

(i) One line shall lead forward from the break of the bow and one line shall lead astern from the quarter and be independently power operated by winches, capstans or windlasses and lead through closed chocks or fairleads acceptable to the Manager and the Corporation; and

(ii) One synthetic hawser shall be hand held and lead astern from the break of the bow through chocks to suitable mooring bitts on deck;

(2) Ships of more than 100 m but not more than 130 m in overall length shall have three mooring lines—wires or synthetic hawsers, which shall be independently power operated by

winches, capstans or windlasses. All lines shall be led through closed chocks or fairleads acceptable to the Manager and the Corporation. One shall lead forward and one shall lead astern from the quarter and all three lines shall be independently power operated;

(3) Ships of more than 130 m in overall length shall have four mooring lines—wires, independently power operated by the main drums of adequate power operated winches as follows:

(i) One mooring line shall lead forward and one mooring line shall lead astern from the break of the bow and shall be independently power operated

by the main drums of adequate power operated winches; and

(ii) One mooring line shall lead forward and one mooring line shall lead astern from the quarter and shall be independently power operated by the main drums of adequate power operated winches.

(4) All lines shall be led through a type of fairlead acceptable to the Manager and the Corporation.

(b) Unless otherwise permitted by the officer the following table sets out the requirements for the location of fairleads or closed chocks for ships of 100 m or more in overall length:

TABLE

Overall length of ships	For mooring lines Nos. 1 and 2	For mooring lines Nos. 3 and 4
100 m or more but not more than 180 m .....	Shall be at a location on the ship side where the beam is at least 90% of the full beam of the vessel.	Shall be at a location on the ship side where the beam is at least 90% of the full beam of the vessel.
more than 180 m but not more than 222.5m .....	Between 20 m & 50 m from the stem .....	Between 20 m & 50 m from the stern.

7. Revise § 401.38 to read as follows:

**§ 401.38 Limit of approach to a lock.**

A vessel approaching a lock shall comply with directions indicated by the signal light system associated with the lock and in no case shall its stem pass the designated limit of approach sign while a red light or no light is displayed.

8. In § 401.75, add a new paragraph (c) to read as follows:

**§ 401.75 Payment of tolls.**

\* \* \* \* \*

(c) Fees for Seaway arranged security guard in compliance with Transport Canada Security regulations shall be paid in Canadian funds within 30 days of billing.

9. In § 401.81 paragraph (a) is revised to read as follows:

**§ 401.81 Reporting an accident.**

(a) Where a vessel on the Seaway is involved in an accident or a dangerous occurrence, the master of the vessel shall report the accident or occurrence, pursuant to the requirements of the Transportation Safety Board Regulations, to the nearest Seaway station and Transport Canada Marine Safety or U.S. Coast Guard office as soon as possible and prior to departing the Seaway system.

\* \* \* \* \*

10. In § 401.96 paragraph (e) is revised to read as follows:

**§ 401.96 Definitions.**

\* \* \* \* \*

(e) Wintering vessel means a vessel that enters the Seaway upbound after a date designated each year by the Corporation and the Manager and transits above Iroquois Lock.

11. In § 401.97, the heading and paragraphs (f) introductory text and (f)(2) are revised to read as follows:

**§ 401.97 Closing procedures and ice navigation.**

\* \* \* \* \*

(f) Where ice conditions restrict navigation,

\* \* \* \* \*

(2) No downbound vessel that has a power to length ratio of less than 15:1 (kW/meter) and a forward draft of less than 25 dm shall transit between the St. Lambert Lock and the Iroquois Lock of the Montreal-Lake Ontario Section of the Seaway and CIP 15 and CIP 16 of the Welland Canal.

Issued at Washington, DC, on March 2, 2009.

Saint Lawrence Seaway Development Corporation.

**Collister Johnson, Jr.,**

*Administrator.*

[FR Doc. E9-4929 Filed 3-11-09; 8:45 am]

**BILLING CODE 4910-61-P**

**DEPARTMENT OF AGRICULTURE**

**36 CFR Part 251**

**RIN 0596-AC87**

**Management of National Forest System Surface Resources With Privately Held Mineral Estates**

**AGENCY:** Forest Service, USDA.

**ACTION:** Proposed rule; reopening of public comment period.

**SUMMARY:** In order to allow interested parties additional time to review and provide comments about issues of law and policy raised in this proposed rulemaking, the Forest Service is reopening the comment period for 30 days for the advance notice of proposed rulemaking for the “Management of National Forest System Surface Resources with Privately Held Mineral Estates”. The rule would revise the regulations to provide clarity and direction on the management of National Forest System surface resources when the mineral estate is privately held. The Forest Service invites written comments on this advance notice. The original notice called for comments to be submitted by February 27, 2009.

**DATES:** The comment period for the proposed rule published December 29, 2008 (73 FR 79424), is reopened. Comments must be received in writing by April 13, 2009.

**ADDRESSES:** Written comments concerning this advance notice of

proposed rulemaking notice should be addressed to Forest Service, USDA, attn: Director, Minerals and Geology Management, at Mail Stop 1126, Washington, DC 20250-1126; by electronic mail to [36cfr251@fs.fed.us](mailto:36cfr251@fs.fed.us); or by fax to (703) 605-1575; or by the electronic process available at Federal e-Rulemaking portal at <http://www.regulations.gov>. All comments, including names and addresses when provided, are placed in the record and are available for public inspection and copying. The public may inspect comments received at 1601 N. Kent Street, Suite 500 Arlington, Virginia 22209 during regular business hours (8:30 a.m. to 4 p.m.), Monday through Friday, except holidays. Visitors are encouraged to call ahead to (703) 605-4792 to facilitate entry to the building.

**FOR FURTHER INFORMATION CONTACT:** Ivette E. Torres, Liaison Specialist, Minerals and Geology Management. Phone Number: (703) 605-4792, or (703) 615-7813. E-mail: [ietorres@fs.fed.us](mailto:ietorres@fs.fed.us).

Individuals who use telecommunication devices for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern Standard Time, Monday through Friday.

Dated: March 5, 2009.

**Abigail R. Kimball,**

*Chief, Forest Service.*

[FR Doc. E9-5318 Filed 3-11-09; 8:45 am]

BILLING CODE 3410-11-P

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 09-490; MB Docket No. 09-18; RM-11513]

#### Radio Broadcasting Services; Dulac, LA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Audio Division requests comment on a petition filed by Sunburst Media-Louisiana, LLC, licensee of Station KMYO-FM, Channel 244C3, Morgan City, Louisiana, proposing the substitution of FM Channel 230A for vacant Channel 242A at Dulac, Louisiana. The reference coordinates for Channel 230A at Dulac, Louisiana, are 29-20-37 NL and 90-45-16 WL. *See SUPPLEMENTARY INFORMATION, infra.*

**DATES:** Comments must be filed on or before April 20, 2009, and reply comments on or before May 5, 2009.

**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, his counsel, or consultant, as follows: Mark N. Lipp, Esq., Scott Woodworth, Esq., Wiley Rein LLP, 1776 K Street, NW., Washington, DC 20006 (Counsel for Sunburst Media-Louisiana, LLC).

**FOR FURTHER INFORMATION CONTACT:** Andrew J. Rhodes, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 09-18, adopted February 25, 2009, and released February 27, 2009. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC's Reference Information Center, Portals II, 445 Twelfth Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any proposed information collection burden "for small business concerns with fewer than 25 employees," pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, *see* 44 U.S.C. 3506(c)(4).

The proposed channel substitution at Dulac is part of a hybrid application and rulemaking proceeding. In the application (File No. BPH-20090129AMR), Sunburst Media-Louisiana proposes the upgrade of Channel 244C3 to Channel 244C2 at Morgan City, Louisiana, the reallocation of Channel 244C2 to Gray, Louisiana, and the associated modification of the Station KMYO-FM license. *See* 74 FR 9399 (March 4, 2009).

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. *See* 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Louisiana, is amended by removing 242A and adding Channel 230A at Dulac.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. E9-5398 Filed 3-11-09; 8:45 am]

BILLING CODE 6712-01-P

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

[FWS-R2-ES-2009-0014] [92210-1117-0000-B4]

RIN 1018-AT52

**Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Roswell springsnail (*Pyrgulopsis roswellensis*), Koster's springsnail (*Juturnia kosteri*), Noel's amphipod (*Gammarus desperatus*), and Pecos assimineae (*Assimineae pecos*)**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; reopening of public comment period.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), take this action pursuant to a settlement agreement and court order that vacated, in part, the August 9, 2005 final rule that designated critical habitat under the Endangered Species Act of 1973, as amended (Act), for the Roswell springsnail (*Pyrgulopsis roswellensis*), Koster's springsnail (*Juturnia kosteri*), Noel's amphipod (*Gammarus desperatus*), and Pecos assimineae (*Assimineae pecos*) with respect to lands at the Bitter Lake National Wildlife