

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
<b>NEW MEXICO</b>		<b>SOUTH DAKOTA</b>	
<b>Carlsbad (city), Eddy County (FEMA Docket No. 7122)</b>		<b>Pennington County (unincorporated areas) (FEMA Docket No. 7134)</b>	
<i>Dark Canyon Draw:</i>		<i>Rapid Creek:</i>	
Approximately 100 feet downstream of the Atchison, Topeka, and Santa Fe Railroad .....	*3,103	Approximately 4,500 feet upstream of Jolly Lane (County Road 274) .....	*3,101
Just upstream of the Southern Canal Siphon .....	*3,132	Approximately 1,250 feet downstream of Valley Drive .....	*3,114
Approximately 50 feet downstream of Dark Canyon Road .....	*3,191	Approximately 2,350 feet upstream of Valley Drive .....	*3,125
At the western corporate limit, adjacent to the Carlsbad Army Air Field .....	*3,265	Approximately 4,300 feet upstream of Valley Drive .....	*3,129
<i>Hackberry Draw:</i>		Approximately 5,500 feet downstream of East St. Patrick Street .....	*3,132
Approximately 500 feet north of the intersection of Curry Street and the corporate limits .....	*3,138	<i>Maps are available for inspection at Pennington County Planning Division, 300 Sixth Street, Rapid City, South Dakota.</i>	
At the intersection of Fifth Street and Ross .....	*3,140	<b>WASHINGTON</b>	
Approximately 100 feet upstream of the intersection of Eighth Street and Washington Street .....	*3,144	<b>King County (unincorporated areas) (FEMA Docket No. 7146)</b>	
Approximately 500 feet upstream of Lea Street and approximately 2,800 feet west and 2,200 feet south of the intersection of Texas and Eleventh Street .....	*3,161	<i>Raging River:</i>	
At the intersection of Mesquite Street and Mermod Street .....	#2	At confluence with the Snoqualmie River .....	*96
<i>Pecos River:</i>		Just upstream of Carmichael Road ...	*204
Just upstream of Lower Tansill Dam .	*3,103	Just upstream of 68th Street .....	*259
At North Canal Street .....	*3,114	Just upstream of South 86th Street ...	*394
At the intersection of George and Riverside Drive .....	*3,120	At Interstate Highway 90 .....	*426
Approximately 200 feet downstream of the Southern Canal Crossing .....	*3,123	Approximately 1,800 feet upstream of Interstate Highway 90 .....	*450
At the intersection of Bonbright Street and Main Street .....	#1	Approximately 3,050 feet upstream of Interstate Highway 90 .....	*470
At the intersection of Stevens Street and Main Street .....	#2	At confluence with Lake Creek .....	*542
<i>Maps are available for inspection at City Hall, City of Carlsbad, 101 South Halagueno, Carlsbad, New Mexico.</i>		At confluence with Deep Creek .....	*634
<b>Eddy County (unincorporated areas) (FEMA Docket No. 7122)</b>		Approximately 0.3 mile upstream of the second Upper Preston Road Bridge .....	*673
<i>Dark Canyon Draw:</i>		<i>Maps are available for inspection at the Building and Land Development Division, 3600 136th Place, Bellevue, Washington.</i>	
Approximately 100 feet downstream of the Southern Pacific Railroad .....	*3,103	(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")	
At the Southern Canal Siphon .....	*3,132	Dated: February 9, 1996.	
Approximately 5.1 miles upstream of the Southern Canal Siphon .....	*3,269	Richard W. Krimm,	
<i>Hackberry Draw:</i>		<i>Acting Associate Director for Mitigation.</i>	
At confluence with Dark Canyon Draw .....	*3,132	[FR Doc. 96-3846 Filed 2-20-96; 8:45 am]	
At Southern Canal .....	*3,140	<b>BILLING CODE 6718-04-P</b>	
At Lea Street .....	*3,158	<b>44 CFR Part 67</b>	
Approximately 100 feet downstream of Marquess Street .....	*3,184	<b>Final Flood Elevation Determinations</b>	
Just downstream of the Hackberry Draw Dam .....	*3,227	<b>AGENCY:</b> Federal Emergency Management Agency (FEMA).	
Approximately 500 feet east and 500 feet south of the intersection of Curry Street and Quay Street .....	#2	<b>ACTION:</b> Final rule.	
<i>Pecos River:</i>		<b>SUMMARY:</b> Base (1% annual chance) flood elevations and modified base flood elevations are made final for the communities listed below. The base flood elevations and modified base flood elevations are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being	
Approximately 1,000 feet south of the Atchison, Topeka, and Santa Fe Railroad .....	*3,112		
<i>Maps are available for inspection at Eddy County's Courthouse, 101 North Canal Street, Carlsbad, New Mexico.</i>			

already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**EFFECTIVE DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing base flood elevations and modified base flood elevations for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

**ADDRESSES:** The final base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street, SW., Washington, DC 20472, (202) 646-2756.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA or Agency) makes final determinations listed below of base flood elevations and modified base flood elevations for each community listed. The proposed base flood elevations and proposed modified base flood elevations were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed base flood elevations and proposed modified base flood elevations were also published in the Federal Register.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

The Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and Flood Insurance Rate Map available at the address cited below for each community.

The base flood elevations and modified base flood elevations are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

## Regulatory Flexibility Act

The Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

## Regulatory Classification

This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

## Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

## Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

## List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

**PART 67—[AMENDED]**

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

**§ 67.11 [Amended]**

2. The tables published under the authority of § 67.11 are amended as follows:

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)	stream of Seavey Road ..... *723	stream of Prairie Farm Road ..... *980
		<i>Blackberry Creek Tributary D:</i> At confluence with Blackberry Creek ..... *740	<i>Hampshire Creek Tributary 3:</i> At the confluence with Hampshire Creek Tributary No. 2 ..... *963
		At Keslinger Road ..... *808	Approximately 1,280 feet upstream of confluence with Hampshire Creek Tributary No. 2 ..... *996
<b>FLORIDA</b>		<i>Blackberry Creek Tributary E:</i> At Hanks Road ..... *680	<i>Hampshire Creek Tributary 4:</i> At the confluence with Hampshire Creek ..... *965
<b>Pinellas County (unincorporated areas) (FEMA Docket No. 7136)</b>		Approximately 4,400 feet upstream of Winthrop Drive .... *688	Approximately 640 feet upstream of confluence with Hampshire Creek ..... *967
		<i>Blackberry Creek Tributary F:</i> At confluence with Blackberry Creek Tributary B ..... *698	<i>Mill Creek:</i> Approximately 0.5 mile downstream of Kaneville Road .... *704
		Approximately 210 feet upstream of Main Street ..... *735	
		<i>Blackberry Creek Tributary G:</i> Approximately 150 feet downstream of State Route 30 .... *657	
<i>Alligator Creek Channel A:</i> Approximately 800 feet downstream of McMullen Booth Road .....	*10		

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)	Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)	Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)
Approximately 250 feet upstream of State Route 64 (Wasco Road) .....	*823	<b>Maps available for inspection</b> at the La Porte County Complex, 5th Floor, 822 East Lincoln Way, La Porte, Indiana.		Approximately 0.3 mile downstream of the confluence of Davis Brook .....	*225
<i>Mill Creek Tributary No. 2:</i>				Approximately 2.7 miles upstream of State Route 12 and 11 .....	*246
At the confluence with Mill Creek Diversion Channel ....	*792	<b>MAINE</b>		<i>Tripp Pond:</i>	
Approximately 0.4 mile upstream of confluence with Mill Creek Diversion Channel .....	*793	<b>Arundel (town), York County (FEMA Docket No. 7124)</b>		Entire shoreline within community .....	*309
<i>Mill Creek Diversion Channel:</i>		<i>Kennebunk River:</i>		<i>Thompson Lake:</i>	
At the confluence with Mill Creek .....	*784	Approximately 200 feet downstream of confluence of Goff Mill Brook .....		Entire shoreline within community .....	*327
Approximately 0.9 mile upstream of confluence with Mill Creek .....	*796	Approximately 0.5 mile upstream of U.S. Route 1 .....	*9	<i>Winter Brook:</i>	
<i>Otter Creek:</i>		<b>Maps available for inspection</b> at the Town Hall, 468 Limerick Road, Arundel, Maine.	*58	Approximately 1.7 miles downstream of Winter Brook Road .....	*309
At the confluence with Ferson Creek .....	*756			Approximately 0.78 mile upstream from Winter Brook Road .....	*309
Just downstream of Randall Road .....	*797	<b>Howland (town), Penobscot County (FEMA Docket No. 7124)</b>		<i>Davis Brook:</i>	
<i>Otter Creek Tributary:</i>		<i>Piscataquis River:</i>		At confluence with Little Androscoggin River .....	*225
At the confluence with Otter Creek .....	*760	Upstream side of Howland Dam .....	*157	Approximately 50 feet upstream of Gravel Road .....	*226
Approximately 1.1 miles upstream of Falcons Trail .....	*840	At the confluence of Maxy Brook .....	*172	<i>Worthley Brook:</i>	
<i>Stoney Creek:</i>		<b>Maps available for inspection</b> at the Town Hall, Main Street, Howland, Maine.		At confluence with Little Androscoggin River .....	*232
At the confluence with Otter Creek .....	*773			Approximately 0.48 mile upstream of confluence with Little Androscoggin River ....	*235
Approximately 1.0 mile upstream of Crawford Road ....	*873			<b>Maps available for inspection</b> at the Municipal Office Building, Route 26, Poland, Maine.	
<b>Maps available for inspection</b> at the Government Center, 719 Batavia Avenue, Geneva, Illinois.		<b>Milo (town), Piscataquis County (FEMA Docket No. 7124)</b>		<b>Starks (town), Somerset County (FEMA Docket No. 7149)</b>	
<b>INDIANA</b>		<i>Piscataquis River:</i>		<i>Kennebec River:</i>	
<b>La Porte (city), La Porte County (FEMA Docket No. 7149)</b>		Approximately 0.7 mile downstream of confluence of Stinking Brook (downstream corporate limits) .....	*283	At confluence of Sandy River .	*193
<i>Pine Lake:</i>		At confluence of Meadow Brook (upstream corporate limits) .....	*294	Approximately 1.7 miles upstream of the confluence of Sandy River (upstream corporate limits) .....	*201
Entire shoreline within community .....	*802	<i>Pleasant River:</i>		<i>Sandy River:</i>	
<i>Stone Lake:</i>		At downstream corporate limits .....	*283	At confluence with Kennebec River .....	*193
Entire shoreline within community .....	*802	At upstream corporate limits ...	*330	Approximately 2.5 miles upstream of Sandy River Dam	*202
<i>Lily Lake:</i>		<i>Sebec River:</i>		<b>Maps available for inspection</b> at the Starks Town Hall, 950 Locke Hill Road, Starks, Maine.	
Entire shoreline within community .....	*802	At confluence with Piscataquis River .....	*286		
<i>Clear Lake:</i>		Approximately 700 feet upstream of upstream corporate limits .....	*293	<b>NEW HAMPSHIRE</b>	
Entire shoreline within community .....	*802	<i>Meadow Brook:</i>		<b>Bridgewater (town), Grafton County (FEMA Docket No. 7124)</b>	
<b>Maps available for inspection</b> at the City Engineer's Office, La Porte City Hall, 801 Michigan Avenue, La Porte, Indiana.		At confluence with Piscataquis River .....	*294	<i>Pemigewassett River:</i>	
		Approximately 50 feet upstream of River Road .....	*294	Approximately 1.7 miles downstream of Woodman and Fog Brooks .....	*467
<b>La Porte County (unincorporated areas) (FEMA Docket No. 7149)</b>		<b>Maps available for inspection</b> at the Town Hall, Pleasant Street, Milo, Maine.		Approximately 0.6 mile upstream of U.S. Route 3 .....	*481
<i>Pine Lake:</i>		<b>Poland (town), Androscoggin County (FEMA Docket No. 7124)</b>			
Entire shoreline within county .	*802	<i>Little Androscoggin River:</i>			

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVD)
F4700 <b>NORTH CAROLINA</b>	
<b>Black Mountain (town), Buncombe County (FEMA Docket No. 7149)</b>	
<i>Flat Creek:</i>	
At confluence with Swannanoa River .....	*2358
At downstream side of Cotton Avenue .....	*2403
<i>Swannanoa River:</i>	
Approximately 200 feet upstream of confluence with North Fork Swannanoa River .....	*2233
Approximately 1,003 feet downstream of Old Toll Circle .....	*2398
<b>Maps available for inspection</b> at the Building Inspector's Office, 106 Montreat Road, Black Mountain, North Carolina.	

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: February 9, 1996.

Richard W. Krimm,

*Acting Associate Director for Mitigation.*

[FR Doc. 96-3848 Filed 2-20-96; 8:45 am]

BILLING CODE 6718-04-P

#### 44 CFR Part 67

##### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual chance) flood elevations and modified base flood elevations are made final for the communities listed below. The base flood elevations and modified base flood elevations are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**EFFECTIVE DATE:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing base flood elevations and modified base flood elevations for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

**ADDRESSES:** The final base flood elevations for each community are

available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street, SW., Washington, DC 20472, (202) 646-2756.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA or Agency) makes final determinations listed below of base flood elevations and modified base flood elevations for each community listed. The proposed base flood elevations and proposed modified base flood elevations were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed base flood elevations and proposed modified base flood elevations were also published in the Federal Register.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

The Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and Flood Insurance Rate Map available at the address cited below for each community.

The base flood elevations and modified base flood elevations are made final in the communities listed below. Elevations at selected locations in each community are shown.

##### National Environmental Policy Act.

This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

##### Regulatory Flexibility Act

The Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

##### Regulatory Classification

This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

##### PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

##### § 67.11 [Amended]

2. The tables published under the authority of § 67.11 are amended as follows:

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
<b>DELAWARE</b>	
<b>Arden (village), New Castle County (FEMA Docket No. 7138)</b>	
<i>South Branch Naaman Creek:</i>	
Approximately 2,000 feet upstream of CSX Transportation .....	*188
Approximately 1,100 feet upstream of Marsh Road .....	*270
<b>Maps available for inspection</b> at the Village Secretary's Office, 2005 Harvey Road, Arden, Delaware.	
<b>Ardentown (village), New Castle County (FEMA Docket No. 7138)</b>	
<i>South Branch Naaman Creek:</i>	
Approximately 100 feet upstream of CONRAIL .....	*135
Approximately 2,000 feet upstream of CONRAIL .....	*189