

PN: 12-3173

April 26, 2013



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Mr. Gerardo Milan-Ramos  
US Environmental Protection Agency  
5 Post Office Square, Suite 100  
Boston, Massachusetts 02109-3912

Mr. Drew Hoffman  
New Hampshire Department of Environmental Services  
29 Hazen Drive  
Concord, NH 03302-0095

RE: Institutional Control Plan (Final Version)  
Coakley Landfill, North Hampton, New Hampshire

Dear Mr. Milan-Ramos and Mr. Hoffman:

On behalf of The Coakley Landfill Group (CLG), Summit Environmental Consultants, Inc. (Summit) is providing the enclosed compact-disc containing a PDF version of the final Institutional Control Plan (ICP) for the Coakley Landfill Site located in North Hampton, New Hampshire. This final report incorporates revisions to the draft report based upon comments that the US Environmental Protection Agency (EPA), in consultation with the New Hampshire Department of Environmental Services (NHDES), provided in a letter to the CLG dated April 11, 2013.

In the April 11, 2013 letter, EPA/NHDES requested that copies of the "annual written notice to property owners in the Groundwater Management Zone" be included in Annual ICP Inspection Reports. Section 2.3 of the final ICP was revised to reflect this requirement. No further comments were included in April 11, 2013 letter.

Feel free to contact Steve Marcotte or Mike Deyling with Summit, or Peter Britz with CLG with any questions.

Sincerely,  
SUMMIT ENVIRONMENTAL CONSULTANTS, INC.

A handwritten signature in black ink, appearing to read "Steve Marcotte".

Stephen B. Marcotte, P.G.  
Project Manager

A handwritten signature in black ink, appearing to read "Michael Deyling".

Michael A. Deyling, P.G., P.Hg.  
President, Principal Hydrogeologist

cc. Peter Britz, Seth Jaffe, Curtis Shipley, Dan MacRitchie, Joe Montello and Robert Sullivan

enclosures

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8 Harlow Street, Suite 4A  
Bangor, ME 04401  
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207.262.9080 fax



[summitenv.com](http://summitenv.com)

**INSTITUTIONAL CONTROL PLAN  
COAKLEY LANDFILL  
NORTH HAMPTON, NEW HAMPSHIRE**

Prepared for:

COAKLEY LANDFILL GROUP  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

Prepared by:

SUMMIT ENVIRONMENTAL CONSULTANTS, INC.  
640 Main Street  
Lewiston, Maine 04240

April 2013 (FINAL)  
Project # 12-3173

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**INSTITUTIONAL CONTROL PLAN  
COAKLEY LANDFILL  
NORTH HAMPTON, NEW HAMPSHIRE**

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**INSTITUTIONAL CONTROL PLAN  
COAKLEY LANDFILL  
NORTH HAMPTON, NEW HAMPSHIRE**

**1.0 INTRODUCTION**

The closed Coakley Landfill Site consists of approximately 107 acres of land located within the Towns of Greenland and North Hampton, New Hampshire. The actual landfill area is located in the southern portion of the Site and covers approximately 27 acres of land located in North Hampton, as shown on the Site Location Map (Figure 1). Institutional controls implemented at the landfill include security measures to restrict access to the landfill, an inspection program to monitor the condition of the landfill cover system, and deed notices, restrictions or easements to control the use of impacted groundwater.

The Coakley Landfill Site consists of two Operable Units. Operable Unit One (OU-1) includes the landfill area, in which source control measures, including consolidation of wastes and installation of a low permeability cover system, were implemented to reduce contaminant migration to site surface water and groundwater. Operable Unit Two (OU-2) includes areas beyond the boundary of the landfill area (OU-1) where the migration of impacted groundwater is monitored to identify potential future risks to off-site receptors and to evaluate the progress of the OU-2 selected site remedy of Monitored Natural Attenuation (MNA).

The June 2000 Institutional Control Plan (2000 ICP) for the Coakley Landfill Site prepared by Aries Engineering, Inc., was developed in accordance with the September 1988 OU-2 Remedial Design/Remedial Action (RD/RA) Scope of Work (SOW) attached to the Coakley Landfill Consent Decree (CD) for OU-2, which was entered in January 1999. The 2000 ICP outlined the regulatory framework and proposed a schedule for obtaining a New Hampshire Department of Environmental Services (NHDES) Groundwater Management Permit (GMP) that would be used to create a Groundwater Management Zone (GMZ) which would control groundwater withdrawal for drinking water purposes on affected properties. On May 14, 2008, Hancock Associates submitted a GMP Application which identified the extent of the GMZ based upon long-term groundwater quality monitoring program results. Subsequently, NHDES issued a GMP (GWP-198712001-N-001) for the Coakley Site on June 19, 2008.

In September 2011, the U.S. Environmental Protection Agency (EPA) completed the third five-year review report for the Coakley Landfill Superfund Site. In that report the EPA noted several minor deficiencies related to Site security, identified several issues to be addressed on the long-term protectiveness of the site remedy, and indicated that the 2000 ICP needs to be updated to incorporate changes that were implemented during the planning and implementation of the GMZ in 2008.

The 2000 ICP included a "Follow-up ICP Evaluation Program" consisting of annual inspections of GMZ properties to confirm that property owners are not using groundwater and that property usage is not interfering with ongoing remedial actions and monitoring activities. These inspections and evaluations were being completed and reported to NHDES in GMP-related



submittals (i.e., Annual Monitoring Reports) or in records kept on file by CLG. However, EPA personnel indicated that for the sake of clarity and to streamline EPA's five-year review process, EPA would prefer to have a stand-alone Annual ICP Inspection Report document, in addition to the water quality monitoring reports submitted to NHDES and EPA.

The purpose of this ICP revision is to incorporate changes to institutional controls that were implemented following the 2008 GMP, and to provide a list of inspection items to be included in future Annual ICP Inspection Reports.

### **1.1 OBJECTIVES**

The objective of this ICP is to provide a framework for future institutional control activities and Annual ICP Inspection Reports to demonstrate that the source control measures and institutional controls are continuing to be effective as part of the overall site remedy in protecting human health and the environment.

The scope of this ICP revision was discussed in a meeting with EPA representatives on November 6, 2012 at EPA's Laboratory in Chelmsford, Massachusetts; at that time, EPA representatives concurred with the conceptual approach to this revision. Unlike the 2000 ICP, which focused solely on implementation of a GMZ and monitoring of GMZ properties, this ICP also includes provisions for conducting annual inspections at the landfill (i.e., cover system inspections, monitoring well maintenance, site security, and stormwater management system inspections).

## **2.0 INSTITUTIONAL CONTROL PLAN**

### **2.1 GROUNDWATER MANAGEMENT ZONE**

The GMZ created by the 2008 NHDES GMP is depicted on Figure 2 (Site Plan), Figure 3 (Groundwater Management Zone Tax Map Overlay) and Figure 4 (Groundwater Management Zone Aerial Photograph Overlay). The boundaries of the GMZ were delineated using groundwater quality and hydrogeological data and generally coincide with existing property lines. Where the GMZ boundary does not coincide with property boundaries, the GMZ boundary has been delineated by metes and bounds and surveyed by a New Hampshire licensed surveyor.

Note that the GMZ created by the 2008 NHDES GMP does not include four properties located south of the landfill (as shown on Figures 3 and 4) where the use of groundwater was restricted by deeded easements obtained prior to issuance of the GMP.

Table 1 provides a list of GMZ properties on which institutional controls have been placed and includes Tax Assessment Map identification, property address, current owners and deed references. In addition to the deed notices promulgated by the creation of the GMZ, a number of groundwater use easements and access agreements have been obtained, as identified in Table 1. Table 1 also includes information relative to the availability of public water, the current status of the property (e.g., undeveloped, residential, commercial) and identifies on which property long-term monitoring program monitoring wells are located.

A copy of deeded easements, access agreements and the GMZ Notice is included in Appendix A.

## **2.2 NATURE OF INSTITUTIONAL CONTROLS**

The GMP serves as the primary institutional control to restrict the use of groundwater in areas where groundwater quality may exceed one or more NHDES-established Ambient Groundwater Quality Standards (AGQSS) based on long-term ground water quality monitoring results. In addition, deeded easements restricting groundwater extraction and access agreements for water quality testing have been obtained for several properties, as identified on Table 1. Note that the GMP provides EPA and NHDES officials permission to access GMZ properties for the purposes of collecting information, examining records, collecting samples, or undertaking other actions associated with the GMP.

The NHDES GMP requirements for the monitoring and use of groundwater within the GMZ are contained in the GMP and *New Hampshire Code of Administrative Rules Chapter Env-Or 600, Section 607.06, Monitoring and Use of Groundwater Within a GMZ*.

The following annual tasks will be completed to maintain institutional controls:

- CLG sends a written notice via certified mail to each property owner in the GMZ indicating that the property is located with the GMZ and that they must notify CLG if any groundwater extraction is currently occurring or is planned to occur. A template for the written notice is included in Appendix B.
- CLG maintains a water quality monitoring program and submits annual monitoring reports that are prepared and certified by a professional engineer or professional geologist licensed in the State of New Hampshire. *Note that this requirement also satisfies EPA's long-term water quality monitoring and reporting requirement.*
- CLG is responsible for ensuring that long-term monitoring locations at the Site are properly maintained and secured from unauthorized access.
- CLG completes Annual ICP Inspection Reports as discussed in Section 2.3.

## **2.3 ANNUAL ICP INSPECTION REPORTS**

An Annual ICP Inspection Report will be completed each year to document the results of institutional control and source control measure inspections. The objectives of the annual inspections and reporting process are as follows:

- Identify whether GMZ property uses, or cover system maintenance issues, have the potential to interfere with ongoing remedial actions (Source Control and Monitored Natural Attenuation); and
- Identify whether the Site and the long-term water quality monitoring points are properly maintained and secured from unauthorized access.

To achieve these goals, the following inspections will be conducted:

- Inspect new aerial photography images (if available) and local planning records, and conduct field reconnaissance, to assess whether land uses and/or property owner information have changed since the previous year;
- Inspect State records regarding possible drilling activities or drinking water well installations that may have occurred during the specified period. Note that these records are readily available through the NHDES OneStop Data and Information database website;
- Complete an annual inspection of Site Security measures (fencing, gates, locks, signs);
- Complete an annual inspection of cover system and stormwater management measures (ditches, cover integrity, vegetation, drainage ways, access roads); and
- Complete an annual inspection of the condition of sampling points utilized for the long-term monitoring of surface water and groundwater (i.e., outfalls, monitoring wells)

In addition to these inspection items, CLG also sends a written notice via certified mail to each property owner in the GMZ, indicating that the use of groundwater is restricted on their property by the GMP and that they must notify CLG if any groundwater extraction is currently occurring or is planned to occur.

The Annual ICP Inspection Report will include a description of the inspection methodology, as well as conclusions and recommendations based upon the inspections and responses to written notices sent to GMZ property owners. Annual ICP Inspection Reports will include a copy of the GMZ Boundary Map from the current GMP, an updated version of Table 1 based upon information collected during field reconnaissance and review of local planning records, and a copy of the written notices and certified mail return receipts.

A copy of the Annual ICP Inspection Checklist provided in Appendix C will be completed and submitted with Annual ICP Inspection Reports. Annual ICP Inspection Reports will be submitted in concert with Annual Monitoring Reports prepared in accordance with NHDES GMP requirements.

## *Tables*

INSTITUTIONAL CONTROL PLAN  
COAKLEY LANDFILL - NORTH HAMPTON, NEW HAMPSHIRE  
TABLE 1  
INSTITUTIONAL CONTROLS SUMMARY TABLE

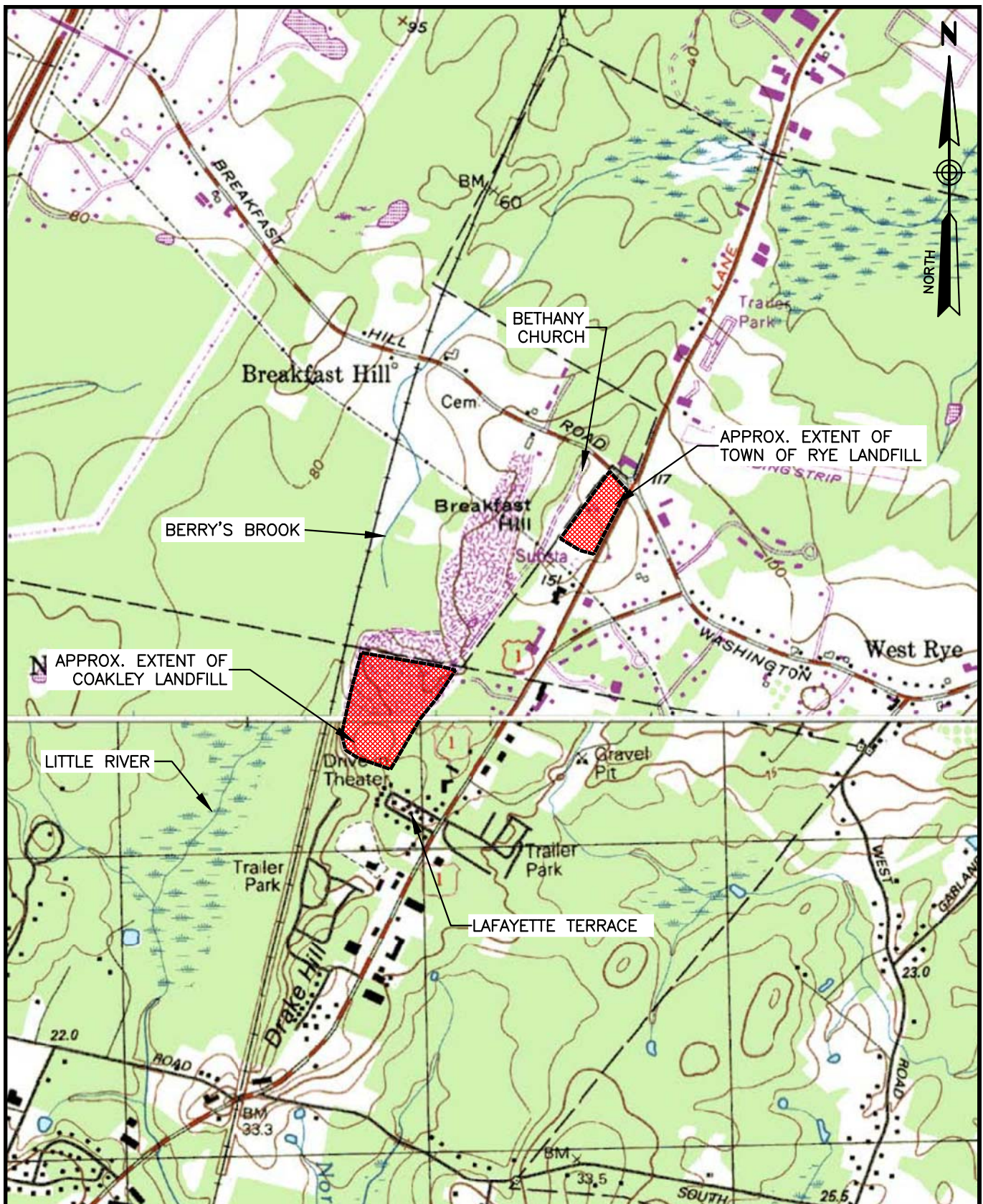
Map	Lot	Owner	Property Address	Land Use	Is Public Water Available?	Property Deed Reference (Book/Page)	Institutional Control (1)	Access Agreement for Monitoring (2)	Groundwater Extraction Deed Restriction (3)	Well(s) on Property (4)
Town of Rye										
6	37	SNS LLC	365 Lafayette Road	Part of Map 21 / Lot 31 in North Hampton	Yes	5238/2463	GMZ Notice (2008)			
10	1	Malcolm E. Smith III	355 Lafayette Road	Commercial/Residential	Yes	5079/0262	GMZ Notice (2008)			
Town of North Hampton										
17	72	Joan M Nordstrom	67 North Road	Frontage on North Road Developed	Yes	2416/583	GMZ Notice (2008)	4151/794 (Expires Sept. 12, 2018)		AE-4A/B
17	73	Joseph F and Yolanda Fitzgerald	65 North Road	Residence on South Portion	Yes	3007/2807	GMZ Notice (2008)	Verbal (1992, ABO)		FPC-4A/B
17	82	Luck Enterprises, Inc.	160 Lafayette Road	Mobile Home Park	Yes	2473/1659	GMZ Notice (2008)	Verbal (Pre OU-1 CD, ABO)		GZ-123, GZ-125
17	86	Christopher C and Louis J Fucci	180 Lafayette Road	Commercial	Yes	3319/952	GMZ Notice (2008)			
17	87	Lori A Lessard Trustee	186 Lafayette Road	Commercial	Yes	2760/2099	GMZ Notice (2008)			
21	8	Joseph J and Helen M McKittrick	188 Lafayette Road	Residential	Yes	2641/2656	GMZ Notice (2008)			
21	10	John J Sr and Dorleena Wylie	8A Lafayette Terrace	Residential	Yes	4030/2567	GMZ Notice (2008)			
21	11	Seth McAlister	12A Lafayette Terrace	Residential	Yes	5044/102	GMZ Notice (2008)			
21	12	William and Christine Adinolfo	16A Lafayette Terrace	Residential	Yes	2963/1721	GMZ Notice (2008)			
21	14	Joseph Hanley	20 Lafayette Terrace	Residential	Yes	4682/1265	GMZ Notice (2008)			
21	14-1	James A C Jones	40-42 Lafayette Terrace	Auto Body Shop	Yes	4451/1104	GMZ Notice (2008)			
21	15	Joseph B and Bridget S Conner	44 Lafayette Terrace	Residential	Yes	4183/1638	GMZ Notice (2008)			
21	16	Rodney K Booker Trustee	46 Lafayette Terrace	Residential	Yes	5196/2724	GMZ Notice (2008)			
21	17	Judith I and Bernard P Tracey	1 Lafayette Terrace	Residential	Yes	2450/687	GMZ Notice (2008)			
21	18	Erin and Joshua Miller	3 Lafayette Terrace	Residential	Yes	5029/1768	GMZ Notice (2008)			
21	19	Richard P and Kimberly M Bartlett	5 Lafayette Terrace	Residential	Yes	3824/2799	GMZ Notice (2008)	Verbal (1992, ABO)		FPC-11A/B/C
21	20	Alexis J Perron III	9 Lafayette Terrace	Residential	Yes	3088/1774	GMZ Notice (2008)			
21	21	Kenneth A and Tracey A Margeson	11 Lafayette Terrace	Residential	Yes	3121/1606	GMZ Notice (2008)			
21	22	Edward and Anita Gabree	15 Lafayette Terrace	Residential	Yes	3013/2221	GMZ Notice (2008)			
21	23	Kenneth A and Tracey A Margeson	Part of 11 Lafayette Terrace	Residential	Yes	3121/1606	GMZ Notice (2008)			
21	24	William Warman	43 Lafayette Terrace	Residential	Yes	4374/1365	GMZ Notice (2008)			
21	25	ZCCMMXIIVOOOOIIIIH5INH LTD Partnership	45 Lafayette Terrace	Residential	Yes	2530/1863	GMZ Notice (2008)			
21	26	Gozinta LLC	198 Lafayette Road	Service Shop	Yes	4275/904	GMZ Notice (2008)			
21	27	206 Lafayette Road LLC	206 Lafayette Road	North Hill Nursery (Horticultural Sales)	Yes	4785/379	GMZ Notice (2008)	3211/1275 (Expires April 25, 2027)		MW-4 & Gas Probe M-5
21	27-1	Derek R Burt Trustee	200 Lafayette Road	Shopping Center	Yes	5147/325	GMZ Notice (2008)	Not Registered (Yearly Auto-Renewal Clause)		AE-1A/B
21	28	Stella A Ciborowski Trust	216 Lafayette Road	Vacant	Yes	2414/729	GMZ Notice (2008)	3198/1005 (Expires Jan. 22, 2027)		OP-5, BP-4 & Gas Probe M-6
21	28-1	Leo J Crotty Jr	216 Lafayette Road	Commercial	Yes	2475/1278	GMZ Notice (2008)			
21	29	S&L Realty Trust	212 Lafayette Road	Commercial/Residential	Yes	3666/1199	GMZ Notice (2008)	Verbal (2001)		FPC-9A/B/C
21	31	SNS LLC	224 Lafayette Road	Commercial/Residential	Yes	5238/2463	GMZ Notice (2008)			
21	32	Coakley Landfill LLC	Coakley Landfill	Coakley Landfill	No	3117/2934	GW Restriction	3857/1189	3857/1189	RMW-3, MW-2, MW-8, MW-9, MW-10, MW-11
21	33	Coakley Landfill LLC	Coakley Landfill	Coakley Landfill	No	3117/2934	GW Restriction			
21	34	James A C Jones	Lafayette Road Rear	Vacant - Equipment Storage	Yes	4451/1102	GW Restriction		4001/133	
21	35	James A C Jones	Lafayette Terrace Rear	Vacant - Equipment Storage	Yes	4451/1102	GW Restriction		4001/137	
21	36	James A C Jones	Lafayette Terrace Rear	Vacant - Equipment Storage	Yes	4451/1102	GW Restriction	4001/137	4001/137	MW-5S, MW-5D, MW-6
21	37	Town of North Hampton	Lafayette Terrace Rear	Vacant	No	3415/1661	GW Restriction		3857/1193	
21	38	Boston and Maine Corp. c/o Guilford Transportation, Inc.	North Road Rear	Vacant	No	See Note #5				
21	39	Joan, Breen and Denise Grenier- Winther, Susan Sherr, and Caryn Blake	North Road Rear	Vacant	No	5142/2979	GW Restriction		3857/1198	
21	40	Boston and Maine Corp. c/o Guilford Transportation, Inc.	North Road Rear	Vacant	No	See Note #5		Verbal (1992,ABO)		GZ-105, FPC-8A/8B, FPC-2A/2B
21	41	Elmer M Sewall	North Road Rear	Vacant	No	1340/524	GMZ Notice (2008)	3211/1272 (No expiration date)		AE-2A/B
21	46	John J Sr and Dorleena L Wylie	10 Lafayette Terrace / Part of 8A	Residential - Part of Map 21 / Lot 10	Yes	3219/2588	GMZ Notice (2008)			
Town of Greenland										
R1	13	Elmer M Sewall Rev Trust 96	340 Breakfast Hill Road (Portion Only)	Portion of Property within GMZ is Vacant	No	3159/928	GMZ Notice (2008)	3211/1268 (No Expiration date)		FPC-5A/B, FPC-6A/B
R1	9B	Town of Greenland	560 Breakfast Hill Road	Vacant - Formerly Part of Coakley Property	No	3454/1131	GMZ Notice (2008)	Coakley Landfill Inc. CD		AE-3A/B, OP-2, FPC-7A/B

Notes:

1. Institutional Controls: GMZ Notice = Use of Groundwater as a Drinking Water Supply is prohibited by the NHDES GMP GMZ; GW Restriction = Refer to Note #:
2. Access Agreements: Book and Page with expiration date indicated if applicable; ABO = Agreement by Others; Coakley Landfill Inc. CD = access per Coakely Landfill Inc. Consent Decree; Agreements also allow access for other monitoring activitie
3. Groundwater Extraction Deed Restrictions apply to all groundwater extraction, with the exception that groundwater extraction is allowed for carrying out the remedies specified in the OU-1 and OU-2 Consent Decree:
4. Note that well couplet FPC-2A/B is located in the rail road right of way and is not in the GMZ. Monitoring well not currently monitored are not included.
5. Two properties owned by Boston and Maine Corp. c/o Guilford Transportation, Inc., are located within the GMZ. However, there is no requirement for either a deed restriction or deed notice, because properties constituting rights of way are not subject to these requirements under New Hampshire law. Source: email from Andrew Hoffman (NHDES) to Coakley Landfill Group (August 2, 2005)

## *Figures*





# FIGURE 1 SITE LOCATION MAP

COAKLEY LANDFILL – NORTH HAMPTON, NH  
PREPARED FOR

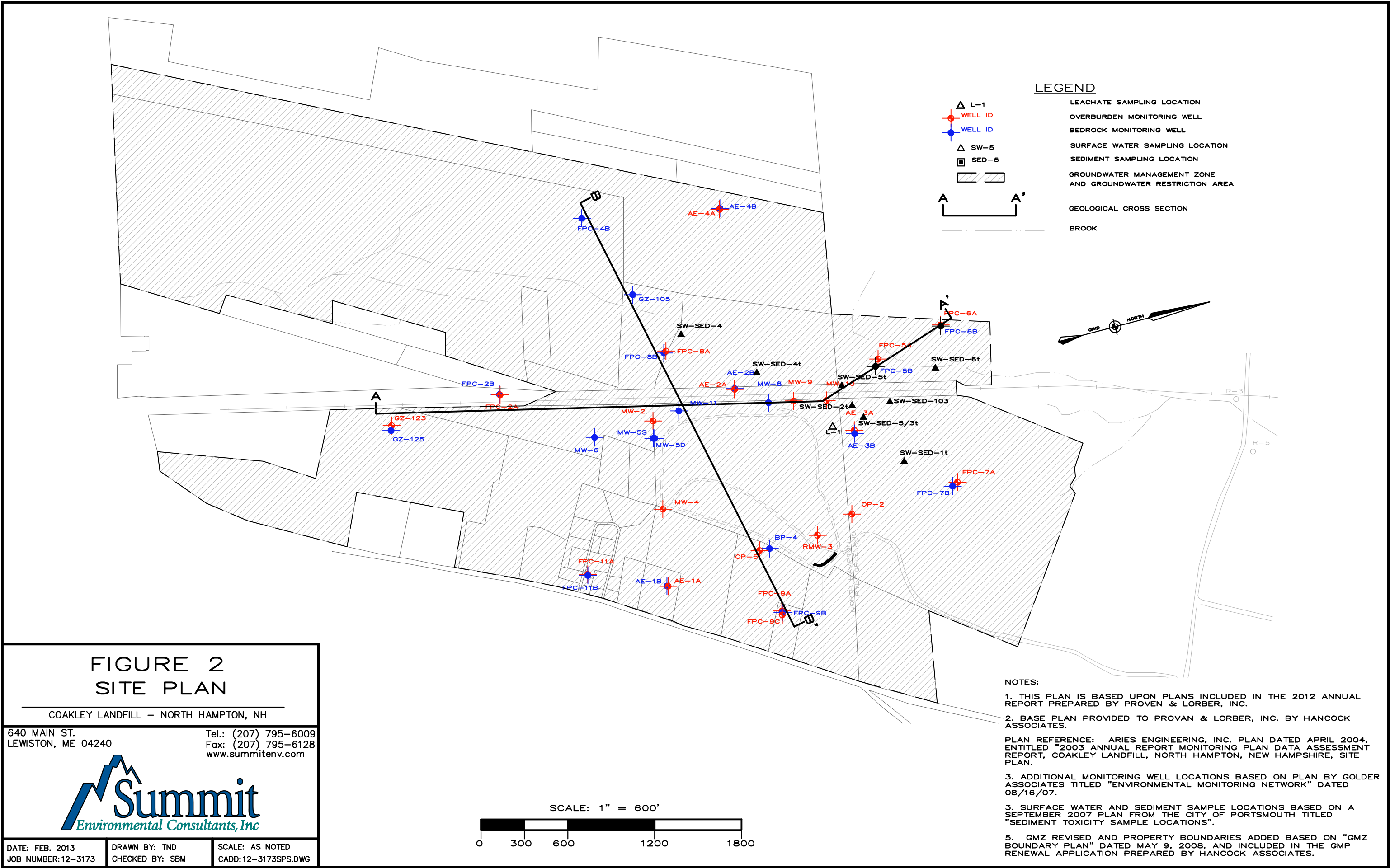
THE COAKLEY LANDFILL GROUP

DATE: FEB. 2013	DRAWN BY: SBM	CHECKED BY: MAD
JOB: 12-3173	1" = 1,500 FEET	FILE: 12-3173FIG1

**Summit**  
Environmental Consultants, Inc

640 MAIN ST.  
LEWISTON, MAINE 04240

Tel.: (207) 795-6009  
Fax: (207) 795-6128







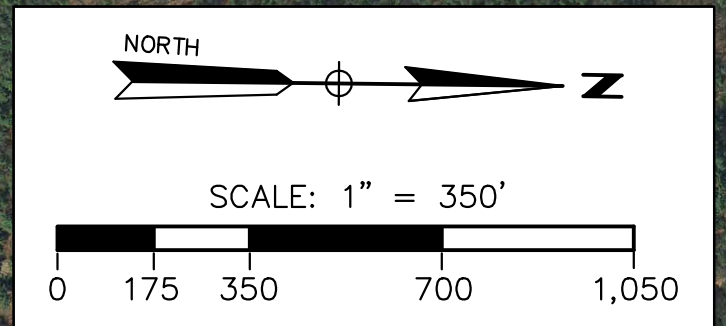




**NOTES**

1) THE GROUNDWATER MANAGEMENT ZONE SHOWN IS BASED UPON "FIGURE 1: GMZ BOUNDARY PLAN", DATED MAY 9, 2008, SUBMITTED TO THE STATE OF NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES (NHDES) IN A GROUNDWATER MANAGEMENT PERMIT APPLICATION PREPARED BY HANCOCK ASSOCIATES, DATED MAY 14, 2008.

2) THE 2010 AERIAL PHOTOGRAPHY SHOWN WAS OBTAINED FROM THE NEW HAMPSHIRE GEOGRAPHICALLY REFERENCED ANALYSIS AND INFORMATION TRANSFER SYSTEM (NH GRANIT).



<b>PROJECT:</b> COAKLEY LANDFILL NORTH HAMPTON, NEW HAMPSHIRE	<b>SHEET TITLE:</b> GROUNDWATER MANAGEMENT ZONE AERIAL PHOTOGRAPH OVERLAY		
	<b>DATE:</b> NOV. 1, 2012	<b>DRAWN BY:</b> SBM	<b>REVIEWED BY:</b> MAD
	<b>SCALE:</b> 1" = 350'		
	<b>CLIENT:</b> COAKLEY LANDFILL GROUP 1 JUNKINS AVE, PORTSMOUTH, NH 03801	<b>NO.</b>	<b>REVISION</b>
<b>640 MAIN ST. LEWISTON, ME 04240 Tel: (207) 795-6009 Fax: (207) 795-6128 www.summitenv.com</b>	<b>Summit</b> Environmental Consultants, Inc.		
<b>PROJECT NO.</b> 12-3173	<b>SHEET:</b> FIGURE 4		



## *Appendices*

## *Appendix A*

### **Deed Notice and Easements Documents**

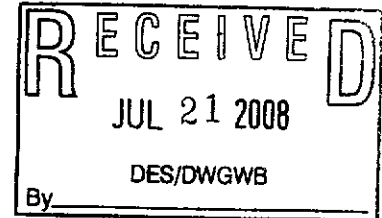
## **GROUNDWATER MANAGEMENT ZONE NOTICE (2008)**



# CITY OF PORTSMOUTH

Community Development Department  
(603) 610-7232

Planning Department  
(603) 610-7216



**DES Site # 198712001**

Groundwater Management Permits Coordinator  
P.O. Box 95, 29 Hazen Drive  
Concord, NH 03302-0095

July 18, 2008

Dear Permit Coordinator:

Enclosed please find certified mail receipts for each of the owners of the lots of record within the Groundwater Management Zone. As required by Permit # 198712001-2-001 condition 9. Of the notices sent one had no receipt returned and four were returned from sender.

Also included please find a sample copy of the letter which was sent out and the notice which was included in the letter.

I believe this satisfies all of the requirements for the initial filing of this permit. I will be reporting in approximately one year's time to provide the annual requirements found in the permit.

If you have any questions or need additional information please do not hesitate to contact me at (603)610-7215 or [plbritz@ch.cityofportsmouth.com](mailto:plbritz@ch.cityofportsmouth.com)

Sincerely,

Peter L. Britz

Coakley Technical Advisory Committee

ecc: Coakley Executive Committee  
Andrew Hoffman, NHDES  
Mike Jasinski, USEPA  
Brenda Haslett, USEPA

*This document is confidential and may contain privileged information. If you (the reader) are not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that you may not use, copy or disclose to anyone any information contained.*

1 Junkins Avenue  
Portsmouth, New Hampshire 03801  
Fax (603) 427-1593



## CITY OF PORTSMOUTH

## LEGAL DEPARTMENT

Robert P. Sullivan, City Attorney – 603-610-7204 (Direct Dial)  
Kathleen M. Dwyer, Assistant City Attorney – 603-427-1338 (Phone/Fax)  
Suzanne M. Woodland, Assistant City Attorney – 603-610-7240 (Direct Dial)

Municipal Complex  
1 Junkins Avenue  
Portsmouth, NH 03801  
(603) 431-2000  
(603) 427-1577 (FAX)

June 26, 2008

Kathleen Tracey  
3 Lafayette Terrace  
North Hampton, NH 03862

RE: Property at 3 Lafayette Terrace  
Assessor Plan 21, Lot 18

Dear Sir/Madam:

Below please find the notice of Groundwater Management Permit as filed at the Rockingham Registry of Deeds. This letter and the notice, found below, was filed on June 25<sup>th</sup> 2008 in accordance with the permit conditions of the Groundwater Management Permit issued by the New Hampshire Department of Environmental Services on June 19th 2008. If you have questions please contact Peter Britz at (603)610-7215 or by email at [plbritz@ch.cityofportsmouth.com](mailto:plbritz@ch.cityofportsmouth.com).

Sincerely,

Robert P. Sullivan, City Attorney  
Chairman Coakley Executive Committee

Recorded on  
6/25/08  
at 8:57 a.m.  
Book 4929, Book  
0795

**NOTICE OF GROUNDWATER MANAGEMENT PERMIT  
GWP-198712001-N-001  
TO BE RECORDED AGAINST:**

**Coakley Landfill Inc. Bk1340 P254 and Bk1347 P172**

NOTICE IS HEREBY GIVEN THAT: The New Hampshire Department of Environmental Services (Department) has issued Groundwater Management Permit #GWP-198712001-N-001 ("Permit") to the Coakley Landfill Group. Pursuant to Env-Or 607.09(a) this notice is recorded for each property located within the groundwater management zone identified in the Permit at the Registry of Deeds in Rockingham County.

The Permit establishes a Groundwater Management Zone ("GMZ"), an area within which groundwater use must be controlled and monitored due to the presence of groundwater contaminants that exceed the State's Ambient Groundwater Quality Standards ("AGQS"). The Permit may include conditions to and restrictions upon the use of the properties within the GMZ, including restrictions on the use of groundwater.

The Permit was issued on June 19, 2008 and expires on June 18, 2013, unless renewed for subsequent five-year period(s). This Notice will remain in effect until such time as the AGQS are restored within the GMZ and the Department issues a Release of Recordation to the Permittee. The Permit is available for review at the New Hampshire Department of Environmental Services, 29 Hazen Drive, Concord, NH 03301 or can be viewed by searching under our OneStop Data Retrieval Site at [http://www2.des.nh.gov/OneStop/ORCB\\_Query.aspx?Project+CCST](http://www2.des.nh.gov/OneStop/ORCB_Query.aspx?Project+CCST).

The following properties are located within the GMZ:

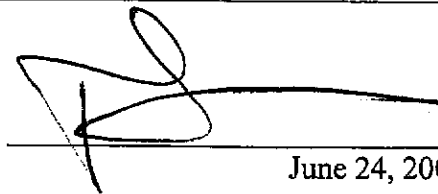
Property Owner/Address	MAP	LOT	Deed Reference Book/Page	
First and Ten Property Management 355 Lafayette Road, Rye	10	1	3294	2953
Joan Nordstrom 67 North Road, North Hampton	17	72	2416	583
Yolanda Fitzgerald 65 North Road, North Hampton	17	73	3007	2807



Luck Enterprises 160 Lafayette Road, North Hampton	17	82	2473	1659
Christopher & Ricardo Fucci 180 Lafayette Road, North Hampton	17	86	3319	952
Lori Lessard, Trustee 186 Lafayette Road, North Hampton	17	87	2760	2101
Helen McKittrick 188 Lafayette Road, North Hampton	21	8	2641	2656
Darleena Wylie 8A Lafayette Terrace, North Hampton	21	10	3219	2588
Susan Laffey 12A Lafayette Terrace, North Hampton	21	11	2964	2565
Christine Adinolfo 16A Lafayette Terrace, North Hampton	21	12	2963	1721
Joseph Hanley 20 Lafayette Terrace, North Hampton	21	14	4682	1265
James Jones 40-42 Lafayette Terrace, North Hampton	21	14-1	4451	1104
Bridget Conner 44 Lafayette Terrace, North Hampton	21	15	4183	1638
Rodney Booker 46 Lafayette Terrace, North Hampton	21	16	4275	902
Bernard Tracey 1 Lafayette Terrace, North Hampton	21	17	2450	687
Kathleen Tracey 3 Lafayette Terrace, North Hampton	21	18	1243	317
Kimberly Bartlett 5 Lafayette Terrace, North Hampton	21	19	3824	2799
Alexis Perron 9 Lafayette Terrace, North Hampton	21	20	3088	1774
Tracy Margeson 15 Lafayette Terrace, North Hampton	21	21	3121	1606
Anita Gabree 15 Lafayette Terrace, North Hampton	21	22	3013	2221
Tracy Margeson 15 Lafayette Terrace, North Hampton	21	23	3121	1606
William Warman 43 Lafayette Terrace, North Hampton	21	24	4374	1365
ZCCMMXIIIV0000III/5/ NH Ltd Ptshp 45 Lafayette Terrace, North Hampton	21	25	2530	1863
Gozinta LLC 198 Lafayette Road, North Hampton	21	26	4275	904
206 Lafayette Road LLC 206 Lafayette Road North Hampton	21	27	4785	379

Hampton				
Stella Ciborowski 216 Lafayette, RoadNorth Hampton	21	28	2366	1127
Leo Crotty, Jr. 216 Lafayette Road, North Hampton	21	28-1	2475	1278
S&L Realty Trust 212 Lafayette Road, North Hampton	21	29	3666	1199
MA NEGM, LLC 224 Lafayette Road, North Hampton	21	31	4649	2366
Coakley Landfill LLC Lafayette Road Rear, North Hampton	21	32	3117	2934
Coakley Landfill, LLC Lafayette Road Rear, North Hampton	21	33	3117	2934
James Jones Lafayette Terrace Rear, North Hampton	21	34	4451	1102
James Jones Lafayette Terrace Rear, North Hampton	21	35	4451	1102
James Jones Lafayette Terrace Rear, North Hampton	21	36	4451	1102
Town of N. Hampton Conservation Commissionn Lafayette Road Rear, North Hampton	21	37	3451	1661
Boston & Maine Corp, c/o Gilford Trans. Inc North Road Rear, North Hampton	21	38		
Richard Grenier & Charter Trust, CoTrustees North Road Rear, North Hampton	21	39	3550	1660
Boston & Maine Corp, c/o Gilford Trans. Inc North Road Rear, North Hampton	21	40		
Elmer Sewell North Road Rear, North Hampton	21	41	1340	524
Darleena Wylie8A Lafayette Terrace North Hampton	21	46	3219	2588
Elmer M. Sewell Rev. Tr. 96340 Breakfast Hill Road, Greenland	R1	13	3159	928
Town of Greenland 560 Breakfast Hill Road, Greenland	R1	9B	3454	1131

/s/Robert Sullivan, Permittee  
Coakley Landfill Group



June 24, 2008

Approved pursuant to authorization of Coakley  
Executive Committee via electronic communication dated June 24, 2008.

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Christine Adinolfo  
16 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9838

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Christine Adinolfo*☐ Agent☒ Addressee

B. Received by (Printed Name)

Christine Adinolfo

C. Date of Delivery

6-28-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Kimberly Bartlett  
5 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9777

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Kimberly Bartlett*☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Rodney Booker  
46 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0041

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Rodney Booker*☐ Agent☒ Addressee

B. Received by (Printed Name)

R Booker

C. Date of Delivery

6-30-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Boston & Maine Corp,c/o Gilford  
Trans.Inc  
Iron Horse Park  
North Billerica, MA 01802

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9890

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Chad Moore

☒ Agent☐ Addressee

B. Received by (Printed Name)

Chad Moore

C. Date of Delivery

6/2/08

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Derek Burt  
8774 Mustic Circle  
Northport, FL 34287

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0072

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Mark Cibrowski

☐ Agent☒ Addressee

B. Received by (Printed Name)

Mark Cibrowski

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Stella A. Cibrowski  
PO Box 443  
Concord, NH 03301

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0096

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Mark Cibrowski

☐ Agent☒ Addressee

B. Received by (Printed Name)

Mark Cibrowski

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Coakley Landfill LLC  
PO Box 190  
Greenland, NH 03840

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9920

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Bridget Conner  
44 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0010

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Leo Crotty, Jr.  
216 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9944

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

First and Ten Property Management  
PO Box 1058  
Hampton, NH 03843

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0119

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Christopher & Ricardo Fucci  
180 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9975

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Anita Gabree  
15 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0003

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gozinta LLC  
198 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0065

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☒ Addressee

B. Received by (Printed Name)

R. Bookes

C. Date of Delivery

6-25-02

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Richard R. Grenier I.V. Trust  
Richard Grenier & Charter Trust,  
CoTrustees  
10 Canterbury Lane  
Bedford, NH 03110-4435

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9937

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

A. Sargent

C. Date of Delivery

6/25/05

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

James Jones  
207 Atlantic Avenue  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9883

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

Sen Sen

C. Date of Delivery

6-20-04

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

James Jones  
207 Atlantic  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0058

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

Jim Song

C. Date of Delivery

6-28-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

206 Lafayette Road LLC  
206 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0089

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

6-28-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Susan Laffey  
12 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9845

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☒ Addressee

B. Received by (Printed Name)

John Holmes

C. Date of Delivery

7-7-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes



## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Lori Lessard, Trustee  
186 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9982

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

*[Signature]*☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

6-30-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

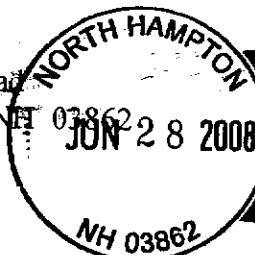
☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Luck Enterprises  
115 Lafayette Road  
North Hampton, NH 03862



2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9968

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

*[Signature]*☐ Agent☒ Addressee

B. Received by (Printed Name)

*[Signature]*

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MA NEGM, LLC  
302 Main Street  
Somersworth, MA 03878

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

*[Signature]*☐ Agent☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery

7/1/08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No*[Signature]*

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9951

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tracy Margeson  
15 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7667 9991

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

7-2-08

D. Is delivery address different from item 1? ☒ YesIf YES, enter delivery address below: ☐ No

11 LAFAYETTE TERRACE  
NORTH HAMPTON, NH 03862

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Helen McKittrick  
188 Lafayette Road  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9869

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

6-30-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Joan Nordstrom  
67 North Road  
North Hampton, NH 03862

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

W Nordstrom

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

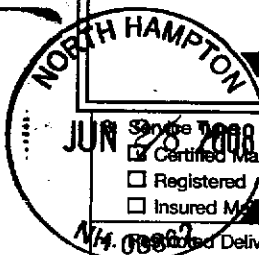
(Transfer from service label)

7007 1490 0003 0669 9876

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540



## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Alexis Perron  
9 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7001 2510 0008 7667 9977

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

6-30-08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

S&L Realty Trust  
PO Box 4276  
Portsmouth, NH 03802-4276

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0102

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

David Webb

C. Date of Delivery

7/10/08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Elmer Sewell  
340 Breakfast Hill Road  
Greenland, NH 03840

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9913

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent☐ Addressee

B. Received by (Printed Name)

Elmer M. Sewell

C. Date of Delivery

7/10/08

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Elmer M. Sewall Rev.Tr.96  
340 Breakfast Hill Road  
Greenland, NH 03840

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9999

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Elmer M. Sewall*☐ Agent☐ Addressee

B. Received by (Printed Name)

Elmer M. Sewall

C. Date of Delivery

JUL 01 2008

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

USPS

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Town of Greenland  
PO Box 100  
Greenland, NH 03840

2. Article Number

(Transfer from service label)

7001 2510 0008 7668 0126

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Wendy V. Chase*☐ Agent☐ Addressee

B. Received by (Printed Name)

Wendy Chase

C. Date of Delivery

JUN 28 2008

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Town of N. Hampton Conservation  
Commsn  
PO Box 710  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9906

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Wendy V. Chase*☐ Agent☐ Addressee

B. Received by (Printed Name)

Wendy Chase

C. Date of Delivery

6/30/08

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Bernard Tracey  
257 Washington Road  
Rye, NH 03870

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9814

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent  
☐ Addressee

B. Received by (Printed Name)

BERNARD TRACEY 6-30-08

C. Date of Delivery

- D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

William Warman  
380 Lafayette Rd, 11-102  
Seabrook, NH 03874

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9784

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent  
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Darlenea Wylie  
8 Lafayette Terrace  
North Hampton, NH 03862

2. Article Number

(Transfer from service label)

7007 1490 0003 0669 9852

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent  
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

City of Portsmouth  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

**CERTIFIED MAIL**



7001 2510 0008 7668 0027



UNITED STATES POSTAGE  
DITNEY BOWES  
02 1M  
0004243738 JUN 27 2008  
\$ 05.49<sup>0</sup>  
MAILED FROM ZIP CODE 03801

UNC

Yolanda Fitzgerald  
PO Box 626  
North Hampton NH 03862

1st NOTICE  
2nd NOTICE  
7-8

NIXIE 031 SE 1 23 07/10/08

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

BC: 03801455599 \*1784-00175-10-27

03862+0626-26 0001  
03801@4555



City of Portsmouth  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

**CERTIFIED MAIL**



7001 2510 0008 7668 0034

UNC

Joseph Hanley  
20 Lafayette Terrace  
North Hampton NH 03862

1st NOTICE  
2nd NOTICE  
RETURNED

628

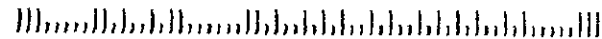


NIXIE 031 5E 1 23 07/10/08

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

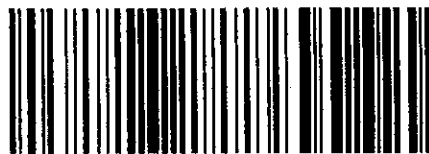
03862+2430-20 2008  
0380104555

BC: 03801455599 \*1863-05056-27-40



City of Portsmouth  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

**CERTIFIED MAIL**



7007 1490 0003 0669 9791

LEGA  
UTK

Kathleen Simmel  
3 Lafayette Terrace  
North Hampton NH 03862



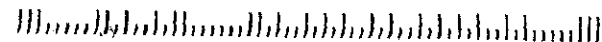
6.28

NIXIE 031 SE 1 23 07/05/08

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD

BC: 03801455599 \*1694-04950-05-20

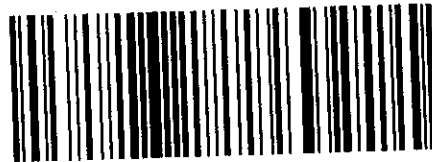
03862+2431-03 8003  
0380164555





City of Portsmouth  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

**CERTIFIED MAIL**



7007 1490 0003 0669 9821

*LEGAL UTH*

Kathleen Tracey  
3 Lafayette Terrace  
North Hampton, NH 03862



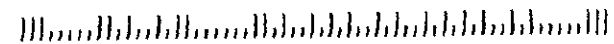
*6.28*

NIXIE 031 SE 1 23 07/05/08

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD

BC: 03901455599 \*1963-04965-27-40

03862+2431-03 5003  
039014555



U.S. Postal Service<sup>SM</sup>  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
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**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



ZCCMMXIIV0000IIII/5/NH Ltd  
Ptshp  
PO Box 65  
Portsmouth, NH 03802


for Instructions

7007 1490 0003 0669 9807

## **ACCESS AGREEMENTS**

### North Hampton

Map-Lot 17-72	Nordstrom
Map-Lot 21-27	206 Lafayette Road, LLC (formerly Ferland)
Map-Lot 21-27-1	Easement - Burt
Map-Lot 21-28	Easement - Ciboroski
Map-Lot 21-41	Easement - Sewall

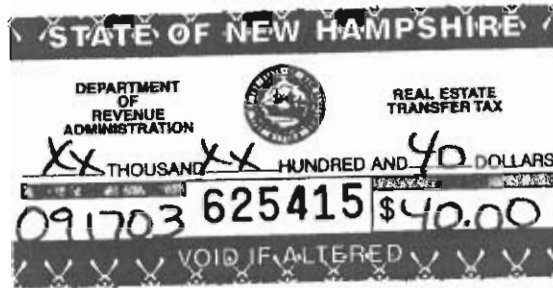
### Greenland

Map-Lot R1-13	Easement – Sewall
---------------	-------------------

North Hampton

Map-Lot 17-72

Nordstrom



### EASEMENT DEED

The undersigned, M. Joan Nordstrom of 67 North Road, North Hampton, New Hampshire 03862, hereby grants to the **COAKLEY EXECUTIVE COMMITTEE**, the **ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED STATES**, and any **agents, contractors, successors or assigns**, all with a mailing address of 1 Junkins Avenue, Portsmouth, New Hampshire 03801, the rights, licenses, and easements as described on Exhibit A attached hereto and as also shown on a Plan entitled "Tax Map 17, Lot 72" for property situated in the Town of North Hampton, New Hampshire, to be recorded in the Rockingham County Registry of Deeds.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be signed this 12th day of September, 2003.

Kyphnia Deren Arrais  
Witness

By: M. Joan Nordstrom  
M. Joan Nordstrom

ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

2003 SEP 17 AM 11:17

114252

STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

Dated: 9/12/2003

Personally appeared the above named, M. Joan Nordstrom, known to me or satisfactorily proven, and acknowledged the foregoing instrument to be her free act and deed.

Before me,

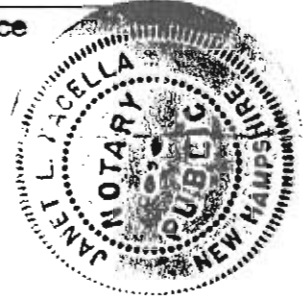
*Janet L. Facella*

Notary Public/Justice of the Peace

Name:

My Commission Expires:

JANET L. FACELLA, Notary Public  
My Commission Expires January 24, 2008



Re: Nordstrom  
Map 17, Lot 72

**EXHIBIT A**  
**DESCRIPTION OF EASEMENT GRANTED**

1. **ACCESS**

The right to enter upon and have vehicular well drilling rig and pedestrian access to the premises for the purposes of installation and periodic maintenance and sampling of groundwater monitoring wells.

Such access shall not pertain to any building located on the Grantor's property.

The above rights shall expire 15 years from the date hereof.

2. The Grantee shall assure and be responsible for all liability for any injury to third parties and shall hold the Grantor harmless for all liability, claims or damages resulting from the Grantee's use and exercise of the above easement rights and the Grantor shall not be responsible for the costs of any environmental clean up which may be required as a result of the discovery of any environmental contamination or injury resulting from the Coakley Landfill operation.

North Hampton

Map-Lot 21-27

206 Lafayette Road, LLC (formerly Ferland)




B 3211 P 1275

**EASEMENT DEED**

The undersigned, **EVELYN FERLAND**, of 171 Little Bay Road, Newington, New Hampshire 03801, hereby grants to the **COAKLEY EXECUTIVE COMMITTEE**, the **ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED STATES**, and any agents, contractors, successors or assigns, all with a mailing address of Municipal Complex, P.O. Box 628, Portsmouth, New Hampshire 03802-0628, the rights, licenses, and easements as described on Exhibit A attached hereto, and as also shown on a plan entitled "Tax Map Reference 21-27", North Hampton New Hampshire to be recorded in the Rockingham County Registry of Deeds.

IN WITNESS WHEREOF, **EVELYN FERLAND**, has caused this instrument to be signed this 25 day of April, 1997.

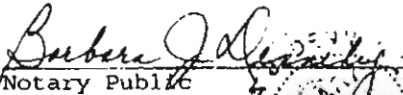
  
Evelyn Ferland

STATE OF NEW HAMPSHIRE  
ROCKINGHAM, SS

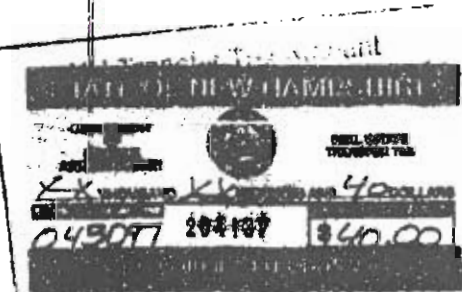
Dated: 4/25/97

Personally appeared the above named, Evelyn Ferland, known to me or satisfactorily proven, and acknowledged the foregoing instrument to be her free act and deed.

Before me,

  
Notary Public  
My Commission Expires

**BARBARA J. DENNEHY**  
My Commission Expires June 24th 1997



APR 30 2 49 PM '97 0018693

ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

B 3211 P 1276

Re: Ferland

OFF SITE REFUSE REMOVAL:

Limited volumes of refuse have been identified on this property within approximately 10 to 15 feet of the landfill property line at the locations shown on the recorded plan. This refuse will be excavated, removed from the property, and relocated onto the landfill. This activity will require heavy earth handling equipment such as backhoes, bulldozers, and dump trucks and support vehicles such as pickup trucks and water tank trucks. Odor control will be provided. Following completion of the work, the area will be backfilled with clean fill, regraded and revegetated. No permanent structures will be left behind as a result of this work.

OFF SITE EARTH WORK:

The recorded plan illustrates the areas where off-site earth work will be completed. This work will include excavation and regrading within an area approximately 10 feet wide abutting the landfill property. This area is in addition to activity area described as "Off-Site Refuse Removal." This activity will require heavy earth handling equipment such as backhoes, bulldozers, dump trucks as well as support equipment such as pickup trucks and water trucks. Following completion of the work, the area will be backfilled with clean fill, regraded and revegetated. No permanent structures will be left behind as a result of this work.

OFF SITE ACCESS WITH SOME DISTURBANCE:

The recorded plan illustrates areas where some off-site disturbance is likely. This will include foot and light vehicular traffic within an area approximately 20 feet wide abutting the landfill. This area is in addition to activity areas described as "Off-Site Work". The expected disturbance to these areas may include removal and/or trampling of existing vegetation and rutting in the surficial soils from vehicular traffic. Erosion resulting from the disturbance will be controlled. At the completion of the work, disturbed areas will be regraded and seeded for stabilization.

OFF SITE ACCESS:

The recorded plan illustrates areas within approximately 50 feet of the abutting landfill property where off-site access limited to foot traffic will be required. Foot traffic will include surveying personnel and sampling personnel for site monitoring wells and a gas monitoring probe described in the following. Little or no physical property disturbance is anticipated.

B 3211 P 1277

EXHIBIT A  
DESCRIPTION OF EASEMENT GRANTED

GROUNDWATER MONITORING WELL:

One groundwater monitoring well (MW-4) located approximately 15 feet from the landfill property) currently exists on this property as shown on the recorded plan. This well will be maintained for long-term groundwater quality monitoring. Access to the well will be required by sampling personnel three to four times a year. The wells will be accessed by foot from the landfill. No physical property disturbance is anticipated for well sampling.

GAS MITIGATION MONITORING PROBE:

One gas migration monitoring probe (M-5) will be installed on this property approximately 10 feet from the landfill property. Installation of this probe will require access by a drilling rig and support vehicles such as a pickup truck. Physical disturbance is expected to be similar to areas described as "off-site access with some disturbance." The area will be regraded and seeded for stabilization. The permanent gas probe will have a 6 inch diameter locking cover and will extend approximately 3 feet above ground. The gas probe will be accessed for monitoring on a monthly basis after construction has been completed. The frequency of access will be reduced after one year. Access for monitoring will be by foot from the Landfill.

CONDITIONS TO EASEMENT

1. Access to the property for construction purposes shall be allowed only through November 1998. Any further access will require a written amendment hereto.
2. Access to the property for monitoring purposes shall be allowed for a period not to exceed 30 years. Any further monitoring shall require a written amendment hereto.
3. The Grantee agrees to evaluate the need for continued monitoring every 5 years. At such time as the Grantee shall determine that monitoring shall no longer be required at the probe or the well(s), the Grantee shall remove that probe or well at the Grantee's expense.
4. Access is granted only for the scope of activities described. Any additional activities or easements shall require a written amendment hereto.

North Hampton

Map-Lot 21-27-1      Easement – Burt

## ACCESS AGREEMENT

THIS AGREEMENT is dated this 15 day of MARCH 1999, by and between the Coakley Landfill Group, by and through the Executive Committee of the Coakley Landfill Superfund Trust (hereinafter the "Group") and Derek R. Burt, (hereinafter called the "Adjoining Owner").

### RECITALS

WHEREAS, the Adjoining Owner owns property in the vicinity of the Coakley Landfill site located in North Hampton, New Hampshire; and

WHEREAS, this site was placed upon the National Priorities List by the Environmental Protection Agency and is commonly known as a "Superfund Site";

WHEREAS, Consent Decrees have been entered between the Coakley Landfill Group and the Environmental Protection Agency with the express purpose of conducting remedial activity at the landfill site;

WHEREAS, the Group has retained Aries Engineering, Inc. ("Aries") as its Environmental Consultant in order to conduct the remedial cleanup activities pursuant to the provisions of the Consent Decrees; and

WHEREAS, the Group wishes to gain access to the property of the Adjoining Owner in order to be able to conduct cleanup activities and comply with the Consent Decree and the Adjoining Owner wishes to permit the Group access to the property in order to conduct cleanup activities which shall be listed as those found in Exhibit A.

NOW THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which is mutually acknowledged, the parties agree

as follows:

1. The Adjoining Owner grants permission to the Group, its agent, any subcontractors of its agent, the United States and the State of New Hampshire, including but not limited to their representatives from the EPA and New Hampshire Department of Environmental Services to enter upon the property and conduct such activities as are outlined in Exhibit A as deemed necessary by its agent or subcontractors;

2. All work to be performed on the property of the Adjoining Owner shall be done in compliance with the health and safety plan approved by the EPA for use onsite;

3. If during the course of activities carried out pursuant to this agreement, excavation is necessary in connection with drilling activities, the Group and or its agents or independent contractors agree to backfill and grade smooth at the end of such excavation.

4. The Group agrees to indemnify and hold harmless the Adjoining Owner from any costs, losses, claims, damages or expenses arising out of any personal injuries incurred by any person on the property as a result of work performed on the property pursuant to this Agreement.

5. The Group agrees that all persons present on the property on its behalf will carry appropriate identification such that the property owner can be assured that such individuals are present on the property pursuant to this Agreement.

6. The Group and or its agents agrees to give the Adjoining Property Owner two days notice by telephone prior to entering the Adjoining Owners' property to perform the activities outlined in Exhibit A. The Group also agrees to obtain the written consent of the Adjoining Owner prior to any amendment of or changes to the activities listed in Exhibit A.

7. This Agreement shall be governed by the laws of the State of New Hampshire.

8. If any paragraph, part, term or provision of this agreement is construed or held to be void, invalid, or unenforceable by order, decree or judgment of the Courts, the remaining paragraphs, parts, terms or provisions shall not be affected but shall remain in full force and effect.

9. This Agreement shall become effective upon execution and shall remain in effect until one year from such date; after which time it shall be automatically renewed on an annual basis unless either party provides written notification that the Agreement shall be terminated.

Executive Committee of the Coakley  
Landfill Superfund Trust

By: \_\_\_\_\_

Duly Authorized

  
Derek R. Burt, Adjoining Owner

## EXHIBIT A

Access to the Burt property for the purposes of the collection of water samples and the installation of a monitoring well cluster and any related activities, all in connection with the Coakley Landfill.



North Hampton

Map-Lot 21-28

Easement – Ciboroski

B3198 P1005

EASEMENT DEED

The undersigned, HENRY J. CIBOROWSKI, in his capacity as  
 Executor of the Estate of STELLA A. CIBOROWSKI, of \_\_\_\_\_

Worcester, Massachusetts, hereby grants to the  
 COAKLEY EXECUTIVE COMMITTEE, the ENVIRONMENTAL PROTECTION AGENCY OF  
 THE UNITED STATES, and any agents, contractors, successors or  
 assigns, all with a mailing address of Municipal Complex, P.O. Box  
 628, Portsmouth, New Hampshire 03802-0628, the rights, licenses,  
 and easements as described on Exhibit A attached hereto<sup>2 pages</sup>, and as  
 also shown on a plan entitled "Tax Map Reference 21-28-~~64~~" to be  
 recorded in the Rockingham County Registry of Deeds.

IN WITNESS WHEREOF, HENRY J. CIBOROWSKI in his aforesaid  
 capacity as Executor of the Estate of Stella A. Ciborowski, has  
 hereunto set his hand and seal this 22<sup>nd</sup> day of January, 1997  
~~December, 1996~~.

\* Property situated in  
 North Hampton, NH

ESTATE OF STELLA CIBOROWSKI

By: Henry J. Ciborowski  
 Henry J. Ciborowski, Executor

COMMONWEALTH OF MASSACHUSETTS  
 COUNTY OF \_\_\_\_\_

Dated:

Personally appeared the above named, HENRY J. CIBOROWSKI in  
 his aforesaid capacity as Executor of the Estate of Stella A.  
 Ciborowski, and acknowledged the foregoing instrument to be his  
 free act and deed in said capacity.

Before me,

Notary Public  
 My Commission Expires \_\_\_\_\_



0004891

FEB 5 9 23 AM '97

ROCKINGHAM COUNTY  
 REGISTRY OF DEEDS

**B3198 P1006**

Re: Ciborcwski  
21-28

EXHIBIT A  
DESCRIPTION OF EASEMENT GRANTED

OFF SITE REFUSE REMOVAL:

Limited volumes of refuse have been identified on this property within approximately 6 to 10 feet of the landfill property line at the locations shown on the recorded plan. This refuse will be excavated, removed from the property, and relocated onto the landfill. This activity will require heavy earth handling equipment such as backhoes, bulldozers, and dump trucks and support vehicles such as pickup trucks and water tank trucks. Odor control will be provided. Following completion of the work, the area will be backfilled with clean fill, regraded and revegetated. No permanent structures will be left behind as a result of this work.

OFF SITE EARTH WORK:

The recorded plan illustrates the areas where off-site earth work will be completed. This work will include excavation and regrading within an area approximately 10 feet wide abutting the landfill property. This activity will require heavy earth handling equipment such as backhoes, bulldozers, dump trucks as well as support equipment such as pickup trucks and water trucks. Following completion of the work, the area will be backfilled with clean fill, regraded and revegetated. No permanent structures will be left behind as a result of this work.

OFF SITE ACCESS WITH SOME DISTURBANCE:

The recorded plan illustrates areas where some off-site disturbance is likely. This will include foot and light vehicular traffic within an area approximately 20 feet wide abutting the landfill. This area is in addition to activity areas described as "Off-Site Work". The expected disturbance to these areas may include removal and/or trampling of existing vegetation and rutting in the surficial soils from vehicular traffic. Erosion resulting from the disturbance will be controlled. At the completion of the work, disturbed areas will be regraded and seeded for stabilization.

OFF SITE ACCESS:

The recorded plan illustrates areas within approximately 50 feet of the abutting landfill property where off-site access limited to foot traffic will be required. Foot traffic will include surveying personnel and sampling personnel for site monitoring wells and a gas monitoring probe described in the following. Little or no physical property disturbance is anticipated.

HOC  
1-27-97

**B3198 P1007**GROUNDWATER MONITORING WELLS

Four groundwater monitoring wells (MW-3S, MW-3D, OP-5, and BP-4,) currently exist on this property as shown on the recorded plan. Wells MW-3S and MW-3D will be removed as part of the "Off-Site Earth Work." Wells OP-5 (located approximately 60 feet from the landfill property, and BP-4 (located approximately 20 feet from the landfill property) will be maintained for long-term groundwater quality monitoring. Provided however that if the Grantor shall require the removal of Well OP-5, the Grantee shall cause the removal within 120 days. Access to these wells will be required by sampling personnel three to four times a year. The wells will be accessed by foot from the landfill. No physical property disturbance is anticipated for well sampling. All test results derived from the monitoring wells shall be forwarded to the Grantor.

GAS MITIGATION MONITORING PROBE:

One gas migration monitoring probe (M-6) will be installed on this property approximately 10 feet from the landfill property. Installation of this probe will require access by a drilling rig and support vehicles such as a pickup truck. Physical disturbance is expected to be similar to areas described as "off-site access with some disturbance." The area will be regraded and seeded for stabilization. The permanent gas probe will have a 6 inch diameter locking cover and will extend approximately 3 feet above ground. The gas probe will be accessed for monitoring on monthly basis after construction has been completed. The frequency of access will be reduced after one year. Access for monitoring will be by foot from the Landfill.

CONDITIONS TO EASEMENT

1. Access to the property for construction purposes shall be allowed only through November 1998. Any further access will require a written amendment hereto.
2. Access to the property for monitoring purposes shall be allowed for a period not to exceed 30 years. Any further monitoring shall require a written amendment hereto.
3. The Grantee agrees to evaluate the need for continued monitoring every 5 years. At such time as the Grantee shall determine that monitoring shall no longer be required at the probe or the well(s), the Grantee shall remove that probe or well at the Grantee's expense.
4. Access is granted only for the scope of activities described. Any additional activities or easements shall require a written amendment hereto.

HAC  
1.22.97

North Hampton

Map-Lot 21-41

Easement – Sewall

B 3211 P1272

EASEMENT DEED

The undersigned, **ELMER M. SEWALL**, of 340 Breakfast Hill Road, Greenland, New Hampshire 03840-2405, being the owner of the within described premises, hereby grants to the **COAXLEY EXECUTIVE COMMITTEE**, the **ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED STATES**, and any agents, contractors, successors or assigns, all with a mailing address of Municipal Complex, P.O. Box 628, Portsmouth, New Hampshire 03802-0628, the rights, licenses, and easements as described on Exhibit A attached hereto, and as also shown on a plan entitled "Tax Map Reference R-21-41", North Hampton, New Hampshire, to be recorded in the Rockingham County Registry of Deeds.

IN WITNESS WHEREOF, **ELMER M. SEWALL** has caused this instrument to be signed this 29<sup>th</sup> day of April, 1997.

Elmer M. Sewall  
Elmer M. Sewall

STATE OF NEW HAMPSHIRE  
ROCKINGHAM, SS

Dated: 4/29/97

Personally appeared the above named, Elmer M. Sewall and known to me or satisfactorily proven, and acknowledged the foregoing instrument to be his free act and deed.

Before me,

Barbara J. Denney  
Notary Public  
My Commission Expires

**BARBARA J. DENNEY**  
My Commission Expires June 24th 1997



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APR 30 2 49 PM '97

ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

B 3211 P 1273

Re: Sewall  
R-21-41

EXHIBIT A  
DESCRIPTION OF EASEMENT GRANTED

1. GROUNDWATER MONITORING WELLS

The right to install a groundwater monitoring well in the location shown on the Plan, including the right of access thereto.

2. PLANT SOURCE

The right to access the areas shown on the Plan as "Wetland Vegetation Plots Easement", for the purpose of locating and removing natural vegetation. The Grantee shall cause all affected areas to be regraded, and left to revegetate by natural means.

3. OFF-SITE WETLAND MONITORING

The right to monitor the wetlands shown on the Plan; including the right to install shallow piezometers and surface water gauges at the approximate locations on the Plan; and including the right to install apparatus and equipment. All rights of access and the right to clear brush are also granted.

B 3211 P 1274

**CONDITIONS TO EASEMENT**

1. The Grantee agrees to hold the Grantor, its successors and assigns, harmless from any losses, damages, costs or claims made by any third party against the Grantor by reason of the activities of the Grantee hereunder.
2. Access to the property for construction purposes shall be allowed only through November 1998. Any further access will require a written amendment hereto.
3. The Grantee agrees to evaluate the need for continued monitoring every 5 years. At such time as the Grantee shall determine the monitoring shall no longer be required, the Grantee shall remove the well(s).
4. Access is granted only for the scope of activities described. Any additional activities shall require a written amendment hereto.



Greenland

Map-Lot R1-13

Easement – Sewall

B 3211 P 1268

**EASEMENT DEED**

The undersigned, **ELMER M. SEWALL AND BARBARA E. SEWALL, TRUSTEES OF THE ELMER M. SEWALL REVOCABLE TRUST, and BARBARA E. SEWALL, Individually**, of 340 Breakfast Hill Road, Greenland, New Hampshire 03840-2405, being the owners of the within described premises, hereby grants to the **COAKLEY EXECUTIVE COMMITTEE, the ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED STATES, and any agents, contractors, successors or assigns**, all with a mailing address of Municipal Complex, P.O. Box 628, Portsmouth, New Hampshire 03802-0628, the rights, licenses, and easements as described on Exhibit A attached hereto, and as also shown on a plan entitled "Tax Map Reference R-1-13", Greenland, New Hampshire, to be recorded in the Rockingham County Registry of Deeds.

IN WITNESS WHEREOF, **ELMER M. SEWALL AND BARBARA E. SEWALL, TRUSTEES, AND BARBARA E. SEWALL, Individually**, have caused this instrument to be signed this 29<sup>th</sup> day of April, 1997.

**ELMER M. SEWALL REVOCABLE TRUST**

By: *Elmer M. Sewall*  
Elmer M. Sewall

By: *Barbara E. Sewall*  
Barbara E. Sewall

By: *Barbara E. Sewall*  
Barbara E. Sewall, Individually



B 3211 P 1269

STATE OF NEW HAMPSHIRE  
ROCKINGHAM, SS

Dated: 4/29/97

Personally appeared the above named, Elmer M. Sewall and Barbara E. Sewall, known to me or satisfactorily proven, and acknowledged the foregoing instrument to be their free act and deed.

Before me,

*Barbara J. Denney*  
Notary Public  
My Commission Expires

**BARBARA J. DENNEY**  
My Commission Expires June 24th 1997



B 3211 P 1270

Re: Sewall  
R-1-13

EXHIBIT A  
DESCRIPTION OF EASEMENT GRANTED

1. GROUNDWATER MONITORING WELLS

The right to install a groundwater monitoring well in the location shown on the Plan, including the right of access thereto.

2. PLANT SOURCE

The right to access the areas shown on the Plan as "Wetland Vegetation Plots Easement", for the purpose of locating and removing natural vegetation. The Grantee shall cause all affected areas to be regraded, and left to revegetate by natural means.

B 3211 P 1271

CONDITIONS TO EASEMENT

1. The Grantee agrees to hold the Grantor, its successors and assigns, harmless from any losses, damages, costs or claims made by any third party against the Grantor by reason of the activities of the Grantee hereunder.
2. Access to the property for construction purposes shall be allowed only through November 1998. Any further access will require a written amendment hereto.
3. The Grantee agrees to evaluate the need for continued monitoring every 5 years. At such time as the Grantee shall determine the monitoring shall no longer be required, the Grantee shall remove the well(s).
4. Access is granted only for the scope of activities described. Any additional activities shall require a written amendment hereto.

## **GROUNDWATER USE DEED RESTRICTIONS**

### North Hampton

Map-Lot 21-32, 21-33	Coakley Landfill LLC
Map-Lot 21-34	Jones (formerly Jonathan Properties)
Map-Lot 21-35. 21-36	Jones (formerly Jonathan Properties)
Map-Lot 21-37	Town of North Hampton
Map-Lot 21-39	Grenier and others

Map-Lot 21-32, 21-33

Coakley Landfill LLC

## DECLARATION OF GROUNDWATER USE RESTRICTIONS

Whereas, Coakley Landfill, Inc. with a mailing address of P.O. Box 190, Greenland, New Hampshire, owns a certain parcel of land described in attached Exhibit A (the "Premises").

Whereas, the Premises, are located within or adjacent to the Coakley Landfill Superfund Site (the "Site") in North Hampton, and Greenland, New Hampshire, which was listed on the National Priority List of hazardous substances sites pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. Section 9605, on June 10, 1986.

Whereas, the Premises, lie within a Groundwater Management Zone (the "GMZ") established pursuant to N.H. Code Admn.R. Ann.Env.-Wm 1403.12(b) and 14.03.14 for the Site and include the Premises shown on a Plan recorded in the Rockingham County Registry of Deeds as Plan #D-22088 ("Premises GMZ").

Whereas, on May 5, 1992, a consent decree for operating unit I (OU-I) was entered as a judgment of the United States District Court for the District of New Hampshire (the "Court") in civil action No. 92-123-D. The OU-I consent decree was between the Settling Defendants named on Exhibit B hereto and the United States. In September 1992, however, the Settling Defendants entered into a consent decree with the State of New Hampshire concerning OU-I which was entered as an order of the Court on September 28, 1992 in civil action number 92-162-SD (the May 1992 consent decree between the Settling Defendants and the United States, and the September 1992 consent decree between the Settling Defendants and the State are hereinafter collectively referred to as the "OU-I consent Decree");

Whereas, on or about August 28, 1995, the United States and the State filed a consent decree with the Court in civil action number 95-338-M, entered among the United States and the State, as Plaintiffs and the Coakley Defendants (the "Coakley Consent Decree"). The Coakley Consent Decree was entered as an order and judgment of the Court on August 29, 1995.

Whereas, on or about October 30, 1998, the United States filed a Consent Decree in civil action number 98-600-SD, entered into among the United States and the State, as Plaintiffs, and the Settling Defendants (the "OU-II Consent Decree"). The Court has entered an order making the OU-II Consent Decree a final judgment of the Court on January 11, 1999.

Whereas, among the stated objectives of the parties to the OU-I, OU-II and Coakley Consent Decrees is the implementation of certain Institutional Controls specified therein.

Whereas, the Institutional Controls required by the OU-I and OU-II consent Decrees require that certain deed restrictions be placed upon the Premises in order to

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ROCKINGHAM COUNTY  
REGISTRY OF DEEDS



further ensure the protectiveness of the remedy required under the ROD, and include, without limitation, easements for access to the Site and other properties for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees and the imposition of land/water use restrictions such as the establishment of the GMZ, listed in the OU-I and OU-II Consent Decrees;

Now therefore, Coakley Landfill, Inc., of Rockingham County, State of New Hampshire, grants the following restrictions on the Premises:

1. No ground water shall be extracted from the Premises GMZ using ground water extraction wells or other ground water extraction systems installed on the Premises or the Premises GMZ for purposes other than carrying out the remedies specified in the OU-I and OU-II Consent Decrees.

2. The State, and its representatives, and the Settling Defendants, and their representatives, are granted rights of access to and across the Premises for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees.

3. The Owner, for itself and its successors and assigns, covenants and agrees to refrain from any activity on the Premises which would or could adversely affect any remedy described in the OU-I, OU-II, and Coakley Consent Decrees or the documents referenced therein, such activity to include, but not limited to, any activity, construction, or use of the Premises which would damage the landfill cap, interfere with the performance, operation or maintenance of remedial actions for OU-I and OU-II, or affect groundwater, surface water, or sediment monitoring system(s).

4. These restrictions and easements shall run with the land, shall be deemed to constitute conservation restrictions pursuant to New Hampshire Revised Statutes Annotated 447:45 through 447:47, and shall be enforceable by the State, and the Settling Defendants.

5. These restrictions and easements shall remain in full force and effect until the issuance by the EPA of a Certification of Compliance with OU-2 Final Groundwater Cleanup Levels pursuant to the term of the Operable Unit Two ROD, and the OU-II Consent Decree, and the determination in writing by the EPA that remedial action for the site is complete pursuant to the terms of the Coakley Consent Decree. These restrictions may not otherwise be modified, amended or released without the written approval and consent of the New Hampshire Department of Environmental Services, and the Court.

6. These restrictions shall be recorded in the Rockingham County Registry of Deeds.

COAKLEY LANDFILL, INC.

By: Ronald C. Coakley  
Duly Authorized 7/17/02STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAMDated: July 17, 2002

Personally appeared the above named Ronald C. Coakley,  
known to me or satisfactorily proven to be the President, of the  
Coakley Landfill, Inc., and being so authorized, executed the within for the purposes  
contained herein.

Before me,

Pamela P. Eames

Notary Public/Justice of the Peace

Name: Pamela P. EamesMy Commission Expires: 9/29/05

EXHIBIT A

Certain tracts or parcels of land situated in the Town of North Hampton, County of Rockingham and State of New Hampshire, and known as Tax Map 21, Lot 32 and Tax Map 21, Lot 33, and more particularly described as follows:

Northerly by the North Hampton-Greenland Town Line; easterly by land now or formerly of Edgar J. Rand in part, in part by land now or formerly of Harrison G. Brown, and in part by land now or formerly of John W. Brown, Jr.; Southerly by land of Paul W. Hobbs in part, in part by land of the Boston and Maine Railroad and in part by land of Helen S. Hobbs, and Westerly by the right of way of the Boston and Maine Railroad.

Together with a right of way fifty (50) feet in width for all purposes along a paved roadway running from Breakfast Hill Road to said parcel for purposes of ingress to and egress from said parcel.

Map-Lot 21-34

Jones (formerly Jonathan Properties)

041827

2003 APR 15 AM 9:55

ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

### DECLARATION OF GROUNDWATER USE RESTRICTIONS

Whereas, Jonathan Properties, LLC with a mailing address of 40 Lafayette Road, North Hampton, New Hampshire 03862, owns a certain parcel of land described in attached Exhibit A (the "Premises").

Whereas, the Premises, or a portion thereof, are located within or adjacent to the Coakley Landfill Superfund Site (the "Site") in North Hampton, and Greenland, New Hampshire, which was listed on the National Priority List of hazardous substances sites pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. Section 9605, on June 10, 1986.

Whereas, the Premises, lie within a Groundwater Management Zone (the "GMZ") established pursuant to N.H. Code Admn.R. Ann.Env.-Wm 1403.12(b) and 14.03.14 for the Site and the entire Premises shown on a plan recorded at the Rockingham County Registry of Deeds as Plan #C-27923 are included within the GMZ ("Premises GMZ").

Whereas, on May 5, 1992, a consent decree for operating unit I (OU-I) was entered as a judgment of the United States District Court for the District of New Hampshire (the "Court") in civil action No. 92-123-D. The OU-I consent decree was between the Settling Defendants named on Exhibit B hereto and the United States. In September 1992, however, the Settling Defendants entered into a consent decree with the State of New Hampshire concerning OU-I which was entered as an order of the Court on September 28, 1992 in civil action number 92-162-SD (the May 1992 consent decree between the Settling Defendants and the United States, and the September 1992 consent decree between the Settling Defendants and the State are hereinafter collectively referred to as the "OU-I consent Decree");

Whereas, on or about August 28, 1995, the United States and the State filed a consent decree with the Court in civil action number 95-338-M, entered among the United States and the State, as Plaintiffs and the Coakley Defendants (the "Coakley Consent Decree"). The Coakley Consent Decree was entered as an order and judgment of the Court on August 29, 1995.

Whereas, on or about October 30, 1998, the United States filed a Consent Decree in civil action number 98-600-SD, entered into among the United States and the State, as Plaintiffs, and the Settling Defendants (the "OU-II Consent Decree"). The Court has entered an order making the OU-II Consent Decree a final judgment of the Court on January 11, 1999.

Whereas, among the stated objectives of the parties to the OU-I, OU-II and Coakley Consent Decrees is the implementation of certain Institutional Controls specified therein.

Whereas, the Institutional Controls required by the OU-I and OU-II consent Decrees require that certain deed restrictions be placed upon the Premises in order to further ensure the protectiveness of the remedy required under the ROD, and include, without limitation, easements for access to the Site and other properties for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees and the imposition of land/water use restrictions such as the establishment of the GMZ, listed in the OU-I and OU-II Consent Decrees;

Now therefore, Jonathan Properties, LLC, of Rockingham County, State of New Hampshire, grants the following restrictions on the Premises:

1. No ground water shall be extracted from the Premises GMZ using ground water extraction wells or other ground water extraction systems installed on the Premises or the Premises GMZ for purposes other than carrying out the remedies specified in the OU-I and OU-II Consent Decrees.

2. The State, and its representatives, and the Settling Defendants, and their representatives, are granted rights of access to and across the Premises for the purpose of monitoring and maintaining existing wells in that area related to the OU-I and OU-II Consent Decrees. See Plan entitled "Easement Plat of Land of Jonathan Properties, LLC dated June, 2002, Lafayette Terrace, North Hampton, NH, Tax Map 21-36" to be recorded herewith.

3. The Owner, for itself and its successors and assigns, covenants and agrees to refrain from any activity on the Premises which would or could adversely affect any remedy described in the OU-I, OU-II, and Coakley Consent Decrees or the documents referenced therein, such activity to include, but not limited to, any activity, construction, or use of the Premises which would damage the landfill cap, interfere with the performance, operation or maintenance of remedial actions for OU-I and OU-II, or affect groundwater, surface water, or sediment monitoring system(s).

4. These restrictions and easements shall run with the land, shall be deemed to constitute conservation restrictions pursuant to New Hampshire Revised Statutes Annotated 447:45 through 447:47, and shall be enforceable by the State, and the Settling Defendants.

5. These restrictions and easements shall remain in full force and effect until the issuance by the EPA of a Certification of Compliance with OU-2 Final Groundwater Cleanup Levels pursuant to the term of the Operable Unit Two ROD, and the OU-II Consent Decree, and the determination in writing by the EPA that remedial action for the site is complete pursuant to the terms of the Coakley Consent Decree. The Coakley Group will implement a good faith effort towards obtaining a Certification of Completion. These restrictions may not otherwise be modified, amended or released without the written approval and consent of the New Hampshire Department of Environmental Services, and the Court.

6. These restrictions shall be recorded in the Rockingham County Registry of Deeds.

JONATHAN PROPERTIES, LLC

By: 

Duly Authorized

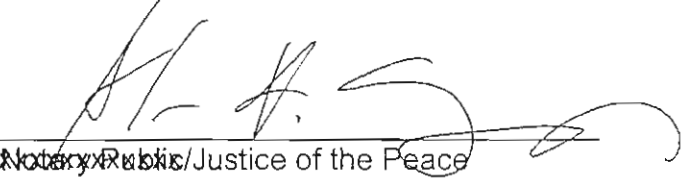
STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

Dated: March 14, 2003

Personally appeared the above named Jonathan W. Kimball, known to me or satisfactorily proven to be the managing member, of JONATHAN PROPERTIES, LLC, and being so authorized, executed the within for the purposes contained therein on behalf of JONATHAN PROPERTIES, LLC.

Before me,

**A True Copy Attest**  
**ALAN H. GANZ**  
**JUSTICE OF THE PEACE**  
**STATE OF NEW HAMPSHIRE**  
**My commission expires Sept. 19, 2006**

  
~~Notary Public~~ Justice of the Peace

Name: Alan H. Ganz

My Commission Expires: 09/19/2006

EXHIBIT A

A certain tract or parcel of land situated in the Town of North Hampton County of Rockingham and State of New Hampshire, and known as Tax Map 21, Lot 34 and more particularly described as follows:

Northeasterly by land now or formerly of Elmer D. Moulton, three hundred eighty-nine (389) feet; Southeasterly by land now or formerly of Kittery Tourist Farms Company, two hundred nine (209) feet; Southwestserly by land now or formerly of the Boston and Maine Railroad, three hundred seventy-seven (377) feet and Northwesterly by land now or formerly of said Railroad, one hundred ninety (190) feet. Containing 1.64 acres.



Map-Lot 21-35. 21-36

Jones (formerly Jonathan Properties)

041828

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ROCKINGHAM COUNTY  
REGISTRY OF DEEDS**DECLARATION OF GROUNDWATER USE RESTRICTIONS**

Whereas, Jonathan Properties, LLC, with a mailing address of 40 Lafayette Road, North Hampton, New Hampshire, 03862 owns a certain parcel of land described in attached Exhibit A (the "Premises").

Whereas, the Premises, or a portion thereof, are located within or adjacent to the Coakley Landfill Superfund Site (the "Site") in North Hampton, and Greenland, New Hampshire, which was listed on the National Priority List of hazardous substances sites pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. Section 9605, on June 10, 1986.

Whereas, the Premises, lie within a Groundwater Management Zone (the "GMZ") established pursuant to N.H. Code Admn.R. Ann.Env.-Wm 1403.12(b) and 14.03.14 for the Site and the entire Premises shown on a Plan recorded at the Rockingham County Registry of Deeds as Plan #C-27923 are included within the GMZ ("Premises GMZ").

Whereas, on May 5, 1992, a consent decree for operating unit I (OU-I) was entered as a judgment of the United States District Court for the District of New Hampshire (the "Court") in civil action No. 92-123-D. The OU-I consent decree was between the Settling Defendants named on Exhibit B hereto and the United States. In September 1992, however, the Settling Defendants entered into a consent decree with the State of New Hampshire concerning OU-I which was entered as an order of the Court on September 28, 1992 in civil action number 92-162-SD (the May 1992 consent decree between the Settling Defendants and the United States, and the September 1992 consent decree between the Settling Defendants and the State are hereinafter collectively referred to as the "OU-I consent Decree");

Whereas, on or about August 28, 1995, the United States and the State filed a consent decree with the Court in civil action number 95-338-M, entered among the United States and the State, as Plaintiffs and the Coakley Defendants (the "Coakley Consent Decree"). The Coakley Consent Decree was entered as an order and judgment of the Court on August 29, 1995.

Whereas, on or about October 30, 1998, the United States filed a Consent Decree in civil action number 98-600-SD, entered into among the United States and the State, as Plaintiffs, and the Settling Defendants (the "OU-II Consent Decree"). The Court has entered an order making the OU-II Consent Decree a final judgment of the Court on January 11, 1999.

Whereas, among the stated objectives of the parties to the OU-I, OU-II and Coakley Consent Decrees is the implementation of certain Institutional Controls specified therein.

Whereas, the Institutional Controls required by the OU-I and OU-II consent Decrees require that certain deed restrictions be placed upon the Premises in order to further ensure the protectiveness of the remedy required under the ROD, and include, without limitation, easements for access to the Site and other properties for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees and the imposition of land/water use restrictions such as the establishment of the GMZ, listed in the OU-I and OU-II Consent Decrees;

Now therefore, Jonathan Properties, LLC, of Rockingham County, State of New Hampshire, grants the following restrictions on the Premises:

1. No ground water shall be extracted from the Premises GMZ using ground water extraction wells or other ground water extraction systems installed on the Premises or the Premises GMZ for purposes other than carrying out the remedies specified in the OU-I and OU-II Consent Decrees.
2. The State, and its representatives, and the Settling Defendants, and their representatives, are granted rights of access to and across the Premises for the purpose of monitoring and maintaining existing wells in that area related to the OU-I and OU-II Consent Decrees. See Plan entitled "Easement Plat of Land of Jonathan Properties, LLC dated June, 2002, Lafayette Terrace, North Hampton, NH Tax Map 21, Lot 34" to be recorded herewith.
3. The Owner, for itself and its successors and assigns, covenants and agrees to refrain from any activity on the Premises which would or could adversely affect any remedy described in the OU-I, OU-II, and Coakley Consent Decrees or the documents referenced therein, such activity to include, but not limited to, any activity, construction, or use of the Premises which would damage the landfill cap, interfere with the performance, operation or maintenance of remedial actions for OU-I and OU-II, or affect groundwater, surface water, or sediment monitoring system(s).
4. These restrictions and easements shall run with the land, shall be deemed to constitute conservation restrictions pursuant to New Hampshire Revised Statutes Annotated 447:45 through 447:47, and shall be enforceable by the State, and the Settling Defendants.

5. These restrictions and easements shall remain in full force and effect until the issuance by the EPA of a Certification of Compliance with OU-2 Final Groundwater Cleanup Levels pursuant to the term of the Operable Unit Two ROD, and the OU-II Consent Decree, and the determination in writing by the EPA that remedial action for the site is complete pursuant to the terms of the Coakley Consent Decree. The Coakley Group will implement a good faith effort towards obtaining a Certification of Completion. These restrictions may not otherwise be modified, amended or released without the written approval and consent of the New Hampshire Department of Environmental Services, and the Court.

6. These restrictions shall be recorded in the Rockingham County Registry of Deeds.

JONATHAN PROPERTIES, LLC

By:   
Managing Member

STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

Dated: March 14, 2003

Personally appeared the above named Jonathan W. Kimball, known to me or satisfactorily proven to be the Managing Member of Jonathan Properties, LLC, being so authorized, executed and acknowledged that he signed same on behalf of the Limited Liability Company for the purposes contained herein.

Before me,

A True Copy Attest  
ALAN H. GANZ  
JUSTICE OF THE PEACE  
STATE OF NEW HAMPSHIRE  
My commission expires Sept. 19, 2006

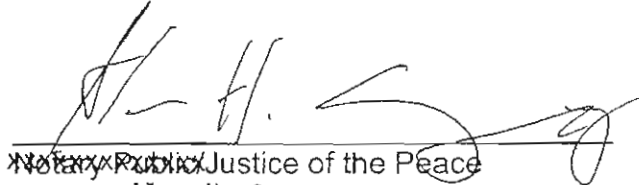
  
~~Notary Public~~ Justice of the Peace  
Name: Alan H. Ganz  
My Commission Expires: 09/19/2006

EXHIBIT A

Certain tracts or parcels of land situated in the Town of North Hampton, County of Rockingham and State of New Hampshire and known as Tax Map 21, Lot 35 and Tax Map 21, Lot 36, Town of North Hampton and being more particularly bounded and described as follows:

Beginning at a point on the southwest corner of the within described premises on the eastern side of the Boston & Maine Railroad tracks adjacent to marker 2665+18.69 at an iron pin to be set; thence running N 37° 37' 34" E a distance of 603.24 feet along land now or formerly of Luck Enterprises, Inc. to a stone bound; thence turning and running S 65° 19' 56" E a distance of 372.17 feet along land now or formerly of Luck Enterprises, Inc. and Louis J. Fucci to an iron pin to be set; thence turning and running N 36° 45' 36" E a distance of 216.89 feet along land now or formerly of Landkraft properties and John Kimball to an iron rail end; thence turning and running N 69° 14' 54" W a distance of 378.20 feet along land now or formerly of Coakley Landfill, Inc. to a stone bound; thence turning and running N 38° 41' 19" E a distance of 180.16 feet along land now or formerly of Coakley Landfill, Inc. to an iron pin to be set; thence turning and running N 73° 19' 18" W a distance of 241 feet along land now or formerly of Coakley Landfill, Inc. to an iron rail; thence turning and running S 34° 36' 59" W a distance of 311.77 feet along land now or formerly of Richard Hobbs to a stone bound; thence turning and running S 17° 47' 39" W a distance of 612.68 feet parallel to the Boston and Maine Corporation railroad tracks to the point begun at.

Map-Lot 21-37

Town of North Hampton

**DECLARATION OF GROUNDWATER USE RESTRICTIONS**

Whereas, The Town of North Hampton, with a mailing address of 237 Atlantic Avenue, North Hampton, New Hampshire, owns a certain parcel of land described in attached Exhibit A (the "Premises").

Whereas, the Premises, are located within or adjacent to the Coakley Landfill Superfund Site (the "Site") in North Hampton, and Greenland, New Hampshire, which was listed on the National Priority List of hazardous substances sites pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. Section 9605, on June 10, 1986.

Whereas, the Premises, lie within a Groundwater Management Zone (the "GMZ") established pursuant to N.H. Code Admn.R. Ann.Env.-Wm 1403.12(b) and 14.03.14 for the Site and the entire Premises are shown on a Plan recorded at the Rockingham County Registry of Deeds as Plan #C-27923 are included within the GMZ (Premises GMZ).

Whereas, on May 5, 1992, a consent decree for operating unit I (OU-I) was entered as a judgment of the United States District Court for the District of New Hampshire (the "Court") in civil action No. 92-123-D. The OU-I consent decree was between the Settling Defendants named on Exhibit B hereto and the United States. In September 1992, however, the Settling Defendants entered into a consent decree with the State of New Hampshire concerning OU-I which was entered as an order of the Court on September 28, 1992 in civil action number 92-162-SD (the May 1992 consent decree between the Settling Defendants and the United States, and the September 1992 consent decree between the Settling Defendants and the State are hereinafter collectively referred to as the "OU-I consent Decree");

Whereas, on or about August 28, 1995, the United States and the State filed a consent decree with the Court in civil action number 95-338-M, entered among the United States and the State, as Plaintiffs and the Coakley Defendants (the "Coakley Consent Decree"). The Coakley Consent Decree was entered as an order and judgment of the Court on August 29, 1995.

Whereas, on or about October 30, 1998, the United States filed a Consent Decree in civil action number 98-600-SD, entered into among the United States and the State, as Plaintiffs, and the Settling Defendants (the "OU-II Consent Decree"). The Court has entered an order making the OU-II Consent Decree a final judgment of the Court on January 11, 1999.

Whereas, among the stated objectives of the parties to the OU-I, OU-II and Coakley Consent Decrees is the implementation of certain Institutional Controls specified therein.

Whereas, the Institutional Controls required by the OU-I and OU-II consent Decrees require that certain deed restrictions be placed upon the Premises in order to further ensure the protectiveness of the remedy required under the ROD, and include, without limitation, easements for access to the Site and other properties for the purpose

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ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

of conducting any activity related to the OU-I and OU-II Consent Decrees and the imposition of land/water use restrictions such as the establishment of the GMZ, listed in the OU-I and OU-II Consent Decrees;

Now therefore, The Town of North Hampton, of Rockingham County, State of New Hampshire, grants the following restrictions on the Premises:

1. No ground water shall be extracted from the Premises GMZ using ground water extraction wells or other ground water extraction systems installed on the Premises or the Premises GMZ for purposes other than carrying out the remedies specified in the OU-I and OU-II Consent Decrees.

2. The State, and its representatives, and the Settling Defendants, and their representatives, are granted rights of access to and across the Premises for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees.

3. The Owner, for itself and its successors and assigns, covenants and agrees to refrain from any activity on the Premises which would or could adversely affect any remedy described in the OU-I, OU-II, and Coakley Consent Decrees or the documents referenced therein, such activity to include, but not limited to, any activity, construction, or use of the Premises which would damage the landfill cap, interfere with the performance, operation or maintenance of remedial actions for OU-I and OU-II, or affect groundwater, surface water, or sediment monitoring system(s).

4. These restrictions and easements shall run with the land, shall be deemed to constitute conservation restrictions pursuant to New Hampshire Revised Statutes Annotated 447:45 through 447:47, and shall be enforceable by the State, and the Settling Defendants.

5. These restrictions and easements shall remain in full force and effect until the issuance by the EPA of a Certification of Compliance with OU-2 Final Groundwater Cleanup Levels pursuant to the term of the Operable Unit Two ROD, and the OU-II Consent Decree, and the determination in writing by the EPA that remedial action for the site is complete pursuant to the terms of the Coakley Consent Decree. These restrictions may not otherwise be modified, amended or released without the written approval and consent of the New Hampshire Department of Environmental Services, and the Court.

6. These restrictions shall be recorded in the Rockingham County Registry of Deeds.



TOWN OF NORTH HAMPTON  
By its Conservation Commission

By: Henry F. Mixer  
Duly Authorized

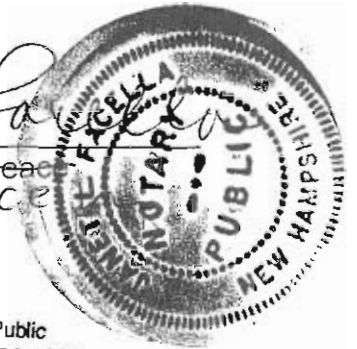
STATE OF NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

Dated: 1/14/2002

Personally appeared the above named Henry F. Mixer, known to me or satisfactorily proven to be the Chairman, of the Town of North Hampton Conservation Commission, being so authorized, executed and acknowledged that he signed same on behalf of the Conservation Commission for the purposes contained herein.

Before me,

Janet L. Facella  
Notary Public/Justice of the Peace  
Name: Janet L. Facella  
My Commission Expires:



JANET L. FACELLA, Notary Public  
My Commission Expires January 24, 2008

EXHIBIT A

A certain tract or parcel of land situated in the Town of North Hampton County of Rockingham and State of New Hampshire, and known as Tax Map 21, Lot 37 and more particularly described as follows:

Beginning at the northwesterly corner of said tract at the southwesterly corner of the Coakley Landfill, formerly of the heirs of E.M. Berry, on the easterly sideline of the B&MRR, said point is 38 feet easterly of the centerline of location, Station 2674+72, more or less; thence easterly 95 feet, more or less by land of said Coakley Landfill to an iron rail at other land of B&MRR, said land conveyed by John W. Berry to the Eastern Railroad June 22, 1871 (RCRD Book 543, Page 288); thence southwesterly 328 feet, more or less, through a stone bound by other land of said B&MRR to the easterly sideline of said railroad; thence North 13° 36' 15" East (railroad azimuth) 314 feet, more or less, by the sideline of said railroad to the point of beginning.

EXHIBIT B  
SETTLING DEFENDANTS

City of Portsmouth, N.H.  
Town of North Hampton, N.H.  
Town of Newington, N.H.  
1001 Islington Street, Inc.  
Automotive Supply Associates, Inc.  
BFI Waste Systems of North America, Inc.  
Booth Fisheries Corporation  
Bournival, Inc.  
Custom Pools, Inc.  
Erie Scientific  
Gary W. Blake, Inc.  
Great Bay Marine, Inc.  
GTE Operations Support Incorporated  
K.J. Quinn & Co., Inc.  
Kmart Corporation  
Mobil Oil Corporation  
New England Telephone & Telegraph Company  
Newington Midas Muffler  
Northern Utilities, Inc.  
PMC Liquidation Inc.  
Public Service Company of New Hampshire  
S&H Precision Manufacturing Co., Inc.  
Saef Lincoln-Mercury, Inc.  
Seacoast Volkswagon Inc.  
Simplex Technologies, Inc.  
United Technologies, Inc.  
Waste Management of Maine, Inc.  
waste Management of New Hampshire, Inc.

Map-Lot 21-39

Grenier and others

DECLARATION OF GROUNDWATER USE RESTRICTIONS

Whereas, The Richard R. Grenier Intervivos Trust, Richard R. Grenier and Charter Trust Company, Co-Trustees, with a mailing address of 11 Philbrook Terrace, Hampton, New Hampshire, owns a certain parcel of land described in attached Exhibit A (the "Premises").

Whereas, the Premises, are located within or adjacent to the Coakley Landfill Superfund Site (the "Site") in North Hampton, and Greenland, New Hampshire, which was listed on the National Priority List of hazardous substances sites pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. Section 9605, on June 10, 1986.

Whereas, the Premises, lie within a Groundwater Management Zone (the "GMZ") established pursuant to N.H. Code Admn.R. Ann.Env.-Wm 1403.12(b) and 14.03.14 for the Site. (That portion of the Premises which is burdened by the GMZ shall hereinafter be referred to as the "Premises GMZ").

Whereas, on May 5, 1992, a consent decree for operating unit I (OU-I) was entered as a judgment of the United States District Court for the District of New Hampshire (the "Court") in civil action No. 92-123-D. The OU-I consent decree was between the Settling Defendants named on Exhibit B hereto and the United States. In September 1992, however, the Settling Defendants entered into a consent decree with the State of New Hampshire concerning OU-I which was entered as an order of the Court on September 28, 1992 in civil action number 92-162-SD (the May 1992 consent decree between the Settling Defendants and the United States, and the September 1992 consent decree between the Settling Defendants and the State are hereinafter collectively referred to as the "OU-I consent Decree");

Whereas, on or about August 28, 1995, the United States and the State filed a consent decree with the Court in civil action number 95-338-M, entered among the United States and the State, as Plaintiffs and the Coakley Defendants (the "Coakley Consent Decree"). The Coakley Consent Decree was entered as an order and judgment of the Court on August 29, 1995.

Whereas, on or about October 30, 1998, the United States filed a Consent Decree in civil action number 98-600-SD, entered into among the United States and the State, as Plaintiffs, and the Settling Defendants (the "OU-II Consent Decree"). The Court has entered an order making the OU-II Consent Decree a final judgment of the Court on January 11, 1999.

Whereas, among the stated objectives of the parties to the OU-I, OU-II and Coakley Consent Decrees is the implementation of certain Institutional Controls specified therein.

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ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

Whereas, the Institutional Controls required by the OU-I and OU-II consent Decrees require that certain deed restrictions be placed upon the Premises in order to further ensure the protectiveness of the remedy required under the ROD, and include, without limitation, easements for access to the Site and other properties for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees and the imposition of land/water use restrictions such as the establishment of the GMZ, listed in the OU-I and OU-II Consent Decrees;

Now therefore, The Richard R. Grenier Intervivos Trust, Richard R. Grenier and Charter Trust Company, Co-Trustees, of Rockingham County, State of New Hampshire, grants the following restrictions on the Premises:

1. No ground water shall be extracted from the Premises GMZ using ground water extraction wells or other ground water extraction systems installed on the Premises or the Premises GMZ for purposes other than carrying out the remedies specified in the OU-I and OU-II Consent Decrees.

2. The State, and its representatives, and the Settling Defendants, and their representatives, are granted rights of access to and across the Premises for the purpose of conducting any activity related to the OU-I and OU-II Consent Decrees.

3. The Owner, for itself and its successors and assigns, covenants and agrees to refrain from any activity on the Premises which would or could adversely affect any remedy described in the OU-I, OU-II, and Coakley Consent Decrees or the documents referenced therein, such activity to include, but not limited to, any activity, construction, or use of the Premises which would damage the landfill cap, interfere with the performance, operation or maintenance of remedial actions for OU-I and OU-II, or affect groundwater, surface water, or sediment monitoring system(s).

4. These restrictions and easements shall run with the land, shall be deemed to constitute conservation restrictions pursuant to New Hampshire Revised Statutes Annotated 447:45 through 447:47, and shall be enforceable by the State, and the Settling Defendants.

5. These restrictions and easements shall remain in full force and effect until the issuance by the EPA of a Certification of Compliance with OU-2 Final Groundwater Cleanup Levels pursuant to the term of the Operable Unit Two ROD, and the OU-II Consent Decree, and the determination in writing by the EPA that remedial action for the site is complete pursuant to the terms of the Coakley Consent Decree. These restrictions may not otherwise be modified, amended or released without the written approval and consent of the New Hampshire Department of Environmental Services, and the Court.

6. These restrictions shall be recorded in the Rockingham County Registry of Deeds.

RICHARD R. GRENIER INTERVIVOS TRUST

By: Richard R. Grenier  
 Richard R. Grenier, Co-Trustee

CHARTER TRUST COMPANY, CO-TRUSTEE

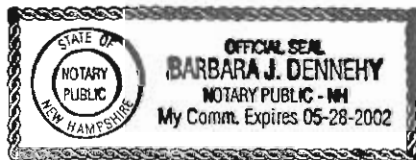
By: Brenda B Harrington  
 Duly Authorized VP + Wealth Advisor

STATE OF NEW HAMPSHIRE  
 COUNTY OF ROCKINGHAM

Dated: 2-6-02

Personally appeared the above named Richard R. Grenier, known to me or satisfactorily proven to be the Co-Trustee of the Richard R. Grenier Intervivos Trust and who executed the within and acknowledged that he signed same for the purposes contained herein.

Before me,



Barbara J. Dennehy  
 Notary Public/Justice of the Peace  
 Name:  
 My Commission Expires:

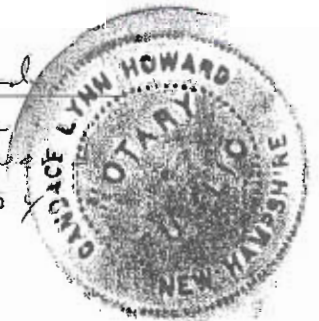
STATE OF NEW HAMPSHIRE  
 COUNTY OF STRAFFORD

Dated: 1/28/02

Personally appeared the above named Brenda B Harrington, duly authorized officer of Charter Trust Company, the Co-Trustee of the Richard R. Grenier Intervivos Trust, known to me or satisfactorily proven, and executed the within and acknowledged that he/she signed same for the purposes contained herein.

Before me,

Constance Lynn Howard  
 Notary Public/Justice of the Peace  
 Name: Constance Lynn Howard  
 My Commission Expires: 5/26/04



## ***Appendix B***

### **Annual GMZ Written Notice Letter Template**



DATE

[PROPERTY OWNER]

[ADDRESS LINE 1]

[ADDRESS LINE 2]

Dear Sir or Madam,

This letter is an annual letter to notify you that your property is one of the properties within the Groundwater Management Zone for the Coakley Landfill.

As required by the New Hampshire Department of Environmental Services Groundwater Management Permit for the Coakley Landfill Site and in accordance with the Institutional Control Plan for Coakley Landfill Site, this letter is being sent to inquire as to whether there are any new drinking water supply wells on your property. *[or whether there are any plans to construct a water supply well on your property - underlined text to be included on notifications to GMZ properties located between landfill and Route 1].* If so please notify me at the address below.

If you have questions or would like additional information please contact me at 603-610-7215, by email at [plbritz@cityofportsmouth.com](mailto:plbritz@cityofportsmouth.com) or by mail at the address below.

Sincerely,

Peter L. Britz  
Coakley Technical Committee  
City of Portsmouth  
1 Junkin Avenue  
Portsmouth, NH 03801

## *Appendix C*

### **Annual Institution Controls Review Checklist**

**Annual Institution Control Inspection Checklist  
Coakley Landfill  
North Hampton, New Hampshire**

**LANDFILL COVER SYSTEM**

<b><u>Satisfactory</u></b>	<b><u>Unsatisfactory</u></b>	<b><u>Item</u></b>
1. _____	_____	Physical condition of run-off control structures
2. _____	_____	Physical condition of final cover (i.e.; ponding of rainwater, presence of burrowing animals, deep rooted vegetation, leachate seeps, stressed vegetation, excessive vegetation)
3. _____	_____	Physical condition of final cover (i.e.; cracks, subsidence, erosion).

**PERIMETER DRAINAGE AND ROADWAYS**

<b><u>Satisfactory</u></b>	<b><u>Unsatisfactory</u></b>	<b><u>Item</u></b>
1. _____	_____	Physical condition of drainage ditches and stormwater control measures (i.e.; outlet culverts/wiers, ponding of rainwater, stressed or excessive vegetation, obstruction)
2. _____	_____	Physical condition of roadways (i.e.; erosion, subsidence)

## **GROUNDWATER AND SURFACE WATER MONITORING POINTS**

<b><u>Satisfactory</u></b>	<b><u>Unsatisfactory</u></b>	<b><u>Item</u></b>
1. _____	_____	Physical condition of wells (i.e.; locks and protective casings)
2. _____	_____	Performance of monitoring wells during sampling (i.e.; no obstructions or bends, no excess sediment accumulation, adequate yield)
3. _____	_____	Physical condition of surface water collection points (i.e.; excessive vegetation or other issues affecting the ability to collect samples)

## **LANDFILL AREA SECURITY**

<b><u>Satisfactory</u></b>	<b><u>Unsatisfactory</u></b>	<b><u>Item</u></b>
1. _____	_____	Integrity of fencing, signs, gates, locks.
2. _____	_____	General condition of Site access

## **GROUNDWATER MANAGEMENT ZONE PROPERTIES**

<b><u>Yes</u></b>	<b><u>No</u></b>	<b><u>Item</u></b>
1. _____	_____	Is there evidence of any groundwater extraction based upon field reconnaissance and review of State and Local resources
2. _____	_____	Is there evidence of any proposed developments that may affect the remedial actions or monitoring points (i.e.; large developments, new stormwater management measures, large cleared areas)
3. _____	_____	Was the Property Ownership and Land Use information on Table 1 in the ICP been reviewed and updated based upon a review of Town Tax Assessment Files.
4. _____	_____	Were the Annual Written Notices sent to the owners of properties located within the Groundwater Management Zone.

## **GROUNDWATER MANAGEMENT ZONE**

<b><u>Yes</u></b>	<b><u>No</u></b>	<b><u>Item</u></b>
1. _____	_____	Are there any new ambient groundwater quality standard (AGQS) exceedances at wells located along the boundary of the Groundwater Management Zone.
2. _____	_____	Have any Groundwater Management Zone Properties been subdivided. [NHDES guidance requires that a new recordation be completed if there is a change in the configuration of properties in the Groundwater Management Zone.]

**COMMENTS** (i.e.; issues noted, dates of field inspections and review of local/state resources)

**REPONSE ACTIONS TAKEN:**

**INSPECTOR NAME(S)** \_\_\_\_\_ **Date**\_\_\_\_\_

**INSPECTOR SIGNATURE(S)** \_\_\_\_\_ **Date**\_\_\_\_\_