Public Notice of Availability of a Covenant Deferral Request for the Proposed Transfer of USDOE/NNSA-Owned Property Adjacent to the Pantex Plant East of FM 2373 to Texas Tech University System

The Pantex Field Office of the U.S. Department of Energy/National Nuclear Security Administration (USDOE/NNSA) is requesting early transfer of 713.19 acres of property undergoing remediation of groundwater at the Pantex Plant to the Texas Tech University System (TTUS) for industrial/commercial use. TTUS intends to lease the property to a third party for development and operation of a data center and natural gas power generation. Since the property is part of the Superfund Site listed on the National Priorities List, a Covenant Deferral Request (CDR) must be prepared and approved before this action in accordance with Section 120 (h)(3)(C) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) and the Interagency Agreement among the U.S. Environmental Protection Agency (USEPA), the Texas Commission on Environmental Quality (TCEQ), and USDOE/NNSA.

As part of the process, USDOE/NNSA is requesting public participation in development of the CDR. The USDOE/NNSA is the lead agency responsible for environmental restoration at Pantex, and coordinates with the USEPA and TCEQ as supporting agencies under CERCLA. The operating contractor for the USDOE/NNSA Pantex Plant, PanTeXas Deterrence, LLC, carries out the environmental restoration mission at Pantex and is responsible for the preparation of the subject CDR. This CDR was prepared in coordination with USDOE, USEPA, and TCEQ to evaluate:

- Proposed intended use of the property,
- Anticipated potential impacts to remedial actions/monitoring system/land use controls as well as mitigation measures,
- Additional controls needed to ensure continued efficacy of remedial actions and current/future monitoring systems,
- Additional land use controls, implementation, and enforcement.

The public is invited to review and provide comments on the proposed Covenant Deferral Request. A copy of this request titled: *National Nuclear Security Administration Request for A Covenant Deferral for the Proposed Transfer of USDOE/NNSA-Owned Property Adjacent to the Pantex Plant East of FM 2373 to Texas Tech University System* can be found at the following locations:

Pantex.energy.gov\Mission\Environment\Environmental Cleanup Documents

USDOE/NNSA Information Repository
Amarillo Downtown Public Library
413 E 4th Street
Amarillo, TX 79101

The public comment period will begin on November 12 and end on December 14, 2026. During this time the public may submit comments on the CDR. Written comments may be sent to:

Martin Amos
PanTeXas Deterrence, LLC
P.O. Box 30020, M/S 1008-03
Amarillo, TX 79120
Email: martin.amos@pantex.doe.gov

Comments must be postmarked or emailed by midnight December 14, 2026.