

Margaret H. McFarland,  
Deputy Secretary.  
[FR Doc. 96-13250 Filed 5-24-96; 8:45 am]  
BILLING CODE 8010-01-M

## SURFACE TRANSPORTATION BOARD

### Sunshine Act Meeting; Board Conference

**TIME AND DATE:** 10:00 a.m., June 5, 1996.  
**PLACE:** Hearing Room A, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, D.C. 20423.  
**STATUS:** The Board will meet to discuss among themselves the following agenda items. Although the conference is open for the public observation, no public participation is permitted.

#### MATTERS TO BE DISCUSSED:

STB Ex Parte No. 529, *Class Exemption for Acquisition or Operation of Rail Line by Class III Rail Carriers Under 49 U.S.C. 10902.*

Docket No. AB-452 (Sub-No. 1X), *The Western Stock Show Association—Abandonment Exemption—in Denver, CO.*  
Finance Docket No. 32802, *Philadelphia Belt Line Railroad Company v. Consolidated Rail Corporation, CP Rail System, and CSX Transportation, Inc.* Docket No. AB-1 (Sub-No. 192X) *Chicago and North Western Transportation Company—Abandonment Exemption—Guthrie and Dallas Counties, IA.*<sup>1</sup>

#### CONTACT PERSONS FOR MORE

**INFORMATION:** Dennis Watson, Office of Congressional and Press Service, Telephone: (202) 927-5350, TDD: (202) 927-5721.

Vernon A. Williams,  
Secretary.

[FR Doc. 96-13445 Filed 5-23-96; 8:45 am]  
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## DEPARTMENT OF TRANSPORTATION

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

[STB Finance Docket No. 32888]

#### Angelina & Neches River Railroad Company—Purchase Exemption—Texas South-Eastern Railroad Company

**AGENCY:** Surface Transportation Board.

<sup>1</sup> Includes Docket No. AB-6 (Sub-No. 374), *Burlington Northern Railroad Company—Adverse Discontinuance—in Denver, CO*, Docket No. AB-33 (Sub-No. 92), *Union Pacific Railroad Company—Adverse Discontinuance—in Denver, CO*, and Docket No. AB-446 (Sub-No. 2), *Denver Terminal Railroad Company—Adverse Abandonment—in Denver, CO*.

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce

**ACTION:** Notice of exemption.

**SUMMARY:** The Board, under 49 U.S.C. 10502, exempts from the prior approval requirements of 49 U.S.C. 10902, the acquisition of approximately 2.9 miles of rail line in Lufkin, Angelina County, TX, by Angelina & Neches River Railroad Company, a Class III railroad.

**DATES:** The exemption will be effective June 28, 1996. Petitions to stay must be filed by June 10, 1996. Petitions to reopen must be filed by June 18, 1996.

**ADDRESSES:** Send pleadings, referring to STB Finance Docket No. 32888 to: (1) Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue N.W., Washington, DC 20423; and (2) petitioner's representative: Peter A. Greene, THOMPSON HINE & FLORY P.L.L., Suite 800, 1920 N Street, N.W., Washington, DC 20036.

**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 Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC News & Data, Inc., Room 2229, 1201 Constitution Avenue, N.W., Washington, D.C. 20423. Telephone (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: May 15, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owen.

Vernon A. Williams,  
Secretary.

[FR Doc. 96-13277 Filed 5-24-96; 8:45 am]  
BILLING CODE 4915-00-P

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

[STB Docket No. AB-413 (Sub-No. 1X)]

#### Great Western Railway of Iowa, L.L.C., d/b/a Council Bluffs Railway—Abandonment Exemption—in Council Bluffs, IA

Great Western Railway of Iowa, L.L.C., d/b/a Council Bluffs Railway

Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10902.

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice

(CBGR) filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon approximately 1 mile of its line of railroad from milepost 409.5 on the west side of Iowa State Highway 192 (also known as the South Expressway), to milepost 410.5 near South 17th Street, including the Milwaukee Connector Track, in the City of Council Bluffs, Pottawattamie County, IA.

CBGR has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic on the line has been 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 favor of 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.

As a condition to use of this exemption, any employee adversely affected by the abandonment 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. 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 June 27, 1996, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>2</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>3</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>4</sup> must be filed by June 7, 1996. Petitions to reopen or requests for public use conditions under 49 CFR

relates to functions that are subject to the Board's jurisdiction pursuant to 49 U.S.C. 10903.

<sup>2</sup> The Board will grant a stay if 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 before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

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

<sup>4</sup> The Board will accept late-filed trail use requests so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.