

**DEPARTMENT OF TRANSPORTATION****Pipeline and Hazardous Materials  
Safety Administration****Office of Hazardous Materials Safety;  
Notice of Applications for Modification  
of Special Permit**

**AGENCY:** Pipeline and Hazardous Materials Safety Administration, DOT.

**ACTION:** List of applications for modification of special permit.

**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. This notice is abbreviated to

expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Request of modifications of special permits (e.g., to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. There applications have been separated from the new application for special permits to facilitate processing.

**DATES:** Comments must be received on or before May 30, 2006.

*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 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, Nassif Building, 400 7th Street SW., Washington DC or at <http://dms.dot.gov>.

This notice of receipt of applications for modification of 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 May 08, 2006.

**R. Ryan Posten,**

*Chief, Special Permits Program, Office of Hazardous Materials, Special Permits & Approvals.*

**MODIFICATION SPECIAL PERMITS**

| Application no. | Docket no. | Applicant                        | Regulation(s) affected                     | Modification of special permit | Nature of special permit thereof                                                                                                                                             |
|-----------------|------------|----------------------------------|--------------------------------------------|--------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 11947-M .....   | 2901       | Patts Fabrication, Inc..         | 49 CFR 173.202; 173.203; 173.241; 173.242. | 11947                          | To modify the special permit to authorize the transportation of additional Class 3 and 8 material in non-DOT specification containers.                                       |
| 11966-M .....   | 2990       | FMC Corporation ....             | 49 CFR 173.31(b)(6)(i).                    | 11966                          | To modify the special permit to authorize extending the service life of a select group of tank cars fitted with half head shields.                                           |
| 12405-M .....   | 6766       | Air Products and Chemicals, Inc. | 49 CFR 173.304(a)(2); 173.304(b).          | 12405                          | To modify the special permit to authorize higher fill densities for Hydrogen Chloride in DOT specification cylinders with service pressure ratings of 2400 and 2265 psig.    |
| 13601-M .....   | 18713      | DS Containers .....              | 49 CFR 173.306(b)(1); 175.3.               | 13601                          | To modify the special permit to authorize the use of an alternative non-DOT specification inner non-refillable container and revised procedures for testing an approved lot. |

[FR Doc. 06-4479 Filed 5-11-06; 8:45 am]

BILLING CODE 4909-60-M

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

**AGENCY:** Pipeline and Hazardous Materials Safety Administration, 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—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

**DATES:** Comments must be received on or before June 12, 2006.

*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, Nassif Building, 400 7th Street SW., Washington, DC or at <http://dms.dot.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 May 8, 2006.

**R. Ryan Posten,**

Chief, Special Permits Program, Office of  
Hazardous Materials, Special Permits &  
Approvals.

#### NEW SPECIAL PERMITS

| Application No. | Docket No. | Applicant                                                 | Regulation(s) affected                          | Nature of special permits thereof                                                                                                                                                                                                                                                           |
|-----------------|------------|-----------------------------------------------------------|-------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 14346-N .....   | .....      | United States Enrichment Corporation (USEC), Piketon, OH. | 49 CFR 173.31(b) .....                          | To authorize the one-time transportation in commerce of 16 DOT Specification tank cars containing a Division 2.2 refrigerant gas without meeting requirements for the tank-head puncture resistance system or thermal protection (mode 2).                                                  |
| 14327-N .....   | .....      | Florida Power and Light Co., Jensen Beach, FL.            | 49 CFR 173.403, 173.427(b), 173.465(c) and (d). | To authorize the transportation in commerce of a Class 7 nuclear reactor head in alternative packaging (modes 1, 3).                                                                                                                                                                        |
| 14348-N .....   | .....      | Matheson Tri-Gas, Parsippany, NJ.                         | 49 CFR 173.301(f)(1) .....                      | To authorize the use of Compressed Gas Association pamphlet CGA S-1.1-2003 in lieu of CGA S-1.1-2001 for pressure relief devices on DOT Specification cylinders containing certain Division 2.3 Zone B toxic gases (modes 1, 3).                                                            |
| 14349-N .....   | .....      | Matheson Tri-Gas, Parsippany, NJ.                         | 49 CFR 173.3(d)(2)(ii) ....                     | To authorize the transportation in commerce of non-DOT specification full open head, steel salvage cylinders with a water capacity of more than 119 gallons for use in transporting damaged, leaking or improperly filled cylinders containing various hazardous materials (modes 1, 2, 3). |

[FR Doc. 06-4480 Filed 5-11-06; 8:45 am]

BILLING CODE 4909-60-M

#### DEPARTMENT OF TRANSPORTATION

##### Surface Transportation Board

[STB Finance Docket No. 34873]

##### South Kansas & Oklahoma Railroad, Inc.—Trackage Rights Exemption—BNSF Railway Company

BNSF Railway Company (BNSF) has agreed to grant restricted overhead trackage rights to South Kansas & Oklahoma Railroad, Inc. (SKO), over BNSF's line of railroad between milepost 249.7, near W.N. Junction, KS, and milepost 206.0, in Wichita, KS, a total distance of approximately 43.7 miles. The use of the trackage rights line by SKO will be limited to certain overhead movements. In addition, BNSF has granted SKO local trackage rights at milepost 215.36 on the line for the limited purpose of serving the customer at that location.<sup>1</sup>

The transaction was scheduled to be consummated on the May 1, 2006 effective date of the exemption.

The purpose of the trackage rights is to enable SKO to handle overhead traffic between Winfield, KS, and Wichita, and

to serve the customer located at milepost 215.36 on the BNSF line.

As a condition of this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

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. 34873, must be filed with the Surface Transportation Board, 1925 K Street, NW., Washington DC 20423-0001. In addition, a copy of each pleading must be served on Karl Morell, Of Counsel, Ball Janik LLP, Suite 225, 1455 F Street, NW., Washington, DC 20005.

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

Decided: May 8, 2006.

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

**Vernon A. Williams,**

Secretary.

[FR Doc. E6-7261 Filed 5-11-06; 8:45 am]

BILLING CODE 4915-01-P

#### DEPARTMENT OF TRANSPORTATION

##### Surface Transportation Board

[STB Finance Docket No. 34874]

##### South Kansas & Oklahoma Railroad, Inc.—Trackage Rights Exemption—Wichita Union Terminal

Wichita Union Terminal (WUT) has agreed to grant restricted overhead trackage rights to South Kansas & Oklahoma Railroad, Inc. (SKO), over WUT's line of railroad between BNSF Railway Company (BNSF) milepost 213.2 and BNSF milepost 211.7, in Wichita, KS, a total distance of approximately 1.5 miles. WUT is jointly owned by BNSF and Union Pacific Railroad Company.

The transaction was scheduled to be consummated on the May 1, 2006 effective date of the exemption.

The purpose of the trackage rights agreement is to enable SKO to handle overhead traffic within Wichita, KS.

As a condition of this exemption, any employees affected by the trackage rights will be protected by the

<sup>1</sup> The trackage rights agreement was filed under seal. SKO subsequently filed a motion for protective order.