

[I.D. 072895C]

**Endangered Species; Permits**

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

**ACTION:** Issuance of modification 1 to permit 844 (P503I), an amendment of permit 908 (P503K), and a denial of modification 1 to permit 908 (P503K).

**SUMMARY:** Notice is hereby given that NMFS has issued a modification and an amendment to permits authorizing takes of listed species incidental to sport-fishing and fish-stocking activities, subject to certain conditions set forth therein, to the Idaho Department of Fish and Game (IDFG) and has denied a permit modification request from IDFG. **ADDRESSES:** The applications and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR8, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Environmental and Technical Services Division, F/NWO3, NMFS, 525 NE Oregon Street, Portland, OR 97232-4169 (503-230-5400).

**SUPPLEMENTARY INFORMATION:**

Modification 1 to permit 844 and the amendment of permit 908 were issued under the authority of section 10 of 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 217-222).

On July 14, 1995, modification 1 to permit 844 was issued to IDFG (P503I). Permit 844 authorizes an incidental take of adult and juvenile, listed, Snake River spring/summer chinook salmon (*Oncorhynchus tshawytscha*) and adult, listed, Snake River fall chinook salmon (*Oncorhynchus tshawytscha*) associated with the State of Idaho's sport-fishing activities.

For modification 1, IDFG is authorized for an incidental take of residual, listed, Snake River sockeye salmon (*Oncorhynchus nerka*) associated with a kokanee fishery in Redfish Lake in July 1995 only. The fishery is being allowed as a kokanee control measure. Although kokanee are not part of the Snake River sockeye salmon Evolutionarily Significant Unit, angler retention of Redfish Lake kokanee has not been allowed since 1992 because of the potential incidental harvest of listed residual sockeye, visually indistinguishable from kokanee. Possibly due to the lack of harvest and competition with juvenile

sockeye salmon, the Redfish Lake kokanee population is estimated to have approximately doubled since 1991.

A reduction of the kokanee population in Redfish Lake is desirable, because kokanee compete directly with listed sockeye salmon for food and habitat. The abundant kokanee population in Redfish Lake threatens IDFG's effort to re-establish the listed sockeye salmon's productivity in the lake. Re-opening the kokanee fishery was determined to be the most effective and the only feasible way to reduce the kokanee population in 1995. Juvenile, listed, Snake River sockeye salmon produced from IDFG's captive broodstock program are not expected to be taken as a result of the kokanee fishery, because they are too small to be captured by angling. Modification 1 is valid in 1995 only. Permit 844 expires on April 30, 1998.

On July 26, 1995, an amendment of Permit 908 was issued to IDFG (P503K). Permit 908 authorizes an incidental take of listed Snake River salmon associated with IDFG's fish-stocking activities to support recreational fisheries in Idaho.

For the amendment, a condition in the permit was revised to describe the procedure that IDFG must follow when trout-stocking is proposed in a Stanley Basin lake where listed sockeye salmon are being reintroduced. The condition was revised in response to the issuance of modification 6 to permit 795 on June 23, 1995, which authorized releases of juvenile, listed, artificially-propagated, Snake River sockeye salmon (*Oncorhynchus nerka*) into Pettit Lake in Idaho in 1995 approximately 3 weeks after the last rainbow trout have been stocked in the lake. The revised condition also describes the monitoring requirements of any dual fish-stocking scenario of this kind. The amendment is valid for the duration of the permit. Permit 908 expires on December 31, 1998.

Notice was published on March 9, 1995 (60 FR 12913) that an application had been filed by IDFG for modification 1 to permit 908. IDFG requested authorization to stock Redfish Lake with hatchery rainbow trout in 1995 and beyond to provide a recreational fishing opportunity in the lake. With the modification request, IDFG submitted data that support the assertion that hatchery rainbow trout releases in Redfish Lake would not undermine endangered sockeye salmon recovery efforts.

On July 26, 1995, NMFS denied the modification request of permit 908, because, given the importance of Redfish Lake in listed sockeye salmon recovery efforts, and given the existing

data gaps regarding interactions between stocked trout and listed sockeye salmon (i.e. predation and competition), the potential risk of planting catchable trout in Redfish Lake is too great.

Issuance of these permit actions, as required by the ESA, was based on the finding that such actions: (1) Were applied for in good faith, (2) will not operate to the disadvantage of the listed species that are the subject of the permits, and (3) are consistent with the purposes and policies set forth in section 2 of the ESA and the NMFS regulations governing listed species permits.

Dated: July 28, 1995.

**Margaret Lorenz,**

*Acting Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 95-19554 Filed 8-7-95; 8:45 am]

BILLING CODE 3510-22-F

[I.D. 073195F]

**Marine Mammals**

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

**ACTION:** Issuance of Permit No. 841 (P129J).

**SUMMARY:** Notice is hereby given that a request for modification of Permit No. 841 submitted by Bruce R. Mate, Oregon State University, Newport, OR 97365-5296 has been granted.

**ADDRESSES:** Documents submitted in connection with this permit are available for review in the following offices:

Permits Division, Office of Protected Resources, NMFS, NOAA, 1315 East-West Hwy., Silver Spring, MD 20910 (301/713-2289);

Director, Northwest Region, NMFS, NOAA, 7600 Sand Point Way, NE BIN C15700, Seattle, WA 98115 (206/526-6150);

Director, Southwest Region, NMFS, 501 West Ocean Boulevard, Suite 4200, Long Beach, CA 90802-4213 (310/980-4015); and

Director, Alaska Region, NMFS, P.O. Box 21668, Juneau, AK 99802 (907/586-7221).

**SUPPLEMENTARY INFORMATION:** On June 21, 1995, notice was published in the **Federal Register** (60 FR 32304) that a modification of Permit No. 841 issued on June 24, 1993, had been requested by the above-named individual. The modification has been granted under authority of the Marine Mammal

Protection Act of 1972 (MMPA) (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531 *et seq.*), and the regulations governing endangered fish and wildlife (50 CFR part 217-222).

The Permit authorized the harassment of up to 200 each of blue whales (*Balaenoptera musculus*), fin whales (*B. physalus*), humpback whales (*Megaptera novaeangliae*), and gray whales (*Eschrichtius robustus*) of which 50 would be tagged with an Argos satellite-monitored radio transmitter and biopsy sampled over a 5-year period. No more than 15 whales of each species will be tagged in a single year.

The modification authorized up to 55 blue whales to be tagged over a 5-year period and the restriction to limit the number of whales to be tagged in any one year was removed.

Issuance of this Permit, as required by the ESA of 1973, is based on a finding that the Permit: (1) Was applied for in good faith; (2) does not operate to the disadvantage of the endangered species which is the subject of this Permit; and (3) is consistent with the purposes and policies set forth in section 2 of the ESA of 1973.

Dated: July 31, 1995.

**Ann D. Terbush,**

*Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 95-19553 Filed 8-7-95; 8:45 am]

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[I.D. 073195G]

**Marine Mammals**

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

**ACTION:** Issuance of modification no. 1 to permit no. 934 (P281C).

**SUMMARY:** Notice is hereby given that the request for modification submitted by Mr. S. Jonathan Stern, of the Marine Mammal Research Program, Texas A&M University, Galveston, TX, has been granted.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment, in the following offices:

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289);

Director, Southwest Region, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213 (310/980-4001);

Director, Northwest Region, 7600 Sand Point Way, NE, BIN C15700, Bldg. 1, Seattle, WA 98115-0070 (206/526-6150); and,

Director, Alaska Region, P.O. Box 21688, Juneau, AK; 99802-1668 (907/586-7221).

**SUPPLEMENTARY INFORMATION:** On June 21, 1995, notice was published in the **Federal Register** (60 FR 32304) that a request to modify scientific research permit no. 934 had been received. The modification was issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*) and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973 (16 U.S.C. 1531 *et seq.*), and the regulations governing endangered species permits 50 CFR parts 217-222).

The Permit authorized the Holder to photo-identify and biopsy dart minke whales (*Balaenoptera acutorostrata*), blue whales (*B. musculus*), fin whales (*B. physalus*), sei whales (*B. borealis*), humpback whales (*Megaptera novaeangliae*), gray whales (*Eschrichtius robustus*), and killer whales (*Orcinus orca*).

The Permit, as modified, authorized additional harassment and biopsy darting of killer whales (*Orcinus orca*) in the inland waters of Washington State for purposes of scientific research.

Dated: July 31, 1995.

**Ann D. Terbush,**

*Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 95-19441 Filed 8-7-95; 8:45 am]

BILLING CODE 3510-22-F

[I.D. 072895F]

**Marine Mammals and Endangered Species**

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

**ACTION:** Receipt of application for a scientific research permit (P523A).

**SUMMARY:** Notice is hereby given that Dr. Adam Frankel, Bioacoustics Research Program, 159 Sapsucker Woods Rd., Ithaca, NY 14850 has applied in due form for a permit to take several species of marine mammals and sea turtles for purposes of scientific research.

**DATES:** Written comments must be received on or before September 7, 1995.

**ADDRESSES:** The application and related documents are available for review

upon written request or by appointment in the following office(s):

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289); and

Director, Southwest Region, NMFS, NOAA, 501 West Ocean Boulevard, Suite 4200, Long Beach, CA 90802-4213 (301/980-4016).

Written data or views, or requests for a public hearing on this request, should be submitted to the Director, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular request would be appropriate.

**FOR FURTHER INFORMATION CONTACT:** Gary Barone, Permits Division, 301/713-2289.

**SUPPLEMENTARY INFORMATION:** The subject permit is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered fish and wildlife (50 CFR parts 217-222).

The permit application requests authorization to harass marine mammals and sea turtles by a low frequency sound source which would be located near Kohala, HI, at a depth of 20 m. The proposed research would be conducted over a 5-year period.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

Dated: July 31, 1995.

**Ann D. Terbush,**

*Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.*

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**DEPARTMENT OF DEFENSE**

**Public Information Collection Requirement Submitted to the Office of Management and Budget (OMB) for Review**

**ACTION:** Notice.

The Department of Defense has submitted to OMB for clearance, the