

Applica- tion No.	Applicant	Parties to ex- emption
11153-P	Chemical Conservation Corporation, Orlando, FL.	11153
11156-P	Buckley Powder Co. of Oklahoma, Inc., Mill Creek, OK.	11156
11373-P	P.B. & S. Chemical Company, Inc., Henderson, KY.	11373
11458-P	American Home Food Products, Inc., Milton, PA.	11458
11458-P	Prestone Products Corporation, Danbury, CT.	11458
11458-P	Sherwin-Williams Diversified Brands, Inc., Solon, Oh.	11458
11472-P	Industrial Solid Propulsion, Inc., Las Vegas, NV.	11472
11472-P	Aero Tech, Inc., Las Vegas, NV.	11472
11588-P	American Type Culture Collection, Rockville, MD.	11588
11588-P	Culver Enterprises, Inc., Salisbury, MD.	11588
11588-P	Safety Disposal System, Inc., Opa Locka, FL.	11588
11588-P	Health Care Incinerators, Fargo, ND.	11588
11588-P	GRP & Associates, Inc., Clear Lake, IA.	11588

This notice of receipt of applications for modification of exemptions and for party to an exemption is published in accordance with Part 107 of the Hazardous Materials Transportation Act (49 U.S.C. 1806; 49 CFR 1.53(e)).

Issued in Washington, DC, on May 15, 1996.

J. Suzanne Hedgepeth,

Director, Office of Hazardous Materials Exemptions and Approvals.

[FR Doc. 96-12802 Filed 5-21-96; 8:45 am]

BILLING CODE 4910-60-M

Surface Transportation Board¹

[STB Finance Docket No. 32938]

Bootheel Regional Rail Corporation and Bootheel Rail Properties, Inc.—Acquisition and Operation Exemption—Burlington Northern Santa Fe Corporation

Bootheel Regional Rail Corporation (BRRC) and Bootheel Rail Properties,

¹ The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10901.

Inc. (BRPI), noncarriers, have filed a verified notice of exemption under 49 CFR 1150.31 for BRPI to acquire and BRRC to operate a 26.63-mile rail line (together with incidental and appendent branch line rights-of-way, now discontinued, and spur tracks) from the Burlington Northern Santa Fe Railroad as follows: (1) Branch Line between Hayti, MO, (milepost 212.73), and Kennett, MO, (milepost 230.00); (2) discontinued Branch Line right-of-way from Kennett, MO, (milepost 230.00), to Holcomb, MO, (milepost 233.15); (3) discontinued Branch Line right-of-way from Kennett, MO, (milepost 230.00), to Senath, MO, (milepost 233.52); (3) discontinued Piggott Stub Branch Line right-of-way, (milepost 222.19 to milepost 223.40); and (4) discontinued Branch Line from Hayti, MO, (milepost 212.90), to Caruthersville, MO, (milepost 214.38).

The transaction was to be consummated on or after May 8, 1996.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding 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.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32938, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on Allan A. Maki, Jr., Esq., 1563 Grandview Drive, Cape Girardeau, MO 63701-2223.

Decided: May 16, 1996.

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

Vernon A. Williams,

Secretary.

[FR Doc. 96-12830 Filed 5-21-96; 8:45 am]

BILLING CODE 4915-00-P

Surface Transportation Board¹

[STB Finance Docket No. 32941]

Livonia, Avon & Lakeville Railroad Corp.—Acquisition and Operation Exemption—Steuben County Industrial Development Agency (19492)

Livonia, Avon & Lakeville Railroad Corp. (LAL), a Class III common carrier

¹ The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions to the Surface Transportation Board (Board). This

by rail, has filed a verified notice under 49 CFR 1180.2(d)(2) to acquire the exclusive right to operate over Steuben County Industrial Development Authority's rail line (Subject Line) between milepost ±8.68 at Hammondsport and milepost ±0.85 at Bath,² and from that point (which is also designated as milepost ±285.10) to milepost ±311.30 at Wayland, a distance of approximately 34.03 route miles.

Consummation of the transaction was expected to occur on May 8, 1996, or soon thereafter.

LAL owns and operates a line of railroad between Rochester and Lakeville, NY. This transaction is exempt from the prior approval requirements of 49 U.S.C. 11323 because LAL states that: (1) The Subject Line does not connect with the existing rail lines of LAL; (2) the proposed transaction is not part of a series of anticipated transactions that would connect LAL's existing lines with the Subject Line; and (3) the transaction does not involve a Class I carrier.

Under 49 U.S.C. 10502(g), the Board may not use its exemption authority to relieve a rail carrier of its statutory obligation to protect the interests of its employees. Section 11326(c), however, does not provide for labor protection for transactions under sections 11324 and 11325 that involve only Class III rail carriers. Because this transaction involves Class III rail carriers only, the Board, under the statute, may not impose labor protective conditions for this transaction.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to reopen will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32941, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on

notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323.

² At the time the Steuben County Industrial Development Agency (SCIDA) obtained approval from the ICC to acquire the Subject Line, it did not seek the requisite authority to obtain that portion of the Subject Line between Bath and Hammondsport. See *Steuben County Industrial Development Agency and Champaigne Railroad, Inc.—Acquisition and Operation Exemption—Line of Consolidated Rail Corporation*, Finance Docket No. 32133 (ICC served Dec. 23, 1992). LAL indicates that SCIDA will be seeking a retroactive exemption for this acquisition in the near future.