

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).¹

¹ 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.²

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

² 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.

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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