

**Permit Number TE128263-1**

Applicant: Ecological Specialties, LLC., Symsonia, KY.

The applicant requests a permit amendment to take Indiana bat throughout Iowa, Oklahoma, Georgia, North Carolina, South Carolina, Wisconsin, Vermont, Florida, Michigan, Mississippi, Maryland, New Jersey, Connecticut, and Massachusetts. The scientific research is aimed at enhancement of survival of the species in the wild.

**Permit Number TE160180**

Applicant: Amy Halsall, Woodridge, IL.

The applicant requests a permit to take the Indiana bat (*Myotis sodalis*) throughout Illinois and Indiana. The scientific research is aimed at enhancement of survival of the species in the wild.

**Permit Number TE160235**

Applicant: The Ohio Department of Transportation, Columbus, OH.

The applicant requests a permit to take the Indiana bat (*Myotis sodalis*) throughout Ohio. The scientific research is aimed at enhancement of survival of the species in the wild.

**Public Comments**

We solicit public review and comment on this permit application. Please refer to the respective permit number when you submit comments. Comments and materials we receive are available for public inspection, by appointment, during normal business hours at the address shown in the **ADDRESSES** section. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

**National Environmental Policy Act (NEPA)**

In compliance with NEPA (42 U.S.C. 4321 *et seq.*), we have made an initial determination that the activities proposed by this permit are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Dated: July 12, 2007.

TJ Miller,

Chief, Endangered Species, Ecological Services, Region 3, Fort Snelling, Minnesota.  
[FR Doc. E7-15015 Filed 8-1-07; 8:45 am]

BILLING CODE 4310-55-P

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Endangered and Threatened Wildlife and Plants; 5-Year Review of Nine Southeastern Species**

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

**ACTION:** Notice.

**SUMMARY:** The Fish and Wildlife Service is initiating 5-year reviews of the Louisiana black bear (*Ursus americanus luteolus*), Alabama red-bellied turtle (*Pseudemys alabamensis*), goldline darter (*Percina aurolineata*), blue shiner (*Cyprinella caerulea*), fat pocketbook (*Potamilus capax*), slender campeloma (*Campeloma decampi*), armored snail (*Pyrgulopsis* (=Marstonia) *pachyta*), cave crayfish (*Cambarus zophonastes*), and lyrate bladderpod (*Lesquerella lyrata*), under section 4(c)(2) of the Endangered Species Act (Act) of 1973 (16 U.S.C. 1531 *et seq.*), as amended. The purpose of reviews conducted under this section of the Act is to ensure that the classification of species as threatened or endangered on the List of Endangered and Threatened Wildlife and Plants (50 CFR 17.11 and 17.12) is accurate. A 5-year review is an assessment of the best scientific and commercial data available at the time of the review.

**DATES:** To allow us adequate time to conduct this review, information submitted for our consideration must be received on or before October 1, 2007. However, we will continue to accept new information about any listed species at any time.

**ADDRESSES:** Information submitted on the Louisiana black bear should be sent to Field Supervisor, Lafayette Field Office, Fish and Wildlife Service, 646 Cajundome Blvd., Suite 400, Lafayette, Louisiana 70506, fax 337/291-3139. Information on the Alabama red-bellied turtle, goldline darter, blue shiner, fat pocketbook, and lyrate bladderpod should be sent to Field Supervisor, Jackson Field Office, Fish and Wildlife Service, 6578 Dogwood View Parkway, Jackson, Mississippi 39216, fax 601-965-4340. Information on the slender campeloma and armored snail should be sent to Field Supervisor, Daphne Field Office, Fish and Wildlife Service, 1208-

B Main St., Daphne, Alabama 36526, fax 251/441-6222. Information submitted on the cave crayfish should be sent to Field Supervisor, Conway Field Office, Fish and Wildlife Service, 110 S. Amity Rd., Suite 300, Conway, Arkansas, fax 501/513-4480. Information received in response to this notice of review will be available for public inspection by appointment, during normal business hours, at the same addresses.

**FOR FURTHER INFORMATION CONTACT:**

Debbie Fuller at the Lafayette, Louisiana office, address above, (telephone, 337/291-3124, e-mail [deborah\\_fuller@fws.gov](mailto:deborah_fuller@fws.gov)); Cary Norquist at the Jackson, Mississippi office, address above, (telephone, 601/321-1128, e-mail [cary\\_norquist@fws.gov](mailto:cary_norquist@fws.gov)); Jeff Powell at the Daphne, Alabama office, address above, (telephone, 251/441-5181, e-mail [jeff\\_powell@fws.gov](mailto:jeff_powell@fws.gov)); and David Kampwerth at the Conway, Arkansas office, address above, (telephone, 501/513-4477, e-mail [david\\_kampwerth@fws.gov](mailto:david_kampwerth@fws.gov)).

**SUPPLEMENTARY INFORMATION:** Under the Act, the Service maintains a list of endangered and threatened wildlife and plant species at 50 CFR 17.11 (for wildlife) and 17.12 (for plants) (collectively referred to as the List). Section 4(c)(2)(A) of the Act requires that we conduct a review of listed species at least once every 5 years. Then, on the basis of such reviews, under section 4(c)(2)(B), we determine whether or not any species should be removed from the List (delisted), or reclassified from endangered to threatened or from threatened to endangered. Delisting a species must be supported by the best scientific and commercial data available and only considered if such data substantiate that the species is neither endangered nor threatened for one or more of the following reasons: (1) The species is considered extinct; (2) the species is considered to be recovered; and/or (3) the original data available when the species was listed, or the interpretation of such data, were in error. Any change in Federal classification would require a separate rulemaking process. Amendments to the List through final rules are published in the **Federal Register**.

The regulations at 50 CFR 424.21 require that we publish a notice in the **Federal Register** announcing those species currently under active review. This notice announces our active review of the following species that are currently listed as endangered: Alabama red-bellied turtle, slender campeloma, armored snail, cave crayfish, and lyrate bladderpod. This notice also announces

our active review of the following species that are currently listed as threatened: Louisiana black bear, goldline darter, and blue shiner.

The List is also available on our internet site at <http://endangered.fws.gov/wildlife.html#Species>.

#### What Information Is Considered in the Review?

A 5-year review will consider the best scientific and commercial data that have become available since the current listing determination or most recent status review of each species, such as:

A. Species biology, including but not limited to population trends, distribution, abundance, demographics, and genetics;

B. Habitat conditions, including but not limited to amount, distribution, and suitability;

C. Conservation measures that have been implemented to benefit the species;

D. Threat status and trends (see five factors under heading "How do we determine whether a species is endangered or threatened?"); and

E. Other new information, data, or corrections, including but not limited to taxonomic or nomenclatural changes, identification of erroneous information contained in the List, and improved analytical methods.

#### Definitions Related to This Notice?

The following definitions are provided to assist those persons who contemplate submitting information regarding the species being reviewed:

A. *Species* includes any species or subspecies of fish, wildlife, or plant, and any distinct population segment of any species of vertebrate which interbreeds when mature.

B. *Endangered* means any species that is in danger of extinction throughout all or a significant portion of its range.

C. *Threatened* means any species that is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range.

#### How Do We Determine Whether a Species Is Endangered or Threatened?

Section 4(a)(1) of the Act establishes that we determine whether a species is endangered or threatened based on one or more of the following five factors:

A. The present or threatened destruction, modification, or curtailment of its habitat or range;

B. Overutilization for commercial, recreational, scientific, or educational purposes;

C. Disease or predation;

D. The inadequacy of existing regulatory mechanisms; or

E. Other natural or manmade factors affecting its continued existence.

#### What Could Happen as a Result of This Review?

If we find that there is new information concerning any of these nine species indicating that a change in classification may be warranted, we may propose a new rule that could do one of the following: (a) Reclassify the species from endangered to threatened (downlist); (b) reclassify the species from threatened to endangered (uplist); or (c) delist the species. If we determine that a change in classification is not warranted, then the species will remain on the List under its current status.

#### Public Solicitation of New Information

We request any new information concerning the status of any of these nine species. See "What information is considered in the review?" heading for specific criteria. Information submitted should be supported by documentation such as maps, bibliographic references, methods used to gather and analyze the data, and/or copies of any pertinent publications, reports, or letters by knowledgeable sources. Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Individual respondents may request that we withhold their names and home addresses, etc., but if you wish us to withhold this information, you must state this prominently at the beginning of your comments. In addition, you must present rationale for withholding this information. This rationale must demonstrate that disclosure would constitute a clearly unwarranted invasion of privacy. Unsupported assertions will not meet this burden. In absence of exceptional, undocumented circumstances, this information will be released. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

#### Authority

This document is published under the authority of the Endangered Species Act (16 U.S.C. 1531 *et seq.*).

Dated: June 23, 2007.

**Cynthia K. Dohner,**

*Acting Regional Director, Southeast Region*  
[FR Doc. E7-15023 Filed 8-1-07; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Notice of Availability of the Recovery Plan for the Endangered Vermilion Darter

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

**ACTION:** Notice of document availability.

**SUMMARY:** We, the Fish and Wildlife Service, announce the availability of the final recovery plan for the endangered vermilion darter (*Etheostoma chermocki*). The vermilion darter is a medium-sized darter found only in the Turkey Creek drainage, Jefferson County, Alabama. The recovery plan includes specific recovery objectives and criteria to be met to delist the vermilion darter under the Endangered Species Act of 1973, 16 U.S.C. 1531 *et seq.*, as amended (Act).

**ADDRESSES:** You may obtain a copy of the recovery plan by visiting our recovery plan website on the Internet at <http://endangered.fws.gov/recovery/index.html#plans> or by contacting the Jackson Field Office, Fish and Wildlife Service, 6578 Dogwood View Parkway, Suite A, Jackson, Mississippi 39213 (Telephone 601/321-1127).

**FOR FURTHER INFORMATION CONTACT:** Daniel Drennen at the above address and telephone number.

#### SUPPLEMENTARY INFORMATION:

##### Background

The vermilion darter (*Etheostoma chermocki* (Teleostei: Percidae)) was officially described in 1992 from Turkey Creek, a tributary of the Locust Fork, which is within the Black Warrior River drainage of Jefferson County, Alabama. The vermilion darter belongs to the subgenus *Ulocentra* (snubnose darters) which includes fish that are slightly laterally compressed, have complete lateral lines, broadly connected gill membranes, a short head, and a small pronounced mouth. The vermilion darter is a medium-sized darter, reaching about 7.1 centimeters (2.8 inches) total length (length from tip of snout to longest portion of tail fin). The vermilion darter was listed as endangered under the Act on November 28, 2001 (66 FR 59367).

The current range of the vermilion darter is 14.1 kilometers (km) (8.7 miles (mi)) of the main stem of Turkey Creek, the lowermost reaches (0.8 km (0.5 mi)) of Dry and Beaver creeks and within a spring run of an unnamed spring that drains into Beaver Creek along Alabama Highway 79. Restricted and localized in range, the vermilion darter is vulnerable