

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Approximately 2,000 feet upstream of private drive at the northeastern border of the Town of Cokeville corporate limits	*6,213
Maps are available for inspection at the Town Clerk's Office, 110 Pine Street, Cokeville, Wyoming.	
Lincoln County (Unincorporated Areas) (FEMA Docket No. 7238)	
<i>Smiths Fork:</i>	
Approximately 2,600 feet downstream of Pacific Street	*6,183
Approximately 2,350 feet upstream of U.S. Highway 30N	*6,217
<i>South Fork:</i>	
Approximately 2,100 feet downstream of Union Pacific Railroad	*6,183
Approximately 1,600 feet upstream of U.S. Highway 30N	*6,215
<i>Spring Creek:</i>	
Approximately 2,800 feet upstream of U.S. Highway 30N	*6,218
Approximately 1,000 feet upstream of Union Pacific Railroad	*6,180
Maps are available for inspection at the Lincoln County Planning Office, Beech Street and Topaz Avenue, Kemmerer, Wyoming.	

¹To convert from NAVD to NGVD, subtract 3.5 feet.

²To convert from NAVD to NGVD, subtract 3.6 feet.

³To convert from NAVD to NGVD, subtract 3.7 feet.

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

Dated: May 11, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 98-13733 Filed 5-21-98; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

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 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: Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461.

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.

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)
ALABAMA	
Huntsville (City), Madison County (FEMA Docket Nos. 7199 and 7243)	
<i>Aldridge Creek:</i>	
At confluence with Tennessee River	*576
Downstream side of Drake Avenue	*679
<i>Big Cove Creek:</i>	

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 0.75 mile upstream of confluence with Flint River	*601	At Capshaw Road	*752	Madison County (Unincorporated Areas) (FEMA Docket Nos. 7199 and 7243)		
Downstream side of Dug Hill Road	*654	<i>Limestone Creek:</i> At State Route 20	*573		<i>Aldridge Creek:</i> At confluence with Tennessee River	*576
<i>Bradford Creek:</i> At confluence with Barren Fork Creek	*570	At railroad	*585		Approximately 0.52 mile upstream of railroad bridge ...	*576
At upstream side of I-565	*616	<i>Miller Branch:</i> Approximately 1,000 feet east of intersection of Boeing Circle and Boeing Boulevard	*571		<i>Big Cove Creek:</i> Approximately 0.75 mile upstream of confluence with Flint River	*601
<i>Dry Creek 1:</i> Approximately 800 feet upstream of confluence with Brogman Branch	*666	Approximately 2.04 miles upstream of Wall-Triana Highway	*573		At Dug Hill Road	*654
Approximately 1,400 feet upstream of Mastin Lake Road	*747	<i>Mountain Brook Branch:</i> At confluence with Fagan Creek	*647		<i>Bradford Creek:</i> At confluence with Barren Fork Creek	*570
<i>Dry Creek 2:</i> Approximately 550 feet downstream of Indian Creek Road	*672	Approximately 1,040 feet upstream of Darnell Street ...	*703		Approximately 2,000 feet downstream of Palmer Road	*641
Approximately 1.02 miles upstream of Pulaski Pike	*818	<i>Beaverdam Creek 2:</i> Approximately 500 feet upstream of State Route 20 ..	*570		<i>Brier Fork Flint River:</i> At confluence with Flint River	*672
<i>Tributary 1 to Dry Creek 2:</i> At confluence with Dry Creek 2	*705	At Old Highway 20	*572		Approximately 130 feet upstream of confluence of Unnamed Tributary to Brier Fork Flint River	*742
Approximately 2,100 feet upstream of Rideout Road ...	*746	<i>Betts Spring Branch:</i> At confluence with Barren Fork Creek	*570		Unnamed Tributary to Brier Fork Flint River:	
<i>Tributary 2 to Dry Creek 2:</i> At Nick Fitchard Road	*736	At Lady Ann Lake Dam	*577		At confluence with Brier Fork Flint River	*742
Approximately 0.6 mile downstream of Garner Road	*769	<i>Chase Creek:</i> At confluence with Flint River	*660		At upstream crossing of U.S. Route 431	*790
<i>Tributary 3 to Dry Creek 2:</i> Backwater area surrounding intersection of Nick Fitchard Road and Bob Wade Lane	*764	Approximately 0.5 mile upstream of Old Gurley Road	*732		<i>Chase Creek:</i> At confluence with Flint River	*660
Approximately 1.4 miles upstream of Bob Wade Lane	*780	<i>Flint River:</i> Approximately 300 feet downstream of confluence of Chase Creek	*660		Approximately 650 feet upstream of Old Gurley Road	*721
<i>Tributary 4 to Dry Creek 2:</i> At confluence with Dry Creek 2	*770	Approximately 1.8 miles upstream of confluence of Chase Creek	*665		<i>Beaverdam Creek 1:</i> At confluence with Brier Fork Flint River	*701
Approximately 2,000 feet upstream of Pulaski Pike	*789	<i>Lady Ann Lake:</i> Shoreline within community ..	*577		At Mount Lebanon Road	*755
<i>Fagan Creek:</i> At confluence with Huntsville Spring Branch	*610	<i>Peevey Creek:</i> Approximately 0.6 mile upstream of confluence with Robinson Mill Creek	*607		<i>Dry Creek 2:</i> At confluence with Indian Creek	*672
Approximately 0.65 mile upstream of Tel-Fair Drive ...	*715	Approximately 100 feet upstream of Little Cove Road	*628		Approximately 300 feet downstream of Indian Creek Road	*673
<i>Indian Creek:</i> At State Route 20	*613	<i>Piney Creek:</i> At Joe Wheeler Highway	*564		Approximately 1,100 feet upstream of confluence of Tributary 4 to Dry Creek 2	*773
Approximately 0.7 mile upstream of confluence of Tributary 2 to Indian Creek	*685	At Roberts Road	*572		<i>Tributary 1 to Dry Creek 2:</i> At confluence with Dry Creek 2	*705
<i>Tributary 1 to Indian Creek:</i> Approximately 750 feet upstream of confluence with Indian Creek	*618	<i>Tennessee River:</i> Approximately 0.6 mile upstream of confluence of Unnamed Tributary to Tennessee River	*575		Approximately 2,300 feet upstream of Rideout Road ...	*749
Approximately 50 feet upstream of railroad	*634	Approximately 2.5 miles downstream of confluence of Flint River	*577		<i>Tributary 2 to Dry Creek 2:</i> At confluence of Dry Creek ...	*726
<i>Tributary 2 to Indian Creek:</i> At confluence with Indian Creek	*673	<i>Withers Spring Branch:</i> Approximately 1,200 feet downstream of Airport Road	*567		At Rideout Road	*732
Approximately 1,000 feet upstream of confluence with Indian Creek	*675	Approximately 0.48 mile upstream of Old Highway 20	*661		Approximately 20 feet downstream of Garner Road	*782
<i>Tributary 3 to Indian Creek:</i> Approximately 250 feet downstream of Jeff Road ..	*715	<i>McDonald Creek:</i> Approximately 0.5 mile upstream of Patton Road	*603		<i>Tributary 3 to Dry Creek 2:</i> At confluence with Dry Creek 2	*759
Approximately 500 feet downstream of U.S. Route 72	*756	Approximately 1,500 feet downstream of confluence of Unnamed Tributary to McDonald Creek	*620		At downstream side of Bob Wade Lane	*764
<i>Knox Creek:</i> Approximately 3,000 feet downstream of Balch Road	*692	<i>Blue Spring Creek:</i> Upstream side of Leland Drive	*702		<i>Tributary 4 to Dry Creek 2:</i> At confluence with Dry Creek 2	*770
At confluence of Tributary to Knox Creek	*738	Downstream side of Pulaski Pike	*750		Approximately 500 feet upstream of confluence with Dry Creek 2	*773
<i>Tributary to Knox Creek:</i> At confluence with Knox Creek	*738	Maps available for inspection At the Huntsville City Hall, 320 Fountain Circle, Huntsville, Alabama.			<i>Flint River:</i> At confluence with Tennessee River	*578
					Upstream side of Ryland Pike	*646
					Approximately 0.5 mile upstream of Ryland Pike	*647

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)
At confluence of Brier Fork Flint River	*672	At upstream side of Patton Road	*588	KENTUCKY	
<i>Huntsville Spring Branch:</i> Approximately 260 feet downstream of Martin Road	*575	Approximately 1,500 feet downstream of confluence of Unnamed Tributary to McDonald Creek	*620	Elkhorn City (City), Pike County (FEMA Docket No. 7190)	
Approximately 1,000 feet upstream of Martin Road	*575	<i>Tennessee River (backwater area):</i> At a point approximately 1.1 miles southwest of the intersection of Martin Road and U.S. Route 231	*575	<i>Elkhorn Creek:</i> At the confluence with Russell Fork	
<i>Indian Creek:</i> At State Route 20	*613			Approximately 700 feet upstream of Higgins Road	
Upstream side of Old Moravia Road	*701			*786	
<i>Tributary 1 to Indian Creek:</i> At confluence with Indian Creek	*616	Maps available for inspection at the Madison County Engineering Building, 814 Cook Avenue, Huntsville, Alabama.		*800	
Approximately 750 feet upstream of railroad	*639			Maps available for inspection at the Elkhorn City Hall, corner of Patty Lovelace Drive and Carson Island Road, Building 395, Elkhorn City, Kentucky.	
<i>Tributary 2 to Indian Creek:</i> Approximately 1,000 feet upstream of confluence with Indian Creek	*675	New Hope (City), Madison County (FEMA Docket Nos. 7199 and 7243)		Pike County (Unincorporated Areas) (FEMA Docket Nos. 7190 and 7247)	
Approximately 4,075 feet upstream of confluence with Indian Creek	*700	<i>Yellow Bank Creek:</i> At Oak Grove Road	*580	<i>Johns Creek:</i> Approximately 100 feet downstream of State Route 3227	
<i>Tributary 3 to Indian Creek:</i> At confluence with Indian Creek	*699	Approximately 0.57 mile upstream of West Carpenter Road	*592	Approximately 50 feet upstream of Stinking Branch Road	
Approximately 160 feet upstream of U.S. Route 72	*762	<i>Tributary to Yellow Bank Creek:</i> Approximately 600 feet upstream of confluence with Yellow Bank Creek	*581	*839	
<i>Knox Creek:</i> At County Line Road	*680	Approximately 1.180 feet upstream of Maple Road	*588	<i>Long Fork:</i> Approximately 500 feet upstream of the confluence with Shelby Creek	
Approximately 1,500 feet downstream of confluence of Tributary to Knox Creek	*733	Maps available for inspection at the New Hope City Hall, 5415 Main Drive, New Hope, Alabama.		Approximately 0.3 mile upstream of confluence of Sugarcamp Branch	
<i>Mill Creek:</i> Approximately 3,100 feet upstream of Browns Ferry Road	*676			*834	
Approximately 250 feet downstream of Angela Drive	*731	CONNECTICUT		Approximately 750 feet downstream of Higgins Road	
<i>Peevey Creek:</i> Approximately 0.6 mile upstream of confluence of Robinson Mill Creek	*607	Fairfield (Town), Fairfield County (FEMA Docket No. 7247)		Approximately 250 feet upstream of the confluence of Upper Pigeon Branch	
Approximately 0.4 mile upstream of Little Cove Road	*635	<i>Londons Brook:</i> Approximately 430 feet downstream of State Route 59	*107	*1,233	
<i>Tennessee River:</i> At Limestone/Madison County boundary	*567	Approximately 1,100 feet upstream of Casmir Drive	*173	<i>Ashcamp Branch:</i> At the confluence with Elkhorn Creek	
At confluence of Paint Rock River	*579	<i>Londons Brook Divided Flow:</i> At confluence with Londons Brook	*118	*1,062	
<i>Unnamed Tributary to Tennessee River:</i> At confluence with Tennessee River	*575	At Bond Street	*129	<i>Tug Fork:</i> Approximately 0.35 mile upstream of confluence of Turkey Creek	
At Sockwell Drive	*575	Maps available for inspection at the Town of Fairfield Planning and Zoning Department, 725 Old Post Road, Fairfield, Connecticut.		Approximately 0.5 mile upstream of confluence of Sycamore Creek	
<i>Yellow Bank Creek:</i> At confluence with Flint River	*580			*674	
At Oak Grove Road	*580	GEORGIA		<i>Shelby Creek:</i> Approximately 1.14 mile upstream of confluence with Levisa Fork	
<i>Tributary to Knox Creek:</i> Approximately 500 feet upstream of confluence with Knox Creek	*739	Charlton County (Unincorporated Areas) (FEMA Docket No. 7243)		Approximately 0.26 mile upstream of Low Water Crossing	
At upstream side of Wall-Triana Highway	*743	<i>St. Mary's River:</i> Approximately 500 feet downstream of County boundary	*9	*821	
<i>Miller Branch:</i> At Wall-Triana Highway	*571	Approximately 1.0 mile upstream of upstream crossing of State Route 94	*116	Maps available for inspection at the Pike County Courthouse, Judge Executive's Office, 324 Main Street, Pikeville, Kentucky.	
Approximately 2 miles upstream of Wall-Triana Highway	*573			Pikeville (City), Pike County (FEMA Docket Nos. 7190 and 7247)	
<i>Betts Spring Road:</i> At confluence with Barren Fork Creek	*570	Maps available for inspection at the Charlton County Assessor's Office, 100 North 3rd Street, Folkston, Georgia.		<i>Pikeville Pond:</i> Approximately 800 feet upstream of the confluence with Levisa Fork	
Approximately 0.7 mile upstream of James Record Road	*576			Approximately 1,750 feet upstream of Baird Avenue	
<i>McDonald Creek:</i>				*670	
				*686	
				<i>Harolds Branch:</i> At confluence with Pikeville Pond	
				*672	

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)
NEW YORK					
Approximately 290 feet upstream of confluence with Pikeville Pond	*672	Camden (Town), Oneida County (FEMA Docket No. 7243)		Approximately 875 feet upstream of confluence with Catawba River	*849
<i>Ferguson Creek:</i>		<i>Cobb Brook:</i>		Approximately 750 feet upstream of State Route 1700	*849
At confluence with Pikeville Pond	*670	At confluence with West Branch Fish Creek	*472	<i>Dellinger Creek:</i>	
Approximately 0.25 mile upstream of confluence with Pikeville Pond	*670	Approximately 0.82 mile upstream of Shady Lane	*574	At confluence with Elk Shoal Creek	*850
Maps available for inspection at the Building Inspector's Office, 260 Hambley Boulevard, Pikeville, Kentucky.		<i>Mad River:</i>		Approximately 850 feet upstream of confluence with Elk Shoal Creek	*853
MARYLAND					
Caroline County (Unincorporated Areas) (FEMA Docket No. 7243)		At downstream corporate limits	*520	Maps available for inspection at the Catawba County Zoning Office, 100A Southwest Boulevard, Newton, North Carolina.	
<i>Miles Branch:</i>		Approximately 100 feet upstream of River Road	*597		
Downstream corporate limits	*12	<i>West Branch Fish Creek:</i>		Watauga County (Unincorporated Areas) (FEMA Docket No. 7243)	
At Wright Road	*37	Approximately 0.4 mile downstream of Brewer Road	*461	<i>Watauga River:</i>	
Maps available for inspection at the Caroline County Planning Office, 109 Market Street, Caroline County Courthouse, Second Floor, Denton, Maryland.		Approximately 1.12 miles upstream of State Route 13 ..	*526	Approximately 0.75 mile upstream of Breached Dam ..	*2,905
FEDERALSBURG (Town), Caroline and Dorchester Counties (FEMA Docket No. 7243)					
<i>Miles Branch:</i>		Maps available for inspection at the Camden Town Hall, Code Enforcement Office, Second Street, Camden, New York.		Approximately 0.79 mile upstream of Aldridge Road (SR 1594)	*3,240
At Reliance Avenue (State Route 313)	*22	Endicott (Village), Broome County (FEMA Docket No. 7243)		Maps available for inspection at the Watauga County Planning and Inspections Department, County Courthouse, 842 West King Street, Suite 7, Boone, North Carolina.	
Approximately 0.8 mile upstream of Reliance Avenue	*34	<i>Susquehanna River:</i>		PENNSYLVANIA	
Maps available for inspection at the Federalsburg Town Hall, 118 North Main Street, Federalsburg, Maryland.		Approximately 1,500 feet upstream of the confluence of Nanticoke Street	*829	Carroll (Township), Perry County (FEMA Docket No. 7235)	
MINNESOTA					
Chaska (City), Carver County (FEMA Docket No. 7247)		Approximately 600 feet upstream of the Vestal Avenue bridge	*830	<i>Sherman Creek:</i>	
<i>East Creek:</i>		Maps available for inspection at the Endicott Municipal Building, 1009 East Main Street, Endicott, New York.		Approximately 0.43 mile downstream of State Route 34	*442
Approximately 1,875 feet upstream of confluence with Minnesota River	*712	Rome (City), Oneida County (FEMA Docket No. 7243)		Downstream side of Pisgah State Road	*457
Approximately 100 feet upstream of North Valley Road	*775	<i>Wood Creek:</i>		<i>Unnamed Tributary to Sherman Creek:</i>	
<i>Minnesota River:</i>		Approximately 600 feet downstream of Erie Canal Triple Culvert	*414	Confluence with Sherman Creek	*446
At upstream side of Milwaukee Road Railroad	*724	Approximately 100 feet upstream of West Dominick Street	*438	Approximately 350 feet downstream of Private Road	*447
Approximately 1,320 feet upstream of Milwaukee Road Railroad	*724	Maps available for inspection at the City Engineer's Office, Rome City Hall, Liberty Plaza, Rome, New York.		Maps available for inspection at the Office of the Township Secretary, 5235 Spring Road, Shermans Dale, Pennsylvania.	
<i>Old Clay Hole:</i>		NORTH CAROLINA			
Entire shoreline within community	*729	Catawba County (Unincorporated Areas) (FEMA Docket No. 7231)		Avoca (Village), Iowa County (FEMA Docket No. 7243)	
<i>Ponding Areas at Outlet A:</i>		<i>Catawba River (Lake Hickory):</i>		<i>Wisconsin River:</i>	
Entire shoreline within community	*719	At Oxford Dam	*935	At upstream corporate limits	*688
<i>Courthouse Lake:</i>		At confluence of Snow Creek	*935	At downstream corporate limits	*686
Entire shoreline within community	*703	<i>Catawba River (Lookout Shoals Lake):</i>		Maps available for inspection at the Avoca Village Hall, 407 Front Street, Avoca, Wisconsin.	
Maps available for inspection at the City of Chaska Engineer's Office, One City Hall Plaza, Chaska, Minnesota.		At Lookout Shoals Dam	*847	WISCONSIN	
		Approximately 4.3 miles upstream of Lookout Shoals Dam	*849	Boscobel (City), Grant County (FEMA Docket No. 7243)	
		<i>Catawba River (Lake Norman):</i>		<i>Wisconsin River:</i>	
		At downstream county boundary	*761		
		Approximately 0.6 mile downstream of NC 1004	*763		
		<i>Elk Shoal Creek:</i>			

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVD)
Approximately 0.91 mile downstream of U.S. Route 61	*655
Approximately 0.56 mile upstream of U.S. Route 61 ...	*657
<i>Sanders Creek:</i>	
At U.S. Route 61	*657
Approximately 90 feet upstream of upstream corporate limits	*678
Maps available for inspection at the Boscobel City Hall, 1006 Wisconsin Avenue, Boscobel, Wisconsin.	
Iowa County (Unincorporated Areas) (FEMA Docket No. 7227)	
<i>Wisconsin River:</i>	
At downstream county boundary	*680
At upstream county boundary	*731
Maps available for inspection at the Iowa County Zoning Office, 222 North Iowa Street, Dodgeville, Wisconsin.	
Manitowoc County (Unincorporated Areas) (FEMA Docket No. 7243)	
<i>Sheboygan River:</i>	
At county boundary	*845
At corporate limits of Kiel (State Routes 67 and 32) ..	*882
Maps available for inspection at the Manitowoc County Planning & Park Commission, 4319 Expo Drive, Manitowoc, Wisconsin.	
Merrill (City), Lincoln County (FEMA Docket No. 7247)	
<i>Wisconsin River:</i>	
Approximately 1.1 miles downstream of U.S. Route 51	*1,241
Approximately 500 feet upstream of Alexander Dam	*1,276
<i>Prairie River:</i>	
At the confluence with Wisconsin River	*1,252
Approximately 1,480 feet upstream of Third Street	*1,259
<i>Devil Creek:</i>	
At the confluence with Wisconsin River	*1,254
At Heldt Street	*1,266
Maps available for inspection at the City of Merrill Building Inspector/Zoning Administrator's Office, Merrill City Hall, 1004 East First Street, Merrill, Wisconsin.	

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

Dated: May 11, 1998.

Michael J. Armstrong,
Associate Director for Mitigation.

[FR Doc. 98-13732 Filed 5-21-98; 8:45 am]

BILLING CODE 6718-04-P

DEPARTMENT OF DEFENSE

48 CFR Parts 225 and 252

[DFARS Case 97-D321]

Defense Federal Acquisition Regulation Supplement; Waiver of Domestic Source Restrictions

AGENCY: Department of Defense (DoD).

ACTION: Final rule.

SUMMARY: The Director of Defense Procurement has adopted as final, with changes, an interim rule that was published in the **Federal Register** on February 4, 1998. The rule amends the Defense Federal Acquisition Regulation Supplement (DFARS) to implement Section 811 of the National Defense Authorization Act for Fiscal Year 1998. Section 811 limits the authority for waiver of the domestic source restrictions of 10 U.S.C. 2534(a).

EFFECTIVE DATE: May 22, 1998.

FOR FURTHER INFORMATION CONTACT: Ms. Amy Williams, (703) 602-0131.

SUPPLEMENTARY INFORMATION:

A. Background

An interim rule with request for comments was published at 63 FR 5744 on February 4, 1998. The rule amended DFARS Parts 225 and 252 to implement Section 811 of the National Defense Authorization Act for Fiscal Year 1998 (Pub. L. 105-85). Section 811 provides that DoD may exercise the authority of 10 U.S.C. 2534(d), to waive the domestic source restrictions of 10 U.S.C. 2534(a), only if the waiver is made for a particular item and for a particular foreign country. 10 U.S.C. 2534(a) contains domestic source restrictions applicable to procurement of the following items: Buses, chemical weapons antidote, components for naval vessels (including air circuit breakers, anchor and mooring chain, and totally enclosed lifeboats), and ball and roller bearings.

One source submitted comments in response to the interim rule. The comments were considered in the formation of the final rule. The final rule adds guidance to clarify that, for contracts entered into prior to the effective date of a waiver, provided adequate consideration is received to modify the contract, such waiver shall be applied as directed or authorized in the waiver to (1) subcontracts entered into on or after the effective date of the waiver; and (2) options for the procurement of items that are exercised after the effective date of the waiver, if the option prices are adjusted for any reason other than the application of the waiver.

B. Regulatory Flexibility Act

DoD certifies that this final rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because there are no known small business manufacturers of buses, air circuit breakers, or the restricted chemical weapons antidote; the acquisition of anchor and mooring chain, totally enclosed lifeboat survival systems, and noncommercial ball and roller bearings is presently restricted to domestic sources by defense appropriations acts; and the restrictions of 10 U.S.C. 2534(a) do not apply to purchases of commercial items incorporating ball or roller bearings.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply, because this final rule does not impose any information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C 3501, *et seq.*

List of Subjects in 48 CFR Parts 225 and 252

Government procurement.

Michele P. Peterson,
Executive Editor, Defense Acquisition Regulations Council.

Interim Rule Adopted as Final With Changes

Accordingly, the interim rule amending 48 CFR Parts 225 and 252, which was published at 63 FR 5744 on February 4, 1998, is adopted as final with the following changes:

1. The authority citation for 48 CFR Parts 225 and 252 continues to read as follows:

Authority: 41 U.S.C. 421 and 48 CFR Chapter 1.

PART 225—FOREIGN ACQUISITION

2. Section 225.7005 is amended by adding paragraph (a)(4) to read as follows:

225.7005 Waiver of certain restrictions.

* * * * *

(a) * * *

(4) For contracts entered into prior to the effective date of a waiver, provided adequate consideration is received to modify the contract, such waiver shall be applied as directed or authorized in the waiver to—

(i) Subcontracts entered into on or after the effective date of the waiver; and

(ii) Options for the procurement of items that are exercised after the effective date of the waiver, if the option