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November 23, 1993

Samuel J. Chilk, Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Mr. Chilk:

On November 18, 1993, I filed Native Americans for a Clean Environment's Motion for Leave to Intervene in Proceeding Regarding Sequoyah Fuels Corporation's and General Atomics' Appeal of Nuclear Regulatory Commission's October 15, 1993, Order. Attached to the Motion was the affidavit of Ed Henshaw, which had not yet been signed at the time of filing.

I have since received Mr. Henshaw's signed affidavit, which is enclosed. Please note that the text of Mr. Henshaw's signed affidavit is slightly different from the unsigned affidavit that I filed last week. In paragraph (5), Mr. Henshaw states that he has "authorized NACE to help represent" his interests by intervening in the hearing, rather than that he has "authorized NACE to represent" his interests, as stated in the unsigned affidavit filed November 18th. By using the word "help," Mr. Henshaw wishes to make it clear that in allowing NACE to represent his interests in this proceeding, he has not completely abrogated the right to represent himself if necessary. Mr. Henshaw understands that if at some point he wishes to represent his own interests in this proceeding, he must separately seek permission from the presiding officer.

Sincerely,


Diane Curran

cc: Larry Chandler, Esq.
Maurice Axelrad, Esq.

SECY-037

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U.S. NUCLEAR REGULATORY COMMISSION
DISTRICT FIELD SERVICE SECTION
SECRETARY
April 11, 1993

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
)

Sequoyah Fuels Corporation)

Docket No. 40-08027

Source Material License No. SUB-1010)
_____)

AFFIDAVIT OF ED HENSHAW

I, Ed Henshaw, depose and say:

1) I am a member of Native Americans for a Clean Environment ("NACE").

2) My address is Route 1, Box 76, Vian, Oklahoma, 74962. My home is adjacent to the Sequoyah Fuels site.

3) I am concerned regarding the potential contamination of my property and associated risks to my health and the health of my family if the radioactive and chemical contamination at the Sequoyah Fuels site is not properly cleaned up and decommissioned. I am particularly concerned that contaminated groundwater and surface water will migrate onto my property. I am also concerned about the social and economic impacts of living next to a de facto nuclear waste dump.

4) In order to do an adequate job of decommissioning the site, SFC needs to commit adequate funds to the task. Therefore, I believe my interest in a clean and healthful home and environment will be jeopardized if SFC and GA succeed in their appeal of the NRC's October 15, 1993, order to SFC and General Atomics to provide \$86 million in assured decommissioning funding for the SFC cleanup.

5) Accordingly, I have authorized NACE to help represent my interests by intervening in the hearing which SFC and GA have requested regarding the NRC's October 15 order.



Ed Henshaw

Signed and sworn to before me this 19th day of November, 1993.



Notary Public