

March 28, 2013

Mr. Russ Land
Nevada Division of Environmental Protection
Bureau of Water Pollution Control
Attention: UIC Program
901 South Stewart Street, Suite 4001
Carson City, NV 89701-5249

Subject: UIC Permit #UNEV94218 – Request for Relief from Quarterly Monitoring Requirement for Stabilized Lake Mead Water While Not Actively Injecting

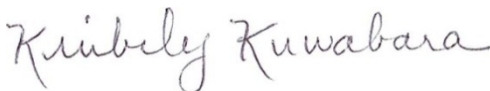
Dear Mr. Land:

The Nevada Environmental Response Trust (“NERT” or “the Trust”) maintains Underground Injection Control (UIC) Permit #UNEV94218 for groundwater remediation at the Henderson, Nevada site. The permit includes injection of stabilized Lake Mead water into two injection/recharge trenches. The injection of the stabilized Lake Mead water was suspended as of September 16, 2010, due to soil removal activities surrounding the recharge trenches. This soil excavation is described in the NDEP-Bureau of Corrective Actions approved RZ-D Excavation Plan for the Tronox Henderson facility dated July 2010, and was completed in November 2011. Resumption of the injection of stabilized Lake Mead water is under evaluation, but currently injection is not occurring and is not expected to resume in the near future.

Attachment A in the permit, indicates that the “Permittee shall submit quarterly reports on a continuous basis, whether actively injecting or not, which contain the following data...”. One of the data requirements is quarterly sampling and analysis for volatile organic compounds (VOCs), perchlorate, and Profile I constituents of “Lake Mead Water at Discharge Pipe Prior to Injection”. Pursuant to this requirement, quarterly sampling of the stabilized Lake Mead water has been collected and analyzed for the required constituents in each of the nine quarters since injection ceased. Review of the stabilized Lake Mead water data does not show significant variation in the results during the last nine quarters. Given the expectation that injection will not resume in the near future, ENVIRON International Corporation (ENVIRON), on behalf of the Trust, hereby requests that quarterly sampling and analysis of the stabilized Lake Mead water only be required when actively injecting. ENVIRON is not requesting any additional modifications to the monitoring requirements in the permit and intends to continue to monitor and submit quarterly reports summarizing all other monitoring report requirements listed in the permit.

Please feel free to contact Kimberly Kuwabara at (510) 420-2525 or kkuwabara@environcorp.com if you have any questions regarding this request.

Sincerely,



Kimberly Kuwabara, M.S.
Senior Manager



John M. Pekala, PG
Senior Manager
Nevada CEM 2347, exp. 9/20/2014

cc: Shannon Harbour, Bureau of Corrective Actions, NDEP
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