

and organizations that submit comments or questions. Precise schedules and locations for public meetings will be announced in the local news media and the project Web site. Interested individuals and organizations may request to be included on the mailing list for distribution of meeting announcements and associated information.

(Catalog of Federal Domestic Assistance Program No. 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to the program.)

**Authority:** 23 U.S.C. 315; 23 CFR 771.123; 49 CFR 1.48.

Issued on: June 25, 2007.

**Robert F. Tally, Jr.,**

*Division Administrator, Indianapolis, Indiana.*

[FR Doc. E7-12629 Filed 6-28-07; 8:45 am]

**BILLING CODE 4910-22-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on a Proposed Highway Project in Arizona

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by FHWA and Other Federal Agencies.

**SUMMARY:** This notice announces actions taken by the Federal Highway Administration (FHWA) and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). These actions relate to the proposed construction of the approximately 24-mile-long Yuma Area Service Highway, which has been designated as State Route 195 by the State Transportation Board in Arizona. This includes new roadway from the planned commercial International Port of Entry, located near San Luis, Arizona on the US/Mexico border, to Interstate 8. The alignment follows Avenue E north for about 2 miles to County 23rd Street, east on County 23rd Street for about 8 miles, north for about 9 miles within the westernmost portion of the Barry M. Goldwater Range, and continues north for about 3.5 miles between Avenue 6E and Avenue 7E to the existing Interstate 8/Araby Road Traffic Interchange. The actions being taken grant approvals for the project.

**DATES:** By this notice, the FHWA is advising the public of final agency

actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed by December 26, 2007. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Mr. Steve Thomas, Environmental Program Manager, Federal Highway Administration, One Arizona Center, Suite 410, 400 East Van Buren Street, Phoenix, Arizona 85004-2285 weekdays 7 a.m. to 4 p.m. (Mountain Standard Time) at (602) 379-3645, extension 117, fax (602) 379-3608, [steve.thomas@fhwa.dot.gov](mailto:steve.thomas@fhwa.dot.gov). Ms. Melissa Maiefski, Project Environmental Coordinator and Monitor, Environmental Planning Group, Arizona Department of Transportation, 1221 South 2nd Avenue, Mail Drop T100, Tucson, Arizona 85713-1602, weekdays 7 a.m. to 4 p.m. (Mountain Standard Time) at (520) 388-4250, fax (520) 388-4255, [mmaiefski@azdot.gov](mailto:mmaiefski@azdot.gov).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing approval for the proposed construction of the Yuma Area Service Highway in southwest Arizona. The highway will be approximately 24 miles in length, have two travel lanes in each direction, and generally have a right-of-way width of 240- to 280-feet with wider right-of-way at traffic interchanges. FHWA is the Federal lead agency for the Environmental Assessment, which was prepared in conjunction with the Arizona Department of Transportation and the Yuma Metropolitan Planning Organization. The Bureau of Land Management, US Bureau of Reclamation, Marine Corps Air Station Yuma, and the US Navy served as cooperating agencies. The project would facilitate existing and future travel and movement of goods between the US/Mexico border crossing and Interstate 8, remove commercial traffic and hazardous cargo from populated and congested areas, relieve existing and anticipated future congestion on US 95 through local communities, and reduce the potential for increased traffic accidents in populated areas. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Assessment for the project, approved on August 11, 2005, a Finding of No Significant Impact approved on May 11, 2007, and in other

documents in the FHWA project files. The Final Environmental Assessment and other documents in the FHWA project files are available by contacting the FHWA or the Arizona Department of Transportation at the addresses provided above. The FHWA Final Environmental Assessment can be viewed and downloaded from the following Web site: <http://www.azdot.gov/highways/EEG/DocumentsIndex.asp>.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. *General:* National Environmental Policy Act (NEPA) [42 U.S.C. 4321-4351]; Federal-Aid Highway Act [23 U.S.C. 109].

2. *Air:* Clean Air Act 42 U.S.C. 7401-7671(q).

3. *Water:* Clean Water Act 33 U.S.C. 1251-1387.

4. *Noise:* Procedures for Abatement of Highway Traffic Noise and Construction Noise, 23 CFR 772.

5. *Wildlife:* Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536]; Fish and Wildlife Coordination Act [16 U.S.C. 661-667(d)]; Migratory Bird Treaty Act [16 U.S.C. 703-712].

6. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)-470(ll)]; Archeological and Historic Preservation Act [16 U.S.C. 469-469(c)]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001-3013].

7. *Social and Economic:* Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)]; American Indian Religious Freedom Act [42 U.S.C. 1996]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201-4209]; The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended; Metropolitan Planning Regulations, 23 CFR 450.318.

8. *Hazardous Materials:* Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9601-9675; Superfund Amendments and Reauthorization Act of 1986 (SARA); Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6901-6992(k).

9. Section 4(f) of the US Department of Transportation Act of 1966 [49 U.S.C. 303].

10. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority

Populations and Low Income Populations; E.O. 11593, Protection and Enhancement of Cultural Resources; E.O. 13007, Indian Sacred Sites; E.O. 13287, Preserve America; E.O. 13175, Consultation and Coordination with Indian Tribal Governments; E.O. 11514, Protection and Enhancement of Environmental Quality; E.O. 13112, Invasive Species.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 139(l)(1).

Issued on: June 19, 2007.

**Robert E. Hollis,**

*Division Administrator, Phoenix, Arizona.*

[FR Doc. 07-3166 Filed 6-28-07; 8:45 am]

**BILLING CODE 4910-22-M**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[Finance Docket No. 34075]

#### Six County Association of Governments—Construction and Operation Exemption—Rail Line Between Levan and Salina, UT

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** Notice of Availability of Draft Environmental Impact Statement.

**SUMMARY:** On July 30, 2001, the Six County Association of Governments (SCAOG) filed a Petition for Exemption with the Surface Transportation Board (Board) pursuant to 49 U.S.C. 10502 for authority to construct and operate a new rail line between Juab (near Levan) and Salina, Utah. The project involves approximately 43 miles of new rail line and ancillary facilities. Because the construction and operation of this project has the potential to result in significant environmental impacts, the Board's Section of Environmental Analysis (SEA), in cooperation with the Department of Interior Bureau of Land Management, prepared a Draft Environmental Impact Statement (Draft EIS). The purpose of this Notice of Availability is to notify individuals and agencies interested in or affected by the proposed project of the availability of the Draft EIS for review and comment.

Implementation of the proposed project would restore rail service to the Sevier Valley, provide rail service to shippers, and reduce the number of trucks on area highways. The Draft EIS

analyses the potential impacts of the proposed route, the "no-build" alternative, and another build alternative.

The Draft EIS addresses environmental issues and concerns identified during the scoping process. It also contains SEA's preliminary recommendations for environmental mitigation measures. The Draft EIS is being made available for public and agency review and comment. SEA will prepare a Final Environmental Impact Statement (Final EIS) that considers comments on the Draft EIS from the public and agencies. In reaching its decision in this case, the Board will take into account the Draft EIS, the Final EIS, and all environmental comments that are received.

**DATES:** Written comments on the Draft EIS, which was served on June 29, 2007 are due on August 22, 2007.

**ADDRESS:** Send an original and 10 copies of comments referring to STB Finance Docket No. 34075 to: Surface Transportation Board, Case Control Unit, 395 E Street, SW., Washington, DC 20423, Attention: Phillis Johnson-Ball, Section of Environmental Analysis.

**FOR FURTHER INFORMATION CONTACT:** Phillis Johnson-Ball, (202) 245-0304. Federal Information Relay Service for the hearing impaired: 1-800-877-8339.

The Web site for the Surface Transportation Board is <http://www.stb.dot.gov>.

Decided: June 29, 2007.

By the Board, Victoria Rutson, Chief, Section of Environmental Analysis.

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

[FR Doc. E7-12521 Filed 6-28-07; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35045]

#### Duluth, Winnipeg and Pacific Railway Company—Amended Trackage Rights Exemption—Duluth, Missabe and Iron Range Railway Company

Duluth, Missabe and Iron Range Railway Company (DMIR) has agreed to amend the existing overhead trackage rights previously granted to Duluth, Winnipeg and Pacific Railway Company (DWP).<sup>1</sup> The rights extend between Shelton Junction, MN (milepost B 2.71

on DMIR's Virginia Branch), and Nopeming Junction, MN (milepost R 5.77 on DMIR's Spirit Lake Branch), a distance of approximately 64 miles. DWP states that the amendment will allow a limited expansion of DWP's rights on trackage over which it already operates.

The purpose of the proposed transaction is to allow for nonexclusive overhead movements, reblocking cars within single trains, or setting out cars requiring servicing over the existing trackage (including an additional 616 feet of connecting track), thus enhancing operational efficiency. The transaction includes all industry spurs, connecting tracks and sidings now existent or hereafter constructed along the subject tracks, and right-of-way for the tracks, signals, interlocking devices and plants, telegraph and telephone lines, and other necessary appurtenances, a distance of approximately 63.82 miles, all within the State of Minnesota.

The earliest this transaction may be consummated is July 14, 2007, the effective date of the exemption (30 days after the exemption was filed).

As a condition to 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 the 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 for stay must be filed no later than July 6, 2007 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35045, 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 Thomas J. Healey, 17641 S. Ashland Ave., Homewood, IL 60430.

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

Decided: June 25, 2007.

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

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

[FR Doc. E7-12606 Filed 6-28-07; 8:45 am]

**BILLING CODE 4915-01-P**

<sup>1</sup> DWP initially obtained these trackage rights in *Duluth, Winnipeg and Pacific Railway Company—Trackage Rights Exemption—Duluth, Missabe and Iron Range Railway Company*, STB Finance Docket No. 34424 (Sub-No. 1) (STB served Apr. 9, 2004).