

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.*

[FR Doc. 95-21370 Filed 8-28-95; 8:45 am]

BILLING CODE 4310-22-P

**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:					

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Contra Costa (FEMA Docket No. 7133).	Unincorporated Areas.	Feb. 23, 1995, Mar. 2, 1995, <i>Contra Costa Times</i> .	The Honorable Gayle Bishop, Chairperson, Contra Costa County Board of Supervisors, 651 Pine Street, Martinez, California 94553.	Jan. 27, 1995 .....	060025
San Diego (FEMA Docket No. 7133).	City of Escondido ....	Mar. 1, 1995, Mar. 8, 1995, <i>Times Advocate</i> .	The Honorable Sid Hollins, Mayor, City of Escondido, 201 North Broadway, Escondido, California 92025.	Feb. 9, 1995 .....	060290
Contra Costa (FEMA Docket No. 7133).	City of Lafayette .....	Feb. 23, 1995, Mar. 2, 1995, <i>Contra Costa Times</i> .	The Honorable Gayle Uilkema, Mayor, City of Lafayette, P.O. Box 1968, Lafayette, California 94549.	Jan. 27, 1995 .....	065037
Merced (FEMA Docket No. 7133).	City of Merced .....	Mar. 1, 1995, Mar. 8, 1995, <i>Merced Sun Star</i> .	The Honorable Richard Bernasconi, Mayor, City of Merced, City Hall, 678 West 18th Street, Merced, California 95340.	Feb. 19, 1995 .....	060191
Merced (FEMA Docket No. 7133).	Unincorporated Areas.	Mar. 1, 1995, Mar. 8, 1995, <i>Merced Sun Star</i> .	Mr. Clark Channing, County Administrator, Merced County, 2222 M Street, Merced, California 95340.	Feb. 10, 1995 .....	060188
Ventura (FEMA Docket No. 7131).	City of Moorpark .....	Jan. 20, 1995, Jan. 27, 1995, <i>Star Free Press</i> .	The Honorable Paul W. Lawrason, Mayor, City of Moorpark, 799 Moorpark Avenue, Moorpark, California 93021.	Dec. 28, 1994 .....	060712
Ventura (FEMA Docket No. 7131).	Unincorporated Areas.	Jan. 20, 1995, Jan. 27, 1995, <i>Star Free Press</i> .	The Honorable Susan K. Lacey, Chairperson, Ventura County Board of Supervisors, 800 South Victoria Avenue, Ventura, California 93009.	Dec. 28, 1994 .....	060413
Contra Costa (FEMA Docket No. 7133).	City of Walnut Creek	Feb. 23, 1995, Mar. 2, 1995, <i>Contra Costa Times</i> .	The Honorable Ed Dimmick, Mayor, City of Walnut Creek, 1666 North Main Street, Walnut Creek, California 94596.	Jan. 27, 1995 .....	065070
Iowa: Story (FEMA Docket No. 7133).	City of Ames .....	Feb. 21, 1995, Feb. 28, 1995, <i>Daily Tribune</i> .	The Honorable Larry R. Curtis, Mayor, City of Ames, P.O. Box 811, Ames, Iowa 50010.	Feb. 8, 1995 .....	190254
Kansas:					
Coffey (FEMA Docket No. 7133).	City of Burlington ....	Feb. 1, 1995, Feb. 8, 1995, <i>Coffey County Today</i> .	The Honorable Rocky L. Alford, Mayor, City of Burlington, P.O. Box 207, Burlington, Kansas 66839.	Jan. 6, 1995 .....	200063
Sedgwick (FEMA Docket No. 7133).	Unincorporated Areas.	Mar. 16, 1995, Mar. 23, 1995, <i>Wichita Eagle</i> .	The Honorable Mark F. Schroeder, Chairman, Sedgwick County Board of Commissioners, 525 North Main Street, Wichita, Kansas 67203.	Feb. 17, 1995 .....	200321
Sedgwick (FEMA Docket No. 7133).	City of Wichita .....	Mar. 16, 1995, Mar. 23, 1995, <i>Wichita Eagle</i> .	The Honorable Elma Broadfoot, Mayor, City of Wichita, City Hall, First Floor, 455 North Main Street, Wichita, Kansas 67202.	Feb. 17, 1995 .....	200328
Maryland: Montgomery (FEMA Docket No. 7133).	City of Gaithersburg	Feb. 1, 1995, Feb. 8, 1995, <i>Gaithersburg Gazette</i> .	The Honorable W. Edward Bohrer, Jr., Mayor, City of Gaithersburg, 31 South Summit Avenue, Gaithersburg, Maryland 20877-2098.	Jan. 13, 1995 .....	240050
Missouri:					
Pemiscot (FEMA Docket No. 7133).	City of Hayti .....	Feb. 16, 1995, Feb. 23, 1995, <i>Democrat Argus</i> .	The Honorable Herbert DeWeese, Mayor, City of Hayti, P.O. Box X, Hayti, Missouri 63851.	Jan. 31, 1995 .....	290276
Pemiscott (FEMA Docket No. 7131).	City of Hayti Heights	Jan. 26, 1995, Feb. 2, 1995, <i>Democrat Argus</i> .	The Honorable David R. Humes, Mayor, City of Hayti Heights, P.O. Box 426, Hayti, Missouri 63851.	Jan. 6, 1995 .....	290277
Nebraska:					
Lancaster (FEMA Docket No. 7131).	City of Lincoln .....	Jan. 18, 1995, Jan. 25, 1995, <i>Lincoln Journal—Star</i> .	The Honorable Mike Johanns, Mayor, City of Lincoln, 555 South Tenth Street, Lincoln, Nebraska 68508.	Dec. 29, 1994 .....	315273

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Lancaster (FEMA Docket No. 7131).	City of Lincoln .....	Jan. 19, 1995, Jan. 26, 1995, <i>Lincoln Journal—Star</i> .	The Honorable Mike Johanns, Mayor, City of Lincoln, 555 South Tenth Street, Lincoln, Nebraska 68508.	Dec. 30, 1994 .....	315273
Cheyenne (FEMA Docket No. 7131).	City of Sidney .....	Feb. 16, 1995, Feb. 23, 1995, <i>Sidney Telegraph</i> .	The Honorable E.C. Petroff, Mayor, City of Sidney, P.O. Box 79, Sidney, Nebraska 69162.	Jan. 24, 1995 .....	310039
New Mexico: Bernalillo (FEMA Docket No. 7133).	Unincorporated Areas.	Feb. 15, 1995, Feb. 22, 1995, <i>Albuquerque Tribune</i> .	The Honorable Eugene M. Gilbert, Chairman, Bernalillo County Board of Commissioners, One Civic Plaza, NW, Albuquerque, New Mexico 87102.	Jan. 26, 1995 .....	350001
Texas:					
Dallas and Denton (FEMA Docket No. 7133).	City of Coppell .....	Feb. 17, 1995, Feb. 24, 1995, <i>Citizen Advocate</i> .	The Honorable Tom Morton, Mayor, City of Coppell, 255 Parkway Boulevard, Coppell, Texas 75019.	Jan. 25, 1995 .....	480170
Dallas, Denton, Collin, Rockwall, and Kaufman (FEMA Docket No. 7131).	City of Dallas .....	Jan. 13, 1995, Jan. 20, 1995, <i>Daily Commercial Record</i> .	The Honorable Steve Bartlett, Mayor, City of Dallas, City Hall, 1500 Marilla Street, Room 5E North, Dallas, Texas 75201.	Dec. 15, 1994 .....	480171
Dallas, Denton, Collin, Rockwall, and Kaufman (FEMA Docket No. 7133).	City of Dallas .....	Feb. 24, 1995, Mar. 3, 1995, <i>Daily Commercial Record</i> .	The Honorable Steve Bartlett, Mayor, City of Dallas, City Hall, 1500 Marilla Street, Room 5E North, Dallas, Texas 75201.	Feb. 6, 1995 .....	480171
Dallas, Denton, Collin, Rockwall, and Kaufman (FEMA Docket No. 7139).	City of Dallas .....	Mar. 15, 1995, Mar. 22, 1995, <i>Daily Commercial Record</i> .	The Honorable Steve Bartlett, Mayor, City of Dallas, City Hall, 1500 Marilla Street, Room 5E North, Dallas, Texas 75201.	Mar. 1, 1995 .....	480171
Tarrant (FEMA Docket No. 7133).	City of Euless .....	Mar. 2, 1995, Mar. 9, 1995, <i>Mid Cities News</i> .	The Honorable Mary Lib Faleh, Mayor, City of Euless, 201 North Ector Drive, Euless, Texas 76039-3595.	Feb. 14, 1995 .....	480593
Gillespie (FEMA Docket No. 7133).	City of Fredericksburg.	Feb. 15, 1995, Feb. 22, 1995, <i>Fredericksburg Standard</i> .	The Honorable Linda Langerhans, Mayor, City of Fredericksburg, P.O. Box 111, Fredericksburg, Texas 78624.	Feb. 7, 1995 .....	480252
Collin (FEMA Docket No. 7133).	City of Plano .....	Feb. 15, 1995, Feb. 22, 1995, <i>The Dallas Morning News</i> .	The Honorable James N. Muns, Mayor, City of Plano, P.O. Box 860358, Plano, Texas 75086-0358.	Sep. 15, 1994 .....	480140
Utah: Salt Lake (FEMA Docket No. 7131).	City of Murray .....	Feb. 23, 1995, Mar. 2, 1995, <i>Murray Eagle</i> .	The Honorable Lynn Pett, Mayor, City of Murray, 5025 South State Street, Murray, Utah 84107.	Jan. 26, 1995 .....	490103

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

Dated: August 22, 1995.

**Richard T. Moore,**

Associate Director for Mitigation.

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**44 CFR Part 65**

[Docket No. FEMA-7147]

**Changes in Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Interim rule.

**SUMMARY:** This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood

insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

**DATES:** These modified base flood elevations are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to