

## DEPARTMENT OF COMMERCE

## Foreign-Trade Zones Board

[Order No. 1353]

**Grant of Authority; Establishment of a Foreign-Trade Zone Southaven (Desoto County), MS**

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 adopts the following Order.

Whereas, the Foreign-Trade Zones 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 ports of entry;

Whereas, the Northern Mississippi FTZ Inc., a Mississippi non-profit corporation (the Grantee), has made application to the Board (FTZ Docket 10–2004, filed 3/16/04), requesting the establishment of a foreign-trade zone in Southaven (DeSoto County), Mississippi, within the Memphis, Tennessee, Customs port of entry;

Whereas, notice inviting public comment has been given in the **Federal Register** (69 FR 13811, 3/24/04); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the 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. 262, at the site described in the application, subject to the Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 1st day of October 2004.

Foreign-Trade Zones Board.

**Donald L. Evans,**

*Secretary of Commerce, Chairman and Executive Officer.*

Attest: Dennis Puccinelli, Executive Secretary.

[FR Doc. 04–22942 Filed 10–12–04; 8:45 am]

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## DEPARTMENT OF COMMERCE

## National Oceanic and Atmospheric Administration

[I.D. 093004B]

**Marine Mammals and Endangered Species; Files No. 782–1702 and 1409**

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

**ACTION:** Receipt of applications for amendments.

**SUMMARY:** Notice is hereby given that the following entities have requested an amendment to their scientific research permits:

Permit No. 782–1702: National Marine Mammal Laboratory (NMML), NMFS, 7600 Sand Point Way, NE, BIN C15700, Bldg. 1, Seattle, WA 98115–0070, (Dr. John Bengtson, Principal Investigator); and

Permit No. 1409: Karen G. Holloway-Adkins, East Coast Biologists, Inc., P.O. Box 33715, Indialantic, FL 32903–3715.

**DATES:** Written, telefaxed, or e-mail comments must be received on or before November 12, 2004.

**ADDRESSES:** The amendment requests and related documents are available for review upon written request or by appointment in the following office(s):

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)713–0376; and

Permit 782–1702: Northwest Region, NMFS, 7600 Sand Point Way NE, BIN C15700, Bldg. 1, Seattle, WA 98115–0700; phone (206)526–6150; fax (206)526–6426; and

Permit No. 1409: Assistant Regional Administrator for Protected Resources, Southeast Region, NMFS, 9721 Executive Center Drive North, St. Petersburg, FL 33702–2432; phone (727)570–5312, fax (727)570–5517.

Written comments or requests for a public hearing on these requests should be submitted to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on either of these particular amendment requests would be appropriate.

Comments may also be submitted by facsimile at (301)713–0376, provided the facsimile is confirmed by hard copy submitted by mail and postmarked no

later than the closing date of the comment period.

Comments may also be submitted by e-mail. The mailbox address for providing email comments is *NMFS.Pr1Comments@noaa.gov*. Include in the subject line of the e-mail comment the following document identifier: Permit No. 782–1702 or Permit No. 1409.

**FOR FURTHER INFORMATION CONTACT:** Ruth Johnson, Amy Sloan or Patrick Opay (301)713–2289.

**SUPPLEMENTARY INFORMATION:** The subject amendments are requested 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.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222–226).

Permit No. 782–1702 issued to the NMML authorizes the permit holder to capture harbor seals (*Phoca vitulina*), California sea lions (*Zalophus californianus*), and northern elephant seals (*Mirounga angustirostris*) and to conduct the following activities: tag and brand for long-term identification of individuals and to obtain information on reproductive success, survival and longevity; blood sample for disease screening; blubber biopsy for contaminant analysis; tissue sample for genetic and fatty acid analyses; and attach electronic instruments to document movements, activity and foraging patterns. The Permit also authorizes up to five (5) accidental mortalities of California sea lions each year.

The permit holder has requested an amendment to the permit to increase the number of accidental mortalities of California sea lions from five to seven for the year spanning July 1, 2004 to June 30, 2005. The Permit expires June 30, 2008. During the 2004 summer field season California sea lions captured on a floating trap in the East Mooring Basin at Astoria, Oregon, were left unattended in the trap. When researchers returned to the capture site, five of the seven captured animals were dead or dying. The two remaining live animals were released. Apparently fighting among the animals caught in the trap resulted in the five deaths. The researchers maintain that this was unusual behavior, but to prevent this type of accident from occurring in the future the following mitigation measures will be included in the permit amendment,