

route would be constructed west of 120th Avenue, from M-45 (Lake Michigan Drive) north to the I-96/M-104 interchange, including a new crossing of the Grand River; improvements to M-104, near I-96; new ramps at the I-96/M-231 interchange; and improvements to the I-96/112th Avenue interchange.

The project is located in Ottawa County, Michigan. The FEIS summarizes the planning basis, the process used to determine the Preferred Alternative and associated impacts, describes the anticipated environmental impacts and proposed mitigation, and addresses comments received on the Draft Environmental Impact Statement.

**DATES:** Any comments should be received on or before March 22, 2010. The FEIS is available for public review during a 30-day waiting period per 23 CFR 771.127. To ensure your comments are considered, submit your comments on or before March 22, 2010. FHWA cannot issue the Record of Decision (ROD) any sooner than 30 days after publication of the final EIS notice in the **Federal Register** (currently scheduled to be published on February 19, 2010). The ROD will present the basis for the decision as specified in 40 CFR 1505.2, and summarize any mitigation measures that will be incorporated in the project. Substantive comments received by March 22nd that address new concerns or fatal flaws in the FEIS's analysis will be responded to in the ROD.

**ADDRESSES:** 1. *Document Availability:* Copies of the FEIS are available for public inspection and review at the following locations:

- Fruitport Branch Library, 47 West Park St., Fruitport.
- Herrick Public Library, 300 S. River Ave., Holland.
- Howard Miller Public Library, 14 S. Church St., Zeeland.
- Loutit Library, 407 Columbus St., Grand Haven.
- Norton Shores Branch Library, 705 Seminole Rd., Norton Shores.
- Warner Baird District Library, 123 Exchange St., Spring Lake.
- Robinson Township Hall, 12010 120th Ave., Grand Haven.
- Crockery Township, 17431 112th Ave., Nunica.
- Holland Township, 353 N. 120th Ave., Holland.
- City of Holland, 270 S. River Ave., Holland.
- City of Grand Haven, 519 Washington Ave., Grand Haven.
- Grand Haven Township, 13300 168th Ave., Grand Haven.
- Macatawa Area Coordinating Council, 301 Douglas Ave., Holland.

- Ottawa County Planning & Grants Office, 12220 Fillmore St., Rm. 170, West Olive.

- MDOT Grand Region Office, 1420 Front St., Grand Rapids.

- MDOT Muskegon Transportation Service Center, 2225 Olthoff Dr., Muskegon.

- MDOT Grand Rapids Transportation Service Center, 2060 Leonard St., N.E., Grand Rapids.

- MDOT Bureau of Transportation Planning, 425 W. Ottawa St., Lansing.

The document also may be viewed and commented on at: <http://www.michigan.gov/mdotstudies>.

Copies of the FEIS may be requested from Bob Parsons (Public Involvement and Hearings Officer) at the Michigan Department of Transportation, 425 W. Ottawa Street, P.O. Box 30050, Lansing, MI 48909 or by calling (517) 373-9534.

2. *Comments:* Send any comments on the FEIS to the Michigan Department of Transportation, c/o Bob Parsons (Public Involvement and Hearings Officer), 425 W. Ottawa Street, P.O. Box 30050, Lansing, MI 48909; Fax: (517) 373-9255; or e-mail: [parsonsb@michigan.gov](mailto:parsonsb@michigan.gov). Information regarding this proposed action is available in alternative formats upon request.

**FOR FURTHER INFORMATION CONTACT:**

Ruth Hepfer, Area Engineer at FHWA Michigan Division, 315 W. Allegan Street, Room 201; Lansing, MI 48933; by phone at (517) 702-1847, or email at [Ruth.Hepfer@dot.gov](mailto:Ruth.Hepfer@dot.gov).

David Williams, Environmental Program Manager, FHWA Michigan Division, 315 W. Allegan Street, Room 201; Lansing, MI 48933; by phone at (517) 702-1820; or email at [David.Williams@dot.gov](mailto:David.Williams@dot.gov).

**SUPPLEMENTARY INFORMATION:** The DEIS for the US-31 Holland to Grand Haven Project was approved in November 1998. Since more than 11 years has passed since the signing of the DEIS, a re-evaluation of the DEIS was done in accordance with 23 CFR 771.129, and is included in the FEIS. This FEIS reflects the comments received during the public hearing process and updated data in all critical areas.

**Authority:** 42 U.S.C. 4321 *et seq.*, as amended and the Council on Environmental Quality Regulations (40 CFR Parts 1500-1508) 23 CFR 771.117; and 23 U.S.C. 139(1)(1)

Issued on: February 10, 2010.

**James J. Steele,**

*Division Administrator, Lansing, Michigan.*

[FR Doc. 2010-3110 Filed 2-18-10; 8:45 am]

**BILLING CODE 4910-22-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 35347]

#### Elkhart & Western Railroad Co.—Lease and Operation Exemption—Norfolk Southern Railway Company

Elkhart & Western Railroad Co. (EWR), a Class III rail carrier,<sup>1</sup> has filed a verified notice of exemption under 49 CFR 1150.41 to lease and to operate, pursuant to a lease agreement (Agreement)<sup>2</sup> with Norfolk Southern Railway Company (NSR), approximately 23.0 miles of NSR's rail line generally referred to as a portion of the Michigan City Branch (MCB) extending between milepost I 108.6+/- at Argos, IN (including track extending from the clearance point of the east switch of the track connecting the MCB to NSR's Argos Yard, continuing to the end of the right-of-way at Argos), and milepost I 131.6+/- at Walkerton, IN, but excluding the trackage and diamonds between the northbound and southbound home signals at CP West Argos (which trackage NSR will retain to protect the crossing of NSR's Chicago District).

EWR states that it will interchange traffic with NSR at a track in the vicinity of Argos Yard. EWR also states that it does not believe that the Agreement contains an interchange commitment that would impede EWR's ability to interchange with third party carriers. See 49 CFR 1150.43(h). According to EWR, the Agreement does contain a standard rental credit provision, which EWR sought in negotiations to afford it greater financial flexibility to, among other things, improve the line's infrastructure. To ensure adherence to 49 CFR 1150.43(h) for transactions involving interchange commitments, EWR concurrently has filed with its notice a complete version of the Agreement, marked "highly confidential" and submitted under seal pursuant to 49 CFR 1104.14(a).

EWR certifies that its projected annual revenues as a result of the transaction will not result in it becoming a Class II or Class I rail carrier and further certifies that its projected annual revenues will not exceed \$5 million.

The transaction is scheduled to be consummated on or after March 6, 2010, the effective date of the exemption (30 days after the exemption was filed).

<sup>1</sup> See *Pioneer Railcorp and Michigan Southern Railroad Company—Corporate Family Transaction Exemption*, STB Finance Docket No. 33941 (STB served Oct. 10, 2000).

<sup>2</sup> EWR states that it has executed the Agreement, and that NSR will shortly execute the Agreement.

If the verified 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 February 26, 2010 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35347, 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 Robert A. Wimbish, Baker & Miller, PLLC, 2401 Pennsylvania Ave., NW., Suite 300, Washington, DC 20037.

Board decisions and notices are available on our Web site at [www.stb.dot.gov](http://www.stb.dot.gov).

Decided: February 16, 2010.

By the Board, Rachel D. Campbell,  
Director, Office of Proceedings.

**Jeffrey Herzig,**  
Clearance Clerk.

[FR Doc. 2010-3229 Filed 2-18-10; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF THE TREASURY

### Community Development Financial Institutions Fund

#### Proposed Collection; Comment Request

**ACTION:** Notice and request for comments.

**SUMMARY:** The U.S. Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law No. 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the Community Development Financial Institutions Fund (the "Fund"), an office within the Department of the Treasury, is soliciting comments concerning the CDFI Fund's Quarterly New Markets Report (QNMR) for New Markets Tax Credit (NMTC) allocatees under the American Recovery and Reinvestment Act of 2009 (Recovery Act).

**DATES:** Written comments should be received on or before April 20, 2010 to be assured of consideration.

**ADDRESSES:** Direct all comments to Charles McGee, Program Manager, Certification, Compliance Monitoring and Evaluation at the Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW., Suite 200 South, Washington, DC 20005, by e-mail to [cdfihelp@cdfi.treas.gov](mailto:cdfihelp@cdfi.treas.gov) or by facsimile to (202) 622-7754. Please note this is not a toll free number.

**FOR FURTHER INFORMATION CONTACT:** The CDFI Fund's QNMR may be obtained from the Recovery Act page of the CDFI Fund's Web site at <http://www.cdfifund.gov>. Requests for additional information should be directed to Charles McGee, Program Manager, Certification, Compliance Monitoring and Evaluation, Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW., Suite 200 South, Washington, DC 20005, or call (202) 622-7373. Please note this is not a toll free number.

#### SUPPLEMENTARY INFORMATION:

*Title:* Quarterly New Markets Report.  
*OMB Number:* 1559-0035.

*Abstract:* The NMTC Program was authorized under the Community Renewal Tax Relief Act of 2000 and is administered by the Department of the Treasury's Community Development Financial Institutions (CDFI) Fund. The NMTC Program facilitates investment in low-income communities by permitting taxpayers to receive a credit against Federal income taxes for making Qualified Equity Investments (QEIs) in designated Treasury-certified Community Development Entities (CDEs). The CDEs must, in turn, use substantially all of these QEI proceeds to make loans and investments in businesses and real estate developments in low-income communities.

The Recovery Act provided \$3 billion of tax credit allocation authority through the NMTC Program. Of this amount, \$1.5 billion was made available to thirty-two CDEs through the FY 2008 NMTC allocation round and the remaining \$1.5 billion was made available to twenty-four CDEs through the FY 2009 NMTC allocation round. In order to ensure that the accountability and transparency requirements of the Recovery Act are being met, NMTC allocatees that are recipients of an allocation authority under the Recovery Act are required to report to the CDFI Fund on a quarterly basis. NMTC allocatees must complete and submit a QNMR to the CDFI Fund no later than 10 days after the end of each calendar quarter. The questions included in the QNMR allow the CDFI Fund to evaluate

the effectiveness and impact of the NMTC Program. More specifically, the information reported in the QNMR will enable the CDFI Fund to identify how Recovery Act allocatees are putting their NMTC investments to use in low-income communities and will help the CDFI Fund to meet its own Recovery Act agency reporting requirements. The QNMR also provides qualitative and quantitative information on the allocatee's compliance with its performance goals as outlined in its allocation agreement with the CDFI Fund. Failure to obtain the information collected in the QNMR could result in improper monitoring of the uses of Federal funds.

*Current Actions:* Extension of a currently approved collection.

*Type of Review:* Regular Review.

*Affected Public:* New Markets Tax Credit allocatees that are recipients of an allocation authority under the Recovery Act.

*Estimated Number of Respondents:* 56.

*Estimated Annual Time per Respondent:* 17.14 hours.

*Estimated Total Annual Burden Hours:* 960 hours.

*Requests for Comments:* Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval. All comments will become a matter of public record and may be published on the CDFI Fund Web site at <http://www.cdfifund.gov>. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the CDFI Fund, including whether the information shall have practical utility; (b) the accuracy of the CDFI Fund's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of technology.

**Authority:** 12 U.S.C. 1834a, 4703, 4703 note, 4713, 4717; 31 U.S.C. 321; 12 CFR part 1806; Public Law 111-5.

Dated: February 4, 2010.

**Donna J. Gambrell,**

*Director, Community Development Financial Institutions Fund.*

[FR Doc. 2010-3165 Filed 2-18-10; 8:45 am]

**BILLING CODE 4810-70-P**