March 4, 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: APPROVAL  
INVESTIGATION WORK PLAN FOR LOWER MORTANDAD/CANADA DEL BUEY AGGREGATE AREA  
LOS ALAMOS NATIONAL LABORATORY (LANL),  
EPA ID #NM0890010515

Dear Messrs. Gregory and McInroy:

The New Mexico Environment Department (NMED) has received the United States Department of Energy (DOE) and the Los Alamos National Security L.L.C.’s (LANS) (collectively, the Permittee) letter regarding Request to Confirm Non-Submittal of the Investigation Work Plan for Lower Mortandad/Cañada del Buey Aggregate Area, dated February 27, 2009 and referenced by EP2009-0109.

NMED concurs that a work plan to investigate the aggregate area is not required because there are no solid waste management units (SWMUs) or Areas of Concern (AOCs) physically located within the Lower Mortandad/Cañada del Buey Aggregate Area as shown on the Aggregate Area List: Maps of Technical Areas, Solid Waste Management Units/Areas of Concern.
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Please contact Kathryn Roberts at (505) 476-6041 should you have any questions.

Sincerely,

[Signature]

James P. Bearzi  
Chief  
Hazardous Waste Bureau

cc:  
D. Cobrain, NMED HWB  
K. Roberts, NMED HWB  
S. Yanicak, NMED DOE OB, MS J993  
T. Skibitski, NMED DOE OB  
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