

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

Dated: September 29, 2008.

Michael K. Buckley,

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

[FR Doc. E8-24082 Filed 10-9-08; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

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 on 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: William R. Blanton, Jr., Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472 (202) 646-3151.

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 Assistant Administrator of the Mitigation Directorate 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
Crawford County, Arkansas, and Incorporated Areas FEMA Docket No.: B-7728			
Louemma Creek	At the intersection of North Hills Blvd	+459	City of Van Buren.
	At the intersection with Rena Road	+487	
Town Branch	Intersection with 20th St	+420	City of Van Buren.
	Intersection with Alma	+445	

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
Depth in feet above ground.

ADDRESSES

City of Van Buren

Maps are available for inspection at 1003 Broadway, Van Buren, AR 72956.

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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**Jefferson County, Arkansas, and Incorporated Areas
FEMA Docket No.: B-7726**

Harding Drain	Approx. 400' downstream of U.S. Highway 65	+208	City of Pine Bluff.
	At confluence of Outlet Canal	+208	
Outlet Canal	Approx. 500' upstream of the confluence of Outlet Canal Tributary A.	+208	City of Pine Bluff.
	At confluence with Harding Drain	+208	
Pitts Drain	At confluence with Outlet Canal	+208	City of Pine Bluff.
	At S Ohio Street	+208	

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
Depth in feet above ground.

ADDRESSES

City of Pine Bluff

Maps are available for inspection at 200 East 8th Avenue, Pine Bluff, AR 71601.

**Kenton County, Kentucky, and Incorporated Areas
FEMA Docket No.: B-7757**

Banklick Creek	Eaton Drive bridge	+499	City of Covington, City of Erlanger, City of Fort Wright, City of Independence, Unincorporated Areas of Kenton County.
	3,500 feet upstream of Webster Lane bridge	+648	
Bullock Pen Creek (Banklick Creek backwater).	140' upstream of CSX railroad crossing of Bullock Pen Creek.	+517	City of Edgewood.
	City of Edgewood and City of Erlanger corporate limits	+517	
DeCoursey Creek (Licking River backwater).	City of Fairview and Kenton County Unincorporated corporate limits.	+504	City of Fairview.
	4,670 feet upstream of City of Fairview and Kenton County Unincorporated corporate limits.	+504	
Fowler Creek	Mouth at Banklick Creek	+562	City of Independence, Unincorporated Areas of Kenton County.
	Pelly Road bridge	+713	
Unnamed Tributary (Backwater from Licking River).	870 feet downstream of CSX Railroad Bridge	+518	Unincorporated Areas of Kenton County.
	1,010 feet upstream of CSX Railroad	+518	

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
Depth in feet above ground.

ADDRESSES

City of Covington

Maps are available for inspection at 638 Madison Avenue, Covington, KY 41011.

City of Edgewood

Maps are available for inspection at 385 Dudley Road, Edgewood, KY 41017.

City of Erlanger

Maps are available for inspection at 505 Commonwealth Avenue, Erlanger, KY 41018.

City of Fairview

Maps are available for inspection at 303 Court Street, Covington, KY 41011.

City of Fort Wright

Maps are available for inspection at 409 Kyles Lane, Fort Wright, KY 41011.

City of Independence

Maps are available for inspection at 5292 Madison Pike, Independence, KY 41051.

Unincorporated Areas of Kenton County

Maps are available for inspection at 303 Court Street, Covington, KY 41011.

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
Jackson County, Mississippi, and Incorporated Areas FEMA Docket No.: B-7756			
Bay of Biloxi	Approximately 5,000 feet downstream of Interstate 10	+12	Unincorporated Areas of Jackson County, City of Ocean Springs.
	At Jackson/Harrison County boundary at the shoreline just south of the intersection of Beach Bayou Avenue and Racetrack Road.	+23	
Bayou Costapia	At Jackson/Harrison County boundary	+14	Unincorporated Areas of Jackson County.
	Approximately 780 feet upstream of Jackson/Harrison County boundary.	+15	
Bluff Creek	Approximately 500 feet upstream of confluence with Woodmans Branch.	+11	Unincorporated Areas of Jackson County.
	Approximately 650 feet downstream of Highway 57	+13	
Cypress Creek	Approximately 1,000 feet upstream of Jackson/Harrison County boundary.	+14	Unincorporated Areas of Jackson County.
	At the confluence with Ditch No. 1	+16	
Gulf of Mexico/Mississippi Sound/Pascagoula River.	At the intersection of Frank Griffin Road and Interstate 10	+8	Unincorporated Areas of Jackson County, City of Gautier, City of Moss Point, City of Ocean Springs, City of Pascagoula.
	Petit Bois Island	+17	
	Horn Island	+18	
	At the western end of Point Aux Chenes Road	+23	
Jackson Creek	At the confluence with Escatawpa River	+15	
Jackson Creek Tributary 2	At Mississippi/Alabama State boundary	+19	Unincorporated Areas of Jackson County.
	At the confluence with Jackson Creek	+16	
Old Fort Bayou	Approximately 4,150 feet upstream of the confluence with Jackson Creek.	+20	Unincorporated Areas of Jackson County.
	Approximately 3,200 feet downstream of Interstate 10	+12	
Old Fort Bayou Tributary 7	Approximately 900 feet upstream of confluence with Bayou Castelle.	+13	Unincorporated Areas of Jackson County.
	Approximately 3,800 feet upstream of the confluence with Old Fort Bayou.	+18	
Old Fort Bayou Tributary 8	Approximately 500 feet downstream of Humphrey Road ...	+41	Unincorporated Areas of Jackson County.
	Approximately 2,100 feet upstream of the confluence with Old Fort Bayou Tributary 7.	+18	
Ponding Area	Approximately 4,600 feet upstream of the confluence with Old Fort Tributary 7.	+25	City of Moss Point.
	Ponding area bound by State Highway 613 to the North, Highway 90 to the South, 14th Street to the West, and Hospital Street to the East.	+13	
	Ponding area bound by Elder Street to the North, Dr. Martin Luther King Drive to the South, State Highway 613 to the West, and Palmetto Street to the East.	+14	
Ponding Area	Approximately 750 feet east of intersection of Slag Road and Gautier Street.	+16	City of Ocean Springs.
	Ponding area bound by Nottingham Road to the North, Highway 90 to the South, Bristol Boulevard to the West, and Guilford Road to the East.	+20	
Ponding Areas	Ponding areas bound by Groveland Road to the North, Highway 90 to the South, Industrial Park Circle to the West, and Parktown Drive to the East.	+19	City of Ocean Springs.
Waters Creek	At McGregor Road	+26	
	At the confluence with Waters Creek Tributary 4	+38	Unincorporated Areas of Jackson County.

* National Geodetic Vertical Datum.
 + North American Vertical Datum.
 # Depth in feet above ground.

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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ADDRESSES

City of Gautier

Maps are available for inspection at Code Enforcement, 3330 Highway 90, Gautier, MS 39553.

City of Moss Point

Maps are available for inspection at City Hall, 4412 Denny Street, Moss Point, MS 39563.

City of Ocean Springs

Maps are available for inspection at Building Department, 1018 Porter Avenue, Ocean Springs, MS 39564.

City of Pascagoula

Maps are available for inspection at Code Enforcement Department, 4015 14th Street, Pascagoula, MS 39567.

Unincorporated Areas of Jackson County

Maps are available for inspection at Jackson County Civic Center, 2902 Shortcut Road, Pascagoula, MS 39567.

**Davidson County, North Carolina, and Incorporated Areas
Docket Nos.: FEMA-D-7826 and FEMA-D-7771**

Abbotts Creek	At the confluence with Yadkin River	+625	Unincorporated Areas of Davidson County, City of Lexington.
	Approximately 0.8 mile upstream of the confluence of Pounder Fork.	+629	
Abbotts Creek Tributary 1	Approximately 200 feet downstream of Cascade Drive	+768	Unincorporated Areas of Davidson County.
	Approximately 1,140 feet upstream of Cascade Drive	+790	
Alls Fork	Approximately 600 feet downstream of the Davidson/Montgomery County boundary.	+511	Unincorporated Areas of Davidson County.
	Approximately 670 feet upstream of Badin Lake Road (State Road 2550).	+512	
Battle Branch	At the confluence with Abbotts Creek	+625	Unincorporated Areas of Davidson County.
	Approximately 0.9 mile upstream of Silver Hill Road (State Road 2315).	+722	
Beaverdam Creek	At the Davidson/Montgomery County boundary	+511	Unincorporated Areas of Davidson County.
	Approximately 1,080 feet upstream of Badin Lake Road (State Road 2550).	+515	
Brier Creek	At the Davidson/Randolph County boundary	+547	Unincorporated Areas of Davidson County.
	At the confluence of Conrad Hill Branch	+573	
Brier Creek Tributary	At the confluence with Brier Creek	+548	Unincorporated Areas of Davidson County.
	Approximately 190 feet upstream of Denton Road (State Road 2183).	+784	
Brushy Fork	Approximately 950 feet upstream of the confluence with Abbotts Creek.	+689	Unincorporated Areas of Davidson County, Town of Wallburg.
	At the Davidson/Forsyth County boundary	+850	
Brushy Fork Tributary 2	At the confluence with Brushy Fork	+749	Unincorporated Areas of Davidson County.
	Approximately 1.2 miles upstream of the confluence with Brushy Fork.	+791	
Buck Branch	At the confluence with Brushy Fork	+697	Unincorporated Areas of Davidson County.
	Approximately 310 feet upstream of Hunter Road (State Road 1814).	+748	
Buck Branch Tributary 1	At the confluence with Buck Branch	+705	Unincorporated Areas of Davidson County.
	Approximately 0.6 mile upstream of the confluence with Buck Branch.	+727	
Cabin Creek	At the confluence with Yadkin River	+576	Unincorporated Areas of Davidson County.
	Approximately 1,840 feet upstream of NC Highway 49	+753	
Cain Creek	Approximately 0.8 mile upstream of the confluence with Leonard Creek.	+779	Unincorporated Areas of Davidson County.
	Approximately 1.1 miles upstream of the confluence with Leonard Creek.	+793	

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
Charles Creek	Approximately 450 feet upstream of the confluence with Hamby Creek.	+773	City of Thomasville.
Churchland Creek	Approximately 220 feet downstream of Fairgrove Road	+827	
	At the confluence with Potts Creek and South Potts Creek	+695	Unincorporated Areas of Davidson County.
Conrad Hill Branch	Approximately 900 feet upstream of Fox Run Trail	+753	
	At the confluence with Brier Creek	+573	Unincorporated Areas of Davidson County.
Cool Branch	Approximately 460 feet upstream of Railroad	+805	
	At the confluence with Brushy Fork	+717	Unincorporated Areas of Davidson County.
Dunkers Creek	Approximately 200 feet upstream of Friendship-Ledford Road (State Road 1700).	+848	
	At the confluence with Dykers Creek	+682	Unincorporated Areas of Davidson County.
Dykers Creek	Approximately 130 feet upstream of Marshall Byerly Road (State Road 1442).	+712	
	At the confluence with Yadkin River	+673	Unincorporated Areas of Davidson County.
Dykers Creek Tributary	Approximately 550 feet upstream of the confluence with Dykers Creek Tributary 3.	+701	
	At the confluence with Dykers Creek	+694	Unincorporated Areas of Davidson County.
Dykers Creek Tributary 3	Approximately 1.2 miles upstream of U.S. Highway 64	+778	
	At the confluence with Dykers Creek	+699	Unincorporated Areas of Davidson County.
Ellis Creek	Approximately 0.7 mile upstream of U.S. Highway 64	+739	
	At the confluence with Yadkin River	+571	Unincorporated Areas of Davidson County.
Ellis Creek Tributary	Approximately 670 feet upstream of Mose Glover Road (State Road 2540).	+653	
	At the confluence with Ellis Creek	+571	Unincorporated Areas of Davidson County.
Farabee Creek	Approximately 0.5 mile upstream of Newsome Road (State Road 2538).	+666	
	At the confluence with Yadkin River	+650	Unincorporated Areas of Davidson County.
Flat Swamp Creek	At the confluence of Frost Creek and Swan Creek	+650	
	At the confluence with Yadkin River	+625	Unincorporated Areas of Davidson County.
Fourmile Branch	Approximately 1.1 miles upstream of New Cut Road (State Road 2262).	+813	
	At the confluence with Flat Swamp Creek	+625	Unincorporated Areas of Davidson County.
Frost Creek	Approximately 470 feet upstream of East Old U.S. 64 Highway (State Road 2205).	+763	
	At the confluence of Farabee Creek and Swan Creek	+650	Unincorporated Areas of Davidson County.
Fryes Creek	Approximately 0.7 mile upstream of Henry Lomax Road (State Road 1163).	+676	
	At the confluence with Muddy Creek	+689	Unincorporated Areas of Davidson County.
Gobble Creek	Approximately 1,700 feet upstream of Payne Road (State Road 1505).	+755	
	At the confluence with Yadkin River	+672	Unincorporated Areas of Davidson County.
Hamby Creek	Approximately 1.0 mile upstream of Andrew Sink Road (State Road 1190).	+774	
	Approximately 350 feet upstream of the confluence of Warner Creek.	+816	City of Thomasville.
Hamby Creek Tributary	Approximately 1,000 feet upstream of Liberty Drive	+831	
	Approximately 1,000 feet downstream of Upper Lake Road (State Road 2024).	+672	Unincorporated Areas of Davidson County, City of Thomasville.
	Approximately 600 feet upstream of Ford Street	+801	

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
Hamby Creek Tributary 1	Approximately 175 feet upstream of the confluence with Hamby Creek.	+736	Unincorporated Areas of Davidson County, City of Thomasville.
Hanks Branch	Approximately 160 feet upstream of East Holly Grove Road.	+808	City of Thomasville.
Hasty Creek	Approximately 500 feet upstream of the confluence with Hunts Fork.	+702	City of Thomasville.
Huffmans Creek	Approximately 30 feet downstream of Cox Avenue	+808	City of Thomasville.
Indian Grave Creek	Approximately 10 feet downstream of Payne Road (State Road 1779).	+770	City of Thomasville.
Jefferson Village Tributary	Approximately 1,380 feet upstream of Payne Road (State Road 1779).	+783	Unincorporated Areas of Davidson County.
Jersey Creek	At the confluence with Reedy Creek	+690	Unincorporated Areas of Davidson County.
Kennedy Mill Creek	Approximately 870 feet upstream of Enterprise Road (State Road 1499).	+761	Unincorporated Areas of Davidson County.
Kennedy Mill Creek Tributary 1	Approximately 100 feet upstream of Happy Hill Road (State Road 1231).	+716	Unincorporated Areas of Davidson County.
Lick Creek	Approximately 1.9 miles upstream of Happy Hill Road (State Road 1231).	+778	Unincorporated Areas of Davidson County, City of Lexington.
Little Brushy Fork	Approximately 50 feet upstream of the confluence with Jefferson Village Branch.	+674	Unincorporated Areas of Davidson County, City of Lexington.
Little Brushy Fork Tributary 1	Approximately 1,800 feet upstream of the confluence with Jefferson Village Branch.	+721	Unincorporated Areas of Davidson County.
Little Brushy Fork Tributary 1A	At the confluence with Swearing Creek	+626	Unincorporated Areas of Davidson County.
Little Uwharrie River	Approximately 1,150 feet upstream of Railroad	+734	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 10	Approximately 500 feet upstream of the confluence with Rich Fork.	+705	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	At the Davidson/Guilford County boundary	+801	Unincorporated Areas of Davidson County, City of Thomasville.
Little Uwharrie River Tributary 11	At the confluence with Kennedy Mill Creek	+740	Unincorporated Areas of Davidson County, City of Thomasville.
Little Uwharrie River Tributary 11	At the Davidson/Guilford County boundary	+808	Unincorporated Areas of Davidson County, Town of Denton.
Little Uwharrie River Tributary 11	At the confluence with Yadkin River	+576	Unincorporated Areas of Davidson County, Town of Denton.
Little Uwharrie River Tributary 11	Approximately 690 feet upstream of Cid Road (State Road 2318).	+697	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	At the confluence with Brushy Fork	+732	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	Approximately 1.8 miles upstream of Tom Livengood Road (State Road 1719).	+861	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	At the confluence with Little Brushy Fork	+748	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	Approximately 0.7 mile upstream of the confluence of Little Brushy Fork Tributary 1A.	+781	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	At the confluence with Little Brushy Fork Tributary 1	+757	Unincorporated Areas of Davidson County, Town of Midway.
Little Uwharrie River Tributary 11	Approximately 2,000 feet upstream of Garden Valley Drive.	+786	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	At the Davidson/Randolph County boundary	+553	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	Approximately 110 feet upstream of the confluence of Little Uwharrie River Tributary 3.	+602	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	Approximately 20 feet downstream of the Davidson/Randolph County boundary.	+858	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	Approximately 20 feet upstream of the Davidson/Randolph County boundary.	+858	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	Approximately 10 feet downstream of the Davidson/Randolph County boundary.	+848	Unincorporated Areas of Davidson County.
Little Uwharrie River Tributary 11	Approximately 20 feet upstream of the Davidson/Randolph County boundary.	+848	Unincorporated Areas of Davidson County.

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
Little Uwharrie River Tributary 11A.	At the Davidson/Randolph County boundary	+876	Unincorporated Areas of Davidson County.
	Approximately 40 feet downstream of the Davidson/Randolph County boundary.	+876	
Little Uwharrie River Tributary 2	At the confluence with Little Uwharrie River	+576	Unincorporated Areas of Davidson County.
	Approximately 620 feet downstream of Underwood Drive (State Road 2157).	+679	
Little Uwharrie River Tributary 3	At the confluence with Little Uwharrie River	+601	Unincorporated Areas of Davidson County.
	Approximately 0.5 mile upstream of the confluence with the Little Uwharrie River.	+643	
Long Branch	At the confluence with Brushy Fork	+754	Unincorporated Areas of Davidson County.
	Approximately 1.0 mile upstream of the confluence with Brushy Fork.	+781	
Mary Reich Creek	Approximately 70 feet downstream of the Davidson/Forsyth County boundary.	+811	Unincorporated Areas of Davidson County.
	At the Davidson/Forsyth County boundary	+811	
Mill Creek	At the confluence with Yadkin River	+666	Unincorporated Areas of Davidson County.
	Approximately 1.0 mile upstream of Tyro School Road (State Road 1180).	+740	
Miller Creek	At the confluence with Muddy Creek	+690	Unincorporated Areas of Davidson County, Town of Midway.
	Approximately 250 feet upstream of North Payne Road (State Road 1510).	+811	
Mountain Branch	At the Davidson/Montgomery County boundary	+601	Unincorporated Areas of Davidson County.
	Approximately 60 feet upstream of the Davidson/Montgomery County boundary.	+601	
Muddy Creek	At the confluence with Yadkin River	+685	Unincorporated Areas of Davidson County.
	At the Davidson/Forsyth County boundary	+691	
North Hamby Creek	Approximately 50 feet upstream of Mason Way	+854	Unincorporated Areas of Davidson County, City of Thomasville.
	Approximately 960 feet upstream of Railroad	+872	
North Potts Creek	At the confluence with Yadkin River	+629	Unincorporated Areas of Davidson County.
	Approximately 0.4 mile upstream of Sam Shape Road (State Road 1134).	+640	
Oil Mill Branch	At the confluence with Brushy Fork	+707	Unincorporated Areas of Davidson County.
	Approximately 800 feet upstream of Disher Road (State Road 1805).	+740	
Potts Creek	At the confluence with South Potts Creek	+695	Unincorporated Areas of Davidson County.
	Approximately 1,560 feet upstream of Ed Rickard Road (State Road 1161).	+719	
Pounder Fork	At the confluence with Abbotts Creek	+625	Unincorporated Areas of Davidson County.
	Approximately 420 feet upstream of Smith Farm Road (State Road 2015).	+811	
Pounder Fork Tributary	At the confluence with Pounder Fork	+744	Unincorporated Areas of Davidson County.
	Approximately 150 feet downstream of Robert Beck Road (State Road 2226).	+780	
Pounder Fork Tributary 1	Approximately 400 feet upstream of the confluence with Pounder Fork.	+648	Unincorporated Areas of Davidson County.
	Approximately 130 feet upstream of John Young Road (State Road 2246).	+740	
Reedy Creek	At the confluence with Yadkin River	+682	Unincorporated Areas of Davidson County.
	Approximately 1,250 feet upstream of George Hege Road (State Road 1504).	+777	

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
Rich Fork	At the upstream side of Westover Road (State Road 1738).	+781	City of High Point.
Rich Fork Tributary 2	Approximately 0.6 mile upstream of Westover Road	+792	Unincorporated Areas of Davidson County.
Rich Fork Tributary 2	Approximately 200 feet upstream of the confluence of Rich Fork Tributary 2A. Approximately 700 feet upstream of the confluence of Rich Fork Tributary 2A.	+790 +793	
Rich Fork Tributary 2	At the confluence with Rich Fork	+782	City of High Point.
Rich Fork Tributary 2A	At the Davidson/Guilford County boundary	+807	City of High Point.
Rich Fork Tributary 2A	At the confluence with Rich Fork Tributary 2	+788	
South Fork Muddy Creek	Approximately 900 feet upstream of the confluence with Rich Fork Tributary 2. At the confluence with Muddy Creek	+798 +690	Unincorporated Areas of Davidson County.
South Potts Creek	At the Davidson/Forsyth County boundary	+691	Unincorporated Areas of Davidson County.
South Potts Creek Tributary	At the confluence with North Potts Creek	+629	
South Potts Creek Tributary	At the confluence of Churchland Creek and Potts Creek ..	+695	Unincorporated Areas of Davidson County.
Spencer Creek	At the confluence with South Potts Creek	+642	
Spencer Creek	Approximately 0.4 mile upstream of the confluence with South Potts Creek.	+642	Unincorporated Areas of Davidson County, City of Thomasville.
Spurgeon Creek	Approximately 125 feet upstream of the confluence with Hamby Creek.	+797	
Spurgeon Creek	Approximately 0.4 mile upstream of Liberty Drive	+863	Unincorporated Areas of Davidson County.
Spurgeon Creek Tributary 1	Approximately 100 feet upstream of Sells Farm Road	+818	
Spurgeon Creek Tributary 1	Approximately 230 feet upstream of Sells Farm Road	+819	Unincorporated Areas of Davidson County.
Spurgeon Creek Tributary 2	Approximately 850 feet upstream of the confluence with Spurgeon Creek. Approximately 430 feet upstream of Willie Bodenheimer Road (State Road 1746).	+751 +781	
Spurgeon Creek Tributary 2	Approximately 850 feet upstream of the confluence with Spurgeon Creek.	+781	Unincorporated Areas of Davidson County, Town of Wallburg.
Swan Creek	Approximately 1,870 feet upstream of North Creekside Drive. At the confluence with Farabee Creek and Frost Creek	+793 +650	Unincorporated Areas of Davidson County.
Swearing Creek	Approximately 0.6 mile upstream of Boones Cave Road ...	+665	Unincorporated Areas of Davidson County.
Swearing Creek Tributary 1	At the confluence with Yadkin River	+626	
Swearing Creek Tributary 1	Approximately 1.2 miles upstream of Will Lanier Road (State Road 1460). At the confluence with Swearing Creek	+813 +626	Unincorporated Areas of Davidson County.
Swearing Creek Tributary 2	Approximately 0.5 mile upstream of Rockcrusher Road (State Road 1114). Approximately 700 feet upstream of the confluence with Swearing Creek.	+634 +654	Unincorporated Areas of Davidson County, City of Lexington.
Tar Creek	Approximately 0.4 mile upstream of the confluence with Swearing Creek. Approximately 0.5 mile upstream of the confluence with Swearing Creek.	+670 +644	Unincorporated Areas of Davidson County.
Ward Creek	Approximately 1.1 miles upstream of the confluence with Swearing Creek. Approximately 100 feet upstream of the confluence with Hamby Creek.	+654 +740	City of Thomasville.
Yadkin River	Approximately 740 feet upstream of Fisher Ferry Road Approximately 400 feet downstream of the Davidson/Montgomery County boundary.	+800 +566	Unincorporated Areas of Davidson County.
Yadkin River Tributary 2	At the Davidson/Forsyth County boundary	+691	Unincorporated Areas of Davidson County.
Yadkin River Tributary 2	At the confluence with Yadkin River	+689	

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
	Approximately 1.0 mile upstream of the confluence with Yadkin River.	+740	

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
Depth in feet above ground.

ADDRESSES

City of High Point

Maps are available for inspection at City of High Point Engineering Services Department, 211 South Hamilton Street, High Point, North Carolina.

City of Lexington

Maps are available for inspection at City of Lexington, 28 West Center Street, Lexington, North Carolina.

Town of Midway

Maps are available for inspection at the Midway Town Hall, 125 Gum Tree Road, Midway, North Carolina.

City of Thomasville

Maps are available for inspection at Thomasville City Hall, 10 Salem Street, Thomasville, North Carolina.

Town of Denton

Maps are available for inspection at Denton Town Hall, P.O. Box 306/201 West Salisbury Street, Denton, North Carolina.

Town of Wallburg

Maps are available for inspection at Town of Wallburg, 204 Linville Court, Kernersville, North Carolina.

Unincorporated Areas of Davidson County

Maps are available for inspection at Davidson County Governmental Center, Planning and Zoning Department, 913 Greensboro Street, Lexington, North Carolina.

**Cumberland County, Pennsylvania, and Incorporated Areas
FEMA Docket No.: B-7759**

Conodoguinet Creek	Approximately 7,250 feet upstream of dam	+481	Township of Lower Mifflin, Township of North Newton.
Dogwood Run	Approximately 7,000 feet upstream of dam Approximately 500 feet upstream from intersection of Creek and Williams Grove Road.	+481 +427	Township of Monroe.
Hogestown Run	Approximately 1,400 feet upstream from intersection of Creek and Williams Grove Road. Approximately 200 feet downstream of Old Stone House Road.	+433 +443	Township of Middlesex.
Middle Spring Creek	Approximately at Old Stone House Road Approximately at the confluence with Conodoguinet Creek	+447 +544	Township of Hopewell.
Yellow Breeches Creek	Approximately 9,590 feet downstream from Hale Road Approximately 700 feet downstream of Spangler's Mill Road. Approximately 7,100 feet upstream of Spangler's Mill Road.	+547 +333 +342	Township of Lower Allen.

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
Depth in feet above ground.

ADDRESSES

Township of Hopewell

Maps are available for inspection at 14 Hoover Drive, Newburg, PA 17240.

Township of Lower Allen

Maps are available for inspection at 1993 Hummell Avenue, Camp Hill, PA 17011.

Township of Lower Mifflin

Maps are available for inspection at 529 Shed Road, Newville, PA 17241.

Township of Middlesex

Maps are available for inspection at 350 Middlesex Road, Carlisle, PA 17013.

Township of Monroe

Maps are available for inspection at 1220 Boiling Springs, Mechanicsburg, PA 17055.

Township of North Newton

Maps are available for inspection at 255 Ott Road, Shippensburg, PA 17257.

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
Accomack County, Virginia, and Incorporated Areas FEMA Docket No: B-7764			
Chesapeake Bay	Base Flood Elevation changes ranging from 4 to 6 feet have occurred along the northern, southern, eastern, and western perimeter, as well as interior areas of the island.	+6	Town of Tangier.
Occohannock Creek (Chesapeake Bay).	Approximately Route 178 (Shields Bridge Road)	+8	Town of Belle Haven.
Onancock Creek (Chesapeake Bay).	Approximately the northern community boundary for Belle Haven along Occohannock Creek. Base Flood Elevations have changed along the northern, central, and southern branches of Onancock Creek. Changes extend from the western confluence of these three branches to their eastern most extent within the community boundary of the Town of Onancock.	+8 +7	Town of Onancock.

* 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 Belle Haven**

Maps are available for inspection at P.O. Box 238, Belle Haven, VA 23306.

Town of Onancock

Maps are available for inspection at 15 North Street, Onancock, VA 23417.

Town of Tangier

Maps are available for inspection at 4301 Joshua Thomas Lane, Tangier, VA 23440.

**St. Croix County, Wisconsin, and Incorporated Areas
FEMA Docket No.: D-7806**

Kinnickinnic River	Approximately 1,500 feet downstream of County Road MM.	+897	Unincorporated Areas of St. Croix County.
Willow River	Approximately 1,200 feet upstream of North Main Street ..	+896	Unincorporated Areas of St. Croix County.
	Approximately 2,500 feet upstream of the confluence with Paperjack Creek.	+983	
	Approximately 1.4 miles downstream of 160th Street	+984	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**St. Croix County (Unincorporated Areas)**

Maps are available for inspection at St. Croix County Office Building, 1101 Carmichael Road, Hudson, WI 54016.

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

Dated: September 29, 2008.

Michael K. Buckley,

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

[FR Doc. E8-24079 Filed 10-9-08; 8:45 am]

BILLING CODE 9110-12-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 52 and 64

[CG Docket No. 03-123 and WC Docket No. 05-196; DA 08-2130]

Consumer and Governmental Affairs Bureau Modifies Cost Submission Timeframes Associated With Implementation of the Numbering System for Internet-Based Telecommunications Relay Services (TRS)

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Consumer and Governmental Affairs Bureau (Bureau) modifies the filing timeframes in which Video Relay Service (VRS) and Internet Protocol (IP) Relay providers requesting compensation from the Interstate TRS Fund (Fund) must submit their initial filing for costs associated with implementation of the numbering system for Internet-based TRS.

DATES: Initial filing deadline is January 30, 2009.

FOR FURTHER INFORMATION CONTACT: Thomas Chandler, Consumer and Governmental Affairs Bureau, Disability Rights Office at (202) 418-1475 (voice), (202) 418-0597 (TTY), or e-mail at Thomas.Chandler@fcc.gov.

SUPPLEMENTARY INFORMATION: This is a summary of the Bureau's document DA 08-2130, released September 22, 2008 in CG Docket No. 03-123 and WC Docket No. 05-196. The full text of document DA 08-2130 will be available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. Document DA 08-2130 and copies of subsequently filed documents in this matter may also be purchased from the Commission's duplicating contractor at Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. Customers may contact the

Commission's duplicating contractor at its Web site, <http://www.bcpweb.com>, or by calling 1-800-378-3160. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice) or (202) 418-0432 (TTY). Document DA 08-2130 also can be downloaded in Word or Portable Document Format (PDF) at: <http://www.fcc.gov/cgb/dro/trs.html#orders>.

Synopsis

On June 24, 2008, the Commission released *Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities; E911 Requirements for IP-Enabled Service Providers*, CG Docket No. 03-123, WC Docket No. 05-196, Report and Order and Further Notice of Proposed Rulemaking, 23 FCC Rcd 11591 (*Numbering Order*), published at 73 FR 41286, July 18, 2008 and 73 FR 41307, July 18, 2008. In document DA 08-2130, the Bureau modifies the filing timeframes in which VRS and IP Relay providers requesting compensation from the Fund must submit their initial filing for costs associated with implementing the requirements of the June 24, 2008 *Numbering Order*. Specifically, VRS and IP Relay providers must submit their initial filings by January 30, 2009, for the period of June 24, 2008 through December 31, 2008. Further, VRS and IP Relay providers subsequently must submit costs 30 days after the end of each calendar quarter for costs incurred during the preceding quarter.

In the *Numbering Order*, the Commission adopted a system for assigning users of Internet-based TRS, specifically VRS and IP Relay, ten-digit telephone numbers linked to the North American Numbering Plan. In so doing, the Commission also determined that VRS and IP Relay providers could be compensated for their costs of implementing the mandates of the *Numbering Order*. The Commission noted that although VRS and IP Relay providers presently are compensated based on a per-minute rate calculated pursuant to the Commission's rules, the providers' additional costs necessary to implement the numbering and emergency call handling requirements have not been factored into the present compensation rates. The Commission therefore concluded that it would "compensate these costs separately from the other costs presently encompassed by the per-minute compensation rates." The Commission directed that VRS and IP Relay providers seeking

compensation for their actual reasonable costs of complying with the new requirements in the *Numbering Order* submit to the Fund administrator (currently, the National Exchange Carrier Association) reasonably detailed explanations of those costs. The Commission further directed that those costs be submitted to the Fund administrator every three months, beginning three months after the release date of the *Numbering Order*, for the costs actually incurred during the prior three-month period. By these terms of the *Numbering Order*, which was released on June 24, 2008, the initial submission of those costs would be due September 24, 2008.

In order to allow sufficient time for providers to prepare their filings upon the close of the cost reporting period, the Bureau recognizes that it is appropriate to afford providers additional time to report their costs. Accordingly, and in order to ensure that providers' filings include costs that are incurred up to and including the final date of the reporting period, the Bureau modifies the reporting timeframes to allow providers an additional 30 days to file their costs after the end of a reporting period. In addition, for administrative convenience, the Bureau conforms the three-month reporting periods to calendar quarters. Finally, because these cost submissions constitute new information collections subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104-13, this requirement cannot go into effect until the Office of Management and Budget approves the collections under the PRA and the Commission publishes a notice in the **Federal Register** announcing such approval and the relevant effective date(s). In order to afford time for the Commission to receive and publish PRA approval to be received and announced, the Bureau extends the initial filing deadline until January 30, 2009. In other words, the first cost submissions to the Fund administrator must be filed by January 30, 2009, and will cover the period from the release date of the *Numbering Order*, June 24, 2008, through December 31, 2008. Subsequent reports will be due 30 days after the close of each calendar quarter.

To illustrate, the first few subsequent reporting periods and filing due dates will be as follows:

January 1, 2009, through March 31, 2009: Cost submission due April 30, 2009.
 April 1, 2009, through June 30, 2009: Cost submission due July 30, 2009.
 July 1, 2009, through September 30, 2009: Cost submission due October 30, 2009.