



STATE OF WASHINGTON
DEPARTMENT OF HEALTH
DIVISION OF RADIATION PROTECTION

7171 Cleanwater Lane, Bldg. 5 • P.O. Box 47827 • Olympia, Washington 98504-7827
TDD Relay 1-800-833-6388

April 6, 2000

Mr. Brad DeWaard
Radiation Safety Officer
Western Nuclear, Inc.
P.O. Box 392
Wellpinit, Washington 99049

Dear Mr. DeWaard:

This letter is a follow-up to our March 29, 2000 site visit, in which we inspected last year's re-worked areas and delivered Amendment Number 33 to your radioactive materials license, which relieves WNI of any remaining monitoring requirements. Our site visit confirmed that such monitoring is no longer necessary. Because ground water monitoring is no longer required under your radioactive materials license, WNI is no longer required to maintain custodianship of the ground water monitoring wells, and custodianship of the wells may now be transferred to the Department of Energy.

The remainder of your license contains only administrative requirements. However, as always, the department reserves the right to take appropriate actions or implement license requirements if warranted by potential for risk to the public or if regulations require.

Please contact John Blacklaw at (360) 236-3243 or me at (360) 236-3241, if you have any questions.

Sincerely,

Gary Robertson, Head
Waste Management Section

Enclosure

cc: Lou Miller, SMI
Harley Shaver, Shaver & Licht
Dennis Sollenberger, NRC
Bruce Wynne, Spokane Tribe
Mary Verner, Spokane Tribe
Sharon Yepa, BIA, WA
Stanley Speaks, BIA, OR
Shannon Work, Spokane Tribe

DSP-006
Rds: SP08



State of Washington Radioactive Materials License



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License Number WN-I0133-1

Amendment No. 33

12. **Management:** radioactive material shall be used by, or under the supervision of the Resident Manager.
13. DELETED
14. **Posting of the property:** all entrances to the property and fenceline boundaries shall be conspicuously posted in accordance with WAC 246-221-120.
15. DELETED
16. DELETED
17. DELETED
18. DELETED
19. DELETED
20. DELETED
21. DELETED
22. DELETED
23. DELETED
24. DELETED
25. DELETED
26. DELETED
27. DELETED



State of Washington Radioactive Materials License



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License Number WN-I0133-1

Amendment No. 33

FINANCIAL SURETY

28. **Financial surety requirements:** the licensee shall maintain a department approved financial surety arrangement, consistent with WAC 246-252-030, Criteria 9 and 10, adequate to cover the estimated costs, if accomplished by a third party, for decommissioning and decontamination of the mill and millsite, for reclamation of any tailings or waste disposal areas, for performance verification of the monitoring and stabilization period, for groundwater restoration, as warranted, and for long-term care and maintenance activities required after license termination.

LICENSE TERMINATION

29. **License Termination:** The licensee shall expedite license termination and follow the U.S. Nuclear Regulatory Commission Procedure SA-900, as specifically identified in Appendix B(a).

ADMINISTRATIVE REQUIREMENTS

30. **Bankruptcy:** the licensee shall notify the department, in writing, immediately following the filing of a voluntary or involuntary petition for bankruptcy under any Chapters of Title II (Bankruptcy) of the United States Code (USC) by or against:
- A. A licensee; or
 - B. An entity [as the term is defined in 11 USC, Section 101(14)] controlling a licensee or listing the license or licensee as property of the estate; or
 - C. An affiliate [as the term is defined in 11 USC, Section 101(2)] of the licensee, and
 - D. The licensee's notification must also indicate the bankruptcy court in which the petition for bankruptcy was filed; and
 - E. The date of the filing of the petition.



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Amendment No. 33

31. **Notifications:** notification to the department under WAC Title 246, and license conditions shall be made as follows:

Required written notice to the department shall be made to: Head, Waste Management Section, Department of Health, Division of Radiation Protection, 7171 Cleanwater Lane, Building 5, P.O. Box 47827, Olympia, Washington 98504-7827.

32. DELETED

33. DELETED

34. DELETED

35. DELETED

36. DELETED

37. DELETED

FOR THE STATE OF WASHINGTON DEPARTMENT OF HEALTH

Date March 21, 2000

By Gary Robertson
Gary L. Robertson, Head
Waste Management Section

