



Department of Energy

Carlsbad Area Office
P. O. Box 3090
Carlsbad, New Mexico 88221

JUN 27 1995

~~Tim B. ...~~
WIPP #1

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JUN 30 1995

NM ENVIRONMENT DEPARTMENT
OFFICE OF THE SECRETARY

Certified Mail: Return Receipt Requested

Mr. William J. Honker, P.E., Chief
RCRA Permits Branch
USEPA
Region VI
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

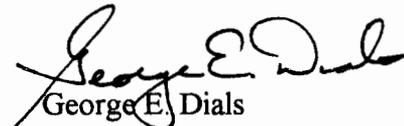
Dear Mr. Honker:

Thank you for your review and concurrence on the 1994 No-Migration Determination Annual Report. Based on the information you provided, we concur with you that your "No-Migration" finding is based on the conclusion that there would be no migration of test phase wastes from the repository, and therefore the conditions of the final No-Migration Determination are inapplicable.

We believe the annual report in Condition VI.8 (Reporting Requirements) is no longer applicable and therefore, with your concurrence, the preparation of the annual report will be discontinued.

Should you have any questions, please contact Kent Hunter of my staff at (505) 234-7456.

Sincerely,


George E. Dials
Manager

cc:

- T. Grumbly, DOE, HQ
- C. Cox, WID
- L. Fitch, WID
- R. Neill, EEG
- ✓ M. Weidler, NMED, Santa Fe
- K. McKamey, NMED, WIPP
- J. Lytle, EM-30



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