

(2) Any individual or entity that is debarred, suspended, or excluded from doing business with HUD pursuant to Title 24 of the Code of Federal Regulations, part 24;

(3) Any contractor, subcontractor and/or consultant or advisor (including any agent, employee, partner, director, principal or affiliate of any of the foregoing) who performed services for or on behalf of HUD in connection with MHLS 2005-1;

(4) Any individual who was a principal, partner, director, agent or employee of any entity or individual described in subparagraph 3 above, at any time during which the entity or individual performed services for or on behalf of HUD in connection with MHLS 2005-1;

(5) Any individual or entity that uses the services, directly or indirectly, of any person or entity ineligible under subparagraphs 1 through 4 above to assist in preparing any of its bids on the Mortgage Loans;

(6) Any individual or entity which employs or uses the services of an employee of HUD (other than in such employee's official capacity) who is involved in MHLS 2005-1;

(7) Any mortgagor (or affiliate of a mortgagor) that failed to submit to HUD on or before March 2, 2005, audited financial statements for 1998 through 2004 for a project securing a Mortgage Loan; and

(8) Any individual or entity and any Related Party (as such term is defined in the Qualification Statement) of such individual or entity that is a mortgagor in any of HUD's multifamily housing programs and that is in default under such mortgage loan or is in violation of any regulatory or business agreements with HUD, unless such default or violation is cured on or before February 16, 2005.

In addition, any entity or individual that serviced or held any Mortgage Loan at any time during the 2-year period prior to March 2, 2005, is ineligible to bid on such Mortgage Loan or on the pool containing such Mortgage Loan, but may bid on loan pools that do not contain Mortgage Loans that they have serviced or held at any time during the 2-year period prior to March 2, 2005. Also ineligible to bid on any Mortgage Loan are: (a) any affiliate or principal of any entity or individual described in the preceding sentence; (b) any employee or subcontractor of such entity or individual during that 2-year period; or (c) any entity or individual that employs or uses the services of any other entity or individual described in this paragraph in preparing its bid on such Mortgage Loan.

Prospective bidders should carefully review the Qualification Statement to determine whether they are eligible to submit bids on the Mortgage Loans in MHLS 2005-1.

#### Freedom of Information Act Requests

HUD reserves the right, in its sole and absolute discretion, to disclose information regarding MHLS 2005-1, including, but not limited to, the identity of any bidder and their bid price or bid percentage for any pool of loans or individual loan within a pool of loans, upon the completion of the sale. Even if HUD elects not to publicly disclose any information relating to MHLS 2005-1, HUD will have the right to disclose any information that HUD is obligated to disclose pursuant to the Freedom of Information Act and all regulations promulgated thereunder.

#### Scope of Notice

This notice applies to MHLS 2005-1, and does not establish HUD's policy for the sale of other mortgage loans.

Dated: February 25, 2005.

John C. Weicher,

Assistant Secretary for Housing—Federal,  
Housing Commissioner.

[FR Doc. 05-4394 Filed 3-7-05; 8:45 am]

BILLING CODE 4210-27-P

## 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 scientific research permits to conduct certain activities with endangered species pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended.

**DATES:** To ensure consideration, written comments must be received on or before April 7, 2005.

**ADDRESSES:** Written comments should be submitted to the Chief, Endangered Species Division, Ecological Services, P.O. Box 1306, Room 4102, Albuquerque, New Mexico 87103. 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. Documents will be available for public inspection, by appointment only, during normal business hours at the U.S. Fish and Wildlife Service, 500 Gold Ave., SW.,

Room 4102, Albuquerque, New Mexico. Please refer to the respective permit number for each application when submitting comments. All comments received, including names and addresses, will become part of the official administrative record and may be made available to the public.

**FOR FURTHER INFORMATION CONTACT:** Chief, Endangered Species Division, (505) 248-6920.

#### SUPPLEMENTARY INFORMATION:

##### Permit No. TE-097611

*Applicant:* Beverly Shade, Austin, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for Mexican long-nosed bat (*Leptonycteris nivalis*), Barton Springs salamander (*Eurycea sosorum*), and Texas blind salamander (*Typhlomolge rathbuni*) within Texas. Additionally, applicant requests authorization to survey for and collect the following species within Texas: *Batrises venyivi* (Helotes mold beetle), *Cicurina baronia* (Robber Baron Cave meshweaver), *Cicurina madla* (Madla's cave meshweaver), *Cicurina venii* (Braken Bat Cave meshweaver), *Cicurina vespera* (Government Canyon Bat Cave meshweaver), *Neoleptoneta microps* (Government Canyon Bat Cave spider), *Neoleptoneta myopica* (Tooth Cave spider), *Rhadine exilis* (ground beetle, no common name), *Rhadine infernalis* (ground beetle, no common name), *Rhadine persephone* (Tooth Cave ground beetle), *Tartarocreagris texana* (Tooth Cave pseudoscorpion), *Texamaurops reddelli* (Kretschmarr Cave mold beetle), *Texella cokendolpheri* (Cokendolpher cave harvestman), *Texella reddelli* (Bee Creek Cave harvestman), and *Texella reyesi* (Bone Cave harvestman).

##### Permit No. TE-097612

*Applicant:* Robert Beatson, Tucson, Arizona.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys and nest monitoring for cactus ferruginous pygmy-owl (*Glaucidium brasilianum cactorum*) within Arizona.

##### Permit No. TE-098049

*Applicant:* National Park Service, Padre Island National Seashore, Corpus Christi, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for the following species within Texas: black-capped vireo (*Vireo atricapillus*), brown pelican (*Pelecanus occidentalis*),

northern aplomado falcon (*Falco femoralis septentrionalis*), and piping plover (*Charadrius melodus*).

**Permit No. TE-099263**

*Applicant:* Robert Root, Albuquerque, New Mexico.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for black-footed ferret (*Mustela nigripes*) and southwestern willow flycatcher (*Empidonax traillii extimus*) within Arizona, New Mexico, and Texas.

**Permit No. TE-021881**

*Applicant:* TRC Co., Inc., Albuquerque, New Mexico.

Applicant requests an amendment to an existing permit to allow presence/absence surveys for the following species within Arizona, New Mexico, and Texas: Hualapai Mexican vole (*Microtus mexicanus hualpaiensis*), jaguar (*Panthera onca*), jaguarundi (*Herpailurus yagouaroundi cacomitli*), Mount Graham red squirrel (*Tamiasciurus hudsonicus grahamensis*), ocelot (*Leopardus pardalis*), Sonoran pronghorn (*Antilocapra americana sonoriensis*), Attwater's greater prairie-chicken (*tympnanuchus cupido attwateri*), black-capped vireo (*Vireo atricapilla*), brown pelican (*Pelecanus occidentalis*), cactus ferruginous pygmy-owl (*Glaucidium brasilianum cactorum*), California condor (*Gymnogyps californianus*), Eskimo curlew (*Numenius borealis*), golden-cheeked warbler (*Dendroica chrysoparia*), interior least tern (*Sterna antillarum*), masked bobwhite (*Colinus virginianus ridgwayi*), northern aplomado falcon (*Falco femoralis septentrionalis*), red-cockaded woodpecker (*Picoides borealis*), southwestern willow flycatcher (*Empidonax traillii extimus*), whooping crane (*Grus americana*), and Yuma clapper rail (*Rallus longirostris yumanensis*).

**Permit No. TE-099276**

*Applicant:* Marron & Associates, Albuquerque, New Mexico.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for southwestern willow flycatcher (*Empidonax traillii extimus*) within Arizona.

**Permit No. TE-099278**

*Applicant:* Fred Phillips Consulting, LLC, Flagstaff, Arizona.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for

southwestern willow flycatcher (*Empidonax traillii extimus*) and Yuma clapper rail (*Rallus longirostris yumanensis*) within Arizona.

**Permit No. TE-100419**

*Applicant:* Lucy Dueck, Aiken, South Carolina.

Applicant requests a new permit for research and recovery purposes to survey for and collect *Spiranthes delitescens* (Canelo hills ladies'-tresses) within Arizona and *Spiranthes parksii* (Navasota ladies'-tresses) within Texas.

**Permit No. TE-086562**

*Applicant:* Jeriann L. Howard, Bluff, Utah.

Applicant requests an amendment to an existing permit to allow presence/absence surveys for southwestern willow flycatcher (*Empidonax traillii extimus*) within Arizona, New Mexico, and Utah.

**Permit No. TE-100568**

*Applicant:* Texas Department of Transportation, Fort Worth, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for golden-cheeked warbler (*Dendroica chrysoparia*) and black-capped vireo (*Vireo atricapilla*) within Texas.

**Permit No. TE-100567**

*Applicant:* Texas Department of Transportation, San Antonio, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for the following species within Texas: jaguarundi (*Herpailurus yagouaroundi cacomitli*), ocelot (*Leopardus pardalis*), Attwater's greater prairie-chicken (*Tympanuchus cupido attwateri*), black-capped vireo (*Vireo atricapilla*), brown pelican (*Pelecanus occidentalis*), golden-cheeked warbler (*Dendroica chrysoparia*), interior least tern (*Sterna antillarum*), northern aplomado falcon (*Falco femoralis septentrionalis*), red-cockaded woodpecker (*Picoides borealis*), Concho water snake (*Nerodia paucimaculata*), Houston toad (*Bufo houstonensis*), fountain darter (*Etheostoma fonticola*), and San Marcos gambusia (*Gambusia georgei*). Additionally, applicant requests authorization to survey for and collect the following species within Texas: *Batrises texanus* (Coffin Cave mold beetle), *Batrises venyivi* (Helotes mold beetle), *Cicurina baronia* (Robber Baron Cave meshweaver), *Cicurina madla* (Madla's cave meshweaver), *Cicurina venii* (Braken Bat Cave meshweaver), *Cicurina vespera*

(Government Canyon Bat Cave meshweaver), *Neoleptoneta microps* (Government Canyon Bat Cave spider), *Neoleptoneta myopica* (Tooth Cave spider), *Rhadine exilis* (ground beetle, no common name), *Rhadine infernalis* (ground beetle, no common name), *Rhadine persephone* (Tooth Cave ground beetle), *Tartarocreagris texana* (Tooth Cave pseudoscorpion), *Texamaurops reddelli* (Kretschmarr Cave mold beetle), *Texella cokendolpheri* (Cokendolpher cave harvestman), *Texella reddelli* (Bee Creek Cave harvestman), and *Texella reyesi* (Bone Cave harvestman), *Ancistrocactus tobuschii* (Tobusch fishhook cactus), *Phlox nivalis ssp. texensis* (Texas trailing phlox), *Styrax texana* (Texas snowbells).

**Permit No. TE-100566**

*Applicant:* Texas Department of Transportation, Corpus Christi, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for the following species within Texas: jaguarundi (*Herpailurus yagouaroundi cacomitli*), ocelot (*Leopardus pardalis*), Attwater's greater prairie-chicken (*Tympanuchus cupido attwateri*), brown pelican (*Pelecanus occidentalis*), interior least tern (*Sterna antillarum*), and piping plover (*Charadrius melodus*).

**Permit No. TE-100565**

*Applicant:* Jack Woody, Rio Rancho, New Mexico.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for southwestern willow flycatcher (*Empidonax traillii extimus*) within New Mexico.

**Permit No. TE-009792**

*Applicant:* The Arboretum at Flagstaff, Flagstaff, Arizona.

Applicant requests an amendment to an existing permit to allow survey and collection of *Astragalus cremnophylax* var. *cremnophylax* (Sentry milk-vetch) and *Pediocactus bradyi* (Brady pincushion cactus) within Arizona.

**Permit No. TE-100564**

*Applicant:* Laura Green, Tempe, Arizona.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys for cactus ferruginous pygmy-owl (*Glaucidium brasilianum cactorum*) within Arizona.

**Permit No. TE-055419**

*Applicant:* Turner Biological Consulting, Tuscola, Texas.

Applicant requests an amendment to an existing permit to allow presence/absence surveys for the following species within New Mexico, Oklahoma, and Texas: jaguar (*Panthera onca*), Mexican long-nosed bat (*Leptonycteris nivalis*), Attwater's greater prairie-chicken (*Tympanuchus cupido attwateri*), black-capped Vireo (*Vireo atricapilla*), brown pelican (*Pelecanus occidentalis*), golden-cheeked warbler (*Dendroica chrysoparia*), interior least tern (*Sterna antillarum*), northern aplomado falcon (*Falco femoralis septentrionalis*), piping plover (*Charadrius melodus*), red-cockaded woodpecker (*Picoides borealis*), southwestern willow flycatcher (*Empidonax traillii extimus*), whooping crane (*Grus Americana*), Big Bend gambusia (*Gambusia gaigei*), Clear Creek gambusia (*Gambusia heterochir*), Comanche Springs pupfish (*Cyprinodon elegans*), Leon Springs pupfish (*Cyprinodon bovinus*), Pecos gambusia (*Gambusia nobilis*), and San Marcos gambusia (*Gambusia georgei*). Additionally, applicant requests authorization to survey for and collect the following species within New Mexico, Oklahoma, and Texas: *Ancistrocactus tobuschii* (Tobush fishhook cactus), *Astrophytum asterias* (star cactus), *Callirhoe scabriuscula* (Texas poppy mallow), *Coryphantha minima* (Nellie cory cactus), *Coryphantha ramillosa* (bunched cory cactus), *Coryphantha sneedii* var. *sneedii* (Sneed pincushion cactus), *Cryptantha crassipes* (Terlingua Creek cat's eye), *Echinocereus chisoensis* var. *chisoensis* (Chisos Mountain hedgehog cactus), *Echinocereus reichenbachii* var. *albertii* (black lace cactus), *Echinocereus viridiflorus* var. *davisii* (Davis green pitaya), *Echinomastus mariposensis* (Lloyd's Mariposa cactus), *Helianthus paradoxus* (Pecos sunflower), *Quercus hinkleyi* (Hinkley oak), and *Zizania texana* (Texas wild-rice).

**Permit No. TE-835139**

*Applicant:* Hawks Aloft, Albuquerque, New Mexico.

Applicant requests an amendment to an existing permit to allow presence/absence surveys and nest monitoring activities for southwestern willow flycatcher (*Empidonax traillii extimus*) within New Mexico.

**Permit No. TE-100579**

*Applicant:* Salt River Project Agricultural Improvement and Power District, Tempe, Arizona.

Applicant requests a new permit for research and recovery purposes to conduct habitat manipulation and monitoring, presence/absence surveys, nest searches, and nest monitoring for the southwestern willow flycatcher (*Empidonax traillii extimus*) within Arizona.

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

Dated: February 18, 2005.

**Joy E. Nicholopoulos,**

*Acting Assistant Regional Director, Ecological Services, Region 2, Albuquerque, New Mexico.*

[FR Doc. 05-4443 Filed 3-7-05; 8:45 am]

**BILLING CODE 4310-55-P**

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service**

**Receipt of an Application for an Incidental Take Permit for the development of the Shadow Wood Subdivision in Brevard County, FL**

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

**ACTION:** Notice.

**SUMMARY:** John Massaro (Applicant) requests an incidental take permit (ITP) pursuant to Section 10(a)(1)(B) of the Endangered Species Act of 1973 (U.S.C. 1531 *et seq.*), as amended (Act). The Applicant anticipates take of the Florida scrub-jay (*Aphelocoma coerulescens*) and eastern indigo snake (*Drymarchon corais couperi*) incidental to construction of a mixed residential and commercial use subdivision with supporting infrastructure in Brevard County, Florida. Construction and its associated infrastructure would destroy about 9.67 acres of foraging, sheltering, and possibly nesting habitat for the scrub-jay that is also possibly used by the indigo snake. A more detailed description of the mitigation and minimization measures to address the effects of the Project to the protected species are outlined in the Applicant's Habitat Conservation Plan (HCP), the Service's Environmental Assessment (EA), and in the **SUPPLEMENTARY INFORMATION** section below.

The Service also announces the availability of the EA and HCP for the incidental take application. Copies of the EA and/or HCP may be obtained by making a request to the Regional Office (see **ADDRESSES**). Requests must be in writing to be processed. This notice also advises the public that the Service has made a preliminary determination that issuing the ITP is not a major Federal action significantly affecting the quality of the human environment within the

meaning of Section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA), as amended. The Finding of No Significant Impact (FONSI) is based on information contained in the EA and HCP. The final determination will be made no sooner than 60 days from the date of this notice. This notice is provided pursuant to Section 10 of the Act and NEPA regulations (40 CFR 1506.6).

**DATES:** Written comments on the ITP application, EA, and HCP should be sent to the Service's Regional Office (see **ADDRESSES**) and should be received on or before May 9, 2005.

**ADDRESSES:** Persons wishing to review the application and HCP may obtain a copy by writing the Service's Southeast Regional Office, Atlanta, Georgia. Please reference permit number TE089883-0 in such requests. Documents will also be available for public inspection by appointment during normal business hours at the Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, Georgia 30345 (Attn: Endangered Species Permits), or Field Supervisor, U.S. Fish and Wildlife Service, 6620 Southpoint Drive South, Suite 310, Jacksonville, Florida 32216.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional HCP Coordinator, (see **ADDRESSES** above), telephone: 404/679-7313, facsimile: 404/679-7081; or Mr. Michael Jennings, Fish and Wildlife Biologist, Jacksonville Field Office, Jacksonville, Florida (see **ADDRESSES** above), telephone: 904/232-2580, ext. 113.

**SUPPLEMENTARY INFORMATION:** If you wish to comment, you may submit comments by any one of several methods. Please reference permit number TE089883-0 in such comments. You may mail comments to the Service's Regional Office (see **ADDRESSES**). You may also comment via the internet to [david\\_dell@fws.gov](mailto:david_dell@fws.gov). Please submit comments over the internet as an ASCII file avoiding the use of special characters and any form of encryption. Please also include your name and return address in your internet message. If you do not receive a confirmation from us that we have received your internet message, contact us directly at either telephone number listed below (see **FURTHER INFORMATION**). Finally, you may hand deliver comments to either Service office listed below (see **ADDRESSES**). 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 home address from the