

However, the first portion of the sentence relates to unanalyzed impacts of fuel storage at Harris, and this aspect of the proposed contention was accepted by the Board. Id. Accordingly, the Staff would add to Applicants' proposed language for CCNC 4 at p.5 of the Motion:

Further there has been no analysis of safe storage of irradiated assemblies and other radioactive materials at SHNPP.

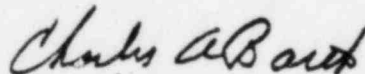
WILSON 1(e), (f1)-(f3)

Applicants assert they have re-typed Dr. Wilson's original contention, including the discussion of the Cape Fear River water pumped into the Reservoir. However, they have not included I(f4). Applicants have stated that they do not read the statement denominated I(f4) as raising an issue different than the two issues covered by Contention I(e) and Contention I(f1-3). See Applicants' Objections and Requests for Clarification at 3, n.2. The Staff would retain all portions of Contention If at this stage of the proceeding. See NRC Staff Response To Memorandum And Order (Reflecting Decision Made Following Prehearing Conference) at 3-4. Accordingly, the Staff would add to Applicants' proposed language for Wilson 1(e)-(f1-4) at pp. 9-10 of the Motion:

(f4) Even if their calculations were taken at face value, the 79 cfs flow of Buckhorn Creek is too close to the 53 cfs projected average consumptive water use to not consider the Cape Fear River to be a frequent source of water for the Main Reservoir. The Applicant may indeed have had this in mind since the lack of dependence on Cape Fear that was professed in the Environmental Review meeting is not explicitly stated in the written amendments, and section 2.4.2-5 still reads "Buckhorn Creek is not critical to plant operation."

The practice of a Licensing Board issuing an order setting forth the wording of the admitted contentions has been followed in the past. See, e.g., Cincinnati Gas and Electric Co. (Wm. H. Zimmer Nuclear Power Station, Unit 1) 15 NRC 1549 at 1618 ff. (1982); United States Department of Energy, et al. (Clinch River Breeder Reactor Plant) 15 NRC 855 at 866 ff. (1982). The Staff's experience is that it is very useful and helpful to all the parties and the Board to have established the precise wording of each contention. For these reasons, the Staff supports, with the exceptions noted above, Applicants' Motion.

Respectfully submitted,



Charles A. Barth
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 6th day of January, 1983

Wells Eddleman
718-A Iredell Street
Durham, NC 27701

John Runkle, Executive Coordinator
Conservation Counsel of North Carolina
307 Granville Rd.
Chapel Hill, NC 27514

George F. Trowbridge, Esq.
Thomas A. Baxter, Esq.
John H. O'Neill, Jr., Esq.
Shaw, Pittman, Potts & Trowbridge
1800 M Street, N.W.
Washington, DC 20036

Dr. Phyllis Lotchin
108 Bridle Run
Chapel Hill, NC 27514

Atomic Safety and Licensing Appeal
Board Panel*
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Deborah Greenblatt, Esq.
1634 Crest Road
Raleigh, NC 27606

Richard E. Jones, Esq.
Associate General Counsel
Carolina Power & Light Company
P.O. Box 1551
Raleigh, NC 27602

Atomic Safety and Licensing Board
Panel*
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Docketing and Service Section*
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, DC 20555



Charles A. Barth
Counsel for NRC Staff