

## Endangered Species Act of 1973, as amended.

## Endangered Species

| Permit No.   | Applicant                  | Receipt of application <b>Federal Register</b> notice | Permit issuance date |
|--------------|----------------------------|-------------------------------------------------------|----------------------|
| 096680 ..... | David B. Landers .....     | 70 FR 1455; January 7, 2005 .....                     | February 7, 2005.    |
| 100443 ..... | David W. Hanna .....       | 70 FR 15117; March 24, 2005 .....                     | April 25, 2005.      |
| 103818 ..... | Mark C. Borchard .....     | 70 FR 41782; July 20, 2005 .....                      | August 23, 2005.     |
| 107719 ..... | Timothy L. Nolan .....     | 70 FR 54958; September 19, 2005 .....                 | October 12, 2005.    |
| 108707 ..... | George Lloyd .....         | 70 FR 58234; October 5, 2005 .....                    | November 14, 2005.   |
| 109615 ..... | Furman R. Cullum .....     | 70 FR 58736; October 7, 2005 .....                    | November 14, 2005.   |
| 113771 ..... | Steven E. Payne West ..... | 70 FR 75213; December 19, 2005 .....                  | January 25, 2006.    |
| 114470 ..... | Patricia K. Kehler .....   | 70 FR 75213; December 19, 2005 .....                  | January 25, 2006.    |
| 114513 ..... | William R. Norris .....    | 70 FR 75213; December 19, 2005 .....                  | January 25, 2006.    |
| 114550 ..... | Bradley S. Foster .....    | 70 FR 75213; December 19, 2005 .....                  | January 25, 2006.    |
| 114761 ..... | James W. Wolf .....        | 70 FR 75213; December 19, 2005 .....                  | January 25, 2006.    |

## Endangered Marine Mammals and Marine Mammals

| Permit No.   | Applicant                                            | Receipt of application <b>Federal Register</b> notice | Permit issuance date |
|--------------|------------------------------------------------------|-------------------------------------------------------|----------------------|
| 791721 ..... | USGS Biological Resources Division, Sirenia Project. | 69 FR 68968; November 26, 2004 .....                  | February 16, 2006.   |
| 837923 ..... | New College of Florida .....                         | 69 FR 54150; September 7, 2004 .....                  | January 24, 2005.    |
| 097151 ..... | Merle S. Barnaby .....                               | 70 FR 5203; February 1, 2005 .....                    | March 29, 2005.      |
| 097152 ..... | John A. Kemhadjian .....                             | 70 FR 5203; February 1, 2005 .....                    | March 16, 2005.      |
| 103098 ..... | Donald L. Shaum .....                                | 70 FR 32645; June 3, 2005 .....                       | July 14, 2005.       |
| 105539 ..... | John D. Smythe .....                                 | 70 FR 46183; August 9, 2005 .....                     | October 18, 2005.    |
| 105806 ..... | James C. Newton .....                                | 70 FR 46183; August 9, 2005 .....                     | October 3, 2005.     |
| 105857 ..... | Woodward S. Smith .....                              | 70 FR 46183; August 9, 2005 .....                     | October 3, 2005.     |
| 107364 ..... | Larry D. Schroeder .....                             | 70 FR 58234; October 5, 2005 .....                    | November 18, 2005.   |
| 108384 ..... | James F. Hascup .....                                | 70 FR 58736; October 7, 2005 .....                    | November 23, 2005.   |
| 108607 ..... | William B. Dunavant III .....                        | 70 FR 58234; October 5, 2005 .....                    | November 23, 2005.   |
| 110609 ..... | William S. Havens .....                              | 70 FR 71554; November 29, 2005 .....                  | January 18, 2006.    |
| 112760 ..... | Tom R. Waits .....                                   | 70 FR 72645; December 6, 2005 .....                   | January 17, 2006.    |
| 113481 ..... | Pete A. Haman .....                                  | 70 FR 72645; December 6, 2005 .....                   | January 23, 2006.    |
| 113776 ..... | Scott E. Behnken .....                               | 70 FR 75472; December 20, 2005 .....                  | February 14, 2006.   |

Dated: February 24, 2006.

**Michael S. Moore,**

*Senior Permit Biologist, Branch of Permits,  
Division of Management Authority.*

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**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

## Fish and Wildlife Service

## Receipt of Applications for Permit

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of receipt of applications for permit.

**SUMMARY:** The public is invited to comment on the following applications to conduct certain activities with endangered species and/or marine mammals.

**DATES:** Written data, comments or requests must be received by April 10, 2006.

**ADDRESSES:** Documents and other information submitted with these applications are available for review,

subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents within 30 days of the date of publication of this notice to: U.S. Fish and Wildlife Service, Division of Management Authority, 4401 North Fairfax Drive, Room 700, Arlington, Virginia 22203; fax 703/358-2281.

**FOR FURTHER INFORMATION CONTACT:** Division of Management Authority, telephone 703/358-2104.

**SUPPLEMENTARY INFORMATION:****Endangered Species**

The public is invited to comment on the following application for a permit to conduct certain activities with endangered species. This notice is provided pursuant to Section 10(c) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*). Written data, comments, or requests for copies of this complete application should be submitted to the Director (address above).

**PRT-117385**

*Applicant:* St. Louis Zoo, St. Louis, MO.

The applicant requests a permit to import two captive-born horned guans (*Oreophaps derbianus*) from the Africam Safari, Puebla, Mexico for the purpose of enhancement of the species through captive breeding and conservation education.

**Marine Mammals**

The public is invited to comment on the following application for a permit to conduct certain activities with marine mammals. The application was submitted to satisfy requirements of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), and the regulations governing marine mammals (50 CFR Part 18). Written data, comments, or requests for copies of the complete application or requests for a public hearing on this application should be submitted to the Director (address above). Anyone requesting a hearing should give specific reasons why a hearing would be appropriate. The holding of such a hearing is at the discretion of the Director.

**PRT-119904**

*Applicant:* The Alaska Zoo, Anchorage, AK.

The applicant requests a permit to import one male captive-born polar bear (*Ursus maritimus*) from Sea World of Australia, Gold Coast, Australia for the purpose of public display.

Concurrent with the publication of this notice in the **Federal Register**, the Division of Management Authority is forwarding copies of the above applications to the Marine Mammal Commission and the Committee of Scientific Advisors for their review.

Dated: February 24, 2006.

**Michael S. Moore,**

*Senior Permit Biologist, Branch of Permits, Division of Management Authority.*

[FR Doc. E6-3322 Filed 3-8-06; 8:45 am]

**BILLING CODE 4310-55-P**

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Notice of Availability of an Environmental Assessment and Receipt of an Application for an Incidental Take Permit for the East Valley Centre, City of Highland, San Bernardino County, CA**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability and receipt of application.

**SUMMARY:** National Equity Engineering (Applicant) has applied to the Fish and Wildlife Service (Service) for an incidental take permit pursuant to section 10(a)(1)(B) of the Endangered Species Act (Act) of 1973, as amended. The Service is considering issuing a 3-year permit to the Applicant that would authorize take of the federally endangered San Bernardino kangaroo rat (*Dipodomys merriami parvus*; "SBKR"). The proposed permit would authorize the take of individual members of SBKR. The permit is needed by the Applicant because take of SBKR could occur during the proposed construction of a commercial development on a 15.6-acre site in the City of Highland, San Bernardino County, California.

The permit application includes the proposed Habitat Conservation Plan (Plan), which describes the proposed action and the measures that the Applicant will undertake to minimize and mitigate take of the SBKR.

**DATES:** Written comments on or before May 8, 2006.

**ADDRESSES:** Send written comments to Mr. Jim Bartel, Field Supervisor, Fish and Wildlife Service, 6010 Hidden Valley Road, Carlsbad, California 92011. You also may send comments by facsimile to (760) 918-0638.

**FOR FURTHER INFORMATION CONTACT:** Ms. Karen Goebel, Assistant Field Supervisor [See **ADDRESSES**] or call (760) 431-9440.

**SUPPLEMENTARY INFORMATION:****Availability of Documents**

You may obtain copies of these documents for review by contacting the above office. Documents also will be available for public inspection, by appointment, during normal business hours at the above address and at the San Bernardino County Libraries. Addresses for the San Bernardino County Libraries are: (1) 27167 Base Line, Highland, CA 92346; (2) 25581 Barton Road, Loma Linda, CA 92354; (3) 251 West 1st Street, Rialto, CA 92376; and, (4) 104 West Fourth Street, San Bernardino, CA 92415.

**Background**

Section 9 of the Act and Federal regulations prohibit the "take" of fish and wildlife species listed as endangered or threatened. Take of federally listed fish and wildlife is defined under the Act to include "harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct." The Service may, under limited circumstances, issue permits to authorize incidental take (i.e., take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity). Regulations governing incidental take permits for threatened and endangered species are found in 50 CFR 17.32 and 17.22.

The Applicant is proposing development of commercial facilities on 15.6 acres of land in the City of Highland, San Bernardino County, California. The project site is bordered on the west by the northbound off-ramp of the I-210 Freeway for Fifth Street and on the north by Fifth Street. A vacant lot and public storage facility border the project site to the east, and a berm separates the project site from the Plunge Creek flood control basins, aggregate operations and the Santa Ana Wash to the south. The site is currently disked on an annual basis for weed control.

Approximately one acre of SBKR habitat on site is considered occupied as live-in habitat along the southern and eastern periphery and a dirt road in the middle of the project site. The Service

has determined that the proposed development would result in incidental take of the SBKR. No other federally listed species are known to utilize the site.

To mitigate take of SBKR on the project site, the Applicant proposes to purchase credits towards conservation in-perpetuity of three acres of Riversidean alluvial fan sage scrub from the Cajon Creek Conservation Bank in eastern San Bernardino Valley. The conservation bank collects fees that fund a management endowment to ensure the permanent management and monitoring of sensitive species and habitats, including the SBKR.

The Service's Environmental Assessment considers the environmental consequences of four alternatives, including: (1) The Proposed Project Alternative, which consists of issuance of the incidental take permit and implementation of the Plan; (2) the Alternative Site Layout, which would avoid direct effects resulting in take of SBKR during project construction and provide no offsite conservation; and (3) the No Action Alternative, which would result in no impacts to SBKR and no conservation.

**National Environmental Policy Act**

Proposed permit issuance triggers the need for compliance with the National Environmental Policy Act (NEPA). Accordingly, a draft NEPA document has been prepared. The Service is the Lead Agency responsible for compliance under NEPA. As NEPA lead agency, the Service is providing notice of the availability and is making available for public review the Environmental Assessment.

**Public Review**

The Service invites the public to review the Plan and Environmental Assessment during a 60-day public comment period [see **DATES**]. Any comments received, including names and addresses, will become part of the official administrative record and may be made available to the public.

This notice is provided pursuant to section 10(a) of the Act and the regulations for implementing NEPA, as amended (40 CFR 1506.6). We will evaluate the application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of NEPA regulations and section 10(a) of the Act. If we determine that those requirements are met, we will issue a permit to the Applicant for the incidental take of the SBKR. We will make our final permit decision no