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APR 07 2016

PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Acting Director

April 6, 2016

CERTIFIED MAIL RETURN
RECEIPT REQUESTED

7015 0640 0007 2358 9090

Mr. Randell Woodruff
Beaufort County Manager
121 West 3rd St.
Washington, NC 27889

Re: Public Notice
Rouse Rental Property
106 Cedar Lane, Washington, NC
Beaufort County
Incident Number: 31292
Risk Classification: Low

Dear Mr. Woodruff:

The Washington Regional Office (WaRO) Underground Storage Tank (UST) Section is providing notice of "No Further Action" dated **April 6, 2016** pursuant to requirements set forth in 15A NCAC 2L .0114(a). Please find attached a copy of the "No Further Action Letter."

The WaRO UST Section may be contacted at (252)-948-3906 during normal business hours to answer questions pertaining to this report or to arrange for an examination of the information on file related to this incident.

If you have questions regarding the information contained in this letter, please contact me at the address or telephone number listed below.

Sincerely,

Scott Bullock, L.G.
Regional UST Supervisor
Washington Regional Office
UST Section, Division of Waste Management, NCDENR

cc: Washington (WAS) – 943 Washington Square Mall, Washington, NC 27889 (252) 946-6481



PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Acting Director

April 6, 2016

Mr. David Rouse
108 Cedar Lane
Washington, NC 27889

Re: Notice of No Further Action
Notice of Regulatory Requirements
15A NCAC 2L .0407(d)
Risk-based Assessment and Corrective Action
for Petroleum Underground Storage Tanks

Rouse Rental Property (David)
106 Cedar Lane, Washington, NC
Beaufort County
Incident Number: 31292
Risk Classification: Low

Dear Mr. Rouse:

The filed Notice of Residual Petroleum contamination (NRP) received by the UST Section, Division of Waste Management, Washington Regional Office on March 31, 2016 has been reviewed. The review indicates that soil contamination exceeds the residential maximum soil contaminant concentrations (MSCCs) established in Title 15A NCAC 2L .0411 and groundwater contamination meets the cleanup requirements for a low-risk site but exceeds the groundwater quality standards established in Title 15A NCAC 2L .0202.

The UST Section determines that no further action is warranted for this incident. All required actions have been completed. On March 31, 2016, the UST Section received a certified copy of the Notice of Residual Petroleum which is filed with the Register of Deeds. On April 6, 2016, the public notice requirements were completed.

This determination shall apply unless the UST Section later finds that the discharge or release poses an unacceptable risk or a potentially unacceptable risk to human health or the environment. Pursuant to Title 15A NCAC 2L .0407(a) you have a continuing obligation to notify the Department of any changes that might affect the risk or land use classifications that have been assigned.

Be advised that as groundwater contamination exceeds the groundwater quality standards established in Title 15A NCAC 2L .0202, groundwater within the area of contamination or within the area where groundwater contamination is expected to migrate is not suitable for use as a water supply. Be advised that as soil contamination exceeds the residential MSCCs, the property containing the contamination is suitable only for restricted residential use as stipulated in the Notice of Residual Petroleum (attached). Interested parties may examine the file by contacting this regional office and may submit comments on the site to the regional office at the address or telephone number listed below.

This No Further Action determination applies only to the subject incident; for any other incidents at the subject site, the responsible party must continue to address contamination as required.

If you have any questions regarding the actions or the rules mentioned in this letter, please contact me at the address or telephone number listed below. If you have any questions regarding trust fund eligibility or reimbursement, please contact the UST Section Trust Fund Branch at (919) 733-8486.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Bullock". The signature is written in a cursive style with a long horizontal stroke at the end.

Scott Bullock, L.G.
Regional UST Supervisor
Washington Regional Office

Attachments: Notice of Residual Petroleum

cc: Beaufort County Health Department
Washington Regional Office | 943 Washington Square Mall | Washington, NC 27889 | (252) 946-6481

BK 1896 PG 695



INSTRUMENT # 2016001347

NOTICE OF RESIDUAL PETROLEUM

David and Shirley Rouse Rental, Beaufort County, NC,
(Site name)

The property that is the subject of this Notice (hereinafter referred to as the "Site") contains residual petroleum and is an Underground Storage Tank (UST) incident under North Carolina's Statutes and Regulations, which consist of N.C.G.S. 143-215.94 and regulations adopted thereunder. This Notice is part of a remedial action for the Site that has been approved by the Secretary (or his/her delegate) of the North Carolina Department of Environment and Natural Resources (or its successor in function), as authorized by N.C.G.S. Section 143B-279.9 and 143B-279.11. The North Carolina Department of Environment and Natural Resources shall hereinafter be referred to as "DENR".

NOTICE

Petroleum product was released and/or discharged at the Site. **Petroleum constituents remain on the site, but are not a danger to public health and the environment, provided that the restrictions described herein, and any other measures required by DENR pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11, are strictly complied with.** This "Notice of Residual Petroleum" is composed of a description of the property, the location of the residual petroleum and the land use restrictions on the Site. The Notice has been approved and notarized by DENR pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11 and has/shall be recorded at the Beaufort County Register of Deeds' office
(name of county)

Book ____, Page ____.

Any map or plat required by DENR has been/shall be recorded at the Beaufort County Register of Deeds' office Book ____, Page ____, and has been/shall be incorporated into the Notice by this reference.
(name of county)

Source Property

David and Shirley Rouse, Washington, NC is the owner in fee
(owner's name) (city & state of homeowner)

simple of all or a portion of the Site, which is located in the County of Beaufort, State of North Carolina, and is known and legally described as:

Please see Attachment A

For protection of public health and the environment, the following land use restrictions required by N.C.G.S. Section 143B-279.9(b) shall apply to all of the above-described real property. These restrictions shall continue in effect as long as residual petroleum remains on the site in excess of unrestricted use standards and cannot be amended or cancelled unless and until the Beaufort County Register of Deed receives and records the written concurrence of the Secretary (or his/her delegate) of DENR (or its successor in function).

PERPETUAL LAND USE RESTRICTIONS

Soil: Soil containing residual petroleum above applicable regulatory standard(s) remains on the site in the area identified in Figure 1, Attachment B. No soil shall be excavated or disturbed within 3 feet of the area identified in Figure 1, Attachment B except to remediate the soil in accordance with all applicable state and federal statutes, regulations and guidelines.

Groundwater: Groundwater from the site is prohibited from use as a water supply. Water supply wells of any kind shall not be installed or operated on the site.

ENFORCEMENT

The above land use restriction(s) shall be enforced by any owner, operator, or other party responsible for the Site. The above land use restriction(s) may also be enforced by DENR through any of the remedies provided by law 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. Any attempt to cancel this Notice without the approval of DENR (or its successor in function) 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 restriction(s) 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.

IN WITNESS WHEREOF, Scott Bullock has caused this Notice to be executed pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11, this 15th day of March, 2016.

David & Shirley Rouse

(name of responsible party if agent is signing)

By: Scott Bullock

(signature of responsible party, attorney or other agent if there is one)

Regional UST Supervisor

(Title of agent for responsible party if there is one)

Signatory's name typed or printed: Scott Bullock

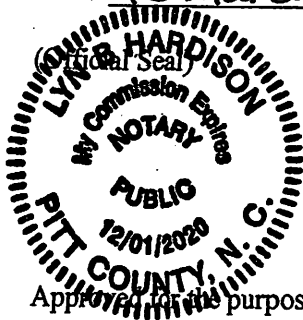
NORTH CAROLINA

Beaufort COUNTY

(Name of county in which acknowledgment was taken)

I certify that the following person personally appeared before me this day, acknowledging to me that he or she signed the foregoing document: Scott Bullock

Date: 15 March 2016



Lyn B. Hardison

(signature of Notary Public)

Lyn B. Hardison

(printed or typed name of Notary Public)

Notary Public

My commission expires: 1 December 2020

Approved for the purposes of N.C.G.S. 143B-279.11

Scott Bullock

(signature of Regional Supervisor)

Scott Bullock, Regional Supervisor

(printed name of Regional Supervisor)

Washington Regional Office
UST Section
Division of Waste Management
Department of Environment and Natural Resources

NORTH CAROLINA

Beaufort COUNTY

(Name of county in which acknowledgment was taken)

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document: Scott Bullock (full printed name of Regional Supervisor)

Date: 15 March 2016



Lyn B. Hardison

(signature of Notary Public)

Lyn B. Hardison

(printed or typed name of Notary Public)

Notary Public

My commission expires: 1 December 2020

134.00
25

PREPARED BY:
RODMAN, HOLSCHER, FRANCISCO & PECK,
P. A., Attorneys at Law
320 North Market Street
Post Office Box 1747
Washington NC 27889
Telephone: (252) 946-3122

STATE OF NORTH CAROLINA
COUNTY OF BEAUFORT

THIS DEED, made and entered into this the 6th day of
November, 1998, by HARRY E. DUNCAN, II AND WIFE, FAYE H. DUNCAN,
Grantors, to DAVID E. ROUSE AND WIFE, SHIRLEY N. ROUSE, Grantees,
whose address is: 108 Cedar Lane, Washington NC 27889;

WITNESSETH:

That the Grantors, in consideration of the sum of Ten and
no/100 Dollars (\$10.00) and other good and valuable considerations
to them paid by the Grantees, the receipt whereof is acknowledged,
have given, granted, bargained, sold and do hereby convey unto the
Grantees, their heirs and assigns, that certain tract or parcel of
land lying and being in Washington Township, Beaufort County,
North Carolina, more particularly described as follows:

BEGINNING at an iron pipe set in the Westerly edge of the right-
of-way of Cedar Street (said point of beginning also being the
Northernmost corner of Lot No. 68 of Rosedale Development, Part 3,
as the same is shown on map of record in Map Book 17, Page 21,
Beaufort County Registry; and thence from said point of beginning
and along the Northerly line of the said Lot No. 68, South 53° 02'
0" West 200 feet to an iron pipe; thence North 36° 58' West 100
feet to an iron pipe; thence North 53° 02' 0" East 200 feet to an
iron pipe set in the Westerly edge of the right-of-way of Cedar
Street; thence along the Westerly edge of the right-of-way of
Cedar Street, South 36° 58' 0" East 100 feet to the point of
beginning, containing .459 acre as shown on that map or survey
entitled "Survey for Harry E. Duncan II and wife, Faye H.
Duncan," dated July 20, 1993, prepared by Baldwin & Associates,
Land Surveyors. The above said metes and bounds description
represents all of Lot No. 67 of Rosedale Development, Part 3, as
the same is shown on map of record in Map Book 17, Page 21,
Beaufort County Registry. Reference is made to Deeds in Book 729,
Page 709; Book 838, Page 574 and Book 1035, Page 263, Beaufort



\$134.00
Real Estate
Excise Tax

RODMAN, HOLSCHER,
FRANCISCO & PECK, P.A.
ATTORNEYS AT LAW
P. O. BOX 1747
WASHINGTON, NC
(919) 946-3122
FAX (919) 946-3126

BEAUFORT COUNTY LAND RECORDS
LR-FORM001 # 2638

ACCEPTED
[Signature] 4/9/98
Land Records Official Date

County Registry. This also being the same property conveyed to Harry E. Duncan, II, and wife, Faye H. Duncan by Deed dated January 18, 1996 and recorded in Book 1038, Page 393 of the Beaufort County Registry. Reference is made to the aforesaid survey and Deeds and the same are incorporated herein for a more complete and adequate description.

TO HAVE AND TO HOLD the same, together with all and singular, the rights, ways, privileges and appurtenances thereto belonging or in anywise appertaining unto the said Grantees, their heirs and assigns, in fee simple, but subject, however to the following:

1. 1998 Beaufort County Ad Valorem taxes.
2. Such easements, rights-of-way and restrictions of record in the Beaufort County Registry.
3. Non-compliance with any local, county, state or federal governmental laws, ordinances or regulations relative to zoning, subdivision, occupancy, use, construction or the development of the subject property.

The Grantors covenant with the Grantees that they are seized in fee simple of the above described property and have good right and title to convey the same; that the same is free and clear of all liens and encumbrances, except those matters and things above set forth, and that, subject thereto, they will forever warrant and defend the title to the same against all lawful claims and demands.

RECORDED
INDEXED
FEB 19 1996
REGISTER
CLERK
BEAUFORT COUNTY
REGISTER

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and adopted as their seals, the typewritten word "Seal" appearing beside their names, this the day and year first above written.

[Signature] (Seal)
HARRY E. DUNCAN, II

[Signature] (Seal)
FAYE H. DUNCAN

STATE OF North Carolina
COUNTY OF Beaufort

Before me, the undersigned Notary Public in and for the State and County aforesaid, this day personally appeared HARRY E. DUNCAN, II AND WIFE, FAYE H. DUNCAN, and acknowledged the due execution by them of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and Notarial Seal, this the 10th day of November, 1998.

[Signature]
NOTARY PUBLIC

My Commission expires: 11-22-2001.



C. McLendon

North Carolina
Beaufort County
The foregoing Certificate of Patricia A Toler

Notary Public/Notaries Public is/are certified to be correct
This 10th day of November, 1998 at 4:51 o'clock P.M.
D. Jennifer Leggett
Register of Deeds
By [Signature]
Ass't Deputy Register of Deeds

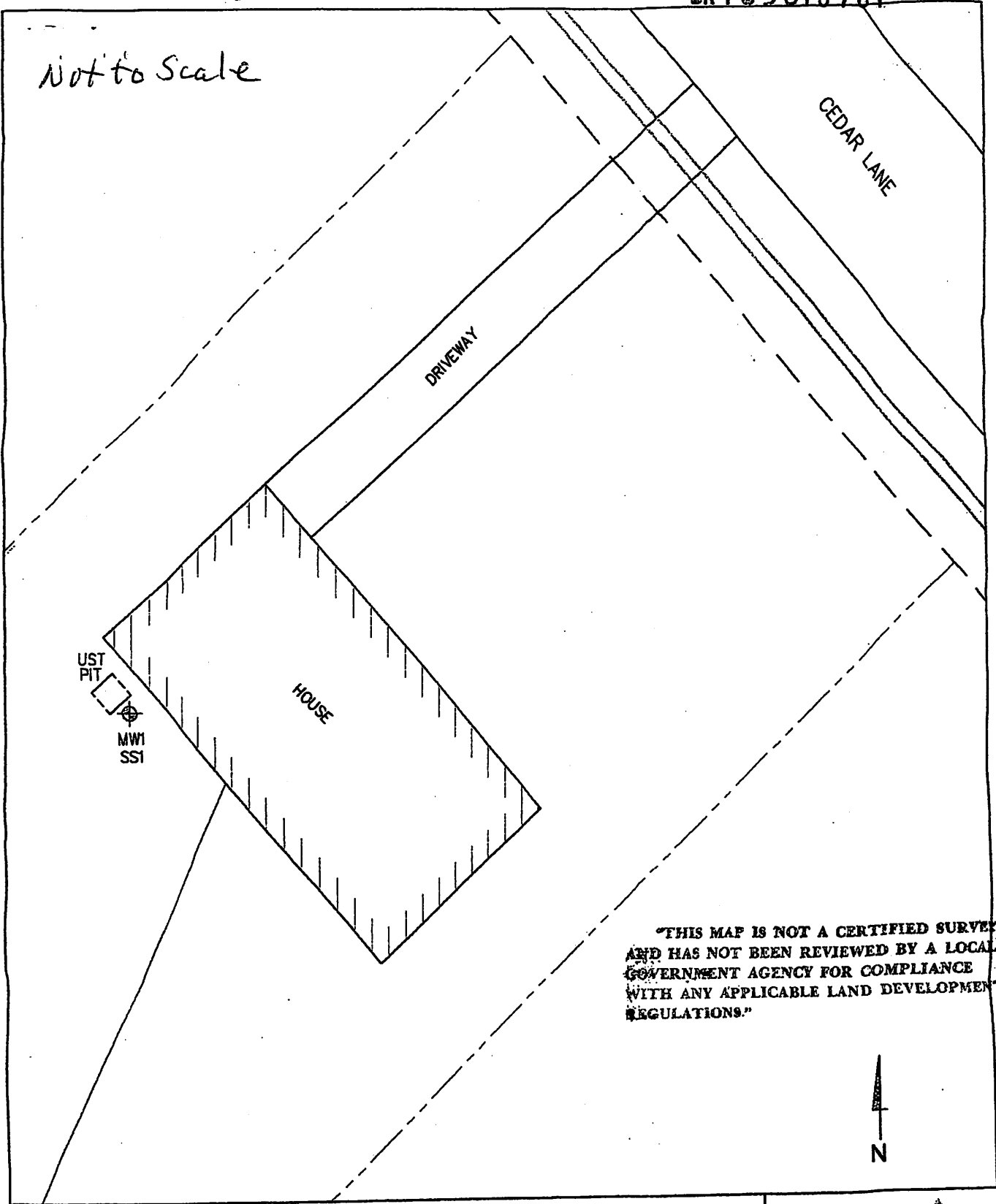
RODMAN, HOLSCHER,
FRANCISCO & PECK, P.A.
ATTORNEYS AT LAW
P. O. BOX 1747
WASHINGTON, NC
10191 948-2122
FAX 10191 948-3125

Deeds: mul to mul FNH\et 10-27-98

Figure 1 Attachment B

BK1896PG701

Not to Scale



"THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS."



LEGEND	SS=SOIL SAMPLE	UNDERGROUND STORAGE TANK (UST) PIT	SCALE IN FEET 1"=20'
	PROPERTY LINE	MONITORING WELL	
	ROADWAY	OVERHEAD POWER/PHONE LINE	
	RIGHT-OF-WAY		
	DITCH BANK		

File: GJR\GMA\72101 UST-MW-SS-UTIL	LOCATION OF MONITORING WELL, SOIL SAMPLE, UST PIT AND UTILITIES	Date: 7/26/2004
Project No. 72101	ROUSE RENTAL PROPERTY, WASHINGTON, BEAUFORT CO., NC	Figure 3

For Scott Bullock / DIRM AM