

**ACTION:** Notice.

PRT-803131, PRT-803132, PRT-803133, AND PRT-803135

**APPLICANT:** Chris R. Milam, Austin, Texas.

**SUMMARY:** The following Applicant has applied to the Fish and Wildlife Service (Service) for incidental take permits pursuant to Section 10(a) of the Endangered Species Act (Act). The requested permits would authorize the incidental take of the endangered golden-cheeked warbler (*Dendroica chrysoparia*). The proposed take would occur as a result of the construction of four single-family residences on each individually owned lots within Travis County, Texas.

The Service has prepared Environmental Assessment/Habitat Conservation Plans (EA/HCP's) for the incidental take applications. A determination of jeopardy to the species or a Finding of No Significant Impact (FONSI) will not be made before 30 days from the date of publication of this notice. This notice is provided pursuant to Section 10(c) of the Act and National Environmental Policy Act regulations (40 CFR 1506.6).

**DATES:** Written comments on the application should be received on or before July 26, 1995.

**ADDRESSES:** Persons wishing to review the application(s) may obtain a copy by writing to the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Persons wishing to review the individual EA/HCP(s) may obtain a copy by contacting Joseph E. Johnston or Alma Barrera, Ecological Services Field Office, 10711 Burnet Road, Suite 200, Hartland Bank Building, Austin, Texas 78758 (512/490-0063).

Documents will be available for public inspection by written request, by appointment only, during normal business hours (9:00 to 4:30) U.S. Fish and Wildlife Service, Austin, Texas. Written data or comments concerning the application(s) and EA/HCP(s) should be submitted to the Acting Field Supervisor, Ecological Services Field Office, Austin, Texas (see **ADDRESSES** above). Please refer to the applicable Permit Numbers when submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Joseph E. Johnston or Alma Barrera at the above Austin Ecological Service Field Office.

**SUPPLEMENTARY INFORMATION:** Section 9 of the Act prohibits the "taking" of endangered species such as the golden-cheeked warbler. However, the Service, under limited circumstances, may issue

permits to take endangered wildlife species incidental to, and not the purpose of, otherwise lawful activities. Regulations governing permits for endangered species are at 50 CFR 17.22.

The applicant plans to construct a single-family residence on each individual lots known as: Lot 3, Rimrock at River Hills Road; Lot 2, Rimrock at River Hills road; Lot 1, Rimrock at River Hills Road; and Lot 4, Rimrock at River Hills Road, Austin, Travis County, Texas. This action will eliminate less than one-half acre of land per residence and indirectly impact less than one-half additional acre per residence of golden-cheeked warbler habitat. The applicant proposes to compensate for this incidental take of golden-cheeked warbler habitat by placing \$1,500 per residence into the City of Austin Balcones Canyonlands Conservation Fund to acquire/manage lands for the conservation of the golden-cheeked warbler.

Alternatives to these actions were rejected by the Applicant because selling or not developing the individually owned subject property with federally listed species present was not economically feasible.

**Nancy M. Kaufman,**

*Regional Director, Region 2, Albuquerque, New Mexico.*

[FR Doc. 95-15555 Filed 6-23-95; 8:45 am]

**BILLING CODE 4510-55-M**

**Finding of No Significant Impact for Incidental Take Permits for the Construction of Single Family Residences at the Specific Site Locations Indicated Below in Travis County, Texas**

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

**ACTION:** Notice.

**SUMMARY:** The U.S. Fish and Wildlife Service (Service) has prepared an Environmental Assessments for issuance of a Section 10(a)(1)(B) permits for the incidental take of the Federally endangered golden-cheeked warbler (*Dendroica chrysoparia*) during the construction and operation of single-family residences in Travis County, Texas.

**Proposed Action**

The proposed action is the issuance of permits under Section 10(a)(1)(B) of the Endangered Species Act to authorize the incidental take of the golden-cheeked warbler.

The Applicant (Bette Craddock Pressler) plans to construct a single-family residence at the specific sites

indicated: Lot 5, Lot 6, Lot 4, Lot 3, Lot 1, and Lot 2, West Lake Hills, Travis County, Texas, (Permit numbers PRT-800438, PRT-800439, PRT-800440, PRT-800441, PRT-800442, and PRT-800443 respectively).

The proposed construction and operation of the single-family residences will comply with all local, State, and Federal environmental regulations addressing environmental impacts associated with this type of development. Details of the mitigation are provided in the individual Environmental Assessment/Habitat Conservation Plans. These conservation plan actions ensure that the criteria established for issuance of an incidental take permits will be fully satisfied.

**Alternatives Considered**

1. No action,
2. Proposed action,
3. Sale of the property, and purchase of another parcel,
4. Alternative site layouts,
5. Wait for issuance of the regional Section 10(a)(1)(B) permit,

**Determination**

Based upon information contained in the Environmental Assessment/Habitat Conservation Plans, the Service has determined that these actions are not major Federal actions which would significantly affect the quality of the human environment with the meaning of Section 102(2)(c) of the National Environmental Policy Act of 1969. Accordingly, the preparation of Environmental Impact Statements on the proposed action is not warranted.

It is my decision to issue the Section 10(a)(1)(B) permits for the construction and operation of the single-family residences at the sites specified above in Travis County, Texas.

**Lynn B. Starnes,**

*Acting Regional Director, Region 2, Albuquerque, New Mexico.*

[FR Doc. 95-15556 Filed 6-23-95; 8:45 am]

**BILLING CODE 4310-55-M**

**DEPARTMENT OF THE INTERIOR**

**National Park Service**

**Indian Memorial Advisory Committee**

**AGENCY:** National Park Service, Interior.  
**ACTION:** Notice of meeting.

**SUMMARY:** This notice announces a scheduled meeting of the Indian Memorial Advisory Committee. Notice of this meeting is required under the Federal Advisory Committee Act (Public Law 92-463).

**MEETING DATE AND TIME:** June 23–25, 1995, 8:00 a.m.–5:00 p.m.

**ADDRESSES:** Sheraton Billings Hotel, 27 North 27th Street, Billings, Montana 59101.

**THE AGENDA OF THIS MEETING WILL BE:** Review minutes of last meeting, discuss follow-up actions from previous meeting, introductions/opening remarks, review of design competition criteria and related proposal packages, and media/public relations.

The meeting will be open to the public. However, facilities and space for accommodating members of the public are limited, and persons will be accommodated on a first-come-first-served basis. Any member of the public may file a written statement concerning the matters to be discussed with: Superintendent, Little Bighorn Battlefield National Monument, P.O. Box 39, Crow Agency, Montana 59022, telephone (406) 638–2621. Minutes of the meeting will be available for public inspection four weeks after the meeting at the Office of the Superintendent of Little Bighorn Battlefield National Monument.

**SUPPLEMENTARY INFORMATION:** The Advisory Committee was established under Title II of the Act of December 10, 1991, for the purpose of advising the Secretary on the site selection for a memorial in honor and recognition of the Indians who fought to preserve their land and culture at the Battle of Little Bighorn, on the conduct of a national design competition for the memorial, and “\* \* \* to ensure that the memorial designed and constructed as provided in section 203 shall be appropriate to the monument, its resources and landscape, sensitive to the history being portrayed and artistically commendable.”

**FOR FURTHER INFORMATION CONTACT:** Ms. Barbara A. Sutteer, Indian Affairs Coordinator, Intermountain Field Area Office, National Park Service, 12795 W. Alameda Parkway, P.O. Box 25287, Denver, Colorado 80225–0287, (303) 969–2511.

Dated: May 22, 1995.

**Dawn A. Carey,**

*Designated Federal Officer, Little Bighorn Battlefield National Monument, National Park Service.*

[FR Doc. 95–15533 Filed 6–23–95; 8:45 am]

BILLING CODE 4310–70–P

## DEPARTMENT OF JUSTICE

### National Institute of Corrections

#### Request for Proposals

The National Institute of Corrections, U.S. Department of Justice, is seeking applications from organizations and individuals able to develop a videotape highlighting the principles of podular direct supervision and the implementation of these principles in several jails. A cooperative agreement of up to \$50,000 will be awarded for a 12-month period beginning September 1, 1995. Applications must be received by July 28, 1995. For more information and application procedures, contact Ginny Hutchinson, National Institute of Corrections, Jails Division, 1960 Industrial Circle, Suite A, Longmont, CO 80501; 1–800–995–6429 or fax 1–303–682–0469.

**Morris L. Thigpen,**

*Director.*

[FR Doc. 95–15493 Filed 6–23–95; 8:45 am]

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## DEPARTMENT OF LABOR

### Pension and Welfare Benefits Administration

#### [Prohibited Transaction Exemption 95–46;

#### Exemption Application No. D–09519, et al.]

#### Grant of Individual Exemptions; Westinghouse Pension Plan, et al.

**AGENCY:** Pension and Welfare Benefits Administration, Labor.

**ACTION:** Grant of individual exemptions.

**SUMMARY:** This document contains exemptions issued by the Department of Labor (the Department) from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (the Act) and/or the Internal Revenue Code of 1986 (the Code).

Notices were published in the **Federal Register** of the pendency before the Department of proposals to grant such exemptions. The notices set forth a summary of facts and representations contained in each application for exemption and referred interested persons to the respective applications for a complete statement of the facts and representations. The applications have been available for public inspection at the Department in Washington, D.C. The notices also invited interested persons to submit comments on the requested exemptions to the Department. In

addition the notices stated that any interested person might submit a written request that a public hearing be held (where appropriate). The applicants have represented that they have complied with the requirements of the notification to interested persons. No public comments and no requests for a hearing, unless otherwise stated, were received by the Department.

The notices of proposed exemption were issued and the exemptions are being granted solely by the Department because, effective December 31, 1978, section 102 of Reorganization Plan No. 4 of 1978 (43 FR 47713, October 17, 1978) transferred the authority of the Secretary of the Treasury to issue exemptions of the type proposed to the Secretary of Labor.

#### Statutory Findings

In accordance with section 408(a) of the Act and/or section 4975(c)(2) of the Code and the procedures set forth in 29 CFR Part 2570, Subpart B (55 FR 32836, 32847, August 10, 1990) and based upon the entire record, the Department makes the following findings:

(a) The exemptions are administratively feasible;

(b) They are in the interests of the plans and their participants and beneficiaries; and

(c) They are protective of the rights of the participants and beneficiaries of the plans.

#### Westinghouse Pension Plan (the Plan)

Located in Pittsburgh, Pennsylvania [Prohibited Transaction Exemption 95–46; Application No. D–09519]

#### Exemption

The restrictions of sections 406(a)(1)(A) through (D), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code, shall not apply to the contribution of certain securities (the Securities) to the Plan on September 14, 1993 and October 29, 1993 by Westinghouse Electric Corporation (WEC), the Plan's sponsor and as such a party in interest with respect to the Plan, provided the following conditions are met:

(a) The Securities were valued at an amount which was no greater than their fair market value at the time of contribution, as established by an independent, qualified appraiser;

(b) The terms and conditions of the contributions were at least as favorable to the Plan as terms and conditions which the Plan could have obtained in a purchase of similar securities from an unrelated party;