



HANCOCK

ESTABROOK, LLP

COUNSELORS AT LAW

DOREEN A. SIMMONS

dsimmons@hancocklaw.com

August 7, 2013

Patrick Foster, Esq.
Assistant Regional Attorney
Office of General Counsel
NYS Department of Environmental Conservation
270 Michigan Avenue
Buffalo, New York 14203

RECEIVED
N.Y.S. DEPT OF

AUG 9 2013

ENVIRONMENTAL CONSERVATION
REGION 9

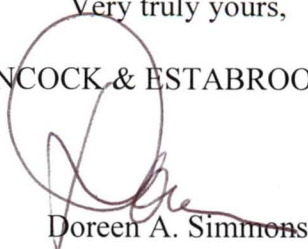
Re: County of Wyoming-Fire Training Center

Dear Patrick:

I am pleased to enclose the filed Affidavit and materials relative to the Wyoming County Fire Training Center. It is my understanding that this now completes the VCP requirements for generation of a site release. Please call me to discuss logistics of same. Thank you for your patience.

Very truly yours,

HANCOCK & ESTABROOK, LLP



Doreen A. Simmons

DAS/ks
Enclosure



COUNTY OF WYOMING
OFFICE OF THE CLERK
RHONDA PIERCE, COUNTY CLERK
143 NORTH MAIN STREET, WARSAW, N.Y. 14569
Email: County.Clerk@wyomingco.net
PHONE: (585) 786-8810 FAX: (585) 786-3703

LIBER 76 PAGE 746

WYOMING COUNTY CLERK RECORDING PAGE

INSTRUMENT # 2699 TYPE Affidavit

NUMBER OF PAGES 14

(INCLUDING THIS PAGE)

RETURN Hancock Estabrook LLP
TO: PO Box 4976
Syracuse, NY 13221-9902

SPACE BELOW RESERVED FOR
COUNTY CLERK'S USE ONLY

MORTGAGE AMOUNT SECURED: \$ _____



DOCUMENT # 2699

AFFIDAVIT RECORDING

07/17/2013 01:24:45 P.M.
RECEIPT: 6784 FEE: \$110.50
WYOMING COUNTY CLERK

LIBER: 76 PAGE: 746
of: MISC RECORD BOOK

TAX DISTRICT _____
(Check if to be apportioned)

RECORDING TAX RECEIPT

Basic \$ _____

Additional \$ _____

Special \$ _____

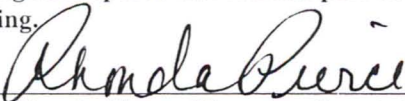
Local \$ _____

TOTAL \$ _____

STATE OF NEW YORK
COUNTY OF WYOMING

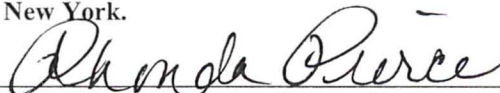
State of New York
County of Wyoming

I do hereby certify that I have received the amounts cited
above on the within Mortgage being the amount of the
recording tax imposed thereon and paid at the time of
recording.



Rhonda Pierce, Wyoming County Clerk

DO NOT DETACH THIS PAGE: This sheet constitutes the Clerk's
endorsement required by Section 319 of the Real Property Tax Law
of the State of New York.



Rhonda Pierce, Wyoming County Clerk

ORIGINAL

**AFFIDAVIT OF ATTORNEY
RE: ACCESS TO 3718 WETHERSFIELD ROAD
WETHERSFIELD (WYOMING COUNTY), NEW YORK**

STATE OF NEW YORK)
) ss.:
COUNTY OF ONONDAGA)

DOREEN A. SIMMONS, being duly sworn, deposes and says:

1. I am an attorney at law admitted to practice before the courts of the State of New York, and a member of the firm of Hancock Estabrook, LLP which firm maintains offices for the practice of law at 100 Madison Street, AXA Tower I, 15th Floor, Syracuse, New York, 13202.

2. The New York State Department of Environmental Conservation (NYSDEC) and Wyoming County will require limited access to property owned by Ms. Ann M. Wielgosz located at 3718 Wethersfield Road, Wethersfield, New York (hereinafter "Property") as outlined in my letter to Ms. Wielgosz of April 16, 2013, the annexed April 9, 2013 Notice letter of the Wyoming County Board of Supervisors referenced therein [Exhibit 1], and shown on the attached Groundwater Elevation Contour Map [Exhibit 2], as follows:

a. minimal annual access to the property for an inspection of the integrity of the permeable reactive wall; and


b. semi-annual access to the property in the spring and summer for groundwater sampling.

3. The Property was transferred by deed to Ms. Wielgosz on March 3, 2008 and filed in the Wyoming County Clerk's Office at Book 722 Page 749.

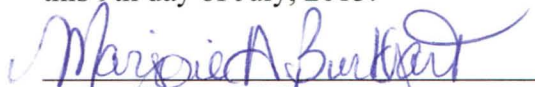
4. This prohibition of remedy interference and the limited access which may be required from time-to-time are due to the implementation of a Site Management Plan [Exhibit 3]

related to the Wyoming County Fire Training Center Site (VCP Site # V00604) on Wethersfield Road which is in proximity to the Property.

5. The attached notice letters were forwarded to the Property owner and this affidavit has been prepared at the request of the NYSDEC.


Doreen A. Simmons

Subscribed and sworn to me by
this 9th day of July, 2013.


Notary Public

Marjorie A. Burkhart
Notary Public, State of New York
Qualified in Onondaga County
No. 01BU 5074240
Commission Expires - April 23, 20 15



HANCOCK
ESTABROOK, LLP
COUNSELORS AT LAW

DOREEN A. SIMMONS
dsimmons@hancocklaw.com

April 16, 2013

Ms. Ann M. Weilgosz
7520 Seneca Street
East Aurora, New York 14052

**Re: Wyoming County Fire Training Center
3718 Wethersfield Road**

Dear Ms. Weilgosz:


Enclosed you will find a Notice letter being forwarded to you as owner of the "Becker Property" in Wethersfield, New York. The attached Site Management Plan is **largely** to address the Wyoming County Fire Training Center Site located on Wethersfield Road in the Town of Wethersfield, which is in proximity to your property.

The Site Management Plan requires minimal annual access to your property for an inspection for the integrity of the reactive barrier wall and semi-annual access in the spring and summer for groundwater sampling (see p. 41/SMP). This notice was required by the New York State Department of Environmental Conservation.

If you have any questions, please do not hesitate to contact the undersigned. The County of Wyoming has retained URS as its current environmental consultant, who will be in contact with you as may be required for Notice of access.

Very truly yours,

HANCOCK ESTABROOK, LLP


Doreen A. Simmons

DAS/ks
Enclosure
cc: Paul D. Sylvestri, Esq.

2024438

OFFICE OF THE BOARD
OF SUPERVISORS

Government Center
143 N. Main Street, Suite 220
Warsaw, NY 14569



A. Douglas Berwanger
Chairman of the Board

Phone 585-786-8800
Fax 585-786-8802

April 9, 2013

Ms. Ann M. Weilgosz
7520 Seneca Street
East Aurora, NY 14052

Re: Wyoming County Fire Training Center (WCFTC)
Becker Property, 3651 Wethersfield Road, Wethersfield, NY 14569

Dear Ms. Weilgosz:

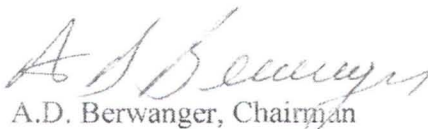
This notice letter is being forwarded to you as owner of certain property in the Town of Wethersfield, County of Wyoming and at the request of regulatory officials. The attached Fact Sheet, which you should have previously received, generally describes the WCFTC Site and the on-going remedy.

Contamination was determined by a Remedial Investigation and is identified on the attached figure. Also enclosed is the Site Management Plan (SMP). Any interference with the remedy which in part remains on your property is a violation of 6NYCRR §375.1.11 enforceable by the NYSDEC. Further, NYSDEC and the County may need to on occasion access your property. Other precautions and restrictions are noted in the Site Management Plan (enclosed). This correspondence should be provided to any subsequent purchaser.

Feel free to contact the undersigned if you have any questions. Notice will be given to you when access to your property is required.

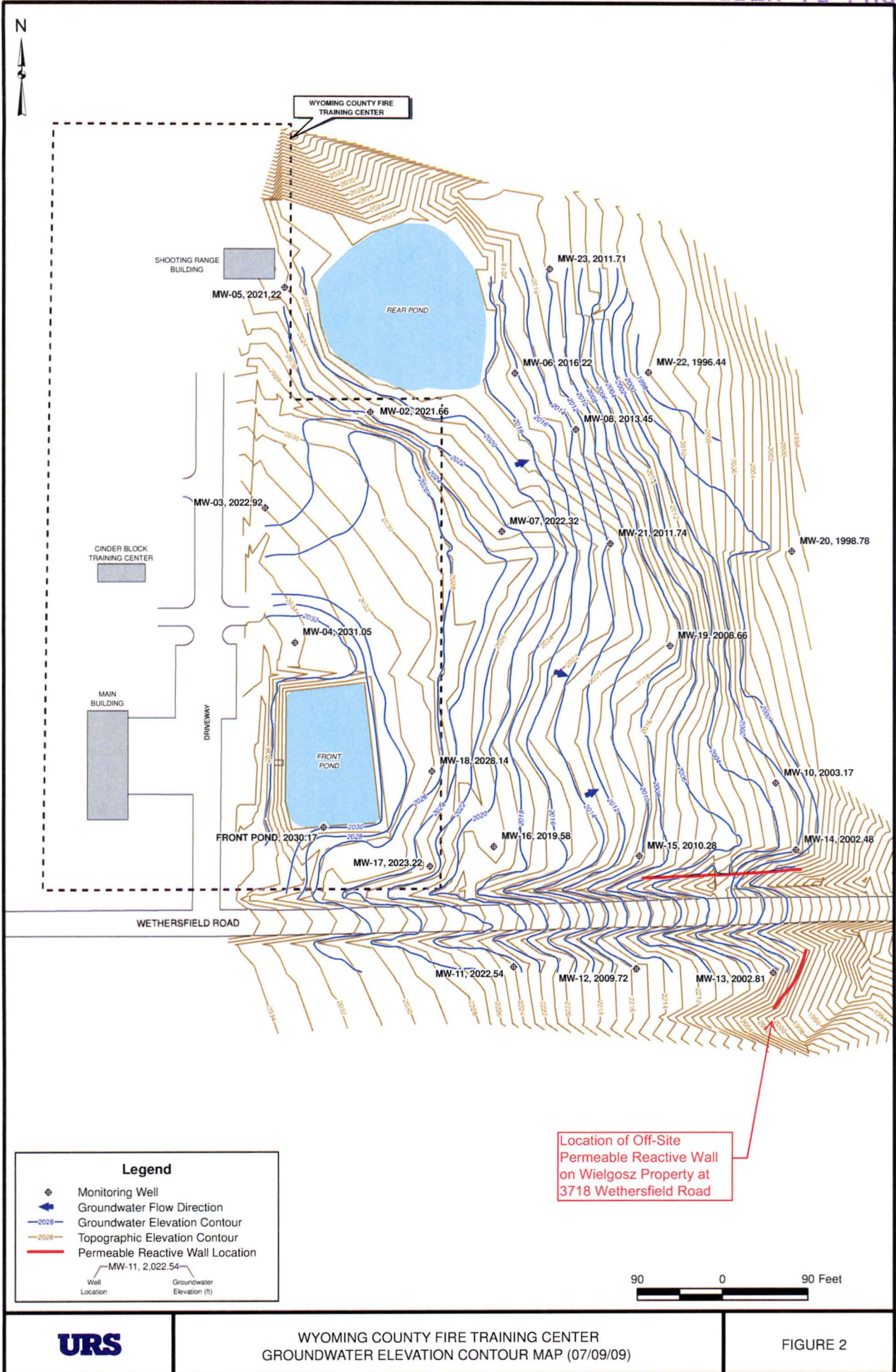
Further, information concerning the Site is available at the document repository or you may contact the NYSDEC.

Very truly yours,


A.D. Berwanger, Chairman
Board of Supervisors
County of Wyoming

pc: Paul D. Sylvestri, Esq.

2024435



LIBER 76 PAGE 754

FINAL
Wyoming County Fire Training Center
WYOMING COUNTY, NEW YORK

Site Management Plan

[FULL COPY AVAILABLE AT
THE OFFICES OF THE NYSDEC]

NYSDEC Site Number: V-00604-9

Prepared for:

Wyoming County
143 North Main Street
Warsaw, New York 14569

Prepared by:

URS CORPORATION
77 Goodell Street
Buffalo, New York 14203
(716) 856-5636

Revisions to Final Approved Site Management Plan:

Revision #	Submitted Date	Summary of Revision	DEC Approval Date

JUNE 2011

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