



State of Utah

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Department of
Environmental Quality

Alan Matheson
Executive Director

DIVISION OF WASTE MANAGEMENT
AND RADIATION CONTROL
Scott T. Anderson
Director

April 6, 2017

Theresa Ballaine, Site Manager
Rio Algom Mining LLC
P.O. Box 218
Grants, New Mexico 87020

RE: Stipulation and Consent Agreement – Approval for Extension of Time
Rio Algom Mining LLC, Lisbon Facility, Utah
Radioactive Material License Number 1900481

Dear Ms. Ballaine:

This is in response to the Rio Algom Mining LLC (RAML) letter dated March 30, 2017 which requests an extension of time regarding field activities and reporting required by the May 9, 2016 Stipulation and Consent Agreement (SCA) between RAML and the Director of the Division of Waste Management and Radiation Control. Specifically, the RAML letter requests that several items in the work plan be extended and that the due date of August 31, 2017 for the Draft Final Report, as identified in the SCA, be extended for one year, until August 31, 2018.

The RAML letter explains that the extension of time is needed based on unexpected delays for RAML to obtain needed approvals from the Bureau of Land Management (BLM) and associated wildlife survey requirements which will be initiated this spring. The Division appreciates your adherence to the BLM requirements.

Additionally, the RAML letter summarizes fieldwork, groundwater sampling and geologic modeling which has been completed regarding the SCA requirements and clarifies work which has been delayed. A revision of the December 3, 2015 RAML Work Plan Appendix H (Lisbon Work Plan Schedule) is provided with the RAML letter which updates the outstanding work plan activities. In accordance with the letter, the updated Appendix H is RAML's "*good faith estimate of the timeline necessary to complete the drilling and testing of the monitoring wells; the data analysis and modeling; and completion of the draft Final Report.*" Based on review of the updated Appendix H, the amended timelines appear to be reasonable.

(Over)

Based on review of the information provided, the amended project schedule (in accordance with the Updated Work Plan Appendix H) and the extension of time for the submission of the Draft Final Report from August 31, 2017 to August 31, 2018 are hereby approved.

If you have any questions, please call Tom Rushing at (801) 536-0080.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott T. Anderson', with a large, stylized flourish at the end.

Scott T. Anderson, Director
Division of Waste Management and Radiation Control

STA/TR/ka

- c: Kirk Bengé, Health Officer/Environmental Health Director, San Juan County Health Dept.
- Rick Meyer, Environmental Health Director, San Juan County Health Dept.
- Scott Hacking, P.E., DEQ District Engineer