

(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.*

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**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
<b>Crawford County, Arkansas, and Incorporated Areas FEMA Docket No.: B-7728</b>			
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
<b>Jackson County, Mississippi, and Incorporated Areas FEMA Docket No.: B-7756</b>			
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.

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 # 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 .... At the confluence with Potts Creek and South Potts Creek	+827 +695	Unincorporated Areas of Davidson County.
Conrad Hill Branch .....	Approximately 900 feet upstream of Fox Run Trail .....	+753	Unincorporated Areas of Davidson County.
	At the confluence with Brier Creek .....	+573	
Cool Branch .....	Approximately 460 feet upstream of Railroad .....	+805	Unincorporated Areas of Davidson County.
	At the confluence with Brushy Fork .....	+717	
Dunkers Creek .....	Approximately 200 feet upstream of Friendship-Ledford Road (State Road 1700). At the confluence with Dykers Creek .....	+848 +682	Unincorporated Areas of Davidson County.
Dykers Creek .....	Approximately 130 feet upstream of Marshall Byerly Road (State Road 1442). At the confluence with Yadkin River .....	+712 +673	Unincorporated Areas of Davidson County.
Dykers Creek Tributary .....	Approximately 550 feet upstream of the confluence with Dykers Creek Tributary 3. At the confluence with Dykers Creek .....	+701 +694	Unincorporated Areas of Davidson County.
Dykers Creek Tributary 3 .....	Approximately 1.2 miles upstream of U.S. Highway 64 .... At the confluence with Dykers Creek .....	+778 +699	Unincorporated Areas of Davidson County.
Ellis Creek .....	Approximately 0.7 mile upstream of U.S. Highway 64 .... At the confluence with Yadkin River .....	+739 +571	Unincorporated Areas of Davidson County.
Ellis Creek Tributary .....	Approximately 670 feet upstream of Mose Glover Road (State Road 2540). At the confluence with Ellis Creek .....	+653 +571	Unincorporated Areas of Davidson County.
Farabee Creek .....	Approximately 0.5 mile upstream of Newsome Road (State Road 2538). At the confluence with Yadkin River .....	+666 +650	Unincorporated Areas of Davidson County.
Flat Swamp Creek .....	At the confluence of Frost Creek and Swan Creek .....	+650	Unincorporated Areas of Davidson County.
	At the confluence with Yadkin River .....	+625	
Fourmile Branch .....	Approximately 1.1 miles upstream of New Cut Road (State Road 2262). At the confluence with Flat Swamp Creek .....	+813 +625	Unincorporated Areas of Davidson County.
Frost Creek .....	Approximately 470 feet upstream of East Old U.S. 64 Highway (State Road 2205). At the confluence of Farabee Creek and Swan Creek .....	+763 +650	Unincorporated Areas of Davidson County.
Fryes Creek .....	Approximately 0.7 mile upstream of Henry Lomax Road (State Road 1163). At the confluence with Muddy Creek .....	+676 +689	Unincorporated Areas of Davidson County.
Gobble Creek .....	Approximately 1,700 feet upstream of Payne Road (State Road 1505). At the confluence with Yadkin River .....	+755 +672	Unincorporated Areas of Davidson County.
Hamby Creek .....	Approximately 1.0 mile upstream of Andrew Sink Road (State Road 1190). Approximately 350 feet upstream of the confluence of Warner Creek.	+774 +816	City of Thomasville.
Hamby Creek Tributary .....	Approximately 1,000 feet upstream of Liberty Drive .....	+831	Unincorporated Areas of Davidson County, City of Thomasville.
	Approximately 1,000 feet downstream of Upper Lake Road (State Road 2024). Approximately 600 feet upstream of Ford Street .....	+672 +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 10.	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 10.	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 10.	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 10.	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 10.	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 10.	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 10.	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 10.	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.
	Approximately 0.6 mile upstream of Westover Road .....	+792	
Rich Fork Tributary 2 .....	Approximately 200 feet upstream of the confluence of Rich Fork Tributary 2A.	+790	Unincorporated Areas of Davidson County.
	Approximately 700 feet upstream of the confluence of Rich Fork Tributary 2A.	+793	
Rich Fork Tributary 2 .....	At the confluence with Rich Fork .....	+782	City of High Point.
	At the Davidson/Guilford County boundary .....	+807	
Rich Fork Tributary 2A .....	At the confluence with Rich Fork Tributary 2 .....	+788	City of High Point.
	Approximately 900 feet upstream of the confluence with Rich Fork Tributary 2.	+798	
South Fork Muddy Creek .....	At the confluence with Muddy Creek .....	+690	Unincorporated Areas of Davidson County.
	At the Davidson/Forsyth County boundary .....	+691	
South Potts Creek .....	At the confluence with North Potts Creek .....	+629	Unincorporated Areas of Davidson County.
	At the confluence of Churchland Creek and Potts Creek ..	+695	
South Potts Creek Tributary .....	At the confluence with South Potts Creek .....	+642	Unincorporated Areas of Davidson County.
	Approximately 0.4 mile upstream of the confluence with South Potts Creek.	+642	
Spencer Creek .....	Approximately 125 feet upstream of the confluence with Hamby Creek.	+797	Unincorporated Areas of Davidson County, City of Thomasville.
	Approximately 0.4 mile upstream of Liberty Drive .....	+863	
Spurgeon Creek .....	Approximately 100 feet upstream of Sells Farm Road .....	+818	Unincorporated Areas of Davidson County.
	Approximately 230 feet upstream of Sells Farm Road .....	+819	
Spurgeon Creek Tributary 1 .....	Approximately 850 feet upstream of the confluence with Spurgeon Creek.	+751	Unincorporated Areas of Davidson County.
	Approximately 430 feet upstream of Willie Bodenheimer Road (State Road 1746).	+781	
Spurgeon Creek Tributary 2 .....	Approximately 850 feet upstream of the confluence with Spurgeon Creek.	+781	Unincorporated Areas of Davidson County, Town of Wallburg.
	Approximately 1,870 feet upstream of North Creekside Drive.	+793	
Swan Creek .....	At the confluence with Farabee Creek and Frost Creek ....	+650	Unincorporated Areas of Davidson County.
	Approximately 0.6 mile upstream of Boones Cave Road ...	+665	
Swearing Creek .....	At the confluence with Yadkin River .....	+626	Unincorporated Areas of Davidson County.
	Approximately 1.2 miles upstream of Will Lanier Road (State Road 1460).	+813	
Swearing Creek Tributary 1 .....	At the confluence with Swearing Creek .....	+626	Unincorporated Areas of Davidson County.
	Approximately 0.5 mile upstream of Rockcrusher Road (State Road 1114).	+634	
Swearing Creek Tributary 2 .....	Approximately 700 feet upstream of the confluence with Swearing Creek.	+654	Unincorporated Areas of Davidson County, City of Lexington.
	Approximately 0.4 mile upstream of the confluence with Swearing Creek.	+670	
Tar Creek .....	Approximately 0.5 mile upstream of the confluence with Swearing Creek.	+644	Unincorporated Areas of Davidson County.
	Approximately 1.1 miles upstream of the confluence with Swearing Creek.	+654	
Ward Creek .....	Approximately 100 feet upstream of the confluence with Hamby Creek.	+740	City of Thomasville.
	Approximately 740 feet upstream of Fisher Ferry Road ....	+800	
Yadkin River .....	Approximately 400 feet downstream of the Davidson/Montgomery County boundary.	+566	Unincorporated Areas of Davidson County.
	At the Davidson/Forsyth County boundary .....	+691	
Yadkin River Tributary 2 .....	At the confluence with Yadkin River .....	+689	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
	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
<b>Accomack County, Virginia, and Incorporated Areas FEMA Docket No: B-7764</b>			
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](mailto: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](mailto: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.