

Part III. Tribal Licensing and Regulation

Section 3.1. Power to License and Tax

The power to establish tribal licenses and levy taxes under the provision of this Ordinance is vested exclusively with the Tribal Council. If the Tribal Council enters into any agreements with the State regarding the sale of liquor, the agreement shall be deemed to constitute Tribal Law.

Section 3.2. Tribally-Owned Establishments

The Tribal Council can issue, by resolution, an appropriate license to a Tribally-owned establishment upon determining the site for the establishment and obtaining the necessary licensing or agreement from the State of Washington.

Section 3.3. License of Retail Sales

3.3.1 The Tribal Council shall have the power to issue licenses to any tribal or state chartered corporation, individual or partnership or other entity to undertake any sales or transactions which the Tribe itself has the power to undertake under this ordinance for the sale of alcoholic beverages at a retail store.

3.3.2 Applications for a License shall be submitted in the form prescribed by the Tribal Council or its authorized employees. The Tribal Council may, within its sole discretion and subject to the conditions in this Ordinance, issue or refuse to issue the License applied for upon payment of such fee as the Tribal Council may prescribe.

3.3.3 Every license shall be issued in the name of the applicant and no license shall be transferable or assignable without the written approval of the Tribal Council, nor shall the licensee allow any other person or entity to use the license.

3.3.4 The Tribal Council may, for violations of this Ordinance, suspend or cancel any license. Prior to cancellation or suspension of a license, the Tribal Council shall send notice of its intent to cancel or suspend the license to the licensee. A licensee whose Liquor License is cancelled or suspended by the Tribal Council shall be entitled to appeal the cancellation or suspension within 10 days of the receipt from the Tribal Council of such notice by filing a Notice of Appeal with the Clerk of the Tribal Court. The appeal of any such Notice shall be determined by the Tribal Court in accordance with the Ordinances of the Tribe governing Tribal Court actions and the decision of the Tribal Court, including any appeal within the Tribal Court system, shall be final and binding on the parties.

3.3.5 No license issued under this Ordinance shall be valid for a period longer than one year.

Section 3.3.4. Regulations

The Tribal Council may, consistent with this Ordinance, adopt regulations it deems necessary to implement this Ordinance.

Part IV. Construction

Section 4.1. Severability

If any part of this Ordinance, or the application thereof to any party, person, or entity or to any circumstances, shall be held invalid for any reason whatsoever, the remainder of the section or Ordinance shall not be affected thereby, and shall remain in full force and effect as though no part thereof had been declared to be invalid.

Section 4.2. Amendment or Repeal of Ordinance

This Ordinance may be amended or repealed by a majority vote of the Tribal Council. Any amendment to this Liquor Ordinance shall be published as required pursuant to Federal Law.

Section 4.3. Sovereign Immunity

Nothing in this Ordinance is intended, nor shall anything contained in it be construed, as a waiver of the sovereign immunity of the Upper Skagit Indian Tribe.

Section 4.4. Effective Date

This Ordinance shall be effective upon the date that the Secretary of the Interior certifies this Ordinance and publishes it in the Federal Register.

Section 4.5. Jurisdiction

Notwithstanding anything in this Ordinance to the contrary, nothing herein is intended, nor shall it be construed, as a grant of jurisdiction from the Upper Skagit Indian Tribe to the State of Washington beyond that provided by applicable law. The Tribe shall operate in conformity with State law and Tribal Law to the extent provided pursuant to 18 U.S.C. § 1161.

Dated: December 5, 1995.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 95-30244 Filed 12-11-95; 8:45 am]

BILLING CODE 4310-02-P

National Park Service**National Register of Historic Places; Notification of Pending Nominations**

Nominations for the following properties being considered for listing in the National Register were received

by the National Park Service before December 2, 1995. Pursuant to § 60.13 of 36 CFR Part 60 written comments concerning the significance of these properties under the National Register criteria for evaluation may be forwarded to the National Register, National Park Service, P.O. Box 37127, Washington, DC 20013-7127. Written comments should be submitted by December 27, 1995.

Paul R. Lusignan,

Acting Keeper of the National Register.

COLORADO

Denver County

Austin Building, 2400-2418 E. Colfax and 1742 Josephine St., Denver, 95001512

Jefferson County

Thiede Ranch, 22258 Shingle Creek Rd., Golden, 95001509

Larimer County

Baldpate Inn, 4900 S. CO 7, Estes Park vicinity, 95001510

Moffat County

Vanatta Apartments, 660 Yampa Ave., Craig, 95001511

Ouray County

Jackson, George, House, 129 Citadel Dr., Ridgway vicinity, 95001508

HAWAII

Honolulu County

Aiea Sugar Mill, 99-197 Aiea Heights Dr., Aiea, 95001501

INDIANA

Carroll County

Adams Mill Covered Bridge, Co. Rd. 50 E over Wildcat Cr., Cutler vicinity, 95001537

Cass County

Pleasant Hill Church, Jct. of Co. Rd. 400 S and Co. Rd. 675 W, Logansport vicinity, 95001539

Dubois County

Dubois County Courthouse, One Courthouse Sq., Jasper, 95001538

Marion County

Homecroft Historic District, Roughly bounded by Madison Ave., Southview Dr., Orinoco Ave., and Banta Rd., Homecroft, 95001536

Marshall County

Culver Commercial Historic District, Roughly bounded by Washington St., the N-S alley E of Main St., Madison St. and Ohio St., Culver, 95001530

Montgomery County

Normal Hall, Jct. of W. Main and Harrison Sts., NW corner, Ladoga, 95001533

Morgan County

Hite—Finney House, 183 N. Jefferson St., Martinsville, 95001532

Morgan County Courthouse, Courthouse Sq.,
Martinsville, 95001531

Orange County

Newberry Friends Meeting House, US 150/IN
56 W of Paoli, Paoli vicinity, 95001534

Posey County

Mount Vernon Site, Address Restricted,
Mount Vernon vicinity, 95001542

St. Joseph County

Battell Park Historic District, Mishawaka
Ave., Mishawaka, 95001541

Shelby County

Shelbyville High School, Jct. of Second and
Tompkins Sts., Shelbyville, 95001535

Steuben County

Pokagon State Park (New Deal Resources in
Indiana State Parks MPS) 5 mi. N of
Angola, W of US 27, Angola vicinity,
95001540

KENTUCKY

Bourbon County

Glen Oak, 1004 Thatchers Mill Rd., Paris
vicinity, 95001513

Edmonson County

Mitchell—Estes Farmstead, 1706 Upper
Smiths Grove Rd., Smiths Grove vicinity,
95001528

Kenton County

Covington Downtown Commercial Historic
District (Boundary Increase), 701, 702, 709,
711, 713, 715, 722 and 723-725 Scott
Blvd., Covington, 95001525

Madison County

Boone Tavern, 100 Main St., Berea, 95001527

Simpson County

Cedars, The, 812 E. Cedar St., Franklin,
95001516

Hampton Hall, 6240 Bowling Green Rd.,
Franklin, 95001519

Hargis House, 300 E. Cedar St., Franklin,
95001518

Harristown Historic District, Roughly
bounded by Walker Ave., Bell St., W.
Washington St. and West St., Franklin,
95001515

Moore, Randolph Gilbert, House, 321 S.
College St., Franklin, 95001517

Triple Pine Farm, 5945 Bowling Green Rd.,
Franklin, 95001520

West Cedar Street Historic District, W. Cedar
St., N and S sides, between N. High and
West Sts., Franklin, 95001514

Warren County

College Hill Historic District (Boundary
Increase), 416 E. 12th Ave., Bowling Green,
95001526

MARYLAND

Howard County

Brick House on the Pike, 9465 Baltimore
National Pike, Ellicott City, 95001522

NEBRASKA

Dodge County

Turner, George and Nancy, House, 78 S. C
St., Fremont, 95001502

NORTH CAROLINA

Watauga County

US Post Office—Boone, 679 W. King St.,
Boone, 95001521

OKLAHOMA

Oklahoma County

Elks Victory Lodge—Ruby's Grill Building,
322 NE 2nd, Oklahoma City, 95001498
Haywood Building, 307 NE 2nd, Oklahoma
City, 95001499

Littlepage Building, 219 N. Central Ave.,
Oklahoma City, 95001500

OREGON

Douglas County

Umpqua—Eden Site, Address Restricted,
Reedsport vicinity, 95001524

TENNESSEE

Wilson County

Castle Heights Academy Historic District, Jct.
of Castle Heights Ave. N. and Cadet Ct.,
Lebanon, 95001507

VERMONT

Grand Isle County

Grand Isle County Courthouse, US 2, North
Hero, 95001523

Lamoille County

Lamoille County Courthouse, Main St., Hyde
Park, 95001497

WASHINGTON

Spokane County

Fuller, W.P., and Company Warehouse, E.
111 and E. 115 Desmet, Spokane, 95001529

WISCONSIN

Dodge County

Schulze, Ferdinand, House, N. 4262 Daley
Rd., Hustisford, 95001503

Forest County

Camp Five Farmstead, 5466 Connor Farm
Rd., Laona, 95001506

Waukesha County

Block C Historic District, Roughly bounded
by W. Main St., Gaspar St. and Broadway,
Waukesha, 95001504

Winnebago County

Brooklyn No. 4 Fire House, 17 W. Sixth Ave.,
Oshkosh, 95001505

[FR Doc. 95-30225 Filed 12-11-95; 8:45 am]

BILLING CODE 4310-70-P

**INTERSTATE COMMERCE
COMMISSION**

Release of Waybill Data

The Commission has received a
request from Escalation Consultants,
Inc., for permission to use certain data
from the Commission's 1988 through

1994 I.C.C. Waybill Samples. A copy of
the request (WB489 — 11/11/95) may be
obtained from the I.C.C. Office of
Economic and Environmental Analysis.

The waybill sample contains
confidential railroad and shipper data;
therefore, if any parties object to this
request, they should file their objections
with the Director of the Commission's
Office of Economic and Environmental
Analysis within 14 calendar days of the
date of this notice. The rules for release
of waybill data are codified at 49 CFR
1244.8.

Contact: James A. Nash, (202) 927-
6196.

Vernon A. Williams,

Secretary.

[FR Doc. 95-30242 Filed 12-11-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32819]

**Toledo, Peoria and Western Railway
Corporation; Trackage Rights
Exemption; Burlington Northern
Railroad Company**

Burlington Northern Railroad
Company (BN) has agreed to grant
overhead trackage rights to Toledo,
Peoria and Western Railway
Corporation (TP&W) over the trackage of
BN located between BN milepost 00.0 at
Galesburg, IL, and BN milepost 52.3 at
Peoria, IL. The purpose of this
transaction is to enable TP&W to
connect with BN and The Atchison,
Topeka, and Santa Fe Railway Company
(Santa Fe) at Galesburg. The trackage
rights were to become effective on or
after November 29, 1995.

These trackage rights have been
granted pursuant to a settlement
agreement, dated May 5, 1995, which
was entered into by TP&W, on the one
hand, and, on the other, BN and Santa
Fe in connection with the BN/Santa Fe
control proceeding in Finance Docket
No. 32549, Burlington Northern Inc. and
Burlington Northern Railroad
Company—Control and Merger—Santa
Fe Pacific Corporation and The
Atchison, Topeka and Santa Fe Railway
Company. Under the agreement, TP&W
also is to provide haulage services for
BN and Santa Fe between Galesburg and
Peoria, IL.

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: Karl Morell, Suite 1035, 1101