

ADDRESSES: The final base flood elevations 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: Michael M. Grimm, Acting Chief, Hazard Study Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (email) mike.grimm@fema.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA or Agency) makes final determinations listed below of base flood elevations and modified base flood elevations for each community listed. The proposed base flood elevations and proposed modified base flood elevations were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed base flood elevations and proposed modified base flood elevations were also published in the **Federal Register**.

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.

The Agency 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 Flood Insurance Rate Map available at the address cited below for each community.

The base flood elevations and modified base flood elevations are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Administrator, Federal Insurance and Mitigation Administration, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community

eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

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 12612, Federalism. **Federal Register** This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform. This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

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:

Source of Flooding and Location	#Depth in feet above ground.
MAINE	
Newry (Town), Oxford County (FEMA Docket No. D-7542)	
<i>Sunday River:</i>	
At downstream corporate limits	*648
At upstream corporate limits	*845
<i>Barkers Brook:</i>	
At the confluence with Sunday River	*649
A point approximately 240 feet upstream of Broadway Drive	*1,112
Maps available for inspection at the Newry Town Hall, 422 Bear River Road, Newry, Maine.	

Turner (Town), Androscoggin County (FEMA Docket No. D-7546)	
<i>Nezinscot River:</i>	
At confluence with Androscoggin River	*274
At upstream corporate limits	*315
<i>Androscoggin River:</i>	
At downstream corporate limits	*264
At upstream corporate limits	*281

Source of Flooding and Location	#Depth in feet above ground.
Maps available for inspection at the Turner Town Office, 11 Turner Center Road, Turner, Maine.	
NEW YORK	
Plattsburgh (City), Clinton County (FEMA Docket No. D-7538)	
<i>Saranac River:</i>	
Approximately 200 feet upstream of Delaware and Hudson Railroad	*103
At the upstream corporate limits	*189
Maps available for inspection at the Plattsburgh City Building Inspector's Office, 41 City Hall Place, Plattsburgh, New York.	

Plattsburgh (Town), Clinton County (FEMA Docket No. D-7538)	
<i>Saranac River:</i>	
Approximately 0.75 mile downstream of Indian Rapids Dam	*188
Approximately 1.9 mile upstream of Harney Bridge Road	*736
Maps available for inspection at the Plattsburgh Town Hall, 151 Banker Road, Plattsburgh, New York.	

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: December 31, 2002.

Anthony S. Lowe,

Administrator, Federal Insurance and Mitigation Administration.

[FR Doc. 03-605 Filed 1-10-03; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

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).

EFFECTIVE DATE: 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 FIRM is available for inspection as indicated in 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: Mike M. Grimm, Acting, Chief, Hazards Study Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) mike.grimm@fema.gov.

SUPPLEMENTARY INFORMATION: FEMA makes the final determinations listed below of BFEs and modified BFEs for each community listed. The proposed BFEs and proposed modified BFEs were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed BFEs and proposed modified BFEs were also published in the **Federal Register**.

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 rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Administrator, Federal Insurance and Mitigation Administration certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified BFEs are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the

NFIP. No regulatory flexibility analysis has been prepared.

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 12612, Federalism. This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform. This proposed rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

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 to read 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:

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD).
ALASKA	
Matanuska-Susitna (City), Borough County (FEMA Docket No. B-7318)	
<i>Talkeetna River Overflow:</i>	
Just west of Talkeetna Spur Highway	*341
At East Bank of Talkeetna River	*351
Maps are available for inspection at the Code Compliance Department, 350 East Dahlia Avenue, Palmer, Alaska.	
CALIFORNIA	
Tehama County and Incorporated Areas, (FEMA Docket No. B-7430)	
<i>Reeds Creek:</i>	
Approximately 250 feet upstream of Paskenta Road	*285
Approximately 1,000 feet upstream of confluence of Pine Creek	*309

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD).
Maps are available for inspection at the Tehama County Building Department, 444 Oak Street, Red Bluff, California.	
MISSOURI	
Clay County and Incorporated Areas, (FEMA Docket No. B-7427)	
<i>East Fork Fishing River:</i>	
Confluence with Fishing River	*745
Just upstream of 112th Street	*749
Approximately 3,800 feet downstream of Seabold Road	*756
<i>Fishing River:</i>	
Just upstream of Clay/Ray County Border	*730
Just upstream of Jesse James Farm Road	*778
Just downstream of Interstate 35 bridge	*788
Approximately 4,800 feet upstream of Highway A	*859
<i>Crockett Creek:</i>	
Approximately 250 feet upstream of confluence with Holmes Creek	*772
Just downstream of 12th Street	*783
Just upstream of Stockdale Road	*790
<i>Holmes Creek:</i>	
Approximately 250 feet upstream confluence of Crockett Creek	*772
Just upstream of Summersette Road	*777
Just upstream of Highway 33	*813
<i>Clear Creek:</i>	
Confluence with Fishing River	*777
Just upstream of 140th Street bridge	*778
Just downstream of Interstate 35	*794
Approximately 6,300 feet upstream of Nation Road	*824
<i>First Creek:</i>	
Confluence with Second Creek (Approximately 1,000 feet downstream of Highway 92 bridge)	*818
Just upstream of 144th Street bridge	*851
Approximately 2,600 feet upstream of 144th Street bridge	*860
<i>Second Creek:</i>	
Approximately 1,550 feet upstream of Main Street	*814
Confluence of First Creek (Approximately 1,000 feet downstream of Highway 92 bridge)	*818
<i>Rocky Branch:</i>	
Approximately 1,150 feet upstream from confluence with Wilkerson Creek	*846
<i>Polecat Creek:</i>	
Confluence with Wilkerson Creek	*881
Approximately 2,500 feet upstream of Mt. Olive Road ..	*932

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD).	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD).	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD).
<i>Wilkerson Creek:</i> Approximately 1,500 feet upstream of confluence with Little Platte River	*816	Approximately 350 feet upstream of the confluence with Holmes Creek	*772	Just downstream of Highway 1	+1,608
Just downstream of Highway 92	*840	Maps are available for inspection at City Hall, 12312 4th Street, Mosby, Missouri.		<i>ND Highway 1 Ditch:</i> Approximately 450 feet upstream of Simplot Crossing	+1,609
Approximately 5,000 feet upstream of 132nd Street bridge	*906	Prathersville (Village), Clay County, (FEMA Docket No. B-7427)		Approximately 1,500 feet upstream of Highway	+1,612
Maps are available for inspection at 234 West Shrader Street, Suite C., Liberty, Missouri.		<i>Fishing River:</i> Approximately 6,600 feet downstream of Highway H Just downstream of Highway H	*752	<i>Diversion Channel:</i> Approximately 300 feet downstream of 10th Street	+1,610
Excelsior Springs (City), Clay County, (FEMA Docket No. B-7427)		Approximately 1,600 feet downstream of Mosby Road	*757	Approximately 700 feet upstream of 10th Street	+1,612
<i>East Fork Fishing River:</i> Approximately 3,800 feet downstream of Seabold Road	*756	<i>Williams Creek:</i> At the confluence with Fishing River	*760	<i>5th Street Coulee:</i> Confluence with Mulberry Creek	+1,600
Just upstream of Seabold Road	*759	Approximately 550 feet upstream of the Chicago Rock Island and Pacific Railroad	*764	Just downstream of 12th Avenue	+1,605
Maps are available for inspection at City Hall, 201 East Broadway, Excelsior Springs, Missouri.		Maps are available for inspection at City Hall, 12212 County Road, Excelsior Springs, Missouri.		Approximately 1,400 feet upstream of 18th Avenue	+1,609
Kearney (City), Clay County, (FEMA Docket No. B-7427)		Smithville (City), Clay County, (FEMA Docket No. B-7427)		SOUTH DAKOTA	
<i>Fishing River:</i> Approximately 5,000 feet downstream of Highway 3 Just downstream of Burlington North Railroad bridge	*780	<i>First Creek:</i> Approximately 2,900 feet upstream of 144th Street	*861	Minnehaha County and Incorporated Areas, (FEMA Docket No. B-7430)	
<i>Clear Creek:</i> Approximately 1,150 feet downstream of Summit Street	*783	<i>Rocky Branch:</i> Confluence with Wilkerson Creek	*846	<i>Skunk Creek:</i> Approximately 4,400 feet downstream of U.S. Highway 16	*1,431
Just downstream of Interstate 35	*794	Just upstream of 140th Street	*865	Just upstream of County Route 139	*1,444
Approximately 1,000 feet upstream of Highway 33	*801	<i>Wilkerson Creek:</i> Confluence with Little Platte River	*814	Approximately 150 feet upstream of County Route 142	*1,448
Maps are available for inspection at City Hall, 100 East Washington Street, Kearney, Missouri.		Approximately 1,500 feet downstream of 144th Street bridge	*851	Maps are available for inspection at the County Administration Building, 415 North Dakota Avenue, Sioux Falls, South Dakota.	
Mosby (City), Clay County, (FEMA Docket No. B-7427)		<i>Second Creek:</i> Confluence with Little Platte River	*814	Hill City (City), Pennington County (FEMA Docket No. B-7424)	
<i>Fishing River:</i> Approximately 1,600 feet downstream of Mosby Road	*763	Approximately 1,550 feet upstream from Main Street	*814	<i>Spring Creek:</i> At approximately 50 feet upstream of Hill City power line located at approximately 2,000 feet upstream of U.S. Highway 385 and 16	*4,937
Approximately 400 feet upstream of U.S. Highway 69	*777	Maps are available for inspection at City Hall, 107 Main Street, Smithville, Missouri.		At approximately 1,400 feet upstream of Poplar Street and Bishop Mountain Avenue Intersection	*5,013
<i>Holmes Creek:</i> At the confluence with Fishing River	*772	NORTH DAKOTA		<i>Newton Fork Creek:</i> At Museum Drive	*4,967
Approximately 350 feet upstream of West Mosby Road	*772	Langdon (City), Cavalier County, (FEMA Docket No. B-7430)		Approximately 1,900 feet upstream of Museum Drive	*4,981
<i>Crockett Creek:</i> Confluence with Holmes Creek	*772	<i>Mulberry Creek:</i> Approximately 250 feet downstream of Highway 5 Confluence of 5th Street Coulee	+1,597	Maps are available for inspection at the City Hall, 324 Main Street, Hill City, South Dakota.	
			+1,600		

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) +Elevation in feet (NAVD)	Communities affected
NEW MEXICO		
Quay County and Incorporated Areas, (FEMA Docket No. B-7430)		
<i>Arroyo 1:</i>		
Confluence with Lake Tucumcari	+4,016	Quay County (Uninc. Areas).
Just downstream Chicago Rock Island and Pacific Railroad	+4,040	
<i>Arroyo 1A:</i>		
Confluence with Arroyo 1	+4,033	Quay County (Uninc. Areas).
Approximately 245 feet upstream of Quay Road AL	+4,080	
<i>Arroyo 2:</i>		
Confluence with Lake Tucumcari	+4,016	Quay County (Uninc. Areas).
Approximately 4,100 feet upstream of confluence with Lake Tucumcari.	+4,043	
<i>Arroyo 3:</i>		
Confluence with Lake Tucumcari	+4,016	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 1,750 feet upstream of U.S. Highway 54	+4,079	
<i>Arroyo 4:</i>		
Confluence with Lake Tucumcari	+4,016	Quay County (Uninc. Areas), City of Tucumcari.
Just downstream of New Mexico Highway 18	+4,139	
<i>Arroyo 4D:</i>		
Confluence with Arroyo 4	+4,036	Quay County (Uninc. Areas).
Approximately 650 feet upstream of U.S. Interstate 40	+4,063	
<i>Arroyo 4D Overflow:</i>		
Confluence with Lake Tucumcari	+4,016	Quay County (Uninc. Areas), City of Tucumcari.
Just downstream of Tucumcari Boulevard	+4,033	
Confluence with Lake Tucumcari	+4,016	
Approximately 420 feet downstream of Laughlin Avenue	+4,023	
<i>Arroyo 4F (Rankin Draw):</i>		
Just upstream of Tucumcari Boulevard	+4,034	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 180 feet upstream of South Monroe Street	+4,089	
<i>Arroyo 5:</i>		
Approximately 2,300 feet downstream of Chicago Rock Island and Pacific Railroad.	+4,057	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 2,650 feet upstream of the confluence of Arroyo 5B.	+4,159	
<i>Arroyo 5B:</i>		
Confluence with Arroyo 5	+4,124	Quay County (Uninc. Areas).
Approximately 1,900 feet upstream of the confluence with Arroyo 5.	+4,150	
<i>Arroyo 6:</i>		
Approximately 2,850 feet downstream of Chicago Rock Island and Pacific Railroad.	+4,068	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 4,100 feet upstream of Eastbound Interstate 40.	+4,185	
<i>Arroyo 6A:</i>		
Confluence with Arroyo 6	+4,096	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 2,500 feet upstream of I-40 Ramp A	+4,169	
<i>Arroyo 7 (Bluewater Creek):</i>		
Approximately 2,600 feet downstream of confluence of Arroyo 7A.	+4,061	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 4,500 feet upstream of confluence of Arroyo 7B.	+4,109	
<i>Arroyo 7B:</i>		
At confluence with Arroyo 7	+4,091	Quay County (Uninc. Areas), City of Tucumcari.
Approximately 3,500 feet upstream of confluence of Arroyo 7C.	+4,131	
<i>Arroyo 7C:</i>		
At confluence with Arroyo 7B	+4,108	Quay County (Uninc. Areas), City of Tucumcari.
At Chicago Rock Island and Pacific Railroad	+4,155	
<i>San Jon Creek:</i>		
Approximately 1,000 feet upstream of sewage disposal area	+4,021	Village of San Jon and Quay County (Uninc. Areas).
Approximately 450 feet downstream of Fourth Street	+4,034	

ADDRESSES

Quay County (Unincorporated Areas)

Maps are available for inspection at Quay County Clerks Office, 300 South 3rd Street, Tucumcari, New Mexico.

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) +Elevation in feet (NAVD)	Communities affected
<p>City of Tucumcari: Maps are available for inspection at City Hall, 512 South 8th Street, Tucumcari, New Mexico. Village of San Jon: Maps are available for inspection at City Hall, 507 Elm Avenue, San Jon, New Mexico.</p>		
OKLAHOMA		
<p>Kingfisher County and Incorporated Areas, (FEMA Docket No. B-7430)</p>		
<p><i>Cimarron River:</i> Approximately 9,000 feet downstream of the confluence with Campbell Creek.</p>	*969	Kingfisher County (Uninc. Areas).
<p>Approximately 750 feet downstream of County Road NS282</p>	*1,044	
<p>Approximately 2,800 feet upstream of County Road EW60 ..</p>	*1,120	
<p><i>Kingfisher Creek:</i></p>		
<p>At confluence with Cimarron River</p>	*1,018	Kingfisher County (Uninc. Areas), City of Kingfisher.
<p>Approximately 1,000 feet downstream of 13th Street</p>	*1,047	
<p><i>Little Turkey Creek:</i></p>		
<p>Approximately 1,000 feet upstream of County Road EW68 ..</p>	*1,063	Kingfisher County (Uninc. Areas).
<p>Approximately 3,200 feet upstream of State Highway 81</p>	*1,116	
<p><i>Turkey Creek (Main Channel):</i></p>		
<p>Approximately 60 feet upstream of County Road EW715</p>	*1,038	Kingfisher County (Uninc. Areas).
<p>Approximately 4,500 feet upstream of U.S. Highway 81</p>	*1,093	
<p><i>Turkey Creek Split Flow:</i></p>		
<p>Approximately 2,400 feet downstream of U.S. Route 81</p>	*1,028	Kingfisher County (Uninc. Areas), Town of Dover.
<p>Approximately 1,400 feet upstream of County Road EW71 ..</p>	*1,043	
<p>ADDRESSES Kingfisher County (Unincorporated Areas) Maps are available for inspection at the Kingfisher County Floodplain Administrator's Office, County Courthouse, 101 South Main Street, Room 5, Kingfisher, Oklahoma. City of Kingfisher: Maps are available for inspection at City Hall, 301 North Main Street, Kingfisher, Oklahoma. Town of Dover: Maps are available for inspection at the Town Hall, 101 North Chisholm, Dover, Oklahoma.</p>		

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: December 31, 2002.

Anthony S. Lowe,

Administrator, Federal Insurance and Mitigation Administration.

[FR Doc. 03-604 Filed 1-10-03; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 02-3364; MM Docket No. 00-53; RM-9823, RM-9950]

Radio Broadcasting Services; Barnesville and Detroit Lakes, MN, and Enderlin, ND

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In response to a Petition for Reconsideration filed by Triad Broadcasting Company, LLC and a Petition for Reconsideration filed by Enderlin Broadcasting Company, this document allots Channel 233C1 to Enderlin, North Dakota, and modifies the reference coordinates for the Channel 236C1 allotment at Barnesville, Minnesota. See 66 FR 829, published January 8, 2002. The reference coordinates for the Channel 236C1 allotment at Barnesville, Minnesota, are now 46-40-27 and 96-13-39. The reference coordinates for the Channel 233C1 allotment at Enderlin, North Dakota, are 46-25-00 and 97-15-00. With this action, the proceeding is terminated.

DATES: Effective January 30, 2003.

FOR FURTHER INFORMATION CONTACT: Robert Hayne, Mass Media Bureau, (202) 418-2177.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's

Memorandum Opinion and Order in MM Docket No. 00-53, adopted December 13, 2002, and released December 16, 2002. The full text of this decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, CY-A257, 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail qualexint@aol.com.

List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

Part 73 of Title 47 of the Code of Federal Regulations is amended as follows: