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Site Name THOMASVILLE FURNITURE INDS/LENOIR

DocumentType Correspondence (C)

RptSegment 1

DocDate 1/4/2011

DocRcvd 1/4/2011

Box SF2083

AccessLevel PUBLIC

Division WASTE MANAGEMENT

Section SUPERFUND

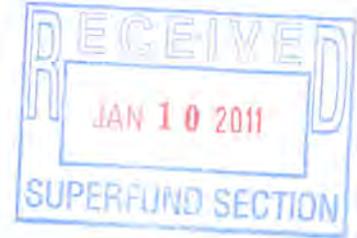
Program IHS (IHS)

DocCat FACILITY

Thomasville

January 4, 2011

Bobby Lutfy
NCDENR – Div. of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605



Certified Mail # 7008 0500 0000 9177 7832

Dear Mr. Lutfy

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

Perpetual Land Use Restrictions:

1. No activity may be conducted at the Site that could cause or result in the exposure of wastes buried in the "waste disposal trenches," except as approved by DENR or its successor in function.
2. The warehouse overlying the "waste disposal trenches" shall not be removed or demolished, except as approved by DENR or its successor in function.
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6. The Site shall not be used for mining, extraction of coal, oil, gas or any other minerals or non-mineral substances.
7. The Site shall not be used for organized sporting activities of any kind, including, but not limited to, golf, football, basketball, soccer, and baseball.
8. The Site shall not be used for agricultural or grazing purposes.
9. Mowing of vegetation and tree cutting is allowed on the Site.

To the best of my knowledge, based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

Best Regards,

Erik Singer, V.P. - Supply Chain

I, Erik Singer, Erik Singer, personally appeared before Laura Wilkicki on January 4, 2011 in Davidson County, North Carolina.

Laura G. Wilkicki, Notary Public in and for the State of North Carolina.

My Commission Expires November 14, 2012

Cc: Donnie Frazier, Environmental/Safety Coordinator –Lenoir
Chris Farabee, Environmental Engineer –FBn

Ec: Alton Powell, Plant Manager -Lenoir
Tom Gibson, Plant Engineer -Lenoir
James Fox, Sr. Environmental Safety Coordinator –FBn
David Stout, Director - Environmental Compliance – FBn
Gary Barger, Manager - Safety & Environmental Compliance – FBn

Thomasville®



January 5, 2010

Bobby Lutfy
NCDENR – Div. of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Certified Mail # 7008 1300 0000 8925 0131

Dear Mr. Lutfy

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

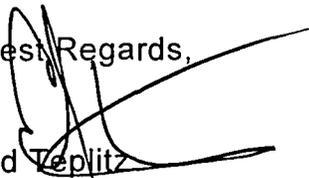
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Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

Best Regards,


Ed Teplitz

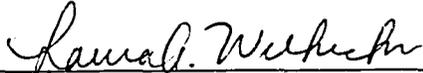
President, Thomasville Furniture Ind., Inc

Cc: Donnie Frazier, Environmental/Safety Coordinator –Lenoir
Chris Farabee, Environmental Engineer –FBn

Ec: Dwight Davis, Plant Manager -Lenoir
Tom Gibson, Plant Engineer -Lenoir
James Fox, Sr. Environmental Safety Coordinator –FBn
David Stout, Environmental Compliance Manager –FBn
Gary Barger, Safety / Environmental Compliance Manager – FBn

Edward Teplitz appeared before me on this 5th day of January, 2010, in the county of Davidson in the state of North Carolina and has signed in person above.

NOTARY PUBLIC

 Laura A. Wilk

MY COMISSION EXPIRES

November 14, 2012

Thomasville®

STATE FILE

January 5, 2009

Sue Robbins
NCDENR – Div. of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Certified Mail # 7007 1490 0000 4407 7073

Dear Ms. Robbins

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

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Best Regards,

Thad Monroe

Thad Monroe
Sr. V.P., Manufacturing Operations

cc: Thurman Lowry, Plant Manager -Lenoir
 Donnie Frazier, Environmental/Safety Coordinator -Lenoir
 Tom Gibson, Plant Engineer -Lenoir
 James Fox, Sr. Environmental Safety Coordinator -FBn
 Chris Farabee, Environmental Engineer -FBn
 David Stout, Environmental Manager -FBn

NOTARY PUBLIC

Patsy Parrish

MY COMMISSION EXPIRES

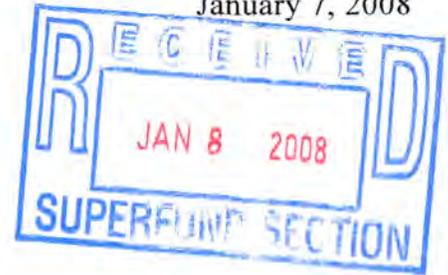
November 26, 2009



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SUPERFUND SECTION

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January 7, 2008



NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Ms. Sue Robbins

Certified Mail # 7006 0810 0000 9440 5875

Subject: Annual 2008 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant; NCD 054 290 770

Dear Ms. Robbins:

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

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9. Mowing of vegetation and tree cutting is allowed on the Site.

Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any comments or questions concerning these matters, please feel free to contact Chris Farabee, Project Environmental Engineer, by telephone at (336) 476-2250 or by email at cfarabee@thomasville.com.

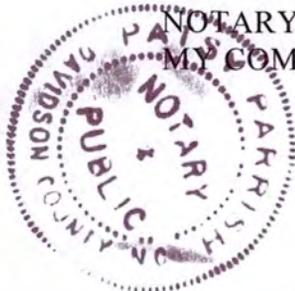
Sincerely,



Debbie Beeker
V.P. Domestic Operations

cc: George Griffin, Engineering
Thurman Lowry, Lenoir
Donnie Frazier, Lenoir

NOTARY PUBLIC Patsy Parrish
MY COMMISSION EXPIRES November 26, 2009



Subject: 2008 Annual Letter - Thomasville Furniture - NCD 054 290 770

From: Susanne Robbins <susanne.robbins@ncmail.net>

Date: Fri, 11 Jan 2008 12:54:25 -0500

To: cfarabee@thomasville.com

STATE FILE

Dear Ms. Beeker,

The NC Superfund Section is in receipt of your Annual 2008 Letter Report dated January 7, 2008 and received January 8, 2008. Thank you for your compliance with this requirement. If you have any questions, please feel free to call at (919) 508-8472.

--

Sue Robbins Susanne.Robbins@ncmail.net
Hydrogeologist II, IHSB
Superfund Section
Division of Waste Management
919-508-8472

Sue Robbins <Susanne.robbins@ncmail.net>
Hydrogeologist, Eastern Unit, Inactive Hazardous Sites Branch
Superfund Section, Division of Waste Management
office 919-508-8472

STATE FILE
Thomasville

Subject: Annual 2006 Letter Report - Lenoir Plant
From: Sue Robbins <susanne.robbs@ncmail.net>
Date: Wed, 24 Jan 2007 13:20:20 -0500
To: rboyd@thomasville.com

To: Rochelle Boyd

The NC Superfund Section is in receipt of your Annual 2006 Letter Report dated January 8, 2006 and received January 10, 2007. Thank you for your compliance with this requirement. If you have any questions, please feel free to call at (919) 508-8472.

--

Sue Robbins Susanne.Robbins@ncmail.net
Hydrogeologist II, IHSB
Superfund Section
Division of Waste Management
919-508-8472

STATE FILE

Subject: Annual 2005 Letter Report - Lenior Plant
From: Sue Robbins <susanne.robbsins@ncmail.net>
Date: Thu, 26 Jan 2006 10:28:38 -0500
To: rboyd@thomasville.com

To: Rochelle Boyd

The NC Superfund Section is in receipt of your Annual 2005 Letter Report dated January 6, 2006. Thank you for your compliance with this requirement. If you have any questions, please feel free to call at (919) 508-8472. Please note that my phone number has changed since last year.

--

Sue Robbins Susanne.Robbins@ncmail.net
Hydrogeologist II, IHSB
Superfund Section
Division of Waste Management
919-508-8472

Subject: Annual 2004 Letter Report - Lenoir Plant
From: Susanne Robbins <susanne.robbins@ncmail.net>
Date: Mon, 10 Jan 2005 09:22:43 -0500
To: rboyd@thomasville.com

To: Rochelle Boyd

The NC Superfund Section is in receipt of your Annual 2004 Letter Report dated January 4, 2005 and addressed to Mr. Tom Power. Thank you for your compliance with this requirement. Please note that I am the new project manager for this site and the 2005 annual letter and any correspondence may be sent to me at the same address. If you have any questions, please feel free to call at (919) 733-2801, ext. 316.

Sue Robbins
NCDENR, DWM, Superfund Section, 401 Oberlin Road, Suite 150, Raleigh, NC 27605

Sue Robbins <Susanne.Robbins@ncmail.net>
Hydrogeologist II
Superfund Section
Division of Waste Management

STATE FILE

January 6, 2006

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Ms. Sue Robbins

Certified Mail # 7003 0500 0004 7415 0530



Subject: Annual 2006 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant; NCD 054 290 770

Dear Ms. Sue Robbins:

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

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Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any comments or questions concerning these matters, please feel free to contact Rochelle Boyd, Manager of Environmental Affairs, by telephone at (336) 476-2264 or by email at rboyd@thomasville.com.

Sincerely,



Paul Bobb
Vice President, General Production Manager

cc: Larry Belton, Engineering
Rochelle Boyd, Engineering
Jim Shaut, Lenoir
Donnie Frazier, Lenoir

NOTARY PUBLIC Patsy Parrish
MY COMMISSION EXPIRES November 26, 2009

January 4, 2005

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Mr. Tom Power

Certified Mail # 7004 1350 0005 7935 7967

Subject: Annual 2004 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant; NCD 054 290 770

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SUPERFUND SECTION

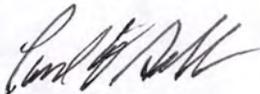
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Sincerely,



Paul Bobb
Vice President, General Production Manager

cc: Larry Belton, Engineering
Rochelle Boyd, Engineering
Jim Shaut, Lenoir
Donnie Frazier, Lenoir

NOTARY PUBLIC Patsy Parrish
MY COMMISSION EXPIRES November 26, 2009



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor
William G. Ross Jr., Secretary

March 2, 2004

STATE FILE

Mr. Paul Bobb
Vice President, General Production Manager
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361-0339

Re: Receipt of Annual 2002 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant
Lenior, Caldwell County, NC
NCD 054 290 770

Dear Mr. Bobb:

The Inactive Hazardous Sites Branch (IHSB) received your Annual Letter Report regarding the deed restrictions for the above referenced site on January 9, 2004. The report will be placed in the IHSB files.

Thank you for your continued cooperation with the project. If you have any questions, please feel free to contact me by telephone at (919) 733-2801, ext. 364 or by email at kim.caulk@ncmail.net.

Sincerely,

Kim T. Caulk
Hydrogeologist
Inactive Hazardous Sites Branch
Superfund Section

Thomasville®



NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Mr. Tom Power

Certified Mail # 7002 3150 0005 0616 6868

Subject: Annual 2003 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant; NCD 054 290 770

STATE FILE

Dear Mr. Power:

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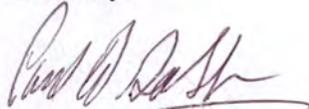
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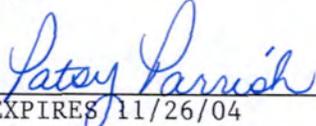
If you have any comments or questions concerning these matters, please feel free to contact Rochelle Chisom, Manager of Environmental Affairs, by telephone at (336) 476-2264 or by email at rchisom@thomasville.com.

Sincerely,



Paul Bobb
Vice President, General Production Manager

cc: Larry Belton, Engineering
Rochelle Chisom, Engineering
Jim Shaut, Lenoir
Todd Horton, Lenoir

NOTARY PUBLIC 
MY COMMISSION EXPIRES 11/26/04

North Carolina
Department of Environment and Natural Resources
Division of Waste Management

Michael F. Easley, Governor
William G. Ross Jr., Secretary
Dexter R. Matthews, Director



January 29, 2003

STATE FILE

Mr. Paul Bobb
Vice President, General Production Manager
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361-0339

Re: Receipt of Annual 2002 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant
Lenior, Caldwell County, NC
NCD 054 290 770

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Sincerely,

Kim T. Caulk
Hydrogeologist
Inactive Hazardous Sites Branch
Superfund Section

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone: 919-733-4996 \ FAX: 919-715-3605 \ Internet: www.enr.state.nc.us

January 6, 2003

JAN - 9 2003

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Mr. Tom Power

Certified Mail # 7001 1140 0002 4826 9001

Subject: Annual 2002 Letter Report
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Dear Mr. Power:

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7. The Site shall not be used for organized sporting activities of any kind, including, but not limited to, golf, football, basketball, soccer, and baseball.
8. The Site shall not be used for agricultural or grazing purposes.
9. Mowing of vegetation and tree cutting is allowed on the Site.

Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any comments or questions concerning these matters, please feel free to contact David Putney by telephone at (336) 476-2253 or by email at Dputney@thomasville.com.

Sincerely,



Paul Bobb
Vice President, General Production Manager

cc: Larry Belton, Engineering
Rochelle Chisom, Engineering
Jim Shaut, Lenoir
Todd Horton, Lenoir

Patay Parrish
Notary Public

My Commission Expires - 11-26-04

approved by DENR, or its successor in function, to assess groundwater quality, and only if installed, operated and maintained in accordance with applicable law as determined by DENR, or its successor in function.

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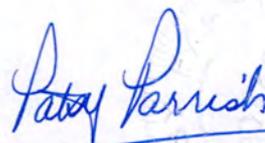
Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any comments or questions concerning these matters, please feel free to contact David Putney by telephone at (336) 476-2253 or by email at Dputney@thomasville.com.

Sincerely,



Paul Bobb
Vice President, General Production Manager


Patsy Parrish
My Commission Expires 11-26-04

cc: Larry Belton, Engineering
Rochelle Chisom, Engineering
Wayne Houston, Lenoir
Todd Horton, Lenoir

Subject: Re: Annual 2001 Letter Report

Date: Fri, 22 Feb 2002 10:08:27 -0500

From: "Kim T. Caulk" <kim.caulk@ncmail.net>

To: "Putney, David" <DPutney@thomasville.com>

Thanks for your reply. I was just reminding you to make sure it was notarized next year. We'll keep your responses on file.

"Putney, David" wrote:

> Mr. Caulk:

>

> I did get your messages (both phone mail and email). Sorry for my slow
> response. I have been out of the office since Monday afternoon. Anyway -
> I'm very sorry for the oversight. I had completely forgotten that this
> document needed to be notarized. I have gotten the document notarized and
> will send it to you via the US mail today.

>

> Sorry for any inconvenience this may have caused you.

>

> David Putney

>

> > -----

> > From: Kim T. Caulk[SMTP:kim.caulk@ncmail.net]

> > Sent: Wednesday, February 20, 2002 12:05 PM

> > To: Dputney@thomasville.com

> > Subject: Annual 2001 Letter Report

> >

> > Mr. Putney:

> >

> > Per my voice mail message, the Inactive Hazardous Sites Branch (IHSB)
> > appreciates your submittal of the Annual 2001 Letter Report regarding
> > the Land Use Restrictions for the Lenoir Plant Site. In the future,
> > please ensure that the report is notarized as it has been in the past.
> > I also left a voice mail message for Mr. Bobb and have placed a
> > memorandum in our files regarding this requirement. Please send me a
> > reply that you received this message.

> >

> > Thanks for your cooperation. If you have any questions, please feel
> > free to give me a call.

> >

> > --

> > Kim T. Caulk, P.G.

> > Hydrogeologist

> > NC Division of Waste Management

> > Superfund Section

> > Phone: (919) 733-2801, ext. 364

> > Fax: (919) 733-4811

> > e-mail: kim.caulk@ncmail.net

> >

> >

--

Kim T. Caulk, P.G.

Hydrogeologist

NC Division of Waste Management

Superfund Section

Phone: (919) 733-2801, ext. 364

Fax: (919) 733-4811

e-mail: kim.caulk@ncmail.net



MEMORANDUM

Date: February 20, 2002

To: File

From: Kim T. Caulk, Hydrogeologist
Inactive Hazardous Sites Branch
Superfund Section

Re: Annual Letter Report
Thomasville Furniture Industries, Inc.
Lenoir, Caldwell County, NC

I left a voice mail for Mr. David Putney to inform him that the Annual 2001 Letter Report for the Land Use Restrictions (LUR) had been received but was not notarized as required and as it had been the last two years. Informed him that I would send him an email and asked him to reply that he received the message. I also left a voice mail regarding the above to Mr. Paul Bobb, who had signed the letter, and thanked him for the submittal.



January 11, 2002

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Mr. Tom Power

J E (E) I V
JAN 16 2002
ION

Certified Mail # 7001 1140 0002 4827 3633

Subject: Annual 2001 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant; NCD 054 290 770

Dear Mr. Power:

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

Perpetual Land Use Restrictions:

1. No activity may be conducted at the Site that could cause or result in the exposure of wastes buried in the "waste disposal trenches," except as approved by DENR or its successor in function.
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8. The Site shall not be used for agricultural or grazing purposes.
9. Mowing of vegetation and tree cutting is allowed on the Site.

Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any comments or questions concerning these matters, please feel free to contact David Putney by telephone at (336) 476-2253 or by email at Dputney@thomasville.com.

Sincerely,



Paul Bobb
Vice President, General Production Manager

cc: Larry Belton, Engineering
Rochelle Chisom, Engineering
Wayne Houston, Lenoir
Todd Horton, Lenoir

Received 1/25/01
NC Superfund Section

Thomasville®

STATE FILE

January 18, 2001

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Tom Power

Certified Mail # 7099 0006 4526 3064

Subject: Annual 2000 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant
NCD 054 290 770

Dear Mr. Power:

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

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Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

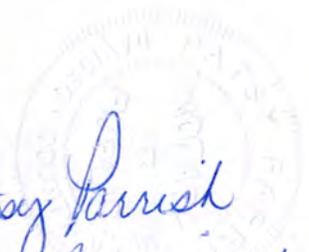
If you have any questions, please feel free to contact the Environmental Manager, Rochelle Chisom at (336) 476-2264.

Sincerely,



Mike Jolly
Vice President and General Production Manager

cc: Larry Belton, Eng.
Rochelle Chisom, Eng.
Scott Hager, Lenoir



Satsay Parrish
My Commission Expires - 11/26/04

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Z 562 273 086
 MR MIKE JOLLY
 VICE PRESIDENT AND GENERAL PRODUCTION
 MANAGER
 THOMASVILLE FURNITURE INDUSTRIES
 POST OFFICE BOX 339
 THOMASVILLE NC 27361-0339

4a. Article Number

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

2-24-00

5. Received By: (Print Name)

JO ANN KELLY

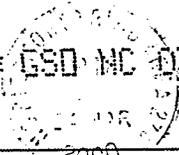
8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

Jo Ann Kelly

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



03-14-00 17:28

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RECEIVED

• Print your name, address, and ZIP Code in this box •

SUPERFUND

Tom Power

~~Kath Gravelly~~

DENR/DWM/Superfund/IHS Branch
401 Oberlin Road - Suite 150
Raleigh, North Carolina 27605



NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

23 March 2000

JAMES B. HUNT JR.
GOVERNOR

BILL HOLMAN
SECRETARY

WILLIAM L. MEYER
DIRECTOR

STATE FILE

CERTIFIED MAIL
Return Receipt Requested

Mr. Mike Jolly
Vice President and General Production Manager
Thomasville Furniture Industries
P.O. Box 339
Thomasville, NC 27361-0339

Re: **Thomasville Furniture Industries** - Lenoir Plant
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Jolly:

Thank you for your January 20, 2000 letter report regarding deed restrictions at the Lenoir plant. In the future, please submit the annual letter reports to:

Ms. Charlotte Jesneck
NC Superfund Section
1646 Mail Service Center
Raleigh, NC 27699-1646

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285, or call Charlotte Jesneck at ext. 284.

Sincerely,

Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section



1646 MAIL SERVICE CENTER, RALEIGH, NORTH CAROLINA 27699-1646
401 OBERLIN ROAD, SUITE 150, RALEIGH, NC 27605
PHONE 919-733-4996 FAX 919-715-3605

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER - 50% RECYCLED/10% POST-CONSUMER PAPER

January 20, 2000

NC Dept. of Environment & Natural Resources
Division of Waste Management
NC Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605
Attention: Tom Power

RECEIVED
JAN 31 2000
SUPERFUND SECTION

Certified Mail # Z 327 658 979

Subject: Annual 1999 Letter Report
Thomasville Furniture Industries, Inc.
Lenoir Plant
NCD 054 290 770

Dear Mr. Power:

As required in the October 1998 Remedial Action Plan Addendum, Thomasville Furniture Industries, Inc. (TFI) is providing notarized verification that the deed restrictions for the above referenced property are still in place and that site conditions are still in compliance with the deed restrictions. These deed restrictions may be found in Caldwell County Deed Book No. 1248, Pages 614-618 and are summarized below for convenience.

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9. Mowing of vegetation and tree cutting is allowed on the Site.

Based on information and belief formed after reasonable inquiry, the undersigned certifies that all information and statements provided in this report are true, accurate, and complete.

If you have any questions, please feel free to call me at (336) 476-2253.

Sincerely,



Mike Jolly
Vice President and General Production Manager

cc: Larry Belton, Eng.
Rochelle Chisom, Eng.
Scott Hager, Lenoir
Tom Gibson, Lenoir

Notary *Linda Deuell*
Commission Expires *4/29/2004*

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

28 October 1999

STATE FILE



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

Mr. David R. Masters
General Manager
Personnel & Safety
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: **Thomasville Furniture Industries**
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

Thank you for your October 15, 1999 letter regarding the site referenced above. The site has now been investigated and remediated to the Branch's satisfaction. This determination is based on my review of the following documents:

1. *Independent Remedial Action Report*; Terra Technologies Group, January 1997;
2. *Independent Remedial Action Report*; July 1997 Addendum (Terra Technologies Group);
3. *Independent Remedial Action Report*; August 1997 Addendum (Terra Technologies Group);
4. *Independent Remedial Action Report*; December 1997 Addendum (Thomasville Furniture Inds.);
5. *Independent Remedial Action Report*; February 1998 Addendum (Terra Technologies Group);
6. *Remedial Action Plan*; October 1998 Addendum (Terra Technologies Group);

Mr. David R. Masters
28 October 1999
Page two

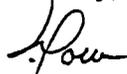
7. January 15, 1999 and August 12, 1999 letters from Ms. Lori Hinnant (Womble Carlyle Sandridge & Rice) transmitting certified copies of the deed restrictions and survey plat, respectively.

The site will be transferred from the "Site Priority List" to the "No Further Action/Restricted Use" category of the Inactive Hazardous Sites inventory. No further remediation will be required unless the Department later determines, based on new information or information not previously provided to the Department, that the site has not been remediated to current standards or that the Department was provided with false or incomplete information.

Please note that the October 1998 Remedial Action Plan Addendum requires Thomasville to submit annual letter reports to the Branch (by January 30 of each year) verifying that the deed restrictions are still in place, and that site conditions are still in compliance with the deed restrictions. The annual letter reports must bear the notarized signature of a corporate officer of Thomasville Furniture Industries, Inc.

Thank you for your cooperation on this project. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice
Mr. Rob Gelblum, Assistant Attorney General

Thomasville®

STATE FILE

October 15, 1999

Mr. Tom Power
North Carolina Department of Environment and Natural Resources
Inactive Hazardous Sites Branch
Superfund Section
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Re: **Thomasville Furniture Industries**
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Power:

I received your October 11, 1999 letter concerning the site referenced above. I have enclosed a check for \$500 payable to NC DENR. Please complete a "no further action" review for our Lenoir site.

If you need further information to complete this review please contact me at (336) 476-2108.

Sincerely,



David R. Masters, General Manager
Personnel & Safety

cc: Lori Hinnant, Womble, Carlyle, Sandridge and Rice
Dan Little
Bob Ashley
Tom Gibson
Rochelle Chisom

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES
DIVISION OF WASTE MANAGEMENT



11 October 1999

STATE FILE

JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

Mr. David R. Masters
General Manager
Personnel & Safety
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: **Thomasville Furniture Industries**
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I have received Ms. Lori Hinnant's August 12, 1999 letter transmitting a certified copy of the recorded survey plat for the site referenced above. The property use restrictions are now complete.

Pursuant to N.C.G.S. 130A-310.7(c), the Branch is required to charge a \$500 fee for "no further action" reviews. If you wish to have the Branch review this site for a "no further action" determination, please submit a check for \$500 made payable to "NC DENR."

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,

Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice
Mr. Rob Gelblum, Assistant Attorney General

INACTIVE HAZARDOUS SITES
Trip Notification & Authorization

Section No. 2.4
Revision No. 1
Date: 7-29-94
Page 5 of 6

Prepared by: Tom Power

Today's Date: 9-27-99

TO BE COMPLETED BY PROJECT TEAM LEADER (INK ONLY)

Date of Trip: Oct. 7, 1999 (POST-CLEANUP INSPECTION - NO SAMPLING)

If trip changed or cancelled note below:

Trip Date Changed To: _____ Cancelled: _____

NCD#: 054 290 770 Site Name: THOMASVILLE FURNITURE INDS.
(If none, State ID)

City: LENOIR County: CALDWELL CO.

Name of Hotel (Overnight Trip): _____
Hotel Telephone Number: () _____

Authorized by: [Signature]
Industrial Hygienist

Project Team Leader: TOM POWER

Assistants: NONE

Project Team Leader: If this is a sampling trip, submit a copy of this form to the QA/QC Chemist

To Be Completed by Industrial Hygienist:

County Health Department Contact: Ms. Janice McCall

Title: Env. Health Supervisor

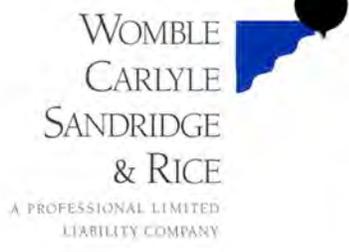
Telephone Number: (828) 757 - 1265

Notes: Health Department Official Contacted: Mark Donnell
Back Up Letter Required: Yes _____ No _____

Notified Mr. Donnell for Ms. McCall on 9-28-99 (DBL)

Submit this form to the Industrial Hygienist with a copy of the Site Location Map (8 1/2 x 11 paper only)

(DEED RESTRICTIONS DOCKET FILE)



200 West Second Street
Winston-Salem, NC 27101

Mailing Address:
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (336) 721-3600
Fax: (336) 721-3660
Web site: www.wcsr.com

Lori P. Hinnant
Direct Dial: (336) 721-3535
Direct Fax: (336) 733-8410
E-mail: lhinnant@wcsr.com

August 12, 1999

RECEIVED
AUG 16 1999
SUPERFUND SECTION

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
NCD 054 290 770

Dear Tom:

Following up on your July 28, 1999 letter, the original executed milar plat relating to the referenced site has been filed with the Caldwell County Register of Deeds. Per your request, I attach:

- a certified copy of the recorded plat, reflecting the book and page number where the plat is recorded; and
- a copy of the grantor index page where the plat is indexed.

Thomasville Furniture believes it has now provided all documentation requested by the State in conjunction with Thomasville's voluntary remedial action. Please confirm that all action has been taken or let me know of any further action that is necessary.

Very truly yours,

Lori Hinnant
Lori P. Hinnant

Enclosure

cc: David R. Masters (with enclosures)

Grantor	A P	Grantee	A P	Date Filed	Book Page Type	Description (Not Warranted) PIN #
THOMASVILLE FURNITURE INDUSTRIES INC	-----			08/06/1999	18 190 MAP	NOTICE OF INACTIVE SUBSTANCE SHEET 1 OF 2
THOMASVILLE FURNITURE INDUSTRIES INC	-----			08/06/1999	18 191 MAP	NOTICE OF INACTIVE SUBSTANCE SHEET 2 OF 2

NORTH CAROLINA, CALDWELL COUNTY
I, Lois Greene, Register of Deeds of Caldwell County, do
hereby certify that the foregoing is a true and correct copy of
REAL ESTATE INDEX as recorded in this office in
Book No. Page
Witness my hand and the seal of this office this 9 day
of August, 1999
L. P. A. Greene *Lois A. Greene*
Register of Deeds By: Deputy Register of Deeds

Indexed Name	A P	Date Filed	Book	Page	Description (Not Warranted)
THOMASVILLE FURNITURE INDUSTRIES INC		08/06/1999	18	190	NOTICE OF INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE SHEET 1 OF 2
THOMASVILLE FURNITURE INDUSTRIES INC		08/06/1999	18	191	NOTICE OF INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE SHEET 2 OF 2

NORTH CAROLINA, CALDWELL COUNTY

I, Lois Greene, Register of Deeds of Caldwell County, do hereby certify that the foregoing is a true and correct copy of

Map INDEX as recorded in this office in
 Book No. Page
 Witness my hand and the seal of this office this 7 day
 of August, 1999.
Lois Greene *Deputy Register of Deeds*
 Register of Deeds By: Deputy Register of Deeds

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Z 562 273 023
 MR DAVID R MASTERS
 MANAGER SAFETY HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES
 POST OFFICE BOX 339
 THOMASVILLE NC 27361
 PROPERTY USE RESTRICTIONS LTR AND PLAT - 07

4a. Article Number

4b. Service Type

- Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery 7/28/99

5. Received By: (Print Name)
Cindy Ford

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)
X Cindy Ford

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

TOM POWER
DENR/DWM/SUPERFUND/IHS BRANCH
401 OBERLIN ROAD - SUITE 150
RALEIGH NORTH CAROLINA 27605
JUL 20

SUPERFUND BRANCH





JAMES B. HUNT JR.
GOVERNOR

WAYNE MCDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

28 July 1999

STATE FILE

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I have received Ms. Lori Hinnant's July 16, 1999 letter transmitting the final mylar survey plat for the site referenced above. The plat has been approved by the Division of Waste Management and is being returned to you for recordation.

Within fifteen (15) days of your receipt of this letter, please file the original executed mylar plat with the Caldwell County Register of Deeds office, and send to my attention: 1. a *certified copy* of the recorded plat, i.e., a paper copy of the plat as it is stored on microfilm/microfiche, affixed with the original signature and seal of the Register of Deeds and reflecting the book and page number where recorded; and 2. a photocopy of the page from the grantor index where the plat has been indexed. If the Caldwell County Register of Deeds office does not store survey plats on microfilm/microfiche, you should submit a paper copy of the original mylar plat, affixed with the original signature and seal of the Register of Deeds and reflecting the book and page number where recorded.

Mr. David R. Masters
28 July 1999
Page two

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

Enclosure

c: Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice
Mr. Rob Gelblum, Assistant Attorney General

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A PROFESSIONAL LIMITED
LIABILITY COMPANY

200 West Second Street
Winston-Salem, NC 27101

Mailing Address:
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (336) 721-3600
Fax: (336) 721-3660
Web site: www.wcsr.com

STATE FILE

Lori P. Hinnant
Direct Dial: (336) 721-3535
Direct Fax: (336) 733-8410
E-mail: lhinnant@wcsr.com

July 16, 1999

RECEIVED
JUL 19 1999
SUPERFUND SECTION

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
401 Oberlin Road, Suite 150
Raleigh, NC 27605

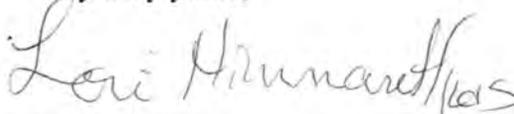
Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
NCD 054 290 770

Dear Tom:

As we discussed, Thomasville Furniture's corporate seal is a crimp seal. Per your instruction, Thomasville Furniture applied the seal to the survey, however, it is barely legible.

It is our understanding that you will obtain the necessary state signatures and then send the survey back to us for filing.

Very truly yours,



Lori P. Hinnant

LPH/kas

Enclosure

cc: David R. Masters

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MR DAVID R MASTERS
 MANAGER, SAFETY HEALTH & SECURITY
 THOMASVILLE FURNITURE INDUSTRIES INC
 POST OFFICE BOX 339
 THOMASVILLE NC 27361

4a. Article Number

Z 562 274 396

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

6-27-99

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X *Lindy Ford*

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

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TOM POWER
NC SUPERFUND SECTION
INACTIVE HAZARDOUS SITES BRANCH
401 OBERLIN RD SUITE 150
RALEIGH NC 27605

RECEIVED
JUL 11 1998
SUPERFUND SECTION

05



NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

28 June 1999

STATE FILE



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I received the revised survey plat for the site referenced above on June 17, 1999 (no cover letter). The surveyor has addressed all of the comments in my May 27, 1999 letter.

Within thirty (30) days of your receipt of this letter, please submit the original signed and sealed mylar plats to the Branch. To ensure reproducibility, the surveyor and notary public should use their registration stamps using indelible ink, rather than crimp seals. Also, all signatures must be made in indelible ink.

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,

Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Mr. Rob Gelblum, Assistant Attorney General
Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MR. DAVID R. MASTERS
 MANAGER, SAFETY, HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES, INC.
 P.O. BOX 339
 THOMASVILLE, NC 27361

4a. Article Number

Z 019 818 769

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

5/28/99

5. Received By: (Print Name)

Cindy Ford

6. Signature: (Addressee or Agent)

X

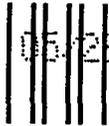
Cindy Ford

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

ISS #0748 CSD NC 05/29/99 17 52



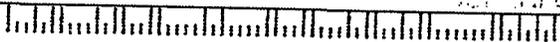
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

MR. TOM POWER
ENVIRONMENTAL ENGINEER
INACTIVE HAZARDOUS SITES BRANCH
SUPERFUND SECTION
401 OBERLIN RD. SUITE 150
RALEIGH, NC 27605

RECEIVED
JUN 01 1999

03





27 May 1999

JAMES B. HUNT JR.
GOVERNOR

WAYNE MCDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

CERTIFIED MAIL
Return Receipt Requested

STATE FILE

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I have received Ms. Lori Hinnant's May 19, 1999 letter transmitting a revised survey plat for the site referenced above. I have reviewed the plat and have the following comments:

1. Signature block for Bill Meyer: The notary's statement must appear directly beneath the signature line for Bill Meyer (it currently appears in a different quadrant of the plat). Also, "William L. Meyer" in the notary's statement should be replaced by a blank line - the notary will enter Bill's name at the time of signature.
2. Surveyor's certification statement (both sheets): The date should not be entered until the surveyor signs and seals the plat.
3. In the review officer's block, "statutory" is misspelled (both sheets).

Within thirty (30) days of your receipt of this letter, please revise the plat to address the items above, and submit one blueprint copy to the Branch. I suggest postponing the final signatures and seals until after the Branch has reviewed the revised plat.

Mr. David R. Masters
27 May 1999
Page two

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Mr. Rob Gelblum, Assistant Attorney General
Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A PROFESSIONAL LIMITED
LIABILITY COMPANY



200 West Second Street
Winston-Salem, NC 27101

Mailing Address:
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (336) 721-3600
Fax: (336) 721-3660
Web site: www.wcsr.com

STATE FILE

Lori P. Hinnant
Direct Dial: (336) 721-3535
Direct Fax: (336) 733-8410
E-mail: lhinnant@wcsr.com

May 19, 1999

RECEIVED
MAY 20 1999
SUPERFUND SECTION

Via Federal Express

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
NCD 054 290 770

Dear Tom:

I attach another draft of the survey plat for the referenced property. We have attempted to address all the points you noted in your February 9, 1999 letter.

Please call me if there are any additional changes proposed by the State.

Very truly yours,

Lori P. Hinnant

LPH/kas

Enclosure

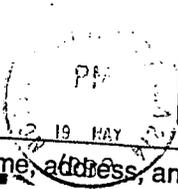
cc: David R. Masters

Is your RETURN ADDRESS completed on the reverse side?

SENDER: <input type="checkbox"/> Complete items 1 and/or 2 for additional services. <input type="checkbox"/> Complete items 3, 4a, and 4b. <input type="checkbox"/> Print your name and address on the reverse of this form so that we can return this card to you. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> Write "Return Receipt Requested" on the mailpiece below the article number. <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.
3. Article Addressed to: Z 562 273 009 MR DAVID R MASTERS MANAGER SAFETY HEALTH AND SECURITY THOMASVILLE FURNITURE INDUSTRIES INC POST OFFICE BOX 339 THOMASVILLE NC 27361 THOMASVILLE FURNITURE PROPERTY USE RESTRICTIONS LTR - 5/18/99	4a. Article Number 4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
5. Received By: (Print Name) Cindy Ford	7. Date of Delivery 5-19-99	
6. Signature: (Addressee or Agent) X Cindy Ford	8. Addressee's Address (Only if requested and fee is paid)	

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



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USPS
Permit No. G-10

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MAY 21 1999

SUPERFUND SECTION
TOM POWER
DENR/DWM/SUPERFUND/IHSBRANCH
401 OBERLIN ROAD - SUITE 150
RALEIGH NORTH CAROLINA 27605



18 May 1999

JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

CERTIFIED MAIL
Return Receipt Requested

STATE FILE

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

In a February 9, 1999 letter to your attention, the Branch requested that Thomasville Furniture Industries submit a revised survey plat no later than March 15, 1999. The revised survey plat is now over 60 days past due. Within seven (7) days of your receipt of this letter, please submit the requested survey plat or provide a written explanation for the delay. Thomasville's voluntary remedial action will not be approved by the Branch until the survey plat is recorded with the Caldwell County Register of Deeds office.

If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,

Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Mr. Rob Gelblum, Assistant Attorney General
Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
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- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Z 562 272 974
 MR DAVID R MASTERS - MANAGER
 SAFETY HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES INC
 POST OFFICE BOX 339
 THOMASVILLE NC 27361
 THOMASVILLE FURNITURE IND. - REV LTR -02/09/99

4a. Article Number

4b. Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery
2-10-99

5. Received By: (Print Name)
Barbara O'Brien

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)
X Barbara O'Brien

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

199 #0748 150 NC



02/10/99 17



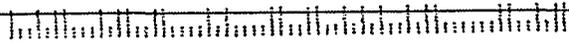
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

RECEIVED

TOM POWER
DENR/DWM/SUPERFUND/IHSBRANCH
401 OBERLIN ROAD - SUITE 150
RALEIGH NORTH CAROLINA 27605
SUPERFUND SECTION

03





JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

9 February 1999

STATE FILE

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I have received Ms. Lori Hinnant's January 15, 1999 letter transmitting a certified copy of the *Declaration of Perpetual Land Use Restrictions*. The next step is to modify the associated survey plat to conform to the "declaration" and to comply with N.C.G.S. 47-30. I have reviewed the survey plat enclosed with Ms. Hinnant's April 8, 1998 letter, and have the following comments:

1. In order to conform to the language in the "declaration," the "approximate location hazardous substances" must be deleted and replaced with "waste disposal trenches."
2. Restrictions 1-6 should be deleted and replaced with a single note: "This property is the subject of perpetual land use restrictions as recorded in deed book 1248, pages 614-618."
3. The signature blocks for Thomasville Furniture and Bill Meyer must appear on the same sheet.

Mr. David R. Masters
9 February 1999
Page two

4. Signature block for Thomasville Furniture:
 - a. The plat must include the printed name and title of the signatory for Thomasville.
 - b. The notary's certification contains several errors: "personally" is misspelled; and the words "as its" appear to be out of place.
5. Signature block for Bill Meyer: The blank line before "for the purposes of N.C.G.S. 130A-310.8" is for Bill to write "approved." Please shorten the blank line accordingly.
6. The title block (both sheets) must include the date the survey was made (see GS 47-30(c)).
7. Surveyor's certification statement (both sheets): Please complete the book and page number and ratio of precision (see GS 47-30(d)).
8. The north arrow (both sheets) must indicate "NAD 83" or "NAD 27" (see GS 47-30(f)(1)).
9. Thomasville Furniture has demonstrated that groundwater is no longer contaminated. Therefore, the location of the monitoring wells and the well survey data may be deleted.
10. For all signature blocks, please replace "1998" with "1999."
11. Please proofread the plat carefully for typos (e.g., plant "enterance," "Elizaabeth" Drive, "aceate" glue waste, etc.).

Within thirty (30) days of your receipt of this letter, please revise the plat to address the items above, and submit one blueprint copy to the Branch. I suggest postponing the final signatures and seals until after the Branch has reviewed the revised plat.

Mr. David R. Masters
9 February 1999
Page three

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Mr. Rob Gelblum, Assistant Attorney General
Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice

January 15, 1999

RECEIVED

JAN 19 1999

SUPERFUND SECTION

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
Post Office Box 27687
Raleigh, NC 27611-7687

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
NCD 054 290 770

Dear Tom:

In accordance with your December 17, 1998, letter, the following has been completed:

- Execution of the Declaration of Perpetual Land Use Restrictions ("Declaration") by Thomasville Furniture Industries; and
- Filing of the original, executed Declaration with the Caldwell County Register of Deeds.

In addition, we enclose:

- A certified copy of the recorded document affixed with the original signature and seal of the Register of Deeds, and reflecting the book and page number where recorded; and
- A certified copy of the grantor index documenting the date of filing of the Declaration, and the book and page number where the Declaration is recorded.

Please call me if you have any questions.

Very truly yours,



Lori P. Hinnant

LPH/kas

Enclosure

cc: David R. Masters (with enclosures)

FILED
LOIS GREENE

1999 JAN - 6 P 12: 21
Lois Greene
REGISTER OF DEEDS
CALDWELL CO. N.C.

DECLARATION OF PERPETUAL LAND USE RESTRICTIONS

THOMASVILLE FURNITURE INDUSTRIES, INC. Superfund Site
315 Elizabeth Street NW, Lenoir, Caldwell County, North Carolina

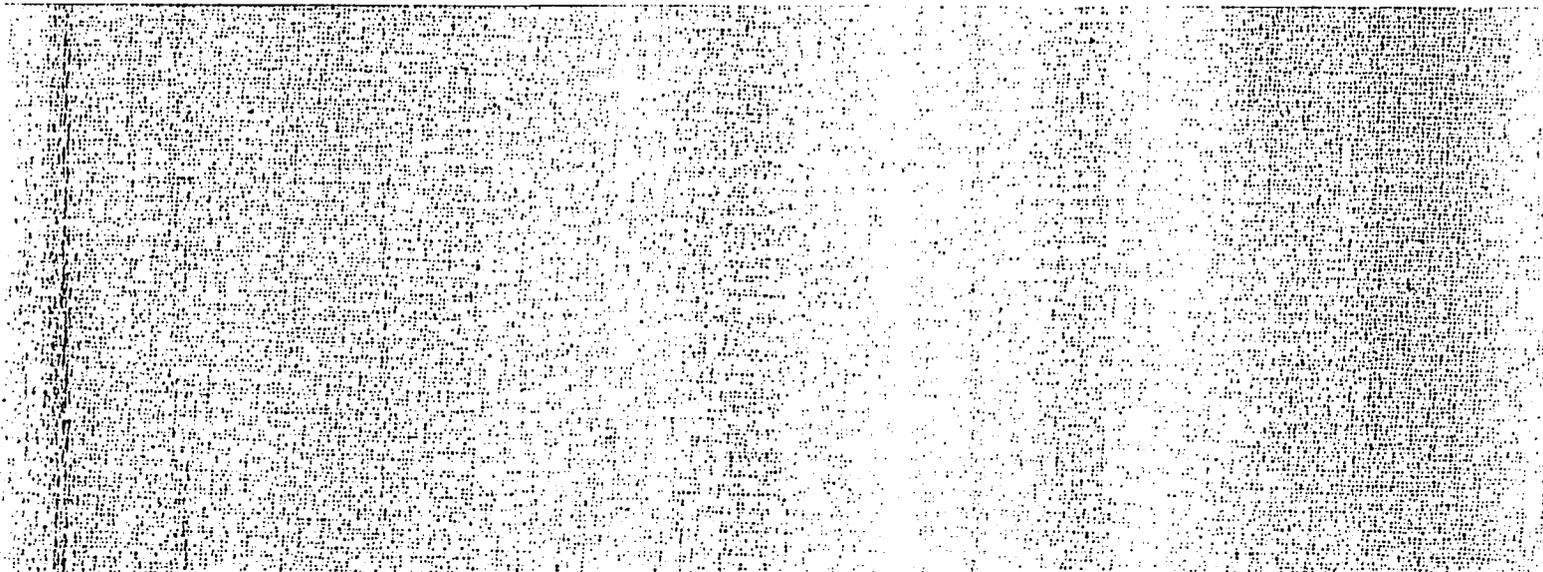
The property which is the subject of this Declaration (hereinafter referred to as the "Site") is contaminated with hazardous substances, and is an INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE under North Carolina's Inactive Hazardous Sites Response Act, which consists of Section 130A-310 through Section 130A-310.19 of the North Carolina General Statutes ("NCGS"). This Declaration is part of a Remedial Action Plan for the Site that has been approved by the Secretary of the North Carolina Department of Environment and Natural Resources (or its successor in function), or his/her delegate, as authorized by NCGS Section 130A-310.3(f). The North Carolina Department of Environment and Natural Resources shall hereinafter be referred to as "DENR."

Thomasville Furniture Industries, Inc. (hereinafter referred to as "TFII"), a Delaware corporation whose principal place of business is Thomasville, North Carolina, is the owner in fee simple of the Site. The Site is described in Deed Book 713, Pages 662-666, in the Office of the Register of Deeds of Caldwell County, North Carolina and is shown on a survey plat entitled "Notice of Inactive Hazardous Substance or Waste Disposal Site" that will be recorded in the Office of the Register of Deeds of Caldwell County, North Carolina. That survey plat identifies the type, location and quantity of hazardous substances known by TFII to exist on the Site. The contaminated area of the Site comprises 1,638 square feet and is referred to on the plat as the "waste disposal trenches."

For the purpose of protecting public health and the environment, TFII hereby declares that the Site shall be held, sold and conveyed subject to the following perpetual land use restrictions, which shall run with the land; shall be binding on all parties having any right, title or interest in the above-described property or any part thereof, their heirs, successors and assigns; and shall, as provided in NCGS Section 130A-310.3(f), be enforceable without regard to lack of privity of estate or contract, lack of benefit to particular land, or lack of any property interest in particular land. These restrictions shall continue in perpetuity and cannot be amended or cancelled unless and until the Caldwell County Register of Deeds receives and records the written concurrence of the Secretary of DENR (or its successor in function), or his/her delegate.

NORTH CAROLINA, CALDWELL COUNTY
I, Lois Greene, Register of Deeds of Caldwell County, do hereby certify that the foregoing is a true and correct copy of
.....DECLARATION..... as recorded in this office in
Book No. 1248 Page 614-618
Witness my hand and the seal of this office this 7 day
of JANUARY, 19 99
LOIS GREENE BY Dea. Whitt
Register of Deeds By: Deputy Register of Deeds

1600



PERPETUAL LAND USE RESTRICTIONS

1. No activity may be conducted at the Site that could cause or result in the exposure of wastes buried in the "waste disposal trenches," except as approved by DENR or its successor in function.
2. The warehouse overlying the "waste disposal trenches" shall not be removed or demolished, except as approved by DENR or its successor in function.
3. No above-ground or below-ground construction or improvements shall be conducted in the vicinity of the "waste disposal trenches," including, but not limited to, utilities, roads, and sidewalks. No alteration, disturbance or removal of the existing soil, landscape and contours shall occur in the vicinity of the "waste disposal trenches" other than erosion control measures approved by DENR.
4. The Site shall not be used for residential dwellings, schools, day-care centers or public parks unless and until all hazardous substances present in the "waste disposal trenches" are addressed to the satisfaction of DENR, or its successor in function.
5. Groundwater beneath the Site shall not be used as a source of potable water. Groundwater wells or other devices for extracting groundwater may be installed or operated only if approved by DENR, or its successor in function, to assess groundwater quality, and only if installed, operated and maintained in accordance with applicable law as determined by DENR.
6. The Site shall not be used for mining, extraction of coal, oil, gas or any other minerals or non-mineral substances.
7. The Site shall not be used for organized sporting activities of any kind, including, but not limited to, golf, football, basketball, soccer, and baseball.
8. The Site shall not be used for agricultural or grazing purposes.
9. Mowing of vegetation and tree cutting is allowed on the Site.

ENFORCEMENT

The above land use restrictions shall be enforced by any owner, operator, or other party responsible for the Site. The above land use restrictions may also be enforced by DENR through the remedies provided in NCGS Chapter 130A, Article 1, part 2 or by means of a civil action, and may also be enforced by any unit of local government having jurisdiction over any part of the Site. Failure by TFII to record the Notice of Inactive Hazardous Substance or Waste Disposal Site or to place on said Notice the deed book and page number where this Declaration is recorded, and/or any attempt to cancel this Declaration without the approval of DENR or its successor in function, shall constitute noncompliance with the Remedial Action Plan approved by DENR for the Site, and shall be subject to enforcement by DENR to the full extent of the law. Failure by any party required or authorized to enforce any of the above restrictions 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 or subsequent thereto.

NOTICE

Hazardous substances were stored, released and/or disposed of at the Site. Following is a description of the remedial actions taken at the Site to date in order to protect public health and the environment:

In 1993, TFII conducted a removal action for buried wastes and contaminated soils at the Site. The removal action included the excavation and off-site disposal of approximately 15,000 tons of wastes and contaminated soils.

HAZARDOUS SUBSTANCES REMAIN ON THE SITE, BUT ARE NOT A DANGER TO PUBLIC HEALTH AND THE ENVIRONMENT, PROVIDED THAT THE ABOVE RESTRICTIONS, AND ANY OTHER MEASURES REQUIRED BY DENR, ARE STRICTLY COMPLIED WITH.

FUTURE SALES, LEASES, CONVEYANCES AND TRANSFERS

When the above-described real property is sold, leased, conveyed or transferred, pursuant to NCGS Section 130A-310.8(e) the deed or other instrument of transfer shall contain in the description section, in no smaller type than that used in the body of the deed or instrument, a statement that the above-described real property has been used as a hazardous substance or waste disposal site and a reference by book and page to the recordation of the Notice of Inactive Hazardous Substance or Waste Disposal Site referenced in the preceding paragraph above.

IN WITNESS WHEREOF, Thomasville Furniture Industries, Inc. has caused this instrument to be duly executed this 21st day of December, 1998.

THOMASVILLE FURNITURE INDUSTRIES, INC.

By:

Christian J. Pfaff
Christian J. Pfaff
President and Chief Executive Officer



Ronald G. Berrier
Ronald G. Berrier
Vice-President, Controller, Treasurer and Secretary

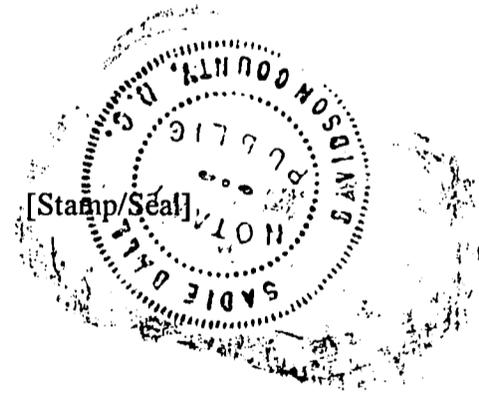
NORTH CAROLINA
Davidson COUNTY

I, Sadie Bell, a Notary Public of the County and State aforesaid, certify that Ronald G. Berrier personally came before me this day and acknowledged that he is the Secretary of THOMASVILLE FURNITURE INDUSTRIES, INC., a Delaware corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Secretary.

WITNESS my hand and official stamp or seal, this 21st day of December, 1998.

Sadie Bell
Notary Public (signature)

My Commission expires: 2-3-02



The foregoing Certificate(s) of Sadie Ball Notary Public

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Lois Greene
Register of Deeds for Caldwell County

By Amy Jones
Deputy/Assistant Register of Deeds

Instrument Print

Index Name	A P	Other Name	A P	Date Filed	Book Page Type	Description (Not Warranted) PIN #
THOMASVILLE FURNITURE INDUSTRIES INC	-----			01/06/1999	1248 614 DECL	PERPETUAL LANDUSE RESTRICTIONS 713-662

NORTH CAROLINA, CALDWELL COUNTY

I, Lois Greene, Register of Deeds of Caldwell County, do hereby certify that the foregoing is a true and correct copy of **extract**

Consolidated Index as recorded in this office in

Book No. _____ Page _____

Witness my hand and the seal of this office this _____ day

of January, 1999

Lois Greene By: Amy Jones
Register of Deeds By: Deputy Register of Deeds

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address

2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Z 562 272 961
 MR DAVID R MASTERS
 MANAGER - SAFETY HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES INC
 POST OFFICE BOX 339
 THOMASVILLE NC 27361
 HOMASVILLE FURNITURE - REV LTR - 12/17/98

4a. Article Number

4b. Service Type

Registered Certified

Express Mail Insured

Return Receipt for Merchandise COD

7. Date of Delivery

5. Received By: (Print Name)
Cynthia Ford

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)
 X *Cynthia Ford*

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

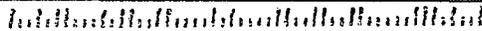
• Print your name, address, and ZIP Code in this box •

RECEIVED

DEC 22 1998

SUPERFUND SECTION

TOM POWER
DENR/DWM/SUPERFUND/IHSBRANCH
401 OBERLIN ROAD - SUITE 150
RALEIGH NORTH CAROLINA 27605





17 December 1998

STATE FILE

JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

I have received Terra Technology Group's October 8, 1998 letter transmitting a Remedial Action Plan addendum proposing deed restrictions for the site referenced above. The Remedial Action Plan addendum is approved. On December 10, 1998, I received a voice mail message from Ms. Lori Hinnant of Womble Carlyle stating that Thomasville Furniture Industries (TFI) has no comments on the Branch's deed restrictions document (*Declaration of Perpetual Land Use Restrictions*). The final document is enclosed.

Within thirty (30) days of your receipt of this letter, please:

1. Have the document executed by Mr. Christian Pfaff and Mr. Ronald Berrier (notarized signatures and corporate seal); and
2. File the original executed document with the Caldwell County Register of Deeds office, and send to my attention: 1. a *certified copy* of the recorded document affixed with the original signature and seal of the Register of Deeds, and reflecting the book and page number where recorded; and 2. a copy of the page from the computerized grantor index where the document has been indexed.

Mr. David R. Masters
17 December 1998
Page two

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

Enclosure

c: Mr. Rob Gelblum, Assistant Attorney General (w/enclosure)
Ms. Lori Hinnant, Womble Carlyle Sandridge & Rice (w/enclosure)

DECLARATION OF PERPETUAL LAND USE RESTRICTIONS

**THOMASVILLE FURNITURE INDUSTRIES, INC. Superfund Site
315 Elizabeth Street NW, Lenoir, Caldwell County, North Carolina**

The property which is the subject of this Declaration (hereinafter referred to as the "Site") is contaminated with hazardous substances, and is an INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE under North Carolina's Inactive Hazardous Sites Response Act, which consists of Section 130A-310 through Section 130A-310.19 of the North Carolina General Statutes ("NCGS"). This Declaration is part of a Remedial Action Plan for the Site that has been approved by the Secretary of the North Carolina Department of Environment and Natural Resources (or its successor in function), or his/her delegate, as authorized by NCGS Section 130A-310.3(f). The North Carolina Department of Environment and Natural Resources shall hereinafter be referred to as "DENR."

Thomasville Furniture Industries, Inc. (hereinafter referred to as "TFII"), a Delaware corporation whose principal place of business is Thomasville, North Carolina, is the owner in fee simple of the Site. The Site is described in **Deed Book 713, Pages 662-666**, in the Office of the Register of Deeds of Caldwell County, North Carolina and is shown on a survey plat entitled "Notice of Inactive Hazardous Substance or Waste Disposal Site" that will be recorded in the Office of the Register of Deeds of Caldwell County, North Carolina. That survey plat identifies the type, location and quantity of hazardous substances known by TFII to exist on the Site. The contaminated area of the Site comprises 1,638 square feet and is referred to on the plat as the "waste disposal trenches."

For the purpose of protecting public health and the environment, TFII hereby declares that the Site shall be held, sold and conveyed subject to the following perpetual land use restrictions, which shall run with the land; shall be binding on all parties having any right, title or interest in the above-described property or any part thereof, their heirs, successors and assigns; and shall, as provided in NCGS Section 130A-310.3(f), be enforceable without regard to lack of privity of estate or contract, lack of benefit to particular land, or lack of any property interest in particular land. These restrictions shall continue in perpetuity and cannot be amended or cancelled unless and until the Caldwell County Register of Deeds receives and records the written concurrence of the Secretary of DENR (or its successor in function), or his/her delegate.

PERPETUAL LAND USE RESTRICTIONS

1. No activity may be conducted at the Site that could cause or result in the exposure of wastes buried in the "waste disposal trenches," except as approved by DENR or its successor in function.
2. The warehouse overlying the "waste disposal trenches" shall not be removed or demolished, except as approved by DENR or its successor in function.
3. No above-ground or below-ground construction or improvements shall be conducted in the vicinity of the "waste disposal trenches," including, but not limited to, utilities, roads, and sidewalks. No alteration, disturbance or removal of the existing soil, landscape and contours shall occur in the vicinity of the "waste disposal trenches" other than erosion control measures approved by DENR.
4. The Site shall not be used for residential dwellings, schools, day-care centers or public parks unless and until all hazardous substances present in the "waste disposal trenches" are addressed to the satisfaction of DENR, or its successor in function.
5. Groundwater beneath the Site shall not be used as a source of potable water. Groundwater wells or other devices for extracting groundwater may be installed or operated only if approved by DENR, or its successor in function, to assess groundwater quality, and only if installed, operated and maintained in accordance with applicable law as determined by DENR.
6. The Site shall not be used for mining, extraction of coal, oil, gas or any other minerals or non-mineral substances.
7. The Site shall not be used for organized sporting activities of any kind, including, but not limited to, golf, football, basketball, soccer, and baseball.
8. The Site shall not be used for agricultural or grazing purposes.
9. Mowing of vegetation and tree cutting is allowed on the Site.

ENFORCEMENT

The above land use restrictions shall be enforced by any owner, operator, or other party responsible for the Site. The above land use restrictions may also be enforced by DENR through the remedies provided in NCGS Chapter 130A, Article 1, part 2 or by means of a civil action, and may also be enforced by any unit of local government having jurisdiction over any part of the Site. Failure by TFII to record the Notice of Inactive Hazardous Substance or Waste Disposal Site or to place on said Notice the deed book and page number where this Declaration is recorded, and/or any attempt to cancel this Declaration without the approval of DENR or its successor in function, shall constitute noncompliance with the Remedial Action Plan approved by DENR for the Site, and shall be subject to enforcement by DENR to the full extent of the law. Failure by any party required or authorized to enforce any of the above restrictions 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 or subsequent thereto.

NOTICE

Hazardous substances were stored, released and/or disposed of at the Site. Following is a description of the remedial actions taken at the Site to date in order to protect public health and the environment:

In 1993, TFII conducted a removal action for buried wastes and contaminated soils at the Site. The removal action included the excavation and off-site disposal of approximately 15,000 tons of wastes and contaminated soils.

HAZARDOUS SUBSTANCES REMAIN ON THE SITE, BUT ARE NOT A DANGER TO PUBLIC HEALTH AND THE ENVIRONMENT, PROVIDED THAT THE ABOVE RESTRICTIONS, AND ANY OTHER MEASURES REQUIRED BY DENR, ARE STRICTLY COMPLIED WITH.

FUTURE SALES, LEASES, CONVEYANCES AND TRANSFERS

When the above-described real property is sold, leased, conveyed or transferred, pursuant to NCGS Section 130A-310.8(e) the deed or other instrument of transfer shall contain in the description section, in no smaller type than that used in the body of the deed or instrument, a statement that the above-described real property has been used as a hazardous substance or waste disposal site and a reference by book and page to the recordation of the Notice of Inactive Hazardous Substance or Waste Disposal Site referenced in the preceding paragraph above.

IN WITNESS WHEREOF, Thomasville Furniture Industries, Inc. has caused this instrument to be duly executed this _____ day of _____, 19__.

THOMASVILLE FURNITURE INDUSTRIES, INC.

[Corporate Seal]

By: _____
Christian J. Pfaff
President and Chief Executive Officer

ATTEST:

Ronald G. Berrier
Vice-President, Controller, Treasurer and Secretary

NORTH CAROLINA
_____ COUNTY

I, _____, a Notary Public of the County and State aforesaid, certify that _____ personally came before me this day and acknowledged that he is the Secretary of THOMASVILLE FURNITURE INDUSTRIES, INC., a Delaware corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Secretary.

WITNESS my hand and official stamp or seal, this _____ day of _____, 19__.

Notary Public (signature)

My Commission expires: _____

[Stamp/Seal]

The foregoing Certificate(s) of _____

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Register of Deeds for Caldwell County

By

Deputy/Assistant - Register of Deeds

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

December 15, 1998

DIVISION OF WASTE MANAGEMENT



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

Ms. Sherry D. Stookey
Thomasville Furniture Ind., Inc.
Post Office Box 339
Thomasville, NC 27360

Re: Inactive Hazardous Waste Sites Priority List
Thomasville Furniture Industries
Lenoir, Caldwell County

Dear Ms. Stookey:

The site listed above has been included on the November 1998 Inactive Hazardous Waste Sites Priority List (Priority List) in accordance with North Carolina General Statutes Section 130A-310.2. The Priority List is a list of sites where uncontrolled disposal, spills, or releases of hazardous substances have been identified. A special priority system (North Carolina Administrative Code Title 15A Subchapter 13C Section 0.200) is used to rank the sites on this list in decreasing order of danger to public health and the environment.

This letter is being sent to you to fulfill our statutory duty to notify those who own and those who at present are known to be responsible for each site on the Priority List. A copy of the Priority List with each site's rank appearing in the left-hand column is attached (sites are listed in order of highest to lowest priority). Please note this letter is simply a notice of the site's inclusion on the priority list and is not an order to conduct any work.

If a responsible party or owner wishes to voluntarily perform site cleanup, that party must enter into an agreement with the Branch to ensure Branch approval. You should not proceed with remedial actions independently. Each voluntary remedial action will be overseen by Branch staff or, at the discretion of the Branch, by approved environmental consultants.

Those who are interested in reviewing the Superfund Section's files on any of these sites may contact Scott Ross at (919) 733-2801, ext. 328, to schedule an appointment. If you are interested in conducting a voluntary cleanup of your site, or if you have any questions, you may contact me at (919) 733-2801, ext. 284.

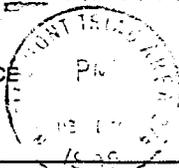
Sincerely,

Charlotte V. Jesneck, Head
Inactive Hazardous Site Branch
Superfund Section

CVJ/slb(C:\WPWIN\60\WPDOCS\ANNUAL98\SPLMRG98.LTR)

Enclosure

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. 617

• Print your name, address, and ZIP Code in this box •

RECEIVED

TOM POWER
DENR/DWM/SUPERFUND/RAILROAD
401 OBERLIN ROAD - SUITE 150
RALEIGH NORTH CAROLINA 27601
SUPERFUND SECTION

DEC 04 1998



Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Z 019 818 996

MR DAVID R MASTERS - MANAGER
 SAFETY HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES INC
 POST OFFICE BOX 339
 THOMASVILLE NC 27361
 THOMASVILLE FURNITURE INDUSTRIES - NOTICE

4a. Article Number

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

LTR - 12/02/98
 8. Addressee's Address (Only if requested and fee is paid)

5. Received By: (Print Name)

C Lewallen

6. Signature: (Addressee or Agent)

X C Lewallen

12-3-98

Thank you for using Return Receipt Service.

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

3 December 1998

STATE FILE



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

In a September 4, 1998 letter to your attention, the Branch requested Thomasville Furniture Industries' comments on the *Declaration of Perpetual Land Use Restrictions* no later than October 9, 1998. Thomasville's comments are now nearly 60 days past due. Within seven (7) days of your receipt of this letter, please submit the requested comments or provide a written explanation for the delay.

Thank you for your attention to this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,

Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Ms. Lori P. Hinnant, Womble Carlyle Sandridge & Rice

STATE FILE

Terra Technologies Group, P.A.

1980 Bethel Drive, Suite 201
High Point, North Carolina 27260
Phone (336) 841-3202
Fax (336) 869-8461

RECEIVED

OCT 14 1998

SUPERFUND SECTION

October 8, 1998

Mr. Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
NCDENR - Superfund Section
401 Oberlin Road, Suite 150
Raleigh, North Carolina 27605

RE: Addendum To The Remedial Action Plan For The Thomasville Furniture Industries, Inc. Plant In Lenoir, North Carolina (NCD 054 290 770).

Dear Mr. Power:

Terra Technologies Group, P.A. (Terra) has completed the accompanying addendum to the Remedial Action Plan for the Thomasville Furniture Industries, Inc. (Thomasville) plant in Lenoir, North Carolina (NCD 054 290 770). This report has been prepared per your request in a letter addressed to Mr. Dave R. Masters with Thomasville dated August 19, 1998.

Should you have any questions regarding this addendum, or if we can be of further assistance, please don't hesitate to call me at (336) 841-3202.

Sincerely Yours,

Terra Technologies Group, P.A.



Bruce K. Braswell, P.G.
President

cc: Dave R. Masters, Thomasville
Lori Hinnant, Womble, Carlyle, Sandridge & Rice

**Addendum To The January 9, 1997
Independent Remedial Action Report
Remedial Action Plan**

Prepared for:

Thomasville Furniture Industries, Inc.
Lenoir North Carolina

Prepared by:

Terra Technologies Group, P.A.
1980 Bethel Drive
Suite 201
High Point, North Carolina 27260

October 8, 1998

Bruce K. Braswell

Bruce K. Braswell, P.G.
Project Manager



1.0 Discussion

This addendum report has been prepared as requested in the 19 August 1998 letter from the NCDENR regarding property use restrictions.

As requested by Item 2 of the above mentioned letter, Thomasville Furniture Industries, Inc. (TFI) proposes to leave residual buried materials below the warehouse addition. Groundwater analytical evidence indicates that buried materials are not impacting groundwater. Further, the materials are effectively capped by the warehouse structure. In addition, there are significant logistical reasons associated with removal of the materials.

Removal is not feasible for the following reasons:

- The excavation summary report (Appendix G of the January, 1997 Independent Remedial Action Report) discusses in some detail the nature of the buried materials underlying the warehouse structure. Human exposure to these materials could only be made with significant effort using heavy equipment and specialized safety gear.
- Due to a lack of suitable strength, with respect to load bearing potential of underlying soils, the TFI warehouse addition structure is supported by treated pilings driven through the unconsolidated alluvial mantling of the Blair Fork Creek valley. In other words, the building is supported on stilts that transmit the load of the building below the alluvial mantling and onto underlying saprolitic materials.
- Effective removal of buried materials could be achieved in two ways. These include: (1) demolition of the building to access buried materials or (2) excavating below the structure to remove trenches and any impacted soils to the top of shallow groundwater. Demolition of the building is not feasible due to the cost involved with the demolition of the building and constructing a replacement warehouse.
- Excavation underneath the warehouse addition would be exceedingly difficult because the excavation activity would destabilize the wooden support structures proximal to the excavated areas. This de-stabilization could possibly result in serious injury to personnel attempting to remove buried materials due to support failure.
- Failure of the wooden supports could cause collapse of the overlying concrete slab floor of the warehouse. In addition, removal of materials below the concrete slab between supporting pilings could, in and of itself, result in failure of the concrete slab due to removal of the underlying soils (support). This could pose a significant threat to the health and safety of employees of the removal contractor.
- Any excavating activity below the warehouse floor would require specialized shoring that would: (1) prevent sidewall collapse, (2) prevent ceiling collapse, (3) allow flexibility in orientation to accommodate non-linear burial trench features. All of these would pose significant technical hurdles that will be excessively expensive.

- All excavating activity below the warehouse floor would constitute work within confined spaces that would result in workers being required by 29 CFR 1910.184 to wear SCBA's or possibly supplied air respirators. Equipment failures could result in serious injury to employees of the removal contractor.

1.2 Property Use Restriction Proposal

To prevent unauthorized access to the buried materials, and or possible human exposure, TFI herein proposes to restrict the future use of the property to prevent human exposure.

1.3 Reporting

To assure continued compliance into the future, TFI will prepare and submit to the NCDENR Division of Waste Management, Inactive Hazardous Sites Branch an annual report (by January 30 of each year) that verifies the property use restrictions are still in place and site conditions are still in compliance with the restrictions. These annual reports will bear the notarized signature of a Corporate Officer of TFI.

2.0 Conclusions

The excavation summary report (Appendix G of the January, 1997 Independent Remedial Action Report) discusses in some detail the nature of the buried materials underlying the warehouse structure. The residual buried materials, based on what was observed during the remedial effort, appear to be effectively capped by the warehouse structure.

Human exposure to these materials could only be made with significant effort using heavy equipment and specialized safety gear. Groundwater analytical data from four consecutive quarterly sampling events indicates there is no ongoing impact to shallow groundwater in the alluvial mantling of Blair Fork Creek resulting from the buried materials.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
Z 019 818 950
 MR DAVID R MASTERS
 MANAGER SAFETY HEALTH AND SECURITY
 THOMASVILLE FURNITURE INDUSTRIES
 POST OFFICE BOX 339
 THOMASVILLE NORTH CAROLINA 27367
 THOMASVILLE FURNITURE - REV LTR - 09/03/98

4a. Article Number

4b. Service Type
 Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery **9-8-98**

5. Received By: (Print Name) **Crystal Jewallen**

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent) **X Crystal Jewallen**

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

OCR #4 GSD 09/08/98 17:14

RECEIVED

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code on this box •

SEP 09 1998

Tom Power
SUPERFUND SECTION
DENR/DWM/Superfund/IHSBranch
401 Oberlin Road - Suite 150
Raleigh, North Carolina 27605





JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

4 September 1998

STATE FILE

CERTIFIED MAIL
Return Receipt Requested

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
Post Office Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

Thank you for the April 8, 1998 letter from Womble, Carlyle, Sandridge & Rice regarding deed restrictions for the site referenced above. Enclosed please find the *Declaration of Perpetual Land Use Restrictions* prepared by the NC Attorney General's office and the Inactive Hazardous Sites Branch. This document is based on a model prepared by the Attorney General's office and, except for minor modifications, is not negotiable.

Within thirty (30) days of your receipt of this letter, please review the enclosed document and provide any suggested minor modifications to the Branch. Once Thomasville Furniture Industries and the Branch have agreed on the language, I will send you a final version to be executed and recorded with the Caldwell County Register of Deeds. After the deed restrictions are recorded, the survey plat will need to be revised to reflect the language in the declaration and to include a reference to the deed restriction.

Mr. David R. Masters
4 September 1998
Page two

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Ms. Lori P. Hinnant, Womble Carlyle Sandridge & Rice

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES
DIVISION OF WASTE MANAGEMENT

19 August 1998

STATE FILE



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

WILLIAM L. MEYER
DIRECTOR

Mr. David R. Masters
Manager, Safety, Health and Security
Thomasville Furniture Industries, Inc.
P.O. Box 339
Thomasville, North Carolina 27361

Re: Property Use Restrictions
Thomasville Furniture Industries
Lenoir, Caldwell County
NCD 054 290 770

Dear Mr. Masters:

This letter is in follow up to my December 2, 1997 letter regarding property use restrictions at the site referenced above.

Pursuant to N.C.G.S. 130A-310.3(f), property use restrictions must be included in a Remedial Action Plan that has been approved by the Branch. In order to comply with 130A-310.3(f), I am requesting that Thomasville Furniture Industries ("Thomasville") prepare an addendum to the January 1997 Remedial Action Plan (section 5.0 of the January 1997 "Independent Remedial Action Report"). The addendum should include the following:

1. A title which clearly identifies it as an addendum to the January 1997 Remedial Action Plan.
2. A description of Thomasville's proposal to leave waste in place beneath the warehouse addition, including an explanation of why it is not feasible to excavate the waste disposal trenches.
3. A statement that Thomasville proposes to restrict future use of the property to prevent human exposure to the waste disposal trenches.

Mr. David R. Masters
19 August 1998
Page two

4. A statement that Thomasville will prepare and submit annual reports to the Branch verifying that the property use restrictions are still in place, and that site conditions are still in compliance with the restrictions. Also include a statement that the annual reports will include the notarized signature of a corporate officer of Thomasville Furniture Industries, Inc.

Please submit the Remedial Action Plan addendum as soon as possible, but no later than September 23, 1998.

Thank you for your cooperation in this matter. If you have any questions, please call me at (919) 733-2801, ext. 285.

Sincerely,



Tom Power
Environmental Engineer
Inactive Hazardous Sites Branch
Superfund Section

c: Ms. Lori P. Hinnant, Womble Carlyle Sandridge & Rice

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A PROFESSIONAL LIMITED
LIABILITY COMPANY



200 West Second Street
Winston-Salem, NC 27101

Mailing Address
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (910) 721-3600
Fax: (910) 721-3660

STATE FILE

Lori P. Hinnant
Direct Dial: (910) 721-3535
Direct Fax: (910) 733-8410
E-mail: l_hinnant@wesr.com

April 8, 1998

RECEIVED
APR 13 1998
SUPERFUND SECTION

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
Post Office Box 27687
Raleigh, NC 27611-7687

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
Groundwater Incident No. 11281

Dear Tom:

Following up on your December 2, 1997 letter and our February 5, 1998 letter, we attach the restrictions proposed by Thomasville Furniture Industries, Inc. for the referenced facility and an accompanying survey. Both will be filed with the Caldwell County Register of Deeds after your approval.

Very truly yours,

Lori P. Hinnant

LPH/kas

Enclosure

cc: David R. Masters

Prepared by and return to:

NORTH CAROLINA)
)
CALDWELL COUNTY)

LAND USE RESTRICTIONS

THOMASVILLE FURNITURE INDUSTRIES, INC. does hereby covenant and agree to and with all persons, firms, and corporations hereafter acquiring a portion (the "Property") of the real property described in Deed Book 713, Pages 662-666, in the Office of the Register of Deeds of Caldwell County, North Carolina and that said Property is hereby subjected to the following restrictions as to the use thereof, which restrictions shall be, and are, covenants running with the land, binding upon whomsoever shall own said Property:

1. The Property is approximately a 1,400 square foot area as shown on a Plat recorded in Plat Book ____, Page ____, in the Office of the Register of Deeds of Caldwell County, North Carolina as the "Approximate Area of Hazardous Substances" and is the "Inactive Hazardous Substance or Waste Disposal Site".
2. No activity may be conducted in the "Inactive Hazardous Substance or Waste Disposal Site" that could cause or result in the exposure of buried materials, except as needed by Thomasville Furniture Industries or its agents or successors to investigate or remediate the "Inactive Hazardous Substance or Waste Disposal Site" under the supervision of the North Carolina Department of Environment and Natural Resources, Inactive Hazardous Sites Branch.
3. The "Inactive Hazardous Substance or Waste Disposal Site" may not be developed for residential use until all hazardous substances contained in the Inactive Hazardous Substances or Waste Disposal Site are addressed in accordance with the laws of the State of North Carolina.
4. No groundwater well or other device for extracting groundwater may be installed or operated in the "Inactive Hazardous Substance or Waste Disposal Site", except as needed for assessing groundwater quality, provided that the well or other device installed, used, and maintained according to applicable state and local regulations and ordinances.
5. The above restrictions and conditions are covenants running with the land, and shall be binding upon the owners of the Property and persons claiming under them for a period of twenty (20) years from the date of the recording of these restrictions, and at the end of said twenty (20) years, said restrictions and conditions shall automatically expire, unless changed in accordance with paragraph 6.

6. Any restrictions, covenants, or conditions herein set forth may be extended, removed, modified or changed by securing the written consent of Thomasville Furniture Industries, Inc., its successors or assigns, which written consent if given, shall be duly executed, acknowledged and recorded in the Office of the Register of Deeds of Caldwell County, North Carolina and which written consent may be given or withheld within the sole discretion of Thomasville Furniture Industries, Inc., its successors or assigns.

IN WITNESS WHEREOF, Thomasville Furniture Industries, Inc. has caused this instrument to be duly executed this _____ day of April, 1998.

THOMASVILLE FURNITURE INDUSTRIES, INC.

[Corporate Seal]

By: _____

Its: _____ President

ATTEST:

Secretary

NORTH CAROLINA

_____ COUNTY

I, _____, a Notary Public of the County and State aforesaid, certify that _____ personally came before me this day and acknowledged that he/she is _____ Secretary of THOMASVILLE FURNITURE INDUSTRIES, INC., a Delaware corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its _____ President, sealed with its corporate seal and attested by him/her as its _____ Secretary.

WITNESS my hand and official stamp or seal, this _____ day of April, 1998.

Notary Public

My Commission Expires:

[Stamp/Seal]

The foregoing Certificate(s) of _____

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Register of Deeds for

Caldwell County

By _____
Deputy/Assistant-Register of Deeds

INACTIVE HAZARDOUS SITES

Trip Notification & Authorization

Prepared by: Tom Power

Today's Date: 3-20-98

TO BE COMPLETED BY PROJECT TEAM LEADER (INK ONLY)

Date of Trip: 4-1-98 to 6-1-98

If trip changed or cancelled note below:

Trip Date Changed To: _____ Cancelled: _____

NCD#: 054 290 770
(If none, State ID)

Site Name: THOMASVILLE FURNITURE

City: LENOIR

County: CADWELL

SITE RECON - NO SAMPLING

Name of Hotel (Overnight Trip): _____
Hotel Telephone Number: () _____

Authorized by: _____

[Signature]
Industrial Hygienist

Project Team Leader: Tom Power

Assistants: None (CONSULTANT ON SITE)

Project Team Leader: If this is a sampling trip, submit a copy of this form to the QA/QC Chemist

To Be Completed by Industrial Hygienist:

County Health Department Contact: Ms. Janice McCall

Title: Env. Health Supervisor

Telephone Number: (704) 757 - 1265

Notes: Health Department Official Contacted: Ms. Janice McCall
Back Up Letter Required: Yes ___ No ✓

Notified Ms. McCall on 3-23-98 (OBL)

Submit this form to the Industrial Hygienist with a copy of the Site Location Map (8 1/2 x 11 paper only)

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A PROFESSIONAL LIMITED
LIABILITY COMPANY



200 West Second Street
Winston-Salem, NC 27101

Mailing Address
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (910) 721-3600
Fax: (910) 721-3660

STATE FILE

Lori P. Hinnant
Direct Dial: (910) 721-3535
Direct Fax: (910) 733-8410
E-mail: L.hinnant@wesr.com

REC-11
FEB 19 1998
SUPERFUND SECTION

February 9, 1998

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
Post Office Box 27687
Raleigh, NC 27611-7687

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
~~Groundwater Incident No. 11281~~

Dear Tom:

This letter follows up on our telephone conversation on Friday. As you know, on Thursday, February 5, 1998, we provided you with a copy of the proposed restrictions for the referenced Thomasville Furniture Industries, Inc. plant. We agreed that since this is one of, if not, the first land use restrictions to be filed in accordance with the new legislation that we should ensure that the proposal meets all requirements of real estate recordation laws. You agreed that TFI could submit a final proposal on March 5, 1998.

Please call me if you have any questions.

Very truly yours,

Lori P. Hinnant

LPH/kas

Enclosure

cc: David R. Masters

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A PROFESSIONAL LIMITED
LIABILITY COMPANY



200 West Second Street
Winston-Salem, NC 27101

Mailing Address
Post Office Drawer 84
Winston-Salem, NC 27102
Telephone: (910) 721-3600
Fax: (910) 721-3660

RECEIVED
FEB 06 1998
Lori P. Hinnant
Direct Dial: (910) 721-3535
Direct Fax: (910) 733-8410
E-mail: l_hinnant@wcsr.com

STATE FILE

February 5, 1998

Mr. Tom Power
Inactive Hazardous Sites Branch
North Carolina Department of Environment and Natural Resources
Post Office Box 27687
Raleigh, NC 27611-7687

Re: **Thomasville Furniture Industries, Inc.**
Lenoir, North Carolina
Groundwater Incident No. 11281

Dear Tom:

Attached is a draft of the restrictions Thomasville Furniture Industries, Inc. proposes for the referenced facility.

Please call me to discuss.

Very truly yours,

Lori P. Hinnant

LPH/kas

Enclosure

cc: David R. Masters

LAND USE RESTRICTIONS

THOMASVILLE FURNITURE INDUSTRIES, INC. does hereby covenant and agree to and with all persons, firms, and corporations hereafter acquiring the property described in Deed Book 713, pages 662-666 in the Office of the Register of Deeds of Caldwell County, North Carolina and that said property is hereby subjected to the following restrictions as to the use thereof, which restrictions shall be, and are, covenants running with the land, binding upon whomsoever shall own said property:

1. The area shown on a survey recorded in Plat Book ____ page ____ in the Office of the Register of Deeds of Caldwell County, North Carolina as the "Approximate Area of Burial Trenches" is the "Inactive Hazardous Substance or Waste Disposal Site" which encompasses approximately ____ acres of the ____ property.
2. No activity may be conducted in the "Inactive Hazardous Substance or Waste Disposal Site" that could cause or result in the exposure of buried materials, except as needed by Thomasville Furniture Industries or its agents or successors to investigate or remediate the "Inactive Hazardous Substance or Waste Disposal Site" under the supervision of the North Carolina Department of Environment and Natural Resources, Inactive Hazardous Sites Branch.
3. The "Inactive Hazardous Substance or Waste Disposal Site" may not be developed for residential use, until all hazardous substances contained in the Inactive Hazardous Substances or Waste Disposal Site are remediated in accordance with the laws of the State of North Carolina.
4. No groundwater well or other device for extracting groundwater may be installed or operated in the "Inactive Hazardous Substance or Waste Disposal Site", except as needed for assessing groundwater quality, provided that the well or other device installed, used, and maintained according to applicable state and local regulations and ordinances.
5. The above restrictions and conditions are covenants running with the land, and shall be binding upon the owners of the property and persons claiming under them for a period of twenty (20) years from the date of the recording of these restrictions, and at the end of said twenty (20) years, said restrictions and conditions shall automatically expire, unless changed in accordance with paragraph 6.
6. Any restrictions, covenants, or conditions set forth may be extended, removed, modified or changed by securing the written consent of Thomasville Furniture Industries, Inc., which written consent if given, shall be duly executed, acknowledged and recorded in the Office of the Register of Deeds of Caldwell County, North Carolina and which written consent may be given or withheld within the sole discretion of Thomasville Furniture Industries, Inc.

This ___ day of February, 1998.

THOMASVILLE FURNITURE INDUSTRIES, INC.

By: _____

Its: _____

NORTH CAROLINA

_____ COUNTY

I, a Notary Public of the County and State aforesaid, certify that _____ personally came before me this day and acknowledged that ____ he is _____ of Thomasville Furniture Industries, Inc., a Delaware corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its _____ President, sealed with its corporate seal and attested by _____ as its _____.

Witness my hand and official stamp or seal, this _____ day of February, 1998.

Notary Public

My Commission Expires:

The foregoing Certificate(s) of _____

_____ is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Register of Deeds for

_____ County

By _____
Deputy/Assistant-Register of Deeds

Terra Technologies Group, P.A.

1980 Bethel Drive, Suite 201

High Point, North Carolina 27260

Phone (910) 841-3202

Fax (910) 869-8461

February 3, 1998

RECEIVED

FEB 03 1998

SUPERFUND SECTION

Mr. Tom Power
NCDEHNR - Inactive Hazardous Sites Branch
P.O. Box 29603
Raleigh, North Carolina 27611-9603

RE: Completion Of Tasks Requested In The December 2, 1997 Regarding The August 28, 1997 Addendum To The Independent Remedial Action Report For The Thomasville Furniture Industries, Inc. Facility, Lenoir, North Carolina

Dear Mr. Power:

Terra Technologies Group, P.A., has completed Task 1 of the above referenced letter, and Task 3 is being completed in conjunction with Mrs. Lori Hinnant with Womble Carlyle Sandridge & Rice. Task 1 has been completed as a brief assessment report and is attached. All PCB analyses requested were negative. As you recall, Dave Masters with Thomasville Furniture Industries, Inc. personally addressed item 2 of the above letter in a response dated December 12, 1997.

The attached brief assessment report details the scope of work and results of this activity. If you have any questions, or require any additional detail, please feel free to contact our office at (910) 841-3202.

Sincerely,

Terra Technologies Group, P.A.

Bruce K. Braswell, P.G.
Project Manager



STATE FILE

THOMASVILLE FURNITURE
-LENOIR

Terra Technologies Group, P.A.

1980 Bethel Drive, Suite 201
High Point, North Carolina 27260
Phone: (910) 841-3202
Fax: (910) 869-8461

RECEIVED

FEB 02 1998

SUPERFUND SECTION

January 29, 1998

Mr. Tom Power
Environmental Engineer
NCDEHNR - Inactive Hazardous Sites Branch
P.O. Box 29603
Raleigh, North Carolina 27611-9603

RE: Extension Of The February 4, 1998 Deadline For Submitting Data Requested In Writing On December 2, 1997.

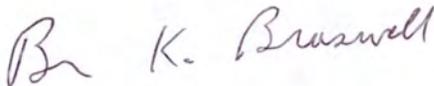
Dear Mr. Power:

Terra Technologies Group, P.A. (Terra) requests a 30 day extension of the above deadline to submit the proposed deed restriction. Terra will submit the PCB sampling results by the deadline, but additional time is needed to complete the proposed deed restriction. Terra is working closely with Mrs. Lori Hinnant with Womble Carlyle Sandridge & Rice to develop the deed restriction language. It is anticipated the proposed deed restriction can be submitted on or before March 6, 1998.

If you have any questions, please call me at (336) 841-3202.

Sincerely Yours:

Terra Technologies Group, P.A.



Bruce K. Braswell, P.G.
President

cc: Dave Masters - Thomasville Furniture Industries
Lori Hinnant - Womble Carlyle Sandridge & Rice