

These instruments request information relevant to the State agency's operation of the pipeline safety program which is essential for:

(1) Confirming that the state wishes to continue its participation in the pipeline safety program;

(2) Preparing the Bi-Annual Report on Pipeline Safety due to Congress on odd numbered years as mandated in Section 1121 of Public Law 104-66;

(3) Measuring state program performance that can be used to calculate the state grant allocation; and

(4) demonstrating to Congress the value of this cooperative Federal/State pipeline safety program.

*Estimate of Burden:* The average burden hours per response is 60.

*Respondents:* State gas and hazardous liquid pipeline offices.

*Estimated Number of Respondents:* 61.

*Estimated Number of Responses per Respondent:* 1.

Copies of this information collection can be reviewed at the Dockets Unit, Room 8421, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh St., S.W. Washington, D.C.

Comments are invited on: (a) The need for the proposed collection of information for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques. Send comments to G. Tom Fortner, Director, Compliance and State Programs, OPS, RSPA, U.S. Department of Transportation, 400 Seventh St., S.W. Washington, D.C. 20590.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also be a matter of public record.

Issued in Washington, DC on January 29, 1996.

G. Tom Fortner,

Director for Compliance and State Programs,  
Office of Pipeline Safety.

[FR Doc. 96-2114 Filed 1-31-96; 8:45 am]

BILLING CODE 4910-60-M

## Surface Transportation Board

[Finance Docket No. 32852]<sup>1</sup>

### Russell A. Peterson; Continuance in Control Exemption; Atlantic Transportation Trust, Inc. d/b/a Jaxport Railway

Russell A. Peterson, a noncarrier, has filed a verified notice under 49 CFR 1180.2(d)(2) to continue in control of Atlantic Transportation Trust, Inc. d/b/a Jaxport Railway (JXRY), upon JXRY's becoming a class III rail carrier. JXRY, a noncarrier, has concurrently filed a notice of exemption in Finance Docket No. 32851, *Atlantic Transportation Trust, Inc., d/b/a Jaxport Railway—Lease and Operation Exemption—Lines of Jacksonville Port Authority*, in which JXRY seeks to acquire by lease and operation approximately 10.33 miles of rail line owned by Jacksonville Port Authority in Duval County, FL. The transaction was to have been consummated on January 12, 1996.

Russell A. Peterson also controls through stock ownership four other nonconnecting class III rail carriers: Allegheny Valley Railroad Company; Gulf Coast Rail Service, Inc. d/b/a Orange Port Terminal Railway; Southwest Pennsylvania Railroad; and the Camp Chase Industrial Railroad Corporation.

The transaction is exempt from the prior approval requirements of 49 U.S.C. 11343 because Russell A. Peterson states that: (1) The railroads will not connect with each other or with any railroad in their corporate family; (2) the continuance in control is not part of a series of anticipated transactions that would connect the railroads with each other or with any railroad in their corporate family; and (3) the transaction does not involve a class I carrier.

As a condition to this exemption, any employees adversely affected by the transaction will be protected under *New York Doc Ry.—Control—Brooklyn Eastern Dist.*, 360 I.C.C. 60 (1979).

<sup>1</sup>The ICC Termination Act of 1995, Pub. L. 104-88, 109 Stat. 803 (the Act), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve functions retained by the Act. This notice relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323. Therefore, this notice applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502 [formerly section 10505(d)] may be filed at any time. The filing of a petition to reopen will not stay the exemption's effectiveness. An original and 10 copies of all pleadings, referring to Finance Docket No. 32852, must be filed with the Office of the Secretary, Case Control Branch, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on Keith G. O'Brien, Rea, Cross & Auchincloss, 1920 N Street, NW, Suite 420, Washington, DC 20026.

Decided: January 26, 1996.

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

Vernon A. Williams,  
Secretary.

[FR Doc. 96-2078 Filed 1-31-96; 8:45 am]

BILLING CODE 4915-00-P

## Surface Transportation Board<sup>1</sup>

[Finance Docket No. 32851]

### Atlantic Transportation Trust, Inc., d/b/a Jaxport Railway; Lease and Operation Exemption; Lines of Jacksonville Port Authority

Atlantic Transportation Trust, Inc., d/b/a Jaxport Railway (JXRY), a noncarrier, has filed a verified notice under 49 CFR Part 1150, Subpart D—*Exempt Transactions* to acquire by lease and operate approximately 10.33 miles of rail line owned by the Jacksonville Port Authority (JPA), previously known as the "Municipal Docks Terminal Railway" (MDT), which consists of: (a) Lead from MP MDT 0.00 to MP MDT 0.94; and (b) Tallyrand Marine Terminal trackage from MP MDT 0.94 to MP MDT 10.33, in Duval County, FL. The transaction was to have been consummated on January 12, 1996.

<sup>1</sup>The ICC Termination Act of 1995, Pub. L. 104-88, 109 Stat. 803 (the Act), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve functions retained by the Act. This notice relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10901. Therefore, this notice applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.