

interviews and/or site visits. The information gathered from the survey will be used by the Office of Real Estate Services to assist in the drafting of the regulations as prescribed in TEA-21 and any subsequent guidance issued to the states.

*Respondents:* Approximately 100 affected property owners, residents, business owners and various contractors involved in a recent design/build project in Virginia.

*Estimated Total Annual Burden:* 30 minutes per response; total estimate of 50 burden hours.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Walterscheid, 202-366-9901, Department of Transportation, Federal Highway Administration, Office of Real Estate Services, 400 Seventh Street, SW., Washington, DC 20590. Office hours are from 7:30 a.m. to 5:00 p.m., Monday through Friday, except Federal holidays.

#### Electronic Access

Internet users may access all comments received by the U.S. DOT Dockets, Room PL-401, by using the universal resource locator (URL): <http://dms.dot.gov>. It is available 24 hours each day, 365 days each year. Please follow the instructions online for more information and help. An electronic copy of this document may be downloaded using a modem and suitable communications software from the Government Printing Office Electronic Bulletin Board Service at telephone number 202-512-1661. Internet users may reach the **Federal Register's** home page at <http://www.nara.gov/fedreg> and the Government Printing Office's database at <http://www.access.gpo.gov/nara>.

**Authority:** The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.48.

Issued on: August 17, 2001.

**James R. Kabel,**

*Chief, Management Programs and Analysis Division.*

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**BILLING CODE 4910-22-P**

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket Number: MARAD 2001-10444]

#### Requested Administrative Waiver of the Coastwise Trade Laws

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Invitation for public comments on a requested administrative waiver of

the Coastwise Trade Laws for the vessel ISIS.

**SUMMARY:** As authorized by Public Law 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Public Law 105-383 and MARAD's regulations at 46 CFR part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

**DATES:** Submit comments on or before September 24, 2001.

**ADDRESSES:** Comments should refer to docket number MARAD 2001-10444. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 am and 5 pm, E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

**SUPPLEMENTARY INFORMATION:** Title V of Public Law 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR § 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested

parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR part 388.

#### Vessel Proposed for Waiver of the U.S.-Build Requirement

(1) Name of vessel and owner for which waiver is requested. Name of vessel: ISIS. Owner: James E. Treach.

(2) Size, capacity and tonnage of vessel. According to the applicant: "Its principle dimensions are length—50'11", beam—14'0", and draft-6'6". The ISIS tonnage is unknown, as measured pursuant to 46 U.S.C. 14502"

(3) Intended use for vessel, including geographic region of intended operation and trade. According to the applicant: "The ISIS intended use is a commercial passenger vessel carrying 12 or less passengers, and operating off the coast of California;"

(4) Date and Place of construction and (if applicable) rebuilding. Date of construction: 1975. Place of construction: Hudson Boat Co., Taiwan ROC

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. According to the applicant: "The ISIS is in the operation of taking customers off-shore cruising. It is expected that, should this waiver be granted, little or no impact will be felt by other commercial passenger vessel operators;"

(6) A statement on the impact this waiver will have on U.S. shipyards. According to the applicant: "Further, it is expected that the granting of this waiver to the ISIS will have no impact on U.S. shipyards."

Dated: August 17, 2001.

By order of the Maritime Administrator.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. 01-21236 Filed 8-22-01; 8:45 am]

**BILLING CODE 4910-81-P**

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket Number: MARAD 2001-10445]

#### Requested Administrative Waiver of the Coastwise Trade Laws

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Invitation for public comments on a requested administrative waiver of

the Coastwise Trade Laws for the vessel SIDE BY SIDE.

**SUMMARY:** As authorized by Public Law 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Public Law 105-383 and MARAD's regulations at 46 CFR part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

**DATES:** Submit comments on or before September 24, 2001.

**ADDRESSES:** Comments should refer to docket number MARAD 2001-10445. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

**SUPPLEMENTARY INFORMATION:** Title V of Public Law 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR § 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested

parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR part 388.

#### **Vessel Proposed for Waiver of the U.S.-Build Requirement**

(1) Name of vessel and owner for which waiver is requested. Name of vessel: SIDE BY SIDE. Owner: Ben and Marilyn Siebert.

(2) Size, capacity and tonnage of vessel. According to the applicant: "42 ft. 6 in. LOA / 24 ft. 8 in. beam / 42 in. draft; Gross Tonnage—22 tons / Net Tonnage—19 tons (US standard); Fuel Capacity—100 gal / Water Capacity—212 gal."

(3) Intended use for vessel, including geographic region of intended operation and trade. According to the applicant: "Day sails and multi-day charters, harbor tours, bareboat and crew, in South Florida between Key Largo and Palm Beach (exclusive)."

(4) Date and Place of construction and (if applicable) rebuilding. Date of construction: 1992. Place of construction: Merignac, France.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. According to the applicant: "This Vessel will have negligible impact upon the Miami and South Florida operators. Currently, there are no catamaran day charters operating between Palm Beach and Key Largo (exclusive). All harbor cruises are currently done on large power yachts which can take up to 100 passengers at \$14.50 each, with loud music and a party atmosphere. 'Side by Side' would cater to a more relaxed clientele, who prefer to sail with a small group in peace and quiet for approx. \$25.00 per person. After diligent research, we could find no sailboats operating as short-term per-person sightseeing charters in Miami."

(6) A statement on the impact this waiver will have on U.S. shipyards. According to the applicant: "We have made an exhaustive search for a US built day sailing catamaran. However, we have found that it is very difficult if not impossible to find a vessel that fits our requirements of being U.S. built and USCG approved. There are very few companies building catamarans, and any used boat is grabbed up before I have a chance to bid on a day sailing boat. Our old, Small boat will never supercede the nice and big cats being built, as it can only hold 12 passengers."

Dated: August 17, 2001.

By order of the Maritime Administrator.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. 01-21237 Filed 8-22-01; 8:45 am]

**BILLING CODE 4910-81-P**

## **DEPARTMENT OF TRANSPORTATION**

### **Surface Transportation Board**

[STB Finance Docket No. 34080]

#### **Columbus & Ohio River Rail Road Company—Lease And Operation Exemption—Norfolk Southern Railway Company**

Columbus & Ohio River Rail Road Company (C&ORR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire by lease from Norfolk Southern Railway Company (NS) and to operate approximately 0.4 miles of rail line, known as the Joyce Avenue Lead Track, between milepost N-702.5 and milepost N-702.9 in the vicinity of Columbus, Franklin County, OH. C&ORR certifies that its projected revenues as a result of this transaction will not result in the creation of a Class I or a Class II rail carrier.

The earliest date possible for consummation of the transaction is September 25, 2001, 60 days after C&ORR certified that it posted the required notice at the affected employees' workplace and served notice of the transaction, as required, on the national offices of the labor unions with the employees on affected line. See 49 CFR 1150.42(e).

C&ORR expects to improve the efficiency with which it interchanges traffic with NS as well as its direct service to shippers local to the subject line.

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. 34080, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Kelvin J. Dowd, Slover & Loftus, 1224 17th Street, NW., Washington, DC 20036.

Board decisions and notices are available on our website at [WWW.STB.DOT.GOV](http://WWW.STB.DOT.GOV).