



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
612 EAST LAMAR BOULEVARD SUITE 400  
ARLINGTON, TEXAS 76011-4125

September 4, 2008

Rice Kilroy Construction, Inc.  
ATTN: Tim Payne  
Secretary/Treasurer  
P.O. Box 1548  
Dubois, Wyoming 82513

SUBJECT: TERMINATION OF YOUR NRC RADIOACTIVE MATERIALS LICENSE

On letter dated July 10, 2008, you informed the U.S. Nuclear Regulatory Commission that you wished to terminate NRC License No. 49-27725-01. The supporting documentation provided by you stated that all radioactive material possessed under this license had been transferred to a licensed entity and that the latest leak test indicated that there was no leakage of radioactive material from the sealed sources. Based on this information and a review of your historical file, the staff concluded that all licensable radioactive material has been removed from your facility. Your facility located at 5028 U.S. Highway 26, Dubois, Wyoming, is suitable for unrestricted use in accordance with 10 CFR 20.1402, "Radiological Criteria for Unrestricted Use." No further remediation or actions with respect to NRC regulated material is required. Therefore, NRC License No. 49-27725-01 is hereby terminated as stated in the enclosed Amendment No. 01 to the license. An environmental assessment for this licensing action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(20)(ii).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

You can contact me at 817-860-8189 if you have questions on any of the information stated above.

Sincerely,

**/RA/**

Roberto J. Torres, Senior Health Physicist  
Nuclear Materials Safety Branch B

Docket: 030-35972  
License: 49-27725-01  
Control: 471871

Enclosure: As stated

**MATERIALS LICENSE  
SUPPLEMENTARY SHEET**License Number  
49-27725-01Docket or Reference Number  
030-35972

Amendment No. 01

Rice Kilroy Construction, Inc.  
P.O. Box 1548  
Dubois, Wyoming 82513

In accordance with letters dated July 10, 2008 and August 11, 2008, License No. 49-27725-01 is hereby terminated.



FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date: September 4, 2008

By: /RA/  
Roberto J. Torres, Senior Health Physicist  
Nuclear Materials Safety Branch B  
Region IV  
Arlington, Texas 76011