

Bente, Consultant Design, Montana Department of Transportation, 2701 Prospect Avenue, P.O. Box 201001, Helena, Montana 59620-1001. Telephone: (406) 444-7634.

**SUPPLEMENTARY INFORMATION:** The FHWA, in cooperation with the Montana Department of Transportation, will prepare an environmental impact statement (EIS) on a proposal to construct a connection between Interstate 90 (I-90) and Old Highway 312 in or near the city of Billings, Yellowstone County, Montana.

FHWA previously issued a notice on August 13, 2003 that an EIS would be prepared for a proposal to construct a bypass route north of the city of Billings. Funding constraints prompted a re-scoping of that proposed project and this notice is intended to advise the public that an EIS will be prepared on the re-scoped, proposed project.

These improvements are considered necessary in order to provide an additional Yellowstone River crossing for transportation system reliability. The improvements are also necessary to provide an additional connection between the Lockwood and Billings areas; as well as improve mobility to and from Billings Heights.

Alternatives under consideration include (1) taking no action; (2) providing a connection between I-90 and Old Highway 312.

Letters describing the proposed action and soliciting comments have been sent to appropriate Federal, State, and local agencies, and to private organizations and citizens, who have previously expressed interest in this proposal. An extensive public involvement process will be conducted to solicit views and comments from appropriate agencies and interested private organizations and citizens. The process, to date, has included a Billings Bypass Advisory Committee, public meetings and workshops, a public hearing, and presentations and meetings.

Public notice will be given of the time and place of future outreach meetings and hearing. The draft EIS will be available for public and agency review and comment prior to the public hearing. No formal scoping meeting date has been set at this time.

To ensure that the full range of issues related to this proposed action are addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be directed to the FHWA or MDT at the addresses provided previously.

(Catalog of Federal Domestic Assistance Program Number 20.206, Highway Planning & Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

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

Issued on: August 26, 2010.

**Brian Hasselbach,**

*Right of Way & Environmental Programs Manager, FHWA.*

[FR Doc. 2010-22116 Filed 9-3-10; 8:45 am]

**BILLING CODE 4910-22-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### **Cancellation of Supplemental Environmental Impact Statement (SEIS); Travis County, TX**

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

**ACTION:** Cancellation of Notice of Intent to Prepare a SEIS.

**SUMMARY:** In Vol. 73, No. 106/June 2, 2008/Notices, Federal Highway Administration (FHWA) issued a Notice of Intent (NOI) to advise the public that a Supplemental Environmental Impact Statement (SEIS) would be prepared for the proposed SH 71 roadway between Riverside Drive and SH 130 in Travis County, Texas. The FHWA is issuing this notice to advise the public that the NOI to prepare a SEIS for proposed improvements to State Highway (SH) 71 from Riverside Drive to SH 130, in Travis County, Texas, is being rescinded.

**FOR FURTHER INFORMATION CONTACT:** Mr. Salvador Deocampo, District Engineer, District A, Federal Highway Administration (FHWA), Texas Division, 300 East 8th Street, Rm 826, Austin, Texas 78701, Telephone 512-536-5950.

**SUPPLEMENTARY INFORMATION:** The Texas Department of Transportation (TxDOT), in cooperation with the FHWA, announced its intent to prepare a limited-scope SEIS pursuant to 40 CFR 1508.22 and 43 TAC Sec. 2.5(e)(2) for proposed improvement of SH 71 from Riverside Drive to SH 130, in Travis County, Texas. The improvements proposed between Riverside Drive and Farm-to-Market Road (FM) 973 were originally considered in a Final Environmental Impact Statement (FEIS) covering improvements to SH 71/US 290 from Ranch-to-Market Road (RM) 1826 to FM 973. A Record of Decision (ROD) was issued by FHWA on August 22, 1988. The mid-section of the original

project limits, between Joe Tanner Lane and Riverside Drive, has been constructed. The limited-scope SEIS would have evaluated potential impacts resulting from tolling, changes in adjacent land use, the construction of SH 130, and proposed design modifications since the issuance of the SH 71/US 290 ROD along the unconstructed eastern portion of the original FEIS, between Riverside Drive and FM 973. The improvements, as proposed in 2008, are not included in the Capital Area Metropolitan Planning Organization (CAMPO) 2035 Transportation Plan. However, non-tolled improvement of SH 71 at Riverside Drive is included in the CAMPO 2035 Plan, and is consistent with prior federal approvals on the project.

TxDOT and FHWA have decided to rescind the Notice of Intent to Prepare a Supplemental Environmental Impact Statement for SH 71 from Riverside Drive to SH 130. The decision to rescind the NOI is due to the limited availability of funds and local planning priorities. The SEIS was in the preliminary stages of development. One public meeting was held June 24, 2008, at Del High School in Del Valle, Texas. Appropriate environmental documents will be completed in the future as components of the project proceed through project development as funding becomes available.

Issued on: August 31, 2010.

**Salvador Deocampo,**

*District Engineer, FHWA Texas Division.*

[FR Doc. 2010-22180 Filed 9-3-10; 8:45 am]

**BILLING CODE 4910-22-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### **Notice of Final Federal Agency Actions on US 290/Hempstead Corridor**

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

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, United States Highway 290 (US 290), from Farm to Market 2920 (FM 2920) to Interstate Highway 610 (IH 610) in Harris County, Texas. Those actions grant licenses, permits, and approvals for the project.