

EIS is expected to be completed in November, 1995.

The Forest Service believes it is important at this early stage to give reviewers notice of several court rulings related to public participation in the environmental review process. First, reviewers of draft EIS's must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions *Vermont Yankee Nuclear Power Corp. v. NRDC*, 435 U.S. 519, 513 (1978). Also, environmental objections that could be raised at the draft EIS stage but that are not raised until after completion of the final EIS may be waived or dismissed by the courts *City of Angoon v. Hodel*, 803 F.2d 1016, 1022 (9th Cir, 1986) and *Wisconsin Heritages Inc. v. Harris*, 490 F.Supp. 1334, 1338 (E.D. Wis., 1980). Because of these court rulings, it is very important that those interested in this Proposed Action participate by the close of the 30 day comment period so that substantive comments and objections are available to the Forest Service at a time when it can meaningfully consider them and respond to them in the Final EIS.

To assist the Forest Service in identifying and considering issues and concerns on the proposed action, comments should be as specific as possible. Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.

Responsible Official: Robert L. Schrenk, Forest Supervisor, Kootenai National Forest, Supervisor's Office, 506 Hwy 2 West, Libby, MT 59923 is the Responsible Official. As the Responsible Official I will decide which, if any, of the proposed projects will be implemented. That decision will be documented in a Record of Decision. I have delegated the responsibility to prepare the Fry-Zim Environmental Impact Statement to Michael L. Balboni, District Ranger, Three Rivers Ranger District.

Dated: February 28, 1995.

**Robert L. Schrenk,**

*Forest Supervisor, Kootenai National Forest.*  
[FR Doc. 95-5696 Filed 3-8-95; 8:45 am]

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## COMMISSION ON CIVIL RIGHTS

### Agenda and Notice of Public Meeting of the Montana Advisory Committee

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a meeting of the Montana Advisory Committee to the Commission will convene on Monday, April 3, 1995, from 1:30 p.m. to 4:00 p.m. at the Sheraton Billings Hotel, 27 North 27th Street, Billings, Montana 59101. The purpose of the meeting is to update Committee members on the status of the project proposal and make plans for a future factfinding meeting.

Persons desiring additional information, or planning a presentation to the Committee, should contact Committee Chairperson Donald D. Dupuis, 406-675-2770, or Ki-Taek Chun, Acting Director of the Rocky Mountain Regional Office, 303-866-1040 (TDD 303-866-1049). Hearing-impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Regional Office at least five (5) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, February 28, 1995.

**Carol-Lee Hurley,**

*Chief, Regional Programs Coordination Unit.*  
[FR Doc. 95-5699 Filed 3-8-95; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 030295A]

#### Endangered Species; Permits

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

**ACTION:** Notice of the receipt of an application for a scientific research permit (P45R) and the receipt of applications for modifications to scientific research permit 823 (P503C) and incidental take stocking permit 908 (P503K).

Notice is hereby given that the National Biological Survey (NBS) in Corvallis, OR, has applied in due form for a scientific research permit (P45R) and that the Idaho Department of Fish and Game (IDFG) in Boise, ID, has

applied in due form for Modification 2 to scientific research Permit 823 (P503C) and Modification 1 to incidental take stocking Permit 908 (P503K) to take listed species as authorized by the Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531-1543) and the NMFS regulations governing listed fish and wildlife permits (50 CFR parts 217-227).

NBS requests authorization for a take of juvenile, endangered, Snake River spring/summer and fall chinook salmon (*Oncorhynchus tshawytscha*) as part of a study designed to provide information that will be used to: (1) Recommend siting of the bypass outfall to be constructed at the Dalles Dam; (2) evaluate the juvenile salmonid nighttime spill pattern at the Dalles Dam; (3) assess the relationship between flow rate and juvenile salmonid outmigration velocity in the Dalles pool and elsewhere; (4) evaluate juvenile salmonid passage routes at John Day Dam; (5) estimate juvenile salmonid mortality in the lower Columbia River; and (6) provide information on the vulnerability of salmonids to predation by northern squawfish (*Ptychocheilus oregonensis*). Listed fish will be collected at the John Day Handling Facility by NMFS personnel under the authority of Permit 822, anesthetized and implanted with radio telemetry transmitters (radio tags) by NBS personnel, held for 36-48 hours in tanks supplied with circulating river water to determine tag retention and delayed mortality, released near the mouth of the John Day River, and tracked to determine their fate. The requested duration of the permit is from April 15 to July 15, 1995.

Permit 823 authorizes IDFG to take endangered Snake River salmon while conducting a wide range of research activities in Idaho. For Modification 2 to the permit, IDFG requests an increase in the lethal take of juvenile, endangered, Snake River sockeye salmon (*Oncorhynchus nerka*) in Redfish Lake to optimize the evaluation of Redfish Lake fertilization/supplementation efforts in 1995 and beyond. In addition, IDFG requests to implement four other actions which will not require an increase in the take of listed species authorized in the permit. These four actions are: (1) The marking of juvenile, endangered, Snake River spring/summer chinook salmon (*Oncorhynchus tshawytscha*) using caudal fin clips to estimate the number of fry that migrate downstream past juvenile fish traps to rear downstream from study sites; (2) a fish flush strategy designed to provide flushing flows through a seasonally dewatered stretch of the Lemhi River between the Barracks Lane Bridge and