

See explanation provided in item 12, above.

(14) On page 16021, renumber section "5." as section "3."

See explanation provided in item 12, above.

(15) On page 16024, column 2, last paragraph, first sentence, delete the reference "VII.B.," and insert in lieu thereof the reference "VI.B."

This correction accurately cites the appropriate cross-reference.

(16) On page 16026, column 2, first full paragraph, delete the references "VII.D.," and "VII.E.," and insert in lieu thereof the references "VI.D.," and "VI.E.," respectively.

See explanation provided in item 15, above.

(17) On page 16027, column 3, first full paragraph, delete the reference "VII.E.," and insert in lieu thereof the reference "VI.E."

See explanation provided in item 15, above.

III. Statutory and Executive Order Reviews

Under Executive Order 12866, Regulatory Planning and Review (58 FR 51735, October 4, 1993), this action is not a "significant regulatory action" and is therefore not subject to review by the Office of Management and Budget (OMB). This action is not a "major rule" as defined by 5 U.S.C. 804(2). The technical corrections do not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Because EPA has made a "good cause" finding that this action is not subject to notice and comment requirements under the APA or any other statute, it is not subject to the regulatory flexibility provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), or to sections 202 and 205 of the Unfunded Mandates Reform Act of 1995 (UMRA) (Public Law 104-4). In addition, this action does not significantly or uniquely affect small governments or impose a significant intergovernmental mandate, as described in sections 203 and 204 of the UMRA.

The corrections do not have substantial direct effects on the States, or on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132, Federalism (64 FR 43255, August 10, 1999).

Today's action also does not significantly or uniquely affect the communities of tribal governments, as specified by Executive Order 13175,

Consultation and Coordination with Indian Tribal Governments (65 FR 67249, November 9, 2000). The technical corrections also are not subject to Executive Order 13045, Protection of Children from Environmental Health and Safety Risks (62 FR 19885, April 23, 1997) because this action is not economically significant.

The corrections are not subject to Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use (66 FR 28355, May 22, 2001) because this action is not a significant regulatory action under Executive Order 12866.

The corrections do not involve changes to the technical standards related to test methods or monitoring methods; thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272) do not apply.

The corrections also do not involve special consideration of environmental justice-related issues as required by Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations (59 FR 7629, February 16, 1994).

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA), generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the U.S. The EPA will submit a report containing this final action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the U.S. prior to publication of today's action in the **Federal Register**. Today's action is not a "major rule" as defined by 5 U.S.C. 804(2). The final rule will be effective on June 7, 2005.

The EPA's compliance with the above statutes and Executive Orders for the underlying rule is discussed in the March 29, 2005 **Federal Register** notice containing "EPA's revision to the December 2000 Regulatory Finding on the Emissions of Hazardous Air Pollutants from Electric Utility Steam Generating Units and the Removal of Coal- and Oil-Fired Electric Utility Steam Generating Units From the Section 112(c) List" (70 FR 15994).

Dated: June 1, 2005.

Jeffrey R. Holmstead,

Assistant Administrator, Office of Air and Radiation.

[FR Doc. 05-11273 Filed 6-6-05; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 65

Changes in Flood Elevation Determinations

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

ACTION: Final rule.

SUMMARY: Modified Base (1% annual-chance) Flood Elevations (BFEs) are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified BFEs are indicated on the table below and revise the Flood Insurance Rate Maps (FIRMs) in effect for the listed communities prior to this date.

ADDRESSES: The modified 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, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency 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.

The modified BFEs are not listed for each community in this notice. However, this rule includes the address of the Chief Executive Officer of the

community where the modified BFE determinations are available for inspection.

The modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified BFEs are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These 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 modified BFEs 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.

The changes in BFEs are in accordance with 44 CFR 65.4.

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 modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to 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 65

Flood insurance, Floodplains, Reporting and record keeping requirements.

■ Accordingly, 44 CFR Part 65 is amended to read as follows:

PART 65—[AMENDED]

■ 1. The authority citation for Part 65 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.

§ 65.4 [Amended]

■ 2. The tables published under the authority of § 65.4 are amended as follows:

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|-------------------------|---|---|--------------------------------|---------------|
| Arkansas: | | | | | |
| Washington County, (Case No. 04-06-1740P), (FEMA Docket No. P7640). | City of Fayetteville .. | November 23, 2004, November 30, 2004, <i>Northwest Arkansas Times</i> . | The Honorable Dan Coody, Mayor, City of Fayetteville, 113 W. Mountain, Fayetteville, AR 72701. | November 12, 2004 | 050216 |
| Sebastian, (Case No. 03-06-847P), (FEMA Docket No. P7638). | City of Fort Smith ... | September 15, 2004, September 22, 2004, <i>Southwest Times Record</i> . | The Honorable C. Ray Baker, Jr., Mayor, City of Fort Smith, 4420 Victoria Drive, Fort Smith, AR 72904. | September 27, 2004 | 055013 |
| Pulaski, (Case No. 04-06-1607P), (FEMA Docket No. P7638). | City of Jacksonville | July 14, 2004, July 21, 2004, <i>Jacksonville Patriot</i> . | The Honorable Tommy Swaim, Mayor, City of Jacksonville, P.O. Box 126, Jacksonville, AR 72076-0126. | July 27, 2004 | 050180 |
| Pulaski, (Case No. 03-06-2526P), (FEMA Docket No. P7638). | City of Little Rock ... | August 4, 2004, August 11, 2004, <i>Little Rock Free Press</i> . | The Honorable Jim Dailey, Mayor, City of Little Rock, Little Rock City Hall, 500 West Markham, Room 203, Little Rock, AR 72201. | November 10, 2004 | 050181 |
| Pulaski, (Case No. 03-06-697P), (FEMA Docket No. P7638). | City of Little Rock ... | September 15, 2004, September 22, 2004, <i>Little Rock Free Press</i> . | The Honorable Jim Dailey, Mayor, City of Little Rock, Little Rock City Hall, 500 West Markham, Room 203, Little Rock, AR 72201. | December 22, 2004 | 050181 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|-------------------------|--|---|--------------------------------|---------------|
| Pope, (Case No. 04-06-853P), (FEMA Docket No. P7638). | City of Russellville .. | September 3, 2004, September 10, 2004, <i>The Courier</i> . | The Honorable Raye Turner, Mayor, City of Russellville, P.O. Box 428, Russellville, AR 72811. | August 11, 2004 | 050178 |
| Illinois: | | | | | |
| Kane, (Case No. 03-05-3991P), (FEMA Docket No. P7636). | City of Aurora | March 3, 2004, March 10, 2004, <i>The Beacon News</i> . | The Honorable David L. Stover, Mayor, City of Aurora, 44 East Downer Place, Aurora, IL 60507. | February 3, 2004 | 170320 |
| McLean, (Case No. 04-05-0891P), (FEMA Docket No. P7640). | City of Bloomington | November 12, 2004, November 19, 2004, <i>The Pantagraph</i> . | The Honorable Judy Markowitz, Mayor, City of Bloomington, 109 East Olive Street, Suite 200, Bloomington, IL 61701. | February 18, 2005 .. | 170490 |
| Will, (Case No. 03-05-5771P), (FEMA Docket No. P7638). | Village of Bolingbrook. | August 20, 2004, August 27, 2004, <i>The Bolingbrook Sun</i> . | The Honorable Roger Claar, Mayor, Village of Bolingbrook, 375 West Briarcliff Road, Bolingbrook, IL 60440. | July 27, 2004 | 170812 |
| Cook, (Case No. 03-05-1460P), (FEMA Docket No. P7636). | Village of Burr Ridge. | April 7, 2004, April 14, 2004, <i>The Suburban Life</i> . | The Honorable Jo Irmen, President, Village of Burr Ridge, Village Hall, 7660 County Line Road, Burr Ridge, IL 60521. | July 14, 2004 | 170071 |
| Cook, (Case No. 03-05-3989P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 24, 2004, July 1, 2004, <i>Orland Township Messenger</i> . | The Hon. Donald H. Wlodarski, Commissioner, Cook County, 69 West Washington Street, Suite 2830, Chicago, IL 60602. | September 30, 2004 | 170054 |
| Cook, (Case No. 04-05-4062P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 13, 2004, October 20, 2004, <i>The Chicago Tribune</i> . | The Hon. Donald H. Wlodarski, Commissioner, Cook County, 69 West Washington Street, Suite 2830, Chicago, IL 60602. | October 1, 2004 | 170054 |
| Cook, (Case No. 03-05-5180P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 21, 2004, October 28, 2004, <i>Orland Township Messenger</i> . | The Hon. Donald H. Wlodarski, Commissioner, Cook County, 69 West Washington Street, Suite 2830, Chicago, IL 60602. | January 27, 2004 | 170054 |
| Will, (Case No. 04-05-0768P), (FEMA Docket No. P7638). | Village of Frankfort | July 22, 2004, July 29, 2004, <i>The Star</i> . | The Honorable Raymond Rossi, Mayor, Village of Frankfort, 432 West Nebraska Street, Frankfort, IL 60423. | June 29, 2004 | 170701 |
| Kane, and DeKalb, (Case No. 03-05-3994P), (FEMA Docket No. P7636). | Unincorporated Areas. | March 18, 2004, March 25, 2004, <i>The Elburn Herald</i> . | The Honorable Michael McCoy, Chairman, Kane County Board, Kane County Government Center, 719 South Batavia Avenue, Bldg. A, Geneva, IL 60134. | June 24, 2004 | 170896 |
| Kane, (Case No. 04-05-2895P), (FEMA Docket No. P7640). | Unincorporated Areas. | November 10, 2004, November 17, 2004, <i>Kane County Chronicle</i> . | The Honorable Michael McCoy, Chairman, Kane County Board, Kane County Government Center, 719 South Batavia Avenue, Bldg. A, Geneva, IL 60134. | February 16, 2005 .. | 170896 |
| Kane, and DeKalb, (Case No. 03-05-3994P), (FEMA Docket No. P7636). | Village of Maple Park. | March 18, 2004, March 25, 2004, <i>The Elburn Herald</i> . | Mr. Mark T. Delany, Village President, Village of Maple Park, P.O. Box 220, Maple Park, IL 60151. | June 24, 2004 | 171018 |
| McHenry, (Case No. 04-05-0758P), (FEMA Docket No. P7638). | City of Marengo | August 24, 2004, August 31, 2004, <i>The Northwest Herald</i> . | The Hon. Dennis Hammortree, Mayor, City of Marengo, 132 East Prairie Street, Marengo, IL 60152. | November 30, 2004 | 170482 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|-------------------------|--|--|--------------------------------|---------------|
| Kane and Kendall, (Case No. 04-05-0087P), (FEMA Docket No. P7640). | Village of Montgomery. | November 17, 2004, November 24, 2004, <i>Aurora Beacon News</i> . | The Honorable Marilyn Michellini, President, Village of Montgomery, Village Hall, 1300 South Broadway, Montgomery, IL 60538. | November 8, 2004 .. | 170328 |
| Cook, (Case No. 03-05-3989P), (FEMA Docket No. P7638). | Village of Orland Park. | June 24, 2004, July 1, 2004, <i>Orland Township Messenger</i> . | The Hon. Daniel McLaughlin, Mayor, Village of Orland Park, Village Hall, 14700 South Ravinia Avenue, Orland Park, IL 60462. | September 30, 2004 | 170140 |
| Cook, (Case No. 03-05-5180P) (FEMA Docket No. P7640). | Village of Orland Park. | October 21, 2004, October 28, 2004, <i>Orland Township Messenger</i> . | The Hon. Daniel McLaughlin, Mayor, Village of Orland Park, 14700 S. Ravinia Avenue, Orland Park, IL 60462. | January 27, 2004 | 170140 |
| Will, (Case No. 04-05-0088P) (FEMA Docket No. P7636). | Village of Plainfield | April 7, 2004, April 14, 2004, <i>The Enterprise</i> . | The Honorable Richard Rock, Mayor, Village of Plainfield, 24000 West Lockport Street, Plainfield, IL 60544. | March 5, 2004 | 170771 |
| Will, (Case No. 04-05-1634P), (FEMA Docket No. P7638). | Village of Plainfield | June 23, 2004, June 30, 2004, <i>The Enterprise</i> . | The Honorable Richard Rock, Mayor, Village of Plainfield, 24000 West Lockport Street, Plainfield, IL 60544. | July 12, 2004 | 170771 |
| Will, (Case No. 04-05-0769P), (FEMA Docket No. P7638). | Village of Plainfield | September 22, 2004, September 29, 2004, <i>The Enterprise</i> . | The Honorable Richard Rock, Mayor, Village of Plainfield, 24000 West Lockport Street, Plainfield, IL 60544. | September 9, 2004 | 170771 |
| Will, (Case No. 03-05-1850P) (FEMA Docket No. P7638). | Village of Shorewood. | September 14, 2004, September 21, 2004, <i>The Herald News</i> . | The Honorable Richard Chapman, President, Village of Shorewood, 903 West Jefferson Street, Shorewood, IL 60431. | August 27, 2004 | 170712 |
| Cook, (Case No. 03-05-1457P), (FEMA Docket No. P7638). | Village of Tinley Park. | July 22, 2004, July 29, 2004, <i>The Courier News</i> . | The Honorable Edward Zabrocki, Mayor, Village of Tinley Park, 16250 South Oak Park Avenue, Tinley Park, IL 60477. | July 30, 2004 | 170169 |
| Will, (Case No. 04-05-1634P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 23, 2004, June 30, 2004, <i>The Enterprise</i> . | The Honorable Joseph L. Mikan, Executive, Will County, Will County Office Building 302 North Chicago Street, Joliet, IL 60432. | July 12, 2004 | 170695 |
| Will, (Case No. 03-05-1850P), (FEMA Docket No. P7638). | Unincorporated Areas. | September 14, 2004, September 21, 2004, <i>The Herald News</i> . | The Honorable Joseph L. Mikan, Executive, Will County, Will County Office Building 302 North Chicago Street, Joliet, IL 60432. | August 27, 2004 | 170695 |
| Will, (Case No. 04-05-3541P), (FEMA Docket No. P7640). | Unincorporated Areas. | November 12, 2004, November 19, 2004, <i>The Herald News</i> . | The Honorable Joseph L. Mikan, Will County Executive, Will County Office Building, 302 North Chicago Street, Joliet, IL 60432. | October 19, 2004 | 170695 |
| Indiana: Hamilton, (Case No. 04-05-1640P), (FEMA Docket No. P7636). | City of Carmel | May 4, 2004, May 11, 2004, <i>The Noblesville Ledger</i> . | The Honorable James Brainard, Mayor, City of Carmel, One Civic Square, Carmel, IN 46032. | August 10, 2004 | 180081 |
| Hamilton, (Case No. 03-05-5182P), (FEMA Docket No. P7636). | Town of Fishers | April 2, 2004, April 9, 2004 <i>The Noblesville Ledger</i> . | Mr. Michael J. Booth, Manager, Town of Fishers, Fishers Town Hall, One Municipal Drive, Fishers, IN 46038. | July 9, 2004 | 180423 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|------------------------|--|--|--------------------------------|---------------|
| Johnson, (Case No. 04-05-0097P), (FEMA Docket No. P7638). | City of Greenwood .. | August 4, 2004, August 11, 2004, <i>The Daily Journal</i> . | The Hon. Charles Henderson, Mayor, City of Greenwood, 2 North Madison Avenue, Greenwood, IN 46142. | July 12, 2004 | 180115 |
| Marion, (Case No. 04-05-0895P), (FEMA Docket No. P7640). | City of Indianapolis | November 12, 2004, November 19, 2004, <i>The Indianapolis Star</i> . | The Honorable Bart Peterson, Mayor, City of Indianapolis, 2501 City-County Building, 200 E. Washington Street, Indianapolis, IN 46204. | February 18, 2005 .. | 180159 |
| Marion, (Case No. 03-05-3389P), (FEMA Docket No. P7638). | City of Indianapolis | August 20, 2004, August 27, 2004, <i>The Indianapolis Star</i> . | The Honorable Bart Peterson, Mayor, City of Indianapolis, 2501 City-County Building, 200 E. Washington Street, Indianapolis, IN 46204. | November 26, 2004 | 180159 |
| Iowa: | | | | | |
| Story, (Case No. 03-07-892P), (FEMA Docket No. P7636). | City of Ames | April 8, 2004, April 15, 2004, <i>The Tribune</i> . | The Honorable Ted Tedesco, Mayor, City of Ames, 515 Clark Avenue, Ames, IA 50010. | July 15, 2004 | 190254 |
| Scott, (Case No. 03-07-888P), (FEMA Docket No. P7636). | City of Davenport | March 24, 2004, March 31, 2004, <i>Quad City Times</i> . | The Hon. Charles W. Brooke, Mayor, City of Davenport, City Council Office, 226 West 4th Street, Davenport, IA 52801. | June 30, 2004 | 190242 |
| Johnson, (Case No. 04-07-047P), (FEMA Docket No. P7640). | City of North Liberty | October 20, 2004, October 27, 2004, <i>North Liberty Leader</i> . | The Honorable Clair Mekota, Mayor, City of North Liberty, 35 Vixen Lane, North Liberty, IA 52317. | October 5, 2004 | 190630 |
| Story, (Case No. 04-07-046P), (FEMA Docket No. P7636). | Unincorporated Areas. | March 25, 2004, April 1, 2004, <i>The Tribune</i> . | The Honorable Jane Halliburton, Story County, Board Commissioner, 900 6th Street, Nevada, IA 50201. | July 1, 2004 | 190907 |
| Kansas: | | | | | |
| Johnson, (Case No. 04-07-026P), (FEMA Docket No. P7636). | City of Overland Park. | May 13, 2004, May 20, 2004, <i>The Sun Newspapers</i> . | The Honorable Ed Eilert, Mayor, City of Overland Park, City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212. | April 21, 2004 | 200174 |
| Saline, (Case No. 04-07-037P), (FEMA Docket No. P7638). | City of Salina | June 23, 2004, June 30, 2004, <i>The Salina Journal</i> . | The Honorable Allan E. Jilka, Mayor, City of Salina, 300 West Ash Street, Salina, KS 67402. | September 29, 2004 | 200319 |
| Saline, (Case No. 04-07-037P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 23, 2004, June 30, 2004, <i>The Salina Journal</i> . | The Honorable Sheri Barragree, Chairman, Saline County Commissioners, 300 West Ash Street, Room 211, Salina, KS 67401. | September 29, 2004 | 200316 |
| Sedgwick, (Case No. 03-07-898P), (FEMA Docket No. P7636). | City of Wichita | March 10, 2004, March 17, 2004, <i>The Wichita Eagle</i> . | The Honorable Carlos Mayans, Mayor, City of Wichita, City Hall—1st Floor, 455 North Main Street, Wichita, KS 67202. | February 12, 2004 .. | 200328 |
| Sedgwick, (Case No. 03-07-890P), (FEMA Docket No. P7636). | City of Wichita | April 9, 2004, April 16, 2004, <i>The Wichita Eagle</i> . | The Honorable Carlos Mayans, Mayor, City of Wichita, City Hall—1st Floor, 455 North Main Street, Wichita, KS 67202. | April 26, 2004 | 200328 |
| Sedgwick, (Case No. 03-07-1283P), (FEMA Docket No. P7636). | City of Wichita | April 22, 2004, April 29, 2004, <i>The Wichita Eagle</i> . | The Honorable Carlos Mayans, Mayor, City of Wichita, City Hall—1st Floor, 455 North Main Street, Wichita, KS 67202. | July 29, 2004 | 200328 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|------------------------------|---|--|--------------------------------|---------------|
| Sedgwick, (Case No. 03-07-878P), (FEMA Docket No. P7638). | City of Wichita | June 23, 2004, June 30, 2004, <i>The Wichita Eagle</i> . | The Honorable Carlos Mayans, Mayor, City of Wichita, City Hall—1st Floor, 455 North Main Street, Wichita, KS 67202. | June 17, 2004 | 200328 |
| Maryland: Montgomery, (Case No. 03-03-133P), (FEMA Docket No. P7638). | City of Rockville | August 11, 2004, August 18, 2004, <i>The Montgomery Journal</i> . | The Honorable Larry Giammo, Mayor, City of Rockville, Rockville City Hall, 111 Maryland Avenue, Rockville, MD 20850. | November 17, 2004 | 240051 |
| Michigan: Macomb, (Case No. 04-05-0884P), (FEMA Docket No. P7636). | Charter Township of Clinton. | March 23, 2004, March 30, 2004, <i>The Macomb Daily</i> . | Mr. Robert J. Cannon, Township Supervisor, 40700 Romeo Plank Road, Clinton Township, MI 48038. | February 19, 2004 .. | 260121 |
| Genesee, (Case No. 03-05-2569P), (FEMA Docket No. P7638). | City of Grand Blanc | July 22, 2004, July 29, 2004, <i>The Flint Journal</i> . | Mr. Randall Byrne, City Manager, City of Grand Blanc, 203 East Grand Blanc Road, Grand Blanc, MI 48439. | June 29, 2004 | 260255 |
| Oakland, (Case No. 03-05-5184P), (FEMA Docket No. P7638). | City of Novi | July 15, 2004, July 22, 2004, <i>The Novi News</i> . | The Honorable Lou Casordas, Mayor, City of Novi, 45175 West Ten Mile Road, Novi, MI 48375. | August 2, 2004 | 260175 |
| Minnesota: Anoka, (Case No. 03-05-3380P), (FEMA Docket No. P7638). | City of Blaine | August 13, 2004, August 20, 2004, <i>Blaine-Spring Lake Park Life</i> . | The Honorable Tom Ryan, Mayor, City of Blaine, 12147 Radisson Road NE., Blaine, MN 55449. | July 26, 2004 | 270007 |
| Isanti, (Case No. 03-05-3978P), (FEMA Docket No. P7638). | Unincorporated Areas. | July 7, 2004, July 14, 2004, <i>Isanti County News</i> . | The Honorable George Larson, Chairman, Isanti County, Board of Commissioners, Isanti County Courthouse, 555 18th Avenue, SW., Cambridge, MN 55008. | July 21, 2004 | 270197 |
| Olmsted, (Case No. 03-05-3988P), (FEMA Docket No. P7636). | Unincorporated Areas. | March 23, 2004, March 30, 2004, <i>The Post-Bulletin</i> . | Mr. Richard Devin, Olmsted County Administrator, 151 4th Street SE., Rochester, MN 55904. | February 23, 2004 .. | 270626 |
| Olmsted, (Case No. 03-05-3988P), (FEMA Docket No. P7636). | City of Rochester | March 23, 2004, March 30, 2004, <i>The Post-Bulletin</i> . | The Honorable Ardell Brede, Mayor, City of Rochester, City Hall, Room 281, 201 4th Street, SE., Rochester, MN 55904. | February 23, 2004 .. | 275246 |
| Winona, (Case No. 04-05-0100P), (FEMA Docket No. P7636). | City of Winona | March 24, 2004, March 31, 2004, <i>Winona Daily News</i> . | The Honorable Jerry Miller, Mayor, City of Winona, 207 Lafayette Street, Winona, MN 55987. | February 5, 2004 | 275250 |
| Missouri: Clay, (Case No. 02-07-552P), (FEMA Docket No. P7638). | Village of Glenaire .. | July 21, 2004, July 28, 2004, <i>The Liberty Tribune</i> . | The Honorable Bryan Smith, Mayor, Village of Glenaire, P.O. Box 766, Glenaire, MO 64068. | October 27, 2004 | 290092 |
| Jefferson, (Case No. 04-07-035P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 23, 2004, June 30, 2004, <i>Jefferson County Journal</i> . | The Honorable Mark Mertens, Presiding Commissioner, Jefferson County Courthouse, P.O. Box 100, Hillsboro, MO 63050. | September 29, 2004 | 290808 |
| Clay, (Case No. 02-07-552P), (FEMA Docket No. P7638). | City of Liberty | July 21, 2004, July 28, 2004, <i>The Liberty Tribune</i> . | The Hon. Stephen Hawkins, Mayor, City of Liberty, 611 Lancelot Drive, Liberty, MO 64069. | October 27, 2004 | 290096 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|-------------------------|--|---|--------------------------------|---------------|
| Greene, (Case No. 04-07-038P), (FEMA Docket No. P7636). | City of Republic | May 12, 2004, May 19, 2004, <i>The Republic Monitor</i> . | The Honorable Keith D. Miller, Mayor, City of Republic, 213 North Main Street, Republic, MO 65738. | April 19, 2004 | 290148 |
| Nebraska: | | | | | |
| Sarpy, (Case No. 02-07-551P), (FEMA Docket No. P7636). | City of Bellevue | March 24, 2004, March 31, 2004, <i>The Bellevue Leader</i> . | The Honorable Jerry Ryan, Mayor, City of Bellevue, 210 West Mission Avenue, Bellevue, NE 68005. | July 1, 2004 | 310191 |
| Sarpy, (Case No. 02-07-551P), (FEMA Docket No. P7636). | City of La Vista | March 25, 2004, April 1, 2004, <i>The Papillion Times</i> . | The Hon. Harold Anderson, Mayor, City of La Vista, 8116 Park View Boulevard, La Vista, NE 68128. | July 1, 2004 | 310192 |
| Sarpy, (Case No. 02-07-551P), (FEMA Docket No. P7636). | City of Papillion | March 25, 2004, April 1, 2004, <i>The Papillion Times</i> . | The Honorable James E. Blinn, Mayor, City of Papillion, 122 East Third Street, Papillion, NE 68046. | July 1, 2004 | 315275 |
| New Mexico: | | | | | |
| Bernalillo, (Case No. 03-06-1003P), (FEMA Docket No. P7636). | City of Albuquerque | March 25, 2004, April 1, 2004, <i>Albuquerque Journal</i> . | The Honorable Martin Chavez Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, NM 87103. | March 3, 2004 | 350002 |
| Bernalillo, (Case No. 04-06-1193P), (FEMA Docket No. P7638). | City of Albuquerque | July 22, 2004, July 29, 2004, <i>Albuquerque Journal</i> . | The Honorable Martin Chavez, Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, NM 87103. | July 9, 2004 | 350002 |
| Sandoval, (Case No. 03-06-681P), (FEMA Docket No. P7638). | Town of Bernalillo ... | June 17, 2004, June 24, 2004, <i>Albuquerque Journal</i> . | The Honorable Charles Aguilar, Mayor, Town of Bernalillo, P.O. Box 638, Bernalillo, NM 87004. | June 4, 2004 | 350056 |
| Bernalillo, (Case No. 04-06-1193P), (FEMA Docket No. P7638). | Unincorporated Areas. | July 22, 2004, July 29, 2004, <i>Albuquerque Journal</i> . | The Hon. Tom Rutherford, Chairman, Bernalillo County, Commission, One Civic Plaza NW., Albuquerque, NM 87102. | July 9, 2004 | 350001 |
| Bernalillo, (Case No. 04-06-659P), (FEMA Docket No. P7636). | Unincorporated Areas. | March 22, 2004, March 29, 2004, <i>Albuquerque Journal</i> . | The Hon. Tom Rutherford, Chairman, Bernalillo County, Commission, One Civic Plaza NW., Albuquerque, NM 87102. | February 27, 2004 .. | 350001 |
| Dona Ana, (Case No. 04-06-234P), (FEMA Docket No. P7636). | City of Las Cruces .. | March 23, 2004, March 30, 2004, <i>Las Cruces Sun News</i> . | The Hon. William M. Mattiace, Mayor, City of Las Cruces, P.O. Box 20000, Las Cruces, NM 88004. | February 18, 2004 .. | 355332 |
| Oklahoma: Cleveland, (Case No. 04-06-1915P), (FEMA Docket No. P7640). | City of Moore | November 23, 2004, November 30, 2004, <i>The Moore American</i> . | The Honorable Glenn Lewis, Mayor, City of Moore, 301 North Broadway, Moore, OK 73160. | November 9, 2004 .. | 400044 |
| New Mexico: | | | | | |
| Torrance County, (Case No. 04-06-674P), (FEMA Docket No. P7640). | City of Moriarty | October 14, 2004, October 21, 2004, <i>Mountain View Telegraph</i> . | The Hon. Adan M. Encinias, Mayor, City of Moriarty, P.O. Drawer 130, Moriarty, NM 87035. | January 20, 2005 | 350083 |
| Sandoval, (Case No. 03-06-681P), (FEMA Docket No. P7638). | City of Rio Rancho | June 17, 2004, June 24, 2004, <i>The Observer</i> . | The Honorable Jim Owen, Mayor, City of Rio Rancho, 3900 Southern Boulevard, Rio Rancho, NM 87124. | June 4, 2004 | 350146 |
| Ohio: | | | | | |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|--------------------------|---|---|--------------------------------|---------------|
| Greene, (Case No. 03-05-3977P), (FEMA Docket No. P7640). | City of Beaver Creek. | October 22, 2004, October 29, 2004, <i>Beavercreek News-Current</i> . | The Honorable Robert Glaser, Mayor, City of Beaver Creek, 1368 Research Park Drive, Beavercreek, OH 45432. | January 28, 2005 | 390876 |
| Butler, (Case No. 03-05-5177P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 21, 2004, October 28, 2004 <i>The Journal-News</i> . | The Hon. Charles R. Furmon, President, Butler County, Board of Commissioners, 315 High Street, 4th Floor, Government Services Center, Hamilton, OH 45011. | January 27, 2004 | 390037 |
| Fairfield, (Case No. 03-05-5190P), (FEMA Docket No. P7636). | Unincorporated Areas. | April 7, 2004, April 14, 2004, <i>Lancaster Eagle-Gazette</i> . | The Honorable Jon Myers, Fairfield County, Board of Commissioners, 210 East Main Street, Room 301, Lancaster, OH 43130. | April 5, 2004 | 390158 |
| Greene, (Case No. 03-05-3977P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 22, 2004, October 29, 2004, <i>Xenia Daily Gazette</i> . | The Honorable Jeff Gilbert, Chairman, Greene County Board, County Courthouse, 519 North Main Street, Carrollton, OH 62016. | January 28, 2005 | 390193 |
| Summit, (Case No. 04-05-0770P), (FEMA Docket No. P7640). | Village of Hudson ... | October 20, 2004, October 27, 2004, <i>Hudson Hub-Times</i> . | The Honorable William Currin, Mayor, Village of Hudson, 27 East Main Street, Hudson, OH 44236-3099. | January 26, 2005 | 390660 |
| Licking, (Case No. 04-05-0765P), (FEMA Docket No. P7638). | Unincorporated Areas. | July 19, 2004, July 26, 2004, <i>The Advocate</i> . | The Hon. Albert Ashbrook, President, Licking County, Board of Commissioners, 20 South Second Street, Newark, OH 43055. | August 2, 2004 | 390328 |
| Lucas, (Case No. 04-05-4066P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 19, 2004, October 26, 2004, <i>Farmland News</i> . | The Honorable Harry Barlos, President, Lucas County, Board of Commissioners, One Government Center, Suite 800, Toledo, OH 43604. | September 30, 2004 | 390539 |
| Shelby, (Case No. 04-05-2336P), (FEMA Docket No. P7638). | Unincorporated Areas. | August 12, 2004, August 19, 2004, <i>The Sidney Daily News</i> . | Mr. Larry Klainhans, Chairman, Shelby County, Board of Commissioners, 129 East Court Street, Suite 100, Sidney, OH 45365. | July 22, 2004 | 390503 |
| Oklahoma: Mayes, (Case No. 04-06-575P), (FEMA Docket No. P7638). | Unincorporated Areas. | August 3, 2004, August 10, 2004, <i>The Daily Times</i> . | The Hon. Jim Montgomery, Chairman, Mayes County, Board of Commissioners, P.O. Box 95, County Courthouse, Pryor, OK 74362-0095. | July 8, 2004 | 400458 |
| Oklahoma, (Case No. 04-06-035P), (FEMA Docket No. P7636). | City of Midwest City | March 25, 2004, April 1, 2004, <i>The Midwest City Sun</i> . | The Honorable Eddie Reed, Mayor, City of Midwest City, P.O. Box 10570, Midwest City, OK 73140. | March 2, 2004 | 400405 |
| Tulsa, (Case No. 04-06-1737P), (FEMA Docket No. P7638). | City of Owasso | August 12, 2004, August 19, 2004 <i>Owasso Reporter</i> . | The Honorable Susan Kimball, Mayor, City of Owasso, P.O. Box 180, Owasso, OK 74055. | November 18, 2004 | 400210 |
| Payne, (Case No. 03-06-840P), (FEMA Docket No. P7638). | Unincorporated Areas. | July 21, 2004, July 28, 2004, <i>The News Press</i> . | The Honorable Gloria Hesser, Payne County Commissioner, 2600 S. Main Street, Suite C, Stillwater, OK 74074. | October 27, 2004 | 400493 |
| Payne, (Case No. 03-06-840P), (FEMA Docket No. P7638). | City of Stillwater | July 21, 2004, July 28, 2004, <i>The News Press</i> . | The Honorable Bud Lacy, Mayor, City of Stillwater, P.O. Box 1449, Stillwater, OK 74076. | October 27, 2004 | 400493 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|--------------------------|--|--|--------------------------------|---------------|
| Tulsa, (Case No. 04-06-552P), (FEMA Docket No. P7636). | City of Tulsa | March 18, 2004, March 25, 2004, <i>Tulsa World</i> . | The Honorable Bill LaFortune, Mayor, City of Tulsa, City Hall, 200 Civic Center, Tulsa, OK 74103. | February 12, 2004 .. | 405381 |
| Tulsa, (Case No. 03-06-1946P), (FEMA Docket No. P7638). | City of Tulsa, | August 18, 2004, August 25, 2004, <i>Tulsa World</i> . | The Honorable Bill LaFortune, Mayor, City of Tulsa, City Hall, 200 Civic Center, Tulsa, OK 74103. | November 24, 2004 | 405381 |
| Texas: | | | | | |
| Taylor and Jones, (Case No. 03-06-2669P), (FEMA Docket No. P7636). | City of Abilene | May 4, 2004, May 11, 2004, <i>The Abilene Reporter-News</i> . | The Honorable Grady Barr, Mayor, City of Abilene, P.O. Box 60, Abilene, TX 79604. | August 10, 2004 | 485450 |
| Parker, (Case No. 03-06-1950P), (FEMA Docket No. P7636). | City of Aledo | March 3, 2004, March 10, 2004, <i>The Weatherford Democrat</i> . | The Honorable Sue Langley, Mayor, City of Aledo, 200 Old Annetta Road, Aledo, TX 76008. | June 9, 2004 | 481659 |
| Brazoria, (Case No. 03-06-2336P), (FEMA Docket No. P7638). | City of Angleton | June 30, 2004, July 7, 2004, <i>The Facts</i> . | The Hon. L.M. Sebesta, Jr., Mayor, City of Angleton, 2372 East Highway 35, Angleton, TX 77515. | October 6, 2004 | 480064 |
| Tarrant, (Case No. 04-06-1903P), (FEMA Docket No. P7640). | City of Arlington | November 12, 2004, November 19, 2004, <i>Northeast Tarrant County Morning News</i> . | The Hon. Dr. Robert Cluck, Mayor, City of Arlington, 101 W. Abram Street, Arlington, TX 76004-0231. | October 29, 2004 | 485454 |
| Tarrant, (Case No. 03-06-2875P), (FEMA Docket No. P7638). | City of Bedford | August 24, 2004, August 31, 2004, <i>The Star Telegram</i> . | The Honorable R. D. Hurt, Mayor, City of Bedford, 200 Forest Ridge Drive, Bedford, TX 76021. | August 27, 2004 | 480585 |
| Brazoria, (Case No. 03-06-2336P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 30, 2004, July 7, 2004, <i>The Facts</i> . | The Honorable John Willy, Judge, Brazoria County, 111 East Locust Street, Angleton, TX 77515. | October 6, 2004 | 485458 |
| Brazos, (Case No. 04-06-1025P), (FEMA Docket No. P7640). | City of Bryan | October 5, 2004, October 12, 2004, <i>The Eagle</i> . | The Honorable Ernie Wentreck, Mayor, City of Bryan, P.O. Box 1000, Bryan, TX 77805. | January 11, 2005 | 480082 |
| Dallas, (Case No. 03-06-2532P), (FEMA Docket No. P7636). | City of Carrollton | April 7, 2004, April 14, 2004, <i>The Carrollton Leader</i> . | The Honorable Mark Stokes, Mayor, City of Carrollton, 1945 East Jackson Road, Carrollton, TX 75006. | March 23, 2004 | 480167 |
| Dallas, (Case No. 04-06-228P), (FEMA Docket No. P7638). | City of Carrollton | July 28, 2004, August 4, 2004, <i>The Carrollton Leader</i> . | The Honorable Mark Stokes, Mayor, City of Carrollton, 1945 East Jackson Road, Carrollton, TX 75006. | July 15, 2004 | 480167 |
| Tarrant, (Case No. 04-06-383P), (FEMA Docket No. P7634). | City of Colleyville | January 29, 2004, February 5, 2004, <i>The Star Telegram</i> . | The Honorable Joe Hocutt, Mayor, City of Colleyville, 5400 Bransford Road Colleyville, TX 76034. | May 6, 2004 | 480590 |
| Tarrant, (Case No. 03-06-1204P), (FEMA Docket No. P7638). | City of Colleyville | September 2, 2004, September 9, 2004, <i>Northeast Tarrant County Morning News</i> . | The Honorable Joe Hocutt, Mayor, City of Colleyville, 5400 Bransford Road, Colleyville, TX 76034-0185. | December 9, 2004 .. | 480590 |
| Collin, (Case No. 04-06-1470P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 20, 2004, October 27, 2004, <i>Plano Star Courier</i> . | The Honorable Ron Harris, Judge, Collin County, 210 South McDonald Street Suite 626 Wylie, TX 75098. | January 26, 2005 | 480130 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|------------------------|--|---|--------------------------------|---------------|
| Comal, (Case No. 03-06-1394P), (FEMA Docket No. P7636). | Unincorporated Areas. | April 28, 2004, May 5, 2004 | The Honorable Danny Scheel, Judge, Comal County, Comal County Beacon, 199 Main Plaza, New Braunfels, TX 78130. | August 4, 2004 | 485463 |
| Comal, (Case No. 04-06-127P), (FEMA Docket No. P7638). | Unincorporated Areas. | June 23, 2004, June 30, 2004, <i>Comal County Beacon</i> . | The Honorable Danny Scheel, Judge, Comal County, 199 Main Plaza, New Braunfels, TX 78130. | June 4, 2004 | 485463 |
| Dallas, (Case No. 03-06-1942P), (FEMA Docket no. P7638). | City of Dallas | August 24, 2004, August 31, 2004, <i>Dallas Morning News</i> . | The Honorable Laura Miller, Mayor, City of Dallas, City Hall, 1500 Mariall Street, Room 5EN, Dallas, TX 75201-6390. | November 30, 2004 | 480171 |
| Denton, (Case No. 04-06-664P), (FEMA Docket No. P7638). | City of Denton | July 21, 2004, July 28, 2004, <i>Denton Record Chronicle</i> . | The Honorable Euline Brock, Mayor, City of Denton, 215 East McKinney Street, Denton, TX 76201. | June 29, 2004 | 480194 |
| Denton, (Case No. 04-06-1464), (FEMA Docket No. P7640). | Town of Double Oak | November 23, 2004, November 30, 2004, <i>Denton Record Chronicle</i> . | The Honorable Richard Cook, Mayor, Town of Double Oak, 320 Waketon Road, Double Oak, TX 75077. | March 1, 2005 | 481516 |
| El Paso, (Case No. 04-06-1606P), (FEMA Docket No. P7640). | City of El Paso | November 12, 2004, November 19, 2004, <i>El Paso Times</i> . | The Honorable Joe Wardy, Mayor, City of El Paso, 2 Civic Center Plaza, El Paso, TX 79901-1196. | October 29, 2004 | 480214 |
| Tarrant, (Case No. 04-06-875P), (FEMA Docket NO. P7638). | City of Euless | July 1, 2004, July 8, 2004, <i>The Star Telegram</i> . | The Honorable Mary Lib Saleh, Mayor, City of Euless, 201 N. Ector Drive, Building B, Euless, TX 76039. | June 4, 2004 | 480593 |
| Denton, (Case No. 03-06-2331P), (FEMA Docket No. P7636). | Town of Flower Mound. | March 3, 2004, March 10, 2004, <i>Flower Mound Leader</i> . | The Honorable Lori DeLuca, Mayor, Town of Flower Mound, 2121 Cross Timbers Road, Flower Mound, TX 75028. | June 9, 2004 | 480777 |
| Fort Bend, (Case No. 03-06-2671P), (FEMA Docket No. P7638). | Unincorporated Areas. | September 1, 2004, September 8, 2004, <i>Fort Bend Star</i> . | The Honorable Robert Herbert, Judge, Fort Bend County, 301 Jackson Street, Richmond, TX 77469. | December 9, 2004 .. | 480228 |
| Fort Bend, (Case No. 04-06-2155P) (FEMA Docket No. P7640). | City of Missouri City | October 21, 2004, October 28, 2004, <i>Fort Bend Mirro</i> . | The Honorable Allen Owen, Mayor, City of Missouri City, 1522 Texas Parkway, Missouri City, TX 77489. | January 27, 2005 | 480304 |
| Fort Bend, (Case No. 04-06-2155P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 20, 2004, October 27, 2004, <i>Fort Bend Star</i> . | The Honorable Robert Herbert, Judge, Fort Bend County, 301 Jackson Street, Richmond, TX 77469. | January 27, 2005 | 480228 |
| Tarrant, (Case No. 03-06-2551P), (FEMA Docket No. P7636). | City of Fort Worth ... | March 3, 2004, March 10, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | March 12, 2004 | 480596 |
| Tarrant, (Case No. 04-06-230P) (FEMA Docket No. P7636). | City of Fort Worth ... | April 13, 2004, April 20, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | July 20, 2004 | 480596 |
| Tarrant, (Case No. 03-06-2049P) (FEMA Docket No. P7636). | City of Fort Worth ... | April 22, 2004, April 29, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | July 30, 2004 | 480596 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|------------------------|--|--|--------------------------------|---------------|
| Tarrant, (Case No. 04-06-864P) (FEMA Docket No. P7638). | City of Fort Worth ... | July 14, 2004, July 21, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | June 23, 2004 | 480596 |
| Tarrant, (Case No. 03-06-2546P) (FEMA Docket No. P7638). | City of Fort Worth ... | June 10, 2004, June 17, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | May 14, 2004 | 480596 |
| Tarrant, (Case No. 03-06-2694P) (FEMA Docket No. P7638). | City of Fort Worth ... | June 30, 2004, July 7, 2004 <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | October 6, 2004 | 480596 |
| Tarrant, (Case No. 04-06-038P) (FEMA Docket No. P7638). | City of Fort Worth ... | August 18, 2004, August 25, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | July 26, 2004 | 480596 |
| Tarrant, (Case No. 04-06-1188P) (FEMA Docket No. P7638). | City of Fort Worth ... | September 1, 2004, September 8, 2004, <i>The Star Telegram</i> . | The Hon. Michael J. Moncrief, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | December 8, 2004 .. | 480596 |
| Collin, (Case No. 04-06-1741P) (FEMA Docket No. P764). | City of Fort Worth ... | October 6, 2004, October 13, 2004, <i>The Frisco Enterprise</i> . | The Honorable Mike Simpson, Mayor, City of Frisco, 6891 Main Street, Frisco, TX 75034. | July 21, 2004 | 480134 |
| Dallas, (Case No. 03-06-2537P) (FEMA Docket No. P7636). | City of Garland | June 3, 2004, June 10, 2004, <i>Garland Morning News</i> . | The Honorable Bob Day, Mayor, City of Garland, 200 N. Fifth Street, Garland, TX 75040. | June 10, 2004 | 485471 |
| Harris, (Case No. 03-06-1393P) (FEMA Docket No. P7638). | Unincorporated Areas. | August 17, 2004, August 24, 2004 <i>The Houston Chronicle</i> . | The Honorable Robert Eckels, Judge, Harris County, 1001 Preston, Suite 911, Houston, TX 77002. | July 23, 2004 | 480287 |
| Hays, (Case No. 03-06-1940P), (FEMA Docket No. P7636). | Unincorporated Areas. | April 7, 2004, April 14, 2004, <i>San Marcos Daily Record</i> . | The Honorable Jim Powers, Judge Hays County, 111 E. San Antonio Street Suite 300, San Marcos, TX 78666. | March 23, 2004 | 480321 |
| Harris, (Case No. 03-06-2671P) (FEMA Docket No. P7638). | City of Houston | September 2, 2004, September 9, 2004, <i>The Houston Chronicle</i> . | The Honorable Bill White, Mayor, City of Houston, P.O. Box 1562, Houston, TX 77251. | December 9, 2004 .. | 480296 |
| Tarrant, (Case No. 04-06-657P) (FEMA Docket No. P7636). | City of Hurst | April 7, 2004, April 14, 2004, <i>The Star Telegram</i> . | The Honorable William Souder, Mayor, City of Hurst, 1505 Precinct Line Road, Hurst, TX 76054. | March 24, 2004 | 480601 |
| Tarrant, (Case No. 03-06-2672P) (FEMA Docket No. P7638). | City of Hurst | July 21, 2004, July 28, 2004, <i>The Star Telegram</i> . | The Honorable William Souder, Mayor, City of Hurst, 1505 Precinct Line Road, Hurst, TX 76054. | July 30, 2004 | 480601 |
| Tarrant, (Case No. 03-06-2875P), (FEMA Docket No. P7638). | City of Hurst | August 24, 2004, August 31, 2004 <i>The Star Telegram</i> . | The Honorable Richard Ward, Mayor, City of Hurst, 1505 Precinct Line Road, Hurst, TX 76054. | August 27, 2004, | 480601 |
| Tarrant, (Case No. 03-06-1204P), (FEMA Docket No. P7638). | City of Hurst | September 2, 2004, September 9, 2004 <i>The Star Telegram</i> . | The Honorable Richard Ward, Mayor, City of Hurst, 1505 Precinct Line Road, Hurst, TX 76054. | December 9, 2004 .. | 480601 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|-------------------------------|--|--|--------------------------------|---------------|
| Tarrant, (Case No. 04-06-858P), (FEMA Docket No. P7640). | City of Hurst | October 1, 2004, October 8, 2004 <i>The Star Telegram</i> . | The Honorable Richard Ward, Mayor, City of Hurst, 1505 Precinct Line Road, Hurst, TX 76054. | October 7, 2004 | 480601 |
| Hays, (Case No. 03-06-1940P), (FEMA Docket No. P7636). | City of Kyle | April 7, 2004, April 14, 2004, <i>The Kyle Eagle</i> . | The Honorable James Adkins, Mayor, City of Kyle, 300 West Center, Kyle, TX 78640. | March 23, 2004 | 481108 |
| Tarrant, (Case No. 04-06-1017P), (FEMA Docket No. P7638). | City of Mansfield | September 2, 2004, September 9, 2004, <i>Mansfield News Mirror</i> . | The Honorable Mel Neuman, Mayor, City of Mansfield, 1200 East Broad Street, Mansfield, TX 76063-0337. | August 17, 2004 | 480606 |
| Collin, (Case No. 03-06-2534P), (FEMA Docket No. P7638). | City of McKinney | August 11, 2004, August 18, 2004, <i>McKinney Courier Gazette</i> . | The Honorable Bill Whitfield, Mayor, City of McKinney, P.O. Box 517, McKinney, TX 75070. | November 17, 2004 | 480135 |
| Collin, (Case No. 04-06-1002P), (FEMA Docket No. P7640). | City of McKinney | October 7, 2004, October 14, 2004, <i>McKinney Courier Gazette</i> . | The Honorable Bill Whitfield, Mayor, City of McKinney, 222 N. Tennessee Avenue, McKinney, TX 75069. | January 13, 2005 | 480135 |
| Dallas, (Case No. 03-06-2692P), (FEMA Docket No. P7636). | City of Mesquite | March 4, 2004, March 11, 2004, <i>The Mesquite News</i> . | The Honorable Mike Anderson, Mayor, City of Mesquite, P.O. Box 850137, Mesquite, TX 75185. | June 10, 2004 | 485490 |
| Dallas, (Case No. 03-06-1750P), (FEMA Docket No. P7636). | City of Mesquite | May 13, 2004, May 20, 2004, <i>The Mesquite News</i> . | The Honorable Mike Anderson, Mayor, City of Mesquite, P.O. Box 850137, Mesquite, TX 75185. | April 29, 2004 | 485490 |
| Dallas, (Case No. 03-06-2530P), (FEMA Docket No. P7638). | City of Mesquite | July 29, 2004, August 5, 2004, <i>The Mesquite News</i> . | The Honorable Mike Anderson, Mayor, City of Mesquite, P.O. Box 850137, Mesquite, TX 75185. | November 4, 2004 | 485490 |
| Fort Bend, (Case No. 03-06-2671P), (FEMA Docket No. P7638). | City of Missouri City | September 2, 2004, September 9, 2004. | The Honorable Allen Owen, Mayor, City of Missouri City, Fort Bend Mirror 1522 Texas Parkway, Missouri City, TX 77489. | December 9, 2004 | 480304 |
| Tarrant, (Case No. 04-06-1192P), (FEMA Docket No. P7638). | City of North Richland Hills. | September 16, 2004, September 23, 2004, <i>The Northeast Tarrant County Morning News</i> . | The Hon. T. Oscar Trevino, Jr., Mayor, City of North Richland Hills, P.O. Box 820609, North Richland Hills, TX 76182-0609. | August 23, 2004 | 480607 |
| Denton, (Case No. 04-06-1180P), (FEMA Docket No. P7640). | City of Oak Point | November 23, 2004, November 30, 2004, <i>Denton Record Chronicle</i> . | The Honorable Duane E. Olson, Mayor, City of Oak Point, 100 Naylor Road, Oak Point, TX 75068. | November 9, 2004 | 481639 |
| Parker, (Case No. 03-06-1950P), (FEMA Docket No. P7636). | Unincorporated Areas. | March 3, 2004, March 10, 2004, <i>The Weatherford Democrat</i> . | The Honorable Mark Riley, Judge, Parker County, 123 North Main Street, Weatherford, TX 76086. | June 9, 2004 | 480520 |
| Collin, (Case No. 03-06-2548P), (FEMA Docket No. P-7638). | City of Plano | August 4, 2004, August 11, 2004, <i>Plano Star Courier</i> . | The Honorable Pat Evans, Mayor, City of Plano, 1520 Avenue K, Plano, TX 750086-0358. | August 17, 2004 | 480140 |
| Collin, (Case No. 04-06-027P), (FEMA Docket No. P7638). | City of Plano | September 3, 2004, September 10, 2004, <i>Plano Star Courier</i> . | The Honorable Pat Evans, Mayor, City of Plano, P.O. Box 860358, Plano, TX 75086-0358. | December 10, 2004 | 480140 |

| State and county | Location | Dates and names of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|--------------------------|--|--|--------------------------------|---------------|
| Tarrant, (Case No. 03-06-848P), (FEMA Docket No. P7638). | City of Richland | August 18, 2004, August 25, 2004, <i>The Northeast Tarrant County Morning News</i> . | The Honorable Nelda Stroder, Mayor, City of Richland Hills, 3200 Diana Drive Richland Hills, TX 76118. | July 20, 2004 | 480608 |
| Williamson, (Case No. 03-06-1540P), (FEMA Docket No. P7640). | City of Round Rock | October 12, 2004, October 19, 2004, <i>Round Rock Leader</i> . | The Honorable Nyle Maxwell, Mayor, City of Round Rock, 221 East Main, Round Rock, TX 78664. | January 19, 2005 | 481048 |
| Tarrant, (Case No. 04-06-864P), (FEMA Docket No. P7638). | City of Saginaw | July 14, 2004, July 21, 2004, <i>The Star Telegram</i> . | The Hon. Frankie Robbins, Mayor, City of Saginaw, P.O. Box 79070, Saginaw, TX 76179. | June 23, 2004 | 480610 |
| Tom Green, (Case No. 03-06-2684P), (FEMA Docket No. P7636). | City of San Angelo | January 16, 2004, January 23, 2004, <i>San Angelo Standard Times</i> . | The Honorable J. W. Lown, Mayor, City of San Angelo, San Angelo City Hall, 72 West College Avenue, San Angelo, TX 76903. | December 30, 2003 | 480623 |
| Bexar, (Case No. 03-06-1201P), (FEMA Docket No. P7634). | City of San Antonio | February 19, 2004, February 26, 2004, <i>San Antonio Express</i> . | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, News San Antonio, TX 78283-3966. | May 27, 2004 | 480045 |
| Bexar, (Case No. 03-06-1745P), (FEMA Docket No. P7638). | City of San Antonio | June 16, 2004, June 23, 2004, <i>San Antonio Express News</i> . | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283-3966. | September 22, 2004 | 480045 |
| Bexar, (Case No. 03-06-829P), (FEMA Docket No. P7638). | City of San Antonio | June 30, 2004, July 7, 2004, <i>San Antonio Express News</i> . | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283-3966. | October 6, 2004 | 480045 |
| Bexar, (Case No. 03-06-1947P), (FEMA Docket No. P7638). | City of San Antonio | August 31, 2004, September 7, 2004, <i>San Antonio Express News</i> . | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283-3966. | August 12, 2004 | 480045 |
| Tarrant, (Case No. 04-06-866P), (FEMA Docket No. P7638). | City of Southlake | June 23, 2004, June 30, 2004, <i>The Star Telegram</i> . | The Hon. Andy Wambsganss, Mayor, City of Southlake, 1400 Main Street Southlake, TX 76092. | June 16, 2004 | 480612 |
| Williamson, (Case No. 03-06-1540P), (FEMA Docket No. P7640). | Unincorporated Areas. | October 13, 2004, October 20, 2004, <i>Williamson County Sun</i> . | The Honorable John Doerfler, Judge, Williamson County, 710 Main Street, Suite 201, Georgetown, TX 78626. | January 19, 2005 | 481079 |
| Wise, (Case No. 03-06-2058P), (FEMA Docket No. P7638). | Unincorporated Areas. | July 15, 2004, July 22, 2004, <i>Wise County Messenger</i> . | The Honorable Dick Chase, Judge, Wise County, P.O. Box 393, Decatur, TX 76231-0393. | October 21, 2004 | 481051 |
| Collin, (Case No. 04-06-1470P), (FEMA Docket No. P7640). | City of Wylie | October 20, 2004, October 27, 2004, <i>The Wylie News</i> . | The Honorable John Mondy, Mayor, City of Wylie, 2000 State Highway 78 North Wylie, TX 75098. | January 26, 2005 | 480759 |
| Wisconsin: Waupaca, (Case No. 04-05-4068P), (FEMA Docket No. P7640). | City of Clintonville ... | September 23, 2004, September 30, 2004, <i>Tribune Gazette</i> . | The Honorable Richard Beggs, Mayor, City of Clintonville, 50 10th Street, Clintonville, WI 54929. | September 17, 2004 | 550494 |

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

Dated: May 31, 2005.

David I. Maurstad,

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

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

RIN 1018-AJ10

Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Allium munzii* (Munz's onion)

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), designate 176 acres (ac) (71 hectares (ha)) of Federal land as critical habitat for the Federally endangered *Allium munzii* (Munz's onion) pursuant to the Endangered Species Act of 1973, as amended (Act). The designated critical habitat is within the Cleveland National Forest at Elsinore Peak in western Riverside County, California.

DATES: This rule becomes effective on July 7, 2005.

ADDRESSES: Comments and materials received, as well as supporting documentation used in the preparation of this final rule, will be available for public inspection, by appointment, during normal business hours, at the Carlsbad Fish and Wildlife Office, U.S. Fish and Wildlife Service, 6010 Hidden Valley Road, Carlsbad, CA 92009 (telephone: 760/431-9440). The final rule, economic analysis (EA), and map will also be available via the Internet at <http://carlsbad.fws.gov>.

FOR FURTHER INFORMATION CONTACT: Field Supervisor, Carlsbad Fish and Wildlife Office (telephone 760/431-9440; facsimile 760/431-9618).

SUPPLEMENTARY INFORMATION:

Designation of Critical Habitat Provides Little Additional Protection to Species

In 30 years of implementing the ESA, the Service has found that the designation of statutory critical habitat provides little additional protection to most listed species, while consuming significant amounts of conservation resources. The Service's present system

for designating critical habitat is driven by litigation rather than biology, limits our ability to fully evaluate the science involved, consumes enormous agency resources, and imposes huge social and economic costs. The Service believes that additional agency discretion would allow our focus to return to those actions that provide the greatest benefit to the species most in need of protection.

Role of Critical Habitat in Actual Practice of Administering and Implementing the Act

While attention to and protection of habitat is paramount to successful conservation actions, we have consistently found that, in most circumstances, the designation of critical habitat is of little additional value for most listed species, yet it consumes large amounts of conservation resources. Sidle (1987) stated, "Because the ESA can protect species with and without critical habitat designation, critical habitat designation may be redundant to the other consultation requirements of section 7." Currently, only 473 species, or 38 percent of the 1,253 listed species in the U.S. under the jurisdiction of the Service, have designated critical habitat.

We address the habitat needs of all 1,253 listed species through conservation mechanisms such as listing, section 7 consultations, the Section 4 recovery planning process, the Section 9 protective prohibitions of unauthorized take, Section 6 funding to the States, and the Section 10 incidental take permit process. In the case of listed plants, such as *Allium munzii*, Section 9 of the Act prohibits any person subject to the jurisdiction of the United States from removing and reducing to possession any such species from areas under Federal jurisdiction; maliciously damaging or destroying any such species on such area; or removing, cutting, digging up, or damaging or destroying any such species on any other area in knowing violation of any law or regulation of any state or in the course of any violation of a State criminal trespass law. The Service believes that it is these measures that may make the difference between extinction and survival for many species.

We note, however, that two courts found our definition of adverse modification to be invalid (March 15, 2001, decision of the United States Court of Appeals for the Fifth Circuit, *Sierra Club v. U.S. Fish and Wildlife Service et al.*, F.3d 434, and the August 6, 2004, Ninth Circuit judicial opinion, *Gifford Pinchot Task Force v. United*

States Fish and Wildlife Service). In response to these decisions, we are reviewing the regulatory definition of adverse modification in relation to the conservation of the species.

Procedural and Resource Difficulties in Designating Critical Habitat

We have been inundated with lawsuits regarding critical habitat designation, and we face a growing number of lawsuits challenging critical habitat determinations once they are made. These lawsuits have subjected the Service to an ever-increasing series of court orders and court-approved settlement agreements, compliance with which now consumes nearly the entire listing program budget. This leaves the Service with little ability to prioritize its activities to direct scarce listing resources to the listing program actions with the most biologically urgent species conservation needs.

The consequence of the critical habitat litigation activity is that limited listing funds are used to defend active lawsuits and to comply with the growing number of adverse court orders. As a result, the Service's own proposals to undertake conservation actions based on biological priorities are significantly delayed.

The accelerated schedules of court-ordered designations have left the Service with almost no ability to provide for additional public participation beyond that minimally required by the Administrative Procedures Act (APA), the Act, and the Service's implementing regulations, or to take additional time for review of comments and information to ensure the rule has addressed all the pertinent issues before making decisions on listing and critical habitat proposals, due to the risks associated with noncompliance with judicially imposed deadlines. This in turn fosters a second round of litigation in which those who will suffer adverse impacts from these decisions challenge them. The cycle of litigation appears endless, is very expensive, and in the final analysis provides little additional protection to listed species.

The costs resulting from the designation include legal costs, the cost of preparation and publication of the designation, the analysis of the economic effects and the cost of requesting and responding to public comment, and in some cases the costs of compliance with the National Environmental Policy Act (NEPA); all are part of the cost of critical habitat designation. These costs result in minimal benefits to the species that are not already afforded by the protections