

not carried in a particular community would be completely unmoored from any justification for the penalty rate in the first place.” NCTA comments at 14. In any event, we note that if two cable systems merge, and the operator then carries a non-permitted distant signal above its market quota, under the analysis stated herein, this “newly added” signal would be subject to the 3.75% fee.

## V. Conclusion

Based on the preceding, we hereby terminate this proceeding. The Office will not consider the issues raised by NCTA in any further proceeding unless Congress so requires by statute. This constitutes a final action by the Copyright Office.

Dated: May 2, 2008.

Marybeth Peters,

Register of Copyrights.

[FR Doc. E8-10088 Filed 5-6-08; 8:45 am]

BILLING CODE 1410-30-S

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket No. FEMA-B-7778]

#### Proposed Flood Elevation Determinations

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

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1 percent 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 August 5, 2008.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community are 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-7778, to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151, or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:**

William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151 or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@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.

**Administrative Procedure Act**

*Statement.* This matter is not a rulemaking governed by the Administrative Procedure Act (APA), 5 U.S.C. 553. FEMA publishes flood elevation determinations for notice and comment; however, they are governed by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and do not fall under the APA.

**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:

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Jackson County, North Carolina, and Incorporated Areas				
Abbs Creek .....	At the confluence with Caney Fork .....	None	+2419	Unincorporated Areas of Jackson County.
	Approximately 0.4 mile upstream of East Brasstown Road (State Road 1744).	None	+2688	
Allens Branch .....	At the confluence with Scott Creek .....	None	+2074	Unincorporated Areas of Jackson County, Town of Sylva.
	Approximately 1,500 feet upstream of East Nugget Lane.	None	+2480	
Barkers Creek .....	At the confluence with Tuckasegee River .....	None	+1899	Unincorporated Areas of Jackson County.
	Approximately 350 feet upstream of West Barkers Creek Road (State Road 1392).	None	+2022	
Big Witch Creek .....	At the confluence with Wrights Creek .....	None	+2438	Eastern Band of Cherokee Indians.
	Approximately 1.6 miles upstream of the confluence with Wrights Creek.	None	+3024	
Blackrock Creek .....	At the confluence with Soco Creek .....	None	+2530	Unincorporated Areas of Jackson County, Eastern Band of Cherokee Indians.
	Approximately 1.3 miles upstream of confluence with Soco Creek.	None	+3052	
Blanton Branch .....	At the confluence with Scott Creek .....	None	+2143	Unincorporated Areas of Jackson County.
	Approximately 1,200 feet upstream of East Racking Cove (State Road 1775).	None	+2371	
Brook Branch .....	At the confluence with Greens Creek .....	None	+2140	Unincorporated Areas of Jackson County.
	Approximately 220 feet upstream of East Alpine Road	None	+2199	
Brushy Fork .....	At the confluence with Greens Creek .....	None	+2261	Unincorporated Areas of Jackson County.
	Approximately 20 feet upstream of West Brushy Fork Road (State Road 1371).	None	+2327	
Buff Creek .....	At the confluence with Scott Creek .....	None	+2260	Unincorporated Areas of Jackson County.
	Approximately 1,900 feet upstream of East Bamboo Trail.	None	+2428	
Bumgarner Branch .....	At the confluence with Mill Creek (into Tuckasegee River).	None	+2114	Unincorporated Areas of Jackson County.
	Approximately 1,200 feet upstream of Big Orange Way.	None	+2136	
Camp Creek .....	At the confluence with Tuckasegee River .....	None	+1856	Unincorporated Areas of Jackson County.
	Approximately 50 feet upstream of East Firefly Road (State Road 1408).	None	+2088	
Cane Branch .....	At the confluence with Tuckasegee River .....	None	+1871	Unincorporated Areas of Jackson County.
	Approximately 1,670 feet upstream of the confluence with Tuckasegee River.	None	+1953	
Cane Creek .....	Approximately 50 feet upstream of East Old Cullowhee Road (State Road 1002).	None	+2058	Unincorporated Areas of Jackson County.
	Approximately 2,000 feet upstream of East Old Cullowhee Road (State Road 1002).	None	+2122	
Caney Fork .....	Approximately 10 feet upstream of the confluence with Tuckasegee River.	None	+2123	Unincorporated Areas of Jackson County.
	Approximately 0.9 mile upstream of the confluence of Mull Creek.	None	+2932	
Cedar Creek .....	At the confluence with West Fork Tuckasegee River ..	None	+3499	Unincorporated Areas of Jackson County.
	Approximately 1.1 miles upstream of East Receptive Drive.	None	+3672	
Chastine Creek .....	At the confluence with Cane Creek .....	None	+2550	Unincorporated Areas of Jackson County.
	Approximately 2,000 feet upstream of East Caney Fork Road (State Road 1737).	None	+2824	

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Chattooga River .....	At the North Carolina/South Carolina State boundary	None	+2150	Unincorporated Areas of Jackson County.
	Approximately 0.7 mile upstream of the confluence of Chattooga River Tributary 5.	None	+3399	
Cope Creek .....	Approximately 80 feet upstream of confluence with Scott Creek.	+2045	+2046	Unincorporated Areas of Jackson County, Town of Sylva.
	Approximately 50 feet upstream of East Claude Cook Road (State Road 1712).	None	+2396	
Cox Branch .....	At the confluence with Cullowhee Creek .....	None	+2107	Unincorporated Areas of Jackson County, Town of Forest Hills.
	Approximately 1,450 feet upstream of West Slate Mountain.	None	+2204	
Crooked Creek .....	At the confluence with Tuckasegee River .....	None	+1853	Unincorporated Areas of Jackson County, Eastern Band of Cherokee Indians.
	Approximately 1,400 feet upstream of East Dynasty Drive.	None	+1891	
Cullowhee Creek .....	Approximately 400 feet upstream of West Camp Lab Road.	None	+2096	Unincorporated Areas of Jackson County.
	Approximately 300 feet upstream of West Ramp Cove Road.	None	+2367	
Cullowhee Creek Tributary 3	At the confluence with Cullowhee Creek .....	None	+2137	Unincorporated Areas of Jackson County.
	Approximately 110 feet upstream of West Parker Farm Road (State Road 1166).	None	+2170	
Dark Ridge Creek .....	At the confluence with Scott Creek .....	None	+2632	Unincorporated Areas of Jackson County.
	Approximately 0.5 mile upstream of the confluence with Scott Creek.	None	+2686	
Dicks Creek .....	At the confluence with Tuckasegee River .....	None	+1933	Unincorporated Areas of Jackson County.
	Approximately 900 feet upstream of East Dicks Creek Road (State Road 1388).	None	+2216	
Dills Branch .....	Approximately 90 feet upstream of U.S. Highway 23/74.	None	+2021	Unincorporated Areas of Jackson County, Town of Sylva.
	Approximately 320 feet upstream of East Dills Cove Road (State Road 1380).	None	+2534	
Dills Creek (into Fisher Creek).	At the confluence with Fisher Creek .....	None	+2396	Unincorporated Areas of Jackson County.
	Approximately 650 feet upstream of West Dills Branch Road.	None	+2821	
East Fork Savannah Creek ..	At the confluence with Savannah Creek .....	None	+2175	Unincorporated Areas of Jackson County.
	Approximately 1,700 feet upstream of West Chickadee Lane.	None	+2342	
Fisher Creek .....	At the confluence with Scott Creek .....	None	+2118	Unincorporated Areas of Jackson County.
	Approximately 150 feet upstream of West Kellogg Lane.	None	+2467	
Flat Creek .....	At the confluence with Tuckasegee River .....	None	+2566	Unincorporated Areas of Jackson County.
	Approximately 2.3 miles upstream of the confluence with Tuckasegee River.	None	+3275	
Fowler Creek .....	At the confluence with Chattooga River .....	None	+2706	Unincorporated Areas of Jackson County.
	Approximately 1,430 feet upstream of West Chimney Top Trail.	None	+3415	
Gem Creek .....	At the confluence with Little Pine Creek .....	None	+3534	Unincorporated Areas of Jackson County.
	Approximately 900 feet upstream of West Salt Rock Road (State Road 1160).	None	+3550	
Gladie Creek .....	At the confluence with Tuckasegee River .....	None	+2566	Unincorporated Areas of Jackson County.
	Approximately 1.3 miles upstream of the confluence with Tuckasegee River.	None	+2644	

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Grassy Camp Creek .....	At the confluence with Norton Creek .....	None	+3632	Unincorporated Areas of Jackson County.
	Approximately 800 feet upstream of Norton Road (State Road 1143).	None	+3678	
Greenland Creek .....	At the confluence with Panthertown Creek and Tuckasegee River.	None	+3654	Unincorporated Areas of Jackson County.
	Approximately 1.2 miles upstream of the confluence with Panthertown Creek and Tuckasegee River.	None	+3711	
Greens Creek .....	At the confluence with Savannah Creek .....	None	+2119	Unincorporated Areas of Jackson County.
	Approximately 1,060 feet upstream of West Sugar Fork Road (State Road 1370).	None	+2417	
Hornbuckle Creek .....	At the confluence with Soco Creek .....	None	+2776	Unincorporated Areas of Jackson County, Eastern Band of Cherokee Indians.
	Approximately 0.9 mile upstream of the confluence with Soco Creek.	None	+3042	
Horsepasture River .....	At the Jackson/Transylvania County boundary .....	None	+2973	Unincorporated Areas of Jackson County.
	Approximately 0.4 mile upstream of U.S. 64 Highway	None	+3208	
Horsepasture River Tributary 4.	At the confluence with Horsepasture River .....	None	+3141	Unincorporated Areas of Jackson County.
	Approximately 1,400 feet upstream of the confluence with Horsepasture River.	None	+3147	
Hurricane Creek .....	At the confluence with West Fork Tuckasegee River ..	None	+3499	Unincorporated Areas of Jackson County.
	Approximately 0.8 mile upstream of North Norton Road (State Road 1145).	None	+3635	
Jacks Creek .....	At the confluence with Tuckasegee River .....	None	+1884	Unincorporated Areas of Jackson County.
	Approximately 700 feet upstream of U.S. Highway 74	None	+1935	
Johns Creek .....	At the confluence with Caney Fork .....	None	+2292	Unincorporated Areas of Jackson County.
	Approximately 1,800 feet upstream of East Nicholson Cove Road (State Road 1748).	None	+2479	
Kitchen Branch .....	At the confluence with Scott Creek .....	None	+2105	Unincorporated Areas of Jackson County.
	Approximately 1,350 feet upstream of East Kitchen Branch Road (State Road 1442).	None	+2714	
Knob Creek .....	At the confluence with Norton Creek .....	None	+3578	Unincorporated Areas of Jackson County.
	Approximately 1,350 feet upstream of Flintlock Road	None	+3985	
Laurel Branch .....	At the confluence with Tuckasegee River .....	None	+1918	Unincorporated Areas of Jackson County.
	Approximately 1,600 feet upstream of Cowee Tunnel Road.	None	+2119	
Little Pine Creek .....	At the confluence with Pine Creek .....	None	+3532	Unincorporated Areas of Jackson County.
	Approximately 180 feet upstream of West Salt Rock Road (State Road 1160).	None	+3582	
Little Savannah Creek .....	At the confluence with Savannah Creek .....	None	+2028	Unincorporated Areas of Jackson County.
	Approximately 800 feet upstream of East Little Savannah Road (State Road 1367).	None	+2190	
Locust Creek .....	Approximately 500 feet upstream of the confluence with Tuckasegee River.	+2042	+2043	Unincorporated Areas of Jackson County.
	Approximately 0.5 mile upstream of West Match Point	None	+2314	
Logan Creek .....	At the confluence with Horsepasture River .....	None	+3158	Unincorporated Areas of Jackson County.
	Approximately 0.6 mile upstream of U.S. 64 Highway	None	+3170	
Long Branch .....	Approximately 950 feet upstream of East Little Savannah Road (State Road 1367).	None	+2235	Unincorporated Areas of Jackson County.
	Approximately 1,650 feet upstream of East Little Savannah Road (State Road 1367).	None	+2262	
Long Branch (into Horsepasture River).	At the confluence with Horsepasture River .....	None	+3128	Unincorporated Areas of Jackson County.
	Approximately 980 feet upstream of U.S. Highway 64	None	+3134	

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Mill Creek .....	At the confluence with West Fork Tuckasegee River ..	None	+3499	Unincorporated Areas of Jackson County.
Mill Creek (into Tuckasegee River).	Approximately 940 feet upstream of Sunbird Lane .....	None	+3780	Unincorporated Areas of Jackson County, Town of Sylva, Town of Webster.
	At the confluence with Tuckasegee River .....	None	+2026	
Monteith Branch .....	Approximately 150 feet upstream of the confluence of Bumgarner Branch.	None	+2114	Unincorporated Areas of Jackson County.
	At the confluence with Scott Creek .....	None	+2114	
Moses Creek .....	Approximately 1,010 feet upstream of West Razorback Trail.	None	+3118	Unincorporated Areas of Jackson County.
	At the confluence with Caney Fork .....	None	+2198	
Mull Creek .....	Approximately 30 feet upstream of East Moses Creek Road.	None	+2371	Unincorporated Areas of Jackson County.
	At the confluence with Caney Fork .....	None	+2709	
Nations Creek .....	Approximately 0.5 mile upstream of East Caney Fork Road (State Road 1737).	None	+2845	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+1869	
Norton Creek .....	Approximately 0.9 mile upstream of confluence with Tuckasegee River.	None	+2011	Unincorporated Areas of Jackson County.
	At the confluence with West Fork Tuckasegee River ..	None	+3499	
Norton Mill Creek .....	Approximately 600 feet upstream of Jodytown Road (State Road 1150).	None	+3677	Unincorporated Areas of Jackson County.
	At the confluence with Chattooga River .....	None	+2566	
Ochre Hill Creek .....	Approximately 0.6 mile upstream of West Whiteside Cove Road (State Road 1107).	None	+2767	Unincorporated Areas of Jackson County.
	At the confluence with Scott Creek .....	None	+2227	
Panthertown Creek .....	Approximately 1,520 feet upstream of the confluence with Scott Creek.	None	+2271	Unincorporated Areas of Jackson County.
	At the confluence with Greenland Creek and Tuckasegee River.	None	+3654	
Panthertown Creek Tributary 1.	Approximately 0.7 mile upstream of the confluence of Panthertown Creek Tributary 1.	None	+3702	Unincorporated Areas of Jackson County.
	At the confluence with Panthertown Creek .....	None	+3662	
Peewee Branch .....	Approximately 1,540 feet upstream of the confluence with Panthertown Creek.	None	+3674	Unincorporated Areas of Jackson County.
	At the confluence with Greens Creek .....	None	+2332	
Pine Creek .....	Approximately 685 feet upstream of the confluence with Greens Creek.	None	+2357	Unincorporated Areas of Jackson County.
	At the confluence with West Fork Tuckasegee River ..	None	+3499	
Pressley Creek .....	Approximately 0.6 mile upstream of West Pine Creek Road (State Road 1163).	None	+3568	Unincorporated Areas of Jackson County.
	At the confluence with Tilley Creek .....	None	+2186	
Savannah Creek .....	Approximately 800 feet upstream of the confluence with Tilley Creek.	None	+2204	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+2004	
Scott Creek .....	Approximately 0.4 mile upstream of the confluence of Shell Branch.	None	+3081	Unincorporated Areas of Jackson County, Town of Dillsboro, Town of Sylva.
	At the confluence with Tuckasegee River .....	None	+1974	
Scott Creek Tributary 13 .....	Approximately 350 feet upstream of U.S. 74/23 Highway.	None	+3164	Unincorporated Areas of Jackson County.
	At the confluence with Scott Creek .....	None	+2127	

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Shoal Creek .....	Approximately 850 feet upstream of East Skyland Drive (State Road 1432).	None	+2160	Unincorporated Areas of Jackson County.
	At the confluence with Soco Creek .....	+1941	+1943	
Silver Run Creek .....	Approximately 1.4 miles upstream of East Olivet Church Road (State Road 1424).	None	+2052	Unincorporated Areas of Jackson County.
	At the confluence with Whitewater River .....	None	+3303	
Slickens Creek .....	Approximately 0.9 mile upstream of East Moody Road (State Road 1106).	None	+3465	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+2893	
Soapstone Creek .....	Approximately 1,300 feet upstream of the confluence with Tuckasegee River.	None	+3181	Unincorporated Areas of Jackson County.
	At the confluence with Scott Creek .....	None	+2541	
Soco Creek .....	Approximately 580 feet upstream of East Cripple Creek (State Road 1708).	None	+2627	Unincorporated Areas of Jackson County, Eastern Band of Cherokee Indians.
	Approximately 1,100 feet downstream of U.S. Highway 441.	+1935	+1936	
Sugar Fork .....	Approximately 350 feet upstream of the confluence of Hornbuckle Creek.	None	+2808	Unincorporated Areas of Jackson County.
	At the confluence with Greens Creek .....	None	+2359	
Sutton Branch .....	Approximately 800 feet upstream of the confluence with Greens Creek.	None	+2400	Unincorporated Areas of Jackson County.
	At the confluence with Savannah Creek .....	None	+2098	
Tanasee River .....	Approximately 0.6 mile upstream of U.S. 23/441 Highway.	None	+2196	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+3078	
Tatham Creek .....	Approximately 0.4 mile upstream of East Tannasee Creek Road (State Road 1262).	None	+3157	Unincorporated Areas of Jackson County.
	At the confluence with Savannah Creek .....	None	+2241	
Tilley Creek .....	Approximately 1,400 feet upstream of the confluence with Savannah Creek.	None	+2289	Unincorporated Areas of Jackson County.
	At the confluence with Cullowhee Creek .....	None	+2150	
Trout Creek .....	Approximately 0.6 mile upstream of West Tilley Creek Road (State Road 1001).	None	+2424	Unincorporated Areas of Jackson County.
	At the confluence with West Fork Tuckasegee River ..	None	+2439	
Tuckasegee River .....	Approximately 0.4 mile upstream of East Trout Creek Road (State Road 1131).	None	+2771	Unincorporated Areas of Jackson County.
	Approximately 150 feet downstream of the Jackson/Swain County boundary.	None	+1835	
Tuckasegee River Tributary 13.	The confluence of Greenland Creek and Panthertown Creek.	None	+3654	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+1849	
Tuckasegee River Tributary 42.	Approximately 500 feet upstream of West Thomas Cove Road.	None	+1881	Unincorporated Areas of Jackson County.
	At the confluence with Tucksegee River .....	None	+2129	
Wayehutta Creek .....	Approximately 930 feet upstream of the confluence with Tuckasegee River.	None	+2132	Unincorporated Areas of Jackson County.
	Approximately 500 feet upstream of the confluence with Tuckasegee River.	+2079	+2080	
West Fork Tuckasegee River	Approximately 1,260 feet upstream of East Wayehutta Road (State Road 1731).	+2079	+2096	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+2149	
Whitewater River .....	At the confluence of Hurricane Creek .....	None	+3499	Unincorporated Areas of Jackson County.
	At the North Carolina/South Carolina State boundary	None	+1961	

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Wolf Creek .....	Approximately 550 feet upstream of confluence of Silver Run Creek.	None	+3308	Unincorporated Areas of Jackson County.
	At the confluence with Tuckasegee River .....	None	+2571	
Wrights Creek .....	Approximately 2.3 miles upstream of West Canada Road.	None	+3108	Eastern Band of Cherokee Indians.
	Approximately 500 feet upstream of the confluence with Soco Creek.	+2054	+2055	
	Approximately 0.9 mile upstream of the confluence of Big Witch Creek.	None	+2708	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Eastern Band of Cherokee Indians

Maps are available for inspection at Ginger Lynn Welch Complex, 810 Aquoni Road, Cherokee, NC.

##### Town of Dillsboro

Maps are available for inspection at Dillsboro Town Office, 42 Front Street, Dillsboro, NC.

##### Town of Forest Hills

Maps are available for inspection at Jackson County Inspections Department, 401 Grindstaff Cove Road, Suite 105, Sylva, NC.

##### Town of Sylva

Maps are available for inspection at Sylva Town Hall, 83 Allen Street, Sylva, NC.

##### Town of Webster

Maps are available for inspection at Jackson County Inspections Department, 401 Grindstaff Cove Road, Suite 105, Sylva, NC.

#### Unincorporated Areas of Jackson County

Maps are available for inspection at Jackson County Inspections Department, 401 Grindstaff Cove Road, Suite 105, Sylva, NC.

#### Jackson County, Ohio, and Incorporated Areas

North Pigeon Creek .....	Approximately 800 feet downstream of Chessie System Railroad.	None	+630	Unincorporated Areas of Jackson County.
	Approximately 580 feet upstream of County Highway 31.	None	+641	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

#### Unincorporated Areas of Jackson County

Maps are available for inspection at GIS Office, 237 E. Main Street, Jackson, OH 45640.

#### Rusk County, Wisconsin, and Incorporated Areas

Chippewa River .....	At County Boundary with Chippewa County .....	+1045	+1046	Unincorporated Areas of Rusk County.
	Approximately 7.5 miles upstream of County Highway E.	None	+1065	
Flambeau River .....	At its confluence with Chippewa River .....	+1056	+1054	Unincorporated Areas of Rusk County, City of Ladysmith.
Flambeau River .....	Approximately 1.5 miles upstream of U.S. Highway 8	+1117	+1120	Unincorporated Areas of Rusk County.
	At Dairyland Reservoir .....	None	+1184	
	At Big Falls Dam .....	None	+1190	

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

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

\*\*BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### City of Ladysmith

Maps are available for inspection at City Hall, 120 Miner Avenue West, Ladysmith, WI 54848.

##### Unincorporated Areas of Rusk County

Maps are available for inspection at Rusk County Courthouse, 311 East Miner Avenue, Ladysmith, WI 54848.

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

Dated: April 29, 2008.

**David I. Maurstad,**

*Federal Insurance Administrator of the  
National Flood Insurance Program,  
Department of Homeland Security, Federal  
Emergency Management Agency.*

[FR Doc. E8-10152 Filed 5-6-08; 8:45 am]

**BILLING CODE 9110-12-P**