

FINAL ENGINEERING REPORT

TIOGA AVENUE PROPERTY

CORNING, NEW YORK

NYSDEC Site Number: **C851031**

Prepared for:

Corning, Incorporated

Corning, New York

Prepared by:

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28 March 2012
File No. 33123-017

New York State Department of Environmental Conservation
Division of Environmental Remediation, Region 8
6274 East Avon-Lima Road
Avon, New York 14414-9519

Attention: Bartholomew Putzig
Regional Hazardous Waste Remediation Engineer

Subject: Final Engineering Report for 2011 Change of Use
Tioga Avenue Site - #C851031
City of Coring, Steuben County, New York

Dear Mr. Putzig:

On behalf of Corning Incorporated and Corning Property Management Corporation, Haley & Aldrich of New York (Haley & Aldrich) is pleased to present for your review and approval this Final Engineering Report which documents completion of the remedial program by implementation of the 2011 Change of Use work to augment the site cover system at the Tioga Avenue Brownfield Site (the Site). This report provides a description of the clean soil cover and asphalt pavement that was placed during October and November 2011, which completes the required cover system for the entire Site. Record drawings of the work that was completed are also provided.

The scope of work was based on the Change of Use Notification prepared by Haley & Aldrich, dated 30 September 2011 and on the NYSDEC Notice to Proceed letter dated 4 October 2011. The work was performed under the provisions of the New York State Department of Environmental Conservation (NYSDEC) Brownfield Cleanup Program. Corning Incorporated's contractor for the work described in this report was John F. & John P. Wenzel Contractors, Inc. Engineering and environmental consulting services during the work were performed by Haley and Aldrich of New York under its agreement with Corning Incorporated.

Sincerely yours,
HALEY & ALDRICH OF NEW YORK

A handwritten signature in black ink, reading "Jonathan D. Babcock".

Jonathan D. Babcock, P.E.
Project Manager

A handwritten signature in black ink, reading "Edward L. Hynes".

Edward L. Hynes
Vice President

EXECUTIVE SUMMARY

Site cover was placed on approximately 0.6 acres of the 14.18 acre Tioga Avenue Brownfield Site (the Site) between 24 October and 11 November 2011. The work was performed under the Change of Use Notification prepared by Haley & Aldrich, dated 30 September 2011 and the New York State Department of Environmental Conservation (NYSDEC) Notice to Proceed letter dated 4 October 2011.

The work involved placing a geotextile on the existing ground surface (where the ground was not already covered by a barrier precluding contact with historic fill such as asphalt or concrete), and then placing either a 12-inch thick layer of clean imported gravel, or 3-inches of clean imported gravel topped with a 1-1/2 inch thick layer of asphalt pavement.

The completed Site cover system is comprised of: concrete slabs remaining from prior building foundations and related infrastructure; asphalt and gravel surfaces; active railroad grade including tracks and associated ballast; existing buildings and improvements that support the ongoing operations of the adjacent World Kitchen, LLC manufacturing facility; existing structures associated with the operating Waste Water Treatment Plant (equalization tank, engineering building, pumping station/wet well, diversion structure, and related facilities), and other miscellaneous features that provide an acceptable cover system such as the well house.

With the completion of the work described in this Final Engineering Report, the entire Site has a cover system which precludes contact with the historic fill and its contaminants, consistent with Part 375-3.8(e)(4)(iii)(b).

CERTIFICATION

I, Jonathan D. Babcock, am currently a registered professional engineer licensed by the State of New York, had primary direct responsibility for implementation of the work described in this Final Engineering Report, and I certify that the 2011 Change of Use was implemented and that the construction activities were completed in substantial conformance with the Change of Use Notification prepared by Haley & Aldrich, dated 30 September 2011 and on the New York State Department of Environmental Conservation (NYSDEC) Notice to Proceed letter dated 4 October 2011.

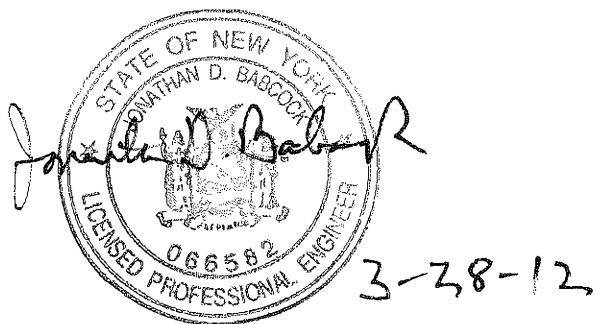
I certify that the data submitted to the Department with this Final Engineering Report demonstrates that the requirements set forth in Department-approved Change of Use Notification prepared by Haley & Aldrich, dated 30 September 2011 and on the NYSDEC Notice to Proceed letter dated 4 October 2011 and in the applicable statutes and regulations have been or will be achieved in accordance with the time frames, if any, established for the remedy.

I certify that all documents generated in support of this report have been submitted in accordance with the DER's electronic submission protocols and have been accepted by the Department.

I certify that all use restrictions, Institutional Controls, Engineering Controls, and/or any operation and maintenance requirements applicable to the Site are contained in an environmental easement created and recorded pursuant to ECL 71-3605 and that all affected governments, as defined in ECL 71-3603, have been notified that such easement has been recorded.

I certify that a Site Management Plan has been submitted for the continual and proper operation, maintenance, and monitoring of all Engineering Controls employed at the Site, and that such plan has been approved by the Department.

I certify that all information and statements in this certification are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law. I, Jonathan Babcock, of Haley & Aldrich, am certifying as Owner's Designated Site Representative for the Site.



NYS Professional Engineer #

Date

Signature

TABLE OF CONTENTS

EXECUTIVE SUMMARY	i
CERTIFICATION	ii
LIST OF TABLES	iv
LIST OF FIGURES	iv
LIST OF ACRONYMS	v
1. BACKGROUND AND SITE DESCRIPTION	1
2. SUMMARY OF SITE REMEDY	3
2.1 Remedial Action Objectives	3
2.2 Change of Use	3
2.3 Description of Selected Remedy from the Alternatives Analysis Report	4
3. INTERIM REMEDIAL MEASURES, OPERABLE UNITS AND REMEDIAL CONTRACTS	5
4. DESCRIPTION OF REMEDIAL ACTIONS PERFORMED	6
4.1 Governing Documents	6
4.1.1 Site Specific Health & Safety Plan (HASP)	6
4.1.2 Storm-Water Pollution Prevention Plan	6
4.1.3 Community Air Monitoring Plan (CAMP)	6
4.2 Remedial Program elements	7
4.2.1 Contractors and Consultants	7
4.2.2 Site Preparation	7
4.2.3 General Site Controls	7
4.2.4 Reporting	7
4.3 Imported Backfill	8
4.4 Contamination Remaining At the Site	8
4.5 Cover System Construction	8
4.6 Deviations from the Work Plan	9
5. SUMMARY AND CONCLUSIONS	11
REFERENCES	12
TABLES	
FIGURES	
APPENDIX A – Survey Map from BCA Application	
APPENDIX B – Digital Copy of the FER (CD)	
APPENDIX C – Change of Use Notification and Notice to Proceed	
APPENDIX D – Project Photo Log	
APPENDIX E – Imported Materials Documentation	
APPENDIX F – Figure 11 from the Alternatives Analysis Report	
APPENDIX G – Environmental Easement Filing Documentation	

LIST OF TABLES

Table No.	Title
I	Backfill Quantities and Sources

LIST OF FIGURES

Figure No.	Title
A	Site Locus
1	Construction Notes – Record Drawing
2	Areas Covered – Record Drawing
3	Gravel Cover Details – Record Drawing
4	Cover Details – Record Drawing
5	Site Cover Types

LIST OF ACRONYMS

Acronym	Definition
AAR	Alternatives Analysis Report
BCA	Brownfield Cleanup Agreement
COC	Contaminants of Concern
COU	Change of Use
ECL	Environmental Conservation Law
FER	Final Engineering Report
LLC	Limited Liability Company
NYCRR	New York Code of Rules and Regulations
NYSDEC	New York State Department of Environmental Conservation
NYSDOT	New York State Department of Transportation
RI	Remedial Investigation
SCO	Soil Cleanup Objective

1. BACKGROUND AND SITE DESCRIPTION

Corning Incorporated and Corning Property Management Corporation (called Corning in this report) entered into a Brownfield Cleanup Agreement (BCA) with the New York State Department of Environmental Conservation (NYSDEC) dated 22 August 2008, to investigate and remediate a 14.18-acre property located in City of Corning, Steuben County, New York, referred to in this report as the “Site” (Figure A). The property is currently undeveloped pending future redevelopment and is zoned “Industrial (I)” under the “Zoning Ordinance of the City of Corning, NY” (Chapter 240, 5/5/2007).

The boundaries of the Site are fully described in Appendix A: Survey Map, Metes and Bounds. The site is located on portions of City of Corning Tax Map # 318.09 and #318.10. The Site is situated on an area bounded by the Chemung River to the north, East Tioga Avenue to the south, Steuben Street to the east, and Chemung Street to the west. The boundaries of the Site as set forth in the BCA do not match corresponding tax parcel boundaries; the primary difference is a strip of land parallel to Tioga Avenue approximately 12 to 20 feet wide that is within the parcel owned by Corning but is outside the BCA boundary.

This Final Engineering Report (FER) documents completion of the remedial program for the Site by implementation of the 2011 Change of Use (see Section 2.2) to augment the existing Site cover system. An electronic copy of this FER with all supporting documentation is included as Appendix B.

Findings of remedial investigations at the Site indicate that certain environmental conditions on the Site present the potential to create adverse exposure because substances have been detected at levels that exceed the Soil Cleanup Objectives (SCOs) established in the NYSDEC Part 375 Regulations for commercially or industrially used property or other relevant NYSDEC criteria. The findings of the remedial investigations may be found in the “Report on Remedial Investigations & Recommended Remedial Actions, Tioga Avenue Property BCP Site #C851031, Corning, New York,” by Haley & Aldrich, dated April 2010 (called the “RI Report” in this document). More specifically, the RI Report documents that the following conditions exist on the Site as relevant to the remedial action planning process:

1. A portion of the near surface historic fill may contain Site-related inorganic Contaminants of Concern (COCs arsenic and lead) at concentrations greater than relevant Soil Cleanup Objectives (SCOs) for commercially or, in some cases, industrially used property. The elevated levels of these COCs are confined within the historic fill strata on the Site and are not present at elevated levels in natural soil that underlies the historic fill or in groundwater above the NYS drinking water standards. A substantially higher proportion of the detections of inorganic elements exceed SCOs for unrestricted property use.
2. Significantly weathered and degraded petroleum substances exist within the historic fill and in groundwater in the general areas of the Site that were formerly used for storage and dispensing of petroleum fuel products at the Site. These petroleum substances have degraded to the point where petroleum constituents are largely not detectable by chemical laboratory analysis, but evidence of petroleum staining and odors may remain.
3. The potential for adverse human or environmental exposure to the conditions identified in Items 1 or 2 above are precluded by ground cover systems that exist on the Site that provide an effective engineering control combined with lack of potable groundwater use.

Investigation of other media and potential pathways (e.g. soil vapor pathway should occupied buildings be constructed) will be appropriately evaluated under the Site Management Plan and will be determined to either not be present (there are no environmental resources such as streams or surface waters on the Site which potentially could be impacted) or not to be applicable (lack of VOCs on-Site would mitigate a potential vapor intrusion condition or pathway) at this Site.

2. SUMMARY OF SITE REMEDY

2.1 Remedial Action Objectives

In accordance with the Brownfield Cleanup Agreement (BCA) for this Site, the overall goal of the Brownfield Cleanup Program activities at the Site is to restore the property to beneficial reuse and development in a manner that is protective of human health and the environment. The remedial project goal is to eliminate or mitigate, to the extent feasible, potential environmental threats to public health and the environment given the intended future commercial or industrial use of the Site as specified by the BCA.

Based on results and recommendations of the RI process and the overall remedial program goal, the remedial action program for the Site has been developed to address the following specific objectives:

- the Site remedy is protective of human health and the environment based on the planned future restricted commercial or industrial use of the property;
- the Site remedy is determined based on an iterative process following the recommended screening process and procedures specified by NYSDEC, most notably DER-10 (e.g. “Alternatives Analysis”), and documented in the Alternatives Analysis Report (AAR);
- the Site remedy considers analysis of restricted and unrestricted “remedial tracks” including analysis under the applicable unrestricted use SCOs in accordance with the process recommended in Section 3.8 of the 6 NYCRR Part 375 regulations;
- the Site remedy contains NYSDEC-approved institutional and engineering controls as necessary that will remain in place for future Site management including a Site Management Plan (SMP). The SMP will prescribe requirements for future management of institutional and engineering controls for the Site.

2.2 Change of Use

Site cover was placed between 24 October and 11 November 2011 under the Change of Use (COU) Notification prepared by Haley & Aldrich, dated 30 September 2011 and the NYSDEC Notice to Proceed letter dated 4 October 2011 (Appendix C).

Prior to the COU Notification, Haley & Aldrich completed a systematic inventory of the existing engineering controls on the Site on 4 August 2011. The inventory proceeded from east to west by walking the Site in a north to south or south to north direction to evaluate the nature and integrity of ground cover systems and access controls. Expanded views of recent aerial photography were checked by the field observations and the observed cover types were noted on the photographs.

The inventory concluded that approximately 96 percent of the Site was covered by surfaces which precluded physical contact with the historic fill which was comprised of buildings, asphalt, concrete (building floor slabs), and compacted gravel. Small portions of the Site (0.6 acres or 4 percent of the Site surface) were comprised of lawn and landscaped areas adjacent to former building locations. Based on the inventory and as discussed with Region 8 staff of NYSDEC, Corning submitted the 30 September 2011 Change of Use Notification to present the scope of work proposed to add cover to the

4 percent of the Site having lawn and landscaped areas. The objective of the work was to have 100 percent of the Site covered consistent with the requirements of a 6 NYCRR Part 375-3.83.8(e)(4)(iii)(b).

A description of the work completed under the Change of Use Notification is provided in Section 4, below. The work completed is shown on Figures 1 through 4.

2.3 Description of Selected Remedy

The Site was remediated in accordance with the remedy selected by the NYSDEC in the Decision Document dated 2 February 2012.

The factors considered during the selection of the remedy are those listed in 6NYCRR 375-1.8. The following are the components of the selected remedy:

- Documentation of the existing engineering controls on the Site as defined by 6 NYCRR 375-1.2(o) and DER-10-1.3(b)(16) consisting of cover systems on the entire Site. These controls effectively address the potential for human or environmental exposure pathways to Site contaminants as required for engineering controls. The existing Site cover system is comprised of: concrete slabs remaining from prior building foundations and related infrastructure; asphalt and gravel surfaces; active railroad grade including tracks and associated ballast; existing buildings and improvements that support the ongoing operations of the adjacent World Kitchen, LLC manufacturing facility; existing structures associated with the operating Waste Water Treatment Plant (equalization tank, engineering building, pumping station/wet well, diversion structure, and related facilities); and other miscellaneous features that provide an acceptable cover system such as the well house. These features are shown on Figure 5.
- Execution and recording of an Environmental Easement to restrict land use and prevent future exposure to any contaminated media remaining on the Site. Refer to Appendix G for Environmental Easement Filing Documentation.
- Development and implementation of a Site Management Plan (SMP) for long term management of remaining contamination as required by the Environmental Easement, which includes plans for: (1) Institutional and Engineering Controls, (2) monitoring, (3) operation and maintenance and (4) reporting, as approved by the NYSDEC and NYSDOH, detailing the process and procedures for the future management of the engineering controls and institutional controls on the Site. The SMP contains a “Soils Management and Excavation Plan” and a “Soil Vapor Assessment Management Plan” as may be applicable to the Site in the future.
- Periodic certification of the institutional and engineering controls listed above.

3. INTERIM REMEDIAL MEASURES, OPERABLE UNITS AND REMEDIAL CONTRACTS

The work for this Site was performed as a single project under the Change of Use Notification, and no interim remedial measures or other construction or remediation activities were necessary or performed. There are no designated operable units for this Site.

4. DESCRIPTION OF REMEDIAL ACTIONS PERFORMED

This section describes the work performed under the NYSDEC – approved COU Notification. Record drawings which document the completed work appear as Figures 1 through 4 of this FER. In general, the work involved placing a geotextile on the existing ground surface (where it was not already covered by a barrier to contact with historic fill such as asphalt or concrete), and then placing either a 12-inch thick layer of clean imported gravel, or 3-inches of clean imported gravel topped with a 1-1/2 inch thick layer of asphalt pavement.

4.1 Governing Documents

Remedial activities completed at the Site were conducted in accordance with the NYSDEC-approved COU Notification prepared by Haley & Aldrich, dated 30 September 2011 and on the NYSDEC Notice to Proceed letter dated 4 October 2011 for the Tioga Avenue Site. Deviations from the COU Notification are noted below.

4.1.1 Site Specific Health & Safety Plan (HASP)

The work excluded intrusive activities (see Figure 1) and therefore, with no expected exposures to the historic fill or site contaminants, a Health and Safety Plan addressing the requirements of 40 CFR 1910.120 was not prepared.

4.1.2 Storm-Water Pollution Prevention Plan

Stormwater pollution prevention was accomplished using the following measures:

- There were no ground intrusive activities and thus no exposed bare soil or stockpiles of excavated soil,
- The construction details included a filter fabric barrier between the newly-placed gravel at the Site perimeter which inhibits migration of fine soil particles off-Site.
- The Site cover material was gravel with low percentage of fine silt and clay-sized particles, which reduced the potential for erosion and sedimentation of soil particles.
- The stockpile of imported gravel was placed on a concrete pad located inside of and away from the Site perimeter, precluding off-Site migration of soil fines.
- The stockpile of imported gravel was covered when not in use.
- Catch basins in the vicinity of the work which discharge to the City of Corning system were fitted with filter fabric to inhibit migration of soil fines into the stormwater system.
- One drop inlet structure and one manhole with a perforated cover were surrounded by silt fence.
- The remainder of catch basins on Site discharge to the Corning Incorporated wastewater treatment plant where the water is treated prior to discharge.
- At the completion of work the stockpile area was swept to remove residual soil that could be mobilized during rainfall events.

4.1.3 Community Air Monitoring Plan (CAMP)

The work specifically excluded intrusive activities and therefore, with no expected exposures, a CAMP was not necessary or implemented for this work. The soil materials being stockpiled

and placed during the work were two types of clean, imported gravel which had a low percentage of fine particles that could potentially generate dust; therefore conventional dust control measures were implemented and perimeter monitoring for particulates was not performed.

4.2 Remedial Program elements

4.2.1 Contractors and Consultants

The Remediation Engineer reviewed all plans and submittals for this change of use project (i.e. those listed above plus contractor and subcontractor submittals) and confirmed that they were in substantial compliance with the Change of Use Notification as revised October 3, 2011 and deviations listed in Section 4.6.

4.2.2 Site Preparation

Prior to contractor mobilization, Corning trimmed the existing vegetation to a length suitable for placement of geotextile and gravel. Plants were not pulled from the ground. The work was all on-Site, so no local permits or approvals were needed.

4.2.3 General Site Controls

The work was completed within the existing Site perimeter fence which has locked gates controlled by security personnel, with the exception of a small area of asphalt placement near Steuben Street which was outside the perimeter fence. Vehicular entry and exit were limited to the existing gate locations. Haley & Aldrich had a full time Site representative observing the work and documenting progress toward completion, including collecting load tickets from incoming gravel trucks. Copies of the truck tickets may be found in Appendix E. The work was observed on a part-time basis by representatives from NYSDEC Region 8,

As previously stated, the work involved placing geotextile, clean imported gravel, and asphalt pavement; therefore no soil screening, soil disposal, or decontamination procedures were needed. All work was staged on existing concrete or asphalt pavement and the materials being placed were granular, having a low potential for generating mud; therefore no vehicle washing or tracking pads were needed to prevent mud being tracked off-Site. To control dust and reduce runoff of sediment, the gravel stockpiles were covered when not in use.

Haley & Aldrich and Corning did not receive complaints regarding traffic, dust, noise, or odors during the work.

4.2.4 Reporting

This FER constitutes the documentation for the work performed. It includes a digital photo log in Appendix D and Imported Backfill Documentation in Appendix E.

4.3 Imported Backfill

The sources of imported backfill were:

- NYSDOT 304.14 Subbase Course Type 4: Webb Mills pit operated by Wenzel Construction. It is a NYSDEC permitted mine operated under permit #80065 and is located in Southport, Chemung County, NY. As engineers of record, Haley & Aldrich determined that “item 4” material from this source met the NYSDOT specifications for 304.14 Subbase Course Type 4 in accordance with Note 11 of the COU Notice. Documentation of compliance and materials testing specifications are included in Appendix E.
- No. 2 Crushed Stone: Coopers Plains pit operated by Dalrymple Gravel & Contracting Co. (Dalrymple). It is a NYSDEC permitted mine operated under permit # 80034. Refer to memo from Dalrymple received 2 November 2011 in Appendix E. The Cooper Plains pit is on the NYSDOT Region 6 list of approved suppliers for this material.

Chemical Testing: It was determined by the engineer of record that materials imported to the site qualified for the chemical testing exemption in accordance with DER-10 Section 5.4(e)(5). Documentation of substantial compliance with this exemption is included in Appendix E.

Agency Notification: NYSDEC was notified of material sources and COU changes in substantial compliance with DER-10 Section 5.4(e)(6). Documentation of agency notification is included in Appendix E.

Documentation of compliance with chemical testing exemptions and agency notification are specific to the activities conducted under the COU Notice and must be completed for each project that requires material to be imported to the site.

A table of the sources of imported backfill with quantities for each source is shown in Table I.

4.4 Contamination Remaining At the Site

This work did not involve removal or treatment of impacted soil/fill or water. Therefore the contamination remaining on Site is well documented in the Remedial Investigation Report. The contamination remaining on Site is also documented in the Site Management Plan, which will be part of the Environmental Easement to be executed for this Site.

4.5 Cover System Construction

As previously stated the cover system shown in Figures 1 - 4 was constructed by Wenzel and the construction was observed by Haley & Aldrich. Regular measurements and a mason’s line were used to confirm that the minimum thickness of material were placed. The equipment employed at the site included a rubber-tire front end loader and a small dump truck to move imported fill from stockpiles to the placement locations. The loader and a small excavator with a clam-shell bucket were used to place the imported fill. A tracked Bobcat-style loader graded the placed imported fill. Hand tools were used for fine grading, as needed. A walk-behind plate tamper was used to compact imported fill and asphalt in place, as needed.

As shown on Figure 2, asphalt cover was placed in areas designated as needing “low permeability” cover for the selected Track 4 Site remedy (refer to the Alternatives Analysis Report). Figure 11 from the Alternatives Analysis Report shows the cover system types for the recommended Site remedy and includes specific areas where a “low permeability” cover is needed (see Appendix F for a copy of Figure 11).

Photographs depicting typical work activities are provided in Appendix D.

4.6 Deviations from the Work Plan

Based on Site conditions encountered and field observations of the construction, a few minor deviations from the scope of work given in the COU Notification were implemented. These are documented in the Record Drawings presented as Figures 1 through 4 of this FER. In summary the deviations were:

- In five areas shown on Figure 2, NYSDOT 304.12 Subbase Course Type 2 crushed stone (No. 2 Crushed Stone) was placed instead of NYSDOT 304.14 Subbase Course Type 4 (Item 4) for long term mitigation of potential erosion due to runoff from the sloped ground surface.
- In accordance with Note 11 on Figure 1 of the DEC-approved COU Notice, an alternative material was used as a substitute for crushed NYSDOT 304.14 Subbase Course, Type 4. The virgin material provided as the substitute was from the permitted Webb Mill gravel pit (DEC permit #80065), and was designated by Webb Mills as “Item 4” (see correspondence in Appendix E). Upon request of Haley & Aldrich, NYSDEC agreed that chemical testing of this material was not required (see correspondence in Appendix E). This authorization was applicable to the specific COU Notice and has no basis for any other material imported to the Site.
- No additional cover was placed adjacent to the existing active railroad tracks, as indicated in the COU Notification, because the historic fill was not observed at the surface in this area, because nearly all the area is covered with ballast (gravel) which supports the tracks, and due to the ongoing active railroad operations, all of which preclude incidental contact with historic fill and site contaminants in this area. Additionally, any increase in grade between or adjacent to the tracks would exacerbate drainage issues in this area, particularly ponding and ice formation impacting rail use and safety.
- As shown in Detail 5 on Figure 4, No. 2 Crushed Stone was placed on the edge of the placed Item 4 for long term mitigation of potential erosion due to runoff from the sloped edge of the Item 4.
- Asphalt cover was not placed in three small areas adjacent to the south side of the existing Batch House, as indicated in the COU Notification, because the fill adjacent to the exterior foundation walls (within 3 ft +/-) was imported crusher run material, thus precluding any contact with the historic fill beneath. This information was based on previous Site observations by Haley & Aldrich personnel during the time the new Batch House was being constructed.
- Silt fence was installed and will need to be maintained in two locations: surrounding the drop inlet structure in the area labeled A9 on Figure 2 and surrounding the manhole with a perforated cover in the area labeled G1 on Figure 2.

- Where existing perimeter fence supported the new gravel, as shown in Detail 3 on Figure 3, the spacing of rebar supports was reduced from 3 feet to 1.5 feet for aesthetic reasons – doing so reduced the outward deflection of the fence between rebar supports.
- The timber wall in Detail 2 on Figure 3 used nominal 2-inch wide lumber as a substitute for the nominal 1-inch wide lumber because of availability and it was equally suitable for the purpose.

During the time of this cover placement work, a separate, normal repair and maintenance project was performed by World Kitchen, LLC on the railroad tracks serving the Batch House, extending from the Batch House approximately 220 feet westward along the tracks. World Kitchen, LLC reported that some delivery trucks were cutting tires and having difficulty with the pot holes; additionally drainage needed to be improved in the area. Some ballast from the sides and from between the tracks was removed to accommodate placement of new asphalt and was placed adjacent to the south side of the Cullet Storage building. The remaining ballast was graded and a new layer of asphalt pavement was installed. The only imported material for this work was asphalt. The work is shown on the record drawing presented in Figure 2 of this FER.

5. SUMMARY AND CONCLUSIONS

Site cover was placed on approximately 0.6 acres of the 14.18 acre Tioga Avenue Brownfield Site between 24 October and 11 November 2011. The work was performed under the Change of Use Notification prepared by Haley & Aldrich, dated 30 September 2011 and the New York State Department of Environmental Conservation (NYSDEC) Notice to Proceed letter dated 4 October 2011.

The work involved placing a geotextile on the existing ground surface (where the ground was not already covered by a barrier (such as asphalt or concrete) precluding contact with site contaminants in the historic fill, and then placing either a 12-inch thick layer of clean imported gravel, or 3-inches of clean imported gravel topped with a 1-1/2 inch thick layer of asphalt pavement.

The existing Site cover system is comprised of: concrete slabs remaining from prior building foundations and related infrastructure; asphalt and gravel surfaces; active railroad grade including tracks and associated ballast; existing buildings and improvements that support the ongoing operations of the adjacent World Kitchen, LLC; existing structures associated with the operating Waste Water Treatment Plant (equalization tank, engineering building, pumping station/wet well, diversion structure, and related facilities), and other miscellaneous features that provide an acceptable cover system such as the well house. These features are shown on Figure 5.

With the completion of the work described in this FER, the entire Tioga Avenue Brownfield Site has a cover system which precludes contact with the historic fill and site contaminants, consistent with Part 375-3.8(e)(4)(iii)(b) and the intended future site use (commercial and/or industrial). The designated areas for “low permeability” cover depicted on Figure 11 “Proposed Remedial Cover System (Track 4)” for the remedy recommended in the AAR are now covered with buildings, concrete, or asphalt, all of which are “low permeability” materials.

REFERENCES

1. “Brownfield Cleanup Agreement - Tioga Avenue Site” (as signed by NYSDEC), Corning, New York, Corning Property Management Corporation and Corning Incorporated and New York State Department of Environmental Conservation, August 22, 2008.
2. “Environmental Site Assessment Report,” Tioga Avenue Site, Corning, New York, Haley & Aldrich of New York, July 2007.
3. “Project Documentation Report - Tioga Avenue Demolition,” Corning, New York, Haley & Aldrich of New York, February 22, 2008.
4. “Remedial Investigation Work Plan - Tioga Avenue Site, BCP Site #C851031,” Corning, New York, Haley & Aldrich of New York, Revised April 2009.
5. “Remedial Investigation Work Plan Addendum - Tioga Avenue Site, BCP Site #C851031,” Corning, New York, Haley & Aldrich of New York, Revised September 14, 2009.
6. Program Policy DER-10, “Technical Guidance for Site Investigation and Remediation,” New York State Department of Environmental Conservation, May 2010.
7. 6 NYCRR Part 375, “Environmental Remediation Program Regulations Subparts 375-1 to 375-4 & 375-6,” New York State Department of Environmental Conservation, December 2006.
8. “Report on Remedial Investigations & Recommended Remedial Actions, Tioga Avenue Property, BCP Site #C851031,” Corning, New York, April 2010, Haley & Aldrich of New York. Program Policy DER-33, “Institutional Controls: A Guide to Drafting and Recording Institutional Controls,” New York State Department of Environmental Conservation, December 3, 2010 and Related Reference *Model Environmental Easement* (PDF).

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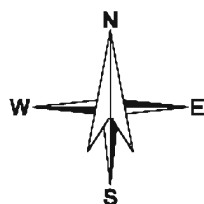
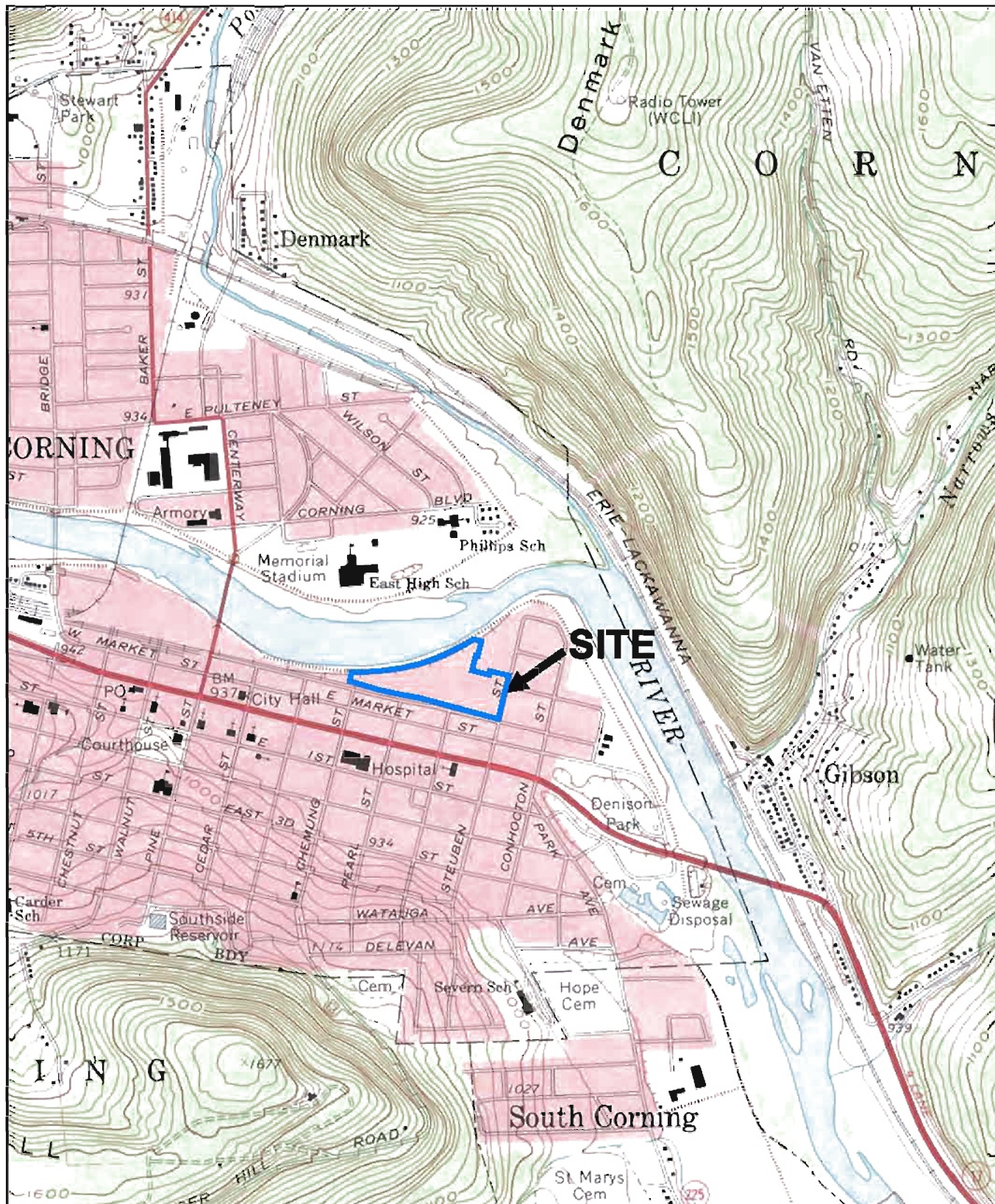
TABLES

TABLE I
BACKFILL MATERIALS

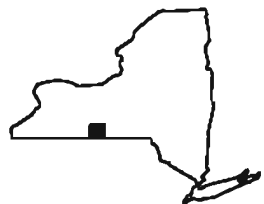
SOURCE LOCATION	MATERIAL	WEIGHT/QUANTITY IMPORTED	ESTIMATED WEIGHT IMPORTED
John F. & John P. Wenzel Contracting, Inc.	ITEM # 4	895 CY	1611 TONS
			(assumes 1.8 Tons/CY)
Dalrymple Gravel & Contracting Co., Inc.	#2 CRUSHED STONE	323.98 TONS	

FIGURES

G:\PROJECTS\33123\017\SITE MANAGEMENT PLAN - NOVEMBER 2011\33123-016-SITE LOCUS SMP.DWG



SITE COORDINATES: 42°08'35"N 77°02'38"W



U.S.G.S. QUADRANGLE: CORNING, NEW YORK

HALEY & ALDRICH

CORNING INCORPORATED
CORNING PROPERTY MANAGEMENT CORPORATION
TIOGA AVENUE PROPERTY BCP SITE #C251031
FINAL ENGINEERING REPORT
CORNING, NEW YORK

SITE LOCUS

SCALE: 1:24000
DECEMBER 2011

FIGURE A

CONSTRUCTION NOTES

1. Excavations or digging of any kind is prohibited, including pulling weeds. New posts, stakes, poles, etc. shall be driven and not placed in pre-excavated holes.
2. Furnish and install 5 oz/sy geotextile per the Figures. Geotextile shall be Skaps GT-160, Skaps W250, Mirafi 140N, Mirafi 500X, or equivalent approved in advance by the Engineer.
3. Prepare vegetated areas for placement of geotextile by cutting or trimming vegetation to a length such that placement of the geotextile is practical. Vegetation shall not be pulled from the ground.
4. The geotextile shall be placed around stakes, poles, rocks, protrusions, etc. Holes shall be filled or leveled with NYSDOT 304.14 Subbase Course, Type 4, or other material approved in advance by the Engineer. See also Note 8.
5. Furnish and install 12-inch minimum thickness gravel per the Figures. Material shall be less than 4-inches sieve size. Material shall be: crushed stone or other material approved in advance by the Engineer. See also Note 8.
6. Furnish and install 304.12 Subbase Type 2 crushed stone per NYS Standard Specifications Sections 304-1 through 304-3 and per the Figures. Use Option D installation. See also Note 8.
7. Furnish and install 403.1178 Hot Mix Asphalt Type 6F Top Course per NYS Standard Specifications Sections 403-1 through 403-4-3 and per the Figures. See also Note 8.
8. Bills of lading showing the source and quantity of all of this material used on site shall be given to the Corning, Incorporated representative. Glass, slag, recycled asphalt, and recycled concrete are prohibited materials.
9. Cover types (asphalt or gravel) shall be placed in the areas designated on Figure 2. Conditions in the field may result in changing the cover type. This may be done with prior approval of the Engineer. Areas marked with an asterisk on Figure 2 must have asphalt cover placed.
10. Prices bid shall include all labor, equipment, tools, materials, products, etc. needed to complete the work shown and described on the Figures.
11. Materials and construction details may be modified with approval of the Engineer in advance. Refer to typical "As-Built" Detail 5 on Figure 4 for Engineer-approved material furnished and installed as gravel cover at the site.



"AS-BUILTS"

HALEY & ALDRICH

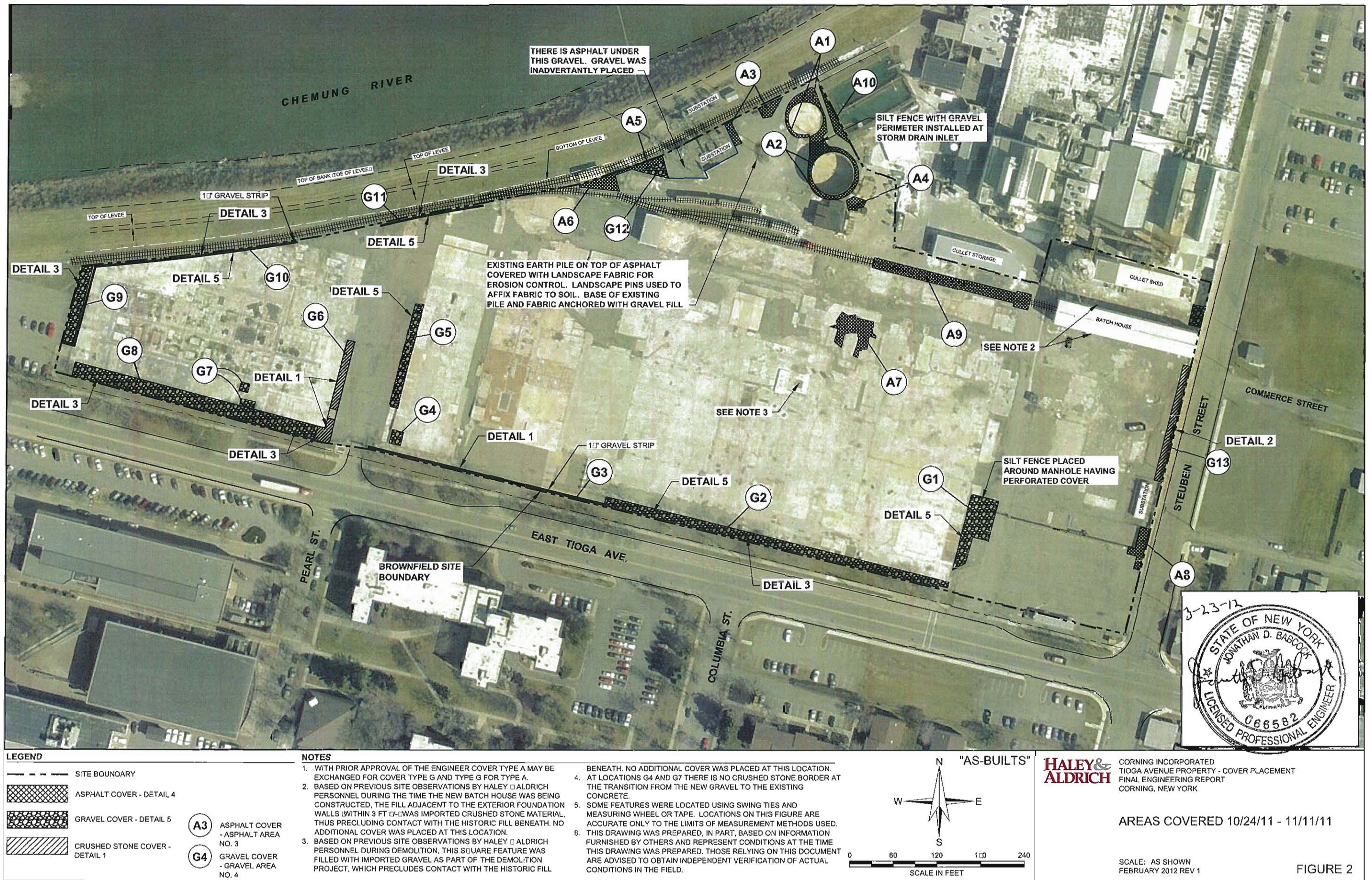
CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
FINAL ENGINEERING REPORT
CORNING, NEW YORK

CONSTRUCTION NOTES

SCALE: NTS
FEBRUARY 2012 REV 2

FIGURE 1

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HALEY & ALDRICH CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
FINAL ENGINEERING REPORT
CORNING, NEW YORK

GRAVEL COVER DETAILS

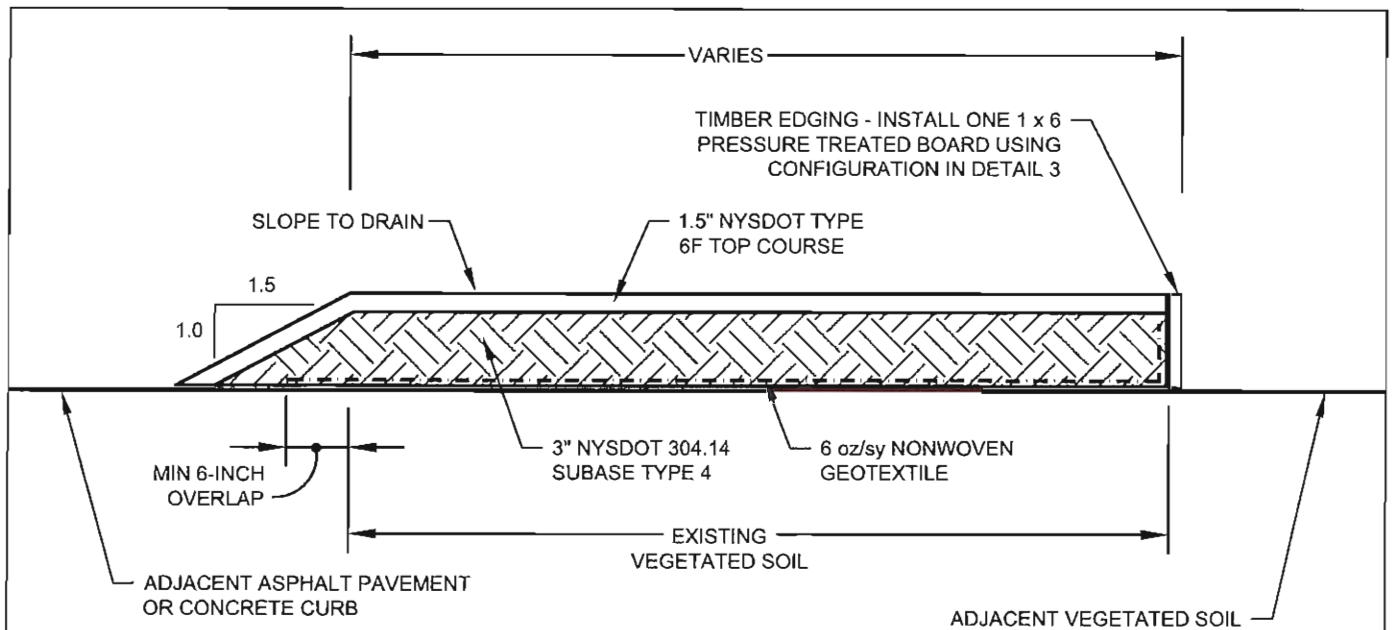
SCALE: NTS
FEBRUARY 2012 REV 1

FIGURE 3

G:\PROJECTS\33123\017\CAD\33123-017.03 REV 1.DWG

NOTES:

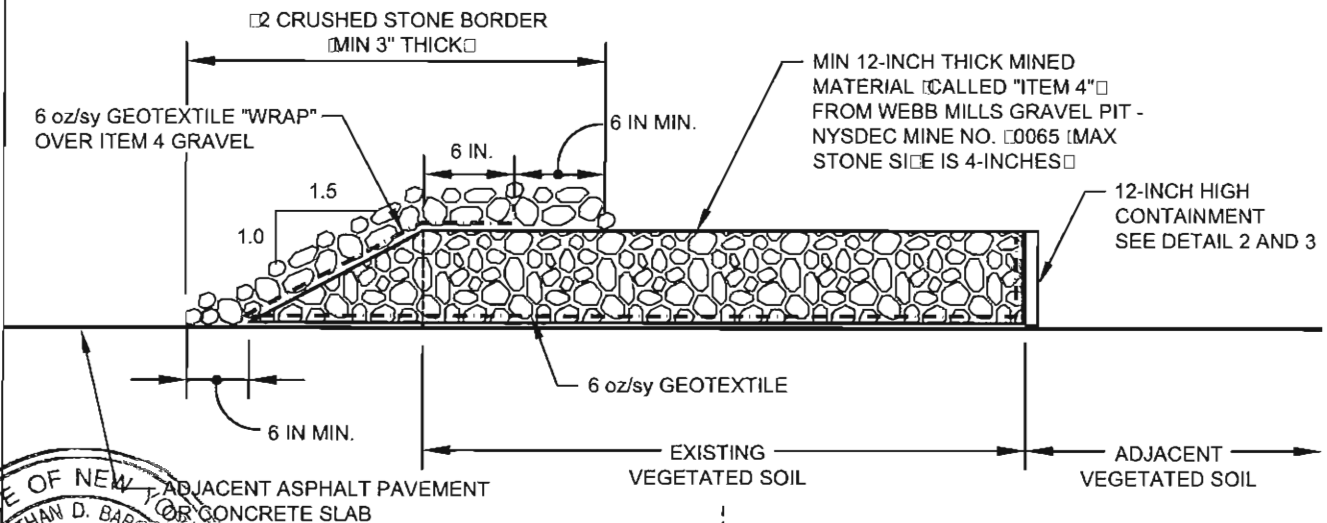
1. THIS DRAWING WAS PREPARED, IN PART, BASED ON INFORMATION FURNISHED BY OTHERS AND REPRESENT CONDITIONS AT THE TIME THIS DRAWING WAS PREPARED. THOSE RELYING ON THIS DOCUMENT ARE ADVISED TO OBTAIN INDEPENDENT VERIFICATION OF ACTUAL CONDITIONS IN THE FIELD.



NOTE: THIS COVER SECTION IS NOT FOR VEHICULAR USE.

4 TYPICAL ASPHALT COVER SECTION

NTS



5 12-INCH THICK GRAVEL COVER SECTION WITH RUNOFF PROTECTION BORDER - TYPICAL "AS-BUILT" DETAIL

NTS

"AS-BUILTS"

HALEY & ALDRICH

CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
FINAL ENGINEERING REPORT
CORNING, NEW YORK

COVER DETAILS

SCALE: NTS
FEBRUARY 2012 REV 2

FIGURE 4

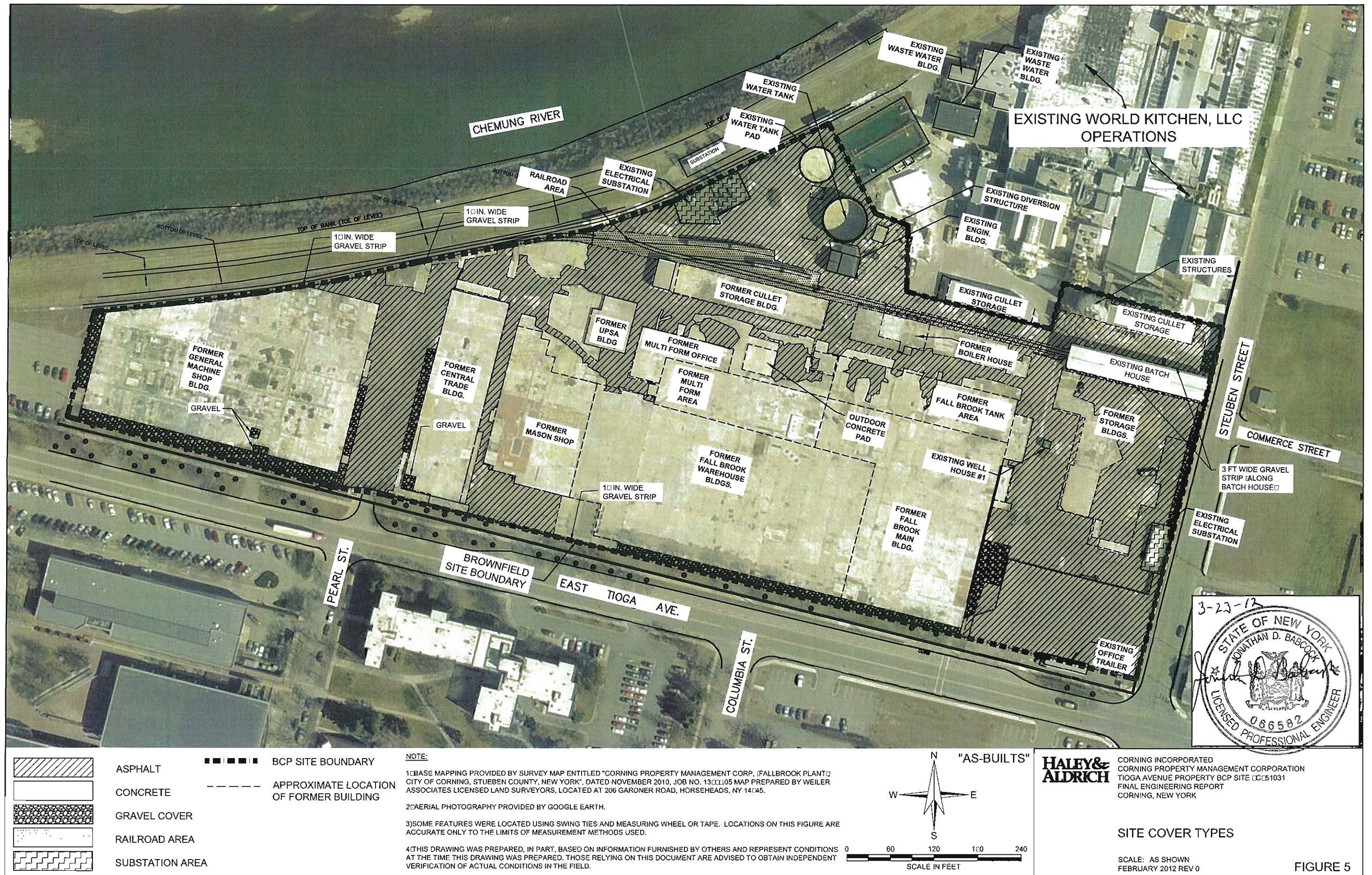
NOTES:

1. THIS DRAWING WAS PREPARED, IN PART, BASED ON INFORMATION FURNISHED BY OTHERS AND REPRESENT CONDITIONS AT THE TIME THIS DRAWING WAS PREPARED. THOSE RELYING ON THIS DOCUMENT ARE ADVISED TO OBTAIN INDEPENDENT VERIFICATION OF ACTUAL CONDITIONS IN THE FIELD.

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G:\PROJECTS\32123017\CAD\32123-017.05.DWG



APPENDIX A

Survey Map from BCA Application

Tioga Avenue Site BCP Application

ATTACHMENT 1 - PROPERTY DESCRIPTION

Attachment 1 presents the property map information and metes and bounds description required for Section II of the BCP Application.

Property Tax Map

A copy of the two county tax maps that cover the area of the proposed BCP property are attached in the map pocket that follows this page.

Property Survey Map, Metes and Bounds Description, and List of Existing Easements

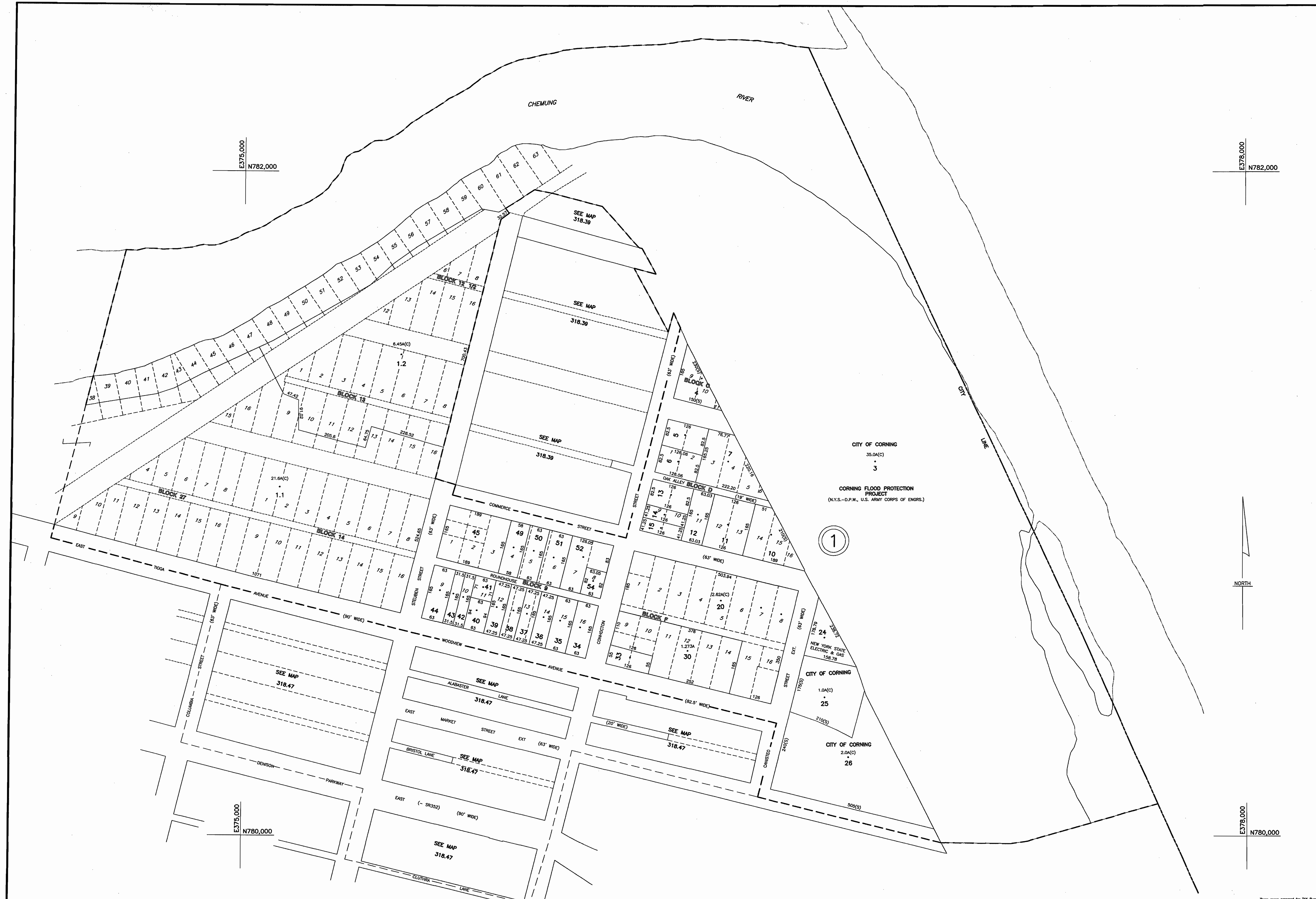
A copy of the property survey map prepared by Weiler Associates is attached in the map pocket that follows the tax maps pocket. The survey map is oriented to G.P.S. observations and NAD83 values (Grid North). A copy of the surveyor's description of the metes and bounds of the proposed BCP property is attached on pages A1-2 and A1-3. A copy of the surveyor's list and description of the existing easements on the proposed BCP property is attached on page A1-4. The locations of easement boundaries and locatable related site features are shown on the survey map.

Site Location Shown on USGS Topographic Map

The Site Location is shown on attached Figure 1. Figure 1 is an excerpt of the USGS topographic map of the Corning, New York 7.5-minute quadrangle.

Site Map

A Site Map is presented on attached Figure 2. Figure 2 combines the tax parcel information shown on the tax maps with the site boundary information shown on the property survey map. Figure 2, which is based on an aerial photographic image of the site and the surrounding area, also shows buildings and other land-use and geographic features within 1,000 feet of the site, adjacent streets and roadways, and tax parcel boundaries and tax parcel ID numbers for adjacent properties. The names of the owners of adjacent properties are listed by corresponding tax parcel ID number in a table presented at the end of Attachment 4.





CHEMUNG RIVER

REMAINING LANDS OF
"CORNING PROPERTY MANAGEMENT CORP."

TOP BANK

TOP BANK

CENTER DKE

CHAIN LINK FENCE

PARCEL #2 BOUNDARY

PARCEL #2
0.203 acres
8,848 sq. ft.

N/F
"WKI HOLDING COMPANY, INC."
L.1719,P.164

NOTE: REFERENCE # SHOWN IN THIS AREA REFER TO A SURVEY
BY WEILER ASSOCIATES DATED DEC. 31, 1991 AS JOB NO. 8684
AND TITLED "MAP OF PART OF LANDS OF CORNING INCORPORATED
AND REFER TO A CROSS EASEMENT AGREEMENT AT L.1343,P.100.
(SEE EASEMENT NOTE BELOW)

PARCEL #1
14.183 acres
617,820 sq. ft.
"CORNING PROPERTY MANAGEMENT CORP."
L.1755,P.80

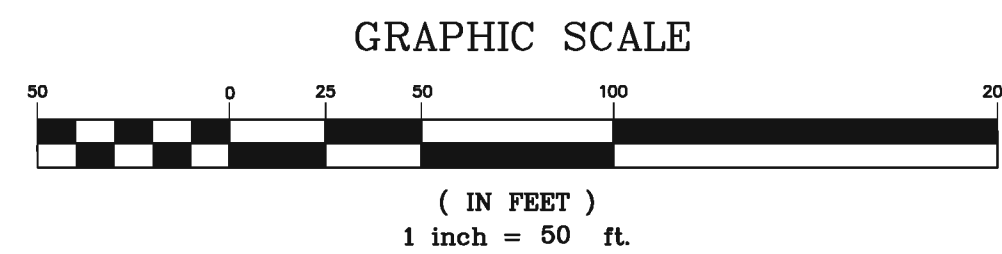
COMMERCE STREET

STEUBEN STREET

TIOGA AVE.

EASEMENT NOTE:
THE CROSS EASEMENT AGREEMENT GRANTS THE FOLLOWING:
1) AN EASEMENT FROM CORNING TO WORLD KITCHEN (AS SUCCESSOR TO "VITRO") FOR ACCESS
TO THE SITE TO USE AND MAINTAIN THE FOLLOWING:
#1 - STORAGE SHED,
#2 - CULLET BINS,
#3 - CULLET BIN,
#4 - ELECTRIC SUBSTATION,
#5 - ELECTRIC SUBSTATIONS,
#6 - WATER WELL,
#7 - WATER TANK AND PUMP,
#8 - MANHOLE FOR WATER DISCHARGE PIPE,
#9 - DRIVEWAY,
#10 - TEMPORARY SPACE TO LOCATE AND USE TRAILERS FOR FURNACE RESTORATION (NOT SHOWN), AND
2) AN EASEMENT FROM WORLD KITCHEN TO CORNING FOR ACCESS TO THE SITE TO USE AND MAINTAIN
THE FOLLOWING:
#11 - WASTE TREATMENT BUILDINGS AND FACILITIES,
#14 - CATWALK AND STEPS
#15 - WASTE TREATMENT PLANT PAD AND HOPPERS.

NOTE: INTERIOR DETAIL AND FEATURES NOT SHOWN.



SUBDIVISION PLANNING	WEILER ASSOCIATES LICENSED LAND SURVEYORS 208 GARDNER ROAD HORSEHEAD, N.Y. 14845 607-739-4476	SURVEYING & MAPPING
TIOGA AVENUE SITE PARCEL		
CORNING PROPERTY MANAGEMENT CORP. (FALLBROOK PLANT)		
CITY OF CORNING	NEW YORK	STEUBEN COUNTY
DRAWN BY W.E.B. CHECKED BY W.E.B.	SCALE: 1" = 50' DATE: JULY 26, 2007	REVISD: REVISD:
		JOB NO. 13989 FILE NO. 12-8-1-28

Tioga Avenue Site BCP Application
Attachment 1, continued: Metes and Bounds

WEILER ASSOCIATES
LAND SURVEYORS

206 Gardner Road
Horseheads, NY 14845
Phone (607)739-4476 Fax (607)739-4920

SURVEYOR'S DESCRIPTION
Job# 13989, July 18, 2007

The herein described courses and distances are oriented to G.P.S. observations and NAD83 values (Grid North).

Parcel #1: Part of Lands of Corning Property Management Corp.

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

Beginning at a point on the westerly boundary of Steuben Street, +/- 19.5' feet northerly from the intersection of said street boundary with the northerly boundary of Tioga Avenue;

Thence through the lands of Corning Property Management Corp. (see Liber 1755 of Deeds, page 80 in the Steuben County Clerk's Office) the following 12 courses and distances:

1. N. 76°14'20" W., a distance of 1065.96 feet;
2. N. 82°02'15" W., a distance of 67.94 feet;
3. N. 75°16'06" W., a distance of 377.07 feet;
4. N. 14°13'06" E., a distance of 149.12 feet;
5. N. 84°14'08" E., a distance of 111.21 feet;
6. N. 83°03'50" E., a distance of 121.05 feet;
7. N. 80°45'52" E., a distance of 102.25 feet;
8. N. 77°21'08" E., a distance of 119.71 feet;
9. N. 79°26'04" E., a distance of 113.74 feet;
10. N. 79°07'04" E., a distance of 125.44 feet;
11. N. 70°32'13" E., a distance of 116.40 feet;
12. N. 63°21'48" E., a distance of 238.59 feet to a point on the westerly boundary of lands of WKI

Holding Company, Inc. (see Liber 1719 of Deeds, page 164 in said Steuben County Clerk's Office);

Thence along the last mentioned boundary the following 6 courses and distances:

1. S. 27°35'20" E., a distance of 139.78 feet;
2. S. 69°56'09" E., a distance of 47.42 feet;
3. S. 00°53'10" W., a distance of 91.02 feet;
4. S. 75°30'09" E., a distance of 205.60 feet;
5. N. 15°17'01" E., a distance of 64.75 feet;
6. S. 74°22'03" E., a distance of 226.52 feet to a point on said westerly boundary of Steuben Street;

Thence S. 13°47'10" W., along said Steuben Street a distance of 495.17 feet to the Point or Place of Beginning;

Being 14.183 acres of land, more or less.

Metes and Bounds - Surveyor's Description, continued

Parcel #2: Part of Lands of WKI Holding Company, Inc.

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

Commencing at the intersection of the northerly boundary of lands of Corning Property Management Corp., with the southerly boundary of lands of WKI Holding Company, Inc. at the westerly boundary of Steuben Street;

Thence through the lands of said WKI Holding Company N. 56°42'32" W., a distance of 414.92 feet to the Point or Place of Beginning

Thence through said lands of WKI Holding Company, Inc., the following 9 courses and distances:

1. N. 76°44'48" W., a distance of 38.31 feet;
2. N. 48°48'35" W., a distance of 25.80 feet;
3. N. 28°41'30" W., a distance of 24.80 feet;
4. N. 04°53'33" E., a distance of 76.83 feet;
5. N. 66°29'02" E., a distance of 38.38 feet;
6. S. 76°44'48" E., a distance of 37.45 feet;
7. S. 13°45'15" W., a distance of 51.61 feet;
8. S. 76°44'48" E., a distance of 21.78 feet;
9. S. 13°45'55" W., a distance of 77.95 feet to the Point or Place of Beginning;

Being 0.203 acres of land, more or less.

Tioga Avenue Site BCP Application

ATTACHMENT 1

List of Existing Easements - Surveyor's Description

(prepared by Weiler Associates, Horseheads, New York, July 2, 2007)

Easement locations

1. Flood control easements located north of railroad along Chemung River.
2. Easement to NYSEG, Liber 517, Page 510 does not affect property.
3. Easement to NYSEG, Liber 739, Page 124 was not locatable, Pole #1106 in line #990 was not found.
4. Easement to NYSEG, Liber 931, Page 688 is shown along Steuben Street, guy wires no longer exist.
5. Easement to NYSEG, Liber 950, Page 718 for guy wires, no longer exists.
6. Easement to NYSEG, Liber 1366, Page 25 for underground cable, missing exhibits 1-4 and could not locate.
7. Cross Easement, Liber 1343, Page 100 to Corning Vitro, several features shown on survey map.
8. Easement to NYSEG, Liber 1330, Page 270 for electric transmission line, crosses Chemung River from sub-station area, shown on survey map.
9. Easement from City of Corning, Liber 1743, Page 257 for underground cable, located from a pole along Tioga Ave. to Fall Brook building, shown on survey map.

APPENDIX B

Digital Copy of the FER (CD)

APPENDIX C

Change of Use Notification and Notice to Proceed

**New York State Department of Environmental Conservation
Division of Environmental Remediation, Region 8**

6274 East Avon-Lima Road, Avon, New York 14414-9519

Phone: (585) 226-5353 • FAX: (585) 226-8139

Website: www.dec.ny.gov



Joe Martens
Commissioner

Mr. Edward Hynes,
Haley & Aldrich
200 Town Center Dr - Suite 2
Rochester, NY 14623-4264

October 4, 2011

Re: Tioga Avenue Site - #C851031
Change of Use Notification,
City of Coming, Steuben County, NY

Dear Mr. Hynes,

The NYSDEC and NYSDOH have reviewed the Change of Use Notification for the above Site dated September 30, 2011 last revised October 3, 2011. The Notification and construction notes clearly articulate that no ground intrusive activities are planned or authorized and as such a Community Air Monitoring Plan (CAMP) would not be required. The two proposed non-vegetated cover systems included in the Notification have been determined by the Department to meet the intent of the regulation for protective cover systems consistent with restricted commercial site use.

Receipt of this letter will serve as notice to proceed with the planned construction activity. Please advise the project manager of the final construction schedule as soon as it is available. If you have any questions feel free to contact Tim Schneider or myself at your earliest convenience.

Best Regards,

Bartholomew H. Putzig P.E.
Regional Hazardous Waste Remediation Engineer

cc: M. Ford
J. Charles
M. Cruden
T. Schneider
K. Fish
G. Lacetti
K. Carpenter

Haley & Aldrich of New York
200 Town Centre Drive
Suite 2
Rochester, NY 14623-4264



Tel: 585.359.9000
Fax: 585.359.4650
HaleyAldrich.com

30 September 2011
File No. 33123-017

New York State Department of Environmental Conservation
Region 8 Division of Environmental Remediation
6274 East Avon-Lima Road
Avon, New York 14414

Attention: Timothy A. Schneider, P.E.

Subject: Change of Use Notification
Tioga Avenue Site - #C851031
City of Corning, Steuben County, New York

Dear Mr. Schneider:

On behalf of Corning Property Management Corporation and Corning Incorporated (collectively referred to as Corning), Haley & Aldrich of New York is submitting the enclosed Change of Use Form in accordance with the 6 NYCRR Part 375-1.11(d)(2) regulations for a proposed physical change at the subject site.

The enclosed submittal includes the NYSDEC form (as available from the NYSDEC website), a description of the proposed physical changes at the facility, construction notes, and drawings showing the locations and details of the proposed physical changes. The proposed physical changes for the site were discussed with you during the 9/23/11 calendar call meeting. The Change of Use Notification is being submitted in accordance with your email to Michael Ford, dated 9/26/11.

Due to the onset of fall weather, and the anticipated seasonal limits for asphalt availability, Corning respectfully requests that NYSDEC concurrence be provided for the proposed physical change at the subject site no later than 10/7/2011. Please do not hesitate to contact the undersigned if you have any questions on this enclosed submittal.

Sincerely yours,
HALEY & ALDRICH OF NEW YORK

A handwritten signature in black ink, reading "Jonathan D. Babcock".

Jonathan D. Babcock, P.E.
Project Manager

A handwritten signature in black ink, reading "Edward L. Hynes".

Edward L. Hynes
Vice President

Enclosures
c: Bartholomew Putzig, NYSDEC
Mike Ford, Corning Incorporated



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
**60-Day Advance Notification of Site Change of Use, Transfer of
Certificate of Completion, and/or Ownership**



(to be submitted to the Department at least 60 days prior to any change of use, transfer of a Certificate of Completion, or change in ownership of a site as required by 6NYCRR Part 375-1.11(d) and 375-1.9(f))

I. Site Name: Tioga Avenue Property **DEC Site ID No.** C851031

II. Contact Information of Person Submitting Notification:

Name: Edward Hynes for Corning Incorporated & Corning Property Management Corporation
Address1: Haley & Aldrich of New York
Address2: 200 Town Centre Drive, Suite 2, Rochester, NY 14623
Phone: 585-321-4236 E-mail: EHynes@Haleyaldrich.com

III. Type of Change and Date: Indicate the Type of Change(s) (check all that apply):

- ☐ Change in Ownership or Change in Remedial Party(ies)
☐ Transfer of Certificate of Completion (CoC)
☒ Other (e.g., any physical alteration or other change of use)

Proposed Date of Change (mm/dd/yyyy): 10/15/2011

IV. Description: Describe proposed change(s) indicated above. Provide maps, drawings, and/or parcel information as applicable. If "Other," explain how such change may affect the site's proposed, ongoing, or completed remedial program (attach additional sheets if needed).

The proposed physical change is described in the attached enclosures, which include:

Description of Physical Change

Figure 1 : Construction Notes, Figure 2 - showing site layout and location of activities,
Figure 3 -Detail Drawing for Gravel Placement, Figure 4 - Detail Drawing for Asphalt Placement

V. Certification Statement: Where the change of use results in a change in ownership or in responsibility for the proposed, ongoing, or completed remedial program for the site, the following certification must be completed (by owner or designated representative; see §375-1.11(d)(3)(i)):

I hereby certify that the prospective purchaser and/or remedial party has been provided a copy of any order, agreement, Site Management Plan, or State Assistance Contract regarding the Site's remedial program as well as a copy of all approved remedial work plans and reports.

Name: _____
(Signature) (Date)

(Print Name)

Address1: _____
Address2: _____
Phone: _____ E-mail: _____

Reset Page

VI. Contact Information for New Owner, Remedial Party, or CoC Holder: If the site will be sold or there will be a new remedial party, identify the prospective owner(s) or party(ies) along with contact information. If the site is subject to an Environmental Easement, Deed Restriction, or Site Management Plan requiring periodic certification of institutional controls/engineering controls (IC/ECs), indicate who will be the certifying party (attach additional sheets if needed).

☐ Prospective Owner ☐ Prospective Remedial Party ☐ Prospective Owner Representative

Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

Certifying Party Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

VII. Agreement to Notify DEC after Property Transfer/Sale: If Section VI applies and all or part of the site will be sold, a letter to notify the DEC of the completion of the transfer must be provided. If the current owner is also the holder of a CoC for the site, the CoC should be transferred to the new owner using DEC's form found at <http://www.dec.ny.gov/chemical/54736.html>. This form has its own filing/recording requirements (see Part 375-1.9(f)).

Signing below indicates that a post transfer letter of notification for the sale of the property will be provided to the DEC within the specified timeframe. If the sale of the site also includes the transfer of a CoC, the DEC agrees to accept the notice given in VII.3 below in satisfaction of the post transfer notice required by VII.1 (to be submitted within 15 days of the sale of the site).

Within 30 days of the sale of the site, I agree to submit to the DEC:

1. the name and contact information for the new owner(s) (see §375-1.11(d)(3)(ii));
2. the name and contact information for any owner representative; and
3. a notice of transfer using the DEC's form found at <http://www.dec.ny.gov/chemical/54736.html> (see §375-1.9(f)).

Name: _____
(Signature)

(Date)

(Print Name)

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

Reset Page

Continuation Sheet

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

☐ Prospective Owner/Holder ☐ Prospective Remedial Party ☐ Prospective Owner Representative
Name: _____

Address1: _____

Address2: _____

Phone: _____ E-mail: _____

Reset Page



Instructions for Completing the 60-Day Advance Notification of Site Change of Use, Transfer of Certificate of Completion (CoC), and/or Ownership Form

Section I

Description

Site Name

Official DEC site name.

(see <http://www.dec.ny.gov/cfm/x/extapps/derexternal/index.cfm?pageid=3>)

DEC Site ID No.

DEC site identification number.

Section II

Contact Information of Person Submitting Notification

Name

Name of person submitting notification of site change of use, transfer of certificate of completion and/or ownership form.

Address1

Street address or P.O. box number of the person submitting notification.

Address2

City, state and zip code of the person submitting notification.

Phone

Phone number of the person submitting notification.

E-mail

E-mail address of the person submitting notification.

Section III

Type of Change and Date

Check Boxes

Check the appropriate box(s) for the type(s) of change about which you are notifying the Department. Check all that apply.

Proposed Date of Change

Date on which the change in ownership or remedial party, transfer of CoC, or other change is expected to occur.

Section IV

Description

Description

For each change checked in Section III, describe the proposed change.

Provide all applicable maps, drawings, and/or parcel information.

If "Other" is checked in Section III, explain how the change may affect the site's proposed, ongoing, or completed remedial program at the site.

Please attach additional sheets, if needed.

Section V Certification Statement

This section must be filled out if the change of use results in a change of ownership or responsibility for the proposed, ongoing, or completed remedial program for the site. When completed, it provides DEC with a certification that the prospective purchaser has been provided a copy of any order, agreement, or State assistance contract as well as a copy of all approved remedial work plans and reports.

Name	The owner of the site property or their designated representative must sign and date the certification statement. Print owner or designated representative's name on the line provided below the signature.
Address1	Owner or designated representative's street address or P.O. Box number.
Address2	Owner or designated representative's city, state and zip code.
Phone	Owner or designated representative's phone number.
E-Mail	Owner or designated representative's E-mail.

Section VI Contact Information for New Owner, Remedial Party, and CoC Holder (if a CoC was issued)

Fill out this section only if the site is to be sold or there will be a new remedial party. Check the appropriate box to indicate whether the information being provided is for a Prospective Owner, CoC Holder (if site was ever issued a COC), Prospective Remedial Party, or Prospective Owner Representative. Identify the prospective owner or party and include contact information. A Continuation Sheet is provided at the end of this form for additional owner/party information.

Name	Name of Prospective Owner, Prospective Remedial Party or Prospective Owner Representative.
Address1	Street address or P.O. Box number for the Prospective Owner, Prospective Remedial Party, or Prospective Owner Representative.
Address2	City, state and zip code for the Prospective Owner, Prospective Remedial Party, or Prospective Owner Representative.
Phone	Phone number for the Prospective Owner, Prospective Remedial Party or Prospective Owner Representative.
E-Mail	E-mail address of the Prospective Owner, Prospective Remedial Party or Prospective Owner Representative.

If the site is subject to an Environmental Easement, Deed Restriction, or Site Management Plan requiring periodic certification of institutional controls/engineering controls (IC/EC), indicate who will be the certifying party(ies). Attach additional sheets, if needed.

Certifying Party

Name Name of Certifying Party.

Address1 Certifying Party's street address or P.O. Box number.

Address2 Certifying Party's city, state and zip code.

Phone Certifying Party's Phone number.

E-Mail Certifying Party's E-mail address.

Section VII Agreement to Notify DEC After Property Transfer/Sale

This section must be filled out for all property transfers of all or part of the site. If the site also has a CoC, then the CoC shall be transferred using DEC's form found at <http://www.dec.ny.gov/chemical/54736.html>

Filling out and signing this section of the form indicates you will comply with the post transfer notifications within the required timeframes specified on the form. If a CoC has been issued for the site, the DEC will allow 30 days for the post transfer notification so that the "Notice of CoC Transfer Form" and proof of it's filing can be included. Normally the required post transfer notification must be submitted within 15 day (per 375-1.11(d)(3)(ii)) when no CoC is involved.

Name Current property owner must sign and date the form on the designated lines. Print owner's name on the line provided.

Address1 Current owner's street address.

Address2 Current owner's city, state and zip code.

Attachment to Change of Use Form

Tioga Avenue Site - #C851031

City of Corning, Steuben County, New York

Description of Physical Change:

Corning Property Management and Corning Incorporated propose to place gravel or asphalt cover at certain locations on the subject site which are not currently covered with existing asphalt and concrete. The locations for the proposed gravel and asphalt covers are shown on the enclosed Figure 2: Existing Site Cover Types. The locations proposed to be covered consist of small strips of lawn and landscaped areas, which constitute less than approximately 4% of the total site area. The proposed physical change to the site will not involve excavation, removal, or any intrusive work; all work will consist of placement of these cover materials over the existing ground surface. There are not negative impacts associated with this change of use. The cover proposed to be installed with this Change of Use notification will be temporary and will be replaced by the final cover that will be constructed in accordance with a NYSDEC approved Site Management Plan.

The site owners are proposing to engage a contractor to install either gravel or asphalt cover at the locations indicated on Figure 2. Construction notes are provided as Figure 1. The gravel or asphalt covers will be consistent with the cover requirements as acceptable for commercial site use as specified in 6 NYCRR Part 375-3.8. Detail for the gravel cover is shown on Figure 3, and detail for the asphalt cover is shown on Figure 4. As shown on the detail figures, the cover will be underlain with geotextile fabric and will be graded to taper to the elevation of the surrounding cover. Where the locations are adjacent to the property fence line along Tioga Avenue, rebar will be driven into the soil and secured to the fence with cable ties to facilitate geotextile placement.

Appropriate documentation of the installation will be collected and a construction certification will be prepared and submitted to the DEC following construction.

CONSTRUCTION NOTES

1. Excavations or digging of any kind is prohibited, including pulling weeds. New posts, stakes, poles, etc. shall be driven and not placed in pre-excavated holes.
2. Furnish and install 5 oz/sy geotextile per the Figures. Geotextile shall be Skaps GT-160, Skaps W250, Mirafi 140N, Mirafi 500X, or equivalent approved in advance by the Engineer.
3. Prepare vegetated areas for placement of geotextile by cutting or trimming vegetation to a length such that placement of the geotextile is practical. Vegetation shall not be pulled from the ground.
4. The geotextile shall be placed around stakes, poles, rocks, protrusions, etc. Holes shall be filled or leveled with NYSDOT 304.14 Subbase Course, Type 4, or other material approved in advance by the Engineer. Materials must be supplied by a NYSDOT approved source - see also Note 8.
5. Furnish and install 12-inch minimum thickness gravel per the Figures. Material shall be less than 4-inches sieve size. Material shall be: crushed stone or other material approved in advance by the Engineer. Materials must be supplied by a NYSDOT approved source - see also Note 8.
6. Furnish and install 304.14 Subbase Type 4 per NYS Standard Specifications Sections 304-1 through 304-3 and per the Figures. Use Option D installation. Materials must be supplied by a NYSDOT approved source - see also Note 8.
7. Furnish and install 403.1178 Hot Mix Asphalt Type 6F Top Course per NYS Standard Specifications Sections 403-1 through 403-4-3 and per the Figures. Materials must be supplied by a NYSDOT approved source - see also Note 8.
8. Submit documentation to the Engineer in advance stating the following materials are approved by NYSDOT and come from a NYSDOT approved source: NYSDOT 304.14 Subbase Course, Type 4; 403.1178 Hot Mix Asphalt Type 6F Top Course; crushed stone; or other material approved in advance by the Engineer. Bills of lading showing the source and quantity of all of this material used on site shall be given to the Corning, Incorporated representative. Glass, slag, recycled asphalt, and recycled concrete are prohibited materials.
9. Cover types (asphalt or gravel) shall be placed in the areas designated on Figure 2. Conditions in the field may result in changing the cover type. This may be done with prior approval of the Engineer. Areas marked with an asterisk on Figure 2 must have asphalt cover placed.
10. Prices bid shall include all labor, equipment, tools, materials, products, etc. needed to complete the work shown and described on the Figures.
11. Materials and construction details may be modified with approval of the Engineer in advance.



CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
CORNING, NEW YORK

CONSTRUCTION NOTES

SCALE: NTS
SEPTEMBER 2011

FIGURE 1



N

CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
CORNING, NEW YORK

W

E

S

0 60 120 180 240

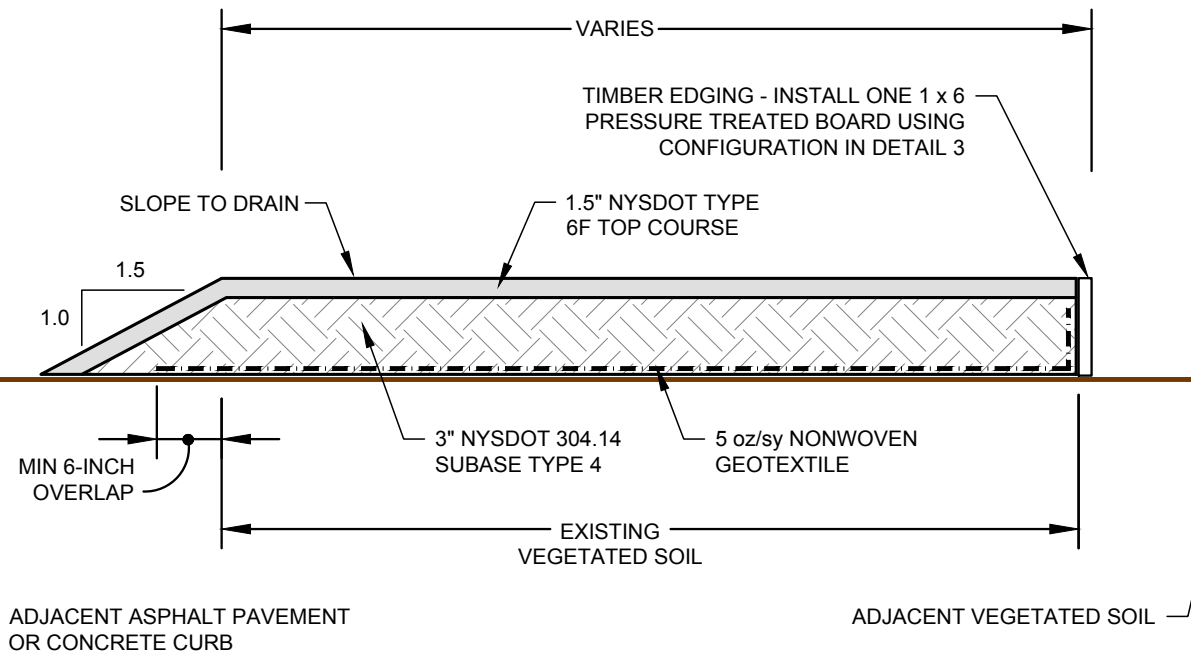
SCALE IN FEET

AREAS TO BE COVERED

SCALE: AS SHOWN
SEPTEMBER 2011

FIGURE 2

LAYOUT WHERE
VEGETATED SOIL IS
ADJACENT



NOTE: THIS COVER SECTION IS NOT FOR VEHICULAR USE.

4 **TYPICAL ASPHALT COVER SECTION**
NTS

G:\3123\017\CADD\DRAWINGS\3123-017.04 - FIGURE 04.DWG

HALEY & ALDRICH CORNING INCORPORATED
TIOGA AVENUE PROPERTY - COVER PLACEMENT
CORNING, NEW YORK

ASPHALT COVER DETAILS

SCALE: NTS
SEPTEMBER 2011

FIGURE 4

APPENDIX D

Project Photo Log



A1



A2



A2



A1/A2 INLET (silt fence w/ gravel perimeter)



A3



A3



A4



A5 / A6 / G12



A5 / G12 (asphalt under G12 gravel)



A7 (under construction) / A9



A7



A8 (under construction)



A8



A10



Earth Pile (near A2) w/fabric and gravel



G1 (under construction)



G1



G2



G2 / G3



G3



G3 / G4



G5



G6



G7 / G8



G7 Island



G8



G9



G9 / G10



G10



G11



G12 / A5



G13



Silt Fence around MH @ G1



Silt Fence around MH @ G1



A6



A9

APPENDIX E

Imported Materials Documentation

APPENDIX E
CORRESPONDANCE



Date: October 11, 2011

*To: Jonathan Babcock, PE
Haley & Aldrich*

*From: Jody M. Allen, PE
Allen Engineering and also
Wenzel Contractors Inc.*

Cc: Bob Ohl – Corning Inc.

Re: Tioga Ave Project

The purpose of this letter is to address the questions outlined in your email of October 10, 2011 regarding the source of imported Item 4 and asphalt to be used on this project.

The Item 4 will be supplied by the Webb Mills gravel pit which is owned and operated by Wenzel Contractors. I am the engineer of record for the permitting process for that pit. I am also an employee of Wenzel Contractors.

Webb Mills is a NYSDEC permitted mine with a permit #80065.

The pit is physically located on Pennsylvania Ave, Town of Southport, County of Chemung, in Webb Mills.

If you need further information, please let me know.

John F. & John P. Wenzel
Contractors, Inc.

169 Prescott Ave. Elmira, NY 14903

Submittal Cover Sheet

Project: Corning Inc Tioga Ave.
Architect/Engineer: _____
Contractor: JF. & JP. Wenzel Contractors, Inc.

Date: 10/6/2011

Submittal Description: Type 4 Sub-base

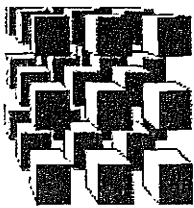
Subcontractor/Supplier: Wenzel Gravel

Spec X Original _____ Re-Submittal _____

Paragraph _____ Drawing/Detail # _____

Product Data X Shop Drawings _____ Samples _____
Warranty _____

Reviewed for Compliance By: Jody Allen



LABORATORY TEST REPORT

Page 1 of 2

CLIENT: Wenzel Contracting

PROJECT: Material Testing

REPORT NO.: 6505L-06-0311

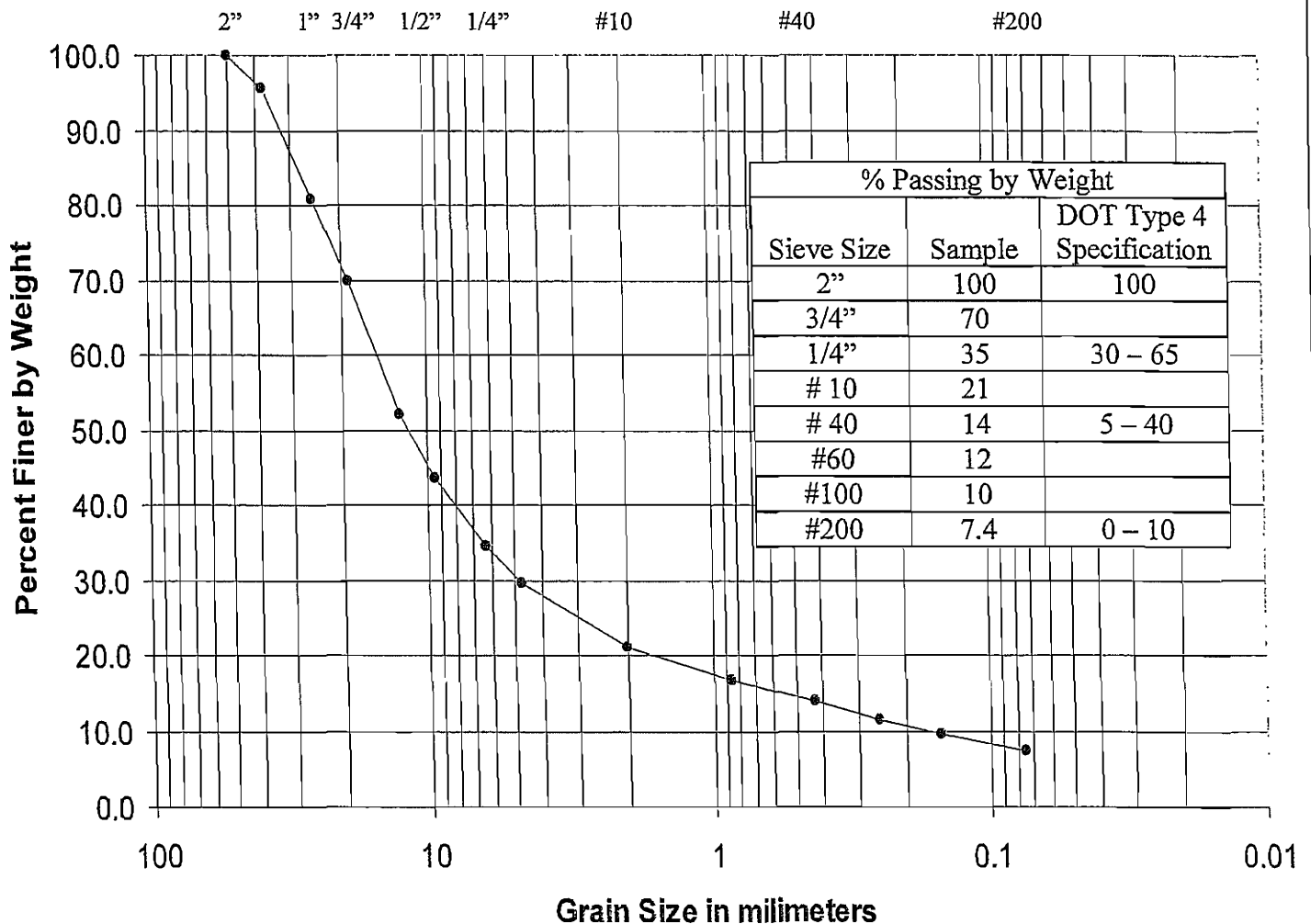
SAMPLE NO.: EL - 1889 **DATE SAMPLED:** 03-16-2011

SAMPLE LOCATION: On-site stockpile.

SAMPLE SOURCE: Webb Mills Pit

SOIL CLASSIFICATION: Brown cmf GRAVEL, some cmf SAND, trace SILT.

Grain Size Distribution Curve



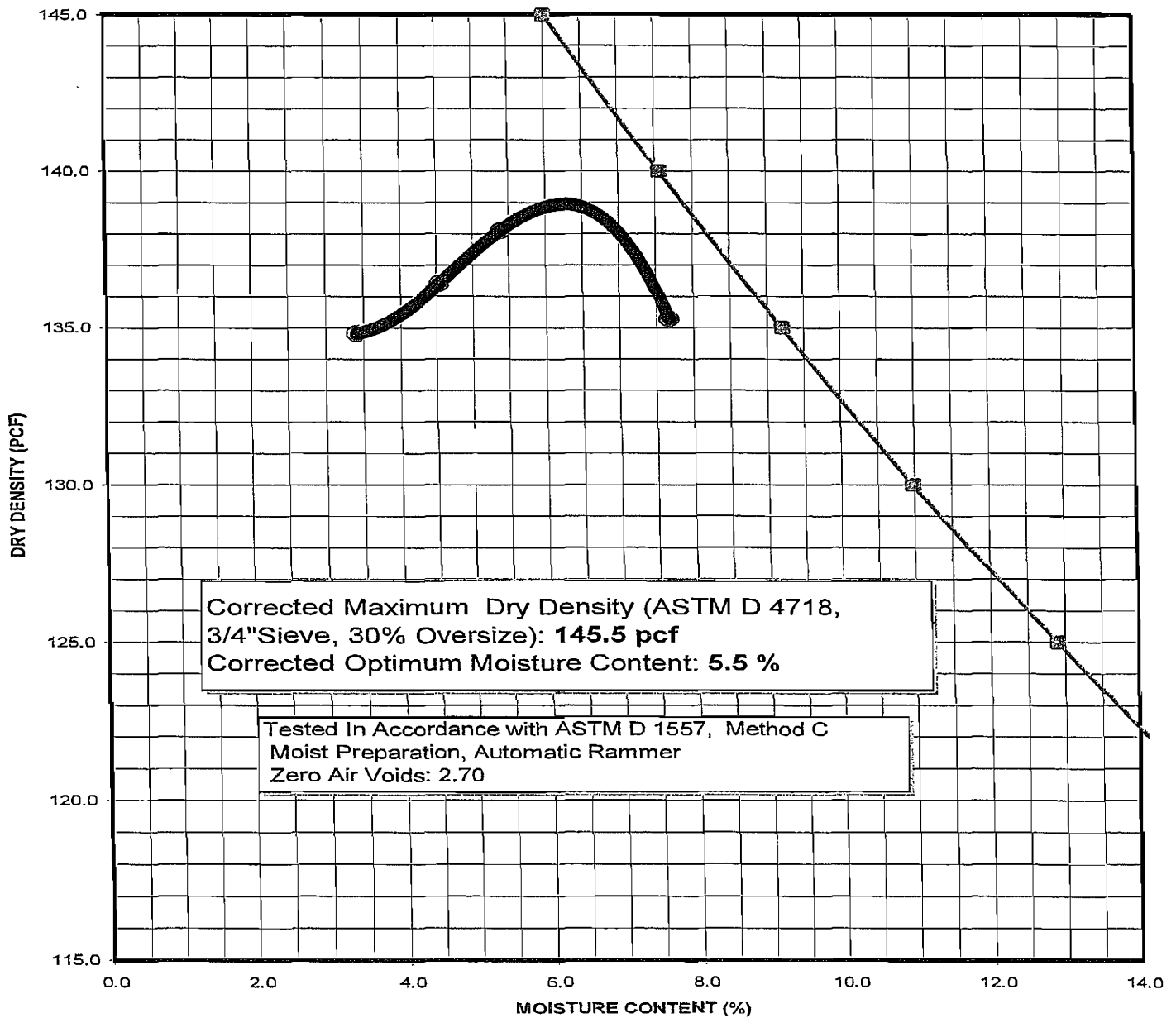
The material sampled meets the grain size requirements for NYS DOT Type 4 material.

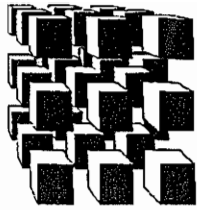
LABORATORY TEST REPORT

Page 2 of 2

CLIENT: Wenzel Contracting**PROJECT:** Material Testing**REPORT NO.:** 6505L-06-0311**SAMPLE NO.:** EL - 1889 **DATE SAMPLED:** 03-16-2011**SAMPLE LOCATION:** On-site stockpile.**SAMPLE SOURCE:** Webb Mills Pit**SOIL CLASSIFICATION:** Brown cmf GRAVEL, some cmf SAND, trace SILT.

MOISTURE-DENSITY RELATIONSHIP CURVE





LABORATORY TEST REPORT

Client: Wenzel Construction

Report No.: 6505L-07-0311

Project: Material Testing

Sample No.: EL-1889

Sample Type: Type 4 Subbase Material

Date Delivered:

Sample Source: Webb Mills Pit

Soundness Testing (NYSDOT GTM-21):

~ Granular Materials ~
Soundness by use of Magnesium Sulfate – 4 Cycle

Date	4/5	4/6	4/7	4/11
Sp. Gr. of Sulfate Solution	1.307	1.305	1.305	1.306
Solution Temperature °C	72	77	74	74

Test Sample Gradation			Test Sample				
Sieve Size (in.)	Weight (g)	% Retained	Original Weight (g)	Final Weight (g)	Weight Loss (g)	Percent Weight Loss	Wgtd. Avg. Corr. % Loss
2 – 1		29.5	2114.3	2047.3	67.0	3.17	0.94
1 – ½		43.9	600.0	585.3	14.7	2.45	1.07
½ – ¼		26.6	302.3	286.9	15.4	5.09	1.35
¼ – #10		-	-	-	-	-	-
TOTALS:		100					
Percent Loss Total:							3.36

From: [Bart Putzig](#)
To: [Babcock, Jonathan](#)
Cc: [Michael L \(MTE\) Ford](#); [Timothy Schneider](#); [Hynes, Ed](#)
Subject: Re: Use of NYSDOT Item 4 for Change-of-Use Cover
Date: Wednesday, October 12, 2011 2:03:54 PM

John,
This is acceptable to the Department.
Thanks.

Bartholomew H. Putzig, P.E.
Regional Hazardous Waste Remediation Engineer
NYSDEC, Region 8
6274 East Avon-Lima Road
Avon, NY 14414
585-226-5349
bxputzig@gw.dec.state.ny.us

>>> "Babcock, Jonathan" <JBabcock@haleyaldrich.com> 10/12/2011 12:07 PM >>>
Bart –

As we discussed today, this email confirms that chemical testing for NYSDOT Item 4 material (containing no recycled components such as concrete, glass, asphalt, etc.) from a permitted mine is not required.

At this time, the subject Item 4 material is planned to be obtained from the Webb Mills gravel pit (permit no. 80065) which is owned by Wenzel Contractors and is located in the Town of Southport, NY.

Thank you for your attention,

Jon

Jonathan D. Babcock, P.E.
Project Manager
HALEY & ALDRICH
200 Town Centre Drive, Suite 2
Rochester, NY 14623-4264
Tel: 585.321.4213
Fax: 585.486.8213
Cell: 585.370.9792
jbabcock@HaleyAldrich.com
www.HaleyAldrich.com

Dalrymple Gravel & Contracting Co., Inc.

www.dalrymplegravel.com
2105 South Broadway
Pine City, New York 14871

Main Office
Phone (607) 737-6200
Fax (607) 737-1056

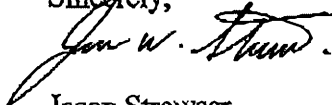
Estimating Department
Phone (607) 737-6200
Fax (607) 767-0841

To Jeff Bellinger,

Jeff,

Please find the attached the source approval for our Coopers Plains Aggregate 6-75. The material you are requesting from our facility is 100% virgin material from our mine. The mine permit is 8093-30-0034 Dart #8-4630-00002/00003. Any questions or comments please feel free to contact me at (607) 738-5651.

Sincerely,



Jason Strawser

Reviewed - see last page.
JDB 11-3-11

Technical Services - Materials - Approved List **Sources of Fine & Coarse Aggregates** **Region 6 - Gravel**

Source Number	Company Name Source Location	County	Test Number	Specific Gravities					
				Bulk (SSD)	Bulk	Apparent	ABS	ASR Potential	%NC
6- 8G	Hanson Aggregates New York LLC Bath, NY	Steuben	08AG 42C	2.66	2.619	2.719	1.4	X	55
6- 11G	F S Lopke Contracting Inc. Owego, NY	Tioga							
			Reassigned to Region 9						
6- 13G	F S Lopke Contracting Inc. Nichols, NY	Tioga							
			Reassigned to Region 9						
6- 20G	Knight Settlement Sand & Gravel Bath, NY	Steuben	09AG 26C	2.64	2.592	2.714	1.7	X	70
6- 21G	Dalrymple Gravel & Contracting Co. Wilawana, PA	Bradford	10AG 19C	2.63	2.596	2.692	1.4	X	75
			Material from above water table						
6- 21G1	Dalrymple Gravel & Contracting Co. Wilawana, PA	Bradford	10AG 20C	2.64	2.600	2.707	1.5	X	75
			Material from below water table						
6- 32G	Elam Sand & Gravel Cohocton, NY	Steuben	08AG 40C	2.65	2.607	2.721	1.6	X	55
6- 33G	Blades Construction Products Howard, NY	Steuben	08AG 31C	2.65	2.614	2.712	1.4	X	50
6- 35G	Gregory & Sons Inc. Flemingville, NY	Tioga							
			Reassigned to Region 9						
6- 38G	F S Lopke Contracting Tioga Center, NY	Tioga							
			Reassigned to Region 9						
6- 44G	Rhinehart Sand & Gravel, Inc.	Steuben	09AG 25C	2.59	2.536	2.668	1.9	X	50

East Corning, NY									
6- 49G	Buffalo Crushed Stone Alfred, NY	Allegany	10AG 9C	2.60	2.567	2.653	1.3	X	50
6- 55G1	Dalrymple Gravel & Contracting Co. Savona, NY	Steuben	10AG 51C	2.64	2.594	2.710	1.6		60
6- 60G	Hanson Aggregates New York LLC Kanona, NY	Steuben	09AG 33C	2.65	2.642	2.672	0.4	X	60
6- 61G	Narde Paving Co. Horseheads, NY	Chemung	11AG 9C	2.62	2.580	2.685	1.5	X	70
6- 71G	State Aggregates Sheshequin, PA	Bradford	08AG 19C	2.62	2.590	2.677	1.3		70
6- 72G	F S Lopke Contracting Inc. Nichols, NY	Tioga							
Reassigned to Region 9									
6- 75G	Dalrymple Gravel & Contracting Co. Erwin, NY	Steuben	11AG 14C	2.62	2.576	2.695	1.7		70
Material from below water table									
6- 76G	Barney & Dickenson Owego, NY	Tioga							
Reassigned to Region 9									
6- 77G	Narde Paving Co. Southport, NY	Chemung	08AG 41C	2.59	2.534	2.687	2.3		85
6- 81G	Dalrymple Gravel & Contracting Co. Chemung, NY	Chemung	10AG 54C	2.62	2.582	2.692	1.6		95
6- 82G	Austin Construction LLC Campbell, NY	Steuben	10AG 53C	2.61	2.566	2.689	1.8		90

Last Update: October 19, 2011

10/3/11
33123-017

1. I confirmed from the NYSDOT website that the list of approved sources for fine and course aggregate attached to the Dalrymple 11/2/11 letter is consistent with the 10/21/11 NYSDOT Region 6 list.
2. I talked with Jason Strawser of Dalrymple on 11/2/11 and he confirmed that the No. 2 stone being supplied for the Tioga cover project is crushed.
3. Based on the letter and conversation with Jason Strawser, I accepted the No. 2 stone for use at the project site.

By: J.D. Babcock



MEMORANDUM

3 November 2011
File No. 33123-017

TO: Haley & Aldrich
File

FROM: Haley & Aldrich of New York
Jonathan D. Babcock, P.E.

SUBJECT: Crushed Stone from Dalrymple Pit

1. I confirmed from the NYSDOT website that the list of approved sources for fine and course aggregate attached to the Dalrymple 11/2/11 letter is consistent with the 10/21/11 NYSDOT Region 6 list.
2. I talked with Jason Strawser of Dalrymple on 11/2/11 and he confirmed that the No. 2 stone being supplied for the Tioga cover project is crushed.
3. Based on the letter and conversation with Jason Strawser, I accepted the No. 2 stone for use at the project site.

APPENDIX E

TABLE E-1 AND TRUCK TICKETS

TABLE E-I
COVER PLACEMENT MATERIALS

COVER TYPE	DATE IMPORTED	LOAD #	SOURCE LOCATION	WEIGHT/QUANTITY	CUMULATIVE TOTAL IMPORTED
				(CY)	(CY)
ITEM #4 GRAVEL	10/20/2011	5	John F. & John P. Wenzel Contracting, Inc.	15	15
	10/20/2011	6	John F. & John P. Wenzel Contracting, Inc.	15	30
	10/20/2011	7	John F. & John P. Wenzel Contracting, Inc.	15	45
	10/20/2011	42	John F. & John P. Wenzel Contracting, Inc.	15	60
	10/20/2011	43	John F. & John P. Wenzel Contracting, Inc.	15	75
	10/20/2011	44	John F. & John P. Wenzel Contracting, Inc.	15	90
	10/20/2011	45	John F. & John P. Wenzel Contracting, Inc.	15	105
	10/20/2011	46	John F. & John P. Wenzel Contracting, Inc.	15	120
	10/20/2011	47	John F. & John P. Wenzel Contracting, Inc.	15	135
	10/20/2011	513	John F. & John P. Wenzel Contracting, Inc.	15	150
	10/20/2011	514	John F. & John P. Wenzel Contracting, Inc.	15	165
	10/20/2011	515	John F. & John P. Wenzel Contracting, Inc.	15	180
	10/21/2011	1	John F. & John P. Wenzel Contracting, Inc.	15	195
	10/21/2011	2	John F. & John P. Wenzel Contracting, Inc.	15	210
	10/21/2011	3	John F. & John P. Wenzel Contracting, Inc.	15	225
	10/21/2011	4	John F. & John P. Wenzel Contracting, Inc.	15	240
	10/21/2011	5	John F. & John P. Wenzel Contracting, Inc.	15	255
	10/21/2011	6	John F. & John P. Wenzel Contracting, Inc.	15	270
	10/24/2011	7	John F. & John P. Wenzel Contracting, Inc.	15	285
	10/24/2011	8	John F. & John P. Wenzel Contracting, Inc.	15	300
	10/24/2011	9	John F. & John P. Wenzel Contracting, Inc.	15	315
	10/24/2011	10	John F. & John P. Wenzel Contracting, Inc.	15	330
	10/24/2011	11	John F. & John P. Wenzel Contracting, Inc.	15	345
	10/24/2011	12	John F. & John P. Wenzel Contracting, Inc.	15	360
	10/24/2011	39	John F. & John P. Wenzel Contracting, Inc.	10	370
	10/24/2011	503	John F. & John P. Wenzel Contracting, Inc.	15	385
	10/25/2011	13	John F. & John P. Wenzel Contracting, Inc.	15	400
	10/25/2011	14	John F. & John P. Wenzel Contracting, Inc.	15	415
	10/25/2011	15	John F. & John P. Wenzel Contracting, Inc.	15	430

TABLE E-I
COVER PLACEMENT MATERIALS

COVER TYPE	DATE IMPORTED	LOAD #	SOURCE LOCATION	WEIGHT/QUANTITY	CUMULATIVE TOTAL IMPORTED
				(CY)	(CY)
ITEM #4 GRAVEL (CONT.)	10/25/2011	16	John F. & John P. Wenzel Contracting, Inc.	15	445
	10/25/2011	17	John F. & John P. Wenzel Contracting, Inc.	15	460
	10/25/2011	18	John F. & John P. Wenzel Contracting, Inc.	15	475
	10/25/2011	29	John F. & John P. Wenzel Contracting, Inc.	10	485
	10/26/2011	292	John F. & John P. Wenzel Contracting, Inc.	15	500
	10/26/2011	293	John F. & John P. Wenzel Contracting, Inc.	15	515
	10/26/2011	294	John F. & John P. Wenzel Contracting, Inc.	15	530
	10/26/2011	295	John F. & John P. Wenzel Contracting, Inc.	15	545
	10/27/2011	291	John F. & John P. Wenzel Contracting, Inc.	15	560
	10/27/2011	296	John F. & John P. Wenzel Contracting, Inc.	15	575
	10/27/2011	297	John F. & John P. Wenzel Contracting, Inc.	15	590
	10/27/2011	298	John F. & John P. Wenzel Contracting, Inc.	15	605
	10/28/2011	299	John F. & John P. Wenzel Contracting, Inc.	15	620
	10/28/2011	300	John F. & John P. Wenzel Contracting, Inc.	15	635
	10/28/2011	301	John F. & John P. Wenzel Contracting, Inc.	15	650
	10/28/2011	302	John F. & John P. Wenzel Contracting, Inc.	15	665
	10/28/2011	303	John F. & John P. Wenzel Contracting, Inc.	15	680
	10/28/2011	304	John F. & John P. Wenzel Contracting, Inc.	15	695
	10/31/2011	00-11	John F. & John P. Wenzel Contracting, Inc.	10	705
	10/31/2011	00-12	John F. & John P. Wenzel Contracting, Inc.	10	715
	10/31/2011	408	John F. & John P. Wenzel Contracting, Inc.	15	730
	10/31/2011	409	John F. & John P. Wenzel Contracting, Inc.	15	745
	10/31/2011	410	John F. & John P. Wenzel Contracting, Inc.	15	760
	11/3/2011	76	John F. & John P. Wenzel Contracting, Inc.	15	775
	11/7/2011	103	John F. & John P. Wenzel Contracting, Inc.	15	790
	11/7/2011	104	John F. & John P. Wenzel Contracting, Inc.	10	800
	11/7/2011	105	John F. & John P. Wenzel Contracting, Inc.	10	810
	11/7/2011	279	John F. & John P. Wenzel Contracting, Inc.	15	825
	11/7/2011	280	John F. & John P. Wenzel Contracting, Inc.	10	835

TABLE E-1
COVER PLACEMENT MATERIALS

[illegible]

TABLE E-I
COVER PLACEMENT MATERIALS

COVER TYPE	DATE IMPORTED	LOAD #	SOURCE LOCATION	WEIGHT/QUANTITY	CUMULATIVE TOTAL IMPORTED
				(TONS)	(TONS)
#2 CRUSHED STONE	11/3/2011	1	Dalrymple Gravel & Contracting Co., Inc.	7.32	7.32
	11/3/2011	2	Dalrymple Gravel & Contracting Co., Inc.	7.18	14.5
	11/3/2011	3	Dalrymple Gravel & Contracting Co., Inc.	6.07	20.57
	11/3/2011	4	Dalrymple Gravel & Contracting Co., Inc.	6.23	26.8
	11/3/2011	5	Dalrymple Gravel & Contracting Co., Inc.	6.69	33.49
	11/3/2011	6	Dalrymple Gravel & Contracting Co., Inc.	7.37	40.86
	11/3/2011	7	Dalrymple Gravel & Contracting Co., Inc.	7.36	48.22
	11/3/2011	8	Dalrymple Gravel & Contracting Co., Inc.	7.85	56.07
	11/3/2011	9	Dalrymple Gravel & Contracting Co., Inc.	7.25	63.32
	11/3/2011	10	Dalrymple Gravel & Contracting Co., Inc.	7.89	71.21
	11/3/2011	11	Dalrymple Gravel & Contracting Co., Inc.	16.43	87.64
	11/3/2011	12	Dalrymple Gravel & Contracting Co., Inc.	8	95.64
	11/3/2011	13	Dalrymple Gravel & Contracting Co., Inc.	7.74	103.38
	11/3/2011	14	Dalrymple Gravel & Contracting Co., Inc.	7.95	111.33
	11/3/2011	15	Dalrymple Gravel & Contracting Co., Inc.	7.06	118.39
	11/7/2011	1	Dalrymple Gravel & Contracting Co., Inc.	0	118.39
	11/7/2011	2	Dalrymple Gravel & Contracting Co., Inc.	18.43	136.82
	11/7/2011	3	Dalrymple Gravel & Contracting Co., Inc.	14.17	150.99
	11/7/2011	4	Dalrymple Gravel & Contracting Co., Inc.	18.28	169.27
	11/7/2011	5	Dalrymple Gravel & Contracting Co., Inc.	18.37	187.64
	11/7/2011	6	Dalrymple Gravel & Contracting Co., Inc.	18.77	206.41
	11/7/2011	7	Dalrymple Gravel & Contracting Co., Inc.	18.52	224.93
	11/9/2011	1	Dalrymple Gravel & Contracting Co., Inc.	20.54	245.47
	11/9/2011	2	Dalrymple Gravel & Contracting Co., Inc.	13.51	258.98
	11/9/2011	3	Dalrymple Gravel & Contracting Co., Inc.	19.27	278.25
	11/9/2011	4	Dalrymple Gravel & Contracting Co., Inc.	14.08	292.33
	11/9/2011	5	Dalrymple Gravel & Contracting Co., Inc.	0	292.33
	11/9/2011	6	Dalrymple Gravel & Contracting Co., Inc.	18.52	310.85
	11/9/2011	7	Dalrymple Gravel & Contracting Co., Inc.	13.13	323.98
* NOTE: "0" QUANTITY INDICATES NO TICKET RECEIVED (ALTERNATE SITE DELIVERY ?)					

WENZEL / WEBB MILLS ITEM 4

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0103

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: CG/100

Date: 11-7-11

Dirt: ☐

#2: ☐

Bones: ☐

Fill Dirt: ☐

Topsoil: ☐

#4: ☒

Run of Bank: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: 13-10

JOB NAME: 1105A-14E

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0104

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C Glass

Date: 11-7-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☐ *10yd*

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: 11/9/11

JOB NAME: T. 001-448

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0105

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C. G. 139

Date: 11-7-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

10 yds

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: _____

Delivery: _____

RECEIVED BY: BEAN

JOB NAME: TOLGA AVE

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0279

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C. GLASS

Date: 11-7-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: Bud

JOB NAME: TROOP 4 AVE

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0280

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C. G. H. S.

Date: 11/7/11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Pick up: _____

Topsoil:

☐

#4:

☒

10x1.

Run of Bank:

☐

Other:

☐

Delivery: _____

RECEIVED BY: BEAR

JOB NAME: 7004 Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0283

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Canning Glass

Date: 11-7-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

10 yds

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: _____

Delivery: _____

RECEIVED BY: Jim Clark

JOB NAME: Toga Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0284

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C 61493

Date: 11-7-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

15 Yds

Pick up: _____

Delivery: _____

RECEIVED BY: Bud

JOB NAME: 1st Tru & 109

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0285

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Cummins Bros

Date: 11-7-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: Jim Clark

JOB NAME: Tringo Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0286

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: CONNOR GLASS

Date: 11-7-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ 10yd

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: JLM

JOB NAME: TIOGA AVE

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0287

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: TROGGA AVE

Date: 11-7-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: _____

Delivery: _____

RECEIVED BY: Bud

JOB NAME: CLASS

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0076

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave

Date: 11-3-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: _____

Delivery: _____

RECEIVED BY: Thyke [Signature]

JOB NAME: _____

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

15 YRIS
Truck 98

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0011

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: C. M. P.

Date: 10-31-71

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Pick up: 5/7

Topsoil:

☐

#4:

☐

Run of Bank:

☐

Other:

☐

Delivery: _____

RECEIVED BY: _____

JOB NAME: C. M. P. (Lans)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0012

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Cornell Class

Date: 10-31-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

10 yd

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Bary

Delivery: _____

RECEIVED BY: _____

JOB NAME: Cornell Class

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0408

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Stauben (Loring Inc)

Date: 10-31-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ 1000 yds

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Catch

Delivery: _____

RECEIVED BY: Red

JOB NAME: Stauben (Loring Inc)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0409

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Storben (Caring Inc.)

Date: 10-12-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ truck #16
15 yds CR

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Batch

Delivery: _____

RECEIVED BY: Dud

JOB NAME: Storben (Caring Inc.)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0410

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Storben (Learning Env.)

Date: 10-31-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

400 lb 436
15 yds 1.5

Run of Bank:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bob

JOB NAME: Storben (Learning Env.)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0304

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shirley St. (Lima, Pa.)

Date: 11-17-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

Pick up: 11-17-11

Delivery: 11-17-11

RECEIVED BY: [Signature]

JOB NAME: Shirley St. (Lima, Pa.)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0303

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: 10000 St. Lawrence Ave.

Date: 11-11-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

Pick up: 11-11-11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: 10000 St. Lawrence Ave.

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0302

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Sheldon St. (Carmen, Henry)

Date: 11-27-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

Pick up: 11-27-11

Delivery: 11-27-11

RECEIVED BY: [Signature]

JOB NAME: Sheldon St. (Carmen, Henry)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0301

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shirley St. (Curry Lane)

Date: 10-26-01

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☐

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: 10/26/01

Delivery: 10/26/01

RECEIVED BY: Shirley St. (Curry Lane)

JOB NAME: Shirley St. (Curry Lane)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0300

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Sheldon St. (Homeowner)

Date: 12-14-07

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☐

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Wed 12-14-07

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Sheldon St. (Homeowner)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0299

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shirley St. (Carmy Ave.)

Date: 10-28-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

Pick up: 10/28/11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Shirley St. (Carmy Ave.)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0291

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Stuber, Sh (C... ..)

Date: 10-27-01

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☐

Run of Bank:

☐

Other:

☐

Pick up: 6/27/01

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Stuber, Sh (C... ..)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0296

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Harbor St. (Crown Rd.)

Date: 10-12-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: 10-12-11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Harbor St. (Crown Rd.)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0297

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shirley St. (Cunningham)

Date: 12-2-2011

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

how much
15 x 10 x 10

Run of Bank:

☐

Other:

☐

Pick up: 12-2-2011

Delivery: _____

RECEIVED BY: Shirley St. (Cunningham)

JOB NAME: Shirley St. (Cunningham)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0298

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Sheldon Rd. (Cummings)

Date: 10-17-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: 6-1-11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Sheldon Rd. (Cummings)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0292

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shelton St. (Cunningham)

Date: 10-26-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

4 x 4 #16
15 yds LR

Run of Bank:

☐

Other:

☐

Pick up: 10-26-11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Shelton St. (Cunningham)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0293

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Shelton St (corner 4th)

Date: 10-26-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ 4 in 6 12 18
15 yds 12

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Noted

Delivery: _____

RECEIVED BY: Cut

JOB NAME: Corner 4th St

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0294

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Schubert St. (Cunningham Road)

Date: 10-21-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ 4" x 6" #4
1" x 2" #4

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: 10-21-11

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Schubert St. (Cunningham Road)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0295

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Sheldon St. (Cemetery Road)

Date: 10-28-00

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Order

Delivery: _____

RECEIVED BY: [Signature]

JOB NAME: Sheldon St. (Cemetery Road)

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0029

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Cunning Glass

Date: 10-25-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

10 yds

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Jim Clark

Delivery: _____

RECEIVED BY: _____

JOB NAME: Tioga Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0029

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Corning Glass

Date: 10-25-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

10 yds

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Jim Clark

Delivery: _____

RECEIVED BY: _____

JOB NAME: Tioga Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-25-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

#16
15 yds CR

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up:

Butch

Delivery:

RECEIVED BY:

Bud

JOB NAME:

Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

14

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave CorningDate: 10-25-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐#16
15yds CRPick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: 1109a Ave, CorningDate: 10-25-11Dirt: ☐Topsoil: ☐#2: ☐#4: ☒ #16
15 yds CRBones: ☐Run of Bank: ☐Fill Dirt: ☐Other: ☐Pick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: 1109a Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave Corning

Date: 10-25-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

#16
15 yds CR

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave CorningDate: 10-25-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒#16
15 yds CR

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up:

Butch

Delivery:

RECEIVED BY:

Bud

JOB NAME:

Tioga Ave Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave Corning

Date: 10-25-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ #16 15 yds CR

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Buten

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-24-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Pick up:

Butch

Topsoil:

☐

#4:

☒#16
15yd CR

Run of Bank:

☐

Other:

☐

Delivery:

RECEIVED BY:

BudJOB NAME: Tioga Ave Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-24-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒#14
15yds CR

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐Pick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-24-11Dirt: ☐Topsoil: ☐#2: ☐#4: ☒Bones: ☐Run of Bank: ☐Fill Dirt: ☐Other: ☐Pick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-24-11Dirt: ☐Topsoil: ☐#2: ☐#4: ☒Bones: ☐Run of Bank: ☐Fill Dirt: ☐Other: ☐Pick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

#16
15yds CR

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-24-11Dirt: ☐Topsoil: ☐#2: ☐#4: ☒ #16
IS you ~~CR~~Bones: ☐Run of Bank: ☐Fill Dirt: ☐Other: ☐Pick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-24-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

#14
15yds CR

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0039

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Canning Glass Toga Ave

Date: 10-24-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

10 yds

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Jim Clark

Delivery: _____

RECEIVED BY: Canning Glass

JOB NAME: _____

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0503

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Fellbrook Cng

Date: 10 24-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: David

Delivery: _____

RECEIVED BY: _____

JOB NAME: Cornhus

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

15 yds.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-21-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

#16
15 yd CR

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-21-11Dirt: ☐#2: ☐Bones: ☐Fill Dirt: ☐Topsoil: ☐#4: ☒Run of Bank: ☐Other: ☐#16
15 yds CRPick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, CorningDate: 10-21-11Dirt: ☐#2: ☐Bones: ☐Fill Dirt: ☐Topsoil: ☐#4: ☒Run of Bank: ☐Other: ☐#14
15 yds CRPick up: Butch

Delivery: _____

RECEIVED BY: BudJOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-21-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

#16
15 yds CR

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-21-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

#16
15 yds

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-21-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Truck #16
15 yds CR

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0005

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0514

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Buch

JOB NAME: Tioga Ave

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0044

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

0046

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

0007

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Bud

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0042

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Truck # 16
15 yds CR

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY:

Bud

JOB NAME:

Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0515

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒ Truck # 103

Bones: ☐

Run of Bank: ☐ 15 yds

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Roger

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0513

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Truck # 103
15yds

Pick up: Butch

Delivery: _____

RECEIVED BY: Roger

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Elmira Heights, NY 14903

0043

Phone: 607-733-8180

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Roger

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

Truck # 103
15 yds CR

John F. & John P. Wenzel Contracting, Inc.

0006

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

#2:

☐

Bones:

☐

Fill Dirt:

☐

Topsoil:

☐

#4:

☒

Run of Bank:

☐

Other:

☐

Truck # 103
15 yds CR

Pick up:

Butch

Delivery:

RECEIVED BY:

Roger

JOB NAME:

Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

0045

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt:

☐

Topsoil:

☐

#2:

☐

#4:

☒

Truck # 103
15 yds CR

Bones:

☐

Run of Bank:

☐

Fill Dirt:

☐

Other:

☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Roger

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

John F. & John P. Wenzel Contracting, Inc.

Web Mills Quarry

169 Prescott Ave.

Phone: 607-733-8180

Elmira Heights, NY 14903

Fax: 607-733-8192

0047

Sold To: Tioga Ave, Corning

Date: 10-20-11

Dirt: ☐

Topsoil: ☐

#2: ☐

#4: ☒

Bones: ☐

Run of Bank: ☐

Fill Dirt: ☐

Other: ☐

Pick up: Butch

Delivery: _____

RECEIVED BY: Roger

JOB NAME: Tioga Ave, Corning

Signature released Wenzel from weight violation. Not responsible for damages inside curb or clerical errors.

Truck # 103
15 yd CR

DALRYMPLE NO. 2 CRUSHED STONE

DALRYMPLE GRAVEL AND CONTRACTING CO #65
COOPERS PLAINS PLANT
COOPERS PLAIN NY 14827

Phone: 607-362-8583

Fax : 607-362-8584

Sold To : WENZEL

Job Desc: 255

Sales CR: 4001

P.O. :

Job Infol: WENZEL

Ticket#: 61034

Cart # : 002650

Date : 11/09/11

Time : 08:11A

FOB/DEL: FOB

Truck#: WEN00001

Vendor:

Product # : 3027

Description: #2 STONE

Gross: 55420 LB (5)

Tare : 25340 LB

Net : 41080 LB

Tons : 20.540 t

Tonnes: 18.634 mt

Daily Loads : 1

Total Ordered: t

Total Shipped: 513.27 t

Daily Shipped: 20.540 t

Daily Metric : 18.634 mt

Unit Price:

Net Sale:

Freight:

Sales Tax:

TOTAL:

Ticket#: 61034

Weigh Master

KELLER 460110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO 865

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14827

Phone: 507-552-8383

Fax : 507-552-8384

Sold To : MENZEL

Job Descr: 865

Sales CR: 4001

P.O. :

Job Info: MENZEL

Ticket#: 60994

Cost # : 000000

Date : 11/08/11

Time : 08:43A

FOB/DEL: FOB

Truck#: JHN09037

Vendor#:

Product # : 3027

Description: #2 STONE

Gross: 50420 LB (5)

Tare : 23400 LB

Net : 27020 LB

Tons : 13.510 t

Tonnes: 12.256 mt

Daily Load: 2

Total Ordered: t

Total Shipped: 276.91 t

Daily Shipped: 21.570 t

Daily Metric: 28.840 mt

Unit Price:

Net Sale:

Freight:

Sales Tax:

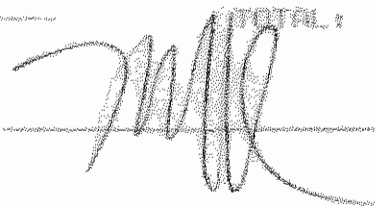
TOTAL:

Ticket#: 60994

Weigh Master

HELLER 400110

Received



DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS BLAIN PLANT

COOPERS BLAIN NY 14827

Phone: 607-362-8943

Fax : 607-362-8944

Sold To : WENZEL

Ticket#: 60998
Cost #: 002660
Date : 11/09/11
Time : 09:35A

Job Descr: 266

Sales On: 4001

P.O. :

Job Info: WENZEL

FOB/DEL: FOB
Truck#: WEN00036
Vendor#:

Product # : 3027

Description: #2 STONE

Gross	68250	LB (S)	Daily Loads:	3	
Tare :	29720	LB	Total Ordered:		t
Net :	38530	LB	Total Shipped:	396.18	t
Tons :	19.270	t	Daily Shipped:	50.840	t
Tonnes:	17.481	mt	Daily Metric:	46.121	mt

Unit Prices:
Net Sales:
Freight:
Sales Tax:

TOTAL:

Ticket#: 60998

High Master

KELLER 460110

Received

Kyle D...

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14927

Phone: 587-962-8983

Fax : 587-962-8984

Sold To : WENZEL

Ticket#: 61001

Cust # : 002600

Date : 11/02/11

Time : 09:45A

Job Descr: 266

Sales On: 9001

266

P.O. :

Job Info: WENZEL

FOB/DEL: FOB

Truck#: WEN00007

Vendor#:

Product # : 3027

Description: #2 STONE

Gross: 51500 LB (S)

Tare : 23400 LB

Net : 28100 LB

Tons : 14.050 t

Tonnes: 12.773 mt

Daily Loads : 6

Total Ordered: t

Total Shipped: 410.26 t

Daily Shipped: 64.920 t

Daily Metric : 58.894 mt

Unit Prices:

Net Sale:

Freight:

Sales Tax:

TOTAL:

Ticket#: 61001

High Master

SELLER 450110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14827

Phone: 507-962-8983

Fax: 507-962-8984

Sold To : MENZEL

Job Desc: 266

Sales OR: 4001

P.O. :

Job Info: MENZEL

Ticket#: 51005

Cost #: 000000

Date: 11/03/11

Time: 10:52A

FOB/DEL: FOB

Truck#: WEN00026

Vendor#:

Product #: 2047

Description: #2 STONE

Gross: 66760 LB (S)

Tare: 29720 LB

Net: 37040 LB

Tons: 18.520 t

Tonnes: 16.891 mt

Daily Loads: 6

Total Ordered: t

Total Shipped: 647.98 t

Daily Shipped: 102.640 t

Daily Metric: 93.113 mt

Unit Prices

Net Sale:

Freight:

Sales Tax:

TOTAL:

Ticket#: 51005

Weigh Master

KELLER 460110

Received

Kyle Smith

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14027

Phone: 507-362-8983

Fax: 507-362-8984

Sold To : MENZEL

Ticket#: 61007

Cust # : 002650

Date : 11/09/11

Time : 10:50A

Job Desc: 885

Sales OR: 4001

P.O. :

Job Info: MENZEL

FOB/DEL: FOB

Truck#: 00000007

Vendor#:

Product # : 3087

Description: 42 STONE

Gross: 43650 LB (S)

Tare : 23400 LB

Net : 20250 LB

Tons : 13.120 t

Tonnes: 11.911 mt

Daily Loads : 7

Total Ordered: t

Total Shipped: 461.11 t

Daily Shipped: 115.770 t

Daily Metric : 105.025 mt

Unit Price:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 61007

Weigh Master

KELLER 400110

Received

DALEVILLE GRAVEL AND CONTRACTING CO 465

COOPERS PIRAINES PLANT

COOPERS PLAIN NY 14023

Phone: 607-562-8983

Fax: 607-562-8984

Sold To: MENZEL

Ticket#: 60954

Cust #: 002850

Date: 11/07/11

Time: 05:19A

Job Desc: 255

Sales OR: 1001

P.O.

Job Info: MENZEL

FOB/DEL: FOB

Truck#: 00122000

Vendor#:

Product #: 1027

Description: #2 STONE

Gross: 35300 LB (S)

Tare: 20440 LB

Net: 35860 LB

Tons: 18.430 t

Tonnes: 15.719 mt

Daily Loads: 1

Total Ordered: t

Total Shipped: 337.23 t

Daily Shipped: 37.300 t

Daily Metric: 33.838 mt

Unit Prices:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60954

Design Master

WELLER 460110

Received

Kyle *Smith*

DALRYMPLE GRAVEL AND CONTRACTING CO #55

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14037

Phone: 607-962-8983

Fax: 607-962-8984

Sold To : WENZEL

Job Desc: 555

Sales ON: 4001

P.O. :

Job Info: WENZEL

Ticket#: 60968

Cost # : 002550

Date : 11/07/11

Time : 10:25

FOB/DEL: FOB

Truck#: WEN00098

Vendor#:

Product # : 2027

Description: #2 STONE

Gross: 57780 LB (S)

Tare : 29440 LB

Net : 28340 LB

Tons : 14.170 t

Tonnes: 12.855 mt

Daily Loads : 3

Total Ordered:

Total Shipped: 571.40 t

Daily Shipped: 51.470 t

Daily Met: 46.595 mt

Unit Prices:

Net Sale:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60986

Weigh Master

KELLER 400110

Received

Kyle Spad

DALRYMPLE GRAVEL AND CONTRACTING CO #55
COOPERS PLAINS PLANT
COOPERS PLAIN NY 14627

Phone: 607-362-8983

Fax : 607-362-8984

Sold To : WENZEL

Ticket#: 60975

Cust # : 002560

Date : 11/07/11

Time : 12:30P

Job Desc: 555

Sales DR: 4001 255

P.O. :

Job Info: WENZEL

FOB/DEL: FOB

Truck# : WEN00036

Vendor#:

Product # : 3527

Description: #2 STONE

Gross: 55200 LB (S)

Tare : 29700 LB

Net : 35500 LB

Tons : 18.250 t

Tonnage: 16.583 mt

Daily Loads : 4

Total Orders: 1

Total Shipped: 209.68 t

Daily Shipped: 69.750 t

Daily Metric : 63.276 mt

Unit Prices:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60975

Weigh Master

KELLER 460310

Received

Kyle Gas

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14827

Phone: 607-966-8983

Fax: 4 607-966-8984

Sold To : MENZEL

Ticket#: 60977

Cost #: 002550

Date : 11/07/11

Time : 01:50P

Job Desc: 266

Sales On: 4001

P.O. :

Job Info: MENZEL

FOB/DEL: FOB

Truck#: MEN00016

Vendor#:

Tioga Ave

Product #: 3017

Description: #2 STONE

		Daily Loads:	5	Unit Price:
Gross:	65250 LB (S)	Total Ordered:		Net Sales:
Tare :	28520 LB	Total Shipped:	308.05 t	Freight:
Net :	36740 LB	Daily Shipped:	60.120 t	Sales Tax:
Tons :	18.370 t	Daily Metric :	70.941 mt	
Tonnes:	16.665 mt			

TOTAL:

Ticket#: 60977

Weigh Master:

SELLER 460110

Received

B. C.

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14827

Phone: 607-963-8983

Fax : 607-963-8984

Sold To : MENZEL

Ticket#: 60978

Cost # : 002550

Date : 11/07/11

Time : 01:53P

Job Descr: 015

Sales Off: 4001

266

P.O. :

Job Info: MENZEL

FOB/DEL: FOB

Truck#: WEN00050

Vendor#:

Product # : 3027

Description: #2 STONE

Gross:	56840	LB (S)	Daily Loads :	6	Unit Price:	
Tare :	15360	LB	Total Ordered:	t	Net Sales:	
Net :	37540	LB	Total Shipped:	326.62 t	Freight:	
Tons :	18.770	t	Daily Shipped:	106.890 t	Sales Tax:	
Tonnes:	17.020	mt	Daily Metric :	96.969 mt	TOTAL:	

Ticket#: 60978

Weigh Master

KELLEN 460110

Received

[Signature]

DALRYMPLE GRAVEL AND CONTRACTING CO #55

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14027

Phone: 607-362-8983

Fax : 607-362-8984

Sold To : WENZEL

Ticket#: 60983

Dist # : 003600

Date : 11/07/11

Time : 02:51P

Job Descr: 858

Sales Of: 4001 266

P.O. #

Job Infor WENZEL

FOB/DEL: FOB

Trucks : WEN00035

Vendor#:

Product # : 3027

Descriptions #2 STONE

Gross: 66760 LB (S)

Tare : 29720 LB

Net : 37040 LB

Tons : 18.520 t

Yankee: 15.801 wt

Daily Loads :

Total Ordered: 1 t

Total Shipped: 145.34 t

Daily Shipped: 125.410 t

Daily Met in : 113.770 mt

Unit Prices:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60983

Weight Master

SELLER 460110

Received

Kyle Sme

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14827

Phone: 607-352-8983

Fax: 607-352-8984

Sold To: HENZEL

Ticket#: 60927

Cont # : 002550

Date : 11/03/11

Time : 08:13H

Job Date: 200

Sales DB: 4001

P.O.

Job Info: HENZEL

FOB/DEL: FOB

Truck#: WEN00100

Vendor:

Product #: 3027

Description: 42 STONE

Gross: 30020 LB (\$)

Tare: 16150 LB

Net: 14070 LB

Tons: 7.320 t

Tonnage: 6.641 mt

Daily Loads : 1

Total Ordered:

Total Shipped: 108.86 t

Daily Shipped: 7.320 t

Daily Metric: 6.641 mt

Unit Prices

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60927

Weight Master

KELLEY 460110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14307

Phone: 507-962-8983

Fax : 507-962-8984

Sold To : WENZEL

Ticket#: 60928
Cust # : 002850
Date : 11/03/11
Time : 08:13AM

Job Desc: 266

Sales CR: 1001

P.O.

Job Info: WENZEL

FOB/DEL: FOB
Truck# : WEN00070
Vendor# :

Product # : 1041

Description: #2 SIBER

Gross: 29520 LB (ST)
Tare : 19160 LB
Net : 14360 LB
Tons : 7.180 t
Tonnes: 6.514 mt

Daily Loads : 2
Total Ordered: t
Total Shipped: 116.04 t
Daily Shipped: 14.500 t
Daily Metric : 13.154 mt

Unit Prices:
Net Sales:
Freight:
Sales Tax:

TOTAL:

Ticket#: 60928

Weigh Master

KELLER 460110

Received

Allen Butler

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAIN PLANT

COOPERS PLAIN NY 14057

Phone: 607-962-8983

Fax : 607-962-8984

Sold To : WENZEL

Ticket#: 50930

Crypt #: 000000

Date : 11/03/11

Time : 09:12A

Job Desc: 266

Sales OR: 4001

266

P.O. :

Job Info: WENZEL

FOB/DEL: FOB

Truck#: WEN00100

Vendor#:

Product #: 3027

Description: #2 STONE

Gross: 24300 LB (G)

Tare : 16180 LB

Net : 12140 LB

Tons : 6.070 t

Tonnes: 6.507 mt

Daily Loads : 1

Total Ordered: t

Total Shipped: 122.11 t

Daily Shipped: 60.570 t

Daily Metric : 18.661 mt

Unit Price:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 50930

Weigh Master

KELLER 400110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14827

Phone: 607-352-8983

Fax : 607-352-8984

Sold To : MENZEL

Ticket#: 60931

Cost # : 602650

Date : 11/03/11

Time : 09:19A

Job Desc: 666

Sales CR: 4001

P.O. :

Job Info: MENZEL

FOB/DEL: FOB

Truck#: WEN00070

Vendor#:

Product # : 3027

Description: #6 STONE

Gross: 27620 LB (S)

Tare : 15160 LB

Net : 12460 LB

Tons : 6.230 t

Tonnes: 5.558 mt

Daily Loads : 4

Total Ordered: t

Total Shipped: 120.34 t

Daily Shipped: 22.500 t

Daily Metric : 24.313 mt

Unit Price:

Net Sale:

Freight:

Sales Tax:

TOTAL

Ticket#: 60931

Weigh Master:

KELLER 460110

Received

Allen Kuttner

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14827

Phone: 507-562-8983

Fax : 507-562-8983

Sold To : WENZEL

Ticket#: 60934
 Cust # : 602650
 Date : 11/03/11
 Time : 10:07A

Job Desc: 556

Sales DN: 4001

P.O. #

Job Info: WENZEL

FOS/DEL: FOB
 Truck# : WEN00100
 Vendor#:

Product # : 3027

Description: #2 STONE

Gross:	29955	LB (S)	Daily Loads :	5
Tare :	16100	LB	Total Ordered:	t
Net :	13380	LB	Total Shipped:	135.03 t
Tons :	6.590	t	Daily Shipped:	33.430 t
Tonnes:	6.069	mt	Daily Metric :	30.382 mt

Unit Prices:
 Net Sales:
 Freight:
 Sales Tax:

TOTAL:

Ticket#: 60934

Weigh Master

KELLER 450110

Received

BALANVILLE GRAVEL AND CONTRACTING CO 465

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14827

Phone: 507-552-8983

Fax : 507-552-8984

Sold To : HENZEL

Job Descr: 286

Sales Of: 4001

P.O. :

Job Info: HENZEL

Ticket#: 60935

Cost #: 002650

Date : 11/03/11

Time : 10:12A

FOB/DEL: FOB

Trucker : WEN00070

Vendor#:

Product # : 3027

Description: #2 STONE

Gross: 20900 LB (S)

Tare : 15100 LB

Net : 14740 LB

Tons : 7.370 t

Tonnes: 6.586 mt

Daily Loads : 6

Total Ordered: t

Total Shipped: 142.40 t

Daily Shipped: 40.660 t

Daily Metric : 37.050 mt

Unit Prices:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60935

Weigh Master

SELLER 460110

Received

DALEY & DALEY DRAGEL AND CONTRACTING CO. #55
COOPERS BASINS PLANT
COOPERS PLAIN NY 14057
Phone: 607-262-8783
Fax: 607-262-8784

Sold To : MENZEL

Job Desc: 255
Sales Of: 4081

P.O. :
Job Info: MENZEL

Ticket #: 59933
Cust # : 000000
Date : 11/03/91
Time : 11:00A

FEB/DEL : FOB
Truck # : WEN00100
Vendor # :

Product # : 3000
Description: #2 STONE

Order :	30900 LB (S)	Daily Loads :	7
Tons :	18120 LB	Total Ordered :	t
Net :	14720 LB	Total Shipped :	148.75 t
Tons :	7.360 t	Daily Shipped :	40.222 t
Tonnage :	2.677 mt	Daily Metric :	42.748 mt

Unit Price:
Net Sales:
Freight:
Sales Tax:

TOTAL:

Ticket #: 59933
Sign Master
SELLER 460410

Received

[Signature]

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14627

Phone: 607-362-8983

Fax : 607-362-8984

Sold To : WENZEL

Job Desc: 256

Sales Or: 4001

P.O. :

Job Info: WENZEL

Ticket#: 60939

Cost # : 000650

Date : 11/03/11

Time : 11:11P

FOB/DEL: FOB

Truck#: WENDOB70

Vendor#:

Product # : 3027

Description: #2 STONE

Gross: 30850 LB (S)

Tare : 15100 LB

Net : 15700 LB

Tons : 7.850 t

Tonnet: 7.121 mt

Daily Loads : 2

Total Ordered: t

Total Shipped: 157.61 t

Daily Shipped: 56.070 t

Daily Metric : 50.855 mt

Unit Prices:

Net Sales:

Freight:

Sales Tax:

TOTAL

Ticket#: 60939

High Master

HELLER 460110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLATING PLANT

COOPERS PLAIN NY 14527

Phone: 607-362-8983

Fax : 607-362-8984

Sold To : MENZEL

Job Desc: 255

Sales Dkt: 4001

P.O. :

Job Info: MENZEL

Ticket#: 50342
Est #: 000500
Date : 11/03/11
Time : 12:10P

FOB/DEL: FOB
Truck #: WEND0100
Vendor#:

Product # : 3027

Description: 62 STONE

Gross: 300.86 LB (S)
Tare : 15189 LB
Net : 14500 LB
Tons : 7.250 t
Tonnes: 6.577 mt

Daily Loads : 9
Total Ordered: t
Total Shipped: 164.85 t
Daily Shipped: 63.220 t
Daily Metric: 57.443 mt

Unit Prices:
Net Sales:
Freight:
Sales Tax:

TOTAL:

Ticket#: 50342

Weigh Master

KELLER 450110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLANTING PLANT

COOPERS PLANT NY 14827

Phone: 607-362-5943

Fax: 607-362-5944

Sold To : WENZEL

Job Descr: 555

Sales Of: 6001

P.O. :

Job Info: WENZEL

Ticket#: 60943

Cost #: 002660

Date : 11/03/11

Time : 12:14P

FOB/DEL: FOB

Track#: WEN00070

Vendor#:

Product #: 3027

Description: #2 STONE

Order: 30940 LB (5)

Tare: 13150 LB

Net: 15790 LB

Tons: 7.990 t

Tonnes: 7.150 mt

Daily Loads: 10

Total Ordered: t

Total Shipped: 172.75 t

Daily Shipped: 71.210 t

Daily Metric: 64.691 mt

Unit Prices:

Net Sales

Freight:

Sales Tax

TOTAL:

Ticket#: 60943

Weigh Master:

SELLER 460110

Received

[Signature]

GALYMPLE GRAVEL AND CONTRACTING CO #65

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14937

Phone: 607-962-8983

Fax : 607-962-8984

Sold To : WENZEL

Ticket#: 50944

Dist #: 002060

Date : 11/03/11

Time : 12:37P

Job Desc: 266

Sales ON: 4001

P.O. :

Job Info: WENZEL

FOB/DEL: FOB

Truck#: WEN000000

Vendor#:

Product #: 3927

Description: #2 STONE

Gross: 52300 LB (S)

Tare : 29440 LB

Net : 32860 LB

Tons : 16.430 t

Tonnes: 14.900 mt

Daily Loads : 11

Total Ordered:

Total Shipped: 189.18 t

Daily Shipped: 87.640 t

Daily Metric : 79.506 mt

Unit Price:

Net Sales:

Freight:

Sales Tax:

TOTAL:

Ticket#: 50944

Weigh Master

SELLER 460110

Received

Kyle Smith

DALRYMPLE GRAVEL AND CONTRACTING CO 665

COOPERS PLAINS PLANT

COOPERS PLAINS NY 14827

Phone: 607-362-8983

Fax : 607-362-8984

Sold To : WENZEL

Job Descr: 256

Sales Off: 4001

P.O. :

Job Info: WENZEL

Ticket#: 60946

Cost # : 000000

Date : 11/03/11

Time : 01:07P

FOB/DEL: FOB

Trucks : WEN00070

Vendor#:

Product # : 3027

Description: 42 STONE

Gross: 51150 LB (S)

Tare : 15150 LB

Net : 16000 LB

Tons : 8.000 t

Tonnes: 7.257 mt

Daily Leads : 12

Total Ordered: t

Total Shipped: 197.18 t

Daily Shipped: 95.540 t

Daily Metric : 85.763 mt

Unit Price:

Net Sale:

Freight:

Sales Tax:

TOTAL:

Ticket#: 60946

Neigh Master:

KELLER 460110

Received

BRANIFF GRVEL AND CONTRACTING CO 865

COOPERS PLAINS PLANT

COOPERS PLAIN NY 14827

Phone: 607-962-9983

Fax : 607-962-9984

Sold To : MENZEL

Job Desc: 565

Sales Dkr: 4001

P.O. :

Job Infr: MENZEL

Tickets: 80947

Cost #: 002560

Date : 11/03/11

Time : 01:15P

FOB/DEL: FOB

Trucks : WENGG100

Vendor#:

Product #: 12027

Description: #2 STONE

Gross: 31652 LB (9)

Tare: 15150 LB

Net: 15402 LB

Tons: 7.742 t

Tonnes: 7.032 mt

Daily Loads: 13

Total Ordered:

Total Shipped: 304.92 t

Daily Shipped: 103.380 t

Daily Metric: 93.725 mt

Unit Prices:

Net Sales

Freight:

Sales Tax:

TOTAL:

Tickets: 80947

Weigh Master

HELPER 460110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO. #65
COOPERS PLAINS PLANT
COOPERS PLAIN NY 14822
Phone: 607-962-8983
Fax : 607-962-8984

Sold To : MENZEL

Ticket# : 60550
Cust # : 002660
Date : 11/03/11
Time : 02:03P

Job Descr: 250
Sales D# : 6001 250
P.O. :
Job Info: MENZEL

FOB/DEL: FOB
Truck# : WEN00070
Vendor# :

Product # : 3027
Description: #2 STONE

Gross:	31260 LB (S)	Daily Loads :	14
Tare :	13160 LB	Total Ordered:	t
Net :	18000 LB	Total Shipped:	212.87 t
Tons :	7.950 t	Daily Shipped:	111.330 t
Tonnage:	7.212 mt	Daily Metric :	100.997 mt

Unit Prices:
Net Sales:
Freight:
Sales Tax:

TOTAL:

Ticket# : 60550
Weigh Master:
SELLER 460110

Received

DALRYMPLE GRAVEL AND CONTRACTING CO #65
COOPERS PLAINS PLANT
COOPERS PLAIN NJ 14027
Phone: 607-962-6283
Fax : 607-962-6284

Sold To : WENZEL

Ticket# : 60951
Cust # : 002650
Date : 11/03/11
Time : 02:00P

Job Desc: 207
Sales OR: 0001
P.O.
Job Info: WENZEL

FOB/DEL: FOB
Truck# : WEN00100
Vendor# :

Product # : 2027
Description: #2 STONE

Gross: 30300 LB (S)
Tare : 16100 LB
Net : 14120 LB
Tons : 7.060 t
Tonnes: 6.425 mt

Daily Loads : 15
Total Ordered: t
Total Shipped: 219.93 t
Daily Shipped: 118.390 t
Daily Metric : 107.402 mt

Unit Prices:
Net Sales:
Freight:
Sales Tax:

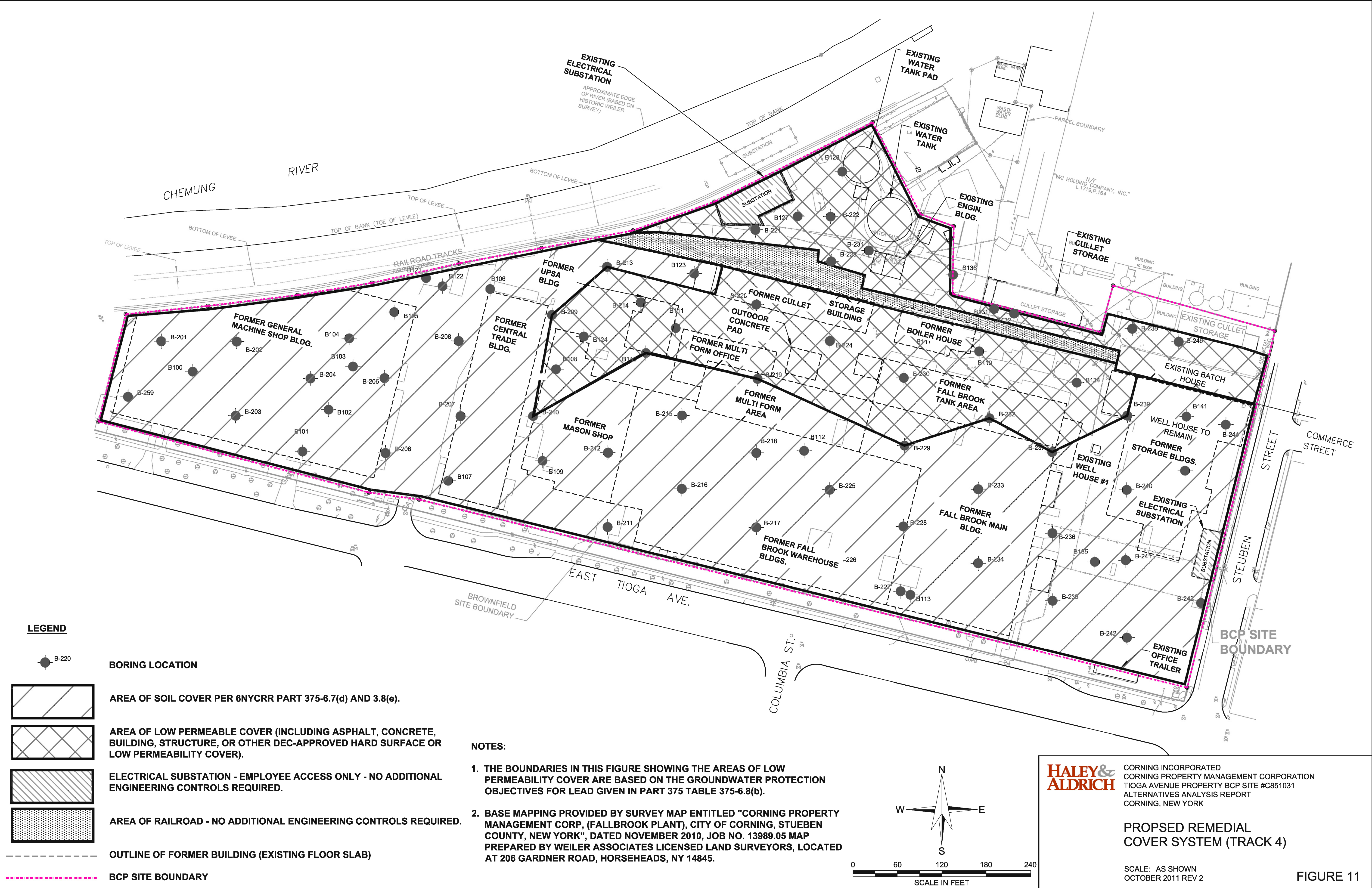
Ticket# : 60951
Weigh Master:
KELLER 460110

Received

TOTAL:

APPENDIX F

Figure 11 from the Alternative Analysis Report



APPENDIX G

Environmental Easement Filing Documentation

Judith M. Hunter, County Clerk
3 East Pulteney Square
Bath, NY 14810
(607) 776-9631

Steuben County Clerk Recording Cover Sheet

Received From :
CHICAGO TITLE
10 W PULTENEY SQ SUITE 104
BATH, NY 14810

Return To :
CORNING INCORPORATED
ATTN LINDA HOUSER
ONE RIVERFRONT PLAZA
CORNING, NY 14831

First GRANTOR

CORNING PROPERTY MANAGEMENT CORPORATION

First GRANTEE

NYS PEOPLE

Index Type : Deeds

Book : 2377

Page : 75

Type of Instrument : Easements

Type of Transaction : Miscellaneous Deed Item W/ Tp584

Recording Fee : \$105.00

Recording Pages : 12 ✓

Real Estate Transfer Tax

RETT # : 2265 ✓

Deed Amount : \$0.00 ✓

RETT Amount : \$0.00

Total Fees : \$105.00

State of New York

County of Steuben

I hereby certify that the within and foregoing was
recorded in the Clerk's office for Steuben County,
New York

On (Recorded Date) : 03/16/2012

At (Recorded Time) : 9:59:09 AM



Doc ID - 005940860012

Judith M. Hunter
Judith M. Hunter, County Clerk



**ENVIRONMENTAL EASEMENT GRANTED PURSUANT TO ARTICLE 71, TITLE 36
OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW**

THIS INDENTURE made this 5th day of MARCH, 2012, between Owner(s) Corning Property Management Corporation, having an office at One Riverfront Plaza, Corning, NY 14831, County of Steuben, State of New York (the "Grantor"), and The People of the State of New York (the "Grantee."), acting through their Commissioner of the Department of Environmental Conservation (the "Commissioner", or "NYSDEC" or "Department" as the context requires) with its headquarters located at 625 Broadway, Albany, New York 12233.

WHEREAS, the Legislature of the State of New York has declared that it is in the public interest to encourage the remediation of abandoned and likely contaminated properties ("sites") that threaten the health and vitality of the communities they burden while at the same time ensuring the protection of public health and the environment; and

WHEREAS, the Legislature of the State of New York has declared that it is in the public interest to establish within the Department a statutory environmental remediation program that includes the use of Environmental Easements as an enforceable means of ensuring the performance of operation, maintenance, and/or monitoring requirements and the restriction of future uses of the land, when an environmental remediation project leaves residual contamination at levels that have been determined to be safe for a specific use, but not all uses, or which includes engineered structures that must be maintained or protected against damage to perform properly and be effective, or which requires groundwater use or soil management restrictions; and

WHEREAS, the Legislature of the State of New York has declared that Environmental Easement shall mean an interest in real property, created under and subject to the provisions of Article 71, Title 36 of the New York State Environmental Conservation Law ("ECL") which contains a use restriction and/or a prohibition on the use of land in a manner inconsistent with engineering controls which are intended to ensure the long term effectiveness of a site remedial program or eliminate potential exposure pathways to hazardous waste or petroleum; and

WHEREAS, Grantor, is the owner of real property located at the address of East Tioga Avenue (Fall Brook Site, of former address numbers 213, 219 and 239) in the City of Corning, County of Steuben and State of New York, known and designated on the tax map of the County Clerk of Steuben as tax map parcel numbers: Section 318.10 Block 1 Lot 1.1, being the same as that property conveyed to Grantor by deed dated January 29, 2002 and recorded in the Steuben County Clerk's Office in Liber 1755 at Page 80. The property subject to this Environmental Easement (the "Controlled Property") comprises approximately 14.183 +/- acres, and is hereinafter more fully described in the Land Title Survey dated April 18, 2011 prepared by Weiler Associates, which will be attached to the Site Management Plan. The Controlled Property description is set forth in and attached hereto as Schedule A; and

WHEREAS, the Department accepts this Environmental Easement in order to ensure the protection of public health and the environment and to achieve the requirements for remediation established for the Controlled Property until such time as this Environmental Easement is extinguished pursuant to ECL Article 71, Title 36; and

NOW THEREFORE, in consideration of the mutual covenants contained herein and the terms and conditions of BCA Index No. B8-0767-08-01, Grantor conveys to Grantee a permanent Environmental Easement pursuant to ECL Article 71, Title 36 in, on, over, under, and upon the Controlled Property as more fully described herein ("Environmental Easement")

1. Purposes. Grantor and Grantee acknowledge that the Purposes of this Environmental Easement are: to convey to Grantee real property rights and interests that will run with the land in perpetuity in order to provide an effective and enforceable means of encouraging the reuse and redevelopment of this Controlled Property at a level that has been determined to be safe for a specific use while ensuring the performance of operation, maintenance, and/or monitoring requirements; and to ensure the restriction of future uses of the land that are inconsistent with the above-stated purpose.

2. Institutional and Engineering Controls. The controls and requirements listed in the Department approved Site Management Plan ("SMP") including any and all Department approved amendments to the SMP are incorporated into and made part of this Environmental Easement. These controls and requirements apply to the use of the Controlled Property, run with the land, are binding on the Grantor and the Grantor's successors and assigns, and are enforceable in law or equity against any owner of the Controlled Property, any lessees and any person using the Controlled Property.

A. (1) The Controlled Property may be used for:

Commercial as described in 6 NYCRR Part 375-1.8(g)(2)(iii) and Industrial as described in 6 NYCRR Part 375-1.8(g)(2)(iv)

(2) All Engineering Controls must be operated and maintained as specified in the Site Management Plan (SMP);

(3) All Engineering Controls must be inspected at a frequency and in a manner defined in the SMP.

(4) Groundwater and other environmental or public health monitoring must be performed as defined in the SMP;

(5) Data and information pertinent to Site Management of the Controlled Property must be reported at the frequency and in a manner defined in the SMP;

(6) All future activities on the property that will disturb remaining contaminated material must be conducted in accordance with the SMP;

(7) Monitoring to assess the performance and effectiveness of the remedy must be performed as defined in the SMP.

(8) Operation, maintenance, monitoring, inspection, and reporting of any mechanical or physical components of the remedy shall be performed as defined in the SMP.

(9) Access to the site must be provided to agents, employees or other representatives of the State of New York with reasonable prior notice to the property owner to assure compliance with the restrictions identified by this Environmental Easement.

B. The Controlled Property shall not be used for Residential or Restricted Residential purposes as defined in 6NYCRR 375-1.8(g)(2)(i) and (ii), and the above-stated engineering controls may not be discontinued without an amendment or extinguishment of this Environmental Easement.

C. The SMP describes obligations that the Grantor assumes on behalf of Grantor, its successors and assigns. The Grantor's assumption of the obligations contained in the SMP which may include sampling, monitoring, and/or operating a treatment system, and providing certified reports to the NYSDEC, is and remains a fundamental element of the Department's determination that the Controlled Property is safe for a specific use, but not all uses. The SMP may be modified in accordance with the Department's statutory and regulatory authority. The Grantor and all successors and assigns, assume the burden of complying with the SMP and obtaining an up-to-date version of the SMP from:

Site Control Section
Division of Environmental Remediation
NYSDEC
625 Broadway
Albany, New York 12233
Phone: (518) 402-9553

D. Grantor must provide all persons who acquire any interest in the Controlled Property a true and complete copy of the SMP that the Department approves for the Controlled Property and all Department-approved amendments to that SMP.

E. Grantor covenants and agrees that until such time as the Environmental Easement is extinguished in accordance with the requirements of ECL Article 71, Title 36 of the ECL, the property deed and all subsequent instruments of conveyance relating to the Controlled Property shall state in at least fifteen-point bold-faced type:

This property is subject to an Environmental Easement held by the New York State Department of Environmental Conservation pursuant to Title 36 of Article 71 of the Environmental Conservation Law.

F. Grantor covenants and agrees that this Environmental Easement shall be incorporated in full or by reference in any leases, licenses, or other instruments granting a right to use the Controlled Property.

G. Grantor covenants and agrees that it shall annually, or such time as NYSDEC may allow, submit to NYSDEC a written statement by an expert the NYSDEC may find acceptable certifying under penalty of perjury, in such form and manner as the Department may require, that:

[6/11]

(1) the inspection of the site to confirm the effectiveness of the institutional and engineering controls required by the remedial program was performed under the direction of the individual set forth at 6 NYCRR Part 375-1.8(h)(3).

(2) the institutional controls and/or engineering controls employed at such site:
(i) are in-place;
(ii) are unchanged from the previous certification, or that any identified changes to the controls employed were approved by the NYSDEC and that all controls are in the Department-approved format; and

(iii) that nothing has occurred that would impair the ability of such control to protect the public health and environment;

(3) the owner will continue to allow access to such real property to evaluate the continued maintenance of such controls;

(4) nothing has occurred that would constitute a violation or failure to comply with any site management plan for such controls;

(5) the report and all attachments were prepared under the direction of, and reviewed by, the party making the certification;

(6) to the best of his/her knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and

(7) the information presented is accurate and complete.

3. Right to Enter and Inspect. Grantee, its agents, employees, or other representatives of the State may enter and inspect the Controlled Property in a reasonable manner and at reasonable times to assure compliance with the above-stated restrictions.

4. Reserved Grantor's Rights. Grantor reserves for itself, its assigns, representatives, and successors in interest with respect to the Property, all rights as fee owner of the Property, including:

A. Use of the Controlled Property for all purposes not inconsistent with, or limited by the terms of this Environmental Easement;

B. The right to give, sell, assign, or otherwise transfer part or all of the underlying fee interest to the Controlled Property, subject and subordinate to this Environmental Easement;

5. Enforcement

A. This Environmental Easement is enforceable in law or equity in perpetuity by Grantor, Grantee, or any affected local government, as defined in ECL Section 71-3603, against the owner of the Property, any lessees, and any person using the land. Enforcement shall not be defeated because of any subsequent adverse possession, laches, estoppel, or waiver. It is not a defense in any action to enforce this Environmental Easement that: it is not appurtenant to an interest in real property; it is not of a character that has been recognized traditionally at common law; it imposes a negative burden; it imposes affirmative obligations upon the owner of any interest in the burdened property; the benefit does not touch or concern real property; there is no privity of estate or of contract; or it imposes an unreasonable restraint on alienation.

B. If any person violates this Environmental Easement, the Grantee may revoke the Certificate of Completion with respect to the Controlled Property.

C. Grantee shall notify Grantor of a breach or suspected breach of any of the terms of this Environmental Easement. Such notice shall set forth how Grantor can cure such breach or suspected breach and give Grantor a reasonable amount of time from the date of receipt of notice in which to cure. At the expiration of such period of time to cure, or any extensions granted by Grantee, the Grantee shall notify Grantor of any failure to adequately cure the breach or suspected breach, and Grantee may take any other appropriate action reasonably necessary to remedy any breach of this Environmental Easement, including the commencement of any proceedings in accordance with applicable law.

D. The failure of Grantee to enforce any of the terms contained herein shall not be deemed a waiver of any such term nor bar any enforcement rights.

6. Notice. Whenever notice to the Grantee (other than the annual certification) or approval from the Grantee is required, the Party providing such notice or seeking such approval shall identify the Controlled Property by referencing the following information:

County, NYSDEC Site Number, NYSDEC Brownfield Cleanup Agreement, State Assistance Contract or Order Number, and the County tax map number or the Liber and Page or computerized system identification number.

Parties shall address correspondence to: Site Number: C 851031
Office of General Counsel
NYSDEC
625 Broadway
Albany New York 12233-5500

With a copy to: Site Control Section
Division of Environmental Remediation
NYSDEC
625 Broadway
Albany, NY 12233

All notices and correspondence shall be delivered by hand, by registered mail or by Certified mail and return receipt requested. The Parties may provide for other means of receiving and communicating notices and responses to requests for approval.

7. Recordation. Grantor shall record this instrument, within thirty (30) days of execution of this instrument by the Commissioner or her/his authorized representative in the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

8. Amendment. Any amendment to this Environmental Easement may only be executed by the Commissioner of the New York State Department of Environmental Conservation or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

9. Extinguishment. This Environmental Easement may be extinguished only by a release by the Commissioner of the New York State Department of Environmental Conservation, or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

10. Joint Obligation. If there are two or more parties identified as Grantor herein, the obligations imposed by this instrument upon them shall be joint and several.

IN WITNESS WHEREOF, Grantor has caused this instrument to be signed in its name.

Grantor: ~~Corning Property Management Corporation~~

By: 


Print Name: Richard T. Weakland

Title: President Date: _____

Grantor's Acknowledgment

STATE OF NEW YORK)
) ss:
COUNTY OF STEUBEN)

On the 2nd day of March, in the year 20 12, before me, the undersigned, personally appeared Richard T. Weakland, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public - State of New York
My Comm. Expires: 12/31/15
My Comm. No: 45Steuben Co.

THIS ENVIRONMENTAL EASEMENT IS HEREBY ACCEPTED BY THE PEOPLE OF THE STATE OF NEW YORK, Acting By and Through the Department of Environmental Conservation as Designee of the Commissioner.

By:

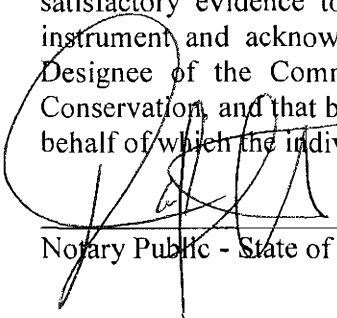


Robert W. Schick, Acting Director
Division of Environmental Remediation

Grantee's Acknowledgment

STATE OF NEW YORK)
) ss:
COUNTY OF ALBANY)

On the 8th day of March, in the year 2012, before me, the undersigned, personally appeared Robert W. Schick, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/ executed the same in his/her/ capacity as Designee of the Commissioner of the State of New York Department of Environmental Conservation, and that by his/her/ signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Notary Public - State of New York

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

SCHEDULE "A" PROPERTY DESCRIPTION

Address: East Tioga Avenue (former address numbers 213, 219 and 239), Corning, NY

Tax Map: 318.10 – 1 – 1.1

OVERALL PARCEL DESCRIPTION

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

Beginning at the intersection of the westerly boundary of Steuben Street and
the northerly boundary of East Tioga Avenue;

Thence N. 75°59'40"W., along said northerly boundary of East Tioga Avenue a
distance of 2,590.23 feet to a point;

Thence, along the southeasterly and easterly boundaries of lands now or formerly
Of "The City of Corning Urban Renewal Agency"(see Liber 961 of Deeds, Page 975),
the following five (5) courses:

1. S. 80°50'53"E., a distance of 62.52 feet to a point;
2. S. 86°30'26"E., a distance of 58.70 feet to a point;
3. N. 32°38'47"E., a distance of 18.30 feet to a point;
4. S. 85°05'27"E., a distance of 63.00 feet to a point;
5. N. 10°05'13"E., a distance of 80.91 feet to the southerly edge of the Chemung River;

Thence, along said southerly edge of the Chemung River, the following thirteen (13) courses:

1. S. 80°09'14"E., a distance of 8.08 feet to a point;
2. S. 63°12'59"E., a distance of 125.25 feet to a point;
3. S. 82°38'33"E., a distance of 75.02 feet to a point;
4. N. 88°56'08"E., a distance of 226.88 feet to a point;
5. N. 89°18'01"E., a distance of 136.82 feet to a point;
6. S. 87°06'02"E., a distance of 169.98 feet to a point;
7. N. 82°50'37"E., a distance of 222.16 feet to a point;
8. N. 87°21'31"E., a distance of 142.17 feet to a point;
9. N. 83°03'08"E., a distance of 197.14 feet to a point;
10. N. 74°11'33"E., a distance of 85.73 feet to a point;
11. N. 77°52'58"E., a distance of 142.81 feet to a point;
12. N. 67°36'19"E., a distance of 334.14 feet to a point;
13. N. 53°55'17"E., a distance of 20.16 feet to a point;

Thence, along the boundaries of lands now or formerly of "Corning Consumer Products
Company"(see Liber 1327 of Deeds, Page 237 and Liber 1343 of Deeds, Page 106),
the following six (6) courses:

1. S. 27°35'20"E., a distance of 255.36 feet to a point;
2. S. 69°56'09"E., a distance of 47.42 feet to a point;
3. S. 00°53'10"W., a distance of 91.02 feet to a point;
4. S. 75°30'09"E., a distance of 205.60 feet to a point;
5. N. 15°17'01"E., a distance of 64.75 feet to a point;
6. S. 74°22'03"E., a distance of 226.52 feet to a point on the aforesaid westerly
boundary of Steuben Street;

Thence S. 13°47'10"W., along said westerly boundary of Steuben Street a distance
of 514.65 feet to the point or place of beginning;

Being 21.15 acres of land, more or less.

ENVIRONMENTAL EASEMENT DESCRIPTION BCP SITE #C851031

"Intending to describe part of property conveyed by Deed dated January 29, 2002 and recorded in the Steuben County Clerk's Office in Liber 1755 at Page 80".

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

Beginning at a point on the westerly boundary of Steuben Street, +/- 19.5 feet northerly from the intersection of said street boundary with the northerly boundary of Tioga Avenue;

Thence through the lands of Corning Property Management Corp. (see Liber 1755 of Deeds, page 80 in the Steuben County Clerk's Office) the following 12 courses and distances:

1. N. 76°14'20"W., a distance of 1065.96 feet;
2. N. 82°02'15"W., a distance of 67.94 feet;
3. N. 75°16'06"W., a distance of 377.07 feet;
4. N. 14°13'06"E., a distance of 149.12 feet;
5. N. 84°14'08"E., a distance of 111.21 feet;
6. N. 83°03'50"E., a distance of 121.05 feet;
7. N. 80°45'52"E., a distance of 102.25 feet;
8. N. 77°21'08"E., a distance of 119.71 feet;
9. N. 79°26'04"E., a distance of 113.74 feet;
10. N. 79°07'04"E., a distance of 125.44 feet;
11. N. 70°32'13"E., a distance of 116.40 feet;
12. N. 63°21'48"E., a distance of 238.59 feet to a point on the westerly boundary of lands of WKI Holding Company, Inc. (see Liber 1719 of Deeds, page 164 in said Steuben County Clerk's Office);

Thence along the last mentioned boundary the following 6 courses and distances:

1. S. 27°35'20"E., a distance of 139.78 feet;
2. S. 69°56'09"E., a distance of 47.42 feet;
3. S. 00°53'10"W., a distance of 91.02 feet;
4. S. 75°30'09"E., a distance of 205.60 feet;
5. N. 15°17'01"E., a distance of 64.75 feet;
6. S. 74°22'03"E., a distance of 226.52 feet to a point on said westerly boundary of Steuben Street;

Thence S. 13°47'10"W., along said Steuben Street a distance of 495.17 feet to the Point or Place of Beginning;

Being 14.183 acres of land, more or less.

LIMITS OF AREA WHERE A LOW PERMEABILITY COVER IS REQUIRED TO BE MAINTAINED UNLESS FILL SOILS ARE REMOVED AS SPECIFIED IN THE SITE MANAGEMENT PLAN

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

Beginning at a point on the westerly boundary of Steuben Street, 411.95 feet northerly from the intersection of said street boundary with the northerly boundary of Tioga Avenue;

Thence through the lands of Corning Property Management Corp. (see Liber 1755 of Deeds, page 80 in the Steuben County Clerk's Office) the following 30 courses and distances:

1. N. 76°01'34"W., along the southerly face of a railroad building, a distance of 165.92 feet;
2. S. 13°58'26"W., a distance of 56.10 feet;
3. S. 64°05'11"W., a distance of 112.27 feet;
4. N. 61°38'58"W., a distance of 95.95 feet;
5. S. 72°11'02"W., a distance of 120.41 feet;
6. N. 65°35'24"W., a distance of 217.71 feet;
7. N. 77°03'54"W., a distance of 154.48 feet;
8. S. 60°45'08"W., a distance of 173.94 feet;
9. N. 10°33'13"E., a distance of 138.57 feet;
10. N. 48°48'19"E., a distance of 98.70 feet;
11. S. 75°42'25"E., a distance of 150.10 feet;
12. N. 14°38'24"E., a distance of 39.57 feet;
13. S. 75°53'29"E., along the southerly side of a railroad spur, a distance of 287.02 feet;
14. S. 76°24'08"E., continuing along the southerly side of said railroad spur, a distance of 259.97 feet to the west face of the above said railroad building;
15. N. 13°45'04"E., along said building, a distance of 17.26 feet;
16. N. 76°20'57"W., along the northerly side of railroad spurs, a distance of 357.62 feet;
17. N. 13°55'09"E., continuing along said spur, a distance of 18.04 feet;
18. N. 73°43'50"W., continuing along said spur, a distance of 64.93 feet;
19. N. 00°00'00"E., continuing along said spur, a distance of 15.51 feet;
20. N. 83°35'07"W., continuing along said spur, a distance of 216.39 feet;
21. N. 88°53'12"W., continuing along said spur, a distance of 43.33 feet;
22. N. 79°07'04"E., a distance of 8.26 feet;
23. N. 70°32'13"E., a distance of 116.40 feet to a point on the westerly side of an electrical sub-station;
24. S. 19°16'33"E., along said sub-station, a distance of 32.53 feet;
25. S. 89°17'43"E., along said sub-station, a distance of 54.59 feet;
26. N. 25°57'20"W., along said sub-station, a distance of 11.07 feet;
27. N. 56°55'29"E., along said sub-station, a distance of 15.75 feet;
28. N. 63°58'19"E., along said sub-station, a distance of 36.79 feet;
29. N. 26°03'04"W., along said sub-station, a distance of 44.90 feet;
30. N. 63°21'48"E., a distance of 141.17 feet to a point on the westerly boundary of lands of WKI Holding Company, Inc. (see Liber 1719 of Deeds, page 164 in said Steuben County Clerk's Office);

Thence along the last mentioned boundary the following 5 courses and distances:

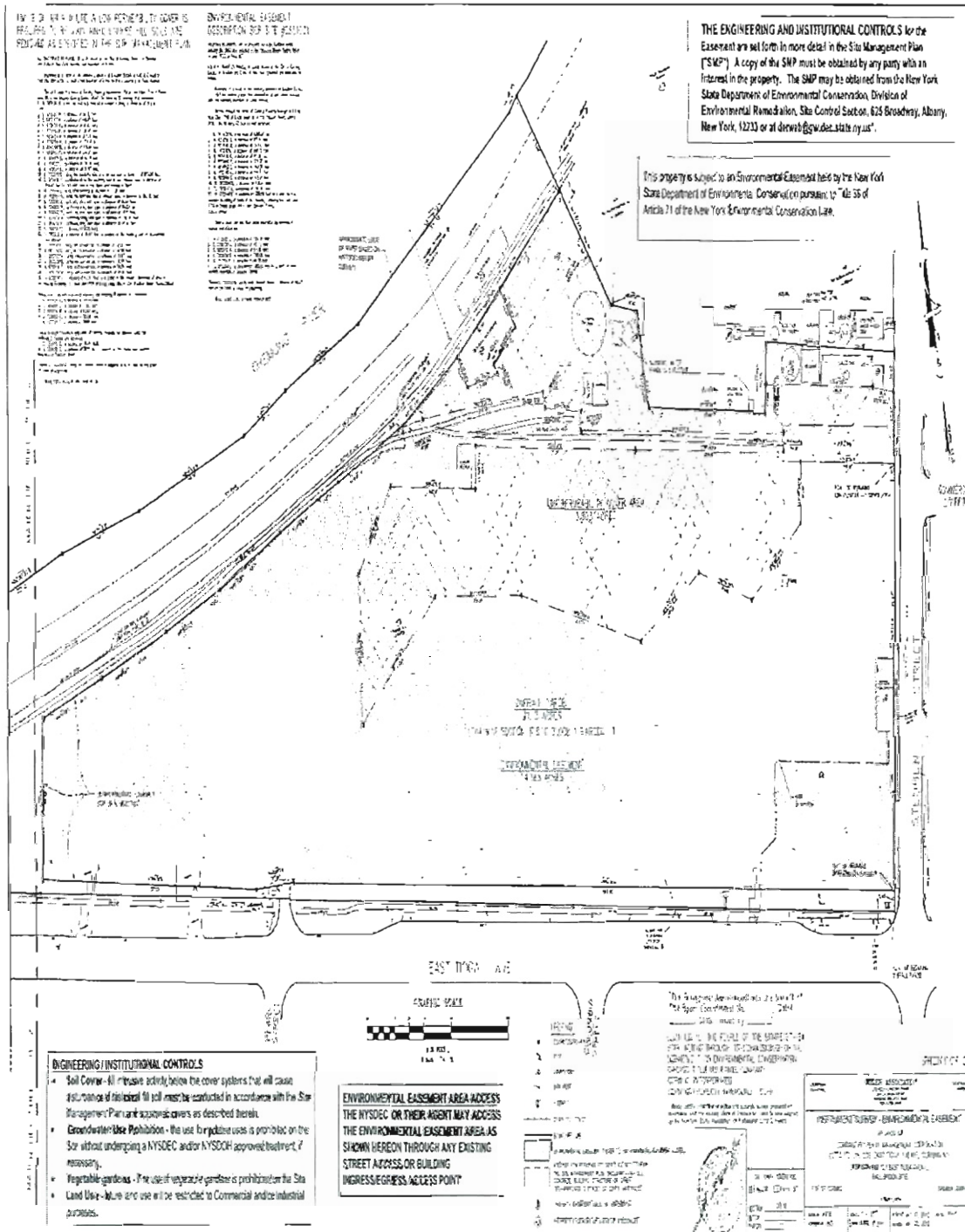
1. S. 27°35'20"E., a distance of 139.78 feet;
2. S. 69°56'09"E., a distance of 47.42 feet;
3. S. 00°53'10"W., a distance of 91.02 feet;
4. S. 75°30'09"E., a distance of 205.60 feet;
5. N. 15°17'01"E., a distance of 25.98 feet;

Thence through the above said lands of Corning Property Management Corp. the following 2 courses and distances:

1. S. 75°54'53"E., a distance of 189.41 feet;
2. S. 72°01'28"E., a distance of 38.11 feet to a point on the above westerly boundary of Steuben Street;

Thence S. 13°47'10"W., along said Steuben Street a distance of 67.47 feet to the Point or Place of Beginning; Being 3.803 acres of land, more or less.

SURVEY





27 March 2012
File No. 33123-017

City of Corning
1 Civic Center Plaza
Corning, New York 14830

Attention: City Clerk

Subject: Corning Incorporated Environmental Easement
Former 213, 219 and 239 East Tioga Avenue, Corning, New York
Tax Map No. Section 318.10, Block 1, Parcel 1.1

Dear Sir or Madam:

On behalf of Corning Incorporated and Corning Property Management Corporation (collectively "Corning"), we are providing this letter as the required notice of an Environmental Easement recorded at a parcel owned by Corning Property Management Corporation at the former Fall Brook Site. Attached please find a copy of an environmental easement granted to the New York State Department of Environmental Conservation ("DEC")

The Environmental Easement for the above referenced property has been filed in the Steuben County Clerk's Office on March 16th 2012, at Liber 2377, Page 5 of Deeds, by Corning Property Management Corporation, for property at former 213, 219 and 239 East Tioga Avenue, Corning, New York, Tax Map No. Section 318.10, Block 1, Parcel 1.1, DEC Site No: C851031.

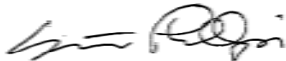
This site has been remediated under the oversight of the New York State Department of Environmental Conservation under the Brownfield Cleanup Program. This site was historically used by Corning Incorporated as a glass manufacturing facility. The remedial and monitoring objectives related to environmental contaminants have been performed to the DEC's satisfaction and any residuals are being addressed through engineering and institutional controls at the site, as described below. These controls were approved by the DEC and include a 14.183-acre Environmental Easement. This Environmental Easement has been granted by Corning to the DEC in accordance with Article 71, Title 36 of New York State Environmental Conservation Law.

This Environmental Easement restricts the site to commercial and/or industrial use. Corning's plan to construct a passive use park for public use on a portion of the property subject to easement is consistent with these use restrictions. This easement also requires compliance with a Site Management Plan ("SMP"), a copy of which is on file with the DEC. The SMP, incorporated into the Environmental Easement, requires maintenance of an approved cover

system in accordance with the SMP and prohibits the use of groundwater for potable purposes without undergoing DEC or NYS Department of Health approved treatment (if necessary). The SMP also prohibits the use of vegetable gardens at the site.

Failure to Comply with the terms and conditions of the Environmental Easement may subject violators to penalties of up to \$37,500 per day for violation of 6 NYCRR 375-1.11(b).

Sincerely yours,
HALEY & ALDRICH OF NEW YORK



Steven H. Phillips
Project Manager

Enclosure

Cc: Tracy Hall, Corning Incorporated
Linda Houser, Corning Incorporated
Mike Ford, Corning Incorporated

Judith M. Hunter, County Clerk
3 East Pulteney Square
Bath, NY 14810
(607) 776-9631

Steuben County Clerk Recording Cover Sheet

Received From :
CHICAGO TITLE
10 W PULTENEY SQ SUITE 104
BATH, NY 14810

Return To :
CORNING INCORPORATED
ATTN LINDA HOUSER
ONE RIVERFRONT PLAZA
CORNING, NY 14831

First GRANTOR

CORNING PROPERTY MANAGEMENT CORPORATION

First GRANTEE

NYS PEOPLE

Index Type : Deeds

Book : 2377

Page : 75

Type of Instrument : Easements

Type of Transaction : Miscellaneous Deed Item W/ Tp584

Recording Fee : \$105.00

Recording Pages : 12 ✓

Real Estate Transfer Tax

RETT # : 2265 ✓

Deed Amount : \$0.00 ✓

RETT Amount : \$0.00

Total Fees : \$105.00

State of New York

County of Steuben

I hereby certify that the within and foregoing was
recorded in the Clerk's office for Steuben County,
New York

On (Recorded Date) : 03/16/2012

At (Recorded Time) : 9:59:09 AM



Doc ID - 005940860012

Judith M. Hunter
Judith M. Hunter, County Clerk



**ENVIRONMENTAL EASEMENT GRANTED PURSUANT TO ARTICLE 71, TITLE 36
OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW**

THIS INDENTURE made this 5th day of MARCH, 2012, between Owner(s) Corning Property Management Corporation, having an office at One Riverfront Plaza, Corning, NY 14831, County of Steuben, State of New York (the "Grantor"), and The People of the State of New York (the "Grantee."), acting through their Commissioner of the Department of Environmental Conservation (the "Commissioner", or "NYSDEC" or "Department" as the context requires) with its headquarters located at 625 Broadway, Albany, New York 12233.

WHEREAS, the Legislature of the State of New York has declared that it is in the public interest to encourage the remediation of abandoned and likely contaminated properties ("sites") that threaten the health and vitality of the communities they burden while at the same time ensuring the protection of public health and the environment; and

WHEREAS, the Legislature of the State of New York has declared that it is in the public interest to establish within the Department a statutory environmental remediation program that includes the use of Environmental Easements as an enforceable means of ensuring the performance of operation, maintenance, and/or monitoring requirements and the restriction of future uses of the land, when an environmental remediation project leaves residual contamination at levels that have been determined to be safe for a specific use, but not all uses, or which includes engineered structures that must be maintained or protected against damage to perform properly and be effective, or which requires groundwater use or soil management restrictions; and

WHEREAS, the Legislature of the State of New York has declared that Environmental Easement shall mean an interest in real property, created under and subject to the provisions of Article 71, Title 36 of the New York State Environmental Conservation Law ("ECL") which contains a use restriction and/or a prohibition on the use of land in a manner inconsistent with engineering controls which are intended to ensure the long term effectiveness of a site remedial program or eliminate potential exposure pathways to hazardous waste or petroleum; and

WHEREAS, Grantor, is the owner of real property located at the address of East Tioga Avenue (Fall Brook Site, of former address numbers 213, 219 and 239) in the City of Corning, County of Steuben and State of New York, known and designated on the tax map of the County Clerk of Steuben as tax map parcel numbers: Section 318.10 Block 1 Lot 1.1, being the same as that property conveyed to Grantor by deed dated January 29, 2002 and recorded in the Steuben County Clerk's Office in Liber 1755 at Page 80. The property subject to this Environmental Easement (the "Controlled Property") comprises approximately 14.183 +/- acres, and is hereinafter more fully described in the Land Title Survey dated April 18, 2011 prepared by Weiler Associates, which will be attached to the Site Management Plan. The Controlled Property description is set forth in and attached hereto as Schedule A; and

WHEREAS, the Department accepts this Environmental Easement in order to ensure the protection of public health and the environment and to achieve the requirements for remediation established for the Controlled Property until such time as this Environmental Easement is extinguished pursuant to ECL Article 71, Title 36; and

NOW THEREFORE, in consideration of the mutual covenants contained herein and the terms and conditions of BCA Index No. B8-0767-08-01, Grantor conveys to Grantee a permanent Environmental Easement pursuant to ECL Article 71, Title 36 in, on, over, under, and upon the Controlled Property as more fully described herein ("Environmental Easement")

1. Purposes. Grantor and Grantee acknowledge that the Purposes of this Environmental Easement are: to convey to Grantee real property rights and interests that will run with the land in perpetuity in order to provide an effective and enforceable means of encouraging the reuse and redevelopment of this Controlled Property at a level that has been determined to be safe for a specific use while ensuring the performance of operation, maintenance, and/or monitoring requirements; and to ensure the restriction of future uses of the land that are inconsistent with the above-stated purpose.

2. Institutional and Engineering Controls. The controls and requirements listed in the Department approved Site Management Plan ("SMP") including any and all Department approved amendments to the SMP are incorporated into and made part of this Environmental Easement. These controls and requirements apply to the use of the Controlled Property, run with the land, are binding on the Grantor and the Grantor's successors and assigns, and are enforceable in law or equity against any owner of the Controlled Property, any lessees and any person using the Controlled Property.

A. (1) The Controlled Property may be used for:

Commercial as described in 6 NYCRR Part 375-1.8(g)(2)(iii) and Industrial as described in 6 NYCRR Part 375-1.8(g)(2)(iv)

(2) All Engineering Controls must be operated and maintained as specified in the Site Management Plan (SMP);

(3) All Engineering Controls must be inspected at a frequency and in a manner defined in the SMP.

(4) Groundwater and other environmental or public health monitoring must be performed as defined in the SMP;

(5) Data and information pertinent to Site Management of the Controlled Property must be reported at the frequency and in a manner defined in the SMP;

(6) All future activities on the property that will disturb remaining contaminated material must be conducted in accordance with the SMP;

(7) Monitoring to assess the performance and effectiveness of the remedy must be performed as defined in the SMP.

(8) Operation, maintenance, monitoring, inspection, and reporting of any mechanical or physical components of the remedy shall be performed as defined in the SMP.

(9) Access to the site must be provided to agents, employees or other representatives of the State of New York with reasonable prior notice to the property owner to assure compliance with the restrictions identified by this Environmental Easement.

B. The Controlled Property shall not be used for Residential or Restricted Residential purposes as defined in 6NYCRR 375-1.8(g)(2)(i) and (ii), and the above-stated engineering controls may not be discontinued without an amendment or extinguishment of this Environmental Easement.

C. The SMP describes obligations that the Grantor assumes on behalf of Grantor, its successors and assigns. The Grantor's assumption of the obligations contained in the SMP which may include sampling, monitoring, and/or operating a treatment system, and providing certified reports to the NYSDEC, is and remains a fundamental element of the Department's determination that the Controlled Property is safe for a specific use, but not all uses. The SMP may be modified in accordance with the Department's statutory and regulatory authority. The Grantor and all successors and assigns, assume the burden of complying with the SMP and obtaining an up-to-date version of the SMP from:

Site Control Section
Division of Environmental Remediation
NYSDEC
625 Broadway
Albany, New York 12233
Phone: (518) 402-9553

D. Grantor must provide all persons who acquire any interest in the Controlled Property a true and complete copy of the SMP that the Department approves for the Controlled Property and all Department-approved amendments to that SMP.

E. Grantor covenants and agrees that until such time as the Environmental Easement is extinguished in accordance with the requirements of ECL Article 71, Title 36 of the ECL, the property deed and all subsequent instruments of conveyance relating to the Controlled Property shall state in at least fifteen-point bold-faced type:

This property is subject to an Environmental Easement held by the New York State Department of Environmental Conservation pursuant to Title 36 of Article 71 of the Environmental Conservation Law.

F. Grantor covenants and agrees that this Environmental Easement shall be incorporated in full or by reference in any leases, licenses, or other instruments granting a right to use the Controlled Property.

G. Grantor covenants and agrees that it shall annually, or such time as NYSDEC may allow, submit to NYSDEC a written statement by an expert the NYSDEC may find acceptable certifying under penalty of perjury, in such form and manner as the Department may require, that:

[6/11]

(1) the inspection of the site to confirm the effectiveness of the institutional and engineering controls required by the remedial program was performed under the direction of the individual set forth at 6 NYCRR Part 375-1.8(h)(3).

(2) the institutional controls and/or engineering controls employed at such site:
(i) are in-place;
(ii) are unchanged from the previous certification, or that any identified changes to the controls employed were approved by the NYSDEC and that all controls are in the Department-approved format; and

(iii) that nothing has occurred that would impair the ability of such control to protect the public health and environment;

(3) the owner will continue to allow access to such real property to evaluate the continued maintenance of such controls;

(4) nothing has occurred that would constitute a violation or failure to comply with any site management plan for such controls;

(5) the report and all attachments were prepared under the direction of, and reviewed by, the party making the certification;

(6) to the best of his/her knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted engineering practices; and

(7) the information presented is accurate and complete.

3. Right to Enter and Inspect. Grantee, its agents, employees, or other representatives of the State may enter and inspect the Controlled Property in a reasonable manner and at reasonable times to assure compliance with the above-stated restrictions.

4. Reserved Grantor's Rights. Grantor reserves for itself, its assigns, representatives, and successors in interest with respect to the Property, all rights as fee owner of the Property, including:

A. Use of the Controlled Property for all purposes not inconsistent with, or limited by the terms of this Environmental Easement;

B. The right to give, sell, assign, or otherwise transfer part or all of the underlying fee interest to the Controlled Property, subject and subordinate to this Environmental Easement;

5. Enforcement

A. This Environmental Easement is enforceable in law or equity in perpetuity by Grantor, Grantee, or any affected local government, as defined in ECL Section 71-3603, against the owner of the Property, any lessees, and any person using the land. Enforcement shall not be defeated because of any subsequent adverse possession, laches, estoppel, or waiver. It is not a defense in any action to enforce this Environmental Easement that: it is not appurtenant to an interest in real property; it is not of a character that has been recognized traditionally at common law; it imposes a negative burden; it imposes affirmative obligations upon the owner of any interest in the burdened property; the benefit does not touch or concern real property; there is no privity of estate or of contract; or it imposes an unreasonable restraint on alienation.

B. If any person violates this Environmental Easement, the Grantee may revoke the Certificate of Completion with respect to the Controlled Property.

C. Grantee shall notify Grantor of a breach or suspected breach of any of the terms of this Environmental Easement. Such notice shall set forth how Grantor can cure such breach or suspected breach and give Grantor a reasonable amount of time from the date of receipt of notice in which to cure. At the expiration of such period of time to cure, or any extensions granted by Grantee, the Grantee shall notify Grantor of any failure to adequately cure the breach or suspected breach, and Grantee may take any other appropriate action reasonably necessary to remedy any breach of this Environmental Easement, including the commencement of any proceedings in accordance with applicable law.

D. The failure of Grantee to enforce any of the terms contained herein shall not be deemed a waiver of any such term nor bar any enforcement rights.

6. Notice. Whenever notice to the Grantee (other than the annual certification) or approval from the Grantee is required, the Party providing such notice or seeking such approval shall identify the Controlled Property by referencing the following information:

County, NYSDEC Site Number, NYSDEC Brownfield Cleanup Agreement, State Assistance Contract or Order Number, and the County tax map number or the Liber and Page or computerized system identification number.

Parties shall address correspondence to: Site Number: C 851031
Office of General Counsel
NYSDEC
625 Broadway
Albany New York 12233-5500

With a copy to: Site Control Section
Division of Environmental Remediation
NYSDEC
625 Broadway
Albany, NY 12233

All notices and correspondence shall be delivered by hand, by registered mail or by Certified mail and return receipt requested. The Parties may provide for other means of receiving and communicating notices and responses to requests for approval.

7. Recordation. Grantor shall record this instrument, within thirty (30) days of execution of this instrument by the Commissioner or her/his authorized representative in the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

8. Amendment. Any amendment to this Environmental Easement may only be executed by the Commissioner of the New York State Department of Environmental Conservation or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

9. Extinguishment. This Environmental Easement may be extinguished only by a release by the Commissioner of the New York State Department of Environmental Conservation, or the Commissioner's Designee, and filed with the office of the recording officer for the county or counties where the Property is situated in the manner prescribed by Article 9 of the Real Property Law.

10. Joint Obligation. If there are two or more parties identified as Grantor herein, the obligations imposed by this instrument upon them shall be joint and several.

IN WITNESS WHEREOF, Grantor has caused this instrument to be signed in its name.

Grantor: ~~Corning~~ Property Management Corporation

By: 


Print Name: Richard T. Weakland

Title: President Date: _____

Grantor's Acknowledgment

STATE OF NEW YORK)
) ss:
COUNTY OF STEUBEN)

On the 2nd day of March, in the year 20 12, before me, the undersigned, personally appeared Richard T. Weakland, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public - State of New York
My Comm. Expires: 12/31/15
My Comm. No: 45Steuben Co.

THIS ENVIRONMENTAL EASEMENT IS HEREBY ACCEPTED BY THE PEOPLE OF THE STATE OF NEW YORK, Acting By and Through the Department of Environmental Conservation as Designee of the Commissioner.

By:

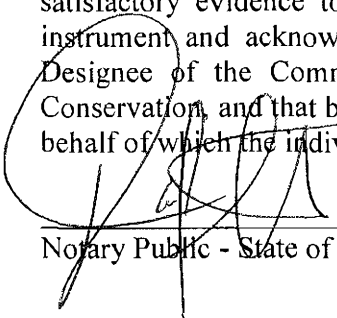


Robert W. Schick, Acting Director
Division of Environmental Remediation

Grantee's Acknowledgment

STATE OF NEW YORK)
) ss:
COUNTY OF ALBANY)

On the 8th day of March, in the year 2012, before me, the undersigned, personally appeared Robert W. Schick, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/ executed the same in his/her/ capacity as Designee of the Commissioner of the State of New York Department of Environmental Conservation, and that by his/her/ signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Notary Public - State of New York

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

SCHEDULE "A" PROPERTY DESCRIPTION

Address: East Tioga Avenue (former address numbers 213, 219 and 239), Corning, NY

Tax Map: 318.10 – 1 – 1.1

OVERALL PARCEL DESCRIPTION

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

Beginning at the intersection of the westerly boundary of Steuben Street and
the northerly boundary of East Tioga Avenue;

Thence N. 75°59'40"W., along said northerly boundary of East Tioga Avenue a
distance of 2,590.23 feet to a point;

Thence, along the southeasterly and easterly boundaries of lands now or formerly
Of "The City of Corning Urban Renewal Agency"(see Liber 961 of Deeds, Page 975),
the following five (5) courses:

1. S. 80°50'53"E., a distance of 62.52 feet to a point;
2. S. 86°30'26"E., a distance of 58.70 feet to a point;
3. N. 32°38'47"E., a distance of 18.30 feet to a point;
4. S. 85°05'27"E., a distance of 63.00 feet to a point;
5. N. 10°05'13"E., a distance of 80.91 feet to the southerly edge of the Chemung River;

Thence, along said southerly edge of the Chemung River, the following thirteen (13) courses:

1. S. 80°09'14"E., a distance of 8.08 feet to a point;
2. S. 63°12'59"E., a distance of 125.25 feet to a point;
3. S. 82°38'33"E., a distance of 75.02 feet to a point;
4. N. 88°56'08"E., a distance of 226.88 feet to a point;
5. N. 89°18'01"E., a distance of 136.82 feet to a point;
6. S. 87°06'02"E., a distance of 169.98 feet to a point;
7. N. 82°50'37"E., a distance of 222.16 feet to a point;
8. N. 87°21'31"E., a distance of 142.17 feet to a point;
9. N. 83°03'08"E., a distance of 197.14 feet to a point;
10. N. 74°11'33"E., a distance of 85.73 feet to a point;
11. N. 77°52'58"E., a distance of 142.81 feet to a point;
12. N. 67°36'19"E., a distance of 334.14 feet to a point;
13. N. 53°55'17"E., a distance of 20.16 feet to a point;

Thence, along the boundaries of lands now or formerly of "Corning Consumer Products
Company"(see Liber 1327 of Deeds, Page 237 and Liber 1343 of Deeds, Page 106),
the following six (6) courses:

1. S. 27°35'20"E., a distance of 255.36 feet to a point;
2. S. 69°56'09"E., a distance of 47.42 feet to a point;
3. S. 00°53'10"W., a distance of 91.02 feet to a point;
4. S. 75°30'09"E., a distance of 205.60 feet to a point;
5. N. 15°17'01"E., a distance of 64.75 feet to a point;
6. S. 74°22'03"E., a distance of 226.52 feet to a point on the aforesaid westerly
boundary of Steuben Street;

Thence S. 13°47'10"W., along said westerly boundary of Steuben Street a distance
of 514.65 feet to the point or place of beginning;

Being 21.15 acres of land, more or less.

ENVIRONMENTAL EASEMENT DESCRIPTION BCP SITE #C851031

"Intending to describe part of property conveyed by Deed dated January 29, 2002 and recorded in the Steuben County Clerk's Office in Liber 1755 at Page 80".

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

Beginning at a point on the westerly boundary of Steuben Street, +/- 19.5 feet northerly from the intersection of said street boundary with the northerly boundary of Tioga Avenue;

Thence through the lands of Corning Property Management Corp. (see Liber 1755 of Deeds, page 80 in the Steuben County Clerk's Office) the following 12 courses and distances:

1. N. 76°14'20"W., a distance of 1065.96 feet;
2. N. 82°02'15"W., a distance of 67.94 feet;
3. N. 75°16'06"W., a distance of 377.07 feet;
4. N. 14°13'06"E., a distance of 149.12 feet;
5. N. 84°14'08"E., a distance of 111.21 feet;
6. N. 83°03'50"E., a distance of 121.05 feet;
7. N. 80°45'52"E., a distance of 102.25 feet;
8. N. 77°21'08"E., a distance of 119.71 feet;
9. N. 79°26'04"E., a distance of 113.74 feet;
10. N. 79°07'04"E., a distance of 125.44 feet;
11. N. 70°32'13"E., a distance of 116.40 feet;
12. N. 63°21'48"E., a distance of 238.59 feet to a point on the westerly boundary of lands of WKI Holding Company, Inc. (see Liber 1719 of Deeds, page 164 in said Steuben County Clerk's Office);

Thence along the last mentioned boundary the following 6 courses and distances:

1. S. 27°35'20"E., a distance of 139.78 feet;
2. S. 69°56'09"E., a distance of 47.42 feet;
3. S. 00°53'10"W., a distance of 91.02 feet;
4. S. 75°30'09"E., a distance of 205.60 feet;
5. N. 15°17'01"E., a distance of 64.75 feet;
6. S. 74°22'03"E., a distance of 226.52 feet to a point on said westerly boundary of Steuben Street;

Thence S. 13°47'10"W., along said Steuben Street a distance of 495.17 feet to the Point or Place of Beginning;

Being 14.183 acres of land, more or less.

LIMITS OF AREA WHERE A LOW PERMEABILITY COVER IS REQUIRED TO BE MAINTAINED UNLESS FILL SOILS ARE REMOVED AS SPECIFIED IN THE SITE MANAGEMENT PLAN

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

Beginning at a point on the westerly boundary of Steuben Street, 411.95 feet northerly from the intersection of said street boundary with the northerly boundary of Tioga Avenue;

Thence through the lands of Corning Property Management Corp. (see Liber 1755 of Deeds, page 80 in the Steuben County Clerk's Office) the following 30 courses and distances:

1. N. 76°01'34"W., along the southerly face of a railroad building, a distance of 165.92 feet;
2. S. 13°58'26"W., a distance of 56.10 feet;
3. S. 64°05'11"W., a distance of 112.27 feet;
4. N. 61°38'58"W., a distance of 95.95 feet;
5. S. 72°11'02"W., a distance of 120.41 feet;
6. N. 65°35'24"W., a distance of 217.71 feet;
7. N. 77°03'54"W., a distance of 154.48 feet;
8. S. 60°45'08"W., a distance of 173.94 feet;
9. N. 10°33'13"E., a distance of 138.57 feet;
10. N. 48°48'19"E., a distance of 98.70 feet;
11. S. 75°42'25"E., a distance of 150.10 feet;
12. N. 14°38'24"E., a distance of 39.57 feet;
13. S. 75°53'29"E., along the southerly side of a railroad spur, a distance of 287.02 feet;
14. S. 76°24'08"E., continuing along the southerly side of said railroad spur, a distance of 259.97 feet to the west face of the above said railroad building;
15. N. 13°45'04"E., along said building, a distance of 17.26 feet;
16. N. 76°20'57"W., along the northerly side of railroad spurs, a distance of 357.62 feet;
17. N. 13°55'09"E., continuing along said spur, a distance of 18.04 feet;
18. N. 73°43'50"W., continuing along said spur, a distance of 64.93 feet;
19. N. 00°00'00"E., continuing along said spur, a distance of 15.51 feet;
20. N. 83°35'07"W., continuing along said spur, a distance of 216.39 feet;
21. N. 88°53'12"W., continuing along said spur, a distance of 43.33 feet;
22. N. 79°07'04"E., a distance of 8.26 feet;
23. N. 70°32'13"E., a distance of 116.40 feet to a point on the westerly side of an electrical sub-station;
24. S. 19°16'33"E., along said sub-station, a distance of 32.53 feet;
25. S. 89°17'43"E., along said sub-station, a distance of 54.59 feet;
26. N. 25°57'20"W., along said sub-station, a distance of 11.07 feet;
27. N. 56°55'29"E., along said sub-station, a distance of 15.75 feet;
28. N. 63°58'19"E., along said sub-station, a distance of 36.79 feet;
29. N. 26°03'04"W., along said sub-station, a distance of 44.90 feet;
30. N. 63°21'48"E., a distance of 141.17 feet to a point on the westerly boundary of lands of WKI Holding Company, Inc. (see Liber 1719 of Deeds, page 164 in said Steuben County Clerk's Office);

Thence along the last mentioned boundary the following 5 courses and distances:

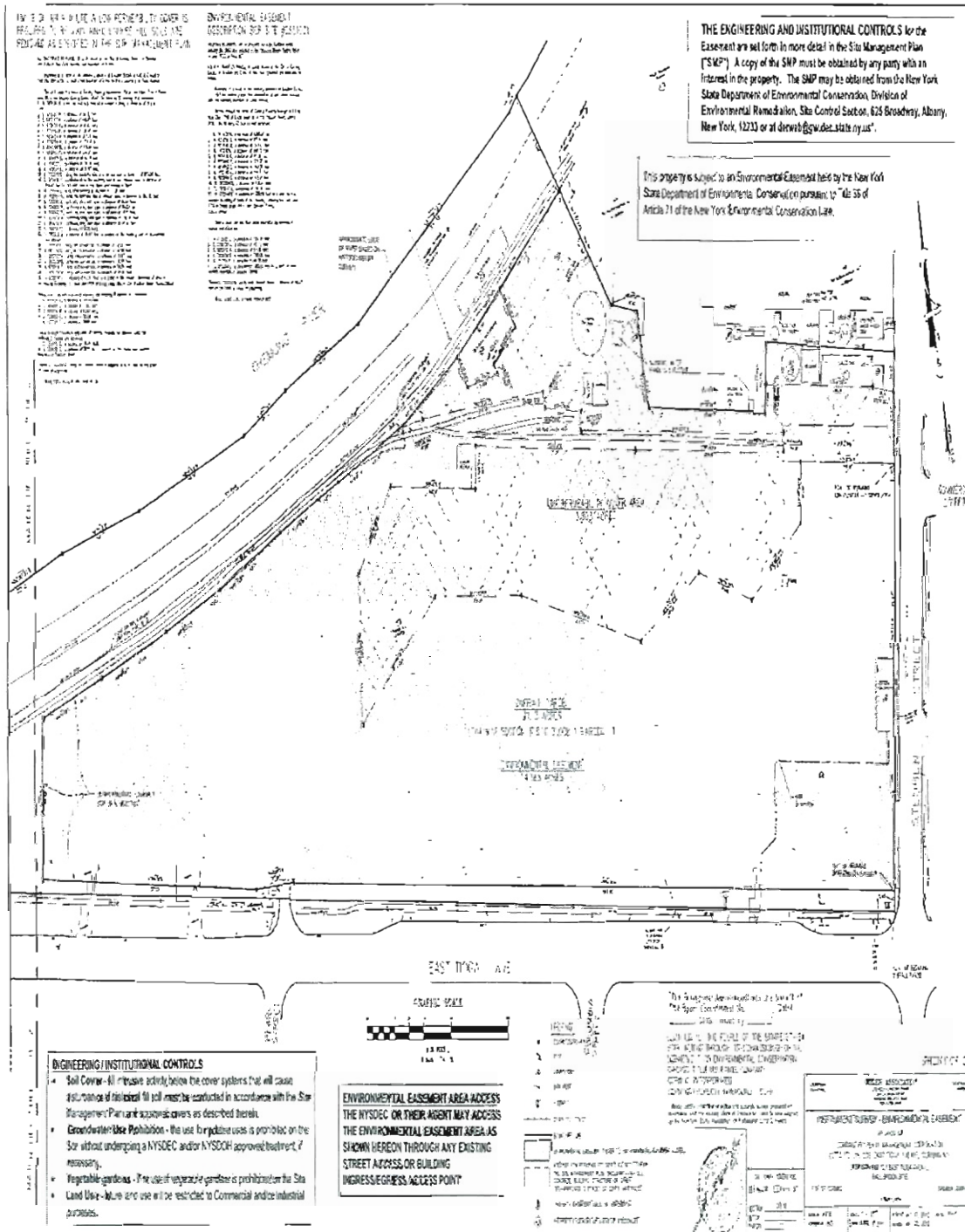
1. S. 27°35'20"E., a distance of 139.78 feet;
2. S. 69°56'09"E., a distance of 47.42 feet;
3. S. 00°53'10"W., a distance of 91.02 feet;
4. S. 75°30'09"E., a distance of 205.60 feet;
5. N. 15°17'01"E., a distance of 25.98 feet;

Thence through the above said lands of Corning Property Management Corp. the following 2 courses and distances:

1. S. 75°54'53"E., a distance of 189.41 feet;
2. S. 72°01'28"E., a distance of 38.11 feet to a point on the above westerly boundary of Steuben Street;

Thence S. 13°47'10"W., along said Steuben Street a distance of 67.47 feet to the Point or Place of Beginning; Being 3.803 acres of land, more or less.

SURVEY



PROOF OF SERVICE

From: trackingupdates@fedex.com [<mailto:trackingupdates@fedex.com>]

Sent: Wednesday, March 28, 2012 11:37 AM

To: Norris, Wanda

Subject: FedEx Shipment 798216154109 Delivered

This tracking update has been requested by:

Company Name: HALEY AND ALDRICH
Name: Wanda Norris
E-mail: wnorris@haleyaldrich.com

Our records indicate that the following shipment has been delivered:

Reference: 33123-017 nonbill
Ship (P/U) date: Mar 27, 2012
Delivery date: Mar 28, 2012 11:31 AM
Sign for by: C.RUSAK
Delivery location: CORNING, NY
Delivered to: Receptionist/Front Desk
Service type: FedEx Standard Overnight
Packaging type: FedEx Envelope
Number of pieces: 1
Weight: 0.50 lb.
Special handling/Services: Adult Signature Required
Deliver Weekday

Tracking number: [798216154109](https://www.fedex.com/track?tracknumber=798216154109)

Shipper Information	Recipient Information
Wanda Norris	City Clerk
HALEY AND ALDRICH	City of Corning
200 Town Centre Drive	1 NASSER CIVIC CENTER PLZ STE 1
Suite 2	CORNING
Rochester	NY
NY	US
US	14830
14623	

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 10:36 AM CDT on 03/28/2012.