



STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Matt Blunt, Governor • Doyle Childers, Director

www.dnr.mo.gov

July 14, 2005

Mr. Henry A. Sepp
Director of Decommissioning
Westinghouse Electric Company LLC
3300 State Road P
Festus, MO 63028

RE: *Non-Time Critical Action Memorandum, Hematite Former Fuel Cycle Facility, Duel's Mountain, May 2005*

Dear Mr. Sepp:

The Missouri Department of Natural Resources received the referenced document via FedEx on June 10, 2005. Duel's Mountain has previously been identified as an Area of Concern in the Remedial Investigation/Feasibility Study Work Plan prepared for the Hematite Radioactive Site and the department considers this contaminated pile of soil and debris subject to the requirements of the Comprehensive Environmental Response, Compensation, and Liability Act. I have completed review of the Action Memorandum from that perspective.

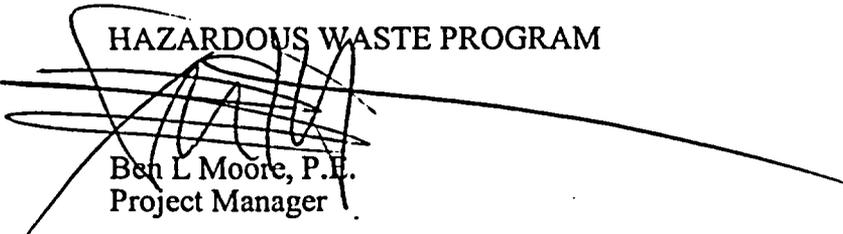
Based on this review and review of other documents pertinent to the proposed Duel's Mountain removal action, I conclude that the Action Memorandum is consistent with safe and effective disposition of the contaminated soil and debris currently stockpiled at the Hematite facility. I also conclude that the Action Memorandum is consistent with Alternative 4 identified in the August 2004 Engineering Evaluation/Cost Analysis prepared for this activity.

In consideration of my completed review, the observations and conditions noted in my July 9, 2004, letter to Karen Craig and the position indicated in my January 18, 2005, letter to you, the Missouri Department of Natural Resources concurs with the Action Memorandum.

If you have any questions please contact me at (314) 877-3252 or by mail to 917 N. Highway 67, Suite 104, Florissant, Missouri 63031.

Sincerely,

HAZARDOUS WASTE PROGRAM



Ben L. Moore, P.E.
Project Manager

BM:dd

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c: Mr. Dennis Deihl, Jefferson County Health Department
Mr. Pat Lamping, Jefferson County Commission
Mr. Mark Mertens, Jefferson County Commission
Ms. Amy Snyder, U.S. Nuclear Regulatory Commission