

measures covered by the program are eligible for grant-in-aid funding from the FAA. Where Federal funding is sought, requests for project grants must be submitted to the FAA Airports Division Office in Fort Worth, Texas.

The city of Fort Worth submitted to the FAA on August 4, 1994, the noise exposure maps, descriptions, and other documentation produced during the noise compatibility planning study conducted from November, 1991 through July, 1994. The Fort Worth Meacham Airport noise exposure maps were determined by FAA to be in compliance with applicable requirements on August 11, 1994. Notice of this determination was published in the **Federal Register** on August 18, 1994.

The amendment to the Fort Worth Meacham study contains a proposed noise compatibility program comprised of actions designed for phased implementation by airport management and adjacent jurisdictions from the date of study completion. It was requested that the FAA evaluate and approve this material as an amendment to the noise compatibility program as described in Title 49. The FAA began its review of the program on April 9, 1998 and was required by a provision of the Act to approve or disapprove the program within 180 days (other than the use of new flight procedures for noise control). Failure to approve or disapprove such program within the 180-day period shall be deemed to be an approval of such program.

The submitted program contained two proposed actions for noise mitigation off the airport. The FAA completed its review and determined that the procedural and substantive requirements of Title 49 and FAR Part 150 have been satisfied. The overall program, therefore, was approved by the Administrator effective September 18, 1998.

Outright approval was granted for all of the specific program elements included in the requested amendment. The following program elements of the airport were fully approved:

- a. Purchase noise sensitive sites—fee simple.
- b. Obtain aviation easements.

These determinations are set forth in detail in a Record of Approval endorsed by the Administrator on September 18, 1998. The Record of Approval, as well as other evaluation materials and the documents comprising the submittal, are available at the FAA office listed above and at the Fort Worth Department of Aviation offices.

Issued in Fort Worth, Texas, on September 22, 1998.

**Naomi L. Saunders,**

*Manager, Airports Division.*

[FR Doc. 98-27034 Filed 10-9-98; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### **The Federal Aviation Administration (FAA) Satellite Operational Implementation Team (SOIT) Hosted Forum on the Capabilities of the Global Positioning System (GPS)/Wide Area Augmentation System (WAAS) and Local Area Augmentation System (LAAS)**

**AGENCY:** Federal Aviation Administration.

**ACTION:** Notice of meeting.

**SUMMARY:** The FAA SOIT will be hosting a public forum to discuss the FAA's GPS approvals and WAAS/LAAS operational implementation plans. This meeting will be held in conjunction with a regularly scheduled meeting of the FAA SOIT and in response to aviation industry requests to the FAA Administrator. Formal presentations by the FAA will be followed by a question and answer session. Those planning to attend are invited to submit proposed discussion topics.

**DATES:** November 16-17, 1998, 9:00 a.m.-5:00 p.m.

**ADDRESSES:** Washington, DC. The specific location will be selected based on number of registrants. Meeting details will be sent to all registrants in October. Tentative location is the FAA building, 800 Independence Avenue, SW, Washington, DC.

**POINT OF CONTACT:** Registration and submission of suggested discussion

topics may be made to Mr. Steven Albers, phone (202) 267-7301, fax (202) 267-5086, or e-mail at [steven.albers@faa.gov](mailto:steven.albers@faa.gov).

**SUPPLEMENTARY INFORMATION:** Open to the aviation industry with attendance limited to space available. Participants are requested to register their intent to attend this meeting by October 30, 1998. Names, affiliations, telephone and facsimile numbers should be sent to the point of contact listed.

Dated: September 22, 1998.

**Hank Cabler,**

*SOIT Co-Chairman.*

[FR Doc. 98-27363 Filed 10-9-98; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF TRANSPORTATION

### **Research and Special Programs Administration**

#### **Actions on Exemption Applications**

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** Notice of actions on exemption applications.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given of the actions on exemption applications in May-August 1998. The modes of transportation involved are identified by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft. Application numbers prefixed by the letters EE represent applications for Emergency Exemptions. It should be noted that some of the sections cited were those in effect at the time certain exemptions were issued.

Issued in Washington, DC, on September 29, 1998.

**J. Suzanne Hedgepeth,**

*Director, Office of Hazardous Materials Exemptions and Approvals.*

| Application No.                | Exemption No. | Applicant   | Regulation(s) affected  | Nature of exemption thereof   |
|--------------------------------|---------------|---|-------------------------|---|
| <b>MODIFICATION EXEMPTIONS</b> |               |   |                         |   |
| 3216-M .....                   | DOT-E 3216    | E.I. DuPont de Nemours & Co., Inc., Wilmington, DE. | 49 CFR 173.314(c) ..... | To modify the exemption to provide for rail transportation as an additional mode. |

| Application No. | Exemption No. | Applicant   | Regulation(s) affected   | Nature of exemption thereof   |
|-----------------|---------------|---|--|---|
| 4661-M .....    | DOT-E 4661    | Cyprus Foote Mineral Company, Kings Mountain, NC.         | 49 CFR 173.34(e)(1) .....  | To modify the exemption to provide for Class 3 material as an additional class for transportation in DOT Specification 4BA240 cylinders with alternative retest procedures.   |
| 4844-M .....    | DOT-E 4844    | Kidde-Graviner Ltd., Berkshire, UK                        | 49 CFR 173.301(i), 173.302 .....   | To modify the exemption to provide for rail, air and cargo vessel as additional modes of transportation for use in transporting non-DOT specification foreign made steel cylinders.   |
| 6971-M .....    | DOT-E 6971    | Chem Service, Inc., West Chester, PA.                     | 49 CFR Parts 100-199 .....   | To modify exemption to provide for transportation by passenger aircraft as an additional mode for use in transporting small quantities of chemicals inside glass bottles packaged in metal boxes overpacked in strong wooden or fiberboard boxes. |
| 8096-M .....    | DOT-E 8096    | Scott High Pressure Technology, Inc., Plumsteadville, PA. | 49 CFR 173.302(a)(1), 173.304, 175.3, 178.42.                                  | To modify the exemption to provide for an alternative material to be used in manufacturing non-DOT specification steel cylinders for use in transporting Division 2.2 material.   |
| 8299-M .....    | DOT-E 8299    | Pacific Scientific, Durate, CA .....                      | 49 CFR 173.304(a)(1), 175.3, 178.44.   | To reissue the exemption originally modified on an emergency basis to extend life limit of non-DOT specification pressure vessels used in special service for the transportation of compressed gases.   |
| 10677-M .....   | DOT-E 10677   | Primus AB, S-171 26 Solna, Sweden.                        | 49 CFR 178.33 .....  | To modify the exemption to authorize a larger design container conforming to DOT Specification 2P, except for size, testing requirements and marking, for the transportation of a Division 2.1 material.  |
| 10784-M .....   | DOT-E 10784   | The United States Secret Service, Washington, DC.         | 49 CFR 173.25, 175.85, Part 107, Appendix B to Subpart B, Part 172, Subpart C. | To reissue an exemption originally issued on an emergency basis to authorize the shipment of first aid/trauma kits, containing oxygen in DOT Specification 3AA2015 cylinders, in the passenger compartment of commercial aircraft.                |
| 11058-M .....   | DOT-E 11058   | Spex Certiprep Inc., Metuchen, NJ                         | 49 CFR 173.158(e) .....  | To modify the exemption to provide for cellulose wadding as absorbent material in combination packaging containing dilute nitric acid.  |
| 11344-M .....   | DOT-E 11344   | E.I. Dupont de Nemours & Co., Inc., Wilmington, DE.       | 49 CFR 174.67(i) and (j) .....   | To modify the exemption to provide for tank cars, containing chlorine, Division 2.3, to remain standing with unloading connections attached without the physical presence of an unloader.   |
| 11375-M .....   | DOT-E 11375   | Oceaneering Space Systems, Houston, TX.                   | 49 CFR 178.57 .....  | To modify the exemption to provide for several design changes to non-specification cylinder built to DOT-Specification 4L containing Division 2.2 material.   |
| 11396-M .....   | DOT-E 11396   | Laidlaw Environmental Services, Inc., Columbia, SC.       | 49 CFR 173.306(a)(3) .....   | To modify the exemption to provide for cargo vessel as an additional mode of transportation for use in transporting various Class 3 material.   |

| Application No. | Exemption No. | Applicant  | Regulation(s) affected  | Nature of exemption thereof   |
|-----------------|---------------|--|---|---|
| 11624-M .....   | DOT-E 11624   | Laidlaw Environmental Services, Inc., Columbia, SC.        | 49 CFR 173.173(b)(2) .....  | To modify the exemption to provide for cargo vessel as an additional mode of transportation for use in transporting various Class 3 material.   |
| 11703-M .....   | DOT-E 11703   | Walter Kidde Portable Equipment Company, Inc., Mebane, NC. | 49 CFR 171.2(c), 173.301(h), 178.65.  | To modify the exemption to provide for passenger aircraft as an additional mode of transportation for use in transporting Division 2.2 materials.   |
| 11790-M .....   | DOT-E 11790   | United States Enrichment Corporation (USEC), Bethesda, MD. | 49 CFR 172.302(c) .....   | To modify the exemption to provide for alternative material to be used in tubing of non-specification cylinders similar to DOT 5A and 5B specification cylinder without required markings for use in transporting uranium hexafluoride, Class 7.  |
| 11899-M .....   | DOT-E 11899   | Carleton Technologies, Inc., Orchard Park, NY.             | 49 CFR 178.65 .....   | To modify the exemption to authorize an altered design of the sealed high pressure gas cylinder system, equipped with twin pyrotechnic cutters, Division 1.4D, charged with Nitrogen, Division 2.2, to be offered for shipment as a Division 2.2. |
| 11952-M .....   | DOT-E         | Department of Defense Falls Church, VA.                    | 49 CFR 173.306(a) .....   | To reissue the exemption originally issued on an emergency basis for use in transporting specially designed packaging consisting of a cylinder containing less than 7.22 cubic inches of nitrogen, compressed, Division 2.2.                      |
| 11990-M .....   | DOT-E 11990   | Taylor-Wharton Coyne, Huntsville, AL.                      | 49 CFR 173.201(c), 173.202(c), 173.302(a)(1), 173.304(a)(1), 175.3, 178.35-(e), 178.35-(f), 178.36-(a)(1), 178.36(b), 178.36-(g), 178.36-(j), 178.36-(m). | To modify the exemption to remove the Safety Device criteria under 7.a., 178.35(e) of the exemption.  |
| 12041-M .....   | DOT-E 12041   | General Electric Plastics, Pittsfield, MA.                 | 49 CFR 173.182(c) (30) .....  | To reissue the exemption originally issued on an emergency basis to use an alternate method of testing of certain cylinders for transporting Division 2.3 material.   |
| 12047-M .....   | DOT-E 12047   | True Drilling Company, Casper, WY.                         | 49 CFR 171.2 .....  | To reissue the exemption originally issued on an emergency basis to transport flammable liquids in packages that are not presently authorized.  |
| 12055-M .....   | DOT-E 12055   | M.D. Cryogenics, Inc., Pearland, TX.                       | 49 CFR ? .....  | To reissue the exemption originally issued on an emergency basis to authorize the transportation of portable tanks that are incorrectly marked and are involved in off-shore operations.  |
| 12070-M .....   | DOT-E 12070   | Boeing North American, Inc., Downey, CA.                   | 49 CFR 173.62, Packing instruction 140.   | To reissue the exemption originally issued on an emergency basis to authorize the transportation of a Kill Vehicle (KV) Assembly containing 1.4G explosives.  |
| 12092-M .....   | DOT-E 12092   | Matheson Gas Products, East Rutherford, NJ.                | 49 CFR 173.34(e) .....  | To reissue the exemption originally issued on an emergency basis to use an alternate test method for cylinders rather than the hydrostatic test.  |

| Application No.       | Exemption No. | Applicant  | Regulation(s) affected                     | Nature of exemption thereof  |
|-----------------------|---------------|--|--|--|
| <b>NEW EXEMPTIONS</b> |               |  |  |  |
| 11232-N .....         | DOT-E 11232   | State of Alaska Dept. of Transp. & Public Fac. Juneau, AK.     | 49 CFR 172.101 and 176.905(1) ...          | To authorize the transportation of limited quantity acetylene, Division 2.1, in permanently affixed 100 lb. bottles of state-owned maintenance/vehicles transported on passenger vessels for emergency repairs. (Mode 3)         |
| 11511-N .....         | DOT-E 11511   | Brenner Tank, Inc., Fond du Lac, WI.                           | 49 CFR 178.345-19(c), 178.345-8(c).        | To authorize the manufacture, mark and sale of piston carrying cargo tank motor vehicles similar to a DOT 407 in transporting certain hazardous materials. (Mode 1)  |
| 11537-N .....         | DOT-E 11537   | Babson Bros. Co., Romeoville, IL ..                            | 49 CFR 177.834(h) .....                    | To authorize the transportation in commerce of certain Class 8 material in IBCs that are securely mounted to a flatbed trailer, but not removed for the vehicle prior to loading or unloading of container. (Mode 1)             |
| 11551-N .....         | DOT-E 11551   | The Fertilizer Institute, Washington, DC.                      | 49 CFR 180.407(c)(h) (1)(ii) .....         | To authorize an alternative testing procedure for MC-330 and MC-331 cargo tanks in dedicated anhydrous ammonia service. (Mode 1)   |
| 11646-N .....         | DOT-E 11646   | Barton Solvents, Inc., Des Moines, IA.                         | 49 CFR 172.203(a), 172.301(c), 177.834(h). | To authorize the unloading of hazardous materials from drums and/or intermediate bulk containers without removal from motor vehicles. (Mode 1)   |
| 11722-N .....         | DOT-E 11722   | Citergaz SA, Civray, FR .....                                  | 49 CFR 178.36 .....                        | To authorize the transportation in commerce of non-DOT specification cylinders comparable to 3AX for use in transporting various gases. (Modes 1, 2, 3)  |
| 11772-N .....         | DOT-E 11772   | Kleespie Tank & Petroleum Equipment, Morris, MN.               | 49 CFR 178.337-13(d) .....                 | To authorize alternative pads to be welded to shells attached to components of MC-331 cargo tanks used in transporting liquid petroleum and anhydrous ammonia. (Mode 1)  |
| 11782-N .....         | DOT-E 11782   | Aeronex, Inc., San Diego, CA .....                             | 49 CFR 173.212 .....                       | To authorize the transportation in commerce of non-specification cylinders constructed of 316L stainless steel for use in transporting a Division 4.2 material. (Mode 1)   |
| 11841-N .....         | DOT-E 11841   | Stephan Company, Northfield, IL ...                            | 49 CFR 179.200-16 .....                    | To authorize the transportation in commerce of tank cars equipped with alternative loading and unloading devices to be transported without required DOT exemption markings for use in the shipment of Class 9 material. (Mode 2) |
| 11863-N .....         | DOT-E 11863   | Carrier Corp./d/b/a United Technologies Carrier, Syracuse, NY. | 49 CFR 173.307(a)(4) .....                 | To authorize the manufacture, mark and sale of refrigeration machines containing up to 50 pounds of hazardous materials to be transported as not subject to the regulations. (Modes 1, 2, 3)                                     |
| 11882-N .....         | DOT-E 11882   | FMC Corporation, Philadelphia, PA                              | 49 CFR 172.101, 173.244 .....              | To authorize the transportation in commerce of non-DOT specification packaging containing small quantities of high purity lithium metal for off-site cleaning. (Mode 1)  |

| Application No. | Exemption No. | Applicant  | Regulation(s) affected                                 | Nature of exemption thereof  |
|-----------------|---------------|--|--|--|
| 11911-N .....   | DOT-E 11911   | Transfer Flow, Inc., Chico, CA .....               | 49 CFR 178.700 thru 178.819 .....                      | To authorize the manufacture, mark and sale of 50 gallon to 105 gallon refueling tanks as intermediate bulk containers a system for use in transporting various Class 3 hazardous materials. (Mode 1)                                      |
| 11915-N .....   | DOT-E-11915   | Lockheed Martin Aeronautical Systems Marietta, GA. | 49 CFR 173.34(e) .....                                 | To authorize an alternative maintenance/inspection program for certain DOT specification and non-DOT specification cylinders used as part of the engine and fire extinguishing systems on aircraft. (Modes 1, 2, 4, 5)                     |
| 11916-N .....   | DOT-E-11916   | CP Industries, Inc., McKeesport, PA.               | 49 CFR 173.302(e)(2), (4) and 5, 173.34(e)(1), (3)(4). | To authorize the use of ultrasonic wall thickness retest method to re-qualify DOT-3AX, DOT-3AAX and DOT-3T cylinders and extend the retest period to 10 years for non-corrosive services. (Modes 1, 2, 3, 4)                               |
| 11923-N .....   | DOT-E-11923   | Hoover Materials Handling Group, Inc., Beatrice.   | 49 CFR 178.705(c)(iv)(A) .....                         | To authorize the manufacture, marking and sale of metal intermediate bulk containers having specifications that do not meet minimum thickness requirements. (Modes 1, 2, 3)  |
| 11941-N .....   | DOT-E-11941   | Oxychem, Deer Park, TX .....                       | 49 CFR 173.31 Retest Table 1, 173.31(c).               | To authorize alternative retesting criteria for tanks cars used in chlorine service. (Mode 2)  |
| 11944-N .....   | DOT-E-11944   | Core Laboratories, Inc., Carrollton, TX.           | 49 CFR 173.302 .....                                   | To authorize the transportation in commerce of compressed natural gas in 4E240 cylinders. (Modes 2, 4)   |
| 11965-N .....   | DOT-E 11965   | J.R. Simplot Company, Edison, CA                   | 49 CFR 174.67(i) & (j) .....                           | To authorize tank cars to remain connected during unloading of Class 8 material without the physical presence of an unloader. (Mode 2)   |
| 11966-N .....   | DOT-E 11966   | FMC Corporation, Philadelphia, PA                  | 49 CFR 173.31(b)(6)(i) .....                           | To authorize the transportation in commerce of DOT 111A-60A1W2 aluminum tank cars equipped with half head shields instead of full for use in transporting Hydrogen peroxide aqueous solutions, Division 5.1. (Mode 2)                      |
| 11968-N .....   | DOT-E 11968   | Air Liquide America Corporation, Houston, TX.      | 49 CFR 177.834(i)(3) .....                             | To authorize the unloading of Division 2.1 and 2.2 material from DOT Specification cargo tanks without the physical presence of an unloader. (Mode 1)  |
| 11970-N .....   | DOT-E 11970   | Exxon Chemical, Inc. Baytown, TX                   | 49 CFR 172.101, 178.245-1(c) .....                     | To authorize the transportation in commerce of DOT-Specification 51 portable tanks equipped with a bottom outlet and no internal shutoff valve for use in transporting pyrophoric solids, inorganic, n.o.s., Division 4.2. (Modes 1, 2, 3) |
| 11971-N .....   | DOT-E 11971   | Regional Airline Association, Washington, DC.      | 49 CFR 173.34(e) .....                                 | To authorize an alternative retesting procedure for Specification 4DA and 4DS hermetically sealed cylinders which serves as components of aircraft systems. (Modes 1, 2)   |

| Application No. | Exemption No. | Applicant   | Regulation(s) affected   | Nature of exemption thereof  |
|-----------------|---------------|---|--|--|
| 11990-N .....   | DOT-E 11990   | Taylor-Wharton Coyne, Huntsville, AL.                 | 49 CFR 173.201(c), 173.202(c), 173.302(a)(1), 173.304.(a)(1), 175.3, 178.35-(e), 178.35-(f), 178.36-(a)(1), 178.36(b), 178.36-(g), 178.36-(j), 178.36-(M). | To authorize the manufacture, mark and sale of non-DOT specification cylinders for transportation in commerce of gas and oil well samplings containing certain Division 2.1, 2.2 and Class 3 material. (Modes 1, 2, 3, 4)  |
| 12001-N .....   | DOT-E 12001   | Albermarle Corporation Baton Rouge, LA.               | 49 CFR 172.101, B14 .....  | To authorize the transportation in commerce of toxic liquid, corrosive, inorganic, n.o.s., Division 6.1, PIH Zone B, in uninsulated MC 330 or MC 331 tank trailers. (Mode 1)   |
| 12002-N .....   | DOT-E 12002   | Yellowstone Pipe Line Co., Thompson Falls, MT.        | 49 CFR 174.67(g) .....   | To authorize the use of pressure as an alternative method of removing frozen liquid from tank car bottom outlets instead of steam and hot water. (Mode 2)  |
| 12005-N .....   | DOT-E 12005   | Boeing North American, Inc., Canoga Park, CA.         | 49 CFR 173.302 .....   | To authorize the transportation in commerce of a specially designed unit equipped with a cylinder charged with xenon gas, Division 2.2, as part of a space station project. (Mode 1)   |
| 12011-N .....   | DOT-E 12011   | Compagnie Des Containers Reservoirs, Paris, FR.       | 49 CFR 173.32b(b) .....  | To authorize alternative internal inspection period of IMO Type 1 portable tanks used in dedicated service for the transportation of Division 6.1 material. (Modes 1, 2, 3)  |
| 12021-N .....   | DOT-E 12021   | Praxair, Inc., Tonawanda, NY .....                    | 49 CFR 172.101(i)(3) .....   | To authorize the transportation in commerce of dry metal catalyst classified as Division 4.2, to be transported in non-DOT specification bulk packaging. (Modes 1, 3)  |
| 12030-N .....   | DOT-E 12030   | East Penn Manufacturing Co., Inc., Lyon Station, PA.  | 49 CFR 173.159(h) .....  | To authorize the transportation in commerce of battery fluid, acid, Class 8, in UN6HG composite packagings tested to Packing Group II test criteria with dry storage batteries, containing no hazardous material, in UN 4G fiberboard boxes. The maximum gross weight will not exceed 81.5 pounds. (Modes 1, 3, 4) |
| 12037-N .....   | DOT-E 12037   | The Carbide/Graphite Group, Inc., Louisville, KY.     | 49 CFR 173.35(b) .....   | To authorize the transportation in commerce of Division 4.3 material in reused UN 13H4 lined woven polypropylene flexible intermediate bulk containers in truckload or carload lots. (Modes 1, 2)  |
| 12039-N .....   | DOT-E 12039   | Sun Company, Inc., Philadelphia, PA.                  | 49 CFR 173.319(d)(2) .....   | To authorize the transportation in commerce of liquid refrigerated liquid, Division 2.1, in DOT113C120W tank car tank at a higher pressure than presently authorized. (Mode 2)   |
| 12046-N .....   | DOT-E 12046   | Univ. of Colorado Health Sciences Center, Denver, CO. | 49 CFR 171 to 178 .....  | To authorize the transportation in commerce of various hazardous materials in small quantities inside lab packs without required markings and labelling as essentially non-regulated. (Mode 1)   |
| 12053-N .....   | DOT-E 12053   | OZ Technology, Inc., Rathdrum, ID                     | 49 CFR 173.306(a)(3) .....   | To authorize the transportation in commerce of Hydro-carbon Blend B refrigerant gas, Division 2.1, in non-DOT specification containers similar to a DOT2Q cans with overpack. (Modes 1, 2, 3)  |

| Application No. | Exemption No. | Applicant   | Regulation(s) affected  | Nature of exemption thereof   |
|-----------------|---------------|---|---|---|
| 12056-N .....   | DOT-E 12056   | DOT/MTMC, Falls Church, VA .....                        | 49 CFR 173.226, 173.336 .....   | To authorize the transportation in commerce of Division 6.1 material and Division 3.3 material, in propellant tanks designed to a military specification. (Modes 1, 3)  |
| 12065-N .....   | DOT-E 12065   | International Flavors & Fragrances (IFF-US) Hazlet, NJ. | 49 CFR 173.120(c)(ii) .....   | To authorize the use of a specially designed device to obtain flashpoint data for fragrance formulas. (Modes 1, 2, 3, 4, 5)   |
| 12066-N .....   | DOT-E 12066   | KMG Bernuth, Inc. Houston, TX .....                     | 49 CFR 173.35(b) .....  | To authorize the reuse of flexible IBCs for use in transporting IBCs for use in transporting pentachlorophenol, Division 6.1. (Mode 1)  |
| 12068-N .....   | DOT-E 12068   | United States Sea Launch GP, L.L.C. Long Beach, CA.     | 49 CFR 173.56, 173.60 .....   | To authorize the shipment of a rocket motor and components which have not been examined and approved as required in specially designed packagings and shipping configurations. (Modes 1, 3, 4)  |
| 12069-N .....   | DOT-E 12069   | Compagnie Des Containers Reservoirs, Paris, FR.         | 49 CFR 173.32b(b) .....   | To authorize an alternative visual inspection schedule for certain DOT Specification IM 101 portable tanks used in dedicated service for the transportation in commerce of methylthiopropionic aldehyde (4-thiopentanal), Division 6.1. (Modes 1, 2, 3) |
| 12074-N .....   | DOT-E 12074   | Van Hool NV, B-2500 Lier, Koningshooikt, GR.            | 49 CFR 178-245-1(a) .....   | To manufacture, mark and sale DOT Specification steel portable tanks designed, constructed and stamped in accordance with Division 2 of Section VIII of the ASME B&PV Code for use in transporting Division 2.1 and 2.2 material. (Modes 1, 2, 3)       |
| 12076-N .....   | DOT-E 12076   | The Valvoline Co., Kexington, KY ..                     | 49 CFR 172.101 .....  | To authorize the transportation in commerce of automotive starting fluids products with alternative shipping name in order to use existing stock. (Mode 1)  |
| 12079-N .....   | DOT-E 12079   | ASAHI SEISAKUSHO CO., LTD, Saitama 339-0078, Japan.     | 49 CFR 173.301(h), 173.302(a)(1), 173.305(a), 173.34(a)(1).                                 | To authorize the manufacture, mark and sale of non-DOT specification cylinders comparable to a DOT specification 3AA for use as a scuba diving cylinder containing a Division 2.2 gas. (Modes 1, 2, 3, 4)   |
| 12083-N .....   | DOT-E 12083   | Northern Indiana Fuel & Light Co., Inc., Auburn, IN.    | 49 CFR 173.29(a) .....  | To authorize the bulk transportation in commerce of residual quantities of Class 3 material to be transported in specially designed tanks. (Mode 1)   |
| 12100-N .....   | DOT-E 12100   | Tokico (USA), Inc., Berea, KY .....                     | 49 CFR 172.200-202, 172.203-204, 172.300, 173.306(f)(1), 173.306(f)(2)(iii), 173.306(f)(3). | To authorize the transportation in commerce of gas struts charged by a mixture of nitrogen gas and hydraulic oil as essentially unregulated. (Modes 1, 2, 3, 4, 5)  |

## EMERGENCY EXEMPTIONS

|            |             |   |   |   |
|------------|-------------|---|---|---|
| EE 8299-M  | DOT-E 8299  | Pacific Scientific, Durate, CA .....      | 49 CFR 173.304(a)(1), 175.3, 178.44.    | Authorizes the manufacture, marking and sale of non-DOT specification pressure vessels for shipment of a compressed gases. (modes 1, 2, 4, 5) |
| EE 12070-N | DOT-E 12070 | Boeing Defense & Space Group, Downey, CA. | 49 CFR 173.62, Packing instruction 140. | To authorize the emergency transportation of a Kill Vehicle (KV) Assembly containing 1.4G explosives. (Modes 1, 4)                            |

| Application No. | Exemption No. | Applicant                                  | Regulation(s) affected                          | Nature of exemption thereof   |
|-----------------|---------------|--|---|---|
| EE 12077-N      | DOE-E 12077   | Akzo Nobel Chemicals, Inc., Chicago, IL.   | 49 CFR 172.102(c)(7)(ii), SP T43 ..             | To authorize the emergency one-time transportation in commerce of DOT Specification IM 101 portable tanks containing approximately 100 gallons of a Class 8, PG II (Hazard Zone B) material. (Mode 1)           |
| EE 12078-N      | DOT-E 12078   | Valspar Corp., Minneapolis, MN .....       | 49 CFR 173.203 .....                            | Request for an emergency exemption to authorize the one-time shipment of waste flammable liquid in non-DOT spec. drums. (Mode 1)  |
| EE 12080-N      | DOT-E 12080   | Incendere, Inc., Norfolk, VA               | 49 CFR 173.24, 173.24a                          | Request for an emergency exemption to transport regulated medical waste in a bulk container that is not authorized. (Mode 1)  |
| EE 12090-N      | DOT-E 12090   | Forcenergy, Inc., Anchorage, AK            | 49 CFR 172.101 .....                            | Application for an emergency exemption to authorize the transportation in commerce of nitrogen in containers that exceed the quantity limitations when transported by aircraft. (Mode 4)                        |
| EE 12091-N      | DOT-E 12091   | Hapag-Lloyd (America) Inc., Piscataway, NJ | 49 CFR 173.32b(b)                               | Request for an emergency exemption to transport an IM 101 type tank container that has not been visually inspected within the designated time for that tank. (Modes 1, 2, 3)                                    |
| EE 12092-N      | DOT-E 12092   | Matheson Gas Products, East Rutherford, NJ | 49 CFR 173.34(e)                                | Request for an emergency exemption to use an alternate test method for cylinders rather than the hydrostatic test. (Mode 1)   |
| EE 12094-N      | DOT-E 12094   | Suburban Propane, Inc., Anchorage, AK      | 49 CFR 1234                                     | To authorize the emergency transportation of propane, Division 2.1, in DOT 51M portable tanks, that exceed the quantity limitations. (Mode 4)   |
| EE 12095-N      | DOT-E 12095   | Railway Progress Institute, Alexandria, Va | 49 CFR 172.301(c), 180.503, 180.509, 180.517    | Emergency exemption that authorizes an alternative inspection and test program for any class DOT tank car, and any non-DOT tank car when such car, is used to transport hazardous material. (Mode 2)            |
| EE 12107-N      | DOT-E 120107  | Toyota Motor Sales, Torrance, CA           | 49 CFR 100-180, except as provided in exemption | Request for an emergency exception to manufacture, mark and sale of certain shock absorbers, struts, stays and dampers for transportation in commerce as accumulators. (Modes 1, 2, 3, 4, 5)                    |
| EE 12108-N      | DOT-E 12108   | Jones Chemicals, LeRoy, NY                 | 49 CFR 171.73.24(f), 173.315(o)(2)              | Request for an emergency exemption to authorize the transportation in commerce of a chlorine cargo tank with a "C" kit applied to a leaking valve. (Mode 1)   |
| EE 12110-N      | DOT-E 12110   | Jet Propulsion Laboratory Pasadena, CA     | 49 CFR 173.306(f)                               | Request for an emergency exemption to authorize the transportation in commerce of a deep space spacecraft with its xenon gas propellant tanks fully pressurized to 1048 psig and 90 psig respectively. (Mode 1) |
| EE 12112-N      | DOT-E 12112   | HRD Aero Systems, Inc., Valencia, CA       | 49 CFR 173.301(1)                               | Request for an emergency exemption to authorize the transportation in commerce of certain gases in copper cylinders of foreign manufacture. (Modes 1, 2, 3, 4, 5)   |



| Application No. | Exemption No. | Applicant  | Regulation(s) affected | Nature of exemption thereof  |
|-----------------|---------------|--|------------------------|--|
| EE 12113-N      | DOT-E 12113   | Bemis Co. Inc., Omaha, NE  | 49 CFR 178.3(a)(4)     | Request for an emergency exemption for the transportation in commerce of bags (UN5M2) which were not marked to correct size specifications. (Mode 1) |
| Denials         |               |  |                        |  |
| 7879-M          |               | Request by Halliburton Energy Services, Inc. Duncan, OK to modify exemption to provide for technical changes to the 3" non-DOT specification seamless cylinders used for transport of bromine trifluoride denied July 6, 1998.                     |                        |  |
| 8757-M          |               | Request by YZ Industries, Inc. Snyder, TX to modify exemption to provide for additional service pressure of 2,250 psi, alternative hydrostatic test of 4,500 psi and alternative markings denied May 18, 1998.                                     |                        |  |
| 10581-N         |               | Request by Luxfer UK Limited Nottingham, EN to authorize an alternation testing procedure for DOT 3AL cylinders for shipment of those hazardous materials presently authorized for shipment in DOT Specification 3AL cylinders denied May 4, 1998. |                        |  |
| 11254-M         |               | Request by Schlumberger Oilfield Services Sugar Land, TX to modify exemption to provide for additional tool pallet models with a total explosive content not to exceed 200 pounds per pallet denied June 2, 1998.                                  |                        |  |
| 11591-M         |               | Request by Clearwater Distributors, Inc. Woodridge, NY to authorize the transportation of multiple portable tanks permanently affixed to the vehicle equipped with unloading rod for use in unloading Class 8 material denied August 25, 1998.     |                        |  |
| 11667-M         |               | Request by Weldship Corporation Bethlehem, PA to authorize the modification of personnel qualifications for retesting of DOT-3AAX and 3T cylinders denied June 2, 1998.  |                        |  |
| 11686-M         |               | Request by Bridgeview, Inc. Morgantown, PA to modify exemption to provide for several modifications to existing plastic bags denied August 14, 1998.   |                        |  |
| 11872-M         |               | Request by Polymet Alloys, Inc. Saginaw, AL to modify motion to provide for tarp covered vehicles for transportation of water reactive, solid, Division 4.3 in flexible intermediate bulk containers denied June 18, 1998.                         |                        |  |
| 12109-N         |               | Request by Breed Technologies Lakeland, FL to modify motion to provide for tarp covered vehicles for transportation of water reactive, solid, Division 4.3 in flexible intermediate bulk containers denied July 23, 1998.                          |                        |  |

[FR Doc. 98-27341 Filed 10-9-98; 8:45 am]  
BILLING CODE 4909-60-M

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 33665]

#### Twin Cities & Western Railroad Company—Trackage Rights Exemption—Minnesota Commercial Railway Company

Minnesota Commercial Railway Company has agreed to grant overhead trackage rights to Twin Cities & Western Railroad Company (TCW) on its rail line (the Subject Line), which is located entirely within the State of Minnesota. The rail line extends south from St. Anthony, where it connects with a line of railroad owned and operated by The Burlington Northern and Santa Fe Railway Company (BNSF), to Merriam Park, where it connects with a line of railroad owned and operated by the Soo Line Railroad Company, d/b/a Canadian Pacific Railway (CPR).

The transaction was scheduled to be consummated on or after September 30, 1998.

The purpose of the overhead trackage rights is to allow TCW to avoid severe congestion on the BNSF line, on which TCW has existing trackage rights, between St. Anthony and CPR's St. Paul Yard. Specifically, the trackage rights will permit TCW to enter St. Paul via

the CPR line, in accordance with a TCW-CPR interchange agreement.

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.

This notice is filed under 49 CFR 1180.2(d)(7). 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. 33665, 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 Jo A. DeRoche, Esq., Weiner, Brodsky, Sidman & Kider, P.C., 1350 New York Avenue, NW, Suite 800, Washington, DC 20005-4797.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: October 5, 1998.

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

**Vernon A. Williams,**  
Secretary.

[FR Doc. 98-27370 Filed 10-9-98; 8:45 am]  
BILLING CODE 4915-00-P

## DEPARTMENT OF THE TREASURY

### Community Development Financial Institutions Fund Open Meeting of the Community Development Advisory Board

**AGENCY:** Community Development Financial Institutions Fund, Department of the Treasury.

**ACTION:** Notice of open meeting.

**SUMMARY:** This notice announces the next meeting of the Community Development Advisory Board (the "Advisory Board"), which provides advice to the Director of the Community Development Financial Institutions Fund (the "Fund").

**DATES:** The next meeting of the Community Development Advisory Board will be held on Monday, October 26, 1998 at 10:00 a.m.

**ADDRESSES:** The meeting will be held at the Treasury Executive Institute, 1255 22nd Street, NW., Suite 500, Washington, DC.