

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

Unincorporated Areas of Oconto County

Maps are available for inspection at 301 Washington Street, Oconto, WI 54153.

Village of Lena

Maps are available for inspection at 117 East Main Street, Lena, WI 54139.

Village of Pulaski

Maps are available for inspection at 421 South Saint Augustine Street, Pulaski, WI 54162-0320.

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

Deborah S. Ingram,

Acting Deputy Assistant Administrator for Mitigation, Mitigation Directorate, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. E9-21469 Filed 9-4-09; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA-2008-0020; Internal Agency Docket No. FEMA-B-1065]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule.

SUMMARY: Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this notice is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents, and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

DATES: Comments are to be submitted on or before December 7, 2009.

ADDRESSES: The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1065, to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) kevin.long@dhs.gov.

FOR FURTHER INFORMATION CONTACT:

Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) kevin.long@dhs.gov.

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.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

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.

Executive Order 12866, Regulatory Planning and Review. This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

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:

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Colfax County, New Mexico, and Incorporated Areas

Ranton Creek	Approximately 450 feet downstream of Kiowa Avenue.	None	+6541	Unincorporated Areas of Colfax County.
	Approximately 150 feet downstream of Kiowa Avenue.	None	+6547	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

ADDRESSES**Unincorporated Areas of Colfax County**

Maps are available for inspection at the Floodplain Manager's Office, 116 South 3rd Street, Raton, NM 87740.

Luna County, New Mexico, and Incorporated Areas

Mimbres River	Approximately 2.1 miles upstream of State Highway 549 Southeast.	+4152	+4151	Unincorporated Areas of Luna County.
	Approximately 1,500 feet downstream of Interstate Highway 10.	+4280	+4282	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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ADDRESSES**Unincorporated Areas of Luna County**

Maps are available for inspection at 201 East Cody Street, Deming, NM 88030.

Taos County, New Mexico, and Incorporated Areas

Bitter Creek	At the confluence with Red River	+8654	+8659	Town of Red River, Unincorporated Areas of Taos County.
Red River	Approximately 1,150 feet upstream of High Creek ..	None	+8696	Town of Red River, Unincorporated Areas of Taos County.
	Just upstream of High Cost Trail	+8608	+8612	
Rio Lucero	Approximately 1.08 miles downstream of Goose Lake Trail 66.	None	+8782	Pueblo of Taos.
	At the confluence with Rio Pueblo De Taos	None	+6886	
Rio Pueblo De Taos	Approximately 0.56 miles upstream of Paseo Del Pueblo Norte Road.	None	+6995	Town of Taos, Pueblo of Taos.
	Just upstream of Karavas Road	None	+6886	
	Approximately 600 feet downstream of Paseo Del Pueblo Norte Road.	None	+6952	

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ADDRESSES

Pueblo of Taos

Maps are available for inspection at the Floodplain Administrator's Office, 105 Albright Street, Suite A, Taos, NM 87571.

Town of Red River

Maps are available for inspection at 100 East Main Street, Red River, NM 87558.

Town of Taos

Maps are available for inspection at the Planning Department, 400 Camino De La Placita, Taos, NM 87571.

Unincorporated Areas of Luna County

Maps are available for inspection at the Floodplain Administrator's Office, 105 Albright Street, Suite A, Taos, NM 87571.

Cannon County, Tennessee, and Incorporated Areas

East Fork Stones River	Approximately 80 feet downstream of confluence with Lehman Branch.	None	+690	Unincorporated Areas of Cannon County.
	Approximately 40 feet upstream of Dolittle Road	None	+706	

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+ North American Vertical Datum.

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ADDRESSES

Unincorporated Areas of Cannon County

Maps are available for inspection at 1 Courthouse Square, Woodbury, TN 37190.

Stewart County, Tennessee, and Incorporated Areas

Tennessee River	County Boundary Between Houston/Stewart Counties, Tennessee (approximately River Mile 74.2).	None	+375	Unincorporated Areas of Stewart County.
	From the Kennedy/Tennessee state boundary (approximately River Mile 49.2).	None	+375	

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ADDRESSES

Unincorporated Areas of Stewart County

Maps are available for inspection at 226 Lakeview Drive, Dover, TN 37058.

DeWitt County, Texas, and Incorporated Areas

Gohlke Creek	Just upstream of Old Clinton Road	None	+166	Unincorporated Areas of DeWitt County.
	Approximately 800 feet downstream of West Heaton Street.	None	+167	
SCS Channel	Approximately 1.1 miles downstream of Old Cheapside Road.	None	+178	Unincorporated Areas of DeWitt County.

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	Approximately 650 feet downstream of Terrell Street.	None	+184	

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ADDRESSES

Unincorporated Areas of DeWitt County

Maps are available for inspection at 307 North Gonzalez Street, Cuero, TX 77954.

Medina County, Texas, and Incorporated Areas

Burnt Boot Creek	Approximately 1,570 feet downstream of the intersection of Thompson Avenue.	None	+634	Unincorporated Areas of Medina County, City of Devine.
	Approximately 0.54 miles upstream of the intersection of RM 92.	None	+700	
Chacon Creek	Approximately 1.46 miles downstream of the intersection of Highway 81.	None	+660	Unincorporated Areas of Medina County, City of Natalia.
	Approximately 698 feet upstream of the intersection of RM 139.	None	+717	
East Branch of Live Oak Creek.	Approximately 2.28 miles downstream of the intersection of Highway 90.	None	+847	Unincorporated Areas of Medina County, City of Hondo.
	Approximately 2.02 miles upstream of the intersection of Highway 90.	None	+913	
Elm Slough	Approximately 1.13 miles downstream of CR 446 ...	None	+803	Unincorporated Areas of Medina County, City of Hondo.
	Approximately 1,987 feet upstream of Co. Highway 443.	None	+888	
Flat Creek	Approximately 2.4 miles downstream of the intersection of Highway 90.	None	+720	Unincorporated Areas of Medina County, City of Castroville.
	Approximately 1.7 miles upstream of the intersection of Highway 90.	None	+784	
Fort Ewell Creek	Just upstream of the confluence of Chacon Creek	None	+694	Unincorporated Areas of Medina County, City of Natalia.
Hondo Creek	Just downstream of the intersection of RM 136	None	+701	Unincorporated Areas of Medina County.
	Approximately 0.50 miles downstream of CR 4526	None	+839	
Hondo Creek Tributary	Approximately 1.29 miles upstream of Vandenburg Road.	None	+917	Unincorporated Areas of Medina County.
	Approximately 873 feet downstream of Highway 173.	None	+862	
Kempf Creek	Approximately 0.62 miles upstream of Highway 173	None	+878	Unincorporated Areas of Medina County, City of Castroville.
	Just upstream of the confluence of Medina River ...	None	+758	
Little Live Oak Creek and flooding effects.	Approximately 215 feet downstream of the intersection of Farm Road 471.	None	+778	Unincorporated Areas of Medina County, City of Hondo.
	Approximately 1.41 miles downstream of the intersection of CR 532.	None	+812	
Little Sous Creek	Approximately 1,011 feet upstream of 19th Street ..	None	+897	Unincorporated Areas of Medina County.
	Approximately 4,009 feet downstream of the intersection of Highway 90.	None	+737	
Medina River	Approximately 2.2 miles upstream of the intersection of Highway 90.	None	+827	Unincorporated Areas of Medina County, City of Castroville.
	Approximately 0.60 miles downstream of the intersection of Lacoste Road.	None	+689	
	Approximately 1.8 miles upstream of the confluence of Kempf Creek.	None	+767	

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Parkers Creek	Approximately 2.71 miles downstream of the intersection of FM 2200.	None	+826	Unincorporated Areas of Medina County.
	Approximately 1.61 miles upstream of the intersection of Highway 90.	None	+914	
Polecat Creek	Approximately 0.55 miles downstream of the intersection of Dhanis Street.	None	+708	Unincorporated Areas of Medina County, City of LaCoste.
	Approximately 503 feet upstream of the intersection of FM 471.	None	+722	
San Francisco Perez Creek	Approximately 0.49 miles downstream of the intersection of RM 101.	None	+646	Unincorporated Areas of Medina County, City of Devine.
	Approximately 1.1 miles upstream of the intersection of RM 90.	None	+699	
Seco Creek	Approximately 5.94 miles downstream of the intersection of CR 512.	None	+838	Unincorporated Areas of Medina County.
	Approximately 4.1 miles upstream of the intersection of CR 428.	None	+935	
South Fork San Geronimo Creek.	Approximately 786 feet downstream of the confluence of Unnamed Tributary 1 to South Fork San Geronimo Creek.	None	+1324	Unincorporated Areas of Medina County.
	Approximately 947 feet upstream of the confluence of Unnamed Tributary 2 to South Fork San Geronimo Creek.	None	+1407	
South Polecat Creek	Approximately 0.42 miles downstream of the intersection of Dhanis Street.	None	+708	Unincorporated Areas of Medina County, City of LaCoste.
	Approximately 0.44 miles upstream of the intersection of Contis Avenue.	None	+730	
Tehuacana Creek	Approximately 1.24 miles downstream of the confluence of East Tehuacana Creek.	None	+623	Unincorporated Areas of Medina County.
	Just downstream of the confluence of West Fork Tehuacana Creek.	None	+660	
Unnamed Tributary 1 to San Geronimo Creek.	Approximately 1.4 miles upstream of the confluence of San Geronimo Creek.	None	+1360	Unincorporated Areas of Medina County.
	Approximately 2.6 miles upstream of the confluence of San Geronimo Creek.	None	+1465	
Unnamed Tributary 1 to South Fork San Geronimo Creek.	Just upstream of the confluence of South Fork San Geronimo Creek.	None	+1345	Unincorporated Areas of Medina County.
	Approximately 1,844 feet upstream of the confluence of South Fork San Geronimo Creek.	None	+1371	
Unnamed Tributary 2 to South Fork San Geronimo Creek.	Just upstream of the confluence of South Fork San Geronimo Creek.	None	+1401	Unincorporated Areas of Medina County.
	Approximately 1,069 feet upstream of the confluence of South Fork San Geronimo Creek.	None	+1412	
Unnamed Tributary 2 to San Geronimo Creek.	Approximately 779 feet upstream of the intersection of RT 37.	None	+1295	Unincorporated Areas of Medina County.
	Approximately 0.65 miles upstream of the intersection of RT 37.	None	+1339	
Unnamed Tributary to Medina Diversion Reservoir.	Approximately 1,514 feet downstream of the confluence of Unnamed Tributary to Unnamed Tributary to Medina Diversion Reservoir.	None	+1159	Unincorporated Areas of Medina County.
	Approximately 1.4 miles upstream of the confluence of Unnamed Tributary to Unnamed Tributary to Medina Diversion Reservoir.	None	+1242	
Unnamed Tributary to Unnamed Tributary to Medina Diversion Reservoir.	Just upstream of the confluence of Unnamed Tributary to Medina Diversion Reservoir.	None	+1173	Unincorporated Areas of Medina County.
	Approximately 0.8 miles upstream of the confluence of Unnamed Tributary to Medina Diversion Reservoir.	None	+1264	
West Branch Little Live Oak Creek.	Approximately 0.57 miles downstream of intersection of CR 532.	None	+832	Unincorporated Areas of Medina County, City of Hondo.
	Approximately 0.39 miles upstream of the intersection of CR 530.	None	+885	

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West Fork Tehuacana Tributary.	Just upstream of the confluence of West Fork Tehuacana Creek.	None	+668	Unincorporated Areas of Medina County.
West Prong Atascosa River	Approximately 0.62 miles upstream of CR 732	None	+699	Unincorporated Areas of Medina County, City of Lytle.
	Approximately 295 feet downstream of the intersection of Main Street.	None	+693	
West Tehuacana Creek	Just downstream of the intersection of CR 681	None	+715	Unincorporated Areas of Medina County.
	Just upstream of the confluence of Tehuacana Creek.	None	+662	
	Approximately 1,258 feet upstream of the intersection of CR 732.	None	+707	

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

ADDRESSES

City of Castroville

Maps are available for inspection at 703 Paris Street, Castroville, TX 78009.

City of Devine

Maps are available for inspection at 303 South Teel Drive, Devine, TX 78016.

City of Hondo

Maps are available for inspection at 1600 Avenue M, Hondo, TX 78861.

City of LaCoste

Maps are available for inspection at 16004 South Front Street, LaCoste, TX 78039.

City of Lytle

Maps are available for inspection at 19325 FM 2790, Lytle, TX 78052.

City of Natalia

Maps are available for inspection at 300 3rd Street, Natalia, TX 78059.

Unincorporated Areas of Medina County

Maps are available for inspection at 709 Avenue Y, Hondo, TX 78861.

Washington County, Texas, and Incorporated Areas

Hog Branch	Approximately 2,500 feet upstream of North Blue Bell Road.	None	+240	Unincorporated Areas of Washington County.
	Approximately 1,000 feet upstream of North Blue Bell Road.	None	+249	
Little Sandy Creek	Approximately 300 feet upstream of Old Independence Road.	None	+240	Unincorporated Areas of Washington County.
	Approximately 200 feet downstream of Burleson Street.	None	+278	

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ADDRESSES

Unincorporated Areas of Washington County

Maps are available for inspection at the County Courthouse, 100 East Main, Brenham, TX 77833.

Box Elder County, Utah, and Incorporated Areas

Box Elder Creek	Just upstream of Watery Lane	None	+4236	City of Brigham City.
	Upstream end of Mayor's Pond spillway	None	+4541	

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ADDRESSES

City of Brigham City

Maps are available for inspection at 20 North Main Street, Brigham City, UT 84302.

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

Deborah S. Ingram,

Acting Deputy Assistant Administrator for Mitigation, Mitigation Directorate, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. E9-21471 Filed 9-4-09; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA-2008-0020; Internal Agency Docket No. FEMA-B-1072]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule.

SUMMARY: Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this notice is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be

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DATES: Comments are to be submitted on or before December 7, 2009.

ADDRESSES: The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

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FOR FURTHER INFORMATION CONTACT:

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