



Department of Energy
Office of Legacy Management

JAN 06 2009

Ms. Ron Linton
U.S. Nuclear Regulatory Commission
Division of Waste Management and Environmental Protection
Mail Stop: T8 F5
Washington, D.C. 20555-0001

Subject: Receipt of Comments for the Durango, Colorado, Site

Dear Mr. Linton:

The U.S. Department of Energy, Office of Legacy Management (DOE-LM), has received the Technical Evaluation Report for the Durango, Colorado, Site Observational Work Plan (SOWP) and the Preliminary Final Ground Water Compliance Action Plan (PFGCAP).

The DOE concurs with the monitoring requirements for both the Mill Tailings Area and the Raffinate Ponds Area and will incorporate these requirements in the Final GCAP. Additionally, the DOE will begin to include a summary of ground water monitoring data for the Raffinate Ponds Area in Annual Site Verification Monitoring Reports.

The environmental covenant planned for the Raffinate Ponds Area is a real estate instrument that is procured through the State of Colorado. Over the next several weeks the DOE intends to contact the State of Colorado to determine the requirements that are necessary to continue pursuing a signed environmental covenant for the Raffinate Ponds Area. To this end, DOE will provide whatever support is necessary to the State and will keep the NRC informed of the outcome of this effort.

Please contact me at (970) 248-6034 if you have any questions.

Sincerely,

Joseph P. Desormeau
Site Manager

cc:

W. Naugle, CDPHE
C. Bährke, Stoller (e)
C. Carpenter, Stoller (e)
D. Miller, Stoller (e)
File: DUP 402.02 (Roberts)

2597 B 3/4 Road, Grand Junction, CO 81503	<input type="checkbox"/>	3600 Collins Ferry Road, Morgantown, WV 26505
1000 Independence Ave., S.W., Washington, DC 20585	<input type="checkbox"/>	11025 Dover St., Suite 1000, Westminster, CO 80021
10995 Hamilton-Cleves Highway, Harrison, OH 45030	<input type="checkbox"/>	955 Mound Road, Miamisburg, OH 45342
232 Energy Way, N. Las Vegas, NV 89030	<input type="checkbox"/>	

REPLY TO: Grand Junction Office