

# *Filing Structure for Montrose Settlements Restoration*

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1. ADMINISTRATIVE RECORD OUTLINE
2. ADMINISTRATIVE RECORD INDEX
3. APPLICABLE LAWS, REGULATIONS AND GUIDANCE
  - 3.1 CERCLA
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  - 3.3 CEQA
  - 3.4 ESA
  - 3.5 California Endangered Species Act, Fish and Game Code Sections 2050, et. seq.
  - 3.6 Executive Order 12898
  - 3.7 Others
4. TRUSTEE COORDINATION AND MANAGEMENT
  - 4.1 MOU Among Trustees
    - 1 Memorandum of Understanding Relating to the MSRP between NOAA, California Dept of Fish & Game, Office of Spill Prevention & Response, California Dept of Parks & Recreation, California State Lands Commission, US Fish & Wildlife Service & National Park Serv.  
*Document ID 2386*
    - 2 MOA 2002-165, Amendment 001 between NOAA and EPA, Clearance and Approval (August 6, 2004)  
*Document ID 2266*
    - 3 Montrose Trustee Council MOA 1/1/1990  
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    - 4 Montrose Trustee Council Modified MOA 1/1/1991  
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**Meeting Minutes**

- 1 MSRP Trustee Council Meeting Summary, January 25, 2005.  
*Document ID 2280*
- 2 MSRP Trustee Council Meeting Summary, October 19-20, 2004.  
*Document ID 2279*
- 3 MSRP Trustee Council Meeting Summary, July 13, 2004.  
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- 4 MSRP Trustee Council Meeting Summary, May 5-6, 2004.  
*Document ID 2277*
- 5 MSRP Trustee Council Meeting Summary, January 15, 2004.  
*Document ID 2276*
- 6 MSRP Trustee Council meeting Summary, October 22-23, 2003.  
*Document ID 2275*
- 7 7/2/2003, Montrose Settlements Restoration Program Trustee Council Meeting Summary July 2, 2003, Long Beach California 10:00 a.m.  
*Document ID 2210*
- 8 Montrose Settlement Restoration Program Trustee Council Meeting Summary, April 23, 2003,  
*Document ID 2189*
- 9 MSRP Trustee Council Meeting Summary (June 11, 2002). Trina Heard,  
*Document ID 2095*
- 10 MSRP Trustee Council Meeting Summary (April 16, 2002). Kolleen Bannon, (4/16/2002), 2  
*Document ID 2094*
- 11 MSRP Trustee Council Meeting Summary (January 29, 2002). Kolleen Bannon, (1/29/2002), 2  
*Document ID 2052*
- 12 MSRP Trustee Council Meeting Summary (Nov. 8, 2001). Kolleen Bannon, (11/8/2001), 2  
*Document ID 2051*
- 13 MSRP Trustee Council Meeting Summary (August 21, 2001). Kolleen Bannon, (8/21/2001), 2  
*Document ID 2011*
- 14 Montrose Trustee Council Meeting Minutes March 21, 2001  
*Document ID 1991*
- 15 MSRP Trustee Council Meeting Summary (May 23, 2001). Kolleen Bannon, (5/23/2001), 9  
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- 4.3 Resolutions
- 1 MSRP Trustee Council Resolution 02-8 [regarding the Reimbursement of Restoration Costs for the National Oceanic & Atmospheric Administration] 8/21/2002  
*Document ID 2101*
  - 2 Trustee Council Resolution 01-3 Regarding Reimbursement of Past Damage Assessment Costs for NOAA. , ()(5/23/2001), 3  
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  - 3 MSRP Trustee Council Resolution 04-5, AMENDED, January 31, 2005.  
*Document ID 2256*
  - 4  
Memorandum on United States Department of the Interior, Fish and Wildlife Service ... Release of Montrose NRDAR Funds for Restoration Tasks  
*Document ID 2206*
  - 5 Trustee Council Resolution 03-2 Adopted July 2, 2003 Montrose Trustee Council Resolution Regarding Administrative Costs - Reimbursement to the California Department of Fish and Game  
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  - 6 Trustee Council Resolution 03-3 Adopted July 7, 2003 Montrose Trustee Council Resolution Regarding Analysis of Bald Eagle Samples  
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  - 7 Trustee Council Resolution 03-4 Adopted August 25, 2003 Montrose Trustee Council Resolution Regarding Full-Time Marine Biologist  
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  - 8 Trustee Council Resolution 02-9 Adopted December 26, 2002 Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Year 2003 Budget  
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  - 9 Trustee Council Resolution 03-1 Adopted July 1, 2003, Montrose Trustee Council Resolution Regarding Reimbursement of Final Damage Assessment Costs  
*Document ID 2190*
  - 10 Montrose Trustee Council Resolution 02-10. COSTS - Reimbursement to the California Department of Fish and Game 1/28/2003  
*Document ID 2122*
  - 11 MSRP Trustee Council Resolution 05-2, Adopted November 30, 2005.  
*Document ID 2258*
  - 12 Montrose Trustee Council Resolution - Reimbursement of Past Damage Assessment Costs 11/9/1994  
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  - 13 MSRP Trustee Council Resolution 03-5, Adopted October 23, 2003.  
*Document ID 2268*
  - 14 MSRP Trustee Council Resolution 02-7 [regarding Past Costs -- Partial Reimbursement to the California Department of Fish and Game] 8/21/2002  
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- 15 MSRP Trustee Council resolution 02-5 [regarding Administrative Costs -- Reimbursement to the California Department of Fish and Game] 6/11/2002  
*Document ID 2099*
- 16 MSRP Trustee Council Resolution 02-4 [regarding Past Costs -- Reimbursement to the California State Lands Commission] 6/11/2002  
*Document ID 2098*
- 17 MSRP Trustee Council Resolution 02-3 [regarding Disbursement for Year One of the Feasibility Study for Reestablishment of Bald Eagles on the Northern Channel Islands, California] 6/6/2002  
*Document ID 2097*
- 18 MSRP Trustee Council Resolution 02-2 [regarding Past Costs -- Partial reimbursement to the Department of the Interior] 4/16/2002  
*Document ID 2096*
- 19 Trustee Council Resolution 02-1: Regarding the reimbursement of restoration costs for NOAA. Kolleen Bannon, ()(1/28/2002), 7  
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- 20 Trustee Council Resolution 01-5 Regarding Disposal of Samples & Specimens. ()(8/21/2001), 9  
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- 21 Trustee Council Resolution 01-4 Regarding Advance Funding to Begin Restoration Activities for the National Park Service and the U.S. Fish & Wildlife Service. ()(8/1/2001), 3  
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- 22 Trustee Council Resolution 01-2 Regarding Funding for Records Management Support and Restoration Planning. ()(4/18/2001), 7  
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- 23 Trustee Council Resolution 01-1 Regarding Bald Eagles on the Channel Islands. ()(12/21/2000), 6  
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- 24 Montrose Trustee Council Resolution 02-9. Funding for the Montrose Settlements Restoration Program: Year 2003 Budget 12/26/2002  
*Document ID 2121*
- 25 Trustee Council Resolution 06-10, Adopted January 4, 2007, Montrose Trustee Council Resolution Regarding Funding for the MSRP: Repayment of NOAA Past Restoration Costs.  
*Document ID 2390*
- 26 Trustee Council Resolution 06-7 Adopted August 7, 2006, Montrose Trustee Council Resolution Regarding Disbursement for the Montrose Settlements Restoration Program Expenditures: October 2000 through December 2002 time period.  
*Document ID 2373*
- 27 Trustee Council Resolution 06-6 Amended August 30, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Restore Seabirds to San Miguel Island.  
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- 28 Trustee Council Resolution 06-6 Adopted April 24, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Restore Seabirds to San Miguel Island.  
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- 29 Trustee Council Resolution 06-5 Adopted April 24, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Restore Seabirds to Scorpion and Orizaba Rocks.  
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- 30 Trustee Council Resolution 06-4 Adopted April 24, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Restore Seabirds to San Nicolas Island.  
*Document ID 2370*
- 31 Trustee Council Resolution 06-3 Adopted April 24, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: National Park Service Term Seabird Biologist.  
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- 32 Trustee Council Resolution 06-2 Adopted January 30, 2006, Montrose Trustee Council Resolution Regarding Further Clarification or Resolution of Past Damage Assessment Costs for the National Oceanic and Atmospheric Administration.  
*Document ID 2368*
- 33 Trustee Council Resolution 06-1 Adopted March 1, 2006, Montrose Trustee Council Regarding Funding for the Montrose Settlements Resolution Program: Calendar Year 2006 Budget.  
*Document ID 2365*
- 34 Trustee Council Resolution 05-3 Adopted December 19, 2005, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Transfer of Funds from Court Registry Accounts to Department of Interior....  
*Document ID 2364*
- 35 MSRP Trustee Council Resolution 05-1, Adopted June 7, 2005.  
*Document ID 2257*
- 36 Trustee Council Resolution 06-11, Adopted November 14, 2006, Montrose Trustee Council Resolution Regarding Funding for the MSRP: Restoration of Full Tidal Exchange Wetlands.  
*Document ID 2391*
- 37 Trustee Council Resolution 06-8 Adopted September 20, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Peregrine Falcon 2007 Survey.  
*Document ID 2374*
- 38 Trustee Council Resolution 06-9 Adopted November 14, 2006, Montrose Trustee Council Resolution Regarding Funding for the MSRP: Repayment of NOAA Past Damage Assessment Costs & Transfer of Funds from Court Registry Accounts to DOI Damage Assessment and ...  
*Document ID 2389*
- 39 Trustee Council Resolution 07-1 Adopted January 8, 2007, Montrose Trustee Council Resolution Regarding Funding for the MSRP: Calendar Year 2007 Budget, Part 1.  
*Document ID 2388*

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40 Trustee Council Resolution 07-2 Adopted January 8, 2007, Montrose Trustee Council Resolution Regarding Funding for the MSRP: Calendar Year 2007 Budget Part 2, Bald Eagle Funding.

*Document ID 2387*

41 Trustee Council Resolution 06-1 Amended April 10, 2006, Montrose Trustee Council Resolution Regarding Funding for the Montrose Settlements Restoration Program: Calendar Year 2006 Budget.

*Document ID 2367*

42 MSRP Trustee Council Resolution 04-5. Adopted December 16, 2004.

*Document ID 2274*

43 MSRP Trustee Council Resolution 04-4, Adopted October 20, 2004.

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44 MSRP Trustee Council Resolution 04-3, Adopted May 6, 2004.

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45 MSRP Trustee Council Resolution 04-2, AMENDED July 13, 2004.

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46 MSRP Trustee Council Resolution 04-2, Adopted May 6, 2004.

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47 MSRP Trustee Council Resolution 04-1, Adopted January 15, 2004.

*Document ID 2269*

48 Trustee Council Resolution 06-12, Adopted November 14, 2006, Montrose Trustee Council Resolution Regarding Funding for the MSRP: 2006 Fishing Outreach Mini-grants.

*Document ID 2392*

4.4 Trustee Council Appointments

1 Letter from Paul D. Thayer, California State Lands Commission, to Gregory Baker, MSRP, designating Jennifer Lucchesi to MSRP, August 2, 2006..

*Document ID 2375*

2 Trustee Council Appointment Letter regarding J. Lucchesi, August 17, 2005

*Document ID 2262*

3 Trustee Council Appointment Letter regarding Scott Sobiech, January 20, 2005

*Document ID 2261*

4 Trustee Council Appointment Letter regarding Boyce & Ricker, January 13, 2005.

*Document ID 2260*

5 Trustee Council Appointment Letter regarding Jim Haas, October 10, 2003

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6 FWS, to Tim Setnicka, Michael Martin, Patty Velez, Lance Kiley, Suzanne Goode, Charles McKinley, Roger Helm, Diane Noda, Jim Bartel, Wayne White, Steve Schwarzbach, Dolores Savignano, , Letter on FWS TC Appointment

*Document ID 1999*

7 Katharine Pease, to Jennifer Boyce, 6/6/2001, Letter on NOAA Trustee Council Appointment

*Document ID 1998*

4.5 Contracting

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- 4.5.1 Statement of Work
- 1 Interagency Agreement DW 13- 95557601-1 re Palos Verdes Shelf  
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  - 2 Interagency Agreement between EPA and NOAA, DW 13- 95557601-0 (July 30, 2002)  
*Document ID 2263*
  - 3 Statement of Work - Fish Collection/Angler Survey. IEC. Contract No. 50-DGNC-2-90008. Task Order No. TO 004 7/16/2002  
*Document ID 2125*
  - 4 Statement of Work - Angler Study. Status Consulting. Contract No. 50-DGNC-2-90007. Task Order No. TO 006 8/1/2002  
*Document ID 2124*
  - 5 Interagency Agreement Terms and Conditions. NOAA and EPA Region 9 7/30/2002  
*Document ID 2123*
  - 6 Statement of Work for I.E.C. Bannon Kolleen, (7/2/2001), 11  
*Document ID 1990*
- 4.6 Cost Accounting/Budgets
- 1 2004 Final MSRP Budget and Work Plan, December 24, 2003.  
*Document ID 2378*
  - 2 Application for distribution of monies [from the Montrose Court Registry Account] and Order 9/12/2002  
*Document ID 2102*
  - 3 Montrose Chemical Corp. of California et al. Pollution Incident State of California Department of Fish and Game Summary of Costs (Revised 4/19/2002),  
*Document ID 2201*
  - 4 Guidelines for Reimbursement of Past Assessment Costs Adopted by Montrose Trustee Council May 23, 2001. (), 11  
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  - 5 (Montrose Combined FWS/DOI Summary)  
*Document ID 2199*
  - 6 NOAA Past Cost Summary Montrose  
*Document ID 2198*
  - 7 Trustee Council Operating Budget 2003  
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  - 8 Cost Reimbursement Procedures. Katherine Pease, (NOAA)(6/1/2001), 2  
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  - 9 William Conner, 4/16/2002, Memorandum on NOAA cost Recovery Policy  
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- 4.7 Disbursements
  - 1 Memorandum on United States Department of the Interior, Fish and Wildlife Service ... Release of Montrose NRDAR Funds for Restoration Tasks  
*Document ID 2206*
  - 2 No. CV 90-3122-R (Proposed) Order for the Distribution of Monies from Montrose Court Registry Account  
*Document ID 2205*
  - 3 United States Department of the Interior, Fish and Wildlife Service ... Release of Montrose NRDAR Funds for Restoration Planning Tasks, July 16, 2003  
*Document ID 2204*
  - 4 Conformed Copy, No. CV 90-3122-R, For Ruling by Special Master John Francis Carroll, Applications of the United States of America and the State of California to the Special Master for the Distribution of Monies from the Montrose Court Registry  
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  - 5 Table 3 Schedule for Disbursement of Remaining Assessment Costs  
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  - 6 Nonexpenditure Transfer Authorization 1/9/2003  
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- 5. SETTLEMENT OF NRDA CLAIMS
  - 5.2 Consent Decrees
    - 1 Amendment to the May 19, 1992 Consent Decree 8/24/1999  
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    - 2 Partial Consent Decree with Montrose Chemical Corp 3/15/2001  
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    - 4 Consent Decree with CBS Corporation 8/24/1999  
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- 6. INJURY DETERMINATION AND QUANTIFICATION
  - 6.1 Birds
    - 6.1.1 Data Reports
      - 1 Synopsis of Southern California bald eagle and peregrine falcon records published in "Audubon Field Notes / American Birds," 1947-1998. Lloyd F. Kiff, (3/31/2000), 35  
*Document ID 2066*
      - 2 Food habits of the bald eagle on Santa Catalina Island, November 1991 - December 1992. David K. Garcelon, Suzanne Tomassi, Deborah Kristan, David Delaney, (3/31/1997), 24  
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      - 3 Food habits of bald eagles on Santa Catalina Island, January - July 1993. David K. Garcelon, J. Shane Romsos, Paula Golightly, (3/31/1997), 17  
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- 6.1.2 Expert Reports
  - 1 Restoration and long term monitoring of Peregrine Falcons on the Channel Islands. Brian James Walton, ()(9/30/1994), 11  
*Document ID 2067*
- 6.1.3 Correspondence
  - 1 Memorandum on United States Department of the Interior, Fish and Wildlife Service ... Release of Montrose NRDAR Funds for Restoration Tasks  
*Document ID 2206*
  - 2 Release of Montrose NRDAR Funds for Northern Channel Islands Bald Eagle Reintroduction Feasibility Study, Memorandum, 6/7/2002  
*Document ID 2103*
- 6.1.4 Related Background Materials (i.e., historical/literature references)
  - 1 Further notes on historical bald eagle and peregrine falcon populations on the California Channel Islands. Lloyd F. Kiff, ()(3/31/2000), 36  
*Document ID 2063*
  - 2 Natural history and restoration of Peregrine Falcons in California. Brian James Walton, ()(8/31/1997), 56  
*Document ID 2062*
- 6.2 Fish
- 6.2.1 Data Reports
  - 1 Human health risk evaluation for Palos Verdes Shelf (corrected version). Science Applications International Corporation, for US EPA Region 9, ()(4/1/1999), 140  
*Document ID 2061*
- 6.2.2 Expert Reports
  - 1 Resource Replacement Alternatives Involving Constructed Reefs in Southern California. Richard F. Ambrose, ()(9/1/1994), 23  
*Document ID 2001*
  - 2 Addendum to: Resource Replacement Alternatives Involving Constructed Reefs in Southern California. Richard F. Ambrose, ()(4/14/2000), 73  
*Document ID 2000*
- 6.2.3 Correspondence
  - 1 William Conner, to Mary D. Nichols, 11/26/2002, Letter on Respresentation of California Resources Agency on the Montrose Trustee Council  
*Document ID 2134*
- 6.2.4 Related Background Materials (i.e., historical/literature references)
- 6.3 Pathway
- 6.3.1 Data Reports
- 6.3.2 Expert Reports
  - 1 Southern California bight damage assessment food web / pathways study, September 1994: Revised August 25, 1997. FINAL REPORT. NOAA;, Hydroqual, Inc., ()(8/25/1997), 366  
*Document ID 2068*
- 6.3.3 Correspondence
- 6.3.4 Related Background Materials (i.e., historical/literature references)

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- 7. RESTORATION PLANNING
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    - 7.1.1 Public Comments
    - 7.1.2 Notice
      - 1 Pam Castens, 11/22/2002, MSRP Public Workshop Invitation Letter  
*Document ID 2136*
      - 2 Public scoping document for the preparation of a Restoration Plan and Environmental Impact Statement / Environmental Impact Report. Natural Resource Trustees, (8/24/2001), 11  
*Document ID 2056*
      - 3 Bill Conner, for Natural Resource Trustee Agencies, to Public, 8/24/2001, Letter on Initiation of public scoping for a Restoration Plan / Environmental Impact Statement (RP / EIS): 2  
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      - 4 Margaret A. Davidson, to Daniel Cohen, , Memorandum on Federal Register Notice of Intent to Prepare a Restoration Plan and Programmatic Environmental Impact Statement -- Montrose Settlements Restoration Program [to Daniel Cohen]  
*Document ID 2014*
      - 5 Margaret A. Davidson, to Scott B. Gudes, , Memorandum on Federal Register Notice of Intent to Prepare a Restoration Plan and Programmatic Environmental Impact Statement -- Montrose Settlements Restoration Program [to Scott B. Gudes]  
*Document ID 2013*
      - 6 NOAA; Notice of Intent to Prepare a Restoration Plan and Programmatic Environmental Impact Statement/Environmental Impact Report (RP/EIS); Request for Comments, 66 Fed. Reg. 51391 (Tuesday, October 9, 2001).  
*Document ID 2012*
    - 7.1.3 Meeting Handouts
  - 7.2 Eagle Reintroduction Feasibility Study
    - 7.2.1 Public Scoping Documents
      - 7.2.1.1 Comments
      - 7.2.1.2 Notice
        - 1 Tim Setnicka, for National Park Service, Channel Islands NP, to Public, 2/26/2002, Letter on Public review availability of the Feasibility Study / Environmental Assessment (FS / EA) for the Reestablishment of Bald Eagles to the Northern Channel  
*Document ID 2060*
      - 7.2.1.3 Meeting Handouts

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- 7.2.2 Scientific Review Board Minutes
  - 1 Application of stable-isotope methods to monitoring Bald Eagle restoration and management on Santa Catalina Island, California. Keith A. Hobson, , (), 11  
[Document ID 2077](#)
  - 2 DDE / DDT trends in potential Bald Eagle prey species; A possible role for the introduction of ospreys to Northern Channel Islands; and Bald Eagle releases to historic sites in Mexico. Charles J. Henny, , (US Geological Survey, Forest and Rangeland Ecosystem Science Center)(8/17/2001), 9  
[Document ID 2059](#)
  - 3 Collection of food habits data of Bald Eagles to be released on the Northern Channel Islands. Stanley N. Wiemeyer, (US FWS (Nevada FW Office))(), 4  
[Document ID 2058](#)
  - 4 MSRP Scientific Review Board Meeting. ()(11/7/2001), 12  
[Document ID 2053](#)
- 7.2.3 Report on Results of the Feasibility Study
  - 1 Bald Eagle Restoration on the Northern Channel Islands, California, May 2002-April 2003, 1st Annual Report.  
[Document ID 2379](#)
- 7.2.4 Bald Eagle Reintroduction RP/EA
  - 1 Feasibility study for reestablishment of Bald Eagles on the northern Channel Islands, California: Environmental assessment. Natural Resource Trustees, (MSRP)(2/25/2002), 47  
[Document ID 2057](#)
- 7.2.4.1 Comments
- 7.2.4.2 Notice
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  - 1 Montrose Settlement Restoration Program Scientific Review Board Meeting #3. ()(3/20/2002), 9  
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  - 3 Montrose Settlements Restoration Program Scientific Review Board Meeting #1. ()(11/7/2001), 14  
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  - 4 Ann Jones, 11/19/2001, Scientific Review Board Committees' Members lists; Questions / topics undertaken by these four Montrose Fish SRB Committees  
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  - 1 Montrose Settlements Restoration Program Final Restoration Plan Programmatic Environmental Impact Statement/Environmental Impact Report, October 2005.  
*Document ID 2385*
- 7.7.1 Final Restoration Plan Notice
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- 7.7.3 Record of Decision
  - 1 U. S. Department of the Interior, National Park Service, Final Programmatic Environmental Impact Statement Natural Resource Restoration Plan Montrose Settlements Restoration Program Record of Decision, April 7, 2006.  
*Document ID 2383*
  - 2 Record of Decision for Montrose Settlements Restoration Program Final Restoration Plan and Programmatic Environmental Impact Statement/Environmental Impact Report, NOAA, April 6, 2006.  
*Document ID 2381*
  - 3 Record of Decision, Montrose Settlements Restoration Program, Final Environmental Impact Statement, U.S. Fish & Wildlife Service, March 21, 2006.  
*Document ID 2380*
- 7.7.3.1 Notice of Record of Decision
  - 1 Notice of Determination, State of California, Montrose Settlements Restoration Program, Final Restoration Plan Programmatic EIS/EIR, March 24, 2006.  
*Document ID 2384*