Niagara Mohawk

John H. Mueller

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> October 23, 1998 NMP1L 1374

U. S. Nuclear Regulatory Commission Attn: Document Control Desk Washington, DC 20555

RE:

Nine Mile Point Unit 1 Docket No. 50-220 DPR-63

Nine Mile Foint Unit 2 Docket No. 50-410 NPF-69

Subject:

Request for Consent to the Indirect Transfer of Control Pursuant to

10CFR50.80

Gentlemen:

By letter dated July 21, 1998, Niagara Mohawk Power Corporation (NMPC) submitted, pursuant to 10 CFR 50.80, a request for consent to the indirect transfer of control over NMPC's interest in Operating License Nos. DPR-63 and NPF-69 for, respectively, Unit 1 and Unit 2 of the Nine Mile Point Nuclear Power Station in connection with the creation of a new holding company. Based on further discussions with the Staff, NMPC hereby supplements its Application to clarify a commitment regarding divestiture contained on page 10 of the Application.

Specifically, NMPC commits as follows:

NMPC will provide the Director of the Office of Nuclear Reactor Regulation a copy of any application, at the time it is filed, to transfer (excluding grants of security interests or liens) from NMPC to its proposed parent, or to any other affiliated company, facilities for the production, transmission, or distribution of electric energy having a depreciated book value exceeding ten percent (10%) of NMPC's consolidated net utility plant as recorded on NMPC's book of accounts.

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This commitment supersedes and replaces in its entirety the commitment contained in the first full sentence on page 10 of the Application.

Sincerely,

John H. Mueller

Senior Vice President and Chief Nuclear Officer

JHM/KLL/sc

xc: Mr. H. J. Miller, NRC Regional Administrator

Mr. S. S. Bajwa, Director, Project Directorate I-1, NRR

Mr. G. K. Hunegs, Senior Resident Inspector

Mr. D. S. Hood, Senior Project Manager, NRR

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