

DEPARTMENT OF THE INTERIOR**Fish and Wildlife Service**

[FWS-R3-ES-2011-N246;
FXES1113030000F3-123-FF03E00000]

**Endangered and Threatened Species;
Permits**

AGENCY: Fish and Wildlife Service,
Interior.

ACTION: Notice of issuance of permits.

SUMMARY: We, the U.S. Fish and Wildlife Service, have issued the following permits to conduct certain activities with endangered species under the authority of the Endangered Species Act, as amended (Act).

FOR FURTHER INFORMATION CONTACT: Ms. Lisa Mandell, at (612) 713-5343 (phone) or lisa_mandell@fws.gov (email).

SUPPLEMENTARY INFORMATION: We have issued the following permits in response

to incidental take and recovery permit applications we received under the authority of section 10 of the Act (16 U.S.C. 1531 *et seq.*). Each permit listed below was issued only after we determined that it was applied for in good faith; that granting the permit would not be to the disadvantage of the listed species; and that the terms and conditions of the permit were consistent with purposes and policy set forth in the Act.

Applicant name	Permit no.	Date issued	Date expired
RECOVERY PERMITS			
ABR, INC.	224720	5/5/2010	12/31/2011
AHLSTEDT, STEVEN A	113009	4/8/2011	12/31/2012
APPLIED SCIENCE & TECHNOLOGY, INC.	48835A	11/3/2011	12/31/2013
BAT CONSERVATION AND MANAGEMENT, INC.	212440	4/8/2011	12/31/2012
BENEDICT, RUSSELL A	06820A	7/22/2010	12/31/2011
BERNARDIN—LOCHMUELLER & ASSOCIATES	06845A	6/7/2010	12/31/2011
BERNARDIN—LOCHMUELLER & ASSOCIATES	179711	6/19/2009	12/31/2009
BHE ENVIRONMENTAL, INC	38789A	5/16/2011	12/31/2012
BHE ENVIRONMENTAL, INC	809227	6/16/2010	12/31/2010
BIDART—BOUZAT, MARIA GABRIELA	43555A	7/25/2011	12/31/2011
BRADLEY, SARAH A	207149	4/20/2009	12/31/2010
BRADLEY, SARAH A	38769A	5/16/2011	12/31/2012
BRITZKE, ERIC R	023666	3/1/2011	12/31/2012
BRZYSKI, JESSICA R	212423	6/1/2009	12/31/2010
BURKE, THERESA SYDNEY	02360A	4/26/2010	12/31/2011
CARTER, TIMOTHY C	02560A	5/12/2010	12/31/2011
CDM MICHIGAN, INC	15061A	8/4/2010	12/31/2011
CENTER FOR BIODIVERSITY	006012	4/23/2010	12/31/2011
CENTRAL LAKE SUPERIOR LAND CONSERVANCY	212417	5/22/2009	12/31/2009
CHICAGO BOTANIC GARDENS	19173A	8/10/2011	12/31/2011
CIVIL AND ENVIRONMENTAL CONSULTANTS, INC.	07358A	4/20/2011	12/31/2011
CIVIL AND ENVIRONMENTAL CONSULTANTS, INC.	118259	7/2/2009	12/31/2009
CORPS OF ENGINEERS, ST PAUL DISTRICT	02378A	4/26/2010	12/31/2011
COX, DANIEL R	43605A	9/15/2011	12/31/2013
CUNNINGHAM, GEORGE R	38862A	6/30/2011	12/31/2012
CUTHBERT, FRANCESCA J.	212430	5/22/2009	12/31/2010
CUTHBERT, FRANCESCA J.	43541A	7/1/2011	12/31/2012
DAVEY RESOURCE GROUP	235639	4/23/2010	12/31/2011
ECOLOGICAL SPECIALISTS, INC.	206781	11/2/2011	12/31/2012
ECOLOGICAL SPECIALTIES LLC	09357A	6/22/2010	12/31/2011
ECOLOGY & ENVIRONMENT, INC.	212427	10/25/2011	12/31/2012
EMERY, SARAH MICHELLE	43607A	7/27/2011	12/31/2011
ENVIRONMENTAL SOLUTIONS AND INNOVATIONS, INC.	02366A	6/19/2009	12/31/2009
ENVIRONMENTAL SOLUTIONS AND INNOVATIONS, INC.	02373A	9/9/2011	12/31/2011
ENVIROSCIENCE, INC.	130900	9/15/2011	12/31/2011
FOWLER RIDGE WIND FARM	15075A	3/31/2011	12/31/2011
GARVON, JASON MICHAEL	38860A	6/3/2011	12/31/2012
GEHRT, STANLEY D	08604A	6/24/2010	12/31/2011
HALSALL, AMY L	207178	3/29/2011	12/31/2012
HAMM, CHRISTOPHER ALAN	175852	7/9/2009	12/31/2009
HAMM, CHRISTOPHER ALAN	31215A	4/5/2011	12/31/2012
HELMS, DON R.	839777	3/28/2011	12/31/2012
HOGGARTH, MICHAEL A.	194099	5/31/2011	12/31/2011
ILLINOIS NATURAL HISTORY SURVEY	182436	3/29/2011	12/31/2012
ILLINOIS NATURAL HISTORY SURVEY	42196A	7/25/2011	12/31/2012
ILLINOIS STATE MUSEUM	10891A	6/4/2010	12/31/2011
ILLINOIS STATE MUSEUM	842313	6/8/2009	12/31/2009
IOWA DEPARTMENT OF NATURAL RESOURCES	120258	1/27/2010	12/31/2011
IOWA STATE UNIVERSITY	226335	2/22/2010	12/31/2011
J.F. NEW ASSOCIATES, INC.	02350A	4/26/2010	12/31/2011
J.F. NEW ASSOCIATES, INC.	38837A	5/20/2011	12/31/2012
KISER, ROBERT R	216605	11/5/2009	12/31/2011
KNIOWSKI, ANDREW B	06843A	6/17/2010	12/31/2011
KRIEGSHAUSER, SHAWNA R	43545A	7/26/2011	12/31/2011
KURTA, ALLEN	809630	4/10/2009	12/31/2013
LAND CONSERVANCY OF WEST MICHIGAN	06800A	6/11/2010	12/31/2010
LAND CONSERVANCY OF WEST MICHIGAN	38835A	5/16/2011	12/31/2012
LEWIS ENVIRONMENTAL CONSULTING	181256	4/5/2010	12/31/2011

Applicant name	Permit no.	Date issued	Date expired
LEWIS, JULIAN J	31208A	3/3/2011	12/31/2011
MACALESTER COLLEGE	02381A	6/23/2011	12/31/2011
MAINSTREAM COMMERCIAL DIVERS, INC.	02344A	4/26/2010	12/31/2011
MALACOLOGICAL CONSULTANTS	230947	12/24/2009	12/31/2010
MALCOSKY, MICHELLE	08603A	6/11/2010	12/31/2011
MARK TWAIN NATIONAL FOREST	31861A	4/21/2011	12/31/2012
MCCLANAHAN, ROD DANIEL	06797A	5/18/2010	12/31/2011
MCCLANE, M. BRENT	15057A	7/26/2010	12/31/2012
METROPOLITAN PARK DISTRICT OF THE TOLEDO AREA	174388	4/15/2011	12/31/2012
MICHIGAN DEPARTMENT OF NATURAL RESOURCES	207154	3/26/2009	12/31/2009
MICHIGAN DEPARTMENT OF NATURAL RESOURCES	219624	7/18/2011	12/31/2011
MIERZWA, KENNETH S	212393	6/29/2010	12/31/2010
MIERZWA, KENNETH S	38793A	5/18/2011	12/31/2012
MINNESOTA POLLUTION CONTROL AGENCY	31310A	4/20/2011	12/31/2012
MISSOURI DEPARTMENT OF CONSERVATION	120259	3/3/2010	12/31/2014
NATURAL RESOURCES RESEARCH INSTITUTE	207191	6/1/2009	12/31/2011
NORTHERN ILLINOIS UNIVERSITY	224719	11/27/2009	12/31/2011
OHIO DEPARTMENT OF NATURAL RESOURCES	207180	5/13/2011	12/31/2015
OHIO DIVISION OF WILDLIFE	151109	12/28/2010	12/31/2012
OWENS, NICHOLAS L	182430	6/2/2009	12/31/2009
PERDICAS, MARLO MARIE	206783	4/8/2011	12/31/2012
PITTSBURGH WILDLIFE & ENVIRONMENTAL, INC.	06801A	5/26/2010	12/31/2011
REDWING ECOLOGICAL SERVICES, INC.	07730A	7/20/2010	12/31/2012
REDWING ECOLOGICAL SERVICES, INC.	151107	5/23/2011	12/31/2011
ROBBINS, LYNN W.	02365A	11/8/2011	12/31/2012
ROE, KEVIN J.	48832A	10/18/2011	12/31/2013
SANDERS ENVIRONMENTAL INC	38842A	6/3/2011	12/31/2012
SHAWNEE NATIONAL FOREST	06778A	5/18/2010	12/31/2011
SKELLY AND LOY, INC.	38856A	10/21/2011	12/31/2012
SLACK, WILLIAM TODD	54326A	10/18/2011	12/31/2015
SMITHSONIAN INSTITUTION	06846A	4/30/2010	12/31/2011
SOLUK, DANIEL A	805269	12/17/2010	12/31/2014
SOUTHERN ILLINOIS UNIVERSITY	042946	4/26/2011	12/31/2012
ST. LOUIS ZOO	135297	4/25/2011	12/31/2012
STANTEC CONSULTING SERVICES	152002	4/27/2010	12/31/2010
STANTEC CONSULTING SERVICES	38821A	5/19/2011	12/31/2012
STANTEC CONSULTING SERVICES, INC.	15027A	7/23/2010	12/31/2011
STEFFEN, BRADLEY JAMES	207150	4/21/2009	12/31/2010
TAWSE, MERRILL BERNARD	207560	4/22/2009	12/31/2010
TAWSE, MERRILL BERNARD	38785A	5/16/2011	12/31/2012
THE FIELD MUSEUM OF NATURAL HISTORY	06795A	5/25/2010	12/31/2011
THE HOLDEN ARBORETUM	38858A	6/24/2011	12/31/2012
THE NATURE CONSERVANCY	127441	6/25/2010	12/31/2010
THE NATURE CONSERVANCY—MICHIGAN CHAPTER	207523	4/21/2011	12/31/2012
THE OHIO DEPARTMENT OF TRANSPORTATION	02651A	8/8/2011	12/31/2011
THE TOLEDO ZOO	106217	4/26/2010	12/31/2012
THIRD ROCK CONSULTANTS, LLC	049738	9/9/2011	12/31/2012
TIMPONE, JOHN CHARLES	120231	7/22/2011	12/31/2012
TOMASI, THOMAS E	195082	12/22/2010	12/31/2012
TRAGUS ENVIRONMENTAL CONSULTING, INC.	105320	4/6/2011	12/31/2012
U.S. ENVIRONMENTAL PROTECTION AGENCY	06844A	3/8/2011	12/31/2015
U.S. FISH AND WILDLIFE SERVICE	06841A	4/22/2011	11/30/2014
U.S. FISH AND WILDLIFE SERVICE	206778	4/18/2011	12/31/2012
U.S. FISH AND WILDLIFE SERVICE	697830	12/16/2010	12/31/2015
U.S. FOREST SERVICE	217351	8/18/2009	12/31/2011
U.S. GEOLOGICAL SURVEY	10887A	7/25/2011	12/31/2013
U.S. GEOLOGICAL SURVEY	38866A	5/25/2011	12/31/2012
U.S. GEOLOGICAL SURVEY	831774	3/16/2009	12/31/2010
UNIVERSITY OF WISCONSIN—STEVENS POINT	08602A	6/14/2010	12/31/2011
UPPER PENINSULA LAND CONSERVANCY	06822A	7/1/2011	12/31/2011
US GEOLOGICAL SURVEY	207526	9/29/2011	12/31/2011
USDA FOREST SERVICE	06809A	5/18/2010	12/31/2011
VANDE KOPPLE, ROBERT J	11035A	6/23/2010	12/31/2011
VOLK FIELD—CRTC—ANG	19777A	8/11/2010	3/31/2011
VUCETICH, JOHN A	212420	8/27/2009	12/31/2011
WALTERS, BRIANNE LORRAINE	106220	4/4/2011	12/31/2012
WATTERS, GEORGE THOMAS	088720	9/15/2011	12/31/2012
WESTERN ECOSYSTEMS TECHNOLOGY, INC.	234121	4/22/2011	12/31/2011
WHITAKER, JOHN O.	839763	7/1/2011	12/31/2012
WISCONSIN DEPARTMENT OF NATURAL RESOURCES	20323A	9/1/2011	8/6/2020
ZANATTA, DAVID T	212435	7/28/2009	6/30/2011

INCIDENTAL TAKE PERMITS

EXELON GENERATION COMPANY, LLC	17852A	8/16/2010	8/15/2034
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Applicant name	Permit no.	Date issued	Date expired
MICHIGAN DEPARTMENT OF NATURAL RESOURCES	213404	7/1/2010	12/31/2030
WISCONSIN DEPARTMENT OF NATURAL RESOURCES	010064	7/12/2010	12/31/2019

Availability of Documents

Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents to Lisa Mandell (see **FOR FURTHER INFORMATION CONTACT**).

Authority: The authority for this notice is the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: November 21, 2011.

Lynn M. Lewis,

Assistant Regional Director, Ecological Services, Midwest Region.

[FR Doc. 2011-30828 Filed 11-29-11; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R1-ES-2011-N235; 10120-1112-0000-F2]

Endangered and Threatened Wildlife and Plants; Incidental Take Permit Application; Habitat Conservation Plan and Associated Documents; Kaheawa Pastures Wind Energy Generation Facility, Maui County, HI

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability; request for comments.

SUMMARY: We, the Fish and Wildlife Service, have received an application, under the Endangered Species Act of 1973, as amended (Act), from Kaheawa Wind Power I, LLC, for an amendment to incidental take permit (ITP) number TE118901-0 and the associated Kaheawa Pastures Wind Energy Generation Facility Habitat Conservation Plan (HCP). If approved, the ITP amendment would reduce the level of authorized incidental take of the endangered Hawaiian petrel (uau) and the threatened Newell's shearwater (ao) in the course of operating the Kaheawa Pastures Wind Energy Generation Facility (KWPI wind farm) for generating electricity on the island of Maui, Hawaii. We invite public comment on the proposed amendment of the ITP, HCP, and associated documents.

DATES: To ensure consideration, please send your written comments by December 30, 2011.

ADDRESSES: You may download a copy of the permit application, HCP, and associated documents on the Internet at <http://www.fws.gov/pacificislands/>. Alternatively, you may use one of the methods below to request hard copies or a CD-ROM of the documents. Please specify permit number TE118901-0 on all correspondence.

Submitting Comments: You may submit comments or requests for copies or more information by one of the following methods.

- **Email:** Dawn Greenlee@fws.gov. Include "Permit Number TE118901-0" in the subject line of the message.
- **U.S. Mail:** Please address written comments to Loyal Mehrhoff, Project Leader, Pacific Islands Fish and Wildlife Office, U.S. Fish and Wildlife Service, 300 Ala Moana Boulevard, Room 3-122, Honolulu, HI 96850.

- **In-Person Drop-off, Viewing, or Pickup:** Call Dawn Greenlee, Fish and Wildlife Biologist, at (808) 792-9400 to make an appointment to view or pick up draft documents, or drop-off comments during regular business hours at the above address.

- **Fax:** Loyal Mehrhoff, Project Leader, (808) 792-9580, Attn.: Permit number TE118901-0.

FOR FURTHER INFORMATION CONTACT:

Dawn Greenlee, Fish and Wildlife Biologist, U.S. Fish and Wildlife Service, (808) 792-9400 (phone); Dawn Greenlee@fws.gov (email, include "Permit Number TE118901-0" in the subject line of the message). If you use a telecommunications device for the deaf (TDD), please call the Federal Information Relay Service (FIRS) at (800) 877-8339.

SUPPLEMENTARY INFORMATION:

Introduction

Kaheawa Wind Power I, LLC (KWPI), a subsidiary of First Wind Energy LLC, has requested an amendment to their existing incidental take permit (ITP) number TE118901-0, and the associated Kaheawa Pastures Wind Energy Generation Facility Habitat Conservation Plan (HCP), under section 10(a)(1)(B) of the Act. If we approve the amendment, the ITP would reduce the level of authorized incidental take of the endangered Hawaiian petrel (uau, *Pterodroma sandwichensis*) and the

threatened Newell's shearwater (ao, *Puffinus auricularis newelli*) in the course of operating the Kaheawa Pastures Wind Energy Generation Facility (KWPI wind farm) for generating electricity on the island of Maui, Hawaii. Project-related permit-authorized take of the Hawaiian goose (nene, *Branta sandvicensis*) and the Hawaiian hoary bat (opeapea, *Lasiurus cinereus semotus*) would remain unchanged.

The take would be incidental to KWPI's continued operation of the 20-turbine, 30-megawatt KWPI wind farm that generates electricity on Maui. The Service listed the Hawaiian petrel as endangered on March 11, 1967 (32 FR 4001); the Hawaiian goose as endangered on March 11, 1967 (32 FR 4001); the Hawaiian hoary bat as endangered on October 13, 1970 (35 FR 16047); and the Newell's shearwater as threatened on September 25, 1975 (40 FR 44150).

The notice for the existing ITP was published in the **Federal Register** on October 4, 2005 (70 FR 57888), and the ITP was issued on January 30, 2006.

Background

Section 9 of the Act (16 U.S.C. 1531 *et seq.*) and our implementing Federal regulations in the *Code of Federal Regulations* (CFR) at 50 CFR 17 prohibit the "take" of fish or wildlife species listed as endangered or threatened. Take of listed fish or wildlife is defined under the Act as "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct" (16 U.S.C. 1532). However, under limited circumstances, we issue permits to authorize incidental take—i.e., take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity.

Regulations governing incidental take permits for threatened and endangered species are at 50 CFR 17.32 and 17.22, respectively. In addition to meeting other criteria, an ITP must not jeopardize the continued existence of federally listed threatened or endangered species.

Applicant's Proposal

KWPI currently holds permit number TE118901-0, and now seeks an amendment to this existing permit to reduce the permitted level of take for the Hawaiian petrel and the Newell's shearwater. The existing permit