

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket No. FEMA-B-7775]

**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 6, 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-7775, 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:

State	City/town/county	Source of flooding	Location **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground	
				Existing	Modified
<b>City of Virginia Beach, Virginia</b>					
Virginia .....	City of Virginia Beach.	Atlantic Ocean .....	Approximately 550 feet east of Sandpiper Lane approximately 1.5 miles south of Little Island District Park.	+4	+10
			Approximately 150 feet east of Sandpiper Lane approximately 1 mile south of Little Island District Park.	+4	+10

State	City/town/county	Source of flooding	Location **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground	
				Existing	Modified
Virginia .....	City of Virginia Beach.	Chesapeake Bay .....	Approximately 300 feet north of Porpoise Lane between Sandfiddler Road and Sandpiper Road.	+9	+10
			Approximately 1200 feet south of Porpoise Lane between Sandfiddler Road and Sandpiper Road.	+9	+10
			Numerous locations along the Atlantic shoreline (extending inland up to 1 mile) from Cape Henry to the southernmost corporate limit of VA Beach. AO zones with depths ranging 1–2 feet & X unshaded zones are now AE or VE zones with BFEs ranging 4–11 feet.	None	+11
			Immediately south of Oceanview Avenue between Fentress Avenue and Seaview Avenue.	None	+6.8

\* National Geodetic Vertical Datum.

# Depth in feet above ground.

+ North American Vertical Datum.

\*\* 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 Virginia Beach**

Maps are available for inspection at 2405 Courthouse Drive, Building 2, Third Floor, Virginia Beach, VA 23456.

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

**Mohave County, Arizona, and Incorporated Areas**

Beaver Dam Wash .....	1 mile downstream of Old U.S. 91 .....	None	+1800	Unincorporated Areas of Mohave County.
Big Montana Wash .....	2.3 miles upstream of Old U.S. 91 .....	None	+1926	City of Bullhead City.
	Approximately 1,325 feet downstream of Black Mountain Road.	None	#1	
	Approximately 425 feet downstream of Ramar Road ..	None	+534	
	Approximately 100 feet downstream of State Route 95.	None	+603	
Big Montana Wash Overflow	Approximately 1,325 feet downstream of Black Mountain Road.	None	+767	City of Bullhead City.
	Approximately 380 feet upstream of Tesota Road .....	None	+876	
	Approximately at confluence with Big Montana Wash	None	#1	
Bojorquez Wash .....	Approximately 150 feet upstream of Country Club Road.	None	#1	City of Bullhead City.
	Approximately 120 feet upstream of Country Club Road.	None	+504	
Cerbat Wash .....	Approximately 700 feet downstream of Ramada Road	None	+2478	Unincorporated Areas of Mohave County.
Cerbat Wash Tributary 1A ....	Approximately 250 feet upstream of Shipp Drive .....	None	+2765	Unincorporated Areas of Mohave County.
	Approximately 1,400 feet downstream of Unkar Drive	None	+2563	
Chaparral Wash .....	Approximately 200 feet downstream of Bolsa Drive ....	None	+2630	City of Bullhead City.
	Approximately at upstream side of Newberry Road ....	None	#1	
	Approximately 1,200 feet upstream of Acacia Road ...	None	#2	
	Approximately 300 feet downstream of Country Club Road.	None	+504	
	Approximately 400 feet downstream of Country Club Road.	None	+504	
	Approximately 400 feet downstream of State Route 95.	None	+548	
	Approximately 1,200 feet upstream of Acacia Way .....	None	+726	

Flooding source(s)	Location of referenced elevation **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Chaparral Wash Tributary 1	Approximately 0.68 mile upstream of Acacia Way .....	None	+778	City of Bullhead City.
	Approximately 0.48 mile downstream of Acacia Way ..	None	#1	
	Approximately 0.75 mile downstream of Acacia Way ..	None	#1	
	Approximately 1,355 feet downstream of Acacia Way	None	#2	
	Approximately 0.60 mile downstream of Acacia Way ..	None	#2	
Chaparral Wash Tributary 2	Approximately 1,300 feet downstream of Acacia Way	None	+670	City of Bullhead City.
	Approximately 650 feet upstream of Acacia Way .....	None	+717	
	Approximately 830 feet downstream of Havasupai Road.	None	#2	
	Approximately 830 feet downstream of Havasupai Road.	None	+726	
	Approximately 50 feet downstream of Havasupai Road.	None	+749	
Chemehuevi Wash .....	Approximately 1,170 feet downstream of Sweetwater Avenue.	None	+669	City of Lake Havasu, Unincorporated Areas of Mohave County.
Colorado River .....	Approximately 0.80 mile upstream of Chicksaw Drive	None	+1374	City of Bullhead City, Unincorporated Areas of Mohave County.
	Approximately at the upstream side of Interstate 40 ...	None	+465	
Davis Wash .....	Approximately 250 feet downstream of Davis Dam .....	None	+514	City of Bullhead City.
	Approximately 700 feet upstream of La Puerta Road	None	#1	
	Approximately 0.53 mile downstream of La Puerta Road.	None	#1	
	Approximately 0.40 mile downstream of La Puerta Road.	None	#2	
	Approximately 100 feet downstream of State Route 95.	None	+522	
	Approximately 100 feet downstream of Pegasus Ranch Road.	None	+967	
Davis Wash Tributary 1 .....	Approximately 100 feet upstream of Pegasus Ranch Road.	None	+987	City of Bullhead City.
	Approximately 550 feet upstream of Pegasus Ranch Road.	None	#1	
Davis Wash Tributary 1 of Tributary 1.	Approximately 550 feet upstream of Pegasus Ranch Road.	None	#1	City of Bullhead City.
Davis Wash Tributary 2 .....	Approximately 550 feet upstream of Pegasus Ranch Road.	None	#1	City of Bullhead City.
Davis Wash Tributary 3 .....	Approximately 530 feet upstream of Pegasus Ranch Road.	None	#1	City of Bullhead City.
Davis Wash Tributary 4 .....	Approximately 500 feet upstream of Pegasus Ranch Road.	None	#1	City of Bullhead City.
	Approximately 50 feet downstream of Pegasus Ranch Road.	None	#1	
Davis Wash Tributary 5 .....	Approximately 1,100 feet upstream of McCormick Blvd.	None	#1	City of Bullhead City.
Dump Wash .....	Approximately 100 feet upstream of Bullhead Parkway.	None	#1	City of Bullhead City.
	Approximately 300 feet upstream of State Route 95 ...	None	#1	
	Approximately 1,850 feet downstream of Bullhead Parkway.	None	#1	
	Approximately 100 feet downstream of Bullhead Parkway.	None	#2	
El Dorado Wash .....	Approximately upstream side of State Route 95 .....	None	#2	City of Lake Havasu.
	Approximately 0.40 mile upstream of Lost Hills Road	None	#2	
	Approximately 700 feet downstream of London Bridge Road.	None	+462	
Fort Mohave Wash .....	Approximately 1,320 feet upstream of Jamaica Blvd ..	None	+1276	City of Bullhead City, Unincorporated Areas of Mohave County.
	Approximately 1,250 feet upstream of State Route 95	None	#1	
Fox Wash .....	Approximately 0.57 mile upstream of Arroyo Vista Drive.	None	#2	City of Bullhead City.
	Approximately 150 feet upstream of confluence with Soto Wash.	None	#2	
	Approximately 0.64 mile upstream of State Route 95	None	#1	
	Approximately 1,200 feet downstream of Tera Loma Road.	None	#1	

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
	Approximately 1,730 feet downstream of Bullhead Parkway.	None	#2	
	Approximately 1,450 feet downstream of State Route 95.	None	#2	
	Approximately 700 feet downstream of State Route 95.	None	#3	
	Approximately 0.63 mile downstream of Tera Loma Road.	None	+491	
	Approximately 600 feet downstream of State Route 95.	None	+511	
	Approximately 0.64 mile upstream of State Route 95	None	+642	
	Approximately 1,700 feet downstream of Bullhead Parkway.	None	+802	
	Approximately 1,950 feet upstream of Bullhead Parkway.	None	+903	
Green Wash .....	Approximately 250 feet upstream of confluence with Williams Wash.	None	+703	City of Bullhead City.
	Approximately 1.42 miles upstream of confluence with Green Wash Tributary 2.	None	+1465	
Green Wash Tributary 1 .....	Approximately 70 feet upstream of confluence with Green Wash.	None	+967	City of Bullhead City.
	Approximately 2.1 miles upstream of confluence with Green Wash.	None	+1450	
Green Wash Tributary 2 .....	Approximately 0.41 mile upstream of confluence with Green Wash.	None	#1	City of Bullhead City.
Havasupai Wash at Bullhead City.	Approximately 870 feet upstream of Camino del Rio Road.	None	#1	City of Bullhead City.
	Approximately 870 feet upstream of Camino del Rio Road.	None	+504	
Havasupai Wash at Bullhead City Tributary 1.	Approximately 0.5 mile upstream of Miracle Mile Road.	None	#1	City of Bullhead City.
	Approximately 0.50 mile upstream of Miracle Mile Road.	None	+651	
	Approximately 0.82 mile upstream of Miracle Mile Road.	None	+691	
Havasupai Wash at Lake Havasu City.	Approximately 1,060 feet downstream of London Bridge Road.	None	+452	City of Lake Havasu.
	Approximately 800 feet upstream of Paso de Oro Drive.	None	+1506	
Highland Wash .....	Approximately 300 feet downstream of State Route 95.	None	+518	City of Bullhead City.
	Approximately 325 feet upstream of Bullhead Parkway.	None	+693	
Indian Peak Wash .....	Approximately 360 feet downstream of State Route 95.	None	+543	City of Lake Havasu, Unincorporated Areas of Mohave County.
	Approximately 470 feet upstream of Black Hill Drive ..	None	+1439	
Mockingbird Wash .....	Approximately 875 feet downstream of Osborn Drive	None	+754	City of Lake Havasu.
	Approximately 0.78 mile upstream of McCulloch Blvd S.	None	+1258	
Montana Wash .....	Approximately 0.72 mile upstream of Rolling Hills Road.	None	#1	City of Bullhead City.
	Approximately 0.42 mile upstream of Bullhead Parkway.	None	#2	
	Approximately 120 feet downstream of Riverfront Road.	None	+505	
Montana Wash Overflow .....	Approximately 1,900 feet upstream of Goldrush Road	None	+827	
	Approximately 50 feet downstream of Arcadia Road ..	None	#1	City of Bullhead City.
	Approximately upstream side of Arriba Road .....	None	#1	
Montana Wash Tributary 1 ...	Approximately 800 feet upstream of Jacarta Road .....	None	#2	
	Approximately 150 feet upstream of confluence with Montana Wash.	None	+1126	City of Bullhead City.
Neptune Wash .....	Approximately 250 feet upstream of Unnamed Road ..	None	+1198	
	Approximately 550 feet downstream of London Bridge Road.	None	+455	City of Lake Havasu.
Old Trails Wash .....	Approximately 0.47 mile upstream of Avalon Avenue	None	+832	
	Approximately 750 feet downstream of Third Street ...	None	+3299	City of Kingman.
	Approximately 1,200 feet upstream of U.S. 93/U.S. 66	None	+3428	
Old Trails Wash Tributary .....	Approximately 790 feet downstream of Center Street	None	+3361	City of Kingman.

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Richardo Wash .....	Approximately 0.5 mile upstream of Buchanan Street	None	+3410	City of Bullhead City.
	Approximately 1,400 feet downstream of Terra Loma Road.	None	#1	
	Approximately 50 feet downstream of State Route 95	None	#1	
	Approximately 100 feet upstream of State Route 95 ...	None	#2	
Sacramento Wash Tributary 6.	Approximately 1,100 feet upstream of Terra Loma Road.	None	#2	Unincorporated Areas of Mohave County.
	Approximately 800 feet upstream of confluence with Fox Wash.	None	+491	
	Approximately 250 feet upstream of Bolsa Drive .....	None	+2635	
	Approximately 300 feet upstream of Shipp Drive .....	None	+2762	
Sacramento Wash Tributary 6C.	Approximately 0.5 mile downstream of Redwall Drive	None	+2668	Unincorporated Areas of Mohave County.
Sacramento Wash Tributary 6D.	Approximately 1,025 feet upstream of Chino Drive .....	None	+2830	Unincorporated Areas of Mohave County.
	Approximately 650 feet downstream of State Route 68.	None	+2789	
Secret Pass Wash .....	Approximately 290 feet upstream of Chino Drive .....	None	+2819	Unincorporated Areas of Mohave County, City of Bullhead City.
	Approximately downstream side of Pass Canyon Road.	None	#3	
	Approximately 1.18 miles upstream of Bullhead Parkway.	None	#4	
	Approximately 250 feet downstream of State Route 95.	None	+515	
Shadow Canyon Wash .....	Approximately 50 feet downstream of State Route 95	None	+527	City of Bullhead City.
	Approximately 1.23 miles upstream of Bullhead Parkway.	None	+1073	
	Approximately 2 miles upstream of Bullhead Parkway	None	+1188	
	Approximately 870 feet downstream of Corwin Road	None	+563	
Shadow Canyon Wash Overflow.	Approximately 320 feet upstream of Mountain View Road.	None	+668	City of Bullhead City.
	Approximately upstream side of Central Park Avenue	None	+540	
Short Creek .....	Approximately 450 feet upstream of Central Avenue ..	None	+550	City of Colorado City, Unincorporated Areas of Mohave County
	Approximately 1.6 miles downstream of State Route 389.	None	+4857	
Short Creek Tributary 1 .....	Approximately 50 feet upstream of State Route 389 ...	None	+4933	City of Colorado City.
	Approximately 320 feet downstream of Township Avenue.	None	+4939	
Silver Creek Wash .....	Approximately 1,000 feet upstream of Arizona Avenue	None	+5027	City of Bullhead City.
	Approximately 1.4 miles upstream of Bullhead Parkway.	None	#3	
	Approximately 0.56 miles upstream of State Route 95	None	#3	
	Approximately 1,250 feet upstream of State Route 95	None	#3	
Silver Creek Wash Tributary 1.	Approximately 1.04 miles upstream of State Route 95	None	#3	City of Bullhead City.
	Approximately 500 feet downstream of Bullhead Parkway.	None	#3	
	Approximately 0.62 miles upstream of Bullhead Parkway.	None	#4	
	Approximately 500 feet upstream of Plata Caleta Road.	None	#4	
Silver Creek Wash Tributary 2.	Approximately 0.47 miles upstream of Bullhead Parkway.	None	#1	City of Bullhead City.
	Approximately 0.38 mile upstream of confluence with Silver Creek Wash.	None	#3	
	Approximately 200 feet upstream of confluence with Silver Creek Wash.	None	#4	
Soto Wash .....	Approximately 0.83 mile upstream of confluence with Silver Creek Wash.	None	#2	City of Bullhead City.
	Approximately 1,800 feet upstream of confluence with Silver Creek Wash.	None	#3	
Soto Wash .....	Approximately 1,100 feet upstream of confluence with Silver Creek Wash.	None	#4	City of Bullhead City.
	Approximately 1,800 feet upstream of State Route 95	None	#1	
Soto Wash .....	Approximately 1,800 feet upstream of Arroyo Vista Road.	None	#2	City of Bullhead City.
		None	#2	

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
	Approximately 100 feet downstream of State Route 95.	None	#2	
	Approximately 1,300 feet upstream of Mohave Community College Road.	None	+515	
	Approximately 0.36 mile upstream of Arroyo Vista Road.	None	+758	
	Approximately 0.65 mile upstream of Arroyo Vista Drive.	None	+803	
Thirteen Mile Wash .....	Approximately 75 feet upstream of Limit of Detailed Study.	None	+2478	Unincorporated Areas of Mohave County.
	Approximately 600 feet upstream of Shipp Drive .....	None	+2803	
Thirteen Mile Wash Overflow 1.	Approximately 620 feet downstream of Unkar Drive ...	None	+2575	Unincorporated Areas of Mohave County.
	Approximately 1,100 feet upstream of Bolsa Drive .....	None	+2658	
Thirteen Mile Wash Overflow 2.	Approximately 770 feet downstream of Chuar Drive ...	None	+2599	Unincorporated Areas of Mohave County.
	Approximately 1,260 feet upstream of Bolsa Drive .....	None	+2655	
Thirteen Mile Wash Overflow 3.	Approximately 1,660 feet downstream of Adobe Road	None	+2757	Unincorporated Areas of Mohave County.
	Approximately 400 feet upstream of Shipp Drive .....	None	+2793	
Unnamed Wash 10 .....	Approximately upstream side of Airway Avenue .....	None	+3450	City of Kingman.
	Approximately 700 feet upstream of Interstate 40 .....	None	+3510	
Unnamed Wash 10 Overflow	Approximately 200 feet upstream of confluence with Unnamed Wash 6.	None	+3491	City of Kingman.
	Approximately 795 feet downstream of confluence with Unnamed Wash 6.	None	+3499	
Unnamed Wash 13 .....	Approximately 50 feet downstream of Ashley Street ...	None	#1	Unincorporated Areas of Mohave County.
	Approximately 50 feet upstream of confluence with Unnamed Wash East Golf Course.	None	#2	
	Approximately 300 feet upstream of Lippan Blvd .....	None	#3	
Unnamed Wash 13 East Golf Course.	At Approximately Clubhouse Road .....	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Overflow	Approximately 700 feet upstream of Lippan Blvd .....	None	#1	Unincorporated Areas of Mohave County, Fort Mojave Indian Tribe.
	Approximately 600 feet upstream of Lippan Blvd .....	None	#2	
Unnamed Wash 13 Tributary 1.	Approximately 150 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Tributary 1 of Tributary 1.	Approximately downstream side of Ashley Street .....	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Tributary 1 of Tributary 2.	Approximately upstream side of Ashley Street .....	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Tributary 1 of Tributary 2 of Tributary 1.	Approximately 200 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Tributary 2.	Approximately 200 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 Tributary 2 of Tributary 1.	Approximately 350 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 13 West Golf Course.	Approximately 50 feet downstream of Desert Lakes Drive.	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 14 .....	Approximately 750 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County, Fort Mojave Indian Tribe.
	Approximately 50 feet downstream of Ashley Street ...	None	#2	
	Approximately 50 feet upstream of Mountain View Road.	None	+553	
	Approximately 475 feet upstream of Antelope Drive ...	None	+676	
Unnamed Wash 14 Tributary 1.	Approximately 100 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.
Unnamed Wash 15 .....	Approximately 350 feet upstream of Boundary Cone Road.	None	#1	Unincorporated Areas of Mohave County.
	Approximately 400 feet downstream of Ashley Street	None	#2	
	Approximately 400 feet upstream of Boundary Cone Road.	None	+524	
	Approximately 450 feet upstream of Bison Avenue .....	None	+652	
Unnamed Wash 15 Tributary 1.	Approximately 450 feet downstream of Ashley Street	None	#1	Unincorporated Areas of Mohave County.

Flooding source(s)	Location of referenced elevation **	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
Unnamed Wash 6 .....	Approximately 900 feet upstream of Bison Avenue .....	None	#2	City of Kingman.
	Approximately 280 feet downstream of Andy Devine Road.	None	#1	
	Approximately 50 feet upstream of Andy Devine Avenue.	None	+3446	
Unnamed Wash 6 Overflow ..	Approximately 50 feet upstream of Interstate 40 .....	None	+3491	City of Kingman.
	Approximately 800 feet downstream of Railroad Tracks.	None	+3459	
Unnamed Wash 7 (With Berm).	Approximately 1,070 feet upstream of Railroad Street	None	+3487	City of Kingman.
	Approximately 50 feet upstream of Andy Devine Road	None	+3502	
Unnamed Wash 7 (Without Berm).	Approximately 300 feet upstream of Hulapai Mountain Road.	None	+3530	City of Kingman.
	Approximately 250 feet downstream of Railroad Tracks.	None	#1	
Unnamed Wash 9 .....	Approximately 100 feet downstream of Lead Street ....	None	#1	City of Kingman.
	Approximately 800 feet upstream of Lead Street .....	None	#2	
Virgin River .....	Approximately 2.7 miles downstream of Scenic Blvd ..	None	+1598	Unincorporated Areas of Mohave County.
	Approximately 1.0 mile upstream of Interstate 15 .....	None	+1817	
Wash A .....	Approximately 1750 feet downstream of Redwall Drive.	None	+2678	Unincorporated Areas of Mohave County.
	Approximately 150 feet upstream of Shipp Drive .....	None	+2771	
Wash B .....	Approximately 0.45 mile downstream of Bolsa Drive ..	None	+2606	Unincorporated Areas of Mohave County.
	Approximately 200 feet upstream of Shipp Drive .....	None	+2783	
Wash B Tributary 1A .....	Approximately 0.07 mile downstream of Redwall Drive	None	+2662	Unincorporated Areas of Mohave County.
	Approximately 1,760 feet upstream of U.S. 68 .....	None	+2861	
Wash B Tributary 1B .....	Approximately 900 feet downstream of Shipp Drive ...	None	+2763	Unincorporated Areas of Mohave County.
	Approximately 200 feet upstream of Shipp Drive .....	None	+2777	
Wash B Tributary 1C .....	Approximately 250 feet upstream of confluence with Wash B Tributary 1A.	None	+2753	Unincorporated Areas of Mohave County
	Approximately 150 feet upstream of Shipp Drive .....	None	+2784	
Wash C .....	Approximately 1,700 feet downstream of Shinarump Drive.	None	+2493	Unincorporated Areas of Mohave County
	Approximately 200 feet upstream of Shipp Drive .....	None	+2829	

\* National Geodetic Vertical Datum.

# Depth in feet above ground.

+ North American Vertical Datum.

\*\* 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 Bullhead City**

Maps are available for inspection at 1255 Marina Blvd, Bullhead City, AZ 86442.

**City of Colorado City**

Maps are available for inspection at 25 S. Central, Colorado City, AZ 86021.

**City of Kingman**

Maps are available for inspection at 310 N. 4th Street, Kingman, AZ 86401.

**City of Lake Havasu**

Maps are available for inspection at 2330 McCulloch Blvd North, Lake Havasu City, AZ 86403.

**Fort Mojave Indian Tribe**

Maps are available for inspection at 500 Merriman Avenue, Needles, CA 92363.

**Unincorporated Areas of Mohave County**

Maps are available for inspection at 700 W. Beale Street, Kingman, AZ 86402.

**Washington County, Oregon, and Incorporated Areas**

Dairy Creek .....	Approximately 85 feet downstream of P&W Railroad ..	*147	*149	Unincorporated Areas of Washington County, City of Hillsboro.
	Approximately 125 feet upstream of NW Susbauer Road.	*152	*155	

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground		Communities affected
		Effective	Modified	
West Fork Dairy Creek .....	Approximately .8 miles upstream of NW Wilson River Highway. Approximately .72 miles downstream of NW Banks Road.	None	*191	City of Banks.
		None	*192	

\* National Geodetic Vertical Datum.

# Depth in feet above ground.

+ North American Vertical Datum.

\*\* 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 Banks

Maps are available for inspection at 100 S. Main Street, Banks, OR 97106.

##### City of Hillsboro

Maps are available for inspection at 150 East Main Street, Hillsboro, OR 97123.

##### Unincorporated Areas of Washington County

Maps are available for inspection at 155 North First Ave., Ste. 300, Hillsboro, OR 97124.

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

Dated: April 21, 2008.

##### David I. Maurstad,

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

[FR Doc. E8-10335 Filed 5-7-08; 8:45 am]

BILLING CODE 9110-12-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 27

[WT Docket Nos. 03-66; 03-67; 02-68; IB Docket No. 02-364; ET Docket No. 00-258; FCC 08-83]

#### Facilitating the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands; Reviewing of the Spectrum Sharing Plan Among Non-Geostationary Satellite Orbit Mobile Satellite Service Systems in the 1.6/2.4 GHz Bands

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** In this document, the Commission seeks comment on whether to assign Educational Broadband Service (EBS) spectrum in the Gulf of Mexico. It also seeks comment on how to license unassigned and available EBS spectrum. Specifically, we seek

comment on whether it would be in the public interest to develop a scheme for licensing unassigned EBS spectrum that avoids mutual exclusivity; we ask whether EBS eligible entities could participate fully in a spectrum auction; we seek comment on the use of small business size standards and bidding credits for EBS if we adopt a licensing scheme that could result in mutually exclusive applications; we seek comment on the proper market size and size of spectrum blocks for new EBS licenses; and we seek comment on issuing one license to a State agency designated by the Governor to be the spectrum manager, using frequency coordinators to avoid mutually exclusive EBS applications, as well as other alternative licensing schemes. The Commission must develop a new licensing scheme for EBS in order to achieve the Commission's goal of facilitating the development of new and innovative wireless services for the benefit of students throughout the nation.

**DATES:** Submit comments on or before July 7, 2008. Submit reply comments on or before August 6, 2008.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554. You may submit comments, identified by FCC 08-83, or by WT Docket No. 03-66, WT Docket No. 03-67, WT Docket No. 02-68, IB Docket No. 02-364, or ET Docket No. 00-258, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Federal Communications Commission's Web Site:* <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.

- *People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: (202) 418-0530 or TTY: (202) 418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** For further information contact John Schauble, Broadband Division, Wireless Telecommunications Bureau, Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554, at (202) 418-0797 or via the Internet to [John.Schauble@fcc.gov](mailto:John.Schauble@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the FCC's *Broadband Radio Service/Educational Broadband Service Second Further Notice of Proposed Rulemaking (BRS/EBS 2nd FNPRM)*, FCC 08-83, adopted on March 18, 2008, and released on March 20, 2008. The full text of this document is available for inspection and copying during normal business hours in the FCC Reference Information Center, Room CY-A257, 445 12th Street, SW., Washington, DC 20554. The complete text may be purchased from the Commission's