

January 20, 2010

Mr. Lawrence J. Corte, President  
Western Nuclear, Inc.  
2801 Youngfield, Suite 340  
Golden, CO 80401

SUBJECT: REVIEW OF THE SURFACE WATER AND GROUNDWATER MONITORING  
REPORT FOR THE WESTERN NUCLEAR, INC., SPLIT ROCK MILL

Dear Mr. Corte:

By letter to the U.S. Nuclear Regulatory Commission (NRC) dated December 3, 2009, Western Nuclear, Inc., (WNI) submitted its Surface Water and Groundwater Monitoring Report for the second half of 2009. NRC staff has reviewed your December 3, 2009, report, and noted that the natural uranium values at wells SWAB-12R and SWAB-31 are above the current standard in the license for the point of exposure (POE). Since these two monitoring wells are located close to the POE, WNI has previously submitted a license amendment request to address this issue. There are no additional comments on this monitoring report at this time.

In accordance with 10 CFR 2.390 of the "NRC 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 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,

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Richard Chang, Project Manager  
Special Projects Branch  
Decommissioning and Uranium Recovery  
Licensing Directorate  
Division of Waste Management  
and Environmental Protection  
Office of Federal and State Materials  
and Environmental Management Programs

Docket No.: 40-01162  
License No.: SUA-56

cc: M. Thiesse, WDEQ  
J. Wagner, WDEQ  
T. Pauling, DOE

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