

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**

License Number
34-17009-01

Docket or Reference Number
030-12049

Amendment No. 09

301596

Tri-State Asphalt Corporation
R.D. #1
Box 427-A
Rayland, OH 43943

In accordance with letter dated July 8, 1996, License Number 34-17009-01 is hereby terminated.



280019

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date

October 10, 1996

By

[Signature] o/i
Nuclear Materials Licensing Branch, Region III

9610280029 961010
PDR ADOCK 03012049
C PDR

COPY 2

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(FOR LFMS USE)
INFORMATION FROM LTS

BETWEEN:

LICENSE FEE MANAGEMENT BRANCH, ARM
AND
REGIONAL LICENSING SECTIONS

PROGRAM CODE: 03121
STATUS CODE: 0
FEE CATEGORY: 3P
EXP. DATE: 20021130
FEE COMMENTS:
DECOM FIN ASSUR REQDT N

SS

LICENSE FEE TRANSMITTAL

A. REGION

1. APPLICATION ATTACHED
APPLICANT/LICENSEE: TRI-STATE ASPHALT CORP.
RECEIVED DATE: 960716
DOCKET NO: 3012049
CONTROL NO.: 301596
LICENSE NO.: 34-17009-01
ACTION TYPE: TERMINATION

2. FEE ATTACHED
AMOUNT: 0
CHECK NO.: 0

3. COMMENTS

SIGNED
DATE

7-16-96

B. LICENSE FEE MANAGEMENT BRANCH (CHECK WHEN MILESTONE 03 IS ENTERED /)

1. FEE CATEGORY AND AMOUNT: 3P FEE EXEMPT

2. CORRECT FEE PAID. APPLICATION MAY BE PROCESSED FOR:
AMENDMENT
RENEWAL
LICENSE

3. OTHER

SIGNED
DATE

SC 7/23/96

RECEIVED

JUL 29 1996

REGION III

RECEIVED BY LFDCB

Date July 22, 1996

Log Jul 12 III

By SC

Date Completed 7/23/96

1996 JUL 22 PM 1:52

Tri-State Group, Inc.

44-16th STREET, WHEELING, WV 26003

PHONE (304) 233-1110
FAX (304) 233-1149

07/08/96

United States Nuclear Regulatory Commission
Nuclear Materials Licensing Branch
801 Warrentonville Rd.
Lisle, Illinois 60532

RE: Termination of License
#34-17009-01

Dear Sirs or Madams,

Tri State Group, Inc. (Tri State) respectfully requests that termination of our License #34-17009-01 currently listed under the name Tri State Asphalt Corporation.

The assets of Tri State Asphalt Corporation and the trade name Tri State Asphalt Co. were sold to Shelly and Sands, Inc. of Zanesville, Ohio, in March, 1996.

The gauges or sources as listed on Exhibit 1 were sold on July 5, 1996 to Shelly and Sands. Tri State no longer has operations that require the Troxler Gauges. Although the sale of the gauges was subsequent to the sale of the Rayland, Ohio Facility, the gauges have remained at that facility within the confines of the approved storage area.

I will forward current leak test results within approximately two weeks. The gauges listed on Exhibit 1 were last leak tested in November, 1995 prior to being placed in storage.

The gauges listed on Exhibit 1 are Tri State Group, Inc.'s complete inventory of nuclear gauges. These gauges are in the process of being transferred to Shelly and Sands existing License #34-17371-01 which is in Amendment 8.

Should you have any comments on the above please advise.

Sincerely,

Termination
FEE EXEMPT

[Signature]
Kevin P. Schemp

RECEIVED

JUL 16 1996

REGION III

cc: Mr. Ron Morrison, Shelly and Sands

301596

PM: 7-10-96

JUL 16 1996

EXHIBIT 1

Troxler Model 3241C, Serial Number 1119
Troxler Model 3241C, Serial Number 1313
Troxler Model 3241C, Serial Number 1117
Troxler Model 3241C, Serial Number 1118
Troxler Model 3440, Serial Number 23966
Troxler Model 3241C, Serial Number 4934

OCT 15 1996

Kevin P. Schemp
R.D. #1
Box 427-A
Rayland, OH 43943

Dear Mr. Schemp:

Enclosed is Amendment No. 09 which terminates your NRC License
Number 34-17009-01 in accordance with your request.

If you have any questions or require clarification on any of the information
stated above, you may contact us at (708) 829-9887.

Sincerely,

Original Signed By
Gidget Watson
Nuclear Materials Licensing Branch

License No.: 34-17009-01
Docket No.: 030-12049

Enclosure: Amendment No. 09

DOCUMENT NAME: M:\03012049.T6

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	DNMS/RIII	<input checked="" type="checkbox"/>							
NAME	GWATSON:jaw								
DATE	07/10/96 GW								

04

OFFICIAL RECORD COPY

301596

Tri-State Group, Inc.

44-16th STREET, WHEELING, WV 26003

09/21/96

PHONE (304) 233-1110
FAX (304) 233-1149

United States Nuclear Regulatory Commission
Nuclear Materials Licensing Branch
801 Warrenville Rd.
Lisle, Illinois 60532

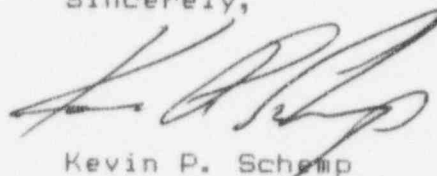
RE: Termination of License
#34-17009-01

Dear Sirs or Madams,

Please find enclosed the copies of required leak tests for the gauges sold to Shelly and Sands, Inc., Zanesville, Ohio.

Should you need anything further to terminate the license referenced above please advise.

Sincerely,



Kevin P. Schimp

ENCLOSURES

cc: Mr. R. Morrison, Shelly and Sands, Inc.
file

Pm: 9-24-96

RECEIVED
SEP 30 1996
REGION III

301596
SEP 30 1996



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park,
North Carolina 27709 U.S.A.

Device - Model # 3241 , Serial # 1118
Source(s) - Serial # 55 8582 , Serial # _____
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

M. Williams

7-19-96



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park,
North Carolina 27709 U.S.A.

Device - Model # 3241 , Serial # 1313
Source(s) - Serial # 55 8596 , Serial # _____
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

M. Williams

7-19-96



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park,
North Carolina 27709 U.S.A.

Device - Model # 3241 , Serial # 1119
Source(s) - Serial # 55 8635 , Serial # _____
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

M. Williams

7-19-96



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park
North Carolina 27709, U.S.A.

Device - Model # 3241, Serial # 1117
Source(s) - Serial # 55 8633, Serial # _____
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

H. Williams

7-19-96



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park
North Carolina 27709, U.S.A.

Device - Model # 3411, Serial # 4934
Source(s) - Serial # 40 1960, Serial # 47 1023
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

H. Williams

7-19-96



3008 Cornwallis Rd. P.O. Box 12057 Research Triangle Park
North Carolina 27709, U.S.A.

Device - Model # 3440, Serial # 23966
Source(s) - Serial # 75 5944, Serial # 47 1996
Date of Test: 7-19-96

Please print legibly and firmly. This is your return address label.

- TRI STATE ASPHALT CO.
- WHEELING, WV 26003

Your Name: _____
Telephone: () _____

ORIGINAL COPY

LEAK TEST ANALYSIS

This certifies that the sample accompanying this form has been analyzed using an approved monitoring method that measures both beta/gamma & alpha contamination; and, that the results of this analysis shows the removable activity to be less than 0.005 microcuries.

H. Williams

7-19-96



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
801 WARRENVILLE ROAD
LISLE, ILLINOIS 60532-4351

July 16, 1996

Tom Andreas
Radiation Safety Officer
Tri-State Asphalt Corp.
Box 427-A
Rayland, OH 43943

SUBJECT: ACKNOWLEDGEMENT OF CORRESPONDENCE
(☒ Letter ☐ Application ☐ Dated July 8, 1996)

Dear Licensee:

In response to your request, we have completed the initial processing, which is an administrative review of your application for a(n):

☐ New License ☐ Amendment ☐ Renewal
☒ Termination ☐ Auth User (Amendment not required) ☐ QMP Revision
☐ Other _____

No administrative deficiencies were identified during this initial review. However, it should be noted that a technical review may identify omissions in the submitted information, technical issues that require additional information, or policy/technical issues that require coordination with headquarters or other NRC regional offices.

It appears that your request is routine (see 1-3 below, as applicable) and complete.

1. New and amendment actions are normally processed within 90 days, unless we find major deficiencies, or policy issues requiring central program office assistance.
2. Renewal actions are normally processed within 180 days, however, under timely filing (before expiration), you may continue to operate under your existing license.
3. Termination actions are normally processed within 90 days, unless confirmatory surveys following decontamination/decommissioning activities are involved.

A copy of your correspondence has been forwarded to our Licensing Fee and Debt Collection Branch (301/415-6097) for approval of the fee category and amount.

If you have a compelling safety or business-related reason for requesting expedited review, please contact the Materials Licensing Branch at (708) 829-9887. We will try to complete your request as soon as practicable. Any correspondence about this request should reference the control number.

Nuclear Materials Support Branch

Mail Control No. 301596
License No. 34-17009-01