

**ACTION:** Receipt of an application for a scientific research/enhancement permit (1288) and request for comment.

**SUMMARY:** Notice is hereby given that NMFS has received an application for a permit from Dynamac/USEPA in Corvallis, OR (1288). The permit would affect five Evolutionarily Significant Units (ESUs) of salmonids identified in the **SUPPLEMENTARY INFORMATION** section. This document serves to notify the public of the availability of the permit application for review and comment before a final approval or disapproval is made by NMFS.

**DATES:** Written comments on the permit application must be received no later than 5 p.m. Daylight Savings Time on May 2, 2003.

**ADDRESSES:** Written comments on the modification request should be sent to the appropriate office as indicated below. Comments may also be sent via fax to the number indicated for the request. Comments will not be accepted if submitted via e-mail or the internet. The applications and related documents are available for review in the indicated office, by appointment: For permit 1288: Diana Hines, Protected Species Division, NMFS, 777 Sonoma Avenue, Room 325, Santa Rosa, CA 95404 6528 (ph: 707 575 6057, fax: 707 578 3435). Documents may also be reviewed by appointment in the Office of Protected Resources, F/PR3, NMFS, 1315 East-West Highway, Silver Spring, MD 20910 3226 (301 713 1401).

**FOR FURTHER INFORMATION CONTACT:** Diana Hines at phone number 707-575-6057, or e-mail: [diana.hines@noaa.gov](mailto:diana.hines@noaa.gov).

**SUPPLEMENTARY INFORMATION:**

**Authority**

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531 1543) (ESA), is based on a finding that such permits/modifications: (1) are applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with and are subject to the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

Those individuals requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see

**ADDRESSES**). The holding of such a hearing is at the discretion of the Assistant Administrator for Fisheries, NMFS. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

**Species Covered in This Notice**

This notice is relevant to the following five threatened salmonid ESUs: threatened Southern Oregon/Northern California Coast coho salmon *O. kisutch*, threatened Central California Coast coho salmon, threatened Northern California Steelhead *O. mykiss*, threatened Central California Coast steelhead, and threatened California Coastal Chinook salmon *O. tshawytscha*.

**Modification Request Received**

Dynamac/USEPA requests permit 1288 for takes of juvenile ESA-listed coho salmon, steelhead and Chinook salmon associated with studies assessing presence and population abundances of species in selected streams throughout California. Dynamac/USEPA has proposed to use electrofishing as the method of capture. Permit 1288 will expire June 30, 2008.

Dated: March 28, 2003.

**Phil Williams,**

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

[FR Doc. 03-7969 Filed 4-1-03; 8:45am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

[I.D. 032703C]

**Endangered and Threatened Species; Take of Anadromous Fish**

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

**ACTION:** Application for scientific research and enhancement of survival permit (1425).

**SUMMARY:** Notice is hereby given that NMFS has received an application for a scientific research and enhancement permit from Fish First, a non-profit organization, pursuant to the Endangered Species Act, as amended (ESA). The permit application is for the take of ESA-listed adult and juvenile salmon associated with enhancement and restoration of salmon habitat activities in the Lewis River basin in the

State of Washington, more fully described below (see **SUPPLEMENTARY INFORMATION**).

**DATES:** Comments or requests for a public hearing on the permit application must be received at the appropriate address or fax number (see Address) no later than 5 p.m. Pacific daylight time on May 2, 2003. Anyone requesting a hearing should state the specific reasons why a hearing would be appropriate (see **ADDRESSES**). The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA.

**ADDRESSES:** Written comments on the application should be sent to Washington State Branch Office, Habitat Conservation Division, 510 Desmond Drive SE, Suite 103, Lacey, WA 98503. Comments may also be sent via fax to 360-753-9517. Comments will not be accepted if submitted via e-mail or the internet. Requests for the permit application should be directed to the Washington State Branch office (address above). The application also is available on the internet at <http://www.nwr.noaa.gov/> or it may be reviewed by appointment during business hours at the Washington State Branch office by calling 360-753-9530.

**FOR FURTHER INFORMATION CONTACT:** Stephanie Ehinger, Washington State Branch Office Habitat Division, Lacey, Washington (ph: 360-534-9341, e-mail: [stephanie.ehinger@noaa.gov](mailto:stephanie.ehinger@noaa.gov)); or Dan Guy at the same office (ph: 360-534-9342; e-mail: [dan.guy@noaa.gov](mailto:dan.guy@noaa.gov)).

**SUPPLEMENTARY INFORMATION:**

**Authority**

Section 9 of the ESA and Federal regulations prohibit the "taking" of a species listed as endangered or threatened. The term take under the ESA means harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct (16 U.S.C. 1532(19)). Under limited circumstances, NMFS may issue permits to take listed species, such as scientific research and enhancement permits issued under Section 10(a)(1)(A) of the ESA (16 U.S.C. 1531 *et. seq.*) and Federal regulations found at 50 CFR 222.308. NMFS issues permits based on findings that such permits: (1) are applied for in good faith; (2) if granted and exercised would not operate to the disadvantage of the listed species that are the subject of the permit; and (3) are consistent with the purposes and policy of section 2 of the ESA. The authority to take listed species is subject to conditions set forth in the permit.