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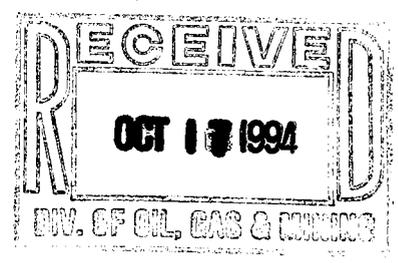


United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
Suite 1200
505 Marquette Avenue N.W.
Albuquerque, New Mexico 87102

*cc to me
JPB
10-17-94
orig file*

OCT 13 1994



CERTIFIED RETURN RECEIPT #P 079 749 379

Mr. James W. Carter, Director
Department of Natural Resources
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Re: Ten-Day Notice 94-020-352-004 TV1

Dear Mr. Carter:

I have received your response to the above referenced Ten-Day Notice (TDN). The OSM-1 forms which were the subject of the TDN have been received from Mr. Brian Burnett of Sunnyside Cogeneration Associates; therefore, your response to the TDN is appropriate.

Since you have expressed concerns about the issuance of a TDN in regard to the requirement to file OSM-1 forms, I would be happy to discuss the requirements to file OSM-1 forms at the next quarterly oversight meeting and also what is expected from a State when it has no counterpart to a Federal regulation.

Sincerely,

Thomas E. Ehmett, Acting Director
Albuquerque Field Office