

Exhibit E

NYSDEC Sample Map & Tables

Table 1. Sample Collection/Analytical Matrix
Former Vacuum Oil Company - 1999-2000 Site Investigation

Sample Location	Matrix	Sample Collection Date	Analytical Parameter					
			VOCs (ASP Method 95-1)	SVOCs (ASP Method 95-2)	Pesticides/PCBs (ASP Method 95-3)	Total Metals	Cyanide	TPH
SS-1	Surface Soil	12/07/99	x	x	x	x	x	
SS-2	Surface Soil	12/07/99	x	x	x	x	x	
SS-3	Surface Soil	12/07/99	x	x	x	x	x	
SS-4	Surface Soil	12/07/99	x	x	x	x	x	
SS-5	Surface Soil	12/07/99	x	x	x	x	x	
TP-1 (3-5)	Soil	12/06/99	x	x	x	x	x	x
TP-1 (7-8)	Soil	12/06/99	x	x	x	x	x	x
TP-2 (5)	Soil	12/06/99	x	x	x	x	x	
TP-3 (8-9)	Soil	12/06/99	x	x	x	x	x	
TP-4 (4)	Soil	12/06/99	x	x	x	x	x	
TP-5 (3)	Soil	12/06/99	x	x	x	x	x	
TP-8 (3)	Soil	12/06/99	x (+MS/MSD)	x (+MS/MSD)	x (+MS/MSD)	x (+MS/MSD)	x (+MS/MSD)	
TP-10 (4)	Soil	12/06/99	x	x	x	x	x	
MW-2 (6-8)	Soil	2/08/00				x		x
MW-2 (10-12)	Soil	2/08/00	x	x				x
MW-1 (8-10)	Soil	2/08/00				xo		xo
MW-1 (16-18)	Soil	2/08/00						x
MW-1	Water	2/23/00	x	x		x		x
MW-2	Water	2/23/00	x (+MS/MSD)	x (+MS/MSD)		x (+MS/MSD)		x (+MS/MSD)
MW-3	Water	2/23/00	x	x		x		x

Notes
X - Field sample.
O - Field duplicate sample.
VOC - Volatile Organic Compound
SVOC - Semi-Volatile Organic Compound

TPH - Total Petroleum Hydrocarbon
TCLP - Toxicity Characteristic Leachate Procedure
MS/MSD - Matrix Spike/Matrix Spike Duplicate

**Table 2. Site Survey Data
Former Vacuum Oil Company
1999-2000 Site Investigation**

SAMPLE	NORTH	EAST	ELEVATION (ft.)	DESCRIPTION
MW-1	1144237.05	1405147.46	515.67	TOP OF CONC. PAD
			518.02	CASE
			517.81	PVC RISER
MW-2	1144117.41	1405111.91	513.20	TOP OF CONC. PAD
			514.98	CASE
			514.88	PVC RISER
MW-3	1144095.65	1404885.62	510.12	TOP OF CONC. PAD
			512.42	CASE
			511.95	PVC RISER
GENESEE RIVER	NOT AVAILABLE	NOT AVAILABLE	517.48	TOP OF WALL
TP-1	1144237.1	1405147.5	515.7	TEST PIT
TP-2	1144117.4	1405111.9	512.9	TEST PIT
TP-3	1144040.4	1405143.9	511.8	TEST PIT
TP-4	1144175.2	1405056.0	511.2	TEST PIT
TP-5	1143561.6	1404863.0	514.0	TEST PIT
TP-6	1143804.2	1404707.7	510.1	TEST PIT
TP-7	1143794.9	1404729.8	510.5	TEST PIT
TP-8	1143811.8	1404693.1	509.6	TEST PIT
TP-9	1143760.8	1404576.0	513.6	TEST PIT
TP-10	1144084.9	1404878.3	509.3	TEST PIT
A-1	1144237.5	1405399.3	N/A	SOIL GAS SAMPLE
A-2	1144283.6	1405297.6	N/A	SOIL GAS SAMPLE
A-3	1144333.5	1405177.5	N/A	SOIL GAS SAMPLE
B-2	1144182.0	1405254.8	N/A	SOIL GAS SAMPLE
B-3	1144239.2	1405143.2	N/A	SOIL GAS SAMPLE
B-4	1144297.3	1405050.2	N/A	SOIL GAS SAMPLE
C-1	1144011.1	1405309.4	N/A	SOIL GAS SAMPLE
C-2	1144059.3	1405200.9	N/A	SOIL GAS SAMPLE
C-3	1144133.5	1405089.7	N/A	SOIL GAS SAMPLE
C-4	1144175.7	1404987.9	N/A	SOIL GAS SAMPLE
D-2	1143936.1	1405172.6	N/A	SOIL GAS SAMPLE
D-3	1143994.6	1405054.6	N/A	SOIL GAS SAMPLE
D-4	1144030.7	1404936.4	N/A	SOIL GAS SAMPLE
D-5	1144145.0	1404854.8	N/A	SOIL GAS SAMPLE
D-6	1144176.4	1404725.8	N/A	SOIL GAS SAMPLE
D-7	1144245.3	1404671.8	N/A	SOIL GAS SAMPLE
E-1	1143793.6	1405214.4	N/A	SOIL GAS SAMPLE
E-2	1143852.7	1405103.1	N/A	SOIL GAS SAMPLE
E-3	1143920.7	1404997.2	N/A	SOIL GAS SAMPLE
E-4	1143989.3	1404893.0	N/A	SOIL GAS SAMPLE
E-5	1144042.8	1404804.2	N/A	SOIL GAS SAMPLE
E-6	1144090.5	1404844.9	N/A	SOIL GAS SAMPLE
F-2	1143625.2	1405012.5	N/A	SOIL GAS SAMPLE
F-3	1143697.9	1404913.4	N/A	SOIL GAS SAMPLE
F-4	1143747.4	1404827.8	N/A	SOIL GAS SAMPLE
F-5	1143825.9	1404702.6	N/A	SOIL GAS SAMPLE
F-6	1143905.2	1404630.9	N/A	SOIL GAS SAMPLE
G-2	1143494.3	1404983.2	N/A	SOIL GAS SAMPLE

**Table 2. Site Survey Data
Former Vacuum Oil Company
1999-2000 Site Investigation**

SAMPLE	NORTH	EAST	ELEVATION (ft.)	DESCRIPTION
G-3	1143562.9	1404875.1	N/A	SOIL GAS SAMPLE
G-4	1143585.9	1404747.3	N/A	SOIL GAS SAMPLE
G-5	1143656.5	1404647.2	N/A	SOIL GAS SAMPLE
G-6	1143738.6	1404571.5	N/A	SOIL GAS SAMPLE
H-2	1143418.6	1404933.8	N/A	SOIL GAS SAMPLE
H-3	1143426.2	1404816.9	N/A	SOIL GAS SAMPLE
H-4	1143481.0	1404715.9	N/A	SOIL GAS SAMPLE
H-5	1143467.2	1404599.2	N/A	SOIL GAS SAMPLE
H-6	1143552.2	1404499.6	N/A	SOIL GAS SAMPLE
H-7	1143644.0	1404395.8	N/A	SOIL GAS SAMPLE
H-8	1143613.6	1404432.7	N/A	SOIL GAS SAMPLE
I-4	1143377.8	1404653.6	N/A	SOIL GAS SAMPLE
I-5	1143389.5	1404550.7	N/A	SOIL GAS SAMPLE
I-6	1143465.2	1404430.5	N/A	SOIL GAS SAMPLE
I-7	1143617.9	1404372.6	N/A	SOIL GAS SAMPLE
J-5	1143315.2	1404440.2	N/A	SOIL GAS SAMPLE
J-6	1143381.8	1404369.5	N/A	SOIL GAS SAMPLE
J-7	1143406.0	1404281.2	N/A	SOIL GAS SAMPLE
J-8	1143487.3	1404150.6	N/A	SOIL GAS SAMPLE
K-6	1143258.3	1404139.3	N/A	SOIL GAS SAMPLE
K-7	1143274.1	1404027.2	N/A	SOIL GAS SAMPLE
K-8	1143302.3	1403946.8	N/A	SOIL GAS SAMPLE
L-6	1143193.9	1404051.6	N/A	SOIL GAS SAMPLE
L-7	1143206.4	1403946.9	N/A	SOIL GAS SAMPLE

1. Vertical information is referenced to the NGVD '88 as generated from the Rochester City Datum.

2. Horizontal information is referenced to the NAD'83 New York West Zone.

**Table 3. Groundwater Elevation Data
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Date	Reference Elevation (ft. AMSL)	Depth to Water (ft.)	Water Elevation (ft. AMSL)
MW-1	02/23/2000	517.81	9.78	508.03
MW-2	02/23/2000	514.88	6.70	508.18
MW-3	02/23/2000	511.95	4.65	507.30
MW-1	05/04/2000	517.81	7.50	510.31
MW-2	05/04/2000	514.88	3.90	510.98
MW-3	05/04/2000	511.95	3.62	508.33
Genesee River	05/04/2000	517.48	6.51	510.97

AMSL - Above Mean Sea Level

**Table 4. Surface Soil Statistical Summary of Detected Compounds
Former Vacuum Oil Company - 1999-2000 Site Investigation**

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Aluminum	TAL Metals	5	5	Background	33,000	0	11,900 ppm	SS-4
Antimony	TAL Metals	5	2	Background	Not Available	0	3.7 ppm	SS-5
Arsenic	TAL Metals	5	5	7.5 ppm or background	3 - 12	2	60.7 ppm	SS-2
Barium	TAL Metals	5	5	300 ppm or background	15 - 600	0	366 ppm	SS-2
Beryllium	TAL Metals	5	4	0.16 ppm or background	0 - 1.75	0	0.63 ppm	SS-2
Cadmium	TAL Metals	5	5	10 ppm or background	0.1 - 1	0	3.5 ppm	SS-3
Calcium	TAL Metals	5	5	Background	130 - 35,000	2	167,000 ppm	SS-2
Chromium	TAL Metals	5	5	50 ppm or background	1.5 - 40	0	24 ppm	SS-4
Cobalt	TAL Metals	5	5	30 ppm or background	2.5 - 60	0	8.4 ppm	SS-4
Copper	TAL Metals	5	5	25 ppm or background	1 - 50	3	75.8 ppm	SS-4
Iron	TAL Metals	5	5	2000 ppm or background	2,000 - 550,000	0	22,800 ppm	SS-4
Lead	TAL Metals	5	5	Background	200 - 500	1	972 ppm	SS-3
Magnesium	TAL Metals	5	5	Background	100 - 5,000	2	30,600 ppm	SS-2
Manganese	TAL Metals	5	5	Background	50 - 5,000	0	1,500 ppm	SS-2

Table 4. Surface Soil Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1998-1999 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Mercury	TAL Metals	5	5	0.1 ppm	0.001 - 0.2	5	2.1 ppm	SS-4
Nickel	TAL Metals	5	5	13 ppm or background	0.5 - 25	0	24.2 ppm	SS-4
Potassium	TAL Metals	5	5	Background	8,500 - 43,000	0	2,240 ppm	SS-2
Selenium	TAL Metals	5	4	2 ppm or background	0.1 - 3.9	2	7.4 ppm	SS-2
Silver	TAL Metals	5	4	Background	Not Available	0	1.2 ppm	SS-3
Sodium	TAL Metals	5	5	Background	6,000 - 8,000	0	497 ppm	SS-2
Vanadium	TAL Metals	5	5	150 ppm or background	1 - 300	0	28.6 ppm	SS-2
Zinc	TAL Metals	5	5	20 ppm or background	9 - 50	5	772 ppm	SS-5
4,4-DDE	ASP 95-3	5	1	2,100 ppb	Not Applicable	0	19 ppb	SS-5
4,4'-DDT (P,P'-DDT)	ASP 95-3	5	1	2,100 ppb	Not Applicable	0	21 ppb	SS-5
Alpha Chlordane	ASP 95-3	5	1	540 ppb	Not Applicable	0	210 ppb	SS-1
Gamma Chlordane	ASP 95-3	5	1	540 ppb	Not Applicable	0	170 ppb	SS-1
Dieldrin	ASP 95-3	5	2	44 ppb	Not Applicable	1	74 ppb	SS-1
Heptachlor Epoxide	ASP 95-3	5	1	20 ppb	Not Applicable	1	30 ppb	SS-1
2-Methylnaphthalene	ASP 95-2	5	2	36,400 ppb	Not Applicable	0	140 ppb	SS-5
Acenaphthene	ASP 95-2	5	4	50,000 ppb	Not Applicable	0	3,700 ppb	SS-2

Table 4. Surface Soil Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1998-1999 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Acenaphthylene	ASP 95-2	5	1	41,000 ppb	Not Applicable	0	190 ppb	SS-3
Anthracene	ASP 95-2	5	4	50,000 ppb	Not Applicable	0	12,000 ppb	SS-2
Benzo(a)anthracene	ASP 95-2	5	5	224 ppb	Not Applicable	5	28,000 ppb	SS-2
Benzo(a)pyrene	ASP 95-2	5	5	61 ppb	Not Applicable	5	23,000 ppb	SS-2
Benzo(b)fluoranthene	ASP 95-2	5	5	1,100 ppb	Not Applicable	4	20,000 ppb	SS-2
Benzo(k)fluoranthene	ASP 95-2	5	5	1,100 ppb	Not Applicable	4	22,000 ppb	SS-2
Benzo(g,h,i)perylene	ASP 95-2	5	5	50,000 ppb	Not Applicable	0	15,000 ppb	SS-2
Bis(2-ethylhexyl)phthalate	ASP 95-2	5	2	50,000 ppb	Not Applicable	0	230 ppb	SS-3
Carbazole	ASP 95-2	5	4	Not Available	Not Applicable	0	4,000 ppb	SS-2
Chrysene	ASP 95-2	5	5	400 ppb	Not Applicable	5	30,000 ppb	SS-2
Dibenzo(a,h)anthracene	ASP 95-2	5	5	14 ppb	Not Applicable	5	5,700 ppb	SS-2
Dibenzofuran	ASP 95-2	5	5	6,200 ppb	Not Applicable	0	2,300 ppb	SS-2
Fluoranthene	ASP 95-2	5	5	50,000 ppb	Not Applicable	1	63,000 ppb	SS-2
Fluorene	ASP 95-2	5	4	50,000 ppb	Not Applicable	0	3,900 ppb	SS-2
Indeno(1,2,3-c,d)pyrene	ASP 95-2	5	5	3,200 ppb	Not Applicable	1	14,000 ppb	SS-2
Naphthalene	ASP 95-2	5	3	13,000 ppb	Not Applicable	0	2,400 ppb	SS-2
Phenanthrene	ASP 95-2	5	5	50,000 ppb	Not Applicable	0	46,000 ppb	SS-2
Pyrene	ASP 95-2	5	5	50,000 ppb	Not Applicable	0	47,000 ppb	SS-2
Acetone	ASP 95-1	5	1	200 ppb	Not Applicable	0	30 ppb	SS-3
Methylene Chloride	ASP 95-1	5	5	100 ppb	Not Applicable	1	150 ppb	SS-3

**Table 5. Subsurface Soil Statistical Summary of Detected Compounds
Former Vacuum Oil Company - 1999-2000 Site Investigation**

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Aluminum	TAL Metals	10	10	Background	33,000	0	22,200 ppm	TP-5; 3'
Antimony	TAL Metals	10	1	Background	Not Available	0	5.7 ppm	MW-1; 8-10'
Arsenic	TAL Metals	10	10	7.5 ppm or background	3 - 12	3	113 ppm	TP-8; 3'
Barium	TAL Metals	10	10	300 ppm or background	15 - 600	1	828 ppm	TP-2; 5'
Beryllium	TAL Metals	10	10	0.16 ppm or background	0 - 1.75	1	2.2 ppm	TP-2; 5'
Cadmium	TAL Metals	10	8	10 ppm or background	0.1 - 1	0	2.4 ppm	TP-2; 5'
Calcium	TAL Metals	10	10	Background	130 - 35,000	2	85,100 ppm	TP-2; 5'
Chromium	TAL Metals	10	10	50 ppm or background	1.5 - 40	1	59.3 ppm	TP-8; 3'
Cobalt	TAL Metals	10	10	30 ppm or background	2.5 - 60	0	11.5 ppm	TP-4; 5'
Copper	TAL Metals	10	10	25 ppm or background	1 - 50	4	143 ppm	TP-1; 7-8'
Iron	TAL Metals	10	10	2000 ppm or background	2,000 - 550,000	0	65,500 ppm	TP-8; 3'
Lead	TAL Metals	10	10	Background	200 - 500	0	473 ppm	TP-10; 4'

Table 5. Subsurface Soil Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1999-2000 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Magnesium	TAL Metals	10	10	Background	100 - 5000	5	35,800 ppm	TP-2; 5'
Manganese	TAL Metals	10	10	Background	50 - 5,000	0	3,480 ppm	TP-2; 5'
Mercury	TAL Metals	10	7	0.1 ppm	0.001 - 0.2	4	4.0 ppm	TP-1; 3-5'
Nickel	TAL Metals	10	10	13 ppm or background	0.5 - 25	1	35.6 ppm	TP-2; 5'
Potassium	TAL Metals	10	10	Background	8,500 - 43,000	0	3,400 ppm	TP-5; 3'
Selenium	TAL Metals	10	9	2 ppm or background	0.1 - 3.9	0	3.5 ppm	TP-10; 4'
Silver	TAL Metals	10	1	Background	Not Available	0	0.24 ppm	TP-2; 5'
Sodium	TAL Metals	10	10	Background	6,000 - 8,000	0	824 ppm	TP-5; 3'
Vanadium	TAL Metals	10	10	150 ppm or background	1 - 300	0	13.9 ppm	MW-2; 6-8'
Zinc	TAL Metals	10	10	20 ppm or background	9 - 50	9	663 ppm	TP-2; 5'
Cyanide	Cyanide	8	1	Site Specific	Not Available	0	1.1 ppm	TP-3; 8-9'
Aldrin	ASP 95-3	8	1	41 ppb	Not Applicable	0	2.6 ppb	TP-1; 7-8'
Acetone	ASP 95-1	9	3	200 ppb	Not Applicable	0	100 ppb	TP-10; 4'
2-Butanone	ASP 95-1	9	2	300 ppb	Not Applicable	0	240 ppb	TP-1; 7-8'
Carbon Disulfide	ASP 95-1	9	1	2700 ppb	Not Applicable	0	2 ppb	TP-3; 8-9'
1,1-Dichloroethane	ASP 95-1	9	1	200 ppb	Not Applicable	0	8 ppb	TP-3; 8-9'

Table 5. Subsurface Soil Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1999-2000 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
1,2-Dichloroethene (total)	ASP 95-1	9	1	Not Available	Not Applicable	0	6 ppb	TP-3; 8-9'
Methylene Chloride	ASP 95-1	9	7	100 ppb	Not Applicable	1	750 ppb	MW-2; 10-12'
Toluene	ASP 95-1	9	1	1,500 ppb	Not Applicable	0	3 ppb	TP-3; 8-9'
Trichloroethene	ASP 95-1	9	1	700 ppb	Not Applicable	0	28 ppb	TP-3; 8-9'
(m+p) Xylene	ASP 95-1	9	1	1,200 ppb	Not Applicable	1	6,300 ppb	TP-1; 7-8'
Total Petroleum Hydrocarbon	TPH	4	4	Not Available	Not Applicable	0	1,140 ppm	MW-1; 8-10'
Acenaphthene	ASP 95-2	9	3	50,000 ppb	Not Applicable	1	17,000 ppb	TP-2; 5'
Acenaphthylene	ASP 95-2	9	3	41,000 ppb	Not Applicable	0	540 ppb	TP-8; 3'
Anthracene	ASP 95-2	9	4	50,000 ppb	Not Applicable	0	510,000 ppb	TP-2; 5'
Benzo(a)Anthracene	ASP 95-2	9	6	224 ppb	Not Applicable	5	760,000 ppb	TP-2; 5'
Benzo(a)Pyrene	ASP 95-2	9	6	61 ppb	Not Applicable	5	530,000 ppb	TP-2; 5'
Benzo(b)Fluoranthene	ASP 95-2	9	6	1,100 ppb	Not Applicable	3	480,000 ppb	TP-2; 5'
Benzo(k)Fluoranthene	ASP 95-2	9	6	1,100 ppb	Not Applicable	3	470,000 ppb	TP-2; 5'
Benzo(g,h,i)Perylene	ASP 95-2	9	6	50,000 ppb	Not Applicable	1	280,000 ppb	TP-2; 5'
Bis(2-Ethylhexyl)Phthalate	ASP 95-2	9	1	50,000 ppb	Not Applicable	0	440 ppb	TP-10; 4'
Carbazole	ASP 95-2	9	4	Not Available	Not Applicable	0	170,000 ppb	TP-2; 5'
Chrysene	ASP 95-2	9	7	400 ppb	Not Applicable	5	710,000 ppb	TP-2; 5'

Table 5. Subsurface Soil Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1999-2000 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TAGM 4046)	Eastern USA Background (ppm)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Dibenzo(a,h)anthracene	ASP 95-2	9	5	14 ppb	Not Applicable	5	100,000 ppb	TP-2; 5'
Dibenzofuran	ASP 95-2	9	4	6,200 ppb	Not Applicable	1	220,000 ppb	TP-2; 5'
Di-n-octylphthalate	ASP 95-2	9	1	50,000 ppb	Not Applicable	0	130 ppb	TP-5; 3'
Fluoranthene	ASP 95-2	9	6	50,000 ppb	Not Applicable	1	1,500,000 ppb	TP-2; 5'
Fluorene	ASP 95-2	9	3	50,000 ppb	Not Applicable	1	360,000 ppb	TP-2; 5'
2-Methylnaphthalene	ASP 95-2	9	5	36,400 ppb	Not Applicable	1	110,000 ppb	TP-2; 5'
Indeno(1,2,3-c,d)pyrene	ASP 95-2	9	6	3200 ppb	Not Applicable	3	280,000 ppb	TP-2; 5'
Napthalene	ASP 95-2	9	3	13,000 ppb	Not Applicable	1	320,000 ppb	TP-2; 5'
Phenanthrene	ASP 95-2	9	9	50,000 ppb	Not Applicable	1	1,600,000 ppb	TP-2; 5'
Pyrene	ASP 95-2	9	7	50,000 ppb	Not Applicable	1	960,000 ppb	TP-2; 5'
Barium	TCLP	2	2	10,0000 ppb*	Not Applicable	0	910 ppb	TP-1; 3-5'
Lead	TCLP	2	2	5,000 ppb*	Not Applicable	0	62 ppb	TP-1; 7-8'
Mercury	TCLP	2	1	200 ppb*	Not Applicable	0	0.18 ppb	TP-1; 7-8'
Benzene	TCLP	2	1	500 ppb*	Not Applicable	0	97 ppb	TP-1; 7-8'
2-Butanone	TCLP	2	1	200,000 ppb*	Not Applicable	0	11 ppb	TP-1; 7-8'

*SCGs for TCLP analyses are from 6 NYCRR 371.3(e).

**Table 6. Groundwater Statistical Summary of Detected Compounds
Former Vacuum Oil Company - 1999-2000 Site Investigation**

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TOGS 1.1.1)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Aluminum	TAL Metals	3	3	Not Applicable	0	7,380 ppb	MW-1
Arsenic	TAL Metals	3	3	25 ppb	0	17 ppb	MW-2
Barium	TAL Metals	3	3	1000 ppb	0	246 ppb	MW-2
Beryllium	TAL Metals	3	3	3 ppb	0	0.68 ppb	MW-1
Cadmium	TAL Metals	3	2	5 ppb	0	0.87	MW-2
Calcium	TAL Metals	3	3	Not Applicable	0	212,000 ppb	MW-1
Chromium	TAL Metals	3	3	50 ppb	0	10 ppb	MW-1
Cobalt	TAL Metals	3	3	Not Applicable	0	6.3 ppb	MW-1
Copper	TAL Metals	3	3	200 ppb	0	30 ppb	MW-3
Iron	TAL Metals	3	3	300 ppb	3	21,700 ppb	MW-1
Lead	TAL Metals	3	3	25 ppb	1	62.4 ppb	MW-3
Magnesium	TAL Metals	3	3	35,000 ppb	3	76,200 ppb	MW-1
Manganese	TAL Metals	3	3	300 ppb	2	1,730 ppb	MW-2
Mercury	TAL Metals	3	1	0.7 ppb	0	0.23 ppb	MW-3
Nickel	TAL Metals	3	3	100 ppb	0	19.4 ppb	MW-1
Potassium	TAL Metals	3	3	Not Applicable	0	10,700 ppb	MW-3
Sodium	TAL Metals	3	3	20,000 ppb	2	152,000 ppb	MW-3
Vanadium	TAL Metals	3	3	Not Applicable	0	12 ppb	MW-1

Table 6. Groundwater Statistical Summary of Detected Compounds (Continued)
Former Vacuum Oil Company - 1999-2000 Site Investigation

Compound	Analysis	Number of Samples	Number of Valid Detections	SCG (TOGS 1.1.1)	Number of Valid Detections > SCG	Maximum	Location of Maximum
Zinc	TAL Metals	3	3	2,000 ppb	0	274 ppb	MW-3
Acetone	ASP 95-1	3	2	50 ppb	0	28 ppb	MW-1
Benzene	ASP 95-1	3	1	1 ppb	1	95 ppb	MW-1
1,1-Dichloroethane	ASP 95-1	3	2	5 ppb	2	13 ppb	MW-2
Ethyl Benzene	ASP 95-1	3	1	5 ppb	1	49 ppb	MW-1
1,1,2-Trichloroethane	ASP 95-1	3	1	1 ppb	1	2 ppb	MW-1
Methylene Chloride	ASP 95-1	3	0	5 ppb	0	NA	NA
Toluene	ASP 95-1	3	1	5 ppb	0	4 ppb	MW-1
Xylene	ASP 95-1	3	1	5 ppb	1	190 ppb	MW-1
Total Petroleum Hydrocarbon	TPH	3	1	Not Available	0	3.7 ppm	MW-1
Acenaphthene	ASP 95-2	3	1	20 ppb	0	0.6 ppb	MW-2
Carbazole	ASP 95-2	3	1	Not Available	0	0.9 ppb	MW-2
Dibenzofuran	ASP 95-2	3	1	Not Available	0	0.6 ppb	MW-2
Di-n-octylphthalate	ASP 95-2	3	1	50 ppb	0	0.8 ppb	MW-2
Fluorene	ASP 95-2	3	1	50 ppb	0	0.8 ppb	MW-2
4-Methylphenol	ASP 95-2	3	1	1 ppb	0	0.8 ppb	MW-2
Naphthalene	ASP 95-2	3	1	10 ppb	0	1 ppb	MW-2
Phenol	ASP 95-2	3	1	1 ppb	1	7 ppb	MW-1

**Table 7. Summary of Surface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Location
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
SS-4	SURFACE	12/07/99	B70612	DIBENZO(A,H)ANTHRACENE	85.0	ppb	14	ppb
SS-4	SURFACE	12/07/99	B70612	FLUORANTHENE	700	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	INDENO(1,2,3-C,D)PYRENE	310	ppb	3200	ppb
SS-4	SURFACE	12/07/99	B70612	PHENANTHRENE	270	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	PYRENE	570	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	TOTAL SVOC TICs	96800	ppb	NA	ppb
SS-5	SURFACE	12/07/99	B70615	2-METHYLNAPHTHALENE	140	ppb	36400	ppb
SS-5	SURFACE	12/07/99	B70615	ACENAPHTHENE	310	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	ANTHRACENE	740	ppb	50000	ppm
SS-5	SURFACE	12/07/99	B70615	BENZO(A)ANTHRACENE	2000	ppb	224	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(A)PYRENE	1900	ppb	61	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(B)FLUORANTHENE	1700	ppb	1100	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(G,H,I)PERYLENE	1200	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(K)FLUORANTHENE	1600	ppb	1100	ppb
SS-5	SURFACE	12/07/99	B70615	CARBAZOLE	400	ppb	NA	ppb
SS-5	SURFACE	12/07/99	B70615	CHRYSENE	2300	ppb	400	ppb
SS-5	SURFACE	12/07/99	B70615	DIBENZO(A,H)ANTHRACENE	340	ppb	14	ppb
SS-5	SURFACE	12/07/99	B70615	DIBENZOFURAN	210	ppb	6200	ppb
SS-5	SURFACE	12/07/99	B70615	FLUORANTHENE	4800	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	FLUORENE	320	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	INDENO(1,2,3-C,D)PYRENE	1100	ppb	3200	ppb
SS-5	SURFACE	12/07/99	B70615	NAPHTHALENE	150	ppb	13000	ppb
SS-5	SURFACE	12/07/99	B70615	PHENANTHRENE	4100	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	PYRENE	3700	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	TOTAL SVOC TICs	22300	ppb	NA	ppb

NA- Not Applicable

Table 8. Summary of Surface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
SS-5	SURFACE	12/07/99	B70615	2-METHYLNAPHTHALENE	140	ppb	36400	ppb
SS-1	SURFACE	12/07/99	B70611	2-METHYLNAPHTHALENE	98.0	ppb	36400	ppb
SS-2	SURFACE	12/07/99	B70613	ACENAPHTHENE	3700	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	ACENAPHTHENE	780	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	ACENAPHTHENE	310	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	ACENAPHTHENE	180	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	ACENAPHTHYLENE	190	ppb	41000	ppb
SS-2	SURFACE	12/07/99	B70613	ANTHRACENE	12000	ppb	50000	ppm
SS-1	SURFACE	12/07/99	B70611	ANTHRACENE	1600	ppb	50000	ppm
SS-3	SURFACE	12/07/99	B70614	ANTHRACENE	920	ppb	50000	ppm
SS-5	SURFACE	12/07/99	B70615	ANTHRACENE	740	ppb	50000	ppm
SS-2	SURFACE	12/07/99	B70613	BENZO(A)ANTHRACENE	28000	ppb	224	ppb
SS-3	SURFACE	12/07/99	B70614	BENZO(A)ANTHRACENE	4400	ppb	224	ppb
SS-1	SURFACE	12/07/99	B70611	BENZO(A)ANTHRACENE	3200	ppb	224	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(A)ANTHRACENE	2000	ppb	224	ppb
SS-4	SURFACE	12/07/99	B70612	BENZO(A)ANTHRACENE	330	ppb	224	ppb
SS-2	SURFACE	12/07/99	B70613	BENZO(A)PYRENE	23000	ppb	61	ppb
SS-3	SURFACE	12/07/99	B70614	BENZO(A)PYRENE	4400	ppb	61	ppb
SS-1	SURFACE	12/07/99	B70611	BENZO(A)PYRENE	3100	ppb	61	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(A)PYRENE	1900	ppb	61	ppb
SS-4	SURFACE	12/07/99	B70612	BENZO(A)PYRENE	440	ppb	61	ppb
SS-2	SURFACE	12/07/99	B70613	BENZO(B)FLUORANTHENE	20000	ppb	1100	ppb
SS-3	SURFACE	12/07/99	B70614	BENZO(B)FLUORANTHENE	4100	ppb	1100	ppb
SS-1	SURFACE	12/07/99	B70611	BENZO(B)FLUORANTHENE	2700	ppb	1100	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(B)FLUORANTHENE	1700	ppb	1100	ppb
SS-4	SURFACE	12/07/99	B70612	BENZO(B)FLUORANTHENE	470	ppb	1100	ppb
SS-2	SURFACE	12/07/99	B70613	BENZO(G,H,I)PERYLENE	15000	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	BENZO(G,H,I)PERYLENE	2600	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	BENZO(G,H,I)PERYLENE	1900	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(G,H,I)PERYLENE	1200	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	BENZO(G,H,I)PERYLENE	350	ppb	50000	ppb
SS-2	SURFACE	12/07/99	B70613	BENZO(K)FLUORANTHENE	22000	ppb	1100	ppb
SS-3	SURFACE	12/07/99	B70614	BENZO(K)FLUORANTHENE	4000	ppb	1100	ppb
SS-1	SURFACE	12/07/99	B70611	BENZO(K)FLUORANTHENE	2600	ppb	1100	ppb
SS-5	SURFACE	12/07/99	B70615	BENZO(K)FLUORANTHENE	1600	ppb	1100	ppb
SS-4	SURFACE	12/07/99	B70612	BENZO(K)FLUORANTHENE	420	ppb	1100	ppb
SS-3	SURFACE	12/07/99	B70614	BIS(2-ETHYLHEXYL)PHTHALATE	230	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	BIS(2-ETHYLHEXYL)PHTHALATE	160	ppb	50000	ppb
SS-2	SURFACE	12/07/99	B70613	CARBAZOLE	4000	ppb	NA	ppb
SS-1	SURFACE	12/07/99	B70611	CARBAZOLE	850	ppb	NA	ppb
SS-3	SURFACE	12/07/99	B70614	CARBAZOLE	580	ppb	NA	ppb
SS-5	SURFACE	12/07/99	B70615	CARBAZOLE	400	ppb	NA	ppb
SS-2	SURFACE	12/07/99	B70613	CHRYSENE	30000	ppb	400	ppb
SS-3	SURFACE	12/07/99	B70614	CHRYSENE	4900	ppb	400	ppb
SS-1	SURFACE	12/07/99	B70611	CHRYSENE	3300	ppb	400	ppb
SS-5	SURFACE	12/07/99	B70615	CHRYSENE	2300	ppb	400	ppb
SS-4	SURFACE	12/07/99	B70612	CHRYSENE	480	ppb	400	ppb
SS-2	SURFACE	12/07/99	B70613	DIBENZO(A,H)ANTHRACENE	5700	ppb	14	ppb
SS-3	SURFACE	12/07/99	B70614	DIBENZO(A,H)ANTHRACENE	750	ppb	14	ppb
SS-1	SURFACE	12/07/99	B70611	DIBENZO(A,H)ANTHRACENE	510	ppb	14	ppb
SS-5	SURFACE	12/07/99	B70615	DIBENZO(A,H)ANTHRACENE	340	ppb	14	ppb
SS-4	SURFACE	12/07/99	B70612	DIBENZO(A,H)ANTHRACENE	85.0	ppb	14	ppb
SS-2	SURFACE	12/07/99	B70613	DIBENZOFURAN	2300	ppb	6200	ppb
SS-1	SURFACE	12/07/99	B70611	DIBENZOFURAN	420	ppb	6200	ppb
SS-5	SURFACE	12/07/99	B70615	DIBENZOFURAN	210	ppb	6200	ppb
SS-2	SURFACE	12/07/99	B70613	FLUORANTHENE	63000	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	FLUORANTHENE	9700	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	FLUORANTHENE	8100	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	FLUORANTHENE	4800	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	FLUORANTHENE	700	ppb	50000	ppb

Table 8. Summary of Surface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
SS-2	SURFACE	12/07/99	B70613	FLUORENE	3900	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	FLUORENE	730	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	FLUORENE	320	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	FLUORENE	240	ppb	50000	ppb
SS-2	SURFACE	12/07/99	B70613	INDENO(1,2,3-C,D)PYRENE	14000	ppb	3200	ppb
SS-3	SURFACE	12/07/99	B70614	INDENO(1,2,3-C,D)PYRENE	2500	ppb	3200	ppb
SS-1	SURFACE	12/07/99	B70611	INDENO(1,2,3-C,D)PYRENE	1700	ppb	3200	ppb
SS-5	SURFACE	12/07/99	B70615	INDENO(1,2,3-C,D)PYRENE	1100	ppb	3200	ppb
SS-4	SURFACE	12/07/99	B70612	INDENO(1,2,3-C,D)PYRENE	310	ppb	3200	ppb
SS-2	SURFACE	12/07/99	B70613	NAPHTHALENE	2400	ppb	13000	ppb
SS-1	SURFACE	12/07/99	B70611	NAPHTHALENE	260	ppb	13000	ppb
SS-5	SURFACE	12/07/99	B70615	NAPHTHALENE	150	ppb	13000	ppb
SS-2	SURFACE	12/07/99	B70613	PHENANTHRENE	46000	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	PHENANTHRENE	7300	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	PHENANTHRENE	4100	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	PHENANTHRENE	3300	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	PHENANTHRENE	270	ppb	50000	ppb
SS-2	SURFACE	12/07/99	B70613	PYRENE	47000	ppb	50000	ppb
SS-1	SURFACE	12/07/99	B70611	PYRENE	7200	ppb	50000	ppb
SS-3	SURFACE	12/07/99	B70614	PYRENE	7100	ppb	50000	ppb
SS-5	SURFACE	12/07/99	B70615	PYRENE	3700	ppb	50000	ppb
SS-4	SURFACE	12/07/99	B70612	PYRENE	570	ppb	50000	ppb
SS-2	SURFACE	12/07/99	B70613	TOTAL SVOC TICs	114000	ppb	NA	ppb
SS-4	SURFACE	12/07/99	B70612	TOTAL SVOC TICs	96800	ppb	NA	ppb
SS-3	SURFACE	12/07/99	B70614	TOTAL SVOC TICs	94800	ppb	NA	ppb
SS-5	SURFACE	12/07/99	B70615	TOTAL SVOC TICs	22300	ppb	NA	ppb
SS-1	SURFACE	12/07/99	B70611	TOTAL SVOC TICs	15800	ppb	NA	ppb

NA- Not Applicable

**Table 9. Summary of Surface Soil Sample Results
Volatile Organic Compounds
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units	Comments
SS-3	SURFACE	12/07/99	B70614	ACETONE	30.0	ppb	200	ppb	
SS-3	SURFACE	12/07/99	B70614	METHYLENE CHLORIDE	150	ppb	100	ppb	Result biased high due to laboratory contamination.
SS-5	SURFACE	12/07/99	B70615	METHYLENE CHLORIDE	82.0	ppb	100	ppb	Result biased high due to laboratory contamination.
SS-4	SURFACE	12/07/99	B70612	METHYLENE CHLORIDE	63.0	ppb	100	ppb	Result biased high due to laboratory contamination.
SS-2	SURFACE	12/07/99	B70613	METHYLENE CHLORIDE	40.0	ppb	100	ppb	Result biased high due to laboratory contamination.
SS-1	SURFACE	12/07/99	B70611	METHYLENE CHLORIDE	24.0	ppb	100	ppb	Result biased high due to laboratory contamination.
SS-2	SURFACE	12/07/99	B70613	TOTAL VOC TICs	20.0	ppb	NA	ppb	
SS-5	SURFACE	12/07/99	B70615	TOTAL VOC TICs	9.0	ppb	NA	ppb	
SS-1	SURFACE	12/07/99	B70611	TOTAL VOC TICs	ND	ppb	NA	ppb	
SS-3	SURFACE	12/07/99	B70614	TOTAL VOC TICs	ND	ppb	NA	ppb	
SS-4	SURFACE	12/07/99	B70612	TOTAL VOC TICs	ND	ppb	NA	ppb	

ND- Not Detected
NA- Not Applicable

**Table 10. Summary of Surface Soil Sample Results
Inorganic Compounds Sorted by Location
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
SS-1	SURFACE	12/07/99	B70611	ALUMINUM	6770	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	ARSENIC	4.60	ppm	7.5 or background	ppm
SS-1	SURFACE	12/07/99	B70611	BARIUM	51.0	ppm	300 or background	ppm
SS-1	SURFACE	12/07/99	B70611	BERYLLIUM	0.34	ppm	0.16 or background	ppm
SS-1	SURFACE	12/07/99	B70611	CADMIUM	0.34	ppm	10 or background	ppm
SS-1	SURFACE	12/07/99	B70611	CALCIUM	46500	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	CHROMIUM	10.1	ppm	50 or background	ppm
SS-1	SURFACE	12/07/99	B70611	COBALT	4.70	ppm	30 or background	ppm
SS-1	SURFACE	12/07/99	B70611	COPPER	17.9	ppm	25 or background	ppm
SS-1	SURFACE	12/07/99	B70611	IRON	14900	ppm	2000 or background	ppm
SS-1	SURFACE	12/07/99	B70611	LEAD	152	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	MAGNESIUM	27200	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	MANGANESE	440	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	MERCURY	0.12	ppm	0.1	ppm
SS-1	SURFACE	12/07/99	B70611	NICKEL	10.1	ppm	13 or background	ppm
SS-1	SURFACE	12/07/99	B70611	POTASSIUM	1000	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	SODIUM	118	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	VANADIUM	16.6	ppm	150 or background	ppm
SS-1	SURFACE	12/07/99	B70611	ZINC	103	ppm	20 or background	ppm
SS-2	SURFACE	12/07/99	B70613	ALUMINUM	7000	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	ANTIMONY	1.20	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	ARSENIC	60.7	ppm	7.5 or background	ppm
SS-2	SURFACE	12/07/99	B70613	BARIUM	366	ppm	300 or background	ppm
SS-2	SURFACE	12/07/99	B70613	BERYLLIUM	0.63	ppm	0.16 or background	ppm
SS-2	SURFACE	12/07/99	B70613	CADMIUM	2.30	ppm	10 or background	ppm
SS-2	SURFACE	12/07/99	B70613	CALCIUM	167000	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	CHROMIUM	14.1	ppm	50 or background	ppm
SS-2	SURFACE	12/07/99	B70613	COBALT	4.90	ppm	30 or background	ppm
SS-2	SURFACE	12/07/99	B70613	COPPER	44.1	ppm	25 or background	ppm
SS-2	SURFACE	12/07/99	B70613	IRON	17400	ppm	2000 or background	ppm
SS-2	SURFACE	12/07/99	B70613	LEAD	119	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	MAGNESIUM	30600	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	MANGANESE	1500	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	MERCURY	0.67	ppm	0.1	ppm
SS-2	SURFACE	12/07/99	B70613	NICKEL	23.6	ppm	13 or background	ppm
SS-2	SURFACE	12/07/99	B70613	POTASSIUM	2240	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	SELENIUM	7.40	ppm	2 or background	ppm
SS-2	SURFACE	12/07/99	B70613	SILVER	0.36	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	SODIUM	497	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	VANADIUM	28.6	ppm	150 or background	ppm
SS-2	SURFACE	12/07/99	B70613	ZINC	183	ppm	20 or background	ppm
SS-3	SURFACE	12/07/99	B70614	ALUMINUM	2970	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	ARSENIC	4.30	ppm	7.5 or background	ppm
SS-3	SURFACE	12/07/99	B70614	BARIUM	358	ppm	300 or background	ppm
SS-3	SURFACE	12/07/99	B70614	CADMIUM	3.50	ppm	10 or background	ppm
SS-3	SURFACE	12/07/99	B70614	CALCIUM	22600	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	CHROMIUM	10.4	ppm	50 or background	ppm
SS-3	SURFACE	12/07/99	B70614	COBALT	3.10	ppm	30 or background	ppm
SS-3	SURFACE	12/07/99	B70614	COPPER	54.2	ppm	25 or background	ppm
SS-3	SURFACE	12/07/99	B70614	IRON	21200	ppm	2000 or background	ppm
SS-3	SURFACE	12/07/99	B70614	LEAD	972	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	MAGNESIUM	2490	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	MANGANESE	189	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	MERCURY	0.50	ppm	0.1	ppm
SS-3	SURFACE	12/07/99	B70614	NICKEL	11.4	ppm	13 or background	ppm
SS-3	SURFACE	12/07/99	B70614	POTASSIUM	1300	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	SELENIUM	4.10	ppm	2 or background	ppm
SS-3	SURFACE	12/07/99	B70614	SILVER	1.20	ppm	Background	ppm

**Table 10. Summary of Surface Soil Sample Results
Inorganic Compounds Sorted by Location
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
SS-3	SURFACE	12/07/99	B70614	SODIUM	186	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	VANADIUM	12.9	ppm	150 or background	ppm
SS-3	SURFACE	12/07/99	B70614	ZINC	739	ppm	20 or background	ppm
SS-4	SURFACE	12/07/99	B70612	ALUMINUM	11900	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	ARSENIC	8.70	ppm	7.5 or background	ppm
SS-4	SURFACE	12/07/99	B70612	BARIUM	138	ppm	300 or background	ppm
SS-4	SURFACE	12/07/99	B70612	BERYLLIUM	0.58	ppm	0.16 or background	ppm
SS-4	SURFACE	12/07/99	B70612	CADMIUM	1.80	ppm	10 or background	ppm
SS-4	SURFACE	12/07/99	B70612	CALCIUM	11900	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	CHROMIUM	24.0	ppm	50 or background	ppm
SS-4	SURFACE	12/07/99	B70612	COBALT	8.40	ppm	30 or background	ppm
SS-4	SURFACE	12/07/99	B70612	COPPER	75.8	ppm	25 or background	ppm
SS-4	SURFACE	12/07/99	B70612	IRON	22800	ppm	2000 or background	ppm
SS-4	SURFACE	12/07/99	B70612	LEAD	164	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MAGNESIUM	4510	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MANGANESE	352	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MERCURY	2.10	ppm	0.1	ppm
SS-4	SURFACE	12/07/99	B70612	NICKEL	24.2	ppm	13 or background	ppm
SS-4	SURFACE	12/07/99	B70612	POTASSIUM	1790	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	SELENIUM	3.10	ppm	2 or background	ppm
SS-4	SURFACE	12/07/99	B70612	SILVER	1.20	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	SODIUM	458	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	VANADIUM	24.8	ppm	150 or background	ppm
SS-4	SURFACE	12/07/99	B70612	ZINC	309	ppm	20 or background	ppm
SS-5	SURFACE	12/07/99	B70615	ALUMINUM	4400	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	ANTIMONY	3.70	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	ARSENIC	13.5	ppm	7.5 or background	ppm
SS-5	SURFACE	12/07/99	B70615	BARIUM	224	ppm	300 or background	ppm
SS-5	SURFACE	12/07/99	B70615	BERYLLIUM	0.39	ppm	0.16 or background	ppm
SS-5	SURFACE	12/07/99	B70615	CADMIUM	3.40	ppm	10 or background	ppm
SS-5	SURFACE	12/07/99	B70615	CALCIUM	19600	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	CHROMIUM	13.1	ppm	50 or background	ppm
SS-5	SURFACE	12/07/99	B70615	COBALT	5.90	ppm	30 or background	ppm
SS-5	SURFACE	12/07/99	B70615	COPPER	73.1	ppm	25 or background	ppm
SS-5	SURFACE	12/07/99	B70615	IRON	18700	ppm	2000 or background	ppm
SS-5	SURFACE	12/07/99	B70615	LEAD	261	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	MAGNESIUM	4870	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	MANGANESE	250	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	MERCURY	1.40	ppm	0.1	ppm
SS-5	SURFACE	12/07/99	B70615	NICKEL	17.3	ppm	13 or background	ppm
SS-5	SURFACE	12/07/99	B70615	POTASSIUM	853	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	SELENIUM	2.90	ppm	2 or background	ppm
SS-5	SURFACE	12/07/99	B70615	SILVER	0.66	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	SODIUM	180	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	VANADIUM	17.8	ppm	150 or background	ppm
SS-5	SURFACE	12/07/99	B70615	ZINC	772	ppm	20 or background	ppm

Table 11. Summary of Surface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
SS-4	SURFACE	12/07/99	B70612	ALUMINUM	11900	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	ALUMINUM	7000	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	ALUMINUM	6770	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	ALUMINUM	4400	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	ALUMINUM	2970	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	ANTIMONY	3.70	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	ANTIMONY	1.20	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	ARSENIC	60.7	ppm	7.5 or background	ppm
SS-5	SURFACE	12/07/99	B70615	ARSENIC	13.5	ppm	7.5 or background	ppm
SS-4	SURFACE	12/07/99	B70612	ARSENIC	8.70	ppm	7.5 or background	ppm
SS-1	SURFACE	12/07/99	B70611	ARSENIC	4.60	ppm	7.5 or background	ppm
SS-3	SURFACE	12/07/99	B70614	ARSENIC	4.30	ppm	7.5 or background	ppm
SS-2	SURFACE	12/07/99	B70613	BARIUM	366	ppm	300 or background	ppm
SS-3	SURFACE	12/07/99	B70614	BARIUM	358	ppm	300 or background	ppm
SS-5	SURFACE	12/07/99	B70615	BARIUM	224	ppm	300 or background	ppm
SS-4	SURFACE	12/07/99	B70612	BARIUM	138	ppm	300 or background	ppm
SS-1	SURFACE	12/07/99	B70611	BARIUM	51.0	ppm	300 or background	ppm
SS-2	SURFACE	12/07/99	B70613	BERYLLIUM	0.63	ppm	0.16 or background	ppm
SS-4	SURFACE	12/07/99	B70612	BERYLLIUM	0.58	ppm	0.16 or background	ppm
SS-5	SURFACE	12/07/99	B70615	BERYLLIUM	0.39	ppm	0.16 or background	ppm
SS-1	SURFACE	12/07/99	B70611	BERYLLIUM	0.34	ppm	0.16 or background	ppm
SS-3	SURFACE	12/07/99	B70614	CADMIUM	3.50	ppm	10 or background	ppm
SS-5	SURFACE	12/07/99	B70615	CADMIUM	3.40	ppm	10 or background	ppm
SS-2	SURFACE	12/07/99	B70613	CADMIUM	2.30	ppm	10 or background	ppm
SS-4	SURFACE	12/07/99	B70612	CADMIUM	1.80	ppm	10 or background	ppm
SS-1	SURFACE	12/07/99	B70611	CADMIUM	0.34	ppm	10 or background	ppm
SS-2	SURFACE	12/07/99	B70613	CALCIUM	167000	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	CALCIUM	46500	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	CALCIUM	22600	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	CALCIUM	19600	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	CALCIUM	11900	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	CHROMIUM	24.0	ppm	50 or background	ppm
SS-2	SURFACE	12/07/99	B70613	CHROMIUM	14.1	ppm	50 or background	ppm
SS-5	SURFACE	12/07/99	B70615	CHROMIUM	13.1	ppm	50 or background	ppm
SS-3	SURFACE	12/07/99	B70614	CHROMIUM	10.4	ppm	50 or background	ppm
SS-1	SURFACE	12/07/99	B70611	CHROMIUM	10.1	ppm	50 or background	ppm
SS-4	SURFACE	12/07/99	B70612	COBALT	8.40	ppm	30 or background	ppm
SS-5	SURFACE	12/07/99	B70615	COBALT	5.90	ppm	30 or background	ppm
SS-2	SURFACE	12/07/99	B70613	COBALT	4.90	ppm	30 or background	ppm
SS-1	SURFACE	12/07/99	B70611	COBALT	4.70	ppm	30 or background	ppm
SS-3	SURFACE	12/07/99	B70614	COBALT	3.10	ppm	30 or background	ppm
SS-4	SURFACE	12/07/99	B70612	COPPER	75.8	ppm	25 or background	ppm
SS-5	SURFACE	12/07/99	B70615	COPPER	73.1	ppm	25 or background	ppm
SS-3	SURFACE	12/07/99	B70614	COPPER	54.2	ppm	25 or background	ppm
SS-2	SURFACE	12/07/99	B70613	COPPER	44.1	ppm	25 or background	ppm
SS-1	SURFACE	12/07/99	B70611	COPPER	17.9	ppm	25 or background	ppm
SS-4	SURFACE	12/07/99	B70612	IRON	22800	ppm	2000 or background	ppm
SS-3	SURFACE	12/07/99	B70614	IRON	21200	ppm	2000 or background	ppm
SS-5	SURFACE	12/07/99	B70615	IRON	18700	ppm	2000 or background	ppm
SS-2	SURFACE	12/07/99	B70613	IRON	17400	ppm	2000 or background	ppm
SS-1	SURFACE	12/07/99	B70611	IRON	14900	ppm	2000 or background	ppm
SS-3	SURFACE	12/07/99	B70614	LEAD	972	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	LEAD	261	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	LEAD	164	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	LEAD	152	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	LEAD	119	ppm	Background	ppm

Table 11. Summary of Surface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
SS-2	SURFACE	12/07/99	B70613	MAGNESIUM	30600	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	MAGNESIUM	27200	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	MAGNESIUM	4870	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MAGNESIUM	4510	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	MAGNESIUM	2490	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	MANGANESE	1500	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	MANGANESE	440	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MANGANESE	352	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	MANGANESE	250	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	MANGANESE	189	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	MERCURY	2.10	ppm	0.1	ppm
SS-5	SURFACE	12/07/99	B70615	MERCURY	1.40	ppm	0.1	ppm
SS-2	SURFACE	12/07/99	B70613	MERCURY	0.67	ppm	0.1	ppm
SS-3	SURFACE	12/07/99	B70614	MERCURY	0.50	ppm	0.1	ppm
SS-1	SURFACE	12/07/99	B70611	MERCURY	0.12	ppm	0.1	ppm
SS-4	SURFACE	12/07/99	B70612	NICKEL	24.2	ppm	13 or background	ppm
SS-2	SURFACE	12/07/99	B70613	NICKEL	23.6	ppm	13 or background	ppm
SS-5	SURFACE	12/07/99	B70615	NICKEL	17.3	ppm	13 or background	ppm
SS-3	SURFACE	12/07/99	B70614	NICKEL	11.4	ppm	13 or background	ppm
SS-1	SURFACE	12/07/99	B70611	NICKEL	10.1	ppm	13 or background	ppm
SS-2	SURFACE	12/07/99	B70613	POTASSIUM	2240	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	POTASSIUM	1790	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	POTASSIUM	1300	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	POTASSIUM	1000	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	POTASSIUM	853	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	SELENIUM	7.40	ppm	2 or background	ppm
SS-3	SURFACE	12/07/99	B70614	SELENIUM	4.10	ppm	2 or background	ppm
SS-4	SURFACE	12/07/99	B70612	SELENIUM	3.10	ppm	2 or background	ppm
SS-5	SURFACE	12/07/99	B70615	SELENIUM	2.90	ppm	2 or background	ppm
SS-3	SURFACE	12/07/99	B70614	SILVER	1.20	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	SILVER	1.20	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	SILVER	0.66	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	SILVER	0.36	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	SODIUM	497	ppm	Background	ppm
SS-4	SURFACE	12/07/99	B70612	SODIUM	458	ppm	Background	ppm
SS-3	SURFACE	12/07/99	B70614	SODIUM	186	ppm	Background	ppm
SS-5	SURFACE	12/07/99	B70615	SODIUM	180	ppm	Background	ppm
SS-1	SURFACE	12/07/99	B70611	SODIUM	118	ppm	Background	ppm
SS-2	SURFACE	12/07/99	B70613	VANADIUM	28.6	ppm	150 or background	ppm
SS-4	SURFACE	12/07/99	B70612	VANADIUM	24.8	ppm	150 or background	ppm
SS-5	SURFACE	12/07/99	B70615	VANADIUM	17.8	ppm	150 or background	ppm
SS-1	SURFACE	12/07/99	B70611	VANADIUM	16.6	ppm	150 or background	ppm
SS-3	SURFACE	12/07/99	B70614	VANADIUM	12.9	ppm	150 or background	ppm
SS-5	SURFACE	12/07/99	B70615	ZINC	772	ppm	20 or background	ppm
SS-3	SURFACE	12/07/99	B70614	ZINC	739	ppm	20 or background	ppm
SS-4	SURFACE	12/07/99	B70612	ZINC	309	ppm	20 or background	ppm
SS-2	SURFACE	12/07/99	B70613	ZINC	183	ppm	20 or background	ppm
SS-1	SURFACE	12/07/99	B70611	ZINC	103	ppm	20 or background	ppm

Table 12. Summary of Surface Soil Sample Results
Pesticides and PCBs
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
SS-5	SURFACE	12/07/99	B70615	4,4'-DDE	19.0	ppb	2100	ppb
SS-5	SURFACE	12/07/99	B70615	4,4'-DDT (P,P'-DDT)	21.0	ppb	2100	ppb
SS-1	SURFACE	12/07/99	B70611	ALPHA CHLORDANE	210	ppb	540 (Chlordane)	ppb
SS-1	SURFACE	12/07/99	B70611	DIELDRIN	74.0	ppb	44	ppb
SS-3	SURFACE	12/07/99	B70614	DIELDRIN	15.0	ppb	44	ppb
SS-1	SURFACE	12/07/99	B70611	GAMMA CHLORDANE	170	ppb	540	ppb
SS-1	SURFACE	12/07/99	B70611	HEPTACHLOR EPOXIDE	30.0	ppb	20	ppb
SS-2	SURFACE	12/07/99	B70613	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
SS-4	SURFACE	12/07/99	B70612	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb

ND- Not Detected

NA- Not Applicable

Table 13. Summary of Subsurface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-2	10-12	02/08/00	B70617	PHENANTHRENE	29.0	ppb	50000	ppb
MW-2	10-12	02/08/00	B70617	TOTAL SVOC TICs	1360	ppb	NA	ppb
TP-1	3-5	12/06/99	B70601	2-METHYLNAPHTHALENE	1500	ppb	36400	ppb
TP-1	3-5	12/06/99	B70601	CHRYSENE	390	ppb	400	ppb
TP-1	3-5	12/06/99	B70601	FLUORANTHENE	500	ppb	50000	ppb
TP-1	3-5	12/06/99	B70601	PHENANTHRENE	1300	ppb	50000	ppb
TP-1	3-5	12/06/99	B70601	PYRENE	670	ppb	50000	ppb
TP-1	3-5	12/06/99	B70601	TOTAL SVOC TICs	625000	ppb	NA	ppb
TP-1	7-8	12/06/99	B70602	2-METHYLNAPHTHALENE	6400	ppb	36400	ppb
TP-1	7-8	12/06/99	B70602	PHENANTHRENE	1500	ppb	50000	ppb
TP-1	7-8	12/06/99	B70602	TOTAL SVOC TICs	814000	ppb	NA	ppb
TP-10	4	12/06/99	B70610	2-METHYLNAPHTHALENE	140	ppb	36400	ppb
TP-10	4	12/06/99	B70610	ACENAPHTHYLENE	71.0	ppb	41000	ppb
TP-10	4	12/06/99	B70610	ANTHRACENE	97.0	ppb	50000	ppb
TP-10	4	12/06/99	B70610	BENZO(A)ANTHRACENE	510	ppb	224	ppb
TP-10	4	12/06/99	B70610	BENZO(A)PYRENE	520	ppb	61	ppb
TP-10	4	12/06/99	B70610	BENZO(B)FLUORANTHENE	690	ppb	1100	ppb
TP-10	4	12/06/99	B70610	BENZO(G,H,I)PERYLENE	460	ppb	50000	ppb
TP-10	4	12/06/99	B70610	BENZO(K)FLUORANTHENE	560	ppb	1100	ppb
TP-10	4	12/06/99	B70610	BIS(2-ETHYLHEXYL)PHTHALATE	440	ppb	50000	ppb
TP-10	4	12/06/99	B70610	CARBAZOLE	55.0	ppb	NA	ppb
TP-10	4	12/06/99	B70610	CHRYSENE	920	ppb	400	ppb
TP-10	4	12/06/99	B70610	DIBENZO(A,H)ANTHRACENE	130	ppb	14	ppb
TP-10	4	12/06/99	B70610	DIBENZOFURAN	86.0	ppb	6200	ppb
TP-10	4	12/06/99	B70610	FLUORANTHENE	870	ppb	50000	ppb
TP-10	4	12/06/99	B70610	INDENO(1,2,3-C,D)PYRENE	380	ppb	3200	ppb
TP-10	4	12/06/99	B70610	NAPHTHALENE	86.0	ppb	13000	ppb
TP-10	4	12/06/99	B70610	PHENANTHRENE	580	ppb	50000	ppb
TP-10	4	12/06/99	B70610	PYRENE	720	ppb	50000	ppb
TP-10	4	12/06/99	B70610	TOTAL SVOC TICs	18300	ppb	NA	ppb
TP-2	5	12/06/99	B70603	2-METHYLNAPHTHALENE	110000	ppb	36400	ppb
TP-2	5	12/06/99	B70603	ACENAPHTHENE	170000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	ANTHRACENE	510000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	BENZO(A)ANTHRACENE	760000	ppb	224	ppb
TP-2	5	12/06/99	B70603	BENZO(A)PYRENE	530000	ppb	61	ppb
TP-2	5	12/06/99	B70603	BENZO(B)FLUORANTHENE	480000	ppb	1100	ppb
TP-2	5	12/06/99	B70603	BENZO(G,H,I)PERYLENE	280000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	BENZO(K)FLUORANTHENE	470000	ppb	1100	ppb
TP-2	5	12/06/99	B70603	CARBAZOLE	170000	ppb	NA	ppb
TP-2	5	12/06/99	B70603	CHRYSENE	710000	ppb	400	ppb
TP-2	5	12/06/99	B70603	DIBENZO(A,H)ANTHRACENE	100000	ppb	14	ppb
TP-2	5	12/06/99	B70603	DIBENZOFURAN	220000	ppb	6200	ppb
TP-2	5	12/06/99	B70603	FLUORANTHENE	1500000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	FLUORENE	360000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	INDENO(1,2,3-C,D)PYRENE	280000	ppb	3200	ppb
TP-2	5	12/06/99	B70603	NAPHTHALENE	320000	ppb	13000	ppb
TP-2	5	12/06/99	B70603	PHENANTHRENE	1600000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	PYRENE	960000	ppb	50000	ppb
TP-2	5	12/06/99	B70603	TOTAL SVOC TICs	2240000	ppb	NA	ppb
TP-3	8-9	12/06/99	B70604	2-METHYLNAPHTHALENE	670	ppb	36400	ppb
TP-3	8-9	12/06/99	B70604	ACENAPHTHENE	1700	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	ACENAPHTHYLENE	310	ppb	41000	ppb
TP-3	8-9	12/06/99	B70604	ANTHRACENE	4700	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	BENZO(A)ANTHRACENE	10000	ppb	224	ppb
TP-3	8-9	12/06/99	B70604	BENZO(A)PYRENE	8100	ppb	61	ppb
TP-3	8-9	12/06/99	B70604	BENZO(B)FLUORANTHENE	7000	ppb	1100	ppb
TP-3	8-9	12/06/99	B70604	BENZO(G,H,I)PERYLENE	4200	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	BENZO(K)FLUORANTHENE	6900	ppb	1100	ppb
TP-3	8-9	12/06/99	B70604	CARBAZOLE	2500	ppb	NA	ppb
TP-3	8-9	12/06/99	B70604	CHRYSENE	11000	ppb	400	ppb
TP-3	8-9	12/06/99	B70604	DIBENZO(A,H)ANTHRACENE	1400	ppb	14	ppb

Table 13. Summary of Subsurface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
TP-3	8-9	12/06/99	B70604	DIBENZOFURAN	1500	ppb	6200	ppb
TP-3	8-9	12/06/99	B70604	FLUORANTHENE	24000	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	FLUORENE	2400	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	INDENO(1,2,3-C,D)PYRENE	3900	ppb	3200	ppb
TP-3	8-9	12/06/99	B70604	NAPHTHALENE	2300	ppb	13000	ppb
TP-3	8-9	12/06/99	B70604	PHENANTHRENE	25000	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	PYRENE	20000	ppb	50000	ppb
TP-3	8-9	12/06/99	B70604	TOTAL SVOC TICs	63000	ppb	NA	ppb
TP-4	5	12/06/99	B70605	BENZO(A)ANTHRACENE	65.0	ppb	224	ppb
TP-4	5	12/06/99	B70605	BENZO(A)PYRENE	54.0	ppb	61	ppb
TP-4	5	12/06/99	B70605	BENZO(B)FLUORANTHENE	55.0	ppb	1100	ppb
TP-4	5	12/06/99	B70605	BENZO(G,H,I)PERYLENE	43.0	ppb	50000	ppb
TP-4	5	12/06/99	B70605	BENZO(K)FLUORANTHENE	59.0	ppb	1100	ppb
TP-4	5	12/06/99	B70605	CHRYSENE	72.0	ppb	400	ppb
TP-4	5	12/06/99	B70605	FLUORANTHENE	130	ppb	50000	ppb
TP-4	5	12/06/99	B70605	INDENO(1,2,3-C,D)PYRENE	35.0	ppb	3200	ppb
TP-4	5	12/06/99	B70605	PHENANTHRENE	99.0	ppb	50000	ppb
TP-4	5	12/06/99	B70605	PYRENE	110	ppb	50000	ppb
TP-4	5	12/06/99	B70605	TOTAL SVOC TICs	1450	ppb	NA	ppb
TP-5	3	12/06/99	B70606	BENZO(A)ANTHRACENE	630	ppb	224	ppb
TP-5	3	12/06/99	B70606	BENZO(A)PYRENE	260	ppb	61	ppb
TP-5	3	12/06/99	B70606	BENZO(B)FLUORANTHENE	460	ppb	1100	ppb
TP-5	3	12/06/99	B70606	BENZO(G,H,I)PERYLENE	300	ppb	50000	ppb
TP-5	3	12/06/99	B70606	BENZO(K)FLUORANTHENE	220	ppb	1100	ppb
TP-5	3	12/06/99	B70606	CHRYSENE	3100	ppb	400	ppb
TP-5	3	12/06/99	B70606	DIBENZO(A,H)ANTHRACENE	310	ppb	14	ppb
TP-5	3	12/06/99	B70606	DI-N-OCTYLPHTHALATE	130	ppb	50000	ppb
TP-5	3	12/06/99	B70606	INDENO(1,2,3-C,D)PYRENE	190	ppb	3200	ppb
TP-5	3	12/06/99	B70606	PHENANTHRENE	1400	ppb	50000	ppb
TP-5	3	12/06/99	B70606	PYRENE	120	ppb	50000	ppb
TP-5	3	12/06/99	B70606	TOTAL SVOC TICs	56200	ppb	NA	ppb
TP-8	3	12/06/99	B70607	ACENAPHTHENE	270	ppb	50000	ppb
TP-8	3	12/06/99	B70607	ACENAPHTHYLENE	540	ppb	41000	ppb
TP-8	3	12/06/99	B70607	ANTHRACENE	2000	ppb	50000	ppb
TP-8	3	12/06/99	B70607	BENZO(A)ANTHRACENE	7900	ppb	224	ppb
TP-8	3	12/06/99	B70607	BENZO(A)PYRENE	7200	ppb	61	ppb
TP-8	3	12/06/99	B70607	BENZO(B)FLUORANTHENE	5800	ppb	1100	ppb
TP-8	3	12/06/99	B70607	BENZO(G,H,I)PERYLENE	4500	ppb	50000	ppb
TP-8	3	12/06/99	B70607	BENZO(K)FLUORANTHENE	5800	ppb	1100	ppb
TP-8	3	12/06/99	B70607	CARBAZOLE	650	ppb	NA	ppb
TP-8	3	12/06/99	B70607	CHRYSENE	9100	ppb	400	ppb
TP-8	3	12/06/99	B70607	DIBENZO(A,H)ANTHRACENE	1600	ppb	14	ppb
TP-8	3	12/06/99	B70607	DIBENZOFURAN	380	ppb	6200	ppb
TP-8	3	12/06/99	B70607	FLUORANTHENE	20000	ppb	50000	ppb
TP-8	3	12/06/99	B70607	FLUORENE	450	ppb	50000	ppb
TP-8	3	12/06/99	B70607	INDENO(1,2,3-C,D)PYRENE	3900	ppb	3200	ppb
TP-8	3	12/06/99	B70607	PHENANTHRENE	12000	ppb	50000	ppb
TP-8	3	12/06/99	B70607	PYRENE	19000	ppb	50000	ppb
TP-8	3	12/06/99	B70607	TOTAL SVOC TICs	153000	ppb	NA	ppb

NA- Not Applicable

**Table 14. Summary of Subsurface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance
TP-2	5	12/06/99	B70603	2-METHYLNAPHTHALENE	110000	ppb	36400
TP-1	7-8	12/06/99	B70602	2-METHYLNAPHTHALENE	6400	ppb	36400
TP-1	3-5	12/06/99	B70601	2-METHYLNAPHTHALENE	1500	ppb	36400
TP-3	8-9	12/06/99	B70604	2-METHYLNAPHTHALENE	670	ppb	36400
TP-10	4	12/06/99	B70610	2-METHYLNAPHTHALENE	140	ppb	36400
TP-2	5	12/06/99	B70603	ACENAPHTHENE	170000	ppb	50000
TP-3	8-9	12/06/99	B70604	ACENAPHTHENE	1700	ppb	50000
TP-8	3	12/06/99	B70607	ACENAPHTHENE	270	ppb	50000
TP-8	3	12/06/99	B70607	ACENAPHTHYLENE	540	ppb	41000
TP-3	8-9	12/06/99	B70604	ACENAPHTHYLENE	310	ppb	41000
TP-10	4	12/06/99	B70610	ACENAPHTHYLENE	71.0	ppb	41000
TP-2	5	12/06/99	B70603	ANTHRACENE	510000	ppb	50000
TP-3	8-9	12/06/99	B70604	ANTHRACENE	4700	ppb	50000
TP-8	3	12/06/99	B70607	ANTHRACENE	2000	ppb	50000
TP-10	4	12/06/99	B70610	ANTHRACENE	97.0	ppb	50000
TP-2	5	12/06/99	B70603	BENZO(A)ANTHRACENE	760000	ppb	224
TP-3	8-9	12/06/99	B70604	BENZO(A)ANTHRACENE	10000	ppb	224
TP-8	3	12/06/99	B70607	BENZO(A)ANTHRACENE	7900	ppb	224
TP-5	3	12/06/99	B70606	BENZO(A)ANTHRACENE	630	ppb	224
TP-10	4	12/06/99	B70610	BENZO(A)ANTHRACENE	510	ppb	224
TP-4	5	12/06/99	B70605	BENZO(A)ANTHRACENE	65.0	ppb	224
TP-2	5	12/06/99	B70603	BENZO(A)PYRENE	530000	ppb	61
TP-3	8-9	12/06/99	B70604	BENZO(A)PYRENE	8100	ppb	61
TP-8	3	12/06/99	B70607	BENZO(A)PYRENE	7200	ppb	61
TP-10	4	12/06/99	B70610	BENZO(A)PYRENE	520	ppb	61
TP-5	3	12/06/99	B70606	BENZO(A)PYRENE	260	ppb	61
TP-4	5	12/06/99	B70605	BENZO(A)PYRENE	54.0	ppb	61
TP-2	5	12/06/99	B70603	BENZO(B)FLUORANTHENE	480000	ppb	1100
TP-3	8-9	12/06/99	B70604	BENZO(B)FLUORANTHENE	7000	ppb	1100
TP-8	3	12/06/99	B70607	BENZO(B)FLUORANTHENE	5800	ppb	1100
TP-10	4	12/06/99	B70610	BENZO(B)FLUORANTHENE	690	ppb	1100
TP-5	3	12/06/99	B70606	BENZO(B)FLUORANTHENE	460	ppb	1100
TP-4	5	12/06/99	B70605	BENZO(B)FLUORANTHENE	55.0	ppb	1100
TP-2	5	12/06/99	B70603	BENZO(G,H,I)PERYLENE	280000	ppb	50000
TP-8	3	12/06/99	B70607	BENZO(G,H,I)PERYLENE	4500	ppb	50000
TP-3	8-9	12/06/99	B70604	BENZO(G,H,I)PERYLENE	4200	ppb	50000
TP-10	4	12/06/99	B70610	BENZO(G,H,I)PERYLENE	460	ppb	50000
TP-5	3	12/06/99	B70606	BENZO(G,H,I)PERYLENE	300	ppb	50000
TP-4	5	12/06/99	B70605	BENZO(G,H,I)PERYLENE	43.0	ppb	50000
TP-2	5	12/06/99	B70603	BENZO(K)FLUORANTHENE	470000	ppb	1100
TP-3	8-9	12/06/99	B70604	BENZO(K)FLUORANTHENE	6900	ppb	1100
TP-8	3	12/06/99	B70607	BENZO(K)FLUORANTHENE	5800	ppb	1100
TP-10	4	12/06/99	B70610	BENZO(K)FLUORANTHENE	560	ppb	1100
TP-5	3	12/06/99	B70606	BENZO(K)FLUORANTHENE	220	ppb	1100
TP-4	5	12/06/99	B70605	BENZO(K)FLUORANTHENE	59.0	ppb	1100
TP-10	4	12/06/99	B70610	BIS(2-ETHYLHEXYL)PHTHALATE	440	ppb	50000
TP-2	5	12/06/99	B70603	CARBAZOLE	170000	ppb	NA
TP-3	8-9	12/06/99	B70604	CARBAZOLE	2500	ppb	NA
TP-8	3	12/06/99	B70607	CARBAZOLE	650	ppb	NA
TP-10	4	12/06/99	B70610	CARBAZOLE	55.0	ppb	NA
TP-2	5	12/06/99	B70603	CHRYSENE	710000	ppb	400
TP-3	8-9	12/06/99	B70604	CHRYSENE	11000	ppb	400
TP-8	3	12/06/99	B70607	CHRYSENE	9100	ppb	400
TP-5	3	12/06/99	B70606	CHRYSENE	3100	ppb	400
TP-10	4	12/06/99	B70610	CHRYSENE	920	ppb	400
TP-4	5	12/06/99	B70605	CHRYSENE	72.0	ppb	400
TP-1	3-5	12/06/99	B70601	CHRYSENE	390	ppb	400

**Table 14. Summary of Subsurface Soil Sample Results
Semi-Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance
TP-2	5	12/06/99	B70603	DIBENZO(A,H)ANTHRACENE	100000	ppb	14
TP-8	3	12/06/99	B70607	DIBENZO(A,H)ANTHRACENE	1600	ppb	14
TP-3	8-9	12/06/99	B70604	DIBENZO(A,H)ANTHRACENE	1400	ppb	14
TP-5	3	12/06/99	B70606	DIBENZO(A,H)ANTHRACENE	310	ppb	14
TP-10	4	12/06/99	B70610	DIBENZO(A,H)ANTHRACENE	130	ppb	14
TP-2	5	12/06/99	B70603	DIBENZOFURAN	220000	ppb	6200
TP-3	8-9	12/06/99	B70604	DIBENZOFURAN	1500	ppb	6200
TP-8	3	12/06/99	B70607	DIBENZOFURAN	380	ppb	6200
TP-10	4	12/06/99	B70610	DIBENZOFURAN	86.0	ppb	6200
TP-5	3	12/06/99	B70606	DI-N-OCTYLPHTHALATE	130	ppb	50000
TP-2	5	12/06/99	B70603	FLUORANTHENE	1500000	ppb	50000
TP-3	8-9	12/06/99	B70604	FLUORANTHENE	24000	ppb	50000
TP-8	3	12/06/99	B70607	FLUORANTHENE	20000	ppb	50000
TP-10	4	12/06/99	B70610	FLUORANTHENE	870	ppb	50000
TP-1	3-5	12/06/99	B70601	FLUORANTHENE	500	ppb	50000
TP-4	5	12/06/99	B70605	FLUORANTHENE	130	ppb	50000
TP-2	5	12/06/99	B70603	FLUORENE	360000	ppb	50000
TP-3	8-9	12/06/99	B70604	FLUORENE	2400	ppb	50000
TP-8	3	12/06/99	B70607	FLUORENE	450	ppb	50000
TP-2	5	12/06/99	B70603	INDENO(1,2,3-C,D)PYRENE	280000	ppb	3200
TP-3	8-9	12/06/99	B70604	INDENO(1,2,3-C,D)PYRENE	3900	ppb	3200
TP-8	3	12/06/99	B70607	INDENO(1,2,3-C,D)PYRENE	3900	ppb	3200
TP-10	4	12/06/99	B70610	INDENO(1,2,3-C,D)PYRENE	380	ppb	3200
TP-5	3	12/06/99	B70606	INDENO(1,2,3-C,D)PYRENE	190	ppb	3200
TP-4	5	12/06/99	B70605	INDENO(1,2,3-C,D)PYRENE	35.0	ppb	3200
TP-2	5	12/06/99	B70603	NAPHTHALENE	320000	ppb	13000
TP-3	8-9	12/06/99	B70604	NAPHTHALENE	2300	ppb	13000
TP-10	4	12/06/99	B70610	NAPHTHALENE	86.0	ppb	13000
TP-2	5	12/06/99	B70603	PHENANTHRENE	1600000	ppb	50000
TP-3	8-9	12/06/99	B70604	PHENANTHRENE	25000	ppb	50000
TP-8	3	12/06/99	B70607	PHENANTHRENE	12000	ppb	50000
TP-1	7-8	12/06/99	B70602	PHENANTHRENE	1500	ppb	50000
TP-5	3	12/06/99	B70606	PHENANTHRENE	1400	ppb	50000
TP-1	3-5	12/06/99	B70601	PHENANTHRENE	1300	ppb	50000
TP-10	4	12/06/99	B70610	PHENANTHRENE	580	ppb	50000
TP-4	5	12/06/99	B70605	PHENANTHRENE	99.0	ppb	50000
MW-2	10-12	02/08/00	B70617	PHENANTHRENE	29.0	ppb	50000
TP-2	5	12/06/99	B70603	PYRENE	960000	ppb	50000
TP-3	8-9	12/06/99	B70604	PYRENE	20000	ppb	50000
TP-8	3	12/06/99	B70607	PYRENE	19000	ppb	50000
TP-10	4	12/06/99	B70610	PYRENE	720	ppb	50000
TP-1	3-5	12/06/99	B70601	PYRENE	670	ppb	50000
TP-5	3	12/06/99	B70606	PYRENE	120	ppb	50000
TP-4	5	12/06/99	B70605	PYRENE	110	ppb	50000
TP-2	5	12/06/99	B70603	TOTAL SVOC TICs	2240000	ppb	NA
TP-1	7-8	12/06/99	B70602	TOTAL SVOC TICs	814000	ppb	NA
TP-1	3-5	12/06/99	B70601	TOTAL SVOC TICs	625000	ppb	NA
TP-8	3	12/06/99	B70607	TOTAL SVOC TICs	153000	ppb	NA
TP-3	8-9	12/06/99	B70604	TOTAL SVOC TICs	63000	ppb	NA
TP-5	3	12/06/99	B70606	TOTAL SVOC TICs	56200	ppb	NA
TP-10	4	12/06/99	B70610	TOTAL SVOC TICs	18300	ppb	NA
TP-4	5	12/06/99	B70605	TOTAL SVOC TICs	1450	ppb	NA
MW-2	10-12	02/08/00	B70617	TOTAL SVOC TICs	1360	ppb	NA

NA- Not Applicable

**Table 15. Summary of Subsurface Soil Sample Results
Total Petroleum Hydrocarbons
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-1	8-10	02/08/00	B70618	TOTAL PETROLEUM HYDROCARBONS	1140	ppm	NA	ppm
MW-1	8-10	02/08/00	B70619	TOTAL PETROLEUM HYDROCARBONS	336	ppm	NA	ppm
MW-1	16-18	02/09/00	B70620	TOTAL PETROLEUM HYDROCARBONS	166	ppm	NA	ppm
MW-2	6-8	02/08/00	B70616	TOTAL PETROLEUM HYDROCARBONS	474	ppm	NA	ppm
MW-2	10-12	02/08/00	B70617	TOTAL PETROLEUM HYDROCARBONS	22.3	ppm	NA	ppm

NA- Not Applicable

Samples B70618 and B70619 are field duplicate samples

**Table 16. Summary of Subsurface Soil Sample Results
Volatile Organic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units	Comments
MW-2	10-12	02/08/00	B70617	METHYLENE CHLORIDE	750	ppb	100	ppb	Result is biased high due to laboratory contamination.
MW-2	10-12	02/08/00	B70617	TOTAL VOC TICs	130	ppb	NA	ppb	
TP-1	3-5	12/06/99	B70601	ACETONE	410	ppb	200	ppb	Result is invalid due to laboratory contamination.
TP-1	3-5	12/06/99	B70601	METHYLENE CHLORIDE	1300	ppb	100	ppb	Result is invalid due to laboratory contamination.
TP-1	3-5	12/06/99	B70601	TOTAL VOC TICs	109000	ppb	NA	ppb	
TP-1	7-8	12/06/99	B70602	2-BUTANONE	240	ppb	300	ppb	
TP-1	7-8	12/06/99	B70602	ACETONE	290	ppb	200	ppb	Result is invalid due to laboratory contamination.
TP-1	7-8	12/06/99	B70602	METHYLENE CHLORIDE	1400	ppb	100	ppb	Result is invalid due to laboratory contamination.
TP-1	7-8	12/06/99	B70602	TOTAL VOC TICs	133000	ppb	NA	ppb	
TP-1	7-8	12/06/99	B70602	XYLENE (total)	6300	ppb	1200	ppb	
TP-10	4	12/06/99	B70610	2-BUTANONE	22.0	ppb	300	ppb	
TP-10	4	12/06/99	B70610	ACETONE	100	ppb	200	ppb	
TP-10	4	12/06/99	B70610	METHYLENE CHLORIDE	58.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-10	4	12/06/99	B70610	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-2	5	12/06/99	B70603	METHYLENE CHLORIDE	86.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-2	5	12/06/99	B70603	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-3	8-9	12/06/99	B70604	1,1-DICHLOROETHANE	8.00	ppb	200	ppb	
TP-3	8-9	12/06/99	B70604	ACETONE	98.0	ppb	200	ppb	
TP-3	8-9	12/06/99	B70604	CARBON DISULFIDE	2.00	ppb	2700	ppb	
TP-3	8-9	12/06/99	B70604	METHYLENE CHLORIDE	49.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-3	8-9	12/06/99	B70604	TOLUENE	3.00	ppb	1500	ppb	
TP-3	8-9	12/06/99	B70604	TOTAL 1,2-DICHLOROETHENE	6.00	ppb	NA	ppb	
TP-3	8-9	12/06/99	B70604	TOTAL VOC TICs	237	ppb	NA	ppb	
TP-3	8-9	12/06/99	B70604	TRICHLOROETHENE	28.0	ppb	700	ppb	
TP-4	5	12/06/99	B70605	METHYLENE CHLORIDE	24.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-4	5	12/06/99	B70605	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-5	3	12/06/99	B70606	METHYLENE CHLORIDE	36.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-5	3	12/06/99	B70606	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-8	3	12/06/99	B70607	ACETONE	28.0	ppb	200	ppb	
TP-8	3	12/06/99	B70607	METHYLENE CHLORIDE	62.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-8	3	12/06/99	B70607	TOTAL VOC TICs	ND	ppb	NA	ppb	

ND- Not Detected
NA- Not Applicable

Table 17. Summary of Subsurface Soil Sample Results
Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units	Comments
TP-3	8-9	12/06/99	B70604	1,1-DICHLOROETHANE	8.00	ppb	200	ppb	
TP-1	7-8	12/06/99	B70602	2-BUTANONE	240	ppb	300	ppb	
TP-10	4	12/06/99	B70610	2-BUTANONE	22.0	ppb	300	ppb	
TP-1	3-5	12/06/99	B70601	ACETONE	410	ppb	200	ppb	Result is invalid due to laboratory contamination.
TP-1	7-8	12/06/99	B70602	ACETONE	290	ppb	200	ppb	Result is invalid due to laboratory contamination.
TP-10	4	12/06/99	B70610	ACETONE	100	ppb	200	ppb	
TP-3	8-9	12/06/99	B70604	ACETONE	98.0	ppb	200	ppb	
TP-8	3	12/06/99	B70607	ACETONE	28.0	ppb	200	ppb	
TP-3	8-9	12/06/99	B70604	CARBON DISULFIDE	2.00	ppb	2700	ppb	
TP-1	7-8	12/06/99	B70602	METHYLENE CHLORIDE	1400	ppb	100	ppb	Result is invalid due to laboratory contamination.
TP-1	3-5	12/06/99	B70601	METHYLENE CHLORIDE	1300	ppb	100	ppb	Result is invalid due to laboratory contamination.
MW-2	10-12	02/08/00	B70617	METHYLENE CHLORIDE	750	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-2	5	12/06/99	B70603	METHYLENE CHLORIDE	86.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-8	3	12/06/99	B70607	METHYLENE CHLORIDE	62.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-10	4	12/06/99	B70610	METHYLENE CHLORIDE	58.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-3	8-9	12/06/99	B70604	METHYLENE CHLORIDE	49.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-5	3	12/06/99	B70606	METHYLENE CHLORIDE	36.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-4	5	12/06/99	B70605	METHYLENE CHLORIDE	24.0	ppb	100	ppb	Result is biased high due to laboratory contamination.
TP-3	8-9	12/06/99	B70604	TOLUENE	3.00	ppb	1500	ppb	
TP-3	8-9	12/06/99	B70604	TOTAL 1,2-DICHLOROETHENE	6.00	ppb	NA	ppb	
TP-3	8-9	12/06/99	B70604	TRICHLOROETHENE	28.0	ppb	700	ppb	
TP-1	7-8	12/06/99	B70602	XYLENE (total)	6300	ppb	1200	ppb	
TP-10	4	12/06/99	B70610	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-2	5	12/06/99	B70603	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-4	5	12/06/99	B70605	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-5	3	12/06/99	B70606	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-8	3	12/06/99	B70607	TOTAL VOC TICs	ND	ppb	NA	ppb	
TP-1	7-8	12/06/99	B70602	TOTAL VOC TICs	133000	ppb	NA	ppb	
TP-1	3-5	12/06/99	B70601	TOTAL VOC TICs	109000	ppb	NA	ppb	
TP-3	8-9	12/06/99	B70604	TOTAL VOC TICs	237	ppb	NA	ppb	
MW-2	10-12	02/08/00	B70617	TOTAL VOC TICs	130	ppb	NA	ppb	

ND- Not Detected

NA- Not Applicable

**Table 18. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance
MW-1	8-10	02/08/00	B70618	ALUMINUM	6140	ppm	Background
MW-1	8-10	02/08/00	B70619	ALUMINUM	3400	ppm	Background
MW-1	8-10	02/08/00	B70618	ARSENIC	7.20	ppm	7.5 or background
MW-1	8-10	02/08/00	B70619	ARSENIC	8.80	ppm	7.5 or background
MW-1	8-10	02/08/00	B70618	BARIUM	43.9	ppm	300 or background
MW-1	8-10	02/08/00	B70619	BARIUM	59.7	ppm	300 or background
MW-1	8-10	02/08/00	B70619	BERYLLIUM	0.15	ppm	0.16 or background
MW-1	8-10	02/08/00	B70618	BERYLLIUM	0.28	ppm	0.16 or background
MW-1	8-10	02/08/00	B70619	CADMIUM	0.65	ppm	10 or background
MW-1	8-10	02/08/00	B70618	CALCIUM	1870	ppm	Background
MW-1	8-10	02/08/00	B70619	CALCIUM	4300	ppm	Background
MW-1	8-10	02/08/00	B70618	CHROMIUM	11.5	ppm	50 or background
MW-1	8-10	02/08/00	B70619	CHROMIUM	19.9	ppm	50 or background
MW-1	8-10	02/08/00	B70618	COBALT	4.60	ppm	30 or background
MW-1	8-10	02/08/00	B70619	COBALT	10.9	ppm	30 or background
MW-1	8-10	02/08/00	B70619	COPPER	113	ppm	25 or background
MW-1	8-10	02/08/00	B70618	COPPER	17.2	ppm	25 or background
MW-1	8-10	02/08/00	B70619	IRON	3400	ppm	2000 or background
MW-1	8-10	02/08/00	B70618	IRON	15900	ppm	2000 or background
MW-1	8-10	02/08/00	B70618	LEAD	12.1	ppm	Background
MW-1	8-10	02/08/00	B70619	LEAD	21.8	ppm	Background
MW-1	8-10	02/08/00	B70619	MAGNESIUM	396	ppm	Background
MW-1	8-10	02/08/00	B70618	MAGNESIUM	2130	ppm	Background
MW-1	8-10	02/08/00	B70618	MANGANESE	85.4	ppm	Background
MW-1	8-10	02/08/00	B70619	MANGANESE	20.4	ppm	Background
MW-1	8-10	02/08/00	B70618	MERCURY	0.09	ppm	0.1
MW-1	8-10	02/08/00	B70619	NICKEL	23.2	ppm	13 or background
MW-1	8-10	02/08/00	B70618	NICKEL	14.5	ppm	13 or background
MW-1	8-10	02/08/00	B70618	POTASSIUM	473	ppm	Background
MW-1	8-10	02/08/00	B70619	POTASSIUM	1000	ppm	Background
MW-1	8-10	02/08/00	B70619	SELENIUM	2.00	ppm	2 or background
MW-1	8-10	02/08/00	B70618	SODIUM	52.3	ppm	Background
MW-1	8-10	02/08/00	B70619	SODIUM	83.6	ppm	Background
MW-1	8-10	02/08/00	B70619	VANADIUM	32.0	ppm	150 or background
MW-1	8-10	02/08/00	B70618	VANADIUM	14.3	ppm	150 or background
MW-1	8-10	02/08/00	B70619	ZINC	62.4	ppm	20 or background
MW-1	8-10	02/08/00	B70618	ZINC	62.9	ppm	20 or background
MW-2	6-8	02/08/00	B70616	ALUMINUM	8100	ppm	Background
MW-2	6-8	02/08/00	B70616	ARSENIC	4.70	ppm	7.5 or background
MW-2	6-8	02/08/00	B70616	BARIUM	47.0	ppm	300 or background
MW-2	6-8	02/08/00	B70616	BERYLLIUM	0.46	ppm	0.16 or background
MW-2	6-8	02/08/00	B70616	CALCIUM	1280	ppm	Background
MW-2	6-8	02/08/00	B70616	CHROMIUM	11.5	ppm	50 or background
MW-2	6-8	02/08/00	B70616	COBALT	7.60	ppm	30 or background
MW-2	6-8	02/08/00	B70616	COPPER	13.7	ppm	25 or background
MW-2	6-8	02/08/00	B70616	IRON	18100	ppm	2000 or background
MW-2	6-8	02/08/00	B70616	LEAD	9.60	ppm	Background
MW-2	6-8	02/08/00	B70616	MAGNESIUM	2640	ppm	Background
MW-2	6-8	02/08/00	B70616	MANGANESE	222	ppm	Background
MW-2	6-8	02/08/00	B70616	NICKEL	20.0	ppm	13 or background
MW-2	6-8	02/08/00	B70616	POTASSIUM	865	ppm	Background
MW-2	6-8	02/08/00	B70616	SELENIUM	1.50	ppm	2 or background
MW-2	6-8	02/08/00	B70616	SODIUM	97.7	ppm	Background
MW-2	6-8	02/08/00	B70616	VANADIUM	13.9	ppm	150 or background

Table 18. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance
MW-2	6-8	02/08/00	B70616	ZINC	47.5	ppm	20 or background
TP-1	3-5	12/06/99	B70601	ALUMINUM	6340	ppm	Background
TP-1	3-5	12/06/99	B70601	ARSENIC	9.00	ppm	7.5 or background
TP-1	3-5	12/06/99	B70601	BARIUM	89.5	ppm	300 or background
TP-1	3-5	12/06/99	B70601	BERYLLIUM	0.54	ppm	0.16 or background
TP-1	3-5	12/06/99	B70601	CALCIUM	3150	ppm	Background
TP-1	3-5	12/06/99	B70601	CHROMIUM	9.40	ppm	50 or background
TP-1	3-5	12/06/99	B70601	COBALT	5.80	ppm	30 or background
TP-1	3-5	12/06/99	B70601	COPPER	28.0	ppm	25 or background
TP-1	3-5	12/06/99	B70601	IRON	19300	ppm	2000 or background
TP-1	3-5	12/06/99	B70601	LEAD	29.8	ppm	Background
TP-1	3-5	12/06/99	B70601	MAGNESIUM	2250	ppm	Background
TP-1	3-5	12/06/99	B70601	MANGANESE	108	ppm	Background
TP-1	3-5	12/06/99	B70601	MERCURY	4.00	ppm	0.1
TP-1	3-5	12/06/99	B70601	NICKEL	14.9	ppm	13 or background
TP-1	3-5	12/06/99	B70601	POTASSIUM	930	ppm	Background
TP-1	3-5	12/06/99	B70601	SELENIUM	1.30	ppm	2 or background
TP-1	3-5	12/06/99	B70601	SODIUM	75.4	ppm	Background
TP-1	3-5	12/06/99	B70601	VANADIUM	16.2	ppm	150 or background
TP-1	3-5	12/06/99	B70601	ZINC	139	ppm	20 or background
TP-1	7-8	12/06/99	B70602	ALUMINUM	9120	ppm	Background
TP-1	7-8	12/06/99	B70602	ARSENIC	10.4	ppm	7.5 or background
TP-1	7-8	12/06/99	B70602	BARIUM	29.0	ppm	300 or background
TP-1	7-8	12/06/99	B70602	BERYLLIUM	0.52	ppm	0.16 or background
TP-1	7-8	12/06/99	B70602	CADMIUM	0.56	ppm	10 or background
TP-1	7-8	12/06/99	B70602	CALCIUM	1850	ppm	Background
TP-1	7-8	12/06/99	B70602	CHROMIUM	9.80	ppm	50 or background
TP-1	7-8	12/06/99	B70602	COBALT	5.40	ppm	30 or background
TP-1	7-8	12/06/99	B70602	COPPER	143	ppm	25 or background
TP-1	7-8	12/06/99	B70602	IRON	17700	ppm	2000 or background
TP-1	7-8	12/06/99	B70602	LEAD	9.10	ppm	Background
TP-1	7-8	12/06/99	B70602	MAGNESIUM	2410	ppm	Background
TP-1	7-8	12/06/99	B70602	MANGANESE	87.3	ppm	Background
TP-1	7-8	12/06/99	B70602	NICKEL	17.3	ppm	13 or background
TP-1	7-8	12/06/99	B70602	POTASSIUM	1040	ppm	Background
TP-1	7-8	12/06/99	B70602	SELENIUM	1.60	ppm	2 or background
TP-1	7-8	12/06/99	B70602	SODIUM	67.7	ppm	Background
TP-1	7-8	12/06/99	B70602	VANADIUM	15.7	ppm	150 or background
TP-1	7-8	12/06/99	B70602	ZINC	160	ppm	20 or background
TP-10	4	12/06/99	B70610	ALUMINUM	4400	ppm	Background
TP-10	4	12/06/99	B70610	ANTIMONY	5.70	ppm	Background
TP-10	4	12/06/99	B70610	ARSENIC	12.2	ppm	7.5 or background
TP-10	4	12/06/99	B70610	BARIUM	75.0	ppm	300 or background
TP-10	4	12/06/99	B70610	BERYLLIUM	0.46	ppm	0.16 or background
TP-10	4	12/06/99	B70610	CADMIUM	0.34	ppm	10 or background
TP-10	4	12/06/99	B70610	CALCIUM	31400	ppm	Background
TP-10	4	12/06/99	B70610	CHROMIUM	9.90	ppm	50 or background
TP-10	4	12/06/99	B70610	COBALT	5.90	ppm	30 or background
TP-10	4	12/06/99	B70610	COPPER	132	ppm	25 or background
TP-10	4	12/06/99	B70610	IRON	11400	ppm	2000 or background
TP-10	4	12/06/99	B70610	LEAD	473	ppm	Background
TP-10	4	12/06/99	B70610	MAGNESIUM	17900	ppm	Background
TP-10	4	12/06/99	B70610	MANGANESE	255	ppm	Background
TP-10	4	12/06/99	B70610	MERCURY	1.50	ppm	0.1

Table 18. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance
TP-10	4	12/06/99	B70610	NICKEL	14.7	ppm	13 or background
TP-10	4	12/06/99	B70610	POTASSIUM	491	ppm	Background
TP-10	4	12/06/99	B70610	SELENIUM	3.50	ppm	2 or background
TP-10	4	12/06/99	B70610	SODIUM	331	ppm	Background
TP-10	4	12/06/99	B70610	VANADIUM	20.2	ppm	150 or background
TP-10	4	12/06/99	B70610	ZINC	128	ppm	20 or background
TP-2	5	12/06/99	B70603	ALUMINUM	20100	ppm	Background
TP-2	5	12/06/99	B70603	ARSENIC	16.1	ppm	7.5 or background
TP-2	5	12/06/99	B70603	BARIUM	828	ppm	300 or background
TP-2	5	12/06/99	B70603	BERYLLIUM	2.20	ppm	0.16 or background
TP-2	5	12/06/99	B70603	CADMIUM	2.40	ppm	10 or background
TP-2	5	12/06/99	B70603	CALCIUM	85100	ppm	Background
TP-2	5	12/06/99	B70603	CHROMIUM	47.9	ppm	50 or background
TP-2	5	12/06/99	B70603	COBALT	4.10	ppm	30 or background
TP-2	5	12/06/99	B70603	COPPER	45.8	ppm	25 or background
TP-2	5	12/06/99	B70603	IRON	20200	ppm	2000 or background
TP-2	5	12/06/99	B70603	LEAD	467	ppm	Background
TP-2	5	12/06/99	B70603	MAGNESIUM	35800	ppm	Background
TP-2	5	12/06/99	B70603	MANGANESE	3480	ppm	Background
TP-2	5	12/06/99	B70603	MERCURY	1.00	ppm	0.1
TP-2	5	12/06/99	B70603	NICKEL	35.6	ppm	13 or background
TP-2	5	12/06/99	B70603	POTASSIUM	2540	ppm	Background
TP-2	5	12/06/99	B70603	SELENIUM	2.60	ppm	2 or background
TP-2	5	12/06/99	B70603	SILVER	0.24	ppm	Background
TP-2	5	12/06/99	B70603	SODIUM	714	ppm	Background
TP-2	5	12/06/99	B70603	VANADIUM	23.2	ppm	150 or background
TP-2	5	12/06/99	B70603	ZINC	663	ppm	20 or background
TP-3	8-9	12/06/99	B70604	ALUMINUM	7560	ppm	Background
TP-3	8-9	12/06/99	B70604	ARSENIC	4.70	ppm	7.5 or background
TP-3	8-9	12/06/99	B70604	BARIUM	86.1	ppm	300 or background
TP-3	8-9	12/06/99	B70604	BERYLLIUM	0.42	ppm	0.16 or background
TP-3	8-9	12/06/99	B70604	CADMIUM	0.47	ppm	10 or background
TP-3	8-9	12/06/99	B70604	CALCIUM	15400	ppm	Background
TP-3	8-9	12/06/99	B70604	CHROMIUM	11.1	ppm	50 or background
TP-3	8-9	12/06/99	B70604	COBALT	5.50	ppm	30 or background
TP-3	8-9	12/06/99	B70604	COPPER	21.8	ppm	25 or background
TP-3	8-9	12/06/99	B70604	CYANIDE	1.10	ppm	Site specific
TP-3	8-9	12/06/99	B70604	IRON	16700	ppm	2000 or background
TP-3	8-9	12/06/99	B70604	LEAD	47.2	ppm	Background
TP-3	8-9	12/06/99	B70604	MAGNESIUM	5900	ppm	Background
TP-3	8-9	12/06/99	B70604	MANGANESE	346	ppm	Background
TP-3	8-9	12/06/99	B70604	MERCURY	0.12	ppm	0.1
TP-3	8-9	12/06/99	B70604	NICKEL	14.0	ppm	13 or background
TP-3	8-9	12/06/99	B70604	POTASSIUM	1020	ppm	Background
TP-3	8-9	12/06/99	B70604	SELENIUM	1.30	ppm	2 or background
TP-3	8-9	12/06/99	B70604	SODIUM	88.5	ppm	Background
TP-3	8-9	12/06/99	B70604	VANADIUM	15.5	ppm	150 or background
TP-3	8-9	12/06/99	B70604	ZINC	196	ppm	20 or background
TP-4	5	12/06/99	B70605	ALUMINUM	12000	ppm	Background
TP-4	5	12/06/99	B70605	ARSENIC	5.30	ppm	7.5 or background
TP-4	5	12/06/99	B70605	BARIUM	98.8	ppm	300 or background
TP-4	5	12/06/99	B70605	BERYLLIUM	0.69	ppm	0.16 or background
TP-4	5	12/06/99	B70605	CADMIUM	0.31	ppm	10 or background
TP-4	5	12/06/99	B70605	CALCIUM	3880	ppm	Background

**Table 18. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Depth
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance
TP-4	5	12/06/99	B70605	CHROMIUM	16.3	ppm	50 or background
TP-4	5	12/06/99	B70605	COBALT	11.5	ppm	30 or background
TP-4	5	12/06/99	B70605	COPPER	13.5	ppm	25 or background
TP-4	5	12/06/99	B70605	IRON	23900	ppm	2000 or background
TP-4	5	12/06/99	B70605	LEAD	14.8	ppm	Background
TP-4	5	12/06/99	B70605	MAGNESIUM	3790	ppm	Background
TP-4	5	12/06/99	B70605	MANGANESE	780	ppm	Background
TP-4	5	12/06/99	B70605	MERCURY	0.03	ppm	0.1
TP-4	5	12/06/99	B70605	NICKEL	22.8	ppm	13 or background
TP-4	5	12/06/99	B70605	POTASSIUM	1170	ppm	Background
TP-4	5	12/06/99	B70605	SELENIUM	0.99	ppm	2 or background
TP-4	5	12/06/99	B70605	SODIUM	56.5	ppm	Background
TP-4	5	12/06/99	B70605	VANADIUM	20.1	ppm	150 or background
TP-4	5	12/06/99	B70605	ZINC	79.4	ppm	20 or background
TP-5	3	12/06/99	B70606	ALUMINUM	22200	ppm	Background
TP-5	3	12/06/99	B70606	ARSENIC	37.7	ppm	7.5 or background
TP-5	3	12/06/99	B70606	BARIUM	41.6	ppm	300 or background
TP-5	3	12/06/99	B70606	BERYLLIUM	0.81	ppm	0.16 or background
TP-5	3	12/06/99	B70606	CADMIUM	1.10	ppm	10 or background
TP-5	3	12/06/99	B70606	CALCIUM	39400	ppm	Background
TP-5	3	12/06/99	B70606	CHROMIUM	49.5	ppm	50 or background
TP-5	3	12/06/99	B70606	COBALT	2.70	ppm	30 or background
TP-5	3	12/06/99	B70606	COPPER	8.10	ppm	25 or background
TP-5	3	12/06/99	B70606	IRON	14200	ppm	2000 or background
TP-5	3	12/06/99	B70606	LEAD	25.9	ppm	Background
TP-5	3	12/06/99	B70606	MAGNESIUM	29900	ppm	Background
TP-5	3	12/06/99	B70606	MANGANESE	100	ppm	Background
TP-5	3	12/06/99	B70606	NICKEL	16.0	ppm	13 or background
TP-5	3	12/06/99	B70606	POTASSIUM	3400	ppm	Background
TP-5	3	12/06/99	B70606	SODIUM	824	ppm	Background
TP-5	3	12/06/99	B70606	VANADIUM	52.6	ppm	150 or background
TP-5	3	12/06/99	B70606	ZINC	54.7	ppm	20 or background
TP-8	3	12/06/99	B70607	ALUMINUM	21400	ppm	Background
TP-8	3	12/06/99	B70607	ARSENIC	113	ppm	7.5 or background
TP-8	3	12/06/99	B70607	BARIUM	28.5	ppm	300 or background
TP-8	3	12/06/99	B70607	BERYLLIUM	1.20	ppm	0.16 or background
TP-8	3	12/06/99	B70607	CADMIUM	1.10	ppm	10 or background
TP-8	3	12/06/99	B70607	CALCIUM	14300	ppm	Background
TP-8	3	12/06/99	B70607	CHROMIUM	59.3	ppm	50 or background
TP-8	3	12/06/99	B70607	COBALT	10.0	ppm	30 or background
TP-8	3	12/06/99	B70607	COPPER	58.5	ppm	25 or background
TP-8	3	12/06/99	B70607	IRON	65500	ppm	2000 or background
TP-8	3	12/06/99	B70607	LEAD	44.0	ppm	Background
TP-8	3	12/06/99	B70607	MAGNESIUM	21200	ppm	Background
TP-8	3	12/06/99	B70607	MANGANESE	1190	ppm	Background
TP-8	3	12/06/99	B70607	MERCURY	0.05	ppm	0.1
TP-8	3	12/06/99	B70607	NICKEL	23.7	ppm	13 or background
TP-8	3	12/06/99	B70607	POTASSIUM	2670	ppm	Background
TP-8	3	12/06/99	B70607	SELENIUM	2.70	ppm	2 or background
TP-8	3	12/06/99	B70607	SODIUM	554	ppm	Background
TP-8	3	12/06/99	B70607	VANADIUM	60.3	ppm	150 or background
TP-8	3	12/06/99	B70607	ZINC	115	ppm	20 or background

Samples B70618 and B70619 are field duplicate samples

Table 19. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
TP-5	3	12/06/99	B70606	ALUMINUM	22200	ppm	Background	ppm
TP-8	3	12/06/99	B70607	ALUMINUM	21400	ppm	Background	ppm
TP-2	5	12/06/99	B70603	ALUMINUM	20100	ppm	Background	ppm
TP-4	5	12/06/99	B70605	ALUMINUM	12000	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	ALUMINUM	9120	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	ALUMINUM	8100	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	ALUMINUM	7560	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	ALUMINUM	6340	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	ALUMINUM	6140	ppm	Background	ppm
TP-10	4	12/06/99	B70610	ALUMINUM	4400	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	ALUMINUM	3400	ppm	Background	ppm
TP-10	4	12/06/99	B70610	ANTIMONY	5.70	ppm	Background	ppm
TP-8	3	12/06/99	B70607	ARSENIC	113	ppm	7.5 or background	ppm
TP-5	3	12/06/99	B70606	ARSENIC	37.7	ppm	7.5 or background	ppm
TP-2	5	12/06/99	B70603	ARSENIC	16.1	ppm	7.5 or background	ppm
TP-10	4	12/06/99	B70610	ARSENIC	12.2	ppm	7.5 or background	ppm
TP-1	7-8	12/06/99	B70602	ARSENIC	10.4	ppm	7.5 or background	ppm
TP-1	3-5	12/06/99	B70601	ARSENIC	9.00	ppm	7.5 or background	ppm
MW-1	8-10	02/08/00	B70619	ARSENIC	8.80	ppm	7.5 or background	ppm
MW-1	8-10	02/08/00	B70618	ARSENIC	7.20	ppm	7.5 or background	ppm
TP-4	5	12/06/99	B70605	ARSENIC	5.30	ppm	7.5 or background	ppm
MW-2	6-8	02/08/00	B70616	ARSENIC	4.70	ppm	7.5 or background	ppm
TP-3	8-9	12/06/99	B70604	ARSENIC	4.70	ppm	7.5 or background	ppm
TP-2	5	12/06/99	B70603	BARIUM	828	ppm	300 or background	ppm
TP-4	5	12/06/99	B70605	BARIUM	98.8	ppm	300 or background	ppm
TP-1	3-5	12/06/99	B70601	BARIUM	89.5	ppm	300 or background	ppm
TP-3	8-9	12/06/99	B70604	BARIUM	86.1	ppm	300 or background	ppm
TP-10	4	12/06/99	B70610	BARIUM	75.0	ppm	300 or background	ppm
MW-1	8-10	02/08/00	B70619	BARIUM	59.7	ppm	300 or background	ppm
MW-2	6-8	02/08/00	B70616	BARIUM	47.0	ppm	300 or background	ppm
MW-1	8-10	02/08/00	B70618	BARIUM	43.9	ppm	300 or background	ppm
TP-5	3	12/06/99	B70606	BARIUM	41.6	ppm	300 or background	ppm
TP-1	7-8	12/06/99	B70602	BARIUM	29.0	ppm	300 or background	ppm
TP-8	3	12/06/99	B70607	BARIUM	28.5	ppm	300 or background	ppm
TP-2	5	12/06/99	B70603	BERYLLIUM	2.20	ppm	0.16 or background	ppm
TP-8	3	12/06/99	B70607	BERYLLIUM	1.20	ppm	0.16 or background	ppm
TP-5	3	12/06/99	B70606	BERYLLIUM	0.81	ppm	0.16 or background	ppm
TP-4	5	12/06/99	B70605	BERYLLIUM	0.69	ppm	0.16 or background	ppm
TP-1	3-5	12/06/99	B70601	BERYLLIUM	0.54	ppm	0.16 or background	ppm
TP-1	7-8	12/06/99	B70602	BERYLLIUM	0.52	ppm	0.16 or background	ppm
MW-2	6-8	02/08/00	B70616	BERYLLIUM	0.46	ppm	0.16 or background	ppm
TP-10	4	12/06/99	B70610	BERYLLIUM	0.46	ppm	0.16 or background	ppm
TP-3	8-9	12/06/99	B70604	BERYLLIUM	0.42	ppm	0.16 or background	ppm
MW-1	8-10	02/08/00	B70618	BERYLLIUM	0.28	ppm	0.16 or background	ppm
MW-1	8-10	02/08/00	B70619	BERYLLIUM	0.15	ppm	0.16 or background	ppm
TP-2	5	12/06/99	B70603	CADMIUM	2.40	ppm	10 or background	ppm
TP-5	3	12/06/99	B70606	CADMIUM	1.10	ppm	10 or background	ppm
TP-8	3	12/06/99	B70607	CADMIUM	1.10	ppm	10 or background	ppm
MW-1	8-10	02/08/00	B70619	CADMIUM	0.65	ppm	10 or background	ppm
TP-1	7-8	12/06/99	B70602	CADMIUM	0.56	ppm	10 or background	ppm
TP-3	8-9	12/06/99	B70604	CADMIUM	0.47	ppm	10 or background	ppm
TP-10	4	12/06/99	B70610	CADMIUM	0.34	ppm	10 or background	ppm
TP-4	5	12/06/99	B70605	CADMIUM	0.31	ppm	10 or background	ppm
TP-2	5	12/06/99	B70603	CALCIUM	85100	ppm	Background	ppm
TP-5	3	12/06/99	B70606	CALCIUM	39400	ppm	Background	ppm
TP-10	4	12/06/99	B70610	CALCIUM	31400	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	CALCIUM	15400	ppm	Background	ppm

Table 19. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
TP-8	3	12/06/99	B70607	CALCIUM	14300	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	CALCIUM	4300	ppm	Background	ppm
TP-4	5	12/06/99	B70605	CALCIUM	3880	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	CALCIUM	3150	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	CALCIUM	1870	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	CALCIUM	1850	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	CALCIUM	1280	ppm	Background	ppm
TP-8	3	12/06/99	B70607	CHROMIUM	59.3	ppm	50 or background	ppm
TP-5	3	12/06/99	B70606	CHROMIUM	49.5	ppm	50 or background	ppm
TP-2	5	12/06/99	B70603	CHROMIUM	47.9	ppm	50 or background	ppm
MW-1	8-10	02/08/00	B70619	CHROMIUM	19.9	ppm	50 or background	ppm
TP-4	5	12/06/99	B70605	CHROMIUM	16.3	ppm	50 or background	ppm
MW-1	8-10	02/08/00	B70618	CHROMIUM	11.5	ppm	50 or background	ppm
MW-2	6-8	02/08/00	B70616	CHROMIUM	11.5	ppm	50 or background	ppm
TP-3	8-9	12/06/99	B70604	CHROMIUM	11.1	ppm	50 or background	ppm
TP-10	4	12/06/99	B70610	CHROMIUM	9.90	ppm	50 or background	ppm
TP-1	7-8	12/06/99	B70602	CHROMIUM	9.80	ppm	50 or background	ppm
TP-1	3-5	12/06/99	B70601	CHROMIUM	9.40	ppm	50 or background	ppm
TP-4	5	12/06/99	B70605	COBALT	11.5	ppm	30 or background	ppm
MW-1	8-10	02/08/00	B70619	COBALT	10.9	ppm	30 or background	ppm
TP-8	3	12/06/99	B70607	COBALT	10.0	ppm	30 or background	ppm
MW-2	6-8	02/08/00	B70616	COBALT	7.60	ppm	30 or background	ppm
TP-10	4	12/06/99	B70610	COBALT	5.90	ppm	30 or background	ppm
TP-1	3-5	12/06/99	B70601	COBALT	5.80	ppm	30 or background	ppm
TP-3	8-9	12/06/99	B70604	COBALT	5.50	ppm	30 or background	ppm
TP-1	7-8	12/06/99	B70602	COBALT	5.40	ppm	30 or background	ppm
MW-1	8-10	02/08/00	B70618	COBALT	4.60	ppm	30 or background	ppm
TP-2	5	12/06/99	B70603	COBALT	4.10	ppm	30 or background	ppm
TP-5	3	12/06/99	B70606	COBALT	2.70	ppm	30 or background	ppm
TP-1	7-8	12/06/99	B70602	COPPER	143	ppm	25 or background	ppm
TP-10	4	12/06/99	B70610	COPPER	132	ppm	25 or background	ppm
TP-8	3	12/06/99	B70607	COPPER	58.5	ppm	25 or background	ppm
MW-1	8-10	02/08/00	B70619	COPPER	113	ppm	25 or background	ppm
TP-2	5	12/06/99	B70603	COPPER	45.8	ppm	25 or background	ppm
TP-1	3-5	12/06/99	B70601	COPPER	28.0	ppm	25 or background	ppm
TP-3	8-9	12/06/99	B70604	COPPER	21.8	ppm	25 or background	ppm
MW-1	8-10	02/08/00	B70618	COPPER	17.2	ppm	25 or background	ppm
MW-2	6-8	02/08/00	B70616	COPPER	13.7	ppm	25 or background	ppm
TP-4	5	12/06/99	B70605	COPPER	13.5	ppm	25 or background	ppm
TP-5	3	12/06/99	B70606	COPPER	8.10	ppm	25 or background	ppm
TP-3	8-9	12/06/99	B70604	CYANIDE	1.10	ppm	Site specific	ppm
TP-8	3	12/06/99	B70607	IRON	65500	ppm	2000 or background	ppm
TP-4	5	12/06/99	B70605	IRON	23900	ppm	2000 or background	ppm
TP-2	5	12/06/99	B70603	IRON	20200	ppm	2000 or background	ppm
TP-1	3-5	12/06/99	B70601	IRON	19300	ppm	2000 or background	ppm
MW-2	6-8	02/08/00	B70616	IRON	18100	ppm	2000 or background	ppm
TP-1	7-8	12/06/99	B70602	IRON	17700	ppm	2000 or background	ppm
TP-3	8-9	12/06/99	B70604	IRON	16700	ppm	2000 or background	ppm
MW-1	8-10	02/08/00	B70618	IRON	15900	ppm	2000 or background	ppm
TP-5	3	12/06/99	B70606	IRON	14200	ppm	2000 or background	ppm
TP-10	4	12/06/99	B70610	IRON	11400	ppm	2000 or background	ppm
MW-1	8-10	02/08/00	B70619	IRON	3400	ppm	2000 or background	ppm
TP-10	4	12/06/99	B70610	LEAD	473	ppm	Background	ppm
TP-2	5	12/06/99	B70603	LEAD	467	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	LEAD	47.2	ppm	Background	ppm
TP-8	3	12/06/99	B70607	LEAD	44.0	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	LEAD	29.8	ppm	Background	ppm

Table 19. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
TP-5	3	12/06/99	B70606	LEAD	25.9	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	LEAD	21.8	ppm	Background	ppm
TP-4	5	12/06/99	B70605	LEAD	14.8	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	LEAD	12.1	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	LEAD	9.60	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	LEAD	9.10	ppm	Background	ppm
TP-2	5	12/06/99	B70603	MAGNESIUM	35800	ppm	Background	ppm
TP-5	3	12/06/99	B70606	MAGNESIUM	29900	ppm	Background	ppm
TP-8	3	12/06/99	B70607	MAGNESIUM	21200	ppm	Background	ppm
TP-10	4	12/06/99	B70610	MAGNESIUM	17900	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	MAGNESIUM	5900	ppm	Background	ppm
TP-4	5	12/06/99	B70605	MAGNESIUM	3790	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	MAGNESIUM	2640	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	MAGNESIUM	2410	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	MAGNESIUM	2250	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	MAGNESIUM	2130	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	MAGNESIUM	396	ppm	Background	ppm
TP-2	5	12/06/99	B70603	MANGANESE	3480	ppm	Background	ppm
TP-8	3	12/06/99	B70607	MANGANESE	1190	ppm	Background	ppm
TP-4	5	12/06/99	B70605	MANGANESE	780	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	MANGANESE	346	ppm	Background	ppm
TP-10	4	12/06/99	B70610	MANGANESE	255	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	MANGANESE	222	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	MANGANESE	108	ppm	Background	ppm
TP-5	3	12/06/99	B70606	MANGANESE	100	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	MANGANESE	87.3	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	MANGANESE	85.4	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	MANGANESE	20.4	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	MERCURY	4.00	ppm	0.1	ppm
TP-10	4	12/06/99	B70610	MERCURY	1.50	ppm	0.1	ppm
TP-2	5	12/06/99	B70603	MERCURY	1.00	ppm	0.1	ppm
TP-3	8-9	12/06/99	B70604	MERCURY	0.12	ppm	0.1	ppm
MW-1	8-10	02/08/00	B70618	MERCURY	0.09	ppm	0.1	ppm
TP-8	3	12/06/99	B70607	MERCURY	0.05	ppm	0.1	ppm
TP-4	5	12/06/99	B70605	MERCURY	0.03	ppm	0.1	ppm
TP-2	5	12/06/99	B70603	NICKEL	35.6	ppm	13 or background	ppm
TP-8	3	12/06/99	B70607	NICKEL	23.7	ppm	13 or background	ppm
MW-1	8-10	02/08/00	B70619	NICKEL	23.2	ppm	13 or background	ppm
TP-4	5	12/06/99	B70605	NICKEL	22.8	ppm	13 or background	ppm
MW-2	6-8	02/08/00	B70616	NICKEL	20.0	ppm	13 or background	ppm
TP-1	7-8	12/06/99	B70602	NICKEL	17.3	ppm	13 or background	ppm
TP-5	3	12/06/99	B70606	NICKEL	16.0	ppm	13 or background	ppm
TP-1	3-5	12/06/99	B70601	NICKEL	14.9	ppm	13 or background	ppm
TP-10	4	12/06/99	B70610	NICKEL	14.7	ppm	13 or background	ppm
MW-1	8-10	02/08/00	B70618	NICKEL	14.5	ppm	13 or background	ppm
TP-3	8-9	12/06/99	B70604	NICKEL	14.0	ppm	13 or background	ppm
TP-5	3	12/06/99	B70606	POTASSIUM	3400	ppm	Background	ppm
TP-8	3	12/06/99	B70607	POTASSIUM	2670	ppm	Background	ppm
TP-2	5	12/06/99	B70603	POTASSIUM	2540	ppm	Background	ppm
TP-4	5	12/06/99	B70605	POTASSIUM	1170	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	POTASSIUM	1040	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	POTASSIUM	1020	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	POTASSIUM	1000	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	POTASSIUM	930	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	POTASSIUM	865	ppm	Background	ppm
TP-10	4	12/06/99	B70610	POTASSIUM	491	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	POTASSIUM	473	ppm	Background	ppm

Table 19. Summary of Subsurface Soil Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/Guidance	Units
TP-10	4	12/06/99	B70610	SELENIUM	3.50	ppm	2 or background	ppm
TP-8	3	12/06/99	B70607	SELENIUM	2.70	ppm	2 or background	ppm
TP-2	5	12/06/99	B70603	SELENIUM	2.60	ppm	2 or background	ppm
MW-1	8-10	02/08/00	B70619	SELENIUM	2.00	ppm	2 or background	ppm
TP-1	7-8	12/06/99	B70602	SELENIUM	1.60	ppm	2 or background	ppm
MW-2	6-8	02/08/00	B70616	SELENIUM	1.50	ppm	2 or background	ppm
TP-1	3-5	12/06/99	B70601	SELENIUM	1.30	ppm	2 or background	ppm
TP-3	8-9	12/06/99	B70604	SELENIUM	1.30	ppm	2 or background	ppm
TP-4	5	12/06/99	B70605	SELENIUM	0.99	ppm	2 or background	ppm
TP-2	5	12/06/99	B70603	SILVER	0.24	ppm	Background	ppm
TP-5	3	12/06/99	B70606	SODIUM	824	ppm	Background	ppm
TP-2	5	12/06/99	B70603	SODIUM	714	ppm	Background	ppm
TP-8	3	12/06/99	B70607	SODIUM	554	ppm	Background	ppm
TP-10	4	12/06/99	B70610	SODIUM	331	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	SODIUM	97.7	ppm	Background	ppm
TP-3	8-9	12/06/99	B70604	SODIUM	88.5	ppm	Background	ppm
MW-1	8-10	02/08/00	B70619	SODIUM	83.6	ppm	Background	ppm
TP-1	3-5	12/06/99	B70601	SODIUM	75.4	ppm	Background	ppm
TP-1	7-8	12/06/99	B70602	SODIUM	67.7	ppm	Background	ppm
TP-4	5	12/06/99	B70605	SODIUM	56.5	ppm	Background	ppm
MW-1	8-10	02/08/00	B70618	SODIUM	52.3	ppm	Background	ppm
MW-2	6-8	02/08/00	B70616	VANADIUM	13.9	ppm	150 or background	ppm
TP-8	3	12/06/99	B70607	VANADIUM	60.3	ppm	150 or background	ppm
TP-5	3	12/06/99	B70606	VANADIUM	52.6	ppm	150 or background	ppm
MW-1	8-10	02/08/00	B70619	VANADIUM	32.0	ppm	150 or background	ppm
TP-2	5	12/06/99	B70603	VANADIUM	23.2	ppm	150 or background	ppm
TP-10	4	12/06/99	B70610	VANADIUM	20.2	ppm	150 or background	ppm
TP-4	5	12/06/99	B70605	VANADIUM	20.1	ppm	150 or background	ppm
TP-1	3-5	12/06/99	B70601	VANADIUM	16.2	ppm	150 or background	ppm
TP-1	7-8	12/06/99	B70602	VANADIUM	15.7	ppm	150 or background	ppm
TP-3	8-9	12/06/99	B70604	VANADIUM	15.5	ppm	150 or background	ppm
MW-1	8-10	02/08/00	B70618	VANADIUM	14.3	ppm	150 or background	ppm
TP-2	5	12/06/99	B70603	ZINC	663	ppm	20 or background	ppm
TP-3	8-9	12/06/99	B70604	ZINC	196	ppm	20 or background	ppm
TP-1	7-8	12/06/99	B70602	ZINC	160	ppm	20 or background	ppm
TP-1	3-5	12/06/99	B70601	ZINC	139	ppm	20 or background	ppm
TP-10	4	12/06/99	B70610	ZINC	128	ppm	20 or background	ppm
TP-8	3	12/06/99	B70607	ZINC	115	ppm	20 or background	ppm
TP-4	5	12/06/99	B70605	ZINC	79.4	ppm	20 or background	ppm
MW-1	8-10	02/08/00	B70618	ZINC	62.9	ppm	20 or background	ppm
MW-1	8-10	02/08/00	B70619	ZINC	62.4	ppm	20 or background	ppm
TP-5	3	12/06/99	B70606	ZINC	54.7	ppm	20 or background	ppm
MW-2	6-8	02/08/00	B70616	ZINC	47.5	ppm	20 or background	ppm

Samples B70618 and B70619 are field duplicate samples

**Table 20. Summary of Subsurface Soil Sample Results
Pesticides and PCBs
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
TP-1	3-5	12/06/99	B70601	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-1	7-8	12/06/99	B70602	ALDRIN	2.60	ppb	41	ppb
TP-2	5	12/06/99	B70603	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-3	8-9	12/06/99	B70604	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-4	5	12/06/99	B70605	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-5	3	12/06/99	B70606	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-8	3	12/06/99	B70607	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-10	4	12/06/99	B70610	ALL PESTICIDES/PCBs	ND	ppb	NA	ppb

ND- Not Detected

NA- Not Applicable

**Table 21. Summary of Subsurface Soil Sample Results
Toxicity Characteristic Leachate Procedure
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Depth (ft)	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
TP-1	3-5	12/06/99	B70601	BARIUM	910	ppb	100000	ppb
TP-1	3-5	12/06/99	B70601	LEAD	57.2	ppb	5000	ppb
TP-1	3-5	12/06/99	B70601	All TCLP HERBICIDES	ND	ppb	NA	ppb
TP-1	3-5	12/06/99	B70601	All TCLP SVOCs	ND	ppb	NA	ppb
TP-1	3-5	12/06/99	B70601	All TCLP VOCs	ND	ppb	NA	ppb
TP-1	3-5	12/06/99	B70601	ALL TCLP PESTICIDES/PCBs	ND	ppb	NA	ppb
TP-1	7-8	12/06/99	B70602	BARIUM	381	ppb	100000	ppb
TP-1	7-8	12/06/99	B70602	LEAD	62.0	ppb	5000	ppb
TP-1	7-8	12/06/99	B70602	MERCURY	0.18	ppb	200.0	ppb
TP-1	7-8	12/06/99	B70602	2-BUTANONE	11.0	ppb	200000	ppb
TP-1	7-8	12/06/99	B70602	BENZENE	97.0	ppb	500	ppb
TP-1	7-8	12/06/99	B70602	All TCLP HERBICIDES	ND	ppb	NA	ppb
TP-1	7-8	12/06/99	B70602	All TCLP SVOCs	ND	ppb	NA	ppb
TP-1	7-8	12/06/99	B70602	ALL TCLP PESTICIDES/PCBs	ND	ppb	NA	ppb

ND- Not Detected

NA- Not Applicable

**Table 22. Summary of Groundwater Sample Results
Semi-Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-2	02/23/00	B70624	4-METHYLPHENOL	0.80	ppb	1S	ppb
MW-2	02/23/00	B70624	ACENAPHTHENE	0.60	ppb	20G	ppb
MW-2	02/23/00	B70624	CARBAZOLE	0.90	ppb	NA	ppb
MW-2	02/23/00	B70624	DIBENZOFURAN	0.60	ppb	NA	ppb
MW-2	02/23/00	B70624	DI-N-OCTYLPHTHALATE	0.80	ppb	50S	ppb
MW-2	02/23/00	B70624	FLUORENE	0.80	ppb	50G	ppb
MW-2	02/23/00	B70624	NAPHTHALENE	1.00	ppb	10G	ppb
MW-1	02/23/00	B70623	PHENOL	7.00	ppb	1S	ppb
MW-1	02/23/00	B70623	TOTAL SVOC TICs	1250	ppb	NA	ppb
MW-2	02/23/00	B70624	TOTAL SVOC TICs	125	ppb	NA	ppb
MW-3	02/23/00	B70622	TOTAL SVOC TICs	67	ppb	NA	ppb
MW-3	02/23/00	B70622	ALL TCL SVOCs	ND	ppb	NA	ppb

ND- Not Detected

NA- Not Applicable

S- 6 NYCRR Part 703 groundwater standard.

G- TOGS 1.1.1 groundwater guidance value.

TCL- Target Compound List

Table 23. Summary of Groundwater Sample Results
Total Petroleum Hydrocarbons
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-1	02/23/00	B70623	TOTAL PETROLEUM HYDROCARBONS	3.70	ppm	NA	ppb
MW-2	02/23/00	B70624	TOTAL PETROLEUM HYDROCARBONS	ND	ppm	NA	ppb
MW-3	02/23/00	B70622	TOTAL PETROLEUM HYDROCARBONS	ND	ppm	NA	ppb

ND- Not Detected

NA- Not Applicable

Table 24. Summary of Groundwater Sample Results
Volatile Organic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units	Comments
MW-1	02/23/00	B70623	1,1,2-TRICHLOROETHANE	2.00	ppb	1S	ppb	
MW-2	02/23/00	B70624	1,1-DICHLOROETHANE	13.0	ppb	5S	ppb	
MW-1	02/23/00	B70623	1,1-DICHLOROETHANE	7.00	ppb	5S	ppb	
MW-1	02/23/00	B70623	ACETONE	28.0	ppb	50G	ppb	
MW-2	02/23/00	B70624	ACETONE	14.0	ppb	50G	ppb	
MW-1	02/23/00	B70623	BENZENE	95.0	ppb	1S	ppb	
MW-1	02/23/00	B70623	ETHYL BENZENE	49.0	ppb	5S	ppb	
QA/QC	02/23/00	Trip Blank	METHYLENE CHLORIDE	9.00	ppb	NA	ppb	
MW-1	02/23/00	B70623	METHYLENE CHLORIDE	8.00	ppb	5S	ppb	Result is invalid due to laboratory contamination.
MW-2	02/23/00	B70624	METHYLENE CHLORIDE	8.00	ppb	5S	ppb	Result is invalid due to laboratory contamination.
MW-3	02/23/00	B70622	METHYLENE CHLORIDE	8.00	ppb	5S	ppb	Result is invalid due to laboratory contamination.
MW-1	02/23/00	B70623	TOLUENE	4.00	ppb	5S	ppb	
MW-1	02/23/00	B70623	XYLENE (total)	190	ppb	5S	ppb	
MW-1	02/23/00	B70623	TOTAL VOC TICs	650	ppb	NA	ppb	
MW-2	02/23/00	B70624	TOTAL VOC TICs	ND	ppb	NA	ppb	
MW-3	02/23/00	B70622	TOTAL VOC TICs	ND	ppb	NA	ppb	

ND- Not Detected

NA- Not Applicable

S- 6 NYCRR Part 703 groundwater standard.

G- TOGS 1.1.1 groundwater guidance value.

Table 25. Summary of Groundwater Sample Results
Inorganic Compounds Sorted by Location
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-1	02/23/00	B70623	ALUMINUM	7380	ppb	NA	ppb
MW-1	02/23/00	B70623	ARSENIC	7.60	ppb	25S	ppb
MW-1	02/23/00	B70623	BARIUM	202	ppb	1000S	ppb
MW-1	02/23/00	B70623	BERYLLIUM	0.68	ppb	3G	ppb
MW-1	02/23/00	B70623	CALCIUM	212000	ppb	NA	ppb
MW-1	02/23/00	B70623	CHROMIUM	10.0	ppb	50S	ppb
MW-1	02/23/00	B70623	COBALT	6.30	ppb	NA	ppb
MW-1	02/23/00	B70623	COPPER	15.2	ppb	200S	ppb
MW-1	02/23/00	B70623	IRON	21700	ppb	300S	ppb
MW-1	02/23/00	B70623	LEAD	11.1	ppb	25S	ppb
MW-1	02/23/00	B70623	MAGNESIUM	76200	ppb	35000G	ppb
MW-1	02/23/00	B70623	MANGANESE	1130	ppb	300S	ppb
MW-1	02/23/00	B70623	NICKEL	19.4	ppb	100S	ppb
MW-1	02/23/00	B70623	POTASSIUM	5090	ppb	NA	ppb
MW-1	02/23/00	B70623	SODIUM	23600	ppb	20000S	ppb
MW-1	02/23/00	B70623	VANADIUM	12.0	ppb	NA	ppb
MW-1	02/23/00	B70623	ZINC	149	ppb	2000G	ppb
MW-2	02/23/00	B70624	ALUMINUM	4210	ppb	NA	ppb
MW-2	02/23/00	B70624	ARSENIC	17.0	ppb	25S	ppb
MW-2	02/23/00	B70624	BARIUM	246	ppb	1000S	ppb
MW-2	02/23/00	B70624	BERYLLIUM	0.44	ppb	3G	ppb
MW-2	02/23/00	B70624	CADMIUM	0.87	ppb	5S	ppb
MW-2	02/23/00	B70624	CALCIUM	158000	ppb	NA	ppb
MW-2	02/23/00	B70624	CHROMIUM	7.60	ppb	50S	ppb
MW-2	02/23/00	B70624	COBALT	4.40	ppb	NA	ppb
MW-2	02/23/00	B70624	COPPER	18.4	ppb	200S	ppb
MW-2	02/23/00	B70624	IRON	18700	ppb	300S	ppb
MW-2	02/23/00	B70624	LEAD	15.9	ppb	25S	ppb
MW-2	02/23/00	B70624	MAGNESIUM	50500	ppb	35000G	ppb
MW-2	02/23/00	B70624	MANGANESE	1730	ppb	300S	ppb
MW-2	02/23/00	B70624	NICKEL	13.1	ppb	100S	ppb
MW-2	02/23/00	B70624	POTASSIUM	6480	ppb	NA	ppb
MW-2	02/23/00	B70624	SODIUM	10800	ppb	20000S	ppb
MW-2	02/23/00	B70624	VANADIUM	8.50	ppb	NA	ppb
MW-2	02/23/00	B70624	ZINC	263	ppb	2000G	ppb
MW-3	02/23/00	B70622	ALUMINUM	4010	ppb	NA	ppb
MW-3	02/23/00	B70622	ARSENIC	6.90	ppb	25S	ppb
MW-3	02/23/00	B70622	BARIUM	99.3	ppb	1000S	ppb
MW-3	02/23/00	B70622	BERYLLIUM	0.40	ppb	3G	ppb
MW-3	02/23/00	B70622	CADMIUM	0.46	ppb	5S	ppb
MW-3	02/23/00	B70622	CALCIUM	137000	ppb	NA	ppb
MW-3	02/23/00	B70622	CHROMIUM	6.20	ppb	50S	ppb
MW-3	02/23/00	B70622	COBALT	3.50	ppb	NA	ppb
MW-3	02/23/00	B70622	COPPER	30.4	ppb	200S	ppb
MW-3	02/23/00	B70622	IRON	9360	ppb	300S	ppb
MW-3	02/23/00	B70622	LEAD	62.4	ppb	25S	ppb
MW-3	02/23/00	B70622	MAGNESIUM	49600	ppb	35000G	ppb
MW-3	02/23/00	B70622	MANGANESE	181	ppb	300S	ppb
MW-3	02/23/00	B70622	MERCURY	0.23	ppb	0.7S	ppb
MW-3	02/23/00	B70622	NICKEL	10.7	ppb	100S	ppb
MW-3	02/23/00	B70622	POTASSIUM	10700	ppb	NA	ppb
MW-3	02/23/00	B70622	SODIUM	152000	ppb	20000S	ppb

**Table 25. Summary of Groundwater Sample Results
Inorganic Compounds Sorted by Location
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-3	02/23/00	B70622	VANADIUM	7.20	ppb	NA	ppb
MW-3	02/23/00	B70622	ZINC	274	ppb	2000G	ppb

NA- Not Applicable

S- 6 NYCRR Part 703 groundwater standard.

G- TOGS 1.1.1 groundwater guidance value.

Table 26. Summary of Groundwater Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-1	02/23/00	B70623	ALUMINUM	7380	ppb	NA	ppb
MW-2	02/23/00	B70624	ALUMINUM	4210	ppb	NA	ppb
MW-3	02/23/00	B70622	ALUMINUM	4010	ppb	NA	ppb
MW-2	02/23/00	B70624	ARSENIC	17.0	ppb	25S	ppb
MW-1	02/23/00	B70623	ARSENIC	7.60	ppb	25S	ppb
MW-3	02/23/00	B70622	ARSENIC	6.90	ppb	25S	ppb
MW-2	02/23/00	B70624	BARIUM	246	ppb	1000S	ppb
MW-1	02/23/00	B70623	BARIUM	202	ppb	1000S	ppb
MW-3	02/23/00	B70622	BARIUM	99.3	ppb	1000S	ppb
MW-1	02/23/00	B70623	BERYLLIUM	0.68	ppb	3G	ppb
MW-2	02/23/00	B70624	BERYLLIUM	0.44	ppb	3G	ppb
MW-3	02/23/00	B70622	BERYLLIUM	0.40	ppb	3G	ppb
MW-2	02/23/00	B70624	CADMIUM	0.87	ppb	5S	ppb
MW-3	02/23/00	B70622	CADMIUM	0.46	ppb	5S	ppb
MW-1	02/23/00	B70623	CALCIUM	212000	ppb	NA	ppb
MW-2	02/23/00	B70624	CALCIUM	158000	ppb	NA	ppb
MW-3	02/23/00	B70622	CALCIUM	137000	ppb	NA	ppb
MW-1	02/23/00	B70623	CHROMIUM	10.0	ppb	50S	ppb
MW-2	02/23/00	B70624	CHROMIUM	7.60	ppb	50S	ppb
MW-3	02/23/00	B70622	CHROMIUM	6.20	ppb	50S	ppb
MW-1	02/23/00	B70623	COBALT	6.30	ppb	NA	ppb
MW-2	02/23/00	B70624	COBALT	4.40	ppb	NA	ppb
MW-3	02/23/00	B70622	COBALT	3.50	ppb	NA	ppb
MW-3	02/23/00	B70622	COPPER	30.4	ppb	200S	ppb
MW-2	02/23/00	B70624	COPPER	18.4	ppb	200S	ppb
MW-1	02/23/00	B70623	COPPER	15.2	ppb	200S	ppb
MW-1	02/23/00	B70623	IRON	21700	ppb	300S	ppb
MW-2	02/23/00	B70624	IRON	18700	ppb	300S	ppb
MW-3	02/23/00	B70622	IRON	9360	ppb	300S	ppb
MW-3	02/23/00	B70622	LEAD	62.4	ppb	25S	ppb
MW-2	02/23/00	B70624	LEAD	15.9	ppb	25S	ppb
MW-1	02/23/00	B70623	LEAD	11.1	ppb	25S	ppb
MW-1	02/23/00	B70623	MAGNESIUM	76200	ppb	35000G	ppb
MW-2	02/23/00	B70624	MAGNESIUM	50500	ppb	35000G	ppb
MW-3	02/23/00	B70622	MAGNESIUM	49600	ppb	35000G	ppb
MW-2	02/23/00	B70624	MANGANESE	1730	ppb	300S	ppb
MW-1	02/23/00	B70623	MANGANESE	1130	ppb	300S	ppb
MW-3	02/23/00	B70622	MANGANESE	181	ppb	300S	ppb
MW-3	02/23/00	B70622	MERCURY	0.23	ppb	0.7S	ppb
MW-1	02/23/00	B70623	NICKEL	19.4	ppb	100S	ppb
MW-2	02/23/00	B70624	NICKEL	13.1	ppb	100S	ppb
MW-3	02/23/00	B70622	NICKEL	10.7	ppb	100S	ppb
MW-3	02/23/00	B70622	POTASSIUM	10700	ppb	NA	ppb
MW-2	02/23/00	B70624	POTASSIUM	6480	ppb	NA	ppb
MW-1	02/23/00	B70623	POTASSIUM	5090	ppb	NA	ppb
MW-3	02/23/00	B70622	SODIUM	152000	ppb	20000S	ppb
MW-1	02/23/00	B70623	SODIUM	23600	ppb	20000S	ppb
MW-2	02/23/00	B70624	SODIUM	10800	ppb	20000S	ppb
MW-1	02/23/00	B70623	VANADIUM	12.0	ppb	NA	ppb
MW-2	02/23/00	B70624	VANADIUM	8.50	ppb	NA	ppb
MW-3	02/23/00	B70622	VANADIUM	7.20	ppb	NA	ppb
MW-3	02/23/00	B70622	ZINC	274	ppb	2000G	ppb

**Table 26. Summary of Groundwater Sample Results
Inorganic Compounds Sorted by Compound
Former Vacuum Oil Company
1999-2000 Site Investigation**

Location Id.	Sample Date	Sample Number	Compound	Concentration	Units	Standard/ Guidance	Units
MW-2	02/23/00	B70624	ZINC	263	ppb	2000G	ppb
MW-1	02/23/00	B70623	ZINC	149	ppb	2000G	ppb

NA- Not Applicable

S- 6 NYCRR Part 703 groundwater standard.

G- TOGS 1.1.1 groundwater guidance value.

Exhibit F

Roux Sample Map & Tables

Table 1
Detected Concentrations of Volatile Organic Compounds in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area

Sample Location	Date Sampled	Sample Interval (feet)	Acetone	Benzene	2-Butanone (MEK)	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Chlorobenzene	Chloroform	1,1-Dichloroethane	cis-1,2-Dichloroethene	Ethylbenzene	Hexachlorobutadiene	Isopropylbenzene	p-Isopropyltoluene	Methylene Chloride	Naphthalene	n-Propylbenzene	Toluene	1,2,3-Trichlorobenzene	Trichloroethene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes (total)
NYSDEC Rec. Soil Cleanup Objective			0.2	0.06	0.3	10.0*	10.0*	10.0*	10.0*	0.3	0.2	10.0*	5.5	10.0*	2.3	10.0*	0.1	13.0	3.7	1.5	10.0*	0.7	10.0*	3.3	1.2
SB-001	06/30/08	0 - 1	<0.09	<0.0036	<0.35	<0.011	<0.0063	<0.0079	<0.007	0.121JB	<0.0086	<0.0095	<0.014	<0.018	<0.007	<0.0077	<0.031	<0.0092	<0.0048	<0.0042	<0.013	<0.009	<0.0089	<0.007	<0.0064
	07/01/08	10 - 11	--	<0.004	--	<0.012	<0.007	<0.0088	--	--	--	--	<0.015	--	<0.0078	<0.0085	--	<0.01	<0.0054	<0.0046	--	--	<0.0099	<0.0077	<0.0071
SB-002	06/30/08	0 - 1	<0.11	<0.0043	<0.42	<0.013	<0.0074	<0.0093	<0.0083	0.144JB	<0.01	<0.011	<0.016	<0.021	<0.0083	<0.0091	<0.036	<0.011	<0.0057	<0.0049	<0.015	<0.011	<0.01	<0.0082	<0.0076
	07/01/08	8 - 10	--	<0.0054	--	<0.017	<0.0093	<0.012	--	--	--	--	<0.02	--	<0.01	<0.011	--	<0.014	<0.0072	<0.0062	--	--	<0.013	<0.01	<0.009
SB-003	07/01/08	0 - 1	<0.091	<0.0036	<0.35	<0.011	<0.0063	<0.0079	<0.0071	<0.0043	<0.0086	<0.0095	<0.014	<0.018	<0.0071	<0.0077	<0.031	<0.0093	<0.0049	<0.0042	<0.013	<0.009	<0.0089	<0.007	<0.0064
	07/01/08	8 - 9	--	<0.004	--	<0.012	<0.007	<0.0088	--	--	--	--	<0.015	--	<0.0079	<0.0086	--	<0.01	<0.0054	<0.0047	--	--	<0.0099	<0.0078	<0.0072
SB-004	06/30/08	0 - 1	<0.099	<0.0039	<0.39	<0.012	<0.0069	<0.0086	<0.0077	0.118JB	<0.0094	<0.01	<0.015	<0.019	<0.0077	<0.0084	<0.034	<0.01	<0.0053	<0.0046	<0.014	<0.0098	<0.0097	<0.0076	<0.007
	07/01/08	8 - 9.5	--	<0.0038	--	<0.012	<0.0066	<0.0083	--	--	--	--	<0.014	--	<0.0074	<0.0081	--	<0.0097	<0.0051	<0.0044	--	--	<0.0093	<0.0073	<0.0067
SB-005	06/18/08	0 - 1	<0.12	<0.0048	<0.47	<0.015	<0.0083	<0.01	<0.0093	<0.0057	<0.011	<0.012	<0.018	<0.023	<0.0093	<0.01	<0.041	0.0508J	<0.0064	<0.0055	<0.017	<0.012	0.0144J	<0.0092	0.0297J
	06/20/08	9 - 11	--	<0.0032	--	<0.0099	<0.0056	<0.007	--	--	--	--	<0.012	--	<0.0062	<0.0068	--	<0.0082	<0.0043	<0.0037	--	--	<0.0079	<0.0062	<0.0057
SB-006	06/19/08	0 - 1	<0.095	<0.0038	<0.37	<0.012	<0.0066	<0.0084	<0.0074	0.0954J	<0.0091	<0.01	<0.014	<0.019	<0.0075	<0.0081	<0.033	<0.0098	<0.0051	<0.0044	<0.013	<0.0095	<0.0094	<0.0074	<0.0068
	06/19/08	2 - 4	<0.12	<0.0046	<0.45	<0.014	<0.008	<0.01	<0.009	0.111J	<0.011	<0.012	<0.017	<0.023	<0.009	<0.0098	<0.039	2.57	<0.0062	<0.0053	<0.016	<0.011	<0.011	<0.0089	<0.0082
SB-007	06/18/08	0 - 1	<0.11	<0.0044	<0.43	<0.014	<0.0076	<0.0096	<0.0085	<0.0053	<0.01	<0.011	<0.017	<0.022	<0.0086	<0.0093	<0.037	<0.011	0.0107J	0.0265J	<0.015	<0.011	0.0742J	0.03J	0.13J
	06/26/08	4 - 6	<0.1	<0.0041	<0.4	<0.013	<0.007	<0.0089	<0.0079	0.138J	<0.0097	<0.011	<0.015	<0.02	<0.0079	<0.0086	<0.035	<0.01	<0.0054	<0.0047	<0.014	<0.01	<0.01	<0.0078	0.114J
SB-008	06/18/08	0 - 1	<0.14	<0.0054	<0.53	<0.017	<0.0095	<0.012	<0.011	<0.0065	<0.013	<0.014	<0.021	<0.027	<0.011	<0.012	<0.046	<0.014	<0.0073	<0.0063	<0.019	<0.014	<0.013	<0.01	0.0194J
	06/23/08	4 - 6	--	<0.0043	--	<0.013	<0.0075	<0.0094	--	--	--	--	<0.016	--	<0.0084	<0.0092	--	<0.011	<0.0058	<0.005	--	--	<0.011	<0.0083	<0.0076
SB-009	06/18/08	0 - 1	<0.095	<0.0038	<0.37	<0.012	<0.0066	<0.0084	<0.0074	<0.0046	<0.0091	<0.01	<0.014	<0.019	<0.0075	<0.0081	<0.033	0.0899J	<0.0051	<0.0044	<0.013	<0.0095	<0.0094	<0.0074	0.0099J
	06/23/08	8 - 10	<0.093	<0.0037	<0.37	<0.012	<0.0065	<0.0082	0.215	<0.0045	<0.0089	<0.0098	<0.014	<0.018	<0.0073	<0.008	<0.032	<0.0096	<0.005	<0.0043	<0.013	<0.0093	3.33	<0.0072	<0.0066
SB-010A	06/23/08	0 - 1	<0.1	<0.0041	<0.4	<0.013	<0.0071	<0.0089	<0.0079	<0.0049	<0.0097	<0.011	<0.015	<0.02	<0.0079	<0.0086	<0.035	0.0313J	<0.0054	<0.0047	<0.014	<0.01	<0.01	<0.0078	<0.0072
	06/24/08	6 - 8	<0.12	<0.0049	<0.48	<0.015	<0.0085	<0.011	<0.0096	<0.0059	<0.012	<0.013	<0.018	<0.024	<0.0096	<0.01	<0.042	<0.013	<0.0066	<0.0057	<0.017	<0.012	<0.012	<0.0095	<0.0087
SB-011	06/24/08	0 - 1	<0.089	<0.0035	<0.35	<0.011	<0.0062	<0.0078	<0.0069	0.118JB	<0.0084	<0.0093	<0.013	<0.017	<0.0069	<0.0075	<0.03	<0.0091	<0.0047	<0.0041	<0.012	<0.0088	<0.0087	<0.0068	<0.0063
	06/27/08	5.5 - 7.5	--	<0.0044	--	<0.013	<0.0076	<0.0095	--	--	--	--	<0.016	--	<0.0085	<0.0093	--	<0.011	<0.0058	<0.005	--	--	<0.011	<0.0084	<0.0077
SB-012	06/24/08	0 - 1	<0.08	<0.0032	<0.31	<0.0099	<0.0056	<0.007	<0.0063	0.0934JB	<0.0077	<0.0084	<0.012	<0.016	<0.0063	<0.0068	<0.027	<0.0082	<0.0043	<0.0037	<0.011	<0.008	<0.0079	<0.0062	<0.0057
	06/27/08	4 - 8	--	<0.0036	--	<0.011	<0.0062	<0.0078	--	--	--	--	<0.014	--	<0.007	<0.0076	--	<0.0092	<0.0048	<0.0041	--	--	<0.0088	<0.0069	<0.0064
	07/01/08	10 - 12	--	<0.0039	--	<0.012	<0.0067	<0.0085	--</																

Table 1
Detected Concentrations of Volatile Organic Compounds in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area

Sample Location	Date Sampled	Sample Interval (feet)	Acetone	Benzene	2-Butanone (MEK)	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Chlorobenzene	Chloroform	1,1-Dichloroethane	cis-1,2-Dichloroethene	Ethylbenzene	Hexachlorobutadiene	Isopropylbenzene	p-Isopropyltoluene	Methylene Chloride	Naphthalene	n-Propylbenzene	Toluene	1,2,3-Trichlorobenzene	Trichloroethene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes (total)
NYSDEC Rec. Soil Cleanup Objective			0.2	0.06	0.3	10.0*	10.0*	10.0*	10.0*	0.3	0.2	10.0*	5.5	10.0*	2.3	10.0*	0.1	13.0	3.7	1.5	10.0*	0.7	10.0*	3.3	1.2
SB-027	06/25/08	0 - 1	<0.11	<0.0044	<0.43	<0.013	<0.0076	<0.0096	<0.0085	<0.0052	<0.01	<0.011	<0.016	<0.021	<0.0085	<0.0093	<0.037	<0.011	<0.0059	<0.0051	<0.015	<0.011	<0.011	<0.0084	<0.0078
	06/27/08	3 - 5.3	--	<0.0037	--	<0.011	<0.0065	<0.0081	--	--	--	--	<0.014	--	<0.0073	<0.0079	--	<0.0095	<0.005	<0.0043	--	--	<0.0092	<0.0072	<0.0066
SB-028	06/23/08	0 - 1	<0.078	<0.0031	<0.3	<0.0096	<0.0054	<0.0068	<0.006	0.0821JB	<0.0074	<0.0081	<0.012	<0.015	<0.006	<0.0066	<0.026	<0.0079	<0.0042	<0.0036	<0.011	<0.0077	<0.0076	<0.006	<0.0055
	06/27/08	11 - 12	<0.092	<0.0037	<0.36	<0.011	<0.0064	<0.008	<0.0072	<0.0044	<0.0088	<0.0096	<0.014	<0.018	<0.0072	<0.0078	<0.031	<0.0094	<0.0049	<0.0042	<0.013	<0.0091	<0.009	<0.0071	<0.006
	06/30/08	11 - 12	--	<0.0033	--	<0.01	<0.0057	<0.0072	--	--	--	--	<0.012	--	<0.0065	<0.007	--	<0.0085	<0.0044	<0.0038	--	--	<0.0081	<0.0064	<0.0059
SB-029	06/24/08	0 - 1	<0.079	<0.0032	<0.31	<0.0098	<0.0055	<0.0069	<0.0062	0.0952JB	<0.0075	<0.0083	<0.012	<0.015	<0.0062	<0.0067	<0.027	<0.0081	<0.0042	<0.0037	<0.011	<0.0078	<0.0078	<0.0061	<0.0056
	06/26/08	4 - 5	--	<0.0029	--	<0.0089	<0.005	<0.0063	--	--	--	--	<0.011	--	<0.0057	<0.0062	--	<0.0074	<0.0039	<0.0034	--	--	<0.0071	<0.0056	<0.0052
SB-030	06/23/08	0 - 1	<0.083	<0.0033	<0.32	<0.01	<0.0057	<0.0072	<0.0064	0.0852JB	<0.0079	<0.0086	<0.012	<0.016	<0.0064	<0.007	<0.028	<0.0085	<0.0044	<0.0038	<0.012	<0.0082	<0.0081	<0.0064	<0.0059
	06/26/08	2.5 - 3	--	<0.003	--	<0.0091	<0.0051	<0.0065	--	--	--	--	<0.011	--	<0.0058	<0.0063	--	<0.0076	<0.004	<0.0034	--	--	<0.0073	<0.0057	<0.0053
SB-031	06/24/08	0 - 1	<0.078	<0.0031	<0.3	<0.0096	<0.0054	<0.0068	<0.006	0.0892JB	<0.0074	<0.0081	<0.012	<0.015	<0.0061	<0.0066	<0.026	<0.0079	<0.0042	<0.0036	<0.011	<0.0077	<0.0076	<0.006	<0.0055
	06/26/08	4 - 4.6	<0.11	<0.0044	<0.43	<0.014	<0.0077	<0.0096	<0.0086	<0.0053	<0.01	<0.012	<0.017	<0.022	<0.0086	<0.0094	<0.038	<0.011	<0.0059	<0.0051	<0.015	<0.011	<0.011	<0.0085	<0.0078
	06/26/08	6 - 7.1	--	<0.0033	--	<0.01	<0.0057	<0.0072	--	--	--	--	<0.012	--	<0.0064	<0.007	--	<0.0084	<0.0044	<0.0038	--	--	<0.0081	<0.0063	<0.0058
SB-032	06/23/08	0 - 1	<0.078	<0.0031	<0.3	<0.0096	<0.0054	<0.0068	<0.0061	0.0774JB	<0.0074	<0.0081	<0.012	<0.015	<0.0061	<0.0066	<0.027	<0.008	<0.0042	<0.0036	<0.011	<0.0077	<0.0077	<0.006	<0.0055
	06/26/08	5 - 6.3	--	<0.0039	--	<0.012	<0.0068	<0.0086	--	--	--	--	<0.015	--	<0.0077	<0.0084	--	<0.01	<0.0053	<0.0045	--	--	<0.0097	<0.0076	<0.007
SB-033	06/23/08	0 - 1	<0.087	<0.0035	<0.34	<0.011	<0.0061	<0.0076	<0.0068	0.098JB	<0.0083	<0.0091	<0.013	<0.017	<0.0068	<0.0074	<0.03	<0.0089	<0.0047	<0.004	<0.012	<0.0087	<0.0086	<0.0067	<0.0062
SB-033H	06/30/08	3.5 - 4	<0.089	<0.0036	<0.35	<0.011	<0.0062	<0.0078	<0.007	<0.0043	<0.0085	<0.0094	<0.013	<0.018	<0.007	<0.0076	<0.031	<0.0092	<0.0048	<0.0041	<0.013	<0.0089	<0.0088	<0.0069	<0.0064
	06/30/08	4 - 6	<0.088	<0.0035	<0.35	<0.011	<0.0061	<0.0077	<0.0069	<0.0042	<0.0084	<0.0093	<0.013	<0.017	<0.0069	<0.0075	<0.03	<0.009	<0.0047	<0.0041	<0.012	<0.0088	<0.0087	<0.0068	<0.0063
SB-034	06/23/08	0 - 1	<0.084	<0.0033	<0.33	<0.01	<0.0058	<0.0073	<0.0065	0.0853JB	<0.008	<0.0088	<0.013	<0.016	<0.0065	<0.0071	<0.029	<0.0086	<0.0045	<0.0039	<0.012	<0.0083	<0.0082	<0.0064	<0.0059
	06/27/08	3	0.467J	<0.0063	<0.62	1.37	0.563J	<0.014	<0.012	0.176JB	<0.015	<0.017	<0.024	<0.031	0.686	<0.014	<0.054	0.825	1	<0.0073	<0.022	<0.016	2.13	0.689	0.184J
	07/01/08	13 - 15	<0.096	<0.0038	<0.37	<0.012	<0.0066	<0.0084	<0.0074	<0.0046	<0.0091	<0.01	<0.014	<0.019	0.0948J	<0.0081	<0.033	<0.0098	0.0953J	<0.0044	<0.013	<0.0095	1.02	0.864	1.16
SB-035	06/24/08	0 - 1	<0.11	<0.0042	<0.41	<0.013	<0.0074	<0.0093	<0.0083	0.131JB	<0.01	<0.011	<0.016	<0.021	<0.0083	<0.009	<0.036	<0.011	<0.0057	<0.0049	<0.015	<0.011	<0.01	<0.0082	<0.0076
	06/27/08	5 - 7.2	--	<0.0047	--	<0.014	<0.0081	<0.01	--	--	--	--	<0.018	--	<0.0091	<0.0099	--	<0.012	<0.0062	<0.0054	--	--	<0.011	<0.009	<0.0083
SB-036	06/19/08	0 - 1	<0.11	<0.0045	<0.44	<0.014	<0.0079	<0.0099	<0.0088	0.113J	<0.011	<0.012	<0.017	<0.022	<0.0088	<0.0096	<0.039	<0.012	<0.0061	<0.0052	<0.016	<0.011	<0.011	<0.0087	<0.008
	06/19/08	2 - 4	<0.095	<0.0038	<0.37	<0.012	<0.0066	<0.0083	<0.0074	0.0791J	<0.009	<0.0099	<0.014	<0.019	<0.0074	<0.0081	<0.032	<0.0097	<0.0051	<0.0044	<0.013	<0.0094	<0.0093	<0.00.	

Table 1
Detected Concentrations of Volatile Organic Compounds in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area

Sample Location	Date Sampled	Sample Interval (feet)	Acetone	Benzene	2-Butanone (MEK)	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Chlorobenzene	Chloroform	1,1-Dichloroethane	cis-1,2-Dichloroethene	Ethylbenzene	Hexachlorobutadiene	Isopropylbenzene	p-Isopropyltoluene	Methylene Chloride	Naphthalene	n-Propylbenzene	Toluene	1,2,3-Trichlorobenzene	Trichloroethene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes (total)
NYSDEC Rec. Soil Cleanup Objective			0.2	0.06	0.3	10.0*	10.0*	10.0*	10.0*	0.3	0.2	10.0*	5.5	10.0*	2.3	10.0*	0.1	13.0	3.7	1.5	10.0*	0.7	10.0*	3.3	1.2
SB-050	06/25/08	0 - 1	<0.09	<0.0036	<0.35	<0.011	<0.0062	<0.0079	<0.007	<0.0043	<0.0086	<0.0094	<0.014	<0.018	<0.007	<0.0076	<0.031	<0.0092	<0.0048	<0.0041	<0.013	<0.0089	<0.0088	<0.0069	<0.0064
	06/25/08	2 - 3	<0.075	<0.003	<0.29	<0.0093	<0.0052	<0.0066	<0.0059	<0.0036	<0.0072	<0.0079	<0.011	<0.015	<0.0059	<0.0064	<0.026	<0.0077	<0.004	<0.0035	<0.011	<0.0075	<0.0074	<0.0058	<0.0054
	06/25/08	8 - 10	--	<0.0029	--	<0.0091	<0.0051	<0.0065	--	--	--	--	<0.011	--	<0.0058	<0.0063	--	<0.0075	<0.004	<0.0034	--	--	<0.0073	<0.0057	<0.0052
SB-051B	06/25/08	0 - 1	<0.094	<0.0038	<0.37	<0.012	<0.0065	<0.0082	<0.0073	<0.0045	<0.009	<0.0098	<0.014	<0.018	<0.0073	<0.008	<0.032	<0.0096	<0.005	<0.0043	<0.013	<0.0093	0.0345J	0.0162J	0.0656J
	06/25/08	2 - 3	<0.13	<0.0051	<0.5	<0.016	<0.0089	<0.011	<0.01	<0.0061	<0.012	<0.013	<0.019	<0.025	<0.01	<0.011	<0.044	<0.013	<0.0069	<0.0059	<0.018	<0.013	0.0815J	0.0605J	<0.0091
	06/26/08	4 - 6	<0.08	<0.0032	<0.31	<0.0099	<0.0056	<0.007	<0.0062	0.0918J	<0.0076	<0.0084	<0.012	<0.016	<0.0063	<0.0068	<0.027	<0.0082	<0.0043	<0.0037	<0.011	<0.008	<0.0079	<0.0062	<0.0057
	06/26/08	6 - 8	<0.11	<0.0042	<0.41	<0.013	0.705	<0.0093	<0.0082	0.135JB	<0.01	<0.011	<0.016	<0.021	<0.0083	<0.009	<0.036	0.229J	0.281J	<0.0049	<0.015	<0.01	0.642	0.779	<0.0075
SB-052	06/26/08	0 - 1	<0.089	<0.0036	<0.35	<0.011	<0.0062	<0.0078	<0.0069	0.115JB	<0.0085	<0.0093	<0.013	<0.017	<0.0069	<0.0076	<0.03	<0.0091	<0.0048	<0.0041	<0.012	<0.0088	<0.0087	<0.0068	<0.0063
	06/26/08	4 - 5.5	<0.11	<0.0043	<0.42	<0.013	<0.0075	<0.0095	<0.0085	0.138JB	<0.01	<0.011	<0.016	<0.021	<0.0085	<0.0092	<0.037	<0.011	<0.0058	<0.005	<0.015	<0.011	<0.011	<0.0084	<0.0077
	06/26/08	6 - 8	<0.096	<0.0039	<0.38	0.247J	0.128J	0.0757J	<0.0075	0.116JB	<0.0092	<0.01	<0.015	<0.019	<0.0075	<0.0082	<0.033	<0.0099	<0.0052	<0.0045	<0.014	<0.0096	2.31	1.44	<0.0069
SB-053	06/26/08	0 - 1	<0.1	<0.0041	<0.4	<0.013	<0.0071	<0.0089	<0.008	<0.0049	<0.0097	<0.011	<0.015	<0.02	<0.008	<0.0087	<0.035	<0.01	<0.0055	<0.0047	<0.014	<0.01	<0.01	<0.0079	<0.0073
	06/26/08	2 - 4	<0.1	<0.004	<0.39	<0.012	<0.007	<0.0088	<0.0078	0.0843J	<0.0096	<0.011	<0.015	<0.02	<0.0078	<0.0085	<0.034	<0.01	<0.0054	<0.0046	<0.014	<0.01	<0.0099	<0.0077	<0.0071
SB-054	06/17/08	0 - 1	<0.18	<0.0074	<0.72	<0.023	<0.013	<0.016	<0.014	<0.0088	<0.018	<0.019	<0.028	<0.036	<0.014	<0.016	<0.063	<0.019	<0.0099	<0.0085	<0.026	<0.018	<0.018	<0.014	<0.013
	06/18/08	6 - 8	--	<0.0052	--	<0.016	<0.009	<0.011	--	--	--	--	<0.019	--	<0.01	<0.011	--	<0.013	<0.0069	<0.006	--	--	<0.013	<0.01	<0.0092
SB-055	06/17/08	0 - 1	<0.16	<0.0063	<0.62	<0.02	<0.011	<0.014	<0.012	<0.0076	<0.015	<0.017	<0.024	<0.031	<0.012	<0.013	<0.054	<0.016	<0.0085	<0.0073	<0.022	<0.016	<0.016	<0.012	<0.011
	06/18/08	4 - 8	--	<0.0049	--	<0.015	<0.0085	<0.011	--	--	--	--	<0.018	--	<0.0095	<0.01	--	0.333J	<0.0065	0.0261J	--	--	0.0236J	0.0124J	0.0635J
SB-056	06/17/08	0 - 1	<0.11	<0.0045	<0.44	<0.014	<0.0079	<0.0099	<0.0088	<0.0054	<0.011	<0.012	<0.017	<0.022	<0.0088	<0.0096	<0.039	<0.012	<0.0061	<0.0052	<0.016	<0.011	<0.011	<0.0087	<0.008
	06/17/08	6 - 8	--	<0.0042	--	<0.013	<0.0073	<0.0092	--	--	--	--	<0.016	--	<0.0082	<0.009	--	<0.011	<0.0057	<0.0049	--	--	<0.01	<0.0081	<0.0075
SB-057	06/17/08	0 - 1	<0.1	<0.0042	<0.41	<0.013	<0.0072	<0.0091	<0.0081	<0.005	<0.0099	<0.011	<0.016	<0.02	<0.0081	<0.0088	<0.035	<0.011	<0.0056	<0.0048	<0.015	<0.01	<0.01	<0.008	<0.0074
	06/17/08	6 - 8	--	<0.0031	--	<0.0096	<0.0054	<0.0068	--	--	--	--	<0.012	--	<0.0061	<0.0067	--	<0.008	<0.0042	<0.0036	--	--	<0.0077	<0.006	<0.0056
	06/19/08	9 - 10	--	<0.0058	--	<0.018	<0.01	<0.013	--	--	--	--	<0.022	--	<0.011	<0.012	--	<0.015	<0.0078	<0.0067	--	--	<0.014	<0.011	<0.01
SB-058	06/23/08	0 - 1	<0.092	<0.0037	<0.36	<0.011	<0.0064	<0.0081	<0.0072	<0.0044	<0.0088	<0.0097	<0.014	<0.018	<0.0072	<0.0079	<0.032	<0.0095	<0.005	0.0267J	<0.013	0.263	0.0429J	0.0292J	0.118J
SB-058C	06/30/08	7.3 - 8	<0.12	<0.0048	<0.47	<0.015	<0.0083	<0.01	<0.0093	<0.0057	<0.011	<0.012	<0.018	<0.023	<0.0093	<0.01	<0.041	<0.012	<0.0064	<0.0055	<0.017	0.372	<0.012	<0.0092	<0.0085
SB-059	06/23/08	0 - 1	<0.18	<0.0071	<0.7	<0.022	0.358J	<0.016	<0.014	<0.0085	<0.017	<0.019	0.586	<0.035	<0.014	0.706	<0.061	0.698J	<0.0095	3.15	<0.025	<0.018	33.5	41.8	13.2
	06/27/08	3	<0.1	<0.0041	<0.4	<0.013	<0.0071	<0.0089	<0.0079	0.116JB	<0.0097	<0.011	<0.015	<0.02	<0.0079	<0.0086	0.0886J	<0.01	<0.0054	<0.0047	<0.014	<0.01	<0.01		

Table 1
Detected Concentrations of Volatile Organic Compounds in Soil

TABLE 1

Former Vacuum Oil Company Refinery Area Flint and Exchange Street Area																									
Sample Location	Date Sampled	Sample Interval (feet)	Acetone	Benzene	2-Butanone (MEK)	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Chlorobenzene	Chloroform	1,1-Dichloroethane	cis-1,2-Dichloroethene	Ethylbenzene	Hexachlorobutadiene	Isopropylbenzene	p-Isopropyltoluene	Methylene Chloride	Naphthalene	n-Propylbenzene	Toluene	1,2,3-Trichlorobenzene	Trichloroethene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes (total)
NYSDEC Rec. Soil Cleanup Objective			0.2	0.06	0.3	10.0*	10.0*	10.0*	10.0*	0.3	0.2	10.0*	5.5	10.0*	2.3	10.0*	0.1	13.0	3.7	1.5	10.0*	0.7	10.0*	3.3	1.2
SB-073	06/23/08	0 - 1	<0.092	<0.0037	<0.36	<0.011	<0.0064	<0.0081	<0.0072	0.0976JB	<0.0088	<0.0096	<0.014	<0.018	<0.0072	<0.0078	<0.031	<0.0094	<0.0049	<0.0043	<0.013	<0.0091	<0.0091	<0.0071	<0.0066
	06/27/08	2 - 3.1	--	<0.0036	--	<0.011	<0.0063	<0.0079	--	--	--	--	<0.014	--	<0.007	<0.0077	--	<0.0092	<0.0048	<0.0042	--	--	<0.0089	<0.0069	<0.0064
SB-074	06/30/08	0 - 1	<0.095	<0.0038	<0.37	<0.012	<0.0066	<0.0083	<0.0074	<0.0045	<0.009	<0.0099	<0.014	<0.019	<0.0074	<0.0081	0.142J	<0.0097	<0.0051	<0.0044	<0.013	<0.0094	<0.0093	<0.0073	<0.0067
	06/30/08	11 - 12	<0.089	<0.0036	<0.35	<0.011	<0.0062	<0.0078	<0.0069	<0.0043	<0.0085	<0.0093	<0.013	<0.017	<0.0069	<0.0076	<0.03	<0.0091	<0.0048	<0.0041	<0.013	<0.0088	<0.0088	<0.0069	<0.0063
SB-075	06/16/08	0 - 1	<0.11	<0.0045	<0.44	<0.014	<0.0079	<0.0099	<0.0088	<0.0054	<0.011	<0.012	<0.017	<0.022	<0.0088	<0.0096	<0.039	<0.012	<0.0061	<0.0052	<0.016	<0.011	<0.011	<0.0087	<0.008
	06/17/08	10 - 12	--	<0.0046	--	<0.014	<0.0081	<0.01	--	--	--	--	<0.017	--	<0.009	<0.0099	--	<0.012	<0.0062	<0.0054	--	--	<0.011	<0.0089	<0.0082
SB-076	06/16/08	0 - 1	<0.13	<0.0054	<0.53	<0.017	<0.0094	<0.012	<0.011	<0.0065	<0.013	<0.014	<0.02	<0.026	<0.011	<0.011	<0.046	<0.014	<0.0072	<0.0062	<0.019	<0.013	<0.013	<0.01	<0.0096
	06/17/08	10 - 12	--	<0.0047	--	<0.014	<0.0081	<0.01	--	--	--	--	<0.018	--	<0.0091	<0.01	--	<0.012	<0.0063	<0.0054	--	--	<0.012	<0.009	<0.0083
SB-077	06/17/08	0 - 1	<0.13	<0.0051	<0.49	<0.016	<0.0088	<0.011	<0.0099	<0.0061	<0.012	<0.013	<0.019	<0.025	<0.0099	<0.011	<0.043	<0.013	<0.0068	<0.0059	<0.018	<0.013	<0.012	<0.0098	<0.009
	06/18/08	10 - 12	--	<0.0044	--	<0.014	<0.0076	<0.0096	--	--	--	--	<0.017	--	<0.0086	<0.0094	--	<0.011	<0.0059	<0.0051	--	--	<0.011	<0.0085	<0.0078

Notes:
All results are reported in milligrams per kilogram (mg/kg).

Bold denotes detection.
Gray Shading denotes detection exceeding relevant standard.

MEK = Methyl Ethyl Ketone
-- = Not analyzed
< = Indicates compound detected below the laboratory method detection limit.
J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.
B = Indicates that the analyte was found in the associated method blank.
* As per Technical and Administrative Guidance Memorandum (TAGM) No. 4046, total Volatile Organic Compounds <10 parts per million.

New York State Department of Environmental Conservation (NYSDEC) Recommended Soil Cleanup Objective standards taken from January 1994 Determination of Soil Cleanup Objectives and Cleanup Levels TAGM No. 4046 and December 2000 Determination of Soil Cleanup Levels Memorandum.

Table 2
Detected Concentrations of Semi-Volatile Organic Compounds in Soil

TABLE 2

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Acenaphthene	Acenaphthylene	Anthracene	Benzidine	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h,i)perylene	Benzo(k)fluoranthene	Bis(2-Chloroisopropyl)ether	Bis(2-Ethylhexyl)phthalate	Butyl Benzyl Phthalate	4-Chloroaniline	Chrysene	Dibenzo(a,h)anthracene	2,4-Dimethylphenol	Dimethyl Phthalate	Di-n-butyl Phthalate	Di-n-octyl Phthalate	2,6-Dinitrotoluene	Fluoranthene	Fluorene	Indeno(1,2,3-cd)pyrene	Isophorone	Naphthalene	Pentachlorophenol	Phenanthrene	Phenol	Pyrene
NYSDEC Rec. Soil Cleanup Objective			50.0*	41.0	50.0*	50.0*	0.224	0.061	1.1	50.0*	1.1	50.0*	50.0*	50.0*	0.220	0.4	0.014	50.0*	2.0	8.1	50.0*	1.0	50.0*	50.0*	3.2	4.40	13.0	1.0	50.0*	0.03	50.0*
SB-001	06/30/08	0 - 1	<0.011	<0.0047	<0.007	<0.016	0.114J	0.124J	0.143J	0.123J	0.096J	<0.012	0.0822J	<0.0093	<0.0076	0.161J	<0.0048	<0.03	<0.0056	<0.011	<0.0066	<0.007	0.194J	<0.0062	0.129J	<0.0082	0.136J	<0.032	0.178J	<0.014	0.205J
	07/01/08	10 - 11	<0.011	--	<0.0075	--	<0.008	<0.0065	<0.0069	<0.0087	<0.0086	--	--	--	--	<0.0091	<0.0051	--	--	--	--	--	<0.0075	<0.0066	<0.011	--	<0.0084	--	<0.0088	--	<0.011
SB-002	06/30/08	0 - 1	<0.011	<0.0051	<0.0076	<0.017	0.108J	0.0959J	0.129J	0.102J	0.0844J	<0.013	<0.011	<0.01	<0.0082	0.202J	0.0396J	<0.032	<0.006	0.168J	<0.0072	<0.0075	0.175J	<0.0067	0.0974J	<0.0088	0.087J	<0.035	0.178J	<0.015	0.201J
	07/01/08	8 - 10	0.486	--	1.29	--	2.34	1.82	1.61	0.831	1.25	--	--	--	--	2.45	0.506	--	--	--	--	--	4.6	0.713	1.02	--	0.454	--	4.47	--	4.44
SB-003	07/01/08	0 - 1	<0.011	<0.0047	<0.007	<0.016	0.108J	0.0992J	0.133J	0.0935J	0.0853J	<0.012	0.114J	<0.0093	<0.0076	0.152J	<0.0048	<0.03	<0.0056	0.05J	<0.0066	<0.007	0.186J	<0.0062	0.0985J	<0.0082	0.122J	<0.032	0.193J	<0.014	0.192J
	07/01/08	8 - 9	<0.011	--	<0.0073	--	<0.0078	<0.0063	<0.0067	<0.0084	<0.0084	--	--	--	--	<0.0088	<0.0049	--	--	--	--	--	<0.0073	<0.0064	<0.01	--	<0.0081	--	<0.0085	--	<0.01
SB-004	06/30/08	0 - 1	<0.011	<0.0048	<0.0072	<0.016	0.0985J	0.113J	0.155J	0.115J	0.0985J	<0.013	0.0706J	<0.0096	<0.0078	0.155J	0.0369J	<0.031	<0.0058	<0.011	<0.0068	<0.0072	0.152J	<0.0064	0.12J	<0.0084	<0.0081	<0.033	0.121J	<0.014	0.165J
	07/01/08	8 - 9.5	<0.011	--	<0.0074	--	<0.0079	<0.0065	<0.0069	<0.0086	<0.0085	--	--	--	--	<0.009	<0.005	--	--	--	--	--	<0.0074	<0.0066	<0.011	--	<0.0083	--	<0.0087	--	<0.011
SB-005	06/18/08	0 - 1	0.104J	<0.005	0.282J	<0.017	0.828	0.718	0.692	0.418	0.576	<0.013	<0.01	<0.0099	<0.0081	0.819	0.169J	<0.032	<0.006	<0.012	<0.0071	<0.0074	1.77	0.137J	0.392	<0.0087	0.096J	<0.034	1.31	<0.015	1.32
	06/20/08	9 - 11	<0.011	--	<0.0072	--	<0.0077	<0.0063	<0.0067	<0.0083	<0.0083	--	--	--	--	<0.0087	<0.0049	--	--	--	--	--	<0.0072	<0.0064	<0.01	--	<0.0081	--	<0.0084	--	<0.011
SB-006	06/19/08	0 - 1	0.281J	0.11J	0.926	<0.017	2.64	2.3	2.2	1.59	1.86	<0.013	0.113J	<0.0098	<0.008	2.64	0.584	<0.031	<0.0059	<0.012	<0.007	<0.0074	4.61	0.328	1.78	<0.0086	0.249J	<0.034	3.62	0.807	4.4
	06/19/08	2 - 4	18.2J	<0.56	85.8	<1.9	153	132	108	83.8	88.7	<1.5	4.96J	<1.1	<0.91	157	31J	<3.6	<0.67	<1.3	<0.79	<0.83	304	29.9J	92.7	<0.98	20.4J	<3.9	309	<1.7	267
SB-007	06/18/08	0 - 1	<0.011	<0.005	<0.0074	<0.017	0.0699J	0.063J	0.0927J	0.0575J	0.0406J	<0.013	<0.01	<0.0098	<0.008	0.0922J	<0.0051	<0.031	<0.0059	<0.012	<0.007	<0.0074	0.127J	<0.0066	0.0528J	<0.0086	<0.0083	<0.034	0.131J	<0.015	0.108J
	06/26/08	4 - 6	1.02	0.107J	2.33	<0.017	3.58	2.39	2.42	1.38	2.03	<0.013	<0.011	<0.01	<0.0084	3.67	0.608	<0.033	<0.0062	<0.012	<0.0073	<0.0077	6.57	1.45	1.64	<0.009	1.12	<0.036	9.24	<0.015	7.59
SB-008	06/18/08	0 - 1	0.122J	0.136J	0.402	<0.019	1.21	1.14	1.19	0.731	0.743	<0.015	0.214J	<0.011	<0.0092	1.22	0.278J	<0.036	<0.0068	<0.013	<0.008	<0.0084	2.49	0.164J	0.659	<0.0099	0.0988J	<0.039	1.7	<0.017	2.06
	06/23/08	4 - 6	<0.062	--	<0.041	--	<0.044	<0.036	<0.038	<0.047	<0.047	--	--	--	--	<0.049	<0.028	--	--	--	--	--	<0.041	<0.036	<0.058	--	<0.046	--	0.37J	--	<0.062
SB-009	06/18/08	0 - 1	1.58	1.18	5.73	<0.016	15.8	14	14.1	8.37	6.2	<0.012	0.179J	0.0886J	<0.0078	14.9	2.98	<0.03	<0.0057	<0.011	<0.0068	<0.0071	34.3	2.61	7.67	<0.0084	0.771	<0.033	23.5	<0.014	25.6
	06/23/08	8 - 10	<0.057	<0.025	<0.038	<0.085	<0.04	<0.033	<0.035	<0.044	<0.044	<0.065	<0.053	<0.05	<0.041	<0.046	<0.026	<0.16	<0.03	<0.059	<0.036	<0.037	<0.038	<0.033	<0.054	<0.044	<0.042	<0.17	<0.044	<0.075	<0.057
SB-010A	06/23/08	0 - 1	<0.053	<0.024	0.295J	<0.08	0.707J	0.627J	0.636J	0.416J	0.434J	<0.061	<0.049	<0.047	<0.038	0.77J	<0.024	<0.15	<0.028	0.18J	<0.033	<0.035	1.45	<0.031	0.409J	<0.041	<0.04	<0.16	1.35J	<0.07	1.37J
	06/24/08	6 - 8	<0.011	<0.005	<0.0075	<0.017	<0.008	<0.0065	<0.0069	<0.0087	<0.0086	<0.013	<0.01	<0.0099	<0.0081	<0.009	<0.0051	<0.032	<0.006	<0.012	<0.0071	<0.0074	<0.0075	<0.0066	<0.011	<0.0087	<0.0084	<0.034	<0.0087	<0.015	<0.011
SB-011	06/24/08	0 - 1	0.225J	<0.0048	0.499	<0.016	0.797	0.576	0.496	0.335	0.499	<0.012	<0.01	<0.0095	<0.0078	0.851	0.0969J	<0.03	<0.0057	<0.011	<0.0068	<0.0072	1.5	0.282J	0.328	<0.0084	0.1J	<0.033	1.96	<	

Table 2
Detected Concentrations of Semi-Volatile Organic Compounds in Soil

TABLE 2

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Acenaphthene	Acenaphthylene	Anthracene	Benzidine	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h,i)perylene	Benzo(k)fluoranthene	Bis(2-Chloroisopropyl)ether	Bis(2-Ethylhexyl)phthalate	Butyl Benzyl Phthalate	4-Chloroaniline	Chrysene	Dibenzo(a,h)anthracene	2,4-Dimethylphenol	Dimethyl Phthalate	Di-n-butyl Phthalate	Di-n-octyl Phthalate	2,6-Dinitrotoluene	Fluoranthene	Fluorene	Indeno(1,2,3-cd)pyrene	Isophorone	Naphthalene	Pentachlorophenol	Phenanthrene	Phenol	Pyrene
NYSDEC Rec. Soil Cleanup Objective			50.0*	41.0	50.0*	50.0*	0.224	0.061	1.1	50.0*	1.1	50.0*	50.0*	50.0*	0.220	0.4	0.014	50.0*	2.0	8.1	50.0*	1.0	50.0*	50.0*	3.2	4.40	13.0	1.0	50.0*	0.03	50.0*
SB-031	06/24/08	0 - 1	0.0544J	<0.0045	0.204J	<0.015	0.884	0.855	0.78	0.579	0.76	<0.012	<0.0095	<0.009	<0.0073	0.962	0.164J	<0.029	<0.0054	<0.011	<0.0064	<0.0067	1.65	0.0547J	0.543	<0.0079	<0.0076	<0.031	0.904	<0.013	1.62
	06/26/08	4 - 4.6	0.0719J	<0.0054	0.145J	<0.018	0.36	0.345	0.351	0.176J	0.279J	<0.014	<0.011	<0.011	<0.0088	0.402	0.0747J	<0.034	<0.0065	0.0711J	<0.0077	<0.0081	0.868	0.0711J	0.214J	<0.0094	<0.0091	<0.037	0.71	<0.016	0.699
	06/26/08	6 - 7.1	<0.01	--	<0.0069	--	<0.0074	<0.006	<0.0064	<0.008	<0.0079	--	--	--	--	<0.0083	<0.0047	--	--	--	--	--	<0.0069	<0.0061	<0.0098	--	<0.0077	--	<0.008	--	<0.01
SB-032	06/23/08	0 - 1	1.11J	1.08J	3.94	<0.078	7.6	6.47	6.59	4.43	4.83	<0.06	<0.048	<0.046	<0.037	7.7	1.68	<0.15	<0.028	0.318J	<0.033	<0.034	17.7	1.58	5.02	<0.04	0.651J	<0.16	15.5	<0.068	14.8
	06/26/08	5 - 6.3	<0.011	--	<0.007	--	<0.0075	<0.0061	<0.0065	<0.0082	<0.0081	--	--	--	--	<0.0085	<0.0048	--	--	--	--	--	<0.007	<0.0062	<0.01	--	<0.0079	--	<0.0082	--	<0.011
SB-033	06/23/08	0 - 1	0.35J	<0.029	0.741J	<0.097	1.54J	1.36J	1.22J	1.2J	1.1J	<0.074	<0.06	<0.057	<0.047	1.41J	0.402J	<0.18	0.709J	0.295J	<0.041	<0.043	3.37	0.31J	1.25J	<0.05	<0.048	<0.2	2.75	<0.085	3.03
SB-033H	06/30/08	3.5 - 4	<0.01	<0.0046	<0.0069	<0.016	<0.0074	<0.006	<0.0064	<0.008	<0.0079	<0.012	<0.0096	<0.0091	<0.0074	<0.0083	<0.0047	<0.029	<0.0055	<0.011	<0.0065	<0.0068	<0.0069	<0.0061	<0.0098	<0.008	<0.0077	<0.032	<0.0081	<0.014	<0.01
	06/30/08	4 - 6	<0.0098	<0.0043	<0.0065	<0.015	<0.007	<0.0057	<0.006	<0.0076	<0.0075	<0.011	<0.0091	<0.0086	<0.007	<0.0079	<0.0044	<0.028	<0.0052	<0.01	<0.0061	<0.0065	0.0513J	<0.0058	<0.0093	<0.0076	<0.0073	<0.03	0.0709J	<0.013	0.052J
SB-034	06/23/08	0 - 1	<0.011	<0.0048	0.0631J	<0.016	0.266J	0.259J	0.295	0.171J	0.197J	<0.012	<0.01	<0.0095	<0.0078	0.299	0.0567J	<0.03	<0.0057	<0.011	<0.0068	<0.0071	0.525	<0.0064	0.192J	<0.0084	<0.0081	<0.033	0.286J	<0.014	0.51
	06/27/08	3	1.21J	0.71J	2.78J	<0.23	5.72	5.02	5.05	2.59J	4.2	<0.18	<0.14	<0.14	<0.11	6.09	1.21J	<0.44	<0.082	<0.16	<0.098	<0.1	12.1	1.56J	3.44J	<0.12	4.28	<0.48	9.03	<0.2	10.3
	07/01/08	13 - 15	0.113J	<0.0049	0.165J	<0.017	0.258J	0.194J	0.195J	0.0935J	0.147J	<0.013	0.0435J	<0.0098	<0.008	0.267J	<0.005	<0.031	<0.0059	<0.012	<0.007	<0.0073	0.602	0.155J	0.115J	<0.0086	0.068J	<0.034	0.707	<0.015	0.487
SB-035	06/24/08	0 - 1	<0.012	<0.0054	<0.0081	<0.018	0.0461J	0.0412J	0.0439J	<0.0094	0.0347J	<0.014	<0.011	<0.011	<0.0088	<0.0098	<0.0055	<0.034	<0.0065	<0.013	<0.0077	<0.0081	0.0858J	<0.0072	<0.012	<0.0094	<0.0091	<0.037	0.0559J	<0.016	0.086J
	06/27/08	5 - 7.2	<0.012	--	<0.008	--	<0.0086	<0.007	<0.0074	<0.0093	<0.0093	--	--	--	--	<0.0097	<0.0055	--	--	--	--	--	<0.008	<0.0071	<0.011	--	<0.009	--	<0.0094	--	<0.012
SB-036	06/19/08	0 - 1	0.0529J	<0.0054	0.144J	<0.018	0.465	0.328J	0.465	0.347	0.293J	<0.014	<0.011	<0.011	<0.0087	0.779	0.205J	<0.034	<0.0064	<0.013	<0.0076	<0.008	0.782	0.0567J	0.329J	<0.0094	0.0584J	<0.037	0.863	0.0569J	0.73
	06/19/08	2 - 4	<0.058	<0.026	0.292J	<0.086	0.666J	0.527J	0.349J	0.37J	0.315J	<0.066	<0.053	<0.051	<0.041	0.851J	<0.026	<0.16	<0.031	<0.06	<0.036	<0.038	0.914J	<0.034	0.319J	<0.044	<0.043	<0.18	1.26J	<0.076	1.49J
	06/19/08	4 - 4.5	<0.014	<0.0061	<0.0091	<0.021	0.102J	0.0458J	0.0583J	0.075J	<0.011	<0.016	<0.013	<0.012	<0.0099	0.318J	0.0426J	<0.039	<0.0073	<0.014	<0.0086	<0.0091	0.0639J	<0.0081	0.0567J	<0.011	<0.01	<0.042	0.297J	<0.018	0.0905J
	06/23/08	4 - 7	<0.014	--	<0.0091	--	0.185J	0.235J	0.0837J	<0.011	0.0801J	--	--	--	--	0.491	<0.0062	--	--	--	--	--	0.115J	<0.0081	<0.013	--	<0.01	--	0.434	--	0.155J
	06/23/08	7 - 8	<0.63	<0.28	<0.42	<0.95	7.03J	<0.37	<0.39	<0.49	<0.48	<0.72	<0.58	<0.55	<0.45	<0.51	<0.28	<1.8	<0.33	<0.66	<0.4	<0.42	<0.42	<0.37	<0.6	<0.49	<0.47	<1.9	5.56J	<0.83	<0.63
SB-037	06/19/08	0 - 1	0.0696J	0.0401J	0.184J	<0.018	0.555	0.496	0.56	0.387	0.381	<0.013	<0.011	<0.01	<0.0084	0.666	0.136J	<0.033	<0.0062	0.0799J	<0.0074	<0.0077	1.12	0.0816J	0.405	<0.009	0.0767J	<0.036	0.912	1.01	1.07
	06/20/08	4 - 6	<0.011	--	<0.0073	--	0.0817J	<0.0064	0.0575J	0.0463J	0.0632J	--	--	--	--	0.0871J	<0.005	--	--	--	--	--	0.167J	<0.0065	<0.01	--	<0.0082	--	0.15J	--	0.16J
SB-038	06/23/08	0 - 1	<0.011	<0.0049	0.1J	<0.017	0.319	0.269J																							

Table 2
Detected Concentrations of Semi-Volatile Organic Compounds in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

TABLE 2

Sample Location	Date Sampled	Sample Interval (feet)	Acenaphthene	Acenaphthylene	Anthracene	Benzidine	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h,i)perylene	Benzo(k)fluoranthene	Bis(2-Chloroisopropyl)ether	Bis(2-Ethylhexyl)phthalate	Butyl Benzyl Phthalate	4-Chloroaniline	Chrysene	Dibenzo(a,h)anthracene	2,4-Dimethylphenol	Dimethyl Phthalate	Di-n-butyl Phthalate	Di-n-octyl Phthalate	2,6-Dinitrotoluene	Fluoranthene	Fluorene	Indeno(1,2,3-cd)pyrene	Isophorone	Naphthalene	Pentachlorophenol	Phenanthrene	Phenol	Pyrene
NYSDEC Rec. Soil Cleanup Objective			50.0*	41.0	50.0*	50.0*	0.224	0.061	1.1	50.0*	1.1	50.0*	50.0*	50.0*	0.220	0.4	0.014	50.0*	2.0	8.1	50.0*	1.0	50.0*	50.0*	3.2	4.40	13.0	1.0	50.0*	0.03	50.0*
	06/19/08	9 - 10	0.0882J	--	0.563	--	1.75	0.626	0.622	0.624	0.204J	--	--	--	--	2.9	0.743	--	--	--	--	--	0.155J	<0.0088	0.346J	--	0.134J	--	0.952	--	0.608

Table 2
Detected Concentrations of Semi-Volatile Organic Compounds in Soil

TABLE 2

Former Vacuum Oil Company Refinery Area Flint and Exchange Street Area Rochester, New York NYSDEC Spill No. 0370583																															
Sample Location	Date Sampled	Sample Interval (feet)	Acenaphthene	Acenaphthylene	Anthracene	Benzidine	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h,i)perylene	Benzo(k)fluoranthene	Bis(2-Chloroisopropyl)ether	Bis(2-Ethylhexyl)phthalate	Butyl Benzyl Phthalate	4-Chloroaniline	Chrysene	Dibenz(a,h)anthracene	2,4-Dimethylphenol	Dimethyl Phthalate	Di-n-butyl Phthalate	Di-n-octyl Phthalate	2,6-Dinitrotoluene	Fluoranthene	Fluorene	Indeno(1,2,3-cd)pyrene	Isophorone	Naphthalene	Pentachlorophenol	Phenanthrene	Phenol	Pyrene
NYSDEC Rec. Soil Cleanup Objective			50.0*	41.0	50.0*	50.0*	0.224	0.061	1.1	50.0*	1.1	50.0*	50.0*	50.0*	0.220	0.4	0.014	50.0*	2.0	8.1	50.0*	1.0	50.0*	50.0*	3.2	4.40	13.0	1.0	50.0*	0.03	50.0*
SB-058	06/23/08	0 - 1	<0.057	<0.025	0.261J	<0.085	0.903J	0.805J	0.841J	0.591J	0.753J	<0.065	0.323J	<0.05	<0.041	0.977J	<0.026	<0.16	<0.03	0.286J	<0.036	<0.037	1.55	<0.033	0.699J	<0.044	<0.042	<0.17	1.14J	<0.074	1.54
SB-058C	06/30/08	7.3 - 8	<0.011	<0.005	<0.0075	<0.017	<0.008	<0.0065	<0.007	<0.0087	<0.0087	<0.013	<0.01	<0.0099	<0.0081	<0.0091	<0.0051	<0.032	<0.006	<0.012	<0.0071	<0.0074	0.0877J	<0.0067	<0.011	<0.0087	<0.0084	<0.034	0.107J	0.113J	0.0914J
SB-059	06/23/08	0 - 1	<0.055	<0.024	<0.037	<0.083	0.484J	0.65J	0.776J	0.917J	0.516J	<0.063	0.654J	0.396J	<0.04	0.636J	0.166J	<0.15	<0.029	0.264J	<0.035	<0.036	0.8J	<0.033	0.814J	<0.043	0.885J	<0.17	0.712J	<0.072	1.15J
	06/27/08	3	<0.011	<0.0049	<0.0074	<0.017	0.174J	0.117J	<0.0069	0.0577J	<0.0086	<0.013	<0.01	<0.0098	<0.008	0.315	<0.005	<0.031	<0.0059	<0.012	<0.007	<0.0074	<0.0074	<0.0066	<0.011	<0.0086	<0.0083	<0.034	<0.0087	<0.015	0.165J
	06/30/08	7 - 8	<0.011	<0.0048	<0.0072	<0.016	0.221J	<0.0063	<0.0067	<0.0084	<0.0083	<0.012	<0.01	<0.0095	<0.0078	0.351	<0.0049	<0.03	<0.0057	<0.011	<0.0068	<0.0071	<0.0071	0.318	<0.0064	<0.01	<0.0084	<0.0081	<0.033	0.465	<0.014
06/30/08	12 - 13.8	<0.011	<0.005	0.066J	<0.017	0.122J	0.0847J	0.0674J	0.0489J	0.068J	<0.013	<0.011	<0.01	<0.0081	0.136J	<0.0051	<0.032	<0.006	<0.012	<0.0071	<0.0075	0.213J	<0.0067	0.0493J	<0.0087	<0.0084	<0.035	0.291J	<0.015	0.25J	
SB-060	06/27/08	3 - 5	<0.012	<0.0052	<0.0079	<0.018	<0.0084	<0.0068	<0.0073	<0.0091	<0.0091	<0.014	0.0498J	<0.01	<0.0085	0.0352J	<0.0053	<0.033	<0.0063	<0.012	<0.0074	<0.0078	<0.0079	<0.007	<0.011	<0.0091	<0.0088	<0.036	0.0492J	<0.016	0.0359J
SB-060B	07/02/08	0 - 1	0.317J	0.0645J	0.771	<0.018	1.95	1.95	2.53	1.15	1.41	<0.014	0.424	1.11	<0.0087	2.06	0.456	<0.034	<0.0064	0.0706J	0.0816J	<0.008	3.84	0.295J	1.45	<0.0094	0.1J	<0.037	2.7	<0.016	3.18
	06/30/08	6 - 8	<0.011	<0.0049	<0.0074	<0.017	<0.0079	<0.0064	<0.0068	<0.0086	<0.0085	<0.013	<0.01	<0.0098	<0.008	<0.0089	<0.005	<0.031	<0.0059	<0.012	<0.007	<0.0073	<0.0074	<0.0065	<0.011	<0.0086	<0.0083	<0.034	<0.0086	<0.015	<0.011
	06/30/08	14 - 14.5	<0.01	<0.0045	<0.0067	<0.015	<0.0072	<0.0058	<0.0062	<0.0078	<0.0077	<0.012	<0.0093	<0.0089	<0.0072	<0.0081	<0.0045	<0.028	<0.0053	<0.01	<0.0063	<0.0066	<0.0067	<0.0059	<0.0096	<0.0078	<0.0075	<0.031	<0.0078	<0.013	<0.01
SB-061A	06/25/08	0 - 1	<0.0096	0.0641J	0.0941J	<0.014	0.199J	0.228J	0.314	0.206J	0.216J	<0.011	<0.0089	<0.0084	<0.0069	0.261	0.0754J	<0.027	<0.0051	<0.01	<0.006	<0.0063	0.27	<0.0057	0.234J	<0.0074	0.0603J	<0.029	0.166J	<0.013	0.306
	06/25/08	2 - 4	<0.013	<0.0056	<0.0085	<0.019	<0.0091	<0.0074	<0.0078	<0.0098	<0.0098	<0.015	0.0482J	<0.011	<0.0091	<0.01	<0.0057	<0.036	<0.0067	<0.013	<0.008	<0.0084	<0.0085	<0.0075	<0.012	<0.0098	<0.0095	<0.039	<0.0099	<0.017	<0.013
	06/25/08	4 - 6	<0.011	<0.0049	<0.0073	<0.016	<0.0078	<0.0063	<0.0067	<0.0084	<0.0084	<0.013	0.345	<0.0096	<0.0079	<0.0088	<0.0049	<0.031	<0.0058	<0.011	<0.0069	<0.0072	<0.0073	<0.0065	<0.01	<0.0084	<0.0082	<0.033	0.0701J	<0.014	<0.011
SB-062	07/01/08	0 - 1	<0.011	<0.0047	<0.0071	0.169J	0.105J	0.122J	0.127J	0.106J	0.0977J	<0.012	<0.0098	<0.0093	<0.0076	0.126J	<0.0048	<0.03	<0.0056	<0.011	<0.0067	<0.007	0.168J	<0.0063	0.111J	<0.0082	<0.0079	<0.032	0.0796J	<0.014	0.193J
SB-063	07/02/08	0 - 1	<0.011	0.0604J	0.0622J	<0.016	0.232J	0.258J	0.274J	0.146J	0.18J	<0.012	0.0457J	<0.0094	<0.0077	0.262J	0.0548J	<0.03	<0.0057	<0.011	<0.0067	<0.0071	0.38	<0.0063	0.182J	<0.0083	<0.008	<0.033	0.206J	<0.014	0.393
SB-064	06/20/08	0 - 1	0.0578J	0.102J	0.223J	<0.018	0.705	0.605	0.61	0.51	0.434	<0.014	0.148J	<0.011	<0.0087	1.05	0.184J	<0.034	<0.0064	<0.013	<0.0076	<0.0079	1.5	0.107J	0.484	<0.0093	0.197J	<0.037	1.46	<0.016	1.55
	06/30/08	2 - 4	<0.012	--	<0.0083	--	<0.0089	<0.0072	<0.0077	<0.0096	<0.0095	--	--	--	--	<0.01	<0.0056	--	--	--	--	--	0.0632J	<0.0073	<0.012	--	<0.0093	--	<0.0097	--	0.0684J
SB-065	06/19/08	0 - 1	0.0321J	0.0683J	0.134J	<0.016	0.385	0.379	0.378	0.34	0.32	<0.012	0.0952J	<0.0095	<0.0078	0.441	0.0715J	<0.03	<0.0057	<0.011	<0.0068	<0.0071	0.959	0.0477J	0.36	<0.0083	0.0696J	<0.033	0.663	<0.014	0.848
	06/30/08	4 - 6	<0.01	--	<0.007	--	0.0649J	0.0547J	0.064J	0.0513J	<0.008	--	--	--	--	0.0763J	<0.0047	--	--	--	--	--	0.146J	<0.0062	<0.0099	--	<0.0078	--	0.12J	--	0.147J
SB-066	07/02/08	0 - 1	<0.01	<0.0045	<0.0068	<0.015	0.116J	0.106J	0.0994J	0.0655J	0.0799J	<0.012	0.0296J	<0.009	<0.0073	0.113J	<0.0046	<0.029	<0.0054	<0.011	<0.0064	<0.0067	0.235J	<0.006	0.0741J	<0.0079	<0.0076	<0.031	0.144J	<0.013	0.213J
SB-067	06/27/08	0 - 1	0.652J	1.27J	4.28	<0.087	17.4	13.3	14.6	9.61	11	<0.067	<0.054	<0.051	<0.042	17.9	4.06	<0.16	<0.031	<0.061	<0.036	<0.038	31	1.08J	9.17	<0.045	<0.043	<0.18	18.3	<0.076	28.3
	06/30/08	2 - 4	<0.011	--	<0.0076	--	0.0432J	<0.0066	<0.007	<0.0088	<0.0087	--	--	--	--	0.0433J	<0.0051	--	--	--	--	--	0.073J	<0.0067	<0.011	--	<0.0085	--	<0.0089	--	0.0819J
SB-068	06/27/08	0 - 1	<0.013	<0.0057	<0.0085	<0.019	0.0794J	0.0861J	0.0864J	0.0752J	0.0764J	<0.015	<0.012	<0.011	<0.0092	0.102J	0.0764J	<0.036	<0.0068	<0.013	<0.008	<0.0084	0.144J	<0.0075	0.062J	<0.0098	<0.0095	<0.039	0.0866J	<0.017	0.138J
	06/30/08	2 - 4	<0.012	--	<0.0083	--	<0.0089	<0.0072	<0.0077	<0.0096	<0.0095	--	--	--	--	<0.01	<0.0056	--	--</												

Table 3
Detected Concentrations of Pesticides and PCBs in Soil

TABLE 3

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

			Pesticides													PCBs		
Sample Location	Date Sampled	Sample Interval (feet)	Aldrin	alpha-BHC	beta-BHC	delta-BHC	gamma-BHC (Lindane)	Chlordane	4,4'-DDD	4,4'-DDE	4,4'-DDT	Dieldrin	Endrin Aldehyde	Heptachlor Epoxide	Methoxychlor	Aroclor 1248	Aroclor 1254	Aroclor 1260
Rec. Soil Cleanup Objective (ppm)			0.041	0.11	0.2	0.3	0.06	0.54	2.9	2.1	2.1	0.044	--	0.02	10	10*	10*	10*
SB-001	06/30/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	0.0047J	0.0036J	<0.0025	<0.0024	<0.0025	<0.003	<0.0076	<0.0069	<0.012
SB-002	06/30/08	0 - 1	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.0029	<0.0025	<0.0027	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.008	<0.0072	<0.012
SB-003	07/01/08	0 - 1	<0.0023	<0.002	<0.0026	<0.002	<0.0022	<0.0027	<0.0023	0.0065J	0.0049J	<0.0024	<0.0024	<0.0025	<0.0029	<0.0076	<0.0068	<0.011
SB-004	06/30/08	0 - 1	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	0.0044J	0.0051J	<0.0025	<0.0025	<0.0026	<0.0031	<0.0079	<0.0071	<0.012
SB-005	06/18/08	0 - 1	<0.0026	<0.0023	<0.0028	<0.0023	<0.0025	<0.003	0.0103	0.0211	0.0142	<0.0027	<0.0026	<0.0027	<0.0032	<0.0082	<0.0074	0.0528J
SB-006	06/19/08	0 - 1	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.0029	<0.0025	<0.0027	0.0043J	<0.0026	<0.0026	<0.0027	<0.0032	<0.0079	<0.012	<0.016
	06/19/08	2 - 4	<0.0029	<0.0025	<0.0032	<0.0025	<0.0027	<0.0033	<0.0028	<0.0031	<0.0032	<0.0029	<0.0029	<0.003	<0.0036	<0.0091	<0.0082	<0.014
SB-007	06/18/08	0 - 1	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	0.0087	0.0044J	<0.0025	<0.0025	<0.0026	<0.003	<0.0081	<0.0073	<0.012
	06/26/08	4 - 6	<0.00077	<0.00061	<0.00099	<0.0013	<0.00081	<0.0031	<0.0019	<0.00088	<0.0024	<0.0012	<0.0024	<0.0014	<0.0019	<0.0086	<0.0078	<0.013
SB-008	06/18/08	0 - 1	<0.0029	<0.0025	<0.0032	<0.0026	<0.0028	<0.0034	<0.0029	0.0129	<0.0033	<0.003	<0.003	<0.0031	<0.0036	<0.0092	<0.0083	<0.014
SB-009	06/18/08	0 - 1	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	<0.0027	<0.0028	<0.0025	<0.0025	<0.0026	<0.0031	<0.0077	<0.007	<0.012
	06/23/08	8 - 10	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	<0.0026	<0.0027	<0.0025	<0.0025	<0.0026	<0.003	<0.0081	<0.012	<0.017
SB-010A	06/23/08	0 - 1	<0.0023	<0.002	<0.0025	<0.002	<0.0022	<0.0027	<0.0023	<0.0025	<0.0026	<0.0024	<0.0023	<0.0024	<0.0029	<0.0072	<0.011	<0.015
	06/24/08	6 - 8	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.003	<0.0026	<0.0028	<0.0029	<0.0027	<0.0026	<0.0028	<0.0033	<0.0082	<0.013	<0.017
SB-011	06/24/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	<0.0026	<0.0027	<0.0024	<0.0024	<0.0025	<0.003	<0.0075	<0.011	0.0182J
SB-012	06/24/08	0 - 1	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	0.0089	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.0078	<0.012	0.111J
SB-013	06/16/08	0 - 1	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	<0.0026	0.0113	<0.0025	<0.0025	<0.0026	<0.003	<0.0077	<0.0069	<0.012
SB-014	06/19/08	0 - 1	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0031	<0.0026	0.0042J	0.0062J	<0.0027	<0.0027	<0.0028	<0.0034	<0.0083	<0.0075	<0.013
	06/19/08	7.5 - 10	0.0599	<0.011	0.113	0.0187J	0.0643	<0.015	0.0616	<0.014	<0.014	<0.013	<0.013	<0.013	<0.016	<0.0082	<0.0074	<0.012
SB-015A	06/27/08	0 - 1	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.003	<0.0025	<0.0027	<0.0029	<0.0026	<0.0026	<0.0027	<0.0032	<0.0081	<0.0073	<0.012
SB-016	07/01/08	0 - 1	<0.003	<0.0026	<0.0033	<0.0026	<0.0028	<0.0035	<0.0029	<0.0032	<0.0033	<0.0031	<0.003	<0.0031	<0.0037	<0.0094	<0.0085	<0.014
SB-016C	07/02/08	8 - 9	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	<0.0026	<0.0027	<0.0025	<0.0025	<0.0026	<0.003	<0.0078	<0.007	<0.012
SB-017A	06/23/08	0 - 1	<0.0028	<0.0025	<0.0031	<0.0025	<0.0027	<0.0033	<0.0028	<0.0031	<0.0032	<0.0029	<0.0029	<0.003	<0.0035	<0.0089	<0.014	<0.018
	06/24/08	10 - 12	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.0029	<0.0025	<0.0027	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.0079	<0.012	<0.016
SB-018	06/26/08	0 - 1	<0.00073	<0.00058	<0.00093	<0.0012	<0.00077	<0.003	<0.0018	<0.00084	<0.0023	<0.0012	<0.0023	<0.0014	<0.0018	<0.0081	<0.0073	0.26
SB-019	06/25/08	0 - 1	<0.00065	<0.00051	<0.00083	<0.0011	<0.00068	<0.0026	<0.0022	<0.0025	<0.0025	<0.001	<0.002	<0.0012	<0.0028	<0.0072	2.25	<0.011
SB-020	06/23/08	0 - 1	<0.0023	<0.002	<0.0025	<0.002	<0.0022	<0.0026	<0.0022	0.004J	0.0079	<0.0023	<0.0023	<0.0024	<0.0028	<0.0071	<0.011	<0.014
	06/24/08	8 - 10	<0.0025	<0.0021	<0.0027	<0.0022	<0.0023	<0.0029	<0.0024	<0.0027	<0.0028	<0.0025	<0.0025	<0.0026	<0.0031	<0.0077	<0.012	<0.016
SB-021	06/24/08	0 - 1	<0.0026	<0.0022	<0.0028	<0.0022	<0.0024	0.263	0.0163	0.0112	0.047	0.1	<0.0026	<0.0027	<0.0032	<0.008	<0.012	<0.016
	06/24/08	10 - 12	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	<0.0026	<0.0027	<0.0025	<0.0025	<0.0026	<0.0031	<0.0077	<0.012	<0.016
SB-022	06/16/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	<0.0026	0.0031J	<0.0024	<0.0024	<0.0025	<0.003	<0.0076	<0.0069	<0.012
	06/18/08	14 - 16	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	<0.0029	<0.0027	<0.0026	<0.0027	<0.0032	<0.0081	<0.0074	<0.012
SB-023	06/16/08	0 - 1	<0.0036	<0.0031	<0.0039	<0.0032	<0.0034	<0.0042	<0.0035	<0.0039	0.0049J	<0.0037	<0.0036	<0.0038	<0.0045	<0.011	<0.017	<0.023
	06/18/08	16 - 18	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	<0.0027	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.0078	<0.0071	<0.012
SB-024	06/23/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<									

Table 3
Detected Concentrations of Pesticides and PCBs in Soil

TABLE 3

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

			Pesticides													PCBs		
Sample Location	Date Sampled	Sample Interval (feet)	Aldrin	alpha-BHC	beta-BHC	delta-BHC	gamma-BHC (Lindane)	Chlordane	4,4'-DDD	4,4'-DDE	4,4'-DDT	Dieldrin	Endrin Aldehyde	Heptachlor Epoxide	Methoxychlor	Aroclor 1248	Aroclor 1254	Aroclor 1260
Rec. Soil Cleanup Objective (ppm)			0.041	0.11	0.2	0.3	0.06	0.54	2.9	2.1	2.1	0.044	-	0.02	10	10*	10*	10*
SB-034	06/23/08	0 - 1	<0.0019	<0.0017	<0.0021	<0.0017	<0.0018	<0.0022	<0.0019	0.0229	<0.0021	0.0064	<0.0019	<0.002	<0.0024	<0.006	0.421	0.313
	06/27/08	3	<0.0036	0.0063J	<0.0039	<0.0031	<0.0034	<0.0041	0.0378	0.0127	<0.004	<0.0036	<0.0036	<0.0037	<0.0044	0.169J	<0.01	<0.017
	07/01/08	13 - 15	<0.0026	<0.0022	<0.0028	<0.0022	<0.0024	<0.003	<0.0025	<0.0028	<0.0029	<0.0026	<0.0026	<0.0027	<0.0032	<0.0081	0.0628J	<0.012
SB-035	06/24/08	0 - 1	<0.0028	<0.0024	<0.003	<0.0024	<0.0026	<0.0032	<0.0027	<0.003	<0.0031	<0.0028	<0.0028	<0.0029	<0.0034	<0.0086	<0.013	<0.018
SB-036	06/19/08	0 - 1	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0031	<0.0026	<0.0029	<0.003	<0.0028	<0.0027	<0.0029	<0.0034	<0.0088	<0.0079	<0.013
	06/19/08	2 - 4	<0.0026	<0.0023	<0.0028	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	<0.0029	<0.0026	<0.0026	<0.0027	<0.0032	<0.0085	<0.0077	<0.013
	06/19/08	4 - 4.5	<0.0031	<0.0027	<0.0034	<0.0027	<0.0029	<0.0036	<0.003	<0.0033	<0.0034	<0.0031	0.0505	<0.0032	<0.0038	<0.01	<0.0091	<0.015
	06/23/08	7 - 8	<0.026	<0.022	0.0488J	<0.022	<0.024	<0.03	<0.025	<0.028	<0.029	<0.026	<0.026	<0.027	<0.032	<0.008	<0.012	<0.016
SB-037	06/19/08	0 - 1	<0.0027	<0.0023	<0.0029	<0.0023	<0.0025	<0.0031	<0.0026	0.0112	0.0071J	<0.0027	<0.0027	<0.0028	<0.0033	<0.0085	<0.0076	<0.013
SB-038	06/23/08	0 - 1	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.003	<0.0025	0.0053J	0.0076J	<0.0026	<0.0026	<0.0027	<0.0032	<0.008	<0.012	0.0197J
SB-039	06/23/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	<0.0026	<0.0027	<0.0024	<0.0024	<0.0025	<0.003	<0.0075	<0.011	0.104J
SB-040	06/23/08	0 - 1	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	<0.0027	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.0078	0.251	0.134
SB-041	06/23/08	0 - 1	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	<0.0029	<0.0027	<0.0026	<0.0027	<0.0033	<0.0079	<0.012	0.0284J
	06/23/08	2.5 - 4	<0.0031	<0.0027	<0.0034	<0.0027	<0.0029	<0.0036	<0.003	<0.0033	<0.0034	<0.0031	<0.0031	<0.0032	<0.0038	<0.007	<0.011	<0.014
SB-041C	07/01/08	5.4 - 8	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	<0.0027	<0.0028	<0.0026	<0.0025	<0.0026	<0.0031	<0.0078	<0.0071	<0.012
SB-042	07/02/08	0 - 1	<0.0023	<0.002	<0.0025	<0.002	<0.0021	<0.0026	<0.0022	<0.0024	<0.0025	<0.0023	<0.0023	<0.0024	<0.0028	0.149	0.295	0.255
SB-042B	06/30/08	6.8 - 8	<0.00073	<0.00057	<0.00093	<0.0012	<0.00077	<0.003	<0.0025	<0.0027	<0.0029	<0.0011	<0.0023	<0.0013	<0.0032	<0.0081	<0.0073	<0.012
	06/30/08	11.2 - 12	<0.00065	<0.00051	<0.00083	<0.0011	<0.00069	<0.0027	<0.0022	<0.0025	<0.0026	<0.001	<0.002	<0.0012	<0.0028	<0.0072	<0.0065	<0.011
SB-043	06/24/08	0 - 1	<0.0023	<0.002	<0.0026	<0.002	<0.0022	<0.0027	<0.0023	<0.0025	0.0414	<0.0024	<0.0024	<0.0024	<0.0029	<0.0073	<0.011	0.229
	06/30/08	6.6 - 8	<0.00072	<0.00057	<0.00092	<0.0012	<0.00076	<0.0029	<0.0025	<0.0027	<0.0028	<0.0011	<0.0023	<0.0013	<0.0032	<0.008	<0.0073	<0.012
SB-044B	06/25/08	0 - 1	<0.00063	<0.0005	<0.00081	<0.001	<0.00066	<0.0026	<0.0015	<0.00072	<0.002	<0.00099	<0.002	<0.0012	<0.0015	<0.0069	0.0488J	0.0501J
SB-044C	06/30/08	6 - 7	<0.00074	<0.00058	<0.00094	<0.0012	<0.00078	<0.003	<0.0025	<0.0028	<0.0029	<0.0012	<0.0023	<0.0014	<0.0032	<0.0082	<0.0074	<0.012
	06/30/08	8 - 10	<0.00069	<0.00054	<0.00088	<0.0012	<0.00073	<0.0028	<0.0024	<0.0026	<0.0027	<0.0011	<0.0022	<0.0013	<0.003	<0.0077	<0.007	<0.012
SB-045	06/27/08	3	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0032	<0.0027	<0.0029	<0.003	<0.0028	<0.0027	<0.0029	<0.0034	<0.0086	<0.0078	<0.013
SB-045C	07/02/08	0 - 1	<0.0025	<0.0022	<0.0028	<0.0022	<0.0024	<0.0029	<0.0025	<0.0027	<0.0028	<0.0026	<0.0026	<0.0027	<0.0032	<0.008	<0.0073	0.179
	06/30/08	6.4 - 8	<0.00069	<0.00054	<0.00088	<0.0011	<0.00073	<0.0028	<0.0024	<0.0026	<0.0027	<0.0011	<0.0021	<0.0013	<0.003	<0.0077	<0.0069	<0.012
SB-046B	06/24/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	<0.0026	<0.0027	<0.0024	<0.0024	<0.0025	<0.003	<0.0075	<0.011	<0.015
	06/25/08	6 - 7.5	<0.00071	<0.00056	<0.0009	<0.0012	<0.00075	<0.0029	<0.0017	<0.00081	<0.0022	<0.0011	<0.0022	<0.0013	<0.0017	<0.0079	<0.0071	<0.012
SB-047	06/19/08	0 - 1	<0.0026	<0.0023	<0.0028	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	<0.0029	<0.0026	<0.0026	<0.0027	<0.0032	<0.008	<0.0073	<0.012
	06/19/08	1 - 2	<0.0028	<0.0025	<0.0031	<0.0025	<0.0027	<0.0033	<0.0028	<0.003	<0.0031	<0.0029	<0.0028	<0.003	<0.0035	<0.0087	<0.0078	<0.013
SB-048	06/17/08	0 - 1	<0.0026	<0.0023	<0.0028	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	<0.0029	<0.0026	<0.0026	<0.0027	<0.0032	<0.0085	<0.0077	<0.013
SB-049	06/17/08	0 - 1	<0.0029	<0.0025	<0.0032	<0.0025	<0.0028	<0.0034	<0.0028	<0.0031	<0.0033	<0.003	<0.0029	<0.0031	<0.0036	<0.0092	<0.0083	<0.014
SB-050	06/25/08	0 - 1																

Table 3
Detected Concentrations of Pesticides and PCBs in Soil

TABLE 3

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

			Pesticides													PCBs		
Sample Location	Date Sampled	Sample Interval (feet)	Aldrin	alpha-BHC	beta-BHC	delta-BHC	gamma-BHC (Lindane)	Chlordane	4,4'-DDD	4,4'-DDE	4,4'-DDT	Dieldrin	Endrin Aldehyde	Heptachlor Epoxide	Methoxychlor	Aroclor 1248	Aroclor 1254	Aroclor 1260
Rec. Soil Cleanup Objective (ppm)			0.041	0.11	0.2	0.3	0.06	0.54	2.9	2.1	2.1	0.044	--	0.02	10	10*	10*	10*
	06/30/08	7 - 8	<0.0007	<0.00055	<0.00089	<0.0012	<0.00074	<0.0028	<0.0024	<0.0026	<0.0027	<0.0011	<0.0022	<0.0013	<0.0031	<0.0078	<0.007	<0.012
	06/30/08	12 - 13.8	<0.00075	<0.00059	<0.00096	<0.0012	<0.00079	<0.0031	<0.0026	<0.0028	<0.0029	<0.0012	<0.0023	<0.0014	<0.0033	<0.0083	<0.0075	<0.013
SB-060	06/27/08	3 - 5	<0.0027	<0.0023	<0.0029	<0.0024	<0.0025	<0.0031	<0.0026	<0.0029	<0.003	<0.0027	<0.0027	<0.0028	<0.0033	<0.0081	<0.012	<0.017
SB-060B	07/02/08	0 - 1	<0.0028	<0.0024	<0.0031	<0.0024	<0.0027	<0.0032	<0.0027	<0.003	<0.0031	<0.0029	<0.0028	<0.0029	<0.0035	<0.0089	1.23	0.465
	06/30/08	6 - 8	<0.00072	<0.00057	<0.00092	<0.0012	<0.00076	<0.0029	<0.0025	<0.0027	<0.0028	<0.0011	<0.0022	<0.0013	<0.0031	<0.008	<0.0072	<0.012
	06/30/08	14 - 14.5	<0.00065	<0.00051	<0.00083	<0.0011	<0.00068	<0.0026	<0.0022	<0.0024	<0.0025	<0.001	<0.002	<0.0012	<0.0028	<0.0072	<0.0065	<0.011
SB-061A	06/25/08	0 - 1	<0.00061	<0.00048	<0.00078	<0.001	<0.00064	<0.0025	<0.0021	<0.0023	<0.0024	<0.00096	<0.0019	<0.0011	<0.0027	<0.0068	<0.0061	<0.01
	06/25/08	2 - 4	<0.00081	<0.00063	<0.001	<0.0013	<0.00085	<0.0033	<0.002	<0.00092	<0.0025	<0.0013	<0.0025	<0.0015	<0.002	<0.009	<0.0081	<0.014
	06/25/08	4 - 6	<0.00071	<0.00056	<0.00091	<0.0012	<0.00075	<0.0029	<0.0017	<0.00082	<0.0022	<0.0011	<0.0022	<0.0013	<0.0017	<0.0079	<0.0072	<0.012
SB-062	07/01/08	0 - 1	<0.0023	<0.0021	<0.0026	<0.0021	<0.0022	<0.0027	<0.0023	0.0026J	<0.0026	<0.0024	<0.0024	<0.0025	<0.0029	<0.0075	<0.0068	<0.011
SB-063	07/02/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0023	<0.0026	<0.0027	<0.0024	<0.0024	<0.0025	<0.003	<0.0076	<0.0068	<0.011
SB-064	06/20/08	0 - 1	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0032	<0.0027	<0.0029	<0.003	<0.0028	<0.0028	<0.0029	<0.0034	<0.0086	<0.0078	<0.013
SB-065	06/19/08	0 - 1	<0.0025	<0.0021	<0.0027	<0.0022	<0.0023	<0.0029	<0.0024	0.0056J	0.0044J	<0.0025	<0.0025	<0.0026	<0.0031	<0.0078	<0.007	<0.012
SB-066	07/02/08	0 - 1	<0.0023	<0.002	<0.0025	<0.002	<0.0022	<0.0027	<0.0023	<0.0025	<0.0026	<0.0024	<0.0023	<0.0024	<0.0029	<0.0074	<0.0067	<0.011
SB-067	06/27/08	0 - 1	<0.0027	<0.0023	<0.0029	<0.0024	<0.0026	<0.0031	<0.0026	<0.0029	<0.003	<0.0027	<0.0027	<0.0028	<0.0034	<0.0085	<0.0077	<0.013
SB-068	06/27/08	0 - 1	<0.0029	<0.0025	<0.0031	<0.0025	<0.0027	<0.0033	<0.0028	0.0062J	0.004J	<0.0029	<0.0029	<0.003	<0.0036	<0.0091	<0.0082	<0.014
SB-069	06/26/08	0 - 1	<0.0024	<0.0021	<0.0027	<0.0021	<0.0023	<0.0028	<0.0024	<0.0026	<0.0027	<0.0025	<0.0025	<0.0026	<0.003	<0.0077	<0.0069	<0.012
	06/27/08	4 - 4.5	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.0031	<0.0026	<0.0028	<0.003	<0.0027	<0.0027	<0.0028	<0.0033	<0.0084	<0.0076	<0.013
SB-070	06/26/08	0 - 1	<0.0023	<0.002	<0.0026	<0.002	<0.0022	<0.0027	<0.0023	<0.0025	<0.0026	<0.0024	<0.0024	<0.0025	<0.0029	<0.0074	<0.0067	<0.011
	06/27/08	6 - 7.5	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0031	<0.0026	<0.0029	<0.003	<0.0028	<0.0027	<0.0028	<0.0034	<0.0086	<0.0077	<0.013
SB-071	06/26/08	0 - 1	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.0031	<0.0026	<0.0029	<0.003	<0.0027	<0.0027	<0.0028	<0.0033	<0.0083	<0.0075	<0.013
	06/26/08	2 - 3	<0.0031	<0.0027	<0.0034	<0.0027	<0.003	<0.0036	<0.003	<0.0034	<0.0035	<0.0032	<0.0031	<0.0033	<0.0039	<0.0099	<0.0089	<0.015
	06/27/08	2 - 3	<0.0029	<0.0026	<0.0032	<0.0026	<0.0028	<0.0034	0.003J	<0.0031	<0.0033	<0.003	<0.003	<0.0031	<0.0036	<0.0093	<0.0084	<0.014
	06/26/08	3 - 4	<0.00078	<0.00061	<0.001	<0.0013	<0.00082	<0.0032	<0.0019	<0.00089	<0.0024	<0.0012	<0.0024	<0.0014	<0.0019	<0.0087	<0.0078	<0.013
SB-072	06/24/08	0 - 1	<0.0026	<0.0023	<0.0029	<0.0023	<0.0025	<0.003	<0.0025	<0.0028	0.0072J	<0.0027	<0.0026	<0.0027	<0.0033	<0.0082	<0.012	0.0381J
SB-073	06/23/08	0 - 1	<0.0024	<0.0021	<0.0026	<0.0021	<0.0023	<0.0028	<0.0024	0.0053J	0.0073J	<0.0025	<0.0024	<0.0025	<0.003	<0.0076	<0.012	0.0434J
SB-074	06/30/08	0 - 1	<0.00069	<0.00054	<0.00088	<0.0011	<0.00072	<0.0028	<0.0024	<0.0026	<0.0027	<0.0011	<0.0021	<0.0013	<0.003	<0.0077	<0.0069	0.126
	06/30/08	11 - 12	<0.00066	<0.00052	<0.00084	<0.0011	<0.00069	<0.0027	<0.0022	<0.0025	<0.0026	<0.001	<0.002	<0.0012	<0.0029	<0.0073	<0.0066	<0.011
SB-075	06/16/08	0 - 1	<0.0025	<0.0022	<0.0027	<0.0022	<0.0024	<0.0029	<0.0024	0.0035J	0.0089	<0.0025	<0.0025	<0.0026	<0.0031	<0.0079	<0.0071	<0.012
SB-076	06/16/08	0 - 1	<0.0031	<0.0027	<0.0034	<0.0027	<0.0029	<0.0036	<0.003	<0.0033	<0.0035	<0.0032	<0.0031	<0.0033	<0.0039	<0.0098	<0.0089	<0.015
SB-077	06/17/08	0 - 1	<0.0027	<0.0024	<0.003	<0.0024	<0.0026	<0.0032	<0.0027	0.0029J	0.0043J	<0.0028	<0.0028	<0.0029	<0.0034	<0.0087	<0.0078	<0.013

Notes:

All results are reported in milligrams per kilogram (mg/kg).

Bold denotes detection.

Gray Shading denotes detection exceeding relevant standard.

PCBs = Polychlorinated Biphenyls

-- = No applicable standard listed

< = Indicates compound detected below the laboratory method detection limit.

J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.

* Applies to subsurface.

New York State Department of Environmental Conservation (NYSDEC) Recommended Soil Cleanup Objective standards taken from January 1994 Determination of Soil Cleanup Objectives and Cleanup Levels Technical and Administrative Guidance Memorandum (TAGM) No. 4046 and December 2000 Determination of Soil Cleanup Levels Memorandum.

Table 4
Detected Concentrations of Metals in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Antimony	Arsenic	Beryllium	Cadmium	Chromium	Copper	Lead	Mercury	Nickel	Selenium	Silver	Zinc
NYSDEC Rec. Soil Cleanup Objective			SB	7.5 or SB	0.16 or SB	1 or SB	10 or SB	25 or SB	SB	0.1	13 or SB	2 or SB	SB	20 or SB
Eastern USA Background (ppm)			N/A	3-12*	0-1.75*	0.1-1*	1.5-40*	1-50	4-61**	0.001-0.2	0.5-25	0.1-3.9	N/A	9-50
SB-001	06/30/08	0-1	<2.2	9.4	0.42B	0.28B	8.7	20.5	51.2	0.14	15.8	<2.2	0.25B	106
SB-002	06/30/08	0-1	0.37B	104	0.73	1.1	9.8	42.5	247	0.21	13.3	1.5B	0.44B	238
SB-003	07/01/08	0-1	0.42B	6.4	0.20B	0.56	3.9	17.6	260	0.14	6.8	0.77B	0.46B	178
SB-004	06/30/08	0-1	<2.3	2.8	0.13B	0.92	3.7	20	105	0.16	5.9	0.93B	0.59	223
SB-005	06/18/08	0-1	10.9	17.7	0.37B	2.9	14.1	78.9	283	0.62	16.3	1.5B	0.92	1840
SB-006	06/19/08	0-1	<2.3	15.5	0.55	2.5	30.5	92.6	455	1	12.9	<2.3	0.31B	2290
	06/19/08	2-4	<2.1	40.2	0.34B	6.9	182	923	1140	2.4	19	<2.1	0.72	12500
SB-007	06/18/08	0-1	<2.4	5.8	0.5	<0.47	250	16.8	38.7	1.8	12.9	<2.4	0.089B	109
	06/26/08	4-6	<2.2	24.2	0.8	0.43B	55.2	21.8	49.7	0.75	10.3	1.6B	0.090B	99.2
SB-008	06/18/08	0-1	<4.1	14.8	1.3	1.3	12.2	134	379	0.99	16	<4.1	0.34B	729
SB-009	06/18/08	0-1	<2.1	8.5	0.34B	0.52	9.1	25.8	169	0.59	13.4	<2.1	0.17B	257
	06/23/08	8-10	<2.4	4	0.42B	<0.48	13	17.6	8.1	0.025B	21.5	<2.4	<0.60	55.2
SB-010A	06/23/08	0-1	<2.3	15.1	0.59	0.22B	7.8	28.7	88	0.6	13.7	<2.3	0.11B	174
	06/24/08	6-8	<2.3	6.5	0.61	<0.45	14.8	15.1	8.7	0.023B	23.2	<2.3	<0.56	72.2
SB-011	06/24/08	0-1	<2.2	5.8	0.37B	1.2	11.2	30.1	93.6	0.36	12.3	<2.2	0.55B	268
SB-012	06/24/08	0-1	1.4B	7.4	0.32B	1.9	19.7	51.6	210	0.39	22.4	<2.3	0.7	585
SB-013	06/16/08	0-1	1.1B	17.8	0.36B	0.22B	5.3	61.8	73.9	0.19	8.8	1.9B	0.26B	63
SB-014	06/19/08	0-1	<9.7	28.6	0.28B	3.1	41.3	585	535	2.4	28.8	<5.8	1.5	1110
	06/19/08	7.5-10	<2.3	25.9	0.30B	<0.46	6.5	16.9	37.1	0.13	8.7	0.68B	0.16B	48.7
SB-015A	06/27/08	0-1	<2.4	13.4	0.38B	2.2	14.5	34.3	471	4.4	15.3	1.0B	0.48B	688
SB-016	07/01/08	0-1	0.39B	22.9	0.35B	0.42B	13.4	32	53.1	0.26	17.2	<2.4	0.27B	122
SB-016C	07/02/08	8-9	<2.4	7.8	0.6	<0.48	15.3	16.9	10.2	0.022B	26.1	<2.4	0.094B	58.9
SB-017A	06/23/08	0-1	0.44B	18.5	0.6	1.5	10.2	36.6	578	0.37	12.2	1.4B	0.92	410
	06/24/08	10-12	<2.2	5.9	0.46	<0.45	10.3	14.4	11.1	<0.039	18.8	<2.2	<0.56	54.6
SB-018	06/26/08	0-1	<2.3	19.5	0.51	5.6	38.5	434	372	0.9	62.7	0.91B	3	1490
SB-019	06/25/08	0-1	<2.0	35.3	0.42	1.3	29.2	80.8	157	0.43	30.6	<2.0	0.91	322
SB-020	06/23/08	0-1	<2.2	5.3	0.29B	0.40B	7.9	23.3	325	0.56	7.6	<2.2	0.24B	191
	06/24/08	8-10	<2.3	4.3	0.72	<0.45	14	14.2	10.2	0.027B	21.6	<2.3	<0.57	49.7
SB-021	06/24/08	0-1	<2.3	11.2	0.34B	0.53	13.8	39.6	343	0.29	13.1	<2.3	0.32B	212
	06/24/08	10-12	<2.3	6.7	0.58	<0.46	12.9	17.2	10.1	0.024B	23.1	<2.3	0.076B	54.9
SB-022	06/16/08	0-1	1.4B	21.1	0.68	<0.44	6.9	115	122	0.35	13.1	1.5B	0.15B	92
	06/18/08	14-16	<1.8	3.8	0.73	<0.71	15.1	6.6	11.9	<0.040	19	<1.8	0.091B	62.3
SB-023	06/16/08	0-1	1.2B	11.7	0.44B	1.1	6.7	96.1	210	0.19	10.3	1.8B	0.44B	628
	06/18/08	16-18	<2.3	2.8	0.54	<0.46	12.1	15.2	8.3	<0.035	20.6	<2.3	<0.58	55.7
SB-024	06/23/08	0-1	<2.1	3.3	0.29B	<0.42	6.7	7.1	23.1	0.12	5.6	<2.1	0.095B	41.4
SB-025	06/24/08	0-1	<2.2	2.5	0.18B	0.39B	6.7	15.5	39.3	0.062	8.3	<2.2	0.082B	208
SB-026	06/23/08	0-1	<2.2	8	0.41B	0.36B	10.8	25.8	128	0.21	10.2	<2.2	0.32B	181
SB-027	06/25/08	0-1	<2.0	8.4	0.46	0.88	13.4	35.5	362	0.61	11.8	<2.0	0.43B	291
SB-028	06/23/08	0-1	<2.2	4	0.36B	0.20B	8.8	17.6	85.2	0.27	9.6	<2.2	0.16B	141

Table 4
Detected Concentrations of Metals in Soil

TABLE 4

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Antimony	Arsenic	Beryllium	Cadmium	Chromium	Copper	Lead	Mercury	Nickel	Selenium	Silver	Zinc
NYSDEC Rec. Soil Cleanup Objective			SB	7.5 or SB	0.16 or SB	1 or SB	10 or SB	25 or SB	SB	0.1	13 or SB	2 or SB	SB	20 or SB
Eastern USA Background (ppm)			N/A	3-12*	0-1.75*	0.1-1*	1.5-40*	1-50	4-61**	0.001-0.2	0.5-25	0.1-3.9	N/A	9-50
SB-029	06/24/08	0-1	<2.1	3.4	0.29B	0.20B	7.9	22.3	100	0.21	8.7	<2.1	0.21B	89.4
SB-030	06/23/08	0-1	<2.4	3.4	0.23B	0.89	9.6	30	50.7	0.14	13.6	<2.4	0.21B	296
SB-031	06/24/08	0-1	<2.1	3.6	0.28B	0.17B	8	29.9	58.8	0.11	8.1	<2.1	0.12B	342
	06/26/08	4-4.6	0.31B	8.3	0.17B	5.3	15.3	274	131	0.097	42.9	<3.7	0.47	770
SB-032	06/23/08	0-1	<13	21	0.27B	7.1	816	954	1350	1	1200	<13	2.3	2600
SB-033	06/23/08	0-1	33.4	25.4	0.24B	17.6	73.9	2180	3210	4.8	147	<7.4	4.5	6480
SB-033H	06/30/08	3.5-4	0.17B	1.5B	0.18B	0.064B	5.6	7.3	8.7	<0.034	6.5	0.45B	<0.53	27.5
	06/30/08	4-6	0.16B	2.2	0.15B	0.031B	5.3	7.2	2.9	<0.033	6	0.33B	<0.51	32.5
SB-034	06/23/08	0-1	3.6	22.1	0.31B	26.5	297	1720	2040	1.6	201	<8.5	3.5	6850
	06/27/08	3	<2.3	17	0.33B	3.6	1810	86.3	388	1.1	551	<2.3	0.54B	1250
	07/01/08	13-15	<2.2	5.2	0.42B	0.62	34.4	179	91.5	0.097	16.1	<2.2	0.32B	333
SB-035	06/24/08	0-1	<1.8	7.1	0.56	0.15B	13.2	15.3	52.2	0.12	18.8	<1.8	0.27B	98
SB-036	06/19/08	0-1	<1.9	19.2	0.6	0.99	26.4	16.4	71.1	0.15	13.7	<1.9	0.32B	867
	06/19/08	2-4	<3.8	28.2	0.71	0.32B	16.9	169	365	3.3	16.8	0.87B	0.12B	184
	06/19/08	4-4.5	<2.3	33.4	0.88	0.7	43.1	21.1	44.1	0.12	15.2	<2.3	0.12B	79.2
	06/23/08	7-8	<2.0	7.1	0.24B	<0.39	9.8	16.4	242	0.62	11.4	<2.0	0.12B	51.6
SB-037	06/19/08	0-1	1.1B	19.5	0.71	2.5	8.9	41.8	124	0.5	20.2	1.4B	0.56	866
SB-038	06/23/08	0-1	<2.2	3.4	0.34B	0.40B	9.8	22.1	79.4	0.27	9.6	<2.2	0.15B	153
SB-039	06/23/08	0-1	<11	12.2	0.38B	4.6	40.7	162	537	0.37	44.2	<2.2	0.99	916
SB-040	06/23/08	0-1	<2.3	16.5	0.38B	2.2	26.3	277	681	0.54	26.9	0.76B	0.61	785
SB-041	06/23/08	0-1	<2.4	13.8	0.42B	6.2	31.4	37300	2040	0.34	47.2	<2.4	3.2	18900
	06/23/08	2.5-4	<1.9	3.6	0.34B	0.27B	8.9	189	52.2	0.051	9.1	<1.9	0.095B	250
SB-041C	07/01/08	5.4-8	<2.2	2.4	0.20B	<0.44	5.6	13.9	14.5	0.021B	6.5	<2.2	<0.55	48.6
SB-042	07/02/08	0-1	0.67B	8.2	0.32B	12	46.9	9020	621	0.27	77.9	<2.1	1.6	5660
SB-042B	06/30/08	6.8-8	0.16B	4	0.24B	0.084B	6.5	8.6	15.3	0.16	7.9	1.1B	<0.60	36
	06/30/08	11.2-12	<2.2	2.5	0.16B	0.12B	4.8	8.2	9.9	0.17	7.1	0.25B	<0.55	42.3
SB-043	06/24/08	0-1	7.4	18.4	0.20B	11.8	91.6	479	1060	17.7	140	<2.0	1.1	1630
	06/30/08	6.6-8	<2.4	1.5B	0.29B	0.12B	7.7	4.7	5.2	0.027B	6.8	0.67B	<0.59	25.9
SB-044B	06/25/08	0-1	0.48B	3.5	0.25B	1.1	9.5	82.6	95.6	0.066	11.7	<2.0	0.15B	244
SB-044C	06/30/08	6-7	<2.4	2.9	0.20B	0.25B	5.8	11.2	7.1	0.1	8.5	0.66B	<0.60	45.9
	06/30/08	8-10	<2.2	4.1	0.24B	0.19B	5.7	16.3	12.4	0.14	6.7	0.41B	<0.56	76.7
SB-045	06/27/08	3	<2.0	3.9	0.38B	0.29B	8.8	15.1	110	1.4	8	<2.0	<0.51	148

Table 4
Detected Concentrations of Metals in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Antimony	Arsenic	Beryllium	Cadmium	Chromium	Copper	Lead	Mercury	Nickel	Selenium	Silver	Zinc
NYSDEC Rec. Soil Cleanup Objective			SB	7.5 or SB	0.16 or SB	1 or SB	10 or SB	25 or SB	SB	0.1	13 or SB	2 or SB	SB	20 or SB
Eastern USA Background (ppm)			N/A	3-12*	0-1.75*	0.1-1*	1.5-40*	1-50	4-61**	0.001-0.2	0.5-25	0.1-3.9	N/A	9-50
SB-045C	07/02/08	0-1	4.6	30.8	0.73	6.6	49.4	542	674	1.5	55.6	<2.3	0.81	1240
	06/30/08	6.4-8	0.34B	4.3	0.29B	1	7.8	9	11.5	0.29	9.9	0.57B	<0.57	539
SB-046B	06/24/08	0-1	<2.2	15.9	0.77	0.23B	18.2	32.8	43.5	0.6	13.1	0.70B	0.092B	87.9
	06/25/08	6-7.5	<2.2	4.6	0.49	<0.43	11.4	15.8	13.6	0.046	21	<2.2	0.13B	53.6
SB-047	06/19/08	0-1	0.36B	15.8	0.69	<0.48	8.5	39.7	81.6	0.19	13.5	0.80B	1.7	72.9
	06/19/08	1-2	<1.9	3.7	0.37B	0.17B	9.5	17.1	8.2	0.055	12.4	<1.9	0.11B	45.4
SB-048	06/17/08	0-1	<1.8	79.4	0.24B	0.98	8.1	47	166	0.72	7.2	3.3	0.25B	229
SB-049	06/17/08	0-1	<2.2	17.7	0.56	2.4	31.9	102	171	0.42	16.2	1.3B	0.40B	1410
SB-050	06/25/08	0-1	<2.1	5.1	0.32B	0.22B	7.3	22.5	148	0.23	9.6	0.68B	0.13B	129
	06/25/08	2-3	<2.1	4	0.28B	0.23B	6.7	27.4	70	0.39	9.1	<2.1	0.12B	87.6
SB-051B	06/25/08	0-1	<2.2	14.9	0.47	0.58	14.7	45.3	204	0.51	18.4	1.0B	0.42B	268
	06/25/08	2-3	<2.4	36.5	0.55	2.3	40.3	176	323	0.52	87.6	<2.4	1.2	959
	06/26/08	4-6	<2.2	15.8	<0.44	0.067B	1.5	8.9	21.2	0.48	0.90B	0.61B	0.40B	90.5
	06/26/08	6-8	<2.2	6.6	0.62	<0.45	15.4	16.2	20.9	0.043	20	<2.2	0.12B	51.8
SB-052	06/26/08	0-1	<2.2	5.4	0.48	0.10B	10.2	23	40.8	0.36	13.9	<2.2	0.15B	188
	06/26/08	4-5.5	<2.1	5.9	0.53	<0.42	11.8	14.1	19	0.14	18.5	<2.1	0.092B	82.9
	06/26/08	6-8	<2.1	3.3	0.34B	<0.41	9	11.9	6.7	0.018B	14.6	<2.1	<0.51	49.6
SB-053	06/26/08	0-1	<2.3	23	0.62	<0.46	13.9	58.6	157	0.48	19.2	1.2B	0.50B	136
	06/26/08	2-4	<2.3	3.2	0.41B	<0.46	8.7	24.5	187	0.16	13.7	<2.3	0.21B	72
SB-054	06/17/08	0-1	1.7B	22.6	0.61	0.35B	14.5	55.7	168	0.5	15.3	1.6B	1.7	148
SB-055	06/17/08	0-1	0.36B	10.2	0.43	0.33B	24.5	26.3	84.2	0.23	10.4	0.60B	0.64	69.1
SB-056	06/17/08	0-1	<2.3	6.1	0.34B	<0.46	24.7	41.3	46.4	0.071	18.6	<2.3	0.19B	95.3
SB-057	06/17/08	0-1	<2.1	6.7	0.42B	<0.43	9.7	14.7	16.3	0.046	16.5	<2.1	<0.53	53.9
SB-058	06/23/08	0-1	<2.2	43.2	0.37B	12	49.8	1120	512	5.4	48.7	<2.2	0.85	7040
SB-058C	06/30/08	7.3-8	1.1B	2.8	0.28B	1.8	9.9	60.9	27.3	0.038	9.7	1.0B	<0.60	483
SB-059	06/23/08	0-1	5.3	25.6	0.32B	19.5	120	1470	1090	1.7	109	<4.7	3.6	3320
	06/27/08	3	<2.4	5.4	0.56	<0.48	9.6	27.4	20.1	0.064	13.4	<2.4	<0.60	82.5
	06/30/08	7-8	<2.3	4	0.41B	0.15B	8.8	20.9	16.6	0.62	10.5	0.78B	<0.58	67.4
	06/30/08	12-13.8	0.22B	3	0.35B	0.13B	7.3	14.2	14.8	0.074	10.3	0.84B	<0.57	49.6
SB-060	06/27/08	3-5	<2.3	4.5	0.81	0.047B	18	12.7	12.4	0.034B	24.2	<2.3	<0.58	94.4
SB-060B	07/02/08	0-1	4.3	11.9	0.38B	9.8	39.9	621	837	3.8	58.8	<2.4	1.6	1840
	06/30/08	6-8	0.38B	4	0.48	0.47	13.3	18.8	21.5	0.068	22.3	1.4B	<0.58	102
	06/30/08	14-14.5	<2.2	2.6	0.13B	0.097B	4.4	8.3	5.9	<0.033	5.6	0.24B	<0.54	51.3
SB-061A	06/25/08	0-1	<2.0	7.5	0.23B	0.27B	5.7	20.6	97.5	0.31	12.4	<2.0	0.19B	92
	06/25/08	2-4	<2.4	6.2	0.30B	<0.48	4.4	23.1	17.4	0.38	8.9	1.3B	<0.59	57.6
	06/25/08	4-6	<2.2	3.4	0.55	<0.45	14.4	12.4	5.8	0.025B	20.8	<2.2	0.086B	49.8
SB-062	07/01/08	0-1	<2.3	3.8	0.33B	0.17B	7.8	16.6	79.9	0.19	8.1	<2.3	0.088B	94.3
SB-063	07/02/08	0-1	<2.2	3.3	0.33B	0.10B	7.2	12.6	47.3	0.093	8.1	<2.2	<0.54	67.9
SB-064	06/20/08	0-1	<1.8	19.2	0.62	0.37	24.2	25.7	258	0.35	14.1	<1.8	0.17B	83.9

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Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Antimony	Arsenic	Beryllium	Cadmium	Chromium	Copper	Lead	Mercury	Nickel	Selenium	Silver	Zinc
NYSDEC Rec. Soil Cleanup Objective			SB	7.5 or SB	0.16 or SB	1 or SB	10 or SB	25 or SB	SB	0.1	13 or SB	2 or SB	SB	20 or SB
Eastern USA Background (ppm)			N/A	3-12*	0-1.75*	0.1-1*	1.5-40*	1-50	4-61**	0.001-0.2	0.5-25	0.1-3.9	N/A	9-50
SB-065	06/19/08	0-1	<2.1	5.9	0.42B	0.18B	7.8	25.3	134	0.29	10.2	<2.1	0.28B	91.8
SB-066	07/02/08	0-1	<2.2	2.2	0.26B	<0.44	7.2	5.1	11	0.035B	5.5	<2.2	<0.55	31.2
SB-067	06/27/08	0-1	<2.3	3.6	0.32B	0.26B	8.6	17.3	59.6	0.18	7.6	<2.3	0.17B	119
SB-068	06/27/08	0-1	<2.4	3.9	0.35B	0.23B	9.1	22.6	63.5	0.15	8.7	<2.4	0.19B	89
SB-069	06/26/08	0-1	<2.2	24	0.6	0.26B	19.7	24.6	94	0.34	15.7	<2.2	0.13B	91
	06/27/08	4-4.5	<2.3	27.2	0.75	0.41B	26	25.6	97.7	0.34	18.1	<2.3	0.16B	127
SB-070	06/26/08	0-1	6.2	16.5	0.42	<0.41	9.3	64.4	262	0.22	12.2	<2.1	0.31B	233
	06/27/08	6-7.5	<2.2	2.5	0.69	<0.44	13.8	7.9	12.8	0.022B	16.2	<2.2	<0.54	76.4
SB-071	06/26/08	0-1	<2.2	17.7	0.56	0.45	16	59.3	175	0.7	15.6	0.98B	0.7	170
	06/26/08	2-3	<2.0	33.6	1.3	1	43.8	31.1	16.7	0.036B	34.3	0.81B	0.79	172
	06/27/08	2-3	<2.3	41.2	1.1	0.93	46.2	18.9	11.8	0.019B	27.6	<2.3	<0.58	156
	06/26/08	3-4	0.36B	9.9	0.48	<0.44	8.3	94.3	1440	0.47	17.5	<2.2	0.64	120
SB-072	06/24/08	0-1	<1.7	2.7	0.17B	0.6	5.9	13.5	36.7	0.1	8.1	<1.7	0.17B	163
SB-073	06/23/08	0-1	0.45B	3.3	0.21B	2.5	10.6	32.7	207	0.23	13.5	<2.4	0.31B	739
SB-074	06/30/08	0-1	1.5B	3.7	0.28B	2.8	12.7	45	151	0.27	17.7	0.92B	0.24B	502
	06/30/08	11-12	<2.2	1.7B	0.14B	0.076B	13.8	7	13	0.017B	5.7	0.42B	<0.54	35.1
SB-075	06/16/08	0-1	<2.2	4.1	<0.43	<0.43	7.1	28.8	33.3	0.058	9.8	<2.2	<0.54	42.4
SB-076	06/16/08	0-1	0.53B	6.9	0.38B	<0.42	5.7	43.4	125	0.049	11.8	1.7B	<0.52	20.2
SB-077	06/17/08	0-1	0.59B	15.6	0.26B	<0.42	4.9	62.8	39.1	<0.041	6.9	1.1B	<0.53	16.8

Notes:
All results are reported in milligrams per kilogram (mg/kg).

Bold denotes detection.
Gray Shading denotes detection exceeding relevant standard.

SB = Soil Background. (Eastern USA Background listed in parenthesis.)
ppm = parts per million
N/A = Not Available
< = Indicates compound detected below the laboratory method detection limit.
J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.
B = Indicates that the analyte was found in the associated method blank.

*New York State background
**Denotes average background levels for Lead in undeveloped, rural areas.

New York State Department of Environmental Conservation (NYSDEC) Recommended Soil Cleanup Objective (RSCO) standards taken from January 1994 Determination of Soil Cleanup Objectives and Cleanup Levels Technical and Administrative Guidance Memorandum (TAGM) No. 4046 and December 2000 Determination of Soil Cleanup Levels Memorandum. Per NYSDEC RSCO, Metals concentrations are compared to listed value or background range noted in parenthesis.

Table 5
Summary of TPH Fingerprint Analysis in Soil

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Sample Location	Date Sampled	Sample Interval (feet)	Diesel Fuel (C9-C22)	Fuel Oil #2 (C11-C22)	Fuel Oil #4 (C11-C24)	Fuel Oil #6 (C11-C26)	Gasoline (C4-C12)	Kerosene (C9-C18)	Mineral Spirits (C9-C12)	Turpentine (C9-C11)	Other Patterns
SB-014	06/19/08	7.5 - 10	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
SB-020	06/24/08	8 - 10	MATCH	--	--	--	MATCH	--	--	--	--
SB-021	06/24/08	10 - 12	MATCH	--	--	--	MATCH	--	--	--	--
SB-023	06/18/08	16 - 18	MATCH	--	--	--	MATCH	--	--	--	--
SB-031	06/26/08	4 - 4.6	--	--	--	--	--	--	--	--	--
SB-033H	06/30/08	3.5 - 4	--	--	--	--	--	--	--	--	(TRACE)
SB-034	06/27/08	3	--	--	--	--	MATCH	--	--	--	MOTOR OIL
SB-036	06/23/08	7 - 8	--	--	--	--	--	--	--	--	MOTOR OIL
SB-041	06/23/08	2.5 - 4	MATCH	--	--	--	--	--	--	--	MOTOR OIL
SB-041C	07/01/08	5.4 - 8	MATCH	--	--	--	--	--	--	--	MOTOR OIL
SB-042B	06/30/08	11.2 - 12	MATCH	--	--	--	--	--	--	--	--
	06/30/08	6.8 - 8	--	--	--	--	--	--	--	--	MOTOR OIL
SB-043	06/30/08	6.6 - 8	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
SB-044C	06/30/08	6 - 7	MATCH	--	--	--	--	--	--	--	MOTOR OIL
	06/30/08	8 - 10	MATCH	--	--	--	--	--	--	--	--
SB-045	06/27/08	3	TRACE	--	--	--	TRACE	--	--	--	MOTOR OIL
SB-045C	06/30/08	6.4 - 8	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
SB-059	06/30/08	12 - 13.8	--	--	--	--	MATCH	--	--	--	MOTOR OIL
	06/27/08	3	--	--	--	--	--	--	--	--	--
	06/30/08	7 - 8	--	--	--	--	MATCH	--	--	--	MOTOR OIL
SB-060	06/27/08	3 - 5	--	--	--	--	MATCH	--	--	--	--
SB-060B	06/30/08	14 - 14.5	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
	06/30/08	6 - 8	--	--	--	--	MATCH	--	--	--	MOTOR OIL

Notes:

-- Indicates no match to the specified petroleum compound chromatogram

TPH = Total Petroleum Hydrocarbons

Table 6
Summary of Well Gauging Data

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Well ID	Date	Measuring Point Elevation (feet NAVD 88)	Depth to Product (feet below TOC)	Depth to Water (feet below TOC)	SPH Thickness (feet)	Corrected Ground Water Elevation (feet NAVD 88)
MW-027	07/03/08	549.75	--	6.92	--	542.83
	07/08/08	549.75	--	7.40	--	542.35
MW-034	07/03/08	521.11	--	5.75	--	515.36
	07/08/08	521.11	--	5.95	--	515.16
MW-041C	07/03/08	531.60	--	5.04	--	526.56
	07/08/08	531.60	--	5.38	--	526.22
MW-042B	07/03/08	525.23	--	7.33	--	517.90
	07/08/08	525.23	--	7.34	--	517.89
MW-043	07/03/08	520.68	--	6.52	--	514.16
	07/08/08	520.68	--	6.79	--	513.89
MW-044C	07/03/08	526.17	--	7.44	--	518.73
	07/08/08	526.17	--	7.60	--	518.57
MW-045C	07/03/08	521.46	--	6.35	--	515.11
	07/08/08	521.46	--	6.39	--	515.07
MW-059	07/03/08	521.15	--	4.72	--	516.43
	07/08/08	521.15	--	5.79	--	515.36
MW-060B	07/03/08	518.43	--	3.89	--	514.54
	07/08/08	518.43	--	4.01	--	514.42
SB-001	07/08/08	527.69	--	15.93	--	511.76
SB-004	07/08/08	525.72	--	13.85	--	511.87
SB-009	07/08/08	516.41	--	6.55	--	509.86
SB-014	07/08/08	516.64	--	6.21	--	510.43
SB-015A	07/08/08	516.05	--	6.06	--	509.99
SB-016C	07/08/08	516.52	--	7.30	--	509.22
SB-017A	07/08/08	514.28	--	6.40	--	507.88
SB-019	07/08/08	512.39	--	4.13	--	508.26
SB-020	07/08/08	519.28	--	9.27	--	510.01
SB-023	07/08/08	523.74	--	13.51	--	510.23
SB-046B	07/08/08	515.17	--	6.72	--	508.45
SB-050	07/08/08	512.25	--	4.99	--	507.26
SB-051B	07/08/08	512.44	--	5.15	--	507.29
SB-052	07/08/08	511.20	--	4.30	--	506.90
SB-064	07/08/08	516.55	--	7.28	--	509.27
SB-068	07/08/08	517.27	--	4.51	--	512.76
SB-069	07/08/08	516.53	--	7.26	--	509.27
SB-070	07/08/08	516.15	--	6.11	--	510.04

Notes:

-- = Not detected

SPH = Separate Phase Hydrocarbons

TOC = Top of Casing

NAVD 88 = North American Vertical Datum 1988

Table 7
Detected Concentrations of Volatile Organic Compounds in Ground Water

TABLE 7

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Well ID	Date Sampled	Acetone	Benzene	2-Butanone (MEK)	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Carbon Disulfide	Chlorobenzene	Chloroethane	Chloromethane	1,1-Dichloroethane	1,2-Dichloroethane	1,1-Dichloroethene	cis-1,2-Dichloroethene	trans-1,2-Dichloroethene	Ethylbenzene	2-Hexanone	Isopropylbenzene	p-Isopropyltoluene	4-Methyl-2-pentanone (MIBK)	Methyl Tert Butyl Ether	Naphthalene	n-Propylbenzene	Styrene	Toluene	1,1,1-Trichloroethane	Trichloroethene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Vinyl Chloride	Xylenes (total)	
NYS Ambient Water Quality Standard		50*	1	50*	5**	5**	5**	60*	5**	5**	--	5**	0.6	5**	5**	5**	5**	50*	5**	5**	--	10*	10*	5**	5**	5**	5**	5**	5**	5**	5**	2	5**
MW-027	07/09/08	2.0J	<0.15	<0.92	0.72J	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	0.49J	<0.20	<0.22	<0.14	
MW-034	07/09/08	4.6J	1.4	<0.92	2.4J	<0.17	<0.54	1.1J	<0.17	<2.0	<0.19	<0.21	2.7	<0.26	2.5	<1.0	3.7	<0.51	1.5J	1.1J	<0.20	1.9	12.3	1.2J	2.1J	2.6	<0.18	<0.26	14.3	8.3	<0.22	23.1	
MW-041C	07/09/08	<1.9	<0.15	<0.92	0.41J	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	0.29J	0.68J	<0.26	<0.25	<0.20	<0.22	<0.14	
MW-042B	07/09/08	6.9	0.79	<0.92	17.1	10.4	5	<0.26	<0.17	<2.0	<0.19	1.1	<0.11	2	80.4	2	0.40J	<0.51	36.1	0.64J	<0.20	<0.20	21.8	33.1	<0.15	0.40J	<0.18	60.7	326	258	8.5	15.6	
MW-043	07/09/08	<1.9	<0.15	<0.92	0.80J	3.1J	2.3J	<0.26	<0.17	<2.0	<0.19	3.2	<0.11	<0.26	6.9	<1.0	<0.15	<0.51	2.1J	2.5J	<0.20	<0.20	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	0.91J	<0.20	<0.22	<0.14	
MW-045C	07/09/08	<1.9	<0.15	<0.92	<0.27	1.3J	1.9J	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	2.5J	<0.20	10.1	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
MW-059	07/09/08	17.9	1.8	<0.92	1.4J	1.5J	4.0J	1.0J	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	8.5	2.4	1	<0.51	5.5	0.41J	<0.20	2.6	12.6	4.0J	<0.15	0.48J	<0.18	2.3	13.6	3.3J	<0.22	3.1	
MW-060B	07/09/08	9.3	<0.15	<0.92	0.99J	0.44J	1.8J	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	0.32J	<0.51	<0.19	0.70J	<0.20	13.5	<0.24	<0.24	<0.15	0.37J	<0.18	<0.26	1.4J	<0.20	<0.22	1	
SB-001	07/08/08	11	<0.15	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	8.2	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
SB-004	07/08/08	<1.9	6.9	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	46.7	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
SB-009	07/09/08	<1.9	<0.15	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	1.4	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	1.6J	<0.24	<0.15	<0.15	<0.18	<0.26	4.3J	<0.20	<0.22	1.4	
SB-014	07/09/08	785	42.9	1180	<0.27	0.87J	<0.54	9.7	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	23.7	769	2.4J	<0.24	176	<0.20	158	2.8J	11.6	163	<0.18	<0.26	17.5	20.9	<0.22	77.1	
SB-015A	07/09/08	6.8	0.54	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	11.8	<0.11	<0.26	3.8	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	3.6J	<0.24	<0.15	0.58J	2.4	8.9	<0.25	<0.20	<0.22	0.89J	
SB-016C	07/09/08	<1.9	<0.15	<0.92	<0.27	0.44J	<0.54	<0.26	<0.17	<2.0	<0.19	2.1	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	1.7J	<0.24	<0.15	20.5	<0.18	<0.26	1.0J	<0.20	<0.22	1.5	
SB-017A	07/09/08	12.1	0.23J	<0.92	1.7J	2.0J	1.5J	<0.26	<0.17	<2.0	<0.19	0.94J	<0.11	<0.26	<0.16	<1.0	0.31J	<0.51	<0.19	<0.24	<0.20	<0.20	1.4J	<0.24	<0.15	0.22J	<0.18	<0.26	78.9	18.5	<0.22	0.53J	
SB-019	07/10/08	2.4J	0.89	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	0.74J	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	2.8	1.5J	<0.24	<0.15	0.22J	<0.18	<0.26	1.5J	<0.20	<0.22	4.7
SB-020	07/09/08	62	13.3	90.7	14.2	5.6	2.5J	<0.26	1.5	<2.0	<0.19	2.7	<0.11	<0.26	0.70J	<1.0	3	<0.51	15.4	8.8	<0.20	<0.20	13.6	17.9	<0.15	2.8	<0.18	<0.26	313	179	<0.22	321	
SB-023	07/10/08	3.8J	0.45J	<0.92	3.1J	<0.17	1.0J	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	3.3J	<0.24	<0.20	<0.20	3.0J	<0.24	<0.15	7.8	<0.18	<0.26	192	118	<0.22	518	
SB-046B	07/09/08	<1.9	397	4.9J	22.2	11	2.4J	<0.26	0.31J	18.6	0.93J	2.9	<0.11	<0.26	2.7	<1.0	2350	<0.51	48.1	14.2	<0.20	<0.20	40.8	51.4	<0.15	14.4	<0.18	<0.26	916	378	2.2	3830	
SB-050	07/10/08	3.3J	0.27J	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	0.74J	<0.51	<0.19	<0.24	<0.20	<0.20	2.5J	<0.24	<0.15	2.8	<0.18	<0.26	<0.25	<0.20	<0.22	1.3	
SB-051B	07/10/08	2.5J	0.36J	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	1.3J	1.0J	<0.22	2.4	
SB-052	07/09/08	<1.9	<0.15	<0.92	1.5J	0.91J	1.3J	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	0.52J	<0.51	<0.19	1.2J	<0.20	<0.20	3.7J	<0.24	<0.15	<0.15	<0.18	<0.26	42.3	18.3	<0.22	1.8	
SB-064	07/08/08	<1.9	<0.15	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
SB-068	07/08/08	<1.9	1.1	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	1.9J	<0.24	<0.15	203	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
SB-069	07/08/08	<1.9	<0.15	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	1.2	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	
SB-070	07/08/08	<1.9	<0.15	<0.92	<0.27	<0.17	<0.54	<0.26	<0.17	<2.0	<0.19	<0.21	<0.11	<0.26	<0.16	<1.0	<0.15	<0.51	<0.19	<0.24	<0.20	<0.20	<0.24	<0.24	<0.15	<0.15	<0.18	<0.26	<0.25	<0.20	<0.22	<0.14	

Notes:
New York State Ambient Water Quality Standards and Guidance Values (NYS AWQS) shown in micrograms per liter (µg/l).

Bold denotes detection.
Gray Shading denotes detection exceeding relevant standard.

-- = Indicates no NYS AWQS listed
< = Indicates compound detected below the laboratory method detection limit.
J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.
* Denotes Guidance Value used.
** Denotes that the pincipal organic contaminant (POC) for ground water of 5 µg/L applies to this substance.
*** Applies to the sum of PCBs.

1 The POC for 2-, 3- and 4-Isopropyltoluene is used for p-Isopropyltoluene.

2 The POC for 1,2-, 1,3- and 1,4-Xylene is used for Xylenes (total).

NYS AWQS taken from June 1998 Memorandum, Part 1, Table 1 and April 2000 Addendum to June 1998 Division of Water Technical and Operational Guidance Series (TOGS) No. 1.1.1. The listed standards represent values for GA Water Class, Type H(W/S).

Table 8
Detected Concentrations of Semi-Volatile Organic Compounds in Ground Water

TABLE 8

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Well ID	Date Sampled	Acenaphthene	Acenaphthylene	Anthracene	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h,i)perylene	Benzo(k)fluoranthene	Bis(2-Ethylhexyl)phthalate	Chrysene	Dibenzo(a,h)anthracene	Diethyl Phthalate	2,4-Dimethylphenol	Di-n-butyl Phthalate	Fluoranthene	Fluorene	Indeno(1,2,3-cd)pyrene	Naphthalene	Phenanthrene	Phenol	Pyrene
NYS Ambient Water Quality Standard		20*	--	50*	0.002*	ND	0.002*	--	0.002*	5	0.002*	--	50*	50*	50	50*	50*	0.002*	10*	50*	1	50*
MW-027	07/09/08	<1.1	<0.96	<0.80	<1.4	<1.5	<1.7	<4.0	<2.3	<10	<1.6	<3.4	<1.0	<4.1	<0.85	<0.93	<1.0	<2.2	<1.8	<4.6	<1.5	<1.7
MW-034	07/09/08	<0.21	<0.18	0.70J	1.3J	0.90J	0.91J	<0.76	<0.43	<1.9	1.1J	<0.64	<0.19	3.4J	<0.16	2.3J	0.78J	<0.42	1.6J	2.7J	<0.29	2.1J
MW-041C	07/09/08	<0.21	<0.18	<0.15	<0.27	<0.28	<0.32	<0.76	<0.43	<1.9	<0.30	<0.64	<0.19	<0.79	<0.16	<0.18	<0.20	<0.42	<0.34	<0.87	<0.29	<0.33
MW-042B	07/09/08	<0.25	<0.21	<0.17	<0.31	<0.33	<0.37	<0.88	<0.49	<2.2	<0.35	<0.74	<0.22	<0.91	<0.19	<0.20	<0.23	<0.49	14.8	6.1	<0.34	0.63J
MW-043	07/09/08	<0.23	<0.20	<0.17	<0.29	<0.31	<0.35	<0.83	<0.47	<2.1	<0.33	<0.70	<0.21	<0.86	<0.18	<0.19	<0.22	<0.46	<0.37	1.5J	<0.32	<0.36
MW-044C	07/09/08	<0.23	<0.19	<0.16	<0.29	<0.31	<0.35	<0.82	<0.46	<2.0	<0.32	<0.68	<0.21	<0.84	<0.17	<0.19	<0.21	<0.45	<0.36	1.5J	<0.31	<0.35
MW-045C	07/09/08	<2.3	<1.9	<1.6	11.4J	<3.1	<3.5	<8.2	<4.6	<20	16.1J	<6.8	<2.1	<8.4	<1.7	<1.9	<2.1	<4.5	<3.6	35.0J	<3.1	28.1J
MW-059	07/09/08	<0.24	<0.20	<0.17	4.5J	3.6J	<0.36	1.9J	<0.48	<2.1	8.4	<0.71	<0.22	<0.88	<0.18	7.9	4.9J	2.1J	<0.38	10.2	<0.33	8.7
MW-060B	07/09/08	<0.23	<0.19	<0.16	<0.28	<0.30	<0.34	<0.80	<0.45	<2.0	<0.32	<0.67	<0.20	<0.83	<0.17	<0.19	<0.21	<0.44	<0.35	<0.92	<0.31	<0.34
SB-004	07/08/08	<0.23	<0.19	<0.16	<0.28	<0.30	<0.34	<0.80	<0.45	<2.0	<0.32	<0.67	<0.20	<0.83	<0.17	<0.19	<0.21	<0.44	<0.35	<0.92	<0.31	<0.34
SB-009	07/09/08	<0.24	<0.20	<0.17	1.3J	1.2J	1.3J	<0.84	<0.47	111	1.2J	<0.71	<0.21	<0.87	<0.18	2.3J	<0.22	<0.47	<0.37	1.4J	<0.32	2.2J
SB-014	07/09/08	<0.23	<0.19	<0.16	<0.28	<0.30	<0.34	<0.80	<0.45	<2.0	<0.32	<0.67	<0.20	<0.83	<0.17	<0.19	<0.21	<0.44	50.3	<0.92	<0.31	<0.34
SB-015A	07/09/08	<0.23	<0.19	<0.16	3.1J	2.8J	2.9J	1.8J	1.9J	28.4	3.0J	<0.67	<0.20	<0.83	<0.17	5.8	<0.21	2.1J	0.92J	2.7J	<0.31	5.2
SB-016C	07/09/08	8.7	2.2J	21.4	45.7	36.8	33.1	22.7	29.0	60.4	43.1	8.4	<0.21	<0.86	<0.18	92.0	10.4	25.9	4.9J	80.9	<0.32	79.1
SB-017A	07/09/08	<0.24	<0.20	1.1J	4.3J	3.9J	4.5J	2.8J	2.6J	10.5	4.7J	1.3J	<0.22	<0.88	0.57J	8.7	0.89J	3.1J	0.72J	5.7	<0.33	7.5
SB-019	07/10/08	<0.23	<0.19	<0.16	<0.28	<0.30	<0.34	<0.80	<0.45	11.8	<0.32	<0.67	<0.20	<0.83	<0.17	<0.19	<0.21	<0.44	<0.35	<0.92	<0.31	<0.34
SB-020	07/09/08	<0.24	<0.20	<0.17	<0.30	<0.31	<0.36	<0.84	<0.47	15.4	<0.33	<0.71	<0.21	12.9	<0.18	<0.20	0.87J	<0.47	10.4	1.9J	<0.32	<0.36
SB-023	07/10/08	<0.24	<0.21	<0.17	<0.30	<0.32	<0.36	<0.86	<0.48	<2.2	<0.34	<0.72	<0.22	<0.89	<0.18	<0.20	<0.22	<0.48	1.7J	<0.98	<0.33	<0.37
SB-046B	07/09/08	<0.23	<0.19	<0.16	<0.28	<0.30	<0.34	<0.80	<0.45	6.1	<0.32	<0.67	2.2J	14.2	<0.17	<0.19	<0.21	<0.44	20.0	1.9J	5.1	<0.34
SB-050	07/10/08	<0.23	<0.19	<0.16	<0.29	<0.31	<0.35	<0.82	<0.46	<2.0	<0.32	<0.68	<0.21	<0.84	<0.17	<0.19	<0.21	<0.45	<0.36	1.1J	<0.31	<0.35
SB-051B	07/10/08	<0.24	<0.21	<0.17	<0.30	<0.32	<0.36	<0.86	<0.48	<2.2	<0.34	<0.72	<0.22	<0.89	<0.18	<0.20	<0.22	<0.48	<0.38	<0.98	<0.33	<0.37
SB-052	07/09/08	<0.25	<0.21	<0.18	<0.31	<0.33	<0.38	<0.89	<0.50	<2.2	<0.35	<0.75	<0.23	<0.92	0.64J	<0.21	<0.23	<0.49	<0.39	<1.0	<0.34	<0.38
SB-064	07/08/08	<0.25	<0.21	<0.18	<0.31	<0.33	<0.38	<0.89	<0.50	<2.2	<0.35	<0.75	<0.23	<0.92	<0.19	<0.21	<0.23	<0.49	<0.39	<1.0	<0.34	<0.38
SB-068	07/08/08	<0.32	<0.27	<0.23	<0.40	<0.43	<0.48	<1.1	<0.64	<2.9	<0.45	<0.96	<0.29	<1.2	<0.24	<0.27	<0.30	<0.63	<0.51	<1.3	<0.44	<0.49
SB-069	07/08/08	<0.25	<0.21	<0.18	<0.31	<0.33	<0.38	<0.89	<0.50	<2.2	<0.35	<0.75	<0.23	<0.92	<0.19	<0.21	<0.23	<0.49	<0.39	<1.0	<0.34	<0.38
SB-070	07/08/08	<0.25	<0.21	<0.18	<0.31	<0.33	<0.38	<0.89	<0.50	<2.2	<0.35	<0.75	<0.23	<0.92	<0.19	<0.21	<0.23	<0.49	<0.39	<1.0	<0.34	<0.38

Notes:
New York State Ambient Water Quality Standards and Guidance Values (NYS AWQS) shown in micrograms per liter (µg/l).

Bold denotes detection.
Gray Shading denotes detection exceeding relevant standard.

ND = Indicates NYS AWQS not derived.
-- = Indicates no NYS AWQS listed
< = Indicates compound detected below the laboratory method detection limit.
J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.
* Denotes Guidance Value used.
** Denotes that the principal organic contaminant (POC) for ground water of 5 µg/L applies to this substance.

NYS AWQS taken from June 1998 Memorandum, Part 1, Table 1 and April 2000 Addendum to June 1998 Division of Water Technical and Operational Guidance Series (TOGS) No. 1.1.1. The listed standards represent values for GA Water Class, Type H(WS).

Table 9
Detected Concentrations of Pesticides and PCBs in Ground Water

Former Vacuum Oil Company Refinery Area
 Flint and Exchange Street Area
 Rochester, New York
 NYSDEC Spill No. 0370583

		NYSDEC Spill No. 03/0583				
		Pesticides				PCBs
Well ID	Date Sampled	4,4'-DDD	Endosulfan-II	Endrin	Heptachlor Epoxide	Aroclor 1260
NYS Ambient Water Quality Standard		0.3	--	ND	0.03	0.09*
MW-027	07/09/08	<0.0076	<0.011	<0.011	<0.0074	<0.039
MW-034	07/09/08	0.022J	<0.013	<0.010	0.036J	0.13J
MW-041C	07/09/08	0.046J	0.039J	0.14	0.19	<0.032
MW-042B	07/09/08	<0.014	<0.014	<0.011	<0.0080	<0.032
MW-043	07/09/08	<0.0076	<0.011	<0.011	<0.0074	<0.039
MW-044C	07/09/08	<0.0076	<0.011	<0.011	<0.0074	<0.039
MW-045C	07/09/08	<0.018	<0.018	<0.014	<0.010	<0.039
MW-059	07/09/08	<0.0068	<0.0099	<0.010	<0.0066	<0.035
MW-060B	07/09/08	<0.016	<0.016	<0.012	<0.0089	<0.035
SB-004	07/08/08	<0.0068	<0.0099	<0.010	<0.0066	<0.035
SB-009	07/09/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-014	07/09/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-015A	07/09/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-016C	07/09/08	<0.0066	<0.0096	<0.0097	<0.0064	<0.034
SB-017A	07/09/08	<0.0064	<0.0094	<0.0095	<0.0063	<0.033
SB-019	07/10/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-020	07/09/08	<0.0076	<0.011	<0.011	<0.0074	<0.039
SB-023	07/10/08	<0.0066	<0.0097	<0.0098	<0.0065	<0.034
SB-046B	07/09/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-050	07/10/08	<0.0065	<0.0095	<0.0096	<0.0063	<0.034
SB-051B	07/10/08	<0.0066	<0.0096	<0.0097	<0.0064	<0.034
SB-052	07/09/08	<0.0064	<0.0094	<0.0095	<0.0063	<0.033
SB-064	07/08/08	<0.0061	<0.0090	<0.0091	<0.0060	<0.032
SB-068	07/08/08	<0.0076	<0.011	<0.011	<0.0074	<0.039
SB-069	07/08/08	<0.014	<0.014	<0.011	<0.0080	<0.032
SB-070	07/08/08	<0.0061	<0.0090	<0.0091	<0.0060	<0.032

Notes:

All results are reported in micrograms per liter (µg/l).

Bold denotes detection.

Gray Shading denotes detection exceeding relevant standard.

PCBs = Polychlorinated Biphenyls

ND = Indicates NYS AWQS not derived.

-- = Indicates no NYS AWQS listed

< = Indicates compound detected below the laboratory method detection limit.

J = Indicates compound detected at or below the laboratory reporting limit and at or above the laboratory method detection limit. Concentration is estimated.

* Applies to the sum of this substance.

New York State (NYS) Ambient Water Quality Standards and Guidance Values taken from June 1998 Memorandum, Part 1, Table 1 and April 2000 Addendum to June 1998 Division of Water Technical and Operational Guidance Series (TOGS) No. 1.1.1.1. The listed standards represent values for GA Water Class, Type H(WS).

Table 10
Detected Concentrations of Metals in Ground Water

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Well ID	Date Sampled	Antimony	Arsenic	Beryllium	Cadmium	Chromium	Copper	Lead	Mercury	Nickel	Selenium	Silver	Thallium	Zinc
<i>NYS Ambient Water Quality Standard</i>		3	25	3*	5	50	200	25	0.7	100	10	50	0.5*	2000*
MW-027	07/09/08	<3.3	<2.1	<0.40	<0.30	1.1B	<1.6	<1.8	<0.033	2.6B	38.3	<0.90	<4.9	4.6B
MW-034	07/09/08	<3.3	<2.1	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	1.2B	<4.7	<0.90	<4.9	11.7B
MW-041C	07/09/08	<3.3	<2.1	<0.40	<0.30	<0.70	1.7B	<1.8	0.036B	1.5B	5.8B	<0.90	<4.9	10.9B
MW-042B	07/09/08	<3.3	3.3B	<0.40	<0.30	<0.70	18.9B	2.5B	0.059B	4.7B	<4.7	<0.90	<4.9	35.4
MW-043	07/09/08	<3.3	2.2B	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	3.6B	<4.7	<0.90	<4.9	5.6B
MW-044C	07/09/08	<1.3	7.1B	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	0.70B	<2.0	<0.57	<0.88	15.0B
MW-045C	07/09/08	<1.3	5.4B	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	0.30B	<2.0	<0.57	<0.88	4.6B
MW-059	07/09/08	<3.3	<2.1	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	1.4B	<4.7	<0.90	<4.9	9.8B
MW-060B	07/09/08	<3.3	9.7B	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	2.6B	<4.7	<0.90	<4.9	28.3
SB-004	07/08/08	<3.3	<2.1	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	1.6B	<4.7	<0.90	<4.9	8.8B
SB-009	07/09/08	<1.3	1.4B	<0.18	<0.25	<0.72	2.7B	<1.8	<0.033	3.6B	<2.0	<0.57	1.7B	28.6
SB-014	07/09/08	1.3B	23.7	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	29.5B	6.3B	<0.57	4.5B	194
SB-015A	07/09/08	1.5B	2.7B	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	2.2B	2.6B	<0.57	<0.88	8.5B
SB-016C	07/09/08	<1.3	22.9	<0.18	<0.25	2.0B	4.1B	3.7B	<0.033	4.5B	<2.0	<0.57	<0.88	39.9
SB-017A	07/09/08	<1.3	51.8	0.90B	1.2B	25.6	34.1	123	0.17B	46.1	<2.0	<0.57	<0.88	229
SB-019	07/10/08	<1.3	<0.97	<0.18	<0.25	<0.72	<2.7	<1.8	0.037B	0.30B	<2.0	<0.57	<0.88	7.5B
SB-020	07/09/08	2.2B	53.8	<0.18	<0.25	<0.72	<2.7	<1.8	0.043B	2.4B	2.2B	<0.57	<0.88	11.5B
SB-023	07/10/08	<1.3	17	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	1.7B	<2.0	<0.57	2.6B	19.3B
SB-046B	07/09/08	1.3B	45	<0.18	0.40B	2.5B	4.2B	2.5B	<0.033	4.8B	<2.0	<0.57	<0.88	20.1
SB-050	07/10/08	<1.3	27.9	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	1.1B	<2.0	<0.57	<0.88	16.3B
SB-051B	07/10/08	<1.3	1.0B	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	0.50B	<2.0	<0.57	<0.88	4.2B
SB-052	07/09/08	<1.3	48.3	<0.18	<0.25	<0.72	<2.7	<1.8	<0.033	2.9B	3.9B	<0.57	1.2B	13.7B
SB-064	07/08/08	<3.3	<2.1	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	3.3B	<4.7	<0.90	<4.9	7.2B
SB-068	07/08/08	<3.3	<2.1	<0.40	<0.30	<0.70	<1.6	<1.8	<0.033	2.6B	<4.7	<0.90	<4.9	10.7B
SB-069	07/08/08	<3.3	4.4B	<0.40	0.32B	0.85B	<1.6	<1.8	<0.033	2.3B	<4.7	0.99B	<4.9	9.7B
SB-070	07/08/08	<3.3	2.6B	<0.40	<0.30	2.0B	<1.6	1.8B	0.15B	2.8B	<4.7	<0.90	<4.9	13.8B

Notes:

All results are reported in micrograms per liter (µg/l).

Bold denotes detection.

Gray Shading denotes detection exceeding relevant standards.

B = Indicates value detected at or above the laboratory method detection limit (MDL) and below the laboratory reporting limit

< = Indicates compound detected below the laboratory method detection limit.

* Denotes Guidance Value used.

New York State (NYS) Ambient Water Quality Standards and Guidance Values taken from June 1998 Memorandum, Part 1, Table 1 and April 2000 Addendum to June 1998 Division of Water Technical and Operational Guidance Series (TOGS) No. 1.1.1.1. The listed standards represent values for GA Water Class, Type H(WS).

Table 11
Summary of TPH Fingerprint Analysis in Ground Water

Former Vacuum Oil Company Refinery Area
Flint and Exchange Street Area
Rochester, New York
NYSDEC Spill No. 0370583

Well ID	Date Sampled	Diesel Fuel (C9-C22)	Fuel Oil #2 (C11-C22)	Fuel Oil #4 (C11-C24)	Fuel Oil #6 (C11-C26)	Gasoline (C4-C12)	Kerosene (C9-C18)	Mineral Spirits (C9-C12)	Turpentine (C9-C11)	Other Patterns
MW-034	07/09/08	--	--	--	--	TRACE	--	--	--	
MW-041C	07/09/08	--	--	--	--	--	--	--	--	
MW-043	07/09/08	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
MW-045C	07/09/08	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
MW-059	07/09/08	MATCH	--	--	--	MATCH	--	--	--	MOTOR OIL
MW-060B	07/09/08	MATCH	--	--	--	MATCH	--	--	--	
SB-014	07/09/08	--	--	--	--	MATCH	--	--	--	
SB-020	07/09/08	--	--	--	--	MATCH	--	--	--	
SB-023	07/10/08	--	--	--	--	MATCH	--	--	--	
SB-050	07/10/08	--	--	--	--	--	--	--	--	
SB-051B	07/10/08	--	--	--	--	--	--	--	--	

Notes:

-- Indicates no match to the specified petroleum compound chromatogram

TPH = Total Petroleum Hydrocarbons

Exhibit G

Abstracts & Deeds

General Information

Control No: 201003190466	Book: DEEDS
Book No: 10855	Page No: 225
Filing Date: 3/19/2010	Filing Time: 1:31 PM
Instrument Type: DEED OTHER	Status:
Transfer Amount: \$1.00	Mortgage Amount: \$0.00
Reference No:	Reference 2: TT0000011368
Comments:	Secured: NO
Instrument Date: 3/19/2010	
# of Pages: Image Not Available	

Grantor

DHD ADVENTURES NEW YORK LLC

Grantee

ONE FLINT ST LLC

Legal Description(s)

Town or City: ROCHESTER - 261400
Property Address: 5 FLINT STREET ROCHESTER

Tax Account: 121.77-1-10.001
Land Description:

Town or City: ROCHESTER - 261400
Property Address: 15 FLINT STREET ROCHESTER

Tax Account: 121.77-1-11
Land Description:

Close

QUITCLAIM DEED
THIS INDENTURE, made March 18, 2010

BETWEEN DHD VENTURES NEW YORK, LLC, a New York limited liability company having a mailing address of 620 Park Avenue, Suite 185, Rochester, NY 14607

party of the first part

ONE FLINT ST., LLC, a New York limited liability company having a mailing address of 620 Park Avenue, Suite 185, Rochester, NY 14607

party of the second part

WITNESSETH, that the party of the first part, in consideration of ten dollars paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, the successors and assigns of the party of the second part forever,

ALL THAT TRACT OR PARCEL OF LAND described on Schedule A attached to and made a part of this deed.

This conveyance is made and accepted subject to easements, covenants and restrictions of record affecting said premises, if any.

Being and hereby intending to convey the same premises conveyed to the party of the first part herein by deed dated April 10, 2008 and recorded April 30, 2008 in the Monroe County Clerk's Office in Liber 10609 of Deeds, at page 626.

Tax Account No.: 121.77-1-10.001
Property Address: 5 Flint Street, Rochester, NY 14608
Tax Mailing Address: 620 Park Avenue, Suite 185, Rochester, NY 14607

Also being and hereby intending to convey the same premises conveyed to the party of the first part herein by deed dated October 22, 2008 and recorded November 6, 2008 in the Monroe County Clerk's Office in Liber 10686 of Deeds, at page 243.

Tax Account Number: 121.77-1-11
Property Address: 15 Flint Street, Rochester, NY 14608
Tax Mailing Address: 620 Park Avenue, Suite 185, Rochester, NY 14607

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof;
TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises.

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, hereby covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

In the presence of:

DHD VENTURES NEW YORK, LLC

By:

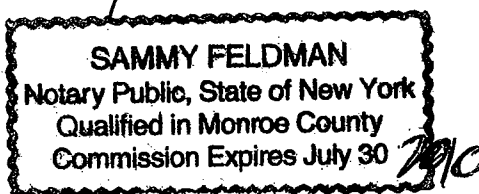
Thomas Masaschi,

L.S.

STATE OF NEW YORK, COUNTY OF MONROE) SS.:

On the 18 day of March, 2010, before me, the undersigned, a notary public in and for said State, personally appeared Thomas Masaschi, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual acted, executed the instrument.

Notary Public



SCHEDULE A

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows:

Beginning at the intersection of the westerly line of the right of way of the Erie Railroad and the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal); (1) thence in a general southerly direction along said westerly line of the right of way of the Erie Railroad, a distance of 1544.31 feet to the lands of the State of New York; (2) thence in a general southwesterly direction making an included angle of the northwest quadrant of $129^{\circ} 39' 21''$ with course (1) a distance of 505 feet along said State of New York line to a point in the easterly right of way line of the Pennsylvania Railroad; (3) thence northerly making an included angle in the northwest quadrant of $23^{\circ} 38' 11''$ with course (2) a distance of 62.50 feet to a point; (4) thence northerly making an interior angle of $183^{\circ} 16' 39''$ with course (3) a distance of 68.64 feet to a point; (5) thence making an interior angle of $183^{\circ} 01' 34''$ with course (4) a distance of 66.72 feet to a point; (6) thence making an interior angle of $182^{\circ} 52' 03''$ with course (5) a distance of 66.82 feet to a point; (7) thence making an interior angle of $183^{\circ} 27' 16''$ with course (6) a distance of 70.95 feet to a point; (8) thence making an interior angle of $183^{\circ} 38' 28''$ with course (7) a distance of 68.79 feet to a point; (9) thence making an interior angle of $180^{\circ} 35' 35''$ with course (8) a distance of 334 feet to a point; (10) thence making an interior angle of $179^{\circ} 01' 39''$ with course (9) a distance of 134.85 feet to a point; (11) thence making an interior angle of $181^{\circ} 02' 57''$ with course (10) a distance of 130.78 feet to a point; (12) thence making an interior angle of $179^{\circ} 57' 21''$ with course (11) a distance of 249.49 feet to a point; (13) thence making an interior angle of $179^{\circ} 32' 33''$ with course (12) a distance of 152.45 feet to a point; (14) thence making an interior angle of $181^{\circ} 15' 12''$ with course (13) a distance of 328.94 feet to a point; (15) thence making an interior angle of $177^{\circ} 13' 15''$ with course (14) a distance of 132.50 feet to a point; (16) thence making an interior angle of $182^{\circ} 27' 56''$ with course (15) a distance of 44.81 feet to the place of beginning, courses numbered (3) to (16) inclusive running along the easterly line of the right of way of the Western New York and Pennsylvania Railroad Company.

EXCEPTING from the above described premises a triangular parcel of land being Parcel No. 2 in deed dated December 31, 1935 from Socony-Vacuum Oil Company to Rochester Distilling Company, Inc. bounded and described as follows: On the east by the westerly line of the right of way of the Erie Railroad 126 feet, more or less; on the west by the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal) 124 feet, more or less; on the south by a line drawn parallel to and 100 feet northerly from the northerly line of Flint Street.

EXCEPTING also that parcel of land conveyed to Frank J. Goodwin by deed dated November 3, 1961, and recorded on the same day in Monroe County Clerk's Office in Liber 3371 of Deeds at page 30.

EXCEPTING therefrom parcel of land conveyed by the party of the first part to the City of Rochester, by deed recorded in the Monroe County Clerk's Office in Liber 9821 of Deeds at Page 657 on the 29th day of July, 2003.

Property: 5 Flint Street, Rochester, NY

SCHEDULE "A" (Continued)

Property: 15 Flint Street, Rochester, NY

ALSO, ALL THAT CERTAIN PARCEL OF LAND SITUATE IN THE CITY OF ROCHESTER, COUNTY OF MONROE AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EASTERLY LINE OF EXCHANGE STREET (FORMERLY MANSION STREET) AND THE SOUTHERLY LINE OF FLINT STREET; (1) THENCE EASTERLY ALONG SAID SOUTHERLY LINE OF FLINT STREET A DISTANCE OF FOUR HUNDRED THIRTY-FIVE AND SIXTY-SIX HUNDREDTHS (435.66) FEET TO THE LANDS LEASED TO THE PENNSYLVANIA RAILROAD COMPANY (FORMERLY GENESEE VALLEY CANAL); (2) THENCE SOUTHERLY MAKING AN INCLUDED ANGLE IN THE SOUTHWEST QUADRANT OF NINETY-SIX (96) DEGREES THIRTY-FIVE (35) MINUTES SIX (06) SECONDS WITH SAID SOUTHERLY LINE OF FLINT STREET A DISTANCE OF TWO HUNDRED FOURTEEN AND FIVE HUNDREDTHS (214.05) FEET TO A POINT; (3) THENCE SOUTHERLY MAKING AN INTERIOR ANGLE OF ONE HUNDRED SEVENTY-NINE (179) DEGREES THREE (03) MINUTES THIRTY-TWO (32) SECONDS WITH COURSE (2) A DISTANCE OF ONE HUNDRED FIFTY-TWO AND FORTY-SEVEN HUNDREDTHS (152.47) FEET TO A POINT; (4) THENCE MAKING AN INTERIOR ANGLE OF ONE HUNDRED EIGHTY-ONE (181) DEGREES FIFTY-SEVEN (57) MINUTES, THIRTY-SEVEN (37) SECONDS WITH COURSE (3) A DISTANCE OF TWO HUNDRED FORTY-NINE AND FIFTY-ONE HUNDREDTHS (249.51) FEET TO A POINT; (5) THENCE MAKING AN INTERIOR ANGLE OF ONE HUNDRED SEVENTY-EIGHT (178) DEGREES FORTY-EIGHT (48) MINUTES, SIXTEEN (16) SECONDS WITH COURSE (4) A DISTANCE OF ONE HUNDRED THIRTY AND SEVENTY-EIGHT HUNDREDTHS (130.78) FEET TO A POINT; (6) THENCE MAKING AN INTERIOR ANGLE OF ONE HUNDRED SEVENTY-NINE (179) DEGREES FORTY-EIGHT (48) MINUTES TWO (02) SECONDS WITH COURSE (5) A DISTANCE OF ONE HUNDRED THIRTY-FOUR AND EIGHTY-ONE HUNDREDTHS (134.81) FEET TO A POINT; (7) THENCE MAKING AN INTERIOR ANGLE OF ONE HUNDRED EIGHTY (180) DEGREES, SEVEN (07) MINUTES TWENTY-TWO (22) SECONDS WITH COURSE (6) A DISTANCE OF ONE HUNDRED TWENTY AND SIXTY-ONE HUNDREDTHS (120.61) FEET TO A POINT; (8) THENCE WESTERLY MAKING AN INCLUDED ANGLE IN THE NORTHWEST QUADRANT OF EIGHTY-TWO (82) DEGREES, EIGHT (8) MINUTES, TWENTY (20) SECONDS WITH COURSE (7) A DISTANCE OF ONE HUNDRED FIFTEEN AND SEVENTY-EIGHT HUNDREDTHS (115.78) FEET TO A POINT; (9) THENCE NORTHERLY MAKING AN INCLUDED ANGLE IN THE NORTHEAST QUADRANT OF NINETY-ONE DEGREES, FOURTEEN (14) MINUTES, TWENTY-FIVE (25) SECONDS WITH COURSE (8) A DISTANCE OF TWO HUNDRED NINETY AND TWENTY-FOUR HUNDREDTHS (290.24) FEET TO A POINT; (10) THENCE MAKING AN INCLUDED ANGLE IN THE SOUTHWEST QUADRANT OF EIGHTY-NINE (89) DEGREES, FORTY-TWO (42) MINUTES, FORTY (40) SECONDS WITH COURSE (9) A DISTANCE OF TWO HUNDRED SEVENTY-FIVE (275) FEET MORE OR LESS TO A POINT IN THE SOUTHEASTERLY LINE OF LANDS NOW OR FORMERLY OF WALTER REGAN AND MARY HELEN REGAN, HIS WIFE, DESCRIBED IN A DEED FROM SOCONY-VACUUM OIL COMPANY, INCORPORATED, DATED SEPT. 8, 1936; (11) THENCE NORTHERLY MAKING AN INCLUDED ANGLE IN THE NORTHEAST QUADRANT OF EIGHTY-NINE (89) DEGREES, FORTY-TWO (42) MINUTES, FORTY (40) SECONDS WITH COURSE (10) AND PARTLY ALONG OTHER LANDS NOW OR FORMERLY OF WALTER REGAN AND MARY HELEN REGAN, HIS WIFE, AND NOW OR FORMERLY OF WILLIAM J. SEXTONE AND ELIZABETH J. SEXTONE, HIS WIFE, FIVE HUNDRED FORTY-THREE AND TWENTY-ONE HUNDREDTHS (543.21) FEET TO A POINT; (12) THENCE WESTERLY MAKING AN INCLUDED ANGLE IN THE SOUTHWEST QUADRANT OF EIGHTY-NINE (89) DEGREES, FORTY-TWO (42) MINUTES, FORTY (40) SECONDS WITH COURSE (11) A DISTANCE OF ONE HUNDRED SIXTY-FIVE (165) FEET TO THE EASTERLY LINE OF EXCHANGE STREET; (13) THENCE NORTHERLY ALONG SAID EASTERLY LINE OF EXCHANGE STREET MAKING AN INCLUDED ANGLE IN THE NORTHEAST QUADRANT OF EIGHTY-NINE (89) DEGREES, FORTY-TWO (42) MINUTES FORTY (40) SECONDS WITH COURSE (12) A DISTANCE OF ONE HUNDRED FIFTY-NINE (159) FEET TO THE POINT OR PLACE OF BEGINNING; COURSES NUMBERED (2) TO (7) INCLUSIVE RUNNING ALONG THE WESTERLY RIGHT OF WAY OF THE WESTERN NEW YORK AND PENNSYLVANIA RAILROAD COMPANY.

EXCEPTING THEREFROM ALL THOSE THREE CERTAIN TRACTS OR PARCELS OF LAND, SITUATE IN THE CITY OF ROCHESTER, COUNTY OF MONROE AND STATE OF NEW YORK, DESCRIBED AS FOLLOWS:

PARCEL I:

SCHEDULE A (Continued)

Property: 15 Flint Street, Rochester, NY

BEGINNING AT THE SOUTHEASTERLY CORNER OF LOT 42 OF THEODORE J. ANDREWS SUBDIVISION, A MAP OF WHICH IS FILED IN THE MONROE COUNTY CLERK'S OFFICE IN LIBER 16 OF MAPS, AT PAGE 19; (1) THENCE SOUTHEASTERLY ABOUT FIVE AND EIGHT-TENTHS (5.8) FEET TO THE LANDS LEASED TO THE PENNSYLVANIA RAILROAD; (2) THENCE NORTHEASTERLY ALONG THE LANDS LEASED TO THE PENNSYLVANIA RAILROAD ABOUT ONE HUNDRED SEVENTY-TWO AND FOUR-TENTHS (172.4) FEET TO THE SOUTHERLY LINE OF RIVERVIEW PLACE (FORMERLY ANDREWS PARK); (3) THENCE NORTHWESTERLY ALONG THE SOUTHERLY LINE OF RIVERVIEW PLACE ABOUT SIX (6) FEET TO THE NORTHEAST CORNER OF LOT 19 OF THE SAID THEODORE ANDREWS SUBDIVISION; (4) THENCE SOUTHWESTERLY ALONG SOUTHEASTERLY LINES OF LOTS 19 AND 42 ABOUT ONE HUNDRED SEVENTY-TWO AND ONE-TENTH (172.1) FEET TO THE PLACE OF BEGINNING.

PARCEL II:

BEGINNING AT THE NORTHEAST CORNER OF LOT 18 OF THE THEODORE J. ANDREWS SUBDIVISION, A MAP OF WHICH IS FILED IN THE MONROE COUNTY CLERKS OFFICE IN LIBER 16 OF MAPS, AT PAGE 19; (1) THENCE SOUTHEASTERLY ABOUT SIX AND THREE TENTHS (6.3) FEET TO THE LANDS LEASED TO THE PENNSYLVANIA RAILROAD; (2) THENCE SOUTHWESTERLY ALONG SAID LANDS LEASED TO THE PENNSYLVANIA RAILROAD ABOUT EIGHT AND FOUR TENTHS (80.4) FEET TO THE NORTHERLY LINE OF RIVERVIEW PLACE (FORMERLY ANDREWS PARK); (3) THENCE NORTHWESTERLY ALONG SAID NORTHERLY LINE OF RIVERVIEW PLACE ABOUT SIX (6) FEET TO THE SOUTHWEST CORNER OF SAID LOT 18; (4) THENCE NORTHEASTERLY ALONG SAID EASTERLY LINE OF LOT 18 ABOUT EIGHTY AND FOUR TENTHS (80.4) FEET TO THE PLACE OF BEGINNING.

PARCEL III:

BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTHWEST LINE OF FLINT STREET AND THE SOUTHEAST LINE OF EXCHANGE STREET (1) THENCE SOUTHWESTERLY ALONG SAID LINE OF EXCHANGE STREET A DISTANCE OF 159.00 FEET TO A POINT; (2) THENCE SOUTHEASTERLY MAKING AN INTERIOR ANGLE OF 89° 42' 40" WITH COURSE (1) A DISTANCE OF 213.00 FEET TO A POINT, SAID COURSE BEING ALSO PARALLEL WITH THE SOUTHWEST LINE OF FLINT STREET; THENCE (3) NORTHEASTERLY PARALLEL WITH THE SOUTHEAST LINE OF EXCHANGE STREET A DISTANCE OF 159.00 FEET TO A POINT IN THE SOUTHWEST LINE OF FLINT STREET; THENCE (4) NORTHWESTERLY ALONG SAID LINE OF FLINT STREET A DISTANCE OF 213.00 FEET TO THE PLACE OF BEGINNING.

TOGETHER WITH A PERMANENT EASEMENT AND RIGHT OF WAY FOR INGRESS AND EGRESS ONLY OVER SOUTHEASTERLY 15 FEET OF LAND OF THE ABOVE DESCRIBED PROPERTY WHICH IS TO BE USED IN COMMON WITH THE OWNERS OF THE PROPERTY ABOVE DESCRIBED. SAID RIGHT OF WAY NOT TO BE USED FOR PARKING AND NOT TO BE UNREASONABLY BLOCKED AT ANY TIME .

FILE #:	226002	PROPERTY ADDRESS:	#5 FLINT STREET
TOWN/CITY:	ROCHESTER	COUNTY:	MONROE



PUBLIC ABSTRACT®

C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

There **IS** a Difference.

SINCE 1969

BUFFALO • CANANDAIGUA • LOCKPORT • LYONS • OSWEGO • ROCHESTER • SYRACUSE

PUBLIC ABSTRACT CORPORATION
16 West Main Street, Rochester NY 14614

FILE NO.: 2050-226002

TAX ACCT. NO.: 121.77-1-10.001

DIST.	LOT NO.	TRACT OR SUBDIVISION	SIDE OF ST.	NAME OF STREET	FRONT	DEPTH	ACRES	SCHOOL DISTRICT
19	Pts 244 to 249	Rapids Tr	-	5 Flint Street	50	694	-	261400

ASSESSED TO: One Flint Street Assoc.
 ASSESSED VALUE: \$94,000.00

PUBLIC ABSTRACT CORPORATION, A CORPORATION DULY INCORPORATED UNDER THE LAWS OF THE STATE OF NEW YORK, FOR THE VALUABLE CONSIDERATION TO IT PAID, HEREBY CERTIFIES TO THE RECORD OWNERS OF AN INTEREST IN OR SPECIFIC LIEN UPON THE PREMISES ABOVE DESCRIBED, THAT THERE ARE NOT CITY OR COUNTY TAXES OR TAX SALES, LOCAL ASSESSMENTS, WATER RENTS OR METER CHARGE, OR CHARGES FOR SIDEWALK CLEANING OR REPAIRS NOW A LIEN AGAINST THE REAL ESTATE DESCRIBED ON THE TAX ROLLS AS ABOVE, NOW PAYABLE, EXCEPT AS FOLLOWS:

DESCRIPTION OF TAX OR ASSESSMENT	AMOUNT	REMARKS
----------------------------------	--------	---------

NO SEARCH INCLUDED FOR MONROE COUNTY AND ROCHESTER PURE WATER DISTRICTS. **NOTE:** THERE MAY BE POSSIBLE CHARGES DUE OR TO BECOME DUE THE CITY UNDER PROVISIONS OF THE CITY CHARTER AND CODE. THIS SEARCH, HOWEVER, DOES NOT COVER BUILDING CODE OR SUCH OTHER CHARGES OF ITEMS. PURSUANT TO NEW YORK REAL PROPERTY TAX LAW SECTIONS 302 AND 520, THE REAL ESTATE TAX LIABILITY MAY BE AFFECTED UPON TRANSFER OF TITLE, IF PREMISES HAVE A PARTIAL OR FULL EXEMPTION.

2007-2008 General City & School Taxes:	1st installment	\$1,026.57	Paid
	2nd installment	\$1,022.00	Paid
	3rd installment	\$1,022.00	Paid
	4th installment	\$1,022.00	Unpaid

Prior General City & School Taxes: **Paid**

2008 County Taxes:	\$343.32	Unpaid
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Prior County Taxes: **Paid**

Water Due: February 15, 2008	\$160.29
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Last Reading of Water Meter: January 17, 2008

Plus interest, if any.

Property Class Code: **710**Dated: **March 3, 2008**

Public Abstract Corporation

By: Mark D. Harvey
 President

PUBLIC ABSTRACT®
 C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

PUBLIC ABSTRACT CORPORATION

Suite L-14 Main Floor

EXECUTIVE OFFICE BUILDING

36 West Main Street, Rochester, New York 14614

A Corporation duly incorporated under the Laws of the State of New York, for a valuable consideration to it paid, does hereby certify, that upon examination of the INDEXES TO BANKRUPTCY PROCEEDINGS and to ORDERS APPOINTING RECEIVERS in the Office of the Clerk of the United States District Court for the Western District of New York against the following names, for the respective periods of time as listed below, and for six months prior and subsequent to each such period, and finds nothing except as set out herein.

NAME	FROM	TO
Jacob Ark, as executor and trustee	6/13/1961	12/4/1973
George M. Clancy, Jr.	12/4/1973	1/8/1980

In Witness Whereof PUBLIC ABSTRACT CORPORATION has caused

these presents to be signed by its duly authorized officer this 8th day of January

19 80 at 8:59 A.M.

Re: Exchange St.

Owner: Clancy

No. 26531

PUBLIC ABSTRACT CORPORATION

By

Donald N. Antonini

Authorized Officer

Continued and certified against names of George M. Clancy, Jr. with nothing added.

and re-dated January 23, 19 80, at 9:55 A.M.

Donald N. Antonini

Authorized Officer

Continued and certified against the following:

NAME

FROM

TO

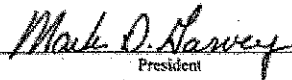
One Flint Street Associates

January 1, 1988

February 26, 2008

and redated **26th of February, 2008 at 8:59 A.M.**

PUBLIC ABSTRACT CORPORATION



President

Authorized Officer

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

Continued and certified against the following:

NAME	FROM	TO
One Flint Street Associates	February 26, 2008	April 30, 2008

and redated 30th of April, 2008 at 4:05 P.M.

PUBLIC ABSTRACT CORPORATION

Mark D. Hawery

Authorized Officer

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

A B S T R A C T T I T L E
DIVISION OF
THE TITLE GUARANTEE COMPANY

33 Exchange Street, Rochester 14, N. Y.
TITLE INSURANCE • TAX AND TITLE SEARCHES

A Corporation duly incorporated under the Laws of the State of New York, for a valuable consideration to it paid, does hereby certify, that upon examination of the INDEXES TO BANKRUPTCY PROCEEDINGS and to ORDERS APPOINTING RECEIVERS in the Office of the Clerk of the United States District Court for the Western District of New York against the following names, for the respective periods of time as listed below, and for six months prior and subsequent to each such period, and finds nothing except as set out herein.

NAME	FROM	TO
Rochester Scrap Bailing Corp.	1/1/1941	4/3/1941
Herman H. Schwartz	2/20/1941	11/15/1943
Philip M. Liebschutz	2/20/1941	11/15/1943
George M. Clancy Carting Co., Inc.	11/1/1943	11/10/1944
George M. Clancy	11/1/1944	8/1/1960
Jacob Ark, as Executor	8/12/1960	6/13/1961
*****	*****	*****

In Witness Whereof **THE TITLE GUARANTEE COMPANY** has caused

these presents to be signed by its duly authorized officer this 13th day of June

19 61 at 8:59A M.

Re: Bet. Erie R.R. & Penn. R. R.
Owner: George M. Clancy Est.

A B S T R A C T T I T L E
DIVISION OF
THE TITLE GUARANTEE COMPANY

No. 8580 ⁴

By _____

S. M. Dyle
Authorized Officer

in Monroe County Clerk's Office, bounded as follows: BEGINNING
at the southwest corner of lot 242 of the said Rapids Tract
sold to Chas. Frost and now owned and occupied by Richard and
James Peart and running thence along the east bank of the Canal
south 31 1/2° west 5 chains and 70 links; thence south 43 1/2°

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west 29 chains; thence south $49\frac{1}{2}^{\circ}$ west 1 chain; thence south $51\frac{1}{4}^{\circ}$ west 2 chains; thence south $57\frac{1}{2}^{\circ}$ west 1 chain; thence south $61\frac{1}{2}^{\circ}$ west, 3 chains; thence south 69° west 2 chains; thence south 74° west 1 chain 18 links to the northeast corner of parcel sold to Epaphras Wolcott, being a part of the same tract; thence south 10° east along the east line of the same 37 links to a stone on the bank of the river; thence down the river south $85\frac{1}{2}^{\circ}$ east, 3 chains 20 links; thence south 86° east 4 chains; thence north $82\frac{3}{4}^{\circ}$ east 2 chains 20 links; thence north $68\frac{1}{2}^{\circ}$ east 6 chains 40 links; thence north 59° east 2 chains; thence north $52\frac{3}{4}^{\circ}$ east, 2 chains; thence north $42\frac{3}{4}^{\circ}$ east, 2 chains; thence north 30° east, 2 chains; thence north $24\frac{1}{4}^{\circ}$ east, 4 chains; thence north 18° east 1 chain and 40 links; thence north $24\frac{1}{2}^{\circ}$ east 7 chains; thence north $31\frac{1}{2}^{\circ}$ east 1 chain 50 links; thence north $22\frac{1}{4}^{\circ}$ east, 4 chains thence north $28\frac{1}{4}^{\circ}$ east, 4 chains 50 links; thence north $33\frac{1}{4}^{\circ}$ east 1 chain 40 links; thence north $21\frac{3}{4}^{\circ}$ east 2 chains 10 links to the southeast corner of lot 242 as above; thence north $66^{\circ} 15'$ west 26 links to the place of beginning, as surveyed by James Sperry, containing 18 $\frac{61}{100}$ acres, be the same more or less.

Together with any rights first parties may have to bed of River opposite said premises above described and extending from low water mark to the center of said river.

Warranty is solely by James S. Wadsworth and excepts certain taxes and excepts any warranty of title to bed of river.

2.

Isaac Hills
Whitney W. Hills
Simeon P. Alcott
Ebenezer Watts
Patrick Sexton
William H. Ward
as to the west 1/3 of lot
26 Caledonia Plat
Patrick Kearney
Hiram Allen
William Buell as to
199 Cornhill only, but
I will release only 1/2
of Lot 199
Charles S. Buell
Timothy Wheeler
Daniel N. Hoyt

- To -

State of New York

Explanatory
Quit Claim Deed

Dated November 1, 1836
Witnessed January 19, 1837
Rec. January 23, 1837

Liber 37 of Deeds, page 491

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Release and Quit Claim to second party, so much
of our several lands lying in the City of Rochester or Town of
Gates as may be required for the bed towing path and necessary
embankments of the Genesee Valley Canal in its original direct-
ion and at its first construction along one of the following
lines of route between the following point, commencing at or
near the Genesee River at a point on or near land of James
Wadsworth Esq. thence northerly along such line as the state
may select to some point west of N. Trowbridge Street near
Butters Basin on the Erie Canal or along a line running north-
erly from said point of commencement to some point west of High
Street near the intersection of Screw Dock outlet with the Erie
Canal or at said intersection to be used for the purpose of
said purpose of said Genesee Valley Canal in as full and ample
a manner as may be required for the same.

Always, provided and the above grant is upon the
express condition that the same shall be held as null and void
in case said above mentioned line of said Canal between the
above specified points be not excavated and navigated within
4 years from the day of the date hereof.

Note: In Liber "F" Cornell maps, page 92 (Abstract

Title Division of the Title Guarantee Company) are Field notes of Genesee Valley Canal. No map of the Canal seems to have been filed by the State in Clerk's Office, but there is one in the office of the Abstract Title Division of the Title Guarantee Company.

3.

Masterton Ure and John Gordon by their Attorney Joseph Fellows by virtue of a Power of Attorney bearing date August 17, 1830, of first part and James S. Wadsworth of the second part

Explanatory
Warranty Deed

Dated December 14, 1846
Ack. December 15, 1846
Rec. January 14, 1847

Liber 73 of Deeds, page 206

ABSTRACT

TITLE

DIVISION

THE

TITLE

GUARANTEE

COMPANY

- To -

Epaphras Wolcott

Conveys land situate in the City of Rochester, formerly town of Gates, known and distinguished as part of the Rapids Tract, so-called, bounded and described as follows:

* Beginning at a stake on the west bank of the Genesee River in the East line of Lot #47 in the Town of Gates aforesaid and at the termination of the new feeder dam the west angle of the entrance into the guard lock on the east side of the River bearing north 82° 20' east; running thence 8° east along the west bank of the River 2 chains 60 links; thence north 17° 45' east, 1 chain 84 links; thence north 32°, 15' east, 5 chains, 65 links; thence north 50° east 6 chains, 80 links; thence north 66° 30' east 4 chains; thence north 80° east 2 chains, 55 links to a point opposite to the southeast corner of the south abutment of the Bridge across the Genesee Valley Canal, said southeast corner bearing north 14° west east 1 chain 53 links, 10 chains, 70 links to the tow path of said canal at the east end of the upper lock; thence north 89° 30' east 12 chains; thence north 87° east, 5 chains 7 links to the termination of the walled bank of the tow path; thence south 82° east along

the bank of the river 3 chains 52 links to a stake or stones; thence north 23° 30' west, 1 chain, 70 links to a post in the external line of the tow path of said canal, including all the land between the above line and the side of the road where it adjoins the road and between the above line and the canal where it adjoins the canal, containing 90/100 acres surveyed by James Sperry, more or less.

Also the land lying between said line and the center of the road from the place of beginning, to the bridge across the canal.

And also the bed of the Genesee River to the center thereof opposite to the premises above described.

Excepting nevertheless and always limiting the covenant and warranty hereinafter mentioned to extend no further than low water mark on the Genesee River and no construction shall be given to said covenant to include the bed of said river.

4.

Abram Karnes and wife
Martha J. Karnes

- To -

Rochester and Genesee
Valley Railroad Company

Explanatory
Warranty Deed

Dated August 5, 1853
Ack. August 5, 1853
Rec. August 6, 1853

Liber 109 of Deeds, page 491

Conveys all the land and real estate comprised and included with and bounded by the two outward lines of the railroad constructed or to be constructed by the said second party between Portage and the City of Rochester, commencing at the intersection of the line of location of the Rochester & Genesee Valley R. R. with the division line between the lands of said Karnes and those of A. F. & G. P. Wolcott, which division line is also the center of the Genesee River; thence along said line of location on a course of north 34° east for a distance of 161.69 rods to the division line between the lands of said Karnes and those of R. & J. Peart, together with

a width of 6 rods, to wit: 2 3/4 rods on the easterly and 3 1/4 rods on the westerly side of said line of location and parallel thereto for the whole running length thereof, containing an area of 6 acres and 10 rods of land according to a plan on the margin hereof, excepting so much of said premises as may be owned or claimed by the State of New York for Canal purposes.

It being understood that said Company is to construct one crossing under the grade of said road between the north abutment of their bridge and the Genesee River at least 15 feet wide in the clear and one crossing over the grade of the Railroad to be located wherever the center line of Flint Street produced intersects said railroad.

This conveyance is made with the understanding that the premises so conveyed are for railroad purposes, and if they should cease to be used for such purposes the same shall revert to said Karnes, his heirs or assigns.

5.

Abram Karnes and
Martha J. Karnes, his wife

- To -

Asa Sprague

Warranty Deed

Dated December 30, 1856

Ack. July 10, 1857

Rec. July 17, 1857

Liber 139 of Deeds, page 422

Conveys, with other property, land in the Town of Gates, known and distinguished as part of the Rapids Tract in the City of Rochester, being subdivision of part of lots 12, 24 and 36 in the 4000 Acre Tract as surveyed by Jas. Sperry, and recorded in Monroe County Clerk's Office, bounded as follows: Commencing at a point on the west bank of the Genesee River in the westerly line of the Rochester and Genesee Valley R. R. Company's lands where the Railroad leading from Rochester to Avon crosses said river; running thence northerly along west line of said Railroad Company's land (as same were conveyed to them by said A. Karnes and wife) to a point where said line

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intersects with the east bank of the Genesee Valley Canal; thence southerly and westerly along the east bank of said Canal to the northeast corner of lands in same tract heretofore sold to Epaphras Wolcott; thence south 10° east along the east line of the same about 37 links to the bank of the Genesee River; thence down and along the west bank of the said River to the place of beginning, supposed to contain 8 1/2 acres more or less.

Together with any right first parties may have to bed of the river opposite said premises above described and extending from low water mark to the center of said river, said last described land being part of premises conveyed to said Karnes by deed from Masterton Ure and others, July 1, 1853, recorded in Liber 109 of Deeds at page 481, and being and intended to be all of the lands described in that deed, which lies between the Genesee Valley Canal and the Railroad leading from Rochester to Avon.

6.

Surrogate's Court
Monroe County

In the Matter

- Of -

Asa Sprague, late of
City of Rochester,
died July 8, 1868

W I L L

Dated April 23, 1868
Prob. August 29, 1868
Rec. September 16, 1868

Liber 222 of Deeds, page 391

1 - 18 Makes dispositions of personal property by various bequests and annuities and provides sums for the education and maintenance of certain of his grandchildren.

19th: I give all the rest and residue of my estate real and personal of every name and nature whatsoever to my said son Joseph B. Sprague and my said daughter Maria L. Ashley equally to be divided between them share and share alike.

20th: I hereby will and direct that my Executor or Executors take the possession, charge and management of all

my property real as well as personal, and I give to him or them full power and authority in his or their discretion at any time to lease, sell and convey any and all lands and real property of which I may die seized or to which I may be entitled at the time of my decease at public or private sale for such price and on such terms of payment as he or they shall deem for the benefit of my Estate and of the persons interested therein.

And I hereby authorize and empower my Executor or Executors to compromise all claims, due to my estate and to settle in their discretion all disputes and controversies if any shall arise touching such Estate whenever and upon such terms as he or they shall think it for the interest of those concerned in the estate to make such compromise or settlement, and I also authorize and empower said Executor or Executors in his or their discretion to call in outstanding claims and to invest and reinvest as occasion may require the income and assets of the estate not only in government bonds and in bonds and mortgages but also in the stock or bonds of private or municipal corporations, whenever in his or their judgment such investments shall be safe and judicious.

And I further will and direct that my Executor or Executors be held responsible only for the exercise of good faith and reasonable care in the discharge of trusts hereby reposed in him or them and that he or they shall not be held responsible for any losses which may occur to the estate in the discharge of those duties in the absence of fraud or gross negligence on his or their part.

Lastly: I appoint George R. Clark of Rochester, Executor and I appoint Lewis S. Ashley of New York City (my son-in-law) and Joseph B. Sprague of Urbana, Ohio (my son) successors to said George R. Clark as Executors of this Will in case the latter shall die or become unable to act as such

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Executor.

And I direct that such Executor or Executors shall not be required to give bail or security for the discharge of his or their duties as such and that he or they acting as such Executor or Executors may retain for his or their services in the care and management of the estate so much as they may consider full compensation to them or either of them without regard to the compensation fixed by law for such services.

Petition dated August 11, 1868 shows that Testator left no widow and as his only heirs and next of kin Joseph B. Sprague, son, age 41 years, of Urbana, Ohio and Maria L. Ashley, daughter, aged 38 years, wife of L. S. Ashley, of New York City.

Letters Testamentary were issued to George R. Clark August 29, 1868.

Letters of Administration with Will annexed to Hobart F. Atkinson, August 3, 1874, recites that George R. Clark to whom Letters Testamentary were given has died and the other Executors named in said Will have renounced.

Final decree of Judicial Settlement granted May 9, 1887 shows a balance of \$5,652.08 and directs distribution of the same between the representatives of the residuary legatees.

7.

George R. Clark, as
Executor of the Will
and Testament of
Asa Sprague, deceased,
of the City of Rochester

Quit Claim Deed

Dated June 30, 1869
Ack. June 30, 1869
Rec. July 9, 1869

- To -

Liber 230 of Deeds, page 257

Henry S. Redfield

Conveys same as #5.

8.

Henry S. Redfield and
Sarah H. Redfield, his wife

- To -

George B. Smith
Henry B. Smith
Henry C. Roberts and
Harvey P. Langworthy

Warranty Deed

Dated January 31, 1870
Ack. January 31, 1870
Rec. February 1, 1870

Liber 234 of Deeds, page 121

Conveys same as #5.

Warranty only so far as acts of first parties
affect the title to said lands.

9.

Henry S. Redfield and
Sarah H. Redfield, his
wife

- And -

George B. Smith
Henry B. Smith
Henry C. Roberts
Harvey P. Langworthy

Agreement

Dated January 31, 1870
Ack. February 1, 1870
Rec. February 1, 1870

Liber 233 of Deeds, page 434

Recites, that first parties by deed bearing even
date herewith conveyed to second parties a certain tract of
land situate in the City of Rochester, known as the Genesee
Valley Railroad Bridge, particularly described in said Deed.

That there is a claim against the State of New
York for damages to said land and for appropriating a portion
of the same to the use of the State.

Now, therefore in consideration of the premises
and of \$1.00 to us paid, we hereby sell and convey to second
parties all our and each of our claims against the State for
the damages and appropriation aforesaid.

10.

Harvey Langworthy and
Sarah S. Langworthy, his
wife

- To -

George B. Smith

Warranty Deed

Dated November 5, 1873
Ack. November 5, 1873
Rec. March 21, 1874

Liber 272 of Deeds, page 387

Conveys same as #5.

Warranty by thru or under the said first parties.

11.

George B. Smith and
Caroline A. Smith, his
wife

- To -

Sarah S. Langworthy

Conveys an undivided 1/4 in same as #5.

Recites deed at #10.

Warranty Deed

Dated March 20, 1874

Ack. March 21, 1874

Rec. March 27, 1874

Liber 272 of Deeds, page 437

12.

George B. Smith Estate,
Henry C. Roberts
Henry B. Smith and
Harvey P. Langworthy

- To -

State of New York

Award of damages caused by the Erie Canal enlargement.

The annexed map is hereby made a part of this award.

It shows the location of the premises and the extent of the
temporary and permanent appropriation. (Maps, 2-270).

Damages \$300.00.

Appraisers: Verius W. Smith, Thad C. Davis and

Charles G. Myers.

Award

Dated September 17, 1874

Rec. February 26, 1875

Liber 380 of Deeds, page 434

13.

George B. Smith and
Caroline A. Smith, his
wife, Henry C. Roberts
and Julia E. Roberts, his
wife, Henry B. Smith and
Frances A. Smith, his wife
Sarah Langworthy and
Henry O. Langworthy, her
husband

- To -

Hiram B. Everest

Conveys land situate in the City of Rochester,
being in the Rapids Tract, and being a subdivision of part of
Lots 12, 24 and 36 in the 4000 Acre Tract; bounded and described
as follows: Beginning at a point on the west bank of the Genesee
River in the westerly line of the River and Genesee Valley
Railroad Company's land where the Railroad leading from Rochester

Warranty Deed

Dated December 21, 1877

Ack. December 22, 1877

Rec. December 24, 1877 at 3:45 PM

Liber 307 of Deeds, page 453

ABSTRACT
TITLE
DIVISION
THE
TITLE
GUARANTEE
COMPANY

2008-0058

ABSTRACT
TITLE
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THE
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GUARANTEE
COMPANY

to Avon crosses the said River; running thence northerly along the west line of the said railroad company's land (as the same was conveyed to said Company by Abram Karnes) to a point where the said line intersects with the east bank of the Genesee Valley Canal; thence southerly and westerly along the east bank of the said Canal to the northeast corner of lands in the same tract heretofore sold to E. Wolcott; thence south 10° east along the east line of the same about 37 links to the bank of the Genesee River; thence down and along the west bank of the Genesee River to the place of beginning.

Together with any right the first parties have to the bed of the Genesee River opposite said premises and extending therefrom (being low water mark) to the center of said River.

Subject to any and all vested rights of the State of New York in and to the land appropriated for Canal purposes, being 2.14 acres as appears by reference to the award dated September 17, 1874 and recorded in Liber 280 of Deeds at page 434, being in all including said Canal lands 8 1/2 acres of land.

14.

Hiram B. Everest and
Mercy E. Everest, his wife

- To -

The Vacuum Oil Company

Quit Claim Deed

Dated January 24, 1878
Ack. January 24, 1878
Rec. January 25, 1878 at 9:00AM

Liber 306 of Deeds, page 335

Conveys same as #13.

15.

Vacuum Oil Company

Easement

- To -

City of Rochester

Dated September 29, 1894
Ack. September 29, 1894
Rec. October 8, 1894 at 12:33 PM

Liber 546 of Deeds, page 244

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A perpetual easement in and to all that parcel situate in the City of Rochester, heretofore described for the use of the City of Rochester for the purpose of laying, constructing, operating and maintaining a 36 inch distributing main for conveying water under and through the said parcel which is described as follows: A parcel situate between the tracks of the New York, Lake Erie and Western Railroad Company and the Western New York and Pennsylvania Railroad Company near Flint Street in the City of Rochester, beginning at a point in the division line between lands of the New York, Lake Erie and Western Railroad Company on the east and the Vacuum Oil Company on the west, which point is about 6 feet distant northerly along said division line from the face of a brick building; thence (1) north 44° 30' west about 55 feet to a point in the division line between the Western New York and Pennsylvania Railroad Company on the west and said Vacuum Oil Company on the east; thence (2) northeasterly along said division line about 20 feet; thence (3) south 44° 30' east and parallel to and 20 feet distant from course (1) above, about 50 feet to a point in the division line first above mentioned; thence (4) southwesterly along said division line about 21 feet to the point of beginning. Being a strip 20 feet wide and containing .024 acres.

Reference being had to the map on file in the office of the Chief Engineer of the Rochester Water Works at Rochester, N.Y.

First party covenants as follows: The said easement is given to the said second party for the purpose of constructing, operating and maintaining said distributing main together with all the necessary appurtenances and appliances

thereto for conducting water from Mt. Hope Reservoir to the west side of the Genesee River in the City of Rochester, the second party to have free access to said premises at any time for the purpose of making any necessary repairs, changes or alterations in said main, or for the purpose of inspecting or testing said main.

This easement is granted upon condition that the second party will lay its water main so that the covering of said main or the top thereof shall be at least 6 feet beneath the surface, and that the second party will save the first party harmless from any negligent act of the second party its agents and servants, occurring during the construction of said main or during the making of any necessary repairs, changes or alterations in said main or during the period required to inspect or test said main.

16. • Vacuum Oil Company
- To -
Genesee Valley Canal
Railroad Company

Release
Dated January 30, 1909
Ack. January 30, 1909
Rec. February 26, 1909
Liber 788 of Deeds, page 304

Recites that first party is the owner of a certain piece or parcel of land, located in the City of Rochester, County of Monroe and State of New York upon which the Genesee Valley Canal Railroad Company has located and constructed a certain side or switch tract, as shown and set forth on plan hereto attached, marked "Exhibit A" and colored yellow, consisting of rails, ties, fastenings, fittings and appurtenances and the Vacuum Oil Company does hereby grant unto the Genesee Valley Canal Railroad Company, permission to locate, construct and maintain the above mentioned side or switch track on its said premises as shown and set forth on said plan, marked "Exhibit A", and

Whereas, the said side or switch track and the component parts thereof are owned by the Genesee Valley Canal

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Railroad Company and the fee of the land upon which the same are located is owned by the Vacuum Oil Company.

Now, Therefore for and in consideration of the sum of One dollar to it in hand paid by the Genesee Valley Canal Railroad Company, the receipt whereof is hereby acknowledged, the Vacuum Oil Company does hereby release unto the Genesee Valley Canal Railroad Company and its successors for the purpose and uses of the said side or switch track above referred to, the following described premises to wit:

First: All that certain piece of land situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows: Beginning at a point marked by a stake placed on the blue line of old Canal 26 feet southerly measured at right angles to the line established as the center line of the Genesee Valley Canal Railroad, Buffalo Division, at a point distant, 605 feet southwest from Mile Post #1, as measured along said center line; thence by land of the Vacuum Oil Company by the following courses and distances:

First: South 45° 30' east 21 feet to a stake, Second: south 44° 56' west 166 feet to a stake, Third: south 46° 15' west 461.3 feet to a stake; 4th, south 54° 15' west, 84.5 feet to a stake, 5th, north 35° 45' west, 5 feet to a stake on the southerly blue line of old canal; thence along said southerly blue line of old canal by the following courses and distances: 1st., north 50° 0' east 70 feet to an iron monument; 2nd., north 44° 30' east 70 feet to an iron monument; north 45° 0' east 332 feet to an iron monument; 4th., north 46° 0' east, 134 feet to an iron monument; 5th., north 44° 56' east, 104 feet to the place of beginning and containing .275 of an acre, more or less, the above described piece of property being the same of which the said lessee is to take possession on the first day of August, 1908.

Second: The Vacuum Oil Company hereby consents that

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the said side or switch tract and the component parts thereof are and shall remain continuously the property of the Genesee Valley Canal Railroad Company, although the fee of the land upon which said side or switch tract is located is the property of the Vacuum Oil Company, subject only to the rights herein conveyed and such title shall in no way be affected by the presence of said side or switch tract.

Third: The said Vacuum Oil Company further consents that it will give 60 days notice in writing to the Genesee Valley Canal Railroad Company of its intention to remove or cause to be removed, the said side or switch tract from the premises of the Vacuum Oil Company, it being understood that the use of the premises in question for the purpose specified is made on the express reservation of the right of said Vacuum Oil Company, its successors or assigns, to revoke said right at any time on 60 days notice in writing.

That the said Vacuum Oil Company further consents to permit the Genesee Valley Canal Railroad Company to remove said side or switch tract from the premises herein named of the Vacuum Oil Company, upon 60 days notice in writing of its desire that said side or switch be removed and that until the expiring of said 60 days notice, it, the Vacuum Oil Company, will not disturb or permit to be disturbed the said side or switch tract or any parts thereof located on above mentioned premises.

17.

In the Matter

- Of -

The Vacuum Oil Company

Certificate of Incorporation

Dated August 28, 1866

Filed in Monroe County Clerk's Office

Box 32

Duration of Corporation is to August 1, 1886.

The purposes of such corporation are to conduct and carry on the manufacture of oils from petroleum.

Certificate dated November 15, 1884 extends the term

of existence of said Company for 30 years from said date.

Certificate dated February 28, 1914 extends the corporate existence of said Company for 50 years from November 15, 1914.

18.

Vacuum Oil Company

Warranty Deed

- To -

Dated October 15, 1931

Ack. October 15, 1931

Rec. October 26, 1931

Vacuum Oil Company Inc.

61 Broadway, New York City

Liber 1587 of Deeds, page 119

Conveys with other property same as #13, being the same premises conveyed by deed at #14

Subject to the easement to the City of Rochester recorded in Monroe County Clerk's Office in Liber 546 of Deeds at page 244.

Note: In this deed these premises are described as "Parcel #4".

19.

Certified copy of Certificate of Merger filed August 9, 1937 in Monroe County Clerk's Office states that on June 29, 1934, the Socony Vacuum Oil Company, Incorporated, acquired all of the estate, rights, property, privileges and franchises of the Vacuum Oil Company, Inc.

20.

Note: Franchise Tax Report dated September 12, 1940 File #1082, made by State Tax Commission filed in office of the Abstract Title shows Vacuum Oil Company, Inc. was incorporated July 28, 1931 under Article 9 A.

Merged by Socony Vacuum Oil Company, Incorporated, June 30, 1934.

Tax paid 1931 to 1933 inclusive.

21.

Franchise Tax report dated September 16, 1940 made by State Tax Commission on file in office of Abstract Title shows Socony Vacuum Oil Company, Incorporated was incorporated August 10, 1882 under classification 9A, formerly 182. Name changed from Socony Vacuum Corp. May 31, 1934, which changed from Standard Oil Company of New York July 30, 1931.

Tax paid 1882 to 1938 inclusive.

Owes 1939 tax.

22.

Socony Vacuum Oil Company, Incorporated successor in interest to Vacuum Oil Company, Inc. by virtue of a statutory merger under the laws of the State of New York

Exception
Quit Claim Deed

Dated December 31, 1935
Ack. December 31, 1935
Rec. January 14, 1936

Liber 1738 of Deeds, page 61

- To -

Rochester Distillery Company, Inc.
926 Exchange Street
Rochester, New York

Conveys, with other property, premises described as follows:

Parcel 2. A triangular piece of land, bounded and described as follows: On the east by the west line of the right of way of the Erie Railroad 126 feet, more or less; on the west by the easterly line of the right of way of the Penn Railroad (formerly Genesee Valley Canal) 124 feet, more or less; on the south by a line drawn parallel to and 100 feet northerly from the northerly line of Flint Street.

Being a portion of the premises described in the deed from Hiram B. Everest and Mercy Everest, his wife, to Vacuum Oil Company dated January 24, 1878 and recorded on January 25, 1878 in the Monroe County Clerk's Office in Liber 306 of Deeds, at page 335.

Together with all the right, title and interest of

ABSTRACT
TITLE
DIVISION
THE
TITLE
GUARANTEE
COMPANY

first party in and to a right of way 12 feet in width running southerly from said triangular parcel to Flint Street along the easterly line of the right of way of the Penn Railroad which said right of way is for the purpose of ingress and egress by foot or with trucks or otherwise, to and from said Triangular parcel and Flint Street.

Together with the appurtenances and all the estate and rights of the first party in and to said premises, provided however, that there is excepted from this deed any and all general warranties of Vacuum Oil Company or Vacuum Oil Company, Inc. which are or may be contained in prior deeds in the chain of title to the above described property.

There is also hereby conveyed all of the right, title and interest of the first party in and to the pump house and equipment therein on the property of the Penn Railroad abutting the triangular parcel of --- last above described.

The second party by the acceptance of this deed covenants and agrees that it will maintain the said pump house and equipment therein and operate the same for the disposal of excess surface water.

This conveyance is made and accepted subject to:

- (a) Any state of facts an accurate survey might show.
 - (b) Any state of facts a personal inspection of the premises might show.
 - (c) Encumbrances and easements of record, if any, insofar as the same may be in force and effect.
 - (d) The Zoning Ordinance of the City of Rochester.
- U.S. Revenue Stamps for \$149.50 attached and cancelled.
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23.

Socony-Vacuum Oil
Company, Incorporated
successor in interest to
Vacuum Oil Company, Inc.
by virtue of a statutory
merger under the laws of
the State of New York
on June 30, 1934

Quit Claim Deed

Dated February 18, 1941
Ack. February 18, 1941
Rec. February 21, 1941 at 10:58AM

Liber 2045 of Deeds, page 7

- To -

Rochester Scrap
Baling Corp.
20 Flint Street

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Conveys all its right, title and interest in and to
that certain parcel of land with the buildings and improvements
thereon situate in the City of Rochester bounded and described
as follows: Beginning at the intersection of the westerly line
of the right of way of the Erie Railroad and the easterly line
of the right of way of the Pennsylvania Railroad (formerly
Genesee Valley Canal); (1) thence in a general southerly
direction along said westerly line of the right of way of
the Erie Railroad a distance of 1544.31 feet to the lands of
the State of New York; (2) thence in a general southwesterly
direction making an included angle of the northwest quadrant
of 129° 39' 21" with course (1) a distance of 505 feet along
said State of New York line to a point in the easterly right
of way line of the Pennsylvania Railroad; (3) thence northerly
making an included angle in the northwest quadrant of 23° 38'
11" with course (2) a distance of 62.50 feet to a point; (4)
thence northerly making an interior angle of 183° 16' 39" with
course (3) a distance of 68.64 feet to a point; (5) thence
making an interior angle of 183° 01' 34" with course (4) a
distance of 66.72 feet to a point; (6) thence making an in-
terior angle of 182° 52' 03" with course (5) a distance of
66.82 feet to a point; (7) thence making an interior angle of
183° 27' 16" with course (6) a distance of 70.95 feet to a
point; (8) thence making an interior angle of 183° 38' 28" with

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Company, Inc., bounded and described as follows: On the east
by the westerly line of the right of way of the Erie Railroad

24.

In the Matter

Extension of Purposes

- Of -

Dated May 15, 1940
Filed May 23, 1940

Rochester Scrap
Baling Corp.

Box 182

States among other things that the certificate of incorporation was filed in the name of Henry Forge & Tool, Inc. on February 10, 1938.

That the name of the corporation was changed to Rochester Scrap Baling Corp. by certificate of change of name filed in office of the Secretary of State May 13, 1940.

That the purposes of the corporation are extended by adding to the statement of the purposes new paragraphs to read as follows:

To buy and sell and generally deal in scrap metals of all kinds, makes and descriptions.

To operate a press and to bale scrap metals of all kinds, makes and descriptions.

To engage in any activity incidental to any of the purposes specifically set forth herein.

Also states that the office of the corporation is now located in the City of Auburn, County of Cayuga, New York and it is hereby changed to and will hereafter be located in the City of Rochester.

25.

Certificate of State Tax Commission dated January 19, 1942 on file in the office of Abstract Title shows that Franchise taxes of Rochester Scrap Baling Corp., incorporated February 10, 1938, under classification 9A.

Paid 1938 to 1941 inclusive.

Changed from Henry Forge & Tool Inc. May 13, 1940.

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28.

In the Matter

- Of -

Geo. M. Clancy Carting
Co. Inc.

Certificate of Incorporation

Filed March 24, 1920 in Monroe
County Clerk's Office in

Box 93

Indexed in Liber 4 of Dockets of
Incorporations at page 111

Duration is to be perpetual.

Purpose: General carting, moving and light hauling.

29.

George M. Clancy
Carting Co. Inc.

- To -

George M. Clancy
34 West Main Street

Warranty Deed

Dated November 1, 1943

Ack. November 1, 1943

Rec. November 10, 1944 at 11:57AM

Liber 2164 of Deeds, page 472

Conveys premises described at #23.

Being the same premises conveyed to the first party
by Phillip M. Liebschutz and Herman H. Schwartz by deed
dated November 1, 1943 and recorded in Monroe County Clerk's
Office on November 15, 1943 in Liber 2157 of Deeds at page 205.

Subject to unpaid real estate tax liens and assess-
ments which purchaser assumes and agrees to pay as part
purchase price.

30.

George M. Clancy as
Landlord

- To -

Henry D. Roselius
Melvin S. Rice
Donald E. Damond,
as tenants in City of
Rochester

Lease

Dated October 20, 1944

Ack. October 20, 1944

Rec. November 13, 1944 at 2:34 PM

Liber 2217 of Deeds, page 279

This agreement between George M. Clancy of the City
of Rochester, New York, as landlord, and Henry D. Roselius,
Melvin S. Rice and Donald E. Damond, all of the City of
Rochester, New York, as tenants, witnesseth: That the said
landlord has let unto the said tenants and the said tenants
have hired from the said landlord the land and buildings

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4.67-63

located at the foot of Flint Street, Rochester, New York, as described in deed to the landlord herein, subject to the restrictions and covenants in said deed contained for the term of five years commencing on November 1, 1944 and ending October 31, 1949 upon the conditions and covenants following: The landlord covenants to renew this lease for an additional period of five years at the option of the tenants at the same rental and under the same terms and conditions (except a clause relative to renewal) providing the tenants have duly performed the agreements, terms and conditions herein set forth and providing that the tenants shall give to the landlord notice in writing of their election to renew six months before the termination of this lease.

That the tenants shall pay the rent of \$8,082.- per year payable \$673.50 each and every month monthly in advance.

The tenants covenant and agree to pay any and all increases in the taxes assessed and levied against the premises by reason of any buildings or structures it may erect on the demised premises. It also covenants and agrees to pay 1/2 of any and all increases in the taxes assessed and levied above the present tax now amounting to \$1,211.10 per annum in each and every year during the period of this lease. Such amount shall be paid within 30 days after demand thereof by the landlord and shall be collectible as rent. The tax bill shall be sufficient evidence of the amount of taxes and for calculation of the amount to be paid by tenants.

The landlord agrees to complete repairs to roof, those sections of the floor which have been removed and the exterior walls where doors and windows were removed, install an elevator in good working condition and all necessary lighting for the building. The landlord also agrees at his own cost and expense to install a loading area with a canopy

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over the loading doors with a projection extending approximately 6 feet.

The tenants agree to install toilets, sprinklers and a heating system which shall become part of the realty and belong to the landlord at the termination of the lease, except that if a heating system shall be installed which shall use so-called unit heaters, said heaters may be removed by the tenants at the termination of the lease. The tenants agree that any additional grading, driveways and loading platforms erected by the tenants shall become a part of the realty and belong to the landlord at the termination of the lease. The sprinkler system shall be installed by the tenants at any time within 3 years from the date hereof.

The tenants may make any additional alterations, repairs or additions necessary for the proper conduct of their business provided that such alterations do not injure the frame structure of the building or render it unfit for general use, and provided further that the demised premises are restored to their present state if the landlord so demands, a reasonable time before the expiration of the term of this lease.

The landlord agrees to make structural repairs so that the structural items in the building are in as good condition as of the time the tenants take possession of the demised premises, less reasonable wear and tear.

The tenants agree to keep and maintain the rest of the premises in good repair including the heating plant, sprinkler system, windows, doors, elevator, electrical system, plumbing and water lines in the building. The tenants also agree to maintain sufficient heat in the building to keep from freezing the conductors leading from the roof.

The landlord agrees to remove from the building all debris and turn the building over to the tenant, broom clean.

The landlord agrees to assign to the tenants his

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interest in the right of way on the west side of the building and tenants agree to reassign said right of way to the landlord upon the termination of this lease.

The tenants shall promptly execute and comply with all statutes, ordinances, rules, orders, regulations and requirements of the Federal, State and City government and of any and all their Departments and Bureaus applicable to said tenants on said premises for the correction, prevention and abatement of nuisances, violations or other grievances in, upon or connected with said premises during said term, and shall also promptly comply with and execute all rules, orders and regulations of the Board of Fire Underwriters for the prevention of fires.

The tenants shall in case of fire give immediate notice thereof to the landlord who shall thereupon cause the damage to be repaired forthwith, but if the premises be so damaged that the landlord shall decide to rebuild, the term shall cease and the accrued rent shall be paid up to the time of the fire.

The tenants also agree to permit the landlord or his agents to show the premises to persons wishing to hire or purchase the same.

If the said premises or any part thereof shall become vacant during the said term or should the tenants be evicted by summary proceedings or otherwise, the landlord or his representatives may re-enter the same either by force or otherwise without being liable to prosecution therefor, and relet the said premises as the agent of the said tenants and receive the rent thereof, applying the same first to the payment of such expenses as he may be put to in re-entering and then to the payment of the rent due by these presents, the balance

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(if any) to be paid over to the tenants who shall remain liable for any deficiency.

If default be made in any of the covenants herein contained, then it shall be lawful for the said landlord to re-enter the said premises and the same to have again repossess and enjoy. The said tenants hereby expressly waive the service of any notice in writing of intention to re-enter as provided for in Section 998 of the Civil Practice Act or by any Law of the State of New York requiring the service of any notice.

This instrument shall not be a lien against said premises in respect to any mortgages that hereafter may be placed against said premises, which mortgages are not to exceed in the aggregate the sum of \$25,000. and that the recording of such mortgage or mortgages shall have preference and precedence and be superior and prior in lien of this lease, irrespective of the date of recording and the tenants agree to execute any such instrument without cost which may be deemed necessary or desirable to further effect the subordination of this lease to any such mortgage or mortgages, and a refusal to execute such instrument shall entitle the landlord, his assigns and legal representatives to the option of cancelling this lease without incurring any expense or damage, and the term hereby granted is expressly limited accordingly.

It is expressly understood and agreed that in case the demised premises shall be deserted or vacated, or if default be made in the payment of the rent or any part thereof as herein specified, or if without the consent of the landlord the tenants shall sell, assign or mortgage this lease or if default be made in the performance of any of the covenants and agreements in this lease contained on the part of the tenants to be kept and performed, or if the tenants shall fail to comply with any of the statutes, ordinances, rules, orders, regu-

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lations and requirements of the Federal, State and City Government or of any and all their Departments and Bureaus applicable to said premises or hereafter established as herein provided, or if the tenants shall file a petition in bankruptcy or be adjudicated a bankrupt or make an assignment for the benefit of creditors to take advantage of any insolvency act, the landlord may if he so elects at any time thereafter terminate this lease and the term thereof upon giving to the tenants five days notice in writing of his intention so to do, and upon the giving of such notice this lease and the term thereof shall terminate, expire and come to an end on the date fixed in such notice as if said date were the date originally fixed in this lease for the termination or expiration thereof.

All notices required to be given to the tenants may be given by mail addressed to the tenants at the demised premises.

The tenants shall pay the regular annual rent or charge and all meter charges which is or may be assessed or imposed upon the demised premises for water when due during the term, and if not so paid the same shall be added to the month's rent next accruing.

The tenants covenant to provide and keep in force during the term of this lease for the benefit of the landlord general liability policies of insurance in standard form, protecting the landlord against any liability whatsoever occasioned by accident or disaster on or about the demised premises or any appurtenances thereto including the elevator. Such policies are to be in the amount of \$40,000.- in respect of any one accident and in the amount of \$20,000.- in respect to injuries to any one person.

The tenants have the right to assign this lease to a corporation to be formed to be known as "Veteran Foods, Inc."

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and that upon the landlord's receipt of a statement by said corporation that it is the assignee of this lease and is bound by the terms hereof, personal liability on the part of the tenants herein named for the performance of the terms of this lease shall end. No further assignments of this lease or underletting shall be made without the written consent of the landlord which shall not be unreasonably withheld.

In the event the tenants exercise their option to renew this lease for an additional term of five years and during said renewal period the landlord shall have the opportunity to make a bona fide sale of said premises he shall give to the tenants thirty days notice of such proposed sale and the terms thereof. The tenants shall have the first option to purchase the demised premises within the above mentioned thirty day period at the same price and on the same terms of any such proposal.

The landlord recognizes Edward B. Foote of Rochester as the broker in this lease and in the event of the tenants exercising their option to renew this lease for an additional period of 5 years, the landlord agrees to pay him commission at the rate of 5% on the aggregate rent for this renewal period. Should these premises be purchased by the tenant at any time during the original term or renewal thereof the landlord shall pay a commission of five per cent on the purchase price less any prepaid commission on any unexpired portion of the lease.

The tenants shall pay for all electric and gas used on the premises during their tenancy.

The tenants shall take good care of the premises and at the end or other expiration of the term shall deliver up the demised premises in good order or condition, damages by the elements excepted.

And the said landlord does covenant that the said tenants on paying the said yearly rent and performing the

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covenants aforesaid shall and may peaceably and quietly have, hold and enjoy the said demised premises for the term aforesaid.

And it is further understood and agreed that the covenants and agreements herein contained are binding on the parties hereto, their assigns and their legal representatives.

The failure of the landlord or tenants to insist upon strict performance of any of the covenants or conditions of this lease or to exercise any option herein conferred in any one or more instances shall not be construed as a waiver or relinquishment for the future of any such covenants, conditions or options but the same shall be and remain in full force and effect.

31.

Surrogate's Court
Monroe County

In the Matter

- OF -

George M. Clancy
deceased

W I L L

File #1960-1632

Dated October 1, 1956
Prob. August 12, 1960
Rec. September 6, 1960

Liber 3294 of Deeds, page 136

First: I hereby revoke all former Wills and Codicils by me made.

Second: I direct that my just debts and funeral expenses be paid as soon as may be after my decease.

Third: I give and bequeath to my wife, Anna Belle Clancy, all my household goods, furniture and furnishings and all other items of tangible personal property contained in or used or intended to be used in or about my home at the time of my death, and in the event my said wife shall not survive me, I give and bequeath such items of personal property to my son, George M. Clancy, Jr.

Fourth: (a) In the event my wife, Anna Belle Clancy, survives me, I give, devise and bequeath to my Trustee, herein-after named, such part of my estate as shall be equal to the

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intestate share distributable to my said wife as determined by the laws of the State of New York in force and effect at the time of my death, to invest and reinvest the same, and to pay the net income therefrom, in quarterly or more frequent installments, to my said wife, during her natural life, and upon her death, the principal of said Trust, and accumulated income, shall fall into, and become a part of my residuary estate; provided, however, that in the event my son, George M. Clancy Jr. shall have attained his fortieth (40) birthday, at the time of my wife's death, the principal of said Trust, together with accumulated income thereon, I give, devise and bequeath to my said son, absolutely and free of trust.

(b) My Trustee, in his absolute discretion, at any time, and from time to time, may pay to or for the benefit of my wife, so much of the principal of said trust as my Trustee deems necessary to defray the expenses of any serious illness or accident sustained by my wife.

(c) In addition to the provision I have made for my wife under this paragraph of my Will, she will receive, upon my death, certain money and property by reason of our joint ownership thereof and otherwise.

Fifth: I give and bequeath to my Trustee, hereinafter named, the sum of seventy-five hundred dollars (\$7,500.00) for each of my grandchildren surviving me, In Trust, Nevertheless, for the following uses and purposes: To invest and reinvest the same, and my Trustee shall, in his absolute discretion, at any time, and from time to time, pay to or for the benefit of any grandchild, so much of the income and/or principal of such Trust as he shall deem necessary for the college and/or professional education of such grandchild, with the right to accumulate income until such beneficiary attains the age of twenty-one (21) years, Upon such beneficiary attain-

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ing the age of twenty-one (21) years, I direct my Trustee to pay over to my grandchild, any income so accumulated, and thereafter to continue to pay or apply the net income and/or principal from said Trust fund to or for the use of said beneficiary for college or professional education, until he or she attains the age of twenty-five (25) years, at which time my Trustee is to transfer and pay over to such grandchild the principal remaining of said Trust Fund and any accumulated income. My said Trustee may make payment of any income or principal by paying the same to either of his or her parents or directly to any institution of learning which said grandchild shall attend. In the event any such beneficiary shall die before attaining the age of twenty-five (25) years, then, upon his or her death, I give the principal remaining in said Trust fund, with accumulations of income, if any, to my son, George M. Clancy Jr.

Sixth: (a) All the rest, residue and remainder of my estate, of whatsoever kind and description, and wheresoever situate, I give, devise and bequeath to my Trustee, hereinafter named, In Trust, Nevertheless, for the following uses and purposes: To hold, manage, invest and reinvest the said property, and collect and receive the income therefrom, and to pay the net income therefrom, to my son, George M. Clancy Jr. in convenient installments, until he shall attain the age of forty (40) years, and when he attains said age to pay over and transfer to him the entire corpus of said Trust, together with any accumulated income, absolutely and free of trust.

(b) My Trustee may, in his absolute discretion, at any time, and from time to time, pay to or for the benefit of my said son, George M. Clancy Jr., or the members of his family, so much of the principal of said Trust as he shall deem necessary to defray the expenses of any serious illness or

accident sustained by my said son or members of his family.

(c) In the event my son, George M. Clancy Jr. shall predecease me, or die prior to attaining the age of forty (40) years, the principal of the Trust Fund, or any unexpended part thereof, and accumulated income, shall be divided into as many equal shares as my son shall have issue surviving him, and each of such shares, I give, devise and bequeath to my Trustee, hereinafter named, In Trust, Nevertheless, for the following uses and purposes: To hold, manage, invest and re-invest the same, and collect and receive the income therefrom, and to pay the net income therefrom to my grandchild; in convenient installments, until such grandchild shall attain the age of twenty-one (21) years, and when he or she attains said age, to pay over or transfer to such grandchild the entire corpus of said Trust, together with any accumulated income, absolutely and free of trust, and in the event that any grandchild shall die before attaining the age of twenty-one (21) years, upon his or her death, the corpus of said Trust, with any accumulated income, shall be transferred, paid over and distributed to the issue of such grandchild, share and share alike, and in the event such grandchild shall leave no issue surviving, then the corpus of said Trust, with any accumulated income, shall be transferred, paid over and distributed to my surviving grandchild or grandchildren, or their issue, per stirpes, provided, however, should my son leave no issue surviving, the corpus of said Trust and accumulated income shall be transferred, paid over and distributed to my daughter-in-law Lorraine, free of trust.

Seventh: Should issue be born to my son, after my death, but before my said son attains the age of forty (40) years, I direct my Executor and Trustee to invade the Trust created under paragraph Sixth of this Will in the sum of

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Seventy-five hundred dollars (\$7,500.00) for each child so born, and establish a Trust for said issue under the same terms and conditions as set forth in paragraph Fifth of this Will and to the same effect as though my said grandchild had been in being at the time of my death.

Eighth: In setting up the Trust funds created under this Will, my Executor and Trustee may, in his discretion, allot to any share, any specific security or securities, or other property of my estate, real or personal, or any undivided interest therein, and in making any such allotment, absolute discretion is hereby given to my Executor and Trustee to fix the value of the property so allotted.

Ninth: For many years, I have been engaged in the business known as George M. Clancy Carting Co. Inc. in which I am the principal stockholder, and the capital stock of said corporation will be an important asset of my estate. I hereby authorize my Executor and/or Trustee to continue the operation of the business of said corporation, or any other business in which I may be engaged at the time of my death, for such period as he deems advisable, and if he participates actively in the operation, management, or supervision of this or any other business in which I may be engaged at the time of my decease, either directly or as an officer of the corporation, or otherwise, he shall be entitled to compensation for such services to be charged against such business as a business expense. The operation of any business shall be at the risk of my general estate and without personal liability on the part of my Executor and/or Trustee.

Tenth: I authorize and empower my Executor and Trustee to invest, reinvest and keep invested moneys and property of my estate in such property, whether real or personal, as he may select, without the legal restrictions otherwise applicable

Deposition of subscribing witness August 9, 1960
Order dispensing with testimony of Bernice M.
Waterhouse, one of subscribing witnesses entered August 12,
1960.

Certificate of probate August 12, 1960.

Letters Testamentary were issued to Jacob Ark on
August 12, 1960, Letter Book 89 page 51.

Note: We have certified Jacob Ark as Executor, only,
in the above estate.

32.

Note: Transfer Tax Deposition filed in Monroe
County Surrogates Court July 26, 1961 in the estate of George
M. Clancy set forth at #31 above lists premises as #1 Flint
Street, Rochester, New York conveyed by deed recorded in Liber
2164 of Deeds, page 472.

Tax order for \$38,001.13 filed July 26, 1961.

Amended order filed September 7, 1961 fixes tax at
\$37,237.51 and further ordered that the order heretofore entered
herein on 26th day of July 1961 be and the same hereby is
cancelled..

Receipt filed November 15, 1961.

Receipt for Federal Estate Tax in the amount of
\$199,082.62 filed October 31, 1961.

Receipt for Federal Estate tax in the amount of
\$849.32, being deficiency tax and interest, filed June 12, 1963.

Letters of Trusteeship under paragraph 4 of above
will were duly issued to Jacob Ark on January 10, 1962.

Order and decree releasing and discharging Jacob Ark
under paragraph sixth of above Will recorded October 20, 1966.

Roderick M. Cunningham was appointed Special Guardian
of Michael Clancy and Barbara Jo Clancy January 10, 1962.

Order appointing Genesee Valley Union Trust Company
as trustee under paragraph fifth and seventh filed December 21,
1961.

33.

Jacob Ark, as Executor of
the Last Will and Testament
of George M. Clancy,
deceased

Exception
Executor's Deed
Consideration \$14,750.00

-To-

Dated November 3, 1961
Ack. same day
Rec. November 3, 1961

Frank J. Goodwin
854 Rock Beach Road
(second party not
certified)

Liber 3371 of Deeds, page 30

ABSTRACT
Conveys land situate in the City of Rochester,
Monroe County, New York, bounded and described as follows:
Beginning at a point in the easterly line of the right of
way of the Pennsylvania Railroad (formerly Genesee Valley
Canal) 616.36 feet in a generally southerly direction measured
along said easterly line of said right of way from the inter-
section of said easterly line of said right of way and the
southerly street line of Flint Street extended easterly; thence
(1) in a general southerly direction along said easterly line
of said right of way (hereinafter called "said easterly line")
118.58 feet to a point; thence (2) continuing along said east-
erly line and making an included angle with course (1) of 181°
02' 57" a distance of 134.85 feet to a point; thence (3) con-
tinuing along said easterly line and making an included angle
with course (2) of 179° 01' 39" a distance of 334.0 feet to a
point; thence (4) continuing along said easterly line and making
an included angle with course (3) of 180° 35' 35" a distance of
63.79 feet to a point; thence (5) continuing along said easterly
line and making an included angle with course (4) of 183° 38'
28" a distance of 70.95 feet to a point; thence (6) continuing
along said easterly line and making an included angle with
course (5) of 183° 27' 16" a distance of 66.82 feet to a point;

thence (7) continuing along said easterly line and making an included angle with course (6) of 182° 52' 03" a distance of 66.72 feet to a point; thence (8) continuing along said easterly line and making an excluded angle with course (7) of 176° 58' 26" a distance of 68.64 feet to a point; thence (9) continuing along said easterly line and making an excluded angle with course (3) of 176° 43' 21" a distance of 62.49 feet to a point in the northerly line of property of the State of New York; thence (10) easterly making an included angle with course (9) of 23° 38' 11" and along the northerly line of property of the State of New York a distance of 505 feet to a point in the westerly line of the right of way of the Erie Railroad; thence (11) in a general northerly direction along said westerly line of said right of way and making an included angle with course (10) of 129° 39' 21" a distance of 591.89 feet to a point; thence (12) in a general westerly direction along a line making an included angle with course (11) of 106° 10' 36" a distance of 164.22 feet to the place of beginning.

Together with the right to use whatever land may be owned by grantor lying with the lines of Flint Street as it now exists extended easterly between the Pennsylvania Railroad and the Erie Railroad for access to a parcel of land lying between the Erie Railroad property and the Genesee River.

Together with the right to use jointly with grantor the right of way of grantor along the property of the Pennsylvania Railroad and extending southerly from Flint Street and adjacent to the westerly line of property of grantor, both grantor and grantee to equally share the cost thereof.

Together with an easement for ingress and egress to the property herein conveyed over a strip of land 17.5 feet in width running along the westerly side of grantor's property to a point 17.5 feet northerly from the southerly terminus of said right of way of grantor over the property of Pennsylvania

Railroad Company.

Subject to a lease of the property herein conveyed between grantors decedent and Dannemiller Coffee Company dated July 1, 1953, except for the provisions relating to the right to purchase any part of the premises hereby conveyed, which provisions are no longer effective because said Dannemiller Coffee Company did not meet the offer made by Grantee herein after due notice given.

U. S. Revenue Stamps for \$16.50 affixed.

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THE TITLE GUARANTEE COMPANY

A corporation duly established under the Insurance Laws of the State of New York, in consideration of one or more dollars to it paid, hereby Certifies and Guarantees to the record owners of an interest in or specific lien upon the premises hereinafter referred to or described that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for Deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof, Mortgages, Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action, State Criminal Surety Bond Liens, Individual Surety Bond Lien Docket and Index of Incompetencies, and also the indexes to estates in the office of the Surrogate of said County, against the names of the parties appearing in the foregoing Abstract of Title as owning or having an interest in the premises hereinafter described, during the record period of such ownership respectively from and including the date July 1, 1853

to the date hereof.

And that it finds the items set forth in the foregoing Abstract of Title, and nothing more, and that said items are correctly set forth, and that there is nothing more in said indexes which appears to affect

the premises, or any part thereof, described in Liber 2164 of Deeds, at page 472 in said Clerk's Office, set forth in said Abstract of Title in No. 29 on the margin hereof (except liens or incumbrances correctly discharged of record).

31 NUMBERS.

And **THE TITLE GUARANTEE COMPANY** further Certifies and Guarantees that no judgment appears upon the docket books to have been docketed during the last 10 years, and no Collector's Bond filed and indexed during the last 20 years, and no Conditional Sales Contract of Chattels affixed to Real Property indexed during the last 3 years, and no Federal Tax Lien filed and indexed since September 1, 1925, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of the persons who appear from the foregoing Abstract of Title to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the items set forth in the foregoing Abstract of Title, including those taken from the records and files of the office of the Surrogate of Monroe County, are correctly abstracted.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer, this 13th day of June 19 61 at 8:59 o'clock A. M.

ABSTRACT TITLE
DIVISION OF
THE TITLE GUARANTEE COMPANY

No. 8580-4

By John Raines, Jr. Authorized Officer

Abstracted by John Raines, Jr.

Continued by R. Small for premises at #29, excepting premises at #33 with Nos. 32 and 33 added,

and redated November 9, 19 73, at 8:59 A. M and re-issued

Louis R. Kutlak Authorized Officer

(OVER)

#26531

ABSTRACT OF TITLE

-TO-

PARTS LOTS #244 THROUGH #249

RAPIDS TRACT

EXCHANGE STREET

CITY OF ROCHESTER

Maps: Hopkins Atlas, Vol. 2, Plate 26.

1.

George M. Clancy
Carting Co., Inc.

Warranty Deed

-To-

Dated November 1, 1943
Ack. same day
Rec. January 10, 1944

George M. Clancy

Liber 2164 of Deeds, page 472

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Conveys all that certain parcel of land, with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows: Beginning at the intersection of the westerly line of the right of way of the Erie Railroad and the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal); (1) thence in a general southerly direction along said westerly line of the right of way of the Erie Railroad a distance of one thousand five hundred forty-four and thirty-one hundredths (1544.31) feet to the lands of the State of New York; (2) thence in a general southwesterly direction making an included angle of the northwest quadrant of one hundred twenty-nine (129) degrees, thirty-nine (39) minutes, twenty-one (21) seconds with course (1) a distance of five hundred five (505) feet along said State of New York line

to a point in the easterly right of way line of the Penn-
sylvania Railroad; (3) thence northerly making an included
angle in the northwest quadrant of twenty-three (23) degrees
thirty-eight (38) minutes eleven (11) seconds with course (2),
a distance of sixty-two and fifty hundredths (62.50) feet
to a point; (4) thence northerly making an interior angle of one
hundred eighty- three (183) degrees sixteen (16) minutes
thirty-nine (39) seconds with course (3) a distance of sixty
eight and sixty-four hundredths (68.64) feet to a point;
(5) thence making an interior angle of one hundred eighty-
three (183) degrees one (01) minute thirty-four (34) seconds
with course (4) a distance of sixty-six and seventy-two
hundredths (66.72) feet to a point; (6) thence making an
interior angle of one hundred eighty-two (182) degrees fifty-
two (52) minutes three (03) seconds with course (5) a dis-
tance of sixty-six and eighty-two hundredths (66.82) feet to
a point; (7) thence making an interior angle of one hundred
eighty-three (183) degrees twenty-seven (27) minutes sixteen
(16) seconds with course (6) a distance of seventy and ninety
five hundredths (70.95) feet to a point; (8) thence making
an interior angle of one hundred eighty-three (183) degrees
thirty-eight (38) minutes twenty-eight (28) seconds with
course (7) a distance of sixty-eight and seventy-nine hun-
dredths (68.79) feet to a point; (9) thence making an in-
terior angle of one hundred eighty (180) degrees thirty-five
(35) minutes thirty-five (35) seconds with course (8) a dis-
tance of three hundred thirty-four (334) feet to a point;
(10) thence making an interior angle of one hundred seventy-
nine (179) degrees one (01) minutes thirty-nine (39) seconds
with course (9) a distance of one hundred thirty-four and

2008-0058

eighty-five hundredths (134.85) feet to a point; (11) thence making an interior angle of one hundred eighty-one (181) degrees two (02) minutes fifty-seven (57) seconds with course (10) a distance of one hundred thirty and seventy-eight hundredths (130.78) feet to a point; (12) thence making an interior angle of one hundred seventy-nine (179) degrees fiftyseven (57) minutes twenty-one (21) seconds with course (11) a distance of two hundred forty-nine and forty-nine hundredths (249.49) feet to a point; (13) thence making an interior angle of one hundred seventy-nine (179) degrees thirty-two (32) minutes thirty-three (33) seconds with course (12) a distance of one hundred fifty-two and forty five hundredths (152.45) feet to a point; (14) thence making an interior angle of one hundred eighty-one (181) degrees fifteen (15) minutes twelve (12) seconds with course (13) a distance of three hundred twenty-eight and ninety-four hundredths (328.94) feet to a point; (15) thence making an interior angle of one hundred seventy-seven (177) degrees thirteen (13) minutes fifteen (15) seconds with course (14) a distance of one hundred thirty-two and fifty hundredths (132.50) feet to a point; (16) thence making an interior angle of one hundred eighty-two (182)degrees twenty-seven (27) minutes fifty-six (56) seconds with course (15) a distance of forty-four and eightyone hundredths (44.81) feet to the place of beginning, courses numbered (3) to (16) inclusive running along the easterly line of the right of way of the Western New York&Pennsylvania Railroad Company.

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Excepting and reserving from the above described premises a triangular parcel of land bounded and described as follows: on the East by the westerly line of the right of way of the Erie Railroad one hundred twenty-six (126) feet, more or less; on the West by the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal) one hundred twenty four (124) feet, more or less; on the South by a line drawn parallel to and one hundred (100) feet northerly from the northerly line of Flint Street and subject to the right of Rochester Distilling Company, Inc., its successors and assigns to the use of a right of way twelve (12) feet in width running southerly from said triangular parcel to Flint Street along the easterly line of the right of way of the Pennsylvania Railroad, which said right of way is for the purpose of ingress and egress by foot, or with trucks or otherwise, to and from said triangular parcel and Flint Street, being the premises described as Parcel II in the deed dated December 31, 1935 from Socony-Vacuum Oil Company, Incorporated to Rochester Distilling Company, Inc.

Being the same premises conveyed to the party of the first part by Philip M. Liebschutz and Herman H. Schwartz by deed dated November 1, 1943 and recorded in Monroe County Clerk's Office November 15, 1943 in Liber 2157 of Deeds, at page 205.

This conveyance is made and accepted subject to unpaid real estate tax liens and assessments which purchaser assumes and agrees to pay as part of the purchase price.

(Set out for descriptive purposes only.)

2.

Socony Vacuum Oil
Company, Incorporated
successor in interest
to Vacuum Oil Company, Inc.
by virtue of a statutory
merger under the laws of
the State of New York

Reference
Exception
Warranty Deed

Dated December 31, 1935
Ack. same day
Rec. January 14, 1936

-To-

Liber 1738 of Deeds, page 61.

Rochester Distillery
Company, Inc.

Conveys, with other property, premises described as
follows: Parcel 2. A triangular piece of land, bounded and
described as follows: On the east by the west line of the
right of way of the Erie Railroad 126 feet, more or less;
on the west by the easterly line of the right of way of the
Penn Railroad (formerly Genesee Valley Canal) 124 feet, more
or less; on the south by a line drawn parallel to and 100
feet northerly from the northerly line of Flint Street.

Being a portion of the premises described in the deed
from Hiram B. Everest and Mercy Everest, his wife, to Vacuum
Oil Company dated January 24, 1878 and recorded on January
25, 1878 in the Monroe County Clerk's Office in Liber 306 of
Deeds, at page 335.

Together with all the right, title and interest of
first party in and to a right of way 12 feet in width run-
ning southerly from said triangular parcel to Flint Street;
along the easterly line of the right of way of the Penn
Railroad which said right of way is for the purpose of
ingress and egress by foot or with trucks or otherwise, to
and from said Triangular parcel and Flint Street.

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Together with the appurtenances and all the estate and rights of the first party in and to said premises, provided, however, that there is excepted from this deed any and all general warranties of Vacuum Oil Company or Vacuum Oil Company, Inc. which are or may be contained in prior deeds in the chain of title to the above described property.

There is also hereby conveyed all of the right, title, and interest of the first party in and to the pump house and equipment therein on the property of the Penn Railroad abutting the triangular parcel of --- last above described.

The second party by the acceptance of this deed covenants and agrees that it will maintain the said pump house and equipment therein and operate the same for the disposal of excess surface water.

This conveyance is made and accepted subject to:

- (a) any state of facts an accurate survey might show.
- (b) Any state of facts a personal inspection of the premises might show.
- (c) Encumbrances and easements of record, if any, insofar as the same may be in force and effect.
- (d) The Zoning Ordinance of the City of Rochester.

Revenue Stamps for \$149.50 affixed.

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3.

Surrogate's Court
Monroe County

Will
File #1960-1632

In the Matter

Dated October 1, 1956
Prob. August 12, 1960
Rec. September 6, 1960

-Of-

George M. Clancy, deceased Liber 3294 of Deeds, page 136

First: I hereby revoke all former Wills and Codicils
by me made.

Second: I direct that my just debts and funeral
expenses be paid as soon as may be after my decease.

Third: I give and bequeath to my wife, Anna Belle
Clancy, all my household goods, furniture and furnishings
and all other items of tangible personal property contained
in or used or intended to be used in or about my home at the
time of my death, and in the event my said wife shall not sur-
vive me, I give and bequeath such items of personal property
to my son, George M. Clancy, Jr.

Fourth: (a) In the event my wife, Anna Belle Clancy,
survives me, I give, devise and bequeath to my Trustee,
hereinafter named, such part of my estate as shall be equal
to the intestate share distributable to my said wife as de-
termined by the laws of the State of New York in force and
effect at the time of my death, to invest and reinvest the
same, and to pay the net income therefrom, in quarterly or more
frequent installments, to my said wife, during her natural
life, and upon her death, the principal of said Trust, and
accumulated income, shall fall into, and become a part of
my residuary estate; provided, however, that in the event
my son, George M. Clancy, Jr. shall have attained his
fortieth (40) birthday, at the time of my wife's death, the

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principal of said Trust, together with accumulated income thereon, I give, devise and bequeath to my said son, absolutely and free of trust.

(b) My Trustee, in his absolute discretion, at any time, and from time to time, may pay to or for the benefit of my said wife, so much of the principal of said trust as my Trustee deems necessary to defray the expenses of any serious illness or accident sustained by my wife.

(c) In addition to the provisions I have made for my wife under this paragraph of my Will, she will receive, upon my death, certain money and property by reason of our joint ownership thereof and otherwise.

Fifth: I give and bequeath to my Trustee, hereinafter named, the sum of Seventy-five hundred dollars (\$7,500.00) for each of my grandchildren surviving me, In Trust, Nevertheless, for the following uses and purposes: To invest and reinvest the same, and my Trustee shall, in his absolute discretion, at any time, and from time to time, pay to or for the benefit of any grandchild, so much of the income and/or principal of such Trust as he shall deem necessary for the college and/or professional education of such grandchild, with the right to accumulate income until such beneficiary attains the age of twenty-one (21) years, Upon such beneficiary attaining the age of Twenty-one (21) years, I direct my Trustee to pay over to my grandchild, any income so accumulated, and thereafter to continue to pay or apply the net income and/or principal from said Trust fund to or for the use of said beneficiary for college or professional education, until he or she attains

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the age of twenty-five (25) years, at which time my Trustee is to transfer and pay over to such grandchild the principal remaining of said Trust Fund and any accumulated income. My said Trustee may make payment of any income or principal by paying the same to either of his or her parents or directly to any institution of learning which said grandchild shall attend. In the event any such beneficiary shall die before attaining the age of twenty-five (25) years, then, upon his or her death, I give the principal remaining in said Trust Fund, with accumulations of income, if any, to my son, George M. Clancy, Jr.

Sixth: (a) all the rest, residue and remainder of my estate, of whatsoever kind and description, and wheresoever situate, I give, devise, and bequeath to my Trustee, hereinafter named, In Trust, Nevertheless, for the following uses and purposes: To hold, manage, invest and reinvest the said property, and collect and receive the income therefrom, and to pay the net income therefrom, to my son, George M. Clancy, Jr. in convenient installments, until he shall attain the age of forty (40) years, and when he attains said age to pay over and transfer to him the entire corpus of said Trust, together with any accumulated income, absolutely and free of trust.

(b) My Trustee may, in his absolute discretion, at any time, and from time to time, pay to or for the benefit of my said son, George M. Clancy Jr. or the members of his family, so much of the principal of said Trust as he shall deem necessary to defray the expenses of any serious illness

or accident sustained by my said son or members of his family.

(c) In the event my son, George M. Clancy, Jr. shall predecease me, or die prior to attaining the age of forty (40) years, the principal of the Trust Fund, or any unexpended part thereof, and accumulated income, shall be divided into as many equal shares as my son shall have issue surviving him, and each of such shares, I give, devise and bequeath to my Trustee, hereinafter named, in Trust, Nevertheless, for the following uses and purposes: To hold, manage, invest and reinvest the same and collect and receive the income therefrom, and to pay the net income therefrom to my grandchild; in convenient installments, until such grandchild shall attain the age of twenty-one (21) years, and when he or she attains said age, to pay over or transfer to such grandchild the entire corpus of said Trust, together with any accumulated income, absolutely and free of trust, and in the event that any grandchild shall die before attaining the age of twenty-one (21) years, upon his or her death, the corpus of said Trust, with any accumulated income, shall be transferred, paid over and distributed to the issue of such grandchild, share and share alike, and in the event such grandchild shall leave no issue surviving, then the corpus of said Trust, with any accumulated income, shall be transferred, paid over and distributed to my surviving grandchild or grandchildren, or their issue, per stirpes, provided, however, should my son leave no issue surviving, the corpus of said Trust and accumulated income shall be transferred, paid over and distributed to my daughter-in-law

Lorraine, free of trust.

Seventh: Should issue be born to myson, after my death, but before my said son attains the age of forty(40) years, I direct my Executor and Trustee to invade the Trust created under paragraph Sixth of this Will in the sum of Seventy-five hundred dollars (\$7,500.00) for each child so born, and establish a Trust for said issue under the same terms and conditions as set forth in paragraph Fifth of this Will and to the same effect as though my said grandchild had been in being at the time of my death.

Eighth: In setting up the Trust funds created under this Will, my Executor and Trustee may, in his discretion, allot to any share, any specific security or securities, or other property of my estate, real or personal, or any undivided interest therein, and in making any such allotment, absolute discretion is hereby given to my Executor and Trustee to fix the value of the property so allotted.

Ninth: For many years, I have been engaged in the business known as George M. Clancy Carting Co, Inc., in which I am the principal stockholder, and the capital stock of said corporation will be an important asset of my estate. I hereby authorize my Executor and/or Trustee to continue the operation of the business of said corporation, or any other business in which I may be engaged at the time of my death, for such period as he deems advisable, and if he participates actively in the operation, management, or supervision of this or any other business in which I may be engaged at the time of my decease, either directly or as an officer of the corporation, or otherwise, he shall be entitled to

compensation for such services to be charged against such business as a business expense. The operation of any business shall be at the risk of my general estate and without personal liability on the part of my Executor and/or Trustee.

Tenth: I authorize and empower my Executor and Trustee to invest, reinvest and keep invested moneys and property of my estate in such property, whether real or personal, as he may select, without the legal restrictions otherwise applicable to Trustees in the investment of trust funds by the laws of any State.

Eleventh: I authorize and empower my Executor and Trustee to retain as investments of my estate or any fund held hereunder, any securities or other property, real or personal owned by me at the time of my death for such period as he deems advisable without liability for depreciation or loss, and I authorize and empower my Executor and/or Trustee to vote in person or by proxy, or consent for any purpose in respect of any stock or other securities.

Twelfth: All stock dividends, (other than those paid in addition to or in lieu of cash dividends), and all liquidating dividends shall be credited to principal; all other dividends, whether ordinary or extra-ordinary shall be credited to income whether or not such distribution would or might encroach upon the principal of my estate or any Trust created herein. All gains realized upon sale or other disposition of securities or investments constituting assets of my estate or any trust created herein, shall be considered to be principal. My said Trustee shall not, out of income, amortize premiums paid for trust securities nor make addition to income because

of the purchase of securities at a discount.

Thirteenth: I authorize and empower my Trustee and his successor in office, if there should be more than one Trust at any time hereunder, to hold the principal of such Trusts in one or more consolidated funds in which the separate Trusts shall be and have undivided interests without making a physical division of the investments of such trusts; provided, however, that no such holding shall defer the vesting in possession of any estate.

Fourteenth: My Executor and Trustee is hereby authorized and empowered, without authorization of any Court, to grant, bargain, sell, exchange, convey and dispose of any and all real or personal property, or any interest therein, of which I may die seized or possessed, or of which he may be seized or possessed as Executor or Trustee, at public or private sale, at such time or times, and upon such terms and conditions, including terms of credit, as my Executor and Trustee shall deem advisable; and until such sale or other disposition of my real property to mortgage, alter, improve and lease the same on such terms and conditions, and for such periods, and with such renewal options, as he may deem advisable and notwithstanding that any such lease and renewal thereof may extend beyond the term of any Trust.

Fifteenth: I hereby nominate and appoint Jacob Ark, of Rochester, New York, Executor and Trustee under this my last Will and Testament, and as substitute Executor and Trustee, I hereby nominate and appoint William A. Centner, of Penfield, New York, and direct that neither be required to

give any bond or security in either capacity.

Note: Proceedings in above Will are indexed in Liber 61 of Record Index, page 360. File #1960-1632.

Jacob Ark, Attorney.

Verified petition of Jacob Ark for Letters Testamentary dated August 9, 1960 shows that testator died on August 1, 1960, a resident of the County of Monroe, State of New York; that testator left him surviving the following who are the only distributees of said testator:

Name	Age	Relationship
1. Anna Belle Clancy	over 21	widow
2. George M. Clancy, Jr.	over 21	son

That decedent left no child or issue of a deceased child, except those above listed, all of sound mind.

Waiver by #1, August 9, 1960. Waiver by #2, August 8, 1960.

Oath of Executors August 9, 1960.

Deposition of subscribing witness August 9, 1960.

Order dispensing with testimony of Bernice M. Waterhouse one of subscribing witnesses entered August 12, 1960.

Certificate of probate August 12, 1960.

Letters Testamentary were issued to Jacob Ark on August 12, 1960, Letter Book 89 page 51.

Note: We have certified Jacob Ark as Executor, only, in the above estate.

4.

Note: Transfer Tax Deposition filed in Monroe County Surrogates Court July 26, 1961 in the estate of George M. Clancy set forth at #3 above lists premises as #1 Flint Street, Rochester, New York conveyed by deed recorded in Liber 2164 of Deeds, page 472.

Tax order for \$38,001.13 filed July 26, 1961.

Amended order filed September 7, 1961 fixes tax at \$37,237.51 and further ordered that the order heretofore entered herein on 26th day of July 1961 be and the same hereby is cancelled.

Receipt filed November 15, 1961.

Receipt for Federal Estate Tax in the amount of \$199,082.62 filed October 31, 1961.

Receipt for Federal Estate Tax in the amount of \$849.32 being deficiency tax and interest, filed June 12, 1963.

Letters of Trusteeship under paragraph 4 of above will were duly issued to Jacob Ark on January 10, 1962.

Order and decree releasing and discharging Jacob Ark under paragraph sixth of above Will recorded October 20, 1966.

Roderick M. Cunningham was appointed Special Guardian of Michael Clancy and Barbara Jo Clancy January 10, 1962.

Order appointing Genesee Valley Union Trust Company as trustee under paragraph fifth and seventh filed December 21, 1961.

5.

Jacob Ark, as Executor of
the Last Will and Testament
of George M. Clancy, deceased

-To-

Frank J. Goodwin
(second party not certi-
fied)

Reference
Exception
Executor's Deed
Consideration \$14,750.00
Dated November 3, 1961
Ack. same day
Rec. same day

Liber 3371 of Deeds, page 30

Conveys land situate in the City of Rochester, Monroe
County, New York, bounded and described as follows:

Beginning at a point in the easterly line of the right of
way of the Pennsylvania Railroad (formerly Genesee Valley
Canal) 616.36 feet in a generally southerly direction measured
along said easterly line of said right of way from the inter-
section of said easterly line of said right of way and the
southerly street line of Flint Street extended easterly'
thence (1) in a general southerly direction along said
easterly line of said right of way (hereinafter called "said
easterly line") 118.58 feet to a point; thence (2) continuing
along said easterly line and making an included angle with
course (1) of $181^{\circ}02'57''$ a distance of 134.85 feet to a point;
thence (3) continuing along said easterly line and making
an included angle with course (2) of $179^{\circ}01'39''$ a distance of
334.0 feet to a point; thence (4) continuing along said
easterly line and making an included angle with course (3)
of $180^{\circ}35'35''$ a distance of 63.79 feet to a point; thence
(5) continuing along said easterly line and making an in-
cluded angle with course (4) of $183^{\circ}38'28''$ a distance of
70.95 feet to a point; thence (6) continuing along said
easterly line and making an included angle with course (5)
of $183^{\circ}27'16''$ a distance of 66.82 feet to a point; thence (7)
continuing along said easterly line and making an included

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angle with course (6) of $182^{\circ}52'03''$ a distance of 66.72 feet to a point; thence (8) continuing along said easterly line and making an excluded angle with course (7) of $176^{\circ}58'26''$ a distance of 68.64 feet to a point; thence (9) continuing along said easterly line and making an excluded angle with course (3) of $176^{\circ}43'21''$ a distance of 62.49 feet to a point in the northerly line of property of the State of New York; thence (10) easterly making an included angle with course (9) of $23^{\circ}38'11''$ and along the northerly line of property of the State of New York a distance of 505 feet to a point in the westerly line of the right of way of the Erie Railroad; thence (11) in a general northerly direction along said westerly line of said right of way and making an included angle with course (10) of $129^{\circ}39'21''$ a distance of 591.89 feet to a point; thence (12) in a general westerly direction along a line making an included angle with course (11) of $106^{\circ}10'36''$ a distance of 164.22 feet to the place of beginning.

Together with the right to use whatever land may be owned by grantor lying with the lines of Flint Street as it now exists extended easterly between the Pennsylvania Railroad and the Erie Railroad for access to a parcel of land lying between the Erie Railroad property and the Genesee River.

Together with the right to use jointly with grantor the right of way of grantor along the property of the Pennsylvania Railroad and extending southerly from Flint Street and adjacent to the westerly line of property of grantor, both grantor and grantee to equally share the cost thereof.

Together with an easement for ingress and egress to the property herein conveyed over a strip of land 17.5 feet in width running along the westerly side of grantor's property to a point 17.5 feet northerly from the southerly terminus of said right of way of grantor over the property of Pennsylvania Railroad Company.

Subject to a lease of the property herein conveyed between grantors decedent and Dannemiller Coffee Company dated July 1, 1953, except for the provisions relating to the right to purchase any part of the premises hereby conveyed, which provisions are no longer effective because said Dannemiller Coffee Company did not meet the offer made by Grantee herein after due notice given.

Revenue Stamps for \$16.50 affixed.

6.

Jacob Ark, as Executor
and Trustee of the Estate
of George M. Clancy

-To-

George M. Clancy, Jr.

Executor's Deed
Consideration \$1.00 and more

Dated December 4, 1973

Ack. same day

Rec. same day

Liber 4567 of Deeds, page 63

Conveys all that tract or parcel of land, situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows: Beginning at the intersection of the westerly line of the right of way of the Erie Railroad and the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal); (1) thence in a general southerly direction along said westerly line of the right of way of the Erie Railroad, a distance of 1544.31 feet to the lands of the State of New York;

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(2) thence in a general southwesterly direction making an included angle of the northwest quadrant of $129^{\circ}39'21''$ with course (1) a distance of 505 feet along said State of New York line to a point in the easterly right of way line of the Pennsylvania Railroad; (3) thence northerly making an included angle in the northwest quadrant of $23^{\circ}38'11''$ with course (2) a distance of 62.50 feet to a point; (4) thence northerly making an interior angle of $183^{\circ}16'39''$ with course (3) a distance of 68.64 feet to a point; (5) thence making an interior angle of $183^{\circ}01'34''$ with course (4) a distance of 66.72 feet to a point; (6) thence making an interior angle of $182^{\circ}52'03''$ with course (5) a distance of 66.82 feet to a point; (7) thence making an interior angle of $183^{\circ}27'16''$ with course (6) a distance of 70.95 feet to a point; (8) thence making an interior angle of $183^{\circ}38'28''$ with course (7) a distance of 68.79 feet to a point; (9) thence making an interior angle of $180^{\circ}35'35''$ with course (8) a distance of 334. feet to a point; (10) thence making an interior angle of $179^{\circ}01'39''$ with course (9) a distance of 134.85 feet to a point; (11) thence making an interior angle of $181^{\circ}02'57''$ with course (10) a distance of 130.78 feet to a point; (12) thence making an interior angle of $179^{\circ}57'21''$ with course (11) a distance of 249.49 feet to a point; (13) thence making an interior angle of $179^{\circ}32'33''$ with course (12) a distance of 152.45 feet to a point; (14) thence making an interior angle of $181^{\circ}15'12''$ with course (13) a distance of 328.94 feet to a point; (15) thence making an interior angle of $177^{\circ}13'15''$ with course (14) a distance of 132.50 feet to a point; thence (16) making an interior angle of $182^{\circ}27'56''$

with course (15) a distance of 44.81 feet to the place of beginning, courses numbered (3) to (16) inclusive running along the easterly line of the right of way of the Western New York and Pennsylvania Railroad Company.

Excepting from the above described premises, a triangular parcel of land being Parcel #2 in deed dated December 31, 1935 from Socony-Vacuum Oil Company to Rochester Distilling Company, Inc. bounded and described as follows: On the east by the westerly line of the right of way of the Erie Railroad 126 feet, more or less; on the west by the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal) 124 feet, more or less; on the south by a line drawn parallel to and 100 feet northerly from the northerly line of Flint Street.

Excepting also that parcel of land conveyed by party of the first part to Frank J. Goodwin by Deed dated November 3, 1961 and recorded on the same day in Monroe County Clerk's Office in Liber 3371 of Deeds, at page 30.

This conveyance is made subject to all covenants and restrictions of record.

Contains Lien Fund Clause.

Revenue Stamps for \$0.00 affixed.

7.

Article 22 Tax Law

Judgement for \$302.08

People of the State of
New York, By: State Tax
Commission, Albany, NY

Perf. January 14, 1975
Dock. January 17, 1975

State Tax Commission

-Vs-

George L. Clancy
146 Brick St.
Roch., NY

8.

George M. Clancy, Jr.

Warranty Deed

-To-

Dated January 23, 1980

Ack. same day

Rec. same day at 9:55 A.M.

Raymond J. Kneppar and
Karen R. Kneppar, his
wife, and Samuel C.
Kneppar, as tenant in
common

Liber 5750 of Deeds, page 307

(2nd parties not certified)

Conveys same as #6 with same exceptions.

Subject to all covenants and restrictions of record.

Being and intending to convey the same premises
conveyed to first party by deed and recorded in Monroe
County Clerk's Office in Liber 4567 of Deeds, page 63.

Contains Lien Fund Clause.

Revenue Stamps for \$60.50 affixed.

9.

Raymond J. Kneppar and
Karen R. Kneppar, his
wife and Samuel C. Kneppar

Mortgage to secure \$43,000.00
Part Purchase Price

-To-

Dated January 23, 1980

Ack. same day

Rec. same day at 9:55 AM

George M. Clancy, Jr.

Liber 4957 of Mortgages, page 166

Conveys same as #6 with same exceptions of record

BY MORTGAGEE
ASSIGNEE

7/8/03

PUBLIC ABSTRACT CORPORATION

PER

J. Hgo

PUBLIC ABSTRACT CORPORATION

10.

Samuel C. Kneppar

Quit Claim Deed

-To-

Dated June 19, 1980

Ack. same day

Rec. June 20, 1980

Raymond J. Kneppar
Karen R. Kneppar, husband
and wife

Liber 5817 of Deeds, page 102

Conveys same premises as #6, with same exceptions.

Subject ot all covenants and restrictions of record.

Being the same premises conveyed to second parties and
first party by deed recorded in Liber 5750 of Deeds, page 307.

Contains Lien Fund Clause.

Revenue Stamps for \$4.40 affixed.

11.

Raymond J. Kneppar,
R. Karen Kneppar, his wife

Mortgage to secure \$64,000.00

- to -

Dated February 3, 1982

Ack. same day

Rec. February 4, 1982 at 4:50 PM

0/11
8/22
CORRECTLY DISCHARGED OF RECORD
BY MORTGAGEE
ASSIGNEE *4/6/95*

Liber *5432* of Mortgages, page *158*

PER *Shro*
PUBLIC ABSTRACT CORPORATION Conveys, with other property, same as #6, with
same exceptions.

12.

Kneppar Resource Recovery
Inc.

Financing Statement

1 Flint Street
Rochester, N.Y. 14534,
Debtor

File #82-01076

Filed February 17, 1982

-to-

Manufacturers Hanover, N.A.

Covers: All of Debtor's equipment, machines, furnishings
and fixtures, whether now existing or hereafter acquired in-
cluding all additions, accessions and the products and pro-
ceeds (including insurance proceeds) thereof whether presently
existing or hereafter acquired. Together with any and all

termination filed in Home Court Clerk office
on 12/28/84

documents relating to the collateral.

Property: 1 Flint Street

Record Owner: Raymond J. Kneppar and Karen Kneppar

13.

Supreme Court
Monroe County

Commissioner of Community
Development of the City
of Rochester

-vs-

Raymond J. Kneppar

Lis Pendens

Index #8104/82

Dated August 3, 1982
Rec. August 13, 1982

Liber 266 of Lis Pendens, page 343

Louis Kash
Attorney

*Cancelled
11/8/85*

Notice is hereby given that a special proceeding has been commenced and is now pending in this Court, upon the petition of the above-named petitioner, Commissioner of Community Development, against the above-named respondent Raymond J. Kneppar for a permanent injunction enjoining the above-named respondent from violating the Property Conservation Code, Building Code, Plumbing Code, Fire Prevention Code, the Zoning Ordinance and Landmark and Preservation Codes of the City of Rochester, and that the real property in the City of Rochester, County of Monroe.

Note: No address given.

14.

State of New York
County Court
Monroe County

In the Matter

-of-

Foreclosure of Tax Liens
pursuant to Title 4 of
part E of Article IX of
the Charter of the City
of Rochester

List of Delinquent Properties

Dated November 3, 1982
Filed same day

Index No. 10801/82

Lists with other parcels:

Acct. No. 57040-102

Name of Last known Owner: Raymond J. and Karen R. Kneppar

Lot No. Pt. 244 to 249

Street and No. Exchange Street

Tract or Subdivision: Rapids Tr.

Parcel No. 3112

Dimensions: 1.73 acres

Lists unpaid taxes

\$4,200.00

15.

Monroe County
Supreme Court

Lis Pendens
Index #7792/84

George M. Clancy, Jr.

Dated September 14, 1984
Rec. September 18, 1984 at 4:11
P.M.

-vs-

Liber 278 of Lis Pendens, page 202

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Raymond J. Kneppar and
Karen R. Kneppar a/k/a
R. Karen Kneppar
Samuel C. Kneppar
Manufacturers Hanover, N.A.,
Commissioner of Community
Development of the City
of Rochester

Harter, Secrest, Attorneys

Action to foreclose mortgage at #9, premises described
at #1 with same exceptions.

16.

Manufacturers Hanover, N.A.

Release of Part of Mortgage

-And-

Dated November 30, 1984

Ack. same day

Rec. December 28, 1984

Raymond J. Kneppar and
R. Karen Kneppar, his wife

Liber 6643 of Deeds, page 298

Releases lien of Mortgage at #11, premises described
at #6 with same exceptions.

17.

Raymond J. Kneppar and
Karen R. Kneppar, his wife

Warranty Deed

Dated December 27, 1984

Ack. same day

Rec. December 28, 1984

-To-

One Flint Street Associates

Liber 6643 of Deeds, page 309

Conveys same as #6 with same exception.

Subject to all covenants and restrictions of record.

Being the same premises conveyed by deed recorded in
Monroe County Clerk's Office in Liber 5750 of Deeds, page 307.

Subject to mortgage at #9 on which mortgage there is
unpaid principal of \$41,827.47 with interest and which mortgage
second party assumes and agrees to pay and second party does
execute and acknowledge this instrument for the purpose of
perfecting said assumption.

Contains Lien Fund Clause.

Revenue Stamps for \$148.00 affixed.

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18.

George M. Clancy, Jr.

Note and Mortgage Modification
Agreement

-And-

One Flint Street Associates

Dated December 28, 1984

Ack. December 27, 1984

Rec. December 28, 1984

Liber 6733 of Mortgages, page 311

Extends time and changes terms and conditions of mortgage
at #9 upon which mortgage there is now an unpaid sum of
\$41,827.47.

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19. One Flint Street Associates

Exception Warranty Deed

-TO-

Dated: July 24, 2003

Ack.: July 24, 2003

Rec.: July 29, 2003

City of Rochester
(2nd party not certified)

Liber 9821 of Deeds, Page 657

Conveys all that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows:

Beginning at the intersection of the easterly right of way of the former Pennsylvania Railroad (formerly Genesee Valley Canal) and the northerly streetline of Flint Street extended easterly, also being S 44° -39' -48" E, 526.53 feet from the easterly street line of Exchange Street as measured along the northerly street line of Flint Street;

Thence 1) N 38° -14' -40" E along the easterly right of way of the former Pennsylvania Railroad a distance of 66.24 feet to an angle point in said former easterly right of way;

Thence 2) N 40° -57' -39" E along the easterly right of way of the former Pennsylvania Railroad a distance of 34.37 feet to the southwest corner of lands conveyed to Exchange Genesee Associates by deed Liber 9116 at page 499, said point also being the northwest corner of lands conveyed to One Flint Street Associates by deed Liber 6643 at page 309 on December 27, 1984;

Thence 3) S 44° -39' -48" E, parallel to and 100 feet northerly of the northerly streetline of Flint Street extended, along the southerly bounds of lands of Exchange Genesee Associates, a distance of 28.45 feet, to the westerly right of way of the former Erie Railroad and the southeast corner of lands of Exchange Genesee Associates;

Thence 4) S 29° -09' -36" W along the westerly right of way of the former Erie Railroad a distance of 125.54 feet to a point that is 20.57 feet southerly of the north streetline of Flint Street extended easterly;

Thence 5) N 44° -39' -48" W, parallel to and 20.57 feet southerly of the north streetline of Flint Street extended, through lands of One Flint Street Associates a distance of 50.04 feet, to the easterly right of way of the former Pennsylvania Railroad;

Thence 6) N 38° -09' -48" E along the easterly right of way of the former Pennsylvania Railroad a distance of 20.73 feet to the point or place of beginning.

Being the same premises conveyed by deed recorded in Monroe County Clerk's Office in/as Liber 6643 of Deeds, Page 309.

Contains Lien Fund Clause.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

20. One Flint Street Associates

Easement

-TO-

Dated: July 11, 2003

Ack.: May 28, 2003 and July 11, 2003

Rec.: July 29, 2003

City of Rochester
(2nd party not certified)

Liber 9821 of Deeds, Page 661

First party/parties grant to second party/parties, whereas, Grantor is the owner of a parcel of land located at 5 Flint Street, Rochester, New York (the "Premises"), and

Whereas, the Grantee's construction of a pedestrian walkway/trail connection (the "Trail") adjacent to the Premises requires the Grantee's temporary use of a portion of the Premises during construction of the Trail, and

Whereas, the Grantor is willing to grant this temporary construction easement for Grantee's use regarding the construction of the Trail, upon the terms and conditions set forth herein.

Now, therefore, in consideration of the sum of Two Hundred Fifteen Dollars (\$215.00), and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, the Grantor hereby grants and releases to the Grantee, its successors and assigns the right, privilege and temporary easement set forth herein.

1. Easement

A. The Grantor hereby grants releases and conveys to the Grantee the right, privilege and temporary easement to go in, on over and through the easement area ("Easement Area") set forth on Schedule A attached hereto and made a part hereof, for Grantee's construction of the Trail.

B. The easement granted herein shall be temporary commencing on November 1, 2002 and terminating at midnight on October 31, 2003.

C. In making use of the Easement Area, the Grantee will, after completion of any work by the Grantee in connection with the Easement Area reasonably replace and restore, at the Grantee's sole cost and expense, such area and/or improvements disturbed by such work to the condition of such area and/or improvements before the performance of that work. However, any drainage improvements to the Easement Area shall not be restored to original condition.

2. Title

The Grantor covenants it is the fee owner of the Premises, and that the Grantor has the right and authority to grant this easement, and that all consents required by mortgages and otherwise to grant this easement have been obtained. The Grantor covenants that it is duly authorized to execute this easement.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

3. Indemnification

The Grantee from and after the date of this Easement shall defend, indemnify and hold the Grantor harmless against any and all claims, suits, damages or causes of action for damages, and against any orders or decrees or judgments which may be entered therein, brought for damages or alleged damages resulting from any injury to person and/or property sustained in the Easement Area as a result of the Grantee's exercise of the rights set forth herein, except if caused by the intentional or negligent act or omission of the Grantor, its agents and employees.

4. Recordation

This easement shall be recorded in the Monroe County Clerk's Office, at the expense of the Grantee. Each party shall execute an appropriate Transfer Gains Tax Affidavit and any other document required to be filed with the easement.

5. City Council Authorization

Acceptance of this Easement by the City is authorized by Rochester City Council Ordinance No. 2002-299 passed on September 17, 2002 and deemed adopted on September 22, 2002.

Description of Parcel 'C'
A (Temporary) Construction Easement
to be acquired from One Flint Street Associates
5 Flint Street
SBL No. 121.77-01-10

All that tract or parcel of land situate in the City of Rochester, County of Monroe, State of New York and being more particularly bounded and described as follows:

Commencing at the intersection of the easterly right of way of the former Pennsylvania Railroad (formerly Genesee Valley Canal) and the the northerly streetline of Flint Street extended easterly, also being S 44° -39' -48" E, 526.53 feet from the easterly street line of Exchange Street as measured along the northerly street line of Flint Street.

Thence 1) S 38° -09' -48" W along the easterly right of way of the former Pennsylvania Railroad a distance of 20.73 feet to a point that is 20.57 feet southerly of the north street line of Flint Street extended easterly and the point or place of beginning.

Thence 1) S 44° -39' -48" E, parallel to and 20.57 feet southerly of the north street line of Flint Street extended, through lands of One Flint Street Associates, a distance of 50.04 feet, to the easterly right of way of the former Pennsylvania Railroad.

Thence 2) S 29° -09' -36" W along the westerly right of way of the former Erie Railroad a distance of 41.06 feet to a point on the southerly street line of Flint Street extended easterly.

Thence 3) N 44° -39' -48" W along the southerly street line of Flint Street extended easterly, through lands of One Flint Street Associates, a distance of 56.52 feet, to the easterly right of way of the former Pennsylvania Railroad.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

21. One Flint Associate

Warranty Deed

-TO-

Dated: April 10, 2008

Ack.: April 10, 2007

Rec.: April 30, 2008 at 4:01 P.M.

DHD Ventures New York, LLC
(2nd party not certified)

Liber 10609 of Deeds, Page 626

Conveys all that tract or parcel of land situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows:

Beginning at the intersection of the westerly line of the right of way of the Erie Railroad and the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal); (1) thence in a general southerly direction along said westerly line of the right of way of the Erie Railroad, a distance of 1544.31 feet to the lands of the State of New York; (2) thence in a general southwesterly direction making an included angle of the northwest quadrant of $129^{\circ} 39' 21''$ with course (1) a distance of 505 feet along said State of New York line to a point in the easterly right of way line of the Pennsylvania Railroad; (3) thence northerly making an included angle in the northwest quadrant of $23^{\circ} 38' 11''$ with course (2) a distance of 62.50 feet to a point; (4) thence northerly making an interior angle of $183^{\circ} 16' 39''$ with course (3) a distance of 68.64 feet to a point; (5) thence making an interior angle of $183^{\circ} 01' 34''$ with course (4) a distance of 66.72 feet to a point; (6) thence making an interior angle of $182^{\circ} 52' 03''$ with course (5) a distance of 66.82 feet to a point; (7) thence making an interior angle of $183^{\circ} 27' 16''$ with course (6) a distance of 70.95 feet to a point; (8) thence making an interior angle of $183^{\circ} 38' 28''$ with course (7) a distance of 68.79 feet to a point; (9) thence making an interior angle of $180^{\circ} 35' 35''$ with course (8) a distance of 334 feet to a point; (10) thence making an interior angle of $179^{\circ} 01' 39''$ with course (9) a distance of 134.85 feet to a point; (11) thence making an interior angle of $181^{\circ} 02' 57''$ with course (10) a distance of 130.78 feet to a point; (12) thence making an interior angle of $179^{\circ} 57' 21''$ with course (11) a distance of 249.49 feet to a point; (13) thence making an interior angle of $179^{\circ} 32' 33''$ with course (12) a distance of 152.45 feet to a point; (14) thence making an interior angle of $181^{\circ} 15' 12''$ with course (13) a distance of 328.94 feet to a point; (15) thence making an interior angle of $177^{\circ} 13' 15''$ with course (14) a distance of 132.50 feet to a point; (16) thence making an interior angle of $182^{\circ} 27' 56''$ with course (15) a distance of 44.81 feet to the place of beginning, courses numbered (3) to (16) inclusive running along the easterly line of the right of way of the Western New York and Pennsylvania Railroad Company.

Excepting from the above described premises a triangular parcel of land being Parcel No. 2 in deed dated December 31, 1935 from Socony-Vacuum Oil Company to Rochester Distilling Company, Inc. bounded and described as follows: On the east by the westerly line of the right of way of the Erie Railroad 126 feet, more or less; on the west by the easterly line of the right of way of the Pennsylvania Railroad (formerly Genesee Valley Canal) 124 feet, more or less; on the south by a line drawn parallel to and 100 feet northerly from the northerly line of Flint Street.

Excepting also that parcel of land conveyed to Frank J. Goodwin by deed dated November 3, 1961, and recorded on the same day in Monroe County Clerk's Office in Liber 3371 of Deeds at page 30.

Excepting therefrom parcel of land conveyed by the party of the first part to the City of Rochester, by deed recorded in the Monroe County Clerk's Office in Liber 9821 of Deeds at Page 657 on the 29th day of July, 2003.

This conveyance is made subject to all easements and restrictions of record.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

Being and intending to convey the same premises conveyed to the party of the first part by deed recorded in the Monroe County Clerk's Office in Liber 6643 of Deeds at Page 309 on the 28th day of December, 1984.

Contains Lien Fund Clause.

Revenue stamps for \$ 1,500.00 affixed.

22. DHD Ventures New York, LLC Mortgage to Secure \$375,000.00

-TO- Dated: April 29, 2008
Ack.: April 29, 2008
Rec.: April 30, 2008 at 4:02 P.M.

U.S. Income Partners, LLC Liber 21794 of Mortgages, Page 573
Mortgage No.: CZ 002903

Covers same as No. 21, with same exceptions.

23. DHD Ventures New York, LLC Assignment of Leases, Rents & Profits

-TO- Dated: April 29, 2008
Ack.: April 29, 2008
Rec.: April 30, 2008 at 4:03 P.M.

U.S. Income Partners, LLC Liber 10609 of Deeds, Page 630

Assigns all rents, profits and income from the premises at No. 21, with same exceptions, for the purpose of securing mortgage at No. 22, all upon certain terms and conditions set forth at length.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

24. U.S. Income Partners, LLC

Assignment of Mortgage

-TO-

Dated: April 29, 2008

Ack.: April 29, 2008

Rec.: April 30, 2008 at 4:04 P.M.

Canandaigua National Bank
and Trust Company

Liber 1593 of Assignment of Mortgages, Page 107

Assigns mortgage at #22.

25. DHD Ventures New York, LLC

Financing Statement

620 Park Avenue, Suite 185

Rochester, NY 14607

-TO-

File U# 2008-000244

U.S. Income Partners, LLC

Filed: April 30, 2008 at 4:05 P.M.

3445 Winton Place, Suite 228

Rochester, NY 14623

Covers: All of Debtor's right, title and interest in and to the following:

A. That certain real property more particularly described on Exhibit "A" attached hereto and incorporated herein by this reference (the "Premises"), together with all of the easements, rights, privileges, franchises, tenements, hereditaments and appurtenances now or hereafter thereunto belonging or in any way appertaining and all of the estate, right, title, interest, claim and demand whatsoever of Debtor therein or thereto, either at law or in equity, in possession or in expectancy, now or hereafter acquired;

B. All buildings and improvements of every kind and description now or at any time hereafter located or placed on the Premises (the "Improvements");

C. All easements, rights of way, gores of land, streets, ways, alleys, passages, sewer rights, waters, water courses, water rights and powers, and all estates, rights, titles, interests, privileges, liberties, tenements, hereditaments, and appurtenances of any nature whatsoever, in any way belonging, relating or pertaining to the Premises and all land lying in the bed of any street, road or avenue, opened or proposed, in front of or adjoining the Premises to the center line thereof;

D. All machinery, apparatus, appliances, equipment, fittings, fixtures and other property of every kind and nature whatsoever owned by Debtor, or in which Debtor has or shall have an interest, now or hereafter affixed to the Premises, or located upon the Premises or appurtenant thereto and usable in connection with the present or future operation and occupancy of the Premises and all building equipment, materials and supplies of any nature whatsoever owned by Debtor, or in which Debtor has or shall have an interest, now or hereafter located upon the Premises, all together with any replacements therefor, additions thereto, or proceeds thereof (hereinafter collectively referred to as the "Equipment");

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

E. All awards or payments, including interest thereon, and the right to receive the same, which may be made with respect to the Premises, whether from the exercise of the right of eminent domain (including any transfer made in lieu of the exercise of said right), or for any other injury to or decrease in the value of the Premises;

F. All leases and the right to receive and apply the rents, issues and profits of the Premises (hereinafter referred to as the Rents) to the payment of the Debt, all as now existing or hereafter entered into or arising (hereinafter referred to as the Leases);

G. All other agreements (including without limitation all utility, management, or similar agreements) affecting the use or occupancy of the Premises now or hereafter entered into;

H. All proceeds of and any unearned premiums on any insurance policies covering the Premises, including, without limitation, the right to receive and apply the proceeds of any insurance, judgments, or settlements made in lieu thereof, for damage to the Premises; all benefits of any deposits or payments heretofore or hereafter made relating to the Premises;

I. All other or greater rights and interests of every nature in the Real Estate or the Improvements and in the possession or use thereof and income therefrom, whether now owned or hereafter acquired by Debtor.

This UCC Financing Statements is filed in connection with certain Mortgages and Security Agreements (the "Mortgage") in the principal sum of \$375,000.00 given by Debtor to Secured Party covering the fee estate of Debtor in the Real Estate and Improvements and intended to be duly recorded in Monroe County in the State of New York.

Property: 5 Flint Street
Rochester, NY 14608

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

Thence 4) N 38° -09' -48" E along the easterly right of way of the former Pennsylvania Railroad a distance of 39.74 feet to the point or place of beginning.

Excepting therefrom the above described parcel any area currently occupied by the masonry structure and it's appurtenances located along the southerly bounds of the above described parcel.

Being and hereby intending to convey a temporary easement over a portion of lands conveyed to the parties of the first part herein by Warranty Deed recorded in the Monroe County Clerk's Office on December 28, 1984 in Liber 6643 of Deeds at page 309.

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

PUBLIC ABSTRACT CORPORATION

A corporation duly established under the Laws of the State of New York, in consideration of one or more dollars to it paid, hereby Certifies to the record owners of an interest in or specific lien upon the premises hereinafter referred to or described that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for Deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof, Mortgages, Indexes for General Assignments, Affidavits of Foreclosure, assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action, State Criminal Surety Bond Liens, Individual Surety Bond Lien Docket and Index of Incompetencies, and also the indexes to estates in the office of the Surrogate of said County, against the names of the parties appearing in the foregoing Abstract of Title as owning or having an interest in the premises hereinafter described, during

the record period of such ownership respectively from and including the date November 9, 1973

to the date hereof.

And that it finds the items set forth in the foregoing Abstract of Title, and nothing more, and that said items are correctly set forth, and that there is nothing more in said indexes which appears to affect the premises or any part thereof, described in Liber 4567 of Deeds, at page 63 in said Clerk's Office, set forth in said Abstract of Title in No. 1 on the margin hereof (except liens or incumbrances correctly discharged of record.)

7

NUMBERS

And **PUBLIC ABSTRACT CORPORATION** further Certifies that no judgment appears upon the docket books to have been docketed during the last 10 years, and no Collector's Bond filed and indexed during the last 20 years, and no Financing Statements affixed to Real Property indexed during the last 5 years, and no Federal Tax Lien filed and indexed during the last six years and one month, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of the persons who appear from the foregoing Abstract of Title to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the items set forth in the foregoing Abstract of Title, including those taken from the records and files of the office of the Surrogate of Monroe County, are correctly abstracted.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer, this 8th day of January 1980 at 8:59 o'clock A. M.

PUBLIC ABSTRACT CORPORATION

No. 26531

By Donald Pastani Authorized Officer

Abstracted by M. Garvey

Continued by E. McStravick for premises at #1, excepting premises at #5, with Nos. 8 and 9 added.

and redated January 23, 1980, at 9:55A.M. and re-issued.

Donald Pastani Authorized Officer

(over)

Continued by R. Crane for premises at
No. 6 including full certification of second parties at No. 8,
with No. 10 added.

and redated January 26, 19 82, at 8:59A M. and re-issued.

Richard Crane Authorized Officer

Continued by A. Licherdell for premises at
No. 6, with No. 11 added.

and redated February 4, 19 82, at 4:50 P.M. and re-issued.

Richard Crane Authorized Officer

Continued by J. Domenico for premises at
#6 with #12, #13 and #14 added.

and redated August 22nd, 19 84, at 8:59 A M. and re-issued.
84-4264

Samuel A. Walrath Authorized Officer

Continued by D. Shorter for premises at
#1 with No. 15 added.

and redated September 18, 19 84, at 4:11P.M. and re-issued.

Thomas A. Vento Authorized Officer

Continued by T. Tramontana for premises at
#6 with #16, 17 and 18 added.

and redated December 28, 19 84, at 2:21P.M. and re-issued.

Samuel A. Walrath Authorized Officer

Continued by J. Figo/ITI for premises at No. 1 excepting No. 19, including full certification of second party at No. 17 with Nos. 19 and 20 added and redated 26th of February, 2008 at 8:59 A.M. and re-issued.

File # 226002

PUBLIC ABSTRACT CORPORATION


President
Authorized Officer

PUBLIC ABSTRACT®
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

Continued by **K. Keller/ITI** for premises at **No. 21 with Nos. 21 thru 25 inclusive** added and redated **30th of April, 2008 at 4:05 P.M.** and re-issued.

File # **226002**

PUBLIC ABSTRACT CORPORATION


President

Authorized Officer

PUBLIC ABSTRACT[®]
C O R P O R A T I O N



A Subsidiary of First American Title Insurance Company of New York

MAP OF A SURVEY OF PART OF THE RAPIDS TRACT IN THE CITY OF ROCHESTER, NEW YORK.

MELDY SMITH
CIVIL ENGINEER SURVEYOR
16 STATE ST. ROCHESTER, N.Y.

I MELDY SMITH certify that this map was
made DECEMBER 17, 1941 from notes of a
survey made December 17, 1941

MELDY SMITH

Richard L. L. L.
12/17/41



Scale, 1 in. = 40 ft.



EXCHANGE

60'

STREET

ABSTRACT TITLE
DIVISION OF
THE TITLE GUARANTEE COMPANY
 33 Exchange Street, Rochester 14, N. Y.
TITLE INSURANCE • TAX AND TITLE SEARCHES

SEARCH NO. 151636

TAX ACCT. NO. 57189-01

WARD	LOT	TRACT OR SUBDIVISION	SIDE OF ST.	NAME OF STREET & STREET NUMBER	FEET FRONT	FEET REAR	FEET DEPTH	CODE NUMBER
19	223-225-227-229-231-233-PT 215-217	RAPIDS & ANDREWS	S	FLINT ST. #15	223	391	702 1003	294112

ASSESSED TO HY LAZERSON & SONS INC.

THE TITLE GUARANTEE COMPANY a corporation duly incorporated and existing under the laws of the State of New York, for a valuable consideration to it paid, hereby Certifies and Guarantees to the record owners of an interest in or specific lien upon the premises above described, that there are no CITY or COUNTY TAXES or TAX SALES, LOCAL ASSESSMENTS, WATER RENTS or METER CHARGE, or charges for SIDEWALK CLEANING or REPAIRS now a lien against the real estate described on the tax rolls as above, now payable, except as follows:

DESCRIPTION OF TAX OR ASSESSMENT	AMOUNT	REMARKS
✓ 1961 COUNTY TAX - PA. <i>RAC</i>	381 83	
✓ 1960 COUNTY TAX PA. <i>RAC</i>	450 52	
WATER ADDED TO 1961-1962 CITY TAX INCLUDING INTEREST	160 44	
WATER DUE FEBRUARY 1961	71 40	
LAST READING OF WATER METER DECEMBER 12, 1960 <i>adjusted RAC</i>		
ADD INTEREST ETC.		
DATED APRIL 3, 1961		
ABSTRACT TITLE DIVISION OF THE TITLE GUARANTEE COMPANY By <i>Robert N. H. [Signature]</i> Authorized Signature		

ABSTRACT & TITLE INSURANCE CORPORATION

FORMERLY ABSTRACT TITLE & MORTGAGE CORPORATION — FOUNDED 1886

33 Exchange Street, Rochester 14, N. Y.

TITLE INSURANCE • TAX AND TITLE SEARCHES

Confidential Photo Copy Service

A Corporation duly incorporated under the Laws of the State of New York, for a valuable consideration to it paid, does hereby certify, that upon examination of the INDEXES TO BANKRUPTCY PROCEEDINGS and to ORDERS APPOINTING RECEIVERS in the Office of the Clerk of the United States District Court for the Western District of New York against the following names, for the respective periods of time as listed below, and for six months prior and subsequent to each such period, and finds nothing except as set out herein.

NAME	FROM	TO
Socony-Vacuum Oil Company	1/1/1936	5/20/1940
Rochester Scrap Baling Corp.	5/16/1940	4/26/1956
Hyman Lazerson	4/26/1956	4/26/1956
*****	*****	*****

In Witness Whereof the ABSTRACT & TITLE INSURANCE CORPORATION has caused these presents to be signed by its duly authorized officer this 26th. day of April, 1956 at 3:02 P.M.

ABSTRACT & TITLE INSURANCE CORPORATION

No. 19984 "A" ²By La. N. Hyde
Authorized Officer

Continued and certified against names of

and re-dated

19 , at

M.

Authorized Officer

A B S T R A C T O F T I T L E

- T O -

L o t s 215, 217, 219, 221, 223, 227 a n d 229

R a p i d s T r a c t

Maps: Liber 71 of Deeds, page 388

Lots #215 and #217

1.

Masterton Ure, Alexander
Oswald, Edmund Bucknall
Estcourt by their Attorney
Joseph Fellows by Power
of Attorney Jan. 13, 1852,
James S. Wadsworth

Warranty Deed with covenant of
Mortgage by James Wadsworth

Dated July 1, 1854
Ack. July 31, 27, 1854
Rec. Nov. 27, 1854

-To-

Liber 121 of Deeds, page 409

William Deegan

Conveys land situate in the City of Rochester, known
and distinguished as part of Lots #12, 24 and 36 in the 4000
Acre Tract, so called, in Township #1, Short Range of Townships,
to wit: Subn. #214 containing 25/100 acres; Subn. #215 contain-
ing 38/100 acres; Subn. #216 containing 37/100 acres; Subn. #217
containing 66/100 acres of James Sperry's subdivision of said lots,
containing jointly 1.66 acres more or less.

Subject to all taxes and assessments subsequent to
January 1, 1850.

In The Matter of The Title to Lots Nos. 214
and 216 of The Rapids Tract in Rochester, New York

State of New York)
County of Livingston SS
Town of Leicester)

Miles Perkins being duly sworn deposes and says, that he is a citizen of the United States and is 67 years of age and resides in the Town of Leicester, Livingston County, New York. That he was well acquainted with William Deegan who formerly lived in the Town of Leicester in said County, and formerly owned part of the farm on which the deponent now lives.

That deponent knows that the William Deegan who was the grantee in a deed dated July 1st, 1854 and executed by James S. Wadsworth, individually and by Masterton Ure and others by Attorney and recorded in Monroe County Clerk's Office, in Liber 121 of Deeds, at page 409 conveying with other property to said Deegan, Lots Nos. 214 and 216 of the Rapids Tract, situate on the easterly side of Mansion Street in the City of Rochester, N. Y. is the same person who together with his wife, Mary A. Deegan, executed and delivered a Deed conveying the same premises aforesaid to one Hurman Loomis of Rochester, N. Y. which deed was dated April 27th, 1857 and was recorded in Monroe County Clerk's Office, in Liber 138 of Deeds, at page 185, as I have been informed.

That said William Deegan was unable to sign his name but made his mark. That he moved away from the Town of Leicester to the Town of Mt. Morris about 45 years ago, where he died, as this deponent has been informed and believes.

Miles Perkins

Sworn to before me this
31st day of May, 1897.

A. B. Cooley
Notary Public

2.

William Deegan and Mary A. his wife Warranty Deed

-To-

Heman Loomis

Dated April 27, 1857
Ack. April 28, 1857
Rec. May 5, 1857

Liber 138 of Deeds, page 185

Conveys land in the City of Rochester, known and distinguished in James Sperry's Subdivision of parts of Lots 12, 24 and 36 of the 4000 Acre Tract, so called in Township #1 in the Short Range of Townships, as subdivision #214, 215, 216 and 217, containing jointly 1 66/100 acres more or less.

Being the same premises conveyed by Masterton Ure and others by deed dated July 1, 1854 and recorded in Liber 121 of Deeds, page 409, to the first party.

Note: Signed and acknowledged Dugan.

3.

Heman Loomis

-To-

The Rochester Savings Bank

Mortgage to secure \$4500.

Dated Sept. 20, 1858
Ack. Sept. 30, 1858
Rec. Oct. 30, 1858 at 11:00 A. M.

Liber 91 of Mortgages, page 20

Conveys land in the City of Rochester, described as follows: Lots #48, 49, 68, 69, 70, 71, 72, 73, 214, 215, 216, 217 of James Sperry's Subdivision of Lots 12, 24 and 36 in the 4000 Acre Tract, so called in Township #1, Short Range.

Note: Above mortgage discharged June 9, 1871 by

Abram Karnes.

4.

The Rochester Savings Bank

-To-

Abram Karnes

Assignment of Mortgage

Dated June 9, 1865
Ack. ---
Rec. Jan. 31, 1895

Liber 52 of Assgts, page 216

Assigns mortgage at #3.

5. Heman Loomis Deed of Assignment for the benefit
-To- of creditor
Isaac Loomis, Trustee Dated Dec. 4, 1860
Ack. Dec. 6, 1860
Rec. same day
Liber 159 of Deeds, page 419

Conveys with other property, Subdivision lots
on the Rapid Tract, #49, 68, 69, 70, 71, 72, 73, 215 and 217
as by reference to James Sperry's map of the said Rapids Tract
will more fully appear. To have and to hold in trust for
creditors with preferences.

Second party accepts trust.

6. Edward Webster, Referee Referee's Deed
-To- Dated Nov. 16, 1865
Abram Karnes Ack. Same day
Rec. Dec. 22, 1865
Liber 197 of Deeds, page 189

Conveys with other property, Lots #48, 49, 68, 69,
70, 71, 72, 73, 215 and 217 of James Sperry's Subdivision of
Lots 12, 24 and 36 in the 4000 Acre Tract, so called in Township
1 in the Short Range of Townships.

Recites decree of Supreme Court, Sept. 4, 1865 in
action, Abram Karnes against Heman Loomis, Isaac Loomis, as
Trustees, Benjamin Butler and Sarah, his wife and others. That
premises described in mortgage executed by Heman Loomis to The
Rochester Savings Bank, recorded in Liber 91 of Mortgages, page
20 be sold at public auction by or under the direction of first
party, appointed Referee. Sale by first party pursuant to order
Sept. 30, 1865 to second party for \$1400.

Note: The Lis Pendens and the Referee's Deed in
the above action cannot be found in the proper places. From the
indexes it appears that the Lis Pendens was filed June 30, 1865
and that the Decree was entered in Liber 25 of Decrees, page
202, September 4, 1865.

7. Abram Karnes and Martha
J. Karnes, his wife

-To-

Heman Loomis

Quit Claim Deed

Dated Dec. 1, 1865

Ack. Dec. 20, 1865

Rec. Dec. 22, 1865

Liber 197 of Deeds, page 191

Conveys with other property same as #6.

8. Heman Loomis

-To-

D. Sophia Riddle

Warranty Deed

Dated Dec. 2, 1865

Ack. Dec. 8, 1865

Rec. Nov. 26, 1875

Liber 290 of Deeds, page 156

Conveys land in the City of Rochester, being Lots
#215 and #217 on the Rapids Tract, being a subn. of Lots 12, 24
and 36 in Township #1, Short Range as surveyed by James Sperry
the whole quantity of land by said survey is 1 4/100 acres bounded
east by the Genesee Valley Canal.

9. D. Sophia Riddle Estate

-To-

State of New York

Award

Dated Dec. 28, 1874

Rec. Feb. 26, 1875

Liber 280 of Deeds, page 440

Award of damages caused by the Erie Canal enlargement.

The annexed map is hereby made a part of this award,
it shows the location of the premises and the extent of the
temporary and permanent appropriation.

Damages, none.

Appraisers, Lewis M. Smith, Thad C. Davis, Chas. G.

Myers.

10. D. Sophia Riddle and
Robert, her husband

-To-

Hiram B. Everest, Trustee
of the Vacuum Oil Co.

Warranty Deed

Dated Nov. 24, 1875

Ack. Nov. 26, 1875

Rec. Same day

Liber 290 of Deeds, page 148

Conveys land in the City of Rochester, being Lots
#215 and #217 in the Rapids Tract, being a subn. of Lots 12, 24
and 36 in Township #1, Short Range as surveyed by James

Biddle by Herman Loomis by deed December 2, 1865, containing
1 4/100 acres, bounded east by the Genesee Valley Canal.

(Note: See #29 below.)

Lots #219 and #221

11.

Masterton Ure, Alexander
Oswald, Edmund Bucknall
Estcourt, by their
Attorney, Joseph Fellows,
by Power of Attorney
January 13, 1852, James
S. Wadsworth

Warranty Deed

Dated June 1, 1855
Ack. Aug. 3, July 19, 1855
Rec. Oct. 12, 1855

Liber 128 of Deeds, page 309

-To-

Daniel Waters

Conveys land situate in the City of Rochester, known
and distinguished as part of lots 12, 24 and 36 in the 4000
Acre Tract so called, in Township 1, in the Short Range of
Townships, viz. Subdivision #218, 219, 220, 221 in the Rapids
Tract so called, containing jointly 1 41 1/2/100 acres, as
allotted and surveyed by James Sperry, more or less.

Subject to all taxes and assessments of every des-
cription imposed on said premises subsequent to January 1, 1844.

Warranty, by said James S. Wadsworth.

12.

Daniel Watters, Sarah
H. Watters, his wife

Warranty Deed

Dated April 8, 1858
Ack. same day
Rec. April 9, 1858

Liber 143 of Deeds, page 181

-To-

James Gallagher,
Elizabeth Gallagher, his
wife

Conveys same as #11.

13.

James Gallagher

Award

-To-

State of New York

Dated Dec. 10, 1874
Rec. Feb. 26, 1875

Liber 280 of Deeds, page 444

Award of damages caused by the Erie Canal enlargement.

The annexed map is hereby made a part of this award,
it shows the location of the premises and the extent of the

temporary and permanent appropriation.

Damages, none.

Appraisers, Lewis M. Smith, Thad C. Davis, Chas. G. Myers.

14. Monroe County Surrogate Records show that James Gallagher, died on December 7, 1873 testate and that on January 30, 1874 Letters Testamentary were issued to Eliza Gallagher.

15. Elizabeth Gallagher, in her own right and as devisee under the Last Will and Testament of James Gallagher, dec'd. Warranty Deed
Dated Oct. 24, 1884
Ack. same day
Rec. May 26, 1887
-To- Liber 421 of Deeds, page 261
Martin Williams, Bridget Williams, to hold as tenants in common
Conveys same as #11.

16. Martin Williams, Bridget Williams Warranty Deed
Dated June 1, 1887
Ack. same day
Rec. same day
-To- Liber 420 of Deeds, page 305
Elizabeth Gallagher
Conveys land situate in the City of Rochester, known and distinguished as part of lots 12, 24 and 36 in the 4000 Acre Tract so called in Township 1 in the Short Range of Townships, to wit:- subdivision #218, 219, 220 and 221 in the Rapids Tract so called, containing jointly 1 41 1/2/100 acres allotted and surveyed by James Sperry, more or less.

Being the tract or parcel of land conveyed by said Elizabeth Gallagher in her own right and as devisee under the Last Will and Testament of James Gallagher, late of the said City of Rochester, deceased to said Martin Williams and Bridget Williams by deed dated October 24, 1884 and recorded May 27, 1887 in - - - - -.

The said grantors are both unmarried and have never

17.

Elizabeth Gallagher

Warranty Deed

-To-

Dated June 1, 1887

Vacuum Oil Co.

Ack. Same day

Rec. Same day

Liber 420 of Deeds, page 306

Conveys land situate in the City of Rochester, known and distinguished as subn. #219 and #221 in the Rapids Tract, so called, being the same subn. #219 and #221 mentioned and described in a certain warranty deed from Daniel Watters and Sarah H., his wife to James Gallagher and Elizabeth Gallagher, his wife, dated April 8, 1858 and recorded April 9, 1858 in Liber 143 of Deeds, page 81.

The entire tract or parcel of land conveyed by said deed from said Watters and wife to said Gallagher and wife, being mentioned and described therein as follows: All that tract or parcel of land known and distinguished as parts of Lots #12, 24 and 36 in the 4000 Acre Tract, so called in Township #1 in the Short Range of Townships. Subn. #218, 219, 220 and 221 in the Rapids Tract, so called containing jointly 1 41 1/2/100 acres as allotted and surveyed by James Sperry, more or less.

Note: Above premises conveyed to Vacuum Oil Company, Inc. by deed dated October 15, 1931.

Lots #223 and #225

18.

Masterton Ure, John
Gordon, by their Attorney
Joseph Fellows by virtue
of Power of Attorney,
dated Aug. 17, 1830,
James S. Wadsworth

Warranty Deed

Dated Feb. 1, 1850

Ack. Feb. 6, 12, 1850

Rec. Aug. 9, 1852

Liber 105 of Deeds, page 59

-To-

James Cotter

Conveys land in the City of Rochester, known and distinguished on James Sperry's map of part of Lots #12, 24 and 36 in the 4000 Acre Tract, so called in Township #1 in the Short Range of Townships as Subn. #222, 223, 224 and 225, said Subn. containing jointly 1 44/100 acres, according to Sperry's survey,

more or less.

Warranty except against sale for taxes subsequent
to December 28, 1844.

19.

James Cotter and Ann
Cotter, his wife

-To-

Samuel Ashton

Warranty Deed

Dated Jan. 29, 1855

Ack. Jan. 29, 1855

Rec. Feb. 1, 1855

Liber 123 of Deeds, page 119

Conveys with other property same as #18.

20.

Samuel Ashton and Harriet
Ashton, his wife

-To-

Emmet H. Hollister

Warranty Deed

Dated March 26, 1855

Ack. Same day

Rec. March 27, 1855

Liber 123 of Deeds, page 419

Conveys land situate in the City of Rochester, being
all those certain premises conveyed by James Collier and wife to
said Samuel Ashton by deed January 29, 1855 and recorded in
Liber 123 of Deeds, page 119. Reference being had to said deed
or the record thereof for a more particular description.

21.

Emmett H. Hollister and
Sarah E., his wife

-To-

Bridget O'Brien

Warranty Deed

Dated May 15, 1866

Ack. Same day

Rec. May 16, 1866

Liber 202 of Deeds, page 314

Conveys land situate in the City of Rochester, known
and distinguished on James Sperry's map of parts of Lots 12, 24
and 36 in the 4000 Acre Tract, in Township #1, Short Range as
#222, 223, 224 and 225, containing in the aggregate 1 44/100 ac:
more or less.

22.

Bridget O'Brien

-To-

State of New York

Award

Dated Sept. 17, 1874

Rec. Feb. 26, 1875

Liber 280 of Deeds, page 437

Award of damages caused by the Erie Canal enlargemen

The annexed map is hereby made a part of this award, it shows the location of the premises and the extent of the temporary and permanent appropriation.

Damages, none.

Appraisers: Lewis W. Smith, Thad C. Davis and Chas. G. Myers.

23.

Bridget O'Brien

Warranty Deed

-To-

Dated Sept. 30, 1889

The Vacuum Oil Co.

Ack. Same day
Rec. Same day

Liber 461 of Deeds, page 121

Conveys land in the City of Rochester, known and distinguished as subn. 223 and 225 in the 4000 Acre Tract, so called, being the same subn. 223 and 225 mentioned and described in a certain warranty deed from Emmett H. Hollister and Sarah E. his wife to Bridget O'Brien dated May 15, 1866 and recorded May 16, 1866, Liber 212 of Deeds, page 314. The entire tract of land conveyed by said deed from said Hollister and wife to said Bridget O'Brien, being described as follows: Situate in the City of Rochester, known and distinguished on James Sperry's map of parts of Lots 12, 24 and 36 in the 4000 Acre Tract in Township 1, Short Range as #222, 223, 224 and 225, Containing in the aggregate 1 44/100 acres more or less.

Note: Above premises conveyed to Vacuum Oil Company, Inc. by deed dated October 15, 1931.

Lots #227 and #229

24.

Masterton Ure, John
Gordon by Attorney Joseph
Fellows by Power of
Attorney Aug. 17, 1830,
James S. Wadsworth

Warranty Deed

Dated Nov. 1, 1849

Ack. Nov. 27, 1849

Rec. May 17, 1852

-To-

Liber 101 of Deeds, page 418

Rose Rinn

Conveys land in the City of Rochester, known and distinguished as subn. #226, 227, 228, 229 of Lots #12, 24 and

Range of Townships, said subdivisions containing jointly 1 61/100 acres as surveyed by James Sperry, more or less.

25.

Surrogate's Court, Monroe Will
Co.

Dated July 9, 1856
Probated Dec. 15, 1857

In the Matter

-Of-

Rose Rinn, deceased

First: Directs sale of personal property and distribution of proceeds.

Second: Directs Executor to sell all real estate at his discretion and out of the proceeds to pay first a mortgage made by testator to Mary Regan for \$50.00 dated July 8, 1850 and after such payment to pay each of her children Alice, Ann and Mary the sum of \$60. The balance of the proceeds of said sale to be divided equally, share and share alike between her children Edward Ambrose and Rosanna, the principal sum of said shares so belonging to said last named children to be kept at interest until they respectively arrive at the age of 21 years and the interest thereon to be applied to the support of her said child Rosanna. In case of the death of either of said children Edward Ambrose or Roanna, during his or her minority, his or her share shall belong to the survivor or survivors of said last named children.

Third: Directs that in case either of said children make charges or present a claim against the estate, other than funeral expenses, said child shall not receive the amount hereinbefore directed and said amount to be divided equally among children not presenting such claim or account.

Fourth: Directs Executor to rent said real estate until sale and the payment of proceeds of said rents for support of said child Rosanna.

Fifth: Directs payment by Executor to any child paying off or satisfying the said mortgage hereinbefore mentioned

if same is a lien on said real estate at the time of the decease of said testator.

Lastly appoints Bartly Kilpeck, husband of daughter Alice Executor.

Note: Proceedings in the above Will are indexed in Liber 2 Record Index, page 595.

Petition of Barty Kilpeck dated December 14, 1857 states that Rose Rinn died testate in the City of Rochester September 8, 1856. That the following are all the heirs at law and next of kin of said deceased, viz: Alice, wife of petitioner, of full age; Ann Rinn of said Buffalo of full age; Ambrose Rinn of said Buffalo, a minor and has no general Guardian and Rosana of said Buffalo, a minor and has no general Guardian, all of the above being children and all the children and descendants and descendants in any degree of said deceased.

Letters Testamentary were issued Dec. 15, 1857 to Bartley Kilpeck.

26.

Bartley Kilpeck, Executor of the Last Will and Testament of Rose Rinn, deceased

Warranty Deed

Dated Dec. 15, 1857
Ack. Same day
Rec. Same day

-To-

Thomas Healey

Liber 141 of Deeds, page 180

Conveys same as #24.

27.

Thomas Healy Estate

Award

-To-

State of New York

Dated Sept. 17, 1874
Rec. Feb. 26, 1875

Liber 280 of Deeds, page 439

Award of damages caused by the Erie Canal enlargement. The annexed map is hereby made a part of this award. It shows the location of the premises and the extent of the temporary and permanent appropriation.

Damages, none.

Appraisers: Lewis W. Smith, Thad C. Davis, Charles

27 A

Will

-Of-

Thomas Healy of City
of Rochester, deceased,
June 6, 1875

Will

Dated May 29, 1875
Probated June 30, 1875
Rec. June 30, 1875

Liber 285 of Deeds, page 240

1st: To my wife all my estate, both real and
personal of every name and nature, to have and to hold, her
heirs and assigns forever.

I appoint my said wife Catharine Healy to be
Executrix.

Petition dated June 15, 1875 shows that Thomas
Healy died leaving widow Catharine Healey, and only heirs and
next of kin: Morris Healey, son, Philadelphia, Pa.; Patrick
Healey, son, Rochester; James Healey, son, Rochester; Mary
O'Hara, daughter, all of full age except last named who is
a minor aged 20 years who resides with her husband Hugh O'Hara.

No Letters Testamentary.

No Judicial Settlement.

28.

Catharine Healey

Warranty Deed

-To-

Dated Oct. 17, 1889

The Vacuum Oil Co.

Ack. Same day

Rec. Same day

Liber 461 of Deeds, page 201

Conveys land in the City of Rochester, known and distinguished as Subns. #227 and #229 in the Rapids Tract, so-called, being the same Subns. #227 and #229 mentioned and described in a certain Warranty Deed from Bartley Kilpeck to Thomas Healey, dated December 15, 1857 and recorded on the same day at 4:00 P. M. in Liber 141 of Deeds, page 80. The entire tract or parcel of land conveyed by said deed from said Kilpeck to said Healey being mentioned and described therein as follows, to wit: All that tract or parcel of land situate in the City of Rochester, in said County of Monroe, known and distinguished as Subns. #226, 227, 228 and 229 of Lots Nos. 12, 24 and 36 in the 4000 Acre Tract, so called in Township 1, Short Range of Townships, said subdivisions, containing jointly 1 61/100 acres as surveyed by James Sperry, more or less.

Note: Above premises conveyed to Vacuum Oil Company, Inc. by deed dated November 15, 1931.

29.

Surrogate's Court, Monroe Will
Co.

Dated Nov. 11, 1910

In the Matter

Probated April 3, 1913

-Of-

Hiram B. Everest, dec'd.

Paragraphs 1 to 5 incl. Directs the payment of debts and bequeaths personal property.

"Sixth. All the rest, residue and remainder of my estate, both real and personal, of whatsoever character and wheresoever situated I give, devise and bequeath to my three children Arthur J. Everest, Nellie A. Everest and Carrie E. Clements, and to the survivor or survivors thereof, the child or children of any one of them who may die before me taking the share

which his or her parent would have taken had he or she survived.

Seventh. I appoint my sons, Arthur J. Everest and Charles M. Everest and my daughters, Nellie A. Everest and Carrie E. Clements, Executors of this my last Will and Testament, without bonds, giving to my said Executors, or to a majority of them full power to sell and convey any and all of my real estate at such time, for such prices and on such terms as to them may seem best.

I further direct that all inheritance taxes upon the devisees, legacies and bequests herein given by me be paid and discharged by my Executors out of my residuary estate."

Note: Proceedings are indexed in Record Index 16 at page 105.

Petition of Arthur J. Everest, Charles M. Everest, Nellie A. Everest and Carrie E. Clements dated March 18, 1913 shows that Hiram B. Everest died testate March 15, 1913 leaving him surviving no wife and as the only heirs and next of kin: Charles M. Everest, a son; Arthur J. Everest, a son; Nellie A. Everest, a daughter; Carrie E. Clements, a daughter; all of full age.

Letters Testamentary were issued April 3, 1913 to Charles M. Everest and Nellie A. Everest.

30.

Nellie A. Everest and
Carrie E. Clements,
Arthur J. Everest and
Grace D. Everest, his
wife (all the residuary
legatees and devisees
under the Will of Hiram
B. Everest, dec'd.

Quit Claim Deed

Dated June 13, 1921
Ack. June 13, 18, 1921
Rec. June 28, 1921

Liber 1123 of Deeds, page 328

-To-

Vacuum Oil Company, 61
Broadway, New York City,
N. Y.

Conveys land situate in the City of Rochester, being
Lots Nos. 215 and 217 in the Rapids Tract in said City of
Rochester, and being a subn. of lots Nos. 12, 24 and 36 in

in Township #1, Short Range, as surveyed by James Sperry and the same as conveyed to Hiram B. Everest, trustee of the Vacuum Oil Company, by D. Sophia Riddle and Robert Riddle, her husband, by deed dated November 24, 1875 and recorded in Monroe County Clerk's Office November 26, 1875 in Liber 290 of Deeds, at page 148.

This deed is made to correct cloud in record title, said property having for more than 40 years belonged to the Vacuum Oil Company.

(Note: Above premises conveyed to Vacuum Oil Company, Inc. by deed dated October 15, 1931.)

ABSTRACT TITLE & MORTGAGE CORPORATION

A corporation duly established under the Insurance laws of the State of New York, in consideration of one dollar paid by Socony Vacuum Oil Company Incorporated doth hereby certify that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof and Mortgages and the Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action and State Criminal Surety Bond Liens from and including the date July 1, 1854 for prem. at #1; June 1, 1855 for prem. at #11; Feb. 1, 1850 for prem. at #18; Nov. 1, 1849 for prem. at #24 to the date ~~March~~ Oct. 15, 1931

And **ABSTRACT TITLE & MORTGAGE CORPORATION** doth hereby certify to said Socony Vacuum Oil Company Incorporated that it finds the matters set forth in the foregoing Abstract of Title, and nothing more, and that said matters are correctly set forth, and that there is nothing more in said indexes in the names of

William Deegan	Bridget Williams
William Dugan	James Cotter
Heman Loomis	Samuel Ashton
Rochester Savings Bank	Emmet H. Hollister
Abram Karnes	Emmett H. Hollister
Isaac Loomis, Assignee	Bridget O'Brien
Sophia D. Riddle	Rose Rinn
Hiram B. Everest,	Bartley Kilpeck, as Executor
Trustee	Thomas Healey
Hiram B. Everest	Catharine Healy
Arthur J. Everest	Catharine Healy, as Executrix
Nellie A. Everest	Vacuum Oil Co.
Carrie E. Clements	Vacuum Oil Company
Daniel Waters	
James Gallagher	
Elizabeth Gallagher	
Eliza Gallagher	
Martin Williams	

461 & 1123

which appear to affect the premises, or any part thereof, described in Liber.s 420, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1430, 1431, 1432, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1453, 1454, 1455, 1456, 1457, 1458, 1459, 1460, 1461, 1462, 1463, 1464, 1465, 1466, 1467, 1468, 1469, 1470, 1471, 1472, 1473, 1474, 1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1490, 1491, 1492, 1493, 1494, 1495, 1496, 1497, 1498, 1499, 1500, 1501, 1502, 1503, 1504, 1505, 1506, 1507, 1508, 1509, 1510, 1511, 1512, 1513, 1514, 1515, 1516, 1517, 1518, 1519, 1520, 1521, 1522, 1523, 1524, 1525, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537, 1538, 1539, 1540, 1541, 1542, 1543, 1544, 1545, 1546, 1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554, 1555, 1556, 1557, 1558, 1559, 1560, 1561, 1562, 1563, 1564, 1565, 1566, 1567, 1568, 1569, 1570, 1571, 1572, 1573, 1574, 1575, 1576, 1577, 1578, 1579, 1580, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, 1593, 1594, 1595, 1596, 1597, 1598, 1599, 1600, 1601, 1602, 1603, 1604, 1605, 1606, 1607, 1608, 1609, 1610, 1611, 1612, 1613, 1614, 1615, 1616, 1617, 1618, 1619, 1620, 1621, 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1634, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1652, 1653, 1654, 1655, 1656, 1657, 1658, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1673, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825, 1826, 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836, 1837, 1838, 1839, 1840, 1841, 1842, 1843, 1844, 1845, 1846, 1847, 1848, 1849, 1850, 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2

ABSTRACT OF TITLE

-T O-

Lots on Andrews Park, a Sub-
division of Lots #234 to #241
Rapids Tract

Maps: Liber 71 of Deeds, page 388
Liber 15 of Maps, page 19

1.

Elijah L. Davis

Warranty Deed

-To-

Dated Dec. 16, 1850
Ack. Dec. 17, 1850
Rec. same day

Stephen Charles

Liber 93 of Deeds, page 110

Conveys land in Rochester, known and distinguished
as subdivisions 236, 238, 234, 235, 237, 239, 240, 241 of James
Sperry's Allotment of parts of lots 12, 24 and 36 in the 4000
Acre Tract, so called, in Township #1, Short Range of Townships,
said subdivision containing jointly 3.55 acres, according to said
Sperry's survey, more or less.

2.

Stephen Charles, Mary E.
his wife

Warranty Deed

-To-

Dated May 3, 1852
Ack. May 8, 1852
Rec. May 10, 1852

George W. Fisher

Liber 103 of Deeds, page 240

Conveys same as #1.

3.

Will

-Of-

George W. Fisher

Dated Feb. 15, 1895
Admitted March 1, 1895

Liber 552 of Deeds, page 186

Devises and bequeaths all his real and personal estate of every kind and wheresoever situate unto his wife Mary J. Fisher and to his daughter Sara E. Fisher to be divided between them equally share and share alike.

Gives his executor full power and authority to lease, sell or convey any of his said real estate.

Appoints son George E. Fisher sole executor.

Petition of George E. Fisher shows that George W. Fisher died at Rochester, testate Feb. 24, 1895, leaving him surviving a widow Mary J. Fisher, a daughter Sara E. Fisher and son George E. Fisher as his only heirs and next of kin.

Letters Testamentary to George E. Fisher, March 1, 1895.

4.

G. E. Fisher, executor of
the Last Will and Testa-
ment of George W. Fisher

-To-

Theodore J. Andrews

Warranty Deed

Dated May 31, 1907
Ack. same day
Rec. June 7, 1907

Liber 730 of Deeds, page 208

Conveys same as #1.

Subject to a mortgage of \$6000. being a part of the purchase price thereof.

4.1/2

George E. Fisher and
Sara E. Fisher

-To-

Theodore J. Andrews and
Ada Mary Andrews, his
wife

Quit Claim Deed Cons. \$1.

Dated Sept. 5, 1908
Ack. same day
Rec. Nov. 11, 1908

Liber 781 of Deeds, page 282

Conveys Lots #234 to 241 incl. of James Sperry's Allotment of parts Lots 12, 24 and 36 in 4000 Acre Tract, so called said Lots containing jointly 3.55 acres more or less and being same as conveyed by George E. Fisher as executor of Will of George W. Fisher to Theodore J. Andrews and Ada Mary Andrews, his

wife, by Warranty Deed, dated May 31, 1907 and recorded in Monroe County Clerk's Office.

-
5. Theodore J. Andrews and Ada Mary, his wife
- To-
- G. E. Fisher, executor of the Last Will and Testament of George W. Fisher
- Conveys same as #1.
- Mortgage to secure \$6000.
Part purchase price
- Dated May 31, 1907
Ack. June 1, 1907
Rec. June 7, 1907
- Liber 481 of Mortgages, page 170
-
6. Theodore J. Andrews and Ada Mary, his wife
- To-
- The Tuxill Realty and Improvement Company
- Conveys with other property, same as #1. As collateral security for faithful performance of a contract for building certain houses in City of Rochester and also for payment of all notes, etc., for money advanced by second party to enable first party to complete said contract. Said sum so advanced shall not exceed \$8000.
- Mortgage, see below
- Dated Nov. 23, 1907
Ack. same day
Rec. Dec. 5, 1907
- Liber 527 of Mortgages, page 338
-
7. George E. Fisher, as Executor of the Last Will and Testament of George W. Fisher
- To-
- Max Z. Rosenbloom
- Assigns mortgage at #5. Covenants that \$4600. is due.
- Assignment of Mortgage
- Dated Sept. 5, 1908
Ack. same day
Rec. Sept. 8, 1908
- Liber 76 of Assgts., page 157
-
8. Theodore J. Andrews, Ada May, his wife
- To-
- Marietta Baker
- Conveys land known as lots 234 to 241 inclusive of the Rapids Tract, excepting lots 1, 6, 31, 32 and 33 of the
- Mortgage to secure \$750.
- Dated July 26, 1910
Ack. same day
Rec. July 30, 1910
- Liber 558 of Mortgages, page 496

in Monroe County Clerk's Office June, 1907 in Liber 16 of Maps, page 19.

9.

Max Z. Rosenbloom

Assignment of Mortgage

-To-

Dated Nov. 18, 1910

Ack. Nov. 19, 1910

Ira N. Deyo

Rec. Dec. 28, 1910

Liber 83 of Assignments, page 201

Assigns mortgage at #5 and covenants that there is due thereon the sum of \$1800. and interest thereon from May 15, 1910.

10.

County Court, Monroe Co.

Lis Pendens

Ira N. Deyo

Dated April 5, 1911

Rec. April 18, 1911 at 2:30 P. M.

-Vs-

Liber 43 of Lis Pendens, page 186

George E. Fisher, as
Executor of the Last Will
and Testament of George
W. Fisher, dec'd., Theodore
J. Andrews and Ada Mary Andrews,
his wife, The Tuxill Realty and
Improvement Company; Mary Etta
Baker; The Dock and Mill Company;
Robert J. Howard; Fred H. Snyder;
Monroe Concrete Building Co., John
Miller; Max Z. Rosenbloom; Harry
C. Conrad; Joseph W. Lynd.

J. M. W. Bills, Pltff's Atty.

To foreclose mortgage at #5 and other mortgage by said Andrews to Max Z. Rosenbloom, recorded in Liber 526 of Mortgages, page 7. Premises affected by said action are premises described at #1. The mortgage in Liber 526 of Mortgages, page 7 affects only lot #5 as shown on a map of Theodore J. Andrews subdivision of lots 234 to 241 inclusive of the Rapids Tract, which said map is on file in Monroe County Clerk's Office in Liber 16 of Maps, page 19. Said lot #5 fronts 40 feet on the easterly side of Exchange St. and is 40 feet wide in front and rear and 80 feet deep as shown on said map.

Note: Summons and Complaint, Affidavit and Order to show cause, Judgment Roll, Referee's Report, Judgment of Foreclosure and sale, etc. filed in Box 992.

11. Frederick A. Mann,
Referee
-To-
Frank G. Stark
Referee's Deed Cons. \$3620.
Dated Sept. 1, 1911
Ack. same day
Rec. same day
Liber 766 of Deeds, page 1
Conveys same as #1. Excepting lots 1, 5, 6, 26, 31, 32
and 33 of Andrews Subdivision in Liber 16 of Maps, page 19.
Recites Decree of Court in action at #10 July 1, 1911
and sale in pursuance thereof Aug. 21, 1911.
-
12. Frank G. Stark, Emma J.
his wife
-To-
Mary J. Blood
Warranty Deed
Dated Jan. 18, 1912
Ack. Jan. 19, 1912
Rec. same day at 3:39 P. M.
Liber 863 of Deeds, page 388
Conveys lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17,
18, 19, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 34, 35, 36, 37,
38, 39, 40, 41 and 42 as laid out on a map Liber 16 of Maps, page
19 with the fee title to Andrews Park as shown on said map.
-
13. Mary J. Blood
-To-
Stark-Nellis Realty
Company
Warranty Deed
Dated Jan. 22, 1912
Ack. Same day
Rec. Jan. 26, 1912
Liber 863 of Deeds, page 417
Conveys with other property, said lots 17, 18, 19, 20,
24, 35, 36, 37, 38, 39, 40, 41 & 42 Liber 16 of Maps, page 19,
together with the fee title to Andrews Park as shown on said map.
-
14. Stark-Nellis Realty
Company
-To-
City of Rochester
Warranty Deed
Dated April 29, 1912
Ack. Same day
Rec. Oct. 7, 1912
Liber 893 of Deeds, page 416
Conveys land described as follows:- Beginning at a
point on the east side of Exchange Street 80 feet south from the
northwest corner of lot 234 Rapids Tract; thence running easterly
parallel with the north line of said lot 234 and lot 235 of said

southerly along said lands of said R. R. Co. to a point where a line running parallel with the northerly line of said lot 234 and lot 235 and 122 feet southerly therefrom would intersect the same; thence westerly parallel with said north line of said lot 234 and 235 and 122 feet southerly therefrom to the east line of Exchange Street; thence northerly on east line of said street 42 feet to the place of beginning. Being all the land marked Andrews Park on a map of a Subdivision of lots 234 to 241 inclusive of the Rapids Tract filed in Monroe County Clerk's Office in Liber 16 of Maps, page 19.

Note: Several lots fronting on this strip have been conveyed to various persons.

15.

Stark Nellis Realty
Company

-To-

David C. Colbert

Warranty Deed

Dated Nov. 22, 1913

Ack. Nov. 24, 1913

Rec. Nov. 24, 1913

Liber 928 of Deeds, page 305

Conveys with other property lots 17, 18, 19, 20, 34, 35, 36, 37, 38, 39, 40, 41 & 42 of the Andrews Tract as shown on map in Liber 16 of Maps, page 19.

Subject to a mortgage now discharged.

16.

In the Matter

-Of-

Stark Nellis Realty
Company, Bankrupt

Order approving Bond

Rec. Jan. 12, 1914

Liber 14 of Misc. Records, page 234

Order approving bond of Albert J. Prescott Trustee of the above bankrupt entered Jan. 9, 1914.

17.

Albert J. Prescott,
Trustee of Stark-Nellis
Realty Co., Bankrupt

-To-

David C. Colbert, #1
Main St., West
Rochester, N. Y.

Quit Claim Deed

Dated May 2, 1914

Ack. April 9, 1914

Rec. May 21, 1914 at 11:21 A. M.

Liber 925 of Deeds, page 215

40, 41, 42 Andrews Tract, as shown on map in Liber 16 of Maps,
page 19.

18.

City of Rochester

Warranty Deed

-To-

Dated April 20, 1914

Ack. same day

David C. Colbert

Rec. May 20, 1914 at 8:59 A. M.

Liber 941 of Deeds, page 127

Conveys land in the City of Rochester, beginning at a point in the southerly line of Riverview Place about 442 feet from the easterly line of Exchange Street; thence easterly in the south line of Riverview Place extended about 89.9 feet to the lands of the W. N. Y. and P. R. R.; thence north-westerly along the lands of said W. N. Y. and P. R. R. to a point in the northerly line of said Riverview Place extended a distance of about 43 feet; thence westerly along the northerly line of Riverview Place extended a distance of about 85 feet; thence southerly in a line perpendicular to aforesaid northerly line of Riverview Place about 42 feet to the place of beginning.

Reserving, however, to first party a perpetual right and easement to construct, maintain, alter and repair a sewer in above described premises. Reference to ordinances adopted Dec. 23, 1913 and Jan. 27, 1914 and resolution of the Board of Estimate and apportionment April 18, 1914.

19.

David C. Colbert,
Josephine A., his wife

Warranty Deed

-To-

Dated May 7, 1914

Ack. same day

Rec. May 20, 1914 at 11:22 A. M.

Vacuum Oil Company of
#5 Fitzhugh St., Rochester, N. Y.
Liber 938 of Deeds, page 278

Conveys Lots 17, 18, 19, 20, 41, 42 Andrews Tract.
Also the property at #18. Subject to right of City of Rochester to maintain sewer therein.

This parcel is intended to be the entire strip of land lying between said lots 17, 18 of the Andrews Tract on one side of

it, and Lots 19, 20 said Tract on the other side of it.

Note: Above premises conveyed to Vacuum Oil Company,
Inc. by deed dated October 15, 1931.

20.

ABSTRACT TITLE & MORTGAGE CORPORATION

A corporation duly established under the Insurance laws of the State of New York, in consideration of one dollar paid by Socony Vacuum Oil Company Incorporated doth hereby certify that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof and Mortgages and the Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action and State Criminal Surety Bond Liens from and including the date December 16, 1850

to the date hereof.

And **ABSTRACT TITLE & MORTGAGE CORPORATION** doth hereby certify to said

Socony Vacuum Oil Company Incorporated

that it finds the matters set forth in the foregoing Abstract of Title, and nothing more, and that said matters are correctly set forth, and that there is nothing more in said indexes in the names of

Stephen Charles
George W. Fisher
Mary J. Fisher
Sara E. Fisher
Geo. E. Fisher,
as Executor
Max Z. Rosenbloom
Ira N. Deyo
Tuxill Realty and
Improvement Co.
Marietta Baker
Theodore J. Andrews
Frank G. Stark
Mary J. Blood
Stark-Nellis Realty
Company
David C. Colbert

Vacuum Oil Company
City of Rochester.

which appear to affect the premises, or any part thereof, described in Liber 938 of Deeds at page 278 in said Clerk's office, set forth in said Abstract of Title, in No. 19 on the margin thereof, during the periods of time that said parties respectively appear to have held the title thereto, or to have had any interest therein, except liens or incumbrances discharged of record, as stated below.

19 NUMBERS.

And **ABSTRACT TITLE & MORTGAGE CORPORATION** further certifies that no judgment appears upon the docket books to have been docketed during the last 10 years, and no collector's bond filed and indexed during the last 20 years, and no Conditional Sale Contract of Chattels affixed to Real Property indexed during the last 3 years, and no Federal Tax Lien filed and indexed since September 1, 1925, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of said above named persons who appear to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the matters set forth in the foregoing Abstract of Title, as taken from the records and files of the office of the Surrogate of Monroe County are correctly abstracted; and that each mortgage, judgment, lien or incumbrance which has affected said premises, during the periods covered by this Certificate, and which is not set forth in said Abstract of Title appears upon the records, so far as the indexes refer to the same, to be satisfied and discharged of record correctly and in legal form, and that each satisfaction and discharge of the same appears to be correctly entered on the record of such lien or incumbrance.

In ~~Witness Whereof~~ the Corporation has caused these presents to be signed by an Authorized

Officer, this 12th day of May 1940 at 9:00 o'clock A.M.

ABSTRACT TITLE & MORTGAGE CORPORATION by

No 19044 "A"/17-20 & 41, 42

Authorized Officer

Abstracted by DeLancey Bentlev & R. M. Gorman

ABSTRACT OF TITLE

-TO-

East part of Lots 230-232, Rapids
Tract, East side of Exchange
Street

Maps: Hopkins 1918 Atlas, plate 35
Liber 71 of Deeds, pages 388 and 389
Liber 66 of Deeds, page 11

1.

Newell Allen, Gertrude A.
Allen, his wife

Warranty Deed

-To-

Thomas Healey

Dated May 2, 1863
Ack. same day
Rec. May 4, 1863

Liber 176 of Deeds, page 488

Conveys land in the City of Rochester known and disting-
uished as all those certain pieces or parcels of land in said City
known as Subdivisions #230, 231, 232 and 233 of James Sperry's
Subdivision of parts of lots 12, 24 and 36 of the 4000 Acre Tract
so called in Township #1, Short Range of Townships west of the
Genesee River. Said subdivision contains 1 57/100 acres as survey-
ed by said Sperry, more or less.

Being the same premises heretofore conveyed by deed
recorded in Liber 175 of Deeds, page 4.

Subject to a mortgage now discharged.

2.

Will

-Of-

Thomas Healy of City
of Rochester, deceased
June 6, 1875

Will

Dated May 29, 1875
Probated June 30, 1875
Rec. June 30, 1875

Liber 285 of Deeds, page 240

1st: To my wife all my estate, both real and personal
of every name and nature, to have and to hold, her heirs and
assigns forever.

I appoint my said wife Catharine Healy to be Executrix.

Petition dated June 15, 1875 shows that Thomas Healy
died leaving widow Catharine Healey, and only heirs and next of
kin: Morris Healey, son, Philadelphia, Pa.; Patrick Healey,
son, Rochester; James Healey, son, Rochester; Mary O'Hara,
daughter, all of full age except last named who is a minor aged
20 years who resides with her husband Hugh O'Hara.

No Letters Testamentary.

No Judicial Settlement.

3.

Catherine Healey

-To-

Rochester Savings Bank

Mortgage to secure \$600.

Dated Jan. 27, 1876
Ack. same day
Rec. same day

Liber 191 of Mortgages, page 418

Conveys same as #1.

4.

Catharine Healey

-To-

Patrick J. Healey

Warranty Deed

Dated Jan. 27, 1876
Ack. same day
Rec. Feb. 26, 1876

Liber 290 of Deeds, page 401

Conveys same as #1.

Subject to a certain mortgage executed to the Rochester
Savings Bank for \$600. which said party hereby assumes and agrees
to pay off and discharge and in consideration of all claims and
demands against the Estate of Thomas Healey, deceased.

5. Patrick J. Healy Mortgage to secure \$400.
-To- Dated Jan. 27, 1876
Ack. same day
Catharine Healy Rec. same day
Liber 196 of Mortgages, page 420
Conveys same as #1.
-
6. The Rochester Savings Bank Assignment of Mortgage
-To- Dated Jan. 9, 1879
Ack. same day
George A. Bartholick Rec. Feb. 24, 1879
Liber 25 of Assignments, page 246
Assigns mortgage at #3.
-
7. Catharine Healey Assignment of Mortgage
-To- Dated Dec. 8, 1877
Ack. same day
George A. Bartholick Rec. same day
Liber 23 of Assignments, page 413
Assigns mortgage at #5.
Recites there is due \$400. and interest; that when
\$225.00 and interest shall have been collected by second party
then his interest in said mortgage shall cease and be sole property
of first party and further agreement second party will not commence
proceedings to enforce payment for 1 year so long as interest is
paid and until notice is given first party.
-
8. Supreme Court Lis Pendens
George A. Bartholick Filed Jan. 21, 1879
-Vs- Liber 7 of Lis Pendens, page 171
Catharine Healey, Patrick Henry E. White, Atty.
J. Healey, Charles H. Babcock
To foreclose mortgage at #3.
Judgment Roll filed March 4, 1879.
-

9. Chauncey Nash, Referee Referee's Deed
-To- Dated March 29, 1879
George A. Bartholic Ack. same day
Rec. May 1, 1879
Liber 323 of Deeds, page 48
Conveys same as #1.
Recites decree in action at #8 and sale thereunder
to second party.
-
10. George A. Bartholic and Warranty Deed
Julia C., his wife
-To- Dated May 22, 1879
Ack. June 10, 12, 1879
Rec. Oct. 11, 1879
Edwin Mahoney Liber 324 of Deeds, page 410
Conveys all that tract or parcel of land situate in the
City of Rochester, known as subdivision #230, 231, 232, 233 of the
James Sperry Subdivision of parts of lots 12, 24 and 36 of the
4000 Acre Tract, so called in Township 1, Short Range of Townships,
west of the Genesee River. Said subdivision containing 1.57
acres as surveyed by said Sperry, more or less.
Being the same premises conveyed by Newell Allen and
wife to Thomas Healey by deed May 23, 1863 recorded May 4, 1863
in Liber 176 of Deeds, page 488.
-
11. George A. Bartholic and Warranty Deed
Julia C., his wife
-To- Dated May 22, 1879
Ack. June 12, 1879 and June 10, 1879
Rec. Oct. 11, 1879
Edwin Mahoney Liber 324 of Deeds, page 410
Conveys all that tract or parcel of land situate in
the City of Rochester, known as subdivision #230, 231, 232, 233
of the James Sperry Subdivision of parts of lots 12, 24 and 36
of the 4,000 Acre Tract, so called in Township 1, Short Range of
Townships, west of the Genesee River. Said subdivision containing
1.57 acres as surveyed by said Sperry, more or less. And being
the same premises conveyed by Newell Allen and wife to Thomas
Healey by deed May 23, 1863 recorded May 4, 1863 in Liber 176 of

Deeds, page 488.

12.

Patrick I. Healey, Mary
his wife

-To-

Edwin Mahoney

Quit Claim Deed

Dated Sept. 12, 1879

Ack. Sept. 12, 1879

Rec. Oct. 11, 1879

Liber 326 of Deeds, page 146

Conveys same as #11.

13.

Timothy Donivan

-Vs-

Margaret Mahoney, John
Mahoney, Edward Mahoney

Lis Pendens

Filed Sept. 2, 1884

Rec. Liber 12 of Lis Pendens, page 225

Del. Crittenden, Atty.

To foreclose mortgage recorded in Liber 228 of
Mortgages, page 26.

Judgment Roll filed Oct. 4, 1884.

Note: Said mortgage was discharged of record April 13,
1903.

14.

John J. Mahony, unmarried,
Edward J. Mahony, un-
married, Margaret Mahony
Reagan

-To-

Jeremiah Reagan and
Margaret Mahony Reagan

Quit Claim Deed

Dated March 23, 1903

Ack. same day

Rec. April 13, 1903

Liber 656 of Deeds, page 396

Conveys lots 232 and 233 of the Rapids Tract as shown
on a map of said Tract, on file in Monroe County Clerk's Office,
Liber 71 of Deeds, page 388, and being part of the premises
conveyed to Edwin Mahony, by George A. Bartholic and wife by
deed dated May 22, 1879.

Margaret Mahony Reagan unites in this conveyance to
convey her vested right of dower as widow of Edwin Mahony, deceased

Nothing in Surrogate's Office as to death of Edwin
Mahoney.

15

John J. Mahony, unmarried
Margaret Mahony Reagan

-To-

Edward J. Mahony

Quit Claim Deed

Dated March 23, 1903

Ack. same day

Rec. April 13, 1903

Liber 656 of Deeds, page 398

Conveys parts of lots 230a and 231 of the Rapids Tract as shown on a map of said Tract on file in Liber 71 of Deeds, page 388, and described as follows:- Beginning at a point in the easterly line of Exchange Street at its intersection with the northerly line of said lots 230 and 231; thence southerly along said line of Exchange Street 33 feet; thence easterly parallel with the northerly line of lots 230 and 231 and distant therefrom 33 feet about 515 feet to the lands of the Western New York and Pennsylvania Railroad Company; thence along the lands of said Company to said northerly line of lots 230 and 231; thence along said last mentioned line to the place of beginning. Being part of premises conveyed to Edwin Mahony by George A. Bartholic and wife, by deed dated May 22, 1879.

The premises hereby conveyed are the northerly 1/2 of said lots 230 and 231 and front 33 feet on the eastern side of Exchange Street and extend back of equal width to the lands of the Western New York and Pennsylvania Railroad Company.

16.

Edward J. Mahony, un-
married, Margaret Mahony
Reagan

-To-

John J. Mahoney

Quit Claim Deed

Dated March 23, 1903

Ack. same day

Rec. April 13, 1903

Liber 656 of Deeds, page 397

Conveys parts of lots 230 and 231 of the Rapids Tract, Commencing at the point in the easterly line of Exchange Street 33 feet southerly from its intersection with the northerly line of lots 230 and 231; thence southerly along said line of Exchange Street 33 feet to the southerly line of said lots 230 and 231; thence easterly along said southerly line of lots 230 and 231 about 515 feet to the lands of the Western New York & Pennsylvania

Railroad Company; thence northerly along said Company's land to the southerly line of land conveyed to Edward J. Mahony by John J. Mahony and another, by deed of even date herewith; thence along said last mentioned line to the place of beginning, being part of the premises conveyed to Edwin Mahony by George A. Bartholic and wife by deed dated May 22, 1879.

The premises hereby conveyed being the southerly 1/2 of said lots 230 and 231 and fronts 33 feet on the easterly side of Exchange Street and extend back of equal width to lands of the Western New York and Pennsylvania Railroad Company.

17. John J. Mahoney, un-married
-To- Jeremiah Reagan, Margaret M. his wife
Warranty Deed
Dated April 8, 1904
Ack. April 20, 1904
Rec. April 20, 1904
Liber 684 of Deeds, page 343
Conveys same as #16.

18. Jeremiah Reagan and wife Margaret M.
-To- John Regan, Margaret, his wife
Warranty Deed
Dated Dec. 7, 1903
Ack. Dec. 8, 1903
Rec. Jan. 20, 1904
Liber 670 of Deeds, page 347
Conveys south 1/2 of parcel at #14. Subject to a mortgage now discharged.

19. Edward J. Mahoney, un-married
-To- John J. Mahoney
Warranty Deed
Dated April 8, 1904
Ack. April 19, 1904
Rec. April 20, 1904
Liber 684 of Deeds, page 341
Conveys same as #15.

20. John J. Mahoney, un-married
-To- Jeremiah Reagan, Margaret his wife
Warranty Deed
Dated Jan. 3, 1906
Ack. same day
Rec. Jan. 5, 1906
Liber 709 of Deeds, page 424

21.

John Regan and Margaret
his wife

-To-

Vacuum Oil Company

Warranty Deed

Dated Nov. 13, 1913

Ack. same day

Rec. Nov. 19, 1913

Liber 929 of Deeds, page 213

Conveys premises at #18. Beginning at point in easterly line of Exchange Street 33 feet northerly from its intersection with southerly line of lots 232 and 233; thence easterly parallel with the southerly line of lots 232 and 233 to easterly line of lot 233; thence along easterly line of 233 to said southerly line; thence along southerly line of lots 232 and 233 to Exchange St.; thence along easterly line of Exchange Street to the place of beginning, with interest of first parties in and to Exchange St. in front to the center of said street.

22.

Jeremiah Reagan and wife
Margaret M.

-To-

Vacuum Oil Company

Warranty Deed

Dated Nov. 13, 1913

Ack. same day

Rec. Nov. 19, 1913

Liber 929 of Deeds, page 212

Conveys lots 230 and 231 and that part of lots 232 and 233 bounded as follows: Commencing at point in easterly line of Exchange Street, 33 feet northerly from its intersection with southerly line of said lots 232 and 233; thence easterly parallel with the south line of said lots to easterly line of lot 233; thence northerly along easterly line of lot 233 to northerly line of lots 232 and 233; thence along northerly line of lots 232 and 233 to Exchange Street; thence along easterly line of Exchange Street to the place of beginning. Being all of said lots 232 and 233 except parcel at #21.

Also conveys all interest of first parties in Exchange Street in front of said premises.

First parties reserve possession of house and barn until April 1, 1914 without rent.

23.

Vacuum Oil Company

Warranty Deed

-To-

Dated Oct. 15, 1931

Ack. Oct. 15, 1931

Vacuum Oil Company, Inc.
61 Broadway

Rec. Oct. 26, 1931

Liber 1587 of Deeds, page 119

Conveys, with other property, "Parcel 11". Lots 230,
231, 232 and 233 of the Rapids Tract, according to a map on
file in Monroe County Clerk's Office in Liber 71 of Deeds, page
388.

Being the same premises conveyed by deeds at #21 and 22

ABSTRACT TITLE & MORTGAGE CORPORATION

A corporation duly established under the Insurance laws of the State of New York, in consideration of one dollar paid by Socony Vacuum Oil Company, Incorporated doth hereby certify that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof and Mortgages and the Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action and State Criminal Surety Bond Liens from and including the date December 31, 1862

to the date ~~hereof~~ Oct 15 1937

And ABSTRACT TITLE & MORTGAGE CORPORATION doth hereby certify to said Socony Vacuum Oil Company, Incorporated that it finds the matters set forth in the foregoing Abstract of Title, and nothing more, and that said matters are correctly set forth, and that there is nothing more in said indexes in the names of

Thomas Healey
Catharine Healey
Patrick J. Healey
Rochester Savings Bank
George A. Bartholic
Edwin Mahoney
John J. Mahoney
Edward J. Mahoney
Margaret Mahoney
Margaret Mahoney Reagan
Jeremiah Reagan
Margaret Mahoney Reagan
Vacuum Oil Company

which appear to affect the premises, or any part thereof, described in Liber 929 of Deeds at page 212 & 213 in said Clerk's office, set forth in said Abstract of Title, in No. 21 & 22 on the margin thereof, during the periods of time that said parties respectively appear to have held the title thereto, or to have had any interest therein, except liens or incumbrances discharged of record, as stated below.

23 NUMBERS.

And ABSTRACT TITLE & MORTGAGE CORPORATION further certifies that no judgment appears upon the docket books to have been docketed during the last 10 years, and no collector's bond filed and indexed during the last 20 years, and no Conditional Sale Contract of Chattels affixed to Real Property indexed during the last 3 years, and no Federal Tax Lien filed and indexed since September 1, 1925, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of said above named persons who appear to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the matters set forth in the foregoing Abstract of Title, as taken from the records and files of the office of the Surrogate of Monroe County are correctly abstracted; and that each mortgage, judgment, lien or incumbrance which has affected said premises, during the periods covered by this Certificate, and which is not set forth in said Abstract of Title appears upon the records, so far as the indexes refer to the same, to be satisfied and discharged of record correctly and in legal form, and that each satisfaction and discharge of the same appears to be correctly entered on the record of such lien or incumbrance.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer, this 12th day of May 1940 at 9:00 o'clock A. M.

ABSTRACT TITLE & MORTGAGE CORPORATION by

No. 19941 "A" ¹

Authorized Officer

Abstracted by DeLancey Bentley & R. M. Gorman

ABSTRACT OF TITLE

-TO-

Parcel of land, south of Flint St.
east of Exchange St., and west
of Genesee Valley Canal

1.

Vacuum Oil Company

Warranty Deed

-To-

Dated Oct. 15, 1931

Ack. Same day

Rec. Oct. 26, 1931

Vacuum Oil Company
Inc., 61 Broadway, New
York City

Liber 1587 of Deeds, page 119

Conveys with other property.

✓ Parcel #3: All that tract of land situate in the City
of Rochester, County of Monroe and State of New York, being lots
#215 and 217 in the Rapids Tract in said City of Rochester, and
being a subn. of Lots #12, 24 and 36 in Township #1, Short Range,
as surveyed by James Sperry.

Being the same premises conveyed to the grantor by
deed executed on June 13, 1921, by Nellie A. Everest et al. and
recorded on June 28, 1921 in Book #1123 Deeds, page 328 in said
County of Monroe.

Parcel #6: All that tract of land situate in the City
of Rochester, County of Monroe and State of New York, known and
distinguished as subdivisions #219 and 221 in the Rapids Tract,
so-called.

Being the same premises conveyed to the grantor by

deed executed on June 1, 1887 in Book #420 Deeds, page 306 in the said County of Monroe.

Parcel #7: All that tract of land situate in the City of Rochester, County of Monroe and State of New York, and known and distinguished as Subdivision #223 and 225 in the Four Thousand Acre Tract, so-called.

Being the same premises conveyed to the Grantor by deed executed Sept. 30, 1889 by Bridget O'Brien and recorded on Sept. 30, 1889 in Book 461 Deeds, page 121 in the said County of Monroe.

Parcel #8: All that tract of land situate in the City of Rochester, County of Monroe, State of New York, known and distinguished as subdivisions #227 and 229 in the Rapids Tract, so-called.

Being the same premises conveyed to the Grantor by deed executed Oct. 17, 1889 by Catharine Healey and recorded in Book 461 Deeds, page 201 in the said County of Monroe.

Parcel #11: All that tract of land situate in the City of Rochester, County of Monroe and State of New York, known as Lots #230, 231, 232 and 233 of the Rapids Tract, according to a map thereof on file in Monroe County Clerk's Office in Liber 71 of Deeds, page 388.

Being the same premises conveyed to the Grantor by two certain deeds, one of said deeds having been executed on Nov. 13, 1913 by Jeremiah Reagan and wife and recorded Nov. 19, 1913 in Book 929 Deeds, page 212 in the said County of Monroe; the other of said deeds having been executed on Nov. 13, 1913 by John Regan and wife and recorded Nov. 19, 1913 in Book 929 Deeds, page 213 in the said County of Monroe.

Parcel #12: All that tract of land, situate in the City of Rochester, County of Monroe and State of New York, known and described as Lots #17, 18, 19, 20, 41 and 42 of the Andrews Tract as shown on a map thereof filed in Monroe County Clerk's Office in Liber 16 of Maps, page 19, reference to said map being

had for a more particular description.

Also all that tract of land situate in the City of Rochester, County of Monroe and State of New York, described as follows: Beginning at a point in the southerly line of Riverview Place (formerly Andrews Park) about 442 feet from the easterly line of Exchange Street; thence easterly in the southerly line of Riverview Place extended, about 89.9 feet to the lands of the Western New York and Pennsylvania Railroad Company; thence northwesterly along the lands of said Western New York and Pennsylvania Railroad Company to a point in the northerly line of said Riverview Place extended, a distance of about 43 feet; thence westerly along the northerly line of Riverview Place extended a distance of about 85 feet; thence southerly in a line perpendicular to aforesaid northerly line of Riverview Place, about 42 feet to the place of beginning.

Being the same premises conveyed to said David C. Colbert by the City of Rochester by deed dated and acknowledged April 20, 1914. The said premises conveyed by the City of Rochester to Colbert being subject, however, to the right of the City of Rochester as a perpetual right and easement to construct, maintain, alter and repair a sewer therein. This parcel is intended to be the entire strip of land lying between said lots #17 and #18 of the Andrews Tract on one side of it, and lots #19 and #20 of said Tract on the other side of it.

Being the same premises conveyed to the Grantor by deed executed on May 7, 1914 by David C. Colbert and wife and recorded May 21, 1914 in Book 938 Deeds, page 278 in said County of Monroe.

✓ Parcel #14: All that tract of land situate in the City of Rochester, County of Monroe and State of New York, known as lots #214 and 216 of the James Sperry's Subdivision of Lots #12, 24 and 36 of the Four Thousand Acre Tract, Township 1, Short Range.

Being the same premises conveyed to the Grantor by

Nov. 3, 1919 by Joseph C. Ryan and wife and recorded on Nov. 10, 1919 in Liber 1072 of Deeds, page 283 in said County of Monroe, the second of said deeds having been executed on Nov. 5, 1919 by Cornelia Kenfield and Emily Kenfield and recorded on Nov. 10, 1919 in Book 1072 Deeds, page 287 in said County of Monroe, the third of said deeds having been executed on Nov. 5, 1919 by Winfield W. Kenfield, widower, and recorded on Nov. 10, 1919 in Book 1072 Deeds, at page 288 in said County of Monroe, the said fourth of said deeds having been executed on Nov. 6, 1919 by Mary J. Tumilty and recorded on Nov. 11, 1919 in Book 1070 Deeds, page 435 in said County of Monroe.

2.

In the Matter of
Incorporation

-Of-

The Vacuum Oil Company

Papers filed in
Box 32 in
Monroe County Clerk's Office
Original Certificate dated Aug. 28,
1886

Duration of Corporation is to Aug. 1, 1886.

The purposes of such corporation are to conduct and carry on the manufacture of oils from petroleum.

Certificate dated Nov. 15, 1884 extends the term of existence of said Company for 30 years from said date.

Certificate dated Feb. 28, 1914 extends the corporate existence of said Company for 50 years from Nov. 15, 1914.

3.

Certified copy of Certificate of Merger filed Aug. 9, 1937 in Monroe County Clerk's Office states that on June 29, 1934, the Socony Vacuum Oil Company, Incorporated, acquired all of the estate, rights, property, privileges and franchises of the Vacuum Oil Company, Inc.

4.

Socony-Vacuum Oil Company
Incorporated

Exception
Quit Claim Deed

-To-

Dated Sept. 8, 1936
Ack. same day
Rec. June 18, 1937

Walter Regan and Mary
Helen Regan, his wife,
90 Cottage St.

Liber 1830 of Deeds, page 257

Conveys all right, title and interest of the first party in and to the parcel of land with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe, State of New York, bounded and described as follows:- Commencing at the point formed by the intersection of the easterly line of Exchange St. (formerly Mansion St.) with the southerly line of land of the first party, said point of beginning being 80 feet northeasterly, measured along the easterly line of Exchange St. from the point of intersection of the easterly line of Exchange St. and the northerly line of Riverview Place; thence running southeasterly on an included angle of $89^{\circ} 42' 40''$ with the easterly line of Exchange St. and along the said southerly line of land of the first party a distance of 165 feet to a point; thence running northeasterly on a line parallel to the easterly line of Exchange St. a distance of 49.5 feet to a point in other land of the first party; thence running northwesterly a distance of 165 feet to a point in the easterly line of Exchange St. which is 49.5 feet distant, measured northeasterly along the said easterly line of Exchange St. from the point of beginning; thence running southwesterly along the said easterly line of Exchange St. 49.5 feet to the point or place of beginning.

Being a portion of the premises described as parcel 11 in the deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum Oil Company, Inc. recorded in Monroe County Clerk's Office on Oct. 26, 1931 in Liber 1587 of Deeds, page 119.

As a part of the consideration for this conveyance the second parties for themselves, their heirs, executors, administrators and assigns covenant and this conveyance is made and accepted upon the express covenant and agree that except with

waiver of this provision except for the time and on such terms as are therein specified, neither the premises hereby conveyed nor any part thereof shall at any time from the date hereof be used for sale, storage, distribution or advertising of petroleum or the products, or by-products thereof, that this covenant and agreement is imposed for the benefit of the remaining land of the first party and is to run with the land hereby conveyed and every part thereof, and that a similar restrictive covenant shall be inserted in any deed or lease or other instrument conveying or demising the premises hereby conveyed or any part thereof.

There is expressly excepted and reserved any and all warranties contained in the deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum Oil Company, Inc. recorded in Monroe County Clerk's Office on Oct. 26, 1931 in Liber 1587 of Deeds, page 119.

5. Socony-Vacuum Oil
Company Incorporated

-To-

William J. Sextone and
Elizabeth J. Sextone, his
wife, 1050 Exchange St.

Exception
Quit Claim Deed

Dated July 13, 1937
Ack. same day
Rec. Aug. 9, 1937 at 2:52 P. M.

Liber 1840 of Deeds, page 440

Conveys all right, title and interest of the first party in and to a parcel of land with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe State of New York, bounded and described as follows: Beginning at a point formed by the intersection of the easterly line of Exchange Street (formerly Mansion St.) with the northerly line of lands conveyed to Walter Regan and Mary Helen Regan, his wife, by party of the first part herein by deed dated Sept. 8, 1936 said point being 129.5 feet northerly measured along the easterly line of Exchange St. from the point of intersection of the easterly line of Exchange St. and the northerly line of Riverview Place; thence running easterly along the northerly line of lands now or formerly of Walter Regan and Mary Helen Regan, his wife, 165

feet to a point in the northeast corner thereof at other lands of party of the first part; thence running northerly parallel to the easterly line of Exchange St. and 165 feet distant therefrom and along other lands of the party of the first part 52.5 feet to a point; thence westerly along the southerly line of lands conveyed by first part to William J. Sextone by deed of even date herewith a distance of 165 feet to a point in the easterly line of Exchange St., which point is 52.5 feet measured northerly along the easterly line of Exchange St. from the point of beginning; thence running southerly along the easterly line of Exchange St. 52.5 feet to the point or place of beginning.

Being a portion of the premises described as parcel #11 in the deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum Oil Company, Inc. recorded in Monroe County Deed Records on Oct. 26, 1931 in Liber 1587 at page 119.

As a part of the consideration for this conveyance the parties of the second part for themselves, their heirs, executors, administrators and assigns, covenant and this conveyance is made and accepted upon the express covenant and agreement that except with the written consent of the party of the first part such consent not to be a waiver of this provision except for the time and on such terms as are therein specified, neither the premises hereby conveyed nor any part thereof shall at any time from the date hereof be used for the sale, storage, distribution or advertising of petroleum or the products or by-products thereof; that this covenant and agreement is imposed for the benefit of the remaining land of the party of the first part and is to run with the land hereby conveyed and every part thereof, and that a similar restrictive covenant shall be inserted in any deed or lease or other instrument conveying or demising the premises hereby conveyed or any part thereof.

There is expressly excepted and reserved any and all warranties contained in the deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum Oil Company, Inc. recorded in Monroe County

Deed Records on Oct. 26, 1931 in Liber 1587 at page 119.

U. S. Revenue stamp for \$1.50 affixed and cancelled.

6.

Socony-Vacuum Oil
Company Incorporated

-To-

William J. Sextone
1050 Exchange St.

Exception
Quit Claim Deed

Dated July 13, 1937

Ack. same day

Rec. Aug. 9, 1937 at 2:52 P. M.

Liber 1840 of Deeds, page 442

Conveys all right, title and interest of the party of the first part in and to a parcel of land with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe, State of New York, bounded and described as follows:- Beginning at a point formed by the intersection of the easterly line of Exchange St. (formerly Mansion St.) with the northerly line of lands as described in deed of even date herewith from the grantor herein to William J. Sextone and Elizabeth J. Sextone his wife, said point being 182 feet northerly measured along the easterly line of Exchange Street from the point of intersection of the easterly line of Exchange Street and the northerly line of Riverview Place; thence running easterly along the northerly line of said land conveyed to William J. Sextone and Elizabeth J. Sextone, his wife, 165 feet to a point, the northeast corner thereof at other lands of party of the first part; thence running northerly parallel to the easterly line of Exchange St. and 165 feet distant therefrom and along other lands of the party of the first part 30 feet to a corner in said lands of the party of the first part; thence westerly along the northerly line of lands of the party of the first part a distance of 165 feet to a point in the easterly line of Exchange St. which point is 30 feet measured along the easterly line of Exchange St. from the point of beginning; thence running southerly along the easterly line of Exchange St. 30 feet to the point or place of beginning.

Being a portion of the premises described as parcel 11 in deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum

Oil Company, Inc. recorded in Monroe County Deed Records on Oct. 26, 1931 in Liber 1587 of Deeds, page 119.

As a part of the consideration for this conveyance, the party of the second part for himself, his heirs, executors, administrators and assigns, covenant and this conveyance is made and accepted upon the express covenant and agreement that except with the written consent of the party of the first part such consent not to be a waiver of this provision except for the time and on such terms as are therein specified, neither the premises hereby conveyed nor any part thereof shall at any time from the date hereof be used for the sale, storage, distribution, or advertising of petroleum or the products or by-products thereof; that this covenant and agreement is imposed for the benefit of the remaining land of the party of the first part and is to run with the land hereby conveyed and every part thereof, and that a similar restrictive covenant shall be inserted in any deed or lease or other instrument conveying or demising the premises hereby conveyed or any part thereof.

There is expressly excepted and reserved any and all warranties contained in the deed dated Oct. 15, 1931 from Vacuum Oil Company to Vacuum Oil Company, Inc. recorded in Monroe County Deed Records on Oct. 26, 1931 in Liber 1587 at page 119.

U. S. Revenue Stamps for \$1.50 affixed and cancelled.

7.

Note: Franchise tax report dated May 16, 1940 made by State Tax Commission on file in office of the Abstract Title and Mortgage Corporation shows Socony Vacuum Oil Company, Incorporated, incorporated August 10, 1882, classification 9 A, formerly 182. Name changed from Socony Vacuum Corp. May 31, 1934. Tax paid 1882 to 1938 inclusive. 1939 tax became a lien Nov. 1, 1939.

Socony Vacuum Oil Company Incorporated, a New York corporation having its principal office at No. 26 Broadway, New York, N. Y.	Warranty Deed Dated May 16, Ack. May 16, Rec. May 20,
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Dated May 16, 1940
Ack. May 16, 1940
Rec. May 20, 1940 at 2:57 P. M.

Liber 2010 of Deeds, page 37

Rochester Scrap Baling
Corp. 20 Flint St.
Rochester, N. Y.

That the party of the first part in consideration of the sum of One Hundred (\$100.00) Dollars, lawful money of the United States, and other good and valuable consideration, paid by party of the second part, does hereby remise, release and quit claim unto the party of the second part, his heirs, executors, legal representatives and assigns, forever, all that certain parcel of land, with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows: Beginning at the intersection of the easterly line of Exchange Street (formerly Mansion Street) and the southerly line of Flint Street; (1) thence easterly along said southerly line of Flint Street a distance of four hundred thirty-five and sixty-six hundredths (435.66) feet to the lands leased to the Pennsylvania Railroad Company (formerly Genesee Valley Canal); (2) thence southerly making an included angle in the southwest quadrant of ninety-six (96) degrees thirty-five (35) minutes six (06) seconds with said southerly line of Flint Street a distance of two hundred fourteen and five hundredths (214.05) feet to a point; (3) thence southerly making an interior angle of one hundred seventy-nine (179) degrees three (03) minutes thirty-two (32) seconds with course (2) a distance of one hundred fifty-two and forty-seven hundredths (152.47) feet to a point; (4) thence making an interior angle of one hundred eighty-one (181) degrees fifty-seven (57) minutes, thirty-seven (37) seconds with course (3) a distance of two hundred forty-nine and fifty-one hundredths (249.51) feet to a point; (5) thence making an interior angle of one hundred seventy

eight (178) degrees forty-eight (48) minutes, sixteen (16) seconds with course (4) a distance of one hundred thirty and seventy-eight hundredths (130.78) feet to a point; (6) thence making an interior angle of one hundred seventy-nine (179) degrees forty-eight (48) minutes two (02) seconds with course (5) a distance of one hundred thirty-four and eighty-one hundredths (134.81) feet to a point; (7) thence making an interior angle of one hundred eighty (180) degrees, seven (07) minutes twenty-two (22) seconds with course (6) a distance of one hundred twenty and sixty-one hundredths (120.61) feet to a point; (8) thence westerly making an included angle in the northwest quadrant of eighty-two (82) degrees, eight (8) minutes, twenty (20) seconds with course (7) a distance of one hundred fifteen and seventy-eight hundredths (115.78) feet to a point; (9) thence northerly making an included angle in the northeast quadrant of ninety-one degrees, fourteen (14) minutes, twenty-five (25) seconds with course (8) a distance of two hundred ninety and twenty-four hundredths (290.24) feet to a point; (10) thence making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (9) a distance of two hundred seventy-five (275) feet more or less to a point in the southeasterly line of lands now or formerly of Walter Regan and Mary Helen Regan, his wife, described in a deed from Socony-Vacuum Oil Company, Incorporated, dated September 8, 1936; (11) thence northerly making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (10) and partly along other lands now or formerly of Walter Regan and Mary Helen Regan, his wife, and now or formerly of William J. Sextone and Elizabeth J. Sextone, his wife, five hundred forty-three and twenty-one hundredths (543.21) feet to a point; (12) thence westerly making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (11) a distance of one hundred sixty-five (165) feet to the easterly line of

Exchange Street; (13) thence northerly along said easterly line of Exchange Street making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes forty (40) seconds with course (12) a distance of one hundred fifty-nine (159) feet to the point or place of beginning; courses numbered (2) to (7) inclusive running along the westerly right of way of the Western New York and Pennsylvania Railroad Company.

Excepting therefrom all those two certain tracts or parcels of land, situate in the City of Rochester, County of Monroe and State of New York, described as follows:

Parcel I

Beginning at the southeasterly corner Lot 42 of Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps at page 19; (1) thence southeasterly about five and eight tenths (5.8) feet to the lands leased to the Pennsylvania Railroad; (2) thence northeasterly along the lands leased to the Pennsylvania Railroad about one hundred seventy-two and four-tenths (172.4) feet to the southerly line of Riverview Place (formerly Andrews Park); (3) thence northwesterly along the southerly line of Riverview Place about six (6) feet to the northeast corner of Lot 19 of the said Theodore Andrews Subdivision; (4) thence southwesterly along southeasterly lines of Lots 19 and 42 about one hundred seventy-two and one-tenth (172.1) feet to the place of beginning.

Parcel II

Beginning at the northeast corner of Lot 18 of the Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps at page 19; (1) thence southeasterly about six and three tenths (6.3) feet to the lands leased to the Pennsylvania Railroad; (2) thence southwesterly along said lands leased to the Pennsylvania Railroad about eighty and four tenths (80.4) feet to the northerly line of Riverview Place (formerly Andrews Park); (3) thence north-

(6) feet to the southwest corner of said Lot 18; (4) thence northeasterly along said easterly line of Lot 18 about eighty and four tenths (80.4) feet to the place of beginning.

Excepting and reserving unto the party of the first part, its successors and assigns, the right to install, maintain, operate, repair and remove a sidetrack over and across the following described parcel: Beginning at the point of intersection of the southerly line of Flint Street with the westerly line of the right of way of the Western New York and Pennsylvania Railroad Company; thence southwesterly along the westerly line of the right of way of the Western New York and Pennsylvania Railroad Company eighty-two (82) feet more or less to a point; thence northerly in a straight line eighty-seven (87) feet more or less to a point in the southerly line of Flint Street seventeen (17) feet northwesterly, measured along the southerly line of Flint Street from the point of beginning; thence southeasterly along the southerly line of Flint Street seventeen (17) feet more or less to the point or place of beginning.

Together with the appurtenances and all of the estate and rights of the party of the first part in and to said premises; provided, however, that there is excepted from this deed any and all warranties of Vacuum Oil Company or Vacuum Oil Company, Inc. which are or may be contained in prior deeds in the chain of title to the above described property.

This conveyance is made and accepted subject to:

- (a) Any state of facts an accurate survey might show.
- (b) Any state of facts a personal inspection of the premises might show.
- (c) Encumbrances and easements of record, if any, in so far as the same may be in force and effect.
- (d) The zoning ordinances of the City of Rochester.
- (e) County taxes for the calendar year 1940.

As a part of the consideration for this conveyance, the party of the second part for himself, his heirs, executors,

and accepted upon the express covenant and agreement that neither the premises hereby conveyed nor any part thereof, shall at any time for a period of ten years from the date hereof be used for the storage, sale, distribution or advertising of petroleum, or the products or by-products thereof; that this covenant and agreement is imposed for the benefit of the remaining land of the said party of the first part in the vicinity of the above described premises, and is to run with the land hereby conveyed and every part thereof, and that a similar restrictive covenant shall be inserted in any deed or lease or other instrument conveying or demising the premises hereby conveyed or any part thereof.

For grantor's title see the following deeds:

Nellie A. Everest and Carrie E. Clements and Arthur J. Everest and Grace D. Everest, his wife	dated 6/13/21, Liber 1123 of Deeds, p. 328
Elizabeth Gallagher	" 6/1/1887, Liber 420 of Deeds, p. 306
Bridget O'Brien	" 9/30/1889, Liber 461 of Deeds, p. 121
Catharine Healey	" 10/17/1889, Liber 461 of Deeds, p. 201
John Reagan & wife	" 11/13/1913, Liber 929 of Deeds, p. 213
Jeremiah Reagan & Wife	" 11/13/1913, Liber 929 of Deeds, p. 212
David C. Colbert & wife	" 5/7/1914, Liber 938 of Deeds, p. 278
Mary J. Tumilty	" 11/6/1919, Liber 1070 of Deeds, p. 435
William W. Kenfield, widower	" 11/5/1919, Liber 1072 of Deeds, p. 288
Cornelia Kenfield & Emily Kenfield	" 11/5/1919, Liber 1072 of Deeds, p. 287
Joseph C. Ryan & wife	" 11/3/1919, Liber 1072 of Deeds, p. 283

Note: U. S. Revenue Stamps for \$5.00 affixed and cancelled.

9.

Rochester Scrap Baling
Corp.

Warranty Deed

-To-

Dated Dec. 19, 1941

Ack. Same day

Rec. Dec. 20, 1941 at 11:49 A. M.

Clara M. Lucas, 88 Mount
Clair Drive, Irondequoit,
N. Y.

Liber 2062 of Deeds, page 251

Conveys land situate in the City of Rochester, known and described as follows: Beginning at the point of intersection of the southwest line of Flint Street and the southeast line of Exchange Street (1) thence southwesterly along said line of Exchange Street a distance of 159.00 feet to a point; (2) thence southeasterly making an interior angle of $89^{\circ} 42' 40''$ with course (1) a distance of 213.00 feet to a point, said course being also parallel with the southwest line of Flint Street; thence (3) northeasterly parallel with the southeast line of Exchange Street a distance of 159.00 feet to a point in the southwest line of Flint Street; thence (4) northwesterly along said line of Flint Street a distance of 213.00 feet to the place of beginning.

Being a part of the premises conveyed to the first party by Liber 2010 of Deeds, page 37 and being Lots 214, 216 and parts of Lots 215 and 217 of the Rapids Tract, as same is laid down on a map recorded in Liber 36 of Maps, page 8 and in Liber 71 of Deeds, page 388 in Monroe County Clerk's Office.

Subject to the covenants and restrictions set forth in Deed from Socony-Vacuum Oil Company, Incorporated to the first party and recorded in Liber 2010 of Deeds, page 37 on May 20, 1940.

Reserving, however, unto the first party and its successors and assigns a permanent easement and right of way for ingress and egress only over southeasterly 15 feet of land of the above described property which is to be used in common with the owners of the property above conveyed. Said right of way not to be used for parking and not to be reasonably blocked at any time by either party. The cost of maintenance of said right

of way to be borne equally by the parties hereto or their successors in title.

Intending to include by this conveyance all land upon which the concrete building 84 now stands, together with parcels of land adjoining on the southeast and northwest sides thereof, if the above description does not include the same.

Contains a Lien Fund Clause.

U. S. Revenue Stamps for \$9.35 affixed and cancelled.

ABSTRACT TITLE & MORTGAGE CORPORATION

A corporation duly established under the Insurance laws of the State of New York, in consideration of one dollar paid by Socony Vacuum Oil Company, Incorporated doth hereby certify that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof and Mortgages and the Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action and State Criminal Surety Bond Liens from and including the date Oct. 15, 1931

to the date hereof.

And ABSTRACT TITLE & MORTGAGE CORPORATION doth hereby certify to said Socony Vacuum Oil Company, Incorporated that it finds the matters set forth in the foregoing Abstract of Title, and nothing more, and that said matters are correctly set forth, and that there is nothing more in said indexes in the names of

Vacuum Oil Company
Vacuum Oil Company, Inc.
Socony Vacuum Oil Company,
Incorporated

as parcels 3, 6, 7, 8, 11, 12 and 14 which appear to affect the premises, or any part thereof, described in Liber 1587 of Deeds at page 119 in said Clerk's office, set forth in said Abstract of Title, in No. 1 on the margin thereof, during the periods of time that said parties respectively appear to have held the title thereto, or to have had any interest therein, except liens or incumbrances discharged of record, as stated below.

7 NUMBERS.

And ABSTRACT TITLE & MORTGAGE CORPORATION further certifies that no judgments appear upon the docket books to have been docketed during the last 10 years, and no collector's bond filed and indexed during the last 20 years, and no Conditional Sale Contract of Chattels annexed to Real Property indexed during the last 3 years, and no Federal Tax Lien filed and indexed since September 1, 1925, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of said above-named persons who appear to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the matters set forth in the foregoing Abstract of Title, as taken from the records and files of the office of the Surrogate of Monroe County are correctly abstracted; and that each mortgage, judgment, lien or incumbrance which has affected said premises, during the periods covered by this Certificate, and which is not set forth in said Abstract of Title appears upon the records, so far as the indexes refer to the same, to be satisfied and discharged of record correctly and in legal form, and that each satisfaction and discharge on the same appears to be correctly entered on the record of such lien or incumbrance.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer, this 12th day of May, 1940 at 9:00 o'clock A. M.

ABSTRACT TITLE & MORTGAGE CORPORATION by

No 19984 "A" 1

Abstracted by DeLancey Bentley & R. M. Gorman

(OVER)

Benjamin Smith Authorized Officer

Continued by Chas. Jennings and certified against names of Socony Vacuum Oil Company Incorporated and #8 added

and re-dated May 20 1940 at 2:57 P.M. and re-issued
to W. H. Hickey Authorized Officer

prem. at #9
Continued by Kenneth Dummer for and certified against names of Rochester, Spray Baling Corp. and #9 added

and re-dated Dec. 20 1941 at 11:49 A.M. and re-issued
to Clara M. Lucas Benjamin Smith Authorized Officer

Continued by _____ and certified against names of _____

and re-dated _____ 19____, at _____ M. and re-issued
to _____ Authorized Officer

Continued by _____ and certified against names of _____

and re-dated _____ 19____, at _____ M. and re-issued
to _____ Authorized Officer

Continued by _____ and certified against names of _____

and re-dated _____ 19____, at _____ M. and re-issued
to _____ Authorized Officer

Continued by _____ and certified against names of _____

and re-dated _____ 19____, at _____ M. and re-issued
to _____ Authorized Officer

A B S T R A C T O F T I T L E

T O

P a r c e l o f L a n d

S o u t h S i d e o f F l i n t S t r e e t

& A d j o i n i n g P e n n s y l v a n i a R a i l r o a d
C i t y o f R o c h e s t e r

M a p s :

Liber 16 of Maps, page 19

Liber 36 of Maps, page 8

Hopkins Atlas, Vol. 2, Plate 26

1. Socony Vacuum Oil Company,
Incorporated

Quit Claim Deed

To

Dated May 10, 1940

Ack. May 16, 1940

Rec. May 20, 1940

Rochester Scrap Baling
Corp.
20 Flint Street
Rochester, New York

Liber 2010 of Deeds, page 37

Conveys all that certain parcel of land, with the buildings and improvements thereon, situate in the City of Rochester, County of Monroe and State of New York, bounded and described as follows: Beginning at the intersection of the easterly line of Exchange Street (formerly Mansion Street) and the southerly line of Flint Street; (1) thence easterly along said southerly line of Flint Street a distance of four hundred thirty-five and sixty-six hundredths (435.66) feet to the lands leased to the Pennsylvania Railroad Company (formerly Genesee

ROCHESTER ABSTRACT CORPORATION

the southwest quadrant of ninety-six (96) degrees thirty-five (35) minutes six (06) seconds with said southerly line of Flint Street a distance of two hundred fourteen and five hundredths (214.05) feet to a point; (3) thence southerly making an interior angle of one hundred seventy-nine (179) degrees three (03) minutes thirty-two (32) seconds with course (2) a distance of one hundred fifty-two and forty-seven hundredths (152.47) feet to a point; (4) thence making an interior angle of one hundred eighty-one (181) degrees fifty-seven (57) minutes, thirty-seven (37) seconds with course (3) a distance of two hundred forty-nine and fifty-one hundredths (249.51) feet to a point; (5) thence making an interior angle of one hundred seventy-eight (178) degrees forty-eight (48) minutes, sixteen (16) seconds with course (4) a distance of one hundred thirty and seventy-eight hundredths (130.78) feet to a point; (6) thence making an interior angle of one hundred seventy-nine (179) degrees forty-eight (48) minutes two (02) seconds with course (5) a distance of one hundred thirty-four and eighty-one hundredths (134.81) feet to a point; (7) thence making an interior angle of one hundred eighty (180) degrees, seven (07) minutes twenty-two (22) seconds with course (6) a distance of one hundred twenty and sixty-one hundredths (120.61) feet to a point; (8) thence westerly making an included angle in the northwest quadrant of eighty-two (82) degrees, eight (8) minutes, twenty (20) seconds with course (7) a distance of one hundred fifteen and seventy-eight hundredths (115.78) feet to a point; (9) thence northerly making an included angle in the northeast quadrant of ninety-one degrees, fourteen (14) minutes, twenty-five (25) seconds with course (8) a distance of two hundred ninety and twenty-four hundredths (290.24) feet to a point; (10) thence making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (9) a distance of two hundred seventy-five (275) feet more or less to a point in the south-

Mary Helen Regan, his wife, described in a deed from Socony-Vacuum Oil Company, Incorporated, dated September 8, 1936; (11) thence northerly making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (10) and partly along other lands now or formerly of Walter Regan and Mary Helen Regan, his wife, and now or formerly of William J. Sextone and Elizabeth J. Sextone, his wife, five hundred forty-three and twenty-one hundredths (543.21) feet to a point; (12) thence westerly making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (11) a distance of one hundred sixty-five (165) feet to the easterly line of Exchange Street; (13) thence northerly along said easterly line of Exchange Street making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes forty (40) seconds with course (12) a distance of one hundred fifty-nine (159) feet to the point or place of beginning; courses numbered (2) to (7) inclusive running along the westerly right of way of the Western New York and Pennsylvania Railroad Company.

Excepting therefrom all those two certain tracts or parcels of land, situate in the City of Rochester, County of Monroe and State of New York, described as follows:

Parcel I

Beginning at the southeasterly corner Lot 42 of Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps, at page 19; (1) thence southeasterly about five and eight tenths (5.8) feet to the lands leased to the Pennsylvania Railroad; (2) thence northeasterly along the lands leased to the Pennsylvania Railroad about one hundred seventy-two and four-tenths (172.4) feet to the southerly line of Riverview Place (formerly Andrews Park); (3) thence northwesterly along the southerly line of Riverview Place about six (6) feet to the northeast corner of Lot 19 of

along southeasterly lines of Lots 19 and 42 about one hundred seventy-two and one-tenth (172.1) feet to the place of beginning.

Parcel II

Beginning at the northeast corner of Lot 18 of the Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps, at page 19; (1) thence southeasterly about six and three tenths (6.3) feet to the lands leased to the Pennsylvania Railroad; (2) thence southwesterly along said lands leased to the Pennsylvania Railroad about eighty and four tenths (80.4) feet to the northerly line of Riverview Place (formerly Andrews Park); (3) thence northwesterly along said northerly line of Riverview Place about six (6) feet to the southwest corner of said Lot 18; (4) thence northeasterly along said easterly line of Lot 18 about eighty and four tenths (80.4) feet to the place of beginning.

Excepting and reserving unto the party of the first part, its successors and assigns, the right to install, maintain, operate, repair and remove a sidetrack over and across the following described parcel: Beginning at the point of intersection of the southerly line of Flint Street with the westerly line of the right of way of the Western New York and Pennsylvania Railroad Company; thence southwesterly along the westerly line of the right of way of the Western New York and Pennsylvania Railroad Company eighty-two (82) feet more or less to a point; thence northerly in a straight line eighty-seven (87) feet more or less to a point in the southerly line of Flint Street seventeen (17) feet northwesterly, measured along the southerly line of Flint Street from the point of beginning; thence southeasterly along the southerly line of Flint Street seventeen (17) feet more or less to the point or place of beginning.

Together with the appurtenances and all of the estate and rights of the party of the first part in and to said premises; provided, however, that there is excepted from this deed any and

which are or may be contained in prior deeds in the chain of title to the above described property.

This conveyance is made and accepted subject to:

- (a) Any state of facts an accurate survey might show.
- (b) Any state of facts a personal inspection of the premises might show.
- (c) Encumbrances and easements of record, if any, in so far as the same may be in force and effect.
- (d) The zoning ordinances of the City of Rochester.
- (e) County taxes for the calendar year 1940.

As a part of the consideration for this conveyance, the party of the second part for himself, his heirs, executors, administrators and assigns, covenants, and this conveyance is made and accepted upon the express covenant and agreement that neither the premises hereby conveyed nor any part thereof, shall at any time for a period of ten years from the date hereof be used for the storage, sale, distribution or advertising of petroleum, or the products or by-products thereof; that this covenant and agreement is imposed for the benefit of the remaining land of the said party of the first part in the vicinity of the above described premises and is to run with the land hereby conveyed and every part thereof, and that a similar restrictive covenant shall be inserted in any deed or lease or other instrument conveying or demising the premises hereby conveyed or any part thereof.

For grantor's title see the following deeds:

Nellie A. Everest and Carrie E. Clements and Arthur J. Everest and Grace D. Everest, his wife	Dated 6/13/21, Liber 1123 of Deeds, page 328
Elizabeth Gallagher	" 6/1/1887, Liber 420 of Deeds, page 306
Bridget O'Brien	" 9/30/1889, Liber 461 of Deeds, page 121
Catharine Healey	" 10/17/1889, Liber 461 of Deeds, page 201
John Regan & Wife	" 11/13/1913 Liber 929 of

Jeremiah Regan & Wife	Dated 11/13/1913,	Liber 929 of Deeds, page 212
David C. Colbert & wife	" 5/7/1914,	Liber 938 of Deeds, page 278
Mary J. Tumilty	" 11/6/1919,	Liber 1070 of Deeds, page 435
William W. Kenfield, widower	" 11/5/1919,	Liber 1072 of Deeds, page 288
Cornelia Kenfield & Emily Kenfield	" 11/5/1919,	Liber 1072 of Deeds, page 287
Joseph C. Ryan & wife	" 11/3/1919,	Liber 1072 of Deeds, page 283

Note: U. S. Revenue Stamps for \$5.00 affixed and cancelled.

2.

In the Matter
Of

Certificate of Extension of
Purposes and of Change of
Location of Office

Rochester Scrap Baling Corp.

Filed May 23, 1940 in
Monroe County Clerk's Office
Box 182

ROCHESTER ABSTRACT CORPORATION

1. That the name of this corporation is Rochester Scrap Baling Corp.

2. The Certificate of Incorporation was filed in the name of Henry Forge & Tool, Inc., in the office of the Secretary of State on February 10, 1938.

3. The name of the corporation was changed to Rochester Scrap Baling Corp., by a certificate of change of name, filed in the office of the Secretary of State May 13, 1940.

4. The purposes of the corporation are extended by adding to the statement of the purposes new paragraphs to read as follows:

To buy and sell and generally deal in scrap metals of all kinds, makes and descriptions.

To operate a press and to bale scrap metals of all kinds, makes and description.

To engage in any activities incidental to any of the purposes specifically set forth herein.

3.

Reserving, however, unto the first party and its successors and assigns a permanent easement and right of way for

the above described property which is to be used in common with the owners of the property above conveyed. Said right of way not to be used for parking and not to be unreasonably blocked at any time by either party. The cost of maintenance of said right of way to be borne equally by the parties hereto or their successors in title.

Intending to include by this conveyance all land upon which the concrete building 84 now stands, together with parcels of land adjoining on the southeast and northwest sides thereof, if the above description does not include the same.

U. S. Revenue Stamps for \$9.35 affixed and cancelled.

ROCHESTER ABSTRACT CORPORATION

A corporation duly established under the laws of the State of New York, in consideration of one or more dollars to it in hand paid hereby certifies that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of County of Monroe, in the State of New York, for Deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof and Mortgages and the Indexes of General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Pendency of Action, State Criminal Surety Bond Liens, Individual Surety Bond Lien Docket, Index of Incompetency, and Federal Tax Lien Index from and

including the date May 10, 1940

to the date hereof.

And ROCHESTER ABSTRACT CORPORATION hereby certifies to the record owners of an interest in or specified liens upon the premises hereinafter referred to or described; that it finds the matters set forth in the foregoing Abstract of Title, and nothing more, and that said matters are correctly set forth, and that there is nothing more in said indexes in the names of

Rochester Scrap Baling Corp.

which appear to affect the premises, or any part thereof, described in Liber 2010 of
Deeds at page 37 in said Clerk's Office, set forth in said Abstract of Title,
in No. 1 on the margin thereof, during the periods of time that said parties
respectively appear to have held the title thereto, or to have had any interest therein, except liens or
incumbrances discharged of record, as stated below. Excepting premises at #3.

3 NUMBERS.

And ROCHESTER ABSTRACT CORPORATION further certifies that no judgment appears upon the docket books to have been docketed during the last 10 years, and no collector's bond filed and indexed during the last 20 years, and no Conditional Sale Contract of Chattels affixed to Real Property indexed during the last 3 years, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of said above named persons who appear to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; and that the matters set forth in the foregoing Abstract of Title, as taken from the records and files of the Office of the Surrogate of Monroe County are correctly abstracted; and that each mortgage, judgment, lien or incumbrance which has affected said premises during the periods covered by this Certificate, and which is not set forth in said Abstract of Title appears upon the records, so far as the indexes refer to the same, to be satisfied and discharged of record correctly and in legal form, and that each satisfaction and discharge of the same appears to be correctly entered on the record of such lien or incumbrance.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer, this 23 day of April 19 56 at 8:59 o'clock A. M.

ROCHESTER ABSTRACT CORPORATION by

No. 16,180

Benjamin Smith

..... F. R. Duffee

#19984"A" ²/₋

A B S T R A C T O F T I T L E

- T o -

P a r c e l o f l a n d

S o u t h s i d e F l i n t S t r e e t
a n d A d j o i n i n g P e n n s y l v a n i a
R a i l r o a d
C i t y o f R o c h e s t e r

Maps: Liber 16 of Maps, page 19
 Liber 36 of Maps, page 8
 Hopkins 1935 Atlas, Vol. 2, Plate 26

1. Rochester Scrap Baling
 Corp.,

-To-

Hyman Lazerson,
115 Barry Road,
Rochester, New York.

Warranty Deed

Dated April 26, 1956
Ack. April 26, 1956
Rec. April 26, 1956 at 3:02 P. M.

Liber 3030 of Deeds, page 122

Conveys all that certain parcel of land situate in the
City of Rochester, County of Monroe and State of New York,
bounded and described as follows: Beginning at the intersection
of the easterly line of Exchange Street (formerly Mansion Street)
and the southerly line of Flint Street; (1) thence easterly
along said southerly line of Flint Street a distance of four
hundred thirty-five and sixty-fix hundredths (435.66) feet to
the lands leased to the Pennsylvania Railroad Company (formerly
Genesee Valley Canal); (2) thence southerly making an included

thirty-five (35) minutes six (06) seconds with said southerly line of Flint Street a distance of two hundred fourteen and five hundredths (214.05) feet to a point; (3) thence southerly making an interior angle of one hundred seventy-nine (179) degrees three (03) minutes thirty-two (32) seconds with course (2) a distance of one hundred fifty-two and forty-seven hundredths (152.47) feet to a point; (4) thence making an interior angle of one hundred eighty-one (181) degrees fifty-seven (57) minutes, thirty-seven (37) seconds with course (3) a distance of two hundred forty-nine and fifty-one hundredths (249.51) feet to a point; (5) thence making an interior angle of one hundred seventy-eight (178) degrees forty-eight (48) minutes, sixteen (16) seconds with course (4) a distance of one hundred thirty and seventy-eight hundredths (130.78) feet to a point; (6) thence making an interior angle of one hundred seventy-nine (179) degrees forty-eight (48) minutes two (02) seconds with course (5) a distance of one hundred thirty-four and eighty-one hundredths (134.81) feet to a point; (7) thence making an interior angle of one hundred eighty (180) degrees, seven (07) minutes twenty-two (22) seconds with course (6) a distance of one hundred twenty and sixty-one hundredths (120.61) feet to a point; (8) thence westerly making an included angle in the northwest quadrant of eighty-two (82) degrees, eight (8) minutes, twenty (20) seconds with course (7) a distance of one hundred fifteen and seventy-eight hundredths (115.78) feet to a point; (9) thence northerly making an included angle in the northeast quadrant of ninety-one degrees, fourteen (14) minutes, twenty-five (25) seconds with course (8) a distance of two hundred ninety and twenty-four hundredths (290.24) feet to a point; (10) thence making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (9) a distance of two hundred

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ABSTRACT
& TITLE
INSURANCE
CORPORATION

easterly line of lands now or formerly of Walter Regan and Mary Helen Regan, his wife, described in a deed from Socony-Vacuum Oil Company, Incorporated, dated Sept. 8, 1936; (11) thence northerly making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (10) and partly along other lands now or formerly of Walter Regan and Mary Helen Regan, his wife, and now or formerly of William J. Sextone and Elizabeth J. Sextone, his wife, five hundred forty-three and twenty-one hundredths (543.21) feet to a point; (12) thence westerly making an included angle in the southwest quadrant of eighty-nine (89) degrees, forty-two (42) minutes, forty (40) seconds with course (11) a distance of one hundred sixty-five (165) feet to the easterly line of Exchange Street; (13) thence northerly along said easterly line of Exchange Street making an included angle in the northeast quadrant of eighty-nine (89) degrees, forty-two (42) minutes forty (40) seconds with course (12) a distance of one hundred fifty-nine (159) feet to the point or place of beginning; courses numbered (2) to (7) inclusive running along the westerly right of way of the Western New York and Pennsylvania Railroad Company.

Excepting therefrom all those ^{three}~~two~~ certain tracts or parcels of land, situate in the City of Rochester, County of Monroe and State of New York, described as follows:

Parcel I

Beginning at the southeasterly corner Lot 42 of Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps, at page 19; (1) thence southeasterly about five and eight tenths (5.8) feet to the lands leased to the Pennsylvania Railroad; (2) thence northeasterly along the lands leased to the Pennsylvania Railroad about one hundred seventytwo and four-tenths (172.4) feet to the southerly line of Riverview Place (formerly Andrews

Park); (3) thence northwesterly along the southerly line of Riverview Place about six (6) feet to the northeast corner of Lot 19 of the said Theodore Andrews Subdivision; (4) thence southwesterly along southeasterly lines of Lots 19 and 42 about one hundred seventy-two and one-tenth (172.1) feet to the place of beginning.

Parcel II

Beginning at the northeast corner of Lot 18 of the Theodore J. Andrews Subdivision, a map of which is filed in the Monroe County Clerk's Office in Liber 16 of Maps, at page 19; (1) thence southeasterly about six and three tenths (6.3) feet to the lands leased to the Pennsylvania Railroad; (2) thence southwesterly along said lands leased to the Pennsylvania Railroad about eighty and four tenths (80.4) feet to the northerly line of Riverview Place (formerly Andrews Park); (3) thence northwesterly along said northerly line of Riverview Place about six (6) feet to the southwest corner of said Lot 18; (4) thence northeasterly along said easterly line of Lot 18 about eighty and four tenths (80.4) feet to the place of beginning.

Parcel III

Beginning at the point of intersection of the southwest line of Flint Street and the southeast line of Exchange Street (1) thence southwesterly along said line of Exchange Street a distance of 159.00 feet to a point; (2) thence southeasterly making an interior angle of 89° 42' 40" with course (1) a distance of 213.00 feet to a point, said course being also parallel with the southwest line of Flint Street; thence (3) northeasterly parallel with the southeast line of Exchange Street a distance of 159.00 feet to a point in the southwest line of Flint Street; thence (4) northwesterly along said line of Flint Street a distance of 213.00 feet to the place of

way for ingress and egress only over southeasterly 15 feet of land of the above described property which is to be used in common with the owners of the property above conveyed. Said right of way not to be used for parking and not to be unreasonably blocked at any time by either party. The cost of maintenance of said right of way to be borne equally by the parties hereto or their successors in title.

This conveyance is made subject to the following terms and conditions:

✓ 1. Party of the first part does not warrant the title to any lands, lying east of a line running from the northeast corner of Lot 18, Andrews Tract, southwesterly to the southeast corner of Lot 42 of said Andrews Tract.

✓ 2. Party of the first part does not warrant title to or grant any rights of any kind in, to, over or upon any premises lying east of the westerly line of the former Genesee Valley Canal.

✓ 3. This conveyance is made subject to the rights of any railroad company or any of its subsidiaries or successors in interest to maintain tracks or switches over, on or across premises.

✓ 4. This conveyance is made subject to easement to City of Rochester to maintain a sewer across southeast part of the premises as described in Liber 941 of Deeds, page 127.

✓ 5. This conveyance is made subject to encroachment of spur track of Pennsylvania Railroad along north end of east line of premises; also encroachment of fence along south line of premises; also subject to rights in railroad side track reserved to Socony-Vacuum Oil Company Inc.

✓ 6. This conveyance is made subject to:

(a) Any state of facts an accurate survey might show.

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the premises might show.

(c) Encumbrances and easements of record, if any, in so far as the same may be in force and effect.

(d) The zoning ordinances of the City of Rochester. Contains lien fund clause.

U. S. Revenue Stamps for \$55.00 affixed and cancelled.

2.

Hyman Lazerson

CORRECTLY DISCHARGED OF RECORD
TO BY MORTGAGEE *April 3-1961*
ABSTRACT TITLE
PER Emz

Collateral Security Mortgage not to exceed \$125,000.00

Dated April 26, 1956

Ack. April 26, 1956

Rec. April 26, 1956 at 3:02 P. M.

Liber 2402 of Mtgs., page 52

Conveys same as #1, with same exception as set forth in Parcel III.

Recites the above described premises being the same premises conveyed to Hyman Lazerson by Rochester Scrap Baling Corp. by Deed dated April 26, 1956 and subject to the covenants, easements and agreements therein set forth.

3. Hyman Lazerson

Warranty Deed

-To-

Dated May 17, 1956

Ack. Same day

Rec. May 24, 1956 at 1:05 P.M.

Hy Lazerson & Sons, Inc.,
a New York State Corporation
15 Flint Street
Rochester, N.Y.

Liber 3035 of Deeds, page 10

Conveys same as #1 with same exceptions and reservations, and subject to same terms and conditions.

Contains a lien fund.

4. In the Matter

Incorporation

-of-

Dated April 17, 1956

Filed May 2, 1956

Hy Lazerson and Sons, Inc.

Box 295

Duration: Perpetual.

5. A franchise tax report dated August 12, 1960, File # 3898, in the Office of Abstract Title shows that Hy Lazerson and Sons, Inc., was incorporated April 19, 1956 under indicative classification 9A.

Paid taxes to and including tax which became a lien July 15, 1959. Filed no report thereafter.

6. Hy Lazerson & Sons, Inc.
a domestic corporation

-and-

Central Trust Company,
Rochester, N.Y.

Quit Claim Deed

Dated August 8, 1960

Ack. Same day

Rec. August 9, 1960 at 11:39 A.M.

Liber 3288 of Deeds, page 505

Conveys same as #1 with same exceptions.

Being the same premises conveyed to first party by deed at #3 and subject to same covenants, easements and agreements set forth therein.

This deed shall not merge with the collateral security mortgage given by the first party herein to Central Trust Company, Rochester, N.Y. by instrument dated April 26, 1956 and recorded in Monroe County Clerk's Office in Liber 2402 of Mortgages, page 52.

Note: Consent of all stockholders for this sale filed herewith.

7. Central Trust Company,
Rochester, N.Y.

Deed - Covenant against Grantor

- To -

Dated March 30, 1961

Ack. March 30, 1961

Sol Atkin, 240 Thackeray St.
Samuel J. Atkin,
100 Thackery Street,
Morris Atkin, 220 Monteroy Rd.
as joint tenants with right of survivorship (2nd parties not certified)

Rec. April 3, 1961 at 12:38 P.M.

Liber of Deeds, page

Conveys same as #1, with same exceptions, reservations and subject to same terms and conditions as recited therein.

U.S. Revenue Stamps for \$44.00 affixed and cancelled.

8. Sol Atkin, Samuel J.
Atkin, Morris Atkin,

- To -

Central Trust Company
Rochester, N.Y.

Mortgage to secure \$100,000.00
Part Purchase Price

Dated April 1, 1961
Ack. April 3, 1961
Rec. April 3, 1961 at 12:38 P.M.

Liber 2694 of Mortgages, page 541

Conveys same as #1, with same exceptions, reservations,
and subject to same terms and conditions as recited therein.

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ABSTRACT & TITLE INSURANCE CORPORATION

A corporation duly established under the Insurance Laws of the State of New York, in consideration of one or more dollars to it paid, hereby Certifies and Guarantees to the record owners of an interest in or specific lien upon the premises hereinafter referred to or described that it has examined the Grantor and Mortgagor Indexes to the Records in the office of the Clerk of the County of Monroe, in the State of New York, for Deeds of Conveyance, Wills, Powers of Attorney and Revocations thereof, Mortgages, Indexes for General Assignments, Affidavits of Foreclosure, Assignments of Mortgages, Sheriff's Certificates of Sales, Homestead Exemptions, Lien Book of Welfare Commissioners, Miscellaneous Records, Orders Appointing Receivers, Mortgage Book of Loan Commissioners of the United States Deposit Fund, Leases, Contracts, Notices of Perjury of Action, State Criminal Surety Bond Liens, Individual Surety Bond Lien Docket and Index of Incompetencies, against the names of the parties appearing in the foregoing Abstract of Title as owning or having an interest in the premises hereinafter described, during the record period of such ownership respectively from and including the date April 23, 1956

to the date hereof. **ALSO CERTIFIED AS ABOVE FOR INDEXES TO ESTATES IN SURROGATE'S OFFICE OF SAID COUNTY**

And that it finds the items set forth in the foregoing Abstract of Title, and nothing more, and that said items are correctly set forth, and that there is nothing more in said indexes which appears to affect

the premises, or any part thereof, described in Liber ----- of Deeds,
at page ----- in said Clerk's Office, set forth in said Abstract of Title in
No. 1 on the margin hereof (except liens or incumbrances correctly discharged
of record).

2 NUMBERS.

And **Abstract & Title Insurance Corporation** further Certifies and Guarantees that no judgment appears upon the docket books to have been docketed during the last 10 years, and no Collector's Bond filed and indexed during the last 20 years, and no Conditional Sales Contract of Chattels affixed to Real Property indexed during the last 3 years, and no Federal Tax Lien filed and indexed since September 1, 1925, and no Mechanic's Lien or Lien Bond filed and indexed during the last year, in said Clerk's Office, against any of the persons who appear from the foregoing Abstract of Title to have held any title to said premises during said periods, which is a lien on said premises, except as correctly set forth in said Abstract of Title; that the items set forth in the foregoing Abstract of Title, including those taken from the records and files of the office of the Surrogate of Monroe County, are correctly abstracted.

In Witness Whereof, the Corporation has caused these presents to be signed by an Authorized Officer,
this 26th day of April, 19 56 at 3:02 o'clock P. M.

ABSTRACT & TITLE INSURANCE CORPORATION by

No. 19984 "A" ² -

Armed Allegood

Authorized Officer

Abstracted by M. W. Gaskin

Continued by J. Blizzi

#1 and Nos. 3 to 6 incl. added

and redated August 9, 19 60, at 11:39 AM and re-issued

Stewart M. Hughes

Authorized Officer

(OVER)

This title has been insured by
ABSTRACT & TITLE INSURANCE CORPORATION
Policy No. 19984 "A" Re-issue, Rate on Request

Continued by E. Marie Zipf for premises at
#1 and Nos. 7 and 8 added

and redated April 3, 19 61, at 12:38 P.M. and re-issued.

E. Marie Zipf Authorized Officer

Continued by _____ for premises at

and redated _____ 19 _____, at _____ M. and re-issued.

Authorized Officer

Continued by _____ for premises at

and redated _____ 19 _____, at _____ M. and re-issued.

Authorized Officer

Continued by _____ for premises at

and redated _____ 19 _____, at _____ M. and re-issued.

Authorized Officer

Continued by _____ for premises at

and redated _____ 19 _____, at _____ M. and re-issued.

Authorized Officer

Abstract of Title

Parcel of land
south side Flint Street and
Adjoining Pennsylvania Railroad
City of Rochester. 2

No. 19984 "A" -

by

ABSTRACT

&

TITLE INSURANCE

CORPORATION



BUFFALO

110 Franklin Street

ROCHESTER

33 Exchange Street

LOCKPORT

122 Niagara Street

FOUNDED 1886

1 Link 7 92/100 Inches
1 Link 66/100 of a Foot
1 Rod, Rod or Perch 16 1/4 Feet
1 Chain (100 Links or 4 Rods) 66 Feet
1 Mile (80 Chains) 5,280 Feet
1 Acre (10 Square Chains) 43,560 Square Feet
1 Square Mile 640 Acres

Exhibit H

Corporate Records

NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through March 6, 2010.

Selected Entity Name: FLINT STREET VENTURE LLC

Selected Entity Status Information

Current Entity Name: FLINT STREET VENTURE LLC

Initial DOS Filing Date: JUNE 27, 2007

County: ERIE

Jurisdiction: NEW YORK

Entity Type: DOMESTIC LIMITED LIABILITY COMPANY

Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

FLINT STREET VENTURE LLC

2150 WILLIAM STREET

SLOAN, NEW YORK, 14206

Registered Agent

NONE

This office does not require or maintain information regarding the names and addresses of members or managers of nonprofessional limited liability companies. Professional limited liability companies must include the name(s) and address(es) of the original members, however this information is not recorded and only available by viewing the certificate.

***Stock Information**

# of Shares	Type of Stock	\$ Value per Share
-------------	---------------	--------------------

No Information Available

*Stock information is applicable to domestic business corporations.

Name History

Filing Date	Name Type	Entity Name
JUN 27, 2007	Actual	FLINT STREET VENTURE LLC

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through March 3, 2010.

Selected Entity Name: GEO. M. CLANCY CARTING CO., INC.

Selected Entity Status Information

Current Entity Name: GEO. M. CLANCY CARTING CO., INC.

Initial DOS Filing Date: MARCH 23, 1920

County: MONROE

Jurisdiction: NEW YORK

Entity Type: DOMESTIC BUSINESS CORPORATION

Current Entity Status: INACTIVE - Dissolution by Proclamation / Annulment of Authority (Mar 24, 1993)

Information to reinstate a corporation that has been dissolved by proclamation or annulment of authority by proclamation is available on the New York State Department of Taxation and Finance website at www.tax.state.ny.us keyword TR-194.1 or by writing to NYS Department of Taxation and Finance, Reinstatement Unit/Bldg-8, Rm #958, W.A. Harriman Campus, Albany, NY 12227 or by telephone at 1-800-972-1233

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

(1ST. DIR.)GEO. M. CLANCY
111 PARSELLS AVE.
ROCHESTER, NEW YORK, 14609

Registered Agent

NONE

This office does not record information regarding the names and addresses of officers, shareholders or directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above. Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available by [viewing the certificate.](#)

*Stock Information

# of Shares	Type of Stock	\$ Value per Share
1000	No Par Value	

*Stock information is applicable to domestic business corporations.

Name History

Filing Date	Name Type	Entity Name
MAR 23, 1920	Actual	GEO. M. CLANCY CARTING CO., INC.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through March 3, 2010.

Selected Entity Name: DANNEMILLER COFFEE CO.

Selected Entity Status Information

Current Entity Name: DANCO INDUSTRIES, INC.

Initial DOS Filing Date: MAY 07, 1904

County: NASSAU

Jurisdiction: NEW YORK

Entity Type: DOMESTIC BUSINESS CORPORATION

Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

DANCO INDUSTRIES, INC.

2302 ABBEY CT

ALPHARETTA, GEORGIA, 30004-6028

Chairman or Chief Executive Officer

THOMAS E DANNEMILLER, JR

2302 ABBEY CT

ALPHARETTA, GEORGIA, 30004-6028

Principal Executive Office

DANCO INDUSTRIES, INC.

2302 ABBEY CT

ALPHARETTA, GEORGIA, 30004-6028

Registered Agent

NONE

This office does not record information regarding the names and addresses of officers, shareholders or directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above.

Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available

by viewing the certificate.

***Stock Information**

# of Shares	Type of Stock	\$ Value per Share
0	Capital Stock	120000

*Stock information is applicable to domestic business corporations.

Name History

Filing Date	Name Type	Entity Name
FEB 20, 1963	Actual	DANCO INDUSTRIES, INC.
MAY 07, 1904	Actual	DANNEMILLER COFFEE CO.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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NYS Department of State

Division of Corporations

Entity Information

The information contained in this database is current through March 3, 2010.

Selected Entity Name: KNEPPAR RESOURCE RECOVERY, INC.

Selected Entity Status Information

Current Entity Name: ABRAHAM & LONDON, INC.

Initial DOS Filing Date: AUGUST 25, 1980

County: MONROE

Jurisdiction: NEW YORK

Entity Type: DOMESTIC BUSINESS CORPORATION

Current Entity Status: INACTIVE - Dissolution by Proclamation / Annulment of Authority (Dec 28, 1994)

Information to reinstate a corporation that has been dissolved by proclamation or annulment of authority by proclamation is available on the New York State Department of Taxation and Finance website at www.tax.state.ny.us keyword TR-194.1 or by writing to NYS Department of Taxation and Finance, Reinstatement Unit/Bldg-8, Rm #958, W.A. Harriman Campus, Albany, NY 12227 or by telephone at 1-800-972-1233

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

KNEPPAR RESOURCE RECOVERY, INC.

1 FLINT ST.

ROCHESTER, NEW YORK, 14608

Registered Agent

NONE

This office does not record information regarding the names and addresses of officers, shareholders or directors of nonprofessional corporations except the chief executive officer, if provided, which would be listed above.

Professional corporations must include the name(s) and address(es) of the initial officers, directors, and shareholders in the initial certificate of incorporation, however this information is not recorded and only available by [viewing the certificate.](#)

***Stock Information**

# of Shares	Type of Stock	\$ Value per Share
200	No Par Value	

*Stock information is applicable to domestic business corporations.

Name History

Filing Date	Name Type	Entity Name
SEP 21, 1987	Actual	ABRAHAM & LONDON, INC.
AUG 25, 1980	Actual	KNEPPAR RESOURCE RECOVERY, INC.

A **Fictitious** name must be used when the **Actual** name of a foreign entity is unavailable for use in New York State. The entity must use the fictitious name when conducting its activities or business in New York State.

NOTE: New York State does not issue organizational identification numbers.

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Exhibit I

BCP Contact List & Neighbors Map

CONTACT LIST

ADJACENT OWNERS/OPERATORS

Property Address¹	Owner
1 Cottage Street Rochester, New York 14608	City of Rochester City Hall Room 125B 30 Church Street Rochester, New York 14614
13 Cottage Street Rochester, New York 14608	City of Rochester City Hall Room 125B 30 Church Street Rochester, New York 14614
950 Exchange Street Rochester, New York 14608	VSJ, LLC 950 Exchange Street Rochester, New York 14608
984 Exchange Street Rochester, New York 14608	VSJ, LLC 950 Exchange Street Rochester, New York 14608
990 Exchange Street Rochester, New York 14608	49 Phelps Avenue Rochester, New York 14608
996 Exchange Street Rochester, New York 14608	Central Cities Properties, Inc. Attn: James Falbo P.O. Box 16193 Rochester, New York 14616
1000 Exchange Street Rochester, New York 14608	Janet Williams 1000 Exchange Street Rochester, New York 14608
1010 Exchange Street Rochester, New York 14608	CNY Homes Holding, LLC 11801 Harrington Drive Corning, New York 14830
1014 Exchange Street Rochester, New York 14608	City of Rochester City Hall Room 125B 30 Church Street Rochester, New York 14614

¹Note - where owner's address is different than property address notice will also be to the property.

1020 Exchange Street Rochester, New York 14608	Citimortgage Inc. 5280 Corporate Drive Frederick, Maryland 21703 or U.S. Department of Housing and Urban Development 451 7th Street S.W., Washington, DC 20410
1026 Exchange Street Rochester, New York 14608	Terrence E. Sick 450 Hoffman Road Rochester, New York 14622
1032 Exchange Street Rochester, New York 14608	Joseph P. Schenck 7812 County Road 36 2 Naples, New York 14512
1048 Exchange Street Rochester, New York 14608	David C. Knoll David M. Skinner 969 South Plymouth Avenue Rochester, New York 14608
1050 Exchange Street Rochester, New York 14608	Carstern & Medline A. Walters Attn: Carlton Walters 1050 Exchange Street Rochester, New York 14608
1052 Exchange Street Rochester, New York 14608	Sandra K. Wilson Attn: Sandra K. Brown P.O. Box 25280 Rochester, New York 14625
936 Exchange Street Rochester, New York 14608	Foodlink Foundation Inc. Attn: Executive Director 936 Exchange Street Rochester, New York 14608
22 Flint Street Rochester, New York 14608	Foodlink Foundation Inc. Attn: Executive Director 936 Exchange Street Rochester, New York 14608
7 Flint Street Rochester, New York 14608	City of Rochester City Hall Room 125B 30 Church Street Rochester, New York 14614
20 Magnolia Street Rochester, New York 14608	Phillips Process Co. 20 Magnolia Street Rochester, New York 14608

18 Riverview Place Rochester, New York 14608	Katherine Shields 18 Riverview Place Rochester, New York 14608
24 Riverview Place Rochester, New York 14608	Mary C. Love 24 Riverview Place Rochester, New York 14608
28 Riverview Place Rochester, New York 14608	Charles Eugene Kendall 4836 Sunnyside Road Naples, New York 14512
32 Riverview Place Rochester, New York 14608	Roderick Jones 32 Riverview Place Rochester, New York 14608
38 Riverview Place Rochester, New York 14608	Vera Eaton McLeod 38 Riverview Place Rochester, New York 14608
42 Riverview Place Rochester, New York 14608	Peter J. Mangold P.O. Box 16393 Rochester, New York 14616
48 Riverview Place Rochester, New York 14608	Agnes Sample & Lisa Post P.O. Box 24455 Rochester, New York 14624
52 Riverview Place Rochester, New York 14608	David C. Knoll 969 South Plymouth Avenue Rochester, New York 14608
56 Riverview Place Rochester, New York 14608	Alan B. Williams 56 Riverview Place Rochester, New York 14608
55 Riverview Place Rochester, New York 14608	Mary Etta Nix 55 Riverview Place Rochester, New York 14608
102 Violetta Street Rochester, New York 14608	Rochester Urban Renewal Agency City Hall Room 125B 30 Church Street Rochester, New York 14614

CITY ADMINISTRATION AND OFFICIALS

Robert Duffy
Mayor
City of Rochester
City Hall
30 Church Street
Rochester, New York 14614

Bret Garwood
Director of Development Services
City of Rochester
Bureau of Business and Housing Development
City Hall, Room 0050
30 Church Street
Rochester, New York 14614

Mark Gregor, Manager
Division of Environmental Quality
City of Rochester
City Hall
30 Church Street
Rochester, New York 14614

Robert Morrison, Director
Bureau of Water
10 Felix Street
Rochester, NY 14608

SCHOOLS AND DAY CARE

Dr. Charles T. Lunsford School No. 19 (Pre-K through Grade 6)
Anne Brown Scott, Principal
465 Seward Street
Rochester, New York 14608
(585) 328-7454

LOCAL MEDIA

City Newspaper
250 North Goodman Street
Rochester, New York 14607
(585) 244-3329

DOCUMENT REPOSITORY

Phillis Wheatley Community Library
Lori Frankunas, Branch Site Manager
33 Dr. Samuel McCree Way
Rochester, NY 14608
(585) 428-8212

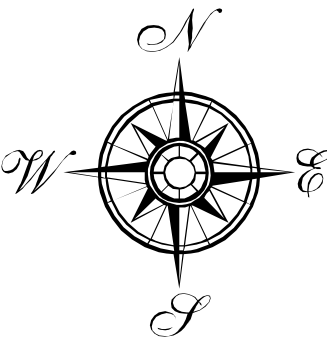


NEIGHBORING PARCELS			
ADDRESS	STREET	USECODE	OWNER NAME
1	COTTAGE ST	311	CITY OF ROCHESTER
13	COTTAGE ST	330	CITY OF ROCHESTER
950	EXCHANGE ST	710	VSJ LLC
984	EXCHANGE ST	311	VSJ LLC
990	EXCHANGE ST	220	GERALDINE KNIGHT
996	EXCHANGE ST	210	CENTRAL CITY PROPERTIES INC
1000	EXCHANGE ST	210	WILLIAMS JANET
1010	EXCHANGE ST	210	CNY HOMES HOLDINGS LLC
1014	EXCHANGE ST	210	ERNEST & KENYETTA SAMPAH
1020	EXCHANGE ST	210	HUD
1026	EXCHANGE ST	210	TERRENCE E SICK
1032	EXCHANGE ST	220	JOSEPH P SCHENCK
1048	EXCHANGE ST	220	KNOLL DAVID C/SKINNER DAVID M
1050	EXCHANGE ST	210	MEDLINE A & CARSTERN WALTERS
1052	EXCHANGE ST	210	SANDRA K WILSON
936	EXCHANGE ST	710	FOODLINK FOUNDATION INC
22	FLINT ST	449	FOODLINK FOUNDATION INC
7	FLINT ST	340	CITY OF ROCHESTER
20	MAGNOLIA ST	710	PHILLIPS PROCESS CO
18	RIVERVIEW PL	210	KATHERINE SHIELDS
24	RIVERVIEW PL	210	MARY C LOVE
28	RIVERVIEW PL	210	CHARLES EUGENE KENDALL
32	RIVERVIEW PL	210	RODERICK JONES
38	RIVERVIEW PL	210	VERA EATON MCLEOD
42	RIVERVIEW PL	210	PETER J MANGOLD
48	RIVERVIEW PL	210	AGNES SAMPLE & LISA POST
52	RIVERVIEW PL	210	DAVID C KNOLL
56	RIVERVIEW PL	210	ALAN B WILLIAMS
55	RIVERVIEW PL	210	MARY ETTA NIX
102	VIOLETTA ST	330	CITY OF ROCHESTER

**BROWNFIELD
CLEANUP PROGRAM
NEIGHBORING
PARCELS**

DHD VENTURES, INC.

**5 & 15 FLINT STREET
ROCHESTER, NEW YORK**



0 100 Feet
1 inch = 100 feet

Legend

- BCP Site Parcels
- Neighboring Parcels
- Proposed BCP Site Boundary

Note: Parcel Information is derived from the City of Rochester real property database, which has been updated via the City website (<http://geo.cityofrochester.gov/defmenu.asp>) to be current as of July 2009.

209436

FIGURE 1

Exhibit J

Library Letter



K N A U F

S H A W

L L P

March 3, 2010

Phillis Wheatley Community Library
Lori Frankunas, Branch Site Manager
33 Dr. Samuel McCree Way
Rochester, NY 14608

Re: Brownfield Cleanup Program Application
Applicant: One Flint Street LLC
Site Name: Former Exxon Mobil Refinery
Site Address: 5 & 15 Flint Street, Rochester, New York

Dear Ms. Frankunas:

We represent One Flint Street LLC in its anticipated Brownfield Cleanup Program application for the above-referenced site at 5 & 15 Flint Street, Rochester. It is a requirement of the NYS Department of Environmental Conservation that we supply them with a letter certifying that the local library is willing and able to serve as a public repository for all documents pertaining to the cleanup of this property. Please sign below if you are able to certify that your library would be willing and able to act as the temporary public repository for this Brownfield Cleanup Program project.

Thank you.

Sincerely,

KNAUF SHAW LLP


AMY L. REICHHART

Yes, the Phillis Wheatley Community Library is willing and able to act as a public repository for documents related to the cleanup of 5 & 15 Flint Street under the NYS Brownfield Cleanup Program.

Lori Frankunas
(name)

3/11/10
(date)

Branch Site Supervisor
(title)

Exhibit K

Zoning Provisions & Comprehensive Plan

ARTICLE III R-1 Low-Density Residential District (§ 120-7 — § 120-15)**§ 120-7 Purpose.**

[Amended 6-17-2003 by Ord. No. 2003-183]

The R-1 Low-Density Residential District is intended to maintain residential areas at relatively low densities. The R-1 District is a distinct urban area that is characterized predominantly by owner-occupied, single-family detached and attached homes but often contains a diverse mix of other preexisting higher-density residential uses. Each R-1 neighborhood is unique in character composition and scale. The district requirements protect the existing neighborhoods from undesirable uses and residential conversions.

§ 120-8 Permitted uses.

The following uses are permitted in the R-1 District:

A.

Single-family detached dwellings.

B.

Single-family attached dwellings.

C.

Family and group family day-care homes.

D.

Adult family day-care homes.

E.

Places of worship.

F.

Convents and rectories.

G.

Home occupations subject to the additional requirements for specified uses in § 120-139.

[Added 6-17-2003 by Ord. No. 2003-183]

§ 120-9 Special permit uses.

The following uses are allowed as special permit uses in the R-1 District:

A.

Ancillary parking lots, subject to the additional requirements for specified uses in § 120-131.

[Amended 6-17-2003 by Ord. No. 2003-183]

B.

Bed-and-breakfast establishments, subject to the additional requirements for specified uses in § 120-132.

C.

Day-care centers, subject to the additional requirements for specified uses in § 120-135.

D.

Parks and recreational areas.

E.

Public and semipublic uses, including but not limited to schools, library, police stations and fire stations.

F.
Public utilities, subject to the additional requirements for specified uses in § 120-144.

G.
Residential care facilities, subject to the additional requirements for specified uses in § 120-146.

§ 120-10 Prohibited conversions.

Conversion of any residential structure to any nonresidential use or to increase the number of residential units in the R-1 District is prohibited except as otherwise provided in this chapter.

§ 120-11 Lot, area and yard requirements.

The following lot, area and yard requirements shall apply to the R-1 District:

A.
Lot frontage requirements.

(1)
Residential uses.

(a)
Minimum lot frontage, detached: average frontage of lots on the block on which the property is located.

(b)
Minimum lot frontage, attached, two units: 30 feet per unit.

(c)
Minimum lot frontage, attached, three or more units: N/A.

(2)
Nonresidential uses.

(a)
Minimum lot frontage: N/A.

B.
Lot area requirements.

(1)
Residential uses.

(a)
Minimum lot area, detached: 5,000 square feet.

(b)
Minimum lot area, attached, two units: 3,000 square feet per unit.

(c)
Minimum lot area, attached, three units or more: N/A.

(d)
Maximum building coverage: 35%.

(e)
Maximum lot coverage: 50%.

(2)

Nonresidential uses.

(a)

Minimum lot area: N/A.

(b)

Maximum building coverage: 35%.

(c)

Maximum lot coverage: 50%.

C.

Yard requirements.

(1)

Residential uses.

(a)

Front yards.

[Amended 6-17-2003 by Ord. No. 2003-183; 7-27-2004 by Ord. No. 2004-240]

[1]

Minimum front yard setback, principal uses and structures: where applicable, the average front yard depth of buildings on the two lots adjoining a property; or the average front yard depth of buildings on the block frontage on which the property is located; or 20 feet.

[2]

Maximum front yard setback, principal uses and structures: where applicable, the average front yard depth of buildings of the two lots adjoining a property; or the average front yard depth of buildings on the block frontage.

[3]

Minimum front yard setback, attached garages: front yard of the principal use or structure plus 10 feet.

(b)

Side yards.

[1]

Minimum side yard setback, detached principal use or structure: five feet minimum with a combined width of both side yards of 15 feet.

[2]

Minimum side yard setback, attached principal use or structure: zero, except when adjacent to a detached structure, in which case the setback shall be five feet minimum with a combined width of both side yards of 15 feet.

[3]

Attached accessory structures: five feet minimum with a combined width of both side yards of 15 feet.

[4]

Minimum side yard setback, detached accessory use or structure: N/A.

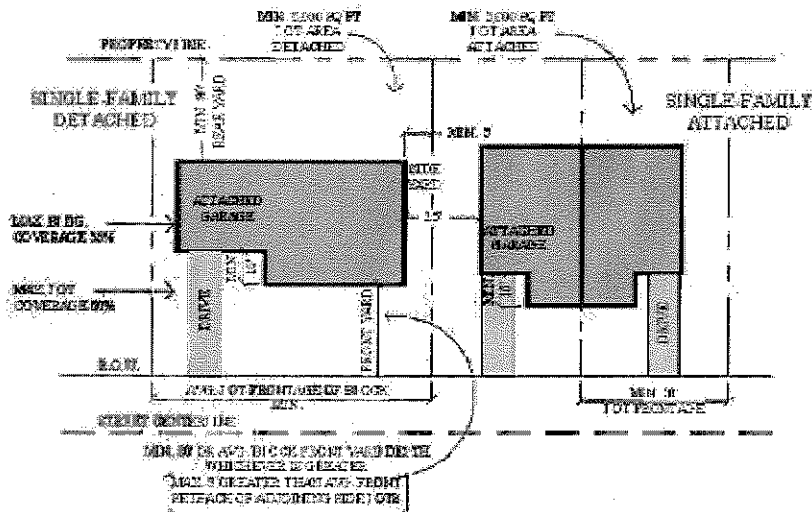
(c)

Rear yard.

[1]

Minimum rear yard setback, principal use or structure: 20 feet or the average rear yard setback on the block on which the property is located, but in no case less than 10 feet.

Minimum rear yard setback, detached accessory use or structure: N/A.



Nonresidential uses.

Minimum front yard setback, principal use or structure: average front yard depth of building(s) on the block on which the property is located or 20 feet, whichever is more, but in no case more than five feet larger than the average of the front yard depth of buildings on the two adjoining lots.

Side yards.

Minimum side yard setback, principal use or structure: 10 feet minimum with a combined width of both side yards of 25 feet.

Minimum side yard setback, detached accessory use or structure: 10 feet.

Rear yard.

Minimum rear yard setback, principal use or structure: 20 feet.

Minimum rear yard setback, detached accessory use or structure: 10 feet.



§ 120-12

A.

(1)

(a)

(b)

(2)

Nonresidential uses.

(a)
Maximum building height, principal use or structure: 2 1/2 stories not to exceed 35 feet.

(b)
Maximum building height, detached accessory use or structure: 15 feet.

§ 120-13 Summary Chart of R-1 Regulations.

The following summarizes the requirements for the R-1 District.

Editor's Note: the Summary Chart of R-1 Regulations is included at the end of this chapter.

§ 120-14 Personal wireless telecommunication facilities (PWTF).

Personal wireless telecommunication facilities in the R-1 District shall be regulated as outlined in § 120-143, Personal wireless telecommunication facilities.

§ 120-15 Additional regulations.

The applicable City-Wide Design Guidelines and Standards (Article XIX) and Requirements Applying to All Districts (Article XX) in this chapter shall apply to all uses in the R-1 District.

ZONING

Summary Chart of R-1 Regulations [Amended 6-17-2003 by Ord. No. 2003-183]

Requirement	Residential			Nonresidential
	Detached	Attached (2 units)	Attached (3 or more units)	
Lot Frontage Requirements				
Minimum lot frontage	Average frontage of lots on block	30 feet per unit	N/A	N/A
Lot Area Requirements				
Minimum lot area	5,000 sf	3,000 sf per unit	N/A	N/A
Maximum building coverage	35%			35%
Maximum lot coverage	50%			50%
Yard Requirements				
Minimum front yard setback, principal use or structure	Average front yard depth of buildings on the block or 20 feet, but in no case larger than the average of the front yard depth of buildings on the two adjoining lots			Average front yard depth of buildings on the block or 20 feet, whichever is more
Minimum front yard setback, attached garage	10 feet from principal structure setback			N/A
Minimum side yard setback, principal use or structure	5 feet 15 feet combined			10 feet 25 feet combined
Minimum side yard setback, detached accessory use or structure	N/A			10 feet
Minimum rear yard setback, principal use or structure	20 feet or the average rear yard setback but in no case less than 10 feet			20 feet
Minimum rear yard setback, detached accessory use or structure	N/A			10 feet
Building Heights				
Maximum building height, principal use or structure	2.5 stories not to exceed 35 feet			2.5 stories not to exceed 35 feet
Maximum building height, detached accessory use or structure	15 feet			15 feet

ARTICLE XIX City-Wide Design Guidelines and Standards (§ 120-156 — § 120-161)**§ 120-156 Purpose.**

The City-wide design guidelines and standards are established for areas outside of the Center City District. The guidelines and standards, through the review and regulation of design characteristics, preserve and promote the unique urban character of Rochester. The guidelines and standards are intended to encourage lively, pedestrian-friendly and attractive streetscapes and open spaces where Rochester residents and visitors will enjoy walking, biking, driving and shopping. Focusing on the immediate neighborhood of any development project, the guidelines and standards maximize visibility for pedestrians, ensure appropriate building design, including entrances, doors and windows, promote open front porches in residential neighborhoods, require attractive signage and ensure its compatibility with the surrounding neighborhood.

§ 120-157 City-wide design guidelines.

Buildings, structures, sites, signs and public spaces should be designed to:

A.

Retain, reflect and enhance the dominant aesthetic or visual qualities of the neighborhood as much as possible.

B.

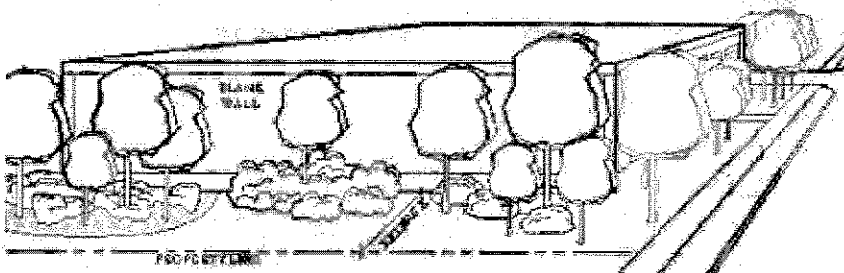
Encourage and promote a sense of design continuity that appropriately relates the historic past of the neighborhood to ongoing revitalization and redevelopment efforts.

C.

Appropriately relate proposed development to existing designs, styles, building forms and land uses.

D.

Encourage and promote the sensitive and contextual design of buildings, signs, sites and public spaces through the use of design elements, details, styles and architectural features as well as other amenities, materials or treatments that may be appropriate to further the design standards. Blank end walls should incorporate building components or design features. Blank rear walls should be screened with landscaping.



E.

Encourage a pedestrian-oriented and human-scaled right-of-way, public realm and streetscape and promote safe pedestrian movement, access and circulation. Access from streets, sidewalks and public rights-of-way should be clearly defined and, where a service alley is viable, garages and loading areas shall be accessed only from the alley.

F.

Encourage and promote the incorporation of design features and other amenities in the private and public realms that reinforce the importance of terminating streets, public ways and vistas with focal points.

G.

Encourage and promote the design of buildings, sites, signs and public spaces along the waterfront that protects, enhances and strengthens these areas as well as significant recreational, environmental, historic, scenic and cultural resources.

H.

Encourage and promote the use of predominant existing building materials within the neighborhood and the predominant existing building materials, architectural features and fenestration on specific structures as a guide in determining appropriate replacement

and new construction materials. Where possible, all replacement windows in elevations visible from any public right-of-way should match the original windows in size and configuration.

I.

Protect, respect and expand the design of green space, landscaping and open space within the neighborhood and encourage public and private development that enhances this character with landscape design details such as trees, lawns, plantings, fountains and malls.

J.

Encourage and promote direct visual access to views and vistas of the City skyline.

K.

Promote preservation of designated buildings of historic value to enhance and promote the history, culture and architecture of the City.

§ 120-158

City-wide design standards.

A.

Building elevations.

(1)

Any facade facing a sidewalk, street, waterway or open space district shall have an active building elevation. Active building elevations shall include windows, building entrances and other architectural features that enhance the pedestrian scale and experience of the building facade.

[Amended 6-17-2003 by Ord. No. 2003-183]

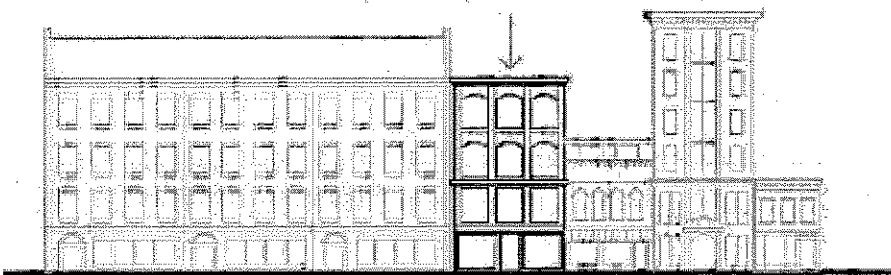
(2)

New construction shall respect existing building widths by providing a division of the facade into visible building increments no larger than the average width of existing buildings on the block.

(3)

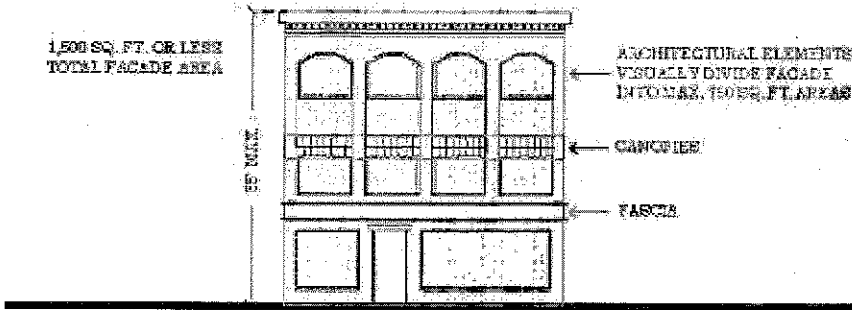
Where the street frontage is defined by a continuous building facade, the proposed new building or infill construction shall maintain such continuous facade by building from side lot line to side lot line unless access is required for rear yard parking.

NEW BLDG. OR INFILL SHALL MAINTAIN CONTINUOUS
FACADE ALONG STREET FRONTAGE



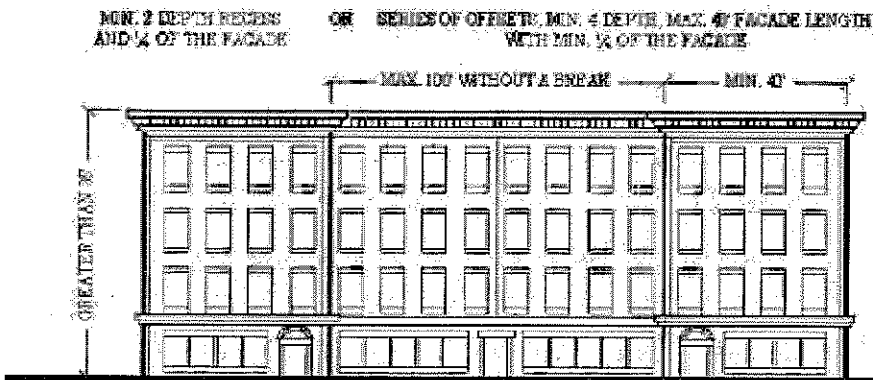
(4)

Structures where all building elements are less than 35 feet in height and with walls of more than 1,500 square feet shall incorporate fascias, canopies, arcades, building setbacks of three feet or more or other design features to break up large wall surfaces on the street-facing elevations. Wall surfaces shall be visually divided by such features into areas of 750 square feet or less.



(5)

Structures with building elements above 35 feet in height shall have no wall surface longer than 100 feet without a break: a recess or offset measuring at least 20 feet in depth and 1/4 of the building in length or a series of recesses or offsets, at intervals of not more than 40 feet, that vary the depth of the building wall by a minimum of four feet. Not less than 25% of the building wall shall be varied in this way. The objective of this standard is to avoid large, undifferentiated wall surfaces. Smaller offsets at forty-foot intervals are an acceptable substitute.



B.

Building entrances. The front facade and main entrance shall face a public street and shall have a direct pedestrian connection to the street.

C.

Designated buildings of historic value.

(1)

Demolition of a designated building of historic value shall be prohibited.

(2)

Significant architectural features, including but not limited to slate or tile roofing, original cladding, porches, cornices, etc., shall be maintained.

(3)

Replacement windows in a designated building of historic value shall utilize true divided lights or simulated divided lights when matching the original mullion and/or muntin configuration. This would not include interior-only grids or grids between the panes of glass, except where the windows are being replaced in order to abate lead paint hazards.

[Amended 6-17-2003 by Ord. No. 2003-183]

D.

Waterfront views or vistas.

(1)

Site development, including the construction of buildings, structures or signs, shall not unnecessarily interfere with or obstruct significant, identified views or vistas of (or from) the Genesee River, Lake Ontario or the Erie Canal from the street, or significant

designated landscape features beyond existing conditions and as listed in the City of Rochester's Local Waterfront Revitalization Program (LWRP).

(2)

The proposed design and arrangement of the building, structure or use shall provide for public pedestrian and visual access to and along the waterfront.

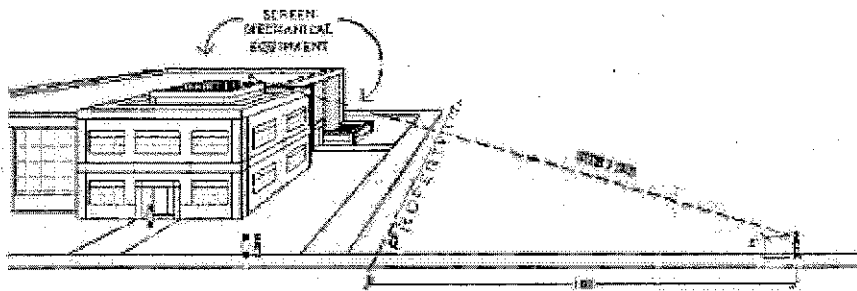
E.

Mechanical and electrical equipment and open storage areas.

[Amended 6-17-2003 by Ord. No. 2003-183]

(1)

To the maximum extent practical, all roof-mounted and ground-mounted mechanical equipment shall be screened from view or isolated so as not to be visible from any public right-of-way or residential district within 150 feet of the subject lot, measured from a point five feet above grade. Roof screens, when used, shall be coordinated with the building to maintain a unified appearance.



(2)

Mechanical equipment and open storage areas shall be screened from public streets, alleys, paths, private streets and abutting lots to a minimum height of six feet. When solid screening is used, the materials shall be compatible with the building.

§ 120-159

Nonresidential building standards.

A.

Building materials.

(1)

Along street frontages, all exterior building walls and structures shall be constructed with durable materials such as masonry, stone, brick, finishing wood, stucco (EIFS) or glass. Evidence shall be submitted that demonstrates that the exterior building material has sufficient impact resistance at the pedestrian level.

[Amended 7-27-2004 by Ord. No. 2004-240]

(2)

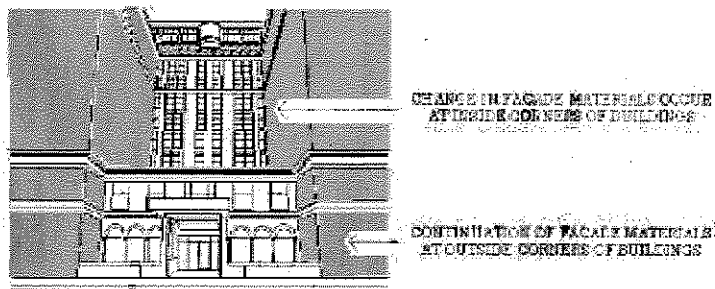
In the M-1 District along street frontages, no more than 50% of the exterior building may include metal panels.

(3)

No more than three exterior building materials shall be used on any one side of a building.

(4)

Changes in materials shall occur at inside corners. Material changes at the outside corners or in a plane shall be avoided.

B.

Windows and transparency.

(1)

Renovations of the first floor of existing buildings shall not decrease the area of transparency. Where feasible, renovations shall increase the area of transparency to that required for new construction unless the original historic character of the building requires less transparency area.

(2)

All glazing shall be clear or lightly tinted.

(3)

In all C-1, C-2, H-V and PMV Districts, all new construction along the street shall provide areas of transparency equal to 70% of the wall area between the height of two and eight feet from the ground.

(4)

In the C-3 and M-1 Districts, all new industrial construction along the street shall provide areas of transparency equal to 20% of the wall area and all new commercial construction along the street shall provide areas of transparency equal to 40% of the wall area. The percentage of glazing required on buildings could be reduced by 10% of the required amount and the cost difference would be dedicated to streetscape improvements.

C.

Prohibited materials.

(1)

Concrete finishes or precast concrete panels (tilt wall) that are not exposed aggregate, hammered, embossed, imprinted, sandblasted or covered with a cement-based acrylic coating shall not be used as exterior building materials and shall be prohibited on all exterior walls unless located in an M-1 District and unless some other relief is offered (architectural or landscaping).

(2)

Metal panels with a depth of less than one inch or a thickness less than U.S. Standard 26 gauge shall not be used as exterior building materials and shall be prohibited on all exterior walls.

(3)

In the C-1, C-2, H-V and PMV Districts, no unpainted masonry or brick materials may be painted if originally designed to be unpainted. This shall not include cement block construction.

(4)

In the C-3 and M-1 Districts, mirrored glass with a reflectance greater than 40% shall be prohibited from covering more than 40% of the exterior walls of any building.

D.

Storefront conversion.

(1)

Residential use standards. The applicant for conversion of a commercial storefront to a residential use in an area that is predominantly residential shall have the option either to:

(a)
Retain the storefront features (for example, display windows, transoms, lintels, etc.); or

(b)
Remove the entire storefront and redesign the facade to a residential appearance.

(2)
Commercial conversions. When converting only one portion of a building, the entire commercial character of the storefront must be retained. In cases where demolition of a commercial addition to a house is proposed, the new facade shall approximate, as closely as possible, the original design of the house.

(3)
Nonresidential use standards. The applicant for conversion of a commercial storefront to a residential use in an area that is predominantly commercial shall be required to maintain the commercial character of the storefront.

§ 120-160 Residential building standards.

A.
Building context and compatibility. New infill single-family, two-family, attached dwelling units, additions to such structures and accessory buildings shall be constructed to be generally compatible with other existing dwelling units or accessory buildings on the same block frontage within 200 feet. This provision shall be satisfied by constructing the subject dwelling unit or accessory building so that at least four of the following features are similar to the majority of other dwelling units within 200 feet on the block frontage (both sides of the street):

[Amended 6-17-2003 by Ord. No. 2003-183; 7-27-2004 by Ord. No. 2004-240]

(1)
Roof style and overhang (e.g., gable, mansard, hip, A-frame, or flat);

(2)
Garage orientation and access (e.g., attached/front-loaded, attached/side-loaded, or detached/alley-loaded);

(3)
Building massing (e.g., ranch with attached garage; two-story with attached garage; bungalow);

(4)
Floor area;

(a)
Single-family dwelling units. The floor area of the proposed dwelling unit shall be no less than 80% and not more than 145% of the average floor area of other single-family dwelling units, as indicated in the City Tax Assessor's records, within 200 feet of the subject lot, including single-family dwelling units along both sides of the street of the same block.

(b)
Two-family dwelling units. The floor area of the proposed dwelling unit shall be no less than 80% and not more than 145% of the average floor area of other two-family dwelling units, as indicated in the City Tax Assessor's records, within 200 feet of the subject lot, including two-family dwelling units along both sides of the street of the same block.

(5)
Front porches (existence of);

(6)
Exterior building material; or

(7)
Pattern of window and door openings (e.g., central door and four windows; offset door and three windows).

B.

Porches.

(1)

No existing open porch visible from any public right-of-way shall be removed unless the original design of the building lacked such a porch.

(2)

No open porch visible from any public right-of-way shall be enclosed.

C.

Yard areas.

(1)

Except for driveways and walks, no portion of the front yard shall be paved with asphalt or concrete.

(2)

Decorative stone or gravel surfaces shall be used when an integral part of a landscape plan.

(3)

To the maximum extent practical, the front yard, side yard and the unpaved area between the sidewalk and the street paving shall be covered with turf grass or vegetative ground cover.

(4)

To the maximum extent practical, the rear yard shall be fine graded to ensure proper grades and drainage.

D.

Commercial and mixed-use buildings. Design standards for commercial and mixed-use buildings shall follow the design standards for nonresidential uses.

[Amended 6-17-2003 by Ord. No. 2003-183]

§ 120-161

Neighborhood design guidelines.

A.

Purpose. Neighborhood design guidelines offer further guidance to the review authority in determining if a development meets the objectives of this chapter and the neighborhood. These guidelines are developed to ensure that new development is compatible with the surrounding area. Neighborhood design guidelines should provide additional, more specific information to the review authority regarding the nature of the design theme and principles that are desired within a neighborhood.

B.

Guidelines. The neighborhood guidelines:

(1)

Would exist outside of the Zoning Ordinance in the form of a design guidelines manual or handbook;

(2)

Include additional design guidelines that elaborate on or provide additional specificity for the design guidelines listed in this article. The guidelines shall not be hard and fast rules that are to be explicitly followed in a single prescribed manner; they are intended to be additional, interpretable design recommendations that can be executed in a variety of ways and that provide further design direction, detail and guidance.

ARTICLE XX Requirements Applying To All Districts (§ 120-162 — § 120-178)**§ 120-162 Purpose.**

The requirements applying to all districts regulate activities, uses, structures, conditions and treatments that may be present on a property whether or not a principal structure or use is present. These requirements contribute to and promote the health, safety, comforts, conveniences and/or necessities of the property's occupants, the immediate neighborhood and/or the entire Rochester community. These requirements apply to all districts except the CCD.

§ 120-163 Accessory uses and structures.

[Amended 6-17-2003 by Ord. No. 2003-183

Editor's Note: This ordinance also repealed former Subsection B(12), regarding storage structures in rear yards in C-3 and M-1 Districts, and renumbered former Subsection B(13) through (15) accordingly.

; 7-22-2003 by Ord. No. 2003-232; 7-27-2004 by Ord. No. 2004-240; 12-20-2005 by Ord. No. 2005-394; 6-16-2009 by Ord. No. 2009-179]

Accessory structures and uses are permitted in any zoning district in connection with any principal use lawfully existing within such district. No accessory use or structure shall be established or constructed until the primary use or structure is constructed and unless a certificate of zoning compliance evidencing the compliance of such use or structure shall have first been issued in accordance with § 120-189. Accessory uses and structures deemed to be similar in nature and appropriate by the Director of Planning and Zoning may also be allowed in the City of Rochester.

A.

For residential uses, the following accessory uses and structures are permitted:

(1)

All detached accessory structures and uses, except for the driveway, accessory to a residential use, shall be located in the rear yard including, but not limited to:

(a)

Child's playhouse.

(b)

Decks, patios and terraces.

(c)

Detached residential garage.

(d)

Fallout shelters, provided that they shall not be used for any principal or accessory use not permitted in the zoning district.

(e)

Fire escapes but only when located on that portion of the dwelling bordering on the side or rear yard.

(f)

Freestanding radio antennas.

(g)

Guest house or servants quarters, located in the rear yard, not including kitchen facilities; provided, however, that such structures are used only for the housing of persons employed on the premises or for the occasional housing of guests of the occupants of the principal building and not as rental units or for permanent occupancy as dwelling or rooming units for persons other than such employees.

(h)

Outdoor parking or storage of no more than one boat and boat trailer, camping trailer, ATV, camping vehicle or the like, provided that such boat, trailer or vehicle shall not be used for living, sleeping or housekeeping purposes.

(i)
Private swimming pool and bathhouse and limited to use by the occupants and their guests.

(j)
Solar energy systems.

(k)
Storage structure with a maximum of one.

(l)
Tennis courts limited to use by the occupants thereof and their guests.

(m)
Wind energy conversion systems.

(2)
Attached residential garages, carports, decks and terraces located in the side and rear yard.

(3)
Building management offices when limited to the management of the building in which such office is located or a complex of buildings forming an integrated development of which such building is a part.

(4)
Vehicle repair of noncommercial vehicles on residential premises when performed:

(a)
By a resident of the premises;

(b)
On a legal, off-street parking space;

(c)
On a vehicle owned, licensed and operated for personal use by a resident of the premises; and

(d)
Between the hours of 7:00 a.m. and 10:00 p.m.

(5)
Dish antennas one meter or less in diameter.

(6)
Fences, walls and hedges subject to the provisions of § 120-167, Fences and walls.

(7)
Handicapped ramps in the side or rear yard, provided the ramp does not obstruct access to required parking.

(8)
Home occupations, subject to the additional requirements for specified uses in § 120-139.

B.
For nonresidential uses, the following accessory uses and structures are permitted:

(1)
Background entertainment/music.

(2)
Commercial vending machines in the PMV, C-3 and M-1 Districts but not within the required setbacks, and, if located within 150 feet of a residential district, the machine shall be screened from the residential district.

(3)
Decks, patios and terraces when associated with a legal outdoor seating/assembly area.

(4)
Detached garage but only in the rear yard.

(5)
Dish antennas two meter or less in diameter in the C-1, C-2, C-3 and M-1 Districts.

(6)
Fences, walls and hedges subject to the provisions of § 120-167, Fences and walls.

(7)
Fire escapes but only when attached to that portion of the dwelling bordering on the side or rear yard.

(8)
Freestanding radio antennas located in the rear yard.

(9)
Parking lots and parking areas.

(10)
Solar energy systems.

(11)
Storage structure, one, incidental to a permitted use located in the rear yard.

(12)
Temporary outdoor display of retail merchandise subject to the requirements for outdoor display set forth in § 120-176.

(13)
Walkup service windows facing any public right-of-way when accessory to a permitted retail sales and service use.

(14)
Wind energy conversion system, subject to site plan approval.

(15)
Handicapped ramps in the side or rear yard, provided the ramp does not obstruct access to required parking.

C.
For open space uses, the following accessory uses and structures are permitted:

(1)
Fences, walls and hedges subject to the provisions of § 120-167, Fences and walls.

D.
Prohibited accessory structures or use.

(1)
Except as permitted in § 90-15B(7) of the Municipal Code, no vehicle of any kind or type without current license plates shall be parked or stored on any residentially zoned property other than a completely enclosed building.

(2)
Outdoor placement of commercial vending machines anywhere on a site in a residential, C-1, C-2 or H-V District.

(3)
The storage or parking of commercial vehicles on any residentially developed property in a residential zoning district other than in a completely enclosed building.

§ 120-164 Air quality.**A.**

Emissions to the outdoor atmosphere, including but not limited to any dust, fumes, gas, mist, odor, smoke, vapor, toxic or deleterious emission, either alone or in combination with others, are subject to the specific air quality standards and emissions limits set forth in the Federal Clean Air Act and the New York State Air Pollution Control Rules and Regulations as administered by the New York State Department of Environmental Conservation (NYSDEC).

B.

Notwithstanding the existence of any New York State or federal permits or approvals, the development shall not emit smoke, dust, heat or heated air, noxious odors, odorous gases or other matter in such quantities as to be readily discernible on neighboring property and detrimental to the use and enjoyment of such neighboring property.

§ 120-165 Dumpsters and refuse collection areas.**A.**

Dumpsters. Dumpsters must be completely screened from view when visible from any residential or open space district or public street or walkway with screening that is at least as tall as the dumpster. This provision shall apply to all dumpsters, including those used for the collection and storage of recyclable materials, whether public or private.

B.

Refuse collection areas in all districts. Refuse collection areas for multifamily, commercial and industrial uses shall be subject to the following:

(1)

All refuse collection areas shall be in the side and rear of the buildings.

(2)

All refuse collection areas should be effectively designed to contain all refuse generated on site and deposited between collections. Deposited refuse should not be visible from outside the refuse enclosure.

(3)

Screening shall be of sufficient height and density to completely hide the storage from public view. All screening shall be maintained in such manner as to present a neat and orderly appearance at all times.

(4)

Refuse collection areas should be so located upon the lot as to provide clear and convenient access to refuse collection vehicles.

§ 120-166 Dwelling unit conversions.

[Amended 12-20-2005 by Ord. No. 2005-394]

The intent of this section is to establish standards for the conversion of existing buildings to either increase or decrease the number of dwelling units. These standards are intended to reduce the overcrowding of dwelling units and overly dense development of neighborhoods and to ensure satisfactory amenities as conversions take place.

A.

Increase in number of dwelling units. Conversion of existing buildings to increase the number of dwelling units contained in them presents issues surrounding overcrowding, parking, open space and neighborhood character. Dwelling unit conversions that do not meet the standards established in this section may be permitted only upon a showing of unnecessary hardship in accordance with the provisions of § 120-195, unless otherwise prohibited.

(1)

Minimum unit size. No dwelling unit conversion shall be permitted which results in any dwelling unit having less than the minimum habitable floor area required by the following:

(a)

Zero bedroom: 500 square feet.

(b)

One bedroom: 650 square feet.

(c)

Two bedrooms: 800 square feet.

(d)

Three bedrooms: 950 square feet.

(e)

Four bedrooms: 1,100 square feet.

(f)

Five bedrooms: 1,250 square feet.

(2)

Minimum building size. No dwelling unit conversion shall be permitted in a structure with less than 1,500 square feet of habitable floor area.

(3)

Minimum lot area requirements. No dwelling unit conversion shall be permitted which does not comply with the lot area requirements of the district in which the property is located.

(4)

Parking regulations. No dwelling unit conversion shall be permitted unless the dwelling shall, following such conversion, comply with all off-street parking and loading regulations required by §§ 120-173 and 120-172.

B.

Decrease in number of dwelling units. Conversion of existing buildings to decrease the number of dwelling units requires alterations or modifications which ensure that the discontinued dwelling unit is permanently and fully integrated into a legal dwelling unit with unimpeded access throughout the legal unit. Dwelling unit conversions that do not meet the following requirements may be permitted only upon approval of an application for an area variance in accordance with the provisions of § 120-195.

(1)

Unimpeded access. Unimpeded access shall be evidenced by the removal of all partitions, inoperable doorways and other obstructions that impede or prevent access throughout the dwelling unit.

(2)

Removal of appurtenances. The integration of a discontinued dwelling unit shall be further evidenced by the removal of those appurtenances that previously supported the discontinued dwelling unit and may include the removal of the kitchen (including appliances, cupboards, plumbing, utility connections, etc.) and utility meters, in excess of one meter per dwelling unit, except in the case of two or more dwelling units where an additional house meter may be permitted.

§ 120-167

Fences and walls.

The following requirements for fencing and walls apply to all districts in the City of Rochester:

A.

Fences on lots with no principal structure. Fences may be permitted on lots with no principal structure subject to the requirements of this section.

B.

Fence heights.

(1)

The height of all fences or walls shall be measured from the average finished grade within two feet of the fence line.

(2)

No fence or wall in a residential district shall exceed six feet in height in the side and rear yards.

(3)

A fence of 12 feet shall be allowed to enclose a private or public tennis court or public basketball courts.

(4)

Within nonresidential districts no fence shall exceed eight feet in height.

[Amended 6-17-2003 by Ord. No. 2003-183]

(5)

Within residential districts, no fence or wall over three feet in height shall extend into the front yard of any lot, other than a necessary retaining wall.

[Amended 6-17-2003 by Ord. No. 2003-183]

(6)

Within nonresidential districts, no fence or wall shall be constructed in the required front yard or within 10 feet of any street frontage, whichever is more, except a decorative fence or wall of no more than three feet in height may be installed in conjunction with landscaping.

[Added 6-17-2003 by Ord. No. 2003-183]

C.

Fence surfaces.

(1)

In residential districts, fences not more than 60% solid may be located in any front yard.

(2)

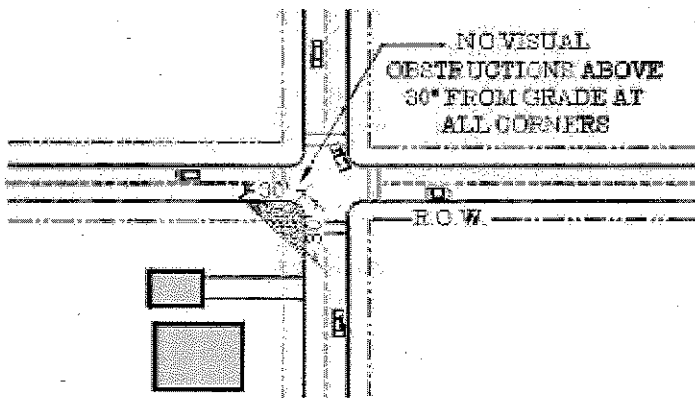
All solid fences shall be installed so that the finished side shall face outward; all bracing shall be on the inside of the fence.

(3)

No chain-link fencing shall be permitted in the front yard unless an administrative adjustment is approved as set forth in § 120-191.

D.

Street intersections. In residential districts, at all street intersections, no obstruction to vision (other than an existing building, post, column or tree) exceeding 30 inches in height shall be erected or maintained on any lot within the triangle formed by the street lines on such lot and a line drawn between points along such street line rights-of-way 30 feet distant from the point of intersection.

E.

Design and maintenance.

(1)

All required fences and walls shall be maintained and, when necessary, repaired or replaced.

(2)

Wooden retaining walls are prohibited.

§ 120-168 (Reserved)

Editor's Note: Former § 120-168, Floodplain regulations, as amended, was repealed 8-12-2008 by Ord. No. 2008-296, effective 8-28-2008. See Ch. 56, Flood Damage Prevention.

§ 120-169 Landscaping, buffers and screening.

A.

Landscaping requirement, general. For purposes of this section, the landscaped area shall include the area required or permitted, under this section, to be devoted to landscaping and environmental improvement, which may include existing and new vegetation, berms, lighting, street furnishings and ornamental features which are integrated with the vegetation. The following standards shall be observed for all projects subject to this section:

(1)

The following minimum ground area of the total lot area shall be landscaped:

(a)

Commercial uses: 10% of the site.

[Amended 6-17-2003 by Ord. No. 2003-183]

(b)

Multifamily residential use: 15% of the site.

(c)

Industrial use: 10% of the site.

(2)

In general, landscaped areas shall be located along public streets and sidewalks.

(3)

All landscaped areas must be within an excavated area and not placed in containers on top of a hard surface.

(4)

A landscaped area shall have a minimum width of five feet excluding curbs, retaining walls or similar enclosing structures.

(5)

All landscaped areas shall be mulched.

(6)

Landscaping materials shall be contained so as not to spill or intrude into the public right-of-way.

(7)

Wooden timbers may not be used for containing a landscaped area.

(8)

All trees shall be planted and maintained to grow upright and plumb and the tree pit mulched.

(9)

The use of synthetic vegetation (turf, plastic plants, etc.) shall not be allowed for any required landscaping.

(10)

A landscape maintenance plan must accompany every site plan.

(11)

The applicant may submit an alternative landscaping plan that includes an alternate way of meeting the landscaping requirements that may include masonry or stone street walls, more mature plant materials, hedges, public art or other similar amenities to improve the aesthetics of the site. Such alternative landscaping plan shall require a minor site plan review as outlined in § 120-191D. The alternative landscaping plan shall be prepared by a licensed professional.

B.

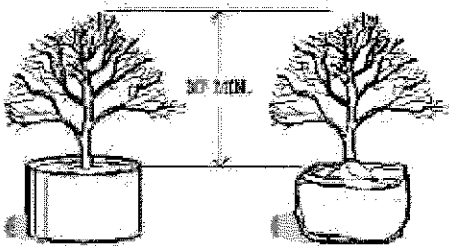
Plant sizes and specifications.

(1)

Tree and plant species provided to meet the landscaping and screening standards of this section shall comply with the City of Rochester Approved Plant Materials List.

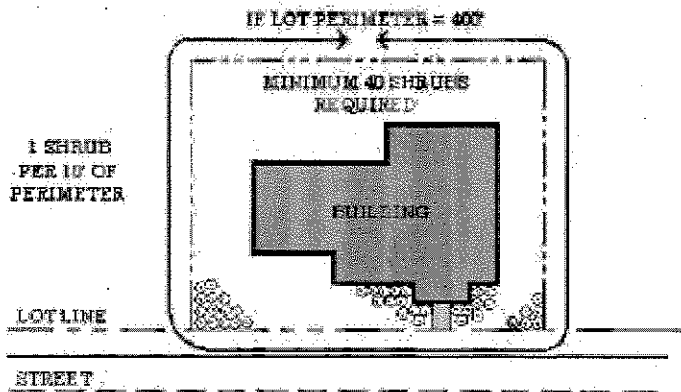
(2)

The minimum size for a shrub shall be 24 inches in height at the time of planting.



(3)

The number of shrubs shall be determined by requiring one shrub for every 15 feet of perimeter of the lot.



(4)

The minimum size for a tree shall be two-inch caliper.

(5)

The number of trees shall be determined by requiring one tree for every 40 feet of perimeter of the lot. Trees planted in the right-of-way may count towards this requirement. An existing tree may be counted towards meeting the requirements of this provision provided that the tree has a caliper of at least three inches, is viable and is approved for that purpose by the Director of Planning and Zoning. Such trees must be depicted on the landscape plan.

[Amended 6-16-2009 by Ord. No. 2009-179]

(6)

When a combination of trees and shrubs is proposed, one tree may be substituted by three shrubs.

(7)

Ground covers planted to satisfy the standards of this section shall have a minimum container size of one gallon.

(8)

The Director of Planning and Zoning may waive these requirements if the overall objectives of the ordinance are met and the general character of the area and community goals are protected in conjunction with an alternative landscaping plan.

[Amended 6-17-2003 by Ord. No. 2003-183; 6-16-2009 by Ord. No. 2009-179]

C.

Ground treatments.

(1)

Mulch shall be installed and maintained at a minimum depth of three inches on all planted areas except where ground cover plants are fully established.

(2)

Turf areas shall be planted with species suitable as permanent lawns in the region. Turf areas may be sodded or seeded. Turf on impermeable surfaces shall be prohibited. Additional maintenance shall be provided until coverage is complete.

(3)

Other ground covers suitable for the soil and climate conditions of the area may be approved within required landscape areas.

(4)

The Director of Planning and Zoning may waive these requirements if the overall objectives of the ordinance are met and the general character of the area and community goals are protected in conjunction with an alternative landscaping plan.

[Amended 6-17-2003 by Ord. No. 2003-183; 6-16-2009 by Ord. No. 2009-179]

D.

Screening.

(1)

Screening shall be required for any nonresidential use where it abuts an area zoned or used residentially on the ground floor.

(2)

Unless a perimeter landscaped open space, a minimum of 10 feet in depth, is provided, a durable and well-maintained solid wall, fence or other screening device, not less than four feet nor more than six feet in height, shall be provided along every lot line shared in common by a parking lot and a lot devoted to any residential use.

E.

Landscaping plans and additional information.

(1)

Guidelines. The following guidelines shall be used in developing all landscaping plans:

(a)

Plants selected shall be suited to the climate and region as well as the geologic and topographic conditions of the site. Protection and preservation of native plant materials and natural areas are encouraged.

(b)

Water-intensive ornamental plant materials shall not exceed 10% of the total landscaped area.

(c)

Decorative water features should use recirculating water, when possible.

(d)

When providing for privacy and screening for adjacent land uses, visual, noise and air quality factors shall be considered.

(e)

All plant materials located in snow storage areas shall be selected to withstand the conditions associated with these areas.

Additionally, all parking lot landscaping shall be salt tolerant.

(2)

Landscape plan. Landscaping plans shall be drawn to scale, including dimensions and distances, and shall clearly delineate:

(a)

Plant materials, including trees, shrubs, ground cover, turf and other vegetation, shall be shown clearly on the plan. In addition, plants shall be labeled by botanical name, common name, caliper or container size, spacing and quantities in each group;

(b)

Property lines and street names;

(c)

Streets, driveways, walkways and other paved area;

(d)

Pools, ponds, water features, lighting fixtures, fences and retaining walls;

(e)

Existing and proposed buildings and structures, including elevation, if applicable;

(f)

Natural features, including but not limited to rock outcroppings, and existing plant materials that will be preserved;

(g)

Tree staking, plant installation, soil preparation details and all other applicable planting and installation details;

(h)

Calculation of the total landscaped area;

(i)

Designation of recreation areas, if applicable.

F.

Maintenance. All required planting shall be permanently maintained in good condition and, when necessary, replaced with new plant material to ensure continued compliance with these standards. For the purpose of enforcement, the property owner shall be responsible for maintenance. Maintenance shall include watering, weeding and pruning.

G.

Protected areas during grading and construction. During grading and construction, a protected area extending outward to the drip line of each tree shall be provided within which paving, grading, or the storage of dirt, building materials, debris, or any other materials or any other equipment shall not be allowed. Each protected area shall be enclosed by a barrier constructed in a manner required and approved by the Director of Planning and Zoning. Failure to maintain barriers may result in revocation of the building permit. Permanent soil stabilization to prevent soil loss and protect water quality shall be required and include:

[Amended 2-14-2006 by Ord. No. 2006-22; 6-16-2009 by Ord. No. 2009-179]

(1)

Permanent soil stabilization treatments include establishment of lawn cover or ground cover, mulch or retaining wall as appropriate to the slope and use.

(2)

Permanent restoration or stabilization of swales, drainage channels, stream, canal, riverbanks and shoreline disturbed by construction should be required. Soil retention treatments include use of stone, geo-textile and/or vegetative cover.

(3)

Determination of the structural stability and/or required stabilization of existing or proposed slopes steeper than 50%, rock cuts or river gorge shall be required. The required barriers shall be constructed by the property owner and approved by the Director of

Planning and Zoning prior to issuance of a building permit. Protective barriers shall be maintained until issuance of a certificate of occupancy. The Director of Planning and Zoning may reduce the protected area if he or she determines a larger area is not necessary to the survival and health of the tree.

[Amended 2-14-2006 by Ord. No. 2006-22]

§ 120-170 Lighting.

The following lighting design standards and guidelines are provided to ensure coordinated, safe and functional lighting systems in each development. The site lighting requirements include:

A.
Standards.

(1)
No use shall produce a strong, dazzling light or reflection of a strong, dazzling light or glare that is visible from any point along a lot line.

(2)
Pedestrian areas, plazas and walk lights shall not exceed 15 feet in height and should be designed to be harmonious with light fixtures on site.

(3)
All light fixtures shall be concealed source fixtures except for pedestrian-oriented accent lights.

(4)
Security lighting fixtures shall not project above the facade or roofline of any building and are to be shielded. Lighting shields shall be painted to match the surface to which they are attached. Security lighting fixtures shall not be substituted for parking lot or walkway lighting fixtures and are restricted to lighting only loading and storage locations or other similar areas requiring security lighting.

(5)
Service-area lighting shall be contained within the service yard boundary. No light spillover shall occur outside the service area; the light source shall not be visible from the street.

(6)
Exterior wall-mounted floodlights shall be prohibited except for security lighting in enclosed service courtyards.

B.
Guidelines.

(1)
Soft lighting of building faces is encouraged. Building lighting should be indirect in character. Indirect wall lighting or "wall-washing" overhead downlighting or interior illumination that spills outside is encouraged. Architectural lighting should articulate the particular building design and provide required functional lighting for safety and clarity of pedestrian movement.

(2)
When possible, overhead wiring should be avoided.

§ 120-171 Noise.

Uses in effect prior to the adoption of this chapter shall be subject to Chapter 75 of the Municipal Code. Uses approved after the adoption of this chapter shall be subject to the following regulations:

A.
Outdoor paging systems and speakers. Outdoor paging systems and speakers shall not be located within 150 feet of any residential district. This standard shall not apply to face-to-face, drive-up teller windows or remote teller systems where all of the following conditions exist:

(1)

Cashiers and customers have direct, face-to-face contact;

(2)

Drive aisles are abutting the primary structure; and

(3)

The remote appliance is directed away from the residential district.

B.

Noise levels. Except as provided in this subsection below, no person shall cause, suffer, allow or permit sound from the premises of any permitted use that, when measured at any point on the property line of any property located within or abutting R-1, R-2, R-3, C-1, PMV, H-V, C-2 or O-S Districts, is in excess of any of the following:

(1)

From 7:00 a.m. to 10:00 p.m.:

(a)

Continuous or frequently repeating airborne sound which has a sound level in excess of 66 dB; or

(b)

Continuous or frequently repeating airborne sound which has an octave band sound-pressure level in decibels which exceeds the values listed in the accompanying table in one or more octave bands; or

	Octave Band Center Frequency (Hz)	Octave Band Sound-Pressure Level (dB)
	31.5	96
	63	82
	125	74
	250	67
	500	63
	1,000	60
	2,000	57
	4,000	55
	8,000	53

(c)

Impulsive sound in air that has a peak sound-pressure level in excess of 80 dB.

(2)

From 10:00 p.m. to 7:00 a.m.:

(a)

Continuous or frequently repeating airborne sound which has a sound level in excess of 45 dB; or

(b)

Continuous or frequently repeating airborne sound which has an octave band sound-pressure level in decibels which exceeds the values listed in the accompanying table in one or more octave bands; or

	Octave Band Center Frequency (Hz)	Octave Band Sound-Pressure Level (dB)
	31.5	86
	63	71
	125	61
	250	53
	500	48
	1,000	45
	2,000	42
	4,000	40
	8,000	38

(c)
Impulsive sound in air that has a peak sound-pressure level in excess of 80 dB.

(3)
In addition, if the sound level at any point on the property line of an existing use exceeds such standards and the existing use is modified, changed, altered, enlarged or extended in a lawful manner in accordance with this chapter, then the sound level at any point on the property line of such modified, changed, altered, enlarged or extended use may continue to exceed the sound standards set forth above, but only up to the sound level in existence immediately prior to such modification, change, alteration, enlargement or expansion.

§ 120-172 Off-street loading.

A.
Location of required loading spaces. Loading spaces shall be located on the same lot, or on a directly adjoining lot in the same zoning district, as the building or structure to which they are accessory. No loading space shall be located in any required front yard setback.

B.
Required spaces. Loading spaces shall be provided in sufficient number and of sufficient size so that no loading and unloading operations infringe upon any street or sidewalk.

C.
Design and maintenance. Every loading space shall be designed, constructed and maintained in accordance with the standards and requirements herein set forth:

(1)
Screening.

(a)
Sufficient screening shall be provided along all lot lines abutting any residentially zoned or developed property to buffer the residential use from all operations, materials and vehicles within any loading space.

(b)
Loading areas accessory to commercial uses, shopping centers or planned business developments shall be so located and screened from public view.

(2)
Design standards.

(a)

Each loading space shall have the following minimum dimensions, in feet, except for those spaces approved by the Director of Planning and Zoning after site plan review:

[Amended 6-16-2009 by Ord. No. 2009-179]

	Type	Width	Length	Height
	Tractor-trailer Other	12 12	55 35	14 14

(b)

Loading spaces shall be designed and arranged to provide access to a street or alley in a manner that shall create the least possible interference with traffic movement. Access to and from the right-of-way to the loading spaces shall be referred to the City Engineer for comment.

(c)

Every loading space shall be surfaced with an asphalt or portland cement binder pavement providing an all-weather, durable and dustless surface and shall be graded and drained to dispose of surface water accumulation by means of a positive stormwater drainage system connected to a public sewer system. Individual stalls shall be clearly identified by markings four inches to six inches in width.

(d)

Loading and unloading operations shall take place wholly within the site.

(e)

No part of a loading area utilized for the access, maneuvering and temporary parking of delivery vehicles shall also be used for the parking of employee or customer vehicles.

(f)

No part of a loading area shall be utilized for the open air outdoor storage of materials, merchandise and equipment.

(g)

When any part of a loading area is also utilized for refuse and trash disposal and storage purposes, all outdoor containers shall be closed and permanently stationed in an area that is easily accessible for pickup and removal and that satisfies the screening requirements of this chapter.

(h)

Loading and unloading operations shall be designed so they minimize the number and width of curb cuts.

§ 120-173

Off-street parking.

A.

Change in use or intensity.

(1)

Whenever a use existing on the effective date of this chapter is changed thereafter to a new use, parking facilities shall be provided as required herein for such new use, except that when any such existing use was deficient in required parking spaces on such effective date, such new use may be established with a deficiency in required parking spaces equal in number to not more than such preexisting deficiency.

(2)

Whenever the intensity of use of any building, structure or use is increased, parking facilities shall be provided for such increase in intensity of use.

B.

Measurement and computation.

(1)

Computation of required spaces.

(a)

When determination of the number of required parking spaces results in the requirement of a fractional space, any fraction up to and including 1/2 shall be disregarded and fractions over 1/2 shall require one parking space.

(b)

In stadiums, sports arenas, churches and other places of assembly in which patrons or spectators occupy benches, pews or other similar seating facilities, each 20 inches of such seating facility shall be counted as one seat for the purpose of determining the requirement for off-street parking facilities under this chapter.

(c)

When parking spaces are required on the basis of the number of faculty, staff, students or employees, the maximum number present at any one time shall govern.

(2)

Uses not specified. For uses not expressly listed in this section, parking spaces shall be provided on the same basis as required for the most similar listed use, or as determined by the Director of Planning and Zoning to interpret the provisions of this chapter.

[Amended 6-16-2009 by Ord. No. 2009-179]

(3)

Parking demand analysis. For uses expressly listed in this section requiring parking demand analysis, such analysis will include, at a minimum:

(a)

The anticipated number of parking spaces needed to accommodate the proposed use.

(b)

How the parking spaces are accommodated (on site, public lots, on street, etc.).

(c)

Rationale supporting the necessity for the requested number of parking spaces.

(d)

Analysis of existing parking conditions.

[Amended 7-27-2004 by Ord. No. 2004-240]

(e)

The typical peak-to-daily demand of the proposed use.

[Amended 7-27-2004 by Ord. No. 2004-240]

(f)

Analysis of parking demand of comparable uses.

C.

Required parking spaces.

(1)

Vehicular parking. For the following uses, the number of off-street parking spaces shall include:

[Amended 6-17-2003 by Ord. No. 2003-183; 12-20-2005 by Ord. No. 2005-394]

Use	Minimum
Residential	
Single-family detached, semidetached, two-family and attached dwelling	1 per dwelling unit
Multifamily dwelling	1 per efficiency unit
	1 per 1-bedroom unit
	1.2 per 2-bedroom unit
	1.5 per 3-bedroom or larger unit
Senior housing	Parking demand analysis
Rooming houses	0.5 per rooming unit
Homeless shelters	1 per every 2 employees
Educational and Religious	
College or university	Parking demand analysis
Day care or nursery	1 per 6 persons enrolled
Dormitory (off campus), fraternity or sorority	Parking demand analysis
Dormitory (on campus)	Parking demand analysis
Place of worship	1 per 4 seats
Schools, elementary and intermediate	2 per classroom
School, secondary	1 per 10 students plus 2 per classroom
Cultural and Recreational	
Amusement center	2 per 1,000 square feet net floor area
Auditorium and theaters	1 per 4 seats
Boat launch	10 vehicle spaces per ramp plus 30 trailer spaces per ramp
Bowling alley	2 per lane
Community center	3 per 1,000 square feet net floor area
Convention hall	Parking demand analysis
Health clubs and similar facilities	4 per 1,000 square feet net floor area
Entertainment	0.5 per allowable occupancy
Library	1 per 1,000 square feet net floor area
Marina or pier	1 per boat slip without charter boat; 2 per

(2)

Multiple uses. When a grouping of three or more of the above uses occupy a single parcel, a parking demand analysis may be provided for a determination by the Director of Planning and Zoning of the required parking.

[Added 7-27-2004 by Ord. No. 2004-240]

Editor's Note: This ordinance also renumbered former § 120-173C(2) as § 120-173C(3), as amended.

; 6-16-2009 by Ord. No. 2009-179]

(3)

Bicycle parking. Bicycle parking shall be provided equal to 10% of the vehicle parking requirements for the property, for a minimum of two bicycles, for all multifamily housing (over 10 units), commercial and industrial uses.

[Amended 7-27-2004 by Ord. No. 2004-240]

D.

Maximum number of parking spaces. No use other than single, two-family and attached residential uses, subject to the per unit requirements in § 120-173F, shall provide more than 110% of any of the above-listed requirements, except through the submission of a parking demand analysis in accordance with § 120-173B and approval of a special permit in accordance with § 120-192.

[Amended 6-17-2003 by Ord. No. 2003-183]

E.

Alternative parking plans (APP). An alternative parking plan is a means to meet vehicle parking requirements other than providing parking spaces on site in accordance with the ratios established in this section. Applicants seeking to meet the requirements of this section by alternative means shall be required to secure approval of an alternative parking plan in accordance with the standards of this section.

(1)

Contents. Alternative parking plans shall be submitted in a form and with such documentation as established by the Director of Planning and Zoning and made available to the public. At a minimum, such plans shall include the parking alternative and rationale for how the alternative will compensate for the provision of the required parking on site.

[Amended 6-16-2009 by Ord. No. 2009-179]

(2)

Review and approval procedure.

(a)

In the cases where five or fewer parking spaces are proposed to be supplied by an alternative parking plan pursuant to this section, the Director of Planning and Zoning shall be authorized to make a decision pursuant to the procedures for administrative adjustment in § 120-191.

[Amended 6-16-2009 by Ord. No. 2009-179]

(b)

In cases where six or more parking spaces are proposed to be supplied by an alternative parking plan, a special permit shall be required pursuant to § 120-192.

(3)

Eligible alternatives. Potential alternatives to be considered include, but are not limited to:

(a)

Shared parking. Shared parking is encouraged to promote efficient use of land and resources by allowing users to share off-street parking facilities for uses that are located near one another and that have different peak parking demands or different operating hours. Shared parking shall be subject to the following standards:

[1]

Location. Shared off-street parking spaces shall be located no further than 1,000 feet from the buildings and uses they are intended to serve. This distance limitation may be waived by the Planning Commission if adequate assurances are offered that shuttle service shall be operated between the shared lot and the principal use.

[2]

Shared parking agreement. A shared parking plan shall require a shared parking agreement, acceptable to the Director of Planning and Zoning, which shall include an agreement by the owners(s) of record of the parking area and of the applicant. The agreement shall be submitted to the Director of Planning and Zoning prior to issuance of a certificate of zoning compliance. A shared parking agreement shall be revocable by the parties to the agreement only if the off-street parking requirement is satisfied. The agreement shall specify that the shared spaces are not leased for a use that operates during the same time frame and would create a conflict. The agreement shall specify the time frame, number and location of spaces to be shared.

[Amended 6-16-2009 by Ord. No. 2009-179]

[3]

Site plan. A site plan shall be submitted to indicate the spaces that are to be leased and the owners of the uses seeking a parking alternative that specifies the number of parking spaces and time frames for use of the spaces.

(b)

Credit for on-street parking spaces. On-street parking spaces may be used to satisfy 20% of the requirements for off-street parking. Such on-street parking shall be located only on arterials or collector streets within the public right-of-way and shall be located within 1,000 feet of the use.

(c)

Bicycle parking. A reduction in the number of required off-street parking spaces for developments or uses that provide bicycle parking or that make special provisions to accommodate bicyclists may be made. Examples of accommodations include bicycle lockers, employee shower facilities and dressing areas for employees. Consideration of the seasonal nature of bicycle use shall be given in approving this reduction.

(d)

Pedestrian-oriented use. For uses that serve the immediate neighborhood, a reduction in the number of required parking spaces may be made.

(e)

Valet parking. Valet parking may be used as a means of satisfying otherwise applicable off-street parking standards.

(f)

Transit credit. When located proximate to a bus stop, credit towards the parking requirements may be granted. The transit stop shall be within 1,000 feet of the use.

F.

Design and maintenance for vehicle parking. Except as provided in Chapter 78 of the Code of the City of Rochester, known as the "Parking Lot Ordinance," pertaining to the parking areas within the CCD District, every parking area, parking lot and garage shall be designed, constructed and maintained in accordance with the standards and requirements set forth herein.

(1)

Parking, general.

(a)

Parking shall be located within 1,000 feet of the use served.

(b)

In addition to the requirements of this section, parking shall be subject to the lot, area and yard requirements of the applicable district. In cases where the provisions of this chapter impose differing restrictions, the greater restrictions shall apply.

[Added 7-27-2004 by Ord. No. 2004-240]

Editor's Note: This ordinance also renumbered former § 120-173F(1)(b) through (g) as (c) through (h), respectively.

]

(c)

Parking for single-family, two-family and attached dwellings in all districts shall be limited to no more than three vehicles for each dwelling unit. No parking for such residential uses shall be located in the required side or front yard setback except in a legal driveway that provides access to the rear yard, a detached or attached garage.

[Amended 6-17-2003 by Ord. No. 2003-183]

(d)

Except in the C-3 and M-1 Districts, parking shall not be permitted between a building and the sidewalk on the street. Where existing or proposed buildings are set back from the public right-of-way, the front yard shall not be converted to parking.

(e)

Vehicular access to parking shall not be located on the principal pedestrian-oriented street unless there is no other practical alternative.

(f)

Parking for nonresidential uses shall not be located within 10 feet of any residential district or use, except where a solid screening wall at least four feet in height is placed on the lot line with vehicle stops or a bumper to ensure the integrity of the fence, in which case no setback shall be required.

[Amended 6-17-2003 by Ord. No. 2003-183; 7-27-2004 by Ord. No. 2004-240]

(g)

Parking shall not be located within 10 feet of any street frontage, except where a decorative fence or wall of no more than three feet in height is used in conjunction with landscaping.

(h)

A study shall be provided with all new development addressing the potential for and efforts to develop shared or connected parking with adjoining properties as well as shared or combined access from the streets. The proposed site design shall not limit the future potential for shared or connected access and parking between and among adjoining properties.

(2)

Parking lot landscaping. In addition to the standards of § 120-169, the following shall apply:

[Amended 6-17-2003 by Ord. No. 2003-183]

(a)

A landscaped area shall have a minimum width of five feet, excluding curbs, retaining walls or similar enclosing structures.

(b)

All front yard perimeter landscaping shall include concrete, masonry or metal barriers to contain and/or protect landscaping materials.

[Added 7-27-2004 by Ord. No. 2004-240]

Editor's Note: This ordinance also renumbered former § 120-173F(2)(b) through (g) as (c) through (h), respectively.

]

(c)

Plant materials located in snow storage areas shall be selected to withstand the conditions associated with these areas.

(d)

All parking lot landscaping shall be salt tolerant.

(e)

Trees located in paved areas shall be provided with adequate tree pits to permit proper watering.

(f)

A minimum of one landscaped area with a minimum size of 162 square feet (approximately nine feet by 18 feet) shall be provided

for every 15 parking spaces and developed as islands within the parking surface area. Alternatives to this requirement may be considered in an alternative landscaping plan as set forth in § 120-169.

(g)

Parking lot stops shall consist of durable material, such as concrete, masonry, metal or rubber. In no case shall wooden stops be used.

(h)

All required screening and landscaping shall be maintained and, if required, replaced to comply with the requirements in this section or any approvals issued per this section.

(3)

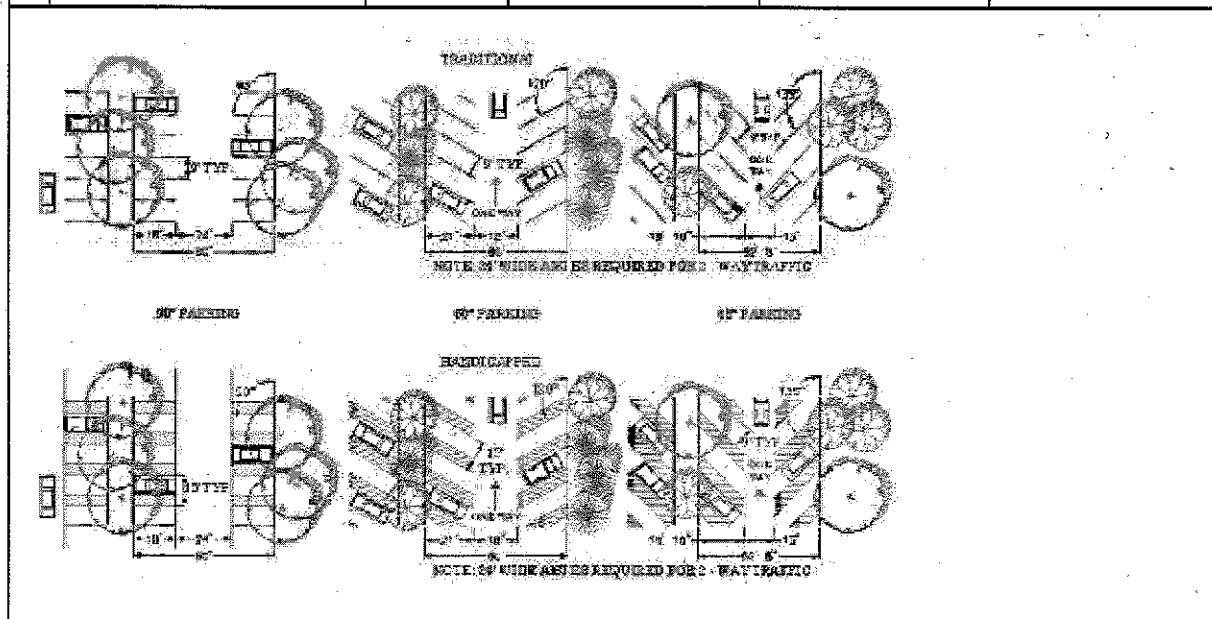
Design standards.

(a)

The following minimum standards shall apply to the width and length of required parking spaces. These requirements may be modified for various uses including valet parking lots or vehicle sales storage and sales areas where the Director of Planning and Zoning has obtained plans verifying that stacked parking will not produce streetscape or on- and off-site traffic impacts.

[Amended 6-17-2003 by Ord. No. 2003-183; 7-27-2004 by Ord. No. 2004-240; 6-16-2009 by Ord. No. 2009-179]

	Type of Parking	Angle	Stall Length	Stall Width	Aisle Width
	Parallel	N/A	24'00"	8'00"	N/A
	Traditional	90°	18'00"	9'00"	24'00"
	Traditional	60°	21'00"	9'00"	18'00"
	Traditional	45°	19'10"	9'00"	13'00"
	Handicapped	90°	18'00"	13'00"	24'00"
	Handicapped	60°	21'00"	13'00"	18'00"
	Handicapped	45°	19'10"	13'00"	13'00"



(4)

Ingress and egress.

(a)

Every parking garage and parking lot of 10 or more spaces shall be provided with one two-way driveway at least 22 feet in width or two one-way driveways, each at least 11 feet in width.

[Amended 6-17-2003 by Ord. No. 2003-183]

(b)

When ingress and egress are less than 22 feet in width, marked separate entrances and exits shall be provided so that traffic shall flow in one direction only.

(5)

Maneuvering space.

(a)

Maneuvering space shall be located completely off the right-of-way of a public street, place or court.

(b)

Maneuvering space shall be designed to prevent any vehicles from backing into the public right-of-way, with the exception of alleys, and except for one-family, two-family and attached dwellings.

[Amended 6-17-2003 by Ord. No. 2003-183]

(6)

Surface.

(a)

Off-street parking lots and parking areas shall be constructed in such a manner so as to provide an all-weather, durable and dustless surface. Individual stalls shall be clearly identified by markings four to six inches in width.

(b)

Parking surfaces shall be graded and drained to dispose of all surface water accumulation in the area without shedding additional water on an adjoining property or right-of-way.

(c)

The use of interior catch basins or a similar system linked to the Monroe County Pure Waters District facilities shall be approved by the Manager of Plan Review.

[Amended 6-17-2003 by Ord. No. 2003-183]

(d)

The Manager of Plan Review shall approve the surface material.

(7)

Lighting.

(a)

Illumination shall not be used for the purpose of advertising or attracting attention to the principal use.

(b)

Lighting fixtures shall be designed, sized and located so as not to cast direct rays of excessive brightness upon adjoining premises or cause glare hazardous to pedestrians or person using adjacent public streets.

(c)

Parking lots used after sundown shall be lighted to give protection to persons using the lot and the light source shall cast down.

(d)

All parking lots shall be required to provide lighting from dusk to dawn that meets the Illumination Engineers Society of North America (IESNA) standards.

G.

Design of bicycle parking.

(1)

Bicycle parking shall be located and clearly designated in a safe and convenient location, at least as convenient as the majority of auto spaces provided.

(2)

Facilities shall be designed to accommodate U-shaped locking devices and shall support bicycles in a stable position without damage to wheels, frame or other components and shall be securely anchored and of sufficient strength to resist vandalism and theft.

H.

Commercial parking in special assessment districts. Any use may, by lease, license or similar arrangement, transfer any required parking spaces to a commercial parking lot maintained by a special assessment district established by City Council. In addition:

(1)

Such use shall not be rendered deficient during the term of such lease, license or similar arrangement, provided that the use has access to the commercial parking lot and the parking spaces revert to the control of the use at the termination of the special assessment district.

(2)

The use shall not be rendered deficient by the permanent loss of any such parking spaces caused by the commercial parking lot's compliance with the requirements of this section.

§ 120-174 Off-street stacking requirements.

The vehicle stacking standards of this section shall comply with all setback standards established for the district and the following shall also apply:

A.

Minimum number of spaces. In addition to minimum parking requirements established in this chapter, the following stacking or queuing areas are required:

[Amended 6-16-2009 by Ord. No. 2009-179]

	Activity Type	Minimum Stacking Spaces	Measured From
	Automated teller machine	3	Teller
	Bank teller lane	4	Teller or window
	Car wash stall, automatic	9	Entrance
	Car wash stall, self-service	3	Entrance
	Gasoline pump island	2	Pump island
	Pharmacy	4	Window
	Restaurant drive-through	6	Order box
	Restaurant drive-through	4	Order box to pickup window
	Oil change and quick lube	3	Per bay
	Other		Determined by Director of Planning and Zoning

B.

Design and layout. Required stacking spaces are subject to the following design and layout standards:

(1)

The size of a stacking or queuing space shall be 20 feet in length by 10 feet in width.

(2)

Each lane shall be clearly defined in a manner that is identifiable during all seasons.

(3)

Stacking spaces may not impede on- or off-site traffic movements or movements into or out of off-street parking spaces.

(4)

Stacking spaces must be separated from other internal driveways by raised medians if deemed necessary by the Director of Planning and Zoning for traffic movement and safety.

[Amended 6-16-2009 by Ord. No. 2009-179]

§ 120-175 **Outdoor storage.**

[Amended 12-20-2005 by Ord. No. 2005-394]

Outdoor storage shall be allowed in the following nonresidential districts in accordance with this section. Outdoor storage shall be subject to the following:

A.

H-V and PMV Districts.

(1)

Outdoor storage shall not be allowed in the front yard.

(2)

Outdoor storage shall not occupy more than 10% of the entire lot area.

(3)

All outdoor storage shall be fully screened to ensure the area is not visible from the public right-of-way or adjacent residential districts.

(4)

Screening shall be of sufficient height and density to completely hide the storage from public view.

(5)

Screening shall be of sufficient height and density to completely hide storage from major highways, passenger rail lines and other public accessways.

(6)

All screening shall be maintained in such a manner as to present a neat and orderly appearance at all times.

(7)

Display and storage of boats and trailers are not considered outdoor storage in the H-V District.

B.

C-3 and M-1 Districts.

(1)

Outdoor storage shall not be allowed in the front yard setback.

(2)

All outdoor storage shall be fully screened to ensure the area is not visible from the public right-of-way or adjacent residential districts.

(3)

Screening shall be of sufficient height and density to completely hide the storage from public view.

(4)

Screening shall be of sufficient height and density to completely hide storage from major highways, passenger rail lines and other public accessways.

(5)

All screening shall be maintained in such a manner as to present a neat and orderly appearance at all times.

§ 120-176

Outdoor displays.

[Amended 12-20-2005 by Ord. No. 2005-394]

Outdoor displays shall be allowed in nonresidential districts and the Overlay Boutique District subject to the following:

A.

Outdoor displays shall be allowed adjacent to a principal building wall and extending to a distance no greater than five feet from the wall.

B.

Such displays shall not be permitted to block windows, entrances or exits and shall not impair the ability of pedestrians to use the building.

C.

Outdoor displays shall be temporary or seasonal in nature and shall be discontinued at the close of business on a daily basis unless approved as a temporary use pursuant to § 120-149.

§ 120-177

Signs.

A.

Purpose. The purpose of this section is to provide standards for the regulation of the height, size, location and appearance of signs to:

(1)

Protect and enhance property values and neighborhood character;

(2)

Protect public and private investment in buildings and open spaces;

(3)

Encourage sound signing practices to aid business and provide information to the public;

(4)

Prevent excessive and confusing sign displays;

(5)

Reduce hazards to motorists and pedestrians;

(6)

Protect the public health, safety and general welfare.

B.

Allowed signs. The following are allowed in any district without a certificate of zoning compliance provided they fall within any given thresholds. If the thresholds are exceeded, a certificate of zoning compliance will be required. The signs in this section shall not be subject to the provisions of § 120-177D, Permitted permanent signs for nonresidential use.

(1)

Customary holiday decorations;

(2)

One prominently displayed building address sign that is pedestrian- and automobile-oriented according to the provisions of Chapter 61;

(3)

Family name signs;

(4)

Decorative flags;

(5)

No trespassing and similar signs;

(6)

Traffic control signs;

(7)

No more than two directional and parking signs not exceeding two square feet per business and no taller than three feet high;

(8)

Signs, flags or emblems erected and maintained pursuant to any government function;

(9)

Decorative or architectural features of a building, except letters or trademarks;

(10)

Memorial or historic plaques, markers, monuments or tablets;

(11)

Safety signs;

(12)

Gasoline price signs attached to a gasoline dispenser and not exceeding one square foot per face;

(13)

Permanent bulletin board event signs related to places of worship and public and semipublic uses not exceeding six square feet.

C.

Limited signs. The following signs are limited to two per lot without a certificate of zoning compliance:

(1)

Political signs not exceeding six square feet per side; all election signs shall be removed within 14 calendar days following the election;

(2)

Real estate signs not exceeding six square feet per side;

(3)

Nonilluminated home occupation signs attached to the dwelling and less than one square foot in area unless otherwise restricted; and

(4)

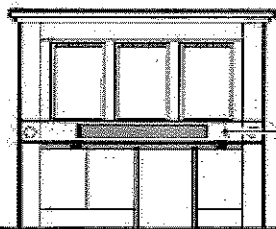
One construction or renovation sign, six square feet in size or less, erected by a contractor, engineer, architect or similar professional or business and removed at the termination of the portion of the project activity.

D.

Permitted permanent signs for nonresidential uses. The following signs are permitted subject to the requirements of this chapter:

[Amended 7-27-2004 by Ord. No. 2004-240; 11-25-2008 by Ord. No. 2008-384]

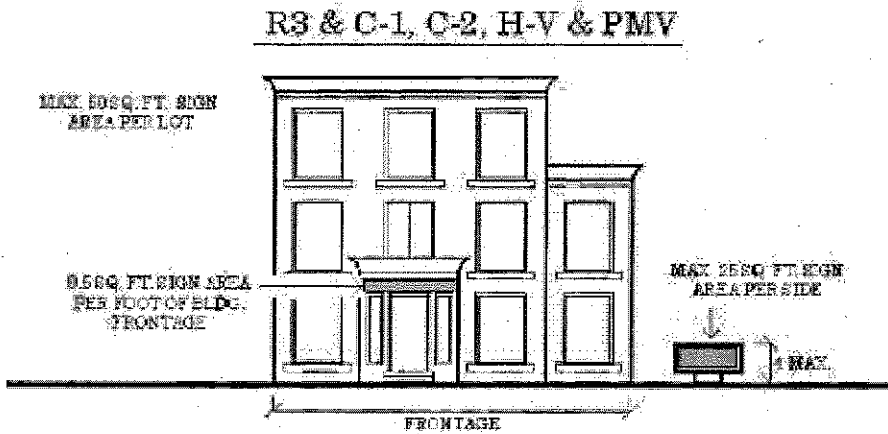
District	Permitted Signs
R-1 and R-2	1 sign attached to a sign board, if applicable, not exceeding 15 square feet in area
R-3, C-1, C-2, H-V, PMV, C-V and PD	A maximum of 50 square feet of signage per lot including:
	Attached signs identifying uses or services on the premises that include 0.5 square foot in area for every foot of the building frontage; and/or
	1 detached sign located in the front yard not exceeding 25 square feet in size per side of sign and posted no more than 4 feet in height from the finished grade of the lot
C-3	Maximum signage area of 10% of the primary building facade per lot including:
	Attached signs identifying uses or services on the premises not exceeding 1.5 square feet for every foot of building frontage; and/or
	1 detached sign located in the front yard not exceeding 50 square feet in size per side and posted no more than 15 feet in height from the finished grade of the lot
M-1	Maximum signage area of 10% of the primary building facade per lot including:
	Attached signs identifying uses or services on the premises not exceeding 1.0 square foot for every foot of building frontage; and/or
	1 detached sign located in the front yard not exceeding 32 square feet in size per side and no more than 6 feet high from the finished lot grade
O-S	1 sign not exceeding 20 square feet identifying any building or use permitted under this chapter

R1 & R2

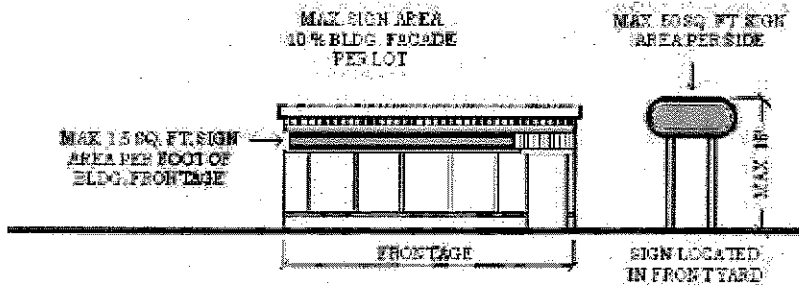
MAY 15 SQ. FT.
ATTACHED SIGN AREA

R-1 and R-2 District

R-3, C-1, C-2, H-V and PMV

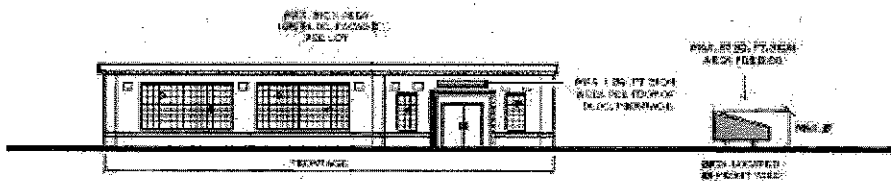


C-3



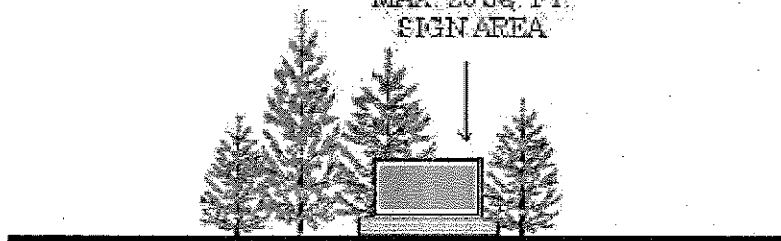
C-3

M-1



M-1

MAX 20 SQ. FT. SIGN AREA



O-S

E.
Sign location.

(1)

Upon relocation of a business or service for reasons of an unforeseen disaster (example: due to fire), an off-site sign shall be allowed for a period of six months;

(2)

No sign shall be at any location where it interferes with or obstructs the view or free passage of pedestrian or vehicular traffic;

(3)

No sign shall be painted, placed or constructed directly on or project from a roof;

(4)

No sign shall be attached to any tree, utility pole or street appurtenances as set forth in Chapter 35 or be painted upon or otherwise affixed to any rock, ledge or other natural feature;

(5)

No detached sign shall be closer than 10 feet to a residential lot line;

(6)

Signs parallel to and attached to a building shall not be set out more than 10 inches, except in cases where the sign contains electrical components, in which case the sign shall project more than 15 inches from the building;

(7)

Any sign that projects from a building over the public right-of-way shall be located at least nine feet above grade and shall be constructed and installed in accordance with Chapter 104.

F.

Design standards.

(1)

Signs and awnings shall:

(a)

Relate through their design, size and height to pedestrians and conform to the surrounding character;

(b)

Not materially obscure architectural features or details of buildings.

(2)

Signs shall be professionally manufactured.

(3)

No more than 50% of the sign face may be covered with text or graphics.

(4)

The area of signs composed of individual letters without a background shall include the area enclosed by a series of lines joined to form a perimeter bounding all parts of the display, including all lettering, logo, graphics and trademarks.

(5)

No pennants, ribbons, streamers, sheets, spinners or other moving devices shall be allowed in the City of Rochester.

(6)

No sign shall consist of strings of lights or contain blinking, flashing, intermittent, rotating, glaring, or moving lights or other attention-attracting devices.

(7)

Any illuminated sign shall employ only lights emitting a light of constant intensity.

(8)

Internally lit signs shall be prohibited in all residential, C-1, PMV and H-V Districts.

(9)

In the C-2, C-3 and M-1 Districts, internally lit signs shall be permitted on principal and minor arterials (as defined in Appendix 2) and shall be in the form of:

(a)

Individually mounted and illuminated channel letters made of a durable material; or

(b)

A panel box, made of a durable material, including:

[1]

No more than three colors;

[2]

Raised or recessed letters;

[3]

Encasement in a frame;

[4]

Internal illumination that does not project lighting onto adjacent properties or interfere with the public right-of-way.

(10)

Neon window signs may be permitted in cases where they are compatible with the building's use, historic and/or architectural character.

(11)

Window signs shall not exceed 25% of the window and shall be included in the calculation of the overall signage allowed for the use.

(12)

The area of an awning or canopy that includes lettering, logo, graphics and trademarks shall be included in calculations for allowed signage.

(13)

If more than one tenant is located in a building, individual signs for each will be allowed to be attached to the building as long as the total signage square footage for the development does not exceed the maximum signage for the district.

(14)

In commercial or industrial buildings or plazas with three or more occupants, a shared sign is required. Kiosk sign structures are encouraged to advertise for these multi-tenant buildings and plazas.

(15)

No sign shall be movable or portable unless defined as a temporary sign.

G.

Maintenance of signs.

(1)

Every sign shall at all times be maintained in a safe and structurally sound condition. Signs that do not comply with adequate safety standards shall be removed at the property owner's expense.

(2)

Signs must be regularly maintained, including the replacement of worn parts, painting and cleaning.

(3)

The full number of illuminating elements of a sign shall be kept in working condition or immediately repaired or replaced.

H.Abandoned signs.(1)

Except as otherwise provided in this chapter, any sign which is located on property which becomes vacant and unoccupied for a period of three months or more, or any sign and structure which pertain to a time, event or purpose which no longer applies, shall be deemed to have been abandoned.

(2)

Abandoned signs and structures are prohibited and shall be removed by the owner of the sign or owner of the premises.

I.Amortization of signs.(1)

All advertising signs shall become an unlawful accessory uses after the periods provided below and shall be removed:

Fair Market Value on Date of Notice of Removal Requirement	Period Permitted From Notice (years)
Under \$1,999	3
\$2,000 to \$3,999	4
\$4,000 to \$5,999	6
\$6,000 to \$7,999	7
\$8,000 to \$9,999	9
\$10,000 and over	10

(2)

The following are exempt from the amortization provisions:

(a)

Advertising signs within 660 feet of a Federal Interstate and Primary Highway System highway which is located in the M-1 District or any commercial district and whose face is visible from such highway; and

(b)

Advertising signs and like outdoor advertising devices existing in the C-3 and M-1 Districts at the time of the enactment of this chapter, except rooftop installations.

J.Temporary signs.(1)

Temporary or portable signs shall be used for the following purposes only:

(a)

New business enterprises;

(b)

Celebration of the anniversary date of a new business enterprise;

(c)

Business enterprises which have lost the use of an existing sign by reason of fire or other catastrophe; and

(d)

Limited activities in connection with the principal use or activity on the premises.

(2)

Temporary signs may not exceed 20 square feet in size; no more than one temporary sign shall be permitted per business.

(3)

Temporary sign shall be removed within 90 days and will not be renewable for 90 days except three times per year, for no more than 72 hours per occasion.

(4)

Temporary signs shall comply with the location and design standards contained in this chapter.

K.

Alternative sign program. In order to provide an imaginative, effective, visually compatible plan for all signs on a property, a property owner may submit a sign program containing provisions different from the requirements in Subsection D through F listed in this section. The intent of this provision is to allow for creative responses to site-specific conditions or uses. Each such alternative sign program shall be reviewed as a special permit, in accordance with the provisions of § 120-192, except that in the case of signs in preservation districts the Preservation Board shall be responsible for approval of an alternative sign program. The applicant shall submit graphic and written information indicating why the signage does not comply with existing sign regulations in using the alternative sign program. In no case shall the regulations of this chapter pertaining to advertising signs be altered or changed through the use of the alternative sign program.

[Amended 6-17-2003 by Ord. No. 2003-183]

L.

Allowed sign message. Any allowed or permitted permanent sign or advertising sign authorized in this chapter may contain a noncommercial message constituting a form of expression in lieu of other copy.

M.

Advertising signs.

(1)

Except for the M-1 and C-3 Districts or within 660 feet of a Federal Interstate and Primary Highway System highway which is located in the M-1 District or any commercial district, no off-site signs shall be permitted.

(2)

No advertising sign shall be located:

(a)

Within 100 feet of any preservation district boundary line or any lot line of a designated landmark or National Register districts or buildings if the sign or sign structure is visible from any such lot line at any point within 25 feet above ground level;

(b)

Within 200 feet of any other advertising sign structure located on the same side of the street or within 100 feet of any other such sign structure;

(c)

For signs having a gross surface area in excess of 300 square feet, within 500 feet of any other such sign on the same side of the street;

(d)

Within 100 feet of any lot line of any school, church, library or public park or other public or semipublic use;

(e)

At any location within 750 feet of the Genesee River or either of its banks when the sign or sign structure can be viewed simultaneously at ground level with the river or either of its banks;

(f)

For sign structures oriented toward an expressway, no sign structure shall be located within 500 feet of any other sign structure located on the same side of the expressway, regardless of sign face orientation to the direction of travel, except that two or more signs erected back to back so as to be oriented to be visible from two or more directions of travel shall be deemed to be one sign structure;

(g)

Within 200 feet of the established outer boundary of the Civic Center;

(h)

Within five feet of any street line.

(3)

In order to determine whether or not a suggested sign site conforms to the location criteria, the suggested site shall be the point of origin for all radii to be drawn. This method of measurement recognizes the fact that portions of certain properties qualify for sign placement while other portions of the same properties do not. It is the intention of these provisions to qualify or disqualify sign sites and not whole properties when portions of such properties are outside drawn radii.

(4)

No more than two sign faces may be erected at any site, and each sign face must be back to back.

(5)

No advertising sign shall be more than 236 square feet for each side.

(6)

The height of the sign shall not exceed 23 feet.

(7)

All advertising signs shall include only one advertisement that covers the entire sign face at all times.

(8)

Cutouts or extensions shall not exceed five feet beyond the permitted height of the sign.

§ 120-178 Site grading.

All site grading shall conform to the following requirements:

A.

Lot grading will be done in such a way as to preserve or enhance the topographic features and to provide positive drainage of stormwater away from structures and into public storm sewers or approved drainage channels. All site grading shall be designed to meet the following standards:

[Amended 6-17-2003 by Ord. No. 2003-183]

		Minimum Slope	Maximum Slope
	Planting areas	2%	25%
	Parking lot pavement	2%	4%
	Driveways	2%	6%
	Pedestrian pavements	1%	2%
	Sidewalks	1%	5%

THE PLAN

Adopted by City Council on April 13, 1999



 City of Rochester, New York
Mayor William A. Johnson, Jr.

The Renaissance Plan: 11 Campaigns

The City of Rochester's Comprehensive Plan ("Rochester 2010: The Renaissance Plan") includes eleven "Renaissance Campaigns" which are summarized on the following pages. These campaigns are grouped in terms of the plan's three renaissance sub-themes (Responsibility, Opportunity and Community). The campaigns are the result of a broad, inter-disciplinary analysis by the Mayor's Stewardship Council and City Planning Staff of our city's ten "Neighbors Building Neighborhoods" (NBN) sector action plans, as well as the visions, issues, goals and strategies developed within the eleven original subject committees that were part of the plan development process. These subject committees included:

Cultural Resources, Economic Development, Education, Environmental Management, Housing, Human Services, Land Use/Zoning, Parks/Recreation/Open Space, Public Infrastructure, Public Safety, and Transportation.

The eleven campaigns were developed by looking at the NBN sector plans and the subject committee work from a horizontal or "cross-cutting" perspective rather than from a more traditional vertical or "silo" type perspective. This produced a series of important and more fundamental concepts or relationships that evolved into the eleven specific campaigns. These campaigns represent significant new directions and priorities that our city will embrace as we move into the 21st century.

The following pages present what was adopted by City Council on April 13, 1999, including a campaign name, a policy statement and specific goal statements. Additional illustrative material for each campaign is included in the complete Comprehensive Plan document. This material helps explain plan implementation and monitoring as well as some of our city's more specific land use, zoning or development issues and recommendations. Supporting data that was developed as part of the original work of the eleven subject committees is also provided in the complete plan document. The full plan document is available for review at all City libraries or can be seen on the plan web site at: www.ci.rochester.ny.us/rochester2010.htm

Campaign One

Involved Citizens

Policy:

It is the policy of our city to engage the widest array of our citizens in the safety, upkeep and renewal of our neighborhoods and community, to provide opportunities for citizens to work together to plan for their collective future and to take actions to realize that future, to celebrate the positive aspects of community life and to support citizens taking responsibility for using these opportunities to enhance their community.

Goals:

- (A) Citizens, institutions, businesses and government will demonstrate a sense of responsibility and accountability through their individual actions and their relationships with each other and the community-at-large.
- (B) Citizens will take responsibility for their neighborhoods, become actively involved in the "Neighbors Building Neighborhoods" (NBN) process through planning, implementation and monitoring and join together through participation and commitment in achieving the vision of Rochester 2010: The Renaissance Plan.
- (C) Create an on-going community planning and development review process that actively involves our citizens, anticipates emerging land use trends, appropriately weighs and considers competing land use and development interests as well as local and regional perspectives, and results in fair and equitable decisions.
- (D) Citizens, businesses, institutions and neighborhoods will be informed and will adequately listen to and communicate with each other about opportunities, issues and concerns facing our community.
- (E) Citizens, institutions and businesses will be encouraged to participate in events, activities, and celebrations that serve to "knit" our community together and that are focused on the positive aspects of our community.
- (F) Support and coordinate public meetings, discussions and other informational opportunities for our citizens in an efficient and productive manner that provides essential, timely information and reaches the appropriate audience.

Campaign Two

Educational Excellence

Policy:

It is the policy of our city to support the highest quality educational and job-training opportunities for our citizens on a life-long basis, to promote and support our public schools as a focal point of neighborhood activity and pride, and to encourage our citizens to take responsibility for using these opportunities to educate and prepare themselves for work, careers and responsible citizenship.

Goals:

- (A) Our educational system will provide every student with a safe, supportive and challenging educational experience and environment.
- (B) Create an educational system that offers high performing neighborhood and magnet schools of choice for all of our children.
- (C) Encourage the emergence of a highly-educated citizenry that has the necessary knowledge, skills and aspirations to achieve a high quality of life.
- (D) Schools will be the focal point of neighborhood activity and pride with appropriate community uses and life-long learning, training and community outreach programs.
- (E) Promote opportunities for an early start to education for our children through preschool and other similar type programs.
- (F) Promote a positive perception of our public educational institutions based on adequate knowledge and communication about educational issues and successes.
- (G) Create consensus-based community standards for educational performance and outcomes that equal or exceed regional averages and that involve students, teachers, administrators and parents in both development and accountability.
- (H) Citizens, businesses and institutions will take ownership of and responsibility for our community's educational system.
- (I) Retain students in our community after college graduation both in terms of residents attending local and out-of-area colleges and out-of-area students attending local colleges.

Campaign Three

Health, Safety, and Responsibility

Policy:

It is the policy of our city to support our citizens and families in leading healthy, safe, productive and self-determined lives. We support our citizens taking responsibility for helping to improve the health, safety and welfare of themselves and those around them; developing and maintaining safe, clean, attractive neighborhoods that are free from public disorder and nuisances; and, recognizing and celebrating examples of good citizenship and personal responsibility.

Goals:

- (A) Promote neighborhoods that are safe, clean and attractive, that minimize drug sales and use, loitering, graffiti, public drunkenness, property code violations, incidents of fires and other negative quality of life issues and that ultimately reduce the demand for public safety services.
- (B) Create the safest community in New York State in terms of our per capita rate of crime, fires and accidents.
- (C) Create a positive perception of our public safety institutions, our community's safety, security and quality of life, and create an adequate level of communication and knowledge, among our citizens, about public safety issues and concerns facing our community.
- (D) Promote a reduction in the problems and impacts of homelessness, the abuse of drugs and alcohol and unwanted teenage pregnancies through appropriate opportunities to improve individual health, safety and welfare.
- (E) Ensure that our public safety system agencies and our citizens adequately listen to and communicate with each other about public safety problems and concerns and collaborative efforts.
- (F) Promote a health and human services delivery system that is efficient, accessible, meets the diverse needs of all of our citizens, is customer-friendly and is supportive of the priorities of neighborhoods and families.
- (G) Support a quality health care system that is affordable to both employees and employers, as well as the general public.

Campaign Four

Environmental Stewardship

Policy:

It is the policy of our city to maintain and enhance, through individual and collective efforts of our citizens, businesses and governments, the overall quality of our environmental assets and resources (air, land and water quality), our community's three great waterways (Lake Ontario, the Genesee River and the Erie Canal), our unique and historic parks system, our open space areas and urban forest and our clean neighborhood environments.

Goals:

- (A) Reduce the amounts of litter in our community and expand recycling and composting activities and efforts among our citizens and businesses.
- (B) Reduce the amounts and toxicity of the various forms of pollution entering our environment and the public health threats from all forms of environmental pollution and contaminants.
- (C) Encourage, undertake and review development and activities in a way that protects and sustains our varied ecosystems and neighborhood environments.
- (D) Create awareness, among our citizens, of the health dangers associated with exposure to harmful materials.
- (E) Preserve and enhance our waterways, parks, urban forest, recreation and open space areas through a regional "no-net-loss" approach and maximized environmental benefits derived from those resources and assets.
- (F) Create an environmentally aware community that practices the values of environmental stewardship and responsibility and communicates those values to future generations.
- (G) Support constituencies that promote recognition, preservation and enhancement of our parks, recreation and open space system and other environmental assets.
- (H) Reclaim designated "brownfields" and other contaminated land, facilities and waterways for useful, productive development.

Campaign Five

Regional Partnerships

Policy:

It is the policy of our city to promote the concept of Rochester as the economic, social, cultural, transportation and institutional center of our county and region. We will seek out opportunities to plan and communicate effectively and work together with other governments to develop solutions to our common problems, in a way that recognizes a collaborative neighborhood/regional/global perspective rather than a city/state/nation perspective.

Goals:

- (A) Encourage governmental agencies at the municipal, regional, state and federal level to embrace our city's comprehensive plan, respect its visions, policies and strategies and consider them in their own planning, budgetary and land use development/regulatory activities.
- (B) Reduce the concentrations of poverty wherever they might exist.
- (C) Support the development of a county and regional land use or development plan that incorporates an appropriate role for our city in the "Community of Monroe."
- (D) Actively engage and support all levels of government, businesses and citizens and existing regional planning agencies in regional collaboration, communication and cooperation around critical issues and opportunities.
- (E) Ensure improved inter-governmental cooperation and expansion of collaborative efforts between appropriate public agencies at all levels of government, including but not limited to economic development, transportation, housing, education and land use.
- (F) Create a public infrastructure system that positively contributes to the physical, social and economic development objectives of the Greater Rochester Community and improves the quality of life for all of our citizens.
- (G) Support a collaborative approach by businesses, organizations and area governments to communicate positive images of our city and region to our citizens and prospective visitors and residents.

Campaign Six

Economic Vitality

Policy:

It is the policy of our city to promote an environment in which businesses can develop and flourish; to develop a diverse local economy that supports quality jobs, produces new product, service and technology innovations and high-quality business and personal services; and to create a highly skilled workforce that embraces creativity and our rich entrepreneurial spirit. We will also promote and pursue the management of our community identity as a world-class city in which to do business, as well as a highly desirable place to live, work and visit.

Goals:

- (A) Promote a business support environment that facilitates the expansion and retention of existing businesses and the attraction and creation of new businesses with a special focus on the emerging high-technology industries.
- (B) Develop a business and financial environment that encourages businesses and individuals to build on our rich entrepreneurial spirit.
- (C) Develop strong, economically viable and diverse neighborhood commercial areas that help to provide entry-level jobs, high-quality goods and personal services to our citizens, offer entrepreneurial opportunities and help increase our city's economic development and growth.
- (D) Support a highly-skilled and highly-trained workforce that is capable of supporting a broad range of new and existing employment opportunities including those found in the many emerging, high-tech, local industries.
- (E) Promote the recognition, on the part of government, business, industry and employees locally, regionally, and nationally, that the Greater Rochester Community is a world class community in many areas such as imaging and optical technologies and precision manufacturing, and therefore a good place to locate as well as to stay.
- (F) Encourage an integrated transportation system that is safe, efficient, and meets the transportation requirements of our businesses, industries and citizens.
- (G) Support and promote opportunities for shopping for residents and visitors at stores, businesses and personal shops within our city.
- (H) Promote a low-cost energy delivery system with sufficient reliability and capacity to meet the current and future needs of our businesses and industries.

Campaign Seven

Quality Service

Policy:

It is the policy of our city to provide high-quality services, programs, information and infrastructure to our citizens in a way that is efficient, affordable, accountable and takes into account the diverse needs of our citizens, builds trust and understanding, is based on communication, partnership and collaboration, and, where appropriate, reduces demand for those services by encouraging citizen self-sufficiency.

Goals:

- (A) Balance our citizens' needs for high quality services, programs, information and infrastructure with a long term understanding of their ability and willingness to pay for them.
- (B) Deliver quality services, programs, information and infrastructure to all our citizens in a timely, efficient manner that responds to our citizens' customer satisfaction needs as determined by periodic sample surveys or questionnaires.
- (C) Develop and maintain a public utility system that provides safe, reliable and adequate public services to our citizens and to properties, in full compliance with federal and state regulations.
- (D) Maintain city-owned buildings and facilities that are attractive in appearance, in good repair and comply with federal and state health, safety and accessibility regulations.
- (E) Provide an advanced and coordinated communications system that adapts to emerging technologies and that serves the larger public interest.
- (F) Provide a parks and recreation system and program that meets our citizens' needs and demands and expands and safeguards our urban forest.
- (G) Promote efficient and economic delivery of private utility services to businesses and residents in our community.

Campaign Eight

Tourism Destination

Policy:

It is the policy of our city to promote recognition of our city and region as a tourism destination that embraces a broad range of "four-season" tourist attractions centered on our unique waterfront resources, recognizing especially the centrality of the Genesee River to the life of our community, along with arts, cultural, sports and entertainment facilities as well as our reputation as a supportive and innovative community, in a way that contributes to our community's local and national image as well as its economic vitality and growth.

Goals:

- (A) Encourage sporting events and venues, special festivals, events, celebrations and conventions that help to bring visitors into our city and create an image and "sense of place" that is locally, regionally and nationally recognized.
- (B) Encourage and help create appropriate private, market-driven investments in the local tourism industry that result in additional revenue for businesses and the creation of new jobs for local residents.
- (C) Transform our extensive and unique waterfront resources, historic and cultural assets into a regional tourism destination attraction that maximizes economic, environmental and recreational benefits in a way that enhances the quality of life for city residents.
- (D) To develop, protect and promote our parks, recreation and open space system as a prime four season regional tourism attraction and asset that is complementary to our diverse waterfront resources.
- (E) Promote the creation of a diverse transportation system that connects our many tourism attractions and resources and positively contributes to the physical, social and economic well-being of our citizens, visitors and community.
- (F) Develop diverse, unique tourism attractions that balance economic issues and impacts with neighborhood preservation, enhancement and protection.
- (G) Capitalize on our many recreational, historic, civic and business assets as well as our high quality of life to expand recognition of Rochester as a highly desirable tourism destination and attractive place to live.

Campaign Nine

Healthy Urban Neighborhoods

Policy:

It is the policy of our city to support unique, vital, inter-connected urban neighborhoods which provide a variety of housing choice, accessible goods and services in a village-like setting, pedestrian-friendly environments, appropriate transit and parking facilities and access to park, recreation, environmental and cultural amenities.

Goals:

- (A) Create appropriate and affordable housing choices/opportunities for all citizens through a housing system that promotes and supports new construction and rehabilitation, is responsive to market opportunities and encourages owner occupancy and affordable units for all incomes.
- (B) Reduce the impacts of the concentrations of poverty in our community by encouraging economic diversity, appropriate neighborhood design and planning and expanded economic opportunity.
- (C) Encourage strong, stable, vital and healthy neighborhoods that retain their unique characteristics, are supported by appropriate community resources, services and amenities in village-like settings with neighborhood commercial centers serving nearby residential neighborhoods, provide essential goods and services and help create a high quality of life for every citizen.
- (D) Support programs, facilities and events in our neighborhoods and village centers where citizens celebrate the positive aspects of city living as well as communicate and collaborate on issues important to our community's future.
- (E) Ensure adequate parking resources or facilities that balance the protection of neighborhoods and residences with the need to sustain the economic viability and vitality of commercial areas.
- (F) Develop a pedestrian circulation system that provides maximum accessibility to nearby goods and services, our parks, recreation and open space areas and other community amenities.
- (G) Promote the creation of a safe, reliable and aesthetically pleasing transportation system that facilitates the movement of people and goods throughout our community, and connects neighborhoods while encouraging alternatives to automobile transportation.
- (H) Support a land use development pattern in our city that balances reasonable property use rights with our community's expectation of protection from negative impacts generated by nearby uses or activities.

Campaign Ten

Center City

Policy:

It is the policy of our city to pursue recognition and development of our downtown as the region's "Center City" to include an exciting mix of housing, specialty retail and services, restaurants, arts and cultural venues, entertainment and "nightlife." We will also encourage the marketing and promotion, both regionally and nationally, of our "Center City" as the economic and cultural core of our region and its recognition by both citizens and visitors as being safe, vital and exciting.

Goals:

- (A) Reduce the office and commercial (retail) vacancy rate within our "Center City" through appropriate actions that include the attraction of new tenants as well as the removal or conversion of unneeded space.
- (B) Develop unique festivals, events, celebrations and venues within our "Center City" that help create and enhance its identity, draw businesses, residents and visitors and provide a strong "sense of place" and identity for our community.
- (C) Encourage the development of an economically viable "Center City" (central business district and surrounding areas) that functions as the region's 24-hour activity center and is a safe and attractive environment for the cultural, nightlife, business, arts and entertainment center of our region.
- (D) Increase the number of people living in our "Center City" through affordable as well as market-rate housing development.
- (E) Create a strong, competitive and marketable identity for our "Center City" that is locally, regionally and nationally recognized.
- (F) Create a new functional boundary for what is now known as "downtown" that will be perceived, identified and marketed as the region's "Center City."
- (G) Create physical connections and design relationships within our "Center City" that reduce the barrier represented by the Inner Loop and connect surrounding areas, neighborhoods and districts including the retail/office core, the festival riverfront areas, the High Falls entertainment district, the Erie Harbor on the Genesee waterfront, the West End and Susan B. Anthony District and the East End and South Wedge areas.
- (H) Create a strong visual and aesthetic image for our "Center City" through articulated urban design and unique and inspiring architectural form.

Campaign Eleven

Arts and Culture

Policy:

It is the policy of our city to support and promote arts and cultural events, activities and institutions in a way that establishes our city as a "world-class" cultural center, contributes to our community's life, vitality and growth and promotes citizen and business partnerships in using those resources to create economic development and community pride.

Goals:

- (A) Utilize our arts and cultural heritage and current assets as an economic development tool to create growth opportunities and a sense of community spirit and pride.
- (B) Develop new and/or expanded venues for arts and cultural facilities, entertainment and activities throughout our city, including our diverse residential neighborhoods.
- (C) Promote our community as the center for arts and cultural activity in our region.
- (D) Encourage citizens to actively support and participate in our diverse arts and cultural activities, in a way that encourages more interactions and builds and strengthens our community.
- (E) Encourage our arts and cultural institutions to be partners with each other in the development and enhancement of our city becoming the region's arts and cultural center.
- (F) Promote, enhance and protect our city's historic, cultural and educational resources as unique assets that contribute to our city's vitality and "sense of place."

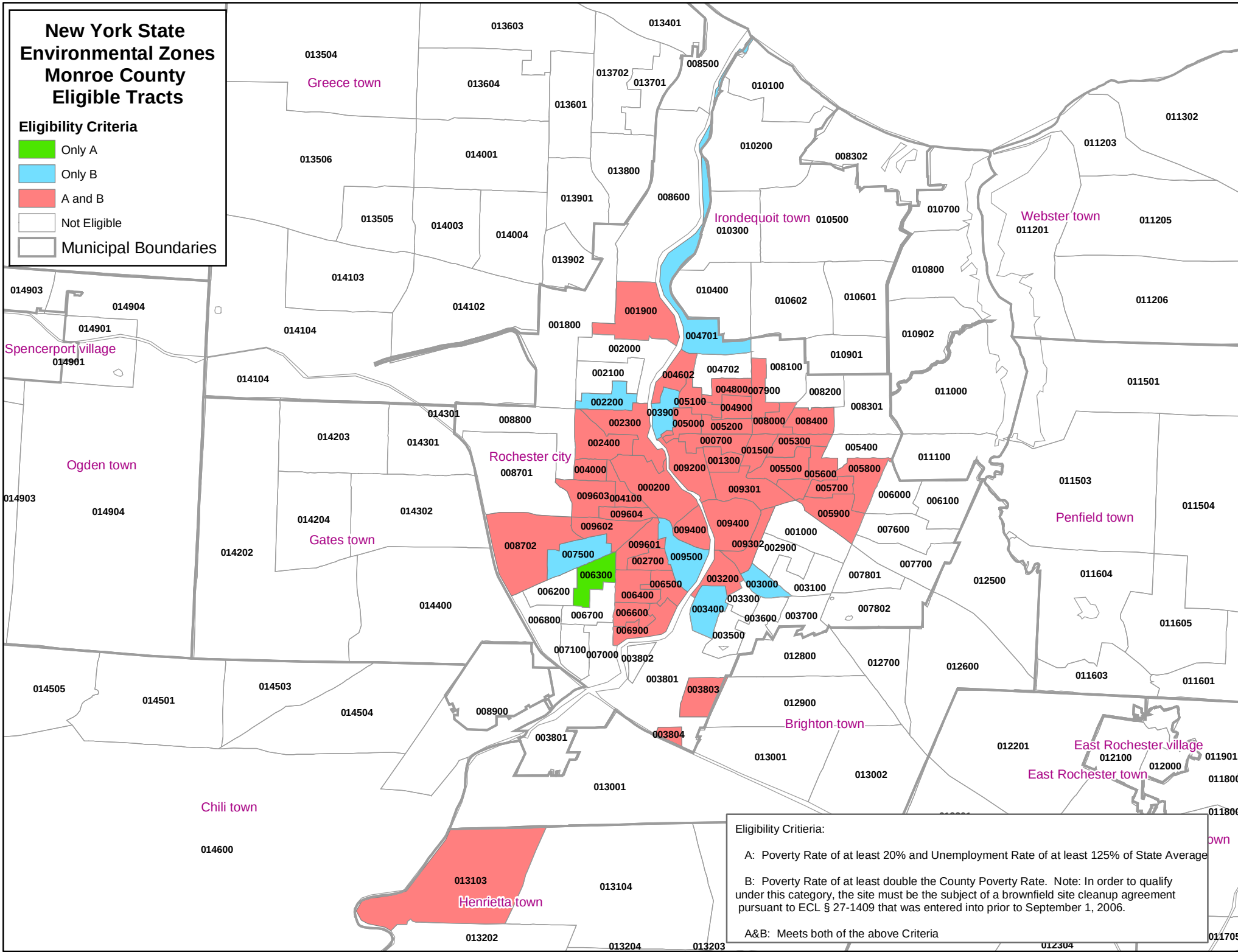
Exhibit L

En-Zone Map

New York State Environmental Zones Monroe County Eligible Tracts

Eligibility Criteria

- Only A
- Only B
- A and B
- Not Eligible
- Municipal Boundaries



Eligibility Criteria:

A: Poverty Rate of at least 20% and Unemployment Rate of at least 125% of State Average

B: Poverty Rate of at least double the County Poverty Rate. Note: In order to qualify under this category, the site must be the subject of a brownfield site cleanup agreement pursuant to ECL § 27-1409 that was entered into prior to September 1, 2006.

A&B: Meets both of the above Criteria