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Rec'd 8/2/86

# ENVIRONMENTAL DEFENSE FUND

July 29, 1986

1405 Arapahoe Avenue  
Boulder, CO 80302  
(303) 440-4901

Mr. Peter Garcia  
NRC Uranium Recovery Field Office  
Region IV  
730 Simms St.  
Denver, CO 80401

Re: UNC groundwater discharge permit DP-146  
(State of New Mexico)

Dear Mr. Garcia,

This is to document my understanding resulting from our telephone conversation of July 28, 1986 regarding the proposed United Nuclear Corporation (UNC) evaporation ponds permitted by the State of New Mexico permit DP-146. Your points, as I understood them, were as follows:

1. Certain jurisdictional issues relating to NRC enforcement of EPA Standards remain subject to negotiation between NRC and EPA.
2. Pending final resolution of these issues, your office is assuming that applicable EPA Standards will be enforced by NRC. In UNC's case, this means that NRC will not approve the construction of their proposed ponds unless they comply with EPA's Standards.
3. UNC must apply for Source Material License amendment which NRC must then approve subject to (2) above, before construction of these ponds can begin. UNC has not yet filed an amendment application for these ponds.

National Headquarters

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New York, NY 10016  
(212) 686-4191

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Washington, DC 20036  
(202) 387-3500

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Berkeley, CA 9470  
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Richmond, VA 23219  
(804) 780-1297

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If my understanding is incorrect on any of these points, please advise in writing at the address above.

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Sincerely,

*R. N. Mason*  
R. N. Mason

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cc: M. Kassen  
C. Shuey

"ATTACHMENT A"