

**Maine Department of Environmental Protection
Eastland Woolen Mill Superfund Site
Cooperative Agreement for Remedial Action V96129601
Quarterly Report
October 1, 2011 through December 31, 2011**

Introduction/Background

The Eastland Woolen Mill Superfund Site (EWM) is located in the Town of Corinna, Penobscot County, Maine, approximately 6 miles north of Newport and 25 miles northwest of Bangor, Maine. Contamination was discovered at the Site in 1983 and, subsequently, the Site was added to CERCLIS as item MED980915474. Site assessment activities, investigations and reports, were conducted to characterize the Site and extend of contamination. In 1996, the Eastland Woolen Mill ceased operation and closed.

The EWM Site was placed on the National Priorities List (NPL) on July 22, 1999. Following the NPL listing, EPA began a Non-Time Critical Removal Action (NTCRA) to address contaminant source materials and simultaneously began conducting the Remedial Investigation/Feasibility Study (RI/FS).

In September 2002, EPA signed the Record of Decision (ROD) for Operable Unit I (OU I) to address contaminant source material remaining after the NTCRA as well as the associated groundwater contamination. One of the major components of the remedial action contained in the September 2002 ROD for OU I was the "Implementation, monitoring and maintenance of institutional controls, in the form of groundwater use restrictions to prevent ingestion of groundwater and disturbance of the groundwater extraction and treatment system." EPA amended the OUI ROD in September 2006 and "implementation of institutional controls to restrict future groundwater use" was retained as one of the major components. Additionally, in August 2005, EPA and MEDEP entered into a Superfund State Contract agreement for the implementation of response activities (i.e., remedial action components specified in the 2002 ROD for OUI and subsequent 2006 ROD Amendment for OUI) at the EWM Site.

In 2010, following discussions between EPA and MEDEP, it was determined that MEDEP would take the lead in obtaining institutional controls (IC's), specifically environmental covenants, on the properties that make up the EWM Site and the surrounding properties that are within the designated groundwater institutional control zone area. It was further determined that contractual costs incurred by the MEDEP to obtain the IC's would be applied to the State of Maine's 10% cost share per the Superfund State Contract. Therefore, in September 2010, MEDEP and EPA entered into this Cooperative Agreement for Remedial Action at the Eastland Woolen Mill Superfund Site.

The CA budget and project periods began on September 15, 2010, and the specific tasks are presented in the "Site Work Plans" section table of the CA application. Additionally, through a State of Maine interagency agreement, MEDEP contacted and retained the services and support of the Maine Department of Transportation (MDOT) legal section to assist MEDEP in obtaining environmental covenants on Site properties and surrounding properties that are located within the designated Institutional Control Zone for the EWM Site.

Activities for the October 1, 2011 through December 31, 2011:

During the period of October 1 through December 31, the following activities were completed:

October 2011 through December 2011

On October 5, 2011, MEDEP received from CES, Inc. the draft survey plan dated September 20, 2011 and following MEDEP's review, comment and discussions, CES, Inc. submitted the revised survey plan to MEDEP in mid October 2011. Following receipt, MEDEP sent the revised survey plan to a property attorney for review/comment and continued to review the survey plan by reviewing deeds and discussing issues with representatives of specific property owners (Town of Corinna and Maine Department of Transportation (MDOT)) and entities that have utility lines (such as Sewer, water and power) that are located on the Town of Corinna properties. Additionally, MEDEP had discussions with representatives of Central Maine Power Company (CMP) and Maine Department of Conservation (two other property owners) summarizing the history and status of the EWM site, the environmental covenant work plans and status and draft survey plan review and issues.

CES, Inc, following additional discussions with MEDEP made additional edits to the survey plan and on December 21, 2011, submitted an electronic version to MEDEP. MEDEP in turn, forwarded the December 21, 2011 electronic version of the survey plan to the MDOC, MDOT, Town of Corinna, CMP, EPA and property attorney for review and comment prior finalizing the survey plan and then preparing boundary descriptions of the MDOT, MDOC and Town of Corinna owned properties. In late December 2011, MDOC, after reviewing the survey plan, request that the physical location of the recreational trail be added to the survey plan. MEDEP contacted CES, Inc. and after a discussion of the survey work, time and cost, MEDEP tasked CES, Inc. to add the physical of the recreational trail to the survey plan.

In addition to the survey plan work, MEDEP discussed the institutional control work with representatives from MDOC and CMP, which includes negotiating an environmental covenant for both and also a subordination agreement with CMP for the interest it holds on the Town of Corinna owner property (formerly owned by the Eastland Woolen Mill) and possibly one for the MDOT owned property. MEDEP provided (e-mailed) MDOC and CMP with a summary of the proposed environmental covenants, including a list of the limitations to each of their specific properties and for CMP a list of the limitation for the Town of Corinna owned property that will need to be subordinated.

Further, in mid-December 2011, the Maine Attorney General's Office attorney revised the environmental covenant template for use at Superfund sites and releases it the MEDEP. Upon approval from MEDEP management in late December 2011, MEDEP staff began task of converting the previously drafted environmental covenants (MDOT, MDOC, CMP, Town of Corinna, Corinna Housing Corp, etc.) to the newly released Superfund environmental covenant template text. Upon completion, MEDEP will solicit comments from the applicable entities.

Lastly, an attorney at the Maine Attorney General's Office researched the Uniform Environmental Covenant Act (UECA) (in the Uniform law volumes) and found that the creators of UECA crafted it such that it is possible for an entity to act as both the grantor and the holder on an environmental covenant. Therefore, it is

possible for MDOT and MDOC to be grantors for their respective environmental covenants and the MEDEP to be the holder both.

Summary of quarterly expenses (see itemized expense by object class attached):

EWM Site CA Expenses to Date:	\$ 15,682.78
Total Budgeted Expenses:	\$ 173,550.00
Percent Expended to date:	9.93 %

Please note: Payment of a CES, Inc. November 2011 invoice, in the amount of \$1,417.87, was not processed before December 31, 2011 and, therefore, expenses were not reported in this quarterly report.

Eastland Woolen Mill Superfund Site
 Cooperative Agreement V96129601
 Cost Summary

Eastland Woolen Mill Superfund Site - Cooperative Agreement Award V96129601, Project Period 9/15/10 - 9/30/12; Award Total: \$173,550.00

Detail on above award

FY	APPROP_NO	UNIT	OBJ_GROUP	Sum: POSTING_AMOUNT	QUARTER	ACTIVITY	SUB_ACTIVITY
2011	01806A024751	247	41	712.96	3	REMO	499
				712.96			

\$	173,550.00	Cooperative Agreement Award Total
\$	712.96	Amount Met 3rd Qtr SFY2011
\$	172,837.04	Balance of Cooperative Agreement Award

FY	APPROP_NO	UNIT	OBJ_GROUP	Sum: POSTING_AMOUNT	QUARTER	ACTIVITY	SUB_ACTIVITY
2011	01806A024751	247	41	3,476.08	4	REMO	499

\$	172,837.04	Prior Balance of Cooperative Agreement Award
\$	3,476.08	Amount Met 4th Qtr SFY2011
\$	169,360.96	Balance of Cooperative Agreement Award

FY	APPROP_NO	UNIT	OBJ_GROUP	Sum: POSTING_AMOUNT	QUARTER	ACTIVITY	SUB_ACTIVITY
2012	01806A024751	247	40	1,105.80	1	REMO	499
2012	01806A024751	247	41	3,082.74	1	REMO	499
				4,188.54			

\$	169,360.96	Prior Balance of Cooperative Agreement Award
\$	4,188.54	Amount Met 1st Qtr SFY2012
\$	165,172.42	Balance of Cooperative Agreement Award

FY	APPROP_NO	UNIT	OBJ_GROUP	Sum: POSTING_AMOUNT	QUARTER	ACTIVITY	SUB_ACTIVITY
2012	01006A024710	247	40	7,115.20	2	REMO	499
2012	01006A024710	247	41	190	2	REMO	499
				7,305.20			

\$	165,172.42	Prior Balance of Cooperative Agreement Award
\$	7,305.20	Amount Met 2nd Qtr SFY2012
\$	157,867.22	Balance of Cooperative Agreement Award