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136

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WASHINGTON PARTNERS

ONE CHASE MANHATTAN PLAZA
NEW YORK 5, N.Y.

February 1, 1965

J. D. Bond, Esq.
Chairman, Atomic Safety and
Licensing Board
U. S. Atomic Energy Commission
Washington, D. C. 20545

Dr. Albert J. Kirschbaum
Lawrence Radiation Laboratory
Livermore, California

Mr. Warren E. Nyer
Manager, Reactor Projects
Atomic Energy Division
Phillips Petroleum Company
Idaho Falls, Idaho

In the Matter of Niagara Mohawk Power Corporation
Docket No. 50-220

File Copy - *happ*

Gentlemen:

In accordance with the agreements reached at the hearing in the above-captioned proceeding, Applicant hereby submits the following documents:

1. Motion for Correction of Transcript;
2. Proposed Findings and Conclusions together with a Memorandum Brief in support of certain points which were the subject matter of special inquiry by the Board.

*See Board in
Report etc file*

Also enclosed is a motion requesting the expedited effectiveness of this Board's decision in this proceeding.

In accordance with the order contained in the Notice of Hearing, Applicant has filed twenty (20) copies of each of the foregoing documents with the Commission on this date. As shown by the attached Certificate of Service, Applicant has also served the persons named therein.

Very truly yours,

Rec'd Off. Dir. of Reg.
Date 2-2-65
Time 12:20
Beth.

/s/ Eugene B. Thomas, Jr.

Eugene B. Thomas, Jr.

136

UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of
NIAGARA MOHAWK
POWER CORPORATION }

Docket No. 50-220

CERTIFICATE OF SERVICE

I hereby certify that a copy of the attached letter to the members of the Atomic Safety and Licensing Board and copies of each of the documents referred to therein were served upon the following persons by deposit in the U. S. mail, first class and postage prepaid, this 1st day of February, 1965.

Maurice Axelrad, Esq.
New York State Office of Atomic
& Space Development
230 Park Avenue
New York, N. Y. 10017

Honorable Alfred R. Goewey
Supervisor, Town of Scriba
R. D. 1
Oswego, New York 13126

John L. Catalan, Esq.
Counsel
Atomic Energy Commission
Regulatory Staff
United States Atomic Energy
Commission
Washington, D. C. 20545

/s/ Eugene B. Thomas, Jr.

Eugene B. Thomas, Jr.
LeBoeuf, Lamb & Leiby
Attorney for Applicant

Rec'd Off. Dir. of Reg.
Date.....
Time.....
Beth.....

UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of
NIAGARA MOHAWK POWER
CORPORATION

Docket No. 50-220

MOTION FOR CORRECTION OF TRANSCRIPT

Applicant hereby moves the Atomic Safety and Licensing Board to issue an order making the following corrections in the hearing transcript of the above-entitled proceeding:

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
3	13	"introduce"	"enter"
	15	"introduced"	"entered"
8	12	delete "to conduct,"	
	15	"County"	"Town"
	24	"agency"	"AEC"
9	1	"and"	"as a"
	4	"has"	"have"
	6	"that Mr. Axelrad is here and he can"	"Mr. Axelrad, who is here, can"
	8	"ascertain to"	"ascertain from"
	13	"application"	"applicant"
	24	"researched"	"researched this"
10	8	"who"	"which"
	9	"involved,"	"involved are"
	9	"Resman"	"Dresden"
	14	"as to its"	"in the issue on"

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
10	15	"Yankee and"	"Yankee,"
	15	"50-92"	"50-29"
	17	"are"	"were"
	17	",, construct"	"and construct"
	22	delete "at"	
	23	"consolidated"	"Consolidated"
11	2	"is"	"Is"
		"reactor:"	"reactor?"
	12	"Stone-Webster"	"and Stone-Webster"
	13	"design"	"design and"
	16	"17"	"17,230"
	21	"design,"	"design and"
12	8	"precedence"	"precedents"
	23	"in"	"at"
14	9	"include"	"include in"
	10	"of"	"of that issue 'the"
		"contractor."	"contractor'"
	11	delete entire line	
16	5	"meteorology, in fact,"	"meteorology, are complete. In fact, the"
	8	"from"	"in"
	11	"function"	"functioned"
	16	"applicable"	"Applicable"
		"5035"	"50.35"
		"applicant"	"the applicant"

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
16	17	"more than"	"more"
	18	"provision"	"provisional"
	19	"permit, the regulation, Paragraph B"	"permit. The regula- tion, paragraph b"
17	2	"5035"	"50.35"
24	2	"and"	"as"
	8	"1963, written"	"dated 1963"
	9	"them"	"to"
	10	"you"	"one"
	19	"have"	"have the force of a"
25	12	"by"	"as"
26	22	"applicant so...distributed. In"	"since the Staff dis- tributed its analysis."
30	16	"further"	"later"
33	11	"ease"	"for ease"
35	15	"this"	"its"
	19	"this generating station"	"generating stations"
36	15	"lineology"	"limnology"
	17	"Point. The"	"Point, the"
	19-20	"water discharging"	"the water discharged"
	25	"affluents"	"effluents"
37	2	"sitology"	"seismology"
	7	"a"	"the"
	10	"much"	"much would like"
	17	"charge"	"of design and construction"
38	1	"call"	"use"

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
39	4-5	"panel,..."	"panel. This is not, as in other cases, a turn key project! Here Niagara Mohawk is responsible for certain things and GE is responsible for certain things"
	11	"The"	"On the"
40	5	", that"	". As yet"
		"interested in"	"interested in certain"
	6	"them"	"areas"
	9	"answers..."	"answers to the questions that you asked."
	13	"in"	"is in"
42	16	"area"	"various areas and"
43	16	", if"	". If"
		"them"	"it could examine them as individuals and"
47	11	"show"	"show that"
48	3	"as"	"if"
49	1	"comments"	"documents"
	3	"November..."	"November 14, 1964 letter from the staff"
50	18	"October"	"December"
51	8	delete "schedule"	
54	12	"2715"	"2.715 of the"
	16	delete "while"	
	17	delete "those,"	
57	25	"may be"	"is"
		"have"	"will have"

1945

1946

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<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
59	2	"of"	"it is"
	3	"contracts"	"the contract"
61	12	"necessary that"	"necessary."
		delete "I also"	
	13	"precedence"	"precedents"
	14	"Jose"	"Onofre"
65	13	"provisional"	"division of"
66	7	delete "other"	
70	17	"the area"	"why"
	18	delete "they did."	
	19	"where"	"a second, where"
	20	"efforts. As"	"efforts, for"
	21	"fact as"	"facts as to"
<u>1/19/65 (AM)</u>			
96	10	"essentially"	"especially"
98	6	"this procedure"	"this proceeding"
	7	Insert "proper" before "perspective"	
99	21	"notified us and"	"issued a notice of hearing and"
100	2	"specifications"	"qualifications"
	12	"will"	"would"
	24	Delete first "of"	
101	10	"authority"	"hearing"
	12	"50.34"	"50.35"
102	3	Insert "provisional" between "usual" and "construction"	

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
102	4	"to this"	"the"
	8	"three issues"	"first three issues"
103	16	"facilities"	"facility"
105	4	"application"	"application and"
150	14	"this. They"	"this unless they"
	24	"advise"	"advice"
153	13	Insert "a" after "Engineer, and"	
	16	"a document"	"the docket number"
	17	"which"	"and which"
154	1	"system facilities"	"system gas facilities"
156	2	"exhibit"	"exhibits"
	14	"production"	"construction"
158	18	"and"	"in"
	20	Insert "item" after "that"	
	21	Insert "it" after "then"	

1/19/65 (PM)

160	3	"of"	"and"
	6	"accompany"	"accompanied"
	14	"and"	"of"
162	13-14	"correction"	"creation"
163	4	"record"	"evidence of record"
165	1	"re"	"regarding"
166	15	"megawatts"	"kilowatts"
167	17	"I"	"you"
169	7	Insert \$11,000,000 or" after "and"	

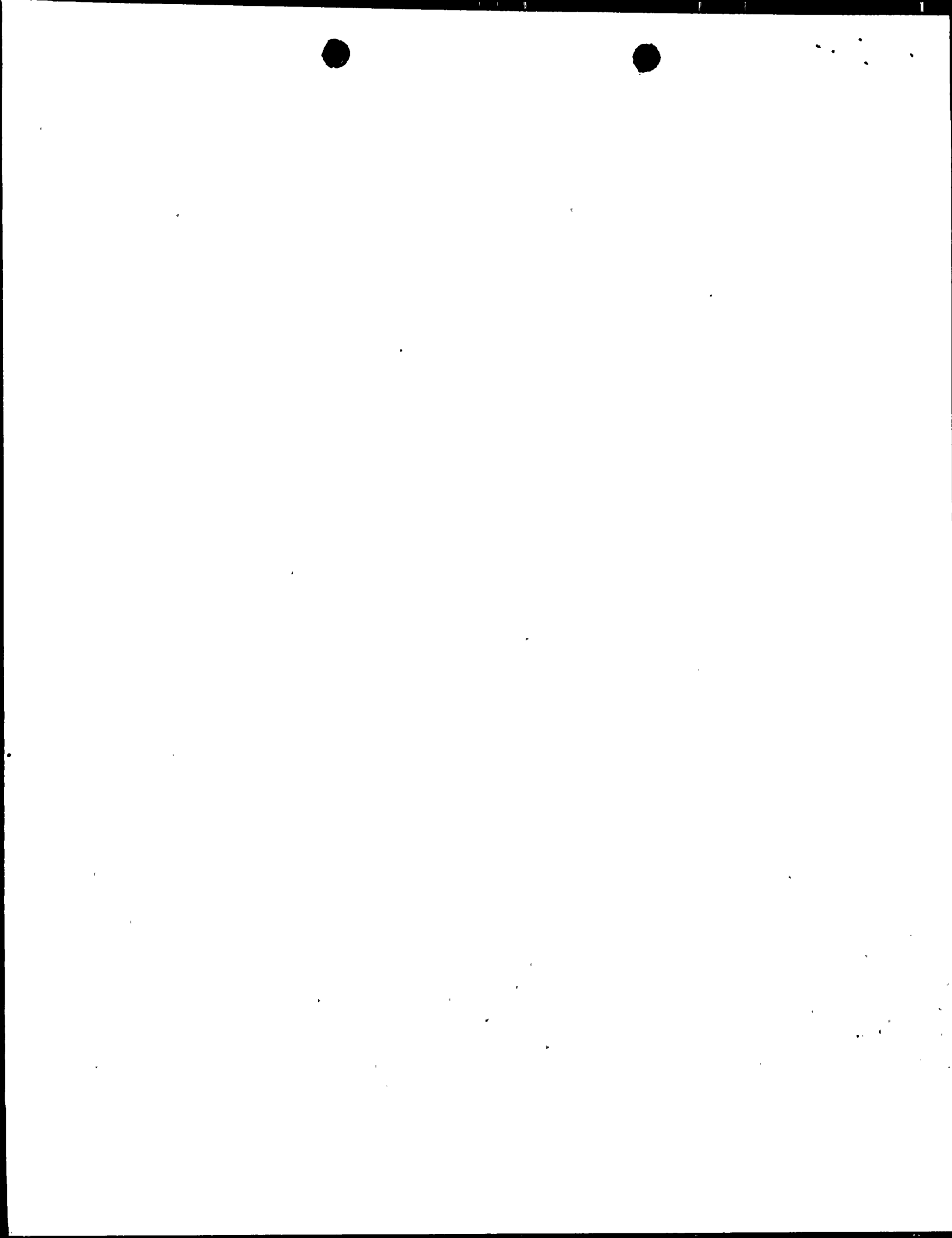
<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
171	1	"that"	"the nuclear plant"
	6	Insert "experience" after "this"	
	7	"it is"	"this plant is"
173	24	Insert "in" after "put"	
174	7	Insert "who" after ", and"	
176	15	Delete "one"	
177	20	Insert "it" after "include"	
178	1	Delete "of"	
	6	"beyond"	"by"
195	9	"plat"	"plant"
196	17	"the"	" - in"
199	2	"planned"	"plan"
202	5	Delete "a"	
	12	"Indefinite"	"Indefinitely"
203	6	"or .8 power value"	"at 0.8 power factor"
	19	"automatic"	"automatically"
206	14	Insert "of" after "amount"	
207	7	"this"	"there"
	8	Delete "air" after "trapped"	
	11	"on"	"in"
208	15	Delete "there"	
209	2	"and"	"you"
	6	Delete comma after "value"	
	18	"3-58"	"III-58"
	20	"level reactor"	"reactor water level"
		"mainstream"	"main steam"

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
210	23	"safety"	"safe"
213	1	"non-radioactivity"	"non-radioactive"
	3	"there"	"air"
	4	"radioactivity"	"radioactive"
	9	"Part 20 minutes"	"10 CFR Part 20 limits"
	13	"to one-thousandths"	"1-thousandth"
	14	"100"	"20"
	25	"this"	"the"
214	3	"on the stack"	"for the off-gases"
	15	"on"	"from"
216	7	"low"	"local"
217	8	"limits"	"limit"
	11	"coolant power"	"overpower"

1/20/65 (AM)

225	7	Delete the comma after "reactor"	
229	12	Insert ", one" after "lines"	
230	22	"changes"	"change is"
232	24	"have maintained"	"hope to maintain"
234	11	"valve"	"value"
	19	"can"	"have"
	20	"operate"	"operated"
240	13	"its pressure"	"the suppression"
	25	Insert "suppression" after "pressure"	
241	9	"80-CL-1130"	"AECL-1130"
	17	Delete "an"	
	24	"a mine safety appliance company"	"the Mine Safety Appliance Company"

<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
244	9	Insert "and" after "source"	
245	8	"scale"	"scales"
	14	"on"	"in"
246	12	"while the"	"The"
	14	"area, in"	"area. In"
	24	"power of 15"	"exposure of 15,000"
247	1	"Mr. Bray"	"Mr. Trocki"
	9	"procedure"	"procedural"
249	13	"specific gas and electric as"	"-Pacific Gas & Electric has"
251	25	"strain assumes"	"strength assume"
254	5	Insert "control" after "flow"	
260	19	Insert "of" after ".2"	
263	13	"1.5"	"0.5"
	24	Insert "total" before "dose"	
264	4	"10.1"	"0.1"
	25	"cleaner"	"plenum"
265	20	Insert "that" after "realize"	
266	2	"floods"	"flux"
	15	"ratings"	"range"
268	24	"could"	"should"
270	4	"cores"	"case"
	15-16	"mainstream"	"main steam"
271	5	"after"	"reactor"
274	10	Insert "psi" after "150"	
278	15	"the"	"their"
279	5	"fabricationer"	"fabricater"



<u>Page</u>	<u>Line</u>	<u>Delete</u>	<u>Substitute</u>
<u>1/20/65 (PM)</u>			
283	1	"low"	"flow"
285	22	Insert "for" before "those"	
304	18	"force"	
	19	Insert "to be forced" after "likes"	
306	24	"have"	"hear"
320	11	"THOMAS"	"UPTON"
<u>1/21/65</u>			
339	13	"coolant"	"over"
389	13	Delete the comma after "major"	"components and the"
	14	"components"	"criteria"
394	13	"Board"	"Bar"
406	13	"as"	"is"
	18	"application"	"resolution"
407	10	"this" after "have"	"it"
424	8	"CONNER"	"THOMAS"

Respectfully submitted,

NIAGARA MOHAWK
POWER CORPORATION

By /s/ Eugene B. Thomas, Jr.

Eugene B. Thomas, Jr.

/s/ James A. Greer, II

James A. Greer, II

Its Attorneys

Dated: February 1, 1965

Counsel:

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