

party who submits a written request for a copy of such documents to the address above. Please refer to the permit number for the application when requesting copies of documents.

#### SUPPLEMENTARY INFORMATION:

##### Permit No. TE-106344

*Applicant:* Anne Veillet, Keaau, Hawaii.

The applicant requests a permit to take (capture, collect biological samples, and band) the nene (*Branta sandvicensis*) in conjunction with genetic research on the island of Hawaii in the State of Hawaii for the purpose of enhancing its survival.

We solicit public review and comment on this recovery permit application.

Dated: November 21, 2005.

David J. Wesley,

*Acting Regional Director, Region 1, U.S. Fish and Wildlife Service.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Endangered Species Recovery Permit Applications

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

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

**SUMMARY:** The following applicants have applied for a scientific research permit to conduct certain activities with endangered species pursuant to section 10(a)(1)(A) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*). The U.S. Fish and Wildlife Service (we) solicits review and comment from local, State, and Federal agencies, and the public on the following permit requests.

**DATES:** Comments on these permit applications must be received on or before January 9, 2006.

**ADDRESSES:** Written data or comments should be submitted to the U.S. Fish and Wildlife Service, Chief, Endangered Species, Ecological Services, 911 NE. 11th Avenue, Portland, Oregon 97232-4181 (telephone: 503-231-2063; fax: 503-231-6243). Please refer to the respective permit number for each application when submitting comments. All comments received, including names and addresses, will become part of the official administrative record and may be made available to the public.

**FOR FURTHER INFORMATION CONTACT:** 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 to the address above. Please refer to the respective permit number for each application when requesting copies of documents.

#### SUPPLEMENTARY INFORMATION:

##### Permit No. TE-839960

*Applicant:* John Dicus, Black Canyon City, Arizona.

The permittee requests an amendment to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

##### Permit No. TE-111829

*Applicant:* Gerald Hatler, Fresno, California.

The applicant requests a permit to take (harass by survey, capture, handle, larval sample, and release) the California tiger salamander (*Eucyclogobius newberryi*) in conjunction with population and distribution surveys throughout the range of the species in California for the purpose of enhancing its survival.

##### Permit No. TE-083783

*Applicant:* Debra R. Ayres, Davis, California.

The permittee requests an amendment to reduce/remove to possession (collect tissue and seed) *Lasthenia burkei* (Burke's goldfields), *Bennosperma bakeri* (Sonoma sunshine), and *Limnanthes vinculans* (Sebastopol meadowfoam) in conjunction with genetic research, in Mendocino, Lake, and Sonoma Counties, California, for the purpose of enhancing their survival.

##### Permit No. TE-052159

*Applicant:* Jeff Ahrens, Irvine, California.

The permittee requests an amendment to take (harass by survey and nest monitor) the southwestern willow flycatcher (*Empidonax traillii extimus*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

##### Permit No. TE-114936

*Applicant:* Bonnie Nash, Norco, California.

The applicant requests a permit to take (nest monitor) the least Bell's vireo (*Vireo bellii pusillus*) in conjunction with surveys in Orange, Riverside, and San Bernardino Counties, California, for the purpose of enhancing its survival.

##### Permit No. TE-067347

*Applicant:* Crysta Dickson, San Clemente, California.

The permittee requests an amendment to take (capture and collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

##### Permit No. TE-813545

*Applicant:* Brock Ortega, Poway, California.

The permittee requests an amendment to take (capture and collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the vernal pool tadpole shrimp (*Lepidurus packardii*), the Riverside fairy shrimp (*Streptocephalus wootoni*), and the San Diego fairy shrimp (*Branchinecta sandiegonensis*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

##### Permit No. TE-037508

*Applicant:* Essex Environmental, Carlsbad, California.

The permittee requests an amendment to take (capture and collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the vernal pool tadpole shrimp (*Lepidurus packardii*), the Riverside fairy shrimp (*Streptocephalus wootoni*), and the San Diego fairy shrimp (*Branchinecta sandiegonensis*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

##### Permit No. TE-064359

*Applicant:* Sophia Chiang, Aliso Viejo, California.

The permittee requests an amendment to take (capture and collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the vernal pool tadpole shrimp (*Lepidurus packardii*), the Riverside fairy shrimp (*Streptocephalus wootoni*), and the San Diego fairy shrimp (*Branchinecta sandiegonensis*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

**Permit No. TE-114928**

*Applicant:* John A. Howe, Sacramento, California.

The applicant requests a permit to take (capture and collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

We solicit public review and comment on each of these recovery permit applications.

Dated: November 23, 2005.

**Michael B. Fris,**

*Acting Manager, California/Nevada Operations Office, U.S. Fish and Wildlife Service.*

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**DEPARTMENT OF THE INTERIOR****Bureau of Indian Affairs****Public Meetings on Development of Proposed Regulations Governing Tribal Energy Resource Agreements**

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice of public meetings.

**SUMMARY:** In accordance with Title V, Section 504 of the Energy Policy Act of 2005 and Executive Order 13175, the Department of the Interior (DOI), Office of Indian Energy and Economic Development, seeks to consult on the development of proposed regulations to govern Tribal Energy Resource Agreements. We invite public comments at one or more of a series of meetings between January 9 and 19, 2006.

**DATES:** See **SUPPLEMENTARY INFORMATION** section for meeting dates and locations.

**ADDRESSES:** Send written comments by regular mail to Attention: Section 503 Rulemaking, Office of Indian Energy and Economic Development, 1849 C St., NW., Mail Stop 2749, Washington, DC, 20240 or by e-mail to [IEED@bia.edu](mailto:IEED@bia.edu).

**FOR FURTHER INFORMATION CONTACT:** Mr. Darryl Francois, Office of Indian Energy and Economic Development, 1849 C St., NW., Mail Stop 2749-MIB, Washington, DC 20240. He can also be reached by telephone at (202) 219-0740 or by electronic mail at [darryl.francois@mms.gov](mailto:darryl.francois@mms.gov).

**SUPPLEMENTARY INFORMATION:****Meeting Schedule**

Date	City	Meeting location
January 9, 2006 .....	Sacramento, CA .....	Hilton Sacramento Arden West, 2200 Harvard Street.
January 9, 2006 .....	Houston, TX .....	Hilton Garden Inn, Bush Intercontinental Airport, 15400 John F. Kennedy Boulevard.
January 10, 2006 .....	Tulsa, OK .....	Hilton Garden Inn, Tulsa Airport, 7728 East Virgin Court.
January 10, 2006 .....	Billings, MT .....	Sheraton Billings, 27 North 27th Street.
January 11, 2006 .....	Portland, OR .....	Doubletree Hotel & Executive Meeting Center, 1000 NE Multnomah.
January 11, 2006 .....	Minneapolis, MN .....	Hilton Minneapolis/St. Paul Airport Mall of America, 3800 American Boulevard East.
January 12, 2006 .....	Denver, CO .....	Country Inn Suites, Denver International Airport, 4343 Airport Way.
January 13, 2006 .....	Albuquerque, NM .....	Albuquerque Marriott, 2101 Louisiana Boulevard NE.
January 13, 2006 .....	Las Vegas, NV .....	Renaissance Hotel, 3000 Paradise Road.
January 19, 2006 .....	Washington, DC .....	Sydney Yates Auditorium, Main Interior Building, 1849 C St., NW.

Title V, Section 503 of the Energy Policy Act of 2005 (Pub. L. 109-58), requires the Secretary of the Interior (Secretary) to promulgate regulations that implement new provisions concerning development of energy resources on tribal lands. Specifically, the Act authorizes the creation of Tribal Energy Resource Agreements (TERA). The purpose of these agreements is to promote tribal oversight and management of energy and mineral resource development on tribal lands and further the goal of Indian self-determination.

The Department of the Interior requests public comment on all areas of concern regarding the development of and regulation of TERAs. In addition to general comments on the impact of Title V of the Energy Policy Act of 2005 on Indian tribes, we are asking for specific feedback on the following issues raised by the Act:

- **Issue:** The Act sets a specific time limit for the Secretary to approve or disapprove an original or revised TERA.

**Question:** What criteria should the Secretary use to determine whether or not a proposed TERA contains sufficient technical and programmatic information for DOI to “start the clock” and proceed with an evaluation to approve or disapprove an original or revised TERA?

- **Issue:** The Act states that the Secretary shall approve a TERA if the Indian tribe has sufficient capacity to regulate the development of its energy resources.

**Question:** What criteria should the Secretary use to determine whether or not an Indian tribe has sufficient capacity to regulate the development of its energy resources?

- **Issue:** The Act states that with respect to a lease, business agreement, or right-of-way, a TERA must include provisions that ensure the acquisition of necessary information from the applicant.

**Question:** What constitutes “necessary” information?

- **Issue:** The Act states that with respect to a lease, business agreement, or right-of-way, a TERA must include

provisions that address technical or other relevant requirements.

**Question:** What are the “technical or other relevant requirements” that must be included in a TERA?

- **Issue:** The Act states that with respect to a lease, business agreement, or right-of-way, a TERA must establish a process for environmental review of energy development projects in accordance with certain minimum requirements.

**Question:** What additional environmental review requirements above the minimum should the Secretary require for a TERA?

- **Issue:** The Act states that a lease, business agreement, or right-of-way granted by a TERA shall contain provisions that allow the Secretary to suspend or rescind the agreement if a material violation of the agreement occurs.

**Question:** What constitutes a “material” breach of the terms of a lease, business agreement, or right-of-way? Further, what options should the Secretary make available to tribes to allow for corrective action to TERA-