



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

Beverly Eaves Perdue
Governor

Dexter R. Matthews
Director

Dee Freeman
Secretary

January 4, 2010

Mr. Steve Earp, Esq.
Smith Moore Leatherwood
300 North Greene Street, Suite 1400
Greensboro, North Carolina 27401

Re: Former Seaboard Chemical Corporation Site and City of High Point Riverdale Drive Landfill
Extension for Submittal of Declaration of Perpetual Land Use Restrictions for Crutchfield Property

Dear Steve:

You have requested an additional extension of the deadline agreed upon in the Remedial Action Settlement Agreement (Section I. of the Statement of Work) and the previous extension approval dated October 21, 2009. Specifically, you have asked for an additional 90-day extension to submit, for the Division of Waste Management's approval, the Declarations of Perpetual Land Use Restrictions (DPLURs) and survey plat for the Crutchfield property located north and east of the former Seaboard Chemical Corporation and Riverdale Landfill Site and the Deep River. It is our understanding that the owners have retained legal counsel and that you are in active contact and negotiations concerning land use restrictions.

Pursuant to Section B. of the Statement of Work, the Division will treat your letter dated December 23, 2009, as a Technical Memorandum, and we hereby approve your request for an additional 90-day extension. The new deadline for submittal of the required DPLURs and survey plat for the Crutchfield property is March 29, 2010. Please keep the Division apprised of your progress in completing this task, and continue with the timely implementation of all other tasks as required by the Statement of Work.

If you have questions or comments, please contact me by telephone at 919-508-8545 or by e-mail at vance.jackson@ncdenr.gov. Please forward this approval to other interested parties as you believe necessary.

Sincerely:

Vance Jackson, PG
Unit Supervisor
Division of Waste Management

cc: Kathleen Waylett, Esq.
Wallace Finlator, Esq.
Amos Dawson, Esq.

rc: Jaclynne Drummond
Bud McCarty
Jack Butler
Liz Cannon