

* * * Effective 8 May 2008

Smithville, TN, Smithville Muni, RNAV (GPS) RWY 6, Amdt 1
 Smithville, TN, Smithville Muni, RNAV (GPS) RWY 24, Amdt 1
 Smithville, TN, Smithville Muni, Takeoff Minimums and Obstacle DP, Orig

* * * Effective 5 June 2008

Mojave, CA, Mojave, Takeoff Minimums and Obstacle DP, Amdt 1
 Rifle, CO, Garfield County Regional, Takeoff Minimums and Obstacle DP, Amdt 8
 Walden, CO, Walden-Jackson County, RNAV (GPS)-A, Orig
 Walden, CO, Walden-Jackson County, Takeoff Minimums and Obstacle DP, Orig
 Washington, DC, Washington Dulles Intl, ILS OR LOC RWY 1R, ILS RWY 1R (CAT II); ILS RWY 1R (CAT III), Amdt 23A
 Washington, DC, Washington Dulles Intl, ILS OR LOC RWY 19L, Amdt 13A
 Washington, DC, Washington Dulles Intl, ILS OR LOC/DME RWY 1C, Orig-A
 Washington, DC, Washington Dulles Intl, ILS OR LOC/DME RWY 19C, ILS RWY 19C (CAT II); ILS RWY 19C (CAT III) Amdt 24A
 Washington, DC, Washington Dulles Intl, CONVERGING ILS RWY 12, Amdt 5A
 Washington, DC, Washington Dulles Intl, CONVERGING ILS RWY 19C, Amdt 7A
 Washington, DC, Washington Dulles Intl, RNAV (GPS) Y RWY 1C, Orig-A
 Washington, DC, Washington Dulles Intl, RNAV (GPS) Y RWY 19C, Amdt 2A
 Washington, DC, Washington Dulles Intl, RNAV (RNP) Z RWY 1C, Orig-B
 Washington, DC, Washington Dulles Intl, RNAV (RNP) Z RWY 19C, Orig-A
 Washington, DC, Washington Dulles Intl, Takeoff Minimums and Obstacle DP, Orig
 St Petersburg-Clearwater, FL, St. Petersburg-Clearwater Intl, RNAV (GPS)-A, Amdt 1
 St Petersburg-Clearwater, FL, St. Petersburg-Clearwater Intl, Takeoff Minimums and Obstacle DP, Amdt 1
 Metter, GA, Metter Muni, RNAV (GPS) RWY 10, Orig
 Metter, GA, Metter Muni, RNAV (GPS) RWY 28, Orig
 Metter, GA, Metter Muni, NDB OR GPS RWY 10, Amdt 2A, CANCELLED
 Metter, GA, Metter Muni, Takeoff Minimums and Obstacle DP, Orig
 Reidsville, GA, Swinton Smith Fld at Reidsville Muni, RNAV (GPS) RWY 11, Orig
 Reidsville, GA, Swinton Smith Fld at Reidsville Muni, NDB RWY 11, Amdt 7
 Arco, ID, Arco-Butte County, Takeoff Minimums and Obstacle DP, 1
 Driggs, ID, Driggs-Reed Memorial, Takeoff Minimums and Obstacle DP, Amdt 2
 Pocatello, ID, Pocatello Regional, Takeoff Minimums and Obstacle DP, Amdt 6
 Glasgow, KY, Glasgow Muni, RNAV (GPS) RWY 7, Amdt 1
 Glasgow, KY, Glasgow Muni, RNAV (GPS) RWY 25, Amdt 1
 Glasgow, KY, Glasgow Muni, VOR/DME RWY 7, Amdt 8
 Easton, MD, Easton/Newnam Field, RNAV (GPS) RWY 15, Orig
 Easton, MD, Easton/Newnam Field, RNAV (GPS) RWY 22, Orig
 Easton, MD, Easton/Newnam Field, RNAV (GPS) RWY 33, Orig

Easton, MD, Easton/Newnam Field, NDB OR GPS RWY 22, Amdt 8A, CANCELLED
 Bangor, ME, Bangor Intl, ILS OR LOC RWY 15, ILS RWY 15 (CAT II); ILS RWY 15 (CAT III), Amdt 6
 Bangor, ME, Bangor Intl, ILS OR LOC RWY 33, Amdt 12
 Bangor, ME, Bangor Intl, VOR-A, Amdt 3
 Bangor, ME, Bangor Intl, VOR/DME RWY 15, Amdt 4
 Bangor, ME, Bangor Intl, VOR/DME RWY 33, Amdt 7
 Bangor, ME, Bangor Intl, RADAR-1, Amdt 4
 Bangor, ME, Bangor Intl, RNAV (GPS) RWY 15, Orig
 Bangor, ME, Bangor Intl, RNAV (GPS) RWY 33, Orig
 Bangor, ME, Bangor Intl, GPS RWY 15, Orig-A, CANCELLED
 Bangor, ME, Bangor Intl, GPS RWY 33, Orig-A, CANCELLED
 Portland, ME, Portland Intl Jetport, Takeoff Minimums and Obstacle DP, Amdt 4
 Minneapolis, MN, Flying Cloud, Takeoff Minimums and Obstacle DP, Amdt 4
 St Paul, MN, St Paul Downtown Holman FLD, Takeoff Minimums and Obstacle DP, Amdt 7
 Colstrip, MT, Colstrip, Takeoff Minimums and Obstacle DP, Amdt 2
 Ocracoke, NC, Ocracoke Island, Takeoff Minimums and Obstacle DP, Orig
 Devils Lake, ND, Devils Lake Rgnl, RNAV (GPS) RWY 3, Orig
 Devils Lake, ND, Devils Lake Rgnl, VOR RWY 3, Orig
 Devils Lake, ND, Devils Lake Rgnl, VOR RWY 21, Orig
 Teterboro, NJ, Teterboro, RNAV (GPS) RWY 6, Amdt 1
 Binghamton, NY, Greater Binghamton/Edwin A. Link Field, Takeoff Minimums and Obstacle DP, Orig
 Cincinnati, OH, Cincinnati Muni Airport—Lunken Field, Takeoff Minimums and Obstacle DP, Amdt 12
 Springfield, OH, Springfield-Backley Muni, Takeoff Minimums and Obstacle DP, Orig
 Greenville, SC, Donaldson Center, ILS OR LOC RWY 5, Amdt 5
 Pine Ridge, SD, Pine Ridge, RNAV (GPS) RWY 30, Orig
 Pine Ridge, SD, Pine Ridge, GPS RWY 30, ORIG-B, CANCELLED
 Alice, TX, Alice Intl, LOC/DME RWY 31, Orig
 Alice, TX, Alice Intl, LOC RWY 31, Amdt 6, CANCELLED
 Borger, TX, Hutchinson County, RNAV (GPS) RWY 17, Orig
 Borger, TX, Hutchinson County, RNAV (GPS) RWY 35, Orig
 Borger, TX, Hutchinson County, VOR RWY 17, Amdt 9
 Borger, TX, Hutchinson County, VOR/DME RWY 35, Amdt 4
 Borger, TX, Hutchinson County, Takeoff Minimums and Obstacle DP, Amdt 1
 Decatur, TX, Decatur Muni, RNAV (GPS) RWY 17, Orig
 Decatur, TX, Decatur Muni, RNAV (GPS) RWY 35, Orig
 Decatur, TX, Decatur Muni, Takeoff Minimums and Obstacle DP, Amdt 2
 La Grange, TX, Fayette Rgnl Air Center, RNAV (GPS) RWY 16, Amdt 1

La Grange, TX, Fayette Rgnl Air Center, RNAV (GPS) RWY 34, Amdt 1
 La Grange, TX, Fayette Rgnl Air Center, Takeoff Minimums and Obstacle DP, Orig
 Marfa, TX, Marfa Muni, Takeoff Minimums and Obstacle DP, Orig
 Richfield, UT, Richfield Muni, Takeoff Minimums and Obstacle DP, Amdt 1
 Louisa, VA, Louisa County/Freeman Field, RNAV (GPS) RWY 27, Orig
 Louisa, VA, Louisa County/Freeman Field, NDB OR GPS RWY 27, Orig-B, CANCELLED
 Louisa, VA, Louisa County/Freeman Field, Takeoff Minimums and Obstacle DP, Orig
 Newport News, VA, Newport News/Williamsburg Intl, ILS OR LOC RWY 7, Amdt 32
 Newport News, VA, Newport News/Williamsburg Intl, RNAV (GPS) RWY 7, Amdt 2
 Newport News, VA, Newport News/Williamsburg Intl, RNAV (GPS) RWY 20, Amdt 1
 West Point, VA, Middle Peninsula Rgnl, VOR-A, Amdt 4
 West Point, VA, Middle Peninsula Rgnl, RNAV (GPS) RWY 10, Orig
 West Point, VA, Middle Peninsula Rgnl, Takeoff Minimums and Obstacle DP, Orig
 Bremerton, WA, Bremerton National, RNAV (GPS) RWY 1, Orig-A
 Philippi, WV, Philippi/Barbour County Rgnl, RNAV (GPS) RWY 8, Orig
 Philippi, WV, Philippi/Barbour County Rgnl, RNAV (GPS) RWY 26, Orig
 Philippi, WV, Philippi/Barbour County Rgnl, Takeoff Minimums and Obstacle DP, Orig
 On April 14, 2008 (73 FR 19998) the FAA published an Amendment in Docket No. 30600, Amdt No. 3262 to Part 97 of the Federal Aviation Regulations under sections 97.23 effective June 5, 2008 which are hereby rescinded:
 Monticello, NY, Sullivan County Intl, VOR/DME OR GPS RWY 1, Amdt 3, CANCELLED
 Monticello, NY, Sullivan County Intl, Takeoff Minimums and Obstacle DP, Amdt 2, CANCELLED
 On April 16, 2008 (73 FR 20527) the FAA published an Amendment in Docket No. 30602, Amdt No. 3264 to Part 97 of the Federal Aviation Regulations under sections 97.27 effective June 5, 2008 which is hereby rescinded:
 Burlington/Mount Vernon, WA, Skagit Rgnl, GPS RWY 28, Orig-A, CANCELLED

[FR Doc. E8-9288 Filed 5-1-08; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF DEFENSE**Department of the Navy****32 CFR Part 706****Certifications and Exemptions under the International Regulations for Preventing Collisions at Sea, 1972****AGENCY:** Department of the Navy, DoD.**ACTION:** Final rule.

SUMMARY: The Department of the Navy is amending its certifications and exemptions under the International Regulations for Preventing Collisions at Sea, 1972 (72 COLREGS), to reflect that the Deputy Assistant Judge Advocate General (Admiralty and Maritime Law) has determined that USS FREEDOM (LCS 1) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply with certain provisions of the 72 COLREGS without interfering with its special function as a naval ship. The intended effect of this rule is to warn mariners in waters where 72 COLREGS apply.

DATES: This rule is effective May 2, 2008 and is applicable beginning March 10, 2008.

FOR FURTHER INFORMATION CONTACT: Commander Robb Hyde, JAGC, U.S. Navy, Deputy Assistant Judge Advocate General (Admiralty and Maritime Law), Office of the Judge Advocate General, Department of the Navy, 1322 Patterson Ave., SE., Suite 3000, Washington Navy Yard, DC 20374-5066, telephone 202-685-5040.

SUPPLEMENTARY INFORMATION: Pursuant to the authority granted in 33 U.S.C. 1605, the Department of the Navy amends 32 CFR part 706. This rule will revise various sections of 32 CFR part 706 previously amended by 72 FR 72946 on December 26, 2007.

This amendment provides notice that the Deputy Assistant Judge Advocate General (Admiralty and Maritime Law), under authority delegated by the Secretary of the Navy, has certified that USS FREEDOM (LCS 1) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply with the following specific provisions of 72 COLREGS without interfering with its special function as a naval ship: Annex I, paragraph 2(a)(i), pertaining to the location of the forward masthead light at a height not less than 12 meters above the hull; Annex I, paragraph 3 (a), pertaining to the location of the forward masthead light in the forward quarter of the ship and the horizontal distance between the masthead lights shall not be less than one-half of the length of the vessel; Annex I, paragraph 2(i)iii, pertaining to the three lights in the task light array being equally spaced. The Deputy Assistant Judge Advocate General (Admiralty and Maritime Law) has also certified that the lights involved are located in closest possible compliance with the applicable 72 COLREGS requirements.

Moreover, it has been determined, in accordance with 32 CFR parts 296 and 701, that publication of this amendment for public comment prior to adoption is impracticable, unnecessary, and contrary to public interest since it is based on technical findings that the

placement of lights on this vessel in a manner differently from that prescribed herein will adversely affect the vessel's ability to perform its military functions.

List of Subjects in 32 CFR Part 706

Marine safety, Navigation (water), and Vessels.

■ For the reasons set forth in the preamble, the Navy Department amends part 706 of title 32 of the Code of Federal Regulations as follows:

PART 706—CERTIFICATIONS AND EXEMPTIONS UNDER THE INTERNATIONAL REGULATIONS FOR PREVENTING COLLISIONS AT SEA, 1972

■ 1. The authority citation for part 706 continues to read as follows:

Authority: 33 U.S.C. 1605.

■ 2. Section 706.2 is amended by removing paragraphs 22 and 23 following Table Five and adding a new paragraph 22 under Table Four, to read as follows:

§ 706.2 Certifications of the Secretary of the Navy under Executive Order 11964 and 33 U.S.C. 1605.

* * * * *

22. On the following ships the vertical separation of the task lights do not meet the vertical spacing requirements described by Annex I, 2(i)(iii).

TABLE FOUR

Vessel	No.	Vertical separation of the task light array is not equally spaced, the separation between the middle and lower task light exceed the separation between the upper and middle light by
USS FREEDOM	LCS 1	0.39 meter.

Approved: April 22, 2008.
M. Robb Hyde,
Commander, JAGC, U.S. Navy, Deputy Assistant Judge Advocate, General (Admiralty and Maritime Law).
 [FR Doc. E8-9669 Filed 5-1-08; 8:45 am]
BILLING CODE 3810-FF-P

ENVIRONMENTAL PROTECTION AGENCY
40 CFR Parts 51, 52, 70, and 71
[EPA-HQ-OAR-2006-0089; FRL-8560-9]
RIN 2060-AN77
Treatment of Certain Ethanol Production Facilities Under the "Major Emitting Facility" Definition; Notice of Action Denying Petition for Reconsideration and Denying Request for Stay
AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Action Denying Petition for Reconsideration and Request for a Stay.
SUMMARY: The EPA is providing notice that it has responded to a petition for reconsideration of the final rule published May 1, 2007, entitled "Prevention of Significant Deterioration, Nonattainment New Source Review and Title V: Treatment of Certain Ethanol Production Facilities Under the 'Major Emitting Facility' Definition." ("ethanol rule") The final ethanol rule changed the effect of the applicability provisions of two separate permitting programs