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LOST CREEK ISR, LLC

March 8, 2017

ATTN: Document Control Desk
U.S. Nuclear Regulatory Commission
Washington D.C. 20555-0001

**Re: Request for Exemption from Standby Trust Agreement Requirement
Lost Creek ISR Project License SUA-1598: Docket 040-09068**

To Whom It May Concern,

NRC regulations found at 10 CFR § 40, Appendix A, Criterion 9 require a licensee to establish a Standby Trust Agreement ("STA") to receive and hold funds in the event of a default if the licensee does not use a trust as its financial assurance mechanism. Pursuant to 10 CFR § 40.14(a), Lost Creek ISR, LLC hereby requests an exemption from the requirement to establish an STA.

In place of the STA, Lost Creek proposes to rely on Wyoming law which requires a separate account be set up to receive forfeited decommissioning funds, but does not specifically require an STA. Section 35-11-424(a) of Wyoming's code requires that all forfeitures collected under the provision be deposited with the State Treasurer in a separate account for reclamation purposes. Under Wyoming Department of Environmental Quality assurance requirements, the agency holds permit bonds in a fiduciary fund called an agency fund. If a bond is forfeited, the forfeited funds are moved to a special revenue account which is set aside for exclusive use for reclamation (decommissioning).

Approval of this request will not remove the requirement for Lost Creek ISR, LLC to provide adequate financial assurance through an approved mechanism. If approved, the exemption will not endanger life or property or the common defense and security and is in the public interest.

To prevent the need for annual exemption requests and NRC review, Lost Creek ISR, LLC requests that the exemption sought here extend for the life of the Lost Creek license (SUA-1598) or until such time as applicable NRC regulations or Wyoming law are substantively changed in a manner that would contravene the exemption.

NMSSD 1

Request for Exemption to STA
March 8, 2017
Lost Creek ISR Project SUA-1598

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Cash", written over a horizontal line.

John W. Cash
Vice President

Cc: Deputy Director, Division of Decommissioning
Theresa Horne, Ur-Energy, Littleton
John Saxton, U.S. NRC, via email