

Signed at Washington, DC, this 5th day of August 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest:

Andrew McGilvray,

Executive Secretary.

[FR Doc. E9-19667 Filed 8-14-09; 8:45 am]

BILLING CODE 3510-DS-S

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1639]

Approval for Manufacturing Authority, CNH America, LLC (Construction and Agricultural Equipment), Fargo, North Dakota

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Fargo Municipal Airport Authority, grantee of FTZ 267, has requested manufacturing authority within FTZ 267 -- Site 2, in Fargo, North Dakota (FTZ Docket 60-2008, filed October 23, 2008 and amended April 17, 2009);

Whereas, notice inviting public comment has been given in the **Federal Register** (73 FR 68406, 11-18-2008; amended 74 FR 19041-19042, 04-27-2009); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application, as amended, is in the public interest;

Now, therefore, the Board hereby grants authority for the manufacture of construction and agricultural equipment within FTZ 267 on behalf of CNH America, LLC, as described in the amended application and **Federal Register** notices, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 5th day of August 2009.

Ronald K. Lorentzen,

Acting Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.

Attest:

Andrew McGilvray,

Executive Secretary.

[FR Doc. E9-19674 Filed 8-14-09; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XQ96

Endangered and Threatened Species; Take of Anadromous Fish

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

ACTION: Receipt of an application for a scientific research permit; request for comments.

SUMMARY: Notice is hereby given that NMFS has received an application for a scientific research permit from Dr. Jerry J. Smith (14516). This document serves to notify the public of the availability of the permit application for review and comment.

DATES: Written comments on the permit application must be received no later than 5 p.m. Pacific Standard Time on September 16, 2009.

ADDRESSES: The application and related documents are available for review by selecting "Records Open for Public Comment" from the Features box on the Applications and Permits for Protected Species (APPS) home page, <https://apps.nmfs.noaa.gov>, and then selecting File No. 14516 from the list of available applications.

These documents are also available upon written request or by appointment, for Permit 14516: Protected Resources Division, NMFS, 777 Sonoma Avenue, Room 315, Santa Rosa, CA 95404 ph: (707) 575-6097, fax: (707) 578-3435).

Written comments on this application should be submitted to the address listed above. Comments may also be submitted by facsimile to (707) 578-3435, or by email to FRNpermits.SR@noaa.gov. Please include File No. 14516 in the subject line of the email comment.

FOR FURTHER INFORMATION CONTACT: Jeffrey Jahn at phone number (707) 575-6097, or e-mail: Jeffrey.Jahn@noaa.gov.

SUPPLEMENTARY INFORMATION:

Authority

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) (ESA), is based on a finding that such permits/modifications: (1) are applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the

ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with and are subject to the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

Those individuals requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). The holding of such a hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

Species Covered in This Notice

This notice is relevant to federally endangered Central California Coast (CCC) coho salmon (*Oncorhynchus kisutch*) and threatened CCC steelhead (*O. mykiss*).

Application Received

Dr. Smith requests a 5-year permit (14516) for take of adult and juvenile CCC coho salmon and CCC steelhead associated with two projects in Santa Cruz and San Mateo counties within central California.

Project 1 is the continuation of a long-term study of juvenile CCC coho salmon and CCC steelhead abundance in the Gazos, Waddell and Scott creek watersheds. The project will include electrofishing in fall at multiple sites in each stream to determine juvenile CCC coho salmon and CCC steelhead abundance, conduct an inventory of general habitat conditions, and to assess the effects of habitat conditions on salmonid distribution and survival. These data will be used to demonstrate year-class strength, spawning and redd survival conditions, adult migration access, broodyear legacy effects (general 3-year coho salmon life cycle), and an index of ocean survival. This project will also include seasonal sampling of CCC coho salmon and CCC steelhead in Gazos, Waddell and Scott creek lagoons by beach seine to provide information on relative abundance (using mark and recapture techniques), smolt and adult life history information from scales, and growth. Collection of scales from a subsample of each species and life stage is requested to determine age, growth rates, and changes in habitat use over time and tissue samples (fin-clips) are requested for CCC coho salmon for genetic analyses. In addition, this project will include winter carcass surveys for CCC coho salmon in order