

STATE OF WEST VIRGINIA
COUNTY OF BRAXTON

714 . 2040

NOTICE OF USE OF LAND FOR HAZARDOUS
WASTE MANAGEMENT

Notice is hereby given that Braxton County Redevelopment Corporation is the owner of the land described in Exhibit "A" attached hereto and made a part hereof; that a facility for the chemical treatment of wood products is located on said land; that the land has been used to manage hazardous waste; that the use of such material is restricted under the provisions of the Resource Conservation and Recovery Act, as amended, 42 U. S. C. 6901, et seq., and the regulations promulgated thereunder including Section 8.06.07(c) of the West Virginia Administrative Regulations; and that there has been or will be filed with the Chief of the Division of Water Resources of the Department of Natural Resources a survey plat and record of the type, locations and quantity of hazardous wastes remaining after the closure of the existing spray pond at the facility.

DATED THIS 3rd DAY OF April, 1987.

BRAXTON COUNTY REDEVELOPMENT CORPORATION

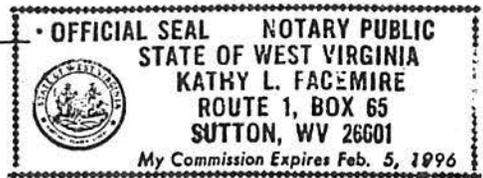
BY: *Carl D. Pike*
President Braxton C. Redevelopment

I hereby certify that the above individual has signed this instrument in my presence.

GIVEN UNDER MY HAND AND SEAL THIS 3 DAY OF April, 1987.

Kathy L. Face mire
Notary Public

My commission expires Feb. 5 1997
This document was prepared by: John Ball, Ph.D., P.E.
Ball Engineering Inc.
Box J. B.
University of AL 35486



That certain tract or parcel of land, situate on the South side of Elk River, partly outside and partly inside the corporate limits of the TOWN of SUTTON, containing Nine and Nine Tenths (9.9) acres, and being the same tract or parcel of land conveyed unto Earle Morrison by Earle Morreson, Jr., and Geraldine Morrison, his wife, by Deed dated December 27, 1956, and of record in the Office of the Clerk of the County Court of Braxton County, West Virginia, in Deed Book No. 257, at Page 144, the said Earle Morrison being now deceased, he having died testate, and he having devised said property to six of his children, namely Maurice B. Morrison, Kathleen Gillespie, Levoine Fleming, Anna Parker, Martha Brosius and Donel Morrison by his last Will and Testament which is dated November 13, 1963 and which Will was probated on October 26, 1964, and is of record in said Clerk's office in Will Book No. 9, at Page 663, which property is bounded and described as follows:

Being a tract or parcel of land originally containing 11 acres, more or less, less an outconveyance of 1-1/10 acres, situate on the South bank of Elk River near the "Y" of the Baltimore and Ohio Railroad, partly within and partly outside the corporate limits of the Town of Sutton, bounded on the North by Elk River, and on the West and South by the right of way line of said Baltimore and Ohio Railroad Company, being on or what was formerly the Camden land lying above the "Y" of said railroad and between said railroad and Elk River.

There is reserved and excepted from this tract of 11 acres, more or less, a certain tract or parcel of land conveyed by Earle Morrison, Jr., and wife, to the United States of America by Deed dated November 17, 1956, and of record in said Clerk's Office in Deed Book No. 255, at Page 406, the calls for said parcel of land by metes and bounds are as follows:

Beginning at a point in the north right of way boundary of the Baltimore and Ohio Railroad Company, 100 feet west of Buckeye Creek; thence leaving the said right of way boundary and severing the land of the subject owner, North 8° 37 minutes East 391 feet to a point just below the downstream end of Buckeye Island and common to the lands of Genevieve Corley, et al., and the subject owner; thence upstream with the meanders of the south channel around the said island and the line of the said Corley, South 54° 30 minutes E 201 feet; South 35° 30 minutes W 65 feet; South 43° 15 minutes East 55 feet, to a point in the line common to the lands of M. C. Crites; the said Corley, and the subject owner; thence leaving the land of the said Corley and with the land of the said Crites South 50° 17 minutes West 186.5 feet to a point of the mouth of Buckeye Creek; thence upstream with the meanders of said Creek, South 21° 18 minutes East 51.5 feet; South 4° 16 minutes East 23 feet to a point in the north right of way boundary of the said railroad; thence leaving the land of the said Crites and with the said right of way boundary, North 82° 24 minutes West 100 feet to the place of beginning.

BRAXTON COUNTY CLERK'S OFFICE

Nº 13182

4/3 1987

Received from Appalachia Timber Service
two and no/100 ~~_____~~ **Dollars**

100

Recording fee
\$ 2.00

JOHN D. JORDAN, Clerk

By John D. Jordan ~~_____~~ lt