

MAY 3 1974

William E. Garner, Esq.  
Route 4, Box 354  
Scottsboro, Alabama 35768

In the Matter of Tennessee Valley Authority  
(Bellefonte Nuclear Plant, Units 1 and 2)  
Docket Nos. 50-438 and 50-439

Dear Mr. Garner:

I have received a copy of the letter of April 30, 1974, addressed to the Chairman of the Atomic Safety and Licensing Board which was signed by you and Mr. Powell.

I note that the Applicant and Intervenors "have stipulated and agreed that the sole issue in controversy in this proceeding is whether the access railroad to the proposed Bellefonte Nuclear Plant should follow the route proposed in the Applicant's draft environmental statement or the alternate route described therein." In light of this stipulation and our recent conversations, I regard as withdrawn all your previous questions except question no. 21 in your letter of April 5, 1974, insofar as it relates to the access railroad.

As you know, the regulatory staff is giving additional attention to the location of the access railroad, and I will keep you apprised regarding this matter.

Sincerely,

William D. Paton  
Counsel for AEC Regulatory Staff

cc: See page 2.

cc: Elizabeth S. Bowers, Esq.  
Mr. Glenn O. Bright  
Dr. E. Leonard Cheatum  
Hugh K. Clark, Esq.  
Dr. John H. Manley  
Robert H. Marquis, Esq.  
David G. Powell, Esq.  
Mr. Aubrey V. Godwin  
Elisha C. Poole, Esq.  
Atomic Safety and Licensing  
Appeal Board  
Atomic Safety and Licensing  
Board Panel  
Mr. Frank W. Karas

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