

mitigation proposed under the Proposed Project Alternative.

This notice is provided pursuant to section 10(a) of the Act and the National Environmental Policy Act of 1969 regulations (40 CFR 1506.6). The Service will evaluate the application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of the National Environmental Policy Act regulations and section 10(a) of the Act. If it is determined that the requirements are met, a permit will be issued to the Applicant for the incidental take of the California gnatcatcher. The final permit decision will be made no sooner than 30 days from the date of this notice.

Dated: January 19, 2000.

Daniel S. Walsworth,

Acting Deputy Manager, California/Nevada Operations Office, Fish and Wildlife Service, Sacramento, California.

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Notice of Issuance of Six Permits for Incidental Take of Threatened and Endangered Species

SUMMARY: Between April 1, 1999, and September 30, 1999, Region 2 of the Fish and Wildlife Service issued six permits for the incidental take of threatened and endangered species, pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act), as amended. Of the six permits issued, four are associated with the Balcones Canyonlands Preserve and two are associated with other areas. The other two permits issued are outside of The City of Austin and Travis County, but are within the Southwest Region of the U.S. Fish and Wildlife Service. Copies of the six permits and associated decision documents are available upon request.

ADDRESSES: If you would like copies of any of the above documents, please contact the U.S. Fish and Wildlife Service, Ecological Services, P.O. Box 1306, Albuquerque, New Mexico.

FOR FURTHER INFORMATION CONTACT: Leslie Dierauf, Regional Habitat Conservation Plan Coordinator, at the above address, 505-248-6651.

SUPPLEMENTARY INFORMATION: Section 9 of the Act and Federal Regulation prohibits the "take" of wildlife species listed as threatened or endangered species. Under the Act, the term "take" means to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect listed wildlife, or to attempt to engage in any such conduct. The Service may, under limited circumstances, issue permits to authorize incidental take, *i.e.*, that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity. Regulations governing permits for endangered species are at 50 CFR 17.22.

Permittee	Permit No.	Date of issuance
Four Incidental Take Permits Issued Associated With the Balcones Canyonlands Preserve		
Tomen Park/Grandview Hills (TX)	PRT-815447	08/27/99
Balfour Tract (TX)	TE-003593-0	03/31/99
John C. Hunt (TX)	TE-010556-0	07/21/99
John M. Caster (TX)	TE-012423-0	09/24/99
Four Incidental Take Permits Issued in Other Areas of Region Permittee		
Lumbermans Investment Corp. (TX)	PRT-836384	09/30/99
Fred P. Stein (TX)	TE-007891-0	06/03/99

Thomas L. Bauer,

Regional Director, Region 2, Albuquerque, New Mexico.

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Education Facilities Replacement Construction Priorities List as of FY 2000

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Indian Affairs is publishing the Education Facilities Replacement Construction Priority List as of FY 2000 in the **Federal Register** as required by statute. Construction funding is not yet currently available for all projects on the list. The Bureau will use this list to determine the order in which Congressional appropriations are

requested for funding education facilities replacement construction projects.

FOR FURTHER INFORMATION CONTACT: Questions regarding the Education Facilities Construction Priority List may be addressed to Dr. Kenneth G. Ross, Assistant Director, Office of Indian Education Programs, 201 Third St. NW, Suite 510, Albuquerque, New Mexico 87102, (505) 346-6544/5/6, Fax (505) 346-6553.

SUPPLEMENTARY INFORMATION: Publication of the Education Facilities Replacement Construction Priority List (Priority List) in the **Federal Register** is required by 25 U.S.C. 2005(c) at the time any budget request for school construction is presented. In a Senate Report accompanying an early version of the FY 2000 Interior and Related Agencies Appropriations Act, S. Rept. No. 106-99, p. 55 (1999), the Committee on Appropriations stated that it anticipates the release of a new replacement list during the FY 2001

appropriations process. In 1998, the Bureau of Indian Affairs (BIA or Bureau) had begun preparations for developing a new Priority List, including the acceptance of applications from tribes who wished to have schools placed on the Priority List.

Schools placed on the "Education Facilities Construction Priority List as of FY 1993" that are not yet fully funded for construction, project Nos. 13, 15 and 16, did not have to submit applications for ranking on the new Priority List and are retained, in order, at the top of the FY 2000 list as project Nos. 1 through 3. The FY 1993 Priority List was published in the **Federal Register** on January 6, 1993 (58 FR 579). Education Facilities Replacement Construction projects will be funded for construction in the order in which they are ranked as appropriations become available, unless a school is not ready for the next phase of funding. In accordance with Congressional directives, the projects do not provide for new school starts nor grade level expansions.