

make a minor revision to the boundary of Gateway National Recreation Area.

Therefore, pursuant to Section 1(b) of Public Law 92-592, notice is given that the boundary of Gateway National Recreation Area has been revised to include the land identified and described on the map entitled: "Boundary Map, Gateway National Recreation Area," numbered 951:40,017B, dated July 1995, prepared by the Land Resources Division, Northeast Field Area, National Park Service.

The map is on file and available for inspection in the office of the National Park Service, Northeast Field Area, Land Resources Division, U. S. Custom House, 200 Chestnut Street, Philadelphia, Pennsylvania 19106.

Dated: September 20, 1995.

Joan A. Krall,

Acting Field Director, Northeast Field Area.

[FR Doc. 95-23874 Filed 9-25-95; 8:45 am]

BILLING CODE 4310-70-P

INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 290 (Sub No. 5) (95-4)]

Quarterly Rail Cost Adjustment Factor

AGENCY: Interstate Commerce Commission.

ACTION: Approval of rail cost adjustment factor and decision.

SUMMARY: The Commission has approved a fourth quarter 1995 rail cost adjustment factor (RCAF) and cost index filed by the Association of American Railroads. The fourth quarter RCAF (Unadjusted) is 1.079. The fourth quarter RCAF (Adjusted) is 0.803, a decrease of 1.6% from the third quarter 1995 RCAF (Adjusted). Maximum fourth quarter 1995 RCAF rate levels may not exceed 98.4% of maximum third quarter 1995 rate levels.

EFFECTIVE DATE: October 1, 1995.

FOR FURTHER INFORMATION CONTACT: Robert C. Hasek, (202) 927-6239 or H. Jeff Warren, (202) 927-6243. TDD for the hearing impaired: (202) 927-5721.

SUPPLEMENTARY 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 Concepts, Inc., Room 2229, Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Washington, DC 20423, or telephone (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

This action will not significantly affect either the quality of the human environment or energy conservation.

Pursuant to 5 U.S.C. 605(b), we conclude that our action will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act.

Decided: September 15, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-23814 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Ex Parte No. 388 (Sub-No. 18)]

Intrastate Rail Rate Authority; Montana

AGENCY: Interstate Commerce Commission.

ACTION: Notice of recertification.

SUMMARY: Pursuant to 49 U.S.C. 11501(b), the Commission recertifies the State of Montana to regulate intrastate rail rates, classifications, rules, and practices for a 5-year period.

DATES: Recertification will be effective on October 26, 1995, and will expire on October 25, 2000.

FOR FURTHER INFORMATION CONTACT: Elaine Sehrt-Green, (202) 927-5269 or Beryl Gordon, (202) 927-5610. [TDD for the hearing impaired: (202) 927-5721].

Decided: September 12, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-23816 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32645]

Big Stone-Grant Industrial Development and Transportation, L.L.C.—Construction Exemption—Ortonville, MN and Big Stone City, SD

AGENCY: Interstate Commerce Commission.

ACTION: Notice of conditional exemption.

SUMMARY: Under 49 U.S.C. 10505, the Interstate Commerce Commission conditionally exempts from the prior approval requirements of 49 U.S.C. 10901 the construction by Big Stone-Grant Industrial Development and Transportation, L.L.C. of approximately 2 miles of track in the vicinity of

Ortonville, MN, and Big Stone City, SD. The conditional grant of the exemption is subject to our further consideration of the anticipated environmental impacts of the proposal.

DATES: The exemption will not become effective until the environmental process is completed. At that time, the Commission will issue a further decision addressing the environmental matters and establishing an exemption effective date, if appropriate. Petitions to reopen must be filed by October 16, 1995.

ADDRESSES: Send pleadings referring to Finance Docket No. 32645 to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioner's representative: Thomas W. Wilcox, 1100 New York Ave., N.W., Suite 750, Washington, D.C. 20005-3934.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 927-5610. [TDD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY 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 Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: September 11, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-23815 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32773]

The Atchison, Topeka and Santa Fe Railway Company—Trackage Rights Exemption—Southern Pacific Transportation Company, St. Louis Southwestern Railway Company, The Denver and Rio Grande Western Railroad Company, and SPCSL Corp.

Southern Pacific Transportation Company, St. Louis Southwestern Railway Company, The Denver and Rio Grande Western Railroad Company, and SPCSL Corp. (collectively, SP Lines) have agreed to grant The Atchison, Topeka and Santa Fe Railway Company (Santa Fe) overhead trackage rights over SP Lines between MP 1296.0 at El Paso,

TX, and MP 245.4 at Hutchinson, KS, and between MP 245.4 at Hutchinson, KS, and MP 89.0 at Topeka, KS, with (a) the right to serve all industries served by SP Lines within the Liberal and McPherson, KS, and Hooker and Guymon, OK, switching districts of SP Lines, (b) the right to connect with Santa Fe's line of railroad at Vaughn, NM, Stratford, TX, and Hutchinson, KS, (c) the right to connect with Burlington Northern Railroad's (BN) line of railroad at Dalhart, TX, and (d) the right to interchange with all carriers at El Paso, TX, and Hutchinson, KS.

These trackage rights have been granted pursuant to a settlement agreement dated April 13, 1995, which was entered into by SP Lines, on the one side, and by BN and Santa Fe, on the other side, in connection with the Finance Docket No. 32549 proceeding. See *Burlington Northern Inc. and Burlington Northern Railroad Company—Control and Merger—Santa Fe Pacific Corporation and The Atchison, Topeka and Santa Fe Railway Company*, Finance Docket No. 32549 (ICC served Aug. 23, 1995) (BN/Santa Fe).

The settlement agreement provides that the various rights granted therein will be effective upon consummation of common control of BN and Santa Fe, which can occur no earlier than September 22, 1995. See *BN/Santa Fe*, slip op. at 117.

This notice is filed under 49 CFR 1180.2(d)(7). If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not stay the transaction. Pleadings must be filed with the Commission and served on: Michael A. Smith, 1700 E. Golf Road, Schaumburg, IL 60173-5860.

As a condition to use of this exemption, any employees adversely affected by the trackage rights will be protected pursuant to *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).

Decided: September 14, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-23817 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket No. AB-362 (Sub-No. 2X)]¹

Texas and Oklahoma R.R. Company—Abandonment Exemption—Between The Oklahoma-Texas State Line And Orient Junction (Sweetwater), TX

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission exempts from the prior approval requirements of 49 U.S.C. 10903-04 the Texas and Oklahoma R.R. Company's abandonment of a 156.49-mile segment of the North Orient Rail Line extending from milepost 480.19 located at the Oklahoma-Texas State line to milepost 636.68 at Orient Junction, near Sweetwater, TX. This exemption is granted subject to historic, environmental, public use, trail use, and standard labor protection conditions.

DATES: The exemption will be effective on October 26, 1995, unless a formal expression of intent to file an offer of financial assistance is filed. Formal expressions of intent to file an offer of financial assistance under 49 CFR 1152.27(c)(2)² must be filed by October 6, 1995; petitions to stay must be filed by October 6, 1995; requests for public use conditions must be filed by October 16, 1995; and petitions to reopen must be filed by October 16, 1995.

ADDRESSES: Send pleadings referring to Docket No. AB-362 (Sub-No. 2X) to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioner's representative: Richard H. Streeter, Franklin Tower, Suite 500, 1401 Eye Street, N.W., Washington, DC 20005.

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

SUPPLEMENTARY 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 Concepts, Inc., Interstate Commerce Commission Building, 1201

¹ This proceeding embraces *Texas and Oklahoma R.R. Co.—Abandonment Exemption—in Foard and Wilbarger Counties, TX*, Docket No. AB-362 (Sub-No. 3X) (59 FR 44157 (1994)). The effective date of that notice of exemption was stayed pending the disposition of this proceeding. The entire line segment that is the subject of Docket No. AB-362 (Sub-No. 3X) is included in the line that has been authorized for abandonment here. Therefore, the notice of exemption filed in AB-362 (Sub-No. 3X) has become moot and has been dismissed.

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

Constitution Avenue, NW., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD service (202) 927-5721.]

Decided: September 18, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-23901 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Antitrust Division

[Civil No. 64-CIV. 3121]

U.S. v. Gestetner Corporation

Take notice that Gestetner Corporation, defendant in this action, has filed a motion for an Order terminating the Final Judgment which was entered on September 9, 1968, in this antitrust action. The United States of America ("Government") has consented to the entry of such an Order, but has reserved the right to withdraw its consent for at least seventy (70) days after the publication of this notice.

The Complaint in this case was filed on October 14, 1964, and charged Gestetner with conspiring with independent Gestetner dealers to restrain trade in stencil duplicating machines, related machines and parts, and accessories and supplies for such machines in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. More specifically, the complaint alleged that Gestetner required each of its dealers to sell Gestetner products only in territories, and to customers, allocated to it; that Gestetner required each dealer to sell its products at prices and terms and conditions of sale fixed by the defendant; and that Gestetner prevented its dealers from competing for sales to the United States Government or to any other specific customers designated by Gestetner as "National Accounts", and from leasing Gestetner's machines without its permission. The complaint further alleged that Gestetner enforced these restrictions by cutting off the supply of products to, or reducing the sales territory of, any dealer who failed to be governed by the restrictions.

The Final Judgment prohibited Gestetner from imposing various vertical territorial or customer restraints on dealers that sell its stencil duplicating machines, electronic scanning machines, and any related machines and parts, and accessories and