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DOCKETED
USNRC

TO: Rulemakings and Adjudications Staff, Attn: **Andrea Byrd**
FROM: Lynn Miles
DATE: 30 June 1999 '99 JUL -1 A9:16
RE: **Proposed Rule : Disposal of High-Level Radioactive Wastes in
a Proposed Geologic Repository at Yucca Mountain, Nevada**

RULE
ADJUDICATIONS STAFF

Secretary

U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001attn. Rulemakings and Adjudications Staff **Andrea Byrd**DOCKET NUMBER
PROPOSED RULE **PR 21920 et al.**
(64FR8640)

When it comes to the "permanent" disposal of nuclear waste, we must proceed very cautiously, so that containment is not breached years down the line, long after we have ceased to be around to care for it. This is the legacy that we are leaving our descendants.

I understand that, despite the fact that under the 1992 Energy Policy Act the EPA has legally mandated jurisdiction to set the standards for the proposed Yucca Mountain repository. The NRC proposed ruling would violate this mandate, and would therefore be illegal.

Even without that, there are higher legal hurdles that the NRC/DOE has yet to overcome, before rushing through with this procedure. Yucca Mountain is not even in United States territory! By the Treaty of Ruby Valley of 1863, passed by two-thirds of the Congress and having constitutional force ever since then, United States citizens were permitted the right to pass through the territory of the Shoshone Nation, but nowhere in the treaty have the Shoshones ceded land. The desecration of their sacred mountain must stop forthwith.

Thank you.

Shundahai,

Lynn Miles

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cc: Kevin Kamps, NIRS

LA Times

Las Vegas Journal-Review

Shundahai Network

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