

FEB 10 1983

Docket No. 50-298

Nebraska Public Power District  
ATTN: Mr. J. M. Pilant, Director  
Licensing & Quality Assurance  
Post Office Box 499  
Columbus, Ohio 68601

Gentlemen:

As you are aware, there are certain applications pertaining to the Cooper Nuclear Station (CNS) that have been pending a resolution on fees pursuant to 10 CFR 170.22 for quite some time. We thank you for your patience and indulgence with our lateness in resolving the fee issues on them. Hopefully, the following will address all of these old items. The applications are:

1. A July 5, 1978 submittal of Amendment No. 40 (updated Emergency Plan) to the CNS Final Safety Analysis Report which your company paid a Class III fee of \$4,000 by a letter received by us on May 2, 1979.
2. A January 30, 1980 application for:
  - a. Changes regarding Maximum Average Planar Linear Heat Generation Rate limits for Types 2 and 3 fuel assemblies which have exposure values that exceed those authorized by the Technical Specifications (TS), and
  - b. Several administrative changes.

A Class II fee of \$1,200 was remitted with this application. The application was approved by Amendment Nos. 67 and 68 issued on January 30, 1981 and February 23, 1981, respectively.

3. A July 16, 1981 application for TS changes regarding the maximum suppression pool temperature limit. A Class II fee was remitted with this application which was approved by Amendment No. 72 on July 23, 1981.

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4. A December 31, 1981 application for extended exposures without the penalties imposed in Amendment No. 67 that NRC issued on January 30, 1981 for item 2 above. No fee was remitted because you viewed this request as an extension of your January 30, 1980 request (item 2). This application was approved by Amendment No. 78 issued on April 1, 1982.

Based on data provided by the staff of the Division of Licensing (DL) as a result of their final reviews or fee reassessments, it has now been determined that:

1. The July 5, 1978 submittal does not require review and approval; therefore, a refund is in order for the \$4,000 which your company paid.
2. Item 2.a above involved consideration of a single safety issue which requires a Class III fee of \$4,000. The Class II which your company paid is appropriate for item 2.b.
3. The Class III fee addressed in our letter of April 8, 1982, is appropriate for item 3. Since \$1,200 was remitted with the application, an additional \$2,800 is due the NRC.
4. The December 31 application cited in item 4 involved a review that was administrative in nature and is considered to be a separate application from the one dated January 30, 1980, which was approved on January 30, 1981, for the requested limited time. Therefore, a Class II fee of \$1,200 is due for it.

Since a sum of \$8,000 is due the NRC for items 2, 3 and 4, we are applying the \$4,000 refund for item 1 towards items 3 (consistent with your letter dated May 7, 1982) and 4. It is requested that your company remit a sum of \$4,000 to our office in payment of the fees required for item 2.a.

Sincerely,

Original Signed by:  
Reba M. Diggs

Reba M. Diggs  
Facilities Program Coordinator  
License Fee Management Branch  
Office of Administration

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