



BILL RICHARDSON
Governor

DIANE DENISH
Lieutenant Governor

ENTERED

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NEW MEXICO
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Phone (505) 476-6000 Fax (505) 476-6030
www.nmenv.state.nm.us



RON CURRY
Secretary

JON GOLDSTEIN
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

January 27, 2009

David Gregory
Federal Project Director
Los Alamos Site Office
Department of Energy
528 35th Street, Mail Stop A316
Los Alamos, NM 87544

David McInroy
Remediation Services Deputy Project Director
Los Alamos National Laboratory
P.O. Box 1663, MS M992
Los Alamos, NM 87545

**RE: CONCURRENCE WITH LAND TRANSFER OF TRACT B-3 (TA-74-4 Middle)
LOS ALAMOS NATIONAL LABORATORY
EPA ID #NM0890010515**

Dear Messrs. Gregory and McInroy:

The New Mexico Environment Department (NMED) is in receipt of the U. S. Department of Energy, National Nuclear Security Administration, Los Alamos Site Office's (LASO) written notice of intent to transfer Tract B-3 (TA-74-4 Middle) to the U.S. Department of Interior, Bureau of Indian Affairs (BIA). The tract is slated to be held in trust for the Pueblo of San Ildefonso (transferee).

The size of the tract is approximately 3.36 acres. The tract was historically owned by the National Park Service. The site has never been associated with Laboratory activities. According to the information provided by LASO, there is no known contamination associated with Tract B-3, and it does not contain any solid waste management units (SWMUs) or Areas of Concern (AOCs).

In accordance with Section III.Y.1.a of the Consent Order, representatives of NMED, DOE, BIA, and Pueblo of San Ildefonso held a phone conference on January 20, 2009 to discuss the transferee's intended use of the property. The transferee intends to use the land for cultural resource preservation. NMED concurs with the transfer of property since there is no known contamination at the site that could pose a potential threat to human health or the environment.

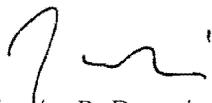


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Messrs. Gregory and McInroy
January 27, 2009
Page 2

Should you have any questions, please contact Neelam Dhawan at (505) 476-6042.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

cc: N. Dhawan, NMED HWB
D. Cobrain, NMED HWB
S. Yanicak, NMED DOE OB, MS J993
L. King, EPA 6PD-N
G. Rael, DOE LASO, MS A316
V. Loucks, DOE LASO, MS A316
file: Reading and LANL '09 (Land Transfer, Tract B-3)