

Forest System lands for 20 years. This withdrawal will protect twelve constructed huts/lodges that are a part of a chain of overnight ski lodges between Leadville, Aspen, Dillon, and Vail, Colorado. These lands have been and will remain open to such forms of disposition as may by law be made of National Forest System lands and to mineral leasing.

EFFECTIVE DATE: August 29, 1995.

FOR FURTHER INFORMATION CONTACT:

Doris E. Chelius, BLM Colorado State Office, 2850 Youngfield Street, Lakewood, Colorado 80215-7076, 303-239-3706.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. Subject to valid existing rights, the following described National Forest System lands are hereby withdrawn from location and entry under the United States mining laws (30 U.S.C. Ch. 2 (1988)), for protection of constructed ski huts/lodges:

Each parcel of National Forest System land is occupied by a Hut/Lodge of the Tenth Mountain Trail System or the Summit Association System. The geographical position at the center of the Hut/Lodge facility at each site has been determined with a 2-channel, sequencing, code phase Global Positioning System, nonsurvey quality receiver. The position is based on North American Datum-1927 (NAD27). The dimensions and relationship of the boundaries of each parcel to the Hut/Lodge is identical:

Beginning at Corner No. 1, from which the northeast corner of the hut/lodge bears S. 45° W., 212.13 feet.

From Corner No. 1, by metes and bounds, W. 300 feet to corner No. 2; S. 300 feet to corner No. 3; E. 300 feet to corner No. 4; N. 300 feet to corner No. 1, the place of beginning.

Each parcel as described contains approximately 2.07 acres.

Sixth Principal Meridian

White River National Forest

Fowler Hilliard Hut/Lodge; At approximately Latitude 39°29'34.71" N. and Longitude 106°17'21.42" W. Said parcel lies in approximately SW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 25, T. 6 S., R. 80 W., (Unsurveyed).

Jackal Hut/Lodge (aka Schuss Zesiger); At approximately Latitude 39°26'18.10" N. and Longitude 106°16'37.11" W. Said parcel lies in approximately S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13, T. 7 S., R. 80 W., (Unsurveyed).

Gates Hut/Lodge; At approximately Latitude 39°23'59.8" N. and Longitude 106°38'54.1" W. Said parcel lies in approximately SE $\frac{1}{4}$ NW $\frac{1}{4}$ of section 34 T. 7 S., R. 83 W., (Unsurveyed).

Estin Hut/Lodge; At approximately Latitude 39°27'54.3" N. and Longitude 106°38'56.0" W. Said parcel lies in approximately NE $\frac{1}{4}$ of section 3, T. 7 S., R. 83 W., (Unsurveyed).

Betty Bear Hut/Lodge; At approximately Latitude 39°15'22.18" N. and Longitude 106°31'22.34" W. Said parcel lies in approximately NE $\frac{1}{4}$ NW $\frac{1}{4}$ of section 23, T. 9 S., R. 82 W., (Unsurveyed).

Margy's Hut/Lodge; At approximately Latitude 39°16'31.198" N. and Longitude 106°42'46.214" W. Said parcel lies in approximately SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 12, T. 9 S., R. 84 W., (Unsurveyed).

McNamara Hut/Lodge; At approximately Latitude 39°13'59.10" N. and Longitude 106°44'17.57" W. Said parcel lies in approximately SW $\frac{1}{4}$ SE $\frac{1}{4}$ of section 26, T. 9 S., R. 84 W., (Unsurveyed).

San Isabel National Forest

10th Mountain Division Hut/Lodge; At approximately Latitude 39°22'08.53" N. and Longitude 106°23'10.84" W. Said parcel lies in approximately NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 12, T. 8 S., R. 81 W., (Unsurveyed).

Uncle Bud's Hut/Lodge; At approximately Latitude 39°18'05.26" N. and Longitude 106°24'17.52" W. Said parcel lies in approximately NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 2, T. 9 S., R. 81 W., (Unsurveyed).

Skinner Hut/Lodge; At approximately Latitude 39°15'58.97" N. and Longitude 106°27'45.97" W. Said parcel lies in approximately NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 17, T. 9 S., R. 81 W., (Unsurveyed).

Arapaho National Forest

Francie's Hut/Lodge; At approximately Latitude 39°26'18.79" N. and Longitude 106°04'21.26" W. Said parcel lies in approximately SE $\frac{1}{4}$ of section 14, T. 7 S., R. 78 W., (Unsurveyed).

Janet's Hut/Lodge; At approximately Latitude 39°27'50.63" N. and Longitude 106°13'46.63" W. Said parcel lies in approximately SW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 4 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of section 9, T. 7 S., R. 79 W., (Unsurveyed).

The areas described aggregate approximately 24.8 acres of National Forest System lands in White River, Arapaho, and San Isabel National Forests in Lake, Pitkin, and Summit Counties.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of National Forest System lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

3. This withdrawal will expire 20 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f) (1988), the Secretary determines that the withdrawal shall be extended.

Dated: August 17, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 95-21322 Filed 8-28-95; 8:45 am]

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43 CFR Public Land Order 7158

[WY-930-1430-01; WYW-84553-03]

Modification of Executive Order No. 5327, Dated April 15, 1930; Wyoming

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order modifies Executive Order No. 5327, in part, as to all public lands withdrawn as oil shale lands in Wyoming. This action will restore the public lands containing oil shale deposits to the operation of the public land laws as to conveyances pursuant to the Federal Land Policy and Management Act, 43 U.S.C. 1701 (1988), and the Recreation and Public Purposes Act, 43 U.S.C. 869 (1988); and will restore the deposits of oil shale and the public lands containing such deposits to the operation of the public land laws as to exchanges.

EFFECTIVE DATE: September 28, 1995.

FOR FURTHER INFORMATION CONTACT:

Tamara Gertsch, BLM Wyoming State Office, P.O. Box 1828, Cheyenne, Wyoming 82003, 307-775-6115.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. Executive Order No. 5327 of April 15, 1930, as amended, withdrawing oil shale deposits and lands containing such deposits for classification, is hereby modified to open the public lands containing oil shale deposits to the operation of the public land laws as to conveyances pursuant to the Federal Land Policy and Management Act, 43 U.S.C. 1701 (1988), and the Recreation and Public Purposes Act, 43 U.S.C. 869 (1988); and will open the deposits of oil shale and the public lands containing such deposits to the operation of the public land laws as to exchanges, insofar as it affects public lands in Wyoming.

2. At 9:00 a.m. on September 28, 1995, all public lands containing oil shale deposits in Wyoming currently withdrawn by Executive Order No. 5327, shall be open to the operation of the public land laws as to conveyances pursuant to the Federal Land Policy and

Management Act, 43 U.S.C. 1701 (1988), and the Recreation and Public Purposes Act, 43 U.S.C. 869 (1988); and the deposits of oil shale and the public lands containing such deposits shall be open to operation of the public land laws as to exchanges, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 9 a.m. on September 28, 1995, shall be considered as simultaneously filed at the that time. Those received thereafter shall be considered in the order of filing.

Dated: August 17, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: Modified base (1% annual chance) flood elevations are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified base flood elevations are indicated on the following table and revise the Flood Insurance Rate Map(s) in effect for each listed community prior to this date.

ADDRESSES: The modified 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 following table.

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

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency

makes the final determinations listed below of the final determinations of modified base flood elevations 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 Associate Director has resolved any appeals resulting from this notification.

The modified base flood elevations are not listed for each community in this notice. However, this rule includes the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 et seq., and with 44 CFR Part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified elevations, 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 modified 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.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

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 modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification

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

Executive Order 12612, Federalism

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

Executive Order 12778, Civil Justice Reform

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

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR Part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for Part 65 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.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona: Maricopa (FEMA Docket No. 7131).	City of Phoenix	Feb. 1, 1995, Feb. 8, 1995, <i>Phoenix Gazette</i> .	The Honorable Skip Rimsze, Mayor, City of Phoenix, 200 West Washington Street, 11th Floor, Phoenix, Arizona 85003.	Jan. 24, 1995	040051
California:					