

11011
Code 241GD

21 APR 1957 ↑

Mr. Parvis Farahzed
Little Rock Construction Company
P.O. Box 532
Miller Place, NY 11764

Dear Mr. Farahzed:

The Department of the Navy, acting through the Northern Division, Naval Facilities Engineering Command, (Northern Division, NAVFACENGCOM), requests permission to locate temporary monitoring wells on premises owned by Mr. Parvis Farahzed, known as Section 076, Block 0002, Lot 006 as shown on the Official tax map of the Township of Riverhead, Suffolk County, New York (herein the Property).

Northern Division, NAVFACENGCOM has conducted a thorough investigation of on-site contamination resulting from operations of the Department of the Navy formerly conducted at Naval Weapons Industrial Reserve Plant. Available data indicates that groundwater with low levels of contamination has migrated off-site.

Northern Division, NAVFACENGCOM has been requested by the New York State Department of Environmental Conservation (NYSDEC), U.S. EPA Region II, and Suffolk County Department of Health Services (SCDHS) to perform an offsite investigation to determine the nature and extent of the contamination that is emanating from the Navy's property at the Calverton facility. To this end, Northern Division, NAVFACENGCOM has developed a workplan to address this issue. For your information, the workplan is on file at the reference desk of the Riverhead Free Library in Riverhead, New York. This plan has been reviewed by the above regulatory agencies and the Navy did not receive any adverse comments relating to the offsite portion of the workplan. Access to your property is required in order to allow the Navy to begin implementation of the offsite workplan. Initially, the work will entail the installation of a series of temporary monitoring wells. The wells are installed by using an auger mounted on the back of a drilling rig and a hole advanced into the ground to various depths. A water sample is then taken from the well and will be sent to a laboratory for analysis. This hole is then backfilled and the sod replaced so as to return the site to its

original condition. Based on the results of the sample taken, additional temporary wells may need to be installed. All potential locations are shown on the attached site map.

After the Navy has received all of the temporary well results, the Navy, in consultation with the above regulatory agencies, will determine the need for placement of permanent monitoring wells. At this time, additional permission will be required to again gain access to your property to install the permanent wells. The length of time that these wells will be required to be in place on your property is not known at this time.

Northern Division, NAVFACENGCOM represents that it will obtain all applicable permits required to install the monitoring wells. Northern Division, NAVFACENGCOM represents that it will comply with all applicable federal, state and local law. Northern Division, NAVFACENGCOM agrees that it will provide to Mr. Parvis Farahzed a schedule of all work. Mr. Parvis Farahzed shall have the right to inspect all of the sites used by Northern Division, NAVFACENGCOM. The right of Northern Division, Northern Division, NAVFACENGCOM to use the Property shall not be exclusive. In the event Northern Division, NAVFACENGCOM seeks to expand its use of the Property, it will obtain the advance written consent of Mr. Parvis Farahzed.

Northern Division, NAVFACENGCOM guarantees that when the wells are removed, it will restore the Property to its original condition. In connection with the closing and removal of the wells, Northern Division, NAVFACENGCOM agrees that it will comply with all applicable federal, state and local law. Northern Division, NAVFACENGCOM agrees to provide Mr. Parvis Farahzed with copies of all final reports, sampling and analytical results.

In the event Northern Division, NAVFACENGCOM determines that further remedial action is necessary or the groundwater beneath your land has been contaminated as a result of actions of the Department of the Navy or other users of the Northern Division, NAVFACENGCOM, Northern Division, NAVFACENGCOM will expeditiously recommend that all appropriate actions be taken by the Department of the Navy to comply with EPA and NJDEP requirements. This authority by Mr. Parvis Farahzed is without prejudice and shall not waive any right of Mr. Parvis Farahzed against any entity who may have caused contaminants to be located on or under his property.

Attached hereto and made a part hereof is the following enclosure:

Enclosure (1) - Diagram of wells placement proposed to be on Mr. Parvis Farahzed property.

NAVFACENGCOM will cause all of its agents and designee, to provide certificates of insurance to Mr. Parvis Farahzed for workers'

compensation insurance and general liability in a form reasonably satisfactory to Mr. Don Jurgens.

Sincerely,

GLORIA DAVIS
Realty Specialist
Real Estate Division
Real Estate Contracting Officer

In accordance with and subject to the foregoing, I authorize the Department of the Navy (Northern Division, NAVFACENGCOM), including its agents or designee, the right of ingress, egress and regress upon the property as aforementioned expressly for those purposes set forth in this letter.*

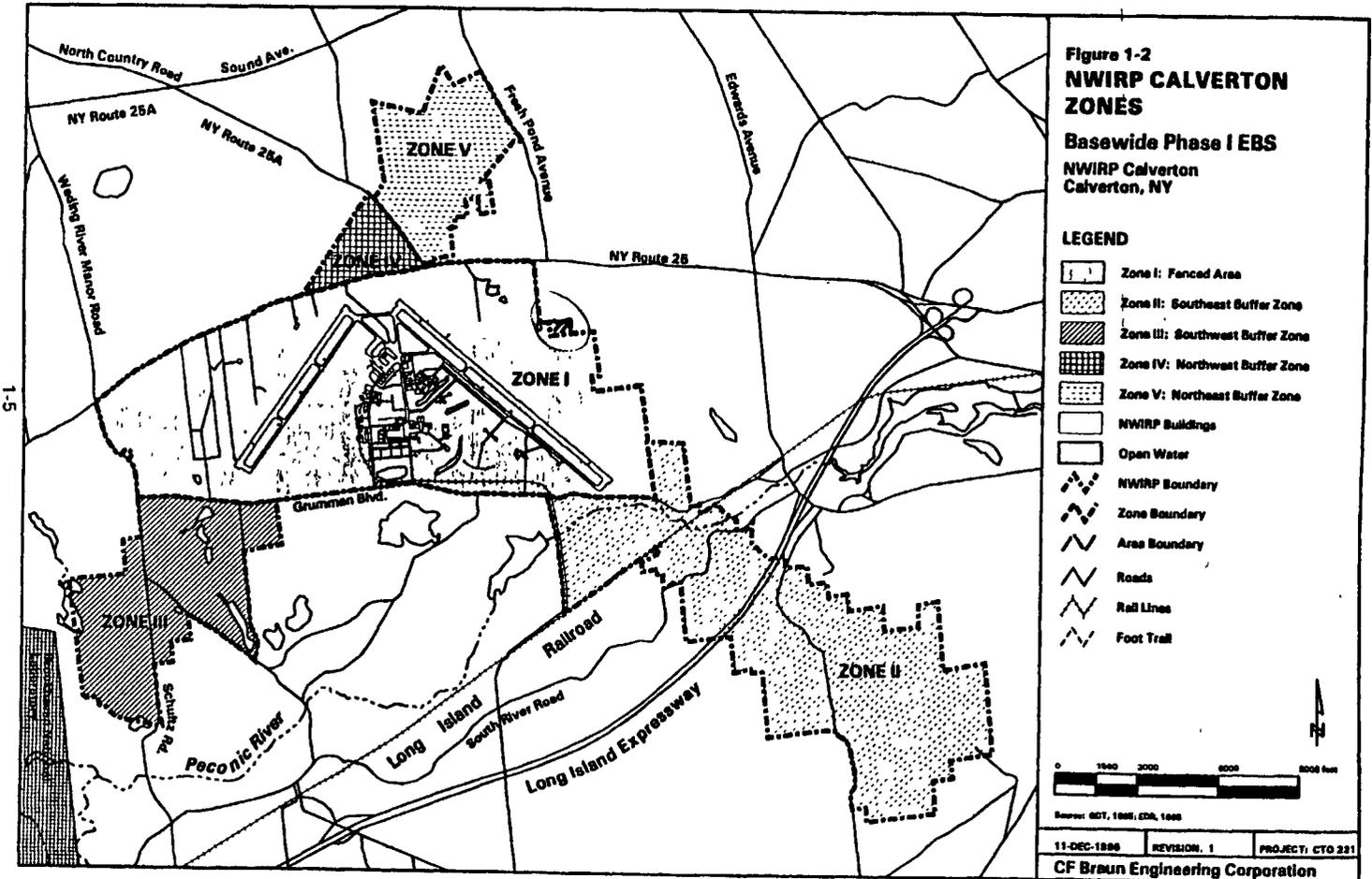
In Witness Whereof, Mr. Parvis Farahzed has caused these presents to be executed in their name and on their behalf, and affixed their seal hereto, this 10th day of May, 1997

* This authorization is for installation of temporary monitoring wells and it does not commit the owner or his heirs or successors to agree to locate permit wells in this property. Furthermore before any work can be started a Certificate of insurance naming PARVIZ FARAHZADE as additional insured for an amount not less than 5 million dollars must be obtained and sent to review

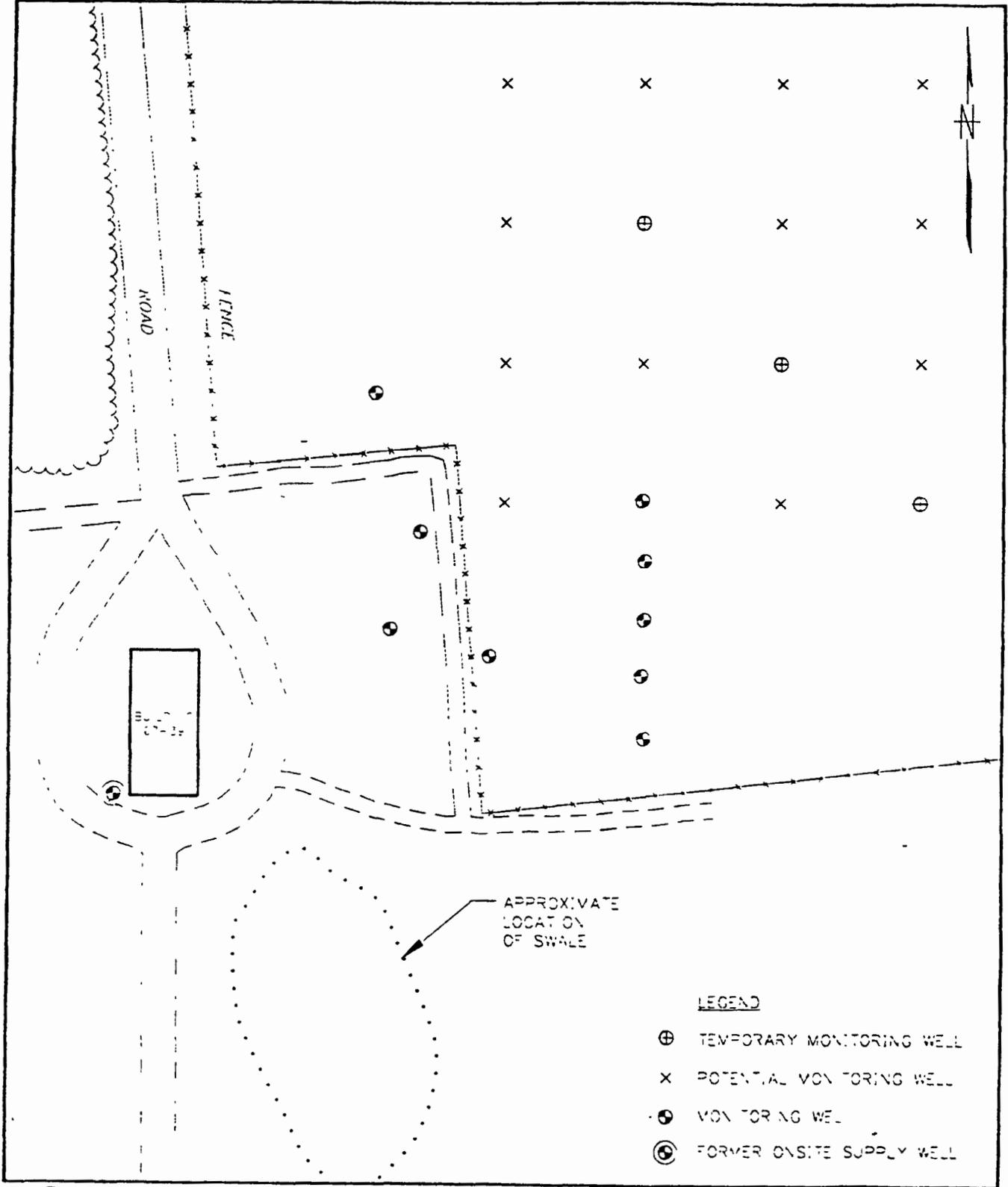
Parviz Farahzed
PARVIS FARAHZED

WITNESS:

Juan J. [Signature]

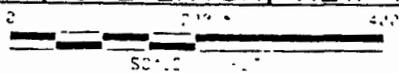


 - SOD FARM PROPERTY



PHASE 2 - RFI SAMPLING LOCATIONS
SITE 9 - ECM AREA - RFA ADDENDUM
NWIRP, CALVERTON, NEW YORK

FIGURE 5



C.F. BRAUN