

| Flooding source(s)                                 | Location of referenced elevation  | * Elevation in feet (NGVD)<br>+ Elevation in feet (NAVD)<br># Depth in feet above ground.<br>Modified | Communities affected                                       |
|--|---|---|--|
| Flat Creek .....                                   | Approximately 160 feet upstream of Oak Hill Drive .....<br>Approximately 1,500 feet downstream of Thirteenth Street             | +1,338<br>+1,298  | Barry County (Unincorporated Areas) and City of Cassville. |
| Boys Drain .....                                   | Approximately 3,100 feet upstream of County Bridge .....<br>Just upstream of the confluence with Unnamed Tributary ...          | +1,320<br>+1,298  | City of Monett.  |
| Chapel Drain .....                                 | Approximately 220 feet upstream of the Sixth Street .....<br>Just upstream of the confluence with Kelly Creek .....             | +1,338<br>+1,328  | Barry County (Unincorporated Areas) and City of Monett.    |
| Chapel Drain .....                                 | At the intersection of Chapel Drain and Cleveland Street (Highway 60).<br>At confluence with Kelly Creek .....                  | +1,334<br>+1,328  | City of Monett.  |
| Clear Creek .....                                  | Just upstream of Chapel Drive .....<br>Approximately 850 feet downstream of the confluence with Unnamed Tributary.              | +1,336<br>+1,245  | Barry County (Unincorporated Areas) and City of Monett.    |
| Kelly Creek .....                                  | Approximately 225 feet upstream of Farm Road 1090 .....<br>Approximately 300 feet downstream of Dairy Street .....              | +1,345<br>+1,290  | Barry County (Unincorporated Areas) and City of Monett.    |
| Kelly Creek Tributary .....                        | Approximately 4,850 feet upstream of Chapel Drive .....<br>Just upstream of the confluence with Kelly Creek .....               | +1,353<br>+1,303  | City of Monett.  |
| Tributary # 1 to Unnamed Tributary to Clear Creek. | Approximately 3,700 feet upstream of Cleveland Street .....<br>At confluence with Unnamed Tributary .....                       | +1,366<br>+1,326  | City of Monett.  |
| Unnamed Tributary .....                            | Approximately 750 feet upstream of confluence with Unnamed Tributary.<br>Just upstream of the confluence with Clear Creek ..... | +1,333<br>+1,250  | Barry County (Unincorporated Areas) and City of Monett.    |
| Unnamed Tributary to Clear Creek.                  | Approximately 1,440 feet upstream of Highway 37 .....<br>At Lawrence County—Barry County Boundary. ....                         | +1,350<br>+1,285  | City of Monett.  |
|  | Approximately 1,075 feet upstream of Missouri State Highway "H" and just downstream of Farm Road 2330..                         | +1,377  |  |

# Depth in feet above ground.  
\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.

**ADDRESSES**

**Barry County (Unincorporated Areas) Missouri**

Maps are available for inspection at the County Courthouse, 700 Main Street, Cassville, Missouri 65625.

**City of Cassville**

Maps are available for inspection at City Hall, 300 Main Street, Cassville, Missouri 65625.

**City of Monett**

Maps are available for inspection at City Hall, 217 Fifth Street, Monett, Missouri 65708.

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

Dated: October 18, 2006.

**David I. Maurstad,**

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

[FR Doc. E6-18308 Filed 10-31-06; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency (FEMA), Department of Homeland Security, Mitigation Division.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs

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

**EFFECTIVE DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

**ADDRESSES:** The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The

respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** William R. Blanton, Jr., Engineering Management Section, Mitigation Division, 500 C Street SW., Washington, DC 20472, (202) 646-3151.

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

This final rule is issued in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR Part 67.

The Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR Part 60.

Interested lessees and owners of real property are encouraged to review the

proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

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

*Regulatory Classification.* This final rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

*Executive Order 13132, Federalism.* This rule involves no policies that have

federalism implications under Executive Order 13132.

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

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

Administrative practice and procedure, flood insurance, reporting and recordkeeping requirements.

■ Accordingly, 44 CFR Part 67 is amended as follows:

**PART 67—[AMENDED]**

■ 1. The authority citation for Part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

**§ 67.11 [Amended]**

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

| State  | City/town/county    | Source of flooding    | Location               | #Depth in feet above ground.<br>*Elevation in feet (NGVD)<br>+Elevation in feet (NAVD)<br>Modified |
|--|---------------------|-----------------------|------------------------|--|
| <b>City of Omaha, Douglas County, Nebraska<br/>Docket No.: FEMA-P-7915</b> |                     |                       |                        |  |
| NE .....   | City of Omaha ..... | Candlewood Lake ..... | Entire Shoreline ..... | +1,096   |

# Depth in feet above ground.  
National Geodetic Vertical Datum.  
North American Vertical Datum.

**ADDRESSES**

**City of Omaha, Douglas County, Nebraska**

Maps are available for inspection at City, 1819 Farnam Street, Omaha, Nebraska 68183.

**City of Lufkin, Angelina County, Texas  
Docket No.: FEMA-P-7699**

|          |                      |                               |  |      |
|----------|----------------------|-------------------------------|--|------|
| TX ..... | City of Lufkin ..... | Biloxi Creek North Tributary. | Approximately 2,860 feet downstream of State Highway 287.  | +306 |
|          |                      |                               | Approximately 210 feet upstream of State Highway 287.      | +329 |
| TX ..... | City of Lufkin ..... | Biloxi Creek South Tributary. | Approximately 640 feet downstream of Lemans Drive.         | +303 |
|          |                      |                               | Approximately 1,660 feet upstream of Lemans Drive.         | +319 |
| TX ..... | City of Lufkin ..... | Cedar Creek .....             | At Gobblers Knob Road .....                                | +238 |
|          |                      |                               | Approximately 100 feet upstream of Union Pacific Railroad. | +299 |
| TX ..... | City of Lufkin ..... | Cedar Creek North Tributary.  | At confluence with Cedar Creek .....                       | +276 |
|          |                      |                               | Approximately 50 feet upstream of Lotus Lane.              | +286 |
| TX ..... | City of Lufkin ..... | Cedar Creek South Tributary.  | At confluence with Cedar Creek .....                       | +287 |
|          |                      |                               | Approximately 1,350 feet upstream of Berry Road.           | +253 |
| TX ..... | City of Lufkin ..... | Cedar Creek Tributary 3 ...   | At confluence with Cedar Creek .....                       | +266 |
|          |                      |                               | Approximately 80 feet upstream of Live Oak Lane.           | +240 |

| State | City/town/county | Source of flooding                     | Location  | #Depth in feet above ground.<br>*Elevation in feet (NGVD)<br>+Elevation in feet (NAVD)<br>Modified |
|-------|------------------|--|---|--|
| TX    | City of Lufkin   | One Eye Creek                          | Approximately 2,120 feet downstream of Bartmess Drive.<br>Approximately 3,900 feet upstream of Bartmess Drive.                  | +309<br>+289   |
| TX    | City of Lufkin   | Shirley Creek                          | Approximately 7,350 feet upstream of the confluence with Paper Mill Creek.<br>Approximately 50 feet upstream of Trenton Street. | +232<br>+297   |
| TX    | City of Lufkin   | Shirley Creek Tributary 2              | At the confluence with Shirley Creek<br>Approximately 1,600 feet upstream of State Highway 287.                                 | +260<br>+310   |
| TX    | City of Lufkin   | Shirley Creek Tributary 2 East Branch. | At confluence with Shirley Creek Tributary 2.<br>Approximately 970 feet upstream of Freeman Street.                             | +277<br>+297   |

# Depth in feet above ground.  
National Geodetic Vertical Datum.  
North American Vertical Datum.

**ADDRESSES**

**City of Lufkin, Angelina County, Texas**

Maps are available for inspection at City Hall, 300 Shepherd Street, Lufkin, Texas 75902.

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

Dated: October 18, 2006.

**David I. Maurstad,**

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

[FR Doc. E6-18307 Filed 10-31-06; 8:45 am]

BILLING CODE 9110-12-P

would not result in a preferential arrangement of allotments.

**FOR FURTHER INFORMATION CONTACT:**

Helen McLean, Media Bureau, (202) 418-2738.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Memorandum Opinion and Order*, MB Docket No. 05-146, adopted October 11, 2006, and released October 13, 2006. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC's Reference Information Center, Portals II, 445 Twelfth Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>.

This document is not subject to the Congressional Review Act. The Commission, is, therefore, not required to submit a copy of this Memorandum Opinion and Order to the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A) because the aforementioned petition for reconsideration was dismissed.

Federal Communications Commission.

**John A. Karousos,**

Assistant Chief, Audio Division, Media Bureau.

[FR Doc. E6-18316 Filed 10-31-06; 8:45 am]

BILLING CODE 6712-01-P

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 06-2027; MB Docket No. 06-77; RM-11324; RM-11334]

**Radio Broadcasting Services; Belle Meade, TN; Burkesville, KY; Edinburg, IN; Goodlettsville, Greensburg, and Henderson, TN; Hodgenville, KY; Hope, IN; Horse Cave, KY; Lebanon, Lebanon Junction, Lewisport, Louisville, Lyndon, KY; Manchester and Millersville, TN; New Haven, Springfield and St. Matthews, KY; Tell City and Versailles, IN**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a proposal filed jointly by Elizabethtown CBC, CBC of Marion County, Inc., Washington County CBC, Inc., Newberry Broadcasting, Inc. and Cumulus Licensing LLC and a counterproposal filed by CXR Holdings, LLC in this proceeding, this document granted multiple channel substitutions and

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 06-2029; MB Docket No. 05-146; RM-10798]

**Radio Broadcasting Services; Caliente and Moapa, NV**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule, dismissal of petition for reconsideration.

**SUMMARY:** This document dismisses a petition for reconsideration filed by Aurora Media, LLC., because it was untimely filed. Aurora requested reconsideration of a Report and Order that denied its petition for rule making to reallocate Channel 233C from Caliente, Nevada to Moapa, Nevada, and to modify the construction permit authorization to reflect the change of community. The proposed change of community was denied because it