued rail service are contained in 49 U.S.C. 10905 and 49 CFR 1152.27. Requests for public use conditions must conform with 49 CFR 1152.28(a)(2).

Decided: May 26, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald.

Vernon A. Williams,

Secretary.

[FR Doc. 95-14198 Filed 6-8-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Information Collections Under Review

The Office of Management and Budget (OMB) has been sent the following collection(s) of information proposals for review under the provisions of the Paperwork Reduction Act (44 USC Chapter 35) and the Paperwork Reduction Reauthorization Act (44 USC Chapter 35) and the Paperwork Reduction Act since the last list was published. Entries are grouped into submission categories, with each entry containing the following information:

- (1) The title of the form/collection;
- (2) The agency form number, if any, and the applicable component of the Department sponsoring the collection.
- (3) Who will be asked or required to respond, as well as a brief abstract;
- (4) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond;
- (5) An estimate of the total public burden (in hours) associated with the collection; and,
- (6) An indication as to whether Section 3504(h) of Public Law 96-511 applies.

Comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to the OMB reviewer, Mr. Jeff Hill on (202) 395-7340 AND to the Department of Justice's Clearance Officer, Mr. Robert B. Briggs, on (202) 514-4319. If you anticipate commenting on a form/collection, but find that time to prepare such comments will prevent you from prompt submission, you should notify the OMB reviewer AND the Department of Justice Clearance Officer of your intent as soon as possible. Written comments regarding the burden estimate or any other aspect of the collection may be submitted to Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, AND to Mr. Robert B. Briggs, Department of Justice Clearance Officer, Systems Policy Staff/Information Resources Management/Justice Management Division Suite 850, WCTR, Washington, DC 20530.

New Collection

- (1) Inter-Agency Alien Witness and Informant Record.
 - (2) FORM I-854 (Attached). Immigration and Naturalization Service, United States Department of Justice.
 - (3) Primary: Federal Government. Others: Individuals or households. The FORM I/854 will be used by law enforcement agencies to bring alien witnesses and informants to the United States in an "S" nonimmigrant classification. Additionally, Form I-854 provides the Department of State, and the Immigration and Naturalization Service with the information necessary to identify the requesting law enforcement agency, the alien witness, and/or informant.
 - (4) 125 annual respondents at 4.25 hours per response.
 - (5) 531.25 annual burden hours.
 - (6) Not applicable under Section 3504(h) of Public Law 96-511.
- Public comment on this item is encouraged.

Dated: June 6, 1995.

Robert B. Briggs,

Department Clearance Officer, Department of Justice.

BILLING CODE 4410-10-M