

steelhead and their habitats, NMFS' Northwest Region has drafted guidance on monitoring the recovery of listed salmonids in the Pacific Northwest. This draft Pacific Northwest monitoring guidance will assist NMFS' recovery partners in Oregon, Washington, and Idaho in understanding the recovery monitoring needs under the ESA, and the desired level of statistical certainty for the monitoring information they collect. The draft monitoring guidance includes recommended priorities for monitoring, data collection, and reporting of the viability of Pacific Northwest salmon and steelhead populations, threats to the species, and the ESA Section 4(a)(1) listing factors.

Information Solicited

NMFS' Northwest Region is soliciting public comment on the draft guidance for monitoring the recovery of ESA-listed salmon and steelhead in Idaho, Oregon, and Washington. Specifically, NMFS' Northwest Region requests comment on the recommendations and priorities proposed in the draft Pacific Northwest monitoring guidance. In particular, we would like input on the proposed confidence intervals for status and trends monitoring of adult and juveniles, as well as on the targets for the relative abundance of hatchery- and natural-origin fish in spawning populations.

Authority: 16 U.S.C. 1531 *et seq.*

Dated: June 23, 2009.

Angela Somma,

Chief, Division of Endangered Species, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. E9-15199 Filed 6-26-09; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XP73

Endangered Species; File No. 14272

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Issuance of permit.

SUMMARY: Notice is hereby given that Lawrence Wood, Marineline Center of Juno Beach, 14200 U.S. Hwy. #1, Juno Beach, FL 33408, has been issued a permit to take hawksbill (*Eretmochelys imbricata*) sea turtles for purposes of scientific research.

ADDRESSES: The permit and related documents are available for review upon written request or by appointment in the following offices:

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 713-2289; fax (301) 427-2521;

Southeast Region, NMFS, 263 13th Ave South, St. Petersburg, FL 33701; phone (727) 824-5312; fax (727) 824-5309.

FOR FURTHER INFORMATION CONTACT:

Patrick Opay or Kate Swails, (301) 713-2289.

SUPPLEMENTARY INFORMATION: On March 9, 2009, notice was published in the **Federal Register** (74 FR 10034) that a request for a scientific research permit to take hawksbill sea turtles had been submitted by the above-named individual. The requested permit has been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

The research will continue to describe the abundance and movements of an aggregation of hawksbill sea turtles found on the barrier reefs of Palm Beach County, Florida. Up to 75 animals will be captured, tagged, and sampled annually for 5 years. Up to ten animals will have satellite transmitters attached to their carapace.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of such endangered species, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: June 22, 2009.

P. Michael Payne,

Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. E9-15196 Filed 6-26-09; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1609]

Grant of Authority, Establishment of a Foreign-Trade Zone, City and County of Butte-Silver Bow, Montana

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-

Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones (FTZ) Act provides for "the establishment of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign-Trade Zones Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

Whereas, the City and County of Butte-Silver Bow (the Grantee) has made application to the Board (FTZ Docket 43-2008, filed 8/4/08), requesting the establishment of a foreign-trade zone at a site in Butte, Montana, adjacent to the Butte-Silver Bow Customs and Border Protection port of entry;

Whereas, notice inviting public comment has been given in the **Federal Register** (73 FR 46870, 8/12/08), and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that approval of the application is in the public interest;

Now, therefore, the Board hereby grants to the Grantee the privilege of establishing a foreign-trade zone, designated on the records of the Board as Foreign-Trade Zone No. 274, at the site described in the application, and subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 4th day of June 2009.

FOREIGN-TRADE ZONES BOARD, Gary Locke, Secretary of Commerce, Chairman and Executive Officer.

Attest:

Andrew McGilvray,

Executive Secretary

[FR Doc. E9-15331 Filed 6-26-09; 8:45 am]

BILLING CODE 3510-DS-S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XP83

Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; request for comments.

SUMMARY: The Regional Administrator, Southwest Region, NMFS, has made a preliminary determination that an application for an Exempted Fishing Permit (EFP) warrants further consideration. The application was submitted by members of the Pacific sardine fishing industry and requests an exemption from commercial quotas in order to conduct a survey to obtain a estimate of the population of Pacific sardine. NMFS requests public comment on the application.

DATES: Comments must be received by July 14, 2009.

ADDRESSES: You may submit comments on this notice identified by 0648-XP83 by any one of the following methods:

- Mail: Rodney R. McInnis, Regional Administrator, Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802.
- Fax: (562) 980-4047, Att: Joshua Lindsay

FOR FURTHER INFORMATION CONTACT: A copy of the application can viewed on the Pacific Fishery Management Council's website at <http://www.pcouncil.org/cps/cpsefp.html>; or contact Joshua Lindsay, Southwest Region, NMFS, (562) 980-4034.

SUPPLEMENTARY INFORMATION: On February 20, 2009, NMFS published a final rule implementing the harvest guideline (HG) and annual specifications for the 2009 Pacific sardine fishing season off the U.S. West Coast (74 FR 7826). These specifications and associated management measures were based on recommendations adopted by the Pacific Fishery Management Council (Council) at their November 2008 public meeting in San Diego, California (73 FR 60680). As part of these management measures the Council recommended, and NMFS approved, that 1,200 metric tons (mt) of the available acceptable biological catch (ABC) be initially subtracted from the ABC and reserved for a potential industry-based research project. This 1,200 mt set-aside was intended to allow research fishing, that had been proposed for the second seasonal period (July 1–September 15, 2009), to continue if that period's allocation is reached and directed fishing is closed. Members of the Pacific sardine fishing industry requested this separate allocation so that they could conduct research fishing activities after fishing is closed because of foreseen difficulties in attempting to have vessels fish for the

purposes of research during the normal fishing season.

At the March 2009 Council meeting, the Council reviewed two industry research/EFP proposals to allow access to the 1,200 mt set-aside. Both proposals went forward for public comment with the recommendation from the Council that the proposals be combined to create a single EFP application to be reviewed at the June 2009 Council meeting. After hearing the research proposals and public comment, the Council also recommended, and NMFS issued a **Federal Register** notice proposing, that the original 1200 mt set-aside be increased to 2400 mt (74 FR 20897).

Sardine industry representatives and scientists have since collaborated on a single proposal and on June 16, 2009, the Council made a final recommendation to NMFS to approve and implement this single EFP application. The goal set forth in the EFP application is the development of an index of biomass for Pacific sardine, with the desire that this index be included in the next Pacific sardine stock assessment. If NMFS decides not to issue this EFP, then the set-aside will be re-allocated to the third period's directed harvest allocation.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: June 22, 2009.

Kristen C. Koch

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. E9-15190 Filed 6-26-09; 8:45 am]

BILLING CODE 3510-22-S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XQ04

Marine Mammals; File No. 774-1714

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; issuance of permit amendment.

SUMMARY: Notice is hereby given that NMFS, Southwest Fisheries Science Center (SWFSC) (Jeremy Rusin, Principal Investigator), Protected Resources Division, 8604 La Jolla Shores Dr., La Jolla, CA 92037 has been issued an amendment to scientific research Permit No. 774-1714-09.

ADDRESSES: The amendment and related documents are available for review upon written request or by appointment

in the following offices: See **SUPPLEMENTARY INFORMATION.**

FOR FURTHER INFORMATION CONTACT: Amy Hapeman or Kristy Beard, (301)713-2289.

SUPPLEMENTARY INFORMATION: On March 3, 2009, notice was published in the **Federal Register** (74 FR 9222) that an amendment to Permit No. 774-1714, issued June 30, 2004 (68 FR 57673), had been requested by the above-named organization. The requested amendment has been granted under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the regulations governing the taking and importing of marine mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR 222-226), and the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*).

Permit No. 774-1714-10 authorizes the SWFSC to conduct research on seven pinniped species, 53 cetacean species, and five sea turtle species in the Pacific, Indian, Atlantic, Arctic and Southern Oceans. The permit authorizes Level B harassment during aerial and vessel surveys for photo-identification/photogrammetry, incidental harassment, collection of sloughed skin, and salvage of carcasses and parts; Level A harassment for capture, biopsy sampling, and tagging activities; and the import/export of specimens. This amendment increases the number of short-beaked and long-beaked common dolphins (*Delphinus* spp.) that may be harassed during vessel and aerial surveys. For each species, up to 60,000 dolphins may be harassed annually during aerial surveys, up to 10,000 approached by vessel for photo-identification, and 1,500 approached and biopsy sampled annually. During research up to 40,000 animals of each species may be incidentally harassed annually. The purposes of this research are to investigate the life history traits and assess the relative reproductive rates of these species off the coast of California and Baja California. This amendment also extends the duration of the permit to June 30, 2010.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), an environmental assessment was prepared analyzing the effects of the permitted activities. After a Finding of No Significant Impact, the determination was made that it was not necessary to prepare an environmental impact statement.