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ENVIRONMENTAL LAW CENTER

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August 21, 1997

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Mr. Joseph J. Holonich, Chief
High-Level Waste and Uranium Recovery Projects Branch,
Division of Waste Management
Office of Nuclear Material, Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Re: Request for Issuance of a Supplemental Environmental Impact Statement in the
Matter of the Application of Hydro Resources Inc., Docket No. 40-8968-ML

Dear Mr. Holonich:

It has come to our attention that the letter we mailed to you yesterday regarding the
above matter bore the date "December 6, 1996." See attached copy. The correct date of
that letter is August 20, 1997, as indicated by the certificate of service which accompanied
the letter. We regret this error.

Sincerely,

Susan G. Jordan
Douglas Meiklejohn

cc: see attached service list

1405 Luisa St., Suite 5, Santa Fe, N.M. 87505
(505) 989-9022 FAX (505) 989-3769

SECY-043

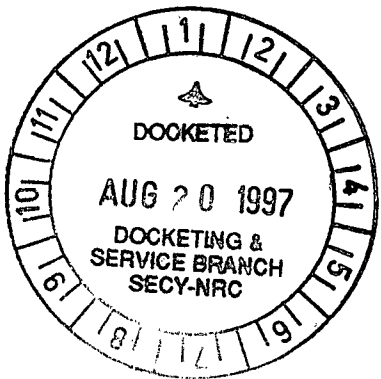
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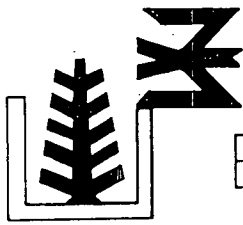
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NEW MEXICO
ENVIRONMENTAL LAW CENTER

December 6, 1996

Mr. Joseph J. Holonich, Chief
High-Level Waste and Uranium Recovery Projects Branch,
Division of Waste Management
Office of Nuclear Material, Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Re: Request for Issuance of a Supplemental Environmental Impact Statement in the
Matter of the Application of Hydro Resources Inc., Docket No. 40-8968-ML

Dear Mr. Holonich:

On behalf of Eastern Navajo Diné Against Uranium Mining ("ENDAUM") and the Southwest Research and Information Center ("SRIC"), the New Mexico Environmental Law Center ("NMELC") submits this letter to request the Nuclear Regulatory Commission ("NRC") to publish and circulate for public review and comment a Supplemental Environmental Impact Statement ("SEIS") for the Hydro Resources, Inc. ("HRI") application for a source and byproduct materials license to construct and operate the Crownpoint Uranium Solution Mining Project ("Project") (NRC Docket No. 40-8968).

SRIC and members of ENDAUM provided comments on the Draft Environmental Impact Statement to Construct and Operate the Crownpoint Solution Mining Project, Crownpoint, New Mexico (October 1994), NUREG 1508 ("DEIS"). NMELC, on behalf of SRIC and ENDAUM, requested by letter of December 6, 1996, that the NRC issue a Supplemental DEIS, and the NRC Staff denied that request by letter of December 24, 1996. Both groups have petitioned the Atomic Safety and Licensing Board Panel ("ASLBP") for an evidentiary hearing on the Project (ASLBP No. 950706-1-ML), and NMELC represents them in that proceeding.

SRIC and ENDAUM request an SEIS pursuant to 10 C.F.R. § 51.92 to address substantial changes in the proposed action that are relevant to environmental concerns and significant new information bearing on the proposed action and its impacts not considered in the Final Environmental Impact Statement to Construct and Operate the Crownpoint Solution Mining Project, Crownpoint, New Mexico (February 1997), NUREG 1508 ("FEIS"). SRIC and ENDAUM also request that the SEIS address the significant deficiencies in the FEIS, in "further[ance of] the purposes of NEPA." 10 C.F.R. § 51.92(b). These changes, new

information, and deficiencies are described in Petitioners ENDAUM and SRIC's Second Amended Request for Hearing, Petition to Intervene, and Statement of Concerns (hereinafter "Second Amended Request"), ¶ 12.n (pages 180-183) and other portions of the Second Amended Request incorporated by reference therein. Copies of the Second Amended Request and supporting Exhibits (Volumes I, II, and III) are enclosed, and are incorporated herein by reference as the basis for this request.

We look forward to your prompt response.

Sincerely,



Susan G. Jordan
Douglas Meiklejohn

Enclosures:

PETITIONERS ENDAUM AND SRIC'S SECOND AMENDED REQUEST
FOR HEARING, PETITION TO INTERVENE, AND STATEMENT OF
CONCERNS

EXHIBITS TO PETITIONERS ENDAUM AND SRIC'S SECOND
AMENDED REQUEST FOR HEARING, PETITION TO INTERVENE,
AND STATEMENT OF CONCERNS, VOLUME I

EXHIBITS TO PETITIONERS ENDAUM AND SRIC'S SECOND
AMENDED REQUEST FOR HEARING, PETITION TO INTERVENE,
AND STATEMENT OF CONCERNS, VOLUME II

EXHIBITS TO PETITIONERS ENDAUM AND SRIC'S SECOND
AMENDED REQUEST FOR HEARING, PETITION TO INTERVENE,
AND STATEMENT OF CONCERNS, VOLUME III

cc (w/out enclosures): see attached service list

RELATED CORRESPONDENCE

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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ATOMIC SAFETY AND LICENSING BOARD PANEL OFFICE OF SECRETARY
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BRANCH

Before Chief Administrative Judge
B. Paul Cotter, Jr., Presiding Officer

Administrative Judge
Thomas D. Murphy, Special Assistant

| | |
|-------------------------|------------------------|
| _____) | |
| In the Matter of) | |
| HYDRO RESOURCES, INC.) | Docket No. 40-8968-ML |
| 12750 Merit Drive) | |
| Suite 1210 LB12) | ASLBP No. 95-706-01-ML |
| Dallas, TX 75251) | |
| _____) | |

CERTIFICATE OF SERVICE

I hereby certify that:

On August 20, 1997, I caused to be served copies of the following document:

Letter from Susan G. Jordan, New Mexico Environmental Law Center, to Joseph J. Holonich, Chief, High-Level Waste and Uranium Recovery Projects Branch, Division of Waste Management, Office of Nuclear Material, Safety and Safeguards, U.S. Nuclear Regulatory Commission, dated December 6, 1996, regarding Request for Issuance of a Supplemental Environmental Impact Statement in the Matter of the Application of Hydro Resources Inc., Docket No. 40-8968-ML

On August 21, 1997, I caused to be served copies of the following document:

Letter from Susan G. Jordan, New Mexico Environmental Law Center, to Joseph J. Holonich, Chief, High-Level Waste and Uranium Recovery Projects Branch, Division of Waste Management, Office of Nuclear Material, Safety and Safeguards, U.S. Nuclear Regulatory Commission, dated August 21, 1997, regarding Request for Issuance of a Supplemental Environmental Impact Statement in the Matter of the Application of Hydro Resources Inc., Docket No. 40-8968-ML

Both documents were served upon the following persons by U.S. mail, first class, and in accordance with the requirements of 10 C.F.R. § 2.712. The envelopes were addressed as follows:

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attn: Rulemakings and Adjudications
Staff

Mervyn Tilden
Mary Lou Jones
Zuni Mountain Coalition
P.O. Box 39
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Office of Commission Appellate
Adjudication
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Washington, DC 20555

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Marilyn Sam
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Administrative Judge
B. Paul Cotter, Jr.
Presiding Officer
Atomic Safety and Licensing Board
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington D.C. 20555

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Administrative Judge
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Mervyn Tilden
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Lori Goodman
Diné CARE
Navajo Nation
10-A Town Plaza, S-138
Durango, CO 81301

Dated at Santa Fe, NM this
21st day of August 1997.


Allison Dellinger