

personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

*MMS Information Collection Clearance Officer:* Arlene Bajusz, (202) 208-7744.

Dated: September 2, 2009.

**E.P. Danenberger,**

*Chief, Office of Offshore Regulatory Programs.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R8-ES-2009-N199; 80221-1113-0000-F5]

#### Endangered Species Recovery Permit Applications

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

**ACTION:** Notice of receipt of permit applications; request for comment.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered species. With some exceptions, the Endangered Species Act (Act) prohibits activities with endangered and threatened species unless a Federal permit allows such activity. The Act also requires that we invite public comment before issuing these permits.

**DATES:** Comments on these permit applications must be received on or before October 26, 2009.

**ADDRESSES:** Written data or comments should be submitted to the U.S. Fish and Wildlife Service, Endangered Species Program Manager, Region 8, 2800 Cottage Way, Room W-2606, Sacramento, CA 95825 (telephone: 916-414-6464; fax: 916-414-6486). Please refer to the respective permit number for each application when submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Daniel Marquez, Fish and Wildlife Biologist; see **ADDRESSES** (telephone: 760-431-9440; fax: 760-431-9624).

**SUPPLEMENTARY INFORMATION:** The following applicants have applied for scientific research permits to conduct certain activities with endangered species under section 10(a)(1)(A) of the Act (16 U.S.C. 1531 *et seq.*). We seek review and comment from local, State, and Federal agencies and the public on

the following permit requests. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

#### Permit No. TE-221294

*Applicant:* Michael J. Galloway, San Diego, California.

The applicant requests a permit 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-053598

*Applicant:* Nicole Shorey, San Diego, California.

The applicant requests an amendment to an existing permit (April 4, 2002, 67 FR 16114) 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-227185

*Applicant:* Andrew B. Eastty, San Diego, California.

The applicant requests a permit to take (harass by survey and monitor nests) the southwestern willow flycatcher (*Empidonax traillii extimus*) and take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys and population monitoring throughout the range of the species in California; Lincoln County, Nevada; Yuma, Pima, Santa Cruz, Cochise, La Paz and Maricopa Counties in Arizona; Hidalgo, Luna, Dona Ana, Otero, Eddy, Lea, Sierra, Socorro and Lincoln Counties, New Mexico; and El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, and Brewster Counties in Texas for the purpose of enhancing their survival.

#### Permit No. TE-221295

*Applicant:* Angelica Mendoza, San Bernardino, California.

The applicant requests a permit to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys within the San Jacinto Ranger

District of the San Bernardino National Forest, Riverside County, California for the purpose of enhancing its survival.

#### Permit No. TE-221411

*Applicant:* The Center for Natural Lands Management, Fallbrook, California.

The applicant requests a permit to take (harass by survey) the least Bell's vireo (*Vireo bellii pusillus*); take (harass by survey and monitor nests) the southwestern willow flycatcher (*Empidonax traillii extimus*); take (capture, handle, and release) the giant kangaroo rat (*Dipodomys ingens*), Tipton kangaroo rat (*Dipodomys nitratoides nitratoides*) and San Bernardino kangaroo rat (*Dipodomys merriami parvus*); take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*); and take (capture, collect, and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys and or nest monitoring activities throughout the range of each species in California for the purpose of enhancing their survival.

#### Permit No. TE-095858

*Applicant:* Arianne B. Preite, Anaheim Hills, California.

The applicant requests an amendment to an existing permit (December 8, 2004, 69 FR 71070) to take (harass by survey) the light footed clapper rail (*Rallus longirostris levipes*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

#### Permit No. TE-225938

*Applicant:* Frank R. Dittmer, San Diego, California.

The applicant requests a permit 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-185595

*Applicant:* Kelly E. Buja, Sacramento, California.

The applicant requests an amendment to an existing permit (June 27, 2008, 73 FR 36552) to take (harass by survey, capture, handle, and release) the California tiger salamander (*Ambystoma californiense*) in conjunction with surveys and population monitoring

throughout the range of the species in California for the purpose of enhancing its survival.

**Permit No. TE-225970**

*Applicant:* Charlotte M. Marks, Sacramento, California.

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

**Permit No. TE-225974**

*Applicant:* Midpeninsula Regional Open Space District, Los Altos, California.

The applicant requests a permit to take (survey, capture, handle, release, and conduct habitat enhancement activities) the San Francisco garter snake (*Thamnophis sirtalis*) in conjunction with population monitoring and habitat enhancement activities in San Mateo County, California, for the purpose of enhancing its survival.

**Permit No. TE-073205**

*Applicant:* Cristina P. Sandoval, Goleta, California.

The applicant requests an amendment to an existing permit, which we granted May 26, 2005, for a Federally threatened species. The original permit allowed the applicant to take (harass by survey, locate and monitor nests, erect nest enclosures, collect and incubate eggs that are abandoned and/or in danger of predation, captive-rear chicks, and release them into the wild) the western snowy plover (*Charadrius alexandrinus nivosus*) in conjunction with surveys and population monitoring activities at the Coal Point Reserve in Santa Barbara County, California, for the purpose of enhancing its survival. The applicant requests an amendment to take (survey, locate, population monitor, place decoys, and play taped vocalizations) the California least tern (*Sterna antillarum browni*) in conjunction with surveys and population monitoring activities at the Coal Point Reserve in Santa Barbara County, California for the purpose of enhancing their survival.

**Permit No. TE-117947**

*Applicant:* Kevin B. Clark, San Diego, California.

The applicant requests an amendment to an existing permit (February 13, 2006, 71 FR 7563) to take (capture, collect, and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta*

*longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), 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-227263**

*Applicant:* Emilie A. Strauss, San Rafael, California.

The applicant requests a permit to take (harass by survey) the California clapper rail (*Rallus longirostris obsoletus*) in conjunction with surveys and population monitoring studies throughout the range of the species in California, for the purpose of enhancing its survival.

**Permit No. TE-795930**

*Applicant:* Helm Biological Consulting, Lincoln, California.

The applicant requests an amendment to an existing permit (February 16, 1996, 61 FR 6253) to take (collect soil containing Federally listed fairy shrimp cysts, translocate, and inoculate cysts into restored vernal pools) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with vernal pool restoration and population enhancement activities throughout the range of each species in California for the purpose of enhancing their survival.

We invite public review and comment on each of these recovery permit applications. Comments and materials we receive will be available for public inspection, by appointment, during normal business hours at the address listed in the **ADDRESSES** section of this notice.

Dated: September 21, 2009.

**Michael Long,**

*Acting Regional Director, Region 8, Sacramento, California.*

[FR Doc. E9-23195 Filed 9-24-09; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Bureau of Indian Affairs**

**Final Environmental Impact Statement for the Mandan, Hidatsa, Arikara (MHA) Nation's Proposed Clean Fuels Refinery, Fort Berthold Indian Reservation, Ward County, ND**

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

**ACTION:** Extension of comment period.

**SUMMARY:** On August 28, 2009, the Bureau of Indian Affairs (BIA) and the U.S. Environmental Protection Agency (EPA) as co-lead agencies; and the Mandan, Hidatsa and Arikara (MHA) Nation and the U.S. Army Corps of Engineers as cooperating agencies, published a Notice of Availability for a Final Environmental Impact Statement (FEIS) for the proposed Clean Fuels Refinery (74 FR 44380). This notice announces an extension of the public comment period until October 28, 2009. **DATES:** Public comments on the FEIS must arrive on or before October 28, 2009.

**ADDRESSES:** You may mail or hand carry written comments to Mike Black, Regional Director, Bureau of Indian Affairs, Great Plains Regional Office, 115 4th Avenue, SE., Aberdeen, SD.

**FOR FURTHER INFORMATION CONTACT:** Mike Black, BIA, 605-226-7343, or Steve Wharton, EPA, 303-312-6935 or 800-227-8917.

**SUPPLEMENTARY INFORMATION:**

The Three Affiliated Tribes (MHA Nation) has requested that BIA accept into trust status 469 acres for the MHA Nation to construct, own, operate, and maintain a petroleum refinery on 190 acres of the 469-acre parcel. The remaining acres would be used to grow forage for buffalo. The land in the northeast corner of the Fort Berthold Indian Reservation is located along Highway 23, four miles west of the town of Makoti in Ward County, North Dakota.

The MHA Nation has also applied to EPA for a National Pollutant Discharge Elimination System (NPDES) permit under the Clean Water Act for discharges from the proposed refinery.

Feedstock for the proposed refinery would include 10,000 barrels per stream day (BPSD) of synthetic crude oil via existing pipeline from Alberta, Canada; 3,000 BPSD of field butane from local suppliers; 6 million standard cubic feet per day of natural gas via existing pipeline; and 300 barrels of bio-diesel or 8,500 bushels per day of soybeans. From the feedstock, the refinery would