

be traced between the Native American human remains and any present-day Indian tribe.

The Native American Graves Protection and Repatriation Review Committee (Review Committee) is responsible for recommending specific actions for disposition of culturally unidentifiable human remains. In January 2009, Pecos National Historical Park requested that the Review Committee recommend disposition of the 153 culturally unidentifiable human remains to the Pueblo of Jemez, New Mexico, because the human remains were found within the tribe's aboriginal and historical territory. The Review Committee considered the proposal at its May 23 – 24, 2009 meeting, and recommended disposition of the human remains to the Pueblo of Jemez, New Mexico.

A September 16, 2009, letter from the Designated Federal Officer, writing on behalf of the Secretary of the Interior, transmitted the authorization for the park to effect disposition of the physical remains of the culturally unidentifiable individuals to the Pueblo of Jemez, New Mexico, contingent on the publication of a Notice of Inventory Completion in the **Federal Register**. This notice fulfills that requirement.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the human remains should contact Kathy Billings, superintendent, Pecos National Historical Park, PO Box 418, Pecos, NM 87552, telephone (505) 757-7201, before December 14, 2009. Disposition of the human remains to the Pueblo of Jemez, New Mexico may proceed after that date if no additional claimants come forward.

Pecos National Historical Park is responsible for notifying the Apache Tribe of Oklahoma; Comanche Nation, Oklahoma; Fort Sill Apache Tribe of Oklahoma; Hopi Tribe of Arizona; Jicarilla Apache Nation, New Mexico; Kiowa Indian Tribe of Oklahoma; Mescalero Apache Tribe of the Mescalero Reservation, New Mexico; Navajo Nation, Arizona, New Mexico & Utah; Ohkay Owingeh, New Mexico (formerly the Pueblo of San Juan); Pawnee Nation of Oklahoma; Pueblo of Acoma, New Mexico; Pueblo of Cochiti, New Mexico; Pueblo of Isleta, New Mexico; Pueblo of Jemez, New Mexico; Pueblo of Laguna, New Mexico; Pueblo of Nambe, New Mexico; Pueblo of Picuris, New Mexico; Pueblo of Pojoaque, New Mexico; Pueblo of San Felipe, New Mexico; Pueblo of San Ildefonso, New Mexico; Pueblo of Sandia, New Mexico; Pueblo of Santa Ana, New Mexico; Pueblo of Santa

Clara, New Mexico; Pueblo of Santo Domingo, New Mexico; Pueblo of Taos, New Mexico; Pueblo of Tesuque, New Mexico; Pueblo of Zia, New Mexico; Wichita and Affiliated Tribes (Wichita, Keechi, Waco & Tawakonie), Oklahoma; Ysleta del Sur Pueblo of Texas; and Zuni Tribe of the Zuni Reservation, New Mexico that this notice has been published.

Dated: October 22, 2009.

**Sherry Hutt,**

*Manager, National NAGPRA Program.*

[FR Doc. E9-27238 Filed 11-12-09; 8:45 am]

**BILLING CODE 4312-50-S**

## DEPARTMENT OF THE INTERIOR

### Geological Survey

#### Announcement of National Geospatial Advisory Committee Meeting

**AGENCY:** U.S. Geological Survey, Interior.

**ACTION:** Notice of meeting.

**SUMMARY:** The National Geospatial Advisory Committee (NGAC) will meet on December 1–2, 2009 at the Marriott Metro Center Hotel, 775 12th Street, NW., Washington, DC 20005. The meeting will be held in the London Room. The NGAC, which is composed of representatives from governmental, private sector, non-profit, and academic organizations, was established to advise the Chair of the Federal Geographic Data Committee on management of Federal geospatial programs, the development of the National Spatial Data Infrastructure, and the implementation of Office of Management and Budget (OMB) Circular A-16. Topics to be addressed at the meeting include:

- Current FGDC Activities.
- National Geospatial Forum.
- National Research Council—Mapping Science Committee.
- NGAC Subcommittee Activities, including Economic Recovery, Geospatial Policy, Emerging Technologies, Communications, The National Map, Partnerships, and Governance.
- Geospatial Revolution Project.
- National LIDAR Concept.

The meeting will include an opportunity for public comment on December 2. Comments may also be submitted to the NGAC in writing. Members of the public who wish to attend the meeting must register in advance. Please register by contacting Arista Maher at the U.S. Geological Survey (703-648-6283, [amaher@usgs.gov](mailto:amaher@usgs.gov)). Registrations are due by November 24, 2009. While the

meeting will be open to the public, seating may be limited due to room capacity.

**DATES:** The meeting will be held from 8:30 a.m. to 5 p.m. on December 1 and from 8 a.m. to 4:30 p.m. on December 2.

**FOR FURTHER INFORMATION CONTACT:** John Mahoney, U.S. Geological Survey (206-220-4621).

**SUPPLEMENTARY INFORMATION:** Meetings of the National Geospatial Advisory Committee are open to the public. Additional information about the NGAC and the meeting is available at <http://www.fgdc.gov/ngac>.

Dated: November 6, 2009.

**Ivan DeLoatch,**

*Executive Director, Federal Geographic Data Committee.*

[FR Doc. E9-27283 Filed 11-12-09; 8:45 am]

**BILLING CODE 4311-AM-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R4-ES-2009-N219]

[41910-1112-0000-F2]

#### Permit(s); Commercial Park in Brevard County, FL

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

**ACTION:** Notice of receipt of application for an extension of incidental take permit; availability of proposed low-effect habitat conservation plans; request for comment/information.

**SUMMARY:** We, the Fish and Wildlife Service (Service), have received an application from The Commons Group, LLC (Applicant) for an extension of incidental take permit (ITP) # TE126179-0 for 10 years under the Endangered Species Act of 1973, as amended (Act). We request public comment on the permit application and plan, as well as on our preliminary determination that the plan qualifies as low-effect under the National Environmental Policy Act (NEPA). To make this determination we used our environmental action statement and low-effect screening form, which are also available for review.

**DATES:** To ensure consideration, please send your written comments by December 14, 2009.

**ADDRESSES:** If you wish to review the application and HCP, you may request documents by U.S. mail, e-mail, or phone (see below). These documents are also available for public inspection by appointment during normal business

hours at the office below. Send your comments or requests by any one of the following methods.

*E-mail:* [northflorida@fws.gov](mailto:northflorida@fws.gov). Use "Attn: Permit number TE126179-0" as your message subject line.

*Fax:* Field Supervisor, (904) 731-3045, Attn.: Permit number TE126179-0.

*U.S. mail:* Field Supervisor, Jacksonville Ecological Services Field Office, Attn: Permit number TE126179-0, U.S. Fish and Wildlife Service, 7915 Baymeadows Way, Suite 200, Jacksonville, FL 32256.

*In-person drop-off:* You may drop off information during regular business hours at the above office address.

**FOR FURTHER INFORMATION CONTACT:** Erin Gawera, telephone: (904) 731-3121, e-mail: [erin\\_gawera@fws.gov](mailto:erin_gawera@fws.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

Section 9 of the Act (16 U.S.C. 1531 *et seq.*) and our implementing Federal regulations in the Code of Federal Regulations (CFR) at 50 CFR 17 prohibit the "take" of fish or wildlife species listed as endangered or threatened. Take of listed fish or wildlife is defined under the Act as "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct" (16 U.S.C. 1532).

However, under limited circumstances, we 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 in the Code of Federal Regulations (CFR) at 50 CFR 17.32 and 17.22, respectively. The Act's take prohibitions do not apply to federally listed plants on private lands unless such take would violate State law. In addition to meeting other criteria, an incidental take permit's proposed actions must not jeopardize the existence of federally listed fish, wildlife, or plants.

**Applicant's Proposal**

The applicant has been approved for take of approximately 7.5 ac of occupied Florida scrub-jay foraging and sheltering habitat incidental to construction of a commercial park, and seeks a 10-year extension on an existing permit. The 9-ac project is located on the southeast corner of Wickham Road and Summer Brook Drive within Section 31, Township 26 South, Range 37 East, Brevard County, Florida. The project includes development of a commercial park and the associated infrastructure, and landscaping. The applicant has

been approved to mitigate for the take of the Florida scrub-jay through the deposit of \$149,940 to the Nature Conservancy's Conservation Fund for the management and conservation of the Florida scrub-jay based on Service Mitigation Guidelines available on the Internet at <http://www.fws.gov/northflorida/Scrub-Jays/scrubjays.htm>.

**Our Preliminary Determination**

We have determined that the applicant's proposal, including the proposed mitigation and minimization measures, would have minor or negligible effects on the species covered in the HCP. Therefore, we determined that the ITP is a "low-effect" project and qualifies for categorical exclusion under the National Environmental Policy Act (NEPA), as provided by the Department of the Interior Manual (516 DM 2 Appendix 1 and 516 DM 6 Appendix 1). The notice for this permit was published in the **Federal Register** on November 8, 2006 (71 FR 65540), and the ITP was issued on December 14, 2006. A low-effect HCP is one involving (1) Minor or negligible effects on federally listed or candidate species and their habitats, and (2) minor or negligible effects on other environmental values or resources.

**Next Steps**

We will evaluate the plan and comments we receive to determine whether the ITP extension application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If we determine that the application meets these requirements, we will issue the extension of ITP # TE126179-0. In December 2006 we determined issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the ITP extension. If the requirements are met, we will issue the permit extension to the applicant.

**Public Comments**

If you wish to comment on the permit application, plan, and associated documents, you may submit comments by any one of the methods in **ADDRESSES**.

**Public Availability of Comments**

Before including your address, phone number, e-mail address, or other personal identifying information in your comments, 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.

**Authority**

We provide this notice under Section 10 of the Act and NEPA regulations (40 CFR 1506.6).

Dated: October 16, 2009.

**David L. Hankla,**

*Field Supervisor, Jacksonville Field Office.*

[FR Doc. E9-27333 Filed 11-12-09; 8:45 am]

**BILLING CODE 4310-55-S**

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**[FWS-R4-ES-2009-N225; 40120-1112-0000-F2]**

**Receipt of 32 Applications for Incidental Take Permits for Single Family and Duplex Residential Developments on the Fort Morgan Peninsula, Baldwin County, AL**

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

**ACTION:** Notice: Receipt of applications for incidental take permits (ITPs) for Habitat Conservation Plans (HCPs); availability of proposed HCPs and environmental assessment (EA); request for comment.

**SUMMARY:** We, the Fish and Wildlife Service, announce the availability of proposed HCPs, 32 accompanying ITP applications, and an EA related to proposed developments that would take the Alabama beach mouse (*Peromyscus polionotus ammobates*) on Fort Morgan Peninsula, Baldwin County, Alabama. The HCPs analyze the take of the federally endangered Alabama beach mouse incidental to constructing 28 new single-family and replacing four existing single-family homes with four duplex residences (Projects). The 24 individual applicants request a total of 32 ITPs under the Endangered Species Act of 1973 (Act), as amended. The Applicants' HCPs describe the mitigation and minimization measures proposed to address the effects on the species.

**DATES:** We must receive any written comments on the ITP applications, EA, and HCPs at our Regional Office (see **ADDRESSES**) on or before December 14, 2009.

**ADDRESSES:** Documents will be available for public inspection by appointment during normal business hours at the