

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Smith County (Unincorporated Areas) (FEMA Docket No. 7263)	
<i>Caney Fork River:</i>	
At the confluence of Mulherrin Creek	*489
Approximately 0.53 mile upstream of the confluence of Hickman Creek	*493
<i>Mulherrin Creek:</i>	
Approximately 25 feet upstream of Southern Railway	*489
Approximately 1,250 feet upstream of State Route 53/Carthage Road	*490
<i>Hickman Creek:</i>	
At the confluence with Caney Fork River	*492
Approximately 1.2 miles upstream of Southern Railway	*493
Maps available for inspection at the Smith County Executive's Office, 122 Turner High Circle, Carthage, Tennessee.	

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

Dated: March 2, 1999.

Michael J. Armstrong,

Associate Director for Mitigation.

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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 and modified base flood elevations are made final for the communities listed below. The base flood elevations and modified base flood elevations 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 base flood elevations and modified base flood elevations 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 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: Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management 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.

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 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 Associate Director for Mitigation 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

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 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)
Arkansas	
Washington County (and Incorporated Areas) (FEMA Docket No. 7262)	
<i>Scull Creek:</i>	
Approximately 250 feet upstream of confluence with Mud Creek	*1,179
Approximately 1,650 feet upstream of Sycamore Street	*1,294
Approximately 650 feet upstream of College Avenue	*1,399
<i>Clabber Creek Tributary C-2:</i>	
At confluence with Clabber Creek	*1,161
Approximately 2,200 feet upstream of confluence with Clabber Creek	*1,201
<i>Hamestring Creek Tributary HS2:</i>	
Approximately 200 feet upstream of confluence with Hamestring Creek	*1,192
Approximately 3,200 feet upstream of confluence with Hamestring Creek	*1,237
<i>Clabber Creek Tributary C-1:</i>	

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Approximately 200 feet upstream of confluence with Clabber Creek	*1,160	Hamestring Creek Tributary HS3: At confluence with Hamestring Creek	*1,236	TEXAS	
Approximately 1,200 feet upstream of confluence with Tributary C1-A	*1,203	Approximately 125 feet upstream of Mount Comfort Road	*1,260	Caldwell County (Unincorporated Areas) (FEMA Docket No. 7246)	
<i>Clabber Creek Tributary C1-A:</i> Approximately 100 feet upstream of confluence of Clabber Creek Tributary C1	*1,173	Hamestring Creek Tributary HS1: Approximately 600 feet downstream of County Road 882	*1,126	<i>San Marcos River:</i> At confluence of Plum Creek Just upstream of U.S. Highway 10	
Approximately 540 feet upstream of County Road 707	*1,203	Approximately 220 feet upstream of Double Tree Drive	*1,223	Just upstream of U.S. Highway 90	
<i>Middle Fork Hamestring Creek:</i> Approximately 200 feet upstream of confluence with Hamestring Creek	*1,220	Cato Springs Branch: At confluence with Town Branch	*1,221	Just upstream of State Highway 671	
Approximately 100 feet upstream of Porter House Road	*1,247	Approximately 2,500 feet upstream of Arkansas and Missouri Railroad	*1,252	Just upstream of State Highway 20	
<i>North Fork Hamestring Creek:</i> Approximately 20 feet upstream of confluence with Hamestring Creek	*1,209	<i>Owl Creek:</i> Approximately 700 feet downstream of Double Springs Road (CR 27)	*1,173	Just upstream of Farm-to-Market Road 1977	
Approximately 500 feet upstream of Route 71	*1,256	Approximately 2,100 feet upstream of Ruppel Road	*1,247	Just upstream of County Road 21	
<i>Clabber Creek:</i> Approximately 20 feet upstream of confluence with Hamestring Creek	*1,144	<i>Mud Creek Tributary:</i> At confluence with Mud Creek	*1,226	<i>Bypass Creek:</i> At confluence with San Marcos River	
Approximately 1,250 feet downstream of Thuckers Drive	*1,197	Approximately 1,500 feet upstream of Azalea Drive	*1,316	Approximately 150 feet upstream of Camp Gary Access Road	
Approximately 100 feet upstream of Highway 71	*1,223	Approximately 2,400 feet upstream of Sycamore Street	*1,443	Approximately 500 feet upstream of Camp Gary Access Road	
<i>South Fork Hamestring Creek:</i> Just above confluence with Hamestring Creek	*1,237	Maps are available for inspection at the Washington County Planning Office, Four South College Avenue, Suite 205, Fayetteville, Arkansas.		<i>Martindale Diversion:</i> Approximately 2.8 miles downstream of Farm-to-Market Road 1979 at the convergence with San Marcos River	
Approximately 2,300 feet upstream of Highway 71	*1,273	Maps are available for inspection at 113 West Mountain, Fayetteville, Arkansas.		Just downstream of Farm-to-Market Road 1979 at the divergence from San Marcos River	
<i>Town Branch:</i> Approximately 1,250 feet downstream of Armstrong Avenue	*1,189	Maps are available for inspection at 2904 Main Drive, Johnson, Arkansas.		<i>Brushy Creek:</i> Approximately 1 mile downstream of Highway 21	
Approximately 2,000 feet upstream of Highway 71	*1,273	LOUISIANA		Just upstream of Highway 21 at the northwest county boundary	
Owl Creek Tributary 2: At confluence with Owl Creek	*1,230	Hammond (City), Tangipahoa Parish (FEMA Docket No. 7262)		Approximately 522 feet upstream of Highway 21	
Approximately 3,000 feet upstream of confluence with Owl Creek	*1,252	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Approximately 539 feet upstream of Highway 21	
Owl Creek Tributary 1: At confluence with Owl Creek	*1,227	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Approximately 542 feet upstream of Highway 21	
Approximately 3,100 feet upstream of confluence with Owl Creek	*1,242	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		<i>Victoria (City), Victoria County (FEMA Docket No. 7262)</i> <i>Whispering Creek:</i> Just upstream of John Stockbauer Drive	
Hamestring Creek: Approximately 200 feet downstream of County Road 881	*1,118	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Just downstream of Loop 463	
Approximately 1,500 feet upstream of Wedington Drive	*1,250	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Approximately 3,640 feet upstream of Loop 463	
Scull Creek Tributary 2: At confluence with Scull Creek	*1,214	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Maps are available for inspection at the Caldwell County Courthouse, Main and San Antonio Streets, Lockhart, Texas.	
Approximately 1,000 feet upstream of confluence with Scull Creek	*1,225	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		<i>Victoria (City), Victoria County (FEMA Docket No. 7262)</i> <i>Whispering Creek:</i> Just upstream of John Stockbauer Drive	
Sublet Creek: At confluence with Scull Creek	*1,232	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Just downstream of Loop 463	
Approximately 1,750 feet upstream of Sycamore Street	*1,383	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Approximately 3,640 feet upstream of Loop 463	
Scull Creek Tributary 1: At confluence with Scull Creek	*1,195	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Maps are available for inspection at the City of Victoria City Hall, 700 Main Center, Suite 115, Victoria, Texas.	
Approximately 1,200 feet upstream of Futrail Drive	*1,228	Ponchatoula (City), Tangipahoa Parish (FEMA Docket No. 7262)		Maps are available for inspection at the City of Victoria City Hall, 700 Main Center, Suite 115, Victoria, Texas.	

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

Dated: March 2, 1999.

Michael J. Armstrong,

Associate Director for Mitigation.

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