

No. 35147 (Sub-Nos. 1 through 3) are accepted for consideration.

2. The parties to this proceeding must comply with the procedural schedule adopted by the Board in this proceeding as shown in the Appendix.

3. The parties to this proceeding must comply with the procedural requirements described in this decision.

4. This decision is effective on June 27, 2008.

Decided: June 23, 2008.

By the Board, Chairman Nottingham, Vice Chairman Mulvey, and Commissioner Buttrey. Vice Chairman Mulvey commented with a separate expression.

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

Vice Chairman Mulvey, commenting:

While I vote today to accept for consideration this transaction as

“minor” in accordance with the statutory definition of that type of transaction, I believe the time may have come to redefine what is “minor” and what is “significant.” This transaction involves several hundred miles of rail line in the New England region and affects a number of carriers. It is by no means “minor” as that term is commonly used.

#### APPENDIX—PROCEDURAL SCHEDULE <sup>11</sup>

May 30, 2008 .....	Application, related notices of exemption, and motion to establish procedural schedule filed.
June 27, 2008 .....	Notice of acceptance of application and notices of exemption to be published in <b>Federal Register</b> .
July 7, 2008 .....	Comments on the Environmental Appendix due.
July 11, 2008 .....	Notices of intent to participate in the proceeding due.
August 11, 2008 .....	Comments, protests, requests for conditions, and supporting evidence, including filings for government agencies, due.
September 5, 2008 .....	Responses to comments, protests, and requests for conditions, and rebuttal in support of Application due.
TBD .....	Public hearing or oral argument may be held.
October 20, 2008 .....	Service of final decision.
November 4, 2008 .....	Final decision effective.

<sup>11</sup> This schedule will be amended, if necessary, to accommodate formal environmental review, if needed.

This schedule would meet the procedural deadlines in 49 U.S.C. 11325(a) and (d).

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35149]

#### Mitchell-Rapid City Regional Railroad Authority—Modified Rail Certificate—Between Caputa and Rapid City, SD

On June 6, 2008, Mitchell-Rapid City Regional Railroad Authority (MRCRRA)<sup>1</sup> filed a notice for a modified certificate of public convenience and necessity under 49 CFR Part 1150, Subpart C, *Modified Certificate of Public Convenience and Necessity*, to operate a line of railroad between Caputa and Rapid City, SD (Caputa-Rapid City segment), owned by the South Dakota Department of Transportation (SDDOT). The Caputa-Rapid City segment extends from milepost 646.0, near Caputa, to milepost 659.6 in Rapid City, in Pennington County, SD, a distance of approximately 13.6 miles.

The Caputa-Rapid City segment is part of a larger line of railroad, extending from Mitchell, SD, to Rapid City, that was acquired by the State of South Dakota from the Chicago, Milwaukee, St. Paul & Pacific Railroad

Company after the line was approved for abandonment.<sup>2</sup>

The State of South Dakota, through SDDOT, leased the Caputa-Rapid City segment to MRCRRA by agreement dated April 7, 2008. The line is currently out of service and requires rehabilitation before rail operations can commence. MRCRRA would provide service in its own name through a third-party contract operator, or by a sublease of the line to a third-party carrier.

The rail segment qualifies for a modified certificate of public convenience and necessity. *See Common Carrier Status of States, State Agencies and Instrumentalities and Political Subdivisions*, Finance Docket No. 28990F (ICC served July 16, 1981).

MRCRRA states that as of now no subsidy is involved and that there are no preconditions for shippers to meet in order to receive rail service.

This notice will be served on the Association of American Railroads (Car Service Division) as agent for all railroads subscribing to the car-service and car-hire agreement: Association of American Railroads, 50 F Street, NW., Washington, DC 20001; and on the American Short Line and Regional Railroad Association: American Short Line and Regional Railroad Association, 50 F Street, NW., Suite 7020, Washington, DC 20001.

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

<sup>2</sup> See Richard B. Olgivie, *Trustee of the Property of Chicago, Milwaukee, St. Paul & Pacific Railroad Company—Abandonment—In South Dakota, Iowa and Nebraska*, Docket No. AB-7 (Sub-No. 88) (ICC served May 14, 1980).

Decided: June 23, 2008.

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.

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

[FR Doc. E8-14631 Filed 6-26-08; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### Proposed Collection; Comment Request for Form 730

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 730, Tax on Wagering.

**DATES:** Written comments should be received on or before August 26, 2008 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Glenn P. Kirkland, Internal Revenue Service, room 6129, 1111 Constitution Avenue NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or

<sup>1</sup> MRCRRA is a political subdivision of the State of South Dakota.

copies of the form and instructions should be directed to Allan Hopkins, at (202) 622-6665, Internal Revenue Service, Room 6129, 1111 Constitution Avenue, NW., Washington, DC 20224 or through the Internet at [Allan.M.Hopkins@irs.gov](mailto:Allan.M.Hopkins@irs.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* Tax on Wagering.

*OMB Number:* 1545-0235.

*Form Number:* Form 730.

*Abstract:* Form 730 is used to identify taxable wagers under Internal Revenue Code section 4401 and collect the tax monthly. The information is used to determine if persons accepting wagers are correctly reporting the amount of wagers and paying the required tax.

*Current Actions:* Form 730 has been reformatted to be scannable. New entry boxes have been added for a daytime telephone number, and to indicate a final return. Lines 4a and 4b each have a new entry to allow for the separate computation of tax amounts for wagers authorized under state law (line 4a) and for all other wagers (line 4b).

*Type of Review:* Revision of a currently approved collection.

*Affected Public:* Businesses or other for-profit organizations and individuals.

*Estimated Number of Respondents:* 102,164.

*Estimated Time per Response:* 8 hrs., 25 min.

*Estimated Total Annual Burden Hours:* 384,291.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number.

Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

*Request for Comments:* Comments submitted in response to this notice will

be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 11, 2008.

**Allan Hopkins,**

*IRS Reports Clearance Officer.*

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