

employee or member of such an employee's family;

6. Any individual or entity that uses the services, directly or indirectly, of any person or entity ineligible under provisions (3) through (5) above to assist in preparing its bid on any Mortgage Loan;

7. An FHA-approved mortgagee, including any principals, affiliates, or assigns thereof, that has received FHA insurance benefits for one or more of the Mortgage Loans being offered in the Loan Sale;

8. An FHA-approved mortgagee and/or loan servicer, including any principals, affiliates, or assigns thereof, that originated one or more of the Mortgage Loans being offered in the Loan Sale if the Mortgage Loan defaulted within two years of origination and resulted in the payment of an FHA insurance claim;

9. Any affiliate, principal or employee of any person or entity that, within the two-year period prior to November 1, 2022, serviced any Mortgage Loan or performed other services for or on behalf of HUD in regard to any Mortgage Loan;

10. Any contractor or subcontractor working for or on behalf of HUD that had access to information concerning any Mortgage Loan or provided services to any person or entity which, within the two-year period prior to November 1, 2022, had access to information with respect to any Mortgage Loan; and/or

11. Any employee, officer, director or any other person that provides or will provide services to the prospective bidder with respect to the Mortgage Loans during any warranty period established for the Loan Sale, that serviced the Mortgage Loans or performed other services for or on behalf of HUD or within the two-year period prior to November 1, 2022, provided services to any person or entity which serviced, performed services or otherwise had access to information with respect to any Mortgage Loan for or on behalf of HUD.

Other entities/individuals not described herein may also be restricted from bidding on the Mortgage Loans, as fully detailed in the Qualification Statement.

The Qualification Statement provides further details pertaining to eligibility requirements. Prospective bidders should carefully review the Qualification Statement to determine whether they are eligible to submit bids on the Mortgage Loans in MHLS 2023–1.

### Freedom of Information Act Requests

HUD reserves the right, in its sole and absolute discretion, to disclose information regarding MHLS 2023–1, including, but not limited to, the identity of any successful bidder and its bid price or bid percentage for the Mortgage Loans, upon the closing of the sale of the Mortgage Loans. Even if HUD elects not to publicly disclose any information relating to MHLS 2023–1, HUD may be required to disclose information relating to MHLS 2023–1 pursuant to the Freedom of Information Act and all regulations promulgated thereunder.

### Scope of Notice

This notice applies to MHLS 2023–1 and does not establish HUD's policy for the sale of other mortgage loans.

**Jeffrey Little,**

*General Deputy Assistant Secretary, Office of Housing.*

[FR Doc. 2022–22127 Filed 10–11–22; 8:45 am]

**BILLING CODE 4210–67–P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS–R1–ES–2022–N047;  
FXES11140100000–223–FF01E00000]

### Draft Safe Harbor Agreement; Draft Environmental Assessment for the Marbled Murrelet in Washington

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

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, have received an application from Weyerhaeuser Timber Holdings, Inc., for an enhancement of survival permit (permit) pursuant to the Endangered Species Act. If granted, the permit would authorize incidental take of the marbled murrelet, associated with forest management actions on private lands. The application includes a draft safe harbor agreement (SHA), which describes the actions the applicant will take to achieve a net conservation benefit for the marbled murrelet within its range on enrolled lands in Washington. We announce the availability of a draft environmental assessment addressing the SHA and permit application. We invite comments from all interested parties.

**DATES:** To ensure consideration, please submit written comments by November 14, 2022.

**ADDRESSES:** You may view or download copies of the draft SHA and draft EA

and obtain additional information on the internet at <https://www.fws.gov/office/washington-fish-and-wildlife>. To request further information or submit written comments, please use one of the following methods, and note that your information request or comments are in reference to “Weyerhaeuser SHA in Washington.”

- **Email:** [wfwocomments@fws.gov](mailto:wfwocomments@fws.gov).
- **U.S. Mail:** Public Comments

Processing, Attn: FWS–R1–ES–2022–N047; U.S. Fish and Wildlife Service; Washington Fish and Wildlife Office, 510 Desmond Drive SE, Suite 102; Lacey, WA 98503.

### FOR FURTHER INFORMATION CONTACT:

Vince Harke, U.S. Fish and Wildlife Service, Washington Fish and Wildlife Office (see **ADDRESSES**); telephone: 360–753–9440; email: [vince\\_harke@fws.gov](mailto:vince_harke@fws.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:** The U.S. Fish and Wildlife Service (FWS) received an application from Weyerhaeuser Timber Holdings, Inc. (applicant), for an enhancement of survival permit (permit) pursuant to section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*). The application requests a 34-year permit that would authorize take of the threatened marbled murrelet (*Brachyramphus marmoratus*), incidental to otherwise lawful timber harvest related activities within the range of the species on the enrolled lands. The application includes a safe harbor agreement (SHA), which describes the actions the applicant will take to achieve a net conservation benefit for the covered species. FWS also announces the availability of a draft environmental assessment (EA) addressing the effects of the permit application and SHA on the human environment, in accordance with the National Environmental Policy Act (NEPA; 42 U.S.C. 4321 *et seq.*). We invite comments from all interested parties on the permit application, including the SHA and draft EA.

### Background

Section 9 of the ESA prohibits “take” of fish and wildlife species listed as endangered or threatened. Under the ESA, the term “take” means to harass, harm, pursue, hunt, shoot, wound, kill,

trap, capture, or collect, or to attempt to engage in any such conduct (16 U.S.C. 1532(19)). The term “harm,” as defined in our regulations, includes significant habitat modification or degradation that results in death or injury to listed species by significantly impairing essential behavioral patterns, including breeding, feeding, or sheltering (50 CFR 17.3). Incidental take is defined as take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity (50 CFR 17.3).

Under an SHA, participating landowners undertake management activities on their property to enhance, restore, or maintain habitat conditions for species listed under the ESA to an extent that is likely to result in a net conservation benefit for the covered listed species. An SHA and its associated permit issued to participating landowners pursuant to section 10(a)(1)(A) of the ESA encourage private and other non-Federal property owners to implement conservation actions for federally listed species by assuring the participating landowners that they will not be subjected to increased property-use restrictions as a result of their efforts to either attract listed species to their property or to increase the numbers or distribution of listed species already on their property.

The SHA and its associated permit allow the property owner to alter or modify the enrolled property back to agreed-upon pre-permit baseline conditions at the end of the term of the permit, even if such alteration or modification results in the incidental take of a covered species. The baseline conditions must reflect known biological and habitat characteristics that support existing levels of use of the enrolled property by species covered in the SHA. The authorization to take listed species is contingent on the property owner complying with obligations in the SHA and the terms and conditions of the permit. The SHA's net conservation benefits must be sufficient to contribute, either directly or indirectly, to the recovery of the covered species. Enrolled landowners may lawfully use their enrolled property during the term of the permit and may incidentally take the listed species covered by the permit in accordance with its terms and conditions.

Permit application requirements and issuance criteria for enhancement of survival permits for SHAs are found at 50 CFR 17.22(c). More information about the Service's Safe Harbor Policy (64 FR 32717, June 17, 1999) and the Safe Harbor Regulations (68 FR 53320, September 10, 2003; and 69 FR 24084, May 3, 2004) is available at [https://](https://www.fws.gov/service/safe-harbor-agreements)

[www.fws.gov/service/safe-harbor-agreements](https://www.fws.gov/service/safe-harbor-agreements).

### Proposed Action

The proposed SHA is for forest management activities associated with over 652,000 acres of privately owned lands located in 8 counties in western Washington State. The SHA would allow the applicant to maintain or increase potential nesting habitat for marbled murrelet on enrolled lands without incurring additional ESA restrictions. Under the proposed SHA, the applicant would continue to manage their forest lands for timber production in compliance with the Washington Forest Practices Rules (WAC Title 222), which include provisions for the protection of forested buffers along rivers, streams, wetlands, and unstable slopes. Because the forested buffers are largely deferred from timber harvesting, the buffers represent areas that could support potential marbled murrelet nesting habitat now or in the future. Under the SHA, the applicant will continue to protect all previously documented occupied marbled murrelet habitat on their lands. Additionally, the applicant will defer harvest in certain areas identified as potential marbled murrelet nesting habitat on enrolled lands for the term of the SHA. By volunteering to defer timber harvest in certain areas, the proposed SHA protects more forest habitat on their lands than would otherwise be protected under existing forest practices rules. The permit would provide incidental take authorization for marbled murrelets and long-term assurances for the limited timber harvest allowed within forest buffers protected under the Washington Forest Practices Rules, and for forest management activities located within 300 feet of forest buffers. The term of the SHA is 34 years (until 2056) and coincides with the term of the State of Washington's Forest Practices Habitat Conservation Plan (2006) for federally threatened or endangered salmon and other aquatic species.

### National Environmental Policy Act Compliance

The proposed issuance of a permit is a Federal action that triggers the need for compliance with the National Environmental Policy Act of 1969, as amended (NEPA; 42 U.S.C. 4321 *et seq.*). Pursuant to the requirements of NEPA, we have prepared a draft environmental assessment (EA) to analyze the environmental impacts of a reasonable range of alternatives to the proposed permitting action.

Alternatives analyzed in the draft EA include a no-action alternative, the proposed action, and an additional action alternative. Under the no-action alternative, the proposed Federal action of issuing the permit would not proceed. The proposed action is implementation of the SHA and issuance of the requested permit, as described above and in more detail in the SHA. In the additional action alternative, an SHA similar to the proposed action would be developed and implemented with additional set-asides, including conservation activities other than or in addition to those outlined in the proposed action.

### Public Comments

You may submit your comments and materials by one of the methods listed in the **ADDRESSES** section. We specifically request information, views, and opinions from interested parties regarding our proposed Federal action, including on the adequacy of the SHA pursuant to the requirements for permits at 50 CFR parts 13 and 17 and the adequacy of the draft EA pursuant to the requirements of NEPA.

### Public Availability of Comments

All comments and materials we receive become part of the public record associated with this action. Before including your address, phone number, email address, or other personally identifiable information in your comments, you should be aware that your entire comment—including your personally identifiable information—may be made publicly available at any time. While you can ask us in your comment to withhold your personally identifiable information from public review, we cannot guarantee that we will be able to do so.

### Next Steps

After public review and completion of the EA, we will determine whether the proposed action warrants a finding of no significant impact or whether an environmental impact statement should be prepared pursuant to NEPA. We will evaluate the permit application, associated documents, and any comments received to determine if the permit application meets the requirements of section 10(a)(1)(A) of the ESA. We will also evaluate whether issuance of the requested permit complies with section 7(a)(2) of the ESA by conducting an intra-Service consultation. The final NEPA and permit determinations will not be completed until after the end of the 30-day comment period; in making these determinations, we will fully consider

all substantive comments received during the comment period. If we determine that all requirements are met, we will issue a permit for take of the covered species, incidental to otherwise lawful covered activities.

#### Authority

We provide this notice in accordance with the requirements of the ESA and NEPA and their implementing regulations (50 CFR 17.32 and 40 CFR 1506.6, respectively).

**Nanette Seto,**

*Acting Deputy Regional Director, Pacific Region, U.S. Fish and Wildlife Service.*

[FR Doc. 2022–22078 Filed 10–11–22; 8:45 am]

**BILLING CODE 4333–15–P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

[NPS–WASO–NRNHL–DTS#–34685;  
PPWOCRADIO, PCU00RP14.R50000]

### National Register of Historic Places; Notification of Pending Nominations and Related Actions

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice.

**SUMMARY:** The National Park Service is soliciting electronic comments on the significance of properties nominated before October 1, 2022, for listing or related actions in the National Register of Historic Places.

**DATES:** Comments should be submitted electronically by October 27, 2022.

**ADDRESSES:** Comments are encouraged to be submitted electronically to *National\_Register\_Submissions@nps.gov* with the subject line “Public Comment on <property or proposed district name, (County) State>.” If you have no access to email, you may send them via U.S. Postal Service and all other carriers to the National Register of Historic Places, National Park Service, 1849 C Street NW, MS 7228, Washington, DC 20240.

**FOR FURTHER INFORMATION CONTACT:** Sherry A. Frear, Chief, National Register of Historic Places/National Historic Landmarks Program, 1849 C Street NW, MS 7228, Washington, DC 20240, *sherry\_frear@nps.gov*, 202–913–3763.

**SUPPLEMENTARY INFORMATION:** The properties listed in this notice are being considered for listing or related actions in the National Register of Historic Places. Nominations for their consideration were received by the National Park Service before October 1, 2022. Pursuant to Section 60.13 of 36 CFR part 60, comments are being

accepted concerning the significance of the nominated properties under the National Register criteria for evaluation.

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.

Nominations submitted by State or Tribal Historic Preservation Officers:

**KEY:** State, County, Property Name, Multiple Name (if applicable), Address/Boundary, City, Vicinity, Reference Number.

#### Arizona

##### Maricopa County

Guadalupe Cemetery, 4649 South Beck Ave., Tempe, SG100008342

#### Nebraska

##### Thurston County

Hensley Spring (Hôçak Nišoc Hacı Mā’i eja), Address Restricted, Winnebago vicinity, MP100008364

Highway 73 Spring (Hôçak Nišoc Hacı Mā’i eja), Address Restricted, Winnebago vicinity, MP100008365

Sampson Spring (Hôçak Nišoc Hacı Mā’i eja), Address Restricted, Winnebago vicinity, MP100008366

#### New York

##### Essex County

Graves Mansion, 27 Church Ln., Au Sable Forks, SG100008338

##### Franklin County

Corey Cottage (Saranac Lake MPS), 19 Helen St., Saranac Lake, MP100008337

##### Lewis County

Martinsburg Common School District #4, 6503 Ramos Rd., Martinsburg, SG100008340

##### Monroe County

Sperbeck, Martin & Andrew, House, 200 South Main St., Fairport, SG100008336

##### New York County

Lithuanian Alliance of America, 307 West 30th St., Manhattan, SG100008334

West Harlem Historic District, West 135th to West 153rd Sts. between Amsterdam Ave. and Riverside Dr., Manhattan, SG100008341

##### Niagara County

Buildings on Niagara Street at Fourth Street, 308–328 Niagara St., Niagara Falls, SG100008345

##### Ontario County

Naples South Main Street Historic District, Portions of James, South Main, Reed,

Sprague, and Weld Sts., Naples, SG100008347

#### Seneca County

Huntington Building, The, 201 Fall St., Seneca Falls, SG100008335

#### South Dakota

##### Brookings County

Archaeological Site 39BK0003 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Bruce vicinity, MP100008354

Archaeological Site 39BK0102 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Bruce vicinity, MP100008355

##### Lawrence County

Patterson Homestead, 12445 Misty Meadows Rd., Nemo vicinity, SG100008361

##### Marshall County

Archaeological Site 39ML0012 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Britton vicinity, MP100008356

Archaeological Site 39ML0002 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Lake City vicinity, MP100008357

Archaeological Site 39ML0032 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Lake City vicinity, MP100008358

##### Minnehaha County

Archaeological Site 39MH0005 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Sioux Falls vicinity, MP100008359

##### Pennington County

Reynolds, Joseph, Ranch Yard and Stage Stop, 22875 South Rochford Rd., Rochford vicinity, SG100008362

##### Roberts County

Archaeological Site 39RO0073 (Burial Mounds in South Dakota 50 B.C. to A.D. c.1875 MPS), Address Restricted, Sisseton vicinity, MP100008360

#### Wisconsin

##### Dane County

Madison Saddlery Company, 313–317 East Wilson St., Madison, SG100008333

##### Waukesha County

St. Mary’s Catholic Church Complex, 225 South Hartwell Ave. and 520 East Newhall Ave., Waukesha, SG100008332

A request for removal has been made for the following resources:

#### Tennessee

##### Blount County

Gillespie, James, House (Blount County MPS), Lowes Ferry Rd., 1 mi. N of Louisville, Louisville vicinity, OT89000880

##### Grundy County

Scott Creek Stone Arch Bridge (Grundy County MRA),