

P R I O R I T Y

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TX 1467C 242246C

FM USAEC ALBUQUERQUE NMEX

1960 JUN 24 PM 10 40

TO USAEC WASHDC

AEC GRNC

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U.S. ATOMIC ENERGY COMM. T W X UNIT

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PD THERE FOLLOW COMMENTS ON TRANSFER AGREEMENT CONTAINED IN YOUR

TX NO C-149 DTD JUNE 23 PD 1960 PD WITH REFERENCE TO PARA 1B

CMM IT IS NOTED THAT A COMMITMENT IS MADE FOR THE ARMY WITH REGARD

TO RETURN OF ARMY TUGS PD SUCH BEING THE CASE CMM IT IS SUGGESTED

THAT THE SIGNATORY SHOULD BE IN FACT AN INDIVIDUAL AUTH TO SIGN

FOR THE ENTIRE DOD OR IN THE EVENT THIS IS NOT DONE CMM A CONCURRENCE

SIGNATURE OF A DEPT OF THE ARMY REP SHOULD BE OBTAINED PD IN VIEW

OF THE LANGUAGE CONTAINED IN THE 1 JULY 1955 AGREEMENT CMM IT IS

BELIEVED SIGNATORIES TO THE TRANSFER AGREEMENT SHOULD HAVE EQUAL

AUTHORITY TO THOSE OF THE 1955 AGREEMENT PD PARA PD IN PARAGRAPH

1C IT IS BELIEVED THE EXISTING AGREEMENT REFERENCED IN THE LAST

SENTENCE SHOULD BE FURTHER IDENTIFIED CLN "AS CONTAINED IN 1 JULY

1955 AGREEMENT BETWEEN AEC AND DOD ON COSTS AND RESPONSIBILITIES

FOR OPERATIONS AT PACIFIC PROVING GROUNDS" PARA PD IT IS RECOMMENDED

THAT THE FIRST SENTENCE OF PARA 4 BE DELETED IN ITS ENTIRETY PD

WE HAVE NO WAY OF KNOWING ALL DOD RESPONSIBILITIES OR LIABILITIES

INCURRED IN THE PACIFIC OCEAN AREA WHICH MAY HAVE BEEN INCURRED

IN SOME POSSIBLY REMOTE CONNECTION WITH AEC OPERATIONS THERE PD

IN ANY EVENT CMM THE OVERSEAS OPERATIONS IN CONJUNCTION

END OF PAGE ONE

CONFIRMED TO BE UNCLASSIFIED
AUTHORITY: DOE/SA-20
BY R.S. DEWEY, DATE: 6/8/94

CLASSIFICATION CANCELLED
BY AUTHORITY OF Doc
BY [Signature] DATE 1/23/87

MILITARY RESEARCH & APPL 7 898

PARAPHRASE NOT REQUIRED

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WITH FULL SCALE TESTS WERE A JOINT VENTURE ON THE PART OF AEC AND DOD
PD THE SENTENCE IS BELIEVED UNNECESSARY BECAUSE ANY CLAIM ARISING
OUT OF OPERATIONS PRIOR TO 1 JULY 1960 WOULD REMAIN AN AEC OR DOD
RESPONSIBILITY DEPENDING ON WHO HAD RESPONSIBILITY BEFORE 1 JULY
1960 AND COULD NOT POSSIBLY BE AFFECTED
BY THIS TRANSFER TO DOD PD IT IS FURTHER CONSIDERED THAT OPERATIONS
AFTER JULY 1 WITH RELATED RESPONSIBILITIES OR LIABILITIES ARE
AUTOMATICALLY A RESPONSIBILITY OF THE DOD PD PARA PD WE MUCH PREFER
TO RETAIN FORMER LANGUAGE SUGGESTED FOR PARA 6 PD THIS WOULD
EFFECT DELETION OF THE WORDS CLN "AND WHICH THE NAVY HAS NOT SEPARATELY
CONTRACTED FOR BEFORE THAT DATE" THE PRESENT LANGUAGE COULD PERMIT
A DUPLICATION ALTHOUGH UNLIKELY CMM AS THERE IS NO REQUIREMENT FOR
THE NAVY TO NOTIFY US OF CONTRACTS ENTERED INTO BEFORE JULY 1
PD PARA PD IN CONNECTION WITH PARA 8 SUBPARA D CMM WE ARE UNABLE
TO CLEARLY IDENTIFY THE HERTFORD-ANDERSON MEMO OF UNDERSTANDING
DTD 30 OCT 1959 PD WE HAVE A MEMO OF UNDERSTANDING WHICH WAS TRANSMITTED
TO THIS OFFICE ON 2 NOV 1959 BY BRIG GEN GEORGE T DUNCAN WHICH
MAJ GEN C H ANDERSON SIGNED PD OUR COPY DOES NOT SHOW HIS DATE
OF SIGNATURE PD IT COULD WELL BE OCT 30 PD SIGNATURE OF THE MGR
ALO CMM TO THIS DOCUMENT IS INDICATED AS NOV 4 1959 PD ALSO CMM WE
BELIEVE THE MEMO OF AGREEMENT BETWEEN AEC AND PMR EFFECTIVE DURING
THE PERIOD BEGINNING JAN 1 1959 CMM SHOULD ALSO BE LISTED AS SUSPENDED
AND SUPERSEDED PD AGREEMENT WAS SIGNED BY K F HERTFORD CMM MGR
ALO J P MONROE COMMANDER PMR AND C C HARTMAN CMM COMMANDANT
ELEVENTH NAVAL DIST END TA VUL-2504

CC PAGE TWO LINE TWO WORD TO READ * ARISING VICT ARISINT

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