

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	

**Village of Morton**

Maps are available for inspection at the Village Hall, 120 North Main Street, Morton, IL 61550.

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

Dated: July 8, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2011-18630 Filed 7-21-11; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1204]

**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 proposed rule 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 to 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 October 20, 2011.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is 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-1204, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriquez1@dhs.gov](mailto:luis.rodriquez1@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriquez1@dhs.gov](mailto:luis.rodriquez1@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 also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are

made final, and for the contents in those 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.

*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:

State	City/town/country	Source of flooding	Location**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)	
				Existing	Modified
<b>Unincorporated Areas of Highlands County, Florida</b>					
Florida .....	Unincorporated Areas of Highlands County.	Arbuckle Creek .....	Approximately 1.3 miles downstream of U.S. Route 98.	+42	+41
.....			Approximately 1,100 feet upstream of Arbuckle Creek Road.	None	+53
Florida .....	Unincorporated Areas of Highlands County.	Carter Creek .....	At the Arbuckle Creek confluence .....	+54	+53
.....			Approximately 840 feet downstream of Hartt Road	+54	+53
Florida .....	Unincorporated Areas of Highlands County.	Platt Branch .....	Approximately 4.0 miles downstream of County Road 731.	None	+70
.....			Approximately 0.43 mile upstream of County Road 731	None	+88

\* 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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Highlands County**

Maps are available for inspection at the Highlands county Administration Office, 600 South Commerce Avenue, Sebring, FL 33870.

**Unincorporated Areas of Lewis and Clark County, Montana**

Montana .....	Unincorporated Areas of Lewis and Clark County.	Silver Creek .....	Approximately 200 feet downstream of I-15.	None	+3695
.....			Approximately 1,800 feet downstream of Applegate Drive	+3746	+3747
Montana .....	Unincorporated Areas of Lewis and Clark County.	Silver Creek Overflow (D2 Ditch).	Approximately 170 feet downstream of I-15 Frontage Road.	None	+3687
.....			Approximately 0.38 mile upstream of North Montana Avenue	None	+3712
Montana .....	Unincorporated Areas of Lewis and Clark County.	Silver Creek Overflow (Ryanns Lane).	Approximately 210 feet downstream of North Montana Avenue.	None	+3710
.....			Approximately 75 feet upstream of North Montana Avenue	None	+3713

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Lewis and Clark County**

Maps are available for inspection at 221 Breckenridge Street, Helena, MT 59623.

Flooding source	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	
<b>Lawrence County, Arkansas, and Incorporated Areas</b>				
Turkey Creek .....	Approximately 1.2 miles downstream of Southwest Broad Street.	None	+261	Unincorporated Areas of Lawrence County.
	Approximately 0.5 mile downstream of Southwest Broad Street.	None	+263	
Village Creek .....	Approximately 1.2 miles downstream of West Free Street.	None	+262	City of Walnut Ridge, Unincorporated Areas of Lawrence County.
	Approximately 0.5 mile upstream of U.S. Route 67 .....	None	+267	

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+ North American Vertical Datum.

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Walnut Ridge**

Maps are available for inspection at the Fire Department, 3227 U.S. Route 67B, Walnut Ridge, AR 72476.

**Unincorporated Areas of Lawrence County**

Maps are available for inspection at the Lawrence County Recorder's Office, 315 West Main Street, Room 12, Walnut Ridge, AR 72476.

<b>Saline County, Arkansas, and Incorporated Areas</b>				
Upper Depot Creek .....	Approximately 1,000 feet downstream of Sidell Road ...	None	+349	Unincorporated Areas of Saline County.
	At the upstream side of Sidell Road .....	None	+356	

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Saline County**

Maps are available for inspection at 200 North Main Street, Room 117, Benton, AR 72015.

<b>Cobb County, Georgia, and Incorporated Areas</b>				
Bishop Creek .....	At the Sope Creek confluence .....	+910	+905	Unincorporated Areas of Cobb County.
	At the downstream side of Indian Hills Trail Northeast	+910	+909	
Blackjack Creek .....	At the Sope Creek confluence .....	+995	+990	City of Marietta.
	Approximately 250 feet upstream of the Sope Creek confluence.	+999	+998	
Campground Creek .....	At the Sope Creek confluence .....	+931	+927	Unincorporated Areas of Cobb County.
	Approximately 0.5 mile upstream of the Sope Creek confluence.	+931	+930	
Eastside Creek .....	At the Sope Creek confluence .....	+920	+915	Unincorporated Areas of Cobb County.
	Approximately 1,375 feet upstream of the Sope Creek confluence.	+920	+919	
Elizabeth Branch .....	At the Sope Creek confluence .....	+1000	+998	City of Marietta, Unincorporated Areas of Cobb County.

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Piney Grove Creek .....	Approximately 300 feet upstream of the Sope Creek confluence.	+1000	+999	Unincorporated Areas of Cobb County.
	At the Sewell Mill Creek confluence .....	+948	+945	
Robertson Creek .....	Approximately 50 feet upstream of the Sewell Mill Creek confluence.	+950	+949	Unincorporated Areas of Cobb County.
	At the Sewell Mill Creek confluence .....	+923	+921	
Sewell Mill Creek .....	Approximately 725 feet upstream of the Sewell Mill Creek confluence.	+924	+923	Unincorporated Areas of Cobb County.
	At the Sope Creek confluence .....	+921	+915	
Sope Branch .....	Approximately 300 feet upstream of Karen Lane .....	+1084	+1083	City of Marietta.
	At the Sope Creek confluence .....	+1023	+1021	
Sope Creek .....	Approximately 550 feet upstream of the Sope Creek confluence.	+1023	+1022	City of Marietta, Unincorporated Areas of Cobb County.
	Approximately 250 feet upstream of the Chattahoochee River confluence.	+803	+804	
Thompson Creek .....	Approximately 200 feet upstream of Rigby Street .....	+1040	+1041	Unincorporated Areas of Cobb County.
	At the Sewell Mill Creek confluence .....	+934	+933	
Wildwood Branch .....	Approximately 1,500 feet upstream of the Sewell Mill Creek confluence.	+934	+933	City of Marietta, Unincorporated Areas of Cobb County.
	At the Sope Creek confluence .....	+985	+976	
	Approximately 0.5 mile upstream of the Sope Creek confluence.	+985	+984	

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Marietta**

Maps are available for inspection at the Public Works Department, 205 Lawrence Street, Marietta, GA 30060.

**Unincorporated Areas of Cobb County**

Maps are available for inspection at the Cobb County Development and Inspection Department, 205 Lawrence Street, Marietta, GA 30060.

**St. Helena Parish, Louisiana, and Incorporated Areas**

Tickfaw River .....	Approximately 1.48 miles downstream of State Route 16.	None	+110	Village of Montpelier.
Tributary of Tickfaw River ..	At the Twelvemile Creek confluence .....	None	+111	Unincorporated Areas of St. Helena Parish.
	Approximately 1.14 miles upstream of the Tickfaw River confluence.	+114	+115	
Twelvemile Creek .....	Approximately 1.68 miles upstream of the Tickfaw River confluence.	+118	+119	Village of Montpelier.
	At the Tickfaw River confluence .....	None	+111	
	At the upstream side of State Route 43 .....	None	+112	

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		Effective	Modified	

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of St. Helena Parish**

Maps are available for inspection at the St. Helena Parish Police Jury Administration Building, 17911 Highway 43, Greensburg, LA 70441.

**Village of Montpelier**

Maps are available for inspection at the Montpelier Town Hall, 36400 Highway 16, Montpelier, LA 70422.

**Coos County, Oregon, and Incorporated Areas**

Pacific Ocean, near City of Bandon.	Approximately 370 feet southwest of the intersection of Madison Avenue Southwest and 6th Street Southwest.	+18	+16	City of Bandon, Unincorporated Areas of Coos County.
	Approximately 420 feet northwest of the intersection of Lincoln Avenue Southwest and 3rd Street Southwest (just south of the Coquille River South Jetty).	+20	+19	
	Approximately 260 feet west of the intersection of Gould Road and Beach Lane.	None	+32	
	Approximately 300 feet west of the intersection of Beach Loop Drive and Whale Watch Way.	+44	+36	
Pacific Ocean, near City of Coos Bay.	Approximately 1,950 feet northeast of the intersection of Bastendorf Beach Road and Cape Arago Highway (State Route 540).	+17	+13	Unincorporated Areas of Coos County.
	Approximately 880 feet northwest of the intersection of Cape Arago Highway (State Route 540) and Cottell Lane (at Sunset Bay State Park).	None	+17	
	Approximately 0.67 mile northwest of the intersection of Coos Head Road and Cape Arago Highway (State Route 540) (just south of Coos Bay South Jetty).	+16	+18	
	Approximately 800 feet northwest of the intersection of Cape Arago Highway (State Route 540) and Byren Road (at Yoakam Point State Natural Site).	+17	+36	

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Bandon**

Maps are available for inspection at 555 Highway 101, Bandon, OR 97411.

**Unincorporated Areas of Coos County**

Maps are available for inspection at 225 North Adams Street, Coquille, OR 97423.

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

Dated: June 30, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2011-18633 Filed 7-21-11; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

[FWS-R3-ES-2011-0034; 92220-1113-0000; ABC Code: C3]

RIN 1018-AX79

#### **Endangered and Threatened Wildlife and Plants; Establishment of a Nonessential Experimental Population of American Burying Beetle in Southwestern Missouri**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), propose to reestablish the American burying beetle, a Federally listed endangered insect, into its historical habitat in Wah'kon-tah Prairie in southwestern Missouri. We propose to reestablish the American burying beetle under section 10(j) of the Endangered Species Act of 1973, as amended (Act), and to classify that reestablished population as a nonessential experimental population (NEP) within St. Clair, Cedar, Bates, and Vernon Counties, Missouri. This proposed rule provides a plan for establishing the NEP and provides for allowable legal incidental taking of the American burying beetle within the defined NEP area.

**DATES:** *Comments:* We will consider public comments that we receive on or before August 22, 2011.

*Public meeting:* We will hold a public meeting on August 11, 2011, from 6 to 8 p.m. in El Dorado Springs, Missouri (see **ADDRESSES**).

**ADDRESSES:** *Written Comments:* You may submit information by one of the following methods:

*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments on Docket No. FWS-R3-ES-2011-0034.

*U.S. mail or hand-delivery:* Public Comments Processing, Attn: FWS-R3-ES-2010-0034; Division of Policy and Directives Management, U.S. Fish and

Wildlife Service, 4401 N. Fairfax Drive, Suite 222, Arlington, VA 22203.

We will post all comments that we receive on <http://www.regulations.gov>. This generally means that we will post any personal information you provide us (see the Public Comments section below for more details).

*Copies of Documents:* The proposed rule is available on <http://www.regulations.gov> and available from our Web site at <http://www.fws.gov/midwest/endangered>. In addition, the supporting file for this proposed rule will be available for public inspection, by appointment, during normal business hours, at the Columbia, Missouri, Ecological Services Office, 101 Park DeVille Dr., Suite B, Columbia, MO 65203, telephone 573-234-2132. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Services (FIRS) at 800-877-8339.

*Public meeting:* The public meeting will take place at El Dorado Springs Community Center, 135 W. Spring Street, El Dorado Springs, MO 64744.

*Copies of Documents:* The proposed rule is available on <http://www.regulations.gov> and available from our Web site at <http://www.fws.gov/midwest/endangered>. In addition, the supporting file for this proposed rule will be available for public inspection, by appointment, during normal business hours, at the Columbia, Missouri, Ecological Services Office, 101 Park DeVille Dr., Suite B, Columbia, MO 65203, telephone 573-234-2132. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Services (FIRS) at 800-877-8339.

**FOR FURTHER INFORMATION CONTACT:** Scott Hamilton, Fish and Wildlife Biologist, at the Columbia, Missouri Ecological Services Office, 101 Park DeVille Dr., Suite B, Columbia, MO 65203, telephone 573-234-2132; facsimile 573-234-2181.

#### **SUPPLEMENTARY INFORMATION:**

##### **Public Comments**

We want any final rule resulting from this proposal to be as effective as possible. Therefore, we invite Tribal and governmental agencies, the scientific community, industry, and other interested parties to submit comments or recommendations concerning any aspect of this proposed rule. Comments should be as specific as possible.

To issue a final rule to implement this proposed action, we will take into consideration all comments and any additional information we receive. Such communications may lead to a final rule

that differs from this proposal. All comments, including commenters' names and addresses, if provided to us, will become part of the supporting record.

You may submit your comments and materials concerning the proposed rule by one of the methods listed in the **ADDRESSES** section. We will not accept comments sent by e-mail or fax or to an address not listed in the **ADDRESSES** section. Comments must be submitted to <http://www.regulations.gov> before 11:59 p.m. (Eastern Time) on the date specified in the **DATES** section. We will not consider hand-delivered comments that we do not receive, or mailed comments that are not postmarked by the date specified in the **DATES** section.

We will post your entire comment—including your personal identifying information—on <http://www.regulations.gov>. If you provide personal identifying information in your comment, you may request at the top of your document that we withhold this information from public review. However, we cannot guarantee that we will be able to do so.

Comments and materials we receive, as well as supporting documentation we used in preparing this proposed rule, will be available for public inspection on <http://www.regulations.gov>, or by appointment, during normal business hours at the U.S. Fish and Wildlife Service, Columbia, Missouri Ecological Services Office (see **ADDRESSES** and **FOR FURTHER INFORMATION CONTACT**).

##### **Public Meeting**

We will hold a public meeting from 6 to 8 p.m. on August 11, 2011, at the El Dorado Springs Community Center in El Dorado Springs, Missouri (see **ADDRESSES**). Persons needing reasonable accommodations in order to attend and participate in a public meeting should contact the Columbia, Missouri Ecological Services Office, at the address or phone number listed in the **FOR FURTHER INFORMATION CONTACT** section as soon as possible. In order to allow sufficient time to process requests, please call no later than one week before the meeting. Information regarding this proposal is available in alternative formats upon request.

##### **Background**

###### *Regulatory Background*

The American burying beetle (*Nicrophorus americanus*, ABB) was listed as endangered throughout its range on July 13, 1989 (154 FR 29652), under the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), without critical habitat (USFWS