

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground modified	Communities affected
Knipe Creek .....	At confluence with Cimarron River and Knipe Creek .....	+841	Payne County (Unincorporated Areas), Town of Perkins.
	Approximately 11,500 feet upstream the confluence of Knipe Creek and Cimarron River.	+903	
Perkins Creek .....	At the confluence of Perkins Creek and Cimarron River .....	+844	Payne County (Unincorporated Areas), Town of Perkins.
	Intersection of 116th Street and Perkins Creek .....	+916	
Stillwater Creek .....	Intersection of 44th Avenue and Prairie Road .....	+844	Payne County (Unincorporated Areas), City of Stillwater, Town of Ripley.
	Approximately 2,000 feet upstream the confluence of Harrington Creek and Stillwater Creek.	+894	
West Boomer Creek .....	At the intersection of West Hall of Fame Avenue and West Boomer Creek.	+882	Payne County (Unincorporated Areas), City of Stillwater.
	At the intersection of West Liberty Lane and West Boomer Creek.	+916	

\* National Geodetic Vertical Datum.

# Depth in feet above ground.

+ North American Vertical Datum.

#### ADDRESSES

##### Unincorporated Areas of Payne County:

Maps are available for inspection at 315 West 6th Street, Stillwater, OK 74074.

##### City of Cushing

Maps are available for inspection at Cushing City Hall, 100 Judy Adams Blvd., Cushing, OK 74023.

##### City of Stillwater

Maps are available for inspection at Stillwater Municipal Building, 723 S. Lewis, Stillwater, OK 74074.

##### Town of Perkins

Maps are available for inspection at City Hall, 110 N. Main, Perkins, OK 74059.

##### Town of Ripley

Maps are available for inspection at 203 S. Ripley Street, Ripley, OK 74062.

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

Dated: November 30, 2006.

##### David I. Maurstad,

Director, Mitigation Division, Federal Emergency Management Agency, Department of Homeland Security.

[FR Doc. E6-20803 Filed 12-6-06; 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, DHS.

**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).

**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:** William R. Blanton, Jr., Engineering Management Section, Mitigation Division, Federal Emergency

Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3151.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (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 FEMA 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. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The 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 final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

**Regulatory Flexibility Act.** As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

**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 13132, Federalism.** This final rule involves no policies that have federalism implications under Executive Order 13132.

**Executive Order 12988, Civil Justice Reform.** This final rule meets the applicable standards of Executive Order 12988.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

n Accordingly, 44 CFR part 67 is amended as follows:

#### PART 67—[AMENDED]

n 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]

n 2. The tables published under the authority of § 67.11 are amended as follows:

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
<b>Bell County, Kentucky and Incorporated Areas</b> <b>Docket No.: FEMA-B-7454</b>			
Cumberland River .....	Approximately 6,185 feet downstream of the confluence of Greasy Creek	+1,009	Bell County (Unincorporated Areas). City of Pineville. Bell County (Unincorporated Areas).
Cumberland River .....	Approximately 770 feet upstream of the confluence of Burst Branch .....	+1,099	
Hances Creek .....	At the confluence with Cumberland River .....	+1,021	
	Approximately 5,630 feet upstream of the confluence with Cumberland River.	+1,021	Bell County (Unincorporated Areas).
Left Fork Straight Creek .....	At the confluence with Straight Creek .....	+1,020	
	Approximately 1,915 feet upstream of the confluence of Sims Fork .....	+1,075	
Little Yellow Creek .....	At the confluence with Yellow Creek .....	+1,131	City of Middlesboro.
	Approximately 275 feet upstream of the confluence of Davis Branch .....	+1,141	
Straight Creek .....	At the confluence with Cumberland River .....	+1,020	Bell County (Unincorporated Areas).
	Approximately 3,725 feet upstream of the confluence of Cox Branch .....	+1,161	
Yellow Creek .....	At confluence with Cumberland River .....	+1,034	City of Pineville. Bell County (Uninc. Areas). City of Middlesboro.
	Approximately 375 feet southwest of the intersection of Cumberland Avenue and 34th Street.	+1,141	

# Depth in feet above ground.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

#### ADDRESSES

##### Bell County (Unincorporated Areas):

Maps are available for inspection at Community Map Repository, 1 Courthouse Square, Pineville, Kentucky 40977.

##### City of Middlesboro

Maps are available for inspection at Community Map Repository, 21 & Loft Avenue, Middlesboro, Kentucky 40965.

##### City of Pineville

Maps are available for inspection at Community Map Repository, 300 Virginia Avenue, Pineville, Kentucky 40977.

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

Dated: November 30, 2006.

**David I. Maurstad,**

Director, Mitigation Division, Federal Emergency Management Agency, Department of Homeland Security.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 27

[WT Docket Nos. 03-66, 03-67, 02-68, 00-230, MM Docket No. 97-217, IB Docket No. 02-364, ET Docket No. 00-258; FCC 06-46]

#### Facilitating the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands; Review of the Spectrum Sharing Plan Among Non-Geostationary Satellite Orbit Mobile Satellite Service Systems in the 1.6/2.4 GHz Bands

**ACTION:** Final rule, announcement of effective date.

**SUMMARY:** The Federal Communications Commission (FCC) received Office of Management and Budget (OMB) approval on October 31, 2006, for the information collection requirements contained in the *Third Memorandum Opinion and Order and Second Report and Order* (FCC 06-46), OMB Control Number 3060-1094, pursuant to the requirements of the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid control number.

**DATES:** The effective date for the rules and the information collection requirements contained in 47 CFR 27.1231(d), (f), and (g), and 47 CFR 27.1235 through 27.1239, published in the **Federal Register** on June 19, 2006, at 71 FR 35178, is October 31, 2006.

**FOR FURTHER INFORMATION CONTACT:** Nancy Zaczek, Federal Communications Commission, Wireless Telecommunications Bureau, Broadband Division, 445 12th Street, SW., Washington, DC 20554, at (202) 418-7590 or via the Internet at [Nancy.Zaczek@fcc.gov](mailto:Nancy.Zaczek@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

OMB Control No.: 3060-1094.

OMB Approval Date: 10/31/2006.

OMB Expiration Date: 10/31/2009.

**Title:** Licensing, Operation, and Transition of the 2500-2690 MHz Band.

**Form No.:** N/A.

**Estimated Annual Burden:** 2,500 respondents; 8,355 annual burden hours; 0.25-5 hours per respondent.

**Needs and Uses:** In the Commission's *Third Memorandum Opinion and Order and Second Report and Order* (FCC 06-46), New Broadband Radio Service (BRS) and Educational Broadband Service (EBS) band plan transitions take place in Basic Trading Areas (BTAs), which will provide both incumbent licensees and potential new entrants in the 2495-2690 MHz band with greatly enhanced flexibility to encourage the efficient and effective use of spectrum domestically and internationally and the growth and rapid development of innovative and efficient communications technologies and services. The information collection requirements are contained in the following rule sections: (1) The pre-transition data request (47 CFR 27.1231(d)); (2) the transition notice (47 CFR 27.1231(e)); (3) the Initiation Plan (47 CFR 27.1231(f)); and (4) the post-transition notification (47 CFR 27.1235). The Pre-transition data request will be collected by a third-party proponent (proponent) to assist in the transitioning the 2500-2690 MHz band. The proponent may use a variety of methods, including a computerized database. The proponent will send the transition notice to all BRS and EBS licensees in the BTA that the proponent is transitioning. The FCC will collect the Initiation Plan and the Post-transition Notification from the proponent to enable the FCC to assess when transitions have begun and when they have ended. The FCC will use our electronic comment and filing system (ECFS) database to collect this information from the proponents.

Federal Communications Commission.

**Marlene H. Dortch,**  
Secretary.

[FR Doc. E6-20677 Filed 12-6-06; 8:45 am]

BILLING CODE 6712-01-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 051104293-5344-02; I.D. 112406A]

#### Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfers

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; inseason quota transfer.

**SUMMARY:** NMFS announces that the Commonwealth of Virginia is transferring 300,000 lb (136,078 kg) of commercial bluefish quota to the State of North Carolina from its 2006 quota and that the State of Maine is transferring 52,000 lb (23,587 kg) of commercial bluefish quota to the State of North Carolina. By this action, NMFS adjusts the quotas and announces the revised commercial quota for each state involved.

**DATES:** Effective December 6, 2006 through December 31, 2006, unless NMFS publishes a superseding document in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Douglas Potts, Fishery Management Specialist, (978) 281-9341, fax (978) 281-9135.

**SUPPLEMENTARY INFORMATION:** Regulations governing the Atlantic bluefish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota that is apportioned among the coastal states from Florida through Maine. The process to set the annual commercial quota and the percent allocated to each state are described in § 648.160.

Two or more states, under mutual agreement and with the concurrence of the Administrator, Northeast Region, NMFS (Regional Administrator), can transfer or combine bluefish commercial quota under § 648.160(f). The Regional Administrator is required to consider the criteria set forth in § 648.160(f)(1) in the evaluation of requests for quota transfers or combinations.

Virginia has agreed to transfer 300,000 lb (136,078 kg) of its 2006 commercial quota to North Carolina. Maine has agreed to transfer 52,000 lb (23,587 kg) of its 2006 commercial quota to North Carolina. The Regional Administrator has determined that the criteria set forth in § 648.160(f)(1) have been met for each