



**enviroassessments**

October 12, 2012

Ms. Janet K. MacDonald, P.G.  
REC Program  
Inactive Hazardous Sites Branch, Superfund Section  
NCDENR  
1646 Mail Service Center  
Raleigh, North Carolina 27699-1646

Reference: **QUARTERLY UPDATE - REMEDIAL INVESTIGATION  
R. D. PATE ESTATE  
101 East Main Street  
Pikeville, Wayne County, North Carolina  
Site ID No. NONCD0002795**

Dear Ms. MacDonald:

On behalf of BB&T Wealth (the "Remediating Party"), EA is submitting this *Quarterly Update* due by October 15, 2012. A *Remedial Investigation Workplan-Addendum* (dated June 11, 2012) was previously submitted that included the Quarterly Update dated July 13, 2012. The combined *Remedial Investigation Workplan-Addendum & Quarterly Update* addressed progress delays, summarized Remedial Investigation (RI) activities, and described proposed additional assessment activities in order to complete the Remedial Investigation.

In response to the Notice of Violation (NOV) received from the NCDENR dated May 17, 2012, and as discussed in our conference call with NCDENR and BB&T personnel on June 28, 2012, Remedial Investigation activities were to continue to include obtaining BB&T Wealth authorization to proceed and adjacent and surrounding property access agreements and other RI tasks.

On September 9, 2012, BB&T Wealth signed and returned EA's proposal dated July 25, 2012 authorizing the RI work to continue. EA has subsequently been working to obtain off-site access to install exploratory borings and wells and in early October 2012, we met with Ms. Ever Owens of BB&T Wealth on-site to review the site and provide a site update. We understand that Ms. Owens also had a phone conversation in late September or early October 2012 with IHSB (Janet MacDonald) during which Ms. Owens referenced potential funding issues with the Trust Account for the site.

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In early October, Ms. Owens informed EA that due to fiduciary considerations and funding issues, BB&T Wealth has retained legal counsel and is currently exploring options to determine how to further proceed on this project. In early October 2012, Ms. Owens (BB&T Wealth) directed EA to discontinue with any further RI activities until so authorized from BB&T Wealth, pending feedback from the legal counsel.

On October 12, 2012, I (Gary Sawyer, the project RSM) spoke with Janet MacDonald of IHSB to provide verbal notification of the forthcoming submittal of this Progress Report to IHSB. We also discussed the recent work stoppage and agreed in principle that a conference call should be initiated as soon as possible to evaluate the new developments. The call should include EA and IHSB personnel, and especially BB&T Wealth members and the new legal counsel for BB&T Wealth. **EA is presently working to schedule the conference call and will notify IHSB and other parties as soon as we reach an agreeable schedule.**

The Schedule for the additional Remedial Investigation Workplan – Addendum activities, Quarterly Updates, and subsequent actions at the R. D. Pate facility follows:

<b><u>Submittal of Remedial Investigation Work Plan-Addendum to NCDENR (Completed) 7/15/2012</u></b>	
Submittal of Quarterly Update to NCDENR (Completed)	7/15/2012
Implementation of Remedial Investigation Workplan –Addendum (Partially complete)	7/15/2012
Submittal of Quarterly Update to NCDENR (In progress with this document)	10/15/2012
<b><u>Submittal of final Remedial Investigation (RI) Report to NCDENR 12/30/2012</u></b>	
Implementation of Remedial Action planning to include feasibility study and remedial design	1/1/2013
Submittal of Quarterly Update to NCDENR	1/15/2013
Submittal of Quarterly Update to NCDENR	4/15/2013
<b><u>Submittal of Remedial Action (RA) Plan to NCDENR 6/11/2013</u></b>	

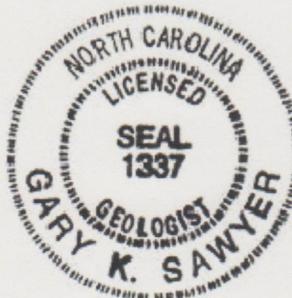
If you have any questions, please contact me at 980-722-3901. Thank you for your cooperation in this matter.

Sincerely,

EnviroAssessments, PLLC

Gary K. Sawyer, L.G., RSM  
Attachment

Cc: BB&T Wealth, Ever Owens



IHSB SITE NAME R.D. Pate Estate

DATE & NAME OF DOCUMENT Quarterly Update - Remedial Investigation

10/12/2012

TYPE OF SUBMITTAL (circle all that apply): Report, Work plan, Work Phase Comp. Statement, Schedule Change

**REMEDIATING PARTY DOCUMENT CERTIFICATION STATEMENT (.0306(B)(2))**

"I certify under penalty of law that I have personally examined and am familiar with the information contained in this submittal, including any and all documents accompanying this certification, and that, based on my inquiry of those individuals immediately responsible for obtaining the information, the material and information contained herein is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for willfully submitting false, inaccurate or incomplete information."

Branch Banking + TRUST Co, Trustee  
Ever Owens, V.P., Personal Trust Specialist

Name of Remediating Party

[Signature]  
Signature of Remediating Party

10/12/2012  
Date

**NOTARIZATION**

North Carolina (Enter State)

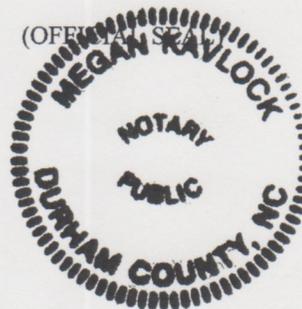
Wake COUNTY

I, Megan Kavalock, a Notary Public of said County and State, do hereby certify that Ever Owens did personally appear and sign before me this day, produced proper identification in the form of Driver License was duly sworn or affirmed, and declared that, to the best of his or her knowledge and belief, after thorough investigation, the information contained in the above certification is true and accurate, and he or she then signed this Certification in my presence.

WITNESS my hand and official seal this 12 day of October, 2012

[Signature]  
Notary Public (signature)

My commission expires: 9.17.2014



IHSB SITE NAME R.D. Pate Estate

DATE & NAME OF DOCUMENT Quarterly Update - Remedial Investigation

10/12/2012

TYPE OF SUBMITTAL (circle all that apply): Report, Work plan, Work Phase Comp. Statement, Schedule Change

**REGISTERED SITE MANAGER CERTIFICATION OF SIGNATURES**

As the Registered Environmental Consultant for the Site for which this filing is made, I certify that the signatures included herewith are genuine and authentic original handwritten signatures and/or true, accurate, and complete copies of the genuine and authentic original handwritten signatures of the persons who purport to sign for this filing. I further certify that I have collected through reliable means the originals and/or copies of said signatures from the persons authorized to sign for this filing who, in fact, signed the originals thereof. Those persons and I understand and agree that any copies of signatures have the same legally binding effect as original handwritten signatures, and I certify that any person for whom I am submitting a copy of their signature has provided me with their express consent to submit said copy. Additionally, I certify that I am authorized to attest to the genuineness and authenticity of the signatures, both originals and any copies, being submitted herewith and that by signing below, I do in fact attest to the genuineness and authenticity of all the signatures, both originals and copies, being submitted for this filing.

GARY K. SAWYER

Name of Registered Site Manager

[Signature]

Signature of Registered Site Manager

10-15-2012

Date

**REGISTERED SITE MANAGER DOCUMENT CERTIFICATION STATEMENT (.0306(b)(1))**

"I certify under penalty of law that I am personally familiar with the information contained in this submittal, including any and all supporting documents accompanying this certification, and that the material and information contained herein is, to the best of my knowledge and belief, true, accurate and complete and complies with the Inactive Hazardous Sites Response Act G.S. 130A-310, et seq, and the remedial action program Rules 15A NCAC 13C .0300. I am aware that there are significant penalties for willfully submitting false, inaccurate or incomplete information."

GARY K. SAWYER, PG, RSM

Name of Registered Site Manager

[Signature]

Signature of Registered Site Manager

10-15-2012

Date

**NOTARIZATION**

North Carolina (Enter State)

Henderson COUNTY

I, Janice K. O'Brien, a Notary Public of said County and State, do hereby certify that Gary K. Sawyer did personally appear and sign before me this day, produced proper identification in the form of NCDL, was duly sworn or affirmed, and declared that, he or she is the duly authorized environmental consultant of the remediating party of the property referenced above and that, to the best of his or her knowledge and belief, after thorough investigation, the information contained in the above certifications is true and accurate, and he or she then signed these Certifications in my presence.

WITNESS my hand and official seal this 15 day of October, 2012.

[Signature]  
Notary Public (signature)

(OFFICIAL SEAL)

My commission expires: 1/8/2014.

