



Consumers
Power
Company

James W Cook
Vice President - Projects, Engineering
and Construction

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November 21, 1984

Mr H R Denton, Director
Office of Nuclear Reactor Regulation
Division of Licensing
US Nuclear Regulatory Commission
Washington, DC 20555

MIDLAND ENERGY CENTER PROJECT
DOCKET NOS 50-329 AND 50-330
DIESEL FUEL OIL TANK BORING LOGS
FILE: 0485.16, 1300 SERIAL: 32090

Reference: (a) CPCo Letter (J W Cook) to NRC (H R Denton) dated 5/3/82,
Serial 16881

Enclosure: (1) "Response of Consumers Power Company to Dow's Request
for Admissions - Set No 3," dated 11/21/84

Enclosure (1) is being provided to you for your information concerning
reference (a). Consumers Power Company has notified NRC, Region III of this
matter via the 10 CFR 50.55(e) reporting process.

R J Erhardt
for J W Cook

RJE/JNL/lr

CC: Administrator, Region III
NRR Project Manager, Washington, DC
Midland Project Section Chief, Region III

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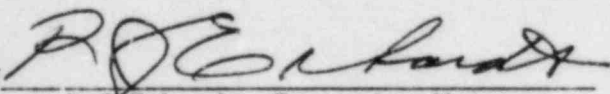
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CONSUMERS POWER COMPANY
Midland Units 1 and 2
Dockets No 50-329, 50-330

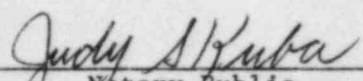
Letter Serial 32090 Dated November 21, 1984

At the request of the Commission and pursuant to the Atomic Energy Act of 1954, and the Energy Reorganization Act of 1974, as amended and the Commission's Rules and Regulations thereunder, Consumers Power Company submits information concerning diesel fuel oil tank boring logs.

CONSUMERS POWER COMPANY

By 
R. J. Erhardt, Executive Manager

Sworn and subscribed before me this 21st day of November, 1984


Notary Public
Jackson County, Michigan

My Commission Expires 10/20/87

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STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF MIDLAND

THE DOW CHEMICAL COMPANY

Plaintiff

Case No. 83-002232-CK-D

Honorable David Scott DeWitt

-VS-

CONSUMERS POWER COMPANY

Defendant.

RESPONSE OF CONSUMERS POWER COMPANY TO
DOW'S REQUEST FOR ADMISSIONS - SET NO. 3

Consumers Power Company ("Consumers"), by its attorneys, Barris, Sott, Denn & Driker, responds to Dow's Request for Admissions - Set No. 3, dated November 13, 1984, as follows:

1. Consumers admits that PX-CPC 1977 is a true and correct copy of a cover letter and attachments submitted by Consumers to the Nuclear Regulatory Commission ("NRC") on or about May 3, 1982 and that the information contained therein was, as of the date of submission of that letter and attachments, true and correct to the best of Consumers' then knowledge and belief.

2. On the afternoon of November 13, 1984, following conclusion of the trial in this case for the day, counsel for Consumers was informed by a representative of Bechtel that boring logs B-1 through B-4, being a portion of the attachments to the letter of May 3, 1982 from Consumers to the NRC, may not be logs of soil borings taken at the diesel fuel tank area. According to information given by Bechtel to Consumers on November 16, 1984, the

logs are of borings taken at a site in Midland other than the
Midland Nuclear Plant, and Consumers has so advised the NRC.

BARRIS, SOTT, DENN & DRIKER

By: 

Eugene Driker

Attorneys for Consumers Power
Company

2100 First Federal Building

1001 Woodward Avenue

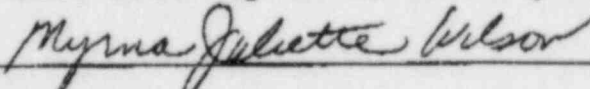
Detroit, MI 48226

(313) 965-9725

DATE: November 21, 1984

STATE OF MICHIGAN)
) ss
COUNTY OF WAYNE)

Subscribed and sworn to before
me this 21st day of November, 1984



Notary Public, Wayne County, Mi
My Commission Expires:

MYRNA JULIETTE WILSON
Notary Public, Wayne County, Michigan
My Commission Expires October 23, 1985