

in the Delaware system only were to also receive an internal sonic transmitter. The permit has not been issued yet but Mr. Brundage has amended his application to include the use of laparoscopic techniques to assess the health and determine the sex of up to 50 fish annually in the Delaware system and Chesapeake Bay. This number is the total requested across both systems and is a subset of the fish listed above for capture. The laparoscopic activities would be in addition to the activities listed above.

Dated: September 17, 2004.

**Stephen L. Leathery,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 04-21401 Filed 9-22-04; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 091304B]

#### Marine Mammals; File No. 87-1743

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Issuance of permit and notice of request for additional species.

**SUMMARY:** Notice is hereby given that Dr. Daniel Costa, Department of Biology and Institute of Marine Sciences, University of California, Santa Cruz, California 95064 has been issued a permit to conduct scientific research on northern elephant seals (*Mirounga angustirostris*). Notice is also given that California sea lions (*Zalophus californianus*) may be incidentally harassed during the research, and this activity is requested for inclusion in the permit.

**DATES:** Written, telefaxed, or e-mail comments must be received on or before October 25, 2004.

**ADDRESSES:** The application and related documents are available for review

upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376.

Written comments or requests for a public hearing should be mailed to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular request would be appropriate.

Comments may also be submitted by facsimile to (301)713-0376, provided the facsimile is confirmed by hard copy submitted by mail and postmarked no later than the closing date of the comment period.

Comments may also be submitted by e-mail. The mailbox address for providing email comments is [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Include in the subject line of the e-mail comment the applicable document identifier: File No. 87-1743.

**FOR FURTHER INFORMATION CONTACT:** Amy Sloan or Ruth Johnson, 301/713-2289.

**SUPPLEMENTARY INFORMATION:** On April 7, 2004, notice was published in the **Federal Register** (69 FR 18352) that a request for a scientific research permit to take northern elephant seals had been submitted by the above-named individual. The requested permit has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216). The original notice and application did not include incidental harassment of California sea lions, which is requested for inclusion in the permit.

The permit authorizes continuation of a long-term study examining northern elephant seal population growth and status, mating and reproductive strategies, behavioral and physiological

adaptations for diving, general physiology and metabolism, energetics of reproduction and foraging, sleep apnea, and sensory capacities. The permit will expire five years after the date of issuance.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an environmental assessment was prepared analyzing the effects of the research activities. After a Finding of No Significant Impact, the determination was made that it was not necessary to prepare an environmental impact statement.

Dated: September 17, 2004.

**Stephen L. Leathery,**

*Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 04-21402 Filed 9-22-04; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Transmittal No. 04-31]

#### 36(b)(1) Arms Sales Notification

**AGENCY:** Department of Defense, Defense Security Cooperation Agency.

**ACTION:** Notice.

**SUMMARY:** The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. J. Hurd, DSCA/OPS-ADMIN, (703) 604-6575.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittal 04-31 with attached transmittal and policy justification.

Dated: September 17, 2004.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**BILLING CODE 5001-06-M**



## DEFENSE SECURITY COOPERATION AGENCY

WASHINGTON, DC 20301-2800

**13 SEP 2004**  
**In reply refer to:**  
**I- 04/008876**

**The Honorable J. Dennis Hastert**  
**Speaker of the House of Representatives**  
**Washington, D.C. 20515-6501**

**Dear Mr. Speaker:**

**Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 04-31, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Israel for construction services estimated to cost \$350 million. Soon after this letter is delivered to your office, we plan to notify the news media.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "J.B. Kohler", is positioned above the typed name.

**JEFFREY B. KOHLER**  
**LIEUTENANT GENERAL, USAF**  
**DIRECTOR**

**Enclosures:**

- 1. Transmittal No. 04-31**
- 2. Policy Justification**

**Same ltr to: House Committee on International Relations**  
**Senate Committee on Foreign Relations**  
**House Committee on Armed Services**  
**Senate Committee on Armed Services**  
**House Committee on Appropriations**  
**Senate Committee on Appropriations**

**Transmittal No. 04-31**

**Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act, as amended**

- (i) **Prospective Purchaser:** Israel
- (ii) **Total Estimated Value:**

Major Defense Equipment*	\$ 0 million
Other	<u>\$350 million</u>
TOTAL	\$350 million
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** defense services for the continued construction of two infantry training bases and a storage and logistics base for a reserve-armored division. The U.S. Army Corps of Engineers will provide planning, design, acquisition, construction administration, and management services for this program.
- (iv) **Military Department:** Army (HAK)
- (v) **Prior Related Cases, if any:** FMS case HAC - \$200 million - 28Mar00
- (vi) **Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:** none
- (vii) **Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:** none
- (viii) **Date Report Delivered to Congress:** 13 SEP 2004

\* as defined in Section 47(6) of the Arms Export Control Act.

## **POLICY JUSTIFICATION**

### **Israel – Planning, Design, and Construction Services**

The Government of Israel has requested a possible purchase of defense services for the continued construction of two infantry training bases and a storage and logistics base for a reserve-armored division. The U.S. Army Corps of Engineers will provide planning, design, acquisition, construction administration, and management services for this program. The estimated cost is \$350 million.

The construction of the proposed bases is part of United States assistance to Israel in support of the Wye River Memorandum, a Middle East Peace agreement signed on October 23, 1998 (hereafter referred to as the "Wye River Accords").

This proposed sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a friendly country which has been, and continues to be, an important force for political stability and economic progress in the Middle East.

The implementation of the Wye River Accords necessitates that certain Israeli Defense Forces' military facilities, along with their respective units, be relocated from occupied territory in the West Bank. By providing military facilities in Israel, the proposed sale of defense construction services will assist Israel in relocating these military units. As the proposed sale will provide only facilities for relocating military units, it should have no adverse impact on the regional military balance.

The proposed sale partially implements United States commitments made to Israel in connection with the Wye River Accords.

The prime contractors for these additional facilities will be selected under a separate solicitation. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of 25 U.S. Government representatives to Israel for six years. There will be technical specialists on temporary basis to participate in training, program management and technical review.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

[FR Doc. 04–21322 Filed 9–22–04; 8:45 am]  
BILLING CODE 5001–06–C

#### **DEPARTMENT OF DEFENSE**

##### **Office of the Secretary**

##### **Defense Science Board**

**AGENCY:** Department of Defense.

**ACTION:** Notice of Advisory Committee location change.

**SUMMARY:** On Wednesday, July 14, 2004 (69 FR 42135) the Department of Defense announced closed meetings, of the Defense Science Board (DSB) Task Force on Critical Homeland Infrastructure Protection. The location of the October 4–5, 2004 meetings has been changed from SAIC, 4001 N.

Fairfax Drive, Arlington, VA, 22201, to Altria Corp. Services, 120 Park Avenue, NY, 10017.

Dated: September 17, 2004.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 04–21320 Filed 9–22–04; 8:45 am]

BILLING CODE 5001–06–M

#### **DEPARTMENT OF DEFENSE**

##### **Office of the Secretary**

##### **Defense Science Board; Notice of Meeting**

**AGENCY:** Department of Defense.

**ACTION:** Notice of advisory committee meeting.

**SUMMARY:** The Defense Science Board Task Force on High Performance Microchip Supply will meet in closed session on September 21–22, 2004, at Strategic Analysis Inc., 3601 Wilson Boulevard, Arlington, VA. The Task Force will assess the implications of the movement of manufacturing capability and design of high performance microchips and will address the Department of Defense's (DoD) ability to obtain radiation hardened microchips, the ability to produce limited quantities of special purpose microchips in a timely and secure manner, and the ability to produce microchips in a timely manner to meet emerging needs.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Acquisition, Technology &