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MCB CAMP LEJUENE
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NOTICE OF RESIDUAL PETROLEUM UNDERGROUND STORAGE TANK SITE AS-4158
(UST AS-4158) MCB CAMP LEJEUNE NC
6/9/2011
NAVFAC MIDLANT



Doc ID: 009050060003 Type: CRP
Recorded: 07/11/2011 at 11:01:30 AM
Fee Amt: \$20.00 Page 1 of 3
Onslow County, NC
Rebecca L. Pollard Reg. of Deeds
BK **3620** PG **352-354**

Notice of Residual Petroleum

Underground Storage Tank (UST) Site AS-4158, Onslow County, North Carolina

The property that is the subject of this Notice (hereinafter referred to as the "Site") contains residual petroleum and is an Underground Storage Tank (UST) incident under North Carolina's Statutes and Regulations, which consist of N.C.G.S. 143-215.94 and regulations adopted thereunder. This Notice is part of a remedial action for the Site that has been approved by the Secretary (or under his/her delegate) of the North Carolina Department of Environment and Natural Resources (or its successor in function), as authorized by N.C.G.S. Section 143B-279.9 and 143B-279.11. The North Carolina Department of Environment and Natural Resources shall hereinafter be referred to as "NCDENR", and the State of North Carolina shall hereinafter be referred to as the "State."

- The restrictions contained in this Notice are lawful restrictions as authorized by N.C.G.S. §§ 143B-279.9(b) and contained in the remedial plan or other applicable cleanup documentation for the Site and approved by NCDENR to protect public health and the environment.
- These restrictions should not be construed to transfer, dispose of, or in any way alienate any real property interest held by the United States in the Site. The State agrees that the filing of this Notice does not transfer to, relinquish to, or in any way create in the State or any third party any real property interest in the Site.

NOTICE

Petroleum product was released or discharged at the Site. **Petroleum constituents remain on the Site, but are not a danger to public health and the environment, provided that the controls described herein and any other measures required by NCDENR pursuant to N.C.G.S Sections 143B-279.9 and 143B-279.11, are strictly complied with.** This "Notice of Residual Petroleum" is composed of a description of the property, the location of the residual petroleum, and the land use restrictions on the Site. The Notice has been approved and notarized by DENR pursuant to N.C.G.S Section 143B-279.9 and 143B-279.11 and has been/shall be recorded at the Onslow County Register of Deeds' office Book _____, Page _____

Source Property

The United States of America, acting through the Secretary of the Navy, is the owner in fee simple of all or a portion of the Site, which is located in the County of Onslow, State of North Carolina, and is known and legally described as:

Beginning at survey monument "PW-26"; thence South 78 degrees 16 minutes 38 seconds West 1266.94 feet to an iron rod; thence from said point of beginning South 16 degrees 33 minutes 00 seconds West 778.65 feet to an iron rod; thence North 75 degrees 43 minutes 20 seconds West 378.61 feet to an iron rod; thence North 16 degrees 22 minutes 22 seconds East 774.89 feet to a nail in gravel; thence South 76 degrees 16 minutes 22 seconds East 381.17 feet to the point of beginning.

Enclosure

LAND USE RESTRICTIONS

For protection of public health and the environment, the following land use restrictions; **groundwater from the site is prohibited from use as a water supply; water wells supply wells of any kind shall not be installed or operated on the Site**, approved by NCDENR, and authorized by N.C.G.S. Section 143B-279.9(b), apply to all of the above-described Site. These restrictions continue in effect as long as residual petroleum remains on the site in excess of unrestricted use standards.

This Notice shall not be amended or cancelled until the Onslow County Register of Deeds receives and records the written concurrence of the Secretary (or his/her delegate) of DENR (or its successor in function). Any attempt to cancel this Notice without the approval of DENR (or its successor in function) shall be subject to enforcement by DENR to the full extent of the law. Failure by any party required or authorized to enforce the above restriction(s) shall in no event be deemed a waiver of the right to do so thereafter as to the same violation or as to one occurring prior to or subsequent thereto.

This Notice in and of itself creates no independent enforcement authority in the State or any third party. This Notice does not limit any enforcement authority that may otherwise be available to the State or any third party.

The land use restrictions as set forth in this Notice are enforceable in the manner and to the extent allowable by Federal and State law, including but not limited to N.C. Gen. Stat. § 143B-279.9 and § 143B-279.11.

Groundwater: Groundwater from the site is prohibited from use as a water supply. Water supply wells of any kind shall not be installed or operated on the site.

IN WITNESS WHEREOF, CARL BAKER has caused this Notice to be executed pursuant to N.C.G.S Sections 143B-279.9 and 143B-279.11, this 9 day of JUNE 2011.

CARL BAKER
(name of responsible party if agent is signing)
By: Carl Baker
(signature of attorney or other agent if there is one)
Deputy Public Works Officer
(Title of agent for responsible party if there is one)

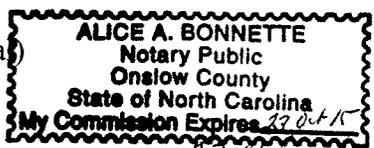
Signatory's name typed or printed: CARL BAKER

STATE OF NORTH CAROLINA
Onslow COUNTY

I, Alice A. Bonnette, a Notary Public of said County and State, do hereby certify
(name of notary public)
that Carl Baker personally appeared before me this day and acknowledged
(name)
that he/she is the Deputy Public Works Officer of MCB, Comprehensive Public Works and that by
(Title) (Organization)
authority duly given, and as the act of Deputy Public Works Officer, MCB, the forgoing
(Organization)
instrument was signed in its name by such Deputy Public Works Officer
(Title)

WITNESS my hand and seal this the 9th day of June, 2011.

(Official Seal)



Alice A. Bonnette
Notary Public (signature)

My commission expires 22 Oct, 2011.

Approved for the purposes of N.C.G.S. 143B-279.11

Gene Jackson
(signature of Regional Supervisor)

Gene Jackson, Regional Supervisor
(printed name of Regional Supervisor)

Wilmington, Regional Office
(name of Region)

UST Section
Division of Waste Management
Department of Environment and Natural Resources

NORTH CAROLINA

Pender COUNTY

I, Beverly A. Rivenbark, a Notary Public of said County and State, do hereby certify that Gene Jackson personally appeared before me this day and acknowledged that he is the Regional Supervisor of the UST Section, Division of Waste Management of the North Carolina Department of Environment and Natural Resources, Division of Waste Management, and that by authority duly given, and as the act of the North Carolina Department of Environment and Natural Resources, Division of Waste Management, forgoing instrument was signed in its name by such Regional Supervisor, UST Section.

WITNESS my hand and seal this the 15 day of June, 2011

Beverly A. Rivenbark (Official Seal)
Notary Public Signature

My commission expires 4-15, 2014

