



Federal Emergency Management Agency

Washington, D.C. 20472

May 3, 2002

MR. CHARLES SAMMONS
PRES., COUNTY COMMISSIONERS, WAYNE
COUNTY
P.O. BOX 248
WAYNE COUNTY COURTHOUSE
WAYNE, WV 25570

CASE NO.: 02-03-1034A
COMMUNITY: WAYNE COUNTY, WEST VIRGINIA
(UNINCORPORATED AREAS)
COMMUNITY NO.: 540200

DEAR MR. SAMMONS:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if the property described in the enclosed document is located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our determination is shown on the attached Letter of Map Revision based on Fill (LOMR-F) Determination Document. This determination document provides additional information regarding the effective NFIP map, the legal description of the property and our determination.

Additional documents are enclosed which provide information regarding the subject property and LOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. Other attachments specific to this request may be included as referenced in the Determination/Comment document. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Sincerely,

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration

LIST OF ENCLOSURES:

LOMR-F DETERMINATION DOCUMENT (REMOVAL)

cc: State/Commonwealth NFIP Coordinator
Community Map Repository
Region
Mr. Clayton Napier

bcc: Gunter, III
Office Chron
Contractors Case File
MT-TS-HS
Program Specialist

MT-TS-HS
Proj.Eng.



Federal Emergency Management Agency

Washington, D.C. 20472

May 3, 2002

MR. CHARLES SAMMONS
PRES., COUNTY COMMISSIONERS, WAYNE
COUNTY
P.O. BOX 248
WAYNE COUNTY COURTHOUSE
WAYNE, WV 25570

CASE NO.: 02-03-1034A
COMMUNITY: WAYNE COUNTY, WEST VIRGINIA
(UNINCORPORATED AREAS)
COMMUNITY NO.: 540200

DEAR MR. SAMMONS:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if the property described in the enclosed document is located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our determination is shown on the attached Letter of Map Revision based on Fill (LOMR-F) Determination Document. This determination document provides additional information regarding the effective NFIP map, the legal description of the property and our determination.

Additional documents are enclosed which provide information regarding the subject property and LOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. Other attachments specific to this request may be included as referenced in the Determination/Comment document. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Sincerely,

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration

LIST OF ENCLOSURES:

LOMR-F DETERMINATION DOCUMENT (REMOVAL)

cc: State/Commonwealth NFIP Coordinator
Community Map Repository
Region





Federal Emergency Management Agency

Washington, D.C. 20472

LETTER OF MAP REVISION BASED ON FILL DETERMINATION DOCUMENT (REMOVAL)

COMMUNITY AND MAP PANEL INFORMATION		LEGAL PROPERTY DESCRIPTION
COMMUNITY	WAYNE COUNTY, WEST VIRGINIA (Unincorporated Areas)	A 1.473 acre parcel of land, as shown on a plat, recorded in Book 29, Page 318, filed on August 1, 1996, in the Office of the Clerk of County Commission, Wayne County, West Virginia
	COMMUNITY NO.: 540200	
AFFECTED MAP PANEL	NUMBER: 5402000102B	
	NAME: WAYNE COUNTY, WEST VIRGINIA, (UNINCORPORATED AREAS)	
	DATE: 09/18/1987	
FLOODING SOURCE: TWELVEPOLE CREEK		APPROXIMATE LATITUDE & LONGITUDE OF PROPERTY: 38.334, -82.453 SOURCE OF LAT & LONG: PRECISION MAPPING STREETS 3.0 DATUM: NAD 83

DETERMINATION

LOT	BLOCK/ SECTION	SUBDIVISION	STREET	OUTCOME WHAT IS REMOVED FROM THE SFHA	FLOOD ZONE	1% ANNUAL CHANCE FLOOD ELEVATION (NGVD 29)	LOWEST ADJACENT GRADE ELEVATION (NGVD 29)	LOWEST LOT ELEVATION (NGVD 29)
—	—	—	4500 State Route #152	Commercial Structure	X (shaded)	563.0 feet	563.1 feet	—

Special Flood Hazard Area (SFHA) - The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

ADDITIONAL CONSIDERATIONS (Please refer to the appropriate section on Attachment 1 for the additional considerations listed below.)

PORTIONS REMAIN IN THE SFHA

This document provides the Federal Emergency Management Agency's determination regarding a request for a Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we have determined that the structure(s) on the property(ies) is/are not located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood). This document revises the effective NFIP map to remove the subject property from the SFHA located on the effective NFIP map; therefore, the Federal mandatory flood insurance requirement does not apply. However, the lender has the option to continue the flood insurance requirement to protect its financial risk on the loan. A Preferred Risk Policy (PRP) is available for buildings located outside the SFHA. Information about the PRP and how one can apply is enclosed.

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration

Version 1.3.3

MX173012003K1299LOMAK1299SPF1



Federal Emergency Management Agency

Washington, D.C. 20472

LETTER OF MAP REVISION BASED ON FILL DETERMINATION DOCUMENT (REMOVAL) ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

PORTIONS OF THE PROPERTY REMAIN IN THE SFHA (This Additional Consideration applies to the preceding 1 Property.)

This Determination Document has removed the subject of the determination from the Special Flood Hazard Area (SFHA). However, portions of the property may remain in the SFHA. Therefore, any future construction or substantial improvement on the property remains subject to Federal, State/Commonwealth, and local regulations for floodplain management.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration

Version 1.3.3

MX173012003K1299LOMAK1299SPF1

Case File Summary

Case No.: 02-03-1034A Case Type: LOMA R-F LOMR-F _____
Job No.: K1299 CLOMA _____ CLOMR-F _____
FEMA Log No.: 200 202399 D4D Lot Type: Single 5 Multiple _____
Community No.: 540200

Name of Analyst: [REDACTED] Requestor's Initial Submittal: 3/13/02
Date Request Received: 3/15/02 All Data Received: 4/24/02
Community: WAYNE COUNTY County: WAYNE State: WV
Property Identifier: 4500 State Route #152, Lavalette
Requestor's Name: [REDACTED]
Requestor's Address: [REDACTED]
O.B.O. Name: _____ Tel. No.: _____ Fax No.: _____
O.B.O. Address: _____

Map Panel(s): 540200 0102 B Countywide Map: Y
Date of Effective Map: 9/18/1987 Fill Date: 01/01/93 Date of Initial ID*: 2/21/75
Date of First NFIP Map Showing Property in SFHA*: 9/18/87 *(Required for fill cases where the fill date is before the current effective date, and after the Initial ID date.)
Flooding Source: TWELVEPOLE CREEK (D) or A)
Revisions/FIS in Progress? Y Revisions Completed? Y Special State Considerations? Y
(If yes, explain how it affects the property): _____

Latitude/Longitude (000.000): 38.334 , -82.453 Datum: NAD83
Legal Description: 1.473 acre parcel of land, as shown on a plat, recorded in Book 29, Page 318, filed on August 1, 1996, in the Office of the Clerk of County Commission, Wayne County, WV.
Comments: _____

Date to Review: 4/24/02 Lead Review: [REDACTED] Date: 4/15/02 Final Review: [REDACTED] Date: 4/20/02

Topographic and Flooding Information

1. Structure and Property Elevations (for Multiple Structures/Lots, see Summary of Elevations - Ex. # ____):

Existing: X Proposed: _____
 Lowest Property: _____ Source: _____ Exhibit No.: _____
 Lowest Adjacent Grade: 563.1 Source: elev. cert. Exhibit No.: 5
 Lowest Floor *: _____ Source: _____ Exhibit No.: _____

*Including crawlspace/basement

2. Flood Elevations (for Multiple Lots, see Summary of Elevations - Exhibit No. ____):

100 Year Flood: 563.0' Source: FLOOD PROFILE Exhibit No.: 3
 500 Year Flood: 567.0' Source: u Exhibit No.: u

3. Elevation Datums:

BFE: N6VD29 Property: N6VD29 Conversion: _____

Determination

(Indicate Number of Structures/Properties in each category)

LOMA:

S-REM 1 S-DEN _____ P-REM _____ P-DEN _____ M-REM _____ M-DEN _____
 S-OAS _____ S-DEN-FW _____ P-OAS _____ P-DEN-FW _____ M-OAS _____ M-DEN-FW _____

CLOMA:

S-REM _____ S-DEN _____ P-REM _____ P-DEN _____ M-REM _____ M-DEN _____
 S-OAS _____ S-DEN-FW _____ P-OAS _____ P-DEN-FW _____ M-OAS _____ M-DEN-FW _____

LOMR-F:

S-REM _____ S-DEN _____ P-REM _____ P-DEN _____ M-REM _____ M-DEN _____
 S-OAS _____ S-DEN-FW _____ P-OAS _____ P-DEN-FW _____ M-OAS _____ M-DEN-FW _____

CLOMR-F:

S-REM _____ S-DEN _____ P-REM _____ P-DEN _____ M-REM _____ M-DEN _____
 S-OAS _____ S-DEN-FW _____ P-OAS _____ P-DEN-FW _____ M-OAS _____ M-DEN-FW _____

Resultant Flood Zone(s): X (shaded)

(Check if applicable) **Additional Considerations**

- _____ Topography Altered by Fill? (If yes, please fill in boxes in LOMA2000 regarding fill)
- _____ Proposed Fill?
- _____ Is Any Portion of the Property in Floodway?
- _____ Inadvertent Inclusion in Floodway?
- _____ Is the Property in Zone A?
- _____ Does the source of BFE need to be enclosed with the final documents?
- _____ Re-Issuance?
- _____ Study Underway Paragraph?
- _____ Revised by LOMR? Date: _____
- _____ Proposed Channel Modifications in Detailed Study Area?
- _____ Has the Property been Annexed?
- _____ Is the Property on the Great Lakes?
- _____ Is the Structure on Piers?
- _____ Is the Area Subject to Alluvial Flooding?
- _____ Is the Property in Zone AO?
- _____ Is the Property Located in Coastal Barrier Resource System (CBRS)?
- _____ Is the Property in Area Subject to Subsidence or Uplift?
- _____ Is the Property in Zone V (Coastal High Hazard Area)?
- _____ Does the case supercede a previous determination (corrected copy)?

Data Collection Table

EXHIBIT NUMBER	ITEM	DATE REQUESTED	DATE RECEIVED
1	Property Information Form		3/15/02
2	Effective FIRM or FHBM		3/15/02
	Effective FBFM (Floodway Map)		
3	Flood Profile		3/15/02
4	Floodway Data Table		3/15/02
	Summary of Stillwater Elevations		
	Transect Data		
	Preliminary FIRM		
	Base Flood Elevation (and supporting data)		
	Topographic Map		
5	Elevation Information Form or Elevation Certificate		3/15/02
	Summary of Elevations-Individual Lot Breakdown		
6	Recorded Plat		3/15/02
7	Recorded Deed (INCOMPLETE)		3/15/02
	Metes and Bounds Description and Accompanying Map		
	State Approval Letter		
	Monitoring Visit Printout		
8	Community Acknowledgement of Requests Involving Fill Form		4/24/02
	Certification of Fill Placement Form		
	Fee Balance Required: \$		
9	Fee Received: \$ 400.00 (Refund: \$)		3/19/02
10	Tax Map		3/15/02
11	Survey/Site Plan (uncertified)		3/15/02 4/19/02
	Other Maps (used for plotting):		
12	Latitude/Longitude Printout		3/15/02
13	Community Overview Printout		3/15/02
14	Correspondence and Phone Record(s)		3/15/02
15	Other Data: VOID / DUPLICATE		3/15/02

1. Community Name of NFIP map: W. NE COUNTY, WV, Map Number: 540200 D102B

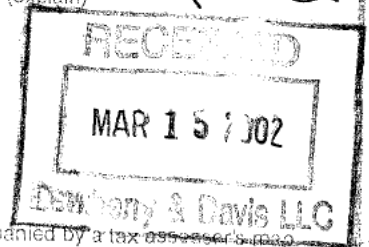
2. Street Address of Your Property: 4500 STATE RTE #152 LAVALETTE, WV, 25535

3. Has fill been placed on your property? YES If yes, when? 1993

4. Are you requesting that the flood zone designation be removed from a) your entire legally recorded property; b) a portion of your legally recorded property (a metes and bounds description must be written and certified by a registered professional engineer and submitted along with a map showing the metes and bounds area); or c) a structure on your property? (Answer "a," "b," or "c") C

5. Existing/proposed structures:
• What is the date of construction? 1997
• What is the type of construction? (a) crawl space; (b) slab on grade; (c) basement; (d) other (explain) b

*K1299
655
A XH*



6. One of the following documents is required of all requests:

- a. Copy of Subdivision Plat Map (with recordation data and stamp of the Recorder's Office).

OR

- b. Copy of the Property Deed (with recordation data and stamp of the Recorder's office) accompanied by a tax assessor's map or other suitable map showing the surveyed location of the property with respect to local streets and watercourses. (If the subdivision plat map and property deed are available, then both should be submitted.)

In addition, the following documents should be enclosed as applicable:

- a. Copy of the effective Flood Insurance Rate Map panel on which the property location has been accurately plotted
- b. Map showing the location of any structures on the property
- c. Metes and bounds description and accompanying map (only if the request is for a portion of the property), certified by a registered professional engineer or licensed surveyor
- d. A completed Federal Emergency Management Agency, National Flood Insurance Program, Elevation Certificate, certified by a registered professional engineer or licensed surveyor

OR

- e. A completed Elevation Information Form (MT-1, Form 2)
- f. Data to substantiate the 1% annual chance (base) flood elevation was not available from an authoritative source (such as a Federal or State agency). Base flood elevations were calculated and the back-up calculations are provided.
- g. Community Acknowledgment Form (MT-1, Form 4) (only if fill has been placed—available from regional office or community)
- h. If requesting a LOMR-F, the fee has been submitted to the fee collection administrator at the address on the front of this form.
- i. Additional information (attach list)

All information submitted becomes property of FEMA; please maintain a copy for your records.

7. All information submitted in support of this request is correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.

Property Owner's Name: (Please print) _____

Mailing Address: _____

Daytime Telephone No.: _____

3-13-02

Date

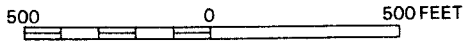
①

determine when actuarial rates apply to structures in zones where elevations or depths have been established.

To determine if flood insurance is available, contact an insurance agent or call the National Flood Insurance Program at (800) 638-6620.



APPROXIMATE SCALE

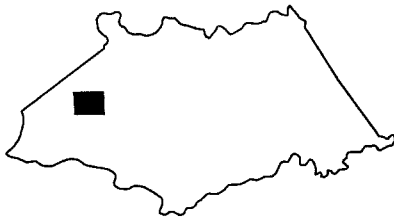


NATIONAL FLOOD INSURANCE PROGRAM

**FIRM
FLOOD INSURANCE RATE MAP**

**WAYNE COUNTY,
WEST VIRGINIA
(UNINCORPORATED AREAS)**

PANEL 102 OF 225
(SEE MAP INDEX FOR PANELS NOT PRINTED)



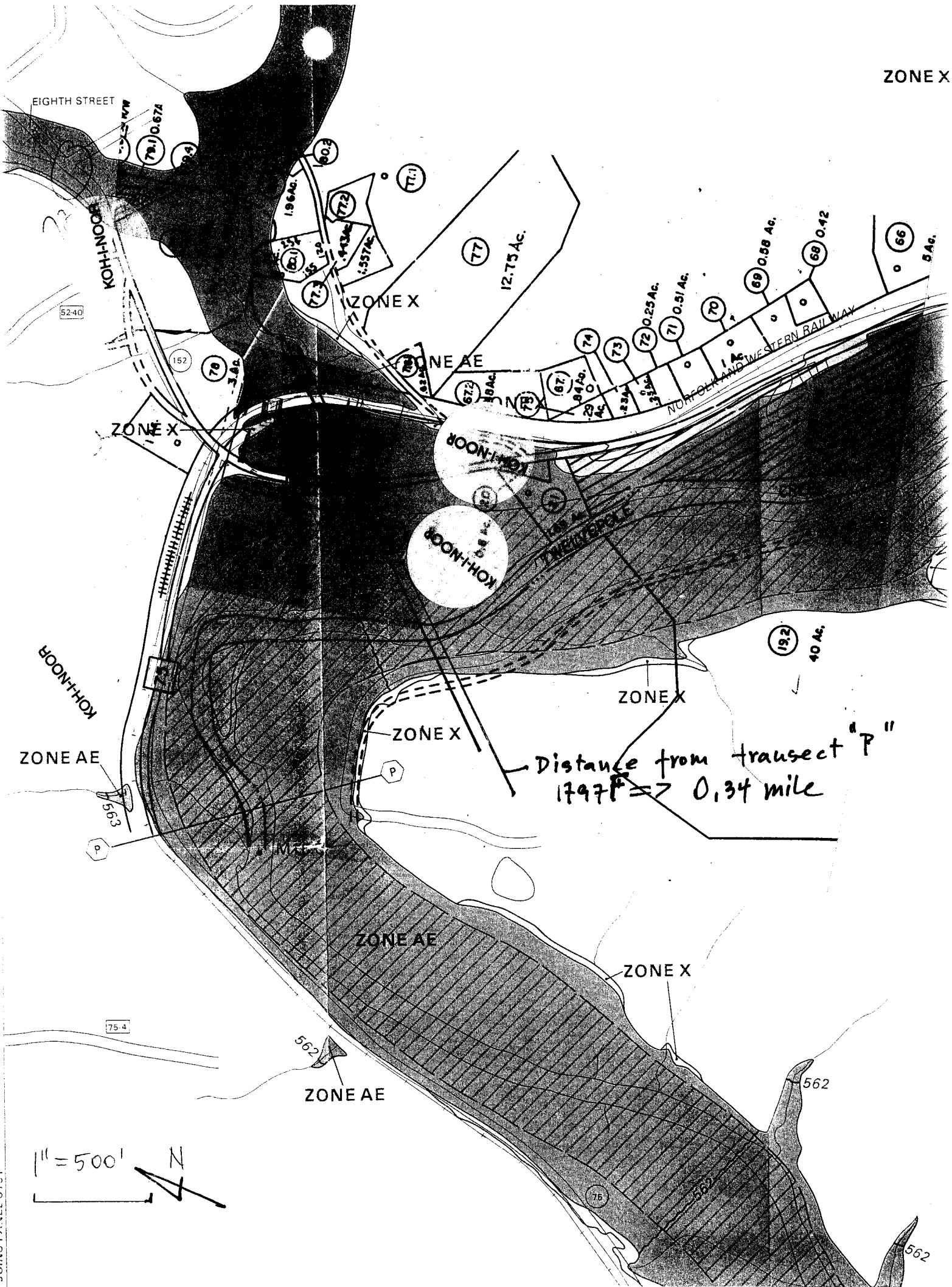
PANEL LOCATION

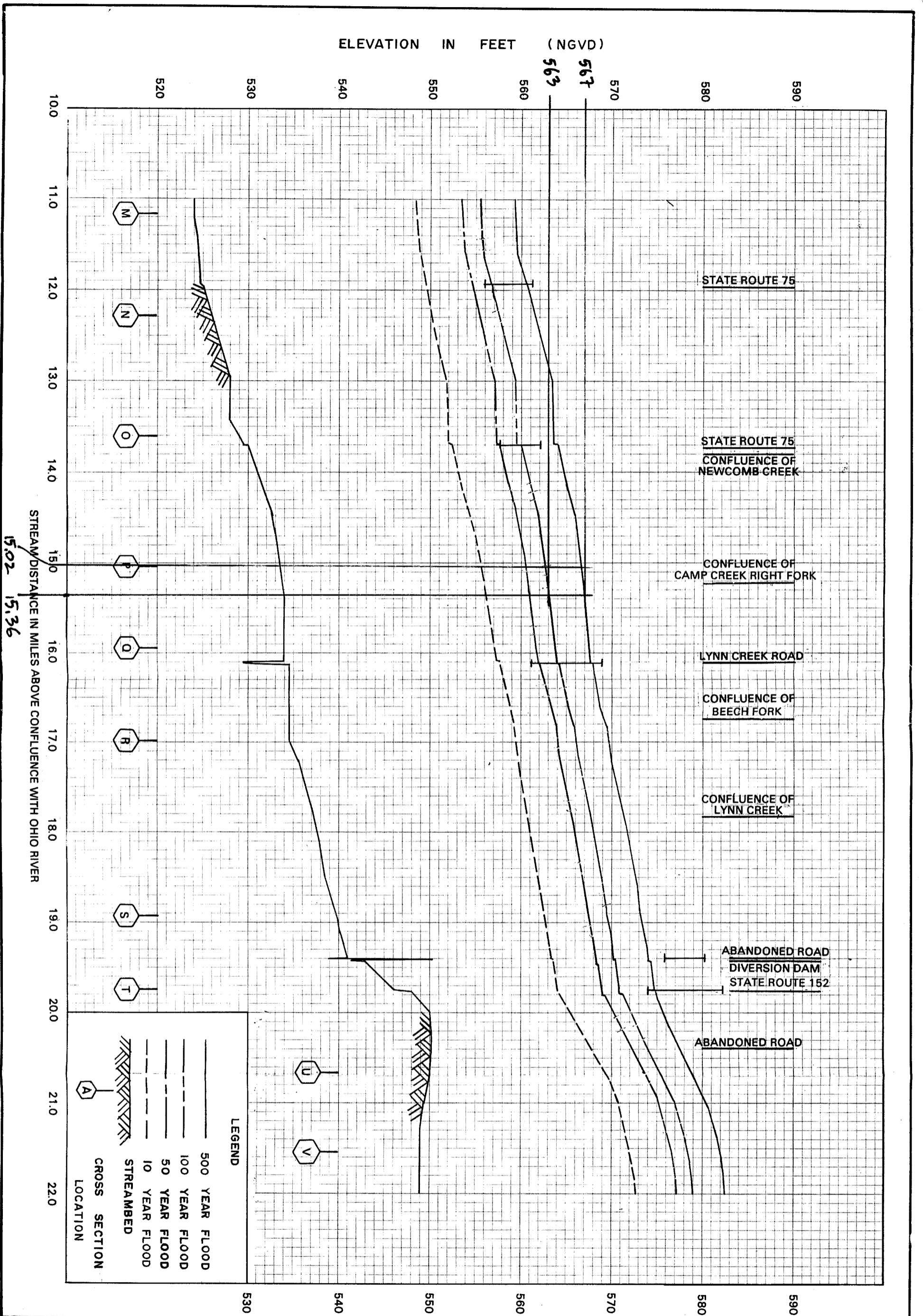
COMMUNITY-PANEL NUMBER
540200 0102 B

EFFECTIVE DATE:
SEPTEMBER 18, 1987



Federal Emergency Management Agency





FLOODING SOURCE		FLOODWAY				BASE FLOOD WATER SURFACE ELEVATION		
CROSS SECTION	DISTANCE ¹	WIDTH (FEET)	SECTION AREA (SQ. FEET)	MEAN VELOCITY (FEET PER SECOND)	REGULATORY	WITHOUT FLOODWAY (FEET NGVD)	WITH FLOODWAY	INCREASE
Twelvepole Creek								
A	0.741	9152	10,130	2.0	551.2	531.93	532.9	1.0
B	1.316	1902	3,765	5.4	551.2	532.93	533.9	1.0
C	2.265	173	3,998	5.1	551.2	536.53	537.2	0.7
D	3.089	191	4,180	4.9	551.2	539.43	540.0	0.6
E	3.767	326	5,906	3.4	551.2	542.13	542.6	0.5
F	4.303	842	10,184	2.0	551.2	543.33	544.2	0.9
G	5.752	520	8,827	2.3	551.2	544.73	545.7	1.0
H	6.896	184	4,305	4.7	551.2	546.63	547.6	1.0
I	7.540	176	4,252	4.8	551.2	549.03	549.9	0.9
J	8.479	245	5,996	3.4	551.3	551.3	552.2	0.9
K	9.208	214	5,376	3.6	553.2	553.2	554.1	0.9
L	10.112	287	6,825	2.9	554.5	554.5	555.4	0.9
M	11.164	650	13,088	1.5	555.5	555.5	556.5	1.0
N	12.291	186	4,784	4.1	557.5	557.5	558.5	1.0
O	13.603	562	8,485	2.3	559.5	559.5	560.5	1.0
P	15.029	638	11,068	1.8	562.7	562.7	563.5	0.8
Q	15.937	607	8,860	2.2	563.7	563.7	564.6	0.9
R	16.983	164	4,092	3.3	566.0	566.0	567.0	1.0
S	18.910	172	3,700	3.6	569.4	569.4	570.3	0.9
T	19.743	155	3,083	4.4	570.9	570.9	571.8	0.9
U	20.671	115	2,359	5.7	575.4	575.4	576.3	0.9
V	21.555	410	6,050	2.2	578.4	578.4	579.2	0.8
W	22.171	182	3,822	3.5	579.3	579.3	580.1	0.8

¹Miles above confluence with Ohio River

²This width extends beyond county boundary

³Elevation computed without consideration of backwater effects from Ohio River

FEDERAL EMERGENCY MANAGEMENT AGENCY

WAYNE COUNTY, WV
(UNINCORPORATED AREAS)

FLOODWAY DATA

TWELVEPOLE CREEK

TABLE 2

(4)

FEDERAL EMERGENCY MANAGEMENT AGENCY
NATIONAL FLOOD INSURANCE PROGRAM

O.M.B. No. 3067-0077
Expires July 31, 2002

ELEVATION CERTIFICATE

Important: Read the instructions on pages 1 - 7.

SECTION A - PROPERTY OWNER INFORMATION			For Insurance Company Use:
BUILDING OWNER'S NAME [REDACTED]		Policy Number	
BUILDING STREET ADDRESS (Including Apt., Unit, Suite, and/or Bldg. No.) OR P.O. ROUTE AND BOX NO. 4500 STATE ROUTE #152		Company NAIC Number	
CITY LAVALETTE	STATE WV	ZIP CODE 25535	
PROPERTY DESCRIPTION (Lot and Block Numbers, Tax Parcel Number, Legal Description, etc.) 1.47 ACRES ADVANCE AUTO - FAMILY DOLLAR BUILDING			
BUILDING USE (e.g., Residential, Non-residential, Addition, Accessory, etc. Use Comments section if necessary.) COMMERCIAL			
LATITUDE/LONGITUDE (OPTIONAL) (##° - ##' - ##" or ##.####°)		HORIZONTAL DATUM: SOURCE: <input type="checkbox"/> GPS (Type): _____	
38° 20' 05" / 82° 27' 14"		<input checked="" type="checkbox"/> NAD 1927 <input type="checkbox"/> NAD 1983 <input checked="" type="checkbox"/> USGS Quad Map <input type="checkbox"/> Other: _____	

SECTION B - FLOOD INSURANCE RATE MAP (FIRM) INFORMATION

B1. NFIP COMMUNITY NAME & COMMUNITY NUMBER WAYNE COUNTY 540200		B2. COUNTY NAME WAYNE		B3. STATE WEST VIRGINIA	
B4. MAP AND PANEL NUMBER 0102	B5. SUFFIX B	B6. FIRM INDEX DATE FEB. 21, 1975	B7. FIRM PANEL EFFECTIVE/REVISED DATE SEPT. 18, 1987	B8. FLOOD ZONE(S) AE	B9. BASE FLOOD ELEVATION(S) (Zone AO, use depth of flooding) 563.0

B10. Indicate the source of the Base Flood Elevation (BFE) data or base flood depth entered in B9.
 FIS Profile FIRM Community Determined Other (Describe): _____

B11. Indicate the elevation datum used for the BFE in B9: NGVD 1929 NAVD 1988 Other (Describe): _____

B12. Is the building located in a Coastal Barrier Resources System (CBRS) area or Otherwise Protected Area (OPA)? Yes No
 Designation Date: _____

SECTION C - BUILDING ELEVATION INFORMATION (SURVEY REQUIRED)

C1. Building elevations are based on: Construction Drawings* Building Under Construction* Finished Construction
 *A new Elevation Certificate will be required when construction of the building is complete.

C2. Building Diagram Number 1 (Select the building diagram most similar to the building for which this certificate is being completed - see pages 6 and 7. If no diagram accurately represents the building, provide a sketch or photograph.)

C3. Elevations - Zones A1-A30, AE, AH, A (with BFE), VE, V1-V30, V (with BFE), AR, AR/A, AR/AE, AR/A1-A30, AR/AH, AR/AO
 Complete Items C3a-i below according to the building diagram specified in Item C2. State the datum used. If the datum is different from the datum used for the BFE in Section B, convert the datum to that used for the BFE. Show field measurements and datum conversion calculation. Use the space provided or the Comments area of Section D or Section G, as appropriate, to document the datum conversion.
 Datum NGVD 29 Conversion/Comments NONE

Elevation reference mark used RM-6 Does the elevation reference mark used appear on the FIRM? Yes No

<input type="checkbox"/> a) Top of bottom floor (including basement or enclosure)	<u>563.2</u> ft.(m)	License Number, Embossed Seal, Signature, and Date
<input type="checkbox"/> b) Top of next higher floor	<u>X</u> ft.(m)	
<input type="checkbox"/> c) Bottom of lowest horizontal structural member (V zones only)	<u>X</u> ft.(m)	
<input type="checkbox"/> d) Attached garage (top of slab)	<u>X</u> ft.(m)	
<input type="checkbox"/> e) Lowest elevation of machinery and/or equipment servicing the building	<u>563.2</u> ft.(m)	
<input type="checkbox"/> f) Lowest adjacent grade (LAG)	<u>563.1</u> ft.(m)	
<input type="checkbox"/> g) Highest adjacent grade (HAG)	<u>563.2</u> ft.(m)	
<input type="checkbox"/> h) No. of permanent openings (flood vents) within 1 ft. above adjacent grade <u>X</u>		
<input type="checkbox"/> i) Total area of all permanent openings (flood vents) in C3h <u>X</u> sq. in. (sq. cm)		

SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION

This certification is to be signed and sealed by a land surveyor, engineer, or architect authorized by law to certify elevation information.
 I certify that the information in Sections A, B, and C on this certificate represents my best efforts to interpret the data available.
 I understand that any false statement may be punishable by fine or imprisonment under 18 U.S. Code, Section 1001.

[REDACTED SIGNATURE AND SEAL AREA]

IMPORTANT: In these spaces, copy to corresponding information from Section A.			For Insurance Company Use:
BUILDING STREET ADDRESS (Including Apt., Unit, Suite, and/or Bldg. No.) OR P.O. ROUTE AND BOX NO. 4500 STATE ROUTE #152			Policy Number
CITY LAVALETTE	STATE WV.	ZIP CODE 25535	Company NAIC Number

SECTION D - SURVEYOR, ENGINEER, OR ARCHITECT CERTIFICATION (CONTINUED)

Copy both sides of this Elevation Certificate for (1) community official, (2) insurance agent/company, and (3) building owner.

COMMENTS

Check here if attachments

SECTION E - BUILDING ELEVATION INFORMATION (SURVEY NOT REQUIRED) FOR ZONE AO AND ZONE A (WITHOUT BFE)

For Zone AO and Zone A (without BFE), complete Items E1 through E4. If the Elevation Certificate is intended for use as supporting information for a LOMA or LOMR-F, Section C must be completed.

- E1. Building Diagram Number _____ (Select the building diagram most similar to the building for which this certificate is being completed – see pages 6 and 7. If no diagram accurately represents the building, provide a sketch or photograph.)
- E2. The top of the bottom floor (including basement or enclosure) of the building is ft.(m) in.(cm) above or below (check one) the highest adjacent grade.
- E3. For Building Diagrams 6-8 with openings (see page 7), the next higher floor or elevated floor (elevation b) of the building is ft.(m) in.(cm) above the highest adjacent grade.
- E4. For Zone AO only: If no flood depth number is available, is the top of the bottom floor elevated in accordance with the community's floodplain management ordinance? Yes No Unknown. The local official must certify this information in Section G.

SECTION F - PROPERTY OWNER (OR OWNER'S REPRESENTATIVE) CERTIFICATION

The property owner or owner's authorized representative who completes Sections A, B, and E for Zone A (without a FEMA-issued or community-issued BFE) or Zone AO must sign here.

PROPERTY OWNER'S OR OWNER'S AUTHORIZED REPRESENTATIVE'S NAME

ADDRESS CITY STATE ZIP CODE

SIGNATURE DATE TELEPHONE

COMMENTS

Check here if attachments

SECTION G - COMMUNITY INFORMATION (OPTIONAL)

The local official who is authorized by law or ordinance to administer the community's floodplain management ordinance can complete Sections A, B, C (or E), and G of this Elevation Certificate. Complete the applicable item(s) and sign below.

- G1. The information in Section C was taken from other documentation that has been signed and embossed by a licensed surveyor, engineer, or architect who is authorized by state or local law to certify elevation information. (Indicate the source and date of the elevation data in the Comments area below.)
- G2. A community official completed Section E for a building located in Zone A (without a FEMA-issued or community-issued BFE) or Zone AO.
- G3. The following information (Items G4-G9) is provided for community floodplain management purposes.

G4. PERMIT NUMBER	G5. DATE PERMIT ISSUED	G6. DATE CERTIFICATE OF COMPLIANCE/OCCUPANCY ISSUED
-------------------	------------------------	---

G7. This permit has been issued for: New Construction Substantial Improvement

G8. Elevation of as-built lowest floor (including basement) of the building is: _____ ft.(m) Datum: _____

G9. BFE or (in Zone AO) depth of flooding at the building site is: _____ ft.(m) Datum: _____

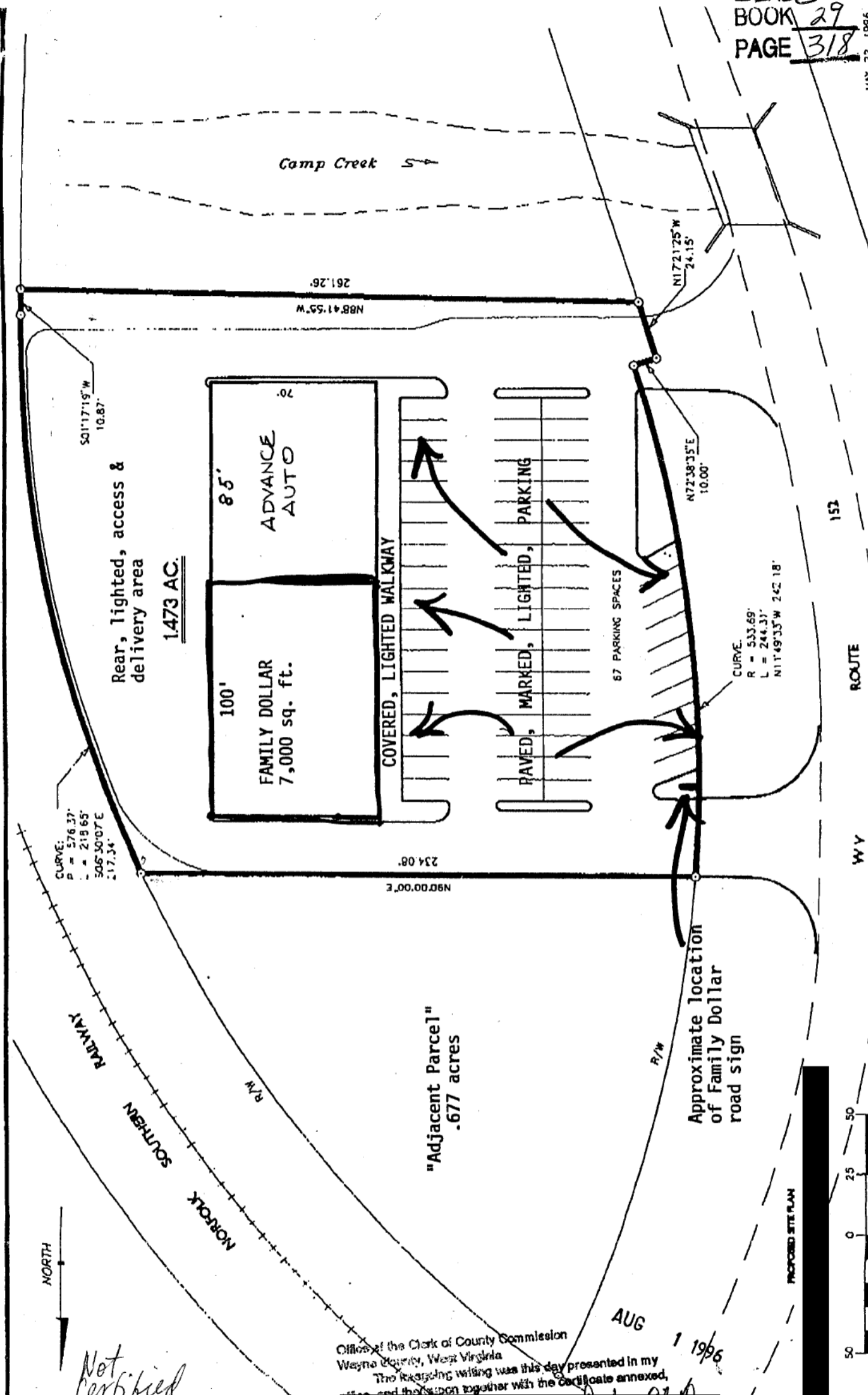
LOCAL OFFICIAL'S NAME TITLE

COMMUNITY NAME TELEPHONE

SIGNATURE DATE

COMMENTS

Check here if attachments



CURVE:
P = 576.37'
Δ = 218.65'
SOG = 50°07'E
217.34'

Rear, lighted, access &
delivery area
1.473 AC.

100'
85'
ADVANCE
AUTO
FAMILY DOLLAR
7,000 sq. ft.

COVERED, LIGHTED WALKWAY

PAVED, MARKED, LIGHTED, PARKING

67 PARKING SPACES

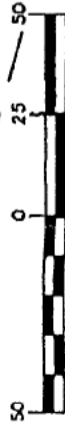
CURVE:
R = 533.69'
L = 244.31'
N11°49'33"W 242.18'

"Adjacent Parcel"
.677 acres

Approximate location
of Family Dollar
road sign

NORTH

RAILWAY
SOUTHERN
NORFOLK



Office of the Clerk of County Commission
Wayne County, West Virginia
The foregoing writing was this day presented in my
presence and thereupon together with the Certificate annexed,
AUG 1 1996

EXHIBIT B - Site Plan
Short Form Lease

Tenant: [Redacted]

DATE 6-18-96
APPROVED
LANDLORD: [Redacted]
TENANT: [Redacted]

6

✓

THIS DEED, made this the 26th day of Feb., 1993,
by and between [REDACTED], husband and
wife, and [REDACTED], husband and wife,
hereinafter referred to as GRANTORS, and [REDACTED]
[REDACTED] hereinafter sometimes referred
to as GRANTEES,

WITNESSETH: That for and in consideration of the sum of
One Dollar (\$1.00), cash in hand paid, and other considerations,
and the further consideration that the Grantee hereby agrees to
assume and pay the balance unpaid on that certain promissory note
executed by the Grantors, bearing date the 8th day of July, 1992,
in the principal sum of \$335,000.00, with interest at the rate of
2% in excess of the prime commercial lending rate of interest of
The Chase Manhattan Bank of N.Y., N.Y., and secured by a deed of
trust executed by the Grantors, to secure The Twentieth Street
Bank, of Huntington, WV, in the payment of said note, which deed of
trust is recorded in the Office of the Clerk of the County
Commission of Cabell County, West Virginia, in Trust Deed Book No.
401, Pg. 112, the Grantors do hereby GRANT and CONVEY, with
covenant of GENERAL WARRANTY of title, excepting any covenants,
easements, reservations, restrictions and trust deed liens
mentioned herein, unto the said LAVALETTE DEVELOPMENT LIMITED
LIABILITY COMPANY the following described real property, to-wit:

✓ PARCEL NO. 1: Situate at the mouth of Camp
Creek in Union District of Wayne County, West
Virginia, and being more particularly bounded
and described as follows:

BEGINNING at the intersection of the easterly
line of State Route No. 52 with the southerly
line of the N & W Ry. right of way line;
thence running with the latter, southerly and
parallel to, and 40 feet distant from the
center line of said Railway 620 feet to the
center of Camp Creek; thence continuing with
said right of way line, S. 09° 30' W 375 feet
to the margin of a road; thence with same,
leaving the railway right of way line, S 36° W
40 feet; thence continuing with said Road, S
1° W 165 feet to the north line of the
Amizetta Church lot, now owned by the State;

BOOK 555
PAGE 243

(7)

Return to
Prunty Law Offices
430 Sixth Avenue
Huntington, WV 25701-1910
MAR 2 1993

RECORDED
BOOK/PAGE 555 / 243- 10
WAYNE COUNTY COMMISSION
DATE/TIME RECORDED: 03/01/1993 16:01:02:00
TYPE: OREG
CLERK OF THE COUNTY COMMISSION

thence running with said former Church property, N 87° W 30 feet to the easterly right of way line of State Route No. 52; thence with same, N 19° 30' W 630 feet to the north edge of the Bridge over Camp Creek; thence continuing with the right of way line, N 70° 30' E a distance of 10 feet; thence continuing with said right of way line, northerly with the arc of a circle, curving to the right with a radius of 625 feet a distance of 475 feet to the BEGINNING, containing 5.3 acres;

PARCEL NO. 2: Situate at the mouth of Camp Creek in Union District of Wayne County, West Virginia, and being more particularly bounded and described as follows:

BEGINNING at the mouth of Camp Creek; thence running up same, S 76° E 335 feet; thence S 67° E 175 feet to a stake in the westerly line of State Route No. 52 at the lower end of the Camp Creek Bridge; thence with the right of way line of said State Route, N 70° 30' E 20 feet; thence S 19° 30' E 765 feet to the property line of Herman Bonham; thence running with same, S 46° 315 feet to a dead snag near Twelvepole River (this line must be produced 60 feet to reach the actual margin of the River); thence running down said River, from said dead snag, N 59° W 139 feet; N 49° 30' W 90 feet; N 46° 30' W 196 feet; N. 44° 30' W 126 feet; N 37° W 147 feet; N 12° W 77.5 feet; N 03° W 300 feet; N 20° 45' W 161 feet; thence N 06° E 176 feet to the BEGINNING, containing 11.48 acres;

PARCEL NO. 3: Situate at the mouth of Camp Creek in Union District of Wayne County, West Virginia and being more particularly bounded and described as follows:

BEGINNING at the mouth of Camp Creek of Twelvepole River; thence running with the meanders of said Twelvepole River; N 07° W 198 feet; N 39° W 198 feet; S 81° W 400 feet; S 41° 30' W 400 feet; S 69° W 120 feet; S 84° 30' W 110 feet to the mouth of Bugger Branch, sometimes called Bridge Branch; thence running with said Branch N 75° E 50 feet; N 32° E 49 feet; N. 09° 30' E 180 feet; N 4° 30' W 170 feet to the south line of State Highway No. 75; thence running with the same, N 77° 30' E 132 feet; thence N 83° E 85 feet; thence S 88° E 1,060 feet to a point of curve; thence curving to the right with the arc of a circle having a radius of 200 feet, with Long Chord, veering S 40° 30' E 245 feet to a point of reverse curve at the intersection of said State Route 75 with State Route 52; thence running with the right-of-way line of said Route 52, on the arc of a circle, curving to the left with a radius of 692 feet (Long Chord

ATTN:

FEDERAL EMERGENCY MANAGEMENT AGENCY
COMMUNITY ACKNOWLEDGEMENT
OF REQUESTS INVOLVING FILL

O.M.B. No. 3067-0147
Expires April 30, 2001

PAPERWORK REDUCTION ACT

Public reporting burden for this form is estimated to average .88 hours per response. This burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data and completing and reviewing the form. You are not required to respond to this collection of information unless a valid OMB control number appears in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Federal Emergency Management Agency, 500 C Street, S.W., Washington, DC 20472, Paperwork Reduction Project (3067-0147).

Community Name: WAYNE COUNTY UNINCORPORATED AREAS
Property Name or Address: 4500 STATE ROUTE 152 CASE# 02-03-1034A

We hereby acknowledge receipt and review of this Letter of Map Revision (Base or proposed project meets or is designed to meet all of the community's applicable floodplain management regulations, including the requirement that no fill be placed in the regulatory floodway. We understand that this request is being forwarded to FEMA for a possible map revision. For proposed projects, we understand that FEMA is being asked to provide comments on the potential effects of this project on the flood hazards of our community.

Community comments on the project:

NONE

THE STRUCTURE COMPLIES WITH SECTION 6.5.5 OF
THE NFIP REGULATIONS

RB
4/20/02

Community Official's Name (please print or type): RANDY B. FRY

Address (please print or type): PO BOX 242 WAYNE WV

Daytime Telephone Number: [REDACTED]

[REDACTED SIGNATURE]

Signature

4-9-02

Date

RECEIVED
APR 24 2002
Dewberry & Davis LLC

PLEASE REFER TO THE INSTRUCTIONS FOR THE APPROPRIATE MAILING ADDRESS



KXH

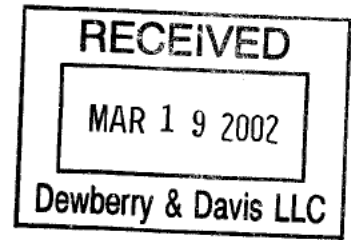
Date: 3/19/02

MEMORANDUM

TO: D&D MBJ PBS&J

SUBJECT: Part 72 Fees

FROM: Odette Anderson, ^{OK}FCSA

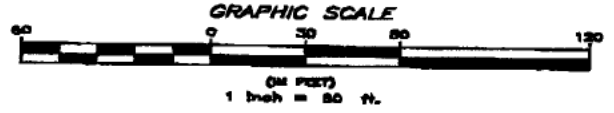


Attached is a photocopy of the check received today. The case number and the amount are shown on the check.



(9)

ATTN: KRZYSZTOF HANUSIAK
CASE #02-03-1034A



NOTE:
THIS PROPERTY WAS NOT SURVEYED
ON THE GROUND, THIS PLAT WAS PREPARED
USING INFORMATION TAKEN FROM EXISTING
MAPS AND DEEDS.



TO HUNTINGTON

0.677 AC PARCEL

RECEIVED
APR 19 2002
Dewberry & Davis LLC

STATE ROUTE #152

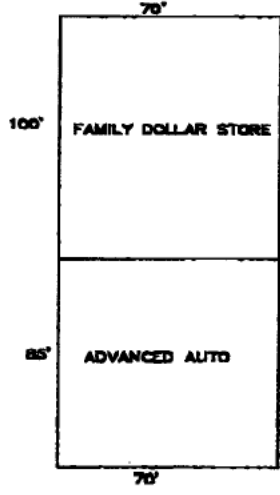
CENTERLINE

CRD N04°30'04"W 217.36'
R=578.33 L=218.85

N72°38'35"E 10.00'
N17°21'25"W 24.18'

N89°50'57"E 234.10'

1.473 ACRES



CRD S11°48'00"E 249.18'
R=331.69 L=244.31

N00°05'00"E
N00°05'00"E RAILWAY

N00°41'55"W 267.28'

S01°17'18"W 10.87'

CAMP CREEK

TO WAYNE

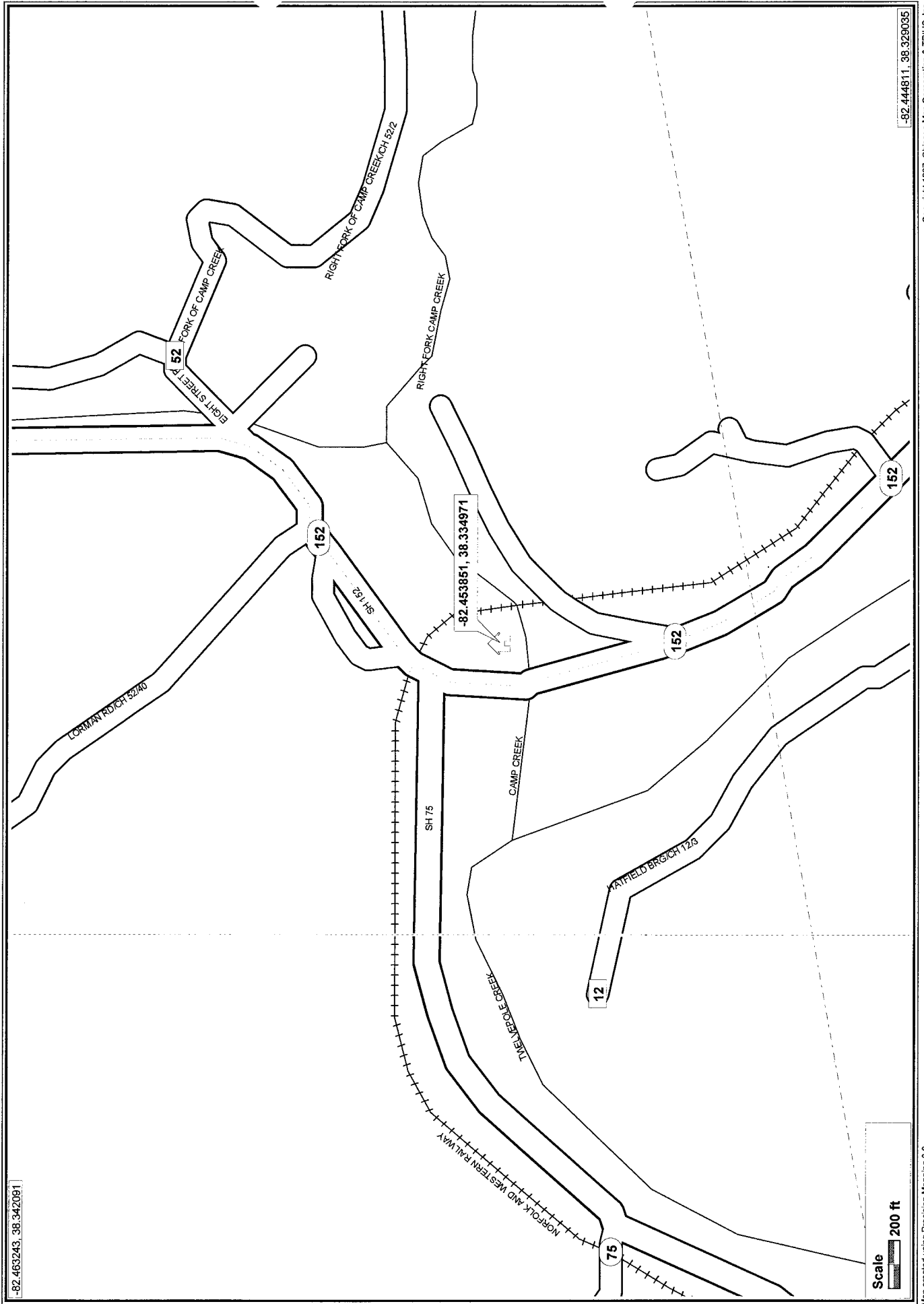
PLAT OF PROPERTY FOR
[REDACTED]
FAMILY DOLLAR-ADVANCED AUTO LEASE
STATE ROUTE #152 AT LAVALETTE
UNION DISTRICT-WAYNE COUNTY-WEST VIRGINIA
SEE DEED BOOK #555 PAGE #243
PART OF PARCEL #1

PREPARED BY [REDACTED]

11

SCALE: 1" = 60'

CURRENT MAP



-82.463243, 38.342091

-82.444811, 38.329035

Scale 200 ft
Map created using Precision Mapping 3.0

Copyright 1997, Chicago Map Corporation & TRILUS, Inc.

12



Federal Emergency Management Agency

Washington, D.C. 20472

April 19, 2002

IN REPLY REFER TO:

CASE NO: 02-03-1034A

COMMUNITY: WAYNE COUNTY, WEST VIRGINIA
(UNINCORPORATED AREAS)

COMMUNITY NO: 540200

216-AD-F

RE: 4500 STATE ROUTE #152, LAVALETTE

Dear [REDACTED]

This is in response to your request for a Letter of Map Revision based on Fill for the property referenced above.

Please note that the National Flood Insurance Program (NFIP) is primarily funded by policyholders, not taxes. Therefore, to minimize the financial burden on the policyholders, the Federal Emergency Management Agency (FEMA) charges fees to recover costs associated with reviewing and processing requests for modifications to published flood information and maps. The processing fee of [REDACTED] that you have submitted is the charge associated with our review of a request of this type.

The Federal Emergency Management Agency (FEMA) uses detailed application/certification forms for revision requests or amendments to the National Flood Insurance Program (NFIP) maps. The forms provide step-by-step instructions for requestors to follow, and are comprehensive, ensuring that the requestors' submissions are complete and more logically structured. Therefore, we can complete our review more quickly and at lower cost to the NFIP. While completing the forms may seem burdensome, the advantages to requestors outweigh any inconvenience.

The following forms or supporting data, which were omitted from your previous submittal, must be provided:

- Please complete and submit the Community Acknowledgement Form (copy enclosed). Additional information regarding this form can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627.

NOTE: You have submitted the Community Acknowledgement form, but it did not state what FEMA requires from the community official. As of June 4, 2001, FEMA requires that the Community Acknowledgement Form is certified by the community official and states that:

"The structure(s) comply with Section 65.5 of the NFIP regulations;"

OR

"The structure(s) is/are reasonably safe from flooding."

Please note that if all of the required items are not submitted within 90 days of the date of this letter, any subsequent request will be treated as an original submittal and will be subject to all submittal procedures, including the processing fee.

If you are unable to meet the 90-day deadline for submittal of required items and would like FEMA to continue processing your request, you must request an extension of the deadline. This request must be submitted in writing to the address below and must provide (1) the reason why the data cannot be submitted within the requested time frame, and (2) a new date for the submittal of the data. We receive a very large volume of requests and cannot maintain inactive requests for an indefinite period of time. Therefore, the fees will be forfeited for any request for which neither the requested data nor a written extension request is received within 90 days.

When you write to us concerning your request, please include the case number referenced above in your letter. All required items and questions concerning your request are to be directed to the following address:

Dewberry & Davis
8401 Arlington Boulevard
Mail Stop 19A
Fairfax, Virginia 22031

ATTENTION: [REDACTED]
Management Engineering and
Technical Services Division
[REDACTED]

If you have any questions concerning FEMA policy, or the NFIP in general, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Sincerely,

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration



Federal Emergency Management Agency

Washington, D.C. 20472

March 27, 2002

IN REPLY REFER TO:

CASE NO: 02-03-1034A

COMMUNITY: WAYNE COUNTY, WEST VIRGINIA
(UNINCORPORATED AREAS)

COMMUNITY NO: 540200

216-AD-F

RE: 4500 STATE ROUTE #152, LAVALETTE

Dear [REDACTED]

This is in response to your request for a Letter of Map Revision based on Fill for the property referenced above.

Please note that the National Flood Insurance Program (NFIP) is primarily funded by policyholders, not taxes. Therefore, to minimize the financial burden on the policyholders, the Federal Emergency Management Agency (FEMA) charges fees to recover costs associated with reviewing and processing requests for modifications to published flood information and maps. The processing fee of [REDACTED] at you have submitted is the charge associated with our review of a request of this type.

The Federal Emergency Management Agency (FEMA) uses detailed application/certification forms for revision requests or amendments to the National Flood Insurance Program (NFIP) maps. The forms provide step-by-step instructions for requestors to follow, and are comprehensive, ensuring that the requestors' submissions are complete and more logically structured. Therefore, we can complete our review more quickly and at lower cost to the NFIP. While completing the forms may seem burdensome, the advantages to requestors outweigh any inconvenience.

The following forms or supporting data, which were omitted from your previous submittal, must be provided:

- Please complete and submit the Community Acknowledgement Form (copy enclosed). Additional information regarding this form can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627. NOTE: As of June 4, 2001, FEMA requires that the Community Acknowledgement Form states that "Structure/Property is reasonably safe from flooding," and certified by the community official.
- Map showing the locations of any structures, existing and/or proposed, for the property (certified by a registered professional engineer or licensed land surveyor). The survey you submitted is not certified (i.e. it does not show the surveyor's stamp/seal and/or surveyor's signature and license number). Please resubmit a valid document in order to process your LOMA application. I enclose the copy of the survey you submitted.

Please note that if all of the required items are not submitted within 90 days of the date of this letter, any subsequent request will be treated as an original submittal and will be subject to all submittal procedures, including the processing fee.

If you are unable to meet the 90-day deadline for submittal of required items and would like FEMA to continue processing your request, you must request an extension of the deadline. This request must be submitted in writing to the address below and must provide (1) the reason why the data cannot be submitted within the requested time frame, and (2) a new date for the submittal of the data. We receive a very large volume of requests and cannot maintain inactive requests for an indefinite period of time. Therefore, the fees will be forfeited for any request for which neither the requested data nor a written extension request is received within 90 days.

When you write to us concerning your request, please include the case number referenced above in your letter. All required items and questions concerning your request are to be directed to the following address:

Dewberry & Davis
8401 Arlington Boulevard
Mail Stop 19A
Fairfax, Virginia 22031

ATTENTION: [REDACTED]
Management Engineering and
Technical Services Division
[REDACTED]

If you have any questions concerning FEMA policy, or the NFIP in general, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, P.O. Box 2210, Merrifield, VA 22116-2210. Additional information about the NFIP is available on our web site at <http://www.fema.gov/nfip/>.

Sincerely,

Matthew B. Miller

Matthew B. Miller, P.E., Chief
Hazards Study Branch
Federal Insurance and Mitigation Administration



Federal Emergency Management Agency

Washington, D.C. 20472

March 19, 2002

Case No.: **02-03-1034A**
216-A

We have received your request that the Federal Emergency Management Agency determine if the property identified below is located within an identified Special Flood Hazard Area on the applicable National Flood Insurance Program map.

4500 STATE ROUTE #152, LAVALETTE

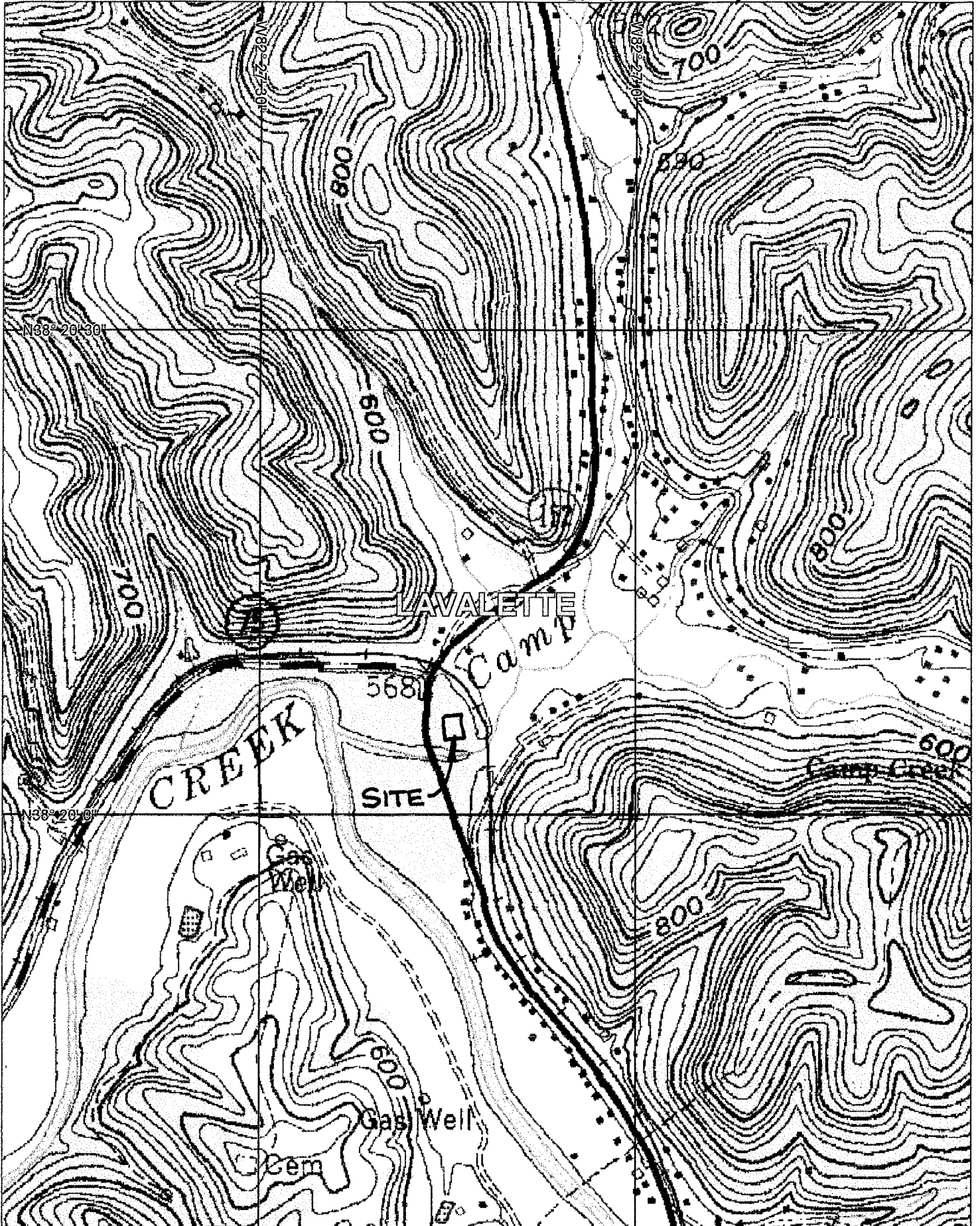
We are reviewing your submitted data and will contact you if additional information is required to process your request. If additional information is not required, we will issue a final letter of determination within 30-60 days. Inquiries concerning the status of your request should be made by calling [REDACTED] Dewberry & Davis, our Flood Map Production Coordination Contractor. Please be assured we will do our best to respond to all inquiries in a timely manner.

Federal Emergency Management Agency
Washington, D.C. 20472

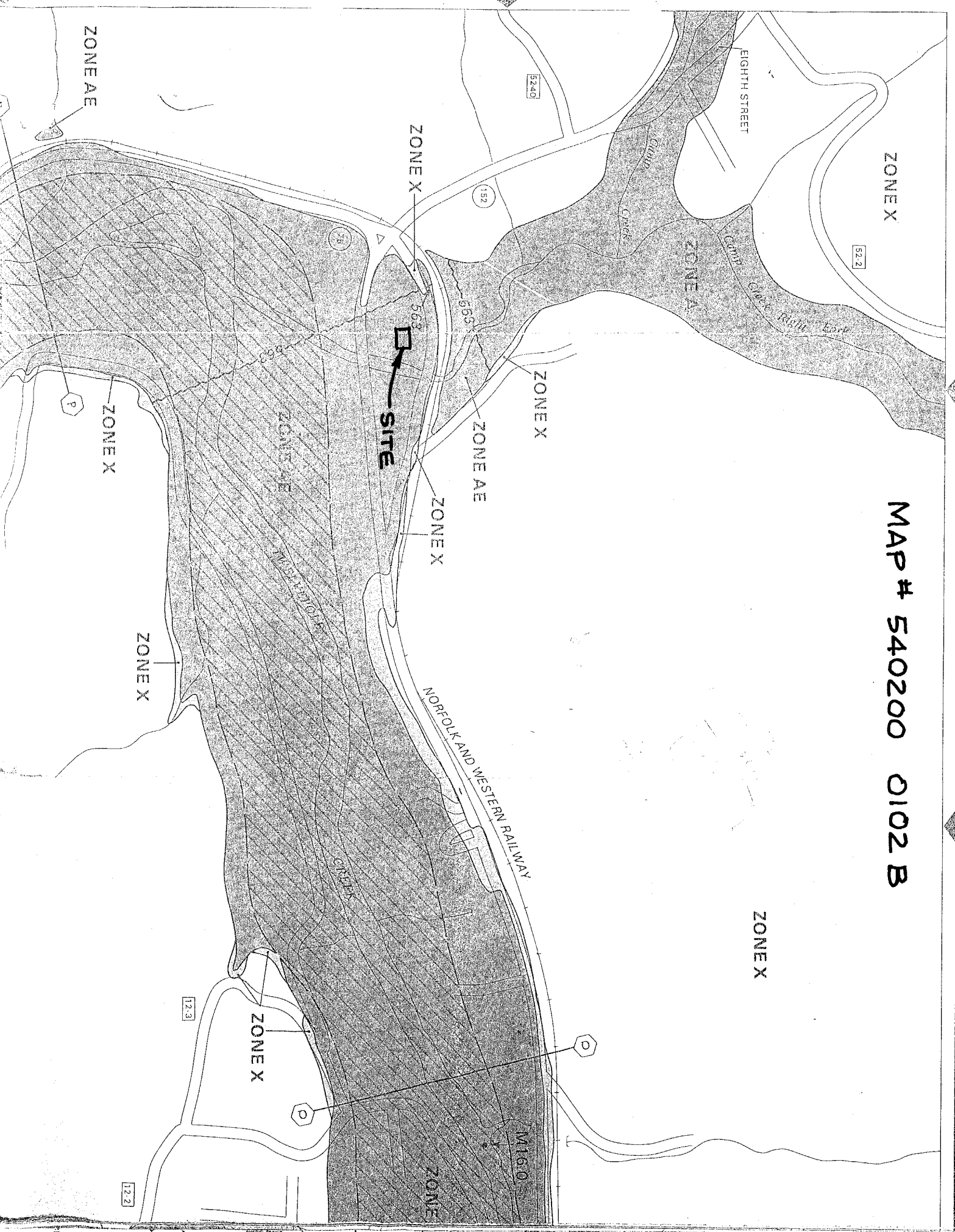
Official Business

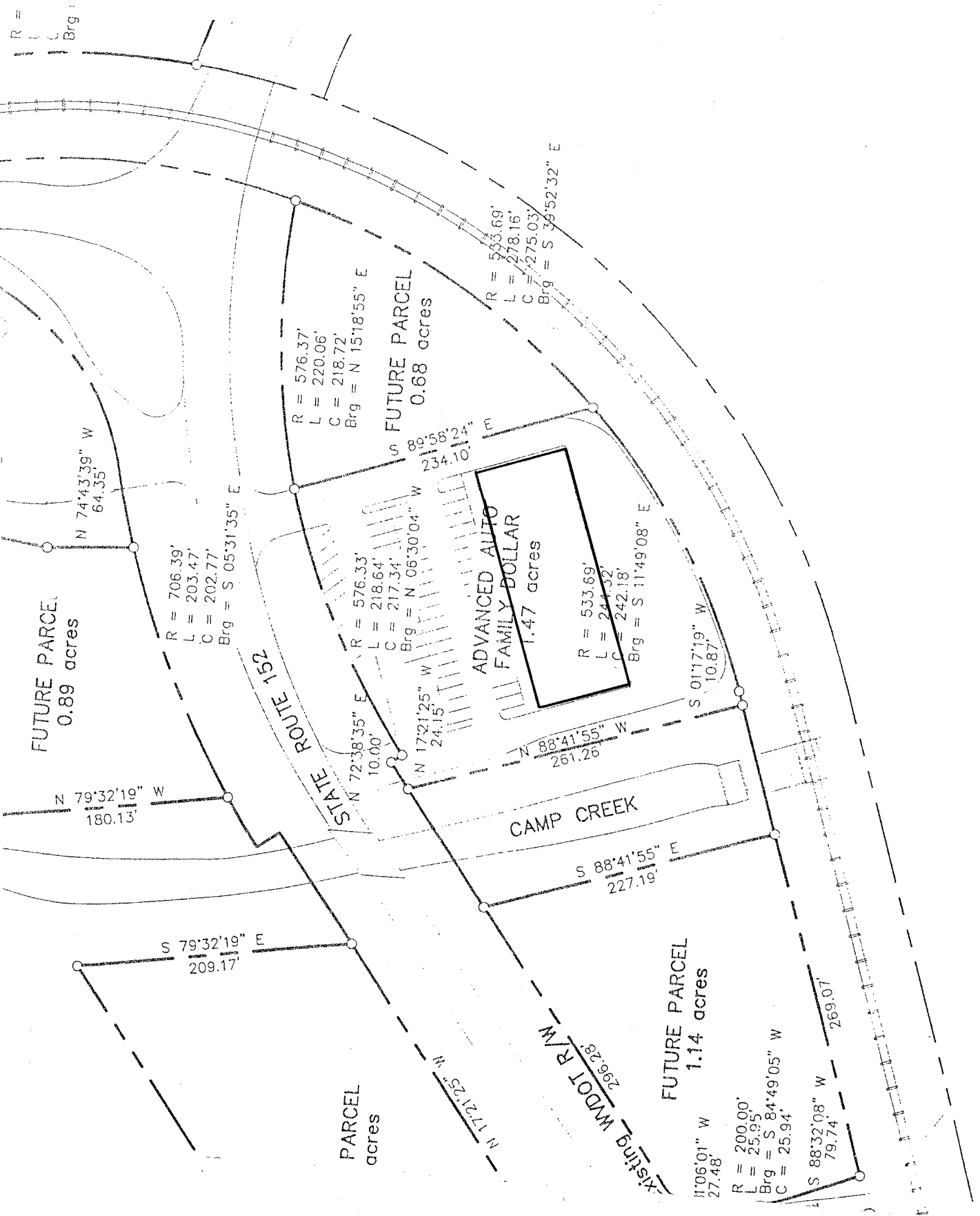


LAVALETTE, WV. QUAD



MAP # 540200 0102 B





NOTE:

No Boundary Line Survey has been conducted since 1980.