

miles of rail line between milepost 114.00 and milepost 112.90 in Kaukauna, Outagamie County, Wis. The line traverses United States Postal Service Zip Code 54130.

WCL has certified that: (1) No local traffic has moved over the line for at least two years; (2) there is no overhead traffic on the line that would have to 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 (Board) or with any U.S. District Court or has been decided in favor of complainant within the two-year period; and (4) the requirements at 49 CFR 1105.7(c) (environmental report), 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 Railroad—Abandonment Portion Goshen Branch Between Firth & Ammon, in Bingham & Bonneville Counties, Idaho*, 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 offer of financial assistance (OFA) has been received, this exemption will be effective on April 19, 2013, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>1</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>2</sup> and trail use/rail banking requests under 49 CFR 1152.29 must be filed by April 1, 2013. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by April 9, 2013, 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 WCL's representative: Thomas J. Healey, 17641

S. Ashland Avenue, Homeland, IL 60430–1345.

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

WCL has filed a combined environmental and historic report that addresses the effects, if any, of the abandonment on the environment and historic resources. OEA will issue an environmental assessment (EA) by March 25, 2013. Interested persons may obtain a copy of the EA by writing to OEA (Room 1100, Surface Transportation Board, Washington, DC 20423–0001) or by calling OEA at (202) 245–0305. Assistance for the hearing impaired is available through the Federal Information Relay Service at (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), WCL 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 WCL's filing of a notice of consummation by March 20, 2014, 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 "[www.stb.dot.gov](http://www.stb.dot.gov)."

Decided: March 15, 2013.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Derrick A. Gardner,**  
Clearance Clerk.

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

#### 30-Day Notice and Request for Comments

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** 30-day notice and request for comments.

**SUMMARY:** As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act of 1995, 44 U.S.C. 3501–3519 (PRA), the Surface Transportation Board (Board) gives notice that it is requesting

from the Office of Management and Budget (OMB) approval of the information collection—System Diagram Maps—further described below. The Board previously published a notice about this collection in the **Federal Register** on January 17, 2013, at 78 FR 3968. That notice allowed for a 60-day public review and comment period. No comments were received.

Comments may now be submitted to OMB concerning (1) whether the collection is necessary for the proper performance of the functions of the Board, including whether the collection has practical utility; (2) the accuracy of the Board's burden estimates; (3) ways to enhance the quality, utility, and clarity of the information collected; and (4) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology when appropriate. Comments will be summarized and included in the Board's request for OMB approval.

#### Description of Collection

*Title:* System Diagram Maps (or, in the case of Class III carriers, the alternative narrative description of rail system).

*OMB Control Number:* 2140–0003.

*Form Number:* None.

*Type of Review:* Extension without change.

*Respondents:* Common carrier freight railroads that are either new or reporting changes in the status of one or more of their rail lines.

*Number of Respondents:* 1.

*Estimated Time Per Response:* 7.1 hours, based on average time reported in informal survey of respondents.

*Frequency of Response:* 1.

*Total Annual Burden Hours:* 7.1 hours.

*Total Annualized Non-Hourly Cost:* \$1,305, on average.

*Needs and Uses:* Under 49 CFR 1152.10–1152.13, all railroads subject to the Board's jurisdiction are required to keep current system diagram maps on file with the Board, although a Class III carrier (a carrier with assets of not more than \$34,656,908 in 2011 dollars) may submit the same information in narrative form. The information sought in this collection identifies all lines in a particular railroad's system, categorized to indicate the likelihood that service on a particular line will be abandoned and/or whether service on a line is currently provided under the financial assistance provisions of 49 U.S.C. 10904. Carriers are obligated to amend and update these maps (or narratives) as the line designations change. 49 CFR 1152.13(b). The Board

<sup>1</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Office of Environmental Analysis (OEA) in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Serv. 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>2</sup> Each OFA must be accompanied by the filing fee, which is currently set at \$1,600. See 49 CFR 1002.2(f)(25).

uses this information to facilitate informed decision making, and this information, which is available to the public from the carrier by request, § 1152.12(c)(3), may serve as notice to the shipping public of the carrier's intent to abandon or retain a line.

*Deadline:* Persons wishing to comment on this information collection should submit comments by April 19, 2013.

**ADDRESSES:** Written comments should be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention: Kimberly Nelson, Surface Transportation Board Desk Officer, by fax at (202) 395-5167; by mail at OMB, Room 10235, 725 17th Street NW., Washington, DC 20500; or by email at

*OIRA\_SUBMISSION@OMB.EOP.GOV.* When submitting comments, refer to the OMB number and title of the information collection.

**FOR FURTHER INFORMATION CONTACT:** Marilyn Levitt at (202) 245-0269 or *levittm@stb.dot.gov*. The regulations governing this collection may be viewed at *http://www.ecfr.gov/cgi-bin/text-idx?c=ecfr&rgn=div6&view=text&node=49:8.1.1.2.67.2&idno=49*. A copy of the regulations pertaining to this information collection may be obtained by contacting Christine Glaab, STB Librarian at (202) 245-0406 or *STBLibrary@stb.dot.gov*.

**SUPPLEMENTARY INFORMATION:** Under the PRA, a Federal agency conducting or sponsoring a collection of information must display a currently valid OMB

control number. Collection of information, which is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c), includes agency requirements that persons submit reports, keep records, or provide information to the agency, third parties, or the public. Section 3507(b) of the PRA requires, concurrent with an agency's submitting a collection to OMB for approval, a 30-day notice and comment period through publication in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information.

Dated: March 15, 2013.

**Jeffrey Herzig,**  
*Clearance Clerk.*

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