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June 1, 2010

VIA CERTIFIED MAIL AND
E-MAIL (FOIA.resource@nrc.gov)

NRC Freedom of Information Act and Privacy
Act Officer
U.S. Nuclear Regulatory Commission
Mail Stop T-5 F09
Washington, DC 20555-0001

Re: Freedom of Information Act Request

Dear NRC FOIA/PA Officer:

This request is submitted pursuant to the Freedom of Information Act, found at 5 U.S.C. § 552. In accordance with the procedures outlined at 43 C.F.R. §§ 2.8; 2.10, we hereby request true and correct copies of all documents within the possession or control of the Nuclear Regulatory Commission that contain any information related to the Northeast Church Rock uranium mining properties that were at one time operated by Kerr McGee Corporation and/or Kerr-McGee Nuclear Corporation (also sometimes referred to as Quivira Mining Company), a subsidiary of Kerr-McGee Corporation (collectively "Kerr-McGee").

This request relates to the former uranium mining sites known as Church Rock I, Church Rock I East, Church Rock II, and Church Rock III, located in McKinley County, New Mexico. Kerr-McGee Corporation leased these sites from the Navajo Nation from approximately 1966 to 1987 (collectively the "Church Rock Mines"). We request the following categories of documents:

- Any and all documents, including but not limited to correspondence, concerning or relating to the Church Rock Mines;
- Any and all documents, including but not limited to correspondence, concerning or relating to lease agreement nos. 14-20-0603-9987, 14-20-0603-9988, and 14-20-0603-9992 entered into by Kerr-McGee and the Navajo Nation;
- Any and all correspondence between Kerr-McGee (as defined above to include Kerr-McGee Nuclear Corporation and Quivira Mining Company) and the Nuclear Regulatory Commission concerning the Church Rock Mines;

FOI/PA REQUEST

Case No.: 2010-0247
Date Rec'd: 6-1-10
Specialist: Christian
Related Case: _____

June 1, 2010
NRC FOIA/PA Officer
Page 2

- Any correspondence between the Nuclear Regulatory Commission and any other federal, state, or local agency, including but not limited to any Region of the U.S. Environmental Protection Agency (“EPA”) or the Navajo Nation concerning the Church Rock Mines;
- Any and all documents concerning any uranium exploration, uranium production, soil studies, groundwater studies, environmental impact studies relating to the Church Rock Mine;
- Any and all documents related to the operations (both active and inactive activities) at the Church Rock mines, including information produced pursuant to the Uranium Mill Tailings Radiation Control Act of 1978; and
- Any and all documents related to submittals and permits referencing the Church Rock mines.

We are a private corporation seeking this information for company business use. We are willing to pay for costs actually incurred in providing the requested records. I ask only that you contact me prior to exceeding \$250.00 in responding to this request. Depending upon the quantity of documents, you may send me copies via U.S. mail or provide them to me electronically on a CD-ROM (or any other electronic means).

Should you have any questions or concerns, you may reach me at (602) 650-2310 or via email at amerrill@polsinelli.com to discuss my request.

Sincerely,


Anthony W. Merrill

FOIA Resource

From: Kelley Irish [KIrish@Polsinelli.com]
Sent: Tuesday, June 01, 2010 2:33 PM
To: FOIA Resource
Cc: Anthony Merrill
Subject: FOIA Request regarding Northeast Church Rock Uranium Mining
Attachments: US Nuclear Regulatory Commission LTR 060110.pdf\$.pdf

To Whom It May Concern,

Attached please find a letter from attorney Anthony W. Merrill dated June 1, 2010. Should you have any problems opening the attachment, please contact me at your convenience.

Very truly yours,

Kelley Irish
Legal Administrative Assistant to Anthony W. Merrill
D: (602) 650-2326



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