

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 05-5941 Filed 3-24-05; 8:45 am]

**BILLING CODE 8025-01-P**

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**SMALL BUSINESS ADMINISTRATION**

**National Small Business Development Center Advisory Board Public Meeting**

The U.S. Small Business Administration National Small Business Development Center Advisory Board will be hosting a public meeting via conference call to discuss such matters that may be presented by members, and the staff of the U.S. Small Business Administration or interested others. The conference call will take place on Tuesday, April 29, 2005, at 1 p.m. eastern standard time.

Anyone wishing to make an oral presentation to the Board must contact Dionna Martin, Senior Program Manager, U.S. Small Business Administration, Office of Small Business Development Center, 409 3rd Street, SW., Washington, DC 20416, telephone: (202) 205-7042; fax (202) 481-1671.

**Matthew K. Becker,**

*Committee Management Officer.*

[FR Doc. 05-5944 Filed 3-24-05; 8:45 am]

**BILLING CODE 8025-01-P**

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**SMALL BUSINESS ADMINISTRATION**

**Region II Buffalo District Advisory Council; Public Meeting**

The U.S. Small Business Administration Buffalo District Advisory Council located in the geographical area of Buffalo, New York, will hold a public meeting at 10 a.m. eastern time on Wednesday, April 13, 2005, at the HSBC Bank USA, One HSBC Center, Buffalo, New York to discuss such matters that may be presented by members, and staff of the U.S. Small Business Administration, or others present.

Anyone wishing to make an oral presentation to the Board must contact Franklin J. Sciortino, District Director, in writing by letter or fax no later than April 8, 2005, in order to be put on the agenda. Franklin J. Sciortino, District Director, U.S. Small Business Administration, 1311 Federal Building, 111 West Huron Street, Buffalo, NY

14202. Telephone (716) 551-4301 or Fax (716) 551-4418.

**Matthew K. Becker,**

*Committee Management Officer.*

[FR Doc. 05-5943 Filed 3-24-05; 8:45 am]

**BILLING CODE 8025-01-P**

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**SMALL BUSINESS ADMINISTRATION**

**Public Federal Regulatory Enforcement Fairness Hearing; Small Business Administration; Region III Regulatory Fairness Board**

March 18, 2005.

The Small Business Administration Region III Regulatory Fairness Board and the SBA Office of the National Ombudsman will hold a public hearing on Thursday, April 7, 2005, at 1 p.m. at the National College of Business & Technology, Roanoke Valley Campus, 1813 East Main Street, Conference Center, Room 135, Salem, VA 24153, phone (540) 986-1800, Ext. 402, to receive comments and testimony from small business owners, small government entities, and small non-profit organizations concerning regulatory enforcement and compliance actions taken by Federal agencies.

Anyone wishing to attend or to make a presentation must contact Peggy FaJohn in writing or by fax, in order to be put on the agenda. Peggy FaJohn, Public Information Officer, SBA Richmond District Office, 400 N. 8th Street, Suite 1150, Richmond, VA 23240, phone (804) 771-2400, Ext. 126, fax (202) 481-4891, e-mail: [margaret.fajohn@sba.gov](mailto:margaret.fajohn@sba.gov).

For more information, see our Web site at <http://www.sba.gov/ombudsman>.

**Matthew K. Becker,**

*Committee Management Officer, Office of the Administrator.*

[FR Doc. 05-5942 Filed 3-24-05; 8:45 am]

**BILLING CODE 8025-01-P**

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**DEPARTMENT OF TRANSPORTATION**

**Federal Highway Administration**

**Notice of Intent, Project Cancellation, California Forest Highway 224, Bautista Canyon Road, Riverside County, CA**

**AGENCY:** Department of Transportation, Federal Highway Administration (FHWA).

**ACTION:** Notice of intent, project cancellation.

**SUMMARY:** On August 20, 2004, the Federal Highway Administration

(FHWA), Central Federal Lands Highway Division, and the County of Riverside published a notice of availability of a Draft Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the proposed reconstruction of an 8.2-mile segment of California Forest Highway 224, Bautista Canyon Road. Preliminary engineering and environmental work on the project has been funded through the County of Riverside and the Federal Lands Forest Highway Program, which is jointly administered by the FHWA, the USDA Forest Service and the California Department of Transportation. Following public hearings on the Draft EIS/EIR, comments were received from the general public, the USDA Forest Service, the Environmental Protection Agency, and the Department of the Interior. On the basis of these comments, and upon further analysis of the project purpose and need, alternatives, and the cost to mitigate impacts to biological and cultural resources, the Forest Highway programming agencies and the County of Riverside have determined that the project is not viable. The project is being removed from the Federal Lands Highway Program of projects. All engineering and environmental studies have been sopped.

**FOR FURTHER INFORMATION CONTACT:** Mr. Stephen Hallisy, Environmental Protection Specialist, Federal Highway Administration, 12300 West Dakota Avenue, Lakewood, Colorado 80228, telephone 720 963-3685.

Dated: March 18, 2005.

**Bernardo Bustamante,**

*Project Manager.*

[FR Doc. 05-5952 Filed 3-24-05; 8:45 am]

**BILLING CODE 4910-56-M**

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**DEPARTMENT OF TRANSPORTATION**

**Surface Transportation Board**

[STB Finance Docket No. 34554 (Sub-No. 3)]

**Union Pacific Railroad Company—Temporary Trackage Rights Exemption—BNSF Railway Company<sup>1</sup>**

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** Partial revocation of exemption.

**SUMMARY:** The Board, under 49 U.S.C. 10502, revokes the class exemption as it

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<sup>1</sup> Effective January 20, 2005, The Burlington Northern and Santa Fe Railway Company has changed its name to BNSF Railway Company (BNSF).

pertains to the modified trackage rights described in STB Finance Docket No. 34554 (Sub-No. 2)<sup>2</sup> to permit the trackage rights to expire on or about December 31, 2005, in accordance with the agreement of the parties,<sup>3</sup> subject to the employee protective conditions set forth in *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979).

**DATES:** This exemption is effective on April 24, 2005. Petitions to stay must be filed by April 4, 2005. Petitions to reopen must be filed by April 14, 2005.

**ADDRESSES:** An original and 10 copies of all pleadings referring to STB Finance Docket No. 34554 (Sub-No. 3) must be filed with the Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001. In addition, a copy of all pleadings must be served on petitioner's representative: Robert T. Opal, 1400 Douglas Street, STOP 1580, Omaha, NE 68179.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar (202) 565-1609. [Federal Information Relay Service (FIRS) for the hearing impaired: 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, e-mail or call: ASAP Document Solutions, 9332 Annapolis Rd., Suite 103, Lanham, MD 20706; e-mail [asapdc@verizon.net](mailto:asapdc@verizon.net); telephone (202) 306-4004. [Assistance

<sup>2</sup> On January 25, 2005, Union Pacific Railroad Company (UP) concurrently filed a verified notice of exemption under the Board's class exemption procedures at 49 CFR 1180.2(d)(7). The notice covered the agreement by BNSF to extend the expiration date of the local trackage rights granted to UP over BNSF's line of railroad between BNSF milepost 579.3 near Mill Creek, OK, and BNSF milepost 631.1 near Joe Junction, TX, a distance of approximately 51 miles. UP submits that the trackage rights are only temporary rights, but, because they are "local" rather than "overhead" rights, they do not qualify for the Board's new class exemption for temporary trackage rights at 49 CFR 1180.2(d)(8). See *Union Pacific Railroad Company—Temporary Trackage Rights Exemption—BNSF Railway Company*, STB Finance Docket No. 34554 (Sub-No. 2) (STB served Feb. 11, 2005).

<sup>3</sup> The original trackage rights granted in *Union Pacific Railroad Company—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company*, STB Finance Docket No. 34554 (STB served Oct. 7, 2004), also extended between BNSF milepost 579.3 near Mill Creek, OK, and BNSF milepost 631.1 near Joe Junction, TX. By decision served November 24, 2004, in STB Finance Docket No. 34554 (Sub-No. 1), the Board granted an exemption to permit the trackage rights granted in STB Finance Docket No. 34554 to expire. At that time, it was anticipated by the parties that the rights would expire on or about December 31, 2004. However, this authority had not been exercised at the time of filing of the notice of exemption in STB Finance Docket No. 34554 (Sub-No. 2) for an extension of the expiration date.

for the hearing impaired is available through FIRS at 1-800-877-8339.]

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: March 17, 2005.

By the Board, Chairman Nober, Vice Chairman Buttrey, and Commissioner Mulvey.

**Vernon A. Williams,**  
*Secretary.*

[FR Doc. 05-5811 Filed 3-24-05; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

March 17, 2005.

The Department of the 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 11000, 1750 Pennsylvania Avenue, NW., Washington, DC 20220.

**DATES:** Written comments should be received on or before April 25, 2005 to be assured of consideration.

#### Internal Revenue Service (IRS)

*OMB Number:* 1545-1395.

*Form Number:* Form 8838.

*Type of Review:* Extension.

*Title:* Consent To Extend the Time To Assess Tax Under Section 367—Gain Recognition Agreement.

*Description:* Form 8838 is used to extend the statute of limitations for U.S. persons who transfer stock or securities to a foreign corporation. The form is filed when the transferor makes a gain recognition agreement. This agreement allows the transferor to defer the payment of tax on the transfer. The IRS uses Form 8838 so that it may assess tax against the transferor after the expiration of the original statute of limitations.

*Respondents:* Individuals or Households, Business or other for-profit.

*Estimated Number of Respondents/Recordkeepers:* 1,000.

*Estimated Burden Hours Respondent/Recordkeeper:*

Recordkeeping—4 hrs 18 min.

Learning about the law or the form—1 hr 53 min.

Preparing the form—2 hrs and 2 min.  
Copying, assembling, and sending the form to the IRS—16 min.

*Frequency of Response:* On Occasion.  
*Estimated Total Reporting Burden:* 8,230 Hours.

*OMB Number:* 1545-1420.

*Form Number:* Form 8849.

*Type of Review:* Extension.

*Title:* Claim for Refund of Excise Taxes.

*Description:* IRC sections 6402, 6404, and sections 301.6402-2, 301-6404-3 of the regulations, allow for refunds of taxes (except income taxes) or refund, abatement, or credit of interest, penalties, and additions to tax in the event of errors or certain actions by IRS. Form 8849 is used by taxpayers to claim refunds of excise taxes.

*Respondents:* Individuals or Households, Business or other for-profit, Not-for-profit institutions, Farms, Federal Government, State, local or tribal government.

*Estimated Number of Respondents:* 125,292.

*Estimated Burden Hours Respondent:* 14 Hours and 56 Minutes.

*Frequency of response:* Quarterly, Annually.

*Estimated Total Reporting Burden:* 1,871,713 Hours.

*Clearance Officer:* Glenn P. Kirkland, (202) 622-3428, Internal Revenue Service, Room 6516, 1111 Constitution Avenue, NW., Washington, DC 20224.

*OMB Reviewer:* Joseph F. Lackey, Jr., (202) 395-7316, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

**Christopher Davis,**

*Treasury PRA Assistant.*

[FR Doc. 05-5927 Filed 3-24-05; 8:45 am]

**BILLING CODE 4830-01-P**

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

March 15, 2005.

The Department of the Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Pub. L. 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 11000, 1750 Pennsylvania Avenue, NW., Washington, DC 20220.