

MATERIALS LICENSE

Amendment No. 01

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, 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

Stevens Excavating Company, Inc.

P. O. Box 9447

South Charleston, West Virginia 25377

In accordance with letter dated
March 29, 19853. License number 47-19358-01 is amended
in its entirety to read as follows:

4. Expiration date May 31, 1990

5. Docket or
Reference No. D30-174836. Byproduct, source, and/or
special nuclear material7. Chemical and/or physical
form8. Maximum amount that licensee
may possess at any one time
under this license

A. Cesium 137

A. Sealed Sources (Troxler
Dwg. A-102112)A. Not to exceed 10 milli-
curies per source

B. Americium 241

B. Sealed Sources (Troxler
A-102451)B. Not to exceed 50 milli-
curies per source

9. Authorized use

A. and B. For use in Troxler Model 3401, 3401B, 3411 and 3411B gauges to measure
properties of materials.

★ CONDITIONS ★

10. Licensed material may be stored at the licensee's facilities on Wright Road in Poca, West Virginia and at temporary job sites of the licensee anywhere in the United States where the U. S. Nuclear Regulatory Commission maintains jurisdiction for regulating the use of licensed material.
11. The licensee shall comply with the provisions of Title 10, Chapter 1, Code of Federal Regulations, Part 19, "Notices, Instructions and Reports to Workers; Inspections" and Part 20, "Standards for Protection Against Radiation."
12. Licensed material shall be used by, or under the supervision and in the physical presence of, Garland J. Groves.
13. Sealed sources containing licensed material shall not be opened or removed from the portable moisture/density gauges by the licensee.

B50A:70592 B50531
REG. LIC30
47-19358-01 PDR

ml20

MATERIALS LICENSE
SUPPLEMENTARY SHEET

License number

47-19358-01

Docket or Reference number

030-17483

Amendment No. 01

(cont'd)

CONDITIONS

14. A. (1) Each sealed source containing licensed material, other than Hydrogen 3, with a half-life greater than thirty days and in any form other than gas shall be tested for leakage and/or contamination at intervals not to exceed six months. In the absence of a certificate from a transferor indicating that a test has been made within six months prior to the transfer, a sealed source received from another person shall not be put into use until tested.
- (2) The periodic leak test required by this condition does not apply to sealed sources that are stored and not being used. The sources excepted from this test shall be tested for leakage prior to any use or transfer to another person unless they have been leak tested within six months prior to the date of use or transfer.
- B. The test shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample. The test sample shall be taken from the sealed source or from the surfaces of the device in which the sealed source is permanently mounted or stored on which one might expect contamination to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the Commission.
- C. If the test reveals the presence of 0.005 microcurie or more of removable contamination, the licensee shall immediately withdraw the sealed source from use and shall cause it to be decontaminated and repaired or to be disposed of in accordance with Commission regulations. A report shall be filed within five (5) days of the test with the U.S. Nuclear Regulatory Commission, Region II, Division of Radiation Safety and Safeguards, Nuclear Materials Safety Section, 101 Marietta Street, Suite 2900, Atlanta, Georgia 30323, describing the equipment involved, the test results, and the corrective action taken.
- D. The licensee is authorized to collect leak test samples in accordance with the procedures described in the licensee's application dated March 27, 1980 for analysis by Troxler. Alternatively, leak test samples may be collected and/or analyzed by other persons specifically authorized by the Commission or an Agreement State to perform such services.
15. The licensee shall conduct a physical inventory every six (6) months to account for all sealed sources received and possessed under the license. The records of the inventories shall be maintained for two (2) years from the date of the inventory for inspection by the Commission, and shall include the quantities and kinds of licensed material, location of sealed sources, and the date of the inventory.
16. The licensee may transport licensed material or deliver licensed material to a carrier for transport in accordance with the provisions of Title 10, Code of Federal Regulations, Part 71, "Packaging of Radioactive Material for Transport and Transportation of Radioactive Material Under Certain Conditions."

MATERIALS LICENSE
SUPPLEMENTARY SHEET

License number

47-19358-01

Docket or Reference number:

030-17483

Amendment No. 01

(cont'd)

CONDITIONS

17. Except as specifically provided otherwise by this license, the licensee shall possess and use licensed material described in Items 6, 7, and 8 of this license in accordance with statements, representations, and procedures contained in application dated March 27, 1980 and letter dated March 29, 1985. The Nuclear Regulatory Commission's regulations shall govern the licensee's statements in applications or letters, unless the statements are more restrictive than the regulations.



FOR THE U.S. NUCLEAR REGULATORY COMMISSION

for PAUL R. GUINN

Date MAY 31 1985By *John H. H. H.*Region II, Nuclear Materials
Safety Section101 Marietta Street, Suite 2900
Atlanta, GA 30323

TYPE

VISIT

CONFERENCE

X TELEPHONE

RECEIVED

NAME

Location of Visit/Conference

INCOMING

OUTGOING

NAME OF PERSONS CONTACTED OR IN CONTACT WITH YOU

ORGANIZATION (Office, Dept., Bureau, etc.)

TELEPHONE NO.

AUBREY BOLES

STEVENS EXCAVATING Co. 768-2512

SUBJECT

RENEWAL OF Lic. NUMBER 47-19358-01

SUMMARY

Letter requesting renewal not signed by Harold Graves (currently only user and RSO) plus he was not mentioned in letter. Mr. Boles said that Mr. Graves was still with the company, but they have other individuals who should be added as users. He requested that we go ahead and renew the license, and they will amend the license later.

Asked about Condition 10 referring to 6416 MacCall's Avenue in St. Albans, WV and the storage location in the application was Wright Road in Pocahontas, West Virginia. He explained that their storage location is still in Pocahontas, West Virginia, and their offices are in St. Albans where they seldom if ever use the garage; therefore, Condition 10 is being changed.

ACTION REQUIRED

NAME OF PERSON DOCUMENTING CONVERSATION

SIGNATURE

DATE

ACTION TAKEN

Processed with renewal

SIGNATURE

Carl Powell

TITLE

Relocation Specialist

DATE

5-30-85

50271-101

GPO : 1981 C - 361-526 (7227)

CONVERSATION RECORD

OPTIONAL FORM 271 (12-76)
DEPARTMENT OF DEFENSE