



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

August 4, 2006

Docket No. 03036048
Control No. 139188

License No. 47-25598-01

Ron Gallimore
Manager
Kanawha Eagle Coal Company
P. O. Box 130
Winifrede, WV 25214

SUBJECT: KANAWHA EAGLE COAL COMPANY, LICENSE TERMINATION, CONTROL
NO. 139188

Dear Mr. Ellis:

Please find enclosed Amendment No. 1 terminating License No. 47-25598-01 as requested by your NRC Form 314 dated July 24, 2006. This termination is being issued in accordance with the requirements of the applicable NRC License Termination Rule (10 CFR 30.36, 10 CFR 40.42, and 10 CFR 70.38). All facilities previously used for licensed activities may be released for unrestricted use.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material**; then **Toolkit Index Page**. Or you may obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

Your cooperation with us is appreciated.

Sincerely,

Original signed by Jenny Johansen

Jenny Johansen
Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure:
Amendment No. 1

cc:
Joseph T. Bevil, Radiation Safety Officer

R. Ellis
Kanawha Eagle Coal Company

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SUNSI Review Complete: JJohansen

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| OFFICE | DNMS/RI | N | DNMS/RI | | DNMS/RI | | | |
| NAME | JJohansen/JMJ | | | | | | | |
| DATE | 8/4/2006 | | | | | | | |

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MATERIALS LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

| Licensee | |
|--|--|
| 1. Kanawha Eagle Coal, L.L.C. | 3. License number 47-25598-01 |
| 2. One Carbon Center, Suite 200 Chesapeake, West Virginia 25315 | 4. Expiration date Not Applicable |
| | 5. Docket No. 030-36048 Reference No. |

In accordance with the NRC Form 314 dated July 24, 2006, this license is hereby terminated.

For the U.S. Nuclear Regulatory Commission

Date August 4, 2006

By

Original signed by Jenny Johansen

Jenny Johansen
Materials Security and Industrial Branch
Division of Nuclear Materials Safety
Region I
King of Prussia, Pennsylvania 19406