

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Endangered and Threatened Species Permit Applications**

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

**ACTION:** Notice of receipt of applications.

**SUMMARY:** The following applicants have applied for a permit to conduct certain activities with endangered species. This notice is provided pursuant to the Endangered Species Act of 1973, as amended (16 U.S.C. 1531, *et seq.*).

Permit No. 749872

*Applicant:* David Germano, Bakersfield, California.

The applicant requests an amendment of his permit to include take (capture and release) of the Pacific pocket mouse (*Perognathus longimembris pacificus*) in Los Angeles, Orange, and San Diego Counties, California in conjunction with population studies for the purpose of enhancing its survival.

Permit No. 819222

*Applicant:* Kings River Conservation District, Fresno, California.

The applicant requests a permit to take (capture, mark, collect biological data, and release) the Fresno kangaroo rat (*Dipodomys nitratoides exiles*) in Fresno County, California, and to take (harass by survey, and collect and sacrifice voucher specimens) the longhorn fairy shrimp (*Branchinecta longiantenna*), Conservancy fairy shrimp (*Branchinecta conservatio*), and vernal pool tadpole shrimp (*Lepidurus packardii*) in Central Valley of California from and including Sacramento County south to and including Kern County in conjunction with scientific research and the presence or absence surveys for the purpose of enhancing their survival.

Permit No. 818627

*Applicant:* Paul Scheerer, Corvallis, Oregon.

The applicant requests a permit to take (capture and sacrifice) the Oregon chub (*Oregonichthys crameri*) in conjunction with assessing juvenile survival through otolith aging in Minnow Creek Pond, Shady Dell Pond, and Green Island, in Lane and Linn Counties Oregon for the purpose of enhancing its survival.

Permit No. 809232

*Applicant:* Paul Holden, Logan, Utah.

The applicant requests an amendment of his permit to include taking (capture, tag, and release) the razorback sucker (*Xyrauchen texanus*) in conjunction

with conducting population size, habitat use, and life history studies in Lake Mead, Nevada for the purpose of enhancing its survival.

Permit No. 786497

*Applicant:* Paul Principe, Murrieta, California.

The applicant requests an amendment of his permit to include take (capture and release) of the Stephens' kangaroo rat (*Dipodomys stephensi*) in conjunction with surveys and habitat studies in Riverside County, California for the purpose of enhancing its survival.

Permit No. 817400

*Applicant:* East Bay Regional Park District, Oakland, California.

The applicant requests a permit to take (capture and release) the salt marsh harvest mouse (*Reithrodontomys raviventris*) in conjunction with population monitoring in Alameda and Contra Costa Counties, California for the purpose of enhancing its survival.

Permit No. 745033

*Applicant:* Scientific Research and Consulting Service, Marina, California.

The applicant requests an amendment of their permit to include take (capture and release) of the San Francisco garter snake (*Thamnophis sirtalis tetrataenia*) in conjunction with population monitoring in Santa Cruz, Monterey, Santa Clara, San Mateo, and San Benito Counties, California for the purpose of enhancing its survival.

Permit No. 818259

*Applicant:* Philip Northen, Rohnert Park, California.

The applicant requests a permit to take (collect) and sacrifice Conservancy fairy shrimp (*Branchinecta conservatio*) and vernal pool tadpole shrimp (*Lepidurus packardii*) cysts in conjunction with soil analysis for toxic substances in Tehama and Butte Counties, California for the purpose of enhancing their survival.

Permit No. 817991

*Applicant:* Nancy Rena Siepel, Cayucos, California.

The applicant requests a permit to take (capture and release) the tidewater goby (*Eucyclogobius newberryi*) throughout the species' range in California in conjunction with presence or absence surveys for the purpose of enhancing its survival.

Permit No. 817689

*Applicant:* Kent Reeves, Sacramento, California.

The applicant requests a permit to take (capture and release) the salt marsh

harvest mouse (*Reithrodontomys raviventris*) throughout the species' range in California in conjunction with presence or absence surveys for the purpose of enhancing its survival.

Permit No. 820015

*Applicant:* Michael Westphal, Alviso, California.

The applicant requests a permit to take (capture and release) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), vernal pool fairy shrimp (*Branchinecta lynchi*), vernal pool tadpole shrimp (*Lepidurus packardii*), and Riverside fairy shrimp (*Streptocephalus wootoni*) throughout the species' ranges in California in conjunction with amphibian surveys for the purpose of enhancing their survival.

Permit No. 820018

*Applicant:* Richard Seymour, Alviso, California.

The applicant requests a permit to take (capture and release) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), vernal pool fairy shrimp (*Branchinecta lynchi*), vernal pool tadpole shrimp (*Lepidurus packardii*), and Riverside fairy shrimp (*Streptocephalus wootoni*) throughout the species' ranges while conducting amphibian surveys for the purpose of enhancing their survival.

Permit No. 787644

*Applicant:* Stephen Tabor, Bakersfield, California.

The applicant requests an amendment of his permit to include take (capture and release) of the Morro Bay kangaroo rat (*Dipodomys heermanni morroensis*) in Kern County, California in conjunction with population studies for the purpose of enhancing its survival.

Permit No. 702631

*Applicant:* Assistant Regional Director—Ecological Services, Region 1, U.S. Fish and Wildlife Service, Portland, Oregon.

The applicant requests amendment of his permit to include authorization to remove and reduce to possession specimens of the following plant species: *Arctostaphylos glandulosa* ssp. *crassifolia* (Del Mar manzanita); *Chorizanthe orcuttiana* (Orcutt's spineflower); *Delissea undulata* (plant, no common name); *Chamaesyce herbstii* (åkoko); *Chamaesyce rockii* (åkoko); *Cyanea acuminata* (haha); *Cyanea humboldtiana* (haha); *Cyanea longiflora* (haha); *Cyanea st.-johnii* (haha); *Cyanea koolauensis* (haha); *Cyanea longiflora* (haha); *Cyrtandra dentata* (haiwale);

*Cyrandra subumbellata* (haiwale); *Cyrandra viridiflora* (haiwale); *Delissea subcordata* (ōha); *Eragrostis fosbergii* (plant, no common name); *Gardenia mannii* (nanu); *Laborida cyrtandrae* (kamakahala); *Lepidium arbuscula* (ānaunau); *Lobelia gaudichaudii* spp. *koolauensis* (plant, no common name); *Lobelia monostachya* (plant, no common name); *Melicope saint-johnii* (alani); *Myrsine juddii* (kolea); *Phyllostegia hirsuta* (plant, no common name); *Phyllostegia kaalaensis* (plant, no common name); *Pritchardia kaalea* (loululu); *Schiedea kealiae* (plant, no common name); *Trematolobelia singularis* (plant, no common name); *Viola oahuensis* (plant, no common name); *Achyranthes mutica* (plant, no common name); *Cenchrus agrimonoides* (kamanomano); *Cyanea grimesiana* spp. *grimesiana* (haha); *Cyperus trachysanthos* (puūkaā); *Euphorbia haeleleana* (plant, no common name); *Isodendron laurifolium* (aupaka); *Panicum niuhauense* (lau ēhu); *Phyllostegia parviflora* (plant, no common name); *Plantanthera holochila* (plant, no common name); *Sanicula purpurea* (plant, no common name); *Schiedea hookeri* (plant, no common name); *Schiedea kauaiensis* (plant, no common name); *Schiedea nuttallii* (plant, no common name); *Cyanea dunbarii* (haha); *Lysimachia maxima* (plant, no common name); *Schiedea sarmentosa* (plant, no common name); *Clermontia drepanomorpha* (ōha wai); *Cyanea platyphylla* (haha); *Hibiscadelphus giffardianus* (hau kuahiwi); *Hibiscadelphus hualalaiensis* (hau kuahiwi); *Melicope zahlbruckneri* (alani); *Neraudia ovata* (plant, no common name); *Phyllostegia racemosa* (kiponapona); *Phyllostegia velutina* (plant, no common name); *Phyllostegia warshaueri* (plant, no common name); *Pleomele hawaiiensis* (hala pepe); *Pritchardia schattaueri* (loululu); *Sicyos alba* (ānunu); *Zanthoxylum dipetalum* var. *tomentosum* (aē); *Alsinidendron lychnoides* (kuawawaenohu); *Alsinidendron viscosum* (plant, no common name); *Cyanea remyi* (haha); *Cyrandra cyaneoides* (mapele); *Hibiscus waimeae* ssp. *hannerae* (kokiōkeōkeō); *Delissea rivularis* (ōha); *Hibiscadelphus woodii* (hau kuahiwi); *Kokia kauaiensis* (kokiō); *Laboria tinifolia* var. *wahiawaensis* (kamakahala); *Phyllostegia knudsenii* (plant, no common name); *Phyllostegia wawrana* (plant, no common name); *Pritchardia napaliensis* (loululu); *Pritchardia viscosa* (loululu); *Schiedea helleri* (plant, no common name); *Schiedea membranacea* (plant, no

common name); *Schiedea stellarioides* (lauhilihihi); *Viola kauaensis* var. *wahiawaensis* (nani waiāleāle); *Calystegia stebbinsi* (Stebbins' morning-glory); *Ceanothus roderickii* (Pine Hill ceanothus); *Fremontodendron californicum* ssp. *decumbens* (Pine Hill flannelbush); and *Galium californicum* ssp. *sierrae* (El Dorado bedstraw) throughout their range for recovery efforts in order to enhance their propagation and survival.

**DATES:** Written comments on these permit applications must be received on or before December 12, 1996.

**ADDRESSES:** Written data or comments should be submitted to the Chief, Division of Consultation and Conservation Planning, Ecological Services, U.S. Fish and Wildlife Service, 911 N.E. 11th Avenue, Portland, Oregon 97232-4181; FAX: 503-231-6243. Please refer to the respective permit number for each application when submitting comments. All comments, including names and addresses, received will become part of the official administrative record and may be made available to the public.

**FOR FURTHER INFORMATION CONTACT:** Mr. Bryon Holt, Division of consultation and conservation Planning, Portland, Oregon (see address above; telephone: 503-231-2063). 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 within 30 days of the date of publication of this notice to the address above. Please refer to the respective permit number for each application when requesting copies of documents.

Dated: November 1, 1996.

Thomas J. Dwyer,  
Regional Director, Region 1 Portland, Oregon.  
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### Notice of Decision and Notice of Availability of the Record of Decision

**SUMMARY:** This notice advises the public of (1) the decision of the U.S. Fish and Wildlife Service (Service) with respect to acquiring water rights for the Lahontan Valley wetlands, Churchill County, Nevada; and (2) the availability of the Record of Decision (ROD) for the final Environmental Impact Statement (final EIS) for water rights acquisition for the Lahontan Valley Wetlands. The ROD was prepared in accordance with Council on Environmental Quality regulations (40 CFR 1505.2) and the

Service's implementing procedures for the National Environmental Policy Act of 1969 (40 U.S.C. 1501 *et seq.*) The ROD documents the decision of the Service based on the information contained in the final EIS, which was filed with the Environmental Protection Agency on October 4, 1996. The Service has selected the Preferred Alternative (Alternative 5), as described in the final EIS and ROD, for implementation. Additional clarification regarding implementation of the water rights acquisition strategies of Alternative 5 was added to the ROD.

**ADDRESS:** To obtain a copy of the ROD or for further information, contact Dan Walsworth, Refuge Manager, Stillwater National Wildlife Refuge, P.O. Box 1236, Fallon, Nevada 89407, telephone (702) 423-5128.

**The Selected Alternative:** Based on review of the alternatives and their environmental consequences described in the Final EIS, the Service has selected Alternative 5, the Preferred Alternative. Implementation of Alternative 5 will minimize adverse impacts to the farming community while achieving the 25,000-acre wetland habitat objective and providing flexibility in the use of several water sources.

**Alternatives Considered:** The five alternatives considered were: (1) No Action Alternative, which includes the acquisition of 20,000 AF of water rights form within the Carson Division of the Newlands Project; (2) Proposed Action, which proposes the purchase of up to 122,000 AF of water rights; (3) Least Cost Alternative, which would result in the purchase of up to 100,000 AF of water rights; (4) Maximum Acquisition Alternative, which would result in up to 133,500 AF being purchased; and (5) the Service's Preferred Alternative, which would result in (a) the acquisition of up to 75,000 AF of water rights in the Carson Division, (b) leasing of water, (c) acquisition of water rights from the Middle Carson River corridor, (d) use of conserved U.S. Navy water as available, and (e) pumping of groundwater. Alternatives 2-5 each include the acquisition of 20,000 AF under the No Action Alternative and would provide an annual average of about 125,000 AF of water for wetlands protection.

**Environmentally Preferred Alternative:** The Service considers that Alternative 4 would best enhance and protect the natural environment and natural resources. It would result in the greatest benefit to wetland habitat and wetland-dependent wildlife by providing the highest quality wetland inflow through the exclusive use of irrigation-quality water and the non-use