

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

[FWS-R6-ES-2015-N232;  
FXES1113060000-167-FF06E00000]

**Endangered and Threatened Wildlife and Plants; Initiation of 5-Year Status Reviews of 21 Species in the Mountain-Prairie Region**

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

**ACTION:** Notice of initiation of reviews; request for information.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, are initiating 5-year status reviews under the Endangered Species Act of 1973, as amended (Act), of 8 animal and 13 plant species. A 5-year status review is based on the best scientific and commercial data available at the time of the review; therefore, we are requesting submission of any new information on these species that has become available since the last review of the species.

**DATES:** To ensure consideration in our reviews, we are requesting submission of new information no later than July 26, 2016. However, we will continue to accept new information about any listed species at any time.

**FOR FURTHER INFORMATION CONTACT:** For information on a particular species, contact the appropriate person or office listed in the table in the **SUPPLEMENTARY INFORMATION** section. Individuals who are hearing impaired or speech impaired may call the Federal Relay Service at 800-877-8339 for TTY assistance.

**SUPPLEMENTARY INFORMATION:**

**Why do we conduct 5-year reviews?**

Under the Act (16 U.S.C. 1531 *et seq.*), we maintain Lists of Endangered and Threatened Wildlife and Plants (which we collectively refer to as the List) in the Code of Federal Regulations (CFR) at 50 CFR 17.11 (for animals) and 17.12 (for plants). Section 4(c)(2)(A) of the Act requires us to review each listed species' status at least once every 5 years. Our regulations at 50 CFR 424.21 require that we publish a notice in the **Federal Register** announcing those species under active review. For additional information about 5-year reviews, go to <http://www.fws.gov/Endangered/what-we-do/recovery-overview.html>, scroll down to "Learn More about 5-Year Reviews," and click on our factsheet.

**What information do we consider in our review?**

A 5-year review considers all new information available at the time of the

review. In conducting these reviews, we consider the best scientific and commercial data that have become available since the listing determination or most recent status review, such as:

(A) Species biology, including but not limited to population trends, distribution, abundance, demographics, and genetics;

(B) Habitat conditions, including but not limited to amount, distribution, and suitability;

(C) Conservation measures that have been implemented that benefit the species;

(D) Threat status and trends in relation to the five listing factors (as defined in section 4(a)(1) of the Act); and

(E) Other new information, data, or corrections, including but not limited to taxonomic or nomenclatural changes, identification of erroneous information contained in the List, and improved analytical methods.

Any new information will be considered during the 5-year review and will also be useful in evaluating the ongoing recovery programs for the species.

**Which species are under review?**

This notice announces our active review of the 21 species listed in the table below.

Common name	Scientific name	Listing status	Historical range	Final listing rule (Federal Register citation and publication date)	Contact person, phone, email	Contact person's U.S. mail address
<b>ANIMALS</b>						
Bonytail chub .....	<i>Gila elegans</i> .....	Endangered .....	Arizona, Colorado, Nevada, Utah, U.S.A.	45 FR 27710; 04/23/1980.	Tom Chart, Upper Colorado River Endangered Fish Recovery Program, Director, 303-236-9885; <a href="mailto:tom_chart@fws.gov">tom_chart@fws.gov</a> .	Upper Colorado River Endangered Fish Recovery Program, 44 Union Blvd., Ste. 120, Lakewood, CO 80228.
Colorado pikeminnow.	<i>Ptychocheilus lucius</i> .	Endangered .....	Arizona, California, Colorado, New Mexico, Utah, U.S.A.	32 FR 4001; 03/11/1967.	Tom Chart, Upper Colorado River Endangered Fish Recovery Program, Director, 303-236-9885; <a href="mailto:tom_chart@fws.gov">tom_chart@fws.gov</a> .	Upper Colorado River Endangered Fish Recovery Program, 44 Union Blvd., Ste. 120, Lakewood, CO 80228.
Greenback cutthroat trout.	<i>Oncorhynchus clarki stomias</i> .	Threatened .....	Colorado, Utah, U.S.A.	32 FR 4001; 03/11/1967.	Drue DeBerry, Acting Project Leader, 303-236-4264; <a href="mailto:drue_deberry@fws.gov">drue_deberry@fws.gov</a> .	Ecological Services, Colorado Field Office, P.O. Box 25486-DFC, Denver, CO 80225.
Humpback chub ..	<i>Gila cypha</i> .....	Endangered .....	Arizona, Colorado, Utah, U.S.A.	32 FR 4001; 03/11/1967.	Tom Chart, Upper Colorado River Endangered Fish Recovery Program, Director, 303-236-9885; <a href="mailto:tom_chart@fws.gov">tom_chart@fws.gov</a> .	Upper Colorado River Endangered Fish Recovery Program, 44 Union Blvd., Ste. 120, Lakewood, CO 80228.
Kendall Warm Springs dace.	<i>Rhinichthys osculus thermalis</i> .	Endangered .....	Wyoming, U.S.A	35 FR 16047; 10/13/1970.	Tyler Abbott, Deputy Project Leader, 307-772-2374.	Ecological Services, Wyoming Field Office, 5353 Yellowstone Road, #308A, Cheyenne, WY 82009.
Razorback sucker	<i>Xyrauchen texanus</i> .	Endangered .....	Arizona, Colorado, Nevada, New Mexico, Utah, U.S.A.	56 FR 54957; 10/23/1991.	Tom Chart, Upper Colorado River Endangered Fish Recovery Program, Director, 303-236-9885; <a href="mailto:tom_chart@fws.gov">tom_chart@fws.gov</a> .	Upper Colorado River Endangered Fish Recovery Program, 44 Union Blvd., Ste. 120, Lakewood, CO 80228.
Topeka shiner .....	<i>Notropis Topeka (=tristis)</i> .	Endangered .....	Iowa, Kansas, Minnesota, Missouri, Nebraska, South Dakota, U.S.A.	63 FR 69008; 12/15/1998.	Jason Luginbill, Project Leader, 785-539-3474; <a href="mailto:jason_luginbill@fws.gov">jason_luginbill@fws.gov</a> .	Ecological Services, Kansas Field Office, 2609 Anderson Ave., Manhattan, KS 66502.

Common name	Scientific name	Listing status	Historical range	Final listing rule (Federal Register citation and publication date)	Contact person, phone, email	Contact person's U.S. mail address
Uncompahgre fritillary butterfly.	<i>Boloria acrocne</i>	Threatened .....	Colorado, U.S.A	56 FR 28712; 6/24/1991.	Ann Timberman, Western Colorado Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Field Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.

Scientific name	Common name	Listing status	Historical range	Final listing rule (Federal Register citation and publication date)	Contact person, phone, email	Contact person's U.S. mail address
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**PLANTS**

<i>Astragalus holmgreniorum</i> .	Holmgren milk-vetch.	Endangered .....	Arizona, Utah, U.S.A.	66 FR 49560; 09/28/2001.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Astragalus ampullarioides</i> .	Shivwits milk-vetch.	Endangered .....	Utah, U.S.A .....	66 FR 49560; 09/28/2001.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Astragalus osterhoutii</i> .	Osterhout milkvetch.	Endangered .....	Colorado, U.S.A	54 FR 29658; 7/13/1989.	Ann Timberman, Western Colorado Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Eutrema penlandii</i>	Penland alpine fen mustard.	Threatened .....	Colorado, U.S.A	58 FR 40539; 7/28/1993.	Ann Timberman, Western Colorado Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Ipomopsis polyantha</i> .	Pagosa sky-rocket.	Endangered .....	Colorado, U.S.A	76 FR 45054; 07/27/2011.	Ann Timberman, Western Colorado Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Penstemon penlandii</i> .	Penland beardtongue.	Endangered .....	Colorado, U.S.A	54 FR 29658; 7/13/1989.	Ann Timberman, Western Colorado Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Physaria congesta (Lesquerella congesta)</i> .	Dudley Bluffs bladderpod.	Threatened .....	Colorado, U.S.A	55 FR 4152; 02/06/1990.	Ann Timberman, Western CO Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western CO Field Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Physaria obcordata</i> .	Dudley Bluffs twinpod.	Threatened .....	Colorado, U.S.A	55 FR 4152; 02/06/1990.	Ann Timberman, Western CO Field Supervisor, 970-628-7181; <a href="mailto:ann_timberman@fws.gov">ann_timberman@fws.gov</a> .	Ecological Services, Western Colorado Office, 445 W. Gunnison Ave., #240, Grand Junction, CO 81501-5711.
<i>Schoenocrambe suffrutenscens</i> .	Shrubby reed-mustard.	Endangered .....	Utah, U.S.A .....	52 FR 37416; 10/06/1987.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Schoenocrambe argillacea</i> .	Clay reed-mustard.	Endangered .....	Utah, U.S.A .....	52 FR 37416; 10/06/1987.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Sclerocactus brevispinus</i> .	Pariette cactus	Threatened .....	Utah, U.S.A .....	74 FR 47117; 09/15/2009.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Sclerocactus wetlandicus</i> .	Uinta Basin hookless cactus.	Threatened .....	Utah, U.S.A .....	74 FR 47112; 09/15/2009.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.
<i>Sclerocactus wrightiae</i> .	Wright fishhook cactus.	Endangered .....	Utah, U.S.A .....	44 FR 58866; 10/11/1979.	Larry Crist, Project Leader, 801-975-3330; <a href="mailto:larry_crist@fws.gov">larry_crist@fws.gov</a> .	Ecological Services, Utah Field Office, 2369 W. Orton Circle, #50, West Valley City, UT 84119.

**Request for New Information**

To ensure that a 5-year review is complete and based on the best available scientific and commercial information, we request new information from all sources. See "What Information Do We Consider in Our Review?" for specific criteria. If you

submit information, please support it with documentation such as maps, bibliographic references, methods used to gather and analyze the data, and/or copies of any pertinent publications, reports, or letters by knowledgeable sources.

**How do I ask questions or provide information?**

If you wish to provide information for any species listed above, please submit your comments and materials to the appropriate contact in the table above. You may also direct questions to those contacts. Individuals who are hearing

impaired or speech impaired may call the Federal Relay Service at 800-877-8339 for TTY assistance.

### Public Availability of Submissions

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Comments and materials received will be available for public inspection, by appointment, during normal business hours at the offices where the comments are submitted.

### Completed and Active Reviews

A list of all completed and currently active 5-year reviews addressing species for which the Mountain-Prairie Region of the U.S. Fish and Wildlife Service has lead responsibility is available at <http://www.fws.gov/endangered/>.

### Authority

This document is published under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: April 19, 2016.

**Matt Hogan,**

*Deputy Regional Director, Mountain-Prairie Region, U.S. Fish and Wildlife Service.*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[Docket No. FWS-HQ-IA-2016-0070; FXIA16710900000-156-FF09A30000]

### Endangered Species; Marine Mammals; Receipt of Applications for Permit

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

**ACTION:** Notice of receipt of applications for permit.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered species, marine mammals, or both. With some exceptions, the Endangered Species Act (ESA) and Marine Mammal Protection Act (MMPA) prohibit activities with listed

species unless Federal authorization is acquired that allows such activities.

**DATES:** We must receive comments or requests for documents on or before June 27, 2016. We must receive requests for marine mammal permit public hearings, in writing, at the address shown in the **ADDRESSES** section by June 27, 2016.

**ADDRESSES:** *Submitting Comments:* You may submit comments by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments on Docket No. FWS-HQ-IA-2016-0070.
- *U.S. Mail or Hand-Delivery:* Public Comments Processing, Attn: Docket No. FWS-HQ-IA-2016-0070; U.S. Fish and Wildlife Service Headquarters, MS: BPHC; 5275 Leesburg Pike, Falls Church, VA 22041-3803.

When submitting comments, please indicate the name of the applicant and the PRT# you are commenting on. We will post all comments on <http://www.regulations.gov>. This generally means that we will post any personal information you provide us (see the Public Comments section below for more information). *Viewing Comments:* Comments and materials we receive will be available for public inspection on <http://www.regulations.gov>, or by appointment, between 8 a.m. and 4 p.m., Monday through Friday, except Federal holidays, at the U.S. Fish and Wildlife Service, Division of Management Authority, 5275 Leesburg Pike, Falls Church, VA 22041-3803; telephone 703-358-2095.

### FOR FURTHER INFORMATION CONTACT:

Brenda Tapia, (703) 358-2104 (telephone); (703) 358-2281 (fax); [DMAFR@fws.gov](mailto:DMAFR@fws.gov) (email).

### SUPPLEMENTARY INFORMATION:

#### I. Public Comment Procedures

*A. How do I request copies of applications or comment on submitted applications?*

Send your request for copies of applications or comments and materials concerning any of the applications to the contact listed under **ADDRESSES**. Please include the **Federal Register** notice publication date, the PRT-number, and the name of the applicant in your request or submission. We will not consider requests or comments sent to an email or address not listed under **ADDRESSES**. If you provide an email address in your request for copies of applications, we will attempt to respond to your request electronically.

Please make your requests or comments as specific as possible. Please

confine your comments to issues for which we seek comments in this notice, and explain the basis for your comments. Include sufficient information with your comments to allow us to authenticate any scientific or commercial data you include.

The comments and recommendations that will be most useful and likely to influence agency decisions are: (1) Those supported by quantitative information or studies; and (2) Those that include citations to, and analyses of, the applicable laws and regulations. We will not consider or include in our administrative record comments we receive after the close of the comment period (see **DATES**) or comments delivered to an address other than those listed above (see **ADDRESSES**).

*B. May I review comments submitted by others?*

Comments, including names and street addresses of respondents, will be available for public review at the street address listed under **ADDRESSES**. The public may review documents and other information applicants have sent in support of the application unless our allowing viewing would violate the Privacy Act or Freedom of Information Act. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

## II. Background

To help us carry out our conservation responsibilities for affected species, and in consideration of section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), along with Executive Order 13576, “Delivering an Efficient, Effective, and Accountable Government,” and the President’s Memorandum for the Heads of Executive Departments and Agencies of January 21, 2009—Transparency and Open Government (74 FR 4685; January 26, 2009), which call on all Federal agencies to promote openness and transparency in Government by disclosing information to the public, we invite public comment on these permit applications before final action is taken. Under the MMPA, you may request a hearing on any MMPA application received. If you request a hearing, give