

this final rule is administrative in content, involving only procedural changes addressing time constraints. This final rule does not impede facilitating cooperative conservation; takes appropriate account of and considers the interests of persons with ownership or other legally recognized interests in land or other natural resources; properly accommodates local participation in the Federal decision-making process; and provides that the programs, projects, and activities are consistent with protecting public health and safety.

Executive Order 13211, Effects on the Nation's Energy Supply (Executive Order 13211)

This final rule is a purely administrative regulatory action and has no implications under Executive Order 13211.

Executive Order 12866, Clarity of the Regulations

Executive Order 12866 requires each agency to write regulations that are simple and easy to understand. The BLM invites your comments on how to make these regulations easier to understand, including answers to questions such as the following:

1. Are the requirements in the final regulations clearly stated?
2. Do the final regulations contain technical language or jargon that interferes with clarity?
3. Does the format of the final regulations (grouping and order of sections, use of headings, paragraphing, etc.) aid or reduce their clarity?
4. Would the final regulations be easier to understand if they were divided into more (but shorter) sections?
5. Is the description of the final regulation in the **SUPPLEMENTARY INFORMATION** section of this preamble helpful in making the final regulation easier to understand?

Please send any written comments you have on the clarity of these regulations to the address specified above in the **ADDRESSES** section.

List of Subjects

43 CFR Part 2091

Administrative practices and procedures, Segregation and opening of lands

43 CFR Part 2710

Administrative practices and procedures, Public lands—mineral resources, and Public lands—sale.

Dated: November 3, 2006.

C. Stephen Allred,

Assistant Secretary, Land and Minerals Management.

■ Accordingly, for the reasons stated in the preamble and under the authority of the FLPMA (43 U.S.C. 1740), the BLM amends § 2091.2–1(b) and revises 2711.1–2(d), Title 43 of the Code of Federal Regulations as set forth below:

PART 2090—SPECIAL LAWS AND RULES

- 1. Revise the authority citation for part 2090 to read as follows:

Authority: 43 U.S.C. 1740.

- 2. Amend § 2091.2–1(b) by adding two sentences at the end of paragraph (b) to read as follows:

§ 2091.2–1 Segregation.

(b) * * * The sales provisions of section 43 CFR 2711.1–2(d) provide for a segregation period, not to exceed two years unless, on a case-by-case basis, the BLM State Director determines that the extension is necessary and documents, in writing, why the extension is needed. Such an extension will not be renewable and cannot be extended beyond the additional two years.

PART 2710—SALES; FEDERAL LAND POLICY AND MANAGEMENT ACT

- 3. Revise the authority citation for part 2710 to read as follows:

Authority: 43 U.S.C. 1740.

- 4. Revise § 2711.1–2(d) to read as follows:

§ 2711.1–2 Notice of realty action.

(d) The publication of the notice of realty action in the **Federal Register** segregates the public lands covered by the notice of realty action to the extent that they will not be subject to appropriation under the public land laws, including the mining laws. Any subsequent application will not be accepted, will not be considered as filed, and will be returned to the applicant if the notice segregates from the use applied for in the application. The segregative effect of the notice of realty action terminates: (i) Upon issuance of a patent or other document of conveyance to such lands; (ii) upon publication in the **Federal Register** of a termination of the segregation; or (iii) at the end of the specified segregation period, whichever occurs first. The segregation period may not exceed two years unless, on a case-by-case basis, the BLM State Director determines that the

extension is necessary and documents, in writing, why the extension is needed. Such an extension will not be renewable and cannot be extended beyond the additional two years. If an extension is deemed necessary, the BLM will publish a notice following the same procedure as that stated in paragraph (c) of this section.

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[FR Doc. E6–19502 Filed 11–17–06; 8:45 am]

BILLING CODE 4310–84–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs 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).

DATES: *Effective Dates:* The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs 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 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: William R. Blanton, Jr., Engineering Management Section, Mitigation Division, 500 C Street, SW., Washington, DC 20472, (202) 646–3151.

SUPPLEMENTARY INFORMATION: FEMA makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division

Director has resolved any appeals resulting from this notification.

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 FIRM available at the address cited below for each community. The BFEs and modified BFEs 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. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

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 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 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:

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Licking County, Ohio and Incorporated Areas Docket Nos.: FEMA-B-7454 and B-7462			
Beaver Run	Approximately 200 feet downstream of State Route 79	+869	Licking County (Unincorporated Areas).
Bell Run	Approximately 400 feet downstream of Canyon Road	+886	Village of Hebron.
	Approximately 800 feet downstream of U.S. Route 40	+897	Licking County (Unincorporated Areas).
Buckeye Lake	Just downstream of Refugee Road	+903	Licking County (Unincorporated Areas), Village of Buckeye Lake.
		+893	
Clear Run	Approximately 2,000 feet downstream of Newark-Granville Road.	+902	Licking County (Unincorporated Areas), Village of Granville.
Heath Lateral B	Approximately at State Route 661	+966	City of Heath, City of Newark.
	Approximately 160 feet upstream of Franklin Avenue	+838	
Heath Lateral C	Approximately 320 feet upstream of State Route 13	+866	City of Heath.
	Approximately 400 feet downstream of 30th Street	+844	
Heath Lateral D	Approximately 6,336 feet upstream of State Route 79	+876	Licking County (Unincorporated Areas).
	Just upstream of Irving Wick Drive East	+908	
Heath Lateral E	Approximately 1,890 feet upstream of Irving Wick Drive East ...	+936	City of Heath.
	Just downstream of State Route 79	+862	
Heath Lateral EA	Approximately 1,250 feet downstream of Conrail Railroad	+894	City of Heath.
	Approximately at confluence with Heath Lateral E	+885	
Heath Lateral F	Approximately 3,600 feet upstream of confluence with Heath Lateral E.	+891	City of Heath.
	Approximately 320 feet downstream of confluence with Heath Lateral FA.	+877	
Heath Lateral FA	Approximately 1,140 feet upstream of confluence with Heath Lateral FA.	+886	City of Heath.
	Approximately 60 feet upstream of confluence with Heath Lateral F.	+878	
Hebron Tributary	Approximately 2,380 feet upstream of confluence with Heath Lateral F.	+895	Licking County (Unincorporated Areas).
	Approximately 900 feet downstream of State Route 79	+877	
Kiber Run	Just downstream of Cumberland Street	+888	Village of Hebron.
	Approximately 5,100 feet downstream of Mink Street	+1,047	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Muddy Fork	Approximately 3,500 feet upstream of Mink Street	+1,073	Village of Johnstown.
	Approximately 1,450 feet downstream of State Route 310	+980	Licking County (Unincorporated Areas).
North Fork Licking River	Approximately 1,800 feet upstream of Columbia Road	+1,024	City of Pataskala.
	Approximately 1,400 feet upstream of Mt. Vernon Road	+890	Village of St. Louisville.
Raccoon Creek	Approximately 0.6 miles upstream of Mt. Vernon Road	+897	
	Approximately 1,600 feet downstream of CSX Railroad	+818	Licking County (Unincorporated Areas).
	Approximately of 1,100 feet upstream of State Route 37	+1,080	City of Newark, Village of Johnstown, Village of Alexandria, Village of Granville.
Ramp Creek	Approximately 850 feet downstream of Liberty Drive	+849	Licking County (Unincorporated Areas).
Rocky Fork (Backwater from Licking River).	Approximately 100 feet downstream of Thornwood Drive	+884	City of Heath.
	Approximately 200 feet upstream of Bridge Street	+792	Village of Hanover.
Sharon Valley Run	Approximately 200 feet upstream of State Route 16	+792	
	Approximately at Country Club Road	+876	Licking County (Unincorporated Areas).
South Fork Licking River	Approximately 300 feet downstream of Jones Road.	+940	City of Newark.
	Downstream side of State Route 13	+816	Licking County (Unincorporated Areas).
	Approximately 2,600 feet upstream of Mink Street Road	+1,095	City of Heath, City of Hebron, City of Newark, City of Pataskala.
South Fork Licking River	Approximately 0.7 miles upstream of Gale Road	+918	Village of Kirkersville.
	Approximately 1.0 miles downstream of York Road	+931	

Depth in feet above ground.

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

ADDRESSES**Licking County (Unincorporated Areas)**

Maps available for inspection at Licking County Administration Office, 20 South Second Street, Newark, Ohio 43055.

Village of Alexandria

Maps available for inspection at Village of Alexandria, 116 Granville Street, Alexandria, Ohio 43001.

Village of Buckeye Lake

Maps available for inspection at Buckeye Lake Village Office, 5192 Walnut Road, Buckeye Lake, Ohio 43008.

Village of Granville

Maps available for inspection at Jerry Turner/Bird and Bull Engineers & Surveyors, 2875 Dublin Granville Road, Columbus, Ohio 43235.

Village of Hanover

Maps available for inspection at Hanover Village Hall, 200 New Home Drive NE, Hanover, Ohio 43055.

Village of Hartford

Maps available for inspection at Hartford Village Town Hall, 2 North High Street, Croton, Ohio 43013.

City of Heath

Maps available for inspection at Heath Municipal Building, 1287 Hebron Road, Heath, Ohio 43056.

Village of Hebron

Maps available for inspection at Village of Hebron Zoning Department, Attention: Theresa Ours, 116 W. Main Street, Hebron, Ohio 43025.

Village of Johnstown

Maps available for inspection at Village of Johnstown, 599 South Main Street, Johnstown, Ohio 43031.

Village of Kirkersville

Maps available for inspection at Kirkersville Village Hall, 135 N 5th Street, Kirkersville, Ohio 43033.

City of Newark

Maps available for inspection at City of Newark Division of Engineering, 40 West Main Street, Newark, Ohio 43055.

City of Pataskala

Maps available for inspection at City of Pataskala Administration Office, 196 East Broad Street, Pataskala, Ohio 43062.

City of Reynoldsburg

Maps available for inspection at City of Reynoldsburg Municipal Building, 7232 East Main Street, Reynoldsburg, Ohio 43068.

Village of St Louisville

Maps available for inspection at Village of St. Louisville, 257 South Sugar Street, St. Louisville, Ohio 43071.

Village of Utica

Maps available for inspection at Village Administration Office, 39 Spring Street, Utica, Ohio 43080.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Warren County, Kentucky and Incorporated Areas Docket No.: FEMA-B-7463			
Sinkhole No. 2	At Media Drive	+464	City of Bowling Green.
Sinkhole No. 3	At Holly and Catherine Drives	+465	City of Bowling Green.
Sinkhole No. 4A	At Holly and Catherine Drives	+461	City of Bowling Green.
Sinkhole No. 4B	At Holly and Catherine Drives	+440	City of Bowling Green.
Sinkhole No. 7	At Boxwood Drive	+541	City of Bowling Green and Warren County (Unincor- porated Areas).
Sinkhole No. 7A	At Boxwood Drive	+541	Warren County (Unincorporated Areas).
Sinkhole No. 14	At Wellington Way	+482	City of Bowling Green.
Sinkhole No. 21	At Canton Avenue	+523	City of Bowling Green.
Sinkhole No. 22	At Andrea Street	+529	City of Bowling Green.
Sinkhole No. 25A	At Pascoe Boulevard	+531	City of Bowling Green.
Sinkhole No. 33	At Rich Pond	+568	Warren County (Unincorporated Areas).
Sinkhole No. 39A	At Bogle Lane	+488	City of Bowling Green.
Sinkhole No. 39B	At Bogle Lane	+485	City of Bowling Green.

Depth in feet above ground.

* National Geodetic Vertical Datum.

+ National American Vertical Datum.

ADDRESSES

Maps are available for inspection at City-County Planning Commission of Warren County, 1141 State Street, Bowling Green, Kentucky.

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

Dated: November 7, 2006.

David I. Maurstad,*Director, Mitigation Division, Federal
Emergency Management Agency, Department
of Homeland Security.*

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