

**From:** Theodore Isham  
**To:** [Davis, Jennifer](#)  
**Cc:** [Vokoun, Patricia](#)  
**Subject:** [External\_Sender] RE: Early Site Permit Application for the Clinch River Nuclear Site in Roane County, Tennessee  
**Date:** Saturday, January 20, 2018 10:45:07 AM

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This *Opinion* is being provided by Seminole Nation of Oklahoma's Cultural Advisor, pursuant to authority vested by the Seminole Nation of Oklahoma General Council. The Seminole Nation of Oklahoma is an independently Federally-Recognized Indian Nation headquartered in Wewoka, OK.

In keeping with the National Environmental Policy Act (NEPA)d, and Section 106 of the National Historic Preservation Act (NHPA), 36 CFR Part 800, this letter is to acknowledge that the Seminole Nation of Oklahoma has received notice of the proposed project at the above mentioned location.

Based on the information provided and because the potential for buried cultural resources, the proposed project has an extreme probability of affecting archaeological resources, some of which may be eligible for listing in the National Register of Historic Places (NRHP).

We recommend that an intensive literature/phase I survey reports of the nearby archaeological sites be conducted and sent to SNO. Also, we request that a listing of all the flora in the affected area be provided.

We do request that if cultural or archeological resource materials are encountered at all activity cease and the Seminole Nation of Oklahoma and other appropriate agencies be contacted immediately.

Furthermore, due to the historic presence of our people in the project area, inadvertent discoveries of human remains and related NAGPRA items may occur, even in areas of existing or prior development. Should this occur we request all work cease and the Seminole Nation of Oklahoma and other appropriate agencies be immediately notified.

*Theodore Isham*

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**From:** Davis, Jennifer [mailto:[Jennifer.Davis@nrc.gov](mailto:Jennifer.Davis@nrc.gov)]  
**Sent:** Friday, January 19, 2018 3:07 PM  
**To:** Theodore Isham

**Cc:** Vokoun, Patricia

**Subject:** Early Site Permit Application for the Clinch River Nuclear Site in Roane County, Tennessee

Mr. Isham,

My colleague Pat Vokoun and I called your office to follow up on a letter sent by our agency (U.S. Nuclear Regulatory Commission (NRC)) from April 2017. Per request, we are re-sending this letter for your files.

The NRC is reviewing an application for an early site permit (ESP) from Tennessee Valley Authority for the proposed construction and operation of two or more Small Modular Reactors (SMRs) at the Clinch River site in Oak Ridge, Roane County, Tennessee. As part of this application process, the NRC will be completing an environmental impact statement in compliance with the National Environmental Policy Act (NEPA). NRC will also be coordinating its National Historic Preservation Act (NHPA) Section 106 review through the NEPA process in accordance with 36 CFR 800.8(c).

The ESP application and review process makes it possible to evaluate and resolve safety and environmental issues related to siting potential future SMRs at the CRN Site. An ESP does not, however, authorize construction and operation of the SMRs. Such authorization would require a separate application by TVA to the NRC, necessitating additional NEPA and NHPA review.

If you have any questions, please feel free to reach out to me or with Patricia Vokoun. Patricia is the environmental project manager for this review. Her contact information is provided in the attached letter.

Thank you,

Jennifer

Jennifer A. Davis  
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