

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: June 18, 2007.

**David I. Maurstad,**

*Federal Insurance Administrator of the National Flood Insurance Program, Department of Homeland Security, Federal Emergency Management Agency.*

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**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket No. FEMA-B-7718]

**Proposed Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed Base (1% annual chance) Flood Elevations (BFEs) and proposed BFEs modifications for the communities listed below. The 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:** William R. Blanton, Jr., Engineering Management Section, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (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. An environmental impact assessment has not 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 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 proposed rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This proposed 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 [Amended]**

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

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
<b>Cabarrus County, North Carolina and Incorporated Areas</b>				
Adams Creek .....	Approximately 150 feet upstream of NC 73 .....	None	+630	Cabarrus County (Unincorporated Areas).
	Approximately 1,460 feet upstream of NC 73 Highway E.	None	+630	
Afton Run .....	Approximately 50 feet upstream of Dogwood Boulevard.	None	+665	City of Kannapolis.
	Approximately 1.5 miles upstream of Dogwood Boulevard.	None	+710	
Anderson Creek .....	Approximately 50 feet upstream of Bethel Church Road (State Road 1125).	None	+566	Cabarrus County (Unincorporated Areas).
	Approximately 900 feet upstream of Sam Black Road (State Road 1127).	None	+613	
Tributary 1 .....	At the confluence with Anderson Creek .....	None	+575	Cabarrus County (Unincorporated Areas).
	At Sam Black Road (State Road 1127) .....	None	+611	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Caldwell Creek Tributary .....	Approximately 1,125 feet upstream of the confluence with Caldwell Creek.	+592	+593	Cabarrus County (Unincorporated Areas).
	Approximately 1,700 feet upstream of Pioneer Mill Road (State Road 1134).	None	+669	
Chambers Branch .....	Approximately 110 feet upstream of U.S. Highway 29	None	+702	City of Kannapolis.
	Approximately 1,180 feet upstream of East 1st Street	None	+718	
Clear Creek .....	At the confluence with Rocky River .....	+474	+469	Cabarrus County (Unincorporated Areas), Town of Midland.
	Approximately 1.6 miles upstream of Ben Black Road (State Road 1118).	None	+535	
Coddle Creek .....	Approximately 150 feet downstream of Coddle Creek Dam.	+621	+620	Cabarrus County (Unincorporated Areas).
Tributary 1 .....	At the Rowan/Cabarrus/Iredell County boundary .....	+676	+674	
	Approximately 500 feet upstream of the confluence with Coddle Creek.	None	+543	Cabarrus County (Unincorporated Areas), City of Concord.
	Approximately 1,800 feet upstream of Rocky River Road (State Road 1139).	None	+555	
Tributary 2 .....	Approximately 950 feet upstream of the confluence with Coddle Creek.	None	+543	Cabarrus County (Unincorporated Areas).
	Approximately 1,300 feet upstream of Chapel Creek Road Southwest.	None	+551	
Tributary 3 .....	Approximately 200 feet upstream of the confluence with Coddle Creek.	None	+569	City of Concord.
	Approximately 1.0 mile upstream of Roberta Church Road.	None	+598	
Cold Water Creek .....	At the confluence of Little Cold Water Creek .....	None	+550	Cabarrus County (Unincorporated Areas).
	Approximately 0.5 mile upstream of Moose Road .....	None	+653	
Common Ford Branch .....	Approximately 0.4 mile upstream of Penninger Road (State Road 2113).	None	+618	City of Concord, City of Kannapolis.
	Approximately 1.5 miles upstream of Penninger Road (State Road 2113).	None	+682	
Dutch Buffalo Creek .....	Approximately 150 feet upstream of NC 73 .....	None	+524	Cabarrus County (Unincorporated Areas).
	Approximately 1,120 feet upstream of Sapp Road (State Road 2402).	None	+684	
Tributary 1 .....	At the confluence with Dutch Buffalo Creek .....	None	+674	Unincorporated Areas of Cabarrus County.
	Approximately 0.7 mile upstream of Pless Road (State Road 2432).	None	+688	
Horton Branch .....	Approximately 80 feet upstream of Bethel Church Road (State Road 1125).	None	+575	Cabarrus County (Unincorporated Areas).
	Approximately 0.6 mile upstream of Sam Black Road (State Road 1127).	None	+632	
Irish Buffalo Creek .....	Approximately 600 feet upstream of Cannon Farm Road.	+732	+733	City of Kannapolis.
	Approximately 0.8 mile upstream of Cannon Farm Road.	+740	+743	
Tributary 1 .....	Approximately 350 feet upstream of the confluence with Irish Buffalo Creek.	None	+611	City of Concord.
	Approximately 910 feet upstream of Hanover Drive Northwest.	None	+639	
Tributary 2 .....	Approximately 1,200 feet upstream of the confluence with Irish Buffalo Creek.	None	+624	City of Concord, City of Kannapolis.
	Approximately 1,950 feet upstream of Orphanage Road.	None	+645	
Tributary 3 .....	Approximately 750 feet upstream of the confluence with Irish Buffalo Creek.	None	+671	City of Kannapolis.
	Approximately 500 feet upstream of Mooresville Road	None	+704	
Tributary 4 .....	Approximately 1,250 feet upstream of the confluence with Irish Buffalo Creek.	None	+735	City of Kannapolis.
	Approximately 0.7 mile upstream of the confluence with Irish Buffalo Creek.	None	+745	
Tributary 5 .....	Approximately 1,350 feet upstream of the confluence with Irish Buffalo Creek.	+732	+735	City of Kannapolis.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
	Approximately 0.7 mile upstream of the confluence with Irish Buffalo Creek.	None	+750	
Jones Branch .....	Approximately 500 feet upstream of the confluence with Rocky River.	None	+530	Cabarrus County (Unincorporated Areas).
	Approximately 1,690 feet upstream of Falcon Drive (State Road 1269).	None	+595	
Lick Branch .....	At the confluence with Dutch Buffalo Creek .....	None	+666	Cabarrus County (Unincorporated Areas).
	Approximately 1,160 feet upstream of Sapp Road (State Road 2402).	None	+740	
Little Buffalo Creek .....	At the confluence with Dutch Buffalo Creek .....	None	+531	Cabarrus County (Unincorporated Areas).
	Approximately 1.9 miles upstream of Drye Road (State Road 2443).	None	+593	
Little Meadow Creek .....	Approximately 100 feet upstream of Reed Mine Road (State Road 1100).	None	+501	Cabarrus County (Unincorporated Areas).
	Approximately 330 feet upstream of County Line Road (State Road 2623).	None	+607	
Mallard Creek .....	Approximately 2,250 feet upstream of Morehead Road.	+569	+570	Cabarrus County (Unincorporated Areas).
	At the Cabarrus/Mecklenberg County boundary .....	+573	+576	
Tributary 1 .....	Approximately 850 feet upstream of the confluence with Mallard Creek.	None	+571	Town of Harrisburg.
	At the Cabarrus/Mecklenberg County boundary .....	None	+590	Town of Harrisburg.
Tributary 1A .....	Approximately 350 feet upstream of the confluence with Mallard Creek Tributary 1.	None	+571	
	Approximately 1.0 mile upstream of the confluence with Mallard Creek Tributary 1.	None	+643	Town of Harrisburg.
Tributary 1B .....	At the confluence with Mallard Creek Tributary 1 .....	None	+586	
	Approximately 1,650 feet upstream of the confluence with Mallard Creek Tributary 1.	None	+623	City of Concord, Town of Harrisburg.
Tributary 2 .....	At the confluence with Mallard Creek Tributary 1 .....	+570	+573	
	Approximately 1,290 feet upstream of Hudspeth Road (State Road 1302).	None	+634	Cabarrus County (Unincorporated Areas).
Meadow Creek .....	Approximately 1,500 feet downstream of Reed Mine Road (State Road 1100).	None	+495	
	Approximately 0.9 mile upstream of Reed Mine Road (State Road 1100).	None	+500	Cabarrus County (Unincorporated Areas), City of Kannapolis.
Mill Creek .....	At the confluence with Coddle Creek .....	+622	+650	
	Approximately 100 feet upstream of the Cabarrus/Rowan County boundary.	None	+715	Cabarrus County (Unincorporated Areas), City of Kannapolis.
Miller Branch .....	Approximately 250 feet upstream of the confluence with Irish Buffalo Creek.	None	+656	
	Approximately 0.9 mile upstream of Mooresville Road	None	+767	Town of Harrisburg.
Morris Branch .....	Approximately 660 feet upstream of the confluence with Rocky River.	+567	+566	
	Approximately 1,280 feet upstream of Rocky River Crossing Road.	+598	+602	Cabarrus County (Unincorporated Areas), Town of Midland.
Muddy Creek .....	At the confluence with Rocky River .....	+479	+478	
	At the confluence of Muddy Creek Tributary 1 .....	None	+492	Cabarrus County (Unincorporated Areas) Town of Midland.
Tributary 1 .....	At the confluence with Muddy Creek .....	None	+492	
	Approximately 150 feet upstream of NC 24-27 Highway E.	None	+525	City of Kannapolis.
Overcash Branch .....	Approximately 1,000 feet upstream of the confluence with Irish Buffalo Creek.	None	+664	
	Approximately 740 feet upstream of Quail Woods Court.	None	+697	Cabarrus County (Unincorporated Areas).
Park Creek .....	At the confluence with Coddle Creek .....	+648	+652	
	At the Cabarrus/Rowan County boundary .....	None	+679	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Patterson Branch Tributary ...	Approximately 75 feet upstream of the confluence with Patterson Branch. Approximately 1,800 feet upstream of Beaumont Avenue.	+702 None	+703 +747	City of Kannapolis.
Ridenhour Branch .....	At the downstream side of Colfax Drive Southeast (State Road 2513). Approximately 0.5 mile upstream of the confluence with Ridenhour Branch Tributary.	None None	+552 +628	Cabarrus County (Unincorporated Areas), City of Concord.
Ridenhour Branch Tributary ..	At the confluence with Ridenhour Branch .....	None	+599	Cabarrus County (Unincorporated Areas), City of Concord.
Rocky River .....	Approximately 1.2 miles upstream of Lake Lynn Road (State Road 2640). At the Union/Stanly/Cabarrus County boundary .....	None +474	+671 +469	Cabarrus County (Unincorporated Areas). City of Concord, City of Kannapolis, Town of Harrisburg, Town of Midland.
Tributary 11 .....	At the Cabarrus/Mecklenberg/Iredell County boundary .....	None	+687	City of Concord, City of Kannapolis, Town of Harrisburg, Town of Midland.
	Tributary 11 .....	None	+508	Cabarrus County (Unincorporated Areas).
Rogers Lake Branch .....	Approximately 200 feet downstream of NC 200 .....	None	+555	
	Approximately 0.7 mile upstream of NC 200 .....	None	+715	City of Kannapolis.
	Approximately 100 feet upstream of Rogers Lake Road.	None		
Royal Oaks Branch .....	Approximately 190 feet upstream of Richard Avenue Approximately 350 feet upstream of the confluence with Cold Water Creek.	None None	+742 +582	Cabarrus County (Unincorporated Areas), City of Concord.
	Approximately 650 feet upstream of Lake Concord Road.	None	+660	City of Kannapolis.
Shamrock Branch .....	Approximately 75 feet downstream of Wilson Street ... Approximately 1,050 feet upstream of Shamrock Street Northeast.	None None	+595 +644	City of Concord.
Stricker Branch .....	Approximately 750 feet upstream of the confluence with Irish Buffalo Creek.	None	+597	City of Concord.
Threemile Branch .....	Approximately 180 feet upstream of NC 73 .....	None	+636	
	At the confluence with Cold Water Creek .....	None	+558	City of Concord, City of Kannapolis.
Water Creek .....	Approximately 370 feet upstream of Plymouth Street Approximately 500 feet upstream of the confluence with Little Cold Water Creek.	None None	+751 +586	Cabarrus County (Unincorporated Areas).
	Approximately 0.7 mile upstream of Gold Hill Road (State Road 2408).	None	+625	
Yow Branch .....	Approximately 80 feet upstream of NC 200 .....	None	+507	Cabarrus County (Unincorporated Areas), Town of Mount Pleasant.
	Approximately 1,130 feet upstream of NC 200 Highway.	None	+507	

\* National Geodetic Vertical Datum.  
# Depth in feet above ground.  
+ North American Vertical Datum.

**ADDRESSES**

**City of Concord**

Maps are available for inspection at City of Concord GIS Division, 66 Union Street South, Concord, North Carolina.  
Send comments to The Honorable J. Scott Padgett, Mayor of the City of Concord, P.O. Box 308, Concord, North Carolina 28026.

**City of Kannapolis**

Maps are available for inspection at Kannapolis City Hall, 246 Oak Avenue, Kannapolis, North Carolina.  
Send comments to The Honorable Bob Misenheimer, Mayor of the City of Kannapolis, 246 Oak Avenue, Kannapolis, North Carolina 28081.

**Town of Harrisburg**

Maps are available for inspection at Harrisburg Town Hall, 4100 Main Street, Suite 101, Harrisburg, North Carolina.  
Send comments to The Honorable Tim Hagler, Mayor of the Town of Harrisburg, P.O. Box 100, Harrisburg, North Carolina 28075.

**Town of Midland**

Maps are available for inspection at Midland Town Hall, 4293B Highway 24-27 East, Midland, North Carolina.  
Send comments to The Honorable John Crump, Mayor of the Town of Midland, 4293B Highway 24-27 East, Midland, North Carolina 28107.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	

**Town of Mount Pleasant**

Maps are available for inspection at Mount Pleasant Town Hall, 8590 Park Drive, Mount Pleasant, North Carolina.

Send comments to The Honorable Troy Barnhardt, Mayor of the Town of Mount Pleasant, P.O. Box 787, Mount Pleasant, North Carolina 28124.

**Cabarrus County (Unincorporated Areas)**

Maps are available for inspection at Cabarrus County Planning Services Department, 65 Church Street Southeast, Concord, North Carolina.

Send comments to Mr. John D. Day, Cabarrus County Manager, 65 Church Street Southeast, Concord, North Carolina 28025.

**Henderson County, North Carolina and Incorporated Areas**

Allen Branch .....	At the confluence with Clear Creek .....	None	+2,081	Henderson County (Unincorporated Areas), City of Hendersonville.
	Approximately 200 feet upstream of Luther Capell Lane.	None	+2,183	
Bat Fork Creek .....	At the confluence with Mud Creek .....	+2,084	+2,082	Henderson County (Unincorporated Areas), City of Hendersonville.
	Approximately 200 feet upstream of U.S. 176 .....	None	+2,159	
Battle Creek .....	At the downstream side of U.S. 64 .....	None	+2,069	Henderson County (Unincorporated Areas).
	Approximately 0.4 mile upstream of Battle Creek Road (State Road 1211).	None	+2,082	
Big Willow Creek .....	Approximately 0.4 mile upstream of the confluence with French Broad River.	None	+2,081	Henderson County (Unincorporated Areas).
	At the confluence of South Fork Big Willow Creek and North Fork Big Willow Creek.	None	+2,081	
Tributary 1 .....	Approximately 1,200 feet upstream of the confluence with Big Willow Creek.	+2,081	+2,104	Henderson County (Unincorporated Areas).
	Approximately 40 feet upstream of Lakeshore Drive ...	+2,081	+2,109	
Boylston Creek .....	Approximately 50 feet downstream of Banner Farm Road.	+2,173	+2,172	Town of Mills River.
	Approximately 230 feet upstream of Turkey Pen Gap Road.	None	+2,190	
Tributary 7 .....	At the confluence with Boylston Creek .....	None	+2,103	Henderson County (Unincorporated Areas), Town of Mills River.
	Approximately 1,090 feet upstream of Cross Creek Court.	None	+2,128	
Britton Creek .....	At the confluence with Mud Creek .....	+2,082	+2,081	Henderson County (Unincorporated Areas), City of Hendersonville.
	Approximately 90 feet upstream of Mistletoe Trail .....	None	+2,284	
Tributary 2 .....	At the confluence with Britton Creek .....	+2,083	+2,082	Henderson County (Unincorporated Areas), City of Hendersonville.
	Approximately 150 feet upstream of Stonebrook Drive (State Road 2050).	None	+2,154	
Broad River .....	At the Henderson/Rutherford County boundary .....	None	+1,411	Henderson County (Unincorporated Areas).
	At the Buncombe/Henderson County boundary .....	None	+1,719	
Cane Creek .....	Approximately 100 feet upstream of I-26 .....	+2,061	+2,062	Henderson County (Unincorporated Areas). Town of Fletcher.
	Approximately 350 feet downstream of the confluence with Robinson Creek.	+2,095	+2,094	
Clear Creek .....	At the confluence with Mud Creek .....	+2,079	+2,078	Henderson County (Unincorporated Areas).
	Approximately 1.0 mile upstream of Apple Valley Road (State Road 1572).	None	+2,171	
Devils Fork .....	At the confluence with Bat Fork Creek .....	+2,086	+2,083	Henderson County (Unincorporated Areas), City of Hendersonville.
	At Old Dana Road (State Road 1738) .....	+2,136	+2,135	
Dunn Creek .....	At the confluence with Bat Fork Creek .....	None	+2,099	Henderson County (Unincorporated Areas), City of Hendersonville.
	Approximately 570 feet upstream of Howard Gap Road (State Road 1006).	None	+2,144	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
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Featherstone Creek .....	At the confluence with Mud Creek .....	+2,071	+2,069	Henderson County (Unincorporated Areas).
	Approximately 240 feet upstream of Locust Grove Road (State Road 1528).	None	+2,253	
Finley Creek .....	At the confluence with Perry Creek and Shepherd Creek.	None	+2,131	Henderson County (Unincorporated Areas).
	Approximately 1,980 feet upstream of Old Kanuga Road (State Road 1138).	None	+2,146	
Gash Creek .....	Approximately 400 feet downstream of Etowah School Road (State Road 1205).	None	+2,081	Henderson County (Unincorporated Areas).
Green River .....	Approximately 1,250 feet upstream of U.S. 64 .....	None	+2,101	Henderson County (Unincorporated Areas).
	At the Henderson/Polk County boundary .....	None	+1,442	
	Approximately 300 feet upstream of Bear Paw Ridge Road.	None	+2,166	
Henderson Creek .....	At the confluence with Clear Creek .....	None	+2,118	Henderson County (Unincorporated Areas).
	Approximately 1,240 feet upstream of Pace Road (State Road 1762).	None	+2,146	
Hickory Creek (near Gerton)	At the confluence with Broad River .....	None	+1,483	Henderson County (Unincorporated Areas).
	Approximately 320 feet upstream of Boulder Lane .....	None	+3,652	Town of Fletcher.
Higgins Branch .....	At the confluence with Kimsey Creek .....	None	+2,062	
	Approximately 1,820 feet upstream of Birkshire Way ..	None	+2,178	
Hoopers Creek .....	At the confluence with Cane Creek .....	+2,075	+2,074	Henderson County (Unincorporated Areas), Town of Fletcher.
	Approximately 30 feet downstream of Lindsey Loop Road (State Road 1571).	None	+2,181	
Kimsey Creek .....	Approximately 50 feet upstream of U.S. 74 .....	+2,061	+2,062	Henderson County (Unincorporated Areas), Town of Fletcher.
	Approximately 1,880 feet upstream of Kimzey Creek Drive.	None	+2,155	
King Creek .....	At the confluence with Bat Fork Creek .....	None	+2,084	Henderson County (Unincorporated Areas), City of Hendersonville, Village of Flat Rock.
	Approximately 0.5 mile upstream of West Blue Ridge Road (State Road 1812).	None	+2,178	
Tributary 3 .....	At the confluence with King Creek .....	None	+2,099	Henderson County (Unincorporated Areas), City of Hendersonville, Village of Flat Rock.
	Approximately 210 feet upstream of Rutledge Drive (State Road 1166).	None	+2,171	
Kyles Creek .....	At the confluence with Clear Creek .....	None	+2,118	Henderson County (Unincorporated Areas).
	Approximately 140 feet downstream of Terrys Gap Road (State Road 1565).	None	+2,187	
Lanning Mill Creek .....	At the confluence with Kyles Creek .....	None	+2,176	Henderson County (Unincorporated Areas).
	Approximately 800 feet upstream of the confluence with Kyles Creek.	None	+2,187	
Lewis Creek .....	At the confluence with Clear Creek .....	None	+2,126	Henderson County (Unincorporated Areas).
	Approximately 80 feet downstream of Pilot Mountain Road (State Road 1783).	None	+2,169	
Little Willow Creek .....	At Pleasant Grove Road (State Road 1191) .....	None	+2,083	Henderson County (Unincorporated Areas).
	Approximately 1.6 miles upstream of the confluence with French Broad River.	None	+2,113	
Mill Pond Creek .....	Approximately 175 feet upstream of Hysong Lane .....	+2,076	+2,075	Henderson County (Unincorporated Areas).
	Approximately 0.4 mile upstream of Mountain Road (State Road 1381).	None	+2,202	
Mills River .....	Approximately 0.6 mile upstream of Hooper Lane (State Road 1353).	None	+2,063	Town of Mills River.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Mud Creek .....	At the confluence of North Fork Mills River and South Fork Mills River. Approximately 1.4 miles upstream of the confluence with French Broad River.	None +2,063	+2,119 +2,062	Henderson County (Unincorporated Areas), City of Hendersonville.
North Fork Big Willow Creek	Approximately 300 feet upstream of Walnut Cove Road (State Road 1125). At the confluence with Big Willow Creek .....	None None	+2,161 +2,081	Town of Fletcher, Village of Flat Rock. Henderson County (Unincorporated Areas).
North Fork Mills River .....	Approximately 0.5 mile upstream of the confluence with Big Willow Creek. At the confluence with Mills River .....	None None	+2,099 +2,119	Henderson County (Unincorporated Areas).
Perry Creek .....	Approximately 1.3 miles upstream of Rush Branch Road. At the confluence with Shepherd Creek .....	None None	+2,259 +2,131	Henderson County (Unincorporated Areas).
Piney Branch .....	Approximately 1,530 feet upstream of Price Road (State Road 1137). At the confluence with South Fork Big Willow Creek ..	None None	+2,147 +2,082	Henderson County (Unincorporated Areas).
Reedypatch Creek .....	Approximately 0.8 mile upstream of Big Willow Road (State Road 1191). At the confluence with Broad River .....	None None	+2,218 +1,461	Henderson County (Unincorporated Areas).
Rock Creek (into Green River).	Approximately 540 feet upstream of Bald Rock Road (State Road 1710). At the confluence with Green River .....	None None	+2,176 +2,067	Henderson County (Unincorporated Areas). Henderson County (Unincorporated Areas).
Shaw Creek .....	Approximately 0.5 mile upstream of Green River Road (State Road 1106). At the downstream side of U.S. 64 .....	None None	+2,103 +2,069	Henderson County (Unincorporated Areas).
Shephard Creek .....	Approximately 1,400 feet upstream of Turley Falls Road (State Road 1215). At South Lakeside Drive (State Road 1148) .....	None None	+2,122 +2,126	Henderson County (Unincorporated Areas).
South Fork Big Willow Creek	At the confluence of Perry Creek and Finley Creek .... At the confluence with Big Willow Creek .....	None None	+2,131 +2,081	Henderson County (Unincorporated Areas).
South Fork Mills River .....	Approximately 1,810 feet upstream of Patterson Road (State Road 1194). At the confluence with Mills River .....	None None	+2,103 +2,119	Henderson County (Unincorporated Areas).
South Wash Creek .....	Approximately 3.2 miles upstream of Dalton Road (State Road 1340). At the confluence with Wash Creek .....	None None	+2,258 +2,153	Town of Mills River. Town of Laurel Park.
Tonys Creek .....	Approximately 50 feet downstream of Lake Drive ..... At the confluence with Shepherd Creek .....	None None	+2,217 +2,126	Henderson County (Unincorporated Areas), Town of Laurel Park.
Wash Creek .....	Approximately 0.5 mile upstream of Willow Road (State Road 1171). Approximately 400 feet upstream of the confluence with Mud Creek. Approximately 330 feet upstream of Railroad .....	None +2,090 None	+2,201 +2,091 +2,202	Henderson County (Unincorporated Areas). City of Hendersonville, Town of Laurel Park.
Wolfpen Creek .....	Approximately 500 feet upstream of the confluence with Clear Creek. Approximately 90 feet upstream of Chestnut Gap Road (State Road 1742).	+2,092 None	+2,091 +2,130	Henderson County (Unincorporated Areas). City of Hendersonville.

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.

**ADDRESSES**

**City of Hendersonville**

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	

Maps are available for inspection at Hendersonville City Hall, 145 Fifth Avenue East, Hendersonville, North Carolina. Send comments to The Honorable Greg Newman, Mayor of the City of Hendersonville, P.O. Box 1670, Hendersonville, North Carolina 28793.

**Town of Fletcher**

Maps are available for inspection at Fletcher Town Hall, 4005 Hendersonville Road, Fletcher, North Carolina. Send comments to The Honorable Mark Biberdors, Mayor of the Town of Fletcher, 4005 Hendersonville Road, Fletcher, North Carolina 28732.

**Town of Laurel Park**

Maps are available for inspection at Laurel Park Town Hall, 441 White Pine Drive, Laurel Park, North Carolina. Send comments to The Honorable Henry T. Johnson, Mayor of the Town of Laurel Park, 441 White Pine Drive, Laurel Park, North Carolina 28739.

**Town of Mills River**

Maps are available for inspection at Mills River Town Hall, 5046 Boylston Highway, Suite 3, Mills River, North Carolina. Send comments to The Honorable Roger Snyder, Mayor of the Town of Mills River, 5046 Boylston Highway, Suite 3, Mills River, North Carolina 28759.

**Henderson County (Unincorporated Areas)**

Maps are available for inspection at Henderson County Administration Building, 100 North King Street, Hendersonville, North Carolina. Send comments to Mr. Steve Wyatt, Henderson County Manager, 100 North King Street, Hendersonville, North Carolina 28792.

**Village of Flat Rock**

Maps are available for inspection at Flat Rock Village Hall, 110 Village Center Drive, Flat Rock, North Carolina. Send comments to The Honorable Ray E. Shaw, Jr., Mayor of the Village of Flat Rock, P.O. Box 1288, Flat Rock, North Carolina 28731.

**Clinton County, Pennsylvania, and Incorporated Areas**

Fishing Creek .....	Approximately 550 feet downstream of Peale Avenue	+567	+569	Borough of Mill Hall, Township of Bald Eagle, Township of Lamar, Township of Porter.
	Approximately 4420 feet upstream of Furnace Road (Township Route 323).	+860	+862	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.

**ADDRESSES**

**Borough of Mill Hall**

Maps are available for inspection at Beach Creek Avenue, Mill Hall, PA 17751. Send comments to The Honorable Thomas E. Bettner, Mayor, Mill Hall Borough, 117 North Chestnut Street, Mill Hall, PA 17751.

**Township of Bald Eagle**

Maps are available for inspection at 604 Lusk Run Road, Mill Hall, PA 17751. Send comments to Mr. Christopher Dwyer, Chairman Supervisor, Bald Eagle Township, 604 Lusk Run Road, Mill Hall, PA 17751.

**Township of Lamar**

Maps are available for inspection at 148 Beagle Road, Mill Hall, PA 17751. Send comments to Mr. Michael L. Geyer, Chairman, Lamar Township, 148 Beagle Road, Mill Hall, PA 17751.

**Township of Porter**

Maps are available for inspection at 153 Clintondale Hill Road, Mill Hall, PA 17751. Send comments to Mr. Larry Dotterer, Chairman, Porter Township, P.O. Box 95, Lamar, PA 16848.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: June 18, 2007.

**David I. Maurstad,**

*Federal Insurance Administrator of the National Flood Insurance Program, Federal Emergency Management Agency, Department of Homeland Security.*

[FR Doc. E7-12691 Filed 6-29-07; 8:45 am]

BILLING CODE 9110-12-P

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket No. FEMA-B-7720]

**Proposed Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the

proposed Base (1% annual chance) Flood Elevations (BFEs) and proposed BFEs modifications for the communities listed below. The 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.