



Franklin Green
Vice President
Engineering and Technology

November 27, 2012

VIA E-MAIL

Frank Tran
NRC Region III
Attn: Material License Branch

RE: Eagle Materials Inc. and Lafarge North America, Inc.
Transfer of License for Nuclear Material
License No. 24-32230-01

Dear Mr. Tran:

Following up our phone conversation today, I am sending a revised letter requesting transfer of NRC license 24-32230-01 for a Gammametrics analyzer at the Lafarge North America, Inc. ("Lafarge") Sugar Creek Cement Plant. Lafarge North America, Inc. currently holds the above-referenced license at its Sugar Creek, Missouri facility. Lafarge has entered into an agreement providing for the sale and transfer of certain of its assets, including the above-referenced facility, to Eagle Materials Inc. or one of its subsidiaries. Eagle Materials Inc. ("Eagle") is a public company based in Dallas, Texas whose common stock is traded on the New York Stock Exchange under the symbol "EXP." In connection with the sale, we request that you transfer Lafarge's permit to Eagle's subsidiary, **Audubon Materials LLC** as of the closing date of November 30, 2012.

Please note that while this sale will affect the ownership of the permitted facility, Eagle does not expect it to have an effect on day-to-day operations under the Agreement. The following contains information with respect to the changes

1. Provide a complete description of the transaction (transfer of stocks or assets, or merger). Indicate whether the name has changed and include the new name. Include the name and telephone number of a licensee contact who NRC may contact if more information is needed.

Transfer of all assets at the Sugar Creek facility. The name of the new company is **Audubon Materials LLC**. If more information is required regarding the transaction, please contact Mr. Frank Green at Eagle Materials Inc., (214) 432-2015.

2. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for new personnel.

No changes in personnel or duties related to the licensed program.

3. Describe any changes in the organization, location, facilities, equipment or procedures that relate to the licensed program.

No changes to the organization, location, facilities, equipment or procedures related to the licensed program.

4. Describe the status of the surveillance program (surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.

All aspects of the surveillance program (surveys, wipe tests, quality control) are being conducted per the applicable requirements of the NRC Rules at the present time. All applicable requirements will continue to be met at the time that control is transferred from Lafarge to Audubon Materials LLC.

5. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.

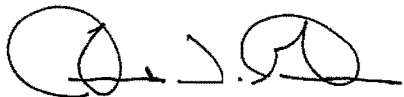
All current and historical records regarding operation of the radiation device such as, but not limited to surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity will be transferred to Audubon Materials LLC.

6. Confirm that the transferee will abide by all constraints, conditions, requirements and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.

Audubon Materials LLC will abide by all constraints, conditions, requirements and commitments of Lafarge North America, Inc. with respect to the radiation license.

The transfer of the permit is contingent on the closing of the transaction. We will keep the agency advised of any changes in, or more definitive information concerning, the proposed transfer date. If the transaction does not close, this request to transfer the permit shall be deemed withdrawn and any consent to the transfer will be of no force or effect whatsoever. Eagle and Lafarge will provide you written confirmation that the closing has occurred and will also notify you should the closing date of the sale change.

Sincerely,



Franklin D. Green

Eagle Materials

Vice President Engineering and Technology

cc: File

Tran, Frank

From: Frank Green [fgreen@eaglematerials.com]
Sent: Tuesday, November 27, 2012 11:06 AM
To: Tran, Frank
Subject: Transfer of License - No. 24-32230-01
Attachments: Revised Submittal-11-27-12.pdf

Mr. Tran,

Please find the attached revised submittal with letter head and signature from Eagle Materials. Please note that the company that the license will be transferred to is "Audubon Materials LLC" a wholly owned subsidiary of Eagle Materials. This is noted in the letter.

Please let me know if you have any further questions or clarifications.

Regards,

Franklin Green
Vice President Engineering & Technology

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3811 Turtle Creek Blvd - 1100
Dallas, TX 75219

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