

Satellite Bus Facility Environmental Assessment released on June 15, 2008.

3. *Project name and location:* Gustavus Causeway Replacement, Gustavus, Alaska. *Project sponsor:* State of Alaska Department of Transportation and Public Facilities (Alaska DOT&PF). *Project description:* Alaska DOT&PF intends to replace a dock facility in Gustavus, Alaska that supports freight movement, bulk fuel transfer, and marine passenger vessels. The replacement dock will include a wider trestle to allow two-way traffic, a securable staging area for passenger vehicles and freight, and an upgraded fuel-transfer pipeline. *Final agency actions:* FONSI signed on August 14, 2008. *Supporting documentation:* Environmental Assessment for the Gustavus Causeway Replacement Project issued in May 2008.

4. *Project name and location:* Northwest Corridor to Irving/Dallas-Fort Worth Light Rail Transit Line, Dallas, Texas. *Project sponsor:* Dallas Area Rapid Transit (DART). *Project description:* DART is proposing to construct a 9.3-mile light rail transit extension from the existing Northwest Corridor line to the Dallas/Forth Worth Airport Property. The project will involve the construction of six light rail transit stations and seven traction power substations and the purchase of ten light rail vehicles. DART would defer construction of two proposed light rail stations until they are warranted by development. *Final agency actions:* ROD signed on September 5, 2008; Section 106 Finding of No Historic Properties Affected; Section 4(f) finding, and Project-level Air Conformity Determination. *Supporting documentation:* Northwest Corridor to Irving/Dallas-Fort Worth Light Rail Transit Line Environmental Impact Statement signed on July 17, 2008.

5. *Project name and location:* Foothill Transit Park-and-Ride, West Covina, California. *Project sponsor:* Foothill Transit. *Project description:* The project involves the construction of a six-level parking structure on an existing surface parking lot in West Covina, California. *Final agency actions:* FONSI signed on July 10, 2008; Project-level Air Conformity Determination; Section 106 Finding of No Historic Properties Affected. *Supporting documentation:* Environmental Assessment for the Foothill Transit Park-and-Ride signed on May 23, 2008.

6. *Project name and location:* Lackawanna Cut-Off Rail Restoration Project, Minimal Operable Segment, Andover, New Jersey. *Project sponsor:* New Jersey Transit (NJT). *Project description:* The project involves the

construction of one station and parking facility with 65 spaces in Andover, New Jersey, construction of 7.3 miles of new railroad infrastructure (track, signals, communications, and grade crossing improvements) on existing right-of-way in New Jersey, and rehabilitation of the Roseville Tunnel. The service will operate out to Andover, New Jersey from Hoboken, New Jersey, extending from the existing NJT Morris & Essex and Montclair-Boonton Line trains. *Final agency actions:* FONSI signed on September 12, 2008; Section 106 Finding of No Adverse Effect.

*Supporting documentation:* Environmental Assessment on the Lackawanna Cut-Off Rail Restoration Project issued on July 1, 2008.

Issued on: September 17, 2008.

**Susan Borinsky,**

*Associate Administrator for Planning and Environment, Washington, DC.*

[FR Doc. E8-22634 Filed 9-25-08; 8:45 am]

**BILLING CODE 4910-57-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-6 (Sub-No. 464X)]

#### BNSF Railway Company— Abandonment Exemption—in King County, WA

BNSF Railway Company (BNSF) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon a 5.60-mile rail line<sup>1</sup> between milepost 5.00, at Kennydale, and milepost 10.60 at Wilburton, in King County, WA.<sup>2</sup> The line traverses United States Postal Service Zip Codes 98004, 98005, 98006, and 98056.

BNSF has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) all overhead traffic on the line has been rerouted over other lines; (3) no formal complaint filed by

<sup>1</sup> The rail line at issue in this proceeding is part of a larger BNSF segment in King County that is the subject of two pending proceedings before the Board. For information regarding these proceedings see: *BNSF Railway Company—Abandonment Exemption—in King County, WA*, STB Docket No. AB-6 (Sub-No. 465X) (STB served Aug. 29, 2008), and *The Port of Seattle—Acquisition Exemption—Certain Assets of BNSF Railway Company*, STB Finance Docket No. 35128 (STB served June 20, 2008). An abandonment proposal involving a connecting BNSF branch line is also pending in *BNSF Railway Company—Abandonment Exemption—in King County, WA*, STB Docket No. AB-6 (Sub-No. 463X) (STB served Sept. 26, 2008).

<sup>2</sup> By petition for exemption filed on September 8, 2008, BNSF is also seeking an exemption from the offer of financial assistance (OFA) requirements of 49 U.S.C. 10904. The merits of the petition will be addressed in a separate decision.

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 Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the 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 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. 10502(d) must be filed.

Provided no formal expression of intent to file an OFA has been received, this exemption will be effective on October 28, 2008, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>3</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>4</sup> and trail use/rail banking requests under 49 CFR 1152.29 must be filed by October 6, 2008. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by October 16, 2008, with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001.

A copy of any petition filed with the Board should be sent to BNSF's representative: Kristy D. Clark, BNSF Railway Company, 2500 Lou Menk Drive, AOB-3, Fort Worth, TX 76131.

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

BNSF has filed both an environmental report and a historic report that address the effects, if any, of the abandonment on the environment and historic resources. SEA will issue an environmental assessment (EA) by

<sup>3</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) 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 Board may take appropriate action before the exemption's effective date.

<sup>4</sup> Effective July 18, 2008, the filing fee for an OFA increased to \$1,500. See *Regulations Governing Fees for Services Performed in Connection With Licensing and Related Services—2008 update*, STB Ex Parte No. 542 (Sub-No. 15) (STB served June 18, 2008).

October 3, 2008. Interested persons may obtain a copy of the EA by writing to SEA (Room 1100, Surface Transportation Board, Washington, DC 20423-0001) or by calling SEA, at (202) 245-0305. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.] 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.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), BNSF shall file a notice of consummation with the Board to signify that it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by BNSF's filing of a notice of consummation by September 26, 2009, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: September 22, 2008.

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

**Anne K. Quinlan,**  
*Acting Secretary.*

[FR Doc. E8-22657 Filed 9-25-08; 8:45 am]

BILLING CODE 4915-01-P

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-6 (Sub-No. 463X)]

#### **BNSF Railway Company— Abandonment Exemption—in King County, WA**

BNSF Railway Company (BNSF) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon a 7.30-mile rail line<sup>1</sup> located between milepost 0.00 at Woodinville and milepost 7.30 at

<sup>1</sup> The rail line at issue is a branch line which connects with another BNSF line at Woodinville, WA. That BNSF line is the subject of three pending proceedings before the Board. For information regarding these proceedings see: *BNSF Railway Company—Abandonment Exemption—in King County, WA*, STB Docket No. AB-6 (Sub-No. 465X) (STB served Aug. 29, 2008), *The Port of Seattle—Acquisition Exemption—Certain Assets of BNSF Railway Company*, STB Finance Docket No. 35128 (STB served June 20, 2008), and *BNSF Railway Company—Abandonment Exemption—in King County, WA*, STB Docket No. AB-6 (Sub-No. 464X) (STB served Sept. 26, 2008).

Redmond, King County, WA.<sup>2</sup> The line traverses United States Postal Service Zip Codes 98011, 98034, 98052, and 98072.

BNSF has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic on the line can be rerouted over other lines; (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 Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the 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 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. 10502(d) must be filed.

Provided no formal expression of intent to file an OFA has been received, this exemption will be effective on October 28, 2008, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>3</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>4</sup> and trail use/rail banking requests under 49 CFR 1152.29 must be filed by October 6, 2008. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by October 16, 2008, with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001.

<sup>2</sup> By petition filed on September 8, 2008, BNSF is also seeking an exemption from the offer of financial assistance (OFA) requirements of 49 U.S.C. 10904. The merits of the petition will be addressed in a separate decision.

<sup>3</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) 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 Board may take appropriate action before the exemption's effective date.

<sup>4</sup> Effective July 18, 2008, the filing fee for an OFA increased to \$1,500. See *Regulations Governing Fees for Services Performed in Connection with Licensing and Related Services—2008 update*, STB Ex Parte No. 542 (Sub-No. 15) (STB served June 18, 2008).

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

BNSF has filed both an environmental report and a historic report that address the effects, if any, of the abandonment on the environment and historic resources. SEA will issue an environmental assessment (EA) by October 3, 2008. Interested persons may obtain a copy of the EA by writing to SEA (Room 1100, Surface Transportation Board, Washington, DC 20423-0001) or by calling SEA, at (202) 245-0305. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.] 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.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), BNSF shall file a notice of consummation with the Board to signify that it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by BNSF's filing of a notice of consummation by September 26, 2009, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: September 22, 2008.

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

**Anne K. Quinlan,**  
*Acting Secretary.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35176]

#### **Georgia Southwestern Railroad, Inc.— Acquisition Exemption—CSX Transportation, Inc.**

Georgia Southwestern Railroad, Inc. (GSWR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire by purchase from CSX Transportation, Inc. (CSXT),