

50 CFR 17.72 for threatened plant species.

### Applications Available for Review and Comment

We invite local, State, and Federal agencies, and the public to comment on the following applications. Please refer to the appropriate permit number (e.g., Permit No. TE-123456) for the application when submitting comments.

Documents and other information the applicant has submitted with this application is available for review, subject to the requirements of the Privacy Act (5 U.S.C. 552a) and Freedom of Information Act (5 U.S.C. 552).

### Permit Application Number: TE-94926A

*Applicant: Glenn Dunmire, Dunmire Consulting, Cohone, Colorado.*

The applicant requests a new permit to take (harass by survey) Mexican spotted owl (*Strix occidentalis lucida*) and Southwestern willow flycatcher (*Empidonax traillii extimus*) in conjunction with surveys and population monitoring activities in Utah for the purpose of enhancing the species' survival.

### National Environmental Policy Act (NEPA)

In compliance with NEPA (42 U.S.C. 4321 *et seq.*), we have made an initial determination that the proposed activities in these permits are categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement (516 DM 6 Appendix 1, 1.4C(1)).

### Public Availability of Comments

All comments and materials we receive in response to this request will be available for public inspection, by appointment, during normal business hours at the address listed in the ADDRESSES section of this notice.

Before including your address, phone number, email 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.

#### Authority

We provide this notice under section 10 of the Act (16 U.S.C. 1531 *et seq.*)

Dated: January 31, 2013.

#### Mike Thabault,

*Assistant Regional Director, Mountain-Prairie Region.*

[FR Doc. 2013-02579 Filed 2-5-13; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R2-ES-2013-N004;  
FXES11130100000C4-123-FF01E00000]

### Endangered and Threatened Wildlife and Plants; 5-Year Status Reviews of Ocelot and Mexican Spotted Owl in the Southwest Region

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

**ACTION:** Notice of initiation of reviews; request for information.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, are initiating 5-year status reviews under the Endangered Species Act of 1973, as amended (Act), of the endangered ocelot (*Leopardus [=Felis] pardalis*) and the threatened Mexican spotted owl (*Strix occidentalis lucida*). A 5-year review is based on the best scientific and commercial data available at the time of the review; therefore, we are requesting submission of any such information that has become available since our original listing of these two species.

**DATES:** To ensure consideration, we are requesting submission of new information no later than April 8, 2013. However, we will continue to accept new information about any listed species at any time.

**ADDRESSES:** For how to submit information, see Request for Information and "How Do I Ask Questions or Provide Information?" in the SUPPLEMENTARY INFORMATION section.

**FOR FURTHER INFORMATION CONTACT:** For information on a particular species, contact the appropriate person or office listed in the table in the SUPPLEMENTARY INFORMATION section.

### SUPPLEMENTARY INFORMATION:

#### Why do we conduct a 5-year review?

Under the Act (16 U.S.C. 1531 *et seq.*), we maintain Lists of Endangered and Threatened Wildlife and Plants (which we collectively refer to as the List) in the Code of Federal Regulations (CFR) at 50 CFR 17.11 (for animals) and 17.12 (for plants). Section 4(c)(2)(A) of the Act requires us to review each listed species' status at least once every 5 years. Our regulations at 50 CFR 424.21 require that we publish a notice in the **Federal Register** announcing those species under active review. For additional information about 5-year reviews, refer to our factsheet at <http://www.fws.gov/endangered/what-we-do/recovery-overview.html>.

#### What information do we consider in our review?

A 5-year review considers all new information available at the time of the review. In conducting these reviews, we consider the best scientific and commercial data that have become available since the listing determination or most recent status review, 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 that benefit the species;

(D) Threat status and trends in relation to the five listing factors (as defined in section 4(a)(1) of the Act); 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.

Any new information will be considered during the 5-year review and will also be useful in evaluating the ongoing recovery programs for the species.

#### Which species are under review?

This notice announces our active review of the species listed in the table below.

Common name	Scientific name	Listing status	Where listed	Final listing rule (Federal Register citation and publication date)	Contact person, phone, email	Contact person's U.S. mail address
Ocelot .....	<i>Leopardus</i> [= <i>Felis</i> ] <i>pardalis</i> .	Endangered	U.S.A. (AZ, TX) to Central and South America.	47 FR 31670 July 21, 1982.	Mitch Sternberg, Biologist, 956-784-7500 (phone); <i>Mitch_Sternberg@fws.gov</i> (email).	South Texas Refuges Complex Head- quarters, Attention 5-Year Review, 3325 Green Jay Road, Alamo, TX 78516.
Owl, Mexican Spotted.	<i>Strix</i> <i>occidentalis</i> <i>lucida</i> .	Threatened ...	U.S.A. (AZ, CO, NM, TX, UT); Mexico.	58 FR 14248 March 16, 1993.	Field Supervisor, 602-242-0210 (phone); <i>Steve_Spangle@fws.gov</i> (email).	U.S. Fish and Wildlife Service, Arizona Ecological Services Field Office, Attention 5-Year Review, 2321 West Royal Palm Road, Suite 103, Phoenix, AZ 85021.

### Request for Information

To ensure that a 5-year review is complete and based on the best available scientific and commercial information, we request new information from all sources. See "What Information Do We Consider in Our Review?" for specific criteria. If you submit information, please support it with 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.

### How do I ask questions or provide information?

If you wish to provide information for any species listed above, please submit your comments and materials to the appropriate contact in the table above. You may also direct questions to those contacts. Individuals who are hearing impaired or speech impaired may call the Federal Relay Service at 800-877-8339 for TTY assistance.

### Public Availability of Comments

Before including your address, phone number, email 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.

Comments and materials received will be available for public inspection, by appointment, during normal business hours at the offices where the comments are submitted.

### Completed and Active Reviews

A list of all completed and currently active 5-year reviews addressing species for which the Southwest Region of the Service has lead responsibility is available at [http://www.fws.gov/southwest/es/ElectronicLibrary\\_Main.cfm](http://www.fws.gov/southwest/es/ElectronicLibrary_Main.cfm) (under Select a Document Category, select 5-Year Review).

### Authority

This document is published under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: January 30, 2013.

**Joy E. Nicholopoulos,**  
*Acting Regional Director, Southwest Region,  
Fish and Wildlife Service.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R7-R-2012-N206;  
FXRS12650700000-134-FF07R06000]

### Final Environmental Impact Statement; Izembek National Wildlife Refuge Proposed Land Exchange/Road Corridor, Cold Bay, AK

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

**ACTION:** Notice of availability.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), announce the availability of a final environmental impact statement (EIS) for a proposed land exchange/road corridor on the Izembek National Wildlife Refuge (Refuge), Alaska. We prepared this final

EIS pursuant to the National Environmental Policy Act of 1969 (NEPA) and its implementing regulations. The Service is furnishing this notice to advise the public and other agencies of availability of the final EIS.

**DATES:** The review period will end March 8, 2013. We are not soliciting comments on the final EIS during this review period.

**ADDRESSES:** You may submit questions or requests for more information by any one of the following methods:

*Email:* [izembek\\_eis@fws.gov](mailto:izembek_eis@fws.gov); include "Izembek National Wildlife Refuge final EIS" in the subject line of the message.

*Fax:* Attn: Stephanie Brady, Project Team Leader, (907) 786-3965.

*U.S. Mail:* Stephanie Brady, Project Team Leader, U.S. Fish and Wildlife Service, 1011 East Tudor Rd., MS-231, Anchorage, AK 99503.

*In-Person Pickup or Drop-off:* You may pick up a copy of the EIS or drop off questions during regular business hours at the address listed above.

You will find the final EIS, as well as information about the process and a summary of the final EIS, on the Izembek refuge web site: <http://izembek.fws.gov/eis.htm>.

**FOR FURTHER INFORMATION CONTACT:** Stephanie Brady, (907) 306-7448, or at the addresses above.

### SUPPLEMENTARY INFORMATION:

#### Introduction

In 2009 the Omnibus Public Land Management Act of 2009 (Act), Public Law 111-11; 123 Stat. 991, was enacted. Subject to complying with the requirements of the Act, it authorized the Secretary of the Interior to enter into a land exchange between the Service