

4-18-97

Henry Seemore
State Street Bank and Trust Co.
Corporate Trust Department
Two International Place, 4th Floor
Boston, MA 02110

Dear Mr. Seemore:

This is in reference to your facsimile message dated April 15, 1997. We have reviewed the attached amendment to the Standby Trust Agreement and believe it contains all appropriate provisions for the transfer of the regulatory oversight to the Commonwealth of Massachusetts. Enclosed with this letter is the executed copy of the First Standby Trust Agreement Amendment.

If you have any questions, please contact me at (610) 337-5252. Thank you for your cooperation.

Sincerely,

~~Original Signed By:~~

John D. Kinneman, Chief
Nuclear Materials Safety Branch 2
Division of Nuclear Materials Safety

Enclosure:
Executed copy of First Standby
Trust Agreement Amendment

cc (w/o enclosure):
Robert M. Hallisey
Director, Radiation Control Program
Department of Public Health
Commonwealth of Massachusetts

Trustees of Tufts College
Treasury Operations

RETURN ORIGINAL TO
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PDR



H. Seemore
State Street Bank and Trust Co.

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DATE	04/17/97		04/17/97		04/ /97		04/ /97

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State Street Bank and Trust Co.

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OFFICE	DNMS/RI	<input checked="" type="checkbox"/> N	DNMS/RI	<input checked="" type="checkbox"/> N			
NAME	KBrown/kab <i>BD</i>		J. Heman				
DATE	04/17 97		04/17/97		04/ /97		04/ /97

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STATE STREET®

URGENT!!!!!!*Facsimile Message**From: Hank Seemore**Date: April 15, 1997**Fax: (617) 664-5365**Tel # (617) 664-5601**Total Number of Pages (Including Cover Sheet) 3**To the following:**Name: Darleen Karp**Company: Tufts**Fax No. 617-627-3943**Name: Bob Gallagher**Company: MDPH**Fax No. 617-727-2098**Name: Craig Gordon**Company: NRC**Fax No. 610-337-5269**Name: _____**Company: _____**Fax No. _____**Name: _____**Company: _____**Fax No. _____**Name: _____**Company: _____**Fax No. _____**Name: _____**Company: _____**Fax No. _____**Comments:*

Attached is an admendment to the Standy Trust Agreement between the NRC, Tufts College, Mass. Dept. of Public Health and State Street Bank. I ask that each of you execute the agreement (4 originals) and fax your counterpart signature pages to my attention at the above fax number and mail the originals to my attention at:

State Street Bank and Trust Co.,
Corporate Trust Department,
Attn: Henry Seemore
Corporate Trust,
Two International Place, 4th floor,
Boston, MA 02110.

After reciept, I will diseminate originals of the counterpart signature pages to each of you. I ask that you fax your signature pages at your earliest convenience so that we meet the April 21st transfer deadline. Please call with any questions.

FIRST STANDBY TRUST AGREEMENT AMENDMENT, dated as of April 11, 1997, between the TRUSTEES OF TUFTS COLLEGE, a Massachusetts corporation, and State Street Bank and Trust Company.

RECITALS

WHEREAS, the Grantor has entered into a Standby Trust Agreement ("Agreement") dated as of August 17, 1990 with The First National Bank of Boston, as Trustee, to provide to the U.S. Nuclear Regulatory Commission ("NRC"), an agency of the U.S. Government, financial assurance that funds will be available when needed for decommissioning activities;

WHEREAS, the Trustee became the successor to The First National Bank of Boston pursuant to Section 13 of the Agreement;

WHEREAS, the Department of Public Health of The Commonwealth of Massachusetts ("DPH") is now the public agency responsible for regulatory oversight of the decommissioning activities contemplated by the Agreement; and

WHEREAS, section 15 of the Agreement provides for amendment by an instrument in writing executed by the Grantor, the Trustee and the NRC or by the Trustee and the NRC if the Grantor ceases to exist;

The parties hereto, for good and valuable consideration, receipt of which is hereby acknowledged, agree as follows:

1. Capitalized terms not defined herein shall have their associated meanings as defined in the Agreement.
2. The Agreement is hereby amended by deleting all references to the Nuclear Regulatory Commission or NRC wherever it appears, and substituting in its place the Department of Public Health for The Commonwealth of Massachusetts, with effect from and after March 21, 1997 (the "Effective Date").
3. The Agreement is hereby amended to reflect the addresses for notice to the Trustee, the Grantor, the Commonwealth of Massachusetts Department of Public Health and to delete reference to the notice address for the NRC.

If to the Trustee, to:

State Street Bank and Trust Company
Attn: Corporate Trust
Two International Place, 4th floor
Boston, MA 02110

If to the Grantor, to:

Trustees of Tufts College
Treasury Operations
169 Holland Street
Somerville, MA 02144

If to the DPH, to:

Mr. Robert M. Hallisey
Director, Radiation Control Program
Department of Public Health
305 South Street, 7th Floor
Jamaica, Plain, MA 02130

4. Except as amended hereby, the Agreement remains in full force and effect.
5. This Amendment may be executed in any number of counterparts, each of which when so executed shall be deemed to be an original, but all such counterparts shall together constitute but one and the same instrument.

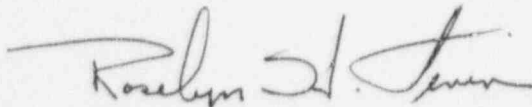
IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be duly executed,
all as of the March 21, 1997.

STATE STREET BANK AND
TRUST COMPANY, as Trustee

BY: _____
Name:
Title:

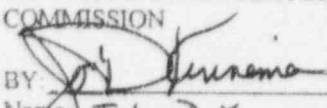
COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC HEALTH

AGREED TO: _____
Name:
Title:



NOTARIAL SEAL
ROSELYN H. LEVIN, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 11, 2000

U.S. NUCLEAR REGULATORY
COMMISSION

BY: 
Name: John D. Kinneman
Title: Chief Nuclear Materials
Safety Branch

TRUSTEES OF TUFTS
COLLEGE

BY: _____
Name:
Title: