

Brownfields Project #: 05003-01-59

Brownfields Property: Alamac Knit, 1301 Penco Drive (aka: Alamac Drive)

Property Owner (In whole or part): Penco Products, Inc.

LAND USE RESTRICTIONS ("LUR") UPDATE

LUR 1: With the exception of the existing 6 deep wells that is anticipated will be used to supply noncontact cooling water and process water for Prospective Developer's operations, no water supply wells may be installed or used at the Property without the Department of Environment and Natural Resources' ("DENR") prior approval, which shall not be unreasonably withheld.

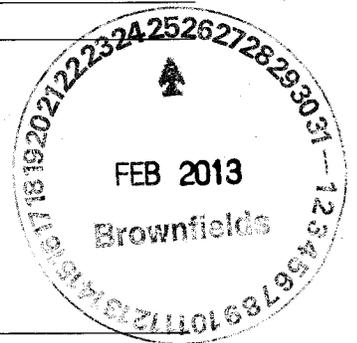
In compliance Out of compliance

Remarks: _____

LUR 2: No mining activities may be conducted on the Property.

In compliance Out of compliance

Remarks: _____



LUR 3: No activities likely, as determined by DENR, to result in exposure to contaminated groundwater (including, but not limiting to, excavation) may be conducted on the Property without written approval by DENR and, if required by DENR, prior sampling and analysis of groundwater in the area where such activities are to be conducted, submittal of the analytical results to DENR or its successor in function, and plans and procedures to protect public health and the environment during those activities. For the purposes of this restriction only, removal of soil and penetration of the land surface to a depth of 5 feet below grade surface or less are not activities likely to result in exposure to impacted groundwater and therefore may be conducted without DENR's prior review and approval. In the event that groundwater is exposed in the performance of such activities in an area of known groundwater contamination, Prospective Developer will notify DENR of this occurrence and take such precautions as are reasonable or

otherwise required by DENR to protect public health and the environment during the performance of the activities.

In compliance Out of compliance

Remarks: _____

LUR 4: No basements, and no fountains, ponds, lakes, swimming pools or other items which are supplied, in whole or in part, by groundwater may be constructed in areas of the Property that the environmental reports indicate are or may be contaminated without the approval of DENR. For the purpose of this restriction, basement shall mean any part of a building that is below the ground, but shall not include concrete-lined depressions in the above-ground shop floor to facilitate manufacturing, or concrete-lined spill prevention and containment structures set below grade.

In compliance Out of compliance

Remarks: _____

LUR 5: None of the contaminants known to be present in soil or groundwater at the Property, including those listed in the Notice of Brownfields Property ("Notice"), may be used or stored on the Property, except for the use of *de minimis* amounts of said contaminants or of compounds which may contain said contaminants for cleaning or routine housekeeping or the temporary presence of such materials incidental to the delivery of chemicals or materials for use in operations at the Property.

In compliance Out of compliance

Remarks: _____

LUR 6: Within seven (7) days of each anniversary of the effective date of the Brownfields Agreement ("Agreement"), the owner of each portion of the Property shall submit a notarized Land Use Restriction Update to DENR certifying that the Notice

containing these land use restrictions remains recorded at the Martin County Register of Deeds office, that these land use restrictions are being complied with, and that the fences shown on the plat recorded as Exhibit B with the Notice remain in good condition.

In compliance Out of compliance

Remarks: _____

Notarized signing and submittal of this Land Use Restrictions Update constitutes certification that the Notice remains recorded at the Martin County Register of Deeds office and that the Land Use Restrictions are being complied with.

This Land Use Restrictions Update is certified by DAN R BUTLER, owner of at least part of the Brownfields Property.

Name typed or printed of party making certification: DAN R BUTLER

In the case of owners that are entities:

Signature of individual signing: Dan R Butler
Name typed or printed: DAN R BUTLER
Title: ENGINEERING MANAGER

In the case of all owners:

Date: 2/22/13

Environment 1, Incorporated

Drinking Water ID: 17715
Wastewater ID: 10

P.O. BOX 7085, 114 OAKMONT DRIVE
GREENVILLE, N.C. 27835-7085

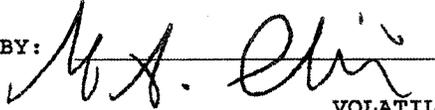
PHONE (252) 756-6208
FAX (252) 756-0633

CLIENT: Penco Products, Inc.
MR. THOMAS EVANS
P.O. BOX 400
HAMILTON, NC 27840

CLIENT ID: 298 B
ANALYST: MAO
DATE COLLECTED: 02/06/13
DATE ANALYZED: 02/19/13
DATE REPORTED: 02/22/13

Page: 1

REVIEWED BY:



VOLATILE ORGANICS
EPA METHOD 8260B R1(96)

PARAMETERS, ug/l	Deep Well
1. Chloromethane	<1.00
2. Vinyl Chloride	<1.00
3. Bromomethane	<10.00
4. Chloroethane	<10.00
5. Trichlorofluoromethane	<1.00
6. 1,1-Dichloroethene	<5.00
7. Acetone	<100.00
8. Iodomethane	<10.00
9. Carbon Disulfide	<100.00
10. Methylene Chloride	<1.00
11. trans-1,2-Dichloroethene	<5.00
12. 1,1-Dichloroethane	<5.00
13. Vinyl Acetate	<50.00
14. Cis-1,2-Dichloroethene	<5.00
15. 2-Butanone	<100.00
16. Bromochloromethane	<3.00
17. Chloroform	<5.00
18. 1,1,1-Trichloroethane	<1.00
19. Carbon Tetrachloride	<1.00
20. Benzene	<1.00
21. 1,2-Dichloroethane	<1.00
22. Trichloroethene	<1.00
23. 1,2-Dichloropropane	<1.00
24. Bromodichloromethane	<1.00
25. Cis-1,3-Dichloropropene	<1.00
26. 4-Methyl-2-Pentanone	<100.00
27. Toluene	<1.00
28. trans-1,3-Dichloropropene	<1.00
29. 1,1,2-Trichloroethane	<1.00
30. Tetrachloroethene	<1.00
31. 2-Hexanone	<50.00
32. Dibromochloromethane	<3.00
33. 1,2-Dibromoethane	<1.00
34. Chlorobenzene	<3.00
35. 1,1,1,2-Tetrachloroethane	<5.00
36. Ethylbenzene	<1.00
37. Xylenes	<5.00
38. Dibromomethane	<10.00
39. Styrene	<1.00
40. Bromoform	<3.00
41. 1,1,2,2-Tetrachloroethane	<3.00
42. 1,2,3-Trichloropropane	<1.00
43. 1,4-Dichlorobenzene	<1.00
44. 1,2-Dichlorobenzene	<5.00
45. 1,2-Dibromo-3-Chloropropane	<13.00
46. Acrylonitrile	<200.00
47. trans-1,4-Dichloro-2-Butene	<100.00

Environment 1, Inc.
 P.O. Box 7085, 114 Oakmont Dr.
 Greenville, NC 27858

CHAIN OF CUSTODY RECORD

Phone (252) 756-6208 • Fax (252) 756-0633

CLIENT: **298 B** Week: **3**

PENCO PRODUCTS, INC.
MR. BILL ROSE
P.O. BOX 400
HAMILTON NC 27840

(252) 798-4000

SAMPLE LOCATION	COLLECTION		TOTAL CHLORINE, mg/l OR ug/l AT COLLECTION	TEMPERATURE, °C AT COLLECTION	# OF CONTAINERS	DISINFECTION				EPA 8260B	8260 Dup. 1	8260 Dup. 2	8260 Dup. 3	PARAMETERS	CLASSIFICATION:	CHAIN OF CUSTODY MAINTAINED DURING SHIPMENT/DELIVERY	SAMPLES COLLECTED BY: (Please Print)	SAMPLES RECEIVED IN LAB AT <u>19</u> °C
	DATE	TIME				<input type="checkbox"/> CHLORINE	<input type="checkbox"/> UV	<input type="checkbox"/> NONE										
Deep Well	2/6/13	4:10		17.9	4	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		G	G	G	G		A - NONE D - NaOH B - HNO ₃ E - HCL C - H ₂ SO ₄ F - ZINC ACETATE G - NATHIOSULFATE	<input checked="" type="checkbox"/> Y N	<i>Thomas Evans</i>	
RELINQUISHED BY (SIG.) (SAMPLER)	DATE/TIME	RECEIVED BY (SIG.)	DATE/TIME	COMMENTS:														
<i>Thomas Evans</i>	2/7/13 3:54	<i>B</i>	2/7/13 3:56	<i>Regular Schedule</i>														
RELINQUISHED BY (SIG.)	DATE/TIME	RECEIVED BY (SIG.)	DATE/TIME															
RELINQUISHED BY (SIG.)	DATE/TIME	RECEIVED BY (SIG.)	DATE/TIME															

PLEASE READ Instructions for completing this form on the reverse side.

Sampler must place a "C" for composite sample or a "G" for Grab sample in the blocks above for each parameter requested. No 249433