

SUPPLEMENTARY INFORMATION: The public is invited to comment on the following applications for permits to conduct certain activities with endangered species. If you wish to comment, you may submit comments by any one of several methods. You may mail comments to the Service's Regional Office (see **ADDRESSES** section) or via electronic mail (e-mail) to *victoria_davis@fws.gov*. Please submit electronic comments 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 e-mail message. If you do not receive a confirmation from the Service that we have received your e-mail message, contact us directly at the telephone number listed above (see **FOR FURTHER INFORMATION CONTACT** section). Finally, you may hand deliver comments to the Service office listed above (see **ADDRESSES** section).

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 administrative record. We will honor such requests to the extent allowable by law. There may also be other circumstances in which we would withhold from the administrative record a respondent's identity, as allowable by law. If you wish us to withhold your name and address, you must state this prominently at the beginning of your comments. However, we will not consider anonymous comments. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

TE077853-0

Applicant: J. Logan Williams, North Carolina Department of Transportation—Project Development, Raleigh, North Carolina

The applicant requests authorization to take (handle and release) the Appalachian elktoe (*Alasmidonta raveneliana*) and the James spinymussel (*Pleurobema collina*) while conducting presence/absence surveys for transportation projects in Stokes and Rockingham Counties, North Carolina.

TE077865-0

Applicant: Audubon Nature Institute, Betsy L. Dresser, New Orleans, Louisiana

The applicant requests authorization to take (permanently house in captivity,

naturally breed, artificially inseminate, use costume chick for rearing, and provide rehabilitation treatment) to the Mississippi sandhill crane (*Grus canadensis pulla*) and the Whooping crane (*Grus Americana*) while participating in a captive propagation program to enhance the wild population in cooperation with the U.S. Fish and Wildlife Service. Capture propagation will take place at the Audubon Nature Institute, Center for Research of Endangered Species, Freeport-McMoRan Audubon Species Survival Center, New Orleans, Louisiana.

Dated: October 10, 2003.

Sam D. Hamilton,
Regional Director.

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BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Dry Creek Rancheria Sale and Consumption of Alcoholic Beverages

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice publishes the Dry Creek Rancheria Liquor Ordinance. The ordinance regulates and controls distribution, sale, consumption, possession, inspection, licensing, enforcement and legal compliance associated with the introduction of alcohol on the Dry Creek Rancheria.

EFFECTIVE DATE: This Code is effective on October 28, 2003.

FOR FURTHER INFORMATION CONTACT: Iris Drew, Southwest Regional Office, Branch of Tribal Government, P.O. Box 26567, Albuquerque, New Mexico 87125-6567, Telephone (505) 346-7592, or Ralph Gonzales, Office of Tribal Services, 1951 Constitution Avenue, NW, MS-320-SIB, Washington, DC 20245, Telephone (202) 513-7629.

SUPPLEMENTARY INFORMATION: Pursuant to the Act of August 15, 1953, Pub. L. 83-277, 67 Stat. 586, 18 U.S.C. 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), the Secretary of the Interior shall certify and publish in the **Federal Register** notice of adopted liquor ordinances for the purpose of regulating liquor transactions in Indian country. The Dry Creek Rancheria adopted Tribal Ordinance No. 02-090-21-001 on September 21, 2002. The purpose of this ordinance is to govern the distribution, sale, consumption, possession, inspection, licensing, enforcement and legal

compliance associated with the introduction of alcohol on the Dry Creek Rancheria.

This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Principal Deputy Assistant Secretary—Indian Affairs.

I certify that Liquor Ordinance No. 02-09-21-001 was duly adopted by the Tribal Council of the Dry Creek Rancheria on September 21, 2002.

Dated: October 7, 2003.

Aurene M. Martin,
Principal Deputy Assistant Secretary—Indian Affairs.

Ordinance No. 02-09-21-001

Alcohol Policy

Dry Creek Rancheria Band of Pomo Indians of California

Preamble

This ordinance is for the purpose of providing rules and procedures related to the distribution, sale, consumption, possession, inspection, licensing, enforcement and legal compliance associated with the introduction of alcohol on the Dry Creek Rancheria. It is hereby ordained by the Tribal Council (Membership) of the Dry Creek Rancheria that the following rules and procedures shall apply to the authority, responsibility, legal compliance with local, state and federal laws, and for the protection of the welfare and being of Tribal Members that the following ordinance is hereby adopted:

Article I—Findings and Policy

The Tribe finds that:

1. The introduction, possession, and sale of alcoholic beverages on the Tribe's lands are matters of special concern to the Tribe.
2. Under the authority of Article VII the Tribe's Articles of Association and in conformance with Federal Law and the laws of the State of California as required by 18 U.S.C. 1161 and the Tribe's Gaming Compact, and under the inherent sovereignty of the Tribe, this Ordinance shall be deemed an exercise of the Tribe's power for the protection of the welfare, health, peace, morals and safety of the members of the Tribe.

3. The Tribe's policy is to assure that any possession, importation, sale, or consumption of an alcoholic beverage within the Tribe's jurisdiction shall occur under the regulation and control of the Tribe as set forth in this Ordinance.

4. This Ordinance shall be construed to comply with federal and tribal laws and with applicable state laws ("Applicable Laws").

Article II—Definitions

The stated terms are defined as follows unless a different meaning is expressly provided or the context clearly indicates otherwise:

1. *Alcoholic Beverage* or *Liquor* shall include alcohol, spirits, liquor, wine, beer, and every liquid or solid containing alcohol, spirits, wine, or beer, and which contains