

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
MODIFICATION SPECIAL PERMITS				
6691-M	Matheson Tri-Gas, Inc., Basking Ridge, NJ.	49 CFR 180.209(b)(i)	To modify the special permit to remove Linde's reference within paragraph 7.b. and add additional operational controls.
11273-M	Cherry Air, Inc., Addison, TX.	49 CFR Part 107, Subpart B, Appendix B with exceptions; 172.101; 172.204(c)(3); 173.27(b)(2)(3); 175.30(a)(1).	To modify the special permit to authorize Division 1.5 and 1.6 explosives which are forbidden or exceed the quantity limitation authorized for transportation by cargo aircraft.
11989-M	Department of Defense, Scott AFB, IL.	49 CFR 172.504; 176.83(a), (b), (c)(2)(iii), (d) and (f).	To modify the special permit to authorize an additional Division 2.2 hazardous materials, modify the list of permitted guided bombs, packages, and operational controls.
14206-M	Digital Wave Corporation, Centennial, CO.	49 CFR 180.205	To modify the special permit to authorize ISO 9809-2 cylinders be UE recertified.

[FR Doc. 2012-19835 Filed 8-16-12; 8:45 am]

BILLING CODE 4909-60-M

DEPARTMENT OF TRANSPORTATION**Pipeline and Hazardous Materials Safety Administration****Notice of Application for Special Permits**

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: List of applications for special permits.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, special permits from the Department of

Transportation's Hazardous Material Regulations (49 CFR part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Mot/or vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

DATES: Comments must be received on or before September 17, 2012.

Address Comments To: Record Center, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the special permit number.

FOR FURTHER INFORMATION CONTACT: Copies of the applications are available for inspection in the Records Center, East Building, PHI-I-30, 1200 New Jersey Avenue Southeast, Washington DC or at <http://regulations.gov>.

This notice of receipt of applications for special permit is published in accordance with Part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on August 7, 2012.

Donald Burger,
Chief, General Approvals and Permits.

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
NEW SPECIAL PERMITS				
15658-N	Xcel Energy, Monticello, MN	49 CFR 173.427(b)(1)	To authorize the transportation in commerce of certain Radioactive material in alternative packaging by highway. (mode 1).
15671-N	Formulated Solutions, Largo, FL.	49 CFR 173.306(a)(3)(v)	To authorize construction of DOT 2P or DOT 2Q non-refillable aerosol container using an alternative leak test in lieu of the hot water bath. (modes 1, 2, 3, 4).
15675-N	The Boeing Company, St. Louis, MO.	49 CFR 172.101 Column (9B).	To authorize the one-time transportation in commerce of certain explosives that are forbidden for transportation by cargo only aircraft.
15676-N	Iberica del Espacio, S.A	49 CFR 172.101 Column (9B).	To authorize the transportation in commerce of anhydrous ammonia by cargo aircraft exceeding the quantities authorized in Column (9B).
15678-N	Department of State, Washington, DC.	49 CFR 171.22(a) and ICAO TI Special Provision A67.	To authorize the transportation in commerce of non-spillable batteries in diplomatic pouches without requiring marking of the waybill.
15683-N	CESSCO, Johns Island, SC	49 CFR 180.209(g)	To authorize the transportation in commerce of certain 4BW240 cylinders that have been tested using an alternative testing procedure.
15684-N	Pratt & Whitney Rocketdyne, Inc, Canoga Park, CA.	49 CFR 173.185(4)	To authorize the transportation in commerce of power systems that consist of lithium ion battery assemblies.

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
15686-N	Smoky Mountain Helicopters, Inc., Hanapepe, HI.	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2), 172.200, 172.300, Part 173, 175.30(a)(1) and 175.75.	To authorize the transportation in commerce of certain hazardous materials by 14 CFR Part 133 Rotorcraft External Load Operations transporting hazardous materials attached to or suspended from an aircraft, in remote areas of the U.S. only, without being subject to hazard communication requirements, quantity limitations and certain loading and stowage requirements.
15688-N	Airborne Aviation, Lihue, HI	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2), 172.200, 172.300, Part 173, 175.30(a)(1) and 175.75.	To authorize the transportation in commerce of certain hazardous materials by 14 CFR Part 133 Rotorcraft External Load Operations transporting hazardous materials attached to or suspended from an aircraft, in remote areas of the U.S. only, without being subject to hazard communication requirements, quantity limitations and certain loading and stowage requirements.

[FR Doc. 2012-19833 Filed 8-16-12; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. FD 35659]

Santa Cruz and Monterey Bay Railway Company—Acquisition and Operation Exemption—Union Pacific Railroad Company

Santa Cruz and Monterey Bay Railway Company (SCMB), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire from Union Pacific Railroad Company (UP) and operate a permanent and exclusive operating easement over a 31.0-mile line (the Line). The Line, known as the Santa Cruz Branch, extends from milepost 0.433 at the east boundary of Salinas Road, near Watsonville Junction, Cal., to milepost 31.39 at the end of the line near Davenport, Cal., and includes an interconnection with Santa Cruz, Big Trees & Pacific Railway Company at milepost 20.4 in Santa Cruz, Cal., and an additional 3.6 miles of siding and spur track. SCMB states that there are no agreements applicable to the Line that contain any provisions that may limit future interchange with a third-party carrier.

In two related proceedings, verified notices of exemption were filed for: (1) Iowa Pacific Holdings, LLC, and Permian Basin Railways to continue in control of SCMB upon SCMB's becoming a Class III rail carrier, *Iowa Pacific Holdings, LLC & Permian Basin Rys.—Continuance in Control Exemption—Santa Cruz & Monterey Bay Ry.*, Docket No. FD 35632; and (2) SCMB to acquire by assignment from Sierra Northern Railway its lease and operating rights over the Line, *Santa Cruz & Monterey Bay Ry.—Assignment of Lease Exemption—Union Pacific R.R.*

& *Sierra Northern Ry.*, Docket No. FD 35633.¹

The transaction may be consummated on or after September 2, 2012 (30 days after the notice of exemption was filed).

SCMB certifies that its projected annual revenues as a result of this transaction will not result in SCMB's becoming a Class II or Class I rail carrier and will not exceed \$5 million.

If the verified notice 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 effectiveness of the exemption. Petitions to stay must be filed no later than August 24, 2012 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35659, must be filed with the Surface Transportation Board, 395 E Street SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on John D. Heffner, Strasburger & Price, LLP, 1700 K Street NW., Suite 640, Washington, DC 20006.

Board decisions and notices are available on our Web site at www.stb.dot.gov.

Decided: August 14, 2012.

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

Raina S. White,
Clearance Clerk.

[FR Doc. 2012-20236 Filed 8-16-12; 8:45 am]

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¹ Related to these notices of exemption is a petition for a declaratory order filed by the Santa Cruz County Regional Transportation Commission (SCCRTC). See *Santa Cruz Cnty. Reg'l Transp. Comm'n—Petition for Declaratory Order*, Docket No. FD 35653. SCCRTC seeks a finding that its purchase of the physical assets of the Line from UP is not subject to the Board's approval jurisdiction and will not result in SCCRTC acquiring a common carrier obligation with respect to the Line. The petition will be addressed in a separate decision.

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. FD 35633]

Santa Cruz and Monterey Bay Railway Company—Assignment of Lease Exemption—Union Pacific Railroad Company and Sierra Northern Railway

Santa Cruz and Monterey Bay Railway Company (SCMB), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire by assignment from Sierra Northern Railway its lease and operating rights over a 31.0-mile rail line (the Line) owned by Union Pacific Railroad Company (UP). The Line, known as the Santa Cruz Branch, extends from milepost 0.433 at the east boundary of Salinas Road, near Watsonville Junction, Cal., to milepost 31.39 at the end of the line near Davenport, Cal., and includes an interconnection with Santa Cruz, Big Trees & Pacific Railway Company at milepost 20.4 in Santa Cruz, Cal., and an additional 3.6 miles of siding and spur track. SCMB states that there are no agreements applicable to the Line that contain any provisions that may limit future interchange with a third-party carrier.

In two related proceedings, verified notices of exemption were filed for: (1) Iowa Pacific Holdings, LLC and Permian Basin Railways to continue in control of SCMB upon SCMB's becoming a Class III rail carrier, *Iowa Pacific Holdings, LLC & Permian Basin Rys.—Continuance in Control Exemption—Santa Cruz & Monterey Bay Ry.*, Docket No. FD 35632; and (2) SCMB to acquire from UP and operate a permanent and exclusive operating easement over the Line, *Santa Cruz & Monterey Bay Ry.—Acquis. & Operation Exemption—Union Pacific R.R.*, Docket No. FD 35659.¹

¹ Related to these notices of exemption is a petition for a declaratory order filed by the Santa