



July 15, 2013

Kevin Hsueh, Chief  
Environmental Review Branch  
US Nuclear Regulatory Commission  
Washington, DC 20555-0001

Re: Request for Concurrence for a Finding of No Historic Properties Present for the Proposed  
Crow Butte Resources, Inc. In-Situ Uranium Recovery License Renewal Project, Dawes  
County, Nebraska.  
HP Case Number 1302-103-01

Dear Mr. Hsueh:

Under cover letter of June 20, 2013, you have asked for our concurrence regarding a report that was conducted to identify traditional cultural properties within the project area. You have confirmed that the area has been subject to an intensive Class III field inventory for archeology, history, and architectural resources. We cite a number of other surveys completed in this defined "Area of Potential Effect" (APE). Our previous comments and/or review of these surveys were made variously over a number of years. According to our records these include:

- 1982 - (Bozell and Pepperl).
- 1984 - (Tucker).
- 1985 - (Tucker).
- 1987 - (Bozell and Pepperl).
- 1998 - (Resource Technologies Group), H.P. #9702-003-01.
- 2006 - (Spath), H.P. #0603-040-01.
- 2007 - (Spath), H.P. #0302-033-01

The scope of the project has apparently not changed. In our opinion, the findings of the Environmental Assessment (1988) and a subsequent Environmental Assessment (1998) have addressed our comments under the standpoint of Section 106 of the National Historic Preservation Act, as amended and 36 CFR Part 800. Our previous reviews for archeology,

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history, and architectural resources remain unchanged, with the findings of “no effect” by the undertaking.

As you indicated, the report (undated and author not cited) has been done to address Tribal interests and you have initiated consultation with the Crow and Santee Sioux Nations. Consultation with Tribes is done on a government-to-government basis. To that end, we can make no representations whatsoever for, or on behalf of, or in regard to the participation of Tribes in this process and/or in regard to their identification of cultural resources.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Robert Puschendorf". The signature is fluid and cursive, with a large initial "L" and "P".

L. Robert Puschendorf  
Deputy State Historic Preservation Officer