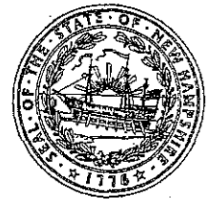




The State of New Hampshire
Department of Environmental Services
Wetlands Council



PO Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Appeals Clerk Telephone (603) 271-6072 - TDD Access: Relay NH 1-800-735-2964
DES Website: www.des.nh.gov - Council Website: www.des.state.nh.us/councils/

October 15, 2004

Sherilyn Burnett Young, Esq.
Andrew W. Serrell, Esq.
Rath, Young and Pignatelli, P.A.
One Capitol Plaza – PO Box 1500
Concord, NH 03302-1500

Re: Docket No. 04-20 WtC – 27 Members of Focus Tamworth Appeal

Dear Attorneys Young and Serrell:

The notice of appeal of the Department of Environmental Services permit approval, Wetlands File No. 2004-00377, which you filed on behalf of twenty-seven members of Focus Tamworth (“the Appellants”), was received in my office on October 14, 2004, and has been assigned Docket No. 04-20 WtC. Please refer to this docket number in all future correspondences relative to this appeal. I have forwarded the notice of appeal NH Wetlands Council (“the Council”), which I expect will decide to accept or dismiss the appeal at its next regular meeting, currently scheduled for October 26, 2004 at 9:00am in Rooms 112-114 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH.

Please note that any document filed in conjunction with this appeal shall be filed by mailing or delivering the **original and 15 copies** of the document to the Council Appeals Clerk. Additionally, a copy of the document must be sent to all parties to the appeal and to any person who has a motion to intervene pending before the Council. Every document filed with the Council, and required to be served upon the parties to the appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at msclafani@des.state.nh.us.

Sincerely,

Michael Sclafani, Appeals Clerk
NH Wetlands Council

cc: NH Wetlands Council
Michael P. Nolin, Commissioner, DES
Harry T. Stewart, P.E., Director, DES Water Division
Collis Adams, Administrator, DES Wetlands Bureau
Gretchen R. Hamel, Administrator, DES Legal Unit
Jennifer J. Patterson, NH DOJ
John Ghiringhelle, Motorsports Holdings, LLC