



March 8, 2016

Mr. James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings
625 Broadway, 1st Floor
Albany, New York 12233-1550

WASTE MANAGEMENT

1550 Balmer Road
Model City, NY 14107
716 286 1550
716 286 0211 Fax

RECEIVED

MAR 09 2016

**Hearings and
Mediation Services**

Re: RMU-2 Notice of Complete Application and Fact Sheet - Public Notice
State Pollutant Discharge Elimination System (SPDES) - Proof of Publication

Dear Mr. McClymonds:

In February 2016, NYSDEC issued a Public Notice of Complete Application and associated Fact Sheet and Draft Permit Modification for CWM's State Pollutant Discharge Elimination System (SPDES) Permit (SPDES No. NY0072061) related to CWM's proposal to construct and operate Residuals Management Unit No. 2 (RMU-2). As required, CWM arranged to have the notice of complete application for public comment published in local newspapers. Attached please find the originals of the Affidavits of Publication from the newspapers Niagara Gazette and the Buffalo News (February 17, 2016) and the Lewiston-Porter Sentinel (February 20, 2016).

If you have any questions, please contact myself at (716) 286-0246 or Mr. Jonathan P. Rizzo at (716) 286-0354.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Sincerely,
CWM CHEMICAL SERVICES, LLC

A handwritten signature in black ink that reads 'Jill A. Banaszak'.

Jill A. Banaszak
Technical Manager
Model City Facility

JPR/JAB/jbh
Attachment

Mr. James T. McClymonds

NYSDEC

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State Pollutant Discharge Elimination System (SPDES) - Proof of Publication

Page - 2 -

cc: L. Alexander - NYSDEC/Albany, NY (electronic copy)
D. Stever - NYSDEC/Region 9 (electronic copy)
T. Mucha - NYSDEC/Region 9 (electronic copy)
D. Denk - NYSDEC/Region 9 (electronic copy)
M. Passuite - NYSDEC/Region 9 (electronic copy)
P. Grasso - NYSDEC/Region 9 (electronic copy)
J. Konsella - NYSDEC/Region 9 (electronic copy)
M. Cruden - NYSDEC/Albany, NY (electronic copy)
M. Mortefolio - NYSDEC/Albany, NY (electronic copy)
On-site Monitors - NYSDEC/ Model City, NY (electronic copy)
A. Everett - USEPA/Region II (electronic copy)
A. Park - USEPA/Region II (electronic copy)
P. Dicky - NCHD/Lockport, NY (electronic copy)
M. Mahar - CWM/Model City, NY (electronic copy)
J. Rizzo - CWM/Model City, NY (electronic copy)
D. Darragh - Cohen & Grigsby, PC/Pittsburgh, PA (electronic copy)
EMD Subject File
Q & A

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

RECEIVED

MAR 09 2016

Hearings and
Mediation Services

Janet M. Slipko, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

NIAGARA GAZETTE

A newspaper published in the County and State aforesaid,
and that the annexed printed legal # 168194
was printed and published in said paper on the following dates:

02/17/2016

Janet M. Slipko
Principal Clerk

Subscribed and sworn to before me this
2-17-16

Teresa L. McCarthy
Teresa L. McCarthy 02/26/2018

Notary Public Expiration Date

Teresa L. McCarthy
Notary Public, State of New York
No. 01MC4962698
Qualified in Niagara County *2/16*
Commission expires Feb. 26, _____

THIS IS NOT A PERMIT

**New York State Department of Environmental Conservation
Notice of Complete Application**

Date: 02/12/2016

Applicant: CWM CHEMICAL SERVICES LLC
1550 BALMER RD
MODEL CITY, NY 14107

Facility: CWM CHEMICAL SERVICES -
MODEL CITY
SITE 1550 BALMER RD
MODEL CITY, NY 14107

Application JD: 9-2934-00022/00049

Permit(s) Applied for: 1 - Article 17 Titles 7 & 8
Industrial SPDES - Surface Discharge

Project is located: in PORTER in NIAGARA COUNTY

Project Description:

The applicant proposes a modification to SPDES permit No. NY0072061 for the CWM facility located at 1550 Balmer Road in the Towns of Porter and Lewiston, Niagara County to authorize discharges related to construction and operation of a proposed hazardous waste landfill, referred to as Residuals Management Unit - Two (RMU-2).

Currently, hazardous and non-hazardous industrial wastes generated off site, and landfill leachate and contaminated ground water generated onsite are treated in the existing Aqueous Waste Treatment System and discharged through outfall 01A into Facultative (Fac) Ponds 1, 2 and 3 prior to being discharged to the Niagara River, a class A-Special waterbody, via outfall 001. CWM has requested authorization to also treat and discharge leachate from the proposed RMU-2 landfill. Fac Pond 3 is within the footprint of RMU-2 so CWM has proposed construction of a new pond, Fac Pond 5, to replace Fac Pond 3. Variable amounts of stormwater runoff associated with RMU-2 would be discharged via outfall 002 to an unnamed tributary of Fourmile Creek and via outfall 003 to an unnamed tributary of Fourmile Creek, both class C waterbodies.

The Department has determined that construction and operation of the proposed RMU-2 has the potential to result in a new or increased discharge of bioaccumulative chemicals of concern (BCCs) from the facility to the Great Lakes Basin. Therefore, the proposal is subject to the Water Quality Antidegradation Policy, as well as TOGS 1.3.9.

Other proposed changes to the draft permit include: 1. The schedule for interim mercury limits at outfalls 001 and 01A has been modified so that these limits will expire June 1, 2019 or the date CWM begins receiving RMU-2 waste, whichever is sooner. 2. The schedules for interim PCB Aroclor limits at both internal and final stormwater outfalls have been modified so that these limits will expire June 1, 2019 or the date CWM begins receiving RMU-2 waste, whichever is sooner. 3. A special condition requiring pre-treatment of B003 waste has been added to the draft permit as a means of further reducing PCB levels tributary to the wastewater treatment system. 4. A special condition prohibiting discharge of SLF 1-7 landfill leachate waste has been added to the draft permit. 5. The mercury minimization program requirements have been updated to include the "bulk chemical evaluation" component of the recently updated DEC mercury policy. 6. A new filter press would be required to be installed within one year of permit issuance. 7. A new monitoring locations page has been added to the draft permit to reflect conditions after initiation of RMU-2 waste acceptance.

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Availability of Application Documents:

Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

State Environmental Quality Review (SEQR) Determination

A draft environmental impact statement has been prepared on this project and is on file.

SEQR Lead Agency

NYS Department of Environmental Conservation

State Historic Preservation Act (SHPA) Determination

Cultural resource lists and maps have been checked. The proposed activity is not in an area of identified archaeological sensitivity and no known registered, eligible or inventoried archaeological sites or historic structures were identified or documented for the project location. No further review in accordance with SHPA is required.

DEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)

It has been determined that the proposed action is not subject to CP-29.

Availability For Public Comment

Comments on this project must be submitted in writing to the Contact Person no later than 03/21/2016 or 33 days after the publication date of this notice, whichever is later.

Contact Person

MARK F PASSUIE
NYSDEC
270 Michigan Ave
Buffalo, NY 14203-2915
(716) 851-7165

#N168194

2/17/2016

SECTION 001100 ADVERTISEMENT FOR BIDS
NOTICE IS HEREBY GIVEN, that sealed proposals in duplicate are sought and requested by the Board of Education, Grand Island Central School District (hereinafter called "Owner"), for Additions and Renovations at the Grand Island Schools: Grand Island High School/Middle School, Kage-bern Elementary School, Huth Road Elementary School and Sidway Elementary School. Separate Bids, in individual envelopes, with individualized bid forms, are requested for the following Prime Contracts:
CONTRACT #303: GENERAL TRADES

interior highway,
NY. Purpose: any
27, 2/3, 10, 17/2016
SALE
VTY OF Niagara,
LC, Plaintiff, vs.
Defendant(s).
of Foreclosure and
der 19, 2015, the
sell at public auc-
, 745 Main Street,
arch 22, 2016 at
wn as 2246 Forest
Y. All that certain



Affidavit of Publication The Lewiston-Porter Sentinel

RECEIVED

MAR 09 2016

Hearings and
Mediation Services

State of New York
County of Erie, ss

Glenda Pichette of Grand Island, in said County, being duly sworn, states that she is the bookkeeper of the **Lewiston-Porter Sentinel**, a Newspaper that is published weekly at Lewiston, in the county of Niagara, and that the legal, a printed copy of which is hereunto attached, was published once each week, for 1 week, in said newspaper, and that the said legal was so published on the **20th day of February, 2016**

Glenda Pichette

Sworn to before me this 26th day

Of February, 2016

[Signature]
Notary Public

KAREN M. COONEY
Notary Public, State of New York
Qualified in Erie County
Reg. No. 01CO6293182
My Commission Expires 11-25-2017

WJLL 1440 AM Radio **WJLL**
 1440 **sells radio program time** 1440

15 minutes • 1/2 hour or more • 1 hour or more
 Once a week, once a month or every day.

Religious Programs - Ethnic Shows - Talk Shows
 Music Shows - Product Marketing - etc.

We have openings for your program at some
 very good times and at very sensible prices.

If your program is already on elsewhere, but you're not happy, phone us!
 We are very accommodating.

Phone Earl Morgan at 674-9555 for more information & prices.

674-9555

Professional Studio Production as well as Engineering is available.

New York State Department of Environmental Conservation
Notice of Complete Application

Date: 02/12/2016
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 MODEL CITY, NY 14107
Facility: CWM CHEMICAL SERVICES - MODEL CITY SITE 1550 BALMER RD
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BEST FOR
Students, parents

BY JOSHUA MALONI
 Managing Editor

"I need you like you almost ate a lemon," Adell Hoover Manarino tells her students.

The four 10-ish-year-old girls giggle, and then it's back to work. They begin marching like an army - but way cuter - and their faces pucker up.

This new twist to their dance routine has them overthinking a bit on the first go-around, and, as a result, they're not quite in step.

Sure enough, as they stand in front of a mirrored wall, with Adell standing behind them offering coaching, they figure out the routine sequence and find a rhythm on their second try.

"I'm so happy that you are..."

Adell
 clas
 er t
 with

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SEQR Lead Agency NYS Department of Environmental Conservation

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Contact Person

MARK F PASSUITE
NYSDEC
270 Michigan Ave
Buffalo, NY 14203-2915
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...nce so much," Adell says to the girls.

Following a few more minutes of dancing, the students are dismissed. As they exit the classroom, smiling faces produce comments like "That was fun!"

In the nearly 10 years since Adell opened Adell's School of Dance, her studio has developed a reputation for seamlessly tying together hard work and fun.

"Sometimes we joke around, but we work at the same time," 12-year-old Grace Wythe of Niagara Falls says. "It's just very fun, and I love it."

Amie Smith's 9-year-old daughter, Emily, has worked with Adell for three years.

"They love it. They have fun," Smith says. "The whole time they're here, they just love every minute of it."

And they love Adell, who, despite excelling at dance growing up, was overlooked by others early in her life. Her high school never appreciated her talent, or offered Adell an outlet, so she made one for herself.

Today, her studio, which has been located inside the Payne Plaza on Military Road for the past seven years, is filled with trophies, newspaper clippings and, yes, students.

More than 300 of them.

"She's just an amazing person," says 15-year-old Hannah Mergi of Youngstown. "We were in a tiny studio (off) Military Road and we were basically bursting at the seams. We came here, and we're starting to get bigger and bigger."

"When you're looking from the outside in, she's that teach-

inspirational in a

"She's very de Ashley Orsi, wh daughter, Abiga Adell's younger treats all these k her own. She's nc that runs a busin in and just does leaves. She's ve about what she (She puts 100 p She's loyal. She's these children. ! ery single one of ally."

Not only does students' names their quirks, too, this writer what to do in order year's choreogra

"She knows th "She cares abou dedicated. She's time. Every time here. She's work kids nonstop.

"And she's ju person. You car loves what she shows. And the just phenomenal such a great env at. I wouldn't b anywhere else."

Adell has cre sphere where st ceed in and out o

"If you were watch any of the like the parades, see it: That she's says. "Nothing Adell's. Nothing. The girls, you ca all the girls - ho that it's from the Mergi says, "

THE BUFFALO NEWS

-Affidavit-

RECEIVED

MAR 09 2016

Hearings and
Mediation Services

Marcy Lombardo of the City of Buffalo, New York, being duly sworn, deposes and says that he/she is Principal Clerk of THE BUFFALO NEWS INC., Publisher of THE BUFFALO NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein 1 times, the first insertion being on **02/17/2016** and the last insertion being on **02/17/2016**

Marcy Lombardo

Dates Ad Ran:

Buffalo News (P1) 02/17/16

Sworn to before me this 17th day of, February 2016

Lori A. Moskal

Notary Public, Erie County, New York

LORI A. MOSKAL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires 05/24/19

682 Sporting Equipment



BUYING all types of firearms, one gun or entire collections. 880-5515

CARRY CONCEALED IN 35+ STATES

Thousands of multi-state, WNY, Pistol permit class graduates since 2007. UT, FL, & AZ Pistol Permits \$150. Add NY Permit class for \$50. Sat. Feb. 27 and Mar. 26 9-30 AM. Classes in Buffalo, NY Leave msg. 716-868-1987

DISCLAIMER: All Advertising from private individuals to purchase or sell handguns, automatic or semi-automatic weapons, except for hunting rifles, will not be accepted by The Buffalo News.

Liberty Gun Safes 649-9654
Ballard's Camping Ctr.

Misc. used golf carts for sale, Club car and Yamaha. Call/text for selection, gas and elec. 716-499-0518



PING PONG TABLE, Stiga T-8213, folds, w/ accessories, used once; \$300. 731-9814.

SPORTSMEN SHOW Seneca-Allegany Casino, Feb 20-21, Salamanca, NY I-86, exit 20.

686 Store Equipment

JEWELRY SHOWCASES (8). Must sell. Owner retiring. Midway Jewelers, 659 Main St., Buffalo.

Announcements



Buffalonews.com/life/celebrations



To place an ad call **856-5555** M-F 9-6

- Announcements**
703 Activities/Events
705 Adoptions
708 Attorneys
716 Auctions
715 Dance Recital
730 Lost & Found
734 Research Studies
735 Resort/Travel Opportunities
740 Personal
741 Voice Personals
745 Volunteers

Legals
BuffaloNews.com/classifieds

To place an ad call **849-5535** M-F 8:30-4:30

- Legals**
751 Articles of Incorporation
752 Auctions
753 Business & Corporate
754 Election & Legislation
756 Foreclosures / Trustee Sales
757 Licenses / Permits
758 Meetings
759 Planning & Land Use
760 Probates
761 Public Finances & Taxation
762 Purchasing & Procurement
763 Summons
764 Misc. Notices
765 Adoptions
766 Bids & Proposals

757 Licenses/Permits

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MARK F. PASSUITE
NYSDEC
270 Michigan Ave.
Buffalo, NY 14203-2915
(716) 851-7165

759 Planning & Land Use



764 Miscellaneous Notices

Zone SD&HD, HBO Zone West, NHL Network SD&HD, Outdoor Channel SD&HD, RFD, YooToo, Zee TV

In addition, from time to time, we make certain changes in the services that we offer in order to better serve our customers. The following changes are planned:

H2 Network may be replaced by Viceland on or around February 29, 2016

WGN America may be repositioned from Starter to Standard on or after March 15, 2016

A free preview of STARZ will be provided to all TV customers with a Digital Set-Top Box April 8-10, and may contain PG, PG-13, TV-14, TV-MA and R rated programs. To block this preview and for Parental Control information, visit tvc.com or call 1-800-TWCABLE. Restrictions may apply

Some of the new services listed above cannot be accessed by Cable-Card-equipped Unidirectional Digital Cable Products purchased at retail without additional, two-way capable equipment. You may downgrade or terminate service without charge at any time. Further, if carriage of a premium channel is discontinued and you have incurred installation, upgrade or other one-time charges relating to such premium service within six months prior to the date of the change, you may elect to downgrade or terminate service within 30 days and obtain a rebate of any such charge.

766 Bids & Proposals

NOTICE OF INVITATION TO SUBMIT A PROPOSAL FOR ERIE COUNTY SEWER DISTRICT NO. 3 SOUTHTOWNS AWTF NO FEASIBLE ALTERNATIVES ANALYSIS REPORT

Proposals are requested by the Erie County Department of Environment and Planning, Division of Sewerage Management (DEP) for No Feasible Alternatives Analysis Report in Erie County Sewer Districts No. 3 Southtowns AWTF.

In accordance with Local Law No. 6, proposals are hereby invited for the subject project. Proposals are to be submitted in the exact format of submittal available from Erie County Department of Environment and Planning, Division of Sewerage Management Room 1034, 95 Franklin Street, Buffalo, New York 14202, Telephone (716) 858-8383. Proposals will be due March 22, 2016 at 4:00 PM.

To obtain a copy of the Request for Proposal (RFP) or review documents related to this invitation, please call the above number, write to the above address or

Crossv

Solution 1

ACROSS

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- 11 Netting
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- 22 Bullets





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741 Voice Personals

Interested in guys? You aren't the only curious one. It is just a phone call. Sexy. Discreet. Free. Why not try? 716-200-0758

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Help employers find you.

Upload your resume today.

We're open evenings!
Classified Hours:
Monday-Friday
9 a.m. to 6 p.m.

Call 856-5555 to place your ad.

discharged through outfall 01A into Faculative (Fac) Ponds 1, 2, and 3. The discharge is to be discharged to the Niagara River, a class A-Special waterbody, via outfall 001. CWM has requested authorization to also treat and discharge leachate from the proposed RMU-2 landfill. Fac Pond 3 is within the footprint of RMU-2 so CWM has proposed construction of a new pond, Fac Pond 5, to replace Fac Pond 3. Variable amounts of stormwater runoff associated with RMU-2 would be discharged via outfall 002 to an unnamed tributary of Fourmile Creek and via outfall 003 to an unnamed tributary of Fourmile Creek, both class C waterbodies.

The Department has determined that construction and operation of the proposed RMU-2 has the potential to result in a new or increased discharge of bioaccumulative chemicals of concern (BCCs) from the facility to the Great Lakes Basin. Therefore, the proposal is subject to the Water Quality Antidegradation Policy, as well as TOGS 1.3.9.

Other proposed changes to the draft permit include: 1. The schedule for interim mercury limits at outfalls 001 and 01A has been modified so that these limits will expire June 1, 2019 or the date CWM begins receiving RMU-2 waste, whichever is sooner. 2. The schedules for interim PCB Aroclor limits at both internal and final stormwater outfalls have been modified so that these limits will expire June 1, 2019 or the date CWM begins receiving RMU-2 waste, whichever is sooner. 3. A special condition requiring pretreatment of B003 waste has been added to the draft permit as a means of further reducing PCB levels tributary to the wastewater treatment system. 4. A special condition prohibiting discharge of SLF 1-7 landfill leachate waste has been added to the draft permit. 5. The mercury minimization program requirements have been updated to include the "bulk chemical evaluation" component of the recently updated DEC mercury policy. 6. A new filter press would be required to be installed within one year of permit issuance. 7. A new monitoring locations page has been added to the draft permit to reflect conditions after initiation of RMU-2 waste acceptance.

Other changes to the draft permit are unrelated to RMU-2: A correction has been made to the settleable solids units for outfalls 002-004. The units were mistakenly labeled as "mg/l" when they should have been "ml/l". Also, the interim and final periods specified in Footnote 3 have been clarified.

The Department has made a tentative determination to issue the SPDES permit under Article

PUBLIC HEARING

A public hearing will be held before the Buffalo Common Council Committee on Legislation on Tuesday, February 23, 2016 at 2:00 P.M., in the Council Chambers, City Hall, Buffalo, New York, at which time interested parties will be heard on the following:

1. D. Wilcox, Agent, Use 601 Main St for Signage at Holiday Inn Express

2. V. Panagopoulos, Owner, Use 1900 Hertel to Re-Open Take-Out Restaurant in the Hertel Avenue Special Zoning District

Gerald A. Chwalinski, City Clerk

764 Miscellaneous Notices



Time Warner Cable

Legal Notice - February 17, 2016

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, and carriage of programming services is discontinued only in rare circumstances. The following agreements with programmers are due to expire soon, and we may be required to cease carriage of one or more of these services in the near future where these services are offered:

WVTT-CD, WKBW SD&HD, WKBW DT2, WKBW DT3, WNYS SD&HD, WSYT SD&HD, WSYT DT2, WNYO SD&HD, WNYO DT2, WNYO DT3, WUTV SD&HD, WUTV DT2, WUTV DT3, WNYS SD&HD, WNYS DT2, WNYS DT3, WSYT SD&HD, WSYT DT2, WHAM SD&HD, WHAM DT2, WHAM DT3, WUHF SD&HD, WUHF DT2, WUHF DT3, WSTM SD&HD, WSTM DT2 SD&HD, WSTM DT3, Music Choice channels 1900-1950, POP SD&HD, Pivot, TV One SD&HD, Deutsche Welle, Cinemax SD&HD, Cinemax West, Cinemax On Demand, 5 Star Max SD&HD, ActionMax SD&HD, ActionMax West, Max Latino SD&HD, MoreMax SD&HD, MoreMax West, MovieMax SD&HD, OuterMax SD&HD, ThrillerMax SD&HD, ThrillerMax West, HBO SD&HD, HBO West, HBO On Demand, HBO 2 SD&HD, HBO 2 West, HBO Comedy SD&HD, HBO Comedy West, HBO Family SD&HD, HBO Family West, HBO Latino SD&HD, HBO Latino West, HBO Signature SD&HD, HBO Signature West, HBO

quest for Proposal" on the right hand side of the webpage

This invitation does not commit Erie County Sewer District No. 3, Erie County, or its Department of Environment and Planning, Division of Sewerage Management, to accept any proposal, nor does it obligate Erie County for any costs associated with preparing or submitting proposals.

By: JOSEPH L. FIEGL, P.E.
Deputy Commissioner
Erie County
Department of Environment & Planning
Division of Sewerage Management

Dated: 2/9/2016

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Yesterday's Jumbles: FRONT CEASE
Answer: To become a rodeo star need to — LEARN THE

Cryptoquip

The Cryptoquip is a substitution cipher in which one letter you think that X equals O, it will equal O throughout letters, short words and words using an apostrophe give vowels. Solution is by trial and error.

Today's Cryptoquip Clue: Z equals O

MESW BSPFIPAQBFWQ
ZB VFIIFBND BSXTDS
XZIIZM BTISD, NZ GZ
QESG NTPC QES DGD

Yesterday's Cryptoquip: If a guy is four apartment manager, I'd say he's siuging fo

CRYPTOQUIP BOOK 2! Send \$4.50 (check/m.o., CryptoClassics Book 2, P.O. Box 536475, Orlando

Word Game / By KATHI

TODAY'S WORD — BALL

(BALLISTA: huh-LIS-tuh: An ancient weapon used to hurl heavy projectiles.)

Average mark 25 words
Time limit 40 minutes

Can you find 35 or more words in BALLI? The list will be published tomorrow.

YESTERDAY'S WORD — ON

onus	nurse	rune	son
ours	euro	ruse	soot
noes	rose	user	soot
noose	roue	senor	sore
nose	rouse	snore	sou

RULES OF THE GAME: 1. Words must be four or more letters long. 2. Words must be in the dictionary. 3. Additional words made by adding a "d" or an "s" may be used, but "bake" is used, "baked" or "bakes" are not allowed, are admissible. 4. Proper nouns, slang words, or vulgar words are not allowed. To contact Word Game creator Kathi Game, Kathleen Saxe, Universal Uclick, 1130 Walnut St © 2016 United Feature Syndicate, Distributed by Unive

