



**FEDERAL FISH AND WILDLIFE PERMIT APPLICATION FORM**  
*Eagle Nest Take*  
**(Bald and Golden Eagle Protection Act, 50 CFR 22.85)**  
U.S. Fish and Wildlife Service  
Division of Migratory Bird Management



**TYPE OF REQUEST**

**New Application**

**Renewal**

**Amendment**

If requesting a renewal or amendment, provide Permit # \_\_\_\_\_

**BEFORE FILLING OUT THIS FORM**, please access the [Return Addresses](#) (to obtain the email/postal addresses where this form can be returned), and read the [Frequently Asked Questions](#), [Instructions](#), and [Additional Information](#). Please retain the "NOTICES" page for your records.

Complete Sections A or B, and C, D, and E of this application. U.S. address may be required in Section C, see instructions for details. **See instruction page(s) for information on how to make your application complete and help avoid unnecessary delays.**

A. Complete if applying as an individual			
1.a. Last name	1.b. First name	1.c. Middle name or initial	1.d. Suffix
2. Date of birth (mm/dd/yyyy)	3.a. Telephone number	3.b. Alternate telephone number	3.d. E-mail address

B. Complete if applying on behalf of a business, corporation, public agency, Tribe, or institution			
1.a. Name of business, agency, Tribe, or institution		1.b. Doing business as (dba)	
2. Tax identification no.		3. Description of business, agency, or institution	
4.a. Principal officer Last name	4.b. Principal officer First name	4.c. Principal officer Middle name/ initial	4.d. Suffix
5. Principal officer title		6. Primary contact name	
7.a. Business telephone number	7.b. Alternate telephone number	7.c. Business fax number	7.d. Business e-mail address

C. All applicants complete address information				
1.a. Physical address (Street address; Apartment #, Suite #, or Room #; no P.O. Boxes)				
1.b. City	1.c. State	1.d. Zip code/Postal code:	1.e. County/Province	1.f. Country
2.a. Mailing Address (include if different than physical address; include name of contact person if applicable)				
2.b. City	2.c. State	2.d. Zip code/Postal code:	2.e. County/Province	2.f. Country

D. All applicants MUST complete	
1. A <b>nonrefundable processing fee</b> is required to process this permit, please attach check or money order payable to the U.S. FISH AND WILDLIFE SERVICE. Federal, Tribal, State, and local government agencies, and those acting on behalf of such agencies, are exempt from the processing fee – Please see <b>details regarding fee exempt status as outlined in 50 CFR 13.11(d)</b> . <a href="#">See important permit details including regulations and fee amount</a>	
2. Do you currently have or have you ever had any Federal Fish and Wildlife permits? Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, list the number of the most current permit you have held or that you are applying to renew/re-issue:	
3. Certification: I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13 of the Code of Federal Regulations and the other applicable parts in subchapter B of Chapter I of Title 50, and I certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement herein may subject me to the criminal penalties of 18 U.S.C. 1001.	
<b>Signature of applicant/Principal Officer (No stamped signatures. Electronic signatures accepted.)</b>	<b>Date of signature (mm/dd/yyyy)</b>

Please continue to next page



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**SECTION E. EAGLE NEST TAKE**  
**(Bald and Golden Eagle Protection Act, 50 CFR 22.27)**

Note: A Federal eagle nest take permit authorizes the take of eagles nests in limited circumstances. Permits are available to individuals, agencies, businesses, and other organizations. This permit does not authorize possession of any eagle, eagle parts, or eagle nests. Please read "What You Should Know About a Federal Permit For Eagle Nest Take" and the pertinent regulations at 50 CFR 22.85 before you sign and submit your application.

Please provide the information requested below. If additional information needs to be provided that does not fit in the designated spaces, add additional sheets to your application submission. Please number pages accordingly using the page number box provided at the bottom of the sheet, and the corresponding question number. **We cannot accept pages that are over 8.5" x 11" or non-paper media, such as DVDs.** You should be as thorough and specific as possible in your responses. Incomplete applications will be returned. Processing fees are not returned for abandoned applications. Processing time depends on the complexity of the request and completeness of the application.

**FOR RENEWAL APPLICATIONS:** Please answer all questions in Section E below in addition to filling out Sections A-D above. All information must be provided, required reporting must be up to date (use report form [3-202-16](#)), and processing fees paid, or the renewal will not be processed.

**In-use nest** means a bald or golden eagle nest characterized by the presence of one or more eggs, dependent young, or adult eagles on the nest in the past 10 days during the breeding season.  
**Alternate nest** is an eagle nest that is not an in-use nest at the current time. When there is no in-use nest, all nests in the territory are alternate nests.

1. Take Request. Include species, number of nests, and expected nest status (alternate or in-use)

Species	Number of Nests	Expected Nest Status (alternate or in-use)

2. Which purpose are you requesting?

Check all that apply	Purpose
<input type="checkbox"/>	A. To alleviate an existing or rapidly developing safety emergency to alleviate a threat to bodily harm to humans or breeding eagles (Alternate nest; In-use nest)
<input type="checkbox"/>	B. To ensure public health and safety (Alternate nest only)
<input type="checkbox"/>	C. If built on a human-engineered structure and creates, or is likely to create, a functional hazard that renders the structure inoperable for its intended use (Alternate nest; In-use nest prior to egg-laying)
<input type="checkbox"/>	D. If necessary to protect an interest in a particular locality and the activity necessitating the take or the mitigation for the take will, with reasonable certainty, provide a net benefit to eagles. (Alternate nest only)

3. Duration. When do you want your permit to be effective (month/year)? How many month(s) or year(s) do you want your permit to be valid? *Permits may be issued for as short as 1 month or up to 5 years.*

4. Project Activity. Include any relevant information regarding your activity as it relates to eagles. You must include the following:
  - a. Location. Describe location of the project activity, including county/city and, as appropriate, include: maps, digital photographs, and latitude/longitude geographic coordinates.

- b. Activity Description. A detailed description of your project. Including what is necessitating removing eagle nest(s).

- c. Need. An explanation of why the take of eagles is necessary, including what interests will be protected by the project or activity.
  - i. If purpose A- Safety Emergency: Describe the safety emergency and why the situation was not foreseeable. Explain why removal of the nest is necessary to alleviate it. *Safety emergency* means a situation that necessitates immediate action to alleviate a threat of bodily harm to humans or eagles.
  - ii. If purpose B- Public Health & Safety: Describe the situation and why removal of the nest is necessary to alleviate it.
  - iii. If purpose C- Human Engineered Structure: Describe the structure and situation. Describe how the nest creates, or is likely to create, a functional hazard that renders the structure inoperable for its intended use.
  - iv. If purpose D- Protect an Interest: Describe the situation and why removal of the nest(s) is necessary. Describe the avoidance, minimization, and mitigation measures you have used to reduce the need to take the nest, to offset the take, and provide a net benefit to eagles (see 50 CFR 22.27(b)(7)).

5. Eagle Activity. Include any known information on eagle activity. You must include the following:

- a. Location. Describe the location of eagle nests, roosts, and/or use areas including latitude/longitude geographic coordinates and, as appropriate, maps, digital photographs, and other information. The Service cannot issue a permit to disturb a nest if the location of the nest is not provided. (The latitude and longitude coordinates of an eagle nest can be determined using a hand-held GPS device, or a GPS mapping program on a cell phone. If neither of these are available, you can use the Google Earth program, available free online from Google for personal use, or at most public institutions that provide computer access (e.g., public libraries). Google Earth provides detailed satellite images worldwide, and the scale of the imagery is such that individual trees, cliffs, and other possible nest structures are easily identifiable. In Google Earth, the geographic coordinates of the computer cursor are provided in the lower right hand corner of the computer screen, so by placing the cursor on the nest tree you can obtain its geographic coordinates. Google Earth has a number of options for the coordinates it provides, and the coordinates it displays can be selected by the user. In Google Earth Pro, the version of Google Earth that is in widest use today, the coordinates that are displayed can be selected from the "Tools" dropdown menu, under "Options." Within the Options menu, select "3D View". The Service prefers latitude longitude coordinates in decimal degrees, and this is one of the options that can be selected within the "Show Lat/Long" box that appears under the 3D View menu. To test whether you are obtaining the correct coordinates, move your cursor to the Washington Monument -- the coordinates should read latitude 33.889, longitude -77.035.)

- b. History. If known, include the history of nest occupation, roost use, or important area use.  
If known, provide the specific distance and locations of nests and other eagle-use areas from the project footprint.

6. Provide a statement outlining how the eagle's nest will be removed, destroyed, or relocated.

- a. If an in-use nest, describe how you propose to remove the nestlings or eggs and proposed disposition, including the location of recipient nest(s) and/or name and phone number of the federally permitted rehabilitation facility that is authorized for the possession of live eagle(s) or eggs.
- b. If an eagle nest or eagle parts found in the nest are being donated to a scientific or educational institution, provide the name and federal permit number of the entity.

7. Provide a detailed description of all avoidance, minimization, mitigation, and monitoring measures that you have incorporated into your planning for the activity that you will implement to prevent the need for eagle nest take and reduce the likelihood for future take of eagle nests. If the goal is to reduce or remove nesting eagles from the area, how will you prevent future nesting on the same structure/in the area?

8. Subpermittees. Anyone conducting permitted activities or acting as your agent must be identified by you, in writing, as a subpermittee under your permit. If the nest will be removed or relocated (rather than destroyed in the course of an activity), provide the name, address, phone number, and e-mail address of the qualified party conducting the removal and/or relocation. If nestlings or eggs are to be removed, provide the name of the qualified agent for Service approval.

Your subpermittees must have either a copy of your permit that identifies them as a subpermittee, or a copy of your permit and a letter from the Permittee (Principal Officer) listing activities (including location and duration) they are authorized to conduct. The permittee is responsible for ensuring subpermittees are trained and adhere to the conditions of your permit. Subpermittees must be at least 18 years of age. A permittee or subpermittee must be present when conducting activities authorized by your permit.

9. Records. You must retain records legibly written or reproducible in English relating to the activities conducted under your permit for at least 5 years from the date of expiration of the permit.

Is the physical address you provided in Section C on page 1 of this application the address where your records will be kept?

Yes  No If "no," provide the physical address \_\_\_\_\_

10. You are responsible for ensuring that the permitted activity is in compliance with all Federal, tribal, State, and local laws and regulations applicable to eagles. Have you obtained all required State or Tribal permits or approvals to conduct this activity?

Indicate "Yes," "Have applied," or "None required." If "Yes," attach a copy of the approval(s). If "Have applied," submit a copy when issued.      Yes      Have applied      None required

11. Consultant: If you are a consultant submitting this permit application, please provide your name and contact information (phone/email)

12. The name and contact information for any U.S. Fish and Wildlife Service employee(s) who has provided technical assistance or worked with you on this project. You typically need to have a conversation with a U.S. Fish and Wildlife Service Biologist prior to submitting your application. If you have not yet spoken with Biologist, please contact your regional Migratory Bird Permit Office to determine the appropriate individual to speak to. If you have received technical assistance for your project from your State Wildlife agency, please provide the name and contact information for the individual(s).

13. Disqualification factor. A conviction, or entry of a plea of guilty or nolo contendere, for a felony violation of the Lacey Act, the Migratory Bird Treaty Act, or the Bald and Golden Eagle Protection Act disqualifies any such person from receiving or exercising the privileges of a permit, unless such disqualification has been expressly waived by the Service Director in response to a written petition. (50 CFR 13.21(c)) Have you or any of the owners of the business, if applying as a business, been convicted, or entered a plea of guilty or nolo contendere, forfeited collateral, or are currently under charges for any violations of the laws mentioned above? Indicate "Yes" or "No." (you must provide an answer). If you answered "Yes" provide: a) the individual's name, b) date of charge, c) charge(s), d) location of incident, e) court, and f) action taken for each violation. (list all – use additional pages as necessary)

14. Are you eligible for Fee Exempt Status? Fee exempt status applies to government agencies (Federal, State, Tribal, and municipal governments). Applicants acting on behalf of such agencies must submit a letter on agency letterhead and signed by the head of the unit of government for which the applicant is acting on behalf, confirming that the applicant will be carrying out the permitted activity for the agency, or the agencies tax exempt form.

Yes - Government Agency

Yes - Acting on behalf of Government Agency  
Documentation Included

No - not eligible for Fee Exempt Status

15. I acknowledge that I have read the form [Instructions](#), [Frequently Asked Questions](#), and [Additional Information](#); and have accessed the page with the [Return Addresses](#) to obtain the address where I should return this form. I have also filled out all fields and questions in this application. Check this box to acknowledge:

## NOTICES

### PRIVACY ACT STATEMENT

**Authority:** The information requested is authorized by the following: the Bald and Golden Eagle Protection Act (16 U.S.C. 668), 50 CFR 22; the Endangered Species Act (16 U.S.C. 1531-1544), 50 CFR 17; the Migratory Bird Treaty Act (16 U.S.C. 703-712), 50 CFR 21; the Wild Bird Conservation Act (16 U.S.C. 4901-4916), 50 CFR 15; the Lacey Act: Injurious Wildlife (18 U.S.C. 42), 50 CFR 16; Convention on International Trade in Endangered Species of Wild Fauna and Flora (TIAS 8249), 50 CFR 23; General Provisions, 50 CFR 10; General Permit Procedures, 50 CFR 13; and Wildlife Provisions (Import/export/transport), 50 CFR 14.

**Purpose:** The collection of contact information is to verify the individual has an eligible permit to conduct activities which affect protected species. The information the individual provides helps the FWS monitor and report on protected species and assesses the impact of permitted activities on the conservation and management of species and their habitats.

**Routine Uses:** The collected information may be used to verify an applicant's eligibility for a permit to conduct activities with protected wildlife; to provide the public and the permittees with permit related information; to monitor activities under a permit; to analyze data and produce reports to monitor the use of protected wildlife; to assess the impact of permitted activities on the conservation and management of protected species and their habitats; and to evaluate the effectiveness of the permit programs. More information about routine uses can be found in the System of Records Notice, Permits System, FWS-21.

**Disclosure:** The information requested in this form is voluntary. However, submission of requested information is required to process applications for permits authorized under the listed authorities. Failure to provide the requested information may be sufficient cause for the U.S. Fish & Wildlife Service to deny the request.

### PAPERWORK REDUCTION ACT STATEMENT

In accordance with the Paperwork Reduction Act (44 U.S.C. 3501), the U.S. Fish and Wildlife Service collects information necessary to monitor take and disposition of migratory birds, under the applicable laws governing the requested activity, for which a permit is requested, and to respond to requests made under the Freedom of Information Act and the Privacy Act of 1974. Information requested in this form is purely voluntary. However, submission of requested information is required in order to process applications for permits authorized under the above laws. Failure to provide all requested information may be sufficient cause for the U.S. Fish and Wildlife Service to deny the request. According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. OMB has approved this collection of information and assigned Control No. 1018-0167.

### ESTIMATED BURDEN STATEMENT

The public reporting burden on the applicant for information collection varies depending on the activity for which a permit is requested. The relevant burden for this information collection, based on the activity performed, including time for reviewing instructions, gathering and maintaining data and completing and reviewing the form is as follows:

**Eagle Nest Take (Single Nest)**

Original submission - paper-based: 14 hours (reporting) and 2 hours (recordkeeping)

Original submission - electronic: 13 hours (reporting) and 2 hours (recordkeeping)

**Eagle Nest Take (Multiple Nests)**

Original submission - paper-based: 35 hours (reporting) and 5 hours (recordkeeping)

Original submission - electronic: 33 hours (reporting) and 5 hours (recordkeeping)

**Amendment - Eagle Nest Take (Single Nest)**

Original submission - paper-based: 17 hours (reporting) and 3 hour (recordkeeping)

Original submission - electronic: 13 hours (reporting) and 3 hours (recordkeeping)

**Amendment - Eagle Nest Take (Multiple Nests)**

Original submission - paper-based: 17 hours (reporting) and 3 hours (recordkeeping)

Original submission - electronic: 13 hours (reporting) and 3 hours (recordkeeping)

Direct comments regarding the burden estimate or any other aspect of the form to the Service Information Clearance Officer, Fish and Wildlife Service, U.S. Department of the Interior, 5275 Leesburg Pike, MS: PRB (JAO/3W), Falls Church, VA 22041-3803, or via email at [Info\\_Coll@fws.gov](mailto:Info_Coll@fws.gov). Please do not send your completed form to this address.

### FREEDOM OF INFORMATION ACT

For organizations, businesses, or individuals operating as a business (i.e., permittees not covered by the Privacy Act), we request that you identify any information that should be considered privileged and confidential business information to allow the Service to meet its responsibilities under FOIA. Confidential business information must be clearly marked "Business Confidential" at the top of the letter or page and each succeeding page and must be accompanied by a non-confidential summary of the confidential information. The non-confidential summary and remaining documents may be made available to the public under FOIA [43 CFR 2.26 – 2.33].