

March 24, 2006

Mr. Rob Boner
Boner Bros. Partnership
P.O. Box 872
Douglas, WY 82633

SUBJECT: EXXONMOBIL HIGHLAND RECLAMATION PROJECT

Dear Mr. Boner:

I am responding to your letter dated March 14, 2006, concerning ExxonMobil Refining and Supply Company's (ExxonMobil's) Highland Reclamation Project, U.S. Nuclear Regulatory Commission (NRC) license SUA-1139, docket number 40-8102. In your letter you stated that you were opposed to the termination of ExxonMobil's license, or any action to lessen ExxonMobil's reclamation requirements, at this time. ExxonMobil has not requested termination of its license or changes in its reclamation requirements. The NRC staff met with ExxonMobil on March 15, 2006 to discuss actions that must be completed before ExxonMobil can request license termination. A summary of that meeting is enclosed for your information.

Additionally, you requested that the bonding requirements of the license be reviewed to determine if coverage is sufficient to provide for costs associated with assessment and restoration of a potential ground water contamination plume. However, at this time it is premature to consider revising ExxonMobil's financial assurance for the site. As discussed in the enclosed meeting summary, ExxonMobil is proposing to install wells on your property to determine if contamination has migrated there. If offsite contamination is found, ExxonMobil will then have to propose a remediation that NRC will have to review. After a remediation plan is approved, ExxonMobil will have to show that its financial surety is sufficient to cover the additional cost of that plan.

I trust this letter is responsive to your concerns. If you have any questions, please contact me at (301) 415-6629 or by e-mail at mhf1@nrc.gov.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Myron H. Fliegel, Project Manager
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No. 40-8102
License No. SUA-1139

Enclosure: Summary of March 15, 2006 meeting

cc: D. Burnham, ExxonMobil
R. Chancellor, DEQ, WY
M. Moxley, DEQ, WY
J. Wagner, DEQ, WY

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Sincerely,

/RA/

Myron H. Fliegel, Project Manager
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No. 40-8102
License No. SUA-1139

Enclosure: Summary of March 15, 2006 meeting

cc: D. Burnham, ExxonMobil
R. Chancellor, DEQ, WY
M. Moxley, DEQ, WY
J. Wagner, DEQ, WY

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