

CROW BUTTE RESOURCES, INC.

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January 31, 2001

U.S. Nuclear Regulatory Commission
Mr. Mike Layton - ADDRESSEE ONLY
Fuel Cycle Licensing Branch
Mail Stop T-8A33
Washington, DC 20555

Re: Source Materials License SUA-1534
Docket No. 40-8943
Correction to Amended License Condition 10.4

Dear Mike:

As we discussed today, Amendment 8 to SUA-1534 did not include a proposed modification to the revision of License Condition 10.4. In a teleconference held on November 15, 2000 between CBR, NRC and Nebraska Department of Environmental Quality (NDEQ), CBR requested that the phrase "whichever is greater" be removed from the last sentence of the proposed revision. The reason for this request was to allow flexibility in determining the most appropriate UCL calculational method for use with each monitor well. This change was viewed as more restrictive than the original proposed revision because it would allow CBR to set a lower UCL than originally proposed. CBR does not view this as a correction that requires immediate action by NRC. We request that the correction be made when the next License Amendment is made. We understand that the next Amendment should address CBR's request concerning groundwater restoration goals.

On a subject related to this Amendment, I would like to emphasize that the Amendment Request for the secondary restoration goals should take priority over NRC's review of the Mine Unit 1 Restoration Report, which was submitted at the same time. The NRC review and approval of Mine Unit 1 cannot proceed until it is determined what the acceptable secondary restoration goals will be. When NRC determines the secondary goals, CBR would be able to address any technical issues related to Mine Unit 1. CBR looks forward to the completion of the requested amendment. Uncertainty concerning this issue for the past several years has affected the pace of restoration activities currently underway in Mine Units 2 and 3.

If you have any questions, please do not hesitate to contact me at (308) 665-2215.

Sincerely,
CROW BUTTE RESOURCES, INC.

Michael Griffin
Manager of Environmental and Regulatory Affairs

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