

April 4, 2005

Orval and Antonia Baird
P.O. Box 87
Tendoy, ID 83468

SUBJECT: CONFIRMATION OF UNAVAILABILITY OF RESOURCES TO CONDUCT
REMEDATION ACTIVITIES AND FUTURE PLANS FOR THE SALMON RIVER
URANIUM DEVELOPMENT MILL SITE (SECOND REQUEST FOR
INFORMATION)

Dear Mr. and Mrs. Baird:

On November 26, 2004, the U.S. Nuclear Regulatory Commission (NRC) sent you a letter requesting information in order to complete our assessment and to determine the future steps to address remediation at the former Salmon River Uranium Development, Inc. (SRUD) mill site located near North Fork, Idaho. In the November 26, 2004, letter, we requested that you provide the information within 30 days from the date you received the letter. The NRC Project Manager, Rafael L. Rodriguez, has not received any written or oral response from you regarding our request. Mr. Rodriguez has tried to reach you several times at the phone number that you provided to us earlier, but has been unsuccessful in these efforts. As the current owner of the former SRUD site, which is subject to NRC jurisdiction, it is necessary that you respond to our request for information.

Please provide the following information within 30 days from the date you receive this second letter:

- a) Your future plans for the property;
- b) Confirmation about whether your current financial situation has changed since 2003, i.e., your July 7, 2003, letter to Mr. Bob Evans stated that you did not have the resources to remediate the property; and
- c) Confirmation of the number of jugs containing liquid thorium product that was produced at the SRUD site and the location of these containers.

As the current owner of the SRUD site, you have the primary responsibility to remediate the site and to ensure that the property meets the radiological criteria requirements in 10 CFR Part 20, Subpart E of NRC regulations. Please be aware that this is our final attempt to resolve this matter informally. If we do not receive any communication from you within the specified timeframe, the NRC will pursue a more formal approach. This could include the issuance of an Order placing the site under an NRC license. As an NRC licensee, non-adherence to NRC regulations could subject you to civil and criminal sanctions.

As a reminder, you must refrain from beginning decommissioning or disposing of radioactive waste without prior NRC notification and approval. If you have any question regarding this letter, please contact Rafael L. Rodriguez, Project Manager, at (301) 415-0193, or Robert Evans, NRC Inspector, at (817) 860-8234.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response (if any) will be made available electronically for public inspection in the NRC's Public Document Room (PDR) or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC's public website at the following address: <http://www.nrc.gov/reading-rm/adams.html>. Although we are not requesting specific personal information, if you believe that some of the information you will send us should not be placed in the PDR because it contains personal privacy information, please identify in your response the information that you wish to be withheld from public disclosure. To ensure that the reader understands your request, please mark the top of the first page of each document and the top of each page containing such information with a statement substantially similar to this: "Withhold from public disclosure under 10 CFR 2.390." This will indicate the page contains information you seek to have withheld. Such information could include but it is not limited to, for example, your home address, your social security number, your home phone number, and your tax returns, should you choose to submit such information.

Sincerely,

/RA/

Daniel M. Gillen, Deputy Director
Decommissioning Directorate
Division of Waste Management
and Environmental Protection
Office of Nuclear Material Safety
and Safeguards

Docket No.: 040-03400

License Nos.: R-0230 (expired), P-4001 (expired)

cc: See Distribution

April 4, 2005

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response (if any) will be made available electronically for public inspection in the NRC's Public Document Room (PDR) or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC's public website at the following address: <http://www.nrc.gov/reading-rm/adams.html>. Although we are not requesting specific personal information, if you believe that some of the information you will send us should not be placed in the PDR because it contains personal privacy information, please identify in your response the information that you wish to be withheld from public disclosure. To ensure that the reader understands your request, please mark the top of the first page of each document and the top of each page containing such information with a statement substantially similar to this: "Withhold from public disclosure under 10 CFR 2.390." This will indicate the page contains information you seek to have withheld. Such information could include but it is not limited to, for example, your home address, your social security number, your home phone number, and your tax returns, should you choose to submit such information.

Sincerely,

/RA/

Daniel M. Gillen, Deputy Director
Decommissioning Directorate
Division of Waste Management
and Environmental Protection
Office of Nuclear Material Safety
and Safeguards

Docket No.: 040-03400

License Nos.: R-0230 (expired), P-4001 (expired)

cc: See Distribution

DISTRIBUTION:DCD r/f
REvansBSpitzberg
MSchwartzWMaier
DGillenRRodriguez
BSmith (OGC)

APersinko

ML050550073

*See previous concurrence

OFC	DWMEP		R-IV		DWMEP		OGC		OE	
NAME	RRodriguez*		REvans*		TMixon*		STreby*		MSchwartz*	
DATE	03/02/05		03/07/05		03/08/05		03/21/05		03/24/05	
OFC	DWMEP		DWMEP							
NAME	APersinko*		DGillen							
DATE	03/28/05		04/04/05							

OFFICIAL RECORD COPY

Distribution List

cc:

Mr. Ray Henderson
Minerals Program Manager
USDA Forest Service
50 Highway 93 South
Salmon, ID 83467

Mr. Douglas W. Walker
Sr. Health Physicist
INL Oversight and Radiation Control
Department of Environmental Quality
900 North Skyline Drive, Suite C
Idaho Falls, ID 83402

Mr. David Frederick
Remediation Scientist
Waste Program
Department of Environmental Quality
900 North Skyline Drive, Suite B
Idaho Falls, ID 83402