

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Shelby .....	City of Memphis.	Feb. 24, 2004, Mar. 2, 2004, <i>The Commercial Appeal</i> .	The Honorable Willie W. Herenton, Ph.D., Mayor of the City of Memphis 125 North Main Street, Suite 700, Memphis, Tennessee 38103.	June 1, 2004 .....	470177 E
Nashville and Davidson.	Metropolitan Government.	Jan. 26, 2004, Feb. 2, 2004, <i>The Tennessean</i> .	The Honorable Bill Purcell, Mayor of the Metropolitan Government of Nashville and Davidson County, 225 Polk Avenue, Nashville, Tennessee 37202..	Feb. 16, 2004 .....	470040 F
Virginia:					
Henrico .....	Unincorporated Areas.	Apr. 20, 2004, Apr. 27, 2004, <i>The Richmond Times</i> .	Ms. Patricia S. O'Bannon, Chairman of the Henrico County Board of Supervisors, P.O. Box 27032, Richmond, Virginia 23273.	Apr. 12, 2004 .....	510077 B
Loudoun .....	Unincorporated Areas.	Mar. 10, 2004, Mar. 17, 2004, <i>Loudoun Times Mirror</i> .	Mr. Kirby Bowers, Loudoun County Administrator, 1 Harrison Street., S.E., 5th Floor, P.O. Box 7000, Leesburg, Virginia 20177-7000.	June 16, 2004 .....	510090 D
Norfolk .....	Independent City	Apr. 5, 2004, Apr. 12, 2004, <i>The Virginia-Pilot</i> .	The Honorable Paul D. Fraim, Mayor of the City of Norfolk, 1109 City Hall Building 810 Union Street, Norfolk, Virginia 23510.	Mar. 29, 2004 .....	510104 E
Prince William	Unincorporated Areas.	Mar. 17, 2004, Mar. 24, 2004, <i>Potomac News</i> .	Mr. Craig Gerhart, Prince William County Executive, 1 County Complex Court, Prince William, Virginia 22192.	June 23, 2004 .....	510119 D
Independent City.	City of Winchester.	Mar. 15, 2004, Mar. 22, 2005, <i>Winchester Star</i> .	Mr. Edward C. Daley, City of Winchester Manager, Rouss City Hall, 15 North Cameron Street, Winchester, Virginia 22601.	Mar. 4, 2004 .....	51073 B

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

Dated: May 26, 2004.

**Anthony S. Lowe,**

*Mitigation Division Director, Emergency Preparedness and Response Directorate.*

[FR Doc. 04-12373 Filed 6-1-04; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency (FEMA), Emergency Preparedness and Response Directorate, Department of Homeland Security.

**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 DATES:** 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 maps are available for inspection as indicated on 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:** Doug Bellomo, P.E., Hazard Identification Section, Emergency Preparedness and Response Directorate, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646-2903.

**SUPPLEMENTARY INFORMATION:** FEMA makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of the Emergency Preparedness and Response Directorate, has resolved any appeals resulting from this notification.

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 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 Mitigation Division Director of the Emergency Preparedness and Response Directorate 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 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. *Elevation in feet (NGVD) •Elevation in feet (NAVD)	Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)	Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
<b>MARYLAND</b>					
<b>St. Mary's County (Unincorporated Areas) (FEMA Docket No. D7578)</b>					
<i>Back Creek:</i>					
Approximately 0.62 mile upstream of confluence with Cuckold Creek .....	•6	<i>Budds Creek:</i>		<i>Church Creek Tributary:</i>	
Approximately 1.25 miles upstream of confluence with Cuckold Creek .....	•22	Approximately 0.5 mile upstream of confluence with Wicomico River .....	•6	At confluence with Church Creek .....	•14
<i>Blake Creek:</i>		Approximately 1.1 miles upstream of State Route 234 .....	•64	Approximately 1,160 feet upstream of the confluence with Church Creek .....	•16
Approximately 1.14 miles upstream of confluence with Potomac River .....	•5	<i>Budds Creek Tributary 1:</i>		<i>Coatigan Run:</i>	
Approximately 1.70 miles upstream of confluence with Potomac River .....	•13	At the confluence with Budds Creek .....	•15	Approximately 0.66 mile upstream of confluence with Patuxent River .....	•7
<i>Broad Run:</i>		Approximately 0.5 mile upstream of the confluence with Budds Creek .....	•25	Approximately 2.04 miles upstream of confluence with Patuxent River .....	•29
At the confluence with Brooks Run .....	•82	<i>Bull Run:</i>		<i>Coffee Hill Run:</i>	
Approximately 0.17 mile upstream of confluence with Brooks Run .....	•82	Approximately 0.19 mile upstream of confluence with Chaptico Creek .....	•6	Approximately 1.03 miles upstream of confluence with Chaptico Creek .....	•28
<i>Brooks Run:</i>		Approximately 0.3 mile upstream of Manor Road .....	•49	Approximately 0.47 mile upstream of Bethel Church Road .....	•86
At the confluence with McIntosh Run .....	•43	<i>Burnt Mill Creek:</i>		<i>Cuckold Creek:</i>	
Approximately 1.24 miles upstream of confluence with McIntosh Run .....	•83	Approximately 750 feet upstream of confluence with McIntosh Run .....	•33	Approximately 1.17 miles upstream of confluence with Forrest Landing Cove .....	•6
		At confluence of Burnt Mill Creek Tributary .....	•88	Approximately 1.44 miles upstream of confluence with Forrest Landing Cove .....	•12
		<i>Burnt Mill Creek Tributary:</i>		<i>Cuckold Creek Tributary 1:</i>	
		At confluence with Burnt Mill Creek .....	•88	Approximately 0.6 mile downstream of Sotterley Road ..	•6
		Approximately 0.36 mile upstream of confluence with Burnt Mill Creek .....	•96	Approximately 0.47 mile upstream of Sotterley Road ..	•24
		<i>Burroughs Run:</i>		<i>Cuckold Creek Tributary 2:</i>	
		At confluence with Bull Run ..	•10	At confluence with Cuckold Creek Tributary 1 .....	•15
		Approximately 0.37 mile upstream of confluence with Bull Run .....	•17	Approximately 600 feet upstream of confluence with Cuckold Creek Tributary 1 .....	•16
		<i>Canoe Neck Creek Tributary:</i>		<i>Cuckold Creek Tributary 3:</i>	
		Approximately 0.24 mile upstream of Canoe Neck Creek .....	•6	At confluence with Cuckold Creek Tributary 1 .....	•17
		Approximately 0.94 mile upstream of confluence with Canoe Neck Creek .....	•21	Approximately 0.43 mile upstream of confluence with Cuckold Creek Tributary 1 .....	•26
		<i>Carthagena Creek:</i>		<i>Dynard Run:</i>	
		Approximately 0.86 mile downstream of Drayden Road .....	•5	Approximately 800 feet downstream of Colton Point Road .....	•6
		Approximately 1,680 feet upstream of Drayden Road ..	•27	Approximately 1.03 miles upstream of Colton Point Road .....	•37
		<i>Cat Creek:</i>		<i>Eastern Branch:</i>	
		Approximately 0.79 mile upstream of confluence with Patuxent River .....	•7	Approximately 400 feet upstream of confluence with Hillton Run .....	•5
		Approximately 1.85 miles upstream of confluence with Patuxent River .....	•24	Approximately 1.7 miles upstream of confluence with Pembroke Run .....	•51
		<i>Chaptico Creek (Downstream Portion):</i>		<i>Fisherman Creek:</i>	
		Approximately 2,243 feet upstream of the confluence with Bull Run .....	•6	Approximately 595 feet upstream of Saint Mary's River .....	•5
		At confluence with Nelsons Run .....	•6	Approximately 1.32 miles upstream of State Route 5 ....	•20
		<i>Chaptico Creek (Upstream Portion):</i>		<i>Fisherman Creek Tributary:</i>	
		Approximately 400 feet downstream of confluence with Lacy Run .....	•55	At confluence with Fisherman Creek .....	•10
		Approximately 3.1 miles upstream of confluence of Lacy Run .....	•177	Approximately 0.40 mile upstream of confluence with Fisherman Creek .....	•18
		<i>Church Creek:</i>		<i>Forrest Hall Branch:</i>	
		Approximately 850 feet downstream of State Route 5 .....	•5	Approximately 0.84 mile upstream of confluence with Hayden Run .....	•50
		Approximately 1,585 feet upstream of State Route 5 ....	•16		

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Approximately 1.4 miles upstream of Foley Mattingly Road .....	•98	Approximately 4.43 miles upstream of confluence with Killpeck Creek .....	•95	Approximately 1.0 mile upstream of Medleys Creek Road .....	•37
<i>Glebe Run:</i>		<i>Locust Run:</i>		<i>Rich Neck Creek:</i>	
Approximately 1,470 feet downstream of State Route 5 .....	•6	At confluence with St. Clements Creek .....	•37	At confluence with Burnt Mill Creek .....	•42
Approximately 1.25 miles upstream of State Route 5 ....	•40	Approximately 1.31 miles upstream of confluence with St. Clements Creek .....	•63	Approximately 1.47 miles upstream of confluence with Burnt Mill Creek .....	•71
<i>Gravelly Run:</i>		<i>Lows Run:</i>		<i>Saint Clements Creek:</i>	
At the confluence with Glebe Run .....	•20	At the confluence with Brooks Run .....	•65	Approximately 350 feet upstream of confluence of Dynard Run .....	•6
Approximately 1.15 miles upstream of State Route 471 .....	•57	Approximately 0.4 mile upstream of St. Johns Road .....	•83	Approximately 1.3 miles upstream of confluence of St. Clements Creek Tributary 1 .....	•82
<i>Greenhill Run:</i>		<i>McIntosh Run:</i>		<i>Saint Clements Creek Tributary 1:</i>	
Upstream of Maypole Road ..	•19	Approximately 0.55 mile downstream of Pleasant Valley Avenue .....	•39	At confluence with St. Clements Creek .....	•60
Approximately 0.45 mile upstream of Maypole Road ...	•37	Approximately 0.91 mile upstream of Secretariat Drive .....	•83	Approximately 2.3 miles upstream of confluence with St. Clements Creek .....	•85
<i>Hayden Run:</i>		<i>Miski Run:</i>		<i>Saint Clements Creek Tributary 2:</i>	
Approximately 400 feet upstream of confluence with Forrest Hall Branch .....	•39	Approximately 0.2 mile upstream of confluence with McIntosh Run .....	•28	At confluence with St. Clements Creek .....	•27
Approximately 2.75 miles upstream of confluence with Forrest Hall Branch .....	90	Approximately 0.59 mile upstream of Maypole Road ...	•88	Approximately 0.84 mile upstream of confluence with St. Clements Creek .....	•46
<i>Herring Creek:</i>		<i>Moll Dyers:</i>		<i>St. Inigoes Creek:</i>	
Approximately 1.1 miles downstream of Beauvue Road .....	•8	Approximately 0.46 mile downstream of State Route 244 .....	•6	Approximately 80 feet upstream of State Route 5 ....	•6
Approximately 0.44 mile upstream of Beauvue Road ..	•22	Approximately 0.64 mile upstream of State Route 5 ....	•55	Approximately 0.49 mile upstream of State Route 5 ....	•14
<i>Horse Landing Creek:</i>		<i>Nelson Run:</i>		<i>St. Mary's River:</i>	
Approximately 0.31 mile upstream of confluence with Patuxent River .....	•7	Approximately 520 feet upstream of confluence with McIntosh Run .....	•10	Approximately 950 feet upstream of confluence with Jarboesville Run .....	•29
Approximately 1.85 miles upstream of confluence with Patuxent River .....	•34	Approximately 2.1 miles upstream of confluence with McIntosh Run .....	•63	Approximately 0.98 mile upstream of State Route 4 ....	•95
<i>Indian Creek:</i>		<i>Nelson's Run</i>		<i>St. Mary's River Tributary 1:</i>	
At confluence with Unnamed Creek 1 .....	•6	At confluence with Chaptico Creek .....	•6	At confluence with St. Mary's River .....	•51
Approximately 3.6 miles upstream of confluence with Unnamed Creek 1 .....	•94	Approximately 1.39 miles upstream of confluence with Chaptico Creek .....	•47	Approximately 1.22 miles upstream of confluence with St. Mary's River .....	•70
<i>Indiantown Creek:</i>		<i>Pembrook Run:</i>		<i>St. Mary's River Tributary 2:</i>	
Approximately 950 feet upstream of confluence with Chaptico Bay .....	•5	At confluence with Eastern Branch .....	•19	At confluence with St. Mary's River Tributary 1 .....	•53
Approximately 0.93 mile upstream of confluence with Chaptico Bay .....	•27	Approximately 1.55 miles upstream of confluence with Eastern Branch .....	•55	Approximately 0.26 mile upstream of confluence with St. Mary's River Tributary 1 .....	•70
<i>Johns Creek:</i>		<i>Persimmon Creek:</i>		<i>St. Mary's River Tributary 3:</i>	
Approximately 1,200 feet upstream of confluence with St. Mary's River .....	•16	Approximately 0.41 mile downstream of New Market Turner Road .....	•7	At confluence with St. Mary's River Tributary 1 .....	•65
Approximately 0.89 mile upstream of State Route 249 .....	•71	Approximately 0.4 mile upstream of confluence of Persimmon Creek Tributary 1 .....	•54	Approximately 0.27 mile upstream of confluence with St. Mary's River Tributary 1 .....	•71
<i>Killpeck Creek:</i>		<i>Persimmon Creek Tributary 1:</i>		<i>St. Thomas Creek:</i>	
Approximately 400 feet upstream of confluence of Lockes Swamp Creek .....	•6	At confluence with Persimmon Creek .....	•18	Approximately 1.1 miles upstream of confluence with Patuxent River .....	•5
Approximately 4.04 miles upstream of confluence with Lockes Swamp Creek .....	•90	Approximately 0.96 mile upstream of confluence with Persimmon Creek .....	•35	Approximately 1.5 miles upstream of confluence with Patuxent River .....	•9
<i>Lacy Run:</i>		<i>Pine Hill Run:</i>		<i>Tom Swamp Run:</i>	
At confluence with Chaptico Creek .....	•57	Approximately 0.22 mile upstream of confluence with Chesapeake Bay .....	•5	At confluence with Rich Neck Creek .....	•45
Approximately 1.19 miles upstream of confluence with Chaptico Creek .....	•91	Approximately 0.88 mile upstream of confluence with Chesapeake Bay .....	•8	Approximately 2.35 miles upstream of confluence with Rich Neck Creek .....	•85
<i>Lockes Swamp Creek:</i>		<i>Poplar Hill Creek:</i>		<i>Tomakokin Creek:</i>	
Approximately 0.31 mile upstream of confluence with Killpeck Creek .....	•7	Approximately 500 feet downstream of Tower Hill Road .....	•7		

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Approximately 0.32 mile downstream of SR 470 .....	•6	<b>Maps available for inspection</b> at the St. Mary's County Office of Land Use and Growth Management, 23150 Leonard Hall Drive, Leonardtown, Maryland.		Approximately 400 feet upstream of the confluence with Tar River .....	•135
Approximately 0.5 mile upstream of Bushwood Road	•52			Approximately 1.0 mile upstream of Gandy Road .....	•152
<i>Town Run:</i>		<b>Town of Leonardtown</b> <b>Maps available for inspection</b> at the Leonardtown Town Hall, 41675 Park Avenue, Leonardtown, Maryland.		<i>Pig Basket Creek:</i>	
At confluence with Brenton Bay .....	•5			At the confluence with Stony Creek .....	•127
Approximately 1.8 miles upstream of Leonardtown Point Lookout Road .....	•79			Approximately 0.4 mile upstream of Taylors Store Road .....	•156
<i>Town of Leonardtown</i>		<b>Town of Red Oak</b>			
<i>Unnamed Creek 1:</i>		<i>Polecat Branch:</i>			
At confluence with Indian Creek .....	•6	Approximately 550 feet upstream of the confluence with Maple Creek .....			
Approximately 2.3 miles upstream of confluence with Indian Creek .....	•64	Approximately 0.4 mile upstream of the confluence of Unnamed Tributary to Polecat Branch .....			
<i>Unnamed Creek 2:</i>		Approximately 250 feet downstream of Allison Lane .....			
Approximately 0.58 mile upstream of confluence with Patuxent River .....	•7	<i>Red Bud Creek:</i>			
Approximately 1.57 miles upstream of confluence with Patuxent River .....	•22	At the confluence with Sandy Creek .....			
<i>Unnamed Tributary to St. Clements Bay:</i>		At the Nash-Franklin County boundary .....			
Approximately 0.35 mile upstream of confluence with St. Clements Bay .....	•6	<i>Sandy Creek:</i>			
Approximately 1.23 miles upstream of confluence with St. Clements Bay .....	•32	At the confluence with Swift Creek .....			
<i>Warehouse Run:</i>		At the Nash-Franklin County boundary .....			
Approximately 600 feet downstream of Flat Iron Road .....	•8	At Red Oak Road .....			
Approximately 0.60 mile upstream of Flat Iron Road ...	•28	Approximately 0.4 mile upstream of the confluence of Sandy Creek .....			
<i>Western Branch:</i>		<i>Stony Creek Tributary:</i>			
Approximately 970 feet upstream of confluence with St. Mary's River .....	•25	At the confluence with Stony Creek .....			
Approximately 2.27 miles upstream of confluence of Western Branch Tributary 3 .....	•94	Approximately 1.2 miles upstream of I-95 .....			
<i>Western Branch Tributary 1:</i>		<b>Town of Dortches</b>			
At the confluence with Western Branch .....	•58	<i>Little Creek (Basin 11, Stream 2):</i>			
Approximately 1.1 miles upstream of confluence with Western Branch .....	•68	At the confluence with Moccasin Creek .....			
<i>Western Branch Tributary 2:</i>		Approximately 300 feet upstream of the confluence with Moccasin Creek .....			
At the confluence with Western Branch .....	•70	<i>Press Prong:</i>			
Approximately 0.49 mile upstream of confluence with Western Branch .....	•70	At the confluence with Turkey Creek .....			
<i>Western Branch Tributary 3:</i>		At the confluence of Press Prong Tributary .....			
At the confluence with Western Branch .....	•71	At the confluence with Press Prong .....			
Approximately 0.37 mile upstream of the confluence with Western Branch .....	•71	Approximately 1,250 feet upstream of Wiley Road .....			
<i>White Neck Creek Tributary:</i>		<i>Turkey Creek:</i>			
Approximately 1,000 feet downstream of Jack Gibson Road .....	•6	Approximately 1.1 miles downstream of U.S. 264 ...			
At Colton Point Road .....	•12	Approximately 2,100 feet upstream of Burgess Road ...			
<b>St. Mary's County (Unincorporated Areas)</b>		<i>Turkey Creek Tributary 1:</i>			
		Approximately 100 feet upstream of Burgess Road ...			
		Approximately 840 feet upstream of Burgess Road ...			
		•253			
		•253			

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<p><i>Moccasin Creek:</i> Approximately 0.9 mile downstream of N.C. 231 ..... •158 Approximately 0.6 mile upstream of Interstate 264 .... •220</p> <p><b>Town of Dortches</b></p> <p><b>Maps available for inspection</b> at the Dortches Town Hall, 3057 Town Hall Road, Rocky Mount, North Carolina.</p> <p><b>Nash County (Unincorporated Areas)</b></p> <p><b>Maps available for inspection</b> at the Nash County Planning Department, West Washington Street, Suite 2110, Nashville, North Carolina.</p> <p><b>Town of Nashville</b></p> <p><b>Maps available for inspection</b> at the Nashville Town Hall, 200 West Washington Street, Nashville, North Carolina.</p> <p><b>Town of Red Oak</b></p> <p><b>Maps available for inspection</b> at the Red Oak Town Hall, 8406 Red Oak Boulevard, Nashville, North Carolina.</p> <p><b>City of Rocky Mount</b></p> <p><b>Maps available for inspection</b> at the City of Rocky Mount Planning Department, One Government Plaza, Rocky Mount, North Carolina.</p>		<p>Approximately 1.5 miles upstream of Center Hill Highway ..... •15</p> <p><i>Little River:</i> Approximately 1.5 miles upstream of U.S. Highway 17 ..... •9 Approximately 600 feet downstream of Sandy Road ..... •10</p> <p><i>Mill Creek:</i> Approximately 400 feet downstream of Lake Road ..... •7 Approximately 0.3 mile downstream of Four Mile Desert Road ..... •11</p> <p><b>Town of Winfall</b></p> <p><i>Mill Creek Tributary 1:</i> At the confluence with Mill Creek ..... •9 Approximately 0.9 mile upstream of Swing Gate Road ..... •12</p> <p><i>Mill Creek Tributary 2:</i> At the confluence with Mill Creek ..... •10 Approximately 0.9 mile upstream of Swing Gate Road ..... •14</p> <p><i>Perquimans River:</i> Approximately 2.6 miles downstream of Gates County boundary ..... •11 Approximately 150 feet downstream of Gates County boundary ..... •11</p> <p><i>Perquimans River Tributary 2:</i> Approximately 0.3 mile upstream of the confluence with Perquimans River ..... •6 Approximately 425 feet upstream of Layden Road ..... •10</p> <p><b>Town of Hertford</b></p> <p><i>Sutton Creek:</i> Approximately 1,000 feet downstream of the confluence with Sutton Creek Tributary 3 ..... •6 Approximately 1,000 feet upstream of U.S. Highway 17 ..... •13</p> <p><i>Sutton Creek Tributary 3:</i> At the confluence with Sutton Creek ..... •6 Approximately 1,300 feet upstream of U.S. Highway 17 ..... •13</p> <p><i>Sutton Creek Tributary 4:</i> At the confluence with Sutton Creek ..... •6 Approximately 2.2 miles upstream of the confluence with Sutton Creek ..... •12</p> <p><i>Sutton Creek Tributary 5:</i> At the confluence with Sutton Creek ..... •7 Approximately 600 feet downstream of U.S. Highway 17 ..... •10</p> <p><i>Sutton Creek Tributary 6:</i> At the confluence with Sutton Creek ..... •8 Approximately 0.7 mile upstream of U.S. Highway 17 ..... •11</p> <p><i>Sutton Creek Tributary 7:</i> At the confluence with Sutton Creek ..... •8</p>		<p>Approximately 1.1 miles upstream of the confluence with Sutton Creek ..... •12</p> <p><b>Town of Hertford</b></p> <p><b>Maps available for inspection</b> at the Hertford Town Hall, 114 West Grubb Street, Hertford, North Carolina.</p> <p><b>Perquimans County (Unincorporated Areas)</b></p> <p><b>Maps available for inspection</b> at the Perquimans County Courthouse, 110 North Church Street, Hertford, North Carolina.</p> <p><b>Town of Winfall</b></p> <p><b>Maps available for inspection</b> at the Winfall Town Hall, 100 Park View Lane, Winfall, North Carolina.</p>	
<b>NORTH CAROLINA</b>					
<p><b>Perquimans County (Unincorporated Areas) (FEMA Docket No. D-7578)</b></p> <p><i>Bethel Creek:</i> At Burnt Mill Road ..... •6 Approximately 1.0 mile upstream of U.S. Highway 13 ..... •11</p> <p><i>Burnt Mill Creek:</i> At the upstream side of Burnt Mill Road ..... •6 Approximately 1,000 feet upstream of U.S. Highway 17 ..... •13</p> <p><i>Burnt Mill Creek Tributary 1:</i> At the confluence with Burnt Mill Creek ..... •6 Approximately 0.6 mile upstream of U.S. Highway 17 ..... •13</p> <p><i>Burnt Mill Creek Tributary 1A:</i> At confluence with Burnt Mill Creek Tributary 1 ..... •6 Approximately 0.7 mile upstream of U.S. Highway 17 ..... •17</p> <p><i>Goodwin Mill Creek:</i> At Beach Springs Road ..... •6 Approximately 0.4 mile upstream of North Bear Swamp Road ..... •15</p> <p><i>Goodwin Mill Creek Tributary 1:</i> At Goodwin Mill Road ..... •6 Approximately 0.5 mile upstream of Goodwin Mill Road ..... •12</p> <p><i>Goodwin Mill Creek Tributary 2:</i> At confluence with Goodwin Mill Creek ..... •12</p>		<p>Approximately 0.3 mile upstream of the confluence with Perquimans River ..... •6 Approximately 425 feet upstream of Layden Road ..... •10</p> <p><b>Town of Hertford</b></p> <p><i>Sutton Creek:</i> Approximately 1,000 feet downstream of the confluence with Sutton Creek Tributary 3 ..... •6 Approximately 1,000 feet upstream of U.S. Highway 17 ..... •13</p> <p><i>Sutton Creek Tributary 3:</i> At the confluence with Sutton Creek ..... •6 Approximately 1,300 feet upstream of U.S. Highway 17 ..... •13</p> <p><i>Sutton Creek Tributary 4:</i> At the confluence with Sutton Creek ..... •6 Approximately 2.2 miles upstream of the confluence with Sutton Creek ..... •12</p> <p><i>Sutton Creek Tributary 5:</i> At the confluence with Sutton Creek ..... •7 Approximately 600 feet downstream of U.S. Highway 17 ..... •10</p> <p><i>Sutton Creek Tributary 6:</i> At the confluence with Sutton Creek ..... •8 Approximately 0.7 mile upstream of U.S. Highway 17 ..... •11</p> <p><i>Sutton Creek Tributary 7:</i> At the confluence with Sutton Creek ..... •8</p>		<p><b>NORTH CAROLINA</b></p> <p><b>Wilson County (Unincorporated Areas) (FEMA Docket No. D-7568)</b></p> <p><i>Contentnea Creek:</i> At the confluence of Hominy Swamp ..... •79 Approximately 0.6 mile upstream of Highway 581 ..... •137</p> <p><b>City of Wilson</b></p> <p><i>Hominy Swamp:</i> At the confluence with Contentnea Creek ..... •79 Approximately 550 feet upstream of Airport Drive ..... •149</p> <p><i>Little Hominy Swamp:</i> At the confluence with Hominy Swamp ..... •113 Approximately 450 feet upstream of George Dew Road ..... •145</p> <p><i>Little Hominy Swamp Tributary 1:</i> Approximately 80 feet upstream of the confluence with Little Hominy Swamp ..... •127 Approximately 0.4 mile upstream of Stedman Drive .. •147</p> <p><i>Aycock Swamp:</i> At the confluence with Black Creek ..... •71 At the Wilson/Wayne County boundary ..... •76</p> <p><i>Black Creek:</i> Approximately 0.8 mile upstream of the confluence with Contentnea Creek ..... •69 Approximately 1,000 feet upstream of the confluence of Robin Swamp ..... •131</p> <p><b>Towns of Black Creek and Lucama</b></p> <p><i>Bloomery Swamp Tributary 1:</i> Approximately 250 feet upstream of the confluence with Bloomery Swamp ..... •102 Approximately 0.5 mile upstream of Wilson Chistain Road ..... •134</p> <p><i>Bloomery Swamp Tributary 2:</i></p>	

Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)	Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)	Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
Approximately 850 feet upstream of the confluence with Bloomery Swamp .....	•103	At the confluence with Contentnea Creek .....	•99	Approximately 400 feet upstream of Ridsen Road .....	•137
Approximately 1.6 miles upstream of the confluence with Bloomery Swamp .....	•130	Approximately 0.6 mile upstream of the confluence with Contentnea Creek .....	•99	<b>City of Wilson</b>	
<b>City of Wilson</b>		<b>Cattail Branch:</b>		<b>Turkey Creek:</b>	
<i>Bloomery Swamp Tributary 3:</i>		At the confluence with White Swamp .....	•91	Approximately 100 feet downstream of Narron Road .....	•152
Approximately 500 feet upstream of the confluence with Bloomery Swamp .....	•125	Approximately 0.5 mile upstream of the confluence with White Swamp .....	•95	Approximately 100 feet downstream of the Wilson/Nash County boundary .....	•155
Approximately 0.3 mile upstream of Packhouse Road .....	•151	<b>Cattail Swamp:</b>		<b>Turner Swamp:</b>	
<b>Goss Swamp:</b>		At the confluence with White Swamp .....	•82	At the confluence with Contentnea Creek .....	•67
Approximately 1,300 feet upstream of the railroad .....	•62	Approximately 1.4 miles upstream of the confluence of Cattail Swamp Tributary .....	•103	At the Wilson/Wayne County boundary .....	•76
Approximately 1,900 feet upstream of the confluence of Goss Swamp Tributary .....	•83	<b>Cattail Swamp Tributary 1:</b>		<b>Ward Run:</b>	
<b>Town of Stantonsburg</b>		At the confluence with Cattail Swamp .....	•95	At the Wilson/Pitt County boundary .....	•92
<i>Goss Swamp Tributary:</i>		Approximately 1.1 miles upstream of the confluence with Cattail Swamp .....	•103	Approximately 1.3 miles upstream of the Wilson/Pitt County boundary .....	•98
At the confluence with Goss Swamp .....	•82	<b>Town Creek:</b>		<b>Whiteoak Swamp:</b>	
Approximately 0.5 mile upstream of the confluence with Goss Swamp .....	•88	Approximately 300 feet downstream of the Wilson/Edgecombe County boundary .....	•73	Approximately 0.5 mile downstream of U.S. Highway 264 .....	•76
<b>Great Swamp:</b>		Approximately 0.4 mile downstream of Sharpe Store Road .....	•117	Approximately 2.5 miles upstream of Gardners School Road .....	•97
At the confluence with Black Creek .....	•81	<b>Town of Elm City</b>		<b>Juniper Creek:</b>	
Approximately 1,800 feet downstream of the confluence of Great Swamp Tributary 1 .....	•98	<b>Town Creek Tributary 1:</b>		Approximately 1,200 feet upstream of the confluence of Bloomery Swamp .....	•157
<b>Great Swamp Tributary 1:</b>		Approximately 0.2 mile downstream of Langley Road .....	•99	Approximately 1,500 feet upstream of Green Pond Road .....	•183
At the confluence with Great Swamp .....	•91	At the confluence with Town Creek .....	•78	<b>Lee Swamp:</b>	
At the Wilson/Wayne County boundary .....	•92	<b>Town Creek Tributary 2:</b>		At the confluence with Black Creek .....	•106
<b>Hominy Swamp Tributary 1:</b>		At the confluence with Town Creek .....	•73	Approximately 0.4 mile upstream of Highway 301 .....	•119
At the confluence with Hominy Swamp .....	•85	Approximately 0.4 mile upstream of Route 42 .....	•95	<b>Town of Lucama</b>	
Approximately 0.9 mile upstream of Lane Street .....	•127	<b>White Swamp:</b>		<b>Little Contentnea Creek:</b>	
<b>City of Wilson</b>		At the confluence with Town Creek .....	•80	At the Wilson/Greene County boundary .....	•87
<i>Hominy Swamp Tributary 2:</i>		Approximately 0.5 mile upstream of the confluence of Cattail Branch .....	•94	Approximately 1.2 miles upstream of Eagles Cross Road .....	•91
At the confluence with Hominy Swamp .....	•90	<b>White Swamp Tributary:</b>		<b>Mill Branch:</b>	
Approximately 100 feet upstream of Stantonsburg Road .....	•122	At the confluence with White Swamp .....	•85	At the confluence with White Oak Swamp .....	•83
<b>Shepard Branch:</b>		Approximately 0.8 mile upstream of the confluence with White Swamp .....	•90	Approximately 1.5 miles upstream of the confluence with White Oak Swamp .....	•96
At the confluence with Contentnea Creek .....	•107	<b>Black Creek Tributary:</b>		<b>Millstone Creek:</b>	
Approximately 3,200 feet upstream of the confluence with Contentnea Creek .....	•107	Approximately 225 feet upstream of the confluence of Tributary to Black Creek Tributary .....	•104	Approximately 500 feet upstream of Countryside Road .....	•159
<b>Marsh Swamp:</b>		Approximately 2,085 feet upstream of the confluence of the Tributary to Black Creek Tributary .....	•107	Approximately 1,000 feet upstream of railroad .....	•195
At the confluence with Contentnea Creek .....	•123	<b>Town of Lucama</b>		<b>City of Wilson, Town of Sims</b>	
Approximately 2.0 miles downstream of Rock Ridge Sims Road .....	•125	<b>Toisnot Swamp:</b>		<b>Moccasin Creek:</b>	
<b>Little Swamp:</b>		Approximately 1,000 feet upstream of the railroad .....	•62	Approximately 0.6 mile upstream of Highway 581 .....	•137
At the confluence with Contentnea Creek .....	•111	Approximately 550 feet downstream of Wilson/Nash County boundary .....	•140	At the Wilson/Nash/Johnston County boundary .....	•158
Approximately 0.8 mile upstream of the confluence with Contentnea Creek .....	•114	<b>City of Wilson, Town of Stantonsburg</b>		<b>Robin Swamp:</b>	
<b>Bloomery Swamp:</b>		<b>Toisnot Swamp Tributary 2:</b>		At the confluence with Black Creek .....	•129
At the confluence with Contentnea Creek .....	•102	At the confluence with Lake Wilson/Toisnot Swamp .....	•120	Approximately 0.4 mile upstream of Newsome Mill Road .....	•139
Approximately 0.8 mile upstream of the confluence with Contentnea Creek .....	•102			<b>Town of Black Creek</b>	
<b>Wiggins Mill Tributary:</b>					

Source of Flooding and Location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
<p><b>Maps available for inspection</b> at the Town of Black Creek Zoning Administration, 112 West Center Street, Black Creek, North Carolina.</p> <p><b>Town of Elm City</b> <b>Maps available for inspection</b> at the Elm City Town Hall, 117 South Railroad Street, Elm City, North Carolina.</p> <p><b>Town of Lucama</b> <b>Maps available for inspection</b> at the Lucama Town Clerk's Office, 111 South Main Street, Lucama, North Carolina.</p> <p><b>Town of Sims</b> <b>Maps available for inspection</b> at the Sims Town Hall, 6402 U.S. 264A, Sims, North Carolina.</p> <p><b>Town of Stantonsburg</b> <b>Maps available for inspection</b> at the Stantonsburg Town Hall, 108 East Commercial Avenue, Stantonsburg, North Carolina.</p> <p><b>City of Wilson</b> <b>Maps available for inspection</b> at the Wilson Development Services Department, 112 North Goldsboro Street, Wilson, North Carolina.</p> <p><b>Wilson County Unincorporated Areas</b> <b>Maps available for inspection</b> at the Wilson County Mapping Department, 101 North Goldsboro, Wilson, North Carolina.</p>	

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")  
 Dated: May 26, 2004.  
**Anthony S. Lowe,**  
*Mitigation Division Director, Emergency Preparedness and Response Directorate.*  
 [FR Doc. 04-12374 Filed 6-1-04; 8:45 am]  
**BILLING CODE 9110-12-P**

**DEPARTMENT OF TRANSPORTATION**

**National Highway Traffic and Safety Administration**

**49 CFR Part 571**

**Docket No. NHTSA-04-17972**

**Federal Motor Vehicle Safety Standards; Occupant Crash Protection**

**AGENCY:** National Highway Traffic Safety Administration (NHTSA); Department of Transportation (DOT).  
**ACTION:** Correcting amendment.

**SUMMARY:** This rule corrects an inconsistency between the telltale requirements for air bag suppression systems and air bag on-off switches required under Federal Motor Vehicle Safety Standard (FMVSS) No. 208, *Occupant crash protection* and 49 CFR part 595 Subpart B, *Retrofit on-off switches for air bags*. This document resolves the problem by permitting manufacturers of vehicles equipped with air bag on-off switches and manufacturers of retrofit air bag on-off switches to use the abbreviation "pass" in lieu of "passenger" on the telltales.

**DATES:** This final rule is effective June 2, 2004.

**FOR FURTHER INFORMATION CONTACT:** For non-legal issues, you may contact Lou Molino, Office of Crashworthiness Standards, Light Duty Vehicle Division, NVS-112. Telephone: (202) 366-2264. Fax: (202) 493-2739. For legal issues, you may contact Rebecca MacPherson, Office of the Chief Counsel, NCC-20. Telephone: (202) 366-2992. Fax: (202) 366-3820.

You may send mail to these officials at the National Highway Traffic Safety Administration, 400 Seventh St., SW., Washington, DC 20590.

**SUPPLEMENTARY INFORMATION:** On May 12, 2000, NHTSA published a final rule phasing in new, advanced air bag requirements designed to minimize the risk of air bag injury while maintaining their benefits. 65 FR 30680. These requirements are part of FMVSS No. 208. As part of the final rule, the agency requires manufacturers employing suppression technologies to equip their vehicles with a telltale indicator that illuminates when the passenger air bag is automatically suppressed. Among other requirements, the final rule specified that the telltale must have the identifying words "PASSENGER AIR BAG OFF" on the telltale or within 25 mm thereof. This requirement was based on a preexisting requirement for vehicles equipped with air bag on-off switches contained in FMVSS No. 208 and for retrofit air bag on-off switches in 49 CFR Part 595.

On December 18, 2001, the agency responded to various petitions for reconsideration of the May 2000 final rule by issuing a new final rule making several amendments to the advanced air bag requirements. Among those amendments was a slight relaxation of the telltale wording requirement. Specifically, the December 2001 rule permitted manufacturers to use either "PASSENGER AIR BAG OFF" or "PASS AIR BAG OFF" on or within 25 mm of the suppression telltale. However, no corresponding conforming change was

made to either the manual air bag on-off switch requirement of FMVSS No. 208 or to its corollary in 49 CFR Part 595.

In permitting the abbreviation for the word "passenger," the agency stated, "[w]e have decided to allow manufacturers to abbreviate "passenger" to "pass," since we do not believe the abbreviation will be confusing when combined with the rest of the required text. Allowing "pass" will also allow manufacturers to meet both the U.S. and Canadian requirements." 66 FR 65376, 65400.

As this same rationale applies to the telltales for manual air bag on-off switches, the same changes in the regulatory text for those requirements should have been made at the same time as the change affecting suppression telltales was made. Today's rule makes that correction.

**List of Subjects in 49 CFR Part 571**

Imports, Motor vehicle safety, Motor vehicles, Rubber and rubber products, Tires.

■ In consideration of the foregoing, NHTSA amends 49 CFR part 571 as follows:

**PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS**

■ 1. The authority citation for Part 571 of Title 49 continues to read as follows:

**Authority:** 49 U.S.C. 322, 30111, 30115, 30117, and 30166; delegation of authority at 40 CFR 1.50.

■ 2. Section 571.208 is amended by revising S4.5.4.3(b) to read as follows:

**§ 571.208 Standard No. 208; Occupant crash protection.**

\* \* \* \* \*

S4.5.4.3 \* \* \*

(b) Shall have the identifying words "PASSENGER AIR BAG OFF" or "PASS AIR BAG OFF" on the telltale or within 25 millimeters of the telltale;

\* \* \* \* \*

■ 3. Section 595.5 is amended by revising (b)(3)(ii)(B) to read as follows:

**§ 595.5 Requirements.**

\* \* \* \* \*

(b) \* \* \*

(3) \* \* \*

(ii) \* \* \*

(B) Shall have the identifying words "DRIVER AIR BAG OFF", "PASSENGER AIR BAG OFF", or "PASS AIR BAG OFF", as appropriate, on the telltale or within 25 millimeters of the telltale;

\* \* \* \* \*