

Elkland Township, Sullivan County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2010.

146. Chesapeake Appalachia, LLC, Pad ID: Fremar, ABR-201008147, Fox Township, Sullivan County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2010.

147. Chesapeake Appalachia, LLC, Pad ID: Hottenstein, ABR-201008148, Forks Township, Sullivan County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2010.

148. Chesapeake Appalachia, LLC, Pad ID: Balent NEW, ABR-201008149, Wysox Township, Bradford County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2010.

149. Talisman Energy USA, Inc., Pad ID: 01 084 O'Reilly, ABR-201008150, Granville Township, Bradford County, Pa.; Consumptive Use of up to 6.000 mgd; Approval Date: August 25, 2010.

150. Talisman Energy USA, Inc., Pad ID: 05 067 Green Newland LLC, ABR-201008151, Warren Township, Bradford County, Pa.; Consumptive Use of up to 6.000 mgd; Approval Date: August 25, 2010.

151. Talisman Energy USA, Inc., Pad ID: 05 026 Strobe, ABR-201008152, Warren Township, Bradford County, Pa.; Consumptive Use of up to 6.000 mgd; Approval Date: August 26, 2010.

152. EOG Resources, Inc., Pad ID: TYLER Pad, ABR-201008153, Springfield Township, Bradford County, Pa.; Consumptive Use of up to 4.999 mgd; Approval Date: August 26, 2010.

153. EOG Resources, Inc., Pad ID: W TYLER Pad, ABR-201008154, Springfield Township, Bradford County, Pa.; Consumptive Use of up to 4.999 mgd; Approval Date: August 26, 2010.

154. EOG Resources, Inc., Pad ID: STURDEVANT 1H Pad, ABR-201008155, Ridgebury Township, Bradford County, Pa.; Consumptive Use of up to 4.999 mgd; Approval Date: August 26, 2010.

155. Citrus Energy, Pad ID: P&G Warehouse 1-1H, ABR-201008156, Meshoppen Township, Wyoming County, Pa.; Consumptive Use of up to 5.000 mgd; Approval Date: August 26, 2010.

156. Chesapeake Appalachia, LLC, Pad ID: McCabe, ABR-201008157, Towanda Township, Bradford County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 26, 2010.

157. Chesapeake Appalachia, LLC, Pad ID: Wolf, ABR-201008158, Athens Township, Bradford County, Pa.; Consumptive Use of up to 7.500 mgd; Approval Date: August 26, 2010.

**Authority:** Public Law 91-575, 84 Stat. 1509 *et seq.*, 18 CFR parts 806, 807, and 808.

Dated: September 24, 2010.

**Stephanie L. Richardson,**

*Secretary to the Commission.*

[FR Doc. 2010-25267 Filed 10-6-10; 8:45 am]

**BILLING CODE 7040-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Annual Materials Report on New Bridge Construction and Bridge Rehabilitation

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

**ACTION:** Notice.

**SUMMARY:** Section 1114 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Pub. L. 109-59; 119 Stat. 1144) continued the highway bridge program to enable States to improve the condition of their highway bridges over waterways, other topographical barriers, other highways, and railroads. Section 1114(f) amended 23 United States Code (U.S.C.) 144 by adding subsection (r), requiring the Secretary of Transportation to publish in the **Federal Register** a report describing construction materials used in new Federal-aid bridge construction and bridge rehabilitation projects. As part of the SAFETEA-LU Technical Corrections Act of 2008 (Pub. L. 110-244), 23 U.S.C. 144 subsection (r) became subsection (q), but the reporting requirement remained the same.

**ADDRESSES:** The report is posted on the FHWA Web site at: <http://www.fhwa.dot.gov/bridge/britab.htm>.

**FOR FURTHER INFORMATION CONTACT:** Ms. Ann Shemaka, Office of Bridge Technology, HIBT-30, (202) 366-1575, or Mr. Thomas Everett, Office of Bridge Technology, HIBT-30, (202) 366-4675, Federal Highway Administration, 1200 New Jersey Ave., SE., Washington, DC 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** In conformance with 23 U.S.C. 144(q), the FHWA has produced a report that summarizes the types of construction materials used in new bridge construction and bridge rehabilitation projects. Data on Federal-aid and non-Federal-aid highway bridges are included in the report for completeness. The December 2009 National Bridge Inventory (NBI) dataset was used to identify the material types for bridges that were new or replaced within the defined time period. The FHWA's

Financial Management Information System and the 2009 NBI were used to identify the material types for bridges that were rehabilitated within the defined time period. Currently preventative maintenance projects are included in the rehabilitation totals.

The report, which is available at <http://www.fhwa.dot.gov/bridge/brdgtabs.cfm>, consists of the following tables:

- Construction Materials for New and Replaced Bridges, a summary report which includes Federal-aid highways and non-Federal-aid highways built in 2008 and 2007.

- Construction Materials for Rehabilitated Bridges, a summary report which includes Federal-aid and non-Federal-aid highways rehabilitated in 2008 and 2007.

- Construction Materials for Combined New, Replaced and Rehabilitated Bridges, a summary report which combines the first two tables cited above.

- Federal-aid Highways: Construction Materials for New and Replaced Bridges 2008, a detailed State-by-State report with counts and areas for Federal-aid bridges built or replaced in 2008.

- Federal-aid Highways: Construction Materials for New and Replaced Bridges 2007, a detailed State-by-State report with counts and areas for Federal-aid bridges built or replaced in 2007.

- Non-Federal-aid Highways: Construction Materials for New and Replaced Bridges 2008, a detailed State-by-State report with counts and areas for non-Federal-aid bridges built or replaced in 2008.

- Non-Federal-aid Highways: Construction Materials for New and Replaced Bridges 2007, a detailed State-by-State report with counts and areas for non-Federal-aid bridges built or replaced in 2007.

- Federal-aid Highways: Construction Materials for Rehabilitated Bridges 2008, a detailed State-by-State report with counts and areas for Federal-aid bridges rehabilitated in 2008.

- Federal-Aid Highways: Construction Materials for Rehabilitated Bridges 2007, a detailed State-by-State report with counts and areas for Federal-aid bridges rehabilitated in 2007.

- Non-Federal-aid Highways: Construction Materials for Rehabilitated Bridges 2008, a detailed State-by-State report with counts and areas for non-Federal-aid bridges rehabilitated in 2008.

- Non-Federal-aid Highways: Construction Materials for Rehabilitated Bridges 2007, a detailed State-by-State report with counts and areas for non-

Federal-aid bridges rehabilitated in 2007.

- Federal-aid Highways: Construction Materials for New, Replaced and Rehabilitated Bridges 2008, which combines the 2008 reports on new, replaced and rehabilitated Federal-aid bridges.

- Federal-aid Highways: Construction Materials for New, Replaced and Rehabilitated Bridges 2007, which combines the 2007 reports on new, replaced and rehabilitated Federal-aid bridges.

- Non-Federal-aid Highways: Construction Materials for New, Replaced and Rehabilitated Bridges 2008, which combines the 2008 reports on new, replaced and rehabilitated non-Federal-aid bridges.

- Non-Federal-aid Highways: Construction Materials for New, Replaced and Rehabilitated Bridges 2007, which combines the 2007 reports on new, replaced and rehabilitated non-Federal-aid bridges.

The tables provide data for 2 years: 2007 and 2008. The 2007 data is considered complete for new, replaced and rehabilitated bridges, with a minimal likelihood of upward changes in the totals. The 2008 data is considered partially complete for new bridges and complete for rehabilitated bridges, because many new bridges built in 2008 will not appear in the NBI until they are placed into service the following year. Therefore, next year's report will include 2008's data on new bridge construction, because the data will be complete.

Each table displays simple counts of bridges and total bridge deck area. Total bridge deck area is measured in square meters, by multiplying the bridge length by the deck width out-to-out. Culverts under fill are included in the counts but not in the areas because a roadway width is not collected. The data is categorized by the following material types, which are identified in the NBI: steel, concrete, pre-stressed concrete, and other. The category "other" includes wood, timber, masonry, aluminum, wrought iron, cast iron, and other. Material type is the predominate type for the main span(s).

**Authority:** 23 U.S.C. 144(q); Sec. 1114(f), Pub. L. 109–59, 119 Stat. 1144.

Issued on: September 27, 2010.

**Victor M. Mendez,**  
Administrator.

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**BILLING CODE 4910–22–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway in North Carolina

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

**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 FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139 (I)(1). The actions relate to a proposed highway project, NC 24 Improvements, from 2.8 miles east of I–95 to I–40 in Cumberland, Sampson, and Duplin Counties, North Carolina (T.I.P. Project R–2303). Those actions grant licenses, permits, and 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 (I)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before April 5, 2011. 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:** Clarence W. Coleman, P.E., Preconstruction and Environment Engineer, Federal Highway Administration, 310 New Bern Avenue, Ste 410, Raleigh, North Carolina, 27601–1418; Telephone: (919) 747–7014; e-mail: [clarence.coleman@dot.gov](mailto:clarence.coleman@dot.gov). FHWA North Carolina Division Office's normal business hours are 8 a.m. to 5 p.m. (Eastern Time). You may also contact Gregory J. Thorpe, Ph.D., Project Development and Environmental Analysis Branch Manager, North Carolina Department of Transportation (NCDOT), 1 South Wilmington Street (Delivery), 1548 Mail Service Center, Raleigh, North Carolina 27699–1548; Telephone (919) 733–3141, [gthorpe@dot.state.nc.us](mailto:gthorpe@dot.state.nc.us). NCDOT—Project Development and Environmental Analysis Branch Office's normal business hours are 8 a.m. to 5 p.m. (Eastern Time).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of North Carolina: NC 24 Improvements, Federal Aid No. STPNHF–F–8–2(17), Cumberland,

Sampson, and Duplin Counties, North Carolina. The proposed action will improve approximately 40 miles of NC 24 from terminus of an existing 4-lane section, approximately 2.8 miles east of I–95 to I–40. Portions of the selected alternative (Corridor 56) widen existing roadways and portions construct a four-lane facility on new location. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) for the project, approved on March 31, 2010, and in the FHWA Record of Decision (ROD), issued on September 10, 2010, and in other documents in the FHWA administrative record. The FEIS, ROD, and other documents in the FHWA administrative record file are available by contacting the FHWA or NCDOT at the addresses provided above. The FHWA FEIS and ROD can be viewed at the NCDOT—Project Development and Environmental Analysis Branch, 1 South Wilmington Street, Raleigh, North Carolina; NCDOT—Division 3 Office, 124 Division Drive, Wilmington, NC 28401, NCDOT—Division 6 Office, 558 Gillespie St., Fayetteville, NC 28301, Fayetteville MPO (FAMPO) Office, 130 Gillespie Street, Fayetteville, NC 28301, Mid-Carolina RPO (MCCOG) Office, 130 Gillespie Street, 3rd Floor Post Office Drawer 1510, Fayetteville, NC 28302, and East Carolina RPO (ECC), 233 Middle Street, 3rd Floor, O. Marks Building, New Bern, NC 28560.

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. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303]; Landscaping and Scenic Enhancement (Wildflowers) [23 U.S.C. 319].
4. *Wildlife:* Endangered Species Act [16 USC 1531–1544 and Section 1536], Marine Mammal Protection Act [16 U.S.C. 1361], Anadromous Fish Conservation Act [16 U.S.C. 757(a)–757(g)], Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d)], Migratory Bird Treaty Act [16 U.S.C. 703–712], Magnuson-Stevenson Fishery Conservation and Management Act of 1976, as amended [16 U.S.C. 1801 *et seq.*].
5. *Historic and Cultural Resources:* Section 106 of the National Historic