

# ecology and environment engineering, p.c.

#### **BUFFALO CORPORATE CENTER**

368 Pleasant View Drive, Lancaster, New York 14086 Tel: 716/684-8060, Fax: 716/684-0844

March 7, 2012

Mr. David Chiusano, Project Manager New York State Department of Environmental Conservation Division of Environmental Remediation Remedial Bureau E, Section A 625 Broadway, 12<sup>th</sup> Floor Albany, New York 12233-7017

RE: Contract # D007631; EQNE – Release of Liens - Subcontractors BB&S Treated Lumber Corporation Site, (T) Southampton (C) Suffolk

Dear Mr. Chiusano:

Attached is one original copy of EQNE's Subcontractor Release of Liens. These include Release of Liens from:

- Chemtech Consulting Group, Inc. analytical services
- Soil Mechanics Drilling Corp. compaction professional services
- Terry Contracting & Materials, Inc. construction equipment and services
- Mr. John, Inc. portable toilets
- Chenango Contracting, Inc. construction services
- Delta Well & Pump Co., Inc. well installation
- A.J. Nesti Materials gravel and soil supplier
- Williams Scotsman trailer supply
- Double Nickel Contracting, Inc. material transport
- Galson Laboratories analytical services
- Page E.T.C., Inc. material transport
- Spectrum Coverage Corp., d/b/a Preferred Environmental Services analytical services
- Sunbelt Rentals heavy equipment rentals
- U. S. Bulk Transport, Inc. material transport
- L. K. McLean Associates surveying services professional
- Cassone Leasing Storage unit rentals
- National Construction Rental equipment rental
- Mendenhall Fuel, Inc. fuel for construction equipment

## Mr. Dave Chiusano March 7, 2012 Page 2

- Nancy Potack professional services data validation
- Crown Sanitation office waste disposal
- Sagaponack Sand & Gravel gravel and backfill materials

I can be reached at (716) 684-8060. Should you have any questions regarding the release of liens, please do not hesitate to give me a call.

Sincerely,

Michael G. Steffan

Project Manager

cc: G. Jones, Site Representative, EEEPC - Buffalo

CTF: 002700.DC22.02

Michael G. Steffan

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

Contract Number: D007631

Chambach Consulting Grayer Too

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(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)

The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.

Firm
Emanuel Hedvat
Print Name
Signature
11-2-11
Date
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of New Jersey )
County of Union ) s.s.:
On the 2nd day of November, 201, before me personally came Emanual necessary to me known, who being duly sworn, did depose and say that (s)he resides in
Emanuel neduct to me known, who being duly sworn, did depose and say that (s)he resides in

Notary Public - State of New Jersey
Commission # 2375527
My Comm. Expires Jul. 9, 2013

order.

V-52

instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like

Hork; that (s)he is <u>Poesident</u> (title) of (firm) the corporation described in and which executed the above

#### ARTICLE 4(b)

For Use Under DER Contracts

## Final Payment Release

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

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Contract Number: D007631

Chemtech (on sulting Group, Jnc

Firm

Emanuel Hedval

Print Name

11-2-11

Date

(CORPORATE ACKNOWLEDGMENT WITH SEAL)

State of New Jers County of Union	.해 )	5.8.:		
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instrument; that (s)he know it was so affixed by order	ws the scal of said co of the Board of Dire	rporation; that the s	eal affixed to said instrumen ation and that (s)he signed h	is such corporate scal; that
order.		Sandara Sandar Sandara Sandara Sandar		And the second s
Notary Public State of New Jersey			Notary Public	
My comm. Expires dul 9, 2013.				
66/06 <b>* * * *</b>		V-52	en e	And the second s

No. 01NA4692891 Qualified in Suffolk County.

Commission Expires Sept. 30,

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1 CAN M VENMED	
PrintName	
Signature	
10.51.11	
Date	
(CORPORATE ACKNOWLEDGMENT WITH SEAL)	
State of New Pork ) County of Lassae ) s.s.:	l
1	٧
On the 11st day of October, 20 11, before me Carl Vernick to me known, who being duly sworn, did depose and so Sectord New York; that (s)he is President	ay that (s)he resides in (title) of
instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his (h	such corporate scal; that
order.  Seal	
Notary Public	
VINCENT Notary Bublio	NANTISTA

V-52

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Signature
10.51.11
Date
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of New York ) County of Lessee ) s.s.:
County of LESSEC ) s.s.:
On the 31 <sup>St</sup> day of October . 20 11, before me personally cam  On Vevnuck to me known, who being duly sworn, did depose and say that (s)he resides in
Sectord New York; that (s)he is President (title) of
instrument; that (s)he knows the seal of said corporation; that the seal affixed in said instrument is such corporate seal; the
it was so affixed by order of the Board of Directors of said corporation and that (s) he signed his(her) name thereto by lik
order.
Seal J. H. J.
Notary Public
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VINCENT NANTISTA
Notary Public, State of New Yo
No. 01NA4692891
Qualified in Suffolk County,
Commission Expires Sept. 30, \_\_\_\_

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Courtage Mamber: Danagy		
Terry Contracting Materials	G. Inc.	
rirm · U		
Robert G. Terry		
Print Name		1
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Signature		1
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Date		
(CORPORATE ACKNO	WLEDGMENT WITH SEAL)	
State of New YORK  County of 5 U FFOLK  On the 3/ day of Octobe  ROBERT C. TERRY to me known, w  South ampton  New York; that (e)he knows the seal of said corporation; it was so affixed by order of the Board of Directors of said	the corporation described in and which exthat the seal affixed to said instrument is such	(title) OF secuted the above corporate seal; that
order. Seal	Julia a Me Clave Notary Public	/
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V-52

JULIA A MCCLAVE

NOTARY PUBLIC-STATE OF NEW YORK

No. 01 MC6055936

Qualified in Suffolk County

My Commission Expires March 12, 2015

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

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Toluc to me known, who being duly sworn, did depose and say that (s)he resides in

New York; that (s)he is Accounts Receivable (title) of (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed/his(her) name thereto by like order. Seal

> IACOUELINE K. FORMAN NOTARY PUBLIC OF NEW JERSEY MY COMMISSION EXPIRES FEBRUARY 11, 2012

State of			)							
County of				)	5.5.:					
On	the				nown, who that (s)he	being duly is	swom, die	depose	and say tha	rsonally came t (s)he resides in (title) of
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County of		M	dd les	( برع	s.s.:					
	he <u>21<sup>51</sup></u> who be	day of ing duly	Oc tol	lid depose	, 20 <u>//</u> , be and say tha					OC, New York;
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and with auth						gue D		1, 4	<u>em</u> ar	

JACQUELINE K. FORMAN NOTARY PUBLIC OF NEW JERSEY MY COMMISSION EXPIRES FEBRUARY 11, 2012

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(CORPORATE ACKNOWLEDGMENT WITH SEAL) State of ) ) County of S.S.: 20 \_\_\_\_, before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in New York; that (s)he is \_ (title) of (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like Seal Notary Public (CORPORATE ACKNOWLEDGMENT WITHOUT SEAL) New York State of broome County of )

that (s)he is an officer of Chenango Contracting Inc. (firm); namely, the Secretary (title) of Chenango Contracting Inc. (firm); that (s)he is authorized by the governing body of said corporation to sign contracts; and that (s)he did sign the foregoing instrument on behalf of,

On the 12th day of September , 20 11, before me personally came Charles to me known, who being duly sworn, did depose and say that (s)he resides in bing ham to

and with authority to bind said corporation.

LORI A. POIRIER NOTARY PUBLIC-STATE OF NEW YORK No. 01PO6061331 Qualified in Broome County My Commission Expires July 16, 20\_15

Binghamton

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

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Notary Public

AUDRA B. DEVINE

Notary Public - State of New York

No. 01DE6117769

Qualified in Suffolk County

My Commission Expires Nov. 01, 2012

V-52

06/06

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V-52

**Notary Public** 

State of County of		)	)	8.5.1						
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instrument; th				oration; that	the seal affi:	ked to said	instrumer	ıt is such	corporate	e seal; that
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Seal				<del> //</del>	***************************************			<del></del>		
					I	Notary Pu	blic			
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						Notary Pu	blic			

MEENU KUMAR Notary Public State of New Jersey My Commission Expires Jul 25, 2013 ARTICLE 4(b)

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For Use Under DER Contracts

## Final Payment Release

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Seal

order.

BARBARA JO LORDI NOTARY PUBLIC STATE OF MARYLAND My Commission Expires December 1, 2011

**Notary Public** 

06/06

State of County of	) \$.5.:		
instrument; that (s)he knows the sea	to me known, who leads to me known, who leads to the lead	ceing duly sworn, did is Cource A corporation described the seal affixed to said	before me personally cam depose and say that (s)he resides i  (title) c  i in and which executed the above instrument is such corporate seal; the esigned his(her) name thereto by like
Seal	<del></del>	Notary Pul	olie
State of County of	ORATE ACKNOWLE		
On the 14 day of Sep to me known, who being duly sworn	. did depose and say that	(8)he resides in	/Artu / Aut 10
that (s)he is an officer	of Williams (title) of Wille	Scotsman Ams Scotsman	(firm); namely, the
by the governing body of said corpe and with authority to bind said corp	oration.	Notary Pub	the foregoing instrument on behalf of

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(List any exempted cla	ims)		1	
Department to make	on of the receipt of final paymer such payment, the Contractor rs, material, men or others due pa	r hereby states t	hat it has paid all mou	icys due subcontractors,
NIA				
(List all subcontractors in full. A complete ex	s, subconsultants, suppliers, etc. v planation of the facts and circum	vho have outstand stances should be	ing claims for payment o set forth on a separate s	or who have not been paid heet and strached hereto)
claims, demands, pay	y indemnifies and holds the Dep ments, suits, actions, liens, reco v reason of failure to make such p	veries and judgm	State of New York harm tents of every nature an	less from any losses from d description brought or
Contract Number: D	007621			
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Print Name	Zene )		1	
Signature 9/	10/11			
Date			1	
	(CORPORATE ACK	NOWLEDGME	nt with seal)	
			: 	
State of New York County of New York	h, a	8.S.:		
MARY 1. Brew	day of South to me known, New York; tha	NOO) , 21 1, who being duly	y sworn, did depose and	me personally cam I say that (1)he resides in (title) o
Daugle Nickel	15 - 10 - 10 - 100	www.i the comorat	ion described in <b>and</b> W	which executed the abov
instrument; that (s)he		At a set the cook of	fived to said instrument	is such corporate scal; in
it was so affixed by order.	thows the scal of said corporate of the Board of Directors of	r said cothorsnor	A A	
The second	ADICHVWCODVI OPPOTAT	Vall	L/ ( 1.1	
Seal	KRISHANGOPAL SINGHAL Votary Public, State of New York	1000	Notary Public	<del></del>
e Maria e State de la Companya del Companya de la Companya del Companya de la Com	No.01Si6004660 Qualified in Naseau County		-	
i di K	Commission Explres 03/30/20   1/			

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# CERTIFICATE OF WORKERS' COMPENSATION INSURANCE

AAAAAA 203367339

DOUBLE NICKEL CONTRACTING INC

3 TERRELL LANE

HICKSVILLE

NY 11801

POLICYHOLDER

DOUBLE NICKEL CONTRACTING INC

3 TERRELL LANE

HICKSVILLE

NY 11801

CERTIFICATE HOLDER

EQ HOLDINGS INC & AFFILIATED

COMPANIES

49350 NORTH I-94 SERVIE DRIVE

BELLEVILLE MI 48111

POLICY NUMBER H 2042 779-5 CERTIFICATE NUMBER 689503 PERIOD COVERED BY THIS CERTIFICATE 09/04/2011 TO 09/04/2012 DATE 9/2/2011

THIS IS TO CERTIFY THAT THE POLICYHOLDER NAMED ABOVE IS INSURED WITH THE NEW YORK STATE INSURANCE FUND UNDER POLICY NO. 2042 779-5 UNTIL 09/04/2012, COVERING THE ENTIRE OBLIGATION OF THIS POLICYHOLDER FOR WORKERS' COMPENSATION UNDER THE NEW YORK WORKERS' COMPENSATION LAW WITH RESPECT TO ALL OPERATIONS IN THE STATE OF NEW YORK, EXCEPT AS INDICATED BELOW, AND, WITH RESPECT TO OPERATIONS OUTSIDE OF NEW YORK, TO THE POLICYHOLDER'S REGULAR NEW YORK STATE EMPLOYEES ONLY.

IF SAID POLICY IS CANCELLED, OR CHANGED PRIOR TO 09/04/2012 IN SUCH MANNER AS TO AFFECT THIS CERTIFICATE, 10 DAYS WRITTEN NOTICE OF SUCH CANCELLATION WILL BE GIVEN TO THE CERTIFICATE HOLDER ABOVE. NOTICE BY REGULAR MAIL SO ADDRESSED SHALL BE SUFFICIENT COMPLIANCE WITH THIS PROVISION. THE NEW YORK STATE INSURANCE FUND DOES NOT ASSUME ANY LIABILITY IN THE EVENT OF FAILURE TO GIVE SUCH NOTICE.

THIS POLICY DOES NOT COVER CLAIMS OR SUITS THAT ARISE FROM BODILY INJURY SUFFERED BY THE OFFICERS OF THE INSURED CORPORATION.

MARY T BREMEN PRESIDENT OF

DOUBLE NICKEL CONTRACTING INC

A-ONE PERSON CORPORATION

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS NOR INSURANCE COVERAGE UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICY.

NEW YORK STATE INSURANCE FUND

DIRECTOR, INSURANCE FUND UNDERWRITING

This certificate can be validated on our web site at https://www.nysif.com/cert/certval.asp or by calling (888) 875-5790 VALIDATION NUMBER: 59304991

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:
No subcontractors used for this project.
(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)
The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.
Contract Number: D007631
Galson Laboratories
Firm
Keria Kuppel, CFD
Print Name 💉
Signature
9/12/10
Date /////
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of )
County of ) 5.8.:
On the day of, 20, before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in, New York; that (s)he is
(firm) the corporation described in and which executed the above
instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like order.
Scal Notary Public

State of					)								
County of	of					)	3.5.:						
	On	the	*******	day		me k	nown, who	, 20 being duly	swom, di	before d depose a	me nd say	personal that (s)be	ly came resides in
					New	York;	that (s)h	e is				<del></del>	(title) of
							oration; the	e corporati t the seal af corporation	fixed to sai	d instrumer	nt is suc	b согротat	e seal; that
Scal													
							· · · · · · · · · · · · · · · · · · ·		Notary P	ublic			
State of County of	/\ of (	ew'	fork onde	- iga	<b>)</b>	)	<b>\$.8.</b> ;						
						ber	20 <u>11</u> ,b	efore me per it (s)he resid	sonally can	o Kei	<i>ر√،≿</i>	Kuppe	دل
that (s	)he	is	an of	ficer	of	(-50	213or	it (s)he resid	orato	cies (	firm)	; nam	ely, the
by the go	overn:	ing bo	dy of sa	id corp	oration	to sign	contracts;	and that (s)	he did sign	the forego	ing inst	no taşanırı	behalf of,
SUG MICE	\$ II II II	orny n	y villa sa	ria corp	OTELIÓ	11-		Han	nl	MX	Th.	sin	~
	JEA	NNE I	M GLISS	ON			/	<b>/</b>	Notary P	ublic			
NOTAR	y PUI	BLIC-S	TATE OF	· NEW ,	YORK								
_			L62073		ntv								

No. 01GL6207346

Qualified in Onondaga County
My Commission Expires June 15, 2013

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

06/06

Department to make such payment, the Cont	ayment on the contract hereinafter identified, and in order to induce the ractor hereby states that it has paid all moneys due subcontractors, due payment for work or services performed in furtherance of this contract,
· · · · · · · · · · · · · · · · · · ·	, etc. who have outstanding claims for payment or who have not been paid
The Contractor hereby indemnifies and holds the	ircumstances should be set forth on a separate sheet and attached hereto)  e Department and the State of New York harmless from any losses from , recoveries and judgments of every nature and description brought or such payments.
Contract Number: <u>D007631</u>	
PAGE ETC Joc	
Firm	
PAGE E.T.C. Inc. Pirm Christopher Jordonan	
Print Name	
	<u>.                                    </u>
Signature	- <del></del>
Date	,
(CORPORATE	ACKNOWLEDGMENT WITH SEAL)
- Alan Vort	
State of New York ) County of (Ayuqa )	s.s.:
. \	20 1 before me personally came
On the day of len	nown, who being duly sworn did depose and say that (s)he resides in
Weedsport New York	that (s)he is Vives Operations (title) of
Page ETC Inc.	(firm) the corporation described in and which executed the above poration; that the seal affixed to said instrument is such corporate seal; that
it was so affixed by order of the Board of Direct	ors of said corporation and that (s)he signed his(her) name thereto by like
Seal profit of history	Dana Mahoney
	Notary Public DONNA MAHANEY  Notary Public, State of New York No. 01 MA5082765  Qualified in Wayne County O
1000 ACMA 15 A 1	My Commission Expires July 28,

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

	except for the following claims:
	(List any exempted claims)
	For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:
	none
	(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)
	The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.
•	Contract Number: D007631
$\sim$	Spectrum Coverage Corp. dba Preferred Environmental Services Firm
	Drint Name  Signature  08-31-11  Date
	(CORPORATE ACKNOWLEDGMENT WITH SEAL)
	State of New York ) County of Nassau ) s.s.:
	On the 31 day of August , 20 11 , before me personally came  Jill S. Haimson to me known, who being duly sworn, did depose and say that (s)he resides in  Beckman Dr. N Bellmore , New York; that (s)he is President (title) of rage Corp. dba Preferred Env. Services (firm) the corporation described in and which executed the above
	instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like
	Seal Notary Public
$\sim$	

06/06

LAUREN M. HOPKINS
Notary Public, State of New York
No. 01H06219215
Qualified in Nassau County
Commission Expires March 22, 20

V-5

State of New York ) County of Nassau 8.8.: August the day of Jill S. Haimson 837 Beckman Drive North Bellmore, New York; that (s)he is President Spectrum Coverage Corp. dba Preferred Env. Service (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said opprovation and that (s)he signed his(her) name thereto by like order. Seal No. 01HO6219215 Qualified in Nassau Coun Commission Expires March 22, 20 (CORPORATE ACKNOWLEDGMENT WITHOUT SEAL) State of NEW YORK ) County of ) 5.8.3 On the \_\_\_\_day of \_ \_\_, 20 \_\_\_\_, before me personally came\_ to me known, who being duly sworn, did depose and say that (s)he resides in . New York: that (s)he is an officer of (firm); namely, the (title) of (firm); that (s)he is authorized by the governing body of said corporation to sign contracts; and that (s)he did sign the foregoing instrument on behalf of, and with authority to bind said corporation.

**Notary Public** 

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract,

(List any exempted claims) For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, (List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto) The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments. (CORPORATE ACKNOWLEDGMENT WITH SEAL) before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in New York; that (s)he is Supervisor (firm) the corporation described in and which executed the above instrument; that (s)he knows the scal of said corporation; that the scal affixed to said instrument is such corporate scal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like

V-52

NOTARY PUBLIC STATE OF OHIO Comm. Expires Bare 23, 2014

order.

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims) For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows: (List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto) The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments. Contract Number: D007631 BULK TRANSPORT INC. Jim Uhrmache Print Name Signatur Date (CORPORATE ACKNOWLEDGMENT WITH SEAL) State of County of before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in New York; that (s)he is (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like

•

V-52

**Notary Public** 

order.

Seal

State of County of			)	ì	S.5.:			
On	the	đ	ay of			_, 20	, before me	personally came
***			1	to me kı	own, who be	ing duly swom,	did depose and sa	y that (s)he resides in
			, Nev	v rork;	(firm) the c	s orporation descr	ibed in and whic	(title) of h executed the above
instrument; th it was so affix order.	at (s)he ed by o	knows the rder of the	scal of s Board o	f Directo	oration; that th	e seal affixed to s oration and that (	aid instrument is st	ich corporate seal; that r) name thereto by like
Seal						We thank de land and		
						Notary	Public	-
		(C0	RPORA	ATE AC	KNOWLED	GMENT WITH	OUT SEAL)	
State of Po	enns	vlvani	a )					
County of E		,	,	)	s.s.:			•
On the	he <u>21</u>	day of	ctobe	r	20 <u>11</u> , befor	e me personally c	ame <u>Jim Uh</u> Lrie, PA	macher
that (s)he CFO	is a	ang duly so an offic	er of	U.S	Bulk T	ransport ulk Trans	Inc. (firm,	namely, the that (s)he is authorized
	ing bod	ly of said c	orporatio	n to sign				strument on behalf of,
17 m 17 m 17 m 18 m 18 m 18 m 18 m 18 m					Hay	Alen	Caroge	
						Notary	Public (/	

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Kathleen F. Cowger, Notary Public

Summit Twp., Erie County

My Commission Expires June 14, 2015

MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)				
For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:				
List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid n full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)				
The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or ecovered against it by reason of failure to make such payments.				
Contract Number: <u>D007631</u>				
L.K. McLEAN ASSOCIATES				
Raymond G. DiBiASE				
Print Marine				
October 27 2011				
Date				
(CORPORATE ACKNOWLEDGMENT WITH SEAL)				
State of New York  County of Suffice )  5.5.:				
On the 27 day of Ock 20 11, before me personally came four and 5. Di Brase to me known, who being duly sworn, did depose and say that (s)he resides in Port Jefferson, 1 New York; that (s)he is Pure for (title) of				
IK Mc Lean Ossecutes PC (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that				
it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like				
order.				
Seal Notary Public				

V-52

Anna P. White Notary Public, State of New York No. 01WH5072750 Qualified in Suffolk County Commission Expires Feb.10, 2015

06/06

## Final Payment Release

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)
For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractor subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract except as follows:
$i \mathbf{P}^{\Lambda}$
2 isug
(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been pai in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto
The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought of recovered against it by reason of failure to make such payments.
Contract Number: D007631
CASSONE LEASING INC
Firm
Brian Dettaven
Print Name
Duch De Xalien
Signature
10-31-11
Date
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of New York ) County of Gelbell ) 5.5.:
On the 3/ day of October, 20 //, before me personally can Brian Dellauen to me known, who being duly sworn, did depose and say that (s) he resides
RONKONKONA, New York; that (s)he is Controller (title)
CASSE ME LEASING TWO. (firm) the corporation described in and which executed the about
instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; the it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by li
order.
$\sim$ $\sim$ $\sim$ $\sim$ $\sim$
DEBORAH J. FLYNN  Notary Public  Notary Public
Modery Public, State of New York
No. O1FL6008870  Qualified in Suffolk County  Commission Funions Lune 15
Commission Expires June 15, 2014

V-52

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims) For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows: (List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto) The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments. Contract Number: <u>D007631</u> (CORPORATE ACKNOWLEDGMENT WITH SEAL) personally came to me known, who being duly sworn, did depose and say that (s)he resides in New York; that (s)he is (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like order. Seal

Dionisia Vazquez Notary Public of New Jersey ID #2213105 Commission Expires 07/07/2016

State of Novel County of Derger )  On the 2 day of Moder, 20 , before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in Novel County, New York; that (s)he is Modern (title) or instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like order.  Seal
(CORPORATE ACKNOWLEDGMENT WITHOUT SEAL)
State of New Jerset,  County of Dergel)  s.s.:  On the 2 day of October, 20 1, before me personally came first Mail  to me known, who being duly sworn, did depose and say that (s)he resides in first, many, new York  that (s)he is an officer of first Market (first); namely, the  North Market (first); that (s)he is authorized  by the governing body of said corporation to sign contracts; and that (s)he did sign the foregoing instrument on behalf of and with authority to bind said corporation.
Dionisia Vazquez Notary Public
Notary Public of New Jersey
ID #2213105
Commission Expires 07/07/2016

ARTICLE 4(b)

For Use Under DER Contracts

## Final Payment Release

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

one-process and some many
(List any exempted claims)
For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:
(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth cn a separate sheet and attached hereto)
The Contractor hereby indemnifies and holds the Department and the State of New York hamless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.
Contract Number: D007631
MENdon hall Fuel-infe
Firm
MENden hall Fuel INC.  Firm  Michael I Flannery Ir V.P
Print Name
Mital Fill up VP
Signature
11/10/1/
Date
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of New York )
County of Suffolic ) s.s.:
On the 10 day of November, 20 11, before me personally came Michael J. Mannery to me known, who being duly sworn, did depose and say that (s)he resides in Soffolk. New York; that (s)he is Vice fresident (title) of Mendenhall fuel Inc. (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that
it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like
order.

LuAnn Fuhs Notary Public Suffolk County, NY Commission Expires 11/10/201**√** 

Seal

V-52

ARTICLE 4(b)

For Use Under DER Contracts

#### Final Payment Release

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:

(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete analysism of the first and circumstances should be set forth on a sense to the standard best of

The Contractor hereby indomnifies and holds the Department and the State of New York harmless from any lesses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.
Contract Number: <u>D007631</u> MENDEN hall Fuel inc.
Plan
Michael J Flannery Jr V.P Print Name
Print Name  N. Ley J. L
Signature
11/10/11
Date
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
10 Aug. 10 Aug
State of New York ) County of Suffolic ) S.H.:
On the 10 day of Movember, 28 ll, before me personally came
Michael T. Hamery to me known, who being duly sworn, did depose and say that (a)he resident in Soffork, New York; that (a)he is Vice President (title) of
Westernhall fuel Just (firm) the corporation described in and which executed the above
instrument; that (a)he knows the scal of said corporation; that the scal affixed to said instrument is such corporate scal; the
it was so affixed by order of the Board of Directors of said corporation and that (a)he signed bis(her) name the eto by like order.
Seal Lu Gran bus
Notary Public
LuAnn Fuhs Notary Public
Suffolk County, NYCommission Expires 11/10/2015

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

Contract Number: D007631

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the
Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors
subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract
except as follows:

(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)

The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, lions, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.

Firm	
Many Potak	
Signature	
Date	
	(CORPORATE ACKNOWLEDGMENT WITH SEAL)
instrument; that (s)he knows it was so affixed by order of order.	day of Sept 20 ( , before me personally came to me known, who being duly sworn, did depose and say that (s)he resides in New York; that (s)he is September (title) of (firm) the corporation described in and which executed the above the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like
Seal	Notary Public

For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)

Contract Number: D007631

Department to make such payment, the Contractor her	the contract hereinsfier identified, and in order to induce the oby states that it has paid all moneys due subcontractors, at for work or services performed in furtherance of this contract,

(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)

The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failuse to make such payments.

· • ——
SAN TARION
CANZEOR
Rossene
The state of the s
-/8-1/
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
the B day of NOVEW her., 20 before me personally came known, who being duly sworn, did depose and say that (she) resides in to me known, who being duly sworn, did depose and say that (she) resides in the Set New York; that (she) is for the first of the corporation described in and which executed the above that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that (s)he knows the seal of Directors of said corporation and that (s)he signed his(her) name thereto by like
OA Paringo
The rainey
ILENE I. PARINELLO NOTARY PUBLIC, State of New York No. 01PA5087455, Suffolk County Commission Expires December 10, 20
V-52

\day 6	York							
State of Mew County of Suf	FOIK	)	)	8,8,1				
Trank Ko Ne 300 H Su Crown Sul	SAND FOLK	of to New	i comoveti	on that the	and affin	ted to seld	metran	me personally came and say that (s)he resides in (title) of d which executed the above ent is such corporate seal; that d his(her) name thereto by like
order.				Α.		.1	+	. 11
Seal NO N Comm	ILENE I, PAR TARY PUBLIC, St o. 01PA5087455, Unication Expires De	ata of Ne	w York county 18, 20	Lle	<u>r4(                                    </u>	Pac Notary P	<u>LMC.</u> ublie	<u>ll</u>
	(COR)	PORAT	ie ackn	OWLEDG:	MENT V	OHTIW	ut sea	L)
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State of County of		,	)	#.#.:				
On the	day of		, 20	, before	me perse	nnally cut	0¢	New York
	Laine delle series	m Aid a	iendik and	i rev that [83	ne reside	1.FL		
that (s)he is	an officer	of.						(firm); that (s) he is authorize
			_(una) ox		43-4 /-38	a did sin	n the for	spaing instrument on behalf a
by the governing b and with authority	ody of said corp to bind said cor	poratio	i vo bigu co D.	Miliabis, sign	mar falm	TA PITH A1	H tree cát.	egoing instrument on behalf o
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For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the New York State Department of Environmental Conservation (Department) to make such payment, the Contractor hereby releases the Department for any and all claims, of any nature whatsoever, arising under or in connection with the contract, except for the following claims:

(List any exempted claims)
For and in consideration of the receipt of final payment on the contract hereinafter identified, and in order to induce the Department to make such payment, the Contractor hereby states that it has paid all moneys due subcontractors, subconsultants, suppliers, material, men or others due payment for work or services performed in furtherance of this contract, except as follows:
-nA
(List all subcontractors, subconsultants, suppliers, etc. who have outstanding claims for payment or who have not been paid in full. A complete explanation of the facts and circumstances should be set forth on a separate sheet and attached hereto)
The Contractor hereby indemnifies and holds the Department and the State of New York harmless from any losses from claims, demands, payments, suits, actions, liens, recoveries and judgments of every nature and description brought or recovered against it by reason of failure to make such payments.
Sagaponade Sand & Fravel Corp.  Susan Grimes PHS.  Print Name
Allsan (funes) Signature
(CORPORATE ACKNOWLEDGMENT WITH SEAL)
State of YUW YELK  On the 11 day of WWWWW, 20 11, before me personally came  SUSAN GRIMES to me known, who being duly sworn, did depose and say that (s)he resides in  MONTAUK, New York; that (s)he is OWNER PRESIDENT (title) of  SAGA-PONAL & SAND FORMER CORP. (firm) the corporation described in and which executed the above instrument; that (s)he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that (s)he signed his(her) name thereto by like order.
KA+ (140) May NO. Falls

Seal

KATHLEEN MARY DIFALCO
Notary Public, State of New York
No. 01DI6044008
Qualified in Suffolk County
Commission Expires June 26, 20 14

Mary W. Jako
Notary Public

State of New York ) County of Suffelk		
County of Suffelk	) s.s.:	
SUSAN GRIMES to  MONTAUK, New  SAGAFUNACK SAND & GRAVEL CA  instrument; that (s)he knows the seal of sai	me known, who being duly sworn, did depose York; that (s)he is OUNTR/MES/DE (firm) the corporation described in a d corporation; that the seal affixed to said instrument of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and that (s)he significant in the seal of said corporation and said	md which executed the above ment is such corporate seal; that
order.		
KATHLEEN MARY DIFAL  Notary Public, State of New No. 01DI6044008 Qualified in Suffolk Coun Commission Expires June 26,	York Kithlis May Kile  Notary Public	Jales
(CORPORA)	re acknowledgment without sea	aL)
06		
State of ) County of	) s.s.:	
On theday of	, 20, before me personally came	
	epose and say that (s)he resides in	
that (s)he is an officer of	(title) of	(firm); namely, the (firm); that (s) he is authorized
	to sign contracts; and that (s)he did sign the for	
	Notary Public	<u> </u>