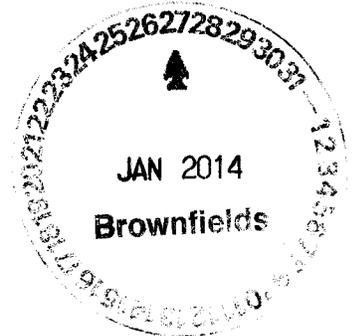

HEI

HOFFMAN ENGINEERING INC.

Date: January 23, 2014

To: Mr. David Peacock
Brownfields Compliance Coordinator
NCDENR
1646 Mail Service Center
Raleigh, NC 27699-1646



RE: Annual Land Use Restrictions Update

We are sending you:

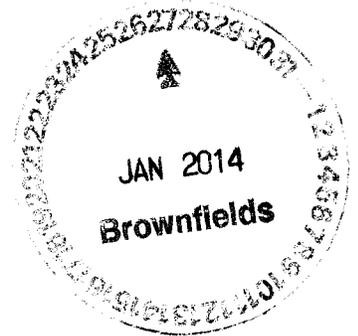
Copies	Date	No.	Description
1	1/23/14	1	Annual Land Use Restrictions Update: 102, 108 and 110 E. Gannon and 310 N. Arendell Avenue, Zebulon, Wake County, NC Brownfields Project No. 060-02-92
1	1/23/14	2	Annual Land Use Restriction Update: 1703 Dabney Drive, Henderson, Vance County, NC Brownfields Project No. 06015-02-91

Remarks:

If you have any questions, please feel free to call our office.

Signed: Laura Roebuck

HOFFMAN ENGINEERING INC.



January 23, 2014

Mr. David Peacock
Brownfields Compliance Coordinator
North Carolina Department of Environment and Natural Resources
1646 Mail Service Center
Raleigh, NC 27699-1646

RE: Annual Land Use Restrictions Update
Burkhart Carolina
1703 Dabney Dr.
Henderson, Vance County
Brownfields Project Number: 06015-02-91

Mr. David Peacock:

Enclosed is the Annual Land Use Restrictions Update for the referenced site. Hoffman Engineering, Inc. conducted the inspection on January 14, 2014. We have enclosed a letter from Rite Aid Corporation authorizing us to conduct the inspection on their behalf.

If you have any questions please call me.

Sincerely,
Hoffman Engineering, Inc.

Robert L. Hoffman

Robert L. Hoffman, P.E.
President

Enclosure: Annual Inspection Forms
Authorization Letter

Cc: Ms. Loren Aloï, Rite Aid Corporation



RITE AID Corporation

March 3, 2009

Mr. David Peacock
Environmental Compliance Coordinator
NC Department of Environment and Natural Resources
1647 Mail Service Center
Raleigh, NC 27699-1646

- **MAILING ADDRESS**
P.O. Box 3165
Harrisburg, PA 17105
- **GENERAL OFFICE**
30 Hunter Lane
Camp Hill, PA 17011
- **(717) 761-2633**

RE: Annual Land Use Restriction Update (LURU)
Rite Aid Store # 11378
Burkhart Carolina-Henderson Project
1703 Dabney Drive
Henderson, Vance County
Brownsfield Project No. 06015-02-91

To Whom It May Concern:

Hoffman Engineering Inc. (HEI) is authorized as "Agent for Rite Aid Corporation" to sign environmental administrative documents (e.g., manifests, inspection forms), including the North Carolina Department of Environment and Natural Resources ("NCDENR") *Annual Land Use Restrictions Update (LURU)* forms.

Please contact Mr. Robert Lerner, Rite Aid Corporation at (717) 214-8579 if you have any questions.

Sincerely,
RITE AID CORPORATION

A handwritten signature in black ink, appearing to read "Robert Lerner", written over a horizontal line.

Robert Lerner
Senior Manager Construction Services

Cc: Mr. Robert L. Hoffman, Hoffman Engineering Inc.

Brownfields Project #: 06015-02-91

Brownfields Property: Burkhart Carolina, 1703 Dabney Drive

Property Owner (In whole or part): Rite Aid Corporation

LAND USE RESTRICTIONS ("LUR") UPDATE

LUR 1: No water supply wells may be installed or used at the Property.

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 the Department of Environment and Natural Resources ("DENR") in its sole discretion, to result in direct exposure to or removal of groundwater in the area of VOC-contaminated soil (including, but not limited to, excavation), may be conducted on the Property without prior sampling and analysis of groundwater in the area where such activities are to be conducted, submittal to DENR or its successor in function of the analytical results along with, if DENR so requires, plans and procedures to protect public health and the environment during those activities, and a written determination by DENR or its successor in function that those activities will not pose a threat to public health or the environment.

In compliance Out of compliance

Remarks: _____

LUR 4: No basements may be constructed at the Property.

In compliance Out of compliance

Remarks: _____

LUR 5: No fountains, ponds, lakes, swimming pools or other items which are supplied, in whole or in part, by groundwater may be constructed on the Property.

In compliance Out of compliance

Remarks: _____

LUR 6: No chlorinated solvents, including but not limited to those listed in the tables in paragraphs (2)a. and (2)b. of the Notice of Brownfields Property ("Notice"), may be used, warehoused, or otherwise stored at the Property, except for those used in de minimis amounts for cleaning and for other routine housekeeping activities incidental to the uses of the Property approved in the Brownfields Agreement ("Agreement"), or offered for retail sale in household quantities by lessees, sublessees, assignees, and transferees in the normal course of their businesses.

In compliance Out of compliance

Remarks: _____

LUR 7: Within thirty (30) days of each anniversary of the effective date of the Agreement, the owner of each portion of the Property shall submit a notarized Land Use Restrictions Update to DENR certifying that the Notice remains recorded at the Vance County Register of Deeds office, and that the land use restrictions herein are being complied with. The Land Use Restrictions Update shall also describe land uses and development activities that have occurred on the Property during the reporting period and that it is anticipated will occur on parcels adjacent to the Property, and shall contain a certification that any building foundations and parking and driveway surfaces constructed on the Property are continuing to function as caps and are being properly maintained.

In compliance X Out of compliance _____

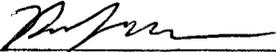
Remarks: _____

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

This Land Use Restrictions Update is certified by Rite Aid Corporation, owner of at least part of the Brownfields Property.

Name typed or printed of party making certification: Hoffman Engineering, Inc.

In the case of owners that are entities:

Signature of individual signing: 
Name typed or printed: ROBERT L. HOFFMAN
Title: PRESIDENT

In the case of all owners:

Date: 1/23/14

[Insert notary block from among the following that is pertinent to type of party submitting LURU: corporation, LLC, partnership or individual.]
[use for corporations]

[Name of Prospective Developer]

By: _____
Name typed or printed:
Title typed or printed:

ATTEST:

Name typed or printed:
Secretary, [Name of Prospective Developer]

[Insert notary block from among the following that is pertinent to type of party submitting LURU: corporation, LLC, partnership or individual.]

By: Hoffman Engineering, Inc. on behalf of Rite Aid Corporation
Name typed or printed: Robert L. Hoffman, P.E.
Title typed or printed: President

ATTEST:

Robert L. Hoffman
President, Hoffman Engineering, Inc.

RHODE ISLAND
WASHINGTON COUNTY

I, Kimberly Santos, a Notary Public in the county and state aforesaid, certify that Robert L. Hoffman personally came before me this day and acknowledged that he/she is the Secretary of Hoffman Engineering, Inc. a North Carolina (state) corporation, and that by authority duly given and as the act of the corporation, the foregoing Land Use Restriction Update was signed in its name by its President and attested by him/her as its Secretary.

WITNESS my hand and official stamp or seal, this 23rd day of January, 2012. 2014

Kimberly Santos
Name:
Notary Public

My Commission expires: _____

KIMBERLY SANTOS
NOTARY PUBLIC
STATE OF RHODE ISLAND
MY COMM EXPIRES SEPTEMBER 7, 2016

[Stamp/Seal]