

An environmental analysis checklist and a categorical exclusion determination are available in the docket where indicated under **ADDRESSES**.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

■ For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

#### PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

■ 1. The authority citation for part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1226, 1231; 46 U.S.C. Chapter 701, 3306, 3703; 50 U.S.C. 191, 195; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

■ 2. Add a new temporary zone § 165.T11–295 to read as follows:

#### § 165.T11–295 Safety zone; APBA National Tour; Parker, AZ.

(a) *Location*. The limits of this temporary safety zone are the portion of the Colorado River from Headgate Dam to 0.5 miles north of the Bluewater Marine in Parker, Arizona.

(b) *Enforcement Period*. This section will be enforced from 6 a.m. to 6 p.m. on April 30, 2010 through May 2, 2010. If the event concludes prior to the scheduled termination time, the Captain of the Port will cease enforcement of this safety zone and will announce that fact via Broadcast Notice to Mariners.

(c) *Definitions*. The following definition applies to this section: *designated representative*, means any commissioned, warrant, and petty officers of the Coast Guard on board Coast Guard, Coast Guard Auxiliary, and local, state, and Federal law enforcement vessels who have been authorized to act on the behalf of the Captain of the Port.

(d) *Regulations*. (1) Entry into, transit through or anchoring within this safety zone is prohibited unless authorized by the Captain of the Port of San Diego or his designated on-scene representative.

(2) Mariners requesting permission to transit through the safety zone may request authorization to do so from the Patrol Commander. The Patrol Commander may be contacted on VHF-FM Channel 83.

(3) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated representative.

(4) Upon being hailed by U.S. Coast Guard patrol personnel by siren, radio,

flashing light, or other means, the operator of a vessel shall proceed as directed.

(5) The Coast Guard may be assisted by other Federal, state, or local agencies.

Dated: April 14, 2010.

**T.H. Farris,**

*Captain, U.S. Coast Guard, Captain of the Port San Diego.*

[FR Doc. 2010–10207 Filed 4–29–10; 8:45 am]

**BILLING CODE 9110–04–P**

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 98

[EPA–HQ–OAR–2008–0508; FRL–9143–5]

RIN 2060–AQ15

#### Mandatory Reporting of Greenhouse Gases: Minor Harmonizing Changes to the General Provisions

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** Because EPA received comments which could be construed as adverse, we are withdrawing the direct final rule to amend the general provisions for the Mandatory Greenhouse Gas (GHG) Reporting Rule, published on March 16, 2010.

**DATES:** Effective April 30, 2010, EPA withdraws the direct final rule published at 75 FR 12451 on March 16, 2010.

**FOR FURTHER INFORMATION CONTACT:** Carole Cook, Climate Change Division, Office of Atmospheric Programs (MC–6207J), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 343–9263; fax number: (202) 343–2342; e-mail address: [GHGReportingRule@epa.gov](mailto:GHGReportingRule@epa.gov).

**SUPPLEMENTARY INFORMATION:** On March 16, 2010, we published a direct final rule (75 FR 12451) and a parallel proposal (75 FR 12489) amending the general provisions for the GHG Reporting Rule. These amendments were issued as a direct final rule, along with a parallel proposal to be used as the basis for final action in the event EPA received any adverse comments on the direct final amendments. Because EPA received comments which could be construed as adverse, we are withdrawing the direct final rule to amend the general provisions for the Mandatory GHG Reporting Rule, published on March 16, 2010. We stated in that direct final rule that if we received adverse comment by April 15,

2010, the direct final rule would not take effect and we would publish a timely withdrawal in the **Federal Register**. We subsequently received comments that could be construed as adverse on that direct final rule. We will address those comments in a subsequent final action based on the parallel proposal published on March 16, 2010 (75 FR 12489). As stated in the direct final rule and the parallel proposed rule, we will not institute a second comment period on this action.

#### List of Subjects in 40 CFR Part 98

Environmental protection, Administrative practice and procedure, Greenhouse gases, Suppliers, Reporting and recordkeeping requirements.

Dated: April 23, 2010.

**Gina McCarthy,**

*Assistant Administrator for Office of Air and Radiation.*

■ Accordingly, the amendments to the rule published in the **Federal Register** on March 16, 2010 (75 FR 12451) are withdrawn as of April 30, 2010.

[FR Doc. 2010–10147 Filed 4–29–10; 8:45 am]

**BILLING CODE 6560–50–P**

#### DEPARTMENT OF HOMELAND SECURITY

#### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA–2010–0003]

#### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs 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).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

**ADDRESSES:** The final BFEs 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:** 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](mailto:kevin.long@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs 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 Deputy Federal Insurance and Mitigation Administrator has resolved any appeals resulting from this notification.

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. FEMA 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 FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This final 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.

*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 13132, Federalism.* This final rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This final 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 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:

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) modified	Communities affected
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**Lamar County, Alabama, and Incorporated Areas  
Docket No.: FEMA-B-1041**

Driver Creek .....	Approximately 3,318 feet upstream of the confluence with Luxapallila Creek. Approximately 3,810 feet upstream of the confluence with Luxapallila Creek.	+261  +265	Unincorporated Areas of Lamar County.
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\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Lamar County**

Maps are available for inspection at 44690 Highway 17, Vernon, AL 35592.

**Madison County, Florida, and Incorporated Areas  
Docket No.: FEMA-B-1017**

Norton Creek .....	Approximately 2.1 miles upstream of the confluence with the Withlacoochee River. Approximately 0.1 mile upstream of County Road 53 .....	+69  +91	Town of Lee, Unincorporated Areas of Madison County.
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\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Town of Lee**

Maps are available for inspection at the Town Hall, 286 Northeast County Road 255, Lee, FL 32059.

**Unincorporated Areas of Madison County**

Maps are available for inspection at the Madison County Annex Building, 229 Southwest Pinckney Street, Suite 219, Madison, FL 32340.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) modified	Communities affected
<b>Jackson County, Michigan (All Jurisdictions)</b> <b>Docket No.: FEMA-B-1007</b>			
Grand River .....	At the downstream side of Maple Grove Road .....	+909	Township of Rives.
	Approximately 0.5 mile upstream of Maple Grove Road ....	+910	
Grand River .....	At the upstream side of High Street .....	+935	City of Jackson, Township of Leoni, Township of Napoleon, Township of Summit.
	Approximately 1,400 feet upstream of Porbert Road .....	+942	
North Branch Grand River .....	At the confluence with the Grand River .....	+935	Township of Leoni.
	At the downstream side of 5th Street .....	+936	
North Branch Kalamazoo River	Approximately 0.6 mile upstream of North Main Street .....	+988	Township of Concord.
	Approximately 1 mile upstream of North Main Street .....	+988	
Vineyard Lake .....	Entire shoreline .....	+970	Township of Norvell, Township of Columbia.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Jackson

Maps are available for inspection at 161 West Michigan Avenue, Jackson, MI 49201.

##### Township of Columbia

Maps are available for inspection at 8500 Jefferson Road, Brooklyn, MI 49230.

##### Township of Concord

Maps are available for inspection at 402 South Main Street, Concord, MI 49237.

##### Township of Leoni

Maps are available for inspection at 913 5th Street, Michigan Center, MI 49254.

##### Township of Napoleon

Maps are available for inspection at 6755 Brooklyn Road, Napoleon, MI 49261.

##### Township of Norvell

Maps are available for inspection at 106 East Commercial Street, Norvell, MI 49263.

##### Township of Rives

Maps are available for inspection at 106 Main Street, Jackson, MI 49201.

##### Township of Summit

Maps are available for inspection at 2121 Ferguson Road, Jackson, MI 49201.

#### St. Clair County, Michigan (All Jurisdictions)

##### Docket No.: FEMA-B-1016

Beaubien Creek .....	At the confluence with Lake St. Clair .....	+579	Township of Clay, Township of Cottrellville, Township of Ira.
	At the upstream side of Mayer Road .....	+579	
Belle River .....	At the confluence with the St. Clair River .....	+581	City of Marine City, City of Marysville.
	Approximately 475 feet upstream of Broadway Street .....	+581	
Belle River .....	At the upstream side of Bordman Road .....	+699	Township of Riley.
	Approximately 550 feet upstream of Bordman Road .....	+701	
Black River .....	At the confluence with the St. Clair River .....	+583	City of Port Huron.
	At the upstream side of 7th Street .....	+583	
Lake Huron .....	Entire shoreline .....	+584	Township of Burtchville.
Lake St. Clair .....	Entire shoreline .....	+579	Township of Clay, Township of Ira.
Lester Bammel Drain .....	At the confluence with the St. Clair River .....	+581	Township of Cottrellville.
	Approximately 175 feet downstream of Paradise Boulevard.	+581	
Marine City Drain .....	At the confluence with the St. Clair River .....	+580	Township of Clay, City of Algonac.
	At the boundary with Algonac State Park .....	+580	
Meldrum Creek .....	At the confluence with Swan Creek .....	+579	Township of Ira.
	Approximately 1,500 feet upstream of the confluence with Swan Creek.	+579	
Middle Channel St. Clair River	At the confluence with Lake St. Clair .....	+579	Township of Clay.

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) modified	Communities affected
North Channel St. Clair River ...	At the diversion from North Channel St. Clair River ..... At the confluence with Lake St. Clair .....	+579 +579	Township of Clay, City of Algonac.
Pine River .....	At the diversion from South Channel St. Clair River ..... At the confluence with the St. Clair River ..... Approximately 0.3 mile upstream of South Riverside Avenue.	+580 +582 +582	City of St. Clair.
Robbins Drain .....	At the confluence with the St. Clair River .....	+580	Township of Cottrellville.
Robbins Drain Outlet .....	Approximately 500 feet downstream of Nautical Lane .....	+580	Township of Cottrellville.
South Channel/St. Clair River ..	At the confluence with the St. Clair River .....	+581	Township of Cottrellville.
South Channel/St. Clair River ..	At the confluence with Robbins Drain .....	+581	Township of Cottrellville.
South Channel/St. Clair River ..	At the confluence with Lake St. Clair .....	+579	City of Algonac, City of Marine City, City of Marysville, City of Port Huron, City of St. Clair, Township of Clay, Township of Cottrellville, Township of East China, Township of St. Clair.
South Channel/St. Clair River ..	At the confluence with Lake St. Clair .....	+579	City of Algonac, City of Marine City, City of Marysville, City of Port Huron, City of St. Clair, Township of Clay, Township of Cottrellville, Township of East China, Township of St. Clair.
Swan Creek .....	At Dunn Paper Gage .....	+584	Township of Casco, Township of Ira.
Swan Creek .....	At the confluence with Lake St. Clair .....	+579	Township of Casco, Township of Ira.
Swan Creek .....	At the downstream side of Arnold Road .....	+590	Township of Casco, Township of Ira.
Swan Creek .....	At the downstream side of Marine City Highway .....	+603	Township of Casco, Township of Ira.
Swan Creek .....	At the upstream side of Marine City Highway .....	+603	Township of Casco, Township of Ira.

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

- City of Algonac**  
Maps are available for inspection at 805 St. Clair Drive, Algonac, MI 48001.
- City of Marine City**  
Maps are available for inspection at 303 South Water Street, Marine City, MI 48039.
- City of Marysville**  
Maps are available for inspection at 1111 Delaware Avenue, Marysville, MI 48040.
- City of Port Huron**  
Maps are available for inspection at 100 McMorran Boulevard, Port Huron, MI 48060.
- City of St. Clair**  
Maps are available for inspection at 547 North Carney Drive, St. Clair, MI 48079.
- Township of Burtchville**  
Maps are available for inspection at 4000 Burtch Road, Lakeport, MI 48059.
- Township of Casco**  
Maps are available for inspection at 4512 Meldrum Road, Casco, MI 48064.
- Township of Clay**  
Maps are available for inspection at 4710 Pointe Tremble Road, Algonac, MI 48001.
- Township of Cottrellville**  
Maps are available for inspection at 7008 Marsh Road, Cottrellville, MI 48039.
- Township of East China**  
Maps are available for inspection at 5111 River Road, East China, MI 48054.
- Township of Ira**  
Maps are available for inspection at 7085 Meldrum Road, Fair Haven, MI 48023.
- Township of Riley**  
Maps are available for inspection at 13042 Belle River Road, Riley, MI 48041.
- Township of St. Clair**  
Maps are available for inspection at 1539 South Bartlett Road, St. Clair, MI 48079.

**McDonald County, Missouri, and Incorporated Areas  
 Docket No.: FEMA-B-1043**

Beaver Branch .....	Just downstream of Main Street .....	+884	City of Anderson, Unincorporated Areas of McDonald County.
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Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) modified	Communities affected
Indian Creek .....	Approximately 1.14 mile upstream of Sellers Street .....	+931	City of Anderson, Unincorporated Areas of McDonald County.
	Approximately 1.15 mile downstream of the confluence with Wild Creek.	+868	
Sugar Tree Branch .....	Approximately 2.79 miles upstream of U.S. Route 71 .....	+923	City of Anderson, Unincorporated Areas of McDonald County.
	Just downstream of East Street .....	+888	
Wild Creek .....	Approximately 1,785 feet upstream of Missouri Route F ...	+948	City of Anderson, Unincorporated Areas of McDonald County.
	Approximately 700 feet downstream of Missouri Route 59	+878	
	Approximately 410 feet upstream of Missouri Route 76 ....	+1002	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Anderson

Maps are available for inspection at 201 West Beaver Street, Anderson, MO 64831.

##### Unincorporated Areas of McDonald County

Maps are available for inspection at 602 Main Street, Pineville, MO 64856.

#### Douglas County, Nebraska, and Incorporated Areas Docket No.: FEMA-B-7759

Hell Creek .....	Approximately 50 feet upstream of Harrison Street .....	+1052	Village of Boystown, City of Omaha.
	At I Street .....	+1098	
	Just upstream of Pacific Street .....	+1166	
North Branch West Papillion Creek.	Approximately 250 feet upstream of Blondo Street .....	+1117	Unincorporated Areas of Douglas County, City of Omaha
	At Ida Street .....	+1165	
West Papillion Creek .....	At North 186th Street .....	+1191	City of Omaha.
	Approximately 1,200 feet upstream of I-80 .....	+1045	
	At U.S. Route 6 (West Dodge Road) .....	+1106	
	At Nebraska Highway 64 (West Maple Road) .....	+1182	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Omaha

Maps are available for inspection at City Hall, 1819 Farnam Street, Omaha, NE 68183.

##### Unincorporated Areas of Douglas County

Maps are available for inspection at the Douglas County Courthouse, 3015 Menke Circle, Omaha, NE 68134.

##### Village of Boystown

Maps are available for inspection at Village of Boys Town, 14100 Crawford Street, Boys Town, NE 68010.

#### Sarpy County, Nebraska, and Incorporated Areas Docket No.: FEMA-B-7759

Hell Creek .....	Approximately 100 feet downstream of Burlington Northern Santa Fe Railroad.	+1038	City of La Vista.
	Approximately 150 feet upstream of Burlington Northern Santa Fe Railroad.	+1039	
Midland Creek .....	Approximately 50 feet downstream of Harrison Street .....	+1049	City of Papillion, Unincorporated Areas of Sarpy County.
	Approximately 700 feet downstream of Cedarville Drive ....	+1011	
	Approximately 450 feet downstream of Nebraska Highway 370.	+1018	

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) modified	Communities affected
South Papillion Creek .....	Approximately 300 feet upstream of Giles Street .....	+1036	City of Papillion, City of La Vista.
Unnamed Tributary of South Papillion Creek.	At South 168th Street .....	+1100	Unincorporated Areas of Sarpy County, City of La Vista, City of Papillion.
	Approximately 300 feet upstream of South 204th Street ...	+1177	
Walnut Creek .....	Approximately 1,000 feet upstream of the confluence with South Papillion Creek.	+1042	City of Papillion.
	At Cornhuskers Road .....	+1056	
West Papillion Creek (with levees).	At Nebraska Highway 370 .....	+1104	City of Bellevue, City of La Vista, City of Papillion.
	At West Lincoln Street .....	+1023	
West Papillion Creek (without left levee).	Approximately 150 feet upstream of Nebraska Highway 370.	+1043	City of Bellevue, City of La Vista, City of Papillion.
	Just downstream of South 48th Street .....	+999	
West Papillion Creek (without right levee).	Just upstream of South 66th Street .....	+1007	City of Bellevue, City of La Vista, City of Papillion.
	At I-80 .....	+1043	
West Papillion Creek (without right levee).	Just downstream of South 48th Street .....	+999	City of Bellevue, City of La Vista, City of Papillion.
	Just upstream of South 66th Street .....	+1008	
West Papillion Creek (without right levee).	Just upstream of Washington Street .....	+1015	City of Bellevue, City of La Vista, City of Papillion.
	Just downstream of South 48th Street .....	+999	
West Papillion Creek (without right levee).	Just upstream of South 66th Street .....	+1008	City of Bellevue, City of La Vista, City of Papillion.
	Just upstream of Washington Street .....	+1014	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Bellevue**

Maps are available for inspection at 210 West Mission Avenue, Bellevue, NE 68005.

**City of La Vista**

Maps are available for inspection at 8116 Park View Boulevard, La Vista, NE 68128.

**City of Papillion**

Maps are available for inspection at 122 East 3rd Street, Papillion, NE 68046.

**Unincorporated Areas of Sarpy County**

Maps are available for inspection at the Sarpy County Courthouse, 1210 Golden Gate Drive, Papillion, NE 68046

**Clinton County, Ohio, and Incorporated Areas Docket No.: FEMA-B-1022**

Lytle Creek .....	Approximately 500 feet upstream of railroad .....	+1007	City of Wilmington.
Lytle Creek .....	Approximately 20 feet upstream of 4C Bicentennial Trail ..	+1020	Unincorporated Areas of Clinton County.
	Approximately 1,700 feet downstream of Nelson Avenue ..	+966	
Mary's Fork .....	Approximately 1,000 feet downstream of Nelson Avenue ..	+971	Unincorporated Areas of Clinton County.
	Approximately 20 feet upstream of 4C Bicentennial Trail ..	+1020	
Stonelick Creek .....	Approximately 800 feet upstream of 4C Bicentennial Trail	+1021	Unincorporated Areas of Clinton County.
	Just upstream of CSX Conrail .....	+1043	
Stonelick Creek .....	Just downstream of Howard Street .....	+1046	Unincorporated Areas of Clinton County.
	Approximately 1,600 feet downstream of State Highway 123.	+956	
Stonelick Creek .....	Approximately 1,200 feet downstream of State Highway 123.	+957	Village of Blanchester.
	Approximately 3,400 feet downstream of Westboro Road	+971	
Wilson Creek .....	Approximately 2,000 feet downstream of Westboro Road	+974	Unincorporated Areas of Clinton County.
	Approximately 1,800 feet downstream of Westboro Road	+974	
	Approximately 1,700 feet downstream of Westboro Road	+975	
	Approximately 1,800 feet downstream of Polk Road .....	+1036	
	Approximately 1,200 feet upstream of Polk Road .....	+1039	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.

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

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Wilmington

Maps are available for inspection at 69 North South Street, Wilmington, OH 45177.

##### Unincorporated Areas of Clinton County

Maps are available for inspection at 1326 Fife Avenue, Wilmington, OH 45177.

##### Village of Blanchester

Maps are available for inspection at 318 East Main Street, Blanchester, OH 45107.

#### Buffalo County, Wisconsin, and Incorporated Areas

##### Docket No.: FEMA-B-1013

Buffalo River .....	Approximately 7,700 feet downstream of the Eau Claire Street bridge.	+777	Unincorporated Areas of Buffalo County.
	Approximately 7,000 feet downstream of the Eau Claire Street bridge.	+777	
Mississippi River .....	Approximately 4.8 miles downstream of State Highway 54	+657	City of Alma, City of Buffalo, City of Fountain City, Unincorporated Areas of Buffalo County, Village of Cochrane, Village of Nelson.
Peeso Creek .....	Approximately 2.1 miles upstream of State Highway 25 .... Approximately 3,400 feet upstream of the Washington Street Bridge. Approximately 4,200 feet upstream of the Washington Street Bridge.	+680 +822 +825	Unincorporated Areas of Buffalo County.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Alma

Maps are available for inspection at City Hall, 314 North Main Street, Alma, WI 54610.

##### City of Buffalo

Maps are available for inspection at the Municipal Building, 245 East 10th Street, Buffalo City, WI 54622.

##### City of Fountain City

Maps are available for inspection at City Hall, 42 North Main Street, Fountain City, WI 54629.

##### Unincorporated Areas of Buffalo County

Maps are available for inspection at the Buffalo County Courthouse, 407 South 2nd Street, Alma, WI 54610.

##### Village of Cochrane

Maps are available for inspection at the Village Hall, 102 East 5th Street, Cochrane, WI 54622.

##### Village of Nelson

Maps are available for inspection at the Village Hall, 105 South Main Street, Nelson, WI 54756.

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

Dated: April 23, 2010.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2010-10053 Filed 4-29-10; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

#### 48 CFR Parts 201, 237, and 246

RIN 0750-AG49

#### Defense Federal Acquisition Regulation Supplement; Service Contract Surveillance (DFARS Case 2008-D032)

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** DoD is issuing a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to ensure that the requirement for a quality assurance surveillance plan is addressed for each contract with a dollar value above the simplified acquisition threshold, and that contracts for services have appropriate performance management or surveillance plans prepared for the work being performed under the contract.

**DATES:** Effective Date: April 30, 2010.

**FOR FURTHER INFORMATION CONTACT:** Ms. Mary Overstreet, Defense Acquisition Regulations System, OUSD(AT&L)DPAP(DARS), 3060 Defense Pentagon, Room 3B855, Washington, DC 20301-3060. Telephone 703-602-0311; facsimile 703-602-0350. Please cite DFARS Case 2008-D032.

#### SUPPLEMENTARY INFORMATION:

##### A. Background

The DoD improvement plan for the GAO High Risk Area—Contract Management, includes a commitment

from DoD to clarify and/or enhance the DFARS to ensure that appropriate surveillance plans are included in contracts for services. This rule amends the DFARS to ensure that quality assurance surveillance plans are prepared in conjunction with the statement of work or statement of objectives, and included in solicitations and contracts for services to facilitate assessments of contractor performance. Additionally, the requirement for a quality assurance surveillance plan shall be addressed and documented in the contract file for each contract with a dollar value above the simplified acquisition threshold.

DoD is issuing this rule as a final rule because this rule does not have a significant effect beyond the internal operating procedures of DoD and does not have a significant cost or administrative impact on contractors or offerors. Therefore, public comment is not required in accordance with 41 U.S.C. 418b(a).

##### B. Regulatory Flexibility Act

The Regulatory Flexibility Act does not apply to this rule. This final rule does not constitute a significant DFARS revision within the meaning of FAR 1.501 and public comment is not required in accordance with 41 U.S.C. 418b(a).

##### C. Paperwork Reduction Act

The Paperwork Reduction Act (Pub. L. 96-511) does not apply because the rule does not impose additional 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 201, 237, and 246

Government procurement.

**Ynette R. Shelkin,**

*Editor, Defense Acquisition Regulations System.*

■ Therefore, 48 CFR parts 201, 237, and 246 are amended as follows:

■ 1. The authority citation for 48 CFR parts 201, 237, and 246 continues to read as follows:

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

## PART 201—FEDERAL ACQUISITION REGULATIONS SYSTEM

■ 2. Section 201.602-2 is amended by revising paragraph (1) to read as follows:

#### 201.602-2 Responsibilities.

(1) Follow the procedures at PGI 201.602-2 regarding designation, assignment, and responsibilities of a contracting officer's representative (COR).

\* \* \* \* \*

## PART 237—SERVICE CONTRACTING

■ 3. Section 237.172 is added to read as follows:

#### 237.172 Service Contracts Surveillance.

Ensure that quality assurance surveillance plans are prepared in conjunction with the preparation of the statement of work or statement of objectives for solicitations and contracts for services. These plans should be tailored to address the performance risks inherent in the specific contract type and the work effort addressed by the contract. (See FAR Subpart 46.4.) Retain quality assurance surveillance plans in the official contract file. See <https://sam.dau.mil>, Step Four—Requirements Definition, for examples of quality assurance surveillance plans.

## PART 246—QUALITY ASSURANCE

■ 4. Section 246.401 is added to read as follows:

#### 246.401 General.

The requirement for a quality assurance surveillance plan shall be addressed and documented in the contract file for each contract except for those awarded using simplified acquisition procedures. For contracts for services, the contracting officer should prepare a quality assurance surveillance plan to facilitate assessment of contractor performance, see 237.172. For contracts for supplies, the contracting officer should address the need for a quality assurance surveillance plan.

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