

R-009-701.1

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**U.S. DEPARTMENT OF ENERGY ACCESS TO CSX
REALTY PROPERTY IN FERNALD, OHIO FOR
INFORMATION GATHERING UNDER CERCLA**

03/12/90

CSX REALTY/DO-FMPC

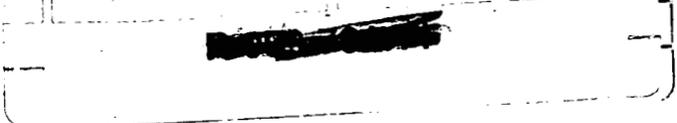
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~~ENTRY CONSENT~~ TRANSCRIPT

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Mark S. Hoffmann
General Counsel



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One James Center
901 East Cary Street
Richmond, VA 23219
804/782-1423

March 12, 1990

Mr. Ray Hansen
Acting FMPC Site Manager
Department of Energy
FMPC Site Office
P. O. Box 398705
Cincinnati, Ohio 45239-8705

RE: U. S. Department of Energy Access to CSX Realty
Property in Fernald, Ohio for Information
Gathering under CERCLA

Dear Mr. Hansen:

In response to your letter of February 20, 1990 to Mr. W. M. Cummings, enclosed is a consent for entry and access to the property of CSX Realty, Inc. for the benefit of the United States Department of Energy. I hope this consent serves your purpose and I am glad we were able to assist the department in its environmental assessment of the areas surrounding DOE's feed materials production Center at Fernald, Ohio.

If I can be of further assistance, don't hesitate to contact me.

Very Truly Yours,

Mark S. Hoffmann

Enclosure

t - 677
C. H. J.

Date Rec'd MAR 19 1990
Log D-124/5
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Library

CONSENT FOR ENTRY AND ACCESS TO PROPERTY

Name: CSX Realty, Inc.

Address of Property: CSX Realty Property
Paddy's Run Road
Fernald, Ohio

I consent to officers, employees, and authorized representatives of the United States Department of Energy (U.S. DOE) entering and having continued access to my property for the following purposes:

- (1) The measurement of water levels in five (5) existing wells/piezometers; and
- (2) the taking of such water samples as may be determined to be necessary.

Such entry shall be made in cooperation with **Mobil Oil Corporation, Albright and Wilson Americas, Inc., and Ruetgers-Nease Chemical Company, Inc.** (collectively the "Companies") and upon the terms contained in a Right of Entry Agreement between the undersigned and the Companies dated June 7, 1989.

I realize that these actions by U.S. DOE are undertaken pursuant to Executive Order 12580 which delegates authority to U.S. DOE to seek access in accordance with the provisions of Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Sections 9601 et seq., as amended.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind.

CSX Realty, Inc.

3/15/00
Date

By: *[Signature]*
Authorized Signature/Title *[Signature]*