



State of Utah

DEPARTMENT OF ENVIRONMENTAL QUALITY OFFICE OF THE EXECUTIVE DIRECTOR

Michael O. Leavitt
Governor

Dianne R. Nielson, Ph.D.
Executive Director

Brent C. Bradford
Deputy Director

168 North 1950 West
P.O. Box 144810
Salt Lake City, Utah 84114-4810
(801) 536-4400
(801) 536-0061 Fax
(801) 536-4414 T.D.D.
www.deq.state.ut.us Web

October 14, 1998

Teryl Hunsaker
Tooele County Commissioner
Tooele County Courthouse
47 South Main
Tooele, UT 84074

Dear Commissioner Hunsaker:

It has come to my attention that Tooele County has entered into a cooperative law enforcement agreement with the Skull Valley Band of Goshute Indians and the Bureau of Indian Affairs. I understand that the agreement states that it will be Tooele County's responsibility to investigate, charge and incarcerate persons charged with or alleged to be in violation of offenses committed within the boundaries of the Skull Valley Indian Reservation.

The purpose of this letter is twofold. First, I would like to understand the extent of assistance that Tooele County will render for law enforcement on the Skull Valley Reservation.

1. Will such assistance change if Private Fuel Storage, LLC, successfully locates its nuclear waste storage facility on the reservation?
2. Does the coverage under this agreement extend to high level nuclear waste storage site or operation on the Skull Valley Reservation?

Second, I would like to make a request of the County to provide me with a courtesy copy of any agreement that the County enters into that may have any bearing on locating the PFS high level nuclear waste storage facility on the reservation. For example, the Cooperative Law Enforcement Agreement, signed by you as Chairman of the Tooele County Commission, is dated June 3, 1997. The State first became aware of the agreement on June 17, 1998, when PFS's attorneys produced the document during oral argument at the Nuclear Regulatory Commission in a closed secession dealing with security contentions. It was represented that this agreement covered operations related to the PFS facility. However, in a recent discussion with David Bird at the Radiation Control Board meeting, I understood you to say that there is no agreement with the County regarding law enforcement covering the PFS site and operations.

October 14, 1998

Page 2

For your convenience, I have enclosed a copy of the above-referenced Cooperative Law Enforcement Agreement to this letter. It is my hope that the County and the State can work cooperatively on the issue.

Best regards,

A handwritten signature in cursive script that reads "Dianne".

Dianne R. Nielson, Ph.D.
Executive Director

enclosure