

Haight Farm Site
Site No.: 837006
4879 Upper Holley Road
Town of Clarendon, County of Orleans
Tax Map: 109.-1-41

ENVIRONMENTAL NOTICE

THIS ENVIRONMENTAL NOTICE is made the 3rd day of December 20 13 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, a parcel of real property identified as Haight Farm (Site 837006), located on Upper Holley Road in the Town of Clarendon, County of Orleans, State of New York, which is part of lands conveyed by Joseph H. Morris and Myrtie S. Morris to Earl Haight and Margaret Haight by deed dated May 22, 1953 and recorded in the Orleans County Clerk's Office on May 22, 1953 in Liber 255 of Deeds at page 574 and being more particularly described in Appendix "A", attached to this noticed and made a part hereof, and hereinafter referred to as "the Property" is the subject of a remedial program performed by the Department; and

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

NOW, THEREFORE, the Department provides notice that:

FIRST, the Property 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, 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 375-1.11(b)(2).

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

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

FIFTH, no person shall use the groundwater underlying the Property without treatment rendering it safe for drinking water, 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 any site.

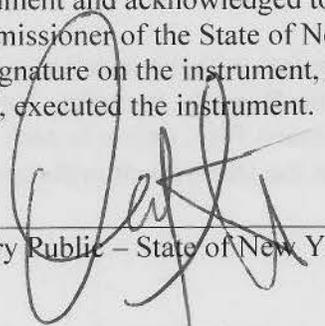
SIXTH, it is a violation of 6 NYCRR 375-1.11(b) to use the Property in a manner inconsistent with this environmental notice.

IN WITNESS WHEREOF, the undersigned, acting by and through the Department of Environmental Conservation as Designee of the Commissioner, has executed this instrument the day written below.

By: 
Robert W. Schick, P.E.,
Director, Division of Remediation

STATE OF NEW YORK)
) ss:
COUNTY OF)

On the 3rd day of December, in the year 2013, before me, the undersigned, personally appeared Robert Schick, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity as Designee of the Commissioner of the State of New York Department of Environmental Conservation, and that by his signature on the instrument, the individual, or the person upon behalf of which 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

Real Property Description

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Clarendon, County of Orleans and State of New York, being a part of Lot No. 152, Township 3 of the 100,000 Acre tract, bounded and described as follows:

BEGINNING in the center of the Upper Holley Road, so-called, at the northwest corner of the twelve and 42/100ths acre parcel of land described in the following deeds: (1) Deed from Ephraim McAllister to Daniel Cudihee, recorded in Orleans County Clerk's Office in Liber 60 of Deeds at page 343; (2) Deed from John Murphy et al. to Herbert C. Allis and wife, recorded in said Clerk's Office in Liber 170 of Deeds at page 381, and (3) Deed from Herbert C. Allis and wife to Joseph H. Morris and Myrtie S. Morris, parties of the first part hereto, dated October 1, 1952 and recorded herewith; running thence south 86° east along the south line of lands formerly owned and occupied by DeWitt C. Cook, a distance of 345 feet to a point; thence running south 13° west parallel with the center line of said Upper Holley Road, a distance of 260 feet to a point; running thence north 86° west parallel with the north line of the parcel hereby conveyed, a distance of about 345 feet to the center of said highway; running thence northeasterly along the center of said highway a distance of 260 feet to the place of beginning, containing land more or less.

Being and intending to convey the northwest part of the same premises which were conveyed to the parties of the first part by Warranty Deed executed by Herbert C. Allis and Mabelle A. Allis, husband and wife, dated October 1, 1952 and recorded herewith.



Haight Farm Site
 Site #837006
 Land-Use restricted to residential, commercial or industrial
 Groundwater -Use is restricted unless treated and approved for the intended use

Upper Holley Rd



Figure 2

October 15, 2013

Legend

- Haight Farm Site Location
- Haight Farm property boundary and restricted area

Haight Farm Site

Site Number 8-37-006
 SBL # 109.-1-41
 Boundary line also denotes restricted area boundary
 4879 Upper Holley Rd.
 Clarendon, NY

Project Manager: Daniel Lightsey
 Map Created By: Payson Long

