

Appendix 4A-1 Definitions and Abbreviations

Definitions:

Code of Federal Regulations	Codifies and publishes at least annually Federal regulations currently in force. The CFR is kept up to date by individual issues of the <i>Federal Register</i> . The two publications must be used together to determine the latest version of any given rule.
Common Enemy Doctrine	Common law rule recognized by some states, pertaining to the disposal of surplus or excess surface waters, which holds that such waters are a “common enemy,” and, therefore, the land owner has the right to protect his lands from such waters coming from higher lands. Under this rule, surface waters are regarded as a common enemy, which each landowner may fight as he deems best and without regard to the harm that may be caused to others.
Common Laws	The body of principles which developed from immemorial usage and custom and which receives judicial recognition and sanction through repeated application.
English Rule	Based on the doctrine of absolute ownership of water beneath the property by the landowner. The English Rule is analogous to the common enemy rule in surface water law.
Executive Orders	Federal laws that are issued by the President of the United States.
Federal Register	A daily publication of the Federal Government making federal regulations, legal notices, Presidential Proclamations, Executive Orders, etc., known to the public as they are proposed and subsequently issued.
Flood Insurance Study	Established the original floodway.

Appendix 4A-1 Definitions and Abbreviations (Cont.)

Reasonable Use Rule	States in essence that each landowner is restricted to a reasonable exercise of his own right and a reasonable use of his property in view of the similar right of his neighbors.
Riparian Doctrine	A doctrine that holds that the property owner adjacent to a surface water body has first right to withdraw and use the water. This doctrine may be set aside by a state's statutory law that holds that all surface waters are the property of the state.
Statutory Laws	Enacted by legislatures to enlarge, modify, clarify, or change the common law applicable to particular drainage conditions. This type of law is derived from constitutions, statutes, ordinances, and codes.
Tort	A violation of a personal right guaranteed to the individual by law.

Abbreviations:

CFR	Code of Federal Regulations
EO	Executive Orders
NFIP	National Flood Insurance Program