



March 11, 2009

Mr. Charles L. Miller, Director
Office of Federal and State Minerals and
Environmental Management Programs
U.S. Nuclear Regulatory Commission
Two White Flint North, Mailstop T8F5
11545 Rockville Pike
Rockville, MD 20852

RE: Nichols Ranch ISR Project Source Material License Application Affidavit to
Withhold Cultural and Paleontological Information from Public Disclosure

Dear Mr. Miller,

Uranerz Energy Corporation (Uranerz) is requesting by this affidavit that the cultural information submitted with the Nichols Ranch ISR Project Source Material License Application responses to the NRC Request for Additional Information under the cover dated March 11, 2009 be considered confidential information under 10 CFR 2.390 and withheld from public disclosure. The specific information is contained in Exhibit 2-1, Addendum 2B-2 to the Technical Report and Exhibit 3-1, and Addendum 3C of the Environmental Report. Accompanying this request is information required by 10 CFR 2.390 (b)(1)(i) and (ii). This affidavit has been notarized by a certified Notary of the Public.

Each page of the applicable cultural and paleontological resource information contained in the appropriate addendums has been marked as follows:

Confidential Information Submitted under 10 CFR 2.390

The cover pages for each of the addendums and exhibits have been marked with a more detailed statement as follows:

Confidential Information Submitted under 10 CFR 2.390

Disclosure is Limited Under the National Historic Preservation Act, Section 304 (16 U.S.C. 470w-3(a)).

Information required by this affidavit in accordance with 10 CFR 2.390 (b)(1)(ii) is listed on the next page.

A. DOCUMENT OR PART SOUGHT TO BE WITHHELD:

Class III Cultural Resource Inventory of the Uranerz Energy Corporation's 80-Acre Parcel In The Hank Unit, October 2008, Technical Report Addendum 2B-2 and Environmental Report Addendum 3C, all applicably marked pages.

Hank and Nichols Ranch Units Previously Recorded Cultural Resource Sites, Technical Report Exhibit 2-1 (Revised December 2008), and Environmental Report Exhibit 3-1 (Revised December 2008).

B. NAME AND OFFICIAL POSITION OF THE PERSON MAKING THE AFFIDAVIT:

Michael P. Thomas – Environmental, Safety, and Health Manager

C. BASIS FOR PROPOSING THE INFORMATION WITHHELD:

In accordance with the National Historic Preservation Act Section 304 (16 U.S.C. 470w-3(a)) information on the nature or location of archeological and historical sites shall not be made available to the public. Accordingly, disclosure is specifically exempted by statute as specified in 10 CFR §2.390(a)(3).

D. STATEMENT OF HARM THAT WOULD RESULT IF THE INFORMATION SOUGHT TO BE WITHHELD IS DISCLOSED TO THE PUBLIC:

Federal agency policies hold that public disclosures of information on the nature or location of archaeological and historical sites will increase the likelihood of trespassing, vandalism and theft, and will contribute to illegal traffic in antiquities.

E. LOCATION IN THE DOCUMENT OF ALL INFORMATION SOUGHT TO BE WITHHELD:

The cultural resource information sought to be withheld is located in Exhibit 2-1 and Addendum 2B-2 of the Nichols Ranch ISR Project Source Material License Application Technical Report and in Exhibit 3-1 and Addendum 3C of the Nichols Ranch ISR Project Source Material License Application Environmental Report responses to the NRC request for additional information submitted under the cover dated March 11, 2009.

Uranerz appreciates your attention to this request. If you or your staff has any questions regarding this affidavit, please contact me at our Casper, Wyoming office at 307-265-8900.

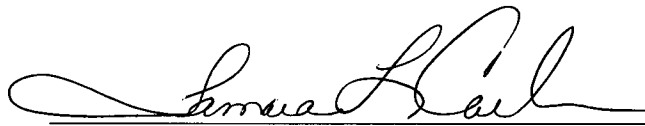
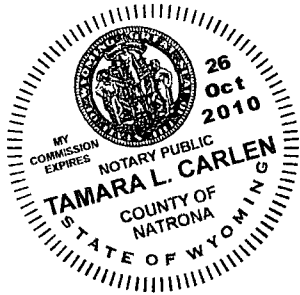
Sincerely,



Michael P. Thomas
Uranerz Energy Corporation
Environmental, Safety, and Health Manager

STATE OF Wyoming)
) ss.
COUNTY OF Natrona)

On March 11, 2009, personally appeared before me, a Notary Public, Michael P. Thomas personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of the herein named corporation.



Notary Public