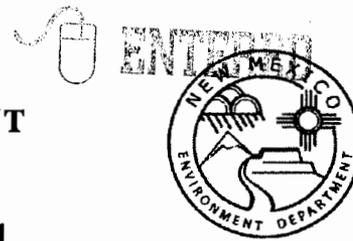




SUSANA MARTINEZ  
Governor  
JOHN A. SANCHEZ  
Lieutenant Governor

Offsite

NEW MEXICO  
ENVIRONMENT DEPARTMENT



2905 Rodeo Park Drive East, Building 1  
Santa Fe, New Mexico 87505-6303  
Phone (505) 476-6000 Fax (505) 476-6030  
[www.env.nm.gov](http://www.env.nm.gov)

RYAN FLYNN  
Cabinet Secretary  
BUTCH TONGATE  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

October 28, 2015

Kimberly Davis Lebak  
National Nuclear Security Administration  
Los Alamos Site Office  
3747 West Jemez Road, MS A316  
Los Alamos, NM 87544

**RE: CONCURRENCE WITH LAND TRANSFER  
TRACT C-2, C-3 AND C-4  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID #NM0890010515  
HWB-LANL-15-050**

Dear Ms. Lebak:

The New Mexico Environment Department (NMED) received the U. S. Department of Energy, National Nuclear Security Administration, Los Alamos Field Office's (LAFO's) *Conveyance of Land Conveyance and Transfer Tracts C-2, C-3, and C-4 to the County of Los Alamos*, dated September 24, 2015. In accordance with Section III.Y.1.a of the 2005 Consent Order, this is a written notification of intent of LAFO to transfer Tracts C-2 (White Rock "Y"-1), C-3 (White Rock "Y"-3), and C-4 (White Rock "Y"-4) to the County of Los Alamos (LAC).

According to the information provided by LAFO, an approximately 0.5-mile section of area of concern (AOC) C-00-005 (i.e., Pueblo Canyon), and an approximately 1.25-mile stretch of AOC C-00-006 (i.e., Los Alamos Canyon) are located within Tract C-2. There are no AOCs or solid waste management units (SWMUs) within Tract C-3. An approximately 0.1-mile stretch of AOC C-00-007 (i.e., Sandia Canyon) is located within Tract C-3. The sizes of the Tracts are approximately 104.10 acres (C-2), 31.05 acres (C-3), and 18.00 acres (C-4).

The Permittees (United States Department of Energy and the Los Alamos National Security, LLC) reported investigation results for the Pueblo and Los Alamos Canyons in the *Los Alamos*

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*and Pueblo Canyons Investigation Report (LA-UR-04-2714) and Los Alamos and Pueblo Canyons Supplemental Investigation Report (LA-UR-05-9230)*. NMED approved the Supplemental Investigation Report (SIR) on August 30, 2007 and directed the Permittees to take remedial actions to reduce migration of contaminated sediment and stabilize the wetlands in Pueblo Canyon to prevent further erosion and contaminant migration. The Permittees have completed installation of a grade-control structure (GCS) in Pueblo Canyon. The GCS and the low-head weir in Los Alamos Canyon are designed to prevent contaminant migration and , in the case of GCS, to stabilize and enhance upstream wetland areas.

The human health and ecological risk assessments presented in the SIR indicate that the Reach P-4E, located directly upgradient of the northwest corner of Tract C-2 poses no unacceptable risk to recreational receptors and terrestrial and aquatic receptors. Similarly, the SIR concluded that Reaches LA-3E and LA-4W pose no unacceptable risk to recreational receptors and terrestrial and aquatic receptors. Reach LA-3E is located directly upgradient (west) of the southwest corner of Tract C-2 and Reach LA-4W is located directly east of the eastern tract and laboratory boundaries.

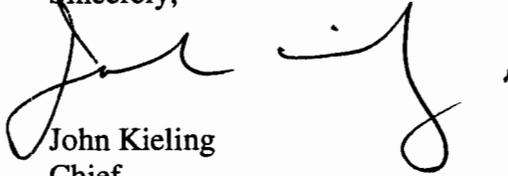
The results of investigations conducted at the Sandia Canyon were reported in *Summary of Sandia Canyon Phase I Sediments Investigations (LA-UR-07-6019)*, *Investigation Report for Sandia Canyon (LA-UR-09-6450)*, that was approved by NMED in 2010. The Report concluded that there was no unacceptable risk to recreational receptors and terrestrial and aquatic receptors for Reach S-5E that is located directly upgradient (west) of the southwestern boundary of the Tract C-4.

In accordance with Section III.Y.1.a of the Consent Order, a meeting was held between representatives of NMED, LAFO, and LAC on October 15, 2015 to discuss the transferee's intended use of the property. The transferee intends to use the land for highway and recreational purposes. NMED has determined that the corrective measures implemented in the Los Alamos Canyon, Pueblo Canyon, and Sandia Canyon are protective of human health and the environment in light of the transferee's intended land use. NMED concurs with the transfer of property because there is no known unacceptable threat to human health or the environment from these Tracts.

Ms. Lebak  
October 28, 2015  
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Should you have any questions, please contact Neelam Dhawan at (505) 476-6042.

Sincerely,

A handwritten signature in black ink, appearing to read "John Kieling". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

John Kieling  
Chief  
Hazardous Waste Bureau

cc: N. Dhawan, NMED HWB  
D. Cobrain, NMED HWB  
S. Yanicak, NMED DOE OB, MS M894  
L. King, EPA 6PD-N  
V. Loucks, NSM, NA-LA

file: LANL 2015, Land Transfer, Tract C-2, C-3, C-4