

**ACTION:** Notice.

**SUMMARY:** This is notice, in accordance with 35 U.S.C. 209(c)(1) and 37 CFR 404.7(a)(1)(i), that the National Institutes of Health (NIH), Department of Health and Human Services, is contemplating the grant of an exclusive worldwide license to practice the invention embodied in: HHS Ref. No. E-321-2007 "Second Generation Improved Spiral Tube Support for Countercurrent Chromatography" to CC Biotech LLC, a company incorporated under the laws of the State of Maryland having its headquarters in Rockville, Maryland. The United States of America

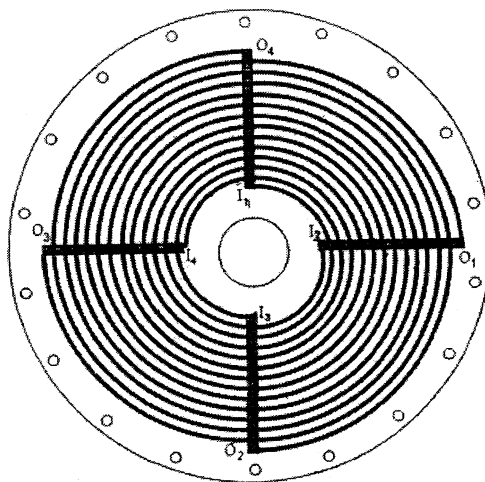
is the assignee of the rights of the above inventions. The contemplated exclusive license may be granted in a field of use limited to devices and components for centrifugal or countercurrent chromatographic purification, isolation, or preparation of biomolecules and macromolecules.

**DATES:** Only written comments and/or applications for a license received by the NIH Office of Technology Transfer on or before December 10, 2007 will be considered.

**ADDRESSES:** Requests for a copy of the patent application, inquiries, comments and other materials relating to the contemplated license should be directed

to: Michael A. Shmilovich, Esq., Office of Technology Transfer, National Institutes of Health, 6011 Executive Boulevard, Suite 325, Rockville, MD 20852-3804; Telephone: (301) 435-5019; Facsimile: (301) 402-0220; E-mail: [shmilovm@mail.nih.gov](mailto:shmilovm@mail.nih.gov). A signed confidentiality nondisclosure agreement will be required to receive copies of any patent applications that have not been published by the United States Patent and Trademark Office or the World Intellectual Property Organization.

**SUPPLEMENTARY INFORMATION:** The patents and patent applications intended for licensure disclose or cover the following:



The support compactly holds spirally wound plastic tubing at a desired spiral pitch without connection. When mounted on the existing high-speed countercurrent chromatographic centrifuge, it will produce separation of bioactive compounds including proteins, nucleic acids, polysaccharides, and small molecular weight compounds from natural products without loss of samples in the separation column.

The present invention is an improvement on a spiral disc previously reported under E-014-2003 (now abandoned) which was published as WO 2004/085020. That disc differed in that the prior version the radial channels represented in the figure on the right (e.g., I<sub>1</sub>-O<sub>4</sub>; I<sub>4</sub>-O<sub>3</sub>, etc.) went all the way through the disc and ended at the outer wall and the center, thereby creating a channel that forced tubing to wrap around the device to re-enter the spiral grooves. Here, the direction of the tubing through the interleaved spiral grooves is continuous and the transition points between grooves are smoother. The design effectively eliminates about 5 cm of "dead-space," and allows for

the plates to be stackable; which was impossible with the previous design.

The prospective exclusive license will be royalty bearing and will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7. The prospective exclusive license may be granted unless, within sixty (60) days from the date of this published notice, NIH receives written evidence and argument that establishes that the grant of the license would not be consistent with the requirements of 35 U.S.C. 209 and 37 CFR 404.7.

Properly filed competing applications for a license filed in response to this notice will be treated as objections to the contemplated license. Comments and objections submitted in response to this notice will not be made available for public inspection, and, to the extent permitted by law, will not be released under the Freedom of Information Act, 5 U.S.C. 552.

Dated: October 1, 2007.

**Steven M. Ferguson,**

*Director, Division of Technology Development and Transfer, Office of Technology Transfer, National Institutes of Health.*

[FR Doc. E7-19941 Filed 10-9-07; 8:45 am]

BILLING CODE 4140-01-P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### **Proposed Candidate Conservation Agreement With Assurances for Fisher for the Stirling Management Area, Sierra Pacific Industries, Butte, Plumas, and Tehama Counties, CA**

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

**ACTION:** Notice of availability; receipt of application.

**SUMMARY:** Sierra Pacific Industries (Applicant) has applied to the U.S. Fish and Wildlife Service (Service) for a 20-year enhancement of survival permit for the fisher (*Martes pennanti*) pursuant to section 10(a)(1)(A) of the Endangered

Species Act of 1973, as amended (Act). The permit application includes a proposed Candidate Conservation Agreement with Assurances (Agreement) between the Applicant and the Service for the fisher on the 160,000 acre Stirling Management Area in Butte, Plumas, and Tehama Counties, California.

We are requesting comments on the permit application, the proposed Agreement and on the preliminary determination that the proposed Agreement is eligible for a categorical exclusion under the National Environmental Policy Act (NEPA) of 1969, as amended. The basis for this determination is discussed in the Environmental Action Statement (EAS) and the associated Screening Form, which are also available for public review.

**DATES:** Written comments should be received on or before November 9, 2007.

**ADDRESSES:** Comments should be addressed to the Field Supervisor, U. S. Fish and Wildlife Service, Yreka Fish and Wildlife Office, 1829 South Oregon Street, Yreka, California 96097. Written comments may be sent by facsimile to (530) 842-4517.

**FOR FURTHER INFORMATION CONTACT:** Ms. Laura Finley, Fish and Wildlife Biologist, Yreka Fish and Wildlife Office (see **ADDRESSES**); telephone: (530) 842-5763.

#### **SUPPLEMENTARY INFORMATION:**

##### **Availability of Documents**

Individuals wishing copies of the application, proposed Agreement, and EAS should immediately contact the Service by telephone at (530) 842-5763 or by letter to the Yreka Fish and Wildlife Office [see **ADDRESSES**]. Copies of the proposed Agreement and EAS also are available for public inspection during regular business hours at the Yreka Fish and Wildlife Office [see **ADDRESSES**]. The information above will also be available at the following Web address: <http://www.fws.gov/yreka>.

##### **Background**

Under a Candidate Conservation Agreement with Assurances (CCAA), participating landowners voluntarily implement conservation activities on their property to benefit proposed species, candidate species, and species likely to become candidates in the near future. Under a CCAA, non-Federal property owners commit to implement mutually agreed upon conservation measures which, when combined with benefits that would be achieved if it is assumed that those conservation measures were to be implemented on

other necessary properties, would preclude the need to list the covered species. In return for the landowner's proactive management, the Service provides an enhancement of survival permit under section 10(a)(1)(A) of the Act which, if the species were to become listed, would authorize the take of a specified number of individuals.

Section 9 of the Act and its implementing Federal regulations prohibit the take of animal species listed as endangered or threatened. Take is defined under the Act as to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture or collect listed animal species, or attempt to engage in such conduct (16 U.S.C. 1532(19)). However, under section 10(a) of the Act, the Service may issue permits to authorize take of listed species. For enhancement of survival permits, that take must be "incidental" as defined by the Service's implementing regulations as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity (50 CFR 17.4). Regulations governing CCAs and their section 10(a)(1)(A) permits are found in the Code of Federal Regulations at 50 CFR 17.22(d) and 50 CFR 17.32(d).

The fisher is a candidate for listing under the Act. The extent of past timber harvest has been identified as one of the potential causes of fisher decline. Timber harvest has contributed to the loss of habitat, habitat fragmentation, and population isolation, which are current threats to the fisher. Removal or modification of mature and late-successional forest from large portions of the Sierra Nevada and Pacific Northwest has likely contributed to the significantly diminished distribution of fishers, within their historic range on the west coast.

The Agreement between the Applicant and the Service and the enhancement of survival permit are proposed for 20 years on the 160,000-acre Stirling Management Area located in Butte, Plumas, and Tehama Counties, California. The purpose of the proposed Agreement is to provide incentive for the Applicant to implement habitat conservation measures for fisher so as to increase the capability of the enrolled lands to support fisher. The amounts and spatial distribution of resting and denning habitat in this CCAA are necessarily experimental due to our level of uncertainty concerning the landscape habitat needs of fishers. The Applicant's forestland management over the 20-year permit period is proposed to increase fisher resting and denning habitat on the enrolled forestlands in the future. An additional purpose of this CCAA is to provide incentive for the

Applicant to accept translocated fisher onto the enrolled lands that historically contained fisher, but currently do not.

The permit would authorize incidental take of fisher consistent and associated with this CCAA, resulting from the otherwise lawful forest management activities on the Applicant's 160,000-acre Stirling Management Area. The covered forest management activities include felling and bucking timber, yarding timber, loading and landing operations, salvage of timber, transport of timber and rock, road construction and maintenance, rock pit construction and use, site preparation, tree planting, vegetation control, pre-commercial thinning and pruning, minor forest products, grazing, and fire suppression.

The Service has made a preliminary determination that approval of the proposed Agreement qualifies as a categorical exclusion under NEPA, as provided by the Department of the Interior Manual (516 DM 2, Appendix 1 and 516 DM 8). Determination of a categorical exclusion is based on the following three criteria: (1) Implementation of the proposed Agreement would result in minor or negligible effects on federally listed, proposed, and candidate species and their habitats; (2) implementation of the proposed Agreement would result in minor or negligible effects on other environmental values or resources; and (3) impacts of the proposed Agreement, considered together with the impacts of other past, present and reasonably foreseeable similarly situated projects, would not result, over time, in cumulative effects to environmental values or resources which would be considered significant.

Based upon this preliminary determination, we do not intend to prepare further NEPA documentation. We will consider public comments in making the final determination on whether to prepare such additional documentation.

Before including your address, phone number, e-mail 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.

This notice is provided pursuant to section 10(c) of the Act. We will evaluate the permit application, the proposed Agreement, and comments submitted thereon to determine whether

the application meets the requirements of section 10(a) of the Act. If the requirements are met, we will enter into the Agreement and issue a section 10(a)(1)(A) enhancement of survival permit under the Act to Sierra Pacific Industries for the incidental take of fisher from forestry activities on the Stirling Management Area in Butte, Plumas and Tehama Counties, California.

Dated: October 2, 2007.

**Phil Detrich,**

*Field Supervisor, Yreka Fish and Wildlife Office, California/Nevada Operations Office, Yreka, California.*

[FR Doc. E7-19893 Filed 10-9-07; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[MT-020-1010-PO]

#### Notice of Public Meeting, Eastern Montana Resource Advisory Council Meeting

**AGENCY:** Bureau of Land Management, Interior, Montana, Billings and Miles City Field Offices.

**ACTION:** Notice of public meeting.

**SUMMARY:** In accordance with the Federal Land Policy and Management Act (FLPMA) and the Federal Advisory Committee Act of 1972 (FACA), the U.S. Department of the Interior, Bureau of Land Management (BLM) Eastern Montana Resource Advisory Council (RAC), will meet as indicated below.

**DATES:** The next two regular meetings of the Eastern Montana Resource Advisory Council will be held on November 14, 2007 and February 7, 2008 in Billings, MT. The meetings will start at 8 a.m. and adjourn at approximately 3:30 p.m. each day. The public comment period will be at 11 a.m. on each meeting date. When determined, the meeting location will be announced in a news release.

**FOR FURTHER INFORMATION CONTACT:** Mark Jacobsen, Public Affairs Specialist, BLM Miles City Field Office, 111 Garryowen Road, Miles City, Montana 59301. Telephone: (406) 233-2831.

**SUPPLEMENTARY INFORMATION:** The 15-member Council advises the Secretary of the Interior, through the Bureau of Land Management, on a variety of planning and management issues associated with public land management in Montana. At this meeting, topics will include: Miles City and Billings Field Office manager updates, U.S. Forest Service recreation fees, Shepherd Ah Nei fee proposal

comment, travel management, public access and other issues that the council may raise. Topics for the February 7 meeting will be determined at the November 14 meeting.

All meetings are open to the public. The public may present written comments to the Council. Each formal Council meeting will also have time allocated for hearing public comments. Depending on the number of persons wishing to comment and time available, the time for individual oral comments may be limited. Individuals who plan to attend and need special assistance, such as sign language interpretation, tour transportation or other reasonable accommodations, should contact the BLM as provided above.

Dated: October 2, 2007.

**M. Elaine Raper,**

*Field Manager.*

[FR Doc. E7-19877 Filed 10-9-07; 8:45 am]

**BILLING CODE 4310-SS-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[ID-957-1420-BJ]

#### Idaho: Filing of Plats of Survey

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of filing of plats of surveys.

**SUMMARY:** The Bureau of Land Management (BLM) has officially filed the plats of survey of the lands described below in the BLM Idaho State Office, Boise, Idaho, effective 9 a.m., on the dates specified.

**FOR FURTHER INFORMATION CONTACT:** Bureau of Land Management, 1387 South Vinnell Way, Boise, Idaho 83709-1657.

**SUPPLEMENTARY INFORMATION:** These surveys were executed at the request of the Bureau of Land Management to meet their administrative needs. The lands surveyed are:

The plat representing the dependent resurvey of a portion of the subdivisional lines and the subdivision of sections 26 and 27, T. 62 N., R. 2 E., Boise Meridian, Idaho, was accepted July 13, 2007.

The plat representing the dependent resurvey of portions of the east boundary and subdivisional lines, and the subdivision of sections 12 and 13, T. 14 S., R. 2 E., Boise Meridian, Idaho, was accepted July 18, 2007.

The plat constitutes the entire survey record of the dependent resurvey of a portion of the subdivisional lines, and

the subdivision of section 9, T. 7 S., R. 36 E., Boise Meridian, Idaho, was accepted July 19, 2007.

The plat representing the corrective dependent resurvey of a portion of the south boundary and the dependent resurvey of portions of the south and east boundaries, subdivisional lines and 1870 meanders of the Snake River in sections 25 and 36, and the subdivision of sections 25 and 36, the survey of the 2003-2006 meanders of the right bank of the Snake River in sections 25 and 36, the survey of certain 2003-2006 partition lines in section 36, and the metes-and-bounds survey of lots 2 and 3 in section 25 and lot 11 in section 36, T. 1 S., R. 2 W., Boise Meridian, Idaho, was accepted July 19, 2007.

The plat representing the dependent resurvey of portions of the north boundary, subdivisional lines and the boundaries of Mineral Survey No. 3585, and the subdivision of sections 4 and 5, in T. 10 N., R. 3 W., Boise Meridian, Idaho, was accepted August 9, 2007.

The plat representing the dependent resurvey of portions of the subdivisional lines and boundaries of Mineral Survey Nos. 3350 and 3585, and the subdivision of sections 32 and 33, in T. 11 N., R. 3 W., Boise Meridian, Idaho, was accepted August 9, 2007.

The plat representing the dependent resurvey of a portion of the subdivisional lines, and the subdivision of section 23, in T. 5 S., R. 15 E., Boise Meridian, Idaho, was accepted August 17, 2007.

The plat representing the dependent resurvey of a portion of the subdivisional lines, and the subdivision of section 28, in T. 7 S., R. 14 E., Boise Meridian, Idaho, was accepted August 30, 2007.

The plat representing the dependent resurvey of a portion of the First Standard Parallel South (north boundary), and a portion of the subdivisional lines, and the subdivision of section 4, T. 7 S., R. 23 E., Boise Meridian, Idaho, was accepted September 14, 2007.

This survey was executed at the request of the Bureau of Indian Affairs to meet certain administrative and management purposes. The lands surveyed are:

The plat representing the dependent resurvey of portions of the east boundary and subdivisional lines, and the subdivision of sections 13, 14, 22, and 23, in T. 34 N., R. 1 E., Boise Meridian, Idaho, was accepted August 22, 2007.