

To obtain copies of these environmental assessments contact Ms. Tawanna Glover-Sanders, Interstate Commerce Commission, Section of Environmental Analysis, Room 3219, Washington, DC 20423, (202) 927-6203.

Comments on the following assessment are due 15 days after the date of availability:

AB-457X, RLTD Railway Corporation—Notice of Exemption—Abandonment from Reenie's Point to Northport, In Leelanau County, MI. EA available 10/23/95.

AB-167 (Sub-No. 1152X), Consolidated Rail Corporation—Abandonment Exemption—in Cook County, IL. EA available 10/20/95.

Comments on the following assessment are due 30 days after the date of availability:

AB-6 (Sub-No. 370X), Burlington Northern Railroad Company—Abandonment of a Line of Railroad Between M.P. 00.00 near Mesa, WA and M.P. 11.20 near Basin City, WA in Franklin County, Washington. EA available 10/20/95.

Vernon A. Williams,  
Secretary.

[FR Doc. 95-26850 Filed 10-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32762]

**Florida Progress Corporation, Progress Capital Holdings, Inc., Electric Fuels Corporation and Progress Rail Services Corporation: Acquisition and Operation Exemption; Sidney & Lowe Railroad, Inc.**

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Notice of exemption.

**SUMMARY:** The Commission, pursuant to 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 11343-45 the acquisition and operation of Sidney & Lowe Railroad, Inc. (S&LR), by Florida Progress Corporation, Progress Capital Holdings, Inc., Electric Fuels Corporation and Progress Rail Services Corporation, subject to standard labor protective conditions. S&LR is a class III short line rail carrier that operates over approximately 11 miles of mainline track from Brownson, NE, to Huntsman, NE.

**DATES:** This exemption will be effective on November 25, 1995. Petitions for stay must be filed by November 10, 1995. Petitions to reopen must be filed by November 20, 1995.

**ADDRESSES:** Send pleadings referring to Finance Docket No. 32762 to: (1) Office

of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioners' representative: Betty Jo Christian, Steptoe & Johnson, 1330 Connecticut Avenue, N.W., Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services at (202) 927-5721.]

Decided: October 17, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owens, and Commissioners Simmons and McDonald. Commissioner McDonald did not participate in the disposition of this proceeding.

Vernon A. Williams,  
Secretary.

[FR Doc. 95-26582 Filed 10-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket No. AB-290 (Sub-No. 176X)]

**Norfolk and Western Railway Company—Abandonment Exemption—Des Moines, IA**

Norfolk and Western Railway Company (NW) has filed a verified notice under 49 CFR Part 1152 Subpart F—Exempt Abandonments to abandon a 2.3-mile rail line between mileposts SD-334.6 and SD-336.8 and between mileposts SD-339.6 and 339.7 in Des Moines, IA.

NW 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 Commission or with any U.S. District Court or has been decided in complainant's favor within the last 2 years; and (4) the requirements at 49 CFR 1105.7 (environmental report), 49 CFR 1105.8 (historic report), 49 CFR 1105.11 and 1152.50(d)(1) (notice to government agencies), and 49 CFR

1105.12 (newspaper publication) 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 employees are adequately protected, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.

This exemption will be effective November 25, 1995, unless stayed or a statement of intent to file an offer of financial assistance (OFA) is filed. Petitions to stay that do not involve environmental issues,<sup>1</sup> statements 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<sup>3</sup> must be filed by November 6, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by November 15, 1995. An original and 10 copies of any such filing must be sent to the Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423. In addition, one copy must be served on James R. Paschall, Norfolk Southern Corporation, Three Commercial Place, Norfolk, VA 23510.

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

NW has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by October 31, 1995. A copy of the EA may be obtained by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser at (202) 927-6248. 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.

<sup>1</sup> The Commission will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Commission 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 Commission may take appropriate action before the exemption's effective date.

<sup>2</sup> See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

<sup>3</sup> The Commission will accept late-filed trail use requests so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.

Decided: October 20, 1995.

By the Commission, Joseph H. Dettmar,  
Acting Director, Office of Proceedings.  
Vernon A. Williams,  
Secretary.

[FR Doc. 95-26579 Filed 10-25-95; 8:45 am]

BILLING CODE 7035-01-P

**[Docket No. AB-290 (Sub-No. 175X)]**

**Norfolk Southern Railway Company;  
Abandonment Exemption; at Virginia  
Beach, VA**

Norfolk Southern Railway Company (NS) has filed a notice of exemption under 49 CFR part 1152 Subpart F—Exempt Abandonments to abandon approximately 1.7 miles of rail line extending between milepost VB-15.4 milepost VB-17.1 at Virginia Beach, VA.

NS has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (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 Commission or with any U.S. District Court or has been decided in favor of the complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic 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 use of 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. 10505(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 November 25, 1995 (unless stayed pending reconsideration). Petitions to stay that do not involve environmental issues,<sup>1</sup> formal expressions of intent to

<sup>1</sup> A stay will be issued routinely where an informed decision on environmental issues (whether raised by a party or by the Commission's Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of the notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay on environmental grounds is encouraged to file promptly so that the Commission may act on the request before the effective date.

file OFA under 49 CFR 1152.27(c)(2),<sup>2</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>3</sup> must be filed by November 6, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by November 15, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any pleading filed with the Commission should be sent to applicant's representative: James R. Paschall, Norfolk Southern Corporation, Three Commercial Place, Norfolk, VA 23510.

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

NS has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by October 31, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. 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.

Decided: October 20, 1995.

By the Commission, Joseph H. Dettmar,  
Acting Director, Office of Proceedings.  
Vernon A. Williams,

Secretary.

[FR Doc. 95-26581 Filed 10-25-95; 8:45 am]

BILLING CODE 7035-01-P

**NATIONAL BANKRUPTCY REVIEW  
COMMISSION**

**Emergency Commission Meeting**

**AGENCY:** National Bankruptcy Review Commission.

**ACTION:** Notice of emergency meeting.

**DATES:** November 1, 1995, Wednesday, 9 a.m. to 12 noon.

**ADDRESSES:** J.W. Marriott Hotel, Bonaparte Room, 4th Floor, 555 Canal Street, New Orleans, Louisiana 70140.

**FOR FURTHER INFORMATION CONTACT:** Contact Jarilyn Dupont or Carmelita

<sup>2</sup> See *Exempt. of Rail Abandonment Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

<sup>3</sup> The Commission will accept late-filed trail use statements so long as it retains jurisdiction.

Pratt at the National Bankruptcy Review Commission, (202) 273-1813, c/o Administrative Office of the U.S. Courts, One Columbus Circle NE., Suite 4-170, Washington, D.C. 20544 (mailing address) (or 20002, street address).

**SUPPLEMENTARY INFORMATION:** The meeting will be open to the public. Since certain information was not available at the time of the first organizational meeting on October 20, 1995, the Commission continued the meeting in order to obtain the necessary information and called an emergency meeting to finish the agenda items originally scheduled for October 20, 1995.

Jarilyn Dupont,

Executive Director/General Counsel.

[FR Doc. 95-26671 Filed 10-25-95; 8:45 am]

BILLING CODE 6820-36-M

**NATIONAL FOUNDATION ON THE  
ARTS AND THE HUMANITIES**

**National Endowment for the Arts**

**National Council on the Arts 126th  
Meeting**

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), as amended, notice is hereby given that a meeting of the National Council on the Arts will be held on November 3-4, 1995 in Room M-09 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC 20506. The meeting will be held on November 3rd from 9 am-5:30 pm and on November 4th from 9 am-1 pm.

This meeting will be open to the public. Topics for discussion will include a Legislative Update, discussion of the agency's new structure, new budgets, panel and Council procedures, guidelines for organizations, application review, and committee reports.

If, in the course of application discussion review, it becomes necessary for the Council to discuss non-public commercial or financial information of intrinsic value, the Council will go into closed session pursuant to subsection (c)(4) of the Government in the Sunshine Act, 5 U.S.C. 552b. Additionally, discussion concerning purely personal information about individuals, submitted with grant applications, such as personal biographical and salary data or medical information, may be conducted by the Council in closed session in accordance with subsection (c)(6) of 5 U.S.C. 552b.

Any interested persons may attend, as observers, Council discussions and reviews which are open to the public. If