UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

July 8, 2003

Foley Construction Services
ATTN: Sharon Lee Foley
Radiation Safety Officer
15837 Jade Glen Avenue
Sandy, Oregon 97055

SUBJECT: INITIAL NRC FORM 241 FOR CALENDAR YEAR 2003

Ms. Foley:

This acknowledges receipt of your initial NRC Form 241 dated July 1, 2003, and the $1400 application fee, submitted to the NRC Region IV office to report proposed activities in NRC jurisdiction under the authority of the general license pursuant to 10 CFR 150.20.

I made several contacts concerning Lassen Volcanic National Park and it was determined that Lassen Volcanic National Park is under exclusive Federal jurisdiction. In the event that you need additional information, I spoke with Mr. Ralph Mihan, U.S. Department of the Interior, Office of the Solicitor, San Francisco Field Office. He may be reached at 510-817-1460. He informed me that in 1929 the State ceded the land to the Federal government under exclusive Federal jurisdiction. Essentially all National Parks are under exclusive Federal jurisdiction.

However, National Forests are typically NOT areas of exclusive Federal jurisdiction. Approximately, less than ½ percent of the land held by the Forest Service is considered exclusive Federal jurisdiction. Those lands are generally lands which were military bases prior to being turned over to the Forest Service. I spoke with Mr. Robert M. Simmons, Regional Attorney for the Pacific Southwest Region of the USDA Forest Service. He may be reached at 415-744-3162.

Your Agreement State license is recognized as valid for the proposed use of licensed material at the location listed on your NRC Form 241, and attachments, if any. Please be aware that working under reciprocity in NRC jurisdiction requires you to comply with NRC regulations, as described in 10 CFR 150.20.

The calendar year 2003 RTS Reference number for your proposed locations of work is as follows. Reference numbers for other locations will be assigned when the respective clarifications are received in this office. Once assigned, please refer to the appropriate RTS Reference number in any future communications.

RTS Reference Number	Proposed Location of Work
866	Lassen Volcanic National Park

You must submit an NRC Form 241 clarification report when you propose to add locations of work, add or delete dates of work, change work site contacts, use different radioactive materials, or elect to perform additional work activities within NRC jurisdiction, and subsequently provide those changes to this office. Please note, all notifications or clarifications of work activities or changes to the information submitted on the initial NRC Form 241 must include as a minimum, the following information: licensee name, agreement state license number, location of work, dates of work, and the signature of the RSO or designee.

Information submitted on NRC Form 241 must be specific regarding the location and dates of use. The regulations require you to notify this office three days prior to any proposed generally licensed activity. However, given the nature of your licensed activity, the time requirement specified in 10 CFR 150.20(b)(1) for filing an NRC Form 241 clarification report and any subsequent notifications have been waived, provided that you:

A. Inform this office by telephone or facsimile of work activities or changes to the information submitted on the initial NRC Form 241, and

B. Receive oral or written authorization for the activities from this office, and

C. Submit written confirmation within 3 days after the notification.

Enclosed is an NRC signature copy of your NRC Form 241. We appreciate your cooperation. If you have questions concerning this letter or other aspects of working in NRC jurisdiction under reciprocity, please contact me at 817-276-6552.

Please use one of the following FAX numbers for submitting NRC Form 241 clarifications.

817-860-8263
817-860-8188

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if you provide one, will be made available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at http://www.nrc.gov/reading-rm/adams.html (the Public Electronic Reading Room).

Sincerely,

/RA/

Rachel S. Browder, Health Physicist
Nuclear Materials Licensing Branch

Enclosure: As stated

cc w/copy of NRC Form 241 and Materials License:
California Radiation Control Program Director

UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-8064

July 8, 2003

MEMORANDUM TO: Shirley Crutchfield
License Fee and Accounts Receivable Branch (T9 E10)

FROM: Rachel S. Browder, Health Physicist **/RA/**
Nuclear Materials Licensing Branch, Region IV

SUBJECT: FEE TRANSMITTAL

A. Region IV

1. NRC FORM 241 ATTACHED:

Applicant/Licensee:	Foley Construction Services
NRC Form 241 Dated:	July 1, 2003
Agreement State License:	CA 5911-52
Program Code(s):	03121

2. FEE ATTACHED:

Amount: $1400 Check: # 6166

3. COMMENTS:

B. LICENSE FEE AND ACCOUNTS RECEIVABLE BRANCH

1. Fee Category and Amount:_____

2. Correct Fee Paid. Submittal may be processed for:

General License _____

Signed_____ Date:_____