

**§ 1.707–1 Transactions between partner and partnership.**

\* \* \* \*

(c) *Guaranteed payments.* \* \* \*  
However, except as otherwise provided in section 83 and the regulations thereunder, a partner must include such payments as ordinary income for that partner's taxable year within or with which ends the partnership taxable year in which the partnership deducted such payments as paid or accrued under its method of accounting. \* \* \*

\* \* \* \*

**Par. 7.** In § 1.721–1, paragraph (b) is revised to read as follows.

**§ 1.721–1 Nonrecognition of gain or loss on contribution.**

\* \* \* \*

(b)(1) Except as otherwise provided in this section or § 1.721–2, section 721 does not apply to the transfer of a partnership interest in connection with the performance of services or in satisfaction of an obligation. The transfer of a partnership interest to a person in connection with the performance of services constitutes a transfer of property to which section 83 and the regulations thereunder apply. To the extent that a partnership interest transferred in connection with the performance of services rendered by a decedent prior to the decedent's death is transferred after the decedent's death to the decedent's successor in interest, the fair market value of such interest is an item of income in respect of a decedent under section 691.

(2) Except as provided in section 83(h) and 1.83–6(c), no gain or loss shall be recognized by a partnership upon—

(i) The transfer or substantial vesting of a compensatory partnership interest; or

(ii) The forfeiture of a compensatory partnership interest. See § 1.704–1(b)(4)(xii) for rules regarding forfeiture allocations of partnership items that may be required in the taxable year of a forfeiture.

(3) For purposes of this section, a compensatory partnership interest is an interest in the transferring partnership that is transferred in connection with the performance of services for that partnership (either before or after the formation of the partnership), including an interest that is transferred on the exercise of a compensatory partnership option. A compensatory partnership option is an option to acquire an interest in the issuing partnership that is granted in connection with the performance of services for that partnership (either before or after the formation of the partnership).

(4) To the extent that a partnership interest is—

(i) Transferred to a partner in connection with the performance of services rendered to the partnership, it is a guaranteed payment for services under section 707(c);

(ii) Transferred in connection with the performance of services rendered to a partner, it is not deductible by the partnership, but is deductible only by such partner to the extent allowable under Chapter 1 of the Code.

(5) This paragraph (b) applies to interests that are transferred on or after the date final regulations are published in the **Federal Register**.

\* \* \* \*

**Par. 8.** Section 1.761–1(b) is amended by adding two sentences to the end of the paragraph to read as follows.

**§ 1.761–1 Terms defined.**

\* \* \* \*

(b) \* \* \* If a partnership interest is transferred in connection with the performance of services, and that partnership interest is substantially nonvested (within the meaning of § 1.83–3(b)), then the holder of the partnership interest is not treated as a partner solely by reason of holding the interest, unless the holder makes an election with respect to the interest under section 83(b). The previous sentence applies to partnership interests that are transferred on or after the date final regulations are published in the **Federal Register**.

**Mark E. Matthews,**

*Deputy Commissioner for Services and Enforcement.*

[FR Doc. 05–10164 Filed 5–20–05; 8:45 am]

**BILLING CODE 4830–01–U**

**DEPARTMENT OF HOMELAND SECURITY****Federal Emergency Management Agency****44 CFR Part 67**

[Docket No. FEMA–D–7620]

**Proposed Flood Elevation Determinations**

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

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed Base (1% annual chance)

Flood Elevations (BFEs) and proposed BFE modifications for the communities listed below. The BFEs are the basis for the floodplain management measures that the 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 comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:**

Doug Bellomo, P.E., Hazard Identification Section, Emergency Preparedness and Response Directorate, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–2903.

**SUPPLEMENTARY INFORMATION:** FEMA proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed base flood elevations and 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 proposed elevations 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.

*National Environmental Policy Act.*

This proposed 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 proposed rule is exempt from the requirements of the Regulatory Flexibility Act because

proposed or modified BFEs are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to establish and maintain community eligibility in the NFIP. As a result, a regulatory flexibility analysis has not been prepared.

**Regulatory Classification.** This proposed 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 proposed rule involves no policies

that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

**Executive Order 12778, Civil Justice Reform.** This proposed 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 proposed to be 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.

#### § 67.4 [Amended]

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

| Source of flooding                 | Location                                                              | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                                |
|------------------------------------|-----------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|---------------------------------------------------------------------|
|                                    |                                                                       | Existing                                                                                  | Modified |                                                                     |
| CALIFORNIA<br>Santa Barbara County |                                                                       |                                                                                           |          |                                                                     |
| Arroyo Burro Creek .....           | Approximately 1,320 feet downstream of Cliff Drive .....              | *7                                                                                        | *6       | Santa Barbara County (Unincorporated Areas), City of Santa Barbara. |
| Overland Flow at Casiano Drive.    | Approximately 1,550 feet upstream of Foothill Road .....              | None                                                                                      | *366     | City of Santa Barbara.                                              |
|                                    | At the intersection of Casiano Drive and Portofino Way                | None                                                                                      | *126     |                                                                     |
| Overland Flow at Palermo Way.      | At downstream side of U.S. Highway 101 .....                          | None                                                                                      | *162     | City of Santa Barbara.                                              |
|                                    | At the intersection of Palermo Way Drive and Barcelona Way.           | *109                                                                                      | *112     |                                                                     |
| Arroyo Paredon .....               | At downstream side of U.S. Highway 101 .....                          | *165                                                                                      | *160     | Santa Barbara County (Unincorporated Areas).                        |
|                                    | At confluence with Pacific Ocean .....                                | None                                                                                      | *8       |                                                                     |
| Tributary .....                    | Approximately 2,750 feet upstream of Foothill Road .....              | None                                                                                      | *219     | Santa Barbara County (Unincorporated Areas).                        |
|                                    | At confluence with Arroyo Paredon .....                               | None                                                                                      | *33      |                                                                     |
| Devereaux Creek .....              | Approximately 130 feet upstream of Foothill Road .....                | None                                                                                      | *82      | Santa Barbara County (Unincorporated Areas), City of Goleta.        |
|                                    | At confluence with Pacific Ocean .....                                | None                                                                                      | *7       |                                                                     |
| Devereaux Creek .....              | Approximately 50 feet upstream of Southern Pacific Railroad.          | None                                                                                      | *97      | Santa Barbara County (Unincorporated Areas), City of Goleta.        |
|                                    | At confluence with Devereaux Creek .....                              | None                                                                                      | *23      |                                                                     |
| Tributary 1 .....                  | Approximately 50 feet upstream of Southern Pacific Railroad.          | None                                                                                      | *95      | Santa Barbara County (Unincorporated Areas), City of Goleta.        |
| Tributary 2 .....                  | At confluence with Devereaux Creek .....                              | None                                                                                      | *15      |                                                                     |
| Tributary 3 .....                  | Approximately 150 feet upstream of Southern Pacific Railroad.         | None                                                                                      | *60      | Santa Barbara County (Unincorporated Areas), City of Goleta.        |
|                                    | At confluence with Devereaux Creek .....                              | None                                                                                      | *14      |                                                                     |
| East Branch Toro Creek ....        | Approximately 2,050 feet upstream of confluence with Devereaux Creek. | None                                                                                      | *16      | Santa Barbara County (Unincorporated Areas).                        |
|                                    | At confluence with Toro Creek .....                                   | None                                                                                      | *249     |                                                                     |
| Fremont Creek .....                | Approximately 60 feet upstream of State Highway 192                   | None                                                                                      | *498     | Santa Barbara County (Unincorporated Areas).                        |
|                                    | At confluence with San Jose Creek (East Valley Road)                  | None                                                                                      | *85      |                                                                     |
| Garrapata Creek .....              | Approximately 910 feet upstream of Patterson Avenue                   | None                                                                                      | *153     | Santa Barbara County (Unincorporated Areas).                        |
|                                    | At confluence with Pacific Ocean .....                                | None                                                                                      | *8       |                                                                     |
| Las Positas Creek .....            | Approximately 430 feet upstream of Toro Canyon Road (Third Crossing). | None                                                                                      | *456     | Santa Barbara County (Unincorporated Areas), City of Santa Barbara. |
|                                    | At confluence with Arroyo Burro .....                                 | None                                                                                      | *58      |                                                                     |

| Source of flooding     | Location                                                | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                         |
|------------------------|---------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|--------------------------------------------------------------|
|                        |                                                         | Existing                                                                                  | Modified |                                                              |
| Northridge Creek ..... | Approximately 300 feet upstream of Modoc Road .....     | None                                                                                      | *120     | City of Santa Barbara.                                       |
|                        | At confluence with Arroyo Burro .....                   | None                                                                                      | *295     |                                                              |
|                        | Approximately 2,425 feet upstream of Foothill Road .... | None                                                                                      | *408     |                                                              |
| San Jose Creek .....   | Approximately 50 feet upstream of Calle Real .....      | *56                                                                                       | *55      | Santa Barbara County (Unincorporated Areas), City of Goleta. |
|                        |                                                         |                                                                                           |          |                                                              |
| San Roque Creek .....  | Approximately 810 feet upstream of Patterson Avenue     | None                                                                                      | *107     | City of Santa Barbara.                                       |
|                        | At confluence with Arroyo Burro .....                   | *169                                                                                      | *174     |                                                              |
| Toro Creek .....       | Approximately 7,800 feet upstream of Ontare Road ....   | None                                                                                      | *484     | Santa Barbara County (Unincorporated Areas).                 |
|                        | At confluence with Pacific Rim .....                    | None                                                                                      | *10      |                                                              |
|                        | At State Highway 192 (East Valley Road) .....           | None                                                                                      | *494     |                                                              |

**City of Goleta**

Maps available for inspection at the Goleta City Hall, 130 Cremona Drive, Suite B, Goleta, California.

Send comments to The Honorable Jean Blois, Mayor of the City of Goleta, 130 Cremona Drive, Suite B, Goleta, California 93117.

**City of Santa Barbara**

Maps available for inspection at the Santa Barbara City Administrator's Office, 735 Anacapa Street, Santa Barbara, California.

Send comments to Mr. James L. Armstrong, Santa Barbara City Administrator, P.O. Box 1990, Santa Barbara, California 93102-1990.

**Santa Barbara County (Unincorporated Areas)**

Maps available for inspection at the Santa Barbara County Department of Public Works, Water Resources Division, Flood Control and Water Conservation District, 123 East Anapamu Street, Santa Barbara, California.

Send comments to Mr. Michael F. Brown, Santa Barbara County Administrator, Santa Barbara County Department of Public Works, Water Resources Division, Flood Control and Water Conservation District, 123 East Anapamu Street, Santa Barbara, California 93101.

**COLORADO**  
**Douglas County**

|                           |                                                                            |        |        |                                                        |
|---------------------------|----------------------------------------------------------------------------|--------|--------|--------------------------------------------------------|
| Sterling Gulch .....      | Approximately 200 feet upstream of the confluence with Plum Creek.         | •5,524 | •5,525 | Douglas County (Unincorporated Areas)                  |
|                           | Approximately 1.7 miles upstream of the confluence with Plum Creek.        | None   | •5,651 |                                                        |
| Plum Creek .....          | At Highland Canal .....                                                    | •5,518 | •5,519 | Douglas County (Unincorporated Areas).                 |
|                           | At the confluence with East Plum Creek .....                               | •5,773 | •5,772 |                                                        |
| East Willow Creek .....   | At the confluence with Willow Creek .....                                  | None   | •5,502 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 2.0 miles upstream of Rampart Rouge Road.                    | None   | •5,727 |                                                        |
| Willow Creek .....        | Approximately 200 feet upstream of the confluence with South Platte River. | None   | •5,475 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 3.7 miles upstream of Rampart Rouge Road.                    | None   | •6,044 |                                                        |
| Little Willow Creek ..... | At Waterloo Road .....                                                     | None   | •5,552 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 700 feet upstream of Roxborough Park Road.                   | None   | •5,897 |                                                        |
| Big Dry Creek .....       | At Douglas/Arapahoe County boundary .....                                  | None   | •5,685 | Douglas County (Unincorporated Areas).                 |
|                           | At Valley Road .....                                                       | None   | •6,079 |                                                        |
| Tributary C .....         | At the confluence with Big Dry Creek .....                                 | None   | •5,845 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 1.0 mile upstream of MacArthur Ranch Road.                   | None   | •6,091 |                                                        |
| Cherry Creek .....        | Approximately 160 feet upstream of Douglas County boundary.                | •5,713 | •5,714 | Douglas County (Unincorporated Areas), Town of Parker. |
|                           | Approximately 0.8 mile upstream of the confluence with McMardo Gulch.      | •6,020 | •6,021 |                                                        |
| Drainageway 6604-01 ..... | At the confluence with Louviers Gulch .....                                | None   | •5,685 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 200 feet upstream of Moore Road .....                        | None   | •5,764 |                                                        |
| Highlands Gulch .....     | At the confluence with Plum Creek .....                                    | •5,579 | •5,583 | Douglas County (Unincorporated Areas).                 |
|                           | Approximately 0.7 mile upstream of Highway 85 .....                        | None   | •5,729 |                                                        |
| Oxide Draw .....          | At the confluence with Plum Creek .....                                    | •5,601 | •5,597 | Douglas County (Unincorporated Areas) .                |
|                           | Approximately 1,200 feet upstream of Highway 85 .....                      | None   | •5,690 |                                                        |

| Source of flooding            | Location                                                                    | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                        |
|-------------------------------|-----------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|-------------------------------------------------------------|
|                               |                                                                             | Existing                                                                                  | Modified |                                                             |
| Louviers Gulch .....          | At the confluence with Plum Creek .....                                     | •5,592                                                                                    | •5,593   | Douglas County (Unincorporated Areas).                      |
| Lehigh Gulch .....            | Approximately 1.0 mile upstream of Field Road .....                         | None                                                                                      | •5,768   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Indian Creek .....                                   | None                                                                                      | •5,778   |                                                             |
| Drainageway 6605-01 .....     | Approximately 0.6 mile upstream of Horseshoe Trail Road.                    | None                                                                                      | •5,965   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Indian Creek .....                                   | None                                                                                      | •5,652   |                                                             |
| Drainageway 6600-02 .....     | Approximately 0.8 mile upstream of the confluence with Indian Creek.        | None                                                                                      | •5,761   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Plum Creek .....                                     | •5,619                                                                                    | •5,616   |                                                             |
| Daniels Park Drain .....      | Approximately 500 feet upstream of Highway 85 .....                         | None                                                                                      | •5,691   | Douglas County (Unincorporated Areas) .                     |
|                               | At the confluence with Plum Creek .....                                     | None                                                                                      | •5,642   |                                                             |
| Jarre Creek .....             | Approximately 1.0 mile upstream of Highway 85 .....                         | None                                                                                      | •5,814   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Plum Creek .....                                     | •5,772                                                                                    | •5,769   |                                                             |
| East Plum Creek .....         | Approximately 2.3 miles upstream of Highway 67 .....                        | None                                                                                      | •6,040   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Plum Creek .....                                     | •5,773                                                                                    | •5,772   |                                                             |
| West Plum Creek .....         | Approximately 0.6 mile upstream of railroad .....                           | •5,925                                                                                    | •5,926   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Plum Creek .....                                     | •5,770                                                                                    | •5,772   |                                                             |
| Rainbow Creek .....           | Approximately 2.9 miles upstream of the confluence with Plum Creek.         | None                                                                                      | •5,842   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Indian Creek .....                                   | None                                                                                      | •5,935   |                                                             |
| Indian Creek .....            | Approximately 1.5 miles upstream of the confluence with Indian Creek.       | None                                                                                      | •6,090   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Plum Creek .....                                     | •5,640                                                                                    | •5,636   |                                                             |
| Hangmans Gulch .....          | Approximately 0.3 mile upstream of West Apache Way                          | None                                                                                      | •6,104   | Douglas County (Unincorporated Areas), Town of Castle Rock. |
|                               | At the confluence with East Plum Creek .....                                | •6,103                                                                                    | •6,100   |                                                             |
| Plum Creek Diversion Channel. | Approximately 0.5 mile upstream of Weedlands Drive ..                       | •6,431                                                                                    | •6,473   | Douglas County (Unincorporated Areas).                      |
|                               | Approximately 500 feet upstream of the confluence with Plum Creek.          | None                                                                                      | •5,695   |                                                             |
| South Platte River .....      | Approximately 0.6 mile upstream of the confluence with Plum Creek.          | •5,716                                                                                    | •5,711   | Douglas County (Unincorporated Areas).                      |
|                               | Approximately 1,700 feet downstream of County Road 97.                      | None                                                                                      | •6,090   |                                                             |
| Fourmile Creek .....          | Approximately 1.6 miles upstream of County Road 97                          | None                                                                                      | •6,440   | Douglas County (Unincorporated Areas).                      |
|                               | Approximately 90 feet upstream of the confluence with South Platte River.   | None                                                                                      | •6,444   |                                                             |
| Horse Creek .....             | Approximately 7.8 miles upstream of the confluence with South Platte River. | None                                                                                      | •8,357   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with South Platte River .....                             | •6,604                                                                                    | •6,408   |                                                             |
| Trout Creek .....             | Approximately 600 feet upstream of State Highway 67                         | None                                                                                      | •6,629   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Horse Creek .....                                    | None                                                                                      | •6,629   |                                                             |
| West Creek .....              | Approximately 0.8 mile upstream of Lodge Drive .....                        | None                                                                                      | •6,743   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Horse Creek .....                                    | None                                                                                      | •6,629   |                                                             |
| Bayou Gulch .....             | At Douglas/Teller County boundary .....                                     | None                                                                                      | •7,578   | Douglas County (Unincorporated Areas).                      |
|                               | At the confluence with Cherry Creek .....                                   | •6,000                                                                                    | •6,002   |                                                             |
| Platte Canyon Reservoir ....  | Approximately 0.4 mile upstream of the confluence with Cherry Creek.        | •6,023                                                                                    | •6,022   | Douglas County (Unincorporated Areas).                      |
|                               | Approximately 600 feet upstream of the confluence with South Platte River.  | None                                                                                      | •5,539   |                                                             |
| Sterling Gulch .....          | At Waterloo Road .....                                                      | None                                                                                      | •5,539   | Douglas County (Unincorporated Areas).                      |
|                               | Shallow Flooding—various locations .....                                    | None                                                                                      | #2       |                                                             |

| Source of flooding              | Location                                                                                  | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                             |
|---------------------------------|-------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|--------------------------------------------------|
|                                 |                                                                                           | Existing                                                                                  | Modified |                                                  |
| Big Dry Creek, Tributary C      | Shallow Flooding—various locations .....                                                  | None                                                                                      | #2—#3    | Douglas County locations (Unincorporated Areas). |
| Big Dry Creek .....             | Shallow Flooding—various locations .....                                                  | None                                                                                      | #1—#3    | Douglas County (Unincorporated Areas).           |
| Little Willow Creek .....       | Shallow Flooding—various locations .....                                                  | None                                                                                      | #1       | Douglas County (Unincorporated Areas).           |
| Willow Creek .....              | Shallow Flooding—various locations .....                                                  | None                                                                                      | #1       | Douglas County (Unincorporated Areas).           |
| Louviers Gulch .....            | Shallow Flooding .....                                                                    | None                                                                                      | #2       | Douglas County (Unincorporated Areas).           |
| Drainageway 6604—01 .....       | Shallow Flooding—various locations .....                                                  | None                                                                                      | #2       | Douglas County (Unincorporated Areas).           |
| Plum Creek .....                | Shallow Flooding—various locations .....                                                  | None                                                                                      | #2       | Douglas County (Unincorporated Areas).           |
| Highlands Gulch and Oxide Draw. | Shallow flooding between railroad and U.S. 85 and between Highlands Gulch and Oxide Draw. | None                                                                                      | #2       | Douglas County (Unincorporated Areas).           |
| Indian Creek .....              | Shallow Flooding .....                                                                    | None                                                                                      | #2       | Douglas County (Unincorporated Areas).           |

**Town of Castle Rock**

Maps available for inspection at the Town of Castle Rock Utilities Department, 175 Kellogg Court, Castle Rock, Colorado.

Send comments to The Honorable Millie Bennett, Mayor of the Town of Castle Rock, Castle Rock Town Hall, 100 North Wilcox Street, Castle Rock, Colorado 80104.

**Douglas County (Unincorporated Areas).**

Maps available for inspection at the Douglas County Public Works, Engineering Division, 100 Third Street, Castle Rock, Colorado.

Send comments to Douglas County Commissioners, 100 Third Street, Castle Rock, Colorado 80104.

**Town of Parker**

Maps available for inspection at the Town of Park Stormwater Utility, Public Works Department, 20120 East Mainstreet, Parker, Colorado.

Send comments to The Honorable Gary Lasater, Mayor of the Town of Parker, 20120 East Mainstreet, Parker, Colorado 80138.

**NORTH CAROLINA**  
**Duplin County**

|                                       |                                                           |      |      |                                       |
|---------------------------------------|-----------------------------------------------------------|------|------|---------------------------------------|
| Angola Creek .....                    | At the confluence with Cypress Creek .....                | None | •49  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.3 mile upstream of Lightwood Bridge Road. | None | •51  |                                       |
| Back Swamp .....                      | At the confluence with Cypress Creek .....                | None | •52  | Duplin County (Unincorporated Areas). |
|                                       | At the Duplin/Onslow County boundary .....                | None | •58  |                                       |
| Tributary 2 .....                     | At the confluence with Back Swamp .....                   | None | •59  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.4 mile upstream of Fountaintown Road.     | None | •72  |                                       |
| Tributary 4 .....                     | At the confluence with Back Swamp Tributary 3 .....       | None | •67  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.7 mile upstream of State Route 111 ...    | None | •87  |                                       |
| Tributary 5 .....                     | At the confluence with Back Swamp Tributary 4 .....       | None | •69  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.7 mile upstream of State Route 111 ...    | None | •87  |                                       |
| Bear Marsh Branch .....               | At the confluence with Goshen Swamp .....                 | None | •94  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 1.8 miles upstream of Beautancus Road       | None | •137 |                                       |
| Bear Swamp .....                      | At the confluence with Goshen Swamp .....                 | None | •93  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.5 mile upstream of Warren Road .....      | None | •131 |                                       |
| Tributary .....                       | At the confluence with Bear Swamp .....                   | None | •108 | Duplin County (Unincorporated Areas). |
|                                       | Approximately 500 feet downstream of Warren Road ...      | None | •164 |                                       |
| Beaverdam Branch (near Kenansville).  | At the confluence of Maple Branch .....                   | None | •86  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 0.3 mile upstream of Doctor Williams Road.  | None | •93  |                                       |
| Beaverdam Branch (near Scotts Store). | At the confluence with Northeast Cape Fear River .....    | None | •80  | Duplin County (Unincorporated Areas). |
|                                       | Approximately 100 feet downstream of White Flash Road.    | None | •100 |                                       |

| Source of flooding                         | Location                                                                           | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                  |
|--------------------------------------------|------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|---------------------------------------|
|                                            |                                                                                    | Existing                                                                                  | Modified |                                       |
| Beaverdam Branch (near Gracys Crossroads). | At the confluence with Great Branch .....                                          | None                                                                                      | •95      | Duplin County (Unincorporated Areas). |
|                                            | Approximately 0.4 mile upstream of Richard Rouse Road.                             | None                                                                                      | •108     |                                       |
| Big Beaverdam Branch .....                 | At the confluence with Maxwell Creek .....                                         | None                                                                                      | •65      | Duplin County (Unincorporated Areas). |
| Big Beaverdam Creek .....                  | Approximately 0.8 mile upstream of railroad .....                                  | None                                                                                      | •98      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Rockfish Creek .....                                        | None                                                                                      | •69      |                                       |
| Big Branch .....                           | Approximately 1.7 miles upstream of Old Camp Road                                  | None                                                                                      | •97      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Bear Swamp .....                                            | None                                                                                      | •111     |                                       |
| Buck Marsh Branch .....                    | Approximately 1.8 miles upstream of the confluence with Bear Swamp.                | None                                                                                      | •129     | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Northeast Cape Fear River .....                             | None                                                                                      | •83      |                                       |
| Buckhall Creek .....                       | At the Duplin/Wayne County boundary .....                                          | None                                                                                      | •93      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence of Stewarts Creek (near Carroll) .....                           | None                                                                                      | •92      |                                       |
| Bulltail Creek .....                       | Approximately 1.3 miles upstream of Buck Hall Creek Road.                          | None                                                                                      | •103     | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Doctors Creek .....                                         | None                                                                                      | •58      |                                       |
| Burn Coat Creek .....                      | At the Duplin/Sampson County boundary .....                                        | None                                                                                      | •63      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Northeast Cape Fear River .....                             | None                                                                                      | •63      |                                       |
| Cabin Creek .....                          | Approximately 0.7 mile upstream of Maxwell Mill Road                               | None                                                                                      | •93      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Limestone Creek .....                                       | None                                                                                      | •55      |                                       |
| Camp Branch .....                          | Approximately 0.9 mile upstream of State Route 111 ...                             | None                                                                                      | •83      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Northeast Cape Fear River .....                             | None                                                                                      | •70      |                                       |
| Cow Hole Branch .....                      | Approximately 0.8 mile upstream of Woodland Church Road.                           | None                                                                                      | •91      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Goshen Swamp .....                                          | None                                                                                      | •96      |                                       |
|                                            | Approximately 1.3 miles upstream of the confluence with Goshen Swamp.              | None                                                                                      | •106     | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Burn Coat Creek .....                                       | None                                                                                      | •94      |                                       |
| Cypress Creek: .....                       | Approximately 1.1 miles upstream of Jimmy Lee Road                                 | None                                                                                      | •114     | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Northeast Cape Fear River .....                             | None                                                                                      | •33      |                                       |
| Tributary 1 .....                          | Approximately 0.6 mile upstream of Cypress Creek Road.                             | None                                                                                      | •51      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Cypress Creek .....                                         | None                                                                                      | •38      |                                       |
| Tributary 2 .....                          | Approximately 1.6 miles upstream of Maready Road ....                              | None                                                                                      | •73      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Cypress Creek Tributary 1 .....                             | None                                                                                      | •44      |                                       |
| Dark Branch .....                          | Approximately 1.3 miles upstream of the confluence with Cypress Creek Tributary 1. | None                                                                                      | •53      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Northeast Cape Fear River .....                             | None                                                                                      | •53      |                                       |
| Doctors Creek .....                        | Approximately 1.4 miles upstream of Dark Branch Road.                              | None                                                                                      | •86      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Rockfish Creek .....                                        | None                                                                                      | •39      |                                       |
| Dufis Creek .....                          | At the Duplin/Sampson County boundary .....                                        | None                                                                                      | •86      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Rockfish Creek .....                                        | None                                                                                      | •46      |                                       |
| Elder Branch .....                         | Approximately 250 feet upstream of Wellstown Road ...                              | None                                                                                      | •62      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Maxwell Creek .....                                         | None                                                                                      | •61      |                                       |
| Fussell Mill Branch .....                  | Approximately 0.2 mile upstream of Hamilton Road ....                              | None                                                                                      | •81      | Duplin County (Unincorporated Areas). |
|                                            | At the confluence with Rockfish Creek .....                                        | None                                                                                      | •45      |                                       |
|                                            | Approximately 0.9 mile upstream of Cornwallis Road ...                             | None                                                                                      | •64      |                                       |

| Source of flooding           | Location                                                      | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                       |
|------------------------------|---------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|------------------------------------------------------------|
|                              |                                                               | Existing                                                                                  | Modified |                                                            |
| Goshen Swamp .....           | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •59      | Duplin County (Unincorporated Areas), Town of Calypso.     |
| Great Branch .....           | At the Duplin/Sampson County boundary .....                   | None                                                                                      | •117     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •77      |                                                            |
| Grove Branch .....           | Approximately 1.8 miles upstream of State Route 903           | None                                                                                      | •95      | Duplin County (Unincorporated Areas), Town of Kenansville. |
|                              | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •52      |                                                            |
| Herring Marsh Run .....      | Approximately 2.7 miles upstream of Abner Phillips Road.      | None                                                                                      | •106     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Goshen Swamp .....                     | None                                                                                      | •71      |                                                            |
| Island Creek .....           | Approximately 0.4 mile upstream of Kinsey Mill Road ..        | None                                                                                      | •110     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •30      |                                                            |
| Island Creek Tributary ..... | Approximately 1.2 miles upstream of Rosemary Road             | None                                                                                      | •52      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Island Creek .....                     | None                                                                                      | •31      |                                                            |
| Juniper Branch .....         | Approximately 1.5 miles upstream of Hanchey Road ...          | None                                                                                      | •35      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Matthews Creek .....                   | None                                                                                      | •91      |                                                            |
| King Branch .....            | Approximately 0.3 mile upstream of Matthews Creek ...         | None                                                                                      | •103     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Nahunga Creek .....                    | None                                                                                      | •93      |                                                            |
| Ladds Branch .....           | Approximately 0.8 mile upstream of Veachs Mill Road           | None                                                                                      | •119     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Polly Run Creek .....                  | None                                                                                      | •113     |                                                            |
| Limestone Creek .....        | Approximately 1.2 miles upstream of Oak Ridge Avenue.         | None                                                                                      | •125     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •46      |                                                            |
| Little Beaverdam Creek ..... | Approximately 1.8 miles upstream of State Route 24 ...        | None                                                                                      | •85      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Big Beaverdam Creek .....              | None                                                                                      | •75      |                                                            |
| Little Limestone Creek ..... | Approximately 0.1 mile upstream of Halls Pond Road ..         | None                                                                                      | •75      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Limestone Creek .....                  | None                                                                                      | •65      |                                                            |
| Little Rockfish Creek .....  | Approximately 0.5 mile upstream of Church Road .....          | None                                                                                      | •97      | Duplin County (Unincorporated Areas), Town of Wallace.     |
|                              | At the confluence with Rockfish Creek .....                   | None                                                                                      | •28      |                                                            |
| Maple Branch .....           | Approximately 0.7 mile upstream of State Route 41 .....       | None                                                                                      | •45      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Goshen Swamp .....                     | None                                                                                      | •73      |                                                            |
| Maple Creek .....            | Approximately 0.6 mile upstream of Summerlins Crossroad Road. | None                                                                                      | •85      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Limestone Creek .....                  | None                                                                                      | •46      |                                                            |
| Marsh Branch .....           | Approximately 1.9 miles upstream of Limestone Creek           | None                                                                                      | •63      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Grove Creek .....                      | None                                                                                      | •78      |                                                            |
| Matthews Creek .....         | Approximately 1.8 miles upstream of State Route 24/50.        | None                                                                                      | •94      | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Northeast Cape Fear River .....        | None                                                                                      | •73      |                                                            |
| Maxwell Creek .....          | Approximately 3.2 miles upstream of State Route 111/903.      | None                                                                                      | •106     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Stockinghead Creek .....               | None                                                                                      | •47      |                                                            |
| Mill Branch (near Kornegan). | Approximately 0.6 mile upstream of I-40 .....                 | None                                                                                      | •101     | Duplin County (Unincorporated Areas).                      |
|                              | At the confluence with Burn Coat Creek .....                  | None                                                                                      | •93      |                                                            |
| Mill Branch (near Teachey)   | Approximately 0.1 mile downstream of State Route 11           | None                                                                                      | •105     | Duplin County (Unincorporated Areas), Town of Wallace.     |
|                              | At the confluence with Little Rockfish Creek .....            | None                                                                                      | •45      |                                                            |

| Source of flooding            | Location                                                         | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                      |
|-------------------------------|------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|-----------------------------------------------------------|
|                               |                                                                  | Existing                                                                                  | Modified |                                                           |
| Mill Creek .....              | Approximately 250 feet downstream with Stallings Road.           | None                                                                                      | •52      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Doctors Creek .....                       | None                                                                                      | •51      |                                                           |
| Miller's Creek .....          | At the Duplin/Sampson County boundary .....                      | None                                                                                      | •55      | Duplin County (Unincorporated Areas), Town of Magnolia    |
|                               | At the confluence with Stewarts Creek (near Carroll) ...         | None                                                                                      | •83      |                                                           |
| Mire Branch .....             | Approximately 1.4 miles upstream of Beasley Torrans Road.        | None                                                                                      | •102     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •83      |                                                           |
| Muddy Creek .....             | Approximately 1.4 miles upstream of Garner Chapel Road.          | None                                                                                      | •108     | Duplin County (Unincorporated Areas), Town of Beulaville. |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •36      |                                                           |
| Tributary .....               | Approximately 0.7 mile upstream of Lyman Road .....              | None                                                                                      | •64      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Muddy Creek .....                         | None                                                                                      | •47      |                                                           |
| Murpheys Creek .....          | Approximately 3.2 miles upstream of State Route 111              | None                                                                                      | •82      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Rockfish Creek .....                      | None                                                                                      | •72      |                                                           |
| Tributary .....               | Approximately 1.3 miles upstream of Waycross Road ..             | None                                                                                      | •95      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Murpheys Creek .....                      | None                                                                                      | •81      |                                                           |
| Nahunga Creek .....           | Approximately 0.6 mile upstream of Bonham Road .....             | None                                                                                      | •91      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Goshen Swamp .....                        | None                                                                                      | •78      |                                                           |
| Northeast Cape Fear River     | Approximately 100 feet downstream of Revelle Road ..             | None                                                                                      | •116     | Duplin County (Unincorporated Areas).                     |
|                               | At the Duplin/Pender County boundary .....                       | None                                                                                      | •26      |                                                           |
| Oakie Branch .....            | At the Town of Mount Olive Extraterritorial Jurisdiction limits. | None                                                                                      | •126     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •30      |                                                           |
| Paget Branch .....            | Approximately 0.6 mile upstream of Jack Dale Road ...            | None                                                                                      | •50      | Duplin County (Unincorporated Areas), Town of Wallace.    |
|                               | At the confluence with Rockfish Creek .....                      | None                                                                                      | •45      |                                                           |
| Panther Branch (near Faison). | Approximately 0.3 mile upstream of High School Road              | None                                                                                      | •67      | Duplin County (Unincorporated Areas), Town of Faison.     |
|                               | At the confluence with Goshen Swamp .....                        | None                                                                                      | •107     |                                                           |
| Panther Creek .....           | Approximately 0.3 mile upstream of NC 117 .....                  | None                                                                                      | •130     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •60      |                                                           |
| Persimmon Branch .....        | Approximately 2.8 miles upstream of Kitty Noecker Road.          | None                                                                                      | •101     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •47      |                                                           |
| Pharisee Creek .....          | Approximately 2.2 miles upstream of South Dobson Chapel Road.    | None                                                                                      | •76      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Bulltail Creek .....                      | None                                                                                      | •58      |                                                           |
| Poley Branch .....            | At the Duplin/Sampson County boundary .....                      | None                                                                                      | •58      | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Buck Marsh Branch .....                   | None                                                                                      | •86      |                                                           |
| Polly Run Creek .....         | Approximately 1.9 miles upstream of Buck Marsh Branch.           | None                                                                                      | •105     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Northeast Cape Fear River .....           | None                                                                                      | •107     |                                                           |
| Pudding Branch .....          | Approximately 0.3 mile upstream of Garner Chapel Road.           | None                                                                                      | •113     | Duplin County (Unincorporated Areas).                     |
|                               | At the confluence with Maple Branch .....                        | None                                                                                      | •108     |                                                           |
|                               | Approximately 0.2 mile downstream of State Route 403.            | None                                                                                      | •122     |                                                           |



| Source of flooding                         | Location                                                                      | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected                                     |
|--------------------------------------------|-------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|----------|----------------------------------------------------------|
|                                            |                                                                               | Existing                                                                                  | Modified |                                                          |
| Reedy Branch (near Bliz-zards Crossroads). | At the confluence with Mire Branch .....                                      | None                                                                                      | •107     | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 0.3 mile upstream of the confluence with Mire Branch.           | None                                                                                      | •113     |                                                          |
| Reedy Branch (near Faison).                | At the confluence with Goshen Swamp .....                                     | None                                                                                      | •105     | Duplin County (Unincorporated Areas), Town of Faison.    |
|                                            | Approximately 1.3 miles upstream of Bill Clifton Road                         | None                                                                                      | •134     |                                                          |
| Rockfish Creek .....                       | At the confluence with Northeast Cape Fear River .....                        | None                                                                                      | •26      | Duplin County (Unincorporated Areas), Town of Wallace.   |
|                                            | Approximately 0.9 mile upstream of Blue Newkirk Road.                         | None                                                                                      | •93      |                                                          |
| Sawyer Branch .....                        | At the confluence with Matthews Creek .....                                   | None                                                                                      | •100     | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 0.7 mile upstream of Guy Sanderson Road.                        | None                                                                                      | •121     |                                                          |
| Stewarts Creek (near Carroll).             | At the Duplin/Sampson County boundary .....                                   | None                                                                                      | •83      | Duplin County (Unincorporated Areas), Town of Warsaw.    |
|                                            | Approximately 1.7 miles upstream of Route 117 .....                           | None                                                                                      | •123     |                                                          |
| Stewarts Creek (near Friendship).          | At the confluence of Nahunga Creek .....                                      | None                                                                                      | •84      | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 0.8 mile upstream of Sammy Godwin Lane.                         | None                                                                                      | •100     |                                                          |
| Stocking Head Creek .....                  | At the confluence with Northeast Cape Fear River .....                        | None                                                                                      | •38      | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 700 feet upstream of South Dobson Chapel Road.                  | None                                                                                      | •65      |                                                          |
| Taylor Creek .....                         | At the confluence with Dufis Creek .....                                      | None                                                                                      | •51      | Duplin County (Unincorporated Areas), Town of Rose Hill. |
|                                            | Approximately 2.2 miles upstream of Brices Store Road.                        | None                                                                                      | •87      |                                                          |
| Turkey Creek .....                         | At the Duplin/Sampson County boundary .....                                   | None                                                                                      | •117     | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 0.8 mile upstream of Blackmore Road ..                          | None                                                                                      | •133     |                                                          |
| Welch Branch .....                         | At the confluence with Dark Branch .....                                      | None                                                                                      | •56      | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 2.8 miles upstream of the confluence with Dark Branch.          | None                                                                                      | •86      |                                                          |
| White Oak Branch .....                     | At the confluence with Panther Creek .....                                    | None                                                                                      | •66      | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 1.6 miles upstream of the confluence of Panther Creek.          | None                                                                                      | •89      |                                                          |
| Whiteoak Branch .....                      | At the confluence with Goshen Swamp .....                                     | None                                                                                      | •98      | Duplin County (Unincorporated Areas), Town of Calypso.   |
|                                            | At the Towns of Calypso and Mount Olive Extraterritorial Jurisdiction limits. | None                                                                                      | •153     |                                                          |
| Wolfscape Branch .....                     | At the confluence with Polly Run Creek .....                                  | None                                                                                      | •113     | Duplin County (Unincorporated Areas).                    |
|                                            | Approximately 0.5 mile upstream of Bethel Church Road.                        | None                                                                                      | •129     |                                                          |

**Town of Beulaville**

Maps available for inspection at the Duplin County Planning Department, 224 Seminary Street, Kenansville, North Carolina.  
Send comments to The Honorable Wilbur Hussey, Mayor of the Town of Beulaville, P.O. Box 175, North Carolina 28518-0130.

**Town of Calypso**

Maps available for inspection at the Duplin County Planning Department, 224 Seminary Street, Kenansville, North Carolina.  
Send comments to The Honorable Tom Reaves, Mayor of the Town of Calypso, P.O. Box 327, Calypso, North Carolina 28325.

**Duplin County (Unincorporated Areas)**

Maps available for inspection at the Duplin County Planning Department, 224 Seminary Street, Kenansville, North Carolina.  
Send comments to Mr. Fred Eldridge, Duplin County Manager, P.O. Box 910, Kenansville, North Carolina 28349.

**Town of Kenansville**

Maps available for inspection at the Duplin County Planning Department, 224 Seminary Street, Kenansville, North Carolina.  
Send comments to The Honorable Betty Long, Mayor of the Town of Kenansville, P.O. Box 370, Kenansville, North Carolina 28349.

| Source of flooding | Location | # Depth in feet above ground.<br>* Elevation in feet (NGVD)<br>• Elevation in feet (NAVD) |          | Communities affected |
|--------------------|----------|-------------------------------------------------------------------------------------------|----------|----------------------|
|                    |          | Existing                                                                                  | Modified |                      |

**Town of Faison**

Maps available for inspection at the Faison Town Hall, 110 East Center Street, Faison, North Carolina.

Send comments to The Honorable William J. Igoe, Mayor of the Town of Faison, P.O. Box 365, Faison, North Carolina 28341–0365.

**Town of Magnolia**

Maps available for inspection at the Duplin County Planning Department, 224 Seminary Street, Kenansville, North Carolina.

Send comments to The Honorable Corbett Quinn, Mayor of the Town of Magnolia, P.O. Box 459, Magnolia, North Carolina 28453–0459.

**Town of Rose Hill**

Maps available for inspection at the Rose Hill Town Hall, 103 South Railroad Street, Rose Hill, North Carolina.

Send comments to Mr. Thomas Drum, Rose Hill Town Administrator, P.O. Box 8, Rose Hill, North Carolina 28458.

**Town of Wallace**

Maps available for inspection at the Wallace Town Hall, 311 East Murphey Street, Wallace, North Carolina.

Send comments to The Honorable Charles Farrior, Jr., Mayor of the Town of Wallace, 311 East Murphey Street, Wallace, North Carolina 28466.

**Town of Warsaw**

Maps available for inspection at the Warsaw Town Hall, 128 West Bay Street, Warsaw, North Carolina.

Send comments to The Honorable Winn Batten, Mayor of the Town of Warsaw, 128 West Bay Street, Warsaw, North Carolina 28398.

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

Dated: May 16, 2005.

**David I. Maurstad,**

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

[FR Doc. 05–10302 Filed 5–23–05; 8:45 am]

**BILLING CODE 9110–12–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket No. FEMA–P–7689]

### Proposed Flood Elevation Determinations

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

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that the 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 comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed 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.

These proposed BFEs and 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 proposed elevations 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.

*National Environmental Policy Act.*

This proposed 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 proposed 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 proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

*Executive Order 12778, Civil Justice Reform.* This proposed rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.