

for the negotiated rulemaking sessions. The public hearings will be held on:

- June 15–16, 2009 at the Community College of Denver.
- June 18–19, 2009 at the University of Arkansas at Little Rock.
- June 22–23, 2009 at the Community College of Philadelphia.

The public hearings will be held from 9 a.m.–4 p.m., local time. Further information on the public hearing sites, including addresses and directions, is available at <http://www.ed.gov/policy/highered/reg/hearulemaking/2009/negreg-summerfall.html>.

On the day following each public hearing, the Department will also be conducting two forums at the same location as the public hearing, from 9 a.m.–1 p.m., local time. These forums will be conducted concurrently. One forum will focus on approaches to the Department's financial aid communications and processes (including the FAFSA) that could improve college planning, preparation and access. The other forum will focus on ways that Federal postsecondary programs could play a stronger role in fostering student educational persistence and degree attainment. While the Department will be inviting representatives of students, families, college access professionals, and college success practitioners to participate in these forums, the forums will be open to the public with opportunities for public comment provided.

Individuals desiring to present comments at the public hearings are encouraged to do so. It is likely that each participant choosing to make a statement will be limited to five minutes. Individuals interested in making oral statements will be able to register to make a statement beginning at 8:30 a.m. on the day of the public hearing at the Department's on-site registration table on a first-come, first-served basis. If additional time slots remain, individuals may be given additional time to speak. If no time slots remain, the Department has reserved one additional hour at the end of the day for individuals who were not able to register to speak. The amount of time available will depend upon the number of individuals who register to speak. Speakers may also submit written comments. In addition, for anyone unable to attend a public hearing, the Department will accept written comments through June 23, 2009. (See the **ADDRESSES** section of this notice for submission information.)

The public hearing sites are accessible to individuals with disabilities. Individuals needing an auxiliary aid or service to participate in the hearing or

a forum (e.g., interpreting service, assistive listening device, or materials in alternative format) should notify the contact person for information about hearings listed under **FOR FURTHER INFORMATION CONTACT** in this notice in advance of the scheduled hearing date. Although we will attempt to meet any request we receive, we may not be able to make available the requested auxiliary aid or service because of insufficient time to arrange it.

#### Schedule for Negotiations

We anticipate that these committees will begin negotiations in September 2009, with each committee meeting for three sessions of approximately three days at roughly monthly intervals. The committees will meet in the Washington, DC area. The dates and locations of these meetings will be published in a subsequent notice in the **Federal Register**, and will be posted on the Department's Web site at: <http://www.ed.gov/policy/highered/reg/hearulemaking/2009/negreg-summerfall.html>.

#### Electronic Access to This Document

You may view this document, in text or Adobe Portable Document Format (PDF), on the Internet at the following site: <http://www.ed.gov/news/fedregister>. To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office toll free at 1–888–293–6498; or in the Washington, DC area at (202) 512–1530.

**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.gpoaccess.gov/nara/index.html>.

*Program Authority:* 20 U.S.C. 1098a.

*Delegation of Authority:* The Secretary of Education has delegated authority to Daniel T. Madzelan, Director, Forecasting and Policy Analysis for the Office of Postsecondary Education, to perform the functions of the Assistant Secretary for Postsecondary Education.

Dated: May 20, 2009.

**Daniel T. Madzelan,**

*Director, Forecasting and Policy Analysis.*

[FR Doc. E9–12092 Filed 5–22–09; 8:45 am]

**BILLING CODE 4000–01–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA–2008–0020; Internal Agency Docket No. FEMA–B–1053]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this notice is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents, and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before August 24, 2009.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community are available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA–B–1053, to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646–3151, or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@dhs.gov).

#### FOR FURTHER INFORMATION CONTACT:

William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646–3151 or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency

(FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered.

A letter acknowledging receipt of any comments will not be sent.

*Administrative Procedure Act Statement.* This matter is not a rulemaking governed by the Administrative Procedure Act (APA), 5 U.S.C. 553. FEMA publishes flood elevation determinations for notice and comment; however, they are governed by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and do not fall under the APA.

*National Environmental Policy Act.* This proposed rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

*Executive Order 12866, Regulatory Planning and Review.* This proposed rule is not a significant regulatory action

under the criteria of section 3(f) of Executive Order 12866, as amended.

*Executive Order 13132, Federalism.* This proposed rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This proposed rule meets the applicable standards of Executive Order 12988.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

#### PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

#### § 67.4 [Amended]

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

Flooding source(s)	Location of referenced elevation **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Coffee County, Alabama, and Incorporated Areas				
Beaverdam Creek .....	Approximately 3,492 feet upstream of confluence of Pea River and Beaverdam Creek.	+195	+199	City of Elba.
	Approximately 6,718 feet upstream of confluence of Pea River and Beaverdam Creek.	+203	+204	
Pea River .....	Approximately 3,160 feet downstream of the intersection of County Road 404 and Reese Avenue.	+191	+192	City of Elba, Unincorporated Areas of Coffee County.
	Approximately 13,918 feet upstream of confluence of Pea River and Whitewater Creek.	+205	+206	
Whitewater Creek .....	Approximately 2,000 feet upstream of State Route 203.	+198	+205	City of Elba, Unincorporated Areas of Coffee County.
	Approximately 14,458 feet upstream of State Route 203.	+205	+206	
Wilkerson Creek .....	From the Coffee County boundary with Geneva County.	None	+135	Unincorporated Areas of Coffee County.
	Approximately 2,140 feet upstream of the Coffee County boundary.	None	+138	
Wilson Mill Creek .....	Approximately 390 feet downstream of County Road 45.	None	+135	Unincorporated Areas of Coffee County.
	Just downstream of County Road 45 .....	None	+137	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

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

Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### City of Elba

Maps are available for inspection at 200 Buford Street, Elba, AL 36323.

##### Unincorporated Areas of Coffee County

Maps are available for inspection at 1065 East McKinnon Street, New Brockton, AL 36351.

#### Coconino County, Arizona, and Incorporated Areas

Bow and Arrow Wash .....	Approximately 50 feet downstream of South Lone Tree Road.	+6879	+6878	City of Flagstaff.
	Approximately 1,800 feet upstream of Lake Mary Road.	None	+6949	
Peak View Wash .....	At confluence with Rio de Flag .....	+7111	+7113	City of Flagstaff.
	Approximately 125 feet upstream of Lois Lane .....	+7121	+7123	
Rio de Flag .....	At Rio Rancho Road .....	+6519	+6521	City of Flagstaff, Unincorporated Areas of Coconino County.
	Approximately 150 feet downstream of Route 66 .....	None	+6758	
	At Narrows Dam .....	+7086	+7087	
	Approximately 565 feet downstream of Hidden Hollow Road.	+7147	+7148	
Schultz Creek .....	Approximately 175 feet upstream of North Fort Valley Road.	None	+7006	City of Flagstaff, Unincorporated Areas of Coconino County.
	Approximately 0.57 mile upstream of Mary Russel Way.	None	+7140	
Schultz Creek Ponding .....	Approximately 50 feet upstream of the confluence with Rio de Flag.	None	#1	City of Flagstaff, Unincorporated Areas of Coconino County.
	Approximately 175 feet upstream of North Fort Valley Road.	None	#1	
Switzer Canyon Wash .....	Approximately 50 feet upstream of the upstream end of the East Route 66 culvert.	+6866	+6869	City of Flagstaff, Unincorporated Areas of Coconino County.
	Approximately 0.42 mile upstream of Elk Drive .....	+7029	+7030	

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#### ADDRESSES

##### City of Flagstaff

Maps are available for inspection at Flagstaff City Hall, 211 West Aspen Avenue, Flagstaff, AZ.

##### Unincorporated Areas of Coconino County

Maps are available for inspection at the Coconino County Department of Community Development, 2500 North Fort Valley Road, Building 1, Flagstaff, AZ.

#### Pulaski County, Arkansas, and Incorporated Areas

Bayou Meto .....	Approximately 3.48 miles downstream of South-eastern Avenue.	+244	+243	City of Jacksonville, Unincorporated Areas of Pulaski County.
	Approximately 3.87 miles downstream of Old Tom Box Road.	+266	+263	
Bridge Drive .....	Just upstream of Davis Ranch Road .....	None	+320	Unincorporated Areas of Pulaski County.
	At the confluence of Bayou Meto .....	None	+266	
	Approximately 1.35 miles upstream of Bridge Field Drive.	None	+271	

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Five Mile Creek .....	At the confluence with Bayou Meto .....	+247	+248	Unincorporated Areas of Pulaski County.
Jacks Bayou .....	Just upstream of Rixie Road .....	+251	+252	Unincorporated Areas of Pulaski County.
	Approximately 1.93 miles downstream of Preters Road.	None	+277	
Jacks Bayou Tributary 10 .....	Approximately 1,200 feet upstream of Peters Road ....	None	+283	Unincorporated Areas of Pulaski County.
	Approximately 1,000 feet downstream of Mercury Drive.	None	+274	
	Approximately 1,800 feet upstream of Hercules Drive	None	+279	

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#### ADDRESSES

##### City of Jacksonville

Maps are available for inspection at One Industrial Drive, Jacksonville, AR 72076.

##### Unincorporated Areas of Pulaski County

Maps are available for inspection at 501 West Markham Street, Suite A, Little Rock, AR 72201.

#### Siskiyou County, California, and Incorporated Areas

Oregon Slough .....	Corporate Limits of the City of Montague and Siskiyou Unincorporated.	None	+2503	Unincorporated Areas of Siskiyou County.
	Approximately 0.4 mile downstream of Ager Road .....	None	+2515	
	Approximately 325 feet downstream of Ager Road .....	None	+2523	

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#### ADDRESSES

##### Unincorporated Areas of Siskiyou County

Maps are available for inspection at the Siskiyou County Public Health and Community Development Department, 806 South Main Street, Yreka, CA.

#### Cass County, Illinois, and Incorporated Areas

Illinois River .....	The confluence with Camp Creek (Brown County), approximately 2,185 feet upstream of the Cass/ Morgan boundary.	+447	+448	City of Beardstown, Unin- corporated Areas of Cass County.
	The downstream end of Elm Island (Schuyler Coun- ty), approximately 650 feet upstream of the Cass/ Mason boundary.	+450	+452	
Illinois River Backwater on the Sangamon River.	The confluence with the Illinois River .....	+449	+451	Unincorporated Areas of Cass County.
	Approximately 12 miles upstream of the confluence with the Illinois River.	None	+452	
Panther Creek .....	Approximately 3,220 feet downstream of State High- way 78.	None	+458	Unincorporated Areas of Cass County.
	The Limit of Detailed Study, approximately 3,660 feet upstream of Main Street.	None	+472	
Sangamon River .....	Approximately 285 feet upstream of Old River Road ..	None	+456	Unincorporated Areas of Cass County, City of Beardstown.

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
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	Approximately 1,600 feet upstream of State Highway 78.	None	+461	

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#### ADDRESSES

##### City of Beardstown

Maps are available for inspection at Beardstown City Hall, 105 West 3rd Street, Beardstown, IL 62618.

##### Unincorporated Areas of Cass County

Maps are available for inspection at the Cass County Courthouse, 100 East Springfield Street, Virginia, IL 62691.

#### Jo Daviess County, Illinois, and Incorporated Areas

Apple River .....	Approximately 2.2 miles upstream of Crazy Hollow Road.	None	+616	Village of Hanover, Unincorporated Areas of Jo Daviess County.
	Approximately 0.78 miles upstream of North Washington Street.	None	+622	
Mississippi River .....	Approximately 559.7 miles upstream of the confluence with the Ohio River (approximately 0.6 miles upstream of West Dikken Hill Road extended).	+603	+604	Unincorporated Areas of Jo Daviess County.
	Approximately 572.3 miles upstream of the confluence with the Ohio River (approximately 1.5 miles upstream of Sand Ridge Road extended).	+607	+608	
Mississippi River Backwater	The Apple River from the Jo Daviess/Carroll County boundary (approximately 0.7 miles upstream of Savanna Army Depot Road in Carroll County).	None	+599	Unincorporated Areas of Jo Daviess County.
	Approximately 1.45 miles upstream of the Jo Daviess/Carroll County boundary (approximately 200 feet upstream of West Whitton Road).	None	+599	
	The Galena River from the confluence with the Mississippi River (approximately 0.1 mile downstream of Railroad Bridge).	+604	+605	
	Approximately 0.86 miles upstream of the confluence with the Mississippi River (approximately 0.76 miles upstream of Railroad Bridge).	+604	+605	

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#### ADDRESSES

##### Unincorporated Areas of Jo Daviess County

Maps are available for inspection at the Jo Daviess County Courthouse, 330 North Bench Street, Galena, IL 61036.

##### Village of Hanover

Maps are available for inspection at the Hanover Village Hall, 207 Jefferson Street, Hanover, IL 61041.

#### Schuyler County, Illinois, and Incorporated Areas

Illinois River .....	Approximately 0.4 miles downstream of the confluence with the La Moine River.	+448	+450	Unincorporated Areas of Schuyler County, Village of Browning.
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Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
	Approximately 2.55 miles upstream of the confluence with Elm Creek.	+451	+452	

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#### ADDRESSES

##### Unincorporated Areas of Schuyler County

Maps are available for inspection at the Schuyler County Highway Department, 121 Henninger Drive, Rushville, IL 62681.

##### Village of Browning

Maps are available for inspection at the Village Hall 501 Main Street, P.O. 169, Browning, IL 62624.

#### Worcester County, Massachusetts, and Incorporated Areas

Big Bummet River .....	Just downstream of State Highway 140 .....	+384	+385	Town of Shrewsbury.
	At the corporate limits of the Town of Shrewsbury with the Town of Grafton.	+383	+385	
Blackstone River .....	Approximately 1,750 feet downstream of Saint Paul Street Bridge.	+160	+159	Town of Blackstone, City of Worcester, Town of Grafton, Town of Millbury, Town of Millville, Town of Northbridge, Town of Sutton, Town of Uxbridge.
	Approximately 250 feet downstream of Millbury Street Bridge.	+443	+444	
Cold Spring Brook .....	At its confluence with Blackstone River .....	+326	+323	Town of Sutton.
	Approximately 150 feet downstream of State Highway 122A.	+326	+325	
Cronin Brook .....	At its confluence with Blackstone River .....	+301	+298	Town of Grafton.
	Approximately 1,100 feet downstream of Follette Street.	+301	+302	
Goodridge Brook .....	Approximately 150 feet upstream of State Highway 70	None	+258	Town of Clinton.
	Approximately 250 feet downstream of Parker Road ..	None	+258	
Middle River .....	Approximately 250 feet downstream of Millbury Street Bridge.	+443	+444	City of Worcester.
	Approximately 100 feet downstream of McKeon Road	+451	+452	
Mill River .....	Approximately 3,900 feet downstream of Colonial Drive.	None	+196	Town of Blackstone.
	Approximately 1,300 feet downstream of Colonial Drive.	None	+198	
Mumford River .....	At its confluence with Blackstone River .....	+227	+225	Town of Uxbridge.
	Approximately 300 feet downstream of Mendon Street	+227	+226	
Quinsigamond River .....	At its confluence with Blackstone River .....	+295	+293	Town of Grafton.
	At Pleasant Street Bridge .....	+295	+293	
Riverdale Milles Sluice Gates and Tail Race.	Approximately 600 feet upstream of the confluence with Blackstone River.	+255	+256	Town of Northbridge.
	Approximately 100 feet upstream of Riverdale Street	+258	+259	
Singletary Brook .....	At its confluence with Blackstone River .....	+395	+393	Town of Millbury.
	Approximately 300 feet downstream of Rhodes Street	+395	+394	
West River .....	At its confluence with Blackstone River .....	+226	+224	Town of Uxbridge.
	Approximately 200 feet upstream of Henry Street Bridge.	+226	+225	

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		Effective	Modified	

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#### ADDRESSES

##### City of Worcester

Maps are available for inspection at City Hall, 455 Main Street, Worcester, MA 01608.

##### Town of Blackstone

Maps are available for inspection at the Town Hall, 15 Saint Paul Street, Blackstone, MA 01504.

##### Town of Clinton

Maps are available for inspection at the Town Hall, 242 Church Street, Clinton, MA 01510.

##### Town of Grafton

Maps are available for inspection at the Town Hall, 30 Providence Road, Grafton, MA 01519.

##### Town of Millbury

Maps are available for inspection at the Town Hall, 127 Elm Street, Millbury, MA 01527.

##### Town of Millville

Maps are available for inspection at the Town Hall, 8 Central Street, Millville, MA 01529.

##### Town of Northbridge

Maps are available for inspection at the Town Hall, 7 Main Street, Whitinsville, MA 01588.

##### Town of Shrewsbury

Maps are available for inspection at the Town Hall, 100 Maple Avenue, Shrewsbury, MA 01545.

##### Town of Sutton

Maps are available for inspection at the Town Hall, 4 Uxbridge Road, Sutton, MA 01590.

##### Town of Uxbridge

Maps are available for inspection at the Town Hall, 21 South Main Street, Uxbridge, MA 01569.

#### Clinton County, Michigan, and Incorporated Areas

Looking Glass River .....	Just upstream of South Chandler Road .....	None	+805	Township of Victor, Township of Bath.
Prairie Creek and Gunderman Lake Drain.	Approximately 9,000 feet upstream of Babcock Road At confluence with Remey Chandler Drain .....	None	+807	Township of DeWitt.
	Approximately 7,410 feet upstream of West Stoll Road.	None	+832	
Remey Chandler Drain .....	Approximately 350 feet downstream of Interstate Highway 69.	None	+835	City of East Lansing, Township of Bath, Township of De Witt.
Steel and Walbridge Drain ....	Approximately 1,140 feet upstream of Coleman Road At confluence with Spaulding Drain .....	None	+844	City of St. Johns, Bingham.
	Approximately 600 feet upstream of Glastonbury Drive.	None	+730	
		None	+752	

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#### ADDRESSES

##### Bingham

Maps are available for inspection at 1637 South DeWitt Road, St. Johns, MI 48879.

##### City of East Lansing

Maps are available for inspection at 410 Abbott Road, East Lansing, MI 48823–3388.

##### City of St. Johns

Maps are available for inspection at 100 East State Street, Suite 1100, St. Johns, MI 48879–0477.

##### Township of Bath

Maps are available for inspection at 14480 Webster Road, P.O. Box 247, Bath, MI 48808–0247.

##### Township of DeWitt

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

Maps are available for inspection at 1401 West Herbison Road, DeWitt, MI 48820.

#### Township of Victor

Maps are available for inspection at 6843 East Alward Road, Laingsburg, MI 48848–9256.

#### Ransom County, North Dakota, and Incorporated Areas

Sheyenne River .....	Approximately 1,064 feet upstream of Richland County Line.	None	+990	Unincorporated Areas of Ransom County.
	Approximately 7,465 feet downstream of State Highway 46.	None	+1160	

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#### ADDRESSES

##### City of Fort Ransom

Maps are available for inspection at P.O. Box 17, Fort Ransom, ND 58033.

##### City of Lisbon

Maps are available for inspection at P.O. Box 1079, Lisbon, ND 58054.

#### Unincorporated Areas of Ransom County

Maps are available for inspection at 204 5th Avenue West, Lisbon, ND 58054–4115.

#### Cuyahoga County, Ohio, and Incorporated Areas

Anthony Lake Tributary .....	Approximately 425 feet downstream of Anthony Lane	+895	+897	City of Parma Heights, City of Parma.
Big Creek .....	Approximately 140 feet upstream of Anthony Lane .....	+895	+902	City of Brooklyn.
	Approximately 300 feet downstream of Ridge Road ...	None	+679	
	Approximately 1,100 feet upstream of Ridge Road .....	None	+695	
Chagrin River .....	Approximately 1/2 mile upstream of Rogers Road .....	None	+683	Village of Mayfield.
Chagrin River .....	Approximately 40 feet upstream of Woodland Road ...	None	+786	Village of Moreland Hills.
	Approximately 1,200 feet upstream of Woodland Road.	None	+789	
Countrymans Creek .....	Approximately 850 feet downstream of Miles Road ....	None	+851	Village of Linndale.
	Approximately 1,200 feet upstream of Miles Road .....	None	+860	
	Upstream of Interstate 71 .....	None	+721	
	Downstream of Bellaire Road .....	None	+727	
Cuyahoga River .....	Approximately 40 feet upstream of Brecksville Road ..	None	+605	City of Garfield Heights.
	Approximately 700 feet upstream of Brecksville Road	None	+607	
Doan Brook .....	Approximately 160 feet upstream of Martin Luther King Jr. Drive.	None	+777	City of Cleveland Heights.
	Approximately 130 feet upstream of West Woodland Road.	None	+915	
Dover Ditch .....	Approximately 150 feet downstream of Harding Drive	None	+724	City of North Olmsted.
Gifford-Avon Ditch .....	Approximately 100 Feet upstream of Naigle Road .....	+622	+629	City of Westlake.
	Approximately 0.5 mile upstream of Naigle Road .....	+626	+629	
Lake Erie .....	Entire Shoreline .....	+589	+576	City of Bay Village, City of Cleveland, City of Lakewood.
Mill Creek .....	Approximately 30 feet downstream of McCracken Road.	+839	+841	City of Maple Heights.
Plum Creek .....	Approximately 390 feet upstream of McCracken Road	+840	+841	City of Olmsted Falls.
	Mouth at West Branch Rocky River .....	None	+710	
Plum Creek .....	Approximately 70 feet downstream of Sprague Road	None	+780	Unincorporated Areas of Cuyahoga County.
	Approximately 2,900 feet upstream of Bagley Road ...	+758	+764	
Rocky River .....	Approximately 70 feet downstream of Sprague Road	+777	+780	City of Cleveland.
	Approximately 775 feet downstream of River Road ....	None	+600	
Rocky River .....	Approximately 3,500 feet upstream of River Road .....	None	+606	City of Rocky River.
	Approximately 1,100 feet upstream of Detroit Road ....	+581	+580	
	Approximately 1,400 feet downstream of I-90 .....	+594	+595	



Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Tinkers Creek Tributary 1 .....	Approximately 0.3 miles upstream of Walton Road .....	None	+930	City of Bedford. City of Olmsted Falls.
West Branch Rocky River .....	Approximately 1.1 miles downstream of Water Street At Sprague Road .....	None None	+682 +753	
West Branch Rocky River .....	Approximately 1.1 miles downstream of Water Street	+684	+682	Unincorporated Areas of Cuyahoga County.
	Approximately 1,200 feet downstream of Water Street	+695	+693	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### City of Bay Village

Maps are available for inspection at 350 Dover Center Road, Bay Village, OH 44140.

##### City of Bedford

Maps are available for inspection at 165 Center Road, Bedford, OH 44146.

##### City of Brooklyn

Maps are available for inspection at 7619 Memphis Avenue, Brooklyn, OH 44144.

##### City of Cleveland

Maps are available for inspection at 601 Lakeside Avenue, Cleveland, OH 44144.

##### City of Cleveland Heights

Maps are available for inspection at 40 Severance Circle, Cleveland Heights, OH 44118.

##### City of Garfield Heights

Maps are available for inspection at 5407 Turney Road, Garfield Heights, OH 44125.

##### City of Lakewood

Maps are available for inspection at 12650 Detroit Avenue, Lakewood, OH 44107.

##### City of Maple Heights

Maps are available for inspection at 5353 Lee Road, Maple Heights, OH 44137.

##### City of North Olmsted

Maps are available for inspection at 5200 Dover Center Road, North Olmsted, OH 44070.

##### City of Olmsted Falls

Maps are available for inspection at 26100 Bagley Road, Olmsted Falls, OH 44138.

##### City of Parma

Maps are available for inspection at 6611 Ridge Road, Parma, OH 44129.

##### City of Parma Heights

Maps are available for inspection at 6281 Pearl Road, Parma Heights, OH 44130.

##### City of Rocky River

Maps are available for inspection at 21012 Hilliard Boulevard, Rocky River, OH 44116.

##### City of Westlake

Maps are available for inspection at 27700 Hilliard Boulevard, Westlake, OH 44145.

#### Unincorporated Areas of Cuyahoga County

Maps are available for inspection at 323 Lakeside Avenue, Suite 400, Cleveland, OH 44113.

##### Village of Linndale

Maps are available for inspection at 4016 West 119th Street, Linndale, OH 44135.

##### Village of Mayfield

Maps are available for inspection at 6622 Wilson Mills Road, Mayfield, OH 44143.

##### Village of Moreland Hills

Maps are available for inspection at 4350 S.O.M. Center Road, Moreland Hills, OH 44022.

#### Brown County, South Dakota, and Incorporated Areas

James River .....	Approximately 3.8 miles downstream of 147th Street	None	+1275	Unincorporated Areas of Brown County.
	Approximately 6,260 feet upstream of 101st Street ....	None	+1296	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\*BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Unincorporated Areas of Brown County

Maps are available for inspection at 25 Market Street, Aberdeen, SD 57401.

#### Lake County, Tennessee, and Incorporated Areas

Mississippi River .....	From the Dyer/Lake County boundary (River Mile 845).	None	+281	Unincorporated Areas of Lake County, Town of Tiptonville.
	Lake County/New Madrid County, Missouri/Fulton County, Kentucky boundaries (River Mile 907.3).	None	+311	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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Send comments to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Town of Tiptonville

Maps are available for inspection at the Town Hall, 130 South Court Street, Tiptonville, TN 38079.

##### Unincorporated Areas of Lake County

Maps are available for inspection at the County Courthouse, 229 Church Street, Tiptonville, TN 38079.

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

Dated: May 13, 2009.

**Deborah S. Ingram,**

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

[FR Doc. E9-12106 Filed 5-22-09; 8:45 am]

BILLING CODE 9110-12-P

#### DEPARTMENT OF HOMELAND SECURITY

#### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA-2008-0020; Internal Agency Docket No. FEMA-B-1051]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this notice is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents, and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before August 24, 2009.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community are available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1051, to William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151, or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@dhs.gov).

#### FOR FURTHER INFORMATION CONTACT:

William R. Blanton, Jr., Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151, or (e-mail) [bill.blanton@dhs.gov](mailto:bill.blanton@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) proposes to make