

Post Office Box 1549
Jasper, Alabama 35502-1549

Telephone: (205) 387-0501
Facsimile: (205) 384-2456

**DRUMMOND
COMPANY, INC.**

June 29, 2011

Mr. James J. McHugh
Alabama Department of Conservation
and Natural Resources
64 North Union Street
Montgomery, AL 36130

RE: Permit Revision Shannon Mine to ASMC for Dragline Deadhead Route,
Tuscaloosa and Jefferson Counties, AL

Dear Mr. McHugh:

We are assisting Twin Pines, LLC in the process of submitting a surface coal mining permit revision to the Alabama Surface Mining Commission in Jasper, Alabama for technical review as prescribed by the Alabama Surface Mining Act No. 81-435 and its regulations which resulted from the Federal Surface Mining Control and Reclamation Act No. 95-87. The revision proposes to construct a temporary deadhead road to walk a dragline from the Peterson area of Tuscaloosa County to Twin Pines, LLC's Shannon Mine in Jefferson County. I have enclosed a map showing the route of the proposed deadhead road which is located on Brookwood, Coaling and Abernant USGS quadrangle maps. The area consists of 661 acres much of which has been previously disturbed by surface mining. For example, the first 61,000 feet of the total 96,000 feet of the route was a previously used deadhead road.

If you need any additional information in order to make comments concerning the proposed mine area, please give me a call at (205) 384-2300 at your earliest convenience. Your attention and consideration are appreciated.

Sincerely,



Dwight Hicks
For Twin Pines, LLC

Enclosures



STATE OF ALABAMA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
WILDLIFE AND FRESHWATER FISHERIES DIVISION



64 North Union Street, Ste. 567
P. O. Box 301456
Montgomery, AL 36130-1456
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ROBERT J. BENTLEY
GOVERNOR

N. GUNTER GUY, JR.
COMMISSIONER

The mission of the Wildlife and Freshwater Fisheries Division is to manage, protect, conserve, and enhance the wildlife and aquatic resources of Alabama for the sustainable benefit of the people of Alabama.

M. N. 'CORKY' PUGH
DIRECTOR

FRED R. HARDERS
ASST. DIRECTOR

July 22, 2011

Mr. Dwight Hicks
Drummond Company, Inc.
P.O. Box 1549
Jasper, Alabama 35502-1549

Re: Permit Revision Shannon Mine to ASMC for Dragline Deadhead Route,
Tuscaloosa and Jefferson Counties, AL

Dear Mr. Hicks:

Based on the information provided in your letter dated June 29, 2011 concerning the "Dragline Deadhead Route", the Division of Wildlife and Freshwater Fisheries has no objection provided:

1. No state- or federally-protected species is adversely impacted by mining. Please contact the U.S. Fish and Wildlife Service (251-441-5181) regarding potential impacts to federally-protected species. If there is a potential for adverse impacts to state- or federally-protected species, a sensitive species survey by a qualified biologist is strongly recommended. If adverse impacts to protected species occur as a result of the project, further coordination with the Division of Wildlife and Freshwater Fisheries (334-242-3851) and the U.S. Fish and Wildlife Service will be required.
2. No net loss of stream or wetland function and habitat should occur as a result of the project. If flowing streams, ditches, or wetlands will be impacted by the proposed activity, the Army Corps of Engineers - Mobile District (251-690-3188), should be contacted to determine if the activity falls under a Corps regulation requiring mitigation for adverse ecological, morphological, or hydrological impacts.
3. Channel realignment, excavation, diversion or alteration of flow, impoundment, or excessive sedimentation of streams should not occur as a result of construction. If such impacts do occur, the owner/operator should provide corrective action through active restoration or stream mitigation for unresolved impacts.
4. State water quality standards (particularly those related to erosion control, water turbidity, and dissolved oxygen) should be strictly adhered to.

The Department of Conservation and Natural Resources does not discriminate on the basis of race, color, religion, age, gender, national origin, or disability in its hiring or employment practices nor in admission to, access to, or operations of its programs, services, or activities.

Mr. Franks
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We appreciate the opportunity to comment on this project.

Sincerely,

A handwritten signature in blue ink, appearing to read "M. Marshall", with a stylized flourish at the end.

Matthew D. Marshall
Environmental Coordinator