

existing freight railroad industry lead known as the Grand Freight Diamond, thus constituting a limited connection to the general railroad system. Freight movements are conducted by Metro's contractor, Squaw Creek Southern Railroad, Inc., across this diamond crossing and are temporally separated, occurring only during MetroLink's nonrevenue hours of 1:15 a.m. to 3:45 a.m.

For this limited connection, Metro seeks permanent waiver of compliance from the following Parts of 49 CFR: Part 217—Railroad Operating Rules, Part 219—Control of Alcohol and Drug Use, Part 220—Railroad Communications, Part 221—Rear End Marking Devices, Part 223—Safety Glazing Standards, Part 238—Passenger Equipment Safety Standards, and Part 239—Passenger Emergency Preparedness. Metro offers that it is similarly governed by the System Safety Program Plan as required by the Federal Transit Administration (FTA) and administered by the Missouri Department of Transportation (Momot).

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 the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA in writing before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number 2007-27207) and must be submitted to the Docket Clerk, DOT Docket Management Facility, Room PL-401 (Plaza Level), 400 7th Street, SW., Washington, DC 20590. Communications received within 30 days of the date of this notice will

be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.–5 p.m.) at the above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://dms.dot.gov>.

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477–78). The Statement may also be found at <http://dms.dot.gov>.

Issued in Washington, DC on February 23, 2007.

**Grady C. Cothen, Jr.**,  
*Deputy Associate Administrator for Safety Standards and Program Development.*

**Editorial Note:** This document, previously published as FR Doc E7-3449, in the issue of February 28, 2007, is republished without change due to its inadvertent omissions from public inspection prior to publication.

[FR Doc. 07-993 Filed 3-1-07; 8:45 am]

**BILLING CODE 1505-01-P**

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Notice of Application for Special Permits**

**AGENCY:** Pipeline and Hazardous Materials Safety Administration, DOT.

**ACTION:** List of Applications for Special Permits.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

**DATES:** Comments must be received on or before April 2, 2007.

*Address Comments to:* Record Center, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the special permit number.

**FOR FURTHER INFORMATION CONTACT:** Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street, SW., Washington, DC or at <http://dms.dot.gov>.

This notice of receipt of applications for special permits is published in accordance with Part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on February 8, 2007.

**Delmer F. Billings**,  
*Director, Office of Hazardous Materials, Special Permits & Approvals.*

**NEW SPECIAL PERMIT**

| Application No. | Docket No. | Applicant                                      | Regulation(s) affected      | Nature of special permit thereof   |
|-----------------|------------|--|-----------------------------|--|
| 14467-N .....   | .....      | Brenner Tank, LLC, Fond du Lac, WI.            | 49 CFR 178.345-2 .....      | To authorize the manufacture, marking, sale and use of DOT 400 series cargo tanks using alternative materials of construction, specifically duplex stainless steels. (mode 1).                           |
| 14468-N .....   | .....      | REC Advanced Silicon Materials LLC, Butte, MT. | 49 CFR 173.301(f) .....     | To authorize the transportation in commerce of certain cylinders containing Silane, compressed with a capacity over 50 L with a single relief device rather than one at each end. (modes 1, 2, 3, 4, 5). |
| 14469-N .....   | .....      | Space Systems/Loral, Palo Alto, CA.            | 49 CFR 172.101 column (9B). | To authorize the transportation in commerce of anhydrous ammonia by cargo aircraft exceeding the quantities authorized in Column (9B). (mode 4).   |

NEW SPECIAL PERMIT—Continued

| Application No. | Docket No. | Applicant                                    | Regulation(s) affected        | Nature of special permit thereof  |
|-----------------|------------|--|-------------------------------|---|
| 14470-N .....   | .....      | Marsulex, Inc., Springfield, OR.             | 49 CFR 173.31(g)(1) .....     | To authorize the transportation in commerce of certain hazardous materials by rail when the unloader does not secure access to the track as required by 49 CFR 174.67(a)(3). (mode 2).            |
| 14471-N .....   | .....      | University of Colorado Hospital, Denver, CO. | 49 CFR 173.12. ....           | To authorize the one-way transportation in commerce of various hazardous materials in lab packs to facilitate relocation of laboratory facilities. (mode 1).                                      |
| 14472-N .....   | .....      | University of Colorado Hospital, Denver, CO. | 49 CFR 173.196; 178,609 ..    | To authorize the one-way transportation in commerce of infectious substances other than Risk Group 4 in specially designed packaging (freezers). (mode 1).  |
| 14473-N .....   | .....      | Weatherford International, Fort Worth, TX.   | 49 CFR 173.302a and 173.304a. | To authorize the manufacture, marking, sale and use of a non-DOT specification cylinder similar to a DOT Specification 3A cylinder for use in the oil well sampling industry. (modes 1, 2, 3, 4). |
| 14475-N .....   | .....      | Chemtura Corporation, Middlebury, CT.        | 49 CFR 173.24a(a)(1) .....    | To authorize the transportation in commerce of certain packagings containing Consumer commodity, ORM-D with closures that are not oriented in the upward direction. (modes 1, 2).                 |

[FR Doc. 07-977 Filed 3-1-07; 8:45 am]

BILLING CODE 4909-60-M

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 34995]

**Modoc Railway and Land Company LLC—Acquisition and Operation Exemption—in Lake County, OR**

Modoc Railway and Land Company LLC (MR&L), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire by lease, pursuant to an agreement with Lake County, an Oregon municipal entity, approximately 55.41 miles of rail line between milepost 456.89, in Alturas, CA, and milepost 512.3, in Lakeview, OR. MR&L indicates that Modoc Northern Railroad Company (MNRR), a Class III rail carrier, will be the operator of the property.

MR&L certifies that its projected revenues as a result of the transaction will not result in the creation of a Class II or Class I rail carrier, and further certifies that its annual revenues will not exceed \$5 million.

The earliest this transaction may be consummated is the March 18, 2007 effective date of the exemption (30 days after the exemption was filed).<sup>1</sup>

<sup>1</sup> MR&L had originally indicated a consummation date of March 1, 2007. MR&L has been informed by a Board staff member that consummation may not take place until March 18, 2007.

This transaction is related to a concurrently filed notice of exemption in STB Finance Docket No. 34996, *Modoc Northern Railroad Company—Acquisition and Operation Exemption—Lake County, OR*, wherein MNRR seeks to acquire and operate approximately 55.41 miles of rail line between milepost 456.89, in Alturas, CA, and milepost 512.3, in Lakeview.<sup>2</sup>

If the verified 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 will not automatically stay the transaction. Petitions for stay must be filed no later than March 9, 2007 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34995, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Dennis C. Farley, Lear & Lear, L.L.P., 299 South

<sup>2</sup> MR&L owns, and MNRR operates, the adjacent rail line between milepost 552.0 near Texum, OR, and milepost 445.6 near McArthur, CA, and the Lakeview Branch between milepost 456.89 and milepost 458.60 at Alturas. See *Modoc Northern Railroad Company-Operation Exemption-Union Pacific Railroad Company*, STB Finance Docket No. 34768 (STB served Nov. 18, 2005), and *Modoc Railway and Land Company LLC-Acquisition Exemption-Union Pacific Railroad Company*, STB Finance Docket No. 34769 (STB served Nov. 18, 2005).

Main, Suite 2200, Wells Fargo Center, Salt Lake City, UT 84111.

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

Decided: February 26, 2007.

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

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

[FR Doc. E7-3706 Filed 3-1-07; 8:45 am]

BILLING CODE 4915-01-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 34996]

**Modoc Northern Railroad Company—Acquisition and Operation Exemption—in Lake County, OR**

Modoc Northern Railroad Company (MNRR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire by lease, pursuant to an agreement with Lake County, an Oregon municipal entity, and to operate approximately 55.41 miles of rail line between milepost 456.89, in Alturas, CA, and milepost 512.3, in Lakeview, OR.

MR&L certifies that its projected revenues as a result of the transaction will not result in the creation of a Class II or Class I rail carrier, and further certifies that its annual revenues will not exceed \$5 million.

The earliest this transaction may be consummated is the March 18, 2007