May 13, 2011

Henry Kostzuta, Chairman
Apache Tribe of Oklahoma
P.O. Box 1220
Anadarko, Oklahoma 73005

SUBJECT: NOTICE OF AVAILABILITY OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT FOR THE COMBINED LICENSE FOR COMANCHE PEAK NUCLEAR POWER PLANT, UNITS 3 AND 4

Dear Chairman Kostzuta:

The U.S. Nuclear Regulatory Commission (NRC) staff and the U.S. Army Corps of Engineers (Fort Worth District), participating as a cooperating agency, have completed the final environmental impact statement (FEIS) for the combined licenses (COLs) for the Comanche Peak Nuclear Power Plant (CPNPP), Units 3 and 4. A copy of the FEIS, NUREG-1943, "Environmental Impact Statement for Combined Licenses (COLs) for Comanche Peak Nuclear Power Plant Units 3 and 4: Final Report," is included with this letter.

In a letter dated August 10, 2010, the NRC staff informed the Apache Tribe of Oklahoma that it had completed the draft environmental impact statement (DEIS) (NUREG-1943), as part of its review of the application submitted by Luminant Generation Company, LLC for two COLs to construct and operate two new nuclear units at its CPNPP site near Glen Rose, Texas. Additionally, a Notice of Availability of the DEIS was published in the *Federal Register* (FR) on August 12, 2010 (75 FR 48998). Pursuant to Title 10 of the *Code of Federal Regulations* (CFR) Parts 51.28 and 36 CFR 800.2(c), a copy of the DEIS was enclosed to ensure that Indian Tribes that might have an interest in any potential historic properties in the areas of potential effect are afforded the opportunity to identify their concerns, provide advice on the identification and evaluation of historic properties including those of traditional, religious, and cultural importance; and if necessary, participate in the resolution of any adverse effects to such properties. Pursuant to CFR 800.8(c), the NRC staff requested comments on the DEIS. The comment period for the DEIS ended on October 27, 2010. Comments that were provided on the DEIS are addressed in Appendix E of the FEIS.

A notice of availability for the FEIS is anticipated to be published by the NRC on May 20, 2011, in the *Federal Register*. The FEIS will be available for public inspection at the NRC Public Document Room located at One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852 and in the NRC Agency-wide Documents Access and Management System (ADAMS) through the Public Electronic Reading Room, accessible from the NRC web site at http://www.nrc.gov/reading-rm/adams.html. The FEIS will be published in two volumes under accession numbers ML11131A001 and ML11131A002. The FEIS can also be accessed online at http://www.nrc.gov/reactors/new-reactors/col/comanche-peak.html.

If you have any questions or require additional information, please contact NRC Environmental Project Manager, Mr. Michael Willingham, at 301-415-3924 or via e-mail to Michael.Willingham@nrc.gov.

Sincerely,

/RA/

Brent Clayton, Acting Chief
Environmental Projects Branch 1
Division of Site and Environmental Reviews
Office of New Reactors

Docket Nos: 52-034 and 52-035

Enclosure:
As stated

cc w/o enclosure: See next page

If you have any questions or require additional information, please contact NRC Environmental Project Manager, Mr. Michael Willingham, at 301-415-3924 or via e-mail to Michael.Willingham@nrc.gov.

Sincerely,

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