

Pos	it° Fax Note	7671	Date	1-22-16	# of pages
Amber Tubbs		From USFWS			
Co./ apt.		Co.			
Phone #		Phone #			
Fax #		Fax #			

2010-TA-0553

RECEIVED
JAN 11 2016



mcgehee engineering corp
2010-TA-0553

December 23rd, 2015

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



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 1/21/2016
William J. Pearson, Field Supervisor Date #6

RE: **2010-TA-0553**
Black Warrior Minerals, Inc.
Mine No. 1, ASMC Permit No. 3950

Dear Mr. William J. Pearson

In regards to the above referenced project,

We are in the process of applying for an Alabama Surface Mining Commission (ASMC) permit renewal and would like to request a re-verification of a previous concurrence.

As we proceed with the permit renewal process Black Warrior Minerals, Inc. would like to re-verify the Mine No. 1 USF&W's concurred site locations which consists of 348 acres located in Sections 9, 16 & 17, Township 15 South, Range 3 West, all on Gardendale, Alabama U.S.G.S Quadrangle as found in Jefferson County, Alabama. Also, for your reference I have attached the ASMC Permit Renewal Map, attachment "C".

The Mine No. 1 project area has been previously concurred with under USF&W project 2010-TA-0553. The entire project area consists of disturbed area through previous and ongoing mining operations and timber removal operations. All of the project area received an updated habitat assessment which includes a dominant vegetation plot summary for the permit renewal area. The updated habitat assessment addresses any new threatened or endangered species, Indiana bat, Northern Long-eared bat, etc., attachment "D".

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USF&W Submittal April 29th, 2015*Warrior Investment Company, Inc. – Maxine-Pratt Mine – USF&W Re-verification Request*

Therefore, based on the fact that Mine No. 1 project area has been previously concurred with through USF&W, the updated habitat assessment information provided, and that the entire project area has been disturbed through previous and ongoing mining operations, would you concur that the project activities will not have any 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,

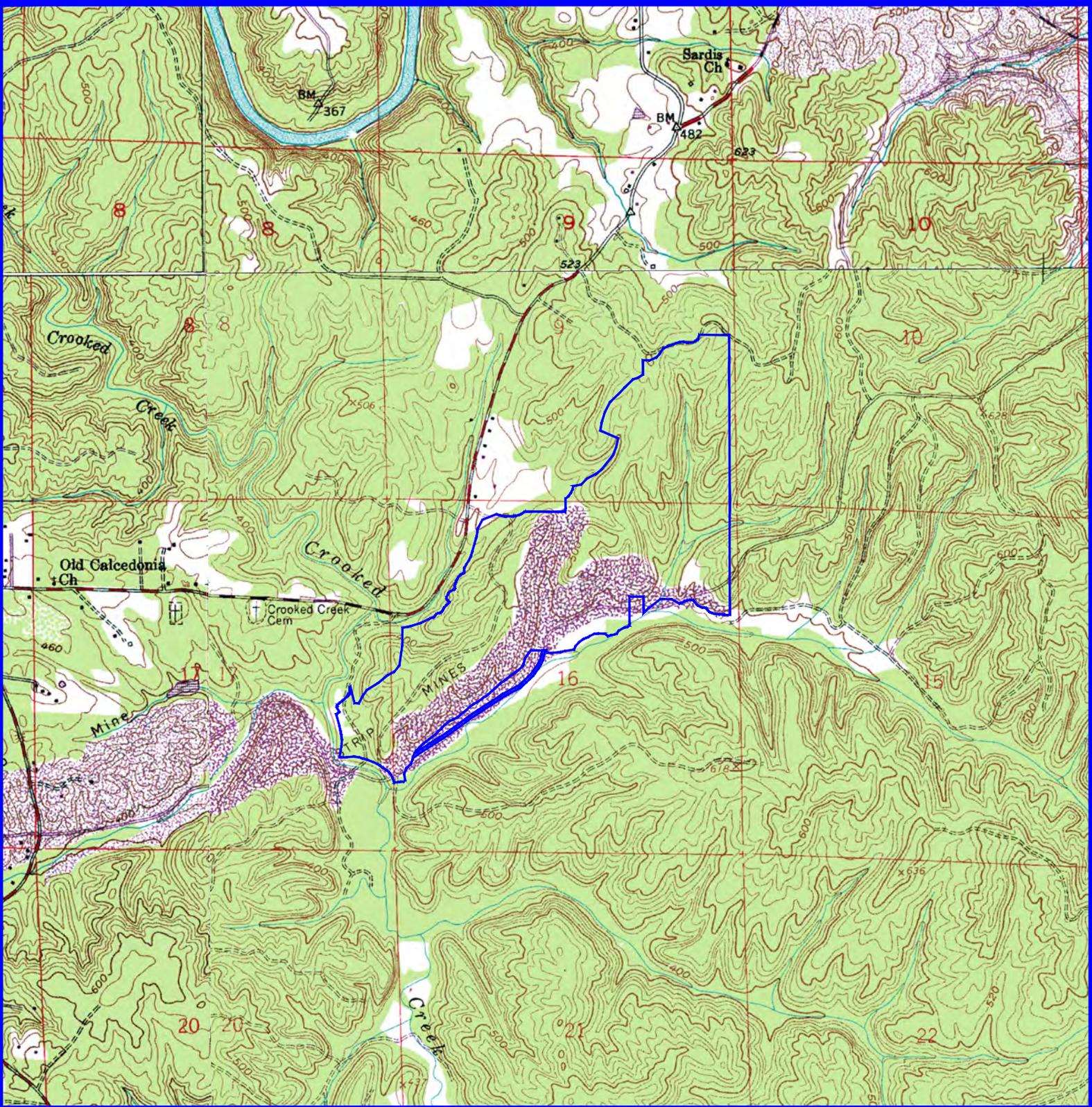
McGehee Engineering Corp.

Amber Tubbs

Amber Tubbs
Environmental Technician,

Enclosure:

- (A) *USF&W Concurred Area Map*
- (B) *Previously Disturbed Area Map*
- (C) *ASMC Permit Renewal Map*
- (D) *Habitat Study Re-verification*



SCALE: 1" = 2000'
 August 25th, 2015
 Map Size: 8.5"x11"

BLACK WARRIOR MINERALS, INC.
MINE NO. 1
 (APPROXIMATELY 348 ACRE TOTAL)



PROJECT AREA MAP

SECTIONS 9, 16 & 17, TOWNSHIP 15 SOUTH, RANGE 3 WEST
ALL IN JEFFERSON COUNTY, ALABAMA
AS FOUND ON THE GARDENDALE, AL USGS QUAD (1979)



PERMIT RENEWAL PROJECT BOUNDARY

Latitude: 33°44'18" N
 Longitude: 86°51'19" W