

mitigation measures were developed and will be implemented as part of project approval by the City of Rialto to address the identified environmental effects. The mitigation measures include preservation of 2 acres of occupied Delhi Sands flower-loving fly habitat within the Colton Dunes Conservation Bank to offset impacts to the subspecies.

Therefore, our proposed issuance of the requested incidental take permit qualifies as a categorical exclusion under NEPA, as provided by the Department of the Interior Manual (516 DM 2 Appendix 1, 516 DM 6 Appendix 1, and 516 DM 8.5(C)(2)). Based on our review of public comments that we receive in response to this notice, we may revise this preliminary determination.

#### Next Steps

We will evaluate the proposed HCP and comments we receive to determine whether the permit application meets the requirements and issuance criteria under section 10(a) of the Act. We will also evaluate whether issuance of a section 10(a)(1)(B) incidental take permit would comply with section 7 of the Act by conducting an internal Service consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue a permit. If the requirements and issuance criteria under section 10(a) are met, we will issue the permit to the applicant for incidental take of Delhi Sands flower-loving fly.

#### Public Comments

If you wish to comment on the permit application, proposed HCP, and associated documents, you may submit comments by any of the methods noted in the **ADDRESSES** section.

#### 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 may 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.*) and NEPA regulations (40 CFR 1506.6).

#### G. Mendel Stewart,

Field Supervisor, Carlsbad Fish and Wildlife Office, Carlsbad, California.

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**BILLING CODE 4510-55-P**

### DEPARTMENT OF THE INTERIOR

#### Fish and Wildlife Service

[FWS-R8-ES-2014-N144;  
FXES11130800000-145-FF08E00000]

#### Endangered Species Recovery Permit Applications

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

**ACTION:** Notice of receipt of permit applications; request for comment.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered species. With some exceptions, the Endangered Species Act (Act) prohibits activities with endangered and threatened species unless a Federal permit allows such activity. The Act also requires that we invite public comment before issuing recovery permits to conduct certain activities with endangered species.

**DATES:** Comments on these permit applications must be received on or before August 25, 2014.

**ADDRESSES:** Written data or comments should be submitted to the Endangered Species Program Manager, U.S. Fish and Wildlife Service, Region 8, 2800 Cottage Way, Room W-2606, Sacramento, CA 95825 (telephone: 916-414-6464; fax: 916-414-6486). Please refer to the respective permit number for each application when submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Daniel Marquez, Fish and Wildlife Biologist; see **ADDRESSES** (telephone: 760-431-9440; fax: 760-431-9624).

**SUPPLEMENTARY INFORMATION:** The following applicants have applied for scientific research permits to conduct certain activities with endangered species under section 10(a)(1)(A) of the Act (16 U.S.C. 1531 *et seq.*). We seek review and comment from local, State, and Federal agencies and the public on the following permit requests.

#### Applicants

Permit No. TE-837448

Applicant: Douglas W. Allen, San Diego, California

The applicant requests an amendment to a permit to take (capture, collect, transport, hatch, identify, and rear) the Riverside fairy shrimp (*Streptocephalus woottoni*) and San Diego fairy shrimp (*Branchinecta sandiegoensis*), in conjunction with fairy shrimp cyst identification activities throughout the range of each species in California for the purpose of enhancing the species' survival.

Permit No. TE-034101

Applicant: Naval Facilities Engineering Command, Southwest, San Diego, California

The applicant requests a permit renewal to take (harass by survey, locate and monitor nests, capture, band, color-band, measure, and release) the coastal California gnatcatcher (*Polioptila californica californica*), western snowy plover (Pacific Coast population Distinct Population Segment (DPS)) (*Charadrius nivosus nivosus*), and California least tern (*Sternula antillarum browni*) (*Sterna a. browni*); take (harass by survey and locate and monitor nests) the southwestern willow flycatcher (*Empidonax traillii extimus*); take (locate and monitor nests) the least Bell's vireo (*Vireo bellii pusillus*); take (capture, collect, and collect vouchers) the Riverside fairy shrimp (*Streptocephalus woottoni*), San Diego fairy shrimp (*Branchinecta sandiegoensis*), and vernal pool tadpole shrimp (*Lepidurus packardii*); and take (harass by survey) the Quino checkerspot butterfly (*Euphydryas editha quino*), in conjunction with surveys and population monitoring activities throughout the range of each species in California for the purpose of enhancing the species' survival.

Permit No. TE-33292B

Applicant: Tehama Environmental Solutions, Inc., Tehama, California

The applicant requests a permit to take (capture, collect, and collect vouchers) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), Riverside fairy shrimp (*Streptocephalus woottoni*), San Diego fairy shrimp (*Branchinecta sandiegoensis*), and vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with survey activities throughout the range of each species in California for the purpose of enhancing the species' survival.

*Permit No. TE-34570A*

*Applicant:* San Francisco Bay Bird Observatory, Milpitas, California

The applicant requests a permit renewal to take (harass by survey, locate and monitor nests, and monitor nests with cameras) the California least tern (*Sternula antillarum brownii*) (*Sterna a. brownii*) in conjunction with surveys and population monitoring activities as specified in Santa Clara, San Mateo, Alameda, and Napa Counties, California, for the purpose of enhancing the species' survival.

*Permit No. TE-48149A*

*Applicant:* Tammy C. Lim, Oakland, California

The applicant requests an amendment to a permit to take (harass by survey, capture, handle, mark, collect tissue samples, and release) the California tiger salamander (Santa Barbara County DPS and Sonoma County DPS) (*Ambystoma californiense*) in conjunction with surveys, research, and population monitoring throughout the range of the species in California for the purpose of enhancing the species' survival.

*Permit No. TE-049693*

*Applicant:* Jody Gallaway, Chico, California

The applicant requests a permit renewal to take (capture, collect vouchers, and translocate soil containing vernal pool fairy shrimp cysts) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), and vernal pool tadpole shrimp (*Lepidurus packardii*), in conjunction with survey and habitat enhancement activities in Butte, Glenn, Tehama, Shasta, Sacramento, Placer, and Sutter Counties, California, for the purpose of enhancing the species' survival.

*Permit No. TE-36118B*

*Applicant:* Callie J. Ford, Escondido, California

The applicant requests a permit to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with survey activities throughout the range of the species in California for the purpose of enhancing the species' survival.

*Permit No. TE-788133*

*Applicant:* Vincent N. Scheidt, San Diego, California

The applicant requests a permit renewal to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in

conjunction with survey activities throughout the range of the species in California for the purpose of enhancing the species' survival.

*Permit No. TE-797267*

*Applicant:* Triple HS Incorporated, Los Gatos, California

The applicant requests a permit amendment to take (harass by survey, capture, handle, and release) the tidewater goby (*Eucyclogobius newberryi*) in conjunction with surveys, research, and population monitoring activities in Mendocino County, California, for the purpose of enhancing the species' survival.

*Permit No. TE-110095*

*Applicant:* John H. Davis, Oxnard, California

The applicant requests a permit renewal to take (locate, capture, handle, measure, release, and relocate) the Morro shoulderband snail (Banded dune) (*Helminthoglypta walkeriana*), and take (capture, collect, and collect vouchers) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), Riverside fairy shrimp (*Streptocephalus woottoni*), San Diego fairy shrimp (*Branchinecta sandiegonensis*), and vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys and habitat monitoring activities throughout the range of each species in California for the purpose of enhancing the species' survival.

*Permit No. TE-060688*

*Applicant:* Mark Bellini, Ojai, California

The applicant requests a permit amendment to take (harass by survey, locate and monitor nests) the southwestern willow flycatcher (*Empidonax traillii extimus*) in conjunction with survey and population monitoring activities throughout the range of the species in California and Nevada for the purpose of enhancing the species' survival.

*Permit No. TE-190302*

*Applicant:* Mitch C. Siemens, Arroyo Grande, California

The applicant requests an amendment to a permit to take (harass by survey, capture, handle, and release) the California tiger salamander (Santa Barbara County DPS and Sonoma County DPS) (*Ambystoma californiense*) in conjunction with surveys and population monitoring activities throughout the range of the species in California for the purpose of enhancing the species' survival.

*Permit No. TE-821967*

*Applicant:* J. Paul Galvin, Irvine, California

The applicant requests a permit renewal to take (harass by survey and locate and monitor nests, capture, band, color-band, and release) the southwestern willow flycatcher (*Empidonax traillii extimus*); take (locate and monitor nests) the least Bell's vireo (*Vireo bellii pusillus*); and take (capture, collect, and collect vouchers) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), Riverside fairy shrimp (*Streptocephalus woottoni*), San Diego fairy shrimp (*Branchinecta sandiegonensis*), and vernal pool tadpole shrimp (*Lepidurus packardii*), in conjunction with survey and population monitoring activities throughout the range of each species in California, Nevada, and Arizona, for the purpose of enhancing the species' survival.

*Permit No. TE-101743*

*Applicant:* Daniel Edelstein, Novato, California

The applicant requests a permit renewal to take (capture, collect, and collect vouchers) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), Riverside fairy shrimp (*Streptocephalus woottoni*), San Diego fairy shrimp (*Branchinecta sandiegonensis*), and vernal pool tadpole shrimp (*Lepidurus packardii*); take (harass by survey) the California clapper rail (*Rallus longirostris obsoletus*); and take (harass by survey, capture, handle, and release) the California tiger salamander (Santa Barbara County DPS and Sonoma County DPS) (*Ambystoma californiense*) in conjunction with surveys and population monitoring activities throughout the range of each species in California for the purpose of enhancing the species' survival.

*Permit No. TE-025792*

*Applicant:* Samuel S. Sweet, Santa Barbara, California

The applicant requests an amendment to a permit to take (harass by survey, capture, handle, mark, collect tissue samples, and release) the California tiger salamander (Santa Barbara County DPS) (*Ambystoma californiense*) in conjunction with surveys, research, and population monitoring throughout the range of the species in California for the purpose of enhancing the species' survival.

## Public Comments

We invite public review and comment on each of these recovery permit applications. Comments and materials we receive 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.

### Michael Long,

*Acting Regional Director, Pacific Southwest Region, Sacramento, California.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R3-ES-2014-N112];

[FVHC98210305870 XXX FF03E14000]

### Final Southeast Missouri Ozarks Regional Restoration Plan and Environmental Assessment and Finding of No Significant Impact

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

**ACTION:** Notice of availability

**SUMMARY:** This notice advises the public and other agencies of the availability of the Finding of No Significant Impact for the Final Southeast Missouri Ozarks Regional Restoration Plan and Environmental Assessment. The chosen alternative, Alternative D, provides a project selection process for natural resource-based restoration, using a tiered project selection process that evaluates the feasibility of primary restoration, compensatory restoration, and acquisition of equivalent resources. The Plan was written to facilitate the expenditure of restoration funds in the southeast Missouri Ozarks resulting from the release of mining-related hazardous substances. The restoration plan complies with statutory requirement under the Comprehensive Environmental Response, Compensation, and Liability Act, enabling the expenditures of recovered restoration funds to benefit natural resources. This notice is provided

pursuant to Natural Resource Damage Assessment and Restoration regulations and National Environmental Policy Act regulations.

#### ADDRESSES:

- **Internet:** Copies of the Plan can viewed online at:
  - <http://www.fws.gov/midwest/es/ec/nrda/SEMONRDA/index.html> or
  - <http://www.dnr.mo.gov/env/hwp/sfund/nrda.htm>
- **U.S. mail:** Copies of the Plan can be requested from:
  - John Weber, Restoration Coordinator, U.S. Fish and Wildlife Service, 101 Park DeVille Dr., Suite A, Columbia, MO 65203; or
  - Tim Rielly, Assessment and Restoration Manager, Missouri Department of Natural Resources, P.O. Box 176, Jefferson City, MO 65102-0176.
- **Email:** You may also request copies of the Plan by sending electronic mail (email) to [John\\_S\\_Weber@fws.gov](mailto:John_S_Weber@fws.gov) or [Tim.Rielly@dnr.mo.gov](mailto:Tim.Rielly@dnr.mo.gov). Do not use any special characters or forms of encryption in your email.

**FOR FURTHER INFORMATION CONTACT:** John Weber, (573) 234-2132 (x177), or Tim Rielly, (573) 526-3353.

**SUPPLEMENTARY INFORMATION:** This notice advises the public and other agencies of the availability of the Finding of No Significant Impact (FONSI) for the Final Southeast Missouri Ozarks Regional Restoration Plan and Environmental Assessment (Plan). The following agencies formally selected Alternative D of the Plan through signing of the FONSI: The U.S. Department of the Interior (DOI), acting through the U.S. Fish and Wildlife Service (FWS); the United States Department of Agriculture, acting through the U.S. Forest Service (USFS); and the State of Missouri, acting through the Missouri Department of Natural Resources (MDNR). Alternative D provides a project selection process for natural resource-based restoration, using a tiered project selection process that evaluates the feasibility of primary restoration, compensatory restoration, and acquisition of equivalent resources. The Plan was written to facilitate the expenditure of restoration in the southeast Missouri Ozarks resulting from the release of mining-related hazardous substances.

The FWS, the USFS, and the MDNR (Trustees) are trustees for natural resources considered in the Plan, pursuant to subpart G of the National Oil and Hazardous Substances Pollution Contingency Plan (40 CFR 300.600 and 300.610) and Executive Order 12580. The *Memorandum of Understanding*

*Between the Missouri Department of Natural Resources, U.S. Department of Agriculture, and U.S. Department of the Interior* establishes a Trustee Council charged with developing and implementing a restoration plan for ecological restoration in the southeast Missouri Ozarks. The Trustees followed the Natural Resource Damage Assessment and Restoration (NRDAR) regulations found at 43 CFR part 11 for the development of the Plan. The development of the restoration plan is required under section 111 of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 111; CERCLA).

The objective of the NRDAR process is to compensate the public for losses to natural resources and their services that have been injured by releases of hazardous substances into the environment. The Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA, more commonly known as the Federal "Superfund" law; 42 U.S.C. 9601, *et seq.*) and the Federal Water Pollution Control Act (commonly known as the Clean Water Act (CWA); 33 U.S.C. 1251, *et seq.*) authorize States, federally recognized tribes, and certain Federal agencies that have authority for natural resources "belonging to, managed by, held in trust by, appertaining to, or otherwise controlled by the United States" to act as "trustees" on behalf of the public, to restore, rehabilitate, replace, and/or acquire natural resources equivalent to those injured by releases of hazardous substances.

The Trustees have worked together to determine the appropriate restoration process to identify and select restoration projects to address natural resource injuries caused by the release of hazardous substances into the southeast Missouri Ozarks environment. The results of this administrative process are contained in a series of planning and decision documents that were published for public review on the following Web sites:

<http://www.fws.gov/midwest/es/ec/nrda/SEMONRDA/index.html>  
<http://www.dnr.mo.gov/env/hwp/sfund/nrda.htm>

On September 20, 2013, the FWS published a **Federal Register** notice opening a 45-day public comment period on the Draft Southeast Missouri Ozarks Regional Restoration Plan and Environmental Assessment (78 FR 57875). In response to comments received, the Trustees extended the original public comment period for an additional 30 days to December 4, 2013.