

2012-TA-0236

January 12th, 2012

William J. Pearson
Field Survey
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	1-23-2012	# of Pages	1/2
To	Kaylen DeFoor	From	U.S. FWS		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #	205-221-7721	Fax #			

RE: **National Coal of Alabama, Inc.**
Weller Mine – Initial Area Project

Dear Mr. William J. Pearson:

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

National Coal of Alabama, Inc. wants to open mining operations in Tuscaloosa & Jefferson County, Alabama. In order to accommodate its business expansion in Tuscaloosa & Jefferson County, National Coal of Alabama, Inc. wants to permit nine hundred and ninety three (993) acres at the project site as located in Sections 33 & 34, Township 19 South, Range 6 West & Sections 3, 4, 5, 8 & 9, Township 20 South, Range 6 West all on the Abernant, Alabama U.S.G.S Quadrangle as found in Tuscaloosa & Jefferson County, Alabama. The proposed site location is shown on the attached 2000' scale project area map, attachment "B".

The proposed project activity consists of 993 acres all of which received a habitat study in October through December of 2011. In the study it states that no evidence was found or observed for the presence or possible presence of these listed species. I have attached this study for you reference in attachment "C".

Therefore, based on the information provided in this submittal and the attached habitat study, would you concur that the project activities will have no adverse effect on any endangered and threatened species and that no further species consultation will be required.

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National Coal of Alabama, Inc. – Weller Mine

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 DeFoor

Kaylen DeFoor
Project Manager,

Enclosure:

- (A) Project Notification Summary
- (B) Project Area Map 2000 Scale
- (C) Habitat Study – McGehee Engineering Corporation



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.

William J. Pearson

 William J. Pearson, Field Supervisor Date 1-23-2012 # 6

