

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)
<p><b>Montgomery County (Unincorporated Areas)</b> <i>Little Catoma Creek Tributary</i> 1: Approximately 300 feet upstream from the confluence with Little Catoma Creek ... * 220 Approximately 50 feet upstream of Old Pike Road ... * 259</p> <p><b>Montgomery County (Unincorporated Areas), City of Montgomery</b></p> <p><i>Millies Creek:</i> Just upstream of CSX Transportation ..... * 215 Approximately 50 feet upstream of Wallahatchie Road ..... * 238</p> <p><b>City of Montgomery</b></p> <p><i>Oliver Creek:</i> Approximately 0.8 mile downstream of CSX Transportation ..... * 173 Approximately 100 feet upstream of Interstate Route 85 ..... * 237</p> <p><b>Montgomery County (Unincorporated Areas)</b> <b>Maps available for inspection</b> at the Montgomery County Engineering Department, 3152 Rolling Road Circle, Montgomery, Alabama.</p> <p><b>City of Montgomery</b> <b>Maps available for inspection</b> at the Montgomery City Hall, 103 North Perry, Montgomery, Alabama.</p>		<p>Approximately 400 feet downstream of State Route 760 ..... * 781</p> <p><b>Shenandoah County (Unincorporated Areas)</b> <b>Maps available for inspection</b> at the Shenandoah County Planning and Zoning Department, 600 North Main Street, Suite 107, Woodstock, Virginia.</p> <p><b>Town of Edinburg</b> <b>Maps available for inspection</b> at the Edinburg Town Office, 101 Town Hall Avenue, Edinburg, Virginia.</p> <p><b>Town of Mount Jackson</b> <b>Maps available for inspection</b> at the Mount Jackson Town Hall, 5945 Main Street, Mount Jackson, Virginia.</p> <p><b>Town of New Market</b> <b>Maps available for inspection</b> at the New Market Town Office, 9418 John Sevier Road, New Market, Virginia.</p> <p><b>Town of Strasburg</b> <b>Maps available for inspection</b> at the Strasburg Town Office, 174 East King Street, Strasburg, Virginia.</p> <p><b>Town of Woodstock</b> <b>Maps available for inspection</b> at the Woodstock Municipal Building, 135 North Main Street, Woodstock, Virginia.</p>	
<b>VIRGINIA</b>			
<p><b>Shenandoah County and Incorporated Areas (FEMA Docket No. D-7540)</b></p> <p><b>Shenandoah County (Unincorporated Areas), Town of Strasburg, Town of Mount Jackson, Town of New Market</b></p> <p><i>North Fork Shenandoah River:</i> At the downstream county boundary ..... * 517 Approximately 4,000 feet upstream of State Route 953 ..... * 952</p> <p><b>Shenandoah County (Unincorporated Areas), Town of Woodstock</b></p> <p><i>Spring Hollow:</i> At the confluence with North Fork Shenandoah River .... * 676 Approximately 1,500 feet upstream of State Route 763 ..... * 930</p> <p><b>Shenandoah County (Unincorporated Areas), Town of Edinburg</b></p> <p><i>Stony Creek:</i> At the confluence with North Fork Shenandoah River .... * 781</p>		<p>(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance") Dated: February 3, 2003. <b>Anthony S. Lowe,</b> <i>Administrator, Federal Insurance and Mitigation Administration.</i> [FR Doc. 03-3332 Filed 2-10-03; 8:45 am] <b>BILLING CODE 6718-04-P</b></p> <p><b>FEDERAL EMERGENCY MANAGEMENT AGENCY</b> <b>44 CFR Part 67</b> <b>Final Flood Elevation Determinations</b> <b>AGENCY:</b> Federal Emergency Management Agency (FEMA). <b>ACTION:</b> Final rule.</p> <p><b>SUMMARY:</b> Base (1% annual chance) flood elevations and modified base flood elevations are made final for the</p>	

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 DATES:** 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 maps are available for inspection as indicated on 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:** Michael M. Grimm, Acting Chief, Hazard Study Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2878, or (email) [Michael.Grimm@fema.gov](mailto:Michael.Grimm@fema.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA or 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.

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 Flood Insurance Rate Map 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 Administrator, Federal Insurance and Mitigation Administration, 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 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)
<b>NEW JERSEY</b>	
<b>Estell Manor (City), Atlantic County (FEMA Docket No. D-7538)</b>	
<i>Tuckahoe River:</i>	

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
Approximately 0.7 mile upstream of Cumberland Avenue .....	*56
At State Route 49 .....	*22
<b>Great Egg Harbor:</b>	
At the confluence of Great Egg Harbor River and South River .....	*9
<b>Maps available for inspection at the Estell Manor City Municipal Building, 148 Cumberland Avenue, Estell Manor, New Jersey.</b>	
<b>NEW YORK</b>	
<b>Saranac (Town), Clinton County (FEMA Docket No. D-7538)</b>	
<b>Saranac River:</b>	
Approximately 1,050 feet downstream of Duquette Road .....	*736
Approximately 400 feet upstream of confluence of North Branch Saranac River .....	*1,111
Approximately 600 feet southwest of the intersection of Cringle Road and State Route 3 and north of State Route 3 .....	*739
<b>Maps available for inspection at the Saranac Town Hall, 3662 Route 3, Saranac, New York.</b>	
<b>TENNESSEE</b>	
<b>Brentwood (City), Williamson County</b>	
<b>Beech Creek:</b>	
Approximately 500 feet downstream of the Private Drive .....	*637
Approximately 1,960 feet upstream of Murray Lane .....	*666
<b>Owl Creek:</b>	
Approximately 900 feet downstream of the county boundary .....	*554
Approximately 2,600 feet upstream of Ragsdale Road .....	*652
<b>Mill Creek:</b>	
Approximately 0.14 mile downstream of Concord Road .....	*555
Approximately 900 feet upstream of Concord Road ...	*557
<b>Maps available for inspection at the Brentwood City Hall, 5211 Maryland Way, Brentwood, Tennessee.</b>	
<b>Rockwood (City), Roane County (FEMA Docket No. D-7542)</b>	
<b>North Fork Black Creek:</b>	
Approximately 300 feet downstream of South Front Avenue .....	*872

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
Approximately 200 feet upstream of South Lenoir Avenue .....	*882
<b>East Fork Black Creek:</b>	
At the upstream side of West Wheeler Street .....	*880
Approximately 380 feet upstream of North Front Avenue .....	*912
<b>Black Creek Side Channel:</b>	
At the confluence with Black Creek .....	*866
At the divergence from North Fork Black Creek .....	*872
<b>Black Creek:</b>	
Approximately 1,580 feet upstream of U.S. Route 70 ...	*854
Approximately 220 feet upstream of West Rockwood Street .....	*878
<b>Middle Fork Black Creek:</b>	
Approximately 140 feet downstream of North Chamberlain Avenue .....	*878
Approximately 2,420 feet upstream of Strang Street .....	*924
<b>Maps available for inspection at the City Hall Building, 110 North Chamberlain Avenue, Rockwood, Tennessee 37854.</b>	
<b>WISCONSIN</b>	
<b>Belleville (Village), Dane County (FEMA Docket No. D-7504)</b>	
<b>Sugar River:</b>	
At Remy Road .....	*855
At a point approximately 1.2 miles upstream of Belleville Dam .....	*864
<b>Maps available for inspection at the Belleville Village Hall, 24 West Main Street, Belleville, Wisconsin.</b>	
<b>Cross Plains (Village), Dane County (FEMA Docket No. D-7504)</b>	
<b>Enchanted Valley Creek:</b>	
At the confluence with Black Earth Creek .....	*873
Approximately 50 feet downstream of Military Road .....	*903
<b>Maps available for inspection at the Cross Plains Village Hall, 2417 Brewery Road, Cross Plains, Wisconsin.</b>	
<b>Deerfield (Village), Dane County (FEMA Docket No. D-7504)</b>	
<b>Unnamed Tributary from Mud Creek:</b>	
Approximately 1.1 mile from confluence with Mud Creek .....	*850
<b>Maps available for inspection at the Deerfield Village Hall, 4 North Main Street, Deerfield, Wisconsin.</b>	

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
<b>Markesan (City), Green Lake County (FEMA Docket No. D-7538)</b> <i>Grand River:</i> At downstream corporate limits ..... Approximately 0.6 mile upstream of the confluence of East Tributary .....	*841 *855
<i>East Tributary:</i> At confluence with Grand River ..... Approximately 0.6 mile upstream of John Street .....	*851 *854
<i>West Tributary:</i> At confluence with Grand River ..... Approximately 0.5 mile upstream of Margaret Street .....	*845 *871
<b>Maps available for inspection</b> at the Markesan City Hall, 150 South Bridge Street, Markesan, Wisconsin.	
<b>McFarland (Village), Dane County (FEMA Docket No. D-7504)</b> <i>Upper Mud Lake (formerly known as Lake Waubesa):</i> Entire shoreline within the community .....	*848
<b>Maps available for inspection</b> at the McFarland Village Municipal Center, 5915 Milwaukee Street, McFarland, Wisconsin.	
<b>Middleton (City), Dane County (FEMA Docket No. D-7504)</b> <i>Pheasant Branch:</i> Approximately 1,500 feet west of the intersection of Airport Road and Laura Lane .....	*926
<b>Maps available for inspection</b> at the Middleton City Hall, 7426 Hubbard Avenue, Middleton, Wisconsin.	
<b>Shorewood Hills (Village), Dane County (FEMA Docket No. D-7504)</b> <i>Lake Mendota:</i> Entire shoreline within community .....	*852
<b>Maps available for inspection</b> at the Shorewood Hills Village Hall, 810 Shorewood Boulevard, Madison, Wisconsin.	
<b>Sun Prairie (City), Dane County (FEMA Docket No. D-7504)</b> <i>Koshkonong Creek:</i> Approximately 1,300 feet upstream of Bailey Road ..... Approximately 1.0 mile upstream of South Bird Street .....	*922 *925

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
<b>Maps available for inspection</b> at the Sun Prairie City Hall, 300 East Main Street, Sun Prairie, Wisconsin.	
<b>Waunakee (Village), Dane County (FEMA Docket No. D-7504)</b> <i>Sixmile Creek:</i> Approximately 145 feet west of intersection of State Route 19 and Dorn Drive ..	*920
<b>Maps available for inspection</b> at the Waunakee Village Hall, 500 West Main Street, Waunakee, Wisconsin.	

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

Dated: February 3, 2003.

**Anthony S. Lowe,**

*Administrator, Federal Insurance and Mitigation Administration.*

[FR Doc. 03-3331 Filed 2-10-03; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 54**

[CC Docket Nos. 96-45, 98-171, 90-571, 92-237, 99-200, 95-116, 98-170; FCC 03-20]

**Federal-State Joint Board on Universal Service**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In this document, the Commission reconsiders, on its own motion, the definition of "affiliate" adopted in the recent report and order and second further notice of proposed rulemaking modifying rules regarding the assessment and recovery of contributions to the Federal universal service mechanisms. Specifically, the Commission concludes that wireless telecommunications providers are affiliated for purposes of making the single election whether to report actual interstate telecommunications revenues or use the applicable interim wireless safe harbor if one entity directly or indirectly controls or has the power to control another, is directly or indirectly controlled by another, is directly or indirectly controlled by a third party or parties that also controls or has the power to control another, or has an

"identity of interest" with another contributor. The Commission also clarifies options for the recovery of universal service contribution costs by wireless telecommunications providers that choose to report actual interstate telecommunications revenues based on a company-specific traffic study.

**DATES:** Effective February 11, 2003.

**FOR FURTHER INFORMATION CONTACT:** Diane Law Hsu, Acting Deputy Chief, Wireline Competition Bureau, Telecommunications Access Policy Division or Paul Garnett, Attorney, Wireline Competition Bureau, Telecommunications Access Policy Division, (202) 418-7400.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Order and Order on Reconsideration in CC Docket Nos. 96-45, 98-171, 90-571, 92-237, 99-200, 95-116, and 98-170 ; FCC 03-20, released on January 30, 2003. The full text of this document is available for public inspection during regular business hours in the FCC Reference Center, Room CY-A257, 445 Twelfth Street, SW., Washington, DC, 20554.

**I. Introduction**

1. In this Order, we reconsider, on our own motion, the definition of "affiliate" adopted in the recent report and order and second further notice of proposed rulemaking modifying rules regarding the assessment and recovery of contributions to the Federal universal service mechanisms. Specifically, we conclude that wireless telecommunications providers are affiliated for purposes of making the single election whether to report actual interstate telecommunications revenues or use the applicable interim wireless safe harbor if one entity (1) directly or indirectly controls or has the power to control another, (2) is directly or indirectly controlled by another, (3) is directly or indirectly controlled by a third party or parties that also controls or has the power to control another, or (4) has an "identity of interest" with another contributor. We also clarify options for the recovery of universal service contribution costs by wireless telecommunications providers that choose to report actual interstate telecommunications revenues based on a company-specific traffic study.

**II. Discussion**

2. *Definition of Affiliate.* In this Order, we reconsider, on our own motion, the definition of affiliate adopted in the *Universal Service Contribution Methodology Order*, 67 FR 79525, December 30, 2002, for purposes of