

Air carriers and foreign air carriers may submit copies of written comments previously provided to the County of Chautauqua, New York under § 158.23 of Part 158.

**FOR FURTHER INFORMATION CONTACT:**

Philip Brito, Manager New York Airports District Office, 600 Old Country Road, Room 446, Garden City, New York, 11530 (Tel 516-227-3803). The application may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA proposes to rule and invites public comment on the application use the revenue from a PFC at Chautauqua County/Jamestown Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Public Law 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

On April 19, 1996, the FAA determined that the application to use the revenue from a PFC submitted by the County of Chautauqua was substantially complete within the requirements of § 158.25 of Part 158. The FAA will approve or disapprove the application, in whole or in part, no later than July 17, 1996.

The following is a brief overview of the application.

*Level of the proposed PFC:* \$3.00

*Proposed charge effective date:* June 1, 1993

*Proposed charge expiration date:* February 1, 2000

*Total estimated PFC revenue:* \$434,822

Brief description of proposed projects: The PFC funds will be utilized to fund the local share of the following proposed AIP projects.

- Rebuilt entry road
- Overlay runway 7/25
- Remove obstructions

Class or classes of air carriers which the public agency has requested not be required to collect PFCs: All air taxi/commercial operators filing form 1800-31.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT** and at the FAA Regional Airports Office located at: Fitzgerald Federal Building, John F. Kennedy International Airport, Jamaica, New York, 11430.

In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the Chautauqua County/Jamestown Airport.

Issued in Jamaica, New York on May 29, 1996.

Anthony P. Spera,  
*Acting Manager, Airports Division, Eastern Region.*

[FR Doc. 96-14264 Filed 6-5-96; 8:45 am]

BILLING CODE 4910-13-M

**Surface Transportation Board<sup>1</sup>**

**[STB Finance Docket No. 32962]**

**CSX Transportation, Inc.—Trackage Rights Exemption—Meridian and Bigbee Railroad Company**

Meridian and Bigbee Railroad Company (MBRR) has agreed to grant overhead trackage rights to CSX Transportation, Inc. (CSXT), over approximately 51 miles of railroad beginning at the CSXT/MBRR connection at Myrtlewood, AL, to the CSXT/MBRR connection at Meridian, MS, including head and tail operating room at both connections. The trackage rights were to become effective on or after May 24, 1996.

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. 10502(d) may be filed at any time. The filing of a petition to revoke will not stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32962, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, NW., Washington, DC 20423 and served on: Charles M. Rosenberger, Senior Counsel, CSX Transportation, Inc. 500 Water Street, J-150, Jacksonville, FL 32202.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *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: May 30, 1996.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.  
Vernon A. Williams,  
Secretary.

[FR Doc. 96-14297 Filed 6-5-96; 8:45 am]

BILLING CODE 4915-00-P

**[STB Finance Docket No. 32956]**

**Fort Worth and Western Railroad Company, Inc.—Trackage Rights Exemption—St. Louis Southwestern Railway Company**

The St. Louis Southwestern Railway Company (SSW) has agreed to assign its local and overhead trackage rights on a rail line owned by the Dallas Area Rapid Transit Property Acquisition Company (DARTPAC) to Fort Worth and Western Railroad Company, Inc. (FWWR), over approximately 28.77 miles of rail line in Texas between milepost 632.27 at North Fort Worth and milepost 603.5 at Carrollton. The trackage rights were to become effective on or after May 24, 1996.

This transaction will also permit FWWR to use the subject trackage to serve Hodge Yard, which it seeks to lease from SSW in a related pending proceeding, STB Finance Docket No. 32955, *Fort Worth and Western Railroad Company, Inc.—Lease and Operation Exemption—St. Louis Southwestern Railroad Company*. 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. 10502(d) may be filed at any time. The filing of a petition to revoke will not stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32956, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, NW., Washington, DC 20423 and served on: Kevin M. Sheys, Oppenheimer Wolff & Donnelly, 1020 Nineteenth Street, NW, Suite 400, Washington, DC 20036.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *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: May 29, 1996.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.  
Vernon A. Williams,  
Secretary.

[FR Doc. 96-14294 Filed 6-5-96; 8:45 am]

BILLING CODE 4915-00-P

<sup>1</sup> 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. 11323-24.

**[STB Finance Docket No. 32961]****Norfolk and Western Railway Company; Trackage Rights Exemption; Norfolk Southern Railway Company**

Norfolk Southern Railway Company (NSR) will agree to grant overhead trackage rights to Norfolk and Western Railway Company (NW).<sup>2</sup> NSR will grant NW overhead trackage rights between milepost K-27.4 at North Winston, NC, and milepost K-0.0 at Pomona, NC, and between milepost 286.8 at Pomona, NC, and milepost 284.4 at Elm (Greensboro), NC, a total distance of approximately 29.8 miles.

The transaction was scheduled to be consummated on or after May 24, 1996.

The purpose of the trackage rights is to provide more efficient service with less internal terminal handling of traffic between those points.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *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).

This notice is filed under 49 CFR 1180.2(d)(7).<sup>3</sup> If it 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.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 32961, 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 James R. Paschall, General Attorney, Norfolk Southern Corporation, Three Commercial Place, Norfolk, VA 23510-2191.

Decided: May 30, 1996.

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

Vernon A. Williams,

Secretary.

[FR Doc. 96-14296 Filed 6-5-96; 8:45 am]

BILLING CODE 4915-00-P

**[Docket No. AB-6 (Sub-No. 371X)]****Burlington Northern Railroad Company; Abandonment Exemption; Between Shickley and Blue Hill, in Clay, Fillmore, Nuckolls and Webster Counties, NE**

AGENCY: Surface Transportation Board.

ACTION: Notice of exemption.

**SUMMARY:** The Board, under 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 10903-04 the abandonment by Burlington Northern Railroad Company of its 42.13-mile rail line between BN milepost 44.50 near Shickley and BN milepost 86.63 near Blue Hill, in Clay, Fillmore, Nuckolls, and Webster Counties, NE, subject to standard labor protective conditions, a trail use condition, and a public use condition.

**DATES:** Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on July 6, 1996. Formal expressions of intent to file an offer<sup>2</sup> of financial assistance under 49 CFR 1152.27(c)(2) must be filed by June 17, 1996; petitions to stay must be filed by June 21, 1996; requests for a public use condition must be filed by June 26, 1996; and petitions to reopen must be filed by July 1, 1996.

**ADDRESSES:** Send pleadings referring to Docket No. AB-6 (Sub-No. 371X) to: (1) Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Sarah J. Whitley, Burlington Northern Railroad Company, 3800 Continental Plaza, 777 Main Street, Fort Worth, TX 76102.

**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 Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC News & Data, Inc., 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 (202) 927-5271.]

Decided: May 21, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owen.

Vernon A. Williams,

Secretary.

[FR Doc. 96-14295 Filed 6-5-96; 8:45 am]

BILLING CODE 4915-00-P

**DEPARTMENT OF THE TREASURY****Submission to OMB for Review; Comment Request**

May 30, 1996.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 2110, 1425 New York Avenue, NW., Washington, DC 20220.

Internal Revenue Service (IRS)

OMB Number: 1545-1119.

Form Number: IRS Forms 8804, 8805, and 8813.

Type of Review: Extension.

Title: Annual Return for Partnership Withholding Tax (Section 1446) (8804); Foreign Partner's Information Statement of Section 1446 Withholding Tax (8805); and Partnership Withholding Tax Payment (Section 1446 (8813)).

Description: Code section 1446 requires partnerships to pay a withholding tax if they have effectively connected taxable income tax is allocable to foreign partners. Forms 8804, 8805, and 8813 are used by withholding agents to provide IRS and affected partners with data to assure proper withholding, crediting to partners' accounts and compliance.

Respondents: Business or other for-profit, Individuals or households.

Estimated Number of Respondents/Recordkeepers: 5,000.

Estimated Burden Hours Per Respondent/Recordkeeper:

functions retained by the Act. This notice relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to section 10903. Therefore, this notice applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.

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

<sup>2</sup> NW is a Class I railroad and a wholly owned subsidiary of NSR. NSR is a Class I railroad, which is controlled through stock ownership by Norfolk Southern Corporation, a holding company.

<sup>3</sup> In addition, this transaction is one that is within a corporate family and is exempt under 49 CFR 1180.2(d)(3) as well.

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (the Act), which was enacted

on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve