RE: NOTICE OF COMPLETENESS DETERMINATION AND FEE ASSESSMENT
WIPP HAZARDOUS WASTE FACILITY PERMIT
EPA I.D. NUMBER NM4890139088
HWB-WIPP-11-001, 11-002, AND 11-003

Dear Messrs. Ziemianski and Sharif:

The New Mexico Environment Department (NMED) acknowledges receipt of numerous modification requests and notifications to the WIPP Hazardous Waste Facility Permit. The specific submittals reviewed for administrative completeness are as follows:

- Notification of Class 1 Permit Modification (Editorial Corrections), Letter Dated 12/30/10, Rec’d 1/3/11
- Request for Class 2 Permit Modification (TRUPACT-III, SLB2, CH Bay), Letter Dated 1/10/11, Rec’d 1/11/11
- Notification of Class 1 Permit Modification (Add South Access Road), Letter Dated 3/17/11, Rec’d 3/22/11

NMED has determined that these submittals are administratively complete. The modification identified in the Request for Class 2 Permit Modification is being processed by NMED in accordance with the requirements specified in 20.4.1.900 NMAC (incorporating 40 §270.42(b)). The modifications identified in the Notice of Class 1 Modification listed above have been put
into effect as requested by the Permittees under the conditions specified in 20.4.1.900 NMAC (incorporating 40 CFR §270.42(a)(1)). NMED will incorporate the Class 1 modifications listed above into a future revision of the WIPP Permit.

The New Mexico Hazardous Waste Permit and Corrective Action Fee Regulations, 20.4.2.201.B(2) NMAC require the assessment of fees after an application is deemed administratively complete. The fee invoice is attached to this letter. Review of the Class 2 submittal has begun in accordance with 20.4.2.201.B(3) NMAC.

Payment is normally due within sixty (60) calendar days from the date that you receive the invoice in accordance with 20.4.2.301.C NMAC. However, because NMED submitted an assessment of supplemental permit fees to the Permittees on September 2, 2010 for State Fiscal year 2011, and the Permittees transmitted payment of these fees on October 21, 2010, the fee invoice for this permit modification notification has been effectively paid under these supplemental fees.

If you have any questions regarding this matter, please contact me at (505) 476-6035 or Steve Zappe at (505) 476-6051.

Sincerely,

John E. Kieling
Manager
Permits Management Program

cc: Steve Zappe, NMED HWB
    James Valdez, NMED HWB
    File: Red WIPP '11
New Mexico
Environment Department
Hazardous Waste Bureau

Invoice # - HWB-WIPP-11-001
Notification of Class 1 Permit Modification (Editorial Corrections), Letter Dated 12/30/10, Rec'd 1/3/11

<table>
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<th>Item Cost</th>
<th>Total Cost</th>
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<tbody>
<tr>
<td>1</td>
<td>Class 1 (without prior approval)</td>
<td>$500.00</td>
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<td><strong>Adjustment</strong></td>
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Pay This Amount $500.00

Make Checks Payable to: NMED/HWB

Mail Checks and Invoice to:
New Mexico Environment Department, HWB
Attn: James Valdez
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505

State of New Mexico Use Only:
Date Received: 
Check Number: 
Amount Received: 

April 12, 2011
New Mexico
Environment Department
Hazardous Waste Bureau

Washington TRU Solutions  
P.O. BOX 2078
Carlsbad, NM 88221-5608
Attn: Mr. Farok Sharif

Invoice # - HWB-WIPP-11-002
Request for Class 2 Permit Modification (TRUPACT-III, SLB2, CH Bay), Letter Dated 1/10/11, Rec’d 1/11/11

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Total Fees $6,000.00
Adjustment $0.00

Pay This Amount $6,000.00

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Attn: James Valdez
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505

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New Mexico  
Environment Department  
Hazardous Waste Bureau

Washington TRU Solutions  
P.O. BOX 2078  
Carlsbad, NM 88221-5608  
Attn: Mr. Farok Sharif  

Invoice # - HWB-WIPP-11-003  
Notification of Class 1 Permit Modification (Add South Access Road), Letter Dated 3/17/11, Rec'd 3/22/11

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<tbody>
<tr>
<td>1</td>
<td>Class 1 (without prior approval)</td>
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Total Fees $500.00  
Adjustment $0.00  
Pay This Amount $500.00

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2905 Rodeo Park Drive East, Bldg 1  
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April 12, 2011