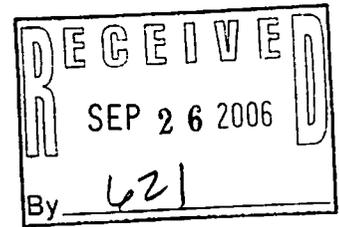




**TOWN & COUNTRY
BANK**



September 20, 2006

Mr. Robert E. Feldman
Executive Secretary
Attention: Comments
Federal Deposit Insurance Corporation
550 Seventeenth Street, N.W.
Washington, D.C. 20429

Re: RIN 3064-AD09; Proposal to Amend Regulations for Risk-Based Premiums: 71
Federal Register 41910: July 24, 2006

Dear Mr. Feldman:

Concerning the proposed rulemaking to amend current regulations relative to risk-based premiums I submit the following concerns as to de novo banks chartered after the first quarter of 2000. The current proposal would assess de novo banks at the ceiling rate in the healthy category, even though the bank has a CAMELS rating of 1 or 2. The charter date for our bank was April 15, 2002.

1. When our charter was approved there were a number of requirements and restrictions imposed which were to run thru our de novo period which was then defined as three years. Why is seven years being used in the current proposal? For newly chartered banks three years should be sufficient history for the bank and regulators to determine whether the bank is following its business plan and is operating in a safe and sound manner so as not to pose increased risk to the insurance fund.
2. Newly chartered banks pose additional risk to the fund just as any new business is more risky than a seasoned business with an operating history. Because of this a higher assessment rate may well be justified. However, our charter approval did not say anything about the potential that we might be put at a higher assessment level nearly 5 years after we opened our doors as compared to other banks in similar condition. I feel any increased level of assessment assigned to de novo banks should apply to banks chartered after adoption of this rule and not

retroactively to banks where this was not made known to them in advance. It would seem you are changing the rules after the game has started. Also, I would suggest that, as an incentive to operate the bank in a sound manner, any increased assessment should disappear at the end of three years contingent on the bank having positive earnings, a sound asset portfolio, and operating within parameters of the charter approval from regulators.

Thank you for considering these comments.

Sincerely,

A handwritten signature in black ink, appearing to read "Philip M. Burns", written in a cursive style.

Philip M. Burns
Chairman