

connecting operations between the line RVRI leases from MP and the line RVRI is acquiring from MP.

This notice is filed under 49 CFR 1180.2(d)(7). If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not stay the transaction. Pleadings must be filed with the Commission and served on: Thomas F. McFarland, Jr., Belnap, Spencer, McFarland & Herman, 20 North Wacker Drive, Suite 3118, Chicago, IL 60606-3101.

As a condition to use of this exemption, any employees adversely affected by the trackage rights will be protected under *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

Decided: October 25, 1995.

By the Commission, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Vernon A. Williams

Secretary.

[FR Doc. 95-27139 Filed 10-31-95; 8:45 am]

BILLING CODE 7035-01-P

**[Docket No. AB-433 (Sub-No. 2X)]**

**Idaho Northern & Pacific Railroad Company—Abandonment Exemption—in Washington and Adams Counties, ID**

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Notice of exemption.

**SUMMARY:** Under 49 U.S.C. 10505, the Commission exempts Idaho Northern & Pacific Railroad Company from the prior approval requirements of 49 U.S.C. 10903-04 to: (1) Abandon approximately 83.1 miles of rail line between milepost 1.0 near Weiser and milepost 84.1 at Rubicon, in Washington and Adams Counties, ID; and (2) discontinue trackage rights over a line currently owned and operated by Union Pacific Railroad Company between milepost 0.0 and milepost 1.0 in Weiser, ID. The exemption will be subject to environmental, public use, and standard labor protective conditions.

**DATES:** The exemption will be effective on December 1, 1995. Formal expressions of intent to file an offer<sup>1</sup> of financial assistance under 49 CFR 1152.27(c)(2) and requests for NITU/rail banking under 49 CFR 1152.29 must be

<sup>1</sup> See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

filed by November 13, 1995. Petitions to stay must be filed by November 16, 1995. Requests for a public use condition must be filed by November 21, 1995. Petitions to reopen must be filed by November 27, 1995.

**ADDRESSES:** An original and 10 copies of all pleadings, referring to Docket No. AB-433 (Sub-No. 2X), must be filed with: (1) The Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, NW., Washington, DC 20423; and (2) Petitioner's representative: Robert A. Wimbish, REA, CROSS & AUCHINCLOSS, 1920 N St., NW., Washington, DC 20036.

**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 decision, write to, call, or pick up in person from DC News & Data, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD Services at (202) 927-5721.]

Decided: October 23, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald. Commissioner McDonald did not participate in the disposition of this proceeding.

Vernon A. Williams,

Secretary.

[FR Doc. 95-27140 Filed 10-31-95; 8:45 am]

BILLING CODE 7035-01-P

**[Docket No. AB-310X]**

**Utah Railway Company—Abandonment Exemption—in Carbon County, UT**

Utah Railway Company (UTAH) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon approximately 3.6 miles of rail line between milepost 0.0 at Jacobs and milepost 3.6 at Spring Canyon, in Carbon County, UT.<sup>1</sup>

<sup>1</sup> Pursuant to 49 CFR 1152.50(d)(2), the railroad must file a verified notice with the Commission at least 50 days before the abandonment or discontinuance is to be consummated. The applicant, in its verified notice, indicated a proposed consummation date of November 30, 1995. Because the verified notice was not filed until October 12, 1995, consummation should not have been proposed to take place before December 1, 1995. Applicant's representative has corrected the notice to state that the proposed consummation date is December 1, 1995.

UTAH has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) no overhead traffic moves over the line; (3) no formal complaint filed by a user of rail service on the line (or 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 favor of the complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (service of environmental report on agencies), 49 CFR 1105.8 (service of historic report on State Historic Preservation Officer), and 49 CFR 1152.50(d)(1) (service of verified notice on governmental agencies) have been met.

As a condition to use of this exemption, any employee 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.

Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on December 1, 1995 (unless stayed pending reconsideration). Petitions to stay that do not involve environmental issues,<sup>2</sup> formal expressions of intent to file offers of financial assistance under 49 CFR 1152.27(c)(2),<sup>3</sup> and trail use/rail banking statements under 49 CFR 1152.29 must be filed by November 13, 1995.<sup>4</sup> Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by November 21, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any petition filed with the Commission should be sent to applicant's representative: J. E. West, III, Utah Railway Company, 340 Hardscrabble Road, P. O. Box 261, Helper, UT 84526.

<sup>2</sup> A stay will be issued routinely where an informed decision on environmental issues (whether raised by a party or by the Commission's Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of the notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay on environmental grounds is encouraged to file promptly so that the Commission may act on the request before the effective date.

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

<sup>4</sup> The Commission will accept late-filed trail use statements so long as it retains jurisdiction.

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

UTAH has filed an environmental report which addresses the abandonment's effects, if any, on the environment or historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by November 6, 1995. Interested persons may obtain a copy of the EA from SEA by writing to it at (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief, 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 trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: October 26, 1995.

By the Commission, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Vernon A. Williams,  
Secretary.

[FR Doc. 95-27137 Filed 10-31-95; 8:45 am]  
BILLING CODE 7035-01-P

[Docket No. AB-310 (Sub-No. 1X)]

**Utah Railway Company—  
Abandonment Exemption—in Carbon  
County, UT**

Utah Railway Company (Utah) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon its Wattis Branch Line from milepost 0.0 to milepost 2.4, in Carbon County, UT, a distance of 2.4 miles.<sup>1</sup>

Utah has certified that: (1) no local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic; (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 favor of the complainant within the 2-year period; and (4) the

<sup>1</sup> Pursuant to 49 CFR 1152.50(d)(2), the railroad must file a verified notice with the Commission at least 50 days before the abandonment or discontinuance is to be consummated. The applicant, in its verified notice, indicated a proposed consummation date of November 30, 1995. Because the verified notice was not filed until October 12, 1995, consummation should not have been proposed to take place before December 1, 1995. Applicant's representative has corrected the notice on October 20, 1995, and stated that the proposed consummation date is December 1, 1995.

requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 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.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on December 1, 1995, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>2</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>3</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>4</sup> must be filed by November 13, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by November 21, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any pleading filed with the Commission should be sent to applicant's representative: J. E. West, III, 340 Hardscrabble Road, P.O. Box 261, Helper, UT 84526.

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

Utah filed an environmental report which addresses the effects of the abandonment, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by November 6, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington,

<sup>2</sup> A stay will be issued routinely by the Commission in those proceedings where an informed decision on environmental issues (whether raised by a party or by the Commission's Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of the notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay on environmental concerns is encouraged to file its request as soon as possible in order to permit the Commission to review and act on the request prior to the effective date of this exemption.

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

<sup>4</sup> The Commission will accept a late-filed trail use request as long as it retains jurisdiction to do so.

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 trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: October 26, 1995.

By the Commission, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Vernon A. Williams,  
Secretary.

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**DEPARTMENT OF JUSTICE**

**Information Collection Under Review**

The proposed information collection is published to obtain comments from the public. Public comments are encouraged and will be accepted for sixty days from the date listed at the top of this page in the Federal Register. This process is conducted in accordance with the Paperwork Reduction Act of 1995.

This collection will contain the following information:

- (1) The title of the form/collection;
- (2) The agency form number, if any, and the applicable component of the Department sponsoring the collection;
- (3) Who will be asked or required to respond, as well as a brief abstract;
- (4) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond; and,
- (5) An estimate of the total public burden (in hours) associated with the collection.

Comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to Ms. Jill Ptacek, Antitrust Coordinator, Antitrust Division on 202-307-7284, and Mr. Robert B. Briggs, the Department of Justice's Clearance Officer who can be contacted at 202-514-4319. If you anticipate commenting on a form or collection, but find that time to prepared such comments will prevent you from prompt submission, you should notify the Office of Justice Programs and the Department of Justice Clearance Officer of you intent as soon as possible. Written comments regarding the burden estimate or any other aspect of the information collection may be submitted to: