



## United States Department of the Interior

FISH AND WILDLIFE SERVICE  
South Florida Ecological Services Office  
1339 20<sup>th</sup> Street  
Vero Beach, Florida 32960



February 24, 2005

Colonel Robert M. Carpenter  
District Engineer  
U.S. Army Corps of Engineers  
701 San Marco Boulevard, Room 372  
Jacksonville, Florida 32207-8175

Service Log No.: 4-04-04-PL-3237  
Corps Application No.: 200306062  
Boat Slips: 1  
Date of Biological Opinion: September 19, 2003  
Applicant: Jerry Sprague  
County: Charlotte

Dear Colonel Carpenter:

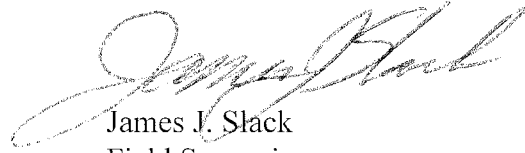
This letter serves to include the above-listed applicant in the Fish and Wildlife Service's (Service) May 4, 2004, amended Biological Opinion for Reach 35 in Charlotte County, Florida. Jerry Sprague was inadvertently excluded from the projects listed in the amended biological opinion. The May 4, 2004, Biological Opinion states the following: the Service believes that an increase in watercraft associated with the proposed action listed above is not reasonably certain to result in the take of manatees in the form of additional deaths and injuries. This statement also applies to Mr. Sprague's proposed single-family dock (Corps application number 200306062).

As provided in 50 CFR 402.15, reinitiation of formal consultation is required where discretionary Federal agency involvement or control over the action has been retained and if: (1) the amount or extent of incidental take is exceeded; (2) new information reveals effects of the agency action that may affect listed species or critical habitat in a manner or to an extent not considered in this biological opinion; (3) the agency action is subsequently modified in a manner that causes an effect to listed species or critical habitat that was not considered in this biological opinion; or (4) a new species is listed or critical habitat designated that may be affected by the action. In instances where the amount or extent of incidental take is exceeded, any operations causing such take must cease pending reinitiation.



Thank you for your cooperation and effort in protecting threatened and endangered species. If you have any questions regarding this amended biological opinion, please contact Chuck Kelso at 772-562-3909, extension 241.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James J. Slack". The signature is fluid and cursive, with a large initial "J" and "S".

James J. Slack  
Field Supervisor  
South Florida Ecological Services Office

cc:

Regional Solicitor, DOI, Atlanta, Georgia (Delores Young)  
Service, Atlanta, Georgia (Acting ARD-ES)  
Service, Jacksonville, Florida (Dave Hankla)  
Corps, Ft. Myers, Florida (Skip Bergmann)  
NOAA Fisheries, St. Petersburg, Florida  
FWC (BPSM), Tallahassee, Florida (Mary Duncan)  
FWC, Punta Gorda, Florida