

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2003-15075; Airspace
Docket No. 03-ACE-43]

**Modification of Class E Airspace;
Valentine, NE**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Direct final rule; confirmation of
effective date.

SUMMARY: This document confirms the
effective date of the direct final rule
which revises Class E airspace at
Valentine, NE.

EFFECTIVE DATE: 0901 UTC, September 4,
2003.

FOR FURTHER INFORMATION CONTACT:

Brenda Mumper, Air Traffic Division,
Airspace Branch, ACE-520A, DOT
Regional Headquarters Building, Federal
Aviation Administration, 901 Locust,
Kansas City, MO 64106; telephone:
(816) 329-2524.

SUPPLEMENTARY INFORMATION: The FAA
publishes this direct final rule with a
request for comments in the **Federal
Register** on May 19, 2003 (68 FR 26994).
The FAA uses the direct final
rulemaking procedure for a non-
controversial rule where the FAA
believes that there will be no adverse
public comment. This direct final rule
advised the public that no adverse
comments were anticipated, and that
unless a written adverse comment, or a
written notice of intent to submit such
an adverse comment, were received
within the comment period, the
regulation would become effective on
September 4, 2003. No adverse
comments were received, and thus this
notice confirms that this direct final rule
will become effective on that date.

Issued in Kansas City, MO on June 25,
2003.

Anthony D. Roetzel,

*Acting Manager, Air Traffic Division, Central
Region.*

[FR Doc. 03-17251 Filed 7-8-03; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2003-15076; Airspace
Docket No. 03-ACE-44]

**Modification of Class E Airspace;
Kaiser, MO**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Direct final rule; confirmation of
effective date.

SUMMARY: This document confirms the
effective date of the direct final rule
which revises Class E Airspace at
Kaiser, MO.

EFFECTIVE DATE: 0901 UTC, September 4,
2003.

FOR FURTHER INFORMATION CONTACT:

Brenda Mumper, Air Traffic Division,
Airspace Branch, ACE-520A, DOT
Regional Headquarters Building, Federal
Aviation Administration, 901 Locust,
Kansas City, MO 64106; telephone:
(816) 329-2524.

SUPPLEMENTARY INFORMATION: The FAA
published this direct final rule with a
request for comments in the **Federal
Register** on May 23, 2003 (68 FR 28122)
and subsequently published a correction
in the **Federal Register** on June 3, 2003
(68 FR 33231). The FAA uses the direct
final rulemaking procedure for a non-
controversial rule where the FAA
believes that there will be no adverse
public comment. This direct final rule
advised the public that no adverse
comments were anticipated, and that
unless a written adverse comment, or a
written notice of intent to submit such
an adverse comment, were received
within the comment period, the
regulation would become effective on
September 4, 2003. No adverse
comments were received, and thus this
notice confirms that this direct final rule
will become effective on that date.

Issued in Kansas City, MO on June 25,
2003.

Anthony D. Roetzel,

*Acting Manager, Air Traffic Division, Central
Region.*

[FR Doc. 03-17252 Filed 7-8-03; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

17 CFR Part 71

[Docket No. FAA-2003-15453; Airspace
Docket No. 03-ACE-51]

**Modification of Class E Airspace;
Elkhart, KS**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Direct final rule; request for
comments.

SUMMARY: Area Navigation (RNAV)
Global Positioning System (GPS)
Standard Instrument Approach
Procedures (SIAPs) have been
developed to serve Elkhart-Morton
County Airport, Elkhart, KS. The
Nondirectional Radio Beacon (NDB)
Runway (RWY) 35 SIAP serving Elkhart-
Morton County Airport has been
amended. This action modifies Class E
airspace at Elkhart, KS to the
appropriate dimensions for protecting
aircraft executing the approaches. The
Elkhart-Morton County Airport airport
reference point has been redefined and
is incorporated into the legal
description of Elkhart, KS Class E
airspace.

DATES: This direct final rule is effective
on 0901 UTC, October 30, 2003.
Comments for inclusion in the Rules
Docket must be received on or before
August 20, 2003.

ADDRESSES: Send comments on this
proposal to the Docket Management
System, U.S. Department of
Transportation, Room Plaza 401, 400
Seventh Street, SW., Washington, DC
20590-0001. You must identify the
docket number FAA-2003-15453/
Airspace Docket No. 03-ACE-51, at the
beginning of your comments. You may
also submit comments on the Internet at
<http://dms.dot.gov>. You may review the
public docket containing the proposal,
any comments received, and any final
disposition in person in the Dockets
Office between 9 a.m. and 5 p.m.,
Monday through Friday, except Federal
holidays. The Docket Office (telephone
1-800-647-5527) is on the plaza level
of the Department of Transportation
NASSIF Building at the above address.

FOR FURTHER INFORMATION CONTACT:

Kathy Randolph, Air Traffic Division,
Airspace Branch, ACE-520C, DOT
Regional Headquarters Building, Federal
Aviation Administration, 901 Locust,
Kansas City, MO 64106; telephone:
(816) 329-2525.

SUPPLEMENTARY INFORMATION: This
amendment to 14 CFR 71 modifies the

Class E airspace area at Elkhart, KS. RNAV (GPS) RWY 4, ORIGINAL SIAP, RNAV (GPS) RWY 17, ORIGINAL SIAP, RNAV (GPS) Rwy 22, ORIGINAL SIAP, RNAV (GPS) RWY 35, ORIGINAL SIAP and NDB RWY 35, AMENDMENT 1 SIAP have been developed to serve Elkhart-Morton County Airport, Elkhart, KS. The Elkhart, KS controlled airspace must be tailored to contain aircraft executing the approach procedures. This action modifies Class E airspace extending upward from 700 feet above ground level (AGL) at Elkhart, KS. An examination of controlled airspace for Elkhart, KS revealed discrepancies in the Elkhart-Morton County Airport airport reference point used in the legal description for the Elkhart, KS Class E airspace area. Class E controlled airspace at Elkhart, KS is defined, in part, by the Elkhart-Morton County Airport airport reference point. This action corrects discrepancies between the previous and revised airport reference points by modifying the Elkhart, KS Class E airspace area. It incorporates the revised Elkhart-Morton County Airport airport reference point into the Class E airspace legal description and brings the airspace area into compliance with FAA Order 7400.2E, Procedures for Handling Airspace Matters. The area will be depicted on appropriate aeronautical charts. Class E airspace areas extending upward from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9K, dated August 30, 2002, and effective September 16, 2002, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

The Direct Final Rule Procedure

The FAA anticipates that this regulation will not result in adverse or negative comment and, therefore, is issuing it as a direct final rule. Previous actions of this nature have not been controversial and have not resulted in adverse comments or objections. Unless a written adverse or negative comment, or a written notice of intent to submit an adverse or negative comment is received within the comment period, the regulation will become effective on the date specified above. After the close of the comment period, the FAA will publish a document in the **Federal Register** indicating that no adverse or negative comments were received and confirming the date on which the final rule will become effective. If the FAA does receive, within the comment period, an adverse or negative comment, or written notice of intent to submit

such a comment, a document withdrawing the direct final rule will be published in the **Federal Register**, and a notice of proposed rulemaking may be published with a new comment period.

Comments Invited

Interested parties are invited to participate in this rulemaking by submitting such written data, views, or arguments, as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify both docket numbers and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. FAA-2003-15453/Airspace Docket No. 03-ACE-51." The postcard will be date/time stamped and returned to the commenter.

Agency Findings

The regulations adopted herein will not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this final rule does not have federalism implications under Executive Order 13132.

The FAA has determined that this regulation is noncontroversial and unlikely to result in adverse or negative comments. For the reasons discussed in the preamble, I certify that this regulation (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under Department of Transportation (DOT) Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

■ Accordingly, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9K, dated August 30, 2002, and effective September 16, 2002, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

ACE KS E5 Elkhart, KS

Elkhart-Morton County Airport, KS
(Lat. 37°00'03"N., long. 101°52'48"W.)
Elkhart NDB
(Lat. 37°00'04"N., long. 101°53'05"W.)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Elkhart-Morton County Airport and within 2.5 miles each side of the 172° bearing from the Elkhart NDB extending from the 6.5-mile radius to 7 miles south of the airport.

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Issued in Kansas City, MO, on June 26, 2003.

Anthony D. Roetzel,

Acting Manager, Air Traffic Division, Central Region.

[FR Doc. 03-17253 Filed 7-8-03; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2003-15363; Airspace Docket No. 03-AEA-3]

RIN 2120-AA66

Revision of Jet Route J-147

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action revises Jet Route 147 (J-147) by realigning the segment of the route that extends from the Beckley,