

(23 U.S.C. 402; delegations of authority at 49 CFR 1.50 and 501.1)

Issued on: January 24, 1996.

James Hedlund,

Associate Administrator for Traffic Safety Programs.

[FR Doc. 96-1734 Filed 1-29-96; 8:45 am]

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Surface Transportation Board¹

[STB Dockets No. AB-33 (Sub-No. 95X) and Idaho Northern & Pacific Railroad Company]

Union Pacific Railroad Company; Abandonment Exemption Maddens-Emmett Line in Canyon and Gem Counties, ID; AB-433 (Sub-No. 3X) Discontinuance Service Exemption—Maddens-Emmett Line in Canyon and Gem Counties, ID

Union Pacific Railroad Company (UPRR) and Idaho Northern & Pacific Railroad Company (INPR) have filed a verified notice under 49 CFR Part 1152 Subpart F—*Exempt Abandonments and Discontinuances* for UPRR to abandon and INPR to discontinue service over 17.5 miles of rail line² (a portion of the Idaho Northern Branch), between milepost 7.0 at or near Maddens and milepost 24.5 at or near Emmett, in Canyon and Gem Counties, ID.³

UPRR and INPR certify that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic on the line can be rerouted; (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 Board or with any U.S. District Court or has been decided in complainant's favor

within the last 2 years; 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. As a condition to use of this exemption, any employee adversely affected by the abandonment or discontinuance shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on February 29, 1996, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,⁴ formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),⁵ and trail use/rail banking requests under 49 CFR 1152.29⁶ must be filed by February 9, 1996. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by February 20, 1996, with: Office of the Secretary, Case Control Branch, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, DC 20423.

A copy of any petition filed with the Board should be sent to applicants' representatives: Joseph D. Anthofer, General Attorney, Union Pacific Railroad Company, 1416 Dodge St., Room 830, Omaha, NE 68179; and Gilbert A. Gillette, President, Idaho Northern & Pacific Railroad Company, 119 N. Commercial Ave., Emmett, ID 83117.

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

UPRR and INPR have filed an environmental report which addresses the effects, if any, of the abandonment and the discontinuance on environmental and historic resources. The Section of Environmental Analysis

(SEA) will issue an environmental assessment (EA) by February 2, 1996. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Surface Transportation Board, 1201 Constitution Avenue, NW., 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 becomes 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: January 24, 1996.

By the Board, David M. Konschnik, Director, Office of Proceedings.
Vernon A. Williams,
Secretary.

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DEPARTMENT OF THE TREASURY

Customs Service

Public Information Collection Requirements; Request for Public Input; U.S. In-Transit Manifest

AGENCY: Customs Service, Department of the Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, Customs invites the general public and other Federal agencies to comment on an information collection requirement concerning the U.S. In-Transit Manifest. This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Public Law 104-13; 44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments should be received on or before April 1, 1996, to be assured of consideration.

ADDRESSES: Direct all written comments to U.S. Customs Service, Printing and Records Services Group, Room 6216, 1301 Constitution Ave., NW., Washington, DC 20229.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form(s) and instructions should be directed to U.S. Customs Service, Attn.: Norman Waits, Room 6216, 1301 Constitution Avenue NW., Washington, DC 20229, Tel. (202) 927-1551.

SUPPLEMENTARY INFORMATION: Customs invites the general public and other

¹ The ICC Termination Act of 1995, Pub. L. 104-88, 109 Stat. 803 (the Act), was signed into law by President Clinton on December 29, 1995. The Act, which took effect on January 1, 1996, abolished the Interstate Commerce Commission (Commission) and transferred certain functions to the Surface Transportation Board (Board). As a result, the Board is issuing the instant notice in this proceeding, which concerns a function that is subject to the Board's jurisdiction pursuant to 49 U.S.C. 10903.

² This was a lease agreement approved by the Commission in Finance Docket No. 32370 issued December 7, 1993.

³ Under 49 CFR 1152.50(d)(2), the railroad must file a verified notice with the Board at least 50 days before the abandonment or discontinuance is to be consummated. The applicant, in its verified notice, indicated a proposed consummation date of February 18, 1996. Because the verified notice was not filed until January 2, 1996, the earliest date consummation could have occurred would have been February 21, 1996. Applicant's representative has confirmed that the appropriate proposed consummation date is on or after February 21, 1996. As provided in this notice, however, the exemption is not scheduled to take effect until February 29, 1996.

⁴ A stay will be issued routinely by the Board in those proceedings where an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of this notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay on environmental concerns is encouraged to file its request as soon as possible in order to permit the Board to review and act on the request before the effective date of this exemption.

⁵ See *Exempt. of Rail Abandonment—Offers of Financ. Assist.*, 4 I.C.C.2d 164 (1987).

⁶ The Board will accept a late-filed trail use request as long as it retains jurisdiction to do so.