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**Andrea M. Jenkins,**

*Program Manager, Docket Operations,  
Federal Register Liaison.*

[FR Doc. 04-7107 Filed 3-30-04; 8:45 am]

**BILLING CODE 4910-62-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Intent To Rule on Request To Release Airport Property at the Midland International Airport, Midland, TX

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of Request to Release Airport Property.

**SUMMARY:** The FAA proposes to rule and invite public comment on the release of land at the Midland International Airport under the provisions of Section 125 of the Wendell H. Ford Aviation Investment Reform Act for the 21st Century (AIR 21).

**DATES:** Comments must be received on or before April 29, 2004.

**ADDRESSES:** Comments on this application may be mailed or delivered to the FAA at the following address: Mr. Mike Nicely, Manager, Federal Aviation Administration, Southwest Region, Airports Division, Texas Airports Development Office, ASW-650, Fort Worth, Texas 76193-0650.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Mr. Marvin Esterly, Director of Aviation, at the following address: City of Midland, Department of Airports, 9506 La Force Blvd., P.O. Box 60305, Midland, Texas 79711-0305.

**FOR FURTHER INFORMATION CONTACT:** Mr. Marcelino Sanchez, Program Manager, Federal Aviation Administration, Texas Airports Development Office, ASW-650, 2601 Meacham Boulevard, Fort Worth, Texas 76193-0650, Telephone: (817) 222-5652, e-mail: [marcelino.sanchez@faa.gov](mailto:marcelino.sanchez@faa.gov), fax: (817) 222-5989.

The request to release property may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA invites public comment on the request to release property at the Midland International Airport under the provisions of the AIR 21.

On November 12, 2003, the FAA determined that the request to release

property at Midland International Airport, submitted by the City, met the procedural requirements of the Federal Aviation Regulations, Part 155. The FAA may approve the request, in whole or in part, 30 days from the posting of this **Federal Register** notice.

The following is a brief overview of the request:

The City of Midland requests the release of 64.5 acres of non-aeronautical airport property. The land is part of a War Assets Administration deed of airport property to the City in 1948. The funds generated by the release will be used for upgrading, maintenance, operation and development of the airport.

Any person may inspect the request in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT**.

In addition, any person may, upon request, inspect the application, notice and other documents relevant to the application in person at the Midland International Airport, telephone number (432) 560-2200, ext. 3001.

Issued in Fort Worth, Texas, on March 10, 2004.

**Joseph G. Washington,**

*Acting Manager, Airports Division.*

[FR Doc. 04-7115 Filed 3-30-04; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Summary Notice No. PE-2004-22]

#### Petitions for Exemption; Dispositions of Petitions Issued

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of dispositions of prior petitions.

**SUMMARY:** Pursuant to FAA's rulemaking provisions governing the application, processing, and disposition of petitions for exemption part 11 of Title 14, Code of Federal Regulations (14 CFR), this notice contains the dispositions of certain petitions previously received. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of FAA's regulatory activities. Neither publication of this notice nor the inclusion or omission of information in the summary is intended to affect the legal status of any petition or its final disposition.

**FOR FURTHER INFORMATION CONTACT:** John Linsenmeyer, Office of Rulemaking (ARM-1), Federal Aviation Administration, 800 Independence

Avenue, SW., Washington, DC 20591. Tel. (202) 267-5174.

This notice is published pursuant to 14 CFR 11.85 and 11.91.

Issued in Washington, DC, on March 25, 2004.

**Donald P. Byrne,**

*Assistant Chief Counsel for Regulations.*

#### Dispositions of Petitions

*Docket No.:* FAA-2004-16974.

*Petitioner:* The Boeing Company.

*Section of 14 CFR Affected:* 14 CFR 25.562(b)(2).

*Description of Relief Sought/Disposition:* To grant relief from the floor warpage testing requirement for flightdeck seats on the Boeing Model 767-200C airplanes. *Grant of Exemption, 03/12/2004, Exemption No. 8269.*

[FR Doc. 04-7113 Filed 3-30-04; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

[Summary Notice No. PE-2004-23]

#### Petitions for Exemption; Dispositions of Petitions Issued

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of dispositions of prior petitions.

**SUMMARY:** Pursuant to FAA's rulemaking provisions governing the application, processing, and disposition of petitions for exemption part 11 of Title 14, Code of Federal Regulations (14 CFR), this notice contains a summary of certain dispositions of certain petitions previously received. The purpose of this notice is to improve the public's awareness of, and participation in, this aspect of FAA's regulatory activities.

**FOR FURTHER INFORMATION CONTACT:** Tim Adams (202) 267-8033, or Sandy Buchanan-Sumter (202) 267-7271, Office of Rulemaking (ARM-1), Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85 and 11.91.

Issued in Washington, DC, on March 25, 2004.

**Donald P. Byrne,**

*Assistant Chief Counsel for Regulations.*

#### Dispositions of Petitions

*Docket No.:* FAA-2002-11949.

*Petitioner:* Aviation Services Group, Inc.

*Section of 14 CFR Affected:* 14 CFR 135.143(c)(2).

*Description of Relief Sought/*  
*Disposition:* To permit Aviation Services Group, Inc., to operate certain aircraft under part 135 without a TSO-C112 (Mode S) transponder installed on those aircraft. *Grant, 3/16/04, Exemption No. 7807A.*

*Docket No.:* FAA-2004-17018.  
*Petitioner:* Clifford S. Kamm d.b.a. SeaWind Aviation.

*Section of 14 CFR Affected:* 14 CFR 135.203(a)(1).

*Description of Relief Sought/*  
*Disposition:* To permit Clifford S. Kamm d.b.a. SeaWind Aviation to conduct operations under visual flight rules outside controlled airspace, over water, at an altitude below 500 feet above the surface, subject to certain conditions and limitations. *Grant, 3/16/04, Exemption No. 8274.*

*Docket No.:* FAA-2003-15584.  
*Petitioner:* Pacific Coast Air Museum Flight Foundation.

*Section of 14 CFR Affected:* 14 CFR 91.315, 91.319(a), 119.5(g), and 119.21(a)

*Description of Relief Sought/*  
*Disposition:* To permit Pacific Coast Air Museum Flight Foundation to operate its North American B-25 Mitchell and Douglas A-26 Invader for the purpose of carrying passengers for compensation or hire, subject to certain conditions and limitations. *Grant, 3/16/04, Exemption No. 8273.*

*Docket No.:* FAA-2004-17338.  
*Petitioner:* Experimental Aircraft Association, Inc., and EAA Aviation Foundation, Inc.

*Section of 14 CFR Affected:* 14 CFR 119.5(g), 119.21(a), 135.251, 135.255, and appendixes I and J to part 121.

*Description of Relief Sought/*  
*Disposition:* To permit the Experimental Aircraft Association, Inc., and EAA Aviation Foundation, Inc., to operate its Douglas DC-3, Ford Tri-Motor, and various single-engine aircraft for the purpose of carrying passengers for compensation or hire. *Denial, 3/16/04, Exemption No. 8272.*

*Docket No.:* FAA-2003-14731.  
*Petitioner:* Planes of Fame Air Museum.

*Section of 14 CFR Affected:* 14 CFR 91.315, 91.319(a), 119.5(g), and 119.21(a).

*Description of Relief Sought/*  
*Disposition:* To permit the Planes of Fame Air Museum to operate its former military North American B-25 and Douglas SDB-5 airplanes, for the purpose of exhibition, to be used for the carriage of passengers on local educational flights for compensation or hire. *Grant, 3/16/04, Exemption No. 8271.*

*Docket No.:* FAA-2004-17267.  
*Petitioner:* Spirit Aviation, Inc.  
*Section of 14 CFR Affected:* 14 CFR 135.299(a).

*Description of Relief Sought/*  
*Disposition:* To permit Spirit Aviation, Inc., pilots to accomplish a line operational evaluation in a Level C or Level D flight simulator in lieu of a line check in an aircraft. *Denial, 3/11/04, Exemption No. 8275.*

*Docket No.:* FAA-2004-17268.  
*Petitioner:* Windham Aviation, Inc.  
*Section of 14 CFR Affected:* 14 CFR 135.299(a).

*Description of Relief Sought/*  
*Disposition:* To permit Windham Aviation, Inc., pilots to accomplish a line operational evaluation in a Level C or Level D flight simulator in lieu of a line check in an aircraft. *Denial, 3/10/04, Exemption No. 8276.*

*Docket No.:* FAA-2001-10441.  
*Petitioner:* Taylor Aviation, Inc.  
*Section of 14 CFR Affected:* 14 CFR 135.143(c)(2).

*Description of Relief Sought/*  
*Disposition:* To permit Taylor Aviation, Inc., to operate certain aircraft under part 135 without a TSO-C112 (Mode S) transponder installed on those aircraft. *Grant, 3/22/04, Exemption No. 8277.*

*Docket No.:* FAA-2002-11559.  
*Petitioner:* Brim Equipment Leasing, Inc., d.b.a. Brim Aviation.  
*Section of 14 CFR Affected:* 14 CFR 135.143(c)(2).

*Description of Relief Sought/*  
*Disposition:* To permit Brim Equipment Leasing, Inc., d.b.a. Brim Aviation to operate certain aircraft under part 135 without a TSO-C112 (Mode S) transponder installed on those aircraft. *Grant, 3/22/04, Exemption No. 7176B.*

*Docket No.:* FAA-2001-10814.  
*Petitioner:* Eagle Canyon Airlines, Inc., d.b.a. Scenic Airlines.  
*Section of 14 CFR Affected:* 14 CFR 135.143(c)(2).

*Description of Relief Sought/*  
*Disposition:* To permit Eagle Canyon Airlines, Inc., d.b.a. Scenic Airlines to operate certain aircraft under part 135 without a TSO-C112 (Mode S) transponder installed on those aircraft. *Grant, 3/22/04, Exemption No. 7147B.* [FR Doc. 04-7114 Filed 3-30-04; 8:45 am]

**BILLING CODE 4910-13-P**

Railroad Administration (FRA) received a request for a waiver of compliance with certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favor of relief.

#### **Almanor Railroad (AL)**

(Waiver Petition Docket Number FRA-2004-17030)

The Almanor Railroad has petitioned for a permanent waiver of compliance for one (1) locomotive, specifically Locomotive #165, from the requirements of Safety Glazing Standards, 49 CFR 223.11. Section 223.11 states, "(a) Locomotives, other than yard locomotives built or rebuilt prior to July 1, 1980 which are equipped in the forward and rearward end facing glazing locations of the locomotive cab windshield with a glazing material that meets the criteria for either portion of the impact testing required for a Type I test under the provisions of appendix A of this part, will not require the installation of certified glazing in the windshield location except to replace windshield glazing material that is broken or damaged. (b) Locomotives other than yard locomotives built or rebuilt prior to July 1, 1980 which are equipped in all locomotive cab side facing glazing locations with a glazing material that meets the criteria for either portion of the impact testing required for a Type II test under the provisions of appendix A of this part, will not require the installation of certified glazing in the side facing glazing location except to replace side facing glazing material that is broken or damaged.

The locomotive was purchased from the Lions Club in Spokane, Washington, as POVA 103, 70-Ton GE manufactured in 1956; it is now AL Locomotive #165. The Lions Club maintained a FRA waiver for safety glazing on this locomotive prior to the AL purchasing the locomotive.

The AL Railroad operates in a private yard and over 13 miles of private track to the main line junction in Plumas County.

The AL has also recently taken Locomotive #166 out of commission. This locomotive also had an FRA waiver for safety glazing in place during its tenure.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Railroad Administration**

#### **Petition for Waiver of Compliance**

In accordance with part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal