

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 with Taylor Creek	*2,802	Approximately 150 feet downstream of Sheridan Lake Drive ...	*3,281
Just upstream of Linda Lane	*2,822	Approximately 250 feet upstream of Jackson Boulevard	*3,314
At Jupiter Way	*2,831	Approximately 550 feet downstream of Park Drive	*3,340
Approximately 500 feet upstream of Jupiter Way	*2,846	Approximately 1,700 feet upstream of confluence of Rapid Creek with Red Rock Canyon	*3,386
Approximately 350 feet downstream of East-West Diversion Channel	*2,865	Maps are available for inspection at Rapid City Engineering Division, 300 Sixth Street, Rapid City, South Dakota.	
At confluence with East-West Diversion Channel	*2,894		
Approximately 50 feet downstream of corporate limits	*2,927		
Maps are available for inspection at La Grande Planning Department, City Hall, 1000 Adams Avenue, La Grande, Oregon.			
TEXAS			
Terrell (City), Kaufman County (FEMA Docket No. 7145)			
<i>Kings Creek:</i>			
Approximately 150 feet downstream of State Highway 34 (South Crossing)	*2,766	Approximately 500 feet upstream of State Highway 34 (South Crossing)	*439
Approximately 750 feet upstream of the downstream corporate limit ...	*2,790	At Interstate Highway 20 east-bound lanes	*443
At the upstream corporate limit (approximately 4,120 feet upstream of Gekeler Lane)	*2,957	At Airport Road	*445
Approximately 4,320 feet upstream of Gekeler Lane	*2,970	At College Mound Road	*451
Approximately 4,770 feet upstream of Gekeler Lane	*3,000	At East College Street	*458
Approximately 4,930 feet upstream of Gekeler Lane	*3,030	Just upstream of Abandoned Railroad	*468
Approximately 5,165 feet upstream of Gekeler Lane	*3,080	Maps are available for inspection at 201 East Nash, Terrell, Texas.	*478
Approximately 5,255 feet upstream of Gekeler Lane	*3,100	(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")	
Approximately 5,380 feet upstream of Gekeler Lane	*3,120	Dated: November 29, 1995.	
Approximately 5,440 feet upstream of Gekeler Lane	*3,126	Richard T. Moore,	
Maps are available for inspection at the Union County Planning Department, 1108 K Avenue, La Grande, Oregon.		<i>Associate Director for Mitigation.</i>	
		[FR Doc. 95-29708 Filed 12-5-95; 8:45 am]	
		BILLING CODE 6718-04-P	
DEPARTMENT OF COMMERCE			
National Oceanic and Atmospheric Administration			
50 CFR Parts 611, 675, 676, and 677			
[Docket No. 951128281-5281-01; I.D. 112195D]			
Groundfish Fishery of the Bering Sea and Aleutian Islands; Limited Access; Foreign Fishing; Interim 1996 Harvest Specifications			
AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.			
ACTION: Interim 1996 harvest specifications for groundfish, associated management measures, and closures.			
SUMMARY: NMFS issues interim 1996 total allowable catch (TAC) amounts for each category of groundfish, pollock Community Development Quota (CDQ)			

amounts, and specifications for prohibited species bycatch allowances for the groundfish fishery of the Bering Sea and Aleutian Islands management area (BSAI). NMFS is closing certain fisheries as specified in the interim 1996 groundfish specifications. The intended effect is to conserve and manage the groundfish resources in the BSAI. **EFFECTIVE DATE:** 0001 hours, Alaska local time (A.l.t.), January 1, 1996, until the effective date of the Final 1996 Initial Harvest Specifications for Groundfish, which will be published in the Federal Register.

ADDRESSES: The preliminary 1996 Stock Assessment and Fishery Evaluation (SAFE) Report, dated September 1995, is available from the North Pacific Fishery Management Council, 605 W. 4th Avenue, Suite 306, Anchorage, AK 99501-2252, 907-271-2809.

FOR FURTHER INFORMATION CONTACT: Ellen R. Varosi, 907-586-7228.

SUPPLEMENTARY INFORMATION:

Background

The domestic and foreign groundfish fisheries in the exclusive economic zone of the BSAI are managed by NMFS according to the Fishery Management Plan for Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP). The FMP was prepared by the North Pacific Fishery Management Council (Council) and approved by NMFS under the authority of the Magnuson Fishery Conservation and Management Act (Magnuson Act). The FMP is implemented by regulations for the foreign fishery at 50 CFR part 611 and for the U.S. fisheries at 50 CFR parts 675, 676, and 677. General regulations that also pertain to the U.S. fisheries appear at 50 CFR part 620.

The Council met September 27 through October 2, 1995, to review scientific information concerning groundfish stocks. The Council adopted for public review, the preliminary SAFE Report for the 1996 BSAI groundfish fisheries. The preliminary SAFE Report, dated September 1995, provides an update on the status of stocks. Copies of the SAFE Report are available from the Council (see **ADDRESSES**). The preliminary TAC amounts for each species are based on the best available biological and socioeconomic information. The Council recommended preliminary total TAC amounts of 2,000,000 metric tons (mt) and preliminary total acceptable biological catch (ABC) amounts of 2,929,885 mt for the 1996 fishing year.

Under § 675.20(a)(7), NMFS is publishing in the Proposed Rules section of this issue of the Federal

Register for review and comment proposed initial harvest specifications for groundfish and associated management measures in the BSAI for the 1996 fishing year. The proposed initial specification document contains detailed information on the 1996 specification process and provides a discussion of the preliminary ABC amounts, proposed establishment of the 1996 annual TAC and initial TAC (ITAC) amounts for each target species and apportionments thereof among domestic annual processing (DAP), joint venture processing (JVP), total allowable level of foreign fishing (TALFF), apportionments of each TAC amount, as applicable, prohibited species catch (PSC) allowances under § 675.21(b), and seasonal allowances of pollock and Pacific cod TAC, as applicable.

Regulations at § 675.20(a)(7)(i) require that one-fourth of each proposed ITAC amount and apportionment thereof, one-fourth of each PSC allowance established under § 675.21(b), and the first seasonal allowances of pollock TAC and pollock CDQ become effective 0001 hours, A.l.t., January 1, on an interim basis and remain in effect until superseded by the final harvest specifications, which will be published in the Federal Register.

This action provides interim specifications and apportionments thereof for the 1996 fishing year that will become available on January 1, 1996, on an interim basis. Background information concerning the 1996 groundfish harvest specification process upon which this interim action is based is provided in the proposed initial specifications appearing in the Proposed Rules section of this Federal Register issue.

Species TAC amounts are apportioned initially among DAP, JVP, TALFF, and reserves under §§ 611.93(b)(2) and 675.20(a)(2). DAP amounts are intended for harvest by U.S. fishermen for delivery and sale to U.S. processors. JVP

amounts are intended for joint ventures in which U.S. fishermen deliver their catches to foreign processors at sea. TALFF amounts are intended for harvest by foreign fishermen. Existing harvesting and processing capacity allows the U.S. industry to utilize the entire 1996 TAC specified for BSAI groundfish. Therefore, the Council recommended that DAP equal TAC for each species category, which results in no proposed amounts of TALFF or JVP for the 1996 fishing year.

As required by § 675.20(a)(3) and (a)(7)(i), each species' TAC amount initially is reduced by 15 percent, except the hook-and-line and pot gear allocations for sablefish. The sum of these 15-percent amounts is the reserve and may be reapportioned to a target species or the "other species" category during the year, providing that such reapportionments do not result in overfishing. One half of the pollock TAC placed in the reserve is designated as a CDQ reserve for use by CDQ participants. The ITAC amount for each species, except the hook-and-line and pot gear allocations for sablefish, is the remainder of the TAC amount after subtraction of the applicable reserve amount(s). One-fourth of the preliminary ITAC amount and apportionment thereof for each target species will be available on January 1, 1996. However, the first seasonal allowances of pollock TAC and pollock CDQ will be available on January 1, in lieu of the one-fourth interim allocation.

Amendment 18 to the FMP and Amendment 23 to the Fishery Management Plan for Groundfish of the Gulf of Alaska (GOA) established inshore and offshore component allocations of pollock in the BSAI and inshore and offshore component allocations of pollock and Pacific cod in the GOA during the years 1993 through 1995. Because Amendments 18 and 23 and their implementing regulations

expire on December 31, 1995, and because the Council has yet to complete development of its comprehensive plan to address problems caused by the open access nature of the Alaska groundfish fisheries, the Council voted unanimously at its June 1995 meeting to adopt Amendments 38 and 40, which would extend the provisions of the expiring amendments through December 31, 1998. On September 18, 1995, NMFS published a notice of proposed rulemaking in the Federal Register to continue the apportionments between the inshore and offshore components through 1998 (60 FR 48087). On November 28, 1995, NMFS determined that Amendment 38 and Amendment 40 are consistent with the national standards, other provisions of the Magnuson Act, and other applicable laws. A final rule is to be issued shortly. Consequently, these interim specifications specify allocations of pollock to inshore and offshore components.

1. Interim 1996 BSAI Groundfish Fishery Specifications

Table 1 provides interim TAC amounts and apportionments thereof, interim TAC allocations of pollock to the inshore and offshore components, first seasonal allowances of pollock TAC and pollock CDQ, an interim sablefish apportionment to trawl gear, and Pacific cod TAC apportionment to gear types. These interim specifications become effective at 0001 hours, A.l.t., January 1, 1996.

Existing regulations at § 675.20(a)(7)(i) do not provide for an interim specification for the sablefish CDQ reserve or for sablefish managed under the Individual Fishing Quota management plan. As a result, fishing for CDQ sablefish and sablefish harvested with fixed gear is prohibited until the effective date of the final 1996 BSAI groundfish specifications.

TABLE 1.—INTERIM 1996 TAC AMOUNTS OF GROUND FISH FOR THE BERING SEA AND ALEUTIAN ISLANDS MANAGEMENT AREA (BSAI), BERING SEA (BS), AND ALEUTIAN ISLANDS (AI).^{1,2} First Seasonal Allowances of Pollock Allocations to the Inshore and Offshore Components. First Seasonal Allowances of Pollock Allocations to the Community Development Quota (CDQ) Program. Allowances of Sablefish to Trawl (TRW) Gear. Allowances of Pacific Cod to Jig Gear, H/L or Pot, or TRW

[Amounts are in metric tons]

Species/component	Area and/or gear type	Interim TAC and CDQ
Pollock: ^{3,4,5}		
Inshore	BS	167,344
Offshore	BS	310,781
Inshore	AI	16,839
Offshore	AI	31,272
Inshore	BogDist	298
Offshore	BogDist	553

TABLE 1.—INTERIM 1996 TAC AMOUNTS OF GROUND FISH FOR THE BERING SEA AND ALEUTIAN ISLANDS MANAGEMENT AREA (BSAI), BERING SEA (BS), AND ALEUTIAN ISLANDS (AI).^{1,2} First Seasonal Allowances of Pollock Allocations to the Inshore and Offshore Components. First Seasonal Allowances of Pollock Allocations to the Community Development Quota (CDQ) Program. Allowances of Sablefish to Trawl (TRW) Gear. Allowances of Pacific Cod to Jig Gear, H/L or Pot, or TRW—Continued

[Amounts are in metric tons]

Species/component	Area and/or gear type	Interim TAC and CDQ
CDQ	BS	42,188
CDQ	AI	4,245
CDQ	BogDist	75
	Total	573,595
Pacific cod: ⁶	Jig	1,063
	H/L & Pot	23,375
	TRW	28,688
	Total	53,126
Sablefish: ^{7,8}	BS-TRW	170
	BS-H/L & Pot	0
	AI-TRW	117
	AI-H/L & Pot	0
	Total	287
Yellowfin sole	BSAI	40,375
Other flatfish ⁹	BSAI	4,152
Squid	BSAI	213
Arrowtooth flounder	BSAI	2,173
Pacific ocean perch	BS	393
	AI	2,231
	Total	2,624
Flathead sole	BSAI	6,375
Other red rockfish ¹⁰	BS	268
Atka mackerel	Western AI	8,823
	Central AI	2,380
	Eastern AI/BS	5,797
	Total	17,000
Rock sole	BSAI	12,750
Greenland turbot	BS	997
	AI	491
	Total	1,488
Sharpchin/Northern	AI	1,085
Other rockfish ¹¹	BS	70
	AI	147
	Total	217
Shortraker/rougheye	AI	233
Other species ¹²	BSAI	4,250
	BSAI Total Interim TAC	720,211

(Interim TAC amounts have been rounded.)

¹ Amounts apply to the entire Bering Sea and Aleutian Islands management area (BSAI), Bering Sea (BS), or Aleutian Islands (AI), as indicated. With the exception of pollock, and for purposes of these specifications, the BS includes the Bogoslof District (BogDist).

² Zero amounts of groundfish are proposed for Joint Venture Processing and Total Allowable Level of Foreign Fishing and are not shown in this table.

³ After subtraction of reserves, the ITAC amounts of pollock for each subarea or district are divided into roe and non-roe seasonal allowances. (See § 675.20(a)(7)(i).) For the BS subarea, the roe and non-roe seasonal allowances are 45 and 55 percent of the pollock ITAC amounts, respectively. The AI subarea and the Bogoslof District receive 100 percent of their respective ITAC seasonal allowance during the roe-season with the remainder of the respective ITAC seasonal allowance during the non-roe season.

⁴ Inshore and offshore component allocations are 35 and 65 percent of the ITAC amounts, respectively. (See § 675.20(a)(2)(iii).)

⁵One-half of the pollock TAC (7.5 percent of each TAC) is placed in a reserve for each subarea or district to be assigned to the Community Development Quota (CDQ) program. (See § 675.20(a)(3)(ii).) For the BS subarea, the roe and non-roe seasonal allowances are 45 and 55 percent, respectively, of the CDQ pollock reserve. The AI subarea and the Bogoslof District receive 100 percent of their respective CDQ reserve allocations during the roe-season with the remainder of the respective reserve becoming available during the non-roe season.

⁶The TAC amount for Pacific cod, after subtraction of the reserves, is allocated 2 percent to vessels using jig gear, 44 percent to H/L gear, and 54 percent to TRW. (See § 675.20(a)(2)(iv).) Pacific cod TAC seasonal apportionments to vessels using H/L or pot gear are not reflected in the interim TAC amounts.

⁷Sablefish gear allocations are as follows: In the BS subarea, TRW gear is allocated 50 percent of TAC, and H/L and pot gear is allocated 50 percent. In the AI subarea, TRW gear is allocated 25 percent of TAC and H/L and pot gear is allocated 75 percent. (See § 675.24(c)(1).) Fifteen percent of the sablefish TRW gear allocation is placed in the nonspecific reserve. One-fourth of the ITAC amount for TRW gear is in effect January 1 as an interim TAC amount.

⁸The sablefish H/L gear fishery is managed under the Individual Fishing Quota (IFQ) program and subject to regulations contained in subparts B and C of 50 CFR part 676. Annual IFQ amounts are based on the final TAC amount specified for the sablefish H/L gear fishery as contained in the final specifications for groundfish. Twenty percent of the sablefish H/L or pot gear final TAC amount will be reserved for use by Community Development Quota (CDQ) participants. (See § 676.24(b)) Existing regulations at § 675.20(a)(7)(i) do not provide for an interim specification for the CDQ reserve or an interim specification for sablefish managed under the IFQ program. In addition, under § 676.16(c) retention of sablefish caught with fixed gear is prohibited unless the harvest is authorized under a valid IFQ permit and IFQ card. In 1996, IFQ permits and IFQ cards will not be valid prior to the effective date of the 1996 final specifications. Thus, fishing for sablefish with fixed gear is not authorized under these interim specifications. See §§ 676.20 and 676.23(b) for guidance on the annual allocation of IFQ and the sablefish fishing season.

⁹"Other flatfish" includes all flatfish species except for Pacific halibut (a prohibited species), flathead sole, Greenland turbot, rock sole, and yellowfin sole.

¹⁰"Other red rockfish" includes shortraker, rougheye, sharpchin, and northern.

¹¹"Other rockfish" includes all *Sebastes* and *Sebastolobus* species except for Pacific ocean perch, sharpchin, northern, shortraker, and rougheye.

¹²"Other species" includes sculpins, sharks, skates, eulachon, smelts, capelin, and octopus.

2. Interim Allocation of PSC Limits for Crab, Halibut, and Herring

Under § 675.21(a), annual PSC limits are specified for red king crab and *Chionoecetes bairdi* Tanner crab in applicable Bycatch Limitation Zones of the BS subarea, and for Pacific halibut

and Pacific herring throughout the BSAI. Regulations under § 675.21(b) authorize the apportionment of each PSC limit into PSC allowances for specified fishery categories.

Regulations at § 675.20(a)(7)(i) require that one-fourth of each proposed PSC

allowance be made available on an interim basis for harvest at the beginning of the fishing year, until superseded by the final harvest specifications. The interim PSC limits are specified in Table 2 and are in effect on January 1, 1996, at 0001 hours, A.I.t.

TABLE 2.—INTERIM 1996 PROHIBITED SPECIES BYCATCH ALLOWANCES FOR THE BSAI TRAWL AND NONTRAWL FISHERIES

Trawl fisheries	Zone 1 ¹	Zone 2 ¹	BSAI-wide
Red king crab, number of animals:			
yellowfin sole	12,500		
rcksol/oth.flat/flathead sole ²	27,500		
rockfish	0		
turb/arrow/sab ³	0		
Pacific cod	2,500		
plck/Atka/othr ⁴	7,500		
Total	50,000		
<i>C. bairdi</i> Tanner crab, number of animals:			
yellowfin sole	56,250	381,250	
rcksol/oth.flat/flathead sole	118,750	127,500	
turb/arrow/sabl	0	1,250	
rockfish	0	2,500	
Pacific cod	56,250	65,000	
plck/Atka/othr	18,750	172,500	
Total	250,000	750,000	
Pacific halibut, mortality (mt):			
yellowfin sole			198
rcksol/oth.flat/flathead sole			183
turb/arrow/sabl			0
rockfish			28
Pacific cod			398
plck/Atka/othr			139
Total			946
Pacific herring, mt:			
midwater pollock ⁵			336
yellowfin sole			79
rcksol/oth.flat/flathead sole			0
turb/arrow/sabl			0
rockfish			2
Pacific cod			6
plck/Atka/othr			42

TABLE 2.—INTERIM 1996 PROHIBITED SPECIES BYCATCH ALLOWANCES FOR THE BSAI TRAWL AND NONTRAWL FISHERIES—Continued

Trawl fisheries	Zone 1 ¹	Zone 2 ¹	BSAI-wide
Total	465
<i>Nontrawl fisheries:</i>			
Pacific halibut, mortality (mt):			
Pacific cod Hook-and-line	181
Other nontrawl ⁶	44
Groundfish pot gear	Exempt
Groundfish jig gear	Exempt
Sablefish hook-and-line	Exempt
Total	225

¹ Refer to § 675.2 for definitions of areas.

² Rock sole and other flatfish fishery category.

³ Greenland turbot, arrowtooth flounder, and sablefish fishery category.

⁴ Pollock, Atka mackerel, and "other species" fishery category.

⁵ Pollock other than midwater pollock, Atka mackerel, and "other species" fishery category.

⁶ Includes hook-and-line sablefish, rockfish, and Greenland turbot.

3. Closures to Directed Fishing

Under § 675.20(a)(8), if the Director, Alaska Region, NMFS (Regional Director), determines that the amount of a target species or "other species" category apportioned to a fishery or, with respect to pollock, to an inshore or offshore component allocation, is likely to be reached, the Regional Director may establish a directed fishing allowance for that species or species group. If the Regional Director establishes a directed fishing allowance, and that allowance is or will be reached before the end of the fishing year, NMFS will prohibit directed fishing for that species or species group in the specified subarea or district. Similarly, under §§ 675.21(c) and 675.21(d), if the Regional Director determines that a fishery category's bycatch allowance of halibut, red king crab, or *C. bairdi* Tanner crab for a specified area has been reached, the Regional Director will prohibit directed fishing for each species in that category in the specified area.

The Regional Director has determined that the interim TAC amounts of pollock in the Bogoslof District, Pacific ocean perch in the Bering Sea and Aleutian Island subareas, shortraker/rougheye rockfish in the Aleutian Islands subarea, other rockfish in the BSAI, and other red rockfish in the Bering Sea will be necessary as incidental catch to support other anticipated groundfish fisheries prior to the time that final specifications for groundfish are in effect for the 1996 fishing year (Table 3). Therefore, NMFS is prohibiting directed fishing for these target species and gear types in the specified area identified in Table 3 to prevent exceeding the interim amounts of groundfish TACs specified in Table 1 of this document.

An interim Zone 1 red king crab bycatch allowance of zero crab is specified for the rockfish trawl fishery, which is defined at § 675.21(b)(1)(iii)(D). Similarly, the interim BSAI halibut bycatch allowance specified for the Greenland turbot/arrowtooth flounder/sablefish trawl fishery category, defined at § 675.21(b)(1)(iii)(C), is 0 mt. The Regional Director has determined, in accordance with §§ 675.21(c)(1)(i) and 675.21(c)(iii), that the interim red king crab bycatch allowance specified for the trawl rockfish fishery in Zone 1 and the interim halibut bycatch allowance specified for the Greenland turbot/arrowtooth flounder/sablefish trawl fishery category has been caught. Therefore, NMFS is prohibiting directed fishing for rockfish in Zone 1 by vessels using trawl gear, and for Greenland turbot, arrowtooth flounder, and sablefish by vessels using trawl gear in the BSAI (Table 3).

The closures listed in Table 3 will be in effect during the period that the 1996 interim specifications for groundfish TAC amounts are in effect beginning at 0001 hours, A.l.t., January 1, 1996, and will remain in effect until superseded by the Final 1996 Initial Harvest Specifications for Groundfish. While these closures are in effect, the maximum retainable bycatch amounts at § 675.20(h) apply at any time during a fishing trip. Additional closures and restrictions may be found in existing regulations at 50 CFR part 675.

TABLE 3.—CLOSURES TO DIRECTED FISHING UNDER 1995 INTERIM TAC AMOUNTS¹

Fishery (All gear)	Closed area ²
Pollock in Bogoslof District	Statistical Area 518.
Pacific ocean perch	Bering Sea.
	Eastern AI. ³
	Central AI.
	Western AI.
	AI.
Shortraker/rougheye rockfish .	BSAI.
Other rockfish ⁴	Bering Sea.
Other red rockfish ⁵	Zone 1.
Rockfish (trawl only)	BSAI.
Greenland turbot/arrowtooth/sablefish (trawl only).	

¹ These closures to directed fishing are in addition to closures and prohibitions found in regulations at 50 CFR part 675.

² Refer to § 675.2 for definitions of areas.

³ "AI" means Aleutian Islands area.

⁴ In the BSAI, "Other rockfish" includes *Sebastes* and *Sebastes* species except for Pacific ocean perch and the "other red rockfish" species.

⁵ "Other red rockfish" includes shortraker, rougheye, sharpchin, and northern.

After consideration of public comments on the Proposed 1996 Initial Specifications for Groundfish and additional scientific information presented at its December 1995 meeting, the Council may recommend other closures to directed fishing. NMFS may implement other closures at the time the Final 1996 Initial Harvest Specifications are implemented or during the 1996 fishing year, as necessary for effective management.

Classification

This action is authorized under 50 CFR 611.93(b), 675.20, and part 676 and is exempt from review under E.O. 12866.

Authority: 16 U.S.C. 1801 et seq.

Dated: December 1, 1995.

Gary Matlock,

*Program Management Officer, National
Marine Fisheries Service.*

[FR Doc. 95-29721 Filed 12-5-95; 8:45 am]

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