



United States Department of the Interior

OFFICE OF SURFACE MINING
 Division of Compliance Management
 1300 New Circle Road, N.E.
 Suite 102
 Lexington, Kentucky 40505-4215

February 3, 1994



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DIVISION OF
 OIL, GAS & MINING

Mr. Joe Helfrich
 Regulatory Program Coordinator
 Division of Oil, Gas and Mining
 335 W. North Temple
 3 Triad Center
 Suite 350
 Salt Lake City, Utah 84180-1203

ACT/007/035 #5

RE: Sunnyside Cogeneration Associates (SCA) Exemption Request

Dear Mr. Helfrich:

The Office of Surface Mining (OSM) is currently reviewing a request from SCA for exemption of coal mine waste from Abandoned Mine Land Reclamation Fees.

Until OSM renders a decision on SCA's Exemption Request, we will not require SCA to report and pay reclamation fees.

Sincerely,

JANE T. GRAY
 Manager, Region II
 Division of Compliance Management