

ADDRESSES: Written comments on any of the new applications or modification requests should be sent to Protected Resources Division, NMFS, 777 Sonoma Avenue, Room 325, Santa Rosa, CA 95404-6528. Comments may also be sent via fax to (707) 578-3435. Comments will not be accepted if submitted via e-mail or the Internet.

The application and related documents are available for review in the following office, by appointment: Office of Protected Resources, F/PR3, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401).

FOR FURTHER INFORMATION CONTACT: Permits Coordinator, Protected Resources Division, (707-575-6053).

SUPPLEMENTARY INFORMATION:

Authority

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) (ESA), is based on a finding that such permits/modifications are (1) applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with and are subject to the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

Those individuals requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

Species Covered in This Notice

The following species and evolutionarily significant units (ESU's) are covered in this notice: Threatened Central California Coast (CCC) steelhead trout (*Oncorhynchus mykiss*), threatened (CCC) coho salmon (*Oncorhynchus kisutch*), threatened, California Coastal (CC) chinook salmon (*Oncorhynchus tshawytscha*).

Modification Requests Received

The California Department of Fish and Game (CDFG) requests a

modification to permit 1067 for takes of adult and juvenile threatened CCC coho salmon (*Oncorhynchus kisutch*) associated with a proposal to develop a conservation hatchery program for coho salmon at the Congressman Don Clausen Fish Hatchery at Warm Springs Dam in Sonoma County, CA. The purpose of this program is to prevent extirpation of portions of the CCC coho salmon ESU by restoring lost or declining stocks and to provide a mechanism to conserve potential broodstock of CCC coho salmon. The overall goal of the program is to restore self-sustaining and self-regulating stocks of coho salmon to the CCC coho salmon ESU. Presently, permit 1067 authorizes intentional takes of adult and juvenile CCC coho salmon for research projects throughout the CCC coho salmon ESU. This requested modification would add additional intentional takes of adult and juvenile CCC coho salmon to the CDFG permit and include authorization to implement an enhancement program. These activities may also result in incidental takes of threatened CCC steelhead (*O. mykiss*) and threatened, California Coastal (CC) chinook salmon, (*O. tshawytscha*). This requested modification to permit 1067 would authorize intentional take of adult and juvenile CCC coho salmon and incidental take of CCC steelhead and CC chinook salmon. Permit 1067 expires on June 30, 2002.

Dated: May 4, 2001.

Chris Mobley,

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

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 042501C]

Marine Mammals; File No. 995-1608

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

ACTION: Issuance of permit.

SUMMARY: Notice is hereby given that Mr. Thomas F. Norris, Science Applications International Corp., 3990 Old Town Avenue, Suite 105A, San Diego, California 92110, has been issued a permit to take gray (*Eschrichtius robustus*), minke (*Balaenoptera acutorostrata*), and Bryde's

(*Balaenoptera edeni*) whales for purposes of scientific research.

ADDRESSES: The permit and related documents are available for review upon written request or by appointment in the following office(s):

Permits and Documentation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301) 713-0376;

Northwest Region, NMFS, 7600 Sand Point Way NE, BIN C15700, Bldg. 1, Seattle, WA 98115-0700; phone (206) 526-6150; fax (206) 526-6426;

Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213; phone (562) 980-4001; fax (562) 980-4018; and

Protected Species Coordinator, Pacific Area Office, NMFS, 1601 Kapiolani Blvd., Rm. 1110, Honolulu, HI 96814-4700; phone (808) 973-2935; fax (808) 973-2941.

FOR FURTHER INFORMATION CONTACT:

Tammy Adams or Ruth Johnson, (301)713-2289.

SUPPLEMENTARY INFORMATION: On

December 21, 2000, notice was published in the **Federal Register** (65 FR 80420) that a request for a scientific research permit to take gray (*Eschrichtius robustus*), minke (*Balaenoptera acutorostrata*), Bryde's (*Balaenoptera edeni*), blue (*Balaenoptera musculus*), fin (*Balaenoptera physalus*), and humpback (*Megaptera novaengliae*) whales had been submitted by the above-named individual. The requested permit has been issued for the three non-endangered species of whale (gray, minke, and Bryde's) only, 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 request for a permit related to the three endangered species of whale (blue, fin, and humpback) is deferred pending receipt of a report of the effects of the tags on the non-endangered species.

Dated: May 4, 2001.

Ann D. Terbush,

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

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