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MAY 31 2011 USFWS ALABAMA FIELD OFFICE

mcgehee engineering corp

May 26th, 2011

William J. Pearson
**U.S. Department of Interior**
**Fish & Wildlife Service**
Daphne ES Field Office
1208-B Main Street
Daphne, AL 36526

| Post-it® Fax Note 7671 | Date 6/16 | # of pages ▸ 2 |
|---|---|---|
| To Kaylen Jones | From USFWS | |
| Co./Dept. | Co. | |
| Phone # | Phone # | |
| Fax # 205-221-7721 | Fax # | |

RE: **2009-TA-0473**
**Mcoal Corporation**
Rosa Mine – Revision R-4 project

Dear Mr. William J. Pearson:

We are in the process of applying for a mining permit revision for the area described below and would like to request comments from your office in order to proceed with this project.

Mcoal Corporation would like to expand mining operations in Blount County, Alabama. In order to accommodate its business expansion in Blount County, Mcoal Corporation wants to permit 2 acres at the project site as located in Sections 3 & 10, Township 12 South, Range 1 East, on the Blountsville, Alabama U.S.G.S Quadrangles as found in Blount County, Alabama. The proposed site location is shown on the attached 2000' scale project area map attachment "B".

The proposed project activity consists of 2 acres all of which received a habitat study performed by McGehee Engineering Corporation. In the study it states that no evidence was found or observed for the presence or possible presence of the listed T & E species. I have attached this study in attachment "C". Also, this revision R-4 boundary is adjoining and adjacent to the Rosa Mine – Initial project boundary that was cleared from your office in letter 2009-TA-0473 dated May 15, 2009. I have included a map in attachment "D" revealing the location of the existing permit along with the outfalls and the proposed stream crossing.

Post Office Box 3431 • 450 19th Street • Jasper, Alabama 35502-3431 • 205-221-0686 • Fax 205-221-7721 • kaylen@mcgehee.org

The project is for the purpose of a stream crossing for road access between the existing permitted areas. This stream crossing will be engineer designed and submitted to the Alabama Surface Mining Commission for approval.

Therefore based on the information provided in the attached habitat study would you concur that the project activities will have no adverse effect on any threatened and endangered species.

I would like to thank you for your co-operation concerning this matter and would appreciate your comments at your earliest convenience. If you should have any questions or need additional information, please do not hesitate to contact our office.

Sincerely,

**McGehee Engineering Corp.**

Kaylen Jones

Kaylen Jones
Project Manager,

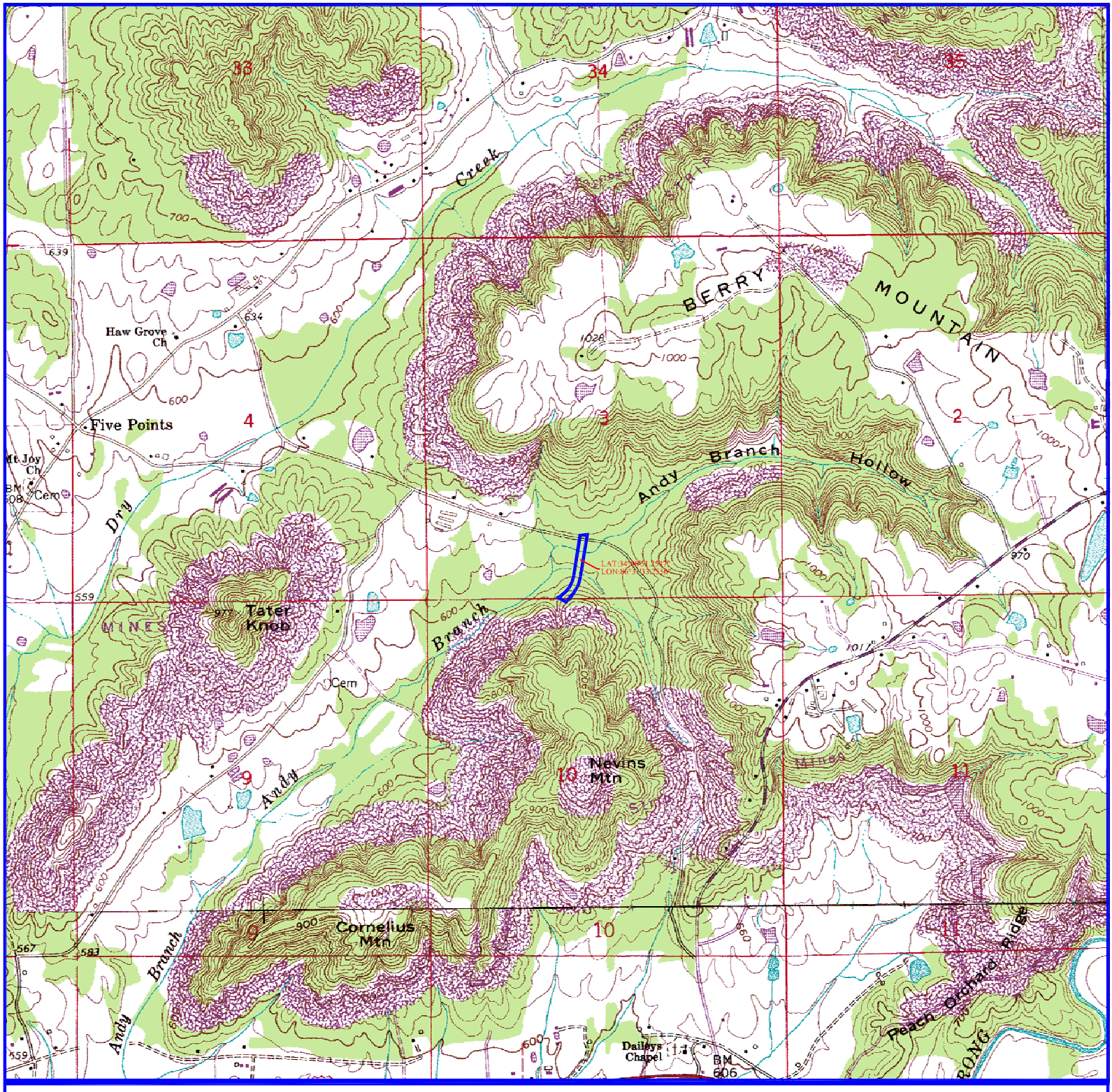
Enclosure:

*(A) Project Notification Summary*
*(B) Project Area Map 2000 Scale*
*(C) Habitat Study – McGehee Engineering Corporation*
*(D) Previously Approved Area Map*
*(E) Aerial Photo*

U.S. Fish and Wildlife Service
1208-B – Daphne, Alabama 36526
Phone: 251-441-5181 Fax: 251-441-6222

Based upon our records and the information provided in your letter, we agree with your findings that no federally listed species/critical habitat occur in the project area. **If project design changes are made, please submit new plans for review.**

Tom Pearson 6-16-2011
William J. Pearson, Field Supervisor Date #6
for




SCALE: 1" = 2000'

# MCOAL CORPORATION
# ROSA MINE
## (APPROXIMATELY 2 ACRES TOTAL)

N
W E
S

## PROJECT AREA MAP

**SECTIONS 3 & 10, TOWNSHIP 12 SOUTH, RANGE 1 EAST,**
**ALL IN BLOUNT COUNTY, ALABAMA**
**AS FOUND ON THE BLOUNTSVILLE, ALABAMA USGS QUAD.**

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REVISION R-4 BOUNDARY

**Latitude: 34°00'51" N**
**Longitude: 86°31'33" W**