

Dated: August 25, 1995.

Caroline Anderson,

Acting Chief, Branch of Permits, Office of Management Authority.

[FR Doc. 95-21565 Filed 8-30-95; 8:45 am]

BILLING CODE 4310-55-P

National Park Service

Cape Cod National Seashore, South Wellfleet, Massachusetts, Cape Cod National Seashore Advisory Commission; Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770, 5 U.S.C. App. 1, section 10), that a meeting of the Cape Cod National Seashore Advisory Commission will be held on Friday, September 22, 1995.

The Commission was reestablished pursuant to Public Law 99-349, Amendment 24. The purpose of the Commission is to consult with the Secretary of the Interior, or his designee, with respect to matters relating to the development of the Cape Cod National Seashore, and with respect to carrying out the provisions of sections 4 and 5 of the Act establishing the Seashore.

The Commission members will meet at 1 p.m. at Park Headquarters, Marconi Station for their regular business meeting which will be held for the following reasons:

1. Welcome Superintendent Burks and new Commission members
2. Adoption of Agenda
3. Approval of Minutes of the previous meeting (205th dated 11-04-94)
4. Election of Vice Chair and Secretary
5. Report of Superintendent, Status of General Management Plan, Highland Light, North Truro Air Force Station
6. Reauthorization of Commission Charter
7. New Business
8. Agenda for Next Meeting
9. Date for Next Meeting
10. Public Comment
11. Adjournment

The meeting is open to the public. It is expected that 15 persons will be able to attend the meeting in addition to the Commission members.

Interested persons may make oral/written presentations to the Commission during the business meeting or file written statements. Such requests should be made to the park superintendent at least seven days prior to the meeting. Further information concerning the meeting may be obtained from the Superintendent, Cape Cod

National Seashore, So. Wellfleet, MA 02663.

Robert W. McIntosh,

Associate Field Director, Research, Planning, and Resource Stewardship.

[FR Doc. 95-21575 Filed 8-30-95; 8:45 am]

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INTERSTATE COMMERCE COMMISSION

[Docket No. AB-3 (Sub-No. 126X)]

Missouri Pacific Railroad Co.; Abandonment Exemption; Caddo Parish, LA

Missouri Pacific Railroad Company (MP) has filed a verified notice under 49 CFR Part 1152 Subpart F; Exempt Abandonments to abandon a portion of the Good Roads Lead from milepost 8.68 to the end of the line at milepost 9.4 near Shreveport, a distance of approximately 0.72-miles in Caddo Parish, LA.

MP has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Commission or with any U.S. District Court or has been decided in complainant's favor within the last 2 years; and (4) the requirements at 49 CFR 1105.7 (environmental report), 49 CFR 1105.8 (historic report), 49 CFR 1105.11 (transmittal letter), and 1152.50(d)(1) (notice to government agencies), and 49 CFR 1105.12 (newspaper publication) have been met.

As a condition to use of this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether employees are adequately protected, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.

This exemption will be effective September 30, 1995, unless stayed or a statement of intent to file an offer of financial assistance (OFA) is filed. Petitions to stay that do not involve environmental issues,¹ statements of

¹The Commission will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Commission in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Commission may take appropriate action before the exemption's effective date.

intent to file an OFA under 49 CFR 1152.27(c)(2),² and trail use/rail banking requests under 49 CFR 1152.29³ must be filed by September 11, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by September 20, 1995. An original and 10 copies of any such filing must be sent to the Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423. In addition, one copy must be served on Joseph D. Anthofer, 1416 Dodge Street #830, Omaha, NE 68179.

If the notice of exemption contains false or misleading information, the exemption is void ab initio.

CSXT has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by September 5, 1995. A copy of the EA may be obtained by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: August 25, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-21638 Filed 8-30-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket No. AB-57 (Sub-No. 38X)]

Soo Line Railroad Company; Abandonment Exemption; Dakota County, MN

Soo Line Railroad Company (Soo) has filed a notice of exemption under 49 CFR Part 1152 Subpart F; *Exempt Abandonments* to abandon its approximately 0.25-mile rail line (known as the "Vermillion River Bridge Trackage") between milepost 390.92 north of the Vermillion River and milepost 391.17 south of the Vermillion River and north of East 21st Street,

²See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

³The Commission will accept late-filed trail use requests so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.

including the Vermillion River Bridge, at Hastings, in Dakota County, MN.

Soo has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) overhead traffic has been rerouted over other lines; (3) no formal complaint filed by a user of rail service on this line (or a state or local government entity acting on behalf of such user) regarding cessation of service over the line is either pending with the Commission or with any U.S. District Court or has been decided in favor of the complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental report), 49 CFR 1105.8 (historic report), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to use of this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.¹

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on September 30, 1995, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,² formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),³ and trail use/rail banking statements under 49 CFR 1152.29 must be filed by September 11, 1995.⁴ Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by September 20,

1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423-2191.

A copy of any petition filed with the Commission should be sent to applicant's representative: Larry D. Starns, 1000 Soo Line Building, 105 South 5th Street, Minneapolis, MN 55402.

If the notice of exemption contains false or misleading information, the exemption is void ab initio.

Soo has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by September 5, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or other trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: August 23, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-21636 Filed 8-30-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket No. AB-411 (Sub-No. 1X)]

**Union Railroad of Oregon;
Abandonment Exemption; Union
County, OR**

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: Under 49 U.S.C. 10505, the Commission exempts from the regulatory requirements of 49 U.S.C. 10903-04 the abandonment by Union Railroad of Oregon of 2.4 miles of rail line between milepost 0.0 at Union Junction and milepost 2.4 at Union in Union County, OR.

DATES: The exemption will be effective September 30, 1995 unless stayed or a statement of intent to file an offer of financial assistance (OFA) is filed. Statements of intent to file an OFA under 49 CFR 1152.27(c)(2), requests for a notice of interim trail use/rail banking under 49 CFR 1152.29 and petitions to

stay must be filed by September 11, 1995, requests for a public use condition under 49 CFR 1152.28 and petitions to reopen must be filed by September 20, 1995.

ADDRESSES: Send pleadings referring to Docket No. AB-411 (Sub-No. 1X) to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue NW., Washington, D.C. 20423, and (2) Edward Immel, State Rail Planner, Statewide Mobility Unit, 325 13th St., NE, Room 501 Salem, OR 97310.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY INFORMATION:

Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue NW., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: August 17, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald.

Vernon A. Williams,
Secretary.

[FR Doc. 95-21637 Filed 8-30-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

**Notice of Lodging a Final Judgment by
Consent Pursuant to the Clean Air Act,
Clean Water Act, and Resource
Conservation and Recovery Act**

Notice is hereby given that on August 23, 1995, a proposed consent decree in *United States and Commonwealth of Pennsylvania v. Horsehead Industries, Inc., et al.*, Civ. A. No. 1: CV-92-0008, was lodged in the United States District Court for the Middle District of Pennsylvania. The complaint in this action seeks civil penalty and injunctive relief under the Clean Air Act (CAA), 42 U.S.C. 7401 *et seq.*, the Clean Water Act (CWA), 33 U.S.C. 1251 *et seq.*, and the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6901 *et seq.*, for alleged violations of these Acts at defendants' Palmerton, Pennsylvania facility.

Under the proposed decree, Horsehead Industries, Inc. and Horsehead Resource Development Company (collectively, Horseheads),

¹ The Railway Labor Executives' Association (RLEA) filed comments opposing the proposed abandonment and requesting that we conduct an investigation, hold oral hearings, and modify the standard labor protective conditions we routinely impose in abandonment exemptions. Because the Commission does not normally consider comments prior to the publication of a notice of exemption under 49 CFR 1152.50(b), RLEA can file a petition to stay and/or a petition to reopen or revoke on or before the dates specified in this notice.

² The Commission will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Commission in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for stay should be filed as soon as possible so that the Commission may take appropriate action before the exemption's effective date.

³ See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

⁴ The Commission will accept a late-filed trail use request so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.