UNITED NUCLEAR CORPORATION



P.O. Box 3077 Gallup, New Mexico 87305-3077 Telephone: (505) 722-6651 Fax: (505) 722-6654

CERTIFIED – RETURN RECEIPT REQUESTED

March 1, 2004

Mr. Gary Jonosko, Branch Chief US Nuclear Regulatory Commission Division of Fuel Safety and Safeguards Fuel Cycle Licensing Branch Office of Nuclear Material Safety & Safeguards 11545 Rockville Pike, Mail Stop: T-8A33 Rockville, Maryland 20852-2738

Re: License No. SUA-1475, Condition No. 31 _ Docket: 40-8907

Dear Mr. Jonosko:

In compliance with our NRC Radioactive Material License No. SUA – 1475, Condition No. 31, the attached Annual Land Use Report is presented.

Sincerely Larry Bush

Manager

LB:drb

Enclosure

Cc: NRC, Region IV, Alington, TX Steve Hill, GE Roy Blickwedel, GE Bill Von Till, NRC

MMSSDI

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ANNUAL LAND USE SURVEY REPORT UNITED NUCLEAR CORPORATION LICENSE SUA-1475 CONDITION NO. 31

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March 1, 2004

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SURVEY OF LAND OWNERSHIP AND USE WITHIN TWO MILE OF MINE SITE

UNITED NUCLEAR CORPORATION License No. SUA – 1475 Condition No. 31

1.0 Introduction

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This report has been prepared pursuant to License Condition 31 of United Nuclear Corporation's License No. SUA – 1475. The information submitted in this report was acquired from the master title plat published by the Bureau of Land Management. The surface ownership records are maintained by United Nuclear Corporation. The map is a copy of the USGS Quadrangle of Hardground Flats, Oak Springs, and Churchrock; the photo revised in 1987. The land use survey was performed by United Nuclear Corporation's Radiation Safety Officer.

2.0 Ownership and Use

Reference the enclosed map for location in regards to Mill Site.

| Area: | Owner: | Usage: |
|------------|--------------------|--|
| Section 1 | Navajo Tribe | Grazing |
| Section 2* | United Nuclear | Mill & Tailings site plus one employee homesite |
| Section 3 | Navajo Tribe | Grazing |
| Section 4 | Indian Allotted | Grazing |
| Section 6 | Indian Allotted | Grazing |
| Section 9 | Navajo Tribe | Grazing |
| Section 10 | Indian Allotted | Grazing, plus ten homesites |
| Section 11 | Navajo Tribe | Grazing |
| Section 12 | BLM, A, Etah, Etal | Grazing |
| Section 13 | Navajo Tribe | Grazing |
| Section 14 | Indian Allotted | Grazing |
| Section 15 | Navajo Tribe | Grazing |

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*Additional note for Sec. 2:

The mill has been decommissioned and has been cleaned to meet releasable standards for unrestricted use. The tailings area has been reclaimed and interim cover placement was completed in 1991. Final cover including drainage was completed on one-third of the tailings area in 1993, and the second one-third was completed in 1994. Final cover of the last one-third of the tailings area was completed in 1995. Construction of drainage swales and channels to carry surface water away from tailings site was completed in 1996. Radon flux testing over the tailings pile final radon barrier (with the exception of two used evaporation ponds for ground water remediation) was performed in September 25, 1996. And the subsequent test result was reported in the "Report on Radon Emanation Testing of Final Radon Cover Over UNC's Church Rock Tailings Site," Docket No. 40-80907 submitted on January 3, 1997.

| Area: Section 33 | Owner: Navajo Tribe | Usage: Grazing |
|---|-------------------------------|---|
| Section 34 | BLM | Grazing |
| Section 35 | Navajo Tribe | Grazing, United Nuclear Corporation Reclaimed Northeast Church Rock Mine Sites are located on this section. |
| Section 36 | United Nuclear | Unauthorized grazing. Quivira Mining's decommisioned administration Offices are located on this section. |
| Map Northern Portion of 2-mile radius | Navajo Reservation | Grazing, plus 23 homesites. Quivira's reclaimed Churchrock Mine is located on this area. |
| Section 31 | Indian Allotted | Grazing |

Current ongoing activity include sampling monitoring wells on UNC's Sec. 2, and 36, Sec. 1 (Navajo Tribe), and Sec. 10 (Indian Allotted), on a quarterly basis in accordance with Condition No. 30 of our License No. SUA – 1475.

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3.0 Wells, Use, and Location

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| Well: United Nuclear | Use: Domestic | Location: Section 2-Mill Site | Formation: Westwater |
|-------------------------|------------------------|---|-----------------------------|
| Circle Wash | Domestic/Livestock | Section 14 | Alluvium |
| Abandoned | No Known Use | Section 11 | Alluvium |
| J.E. Soper # 1 | No Known Use | Section 1 | Two Wells- Member Mancos |
| BLM-2 | Monitor | Section 12 | Alluvium |
| 14T-586 | Domestic/ Livestock | N.I.R. N Part of Map | Lower Gallup |

4.0 Significant change or event which took place since the 2003 Land Use Report

- 1. Residential homesites had increased from nine to ten on Section 10 (Indian Allotted) and from 21 to 23 on the northwest portion of the 2 mile radius (Navajo Reservation).
- 2. After interviewing local residents the Circle Wash well located on Sec. 14 (Indian Allotted) is still used for livestock and domestic.
- 3. On 3/27/03; relocated and reposted the radioactive material caution/ warning signs from the reclaimed tailings perimeter fenceline (overall total of thirty; one meter unshielded gamma ray exposure rate reading averaged 17.53 ur/hr. near or where the rad signs were formerly posted) to the tailings interior perimeter evaporation pond and material storage area (overall total of eighteen; one meter unshielded gamma ray exposure rate Reading averaged 32.17 ur/hr. where the rad signs are now posted). Tailings perimeter fenceline area is still restricted with locked gates and no trespassing signs posted.

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4. From 6/09/03 to 7/31/03, four Zone 3 area test wells were drilled and installed on UNC's Sec. 36, T.17N., R.16W., NMPM. Well description and purpose is listed below:

- Test boring well and later plugged (CHHF-1).
- Test boring and observation well (CHHF-2)
- Pilot test and fracture well (HF-3).
- Test boring and observation well (MWHF-3).

The above task was performed as part of UNC's exploratory studies to evaluate methods to enhance the extraction potential within the impacted area of this hydrostratigraphic unit and to prevent the seepage from migrating off site (MACTEC, December 2003).

- 5. On 8/18/03; two contracted fenceline workers commenced the task of replacing the tailings perimeter old existing barb wire fenceline with new 47" field fence, 7' steel t-post and barb wire. Replacement started approximately 450' westerly from SW Section 36 Corner to the NE Section Corner; to the NE Section 2 Corner, and ended approximately 450' westerly from the SE Section 2 Corner. This project also included retightening and restrengthening the entire south perimeter fenceline and other task as needed. The project was under taken to further enhance the prevention of livestock entry into the reclaimed tailings area, and all fenceline replacement and repairal work as well as other needed task was completed on 12/19/03.
- 6. A minor flood event had occurred on 7/31/03 and a major event had occurred on 9/09/03 which damaged and downed the newly installed fenceline (Also see item # 5) in the northern portion of tailings perimeter. However, replacement and repairal work was done as soon as possible.
- 7. Other past event, as part of the PB Well Project (on UNC's Section 36) include the drilling/installment and plugging of the well MWHC-1 on 6/26/02. This well was geophysically logged and core sample studied.



