

AMENDED

NOTICE OF RESIDUAL RADIOACTIVE CONTAMINATION

THIS NOTICE IS TO ALERT BUYERS OR DEVELOPERS THAT RESIDUAL RADIOACTIVE CONTAMINATION ~~EXISTS~~ ON THE PROPERTY HEREIN DESCRIBED.
/EXISTS

RECITALS

A. WHEREAS, the current owner of the property known as the Salt Lake Vitro Site situated in the county of Salt Lake, Salt Lake City, Utah, and more particularly described on Exhibit 1 attached hereto is Central Valley Water Reclamation Facility Board located at 800 West Central Valley Road, Salt Lake City, Utah, 84119;

B. WHEREAS, the Salt Lake Vitro Site was used by the Vitro Chemical Company to process uranium ore from 1951 to 1964 and to process vanadium ore from 1964 to 1968;

C. WHEREAS, when milling operations were discontinued in 1968, more than four million tons of uranium mill tailing waste remained on the Salt Lake Vitro Site;

D. WHEREAS, under the Uranium Mill Tailings Radiation Control Act of 1978 (Public Law 95-604), which requires the remediation of the identified uranium mill tailing sites, the United States Department of Energy and the state of Utah entered into Cooperative Agreement Number DE-FC04-81AL616309, dated March 30, 1983, for the remediation of the Salt Lake Vitro Site; between 1985 and 1987 excavation and disposal of the uranium mill tailings and site restoration were performed;

E. WHEREAS, not all residual radioactive materials were removed during remedial action, isolated areas of the radioactive contamination remain, examples of which are shown on the map attached hereto as Exhibit 2;

F. WHEREAS, the cleanup of the Salt Lake Vitro Site is documented in the *Completion Report for the UMTRA Project Vitro Processing Site Salt Lake City, Utah*, ("Completion Report") dated June 1997 which provides a discussion of the known contaminated areas, including an estimate of the amount of contamination present, the approximate location of the radioactive contamination, and a health assessment resulting from exposure to the contaminants; and

G. WHEREAS, the Completion Report may be examined at and copies obtained from the following:

State of Utah
Department of Environmental
Quality
Division of Radiation Control
168 North 1950 West, Building #2
Salt Lake City, UT 84114-4850
(801) 536-4250

Department Of Energy
Grand Junction Office
2597 B 3/4 Road
Grand Junction, CO 81503
(970) 248-6000

Department of Commerce
National Technical Information
Services
5282 Port Royal Road
Springfield, VA 22161
(703) 487-4650

H. NOW THEREFORE the United States Department of Energy, the state of Utah, and the Central Valley Water Reclamation Facility Board hereby recommend to prospective purchasers or developers of part or all of the Salt Lake Vitro Site that the following actions be taken:

1. Verify that future construction plans do not occur in contaminated areas. If there is a possibility of encountering contaminated material, contact the Utah Department of Environmental Quality, Division of Radiation Control.
2. Prior to construction, conduct appropriate radiological surveys to determine whether radioactive elements are present, and their identity, concentration, and distribution.

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- 3. If radioactive materials are encountered during construction, the materials may be; (a) dispensed of as radioactive waste in an appropriate waste facility; or (b) buried into the deepest part of the excavation during back filling.
- 4. Regardless of the results of the radiological surveys, if there are construction plans for habitable structures (e.g., residential, institutional, commercial, or industrial buildings and the like), consider installing a passive sub-slab radon ventilation system that will vent radon soil gas to the atmosphere.

Dated this 26th day of August, 1997

UNITED STATES DEPARTMENT OF ENERGY

By: George J. Rael
 George Rael
 Director
 Environmental Restoration Division

STATE OF NEW MEXICO)
) ss.
 COUNTY OF BERNALILLO)

Before me, a Notary Public qualified for Bernalillo County, personally appeared George Rael, who by me duly swore did say that he is the Director of the Environmental Restoration Division and he further acknowledged to me that the above NOTICE OF RESIDUAL RADIOACTIVE CONTAMINATION document was duly executed by him on behalf of the United States Department of Energy.

WITNESS my hand and Notarial Seal on this 26th day of August, 1997.

Richard S. Montoya
 Notary Public

Residing at: Albuquerque NM

My Commission Expires: 5/25/2001

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Dated this 3rd day of September, 1997

STATE OF UTAH
DEPARTMENT OF ENVIRONMENTAL QUALITY

By: William J. Sinclair
William Sinclair
Director
Division of Radiation Control

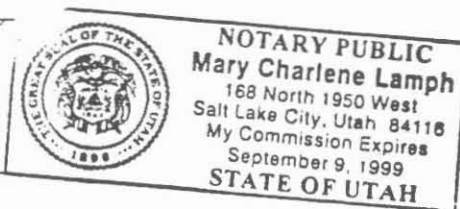
STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

Before me, a Notary Public qualified for Salt Lake County, personally appeared William Sinclair, who by me duly swore did say that he is the Director of the Division of Radiation Control and he further acknowledged to me that the above NOTICE OF RESIDUAL RADIOACTIVE CONTAMINATION document was duly executed by him on behalf of the state of Utah.

WITNESS my hand and Notarial Seal on this 3rd day of Sept, 1997.

Mary Charlene Lamph
Notary Public

Residing at: Salt Lake City



My Commission Expires: Sept. 9, 1999

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Dated this 11 day of Sept, 1997

CENTRAL VALLEY WATER RECLAMATION FACILITY BOARD

By: Reed Fisher
Reed Fisher
General Manager

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

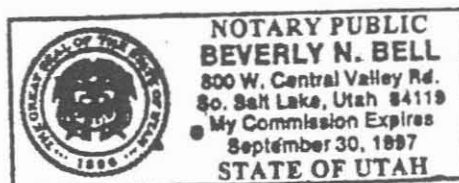
Before me, a Notary Public qualified for Salt Lake County, personally appeared Reed Fisher, who by me duly swore did say that he is the General Manager of the Central Valley Reclamation Facility and he further acknowledged to me that the above NOTICE OF RESIDUAL RADIOACTIVE CONTAMINATION document was duly executed by him on behalf of the Central Valley Water Reclamation Facility Board.

WITNESS my hand and Notarial Seal on this 11th day of September 1997.

Beverly N. Bell
Notary Public

Residing at: Salt Lake City, UT

My Commission Expires: 09/30/97



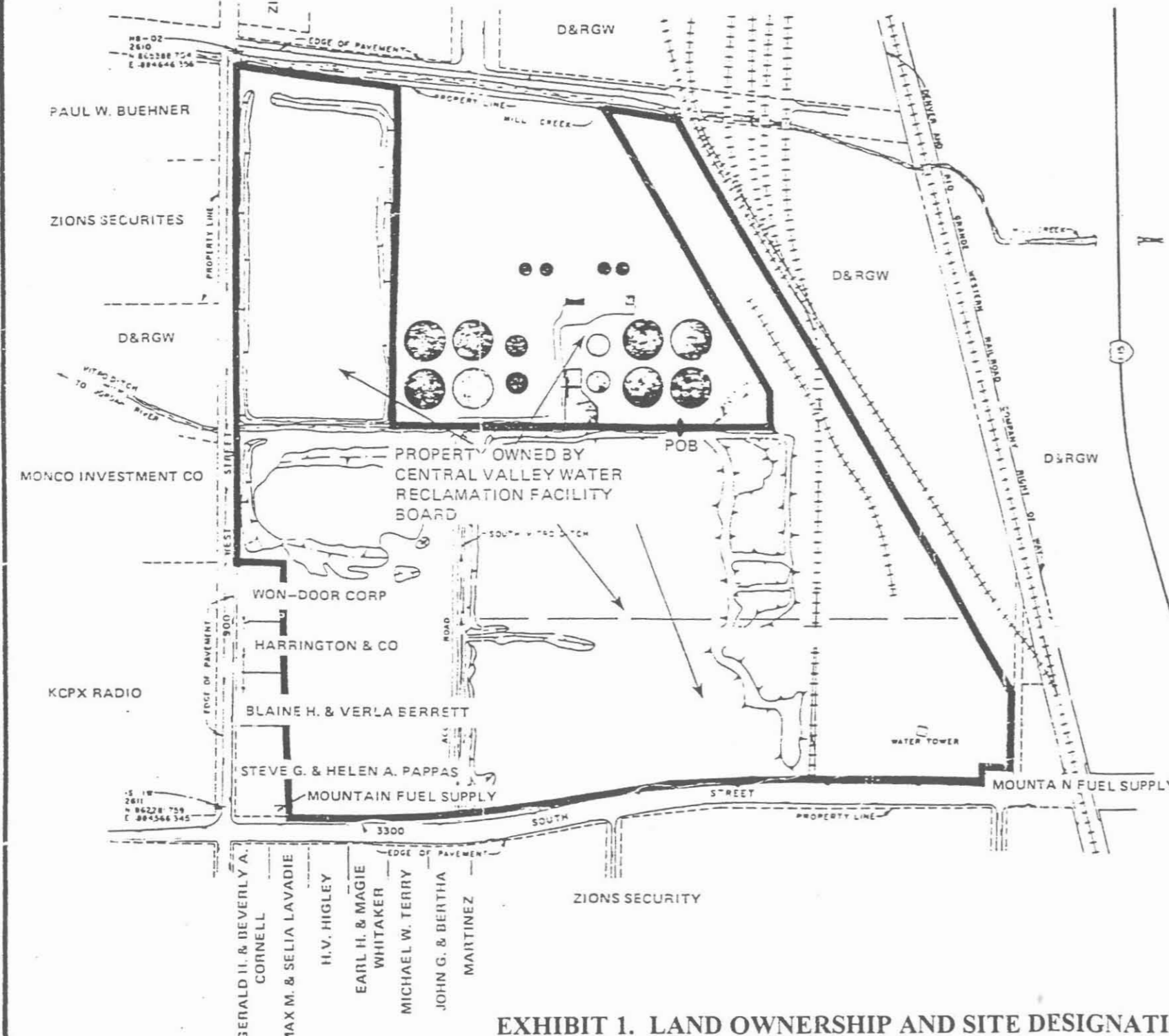
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WAGNER INDUSTRIAL PARK

ZIONS BANK COHP

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CO RECORDER



SALT LAKE VITRO SITE

BEGINNING AT THE EAST QUARTER CORNER OF SECTION 26, T1S, R1W, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE WEST 1154.5 FT, THENCE N 0°18'E, 1440.79 FT, THENCE N 83°16'W, 651.84 FT, THENCE S 0°03'14"W, 2078.58 FT, THENCE S 89°50'E, 179.5 FT, THENCE S 1°57'E, 1062.87 FT, THENCE N 89°43'47"E, 508.52 FT, THENCE N 86°50'27"E, 195.77 FT, THENCE N 80°45'E, 473.05 FT, THENCE N 81°32'32"E, 168 FT, THENCE N 80°44'E, 489.21 FT, THENCE N 89°55'16"E, 956.8 FT, THENCE N 75 FT, THENCE E 150 FT, THENCE N 0°01'E, 302.86 FT, THENCE N 29°59'W, 2731.01 FT, THENCE N 85°49'W, 298.89 FT, THENCE S 29°54'30"E, 1365.31 FT, THENCE S 170.75 FEET, THENCE W 379.35 FT TO THE POINT OF BEGINNING.

CONTAINS 127.9 ACRES (MORE OR LESS)

REFERENCE 3

POOR COPY
CO RECORDER

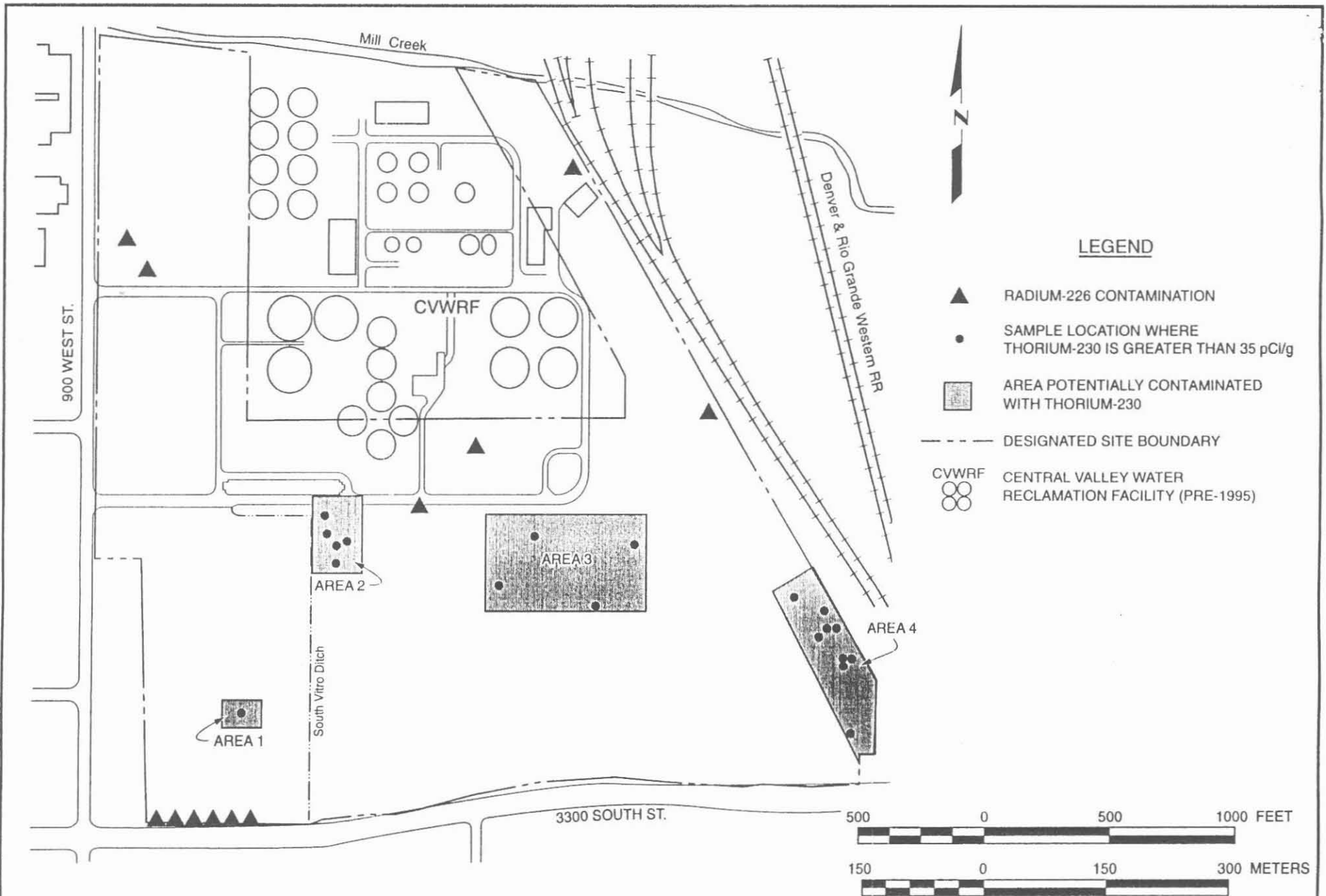
6741920
 09/17/97 4:27 PM 22.00
 NANCY WORKMAN
 RECORDER, SALT LAKE COUNTY, UTAH
 CALLISTER NEBEKER & MCCULLOUGH
 GATEWAY TOWER EAST STE. 900
 SLC UT 84133
 REC BY: J FERGUSON DEPUTY

EXHIBIT 1. LAND OWNERSHIP AND SITE DESIGNATION MAP

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Pg 1109

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**EXHIBIT 2
 POST-REMEDIATION RADIOACTIVE CONTAMINATION AREAS
 SALT LAKE CITY, UTAH, VITRO PROCESSING SITE**