Phase I Environmental Site Assessment

Southside Plaza

708-744 Foote Avenue Jamestown, New York

EBI Project No. 11127352

December 21, 2012



Prepared for:

Five Mile Capital Partners, LLC c/o Mr. Scott Leitman Five Mile Capital Partners 301 Tresser Boulevard; 12th floor Stamford, CT 06901

Prepared by:





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December 21, 2012

Five Mile Capital Partners, LLC c/o Mr. Scott Leitman
Five Mile Capital Partners
301 Tresser Boulevard; 12th floor
Stamford, CT 06901

Subject: Phase I Environmental Site Assessment

Southside Plaza

708-744 Foote Avenue, Jamestown, New York

EBI Project No. 11127337

Dear Mr. Leitman:

Attached please find our *Phase I Environmental Site Assessment* (the report) for the above-mentioned asset (the Subject Property). During the survey and research, our surveyor met with agents representing the Subject Property, or agents of the owner, and reviewed the Subject Property and its history. The report was completed according to the terms and conditions authorized by you. This report has been completed in general conformance with the ASTM Standard E 1527-05.

EBI understands and agrees that, in addition to reliance Kasowitz (the "Client"), the report may and shall be relied upon by (i) Five Mile Capital Real Estate Advisors LLC ("Five Mile"), in Five Mile's capacity as special servicer for U.S. Bank, National Association as trustee (the "Trustee") for the registered holders (the "Holders") of LB-UBS Commercial Mortgage Trust 2007-C6, Commercial Mortgage Pass-Through Certificates, Series 2007-C6 (the "Trust"), Successor Trustee to Bank of America National Association, (ii) the Trust, (iii) the Trustee, (iv) the Holders, and/or (v) any loan participants, rating agencies, master or special servicers, and each of their respective successors and assigns. This entire proposal is being presented under the assumption that the services being offered are for the purpose of assisting the Client in providing legal services to Five Mile in connection with a loan secured by the Property. If this report is being ordered for any other purpose, please inform EBI in writing. EBI agrees that, at the option of the Client and Five Mile, the report may be introduced into evidence in a court of law and thereby become a part of the public record. Additionally, to the extent that Five Mile believes that it may be required to provide access to the report to either adverse parties in connection with any litigation, EBI consents to Five Mile providing such access or copies of the same.

There are no intended or unintended third party beneficiaries to this report, except as expressly stated herein.

EBI is an independent contractor, not an employee of either the issuer or the borrower, and its compensation was not based on the findings or recommendations made in the report or on the closing of any business transaction.

We declare that, to the best of our professional knowledge and belief, we meet the definition of Environmental Professional as defined in §312.10 of 40 CFR 312 and we have the specific qualifications based on education, training, and experience to assess a property of the nature, history, and setting of the Subject Property. We have developed and performed the all appropriate inquiries in conformance with the standards and practices set forth in 40 CFR Part 312.

Thank you very much for the opportunity to provide environmental consulting services to Five Mile Capital Real Estate Advisors LLC. Should you have any questions or require additional information, please do contact the undersigned.

Respectfully submitted,

EBI CONSULTING

Kevin J. Kaveny Author/Environmental Scientist Amy M. Wright Reviewer/Senior Scientist (856) 649-9063 Michael McGeehan Vice President/Real Estate Operations

TABLE OF CONTENTS

EXECU	JTIVE	SUMMARY	
I.0 In	TROE	DUCTION	
1.1		pose	
1.2		pe-of-Services	
1.3	Ass	umptions, Limitations and Exceptions	
1.4		cial Terms and Conditions	
1.5		a Gaps	
	-	T PROPERTY DESCRIPTION	
2.1		nership and Location	
2.2		ject Property Improvements	
2.3		rent Use of the Subject Property	
2.4		nicipal Services & Utilities	
2.5		oining Properties	
		ROVIDED INFORMATION	
3.1		e Records	~
3.2		ironmental Liens and Activity and Use Limitations	
3.3		cialized Knowledge	
3.4 3.5		mmonly Known or Reasonably Ascertainable Information	
3.5		uation Reduction for Environmental Issuesner, Property Manager, and Occupant Information	
3.7		son for Performing Phase I ESA	
		OS REVIEW	
4.1		ndard Environmental Records	
	عدد ا.ا.	Federal Agency Database Records	
	.1.1	State and Tribal Agency Database Records	
	.1.2	Local Regulatory Agency Records	
		sical Setting	
	.2.1	Topography	
	2.2	Geology and Soils	
4.	.2.3	Hydrogeology and Hydrology	
4.3	His	torical Use of the Subject Property and Adjoining Properties	
	3.1	Aerial Photographs	18
4.	.3.2	Fire Insurance Maps	19
	.3.3	Topographic Maps	19
	3.4	Street Directories	
	.3.5	Recorded Land Title Records	
	.3.6	Property Tax Records	
	.3.7	Environmental Liens and Activity and Use Limitations	
	.3.8	Previous Environmental Reports	
	.3.9	Other Historical Records and Interviews	
	-	T PROPERTY RECONNAISSANCE	
5.1		hodology and Limiting Conditions	
5.2		ardous Substances and Petroleum Products	
	.2.1	Hazardous Substances and Petroleum Products (Identified Uses)	
	.2.2	Hazardous Substances and Petroleum Products (Unidentified Uses)	
	.2.3	Unidentified Substances Containers	
5.3	vva	ste Generation, Storage, and Disposal	26

APPENDIX H TERMINOLOGY

5.4	Unde	rground Storage Tanks (USTs) & Aboveground Storage Tanks (ASTs)	26
5.4		xisting Storage Tanks	
5.4	1.2 F	ormer Storage Tanks	26
5.5		ontaining Equipment and Polychlorinated Biphenyls (PCBs)	
5.6		ional Site Conditions	
6.0 INT		ws	
7.0 Co	NDITI	ONS OUTSIDE THE SCOPE OF ASTM PRACTICE E 1527-05	30
7.1	Asbes	tos-Containing Material (ACM)	30
7.2	Radoi	1	31
7.3		Based Paint (LBP)	
7.4		n Drinking Water	
7.5	Limite	ed Microbial Survey	32
7.6	Wetl	ands.	32
8.0 FIN	IDINGS	AND OPINIONS	33
9.0 RE	COMM	ENDATIONS	34
10.0 R	FFFRFI	NCES	35
10.0			
APPENI	DIX A	PHOTOGRAPHS	
APPENI	DIX B	FIGURES	
APPENI	DIX C	PRE-SURVEY QUESTIONNAIRE AND OTHER RELEVANT DOCUMENTATION	1
A PPENI	DIX D	PROFESSIONAL QUALIFICATIONS	
A PPENI	DIX E	REGULATORY DATABASE REPORT	
A PPENI	DIX F	HISTORICAL DOCUMENTATION	
A PPENI	DIX G	PORTIONS OF PREVIOUS REPORTS	

EXECUTIVE SUMMARY

At the request of Five Mile Capital Real Estate Advisors LLC, EBI has performed a Phase I Environmental Site Assessment (ESA) of the property located at 708-744 Foote Avenue in Jamestown, New York, herein referred to as the Subject Property. The main objective of this ESA was to identify recognized environmental conditions in connection with the Subject Property, defined in ASTM Practice E 1527-05 as the presence or likely presence of any hazardous substances or petroleum products that indicate an existing release, a past release, or a material threat of a release. This ESA also includes a preliminary evaluation of certain potential environmental conditions that are outside the scope of ASTM Practice E 1527-05.

The Subject Property includes one irregular-shaped parcel, totaling approximately five acres. The Subject Property is currently improved with a retail strip plaza, with a gross rentable area of approximately 60,000± square feet, including seven in-line commercial/retail tenant spaces. One land lease exists in the northern portion of the property that is currently occupied by a McDonald's restaurant building, the interior of which was not inspected. There are no basements present beneath the existing structures. The main plaza building was reportedly constructed in 1955-1960. According to Mr. Gary Davis of Southern Tier Property Maintenance (Site contact), the Site outbuilding occupied by McDonalds was constructed in 1980.

At the time of assessment, the Subject Property was occupied by a retail strip plaza, including seven inline commercial and retail tenant spaces. One vacant tenant space was identified at the time of assessment. There are currently no manufacturing or industrial operations conducted at the Subject Property. EBI was provided with a copy of the most recent tenant list, which is presented in Appendix C.

Below is the Assessment Summary Table presenting our recommended actions for the Subject Property. EBI's Findings and Opinions are presented in Section 8.0, and recommendations for further action or investigation are presented in Section 9.0.

ASSESSMENT SUMMARY TABLE				
Assessment Component	Section(s)	Recommended Actions	Estimated Cost	
Historical Review	4.3	EBI recommends a regulatory file review be conducted at the NYSDEC in order to obtain additional information regarding the Subject Property's RCRA and Brownfields listings, associated with historical operations (gasoline station and dry cleaners) at the Subject Property. Pending the results of the regulatory file review, additional investigation may be warranted.	\$1,000 to conduct the file review	
Current Occupants / Operations	2.3, 5.0	No Further Action		
Hazardous Substances / Petroleum Products	5.2	See Historical Review recommendation above.		
Waste Generation	5.3	No Further Action		
Storage Tanks	5.4	No Further Action		
PCBs	5.5	No Further Action		
Potential Off-site Sources	2.5, 4.1	No Further Action		
Regulatory Agency / Database Review	4.1	See recommendation above.		
Asbestos Containing Materials	7.1	EBI recommends the implementation of the existing Asbestos Operations and Maintenance (O&M) Plan for the Subject Property.	Action Item	
Radon	7.2	No Further Action		
Lead-Based Paint	7.3	No Further Action		
Lead in Drinking Water	7.4	No Further Action		
Mold	7.5	No Further Action		
Wetlands	7.6	No Further Action		

1.0 Introduction

This report documents the findings, opinions, and conclusions of a Phase I Environmental Site Assessment (ESA) of the property located at 708-744 Foote Avenue in Jamestown, New York.

I.I PURPOSE

The purpose of this ESA was to identify recognized environmental conditions and certain environmental conditions outside the scope of ASTM Practice E 1527-05 in connection with the property at the time of the property reconnaissance.

1.2 SCOPE-OF-SERVICES

This ESA was conducted utilizing a standard of good commercial and customary practice that was consistent with the ASTM Practice E 1527-05. Any significant scope-of-work additions, deletions or deviations to ASTM Practice E 1527-05 are noted below or in the corresponding sections of this report. The scope-of-work for this assessment included an evaluation of the following:

- Physical characteristics of the Subject Property through a review of referenced sources for topographic, geologic, soils and hydrologic data.
- Subject Property history through a review of referenced sources such as land deeds, fire insurance maps, city directories, aerial photographs, prior reports, and interviews.
- Current Subject Property conditions, including observations and interviews regarding the following: the presence or absence of hazardous substances or petroleum products; generation, treatment, storage, or disposal of hazardous, regulated, or biomedical waste; equipment that utilizes oils which potentially contain PCBs; and storage tanks (aboveground and underground).
- Usage of surrounding area properties and the likelihood for releases of hazardous substances and petroleum products (if known and/or suspected) to migrate onto the Subject Property.
- Information in referenced environmental agency databases and local environmental records, within specified minimum search distances.
- Past ownership through a review of available prior reports and local municipal file review.

The scope-of-work also included consideration of the following potential environmental conditions that are outside the scope of ASTM Practice E 1527-05: asbestos-containing materials (ACM), lead-based paint (LBP), lead in drinking water, radon, mold, and wetlands.

1.3 Assumptions, Limitations and Exceptions

This Phase I Environmental Site Assessment (the report) has been prepared for the use of Five Mile Capital Real Estate Advisors LLC, in accordance with our Standard Conditions for Engagement and Authorization Letter and Agreement for Environmental Services approved and signed by Five Mile Capital Real Estate Advisors LLC, and with the limitations described below, all of which are integral parts of this report. A copy of the signed Standard Conditions For Engagement and Authorization Letter and Agreement for Environmental Services is maintained at the EBI Consulting office in Burlington, Massachusetts.

EBI has performed this Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Standard E 1527-05, Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process. This report was prepared with no exceptions or deletions from ASTM Standard E 1527-05.

This Phase I Environmental Site Assessment has been prepared to assess a parcel of commercial real estate with respect to the range of contaminants within the scope of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C. §9601) and petroleum products. As such, this practice is intended to permit Five Mile Capital Real Estate Advisors LLC to satisfy one of the requirements to qualify for the innocent landowner, contiguous property owner, or bona fide prospective purchaser limitations on CERCLA liability: that is, the practices that constitute "all appropriate inquiry into the previous ownership and uses of the Subject Property consistent with good commercial or customary practice" as defined in 42 U.S.C. § 9601(35)(B).

In defining a standard of good commercial and customary practice for conducting an environmental site assessment of a parcel of property, the goal of the processes established by this practice is to identify recognized environmental conditions. The term recognized environmental conditions means the presence or likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, ground water, or surface water of the property. The term includes hazardous substances or petroleum products even under conditions in compliance with laws. The term is not intended to include de minimis conditions that generally do not present a threat to human health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis are not recognized environmental conditions.

The information reported was obtained through sources deemed reasonably ascertainable, as defined in ASTM Standard E 1527-05; a visual site survey of areas readily observable, easily accessible or made accessible by the Subject Property contact and interviews with owners, agents, occupants, or other appropriate persons involved with the Subject Property. Municipal information was obtained through review of reasonably ascertainable standard government record sources and interviews with the authorities having jurisdiction over the Subject Property. Findings, conclusions, and recommendations included in the report are based on our visual observations in the field, the municipal information reasonably obtained, information provided by the Client, and/or a review of readily available and supplied documents and drawings. EBI relies completely on the information, whether written, graphic, or verbal, provided by the Subject Property contact or as shown on any documents reviewed or received from the Subject Property contact, owner or agent, or municipal source, and assumes that information to be true and correct. Although there may have been some degree of overlap in the information provided by these various sources, EBI did not attempt to independently verify the accuracy or completeness of all information reviewed or received during the course of these environmental services.

The observations in this report are valid on the date of the investigation. Where access to portions of the Subject Property or to structures on the Subject Property was unavailable or limited, EBI renders no opinion as to the presence of hazardous substances or petroleum products in that portion of the Subject Property or structure. Inaccessible portions of the Subject Property are described below. In addition, EBI renders no opinion as to the presence of, or indirect evidence relating to, hazardous substances or petroleum products where direct observation of the interior walls, floor, or ceiling of a structure was obstructed by objects or coverings on or over these surfaces.

It is acknowledged that EBI judgments shall not be based on scientific or technical tests or procedures beyond the scope of the Services or beyond the time and budgetary constraints imposed by the Client. It is acknowledged further that EBI conclusions shall not rest on pure science but on such considerations as economic feasibility and available alternatives. Client also acknowledges that, because geologic and soil formations are inherently random, variable, and indeterminate in nature, the Services and opinions provided under this Agreement with respect to such Services are not guaranteed to be a representation of actual conditions on the Subject Property, which are also subject to change with time as a result of natural or man-made processes, including water permeation. In performing the Services, EBI shall use that degree of care and skill ordinarily exercised by environmental consultants or engineers performing similar services in the same or similar locality. The standard of care shall be determined solely at the time the Services are rendered and not according to standards utilized at a later date. The Services shall be rendered without any other warranty, expressed or implied, including, without limitation, the warranty of merchantability and the warranty of fitness for a particular purpose.

Client and EBI agree that to the fullest extent permitted by law, EBI shall not be liable to Client for any special, indirect or consequential damages whatsoever, whether caused by EBI's negligence, errors, omissions, strict liability, breach of contract, breach of warranty or other cause or causes whatsoever.

The ASTM Standard E 1527-05 does not encompass analytical testing to evaluate asbestos containing materials, radon, lead-based paint, drinking water quality, indoor air quality, stored chemicals, debris, fill materials, surface water, or subsurface samples (soil and groundwater) as part of a Phase I ESA. Any analytical testing performed at the Subject Property has been conducted in accordance with the Standard Conditions for Engagement and Authorization Letter and Agreement for Environmental Services and the client-specific Scope of Work. Unless otherwise specified herein, such testing involves screening methods intended to provide a broad and approximate evaluation of conditions at readily accessible portions of the Subject Property, limited by project constraints, and should not be construed as a comprehensive program designed to comply with a specific regulatory program. If a thorough and regulatory-compliant study is warranted based on the findings of the Phase I ESA, EBI will recommend the appropriate further investigation. In certain cases, quantitative laboratory testing is performed as part of the assessment and analyses have been conducted by an outside laboratory. EBI relies upon the data provided by the outside laboratory, and has not conducted an independent evaluation of the reliability of this data.

The assessment was conducted in a manner consistent with the level of care and skill ordinarily exercised by members of the profession, and in accordance with generally accepted practices of other consultants currently practicing in the same locality under similar conditions. No other representation, expressed or implied, and no warranty or guarantee is included or intended. The report speaks only as of its date, in the absence of a specific written update of the report, signed and delivered by EBI.

Additional information that becomes available after our survey and draft submission concerning the Subject Property should be provided to EBI so that our conclusions may be revised and modified if necessary, at additional cost. This report has been prepared in accordance with our Standard Conditions for Engagement, which is an integral part of this report.

I.4 SPECIAL TERMS AND CONDITIONS

This Phase I Environmental Site Assessment (the report) has been prepared assist Five Mile Capital Real Estate Advisors LLC in determining whether to acquire the Subject Property, foreclose on the Subject Property or in the underwriting of a proposed mortgage loan on the Subject Property described herein, and to identify recognized environmental conditions in connection with the Subject Property described in

this report. Reliance upon this report does not extend to entities or individuals interested in purchasing the Subject Property. Amendments to EBI's limitations as stated herein that may occur after issuance of the report are considered to be included in this report. Payment for the report is made by, and EBI's contract and report extends to Five Mile Capital Real Estate Advisors LLC only, in accordance with our Standard Conditions For Engagement and, Authorization Letter and Agreement for Environmental Services.

1.5 DATA GAPS

Any data gaps identified herein, as defined by ASTM Practice E 1527-05 § 3.2.20, are not considered to have significantly affected the ability to identify recognized environmental conditions in connection with the Subject Property and do not alter the conclusions of this report.



2.0 SUBJECT PROPERTY DESCRIPTION

2.1 OWNERSHIP AND LOCATION

According to the Jamestown, New York Assessor's Office and Mr. Gary Davis, Facility Manager, the Subject Property is currently owned by Southside Station, Inc.

The Subject Property is located at 708-744 Foote Avenue in Jamestown, Chautauqua County, New York. The Subject Property includes one irregular-shaped parcel, identified by the Jamestown, New York Assessor's Office as Parcel ID 404.07-8-3, totaling approximately five acres. The Subject Property is located in the southwest quadrant of the intersection of Foote Avenue and Cole Avenue. Figure I - Location Map depicts the location of the Subject Property on a street map of Jamestown, New York. Figure 2 - Locus Map depicts the location of the Subject Property on the Jamestown, New York United States Geological Survey (USGS) 7.5 Minute Topographic Quadrangle. Figure 3 - Site Plan depicts the configuration of the Subject Property and adjoining properties.

2.2 **SUBJECT PROPERTY IMPROVEMENTS**

The Subject Property is currently improved with a retail strip plaza, with a gross rentable area of approximately 60,000± square feet, including seven in-line commercial/retail tenant spaces. One land lease exists in the northern portion of the property that is currently occupied by a McDonald's restaurant building, the interior of which was not inspected. There are no basements present beneath the existing structures. The main plaza building was reportedly constructed in 1955-1960. According to Mr. Gary Davis of Southern Tier Property Maintenance (Site contact), the Site outbuilding occupied by McDonalds was constructed in 1980. The current retail Plaza building is attached to the southern abutting building that is also a retail plaza.

Areas of the Subject Property surrounding the existing buildings include the following: asphalt-paved surface parking and concrete walkways located in front of each respective building; and, neatly landscaped areas. Asphalt pavement is also present behind each of the buildings providing access to delivery trucks.

2.3 CURRENT USE OF THE SUBJECT PROPERTY

At the time of assessment, the Subject Property was occupied by a retail strip plaza, including seven inline commercial and retail tenant spaces. One vacant tenant space was identified at the time of assessment, which was formerly occupied by Blockbuster Video. There are currently no manufacturing or industrial operations conducted at the Subject Property. EBI was provided with a copy of the most recent tenant list, which is presented in Appendix C. The current tenants and associated operations are summarized in the table below.

CURRENT OCCUPANTS AND OPERATIONS						
Occupant	Location	Operations	Notable Hazardous Substances / Petroleum Products Identified			
Tops Market	Unit I	Grocery store	No			
Gamerz Haven	Unit 2	Video game rental	No			
Vacant	Unit 3	NA	No			
RadioShack	Unit 4	Retail store	No			
U.S. News, Inc.	Unit 5	Retail news/convenience	No			

CURRENT OCCUPANTS AND OPERATIONS					
Occupant	Location	Operations	Notable Hazardous Substances / Petroleum Products Identified		
Spa Nail/Hollywood	Unit 6	Salon	No		
The UPS Store	Unit 7	Retail store	No		

Please refer to Section 5.2 for further discussion regarding hazardous substances and petroleum products at the Subject Property.

2.4 MUNICIPAL SERVICES & UTILITIES

The Subject Property is serviced by the following municipal services and utilities:

MUNICIPAL SERVICES AND UTILITIES					
Utility Provider/Source					
Potable Water Supply	City of Jamestown				
Sewage Disposal System	City of Jamestown				
Electrical Service	Jamestown Board of Public Utilities				
Natural Gas Service	National Fuel				
Oil Service	Not provided to the Subject Property				
Heating/Cooling Systems	Rooftop-mounted electric / natural gas HVAC units. Some supplemental, suspended				
natural gas-fired units in loading areas.					
Emergency Power Natural gas-fired generator within the unit occupied by Top's Market					

2.5 ADJOINING PROPERTIES

Property use in the vicinity of the Subject Property is primarily characterized by retail and commercial development. Residential development is also present in the immediate vicinity of the Subject Property.

	ADJOINING PROPERTIES						
North	The Subject Property is bound to the north by Cole Avenue, beyond which are						
	Orthodontics and an office building.						
South	The Subject Property is bound to the south by a retail plaza, beyond which is a commercial						
	building with no signage, Tastee Corner Café, Keystone Gas Station (111 Marion Street),						
	and Arby's Restaurant (800 Foote Ave.).						
East	The Subject Property is bound to the east by Foote Avenue, beyond which are Pizza Hut						
	(717 Foote Ave.), a Mobil gas station (731 Foote Ave.), M&T Bank (737 Foote Ave.), two						
	residential dwellings, an office building, and Chautaugua Pain Institute (759 Foote Ave.).						
West	The Subject Property is bound to the west by residential dwellings, beyond which are						
	additional dwellings.						

No visual evidence of adverse surficial environmental conditions was observed during the survey of the adjoining properties. However, the eastern adjacent Mobil gas station (731 Foote Avenue) is identified as a registered underground storage tank (UST) facility and is further discussed in Section 4.1.2.

3.0 USER PROVIDED INFORMATION

The following section summarizes information provided by Five Mile Capital Real Estate Advisors LLC with regard to this Phase I Environmental Site Assessment. Additionally, a User Questionnaire was forwarded to the designated Client contact. The User Questionnaire has not been completed and returned to our offices. The information requested in the User Questionnaire is intended to assist in gathering information that may be material to identifying recognized environmental conditions in connection with the Subject Property. Relevant documentation referenced below is presented in Appendix C.

3.1 TITLE RECORDS

Title record information associated with the Subject Property has not been provided to EBI by Five Mile Capital Real Estate Advisors LLC. A detailed discussion regarding review of information obtained from other sources is presented in Section 4.3.5 of this report.

3.2 Environmental Liens and Activity and Use Limitations

Five Mile Capital Real Estate Advisors LLC has provided no information regarding environmental liens or activity and use limitations in connection with the Subject Property. A detailed discussion regarding environmental liens is presented in Section 4.3.7 of this report. A detailed discussion regarding activity and use limitations is presented in Sections 4.1.1 and 4.1.2 of this report.

3.3 SPECIALIZED KNOWLEDGE

Five Mile Capital Real Estate Advisors LLC provided no specialized knowledge that is material to recognized environmental conditions in connection with the Subject Property. EBI was not provided with or made aware of previous environmental assessments or other documentation that is material to recognized environmental conditions in connection with the Subject Property, except as presented in Section 4.3.8 of this report.

3.4 COMMONLY KNOWN OR REASONABLY ASCERTAINABLE INFORMATION

Five Mile Capital Real Estate Advisors LLC has provided no commonly known or reasonably ascertainable information within the local community about the Subject Property that is material to recognized environmental conditions in connection with the Subject Property.

3.5 VALUATION REDUCTION FOR ENVIRONMENTAL ISSUES

Five Mile Capital Real Estate Advisors LLC has provided no information regarding valuation reduction for environmental issues in connection with the Subject Property.

3.6 OWNER, PROPERTY MANAGER, AND OCCUPANT INFORMATION

Five Mile Capital Real Estate Advisors LLC provided contact information for the Subject Property owner, manager and/or occupants.

3.7 REASON FOR PERFORMING PHASE I ESA

Five Mile Capital Real Estate Advisors LLC retained EBI to complete this Phase I Environmental Site Assessment in connection with a real estate transaction.

4.0 RECORDS REVIEW

4.1 STANDARD ENVIRONMENTAL RECORDS

A review of standard environmental databases maintained by Federal, state, and tribal offices was completed through Environmental Data Resources, Inc. (EDR) of Milford, Connecticut. The databases were searched for properties with reported environmental conditions located within approximate minimum search distances as specified by ASTM Standard E 1527-05, by using geocoding information that identified the coordinates of the properties in the databases or by checking the street addresses of practically reviewable non-geocoded "orphan" properties within the same zip code. The database report is presented in Appendix E.

The database report identified 12 "orphan sites." Orphan sites are those sites that could not be accurately mapped or geocoded due to inadequate location information. EBI attempted to locate these sites via vehicular reconnaissance and interviews with personnel familiar with the area. Based on this research, EBI did not identify listed orphan sites within the approximate minimum search distances that may be considered likely to have impacted conditions at the Subject Property.

It should be noted that plotted locations of listed sites are not always accurate. With regard to listings that are determined or suspected to be inaccurate, based on information from other sources such as direct observation or consultation with individuals familiar with the property, EBI uses the best available data when evaluating the location of listed sites discussed below.

The following table provides a summary of the findings of the environmental database report. Specific properties identified within the database report are further discussed below.

SUMMARY OF FEDERAL, STATE, AND TRIBAL AGENCY DATABASE FINDINGS						
Regulatory Database	Approximate Minimum Search Distance	Subject Property Listed	Off-site Listings Within Search Distance			
Federal NPL Sites	1.0 mile	No	0			
Federal Delisted NPL Sites	0.5 mile	No	0			
Federal CERCLIS Sites	0.5 mile	No	0			
Federal CERCLIS NFRAP Sites	0.5 mile	No	0			
Federal RCRA CORRACTS Sites	1.0 mile	No	0			
Federal RCRA non-CORRACTS TSD Sites	0.5 mile	No	0			
Federal RCRA Generators Sites	Property & Adjoining	Yes	0			
Federal Engineering / Institutional Control Sites	0.5 mile	No	0			
Federal ERNS Sites	Property	No	NA			
State and Tribal equivalent NPL / CERCLIS Sites	1.0 / 0.5 mile	No	0			
State and Tribal Spills Sites	Property	Yes	NA			
State and Tribal Landfill or Solid Waste Disposal Sites	0.5 mile	No	0			
State and Tribal Leaking Storage Tank Sites	0.5 mile	No	3			
State and Tribal Registered Storage Tank Sites	Property & Adjoining	No	I			
State and Tribal Engineering / Institutional Control Sites	0.5 mile	No	0			
State and Tribal Voluntary Cleanup Sites	0.5 mile	No	0			
State and Tribal Brownfield Sites	0.5 mile	Yes	0			

4.1.1 Federal Agency Database Records

National Priority List (NPL)

The NPL database, also known as the Superfund List, is a subset of CERCLIS and identifies sites that are ranked as high priority for remedial action under the Federal Superfund Act. Neither the Subject Property nor any sites located within 1.0 mile of the Subject Property were identified on the NPL.

Delisted National Priority List (NPL)

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425(e), sites may be deleted from the NPL where no further response is appropriate. Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on the Delisted NPL database.

Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS)

CERCLIS contains data regarding potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies, and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation and Liability ACT (CERCLA). CERCLIS contains sites that are included on the National Priority List (NPL), as well as sites which are in the screening and assessment phase for possible inclusion on the NPL. Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on the CERCLIS database.

CERCLIS - No Further Remedial Action Planned (CERCLIS-NFRAP)

As of February 1995, CERCLIS sites designated as No Further Remedial Action Planned (NFRAP) have been removed from the CERCLIS list. NFRAP sites may be sites where, following an initial investigation, no contamination was found, contamination was removed without the need for the site to be placed on the NPL, or the contamination was not considered sufficient to warrant Federal Superfund action or NPL consideration. Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on the CERCLIS-NFRAP database.

Resource Conservation and Recovery Act (RCRA) – Corrective Action Tracking System (CORRACTS) RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System (RCRIS). The database includes selective information regarding sites that generate, transport, store, treat, and/or dispose of hazardous waste as defined by RCRA. The RCRA-CORRACTS database identifies TSD facilities that have conducted, or are currently conducting, corrective action(s) as regulated under RCRA. Neither the Subject Property nor any sites located within 1.0 mile of the Subject Property were identified on the RCRA CORRACTS database.

RCRA non-CORRACTS Treatment, Storage and/or Disposal (TSD) Facilities

RCRA non-CORRACTS Treatment, Storage and/or Disposal (TSD) facilities are required to register hazardous waste activity under the Resource Conservation and Recovery Act (RCRA). Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on the RCRA non-CORRACTS TSD database.

RCRA Hazardous Waste Generators

Hazardous waste generators tracked under the Resource Conservation and Recovery Act (RCRA) are classified as either Large Quantity Generators (LQGs), Small Quantity Generators (SQGs), or Conditionally Exempt Small Quantity Generators (CESQG). A RCRA-LQG is defined as a facility that generates over 1,000 kilograms (Kg) of hazardous waste, or over 1 Kg of acutely hazardous waste per EBI Consulting

month. A RCRA-SQG is defined as a facility that generates between 100 Kg and 1,000 Kg of hazardous waste per month. A RCRA-CESQG is defined as a facility that generates less than 100 Kg of hazardous waste, or less than 1 Kg of acutely hazardous waste per month. The Subject was identified on the RCRA Generator database. However, no adjoining properties were identified on the RCRA Generator database. Information regarding the listed site is presented in the following table:

RCRA GENERATORS					
Site	Distance / Direction /	EPA ID No.	Regulatory Status		
	Gradient*		7		
Southside Station, Inc.	Subject	NYR000180117	Current Non-Generator, former		
704-744 Foote Avenue	Property		Large Quantity Generator		
Jamestown, New York			No violations found		

^{*} Presumed hydrogeologic gradient based upon regional topography

One former occupant of the Subject Property, Southside Station, Inc., was listed as a RCRA nongenerator and former RCRA-LQG of hazardous waste. Southside Station was formerly located in the northernmost portion of the Subject Property, in the current location of the McDonald's restaurant. Based upon information presented in the environmental database report, Southside Station, Inc. formerly generated over 1,000 Kg of F002 (spent halogenated solvents including perchloroethylene (PCE) and trichloroethylene (TCE)). No violations were reported for Southside Station, Inc. EBI notes that the start date of hazardous waste generation was July 2007, which is after the construction of the current McDonald's building and after the issuance of a Phase I Environmental Site Assessment report (discussed in Section 4.3.8) recommending a subsurface investigation of the former Southside Station, Inc. gasoline station. Non-generator status was verified January 2012. This database listing may pertain to subsurface investigation or groundwater extraction activities at the Subject Property; however, no documentation regarding such has been provided. EBI notes that the Subject Property is also identified as a Brownfields site, discussed in Section 4.1.2 below, with identified groundwater contamination by PCE, TCE, and breakdown products. Based upon the known contamination of the Subject Property and in conjunction therewith, the identified RCRA listing represents a recognized environmental condition (REC) at the Subject Property.

Federal Engineering Control / Institutional Control Registries

The completion of site cleanup activities may include the implementation of engineering controls or institutional controls as part of the response action. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls. Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on Federal Engineering Control or Institutional Control Registries.

Emergency Response Notification System (ERNS)

ERNS is a national database used to collect information regarding reported releases of petroleum products and/or hazardous substances. The database contains information from spill reports submitted to Federal agencies, including the EPA, the U.S. Coast Guard, the National Response Center, and the U.S. Department of Transportation. A review of this database was conducted in order to determine whether any spills or incidents involving releases of hazardous substances or petroleum products have occurred at the Subject Property. The Subject Property was not identified on the ERNS database.

4.1.2 State and Tribal Agency Database Records

State and Tribal equivalent NPL Sites and CERCLIS Sites

State and tribal equivalent NPL and CERCLIS databases were searched for sites located within 1.0 mile and 0.5 mile of the Subject Property, respectively. Neither the Subject Property nor any sites located within the specified minimum search distances were identified on state and/or tribal databases.

State and Tribal Spills Sites (Spills)

A review of available Spills databases was conducted in order to determine whether any spills or incidents involving releases of hazardous substances or petroleum products have occurred at the Subject Property. The Subject Property was identified on the Spills database. Information regarding the status of the on-site Spill is presented in the following table:

STATE AND TRIBAL EQUIVALENT NPL SITES AND CERCLIS SITES					
Site	Distance / Direction / Gradient*	ID No.	Regulatory Status		
Quality Markets	Subject	342350	Notification Date: 03/21/2005		
738 Foote Avenue	Property		Issue: Delivery truck leaking fuel, 10 gallons		
Jamestown, New York			of diesel fuel released		
			Media Impacted: Pavement		
			Status: Closed		
			Date of Closure: 03/31/2005		

^{*} Presumed hydrogeologic gradient based upon regional topography

Based upon the current regulatory status, it is considered unlikely that conditions associated with the identified on-site Spill represent a current environmental concern to the Subject Property.

State and Tribal Landfill Sites and Solid Waste Disposal Sites

The state and tribal landfill and solid waste disposal site databases identify active or inactive landfill and transfer station facilities, as well as open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites. Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on state or tribal landfill and solid waste disposal site databases.

State and Tribal Leaking Storage Tank Sites

Leaking Storage Tank Sites are properties where releases of hazardous substances or petroleum products from underground storage tanks (USTs) and/or aboveground storage tanks (ASTs) have been identified and reported to state, tribal, or local agencies. The Subject Property was not identified on state or tribal Leaking Storage Tank databases. However, three sites located within 0.5 mile of the Subject Property were identified on state or tribal Leaking Storage Tank databases. Information regarding the listed sites is presented in the following table:

STATE AND TRIBAL LEAKING STORAGE TANK SITES					
Site	Distance / Direction / Gradient*	ID No.	Regulatory Status		
ROBO Car Wash	320 feet /	8905515	Notification Date: 08/31/1989		
Marion & Foote Avenues	Southeast /		Contaminants: Gasoline		
Jamestown, New York	Crossgradient		Media Impacted: Not Reported		
			Status: Closed		
			Date of Closure: 05/22/1990		

STATE AND TRIBAL LEAKING STORAGE TANK SITES					
	Distance /				
Site	Direction /	ID No.	Regulatory Status		
	Gradient*				
SFETKO Property	0.30 miles /	9606906	Notification Date: 06/01/1996		
839-863 Foote Avenue	Southeast /		Contaminants: Gasoline		
Jamestown, New York	Crossgradient		Media Impacted: Soil & GW		
			Status: Closed		
			Date of Closure: 02/04/1997		
Kwik Fill Gas	0.47 miles /	1101792	Notification Date: 05/18/2011		
1781 Foote Avenue	South-southeast/		Contaminants: Gasoline		
Jamestown, New York	Crossgradient		Media Impacted: Soil & GW		
			Status: Closed		
			Date of Closure: 09/08/2011		

^{*} Presumed hydrogeologic gradient based upon regional topography

Based upon the current regulatory status, separating distance, and/or presumed hydrogeologic gradient relative to the Subject Property, it is considered unlikely that conditions associated with the identified Leaking Storage Tank sites represent an environmental concern to the Subject Property.

State and Tribal Registered Storage Tanks

The Subject Property was not identified on state or tribal Registered Storage Tank databases. However, one adjoining property was identified on state or tribal Registered Storage Tank databases. Information regarding the listed site is presented in the following table:

STATE AND TRIBAL REGISTERED STORAGE TANKS				
Location Distance / Direction / Gradient		Capacity / Contents	Year Installed	Status
Southside Mobil	Adjacent /	(1) 10,000- gallon UST / Gasoline	1985	Closed prior to
731 Foote Avenue	East /	(2) 5,000- gallon UST / Gasoline	1975	March 1991
Jamestown, New York	Downgradient	(1) 10,000- gallon UST / Gasoline	1990	Active
		(1) 8,000- gallon UST / Gasoline		
		(1) 4,000- gallon UST / Gasoline		
		(I) 4,000- gallon UST / Diesel		
		(I) 500- gallon UST / Kerosene		
		(I) 500- gallon UST / Waste Oil		

^{*} Presumed hydrogeologic gradient based upon regional topography NR – Not Reported

Based upon the absence of reported releases and presumed hydrogeologic gradient relative to the Subject Property, it is considered unlikely that conditions associated with the identified state or tribal Registered Storage Tank site represent an environmental concern to the Subject Property.

State and Tribal Engineering Control / Institutional Control Registries

The completion of site cleanup activities may include the implementation of engineering controls or institutional controls as part of the response action. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls. Neither

the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on state or tribal Engineering Control or Institutional Control Registries.

State and Tribal Voluntary Cleanup Sites

Neither the Subject Property nor any sites located within 0.5 mile of the Subject Property were identified on state or tribal Voluntary Cleanup Site databases.

State and Tribal Brownfield Sites

The Subject Property was identified on state or tribal Brownfield Sites databases; however, no sites located within 0.5 mile of the Subject Property were identified. Information regarding the Subject Property is presented in the following table:

STATE AND TRIBAL BROWNFIELD SITES					
Site Distance / Direction / ID No. Regulatory Status Gradient					
Southside Plaza	Subject Property	466517	Notification Date: Not Reported		
704-744 Foote Avenue			Contaminants: TCE, PCE		
Jamestown, New York			Media Impacted: Soil & GW		
			Status: Active		
			Date of Closure: NA		

^{*} Presumed hydrogeologic gradient based upon regional topography

Information provided in the environmental database and the New York State Department of Environmental Conservation (NYSDEC) website indicated that groundwater contamination has been detected at the Subject Property as an expected result of the historical use of the Subject Property as a gasoline filling station and dry cleaning facility. As discussed in Section 4.1.1 above, the known contamination of the Subject Property and anticipated associated RCRA listing represents a REC at the Subject Property.

4.1.3 Local Regulatory Agency Records

Local municipal offices consulted during the completion of this assessment included the City of Jamestown Building Department, Engineering Department, Department of Public Works, Board of Health, and Fire Department - Fire Marshal's Office. EBI did not identify documented adverse environmental conditions, violations, or complaints associated with the Subject Property. EBI did not identify records of spills or releases of hazardous substances or petroleum products having occurred at the Subject Property.

City of Jamestown Building Department

EBI reviewed available files regarding the Subject Property at the City of Jamestown Building Department for information regarding past uses of the Subject Property. The original building permits and certificates of occupancy (COO) for the existing buildings were not readily available for review; however, according to historical records, Building Department files indicate that a Building Permit was issued on April 29, 1980 for the construction of a McDonald's restaurant. An undated hand-written tenant list included in the files listed Anderson Cleaners. Other identified permits included the construction of a gasoline filling station in 1955, the construction of a two-family duplex in 1915, the construction of an addition to Quality Markets in 1986, the removal of a house in 1979, the construction of an addition to Hustler Hardware in 1974, the construction of a two-family dwelling in 1896, the construction of a one-family dwelling in 1876, and the construction of a one-family dwelling in 1882. No further information was provided.

City of Jamestown Engineering Department

EBI reviewed available files regarding the Subject Property at the City of Jamestown Engineering Department. According to information reviewed at Engineering Department, all stormwater catch basins located at the Subject Property discharge to the municipal stormwater system, operated by the City. Additionally, Engineering Department records indicate that the Subject Property, including the McDonalds, are connected to the municipal sewer system.

City of Jamestown Department of Public Works

EBI reviewed available files regarding the Subject Property at the City of Jamestown Department of Public Works. The Department of Public Works provides municipal water and sanitary sewer service to the Subject Property. Problems regarding drinking water quality or sewer system contamination were not identified in Department of Public Works files. The Subject Property has been connected to municipal water and sanitary sewer systems since construction of the existing Plaza building in 1955-1960, and the McDonalds building in 1980.

City of Jamestown Fire Department

EBI contacted Mr. Shawn Tibbitts of the City of Jamestown Fire Department, Fire Prevention Division to request available information regarding the generation, transportation, storage, treatment, disposal, and/or spills or releases of hazardous substances or petroleum products at the Subject Property, including existing or historic USTs or ASTs associated with the Subject Property. Mr. Tibbitts reported that information is on file to indicate that USTs were reported at the Subject Property in the past. These records for those tanks were terminated in 1965. According to a letter prepared by Mr. Tibbitts on November 30, 2012, the USTs were reported in the location of the current McDonalds restaurant. No further information was provided.

4.2 PHYSICAL SETTING

4.2.1 Topography

The Subject Property is located at an elevation of approximately 1,450 feet above mean sea level (msl). The topography of the Subject Property is relatively flat with a slight downward slope to the northeast. The Subject Property is located in a relatively flat area, and the general slope of the surrounding region is to the northeast (see Figure 2 - Locus Map, which depicts the location of the Subject Property on the Jamestown, New York USGS 7.5 Minute Topographic Quadrangle).

4.2.2 Geology and Soils

No bedrock outcroppings were observed at the Subject Property. Information concerning the geology of the Subject Property was obtained from the Generalized Bedrock Geology of New York (Map & Chart No. 15). The Subject Property geology was formed during the Devonian Period and consists of limestones, dolostones, shale, sandstone, and some conglomerates.

According to the Natural Resources Conservation Service (NRCS) Web Soil Survey (WSS) website (http://websoilsurvey.nrcs.usda.gov/app/), the dominant soil composition in the vicinity of the Subject Property is classified as Fremont silt loam, 0-3 percent slopes (FmA). This soil consists of loamy till derived principally from soft shale and sandstone that is poorly drained and has a moderate available water capacity.

4.2.3 Hydrogeology and Hydrology

No natural surface water bodies were identified on or adjacent to the Subject Property. The nearest downgradient surface water body is Chadakoin River, located approximately 0.75 miles north of the Subject Property.

Local groundwater gradient is expected to follow surface topography; therefore, groundwater flow near the Subject Property is expected to flow to the north-northeast. Groundwater depths and flow gradients are best evaluated by a subsurface investigation involving the installation of at least three groundwater monitoring wells and precise measurements of hydrostatic pressure. Monitoring wells were observed on the Subject Property and are likely attributable to addressing the contamination previously detected at the Subject Property. EBI was not provided with or reviewed any groundwater data collected at the Subject Property.

4.3 HISTORICAL USE OF THE SUBJECT PROPERTY AND ADJOINING PROPERTIES

EBI attempted to determine the history of the Subject Property dating back to 1940 or first developed use. The following table summarizes the historical use of the Subject Property and surrounding area.

	HISTORICAL USE SUMMARY				
Period	Historic	Source(s)			
reriou	Subject Property	Surrounding Area	Source(s)		
At least Late	Primarily residential with both	Primarily residential	Aerial Photographs		
1800s-1955	single-family and two-family	development.	Fire Insurance Maps		
	dwellings.	Y Y	Topographic Maps		
			City Directories		
			Municipal Records		
			Personal Interviews		
1955-Present	Retail shopping plaza with a	Residential, commercial and	Aerial Photographs		
	gasoline service station located	retail development.	Fire Insurance Maps		
	in the northern portion of the		Topographic Maps		
	property. Service station		City Directories		
	operated from the mid 1950s		Municipal Records		
	until the late 1970s.		Personal Interviews		
	Drycleaner also operated				
	within the Plaza from the				
	1960s through the 1970s.				

Environmentally significant conditions were identified on the Subject Property and surrounding properties during the historical review, including but may not be limited to the presence of the former gasoline filling station operating in the northern portion of the lot and the presence of a former on-site drycleaner. As indicated in Section 4.1, the Subject Property is listed as a Brownfields site with identified chlorinated solvent contamination in groundwater, which in association with these historical operations, is considered a REC.

Additionally, the eastern adjacent Mobil gas station began operating as early as the 1960s; however, no reported releases were identified from this facility, which is expected to be located hydrogeologically downgradient of the Subject Property based on topography.

4.3.1 Aerial Photographs

Historical aerial photographs may be used to evaluate changes in land use and to identify visible areas of potential environmental concern. A search for historical aerial photographs depicting the Subject Property and vicinity was conducted by EDR. It should be noted that the scale of the available aerial photographs precludes the distinct identification of structures and/or land uses on or in the vicinity of the Subject Property. Aerial photographs depicting the Subject Property were reviewed and are summarized in the following table. Copies of the aerial photographs are presented in Appendix F.

	AERIAL PHOTOGRAPH SUMMARY				
Year	Issues Noted	Observations			
1953	No	Subject Property: The Subject Property appears to contain building structures that resemble residential dwellings. These building structures are located in the northern and eastern portions of the property, along Cole Avenue and Foote Avenue, respectively. Surrounding Area: Surrounding properties are developed with several building structures, primarily to the north, east, and west. Property to the immediate south is less developed. An open field is evident to the south of the Subject Property.			
1966	No	Subject Property: The Subject Property is improved with the current retail plaza building. Another building structure is evident to the northeast of the Plaza building and is expected to correspond to the historical gasoline filling station. A large parking lot is evident to the east of the Plaza building. Surrounding Area: The surrounding properties are similar to the conditions presented in 1953, although the property to the immediate south is now developed with the current abutting plaza building.			
1971	No	Subject Property: Improved with the current retail plaza building located in the western portion of the lot. Parking lot areas are depicted to the east of the Plaza building. A second building structure is evident to the northeast of the Plaza building. Historical records would indicate that a gasoline filling station is located in this area of the Subject Property. Surrounding Area: Properties in the immediate vicinity of the Subject Property appear similar to the conditions visible in 1966.			
1985 1988	No	Subject Property: The scale and quality of these photographs rendered them difficult to interpret. Surrounding Area: The scale and quality of these photographs rendered them difficult to interpret.			
1994	No	Subject Property: Improved with the current retail plaza building. A new addition appears to have been added to the northern section of the original structure. A new building is located in the northern-most portion of the lot and is expected to be the McDonald's restaurant. The former reported gasoline filling station is no longer evident in this photograph. Surrounding Area: Properties in the immediate vicinity of the Subject Property appear similar to the conditions depicted in 1971. Commercial development is evident to the east across Foote Avenue. The abutting retail plaza building to the south is evident, as are the residential dwellings to the west. A detached building structure is located to the south of the Subject Property to the west of the southerly abutting plaza.			
2001 2006 2008	No	Subject Property: Appears similar to the conditions visible in 1994. The Plaza building and McDonalds buildings are evident in these photographs. Surrounding Area: Properties in the immediate vicinity of the Subject Property appear similar to the conditions visible in 1994.			

4.3.2 Fire Insurance Maps

A search for historical fire insurance maps depicting the Subject Property and vicinity was conducted by EDR Sanborn Maps, Inc. Historical fire insurance maps depicting the Subject Property were reviewed and are summarized in the following table. Copies of the fire insurance maps are presented in Appendix F.

	FIRE INSURANCE MAP SUMMARY				
Year	Issues Noted	Observations			
1930	Yes	es Subject Property: The Subject Property is occupied by several residential dwell located in the northern and eastern portions of the property, some of which detached garages.			
		Surrounding Properties: Improved primarily with residential dwellings. The property to the northeast across Foote Avenue is improved with Weborg Brothers Spring Bed Company that is addressed as 701 Foote Avenue. No other industrial or heavy commercial businesses were depicted in the immediate vicinity of the Subject Property.			
1949	Subject Property: The Subject Property is depicted similar to the conditions presented in 1930. Several residential dwellings are located in the northern and eastern portions of the property.				
		Surrounding Properties: Features depicted on surrounding properties are similar to the conditions depicted in 1930, although the northeastern adjacent Weborg Brothers Spring Bed Company building is now occupied by Jamestown Mattress Company.			
1981	No	Subject Property: Improved with the current retail plaza building that was report constructed in the mid to late 1950s. At this time, the plaza was known as the South Plaza. The plaza was occupied by stores, a post office, and a bank. A commercial building that was report constructed in 1980 is depicted in the location of the current McDor restaurant.			
		Surrounding Properties: Conditions on the surrounding properties to the north and west are similar to those as depicted on the 1949 map, although most of the residential dwellings to the east across Foote Avenue are now improved with commercial businesses. A gasoline filling station (Mobil) is also depicted to the east at the intersection of Martin Avenue and Foote Avenue. The property to the immediate south is depicted with the current abutting retail plaza building.			

4.3.3 Topographic Maps

Historical topographic maps provide information related to physical land configuration such as elevation, ground slope, surface water and other features. While most buildings in densely developed urban centers are not depicted, topographic maps typically show structures equal to or larger than the size of a single-family residence in rural areas. Other notable features such as woods, pipelines, municipal boundaries, and areas of filled land are often marked on topographic maps.

A search for historical topographic maps depicting the Subject Property and vicinity was conducted by EDR. Historical topographic maps depicting the Subject Property were reviewed and are summarized in the following table. Copies of the topographic maps are presented in Appendix F.

	TOPOGRAPHIC MAP SUMMARY			
Year	Year Issues Observations			
1905	No	Subject Property: Building structures resembling residential dwellings are depicted in the northern portion of the property along Cole Avenue. Remaining portions are depicted as undeveloped.		

	TOPOGRAPHIC MAP SUMMARY				
Year	Issues Noted	Observations			
		Surrounding Properties: Surrounding properties appear to resemble residential dwellings to the north with scattered residential dwellings to the east across Foote Avenue. Properties to the south and west appear undeveloped.			
1942	No	Subject Property: Building structures resembling residential dwellings are located in the eastern portion of the property along Foote Avenue. Remaining portions are undeveloped. Surrounding Properties: Surrounding properties appear undeveloped with no significant vicinity development.			
1954 1979	No	Subject Property: The Subject Property is shaded to represent urban development; no distinct structures or other notable features are depicted. Surrounding Properties: The surrounding properties are shaded to represent urban development; no distinct structures or other notable features are depicted.			

4.3.4 Street Directories

Street directories are commercial publications containing names and addresses, and in many cases, occupations of the occupants of a particular community. The directories may also contain information pertaining to business processes conducted within a community. A search for historical street directories was conducted by EDR. Historical street directories were reviewed and are summarized in the following table. Copies of the street directories are presented in Appendix F.

	STREET DIRECTORY SUMMARY				
Year	Issues Noted	Occupants			
1964	Yes	Subject Property: South Side Plaza (704 Foote Ave), Ronald Sellen (708 Foote Ave), Peter Raffa (710 Foote Ave), Burroughs Corp. (712 Foote Ave), Herbert Kennedy (712.5 Foote Ave), Plaza TV (718 Foote Ave), The Plaza Cake Shop (720 Foote Ave), Ruslink Plaza Drugs (724 Foote Ave), Loblaw's Inc. groceries (728 Foote Ave), Bank of Jamestown (730 Foote Ave), Goodway Liquor Store (732 Foote Ave), The Rouge Box (734 Foote Ave), Triangle Cleaners (736 Foote Ave), JC Kelso 5&10 Cent Store, Dolly Madison Coffee Shop (738 Foote Ave); Plaza Hardware Paint, US Post Office (740 Foote Ave), Clar-Vi Shoppe, Inc. (744 Foote Ave) Surrounding Properties: Donald Underwood (662 Foote Ave), Ross Shoes (748 Foote Ave), Whirley Wash Laundromat (750 Foote Ave) Subject Property: Bish's South Side Service Station (704 Foote Ave), Rodney Vik (708 Foote Ave), Leo Barrett (710 Foote Ave), Burroughs Corp. (712 Foote Ave), Peter Raffa (712.5 Foote Ave), South Side Plaza Shopping Center, Hall Optical (718 Foote Ave), The Plaza Cake Shop (720 Foote Ave), Ruslink Plaza Drugs (724 Foote Ave), Dr. Ronald			
		Kohl, DDS (728 Foote Ave), Bank of Jamestown (730 Foote Ave), GG's of Jamestown Inc. gift cards (732 Foote Ave), The Rouge Box (734 Foote Ave), Anderson Cleaners (736 Foote Ave), JC Kelso 5&10 Cent Store, Dolly Madison Coffee Shop, Loblaw's Inc. groceries (738 Foote Ave); Hustler Hardware Paint Auto, US Post Office (740 Foote Ave), Clar-Vi Shoppe, Inc. (744 Foote Ave) Surrounding Properties: Richard Cole (662 Foote Ave), Ross Shoes (748 Foote Ave), Whirley Wash Laundromat (750 Foote Ave)			

		STREET DIRECTORY SUMMARY
Year	Issues Noted	Occupants
1975	Yes	Subject Property: <u>Cuifolo's Service Center</u> (704 Foote Ave), John Wright (708 Foote Ave), Vacant (710 Foote Ave), Burroughs Corp. (712 Foote Ave), Mary Philbrook (712.5 Foote Ave), South Side Plaza Shopping Center, Hall Optical (718 Foote Ave), US Post Office (720 Foote Ave), Ruslink Plaza Drugs (724 Foote Ave), Dr. Ronald Kohl, DDS (728 Foote Ave), Bankers Trust Co. (730 Foote Ave), GG's of Jamestown Inc. gift cards (732 Foote Ave), California Jeans (734 Foote Ave), <u>Anderson Cleaners</u> (736 Foote Ave), JC Kelso 5&10 Cent Store, Gifford's Coffee Shop, Loblaw's Inc. groceries (738 Foote Ave); Hustler Hardware Paint Auto (740 Foote Ave), Clar-Vi Shoppe, Inc. (744 Foote Ave) Surrounding Properties: Richard Cole (662 Foote Ave), Roselle Shoes (748 Foote Ave), Whirley Wash Laundromat (750 Foote Ave)
1981	Yes	Subject Property: McDonalds restaurant (704 Foote Ave), Outer Limits Penny Arcade (708-710 Foote Ave), Southside Plaza News (712 Foote Ave), RadioShack (714 Foote Ave), Ruslink Plaza Drugs, Inc. (716 Foote Ave), South Side Plaza Shopping Center, Towne Barbers (718 Foote Ave), US Postal Service (720 Foote Ave), Quality Market (724 Foote Ave), Dr. Ronald Kohl, DDS (728 Foote Ave), Banker Trust Co. (730-732 Foote Ave), JC Kelso 5&10 Cent Store (738 Foote Ave); Hustler Hardware Paint Auto (740 Foote Ave), Clar-Vi Shoppe, Inc. (744 Foote Ave) Subject Property: No Return (660 Foote Ave), Roselle Shoes (748 Foote Ave), Whirley Wash Laundromat and Anderson Cleaners (750 Foote Ave) .
1988	Yes	Subject Property: McDonalds restaurant (704 Foote Ave), Shoe Outlet (708-710 Foote Ave), Southside Plaza News (712 Foote Ave), RadioShack (714 Foote Ave), Ruslink Plaza Drugs, Inc. (716 Foote Ave), South Side Plaza Shopping Center, Price Cutters (718 Foote Ave), US Postal Service (720 Foote Ave), Dr. Donald Levandoski (728 Foote Ave), Key Bank (730 Foote Ave), Quality Markets (738 Foote Ave); Fashion Barn (740 Foote Ave), Clar-Vi Shoppe, Inc. (744 Foote Ave) Surrounding Properties: Dr. Andrew Kohl, DDS (660 Foote Ave), Roselle Shoes (748 Foote Ave), Whirley Wash Laundromat and Drycleaners (750 Foote Ave)
1994	Yes	Subject Property: McDonalds restaurant (704 Foote Ave), Shoe Outlet (710 Foote Ave), US News (712 Foote Ave), RadioShack (714 Foote Ave), Relink Plaza Drugs, Inc. (716 Foote Ave), South Side Plaza Shopping Center, Price Cutters (718 Foote Ave), US Postal Service (720 Foote Ave), Vacant (728 Foote Ave), Key Bank (730 Foote Ave), Quality Markets (738 Foote Ave); Video Factory (740 Foote Ave) Surrounding Properties: Dr. Andrew Kohl, DDS (660 Foote Ave), Roselle Shoes (748 Foote Ave), Whirly Wash Laundromat and Drycleaners (750 Foote Ave)
2000	No	Subject Property: McDonalds restaurant (704 Foote Ave), American General Home Equity (710 Foote Ave), Key Bank (730 Foote Ave), Quality Markets (738 Foote Ave); Video Factory (740 Foote Ave) Surrounding Properties: Dr. Andrew Kohl, DDS (660 Foote Ave), Salon I (748 Foote Ave)
2006	No	Subject Property: McDonalds restaurant (704 Foote Ave), The UPS Store (708 Foote Ave), American General Home Equity (710 Foote Ave), US News (712 Foote Ave), RadioShack (714 Foote Ave), Blockbuster Video (716 Foote Ave), Ronald Kohl (728 Foote Ave), Key Bank (730 Foote Ave) Surrounding Properties: Dr. Andrew Kohl, DDS (660 Foote Ave) Cellular One (702 Foote Ave), Salon I (748 Foote Ave)
2012	No	Subject Property: McDonalds restaurant (704 Foote Ave), Abuse & Addiction, Certified Fraud Investigations, The UPS Store (708 Foote Ave), Hollywood Nail, Spa Nails (710 Foote Ave), US News (712 Foote Ave), RadioShack (714 Foote Ave), Gamerz Haven (720 Foote Ave), Key Bank (730 Foote Ave), Tops Friendly Market (738 Foote Ave) Surrounding Properties: Dr. Andrew Kohl, DDS (660 Foote Ave), Salon I (748 Foote Ave)

4.3.5 Recorded Land Title Records

Land title records provide information on previous ownership of a property. Typically, deeds signifying transfer of a land parcel are recorded in county files and can be researched to determine the identity of past owners. A "chain of title" is a continuous record of ownership for a specific parcel. A 50-year chain of title search was not included in the scope of work for this assessment.

4.3.6 Property Tax Records

The property card for the Subject Property was obtained at the City of Jamestown Assessor's Office. The property card identifies the current owner as Southside Station, Inc. Assessor's Office records indicate that the existing buildings were constructed in 1960 (Plaza) and 1980 (McDonalds). A listing of the former Subject Property owners was not available for review. Copies of the property tax records are presented in Appendix F.

4.3.7 Environmental Liens and Activity and Use Limitations

A search for Environmental Liens and Activity and Use Limitations was not included in the scope of this assessment.

4.3.8 Previous Environmental Reports

EBI was provided with the following previous environmental report performed for the Subject Property. Relevant information from the previous report is discussed in the appropriate sections of this report, and portions of the previous report are presented in Appendix G.

Phase I Environmental Site Assessment, South Side Plaza, Jamestown, NY, prepared by EMG of Hunt Valley, MD, dated April 26, 2007

The EMG Report was completed in general conformance with ASTM Standard E 1527-05. The scope of the EMG Report investigation included visual reconnaissance of the Subject Property, interviews with knowledgeable persons associated with the Subject Property, review of available regulatory information contained within federal and state environmental databases and other local environmental records, review of the physical characteristics and history of the Subject Property, and a limited visual survey and sampling for the presence of asbestos-containing materials (ACM). The following information was presented in the EMG Report:

- The Project (Subject Property) was originally constructed in 1955-1958, 1960, and 1980 and was identified as a retail strip mall containing approximately five acres of land. Facility operations at the time of the EMG report included a restaurant and retail sales. Prior to construction of the current improvements, the Project was occupied by several residential buildings (since at least the 1870s). Properties in the general vicinity of the Project included commercial and residential land uses.
- The northern portion of the Project contained a gasoline service station (704 Foote Avenue Cole's Service/Pasco Plaza Station/Hogan Plaza Station) from at least 1956 until at least 1971. No other information, including documentation of UST removal, pertaining to the gasoline station was identified during EMG's assessment. The northern portion of the Project was redeveloped in 1980 as a McDonald's restaurant. EMG stated that because of the time elapsed and the subsequent redevelopment of this portion of Project, the potential for the subsurface impacts to the Project and adjacent properties from historical uses has been significantly reduced. EMG further stated that, "In addition, there does not appear to be an immediate health risk to the occupants of the Project from

this historical use since the Project is serviced by public water and sewer systems, groundwater in the Project area is not used as a drinking water source, and the entire site is covered with relatively impermeable surfaces including the building and paved drive/parking surfaces. No further action or investigation is warranted regarding the past use of the Project as a gasoline service station." EMG identified a dry cleaner (Anderson Cleaners/Triangle Cleaners) in the south-central portion of the Project's strip mall building from at least 1956 until at least 1976. EMG indicated this facility would have operated for at least 30 years prior to the promulgation of RCRA in 1986, the legislation that regulates the handling and disposal of hazardous materials and wastes. As such, this facility would have been unregulated during the years of operation. EMG recommended that a Phase II subsurface investigation be conducted in designated area of this facility to evaluate any potentially adverse environmental impact to the Project from the former dry cleaner.

- Based on review of the regulatory database report, EMG concluded that a Project tenant, Quality Market (738 Foote A venue), was listed on NY Spills database with a leak of approximately 10 gallons of diesel on March 21, 2005 from a delivery truck. The spill was reportedly cleaned up with speedy dry and absorbent pads. The spill was classified as closed by the NYDEC. Based on the relatively small scale and the closed status of the spill, EMG recommended no further action or investigation regarding this historic REC.
- Based upon review of the environmental database report, EMG identified no off-site facilities that were considered likely to have impacted the Subject Property.
- EMG identified one pad-mounted electrical transformer at the Subject Property. EMG reported that no staining or other evidence of a release of dielectric fluid was observed in the vicinity of the transformer, which was owned and operated by the public electrical utility company.
- EMG reported that two hydraulic scissor lifts and one hydraulic cardboard bailer were observed in the grocery store tenant of the Subject Property. No environmental concerns were noted with regards to these equipment.
- Suspect friable and non-friable ACM in the form of ceiling tile, cove base molding and mastic, drywall, dry wall joint compound, roofing materials and resilient flooring were identified. These materials were observed to be in good condition. EMG identified an Asbestos Operations and Maintenance (O&M) Program in place at the Subject Property, prepared by ATC Associates and dated January 1998. EMG recommended continued implementation of the O&M Program.

Based upon the findings of the Phase I Environmental Site Assessment, EMG identified the following RECs associated with the Subject Property and offered the following recommendation(s):

- EMG identified a dry cleaner (Anderson Cleaners/Triangle Cleaners) in the south-central portion of the Project's strip mall building from at least 1956 until at least 1976. EMG indicated this facility would have operated for at least 30 years prior to the promulgation of RCRA in 1986; as such, this facility would have been unregulated during the years of operation. EMG recommended that a Phase II subsurface investigation be conducted in designated area of this facility to evaluate any potentially adverse environmental impact to the Project from the former dry cleaner.
- Suspect friable and non-friable ACM in the form of ceiling tile, cove base molding and mastic, drywall, dry wall joint compound, roofing materials and resilient flooring were identified. These materials were observed to be in good condition. EMG identified an Asbestos O&M Program in place at the Subject Property, prepared by ATC Associates and dated January 1998. EMG recommended continued implementation of the O&M Program.

4.3.9 Other Historical Records and Interviews

Mr. Gary Davis, Facility Maintenance Manager, was interviewed to obtain information regarding history of the Subject Property. Mr. Davis reported that he has been familiar with the Subject Property for approximately 10 years and that the existing building was constructed in the late 1950s. No further information was provided.



5.0 Subject Property Reconnaissance

The Subject Property reconnaissance was conducted by Mr. Kevin J. Kaveny, EBI Field Assessor, on November 29, 2012. Mr. Kaveny was accompanied by and interviewed Mr. Gary Davis, the Subject Property Facility Manager.

5.1 METHODOLOGY AND LIMITING CONDITIONS

The Subject Property reconnaissance consisted of visual and/or physical observations of the Subject Property and improvements, adjoining properties as viewed from the Subject Property boundaries, and the surrounding area based on visual observations made from adjacent public thoroughfares. Unimproved portions of the Subject Property were observed along the perimeter and in a general grid pattern in safely accessible areas. Building exteriors were observed along the perimeter from the ground, unless described otherwise. Building interiors were observed, as they were made safely accessible, unless described otherwise.

At the time of the survey, the weather was sunny and approximately 35° Fahrenheit. During the survey, representative tenant spaces, mechanical spaces, and/or equipment components were observed. There were no significant portions of the Subject Property that were inaccessible or excluded from this survey.

5.2 HAZARDOUS SUBSTANCES AND PETROLEUM PRODUCTS

5.2.1 Hazardous Substances and Petroleum Products (Identified Uses)

Notable hazardous substances or petroleum products in connection with identified uses observed at the Subject Property are described below.

HAZARDOUS SUBSTANCES AND PETROLEUM PRODUCTS				
General Type of Approximate Quantity / Location Storage Material Container / Material Condition				
Cleaning Compounds and Janitorial Supplies	Various sized containers, ranging from aerosol cans to five-gallon pails	Janitorial Closets within each of the	Good: No leaks or spills	
		respective units		

EBI did not identify evidence of significant leaks, spills, or the improper handling of petroleum or hazardous substances that might impact the environmental condition of the Subject Property.

5.2.2 Hazardous Substances and Petroleum Products (Unidentified Uses)

EBI did not observe evidence of unidentified hazardous and/or petroleum products at the Subject Property.

5.2.3 Unidentified Substances Containers

EBI observed six 55-gallon drums containing an unknown material (presumably groundwater) along the rear western wall of the Plaza building. Some, but not all, of these drums were labeled "non-hazardous." No staining or other evidence of a release of hazardous materials or petroleum products was observed in the vicinity of these drums. According to Mr. Gary Davis, Facility Maintenance Manager, these drums have been present along this western wall for several weeks.

5.3 WASTE GENERATION, STORAGE, AND DISPOSAL

EBI identified the following waste streams generated at the Subject Property:

Waste Generation, Storage, and Disposal				
Classification	Type of Waste / Generation Process	Type of Storage / Location	Disposal Method / Contractor	
Non-regulated Solid Waste	Municipal Solid Waste / Routine Site Operations	Several Solid Waste Dumpsters throughout the Subject Property	Casella Waste Services	
	Cardboard Recyclables / Routine Site Operations	Hydraulic Compactors/Bailers (Receiving Dock and loading areas) Tops Market	No labels	
Non-regulated Liquid Waste	Sanitary Sewage / Routine Site Operations	NA (Municipal Sanitary Sewer)	City of Jamestown	
	Waste Cooking Grease	Sub-floor, below-sink grease traps, and exterior grease containers	Baker Commodities	
Regulated Solid or Liquid Waste	None identified	NA	NA	
Biomedical Waste	None identified	NA	NA	

No evidence of improper solid waste management or the improper disposal of hazardous substances or petroleum products was observed at the time of reconnaissance.

5.4 UNDERGROUND STORAGE TANKS (USTs) & ABOVEGROUND STORAGE TANKS (ASTs)

5.4.1 Existing Storage Tanks

Based upon site reconnaissance, interviews, and a review of state and local records, EBI identified no evidence of existing USTs or ASTs located at the Subject Property.

5.4.2 Former Storage Tanks

Based upon site reconnaissance, interviews, and a review of state and local records, EBI identified no evidence of former ASTs located at the Subject Property. However, information reviewed at the City of Jamestown Building Department and provided by Mr. Tibbitts of the City of Jamestown Fire Department indicated that USTs were once located at the Subject Property in association with the former gasoline filling station historically located in the northern portion of the Subject Property. Assessor's Office fieldcards depict two 500-gallon oil tanks and four 3,000-gallon gasoline tanks. These tanks are expected to have been in the current location of the McDonald's restaurant. EBI was not provided with information to indicate that these prior USTs were appropriately removed and/or that a UST Closure Report was prepared at the time of tank removals. EMG reported in their prior Phase I ESA that all of the USTs associated with the former station were likely removed prior to the construction of the McDonald's building.

5.5 OIL-CONTAINING EQUIPMENT AND POLYCHLORINATED BIPHENYLS (PCBs)

Polychlorinated biphenyls (PCBs) are a chemical component of many dielectric fluids, heat transfer fluids, hydraulic fluids, lubricating oils, paints, or coatings manufactured prior to July 2, 1979. Equipment that

may potentially contain PCBs includes electrical equipment such as transformers or capacitors or hydraulically operated equipment, such as elevators, compaction equipment, or manufacturing equipment. The manufacture and distribution in commerce of PCBs was banned for use in 1979 by the United States Congress, which enacted the Toxic Substance and Control Act (TSCA). In accordance with US Code of Federal Regulations Title 40 - Protection of Environment, Chapter 1 - Environmental Protection Agency, Subchapter R - Toxic Substance Control Act (TSCA), Part 761 - Polychlorinated Biphenyls (PCBs) Manufacturing, Processing, Distribution in Commerce, and Use Prohibitions, the owner of a transformer or other PCB-containing equipment is responsible for equipment maintenance and remediation in the event of a leak or release.

Based upon the date of construction, potential PCB-containing equipment was identified at the Subject Property in the form of hydraulic compactors and pole and pad-mounted transformers. It should be noted however, that several of the transformers observed throughout the Subject Property were affixed with "non-PCB" labels. The following oil-containing equipment was identified at the Subject Property:

	OIL-CONTAINING EQUIPMENT					
Classification	Type of Equipment	Year Installed / Location	Staining / Releases Identified			
Transformers and Fluid-Containing Electrical Equipment	Several pad-mounted electrical transformers owned by the Board of Public Utilities, some of which were placarded with Non-PCB labels	Unknown installation dates / Primarily located behind the Subject Buildings	No			
	Several pole-mounted electrical transformers owned by the Board of Public Utilities, some of which were placarded with Non-PCB labels	Unknown installation dates / Primarily located behind the Subject Buildings and along roadways	No			
Hydraulic Equipment	Compactors/Bailer	Unknown installation dates / Tops Market	No			
	Loading Dock Lift Plates	Unknown installation dates / Tops Market	No			
Other Oil-containing Equipment	None identified	NA	NA			

5.6 ADDITIONAL SITE CONDITIONS

The following is a summary of visual and/or physical observations of the Subject Property on the day of the site visit. Photographs of pertinent Subject Property features are presented in Appendix A.

Additional Site Conditions		
Condition	Identified	
Interior Drains, Trenches, or Sumps	Yes	
Interior Stains or Corrosion	No	
Unusual Odors	No	
Interior Pools of Liquid	No	
Stained Soil or Pavement	No	
Stressed Vegetation	No	
Indications of Solid Waste Disposal	No	
Exterior Pits, Ponds, or Lagoons	No	

Additional Site Conditions			
Condition	Identified		
Wastewater or Stormwater Discharge/Disposal	No		
Oil-Water Separators or Clarifiers	No		
Septic Systems or Cesspools	No		
Wells (Drinking Water Wells, Monitoring Wells, Agricultural/Irrigation Wells, or Process	Yes		
Water Wells)			
Petroleum or Natural Gas Pipelines/Easements	No		

Floor drains are located in select areas of the Subject Building, all of which are connected to the municipal sewer system. No evidence of staining was observed in the immediate vicinity of the interior floor drains.

EBI observed several groundwater monitoring wells throughout the Subject Property at the time of inspection. These wells are anticipated to have been installed to delineate the extent of groundwater contamination across the Subject Property, in association with the Brownfields listing discussed in Section 4.1.2.



6.0 INTERVIEWS

The following persons were interviewed to obtain information regarding recognized environmental conditions in connection with the property. Additionally, a Pre-Survey Questionnaire was forwarded to the designated Subject Property contact. The Pre-Survey Questionnaire has not been completed and returned to our offices. The information requested in the Pre-Survey Questionnaire is intended to assist in gathering information that may be material to identifying recognized environmental conditions in connection with the Subject Property. The Pre-Survey Questionnaire and/or any accompanying documentation is presented in Appendix C.

Interviews				
Contact / Affiliation	Date of Communication	Years Associated with Subject Property	Telephone No.	
Mr. Gary Davis	11/29/2012	10	(716) 397-7654	
Property Manager				
Southern Tier Property Maintenance				
Mr. Shawn Tibbitts	11/30/2012	NA	(716) 483-7597	
City of Jamestown Building/ Fire Prevention				
Mr. Randy Holcomb	11/30/2012	NA	(716) 483-7510	
Assessor				
City of Jamestown Assessor's Office				
Mr. William Rice	11/30/2012	NA	(716) 483-7657	
City Planner				
City of Jamestown Planning Department				
Mr. Jeffrey Lehman	11/30/2012	NA	(716) 483-7545	
Director				
City of Jamestown DPW				

Pertinent information from the interviews is presented in applicable sections of this report.

7.0 CONDITIONS OUTSIDE THE SCOPE OF ASTM PRACTICE E 1527-05

The following sections address environmental issues or conditions at the Subject Property that parties may wish to assess in connection with commercial real estate that are outside the scope of ASTM Practice E 1527-05 (non-scope considerations).

7.1 ASBESTOS-CONTAINING MATERIAL (ACM)

Asbestos is a term used to describe a group of six naturally occurring crystalline fiber minerals. Asbestos has excellent thermal stability, a high degree of tensile strength, and has been used extensively in the textile, insulation, and building industries, particularly as a component in fireproofing, decorative coatings, insulation materials, and as reinforcement for plaster binders in building products. Asbestos-containing building materials are generally classified as friable or non-friable. Friable materials are those which can be crumbled, pulverized, or reduced to powder by hand pressure, or by normal use or maintenance can be expected to emit asbestos fibers into the air. Non-friable ACM is a potential concern if it is damaged by maintenance work, demolition, or other activities, at which time it may be considered friable.

EBI has provided the Client with a formal Asbestos Operations and Maintenance (O&M) Plan for the Subject Property. This O&M Plan provides the procedures and guidelines that, when used during facility cleaning, maintenance, and general operations, will minimize human exposure to asbestos fibers and minimize release of asbestos fibers to the environment. This O&M Plan is a long-term management approach. In addition, as indicated in Section 4.3.8, EMG identified a January 1998 Asbestos O&M Program, prepared by ATC Associates, in place at the Subject Property.

EBI conducted a limited visual screening survey for the presence of ACM at the Subject Property. EBI identified friable suspect ACM in the form of textured ceiling and wall surfacing materials, sheetrock/joint compound composite material, acoustical ceiling tile, and non-friable suspect ACM in the form of vinyl floor tile and associated mastic, sheet vinyl flooring and associated mastic, various construction mastics and caulking, and roofing materials. These materials were observed to be undamaged and in good condition at the time of assessment. Please note that this survey was limited to visual observations of accessible areas and that the scope of work for this assessment did not include the collection and laboratory analysis of bulk samples of undamaged suspect ACM. Additional suspect ACM may be present in inaccessible areas, including, but not limited to, roofs, pipe chases behind solid walls and ceilings, concealed floor coverings, the interior of machinery or equipment, or water and sewer systems.

It should be noted that the limited visual screening survey conducted under the scope of work for this assessment does not constitute a full asbestos inspection, in which all areas of the buildings would have been thoroughly surveyed and sampled. The possibility exists for ACM to be present in areas of the buildings not accessed or sampled by EBI personnel. Based on the limited scope of this assessment, additional suspect ACM may also present in areas of the buildings that were accessed as part of this assessment. The sampling conducted as part of this limited visual screening survey is not designed to comply with regulatory requirements for planned building material disturbances including, but not limited to, renovation or demolition. Materials found to contain ≤1% asbestos, via samples collected as part of this limited visual screening survey, have not been identified as non-ACM, and shall be considered suspect ACM with regard to future disturbance.

Due to the continued distribution of a wide variety of asbestos-containing building materials, asbestos may be present in some of the roofing, flooring, wall and ceiling materials, caulking/putties, adhesives, spackling compounds, and insulation materials, as well as other building materials that may be used at

the Subject Property. Sampling many of these materials requires techniques that may be destructive to subject facilities, and in the case of roofing material, may void warranties. It is recommended that an asbestos inspection be performed in accordance with all applicable federal, state, and local regulatory requirements prior to renovation, demolition, or other activities that could cause a material disturbance. Any removal or disturbance of ACM or suspect ACM should be performed by properly trained personnel and in compliance with federal, state, and local regulations.

7.2 RADON

Radon is a naturally-occurring, colorless and odorless radioactive gas that is generated primarily in granitic rocks. The United States Surgeon General has published information that radon is a cause of lung cancer. Radon usually enters a building through openings in the foundation, and therefore is a potential health concern to residents of the lowest level of a building with inadequate ventilation.

The EPA Map of Radon Zones indicates that Chautauqua County is located within a Zone I radon area. Zone I is defined as an area that has a high potential for radon gas, with a predicted average indoor radon screening level greater than 4.0 picoCuries per liter (pCi/L). The EPA recommended Action Level for radon is 4.0 pCi/L.

Based upon the non-residential nature of the Subject Property and in accordance with the scope of work for this assessment, EBI did not conduct a limited short-term radon screening at the Subject Property.

7.3 LEAD-BASED PAINT (LBP)

Use of lead in household paint was banned by the U.S. Environmental Protection Agency (EPA) effective January I, 1978. The EPA and the U.S. Department of Housing and Urban Development (HUD) consider lead-based paint as containing a lead concentration equal to or greater than I.0 milligram per square centimeter (mg/cm²) or 0.5% lead by weight, as defined by Title X of the 1992 Housing and Community Development Act.

Based on the non-residential use of the existing buildings and in accordance with the scope of work of this assessment, a lead-based paint (LBP) survey was not conducted at the Subject Property.

7.4 LEAD IN DRINKING WATER

Lead has historically been used in pipes, solder, and brass fixtures used in water distribution systems and building plumbing systems. In 1986, EPA banned the use of lead at concentrations exceeding 0.2% lead in solder and 8% lead in other plumbing materials. Lead in drinking water results primarily from corrosion of lead containing materials in service lines or from corrosion of lead containing materials in building plumbing systems such as lead solder, brass, bronze, and other lead containing alloys. The EPA Action Level for lead in public drinking water supplies is 0.015 parts per million (ppm) or 0.015 milligrams per liter (mg /L).

Municipal water service is provided to the Subject Property by the City of Jamestown. Potable water is reportedly obtained from 12 gravel-packed wells. Based upon information provided by Mr. Jeffrey Lehman, Director of the Jamestown Department of Public Works, the municipal water supply meets all current criteria established by the Safe Drinking Water Act (SDWA) and local municipal drinking water standards, including those for lead. Based upon the existing municipal water service and in accordance with the scope of work for this assessment, EBI did not conduct lead-in-drinking water sampling at the Subject Property.

7.5 LIMITED MICROBIAL SURVEY

Microbial growth (e.g., mold or fungus) on building materials may occur when excess moisture is present. Porous building materials such as gypsum board, insulation in walls and ceilings, and carpeting retain moisture and become microbial growth sites if moisture sources are not controlled or mitigated. Potential sources of moisture include rainwater intrusion, groundwater intrusion, condensation on cold surfaces, and water leaks from building systems (e.g., plumbing leaks, HVAC system leaks, overflowing drains, etc.). Inadequate ventilation of clothes dryers and shower stalls may also result in excess moisture conditions. Microbial growth may be clearly visible (e.g., ceramic tile mortar in shower stalls) or may be concealed with no visible evidence of its existence (e.g., inside wall cavities).

Interior areas of the Subject Property buildings to which access was provided and in which building elements were readily observable were inspected for the presence of moisture and visible or olfactory evidence of microbial development. No disassembly of systems or building components or physical or invasive testing was performed. No observations were conducted within concealed locations (construction elements behind wall and ceiling finishes, and other building components, etc.). The scope of this assessment was limited to visual observations of accessible areas for microbial growth and water damaged materials and did not include the collection and laboratory analysis of bulk samples or air samples to confirm the presence of microbial elements.

In addition to our observation efforts, Subject Property personnel were not aware of the presence of moisture or mold activity.

Representative observations revealed no obvious visual or olfactory indications of the presence of active moisture or mold activity at the Subject Property. Based on the interviews and conditions as observed at the time of assessment, mold does not appear to be a concern at the Subject Property.

7.6 WETLANDS

EBI reviewed available information regarding wetlands on the Subject Property, including National Wetlands Inventory online GIS mapping. EBI additionally made general site observations for readily observable potential wetland characteristics. In general, to be considered a wetland, an area must have hydrophytic vegetation, evidence of wetland hydrology, and hydric soils.

Review of the U.S. Department of the Interior, Fish & Wildlife Service's National Wetland Inventory (NWI) Map (available online at http://wetlandsfws.er.usgs.gov/) indicated that the Subject Property is not located on or adjacent to a wetlands area. Additionally, EBI did not observe surface water bodies, marshy areas, hydrophytic evidence of potential wetlands vegetation (aquatic plants), hydric soils, or other visible indications of potential wetland areas on or adjacent to the Subject Property. It should be noted that a detailed wetland study or wetland delineation was not included within the scope of this assessment. A copy of the NWI wetlands map is included in Appendix B.

Note that information regarding wetlands and/or open waters on the Subject Property was determined using available mapping and documentation, and does not substitute for a detailed on-site investigation to identify the presence and/or boundaries of wetlands and/or open waters.

8.0 FINDINGS AND OPINIONS

EBI has performed this Phase I Environmental Site Assessment of the Subject Property in conformance with the scope and limitations of ASTM Standard E 1527-05. Any exceptions to, or deletions from, this practice are described in Section 1.0 of this report. This assessment has identified no evidence of recognized environmental conditions (RECs) in connection with the Subject Property, except for the following:

The Subject Property was historically occupied by a gasoline filling station (currently the location of a McDonald's restaurant) in the northern portion of the Subject Property and an on-site dry cleaner (736 Foote Avenue, southern area of the Subject Property). The Subject Property is identified as a Brownfields site, with identified groundwater contamination by PCE, TCE, and breakdown products. The Subject Property is also listed as a RCRA non-generator (former RCRA-LQG) of halogenated solvents, which include PCE and TCE. EBI observed six 55-gallon drums along the rear wall of the subject building, which are anticipated to be associated with subsurface investigation or groundwater extraction activities at the Subject Property. EBI also observed several groundwater monitoring wells throughout the Subject Property at the time of inspection. These wells are anticipated to have been installed to delineate the extent of groundwater contamination across the Subject Property, in association with the Brownfields listing. The historical gasoline filling station and on-site dry cleaner, as well as the expected associated RCRA and Brownfields listing for the Subject Property, are considered a REC.

In addition, the following condition outside the scope of ASTM Practice E 1527-05 was identified in connection with the Subject Property:

It should be noted that EBI prepared an Asbestos Operations and Maintenance (O&M) Plan (EBI, 2012) for the Subject Property. The Asbestos O&M Plan provides the procedures and guidelines that, when used during facility cleaning, maintenance, and general operations, will minimize human exposure to asbestos fibers and minimize release of asbestos fibers to the environment. This O&M Plan is a long-term management approach.

EBI conducted a limited screening survey for the presence of asbestos-containing materials (ACM) at the Subject Property. Please note that this survey was limited to observations of accessible areas and that the scope of work for this assessment did not include the collection and laboratory analysis of bulk samples of undamaged suspect ACM. No damaged friable ACM was identified and no samples were collected. Additional suspect ACM may be present in inaccessible areas, including, but not limited to, roofs, pipe chases behind solid walls and ceilings, concealed floor coverings, the interior of machinery or equipment, or water and sewer systems. Based on our observations of suspect ACM, these materials do not currently pose a significant environmental threat to the occupants of the Subject Property. ACM do not present a problem when maintained in good condition. However, additional sampling, removal, and disposal arrangements may be necessary should building construction or renovation activities be conducted. Asbestos is a condition outside the scope of ASTM Practice E 1527-05 and is not considered a recognized environmental condition (REC).

EBI Consulting 34

9.0 RECOMMENDATIONS

Based upon the findings of this investigation, EBI offers the following recommendations:

- EBI recommends a regulatory file review be conducted at the NYSDEC in order to obtain additional information regarding the Subject Property's RCRA and Brownfields listings, associated with historical operations at the Subject Property. Pending the results of the regulatory file review, additional investigation may be warranted. **Estimated cost: \$1,000 to conduct the file review.**
- EBI recommends the implementation of the existing Asbestos Operations and Maintenance (O&M) Plan for the Subject Property. This O&M Plan provides the procedures and guidelines that, when used during facility cleaning, maintenance, and general operations, will minimize human exposure to asbestos fibers and minimize release of asbestos fibers to the environment. This O&M Plan is a long-term management approach. **Estimated Cost: Action Item**.



10.0 REFERENCES

PHASE I ENVIRONMENTAL SITE ASSESSMENT REFERENCES

ASTM Designation E 1527-05 Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process.

Bedrock Geologic Map of New York, Map & Chart No. 15.

Environmental Data Resources, Inc., The EDR Radius Report with GeoCheck®; Inquiry Number 03479786.1r, dated December 18, 2012.

Environmental Data Resources, Inc., The EDR Aerial Photo Decade Package; Inquiry Number 03479786.4, dated December 18, 2012.

Environmental Data Resources, Inc., The EDR Certified Sanborn Map Report; Inquiry Number 03479786.2, dated December 18, 2012.

Environmental Data Resources, Inc., EDR Historical Topographic Map report; Inquiry Number 03479786.3, dated December 18, 2012.

Environmental Data Resources, Inc., The EDR-City Directory Abstract; Inquiry Number 03456067.6, dated November 19, 2012.

Flood Insights - FEMA Flood Hazard Map, Community 360141, Panel 0006B, dated June 1, 1978.

<u>Phase I Environmental Site Assessment, Jamestown Plaza, Jamestown, NY, prepared by EMG, dated April 26, 2007.</u>

USGS Topographic Map, Jamestown, New York Quadrangle, 7.5-Minute Series, dated 1979.

Web Soil Survey, NRCS, U.S. Department of Agriculture, December 10, 2012, On-line: http://websoilsurvey.nrcs.usda.gov/app/WebSoilSurvey.aspx

EBI Consulting 36

APPENDIX A PHOTOGRAPHS



A view of the front portion of the Plaza building looking in a northwesterly direction.



2. A view of the McDonalds restaurant.



A view of the rear portion of the Subject Building looking in a northerly direction.



A view of the front portion of the Plaza building looking in a northwesterly direction.



A view of the connection between the Subject Building and the southern abutting plaza building.



6. A view of the rear portion of the Subject Building looking in a southerly direction.



7. A view of the rear portion of the Plaza building.



A view of the dumpster and grease container associated with McDonalds.



9. A view of one of the groundwater monitoring wells at the Subject Property.



A view of the transformer located behind McDonalds.



A view of the parking lot looking in a southwesterly direction.



A view of another groundwater monitoring well observed at the Subject Property.



A view of the 55-gallon drums observed along the rear western wall of the Plaza building.



A view of the back storage room of Tops Market.



A view of a floor drain observed within the Subject Building.



16. A view of the interior of Tops Market.



17. A view of the hydraulic bailer in Tops.



18. A view of the back storage room of Tops Market.



A view of a typical grease trap located at the Subject Property.



A view of the vacant unit formerly occupied by Blockbuster Video.



21. A view of the interior of Spa Nail.



22. A view of the space occupied by Key Bank.



23. A view of the interior of Radio Shack.



A view of the grease container located behind Tops Market.

APPENDIX B FIGURES







Figure I – Location Map

PN: 11127352

Southside Plaza
708-744 Foote Avenue
Jamestown NY 14701





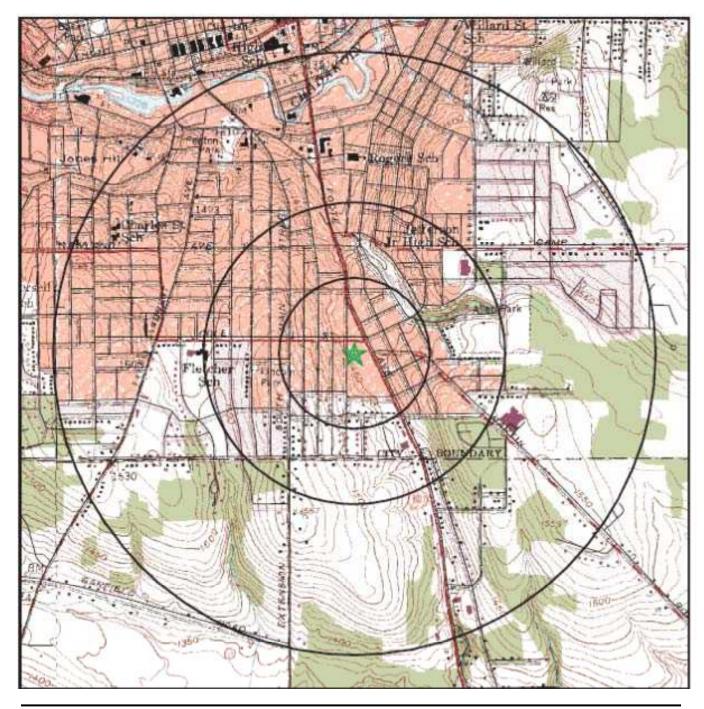
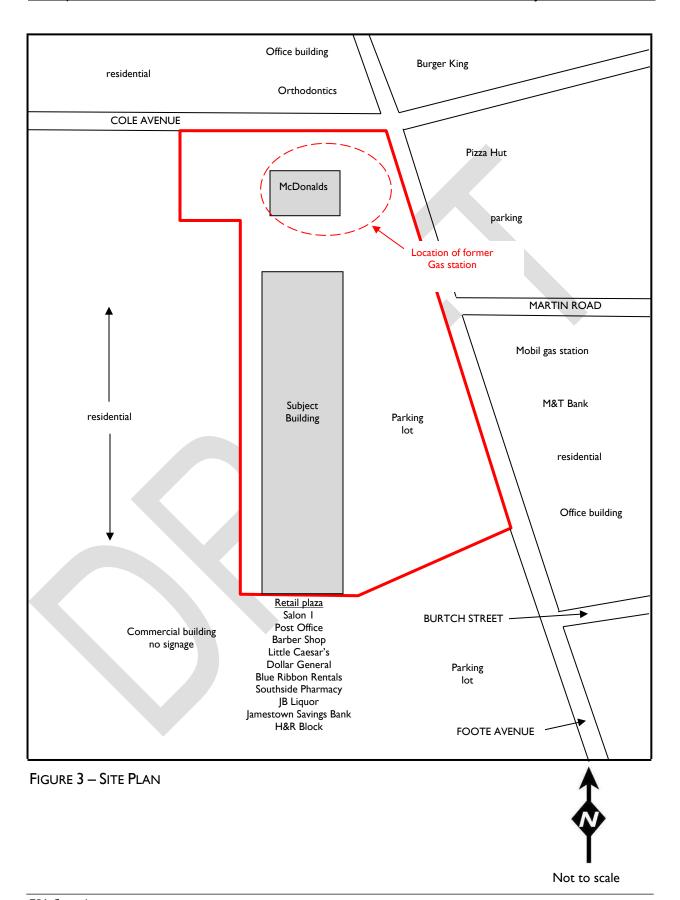


Figure 2 – USGS Quad Location Map

PN: 11127352

Southside Plaza 708-744 Foote Avenue Jamestown, NY 14701





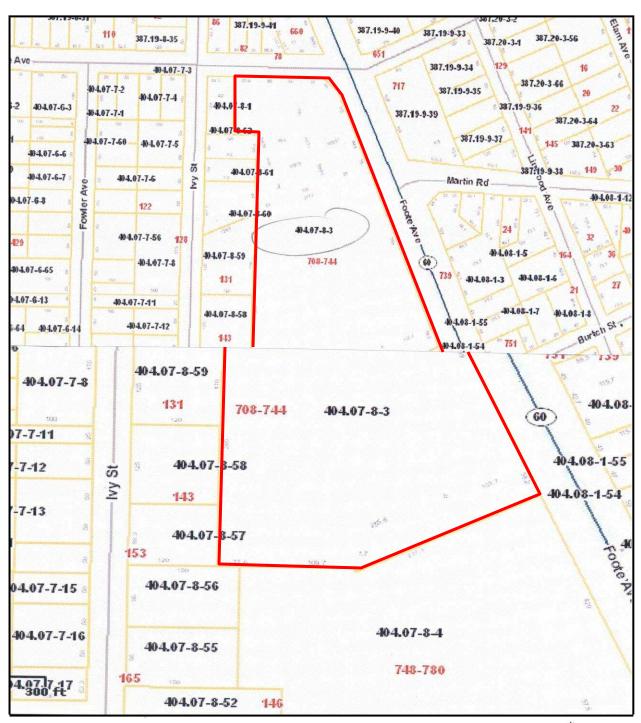


FIGURE 4 - TAX MAP



Not to scale



U.S. Fish and Wildlife Service

National Wetlands Inventory

Dec 21, 2012

Freshwater Emergent

Estuarine and Marine Freshwater Pond

Lake Riverine Other

Freshwater Forested/Shrub Estuarine and Marine Deepwater



This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on

User Remarks:

APPENDIX C

PRE-SURVEY QUESTIONNAIRE AND OTHER RELEVANT DOCUMENTATION



Database: Bldg Status: /	MRI_PROD All			os	Rent Roll SOUTHSIDE STATION INC 9/24/2012	tation inc 172						Page: Date: Time:	78 9/24/2012 04:49 PM
Blda Id-Unit Id	Occupant Name / Legal Name	Rent Start	Expiration	GLA Sqft	Monthly Base Rent	Annual Rate PSF	Monthly Cost Recovery	Expense Stop	Monthly Other Income	Cat	Future Re	Future Rent Increases	PSF
Vacant Units		and the state of t	PROFILE THE REAL PROFILE THE P										
003114 -00003	Vacant			5,600									
Occupied Units	S												
003114 -00001	Tops Markets #6661/Quality Market2/1/2010 Tops PT, LLC and Tops Markets	12/1/2010	1/31/2020	47,615	23,807.50	9.00	17,915.30		0	R R R R R R R R R R R R R R R R R R R	2/1/2015 2/1/2020 2/1/2025 2/1/2030 2/1/2035	25,791.46 34,989.52 37,613.73 40,434.76 43,467.37	6.50 8.82 9.48 10.19
						CAM	10,038.83						
003114 -00002	O	6/25/2010	7/31/2013	974	1,404.19	17.30	397.72		c	HLD	8/1/2013	1,404.19	17.30
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003114 -00004	Radio Shack #01-4392 Radio Shack Corporation, a Dela	3/1/2010	2/28/2013	2,200	2,750.00	15.00	751.90		0	HLD	3/1/2013 1/1/2013	1,375.00 95.45	7.50
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003114 -00005	U.S. News Inc.	3/1/2011	2/28/2016	1,015	1,671.37	19.76	364.55		0	HLD RNT	3/1/2016 3/1/2014	1,721.27	20.35
						CAM	173.39						
003114 -00006	0)	4/16/2009	7/31/2014	1,470	1,948.98	15.91	686.01		0	HLD RNT	8/1/2014 8/1/2013	2,007.78 2,007.78	16.39
	ر الله الله الله الله الله الله الله الل					CAM	355.26 330.75						
003114 -00007	_	1/1/2012	12/31/2012	1,066	1,732.25	19.50	468.56		8.88	HLD	1/1/2013	1,732.25	19.50
	Stanley & LaVonne Siembieda					CAM INS PTX	242.00 48.56 178.00		,				
003114 -00008	8 MCDONALD'S #L/C 31-0742 MCDONALD'S CORPORATION	7/1/2007	3/31/2023	3,200	6,353.75	23.83			0	GLR GLR GLR GLR	4/1/2013 4/1/2018 4/1/2023 4/1/2033	7,306.83 8,402.83 9,663.25 11,112.75 12,772.43	27.40 31.51 36.24 41.67 47.92
										GLR	4/1/2038	14,696,61	33.11

Database: MF Bldg Status: All	MRI_PROD All	AND ALL THE PROPERTY OF THE PR	COMPANYON TO A LEAST MANAGEMENT AND ADDRESS AND ADDRES	SS	Rent Roll SOUTHSIDE STATION INC 9/24/2012	oli ATION INC 12					Page: Date: Time:	9/24/7	79 9/24/2012 04:49 PM
Bldg Id-Unit Id	Bldg Id-Unit Id Occupant Name / Legal Name	Rent Start	Expiration	GLA Sqft	Monthly Base Rent	Annual Rate PSF	Monthly Cost Recovery	Expense	Monthly Other Income	Cat Date	Cat Date Monthly Amount PSF	unt F	PSF
Totals:	Occupied Sqft: Leased / Unoccupied Sqft: Short Term / Vacant Sqft: Total Sqft:	91.13% 8.87%	7 Units 0 Units 1 Units 8 Units	57,540 0 5,600 63,140	39,668.04		20,584.04		88.88				
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Chautauqua County - Parcel Report

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JAMESTOWN

Nbh shop ctr

404.07-8-3

Street:

708-744 Foote Ave

School District: 60800 - Jamestown

Acres:

5 Tract:

Sub Land Sep .:

Frontage: 0

Lot:

Prop Class:

Depth:

Section:

Sub Div. Lot

Township:

Filed Map No.:

Range:

Filed Date:

Merge Reques	et Note:
Note:	

Current Owi	nership:	.*				Oceano de se nos semanos e o como de contrato de		
Last	First	<u>Middle</u>	<u>Suffix</u>	Liber	Page	<u>Deed Date</u>	Sale Price	<u>Deed</u> <u>Has</u> Note
Southside Station Inc				2630	705	7/24/2007	6630215	

Historic Ow	nership:							
Last	<u>First</u>	<u>Middle</u>	<u>Suffix</u>	Liber	<u>Page</u>	<u>Deed Date</u>	<u>Sale Price</u>	<u>Deed</u> <u>Has</u> Note
BG Southside LLC				2544	906	5/10/2004	10	
Benderson Devel Co Inc				2519	912	4/16/2003	0	

p.1

Jamestown Fire Bepartment

OFFICE OF FIRE PREVENTION

200 Spring Street • Jamestown, New York 14701 (716) 483-7597 • FAX (716) 483-7720

November 30, 2012

Kevin Kaveny 603-267-5337

Dear Mr. Kaveny:

I reviewed the files you had requested and found proof of only one parcel with tanks on it. I can neither confirm nor deny that those tanks are still at this location. The records for those tanks stop in 1965. The location that the tanks possibly still exist is the location you had mentioned. Which is the McDonalds parcel located on the corner of Foote ave and Cole ave. I found no other proof of tanks for the rest of the property located at 704-744 Foote ave. If I can assist you in any other way please do not hesitate to call.

Sincerely

Shawn Tibbitts

Code Enforcement/Fire Prevention Bureau

APPLICATION FOR TANK OR PUMP INSTALLATION FOR INFLAMMABLE LIQUIDS

				Date	
Address	- :	<u> </u>			
Owner of Property		79.4	6.5	Allenger Commence	1111
Leased By		. 11.11.10 014		<u> </u>	. 10 M. M. H.
Installation Contractor_		0 511 - 11 4	100	De L 19 H J 16 JA	
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	5. 7.		·		

The Following Information Must Be Shown:

Distance from property line. Distance from buildings within 300 feet. Distance between tanks. Location of drawing-off device including distance from tanks.

If above installation is made to replace existing tanks what is being done with present tank or tanks?

Approved 1995 (date

Chief - Jamesrown Fire Department

629105 704 FOOTE AVE.	34508		26 28 20	62.27 SECTION	BLOCK		ST 101	
26x120 II	. COM'L.	9	GRID COORDINATES	220 C	C Zof UZ	ZZ Aberr		S NUMBER
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					170-Nursery/Greenhouse 180-Fur Products			
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OMESITE					210—1 Family Year-Round 220—2 Family Year-Round 230—3 Family Year-Round	730—Wells		1,000
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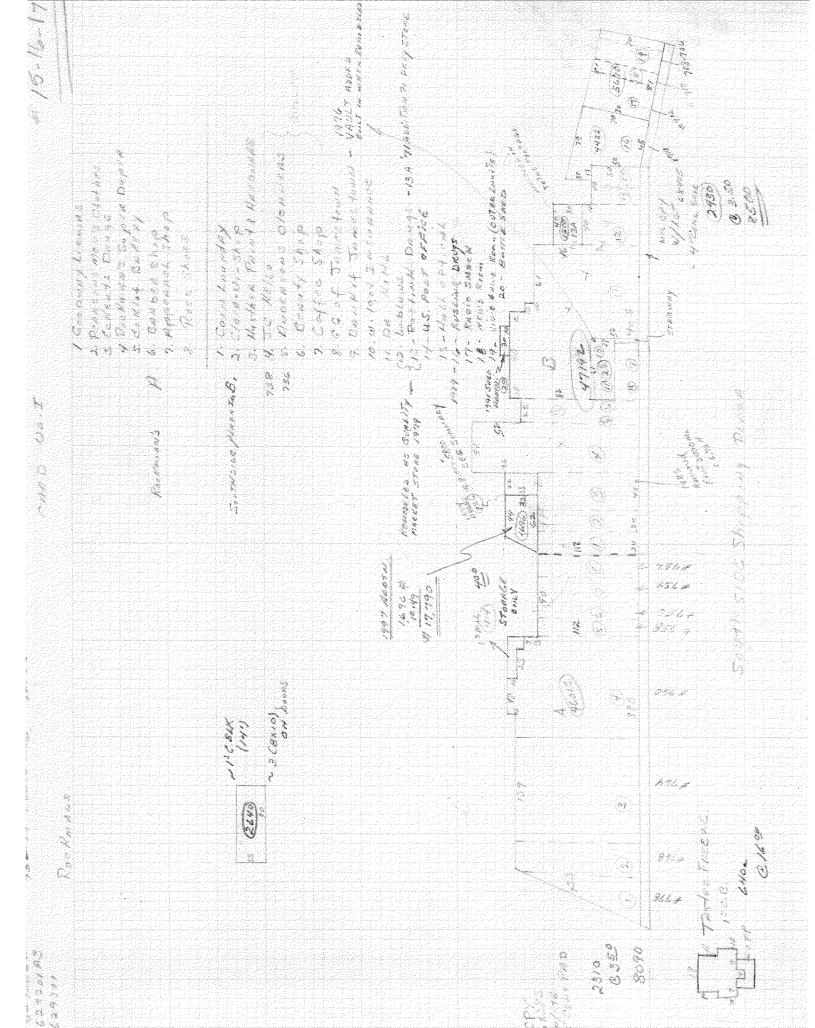
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CONSTRUCTION: Fireproof, r	mon-fireproof				Stories 💋 Esmt.		Foundation /
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STORE FRONT: Wood, copp	ier	frame. Mode	ern, old style. No. u	nîts	. Glass sizes		
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ROOFING: Roll built-up					CORNICE		
BASEMENT: Cellar area	Floor	No. F	₹ms. F	inished are	a; Use		
Floors		Finish					
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MEZZANINE				Brozii			
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THIRD FLOOR: Use		No. rms.	Office suites		Apts.	Open Space	
Floors	Wall finish			Trim		Stairs	
FOURTH FLOOR: Use		No. rms.	Office suites		Apts,	Open Space	
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CBlock, tile, piers, posts, on sills

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Walls-Trame: Siding, Novelty and a Bexelt supplement Shingle

Foundation-Stone, brick concrete

DEPT. OF ASSESSMENTS, CITY OF JAMESTOWN, N.Y.

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Permit to Make Additions, Alterations and Repairs

To	Scalise Construction	
	An application having been properly filed for making the following: To construct addition for Quality Markets. To be constructed	
	in accordance with NYS Construction Code. JPlease notify	
	building inspector when construction begins. 483-7551	
on buildin	on building located at No. 738 Foote Avenue Street	
and owned by Mr.	Quality Markets	
	Scallise Construction	
I hereby grant such 62 Estimated cost, S	application. ,000.00	
	This permit expires July 2,	
	コード 一番 東 コー・ストー・ストー・ストー・ストー・ストー・ストー・ストー・ストー・ストー・スト	

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CITY OF JAMESTOWN, N.Y.

DEPARTMENT OF ASSESSMENTS

KENNETH R. JOHNSON, IAO CITY ASSESSOR

January 15, 1980

Benderson Development Co., Inc. 570 Delaware Avenue Buffalo, New York 14202

Dear Mr. Benderson:

I have completed field inspection for assessment purposes of your property located at 708-744 Foote Avenue, Jamestown, New York. The tentative assessed value for the year 1980 is as follows:

Land \$ 140,160, Improvements \$ 421,250, TOTAL - \$ 561,410

Business Incentive Exemption purusant to Section 485-b of the Real Property Tax Law \$ 46,585.

The breakdown of this assessed value increase is as follows:

Merger of Land formerly separately assessed	
Parcel # 629103	\$ 750
629104	1500
# 629105A1A	21210
n 629105B - 105A2	1440
" 629106A	2820
" 629107	2700
n 629108	130
TOTAL OF LAND MERGED =	\$ 30550

This land was merged because new construction crossed parcel assessment boundaries.

New Construction
Renovation of a portion of old Loblaw Store and old Ruslink Drug Store,
approximately 14,200 sq. ft., now occupied by Quality Markets - \$ 23,060

Construction of new Ruslink Drug Store, 4,422 sq. ft. - 46,950

Construction of incompleted stores, 5,670 sq. ft. (partial assmt.)23,160 TOTAL OF ASSESSED VALUE INCREASE - \$ 93,170

Exemption for first year pursuant to Section 485b. application approval is 50% of the increase in assessed value due to such new construction or renovation.

- \$\frac{46,585}{46,585}}

TOTAL TAXABLE INCREASE IN ASSESSED VALUATION - \$\frac{46,585}{46,585}}

I hope this will be sufficient for your tax esculation purposes. Be sure to return application forms 485b to my office prior to February 1, 1980.

Kenneth R. Johnson, I.A.O.

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City of Jamestown, N. Y. April 10 19 79 Permit No.

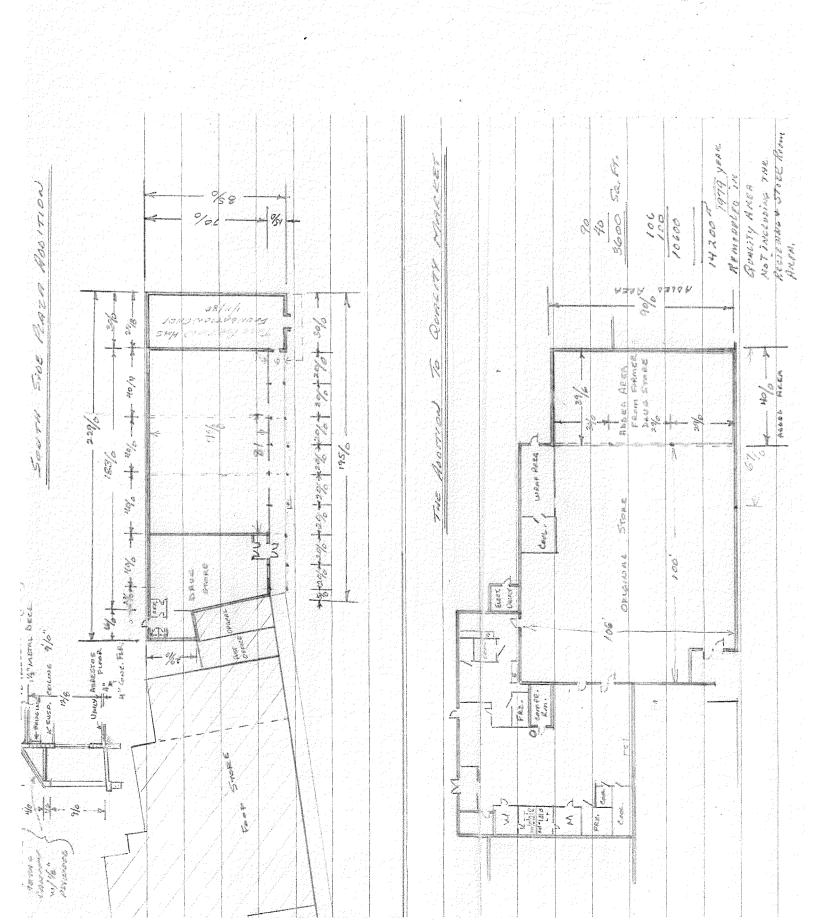
Permit to Make Additions, Alterations and Repairs

Oct. 10 79 Building Inspector This permit expires

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BUILDING PERMIT

029-1058

Permit No.

22 - 128

The plans and specifications for the construction of α City of Jamestown, N. Y. April 29, 1980 19

Fabralds Restaurant. To be constructed in accordance with 129 Countrication

Code. Please notify building instactor whom construction begins. 661-2251

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AND THE STREET WHICH to be erected on the lot located at No.

and owned by Mr. Composation Composation (Account filed, I hereby grant such application.

Estimated cost, \$ 225,000 0 0

Dennett Construction - Box 196,
Dansville, NY Confractor TOTAL A LANGE OF

Building Inspector

19 80

October 29,

Permit expires

629-2011 1 068 EN-24002-629

BUILDING PERMIT

Permit No.

The plans and specifications for the construction of a 22° X 32° addition to

City of Jamestown, N. Y. March 25 19 74

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accordance with the N.Y.S. Failding Code.

Competented 9/24/194

to be erected on the lot located at No. South Side Plaza, Foote Avenue

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DEPT. OF ASSESSMENTS, CITY OF JAMESTOWN, N. Y.

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DEPT. OF ASSESSMENTS, CITY OF JAMESTOWN, N. Y.

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DEPT. OF ASSESSMENTS, CITY OF JAMESTOWN, N. Y.

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APPENDIX D PROFESSIONAL QUALIFICATIONS



Amy M. Wright

Senior Scientist 59 Lisa Marie Terrace Millville, NJ 08332 Mobile: 856.305.1997

SUMMARY OF EXPERIENCE

Ms. Wright has over eleven years of experience in environmental consulting, with over seven years of experience in environmental due diligence. Her experience ranges from Phase I Environmental Site Assessments (ESAs) and Phase II Site Investigations to power plant commissioning, chemical demilitarization facility startup, and ecological impact studies. Ms. Wright has conducted numerous Phase I ESAs in accordance with ASTM standards in 21 states, including Washington, DC, and has conducted Phase II Site Investigations in New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Oklahoma, and Arkansas. After receiving her USEPA AHERA accreditation in June 2005, Ms. Wright either conducted or oversaw asbestos sampling in New Jersey, Pennsylvania, New York, Oklahoma, and Arkansas. She has also collected air samples for radon, water samples for lead in drinking water, and paint chip samples for lead-based paint. Ms. Wright has conducted QA/QC and technical reviews of over 300 Phase I ESA reports in addition to those she has conducted herself, and has managed several Phase I and environmental consulting projects.

RELEVANT PROJECT EXPERIENCE

MARYLAND VOLUNTARY CLEANUP PROGRAM - POTOMAC, MARYLAND

ENTERED A DRY CLEANING FACILITY INTO THE VCP PROGRAM IN AN AFFLUENT SUBURB OF WASHINGTON, DC. AS PART OF THE VCP PROCESS, MS. WRIGHT COMPLETED AND SUBMITTED REQUIRED DOCUMENTATION AND SITE PLANS, MET ON-PROPERTY WITH MARYLAND DEPARTMENT OF THE ENVIRONMENTAL (MDE) PROJECT MANAGERS, AND COORDINATED AND ATTENDED CONFERENCE CALLS BETWEEN THE CLIENT AND MDE.

STEWART INTERNATIONAL AIRPORT - NEWBURGH, NEW YORK

AS PART OF A THREE-PERSON TEAM, PERFORMED AN ENVIRONMENTAL ASSESSMENT OF THE ENTIRE AIRPORT FACILITY, INCLUDING AN ON-SITE BUSINESS PARK, WHICH INCLUDED A REVIEW OF HISTORICAL DOCUMENTS, INCLUDING PREVIOUS ASBESTOS REMOVAL EFFORTS AND REMEDIATION OF THE AIRPORT'S FORMER USE AS A MILITARY BASE.

CONFIDENTIAL CLIENT – CEMENT PROCESSING FACILITIES – US AND EUROPEAN FACILITIES

Managed a portfolio divestiture of over 500 facilities, which included document review of available information related to each facility and permits applicable to each facility. Applied for new permits as needed for each facility. Determined for which sites Phase I ESAs should be conducted or updated.

CONFIDENTIAL CLIENT – STEEL FITTINGS MANUFACTURER – ARKANSAS AND OKLAHOMA

Performed environmental assessments for two facilities located in Arkansas and Oklahoma. These Phase I ESAs resulted in sampling for asbestos-containing materials (ACMs) and soil and groundwater sampling (Phase II ESAs) for potential on-site contamination. Areas determined to be impacted by site operations were remediated to meet state requirements.

POWER PLANTS - NEW JERSEY, NEW YORK, AND CONNECTICUT

Performed environmental assessments of power plants located in New Jersey and New York, with asbestos sampling conducted at the New Jersey facility. Also conducted a Phase I ESA related to the siting of a power plant in Connecticut.



Amy M. Wright

Senior Scientist 59 Lisa Marie Terrace Millville, NJ 08332 Mobile: 856.305.1997

TONER MANUFACTURING FACILITY - WHEELING, WEST VIRGINIA

Performed an environmental assessment of a toner manufacturing facility located in West Virginia. Based on the results of the Phase I ESA, a Phase II ESA was performed to determine if on-site contamination was present related to a historical gasoline UST.

ETHNIC DAIRY PRODUCT MANUFACTURING FACILITY - PHILADELPHIA, PENNSYLVANIA

PERFORMED AN ENVIRONMENTAL ASSESSMENT OF AN ETHIC DAIRY PRODUCT MANUFACTURING FACILITY LOCATED IN PHILADELPHIA. PRIOR USE OF THE PROPERTY INCLUDED TRUCK REPAIR AND VEHICLE FUELING. CONDUCTED PHASE II ESA TO EVALUATE TO WHAT EXTENT ON-SITE CONTAMINATION WAS PRESENT.

AUTOMOBILE ELECTRONIC PARTS DEPOT – TORONTO, ONTARIO, CANADA

Performed an environmental assessment (to US standards) of a parts facility in Toronto, which had previously remediated on-site soil and groundwater contamination. Collected groundwater samples to confirm no additional contamination present.

LIGHT INDUSTRIAL FACILITIES – VARIOUS STATES

Performed environmental assessments of light industrial facilities located in several states. The assessments included the evaluation of chemical storage, aboveground storage tanks, underground storage tanks, asbestos-containing materials, lead-based paint, and Resource Conservation and Recovery Act (RCRA) issues.

WAREHOUSE FACILITIES – VARIOUS STATES

Performed environmental assessments for several warehouse portfolios in various states. These ESAs were paired with regulatory compliance audits to assure facility compliance with applicable Federal, state, and local environmental regulations.

SHOPPING MALLS/RETAIL PLAZAS – VARIOUS STATES

PERFORMED ENVIRONMENTAL ASSESSMENTS FOR SHOPPING MALLS AND RETAIL PLAZAS IN VARIOUS STATES. OFTEN, THESE ESAS INVOLVED ASSESSING CURRENT OR FORMER DRY CLEANER FACILITIES, WHICH AT TIMES RESULTED IN CONDUCTING PHASE II ESAS TO DETERMINE IF THE DRY CLEANER FACILITIES IMPACTED THE SOIL OR GROUNDWATER OF THE PROPERTY.

APARTMENT COMPLEXES – VARIOUS STATES

PERFORMED ENVIRONMENTAL ASSESSMENTS FOR APARTMENT COMPLEXES IN VARIOUS STATES, WHICH ALSO INCLUDED AT TIMES SAMPLING FOR ASBESTOS, RADON, LEAD IN DRINKING WATER, AND LEAD-BASED PAINT, AS WELL AS VISUAL INSPECTIONS FOR MOLD.

SELF STORAGE FACILITIES – DELAWARE, TEXAS, MARYLAND

Performed environmental assessments for several self-storage facilities in various locations. The assessments included evaluations of prior use of the properties, chemical storage, aboveground storage tanks, underground storage tanks, asbestos-containing materials, chemical storage, and historical research.

YACHT MANUFACTURING AND STORAGE FACILITIES - TRENTON, MAINE AND SOUTHWEST HARBOR,



Amy M. Wright

Senior Scientist 59 Lisa Marie Terrace Millville, NJ 08332 Mobile: 856.305.1997

MAINE

Performed environmental assessments on three yacht manufacturing and storage facilities in Trenton, Maine and Southwest Harbor, Maine. The assessments included the evaluation of chemical storage, aboveground storage tanks, underground storage tanks, asbestos-containing materials, lead-based paint, and RCRA issues.

GOVERNMENT OFFICE BUILDINGS – VARIOUS STATES

Performed environmental assessments for US Government office buildings in various states. The assessments included the evaluation of chemical storage, aboveground storage tanks, underground storage tanks, asbestos-containing materials, and RCRA issues.

EDUCATION

BACHELOR'S OF SCIENCE IN ENVIRONMENTAL SCIENCE, CUM LAUDE UNIVERSITY OF FLORIDA GAINESVILLE, FLORIDA

PROFESSIONAL REGISTRATIONS

USEPA AHERA ACCREDITATION
OSHA 40-HOUR HAZWOPER CERTIFICATION



Michael McGeehan

Sr. Program Director 269 Farmingville Rd. Ridgefield, CT 06877

Office: 203.438.4120 Mobile: 203.994.3242

SUMMARY OF EXPERIENCE

MR. McGeehan has 15 years of real estate due diligence experience that includes risk management, management consulting, environmental program management, and hazardous waste management.

Mr. McGeehan joined EBI in 1998 as an environmental assessor / manager. He was promoted to NATIONAL SUPPORT DIRECTOR, PHASE I ENVIRONMENTAL SITE ASSESSMENT (ESA) DIRECTOR POSITIONS AND EVENTUALLY ADDED SENIOR PROGRAM DIRECTOR; REAL ESTATE SERVICES TO HIS TITLE. DURING THIS FIVE YEAR PERIOD, HE REPORTED DIRECTLY TO THE CHIEF OPERATING OFFICER AND WAS A KEY PLAYER IN ORGANIZATION IMPROVEMENTS, STRATEGIC PLANNING, AND PERSONNEL DECISIONS. MR. MCGEEHAN SERVICED AS A DIRECT MANAGER TO 15 EMPLOYEES IN 2003. HE UPDATED AND INSTRUCTED PHASE I ESA TRAINING AND NEW EMPLOYEE TRAINING FOR ALL NEW HIRES. ADDITIONAL DUTIES INCLUDED SOLICITING CO-WORKER FEEDBACK; STREAMLINING AND IMPLEMENTING EFFECTIVE MEASURES TO IMPROVE REPORT QUALITY AND DETAILS; EXCEEDING REPORT TURNAROUND TIMELINES; AND IDENTIFYING AREAS FOR COST CUTTING MEASURES, MR. MCGEEHAN SERVED AS THE LEAD TECHNICAL RESOURCE FOR ALL ESA PROJECTS AND REVIEWED HUNDREDS OF PHASE I ESA AND ENVIRONMENTAL SCREENINGS; AND A LIMITED NUMBER OF Phase II subsurface investigations. He served as lead reviewer and key client manager for most HIGH VOLUME ACCOUNTS, AND OVERSAW AND INTERACTED ON A FREQUENT BASIS WITH APPROXIMATELY 40 CLIENTS WITH VARYING SCOPES OF WORK, AND REASONS FOR DUE DILIGENCE (FINANCING, ACQUISITION, PROPERTY SALE, FORECLOSURE) DURING THIS FIVE YEAR PERIOD. LASTLY, SALES AND MARKETING responsibilities were performed, on an as needed basis, in an effort to update to Real Estate SERVICES QUALIFICATION PACKAGES AND SALES INFORMATION; COMPLETE PROJECT SPECIFIC PROPOSALS; AND FOR CLIENT SPECIFIC MEETINGS/EVENTS.

MR. MCGEEHAN REJOINED EBI IN 2006 AFTER OVER THREE YEARS AS A VICE PRESIDENT AT A WALL STREET CONDUIT. HE WAS AN IN-HOUSE TECHNICAL EXPERT FOR THE CONDUIT REVIEWING THIRD-PARTY PHASE I ENVIRONMENTAL SITE ASSESSMENT (ESA), PHASE II SUBSURFACE INVESTIGATIONS, PROPERTY CONDITION ASSESSMENT AND SEISMIC REPORTS FOR TECHNICAL CONTENT, REGULATORY COMPLIANCE, LIABILITY CONCERNS, AND RATING AGENCY/ASTM PROTOCOLS. HE ALSO SERVED AS LIAISON BETWEEN BORROWER/BROKER AND THE CONDUIT FOR COMMUNICATION OF TECHNICAL ISSUES, AND HE RESEARCHED ENVIRONMENTAL REMEDIATION SCENARIOS/COSTS OR SECURED ENVIRONMENTAL INSURANCE COVERAGE FOR CERTAIN ENVIRONMENTAL CONDITIONS. ON A ROUTINE BASIS, MR. MCGEEHAN MAINTAINED OVERSIGHT OF THE DUE DILIGENCE REPORT WORKLOAD AND TIMELINES FOR ACTIVE LOANS, AND WROTE DETAILED DUE DILIGENCE PROPERTY SUMMARIES FOR SENIOR MANAGEMENT AND THE SECURITIZATION TEAM.

HE CURRENTLY SERVES AS A CLIENT MANAGER AND SENIOR TECHNICAL REVIEWER FOR KEY AND HIGH-VOLUME REAL ESTATE ACCOUNTS SUCH AS WALL STREET AND REGIONAL COMMERCIAL LENDERS, SPECIAL SERVICERS, MORTGAGE BROKERS, LEGAL COUNSEL, FANNIE MAE AND FREDDIE MAC, INSURANCE COMPANIES, AND REAL ESTATE ACQUISITION COMPANIES. MANAGEMENT OF INDIVIDUAL PROPERTY OR PORTFOLIO ASSIGNMENTS HAVE INCLUDED INDUSTRIAL, COMMERCIAL, RETAIL, VACANT LAND, MULTI-FAMILY RESIDENTIAL PROPERTIES, AND TELECOMMUNICATIONS SITES. MR. MCGEEHAN HAS PROVIDED PROJECT MANAGEMENT AND THIRD PARTY REVIEW WORK FOR GROUNDWATER SITE CHARACTERIZATIONS, UNDERGROUND STORAGE TANK CLOSURES, RADON, ASBESTOS-CONTAINING MATERIALS, LEAD-BASED PAINT, MOLD/MICROBIAL, AND LEAD WATER CONCERNS.



Michael McGeehan

Sr. Program Director 269 Farmingville Rd. Ridgefield, CT 06877

Office: 203.438.4120 Mobile: 203.994.3242

MR. MCGEEHAN ALSO PLAYS A KEY ROLE IN REAL ESTATE SALES AND MARKETING OUTREACH AND MEETINGS IN THE NORTHEAST, MID ATLANTIC, AND SOUTHEAST REGIONS. FURTHERMORE, HE HAS DEVELOPED, FACILITATED, AND INSTRUCTED TRAINING SESSIONS FOR SEVERAL NATIONAL COMMERCIAL CLIENTS ON PHASE I ENVIRONMENTAL, PROPERTY CONDITION AND SEISMIC ASSESSMENT TOPICS. AS NEEDED, HE HAS ASSISTED THE TELECOMMUNICATION, AND PHASE II SUBSURFACE INVESTIGATION GROUP WITH FIELD WORK ACTIVITIES AND TECHNICAL ASSISTANCE.

EDUCATION

BACHELOR OF ARTS - ENVIRONMENT, TECHNOLOGY AND SOCIETY (HONORS DISTINCTION) - CLARK UNIVERSITY

BACHELOR OF ARTS - GEOGRAPHY - CLARK UNIVERSITY

PROFESSIONAL TRAININGS

40-Hour OSHA Hazardous Worker and Supervisory Training (Clean Harbors / EBI Consulting)

RCRA TRAINING (US EPA)

SUBSURFACE TECHNIQUES / INVESTIGATIONS (NORTHEASTERN UNIVERSITY)

REAL ESTATE FINANCE (MIT CENTER FOR REAL ESTATE, TUFTS UNIVERSITY)

COMMERCIAL REAL ESTATE DEVELOPMENT (MIT CENTER FOR REAL ESTATE)

CONFINED SPACE SAFETY TRAINING (CLEAN HARBORS)

HAZARDOUS WASTE SEGREGATION (CLEAN HARBORS)

EMERGENCY RESPONSE TRAINING (CLEAN HARBORS)

FIRST AID / CPR TRAINING (RED CROSS)

APPENDIX E REGULATORY DATABASE REPORT

Southside Plaza 708-744 Foote Avenue Jamestown, NY 14701

Inquiry Number: 03479786.1r

December 18, 2012

The EDR Radius Map™ Report with GeoCheck®

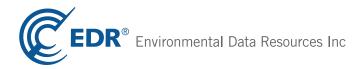


TABLE OF CONTENTS

SECTION	PAGE
Executive Summary	ES1
Overview Map	2
Detail Map.	 3
Map Findings Summary	4
Map Findings	8
Orphan Summary	62
Government Records Searched/Data Currency Tracking	GR-1
GEOCHECK ADDENDUM	
Physical Setting Source Addendum	A-1
Physical Setting Source Summary	A-2
Physical Setting SSURGO Soil Map.	A-5
Physical Setting Source Map.	A-14
Physical Setting Source Map Findings.	A-16
Physical Setting Source Records Searched	A-23

Thank you for your business.Please contact EDR at 1-800-352-0050 with any questions or comments.

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A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-05) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

TARGET PROPERTY INFORMATION

ADDRESS

708-744 FOOTE AVENUE JAMESTOWN, NY 14701

COORDINATES

Latitude (North): 42.0811000 - 42° 4′ 51.96" Longitude (West): 79.2305000 - 79° 13′ 49.80"

Universal Tranverse Mercator: Zone 17 UTM X (Meters): 646366.0 UTM Y (Meters): 4660082.0

Elevation: 1447 ft. above sea level

USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property Map: 42079-A2 JAMESTOWN, NY

Most Recent Revision: 1980

AERIAL PHOTOGRAPHY IN THIS REPORT

Photo Year: 2009 Source: USDA

TARGET PROPERTY SEARCH RESULTS

The target property was identified in the following records. For more information on this property see page 8 of the attached EDR Radius Map report:

Site	Database(s)	EPA ID
SOUTHSIDE STATION INC 704-744 FOOTE AVE JAMESTOWN, NY 14702	RCRA-LQG RCRA-NonGen	NYR000180117
SOUTHSIDE STATION INC 704-744 FOOTE AVE JAMESTOWN, NY 14701	FINDS	N/A
SOUTHSIDE PLAZA 704-744 FOOTE AVENUE JAMESTOWN, NY 14701	MANIFEST BROWNFIELDS	N/A

DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

STANDARD ENVIRONMENTAL RECORDS

Federal NPL site list	
NPL	National Priority List
Proposed NPL	Proposed National Priority List Sites
NPL LIENS	- Federal Superfund Liens
Federal Delisted NPL site li	
Delisted NPL	National Priority List Deletions
Federal CERCLIS list	
CERCLIS.	. Comprehensive Environmental Response, Compensation, and Liability Information System
FEDERAL FACILITY	Federal Facility Site Information listing
Federal CERCLIS NFRAP s	ita Liat
CERC-NFRAP	CERCLIS No Further Remedial Action Planned
Federal RCRA CORRACTS	facilities list
CORRACTS	. Corrective Action Report
Federal RCRA non-CORRA	CTS TSD facilities list
RCRA-15DF	RCRA - Treatment, Storage and Disposal
Federal RCRA generators li	ist
_	RCRA - Small Quantity Generators
	RCRA - Conditionally Exempt Small Quantity Generator
Federal institutional contro	ls / engineering controls registries
US ENG CONTROLS	. Engineering Controls Sites List
US INST CONTROL	_ Sites with Institutional Controls
LUCIS	Land Use Control Information System
Fordered FDNC liet	
Federal ERNS list	
ERNS	Emergency Response Notification System
State- and tribal - equivalen	at CERCUS
•	
SHWS	. Inactive Hazardous Waste Disposal Sites in New York State

VAPOR REOPENED...... Vapor Intrusion Legacy Site List State and tribal landfill and/or solid waste disposal site lists SWF/LF..... Facility Register State and tribal leaking storage tank lists INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land State and tribal registered storage tank lists TANKS..... Storage Tank Facility Listing CBS UST..... Chemical Bulk Storage Database MOSF UST..... Major Oil Storage Facilities Database CBS AST...... Chemical Bulk Storage Database MOSF AST..... Major Oil Storage Facilities Database MOSF...... Major Oil Storage Facility Site Listing CBS..... Chemical Bulk Storage Site Listing INDIAN UST..... Underground Storage Tanks on Indian Land FEMA UST..... Underground Storage Tank Listing State and tribal institutional control / engineering control registries ENG CONTROLS_____ Registry of Engineering Controls INST CONTROL...... Registry of Institutional Controls RES DECL______ Restrictive Declarations Listing State and tribal voluntary cleanup sites VCP......Voluntary Cleanup Agreements INDIAN VCP..... Voluntary Cleanup Priority Listing State and tribal Brownfields sites ERP..... Environmental Restoration Program Listing ADDITIONAL ENVIRONMENTAL RECORDS Local Brownfield lists US BROWNFIELDS..... A Listing of Brownfields Sites Local Lists of Landfill / Solid Waste Disposal Sites Open Dump Inventory DEBRIS REGION 9...... Torres Martinez Reservation Illegal Dump Site Locations SWRCY...... Registered Recycling Facility List SWTIRE...... Registered Waste Tire Storage & Facility List INDIAN ODI_____ Report on the Status of Open Dumps on Indian Lands

DEL SHWS..... Delisted Registry Sites

US HIST CDL..... National Clandestine Laboratory Register

Local Lists of Registered Storage Tanks

HIST AST..... Historical Petroleum Bulk Storage Database

Local Land Records

LIENS 2..... CERCLA Lien Information LIENS...... Spill Liens Information

Records of Emergency Release Reports

HMIRS_____ Hazardous Materials Information Reporting System

NY Hist Spills..... SPILLS Database

Other Ascertainable Records

DOT OPS..... Incident and Accident Data DOD..... Department of Defense Sites FUDS...... Formerly Used Defense Sites

CONSENT..... Superfund (CERCLA) Consent Decrees

ROD...... Records Of Decision UMTRA..... Uranium Mill Tailings Sites MINES..... Mines Master Index File

TRIS______ Toxic Chemical Release Inventory System TSCA______ Toxic Substances Control Act

FTTS......FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide

Act)/TSCA (Toxic Substances Control Act)

HIST FTTS...... FIFRA/TSCA Tracking System Administrative Case Listing

SSTS______Section 7 Tracking Systems

ICIS...... Integrated Compliance Information System

PADS...... PCB Activity Database System MLTS..... Material Licensing Tracking System RADINFO...... Radiation Information Database

HSWDS_____ Hazardous Substance Waste Disposal Site Inventory

UIC_____Underground Injection Control Wells

DRYCLEANERS...... Registered Drycleaners

NPDES...... State Pollutant Discharge Elimination System

AIRS..... Air Emissions Data

E DESIGNATION..... E DESIGNATION SITE LISTING

INDIAN RESERV...... Indian Reservations
SCRD DRYCLEANERS..... State Coalition for Remediation of Drycleaners Listing

EPA WATCH LIST..... EPA WATCH LIST

US FIN ASSUR..... Financial Assurance Information PRP...... Potentially Responsible Parties COAL ASH...... Coal Ash Disposal Site Listing COAL ASH DOE..... Steam-Electric Plant Operation Data

COAL ASH EPA..... Coal Combustion Residues Surface Impoundments List

2020 COR ACTION...... 2020 Corrective Action Program List FINANCIAL ASSURANCE.... Financial Assurance Information Listing PCB TRANSFORMER...... PCB Transformer Registration Database

EDR PROPRIETARY RECORDS

EDR Proprietary Records

Manufactured Gas Plants..... EDR Proprietary Manufactured Gas Plants

SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified in the following databases.

Elevations have been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified. Sites with an elevation equal to or higher than the target property have been differentiated below from sites with an elevation lower than the target property.

Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in **bold italics** are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

STANDARD ENVIRONMENTAL RECORDS

State and tribal leaking storage tank lists

LTANKS: Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills

A review of the LTANKS list, as provided by EDR, and dated 08/20/2012 has revealed that there are 3 LTANKS sites within approximately 0.5 miles of the target property.

Lower Elevation	Address	Direction / Distance	Map ID	Page
ROBO CAR WASH Date Closed: 5/22/1990	MARION & FOOTE AVENUES	E 0 - 1/8 (0.052 mi.)	B4	12
TANKS ON SFETKO PROPERTY Date Closed: 2/4/1997	839-863 FOOTE AVENUE	SE 1/4 - 1/2 (0.299 mi.)	13	55
KWIK FILL GAS Date Closed: 9/8/2011	1781 FOOTE AVE EXT	SSE 1/4 - 1/2 (0.472 mi.)	14	58

HIST LTANKS: A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database.

A review of the HIST LTANKS list, as provided by EDR, and dated 01/01/2002 has revealed that there are 2 HIST LTANKS sites within approximately 0.5 miles of the target property.

Lower Elevation	Address	Direction / Distance	Map ID	Page
ROBO CAR WASH Date Closed: 05/22/90	MARION & FOOTE AVENUES	E 0 - 1/8 (0.052 mi.)	B4	12
TANKS ON SFETKO PROPERTY Date Closed: 02/04/97	839-863 FOOTE AVENUE	SE 1/4 - 1/2 (0.299 mi.)	13	55

State and tribal registered storage tank lists

UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the UST list, as provided by EDR, and dated 11/19/2012 has revealed that there are 3 UST sites within approximately 0.25 miles of the target property.

Equal/Higher Elevation	Address	Direction / Distance	Map ID	Page
COLE MUFFLER INC.	777 FOOTE AVE	SE 1/8 - 1/4 (0.186 mi.)	D11	50
Lower Elevation	Address	Direction / Distance	Map ID	Page
SOUTH SIDE MOBIL ROBO WASH	731 FOOTE AVE 111 MARION ST	ESE 0 - 1/8 (0.087 mi.) SE 1/8 - 1/4 (0.181 mi.)	C6 D10	16 41

AST: The Aboveground Storage Tank database contains registered ASTs. The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database.

A review of the AST list, as provided by EDR, and dated 11/19/2012 has revealed that there is 1 AST site within approximately 0.25 miles of the target property.

Equal/Higher Elevation	Address	Direction / Distance	Map ID	Page
COLE MUFFLER INC.	777 FOOTE AVE	SE 1/8 - 1/4 (0.186 mi.)	D12	52

ADDITIONAL ENVIRONMENTAL RECORDS

Local Lists of Registered Storage Tanks

HIST UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the HIST UST list, as provided by EDR, and dated 01/01/2002 has revealed that there are 3 HIST UST sites within approximately 0.25 miles of the target property.

Equal/Higher Elevation	Address	Direction / Distance	Map ID	Page
HANSON BRD JAMESTOWN	25 ELAM ST	ENE 1/8 - 1/4 (0.177 mi.)	9	39
Lower Elevation	Address	Direction / Distance	Map ID	Page
SOUTH SIDE MOBIL	731 FOOTE AVE	ESE 0 - 1/8 (0.087 mi.)	C6	16
ROBO WASH	111 MARION ST	SE 1/8 - 1/4 (0.181 mi.)	D10	41

Records of Emergency Release Reports

NY Spills: Data collected on spills reported to NYSDEC. is required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

A review of the NY Spills list, as provided by EDR, and dated 08/20/2012 has revealed that there are 2 NY Spills sites within approximately 0.125 miles of the target property.

Lower Elevation	Address	Direction / Distance	Map ID	Page
PIZZA HUT - JAMESTOWN Date Closed: 2/22/2005	717 FOOTE AVENUE	E 0 - 1/8 (0.067 mi.)	B5	14
QUALITY MARKETS #661 Date Closed: 3/31/2005	738 FOOTE AVE	ESE 0 - 1/8 (0.101 mi.)	C7	27

Other Ascertainable Records

MANIFEST: Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

A review of the MANIFEST list, as provided by EDR, and dated 11/01/2012 has revealed that there is 1 MANIFEST site within approximately 0.25 miles of the target property.

Equal/Higher Elevation	Address	Direction / Distance	Map ID	Page
WHIRLEY DRY CLEANERS	750 FOOTE AVE	SE 1/8 - 1/4 (0.127 mi.)	8	29

Due to poor or inadequate address information, the following sites were not mapped. Count: 12 records.

Site Name

NYSDOT BIN 1027790

NYSDOT NYSDOT TRI-JAMES BUSTI (T) FACILITY CHADAKOIN PARK C & D ALLEN STREET SPOIL AREA

MOBIL STATION KWIK FILL #M70

UNION CONCRETE COMPANY

KIMBALL STAND SERVICE

WCA HOSPITAL

Database(s)

RCRA-NonGen, MANIFEST RCRA-LQG, FINDS, MANIFEST

RCRA-LQG, MANIFEST

CERCLIS, FINDS

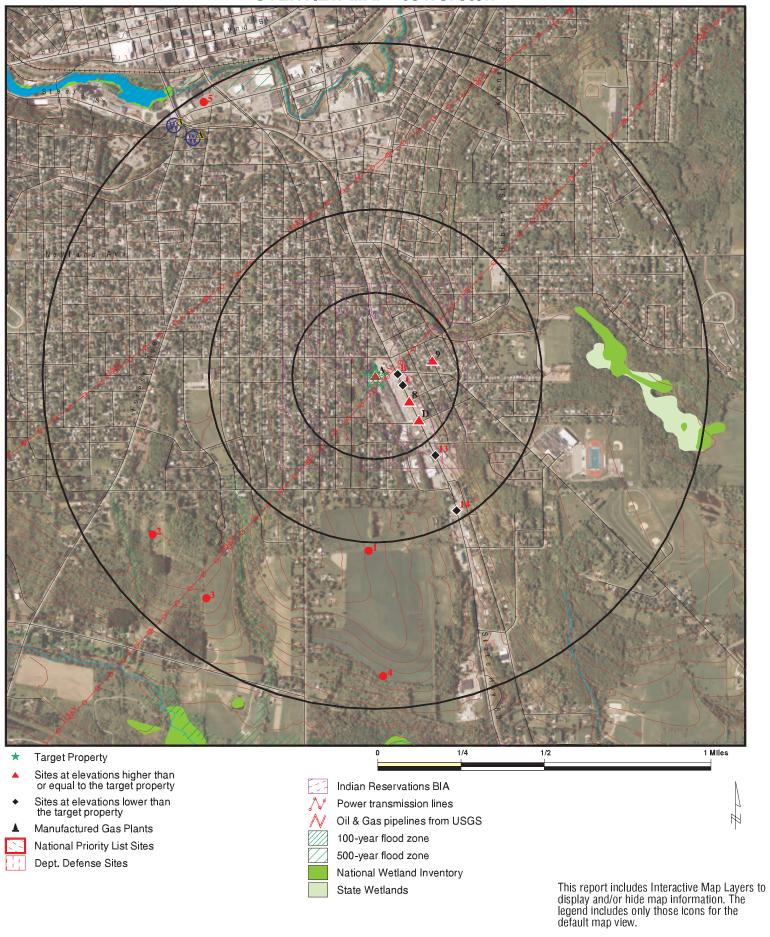
SWF/LF SWF/LF SWF/LF UST NY Spills

NY Spills, NY Hist Spills

NY Spills, NY Hist Spills

NY Spills

OVERVIEW MAP - 03479786.1r

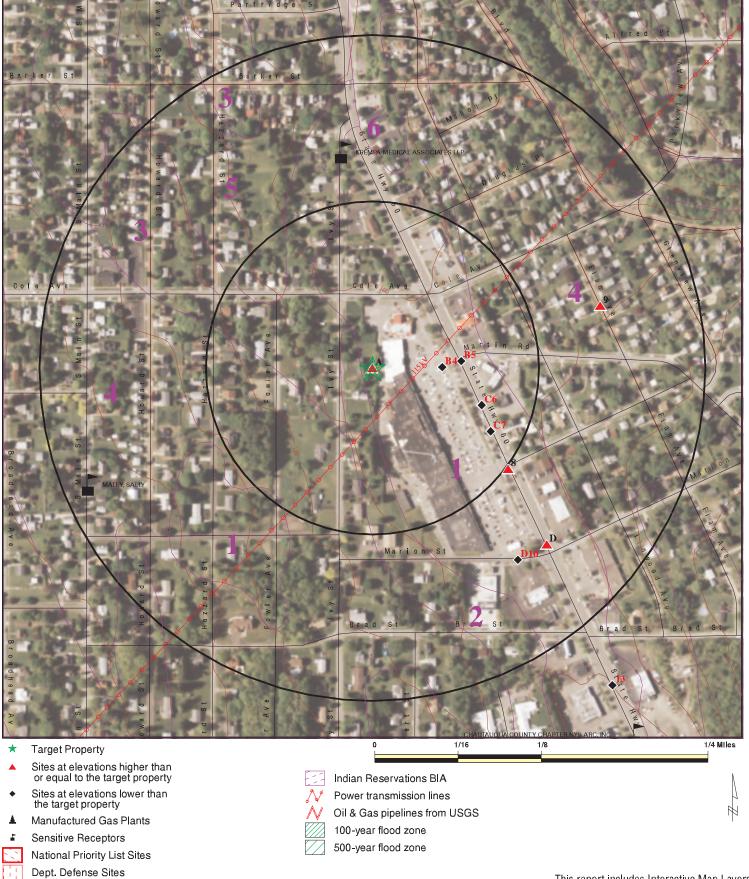


SITE NAME: Southside Plaza
ADDRESS: 708-744 Foote Avenue
Jamestown NY 14701
LAT/LONG: 42.0811 / 79.2305

CLIENT: EnviroBusiness, Inc. CONTACT: Production Manager INQUIRY #: 03479786.1r

DATE: December 18, 2012 11:43 am

DETAIL MAP - 03479786.1r



This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Southside Plaza ADDRESS: 708-744 Foote Avenue Jamestown NY 14701 LAT/LONG: 42.0811 / 79.2305 CLIENT: EnviroBusiness, Inc. CONTACT: Production Manager

INQUIRY #: 03479786.1r DATE: December 18, 2012 11:43 am

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted	
STANDARD ENVIRONMEN	TAL RECORDS								
Federal NPL site list									
NPL Proposed NPL NPL LIENS	1.000 1.000 TP		0 0 NR	0 0 NR	0 0 NR	0 0 NR	NR NR NR	0 0 0	
Federal Delisted NPL si	te list								
Delisted NPL	1.000		0	0	0	0	NR	0	
Federal CERCLIS list									
CERCLIS FEDERAL FACILITY	0.500 1.000		0 0	0 0	0 0	NR 0	NR NR	0 0	
Federal CERCLIS NFRAP site List									
CERC-NFRAP	0.500		0	0	0	NR	NR	0	
Federal RCRA CORRACTS facilities list									
CORRACTS	1.000		0	0	0	0	NR	0	
Federal RCRA non-COR	RRACTS TSD f	acilities list							
RCRA-TSDF	0.500		0	0	0	NR	NR	0	
Federal RCRA generato	rs list								
RCRA-LQG RCRA-SQG RCRA-CESQG	0.250 0.250 0.250	1	0 0 0	0 0 0	NR NR NR	NR NR NR	NR NR NR	1 0 0	
Federal institutional controls / engineering controls registries									
US ENG CONTROLS US INST CONTROL LUCIS	0.500 0.500 0.500		0 0 0	0 0 0	0 0 0	NR NR NR	NR NR NR	0 0 0	
Federal ERNS list									
ERNS	0.125		0	NR	NR	NR	NR	0	
State- and tribal - equiva	alent CERCLIS	3							
SHWS VAPOR REOPENED	1.000 1.000		0 0	0 0	0 0	0 0	NR NR	0 0	
State and tribal landfill and/or solid waste disposal site lists									
SWF/LF	0.500		0	0	0	NR	NR	0	
State and tribal leaking storage tank lists									
LTANKS HIST LTANKS INDIAN LUST	0.500 0.500 0.500		1 1 0	0 0 0	2 1 0	NR NR NR	NR NR NR	3 2 0	

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
State and tribal registered storage tank lists								
TANKS UST CBS UST MOSF UST AST CBS AST MOSF AST MOSF CBS INDIAN UST FEMA UST	0.250 0.250 0.250 0.500 0.250 0.250 0.500 0.500 0.250 0.250		0 1 0 0 0 0 0 0 0	0 2 0 0 1 0 0 0 0	NR NR NR O NR NR O O NR NR NR	NR NR NR NR NR NR NR NR	NR NR NR NR NR NR NR NR NR	0 3 0 0 1 0 0 0 0
State and tribal institutional control registries								
ENG CONTROLS INST CONTROL RES DECL	0.500 0.500 0.180		0 0 0	0 0 0	0 0 NR	NR NR NR	NR NR NR	0 0 0
State and tribal voluntar	ry cleanup site	es						
VCP INDIAN VCP	0.500 0.500		0 0	0 0	0 0	NR NR	NR NR	0 0
State and tribal Brownfi	elds sites							
ERP BROWNFIELDS	0.500 0.500	1	0	0 0	0 0	NR NR	NR NR	0 1
ADDITIONAL ENVIRONMENTAL RECORDS								
Local Brownfield lists								
US BROWNFIELDS	0.500		0	0	0	NR	NR	0
Local Lists of Landfill / Solid Waste Disposal Sites								
ODI DEBRIS REGION 9 SWRCY SWTIRE INDIAN ODI	0.500 0.500 0.500 0.500 0.500		0 0 0 0	0 0 0 0	0 0 0 0	NR NR NR NR NR	NR NR NR NR NR	0 0 0 0
Local Lists of Hazardous waste / Contaminated Sites								
US CDL DEL SHWS US HIST CDL	TP 1.000 TP		NR 0 NR	NR 0 NR	NR 0 NR	NR 0 NR	NR NR NR	0 0 0
Local Lists of Registered Storage Tanks								
HIST UST HIST AST	0.250 TP		1 NR	2 NR	NR NR	NR NR	NR NR	3 0

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
Local Land Records								
LIENS 2 LIENS	TP TP		NR NR	NR NR	NR NR	NR NR	NR NR	0
Records of Emergency R	elease Repo	rts						
HMIRS	TP		NR	NR	NR	NR	NR	0
NY Spills NY Hist Spills	0.125 0.125		2 0	NR NR	NR NR	NR NR	NR NR	2 0
Other Ascertainable Reco			-					-
RCRA-NonGen	TP	1	NR	NR	NR	NR	NR	1
DOT OPS	TP		NR	NR	NR	NR	NR	0
DOD	1.000		0	0	0	0	NR	0
FUDS CONSENT	1.000 1.000		0 0	0 0	0 0	0 0	NR NR	0 0
ROD	1.000		0	Ö	Ö	0	NR	0
UMTRA	0.500		0	0	0	NR	NR	0
MINES	0.250		0	0	NR	NR	NR	0
TRIS	TP		NR	NR	NR	NR	NR	0
TSCA FTTS	TP TP		NR NR	NR NR	NR NR	NR NR	NR NR	0 0
HIST FTTS	TP		NR	NR NR	NR NR	NR	NR	0
SSTS	TP		NR	NR	NR	NR	NR	0
ICIS	TP		NR	NR	NR	NR	NR	0
PADS	TP		NR	NR	NR	NR	NR	0
MLTS	TP		NR	NR	NR	NR	NR	0
RADINFO FINDS	TP TP	1	NR NR	NR NR	NR NR	NR NR	NR NR	0 1
RAATS	TP	ı	NR NR	NR NR	NR NR	NR NR	NR NR	0
HSWDS	0.500		0	0	0	NR	NR	0
UIC	TP		NR	NR	NR	NR	NR	Ō
MANIFEST	0.250	1	0	1	NR	NR	NR	2
DRYCLEANERS	0.250		0	0	NR	NR	NR	0
NPDES	TP		NR	NR	NR NR	NR	NR	0
AIRS E DESIGNATION	TP TP		NR NR	NR NR	NR NR	NR NR	NR NR	0 0
INDIAN RESERV	1.000		0	0	0	0	NR	0
SCRD DRYCLEANERS	0.500		0	0	0	NR	NR	0
EPA WATCH LIST	TP		NR	NR	NR	NR	NR	0
US FIN ASSUR	TP		NR	NR	NR	NR	NR	0
PRP COAL ASH	TP		NR 0	NR 0	NR 0	NR NR	NR NB	0
COAL ASH DOE	0.500 TP		NR	NR	NR	NR	NR NR	0 0
COAL ASH EPA	0.500		0	0	0	NR	NR	0
2020 COR ACTION	0.250		0	0	NR	NR	NR	0
FINANCIAL ASSURANCE	TP		NR	NR	NR	NR	NR	0
PCB TRANSFORMER	TP		NR	NR	NR	NR	NR	0
EDR PROPRIETARY RECORDS								
EDR Proprietary Records								
Manufactured Gas Plants	1.000		0	0	0	0	NR	0

< 1/8

Search

Distance (Miles)

Target Property

1/8 - 1/4

1/4 - 1/2

1/2 - 1 > 1

Total Plotted

NOTES:

Database

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

Direction Distance

EDR ID Number Elevation Site **EPA ID Number** Database(s)

Α1 **SOUTHSIDE STATION INC** RCRA-LQG 1014399921 **Target 704-744 FOOTE AVE** RCRA-NonGen NYR000180117 JAMESTOWN, NY 14702 **Property**

Site 1 of 3 in cluster A

RCRA-LQG: Actual:

1447 ft. Date form received by agency: 02/27/2012

Facility name: SOUTHSIDE STATION INC Facility address: **704-744 FOOTE AVE**

JAMESTOWN, NY 14702

EPA ID: NYR000180117 Mailing address: NORTHLAKE DR

CINCINNATI, OH 45249

Contact: SARA BRENNAN Contact address:

E 400 SOUTH SUITE 402 SALT LAKE CITY, UT 84111

Contact country: US

(801) 521-6970 Contact telephone:

Telephone ext.: 3305

Contact email: SBRENNAN@PHILLIPSEDISON.COM

EPA Region: 02

Classification: Large Quantity Generator

Description: Handler: generates 1,000 kg or more of hazardous waste during any

> calendar month: or generates more than 1 kg of acutely hazardous waste during any calendar month; or generates more than 100 kg of any residue or contaminated soil, waste or other debris resulting from the cleanup of a spill, into or on any land or water, of acutely hazardous waste during any calendar month; or generates 1 kg or less of acutely hazardous waste during any calendar month, and accumulates more than 1 kg of acutely hazardous waste at any time; or generates 100 kg or less of any residue or contaminated soil, waste or other debris resulting from the cleanup of a spill, into or on any land or water, of acutely hazardous waste during any calendar month, and accumulates more than

100 kg of that material at any time

Classification: Non-Generator

Description: Handler: Non-Generators do not presently generate hazardous waste

Owner/Operator Summary:

Owner/operator name: SOUTHSIDE STATION INC

Owner/operator address: Not reported Not reported

Owner/operator country: US

Owner/operator telephone: Not reported Legal status: Private Owner/Operator Type: Operator

Owner/Op start date: 07/24/2007 Owner/Op end date: Not reported

SOUTHSIDE STATION INC Owner/operator name:

Owner/operator address: Not reported

Not reported

Owner/operator country: Not reported Owner/operator telephone: Not reported Legal status: Private

Owner/Operator Type: Operator Owner/Op start date: 07/24/2007 Owner/Op end date: Not reported

Direction Distance

Elevation Site Database(s) EPA ID Number

SOUTHSIDE STATION INC (Continued)

1014399921

EDR ID Number

Owner/operator name: SOUTHSIDE STATION INC

Owner/operator address: NORTHLAKE DR

CINCINNATI, OH 45249

Owner/operator country: US

Owner/operator telephone: (513) 554-1110
Legal status: Private
Owner/Operator Type: Owner

Owner/Operator Type: Owner
Owner/Op start date: 07/24/2007
Owner/Op end date: Not reported

Handler Activities Summary:

U.S. importer of hazardous waste: Nο Mixed waste (haz. and radioactive): No Recycler of hazardous waste: No Transporter of hazardous waste: No Treater, storer or disposer of HW: No Underground injection activity: No On-site burner exemption: No Furnace exemption: No Used oil fuel burner: No Used oil processor: Nο User oil refiner: No Used oil fuel marketer to burner: No Used oil Specification marketer: No Used oil transfer facility: No Used oil transporter: Nο

Historical Generators:

Date form received by agency: 01/23/2012

Facility name: SOUTHSIDE STATION INC Classification: Not a generator, verified

Date form received by agency: 12/06/2011

Facility name: SOUTHSIDE STATION INC Classification: Large Quantity Generator

Date form received by agency: 01/14/2011

Facility name: SOUTHSIDE STATION INC Classification: Large Quantity Generator

Hazardous Waste Summary:

Waste code: F002

Waste name: THE FOLLOWING SPENT HALOGENATED SOLVENTS: TETRACHLOROETHYLENE,

 ${\tt METHYLENE~CHLORIDE,~TRICHLOROETHYLENE,~1,1,1-TRICHLOROETHANE,}\\$

CHLOROBENZENE, 1,1,2-TRICHLORO-1,2,2-TRIFLUOROETHANE, ORTHO-DICHLOROBENZENE, TRICHLOROFLUOROMETHANE, AND

1,1,2-TRICHLOROETHANE; ALL SPENT SOLVENT MIXTURES/BLENDS CONTAINING, BEFORE USE, A TOTAL OF TEN PERCENT OR MORE (BY VOLUME) OF ONE OR MORE OF THE ABOVE HALOGENATED SOLVENTS OR THOSE LISTED IN F001, F004, OR F005, AND STILL BOTTOMS FROM THE RECOVERY OF THESE SPENT SOLVENTS AND

SPENT SOLVENT MIXTURES.

Waste code: F002

Waste name: THE FOLLOWING SPENT HALOGENATED SOLVENTS: TETRACHLOROETHYLENE.

METHYLENE CHLORIDE, TRICHLOROETHYLENE, 1,1,1-TRICHLOROETHANE,

CHLOROBENZENE, 1,1,2-TRICHLORO-1,2,2-TRIFLUOROETHANE,

Map ID MAP FINDINGS
Direction

Distance

Elevation Site Database(s) EPA ID Number

SOUTHSIDE STATION INC (Continued)

1014399921

EDR ID Number

ORTHO-DICHLOROBENZENE, TRICHLOROFLUOROMETHANE, AND 1,1,2-TRICHLOROETHANE; ALL SPENT SOLVENT MIXTURES/BLENDS CONTAINING, BEFORE USE, A TOTAL OF TEN PERCENT OR MORE (BY VOLUME) OF ONE OR MORE OF THE ABOVE HALOGENATED SOLVENTS OR THOSE LISTED IN F001, F004, OR F005, AND STILL BOTTOMS FROM THE RECOVERY OF THESE SPENT SOLVENTS AND SPENT SOLVENT MIXTURES.

Waste code: F002

Waste name: THE FOLLOWING SPENT HALOGENATED SOLVENTS: TETRACHLOROETHYLENE,

METHYLENE CHLORIDE, TRICHLOROETHYLENE, 1,1,1-TRICHLOROETHANE,

CHLOROBENZENE, 1,1,2-TRICHLORO-1,2,2-TRIFLUOROETHANE, ORTHO-DICHLOROBENZENE, TRICHLOROFLUOROMETHANE. AND

1,1,2-TRICHLOROETHANE; ALL SPENT SOLVENT MIXTURES/BLENDS CONTAINING, BEFORE USE, A TOTAL OF TEN PERCENT OR MORE (BY VOLUME) OF ONE OR MORE OF THE ABOVE HALOGENATED SOLVENTS OR THOSE LISTED IN F001, F004, OR F005, AND STILL BOTTOMS FROM THE RECOVERY OF THESE SPENT SOLVENTS AND

SPENT SOLVENT MIXTURES.

Waste code: F002

Waste name: THE FOLLOWING SPENT HALOGENATED SOLVENTS: TETRACHLOROETHYLENE,

METHYLENE CHLORIDE, TRICHLOROETHYLENE, 1,1,1-TRICHLOROETHANE,

CHLOROBENZENE, 1,1,2-TRICHLORO-1,2,2-TRIFLUOROETHANE, ORTHO-DICHLOROBENZENE, TRICHLOROFLUOROMETHANE, AND

1,1,2-TRICHLOROETHANE; ALL SPENT SOLVENT MIXTURES/BLENDS CONTAINING, BEFORE USE, A TOTAL OF TEN PERCENT OR MORE (BY VOLUME) OF ONE OR MORE OF THE ABOVE HALOGENATED SOLVENTS OR THOSE LISTED IN F001, F004, OR F005, AND STILL BOTTOMS FROM THE RECOVERY OF THESE SPENT SOLVENTS AND

SPENT SOLVENT MIXTURES.

Violation Status: No violations found

A2 SOUTHSIDE STATION INC Target 704-744 FOOTE AVE Property JAMESTOWN, NY 14701

FINDS:

FINDS 1014815805

N/A

Site 2 of 3 in cluster A

Actual: 1447 ft.

Registry ID: 110043306473

Environmental Interest/Information System

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport,

and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA

program staff to track the notification, permit, compliance, and

corrective action activities required under RCRA.

Direction Distance

EDR ID Number Elevation Site **EPA ID Number** Database(s)

A3 SOUTHSIDE PLAZA MANIFEST S112141268 **Target** 704-744 FOOTE AVENUE **BROWNFIELDS** N/A JAMESTOWN, NY 14701 **Property**

Site 3 of 3 in cluster A NY MANIFEST:

Actual: 1447 ft.

NYR000180117 EPA ID:

Country: USA

Mailing Name: SOUTHSIDE STATION INC Mailing Contact: SOUTHSIDE STATION INC Mailing Address: 11501 NORTHLAKE DR

Mailing Address 2: Not reported Mailing City: CINCINNATI Mailing State: ОН

Mailing Zip: 45249 Mailing Zip4: Not reported Mailing Country: USA Mailing Phone: Not reported

NY MANIFEST:

No Manifest Records Available

BROWNFIELDS:

Program: **BCP** Site Code: 466517

Site Description: Location: The approximately 5 acre Southside Plaza Site is located in

an urban area, at 708-744 Foote Avenue, in the Town of Jamestown, Chautaugua County. Site Features: The main site features are a redeveloped strip mall containing several attached buildings, with a paved parking lot along the west. This site contains the northern portion of a continuous strip mall, surrounded by a mix of residential and commercial properties. Current Use: The site is currently active and zoned for commercial use. The nearest residential area is adjacent to the west side of the plaza. Historical Use: Prior uses that may have led to site contamination include a former gasoline and service station in the northern portion of the strip mall from about 1956 to 1971, and a dry cleaner in the south-central portion at 736 Foote Avenue from about 1956 to 1983.

Site Geology and Hydrogeology: Soils at the site are comprised of silt loam known as the Fremont silt loam, a poorly drained, fine textured soil with moderate to moderately slow permeability. Depth to groundwater is 20-40 feet below ground surface and flow direction is to the northeast of the property.

Env Problem: Nature and Extent of Contamination: Based on investigations conducted

to date, the primary contaminants of concern are Tetrachloroethylene (PCE) and Trichloroethene (TCE) and their braekdown products in groundwater. The highest concentrations of PCE and TCE ranged from

2,300 to 39 ug/L, exceeding the GW standard of 5 ug/L.

Health Problem: Information submitted with the BCP application regarding the

conditions at the site are currently under review and will be revised

as additional information becomes available.

Direction Distance

Distance Elevation Site EDR ID Number

EDR ID Number

EPA ID Number

B4 ROBO CAR WASH LTANKS S100118008
East MARION & FOOTE AVENUES HIST LTANKS N/A

< 1/8 JAMESTOWN, NY

0.052 mi.

277 ft. Site 1 of 2 in cluster B

Relative: LTANKS:

Lower Site ID: 264234 Spill No: 8905515

Actual: Spill Date: 8/31/1989
1445 ft. Spill Cause: Tank Failure

Spill Source: Commercial/Industrial

Spill Class: Not reported Spill Closed Dt: 5/22/1990 Facility Addr2: Not reported Cleanup Ceased: 5/22/1990 Cleanup Meets Standard: True 0708 SWIS: **MXFRANKS** Investigator: Referred To: Not reported Reported to Dept: 9/5/1989 CID: Not reported Water Affected: Not reported Spill Notifier: Citizen Not reported Last Inspection: Recommended Penalty: False

Recommended Penalty: False
UST Involvement: True
Remediation Phase: 0
Date Entered In Computer: 9/6/1989
Spill Record Last Update: 5/29/1990
Spiller Name: Not reported

Spiller Company: ROBO ENTERPRISES
Spiller Address: 1310 EAST SECOND STREET
Spiller City, St, Zip: JAMESTOWN, NY 14701

Spiller County: 001

Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Extention: Not reported

DEC Region: 9
DER Facility ID: 215364

DEC Memo: Prior to Sept, 2004 data translation this spill Lead_DEC Field was

"MF"09/05/89: MF NOTIFIED CHCHD, THEY WILL INVESTIGATE.12/20/89: MF

TELECON GEORGE CARLSON, HE HAD A PROBLEM WITH UNION DURING REMOVAL OF

TANKS. HE WILL SEND A LETTER STATING HOLE CLEAN. TELECON BOB LINCOLN,

HE WILL CHECK TO SEE WHO FROM COUNTY WAS ON SITE. 12/29/89: MF

RECEIVED A LETTER FROM ROBO, STATING NO CONTAMINATION FOUND, ALSO CHCHD WAS ON SITE. COPY OF LETTER TO JES. WILL WAIT FOR REPORT FROM CHCHD. 05/22/90: MF 5/7/90 MEETING AT CHCHD. MAV HAS NO KNOWLEDGE OF

THIS SPILL. NO FUTHER ACTION POSSIBLE.

Remarks: CALLER COMPLAINED OF CONTAMINATED SOIL AFTER 2 UST'S WERE REMOVED.

Material:

 Site ID:
 264234

 Operable Unit ID:
 930710

 Operable Unit:
 01

 Material ID:
 445940

 Material Code:
 0009

 Material Name:
 Gasoline

 Case No.:
 Not reported

Direction Distance Elevation

stance EDR ID Number evation Site Database(s) EPA ID Number

ROBO CAR WASH (Continued)

S100118008

Material FA: Petroleum
Quantity: 5
Units: Gallons
Recovered: No
Resource Affected: Not reported
Oxygenate: False

Tank Test:

Site ID: Not reported Spill Tank Test: Not reported Tank Number: Not reported Tank Size: Not reported Test Method: Not reported Leak Rate: Not reported Gross Fail: Not reported Not reported Modified By: Last Modified: Not reported Test Method: Not reported

HIST LTANKS:

Region of Spill:

Spill Number: 8905515
Spill Date: 08/31/1989
Spill Time: 12:99
Spill Cause: Tank Failure
Resource Affectd: Groundwater
Water Affected: Not reported

Spill Source: Other Commercial/Industrial

Spill Class: Not reported
Spill Closed Dt: 05/22/90
Cleanup Ceased: 05/22/90
Cleanup Meets Standard: True
Investigator: MF

Caller Name: Not reported Caller Agency: Not reported Caller Phone: Not reported Caller Extension: Not reported Notifier Name: Not reported Notifier Agency: Not reported Notifier Phone: Not reported Notifier Extension: Not reported Reported to Department Date: 09/05/89 Reported to Department Time: 15:15 SWIS:

Spiller Contact: Not reported
Spiller Phone: Not reported
Spiller Extention: Not reported

Spiller Name: ROBO ENTERPRISES
Spiller Address: 1310 EAST SECOND STREET
Spiller City,St,Zip: JAMESTOWN, NY 14701

Spiller Cleanup Date: //

Facility Contact: Not reported
Facility Phone: (716) 665-2467
Facility Extention: Not reported
Spill Notifier: Citizen

Direction Distance

Elevation Site Database(s) EPA ID Number

ROBO CAR WASH (Continued)

PBS Number: Not reported

Last Inspection: / /

Recommended Penalty: Penalty Not Recommended

Enforcement Date: //
Investigation Complete: //
UST Involvement: True

Date Region Sent Summary to Central Office: / /
Corrective Action Plan Submitted: / /
Date Spill Entered In Computer Data File: 09/06/89
Time Spill Entered In Computer Data File: Not reported

Spill Record Last Update: 05/29/90 Is Updated: False

Tank:

PBS Number: Not reported Tank Number: Not reported Tank Size: Not reported Test Method: Not reported Leak Rate Failed Tank: Not reported Gross Leak Rate: Not reported

Material:

Material Class Type: Petroleum Quantity Spilled: 5 Unkonwn Quantity Spilled: False Units: Gallons Quantity Recovered: O Unkonwn Quantity Recovered: False Material: **GASOLINE GASOLINE** Class Type: Times Material Entry In File: 21329 CAS Number: Not reported Last Date: 19940929

DEC Remarks: 09/05/89: MF NOTIFIED CHCHD, THEY WILL INVESTIGATE. 12/20/89: MF TELECON

GEORGE CARLSON, HE HAD A PROBLEM WITH UNION DURING REMOVAL OF TANKS. HE WILL SEND A LETTER STATING HOLE CLEAN. TELECON BOB LINCOLN, HE WILL CHECK TO SEE WHO FROM COUNTY WAS ONSITE. 12/29/89: MF RECEIVED A LETTER FROM ROBO, STATING NO CONTAMINATION FOUND, ALSO CHCHD WAS ON SITE. COPY OF LETTER TO JES. WILL WAIT

FOR REPORT FROM CHCHD. 05/22/90: MF 5/7/90 MEETING AT CHCHD. MAV HAS NO

KNOWLEDGE OF THIS SPILL. NO FUTHER ACTION POSSIBLE.

Spill Cause: CALLER COMPLAINED OF CONTAMINATED SOIL AFTER 2 UST S WERE REMOVED.

B5 PIZZA HUT - JAMESTOWN NY Spills \$106737322

East 717 FOOTE AVENUE < 1/8 JAMESTOWN, NY

< 1/8 JAMES I OWN, NY 0.067 mi.

353 ft. Site 2 of 2 in cluster B

Relative: SPILLS:

Actual:

1445 ft.

Lower Facility ID: 0485525

 DER Facility ID:
 272544

 Facility Type:
 ER

 Site ID:
 337206

 DEC Region:
 9

 Spill Number:
 0485525

 Spill Date:
 2/1/2005

 Spill Cause:
 Other

Spill Class: Known release that creates potential for fire or hazard. DEC Response.

N/A

EDR ID Number

S100118008

Direction Distance

Elevation Site Database(s) EPA ID Number

PIZZA HUT - JAMESTOWN (Continued)

S106737322

EDR ID Number

Willing Responsible Party. Corrective action taken.

Spill Closed Date: 2/22/2005 SWIS: 0708 Investigator: **MXFRANKS** Referred To: Not reported Reported to Dept: 2/7/2005 Not reported CID: Water Affected: Not reported Spill Source: Commercial Vehicle

Spill Notifier: Other Cleanup Ceased: Not reported Cleanup Meets Std: False Last Inspection: Not reported Recommended Penalty: False **UST Trust:** False Remediation Phase: Date Entered In Computer: 2/7/2005 Spill Record Last Update: 4/7/2005 Spiller Name: Not reported Spiller Company: Not reported Spiller Address: Not reported Spiller City, St, Zip: Not reported Spiller Company: Not reported Contact Name: Not reported Contact Phone: Not reported

DEC Memo: 2/22/05 FG REVIEWED THE PHASE I AND THE LIMITED SUBSURFACE

INVESTIGATION REPORTS. THE SITE USED TO BE A GASOLINE STATION. A GPR WHICH REVEALED NO ANOMALIES THAT WOULD INDICATE UST'S PRESENT WAS COMPLETED. BORINGS WERE COMPLETED AND WELLS INSTALLED. ONLY ONE (B2) OF 7 BORINGS SHOWED ANY PETROLEUM CONTAMINATION TO BE PRESENT AND THE LEVELS WERE BELOW TAGM'S. THE WELL PLACED AT THE LOCATION OF B2

(MW1)SHOWED CONTAMINATION SLIGHTLY ABOVE GROUNDWATER STANDARDS. THE

SITE IS MADE INCATIVE ON THIS BASIS. NO FURTHER WORK IS REQUIRED. AT

THIS TIME.

Remarks: petroleum contamination found in the groundwater while performing a

phase II site investigation. consultant will send in phase I and

phase II report. site was a former gaasoline station

Material:

 Site ID:
 337206

 Operable Unit ID:
 1099191

 Operable Unit:
 01

 Material ID:
 579508

 Material Code:
 0066A

Material Name: UNKNOWN PETROLEUM

Case No.:

Material FA:

Quantity:

Units:

Recovered:

Resource Affected:

Oxygenate:

Not reported

Petroleum

Not reported

Not reported

Not reported

False

Tank Test:

Site ID: Not reported Spill Tank Test: Not reported Tank Number: Not reported

Direction Distance

Elevation Site Database(s) **EPA ID Number**

PIZZA HUT - JAMESTOWN (Continued)

S106737322

EDR ID Number

Tank Size: Not reported Test Method: Not reported Leak Rate: Not reported Gross Fail: Not reported Modified By: Not reported Last Modified: Not reported Not reported Test Method:

C6 **SOUTH SIDE MOBIL** U001851857 UST **ESE** 731 FOOTE AVE **HIST UST** N/A

< 1/8 JAMESTOWN, NY 14701

0.087 mi.

457 ft. Site 1 of 2 in cluster C

Relative:

Actual:

1446 ft.

UST: Facility Id: 9-222909 Lower

Region: STATE DEC Region: Site Status: Active

Program Type: **PBS Expiration Date:** 2017/08/17

UTM X: 150186.40111999999 UTM Y: 4667404.0239599999

Affiliation Records:

Site Id: 53113 Affiliation Type: Owner

DANIELSON OIL CO INC Company Name:

Contact Type: **PRESIDENT** Contact Name: TOM DANIELSON Address1: 258 CRESCENT ST Address2: Not reported **JAMESTOWN** City:

State: NY Zip Code: 14701 Country Code: 001

(716) 488-1171 Phone: Phone Ext: Not reported Email: Not reported Fax Number: Not reported Modified By: SLZIEMBA Date Last Modified: 12/5/2012

Site Id: 53113 Affiliation Type: Mail Contact

DANIELSON OIL CO INC Company Name:

Contact Type: Not reported

Contact Name: TOM Address1: 258 CRESCENT ST Address2: Not reported **JAMESTOWN** City:

State: NYZip Code: 14701 Country Code: 001

Phone: (716) 488-1171 Phone Ext: Not reported Email: Not reported

Distance

Elevation Site Database(s) EPA ID Number

SOUTH SIDE MOBIL (Continued)

U001851857

EDR ID Number

Fax Number: Not reported Modified By: SLZIEMBA Date Last Modified: 9/25/2012

Site Id: 53113

Affiliation Type: On-Site Operator
Company Name: SOUTH SIDE MOBIL

Contact Type: Not reported
Contact Name: DOM CONTI
Address1: Not reported
Address2: Not reported
City: Not reported
State: NN

Zip Code: Not reported Country Code: 001

Phone: (716) 487-2041
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: SLZIEMBA
Date Last Modified: 8/14/2012

Site Id: 53113

Affiliation Type: Emergency Contact
Company Name: DANIELSON OIL CO INC

Contact Type:

Contact Name:

Address1:

Address2:

City:

State:

Not reported

TOM DANIELSON

Not reported

Not reported

Not reported

Not reported

Not reported

Not reported

Zip Code: Not reported Country Code: 999

Phone: (716) 488-1171
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: SLZIEMBA
Date Last Modified: 12/5/2012

Equipment Records:

J00 - Dispenser - None

B02 - Tank External Protection - Original Sacrificial Anode

100 - Overfill - None

A00 - Tank Internal Protection - None F04 - Pipe External Protection - Fiberglass

C00 - Pipe Location - No Piping
F00 - Pipe External Protection - None
A00 - Tank Internal Protection - None
D01 - Pipe Type - Steel/Carbon Steel/Iron

J02 - Dispenser - Suction

D06 - Pipe Type - Fiberglass Reinforced Plastic (FRP)

G04 - Tank Secondary Containment - Double-Walled (Underground)

K00 - Spill Prevention - None

B00 - Tank External Protection - None

C02 - Pipe Location - Underground/On-ground F04 - Pipe External Protection - Fiberglass

Direction Distance Elevation

Site Database(s) EPA ID Number

SOUTH SIDE MOBIL (Continued)

U001851857

EDR ID Number

- K01 Spill Prevention Catch Basin
- J01 Dispenser Submersible
- G04 Tank Secondary Containment Double-Walled (Underground)
- L07 Piping Leak Detection Pressurized Piping Leak Detector
- G00 Tank Secondary Containment None
- 100 Overfill None
- H02 Tank Leak Detection Interstitial Manual Monitoring
- L00 Piping Leak Detection None
- H02 Tank Leak Detection Interstitial Manual Monitoring
- F04 Pipe External Protection Fiberglass
- K01 Spill Prevention Catch Basin
- C00 Pipe Location No Piping
- F00 Pipe External Protection None
- F04 Pipe External Protection Fiberglass
- K01 Spill Prevention Catch Basin
- C00 Pipe Location No Piping
- F00 Pipe External Protection None
- A00 Tank Internal Protection None
- J02 Dispenser Suction
- L09 Piping Leak Detection Exempt Suction Piping
- A00 Tank Internal Protection None
- D01 Pipe Type Steel/Carbon Steel/Iron
- J02 Dispenser Suction
- A00 Tank Internal Protection None
- A00 Tank Internal Protection None
- J01 Dispenser Submersible
- D01 Pipe Type Steel/Carbon Steel/Iron
- J02 Dispenser Suction
- A00 Tank Internal Protection None
- J01 Dispenser Submersible
- A00 Tank Internal Protection None
- J01 Dispenser Submersible
- D06 Pipe Type Fiberglass Reinforced Plastic (FRP)
- G04 Tank Secondary Containment Double-Walled (Underground)
- B00 Tank External Protection None
- D06 Pipe Type Fiberglass Reinforced Plastic (FRP)
- D06 Pipe Type Fiberglass Reinforced Plastic (FRP)
- G04 Tank Secondary Containment Double-Walled (Underground)
- L07 Piping Leak Detection Pressurized Piping Leak Detector
- B00 Tank External Protection None
- G00 Tank Secondary Containment None
- A01 Tank Internal Protection Epoxy Liner
- G00 Tank Secondary Containment None
- B02 Tank External Protection Original Sacrificial Anode
- 100 Overfill None
- B02 Tank External Protection Original Sacrificial Anode
- B04 Tank External Protection Fiberglass
- 100 Overfill None
- F04 Pipe External Protection Fiberglass
- K01 Spill Prevention Catch Basin
- F04 Pipe External Protection Fiberglass
- K01 Spill Prevention Catch Basin
- D06 Pipe Type Fiberglass Reinforced Plastic (FRP)
- G04 Tank Secondary Containment Double-Walled (Underground)
- L07 Piping Leak Detection Pressurized Piping Leak Detector
- D06 Pipe Type Fiberglass Reinforced Plastic (FRP)
- G04 Tank Secondary Containment Double-Walled (Underground)

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

U001851857

L07 - Piping Leak Detection - Pressurized Piping Leak Detector

C02 - Pipe Location - Underground/On-ground C02 - Pipe Location - Underground/On-ground C02 - Pipe Location - Underground/On-ground C02 - Pipe Location - Underground/On-ground C02 - Pipe Location - Underground/On-ground

H02 - Tank Leak Detection - Interstitial - Manual Monitoring

E04 - Piping Secondary Containment - Double-Walled (Underground) E04 - Piping Secondary Containment - Double-Walled (Underground) H02 - Tank Leak Detection - Interstitial - Manual Monitoring

E04 - Piping Secondary Containment - Double-Walled (Underground)

H02 - Tank Leak Detection - Interstitial - Manual Monitoring

E04 - Piping Secondary Containment - Double-Walled (Underground)

H02 - Tank Leak Detection - Interstitial - Manual Monitoring

B04 - Tank External Protection - Fiberglass

B02 - Tank External Protection - Original Sacrificial Anode

E00 - Piping Secondary Containment - None

H00 - Tank Leak Detection - None 101 - Overfill - Float Vent Valve

E00 - Piping Secondary Containment - None

101 - Overfill - Float Vent Valve H00 - Tank Leak Detection - None 101 - Overfill - Float Vent Valve H00 - Tank Leak Detection - None 101 - Overfill - Float Vent Valve 101 - Overfill - Float Vent Valve

Tank Info:

Site ID: 53113

Tank Number: 1 Tank ID: 164400

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Pipe Model: Not reported 01/01/1985 Install Date: 10000 Capacity Gallons: Tightness Test Method: NN Next Test Date: Not reported

Date Tank Closed: Not reported

Tank Location:

Steel/carbon steel Tank Type: Date Test: Not reported Register: True Modified By: **TRANSLAT** Last Modified: 03/04/2004

Site ID: 53113

Tank Number: 2 Tank ID: 164399

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Not reported Pipe Model: 01/01/1975 Install Date: Capacity Gallons: 5000 Tightness Test Method:

Next Test Date: Not reported

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

U001851857

Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: 09/01/1987 Register: True Modified By: **TRANSLAT** Last Modified: 03/04/2004

Site ID: 53113

Tank Number: 3 Tank ID: 164398

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Pipe Model: Not reported 01/01/1975 Install Date: Capacity Gallons: 5000 Tightness Test Method: 05

Next Test Date: Not reported Not reported Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: 08/01/1987 Register: True Modified By: **TRANSLAT** Last Modified: 03/04/2004

Site ID: 53113

Tank Number: Tank ID: 164401 Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported Install Date: 04/01/1990 10000 Capacity Gallons: Tightness Test Method: NN

Next Test Date: Not reported Not reported Date Tank Closed:

Tank Location:

Equivalent technology Tank Type:

Date Test: Not reported Register: True Modified By: **SLZIEMBA** Last Modified: 08/14/2012

Site ID: 53113

Tank Number: 5 Tank ID: 164402 Tank Status: In Service Tank Model: Not reported Not reported Pipe Model: 04/01/1990 Install Date: Capacity Gallons: 8000 Tightness Test Method: NN

Next Test Date: Not reported

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

U001851857

Date Tank Closed: Not reported

Tank Location:

Tank Type: Equivalent technology

Date Test: Not reported Register: True Modified By: SLZIEMBA 08/14/2012 Last Modified:

Site ID: 53113

Tank Number: 6 Tank ID: 164403 Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported 04/01/1990 Install Date: Capacity Gallons: 4000 NN Tightness Test Method:

Next Test Date: Not reported Not reported Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: **SLZIEMBA** 08/14/2012 Last Modified:

Site ID: 53113

Tank Number: 7 Tank ID: 164404 Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported Install Date: 04/01/1990 Capacity Gallons: 4000 Tightness Test Method: NN

Next Test Date: Not reported Not reported Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: SLZIEMBA Last Modified: 08/14/2012

Site ID: 53113

Tank Number: 8 Tank ID: 172263 Tank Status: In Service Tank Model: Not reported Not reported Pipe Model: 04/01/1990 Install Date: Capacity Gallons: 500

Next Test Date: Not reported

NN

Tightness Test Method:

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

U001851857

Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: **SLZIEMBA** 08/14/2012 Last Modified:

Site ID: 53113

Tank Number: 9 Tank ID: 172264 Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported Install Date: 04/01/1990 500 Capacity Gallons: Tightness Test Method: NN

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: **SLZIEMBA** Last Modified: 08/14/2012

HIST UST:

PBS Number: 9-222909 Not reported SPDES Number: TOM DANIELSON **Emergency Contact: Emergency Telephone:** (716) 488-1171 Operator: DOM CONTI Operator Telephone: (716) 487-2041

DANIELSON OIL CO INC Owner Name: Owner Address: 258 CRESCENT ST Owner City, St, Zip: JAMESTOWN, NY 14701 Owner Telephone: (716) 488-1171 Owner Type: Corporate/Commercial

Owner Subtype: Not reported

Mailing Name: DANIELSON OIL CO INC Mailing Address: 258 CRESCENT ST

Mailing Address 2: Not reported

Mailing City, St, Zip: JAMESTOWN, NY 14701

Mailing Contact: Not reported Mailing Telephone: (716) 488-1171 Owner Mark: First Owner

1 - Active PBS facility, i.e. total capacity of the PBS tanks is Facility Status:

greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist

or not at the facility.

Facility Addr2: Not reported SWIS ID: 0608 Old PBS Number: Not reported

Facility Type: **RETAIL GASOLINE SALES**

Inspected Date: 19961107 Inspector: **JES** Inspection Result: Not reported

Direction Distance

Elevation Site Database(s) EPA ID Number

SOUTH SIDE MOBIL (Continued)

U001851857

EDR ID Number

Federal ID: Not reported Certification Flag: False Certification Date: 11/04/1997 **Expiration Date:** 08/17/2002 Renew Flag: True Renewal Date: 19921027 Total Capacity: 27000 FAMT: True

Facility Screen: No Missing Data
Owner Screen: Minor Data Missing
Tank Screen: Minor Data Missing

Dead Letter: False
CBS Number: Not reported
Town or City: JAMESTOWN (C)

County Code: 06 Town or City: 08 Region: 9

Tank ld:

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

Install Date: 19850101 Capacity (gals): 10000

Product Stored: UNLEADED GASOLINE
Tank Type: Steel/carbon steel
Tank Internal: Epoxy Liner

Tank Internal: Epoxy Liner
Tank External: Not reported
Pipe Location: Not reported
Pipe Type: STEEL/IRON
Pipe Internal: Not reported
Pipe External: Not reported
Second Containment: None
Leak Detection: None
Overfill Prot: Not reported

Overfill Prot: Not reported Dispenser: Suction Not reported Date Tested: Next Test Date: Not reported Missing Data for Tank: Minor Data Missing Date Closed: Not reported Test Method: Not reported Deleted: False

Updated: False
Lat/long: Not reported

Tank ld: 2

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

Install Date: 19750101

Capacity (gals): 5000

Product Stored: UNLEADED GASOLINE Tank Type: Steel/carbon steel

Tank Type: Steel/carbon steel/c

Direction Distance

Elevation Site Database(s) EPA ID Number

SOUTH SIDE MOBIL (Continued)

U001851857

EDR ID Number

Pipe External: Not reported Second Containment: None Leak Detection: None Overfill Prot: Not reported Dispenser: Suction 09/01/1987 Date Tested: Not reported Next Test Date: Minor Data Missing Missing Data for Tank: Date Closed: Not reported

Test Method: Ainlay
Deleted: False
Updated: False
Lat/long: Not reported
Not reported
Not reported

Tank ld:

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

Install Date: 19750101 Capacity (gals): 5000

Product Stored: LEADED GASOLINE Tank Type: Steel/carbon steel Tank Internal: Not reported Tank External: Not reported Not reported Pipe Location: Pipe Type: STEEL/IRON Pipe Internal: Not reported Pipe External: Not reported Second Containment: None Leak Detection: None Overfill Prot: Not reported Dispenser: Suction Date Tested: 08/01/1987 Next Test Date: Not reported

Date Closed: Not reported
Test Method: Ainlay
Deleted: False
Updated: False
Lat/long: Not reported

Missing Data for Tank: Minor Data Missing

Tank ld: 4

Tank Location: UNDERGROUND Tank Status: In Service Install Date: 19900401

Capacity (gals): 10000

Product Stored: UNLEADED GASOLINE

Tank Type: Fiberglass reinforced plastic [FRP]

Tank Internal: Not reported Tank External: Fiberglass Pipe Location: Underground

Pipe Type: STAINLESS STEEL ALLOY
Pipe Internal: Fiberglass Liner (FRP)

Pipe External: Fiberglass
Second Containment: Vault (w/access)
Leak Detection: Electronic

Direction Distance

Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

Overfill Prot: Float Vent Valve, Catch Basin

Submersible Dispenser: Date Tested: Not reported Next Test Date: Not reported Minor Data Missing Missing Data for Tank: Date Closed: Not reported Test Method: Not reported False Deleted: Updated: True Lat/long: Not reported

Tank Id:

Tank Location: **UNDERGROUND** Tank Status: In Service Install Date: 19900401 8000 Capacity (gals):

UNLEADED GASOLINE Product Stored:

Tank Type: Fiberglass reinforced plastic [FRP]

Tank Internal: Not reported Tank External: Fiberglass Underground Pipe Location:

Pipe Type: STAINLESS STEEL ALLOY Pipe Internal: Fiberglass Liner (FRP) Pipe External: Fiberglass Second Containment: Vault (w/access) Leak Detection: Electronic

Overfill Prot: Float Vent Valve, Catch Basin

Dispenser: Submersible Date Tested: Not reported Not reported Next Test Date: Missing Data for Tank: Minor Data Missing Date Closed: Not reported Test Method: Not reported Deleted: False Updated: True Not reported Lat/long:

Tank Id:

UNDERGROUND Tank Location: Tank Status: In Service Install Date: 19900401

Capacity (gals): 4000

UNLEADED GASOLINE Product Stored: Tank Type: Steel/carbon steel Tank Internal: Not reported Tank External: Sacrificial Anode Pipe Location: Underground

Pipe Type: STAINLESS STEEL ALLOY Fiberglass Liner (FRP) Pipe Internal:

Pipe External: Fiberglass Vault (w/access) Second Containment: Leak Detection: Electronic

Float Vent Valve, Catch Basin Overfill Prot:

Dispenser: Submersible Date Tested: Not reported

U001851857

EDR ID Number

Direction
Distance

Elevation Site Database(s) EPA ID Number

SOUTH SIDE MOBIL (Continued)

Next Test Date:

Continued) U001851857

Not reported

Missing Data for Tank: Minor Data Missing
Date Closed: Not reported
Test Method: Not reported
Deleted: False
Updated: True
Lat/long: Not reported

Tank Id: 7

Tank Location: UNDERGROUND
Tank Status: In Service
Install Date: 19900401
Capacity (gals): 4000
Product Stored: DIESEL

Tank Type: Steel/carbon steel
Tank Internal: Not reported
Tank External: Sacrificial Anode
Pipe Location: Underground

Pipe Type: STAINLESS STEEL ALLOY
Pipe Internal: Fiberglass Liner (FRP)

Pipe External: Fiberglass
Second Containment: Vault (w/access)
Leak Detection: Electronic

Overfill Prot: Float Vent Valve, Catch Basin

Submersible Dispenser: Date Tested: Not reported Next Test Date: Not reported Minor Data Missing Missing Data for Tank: Date Closed: Not reported Test Method: Not reported Deleted: False Updated: True Lat/long: Not reported

Tank ld: 8

Tank Location: UNDERGROUND
Tank Status: In Service
Install Date: 19900401
Capacity (gals): 500
Product Stored: KEROSENE

Product Stored: KEROSENE
Tank Type: Steel/carbon steel

Tank Internal: None
Tank External: Not reported
Pipe Location: Underground

Pipe Type: STAINLESS STEEL ALLOY
Pipe Internal: Fiberglass Liner (FRP)

Pipe External: 40 Second Containment: 20 Leak Detection: 10

Overfill Prot: Catch Basin, Float Vent Valve

Dispenser: Suction
Date Tested: Not reported
Next Test Date: Not reported
Missing Data for Tank: Minor Data Missing
Date Closed: Not reported

EDR ID Number

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

SOUTH SIDE MOBIL (Continued)

U001851857

Test Method: Not reported False Deleted: Updated: True Lat/long: Not reported

Tank Id:

UNDERGROUND Tank Location: Tank Status: In Service Install Date: 19900401 Capacity (gals): 500 Product Stored: **USED OIL** Tank Type: Steel/carbon steel

Tank Internal: None Tank External: Not reported Pipe Location: Underground

STAINLESS STEEL ALLOY Pipe Type: Fiberglass Liner (FRP) Pipe Internal:

Pipe External: Fiberglass Second Containment: Vault (w/access) Leak Detection: Electronic Overfill Prot: None Dispenser:

Date Tested: Not reported Next Test Date: Not reported Missing Data for Tank: Minor Data Missing Date Closed: Not reported Test Method: Not reported Deleted: False Updated: True Lat/long: Not reported

C7 QUALITY MARKETS #661 NY Spills S106867383 **ESE** 738 FOOTE AVE N/A < 1/8 JAMESTOWN, NY

0.101 mi.

Site 2 of 2 in cluster C 532 ft.

Relative:

SPILLS:

Lower Actual:

1446 ft.

Facility ID: 0413288 **DER Facility ID:** 288699 Facility Type: ER Site ID: 342350 9

DEC Region: Spill Number: 0413288 Spill Date: 3/21/2005 Spill Cause: **Equipment Failure**

Possible release with minimal potential for fire or hazard or Known Spill Class:

release with no damage. DEC Response. Willing Responsible Party.

Corrective action taken.

Spill Closed Date: 3/31/2005 SWIS: 0700 Investigator: **JFOTTO** Referred To: Not reported Reported to Dept: 3/21/2005

CID: 27

Water Affected: Not reported Spill Source: Commercial Vehicle

Direction Distance

Elevation Site Database(s) EPA ID Number

QUALITY MARKETS #661 (Continued)

Spill Record Last Update:

S106867383

EDR ID Number

Spill Notifier: Other Cleanup Ceased: Not reported Cleanup Meets Std: True Last Inspection: 3/23/2005 Recommended Penalty: False **UST Trust:** False Remediation Phase: n Date Entered In Computer: 3/22/2005

Spiller Name: FRANK CARPENTER
Spiller Company: INTERSTATE BRANDS
Spiller Address: 3208 FLUVANNA AVE
Spiller City,St,Zip: JAMESTOWN, NY 14701

3/31/2005

Spiller Company: 001
Contact Name: MANAGER
Contact Phone: (716) 484-7243

DEC Memo: 03/22/05 JFO ON SITE MET WITH MR FRANK CARPENTER OF THE HOSTESS CO.

THEIR TRUCK WAS LEAKING THE FUEL. THEY WERE NOTIFIED TODAY AND CAME OUT TO CLEAN UP THE SPILL. THERE IS AT LEAST 10 GALLONS SPILL TO AND AREA (20' X 10')BEHIND THE QUALITY MARKET. THEY SPREAD SPEEDY DRY ON THE SPILL AREA AND PLACED PADS ON THE DRAINAGE DITCH. THEY ARE

PLACING THE SPEEDY DRY AND PADS IN 2 PLASTIC DRUMS. FRANK WILL NOTIFY ME WHEN THE SPILL IS CLEANED UP. I WILL VISIT SITE TO INSPECT.18:00

JFO CALL FROM FRANK C. THE CLEANUP IS COMPLETE. THE CLEANUP MATERIAL

IS ON SITE FOR DISPOSAL. HE WILL GET APPROVAL FROM CHAUT

LANDFILL.03/23/05 JFO ON SITE THE AREA HAS BEEN CLEANED UP. THERE ARE 3 GARBAGE CANS OF CLEANUP MATERIAL FOR DISPOSAL.03/31/05 JFO RECEIVED THE DISPOSAL RECEIPTS FOR THE 3 CONTAINERS. NO FURTHER ACTION

REQUIRED.CLOSED

Remarks: Caller reports a delivery truck caused the leak. Unknown exactly how

and then left. Quality Markets employees did the clean up.

Material:

Site ID: 342350 Operable Unit ID: 1101082 Operable Unit: 01 Material ID: 581218 Material Code: 8000 Material Name: Diesel Not reported Case No.: Material FA: Petroleum Quantity:

Units: Gallons
Recovered: Yes
Resource Affected: Not reported
Oxygenate: False

Tank Test:

Site ID: Not reported Spill Tank Test: Not reported Tank Number: Not reported Tank Size: Not reported Test Method: Not reported Leak Rate: Not reported Gross Fail: Not reported Modified By: Not reported Last Modified: Not reported

Direction Distance

Elevation Site Database(s) **EPA ID Number**

QUALITY MARKETS #661 (Continued)

Test Method: Not reported

RCRA-NonGen 1000447221 WHIRLEY DRY CLEANERS SE NYD986910479 750 FOOTE AVE **FINDS**

1/8-1/4 JAMESTOWN, NY 14701

0.127 mi. 670 ft.

RCRA-NonGen: Relative:

Date form received by agency: 01/01/2007 Higher

Facility name: WHIRLEY DRY CLEANERS

Actual: Facility address: 750 FOOTE AVE 1447 ft.

JAMESTOWN, NY 147018201 EPA ID:

NYD986910479

Mailing address: **FOOTE AVE**

JAMESTOWN, NY 14701

Contact: Not reported Contact address: FOOTE AVE

JAMESTOWN, NY 14701

Contact country: US

Contact telephone: Not reported Contact email: Not reported

EPA Region: 02

Classification: Non-Generator

Description: Handler: Non-Generators do not presently generate hazardous waste

Owner/Operator Summary:

JAMES & JOAN PERRY Owner/operator name:

Owner/operator address: NOT REQUIRED

NOT REQUIRED, WY 99999

Owner/operator country:

(212) 555-1212 Owner/operator telephone: Legal status: Private

Owner/Operator Type: Operator Owner/Op start date: Not reported Owner/Op end date: Not reported

Owner/operator name: JAMES & JOAN PERRY

Owner/operator address: **NOT REQUIRED**

NOT REQUIRED, WY 99999

Owner/operator country: US

Owner/operator telephone: (212) 555-1212

Legal status: Private

Owner/Operator Type: Owner Owner/Op start date: Not reported Owner/Op end date: Not reported

Handler Activities Summary:

U.S. importer of hazardous waste: No Mixed waste (haz. and radioactive): No Recycler of hazardous waste: Nο Transporter of hazardous waste: No Treater, storer or disposer of HW: No Underground injection activity: No On-site burner exemption: No Furnace exemption: No **EDR ID Number**

S106867383

MANIFEST

Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Used oil fuel burner: No
Used oil processor: No
User oil refiner: No
Used oil fuel marketer to burner: No
Used oil Specification marketer: No
Used oil transfer facility: No
Used oil transporter: No

Historical Generators:

Date form received by agency: 01/01/2006

Facility name: WHIRLEY DRY CLEANERS
Classification: Not a generator, verified

Date form received by agency: 07/08/1999

Facility name: WHIRLEY DRY CLEANERS
Classification: Not a generator, verified

Date form received by agency: 08/17/1990

Facility name: WHIRLEY DRY CLEANERS
Classification: Large Quantity Generator

Violation Status: No violations found

FINDS:

Registry ID: 110004451762

Environmental Interest/Information System

RCRAInfo is a national information system that supports the Resource Conservation and Recovery Act (RCRA) program through the tracking of events and activities related to facilities that generate, transport, and treat, store, or dispose of hazardous waste. RCRAInfo allows RCRA program staff to track the notification, permit, compliance, and

corrective action activities required under RCRA.

NY MANIFEST:

EPA ID: NYD986910479

Country: USA

Mailing Name: WHIRLEY DRY CLEANERS

Mailing Contact: JOAN PERRY
Mailing Address: 750 FOOTE AVENUE

Mailing Address 2: Not reported Mailing City: JAMESTOWN

Mailing State: NY
Mailing Zip: 14701
Mailing Zip4: Not reported
Mailing Country: USA

Mailing Phone: 716-484-8879

Document ID: PAC6787664

Manifest Status: Completed copy

Trans1 State ID: PAAH0172

Trans2 State ID: Not reported

Generator Ship Date: 920116

Trans1 Recv Date: 920116

Direction Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Trans2 Recv Date: Not reported 920116 TSD Site Recv Date: Part A Recv Date: 920204 Part B Recv Date: 920130 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD051060408 Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC6602982 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 920603 Trans1 Recv Date: 920603 Trans2 Recv Date: Not reported TSD Site Recv Date: 920603 Part A Recy Date: 920825 Part B Recv Date: 920616 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD051060408 Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC7145585

Manifest Status: Completed after the designated time period for a TSDF to get a copy to the DEC

Trans1 State ID: PAAH0172 Not reported Trans2 State ID: Generator Ship Date: 920925 920925 Trans1 Recv Date: Trans2 Recv Date: Not reported TSD Site Recy Date: 920925 Part A Recv Date: Not reported Part B Recv Date: 921124 NYD986910479 Generator EPA ID: Trans1 EPA ID: ILD051060408 Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Direction Distance Elevation

evation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Quantity: 00135 Units: P - Pounds

Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC8275035 Completed copy Manifest Status: PAAH0172 Trans1 State ID: Trans2 State ID: Not reported Generator Ship Date: 921218 Trans1 Recv Date: 921218 Trans2 Recv Date: Not reported TSD Site Recy Date: 921218 Part A Recv Date: Not reported Part B Recv Date: 930107

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC7150861 Completed copy Manifest Status: PAAH0172 Trans1 State ID: Trans2 State ID: Not reported Generator Ship Date: 920415 Trans1 Recv Date: 920415 Trans2 Recv Date: Not reported TSD Site Recv Date: 920415 Part A Recv Date: Not reported Part B Recv Date: 920424

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Direction Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Document ID: PAC6747871 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 920312 Trans1 Recv Date: 920312 Trans2 Recv Date: Not reported TSD Site Recv Date: 920312 Part A Recv Date: Not reported Part B Recv Date: 920320 NYD986910479 Generator EPA ID: ILD051060408 Trans1 EPA ID: Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00195
Units: P - Pounds
Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC8160611 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 920723 920723 Trans1 Recv Date: Trans2 Recv Date: Not reported TSD Site Recy Date: 920723 Part A Recv Date: 920825 Part B Recv Date: 920803 NYD986910479 Generator EPA ID: ILD051060408 Trans1 EPA ID: Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds

Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC8483160 Completed copy Manifest Status: PAAH0172 Trans1 State ID: Trans2 State ID: Not reported 920828 Generator Ship Date: Trans1 Recv Date: 920828 Trans2 Recy Date: Not reported TSD Site Recy Date: 920828 Part A Recv Date: 921104

Direction Distance Elevation

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

 Part B Recv Date:
 920910

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 92

Document ID: PAC8380083 Completed copy Manifest Status: PAAH0172 Trans1 State ID: Trans2 State ID: Not reported 930107 Generator Ship Date: Trans1 Recv Date: 930107 Trans2 Recv Date: Not reported TSD Site Recy Date: 930107 Part A Recv Date: 930223 Part B Recv Date: 930120 Generator EPA ID: NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

PAC9921380 Document ID: Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported 930528 Generator Ship Date: Trans1 Recv Date: 930528 Trans2 Recv Date: Not reported TSD Site Recv Date: 930528 Part A Recv Date: 930616 Part B Recv Date: 930609 Generator EPA ID: NYD986910479

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Direction Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9681383 Completed copy Manifest Status: Trans1 State ID: PAAH0172 Trans2 State ID: Not reported 930204 Generator Ship Date: 930204 Trans1 Recv Date: Trans2 Recv Date: Not reported TSD Site Recv Date: 930204 Part A Recv Date: 930223 930217 Part B Recv Date: NYD986910479 Generator EPA ID:

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds

Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9971080 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported 930401 Generator Ship Date: Trans1 Recv Date: 930401 Trans2 Recv Date: Not reported TSD Site Recv Date: 930401 Part A Recv Date: 930419 Part B Recv Date: 930412

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9851402

Manifest Status: Completed copy
Trans1 State ID: PAAH0172

Direction Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Trans2 State ID: Not reported 930629 Generator Ship Date: Trans1 Recv Date: 930629 Trans2 Recv Date: Not reported TSD Site Recv Date: 930630 Part A Recv Date: 930805 Part B Recv Date: 930713 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD984908202 Trans2 EPA ID: Not reported

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

PAD086673407

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

TSDF ID:

Document ID: PAC9584643 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 930305 Trans1 Recy Date: 930305 Trans2 Recv Date: Not reported 930305 TSD Site Recv Date: Part A Recv Date: 930323 Part B Recv Date: 930316 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD051060408 Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9516360 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 930430 930430 Trans1 Recv Date: Trans2 Recv Date: Not reported TSD Site Recv Date: 930430 Part A Recv Date: 930615 Part B Recv Date: 930517 NYD986910479 Generator EPA ID:

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD051060408

Direction Distance

Elevation Site Database(s) EPA ID Number

WHIRLEY DRY CLEANERS (Continued)

1000447221

EDR ID Number

Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9473914

Manifest Status: Completed after the designated time period for a TSDF to get a copy to the DEC

Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 930824 Trans1 Recv Date: 930824 Trans2 Recv Date: Not reported TSD Site Recv Date: 930824 Part A Recv Date: 931025 Part B Recv Date: 930923

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD984908202

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: PAC9377443 Manifest Status: Completed copy PAAH0172 Trans1 State ID: Trans2 State ID: Not reported Generator Ship Date: 931018 Trans1 Recv Date: 931018 Trans2 Recv Date: Not reported TSD Site Recv Date: 931018 Part A Recv Date: 940316 Part B Recv Date: 931029 Generator EPA ID:

 Generator EPA ID:
 NYD986910479

 Trans1 EPA ID:
 ILD984908202

 Trans2 EPA ID:
 Not reported

 TSDF ID:
 PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 Units: P - Pounds Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

WHIRLEY DRY CLEANERS (Continued)

1000447221

Year: 93

Document ID: PAC9411673 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported 930915 Generator Ship Date: Trans1 Recv Date: 930915 Trans2 Recv Date: Not reported TSD Site Recv Date: 930915 940316 Part A Recv Date: Part B Recv Date: 931004

Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD984908202 Trans2 EPA ID: Not reported TSDF ID: PAD086673407

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 P - Pounds Units:

Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 93

Document ID: NYC2380746 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Not reported Trans2 State ID: Generator Ship Date: 940107 Trans1 Recv Date: 940107 Trans2 Recv Date: Not reported TSD Site Recv Date: 940113 Part A Recv Date: 940316 Part B Recv Date: 940131 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD984908202 Trans2 EPA ID: Not reported TSDF ID: OHD980587364

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

Quantity: 00135 P - Pounds Units:

Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: 100 Year: 94

Document ID: PAC9256166 Manifest Status: Completed copy Trans1 State ID: PAAH0172 Trans2 State ID: Not reported Generator Ship Date: 931112 Trans1 Recv Date: 931112

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

WHIRLEY DRY CLEANERS (Continued)

1000447221

Trans2 Recv Date: Not reported TSD Site Recv Date: 931112 940316 Part A Recv Date: Part B Recv Date: 931201 Generator EPA ID: NYD986910479 Trans1 EPA ID: ILD984908202 Trans2 EPA ID: Not reported

Waste Code: F002 - HALO SOLV + STILL BOTTOMS FM REC OF SOLV

PAD086673407

Quantity: 00135 P - Pounds Units: Number of Containers: 001

Container Type: DM - Metal drums, barrels

Handling Method: B Incineration, heat recovery, burning.

Specific Gravity: Year: 93

> Click this hyperlink while viewing on your computer to access 13 additional NY_MANIFEST: record(s) in the EDR Site Report.

HANSON BRD JAMESTOWN

HIST UST U003153366

N/A

ENE 1/8-1/4 0.177 mi. 936 ft.

25 ELAM ST

JAMESTOWN, NY 14710

TSDF ID:

HIST UST: Relative:

PBS Number: 9-223174 Higher Not reported SPDES Number: Actual: **BRYAN HOWARD Emergency Contact:** 1457 ft.

Emergency Telephone: (716) 665-4620 Operator: **BRYAN HOWARD** Operator Telephone: (716) 665-4620

HANSON AGGREGATES BRD, INC Owner Name:

Owner Address: 6895 ELLICOTT ST Owner City, St, Zip: PAVILION, NY 14525 Owner Telephone: (716) 584-3132 Owner Type: Corporate/Commercial

Owner Subtype: Not reported

HANSON AGGREGATES BRD, INC Mailing Name:

Mailing Address: 6895 ELLICOTT ST Mailing Address 2: Not reported Mailing City, St, Zip: PAVILION, NY 14525

Mailing Contact: DANIEL D. SCHUTH Mailing Telephone: (716) 584-3132 Owner Mark: First Owner

1 - Active PBS facility, i.e. total capacity of the PBS tanks is Facility Status:

greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist

or not at the facility.

Facility Addr2: Not reported SWIS ID: 0608 Old PBS Number: Not reported MANUFACTURING Facility Type:

Inspected Date: 19961218 Inspector: **JES** Inspection Result: Not reported Federal ID: Not reported Certification Flag: False

Direction Distance

Elevation Site Database(s) EPA ID Number

HANSON BRD JAMESTOWN (Continued)

U003153366

EDR ID Number

 Certification Date:
 09/15/2000

 Expiration Date:
 08/17/2002

 Renew Flag:
 False

 Renewal Date:
 19920527

 Total Capacity:
 11325

 FAMT:
 True

Facility Screen:

Owner Screen:

Tank Screen:

No Missing Data

No Missing Data

No Missing Data

Dead Letter: False
CBS Number: Not reported
Town or City: JAMESTOWN (C)

County Code: 06 Town or City: 08 Region: 9

Tank Id:

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

Install Date: 19780401
Capacity (gals): 6000
Product Stored: DIESEL
Tank Type: Steel/carbon steel

Tank Internal: Not reported Tank External: Not reported Pipe Location: Not reported STEEL/IRON Pipe Type: Pipe Internal: Not reported Pipe External: Not reported None Second Containment: Leak Detection: None Overfill Prot: Not reported Dispenser: Suction Date Tested: Not reported Not reported Next Test Date: Minor Data Missing Missing Data for Tank: Not reported Date Closed: Test Method: Not reported Deleted: False Updated: False Lat/long: Not reported

Tank ld: 2

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

Install Date: 19780401 Capacity (gals): 6000

Product Stored: NOS 1,2, OR 4 FUEL OIL

Steel/carbon steel Tank Type: Not reported Tank Internal: Tank External: Not reported Not reported Pipe Location: Pipe Type: STEEL/IRON Pipe Internal: Not reported Pipe External: Not reported Second Containment: None

Direction Distance

Elevation Site Database(s) EPA ID Number

HANSON BRD JAMESTOWN (Continued)

U003153366

EDR ID Number

Leak Detection: None Overfill Prot: Not reported Dispenser: Suction Date Tested: Not reported Next Test Date: Not reported Missing Data for Tank: Minor Data Missing Date Closed: Not reported Test Method: Not reported Deleted: False Updated: False Lat/long: Not reported

Tank ld: 4

UNDERGROUND Tank Location: Tank Status: Closed-Removed Install Date: 19790801 2000 Capacity (gals): UNKNOWN Product Stored: Tank Type: Steel/carbon steel Tank Internal: Not reported Tank External: Not reported Pipe Location: Not reported Pipe Type: STEEL/IRON Pipe Internal: Not reported Pipe External: Not reported Second Containment: None Leak Detection: None Overfill Prot: Not reported Dispenser: Suction Date Tested: Not reported Next Test Date: Not reported Minor Data Missing Missing Data for Tank: Date Closed: 08/01/1990

ROBO WASH UST U003317385

1/8-1/4 JAMESTOWN, NY 14701

0.181 mi.

Actual:

1444 ft.

D10

SE

955 ft. Site 1 of 3 in cluster D

Relative: UST:

Lower Facility Id: 9-382736 Region: STATE

DEC Region: 9
Site Status: Active
Program Type: PBS

Expiration Date: 2017/08/17 UTM X: 150215.32673 UTM Y: 4667201.0759399999

Not reported

Not reported

False

True

Affiliation Records:

Test Method:

Deleted:

Updated:

Lat/long:

111 MARION ST

Site Id: 53417 Affiliation Type: Owner N/A

HIST UST

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued) U003317385

Company Name: **ROBO ENTERPRISE INC**

Contact Type: **PRESIDENT**

Contact Name: THOMAS BEICHNER

Address1: P O BOX 940; 1295 E 2ND ST

Address2: Not reported **JAMESTOWN** City:

State: NY

14702-0940 Zip Code:

Country Code: 001

Phone: (716) 665-2206 Phone Ext: Not reported Not reported Email: Not reported Fax Number: Modified By: **SLZIEMBA** Date Last Modified: 8/7/2012

Site Id: 53417 Affiliation Type: Mail Contact

ROBO ENTERPRISES INC Company Name:

Contact Type: Not reported

Contact Name: THOMAS BEICHNER Address1: P O BOX 940 Address2: 1295 E 2ND ST. City: **JAMESTOWN** State: NY

Zip Code: 14702-0940

Country Code: 001

Phone: (716) 665-2206 Phone Ext: Not reported Email: Not reported Fax Number: Not reported Modified By: **SLZIEMBA** Date Last Modified: 8/7/2012

Site Id: 53417

Affiliation Type: On-Site Operator Company Name: **ROBO WASH** Contact Type: Not reported

ROBO ENTERPRISES INC Contact Name:

Address1: Not reported Address2: Not reported City: Not reported State: NN

Zip Code: Not reported

Country Code: 001

Phone: (716) 487-9772 Phone Ext: Not reported Email: Not reported Fax Number: Not reported Modified By: SLZIEMBA Date Last Modified: 8/7/2012

Site Id: 53417

Affiliation Type: **Emergency Contact ROBO ENTERPRISE INC** Company Name:

Contact Type: Not reported

Contact Name: **GEORGE CARLSON** Map ID MAP FINDINGS
Direction

Distance Elevation Site

Site Database(s) EPA ID Number

ROBO WASH (Continued) U003317385

Address1: Not reported Address2: Not reported City: Not reported

State: NN Zip Code: Not reported

Country Code: Not reporte

Phone: (716) 665-2206
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: SLZIEMBA
Date Last Modified: 8/7/2012

Equipment Records:

A00 - Tank Internal Protection - None

D02 - Pipe Type - Galvanized Steel

J01 - Dispenser - Submersible

C00 - Pipe Location - No Piping

F00 - Pipe External Protection - None

B00 - Tank External Protection - None

G00 - Tank Secondary Containment - None

100 - Overfill - None

C00 - Pipe Location - No Piping

F00 - Pipe External Protection - None

C00 - Pipe Location - No Piping

F00 - Pipe External Protection - None

A00 - Tank Internal Protection - None

D02 - Pipe Type - Galvanized Steel

J01 - Dispenser - Submersible

A00 - Tank Internal Protection - None

D02 - Pipe Type - Galvanized Steel

J01 - Dispenser - Submersible

G00 - Tank Secondary Containment - None

G00 - Tank Secondary Containment - None

B00 - Tank External Protection - None

B00 - Tank External Protection - None

C00 - Pipe Location - No Piping

F00 - Pipe External Protection - None

B01 - Tank External Protection - Painted/Asphalt Coating

F04 - Pipe External Protection - Fiberglass

K01 - Spill Prevention - Catch Basin

B01 - Tank External Protection - Painted/Asphalt Coating

F04 - Pipe External Protection - Fiberglass

K01 - Spill Prevention - Catch Basin

100 - Overfill - None

100 - Overfill - None

G00 - Tank Secondary Containment - None

H02 - Tank Leak Detection - Interstitial - Manual Monitoring

H02 - Tank Leak Detection - Interstitial - Manual Monitoring

100 - Overfill - None

B02 - Tank External Protection - Original Sacrificial Anode

B02 - Tank External Protection - Original Sacrificial Anode

C02 - Pipe Location - Underground/On-ground

C02 - Pipe Location - Underground/On-ground

A00 - Tank Internal Protection - None

D02 - Pipe Type - Galvanized Steel

J01 - Dispenser - Submersible

EDR ID Number

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued) U003317385

> A00 - Tank Internal Protection - None J01 - Dispenser - Submersible A00 - Tank Internal Protection - None J01 - Dispenser - Submersible B00 - Tank External Protection - None

D06 - Pipe Type - Fiberglass Reinforced Plastic (FRP) G04 - Tank Secondary Containment - Double-Walled (Underground)

L07 - Piping Leak Detection - Pressurized Piping Leak Detector

D06 - Pipe Type - Fiberglass Reinforced Plastic (FRP)

G04 - Tank Secondary Containment - Double-Walled (Underground) L07 - Piping Leak Detection - Pressurized Piping Leak Detector

H00 - Tank Leak Detection - None H00 - Tank Leak Detection - None H00 - Tank Leak Detection - None H00 - Tank Leak Detection - None 103 - Overfill - Automatic Shut-Off 103 - Overfill - Automatic Shut-Off

Tank Info:

Site ID: 53417

Tank Number: Tank ID: 165113

Tank Status: Closed Prior to Micro Conversion, 03/91

Not reported Tank Model: Not reported Pipe Model: Install Date: 06/01/1974 3000 Capacity Gallons: Tightness Test Method: 05

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: 10/01/1987 Register: True **TRANSLAT** Modified By: Last Modified: 03/04/2004

Site ID: 53417

Tank Number: 2 Tank ID: 165114

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Pipe Model: Not reported 06/01/1974 Install Date: 4000 Capacity Gallons: Tightness Test Method: 05

Not reported Next Test Date: Not reported Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: 10/01/1987 Register: True Modified By: **TRANSLAT** Last Modified: 03/04/2004

Site ID: 53417

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued) U003317385

Tank Number: 3 165115 Tank ID:

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Pipe Model: Not reported 06/01/1974 Install Date: 3000 Capacity Gallons: Tightness Test Method: 05

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel 10/01/1987 Date Test: Register: True Modified By: **TRANSLAT** Last Modified: 03/04/2004

Site ID: 53417

Tank Number: 4

Tank ID: 165116

Tank Status: Closed Prior to Micro Conversion, 03/91

Tank Model: Not reported Pipe Model: Not reported 06/01/1974 Install Date: Capacity Gallons: 4000 Tightness Test Method: 05

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: 10/01/1987 Register: True Modified By: **TRANSLAT**

Last Modified: 03/04/2004

Site ID: 53417

Tank Number: 5 165117 Tank ID: Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported 09/01/1989 Install Date: 6000 Capacity Gallons: Tightness Test Method: NN

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: SLZIEMBA Last Modified: 08/07/2012

Site ID: 53417

Direction Distance

Elevation Site Database(s) EPA ID Number

ROBO WASH (Continued) U003317385

Tank Number: 6 165118 Tank ID: Tank Status: In Service Tank Model: Not reported Pipe Model: Not reported Install Date: 09/01/1989 Capacity Gallons: 8000 Tightness Test Method: NN

Next Test Date: Not reported Date Tank Closed: Not reported

Tank Location: 5

Tank Type: Steel/carbon steel
Date Test: Not reported
Register: True
Modified By: SLZIEMBA
Last Modified: 08/07/2012

HIST UST:

PBS Number: 9-382736
SPDES Number: Not reported
Emergency Contact: GEORGE CARLSON
Emergency Telephone: (716) 665-2206

Operator: ROBO ENTERPRISES INC

Operator Telephone: (716) 487-9772

Owner Name: ROBO ENTERPRISE INC
Owner Address: P O BOX 940; 1295 E 2ND ST
Owner City,St,Zip: JAMESTOWN, NY 14702-0940

Owner Telephone: (716) 665-2206 Owner Type: Corporate/Commercial

Owner Subtype: Not reported

Mailing Name: ROBO ENTERPRISES INC

Mailing Address: P O BOX 940
Mailing Address 2: 1295 E 2ND ST.

Mailing City,St,Zip: JAMESTOWN, NY 14702-0940

Mailing Contact: Not reported
Mailing Telephone: (716) 665-2206
Owner Mark: First Owner

Facility Status: 1 - Active PBS facility, i.e. total capacity of the PBS tanks is

greater than 1,100 gallons, regardless if Subpart 360-14 tanks exist

or not at the facility.

Facility Addr2: Not reported SWIS ID: 0608
Old PBS Number: Not reported

Inspected Date:

FAMT:

Facility Type: RETAIL GASOLINE SALES

True

19961212

Inspector: **JES** Inspection Result: Not reported Federal ID: Not reported Certification Flag: False Certification Date: 08/29/1997 **Expiration Date:** 08/17/2002 Renew Flag: False Renewal Date: 19920527 Total Capacity: 14000

Facility Screen: No Missing Data
Owner Screen: No Missing Data

EDR ID Number

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued) U003317385

Tank Screen: No Missing Data

Dead Letter: False CBS Number: Not reported Town or City: JAMESTOWN (C)

County Code: 06 80 Town or City: 9 Region:

Tank Id:

Tank Location: UNDERGROUND

Tank Status: Closed Before April 1, 1991

19740601 Install Date: Capacity (gals): 3000

Product Stored: **UNLEADED GASOLINE** Steel/carbon steel Tank Type: Tank Internal: Not reported Tank External: Not reported Not reported Pipe Location:

Pipe Type: **GALVANIZED STEEL**

Pipe Internal: Not reported Pipe External: Not reported Second Containment: None Leak Detection: None Overfill Prot: Not reported

Dispenser: Submersible Date Tested: 10/01/1987 Next Test Date: Not reported Missing Data for Tank: Minor Data Missing

Date Closed: Not reported Test Method: Ainlay Deleted: False Updated: False Lat/long: Not reported

Tank Id:

Tank Location: **UNDERGROUND**

Tank Status: Closed Before April 1, 1991

19740601 Install Date: Capacity (gals): 4000

UNLEADED GASOLINE Product Stored: Steel/carbon steel Tank Type: Tank Internal: Not reported Not reported Tank External:

Not reported Pipe Location:

GALVANIZED STEEL Pipe Type:

Pipe Internal: Not reported Pipe External: Not reported Second Containment: None Leak Detection: None Overfill Prot: Not reported Dispenser: Submersible 10/01/1987 Date Tested: Next Test Date: Not reported Missing Data for Tank: Minor Data Missing Date Closed: Not reported

Test Method: Ainlay

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued)

Pipe Location:

U003317385

Deleted: False Updated: False Lat/long: Not reported

Tank Id:

UNDERGROUND Tank Location:

Tank Status: Closed Before April 1, 1991

Install Date: 19740601 Capacity (gals): 3000

UNLEADED GASOLINE Product Stored: Tank Type: Steel/carbon steel Tank Internal: Not reported Tank External: Not reported

Not reported

GALVANIZED STEEL Pipe Type:

Pipe Internal: Not reported Pipe External: Not reported Second Containment: None Leak Detection: None

Overfill Prot: Not reported Submersible Dispenser: Date Tested: 10/01/1987 Next Test Date: Not reported Minor Data Missing Missing Data for Tank: Date Closed: Not reported Ainlay Test Method: Deleted: False

Updated: False Not reported Lat/long:

Tank Id:

Tank Location: **UNDERGROUND**

Closed Before April 1, 1991 Tank Status:

19740601 Install Date: 4000 Capacity (gals):

LEADED GASOLINE Product Stored: Steel/carbon steel Tank Type: Not reported Tank Internal: Tank External: Not reported Not reported Pipe Location:

Pipe Type: **GALVANIZED STEEL**

Pipe Internal: Not reported Pipe External: Not reported None Second Containment: Leak Detection: None Overfill Prot: Not reported Dispenser: Submersible Date Tested: 10/01/1987 Not reported Next Test Date:

Missing Data for Tank: Minor Data Missing Date Closed: Not reported Test Method: Ainlay Deleted: False Updated: False Lat/long: Not reported

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

ROBO WASH (Continued) U003317385

Tank Id:

UNDERGROUND Tank Location: Tank Status: In Service Install Date: 19890901 Capacity (gals): 6000

UNLEADED GASOLINE Product Stored: Tank Type: Steel/carbon steel

Tank Internal: None Tank External: 12

Pipe Location: Underground

STAINLESS STEEL ALLOY Pipe Type:

Glass Liner Pipe Internal:

Pipe External: 44 Second Containment: 20 Leak Detection:

Overfill Prot: Automatic Shut-Off, Catch Basin

Dispenser: Submersible Not reported Date Tested: Next Test Date: Not reported Missing Data for Tank: No Missing Data Date Closed: Not reported Test Method: Not reported Deleted: False Updated: True Lat/long: Not reported

Tank Id:

UNDERGROUND Tank Location: Tank Status: In Service Install Date: 19890901 Capacity (gals): 8000

Product Stored: **UNLEADED GASOLINE** Tank Type: Steel/carbon steel

Tank Internal: None Tank External: 12

Pipe Location: Underground

STAINLESS STEEL ALLOY Pipe Type:

Pipe Internal: Glass Liner

Pipe External: 44 20 Second Containment: Leak Detection:

Overfill Prot: Automatic Shut-Off, Catch Basin

Dispenser: Submersible Date Tested: Not reported Not reported Next Test Date: Missing Data for Tank: No Missing Data Date Closed: Not reported Test Method: Not reported Deleted: False Updated: True Lat/long: Not reported

Direction Distance

Elevation Site Database(s) EPA ID Number

D11 COLE MUFFLER INC. UST U004122375
SE 777 FOOTE AVE N/A

1/8-1/4 JAMESTOWN, NY 14701 0.186 mi.

983 ft. Site 2 of 3 in cluster D

Relative: Higher

Actual:

1447 ft.

UST: Facility Id:

Facility Id: 9-600784
Region: STATE
DEC Region: 9

Site Status: Unregulated Program Type: PBS Expiration Date: N/A

UTM X: 150258.15333 UTM Y: 4667233.4677600004

Affiliation Records:

Site Id: 343859 Affiliation Type: Owner

Company Name: DONALD E. COLE Contact Type: **PRESIDENT** Contact Name: DONALD E. COLE Address1: 103 KUHN RD Address2: Not reported **SYRACUSE** City: State: NY 13208 Zip Code: Country Code: 001

Phone: (315) 455-7468
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: KNGLASER
Date Last Modified: 3/10/2009

Site Id: 343859
Affiliation Type: Mail Contact

Company Name: COLE MUFFLER INC.

Contact Type: Not reported

Contact Name: STEVEN A. BOCHINO Address1: 103 KUHN RD

Address1: 103 KUHN R
Address2: Not reported
City: SYRACUSE
State: NY
Zip Code: 13208
Country Code: 001

Phone: (315) 455-7468
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: AESKALSK
Date Last Modified: 4/19/2005

Site Id: 343859

Affiliation Type: On-Site Operator
Company Name: COLE MUFFLER INC.

Contact Type: Not reported
Contact Name: SHOP MANAGER
Address1: Not reported
Address2: Not reported

EDR ID Number

Direction Distance

Elevation Site Database(s) **EPA ID Number**

COLE MUFFLER INC. (Continued)

U004122375

EDR ID Number

City: Not reported

State: NY

Zip Code: Not reported

Country Code: 001

Phone: (315) 455-7468 Not reported Phone Ext: Email: Not reported Fax Number: Not reported Modified By: **KNGLASER** Date Last Modified: 3/10/2009

Site Id: 343859

Affiliation Type: **Emergency Contact** Company Name: DONALD E. COLE Contact Type: Not reported Contact Name: STEVE BOCHINO Address1: Not reported Address2: Not reported City: Not reported

State: NN

Zip Code: Not reported Country Code: 001 (315) 455-7468 Phone: Phone Ext: Not reported Email: Not reported Fax Number: Not reported Modified By: **AESKALSK** Date Last Modified: 4/19/2005

Equipment Records:

D00 - Pipe Type - No Piping

G00 - Tank Secondary Containment - None

J00 - Dispenser - None

G00 - Tank Secondary Containment - None

J00 - Dispenser - None

A00 - Tank Internal Protection - None

G10 - Tank Secondary Containment - Impervious Underlayment

J02 - Dispenser - Suction

A00 - Tank Internal Protection - None C00 - Pipe Location - No Piping F00 - Pipe External Protection - None 104 - Overfill - Product Level Gauge (A/G)

C00 - Pipe Location - No Piping C00 - Pipe Location - No Piping A00 - Tank Internal Protection - None B00 - Tank External Protection - None K00 - Spill Prevention - None

B00 - Tank External Protection - None

K00 - Spill Prevention - None

E00 - Piping Secondary Containment - None

H00 - Tank Leak Detection - None H00 - Tank Leak Detection - None

100 - Overfill - None

B00 - Tank External Protection - None

H06 - Tank Leak Detection - Impervious Barrier/Concrete Pad (A/G)

L00 - Piping Leak Detection - None

K00 - Spill Prevention - None

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

100 - Overfill - None

COLE MUFFLER INC. (Continued)

U004122375

Tank Info:

343859 Site ID:

Tank Number: 222854 Tank ID:

Tank Status: Closed - In Place Tank Model: Not reported Pipe Model: Not reported Install Date: Not reported Capacity Gallons: 4000 Tightness Test Method: NN

Next Test Date: Not reported 03/11/2008 Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: aeskalsk Last Modified: 05/08/2008

Site ID: 343859

Tank Number: В 222855 Tank ID:

Tank Status: Closed - In Place Tank Model: Not reported Pipe Model: Not reported Install Date: Not reported 4000 Capacity Gallons: Tightness Test Method: NN

Next Test Date: Not reported 03/11/2008 Date Tank Closed:

Tank Location:

Tank Type: Steel/carbon steel Date Test: Not reported Register: True Modified By: aeskalsk 05/08/2008 Last Modified:

D12 **COLE MUFFLER INC.** 777 FOOTE AVE SE JAMESTOWN, NY 14701 1/8-1/4

0.186 mi.

983 ft. Site 3 of 3 in cluster D

AST: Relative:

STATE Region: Higher DEC Region:

Actual: Site Status: Unregulated 1447 ft. Facility Id: 9-600784 Program Type: **PBS**

UTM X: 150258.15333 UTM Y: 4667233.4677600004

Expiration Date: N/A

Affiliation Records:

Site Id: 343859 AST

A100293604

N/A

Distance

Elevation Site Database(s) EPA ID Number

COLE MUFFLER INC. (Continued)

A100293604

EDR ID Number

Affiliation Type: Owner

Company Name: DONALD E. COLE
Contact Type: PRESIDENT
Contact Name: DONALD E. COLE
Address1: 103 KUHN RD
Address2: Not reported
City: SYRACUSE
State: NY

State: NY
Zip Code: 13208
Country Code: 001

Phone: (315) 455-7468
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: KNGLASER
Date Last Modified: 3/10/2009

Site Id: 343859 Affiliation Type: Mail Contact

Company Name: COLE MUFFLER INC.

Contact Type: Not reported

Contact Name: STEVEN A. BOCHINO

Address1: 103 KUHN RD
Address2: Not reported
City: SYRACUSE
State: NY
Zin Code: 13208

Zip Code: 13208 Country Code: 001

Phone: (315) 455-7468
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: AESKALSK
Date Last Modified: 4/19/2005

Site Id: 343859

Affiliation Type: On-Site Operator
Company Name: COLE MUFFLER INC.

Contact Type: Not reported
Contact Name: SHOP MANAGER
Address1: Not reported
Address2: Not reported
City: Not reported

State: NY

Zip Code: Not reported Country Code: 001

Phone: (315) 455-7468
Phone Ext: Not reported
Email: Not reported
Fax Number: Not reported
Modified By: KNGLASER
Date Last Modified: 3/10/2009

Site Id: 343859

Affiliation Type: Emergency Contact
Company Name: DONALD E. COLE
Contact Type: Not reported

Direction Distance

EDR ID Number Elevation Site Database(s) **EPA ID Number**

COLE MUFFLER INC. (Continued)

A100293604

Contact Name: STEVE BOCHINO Address1: Not reported Address2: Not reported Not reported City: State: NN

Zip Code: Not reported

Country Code: 001

Phone: (315) 455-7468 Phone Ext: Not reported Email: Not reported Fax Number: Not reported Modified By: **AESKALSK** 4/19/2005 Date Last Modified:

Equipment Records:

D00 - Pipe Type - No Piping

G00 - Tank Secondary Containment - None

J00 - Dispenser - None

G00 - Tank Secondary Containment - None

J00 - Dispenser - None

A00 - Tank Internal Protection - None

G10 - Tank Secondary Containment - Impervious Underlayment

J02 - Dispenser - Suction

A00 - Tank Internal Protection - None C00 - Pipe Location - No Piping F00 - Pipe External Protection - None 104 - Overfill - Product Level Gauge (A/G)

C00 - Pipe Location - No Piping C00 - Pipe Location - No Piping A00 - Tank Internal Protection - None B00 - Tank External Protection - None K00 - Spill Prevention - None

B00 - Tank External Protection - None

K00 - Spill Prevention - None

E00 - Piping Secondary Containment - None

H00 - Tank Leak Detection - None H00 - Tank Leak Detection - None

100 - Overfill - None

B00 - Tank External Protection - None

H06 - Tank Leak Detection - Impervious Barrier/Concrete Pad (A/G)

L00 - Piping Leak Detection - None K00 - Spill Prevention - None

100 - Overfill - None

Tank Info:

Tank Number: 001 Tank Id: 196649

Tank Location:

Steel/Carbon Steel/Iron Tank Type:

Tank Status: In Service Tank Model: Not reported Not reported Pipe Model: Install Date: 04/12/2005 Capacity Gallons: 220 NN

Tightness Test Method:

Date Test: Not reported

Direction Distance

Distance Elevation Site EDR ID Number

EDR ID Number

EPA ID Number

COLE MUFFLER INC. (Continued)

A100293604

S104276804

N/A

Next Test Date: Not reported
Date Tank Closed: Not reported
Register: True
Modified By: aeskalsk
Last Modified: 12/13/2010

13 TANKS ON SFETKO PROPERTY LTANKS
SE 839-863 FOOTE AVENUE HIST LTANKS

1/4-1/2 0.299 mi. 1577 ft.

Relative: LTANKS:

 Lower
 Site ID:
 318539

 Spill No:
 9606906

 Actual:
 Spill Date:
 6/1/1996

 1440 ft.
 Spill Cause:
 Tank Failure

JAMESTOWN, NY

Spill Source: Commercial/Industrial

Spill Class: Possible release with minimal potential for fire or hazard or Known

release with no damage. No DEC Response. No corrective action

required.

Spill Closed Dt: 2/4/1997 Facility Addr2: Not reported Cleanup Ceased: 2/4/1997 Cleanup Meets Standard: False SWIS: 0708 Investigator: **MXFRANKS** Referred To: Not reported Reported to Dept: 8/7/1996 CID: 365

Water Affected: Not reported

Spill Notifier: DEC

Last Inspection: Not reported Recommended Penalty: False
UST Involvement: True
Remediation Phase: 0
Date Entered In Computer: 8/29/1996
Spill Record Last Update: 11/13/1997

Spiller Name: GEORGE SFETKO Spiller Company: GEORGE SFETKO

Spiller Address: 5067 OVERLOOK AVENUE Spiller City,St,Zip: BEMUS POINT, NY 14712-

Spiller County: 001

Spiller Contact: GEORGE SFETKO
Spiller Phone: (716) 386-2466
Spiller Extention: Not reported

DEC Region: 9
DER Facility ID: 256758

DEC Memo: Prior to Sept, 2004 data translation this spill Lead_DEC Field was

"MF"08/26/96: MF APPX, T/C RP, EXPLAINED WHAT MUST BE DONE. HI GW

SAMPLE RESULTS FROM TANK REMOVAL. LETTER SENT, NO 8270 BN COMPOUNDS

DETECTED. SOIL SIDES & BOTTOM 120 PPB. WATER IN BOTTON 1216.4 PPB.08/30/96: MF LETTER TO RP, REMEDIATION PLAN BY 9/30/96.10/09/96:

MF LETTER FROM LEONARD CONSTRUCTION, GW FROM TANK EXCAVATION TO BE

RESAMPLED 10/14/96.01/08/97: MF UPDATE LETTER TO RP, RESPONSE BY 1/24/97.01/29/97: MF T/C RP, CLAIMED CONTRACTOR TO CALL ME REGARDING RESAMPLING. T/C STEVE LEONARD, CONTRACTOR. THEY RESAMPLED GW, MIRCOBAC DID SAMPLING.02/04/97: MF RECEIVED GW SAMPLE RESULTS TOTAL

Direction Distance

Elevation Site Database(s) EPA ID Number

TANKS ON SFETKO PROPERTY (Continued)

S104276804

EDR ID Number

BTEX 40.2 PPB. 3 COMPOUNDS ABOVE STARS. CITY WATER IN AREA. SITE 'I', LETTER TO RP, NO FURTHER ACTION NECESSARY.11/13/97: MF T/C STEVE CASS 664-2966, LAWYER REGARDING PROPERTY. CLAIMED PHASE 2 DONE & SHOWED WASTE OIL TANK ON PROPERTY & ALSO SOIL CONTAMINATION. HE WILL GET

COPY OF PHASE 2 & SEND IT TO US.

Remarks: ???? groundwater sample results for 4 ust removal

Material:

Site ID: 318539 Operable Unit ID: 1038030 Operable Unit: 01 Material ID: 346174 Material Code: 0009 Material Name: Gasoline Not reported Case No.: Material FA: Petroleum Quantity: 0 Units: Gallons

Recovered: No
Resource Affected: Not reported
Oxygenate: False

Tank Test:

 Site ID:
 318539

 Spill Tank Test:
 1544715

 Tank Number:
 1

 Tank Size:
 0

 Test Method:
 00

Leak Rate:0Gross Fail:Not reportedModified By:SpillsLast Modified:10/1/2004

HIST LTANKS:

Test Method:

Region of Spill: 9

Spill Number: 9606906
Spill Date: 06/01/1996
Spill Time: 12:00
Spill Cause: Tank Failure
Resource Affectd: Groundwater
Water Affected: Not reported

Spill Source: Other Commercial/Industrial

Unknown

Spill Class: Possible release with minimal potential for fire or hazard or Known

release with no damage. No DEC Response. No corrective action

required.

Spill Closed Dt: 02/04/97
Cleanup Ceased: 02/04/97
Cleanup Meets Standard: False
Investigator: MF

Caller Name: Not reported
Caller Agency: Not reported
Caller Phone: Not reported
Caller Extension: Not reported
Notifier Name: Not reported

Direction Distance

Elevation Site Database(s) **EPA ID Number**

TANKS ON SFETKO PROPERTY (Continued)

S104276804

EDR ID Number

Notifier Agency: Not reported Notifier Phone: Not reported Notifier Extension: Not reported Reported to Department Date: 08/07/96 Reported to Department Time: 10:52 SWIS:

Spiller Contact: **GEORGE SFETKO** Spiller Phone: (716) 386-2466 Spiller Extention: Not reported GEORGE SFETKO Spiller Name: Spiller Address: 5067 OVERLOOK AVENUE Spiller City, St, Zip: BEMUS POINT, NY 14712-

Spiller Cleanup Date:

Facility Contact: **GEORGE SFETKO** Facility Phone: (716) 386-2466 Facility Extention: Not reported Spill Notifier: DFC PBS Number: 9-105503

Last Inspection:

Penalty Not Recommended Recommended Penalty:

Enforcement Date: Investigation Complete: 11 **UST Involvement:** True

Date Region Sent Summary to Central Office: / / Corrective Action Plan Submitted:

Date Spill Entered In Computer Data File: 08/29/96 Time Spill Entered In Computer Data File: Not reported

Spill Record Last Update: 11/13/97 Is Updated: False

Tank:

PBS Number: Not reported Tank Number:

Tank Size: 0 Test Method: Unknown Leak Rate Failed Tank: 0.00 Gross Leak Rate: Not reported

Material:

Last Date:

Material Class Type: Petroleum Quantity Spilled: 0 Unkonwn Quantity Spilled: True Units: Gallons Quantity Recovered: Unkonwn Quantity Recovered: False Material: GASOLINE Class Type: GASOLINE Times Material Entry In File: 21329 CAS Number: Not reported

19940929

08/26/96: MF APPX, T/C RP, EXPLAINED WHAT MUST BE DONE. HI GW SAMPLE RESULTS **DEC Remarks:** FROM TANK REMOVAL. LETTER SENT, NO 8270 BN COMPOUNDS DETECTED. SOIL SIDES

BOTTOM 120 PPB. WATER IN BOTTON 1216.4 PPB. 08/30/96: MF LETTER TO RP,

REMEDIATION PLAN BY 9/30/96. 10/09/96: MF LETTER FROM LEONARD CONSTRUCTION, GW FROM TANK EXCAVATION TO BE RESAMPLED 10/14/96. 01/08/97: MF UPDATE LETTER TO RP. RESPONSE BY 1/24/97. 01/29/97: MF T/C RP. CLAIMED CONTRACTOR TO CALL ME REGARDING RESAMPLING. T/C STEVE LEONARD, CONTRACTOR. THEY RESAMPLED GW,

Direction Distance

Distance Elevation Site EDR ID Number

EDR ID Number

EPA ID Number

TANKS ON SFETKO PROPERTY (Continued)

S104276804

MIRCOBAC DID SAMPLING. 02/04/97: MF RECEIVED GW SAMPLE RESULTS TOTAL BTEX 40.2 PPB. 3 COMPOUNDS ABOVE STARS. CITY WATER IN AREA. SITE I, LETTER TO RP, NO FURTHER ACTION NECESSARY. 11/13/97: MF T/C STEVE CASS 664-2966, LAWYER

REGARDING PROPERTY. CLAIMED PHASE 2 DONE SHOWED WASTE OIL TANK ON PROPERTY ALSO

SOIL CONTAMINATION. HE WILL GET COPY OF PHASE 2 SEND IT TO US.

Spill Cause: ???? groundwater sample results for 4 ust removal

KWIK FILL GAS LTANKS S108294834
1781 FOOTE AVE EXT NY Spills N/A

1/4-1/2 0.472 mi. 2490 ft.

14

SSE

Relative: LTANKS:

Lower Site ID: 449268 Spill No: 1101792

JAMESTOWN, NY

Actual: Spill Date: 5/18/2011
1427 ft. Spill Cause: Tank Test Failure
Spill Source: Gasoline Station

Spill Class: Known release with minimal potential for fire or hazard. DEC Response.

Willing Responsible Party. Corrective action taken.

Spill Closed Dt: 9/8/2011 Not reported Facility Addr2: Cleanup Ceased: Not reported Cleanup Meets Standard: False SWIS: 0708 Investigator: **FXGALLEG** Referred To: Not reported Reported to Dept: 5/18/2011 CID: Not reported Water Affected: Not reported Spill Notifier: Other Last Inspection: Not reported Recommended Penalty: False **UST Involvement:** False Remediation Phase:

Date Entered In Computer: 5/18/2011
Spill Record Last Update: 9/8/2011
Spiller Name: TIM RUTH
Spiller Company: UNITED REFINING
Spiller Address: 814 LEXINGTON AVE

Spiller City,St,Zip: WARREN, PA 16365 Spiller County: 999 Spiller Contact: TIM RUTH

Spiller Phone: (814) 723-1500
Spiller Extention: 4609
DEC Region: 9
DER Facility ID: 403861

DEC Memo: 5/18/11 FG SPOKE TO TIM RUTH AND TODD FRANCE WITH UNITED REFINING. HE

SAID THE TANK TESTER INDICATED THAT THE LEAK IS FROM THE TOP OF THE TANK. THE UST IS PUMPED OUT AND IS OUT OF SERVICE. THEY WILL DECIDE IF THEY WILL REPAIR AND RETEST OR JUST REMOVE - ECONOMIC DECISION AND

WILL LET THE DEPT KNOW.5/23/11 Jason Kronenwetter with Envirotrac

notified Spills: I just wanted to let you know we'll be the

consultant onsite for the upcoming UST removal in Jamestown, NY. Right now the removal is slated for next week, however, I'll keep you posted if the schedule changes. We may be out there the latter half of this week to complete some dewatering. Kevin Jay of EnviroTrac

Map ID Direction Distance Elevation

Site

MAP FINDINGS

Database(s)

KWIK FILL GAS (Continued)

S108294834

EDR ID Number

EPA ID Number

will be managing the project and Kevin Kline will be conducting the oversight. We plan on following the SPOTS 14/STARS 1 sampling protocols and running samples for the STARS VOC list via SW846 8260. If you have any questions, do not hesitate to give either Kevin or myself a call. Jason Kronenwetter, PG | Senior Project Manager | EnviroTrac Ltd. | 176 Thorn Hill Road, Warrendale PA 15086724-591-5958(office) | 724.591.5826(fax) | 412.722.4636(cell) | jasonk@envirotrac.com5/24/11 Kevin Jay with Envirotrac notified Spills: I am working with Jason to coordinate dewatering activities at this facility. We will be digging a test pit at this site tomorrow to determine if dewatering will be need to pull the existing UST. I will give you a call to discuss possible discharge options. From my understanding, there is POTW approximately 100 yards down the street and the site is on septic. Kevin W. Jay, PE | Senior Engineer | EnviroTrac Ltd. | 176 Thorn Hill Road, Warrendale PA 15086724-591-5958(office) | 724.591.5826(fax) | 412.722.4271(cell) | kevini@envirotrac.com5/25/11 Kevin Jav with Envirotrac notified Spills: It is looking like we have to dewater the UST field to install the new tanks. I would like to talk with you regarding my options with the State. I am also going to call the City of Jamestown to discuss my options.Kevin W. Jay, PE | Senior Engineer | EnviroTrac Ltd. | 176 Thorn Hill Road, Warrendale PA 15086724-591-5958(office) | 724.591.5826(fax) | 412.722.4271(cell) | kevini@envirotrac.comMARK SKROBACZ WITH ENVIROTRAC CALLED AND SAID THAT THE TEST PIT COMPLETED HAD A SHEEN ON THE WATER AT 2FTBGS AND AT 12 FTBGS NO CONTAMINATION WAS FOUND AND IT WAS CLAY.6/9/11 FG SITE INSPECTION. ENVIROTRAC ON SITE. EXCAVATION SIDEWALLS ON THREE SIDES AND BOTTOM CLEAN AND SAMPLES COLLECTED. EAST WALL NOT COMPLETED YET - ADDITIONAL SOIL BEING REMOVED. EXCAVATION SAMPLE TO BE COLLECTED. ENVIROTRAC WILL PROVIDE A CLOSURE REPORT WHEN WORK COMPLETED. TWO FRAC TANKS FILLED WITH EXCAVATION WATER ARE ON SITE.KEVIN JAY WITH ENVIROTRAC SUBMITTED THE RESULTS FROM THE WATER TREATED THROUGH CARBON AND THEY EXCEED STANDARDS. FG TOLD MR. JAY THAT ADDITIONAL TREATMENT WAS NECESSARY AND ADDITIONAL SAMPLES. MR. JAY'S RESPONSE:No problem. We are proceed with additional treatment and will submit additional results upon receipt and prior to discharging. Kevin W. Jay, PE | Senior Engineer | EnviroTrac Ltd. | 176 Thorn Hill Road, Warrendale PA 15086724-591-5958(office) | 724.591.5826(fax) | 412.722.4271(cell) | kevinj@envirotrac.com6/22/11 Matrix provided the performance analytical results from the site. The air stripper has removed most of the impacts and the remained is being treated with the carbon. All compounds both 5 gpm and 2 gpm are not detected in the post carbon samples.Steven L. MarchettiSenior Project ManagerMatrix Environmental Technologies Inc.PO Box 427/3730 California Road,/ Orchard Park, NY 14127716.662.0745 p - 716.662.0946 fwww.matrixbiotech.com6/28/11 FG RECEIVED THE DISCHARGE ANALYTICAL RESULTS WHICH ARE ND FOR 8260 STARS LIST.9/8/11 ENVIROTRAC SUBMITTED THE UST CLOSURE/SITE UPGRADE REPORT FOR THE SITE. 3 10K GALLON GASOLINE SINGLE WALLED STEEL UST'S AND ASSOCIATED SINGLE WALLED FRP PRODUCT LINES WERE REMOVED FROM THE SITE. TWO NEW DOUBLE WALLED FRP GASOLINE UST'S WERE INSTALLED IN THE FORMER UST PIT. 76400 GALLONS OF WATER WERE RECOVERED DURING DEWATERING ACTIVITIES. OF THAT TOTAL, 34400 GALLONS WERE TRANSPORTED FOR OFF SITE DISPOSAL AND 42000 GALLONS WERE TREATED VIA A MOBILE TREATMENT SYSTEM FOR ON SITE DISPOSAL. 1599.65 TONS OF SOIL WAS REMOVED FROM THE SITE AND DISPOSED OF AT THE CHAUTAUQUA COUNTY LANDFILL, AT 5 EXCAVATION SAMPLE LOCATIONS, CP51 WAS EXCEEDED ONLY SLIGHTLY. ALL DISPOSAL RECEIPTS WERE PROVIDED.NO FURTHER WORK IS

Distance Elevation Site

Site Database(s) EPA ID Number

KWIK FILL GAS (Continued)

S108294834

EDR ID Number

REQUIRED. THE SITE IS INACTIVE. Caller reporting a tank test failure.

Material:

Remarks:

Site ID: 449268 Operable Unit ID: 1199482 Operable Unit: 01 Material ID: 2195853 Material Code: 0009 Material Name: Gasoline Case No.: Not reported Material FA: Petroleum Quantity: Not reported Units: Gallons Recovered: Not reported Resource Affected: Not reported Oxygenate: False

Tank Test:

Site ID: Not reported Spill Tank Test: Not reported Tank Number: Not reported Tank Size: Not reported Test Method: Not reported Leak Rate: Not reported Not reported Gross Fail: Modified By: Not reported Last Modified: Not reported Test Method: Not reported

SPILLS:

 Facility ID:
 0607808

 DER Facility ID:
 321382

 Facility Type:
 ER

 Site ID:
 371625

 DEC Region:
 9

 Spill Number:
 0607808

 Spill Date:
 10/10/2006

 Spill Cause:
 Human Error

Spill Class: Possible release with minimal potential for fire or hazard or Known

release with no damage. No DEC Response. No corrective action

required.

 Spill Closed Date:
 10/10/2006

 SWIS:
 0708

 Investigator:
 JFOTTO

 Referred To:
 Not reported

 Reported to Dept:
 10/10/2006

 CID:
 444

Water Affected: Not reported
Spill Source: Gasoline Station

Spill Notifier: Other
Cleanup Ceased: Not reported
Cleanup Meets Std: True
Last Inspection: Not reported
Recommended Penalty: False

Direction Distance

Elevation Site Database(s) EPA ID Number

KWIK FILL GAS (Continued)

S108294834

EDR ID Number

UST Trust: False Remediation Phase: 0

Date Entered In Computer: 10/10/2006
Spill Record Last Update: 10/10/2006
Spiller Name: Not reported
Spiller Company: CUSTOMERS CAR
Spiller Address: Not reported

Spiller City,St,Zip: ZZ Spiller Company: 001

Contact Name: PAT FRANCE
Contact Phone: (814) 726-4606

DEC Memo: THIS IS A MINOR SPILL AND HAS BEEN CLEANED UP. NO ACTION NECESSARY BY

SPILLS.CLOSED THERE IS NO PAPER FILE FOR THIS SPILL

Remarks: NO SOIL OR WATER EFFECTED: ALL CLEANED UP: FIRE DEPT N SCENE

Material:

Site ID: 371625 Operable Unit ID: 1129382 Operable Unit: 01 Material ID: 2119040 0009 Material Code: Material Name: Gasoline Not reported Case No.: Material FA: Petroleum Quantity: Units: Gallons Recovered:

Resource Affected: Not reported Oxygenate: False

Tank Test:

Site ID: Not reported Spill Tank Test: Not reported Tank Number: Not reported Tank Size: Not reported Test Method: Not reported Leak Rate: Not reported Gross Fail: Not reported Modified By: Not reported Last Modified: Not reported Test Method: Not reported Count: 12 records. ORPHAN SUMMARY

City	EDR ID	Site Name	Site Address	Zip	Database(s)
JAMESTOWN	U004080429	KIMBALL STAND SERVICE	RT 60	14701	UST
JAMESTOWN	1009399879	NYSDOT BIN 1027790	RT 60	14701	RCRA-NonGen, MANIFEST
JAMESTOWN	1000554845	NYSDOT	RT 60	14701	RCRA-LQG, FINDS, MANIFEST
JAMESTOWN	1000554855	NYSDOT	RT 60	14701	RCRA-LQG, MANIFEST
JAMESTOWN	S109207254	MOBIL STATION	RT 60 & 186		NY Spills
JAMESTOWN	S103828088	KWIK FILL #M70	FOOTE AVE		NY Spills, NY Hist Spills
JAMESTOWN	S102175690	UNION CONCRETE COMPANY	FOOTE AVE		NY Spills, NY Hist Spills
JAMESTOWN	S109828218	WCA HOSPITAL	207 FOOTE AVE	14701	NY Spills
JAMESTOWN	1000138958	TRI-JAMES	HOAG RD	14701	CERCLIS, FINDS
JAMESTOWN	S110541055	BUSTI (T) FACILITY	HOAG RD	14701	SWF/LF
JAMESTOWN	S105842567	CHADAKOIN PARK C & D	UNKNOWN	14701	SWF/LF
JAMESTOWN	S105842566	ALLEN STREET SPOIL AREA	UNKNOWN	14701	SWF/LF

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

Number of Days to Update: Provides confirmation that EDR is reporting records that have been updated within 90 days from the date the government agency made the information available to the public.

STANDARD ENVIRONMENTAL RECORDS

Federal NPL site list

NPL: National Priority List

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 06/07/2012 Source: EPA
Date Data Arrived at EDR: 07/05/2012 Telephone: N/A

Number of Days to Update: 75 Next Scheduled EDR Contact: 01/21/2013
Data Release Frequency: Quarterly

NPL Site Boundaries

Sources

EPA's Environmental Photographic Interpretation Center (EPIC)

Telephone: 202-564-7333

EPA Region 1 EPA Region 6

Telephone 617-918-1143 Telephone: 214-655-6659

EPA Region 3 EPA Region 7

Telephone 215-814-5418 Telephone: 913-551-7247

EPA Region 4 EPA Region 8

Telephone 404-562-8033 Telephone: 303-312-6774

EPA Region 5 EPA Region 9

Telephone 312-886-6686 Telephone: 415-947-4246

EPA Region 10

Telephone 206-553-8665

Proposed NPL: Proposed National Priority List Sites

A site that has been proposed for listing on the National Priorities List through the issuance of a proposed rule in the Federal Register. EPA then accepts public comments on the site, responds to the comments, and places on the NPL those sites that continue to meet the requirements for listing.

Date of Government Version: 06/07/2012 Source: EPA
Date Data Arrived at EDR: 07/05/2012 Telephone: N/A

Number of Days to Update: 75 Next Scheduled EDR Contact: 01/21/2013
Data Release Frequency: Quarterly

NPL LIENS: Federal Superfund Liens

Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Source: EPA

Date of Government Version: 10/15/1991 Date Data Arrived at EDR: 02/02/1994 Date Made Active in Reports: 03/30/1994

Number of Days to Update: 56

Telephone: 202-564-4267 Last EDR Contact: 08/15/2011

Next Scheduled EDR Contact: 11/28/2011 Data Release Frequency: No Update Planned

Federal Delisted NPL site list

DELISTED NPL: National Priority List Deletions

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 06/07/2012 Date Data Arrived at EDR: 07/05/2012 Date Made Active in Reports: 09/18/2012

Number of Days to Update: 75

Source: EPA Telephone: N/A

Last EDR Contact: 10/11/2012

Next Scheduled EDR Contact: 01/21/2013
Data Release Frequency: Quarterly

Federal CERCLIS list

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System

CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 12/27/2011 Date Data Arrived at EDR: 02/27/2012 Date Made Active in Reports: 03/12/2012

Number of Days to Update: 14

Source: EPA

Telephone: 703-412-9810 Last EDR Contact: 11/28/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Quarterly

FEDERAL FACILITY: Federal Facility Site Information listing

A listing of National Priority List (NPL) and Base Realignment and Closure (BRAC) sites found in the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) Database where EPA Federal Facilities Restoration and Reuse Office is involved in cleanup activities.

Date of Government Version: 12/10/2010 Date Data Arrived at EDR: 01/11/2011 Date Made Active in Reports: 02/16/2011

Number of Days to Update: 36

Source: Environmental Protection Agency

Telephone: 703-603-8704 Last EDR Contact: 10/09/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Varies

Federal CERCLIS NFRAP site List

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned

Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 12/28/2011 Date Data Arrived at EDR: 02/27/2012 Date Made Active in Reports: 03/12/2012

Number of Days to Update: 14

Source: EPA

Telephone: 703-412-9810 Last EDR Contact: 11/28/2012

Next Scheduled EDR Contact: 03/11/2013
Data Release Frequency: Quarterly

Federal RCRA CORRACTS facilities list

CORRACTS: Corrective Action Report

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

Date of Government Version: 08/19/2011 Date Data Arrived at EDR: 08/31/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 132

Source: EPA

Telephone: 800-424-9346 Last EDR Contact: 11/12/2012

Next Scheduled EDR Contact: 02/25/2013 Data Release Frequency: Quarterly

Federal RCRA non-CORRACTS TSD facilities list

RCRA-TSDF: RCRA - Treatment, Storage and Disposal

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 12/04/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: (212) 637-3660 Last EDR Contact: 11/29/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Quarterly

Federal RCRA generators list

RCRA-LQG: RCRA - Large Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 12/04/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: (212) 637-3660 Last EDR Contact: 11/29/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Quarterly

RCRA-SQG: RCRA - Small Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 12/04/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: (212) 637-3660 Last EDR Contact: 11/29/2012

Next Scheduled EDR Contact: 01/14/2013
Data Release Frequency: Quarterly

RCRA-CESQG: RCRA - Conditionally Exempt Small Quantity Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 12/04/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: (212) 637-3660 Last EDR Contact: 11/29/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Varies

Federal institutional controls / engineering controls registries

US ENG CONTROLS: Engineering Controls Sites List

A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 07/18/2012 Date Data Arrived at EDR: 07/24/2012 Date Made Active in Reports: 11/05/2012 Number of Days to Update: 104 Source: Environmental Protection Agency Telephone: 703-603-0695 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Varies

US INST CONTROL: Sites with Institutional Controls

A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 07/18/2012 Date Data Arrived at EDR: 07/24/2012 Date Made Active in Reports: 11/05/2012 Number of Days to Update: 104 Source: Environmental Protection Agency Telephone: 703-603-0695 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013

Data Release Frequency: Varies

LUCIS: Land Use Control Information System

LUCIS contains records of land use control information pertaining to the former Navy Base Realignment and Closure properties.

Date of Government Version: 12/09/2005 Date Data Arrived at EDR: 12/11/2006 Date Made Active in Reports: 01/11/2007

Date Made Active in Reports: 01/11/ Number of Days to Update: 31 Source: Department of the Navy Telephone: 843-820-7326 Last EDR Contact: 11/15/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Varies

Federal ERNS list

ERNS: Emergency Response Notification System

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 04/02/2012 Date Data Arrived at EDR: 04/03/2012 Date Made Active in Reports: 06/14/2012

Number of Days to Update: 72

Source: National Response Center, United States Coast Guard

Telephone: 202-267-2180 Last EDR Contact: 10/02/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Annually

State- and tribal - equivalent CERCLIS

SHWS: Inactive Hazardous Waste Disposal Sites in New York State

Referred to as the State Superfund Program, the Inactive Hazardous Waste Disposal Site Remedial Program is the cleanup program for inactive hazardous waste sites and now includes hazardous substance sites

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9622 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Annually

VAPOR REOPENED: Vapor Intrustion Legacy Site List

New York is currently re-evaluating previous assumptions and decisions regarding the potential for soil vapor intrusion exposures at sites. As a result, all past, current, and future contaminated sites will be evaluated to determine whether these sites have the potential for exposures related to soil vapor intrusion.

Date of Government Version: 05/01/2012 Date Data Arrived at EDR: 05/23/2012 Date Made Active in Reports: 07/03/2012

Number of Days to Update: 41

Source: Department of Environmenal Conservation

Telephone: 518-402-9814 Last EDR Contact: 08/24/2012

Next Scheduled EDR Contact: 12/03/2012 Data Release Frequency: Varies

State and tribal landfill and/or solid waste disposal site lists

SWF/LF: Facility Register

Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/10/2012 Date Data Arrived at EDR: 10/11/2012 Date Made Active in Reports: 11/09/2012

Number of Days to Update: 29

Source: Department of Environmental Conservation

Telephone: 518-457-2051 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Semi-Annually

State and tribal leaking storage tank lists

LTANKS: Spills Information Database

Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills.

Date of Government Version: 08/20/2012 Date Data Arrived at EDR: 08/23/2012 Date Made Active in Reports: 10/05/2012

Number of Days to Update: 43

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Varies

HIST LTANKS: Listing of Leaking Storage Tanks

A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 07/08/2005 Date Made Active in Reports: 07/14/2005

Number of Days to Update: 6

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 07/07/2005 Next Scheduled EDR Contact: N/A

Data Release Frequency: No Update Planned

INDIAN LUST R4: Leaking Underground Storage Tanks on Indian Land LUSTs on Indian land in Florida, Mississippi and North Carolina.

Date of Government Version: 12/14/2011 Date Data Arrived at EDR: 12/15/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 26

Source: EPA Region 4 Telephone: 404-562-8677 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Semi-Annually

INDIAN LUST R6: Leaking Underground Storage Tanks on Indian Land LUSTs on Indian land in New Mexico and Oklahoma.

Date of Government Version: 09/12/2011 Date Data Arrived at EDR: 09/13/2011 Date Made Active in Reports: 11/11/2011

Number of Days to Update: 59

Source: EPA Region 6 Telephone: 214-665-6597 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 04/12/2012 Date Data Arrived at EDR: 05/09/2012 Date Made Active in Reports: 07/10/2012

Number of Days to Update: 62

Source: EPA Region 1 Telephone: 617-918-1313 Last EDR Contact: 11/01/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN LUST R7: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in Iowa, Kansas, and Nebraska

Date of Government Version: 08/17/2012 Date Data Arrived at EDR: 08/28/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 49

Source: EPA Region 7 Telephone: 913-551-7003 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN LUST R9: Leaking Underground Storage Tanks on Indian Land LUSTs on Indian land in Arizona, California, New Mexico and Nevada

Date of Government Version: 09/06/2012 Date Data Arrived at EDR: 09/07/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 39

Source: Environmental Protection Agency

Telephone: 415-972-3372 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

INDIAN LUST R10: Leaking Underground Storage Tanks on Indian Land LUSTs on Indian land in Alaska, Idaho, Oregon and Washington.

Date of Government Version: 08/01/2012 Date Data Arrived at EDR: 08/02/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 75

Source: EPA Region 10 Telephone: 206-553-2857 Last EDR Contact: 10/30/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

INDIAN LUST R8: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming.

Date of Government Version: 08/27/2012 Date Data Arrived at EDR: 08/28/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 49

Source: EPA Region 8 Telephone: 303-312-6271 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

State and tribal registered storage tank lists

TANKS: Storage Tank Faciliy Listing

This database contains records of facilities that are or have been regulated under Bulk Storage Program. Tank information for these facilities may not be releasable by the state agency.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9543 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

UST: Petroleum Bulk Storage (PBS) Database

Facilities that have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013
Data Release Frequency: No Update Planned

CBS UST: Chemical Bulk Storage Database

Facilities that store regulated hazardous substances in underground tanks of any size

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 02/20/2002 Date Made Active in Reports: 03/22/2002

Number of Days to Update: 30

Source: NYSDEC Telephone: 518-402-9549 Last EDR Contact: 10/24/2005

Next Scheduled EDR Contact: 01/23/2006 Data Release Frequency: No Update Planned

MOSF UST: Major Oil Storage Facilities Database

Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or

greater.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 02/20/2002 Date Made Active in Reports: 03/22/2002

Number of Days to Update: 30

Source: NYSDEC Telephone: 518-402-9549 Last EDR Contact: 07/25/2005

Next Scheduled EDR Contact: 10/24/2005

Data Release Frequency: Varies

AST: Petroleum Bulk Storage

Registered Aboveground Storage Tanks.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013
Data Release Frequency: No Update Planned

CBS AST: Chemical Bulk Storage Database

Facilities that store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater, and/or in underground tanks of any size.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 02/20/2002 Date Made Active in Reports: 03/22/2002

Number of Days to Update: 30

Source: NYSDEC Telephone: 518-402-9549 Last EDR Contact: 07/25/2005

Next Scheduled EDR Contact: 10/24/2005 Data Release Frequency: No Update Planned

MOSF AST: Major Oil Storage Facilities Database

Facilities that may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or greater.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 02/20/2002 Date Made Active in Reports: 03/22/2002

Number of Days to Update: 30

Source: NYSDEC Telephone: 518-402-9549 Last EDR Contact: 07/25/2005

Next Scheduled EDR Contact: 10/24/2005 Data Release Frequency: No Update Planned

CBS: Chemical Bulk Storage Site Listing

These facilities store regulated hazardous substances in aboveground tanks with capacities of 185 gallons or greater,

and/or in underground tanks of any size

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

MOSF: Major Oil Storage Facility Site Listing

These facilities may be onshore facilities or vessels, with petroleum storage capacities of 400,000 gallons or

greater.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

INDIAN UST R1: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 1 (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont and ten Tribal Nations).

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Date of Government Version: 04/12/2012 Date Data Arrived at EDR: 05/02/2012 Date Made Active in Reports: 07/16/2012

Number of Days to Update: 75

Source: EPA, Region 1 Telephone: 617-918-1313 Last EDR Contact: 11/01/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN UST R4: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 4 (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee and Tribal Nations)

Date of Government Version: 12/14/2011 Date Data Arrived at EDR: 12/15/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 26

Source: EPA Region 4 Telephone: 404-562-9424 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Semi-Annually

INDIAN UST R5: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 5 (Michigan, Minnesota and Wisconsin and Tribal Nations).

Date of Government Version: 08/02/2012 Date Data Arrived at EDR: 08/03/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 94

Source: EPA Region 5 Telephone: 312-886-6136 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN UST R6: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 6 (Louisiana, Arkansas, Oklahoma, New Mexico, Texas and 65 Tribes).

Date of Government Version: 05/10/2011 Date Data Arrived at EDR: 05/11/2011 Date Made Active in Reports: 06/14/2011

Number of Days to Update: 34

Source: EPA Region 6 Telephone: 214-665-7591 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Semi-Annually

INDIAN UST R7: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 7 (Iowa, Kansas, Missouri, Nebraska, and 9 Tribal Nations).

Date of Government Version: 08/17/2012 Date Data Arrived at EDR: 08/28/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 49

Source: EPA Region 7 Telephone: 913-551-7003 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

INDIAN UST R8: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 8 (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming and 27 Tribal Nations).

Date of Government Version: 08/27/2012 Date Data Arrived at EDR: 08/28/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 49

Source: EPA Region 8 Telephone: 303-312-6137 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

INDIAN UST R10: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 10 (Alaska, Idaho, Oregon, Washington, and Tribal Nations).

Date of Government Version: 08/01/2012 Date Data Arrived at EDR: 08/02/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 75

Source: EPA Region 10 Telephone: 206-553-2857 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

INDIAN UST R9: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 9 (Arizona, California, Hawaii, Nevada, the Pacific Islands, and Tribal Nations).

Date of Government Version: 09/06/2012 Date Data Arrived at EDR: 09/07/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 39

Source: EPA Region 9 Telephone: 415-972-3368 Last EDR Contact: 07/26/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Quarterly

FEMA UST: Underground Storage Tank Listing

A listing of all FEMA owned underground storage tanks.

Date of Government Version: 01/01/2010 Date Data Arrived at EDR: 02/16/2010 Date Made Active in Reports: 04/12/2010

Number of Days to Update: 55

Source: FEMA

Telephone: 202-646-5797 Last EDR Contact: 10/15/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Varies

State and tribal institutional control / engineering control registries

ENG CONTROLS: Registry of Engineering Controls

Environmental Remediation sites that have engineering controls in place.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9553 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

INST CONTROL: Registry of Institutional Controls

Environmental Remediation sites that have institutional controls in place.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9553 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

RES DECL: Restrictive Declarations Listing

A restrictive declaration is a covenant running with the land which binds the present and future owners of the property. As a condition of certain special permits, the City Planning Commission may require an applicant to sign and record a restrictive declaration that places specified conditions on the future use and development of the property. Certain restrictive declarations are indicated by a D on zoning maps.

Date of Government Version: 11/18/2010 Date Data Arrived at EDR: 12/23/2010 Date Made Active in Reports: 02/11/2011

Number of Days to Update: 50

Source: NYC Department of City Planning

Telephone: 212-720-3401 Last EDR Contact: 09/28/2012

Next Scheduled EDR Contact: 01/07/2013 Data Release Frequency: No Update Planned

State and tribal voluntary cleanup sites

VCP: Voluntary Cleanup Agreements

New York established its Voluntary Cleanup Program (VCP) to address the environmental, legal and financial barriers that often hinder the redevelopment and reuse of contaminated properties. The Voluntary Cleanup Program was developed to enhance private sector cleanup of brownfields by enabling parties to remediate sites using private rather than public funds and to reduce the development pressures on "greenfield" sites.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9711 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Semi-Annually

INDIAN VCP R1: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 1.

Date of Government Version: 09/28/2012 Date Data Arrived at EDR: 10/02/2012 Date Made Active in Reports: 10/16/2012

Number of Days to Update: 14

Source: EPA, Region 1 Telephone: 617-918-1102 Last EDR Contact: 10/02/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Varies

INDIAN VCP R7: Voluntary Cleanup Priority Lisitng

A listing of voluntary cleanup priority sites located on Indian Land located in Region 7.

Date of Government Version: 03/20/2008 Date Data Arrived at EDR: 04/22/2008 Date Made Active in Reports: 05/19/2008

Number of Days to Update: 27

Source: EPA, Region 7 Telephone: 913-551-7365 Last EDR Contact: 04/20/2009

Next Scheduled EDR Contact: 07/20/2009 Data Release Frequency: Varies

State and tribal Brownfields sites

ERP: Environmental Restoration Program Listing

In an effort to spur the cleanup and redevelopment of brownfields, New Yorkers approved a \$200 million Environmental Restoration or Brownfields Fund as part of the \$1.75 billion Clean Water/Clean Air Bond Act of 1996 (1996 Bond Act). Enhancements to the program were enacted on October 7, 2003. Under the Environmental Restoration Program, the State provides grants to municipalities to reimburse up to 90 percent of on-site eligible costs and 100% of off-site eligible costs for site investigation and remediation activities. Once remediated, the property may then be reused for commercial, industrial, residential or public use.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9622 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

BROWNFIELDS: Brownfields Site List

A Brownfield is any real property where redevelopment or re-use may be complicated by the presence or potential presence of a hazardous waste, petroleum, pollutant, or contaminant.

Date of Government Version: 11/19/2012 Source
Date Data Arrived at EDR: 11/20/2012 Telepho

Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-9764 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Semi-Annually

ADDITIONAL ENVIRONMENTAL RECORDS

Local Brownfield lists

US BROWNFIELDS: A Listing of Brownfields Sites

Brownfields are real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant. Cleaning up and reinvesting in these properties takes development pressures off of undeveloped, open land, and both improves and protects the environment. Assessment, Cleanup and Redevelopment Exchange System (ACRES) stores information reported by EPA Brownfields grant recipients on brownfields properties assessed or cleaned up with grant funding as well as information on Targeted Brownfields Assessments performed by EPA Regions. A listing of ACRES Brownfield sites is obtained from Cleanups in My Community. Cleanups in My Community provides information on Brownfields properties for which information is reported back to EPA, as well as areas served by Brownfields grant programs.

Date of Government Version: 10/24/2012 Date Data Arrived at EDR: 10/26/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 10

Source: Environmental Protection Agency

Telephone: 202-566-2777 Last EDR Contact: 12/11/2012

Next Scheduled EDR Contact: 04/08/2013 Data Release Frequency: Semi-Annually

Local Lists of Landfill / Solid Waste Disposal Sites

ODI: Open Dump Inventory

An open dump is defined as a disposal facility that does not comply with one or more of the Part 257 or Part 258 Subtitle D Criteria.

Date of Government Version: 06/30/1985 Date Data Arrived at EDR: 08/09/2004 Date Made Active in Reports: 09/17/2004

Number of Days to Update: 39

Source: Environmental Protection Agency

Telephone: 800-424-9346 Last EDR Contact: 06/09/2004 Next Scheduled EDR Contact: N/A

Data Release Frequency: No Update Planned

DEBRIS REGION 9: Torres Martinez Reservation Illegal Dump Site Locations

A listing of illegal dump sites location on the Torres Martinez Indian Reservation located in eastern Riverside County and northern Imperial County, California.

Date of Government Version: 01/12/2009 Date Data Arrived at EDR: 05/07/2009 Date Made Active in Reports: 09/21/2009

Number of Days to Update: 137

Source: EPA, Region 9 Telephone: 415-947-4219 Last EDR Contact: 07/03/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: No Update Planned

SWRCY: Registered Recycling Facility List A listing of recycling facilities.

Date of Government Version: 10/10/2012 Date Data Arrived at EDR: 10/11/2012 Date Made Active in Reports: 11/09/2012

Number of Days to Update: 29

Source: Department of Environmental Conservation

Telephone: 518-402-8705 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Semi-Annually

SWTIRE: Registered Waste Tire Storage & Facility List A listing of facilities registered to accept waste tires.

Date of Government Version: 08/01/2006 Date Data Arrived at EDR: 11/15/2006 Date Made Active in Reports: 11/30/2006

Number of Days to Update: 15

Source: Department of Environmental Conservation

Telephone: 518-402-8694 Last EDR Contact: 10/26/2012

Next Scheduled EDR Contact: 02/04/2013 Data Release Frequency: Annually

INDIAN ODI: Report on the Status of Open Dumps on Indian Lands

Location of open dumps on Indian land.

Date of Government Version: 12/31/1998 Date Data Arrived at EDR: 12/03/2007 Date Made Active in Reports: 01/24/2008

Number of Days to Update: 52

Source: Environmental Protection Agency

Telephone: 703-308-8245 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Varies

Local Lists of Hazardous waste / Contaminated Sites

US CDL: Clandestine Drug Labs

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 07/11/2012 Date Data Arrived at EDR: 09/12/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 54

Source: Drug Enforcement Administration

Telephone: 202-307-1000 Last EDR Contact: 12/03/2012

Next Scheduled EDR Contact: 03/18/2013 Data Release Frequency: Quarterly

DEL SHWS: Delisted Registry Sites

A database listing of sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/14/2012

Number of Days to Update: 24

Source: Department of Environmental Conservation

Telephone: 518-402-9622 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Annually

US HIST CDL: National Clandestine Laboratory Register

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 09/01/2007 Date Data Arrived at EDR: 11/19/2008 Date Made Active in Reports: 03/30/2009

Number of Days to Update: 131

Source: Drug Enforcement Administration Telephone: 202-307-1000

Last EDR Contact: 03/23/2009

Next Scheduled EDR Contact: 06/22/2009 Data Release Frequency: No Update Planned

Local Lists of Registered Storage Tanks

HIST UST: Historical Petroleum Bulk Storage Database

These facilities have petroleum storage capacities in excess of 1,100 gallons and less than 400,000 gallons. This database contains detailed information per site. It is no longer updated due to the sensitive nature of the information involved. See UST for more current data.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 06/02/2006 Date Made Active in Reports: 07/20/2006

Number of Days to Update: 48

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 10/23/2006

Next Scheduled EDR Contact: 01/22/2007 Data Release Frequency: Varies

HIST AST: Historical Petroleum Bulk Storage Database

These facilities have petroleum storage capabilities in excess of 1,100 gallons and less than 400,000 gallons. This database contains detailed information per site. No longer updated due to the sensitive nature of the information involved. See AST for more current data.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 06/02/2006 Date Made Active in Reports: 07/20/2006

Number of Days to Update: 48

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 10/23/2006

Next Scheduled EDR Contact: 01/22/2007 Data Release Frequency: No Update Planned

Local Land Records

LIENS 2: CERCLA Lien Information

A Federal CERCLA ('Superfund') lien can exist by operation of law at any site or property at which EPA has spent Superfund monies. These monies are spent to investigate and address releases and threatened releases of contamination. CERCLIS provides information as to the identity of these sites and properties.

Date of Government Version: 02/16/2012 Date Data Arrived at EDR: 03/26/2012 Date Made Active in Reports: 06/14/2012

Number of Days to Update: 80

Source: Environmental Protection Agency

Telephone: 202-564-6023 Last EDR Contact: 11/01/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

LIENS: Spill Liens Information

Lien information from the Oil Spill Fund.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Office of the State Comptroller

Telephone: 518-474-9034 Last EDR Contact: 11/12/2012

Next Scheduled EDR Contact: 02/25/2013 Data Release Frequency: Varies

Records of Emergency Release Reports

HMIRS: Hazardous Materials Information Reporting System

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 04/01/2012 Date Data Arrived at EDR: 04/03/2012 Date Made Active in Reports: 06/14/2012

Number of Days to Update: 72

Source: U.S. Department of Transportation

Telephone: 202-366-4555 Last EDR Contact: 10/02/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Annually

SPILLS: Spills Information Database

Data collected on spills reported to NYSDEC as required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

Date of Government Version: 08/20/2012 Date Data Arrived at EDR: 08/23/2012 Date Made Active in Reports: 10/05/2012

Number of Days to Update: 43

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 11/20/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Varies

HIST SPILLS: SPILLS Database

This database contains records of chemical and petroleum spill incidents. Under State law, petroleum and hazardous chemical spills that can impact the waters of the state must be reported by the spiller (and, in some cases, by anyone who has knowledge of the spills). In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY SPILLS database. Department of Environmental Conservation.

Date of Government Version: 01/01/2002 Date Data Arrived at EDR: 07/08/2005 Date Made Active in Reports: 07/14/2005

Number of Days to Update: 6

Source: Department of Environmental Conservation

Telephone: 518-402-9549 Last EDR Contact: 07/07/2005 Next Scheduled EDR Contact: N/A

Data Release Frequency: No Update Planned

Other Ascertainable Records

RCRA-NonGen: RCRA - Non Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Non-Generators do not presently generate hazardous

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 12/04/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: (212) 637-3660 Last EDR Contact: 11/29/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Varies

DOT OPS: Incident and Accident Data

Department of Transporation, Office of Pipeline Safety Incident and Accident data.

Date of Government Version: 07/31/2012 Date Data Arrived at EDR: 08/07/2012 Date Made Active in Reports: 09/18/2012

Number of Days to Update: 42

Source: Department of Transporation, Office of Pipeline Safety

Telephone: 202-366-4595 Last EDR Contact: 11/06/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Varies

DOD: Department of Defense Sites

This data set consists of federally owned or administered lands, administered by the Department of Defense, that have any area equal to or greater than 640 acres of the United States, Puerto Rico, and the U.S. Virgin Islands.

Date of Government Version: 12/31/2005 Date Data Arrived at EDR: 11/10/2006 Date Made Active in Reports: 01/11/2007

Number of Days to Update: 62

Source: USGS

Telephone: 888-275-8747 Last EDR Contact: 10/18/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Semi-Annually

FUDS: Formerly Used Defense Sites

The listing includes locations of Formerly Used Defense Sites properties where the US Army Corps of Engineers is actively working or will take necessary cleanup actions.

Date of Government Version: 12/31/2009 Date Data Arrived at EDR: 08/12/2010 Date Made Active in Reports: 12/02/2010

Number of Days to Update: 112

Source: U.S. Army Corps of Engineers

Telephone: 202-528-4285 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Varies

CONSENT: Superfund (CERCLA) Consent Decrees

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: 06/01/2012 Date Data Arrived at EDR: 07/24/2012 Date Made Active in Reports: 09/18/2012

Number of Days to Update: 56

Source: Department of Justice, Consent Decree Library

Telephone: Varies

Last EDR Contact: 10/01/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Varies

ROD: Records Of Decision

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 02/27/2012 Date Data Arrived at EDR: 03/14/2012 Date Made Active in Reports: 06/14/2012

Number of Days to Update: 92

Source: EPA

Telephone: 703-416-0223 Last EDR Contact: 12/11/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Annually

UMTRA: Uranium Mill Tailings Sites

Uranium ore was mined by private companies for federal government use in national defense programs. When the mills shut down, large piles of the sand-like material (mill tailings) remain after uranium has been extracted from the ore. Levels of human exposure to radioactive materials from the piles are low; however, in some cases tailings were used as construction materials before the potential health hazards of the tailings were recognized.

Date of Government Version: 09/14/2010 Date Data Arrived at EDR: 10/07/2011 Date Made Active in Reports: 03/01/2012

Number of Days to Update: 146

Source: Department of Energy Telephone: 505-845-0011 Last EDR Contact: 11/28/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Varies

MINES: Mines Master Index File

Contains all mine identification numbers issued for mines active or opened since 1971. The data also includes violation information.

Date of Government Version: 08/18/2011 Date Data Arrived at EDR: 09/08/2011 Date Made Active in Reports: 09/29/2011

Number of Days to Update: 21

Source: Department of Labor, Mine Safety and Health Administration

Telephone: 303-231-5959 Last EDR Contact: 12/05/2012

Next Scheduled EDR Contact: 03/18/2013 Data Release Frequency: Semi-Annually

TRIS: Toxic Chemical Release Inventory System

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2009 Date Data Arrived at EDR: 09/01/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 131

Source: EPA

Telephone: 202-566-0250 Last EDR Contact: 11/28/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Annually

TSCA: Toxic Substances Control Act

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2006 Date Data Arrived at EDR: 09/29/2010 Date Made Active in Reports: 12/02/2010

Number of Days to Update: 64

Source: EPA

Telephone: 202-260-5521 Last EDR Contact: 06/29/2012

Next Scheduled EDR Contact: 01/07/2013 Data Release Frequency: Every 4 Years

FTTS: FIFRA/TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act) FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the

Agency on a quarterly basis.

Date of Government Version: 04/09/2009 Date Data Arrived at EDR: 04/16/2009 Date Made Active in Reports: 05/11/2009 Number of Days to Update: 25

Source: EPA/Office of Prevention, Pesticides and Toxic Substances

Telephone: 202-566-1667 Last EDR Contact: 11/26/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Quarterly

FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act) A listing of FIFRA/TSCA Tracking System (FTTS) inspections and enforcements.

Date of Government Version: 04/09/2009 Date Data Arrived at EDR: 04/16/2009 Date Made Active in Reports: 05/11/2009 Source: EPA

Telephone: 202-566-1667 Last EDR Contact: 11/26/2012

Number of Days to Update: 25

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Quarterly

HIST FTTS: FIFRA/TSCA Tracking System Administrative Case Listing

A complete administrative case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006 Date Data Arrived at EDR: 03/01/2007 Date Made Active in Reports: 04/10/2007

Telephone: 202-564-2501 Last EDR Contact: 12/17/2007

Number of Days to Update: 40

Next Scheduled EDR Contact: 03/17/2008 Data Release Frequency: No Update Planned

Source: Environmental Protection Agency

HIST FTTS INSP: FIFRA/TSCA Tracking System Inspection & Enforcement Case Listing

A complete inspection and enforcement case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006 Date Data Arrived at EDR: 03/01/2007

Source: Environmental Protection Agency Telephone: 202-564-2501

Date Made Active in Reports: 04/10/2007

Last EDR Contact: 12/17/2008

Number of Days to Update: 40

Next Scheduled EDR Contact: 03/17/2008 Data Release Frequency: No Update Planned

SSTS: Section 7 Tracking Systems

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2009 Date Data Arrived at EDR: 12/10/2010

Source: EPA

Date Made Active in Reports: 02/25/2011

Telephone: 202-564-4203 Last EDR Contact: 11/01/2012

Number of Days to Update: 77

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Annually

ICIS: Integrated Compliance Information System

The Integrated Compliance Information System (ICIS) supports the information needs of the national enforcement and compliance program as well as the unique needs of the National Pollutant Discharge Elimination System (NPDES) program.

Date of Government Version: 07/20/2011 Date Data Arrived at EDR: 11/10/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 61

Source: Environmental Protection Agency

Telephone: 202-564-5088 Last EDR Contact: 10/19/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Quarterly

PADS: PCB Activity Database System

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 11/01/2010 Date Data Arrived at EDR: 11/10/2010 Date Made Active in Reports: 02/16/2011

Number of Days to Update: 98

Source: EPA

Telephone: 202-566-0500 Last EDR Contact: 10/19/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Annually

MLTS: Material Licensing Tracking System

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 06/21/2011 Date Data Arrived at EDR: 07/15/2011 Date Made Active in Reports: 09/13/2011

Number of Days to Update: 60

Source: Nuclear Regulatory Commission

Telephone: 301-415-7169 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Quarterly

RADINFO: Radiation Information Database

The Radiation Information Database (RADINFO) contains information about facilities that are regulated by U.S. Environmental Protection Agency (EPA) regulations for radiation and radioactivity.

Date of Government Version: 10/02/2012 Date Data Arrived at EDR: 10/02/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 34

Source: Environmental Protection Agency

Telephone: 202-343-9775 Last EDR Contact: 10/02/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Quarterly

FINDS: Facility Index System/Facility Registry System

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 10/23/2011 Date Data Arrived at EDR: 12/13/2011 Date Made Active in Reports: 03/01/2012

Number of Days to Update: 79

Source: EPA

Telephone: (212) 637-3000 Last EDR Contact: 12/11/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Quarterly

RAATS: RCRA Administrative Action Tracking System

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995 Date Data Arrived at EDR: 07/03/1995 Date Made Active in Reports: 08/07/1995

Number of Days to Update: 35

Source: EPA

Telephone: 202-564-4104 Last EDR Contact: 06/02/2008

Next Scheduled EDR Contact: 09/01/2008 Data Release Frequency: No Update Planned

BRS: Biennial Reporting System

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2009 Date Data Arrived at EDR: 03/01/2011 Date Made Active in Reports: 05/02/2011

Number of Days to Update: 62

Source: EPA/NTIS Telephone: 800-424-9346 Last EDR Contact: 11/30/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Biennially

HSWDS: Hazardous Substance Waste Disposal Site Inventory

The list includes any known or suspected hazardous substance waste disposal sites. Also included are sites delisted from the Registry of Inactive Hazardous Waste Disposal Sites and non-Registry sites that U.S. EPA Preliminary Assessment (PA) reports or Site Investigation (SI) reports were prepared. Hazardous Substance Waste Disposal Sites are eligible to be Superfund sites now that the New York State Superfund has been refinanced and changed. This means that the study inventory has served its purpose and will no longer be maintained as a separate entity. The last version of the study inventory is frozen in time. The sites on the study will not automatically be made Superfund sites, rather each site will be further evaluated for listing on the Registry. So overtime they will be added to the registry or not.

Date of Government Version: 01/01/2003 Date Data Arrived at EDR: 10/20/2006 Date Made Active in Reports: 11/30/2006

Number of Days to Update: 41

Source: Department of Environmental Conservation

Telephone: 518-402-9564 Last EDR Contact: 05/26/2009

Next Scheduled EDR Contact: 08/24/2009 Data Release Frequency: No Update Planned

UIC: Underground Injection Control Wells

A listing of enhanced oil recovery underground injection wells.

Date of Government Version: 09/07/2012 Date Data Arrived at EDR: 09/12/2012 Date Made Active in Reports: 10/04/2012

Number of Days to Update: 22

Source: Department of Environmental Conservation

Telephone: 518-402-8056 Last EDR Contact: 12/11/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Quarterly

NY MANIFEST: Facility and Manifest Data

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD

facility.

Date of Government Version: 11/01/2012 Date Data Arrived at EDR: 11/07/2012 Date Made Active in Reports: 12/11/2012

Number of Days to Update: 34

Source: Department of Environmental Conservation

Telephone: 518-402-8651 Last EDR Contact: 11/07/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Annually

DRYCLEANERS: Registered Drycleaners

A listing of all registered drycleaning facilities.

Date of Government Version: 06/20/2012 Date Data Arrived at EDR: 07/16/2012 Date Made Active in Reports: 09/06/2012

Number of Days to Update: 52

Source: Department of Environmental Conservation

Telephone: 518-402-8403 Last EDR Contact: 12/13/2012

Next Scheduled EDR Contact: 04/01/2013

Data Release Frequency: Varies

SPDES: State Pollutant Discharge Elimination System

New York State has a state program which has been approved by the United States Environmental Protection Agency for the control of wastewater and stormwater discharges in accordance with the Clean Water Act. Under New York State law the program is known as the State Pollutant Discharge Elimination System (SPDES) and is broader in scope than that required by the Clean Water Act in that it controls point source discharges to groundwaters as well as surface waters.

Date of Government Version: 10/23/2012 Date Data Arrived at EDR: 10/24/2012 Date Made Active in Reports: 11/09/2012

Number of Days to Update: 16

Source: Department of Environmental Conservation

Telephone: 518-402-8233 Last EDR Contact: 10/15/2012

Next Scheduled EDR Contact: 01/28/2013
Data Release Frequency: No Update Planned

AIRS: Air Emissions Data

Point source emissions inventory data.

Date of Government Version: 12/31/2011 Date Data Arrived at EDR: 08/02/2012 Date Made Active in Reports: 10/03/2012

Number of Days to Update: 62

Source: Department of Environmental Conservation

Telephone: 518-402-8452 Last EDR Contact: 11/01/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Annually

E DESIGNATION: E DESIGNATION SITE LISTING

The (E (Environmental)) designation would ensure that sampling and remediation take place on the subject properties, and would avoid any significant impacts related to hazardous materials at these locations. The (E) designations would require that the fee owner of the sites conduct a testing and sampling protocol, and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designations also include a mandatory construction-related health and safety plan which must be approved by NYCDEP.

Date of Government Version: 10/11/2012 Date Data Arrived at EDR: 11/01/2012 Date Made Active in Reports: 11/09/2012

Number of Days to Update: 8

Source: New York City Department of City Planning

Telephone: 718-595-6658 Last EDR Contact: 10/29/2012

Next Scheduled EDR Contact: 01/07/2013 Data Release Frequency: Varies

INDIAN RESERV: Indian Reservations

This map layer portrays Indian administered lands of the United States that have any area equal to or greater than 640 acres.

Date of Government Version: 12/31/2005 Date Data Arrived at EDR: 12/08/2006 Date Made Active in Reports: 01/11/2007

Number of Days to Update: 34

Source: USGS

Telephone: 202-208-3710 Last EDR Contact: 10/18/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Semi-Annually

SCRD DRYCLEANERS: State Coalition for Remediation of Drycleaners Listing

The State Coalition for Remediation of Drycleaners was established in 1998, with support from the U.S. EPA Office of Superfund Remediation and Technology Innovation. It is comprised of representatives of states with established drycleaner remediation programs. Currently the member states are Alabama, Connecticut, Florida, Illinois, Kansas, Minnesota, Missouri, North Carolina, Oregon, South Carolina, Tennessee, Texas, and Wisconsin.

Date of Government Version: 03/07/2011 Date Data Arrived at EDR: 03/09/2011 Date Made Active in Reports: 05/02/2011

Number of Days to Update: 54

Source: Environmental Protection Agency

Telephone: 615-532-8599 Last EDR Contact: 10/22/2012

Next Scheduled EDR Contact: 02/04/2013 Data Release Frequency: Varies

EPA WATCH LIST: EPA WATCH LIST

EPA maintains a "Watch List" to facilitate dialogue between EPA, state and local environmental agencies on enforcement matters relating to facilities with alleged violations identified as either significant or high priority. Being on the Watch List does not mean that the facility has actually violated the law only that an investigation by EPA or a state or local environmental agency has led those organizations to allege that an unproven violation has in fact occurred. Being on the Watch List does not represent a higher level of concern regarding the alleged violations that were detected, but instead indicates cases requiring additional dialogue between EPA, state and local agencies - primarily because of the length of time the alleged violation has gone unaddressed or unresolved.

Date of Government Version: 07/31/2012 Date Data Arrived at EDR: 08/13/2012 Date Made Active in Reports: 09/18/2012

Number of Days to Update: 36

Source: Environmental Protection Agency

Telephone: 617-520-3000 Last EDR Contact: 11/12/2012

Next Scheduled EDR Contact: 02/25/2013 Data Release Frequency: Quarterly

US FIN ASSUR: Financial Assurance Information

All owners and operators of facilities that treat, store, or dispose of hazardous waste are required to provide proof that they will have sufficient funds to pay for the clean up, closure, and post-closure care of their facilities.

Date of Government Version: 08/20/2012 Date Data Arrived at EDR: 08/28/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 69

Source: Environmental Protection Agency

Telephone: 202-566-1917 Last EDR Contact: 11/16/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Quarterly

PRP: Potentially Responsible Parties

A listing of verified Potentially Responsible Parties

Date of Government Version: 10/01/2012 Date Data Arrived at EDR: 10/04/2012 Date Made Active in Reports: 11/05/2012

Number of Days to Update: 32

Source: EPA

Telephone: 202-564-6023 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/14/2013 Data Release Frequency: Quarterly

PCB TRANSFORMER: PCB Transformer Registration Database

The database of PCB transformer registrations that includes all PCB registration submittals.

Date of Government Version: 02/01/2011 Date Data Arrived at EDR: 10/19/2011 Date Made Active in Reports: 01/10/2012

Number of Days to Update: 83

Source: Environmental Protection Agency

Telephone: 202-566-0517 Last EDR Contact: 11/02/2012

Next Scheduled EDR Contact: 02/11/2013 Data Release Frequency: Varies

COAL ASH: Coal Ash Disposal Site Listing
A listing of coal ash disposal site locations.

Date of Government Version: 10/10/2012 Date Data Arrived at EDR: 10/11/2012 Date Made Active in Reports: 11/19/2012

Number of Days to Update: 39

Source: Department of Environmental Conservation

Telephone: 518-402-8660 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Varies

COAL ASH DOE: Sleam-Electric Plan Operation Data

A listing of power plants that store ash in surface ponds.

Date of Government Version: 12/31/2005 Date Data Arrived at EDR: 08/07/2009 Date Made Active in Reports: 10/22/2009

Number of Days to Update: 76

Source: Department of Energy Telephone: 202-586-8719 Last EDR Contact: 10/16/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Varies

COAL ASH EPA: Coal Combustion Residues Surface Impoundments List

A listing of coal combustion residues surface impoundments with high hazard potential ratings.

Date of Government Version: 08/17/2010 Date Data Arrived at EDR: 01/03/2011 Date Made Active in Reports: 03/21/2011

Number of Days to Update: 77

Source: Environmental Protection Agency

Telephone: N/A

Last EDR Contact: 12/11/2012

Next Scheduled EDR Contact: 03/25/2013

Data Release Frequency: Varies

FINANCIAL ASSURANCE 2: Financial Assurance Information Listing

A listing of financial assurance information for hazardous waste facilities. Financial assurance is intended to ensure that resources are available to pay for the cost of closure, post-closure care, and corrective measures if the owner or operator of a regulated facility is unable or unwilling to pay.

Date of Government Version: 10/31/2008 Date Data Arrived at EDR: 11/25/2008 Date Made Active in Reports: 12/11/2008

Number of Days to Update: 16

Source: Department of Environmental Conservation

Telephone: 518-402-8712 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Varies

2020 COR ACTION: 2020 Corrective Action Program List

The EPA has set ambitious goals for the RCRA Corrective Action program by creating the 2020 Corrective Action Universe. This RCRA cleanup baseline includes facilities expected to need corrective action. The 2020 universe contains a wide variety of sites. Some properties are heavily contaminated while others were contaminated but have since been cleaned up. Still others have not been fully investigated yet, and may require little or no remediation. Inclusion in the 2020 Universe does not necessarily imply failure on the part of a facility to meet its RCRA obligations.

Date of Government Version: 11/11/2011 Date Data Arrived at EDR: 05/18/2012 Date Made Active in Reports: 05/25/2012

Number of Days to Update: 7

Source: Environmental Protection Agency

Telephone: 703-308-4044 Last EDR Contact: 08/16/2012

Next Scheduled EDR Contact: 11/26/2012 Data Release Frequency: Varies

FINANCIAL ASSURANCE 1: Financial Assurance Information Listing

Financial assurance information.

Date of Government Version: 10/05/2012 Date Data Arrived at EDR: 10/11/2012 Date Made Active in Reports: 11/09/2012

Number of Days to Update: 29

Source: Department of Environmental Conservation

Telephone: 518-402-8660 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: Quarterly

FEDLAND: Federal and Indian Lands

Federally and Indian administrated lands of the United States. Lands included are administrated by: Army Corps of Engineers, Bureau of Reclamation, National Wild and Scenic River, National Wildlife Refuge, Public Domain Land, Wilderness, Wilderness Study Area, Wildlife Management Area, Bureau of Indian Affairs, Bureau of Land Management, Department of Justice, Forest Service, Fish and Wildlife Service, National Park Service.

Date of Government Version: 12/31/2005 Date Data Arrived at EDR: 02/06/2006 Date Made Active in Reports: 01/11/2007

Number of Days to Update: 339

Source: U.S. Geological Survey Telephone: 888-275-8747 Last EDR Contact: 10/18/2012

Next Scheduled EDR Contact: 01/28/2013

Data Release Frequency: N/A

EDR PROPRIETARY RECORDS

EDR Proprietary Records

Manufactured Gas Plants: EDR Proprietary Manufactured Gas Plants

The EDR Proprietary Manufactured Gas Plant Database includes records of coal gas plants (manufactured gas plants) compiled by EDR's researchers. Manufactured gas sites were used in the United States from the 1800's to 1950's to produce a gas that could be distributed and used as fuel. These plants used whale oil, rosin, coal, or a mixture of coal, oil, and water that also produced a significant amount of waste. Many of the byproducts of the gas production, such as coal tar (oily waste containing volatile and non-volatile chemicals), sludges, oils and other compounds are potentially hazardous to human health and the environment. The byproduct from this process was frequently disposed of directly at the plant site and can remain or spread slowly, serving as a continuous source of soil and groundwater contamination.

Date of Government Version: N/A Date Data Arrived at EDR: N/A Date Made Active in Reports: N/A Number of Days to Update: N/A Source: EDR, Inc. Telephone: N/A Last EDR Contact: N/A

Next Scheduled EDR Contact: N/A

Data Release Frequency: No Update Planned

COUNTY RECORDS

CORTLAND COUNTY:

Cortland County Storage Tank Listing

A listing of aboveground storage tank sites located in Cortland County.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 09/12/2012 Date Made Active in Reports: 10/04/2012

Number of Days to Update: 22

Source: Cortland County Health Department

Telephone: 607-753-5035 Last EDR Contact: 05/07/8062

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Quarterly

Cortland County Storage Tank Listing

A listing of underground storage tank sites located in Cortland County.

Date of Government Version: 09/11/2012 Date Data Arrived at EDR: 09/12/2012 Date Made Active in Reports: 10/04/2012

Number of Days to Update: 22

Source: Cortland County Health Department

Telephone: 607-753-5035 Last EDR Contact: 05/07/8062

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Quarterly

NASSAU COUNTY:

Registered Tank Database

A listing of aboveground storage tank sites located in Nassau County.

Date of Government Version: 05/21/2003 Date Data Arrived at EDR: 05/27/2003 Date Made Active in Reports: 06/09/2003

Number of Days to Update: 13

Source: Nassau County Health Department

Telephone: 516-571-3314 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013 Data Release Frequency: No Update Planned

Storage Tank Database

A listing of aboveground storage tank sites located in Nassau County.

Date of Government Version: 02/15/2011 Date Data Arrived at EDR: 02/23/2011 Date Made Active in Reports: 03/29/2011

Number of Days to Update: 34

Source: Nassau County Office of the Fire Marshal

Telephone: 516-572-1000 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Varies

Registered Tank Database

A listing of underground storage tank sites located in Nassau County.

Date of Government Version: 05/21/2003 Date Data Arrived at EDR: 05/27/2003 Date Made Active in Reports: 06/09/2003

Number of Days to Update: 13

Source: Nassau County Health Department

Telephone: 516-571-3314 Last EDR Contact: 10/04/2012

Next Scheduled EDR Contact: 01/21/2013
Data Release Frequency: No Update Planned

Storage Tank Database

A listing of underground storage tank sites located in Nassau County.

Date of Government Version: 02/15/2011 Date Data Arrived at EDR: 02/23/2011 Date Made Active in Reports: 03/29/2011

Number of Days to Update: 34

Source: Nassau County Office of the Fire Marshal

Telephone: 516-572-1000 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Varies

ROCKLAND COUNTY:

Petroleum Bulk Storage Database

A listing of aboveground storage tank sites located in Rockland County.

Date of Government Version: 10/11/2012 Date Data Arrived at EDR: 10/12/2012 Date Made Active in Reports: 11/14/2012

Number of Days to Update: 33

Source: Rockland County Health Department

Telephone: 914-364-2605 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Quarterly

Petroleum Bulk Storage Database

A listing of underground storage tank sites located in Rockland County.

Date of Government Version: 10/11/2012 Date Data Arrived at EDR: 10/12/2012 Date Made Active in Reports: 11/14/2012

Number of Days to Update: 33

Source: Rockland County Health Department

Telephone: 914-364-2605 Last EDR Contact: 12/10/2012

Next Scheduled EDR Contact: 03/25/2013 Data Release Frequency: Quarterly

SUFFOLK COUNTY:

Storage Tank Database

A listing of aboveground storage tank sites located in Suffolk County.

Date of Government Version: 09/13/2006 Date Data Arrived at EDR: 01/11/2007 Date Made Active in Reports: 02/07/2007

Number of Days to Update: 27

Source: Suffolk County Department of Health Services

Telephone: 631-854-2521 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Annually

Storage Tank Database

A listing of underground storage tank sites located in Suffolk County.

Date of Government Version: 09/13/2006 Date Data Arrived at EDR: 01/11/2007 Date Made Active in Reports: 02/07/2007

Number of Days to Update: 27

Source: Suffolk County Department of Health Services

Telephone: 631-854-2521 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Annually

WESTCHESTER COUNTY:

Listing of Storage Tanks

A listing of aboveground storage tank sites located in Westchester County.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Westchester County Department of Health

Telephone: 914-813-5161 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013 Data Release Frequency: Varies

Listing of Storage Tanks

A listing of underground storage tank sites located in Westchester County.

Date of Government Version: 11/19/2012 Date Data Arrived at EDR: 11/20/2012 Date Made Active in Reports: 12/12/2012

Number of Days to Update: 22

Source: Westchester County Department of Health

Telephone: 914-813-5161 Last EDR Contact: 11/05/2012

Next Scheduled EDR Contact: 02/18/2013

Data Release Frequency: Varies

OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

CT MANIFEST: Hazardous Waste Manifest Data

Facility and manifest data. Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a tsd facility.

Date of Government Version: 08/20/2012 Date Data Arrived at EDR: 08/20/2012 Date Made Active in Reports: 09/20/2012

Number of Days to Update: 31

Source: Department of Energy & Environmental Protection

Telephone: 860-424-3375 Last EDR Contact: 11/19/2012

Next Scheduled EDR Contact: 03/04/2013 Data Release Frequency: Annually

NJ MANIFEST: Manifest Information
Hazardous waste manifest information.

Date of Government Version: 12/31/2011 Date Data Arrived at EDR: 07/19/2012 Date Made Active in Reports: 08/28/2012

Number of Days to Update: 40

Source: Department of Environmental Protection

Telephone: N/A

Last EDR Contact: 10/16/2012

Next Scheduled EDR Contact: 01/28/2013 Data Release Frequency: Annually

PA MANIFEST: Manifest Information
Hazardous waste manifest information.

Date of Government Version: 12/31/2011 Date Data Arrived at EDR: 07/23/2012 Date Made Active in Reports: 09/18/2012

Number of Days to Update: 57

Source: Department of Environmental Protection

Telephone: 717-783-8990 Last EDR Contact: 10/22/2012

Next Scheduled EDR Contact: 02/04/2013 Data Release Frequency: Annually

RI MANIFEST: Manifest information Hazardous waste manifest information

> Date of Government Version: 12/31/2011 Date Data Arrived at EDR: 06/22/2012 Date Made Active in Reports: 07/31/2012

Number of Days to Update: 39

Source: Department of Environmental Management

Telephone: 401-222-2797 Last EDR Contact: 11/26/2012

Next Scheduled EDR Contact: 03/11/2013 Data Release Frequency: Annually

VT MANIFEST: Hazardous Waste Manifest Data Hazardous waste manifest information.

Date of Government Version: 08/09/2012 Date Data Arrived at EDR: 08/15/2012 Date Made Active in Reports: 09/13/2012

Number of Days to Update: 29

Source: Department of Environmental Conservation

Telephone: 802-241-3443 Last EDR Contact: 10/22/2012

Next Scheduled EDR Contact: 02/04/2013 Data Release Frequency: Annually

WI MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2011 Date Data Arrived at EDR: 07/19/2012 Date Made Active in Reports: 09/27/2012

Number of Days to Update: 70

Source: Department of Natural Resources

Telephone: N/A

Last EDR Contact: 12/13/2012

Next Scheduled EDR Contact: 04/01/2013 Data Release Frequency: Annually

Oil/Gas Pipelines: This data was obtained by EDR from the USGS in 1994. It is referred to by USGS as GeoData Digital Line Graphs from 1:100,000-Scale Maps. It was extracted from the transportation category including some oil, but primarily gas pipelines.

Electric Power Transmission Line Data Source: Rextag Strategies Corp. Telephone: (281) 769-2247

U.S. Electric Transmission and Power Plants Systems Digital GIS Data

Sensitive Receptors: There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

AHA Hospitals:

Source: American Hospital Association, Inc.

Telephone: 312-280-5991

The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

Medical Centers: Provider of Services Listing

Source: Centers for Medicare & Medicaid Services

Telephone: 410-786-3000

A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services,

a federal agency within the U.S. Department of Health and Human Services.

Nursing Homes

Source: National Institutes of Health

Telephone: 301-594-6248

Information on Medicare and Medicaid certified nursing homes in the United States.

Public Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on elementary

and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

Private Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on private school locations in the United States.

Daycare Centers: Day Care Providers Source: Department of Health Telephone: 212-676-2444

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 2003 & 2011 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 and 2005 from the U.S. Fish and Wildlife Service.

State Wetlands Data: Freshwater Wetlands

Source: Department of Environmental Conservation

Telephone: 518-402-8961

Scanned Digital USGS 7.5' Topographic Map (DRG)

Source: United States Geologic Survey

A digital raster graphic (DRG) is a scanned image of a U.S. Geological Survey topographic map. The map images are made by scanning published paper maps on high-resolution scanners. The raster image is georeferenced and fit to the Universal Transverse Mercator (UTM) projection.

STREET AND ADDRESS INFORMATION

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GEOCHECK®-PHYSICAL SETTING SOURCE ADDENDUM

TARGET PROPERTY ADDRESS

SOUTHSIDE PLAZA 708-744 FOOTE AVENUE JAMESTOWN, NY 14701

TARGET PROPERTY COORDINATES

Latitude (North): 42.0811 - 42° 4′ 51.96" Longitude (West): 79.2305 - 79° 13′ 49.80"

Universal Tranverse Mercator: Zone 17 UTM X (Meters): 646366.0 UTM Y (Meters): 4660082.0

Elevation: 1447 ft. above sea level

USGS TOPOGRAPHIC MAP

Target Property Map: 42079-A2 JAMESTOWN, NY

Most Recent Revision: 1980

EDR's GeoCheck Physical Setting Source Addendum is provided to assist the environmental professional in forming an opinion about the impact of potential contaminant migration.

Assessment of the impact of contaminant migration generally has two principal investigative components:

- 1. Groundwater flow direction, and
- 2. Groundwater flow velocity.

Groundwater flow direction may be impacted by surface topography, hydrology, hydrogeology, characteristics of the soil, and nearby wells. Groundwater flow velocity is generally impacted by the nature of the geologic strata.

GROUNDWATER FLOW DIRECTION INFORMATION

Groundwater flow direction for a particular site is best determined by a qualified environmental professional using site-specific well data. If such data is not reasonably ascertainable, it may be necessary to rely on other sources of information, such as surface topographic information, hydrologic information, hydrogeologic data collected on nearby properties, and regional groundwater flow information (from deep aquifers).

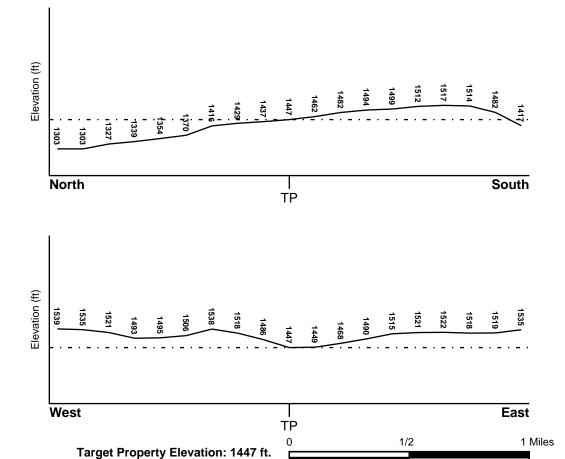
TOPOGRAPHIC INFORMATION

Surface topography may be indicative of the direction of surficial groundwater flow. This information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

TARGET PROPERTY TOPOGRAPHY

General Topographic Gradient: General NE

SURROUNDING TOPOGRAPHY: ELEVATION PROFILES



Source: Topography has been determined from the USGS 7.5' Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified.

HYDROLOGIC INFORMATION

Surface water can act as a hydrologic barrier to groundwater flow. Such hydrologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Refer to the Physical Setting Source Map following this summary for hydrologic information (major waterways and bodies of water).

FEMA FLOOD ZONE

FEMA Flood

<u>Target Property County</u> <u>Electronic Data</u>

CHAUTAUQUA, NY

YES - refer to the Overview Map and Detail Map

Flood Plain Panel at Target Property: 3601410005B - FEMA Q3 Flood data

Additional Panels in search area: 3601410004B - FEMA Q3 Flood data

3601410003B - FEMA Q3 Flood data 3601410006B - FEMA Q3 Flood data 3610750003C - FEMA Q3 Flood data 3611060017C - FEMA Q3 Flood data

NATIONAL WETLAND INVENTORY

NWI Quad at Target Property Data Coverage

JAMESTOWN YES - refer to the Overview Map and Detail Map

HYDROGEOLOGIC INFORMATION

Hydrogeologic information obtained by installation of wells on a specific site can often be an indicator of groundwater flow direction in the immediate area. Such hydrogeologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Site-Specific Hydrogeological Data*:

Search Radius: 1.25 miles Status: Not found

AQUIFLOW®

Search Radius: 1.000 Mile.

EDR has developed the AQUIFLOW Information System to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted by environmental professionals to regulatory authorities at select sites and has extracted the date of the report, groundwater flow direction as determined hydrogeologically, and the depth to water table.

 MAP ID
 FROM TP
 GROUNDWATER FLOW

 Not Reported
 GROUNDWATER FLOW

GROUNDWATER FLOW VELOCITY INFORMATION

Groundwater flow velocity information for a particular site is best determined by a qualified environmental professional using site specific geologic and soil strata data. If such data are not reasonably ascertainable, it may be necessary to rely on other sources of information, including geologic age identification, rock stratigraphic unit and soil characteristics data collected on nearby properties and regional soil information. In general, contaminant plumes move more quickly through sandy-gravelly types of soils than silty-clayey types of soils.

GEOLOGIC INFORMATION IN GENERAL AREA OF TARGET PROPERTY

Geologic information can be used by the environmental professional in forming an opinion about the relative speed at which contaminant migration may be occurring.

ROCK STRATIGRAPHIC UNIT

GEOLOGIC AGE IDENTIFICATION

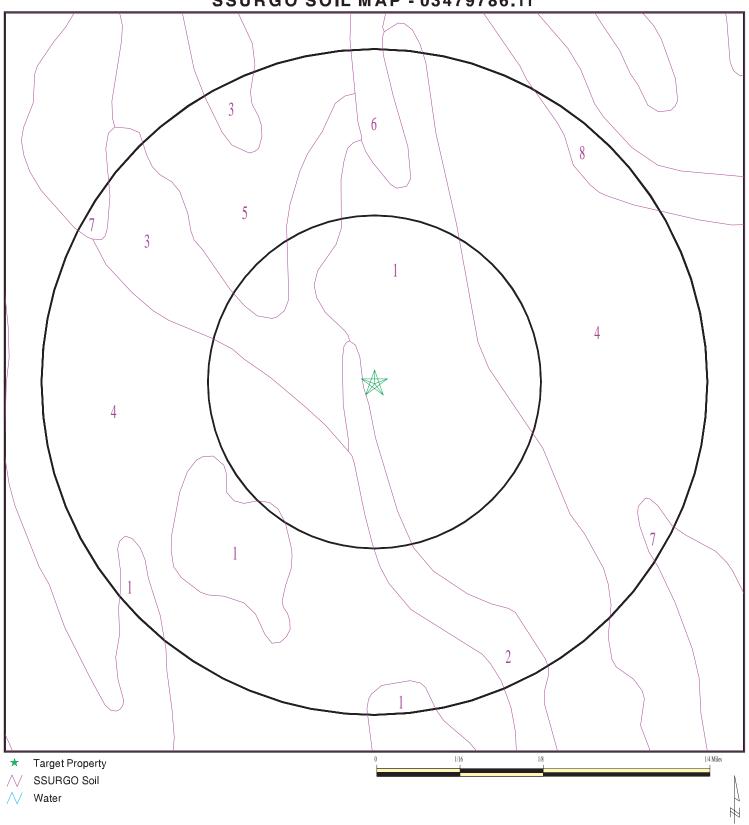
Era: Paleozoic Category: Stratified Sequence

System: Devonian
Series: Upper Devonian

Code: D3 (decoded above as Era, System & Series)

Geologic Age and Rock Stratigraphic Unit Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - a digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

SSURGO SOIL MAP - 03479786.1r



SITE NAME: Southside Plaza 708-744 Foote Avenue Jamestown NY 14701 ADDRESS: LAT/LONG: 42.0811 / 79.2305

CLIENT: EnviroBusiness, Inc. CONTACT: Production Manager

INQUIRY #: 03479786.1r December 18, 2012 11:44 am DATE:

DOMINANT SOIL COMPOSITION IN GENERAL AREA OF TARGET PROPERTY

The U.S. Department of Agriculture's (USDA) Soil Conservation Service (SCS) leads the National Cooperative Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. The following information is based on Soil Conservation Service SSURGO data.

Soil Map ID: 1

Soil Surface Texture:

Soil Component Name: Fremont

Hydrologic Group: Class C - Slow infiltration rates. Soils with layers impeding downward

silt loam

movement of water, or soils with moderately fine or fine textures.

Soil Drainage Class: Somewhat poorly drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 31 inches

			Soil Layer	Information			
	Bou	ındary		Classi	fication	Saturated hydraulic	
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	
1	0 inches	7 inches	silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
2	7 inches	35 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
3	35 inches	72 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1

Soil Map ID: 2

Soil Component Name: Schuyler

Soil Surface Texture: moderately decomposed plant material

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep,

moderately well and well drained soils with moderately coarse

textures.

Soil Drainage Class: Moderately well drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Moderate

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 54 inches

			Soil Layer	Information			
	Boundary			Classification		Saturated hydraulic	
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	Soil Reaction (pH)
1	0 inches	3 inches	moderately decomposed plant material	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5
2	3 inches	11 inches	silt loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5
3	11 inches	31 inches	channery silt loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5
4	31 inches	72 inches	channery silty clay loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5

Soil Map ID: 3

Soil Component Name: Valois

Soil Surface Texture: gravelly silt loam

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep,

moderately well and well drained soils with moderately coarse

textures.

Soil Drainage Class: Well drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Low

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

	Вои	ındary		Classification		Saturated hydraulic	
Layer	r Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	Soil Reaction (pH)
1	0 inches	5 inches	gravelly silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5
2	5 inches	44 inches	gravelly loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5
3	44 inches	72 inches	very gravelly sandy loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5

Soil Map ID: 4

Soil Component Name: Fremont
Soil Surface Texture: silt loam

Hydrologic Group: Class C - Slow infiltration rates. Soils with layers impeding downward

movement of water, or soils with moderately fine or fine textures.

Soil Drainage Class: Somewhat poorly drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 31 inches

			Soil Layer	r Information			
	Bou	ındary		Classi	fication	Saturated hydraulic	
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	
1	0 inches	7 inches	silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
2	7 inches	35 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
3	35 inches	72 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1

Soil Map ID: 5

Soil Component Name: Valois

Soil Surface Texture: gravelly silt loam

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep,

moderately well and well drained soils with moderately coarse

textures.

Soil Drainage Class: Well drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Low

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

	Por	ındary		Classification	ication	Saturated	
Layer	Upper	Lower	Soil Texture Class			hydraulic conductivity	Soil Reaction
						micro m/sec	(pH)
1	0 inches	5 inches	gravelly silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5
2	5 inches	44 inches	gravelly loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5
3	44 inches	72 inches	very gravelly sandy loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Silty Soils.	COARSE-GRAINED SOILS, Sands, Clean Sands, Poorly graded sand. COARSE-GRAINED SOILS, Sands, Sands with fines, Silty Sand.	Max: 42 Min: 4	Max: 7.3 Min: 4.5

Soil Map ID: 6

Soil Component Name: Towerville

Soil Surface Texture: silt loam

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep,

moderately well and well drained soils with moderately coarse

textures.

Soil Drainage Class: Moderately well drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Moderate

Depth to Bedrock Min: > 77 inches

Depth to Watertable Min: > 54 inches

			Soil Layer	Information			
	Bou	ındary		Classi	fication	Saturated hydraulic	
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	Soil Reaction (pH)
1	0 inches	11 inches	silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	Not reported	Max: 1.4 Min: 0	Max: Min:
2	11 inches	22 inches	channery silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	Not reported	Max: 1.4 Min: 0	Max: Min:
3	22 inches	29 inches	channery silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	Not reported	Max: 1.4 Min: 0	Max: Min:
4	29 inches	33 inches	unweathered bedrock	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	Not reported	Max: 1.4 Min: 0	Max: Min:

Soil Map ID: 7

Soil Component Name: Fremont
Soil Surface Texture: silt loam

Hydrologic Group: Class C - Slow infiltration rates. Soils with layers impeding downward

movement of water, or soils with moderately fine or fine textures.

Soil Drainage Class: Somewhat poorly drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 31 inches

			Soil Layer	r Information			
	Воц	ındary		Classi	fication	Saturated hydraulic	
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	
1	0 inches	7 inches	silt loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
2	7 inches	35 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1
3	35 inches	72 inches	channery silty clay loam	Silt-Clay Materials (more than 35 pct. passing No. 200), Clayey Soils.	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 7.3 Min: 5.1

Soil Map ID: 8

Soil Component Name: Schuyler

Soil Surface Texture: moderately decomposed plant material

Hydrologic Group: Class B - Moderate infiltration rates. Deep and moderately deep,

moderately well and well drained soils with moderately coarse

textures.

Soil Drainage Class: Moderately well drained

Hydric Status: Not hydric

Corrosion Potential - Uncoated Steel: Moderate

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 54 inches

	Soil Layer Information								
	Воц	ındary		Classi	fication	Saturated hydraulic			
Layer	Upper	Lower	Soil Texture Class	AASHTO Group	Unified Soil	conductivity micro m/sec	Soil Reaction (pH)		
1	0 inches	3 inches	moderately decomposed plant material	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5		
2	3 inches	11 inches	silt loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5		
3	11 inches	31 inches	channery silt loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5		
4	31 inches	72 inches	channery silty clay loam	A-8	FINE-GRAINED SOILS, Silts and Clays (liquid limit less than 50%), Lean Clay	Max: 1.4 Min: 0.42	Max: 6 Min: 4.5		

LOCAL / REGIONAL WATER AGENCY RECORDS

EDR Local/Regional Water Agency records provide water well information to assist the environmental professional in assessing sources that may impact ground water flow direction, and in forming an opinion about the impact of contaminant migration on nearby drinking water wells.

WELL SEARCH DISTANCE INFORMATION

DATABASE SEARCH DISTANCE (miles)

Federal USGS 1.000

Federal FRDS PWS Nearest PWS within 1 mile

State Database 1.000

FEDERAL USGS WELL INFORMATION

MAP ID	WELL ID	LOCATION FROM TP
	USGS2253 374	1/2 - 1 Mile NW
A2	USGS2253375	1/2 - 1 Mile NW
3	USGS2253379	1/2 - 1 Mile NW

FEDERAL FRDS PUBLIC WATER SUPPLY SYSTEM INFORMATION

LOCATION MAP ID WELL ID FROM TP

No PWS System Found

Note: PWS System location is not always the same as well location.

STATE DATABASE WELL INFORMATION

LOCATION MAP ID WELL ID FROM TP

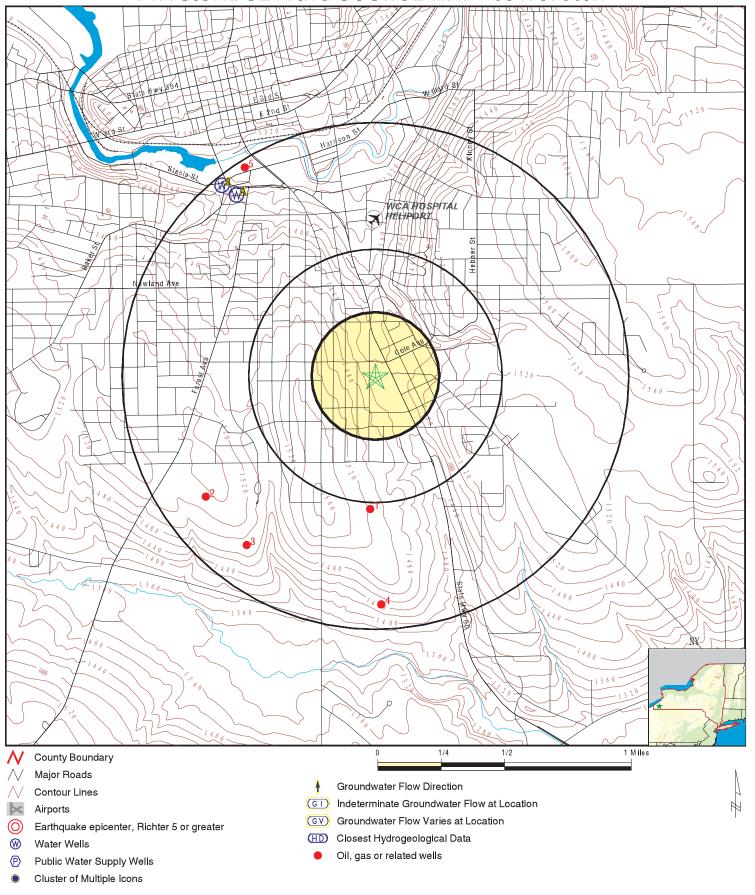
No Wells Found

OTHER STATE DATABASE INFORMATION

STATE OIL/GAS WELL INFORMATION

MAP ID	WELL ID	LOCATION FROM TP
1	NYOG70000014775	1/2 - 1 Mile South
2	NYOG70000014922	1/2 - 1 Mile SW
3	NYOG70000014345	1/2 - 1 Mile SW
4	NYOG70000013536	1/2 - 1 Mile South
5	NYOG70000019589	1/2 - 1 Mile NNW

PHYSICAL SETTING SOURCE MAP - 03479786.1r



SITE NAME: Southside Plaza
ADDRESS: 708-744 Foote Avenue
Jamestown NY 14701
LAT/LONG: 42.0811 / 79.2305

CLIENT: EnviroBusiness, Inc. CONTACT: Production Manager INQUIRY#: 03479786.1r

DATE: December 18, 2012 11:44 am

Map ID Direction Distance

Database EDR ID Number Elevation

A1 NW **FED USGS** USGS2253374

1/2 - 1 Mile Lower

> Agency cd: USGS Site no: 420529079142701

CU 189 Site name:

Latitude: 420529 EDR Site id: USGS2253374 Longitude: 0791427 Dec lat: 42.09144677 Dec Ion: -79.24060393 Coor meth: Μ S NAD27

Coor accr: Latlong datum: Dec latlong datum: NAD83 District: 36 013 36 County: State: Country: US Land net:

Not Reported

Location map: JAMESTOWN M-04-4 Map scale: 24000

Altitude: 1353.70

Altitude method: Level or other surveying method

Altitude accuracy: 0.1

Altitude datum: National Geodetic Vertical Datum of 1929

Hydrologic: Conewango. Pennsylvania, New York. Area = 888 sq.mi.

Topographic: Not Reported

Site type: Ground-water other than Spring Date construction: 19590101 Mean greenwich time offset: Date inventoried: Not Reported EST

Local standard time flag:

Type of ground water site: Single well, other than collector or Ranney type

Not Reported Aquifer Type:

Aquifer: CONNEAUT FORMATION

Well depth: 44.0 Hole depth: Not Reported

Source of depth data: Not Reported Project number: BULL58

Daily flow data begin date: 0000-00-00 Real time data flag: 0

Daily flow data end date: 0000-00-00 Daily flow data count:

Peak flow data begin date: 0000-00-00 Peak flow data end date: 0000-00-00 Peak flow data count: Water quality data begin date: 0000-00-00

Water quality data end date:0000-00-00 Water quality data count:

Ground water data begin date: 0000-00-00 Ground water data end date: 0000-00-00

Ground water data count: 0

Ground-water levels, Number of Measurements: 0

NW **FED USGS** USGS2253375 1/2 - 1 Mile

Lower

USGS Site no: 420529079143101 Agency cd:

Site name: CU 190

Latitude: 420529 EDR Site id: USGS2253375 Longitude: 0791431 Dec lat: 42.09144676 Coor meth: М

Dec Ion: -79.24171508 NAD27 Coor accr: S Latlong datum: NAD83 District: Dec latlong datum: 36 State: 36 County: 013

Not Reported Country: US Land net: JAMESTOWN M-04-4 24000 Location map: Map scale:

Altitude: 1339.00

Altitude method: Level or other surveying method

Altitude accuracy: 0.1

Altitude datum: National Geodetic Vertical Datum of 1929

Hydrologic: Conewango. Pennsylvania, New York. Area = 888 sq.mi.

Topographic: Not Reported

Site type: Ground-water other than Spring Date construction: 19590101

Date inventoried: Not Reported Date construction: 19590101

Mean greenwich time offset: EST

Local standard time flag: N

Type of ground water site: Single well, other than collector or Ranney type

Aquifer Type: Not Reported

Aquifer: CONNEAUT FORMATION

Well depth: 24.0 Hole depth: Not Reported

Source of depth data: Not Reported

Project number: BULL58

Real time data flag: 0 Daily flow data begin date: 0000-00-00

Daily flow data end date: 0000-00-00 Daily flow data count: 0

Peak flow data begin date: 0000-00-00 Peak flow data end date: 0000-00-00 Water quality data begin date: 0000-00-00

Water quality data end date:0000-00-00 Water quality data count: 0

Ground water data begin date: 1959-10-15 Ground water data end date: 1959-10-15

Ground water data count: 1

Ground-water levels, Number of Measurements: 1

Feet below Feet to
Date Surface Sealevel

1959-10-15 11.00

3 NW FED USGS USGS2253379

1/2 - 1 Mile Lower

Agency cd: USGS Site no: 420531079143301

Site name: CU 192

EDR Site id: Latitude: 420531 USGS2253379 Longitude: 0791433 Dec lat: 42.09200232 Dec Ion: -79.24227064 Coor meth: M NAD27 Coor accr: S Latlong datum: Dec latlong datum: NAD83 District: 36 013 State: 36 County:

Country: US Land net: Not Reported Location map: JAMESTOWN M-04-4 Map scale: 24000

Altitude: 1318.50

Altitude method: Level or other surveying method

Altitude accuracy: 0.1

Altitude datum: National Geodetic Vertical Datum of 1929

Hydrologic: Conewango. Pennsylvania, New York. Area = 888 sq.mi.

Topographic: Not Reported

Site type: Ground-water other than Spring Date construction: 19570101
Date inventoried: Not Reported Mean greenwich time offset: EST

Local standard time flag: N

Type of ground water site: Single well, other than collector or Ranney type

Aquifer Type: Not Reported

Aquifer: CONNEAUT FORMATION

Well depth: 51.0 Hole depth: Not Reported

Source of depth data: Not Reported

Project number: BULL58

Real time data flag: 0 Daily flow data begin date: 0000-00-00

Daily flow data end date: 0000-00-00 Daily flow data count: 0

Peak flow data begin date: 0000-00-00 Peak flow data end date: 0000-00-00

Peak flow data count: 0

Water quality data end date:0000-00-00

Ground water data begin date: 1957-11-07

Ground water data count: 1

Ground-water levels, Number of Measurements: 1

Feet below Feet to Surface Sealevel

Date Surface Sealevel

1957-11-07 9.50

Water quality data begin date: 0000-00-00

Water quality data count: 0

Ground water data end date: 1957-11-07

Map ID Direction Distance

Distance Database EDR ID Number

South OIL_GAS NYOG70000014775 1/2 - 1 Mile

Api wellno: 31013154940000 Cnty: Chautauqua

Hole: 15494 Sidetrck: 0

Completion: 0

Well nm: Kidder, E 1

Coname: Empire Energy E&P LLC

Opno: 2544

 Dt approv:
 08/15/1980
 Dt spud:
 08/21/1980

 Dt comp:
 09/05/1980
 Well typ:
 Gas Development

 Dtd:
 4434

WI status: Active Town: Kiantone Field: Lakeshore Prodform: Medina

 Xloc:
 -79.2309

 Yloc:
 42.07349

 Confid:
 Released

 Wellst:
 Gas Well

Quad:JamestownQuadsec:DDeepestfor:QueenstonElevation:1515

Dt mod: 06/04/2010 Site id: NYOG70000014775

2 SW OIL_GAS NYOG70000014922 1/2 - 1 Mile

Api wellno: 31013222650000 Cnty: Chautauqua

Hole: 22265 Sidetrck: 0

Completion: 0

1/2 - 1 Mile

Well nm: Hainer 1 7253

Coname: Seneca Resources Corp.

Opno: 826
Dt approv: 09/14/1992 Dt spud: 10/24/1992

Dt comp: 12/20/1992 Well typ: Gas Development
Dtd: 4499
Well status: Active Town: Busti

WI status: Active Town: Busti
Field: Lakeshore Prodform: Medina
Xloc: -79.24352
Yloc: 42.0742

Confid: Released
Wellst: Gas Well
Quad: Jamestown Quadsec: D
Deepestfor: Queenston Elevation: 1535

Dt mod: 01/05/2004 Site id: NYOG70000014922

3 SW OIL_GAS NYOG70000014345

Dt spud:

Well typ:

Prodform:

Town:

11/30/1991

Busti

D

1490

11/03/1982

Kiantone

Medina

Gas Development

Medina

Gas Development

31013221520000 Api wellno: Chautauqua Cnty: Sidetrck:

Hole: 22152 Completion:

Nelson, C 1 7084 Well nm: Coname: Seneca Resources Corp.

Opno: 826 Dt approv: 11/26/1991 Dt comp: 01/16/1992

Dtd: 4495 WI status: Active Field: Lakeshore Xloc: -79.24038

Yloc: 42.07143 Confid: Released Wellst: Gas Well Quad: Jamestown

Quadsec: Deepestfor: Queenston Elevation:

01/05/2004 NYOG70000014345 Dt mod: Site id:

OIL_GAS NYOG70000013536 South 1/2 - 1 Mile

Dt spud:

Well typ:

Prodform:

Town:

Chautauqua Api wellno: 31013179320000 Cnty: Sidetrck:

Hole: 17932

Completion: Well nm:

Kidder, E 2

Empire Energy E&P LLC Coname:

Opno: 2544 Dt approv: 11/03/1982 11/16/1982 Dt comp:

4370 Dtd: WI status: Active Field: Lakeshore -79.23005 Xloc:

42.06804 Yloc: Confid: Released Gas Well Wellst:

Quad: Jamestown Quadsec: D Deepestfor: Elevation: 1440 Queenston

NYOG70000013536 Dt mod: 06/04/2010 Site id:

NNW OIL_GAS NYOG70000019589 1/2 - 1 Mile

31013015500000 Api wellno: Cnty: Chautauqua

Hole: 01550 Sidetrck:

Completion: 0

Well nm: Jamestown Well Coname: Not Reported

Opno: 0

Dt approv: 11/23/2001 03/17/1911 Dt spud: Dt comp: 12/27/1930 Well typ: Dry Wildcat

Dtd:

WI status: Plugged and Abandoned Town: Jamestown Not Applicable Prodform: Not Applicable Field:

Xloc: -79.24053 Yloc: 42.09302

Confid: Well does not have confidential information.

Wellst: Dry Hole

Quad:JamestownQuadsec:ADeepestfor:Not ApplicableElevation:1325

Dt mod: 09/19/1995 Site id: NYOG70000019589

AREA RADON INFORMATION

State Database: NY Radon

Radon Test Results

County	Town	Num Tests	Avg Result	Geo Mean	Max Result
CHAUTAUQUA	ARKWRIGHT	2	1.8	1.61	2.6
CHAUTAUQUA	BUSTI	34	3.44	2.17	18.7
CHAUTAUQUA	CARROLL	30	10.03	6.67	26.8
CHAUTAUQUA	CHARLOTTE	2	12.35	6.58	22.8
CHAUTAUQUA	CHAUTAUQUA	31	2.4	1.43	10.9
CHAUTAUQUA	CHERRY CREEK	9	5.23	2.93	9.9
CHAUTAUQUA	CLYMER	25	7.91	4.99	22.4
CHAUTAUQUA	DUNKIRK	72	1.86	1.03	22
CHAUTAUQUA	ELLERY	19	11.75	2.63	102.1
CHAUTAUQUA	ELLICOTT	58	5.43	2.99	36
CHAUTAUQUA	ELLINGTON	7	6.56	4.4	15.4
CHAUTAUQUA	GERRY	1	3.8	3.8	3.8
CHAUTAUQUA	HANOVER	81	4.9	2.39	97.7
CHAUTAUQUA	HARMONY	7	1.7	1.13	3.2
CHAUTAUQUA	JAMESTOWN	268	4.93	2.44	74.6
CHAUTAUQUA	KIANTONE	9	7.26	4.6	14.9
CHAUTAUQUA	MINA	3	11.07	7.21	17.2
CHAUTAUQUA	NO. HARMONY	22	2.96	2.04	8
CHAUTAUQUA	POLAND	10	16.37	8.82	49.4
CHAUTAUQUA	POMFRET	135	6.49	2.91	131.3
CHAUTAUQUA	PORTLAND	13	5.06	2.82	18.6
CHAUTAUQUA	RIPLEY	4	3.88	2.2	10.8
CHAUTAUQUA	SHERIDAN	22	11.85	4.16	57.9
CHAUTAUQUA	SHERMAN	17	4.19	2.33	15.7
CHAUTAUQUA	STOCKTON	17	8.71	6.04	23.1
CHAUTAUQUA	VILLENOVA	1	5.3	5.3	5.3
CHAUTAUQUA	WESTFIELD	67	14.18	6.46	141

Federal EPA Radon Zone for CHAUTAUQUA County: 1

Note: Zone 1 indoor average level > 4 pCi/L.

: Zone 2 indoor average level >= 2 pCi/L and <= 4 pCi/L.

: Zone 3 indoor average level < 2 pCi/L.

Federal Area Radon Information for CHAUTAUQUA COUNTY, NY

Number of sites tested: 122

Area	Average Activity	% <4 pCi/L	% 4-20 pCi/L	% >20 pCi/L
Living Area	0.810 pCi/L	100%	0%	0%
Basement	2.150 pCi/L	71%	27%	2%

PHYSICAL SETTING SOURCE RECORDS SEARCHED

TOPOGRAPHIC INFORMATION

USGS 7.5' Digital Elevation Model (DEM)

Source: United States Geologic Survey

EDR acquired the USGS 7.5' Digital Elevation Model in 2002 and updated it in 2006. The 7.5 minute DEM corresponds to the USGS 1:24,000- and 1:25,000-scale topographic quadrangle maps. The DEM provides elevation data with consistent elevation units and projection.

Scanned Digital USGS 7.5' Topographic Map (DRG)

Source: United States Geologic Survey

A digital raster graphic (DRG) is a scanned image of a U.S. Geological Survey topographic map. The map images are made by scanning published paper maps on high-resolution scanners. The raster image is georeferenced and fit to the Universal Transverse Mercator (UTM) projection.

HYDROLOGIC INFORMATION

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 2003 & 2011 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 and 2005 from the U.S. Fish and Wildlife Service.

State Wetlands Data: Freshwater Wetlands

Source: Department of Environmental Conservation

Telephone: 518-402-8961

HYDROGEOLOGIC INFORMATION

AQUIFLOW^R Information System

Source: EDR proprietary database of groundwater flow information

EDR has developed the AQUIFLOW Information System (AIS) to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted to regulatory authorities at select sites and has extracted the date of the report, hydrogeologically determined groundwater flow direction and depth to water table information.

GEOLOGIC INFORMATION

Geologic Age and Rock Stratigraphic Unit

Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - A digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

STATSGO: State Soil Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Services

The U.S. Department of Agriculture's (USDA) Natural Resources Conservation Service (NRCS) leads the national Conservation Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. Soil maps for STATSGO are compiled by generalizing more detailed (SSURGO) soil survey maps.

SSURGO: Soil Survey Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Services (NRCS)

Telephone: 800-672-5559

SSURGO is the most detailed level of mapping done by the Natural Resources Conservation Services, mapping scales generally range from 1:12,000 to 1:63,360. Field mapping methods using national standards are used to construct the soil maps in the Soil Survey Geographic (SSURGO) database. SSURGO digitizing duplicates the original soil survey maps. This level of mapping is designed for use by landowners, townships and county natural resource planning and management.

PHYSICAL SETTING SOURCE RECORDS SEARCHED

LOCAL / REGIONAL WATER AGENCY RECORDS

FEDERAL WATER WELLS

PWS: Public Water Systems

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Public Water System data from the Federal Reporting Data System. A PWS is any water system which provides water to at least 25 people for at least 60 days annually. PWSs provide water from wells, rivers and other sources.

PWS ENF: Public Water Systems Violation and Enforcement Data

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Violation and Enforcement data for Public Water Systems from the Safe Drinking Water Information System (SDWIS) after August 1995. Prior to August 1995, the data came from the Federal Reporting Data System (FRDS).

USGS Water Wells: USGS National Water Inventory System (NWIS)

This database contains descriptive information on sites where the USGS collects or has collected data on surface water and/or groundwater. The groundwater data includes information on wells, springs, and other sources of groundwater.

STATE RECORDS

New York Public Water Wells

Source: New York Department of Health

Telephone: 518-458-6731

OTHER STATE DATABASE INFORMATION

Oil and Gas Well Database

Department of Environmental Conservation

Telephone: 518-402-8072

These files contain records, in the database, of wells that have been drilled.

RADON

State Database: NY Radon Source: Department of Health Telephone: 518-402-7556 Radon Test Results

Area Radon Information Source: USGS

Telephone: 703-356-4020

The National Radon Database has been developed by the U.S. Environmental Protection Agency

(USEPA) and is a compilation of the EPA/State Residential Radon Survey and the National Residential Radon Survey. The study covers the years 1986 - 1992. Where necessary data has been supplemented by information collected at private sources such as universities and research institutions.

EPA Radon Zones Source: EPA

Telephone: 703-356-4020

Sections 307 & 309 of IRAA directed EPA to list and identify areas of U.S. with the potential for elevated indoor

radon levels.

OTHER

Airport Landing Facilities: Private and public use landing facilities

Source: Federal Aviation Administration, 800-457-6656

Epicenters: World earthquake epicenters, Richter 5 or greater

Source: Department of Commerce, National Oceanic and Atmospheric Administration

PHYSICAL SETTING SOURCE RECORDS SEARCHED

STREET AND ADDRESS INFORMATION

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APPENDIX F HISTORICAL DOCUMENTATION



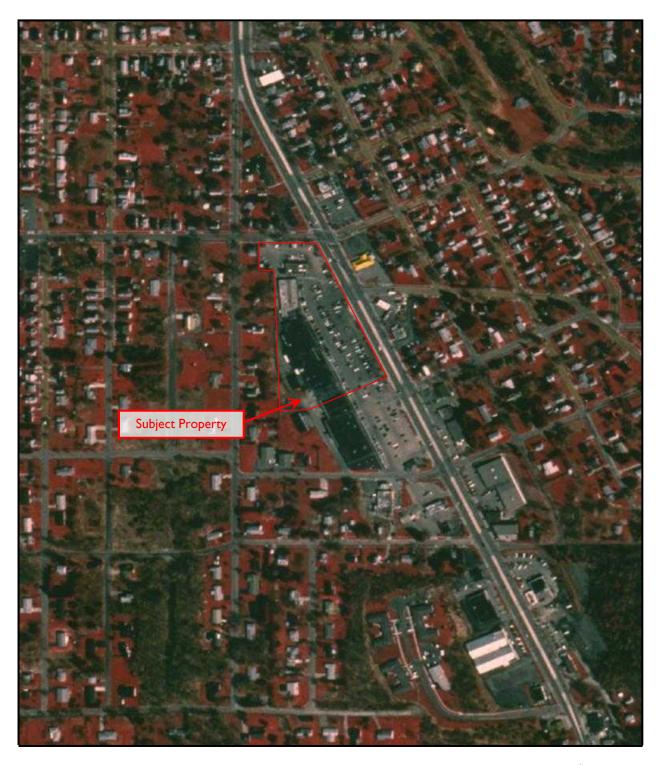
















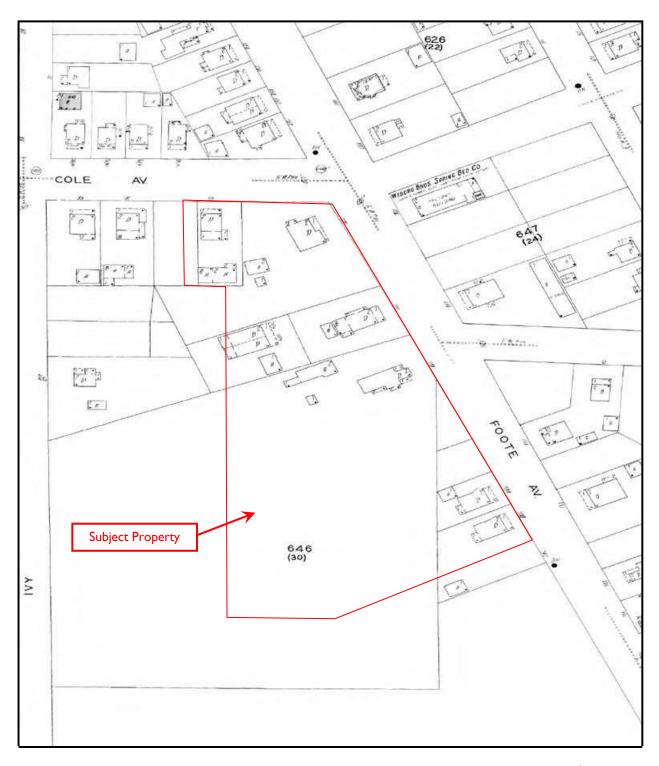






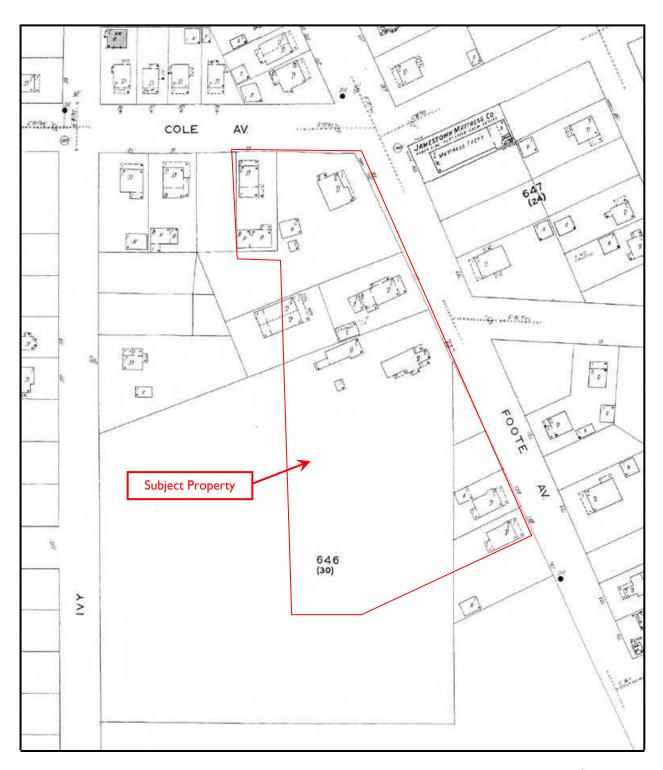






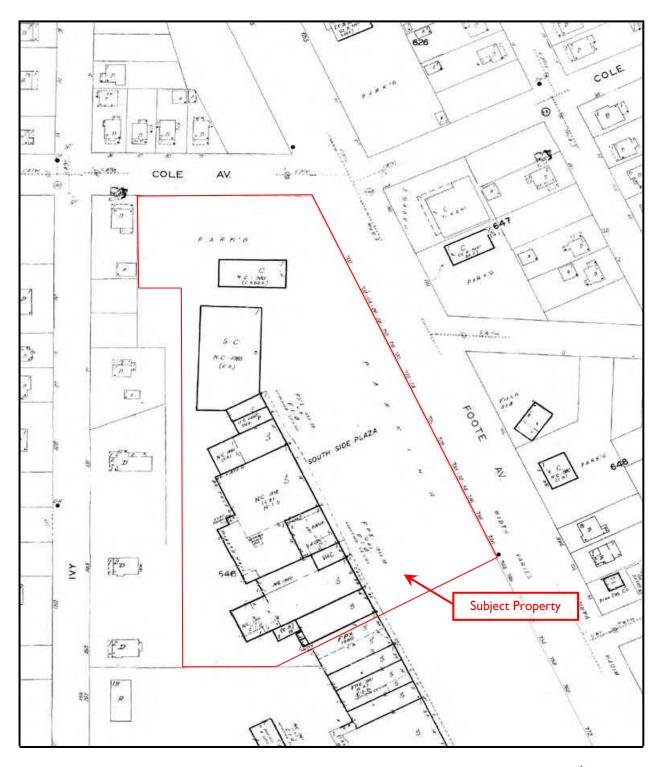
Historic Fire Insurance Map





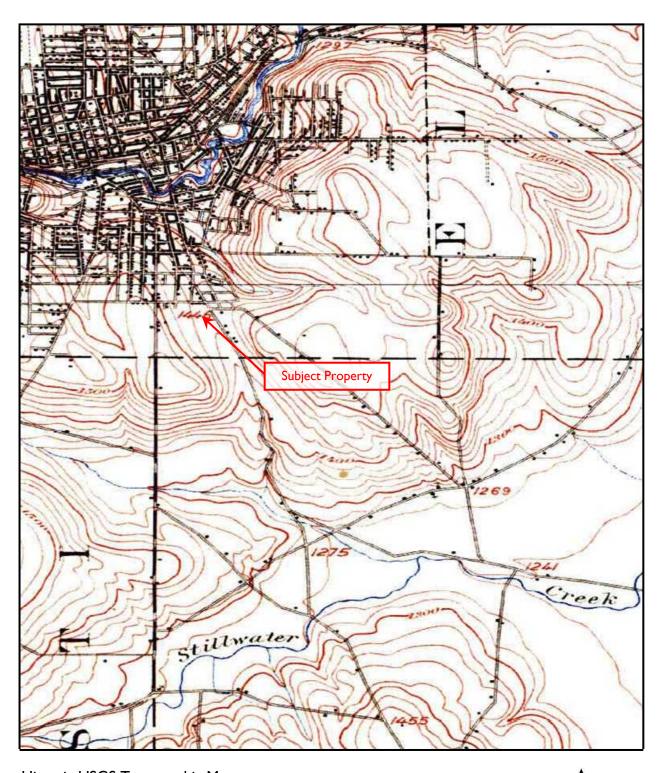
Historic Fire Insurance Map





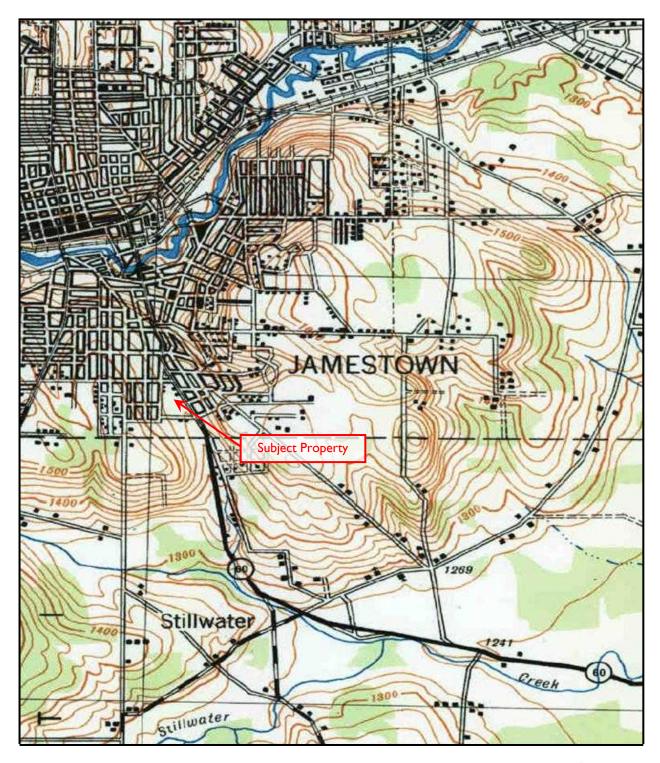
Historic Fire Insurance Map





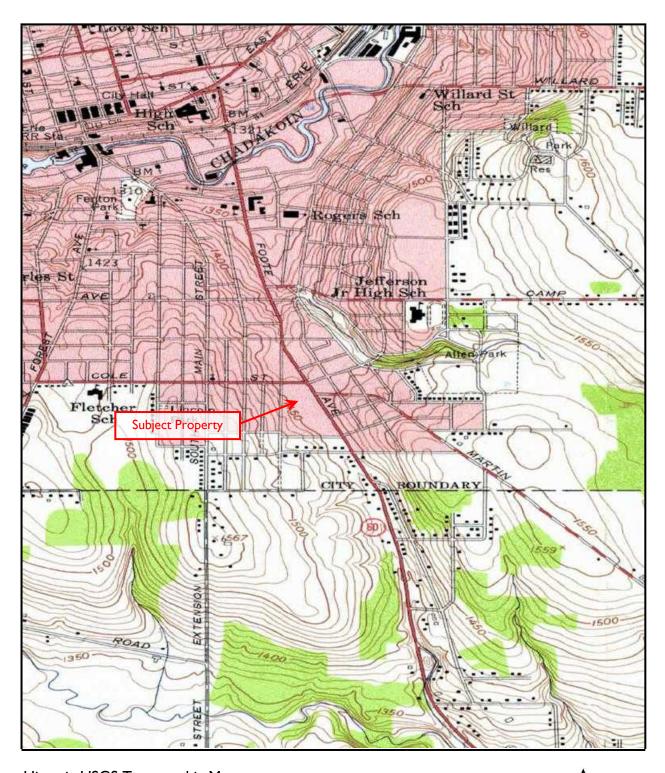
Historic USGS Topographic Map





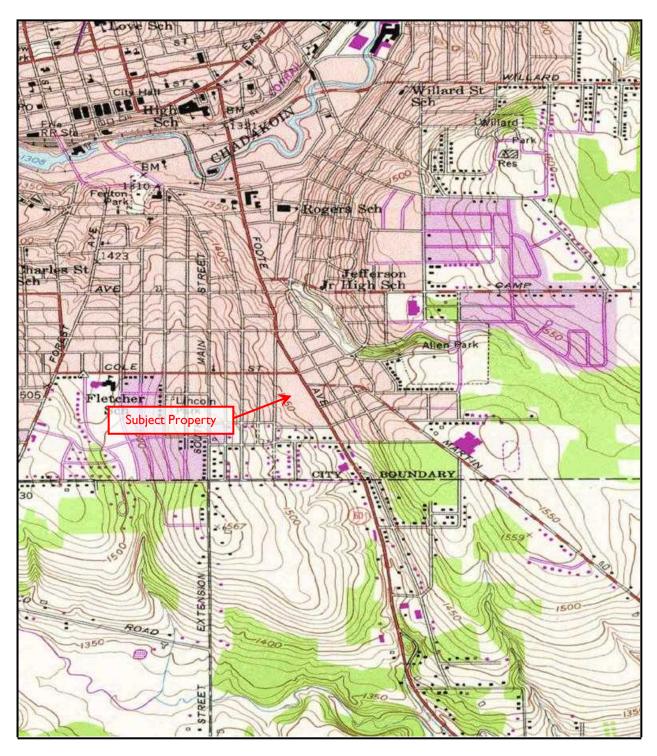
Historic USGS Topographic Map





Historic USGS Topographic Map





Historic USGS Topographic Map



Southside Plaza

708-744 Foote Avenue Jamestown, NY 14701

Inquiry Number: 3456067.6

November 19, 2012

The EDR-City Directory Image Report



TABLE OF CONTENTS

SECTION

Executive Summary

Findings

City Directory Images

Thank you for your business.Please contact EDR at 1-800-352-0050 with any questions or comments.

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EXECUTIVE SUMMARY

DESCRIPTION

Environmental Data Resources, Inc.'s (EDR) City Directory Report is a screening tool designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. EDR's City Directory Report includes a search of available city directory data at 5 year intervals.

RESEARCH SUMMARY

The following research sources were consulted in the preparation of this report. A check mark indicates where information was identified in the source and provided in this report.

<u>Year</u>	Target Street	Cross Street	<u>Source</u>
2012	$\overline{\checkmark}$		Polk's City Directory
2006	$\overline{\checkmark}$		Polk's City Directory
2000	$\overline{\checkmark}$		Polk's City Directory
1994	$\overline{\checkmark}$		Polk's City Directory
1988	$\overline{\checkmark}$		Polk's City Directory
1981	$\overline{\checkmark}$		Polk's City Directory
1975	$\overline{\checkmark}$		Polk's City Directory
1969	$\overline{\checkmark}$		Polk's City Directory
1964	$\overline{\checkmark}$		Polk's City Directory

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FINDINGS

TARGET PROPERTY STREET

708-744 Foote Avenue Jamestown, NY 14701

<u>Year</u>	CD Image	Source
Foote Avenue		
2012	pg A1	Polk's City Directory
2006	pg A2	Polk's City Directory
2006	pg A3	Polk's City Directory
2000	pg A4	Polk's City Directory
2000	pg A5	Polk's City Directory
1994	pg A6	Polk's City Directory
1988	pg A7	Polk's City Directory
1981	pg A8	Polk's City Directory
1981	pg A9	Polk's City Directory
1975	pg A10	Polk's City Directory
1975	pg A11	Polk's City Directory
1969	pg A12	Polk's City Directory
1964	pg A13	Polk's City Directory

3456067-6 Page 2

FINDINGS

CROSS STREETS

No Cross Streets Identified

3456067-6 Page 3



2012

Foote Avenue

NEW NEIGHBOR	97 FOOTE AVE Contid
POOTE AVE Cont'd ARNOLD ST BEGINS CONTINUES	FOOTE AVE Cont'd 731 CONTI SERVICE CTR serv stations- gasoline & oil ✓
	716-487-20
ARNOLD'S CONTROL 1 (1939)	DOM'S MOBIL serv stations- gasoline & oil 🗸 @716-487-20 737 M&T BANK banks 🗸 @
	738 TOPS FRIENDLY MARKET grocers-retail ✓716-484-72
C-lean Remice I 3	745 No Current Listing
225 I Coleson Barnes S = Frank A ✓ @ (50) ♠ (1900)716-484-9464 931 No Current Listing	747 GUIFFRIDA DEBORAH A tax return preparation/filing ✓ @
ees Martin Beverly D 27	748 Giunta Michael F ✓ 19 ▲ (1957)
	SALON 1 & PROFESSIONAL PRODUCT beauty salons ✓ @
341 Sword Rita K @ (7) Sword Jessica C	+ BURTCH ST INTERSECTS
w Neg John / 3 ▲ (1939)	751 NATIONWIDE INSURANCE insurance ✓ @716-664-59
are tabelle Christine M V J (2) [19]	752 US POST OFFICE post offices ✓ @716-484-15
347 Martinez Luz 6 Torres Stephanne M / 8	754 SOUTH SIDE PLAZA BARBER SHOP shopping centers & malls @
349 Martin Richard / 2	756 LITTLE CAESARS PIZZA pizza ✓ @716-664-26
1 Beers Laura 3 / 3	• ZIP CODE 14701 CAR-RT R003
2 Wood Denisse R / @ 🖺 3 Seekings Steepharie A 🗵	759 CHAUTAUQUA PAIN INSTITUTE physicians & surgeons ✓ @
4 Duliba Robeart J 5	KOURTU MOHAMED A MD physicians & surgeons ✓
351 No Current Lisisting 362 @ Martinez Salanda / @	• ZIP CODE 14701 CAR-RT C009
aus Lutgen Mary Ec. 2 13	760 DOLLAR GENERAL variety stores ✓ ∅
Messina Mary , / 8716-483-3517	SUBWAY restaurants ✓ @716-664-32
987 Fisk Monta ✓ [3]716-720-5701	• ZIP CODE 14701 CAR-RT R003 763 BEL VIEW RESTAURANT restaurants ✓ @716-664-54
1 Stevens Kimhpely R / 2 2 Ø Jensen Crystel M / @	• ZIP CODE 14701 CAR-RT C009
2 Meleen Naathin A / @	766 J B LIQUOR SHOPPE liquors-retail ✔@716-664-70
ag7 1/2 1 Hicks Jarames E ✓ 4	SOUTHSIDE PHARMACY INC pharmacies 🗸716-487-0
1 McEnting Tell [2]	768 NETWOLVES NWSB nonclassified establishments ✓ @
369 Greenawalt Anmaria / 2 371 Pollaro Sheila 4 A 10 10	NORTHWEST SAVINGS BANK banks ✓@716-488-22
	770 H&R BLOCK tax return preparation/filing ✓ @716-488-0
375 Espin Jean A ✓ 45 ♠ (1945)	+ MARION ST INTERSECTS • ZIP CODE 14701 CAR-RT R003
376	797 EVERYDAYS TRUE VALUE paint-retail ✓ @716-484-7
	• ZIP CODE 14701 CAR-RT R005
400 ARNDT DEBRA L midwives ✓ @716-484-9194	800 ARBY'S restaurants ✓ @
Daniels Robert L ✓ 20 LANE WOMEN'S HEALTH GROUP physicians & surgeons ✓ @	809 Piazza Richard A 12 ▲ (1954)
716-484-9194	Piazza Mitch
Wiebenga Jeanne E ✓ 15	ZIP CODE 14701 CAR-RT R005 812 WILLIAM FARR-ALLSTATE AGENT insurance ✓ ②
401 @ Tarr Nicole ✓ 405 Trowbridge Alex M ✓ @ 25 ♠ (1910)	716-483-2
407 © Courteau John W 🗸	 ZIP CODE 14701 CAR-RT R003
Haskins Jaala N & Rodney J ✓ [7]	813 CARPET ONE floor coverings- retail ✓ @716-664-6: + BRAD ST INTERSECTS
	• ZIP CODE 14701 CAR-RT R005
411 LOBB'S MOBIL serv stations- gasoline & oil ✓ ©716-664-7507	816 CHANAN restaurants @716-484-8
ENEWLAND AVE INTERSECTS	+ BRAD ST INTERSECTS • ZIP CODE 14701 CAR-RT R003
NEWLAND AVE INTERSECTS 502 KENT MARCIA dental hygienists @	824 A J TEXAS HOTS restaurants ✓ @
SINATRA CHARLES E DDS dentists 🗸 @716-487-1050	832 A & A BEAUTY SUPPLY beauty salons- equip/supl ✓ @
SINATRA JOSEPH P DDS dentists 🗸 @716-487-1050	FCVLOE BAYERY & DELL 4-15-15-15-16-488-2
605 ASSOCIATED CLINICAL LABS laboratories- medical ✓ ©	ECKLOF BAKERY & DELI delicatessens ✓ ©716-488-1: EDWARD JONES financial advisory serv ✓ ©716-664-2:
J G UNIVERSAL HEARING AID CTR hearing aids ✓ @	839 CARSTAR auto body- rpr & painting ✓ @716-488-6
716-484-7399	850 JAMESTOWN BOWLING CO bowling centers 🗸 @716-483-11
JEFFREY MORGAN LLC physicians & surgeons @	869 AUTO RENT INC auto renting ✓ @716-661-3 HILLSIDE AUTO SALES auto dirs-used cars ✓716-488-0
606 Espinoza Terrie L 3	880 Noe John R ✓ 4 ▲ (1966)716-720-59
C Lee Leonard I / @ 4	881 TERMINAL COLLISION auto body- rpr & painting ✓ @
D Lindsey Barry D @ ② 510 Mallare Thomas ✓ 45 ▲ (1900)	+ WARREN JAMETWN BLVD INTERSECTS
Mallare Vincent A	+ FOOTE AVENUE EXT INTERSECTS
, PARTRIDGE ST INTERSECTS	+ FOOTE AVENUE EXT INTERSECTS BUSINESSES 100 HOUSEHOLD:
820 Branthoover Justin ✓ [2] 825 PHONE ZONE cellular telephones @716-488-0010	BUSINESSES 100 HOUSEHOLD
Steves Dennis A ✓ [28] ▲ (1939)	FOOTE AVENUE EXT (JAMESTOWN)-FROM 1501 MARTIN RD WEST
507 SIMPLEX GRINNELL business serv ✓716-483-0079	+ PECK SETTLEMENT RD INTERSECTS • ZIP CODE 14701 CAR-RT R005
BARKER ST INTERSECTS 600 Burly Amber M ✓	1428 BROOM MAN nonclassified establishments ✓ @716-488-9
615 No Current Listing	FRANTZ & RUSSELL SANITARY SVC toilets-portable /@
819 CARDINALE ACUPUNCTURE acupuncture ✓ @716-969-1862	
Lucariello Wanda L ✓ @ 11 ▲ (1939) MASSAGE THERAPEUTIC massage therapists ✓ @	KIANTONE HIGHWAY DEPT parking area/lots maintenance ✓
716-488-0123	716-664-5
627 Racitano Vincent A & Mary R ✓ 45 6 (1939)716-488-1359	Slagle Michelle 1445 Schultz John G & Jackie L
631 No Current Listing 635 Classon Amanda J ✓	STILLWATER GARDEN MARKET greenhouses 🗸 @
641 STARKEY SIEMENS hearing aids 🗸 @	716-664-3
VALU HEARING AID SVC hearing aids ✓ @716-484-7777	+ KIANTONE RD INTERSECTS + KIANTONE RD CONTINUES
+ pouglas PL INTERSECTS 651 BURGER KING restaurants ✓ ©	+ MAPLE ST BEGINS
660 KOHL ANDREW C DDS dentists ✓ @	1458 Johnson Terrill P @ 19 ▲ (1960)
Kohl Ronald W ✓ 19 🛦 (1939)	Johnson Philip A 1465 HERBS R-4-U health & diet foods-retail ✓ @716-484-0
Kohl Mary C *COLE AVE INTERSECTS	1482 Whitman Wayne M ✓ 20 ≜ (2002)716-468-5
704 MC DONALD'S restaurants 🗸 @	1486 Whitman Rebecca ✓ 3 ▲ (1966)
708 A AAA1 ABUSE & ADDICTION HELP alcoholism info/treatment	1487 Blose Larry J & Brenda V ✔ @ 16 ♠ (1932)
ctrs ✓ @	BLOSE TOOL REPAIR power tool supl & rpr ✓ @716-487-1 1500 Norman James A ✓ @ 12
Bromley Amy L ✓ @ (3) ♣ (1957)	Norman Kaitlynn
CFI CERTIFIED FRAUD INVSTGTN accountants ✓ @	1514 Carlson Linda L ✔ @ 24 ▲ (1920)716-484-6
	1516 Ferguson Gary L & Nancy L ✓ 36 ▲ (1920)716-484-1
Ledvina Diane M ② ▲ (1957)	1524 Surrena Sherrill J ✓ @ 35 ▲ (1920) Surrena Forest S
UPS STORE mailing & shipping serv ✓ @716-664-2402	1529 PARK 60 DRIVE-IN theatres-movie ✓ @716-484-6
7/10 NAIL HOLLYWOOD manicuring 🗸 @	1532 Ryder Joann A 24 ▲ (1966)
SPA NAILS manicuring ✓	Ryder Steven
71/2 US NEWS news dlrs ✓ @	1585 Abers Daniel W 5 ▲ (1966) • ZIP CODE 14701 CAR-RT R003
+ MIARTIN RD INTERSECTS	1600 Knapp Lorene R & Michael J ✓ 16 ♠ (1960)716-665-3
717 PIZZA HUT pizza ✔	1606 Frederick Elaine S ✓ @ [5] ▲ (1912)
	1611 GAFFAR ADAMS KARATE ACADEMY martial arts instruction .
730 KEY BANK banks 🗸 6	@716-487-2

Target Street Cross Street

<u>Source</u> Polk's City Directory

Foote Avenue 2006

Lumia Peter izi
VALU HEARING SVC hearing impaired equip/supl716-484-3277
651 BURGER KING restaurants716-487-1600
660 KOHL ANDREW C DDS dentists716-488-1337
702 CELLULAR ONE communications serv716-661-9775
704 MC DONALD'S restaurants716-487-0817
708 @ Crowl Jason A
Stafford Angela M
UPS STORE mailing & shipping serv716-664-2402
710 AMERICAN GENERAL HOME EQUITY real estate loans
712 US NEWS news dirs716-488-9235
714 RADIO SHACK electronic equip/supl-retail716-488-0686
716 BLOCKBUSTER VIDEO video tapes & discs716-483-3630
717 PIZZA HUT restaurants716-484-2727
728 Kohi Ronald W 3 .
730 KEY BANK banks
731 CONTI SERVICE CTR INC auto rpr & serv
DOM'S MOBILE auto rpr & serv
737 M & T BANK banks
745 Kirk Viola H 44
747 GUIFFRIDA DEBORAH A tax return preparation/filing
716-664-5407
Guiffrida Deborah A 3
748 SALON 1 beauty salons
751 TERRI L WILCOX INSURANCE insurance
752 US POST OFFICE post offices
754 SOUTH SIDE PLAZA BARBER SHOP barbers716-48706227
1010001110001100011010101010101010101010

Foote Avenue

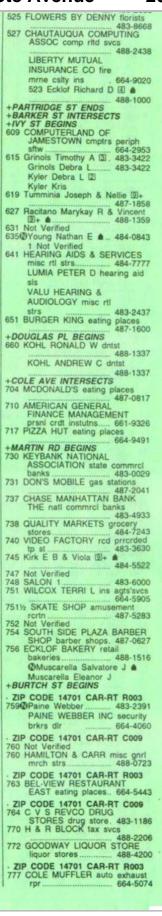
2006

FOOTE AVE Cont'd
756 LITTLE CAESARS PIZZA pizza716-664-2655
• ZIP CODE 14701 CAR-RT R003
759 BRALEY GEORGE stock & bond brokers716-664-4060
UBS FINANCIAL SVC stock & bond brokers716-664-4060
• ZIP CODE 14701 CAR-RT C009
760 DOLLAR GENERAL department stores716-484-8190
A SUBWAY SANDWICHES & SALADS restaurants
716-664-3200
762 BLUE RIBBON RENTALS furniture- renting & lease
716-488-0078
• ZIP CODE 14701 CAR-RT R003
763 BEL VIEW RESTAURANT restaurants716-664-5443
• ZIP CODE 14701 CAR-RT C009
766 SOUTHSIDE PHARMACY INC pharmacies716-487-0133
768 JAMESTOWN SAVINGS BANK banks
770 H & R BLOCK TAX SVC tax return preparation/filing
716-488-0118
• ZIP CODE 14701 CAR-RT R003
777 COLE MUFFLER BRAKE mufflers & exhaust sys-engine
716-664-5074
• ZIP CODE 14701 CAR-RT C009
780 HOLIDAY TOURS-STEVEN TRNSPRTN ice cream parlors
+ MARION ST INTERSECTS
1 Truburgash Mali III Perilabat San II.
• ZIP CODE 14701 CAR-RT R005
788 QUALITY MARKET grocers-retail
797 EVERYDAYS TRUE VALUE hardware-retail716-484-7188
• ZIP CODE 14701 CAR-RT R005
812 ANDERSON CLEANERS INC cleaners
• ZIP CODE 14701 CAR-RT R003
813 CARPET ONE carpet & rug dirs- new716-664-6307
+ BRAD ST ENDS
• ZIP CODE 14701 CAR-RT R005
816 CHAN AN CHINESE RESTAURANT restaurants716-484-8238
• ZIP CODE 14701 CAR-RT R003
824 A J TEXAS HOTS restaurants
832 A & A BEAUTY SUPPLY beauty salons- equip/supl
THE PARTY OF THE P

<u>Target Street</u> <u>Cross Street</u> <u>Source</u>

✓ - Polk's City Directory

Foote Avenue 2000



Foote Avenue

2000



<u>Target Street</u> <u>C</u>

Cross Street

<u>Source</u>

Polk's City Directory

Foote Avenue 1994

· IVY ST INTERSECTS 609 COMPUTERLAND STORE 664-2953 615 COTTER REAL ESTATE CO 488-1181 COTTER APPRAISAL SERVICE 488-1181 619 Not Verified 627 Racitano Vincent A & Mary R 9+ 0 488-1359 631 Eggleston Charles M & Edna M 9+ 0 484-9705 635 Terenna 2 635 Terenna (2)
Buchhard [2]
641 VALU HEARING AID SERVICE 484-3277
• DOUGLAS PL INTERSECTS
651 BURGER KING RESTAURANT 487-1600
660 KOHL RONALD W orthodontist 488-1337
KOHL ANDREW orthodontist 488-1337 · COLE AV INTERSECTS 704 MC DONALD'S 487-0817 710 SHOE OUTLET retail 483-1234 712 U S NEWS 488-9235 714 RADIO SHACK electronics-retail 488-0686 716 RUSLINK PLAZA DRUGS INC 483-1416 717 PIZZA HUT 664-9491 718 SOUTH SIDE PLAZA SHOPPING CENTER PRICE CUTTERS beauty salon 483-6000 720 U S POSTAL SERVICE 484-1562 728 Vacant 730 KEY BANK OF WESTERN NEW YORK N A (BR) 483-0029 731 PALERMO SERVICE gas sta 487-2041 737 CHASE MANHATTAN BANK 483-4933 738 QUALITY MARKETS INC 484-7243 740 VIDEO FACTORY rental 483-3630 · WARREN-JAMESTOWN BLVD INTERSECTS RESOURCE CENTER THE ofc and recreation bldg 664-2464 · BLDG A RESOURCE CENTER THE RESIDENCES 664-5700 Building B RESOURCE CENTER THE (RESIDENCES) 664-2567 Building C RESOURCE CENTER THE (RESIDENCES)

745 Kirk E Barton & Viola 9+ @ 484-5522

747 Ferry Darell C & Margaret M 2

748 ROSELLE SHOES 488-9004 · BURTCH ST INTERSECTS 750 WHIRLEY-WASH LAUNDROMAT 484-8879 WHIRLEY-WASH DRY CLEANERS 484-8879 751 WILCOX TERRI L ins 664-5905 752 SISTERS TWO PLAZA APPAREL women's clo 484-9297 754 SOUTHSIDE PLAZA BARBER SHOP 487-0627 756 ECKLOF BAKERY INC 488-1516 759 CHAUTAUQUA PATRONS INSURANCE ASSN 664-5813 760 BRAND NAMES INC catalogue store 763 BELVIEW RESTAURANT LOUNGE 664-5443 764 BROOKS DRUGS drug store 488-0778 770 CLAR-VI SHOPPE INC womens apparel 484-1206 772 GOODWAY LIQUOR STORE INC 488-4200 777 COLE MUFFLER 664-5074 780 TASTEE CORNERS ice cream 664-5066

• MARION ST INTERSECTS
797 EVERYDAY'S SUPER TRUE VALUE
HARDWARE & LUMBER remodeling 484-7188 799 CUSTOM CARPET CENTER 483-3700 800 ARBY'S restr 488-1622 812 ANDERSON CLEANERS INC (BR) 484-8414 813 PIAZZA'S CARPET & TILE SHOP INC 664-6307

Foote Avenue

1988

FOOTE AV-Contd

3701/2 Apartments

1 Bennett Orlo E @

2 Anderson Jas R 488-1292

3 Ferraro Carmelo S

4★Bush Robt I

371★Morrison Thos J 487-1549

371½★Carania Jas J @ 488-9620

375 Espin Raymond @ 485-1378

378 Swanson Robt R @ 484-7643

3781 Hallett Thomas @

379 Al's Barber Shop 484-7055 Caprino Albert J @ 484-7055 Al's Shoe Repair 484-7055

383★Wilber Melinda J

400 Vacant @

401 Posey Ron Insurance 483-1139 Seely Gerald Agency ins 483-1139 Norjer Associates 664-3127

407 Lorenzo Leonard M @ 483-1631 Simpson John Jr 664-2800

CAMP ST BEGINS

411 Barney's Keystone auto reprs 664-7507 NEWLAND AV INTERSECTS

502 Sinatra Charles E dentist 487-1050

505 Foote Avenue Medical Building Laha Ranjit K phys 664-4701 Paruk Suleman A phys 483-3290 Geleil Samir M phys 664-3299

506 Apartments
A★Stone Chas
B★Svensson Erik
C★Cooney David Jr
D★Larson Tim 488-2456

510 Mallare Lucy Mrs @ 488-4773

PARTRIDGE ST ENDS

520 Racitano Frank @ 485-4135
Taylor Mary Ann 483-3737

525 Flowers By Denny 483-8668
BARKER ST INTERSECTS
IVY ST BEGINS

600 Marsh Thos E @ 487-2148

609 Computerland Store 664-2953

615 Cotter Real Estate Co 488-1181 Cotter Appraisal Service 488-1181

619 Tumminia Nellie Mrs © 487-1858

627 Racitano Vincent A @ 488-1359

631 Eggleston Charles M @ 484-9705

635 Bergstrom David J 664-6083

641 Value Hearing Of Western Ny 484-3277 DOUGLAS PL BEGINS

651 Burger King Restaurant 485-1600

660 Kohl Ronald W orthodontist 488-1337

AV INTERSECTS

COLE AV INTERSECTS
704 Mc Donald's 487-0817
708-710 Shoe Outlet ret 483-0579
Anderson Photo South 664-3456

712 Southside Plaza News 488-9235

714 Radio Shack 488-0686

716 Ruslink Plaza Drugs Inc 485-1416

717 Pizza Hut 664-9491

718 South Side Plaza Shopping Center Price Cutters beauty salon 483-6000

720 U S Postal Serv (Sta A) 484-1562

724 Quality Market Inc 484-7243

728 Levandoski Donald prosthodontist 483-1704

Kuren Stanley periodontist 483-1704

730 Key Bank Of Western New York N A (Br) 483-0029

731 Southside Mobil gas sta 483-0534

737 Chase Lincoln First Bank 483-4933

738 Quality Markets (Addl Sp)

740 Fashion Barn women's clo 664-2205

744 Clar-Vi Shoppe Inc women's apparel 484-1206

745 Kirk E Barton @ 484-5522

747*Nelson Patsy A Mrs 483-2496

748 Roselle Shoes 488-9004 BURTCH ST BEGINS

750 Whirley-Wash Laundromat 484-8879 Whirley-Wash Dry Cleaners 484-8879

751 Wilcox Leo A ins 664-5905

752 Sisters Two Plaza Apparel women's clo 484-9297

Southside Plaza Barber Shop 487-0627

756 Ecklof Bakery Inc 485-1516

760 Brand Names Inc catalogue store 488-0723

763 Vacant

764 Eckerd Drugs drug store 488-0778

770 Body Connection Etc The fitness tanning & clo 484-2639

772 Goodway Liquor Store Inc 485-1468

777 Cole Muffler 664-5074

780 Tastee Corners ice cream 664-5066 MARION ST INTERSECTS

797 Everyday's Super True Value Hardware & Lumber remodeling 484-7188

802 Vacant

22

809 Green Prosthetic Limbs 484-1088 Foot Care Associates podiatrists 485-0077

812 Anderson Cleaners Inc (Br) 484-8414

813 Piazza's Carpet & Tile Shop Inc 664-6307

815 Piazza's Carpet & Tile Shop (Addl Sp) BRAD ST INTERSECTS

816 Gristmill The Inc restr 487-0516

824 A J's restr 484-9646

832 Champion Factory Outlet 488-9344 Colortyme T V Rentals Inc 487-0170

839 Stateside Motors Inc 483-1596

850 Jamestown Bowling Co bowling lane 483-1818

Pour Richards restr 483-1812

863 Stateside Mtrs (Overflow)

878 Mister Steak ret meats 484-0988

880 Dino's Restraurant & Pizzeria 487-1375 Capestrani Tony Mrs © 488-9383

881 Terminal Collision Inc auto repr 485-1213 Frantz & Russell Inc septic tanks 489-9440

Gage Don Fabric Shop 483-6125 Guys & Dolls Dance Studio 487-0918 Carlo's Mini Self Serv Storage 488-7322

Foote Avenue

1981

615 Cala Margt Mrs @ 664-5128 619 Tumminia Nellie Mrs @ 487-1858 627 Racitano Vincent A @ 488-1359 631 Eggleston Charles M @ 484-9705 635*Capizzi Robt Vacant 641 Foulkrod Mary M Mrs @ 485-4763 *Terry Lynn C DOUGLAS PL BEGINS 651 Burger King Restaurant 485-1600 22 COLE AV INTERSECTS 701 Quick-E-Mart gro 488-0883 704 Mc Donald's 708-710 Outer Limites Penney Arcade 712 Southside Plaza News 488-9235 714 Radio Shack 488-0686 716 Ruslink Plaza Drugs Inc 485-1416 717 Pizza Hut 664-9491 718 South Side Plaza Shopping Center Towne Barbers Unltd barber shop 483-6000 720 U S P O Station A 484-1562 724 Quality Market Inc 484-7243 728 Kohl Ronald W dentist 488-1337 Wilcox Leo A ins 664-5905 730 Bankers Trust Co Of Western New York (Br) 661-3551

1981

Polk's City Directory

Foote Avenue

FOOTE AV-Contd

- 731 Keystone Gasoline Station 483-3100
- 732 Bankers Trust Co Of Western N Y (Ofcs)
- 737 First Natl Bank Of Jamestown (Southside Ofc) 483-4933
- 738 Kelso J C 5 & 10 Cent Store 489-0796 Vacant
- 740 Hustler Hardware Paint Auto Inc 485-1418
- 744 Clar-Vi Shoppe women's apparel 484-1206
- 745 Kirk E Barton @ 484-5522
- 747 Pearson Richd G 484-8079
- 748 Roselle Shoes 488-9004
- 749 Pennsylvania Gas Co (Valve Sta) BURTCH ST BEGINS
- 750 Whirley-Wash Laundromat 484-8879 Anderson Cleaners Inc (Br) 487-0209
- 752 Plaza Apparel Shop women's clo 484-9297 Southside Plaza Barber Shop 487-0627
- 756 Ecklof Bakery Inc 485-1516
- 760 Vacant
- 762 Vacant
- 763 Bel-View Restaurant 483-9292
- 764 Eckerd's Inc drug store 488-0778
- 770 Pearson's Men's Wear Inc 484-0830
- 772 Goodway Liquor Store 485-1468
- 777 South Side Sunoco Service Station 664-7608
- 780 Tastee Corners 664-5066 MARION ST INTERSECTS
- 797 Vacant
- 802 Vacant
- 809 Chautauqua Provisions Inc whol meat 488-0024

Swanson Thos M 664-3237

- 812 Auto Exchange Co used cars 664-4617
- 813 Piazza's Carpet & Tile Shop 664-6307 BRAD ST INTERSECTS
- 816 Jamestown Gristmill Inc restr 487-0516
- 820 Gristmill Greenhouse & Shrubery Shoppe plants 484-8057
- 824 A J Texas Hots restr 484-9646
- 832 Vacant
- 839 Stateside Motors Inc 483-1596
- 850 Satellite Bowl bowling lane 483-1818 Satellite Restaurant 483-1812 Satellite Mini Golf Course
- 863 Stateside Mtrs (Overflow)
- 866 Satellite Bowl whse
- 880 Dino's Pizzeria & Fine Imported Italian Foods 487-1375 Dino's Pizzeria & Fine Imported Italian Foods (whse)
- 881 Vacant
- 883 Terminal Collision auto repr 485-1213 CITY LIMITS

Vacant

Frantz & Russell septic tanks 489-9440

20

FOREST AV —FROM S MAIN ST SOUTH TO BEY CITY LIMITS <u>Target Street</u> <u>Cross Street</u> <u>Source</u>

✓ - Polk's City Directory

Foote Avenue 1975

640 Muff Lillian Mrs @ 489-2892 641 Foulkrod Mary M Mrs @ 485-4763 ★Nordland Nora 489-7506 DOUGLAS PL BEGINS 642 Grobaski Wm 488-2123 646 Price Marian H Mrs @ 484-1278 650 Nocero Pearl G Mrs @ 485-2471 651 Burger King Restaurant 485-1600 654 Lackey Lloyd A @ 485-9065 656 Paterniti Sebastian Jr @ 485-1589 658 ★ Cooper Carol L Mrs 660 ★Spencer Debra A Mrs 488-9066 662 Cole Richd W @ 22 COLE AV INTERSECTS 701 Quick-E-Mart gro 488-0883 704 Cuifolo's Service Center 484-1207 708 Wright John W 710½ Vacant MARTIN RD BEGINS 711 Foote Avenue Arco serv sta 484-7046 712 Burroughs Corp business mach 488-1193 Business Forms & Sups Group (Div Burroughs Corp) forms for business machs 664-5801 7121/2 Philbrick Mary G Mrs 718 South Side Plaza Shopping Center Hall Optical Co 483-1955 720 U S P O Station A 488-0785 724 Ruslink Plaza Drugs Inc 485-1416 728 Kohl Ronald W dentist 488-1337 Wilcox Leo A ins 664-5905 730 Bankers Trust Co Of Western New York (Br) 661-3551 731 Surrena's Keystone Service Station 664-9067 732 G G's Of Jamestown Inc card & gift shop 484-8048 734 California Jean Joint mens & womens clo 484-9707 736 Anderson Cleaners (Br) 487-0209 737 First Natl Bank Of Jamestown (Southside Ofc) 661-2536 738 Gifford's Coffee Shop 664-9152 Kelso J C 5 & 10 Cent Store 489-0796 Loblaw's Inc gro 740 Hustler Hardware Paint Auto Inc 485-1418 744 Clar-Vi Shoppe women's apparel 484-1206 745 Kirk E Barton @ 484-5522 747 Pearson Richd G 484-8079 748 Roselle Shoes 488-9004 749 Pennsylvania Gas Co (Valve Sta) BURTCH ST BEGINS 750 Whirley-Wash Laundromat 484-8879 752 Plaza Apparel Shop women's clo 484-9297 Plaza Barber Shop 484-9297 756 Ecklof Bakery Inc 485-1516 760 Rockman's Inc gro United Snap Shops Inc 763 Bel-View Restaurant 664-9193

Foote Avenue

1975

FOOTE AV-Contd

764 Eckerd's Inc 488-0778

770 Pearson's Men's Wear 484-0830

772 Goodway Liquor Store 485-1468

777 South Side Sunoco Service Station 664-7608

780 Tastee Corners 664-5066 MARION ST INTERSECTS

797 Green Bros Lumber Corp 484-9116

802 Seven-Eleven Food Store dairy prod 664-2444

809 Chautauqua Provisions Inc whol meat 488-0024

Licastro Anthony

812 Stateside Motors Inc used cars 484-8938

813 Piazza's Carpet & Tile Shop 664-6307 BRAD ST INTERSECTS

816 Jamestown Construction Co Inc Olson Earl C real est 488-0050 *Gilbert Norton T 484-9675

820 Nelson Harold E 473-7055

824 A J Texas Hots restr 484-9646

832 Hall Robt Clothes 484-1260

839 Stateside Motors Inc 483-1596

850 Satellite Bowl 483-1818 Satellite Restaurant 483-1812

863 Julie's Kendall Service Station 489-5350

864 Williamson Raymond V 484-5523 Barone Patricia A

866 Vacant

880 Dino's Pizzeria & Fine Imported Italian Foods 487-1375

Vacant

883 Terminal Collision Service auto repr 485-1213

CITY LIMITS

Severtson & Lund Inc pntr contr 488-1595

Frantz & Russell Sanitary Service Inc septic tanks 489-9440

20

FOREST AV —FROM S MAIN ST SOUTH TO BEY CITY LIMITS

ZIP CODE 14701

00 A --- 38--- M ---- 14 M -- 004 FR00

22

Foote Avenue

FOOTE AV-Contd IVY ST BEGINS 600 Cappano Russell C @ 487-1280

Larson Virginia Mrs 487-1869 605 Dicembre Angelo P @ 484-8249

615 Barr Ernest E @ 489-7509

619 Tumminia Joseph @ 487-1858 620 Woodhead Harold @ 488-1019

624 Maley John F 485-5362

626 Nordlund Rudolph E @ 484-0246 627 Racitano Vincent A @ 488-1359

628 Amedeo Joseph @ 489-5040

631 Eggleston Charles M ⊚ 484-9705

635 Hotchkiss Lynn @ 487-6712 Salisbury Margt Mrs 636 Clark Richd W © 487-9023

640 Muff Lillian Mrs @ 489-2892

641 Nordland Mary J Foulkrod Mary M Mrs © 485-4763

DOUGLAS PL BEGINS 642 Pearson Wesley D

646 Price Wayne L @ 484-1278

650 Nocero Pearl G Mrs @ 485-2471

654 Lackey Lloyd A @ 485-9065

656 Paterniti Sebastian Jr ⊚ 487-6713

658 Brunecz Donna K Mrs 488-0207 660 Anderson Marlene D Mrs 488-0016

661 Blackmer Christina G Mrs 489-7508 Georgia Carrie O Mrs 484-7854

662 Cole Richd W @ 484-0878

667 Rizzuto Fred A 488-0894

COLE AV INTERSECTS

701 Quick-F-Mart gro

704 Bish's South Side Serv serv sta 487-9323

708 Vik Rodney A 489-4595 Vacant

7101/2 Barrett Leo R 484-0669 MARTIN RD BEGINS

711 Foote Ave Atlantic Service serv sta 484-7046

712 Burroughs Corp business mach 488-1193 Business Forms & Sups Group (Div Burroughs Corp) forms for business machs 456-1679

7121/2 Raffa Peter C 484-1305

718 South Side Plaza Shopping Center Hall Optical 483-1955

720 Plaza Cake Shop The bakery 485-1409

724 Ruslink Plaza Drugs Inc 485-1416

728 Kohl Ronald W dentist 488-1337 Wilcox Leo A ins 456-1863

730 Bank Of Jamestown (Br) 485-1141

731 Avis Rent A Car car & truck 484-1530 Stone Ronny Keystone Service Station 487-9118

732 G G's Of Jamestown Inc card & gift shop 484-8048

734 Rouge Box The beauty shop 489-9522

736 Anderson Cleaners (Br) 487-0209

738 Dolly Madison Coffee Shop 487-9234 Kelso J C 5 And 10 Cent Store 489-0796 Loblaw's Inc gro 487-9243

740 Hustler Hardware Paint Auto Inc 485-1418

USPOSub Sta No 3

744 Clar-Vi Shoppe women's apparel 484-1206

745 Kirk E Barton @ 484-5522

747 Pearson Richd G 484-8079

748 Ross Shoes Inc 484-8627

1969

749 Pennsylvania Gas Co (Valve Sta) BURTCH ST BEGINS

750 Whirley-Wash Laundromat 484-8879

752 Plaza Apparel Shop women's clo 484-9297

Plaza Barber Shop

756 Ecklof Bakery Inc 485-1516

760 Rockman Super Duper Market Inc gro

763 Bel-View Restaurant 485-6325

764 Eckerd's Inc drug store 487-0516

770 Pearson's Men's Wear 484-0830

772 Goodway Liquor Store liquor sls 485-1468

777 Morse's Sunoco Service Station 456-7605

780 Tastee Freez 456-0151 MARION ST INTERSECTS

797 Green Bros Lumber Corp 484-9116

800 Mole's Twin Drive In frozen custard 487-9976

802 Briggs Dairy Store dairy prod 483-1420

809 Bellitto Anthony J 485-7172 Licastro Anthony 484-7710 Monroe International Inc (Br) ofc equip 484-1812

812 Stateside Motors Inc used car lot

813 Piazza's Carpet & Tile Shop 456-5682 BRAD ST INTERSECTS

816 Data Processing Institute 487-1590 Dewey Geo M 484-0836

820 Nelson Harold E 488-9860

823 Nelson Kath D Mrs @ 483-1488

824 A J Texas Hots 484-9646

832 Hall Robt Clothes 484-1260

839 Stateside Motors Inc autos 483-1596 850 Satellite Bowl bowling 483-1818

Satellite Restaurant

863 Julie's Kendall Service Station 489-5350

864 Williamson Raymond V 484-5523

866 Singer's Ashland Service gas sta 487-0027

880 Latona Patsy C @ 485-1290 Vacant

883 Terminal Collision Service auto repr 485-1213

CITY LIMITS

FOREST AV -FROM 26 S MAIN ST SOUTH TO BEY CITY LIMITS

ZIP CODE 14701

4 City Parking Lot 16 Forest Grill 487-9042

22 Clark Edw L Olson Arth E

23 Chautauqua Chems Parking Lot

24 Maxwell Heating (Storage)

25 Vacant

GIFFORD AL ENDS

33 Donelson Trucking & Storage Inc 456-1811

35 Vacant

37 Vacant

Foote Avenue 1964

	0
FOOTE AV—Contd	744 Clar-Vi Shoppe women's clo
510 Mallare Thos ⊚ bldg contr 84-773	41-206
514 Nelson G Donald @ 82-122	745 Kirk E Barton © 45-522 747 Rich Thos O 88-485
516 Nelson Howard G L @ 47-534	748 Ross Shoes Inc 48-627
Partridge ends	749 Penna Gas Co (sub sta) 31-165
518 Cimino Mary A Mrs © 47-532	750 Whirley-Wash Laundromat 48-879
Cilimeri Sabastian 520 Racitano Frank © 61-435	752 Plaza Apparel Shop women's clo
521 Erickson Conrad @ 96-077	99-525
523 Peterson Lehman G @ 92-110	Plaza Barber Shop 99-525
525-27 South Side Food Shop 61-790	759 Vacant
Barker intersects	Burtch begins
Ivy begins	760 Rockman Super Duper Mkt Inc
600 Cappano Russell J ⊚ 95-030	763 Bel View Restr 79-113
Jay's Beauty Shoppe 95-030	774 Ecklof Bakery Inc 51-516
605 Dicembre Angelo P @ 95-049	777 Morse's Sunoco Serv Sta 67-605 780 Tastee Freeze 90-320
615 Barr Ernest E @ 97-509	797 Green Bros Lbr Corp bldrs' sups
620 Woodhead Harold @ 59-062	41-850
619 Tumminia Jos © 97-506	Peterson Overhead Door Co
624 Lind Gust A @ 76-714 626 Nordlund Rudolph E @ 95-048	63-765
627 Racitano Vincent A @ 52-774	Cobbe A M Brick & Tile Co
628 Amedeo Jos @ 95-040	Marion intersects
631 Eggleston Chas M ⊚ 49-705	800 Twin Kiss Drive In 47-922
635 Hotchkiss Lynn @ 76-712	802 Briggs Dairy Store 31-420
Salisbury Margt Mrs	809 Monroe Calculating Mach Co
636 Storms Roy K @ 41-236	41-812 Swanson Allen W 44-945
640 Muff Lillian Mrs @ 44-822	Bellitto Anthony J 57-172
641 Foulkrod Mary M Mrs © 54-763	812 Vacant
Miller Donald F Douglas pl begins	813 Edborgs Appliances 74-441
642 Johnson Wm G @ 41-636	815 Steck's Cabinet & Novelty Shop
Steele Frank P 44-821	51-946
646 Price Wayne L @ 41-278	816 Ferri Htg & Plmb Co 59-565
650 Nocero Pearl G Mrs @ 52-471	Cusimana Joseph J 33-685
Norby Julia L	820 Nelson Mildred J Mrs © 57-174
654 Schell Lona Mrs @ 59-065	823 Nelson Kath D Mrs © 31-488
656 Paterniti Sebastian ⊚ 76-713	Fosberg Courtney L 31-488 Brad intersects
658 Peterson Victor R 97-500	
660 Mistretta James J 48-309	824 McKane Harry V 57-175 832 Hall Robt Store 41-260
661 Valone Anthony M @ 36-675	839 Stateside Mtrs Inc 31-596
662 Underwood Donald A @ 48-904	850 Satellite Bowl bowling 31-318
667 McCullough Manley L @ 52-475	Satellite Restr 31-818
Cole av intersects	858 Vacant
701 Latona TV & Furn 51-290	863 Julie's Kendall Serv Sta 95-350
704-74 South Side Plaza	866 Ashland Serv Center 48-530
708 Sellen Ronald R	City limits
Westley Carol S Mrs 49-469	880 Vacant
710½ Raffa Peter C ⊚ 41-305	882 Foti Anthony J @ 32-839
711 J V's Atlantic Service serv sta	Stohl Lawrence E 32-830 883 Terminal Collision Service auto
47-046	repr 51-213
712 Todd Co Div of Burroughs Corp	884 DeNel's Auto Body 48-030
Burroughs Corp 81-193	
Dailoughs Corp 81-183	20
712 Kennedy Herbert J @ 47-077	FOREST AV-From 5 Brooklyn sq
Martin rd begins	south to bey city limits, Third and Sixth Ward
718 Plaza TV 51-273	4 Vacant
720 Plaza Cake Shop The 51-409	16 Forest Av Grill 79-258
724 Ruslink Plaza Drugs 51-416	18 Vacant
728 Loblaw's Inc gros 51-041 730 Bank of Jamestown (br) 51-141	22 Olson Arth E
731 Stone's Ronny Keystone Serv Sta	23 Samson Liquor Store 36-801
79-118	24-26 Vacant
Avis Rent-A-Car System Inc	25 Star Radio Shop reprs 57-251
732 Goodway Liquor Store 51-468	27 Kent Block
734 Rouge Box The beauty shop	Apartments
99-552	1 Everett Chas 2 Lee Geo
736 Triangle Clns 99-190	3 Myers Harry J
738 Kelso J C 5 & 10¢ Store 94-026	4 Morgan Herbert
Dolly Madison Coffee Shop 61-937	5 Ward Martin
739 Gustafson Oscar © 45-524 Baker Lou 31-283	6 Parnell Warren F
740 Plaza Paint & Hdw Store 51-418	7 Travers James E
US PO (Plaza Sub Sta) 51-418	8 Stophel Violet L 94-041
The same of the sa	Street continued

APPENDIX G PORTIONS OF PREVIOUS REPORTS



ENVIRONMENTAL

- A S S E S S M E N T -



3300 Enterprise Parkway Beachwood, Ohio 44122 LEHMAN BROTHERS BANK, FSB

399 Park Avenue, 8th Floor New York, New York 10022



PHASE I ENVIRONMENTAL SITE ASSESSMENT

SOUTHSIDE PLAZA

704-744 Foote Avenue Jamestown, Chautauqua County, New York 14701 Lehman Loan ID No.: 591172

PREPARED BY:

EMG

11011 McCormick Road Hunt Valley, Maryland 21031 800.733.0660 410.785.6220 (fax) www.emgcorp.com **EMG CONTACT:**

Kathleen Flaherty

Senior Environmental Consultant 800.733.0660, Ext. 6543 ktflaherty@emgcorp.com

EMG Project #: 82163.07R-045.135 **Date of Report:** April 26, 2007 **On site Date:** February 23, 2007



PROJECT SUMMARY

Southside Plaza

704-744 Foote Avenue

Jamestown, New York 14701

Assessment Component	Acceptable	Routine Solution	Phase II	Estimated Cost §	Reference Section	Page
Historical Review			(1)	\$6,000-\$9,000	5.	9
Operational Activities	✓				6.	12
Hazardous Materials	✓				6.	12
Waste Generation	✓				6.	12
PCBs	✓				6.	12
Asbestos		(2)			6.	12
Radon	✓				6.	12
Lead-Based Paint	✓				6.	12
Lead in Drinking Water	✓				6.	12
Tanks/Pipelines	✓				6.	12
Surface Areas	✓				6.	12
Mold	✓				6.	12
Adjacent Properties	✓				8.	16
Regulatory Database Review	√				9.	17

Conditions noted in the Project Summary Table are representative of the overall conditions of the property. There may be more detail on specific assessment components in the report text, therefore the Project Summary Table should not be used as a stand alone document.

- S Costs depicted are for investigation/program development activities. Remediation costs, if required, will be identified as a result of the activities.
- The northern portion of the Project contained a gasoline service station (704 Foote Avenue Cole's Service/Pasco Plaza Station/Hogan Plaza Station) from at least 1956 until at least 1971. No other information, including documentation of UST removal, pertaining to the gasoline station was identified during this assessment. However, the northern portion of the Project was redeveloped in 1980 as a McDonald's restaurant. Because of the time elapsed and the subsequent redevelopment of this portion of Project, the potential for the subsurface impacts to the Project and adjacent properties from historical uses has been significantly reduced. In addition, there does not appear to be an immediate health risk to the occupants of the Project from this historical use since the Project is serviced by public water and sewer systems, groundwater in the Project area is not used as a drinking water source, and the entire site is covered with relatively impermeable surfaces including the building and paved drive/parking surfaces. No further action or investigation is warranted regarding the past use of the Project as a gasoline service station. In addition, the south-central portion of the Project's strip mall building contained a dry cleaner (Anderson Cleaners/Triangle Cleaners) from at least 1956 until at least 1976. This facility would have operated for at least 30 years prior to the promulgation of RCRA in 1986, the legislation that regulates the handling and disposal of hazardous materials and wastes. As such, this facility would have been unregulated during the years of operation. Dry cleaning chemicals, based on their chemical nature, have the potential to penetrate through concrete and impact subsurface conditions. Based on the lack of regulatory and information for the historic dry cleaners, the potential exists for impacts to the Project and further evaluation is warranted. As such, EMG recommends that a Phase II ESA subsurface investigation be conducted in designated area of this facility to evaluate any potentially adverse environmental impact to the Project from the former dry cleaner. EMG recommends conducting a subsurface investigation to assess for impacts from the identified RECs.
- (2) EMG recommends continued implementation of the existing Asbestos Operations and Maintenance (O&M) Program.



TABLE OF CONTENTS

1.	Certification	1
2.	Executive Summary	3
	2.1. Recommendations	
3.	Scope of Work	6
	3.1. Data Gaps	
4.	User Provided Information	
5.	Historical Review	9
6.	Project Reconnaissance	12
	Interviews	
8.	Adjacent Properties	16
	Regulatory Database Review	
	Appendices	



1. CERTIFICATION

EMG has completed a Phase I Environmental Site Assessment of Southside Plaza (the "Project"), located at 704-744 Foote Avenue in Jamestown, New York 14701.

The assessment was performed at the Client's request using the methods and procedures consistent with good commercial and customary practice designed to conform with acceptable industry standards.

This Report has been prepared to assist in the determination of whether to make a loan or loans evidenced by a note or notes (the "Notes") secured by the property referred to in the Report or by a pledge of the equity interests in the borrower. This Report may be relied upon by: (i) Lehman Brothers Bank, FSB. or its affiliates ("Lehman"); (ii) the trustee of a trust created in connection with a securitization which includes any of the Notes or an interest therein; and (iii) any other purchaser or assignee of any of the Notes or an interest therein. This Report may be, for informational purposes only: (i) provided to any potential purchaser or assignee of any of the Notes or an interest therein; (ii) provided to any rating agency, rating securities which represent a beneficial ownership interest in a trust fund that consists of mortgage loans or mezzanine loans including any of the Notes or an interest therein; and (iii) referred to, quoted in or included with materials offering for sale any of the Notes or an interest therein. There are no third party beneficiaries (intended or unintended) to this Report, except as expressly stated herein. This Report speaks only as of its date.

We have performed our services and prepared this Report in accordance with applicable, generally accepted engineering, environmental or appraisal consulting practices. We make no other warranties, either expressed or implied, as to the character and nature of such services and product.

This report is not for the use or benefit of, nor may it be relied upon by any other person or entity, for any purpose without the advance written consent of EMG. In expressing the opinions stated in this report, EMG has exercised the degree of skill and care ordinarily exercised by a reasonable prudent environmental professional in the same community and in the same time frame given the same or similar facts and circumstances. Documentation and data provided by the Client, designated representatives of the Client or other interested third parties, or from the public domain, and referred to in the preparation of this assessment, have been used and referenced with the understanding that EMG assumes no responsibility or liability for their accuracy.

The independent conclusions represent our professional judgment based on information and data available to us during the course of this assignment. Factual information regarding operations, conditions, and test data provided by the Client or their representative have been assumed to be correct and complete. The conclusions presented are based on the data provided, observations, and conditions that existed on the date of the on site visit.

The undersigned has performed its services and prepared this report in accordance with generally accepted consulting standards and practices for Environmental Engineers including the professional standards of EMG, Inc. The undersigned makes no warranties, either expressed or implied, as to the character and nature of such services and product.





82163,07R-045,135

If you have any questions regarding this report, please contact the Senior Environmental Consultant listed below at 800.733.0660, Ext. 6545.

Researched by: Gregory P. Liedel, Project Manager
Surveyed by: Gregory P. Liedel, Project Manager
Written by: Gregory P. Liedel, Project Manager

I declare that, to the best of my professional knowledge and belief, I meet the definition of Environmental Professional a CFR 312. I have the specific qualifications based on education, training, and experience to assess a property of the nature Project. I have developed and performed the all appropriate inquiries in conformance with the standard and practices set

Reviewed by:

Phillip Hoeksema

Technical Report Reviewer and

Austine Scott

Justine Scott

Technical Report Reviewer for:

imscott@emgcorp.com

Kathleen Flaherty

Senior Environmental Consultant

ktflaherty@emgcorp.com

2. EXECUTIVE SUMMARY

EMG performed a Phase I Environmental Site Assessment, that included on site observations of the accessible areas of Southside Plaza (the "Project"), on February 23, 2007. The Project is located at 704-744 Foote Avenue in Jamestown, New York 14701, and consists of approximately 5.0 acres.

The Project, originally constructed in 1955-1958, 1960, and 1980, is currently a retail strip mall. Current facility operations include a restaurant and retail sales. Prior to construction of the current improvements, the Project was occupied by several residential buildings (since at least the 1870s). Properties in the general vicinity of the Project include commercial and residential land uses.

The following summarizes the independent conclusions representing EMG's best professional judgment based on information and data available to us during the course of this assignment. Factual information regarding operations, conditions, and test data provided by the Client, owner, or their representative have been assumed to be correct and complete. Additionally, the conclusions presented are based on the conditions that existed at the time of the assessment.

The assessment was conducted utilizing generally accepted Phase I industry standards using the American Society for Testing and Materials (ASTM) Standard Practice E 1527-05 and the Lehman Brothers Scope of Work.

We have performed a Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Practice E 1527 of 704-744 Foote Avenue, Jamestown, New York 14701, the Project. Any exceptions, to or deletions from, this practice are described in the Scope of Work Section. Based on the results of the assessment, no recognized environmental conditions (RECs) or historical RECs were identified in connection with the Project, except for the following:

Historical Review (Section 5.)

- The review of the historical data available for the Project identified the following environmental concerns:
 - The northern portion of the Project contained a gasoline service station (704 Foote Avenue Cole's Service/Pasco Plaza Station/Hogan Plaza Station) from at least 1956 until at least 1971. No other information, including documentation of UST removal, pertaining to the gasoline station was identified during this assessment. However, the northern portion of the Project was redeveloped in 1980 as a McDonald's restaurant. Because of the time elapsed and the subsequent redevelopment of this portion of Project, the potential for the subsurface impacts to the Project and adjacent properties from historical uses has been significantly reduced. In addition, there does not appear to be an immediate health risk to the occupants of the Project from this historical use since the Project is serviced by public water and sewer systems, groundwater in the Project area is not used as a drinking water source, and the entire site is covered with relatively impermeable surfaces including the building and paved drive/parking surfaces. No further action or investigation is warranted regarding the past use of the Project as a gasoline service station. In addition, the south-central portion of the Project's strip mall building contained a dry cleaner (Anderson Cleaners/Triangle Cleaners) from at least 1956 until at least 1976. This facility would have operated for at least 30 years prior to the promulgation of RCRA in 1986, the legislation that regulates the handling and disposal of hazardous materials and wastes. As such, this facility would have been unregulated during the years of operation. Dry cleaning chemicals, based on their chemical nature, have the potential to penetrate through concrete and impact subsurface conditions. Based on the lack of regulatory and information for the historic dry cleaners, the potential exists for impacts to the Project and further evaluation is warranted. As such, EMG recommends that a Phase II ESA subsurface investigation be conducted in designated area of this facility to evaluate any potentially adverse environmental impact to the Project from the former dry cleaner. EMG recommends conducting a subsurface investigation to assess for impacts from the identified RECs.



Regulatory Review (Section 9.)

• Based on review of the regulatory database report, and by cross-referencing name, address, and zip code, EMG concludes that a Project tenant, Quality Market (738 Foote Avenue), is listed on NY Spills database. According to the facility summary, a leak of approximately 10 gallons of diesel occurred at the Project on March 21, 2005 from a delivery truck. The spill occurred behind the Quality Markets tenant unit and was reported to measure approximately 20 x 10 feet and extended into the nearby drainage ditch. The spill was reportedly cleaned up with speedy dry and absorbent pads. The spill has been classified as closed by the NYDEC. Based on the relatively small scale and the closed status of the spill, no further action or investigation is recommended regarding this historic REC.







In addition, the following item was identified:

Asbestos-Containing Materials (ACM) (Section 6.)

Suspect friable and non-friable ACM in the form of ceiling tile, cove base molding and mastic, drywall, dry wall joint compound, roofing materials and resilient flooring were identified. These materials were observed to be in good condition. These materials can be maintained by use of an Operations and Maintenance (O&M) Program. The Project utilizes an existing O&M Program. EMG recommends continued implementation of the O&M Program.

2.1. RECOMMENDATIONS

The following additional action and investigation are recommended:

A Phase II Environmental Site Assessment is recommended. Activities required to more completely assess the environmental conditions of the Project, including their associated cost estimates, are as follows:

Completion of a geophysical survey to assess the former on site dry cleaner.

Associated cost estimate......\$6,000-\$9,000

3. Scope of Work

EMG conducted a Phase I Environmental Site Assessment of the Project that consisted of a walk-through observation of the accessible areas and interviews with facility personnel and local agency representatives.

A Pre-Survey Questionnaire was completed as a part of this assessment which is included in the Appendices. The Questionnaire was completed with Ms. Karen Lanham, Facilities Manager for the Project. Information obtained from the Questionnaire has been used in the preparation of this report.

Visual observation above the drop ceiling tiles in the vacant unit was performed as a part of this assessment. Other than this area, visual observation above the drop ceiling tiles was not performed as a part of this assessment.

No evidence of pipe chases was identified during this assessment. Visual observation of pipe chases and behind walls was not performed as a part of this assessment.

According to Ms. Lanham, the areas not assessed were similar in construction and conditions to the areas assessed. Ms. Lanham also stated that she is unaware of any practices in the unaccessed areas (such as the improper handling of hazardous materials or the generation of hazardous, medical, or regulated wastes) which would constitute a material threat or release to the environment, or a hazard to human health. Based on a review of tenant activities and interviews with knowledgeable personnel, it is unlikely that the operations in the unaccessed areas have had an adverse impact on the environmental integrity of the Project.

EMG reviewed available federal, state, and local records in an effort to identify sites of known or suspected hazardous waste activity located at or near the Project which could have an adverse impact on the Project. In an attempt to determine whether historical uses of the Project and surrounding area have had an environmental impact on the Project, EMG interviewed individuals knowledgeable about the Project and reviewed available pertinent records and documents. This assessment is based on the evaluation of the information gathered, laboratory analysis of samples collected (when required), and accessibility at the time of the assessment.

The purpose of this report is to provide the Client an assessment concerning environmental conditions (limited to those issues identified in the report) as they existed at the Project. The assessment was conducted utilizing generally accepted Phase I industry standards using the Lehman Brothers Scope of Work and the requirements of American Society for Testing and Materials (ASTM) Standard Practice E 1527-05. The scope of work included an evaluation of:

- The Project history in an attempt to identify any possible ownership(s) and/or uses that would suggest an impact to the environmental integrity of the Project as identified through review of reasonably ascertainable standard historical sources.
- Physical characteristics of the Project as identified through review of reasonably ascertainable topographic, wetlands, flood plain, soils, geology, and groundwater data.
- Current Project conditions (as applicable), including compliance with appropriate regulations as they pertain to the presence or absence of:
 - Facility storage tanks, drums, containers (above or below ground), etc.
 - Transformers and other electrical equipment which utilize fluid which may potentially contain PCBs
 - The use of hazardous materials/chemicals and petroleum products, and/or the generation, treatment, storage, or disposal of hazardous, regulated, or medical wastes
- A screening approach for the potential existence of:
 - Asbestos, including the identification of all suspect materials in accessible areas (interior and exterior). Friable
 materials are those which can be easily crumbled or pulverized by hand pressure.



This screening approach is not a comprehensive (i.e., AHERA-Style) asbestos survey, nor is it intended to fulfill the NESHAP requirements for demolition/renovation purposes, but is intended to identify the potential for an asbestos hazard in accessible areas. This screening is not intended to be used for demolition, abatement, renovation, or repair work.

The basis for "suspect" determination is taken from the materials listed in Appendix G of the EPA publication *Managing Asbestos in Place* (the "Green Book"). All materials listed in the Green Book which were installed prior to 1981 are considered suspect, with the exception of resilient floor tile, asbestos-cement board (transite), and roofing felt, which are considered suspect regardless of installation date (these materials continue to be manufactured and installed in the United States).

- Radon gas propensity, through the review of the USEPA's Map of Radon.
- Lead-based paint, using LeadCheckTM Swab colormetric on site tests for all residential properties constructed prior to 1978. The basis for this determination is taken from the Lead Paint Poisoning Act passed by the Congress of the United States which banned the use of lead paint starting January 1, 1978. Therefore, all paint applied prior to 1978 is considered suspect.
- Lead in water, based on information provided by the municipal water provider.
- Mold, including the identification of visible mold growth, conditions conducive for mold growth, and evidence of moisture in accessible areas of the Project. In addition, EMG interviewed Project personnel regarding any known or suspected mold contamination, water intrusion, or mildew like odor problems. Sampling was not performed as a part of this assessment. EMG notes that this assessment does not constitute a comprehensive mold survey of the Project, and the conclusions made are based solely on observable conditions in readily accessible interior areas of the Project on the assessment date.
- An evaluation of information contained in programs such as the NPL, CERCLIS, SHWS, RCRIS, SWF, LUST, and other governmental information systems within specific search distances of the Project. This evaluation was performed to identify any sites that would have the potential to impact the environmental integrity of the Project.
 - The regulatory agency report provided is based on an evaluation of the data collected and compiled by a contracted data research company. The report is based on a radius search which focuses on both the Project and neighboring sites that may impact the Project. Neighboring sites listed in governmental environmental records are identified within a specific search distance. The search distance varies depending upon the particular government record being checked. The search is designed to meet the requirements of the Lehman Scope of Work. The information provided is assumed to be correct and complete.
- Visual observation of the adjacent properties to identify high-risk neighbors and the potential for known or suspected contamination to migrate onto the Project.

3.1. DATA GAPS

Data gaps in information exist. However, because the data gaps were not determined to be material in identifying Recognized Environmental Conditions (RECs) they are not considered by ASTM standards to be *significant* and therefore, are not individually addressed in this report.





4. USER PROVIDED INFORMATION

User Provided Information		
User Engaged Environmental Cleanup Liens and Activity And Use Limitation (AUL) Review	The user did not engage EMG to review title and judicial records for environmental liens or Activity and Use Limitations (AULs) recorded against the Project. Furthermore, these documents were not provided to EMG for review. The lack of or inability to obtain this information represents a data gap. Based on the findings of this report, the absence of this information is not considered a significant data gap.	
Special ized Kno wledge	EMG submitted a User Questionnaire to the user to assist the user and EMG in gathering information from the user that may be material to identifying RECs. The User Questionnaire is provided in the appendices.	
	The user did not provide a response to the User Questionnaire and did not provide information regarding specialized knowledge or experience. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a <i>significant</i> data gap.	
Commonly Known or Reasonably Ascertainable Information	EMG submitted a User Questionnaire to the user to assist the user and EMG in gathering information from the user that may be material to identifying RECs. The User Questionnaire is provided in the appendices.	
	The user did not provide a response to the User Questionnaire and did not provide information regarding specialized knowledge or experience. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a significant data gap.	
Relationship of Purchase Price to Fair Market Value	EMG submitted a User Questionnaire to the user to assist the user and EMG in gathering information from the user that may be material to identifying RECs. The User Questionnaire is provided in the appendices.	
	The user did not provide a response to the User Questionnaire and did not provide information regarding the relationship of the purchase price to the fair market value. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a <i>significant</i> data gap.	
Degree of Obviousness Regarding Presence of Contamination	EMG submitted a User Questionnaire to the user to assist the user and EMG in gathering information from the user that may be material to identifying RECs. The User Questionnaire is provided in the appendices.	
	The userdid not provide a response to the User Questionnaire and did not provide information regarding specialized knowledge or experience. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a <i>significant</i> data gap.	
Reason for Assessment	The user informed EMG that the reason for the assessment is for financing purposes.	





5. HISTORICAL REVIEW

Based upon historical review, the Project was occupied by several residences since approximately the 1870s, prior to the development of the current Project improvements in 1955-1958, 1960 and 1980. The following historical resources were researched as part of the historical review:

Resource:	Available from:	Results:
Тах Мар	Jamestown Assessor	The Project is listed as 404.07-8-2 and 404.07-8-3.
Chain of Title	Chautauqua County Clerk	Review of available deed records did not identify any previous environmentally suspect ownership, easements, right of ways, or other environmental entries/restrictions associated with the Project.
Interviews	Ms. Karen Lanham, Facilities Manager	No environmentally significant information was identified through discussions with Ms. Lanham.
Local agency records	Jamestown Fire Department	EMG submitted a Request for Information (RFI) to this agency, and is awaiting a response. At the time this report was issued, the information was pending. EMG will forward any pertinent information identified; however, based upon the results of the assessment to date, it is not anticipated that the conclusions drawn would change upon receipt of this information.
	Jamestown Building Department	Access to building department files was not provided to EMG at the time of the visit. However, according to Mr. Larry Scalise, Jamestown Building Inspector, no information is on file at the building department for the site pertaining to above ground storage tanks (ASTs), underground storage tanks (USTs), or reported spills or hazardous material/petroleum product handling or storage.
		No environmentally significant information was identified on file for the Project.
	Jamestown Assessors Office	The information in the files indicated that the Project is zoned C1-Commercial. In addition, the files contained a historic Project sketch, historic tenant list and a list that contains the historic addresses of the Project parcels (including dates purchased and liber and page numbers). In addition, information indicated that the first residential buildings on the Project were constructed in the 1870s.
		No environmentally significant information was identified on file for the Project, except for:
		- A dry cleaner (Anderson Cleaners) is listed as a historic Project tenant located in the south-central portion of the strip mall.
Historical Sanborn Map dated: 1923	EDR	The northern portion of the Project is shown as containing several residential buildings. The remainder of the Project is not depicted on the map. Adjacent properties to the north of the Project shown as a mixture of residential and light industrial property types. No environmental concerns with the Project or adjacent property uses, except for:
		- A small machine shop (703 Foote Avenue) located adjacent to the east of the Project, across Foote Avenue.

Resource:	Available from:	Results:
Historical Sanborn Maps dated: 1930 &1949	EDR	The Project is shown as containing several residential buildings. Adjacent properties are shown as a residential and light industrial property types. No environmental concerns with the Project or adjacent property uses, except for: - The Weborg Brothers Spring Bed Company/Jamestown Mattress Company factory (701 Foote Avenue) located adjacent to the east of the Project, across Foote Avenue (same location as 1923 machine shop).
Historical Sanborn Map dated: 1981	EDR	The Project is shown as being developed with the current two Project buildings (strip mall and McDonald's restaurant). Adjacent properties are shown as a mixture of commercial and residential property types. The map indicates that the central portion of the strip mall on the Project was constructed between 1955 and 1958, the southern portion in 1960, and the northern portion of the strip mall and the McDonald's restaurant in 1980. No environmental concerns with the Project or adjacent property uses, except for the following: - A gasoline station (731 Foote Avenue) located adjacent to the east of the Project, across Foote Avenue. - A maintenance shop (automotive service garage) located adjacent to
Historical Topographic Map dated: 1905	EDR	the south of the Project. The Project is shown as being developed with several residential-sized buildings. Adjacent properties shown as being developed with several residential-sized buildings. No environmental concerns with the Project or adjacent property uses.
Historical Topographic Map dated: 1954 & 1979	EDR	The Project and adjacent properties are shown as tinted, indicating an area in which only landmark buildings are shown. No landmark buildings are shown on the Project or adjacent properties. No environmental concerns with the Project or adjacent property uses.
City Directories d ated: 1899-1900, 1905-1906, 1916, 1922, 1926, 1930, 1936, 1940, 1946 and 1950	Chautauqua County Historical Media Room	The historic Project addresses of 702, 706, 710, 710 ½, 712, 712 ½, 718, 734 and/or 738 Foote Avenue are listed. Occupants included residences. No environmentally significant occupants listed.
City Directories d ated: 1956, 1961, 1966, 1971 and 1976	Chautauqua County Historical Media Room	Various current and historic Project addresses are listed. Occupants included a gasoline service station on the northern portion of the Project, residences in the north central portion of the Project and several retail units (northern and southern portions of the Project) and residences (central portion of the Project). No environmentally significant occupants listed, except for: - Cole's Service/Pasco Plaza Station/Hogan Plaza Station (704 Foote Avenue), 1956-1971 - Anderson Cleaners/Triangle Cleaners (736 Foote Avenue), 1956-1976
City Directories d ated: 1981, 1986-1987, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998 and 1999	Chautauqua County Historical Media Room (1981 to 1986-1987) EDR (1989-1999)	The site addresses are listed. Occupants included several retailunits. No environmentally significant occupants listed.
Aerial Photograph dated: 1977	Chautauqua County Soil Survey	The Project is shown as improved with a commercial-sized building on the northern portion of the Project and the current southern portion of the strip mall building. Adjacent properties shown as a mixture of residential and commercial property types. No environmental concems with the Project or adjacent property uses, except for: - Based on historic city directories, the small commercial building located on the northern portion of the Project may be a gasoline station.

ENVIRONMENTAL

Resource:	Available from:	Results:
Aerial Photographs dated: 1994 & circa 2006	TerraServer (1994) Google Maps (2006)	The Project is shown as improved with the current Project buildings. Adjacent properties shown as a mixture of residential and commercial property types. No environmental concerns with the Project or adjacent property uses, except for the following: - A gasoline station located adjacent to the east of the Project, across Foote Avenue.
Previous Investigations and Assessments	N/A	None provided.
Plans and Specifications	Client website	Documents reviewed included tenant lists and a site plan. No environmental concerns noted on the documents.
Data Failure	N/A	EMG was not able to obtain standard historical sources which document the use of the Project back to first developed use, or back to 1940, whichever is earlier, or obtain the Project history in five year intervals. This data failure represents a data gap; however, this data gap is not considered a <i>significant</i> data gap and therefore is not addressed in Section 3.1.

The northern portion of the Project contained a gasoline service station (704 Foote Avenue - Cole's Service/Pasco Plaza Station/Hogan Plaza Station) from at least 1956 until at least 1977. No other information, including documentation of UST removal, pertaining to the gasoline station was identified during this assessment. The historic use of the northern portion of the Project as gasoline service station may have adversely impacted the environmental integrity of the Project.

The south-central portion of the Project's strip mall building contained a dry cleaner (Anderson Cleaners/Triangle Cleaners) from at least 1956 to at least 1976. No other information was identified pertaining to the former dry cleaner during this assessment. The historic dry cleaner on the Project may have adversely impacted the integrity of the Project.

The 1923, 1930 and 1949 Sanborn maps depict an adjacent property to the east, across Foote Avenue, as a machine shop and then a spring bed/mattress factory (701/703 Foote Avenue). This site was not identified in the environmental database report. Based on review of the USGS Topographic Map, this site is located topographically downgradient from the Project and estimated groundwater flow in the area of the site is to the east-northeast, away from the Project. Based on the absence of reported releases at this site, topographic relations, and estimated groundwater flow, this property is not anticipated to have adversely impacted the integrity of the Project.

The 1981 Sanborn map depicts a maintenance garage (automotive service garage) on the adjacent property to the south. This site was not identified in the environmental database report. Based on review of the USGS Topographic Map, this site is located topographically cross-gradient from the Project and estimated groundwater flow in the area of the site is to the east-northeast, parallel to the Project. Based on the absence of reported releases at this site, topographic relations, estimated groundwater flow and regulatory status, this property is not anticipated to have adversely impacted the integrity of the Project.

An adjacent property to the east (731 Foote Avenue) was identified as gasoline service station during the historical review. This site is discussed further in the regulatory database review (Section 9.0).



6. PROJECT RECONNAISSANCE

Property Summary		
Address:	704-744 Foote Avenue in Jamestown, Chautauqua, New York 14701	
On site Point of Contact (POC)	Ms. Karen Lanham, Facilities Manager	
Areas accessed:	Included all eight tenant units; all common areas; all exterior areas; including the roof, and the Project boundaries.	
Inaccessible areas:	None	
Weather conditions:	Cloudy, with temperatures in the low 30s (F) and light winds. In addition, there were approximately 24 inches of snow on the ground at the time of the assessment.	
Current Project use:	The Project is currently a retail shopping center and a restaurant (McDonald's).	
Land area:	Approximately 5.0 acres	
Construction/renovation date(s):	Constructed in 1955-1958 (central portion of strip mall), 1960 (southern portion of strip mall) and 1980 (northern portion of strip mall and McDonald's Restaurant).	
Improvements:	Project improvements consist of two one-story commercial structures, landscaping, and surface-level asphalt paved parking/drive areas.	
Water/sewer service:	The Project is serviced by public water and sanitary sewer systems.	
Mechanical/HVAC systems:	Electrically and natural gas powered water heaters.	
	Heat and air-conditioning are supplied to the Project from combination electrically operated and natural gas-fired units.	
	One natural gas-fired emergency electricity generator (located behind Quality Market). No environmental concerns noted.	
Topography	Source: Jamestown, New York Topographic Quadrangle, published by the United States Geological Survey (USGS) and dated 1976, photorevised 1980:	
	- Slope of the Project is to the east-northeast.	
	- Slope in the general area of the Project is to the northeast.	
	- The nearest surface water feature is an unnamed stream, which is located approximately 650 feet northeast of the Project.	
Wetlands	Review of the current National Wetlands Inventory (NWI) Map, published by the United States Fish and Wildlife Service, indicated the following:	
	- No wetland areas are indicated at the Project are adjacent properties.	
Floodplain	Review of the Flood Insurance Rate Map, published by the Federal Emergency Management Agency (FEMA) and dated 1992, indicated the following:	
	- The Project is located in Zone C, areas outside the 500-year flood plain with less than 0.2% annual probability of flooding. Annual Probability of Flooding of Less than one percent.	



Property Summary		
Soils/Geology	Review of the current Soil Survey of Chautauqua, New York published by the United States Department of Agriculture (USDA) Soil Conservation Service (SCS), indicated the following:	
	- The Project is located in an area comprised of silt loam soil type known as the Fremont silt loam (FmA) with estimated slopes between 0 to 3 percent.	
	- The Fremont silt loam soil series is considered to be a somewhat poorly drained, fine textured soil with a depth of at least 72 inches. General characteristics of the Fremont silt loam soil include moderate to moderately slow permeability and a very strong to moderately acid soil reaction. Depth to the seasonal high water table is 0.5 to 1.5 feet.	
	Review of the Geologic Map of New York, published by the U.S. Geological Survey, indicated the following:	
	- The Project is located within the Erie-Ontario physiographic province of New York, which consists of till materials. The Project is further located over the Upper Devonianaged Conneaut Group formation, a formation that consists of alternating gray, brown, greenish and purplish shakes and siltstones.	
Groundwater Hydrology	Review of the Water Resources Data Report for Western New York, published by the USGS and dated 2004, indicated the following:	
	- The area contains multiple aquifers that show a dramatic rise in groundwater levels in spring that decline though the summer and early fall with a smaller peak in groundwater levels in the fall.	
	- The Project is located within an unnamed and unconfined aquifer formation with estimated groundwater levels between 20 and 40 feet below ground surface (bgs).	
	Shallow groundwater flow is expected to follow the ground level slope of surface elevations towards the nearest open body of water or intermittent stream. The direction of this flow at the Project is anticipated to be toward the northeast.	
	Estimated groundwater levels may vary due to seasonal fluctuations in precipitation, local usage demands, geology, underground structures, or dewatering operations.	

Assessment component	Result:
Operational Activities/Noteworthy	No noteworthy tenants occupy the Project and no environmentally significant operations are conducted at the Project.
Tenants	No environmental concerns noted with the operational activities at the Project.
	Considering the operations assessed at the Project, no environmental permits, registrations, or notifications appear to be required.
Haz ardous Materials and Petroleum Products Storage/Handling	The Project is involved in the use of hazardous materials in the form of routine janitorial/maintenance supplies (all tenant units). No environmental concerns noted.
Waste Generation, Treatment, Storage, and Disposal	The Project generates non-hazardous solid and liquid wastes, including waste cooking grease generated by the on site restaurant (McDonald's) and the grocery store (Quality Market), which is stored in grease bins for disposal. No environmental concerns noted.
Polychlorinated Biphenyls (PCBs)	The Project is supplied with secondary electrical service from a utility owned pad-mounted transformer. No environmental concems noted.
	Two hydraulic scissor-type truck loading lifts are located at the Project's grocery store. PCB-containing hydraulic fluid has not been manufactured since 1977. Because the units were likely installed prior to 1978 (the USEPA banned the manufacturing of PCB-containing hydraulic fluid in 1976, and the manufacture of PCBs ceased in 1977), EMG is of the opinion that the lifts hydraulic fluid potentially contains PCBs. No environmental concerns noted.
	A hydraulic trash compactor is located at the Project's grocery store. Because the unit may have been installed prior to 1978, EMG is of the opinion that the hydraulic fluid potentially contains PCBs. No environmental concerns noted.



Assessment component	Result:
Asbestos-Containing Materials (ACM)	Suspect friable and non-friable ACM in the form of ceiling tile, cove base molding and mastic, drywall, dry wall joint compound, roofing materials and resilient flooring were identified. These materials were observed to be in good condition.
	In addition, an Asbestos Operations and Maintenance (O&M) Program, developed by ATC Associates in January 1998, is in use at the Project.
Radon Gas	Radon gas was not addressed due to the non-residential nature of the Project.
Lead-Based Paint (LBP)	LBP was not addressed due to the non-residential nature of the Project.
Lead-in-Drink ing Water	According to a representative of the local water utility, the water supplied to the Project is within federal, state, and local drinking water quality standards.
Facility Storage Tanks and Pipelines (above or belowground)	No evidence of underground storage tanks (USTs), aboveground storage tanks (ASTs), or pipelines (above or belowground) was identified. No environmental concerns noted.
Surface Areas	No evidence of spills or staining was observed in the areas of hazardous material/petroleum product or waste generation/pre-disposal storage. No environmental concerns noted with surface areas.
Mold	EMG did not note obvious visual indications of the presence of mold, conditions conducive to mold, or evidence of moisture in readily accessible interior areas of the Project buildings.



7. INTERVIEWS

Interviews		
Key Site Manager	A Pre-Survey Questionnaire was completed as a part of this assessment which is included in the Appendices (Section 10.). The Questionnaire was completed by Ms. Karen Lanham, the Key Site Manager. Information obtained from the Questionnaire has been used in the preparation of this report. Ms. Lanham indicated that she was not aware of any pending, threatened, or past litigation or administrative proceedings relevant to hazardous substances or petroleum products, or notices from any governmental entity regarding possible violation of environmental laws, or possible liability related to hazardous substances or petroleum products.	
Owner	EMG submitted an Owner Questionnaire to the user in an effort to identify the owner of the Project that could be interviewed to provide information regarding proceedings involving the Project. A completed Owner Questionnaire was not returned to EMG. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a significant data gap.	
User	EMG submitted a User Questionnaire in an effort to obtain information regarding proceedings involving the Project. A completed User Questionnaire was not returned to EMG. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a significant data gap.	
Occupants	No occupants of the Project were available or would agree to an interview. The lack of or inability to obtain this information represents a data gap. However, based on the findings of this report, the absence of this information is not considered a <i>significant</i> data gap.	
Past Owners, Operators, and Occupants	No past owners, operators, or occupants of the Project who would likely have material information regarding the potential for contamination at the Project were identified.	
Owners or Occup ants of Adjacent or Nearby Properties	The Project was not an abandoned property with evidence of unauthorized uses or uncontrolled access; therefore, interviews were not conducted with adjacent or nearby property owners or occupants.	
Others	No other individuals were interviewed as part of this assessment.	

8. ADJACENT PROPERTIES

The following properties were observed:

Direction	Use(s)
North	The Project is bordered to the north, across Cole Avenue, by an orthodontist's office (660 Foote Avenue). Farther north are more commercial properties.
East	The Project is bordered to the east, across Foote Avenue, by Burger King (651 Foote Avenue), Pizza Hut (717 Foote Avenue), Mobil gasoline service station (731 Foote Avenue) and M&T Bank (737 Foote Avenue). Farther east are residential properties.
South	The Project is bordered to the south by a strip mall which shares a common wall with the Project strip mall. Occupants of this southerly adjacent strip mall include many retail tenants but do not currently include any notable tenants or tenants of concern (such as a dry cleaner). Farther south are commercial properties.
West	The Project is bordered to the west by residential properties and vacant lots. Farther west are residential properties.

The adjacent property use to the east (Mobil gasoline station-731 Foote Avenue) was identified on the RCRA-SQG, UST and Hist UST databases. This site was also identified as a gasoline station in the 1981 Sanborn map. In addition, although not currently present, the strip mall to the south of the Project formerly contained a dry cleaner (Whirley Dry Cleaners) at 750 Foote Avenue. This former dry cleaner is listed as a RCRA-SQG and NY Manifests facility. Also, based on the historical city directories, the easterly adjacent Pizza Hut restaurant (717 Foote Avenue) was occupied by a gasoline service station from at least 1961 to 1976. This site was identified in the environmental database report as a NY Spills facility. More information regarding these sites is included in the Regulatory Review discussion (Section 9.).

Based on observations and available regulatory information, the remaining adjacent property uses are not anticipated to adversely impact the environmental integrity of the Project.

9. REGULATORY DATABASE REVIEW

EMG obtained a regulatory database report from Environmental Data Resources, Inc. (EDR) in an effort to determine if the Project is a listed regulatory site and whether there are any mappable regulatory database sites; the regulatory database search was run in accordance with the scope of work for this assessment. In addition, EMG reviewed the unmappable sites in the database report, cross-referencing addresses and site names. Unmappable sites are environmental risk sites that cannot be plotted with confidence, but can be located by zip code or city name. In general, a site cannot be geocoded because of inaccurate or missing location information in the record provided by the agency. A copy of the Regulatory Database Report is included in the Appendices, Section 10.

Based on review of the regulatory database report, and by cross-referencing name, address, and zip code, EMG concludes that a Project tenant, Quality Markets, is listed on the NY Spills database. According to the facility summary, a leak of approximately 10 gallons of diesel occurred at the Project on March 21, 2005 from a delivery truck. The spill occurred behind the Quality Markets tenant unit and was reported to measure approximately 20 x 10 feet and extended into the nearby drainage ditch. The spill was reportedly cleaned up with speedy dry and absorbent pads. The spill has been classified as closed by the NYSDEC. Based on the relatively small scale and closed status of the spill, no further action or investigation is recommended. The spill is considered a historic REC.

The search for sites listed on regulatory databases in the area surrounding the Project identified various sites within the specified search radii.

The following is a discussion of the adjacent/abutting listed sites, as well as other off site facilities which have the potential to have negatively impacted the environmental integrity of the Project:

DANIELSON OIL/SOUTH SIDE MOBIL

731 Foote Avenue

Distance: Adjacent, across Foote Avenue

Direction: East

Databases listed on: RCRA-SQG, UST and Hist UST

Based on review of the USGS Topographic Map, this site is located topographically downgradient from the Project and estimated groundwater flow in the area of the site is to the northeast, away from the Project. The RCRA-Generator database is a listing of facilities that, due to the amount of hazardous waste generated, are required to register with the USEPA for tracking purposes and are not necessarily sites with reported release incidents. This site is not reported as being non-compliant with the requirements of the RCRA regulations. Information in the UST and Hist UST database indicates that the facility contains several USTs and is an active gasoline retail sales facility. The UST database is a listing of facilities that are required to register their USTs for tracking purposes and are not necessarily sites with reported release incidents. Furthermore, this UST site is not identified on any database which reports spills or releases, such as the LTANKS or Hist LTANKS database. Considering the absence of reported releases, the current regulatory status, and the dow gradient location of this site from the Project, this site is not anticipated to have adversely impacted the environmental integrity of the Project.



PIZZA HUT-JAMESTOWN

717 Foote Avenue

Distance: Adjacent, across Foote Avenue

Direction: East

Databases listed on: NY Spills

Based on review of the USGS Topographic Map, this site is located topographically downgradient from the Project and estimated groundwater flow in the area of the site is to the northeast, away from the Project. Information in the NY Spills database reports that a Phase I ESA for the facility conducted in February 2005 indicated that the facility was once a gasoline station. A subsequent geophysical survey and subsurface investigation did not identify any orphan USTs and did not identify impacts in the soil above NYSDEC standards. Groundwater impacts were identified above NYSDEC standards, but reportedly only slightly above. Therefore, the NYSDEC classified the spill as inactive and required no further action. Based on the downgradient location of the facility from the Project and the inactive status of the reported spill, the Pizza Hut site is not anticipated to have adversely impacted the environmental integrity of the Project.

WHIRLEY DRY CLEANERS 750 Foote Avenue Distance: Adjacent Direction: South

Databases listed on: RCRA-SQG and NY Manifests

Based on review of the USGS Topographic Map, this site is located topographically crossgradient from the Project and estimated groundwater flow in the area of the site is to the northeast, parallel to the Project. This site, formerly an occupant of the adjacent strip mall, is listed as a RCRA-SQG. NY Manifest information indicates that this facility generated waste halogenated solvents from 1990 to 1993. The RCRA-Generator database is a listing of facilities that, due to the amount of hazardous waste generated, are required to register with the USEPA for tracking purposes and are not necessarily sites with reported release incidents. This site is not reported as being non-compliant with the requirements of the RCRA regulations. Furthermore, this site is not identified on any database which reports spills or releases. Considering the absence of reported releases, topographic relations, and estimated groundwater flow, this site is not anticipated to have adversely impacted the environmental integrity of the Project.

The remaining off site listed properties are not anticipated to have adversely impacted the environmental integrity of the Project based on various factors such as distance, topographic relations, estimated groundwater flow, and/or regulatory status.

10. APPENDICES

APPENDIX A: Photographic Documentation

APPENDIX B: Field Sketch

APPENDIX C: Maps and Aerial Photographs

APPENDIX D: Records of Communication and Questionnaires

APPENDIX E: Regulatory Database Report

APPENDIX F: Supporting Documentation



APPENDIX A: PHOTOGRAPHIC DOCUMENTATION





Photo Front elevation-south, facing west #1:



Photo Right side elevation, facing southeast #3:



Photo Rear elevation, facing south-southeast #5:



Photo Front elevation-north, facing west #2:



Photo Rear elevation, facing east #4:



Photo Rear and left elevation, facing north #6:





Photo Roof #7:



Photo Quality Market interior

#11:



Photo Roof #8:



Photo Quality Market utility area #10:



Photo Grease trap in Quality Market #12:





Photo Hydraulic lift (one of two) #13:



Photo Pad-mounted transformer #15:



Photo Dumpster #17:



Photo Hydraulic lifts (one covered by snow) #14:



Photo Trash compactor at rear of Quality Market #16:



Photo Meters #18:



Photo Grease bin at rear of Quality Market #19:



Photo Natural gas generator behind Quality Market #20:



Photo Adjacent property to the north, across Cole #21: Avenue



Photo Adjacent property to the east (north), across #22: Foote Avenue



Photo Adjacent property to east (center), across #23: Foote Avenue



Photo Adjacent property to east (south), across #24: Foote Avenue





Photo Adjacent property to the south #25:



Photo Adjacent property to west (south) #26:



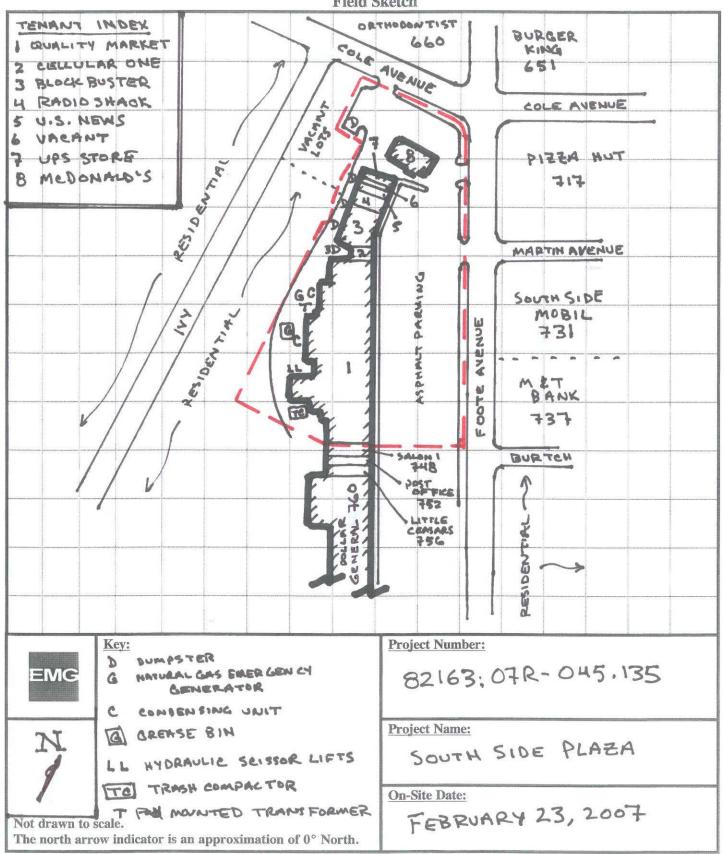
Photo Adjacent property to west (north) #27:



APPENDIX B: FIELD SKETCH



Field Sketch

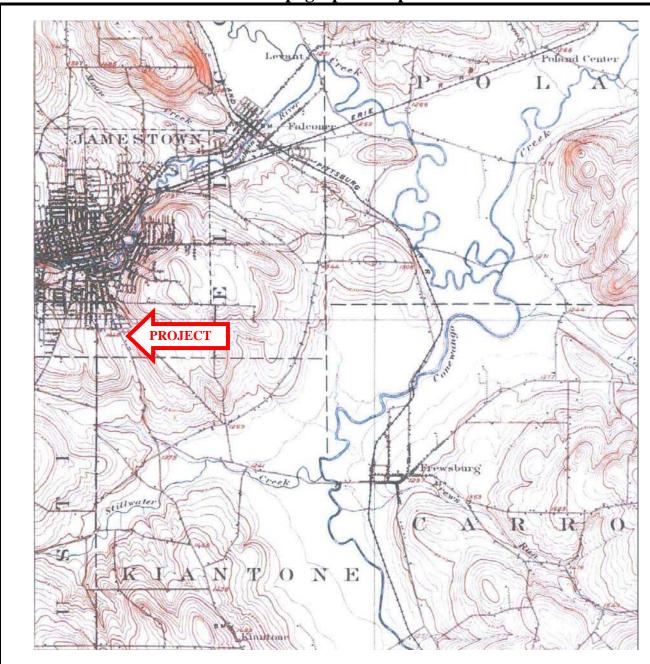




APPENDIX C: MAPS AND AERIAL PHOTOGRAPHS



Topographic Map





Source:

Environmental Data Resources, Inc. Jamestown, New York

Date: 1905

Project Number:

82163.07R-045.135



Project Name:

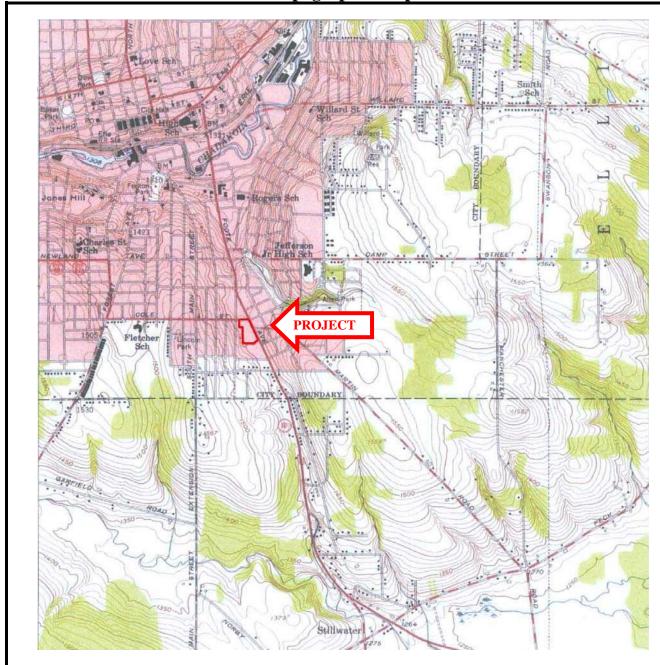
Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.

Topographic Map





Source:

Environmental Data Resources, Inc. Jamestown, New York

Date: 1954



82163.07R-045.135



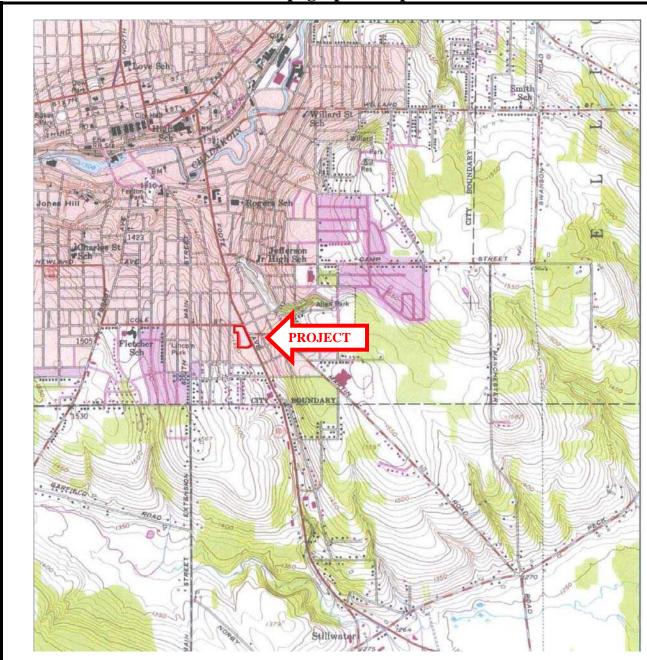
Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.

Topographic Map





Source:

Environmental Data Resources, Inc. Jamestown, New York

Date: 1954; Photorevised: 1979

Project Number:

82163.07R-045.135



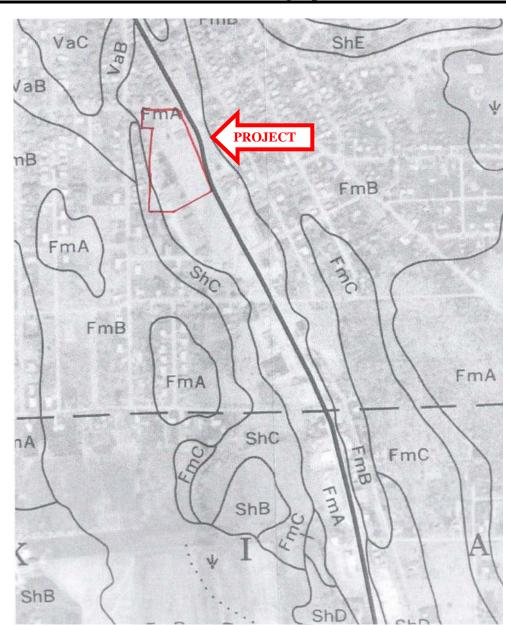
Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.

Aerial Photograph





Source:

Chautauqua County SWCD Date: 1977

Project Number:

82163.07R-045.135

Project Name: Southside Plaza

On-Site Date:

The north arrow indicator is an approximation of 0° North.

February 23, 2007

Aerial Photograph



EMG

Source:

USGS Microsoft Terraserver

Date: 1994

Project Number:

82163.07R-045.135

Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.

Aerial Photograph





Source:

Google Earth Date: 2006

Project Number:

82163.07R-045.135



Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.



82163.07R-045.135

APPENDIX D: RECORDS OF COMMUNICATION AND QUESTIONNAIRES



RECORD OF COMMUNICATION

Date:	2-23-07	Time:	11 a.m.
Project Number:	82163.07R-045.135	Recorded by:	GPL
Project Name	Southside Plaza	_	

Communication with: Mr. Larry Scalise, Building Inspector

of: Jamestown Building Department

Phone: (716) 483-7541

Communication via:

X Telephone Conversation

Discussions During Site Assessment

X Office Visitation/Meeting at: Village of Jamestown, Department of Public Works Other:

Re:

Permits/plans

Summary of Communication:

Access to building department files was not provided to EMG at the time of the visit. However, according to Mr. Larry Scalise, Jamestown Building Inspector, no information is on file at the building department for the site pertaining to above ground storage tanks (ASTS), underground storage tanks (USTs), or reported spills or hazardous material/petroleum product handling or storage.

No environmentally significant information was identified on file for the Project.



RECORD	O F	COMMUNICATION	

 Date:
 2-23-07
 Time:
 11:30 a.m.

 Project Number:
 82163.07R-045.135
 Recorded by:
 GPL

Project Name: Southside Plaza

Communication with: Clerk

of: Jamestown Assessors Office

Phone: (716) 483-7510

Communication via:

Telephone Conversation

Discussions During Site Assessment

X Office Visitation/Meeting at: Town of Jamestown Assessors Office

Other:

Re:

Assessor cards/plans

Summary of Communication:

Reviewed assessor files.

2-23-07	Time:	9:00 a.m.	
82163.07R-045.135	Recorded by:		

RECORD OF COMMUNICATION

Communication with: Ms. Karen Lanham

Southside Plaza

of: Facility Manager of Southside Plaza

Phone: (716) 604.9590

Communication via:

Project Number: Project Name:

Telephone Conversation

X Discussions During Site Assessment Office Visitation/Meeting at:

Other:

Re:

Date:

Property info

Summary of Communication:

Ms. Lanham escorted me on site and filled out the PSQ.

RECORD OF COMMUNICATION

Date: 2-20-07 Time: 8:00pm
Project Number: 82163.07R-045.135 Recorded by: GPL

Project Number: 82163.07R-045.135 Recorded by: GP
Project Name: Southside Plaza

Communication with: FOIA clerk

of: Jamestown Fire Department

Phone: (716) 483-7597

Communication via:

Telephone Conversation

Discussions During Site Assessment

Office Visitation/Meeting at:

X Other: Sent FOIA Request

Re:

USTs, hazardous materials, spills

Summary of Communication:

Submitted FOIA request.



KEY SITE MANAGER PRE-SURVEY QUESTIONNAIRE

Name of person completing questionnaire: Karen Lanham

Association with property: Facilities Manager

Length of association with property: Approx. 6 months

Date: February 23, 2007

Phone Number: 716.604.9590

Property Name: Southside Plaza

EMG Project Number: 82163.07R-045.135

Directions: Please answer all questions to the best of your knowledge and in good faith. Mark the column corresponding to the appropriate response. Additional details necessary to explain any yes or unknown responses should be provided in the "Comments" column. Note: *U/NR* indicates "*Unknown*" or "No Response".

	QUESTION	I	RESPC	NSE	COMMENTS
		Y	N	U/NR	
1A.	Is the Project used for an industrial use?		X		
1B.	Are any adjoining properties used for an industrial use?		X		
2A.	To the best of your knowledge, has the Project been used for an industrial use in the past?		X		
2B.	To the best of your knowledge, has any adjoining properties been used for an industrial use in the past?		X		
3A.	Is the Project used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?		X		
3В.	Is any adjoining property used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?			X	
4A.	To the best of your knowledge, has the Project been used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?			X	
4B.	To the best of your knowledge, has any adjoining property been used as a gasoline station, motor repair facility, commercial printing facility, dry cleaners, photo developing laboratory, junkyard or landfill, or as a waste treatment, storage, disposal, processing, or recycling facility?			X	
5A.	Are there currently any automotive or industrial batteries, pesticides, paints, or other chemicals in individual containers of greater than five gallons in volume or fifty gallons in the aggregate, stored on or used at the Project?		X		



	QUESTION	1	RESPO	ONSE	COMMENTS
		Y	N	U/NR	
5B.	To the best of your knowledge, have there been previously any automotive or industrial batteries, pesticides, paints, or other chemicals in individual containers of greater than five gallons in volume or fifty gallons in the aggregate, stored on or used at the Project?		X		
6A.	Are there currently any industrial drums (typically 55-gallon) or sacks of chemicals located on the Project?		X		
6B.	To the best of your knowledge, have there been previously any industrial drums (typically 55-gallon) or sacks of chemicals located on the Project?		X		
7A.	Are there currently any groundwater monitoring wells or other groundwater wells (i.e., potable drinking water wells) located on the Project?		X		
7B.	To the best of your knowledge, have there been previously any groundwater monitoring wells or other groundwater wells (i.e., potable drinking water wells) located on the Project?		X		
8A.	Has fill dirt been brought onto the Project which originated from a contaminated site?		X		
8B.	Has fill dirt been brought onto the Project which is of an unknown origin?		X		
9A.	Are there currently any pits, ponds or lagoons located on the Project in connection with waste treatment or waste disposal?		X		
9B.	To the best of your knowledge, have there been previously any pits, ponds or lagoons located on the Project in connection with waste treatment or waste disposal?		X		
10A.	Is there currently, any stained soil on the Project?		X		
10B.	To the best of your knowledge, has there been previously any stained soil on the Project?		X		
11A.	Are there currently any registered or unregistered storage tanks (above or underground) located on the Project?		X		
11B.	To the best of your knowledge, have there been previously any registered or unregistered storage tanks (above or underground) located on the Project?		X		
12A.	Are there currently any vent pipes, fill pipes or access ways indicating a fill pipe protruding from the ground on the Project or adjacent to any structure located on the Project?		X		
12B.	To the best of your knowledge, have there been previously any vent pipes, fill pipes or access ways indicating a fill pipe protruding from the ground on the Project or adjacent to any structure located on the Project?		X		
13A.	Are there currently any flooring, drains, or walls located at the Project that are stained by substances other than water or are emitting foul odors?		X		



	QUESTION]	RESPO	ONSE	COMMENTS
		Y	N	U/NR	
13B.	To the best of your knowledge, have there been previously any flooring, drains, or walls located at the Project that are stained by substances other than water or are emitting foul odors?		X		
14A.	If the Project is served by a private well or non-public water system, have contaminants been identified in the well or system that exceed guidelines applicable to the water system?		X		
14B.	If the Project is served by a private well or non-public water system, has the well been designated as contaminated by any government environmental/health agency?		X		
15A.	Have you been informed of the past existence of hazardous substances or petroleum products with respect to the Project or any facility located on the Project?		X		
15B.	Have you been informed of the current existence of hazardous substances or petroleum products with respect to the Project or any facility located on the Project?		X		
16A.	Are there any environmental liens or governmental notification relating to past or current violations of environmental laws with respect to the Project or any facility located on the Project?		X		
16B.	Have you been informed of the past existence of environmental violations with respect to the Project or any facility located on the Project?		X		
16C.	Are you aware of any pending, threatened, or past litigation relevant to hazardous substances of petroleum products in, on or from the property?		X		
16D.	Are you aware of any pending, threatened, or past administrative proceedings relevant to hazardous substances or petroleum products in, on or from the property?		X		
16E.	Are you aware of any notices from any governmental entity regarding any possible violation or environmental laws or possible liability relating to hazardous substances or petroleum products?		X		
17.	Have there been any environmental site assessments of the Project that indicated the presence of hazardous substances or petroleum products on, or contamination of, the Project or recommended further assessment of the Project?		X		
18.	Does the Project discharge waste water on or adjacent to the project, other than storm water, into a storm water sewer system?		X		
19.	Does the Project discharge waste water on or adjacent to the project, other than storm water, or into a sanitary system?		X		
20.	Have any hazardous substances or petroleum products, unidentified waste materials, tires, automotive or industrial batteries or any other waste materials been dumped above grade, buried and/or burned on the Project?		X		
21.	Is there a transformer, capacitor or any hydraulic equipment for which there are any records indicating the presence of PCBs?		X		



	QUESTION]	RESPO	ONSE	COMMENTS
		Y	N	U/NR	
22.	Is there now or has there ever been any asbestos-containing materials (ACM), in any application, on the Project?			X	
23.	Has there ever been any ACM testing conducted on the Project?			X	
24.	Is there an asbestos Operations and Maintenance (O&M) program in place at the Project?		X		
25.	Is there now or has there ever been any lead-based paint (LBP) applications on the Project?			X	
26.	Has there ever been LBP testing conducted on the Project?			X	
27.	Is there a Lead Paint Operations and Maintenance (O&M) Program in place at the Project?		X		
28.	Has the water at the Project ever been tested for lead?			X	
29.	Has Radon testing ever been conducted at the Project?			X	
30.	Are there any other Operations and Maintenance (O&M) programs in place that we should be made aware of?		X		
31.	Is the Project or any portion of the Project located or involved in any environmentally sensitive areas (i.e., wetlands, coastal barrier resource areas, coastal barrier improvement act areas, flood plains, endangered species, etc.)?		X		
32.	Do you know or suspect that mold was or is present in the building(s) or HVAC system?		X		
	- If "Yes", proceed to question #33.				
	- If "No", skip question #33 and proceed to question #34.				
33.	Are there reliable procedures that specify the actions (i.e. operations and maintenance) to be taken to prevent and/or respond to mold or mold producing problems?				
34.	Is there a mold Operations and Maintenance (O&M) program in place at the Project?		X		
35.	Is the HVAC system inspected at least annually?			X	Tenants responsibility
36.	Have identified HVAC problems been corrected in a timely manner?				
37.	Is there now, or has there ever been evidence of mold or mildew present at the building(s)?			X	
	If so, when?				
38.	Is there now, or has there ever been any water damage in the building(s), whether from flooding, plumbing, roof leaks, or other sources?			X	
	If so, when?				
39.	Has there ever been any sort of Indoor Air Quality (IAQ) or mold testing conducted in the building(s)?			X	





82163.07R-045.135

Quest	TION	F	RESPC	NSE	COMMENTS
		Y	N	U/NR	
Summarize historical Project use (when was the Project developed with the current improvements, what modifications have taken place, what was the Project used for prior to it's current use)	Retail Shopping Center				





82163.07R-045.135

APPENDIX E: REGULATORY DATABASE REPORT





The EDR Radius Map Report with GeoCheck®

Prepared for EMG

Project #: 045

Southside Plaza 708-744 Foote Avenue Jamestown, NY 14701

Inquiry Number: 1858320.2s

February 16, 2007

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050 Fax: 1-800-231-6802 Internet: www.edrnet.com

TABLE OF CONTENTS

SECTION	PAGE
Executive Summary	ES1
Overview Map.	2
Detail Map.	3
Map Summary.	4
Map Findings.	6
Orphan Summary.	
Government Records Searched/Data Currency Tracking	GR-1
GEOCHECK ADDENDUM	
Physical Setting Source Addendum	A-1
Physical Setting Source Summary	A-2
Physical Setting Source Map	A-7
Physical Setting Source Map Findings	A-8
Physical Setting Source Records Searched	A-11
Orphan Details	OD-1

Thank you for your business.
Please contact EDR at 1-800-352-0050
with any questions or comments.

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A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-05) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

TARGET PROPERTY INFORMATION

ADDRESS

708-744 FOOTE AVENUE JAMESTOWN, NY 14701

COORDINATES

Latitude (North): 42.081000 - 42° 4' 51.6" Longitude (West): 79.229200 - 79° 13' 45.1"

Universal Tranverse Mercator: Zone 17 UTM X (Meters): 646473.8 UTM Y (Meters): 4660073.0

USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

42079-A2 JAMESTOWN, NY Target Property Map:

Most Recent Revision: 1980

TARGET PROPERTY SEARCH RESULTS

The target property was identified in the following records. For more information on this property see page 6 of the attached EDR Radius Map report:

Site Database(s) EPA ID **QUALITY MARKETS #661** NY Spills N/A

738 FOOTE AVE JAMESTOWN, NY

Date Closed: 03/31/05

DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

FEDERAL RECORDS

NPL...... National Priority List

Proposed NPL..... Proposed National Priority List Sites Delisted NPL...... National Priority List Deletions NPL RECOVERY..... Federal Superfund Liens

CERCLIS...... Comprehensive Environmental Response, Compensation, and Liability Information

System

CERC-NFRAP..... CERCLIS No Further Remedial Action Planned

CORRACTS...... Corrective Action Report

ERNS..... Emergency Response Notification System

Hazardous Materials Information Reporting System

US ENG CONTROLS Engineering Controls Sites List
US INST CONTROL Sites with Institutional Controls
DOD Department of Defense Sites
FUDS Formerly Used Defense Sites
US BROWNFIELDS A Listing of Brownfields Sites

CONSENT...... Superfund (CERCLA) Consent Decrees

ROD Records Of Decision

UMTRA...... Uranium Mill Tailings Sites
ODI...... Open Dump Inventory

TRIS...... Toxic Chemical Release Inventory System

TSCA..... Toxic Substances Control Act

Rodenticide Act)/TSCA (Toxic Substances Control Act)

SSTS..... Section 7 Tracking Systems

MINES..... Mines Master Index File

FINDS........ Facility Index System/Facility Registry System
RAATS....... RCRA Administrative Action Tracking System

STATE AND LOCAL RECORDS

DEL SHWS..... Delisted Registry Sites

SWF/LF..... Facility Register

SWRCY...... Registered Recycling Facility List

SWTIRE...... Registered Waste Tire Storage & Facility List

CBS UST...... Chemical Bulk Storage Database

MOSF UST...... Major Oil Storage Facilities Database

AST..... Petroleum Bulk Storage

CBS AST..... Chemical Bulk Storage Database

HIST AST..... Historical Petroleum Bulk Storage Database

MOSF AST..... Major Oil Storage Facilities Database

NY Hist Spills..... SPILLS Database

 ENG CONTROLS
 Registry of Engineering Controls

 INST CONTROL
 Registry of Institutional Controls

 VCP
 Voluntary Cleanup Agreements

 DRYCLEANERS
 Registered Drycleaners

BROWNFIELDS....... Brownfields Site List

SPDES...... State Pollutant Discharge Elimination System

AIRS______ Air Emissions Data

TRIBAL RECORDS

INDIAN RESERV...... Indian Reservations

INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land INDIAN UST..... Underground Storage Tanks on Indian Land

EDR PROPRIETARY RECORDS

Manufactured Gas Plants ... EDR Proprietary Manufactured Gas Plants

SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified in the following databases.

Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in bold italics are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

FEDERAL RECORDS

RCRAInfo: RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. RCRAInfo replaces the data recording and reporting abilities of the Resource Conservation and Recovery Information System(RCRIS). The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month. Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month Large quantity generators generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month. Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

A review of the RCRA-SQG list, as provided by EDR, and dated 06/13/2006 has revealed that there are 2 RCRA-SQG sites within approximately 0.125 miles of the target property.

Site	Address	Dist / Dir	Map ID	Page
DANIELSON OIL	731 FOOTE AVE	0 - 1/8 SE	A4	11
WHIRLEY DRY CLEANERS	750 FOOTE AVE	0 - 1/8 SSE	6	23

STATE AND LOCAL RECORDS

LTANKS: Leaking Storage Tank Incident Reports. These records contain an inventory of reported leaking storage tank incidents reported from 4/1/86 through the most recent update. They can be either leaking underground storage tanks or leaking aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills

A review of the LTANKS list, as provided by EDR, and dated 09/14/2006 has revealed that there are 2 LTANKS sites within approximately 0.5 miles of the target property.

Site	Address	Dist / Dir	Map ID	Page
ROBO CAR WASH	MARION / FOOTE AVENUE	0 - 1/8 WNW	A2	7
Date Closed: 05/22/90				

Site	Address	Dist / Dir	Map ID	Page
TANKS ON SFETKO PROPERTY	839-863 FOOTE AVENUE	1/4 - 1/2 SSE	11	45
Date Closed: 02/04/97				

HIST LTANKS: A listing of leaking underground and aboveground storage tanks. The causes of the incidents are tank test failures, tank failures or tank overfills. In 2002, the Department of Environmental Conservation stopped providing updates to its original Spills Information Database. This database includes fields that are no longer available from the NYDEC as of January 1, 2002. Current information may be found in the NY LTANKS database.

A review of the HIST LTANKS list, as provided by EDR, and dated 01/01/2002 has revealed that there are 2 HIST LTANKS sites within approximately 0.5 miles of the target property.

Site	Address	Dist / Dir	Map ID	Page
ROBO CAR WASH	MARION / FOOTE AVENUE	0 - 1/8 WNW	A2	7
TANKS ON SFETKO PROPERTY	839-863 FOOTE AVENUE	1/4 - 1/2 SSE	11	45

UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the UST list, as provided by EDR, and dated 09/14/2006 has revealed that there is 1 UST site within approximately 0.125 miles of the target property.

Site	<u>Address</u>	Dist / Dir	Map ID	Page
SOUTH SIDE MOBIL	731 FOOTE AVE	0 - 1/8 SE	A5	11

HIST UST: The Underground Storage Tank database contains registered USTs. USTs are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA). The data come from the Department of Environmental Conservation's Petroleum Bulk Storage (PBS) Database

A review of the HIST UST list, as provided by EDR, and dated 01/01/2002 has revealed that there are 2 HIST UST sites within approximately 0.125 miles of the target property.

Site	Address	Dist / Dir			
SOUTH SIDE MOBIL	731 FOOTE AVE	0 - 1/8 SE	A5	11	
HANSON BRD JAMESTOWN	25 ELAM ST	0 - 1/8 ENE	7	37	

MANIFEST: Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

A review of the NY MANIFEST list, as provided by EDR, and dated 10/26/2006 has revealed that there is 1 NY MANIFEST site within approximately 0.25 miles of the target property.

Site	Address	Dist / Dir	Map ID	Page
WHIRLEY DRY CLEANERS	750 FOOTE AVE	0 - 1/8 SSE	6	23

SPILLS: Data collected on spills reported to NYSDEC. is required by one or more of the following: Article 12 of the Navigation Law, 6 NYCRR Section 613.8 (from PBS regs), or 6 NYCRR Section 595.2 (from CBS regs). It includes spills active as of April 1, 1986, as well as spills occurring since this date.

A review of the NY Spills list, as provided by EDR, and dated 09/14/2006 has revealed that there are 4 NY Spills sites within approximately 0.5 miles of the target property.

Site	Address	Dist / Dir Ma	p ID Page
PIZZA HUT - JAMESTOWN Date Closed: 02/22/05	717 FOOTE AVENUE	0 - 1/8 N A3	10
TIM WARDEN-WASTE OIL Date Closed: 08/09/93	110 HOWARD STREET	1/8 - 1/4 WSW B8	41
TIMOTHY WARDEN DUMPING Date Closed: 11/03/93	110 HOWARD STREET	1/8 - 1/4 WSW B9	42
LOUIS RACITANO RESIDENCE Date Closed: 08/05/97	48 LINWOOD AVENUE	1/4 - 1/2 N 10	43

Due to poor or inadequate address information, the following sites were not mapped:

Site Name

NYSDOT BIN 1091971&2
NYSDOT BIN 1027770
NYSDOT BIN 3323570
NYSDOT BIN 1091960
SOUTHSIDE TRUE VALUE
TRI-JAMES
WESTFIELD LANDFILL
LILY DALE RURAL T.S.
VILLENOVA RURAL T.S.
M&D RECYCLING; INC.
ALLEN STREET SPOIL AREA
CHADAKOIN PARK C & D
NYSDOT BIN 1027790
KWIK FILL #M70

UNION CONCRETE COMPANY

Database(s)

RCRA-SQG, FINDS, NY MANIFEST RCRA-SQG, FINDS, NY MANIFEST RCRA-SQG, FINDS, NY MANIFEST RCRA-SQG, FINDS, NY MANIFEST NY MANIFEST

NY MANIFEST CERCLIS, FINDS

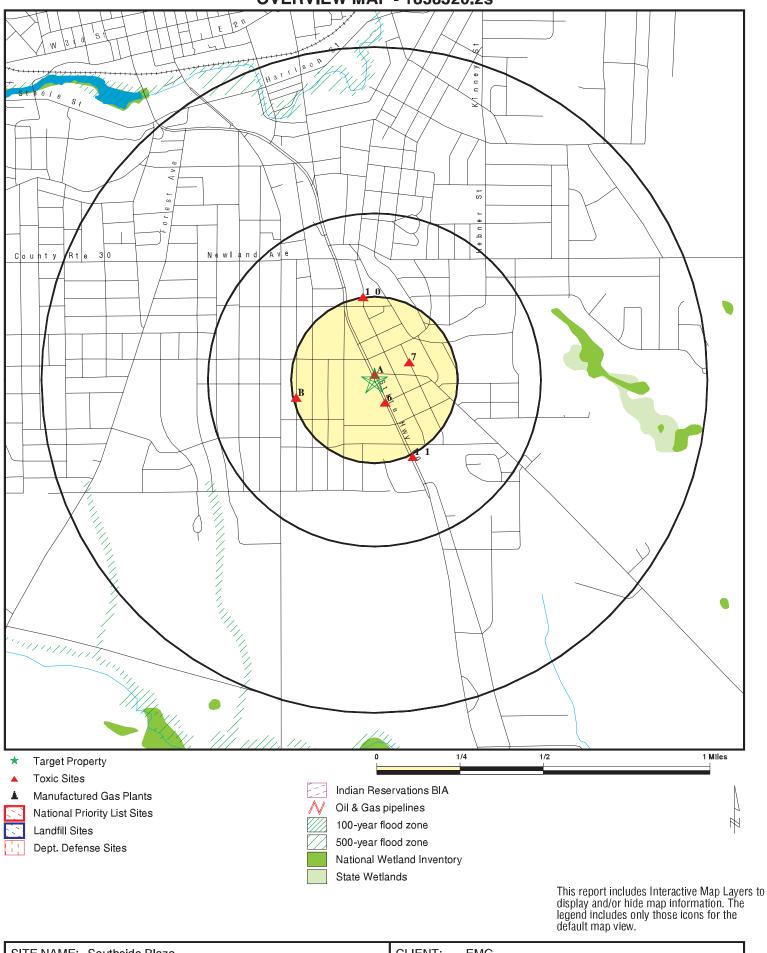
SWF/LF SWF/LF SWF/LF

SWF/LF, SWRCY

SWF/LF SWF/LF RCRA-LQG

NY Spills, NY Hist Spills NY Spills, NY Hist Spills

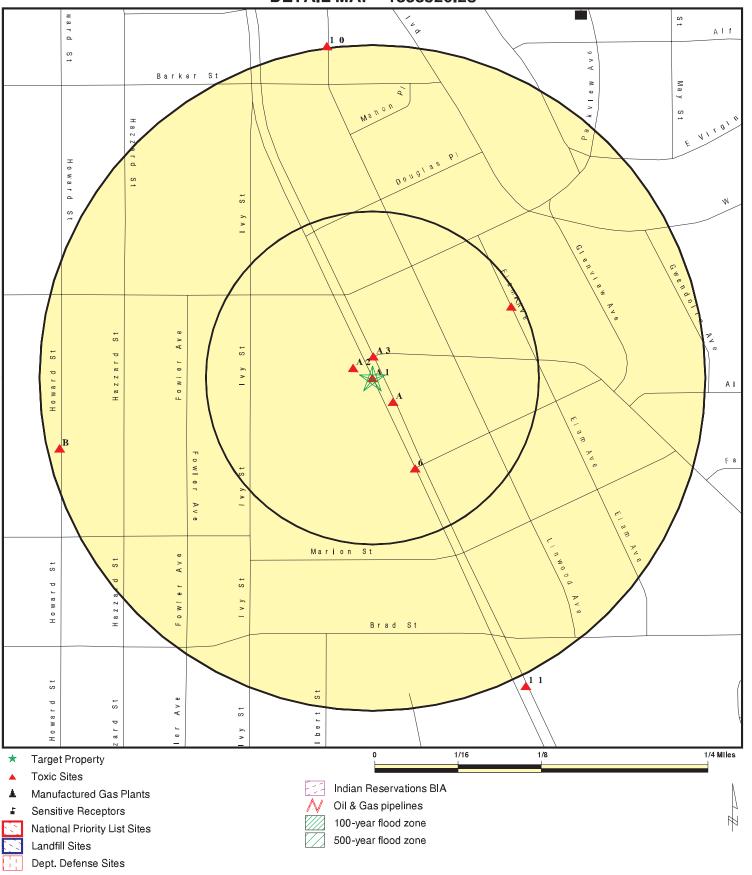
OVERVIEW MAP - 1858320.2s



SITE NAME: Southside Plaza
ADDRESS: 708-744 Foote Avenue
Jamestown NY 14701
LAT/LONG: 42.0810 / 79.2292

CLIENT: EMG
CONTACT: Robyn Kennedy
INQUIRY #: 1858320.2s
DATE: February 16, 2007 9:35 am

DETAIL MAP - 1858320.2s



This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Southside Plaza
ADDRESS: 708-744 Foote Avenue
Jamestown NY 14701
LAT/LONG: 42.0810 / 79.2292

CLIENT: EMG
CONTACT: Robyn Kennedy
INQUIRY #: 1858320.2s
DATE: February 16, 2007 9:35 am

MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
FEDERAL RECORDS								
NPL Proposed NPL Delisted NPL NPL RECOVERY CERCLIS CERC-NFRAP CORRACTS RCRA TSD RCRA Lg. Quan. Gen. RCRA Sm. Quan. Gen. ERNS HMIRS US ENG CONTROLS US INST CONTROL DOD FUDS US BROWNFIELDS CONSENT ROD UMTRA ODI TRIS TSCA FTTS SSTS ICIS LUCIS RADINFO CDL PADS MLTS MINES FINDS RAATS		1.000 1.000 1.000 TP 0.500 0.500 1.000 0.125 0.125 TP TP 0.500 0.500 TP 1.000 0.500 1.000 0.500 TP TP TP TP TP TP TP TP TP TP TP TP TP	0 0 0 R 0 0 0 0 0 2 R R 0 0 R 0 0 0 0 0	O O O R N O O O O O R N N R N O O O O O O O O O O R N R N R N R N R N R N R N R N R N R N	0 0 0 R 0 0 0 0 R R R R O 0 R O 0 0 0 0	000 RR R O R R R R R R R R O R O O R R R R	NR NR NR NR NR NR NR NR NR NR NR NR NR N	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
STATE AND LOCAL RECOR	DS							
HSWDS State Haz. Waste DEL SHWS State Landfill SWRCY SWTIRE LTANKS HIST LTANKS UST CBS UST MOSF UST		1.000 1.000 1.000 0.500 TP TP 0.500 0.500 0.125 0.125	0 0 0 0 NR NR 1 1 1 0	0 0 0 0 NR NR 0 0 NR NR NR	0 0 0 NR NR 1 1 NR NR	0 0 NR NR NR NR NR NR	NR NR NR NR NR NR NR NR NR	0 0 0 0 0 0 2 2 1 0

MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
HIST UST		0.125	2	NR	NR	NR	NR	2
AST		TP	NR	NR	NR	NR	NR	0
CBS AST		TP	NR	NR	NR	NR	NR	0
HIST AST		TP	NR	NR	NR	NR	NR	0
MOSF AST		TP	NR	NR	NR	NR	NR	0
MANIFEST		0.250	1	0	NR	NR	NR	1
NY Spills	X	0.500	1	2	1	NR	NR	4
NY Hist Spills		0.125	0	NR	NR	NR	NR	0
ENG CONTROLS		0.500	0	0	0	NR	NR	0
INST CONTROL		0.500	0	0	0	NR	NR	0
VCP		0.500	0	0	0	NR	NR	0
DRYCLEANERS BROWNFIELDS		0.125	0 0	NR 0	NR 0	NR NR	NR NR	0
SPDES		0.500 TP	NR	NR	NR	NR NR	NR NR	0 0
AIRS		TP	NR NR	NR	NR	NR	NR	0
AIRS		IF	INIX	INIX	INIX	INIX	INIX	U
TRIBAL RECORDS								
INDIAN RESERV		1.000	0	0	0	0	NR	0
INDIAN LUST		0.500	0	0	0	NR	NR	0
INDIAN UST		0.125	0	NR	NR	NR	NR	0
EDR PROPRIETARY RECORDS								
Manufactured Gas Plants		0.125	0	NR	NR	NR	NR	0

NOTES:

TP = Target Property

NR = Not Requested at this Search Distance

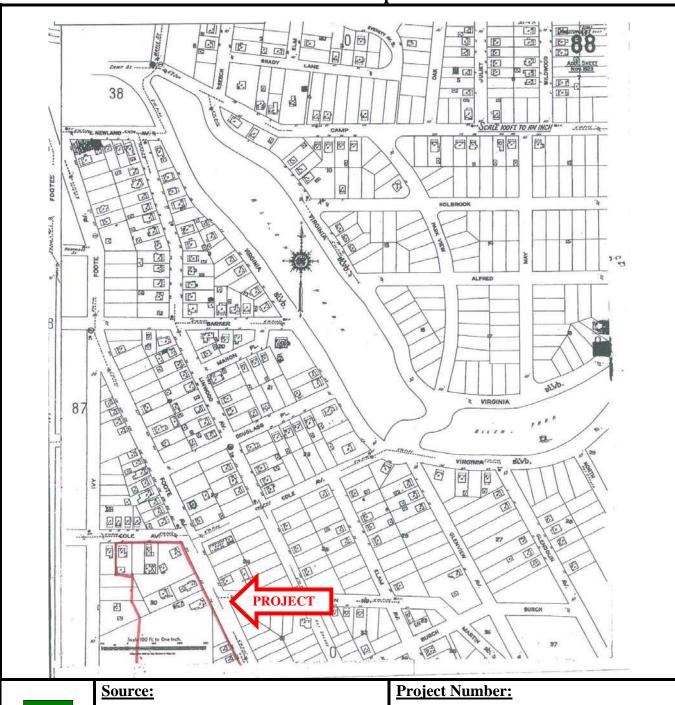
Sites may be listed in more than one database



82163.07R-045.135

APPENDIX F: SUPPORTING DOCUMENTATION







Environmental Data Resources, Inc.

Date: 1923

82163.07R-045.135

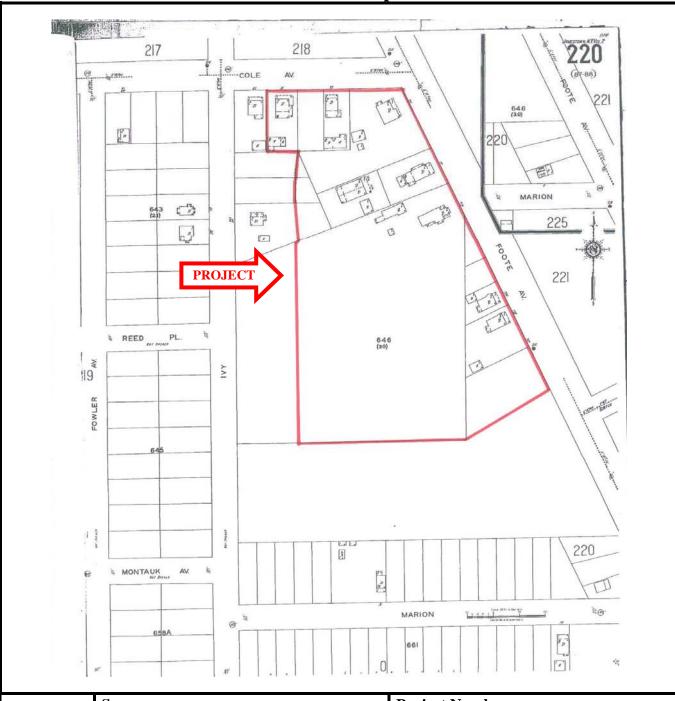


Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.





Source:

Environmental Data Resources, Inc. Date: 1930

Project Number:

82163.07R-045.135



Project Name:Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.





Source:

Environmental Data Resources, Inc. Date: 1930

Project Number:

82163.07R-045.135

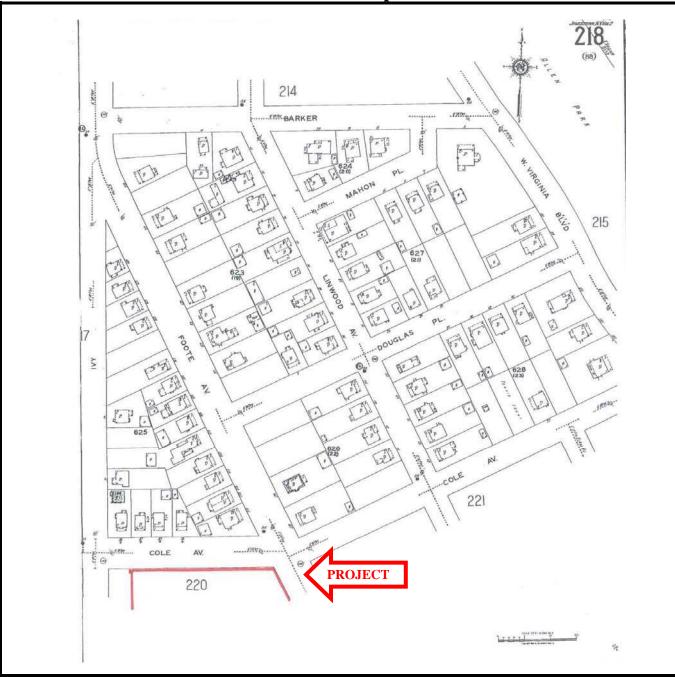


Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.





Source:

Environmental Data Resources, Inc.

Date: 1930

Project Number:

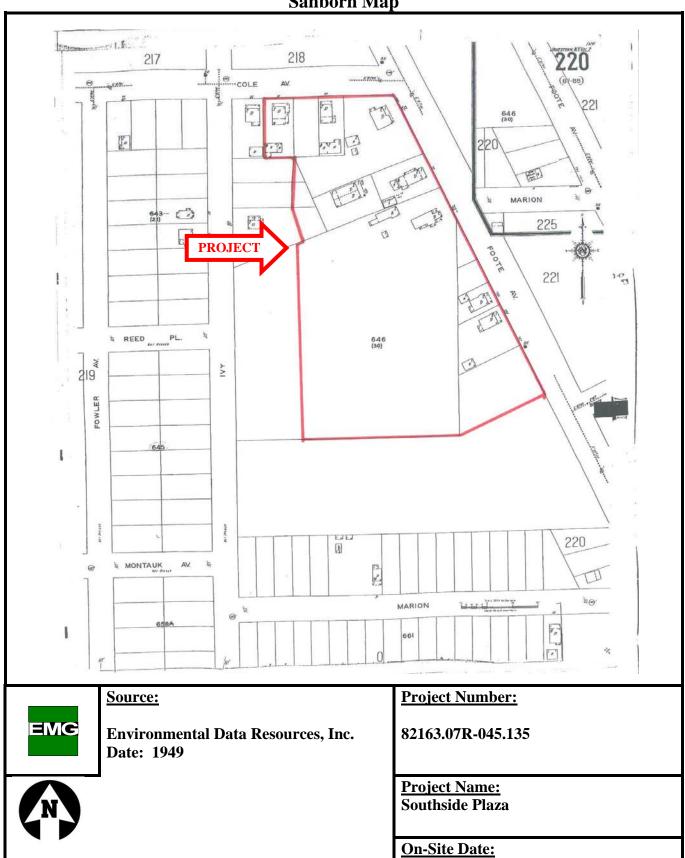
82163.07R-045.135

Project Name: Southside Plaza

On-Site Date:

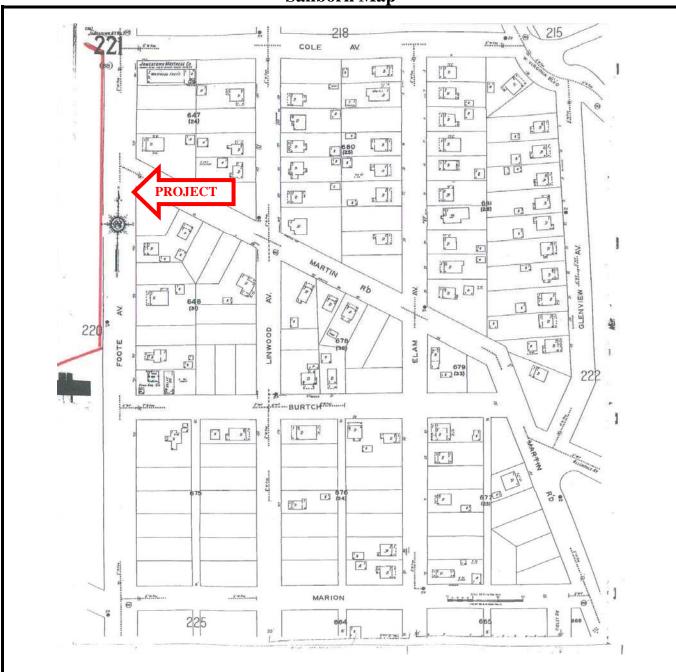
February 23, 2007

The north arrow indicator is an approximation of 0° North.



February 23, 2007

The north arrow indicator is an approximation of 0° North.



EMG

Source:

Environmental Data Resources, Inc.

Date: 1949

Project Number:

82163.07R-045.135

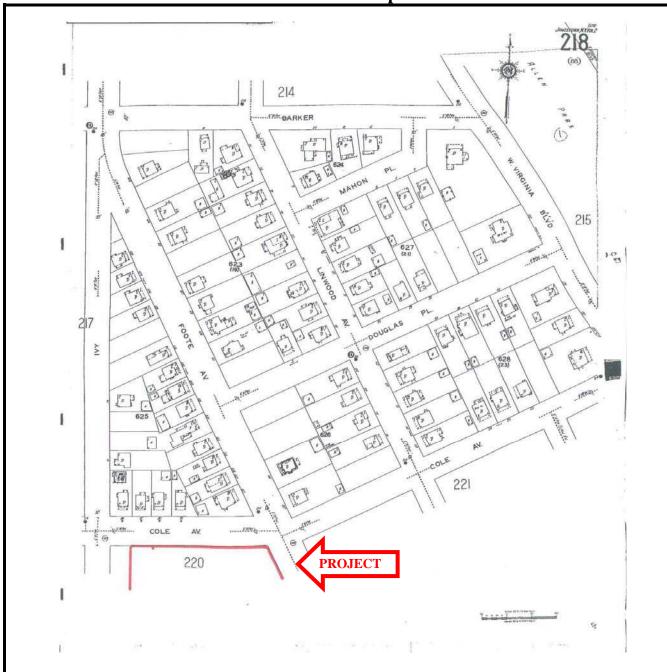


Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.





Source:

Environmental Data Resources, Inc.

Date: 1949

Project Number:

82163.07R-045.135

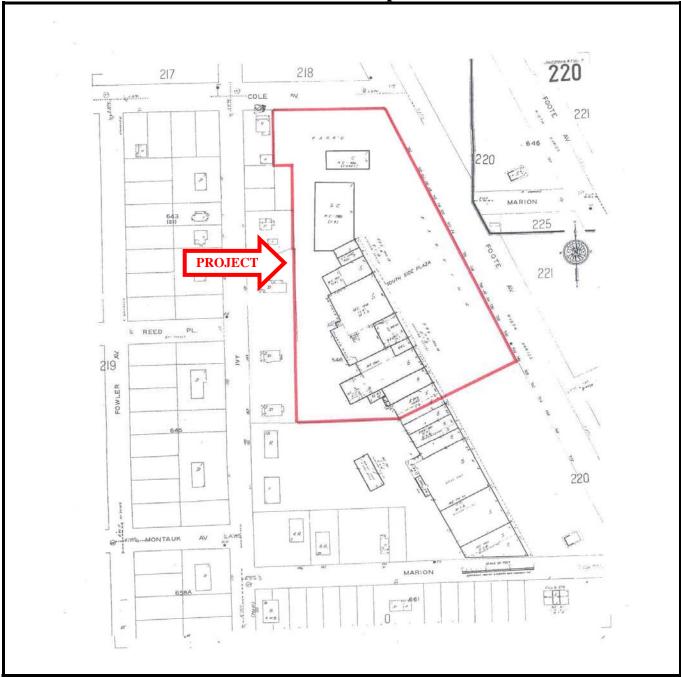


Project Name: Southside Plaza

The north arrow indicator is an approximation of 0° North.

On-Site Date:

February 23, 2007





Source:

Environmental Data Resources, Inc. Date: 1981

Project Number:

82163.07R-045.135

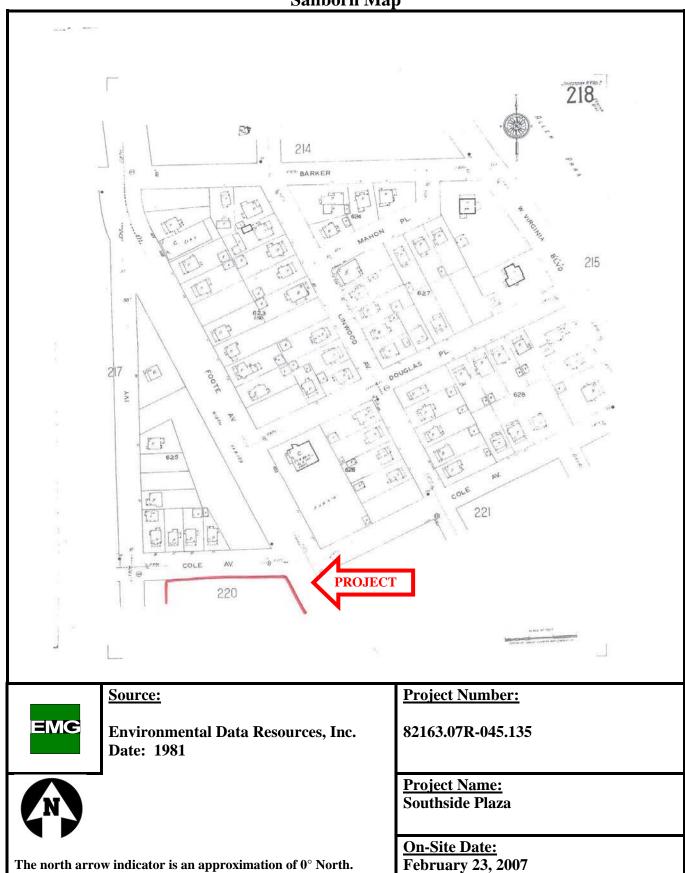


Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.







Source:

Environmental Data Resources, Inc. Date: 1981

Project Number:

82163.07R-045.135



Project Name: Southside Plaza

On-Site Date:

February 23, 2007

The north arrow indicator is an approximation of 0° North.



The EDR Multi-Tenant Retail Facility® Report

Prepared for EMG

Project#: 045

Southside Plaza 708-744 Foote Avenue Jamestown, NY 14701

Inquiry Number: 1858320.7

Thursday, February 15, 2007

The Standard in Environmental Risk Management Information

440 Wheelers Farms Road Milford, Connecticut 06461

Nationwide Customer Service

Telephone: 1-800-352-0050 Fax: 1-800-231-6802 Internet: www.edrnet.com

EDR Multi-Tenant Retail Facility ® Report

Environmental Data Resources, Inc.'s (EDR) Multi-Tenant Retail Facility Report is a screening report designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. The EDR Multi-Tenant Retail Facility Report includes a search and abstract of multiple reasonably ascertainable standard historical sources. The Report provides information including tenants and other occupants.

Thank you for your business.

Please contact EDR at 1-800-352-0050 with any questions or comments.

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Environmental Data Resources, Inc. EDR Multi-Tenant Retail Facility ® Report

Target Property

Southside Plaza 708-744 Foote Avenue Jamestown, NY 14701

Year	Occupant(s)
1957	Address Not Listed
1958	Address Not Listed
1959	Address Not Listed
1960	Address Not Listed
1961	Address Not Listed
1962	Address Not Listed
1963	Address Not Listed
1964	Address Not Listed
1965	Address Not Listed
1966	Resource Not Available
1967	SWANSON APPLI
1968	JERICHO SWANSON APPLI
1969	Resource Not Available
1970	JEFFERSON VALLEY SWANSON APPLI
1971	JEFFERSON VALLEY SWANSON APPLI
1972	JEFFERSON VALLEY ZZZZZ SWANSON APPLI WESTCHESTER
1973	JEFFERSON VALLEY ZZZZZ SWANSON APPLI WESTCHESTER
1974	JEFFERSON VALLEY ZZZZZ SWANSON APPLI WESTCHESTER
1975	JEFFERSON VALLEY ZZZZZ SWANSON APPLI

Voor	Occupant(a)
<u>Year</u> 1975	Occupant(s) WESTCHESTER
1976	JEFFERSON VALLEY ZZZZZ SWANSON APPLI WESTCHESTER
1977	JERICHO NASSAU SWANSON APPLI
1978	LAKEWOOD CHAUTAUQUA SWANSON APPLI
1979	LAKEWOOD CHAUTAUQUA SWANSON APPLI
1980	LAKEWOOD CHAUTAUQUA SWANSON APPLI
1981	LAKEWOOD CHAUTQUA SWANSON APPLI
1982	LAKEWOOD CHAUTQUA SWANSON APPLI
1983	LAKEWOOD CHAUTQUA SWANSON APPLI
1984	SWANSON APPLI
1985	SWANSON APPLI
1986	BARBER SHOP BRAND NAMES ECKERD DRUGS ECKLOF BAKERY GOODWAY LIQUORS PEARSON MENS WARE PLAZA APPARELL SHOP ROSSELLI SHOES TASTY CORNERS
1987	Address Not Listed
1988	Address Not Listed
1989	FASHION BARN JOHNSTOWN KEY BANK MCDONALDS QUALITY MARKET RADIO SHACK
1990	KEY BANK MCDONALDS QUALITY MARKET RADIO SHACK
1991	2871 6 JOHNSTOWN KEY BANK MCDONALDS QUALITY MARKET RADIO SHACK
1992	JOHNSTOWN

<u>Year</u> Occupant(s) **KEY BANK** 1992 MCDONALDS QUALITY MARKET RADIO SHACK 1993 **JOHNSTOWN KEY BANK MCDONALDS** QUALITY MARKETS RADIO SHACK 1994 **KEY BANK MCDONALDS** QUALITY MARKETS **RADIO SHACK** 1995 **KEY BANK LAKEWOOD** MCDONALDS QUALITY MARKETS RADIO SHACK 1996 28W8 **KEY BANK LAKEWOOD MCDONALDS QUALITY MARKETS** RADIO SHACK 1997 **KEY BANK LAKEWOOD MCDONALDS** QUALITY MARKETS RADIO SHACK 1998 8140 **KEY BANK MCDONALDS** QUALITY MARKETS RADIO SHACK 1999 **KEY BANK MCDONALDS** QUALITY MARKETS RADIO SHACK 2000 NO TENANT INFORMATION AVAILABLE 2001 **QUALITY MARKETS** 2002 **QUALITY MARKETS** 2003 **QUALITY MARKETS** 2004 **LAKEWOOD QUALITY MARKETS**

APPENDIX H TERMINOLOGY

TERMINOLOGY

The following provides definitions and descriptions of certain terms that may be used in this report. Italics indicate terms that are defined by ASTM Standard Practice E 1527-05. The Standard Practice should be referenced for further detail related definitions or additional explanation regarding the meaning of terms.

Recognized environmental condition(s) (REC): The presence or likely presence of any hazardous substances or petroleum products on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, ground water, or surface water of the property. The term includes hazardous substances or petroleum products even under conditions in compliance with laws. The term is not intended to include de minimis conditions.

De minimis conditions: Conditions that generally do not present threat to human health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies. Conditions determined to be de minimis are not recognized environmental conditions.

Historical recognized environmental condition(s) (HREC): Environmental condition which in the past would have been considered a recognized environmental condition, but which may or may not be considered a recognized environmental condition currently. The final decision rests with the environmental professional and will be influenced by the current impact of the historical recognized environmental condition on the property. If a past release of any hazardous substances or petroleum products has occurred in connection with the property, with such remediation accepted by the responsible regulatory agency (for example, as evidenced by the issuance of a no further action letter or equivalent), this condition shall be considered a historical recognized environmental condition.

Material threat: A physically observable or obvious threat which is reasonably likely to lead to a release that, in the opinion of the environmental professional, is threatening and might result in impact to public health or the environment. An example might include an aboveground storage tank that contains a hazardous substance and which shows evidence of damage such that it may cause or contribute to tank integrity failure with a release of contents to the environment.

Material impact to public health or environment: A substantial risk of harm to public health or the environment resulting from the presence or likely presence of an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, ground water, or surface water of the property. An example might include a release of a hazardous substance in concentrations exceeding applicable governmental agency standards under conditions that could reasonably and foreseeably result in substantial exposure to humans or substantial damage to natural resources. The risk of that exposure or damage would represent a material impact to public health or environment.

General risk of enforcement action: The likelihood that an environmental condition would be subject to enforcement action if brought to the attention of appropriate governmental agencies. If the circumstances suggest an enforcement action would be more likely than not, then the condition is considered a general risk of enforcement action.

Data failure: A failure to achieve the historical research objectives, even after reviewing the standard historical sources that are reasonably ascertainable and likely to be useful. Data failure is one type of data gap.

Data gap: A lack of or inability to obtain information required by this practice despite good faith efforts by the environmental professional to gather such information. Data gaps may result from incompleteness in any of the activities required by this practice, including, but not limited to site reconnaissance (for example, an inability to conduct the site visit), and interviews (for example, an inability to interview the key site manager, regulatory officials, etc.).