

*C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

No written comments were solicited or received.

**III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the Exchange consents, the Commission shall:

- (a) By order approve such proposed rule change; or
- (b) Institute proceedings to determine whether the proposed rule change should be disapproved.

**IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

*Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-Phlx-2004-75 on the subject line.

*Paper Comments*

- Send paper comments in triplicate to Jonathan G. Katz, Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609.

All submissions should refer to File Number SR-Phlx-2004-75. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the

provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing also will be available for inspection and copying at the principal office of the Phlx. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-Phlx-2004-75 and should be submitted on or before March 25, 2005.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>7</sup>

**Margaret H. McFarland,**  
*Deputy Secretary.*

[FR Doc. E5-899 Filed 3-3-05; 8:45 am]

**BILLING CODE 8010-01-P**

**SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration # 10043 and # 10044]**

**Illinois Disaster # IL-00001**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Administrative declaration of a disaster for the State of Illinois, dated 02/23/2005.

*Incident:* Flooding.  
*Incident Period:* 01/01/2005 through 02/12/2005.

*Effective Date:* 02/23/2005.  
*Physical Loan Application Deadline Date:* 04/25/2005.

*EIDL Loan Application Deadline Date:* 11/23/2005.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Disaster Area Office 1, 360 Rainbow Blvd. South 3rd Floor, Niagara Falls, NY 14303.

**FOR FURTHER INFORMATION CONTACT:** Alan Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's disaster declaration on 02/23/2005, applications for disaster loans may be filed at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

<sup>7</sup> 17 CFR 200.30-3(a)(12).

*Primary Counties:* Iroquois.

*Contiguous Counties:* Illinois, Ford, Kankakee, Vermilion, Indiana, Benton, and Newton.

The Interest Rates are:  
Homeowners With Credit Available Elsewhere—5.875  
Homeowners Without Credit Available Elsewhere—2.937  
Businesses With Credit Available Elsewhere—5.800  
Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere—4.000  
Other (Including Non-Profit Organizations) With Credit Available Elsewhere—4.750  
Businesses And Non-Profit Organizations Without Credit Available Elsewhere—4.000  
The number(s) assigned to this disaster for physical damage is 10043 6 and for economic injury is 10044 0.  
The States which received EIDL Decl # are: Illinois and Indiana.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

Dated: February 23, 2005.

**Hector V. Barreto,**  
*Administrator.*

[FR Doc. 05-4237 Filed 3-3-05; 8:45 am]

**BILLING CODE 8025-01-P**

**TENNESSEE VALLEY AUTHORITY**

**Paperwork Reduction Act of 1995, as Amended by Public Law 104-13; Proposed Collection, Comment Request.**

**AGENCY:** Tennessee Valley Authority.

**ACTION:** Proposed collection; comment request.

**SUMMARY:** The proposed information collection described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as amended). The Tennessee Valley Authority is soliciting public comments on this proposed collection as provided by 5 CFR Section 1320.8(d)(1). Requests for information, including copies of the information collection proposed and supporting documentation, should be directed to the Agency Clearance Officer: Alice D. Witt, Tennessee Valley Authority, 1101 Market Street (EB 5B), Chattanooga, Tennessee 37402-2801; (423) 751-6832. (SC: 001DCCB)

Comments should be sent to the Agency Clearance Officer no later than May 3, 2005.

**SUPPLEMENTARY INFORMATION:**

*Type of Request:* Regular submission.

*Title of Information Collection:* River Operations Study (ROS)—Recreation User Data.

*Frequency of Use:* Annually for a period of five years.

*Type of Affected Public:* Individual recreation users at public and commercial recreation areas and recreation users from private water front homes.

*Small Businesses or Organizations Affected:* Yes.

*Estimated Number of Annual Responses:* 2,500–3,000.

*Estimated Total Annual Burden Hours:* 1,250–1,500.

*Estimated Average Burden Hours Per Response:* 0.5 hours.

*Need For and Use of Information:* As part of system wide re-evaluation of TVA reservoirs and tailwaters TVA conducted a survey of recreation use on 13 representative reservoirs and 6 representative tailwaters during calendar year 2002. Recreation use estimates were made for public use areas, commercial marinas, river outfitters, and private home owners.. In each case, information was collected on the amount of recreation use, length of stay, facility preference, trip origin, expenditures and economic impact.

These data now form the foundation for a TVA reservoir and tailwater recreation database—the first system-wide estimates on recreation use in the Valley collected since 1978. TVA recognizes the value of this database and proposes to keep it up-to-date and, improving its utility by refining the survey design and conducting additional surveys of recreational use on representative reservoirs and tailwaters.

**Jacklyn J. Stephenson,**

*Senior Manager, Enterprise Operations, Information Services.*

[FR Doc. 05–4245 Filed 3–3–05; 8:45 am]

BILLING CODE 8120–08–P

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB–541 (Sub-No. 1X)]

#### Portland & Western Railroad, Inc.— Abandonment Exemption—in Washington County, OR

Portland & Western Railroad, Inc. (P&W), has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon a portion of its line of railroad that extends from milepost 17.10 to milepost 20.05, near the City of Hillsboro, in Washington County, OR. The line traverses United States Postal Service Zip Code 97124.

P&W has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) overhead traffic, if any, could 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 Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 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 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. 10502(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 April 5, 2005, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>1</sup> formal expressions 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 must be filed by March 14, 2005. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by March 24, 2005, with: Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423–0001.

A copy of any petition filed with the Board should be sent to P&W's representative: Eric M. Hocky, Esq., Gollatz, Griffin & Ewing, P.C., Four Penn Center, Suite 200, 1600 JFK Blvd., Philadelphia, PA 19103.

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

<sup>2</sup> Effective October 31, 2004, the filing fee for an OFA increased to \$1,200. *See Regulations Governing Fees for Services Performed in Connection with Licensing and Related Services—2004 Update*, STB Ex Parte No. 542 (Sub-No. 11) (STB served Oct. 1, 2004).

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

P&W has filed environmental and historic reports which address the effects, if any, of the abandonment on the environment and historic resources. SEA will issue an environmental assessment (EA) by March 11, 2005. Interested persons may obtain a copy of the EA by writing to SEA (Room 500, Surface Transportation Board, Washington, DC 20423–0001) or by calling SEA, at (202) 565–1539. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1–800–877–8339.] 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.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), P&W shall file a notice of consummation with the Board to signify that it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by P&W's filing of a notice of consummation by March 4, 2006, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.

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

Decided: February 25, 2005.

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

**Vernon A. Williams,**  
*Secretary.*

[FR Doc. 05–4107 Filed 3–3–05; 8:45 am]

BILLING CODE 4915–01–P

## DEPARTMENT OF THE TREASURY

### Public Meeting of the President's Advisory Panel on Federal Tax Reform

**AGENCY:** Department of the Treasury.

**ACTION:** Notice of meeting.

**SUMMARY:** This notice advises all interested persons of the location of the March 8, 2005, public meeting of the President's Advisory Panel on Federal Tax Reform. This meeting was previously announced in 70 FR 8875 (February 23, 2005).

**DATES:** The meeting will be held on Tuesday, March 8, 2005, in Tampa, Florida, and will begin at 9:30 a.m.

**ADDRESSES:** The meeting will be held at SAGO Networks, 4465 W. Gandy Blvd.,