Total Estimated Burden Hours: 800.
Status: Revision.
Contact: Edward P. Winkler, HUD, (202) 755–6032, John Allison, OMB, (202) 395–6880.

Dated: December 4, 1989.

[FR Doc. 89–28681 Filed 12–7–89; 8:45 am]

BILLING CODE 4210–01–M

Office of the Assistant Secretary for Community Planning and Development

[Docket No. N–90–1917; FR–2606–N–49]

Underutilized and Unutilized Federal Buildings and Real Property Determined by HUD To Be Suitable for Use for Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized and underutilized Federal property determined by HUD to be suitable for possible use for facilities to assist the homeless.

EFFECTIVE DATE: December 8, 1989.

ADDRESS: For further information, contact James Forsberg, Room 7228, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC (20410; telephone (202) 755-7300; TDD number for the hearing- and speech-impaired (202) 755-5965. (These telephone numbers are not toll-free.)

SUPPLEMENTARY INFORMATION: In accordance with the December 12, 1988 Court Order in *National Coalition for the Homeless* v. *Veterans Administration*, No. 88–2503–OG (D.D.C.), HUD is publishing this Notice to identify Federal buildings and real property that HUD has determined are suitable for use for facilities to assist the homeless. The properties were identified from information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property.

The Order requires HUD to take certain steps to implement section 501 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11411), which sets out a process by which unutilized or underutilized Federal properties may be made available to the homeless. Under section 501(a), HUD is to collect information from Federal landholding agencies about such properties and then to determine, under criteria developed in consultation with the Department of Health and Human Services (HHS) and the Administrator of General Services (GSA), which of those properties are suitable for facilities to assist the homeless. The Order requires HUD to publish, on a weekly basis, a Notice in the **Federal Register** identifying the properties determined as suitable.

The properties identified in this Notice may ultimately be available for use by the homeless, but they are first subject to review by the landholding agencies pursuant to the court's Memorandum of December 14, 1988 and section 501(b) of the McKinney Act. Section 501(b) requires HUD to notify each Federal agency about any property of such agency that has been identified as suitable. Within 30 days from receipt of such notice from HUD, the agency must transmit to HUD: (1) Its intention to declare the property excess to the agency's need or to make the property available on an interim basis for use as facilities to assist the homeless; or (2) a statement of the reasons that the property cannot be declared excess or made available on an interim basis for use as facilities to assist the homeless.

First, if the landholding agency decides that the property cannot be declared excess or made available to the homeless for use on an interim basis the property will no longer be available

Second, if the landholding agency declares the property excess to the agency's need, that property may, if subsequently accepted as excess by GSA, be made available for use by the homeless in accordance with applicable law and the December 12, 1988 Order and December 14, 1988 Memorandum, subject to screening for other Federal use.

Homeless assistance providers interested in any property identified as suitable in this Notice should send a written expression of interest to HHS, addressed to Judy Breitman, Division of Health Facilities Planning, U.S. Public Health Service, HHS, room 17A–10, 5600 Fishers Lane, Rockville, MD 20857; (301) 443–2265. (This is not a toll-free number.) HHS will mail to the interested provider an application packet, which will include instructions for completing the application. In order to maximize the opportunity to utilize a suitable property, providers should submit such written expressions of interest within 30 days from the date of this Notice. For complete details concerning the timing and processing of applications, the reader is encouraged to refer to HUD's **Federal Register** Notice on June 23, 1989 (54 FR 26421), as corrected on July 3, 1989 (54 FR 27975).

For more information regarding particular properties identified in this Notice (*i.e.*, acreage, floor plan, existing sanitary facilities, exact street address), providers should contact the appropriate landholding agencies at the following addresses:

U.S. Army: HQ–DA, Attn: DAEN–ZCI–P–Robert Conte; room 1E671 Pentagon, Washington, DC 20360–2600 (202) 693–4583;

U.S. Army Corps of Engineers: Bob Swieconek, HQ–US Army Corps of Engineers, Attn: CERE–MN, 20 Massachusetts Avenue NW., Washington, DC 20415–1000, (202) 272–1750; GSA: James Folliard, Federal Property Resources Services, GSA, 18th and F Streets NW., Washington, DC 20405 (202) 535–7067; Air Force: H. L. Lovejoy, Bolling AFB, HQ–USAF/LEER, Washington, DC 20332–5000 (202) 767–4191; Department of Transportation: Angelo Picillo, Deputy Director, Administrative Services & Property Management, DOT, 400 Seventh St. SW., room 10319D, Washington, DC 20590, (202) 366–4246.

Dated: December 4, 1989.

Paul Roitman Bardack,

Deputy Assistant Secretary for Program Policy Development and Evaluation.

Suitable Land (by State)
(Number of Properties [ ])

Alaska

Wrangell Narrows Reservation [1]
see below, AK
Landholding Agency: DOT
Location: 6 miles south of City of Petersburgh along the Mitkof highway (surplus)
Comment: 42.15 acres; restrictions—easement right-of-way to US Forest Service

Kansas

Portion of Cheney Dam and Reservoir [1]
Sedgwick County, KS
Landholding Agency: GSA
Location: about 40 miles West of Wichita, KS
Comment: Located immediately below a dam; 150.8 acres; wheat crops

Massachusetts

Monmouth Beach [1]
Cape Cod, MA
Landholding Agency: DOT
Location: ———
Comment: 0.1 acre; possible periodic flooding

New Jersey

Portion of former Nike Battery #60 [1]
Middlesex County

Old Bridge, NJ
Landholding Agency: GSA
Location: GSA #2–GR–NJ–520A (excess)
Comment: 35.444 acres; no improvements

Oregon

Port Orford Radio Site [1]
Port Orford
Curry, OR
Landholding Agency: DOT
Location:———
Comment: 5.17 acres; current use radio site
Suitable Building (by State)
(Number of Properties [ ])

Kansas

Pomona Lake [1]
Vassar, KS
Landholding Agency: COE
Location: Osage County
Comment: one story frame bldg; 1,275sf; possible off-site removal; possible asbestos

Air Route Surveillance Radar [2]
Johnson Co. Industrial Airport
Gardner, KS
Landholding Agency: DOT
Location: (surplus)
Comment: 1.2 acres; 4 story metal and one story concrete; structural problems

Massachusetts

Nahant Tower [1]
Suffolk County
Nahant, MA
Landholding Agency: DOT
Location: (excess)
Comment: concrete tower on 0.1 acres; no utilities

Minnesota

Orwell Dam Reservoir [1]
RFD #4, Box 100
Fergus Falls, MN
Landholding Agency: COE
Location: ———
Comment: one story frame bldg; 1040sf; possible asbestos

Oklahoma

Vance Air Force Base [1]
Bldg. 111
Enid, OK
Landholding Agency: AIR FORCE
Location: Property #111; (excess); Garfield County
Comment: off-site removal only; 3769sf; possible asbestos

Puerto Rico

Mona Island [4]
Mona Island, PR
Landholding Agency: DOT
Location: (excess)
Comment: 209 acres; bldg—lighthouse; no utilities
Unsuitable Land (by State)
(Number of Properties [ ])

Alaska

Sanak Harbor [1]
Sanak Island, AK
Landholding Agency: DOT
Location: latitude 54 degrees 30' North, longitude 162 degrees 50' Wide, as shown on USCG and Geodetic Survey Chart #8841
Reason: Not accessible by road
Comment: 98 acres; probable historical and/or archaeological site

Mississippi

Vernon-Anderson Road [1]
Vernon-Anderson Road
Flora, MS
Landholding Agency: GSA
Location: GSA #4–D–MS–475; (excess)
Reason: Other
Comment: Road right-of-way; storm drainage ditches

Washington

Puttin Island [1]
San Juan County, WA
Landholding Agency: DOT
Location: ———
Reason: Not accessible by road
Comment: 5 acres
Unsuitable Building (by State)
(Number of Properties [ ]

Alaska

6th Infantry Division (Light) [1]
Fort Wainwright, AK
Landholding Agency: ARMY
Location: Property #4006; (excess)
Reason: Secured area, Within 2000 ft. from flammable or explosive material

6th Infantry Division (Light) [1]
Bldg. 3705
Fort Wainwright, AK
Landholding Agency: ARMY
Location: Property #3705; (excess)
Reason: Secured area

California

Sierra Army Depot [1]
SDSSI–EPS
Herlong, CA
Landholding Agency: ARMY
Location: Property #S–554; Lassen County
Reason: Secured areas, Within 2000 ft. from flammable or explosive material

Georgia

94 CSG/DE [1]
Dobbins, AFB
Dobbins, GA
Landholding Agency: AIR FORCE
Location: Property #556; (excess)
Reason: Secured area, Within 2000 ft. from flammable or explosive material

Louisiana

Bldgs. T–8222, 8224 [2]
Fort Polk, LA
Landholding Agency: ARMY
Location: Property #T–8222, 8224; (excess)
Reason: Secured area

Massachusetts

Westover AFB [1]
Bldg. 1900
Chicopee, MA
Landholding Agency: AIR FORCE
Location: Property #1900; Hampden County
Reason: Secured area

Michigan

U.S. Army Garrison-Selfridge [2]
AMSTA–XEM
Mt. Clemens, MI
Landholding Agency: ARMY
Location: Property #602, 604; (excess); Macomb County
Reason: Secured area, Within 2000 ft. from flammable or explosive material

Minnesota

934th Tactical Airlift Group [1]
Bldg. 622
Hennepin County, MN
Landholding Agency: AIR FORCE
Location: Property #622; Minneapolis-St. Paul IAP
Reason: Within 2000 ft. from flammable or explosive material

934th Tactical Airlift Group (AFRES) [1]
Bldg. 810
Hennepin, MN
Landholding Agency: AIR FORCE
Location: Property #810; Minneapolis-St. Paul IAP
Reason: Secured area, Within 2000 ft. from flammable or explosive material

934th Tactical Airlift Group (AFRES) [1]
Bldg. 864
Hennepin, MN
Landholding Agency: AIR FORCE
Location: Property #864; Minneapolis-St. Paul IAP
Reason: Secured area, Within 2000 ft. from flammable or explosive material

934th Tactical Airlift Group (AFRES) [1]
Bldg. 46
Hennepin County, MN
Landholding Agency: AIR FORCE
Location: Property #46; Minneapolis-St. Paul IAP
Reason: Secured area, Within 2000 ft. from flammable or explosive material

934th Tactical Airlift Group (AFRES) [1]
Bldg. 616
Hennepin County, MN
Landholding Agency: AIR FORCE
Location: Property #616; Minneapolis-St. Paul IAP
Reason: Within 2000 ft. from flammable or explosive material

New York

914th Tactical Airlift Group [1]
Niagara Falls International Airport
Niagara Falls, NY
Landholding Agency: AIR FORCE
Location: Property #518; (excess)
Reason: Secured area, Within 2000 ft. from flammable or explosive material
914th Tactical Airlift Group [1]
Niagara Falls International Airport
Niagara Falls, NY
Landholding Agency: AIR FORCE
Location: Property #524; (excess)
Reason: Secured area, Within 2000 ft. from flammable or explosive material

Tennessee

Holston Army Ammunition Plant [1]
Kingsport, TN
Landholding Agency: ARMY
Location: Property No. 1, Area B; Hawkins County; (excess)
Reason: Within 2000 ft. from flammable or explosive material

Texas

Building 2211 [1]
Fort Hood, TX
Landholding Agency: ARMY
Location: Property #2211; (excess)
Reason: Secured area
MSD Brownsville [2]
Cameron County
Brownsville, TX
Landholding Agency: DOT
Location: ———
Reason: Floodway

Virginia

Bucks Elbow RML Facility [1]
Private Government Road
Waynesboro, VA
Landholding Agency: DOT
Location: Albemarle County
Reason: Secured area

Wisconsin

Dwelling [1]
400 E College Avenue
Milwaukee, WI
Landholding Agency: AIR FORCE
Location:———
Reason: Secured area, Within 2000 ft. from flammable or explosive material

[FR Doc. 89-28651 Filed 12-7-89; 8:45 am]
BILLING CODE 4210-01-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CA-010-00-4211-14; S 3324]

Realty Action; Intent To Terminate Right-of-Way Grant

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of realty action: notice of intent to terminate right-of-way grant (S 3324).

SUMMARY: This Notice is to advise all interested parties that the Bureau of Land Management intends to take action to terminate abandoned right-of-way grant S 3324.

SUPPLEMENTARY INFORMATION: Right-of-way grant S 3324 was issued on August 26, 1905, to the Diamond & Caldor Railway Company over Federal land in El Dorado County, California. The right-of-way was issued under authority of the Act of March 3, 1875. A record search found that in 1953 the right-of-way was dismantled and abandoned and the Diamond & Caldor Railway Company was dissolved. In view of the abandonment, action is being referred to the Office of Hearings and Appeals for a hearing before an Administrative Law Judge, pursuant to 43 CFR part 4, to determine if grounds for termination exist and that such action is justified.

DATE: On or before January 8, 1990, parties claiming an interest in the right-of-way may request a hearing.

ADDRESS: Parties claiming an interest in the right-of-way should contact the Bakersfield District Office in writing at 800 Truxtun Avenue, Bakersfield, CA 93301. The Bureau of Land Management will notify any interested parties as to the date, time and place for the hearing.

FOR FURTHER INFORMATION CONTACT: Charles J. Kihm, District Realty Specialist, at the above address or telephone at (805) 861-4191.

Dated: December 1, 1989.

Nancy J. Cotner,

Associate District Manager.

[FR Doc. 89-28674 Filed 12-7-89; 8:45 am]
BILLING CODE 4310-40-M

[NV-930-00-4214-10; N-52289]

Proposed Withdrawal and Opportunity for Public Meeting; Nevada

November 29, 1989.

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The U.S. Environmental Protection Agency has filed an application to withdraw 3,892.02 acres of public lands to protect the integrity of the site which is proposed for land application of digested sludge from the Reno-Sparks Wastewater Treatment Facility. This notice closes the lands for up to 2 years from settlement, sale, location and entry under the general land laws, including the United States mining laws. The lands will remain open to leasing under the mineral leasing laws.

DATE: Comments and requests for a public meeting should be received on or before March 8, 1989.

ADDRESS: Comments and meeting requests should be sent to the Nevada State Director, BLM, P.O. Box 12000, Reno, Nevada 89520.

FOR FURTHER INFORMATION CONTACT: Vienna Wolder, BLM Nevada State Office, 702-328-6326.

SUPPLEMENTARY INFORMATION: On November 21, 1989, the U.S. Environmental Protection Agency filed an application to withdraw the following described public lands from settlement, sale, location, and entry under the public land laws, including the mining laws, subject to valid existing reights:

Mount Diablo Meridian

T. 23 N., R. 20 E.,
Sec. 2, Lots 3 and 4, S½NW¼, NW¼SW¼, S½SW¼;
Sec. 3, Lots 1-4, S½N½, S½;
Sec. 4, Lot 1, S½NE¼, SE¼;
Sec. 9, E½;
Sec. 10, All;
Sec. 11, E½E½, NW¼NE¼, NW¼, N½SW¼, SW¼SW¼;
Sec. 12, NW¼NE¼, S½NE¼, NW¼, S½;
Sec. 14, S½NW¼;
Sec. 15, S½NE¼, NW¼NW¼, S½NW¼, SW¼, SW¼SE¼;
Sec. 16, NE¼.

The area described contains 3,892.02 acres in Washoe County.

For a period of 90 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal. All interested persons who desire a public meeting for the purpose of being heard on the proposed withdrawal must submit a written request to the undersigned officer within 90 days from the date of publication of this notice. Upon determination by the authorized officer

that a public meeting will be held, a notice of time and place will be published in the **Federal Register** at least 30 days before the scheduled date of the meeting.

The application will be processed in accordance with the regulations set forth in 43 CFR part 2300.

For a period of 2 years from the date of publication of this notice in the **Federal Register**, the lands will be segregated as specified above unless the application is denied or canceled or the withdrawal is approved prior to that date. The temporary uses which may be permitted during this segregative period by the BLM authorized officer after consultation with the Environmental Protection Agency are any temporary uses which will not interfere with the purpose of the withdrawal.

The temporary segregation of the lands in connection with this withdrawal application shall not affect the administrative jurisdiction over the lands, and the segregation shall not have the effect of authorizing any use of the lands.

Fred Wolf,

Associate State Director, Nevada.

[FR Doc. 89-28634 Filed 12-7-89; 8:45 am]

BILLING CODE 4310-HC-M

INTERSTATE COMMERCE COMMISSION

[Finance Docket No. 31546]

Clyde S. and Saundra Forbes and CSF Acquisition, Inc.; Continuance in Control Exemption

Clyde S. and Saundra Forbes (Forbes) and CSF Acquisition, Inc., (CSF) filed a notice of exemption to continue to control New Hampshire and Vermont Railroad Company (NH&V). The Forbes control CSF, a non-carrier formed to acquire and operate shortline railroads. CSF already controls Florida West Coast Railroad Company (FWC), a class III shortline railroad headquartered in Trenton, FL. Once incorporated, NH&V will also be a wholly owned subsidiary of CSF.

NH&V concurrently filed a notice of exemption in Finance Docket No. 31547, *New Hampshire and Vermont R. Co.—Lease, Oper. and Acq, Exemp.—& B.&M. Corp.* to lease, operate and ultimately to purchase approximately 80 miles of Boston and Maine Corporation lines located in Coos and Grafton Counties, NH.

Forbes and CSF state that: (1) FWC and NH&V will not connect with each other or any railroad in their corporate family; (2) the continuance in control is not part of a series of anticipated transactions that would connect the railroads with each other or any railroad in their corporate family; and (3) the transaction does not involve a class I carrier.

This transaction involves the continuance in control of a nonconnecting carrier, and comes within the class exemption in 49 CFR 1180.2(d)(2).

As a condition to use of this exemption, any employees affected by the transaction will be protected by the conditions set forth in *New York Dock. Ry.—Control—Brooklyn Eastern Dist.* 390 I.C.C. 60 (1989).

Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Decided: November 29, 1989.

By the Commission, Jane F. Mackall, Director, Office of Proceedings.

Noreta R. McGee,

Secretary.

[FR Doc. 89-28503 Filed 12-7-89; 8:45 am]

BILLING CODE 7035-01-M

[Finance Docket No. 31547]

New Hampshire and Vermont Railroad Co.; Lease, Operation and Acquisition Exemption

New Hampshire and Vermont Railroad Company [1] (NH&V), a non-carrier, has filed a notice of exemption to lease, operate, and ultimately purchase approximately 80 miles of Boston and Maine Corporation's (B&M) North Country Branch in Coos and Grafton Counties, NH.[2] The track involved consists of the Berlin Branch, extending from milepost MPC 94.01 at or near Woodsville, NH, to milepost MPC 154.34 at or near Berlin, NH; and the Groveton Branch, extending from MPC 126.93 at or near Waumbek Junction, NH, to MPC 146.22 at or near Groveton, NH.

This transaction is related to a notice of exemption filed concurrently in Finance Docket No. 31546, *Clyde S. and Saundra Forbes and CSF Acquisition Inc.—Cont. in Control Exemp.—New Hampshire and Vermont R. Co.* There the continued control of NH&V and a nonconnecting carrier is being exempted from the prior review requirements of 49 U.S.C. 11343. See 49 CFR 1180.2(d)(2).

Any comments must be filed with the Commission and served on John D. Heffner, Gerst, Heffner, Carpenter & Podgorsky, 1700 K Street, NW., Suite 1107, Washington, DC 20006.

Applicant must preserve intact all sites and structures more than 50 years old until compliance with requirements of Section 106 of the National Historic Preservation Act, 16 U.S.C. 470, is achieved. *See Class Exemption—Acq. & Oper. of R. Lines Under 49 U.S.C. 10901,* 4 I.C.C.2d 305(1988).[3]

This notice is filed under 49 CFR 1150.31. If the notice contains false or misleading information, the exemption is void *ab inito.* Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time.[4] The filing of a petition to revoke willnot automatically stay the transaction.

Decided: November 29, 1989.

By the Commission, Jane F. Mackall, Director, Office of Proceedings.

Noreta R. McGee,

Secretary.

[1] A new company that will be incorporated prior to consummation.

[2] For purposes of calculating the effective date of the exemption, the notice will be considered having been filed on November 16, 1989, the date NH&V supplemented the record with the required certification that its projected revenues would not exceed those that would qualify it as a Class III carrier.

[3] Applicant has certified to the New Hampshire State Historic Preservation Officer that this transaction will not lead to the transfer of properties qualifying for inclusion in the National Register of Historic Places.

[4] A petition to revoke the exemption or, alternatively, a motion to strike the verified notice was filed by 15 Rail Labor parties on November 1, 1989. They contend that the exemption request was improperly filed and cannot be acted on because applicant is not incorporated and, therefore, not a legal entity. On November 20, 1989, applicant responded, contending that our rules are not limited to legal entities and that in any event NH&V became a Florida corporation on November 9, 1989. Since NH&V is now incorporated, Rail Labor's petition/motion is moot.

DEPARTMENT OF JUSTICE

Consent Decree Pursuant to the Resource Conservation and Recovery Act

In accordance with Departmental Policy, 28 CFR 50.7, 38 FR 19029, notice is hereby given that a Consent Decree in *United States* v. *Mine Safety Appliances Company, Inc.*, Civil Action No. 87-1531, was lodged with the United States District Court for the Western District of Pennsylvania on November 29, 1989. The Consent Decree requires the compliance by the Defendant with certain requirements under the Resource Conservation and Recovery Act, as well as the payment by the Defendant of a civil penalty of $130,000.00.

The Department of Justice will receive for thirty (30) days from the date of