

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet. (NGVD)	
				Existing	Modified
			Approximately 1,500 feet south of Interstate Highway 80 and 1,000 feet due east of corporate limits.	None	#1
			Approximately 100 feet north of Union Pacific Railroad and 3,000 feet due east of corporate limits.	None	*4,245

Maps are available for inspection at 195 South First Street, Wendover, Utah.

Send comments to The Honorable Brenda Morgan, Mayor, Town of Wendover, P.O. Box 326, Wendover, Utah 84083-0326.

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

Dated: November 1, 1995.

Richard T. Moore,

Associate Director for Mitigation.

[FR Doc. 95-27657 Filed 11-07-95; 8:45 am]

BILLING CODE 6718-04-P

44 CFR Part 67

[Docket No. FEMA-7159]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Proposed rule.

SUMMARY: Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base flood elevations are the basis for the floodplain management measures that the 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 comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

ADDRESSES: The proposed 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 following table.

FOR FURTHER INFORMATION CONTACT: Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street, SW., Washington, DC 20472, (202) 646-2756.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA or Agency) proposes to make determinations of base flood elevations

and modified base flood elevations 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 base flood and modified base flood elevations, 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.

National Environmental Policy Act

This proposed 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 Associate Director, Mitigation Directorate, certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed 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 National Flood Insurance Program. As a result, a regulatory flexibility analysis has not been prepared.

Regulatory Classification

This proposed 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 proposed 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 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:

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
GEORGIA	
(Name of community)	
<i>Whitewater Creek:</i> At a point approximately 350 feet downstream of State Route 85	*750
Approximately 500 feet downstream of confluence of Whitewater Creek	*873
<i>South Camp Creek:</i> At confluence with Whitewater Creek	*759

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

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Approximately 0.73 mile upstream of the confluence with Whitewater Creek Maps available for inspection at the Fayette County Engineering Department, 140 Stonewall Avenue West, Fayetteville, Georgia.	*759

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Indiana	Seymour (city) Jackson County.	Heddy Run, Von Fange Ditch.	Approximately 0.78 mile downstream of Chessie System at the extraterritorial limits.	*560	*561
			Approximately 70 feet upstream of Eighth Street.	None	*571

Maps available for inspection at the City Hall, 301 North Chestnut, Seymour, Indiana.

Send comments to The Honorable John Burkhart, Mayor of the City of Seymour, City Hall, 301 North Chestnut, Seymour, Indiana 47274.

Minnesota	Red Wing (City) Goodhue County.	Mississippi River	At downstream corporate limits	None	*682
		Spring Creek	At upstream corporate limits	None	*687
			At Chicago and Northwestern Railway	None	*693
		Trout Brook	Approximately 0.8 mile upstream of Spring Creek Avenue.	None	*799
			At confluence with Hay Creek	*700	*699
Hay Creek	Approximately 50 feet upstream of Pioneer Trail.	*719	*720		
	Chicago, Milwaukee, St. Paul, and Pacific Railroad.	*688	*686		
		Approximately 350 feet downstream of Pioneer Trail.	*704	*705	

Maps available for inspection at the Building Department, 315 East Fourth Street, Red Wing, Minnesota.

Send comments to The Honorable Romeo Cyr, Mayor of the City of Red Wing, Red Wing City Hall, P.O. Box 34, Red Wing, Minnesota 55066.

Mississippi	DeSoto County (unincorporated Areas).	Horn Lake Creek	At upstream side of State Line Road	*235	*236
		Cow Pen Creek	At downstream side of Getwell Road	None	*364
			At confluence with Horn Lake Creek	*254	*255
			At downstream side of Illinois Central Railroad.	None	*308
		Rocky Creek	Approximately 500 feet upstream of Swinnea Road.	None	*314
			Approximately 0.4 mile upstream of Plum Point Road.	None	*366
		Pigeon Roost Creek	Approximately 1,580 feet downstream of Ingrams Mill Road.	None	*277
			Approximately 3.9 miles upstream of Ingrams Mill Road.	None	*295
		Lateral D	Approximately 0.5 mile upstream of Church Road.	None	*307
		Red Banks Creek	At downstream side of Swinnea Road	None	*328
At confluence with Pigeon Roost Creek ..	None		*281		
Southaven Creek	Approximately 0.8 mile upstream of Red Banks Road.	None	*299		
	At confluence with Horn Lake Creek	*254	*255		
		Approximately 1,500 feet upstream of confluence with Horn Lake Creek.	*254	*255	

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the DeSoto County Planning Department, DeSoto County Courthouse, 2535 Highway 51 South, Hernando, Mississippi.

Send comments to Mr. Clouis B. Reed, Jr., DeSoto County Administrator, 2535 Highway 51 South, DeSoto County Courthouse, Hernando, Mississippi 38632.

Mississippi	Horn Lake (city) DeSoto County.	Horn Lake Creek	Approximately 1.3 mile downstream of Illinois Central Railroad.	*253	*254
			Approximately 0.9 mile upstream of U.S. Route 51.	*273	*274
		Rocky Creek	At confluence with Horn Lake Creek	*268	*270
			Approximately 0.7 mile downstream of Interstate Route 55.	*273	*275
		Cow Pen Creek	Approximately 0.6 mile downstream of Goodman Road.	*287	*290
		At downstream side of Church Road	*287	*290	

Maps available for inspection at the City of Horn Lake Planning Department, City Hall, 2285 Goodman Road, Horn Lake, Mississippi.

Send comments to The Honorable Mike Thomas, Mayor of the City of Horn Lake, 2285 Goodman Road, Horn Lake, Mississippi 38637.

Mississippi	Southaven (city) DeSoto County.	Horn Lake Creek	At upstream side of State Line Road	*235	*234
			Approximately 0.9 mile upstream of Elmore Road.	None	*306
		Lateral D	At confluence with Horn Lake Creek	None	*284
			Approximately 0.5 mile upstream of Church Road.	None	*307
		Lateral E	At confluence with Horn Lake Creek	*294	*292
		Southaven Creek	At downstream side of Tchulahoma Road	None	*339
			Approximately 1,800 feet upstream of confluence with Horn Lake Creek.	*254	*255
		Approximately 0.2 mile downstream of Illinois Central Railroad.	*254	*255	
		Rocky Creek	At confluence with Horn Lake Creek	*268	*270
			Approximately 0.78 mile upstream of Swinnea Road.	None	*328

Maps available for inspection at the City of Southaven Planning Department, City Hall, 8625 Highway 51, Southaven, Mississippi.

Send comments to The Honorable J. A. Cates, Mayor of the City of Southaven, P.O. Box 425, Southaven, Mississippi 38671.

New York	Bolton (town) Warren County.	Lake George	Entire shoreline within community	None	*321
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Maps available for inspection at the Town of Bolton Zoning Office, Lakeshore Drive, Bolton, New York.

Send comments to Mr. Frank Dagles, Bolton Town Supervisor, P.O. Box 698, Bolton, New York 12814.

New York	Lake George (town) Warren County.	Lake George	Entire shoreline within community	None	*321
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Maps available for inspection at the Lake George Town Center, Old Post Road, Lake George, New York.

Send comments to Mr. Louis Tessier, Lake George Town Supervisor, Town Center, Old Post Road, Lake George, New York 12845.

New York	Putnam (town) Washington County.	Lake George	Entire shoreline within community	None	*321
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Maps available for inspection at the Putnam Town Clerk's Office, Route 22, Putnam Station, New York.

Send comments to Mr. John Lapointe, Supervisor of the Town of Putnam, Box 125, Lower Road, Putnam Station, New York 12861.

New York	Queensbury (town) Warren County.	Glen Lake	Along entire shoreline	None	*404
		Lake George	Entire shoreline within community	None	*321
		Rush Pond	Entire shoreline	None	*404
		Unnamed Ponding Area ...	Area near I-87	None	*404

Maps available for inspection at the Office of the Town Clerk, 742 Bay Road, Queensbury, New York.

Send comments to Mr. Fred Champagne, Queensbury Town Supervisor, 742 Bay Road, Queensbury, New York 12804.

New York	Ticonderoga (town) Essex County.	Lake George	Entire shoreline within community of Deland Point Road.	None	*321
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State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the Ticonderoga Town Hall, 324 Champlain Avenue, Ticonderoga, New York.
Send comments to Mr. Michael J. Connery, Ticonderoga Town Supervisor, P.O. Box 471, Ticonderoga, New York 12883.

North Carolina	Cary (town) Wake County.	Pine Lake	Entire shoreline of Pine Lake	*384	*383
		ISwift Creek Tributary No. 7 (Basin 20, Stream 24) (Currently shown as Pine Lake).	Approximately 550 feet downstream of Lake Pine Drive.	*387	*383
			Approximately 1,275 feet downstream of Lake Pine Drive.	*384	*383

Maps available for inspection at the Engineering Department, 318 North Academy, Cary, North Carolina.
Send comments to Mr. Bill Coleman, Town Manager of the Town of Cary, P.O. Box 8005, Cary, North Carolina 27512-8005.

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

Dated: November 1, 1995.

Richard T. Moore,

Associate Director for Mitigation.

[FR Doc. 95-27656 Filed 11-07-95; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 95-165; RM-8703]

Radio Broadcasting Services; Elberton, GA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Chase Communications seeking the allotment of Channel 286A to Elberton, GA, as the community's second local FM service. Channel 286A can be allotted to Elberton in compliance with the Commission's minimum distance separation requirements with a site restriction of 12.4 kilometers (7.7 miles) north, at coordinates 33-59-59 North Latitude and 82-51-36 West Longitude, to avoid short-spacings to Stations WCCP-FM, Channel 285A, Clemson, SC, and WHEL, Channel 286A, Helen, GA.

DATES: Comments must be filed on or before December 26, 1995, and reply comments on or before January 10, 1996.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Gordon K. Van Mol, Chase

Communications, 804 Alcovy Way, Lawrenceville, GA 30243 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 95-165, adopted October 13, 1995, and released November 2, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.
Federal Communications Commission.

John A. Karousos,
Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-27574 Filed 11-7-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 95-68; RM-8629]

Radio Broadcasting Services; Berlin, MD

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; dismissal.

SUMMARY: This action dismisses a petition for rule making filed by John P. Gillen requesting the allotment of Channel 235A at Berlin, Maryland. See 60 FR 27471, May 24, 1995. The proposal for Berlin, Maryland, was found to be technically defective as the only site meeting the Commission's spacing requirements is located in the Chinocoteague Bay. Since there is no usable site on land that also meets the Commission's spacing requirements for Channel 235A at Berlin, we are dismissing the *Notice* in this proceeding. With this action, this proceeding is terminated.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *Report and Order*, MM Docket No. 95-68, adopted October 25, 1995, and released November 2, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC, 20037, (202) 857-3800.

List of Subjects in 47 CFR Part 73

Radio broadcasting.