

PDR

**AMAX**

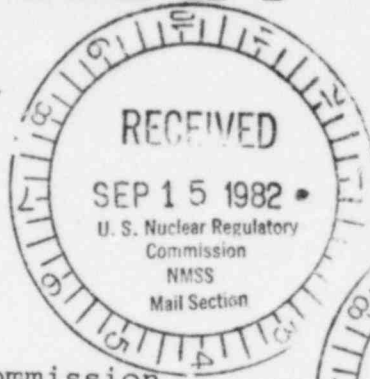
40-8820

AMAX ENVIRONMENTAL SERVICES, INC.

Peter Keppler  
Vice President and General Counsel

August 31, 1982

Mr. William Nixon  
Nuclear Regulatory Commission  
1717 H Street, NW  
Washington, DC 20555



~~REDACTED~~  
Return to:  
396-SS

Dear Mr. Nixon:

At the time the AMAX application for an interim safe storage license for radioactive contaminated soil at the Parkersburg, West Virginia site was being reviewed, you suggested that AMAX obtain authorization from the adjacent property owner to remove some soil material from that property. A natural drainage ravine received runoff from the AMAX property and testing has indicated that some of the area has more than two times background radioactivity and the soil should be removed and placed in the designated storage or disposal area.

AMAX has obtained authorization from the adjacent property owner (Chiyoda Steel Corp.) for the soil removal and cleanup as evidenced by the enclosed letter. The radioactive contaminated soil has been removed from the Chiyoda property and placed in the disposal area on the AMAX site. If you have any questions or need further information on this matter, please let me know.

Sincerely yours,

*Peter Keppler*  
Peter Keppler

PK:mpa  
enc.

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AMAX, Inc.  
AMAX Environmental Services, Inc.  
Attention: Mr. Peter Keppler  
1707 Cole Boulevard  
Golden, Colorado 80401

Gentlemen:

Chiyoda Steel Corp. (U.S.A.), hereinafter "Chiyoda", is the owner of certain real property located in Wood County, West Virginia, that is situated immediately south and adjacent to property owned by AMAX, Inc., hereinafter "AMAX". You have requested permission for access onto the Chiyoda property in order to remove surfacial soil that contains more than background levels of radioactivity. This soil is located in a ravine that receives natural drainage and runoff from the AMAX property.

This letter shall serve as permission for AMAX and AMAX Environmental Services, Inc. and their agents and contractors to go onto the Chiyoda property in Wood County, West Virginia, for purposes of removing soil matter that is shown to contain more than natural background radiation in the local area. It is our understanding that the soil matter will be removed according to approved state and Federal procedures. We request that our local counsel, Mr. J. Thomas Lane of Charleston, West Virginia, be advised regarding the time the work is performed and completed.

This permission is conditioned upon and AMAX and AMAX Environmental Services, Inc. hereby agree to hold Chiyoda harmless and to protect and indemnify Chiyoda against any and all liability, loss, damage, expense, causes of action, suits, claims and judgments, including reasonable legal expenses in connection with defending any such action, suit or claim, arising from injury to persons or property of any nature and for any matter resulting from the occupation, operations, or other use of Chiyoda's property by AMAX or AMAX Environmental Services, Inc.

This permission does not constitute a waiver of any right or claim of Chiyoda for past or future damages to its property.

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This permission is further conditioned upon the acceptance by AMAX and AMAX Environmental Services, Inc. of all of the terms and agreements hereof and your returning to our counsel, Mr. J. Thomas Lane, an executed copy of this letter.

CHIYODA STEEL CORP. (U.S.A)

By Masao Sakata  
Name: Masao Sakata  
Title: President  
Date: August 16, 1982

AMAX, INC.

By R. A. Barker  
Name: R. A. Barker  
Title: Vice-President, AMAX Inc.  
Date: August 30, 1982

AMAX ENVIRONMENTAL SERVICES, INC.

By E. R. Bingham  
Name: E. R. Bingham  
Title: President  
Date: August 30, 1982