

Docket No.: 50-346

The Toledo Edison Company  
ATTN: Mr. Lowell E. Roe  
Vice President, Facilities  
Development  
Edison Plaza  
300 Madison Avenue  
Toledo, Ohio 43652

Gentlemen:

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Although the requirements for Appendices G and H, 10 CFR 50 became effective on August 16, 1973, it was recognized by the then Atomic Energy Commission that there would be an interim period when, for plants under construction, the method of compliance with certain provisions of Appendices G and H would be determined on a case by case basis.

It was decided that if test data needed to establish certain fracture control requirements was not available because the requirements were not required at the time material sampling was done, estimated values that were appropriately conservative could be used.

However, where material samples were available, it was decided that test data needed for certain requirements of Appendices G and H would be required by providing documentation upgrading the Reactor Vessel Surveillance Program and associated Fractive Toughness data for the reactor vessel.

You have referenced in the Final Safety Analysis Report (FSAR), for the Davis-Besse Nuclear Power Station, Unit 1 (DB-1) the Babcock & Wilcox topical report, BAW-10006A, "Reactor Vessel Material Surveillance, Rev. 3" as being applicable to DB-1.

BAW-10006A has been superseded by BAW-10100A, "Reactor Vessel Material Surveillance Program - Compliance with 10 CFR 50, Appendix H for Ocone Class Reactors." The material sampling and test data reported in BAW-10100A is applicable to DB-1.

Therefore, it is the staff's position that BAW-10100A, instead of BAW-10006A, is the acceptable documentation for DB-1.

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The Toledo Edison Company

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We request that you state your intent regarding compliance with this position within seven (7) days after receipt of this letter and amend your next revision to the FSAR accordingly.

If you plan to appeal to licensing management, please advise us by letter within seven (7) days after receipt of this letter.

Please call us if you have any questions concerning these matters.

Sincerely,

A. Schwencer, Chief  
Light Water Reactors Branch 2-3  
Division of Reactor Licensing

ccs: Donald H. Hauser, Esquire  
The Cleveland Electric Illuminating Co.  
P. O. Box 5000, Room 610  
Cleveland, Ohio 44101

Gerald Charnoff, Esquire  
Shaw, Pittman, Potts, Trowbridge  
and Madden  
910 17th Street, N. W.  
Washington, D. C. 20006

Leslie Henry, Esquire  
Fuller, Seney, Henry & Hodge  
300 Madison Avenue  
Toledo, Ohio 43604

bccs: J. R. Buchanan, ORNL  
T. B. Abernathy, DTIE

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