

1231104

[CC 80065H]



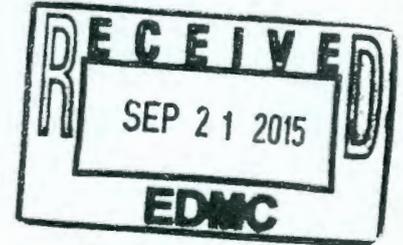
Nez Perce

TRIBAL EXECUTIVE COMMITTEE

P.O. BOX 305 • LAPWAI, IDAHO 83540 • (208) 843-2253

August 13, 2014

Kim Ballinger  
Richland Operations Office  
U.S. Department of Energy  
P.O. Box 550, MSIN A7-756  
Richland, WA 99352



**Re: Proposed Plan for Remediation of the 100-FR-1, 100-FR-2, 100-FR-3, 100-IU-2, and 100-IU-6 Operable Units; DOE/RL-2012-41, Revision 0**

Dear Ms. Ballinger:

The Nez Perce Tribe (Tribe) has reviewed the Revision 0 of the Proposed Plan. The Tribe had previously reviewed Draft A of this Proposed Plan and had offered comments to the Draft on March 28, 2013 (attached).

In review, the Tribe's response has not changed, as the document had minimal changes, as per the technical review conducted by the Tribe's Environmental Restoration and Waste Management Division (ERWM). Yet, with minimal changes to this document, many of the Tribe's comments were disregarded or not answered directly by a letter of response or by formal "Consultation" with the Tribe. In the March 2013 letter, the Tribe referenced Tribal Resolution NP 05-411, which is the "Nez Perce Tribe Hanford End State Vision and Guidance Document." Additionally, the Tribe offered the DOE and its reviewers an electronic or paper copy to help in review of our policy and guidance, but we had no response.

In addition, to this Proposed Plan Rev. 0, the Tribe maintained its recommendations from the Proposed Plan Draft A. Though the Tribe supports this response action as it would provide minimal impact to future direct Cultural Resource damage by further excavation, the Tribe reminds the DOE of its Natural Resource Injury liability. Together as Trustees, the Natural Resource Injury Assessment will be ongoing and residual wastes will potentially result in long-term injury.

RECEIVED

AUG 21 2014

DOE-RLCC

100-FR-1    100-FR-3    100-10-2  
100-FR-2    100-10-6

In conclusion, the Tribe appreciates the ongoing efforts of the DOE to include the Tribe in its cleanup efforts. Together, we strive to work towards common goals which are very complex and need much communication and understanding by each party. The Tribe recommends the DOE to Consult or respond formally to our comments. Please contact the Tribe's ERWM Director Gabriel Bohnee with any questions or concerns regarding this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Silas Whitman', with a horizontal line drawn underneath it.

Silas Whitman  
Chairman