

copy requests at the above address. Basic data developed during the environmental assessment are on file and may be reviewed by contacting Cran Upshaw at the above number.

No administrative action on implementation of the proposal will be taken until 30 days after the date of this publication in the **Federal Register**.

Signed in Athens, Georgia, on July 2, 2009.

**James E. Tillman, Sr.,**

*State Conservationist.*

(This activity is listed in the Catalog of Federal Domestic Assistance under 10.916, Watershed Protection and Flood Prevention, and is subject to the provisions of Executive Order 12372, which requires inter-government consultation with State and local officials).

### **Finding of No Significant Impact for South River Watershed Structure No. 4, Madison County, Georgia, July 3, 2009**

#### **Introduction**

The South River Watershed is a Federally assisted action authorized for planning under Public Law 106-472, the Watershed Rehabilitation Act, which amends Public Law 83-566, the Watershed Protection and Flood Prevention Act. An environmental assessment was undertaken in conjunction with development of the watershed plan. This assessment was conducted in consultation with local, State, and Federal agencies as well as with interested organizations and individuals. Data developed during the assessment are available for public review at the following location: U.S. Department of Agriculture, Natural Resources Conservation Service, 355 East Hancock Avenue, Athens, Georgia 30601.

#### **Recommended Action**

This document describes a plan for upgrading an existing floodwater retarding structure, South River Watershed Structure No. 4 to meet current dam safety criteria in Georgia. The plan calls for the construction of a roller compacted concrete spillway on an existing dam. Works of improvement will be accomplished by providing financial and technical assistance through an eligible local sponsor.

The principal project measures are to:

1. Construction of a roller compacted concrete spillway. This construction is designed to bring the existing dam into compliance with current dam safety criteria in Georgia.
2. The measures will be planned and installed by developing a contract with the current operator of the dam.

#### **Effects of Recommended Action**

Construction of a roller compacted concrete spillway will bring South River Watershed Structure No. 4 into compliance with current dam safety criteria. This will essentially eliminate the risk to loss of life for individuals in 2 homes and 5 roads downstream. Additional effects will include continued protection against flooding, continued water quality benefits, continued fishing activities, continued recreational opportunities, protected land values, protected road and utility networks, and reduced maintenance costs for public infrastructure.

Wildlife habitat will not be disturbed during installation activities. No wetlands, wildlife habitat, fisheries, prime farmland, or cultural resources will be destroyed or threatened by this project. Some 37 acres of wetland and wetland type wildlife habitat will be preserved. Fishery habitats will also be maintained.

No endangered or threatened plant or animal species will be adversely affected by the project.

There are no wilderness areas in the watershed.

#### **Alternatives**

Eight alternative plans of action were considered in project planning. No significant adverse environmental impacts are anticipated from installation of the selected alternative. Also, the planned action is the most practical, complete, and acceptable means of protecting life and property of downstream residents.

#### **Consultation—Public Participation**

Original sponsoring organizations include the Georgia Soil and Water Conservation Commission, Broad River Soil and Water Conservation District and Madison County. At the initiation of the planning process, meetings were held with representatives of the original sponsoring organizations to ascertain their interest and concerns regarding the South River Watershed. The Georgia Soil and Water Conservation Commission agreed to serve as "lead sponsor" being responsible for leading the planning process with assistance from NRCS. As lead sponsor they also agreed to provide non-Federal cost-share, property rights, operation and maintenance, and public participation during, and beyond, the planning process.

An Interdisciplinary Planning Team provided for the "technical" administration of this project. Technical administration includes tasks pursuant to the NRCS nine-step planning process,

and planning procedures outlined in the NRCS-National Planning Procedures Handbook. Examples of tasks completed by the Planning Team include, but are not limited to, Preliminary Investigations, Hydrologic Analysis, Reservoir Sedimentation Surveys, Economic Analysis, Formulating and Evaluating Alternatives, and Writing the Watershed Plan—Environmental Assessment. Data collected from partner agencies, databases, landowners, and others throughout the entire planning process, were presented at the public meeting on May 27, 2009. Informal discussions amongst planning team members, partner agencies, and landowners were conducted throughout the entire planning period.

#### **Public Participation**

A public meeting was held on May 27, 2009 to explain the Watershed Rehabilitation Program and to scope resource problems, issues, and concerns of local residents associated with the project area. Potential alternative solutions to bring South River No. 4 into compliance with current dam safety criteria were also presented. Through a voting process, eleven meeting participants heard summaries of planning accomplishments to date provided input on issues and concerns to be considered in the planning process, were made aware of results from the reservoir sedimentation survey, and identified which planning alternative (*i.e.* No Action, Decommission, Structural, Non-Structural) was most desirable.

#### **Conclusion**

The Environmental Assessment summarized above indicates that this Federal action will not cause significant adverse local, regional, or national impacts on the environment. Therefore, based on the above findings, I have determined that an environmental impact statement for the recommended plan of action on South River Watershed Structure No. 4 is not required.

[FR Doc. E9-16801 Filed 7-14-09; 8:45 am]

BILLING CODE 3410-16-P

## **DEPARTMENT OF AGRICULTURE**

### **Natural Resources Conservation Service**

#### **Marbury Creek Watershed Structure No. 22: Barrow County, GA**

**AGENCY:** Natural Resources Conservation Service.

**ACTION:** Notice of Availability of a Finding of No Significant Impact.

**SUMMARY:** Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Council on Environmental Quality Regulations (40 CFR part 1500); and the Natural Resources Conservation Service Regulations (7 CFR part 650); the Natural Resources Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Marbury Creek Watershed Structure No. 22, Barrow County, Georgia.

**FOR FURTHER INFORMATION CONTACT:** Cran Upshaw, Economist, Federal Building, 355 East Hancock Avenue, Athens, Georgia 30601, Telephone (706) 546-2277, e-mail [cran.upshaw@ga.usda.gov](mailto:cran.upshaw@ga.usda.gov).

**SUPPLEMENTAL INFORMATION:** The Environmental Assessment of this Federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, James E. Tillman, Sr., State Conservationist, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project purpose is continued flood prevention. The planned works of improvement include upgrading an existing floodwater retarding structure.

The Notice of a Finding of No Significant Impact (FONSI) has been forwarded to the U.S. Environmental Protection Agency and to various Federal, State, and local agencies and interested parties. A limited number of the FONSI is available to fill single copy requests at the above address. Basic data developed during the environmental assessment are on file and may be reviewed by contacting Cran Upshaw at the above number.

No administrative action on implementation of the proposal will be taken until 30 days after the date of this publication in the **Federal Register**.

Signed in Athens, Georgia, on July 2, 2009.

**James E. Tillman, Sr.,**  
*State Conservationist.*

(This activity is listed in the Catalog of Federal Domestic Assistance under 10.916, Watershed Protection and Flood Prevention, and is subject to the provisions of Executive Order 12372, which requires inter-government consultation with State and local officials).

### **Finding of No Significant Impact for Marbury Creek Watershed Structure No. 22, Barrow County, Georgia, July 3, 2009**

#### **Introduction**

The Marbury Creek Watershed is a federally assisted action authorized for planning under Public Law 106-472,

the Watershed Rehabilitation Act, which amends Public Law 83-566, the Watershed Protection and Flood Prevention Act. An environmental assessment was undertaken in conjunction with development of the watershed plan. This assessment was conducted in consultation with local, State, and Federal agencies as well as with interested organizations and individuals. Data developed during the assessment are available for public review at the following location: U.S. Department of Agriculture, Natural Resources Conservation Service, 355 East Hancock Avenue, Athens, Georgia 30601.

#### **Recommended Action**

This document describes a plan for upgrading an existing floodwater retarding structure, Marbury Creek Watershed Structure No. 22, to meet current dam safety criteria in Georgia. The plan calls for the widening of the vegetative auxiliary spillway on an existing dam. Works of improvement will be accomplished by providing financial and technical assistance through an eligible local sponsor.

The principal project measures are to:

1. Widen the vegetative auxiliary spillway. This action is designed to bring the existing dam into compliance with current dam safety criteria in Georgia.

2. The measures will be planned and installed by developing a contract with the current operator of the dam.

#### **Effects of Recommended Action**

Widening the vegetative auxiliary spillway will bring Marbury Creek Watershed Structure No. 22 into compliance with current dam safety criteria. This will essentially eliminate the risk to loss of life for individuals in 1 home and 6 roads downstream. Additional effects will include continued protection against flooding, continued water quality benefits, continued fishing activities, continued recreational opportunities, protected land values, protected road and utility networks, and reduced maintenance costs for public infrastructure.

Wildlife habitat will not be disturbed during installation activities. No wetlands, wildlife habitat, fisheries, prime farmland, or cultural resources will be destroyed or threatened by this project.

Some 20 acres of wetland and wetland type wildlife habitat will be preserved. Fishery habitats will also be maintained.

No endangered or threatened plant or animal species will be adversely affected by the project.

There are no wilderness areas in the watershed.

#### **Alternatives**

Eight alternative plans of action were considered in project planning. No significant adverse environmental impacts are anticipated from installation of the selected alternative. Also, the planned action is the most practical, complete, and acceptable means of protecting life and property of downstream residents.

#### **Consultation—Public Participation**

Original sponsoring organizations include the Georgia Soil and Water Conservation Commission, Oconee River Soil and Water Conservation District and Barrow County. At the initiation of the planning process, meetings were held with representatives of the original sponsoring organizations to ascertain their interest and concerns regarding the Marbury Creek Watershed. The Georgia Soil and Water Conservation Commission agreed to serve as "lead sponsor" being responsible for leading the planning process with assistance from NRCS. As lead sponsor they also agreed to provide non-federal cost-share, property rights, operation and maintenance, and public participation during, and beyond, the planning process.

An Interdisciplinary Planning Team provided for the "technical" administration of this project. Technical administration includes tasks pursuant to the NRCS nine-step planning process, and planning procedures outlined in the NRCS-National Planning Procedures Handbook. Examples of tasks completed by the Planning Team include, but are not limited to, Preliminary Investigations, Hydrologic Analysis, Reservoir Sedimentation Surveys, Economic Analysis, Formulating and Evaluating Alternatives, and Writing the Watershed Plan—Environmental Assessment. Data collected from partner agencies, databases, landowners, and others throughout the entire planning process were presented at the public meeting on May 27, 2009. Informal discussions amongst planning team members, partner agencies, and landowners were conducted throughout the entire planning period.

#### **Public Participation**

A public meeting was held on May 27, 2009 to explain the Watershed Rehabilitation Program and to scope resource problems, issues, and concerns of local residents associated with the project area. Potential alternative solutions to bring Marbury Creek No. 22 into compliance with current dam safety

criteria were also presented. Through a voting process, eleven meeting participants heard summaries of planning accomplishments to date, provided input on issues and concerns to be considered in the planning process, were made aware of results from the reservoir sedimentation survey, and identified which planning alternative (*i.e.*, No Action, Decommission, Structural, Non-Structural) was most desirable.

### Conclusion

The Environmental Assessment summarized above indicates that this Federal action will not cause significant adverse local, regional, or national impacts on the environment. Therefore, based on the above findings, I have determined that an environmental impact statement for the recommended plan of action on Marbury Creek Watershed Structure No. 22 is not required.

July 2, 2009.

James E. Tillman, Sr.,  
State Conservationist.

[FR Doc. E9-16797 Filed 7-14-09; 8:45 am]

BILLING CODE 3410-16-P

## DEPARTMENT OF AGRICULTURE

### Food and Nutrition Service

#### Food Distribution Program: Value of Donated Foods From July 1, 2009 Through June 30, 2010

**AGENCY:** Food and Nutrition Service, USDA.

**ACTION:** Notice.

**SUMMARY:** This notice announces the national average value of donated foods or, where applicable, cash in lieu of donated foods, to be provided in school year 2010 (July 1, 2009 through June 30, 2010) for each lunch served by schools participating in the National School Lunch Program (NSLP), and for each lunch and supper served by institutions participating in the Child and Adult Care Food Program (CACFP).

**DATES:** The rate in this notice is effective July 1, 2009.

**FOR FURTHER INFORMATION CONTACT:** Michelle Waters, Program Analyst, Policy Branch, Food Distribution Division, Food and Nutrition Service, U.S. Department of Agriculture, 3101 Park Center Drive, Alexandria, Virginia 22302-1594 or telephone (703) 305-2662.

**SUPPLEMENTARY INFORMATION:** These programs are listed in the Catalog of Federal Domestic Assistance under Nos.

10.555 and 10.558 and are subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials. (*See* 7 CFR part 3015, subpart V, and final rule related notice published at 48 FR 29114, June 24, 1983.)

This notice imposes no new reporting or recordkeeping provisions that are subject to Office of Management and Budget review in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3507). This action is not a rule as defined by the Regulatory Flexibility Act (5 U.S.C. 601-612) and thus is exempt from the provisions of that Act. This notice was reviewed by the Office of Management and Budget under Executive Order 12866.

#### National Average Minimum Value of Donated Foods for the Period July 1, 2009 Through June 30, 2010

This notice implements mandatory provisions of sections 6(c) and 17(h)(1)(B) of the National School Lunch Act (the Act) (42 U.S.C. 1755(c) and 1766(h)(1)(B)). Section 6(c)(1)(A) of the Act establishes the national average value of donated food assistance to be given to States for each lunch served in the NSLP at 11.00 cents per meal. Pursuant to section 6(c)(1)(B), this amount is subject to annual adjustments on July 1 of each year to reflect changes in a three-month average value of the Price Index for Foods Used in Schools and Institutions for March, April, and May each year (Price Index). Section 17(h)(1)(B) of the Act provides that the same value of donated foods (or cash in lieu of donated foods) for school lunches shall also be established for lunches and suppers served in the CACFP. Notice is hereby given that the national average minimum value of donated foods, or cash in lieu thereof, per lunch under the NSLP (7 CFR part 210) and per lunch and supper under the CACFP (7 CFR part 226) shall be 19.5 cents for the period July 1, 2009 through June 30, 2010.

The Price Index is computed using five major food components in the Bureau of Labor Statistics Producer Price Index (cereal and bakery products; meats, poultry and fish; dairy; processed fruits and vegetables; and fats and oils). Each component is weighted using the relative weight as determined by the Bureau of Labor Statistics. The value of food assistance is adjusted each July 1 by the annual percentage change in a three-month average value of the Price Index for March, April, and May each year. The three-month average of the Price Index decreased by 5.5 percent from 182.01 for March, April, and May

of 2008, as previously published in the **Federal Register**, to 171.97 for the same three months in 2009. When computed on the basis of unrounded data and rounded to the nearest one-quarter cent, the resulting national average for the period July 1, 2009 through June 30, 2010 will be 19.50 cents per meal. This is a decrease of 1.25 cents from the school year 2009 (July 1, 2008 through June 30, 2009) rate.

**Authority:** Sections 6(c)(1)(A) and (B), 6(e)(1), and 17(h)(1)(B) of the National School Lunch Act, as amended (42 U.S.C. 1755(c)(1)(A) and (B) and (e)(1), and 1766(h)(1)(B)).

Dated: July 9, 2009.

**Julia Paradis,**

*Administrator, Food and Nutrition Service.*

[FR Doc. E9-16746 Filed 7-14-09; 8:45 am]

BILLING CODE 3410-30-P

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Notice of Extension of Public Comment Period—Klamath National Forest Travel Management Draft Environmental Impact Statement

**AGENCY:** Forest Service, USDA.

**ACTION:** Notice of extension for public comment period.

**SUMMARY:** The Forest Service is extending the public comment period for the Travel Management Draft Environmental Impact Statements for the Klamath National Forest for an addition 15 days to August 4, 2009. The original notice called for comments to be submitted by July 20, 2009 (75 FR 27034, June 5, 2009).

**DATES:** Comments must be received in writing by August 4, 2009.

**ADDRESSES:** Send comments electronically to [commentssouthwestklamath@fs.fed.us](mailto:commentssouthwestklamath@fs.fed.us). Comments also may be submitted by mail to the Klamath National Forest, *Attn:* Jan Ford, 1312 Fairlane Road, Yreka, CA 96097, or by fax to (530) 841 4571. Comment sent via e-mail should use the subject line "Klamath NF Travel Management EIS."

Comments received in response to this solicitation, including names and addresses of those who comment, will become part of the public record for this proposed action.

Comments submitted anonymously will be accepted and considered; however, anonymous comments may limit the respondent's ability to participate in subsequent administrative review or judicial review. The public may inspect comments received on this