

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
New Mexico: Sandoval	Town of Bernalillo (08-06-0693P).	July 17, 2008; July 24, 2008; <i>Santa Fe New Mexican</i> .	The Honorable Patricia A. Chavez, Mayor, Town of Bernalillo, P.O. Box 638, Bernalillo, NM 87004.	November 21, 2008	350056
Sandoval	City of Rio Rancho (08-06-0693P).	July 17, 2008; July 24, 2008; <i>Santa Fe New Mexican</i> .	The Honorable Thomas E. Swisstack, Mayor, City of Rio Rancho, 3200 Civic Center Circle, Northeast, Rio Rancho, NM 87144.	November 21, 2008	350146
Sandoval	Unincorporated areas of Sandoval County (08-06-0693P).	July 17, 2008; July 24, 2008; <i>Santa Fe New Mexican</i> .	The Honorable Joshua Madalena, Chairman, Sandoval County Commission, Sandoval County Courthouse, 711 Camino Del Pueblo, Bernalillo, NM 87004.	November 21, 2008	350055
New York: New York	City of New York (08-02-0948P).	July 17, 2008; July 24, 2008; <i>New York Times</i> .	The Honorable Michael R. Bloomberg, Mayor, City of New York, One Centre Street, New York, NY 10007.	September 29, 2008	360497
Oklahoma: Oklahoma	City of Edmond (08-06-0227P).	July 16, 2008; July 23, 2008; <i>The Edmond Sun</i> .	The Honorable Daniel R. O'Neil, Mayor, City of Edmond, P.O. Box 2970, Edmond, OK 73083.	July 30, 2008	400252
Tulsa	City of Tulsa (08-06-1820P).	June 26, 2008; July 3, 2008; <i>Tulsa World</i> .	The Honorable Kathryn L. Taylor, Mayor, City of Tulsa, 200 Civic Center, Tulsa, OK 74103.	October 31, 2008	405381
South Dakota: Pennington.	City of Rapid City (08-08-0211P).	June 25, 2008; July 2, 2008; <i>Hill City Prevalier-News</i> .	The Honorable Alan Hanks, Mayor, City of Rapid City, 300 Sixth Street, Rapid City, SD 57701.	October 30, 2008	465420
Texas: Harris	Unincorporated areas of Harris County (08-06-0795P).	July 2, 2008; July 9, 2008; <i>Houston Chronicle</i> .	The Honorable Ed Emmett, Harris County Judge, 1001 Preston Street, Suite 911, Houston, TX 77002.	June 25, 2008	480287
Tarrant	City of Grapevine (07-06-0439P).	May 30, 2008; June 6, 2008; <i>Grapevine Courier</i> .	The Honorable William D. Tate, Mayor, City of Grapevine, P.O. Box 95104, Grapevine, TX 76099.	September 4, 2008	480598
Utah: Uintah	Unincorporated areas of Uintah County (08-08-0264P).	July 22, 2008; July 29, 2008; <i>Uintah Basin Standard</i> .	The Honorable Mike McKee, Chairman, Uintah County, Board of Commissioners, 152 East 100 North, Vernal, UT 84078.	November 26, 2008	490147
Virginia: Frederick	Unincorporated areas of Frederick County (08-03-1051P).	July 28, 2008; August 4, 2008; <i>The Winchester Star</i> .	The Honorable Richard C. Shickle, Chairman At-Large, Frederick County, Board of Supervisors, 292 Green Spring Road, Winchester, VA 22603.	December 2, 2008	510063
Frederick	City of Winchester (08-03-1051P).	July 28, 2008; August 4, 2008; <i>The Winchester Star</i> .	The Honorable Elizabeth Minor, Mayor, City of Winchester, 231 East Piccadilly Street, Suite 310, Winchester, VA 22601.	December 2, 2008	510173
Independent City.	City of Winchester (08-03-0972P).	July 3, 2008; July 10, 2008; <i>The Winchester Star</i> .	The Honorable Elizabeth Minor, Mayor, City of Winchester, 231 East Piccadilly Street, Suite 310, Winchester, VA 22601.	October 31, 2008	510173

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

Dated: August 26, 2008.

Michael K. Buckley,

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

[FR Doc. E8-20825 Filed 9-9-08; 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:

State	City/town/county	Source of flooding	Location	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified
City of Jackson, Missouri FEMA Docket No.: B-7759				
Missouri	City of Jackson	Goose Creek	Confluence with Hubble Creek	+401
			Approximately 2.44 miles upstream of East Main Street.	+476
Missouri	City of Jackson	Hubble Creek	Confluence with Goose Creek	+400
			Missouri State Route Y	+474
Missouri	City of Jackson	Neal Creek	Confluence with Goose Creek	+428
			Approximately 0.60 mile upstream of Woodland Drive.	+472
Missouri	City of Jackson	Ramsey Branch	Approximately 1.51 miles upstream of Hoppers Road.	+474
			Approximately 1.62 miles upstream of Hoppers Road.	+477
Missouri	City of Jackson	Rocky Branch	0.21 miles upstream of confluence with Hubble Creek at South Farmington Road.	+406
			Approximately 130 feet upstream of North Farmington Road.	+470
Missouri	City of Jackson	Rocky Branch West Fork	Confluence with Rocky Branch	+410
			Approximately 260 feet upstream of Old Toll Road.	+446
Missouri	City of Jackson	West Fork of Williams Creek.	Confluence with Williams Creek	+419
			Approximately 230 feet upstream of Old Cape Road.	+437
Missouri	City of Jackson	Williams Creek	Approximately 0.39 miles downstream of Highway 61.	+414
			Approximately 0.19 miles upstream of Bainbridge Road.	+441

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES

City of Jackson

Maps are available for inspection at 101 Court Street, Jackson, MO 63755.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Graham County, North Carolina and Incorporated Areas Docket Nos.: FEMA-B-7734 and FEMA-D-7818			
Anderson Creek	At the confluence with Tulula Creek	+2,255	Graham County (Unincorporated Areas).
Atoah Creek	Approximately 0.4 mile upstream of State Road 1103 At the confluence with Long Creek	+2,643 +2,045	Graham County (Unincorporated Areas).
Bear Creek (near Dentons)	Approximately 230 feet upstream of Lewis Nelson Road .. At the confluence with Little Snowbird Creek	+2,329 +2,510	Graham County (Unincorporated Areas).
Beech Creek	Approximately 1.5 miles upstream of the confluence with Little Snowbird Creek. At the confluence with Sweetwater Creek	+3,093 +2,196	Graham County (Unincorporated Areas).
Bert Creek	Approximately 1,920 feet upstream of the confluence of South Fork Beech Creek. At the confluence with Tulula Creek	+2,363 +2,185	Graham County (Unincorporated Areas).
Buffalo Creek	Approximately 1,100 feet upstream of Berts Creek Road .. At the confluence with Cheoah River	+2,344 +1,942	Graham County (Unincorporated Areas).
Cheoah River	At the confluence of West Buffalo Creek	+1,942	Graham County (Unincorporated Areas), Town of Robbinsville.
	At the confluence with Little Tennessee River	+1,088	
Cochran Creek	At the confluence of Tulula Creek and Sweetwater Creek At the confluence with Cheoah River	+1,982 +1,693	Graham County (Unincorporated Areas).
Cooloska Branch	Approximately 0.4 mile upstream of Cochran's Creek Road (State Road 1250). At the confluence with Snowbird Creek	+1,930 +1,942	Graham County (Unincorporated Areas).
Dry Creek	Approximately 900 feet upstream of Massey Branch Road (State Road 1116). At the confluence with Stecoah Creek	+1,965 +2,050	Graham County (Unincorporated Areas).
East Buffalo Creek	Approximately 1,630 feet upstream of Collins Cove At the confluence with Cheoah River	+2,629 +1,942	Graham County (Unincorporated Areas), Town of Lake Santeetlah.
Eller Mill Creek	Approximately 0.4 mile upstream of Buffalo Lane At the confluence with Little Snowbird Creek	+2,066 +2,317	Graham County (Unincorporated Areas).
Fontana Lake	Approximately 0.5 mile upstream of the confluence with Little Snowbird Creek. Entire shoreline within Graham County	+2,540 +1,710	Graham County (Unincorporated Areas).
Franks Creek	At the confluence with Tulula Creek	+2,126	Graham County (Unincorporated Areas).
Gladdens Creek	Approximately 1,000 feet upstream of Franks Creek Road (State Road 1207). At the confluence with Cheoah River	+2,315 +1,722	Graham County (Unincorporated Areas).
Hares Creek	Approximately 0.5 mile upstream of Gladdens Creek Road (State Road 1135). At the confluence with Tulula Creek	+1,917 +2,278	Graham County (Unincorporated Areas).
Hooper Mill Creek	Approximately 700 feet downstream of Carpenter Drive At the confluence with West Buffalo Creek	+2,602 +2,114	Graham County (Unincorporated Areas).
Hyde Mill Creek	Approximately 20 feet downstream of the confluence of Seven Springs Branch. At the confluence with Tulula Creek	+2,672 +2,084	Graham County (Unincorporated Areas).
Juanita Branch	Approximately 1,870 feet upstream of Floyd Carpenter Road (State Road 1132). At the confluence with Little Snowbird Creek	+2,433 +2,985	Graham County (Unincorporated Areas).

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Juts Creek	Approximately 0.7 mile upstream of the confluence with Little Snowbird Creek. At the confluence with Tulula Creek	+3,255 +2,425	Graham County (Unincorporated Areas).
Little Buffalo Creek	Approximately 0.5 mile upstream of U.S. Highway 129 At the confluence with West Buffalo Creek and Squally Creek.	+2,580 +2,361	Graham County (Unincorporated Areas).
Little Snowbird Creek	Approximately 1.5 miles upstream of the confluence with West Buffalo Creek and Squally Creek. At the confluence with Snowbird Creek	+2,928 +2,108	Graham County (Unincorporated Areas).
Little Tennessee River	Approximately 800 feet upstream of the confluence of Hornet Nest Branch. Approximately 1.7 miles downstream of the confluence of Cheoah River.	+3,288 +1,088	Graham County (Unincorporated Areas).
Long Creek	At the downstream side of the Fontana Dam	+1,277	Graham County (Unincorporated Areas), Town of Robbinsville.
	At the confluence with Cheoah River	+1,968	
Mountain Creek	Approximately 1.4 miles upstream of Springwood Lake Road. At the confluence with Cheoah River	+2,393 +1,945	Graham County (Unincorporated Areas).
Mouse Branch	Approximately 50 feet downstream of Mountain Creek Road (State Road 1214). At the confluence with Panther Creek	+2,397 +1,710	Graham County (Unincorporated Areas).
North Fork Tuskegee Creek ...	Approximately 2.0 miles upstream of the confluence with Panther Creek. At the confluence with Tuskegee Creek	+1,713 +1,953	Graham County (Unincorporated Areas).
Ollie Branch	Approximately 1,420 feet upstream of Upper Tuskegee NP (State Road 1242). At the confluence with East Buffalo Creek	+2,031 +1,943	Graham County (Unincorporated Areas).
Panther Creek	Approximately 180 feet upstream of Ollies Creek Road (State Road 1253). At the confluence with Little Tennessee River	+2,246 +1,710	Graham County (Unincorporated Areas).
Santeetlah Creek	Approximately 0.4 mile upstream of Shell Stand Road (State Road 1268). At the confluence with Cheoah River	+1,886 +1,942	Graham County (Unincorporated Areas).
Sawyer Creek	Approximately 1.8 miles upstream of the confluence with Cheoah River. At the confluence with Stecoah Creek	+1,942 +1,710	Graham County (Unincorporated Areas).
Snowbird Creek	Approximately 0.4 mile upstream of Upper Sawyers Creek NP (State Road 1240). At the confluence with Cheoah River	+2,284 +1,942	Graham County (Unincorporated Areas).
South Fork Beech Creek	Approximately 0.6 mile downstream of the confluence of Chestnut Flat Branch. At the confluence with Beech Creek	+2,207 +2,283	Graham County (Unincorporated Areas).
Squally Creek	Approximately 1.6 miles upstream of Beech Creek Road (State Road 1223). At the confluence with West Buffalo Creek and Little Buffalo Creek.	+2,845 +2,361	Graham County (Unincorporated Areas).
Stecoah Creek	Approximately 0.9 mile upstream of the confluence of South Fork Squally Creek. At the confluence with Little Tennessee River	+3,922 +1,710	Graham County (Unincorporated Areas).
Sweetwater Creek	Approximately 0.7 mile upstream of the confluence of Cody Branch. At the confluence with Cheoah River and Tulula Creek	+2,328 +1,982	Graham County (Unincorporated Areas), Town of Robbinsville.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Town Branch	Approximately 80 feet downstream of NC Highway 143 At the confluence with Panther Creek	+2,356 +1,710	Graham County (Unincorporated Areas).
Town Branch Tributary 1	Approximately 0.5 mile upstream of the confluence of Town Branch Tributary 1. At the confluence with Town Branch	+1,729 +1,710	Graham County (Unincorporated Areas).
Tulula Creek	Approximately 0.5 mile upstream of the confluence with Town Branch. At the confluence with Cheoah River and Sweetwater Creek.	+1,712 +1,982	Graham County (Unincorporated Areas), Town of Robbinsville.
Tuskegee Creek	Approximately 0.8 mile upstream of the confluence of Juts Creek. At the confluence with Little Tennessee River	+2,506 +1,710	Graham County (Unincorporated Areas).
West Buffalo Creek	At the confluence of North Fork Tuskegee Creek	+1,953	Graham County (Unincorporated Areas).
	At the confluence with Buffalo Creek	+1,942	
Wolf Creek	At the confluence of Squally Creek and Little Buffalo Creek. At the confluence with Panther Creek	+2,361 +1,710	Graham County (Unincorporated Areas).
Yellow Creek	Approximately 0.5 mile upstream of Little Bear Lane	+1,855	Graham County (Unincorporated Areas).
	At the confluence with Cheoah River	+1,447	
	Approximately 0.9 mile upstream of Yellow Creek Road (State Road 1242).	+2,338	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Graham County**

Maps are available for inspection at Graham County Mapping Department, 12 North Main Street, Robbinsville, North Carolina.

Town of Lake Santeetlah

Maps are available for inspection at Lake Santeetlah Town Hall, 4 Marina Drive, Lake Santeetlah, North Carolina.

Town of Robbinsville

Maps are available for inspection at Robbinsville Town Hall, 4 Court Street, Robbinsville, North Carolina.

**Mitchell County, North Carolina and Incorporated Areas
Docket No.: FEMA-B-7755**

Bear Creek	At the confluence with North Toe River	+2,459	Unincorporated Areas of Mitchell County.
Beaver Creek	Approximately 0.4 mile upstream of State Road 1197 At the confluence with North Toe River	+2,689 +2,515	Unincorporated Areas of Mitchell County, Town of Spruce Pine.
Big Crabtree Creek	Approximately 1.9 miles upstream of Beaver Creek Road (State Road 1143). At the confluence with North Toe River	+3,350 +2,411	Unincorporated Areas of Mitchell County.
Big Rock Creek	Approximately 1.2 miles upstream of Seven Mile Ridge Road (State Road 1167). At the confluence with North Toe River	+3,129 +2,124	Unincorporated Areas of Mitchell County.
Brushy Creek	Approximately 0.6 mile upstream of NC Highway 226 At the confluence with Big Crabtree Creek	+2,841 +2,508	Unincorporated Areas of Mitchell County.
Cane Creek	Approximately 500 feet upstream of Road B	+2,692	Unincorporated Areas of Mitchell County, Town of Bakersville.
	At the confluence with North Toe River	+2,243	
Cane Creek Tributary 6	Approximately 800 feet upstream of State Road 1206 At the confluence with Cane Creek	+2,894 +2,449	Town of Bakersville.
	Approximately 620 feet upstream of Ridgeview Drive	+2,477	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Cane Creek Tributary 7	At the confluence with Cane Creek	+2,450	Unincorporated Areas of Mitchell County, Town of Bakersville.
	Approximately 0.6 mile upstream of the confluence with Tributary of Cane Creek Tributary 7.	+2,575	
East Fork Grassy Creek	At the confluence with Grassy Creek	+2,617	Unincorporated Areas of Mitchell County.
English Creek	Approximately 300 feet upstream of NC Highway 226	+2,677	
	At the confluence with North Toe River	+2,510	Town of Spruce Pine.
	Approximately 0.3 mile upstream of Greenwood Road	+2,526	
Grassy Creek	At the confluence with North Toe River	+2,525	Unincorporated Areas of Mitchell County, Town of Spruce Pine.
	Approximately 300 feet upstream of Dula Road (State Road 1106).	+2,656	
Greene Cove Creek	At the confluence with Cane Creek	+2,600	Unincorporated Areas of Mitchell County.
	Approximately 800 feet upstream of Green Cove Road (State Road 1205).	+2,671	
Greene Creek	At the confluence with Little Rock Creek	+3,148	Unincorporated Areas of Mitchell County.
	Approximately 0.5 mile upstream of Green Cove Road (State Road 1223).	+3,514	
Little Rock Creek	At the confluence with Big Rock Creek	+2,323	Unincorporated Areas of Mitchell County.
	Approximately 2.0 miles upstream of Greene Creek Road (State Road 1223).	+3,731	
Little Rose Creek	At the confluence with North Toe River	+2,560	Unincorporated Areas of Mitchell County.
	Approximately 0.4 mile upstream of the confluence with North Toe River.	+2,592	
Nolichucky River	Approximately 5.4 miles upstream of North Carolina/Tennessee State boundary.	+1,981	Unincorporated Areas of Mitchell County.
	At the confluence of North Toe River	+2,044	
North Toe River	At the confluence with Nolichucky River	+2,044	Unincorporated Areas of Mitchell County, Town of Spruce Pine.
	Approximately 3.5 miles upstream of U.S. Highway 19	+2,681	
North Toe River Tributary 67	At the confluence with North Toe River	+2,453	Unincorporated Areas of Mitchell County.
	Approximately 0.9 mile upstream of the confluence with North Toe River.	+2,577	
Tributary of Cane Creek Tributary 7.	At the confluence with Cane Creek Tributary 7	+2,529	Unincorporated Areas of Mitchell County, Town of Bakersville.
	Approximately 0.4 mile upstream of the confluence with Cane Creek Tributary 7.	+2,569	
White Oak Creek	At the confluence with Cane Creek	+2,461	Unincorporated Areas of Mitchell County, Town of Bakersville.
	Approximately 0.3 mile upstream of Crimson Laurel Way	+2,489	
White Oak Creek Tributary 1	At the confluence with White Oak Creek	+2,472	Unincorporated Areas of Mitchell County, Town of Bakersville.
	Approximately 770 feet upstream of Crimson Laurel Way	+2,502	
Young Cove Creek	At the confluence with Cane Creek	+2,550	Unincorporated Areas of Mitchell County.
	Approximately 940 feet upstream of the confluence with Cane Creek.	+2,563	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Town of Bakersville**

Maps are available for inspection at Bakersville Town Hall, 26 South Mitchell Street, Bakersville, North Carolina.

Town of Spruce Pine

Maps are available for inspection at Spruce Pine Town Hall, 138 Highlands Avenue, Spruce Pine, North Carolina.

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

Maps are available for inspection at Mitchell County Administration Building, 26 Crimson Laurel Circle, Suite 5, Bakersville, North Carolina.

**Northampton County, North Carolina and Incorporated Areas
Docket Nos.: FEMA-D-7668 and FEMA-B-7759**

Ahoskie Creek	Approximately 500 feet downstream of the Northampton/ Hertford County boundary.	+58	Unincorporated Areas of Northampton County.
	Approximately 50 feet downstream of Tyler Road (State Road 1100).	+66	
Ahoskie Creek Tributary 8	At the confluence with Ahoskie Creek	+60	Unincorporated Areas of Northampton County.
	Approximately 0.5 mile upstream of the confluence with Ahoskie Creek.	+62	
Bear Swamp	At the confluence with Urahaw Swamp	+51	Unincorporated Areas of Northampton County.
	Approximately 0.9 mile upstream of NC 305 Highway	+78	
Beaverpond Creek	At the confluence of Beaverpond Creek Tributary 1	+98	Unincorporated Areas of Northampton County.
	Approximately 0.8 mile upstream of the North Carolina/ Virginia State boundary.	+216	
Beaverpond Creek Tributary 1	At the confluence with Beaverpond Creek	+98	Unincorporated Areas of Northampton County.
	Approximately 0.5 mile upstream of the confluence with Beaverpond Creek.	+111	
Beaverpond Creek Tributary 2	At the confluence with Beaverpond Creek	+127	Unincorporated Areas of Northampton County.
	Approximately 0.6 mile upstream of Old Emporia Road (State Road 1209).	+150	
Black Duck Creek	At the confluence with Lees Creek	+66	Unincorporated Areas of Northampton County, Town of Gaston.
	Approximately 0.7 mile upstream of Cal Floyd Road (State Route 1210).	+193	
Bridges Creek Tributary 2	At the confluence with Bridges Creek	+42	Unincorporated Areas of Northampton County.
	Approximately 250 feet downstream of Chapel Hill Church Road.	+60	
Chockoyotte Creek	At the confluence with Roanoke River	+57	Unincorporated Areas of Northampton County.
	At the confluence with Roanoke River (the Northampton/ Halifax County boundary).	+59	
Corduoy Swamp	At the confluence with Kirby Creek	+55	Unincorporated Areas of Northampton County.
	Approximately 2.1 miles upstream of Mount Carmel Road (State Road 1333).	+128	
Corduoy Swamp Tributary 1 ...	At the confluence with Corduoy Swamp	+66	Unincorporated Areas of Northampton County.
	Approximately 0.6 mile upstream of the confluence with Corduoy Swamp.	+70	
Corduoy Swamp Tributary 2 ...	At the confluence with Corduoy Swamp	+71	Unincorporated Areas of Northampton County.
	Approximately 0.6 mile upstream of the confluence with Corduoy Swamp.	+78	
Corduoy Swamp Tributary 3 ...	At the confluence with Corduoy Swamp	+78	Unincorporated Areas of Northampton County.
	Approximately 0.9 mile upstream of the confluence with Corduoy Swamp.	+84	
Corduoy Swamp Tributary 4 ...	At the confluence with Corduoy Swamp	+87	Unincorporated Areas of Northampton County.
	Approximately 0.8 mile upstream of the confluence with Corduoy Swamp.	+93	
Corduoy Swamp Tributary 5 ...	At the confluence with Corduoy Swamp	+89	Unincorporated Areas of Northampton County.
	Approximately 1.2 miles upstream of the confluence with Corduoy Swamp.	+98	
Corduoy Swamp Tributary 6 ...	At the confluence with Corduoy Swamp	+104	Unincorporated Areas of Northampton County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Corwells Millpond	Approximately 0.4 mile upstream of the confluence with Corduroy Swamp. At the confluence with Jacks Swamp	+106 +72	Unincorporated Areas of Northampton County.
Cutawhiskie Creek	Approximately 1,570 feet upstream of Big Johns Store Road (State Road 1300). At the downstream side of Fennell Road (State Road 1155).	+89 +52	Unincorporated Areas of Northampton County.
Cutawhiskie Creek Tributary 3	Approximately 1.1 miles upstream of Eagletown Road (State Road 1522). Approximately 50 feet downstream of the Northampton/Hertford County boundary.	+65 +51	Unincorporated Areas of Northampton County.
Cutawhiskie Creek Tributary 4	Approximately 0.4 mile upstream of the Northampton/Hertford County boundary. At the confluence with Cutawhiskie Creek	+53 +57	Unincorporated Areas of Northampton County.
Cypress Creek	Approximately 0.7 mile upstream of the confluence with Cutawhiskie Creek. At the confluence with Meherrin River	+62 +45	Unincorporated Areas of Northampton County.
Cypress Creek Tributary 1	Approximately 1.7 miles upstream of Julian Morgan Road At the confluence with Cypress Creek	+99 +52	Unincorporated Areas of Northampton County.
Cypress Creek Tributary 2	Approximately 1.6 miles upstream of the confluence with Cypress Creek. At the confluence with Cypress Creek	+63 +68	Unincorporated Areas of Northampton County.
Cypress Creek Tributary 3	Approximately 600 feet upstream of NC 186 Highway At the confluence with Cypress Creek	+87 +70	Unincorporated Areas of Northampton County.
Cypress Creek Tributary 4	Approximately 0.5 mile upstream of the confluence with Cypress Creek. At the confluence with Cypress Creek	+79 +86	Unincorporated Areas of Northampton County.
Devils Branch	Approximately 1,480 feet upstream of Julian Morgan Road. At the confluence with Roanoke River	+97 +135	Unincorporated Areas of Northampton County.
Fountains Creek	Approximately 3.1 miles upstream of the confluence with Roanoke River. At the confluence with Meherrin River	+196 +46	Unincorporated Areas of Northampton County.
Grant Branch	Approximately 4.3 miles upstream of the confluence with Meherrin River. At the confluence with Urahaw Swamp	+51 +49	Unincorporated Areas of Northampton County, Town of Lasker.
Gumberry Swamp	Approximately 1.4 miles upstream of Collier Road (State Road 1515). At the downstream side of Barrows Mill Road (State Route 1126).	+74 +47	Unincorporated Areas of Northampton County.
Hunting Branch	Approximately 300 feet upstream of railroad	+124	
Ivy Creek	At the confluence with Corduroy Swamp	+58	Unincorporated Areas of Northampton County.
Jacks Swamp	Approximately 20 feet downstream of Frank Harris Road (State Road 1343). At the confluence with Cypress Creek	+70 +84	Unincorporated Areas of Northampton County.
Jacks Swamp Tributary 1	Approximately 1.2 miles upstream of the confluence with Cypress Creek. At the North Carolina/Virginia State boundary	+89 +68	Unincorporated Areas of Northampton County.
	Approximately 710 feet upstream of Interstate 95 (South-bound).	+135	
	At the confluence with Jacks Swamp	+69	Unincorporated Areas of Northampton County.
	Approximately 0.7 mile upstream of the confluence with Jacks Swamp.	+84	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Jacks Swamp Tributary 2	At the confluence with Jacks Swamp	+94	Unincorporated Areas of Northampton County.
	Approximately 2.0 miles upstream of the confluence with Jacks Swamp.	+121	
Jacks Swamp Tributary 3	At the confluence with Jacks Swamp	+100	Unincorporated Areas of Northampton County.
	Approximately 0.9 mile upstream of the confluence with Jacks Swamp.	+122	
Jacks Swamp Tributary 4	At the confluence with Jacks Swamp	+123	Unincorporated Areas of Northampton County.
	Approximately 870 feet upstream of Interstate 95 (South-bound).	+136	
Kirby Creek	At the confluence with Meherrin River	+17	Unincorporated Areas of Northampton County.
	At the confluence of Corduroy Swamp and Rogers Swamp.	+55	
Kirby Creek Tributary 1	At the confluence with Kirby Creek	+19	Unincorporated Areas of Northampton County, Town of Severn.
	Approximately 0.9 mile upstream of NC Highway 35	+60	
Kirby Creek Tributary 1A	At the confluence with Kirby Creek Tributary 1	+43	Unincorporated Areas of Northampton County.
	Approximately 0.6 mile upstream of the confluence with Kirby Creek Tributary 1.	+51	
Kirby Creek Tributary 2	At the confluence with Kirby Creek	+44	Unincorporated Areas of Northampton County, Town of Conway.
	Approximately 1,280 feet upstream of Phillips Hill Road (State Road 1365).	+72	
Kirby Creek Tributary 3	At the confluence with Kirby Creek	+50	Unincorporated Areas of Northampton County.
	Approximately 80 feet downstream of Barnes Loop Road (State Road 1342).	+57	
Kirby Creek Tributary 4	At the confluence with Kirby Creek	+51	Unincorporated Areas of Northampton County.
	Approximately 0.5 mile upstream of Barnes Loop Road (State Road 1342).	+70	
Lees Creek	At the confluence with Roanoke River	+66	Unincorporated Areas of Northampton County, Town of Gaston.
	Approximately 450 feet downstream of Graysburg Road ...	+85	
Lees Creek Tributary 1	At the confluence with Lees Creek	+69	Unincorporated Areas of Northampton County, Town of Gaston.
	Approximately 250 feet downstream of Graysburg Road ...	+136	
Lilly Pond Creek	Approximately 1.1 miles upstream of the confluence with Gumberry Swamp.	+47	Unincorporated Areas of Northampton County, Town of Jackson.
	Approximately 1,500 feet upstream of Depot Street	+92	
Meherrin River	At the confluence of Kirby Creek	+17	Unincorporated Areas of Northampton County.
	At the confluence of Fountains Creek	+46	
Occoneechee Creek	Approximately 4.5 miles upstream of the confluence with Roanoke River.	+47	Unincorporated Areas of Northampton County.
	Approximately 1.1 miles upstream of Jackson By-Pass Road (State Route 1311).	+109	
Occoneechee Creek Tributary 1	At the confluence with Occoneechee Creek	+49	Unincorporated Areas of Northampton County.
	Approximately 0.9 mile upstream of the confluence with Occoneechee Creek.	+51	
Occoneechee Creek Tributary 2	At the confluence with Occoneechee Creek	+81	Unincorporated Areas of Northampton County.
	Approximately 2.7 miles upstream of the confluence with Occoneechee Creek.	+97	
Paddys Delight Creek	At the confluence with Potecasi Creek	+50	Unincorporated Areas of Northampton County.
	Approximately 1.1 miles upstream of the confluence of Paddys Delight Creek Tributary 1.	+77	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Paddys Delight Creek Tributary 1.	At the confluence with Paddys Delight Creek	+66	Unincorporated Areas of Northampton County, Town of Conway.
Panther Swamp	Approximately 140 feet downstream of Vann Street	+93	
	At the Northampton/Hertford County boundary	+49	Unincorporated Areas of Northampton County.
Potecasi Creek	Approximately 1.1 miles upstream of Gilmer Ricks Road (State Road 1543).	+88	
	At the Northampton/Hertford County boundary	+36	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 13	At the confluences of Ramsey Creek and Wiccacanee Swamp.	+65	
	At the confluence with Potecasi Creek	+55	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 14	Approximately 0.7 mile upstream of the confluence with Potecasi Creek.	+61	
	At the confluence with Potecasi Creek	+57	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 15	Approximately 1,360 feet upstream of Lasker Road (State Road 1503).	+71	
	At the confluence with Potecasi Creek	+61	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 15A ..	Approximately 100 feet downstream of Fire Tower Road (State Road 1500).	+69	
	At the confluence with Potecasi Creek Tributary 15	+63	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 16	Approximately 0.5 mile upstream of the confluence with Potecasi Creek Tributary 15.	+73	
	At the confluence with Potecasi Creek	+62	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 17	Approximately 0.7 mile upstream of the confluence with Potecasi Creek.	+71	
	At the confluence with Potecasi Creek	+64	Unincorporated Areas of Northampton County.
Potecasi Creek Tributary 9	Approximately 0.8 mile upstream of the confluence with Potecasi Creek.	+74	
	At the confluence with Potecasi Creek	+44	Unincorporated Areas of Northampton County.
Quarter Swamp	Approximately 1.9 miles upstream of Ashley Grove Road (State Road 1536).	+68	
	At the confluence with Urahaw Swamp	+60	Unincorporated Areas of Northampton County.
Ramsey Creek	Approximately 1.7 miles upstream of W.J. Duke Service Road (State Road 1121).	+81	
	At the confluence with Potecasi Creek	+65	Unincorporated Areas of Northampton County, Town of Jackson.
Ramsey Creek Tributary 1	Approximately 580 feet downstream of Buck Howell Road (State Road 1316).	+124	
	At the confluence with Ramsey Creek	+69	Unincorporated Areas of Northampton County.
Reedy Creek	Approximately 40 feet downstream of NC Highway 305	+79	
	At the confluence with Kirby Creek	+34	Unincorporated Areas of Northampton County.
Roanoke River	Approximately 1,210 feet upstream of U.S. 158 Highway ..	+55	
	At the Northampton/Bertie/Halifax County boundary	+34	Unincorporated Areas of Northampton County, Town of Gaston.
Roanoke River Tributary 12	At the Northampton/Warren County boundary	+203	
	At the confluence with Roanoke River	+133	Unincorporated Areas of Northampton County.
Roanoke River Tributary 12A ...	Approximately 0.5 mile upstream of NC-46	+196	
	At the confluence with Roanoke River Tributary 12	+150	Unincorporated Areas of Northampton County.
Roanoke River Tributary 14	Approximately 0.4 mile upstream of Dr. Hall Road (State Route 1218).	+184	
	At the confluence with Roanoke River	+133	Unincorporated Areas of Northampton County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Roanoke River Tributary 14A ...	Approximately 50 feet downstream of NC-46	+185	Unincorporated Areas of Northampton County.
	At the confluence with Roanoke River Tributary 14	+164	
Roanoke River Tributary 7	Approximately 0.8 mile upstream of NC-46	+233	Unincorporated Areas of Northampton County.
	Approximately 1,500 feet upstream of the confluence with Roanoke River.	+45	
Roanoke River Tributary 8	Approximately 1.7 mile upstream of the confluence with Roanoke River.	+70	Unincorporated Areas of Northampton County.
	At the confluence with Roanoke River	+46	
	Approximately 1.2 miles upstream of the confluence with Roanoke River.	+69	Unincorporated Areas of Northampton County.
Rogers Swamp	At the confluence with Corduroy Swamp and Kirby Creek	+55	
	Approximately 840 feet upstream of Tower Road (State Road 1341).	+88	Unincorporated Areas of Northampton County.
Rogers Swamp Tributary 1	At the confluence with Rogers Swamp	+55	
	Approximately 0.9 mile upstream of Britton Road (State Road 1337).	+67	Unincorporated Areas of Northampton County.
Rogers Swamp Tributary 2	At the confluence with Rogers Swamp	+61	
	Approximately 0.5 mile upstream of the confluence with Rogers Swamp.	+66	Unincorporated Areas of Northampton County.
Rogers Swamp Tributary 3	At the confluence with Rogers Swamp	+67	
	Approximately 0.7 mile upstream of the confluence with Rogers Swamp.	+80	Unincorporated Areas of Northampton County.
Rogers Swamp Tributary 4	At the confluence with Rogers Swamp	+69	
	Approximately 0.6 mile upstream of the confluence with Rogers Swamp.	+74	Unincorporated Areas of Northampton County.
Rogers Swamp Tributary 5	At the confluence with Rogers Swamp	+77	
	Approximately 0.7 mile upstream of the confluence with Rogers Swamp.	+89	Unincorporated Areas of Northampton County.
Sandy Run	At the confluence with Roanoke River	+34	
	Approximately 0.6 mile upstream of State Highway 308	+60	Unincorporated Areas of Northampton County.
Sandy Run Tributary 1	At the confluence with Sandy Run	+37	
	Approximately 0.7 mile upstream of the confluence with Sandy Run.	+60	Unincorporated Areas of Northampton County.
Sandy Run Tributary 3	At the confluence with Sandy Run	+37	
	Approximately 0.5 mile upstream of the confluence with Sandy Run.	+46	Unincorporated Areas of Northampton County.
Trouble Field Creek	At the confluence with Roanoke River	+55	
	Approximately 1.8 miles upstream of the confluence with Roanoke River.	+61	Unincorporated Areas of Northampton County.
Turkey Creek	At the confluence with Kirby Creek	+17	
	Approximately 1,060 feet upstream of U.S. 158 Highway ..	+51	Unincorporated Areas of Northampton County, Town of Woodland.
Urahaw Swamp	At the confluence with Potecasi Creek	+43	
	Approximately 1.3 miles upstream of Bryantown Road (State Road 1108).	+66	Unincorporated Areas of Northampton County.
Urahaw Swamp Tributary 4	At the confluence with Urahaw Swamp	+57	
	Approximately 1,300 feet upstream of Dick Harmony Road (State Road 1115).	+63	Unincorporated Areas of Northampton County.
Urahaw Swamp Tributary 5	At the confluence with Urahaw Swamp	+64	
	Approximately 1.0 mile upstream of W.J. Duke Service Road (State Road 1121).	+71	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Wiccacanee Swamp	At the confluence with Potecasi Creek	+65	Unincorporated Areas of Northampton County.
Wiccacanee Swamp Tributary ..	Approximately 1.2 miles upstream of U.S. Highway 158 ... At the confluence with Wiccacanee Swamp	+107 +69	Unincorporated Areas of Northampton County.
Wildcat Swamp	Approximately 0.6 mile upstream of the confluence with Wiccacanee Swamp. At the confluence with Potecasi Creek	+75 +54	Unincorporated Areas of Northampton County.
	Approximately 160 feet downstream of U.S. Highway 158	+118	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Town of Conway**

Maps are available for inspection at Conway Town Hall, 221 West Main Street, Conway, North Carolina.

Town of Gaston

Maps available for inspection at the Gaston Town Hall, 223 Craig Street, Gaston, North Carolina.

Town of Jackson

Maps are available for inspection at Jackson Town Hall, 100 East Jefferson Street, Jackson, North Carolina.

Town of Lasker

Maps are available for inspection at Lasker Town Hall, 203A West Church Street, Lasker, North Carolina.

Town of Severn

Maps are available for inspection at Severn Town Hall, 314 Main Street, Severn, North Carolina.

Town of Woodland

Maps are available for inspection at Woodland Town Hall, 300 Spruce Street, Woodland, North Carolina.

Unincorporated Areas of Northampton County

Maps are available for inspection at Northampton County Office, 108 West Jefferson Street, Jackson, North Carolina.

Adams County, Pennsylvania, and Incorporated Areas
FEMA Docket No.: B-7755

Bermudian Creek	At approximately 1,600 feet downstream of Oxford Road LR-01004.	+612	Township of Tyrone.
	At approximately 175 feet upstream of Cranberry Road LR-010011.	+640	
Little Marsh Creek	At approximately 735 feet downstream of Berry Patch Lane.	+644	Township of Franklin.
	At approximately 935 feet upstream of Hickory Bridge Road TR-315.	+702	
Marsh Creek	At approximately 700 feet upstream of Pumping Station Road.	+467	Township of Cumberland.
	At approximately 1,725 feet downstream of the confluence with Little Marsh Creek.	+498	
Toms Creek	At approximately 3,200 feet upstream of Jacks Mountain Road.	+630	Township of Hamiltonban.
	At approximately 3,500 feet upstream of Jacks Mountain Road.	+635	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Township of Cumberland**

Maps are available for inspection at 1370 Fairfield Road, Gettysburg, PA 17325.

Township of Franklin

Maps are available for inspection at 55 Scott School Road, Cashtown, PA 17353.

Township of Hamiltonban

Maps are available for inspection at 23 Carroll's Tract Road, Fairfield, PA 17320.

Township of Tyrone

Maps are available for inspection at 5280 Old Harrisburg Road, York Springs, PA 17372.

Waller County, Texas, and Incorporated Areas
FEMA Docket No.: B-7724

Cane Island Branch	Intersection with U.S. 190	+137	City of Katy.
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Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
	Approximately 535 feet upstream of Clay Road intersection.	+158	
Cypress Creek	Intersection with private road contiguous with county line	+170	Waller County (Unincorporated Areas).
	Confluence with Mound Creek	+185	
East Fork Mound Creek	Confluence with Mound Creek	+221	City of Waller.
	200 feet upstream of Taylor intersection	+249	Waller County (Unincorporated Areas).
Mound Creek	Approximately 1,800 feet downstream from confluence with Tributary 7.62 of Mound Creek.	+217	City of Waller.
	Approximately 1,000 feet upstream of confluence with Tributary 7.62 of Mound Creek.	+219	
Spring Creek	3,800 feet downstream of intersection with Nichols Rd	+202	City of Waller.
	850 feet upstream of 1736 intersection	+291	
Tributary 7.62 of Mound Creek	Confluence with Mound Creek	+218	Waller County (Unincorporated Areas).
	Approximately 4,000 feet upstream of confluence with Mound Creek.	+224	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**City of Katy**

Maps are available for inspection at 910 Avenue C, Katy, TX 77493.

City of Waller

Maps are available for inspection at PO Box 239, Waller, TX 77484.

Waller County (Unincorporated Areas)

Maps are available for inspection at 775 Business 290 East, Hempstead, TX 77445.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Effective Modified	Communities affected
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Grant County, Washington, and Incorporated Areas
FEMA Docket No.: B-7755

Crab Creek	Just above BNSF Railroad Bridge 338	+1277	Town of Wilson Creek, Unincorporated Areas of Grant County.
	Approximately 1,300 feet upstream of Kappel Road Bridge.	+1283	
Wilson Creek	At confluence with Crab Creek	+1283	Town of Wilson Creek, Unincorporated Areas of Grant County.
	At eastern corporate limits of the Town of Wilson Creek.	+1301	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES**Town of Wilson Creek**

Maps are available for inspection at 254 Railroad Street, Wilson Creek, WA 98860.

Unincorporated Areas of Grant County

Maps are available for inspection at 124 Enterprise Street SE, Ephrata, WA 98823.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Eau Claire County, Wisconsin, and Incorporated Areas FEMA Docket No.: B-7726			
Chippewa River	Approximately 1,800 feet upstream of county boundary	+762	Eau Claire County (Unincorporated Areas).
	Approximately 800 feet downstream of Interstate Highway 94.	+772	
Sherman Creek	Approximately 1,500 feet upstream of the confluence with the Chippewa River.	+777	City of Eau Claire, Eau Claire County (Unincorporated Areas).
	Approximately 1,800 feet downstream of U.S. Highway 12	+888	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

ADDRESSES

City of Eau Claire

Maps are available for inspection at City of Eau Claire, City Hall, 203 South Farwell Street, Eau Claire, WI 54702-5148.

Eau Claire County (Unincorporated Areas)

Maps are available for inspection at Eau Claire County Courthouse, 721 Oxford Avenue, Eau Claire, WI 54703-5481.

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

Dated: August 26, 2008.

Michael K. Buckley,

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

[FR Doc. E8-20824 Filed 9-9-08; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 071212833-8179-02]

RIN 0648-XK04

Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Commercial Quota Harvested for Massachusetts

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure of commercial fishery.

SUMMARY: NMFS announces that the Atlantic bluefish commercial quota available to Massachusetts has been harvested. Vessels issued a commercial Federal fisheries permit for the Atlantic bluefish fishery may not land bluefish in Massachusetts for the remainder of calendar year 2008, unless additional

quota becomes available through a transfer. Regulations governing the Atlantic bluefish fishery require publication of this notification to advise Massachusetts that the quota has been harvested and to advise vessel permit holders and dealer permit holders that no commercial quota is available for landing bluefish in Massachusetts.

DATES: Effective 0001 hours, September 10, 2008, through 2400 hours, December 31, 2008.

FOR FURTHER INFORMATION CONTACT:

Emily Bryant, Fishery Management Specialist, (978) 281-9244.

SUPPLEMENTARY INFORMATION:

Regulations governing the Atlantic bluefish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota that is apportioned on a percentage basis among the coastal states from Florida through Maine. The process to set the annual commercial quota and the percent allocated to each state is described in § 648.160.

The initial Federal coastwide commercial quota for Atlantic bluefish for the 2008 calendar year was set equal to 4,787,000 lb (2,171 mt) (73 FR 9958, February 25, 2008). The initial commercial quota was adjusted by transferring 2,918,693 lb (1,324 mt) from the initial recreational allocation, resulting in a total commercial quota of 7,705,244 lb (3,495 mt). The percent allocated to vessels landing bluefish in Massachusetts is 6.7167 percent, resulting in an initial commercial quota of 517,538 lb (235 mt). The 2008

allocation was reduced to 516,619 lb (234 mt) (73 FR 9958, February 25, 2008) due to 2008 research set-aside quota allocation.

The regulations at § 648.161(b) require the Administrator, Northeast Region, NMFS (Regional Administrator), to monitor state commercial quotas and to determine when a state's commercial quota has been harvested. NMFS then publishes a notification in the **Federal Register** to advise the state and to notify Federal vessel and dealer permit holders that, effective upon a specific date, the state's commercial quota has been harvested and no commercial quota is available for landing bluefish in that state. The Regional Administrator has determined, based upon dealer reports and other available information, that Massachusetts has harvested its quota for calendar year 2008.

The regulations at § 648.4(b) provide that Federal permit holders agree, as a condition of the permit, not to land bluefish in any state that the Regional Administrator has determined no longer has commercial quota available. Therefore, effective 0001 hours, September 10, 2008, further landings of bluefish in Massachusetts by vessels holding Atlantic bluefish commercial Federal fisheries permits are prohibited for the remainder of the 2008 calendar year, unless additional quota becomes available through a transfer and is announced in the **Federal Register**. Effective 0001 hours, September 10, 2008, federally permitted dealers are also notified that they may not purchase bluefish from federally permitted