

**DEPARTMENT OF DEFENSE****Department of the Navy****Notice of Proposed Conveyance of Excess Land at Naval Air Station, Oceana, VA, in Exchange for a Restrictive Easement Pursuant to 10 U.S.C. 2869**

**AGENCY:** Department of the Navy, DoD.  
**ACTION:** Notice.

**SUMMARY:** This notice provides information on the proposed conveyance of excess land at the Naval Air Station, Oceana, Virginia, in exchange for a restrictive easement to limit encroachment.

**FOR FURTHER INFORMATION CONTACT:** Ms. Lisa Grossman; Naval Facilities Engineering Command; 1322 Patterson Avenue, SE., Suite 1000; Washington Navy Yard, DC 20374-5065; telephone: 202-685-9205. For information concerning real estate, contact Ms. Patty Hankins, Realty Specialist; Naval Facilities Engineering Command, Mid-Atlantic; 9742 Maryland Avenue; Norfolk, Virginia 23511-3095; telephone: 757-445-6921.

**SUPPLEMENTARY INFORMATION:** Pursuant to the authority of 10 U.S.C. 2684a, the Department of the Navy and the City of Virginia Beach (City), Virginia, entered into a Multi-Year Agreement (MYA) to acquire long-term interests in lands within the vicinity of Naval Air Station, Oceana, Virginia, and Naval Auxiliary Landing Field, Fentress, Chesapeake, Virginia. The goal of the MYA is to acquire real property interests in the vicinity of the Installations for purposes that are consistent with their land and natural resources conservation objectives, preservation goals, and to prevent encroachment and land development that is incompatible with the mission of the Installations.

10 U.S.C. 2869 provides authority for the Navy to convey excess property at an Installation in exchange for property interests to be acquired under the terms of an encroachment protection agreement executed in accordance with 10 U.S.C. 2684a. The Navy proposes to convey approximately 82 acres of excess land, referred to as Marshview, to the City in exchange for a restrictive easement interest over approximately 46.59 acres of City-owned land located within the area of interest identified in the MYA as ideal for encroachment protection. The Marshview property will be conveyed in fee with deed restrictions limiting the property's future use to a public park with passive recreational use only. The restrictive easement to be acquired by the Navy

will limit the type and amount of development, as well as the activities that may be conducted on the land.

Dated: September 15, 2008.

**T.M. Cruz,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

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**BILLING CODE 3810-FF-P**

**DEPARTMENT OF DEFENSE****Department of the Navy****Notice of Proposed Conveyance of Excess Land at Marine Corps Air Station (MCAS) Beaufort, SC, in Exchange for Restrictive Easements Pursuant to 10 U.S.C. 2869**

**AGENCY:** Department of the Navy, DoD.  
**ACTION:** Notice.

**SUMMARY:** This notice provides information on the proposed conveyance of excess land in the Laurel Bay housing area, MCAS Beaufort, SC, in exchange for perpetual restrictive easements to limit encroachment.

**FOR FURTHER INFORMATION CONTACT:** Mr. Steve Matteo, Naval Facilities Engineering Command, 1322 Patterson Avenue, SE., Suite 1000, Washington Navy Yard, DC 20374-5065, telephone: 202-685-9426. For information concerning real estate, contact Mr. Scott Nobles, Realty Specialist, Naval Facilities Engineering Command, Southeast, North Ajax Street, Building 135, P.O. Box 30, Naval Air Station Jacksonville, Jacksonville, FL 32212-0030, telephone: 904-542-6021.

**SUPPLEMENTARY INFORMATION:** MCAS Beaufort is a long established Air Station, consisting of some 6,900 acres, 70 miles southwest of Charleston, and four miles from downtown Beaufort, SC, on Highway 21. The Laurel Bay housing area, located four miles from the base proper, is a 1,062-acre tract, of which 691.06 acres are leased to the housing privatization contractor. The majority of the leased tract is improved with residential and related ancillary improvements complete with paved streets and infrastructure typical of a military housing development.

A 45-acre and an 82-acre parcel in the northeast of the housing area are undeveloped, vacant, and excess to Navy and Department of Defense requirements. The Navy proposes to convey the excess land in exchange for perpetual restrictive easements over other lands within MCAS Beaufort's Air Installation Compatible Use Zone to limit encroachment and other

constraints on the mission. Title 10, United States Code, Section 2869 authorizes the Navy to convey excess property at an installation in exchange for property interests to be acquired under the terms of an encroachment protection agreement executed in accordance with Title 10, United States Code, Section 2684a.

The Navy executed an encroachment protection agreement with the County of Beaufort on September 28, 2006. In 2008, The Beaufort County Open Land Trust was added to the agreement as a full party to the agreement with the authority to fulfill all or part of the County's obligations. The stated objectives of the agreement are to limit development that is incompatible with the mission of MCAS Beaufort and conservation objectives around the installation, by acquiring interests in certain real property located in the vicinity of MCAS Beaufort.

The Navy proposes to exchange the 127 acres in Laurel Bay for a perpetual restrictive easement interest over approximately 259 acres of land that is part of property known as Clarendon Farms. The 259 acres are located in an area that has been identified for acquisition in the encroachment protection agreement. The restrictive easements to be acquired by the Navy will limit the type and amount of development, as well as incompatible activities that may be conducted on the land.

Dated: September 15, 2008.

**T.M. Cruz,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

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**DEPARTMENT OF EDUCATION****Submission for OMB Review; Comment Request**

**AGENCY:** Department of Education.

**SUMMARY:** The IC Clearance Official, Regulatory Information Management Services, Office of Management invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before October 22, 2008.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Education Desk Officer, Office of Management and Budget, 725 17th Street, NW., Room 10222,