



DEPARTMENT OF THE INTERIOR  
U.S. FISH AND WILDLIFE SERVICE

### FEDERAL FISH AND WILDLIFE PERMIT

1. PERMITTEE

U.S. FISH AND WILDLIFE SERVICE  
dba U.S. FISH AND WILDLIFE SERVICE BLACK-FOOTED FERRET RECOVERY PROGRAM  
P.O. BOX 190  
WELLINGTON, CO 80549  
U.S.A.

2. AUTHORITY-STATUTES  
16 USC 1539(a)

REGULATIONS  
50 CFR 17.22

50 CFR 13

3. NUMBER  
**TE18695B-0**

4. RENEWABLE  
 YES  
 NO

5. MAY COPY  
 YES  
 NO

6. EFFECTIVE  
10/23/2013

7. EXPIRES  
12/31/2063

8. NAME AND TITLE OF PRINCIPAL OFFICER (If #1 is a business)

PETE GOBER  
BLACK-FOOTED FERRET RECOVERY COORDINATOR

9. TYPE OF PERMIT

NATIVE ENDANGERED SP. SAFE HARBOR - E WILDLIFE

10. LOCATION WHERE AUTHORIZED ACTIVITY MAY BE CONDUCTED

11. CONDITIONS AND AUTHORIZATIONS:

- A. GENERAL CONDITIONS SET OUT IN SUBPART D OF 50 CFR 13, AND SPECIFIC CONDITIONS CONTAINED IN FEDERAL REGULATIONS CITED IN BLOCK #2 ABOVE, ARE HEREBY MADE A PART OF THIS PERMIT. ALL ACTIVITIES AUTHORIZED HEREIN MUST BE CARRIED OUT IN ACCORD WITH AND FOR THE PURPOSES DESCRIBED IN THE APPLICATION SUBMITTED. CONTINUED VALIDITY, OR RENEWAL, OF THIS PERMIT IS SUBJECT TO COMPLETE AND TIMELY COMPLIANCE WITH ALL APPLICABLE CONDITIONS, INCLUDING THE FILING OF ALL REQUIRED INFORMATION AND REPORTS.
- B. THE VALIDITY OF THIS PERMIT IS ALSO CONDITIONED UPON STRICT OBSERVANCE OF ALL APPLICABLE FOREIGN, STATE, LOCAL, TRIBAL, OR OTHER FEDERAL LAW.
- C. VALID FOR USE BY PERMITTEE NAMED ABOVE.

### SPECIAL TERMS AND CONDITIONS FOR Programmatic Safe Harbor Agreement for Black-footed Ferret TE18695B

This permit authorizes incidental take associated with the implementation of the Programmatic Black-footed Safe Harbor Agreement (SHA) by the Black-footed Ferret Recovery Coordinator (Recovery Coordinator; see List of Contacts) and participating non-Federal landowners (Cooperators) enrolled through Certificates of Inclusion (CI) under this permit on non-Federal lands throughout the historic and current range of the black-footed ferret in the states of Arizona, Colorado, Kansas, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, Utah, and Wyoming. The following conditions apply to this permit:

**D. The person named in box 8 on the face of this permit is responsible to ensure that the activities of all individuals are in compliance with the terms and conditions of this permit.**

ADDITIONAL CONDITIONS AND AUTHORIZATIONS ALSO APPLY

12. REPORTING REQUIREMENTS

ANNUAL REPORT DUE: 12/31

ISSUED BY

TITLE

ASSISTANT REGIONAL DIRECTOR - ES

DATE

10/23/2013

**Black-footed Ferret** (*Mustela nigripes*)

- E. The authorization granted by this permit is subject to:
1. Full and complete compliance with, and implementation of, the terms and conditions of the SHA and all specific terms and conditions contained in this permit. These permit terms and conditions supersede and take precedence over any inconsistent provisions in the SHA or other documents associated with the Section 10(a)(1)(A) Enhancement of Survival Permit.
  2. Full and complete compliance with any applicable local, State, or Federal law regulation, or restriction governing the covered lands and those conservation practices (as described within the SHA) pertaining to, but not limited to, wildlife, land use, water quality, air quality, local economy, and cultural resources.
  3. Compliance with all necessary and required permits and licenses applicable to the fulfillment of the SHA. This permit does not grant the right of trespass. Such permission must be obtained from non-federal landowners.
- F. This permit authorizes incidental take of black-footed ferrets in the course of routine activities on enrolled lands and implementation of the SHA, as long as such take occurs in accordance with the terms and conditions provided in the October 18, 2013 Biological Opinion, pursuant to Section 7 of the Endangered Species Act of 1973, as amended. Take means to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct.
- Permittee named on the face of this permit is responsible for ensuring that activities of all individuals enrolled through Certificates of Inclusion (CI) are in compliance with the terms and conditions of this permit. Only the Permittee, individuals under his or her direction, and Cooperators enrolled in a CI with an approved Reintroduction Plan are approved to conduct activities pursuant to this permit.
- G. In the event that a Cooperator elects to withdraw from the Black-footed Ferret Programmatic Safe Harbor Agreement, the Permittee shall make every effort to obtain access to recapture any resident ferrets during the following fall, prior to the Cooperator carrying out any otherwise lawful activity that may result in the take of black-footed ferrets. Recapture efforts are subject to the notification and access requirements of the Cooperator as stipulated in the SHA.
- H. Permittee shall stipulate, via inclusion in relevant Reintroduction Plans and Certificates of Inclusion, that any prairie dog management conducted by shooting within Management Zones in the non-essential experimental population area delineated for the California condor in northern Arizona and southern Utah will be performed using only non-toxic ammunition.
- I. Permittee and designated staff members must possess a copy of this permit at all times while exercising its authority.
- J. Any black-footed ferrets incidentally taken must be reported within 24 hours to the appropriate U.S. Fish and Wildlife Service Office of Law Enforcement (see List of Contacts).

K. Annual reports of all activities conducted under the authority of this permit must be submitted to the Chief of Endangered Species, Mountain-Prairie Region (see List of Contacts) by December 31 annually. Failure to submit annual reports will invalidate this permit. Your reports shall include complete accounts of all activities conducted under this permit, including a discussion of any known black-footed ferret mortalities. A renewal request will not be processed until the annual reports are received. Please reference permit number TE18695B when submitting annual reports or other correspondence regarding this permit.

### **General Requirements for All Activities**

1. The permittee must understand and agree to abide by 50 CFR Part 13, 50 CFR 17.22 and 17.61 (endangered species) and/or 50 CFR 17.32 and 17.71 (threatened species) as applicable.
2. If any mortalities occurred, the report shall include a discussion of the facts associated with the mortalities, a description of subsequent actions taken (in coordination with the Recovery Permit Coordinator; see List of Contacts), and an assessment of whether new actions were successful at preventing additional mortalities. If the allotted amount of mortalities for this permit was exceeded, the annual report will also include a description of the actions taken in coordination with the Chief of Endangered Species to address issues causing these mortalities; and an assessment of whether the new actions were successful at preventing additional mortalities.
3. The permittee shall complete Natural Heritage Database (not applicable to aquatic species) siting forms for each site and each year where project activities take place, and submit them to the appropriate entity for that State. Links to all state Natural Heritage Program forms are available at the NatureServe website located at: <http://www.natureserve.org/visitLocal/>
4. If you wish to continue work with threatened or endangered species after expiration of this permit, your request for permit renewal must be received by the **Chief of Endangered Species** (see List of Contacts) on or before November 30, 2063. Meeting this requirement allows you to continue authorized activities until your renewal application is acted upon. If this requirement is not met, this permit becomes invalid on the date of expiration. Any new activities or changes in activities with threatened or endangered species will require that your permit be amended. You are not authorized to conduct any new activities or to change any permitted activities until you have requested and have received a new or an amended permit.
5. A renewal request will not be processed until the annual reports are received. Please reference **permit number TE18695B** when submitting annual reports or other correspondence regarding this permit.

**List of Contacts:**

Recovery Coordinator, National Black-Footed Ferret Center, P.O. Box 190, Wellington, Colorado 80549, telephone (970) 897-2730 x224

Recovery Permit Coordinator, Ecological Services, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225, telephone (303) 236-4212

Chief of Endangered Species, Ecological Services, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225, telephone (303) 236-4258

Office of Law Enforcement (Colorado, Kansas, Montana, Nebraska, North Dakota, South Dakota, Utah, and Wyoming), P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225, telephone (303) 236-7540

Office of Law Enforcement (Arizona, New Mexico, Oklahoma, and Texas), P.O. Box 329, Albuquerque, New Mexico, telephone (505) 248-7889.

bcc: ES/BFF Center  
LE/Littleton  
permit file  
ES rf

Konishi/10/22/2013