

Oswego Castings
Site No. 738033
Mitchell Street
Oswego County, NY
Tax Map: 111.69-01-01.000

ENVIRONMENTAL NOTICE

THIS ENVIRONMENTAL NOTICE is made the 22nd day of November 2011, by the New York State Department of Environmental Conservation (Department), having an office for the transaction of business at 625 Broadway, Albany, New York 12233.

WHEREAS, that parcel of real property located at the address of 375 Mitchell Street in the City of Oswego County of Oswego and State of New York, known and designated on the tax map of the County Clerk of Oswego as tax map parcel numbers: Section 69 Block 1 Lot 01, from Great Lakes Veneer Corp, the property being more particularly described in the metes and bounds and tax map and attached hereto as Appendix "A" to this notice and made a part hereof, and hereinafter referred to as "the Property" and is the subject of a remedial program performed by the Department; and

WHEREAS, the Department approved a cleanup to address contamination disposed at the Property and such cleanup was conditioned upon certain limitations.

NOW, THEREFORE, the Department provides notice that:

FIRST, the part of lands subject to this Environmental Notice is as shown on a map attached to this Notice as Appendix "B" and made a part hereof.

SECOND, unless prior written approval by the Department or, if the Department shall no longer exist, any New York State agency or agencies subsequently created to protect the environment of the State and the health of the State's citizens, hereinafter referred to as "the Relevant Agency," is first obtained, where contamination remains at the Property subject to the provisions of the Operation and Maintenance ("O&M"), Plan there shall be no disturbance or excavation of the Property which threatens the integrity of the engineering controls or which results or may result in a significantly increased threat of harm or damage at any site as a result of exposure to soils. A violation of this provision is a violation of 6 NYCRR 375-1.1 1(b)(2).

THIRD, no person shall disturb, remove, or otherwise interfere with the installation, use, operation, and maintenance of engineering controls required for the Remedy, including but not limited to those engineering controls described in the O&M Plan and listed below, unless in each instance they first obtain a written waiver of such prohibition from the Department or Relevant Agency.

FOURTH, the remedy was designed to be protective for Commercial or Industrial uses. Therefore, any use for purposes other than Commercial or Industrial uses without the express written waiver of such prohibition by the Relevant Agency may result in a significantly increased threat of harm or damage at the site.

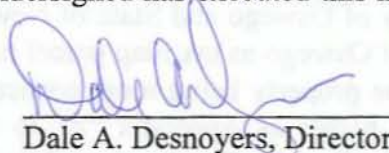
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FIFTH, no person shall use the groundwater underlying the Property without treatment rendering it safe for drinking water or industrial purposes, as appropriate, unless the user first obtains permission to do so from the Department or Relevant Agency. Use of the groundwater without appropriate treatment may result in a significantly increased threat of harm or damage at the site.

SIXTH, it is a violation of 6 NYCRR 375-1.11(b) to use the Property in a manner inconsistent with this environmental notice.

IN WITNESS WHEREOF, the undersigned has executed this instrument the day written below.

By:



Dale A. Desnoyers, Director
Division of Environmental Remediation

STATE OF NEW YORK) ss:
COUNTY OF ALBANY)

On the 22nd day of November, in the year 2011, before me, Dale A. Desnoyers, the undersigned, personally appeared, and is personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/ executed the same in his/her/ capacity as Designee of the Commissioner of the State of New York Department of Environmental Conservation, and that by his/her/ signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Notary Public – State of New York

David J. Chiusano
Notary Public, State of New York
No. 01CH5032146
Qualified in Schenectady County
Commission Expires August 22, 2014

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APPENDIX A
METES AND BOUNDS DESCRIPTION

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ALL THAT CERTAIN PLOT, tract or parcel of land situate in Lot 35 of the 18th Township of Scriba's Patent in the second ward of the City of Oswego, County of Oswego, and State of New York, being more particularly bounded as follows:

BEGINNING at a point in the centerline of E. Seneca Street at the intersection of said centerline with an Easterly Corporation Line of the City of Oswego; running thence the following courses and distances:

- 1) Along the centerline of E. Seneca Street, South 58°-20' West a distance of 282.0 feet to a point in the centerline of Mitchell Street, thence
- 2) Along the same, South 28°-13' West a distance of 551.82 feet along the centerline of Mitchell Street to an angle point, thence
- 3) Along the same, South 88°- 48' West a distance of 250.0 feet along the centerline of Mitchell street to a point, thence
- 4) Along the same, North 32°- 0' West a distance of 777.0 feet to a point, thence
- 5) Along the same, North 58°- 0' East a distance of 1000.0 feet to a point in an easterly Corporation Line of the City of Oswego, thence
- 6) Along the same, South 32°- 0' East a distance of 1133.0 feet along an Easterly Corporation Line of the City of Oswego to a point in the centerline of Seneca Street and the point of beginning.

Containing 23.2389 acres of land more or less inclusive of the highway.

APPENDIX "B" TAX MAP
Oswego Castings, Site No. 738033

