in this transportation project will meet EPA criteria found in § 278.3.

- (2) Transfer. If the chat is sold or otherwise transferred to another party, the acquirer shall provide a copy of the certification to the new owner of the chat. The new owner shall submit a certification according to paragraph (a)(1) of this section. The new certification supersedes all previous certifications.
- (3) Recordkeeping. The acquirer of chat, and any other person that receives the chat, will maintain a copy of the certification for three years following transmittal to the State department(s) of the environment.

(b) [Reserved] [FR Doc. 06–3104 Filed 4–3–06; 8:45 am] BILLING CODE 6560–50–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket No. FEMA-B-7459]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA), Department of Homeland Security.

ACTION: Proposed rule.

SUMMARY: Technical information or comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that the 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).

DATES: The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

ADDRESSES: The proposed BFEs 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:

Doug Bellomo, P.E., Hazard Identification Section, Mitigation Division, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–2903.

SUPPLEMENTARY INFORMATION: FEMA proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

National Environmental Policy Act. This proposed 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 Mitigation Division Director of the Federal Emergency Management Agency certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed or modified BFEs 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 NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification. This proposed 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 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

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

Accordingly, 44 CFR Part 67 is proposed to be 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, § 67.4

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

Flooding source(s)	*Elevation in feet (I +Elevation of referenced elevation #Depth in feet al ground		feet (NAVD) feet above	Communities affected	
		Efffective	Modified		
Shoshone County, Idaho and Incorporated Areas					
Coeur d'Alene River:	At western Shoshone County boundary approximately 800 feet South of Interstate Highway 90.	None	+2149	Shoshone County Unincorporated Areas.	
	At western Shoshone County boundary on the landward side of the levee at community of Cataldo.	*2150	+2155	•	
	Approximately 15,000 feet upstream from the western Shoshone County boundary.	None	+2164		
South Fork Coeur d'Alene River:	Approximately 1500 feet downstream of Theatre Road	*2221	2225	Shoshone County Unincorporated Areas.	
	Just downstream of Elizabeth Park Road Bridge	*2343	+2343	City of Kellogg, City of Smelterville.	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground		Communities affected
		Efffective	Modified	
South Fork Coeur d'Alene River—North Overbank Reach through Kellogg:	At west Brown Avenue west of Utah Street	#3	+2295	Shoshone County Unincorporated Areas, City of Kellogg.
	Just north of Interstate Highway 90 after divergence from South Fork Coeur d'Alene River on Cameron Avenue East.	#2	+2310	
South Fork Coeur d'Alene River—South Overbank North Swale Reach:	At the City of Kellogg western corporate limit	None	+2243	Shoshone County Unincorporated Areas, City of Kellogg.
	At divergence from South Fork Coeur d'Alene River. Just upstream of Interstate Highway 90 Bridge.	None	+2284	
South Fork Coeur d'Alene River—South Overbank Smelterville Reach:	Just South of Interstate Highway 90 bridge approximately 1000 feet upstream of Pine Creek confluence.	None	+2198	Shoshone County Unincorporated Areas.
	At confluence of Government Gulch	None	+2245	City of Kellogg, City of Smelterville.
South Fork Coeur d'Alene River—South Overbank South Kellogg Reach:	Approximately 1000 feet downstream of Hill Street	None	+2284	Shoshone County Unincorporated Areas, City of Kellogg.
33	Approximately 150 feet downstream of divergence from South Fork Coeur d'Alene River, at Division Street.	None	+2310	33
South Fork Coeur d'Alene River—South Overbank South Swale Reach:	Approximately 1500 feet upstream from western corporated limit of the City of Kellogg	None	+2251	Shoshone County Unincorporated Areas, City of Kellogg
	At the confluence of South Overbank Southwest Kellogg Reach.	None	+2282	
South Fork Coeur d'Alene River—South Overbank Southwest Kellogg Reach:	At confluence with South Overbank South Swale Reach approximately 200 feet downstream of Bunker Avenue.	None	+2284	Shoshone County Unincorporated Areas, City of Kellogg.
ncacii.	At divergence from South Fork Coeur d'Alene River	None	+2289	

ADDRESSES:

Unincorporated areas of Shoshone County:

Maps are available for inspection at the Shoshone County Courthouse, 700 Bank Street, Suite 35, Wallace, Idaho 83873. Send comments to Chairman Jim Vergobbi, Shoshone County, 700 Bank Street, Suite 120, Wallace, Idaho 83873.

City of Kellogg:

Maps are available for inspection at the City Hall, 1007 McKinley Street, Kellogg, Idaho 83837. Send comments to Mayor Mac Pooler, City of Kellogg, 1007 McKinley Street, Kellogg, Idaho 83837.

City of Smelterville:

Maps are available for inspection at the City Hall, 501 Main Street, Smelterville, Idaho 83868. Send comments to Mayor Tom Benson, City of Smelterville, P.O. Box 200, Smelterville, Idaho 83868.

De Soto County, Mississippi and Incorporated Areas Arkabutla Reservoir Flood pool None +245 De Soto County (Uninc. Areas). Bean Patch Creek De Soto County (Uninc. +273 At confluence with Camp Creek None Areas), City of Southaven. At Pleasant Hill Road *303 +302 *336 At College Road +328 200 feet downstream of Getwell Road None +372 Bean Patch Creek Tributary At confluence with Bean Patch Creek None +282 De Soto County (Uninc. Areas). 2444 feet upstream of Sandy Betts Road None +331 Bean Patch Creek Tributary At confluence with Bean Patch Creek De Soto County (Uninc. None +296 Areas). 78 feet upstream of Itasca Drive +347 None Bean Patch Creek Tributary At confluence with Bean Patch Creek None +303 De Soto County (Uninc. Areas). 1467 feet upstream of College Road None +337 At confluence with Pigeon Roost Creek De Soto County (Uninc. Byhalia Creek None +275 Areas). 2638 feet upstream of Myers Road None +298

		*Elevation in		
Flooding source(s)	Location of referenced elevation	+Elevation in feet (NAVD) #Depth in feet above ground		Communities affected
		Efffective	Modified	
Camp Creek	At confluence with Coldwater River	None	+256	De Soto County (Uninc. Areas) City of Olive Branch.
	At College Road	*298 *329	+299 +331	
	At Germantown Road	*348	+346	
	At Montrose Drive	None	+361	
Camp Creek Tributary 1	1790 feet upstream of Alexander Road	None None	+372 +273	De Soto County (Uninc.
Camp Creek Tributary 2	180 feet upstream of Ross Road	None None	+317 +292	Areas). De Soto County (Uninc.
Cane Creek Tributary 1	170 feet upstream of Dunn Lane	None None	+348 +245	Areas) De Soto County (Uninc.
	2100 feet upstream of Robertson Gin Road	None	+251	Areas).
Cane Creek Tributary 1.1	At confluence with Cane Creek Tributary 1	None	+245	De Soto County (Uninc. Areas).
	4300 feet upstream of confluence with Cane Creek Tributary 1.	None	+245	
Coldwater River	16200 feet downstream of Arkabutla Dam	None	+191	De Soto County (Uninc. Areas).
	3318 feet downstream of Arkabutla Dam	None	+195	
	26735 feet downstream of Holly Springs Road	None None	+245 +301	
Coldwater River Tributary 5	Tributary 8. At confluence with Coldwater River	None	+279	De Soto County (Uninc. Areas).
	2390 feet upstream of Bethel Road	None	+299	,
Coldwater River Tributary 6	At confluence with Coldwater River	None	+283	De Soto County (Uninc. Areas).
Coldwater River Tributary 7	160 feet downstream of Red Banks Road At confluence with Coldwater River	None None	+308 +298	De Soto County (Uninc. Areas).
Coldwater River Tributary 7.1.	13233 feet upstream of Center Hill Road	None None	+365 +298	De Soto County (Uninc. Areas).
7.1.	2515 feet upstream of Center Hill Road	None	+341	711000).
Coldwater River Tributary 8	At confluence with Coldwater River	None	+300	De Soto County (Uninc. Areas).
Coldwater River Tributary	2038 feet upstream of Center Hill Road	None None	+365 +315	De Soto County (Uninc.
8.1.	5004 feet upstream of confluence with Coldwater River	None	+368	Areas).
Cow Pen Creek	Tributary 8. At Goodman Road	*261	+261	City of Horn Lake.
	At Nail Road	*275	+274	ony or riom band.
Dry Creek	At confluence with Coldwater River	None	+271	De Soto County (Uninc. Areas).
Horn Lake Creek Tributary 1.	8348 feet upstream of Byhalia Road790 feet upstream of Goodman Road	None None	+303 +264	City of Horn Lake.
Hurricane Creek	407 feet upstream of Nail Road	None None	+292 +265	De Soto County (Uninc. Areas), City of
	423 feet upstream of Bridgemore Drive	None	+346	Hernando.
Hurricane Creek Tributary 2	1022 feet downstream of Horn Lake Road	None	+245	De Soto County (Uninc. Areas), City of Hernando.
Hurricane Creek Tributary 3.1.	12800 feet upstream of Horn Lake Road	None None	+275 +262	De Soto County (Uninc. Areas), City of Hernando, City of Horn Lake, City of Southaven De Soto County (Uninc. Areas).
	740 feet downstream of Highway 51	None	+300	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground		Communities affected
		Efffective	Modified	
Hurricane Creek Tributary 3.1.1.	At confluence with Hurricane Creek Tributary 3.1	None	+262	
Hurricane Creek Tributary 3.1.2.	600 feet upstream of Starlanding Road	None None	+297 +291	De Soto County (Uninc. Areas), City of Southaven.
Hurricane Creek Tributary 4	255 feet downstream of Highway 51	None None	+301 +266	De Soto County (Uninc. Areas), City of Hernando.
Hurricane Creek Tributary 5	850 feet downstream of Harrow Cove	None None	+329 +268	De Soto County (Uninc. Areas), City of Hernando.
Hurricane Creek Tributary 6	4236 feet upstream of Pleasant Hill Road	None None	+310 +273	De Soto County (Uninc. Areas), City of Hernando.
Hurricane Creek Tributary 7	90 feet downstream of Clubhouse Drive	None None	+316 +284	De Soto County (Uninc. Areas), City of Southaven.
Hurricane Creek Tributary 7.1.	423 feet upstream of Starlanding Road	None None	+339 +294	De Soto County (Uninc. Areas), City of Southaven.
Hurricane Creek Tributary 8	760 feet upstream of Starlanding Road	None None	+354 +295	De Soto County (Uninc. Areas).
Jackson Creek	940 feet upstream of Getwell Road	None None	+324 +200 +201	De Soto County (Uninc. Areas).
Jackson Creek Tributary 1	Tributary 1. At confluence with Jackson Creek	None	+201	De Soto County (Uninc.
Johnson Creek	4665 feet upstream of Wilson Mills Road	None None	+208 +208	Areas). De Soto County (Uninc. Areas), City of Horn Lake, Village of Memphis.
Johnson Creek Tributary 1	3645 feet upstream of Church Road	None None	+249 +208	De Soto County (Uninc. Areas), Village of Mem- phis.
Johnson Creek Tributary 2	1810 feet upstream of Cheatham Road	None None	+208 +210	De Soto County (Uninc. Areas), Village of Mem- phis.
Johnson Creek Tributary 3	300 feet upstream of Starlanding Road	None None	+227 +212	De Soto County (Uninc. Areas), Village of Mem- phis.
Johnson Creek Tributary 4	1490 feet downstream of Poplar Corner Road	None None	+244 +215	De Soto County (Uninc. Areas), Village of Mem- phis.
Johnson Creek Tributary 5	4171 feet upstream of Starlanding Road	None None	+231 +226	De Soto County (Uninc. Areas).
Johnson Creek Tributary 6	35 feet upstream of Fogg Road	None None	+269 +235	De Soto County (Uninc. Areas).
Lake Cormorant Bayou	20 feet upstream of Fogg Road	None None	+256 +200	De Soto County (Uninc. Areas).
	500 feet downstream of confluence with Johnson Creek.	None	+208	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground		Communities affected
		Efffective	Modified	
Lateral A	At confluence with Horn Lake Creek	None	+243	De Soto County (Uninc. Areas), City of Horn Lake, City of Southaven.
Lotoral A Tributany 1	2506 feet upstream of Goodman Road	None None	+276	City of Horn Lake
Lateral A Tributary 1	148 feet downstream of Horn Lake Road	None	+246 +259	City of Horri Lake
Licks Creek	At confluence with Camp Creek	*305	+306	De Soto County (Uninc. Areas), City of Olive Branch.
	At U.S. Highway 78	*336	+334	
	At Lancaster Drive	None	+358	
	7700 feet upstream of Hacks Cross Road	None	+388	
Mussacuna Creek	4630 feet downstream of Highway 51	None	+280	De Soto County (Uninc. Areas), City of Hernando.
	1480 feet upstream of Highway 51	None	+307	0, 10, 5
Nolehoe Creek	At confluence with Camp Creek	*308	+308	City of Olive Branch, City of Southaven.
N. (B	At Goodman Road	*348	+348	5 6 . 6 . 41 .
Norfolk Bayou	At confluence with Johnson Creek	None	+208	De Soto County (Uninc. Areas).
Discour Donat Croak	175 feet downstream of Highway 161	None	+208	De Cata Carret / Union
Pigeon Roost Creek		None	+267	De Soto County (Uninc. Areas)
Red Banks Creek	1550 feet downstream of Ingrams Mill Road	None None	+277 +299	De Soto County (Uninc.
neu banks Greek	13140 feet upstream of Red Banks Road	None	+312	Areas).
Short Creek	At confluence with Coldwater River	None	+267	De Soto County (Uninc.
Chort Grock	9228 feet upstream of Byhalia Road	None	+331	Areas)
Short Creek Tributary 1	At confluence with Short Creek	None	+271	De Soto County (Uninc.
				Areas).
	3636 feet upstream of Byhalia Road	None	+297	,
Short Fork Creek	At confluence with Coldwater River	None	+255	De Soto County (Uninc. Areas), City of Hernando.
	2953 feet upstream of Jaybird Road	None	+309	
Short Fork Creek Tributary 1.	At confluence with Short Fork Creek	None	+265	De Soto County (Uninc. Areas).
Short Fork Creek Tributary	1731 feet upstream of Byhalia Road	None None	+341 +278	De Soto County (Uninc.
2.	5387 feet upstream of Brights Road	None	+325	Areas).
Short Fork Creek Tributary 3.	At confluence with Short Fork Creek	None	+296	De Soto County (Uninc. Areas).
0.	2594 feet upstream of confluence with Short Fork Creek.	None	+304	August.
Turkey Creek	At confluence with Camp Creek	None	+287	De Soto County (Uninc. Areas).
	758 feet upstream of Woolsly Road	None	+351	
Whites Creek	3740 feet upstream of confluence with Lake Cormorant Bayou.	None	+199	De Soto County (Uninc. Areas).
	7410 feet upstream of Wetonga Lane	None	+234	
Whites Creek Tributary 1	At confluence with Whites Creek	None	+224	De Soto County.
	2117 feet upstream of confluence with Whites Creek	None	+233	

ADDRESSES:

Unincorporated Areas of De Soto County:

Maps are available for inspection at 365 Losher Street, Suite 310, Hernando, MS 38632.

Send comments to Mr. Tommy Lewis, President, De Soto County Board of Supervisors, 365 Losher Street, Suite 310, Hernando, MS 38632.

City of Hernando:

Maps are available for inspection at 475 W. Commerce Street, Hernando, MS 38632.

Send comments to the Honorable Chip Johnson, Mayor, City of Hernando, 475 W. Commerce Street, Hernando, MS 38632.

City of Horn Lake:

Maps are available for inspection as 3101 Goodman Road, Horn Lake, MS 38637

Send comments to the Honorable Nat Baker, Mayor, City of Horn Lake, 3101 Goodman Road, Horn Lake, MS 38637.

City of Olive Branch:

Flooding source(s)	Location of referenced elevation	+Elevation ir #Depth in	r feet (NGVD) r feet (NAVD) feet above bund	Communities affected
		Efffective	Modified	

Maps are available for inspection at 9189 Pigeon Root, Olive Branch, MS 38654.

Send comments to the Honorable Samuel Rikard, Mayor, City of Olive Branch, 9189 Pigeon Root, Olive Branch, MS 38654.

City of Southaven:

Maps are available for inspection as 8710 Northwest Drive, Southaven, MS 38671.

Send comments to the Honorable Greg Davis, Mayor, City of Southaven, 8710 Northwest Drive, Southaven, MS 38671.

Village of Memphis:

Maps are available for inspection at P.O. Box 35, Walls, MS 38630.

Send comments to the Honorable Gene Alday, Mayor, Town of Walls, P.O. Box 35, Walls, MS 38630.

Ozark County, Missouri and Incorporated Areas				
Becky Cobb Creek	Approximately 400 feet upstream of the confluence with Lick Creek.	None	+765	Ozark County (Uninc. Areas), City of Gaines- ville.
	Approximately 2800 feet downstream of County Road 102.	None	+856	
Bennetts Bayou	Approximately 9300 feet downstream of Highway 142	None	+670	Ozark County (Uninc. Areas), Village of Ba- kersfield.
	Approximately 1400 feet upstream of the confluence with Unnamed Stream in Smith Hollow.	None	+741	
Harrison Creek	Approximately 1850 feet upstream of the confluence with Lick Creek.	None	+749	Ozark County (Uninc. Areas), City of Gaines- ville.
	Approximately 4750 feet upstream of First Road	None	+800	
Hogard Creek	Approximately 500 feet upstream of the confluence with Lick Creek.	None	+793	Ozark County (Uninc. Areas).
	Approximately 8750 feet upstream of the confluence with Lick Creek.	None	+856	,
Lick Creek	Approximately 7500 feet downstream of the confluence with Harrison Creek.	None	+713	Ozark County (Uninc. Areas), City of Gaines- ville.
	Approximately 5350 feet upstream of the confluence with Hogard Creek.	None	+818	
Turkey Creek	Approximately 1000 feet downstream of County Road 632.	None	+698	Ozark County (Uninc. Areas).
	Approximately 100 feet downstream of Highway 160	None	+806	,
Unnamed Stream in Ledbetter Hollow.	Approximately 4850 feet upstream of the confluence with Pond Fork.	None	+698	Ozark County (Uninc. Areas).
	Approximately 700 feet downstream of Highway 95	None	+811	
Unnamed Stream in Plumb Hollow.	Approximately 1350 feet upstream of the confluence with Bennetts Bayou.	None	+714	Ozark County (Uninc. Areas), Village of Ba- kersfield.
	Approximately 1200 feet upstream of Highway 101	None	+769	
Unnamed Stream in Smith Hollow.	Approximately 500 feet upstream of the confluence with Bennetts Bayou.	None	+740	Ozark County (Uninc. Areas).
	Approximately 2400 feet upstream of the confluence with Bennetts Bayou.	None	+755	

ADDRESSES:

Unincorporated Areas of Ozark County:

Maps are available for inspection at Ozark County Courthouse, Gainesville, MO 65655.

Send comments to the Mr. Dave Morrision, Presiding Commissioner, Ozark County, P.O. Box 247, Gainesville, MO 65655.

City of Gainesville:

Maps are available for inspection at 4th and Harlin, Gainesville, MO 65655.

Send comments to the Honorable Tracey Amyx, Mayor, City of Gainesville, 4th and Harlin, Gainesville, MO 65655.

Village of Bakersfield:

Maps are available for inspection at 112 Watertower, Bakersfield, MO 65609.

Send comments to the Honorable Tony Johnson, Mayor, Village of Bakersfield, 112 Watertower, Bakersfield, MO 65609.

Laramie County, and Incorporated Areas				
Allison Draw	At Confluence with Crow Creek	None	+5949	Laramie County (Uninc. Areas).
South Fork Allison Draw	At West College Drive	None None	+6017 +5993	Laramie County (Uninc. Areas).

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground		Communities affected
		Efffective	Modified	
	At East College Drive	None	+6000	

ADDRESSES:

Unincorporated Areas of Laramie County:

Maps are available for inspection at Laramie County Planning Department, 310 West 19th Street, Suite 400, Cheyenne, WY 82001. Send comments to Commissioner Diane Humphrey, Chairman, Board of Commissioners, 310 West 19th Street, Suite 300, Cheyenne, WY 82001.

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

David I. Maurstad,

 $Acting \ Director, Mitigation \ Division, Federal$ Emergency Management Agency, Department of Homeland Security.

[FR Doc. E6–4817 Filed 4–3–06; 8:45 am]

BILLING CODE 9110-12-P

^{*} National Geodetic Vertical Datum. + North American Vertical Datum. # Depth in feet above ground.