

From: [Shellenberger, Pamela](#)
To: [Shearer, Natalie](#)
Subject: 2015-1047/Falcon Ethan Pipeline
Date: Tuesday, June 07, 2016 10:57:56 AM

Hi Natalie,

Thank you for your letter of May 10, 2016, which provided the Service with updated information regarding the above mentioned project.

After reviewing the revised route, the only change to our letter of September 17, 2015, is information regarding the northern long-eared bat. The proposed project is located within the range of the northern long-eared bat (*Myotis septentrionalis*), a species that is federally listed as threatened.

On February 16, 2016, the final rule that tailors protections for the northern long-eared bat under the Endangered Species Act became effective (81 FR 1900; see: <http://www.fws.gov/midwest/endangered/mammals/nleb/pdf/FRnlebFinal4dRule14Jan2016.pdf>).

Because your project is not located within 0.25 mile of a known northern long-eared bat hibernaculum or within 150 feet from a known, occupied maternity roost tree, any incidental take that might result from tree removal is not prohibited and no further consultation regarding this species is necessary. More information on the northern long-eared bat and the 4(d) rule can be found here: <http://www.fws.gov/midwest/endangered/mammals/nleb/>

Please provide Indiana bat survey results (summer and cave/mine portal searches) to our office for review and concurrence once they are finalized.

Thank you,

Pamela Shellenberger
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