

Tract 104-05  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520022  
Status: Excess  
Reason: Extensive deterioration

Cochran Pump House  
New River Gorge  
Tract 104-29  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520023  
Status: Excess  
Reason: Extensive deterioration

Cochran Camp  
New River Gorge  
Tract 104-31  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520024  
Status: Excess  
Reason: Extensive deterioration

Emil Pike Buildings  
New River Gorge  
Tract 121-20  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520025  
Status: Excess  
Reason: Extensive deterioration

Poling House/Sheds  
New River Gorge  
Tract 121-21  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520026  
Status: Excess  
Reason: Extensive deterioration

Laing House  
New River Gorge  
Tract 154-9  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520027  
Status: Excess  
Reason: Extensive deterioration

Truman Dent House  
New River Gorge  
Tract 166-01  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520028  
Status: Excess  
Reason: Extensive deterioration

Harris House  
New River Gorge  
Tract 166-06  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520029  
Status: Excess  
Reason: Extensive deterioration

Crabtree House  
New River Gorge  
Tract 169-25  
Hinton Co: Raleigh WV 25951-  
Landholding Agency: Interior  
Property Number: 61200520030  
Status: Excess  
Reason: Extensive deterioration

*Land (by State)*

Puerto Rico  
Landfill Parcel

Naval Security Group  
Sabana Sera  
Toa Baja Co: PR  
Landholding Agency: GSA  
Property Number: 54200520015  
Status: Excess  
Reason: Within 2000 ft. of flammable or  
explosive material  
GSA Number: 1-N-PR-0513-1D  
[FR Doc. E5-3068 Filed 6-16-05; 8:45 am]  
**BILLING CODE 4210-27-P**

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Proposed Low Effect Habitat Conservation Plan for the Pioneer Meadows Development in Washoe County, NV

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

**ACTION:** Notice of availability; receipt of  
application.

**SUMMARY:** This notice advises the public that Pioneer Meadows Development, LLC; BCI Properties, LLC; DBJ Holdings, LLC; BB Investment Holdings, LLC; and BPHI, LLC (Applicants) have applied to the Fish and Wildlife Service (Service) for an incidental take permit (permit), pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended (Act). The Applicants have requested a 42-month permit to authorize the incidental take of the endangered Carson wandering skipper (*Pseudocopa eunus obscurus*, "skipper") on 39 acres of habitat associated with the development of a mixed residential and commercial use community within the city limits of Sparks, Nevada.

We are requesting comments on the permit application (application) and on whether the proposed Habitat Conservation Plan (HCP) qualifies as a "low-effect" HCP eligible for a categorical exclusion under the National Environmental Policy Act (NEPA) of 1969, as amended. We explain the basis for this possible determination in a draft Environmental Action Statement (EAS), which is also available for public review.

**DATES:** Written comments must be received by 5 p.m. on July 18, 2005.

**ADDRESSES:** Comments should be addressed to Robert D. Williams, Field Supervisor, Fish and Wildlife Service, Nevada Fish and Wildlife Office, 1340 Financial Boulevard, Suite 234, Reno, Nevada 89502-7147, fax number (775) 861-6301 (for further information and instruction on the reviewing and

commenting process, see Public Review and Comment section below).

**FOR FURTHER INFORMATION CONTACT:** Jody Brown, Deputy Field Supervisor, Fish and Wildlife Service (see **ADDRESSES**) telephone (775) 861-6300.

#### **SUPPLEMENTARY INFORMATION:**

##### **Availability of Documents**

Individuals wishing copies of the application, proposed HCP, or EAS should contact the Service by telephone (see **FOR FURTHER INFORMATION CONTACT**) or by letter (see **ADDRESSES**). Copies of the subject documents are also available for public inspection during regular business hours at the Nevada Fish and Wildlife Office (see **ADDRESSES**).

##### **Background**

Section 9 of the Act (16 U.S.C. 1531 *et seq.*) and Federal regulations prohibit the "take" of a fish or wildlife species listed as endangered or threatened. The definition of take of federally listed fish or wildlife under section 3 of the Act is to "harass, harm, pursue, hunt, shoot, wound, kill, trap, capture or collect, or to attempt to engage in such conduct" (16 U.S.C. 1538). The Service may, under limited circumstances, issue permits to authorize "incidental take" of listed species. "Incidental take" is defined by the Act as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity. Regulations governing permits for threatened species and endangered species, respectively, are at 50 CFR 17.32 and 50 CFR 17.22. The Applicants are seeking a permit for the incidental take of the skipper during the requested 42-month term of the permit.

The Applicants propose to develop and carry out construction activities on 610 acres of project lands, comprising a mixed residential and commercial use community, including improvements for residential, retail, industrial, and office use. Specifically, this includes approximately 1,325 single family residences, 800 apartment units, a commercial shopping center, a business park, offices, and other commercial purposes. Of the project's 610 acres, 39 acres (Habitat Area) have been determined to provide suitable habitat for the Carson wandering skipper, based on an extensive habitat component survey and the sighting of one individual skipper on the Habitat Area. The Habitat Area is proposed to be completely developed, which would result in the incidental take of the skipper and the permanent loss of 39 acres of occupied habitat that also support the larval host plant, salt grass (*Distichlis spicata*), nectar sources, and

alkaline soils. Therefore, the Applicants are requesting a permit for only the 39 acres of Habitat Area considered suitable habitat for the skipper.

The proposed minimization and mitigation measures include the acquisition of 39 acres offsite to mitigate for the 39 acres that would be lost within the project area. The proposed acquired property would provide habitat of equal or greater value than the on-site parcel, protect an existing skipper population or occur in the vicinity of an existing population, and be acquired within 42 months of permit issuance. Management of the acquired off-site lands would be by an undetermined third party. Funds would be provided by the Applicants for management and monitoring of these mitigation lands in perpetuity.

Approval of the HCP may qualify for a categorical exclusion under NEPA, as provided by the Departmental Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 1). The proposed HCP also may qualify as a "low-effect" plan as defined by the Habitat Conservation Planning Handbook (Service, November, 1996). Determination of whether an HCP is low effect is based on the following criteria: (1) Minor or negligible effects on federally listed, proposed, or candidate species and their habitats; (2) minor or negligible effects on other environmental values or resources; and (3) impacts of the proposed HCP, considered together with the impacts of other past, present, and reasonably foreseeable similarly situated projects, would not result, over time, in significant cumulative effects to the environmental values or resources. If the Service determines that the Applicants' HCP qualifies as a low-effect HCP, further NEPA documentation would not be required.

#### Public Review and Comment

If you wish to comment on the application, EAS, or the proposed HCP, you may submit your comments to the address listed in the **ADDRESSES** section of this document. We will evaluate this application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act and NEPA regulations. Individual respondents may request that we withhold their home address from the record, which we will honor to the extent allowable by law. There also may be circumstances in which we would withhold from the record your name and/or address; you must make this request prominently at the beginning of your comment. Anonymous comments will not be considered. All submissions

from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, are available for public inspection in their entirety.

If we determine that the permit requirements are met, we will issue an incidental take permit under section 10(a)(1)(B) of the Act to the Applicants for take of the skipper, incidental to otherwise lawful activities in accordance with the terms of the permit. We will not make our final decision until after the end of the 30-day comment period and will fully consider all comments received during the comment period.

The Service provides this notice pursuant to section 10 (c) of the Act and pursuant to implementing regulations for NEPA (40 CFR 1506.6).

Dated: June 13, 2005.

#### Ken McDermond

*Deputy Manager, California/Nevada Operations Office, Sacramento, California.*  
[FR Doc. 05-11977 Filed 6-16-05; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Application From the Nevada Department of Wildlife, Humboldt County, NV, for an Enhancement of Survival Permit

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

**ACTION:** Notice of availability and receipt of application.

**SUMMARY:** In response to an application from the Nevada Department of Wildlife (Applicant), the Fish and Wildlife Service (we, the Service) is considering issuance of an enhancement of survival permit pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (ESA). The permit application includes a proposed programmatic Safe Harbor Agreement (SHA) between the Applicant and the Service. The proposed SHA provides for voluntary habitat restoration, maintenance, enhancement, or creation activities to enhance the reintroduction and recovery of the federally threatened Lahontan cutthroat trout (*Oncorhynchus clarki henshawi*) within the Northwest Distinct Population Segment. The proposed duration of both the SHA and permit is 30 years.

The Service has made a preliminary determination that the proposed SHA and permit application are eligible for categorical exclusion under the National

Environmental Policy Act of 1969 (NEPA). The basis for this determination is contained in an Environmental Action Statement, which also is available for public review.

**DATES:** Written comments must be received by 5 p.m. on July 18, 2005.

**ADDRESSES:** Please address comments to Robert D. Williams, Field Supervisor, Nevada Fish and Wildlife Office, 1340 Financial Boulevard, Suite 234, Reno, Nevada, facsimile number (775) 861-6301.

**FOR FURTHER INFORMATION CONTACT:** Lisa Heki, Program Manager for the Lahontan Fish Hatchery Complex, (see **ADDRESSES**), telephone (775) 861-6300.

#### SUPPLEMENTARY INFORMATION:

#### Document Availability

Individuals wishing copies of the permit application, the Environmental Action Statement, or copies of the full text of the proposed SHA, including a map of the proposed permit area, references, and legal descriptions of the proposed permit area, should contact the office and personnel listed in the **ADDRESSES** section. Documents also will be available for public inspection, by appointment, during normal business hours at this office (see **ADDRESSES**).

We specifically request information, views, and opinions from the public on the proposed Federal action of issuing a permit, including the identification of any aspects of the human environment not already analyzed in our Environmental Action Statement. Further, we specifically solicit information regarding the adequacy of the SHA as measured against our permit issuance criteria found in 50 CFR 17.22(c).

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 identity from the administrative record. We will honor such requests to the extent allowed by law. Respondents wishing us to withhold their identity (e.g., individual name, home address and home phone number) must state this prominently at the beginning of their comments. We will make all submissions from organizations, agencies or businesses, and from individuals identifying themselves as representatives of officials of such entities, available for public inspection in their entirety.

#### Background

The primary objective of this proposed SHA is to encourage voluntary habitat restoration, maintenance or