



IN REPLY REFER TO:

United States Department of the Interior



FISH AND WILDLIFE SERVICE
110 S. Amity Road, Suite 300
Conway, Arkansas 72032
Tel.: 501/513-4470 Fax: 501/513-4480

June 3, 2015

Julie Carlton
First Service Bank
410 Sylamore Ave.
Mountain View, AR 72501

Dear Ms. Carlton:

The U.S. Fish and Wildlife Service (Service) has reviewed your letter dated June 3, 2015, regarding the proposed construction of four broiler houses for Jeffery and Danyell Weaver near the city of Charlotte, Independence County, Arkansas. Our Comments are submitted in accordance with the Endangered Species Act (ESA; 87 Stat. 884, as amended 16 U.S.C. 1531 et seq.) and the Bald and Golden Eagle Protection Act (16 U.S.C. 668-668d).

The Service concurs with your determination that the proposed project may affect, but is not likely to adversely affect the Gray Bat (*Myotis grisescens*), Indiana Bat (*Myotis sodalis*), Cave Crayfish (*Cambarus zophonastes*), Speckled Pocketbook (*Lampsilis streckeri*), Yellowcheek Darter (*Etheostoma moorei*), Rabbitsfoot (*Quadrula cylindrica cylindrica*), or Northern Long-eared Bat (*Myotis septentrionalis*).

Please be aware Bald Eagle is not protected under the ESA. Bald Eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 et seq.).

We appreciate your interest in the conservation of endangered species. If you have any questions, please contact the Arkansas Ecological Services Staff at (501) 513-4487.

Sincerely,

Melvin Tobin
Acting Project Leader



June 03, 2015

To: United States Fish & Wildlife Service
110 South Amity, Suite 300
Conway, AR 72032

From: First Service Bank
P.O. Box 190
136 South Broadview Street
Greenbrier, AR 72058

Subject: Request for Concurrence

In accordance with Section 7 of the Endangered Species Act, First Service Bank is requesting your concurrence on First Service Bank's determination for the proposed construction of four poultry houses. The proposed action involves the following:

County: Independence

Applicant's Names: Jeffery and Danyell Weaver

Farm Location: The South one-half of the Southwest Quarter of Section Ten (10),
Township Fourteen (14) North, Range Four (4) West, Independence
County Arkansas

The Southeast Quarter of the Southeast Quarter and the East One-half
of the Southwest Quarter of the Southeast Quarter of Section Nine (9),
Township Fourteen (14) North, Range Four (4) West, Independence
County Arkansas

Total Acreage in Farm: 100 acres

Proposal: Construct 4 new 50' x 550' Broiler Poultry Houses. The total bird
capacity per flock will be 102,800. This operation will have 4.74 flocks
per year.

The GPS coordinates are 35°51'47"N 91°24'36"W.

The property is not located in a flood plain.

04ER1000-2015-1-0674

As indicated in the letter dated May 15, 2015 from the Fish and Wildlife Service, the following listed species are known to occur in this region: Pink Mucket, Gray Bat, Indiana Bat, Running Buffalo Clover, Scaleshell, Ozark Hellbender, Rabbitsfoot, Fat Pocketbook, and Northern Long-eared Bat. In addition, the federally protected Bald Eagle also occurs in this region. The White River provides critical habitat for the Rabbitsfoot.

To reduce the potential effects to federally protected species that may result from erosion and sedimentation into streams during and after construction, the applicants will implement best management practices as stated in the following:

- AR Department of Environmental Quality-Stormwater Management Plan (NPDES General Permit No. ARR150000)
- NRCS Nutrient Management Plan and Comprehensive Nutrient Management Plan
- After the dirt work has been completed, hay will be placed along the outer edge of the pad to control erosion.
- If erosion becomes an issue during construction, steps will be taken to contain it by the use of filter fences, hay and mats.

In addition, the proposed construction site is located in an area that has a limited number of trees and has been in pasture for several years.

Based on the above information, First Service Bank has determined that the proposed action may affect, but is not likely to adversely affect the endangered species known to occur in Independence County. First Service Bank requests your concurrence with this determination.

If you have any questions concerning the above request, please contact Julie Carlton, Credit Analyst at 501-679-7200.

Your prompt response will be greatly appreciated.



Julie Carlton
Credit Analyst