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# Department of Environmental Quality

## LAND QUALITY DIVISION

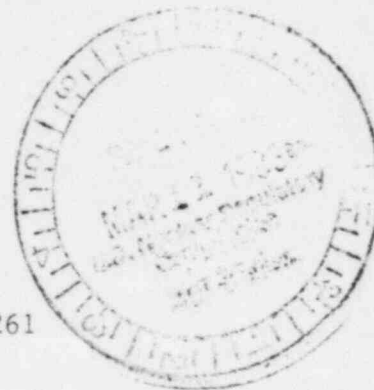
401 WEST 19TH STREET

TELEPHONE 307-777-7756

CHEYENNE, WYOMING 82002

March 2, 1983

Mr. Dan Gillen  
Licensing Branch  
URFO - Nuclear Regulatory Commission  
Field Office Region IV  
7915 Eastern Avenue  
Silver Springs, MD 20906



RE: FAP Tailings No. 2 Reclamation, TFN 1 5/261

Dear Dan:

This letter documents the discussions which I held with Gary Beach of our office and later considered with Dan Gillen in a phone call of this date. The discussion stemmed from our receipt of a copy of a letter to Dale Smith and Bob Sundin from Niles Andrus of FAP requesting approval of start up of reclamation on FAP Tailings No. 2.

Dan, please recall that I proposed to send you a letter outlining the following ideas:

1. The Land Quality Division approves the construction of the Willow Springs Draw realignment, with the condition that the material produced by excavation, if any is available in excess, be stockpiled or applied for final cover of the tailings if it is suitable for enhancing re-vegetation of the tailings. This may help resolve the staff concern for cover and for presence of suitable topsoil.
2. The Land Quality Division approves recontouring the tailings and final reclamation of it.

The Land Quality Division desires to see this proposal progress, and the formality of our signing the permit revision form 11 can be accommodated at any later time after the subgrade tailings basin and tailings pond #1 issues are resolved. We can attach stipulations as necessary when the revision form is approved in conjunction with your action. For relevant subjects regarding stipulation, if needed, see the following material:

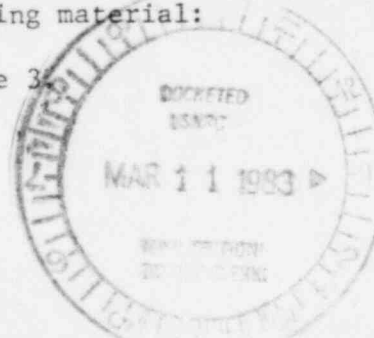
1. Memo of September 1, 1982, page 3.

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DESIGNATED ORIGINAL

Certified by

*B. Fisher*



FEE EXEMPT

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Mr. Dan Gillen  
March 2, 1983  
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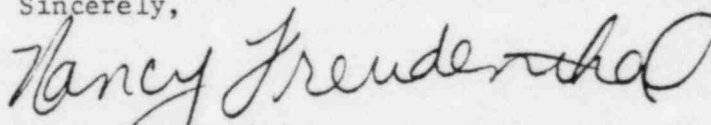
2. Letter of July 30, 1982, certified receipt mail to Niles Andrus from W. C. Ackerman. Please note that this letter had already authorized such activity as proposed in Mr. Andrus' letter of February 25, 1983.
3. Letter of September 8, 1982 from W. C. Ackerman to J. Linehan.

It should be pointed out that item no. 8 in the letter of July 30, 1982 posting an October 1, 1982 deadline for submitting revised coherent material is now a moot point because of the subsequent agreement of Land Quality Division to work under the NRC format and time schedule.

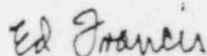
It should also be pointed out that LQD concerns have been before the NRC and probably few stipulations will be needed.

This letter, reiterating LQD approval of aforementioned reclamation items, is proposed to be signed by the Acting Administrator, Nancy Freudenthal, in addition to me.

Sincerely,



Nancy Freudenthal  
Acting Administrator



Ed Francis  
District III Uranium Supervisor

NF:ED:klr

cc: Sid Seiffert  
Niles Andrus  
R. E. Sundin  
Bill Kearney