

MATERIALS LICENSE

Amendment No. 03

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.

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| Licensee | | In accordance with letter dated April 11, 1985 | |
| 1. Naperville Excavating, Inc. | | 3. License number 12-18913-01 is amended in its entirety to read as follows: | |
| 2. 600 West Fifth Avenue Naperville, IL 60540 | | 4. Expiration date | May 31, 1990 |
| | | 5. Docket or Reference No. | 030-17350 |
| 6. Byproduct, source, and/or special nuclear material | 7. Chemical and/or physical form | 8. Maximum amount that licensee may possess at any one time under this license | |
| A. Cesium-137 | A. Sealed sources (Campbell Pacific Nuclear Model No. CPN-131) | A. 3 sources not to exceed 10 millicuries each | |
| B. Americium-241 | B. Sealed sources (Campbell Pacific Nuclear Model No. CPN-131) | B. 3 sources not to exceed 50 millicuries each | |
| 9. Authorized Use | | | |
| A. and B. To be used in Campbell Pacific Nuclear Model MC series surface moisture and density gauges to test construction materials. | | | |

CONDITIONS

10. Licensed material may be stored at 600 West Fifth Avenue, Naperville, Illinois and may be used at temporary job sites of the licensee throughout the states of Illinois, Iowa, Indiana, Wisconsin and Michigan.
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 of individuals who have been trained in the use of the gauges by the device manufacturer and who have been designated by the licensee's Radiation Protection Officer. The licensee shall maintain records of the individuals who have been designated as authorized users.

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**MATERIALS LICENSE
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13. 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) Notwithstanding the periodic leak test required by this condition, any licensed sealed source is exempt from such leak tests when the source contains 100 microcuries or less of beta and/or gamma emitting material or 10 microcuries or less of alpha emitting material.
- 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 III, 799 Roosevelt Road, Glen Ellyn, Illinois 60137, describing the equipment involved, the test results, and the corrective action taken.
- D. Tests for leakage and/or contamination shall be performed by the licensee or by other persons specifically authorized by the Commission or an Agreement State to perform such services.
14. Sealed sources containing licensed material shall not be opened or removed from their respective source holders by the licensee.
15. 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."
16. When performing tests at temporary job sites, the authorized user shall not leave the moisture/density gauge unattended. Upon completion of tests the device shall be locked in the licensee's vehicle or a secure building to prevent unauthorized use, loss or theft.
17. The licensee shall instruct all users that any maintenance or repair on the gauges involving removal of the source holders shall be performed only by the device manufacturer or by other persons specifically authorized by the Commission or an Agreement State to perform such services.

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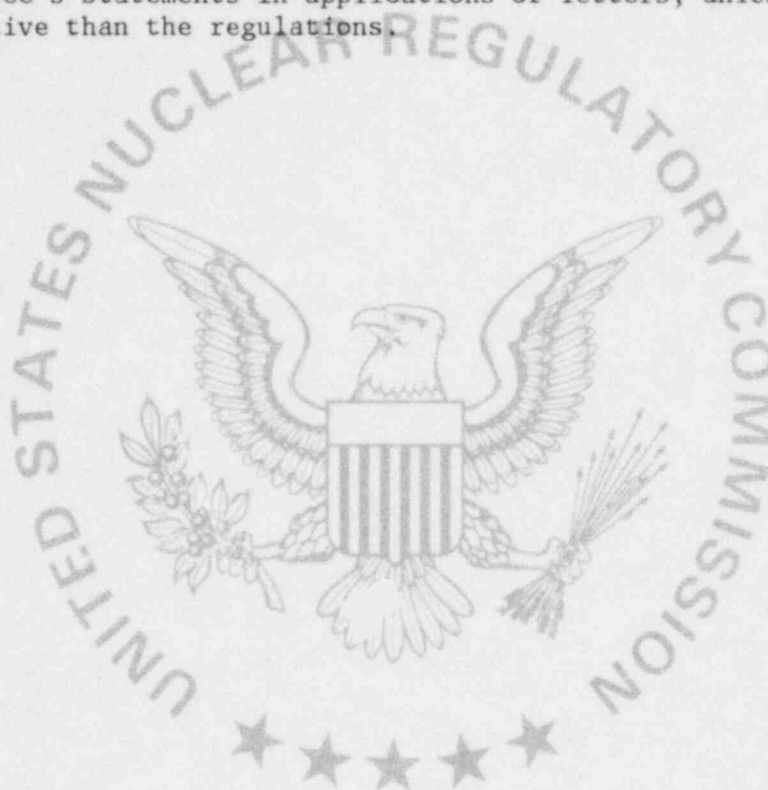
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18. The duties of the Radiation Protection Officer shall include those items listed in Item 5. of the NRC guide entitled "A Guide For preparation of Byproduct Material Applications For the Use of Sealed Sources In Portable and Semiportable Gauging Devices."
19. 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 February 27, 1980. 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

Original Signed

By Evelyn R. Matson

Materials Licensing Section, Region III

Date May 10, 1985

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