

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Lower Wasatch Canal .....	At U.S. Route 189 .....	+5634	City of Heber City, Unincorporated Areas of Wasatch County.
North Lake Creek .....	Approximately 800 feet upstream of Mill Road ..... Approximately 800 feet upstream of Mill Road .....	+5694 +5694	
Snake Creek .....	At the diversion from Lake Creek ..... At the confluence with the Middle Provo River .....	+5860 +5422	City of Midway, Unincorporated Areas of Wasatch County.
South Lake Creek .....	Approximately 210 feet upstream of Warm Springs Road ..... Approximately 566 feet upstream of 600 South Street .....	+5760 +5692	
Surplus Canal .....	At the diversion from Lake Creek ..... At the confluence with the Middle Provo River .....	+5860 +5433	City of Heber City, Unincorporated Areas of Wasatch County.
Upper Provo River .....	At U.S. Route 189 ..... Approximately 0.52 mile downstream of State Route 32 ...	+5634 +6186	
	Approximately 0.28 mile upstream of Moonlight Drive .....	+6426	Unincorporated Areas of Wasatch County.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Heber City

Maps are available for inspection at 75 North Main Street, Heber City, UT 84032.

##### City of Midway

Maps are available for inspection at 75 North 100 West, Midway, UT 84032.

##### Town of Independence

Maps are available for inspection at 4530 East Center Creek Road, Heber City, UT 84032.

##### Unincorporated Areas of Wasatch County

Maps are available for inspection at 25 North Main Street, Heber City, UT 84032.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: January 30, 2012.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2012-3171 Filed 2-9-12; 8:45 am]

**BILLING CODE 9110-12-P**

#### DEPARTMENT OF HOMELAND SECURITY

##### Federal Emergency Management Agency

##### 44 CFR Part 67

[Docket ID FEMA-2011-0002]

##### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being

already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in 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:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C

Street SW., Washington, DC 20472,  
(202) 646-4064, or (email)  
[Luis.Rodriguez3@fema.dhs.gov](mailto:Luis.Rodriguez3@fema.dhs.gov).

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

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for

each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

**National Environmental Policy Act.** This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

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

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

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

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

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

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

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	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified
<b>Unincorporated Areas of Nowata County, Oklahoma Docket No.: FEMA-B-1171</b>				
Oklahoma .....	Unincorporated Areas of Nowata County.	Southwest Tributary .....	At the downstream side of E0230 Road ..	+687
			Approximately 0.4 mile upstream of E0230 Road.	+696

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### Unincorporated Areas of Nowata County

Maps are available for inspection at the Nowata County Office, 229 North Maple Street, Nowata, OK 74048.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>St. Lucie County, Florida, and Incorporated Areas Docket No.: FEMA-B-1164</b>			
Canal 8 .....	At the confluence with Fivemile Creek .....	+12	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
	Approximately 1,385 feet upstream of Summit Street .....	+18	
Fivemile Creek .....	At Peterson Road .....	+16	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
	Approximately 0.5 mile upstream of Peterson Road .....	+16	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Howard Creek .....	Approximately 1,635 feet downstream of Southeast Ballantrae Boulevard.	+6	City of Port St. Lucie, Unincorporated Areas of St. Lucie County.
	Approximately 0.6 mile upstream of Southeast Westmoreland Boulevard.	+13	
Ponding Area .....	Ponding area bounded by Virginia Park Boulevard to the north, west, and south, and South 35th Street to the east.	+15	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
Ponding Area .....	Ponding area bounded by State Highway 70 to the north, South 35th Street to the west, Cortez Boulevard to the south, and South 29th Street to the east.	+15	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
Ponding Area .....	Ponding area bounded by State Highway 70 to the north, South 29th Street to the west, Cortez Boulevard to the south, and Placid Avenue to the east.	+16	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
Ponding Area .....	Ponding area bounded by Royal Palm Drive to the north, South 25th Street to the west, Cortez Boulevard to the south, and South 19th Street to the east.	+17	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
Ponding Area .....	Ponding area bounded by Cortez Boulevard to the north, South 25th Street to the west, Edwards Road to the south, and Admiral Street to the east.	+17	City of Fort Pierce, Unincorporated Areas of St. Lucie County.
Ponding Area .....	Ponding area bounded by Arnold Road to the north, Fivemile Creek to the west, Kirby Loop Road to the south, and Virginia Park Boulevard to the east.	+14	City of Fort Pierce.
Ponding Area .....	Ponding area bounded by State Highway 70 to the north, South 35th Street to the west, Cortez Boulevard to the south, and South 29th Street to the east.	+16	City of Fort Pierce.
Ponding Area .....	Ponding area bounded by State Highway 70 to the north, South 35th Street to the west, Cortez Boulevard to the south, and South 29th Street to the east.	+17	City of Fort Pierce.
Ponding Area .....	Ponding area bounded by Linda Sue Circle to the north, west, south, and east.	+17	City of Fort Pierce.
Tenmile Creek Tributary .....	At McCarty Road .....	+19	City of Port St. Lucie, Unincorporated Areas of St. Lucie County.
	Approximately 1,400 feet upstream of Newell Road .....	+21	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****City of Fort Pierce**

Maps are available for inspection at City Hall, 100 North U.S. Route 1, Fort Pierce, FL 34950.

**City of Port St. Lucie**

Maps are available for inspection at City Hall, 121 Southwest Port St. Lucie Boulevard, Port St. Lucie, FL 34984.

**Unincorporated Areas of St. Lucie County**

Maps are available for inspection at the St. Lucie County Building Department, 2300 Virginia Avenue, Fort Pierce, FL 34982.

**White County, Illinois, and Incorporated Areas Docket No.: FEMA-B-1174**

Griffith Lake .....	Entire shoreline .....	+391	City of Carmi.
Little Wabash River .....	Approximately 0.7 mile upstream of County Highway 23 ...	+377	City of Carmi, Unincorporated Areas of White County.
	At County Road 1200 East (Lowe Road) .....	+381	
Old Channel Wabash River .....	Approximately 0.82 mile downstream of Mulberry Street extended.	+386	City of Grayville.
	Approximately 250 feet downstream of North Street extended.	+386	
Unnamed Ponding Area .....	Entire area of ponding north of the abandoned railroad ....	+398	City of Carmi, Unincorporated Areas of White County.
Unnamed Tributary to Little Wabash River.	At the upstream side of College Boulevard .....	+379	City of Carmi, Unincorporated Areas of White County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Unnamed Tributary to Little Wabash River, West Branch	At the downstream side of the abandoned railroad (approximately 1.94 miles upstream of the Little Wabash River confluence).	+394	City of Carmi, Unincorporated Areas of White County.
	At the Unnamed Tributary to Little Wabash River confluence.	+380	
Wabash River .....	At the downstream side of Fairground Road .....	+383	Village of Maunie.
	Approximately 0.51 mile downstream of County Road 1100 North (Emma Street) extended.	+374	
	Approximately 480 feet upstream of County Road 1100 North (Emma Street) extended.	+375	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Carmi

Maps are available for inspection at City Hall, 225 East Main Street, Carmi, IL 62821.

##### City of Grayville

Maps are available for inspection at City Hall, 122 South Court Street, Grayville, IL 62844.

##### Unincorporated Areas of White County

Maps are available for inspection at the White County Courthouse, 301 East Main Street, Carmi, IL 62821.

##### Village of Maunie

Maps are available for inspection at the Village Hall, 328 Sheridan Street, Maunie, IL 62861.

#### Stearns County, Minnesota, and Incorporated Areas Docket Nos.: FEMA-B-1137 and FEMA-B-1185

Clearwater River .....	Approximately 60 feet upstream of State Highway 55 .....	+1,010	Unincorporated Areas of Stearns County.
Sauk Lake .....	Approximately 1,600 feet upstream of State Highway 55 ..	+1,011	Unincorporated Areas of Stearns County.
	Entire shoreline within community .....	+1,232	
Sauk River .....	Approximately 7,260 feet downstream of County Route 17	+1,226	City of Sauk Centre, Unincorporated Areas of Stearns County.
	Approximately 1,450 feet downstream of Main Street .....	+1,227	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### City of Sauk Centre

Maps are available for inspection at 320 Oak Street South, Sauk Centre, MN 56378.

##### Unincorporated Areas of Stearns County

Maps are available for inspection at the Stearns County Administration Center, 705 Courthouse Square, St. Cloud, MN 56303.

#### Issaquena County, Mississippi, and Incorporated Areas Docket No.: FEMA-B-1159

Mississippi River .....	Approximately 5.3 miles upstream of the U.S. Route 80 bridge.	+112	Unincorporated Areas of Issaquena County.
	Approximately 9.3 miles upstream of the U.S. Route 80 bridge.	+120	
Steele Bayou .....	An area bounded by the county boundary to the north, west, south, and east.	+100	Town of Mayersville, Unincorporated Areas of Issaquena County.
Yazoo River .....	Approximately 6 miles downstream of U.S. Route 61 .....	+105	Unincorporated Areas of Issaquena County.
	Approximately 12 miles upstream of U.S. Route 61 .....	+105	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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**ADDRESSES****Town of Mayersville**

Maps are available for inspection at 132 Court Street, Mayersville, MS 39113.

**Unincorporated Areas of Issaquena County**

Maps are available for inspection at 129 Court Street, Mayersville, MS 39113.

**Yazoo County, Mississippi, and Incorporated Areas Docket No.: FEMA-B-1159**

Big Black River .....	Approximately 21.9 miles downstream of U.S. Route 49 ...	+149	Unincorporated Areas of Yazoo County.
Collins Creek .....	Approximately 10.7 miles downstream of U.S. Route 49 ... An area bounded by the Yazoo River Levee to the north and west, State Highway 3 to the south, and Germania Road to the east.	+155 +93	Unincorporated Areas of Yazoo County.
Satartia Creek (backwater effects from Mississippi River).	Approximately 0.75 mile downstream of State Highway 3	+105	Unincorporated Areas of Yazoo County.
Steele Bayou .....	Approximately 1,900 feet downstream of State Highway 3 An area bounded by the county boundary to the north, west, and south, and the William M. Whittington Canal Levee to the east.	+105 +100	Unincorporated Areas of Yazoo County.
Yazoo River (backwater effects from Mississippi River).	Approximately 21 miles downstream of Satartia Road .....	+105	Unincorporated Areas of Yazoo County.
	Approximately 15 miles downstream of Satartia Road .....	+105	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****Unincorporated Areas of Yazoo County**

Maps are available for inspection at 211 East Broadway Street, Yazoo City, MS 39194.

**Clark County, Missouri, and Incorporated Areas Docket No.: FEMA-B-1170**

Big Branch (backwater effects from Mississippi River).	From the Honey Creek confluence to approximately 0.5 mile downstream of State Highway H.	+497	Unincorporated Areas of Clark County.
Buck Run (overflow effects from Mississippi River).	At the Lewis County boundary .....	+495	Unincorporated Areas of Clark County.
	Approximately 0.6 mile downstream of Avenue of the Saints.	+496	
Doe Run (backwater effects from Mississippi River).	From the Lewis County boundary to approximately 1,290 feet downstream of Avenue of the Saints.	+496	Unincorporated Areas of Clark County.
Mississippi River .....	Approximately 2.5 miles downstream of the Fox River confluence.	+495	City of Alexandria, Unincorporated Areas of Clark County.
	At the Des Moines River confluence .....	+499	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****City of Alexandria**

Maps are available for inspection at the Community Center, 109 Market Street, Alexandria, MO 63430.

**Unincorporated Areas of Clark County**

Maps are available for inspection at the Clark County Courthouse, 111 East Court Street, Suite 4, Kahoka, MO 63445.

**Schoharie County, New York (All Jurisdictions) Docket No.: FEMA-B-1076**

Cobleskill Creek .....	Approximately 490 feet downstream of New York State Route 10/7.	+919	Town of Cobleskill, Town of Richmondville, Village of Richmondville.
	Approximately 600 feet upstream of the I-88 Exit 20 ramp	+1,013	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****Town of Cobleskill**

Maps are available for inspection at the Town Office, 378 Mineral Springs Road, Cobleskill, NY 12043.

**Town of Richmondville**

Maps are available for inspection at the Richmondville Town Hall, 340 Main Street, Richmondville, NY 12149.

**Village of Richmondville**

Maps are available for inspection at the Richmondville Village Hall, 295 Main Street, Richmondville, NY 12149.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: January 26, 2012.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2012-3179 Filed 2-9-12; 8:45 am]

**BILLING CODE 9110-12-P**

**GENERAL SERVICES ADMINISTRATION****48 CFR Parts 532 and 552**

[GSAR Amendment 2012-01; GSAR Case 2010-G509 (Change 53) Docket 2011-0009; Sequence 1]

**RIN 3090-AJ13**

**General Services Administration Acquisition Regulation; Reinstatement of Coverage Pertaining to Final Payment Under Construction and Building Service Contracts**

**AGENCY:** General Services Administration (GSA), Office of Acquisition Policy.

**ACTION:** Final rule.

**SUMMARY:** The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) to restore guidance on the release of claims after completion of construction and building service contracts to ensure contractors are paid in accordance with their contract requirements and for work performed. This guidance, which prescribed the use of GSA Form 1142, Release of Claims, for releases of claims under construction and building service contracts, was inadvertently deleted as part of the Rewrite of GSAR regulations on Contract Financing. GSA contracting officers have used this form to achieve

uniformity and consistency in the release of claims process.

**DATES:** *Effective Date:* March 12, 2012.

**FOR FURTHER INFORMATION CONTACT:** For clarification of content, contact Mr. Edward N. Chambers, Procurement Analyst, at (202) 501-3221, or by email at [edward.chambers@gsa.gov](mailto:edward.chambers@gsa.gov). For information pertaining to status or publication schedules, contact the Regulatory Secretariat (MVCB), 1275 First Street, 7th Floor, Washington, DC 20417, (202) 501-4755. Please cite GSAR Amendment 2012-01, GSAR Case 2010-G509.

**SUPPLEMENTARY INFORMATION:****A. Background**

GSA issued a proposed rule in the **Federal Register** at 76 FR 13329, March 11, 2011 to restore coverage on making final payments under construction and building service contracts. A release of claims is a requirement under GSAR clause 552.232-72, Final Payment, precedent to making final payment under construction and building service contracts. GSA contracting officers have relied upon GSA Form 1142 to obtain the release of claims under these contracts. However, GSAR 532.905-71 which prescribed the use of GSA Form 1142 for releases of claims under construction and building service contracts was inadvertently deleted as part of the Rewrite of GSAR Part 532, Contract Financing published in the **Federal Register** at 74 FR 54915, October 29, 2009, GSAR Case 2006-G515. GSAR 532.905-71 also provided guidance on deductions to final payments under construction and building service contracts.

The GSA Form 1142, Release of Claims, uses standard language for contractors to attest that it has no claims, or no claims except for those they may set forth where indicated on the form. The form requires a signature

from the contractor and a witness.

Additionally, there is a location for the firm's seal.

GSA believes that GSA Form 1142 provides great value and accountability in providing uniformity and consistency for the release of claims process. Without the GSA Form 1142, GSA contracting officers will be required to verify that contractor release of claims letter includes appropriate wording before final payment is made, resulting in their devotion of considerable additional resources to this process. Further, the coverage on deductions under GSAR 532.905-71 is useful in preventing overpayments to contractors consistent with the Office of Management and Budget's efforts to reduce improper payments and the reissuance of OMB Circular A-123 which implements the Improper Payments Elimination and Recovery Act (IPERA, Pub. L. 111-204).

Since the referenced GSAR Rewrite of Part 532 in the **Federal Register** at 74 FR 54915, October 26, 2009, also deleted GSAR 532.905-70, this coverage is restored at GSAR 532.905-70 vice GSAR 532.905-71.

**B. Public Comments**

The public comment period closed on May 10, 2011. Three respondents submitted comments on the proposed rule. These responses included a total of 18 comments on 9 issues as stated below:

**Comment:** The proposed GSAR coverage addresses both construction and building service contracts, so that each contract type requires the GSA Form 1142, "Release of Claims," but that the proposed language refers only to the construction payment clause at FAR 52.232-5, and indicates that this clause also applies to building services. Revise GSAR 532.905-70(a) to read as follows: "The Government shall pay the