

acquire approximately 74,384 feet of rail lines from The Burlington Northern and Santa Fe Railway Company (BNSF)<sup>2</sup> in Lubbock, TX, as follows: (1) former ATSF side tracks 0310–0313, 0320, 0330–0332, 0340–0341, 0370, 0372–0373, 0380–0382, 0385, 0387, and 0390; and (2) former BN side tracks 9200–9205, 9208, 9220, 9298, 9310, 9320, 9322, 9330, Orchard Lead, 9304, 9311–9312, 9321, 9323–9326, 9331, 9333, 9401–9406, 9409–9412, 9415, and 9420–9424. In conjunction with the acquisition of these rail lines, South Plains will acquire approximately 3 miles of incidental trackage rights over BNSF's mainline between track 9298 and BNSF's Lower Yard at Lubbock.

South Plains reported that it intended to consummate the transaction on or shortly after July 4, 1999. The earliest the transaction can be consummated is July 8, 1999, the effective date of the exemption (7 days after the exemption was filed).<sup>3</sup>

If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke does not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33753 (Sub-No. 1), must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW., Washington, DC 20423–0001. In addition, a copy of each pleading must be served on William R. Power, Esq., 260 Cordovan Park, 5840 West Interstate Twenty, Arlington, TX 76017.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: July 8, 1999.

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

**Vernon A. Williams,**

Secretary.

[FR Doc. 99–18108 Filed 7–14–99; 8:45 am]

BILLING CODE 4915–00–P

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

July 8, 1999.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104–13. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 2110, 1425 New York Avenue, NW., Washington, DC 20220.

**DATES:** Written comments should be received on or before August 16, 1999 to be assured of consideration.

### Internal Revenue Service (IRS)

*OMB Number:* 1545–0058.

*Form Number:* IRS Form 1028.

*Type of Review:* Extension.

*Title:* Application for Recognition of Exemption Under Section 521 of the Internal Revenue Service.

*Description:* Farmer's cooperatives must file Form 1028 to apply for exemption from Federal income tax as being organizations described in Internal Revenue Code (IRC) section 521. The information on Form 1028 provides the basis for determining whether the applicants are exempt.

*Respondents:* Business or other for-profit.

*Estimated Number of Respondents/Recordkeepers:* 50.

*Estimated Burden Hours Per Respondent/Recordkeeper:*

Recordkeeping—44 hr., 14 min.

Learning about the law or the form—1 hr., 44 min.

Preparing the form—4 hr., 23 min.

Copying, assembling, and sending the form to the IRS—32 min.

*Frequency of Response:* On occasion.

*Estimated Total Reporting/*

*Recordkeeping Burden:* 2,545 hours.

*OMB Number:* 1545–0284.

*Form Number:* IRS Form 5309.

*Type of Review:* Extension.

*Title:* Application for Determination of Employee Stock Ownership Plan.

*Description:* Form 5309 is used in conjunction with Form 5300 or Form 5303 when applying for a determination letter as to a deferred compensation plan's qualification status under section 409 or 4975(e)(7) of the Internal Revenue Code. The information is used to determine whether the plan qualifies.

*Respondents:* Business or other for-profit.

*Estimated Number of Respondents/Recordkeepers:* 462.

*Estimated Burden Hours Per Respondent/Recordkeeper:*

Recordkeeping—5 hr., 44 min.

Learning about the law or the form—2 hr., 5 min.

Preparing and sending the form to the IRS—2 hr., 16 min.

*Frequency of Response:* On occasion.

*Estimated Total Reporting/*

*Recordkeeping Burden:* 4,666 hours.

*Clearance Officer:* Garrick Shear, Internal Revenue Service, Room 5571, 1111 Constitution Avenue, NW, Washington, DC 20224.

*OMB Reviewer:* Alexander T. Hunt, (202) 395–7860, Office of Management and Budget, Room 10202, New Executive Office Building, Washington, DC 20503.

**Lois K. Holland,**

Departmental Reports Management Officer.

[FR Doc. 99–18107 Filed 7–14–99; 8:45 am]

BILLING CODE 4830–01–P

## DEPARTMENT OF THE TREASURY

[Treasury Order Number 102–23]

### Delegation of Authority With Respect to Retirement Programs for District of Columbia Employees

June 23, 1999.

1. By virtue of the authority vested in the Secretary of the Treasury, including the authority vested by 31 U.S.C. 321(b), I hereby delegate to the Assistant Secretary for Management and Chief Financial Officer all duties, powers, rights and obligations of the Secretary under the National Capital Revitalization and Self-Government Improvement Act of 1997 (Title XI of Public Law 105–33), as amended (the "Revitalization Act"), with respect to the retirement programs for District of Columbia police officers, fire fighters, teachers, and judges (the "Retirement Programs").

2. The duties, powers, rights and obligations delegated to the Assistant Secretary for Management and Chief Financial Officer include, but are not limited to, the authority to issue regulations with respect to the Retirement Programs as authorized by the Revitalization Act.

3. The Assistant Secretary for Management and Chief Financial Officer shall be the "Secretary's designee" for purposes of section 11003(15) of the Revitalization Act, and for any similar statutory provision with respect to the administration of the Retirement Programs.

<sup>2</sup> On December 31, 1996, The Atchison, Topeka and Santa Fe Railway Company (ATSF) merged with and into Burlington Northern Railroad Company (BN). The name of the surviving corporation of the merger is The Burlington Northern and Santa Fe Railway Company.

<sup>3</sup> While the amended verified notice of exemption was received at the Board on June 25, 1999, it was not officially filed until July 1, 1999, when South Plains submitted the required filing fee.