

IN THE CIRCUIT COURT
FOR ETOWAH COUNTY, ALABAMA
(Transferred from the Circuit Court
of Calhoun County, Alabama)

SABRINA ABERNATHY, et al.,	)	
	)	
Plaintiffs,	)	
	)	CIVIL ACTION NO.
VS.	)	CV-2001-832
	)	(Consolidated)
MONSANTO COMPANY, et al.,	)	
	)	
Defendants.	)	

DEPOSITION OF BRUCE W. ELEY
Taken on behalf of the Plaintiffs

September 26, 2001

COPY

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1 INDEX OF EXAMINATIONS

2		PAGE	LINE
3	Examination by Mr. Stewart	5	8

4

5 INDEX OF PLAINTIFF'S EXHIBITS

6	DESCRIPTION	PAGE	LINE
7	Exhibit #1 -- May, 2000,	80	22
8	Soil Sampling Results		
9	Exhibit #2 -- 10-4-00	92	18
10	Letter from R. Kaley		
11	to W. Hardy		
12	Exhibit #3 -- Notice of	105	18
13	Deposition for Bruce		
14	W. Eley		
15	Exhibit #4 -- 6-26-01	106	23
16	Letter from B. Eley to		
17	R. Cofield		
18	Exhibit #5 -- 6-26-01	106	23
19	Letter from B. Eley to		
20	D. Roughton		
21	Exhibit #6 -- Snow Creek	119	13
22	Sampling Results		
23	Exhibit #10 -- Analytical	138	20

1	Results for Soil	
2	Samples Collected	
3	Exhibit #7 -- Solutia	143 17
4	Access to Choccolocco	
5	Creek	
6	Exhibit #8 -- Choccolocco	143 17
7	Creek Sampling Results	
8	Exhibit #9 -- Choccolocco	143 17
9	Creek Sampling Results	
10		
11		
12	- - - - -	
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		

1 BRUCE W. ELEY,
2 of lawful age, having been first duly sworn to
3 testify the truth, the whole truth, and
4 nothing but the truth in the case aforesaid,
5 deposes and says in reply to oral
6 interrogatories propounded as follows, to-wit:

8 EXAMINATION

9 QUESTIONS BY MR. STEWART:

10 Q. This is Mr. Bruce Eley. Is that right?

11 A. Yes, sir.

12 Q. Mr. Eley, you presently work for
13 Solutia. Is that correct?

14 A. That's correct.

15 Q. What's your position with them?

16 A. My position is Manager of Environmental
17 Affairs.

18 Q. And what is that responsibility or what
19 does it entail as far as responsibility?

20 A. Primarily I'm a part of the
21 Environmental Technical Support Group,
22 and I work as -- it's not a consulting
23 role but in certain cases it is. I work

1 on various projects related to
2 industrial hygiene, environmental
3 health, occupational safety, supporting
4 a group of people in our Environmental
5 Safety and Health Department.

6 Q. "Environmental" what now?

7 A. Manager of Environmental Affairs.

8 Q. And who is your immediate superior?

9 A. Bob Kaley.

10 Q. And has he been your immediate superior
11 since you took a similar position with
12 Monsanto? Did he hold a similar
13 position with Monsanto?

14 A. Yes, he did.

15 Q. And he was your boss at the time you
16 first became involved in the Anniston
17 site?

18 A. When I first became involved in the
19 Anniston site, just the site itself,
20 going back many years ago --

21 Q. I'm talking in the 1990s.

22 A. -- in the 1970s -- Correct. In the
23 1990s, that is correct, and he continued

1 to be my boss.

2 Q. We have taken previous depositions and
3 we've gotten a history of your working
4 relationship.

5 A. Yes.

6 Q. I'm not allowed by the court order to go
7 back over that, so I won't.

8 A. Okay.

9 Q. I'm just trying to sort of get an
10 update, if I can.

11 A. Correct.

12 Q. Let me ask you: How is it that you all
13 transferred your employment from
14 Monsanto to Solutia in '97?

15 MR. NEWSOM: Do you understand the
16 question?

17 Q. (By Mr. Stewart) You were employees
18 before the spinoff with Monsanto. Is
19 that correct?

20 A. That's correct.

21 Q. How is it that you all moved from
22 Monsanto to Solutia when the spinoff
23 occurred?

1 A. Well, when the company was -- the
2 company was spun off in 1997, September
3 of 1997 or thereabouts, prior to that
4 they looked at each one of the groups
5 within Monsanto.

6 Q. Who is "they"?

7 A. I think that that was the -- the
8 leadership of the various departments
9 within Monsanto and the Human Resources
10 function, and looked at what resources
11 they would need to continue in Monsanto
12 and what resources would be needed in
13 Solutia.

14 It's my understanding that in a
15 number of cases individuals at Monsanto
16 at that time interviewed and made
17 decisions on whether they wanted to opt
18 for a job with Solutia or continue to
19 see the availability of jobs in Solutia.
20 In my case the decision was made, and
21 I'm not sure who made that decision,
22 that Bob Kaley and I in that
23 Environmental Technical Support role

1 would be transferred intact to the new
2 Solutia company.

3 Q. What do you mean "transferred intact"?

4 A. We would then become -- We would go from
5 one day being an employee of Monsanto to
6 the next day being an employee of
7 Solutia. And from my standpoint, that's
8 what it appeared. It was transparent.
9 It was like one day you're in the
10 office; you work for Monsanto. The next
11 day you come to the same office,
12 basically surrounded by the same
13 individuals, but you're now a Solutia
14 employee.

15 Q. Did you have a choice about that?

16 A. I believe I had a choice to perhaps go
17 or continue with Monsanto but it would
18 probably be in a different function.

19 Q. And who offered that choice to you?

20 A. As best I can recall, I believe
21 Bob Kaley is the one that discussed in a
22 general way some of the options.

23 Q. Was there a cut in pay when you went

1 from Monsanto to Solutia?

2 A. No. No, sir.

3 Q. Cut in benefits?

4 A. No, sir.

5 Q. So you kept the same pay, same benefits?

6 A. That's correct.

7 Q. And the same office?

8 A. Same office.

9 Q. Same secretarial and support staff?

10 A. Same administrative staff.

11 Q. And the same job?

12 A. Same job.

13 Q. Were you dealing basically with the same
14 plants?

15 A. For the most part I was, but there were
16 some locations that I had dealt with
17 prior to the spin that after the spin I
18 really didn't have any involvement in at
19 all.

20 Q. Were those plants a part of Monsanto or
21 Solutia?

22 A. They would have been part of Monsanto.

23 Q. Do you know what criteria was used to

1 maintain plants as part of Monsanto as
2 opposed to spinning them off to Solutia?

3 MR. NEWSOM: Well now, wait a
4 minute, Don. We're getting a
5 little -- What time period
6 are we talking about? This
7 is a follow-up deposition.

8 MR. STEWART: '97.

9 MR. NEWSOM: Well, he was deposed
10 in when?

11 MR. STEWART: I don't remember.
12 He wasn't asked about that,
13 though.

14 MR. NEWSOM: I know, but as you
15 just said, this is a
16 follow-up. It's not an
17 opportunity to go back into
18 things that ---

19 MR. STEWART: We didn't go into
20 that in the deposition that
21 was taken last time. I mean
22 I reviewed both depositions
23 or the only deposition he

1 gave and that wasn't covered.

2 MR. NEWSOM: Well, I'll let you go
3 a little bit, but my
4 understanding may be
5 different. It's not a matter
6 of whether it was gone into
7 if it was -- This would
8 relate to matters after he
9 was deposed in this case on
10 January 6th, '99. And if
11 there were matters that were
12 not gone into, yet the
13 opportunity existed, then
14 that's, you know, that's not
15 what we're here to do today.
16 Now with that said, ---

17 MR. STEWART: You haven't taken
18 that position in connection
19 with your all's depositions.
20 Now if you want to take that
21 position, ---

22 MR. NEWSOM: Well, let me finish.
23 I wasn't finished. With that

1 having been said, I'll let
2 you go a little bit, but I
3 just want to remain mindful
4 of what I understand the
5 order is within reason. I
6 know sometimes you have to go
7 back a little bit to put the
8 presence in context, so
9 that's why I'm okay with it
10 right now, but let's just be
11 mindful of it.

12 MR. STEWART: Let me see if I
13 understand your position. We
14 can't go into anything that
15 we could have gone into at
16 that time? Is that your
17 position in connection with
18 these depositions? If it is,
19 I want to know that.

20 MR. NEWSOM: Well, my
21 understanding is that the
22 court order or at least the
23 Judge's admonition was that

1 this would just be a
2 follow-up. And I think
3 implicit in a follow-up was
4 within reason, and I'll just
5 go within reason. I think
6 you have to deal with any
7 question that comes up, but
8 within reason you're to deal
9 with the things from January
10 6th, '99, forward.
11 Again, ---

12 MR. STEWART: I just want to know
13 what to instruct our folks to
14 do. We have to coordinate
15 depositions. And if you're
16 saying that your all's
17 position is you cannot go
18 into anything that you could
19 have gone into then, I need
20 to know what to tell them.

21 MR. NEWSOM: Well, I can't -- I
22 can't control what you tell
23 them. You can tell them what

1 you want to tell them, but
2 let's move forward and then
3 -- I just want to be mindful
4 of it. If you think I'm
5 wrong in what I've been
6 informed about the order,
7 that's fine, but that's my
8 understanding of it. As I
9 say, I'm all for giving
10 somebody a little latitude
11 because it's never totally
12 black and white. So let's
13 move forward, but I hope we
14 can be mindful of what I
15 think the Judge indicated.

16 Q. (By Mr. Stewart) Tell me, if you would,
17 Mr. Eley, what prompted those plants to
18 be either placed with Monsanto or placed
19 with Solutia.

20 A. I think the thing that really prompted
21 it was the -- the placement of those
22 plants within the organizational
23 structure prior to the spin. Prior to

1 the spin in 1997, when you look at the
2 organization of the Monsanto Company, it
3 included the chemical group. At that
4 time I'm not sure whether it was called
5 the "Chemical Group" or "Monsanto
6 Chemical Company," an operating unit of
7 Monsanto.

8 Then there was an agricultural
9 group or the agricultural company,
10 operating unit of Monsanto. Then there
11 was G.D. Cerro, Nutra-Sweet, and I think
12 some other parts of that organization.
13 Each one of these operating units were
14 -- were pretty much an autonomous unit.
15 When the decision was made to spin off
16 the chemical operations, it's my
17 understanding that if a plant was a part
18 of the Monsanto Chemical Group or the
19 Monsanto Chemical Company, they were, in
20 fact, chemical operations and that that
21 plant was then included in the spinoff
22 and would become part of the new
23 Solutia, Inc.

1 Q. Is that a wholly separate company,
2 Solutia?

3 A. Solutia, Inc., is an independent
4 publicly traded company, publicly traded
5 on the New York Stock Exchange. If
6 you're asking is there any
7 organizational tie between Solutia and
8 Monsanto, not to my knowledge. It is
9 independent.

10 Q. Any ownership? Any ownership between
11 Monsanto and Solutia?

12 MR. NEWSOM: Well, I'll object to
13 the form. I mean there's
14 probably common stockholders.
15 If you understand it.

16 A. No. To the best of my knowledge, it's
17 not a similar situation as -- I think if
18 you look at Monsanto today and
19 Pharmacia, Monsanto was a part of
20 Pharmacia. Monsanto was spun off from
21 Pharmacia but still retains
22 approximately 85 percent stock
23 ownership.

1 Q. (By Mr. Stewart) Pharmacia does?

2 A. Yes. That is not the situation with
3 Solutia and Monsanto or Solutia and
4 Pharmacia.

5 Q. Do you understand -- Do you know why the
6 spinoff?

7 A. The specific reasons, no. I think my
8 knowledge would mirror probably the
9 knowledge of most employees at the time.
10 Clearly, when you look at the two main
11 parts of Monsanto, obviously there were
12 other parts of Monsanto, but the two
13 main operating units was the Chemical
14 Group and the Agricultural Group. The
15 Agricultural Group, while originally it
16 was formed based on herbicides or in
17 general pesticides, its business evolved
18 more into the biotechnology area,
19 treatment of seeds, coming up with
20 different hybrids, different strains of
21 seeds.

22 The strategic direction and the
23 resource needs of those two companies

1 were quite different, and I think it's
2 really those factors that play very
3 heavily in the decision to spin off the
4 chemical operations as an independent
5 company.

6 Q. Tell me, if you would: Was Solutia
7 offered to American Home or to
8 Pharmacia?

9 A. No, not to my knowledge.

10 Q. Do you know what disclosures have been
11 made to the FCC about the situation in
12 Anniston?

13 A. No, I do not.

14 Q. Who would know that?

15 MR. NEWSOM: If you know.

16 A. I would say we have a Vice-President in
17 the Treasury group.

18 Q. (By Mr. Stewart) Who is that?

19 A. And I -- I don't recall his name, but I
20 would think that he or our Chief
21 Financial Officer.

22 Q. Who is that?

23 A. I should know that name. I'm afraid the

1 name escapes me.

2 Q. Could you make available to Mr. Newsom
3 both of those names at some point in
4 time? I mean could you call and just
5 find out who they are and make them
6 available today during the deposition?

7 A. Certainly. Today during the deposition?

8 Q. Yeah. I mean we'll take a break at some
9 point in time.

10 A. Okay.

11 Q. Could you do that for me?

12 A. Yes.

13 Q. Okay. So your offices are still located
14 where you were at the time that the
15 spinoff took place?

16 A. No. We now have new corporate offices.

17 Q. So you all have moved out of the --

18 Where are they located?

19 A. At the -- When we -- When the chemical
20 operations was spun off at Solutia, we
21 were located at the Monsanto World
22 Headquarters at Olive and Lindbergh and,
23 as I understand, leasing office space

1 from Monsanto. Then about one year
2 later, I think in August of 1998 or it
3 could have been somewhat later than
4 that, we completed the new world
5 headquarters which were located out in
6 West County off of what's called the --
7 the Highway 40 corridor at Maryville
8 Centre -- It's off of Maryville Centre
9 Drive.

10 Q. But you all were at Monsanto World
11 Headquarters and located in a part of
12 that or Solutia's?

13 A. When -- When -- Right after the spinoff,
14 Solutia was located at Monsanto's World
15 Headquarters and leased office space
16 there.

17 Q. They had a separate office space where
18 you just mentioned?

19 A. Correct.

20 Q. Okay.

21 A. But then -- But then we built a new
22 World Headquarters out at Maryville
23 Centre.

1 Q. Solutia did or Monsanto?

2 A. Solutia did. We built new headquarters
3 at Maryville Centre and then moved from
4 the leased office space --

5 Q. There?

6 A. -- at the old location out to the new
7 World Headquarters.

8 Q. When was that built?

9 A. I think it was completed in August -- It
10 could have been August of 1999. I'm
11 trying to think whether it was August of
12 1998 or August of 1999, and I can't -- I
13 can't recall.

14 MR. NEWSOM: I think it was '99,
15 but ---

16 THE WITNESS: Yeah, because I
17 don't think we moved in there
18 so rapidly one year later.

19 A. I think it was perhaps two years, so I
20 think it would have been August of 1999.

21 Q. (By Mr. Stewart) Tell me would -- what
22 other depositions you've given in
23 connection with this case in Anniston or

1 these cases in Anniston other than the
2 deposition you gave in the Abernathy
3 case or whatever we want to call this
4 case?

5 A. There was a deposition that I gave in
6 the Cecil Heinds litigation.

7 Q. And when did you give that?

8 A. That has occurred since the last time
9 that I gave the deposition in this case,
10 so it would have been after January of
11 1999, and I think that it would have
12 been in 1999 at some point in time. I
13 don't know whether it was the middle of
14 1999.

15 Q. What were you deposed about in that
16 case?

17 MR. NEWSOM: Do you mean just
18 generally or ---

19 MR. STEWART: Yeah.

20 MR. NEWSOM: I mean he was deposed
21 about the case, so.

22 A. I think in general my deposition -- my
23 deposition testimony focused on just

1 discussions that I had had from time to
2 time with Cecil Heinds or his son,
3 Ricky Heinds.

4 Q. (By Mr. Stewart) About what?

5 A. About the -- the status of the
6 remediation, keeping them abreast of
7 what we had planned and the activity in
8 the area.

9 Q. Does Solutia own that property now?

10 A. Yes, we do.

11 Q. When did you purchase it?

12 A. I think we closed on the property in
13 2000.

14 Q. What did you pay for it?

15 A. I'm not sure of what we paid for it. It
16 was -- It was part of -- It's my
17 understanding that the acquisition of
18 that property was part of a legal
19 settlement.

20 Q. I mean what amount of money in your best
21 judgment did you all pay for that
22 property?

23 MR. NEWSOM: Well, let me just

1 object to the form based upon
2 that answer if it's part of a
3 -- if it's part of a
4 confidential settlement and
5 was not a purchase as opposed
6 to a part of a settlement,
7 then I don't mind, but ---

8 A. It's my understanding that there was a
9 -- I think a purchase price put on that
10 -- that business, but I'm not sure of
11 what that purchase price was.

12 Q. (By Mr. Stewart) Was it something paid
13 over and above the purchase price to
14 Mr. Heinds?

15 A. Excuse me?

16 Q. Was it something paid over and above the
17 purchase price to Mr. Heinds?

18 A. I don't know the particulars of that
19 settlement at all.

20 Q. So you don't know as you sit here today
21 what you all paid for the property?

22 A. That's correct.

23 Q. Okay. And you don't know whether or not

1 you paid them anything over and above
2 that?

3 A. That's correct.

4 Q. Do you know who represented him?

5 A. No, I do not. It seems like the
6 deposition was over in Birmingham, if I
7 recall, but I don't know the -- who the
8 lawyer was or who represented him.

9 Q. When did you all close that purchase?
10 When did you close it?

11 A. I think we closed it in 2000, but I
12 don't know whether it was mid or late
13 2000.

14 Q. All right. Tell me, if you would, when
15 else you testified in deposition.

16 A. There was the John Massey case,
17 John Massey litigation. I gave
18 deposition testimony in that case.

19 Q. Where else? By the way, you all bought
20 that property, too, didn't you?

21 A. Yes, we did.

22 Q. Do you remember what you paid for that?

23 A. I certainly don't.

1 Q. Wasn't it about \$545,000?

2 MR. NEWSOM: He just testified he
3 doesn't know.

4 A. I don't know whether it was or not, --

5 Q. (By Mr. Stewart) Okay.

6 A. -- no.

7 Q. Okay. Could it possibly be \$545,000?

8 MR. NEWSOM: Well, object. If he
9 doesn't know what it was, it
10 could possibly be any number
11 you might pick.

12 MR. STEWART: Just make your --
13 Just make your objection to
14 form.

15 Q. (By Mr. Stewart) Would it be about
16 \$545,000?

17 A. I don't know whether it's about that
18 amount or not.

19 Q. So you have no idea about the purchase
20 price?

21 A. No, I do not.

22 Q. You weren't involved in it?

23 A. No, I was not involved in that, in the

1 purchase of the property.

2 Q. Who handled that?

3 A. Well, as I understand, the purchase of
4 the property was, again, part of a legal
5 settlement and ---

6 Q. I was just asking you, Mister ---

7 MR. NEWSOM: Whoa, whoa. I don't
8 think he was finished,
9 Donald.

10 MR. STEWART: I was just asking
11 who the company was, so that I could
12 clarify the question.

13 MR. NEWSOM: I don't care.

14 MR. STEWART: I do care. Let me
15 just clarify the question so we can get
16 an answer.

17 Q. (By Mr. Stewart) Who in Solutia was
18 involved in it?

19 A. Possibly the Manager of Remediation at
20 the Anniston site --

21 Q. Alan Faust?

22 A. -- who at that time may have been
23 Alan Faust.

1 Q. Okay. All right. When did you next
2 testify?

3 A. There was a case that I -- I guess I
4 call it "Dyer Shelter Cove," and I don't
5 know whether that was one case or two
6 cases combined, but I gave deposition
7 testimony in the Dyer case.

8 Q. What was the basis of your testimony?
9 What did you testify to in that case?

10 A. As I recall, a lot of the testimony
11 dealt with policies and procedures that
12 Monsanto had in the environmental area
13 going back quite a number of years.

14 Q. All right. And so it would be a
15 repository of those? You would be ---

16 A. Well, as it turned out, I was really not
17 very much help in that regard.

18 Q. Did you know anything about it?

19 A. There were a number of guidelines that
20 we have that were called "worldwide
21 guidelines." There were some of those
22 guidelines I was more familiar with than
23 some of the other ones.

1 Q. Were those the ones that were put in
2 place by Mr. Mahoney after '80, 1980?

3 A. Some of those may have been prior to
4 1980 that were put in place under the
5 direction of Monty Throdaul.

6 Q. Of who?

7 A. Monty Throdaul. I'm not sure of that
8 spelling. T-H-R-O-D-A-U-L. Throdaul;
9 D-A-U-L.

10 Q. When would he have put those in place?

11 MR. NEWSOM: Well, he said they
12 may have been with Monty.

13 A. There was an organizational change in
14 the 1970s, late 1970s, '77, '78, and
15 there was a formation of the
16 Environmental Policy Staff.

17 Monty Throdaul was the Vice-President
18 and the person that headed up the
19 Environmental Policy Staff. And as best
20 I recall, it was under Monty Throdaul's
21 tutelage that the -- that Monsanto
22 developed environmental worldwide
23 guidelines.

1 Q. You did not have them before then?

2 A. I'm not sure we had -- We didn't have
3 them in the same form, but I'm not sure
4 of what kind of guidelines we had prior
5 to that time.

6 Q. What was the principles or guidelines,
7 basic principles that the guidelines
8 followed that he put in place in '78,
9 '78?

10 MR. NEWSOM: And, Donald, you are
11 clearly now going back 20
12 years, things that you
13 couldn't possibly have just
14 thought of. We're talking
15 about the late '70s with your
16 question. And my
17 understanding is that this is
18 a follow-up deposition. You
19 had every opportunity to ask
20 him about that. There are
21 some things that might bridge
22 a time period, but to go back
23 20 years doesn't seem to me

1 to be within the spirit of
2 what the Judge -- I mean are
3 you contending that's within
4 the spirit of what the Judge
5 has said?

6 Q. (By Mr. Stewart) Well, let me just ask
7 you, Mr. Eley: Are these guidelines
8 that he put in place still in place
9 today?

10 A. Those specific -- The guidelines have
11 changed over the years. We have now
12 what's called "Solutia Commitments."

13 Q. When was that put in place?

14 A. Excuse me?

15 Q. When was that put in place?

16 MR. NEWSOM: When was that put in
17 place?

18 A. I think the Solutia Commitments came
19 into -- were developed or came into
20 place right after the spin or in maybe
21 1998.

22 Q. (By Mr. Stewart) And what are the basic
23 principles that you adhered to as far as

1 the Solutia Commitments?

2 A. The commitments are organized -- As best
3 I can remember, they're organized in --
4 let's say in environmental control,
5 safety, industrial hygiene, occupational
6 medicine. The ones I'm most familiar
7 with are industrial hygiene. That's
8 really my area of expertise. I'm a
9 Certified Industrial Hygienist and work
10 more so in that area.

11 In the -- For the commitments in
12 industrial hygiene, there are commitment
13 requirements under the area of, for
14 example, respiratory protection,
15 ergonomics, hearing conservation, --

16 Q. What is that?

17 A. -- monitoring data integrity.

18 Q. I didn't hear the second one.

19 MR. NEWSOM: You didn't hear
20 "hearing conservation."

21 A. Hearing conservation?

22 Q. (By Mr. Stewart) Yes.

23 A. Okay.

1 MR. NEWSOM: Maybe he could help
2 you with it. You got the
3 need and he's got the ---

4 A. There -- Continuing, there are
5 additional requirement or commitment
6 areas, and I'm just trying to think of
7 other ones in that industrial hygiene
8 area.

9 Q. (By Mr. Stewart) When you were working
10 with Mr. Heinds or Jack Massey, you
11 weren't working in the industrial
12 hygiene area, were you?

13 A. No. When I was doing the work in those
14 areas, my activity was not in industrial
15 hygiene, but I'm not so sure it was
16 really in the environmental area either.
17 Well, it was in the environmental area
18 but I was involved in coordinating the
19 soil sampling.

20 Q. Well, I thought you indicated you were
21 talking to them about the status of the
22 remediation project which would seem to
23 me to be environmental. Maybe I just

1 misunderstood something.

2 A. And you're right. There's -- There's
3 aspects of that clearly that are
4 environmental and not industrial
5 hygiene.

6 Q. How is it that you got tied into that
7 particular position?

8 A. I guess they -- they needed, and this
9 goes back to the very first part of
10 1996, they needed someone that could
11 meet with the various people around the
12 Anniston plant in the community to gain
13 access to properties in order to conduct
14 soil sampling that was required under a
15 consent agreement that Monsanto or that
16 -- yes -- Monsanto had signed with ADEM
17 in -- I believe it was in March of 1996.

18 Q. Well, didn't you have to know something
19 about the environmental policies of
20 Monsanto to do that? I mean did you
21 rely on your experience as an industrial
22 hygienist or were you actually working
23 in the environmental area at that time?

1 MR. NEWSOM: Let me just object.

2 You want him to answer the
3 last question or the first
4 one? There are two questions
5 there. I don't know which
6 one you want him to answer.

7 MR. STEWART: Well, let me break
8 it down so even Mr. Newsom
9 can understand it.

10 MR. NEWSOM: I appreciate it.

11 MR. STEWART: Good.

12 Q. (By Mr. Stewart) Did you at that time
13 work as an environmental -- part of the
14 environmental group or did you work as
15 an industrial hygienist? Let's ask it
16 that way first.

17 A. At that time I worked in an
18 Environmental Technical Support role,
19 and there are some projects that I was
20 involved in that entailed industrial
21 hygiene. There were other projects that
22 entailed more the environmental, what we
23 would classically call the environmental

1 area.

2 Q. And the environmental area dealt with
3 remediation and hazardous waste leaving
4 the site, didn't it?

5 A. That would be a part of the
6 environmental area. I was not
7 specifically involved in -- in
8 implementing any of those particular
9 actions.

10 Q. But you were familiar with what was
11 going on?

12 A. Correct.

13 Q. And you were familiar with the
14 guidelines that control how the company
15 operated -- at that time Monsanto -- and
16 then later in your work you'd be
17 familiar with how Solutia operated in
18 that area. Is that right?

19 A. Well, in the early part of 1996 I was,
20 yes, somewhat familiar with what was
21 going on in terms of remediation, not
22 the particulars of the remediation
23 around at Anniston. Most of my

1 responsibility dealt with communications
2 with the large number of people around
3 the plant in order to gain access to
4 properties to do the soil sampling.

5 Q. Wouldn't it be fair to say that you were
6 put in there, Mr. Eley, to sell the
7 adjacent property owners on the idea of
8 letting Monsanto have access to their
9 property for soil sampling?

10 MR. NEWSOM: Object to the form.

11 A. Well, I was put in there not to -- I
12 wouldn't call it "selling." I didn't
13 look at that job as selling, either
14 myself or what we wanted or what we were
15 requesting. My job was to meet with the
16 individuals and ---

17 MR. STEWART: Excuse me. Let me
18 catch this and then I'll cut
19 it off.

20 (Cell phone call interruption)

21

22 (At this point a short break was
23 taken.)

1
2 (At this point the last question
3 was read back by the reporter.)
4

5 A. My job was to meet with the individuals
6 and explain to them the soil sampling
7 that had been carried out adjacent to
8 the Anniston site, and to indicate that
9 we were expanding the sampling due to
10 the -- the agreement with ADEM, A-D-E-M,
11 and we were expanding the sampling in at
12 that time four specific areas. In each
13 case the property would have been in a
14 particular area that was designated as a
15 soil sampling area, and so I explained
16 to them what we were -- what we were
17 doing and that if they did agree for us
18 to take soil samples, I explained how we
19 could do that. Then we would certainly
20 communicate the results to them.

21 Q. How were the people picked?

22 A. As I recall, the four areas -- and I
23 think it was like Area A, B, C and D --

1 were chosen by ADEM, Alabama Department
2 of Environmental Management, in
3 conjunction with the Alabama Department
4 of Health.

5 Q. Now in the testing, did you all use
6 immuno -- or how do you say it?

7 A. Immunoassay screening technique?

8 Q. Yes.

9 A. Yes, we did.

10 Q. Do you know what percentage of your
11 tests were sent to the lab?

12 MR. NEWSOM: What time period are
13 we talking about here?

14 MR. STEWART: Any time period he
15 done the tests. I think they
16 do that, anyway, now.

17 MR. NEWSOM: Well, again, Donald,
18 I think you're going well
19 before January.

20 Q. (By Mr. Stewart) I'll just ask you:
21 Are you all still using those tests?

22 MR. NEWSOM: That's fine.

23 A. I believe we are, yes.

1 Q. (By Mr. Stewart) Did you ever recommend
2 those tests to anyone else?
3 A. Did I --
4 Q. Yes.
5 A. -- ever recommend?
6 Q. Yes.
7 A. No, sir.
8 Q. Did you ever meet with someone from --
9 from EPA and discuss those tests?
10 A. I have never met with anyone from the
11 EPA, no.
12 Q. You've never, since you've been involved
13 in this site and after that deposition
14 that was taken in this case, met with a
15 woman named "Karen Knight"?
16 A. I met Karen Knight.
17 Q. Wasn't it at the field office there?
18 A. At the downtown Anniston office. I was
19 in Anniston, and I went over -- or
20 someone took me over there because they
21 had a reason to go by that office.
22 Q. Who?
23 A. Richard Williams.

1 Q. What did you and Mr. Richard Williams go
2 to that office for that morning?

3 A. As I recall, Richard Williams was -- and
4 I'm not sure whether he was taking
5 something to Ms. Knight or whether he
6 was responding to something that she had
7 requested. I'm not sure. My
8 involvement was nothing more than
9 meeting her. I wasn't privy to the
10 conversation that they had.

11 Q. Did you all meet in the front office
12 there or did you go in the back office?

13 A. I've only been in the front office,
14 right when you go through the front
15 door.

16 Q. Did you sign in?

17 A. Yes, I did.

18 Q. Okay. And is it your testimony here
19 today, Mr. Eley, that you did not go to
20 the back office of that facility on that
21 day?

22 A. That's correct.

23 Q. Did Mr. Williams?

1 A. I don't believe he did.

2 Q. Is it your testimony here today that
3 what he took -- Do you know what he took
4 to them that day?

5 A. I'm not sure he took anything. I -- I
6 just don't recall whether he -- whether
7 he had a document that he took or
8 whether he went by there in response to
9 a question that she had. I'm not sure.

10 Q. Do you remember what the question was?

11 A. No, I do not.

12 Q. So it's your testimony here today that
13 you had no conversations other than just
14 an introductory type conversation with
15 Ms. Knight on that day?

16 A. That's correct.

17 Q. Did you ever meet her again or talk to
18 her again about anything?

19 A. No.

20 Q. So you had the one meeting with her. Do
21 you remember about what time that was?

22 A. I think I can only generally frame it in
23 time by stating it was, I believe,

1 within the first couple of months that
2 she was there in Anniston and set up
3 that -- that office, but I'm not sure
4 when that -- when that occurred.

5 Q. Was she conducting tests?

6 MR. NEWSOM: That -- That time
7 or ---

8 MR. STEWART: In that time frame,
9 soil sampling tests.

10 A. I don't recall. I'm not sure when the
11 EPA first started conducting soil
12 sampling.

13 Q. (By Mr. Stewart) Do you know whether or
14 not Mr. Williams had been there before
15 you talked to her?

16 MR. NEWSOM: Again, you're taking
17 the witness well before
18 January of '99. Is that
19 correct? Or are you asking
20 him about since January of
21 '99?

22 MR. STEWART: I'm asking the
23 witness about a meeting he

1 had with Ms. Karen Knight,
2 and I understood that it was
3 sometime after she set the
4 office up.

5 Q. (By Mr. Stewart) Would that have been
6 in the Spring of '99?

7 MR. NEWSOM: Wait a minute. Wait
8 a minute. Wait a minute.
9 Well, all right. Ask him.
10 That's fine.

11 A. It would have been -- From what I
12 recall, Karen Knight, EPA, set up the
13 office of Community Relations or their
14 office on -- I believe it was Noble
15 Street, and it hadn't been that -- that
16 long since they were located at that
17 office that I happened to be in
18 Anniston.

19 Q. That would have been the Spring of '99?

20 A. I'm not sure. I couldn't tell you what
21 -- what time frame it was. The only --
22 The only -- The only way I can judge it
23 is I know the office had not been there

1 that long in place when I was there. As
2 I recall, the weather was somewhat mild,
3 so it -- it may have been in the spring.
4 Q. All right. And it's your testimony here
5 today that you did not have any
6 conversations, nor did Mr. Williams,
7 with Miss Knight on that day, whenever
8 it was, about soil sampling?

9 MR. NEWSOM: Well, I object to the
10 form. I think he said he
11 wasn't privy to conversations
12 between Ms. Knight and
13 Mr. Williams.

14 A. Well, that's correct. Now I know that I
15 did not. At the same time, as I recall,
16 Mr. Williams talked briefly with
17 Karen Knight, but I don't know what the
18 substance of that or the details or even
19 the generalities of that conversation
20 were.

21 Q. (By Mr. Stewart) Where were you when
22 that conversation took place?

23 A. I was outside the front of the building.

1 Q. So he was inside the office talking to
2 her?

3 A. I think he was also outside talking with
4 her but some distance from me and, as I
5 recall, there was the typical car
6 traffic that you get on Noble Street.

7 Q. So you just didn't overhear what they
8 said. You don't know what they were
9 talking about?

10 A. That's correct, I do not.

11 Q. So if Ms. Knight said to someone that
12 you and she discussed soil tests and the
13 appropriate tests or the method that you
14 all used to sample for PCBs in soil, she
15 would be mistaken?

16 A. That's correct, and she probably
17 wouldn't even know who I am.

18 Q. So she wouldn't know who you were?

19 A. I'm saying she probably -- it's likely
20 that she would not know who I am unless
21 she happened to remember that -- that we
22 met but I think it's unlikely.

23 Q. So if she said that, she probably got

1 you mixed up with somebody else?

2 A. Oh, there's no doubt about that.

3 Q. Okay.

4 A. That's correct.

5 Q. Now were you all using this immunoassay
6 test at that time in the Spring of '99
7 to test properties?

8 A. We were using an immunoassay screening
9 technique, and I think it's basically
10 the same screening technique that is
11 used today.

12 Q. Used today by who?

13 A. By Mike Price.

14 Q. Now who is Mike -- Was Genesis doing
15 your all's testing then?

16 A. At that time Mike Price was doing the
17 testing, but I don't know whether Mike
18 and the other principal had formed
19 Genesis.

20 Q. What were the detection limits?

21 MR. NEWSOM: Of the immunoassay?

22 MR. STEWART: Yeah.

23 A. Generally, and again this is -- this is

1 my understanding because I'm certainly
2 not an expert in that technique, is you
3 can get these immunoassay kits that will
4 screen positive at one PPM, two PPM,
5 five PPM, ten PPM, and conceivably at
6 higher levels.

7 Q. What were you using?

8 A. We were using, I believe -- We were
9 screening at 5 PPM.

10 Q. How did you arrive at that?

11 A. I think that was the procedure that was
12 spelled out in the sampling methodology
13 portion of the consent agreement with
14 ADEM.

15 Q. Now did you work that out or did someone
16 else?

17 A. Someone else.

18 Q. So you -- you understand that to be a
19 part of the consent decree with ADEM?

20 A. That's my -- That's my understanding.

21 Q. Did you see that in writing anywhere?

22 A. I thought that that was in writing as a
23 part of the original consent agreement.

1 Q. Are you telling me that you remember
2 seeing that in writing as a part of the
3 original consent agreement? Is that
4 what your recollection is today as you
5 sit here?

6 A. That's true, yes.

7 Q. And was that the screening level that
8 you all used for residential properties?

9 MR. NEWSOM: When?

10 Q. (By Mr. Stewart) In the Spring of '99
11 or anytime.

12 A. In that -- that -- that period and,
13 again, I think the time frame that I'm
14 talking about using the immunoassay
15 screening technique in the context of
16 that administrative agreement or order
17 or whatever you -- we call that that
18 goes back to March, 1996.

19 Q. So that's been the screening level
20 throughout?

21 A. Well, that was the screening level that
22 we used under that consent agreement.

23 Q. You're saying that it was in place in

1 '99. Was it in place in 2000? I mean
2 is that the screening level you all used
3 in 2000, 2001 on residential properties?

4 A. Well, it's my understanding we used
5 different screening levels at different
6 times.

7 Q. Well, I'm asking you now first in the
8 Spring of '99 and then 2000, and let's
9 start with '99. What do you understand
10 the screening level to be in the Spring
11 of '99 for that particular test?

12 MR. NEWSOM: For residential?

13 MR. STEWART: Any property.

14 Residential is what I have
15 particular reference to right
16 now.

17 A. After that -- After that time, I don't
18 know.

19 Q. (By Mr. Stewart) After what time?
20 After the Spring of '99?

21 A. After the Spring of 1999.

22 Q. Are you telling me that the detection
23 level -- screening level for this

1 immunoassay test changed?

2 A. Well, by its very nature, you can -- you
3 change when you buy a -- It's my
4 understanding you buy a kit, and you
5 will have a screening level of 5 or 2 or
6 1 or 50 or 10.

7 Q. I understand that. I'm just -- Let me
8 just ask it this way: What kind of kits
9 were you using as far as the screening
10 level in the Spring of '99, if you know?

11 A. I don't know.

12 Q. Okay. You don't know anything about
13 2000?

14 MR. NEWSOM: I guess you mean
15 anything about 2000, what
16 kits they were using, were
17 being used in 2000 --

18 MR. STEWART: Yeah.

19 MR. NEWSOM: -- for residential.

20 A. No. No.

21 Q. (By Mr. Stewart) Well, what kind of
22 detection levels did you use when you
23 split samples with the Plaintiffs in the

1 Abernathy case? Didn't you handle that?

2 A. Well, I wasn't involved in the
3 analytical side. I was -- I guess I was
4 the Monsanto or the Solutia
5 representative --

6 Q. Onsite?

7 A. -- that was onsite. I didn't really
8 have anything to do with the taking of
9 samples or the analysis of samples.

10 Q. Now is it your statement here today,
11 Mr. Eley, that you had nothing to do
12 with that even just as the Monsanto
13 representative onsite?

14 A. That's correct, yes.

15 Q. You didn't help pick the places where
16 they were going to sample?

17 A. No. The only thing that -- that I would
18 do is Mike Price would look at a
19 particular property and the area of a
20 particular property and then he would
21 just advise me or let me know how many
22 samples they were looking at taking.

23 Q. So it's your testimony here today that

1 you said nothing about where they were
2 going to sample?

3 A. Correct.

4 Q. And you said nothing about the number of
5 samples that they were going to take on
6 any particular piece of property?

7 A. There may have been only a couple of
8 properties, and I'm not even sure of
9 that. There may have been a couple of
10 properties that Mike indicated, you
11 know, they're taking -- they plan on
12 taking four samples. And I might have
13 then looked at that particular property
14 and said, "Well, you know, we had
15 another property that was a smaller
16 property and then we took five and, you
17 know, so is four enough?" And I guess I
18 was just used to Mike just to kind of
19 say, "Well, we're going to have four.
20 Do you think that is representative of,
21 you know, what we've been doing at the
22 other locations?"

23 Q. Did you have a mobile lab analyzing the

1 soil sample results on that day?

2 A. As we started, and we did this one week
3 in -- over one week in -- I believe it
4 was 2000, the middle of 2000 or whenever
5 we did that work, there was, as I
6 understand, a mobile lab that was set
7 up.

8 Q. Where was that set up?

9 A. It was set up directly north of the
10 Monsanto plant on property owned by the
11 plant.

12 Q. All right. And how was it housed? What
13 was it housed in?

14 A. As I recall, it was a trailer. It was a
15 trailer.

16 Q. And was that Mike Price's company that
17 did that analytical work or was it
18 another company?

19 A. I think it was another company.

20 Q. Was that Savannah Labs?

21 A. I think it was another analytical
22 testing company other than Savannah
23 Labs.

1 Q. And do you know how that company was
2 chosen?

3 A. No, I do not.

4 Q. Did that -- Weren't there some analyses
5 of soil samples done by that mobile lab?

6 A. I believe that's correct.

7 Q. What were the results?

8 A. I don't know.

9 Q. Who would?

10 A. Mike Price.

11 Q. Why is it that you stopped using the
12 mobile lab?

13 A. I don't know.

14 MR. NEWSOM: Let me just object to
15 the form. "You" meaning
16 Solutia or the people who
17 agreed initially, including
18 the Plaintiffs, that it would
19 be a mobile lab?

20 A. Yeah, and I don't know.

21 MR. STEWART: I'll move to strike.
22 Just make form objections, if you would.
23 I really don't need that. We had

1 nothing to do, for the record, of a
2 mobile lab. We do have some concerns
3 about data that we can't find which
4 Mr. Eley has told me about.

5 Q. (By Mr. Stewart) Mr. Eley, who got
6 those results? Did you?

7 A. Any results, any analytical results from
8 the lab would have gone to Mike Price.

9 Q. So Mr. Price -- if Mr. Price says that
10 he didn't get any results from the lab,
11 where would they have gone? This mobile
12 lab I'm talking about.

13 MR. NEWSOM: I'll object to the
14 form because the witness may
15 not know but you clearly know
16 that that's not what Mike
17 Price said, and I was at his
18 deposition. So let's just
19 don't be so boldly -- Let's
20 don't so boldly misstate what
21 somebody said and then ask
22 the witness to assume it. Or
23 why don't you ask him whether

1 he knows that Mike Price said
2 that.

3 MR. STEWART: Why don't you make
4 your objection as to form.

5 MR. NEWSOM: Okay. My objection
6 to form -- My objection is
7 beyond form and that is that
8 you -- that you are
9 absolutely misstating what
10 Mike Price says. In fairness
11 to the deponent, he doesn't
12 know that but you certainly
13 know that.

14 Q. (By Mr. Stewart) Did you get any
15 results from this lab at all?

16 A. No.

17 Q. Did you know what they were?

18 MR. NEWSOM: Object to the form.

19 A. The only thing that I knew is we
20 sampled, as I recall, properties at 12
21 or 13 -- I think it was 12 or 13
22 locations. At the end of that,
23 Mike Price provided Solutia, and I had

1 the opportunity to review the report,
2 with the results of all the samples he
3 had taken on these various -- at these
4 various locations, along with, I guess,
5 little plot maps of where individual
6 samples were taken.

7 Q. Now were those plot maps reflective of
8 the analysis that was done by the mobile
9 lab?

10 A. Those plot maps, along with the list of
11 the results, were the results, and I
12 don't know whether those results
13 reflected a mobile lab or a stationary
14 lab or wherever those -- those samples
15 were analyzed.

16 Q. At some time, Mr. Eley, was there not a
17 decision made to send the results to
18 someplace other -- I mean the samples to
19 someplace other than the mobile lab for
20 analysis?

21 A. As I recall, that's true.

22 Q. So let me see if I'm clear about this
23 now. There were some analyses made in

1 the field at the mobile lab, correct?

2 A. That's correct.

3 Q. And there was some concern about those
4 results by Monsanto --

5 MR. NEWSOM: Object to the form.

6 Q. -- and Solutia?

7 MR. NEWSOM: Object to the form.

8 A. That, I don't know. I just know -- It's
9 my understanding that there was results,
10 analytical results, that were done by a
11 mobile lab. And as I recall, I know
12 there was an issue with the mobile lab
13 being able to generate the results in
14 timely fashion. And as I recall, there
15 were other analyses done by a stationary
16 lab.

17 Q. (By Mr. Stewart) Of the same sample
18 that had already been analyzed by the
19 mobile lab?

20 A. That, I don't know.

21 Q. Well, maybe I misunderstood you earlier,
22 but I thought you had indicated that
23 there had been some analysis performed

1 by the mobile lab of some of these soil
2 samples that were split with the
3 Plaintiffs off the Plaintiffs' property.

4 A. That's correct.

5 Q. Okay. And there were some results then
6 achieved by whatever means they did it
7 by the mobile lab in the field?

8 A. By both the mobile lab and another lab.

9 Q. I'm just concerned now about the mobile
10 lab, Mr. Eley.

11 MR. NEWSOM: Well, --

12 A. Okay.

13 MR. NEWSOM: -- you can answer it
14 however you need to answer
15 it. Don't worry about
16 whether or not ---

17 Q. (By Mr. Stewart) I'm just concerned
18 about the mobile lab.

19 A. Okay.

20 MR. STEWART: I wish you wouldn't
21 do that, Eddie. That's
22 improper.

23 Q. (By Mr. Stewart) I'm just asking you

1 about the mobile lab, and that's what I
2 want the answer to.

3 A. Okay.

4 MR. STEWART: I'll ask him about
5 that, if I want to.

6 MR. NEWSOM: You can ask him -- I
7 agree you can ask him
8 whatever you want to. He
9 also can give the answer that
10 he believes is responsive.

11 MR. STEWART: I would just ask you
12 to instruct your witness just
13 to be responsive to the
14 question. I'm trying to be
15 as clear about it as I can.
16 I've got two of you here I'm
17 trying to deal with.

18 Mr. Eley seems to understand.

19 Q. (By Mr. Stewart) I'm just asking about
20 the mobile lab.

21 A. Okay, sir.

22 Q. And you're saying that the results that
23 were provided to Mike came from in part

1 that mobile lab, the analyses that were
2 done?

3 A. That's my understanding.

4 Q. Okay. And then that same soil sample
5 result that had been analyzed by the
6 mobile lab was also sent to be analyzed
7 by the stationary lab?

8 MR. NEWSOM: Object to the form.

9 A. That, I don't know.

10 Q. (By Mr. Stewart) So we have possibly a
11 combination of results as far as
12 analyses are concerned both from the
13 mobile lab and from the stationary lab?
14 Do you know that?

15 MR. NEWSOM: Object to the form.

16 Do you mean a combination of
17 the same samples --

18 MR. STEWART: No.

19 MR. NEWSOM: -- or for the
20 timeliness reasons he alluded
21 to with a stationary lab?
22 Your question is vague as to
23 whether you're talking about

1 the same sample ---

2 MR. STEWART: Quit making
3 speeches.

4 MR. NEWSOM: No. No. It's
5 clearly unfair.

6 MR. STEWART: Quit making speaking
7 objections. Quit making
8 speaking objections. Just
9 let me ask the question. If
10 he doesn't understand, you
11 got a perfect right,
12 Mr. Eley -- you've been
13 deposed a number of times --
14 you got a perfect right to
15 ask me to rephrase it.

16 Q. (By Mr. Stewart) Is it my understanding
17 that the results that we got, because
18 they were provided to the Plaintiffs, is
19 a combination of the analyses that came
20 both from the mobile lab and from the
21 stationary lab?

22 A. That's my understanding.

23 Q. Okay. And why is it that the mobile lab

1 was -- was -- the results were
2 questioned? Are you saying they
3 couldn't get them done in time?

4 A. Well, as I recall, I know that that
5 was -- it seemed like that was a factor
6 was the timeliness of the -- the
7 analysis that was being done. There
8 could have been other factors, but I'm
9 not aware of those, the other factors.

10 Q. So you're saying the mobile lab could
11 not do those in a timely fashion?

12 MR. NEWSOM: Object to the form.
13 He didn't say he couldn't do
14 some samples in a timely
15 fashion.

16 MR. STEWART: Mr. Newsom, that's
17 really improper. Please quit
18 doing that.

19 MR. NEWSOM: It's not. Your
20 question is improper, bad at
21 the form, and the worst thing
22 is you know that it is. So
23 you're purposely making it

1 that way.

2 MR. STEWART: No, no, I'm not
3 purposely making it way. I'm
4 just trying to find out what
5 Mr. Eley knows about this
6 sampling event. He was
7 there. I'm just trying to
8 find out what he knows about
9 it.

10 Q. (By Mr. Stewart) So the inability of
11 them to perform the analysis in a timely
12 fashion is why you sent them to the lab
13 that was stationary. Is that right, as
14 you understand it?

15 A. As I understand it, that is a factor,
16 one of the factors, and I don't know
17 whether that was the deciding factor or
18 whether that was the main factor. I
19 just recall that there was an issue in
20 how rapidly the mobile lab could analyze
21 the soil samples.

22 Q. Is it because they didn't have enough
23 equipment in the trailer? Is that what

1 it was?

2 A. That, I don't know.

3 Q. Okay. Do you know or can you
4 distinguish the results that came from
5 the mobile lab as opposed to the
6 stationary lab if someone were to show
7 you the results?

8 A. I could not, no.

9 Q. Okay. Do you know of anybody at
10 Monsanto who could or Solutia?

11 MR. NEWSOM: Now, Donald, do you
12 mean to include Mike Price or
13 exclude him from that? You
14 just mean Monsanto/Solutia
15 folks? I mean I'm just
16 asking.

17 Q. (By Mr. Stewart) I'm just asking a
18 question. If he knows an answer, he can
19 give it.

20 MR. NEWSOM: He's just asking you
21 about Monsanto/Solutia
22 apparently, not ---

23 A. In terms of Monsanto or Solutia, no.

1 Q. (By Mr. Stewart) So you were the only
2 person present other than Mike Price out
3 there and the people he had sampling.
4 Is that right?

5 A. That's correct.

6 Q. There was no other person?

7 A. Well, there was myself. There was
8 Mike Price. There were two individuals
9 that worked with Mike, and then there
10 was -- On the first day there was the
11 head of an analytical laboratory which I
12 believe that the -- that the Plaintiff's
13 attorney, yourself, had used in the
14 past.

15 Q. Do you know what the detection limit was
16 that day?

17 MR. NEWSOM: Well, let me just
18 make sure. Were you finished
19 with your answer? Was that
20 all that was present? I'm
21 not -- It sounds like he was
22 still going.

23 A. No. There was one other individual

1 that ---

2 Q. Clifford Davidson?

3 A. Clifford Davidson, yes. Okay. I didn't
4 recall what his name was. And he was
5 there as kind of our -- I guess I would
6 say our chaperone that week. And also I
7 -- Yeah. Also, he was involved in the
8 sampling from the standpoint of handling
9 split samples and the bottles and I
10 think the labels and that type of thing.

11 Q. All right. Do you know what the
12 detection limit was?

13 A. I think the detection limit was -- I
14 think the detection limit was about .5
15 PPM or milligrams per kilogram.

16 Q. So if anything below .5 was found, say
17 an aroclor or PCBs, you wouldn't report
18 that?

19 A. Well, you would report the result as
20 less than 0.5 PPM.

21 Q. Okay. Let's say you had some 12 -- you
22 found some 1268 and it was .4 and you
23 found 1242 and it was .3. You wouldn't

1 report either one of those, would you?

2 A. I think that's -- I think that's correct
3 but I'm not sure.

4 Q. You would report those "BDL," below the
5 detection limit?

6 A. Well, typically, what would be reported
7 to Solutia that I'm aware of is the
8 individual concentrations for a number
9 of different aroclor mixtures and then
10 there would be total PCBs.

11 Q. Right.

12 A. It appeared to me that the total PCBs
13 was kind of an addition of all of these
14 mixtures. But when an analytical lab
15 does the analysis by this particular
16 technique and that technique is spelled
17 out, as I understand, in detail in one
18 of the EPA methods -- and by the way,
19 that EPA method, I think, was referenced
20 in the consent agreement, the original
21 consent agreement -- I'm not sure how
22 the analytical procedure captures the
23 concentration of each one of these

1 results.

2 Q. Well, I thought you just got through
3 telling me just before you went through
4 that recitation of those facts that if
5 you had .4 of 1268 and .3 of parts per
6 million of 1242 or 1260, you would not
7 report those as a part of a larger
8 figure where you added them up? In
9 other words, that -- that's below the .5
10 or the detection limit for that
11 particular testing, right? Is that
12 correct?

13 MR. NEWSOM: Well, I'll object to
14 the form of the question.
15 It's compound, and that's not
16 what he said. He said he
17 thought that, and your
18 earlier question didn't have
19 anything to do with total
20 PCBs. You asked him about
21 1268 and 1242 individually,
22 so you -- you misstated what
23 you asked him and misstated

1 his answer.

2 Q. (By Mr. Stewart) Go ahead, Mr. Eley.
3 Would you report that as a part of the
4 total, the .4?

5 A. I think I indicated in the prior answer
6 that it's my understanding that -- that
7 that's the way that you would report
8 that.

9 Q. In other words, you would add the .4 and
10 the .3 and the 1260. Let's say it's .3.
11 You would add all those together?

12 A. Well, if it was .4, for example, ---

13 Q. Of 1268?

14 A. Yes. It wouldn't be .4. The detection
15 limit is .5 in my -- the scenario I'm
16 talking about.

17 Q. So you wouldn't add the .4 to the .3?

18 A. No, because you wouldn't have any .4,
19 nor would you have a .3. You would just
20 have less than 5, less than 5, less than
21 5.

22 Q. So my assumption about the detection
23 limit was -- and the way you all used it

1 for these tests is correct then? You
2 would not -- If it was below .5 parts
3 per million for any one of these
4 aroclors, 1268, 1242 or 1260, that would
5 just be below the detection limit and
6 that's the way you would report it?

7 A. That's correct.

8 Q. All right. And what method is that that
9 the EPA -- This is something the EPA
10 allowed you all to use or ADEM or who
11 was it that allowed you to use it?

12 A. During most of my involvement with the
13 sampling, it was done under the consent
14 agreement or consent order with ADEM.

15 Q. ADEM.

16 A. A-D-E-M.

17 Q. Right. Is that -- I'm familiar with
18 that. Is that what you all are still
19 using as far as testing detection limits
20 are concerned?

21 A. I'm not sure what we're using at this --
22 at this point.

23 Q. Okay. Now you understood, of course,

1 that these were all residential
2 properties --

3 MR. NEWSOM: You're talking
4 about ---

5 Q. -- to achieve the testing at this
6 testing site?

7 A. You mean the 13 properties --

8 Q. Yeah.

9 A. -- that we tested in 2000?

10 Q. Right.

11 A. Yes. Those were all -- No, they weren't
12 all residential. There was one that was
13 commercial.

14 Q. Okay. Which one was that?

15 A. McCord's Grocery.

16 Q. Okay. Other than McCord's, were the
17 rest of them residential?

18 A. I believe so.

19 Q. Okay. Now, Mr. Eley, would it be fair
20 to say that in setting this detection
21 limit, you might miss some PCBs in your
22 arithmetic total at the end?

23 MR. NEWSOM: Object to form.

1 A. If you would, state that question again,
2 please.

3 Q. (By Mr. Stewart) Well, if you didn't
4 report .4, .3, .3, that would give you
5 over a part per million of total PCBs on
6 a property, wouldn't it?

7 A. If my understanding of that -- that
8 methodology is correct, the analytical
9 technique that you use, then that would
10 be -- that would be the case if you were
11 to add up --

12 Q. All right.

13 A. -- all of these and you did, in fact,
14 for each one of the mixtures have a .3,
15 .4, .3, .4. And if my understanding of
16 that procedure is correct where you then
17 would add all of those, then the total
18 would be whatever the total would be,
19 and it conceivably could be above 1.

20 Q. Tell me, if you would, Mr. Eley -- I
21 don't know whether I got the method. Do
22 you know the method or the name of the
23 method that you all were using on that

1 day?

2 A. The method -- I don't know the method
3 number but there is a method number --
4 methods number and there's several
5 digits.

6 Q. AD-80 or AD-280?

7 A. AD-60 or something of that sort, but I
8 believe that that method number is
9 spelled out in the consent agreement.

10 Q. With -- With ADEM?

11 A. With ADEM.

12 Q. Tell me, if you would, if you know as
13 you sit here today, if there were other
14 methods that were approved by the EPA
15 that could have been used on the
16 property?

17 A. For PCBs?

18 Q. Yes, to analyze for PCBs.

19 A. Oh, yeah. No, I do not know.

20 Q. Okay. And do you know whether or not
21 this is the method that EPA had used in
22 their soil sampling in the area?

23 A. No. I'm not sure what specific method

1 the EPA has used to analyze their soil
2 samples.

3 Q. Did you all do a composite sampling or
4 was it particular sites that you all
5 sample and then analyze from that
6 particular site what you found out of
7 the soil sample?

8 A. And this is at the 13 properties --

9 Q. Right.

10 A. -- or is this back --

11 Q. No. The 13 properties.

12 A. The 13 properties? No. These were
13 discrete samples and not composite
14 samples.

15 Q. And why is it that you chose to do
16 discrete samples then as opposed to not
17 compositing the samples?

18 MR. NEWSOM: Object to the form to
19 the extent he -- "you" in
20 your question means him
21 decided it.

22 A. I'm not -- No, I don't know.

23 Q. (By Mr. Stewart) Well, did you select

1 the -- or make the decision just to do
2 discrete sampling and not composite
3 sampling?

4 A. I don't think I made that decision. I
5 think that if you look at the sampling
6 that had been done, then typically -- in
7 characterizing the PCB in soil levels on
8 the property, then we generally did
9 discrete sampling.

10 Q. That's the way you did it on the Miller
11 property?

12 A. That's correct.

13 Q. And tell me, if you would, if you all
14 gridded any of this property.

15 A. "Gridded" --

16 Q. Right.

17 A. -- the property?

18 Q. Right.

19 A. I think that as Mike Price and his --
20 his people went around and made the
21 initial tour of the property, then I
22 think he had a tendency to grid out a
23 property, if you will, in his own mind

1 and then use that grid pattern to select
2 sampling locations.

3 Q. Tell me, Mr. Eley, if you can, how deep
4 did you all go in the -- in each site?

5 MR. NEWSOM: And again, Donald,
6 we're still talking about
7 back then and not the recent,
8 any recent sampling?

9 MR. STEWART: Talking about the 13
10 -- 13 properties.

11 MR. NEWSOM: But back then and not
12 the recent sampling?

13 MR. STEWART: I'm talking about
14 the ---

15 A. The 13 properties?

16 Q. (By Mr. Stewart) Yeah.

17 A. And I think it was ---

18 Q. June of -- June of 2000.

19 A. I'm thinking it was in June or April of
20 2000 or whenever that time was. As I
21 recall, we took a surface sample, and I
22 believe the surface sample was zero to
23 three inches. And we took a subsurface

1 sample at every location that we could
2 take a subsurface sample, but I don't
3 recall whether the subsurface sample was
4 three to six inches below grade or
5 whether it was six to twelve inches
6 below grade.

7 Q. So it's your testimony here today that
8 you all took a sample from zero to three
9 inches at the various locations?

10 A. Correct. Could we take a short break so
11 I could use the men's room?

12 Q. Yes, sir.

13

14 (At this point a short break was
15 taken.)

16

17 Q. (By Mr. Stewart) Did you ever see the
18 final results on these soil samples that
19 took place -- This says in May of 2000.
20 Did you ever see them?

21 A. Yes.

22 Q. Okay. Let me mark as Plaintiff's
23 Exhibit #1 to your deposition something

1 that's been provided to me previously by
2 your -- one of your attorneys,
3 Buddy Cox. And will you look through
4 that, and let me ask you if that appears
5 to be the soil sampling?

6 A. Okay.

7 Q. Does Plaintiff's #1 indicate the results
8 that you recall or recollect seeing from
9 that May, 2000, sampling of the 13
10 properties?

11 A. Yes, this is a facsimile of what I
12 recall seeing.

13 Q. All right. And that's what you got from
14 Genesis Project?

15 A. That's correct, yes.

16 Q. And let's take a look at -- And I hope
17 that this is the same first page of your
18 Plaintiff's Exhibit #1. I'm looking at
19 a copy that I made. It's the soil
20 sampling results for 2424 Griffis?

21 A. Correct.

22 Q. Now when you looked at -- There's a
23 little paragraph that's entitled

1 "Legend" in the left-hand corner of
2 that.

3 A. Correct.

4 Q. And it says under "Legend" "HA-11", and
5 that's just a sample location and
6 designation to tell someone what that --
7 what that means?

8 A. Correct.

9 Q. And then "BDL" and "Surface Lab
10 Results"? It's right under that HA-11
11 over in that left-hand corner.

12 A. Correct, Surface Lab Results.

13 Q. And that says "0 to 6 inches"?

14 A. Correct.

15 Q. You had previously told us that it was 0
16 to 3 inches.

17 A. That's correct.

18 MR. NEWSOM: He thought it was.

19 A. I thought it was 0 to 3.

20 MR. STEWART: I understand,
21 Mr. Newsom. I'm just trying to refresh
22 his recollection.

23 Q. (By Mr. Stewart) Now after seeing

1 Plaintiff's Exhibit #1, do you recall
2 you all having gone down on each of
3 these when you did what you called a
4 surface sample 0 to 6 inches?

5 A. This indicates it would have been, in
6 fact, 0 to 6 inches that would have been
7 sampled at the surface.

8 Q. That's what you all called a surface
9 sample for this particular sampling
10 event?

11 A. That's correct.

12 Q. So when you said 3, rather than 3, it's
13 0 to 6?

14 A. That's correct, because you recall I
15 said earlier that I didn't physically
16 take any sample.

17 Q. I understand.

18 A. Yes.

19 Q. I'm just asking to clarify that
20 particular point, Mr. Eley.

21 A. That is correct.

22 Q. There's a subsurface lab result, and
23 that says 12 to 15 inches.

1 A. Correct.

2 Q. Does that mean you all went down to get
3 some kind of subsurface result 12 to 15
4 inches?

5 A. Correct. You would go 12 inches below
6 grade and then you would take a sample
7 at that layer of soil located between 12
8 inches and 15 inches below grade.

9 Q. All right. So am I to understand you
10 did not do a core sample? You just dug
11 down 12 inches and then took a sample of
12 dirt from 12 inches to 15 inches and
13 sampled that?

14 MR. NEWSOM: Okay. Well, that's
15 not a big point. He didn't
16 do this.

17 MR. STEWART: I understand that.
18 He was there, Eddie. I'm
19 just asking him what he
20 knows.

21 MR. NEWSOM: Okay.

22 A. I'm not sure whether they used a core
23 sampler to get that 12 to 15 or they had

1 a -- They would take a surface sample of
2 0 to 6. And so another way to take that
3 sample is to go ahead and auger out the
4 next six inches and then go down three
5 more inches. So I'm not sure whether
6 core is -- I didn't think cores -- core
7 samples were taken --

8 Q. Okay.

9 A. -- but maybe they were.

10 Q. No. I don't know. I wasn't there. I'm
11 just trying to ask you to find out.
12 That's just my question to you.

13 A. All right.

14 Q. "NS" means "Not Sampled"?

15 A. That's correct.

16 Q. Do you know why or have any idea as to
17 why any particular site was not sampled?

18 A. It's been my experience, and I think
19 it's true at some of these locations,
20 that it's typical you will see a "not
21 sampled" at a subsurface sample only
22 because you get rejection before you get
23 to a distance of 12 inches.

1 Q. You mean something obstructs you from
2 getting down?

3 A. Exactly right, whether it be rocks or
4 bricks or that sort of thing.

5 Q. That's all right. So when we see an
6 "NS," it would mean that you were in
7 there where you might have rocks or
8 something below the surface that would
9 impede you from getting ---

10 A. For some reason you could not get to
11 that required distance below surface.

12 Q. Okay. Now in looking at the first page
13 of Plaintiff's Exhibit #1, where would
14 one find the results, the actual levels
15 that you found? Is that under -- That's
16 not listed down here under "Legend." Is
17 that under the particular site that are
18 numbered HA-11 or HA-12 or HA-13?

19 A. Correct. Under each one of those sample
20 numbers or sample descriptors, for
21 example, HA-11, underneath each one of
22 those are -- I won't say two numbers but
23 two entries. The first entry reflects

1 the sample result for the sample that
2 was taken at the surface. The second
3 entry reflects the sample results of the
4 subsurface sample that was taken.

5 Q. Am I correct in just a cursory review of
6 this in saying that at this particular
7 site -- This is 2424 Griffis; Page 1 of
8 Plaintiff's Exhibit #1 and it's also in
9 the right-hand corner designated as
10 "Figure 1"? Is that correct?

11 A. That is correct.

12 Q. That there was -- the highest level that
13 you all found in your sampling on this
14 particular site was 9.4? And is that
15 parts per million?

16 A. That is correct. 9.4, that would have
17 been parts per million.

18 Q. I want you to carefully look at it and
19 tell me if that's correct. That was
20 my -- just looking at it, my reading of
21 that.

22 A. Yes. It's the highest concentration
23 reported here is 9.4 parts per million,

1 and that is a concentration in the
2 surface sample at Location HA-01.

3 Q. Now do you understand that Figure 1 to
4 mean this is the first site that you all
5 tested on that date or in that sampling
6 event?

7 A. Well, it so happens in this case that
8 this was the property -- the first
9 property sampled of the -- I believe it
10 was 13.

11 Q. Right.

12 A. And it's labeled "Figure 1."

13 Q. Right.

14 A. Whether that system is used throughout
15 each one of the -- each one of the
16 properties, it appears to be so but I'm
17 not sure of that.

18 Q. If -- Just to be -- clarify a little
19 further, you do know, of course, or do
20 you know that this is the first site?
21 Figure 1 is the first site that you all
22 sampled?

23 A. Oh, I know, yes, this -- this was the

1 first location that we went to --

2 Q. All right.

3 A. -- that -- I believe it was Monday
4 morning.

5 Q. And that was when Mr. Bonner was there?

6 A. That's correct.

7 Q. That's Mike Bonner who did soil sampling
8 tests for the Plaintiffs?

9 A. He was the analytical person that I
10 mentioned previously.

11 Q. Okay. Do you all have any readings or
12 any analysis other than these that are
13 reflected on Plaintiff's Exhibit #1 that
14 were done by anybody else in connection
15 with this soil sampling result or soil
16 sampling tests that you all did in
17 either -- well, it says May of 2000 that
18 you know about?

19 A. That we would have done or anyone would
20 have done?

21 Q. No, no. I'm talking about you would
22 have done. Is this the net results of
23 what you all found out there?

- 1 A. That's correct. This is the only data
2 for that property that I'm aware of.
- 3 Q. Okay. Did you provide this data to your
4 boss, Bob Kaley, or did Mike provide
5 this?
- 6 A. Mike Price may have sent it -- I'm not
7 sure whether he sent it directly to me
8 or whether he sent it directly to
9 Bob Kaley or whether Bob Kaley and I
10 both have a copy of it. I'm not -- I'm
11 not sure.
- 12 Q. Are you familiar with or do you know
13 whether or not Mr. Kaley or is it
14 "Dr. Kaley"?
- 15 A. Dr. Kaley.
- 16 Q. Dr. Kaley sent it to -- to EPA, these
17 results?
- 18 A. Yes, he did send them the results to the
19 EPA.
- 20 Q. And do you know what comments, if any,
21 he made about these results to EPA? I
22 mean how did he use these results in his
23 conversations with the EPA?

1 A. Well, I don't know whether it was a
2 conversation.

3 Q. Or in the letter.

4 A. In -- I know there was a letter. I
5 recall seeing the -- the cover letter,
6 and I think that was addressed to -- I
7 can't even remember who it was addressed
8 to in the EPA. And as I recall, he just
9 explained what the results were, and I
10 believe that included -- well, I know it
11 included a -- a Word tabular document
12 that included the location, the sampling
13 results that Monsanto or Solutia had got
14 at each one of the properties and also
15 prior sampling done by or through the
16 Plaintiffs' attorney.

17 Q. And did he indicate that the property
18 wasn't as contaminated as the
19 Plaintiffs' attorney had contended?

20 MR. NEWSOM: Object to the form.

21 A. I think that -- that may have been the
22 case for some properties.

23 Q. (By Mr. Stewart) And as a result of

1 these results that were taken, that the
2 entire area wasn't as contaminated as
3 the Plaintiffs had contended?

4 MR. NEWSOM: Object to form.

5 A. I'm not sure how he phrased it in the
6 letter other than drawing distinctions
7 between the two sets of results, but I
8 don't recall whether, you know, he just
9 brought that to the attention.

10 MR. STEWART: Let's mark that as
11 Plaintiff's Exhibit #2.

12
13 (At this point the document
14 referred to was marked for
15 identification as Plaintiff's Exhibit
16 #2.)

17
18 Q. (By Mr. Stewart) Now you saw the
19 letter, didn't you?

20 MR. NEWSOM: Well, he's looking at
21 the letter.

22 Q. (By Mr. Stewart) It's on Page -- Page 2
23 of the letter.

1 A. Yes, I've -- I have seen this letter.

2 Q. Now in that -- in that letter or in that
3 tabular document that was put together,
4 was there any indication of the
5 detection limit that was used?

6 MR. NEWSOM: Well, the letter and
7 attachment speak for
8 themselves.

9 MR. STEWART: The attachment is
10 not with it, Mr. Newsom.

11 MR. NEWSOM: Well, it still speaks
12 for itself wherever it is,
13 but you didn't provide it to
14 him, so.

15 MR. STEWART: It may. It may.

16 Q. (By Mr. Stewart) Is there anything
17 about detection limit?

18 A. So the question is is whether the
19 tabular listing --

20 Q. Right.

21 A. -- of results indicated a detection
22 level? I'm not -- I'm not sure.

23 Q. Do you remember as you sit here today

1 seeing a detection level listed there?

2 A. No, I do not.

3 Q. Do you know whether or not -- You
4 mentioned earlier that a three-inch
5 surface sample was what you thought was
6 taken. Does that give you better or
7 worse results as far as soil samples are
8 concerned for PCBs on property?

9 MR. NEWSOM: Object to the form;
10 vague.

11 A. I don't know.

12 Q. (By Mr. Stewart) You don't have any
13 idea?

14 A. No. No.

15 Q. Well, I just wonder where you got the
16 three inches. Is that something you all
17 now do?

18 A. No. Where the 0 to 3 inches came from,
19 how that originated and why I thought
20 that that was the procedure that was
21 used here is when we did all the
22 residential soil sampling under the
23 consent order with ADEM starting in

1 March of 1996 and continuing for, gosh,
2 it seems like a couple of years, the
3 surface samples that were taken were
4 all, as I recall, 0 to 3 inches.

5 Q. Do you know why that was done? Have any
6 idea?

7 A. I'm not sure whether the 0 to 3 inches
8 was specified in the -- in the order as
9 part of the procedure or whether it was
10 due to that was the sampling procedure
11 used by ADEM.

12 Q. Let's go back to Plaintiff's #1, that
13 first page. Did you all get any levels
14 at 2424 Griffis Street that was as high
15 as 18 parts per million?

16 A. At this location? No, sir.

17 Q. Fifty-nine parts per million?

18 A. No.

19 Q. Twenty-five parts per million?

20 A. No.

21 Q. One hundred thirteen parts per million?

22 A. No.

23 Q. And am I to understand that those maps

1 were sent to the EPA?

2 A. That's -- That's correct.

3 Q. Now if those levels had been present on
4 2424 Griffis Street as far as PCBs are
5 concerned, the PCB levels that I just
6 mentioned to you, would it be fair to
7 say that somebody missed something in
8 the soil sampling that you all did in
9 May of 2000?

10 MR. NEWSOM: You're asking him to
11 assume that the levels that
12 you gave him are accurate?

13 Q. (By Mr. Stewart) Did you understand my
14 question, Mr. Eley?

15 A. I think the question is -- is given the
16 soil results that were reported --

17 Q. Right.

18 A. -- for this particular location --

19 Q. Right.

20 A. -- and as we discussed earlier, the
21 highest level there was 9.4 PPM --

22 Q. Right.

23 A. -- for the surface sample, --

1 Q. Right.

2 A. -- and then you just indicated that,
3 well, if you did, in fact, have
4 concentrations in a number of cases much
5 higher than these, I consider to be -- I
6 think you mentioned 59 PPM, you
7 mentioned 113 PPM, you mentioned 18 PPM,
8 those clearly are higher than these
9 levels. Then if you had samples from
10 the same property and if those samples
11 were actually -- were, in fact,
12 collected in the approximate area where
13 these samples were collected, then I
14 would say that we would have sets of
15 results that would be in dispute of each
16 other.

17 Q. What if they were collected in the same
18 place?

19 MR. NEWSOM: Well, object to the
20 form.

21 A. I think if they were collected in the
22 same place versus if they were collected
23 in the proximity, one foot to one side

1 and one foot to the other side, in my
2 view it wouldn't make any difference.

3 Q. But let's say they were collected in the
4 same place --

5 A. Okay.

6 Q. -- and you got those kind of results.

7 A. Okay.

8 Q. You're saying there was a dispute? Is
9 that the way you would put it?

10 A. Yeah. The results would be in conflict.

11 Q. Okay. Let's say you had three groups of
12 people that tested this property and
13 found -- two of those groups found
14 levels that were somewhat higher than
15 the 9.4 that you all found.

16 A. That were somewhat higher? Like 10?

17 Q. No. A good bit higher.

18 A. Oh.

19 Q. In the same range I mentioned earlier,
20 in the hundreds and the sixties and
21 fifties. Somebody made a mistake, and
22 let's say that two of the groups found
23 those kind of levels I was talking about

1 and your group found this 9.4. Is that
2 the highest?

3 A. That's correct.

4 Q. All right. Then that would be --
5 Wouldn't it be fair to say that somebody
6 messed up somewhere there, Mr. Eley?
7 Maybe the people who found the higher
8 levels as opposed to you all?

9 MR. NEWSOM: Object to the form.

10 A. I guess if I looked at the three data
11 sets, I would say that the weight of the
12 evidence tends to indicate that perhaps
13 the concentrations on the higher side
14 are more accurate. This, of course,
15 assumes a number of things in my view,
16 and I'm not a chemist by trade.

17 Q. (By Mr. Stewart) Well, I'll tell you
18 what. Tell me what that assumes.

19 MR. NEWSOM: Whoa. Wait.

20 MR. STEWART: I want him to tell
21 me what that assumes.

22 A. It assumes that those -- in fact, those
23 samples are taken at the same location

1 in the same manner and analyzed via the
2 same general procedure.

3 Q. (By Mr. Stewart) Now if, in fact, those
4 results are skewed so that you don't
5 find something, say you find less than
6 10 on this property, certainly less than
7 59 or 25 parts per million. If somebody
8 skewed the results to basically prove
9 that the PCB concentrations on 2424
10 Griffis is not as high as had previously
11 been found by the Plaintiffs, by EPA, by
12 whoever it is, and then told EPA that
13 this property wasn't as contaminated as,
14 quote, "the Plaintiffs said it was," and
15 that you ought to be careful about how
16 you characterize that property, that
17 could be a misrepresentation of fact,
18 couldn't it?

19 MR. NEWSOM: Object to the form.

20 A. I guess in response it depends on -- You
21 say someone skewed the results. Well,
22 were the results skewed and did somebody
23 intentionally skew the results? If I

1 intentionally skew the results and then
2 I represent to you that the results are
3 what they are and I know that I have
4 intentionally skewed them low, then,
5 yes, I would agree that I would
6 misrepresent the concentrations on the
7 property.

8 Q. (By Mr. Stewart) Now do you all have a
9 responsibility, Solutia, to report
10 honestly the results you get about
11 contamination on properties that are
12 adjacent to Monsanto?

13 MR. NEWSOM: Object to the form.

14 Q. (By Mr. Stewart) Can you lie about it
15 or can you -- or must you tell the
16 truth?

17 A. It's -- It's always -- always been my
18 experience now with going on 32 years
19 with Monsanto and/or Solutia that the
20 accuracy of results is paramount.

21 Q. No. I'm talking about ---

22 A. And you do not skew the results.

23 Q. Do you understand -- Do you understand

1 your responsibilities to the regulatory
2 to the EPA -- Do you all have a
3 responsibility to be truthful about
4 results, a legal responsibility, if you
5 know, Mr. Eley?

6 MR. NEWSOM: Object to the form.

7 A. Well, from the standpoint of a legal
8 responsibility, I don't know the
9 regulations that well. I do know the
10 regulations in the industrial hygiene
11 area and, clearly, we've got
12 responsibilities under those regulations
13 to report within certain accuracy
14 limits, but I think, more importantly,
15 it's always been my experience in
16 Monsanto or Solutia that we have a
17 responsibility to ourselves, to our
18 co-workers that when we report
19 results -- externally, internally; makes
20 no difference -- as far as I'm
21 concerned, that those should accurately
22 reflect the analysis that was done. Now
23 those analyses may be in error, and that

1 certainly, I guess, happens but not
2 intentionally.

3 Q. (By Mr. Stewart) Are these the maps
4 that Dr. Kaley sent to EPA along with
5 those tabular results? Those are,
6 aren't they?

7 A. As I recall, these are facsimiles, and
8 it appears to me that they're -- they're
9 reduced in size, so they're not exactly,
10 I don't think, what was sent. I think
11 the originals were sent, but I -- In
12 just looking, and I, you know, would
13 have to compare individual results with
14 results, but this does look like the
15 facsimile of the package of photos that
16 were sent or diagrams.

17 Q. All right. Thank you.

18 A. Yes.

19 Q. Now you were telling us earlier what
20 other depositions you had given, and I
21 think you had gotten to Dyre, and -- and
22 I believe that was the last one. Have
23 you given any other depositions other

1 than Dyer?

2 A. Those are the only ones I recall. That
3 includes the first deposition --

4 Q. Here in this case?

5 A. -- here in this case.

6 Q. Have you given before any depositions in
7 a PCB case other than this case?

8 A. Other than cases surrounding the
9 Anniston ---

10 Q. Yeah. Didn't you testify in the
11 insurance litigation?

12 A. I testified in the insurance litigation.

13 Q. All right.

14 A. I'm not sure I would call that a -- I
15 didn't ever consider that a PCB case.

16 Q. Okay. Did you do any other testimony in
17 PCB cases before these cases in
18 Anniston?

19 A. No, sir.

20 Q. Okay. Now what preparation did you make
21 for purpose of this deposition?

22 MR. NEWSOM: And so you don't --

23 And so you don't blurt it

1 out, that would not include
2 anything that you and I
3 talked about, though you can
4 tell him that we talked.

5 MR. STEWART: No. I don't need
6 that.

7 A. I guess when I was first notified that
8 the deposition would take place, and I
9 think it was originally scheduled some
10 weeks ago, I located my original
11 deposition testimony, the transcript,
12 and I reviewed that, and that's been
13 probably about at least three years or
14 three weeks ago.

15 Q. All right.

16 A. Then there was the -- I think the Notice
17 of Deposition.

18 Q. Let me show you Plaintiff's Exhibit #3
19 and ask you if that's what you have
20 reference to?

21 A. Yes, it is. I reviewed the Notice of
22 Deposition and reviewed any files that I
23 had that might be responsive to the

1 requested documents that possibly had
2 not been previously sent through counsel
3 as a part of the overall Solutia
4 records.

5 Q. Anything else you did in preparation for
6 the deposition?

7 A. And -- Well, I guess other than not to
8 talk about what we -- but I met with my
9 -- with the attorney.

10 Q. Okay. Mr. Newsom?

11 A. Correct.

12 Q. Now tell me, if you would, what
13 documents you brought with you in
14 response to Plaintiff's Exhibit #3.

15 A. There are six documents, and I'll have
16 to -- There's some of these documents,
17 by the way, that I have not reviewed in
18 quite some time.

19 The first two documents are
20 correspondence to a Mr. Ricky Cofield
21 and a Miss Darlene Roughton,
22 R-O-U-G-H-T-O-N.

23 MR. STEWART: Could we just for

1 the record state that those will be
2 Exhibits #4 and #5 and could we mark
3 them?

4 Q. (By Mr. Stewart) All right. The first
5 one is a letter to Mr. Cofield?

6 A. Correct. That's Exhibit #4.

7 Q. And this has to do with a sampling event
8 that took place beginning June 26th of
9 2001?

10 A. Well, this happens -- this deals with an
11 environmental investigation of the
12 Choccolocco Creek Floodplain. That
13 would include several phases; one phase
14 being a -- being soil sampling and then
15 two other phases dealing with wildlife
16 surveys.

17 Q. When you say "soil sampling," are you
18 talking about soil sampling in the
19 floodplain?

20 A. That's correct.

21 Q. And there's a reference in Plaintiff's
22 Exhibit #4 to a 250-foot wide corridor
23 along the transections. Is that on

1 either side of the creek? Is that what
2 you're talking about?

3 A. No, sir.

4 Q. Middle of the creek to the ---

5 A. No. A transection would just be a line
6 crossing the floodplain --

7 Q. Okay.

8 A. -- from one side -- generally from one
9 side of the creek to the other side of
10 the creek. And the reference to 250 was
11 really more specific to the wildlife
12 survey just to indicate the property
13 owners; that the people would restrict
14 their activity to that corridor and not
15 just go venturing all over people's
16 property.

17 Q. Okay. When you say 250-foot wide, it's
18 125 feet on either side of that
19 transection line?

20 A. That was my intent in writing that,
21 correct.

22 Q. Okay. And who determined how far you
23 would go and how was that all worked

1 out?

2 A. You mean the 250 feet?

3 Q. Right. Is that something you all worked
4 out with ADEM?

5 A. No. I think that is what I proposed to
6 the consultants and said, "Well,
7 obviously, you've got a transection
8 line. It would be almost impossible for
9 someone to stay exactly on that line,
10 particularly if you're going to be doing
11 a wildlife survey." And the consultants
12 indicated, yes, that they would be
13 conducting the survey on each side along
14 that transection. And my intent with
15 the 250 feet was to try to kind of
16 indicate the scope of activity such that
17 I just wouldn't tell the people, "Well,
18 we'll be out there on each side of this
19 transection." I talked to the
20 consultants and I said, "What I'd like
21 to do is I would like to restrict your
22 activity as much as possible in order to
23 do the survey along that transection so

1 many feet on both sides," and there was
2 nothing at all magical about the 250. I
3 think that's just what I proposed, 250
4 feet, and they said, "Sure; we can live
5 with that."

6 Q. What about the depth of the sampling
7 that you were going to do? Was that
8 something you also worked out with the
9 consultant or did you have to talk to
10 ADEM about that? That's on Page 2.

11 You said each sample location you
12 would go down 0 to 6 inches and 6 to 12
13 inches using plastic tubes or a hand
14 auger.

15 A. Correct.

16 Q. You say that's correct, but I mean did
17 you have to get that approved by ADEM or
18 was that something you just worked out
19 with the consultant?

20 A. No. I had nothing -- no -- no part in
21 developing that particular part of the
22 procedure. That was already a part of
23 the work plan that had been developed by

1 the consultant, BB&L, and submitted
2 to -- I think ADEM and also the U.S.
3 EPA.

4 Q. And had it been approved?

5 A. Sir?

6 Q. Had it been approved?

7 A. As I understand, yes.

8 Q. Why did you not choose 0 to 3 inches?

9 A. That, I don't know.

10 Q. Just don't have any idea?

11 A. No.

12 Q. What did BB&L suggest? 0 to 3? 0 to 6?

13 A. Well, I think the -- It's my
14 understanding the work plan was
15 developed and written by BB&L.

16 Q. Right.

17 A. And that's Blasland, Bouck & Lee. I
18 think it's in here.

19 Q. It's in the letter, I think.

20 A. And they developed a work plan. I read
21 through the work plan before I developed
22 the communication, obviously, and that
23 was the specific procedures that was

1 outlined in that plan. Why 0 to 6, I --
2 I don't know.

3 Q. Is there any clean-up proposed for the
4 floodplain if you find a level above a
5 certain number?

6 A. Not to my knowledge.

7 Q. Okay. So if you find 50 parts per
8 million, you don't intend to clean
9 anything up?

10 A. I don't know.

11 Q. Do you have any idea about a clean-up
12 that would be -- that would occur or
13 take place after these soil tests were
14 done?

15 A. No. No, sir.

16 Q. Is there any money budgeted for a
17 clean-up?

18 A. The only thing that I recall, and this
19 is my understanding based upon reading
20 The Anniston Star, --

21 Q. Well, that's a good source.

22 A. -- and that was that there was a
23 litigation of the Dyer Shelter Cove that

1 involved a number of property owners,
2 most of which were on the Choccolocco
3 Creek or Lake Logan Martin. There was a
4 settlement in that litigation and as
5 reported by the paper, ---

6 Q. Is that what you called the MSD? A
7 settlement?

8 A. I thought it was -- I called it a legal
9 settlement.

10 Q. Okay.

11 A. Is that incorrect?

12 Q. Oh, no. I just want to know what you
13 called it.

14 A. I thought it was. Under the legal
15 settlement, the paper reported that
16 there would be so much money -- at least
17 so much money, I believe it was termed,
18 and I'm not sure of the dollar amount
19 but I think at least so much money that
20 would be spent on remedial activities up
21 and down Choccolocco Creek.

22 Q. Is that budgeted, though, for -- Is that
23 a part of your budget there at the

1 Anniston site? I think the figure was
2 21 million dollars.

3 A. I'm not -- I don't know --

4 Q. You don't know?

5 A. -- the budget.

6 Q. Branchfield would be the one that would
7 know that?

8 A. That is correct.

9 Q. And if he didn't have anything budgeted,
10 what would that tell you as a 32-year
11 employee of Monsanto?

12 MR. NEWSOM: Object to form.

13 A. Well, it would tell me that if he didn't
14 have anything budgeted, then the money
15 might be coming out of another account.

16 Q. (By Mr. Stewart) Oh, it might be coming
17 out of another account?

18 A. Could be, sure.

19 Q. So are you telling me that there's a
20 reserve that's set up with some 21
21 million dollars or maybe a little less
22 for this particular site in some account
23 at Monsanto?

1 MR. NEWSOM: Object to form.

2 A. It's my understanding that there's
3 reserves set up, but I don't know
4 whether they're set up specific for --
5 for this or -- or for that. No, I'm not
6 clear on that.

7 Q. (By Mr. Stewart) Well, do you know what
8 the figure is on those reserves?

9 A. Oh, no. I mean ---

10 Q. Would it have to be as much as 21
11 million dollars if you all had settled
12 and indicated that you were going to
13 provide 21 million?

14 MR. NEWSOM: Object to the form.

15 A. Some of that -- Some of those numbers or
16 discussion on any reserves may be a part
17 of the Solutia annual report.

18 Q. (By Mr. Stewart) Okay.

19 A. I don't know.

20 Q. All right. Okay. All right. Now what
21 else did you have here that you brought
22 with you today in response to the
23 notice?

1 A. Okay. We talked about -- By the way,
2 there were two letters, Exhibit #4 and
3 #5. The second -- The second letter is
4 exactly -- It's identical to the first
5 letter with the exception of here is a
6 different property owner and, therefore,
7 I have referenced the specific property
8 that this owner has versus the other
9 one, and that's the only difference.

10 Q. Are those the only two letters you sent
11 out?

12 A. No. There were a number of letters,
13 some forty that were sent out, but I
14 think all the -- all the rest of the
15 letters that were sent out, I sent
16 copies of those to the Solutia
17 attorneys.

18 Q. You sent copies of them to who?

19 A. Those would have gone directly to
20 Buddy Cox.

21 Q. Would not have been sent to the property
22 owners? Is that what you're saying
23 or ---

1 A. Oh, no, no. A copy would have been sent
2 to the property owner. The original
3 would have gone to the property owner,
4 --

5 Q. All right.

6 A. -- but a copy, one copy, would have been
7 retained by me. Another copy would have
8 been sent to Buddy Cox.

9 Q. Well, maybe I'm missing something. Are
10 you saying that he was to provide those
11 to me in preparation for this
12 deposition? Is that what you
13 understood?

14 A. That's my understanding, that's correct.

15 Q. Okay.

16 A. Now ---

17 Q. When did you send these to Mr. Cox?

18 A. These were never sent to Mr. Cox.
19 That's why I brought these here with me
20 today.

21 Q. Okay. When did you send the others to
22 Mr. Cox?

23 A. The others -- The other ones would have

1 been sent prior to June 26th, 2001, and
2 it -- I'm not sure when all of those
3 were -- were sent out or dated, but it
4 would have been probably several months
5 before this time period --

6 Q. Okay.

7 A. -- because this represents two property
8 owners on what's called "Transection 1."

9 Q. So if we want to get those, we don't
10 have those here today but if we want to
11 get those, we can get those from
12 Mr. Cox?

13 A. That's correct.

14 Q. But they're identical to these letters?

15 A. Exactly right with the exception, like I
16 say, --

17 Q. Different properties?

18 A. -- different properties.

19 MR. NEWSOM: And you clearly have
20 them presumably in your
21 files. My understanding from
22 Buddy is you also have them
23 from him, but I don't know.

1 I thought I understood that.

2 MR. STEWART: Yeah. I may have.

3 THE WITNESS: Okay.

4 MR. STEWART: Could we mark this
5 as Plaintiff's Exhibit #6, I think it
6 is?

7
8 (At this point the document
9 referred to was marked for
10 identification as Plaintiff's Exhibit
11 #6.)

12
13 Q. (By Mr. Stewart) Okay. What is Exhibit
14 #6?

15 A. Okay. Exhibit #6 is entitled "Snow
16 Creek Sampling Results, West 11th Street
17 to Choccolocco Creek - Anniston,
18 Alabama."

19 Q. And those are the Snow Creek results,
20 sediment results?

21 A. These are the results of sediment
22 samples in various portions along
23 Snow Creek from West 11th Street down to

1 the confluence of Snow Creek and
2 Choccolocco Creek.

3 Q. When you say West 11th Street, is that
4 -- did you do the sampling only in
5 Snow Creek or did you take the 11th
6 Street ditch?

7 A. Those were only Snow Creek.

8 Q. Now there's a -- On the first page of
9 Plaintiff's Exhibit #6 it says,
10 "Purchased from First Missionary Baptist
11 Church." Did you all purchase anything
12 from them?

13 A. Yes, we did.

14 Q. What did you purchase?

15 A. We purchased a section of Snow Creek and
16 a wedge-shaped piece of property in a
17 low-lying floodplain area adjacent to
18 Snow Creek on the far east side of the
19 property owned by First Missionary
20 Baptist Church.

21 Q. Why?

22 A. The -- And I guess I've got my -- my
23 opinion on why, but exactly why the

1 decision was made, I -- I don't know
2 because I didn't make that decision.

3 Q. Okay. Who did make the decision?

4 A. I think the decision was made by -- at
5 that time I think it was Alan Faust or
6 -- Well, I'll just say it was the
7 Manager of Remediation, and I don't know
8 whether it was Alan Faust then or
9 Mr. Branchfield.

10 Q. And then what is your theory about why
11 that was done?

12 A. My opinion is -- has been on why we
13 purchased that is it was in a -- kind of
14 a floodplain area right adjacent to
15 Snow Creek. I was of the opinion that
16 we would be eventually doing remedial
17 work in that section of Snow Creek, and
18 that if we owned the property, we would
19 certainly be able to control access and
20 control the property. And I think
21 another important factor was that the --
22 it was unusable in its current state.

23 Q. Tell me ---

1 A. And by that, I mean by the nature of its
2 locale and accessibility.

3 Q. Have you all purchased any property from
4 the City of Anniston?

5 A. I don't believe so.

6 Q. Have you purchased some property from
7 individual property owners in
8 conjunction with the City of Anniston?

9 A. The only property I'm aware of that we
10 purchased, and that was property owned
11 by the School Board, and I don't think
12 there's a -- I don't think that would --
13 that would cover the City of Anniston.

14 Q. Where was that?

15 A. That was a property -- I can't recall
16 the address, but that was a property
17 where eventually the new Bethel Hill
18 Baptist or the Bethel Missionary Baptist
19 Church was built.

20 Q. I'm talking about the 12th Street area,
21 West 12th Street, West 13th, West 14th,
22 over the flooding -- flood zone. Did
23 you all purchase any property over

1 there --

2 A. No.

3 Q. -- when Gene Steadham was Mayor?

4 A. No.

5 Q. Did you do any work over there in

6 conjunction with the City?

7 A. Work --

8 Q. Yes.

9 A. -- by -- Work for the City?

10 Q. Yes.

11 A. No.

12 Q. Did you make any contribution to an

13 improvement of drainage ditches or a

14 drainage system in that area?

15 A. Not that I'm aware of.

16 Q. North of the plant?

17 A. Not that I'm aware of, no.

18 Q. Okay. Did you purchase any more

19 property other than this property from

20 First Missionary Baptist Church that you

21 purchased down along Snow Creek?

22 A. Well, on Snow Creek or along Snow Creek?

23 Q. Along Snow Creek.

1 A. No, I don't think so.

2 Q. Did you pay anybody for access to their
3 property to get to Snow Creek in order
4 to do the testing?

5 A. No.

6 Q. Have you given any advice to the City as
7 to how to handle PCB contamination in
8 Snow Creek in connection with projects
9 they're doing in Snow Creek?

10 A. I haven't, and I'm not aware of any
11 specific information that has been
12 given.

13 Q. Well, isn't it a part of what you all
14 are planning to do on Snow Creek a
15 concrete -- just putting a concrete, I
16 guess, drainage ditch-type thing all the
17 way down Snow Creek? Is that part of
18 what you all are proposing to do, just
19 concrete the surface of Snow Creek all
20 the way down?

21 A. No. I have not heard that.

22 Q. Okay.

23 A. I do know that there's -- as you're well

1 aware, part of Snow Creek is concreted.

2 Q. Well, I'm aware of that.

3 A. Yeah.

4 Q. I'm talking about the rest of it. Are
5 you all proposing that?

6 A. Yeah, and I have not seen any proposal
7 of that sort.

8 Q. What do you know about the sediment
9 results? Anything?

10 A. Well, the only thing I know about the
11 sediment results is the results
12 themselves and what appears in the
13 document.

14 Q. Right. And what -- what do you
15 understand to be the source of the PCBs
16 in the creek that wound up in the
17 sediment?

18 A. It's not my -- I don't -- I don't guess
19 I have an understanding of the source of
20 the PCBs in the sediments.

21 Q. You don't know whether or not it's
22 Monsanto?

23 A. Oh, no. No.

1 Q. In other words, you're here today saying
2 that you don't know whether it is
3 Monsanto or not?

4 A. That's correct.

5 Q. Okay. What other source do you deem to
6 be a source for the PCB contamination in
7 Snow Creek?

8 A. Well, I guess I've got a -- And I don't
9 know factually. I just always had an
10 opinion that when you look at
11 Snow Creek, it runs through an
12 industrial corridor. And when you look
13 at the life of the creek going back into
14 the -- I think the 1920s, '30s, '40s,
15 '50s, --

16 Q. All right.

17 A. -- then you had a lot of industry that
18 was located adjacent to that creek. Now
19 I don't know what discharges would have
20 taken place. I'm not sure what
21 chemicals were used by the various
22 foundries and other industries, scrap
23 dealers, scrap yards, metal recycling

1 centers or anything of that sort, but I
2 do know that there was a heavy nucleus
3 of industry up and down Snow Creek for
4 many years.

5 Q. Well, what we're talking about
6 specifically, of course, here today are
7 PCBs. And what factual information do
8 you have that indicates that anyone
9 along Snow Creek other than Monsanto put
10 PCBs in the creek?

11 MR. NEWSOM: Well, object to the
12 form.

13 A. Well, I guess I -- Again, I was -- I
14 haven't got any factual information.

15 Q. (By Mr. Stewart) No facts. You just
16 think maybe it might have happened?

17 A. Well, I stated, you know -- I'm just of
18 the opinion. You asked where could have
19 -- where could PCBs have come from, and
20 they could have come from various
21 industries along or adjacent to
22 Snow Creek.

23 Q. I guess what I'm asking you is: What

1 proof do you have of that, Mr. Eley,
2 that you know of that your company,
3 Solutia or Monsanto, ever has had of
4 that?

5 MR. NEWSOM: Object to form.

6 A. Well, I -- I personally have no proof.
7 My opinion is only based on the
8 experience and knowledge of PCBs and its
9 partial use in industry.

10 Q. (By Mr. Stewart) Well, what industry,
11 in particular, are you contending used
12 PCBs in any processes that they carried
13 out there along Snow Creek?

14 A. I think that it's possible that -- I
15 mentioned there has been a number of
16 foundries adjacent to Snow Creek, and
17 I'm of the opinion that foundries could
18 have been a user of PCB or PCB-like
19 material in -- as a hydraulic fluid or
20 possibly as a component of -- and I'm
21 not really an expert in this area but
22 sand molding operations.

23 Q. What proof do you have of that?

1 A. Oh, I -- I don't have any proof.

2 Q. Does Monsanto have any proof of that or
3 is that just a vague speculation on
4 their part or your part or do you have
5 some actual proof of it?

6 MR. NEWSOM: Object to the form.

7 He's not here to speak as the
8 Corporate Representative. He
9 can speak for himself, and
10 he's basically told you he
11 doesn't have any proof where
12 it comes from, Monsanto or
13 elsewhere. He's already told
14 you that twice.

15 Q. (By Mr. Stewart) Well, your lawyer has
16 said that before; not Mr. Newsom but
17 somebody else has said that, another
18 lawyer they have. But I want to know
19 what tangible proof you all have that
20 any PCB products were sold by you or
21 anybody else to the foundry industry in
22 Anniston, Alabama?

23 MR. NEWSOM: Object to form. You

1 should ask Monsanto or
2 Solutia generally, not him
3 personally.

4 Q. (By Mr. Stewart) I'm asking you: What
5 information do you have sitting here
6 today? You made that statement that
7 foundries used it in the process. What
8 information do you have?

9 MR. NEWSOM: No, it's not what he
10 said, Donald. I mean listen
11 to what he's saying.

12 Q. (By Mr. Stewart) Or you think they may
13 have used it.

14 MR. NEWSOM: He said they may
15 have.

16 A. No. I think that I -- it's -- I'm not
17 sure whether I used the word "could" or
18 it's probable or likely. I don't know
19 for a fact whether they did use it and
20 specifically whether individual
21 foundries that were located adjacent to
22 Snow Creek, in fact, used it. No, I
23 have no proof.

1 Q. So you all don't have any proof of that
2 allegation that you're making both to
3 the Plaintiffs in this case and to the
4 EPA?

5 MR. NEWSOM: Object to the form.

6 He's talking about him
7 individually, and proof is a
8 legal thing. There is --
9 There will be evidence we
10 believe that a logical jury
11 would infer that.

12 Q. (By Mr. Stewart) I'm asking you,
13 Mr. Eley.

14 A. Right.

15 Q. I'm not asking Mr. Newsom. He continues
16 to want to talk and get to lunch but
17 that's his business.

18 A. Well, in response -- in response to your
19 question, you said "you all" and I don't
20 know what "you all" means.

21 Q. I'm talking about ---

22 A. Me, I do not.

23 Q. Well, don't you work for Solutia?

1 A. Yes, but ---

2 Q. And didn't you work for Monsanto?

3 A. I work for Solutia.

4 Q. And haven't you discussed with those

5 folks ---

6 MR. NEWSOM: Whoa, whoa, whoa,

7 whoa, whoa. Finish your

8 answer. You may finish your

9 answer before he asks the

10 next question.

11 A. No. I guess in response is: I

12 personally, no, I don't know of any

13 proof that specific aroclors or PCBs

14 were made at any specific locations,

15 foundries or otherwise.

16 Q. (By Mr. Stewart) You mean used? I mean

17 Monsanto was the only manufacturer in

18 this country, weren't they?

19 A. Say that again.

20 Q. You said made at the foundries.

21 Monsanto was the only manufacturer of

22 PCBs.

23 A. Oh, did I say "made"?

1 Q. Yes.

2 A. Excuse me. Used at the foundries.

3 Q. Okay. Well, you've discussed this
4 particular issue with Mr. Kaley, haven't
5 you -- Dr. Kaley, haven't you?

6 A. I don't recall whether I've -- whether
7 Bob Kaley and I have discussed that.

8 Q. Well, you've discussed it with other
9 people who are connected with this site,
10 haven't you, that work for Solutia or
11 Monsanto?

12 MR. NEWSOM: Since '98 or are you
13 going back now?

14 MR. STEWART: Well, I think the
15 theory is new; since '99.

16 MR. NEWSOM: Well, are you asking
17 him -- Regardless, I don't
18 agree with that, but are you
19 asking him about prior to '99
20 or since?

21 MR. STEWART: Why don't you make
22 an objection. After '99 is
23 fine with me.

1 Q. (By Mr. Stewart) You've discussed it,
2 haven't you?

3 A. After '99? I don't think I have
4 discussed it.

5 Q. Well, who did you discuss it with before
6 '99?

7 A. The only person that I can think of that
8 I may have discussed that with, the
9 possibility of that, was I think maybe
10 Alan Faust.

11 Q. Were you ever present when Mr. Faust
12 talked about that with anybody from EPA?

13 A. No. In fact, I've never been in, the
14 best I can recall, any discussions at
15 all with EPA.

16 Q. So if you said something like that to
17 the EPA, wouldn't you also have to say
18 that, "We don't have any proof of the
19 fact that PCBs were used in the foundry
20 process"?

21 MR. NEWSOM: Object to form
22 without knowing something --
23 you said "something like

1 that." Object to form; vague
2 and ambiguous.

3 A. Well, I'm not sure because I don't know
4 the context of the discussion and what
5 was asked and what was said.

6 Q. Well, had a discussion taken place? Did
7 discussions take place about that to
8 your knowledge --

9 A. Oh, I don't know.

10 Q. -- with the EPA about foundries being
11 the source of PCBs?

12 A. No. I think I -- No. To my knowledge,
13 I'm not -- have no knowledge of
14 particular discussions with the EPA.

15 Q. Is there any other party that's part of
16 your consent order with either ADEM or
17 EPA?

18 A. Excuse me. Ask that again.

19 Q. Is there any other responsible party
20 designated as a part of this consent
21 order either with ADEM or with EPA?

22 A. Not to my knowledge.

23 Q. Okay. No foundry listed?

1 A. No other industry of any type listed.

2 Q. Okay.

3 MR. NEWSOM: Let's go eat. Is
4 this a good point?

5 MR. STEWART: Yeah.

6 MR. NEWSOM: We'll be quick.

7

8 (At this point a lunch break was
9 taken.)

10

11 Q. (By Mr. Stewart) So let's go back,
12 Mr. Eley, if we can, to Plaintiff's
13 Exhibit #1. And can you tell me which
14 lab analyzed those results by just
15 looking at that?

16 A. No, I cannot.

17 Q. So you don't know whether or not or you
18 can't distinguish whether or not the
19 mobile lab analyzed those soil sample
20 results or ---

21 A. That's correct.

22 Q. -- the stationary lab?

23 A. That's correct.

1 Q. I assume what you mean is the lab that's
2 located -- I think this group is located
3 out of Atlanta or located in Atlanta to
4 my understanding.

5 A. And I'm not sure. By "stationary lab,"
6 I'm talking about a laboratory that
7 would be located someplace that would
8 not be mobile; a building; what we would
9 normally think of as a laboratory.

10 Q. And you can't tell me which -- which
11 soil sample results, if any, were
12 analyzed by the mobile lab and which
13 soil sample results were analyzed by the
14 stationary or regular laboratory?

15 A. That's correct. I can't make that
16 differentiation.

17 Q. Do you know if there are documents that
18 exist that -- where one could make that
19 distinction?

20 A. The only thing I'm aware of is
21 generally, and this is in the context of
22 the work that Mike Price is doing and
23 I'm aware of in the past, is Mike

1 generally sends the sample to the
2 laboratory and receives a laboratory
3 report. It seems to me like the
4 laboratory report -- Well, the
5 laboratory report identifies the lab.
6 Whether that would identify a mobile
7 laboratory versus the stationary lab, I
8 don't know. That would be the only
9 document that comes to mind.

10 Q. Okay. Have you seen any other document
11 that would report the results of that
12 testing that you all did other than
13 Plaintiff's Exhibit #1? The testing you
14 all did in May of 2000.

15 A. The only other document that -- that
16 pertains to -- that pertains to this
17 particular sampling reported the
18 results, same results, in a tabular
19 format.

20 Q. Let me show you Plaintiff's Exhibit #10.
21 Is that the -- Is that the tabular
22 results that you talked about?

23 A. Yeah. This is not real clear, but this

1 is the -- the type of tabular results
2 which I was speaking of.

3 Q. So if we looked at -- For instance, the
4 results should be the same on these
5 sheets in Plaintiff's Exhibit #10 as
6 they are on those maps?

7 A. That's correct. It only appears that on
8 the maps the sample result perhaps has
9 been rounded to one significant digit
10 passed the decimal.

11 Q. And when you look at the designation,
12 the Sample ID in the right or the
13 left-hand column, you're looking at
14 those things that are located on the map
15 of Plaintiff's Exhibit #1 first. Is
16 that right?

17 A. That's correct.

18 Q. And that's HA-01 through -- for some
19 reason I go to HA-101. Why is that? On
20 Figure 1 it goes from HA-01 to HA-13 it
21 appears and then it starts with HA-101.
22 I assume there's a 102 on this
23 somewhere. Do you know why?

1 A. There is a 101 and a 102 and a 103.

2 Q. And a 104?

3 A. There's 104 and a 105.

4 Q. 105. Why is that, though? Why are
5 those samples numbered out of sequence?

6 You go back to this site at some
7 point in time and sample later after you
8 went that first day?

9 A. I believe that's correct, yes.

10 Q. Why?

11 A. I think we went back in this particular
12 case to better characterize the
13 concentrations around that highest
14 result that was found in the rear yard
15 that is identified as Sample No. HA-01.

16 Q. That's 9.4?

17 A. 9.4.

18 Q. So if one looked on this compilation of
19 results, if we would go up to 13 for
20 2424 Griffis and then you would go to, I
21 guess, HA-13, can you show me on the
22 tabular results where 9.4 is? Frankly,
23 I don't see it.

1 A. That HA-01.

2 Q. Was 9.5?

3 A. Is 9. -- It looks like to me, and I
4 can't quite read this. It looks like
5 it's 9.3 something.

6 Q. 7?

7 A. And it may be 9.37.

8 Q. Okay.

9 A. And that's why I indicated that it
10 appeared like it was -- the results were
11 rounded off in the maps.

12 MR. NEWSOM: I think both of you
13 are just guessing. I don't
14 believe either one of you can
15 read the number on that, not
16 that I could either. I'm not
17 making a disparaging remark
18 about either one of your
19 ages, but it's hard to read.

20 A. Even if it wasn't fuzzy, I would still
21 have a problem with my eyesight, but ---

22 Q. (By Mr. Stewart) Okay. Now were those
23 tabular results that you got here also

1 sent to the EPA with Dr. Kaley's letter?

2 A. I believe so.

3 Q. So the maps and the tabular results were
4 all sent?

5 A. In addition to -- I think I mentioned a
6 Word -- and by "Word," I mean the
7 software Microsoft Word -- tabular
8 document that was a summary of the
9 results for all 13 properties. That was
10 also included in that package that went
11 to the EPA.

12 Q. Now were there some results that the
13 Plaintiffs had gotten on these
14 properties, too, sent to them or did you
15 just make that comparison in the letter?

16 A. No. In that Word document, that table,
17 for each one of the properties there was
18 listed in one column the Solutia results
19 and then another column, and I don't
20 know whether it was Plaintiffs' results
21 or Plaintiffs attorney's results or
22 exactly what -- what that column was
23 named.

1 Q. It could be one in the same, couldn't
2 it?

3 A. The what?

4 Q. It could be one in the same, isn't it?
5 Let me -- I assume if the Plaintiffs'
6 lawyer did it, they did it for the
7 Plaintiff.

8 A. Oh, yes. Certainly, yeah.

9 Q. Okay.

10 A. Yeah, there was one column representing
11 the Plaintiffs.

12 Q. All right. You want to get yourself a
13 cup of coffee?

14 A. Oh, thank you. I believe I will.

15 Q. Could you please identify for me --
16 Identify for me #7, #8, and #9.

17 A. I guess first, generally, #7, #8 and #9
18 are three documents from the same Excel
19 spreadsheet that deal with Choccolocco
20 Creek sampling results and access to
21 Choccolocco Creek for sampling purposes.

22 Q. What is #7 specifically?

23 A. #7 is, I guess for better word, my notes

1 on the Solutia access to Choccolocco
2 Creek properties in order to conduct
3 sampling, PCB sampling, in the sediment
4 in Choccolocco Creek between the
5 confluence of Snow Creek and Choccolocco
6 Creek downstream some 25 miles to Lake
7 Logan Martin.

8 Q. Now let me ask you some questions
9 about -- There's an access letter sent
10 to a Conservancy District. What is
11 that, if you understand?

12 A. I'm not sure I know the full background
13 of the Choccolocco Creek Conservancy
14 District, and I think it was Choccolocco
15 Creek Water Shed Conservancy District.
16 This was an organization -- I'm not sure
17 it was an organization -- a project
18 perhaps set up under the Natural
19 Resources Agency there in Anniston by
20 which they have in the past dealt
21 directly with a number of property
22 owners on conservancy issues along the
23 Snow Creek or along Choccolocco Creek,

1 principally in Calhoun County.

2 Q. Who is it that you deal with in
3 connection with that?

4 A. The person that I've talked with there
5 is -- I think her last name is Pettus,
6 P-E-T-T-U-S, and I don't know --
7 Jennifer Pettus.

8 Q. And is she President of that
9 organization or Chairman or whatever?

10 A. I think she was Director of the
11 Conservancy District.

12 Q. Is that a federally funded organization
13 or is it something that was just
14 created, nonprofit-type organization
15 created to conserve the creek?

16 A. I guess I was under the impression it's
17 federally funded.

18 Q. And what have your dealings been? Just
19 to gain access or are there other
20 dealings that you have had with that?

21 A. The dealings I have had with the
22 Conservancy District was identifying
23 property owners that they knew that

1 owned property along the various
2 stretches on either side of Choccolocco
3 Creek and identifying where they had
4 easements along Choccolocco Creek.

5 Q. Where who had easements?

6 A. The Conservancy District.

7 Q. They had some easements?

8 A. The Choccolocco Creek Water Shed
9 Conservancy District does have
10 easements, and I'm not sure of the
11 particulars of the easements, but it's
12 an easement on each side of Choccolocco
13 Creek for a certain stretch of the creek
14 downstream toward Lake Logan Martin.

15 Q. When did they acquire those?

16 A. I don't know.

17 Q. Has that been within the past two years?

18 A. I'm under the impression they've had
19 them for a number of years.

20 Q. A long period of time?

21 A. Yes, sir.

22 Q. And what were your dealings with them
23 about those easements?

1 A. At that point we were -- This was, I
2 guess, similar to -- well, not similar
3 to -- what we had planned for
4 Snow Creek, and that is to do sediment
5 sampling. And we were going to do
6 sediment sampling along Choccolocco
7 Creek at distances of approximately
8 every 1000 foot. And we were going to
9 conduct the sampling of sediment in the
10 creek and in certain areas perhaps soil
11 sample right there at the top of the
12 bank. And so we met with the
13 Conservancy District to see if they
14 could assist us in being able to
15 identify and communicate with property
16 owners along this stretch to see whether
17 we could have -- whether it was okay
18 with them that we sample the creek and
19 perhaps top-of-bank samples adjacent to
20 the property.

21 Q. Did you reach some kind of an agreement
22 with them?

23 A. The agreement we reached is that they

1 would, after talking with -- I think
2 there is a -- I think there's a board, a
3 group, that presides over the
4 Conservancy District. I think there was
5 a proposal that went forth. They okayed
6 the sending out of letters to all the
7 property owners from Transects 1
8 through, I think, Transects 40 or
9 thereabouts.

10 Q. Do you know what distance along the
11 creek that is?

12 A. What distance what, sir?

13 Q. What distance -- I mean is that five
14 miles of the creek? Two miles of the
15 creek? What distance is that?

16 A. Well, it would be, oh, eight miles or
17 so.

18 Q. What kind of an agreement do you have?
19 Is it something in writing that you have
20 with them as to what kind of
21 arrangements you all have other than
22 just sampling or just ---

23 A. No, nothing that I'm aware of; no type

1 of formal agreement at all.

2 Q. Are you working with them on something
3 other than sampling of Monsanto or
4 Solutia, working with the Conservancy
5 District on something other than
6 sampling?

7 A. The only thing that I'm aware of --
8 Other than sampling?

9 Q. Yes.

10 A. No, not that I'm aware of, no.

11 Q. Well, you peeked my curiosity. You said
12 the only thing you're aware of is
13 sampling. Is that what you were about
14 to say? Or is there some other
15 arrangement?

16 Mr. Branchfield indicates that
17 Monsanto and Solutia were working with
18 them on a -- the Conservancy District on
19 some kind of conservation corridor. Do
20 you know anything about that? Heard
21 anything about that?

22 A. I've heard -- I've heard the concept but
23 I don't know of any discussions, nor who

1 we were talking with on that issue. And
2 quite frankly, I didn't -- I guess I was
3 under the impression that this
4 Choccolocco Creek Water Shed Conservancy
5 District may not even exist today. I
6 mean they're a part of this Natural
7 Resources Agency, but I'm not sure
8 whether that Conservancy District as
9 originally developed even exists. I
10 have not dealt with them in a number of
11 years.

12 Q. Have you dealt or do you -- Are you
13 aware of any dealings with property
14 owners about purchasing an easement for
15 a conservation corridor?

16 A. No.

17 Q. Have you been a part of any
18 conservations with people who are
19 leaders in the community who represent
20 the Governor in connection with that?

21 A. No.

22 Q. Do you know a gentleman named "Doug
23 Ghee"?

1 A. G-E-E?

2 Q. G-H-E-E.

3 A. No, I do not.

4 Q. Do you know a fellow named "Pete

5 Conroy"?

6 A. I've heard Pete Conroy's name.

7 Q. From whom?

8 A. I've heard the name "Conroy." I guess I

9 was thinking that Pete Conroy is an

10 individual that is a professor in

11 Environmental Affairs and Environmental

12 Policy at Jackson State University.

13 Q. Jacksonville?

14 A. Jacksonville. Jacksonville.

15 Q. He's a professor there?

16 A. I'm under the impression he's a

17 professor there.

18 Q. Okay.

19 A. Environmental Policy.

20 Q. And do you have any idea as to whether

21 or not anybody from Monsanto has met

22 with Mr. Conroy?

23 A. No.

1 Q. Okay. Have you ever met with him --

2 A. No.

3 Q. -- about either the Choccolocco Creek or
4 the Snow Creek testing or anything like
5 that?

6 A. No.

7 Q. Has Dr. Kaley or Mr. Branchfield, if you
8 know?

9 A. I don't think so.

10 Q. Okay. Have you ever met or been a part
11 of a group of people that met with a
12 representative of the Governor's Office
13 about a conservation corridor along
14 Choccolocco Creek or from the confluence
15 of Snow Creek down to Lake Logan Martin?

16 A. No.

17 Q. Do you know if anybody from Monsanto
18 has?

19 A. Met with the Governor or the
20 Governor's ---

21 Q. Or the Governor's representative.

22 A. No. No, I don't.

23 Q. Does David Robertson still represent you

1 all? The guy who used to regulate you
2 all? Does he still represent you all as
3 a lobbyist in Montgomery?

4 A. What's that name again?

5 Q. David Robertson.

6 A. I don't know. I'm not familiar with
7 that name.

8 Q. Are you familiar with a "Glen Ruskin"?

9 A. Yes.

10 Q. Were you a party to or did you have some
11 knowledge about a meeting that was set
12 up by Mr. Ruskin with Bill Lashinsky
13 who's a member of the Justice
14 Department, an attorney in the Justice
15 Department, and EPA officials from
16 Region 4 which took place this spring?

17 A. No.

18 Q. You don't know anything about an
19 agreement in principle about the final
20 corrective action for this plant site?

21 A. No, none at all.

22 Q. Dr. Kaley hasn't told you about that
23 meeting where they had a group of people

1 from the plant? I think Mr. Branchfield
2 might have gone or someone else from the
3 plant. I think it was Mr. Branchfield
4 but certainly Dr. Kaley and Glen Rushkin
5 and you all met with -- they met with
6 Lashinsky and worked out a final
7 corrective action?

8 MR. NEWSOM: Object to the form.

9 A. Bob Kaley has not mentioned anything to
10 me.

11 Q. (By Mr. Stewart) Okay. Tell me, if you
12 would, if you know who Mr. Ruskin is.

13 A. I believe Glen Ruskin works for Solutia
14 in our Washington office.

15 Q. The lobbyist for you?

16 A. No, sir. He is a Vice-President of
17 Public Affairs.

18 Q. Isn't that a lobbyist?

19 A. I guess I've always thought in terms of
20 a lobbyist as someone that you may hire
21 outside of the company to represent you
22 in some way. I guess anyone in
23 Washington could be construed as a

1 lobbyist, but ---

2 Q. Well, wasn't he hired to actually make
3 Monsanto's case or Solutia's case with
4 members of Congress or regulators,
5 people like that?

6 MR. NEWSOM: Object to form.

7 A. No. I don't know why he was -- the
8 particulars on how you hire -- We've
9 always had, from my knowledge,
10 representation in Washington, DC.

11 Q. (By Mr. Stewart) And the purpose of
12 that is what? Just to educate those
13 folks as to what you do or get them to
14 do what you want them to do?

15 MR. NEWSOM: Object to the form.

16 A. In most cases I never knew what they did
17 other than if, for example, your CEO
18 wanted to meet with certain
19 constituencies or certain individuals,
20 then you would have those individuals
21 that could, I guess, help that happen.

22 Q. (By Mr. Stewart) So they help make that
23 -- Maybe members of Congress or the

1 administrative ---

2 A. Could be members of Congress or staff
3 members.

4 Q. The Administrative Assistant to, say,
5 Christy Todd Whittman, if you all wanted
6 to have some meeting like that, he would
7 set that kind of meeting up?

8 A. I would presume that would be the person
9 that would --

10 Q. That would do that?

11 A. -- that you would go to.

12 Q. Okay. Well, that would be sort of easy
13 for them now, wouldn't it, to do?

14 Mister -- It wouldn't be a difficult
15 thing to do, would it?

16 MR. NEWSOM: Object to form.

17 A. Who?

18 MR. NEWSOM: If you understand and
19 know.

20 A. You mean for Glen Ruskin?

21 Q. (By Mr. Stewart) For Glen Ruskin to set
22 it up with the Administrative Assistant
23 to Christy Todd Whittman. That wouldn't

1 be real difficult to do, would it?

2 MR. NEWSOM: Same objection.

3 A. I wouldn't know.

4 Q. (By Mr. Stewart) Do you know a
5 "Judy Fisher"?

6 A. I know a "Fisher." I don't know -- I
7 don't know whether her first name is
8 "Judy."

9 Q. Doesn't she serve as the
10 Administrative -- Whatever her first
11 name is, doesn't she serve as the
12 Administrative Assistant or the
13 Executive Assistant to Christy Todd
14 Whittman?

15 A. Oh, no. The Fisher that I was thinking
16 about now works for Monsanto. Not
17 Solutia, but Monsanto. And she used to
18 head up the Department of Toxic
19 Substances in Pesticides.

20 Q. For Monsanto?

21 A. No. For EPA.

22 Q. Oh, for EPA.

23 A. Yes.

1 Q. But hasn't she not gone back to work for
2 the EPA?

3 A. This individual that I'm thinking of,
4 the Miss Fisher, no. I guess I was
5 under the impression she still worked
6 for Monsanto.

7 Q. Okay. There's a woman who worked for
8 Monsanto in the Washington office. I
9 believe her name was "Fisher" who was a
10 lobbyist for at least Public Affairs,
11 whatever you want to call it, and she
12 had worked for EPA in the enforcement
13 division of the area that you're talking
14 about.

15 A. Okay.

16 MR. NEWSOM: Is that a question?

17 Q. (By Mr. Stewart) And she went to work
18 for Monsanto after she left the
19 Government some eight years ago. Do you
20 know of such a person that left
21 Monsanto, went to work for the EPA? Be
22 under public administration?

23 A. Well, the people -- the person that I'm

1 thinking about, now I'm thinking maybe
2 her name was "Linda Fisher" --

3 Q. Linda Fisher.

4 A. -- that worked for the EPA and then
5 joined Monsanto.

6 Q. Right.

7 A. But I'm not aware of her then leaving
8 Monsanto and going back to the EPA --

9 Q. Was she ---

10 A. -- or to any other regulatory agency.

11 Q. When she left EPA, did she work in
12 Washington, Linda Fisher?

13 A. I -- Yes, I believe she did.

14 Q. Okay. So if there's a Linda Fisher who
15 left the Monsanto office in Washington
16 and went to work for Christy Todd
17 Whittman as an Executive Assistant or
18 Administrative Assistant, that quite
19 possibly could be the same person? Is
20 that ---

21 A. It may be the same person.

22 MR. NEWSOM: Object to form.

23 Q. (By Mr. Stewart) And obviously, during

1 that eight-year period of time,
2 Miss Fisher worked for Monsanto. Is
3 that correct?

4 A. She worked ---

5 Q. The past eight years.

6 A. She worked for a period, and I'm not
7 sure of the timing at all. I don't know
8 whether it was eight or six. It was
9 prior to the split, so it was prior to
10 1997.

11 Q. And she worked in Washington?

12 A. She worked in Washington.

13 Q. What did she do there?

14 A. She was a Vice-President but I don't
15 know what, Vice-President of what. I
16 don't know what her title was.

17 Q. Vice-President for Governmental Affairs?
18 Did she have the same responsibilities
19 as someone like that?

20 MR. NEWSOM: Well, he said he
21 didn't know.

22 A. Yeah. She was a Vice-President but I
23 don't know whether her title was

1 Governmental Affairs.

2 Q. (By Mr. Stewart) She didn't handle an
3 operating unit, did she? I mean like a
4 plant.

5 A. Oh, no, sir. That's right.

6 Q. She dealt with the liaison? With
7 regulators?

8 A. And it could have been Governmental
9 Affairs or Legislative Affairs or in
10 some capacity of that sort, that's true.

11 Q. How many members of the board of
12 Monsanto are you familiar with who
13 served, Mr. Eley, in government in some
14 fashion?

15 A. I guess ---

16 MR. NEWSOM: Of Solutia or
17 Monsanto now?

18 MR. STEWART: Of Monsanto.

19 A. Yeah. At this stage, in all honesty I'm
20 not sure I know.

21 Q. (By Mr. Stewart) Is Micky Kantor on
22 that board?

23 A. Micky Kantor was on that board. Whether

1 he is currently on the board, I don't
2 know.

3 Q. Is Ruckelhaus on the board?

4 A. At one point in the past Ruckelhaus has
5 been a board member but I don't know the
6 current status of that.

7 Q. Okay. Do you all have members of
8 Solutia's board who have been involved
9 at some point in time with the
10 Government, specifically with the EPA?

11 A. Well, I hate to admit this, but I'm not
12 really sure who is on our board these
13 days. I do know that after the spin of
14 Solutia from Monsanto, I believe there
15 were some of the board members that had
16 duties of board membership for Solutia.
17 I have to go back and look at my annual
18 report. I'm just not sure.

19 MR. NEWSOM: Why don't you tell
20 him now just before I forget
21 -- You asked earlier, Donald,
22 about the CFO, the name.

23 A. The CFO that we talked about a while

1 ago, his name is "Robert" -- we call him
2 "Bob Clausen," C-L-A-U-S-E-N. I believe
3 that's correct.

4 Q. (By Mr. Stewart) And he's the guy that
5 would know about the reserves?

6 A. He is the fellow that knows anything
7 dealing with financial matters in
8 Solutia.

9 Q. This document, Plaintiff's Exhibit #7,
10 indicates that you all had contact with
11 an Ed Wade or Mike Godfrey from Alabama
12 Power Company. Do you know what that
13 had reference to?

14 A. Yes.

15 Q. What?

16 A. I believe that -- I probably -- I've had
17 contact -- I have had contact with
18 Godfrey.

19 Q. Mike?

20 A. I think Faust had contact with Wade.
21 Yes. That was in the context of getting
22 permission from APCO for us to sample
23 portions of Choccolocco Creek adjacent

1 there to the property, some 18 parcels,
2 10 to 18 parcels that they owned
3 adjacent to Choccolocco Creek.

4 Q. And that's the only connection you all
5 have? I mean the only purpose you had
6 in contacting them?

7 A. In this context, yes. Yes.

8 Q. Now you say "Survey Lead." Is that for
9 BB&L? That's a "Jim Hassett"?

10 A. That's correct.

11 Q. And then there's a Mr. Alan Fowler. Is
12 he the project person? Is he the person
13 that put the plan together and also
14 conducted the tests?

15 A. I believe that's -- Alan Fowler is a
16 principle in BB&L, principle, partner.
17 I'm not sure what you would call his
18 title. I think that this individual you
19 mentioned, Hassett, reports up through
20 Fowler.

21 Q. Okay. So Hassett is the man on the
22 ground --

23 A. That's correct.

1 Q. -- who actually conducted the test?

2 A. Correct.

3 Q. All right. You have perhaps told me
4 previously, but this work that you're
5 doing has been approved by EPA and by
6 ADEM and the manner in which you're
7 doing it and the process you all are
8 going through?

9 A. Approved by. My understanding is
10 approved by ADEM because the work plans,
11 as I understand, were submitted to ADEM,
12 but I believe the work plans also were
13 submitted to the EPA.

14 Q. #8 and #9 appear to be results. Is
15 there any difference in those?

16 A. Yes.

17 Q. What is that?

18 A. Let me explain it, if I could. Exhibit
19 #9 is a subset of information found on
20 Exhibit #8. Exhibit #9 includes all of
21 those parcels adjacent to which samples
22 were taken and analyzed of sediment in
23 Snow Creek or in Choccolocco Creek.

1 The Exhibit #8 is a spreadsheet
2 that is sorted by transection number,
3 the number found in the third column.
4 So what I did is I took Exhibit #8. I
5 sorted this document electronically to
6 say, "I want to see all entries that
7 have some narrative of any kind in the
8 last column."

9 Q. And that's what #9 is?

10 A. That's what #9 is. Then -- I then say
11 that is #9. And then I said, "Sort this
12 document by owner's name." And that's
13 why this is the owner then that had
14 sample results on which I communicated
15 in a series of letters to each
16 individual.

17 Q. Do you have those letters?

18 A. Those letters, again, were all sent to
19 the individual property owners and also
20 a copy of each one of them to Buddy Cox.

21 Q. We may have those, too. They just told
22 the owner of the property the results?

23 A. And I think that this exhibit, #7,

1 indicates when those sample results were
2 mailed and how many letters went out.

3 Q. Okay. Tell me, if you would, why you
4 all didn't do any acquiesce phase
5 testing.

6 A. I don't know. Again, this was a part of
7 a work plan that was submitted to ADEM.
8 And so when I came into the scene, it
9 says, "Here's a work plan. Now we need
10 to get access." And so my job was
11 solely to communicate -- number one,
12 identify all of these individuals,
13 communicate with the individuals, and
14 then see if we could gain access so that
15 we could do this study.

16 Q. Okay. So you don't know why they didn't
17 do acquiesce phase testing is what
18 you're telling me?

19 A. No, I do not.

20 Q. Okay. But you did not do any?

21 A. As a part of this study, I don't think
22 we did any.

23 Q. Okay. Was any required of you at all

1 under the consent order? Did you
2 anticipate having to do some?

3 A. That, I don't know --

4 Q. Okay.

5 A. -- because the only thing I had
6 available really at that point was the
7 work plan.

8 Q. All right. Now what other projects
9 other than this soil sampling on -- I'll
10 give you these -- soil sampling on
11 Choccolocco Creek did you have any part
12 to play since you were last deposed?

13 A. I think we talked about the sampling,
14 the sediment sampling, the communication
15 of sediment sampling results to the
16 Choccolocco Creek property owners. I
17 think we talked about gaining access
18 prior to being able to sample, and so
19 there was that communications.

20 Earlier we looked at an exhibit
21 that talked about sampling results in
22 Snow Creek. So since the last
23 deposition, two of the projects and one

1 quite massive was going out and gaining
2 access or identifying property owners
3 along Snow Creek and going out and
4 meeting with those individuals to gain
5 access in order to do the survey and
6 sampling.

7 Q. I guess what I'm asking is: Other than
8 those things, what else have you been
9 involved in? That's what I was trying
10 to ask. I understand you've done those.
11 I was asking ---

12 A. Okay. Then we talked about the sampling
13 of the 13 properties.

14 Q. Other than that. I mean just ---

15 A. There was -- I guess very soon after the
16 last deposition I was over in Anniston
17 while we were sampling the John Swift
18 property.

19 Q. So you participated in that?

20 A. Correct.

21 Q. Okay. And other than the John Swift
22 property, what -- what else did you do?

23 A. We've done -- At least I've been

1 involved in additional sampling at the
2 First Missionary Baptist Church.

3 Q. Do you have an agreement with them,
4 Monsanto?

5 A. Agreement?

6 Q. Yeah. About remediating their property;
7 building them a new church?

8 MR. NEWSOM: Object to the form.

9 A. The only agreement that -- I guess
10 clearly the first agreement we had was
11 an agreement to -- to buy a portion of
12 the property there on the far east side,
13 and we closed on that. The other
14 agreement we've got is I guess what I
15 would consider a leasing agreement where
16 we are currently leasing a portion of
17 the property on directly west of
18 Snow Creek, between Snow Creek and the
19 church building.

20 Q. For what?

21 A. For eventual remediation of the property
22 within the fenced-in area. There's a
23 fenced-in area.

1 Q. So you put a fence up?

2 A. That's correct.

3 Q. What, did you find some high levels of
4 PCBs on that property that you feel
5 compelled to remediate?

6 A. We did find some elevated levels of PCB
7 about midway between that fence and the
8 creek proper.

9 Q. Above 10?

10 A. Above 10.

11 Q. What was the highest level you found
12 there?

13 A. For some reason 249 PPM sticks in my
14 mind.

15 Q. Well, how is it that you get away with
16 leaving that just laying out there on
17 that property and fence it in? Did you
18 get permission from EPA to do that?

19 MR. NEWSOM: Object to the form;
20 argumentative.

21 A. I'm not sure what -- what
22 communications -- Well, I know there's
23 been communications between Bob Kaley

1 and the EPA. And so the EPA is
2 knowledgeable, as is ADEM, of the
3 results on soil sampling out there. And
4 I think that's one reason since they
5 were elevated that we wanted to fence
6 and control access.

7 Q. (By Mr. Stewart) So you were allowed by
8 EPA and ADEM to put a fence around it as
9 opposed to remediating it?

10 MR. NEWSOM: Object to the form.

11 A. Well, our plans are to remediate.

12 Q. (By Mr. Stewart) I understand that, but
13 that's sometime in the future. In the
14 meantime you all were allowed to put a
15 fence there?

16 MR. NEWSOM: Object to the form.

17 A. We would have put a fence whether ---

18 THE WITNESS: Excuse me. I'm
19 sorry.

20 MR. NEWSOM: That's all right.

21 Object to the form.

22 Q. (By Mr. Stewart) He's just earning his
23 money, Mr. Eley.

1 A. Yeah, we would have put the fence
2 whether we remediated on Day 1 or Day
3 100.

4 Q. But they have not required you -- EPA,
5 nor ADEM, have not required you as of
6 this time to remediate that property now
7 presently?

8 A. That's my understanding, but I -- if
9 they had, I wouldn't know.

10 Q. Is that near a body of water?

11 A. That's adjacent to Snow Creek.

12 Q. Okay. And was the 249 parts per million
13 found near the creek bank, near the
14 creek itself?

15 A. It was found on the very top, about 25
16 to 30 foot from the berm of the creek at
17 a point approximately, and I'm going to
18 guess, 12 foot above the creek.

19 Q. Just curious. Which foundry did you all
20 ask to join with you in remediating that
21 property?

22 MR. NEWSOM: Object to form.

23 A. What -- Which ---

1 Q. (By Mr. Stewart) F-O-U-N-D-R-Y,
2 foundry.
3 A. Which foundry --
4 Q. Yeah.
5 A. -- did we ---
6 Q. Did Monsanto ask to join with them in
7 remediating that property?
8 A. I don't know which -- which foundry.
9 Q. Is there a foundry, to your knowledge,
10 that you all have asked to assist you in
11 remediating that property?
12 A. Not to my knowledge.
13 Q. Okay. Is there anybody in the foundry
14 business that you all asked to assist
15 you in putting up the fence?
16 A. I don't know of anyone that we've asked
17 in the foundry business.
18 Q. To help you do that?
19 A. I don't know of anyone in the foundry
20 business we've asked to do -- I mean
21 just asked ---
22 Q. Anything?
23 A. -- to do anything.

1 Q. Okay. I just wondered. I was curious.
2 During lunch time I thought I had asked
3 you on these projects, and they
4 certainly didn't participate in the
5 sediment testing on Choccolocco or
6 Snow Creek; no foundry did, did they?

7 A. Not to my knowledge, no.

8 Q. Okay. Tell me, if you would, what other
9 projects. You mentioned the First
10 Missionary Baptist Church. Were you
11 involved in the Choo-Choo Drive-In
12 purchase?

13 A. Yes.

14 Q. How?

15 A. I think that -- Let's see. That
16 property was a part of a -- a property
17 owned by Patterson Pace, Pat Pace.

18 Q. "Pat Pace"?

19 A. Yes. I think this is -- If I'm not
20 wrong, I think this was one of the
21 properties we talked about at the last
22 deposition.

23 Q. Okay. I'm sorry.

1 A. That -- Because we closed on that
2 property.

3 Q. Frankly, I read that deposition and I
4 couldn't figure out what the lawyer on
5 our side was asking, but ---

6 A. Okay. We closed on that property in
7 January of 1999, and so I know that I
8 didn't have any involvement after the
9 first of the year because I rarely get
10 involved in any transaction once you get
11 close to closing because I don't even --
12 I don't handle those things.

13 Q. Do you know what was paid for that
14 property?

15 A. The Pat Patterson Pace property, we --
16 the purchase price was, I believe, the
17 appraised value. Appraised value was
18 \$140,000. That included three buildings
19 along with the -- the land itself.

20 Q. Are those buildings in use now?

21 A. One of the buildings is standing and in
22 use.

23 Q. By Monsanto?

1 A. Well, Monsanto leases it.

2 Q. To who?

3 A. To a tenant that was there when we
4 purchased the property.

5 Q. And what is that tenant?

6 A. Excuse me?

7 Q. What is that tenant?

8 A. A gentleman named "Lemanuel Sanders."

9 Q. And what does he do there?

10 A. Lemanuel Sanders runs this variety shop
11 and car wash or detail shop.

12 Q. Now have you done any work there,
13 remediating that property?

14 A. There was one area right behind the
15 building that I recall was 7 PPM, and I
16 believe that we may have remediated that
17 some time ago.

18 Q. Do you know the cost of that?

19 A. The ---

20 MR. NEWSOM: The cost?

21 Q. (By Mr. Stewart) Of the remediation.

22 MR. NEWSOM: The cost.

23 A. Oh, no. No.

- 1 Q. (By Mr. Stewart) Do you know where they
2 took the soil?
- 3 A. No, I don't.
- 4 Q. Now other than the Choo-Choo Drive-In,
5 were you involved in the Ice House
6 transaction?
- 7 A. The Ice House purchase?
- 8 Q. Yes.
- 9 A. No, not at all.
- 10 Q. Monsanto did purchase it, though, didn't
11 it?
- 12 A. Yeah. Now it was Solutia.
- 13 Q. Well, Solutia.
- 14 A. Solutia, yeah, has purchased that, I
15 believe, yes.
- 16 Q. Now let's see. That's a pawn shop, the
17 Ice House, Choo-Choo Drive-In. Did you
18 all purchase the old Laundromat there
19 and little filling station on the
20 corner?
- 21 A. That was, I think, that Sunshine
22 Laundromat and, yes, we purchased that.
- 23 Q. And then you purchased a little -- Was

1 that a little filling station?

2 "Stop-N-Go" or something like that?

3 A. Stop-N-Go -- I believe it was called
4 "Stop-N-Go Food Mart."

5 Q. How much did you pay for the Laundromat?

6 A. I'm not sure on the Laundromat.

7 Q. Who would know that?

8 A. Well, Buddy Cox knows.

9 Q. What about the Stop-N-Go?

10 MR. NEWSOM: You want to go ahead
11 and notice his deposition?
12 I'll send him, if that's
13 possible.

14 Q. (By Mr. Stewart) What about the
15 Stop-N-Go?

16 A. The Stop-N-Go, I think the purchase
17 price on that was \$150,000.

18 Q. Have you done any remediation on that?

19 A. Yes, as a part of an overall remediation
20 on the north side of -- what we call the
21 north side of the plant.

22 Q. Now what about the ironworks, the
23 Anniston ironworks? Were you involved

- 1 in that?
- 2 A. No.
- 3 Q. Okay. It was purchased before you got
- 4 there?
- 5 A. No. It was -- I think the negotiations
- 6 to purchase that was while I was
- 7 continuing to come in and out of
- 8 Anniston.
- 9 Q. But you weren't involved in that?
- 10 A. But in terms of, you know, setting the
- 11 price or negotiations or anything of
- 12 that sort.
- 13 Q. What ---
- 14 A. I may have gone over with Alan Faust at
- 15 one time to talk with Mr. Ricky Jones on
- 16 purchase options.
- 17 Q. Well, I believe that preceded this
- 18 deposition, so I won't ask you any more
- 19 about that.
- 20 A. Okay.
- 21 Q. What other things have you been involved
- 22 in since '99?
- 23 A. Let's see. In late 2000, and I'm not

1 sure when but it was the fall or -- fall
2 or winter of 2000, 2001, we entered into
3 administrative order on consent with the
4 EPA which included removal actions where
5 elevated levels of PCB were found in the
6 Anniston area. As a result, there were
7 a number of work plans that were
8 developed. I did not develop any work
9 plans, but I was a part of a review
10 group that reviewed work plans and
11 commented on work plans.

12 Q. Okay. Did you meet with the EPA at all?

13 A. No.

14 Q. And what was the basis of your comments
15 about those work plans, those removal
16 work plans?

17 A. Most of my comments were minor in
18 nature, looking at corrections,
19 spellings. There was street names
20 mentioned or addresses mentioned, and I
21 remember one time, you know, I said that
22 address is probably incorrect because
23 that street does not exist and it's

1 probably this or that, but most of mine
2 was just based on prior knowledge of the
3 Anniston area.

4 Q. How -- Did Monsanto come up with or
5 Monsanto in conjunction with the EPA
6 come up with a trigger level of 10 for
7 parts per million for emergency removal?

8 A. That, I have no idea.

9 Q. What about the 2 parts per million? Do
10 you understand that to be the level down
11 to which they would clean?

12 MR. NEWSOM: Object to the form.

13 A. Yeah, that's -- I've seen the 2 PPM, and
14 I don't know whether that -- EPA has
15 precedence in other regions or not. I
16 don't know how the -- how they derive
17 the 2 PPM.

18 Q. (By Mr. Stewart) Where did you get the
19 precedence in other regions? Where did
20 that come from?

21 A. Well, the EPA has got removal actions
22 in -- Based on my experience or based on
23 my knowledge, they have removal actions

1 of many what they call Super Fund sites
2 around the nation, various removals.
3 It's clear that there are certain
4 constituents that are found at Super
5 Fund sites, including polynuclear
6 aromatic hydrocarbons, including PCBs,
7 including vinyl chloride. So there's a
8 number of those constituents. And so
9 the EPA at various regions or in various
10 regions may take removal action on these
11 particular materials and use various
12 levels, and that's what I'm talking
13 about by precedence. I don't know of
14 specific instances.

15 Q. Have you had conversations with people
16 either at Monsanto or EPA about that?

17 A. No.

18 Q. Do you know of any conversations that
19 have taken place about the precedence of
20 other areas?

21 A. No.

22 Q. What do you know about Pittsfield,
23 Massachusetts?

1 MR. NEWSOM: You mean GE or just
2 Pittsfield generally or ---

3 A. No. My knowledge of Pittsfield, I
4 guess, is I've heard of it, but I --
5 Other than the name, ---

6 Q. (By Mr. Stewart) What do you know about
7 "Housatonic", the clean-up on the
8 Housatonic?

9 A. Very little.

10 Q. What do you know about the dredging
11 that's being done on the Hudson? Do you
12 know anything at all about that?

13 A. In a general way, vaguely; only from the
14 standpoint of what I've read in trade
15 magazines.

16 Q. What is the difference, if you know,
17 Mr. Eley, between the Hudson and -- the
18 contamination on the Hudson and the
19 contamination on Snow Creek or
20 Choccolocco Creek?

21 A. Oh, --

22 MR. NEWSOM: Object to form.

23 A. -- I have no idea.

1 Q. (By Mr. Stewart) You have no idea?

2 A. I have no idea.

3 Q. Have you all made any decision about
4 whether or not you all are going to
5 dredge any portion of Snow Creek or any
6 portion of Choccolocco Creek?

7 A. To the best of my knowledge, I'm not
8 aware of any remedial actions as being
9 discussed.

10 Q. So there's no intention on the Company's
11 part, I take it then, to offer to dredge
12 any portion of that?

13 A. Well, not that I'm aware of. There
14 could be proposals on the table. I
15 don't know.

16 Q. Is there any -- To your knowledge, is
17 there any requests by either ADEM or the
18 EPA for you all to dredge any portion of
19 Choccolocco Creek or Snow Creek?

20 A. Not that I'm aware of.

21 Q. What is the difference in Choccolocco
22 Creek and Snow Creek and Dead Creek at
23 Sauget?

1 MR. NEWSOM: Object to form;
2 vague, ambiguous.

3 A. What's the difference?

4 Q. (By Mr. Stewart) Yeah. Aren't they
5 both contaminated?

6 MR. NEWSOM: Object to form.

7 A. Dead Creek. Well, one of the
8 differences, I guess, is Dead Creek has
9 got -- and I've -- by no means have I
10 seen all the data. Dead Creek has much
11 higher concentrations of certain metals,
12 like zinc.

13 Q. Is that why they ordered it or is it
14 PCBs?

15 A. Zinc, iron.

16 Q. Is that why they ordered the dredging of
17 Dead Creek because of the zinc?

18 MR. NEWSOM: Are you finished with
19 your answer? Are you
20 finished with your answer?

21 A. Well, there's -- there's -- there is
22 about three metals; high levels of zinc,
23 high levels of two other metals that I'm

1 aware of.

2 Q. Did that come from you all's plant?

3 A. There's some of that that possibly
4 could. I'm just not that aware of what
5 all kinds of catalysts that we might
6 have used at the plant.

7 Q. So in addition to -- in addition to PCB
8 releases at that plant site, you also
9 had releases of zinc and other metals?

10 MR. NEWSOM: Object to the form.

11 Mischaracterizes what he just
12 said.

13 A. Yeah. I'm not sure if we have releases
14 of zinc. Certainly, the major -- the
15 major entity in terms of zinc is a big,
16 and I can't remember the name of it,
17 zinc company. There's a zinc company
18 right there in that area.

19 Q. Okay. Are they participating in the
20 clean-up?

21 A. At this stage at Dead Creek in Sauget, I
22 think we're the only people that are
23 actually actively participating.

1 Q. So you all are the only responsible
2 party that's actually participating in
3 cleaning up the creek even though
4 somebody else perhaps polluted it?

5 A. There are other people, as I understand,
6 that we consider potentially responsible
7 individuals or companies, but we are the
8 people right now that -- I think we made
9 the decision early on that in order to
10 move the process forward, we would step
11 up to the plate in order to move it
12 forward.

13 Q. Why has that process that you're talking
14 about taken about 15 years? Have you
15 all been involved in that process of the
16 remediation at the Sauget plant, the
17 Krummrich plant in Sauget, for about 15
18 years?

19 MR. NEWSOM: Object to the form.
20 Are you talking about the
21 plant or are you talking
22 about Dead Creek or ---

23 MR. STEWART: All of it. Plant,

1 Dead Creek.

2 A. (By Mr. Stewart) Remediation of Dead
3 Creek we've been involved in -- It
4 started ---

5 Q. (By Mr. Stewart) Either one. The plant
6 site, ---

7 A. Must be a year ago.

8 Q. The plant site or Dead Creek or
9 wherever. You've all been involved in
10 characterizing that site for over 15
11 years, haven't you?

12 A. Well, I don't know how long we've been
13 characterizing the creek. I'm just not
14 that familiar with the creek.

15 Q. Your implication was in my response to
16 my question, Mr. Eley, that you all had
17 rushed in very quickly and agreed with
18 EPA, agreed with the Illinois equivalent
19 of the Alabama Department of
20 Environmental Management and accepted
21 responsibility and began to remediate.
22 But isn't it a fact, Mr. Eley, that you
23 all have been involved in protracted

1 discussions and many times not have had
2 cooperative discussions for about 15
3 years up there at the Krummrich Plant
4 about contamination of Dead Creek and
5 the surrounding area? Mississippi River
6 for that matter.

7 MR. NEWSOM: Well, object to the
8 form. You've heard something
9 that's totally different than
10 what he said, but ---

11 A. And I'm not aware of that, no.

12 Q. (By Mr. Stewart) So you don't know that
13 you've all been going for about 15 years
14 up there where Monsanto opposed to doing
15 certain things similar to the situation
16 at Anniston?

17 MR. NEWSOM: Object to the form.

18 A. That's right. I'm not aware of that
19 information.

20 Q. (By Mr. Stewart) Okay. So you don't
21 know how long the process has been going
22 on?

23 MR. NEWSOM: You're talking about

1 Dead Creek which, of course,
2 you asked about before? And
3 I guess ---

4 Q. (By Mr. Stewart) I'm talking about the
5 plant site, the dumps that you all had
6 along the river, Dead Creek, the whole
7 area up there around the Krummrich
8 plant.

9 A. Yeah, I'm not that familiar -- I'm
10 primarily -- I've got more familiarity
11 with the Dead Creek and Dead Creek
12 itself.

13 Q. Well, Dead Creek has certainly been the
14 subject of some concern by environmental
15 regulators, the regulators of the
16 environment from the State and the EPA
17 for longer than a year, hasn't it?

18 MR. NEWSOM: Object to the form.

19 A. No. Well, I wouldn't have -- I don't
20 really have any past knowledge of Dead
21 Creek.

22 Q. (By Mr. Stewart) Okay. So they could
23 have mentioned it before then. You just

1 don't know about it?

2 A. Excuse me?

3 Q. They could have mentioned it --

4 A. Who could have?

5 Q. -- before? The regulators; EPA,
6 Illinois.

7 A. What, to me?

8 Q. To Monsanto or to Solutia.

9 A. Oh, yes. I guess that's a possibility,
10 sure.

11 Q. All right.

12 A. I'm just saying I'm not aware of it.

13 Q. You're not aware of any activity that's
14 taken place at Sauget before -- as far
15 as the creek is concerned before a year
16 ago?

17 A. In terms of actual remediation, no.

18 Q. I'm talking about actual conversations
19 about remediation.

20 A. Oh, no. The only thing I'm aware of,
21 and this is, I guess, reading some of
22 the characteristics of the impoundment
23 areas along Snow Creek is, as I

1 understand, there was ---

2 Q. You mean Dead Creek?

3 A. Dead Creek, yeah.

4 Q. You said "Snow."

5 A. Is there was some sampling done in 1986
6 by -- I think it was Gary D. Miller in
7 certain areas.

8 Q. For whom?

9 A. I think it was done for Monsanto.

10 Q. Okay. To find contamination? Find out
11 whether or not it was contaminated?

12 A. They did sediment sampling and core
13 sampling.

14 Q. Now I just do a little simple math
15 and -- Were they looking for PCBs?

16 A. I think they did a screening where they
17 looked at PCBs and polynuclear aromatic
18 hydrocarbons, dioxins, metals.

19 Q. Why would they look for dioxin?

20 A. I think that when you get into a broad
21 scan analyses of industrial pollutants,
22 I think these days dioxin is one of the
23 -- I guess I thought that it was just a

1 standard test.

2 Q. Did you all look for them in Anniston?

3 A. In the soil sampling that I've been
4 associated with, the only thing we've
5 looked at is PCBs.

6 Q. Why then -- If it's a standard test, why
7 didn't you look for it in Anniston?

8 A. Well, because, as I stated, when I came
9 down or I came into that project in 1996
10 in March, we had a signed consent order,
11 and the consent order specified sampling
12 and analyzing and conducting an analysis
13 for PCBs.

14 Q. What, did you all just hoodoo those
15 folks in Alabama? Pull the wool over
16 their eyes of those people in Alabama?

17 MR. NEWSOM: Object to the form.

18 A. In what way?

19 Q. (By Mr. Stewart) Well, I mean you were
20 checking for dioxins up here in '86, I
21 believe you said, along the creek near
22 the plant site in Krummrich and that was
23 a standard test in 1986, but you didn't

1 do that in Alabama?

2 A. Well, let me clarify one thing. In 1986
3 I think that -- I mean I have seen
4 analyses on various chemicals.

5 Q. Right.

6 A. And I know that PCBs -- I know there
7 were a lot of volatile and semi-volatile
8 organics that were analyzed. Whether
9 dioxin was specifically analyzed, I'd
10 have to go back and look at that. I
11 don't know.

12 Q. Well, you're saying now that it perhaps
13 wasn't? You said earlier it was because
14 it's a standard test?

15 A. No. I'm saying it could have but I
16 don't know whether I said dioxin was.
17 When you asked me was dioxin analyzed
18 more recently, then I said "yes." We --
19 Or did Solutia analyze for dioxin? And
20 yes. When we analyzed Dead Creek, did
21 the analysis over the past couple of
22 years, then we used a broad screen --
23 what they call a "broad scan screen"

1 that included a whole series of volatile
2 organics, semi-volatile organics,
3 polynuclear aromatic hydrocarbons,
4 pesticides, herbicides, metals and
5 dioxin.

6 Q. So you have not looked for dioxins in
7 Anniston, though?

8 A. To the best of my knowledge. We may
9 have but I'm not just not aware of it.

10 Q. And what about dibenzyl purines?

11 A. And I'm not aware of any sampling or
12 analysis for dibenzyl, for the purines.

13 Q. Did you do that in Sauget? You did,
14 didn't you?

15 A. Purines are done as a part of the
16 dioxins analyses.

17 Q. Well, why in your work plan didn't you
18 suggest to the folks at ADEM that you do
19 the same thing in Anniston?

20 A. Well, I didn't develop the work plan.

21 Q. What reason do you know of that they
22 left that out?

23 A. Well, I don't know of any reason why

1 they did or why they didn't. I'm not
2 aware of -- I don't know who developed
3 the work plan.

4 Q. Isn't it fair to say that you all did?

5 A. I don't know whether it was -- Well, the
6 original work plan, that was the consent
7 order. I guess that was developed -- I
8 was under the impression it was
9 developed by the Department of
10 Environmental Management and Department
11 of Health.

12 Q. The consent order?

13 A. Yes.

14 Q. Well, isn't it a fact that you all duped
15 for the Department of Health just like
16 you did the Alabama Department of
17 Environmental Management about PCBs?

18 MR. NEWSOM: I object to the form.

19 A. I don't -- Not to my knowledge, no.

20 Q. (By Mr. Stewart) Didn't a Dr. Renata
21 Kimbrow go down there and talk to
22 Brian Hughes?

23 A. I don't know whether she ever did or

1 not.

2 Q. Well, didn't you recommend to people
3 that if they had some kind of
4 information they needed about PCBs, that
5 they talk to Renata Kimbro?

6 A. She was on a list of health
7 professionals that we consulted with,
8 and I was given her name as someone that
9 was very familiar with the toxicology of
10 PCBs.

11 Q. By whom? Kaley?

12 A. By -- I think it was Dr. Kaley.

13 Q. Yeah. And Dr. Mueller also from UAB?

14 A. There was a doctor from UAB, a
15 Brian Mueller or Forrester.

16 MR. NEWSOM: No; Forrester. It
17 may be Mueller, too. I'm
18 just -- Brian is Forrester,
19 though.

20 THE WITNESS: Is it "Brian"? I
21 thought there was a Mueller.

22 Q. (By Mr. Stewart) Dr. Mueller from UAB?
23 From Occupational?

1 A. There was a physician in Occupational --
2 Q. Health.
3 A. -- Health or Occupational Medicine at
4 UAB.
5 Q. Well, didn't Monsanto pay Kimbro and
6 Mueller to do that work?
7 A. I presume that they did because they
8 were an outside consultant for us.
9 Q. And didn't you also have on that list
10 Dr. Brian Hughes?
11 A. Correct, yes.
12 Q. And now Dr. Brian Hughes was the "head
13 epidemiologist," quote/unquote, for the
14 Alabama Department of Public Health at
15 the time, wasn't he?
16 A. That's correct?
17 Q. How did you all get him on your payroll?
18 A. I don't think he was ever on our
19 payroll.
20 Q. Well, I thought you said you paid these
21 people. I'm just trying to figure out
22 how he got on your list.
23 A. Well, he was not a consultant.

1 Q. Well, what was he doing on your list to
2 talk to these people?

3 A. I think that -- and I'm not -- I'm
4 really not sure, but it's my
5 understanding that since he represented
6 the Department of Health, that he felt
7 that he wanted to be made aware or be on
8 the list of contacts on the health
9 effects of PCBs.

10 Q. Well, let's see. You had a consultant.
11 Did Dr. Hughes have the capability to
12 refer people to Mueller or to Renata
13 Kimbro?

14 A. I don't know. I never met Dr. Hughes.

15 Q. Okay. Well, didn't Dr. Kimbro talk to
16 Dr. Hughes?

17 A. I don't know.

18 Q. Sort of educate him about PCBs?

19 A. I don't know. I don't know if they ever
20 even met.

21 Q. In the event that Dr. Brian Hughes was
22 referring people to Dr. Mueller or
23 somebody, a cohort of his at UAB and you

1 all were paying Dr. Mueller or to
2 Renata Kimbro and you all were paying
3 Renata Kimbro, it's like leading the fox
4 cart to the hen house, isn't it,
5 Mr. Eley?

6 MR. NEWSOM: Object to the form.

7 A. No, I'm not -- I'm not sure. I would
8 like to clear up one thing. We're
9 talking about Dr. Mueller.
10 Dr. Forrester is the person that I think
11 that I had on the list. Dr. Mueller and
12 Dr. Forrester knew each other at UAB
13 because Dr. Mueller was a contact of the
14 Department of Health. I knew Mueller's
15 name, but I think it's Brian --
16 Brian Forrester?

17 Q. Yeah.

18 MR. NEWSOM: Well, that's the
19 name.

20 Q. (By Mr. Stewart) Didn't Mueller --
21 Isn't Forrester one of your experts in
22 this case?

23 A. I don't know who the experts are.

1 Q. How much contact, if you know, did
2 Forrester have with Hughes or did
3 Mueller have with Hughes?

4 MR. NEWSOM: Object to the form.

5 A. I don't -- I don't know how much contact
6 they had.

7 Q. (By Mr. Stewart) And do you know how
8 much contact any one of the three of
9 them had with Renata Kimbro?

10 A. No.

11 Q. Isn't it a fact that Dr. Kaley brought
12 her in early on to sort of look at the
13 site --

14 A. I don't know.

15 Q. -- to give her assessment? Sort of like
16 she did for GE up there in the Hudson
17 situation?

18 MR. NEWSOM: Object to the form.

19 A. I'm not even aware -- I'm not aware of
20 that.

21 Q. (By Mr. Stewart) Did you all pay her as
22 much as GE did?

23 They paid her about a million,

1 give or take a dollar or two. Maybe
2 it's a million; maybe it's two million
3 to do this most recent study. Did you
4 all pay her that much?

5 MR. NEWSOM: Object to the form.

6 A. No, I'm not aware of how much she was
7 paid or what the arrangement was.

8 Q. (By Mr. Stewart) How much other ---

9 MR. NEWSOM: You're not
10 suggesting, Donald, that your
11 experts are free, are you?
12 Don't you pay them for their
13 time?

14 MR. STEWART: Well, I'm just not
15 suggesting that they're a
16 prostitute --

17 MR. NEWSOM: Oh, okay.

18 MR. STEWART: -- intellectually.
19 I wouldn't do that,
20 certainly. And I wouldn't
21 make that same representation
22 about Dr. Kimbro. I would
23 let somebody else make the

1 assessment of her, the
2 validity of what she has to
3 say. That will come with due
4 time.

5 Q. (By Mr. Stewart) Mr. Eley, tell me, if
6 you would, if you live near a Super Fund
7 site.

8 A. Is that question? Do I or ---

9 Q. Yes. Yes.

10 A. Oh, excuse me. Excuse me.

11 Q. Yes.

12 A. No, I don't believe I do.

13 Q. Okay. How far away do you live from the
14 plant in Sauget which is just across the
15 river?

16 A. Thirty miles.

17 Q. What about Dr. Kaley?

18 A. Probably 35.

19 MR. STEWART: Okay. Let me take a
20 look at some things and I may be
21 through. Give me just a few minutes.

22 (Pause)

23 MR. STEWART: I'm through.

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MR. NEWSOM: I don't have any.

(Deposition adjourned at 2:30 PM.)

1 COMES NOW THE WITNESS, BRUCE W. ELEY,
2 and having read the foregoing transcript of
3 the deposition taken on the 26th day of
4 September, 2001, acknowledges by signature
5 hereto that it is a true and accurate
6 transcript of the testimony given on the date
7 hereinabove mentioned.

8
9 -----
BRUCE W. ELEY

10
11
12
13 Subscribed and sworn to me before this
14 ----- day of -----, 2001.

15 My Commission expires -----
16

17 -----
Notary Public
18

19 dad

20 Abernathy, et al.

21 vs.

22 Monsanto Company, et al.
23

State of Missouri)
) SS.
 County of St. Louis)

I, Deborah A. Daubs-Kriegshauser, a Registered Professional Reporter and duly commissioned Notary Public within and for the State of Missouri, do hereby certify that there came before me at the offices of Kriegshauser Reporting & Video, 319 North Fourth Street, Suite 322, St. Louis, Missouri,

BRUCE W. ELEY

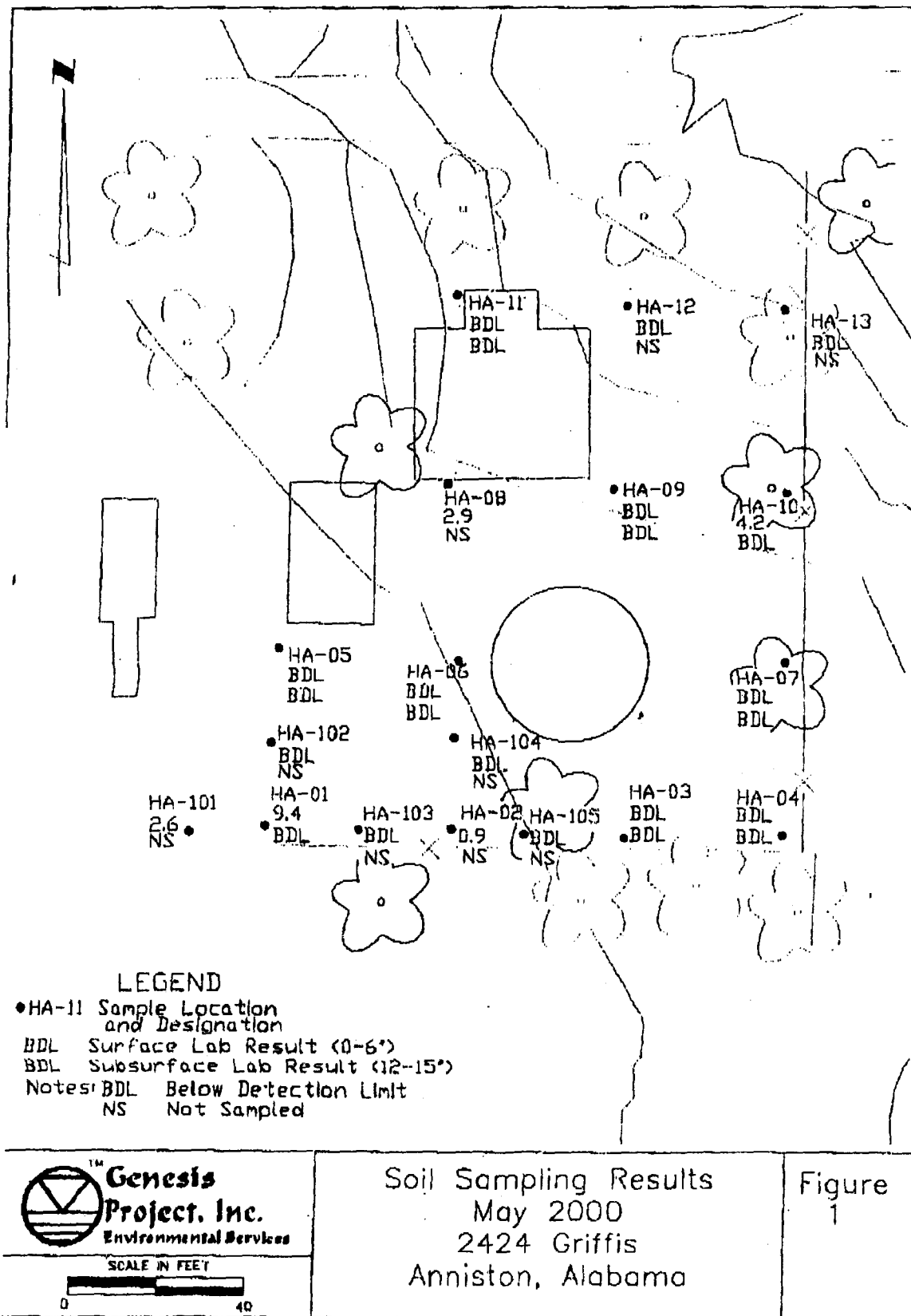
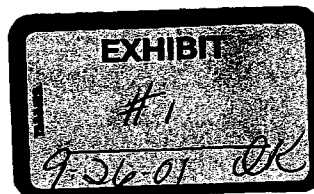
who was by me first duly sworn to testify to the truth and nothing but the truth of all knowledge touching and concerning the matters in controversy in this cause; that the witness was thereupon carefully examined under oath and said examination was reduced to writing by me; and that the signature of the witness was not waived by agreement of witness and all parties, and that this deposition is a true and correct record of the testimony given by the witness.

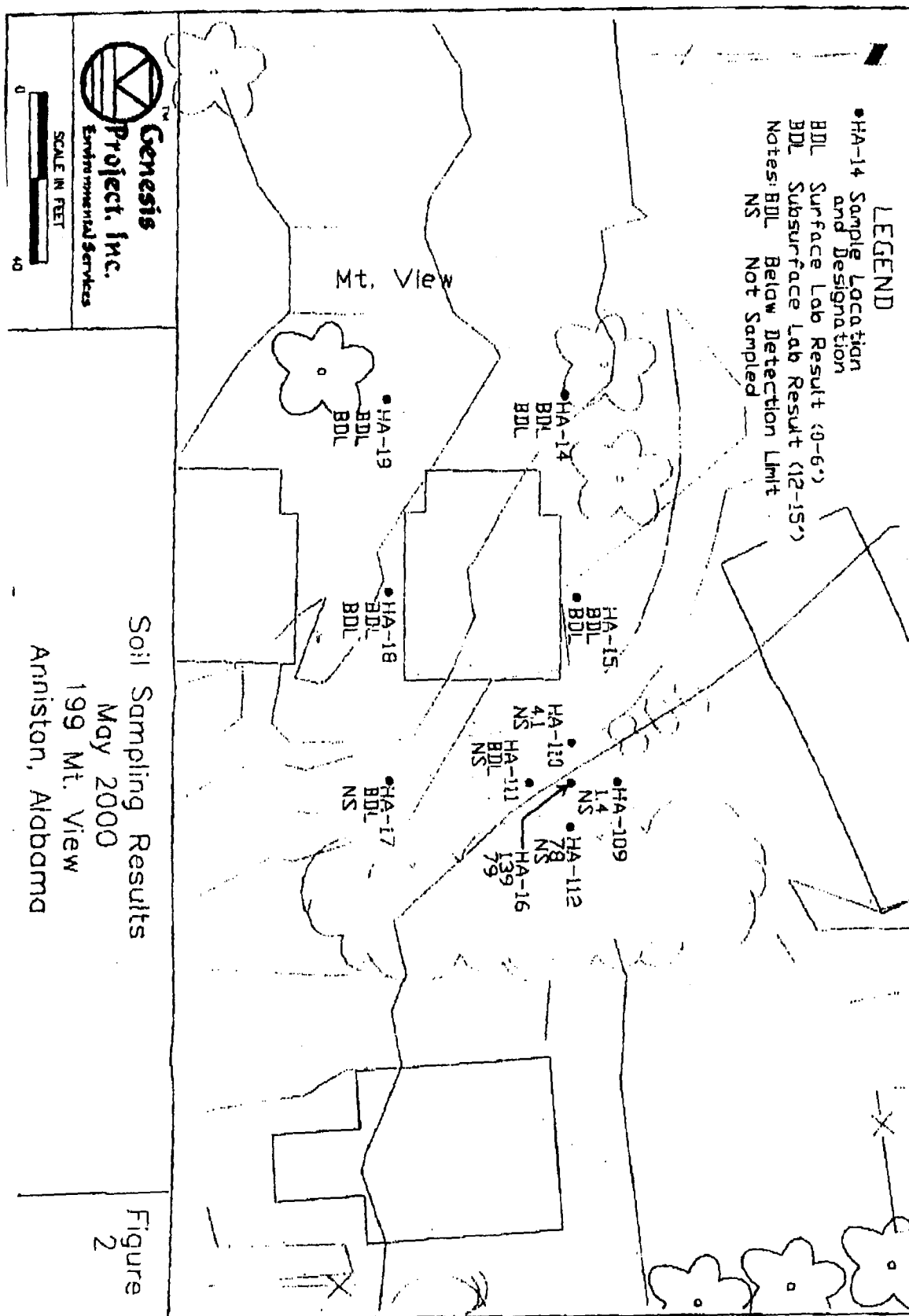
I further certify that I am neither attorney, nor counsel for, nor related, nor employed by any of the parties to the action in which this deposition is taken; further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto or financially interested in this action.

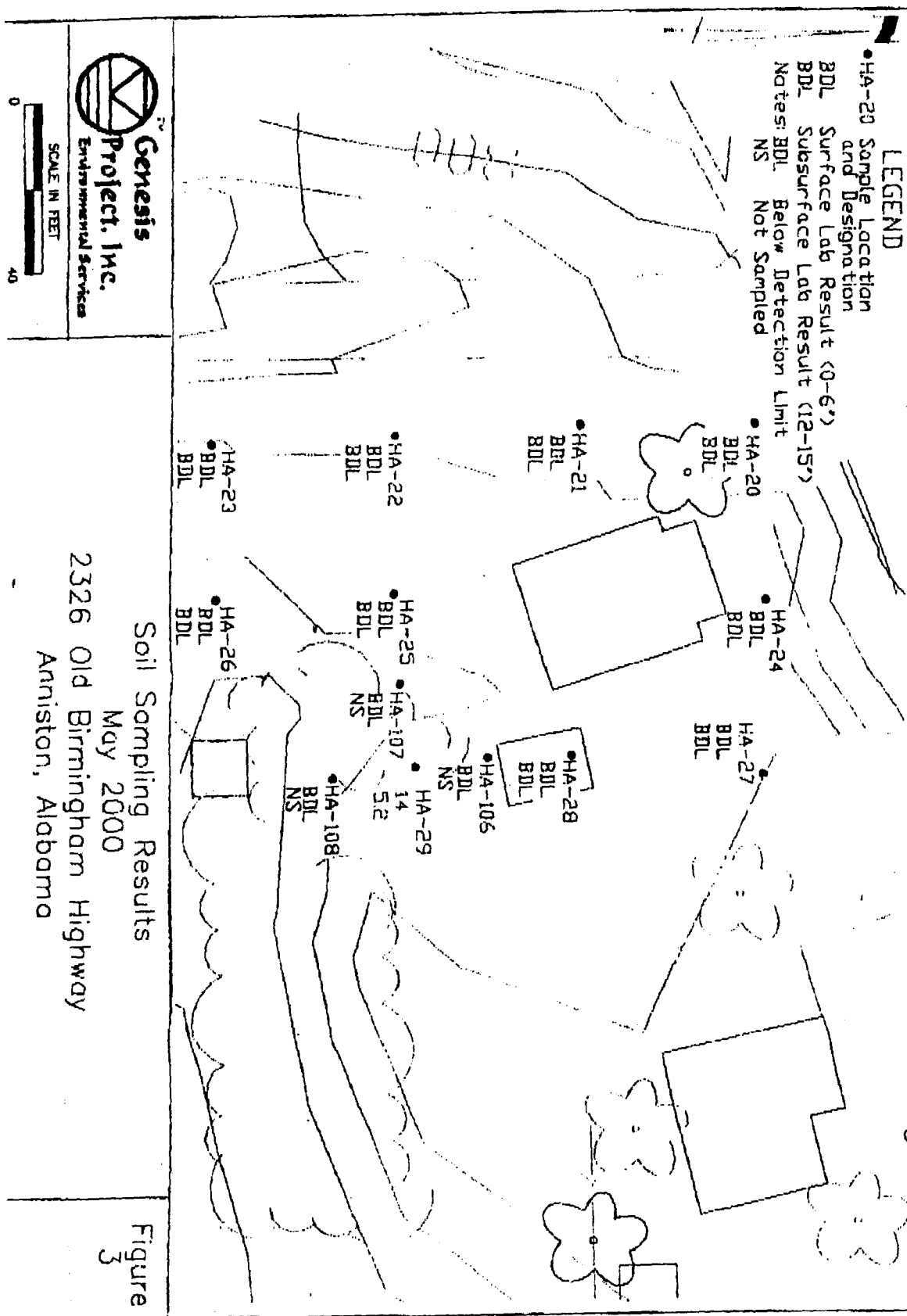
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 18th day of October, 2001.

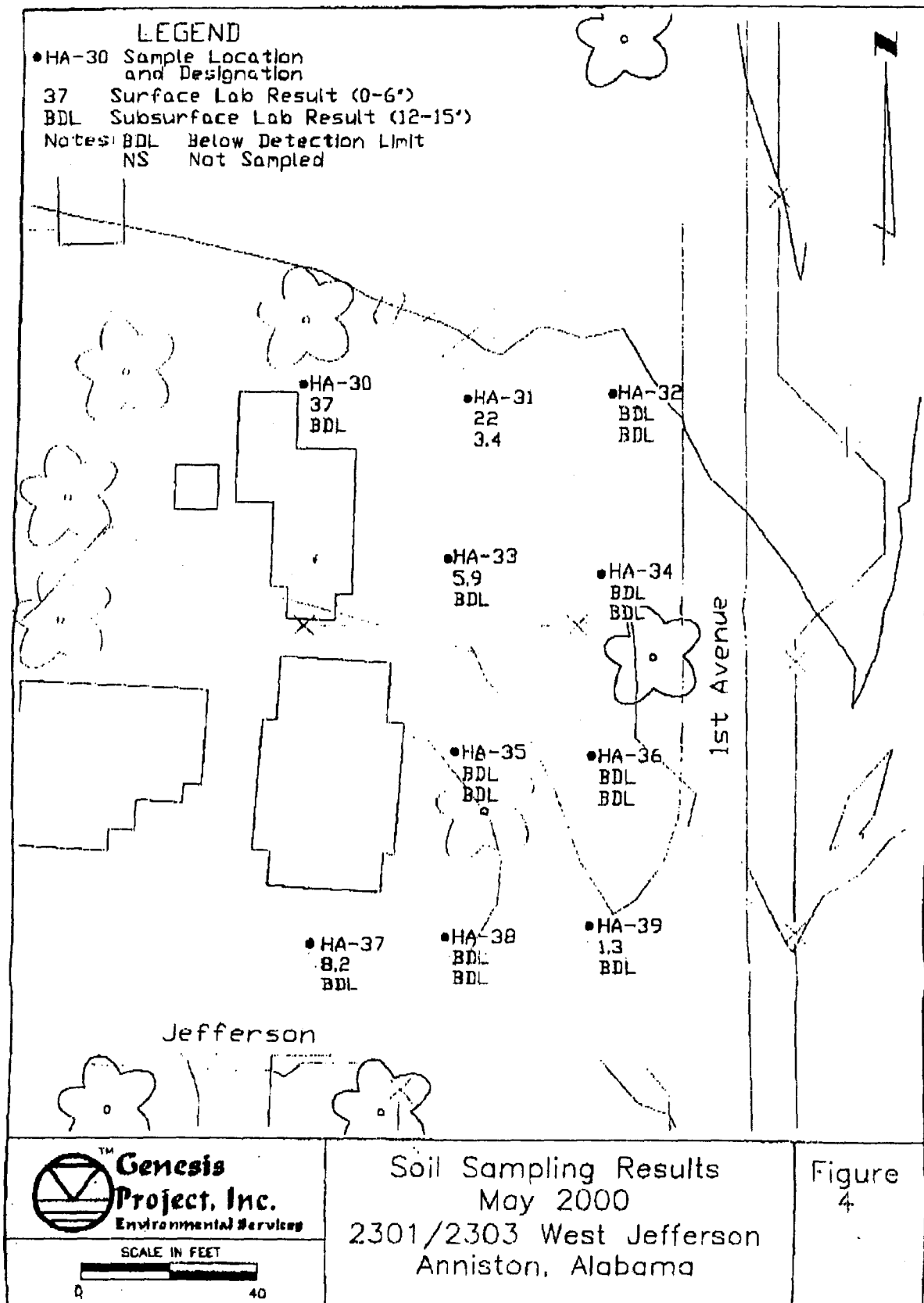
My Commission expires September 20, 2002.

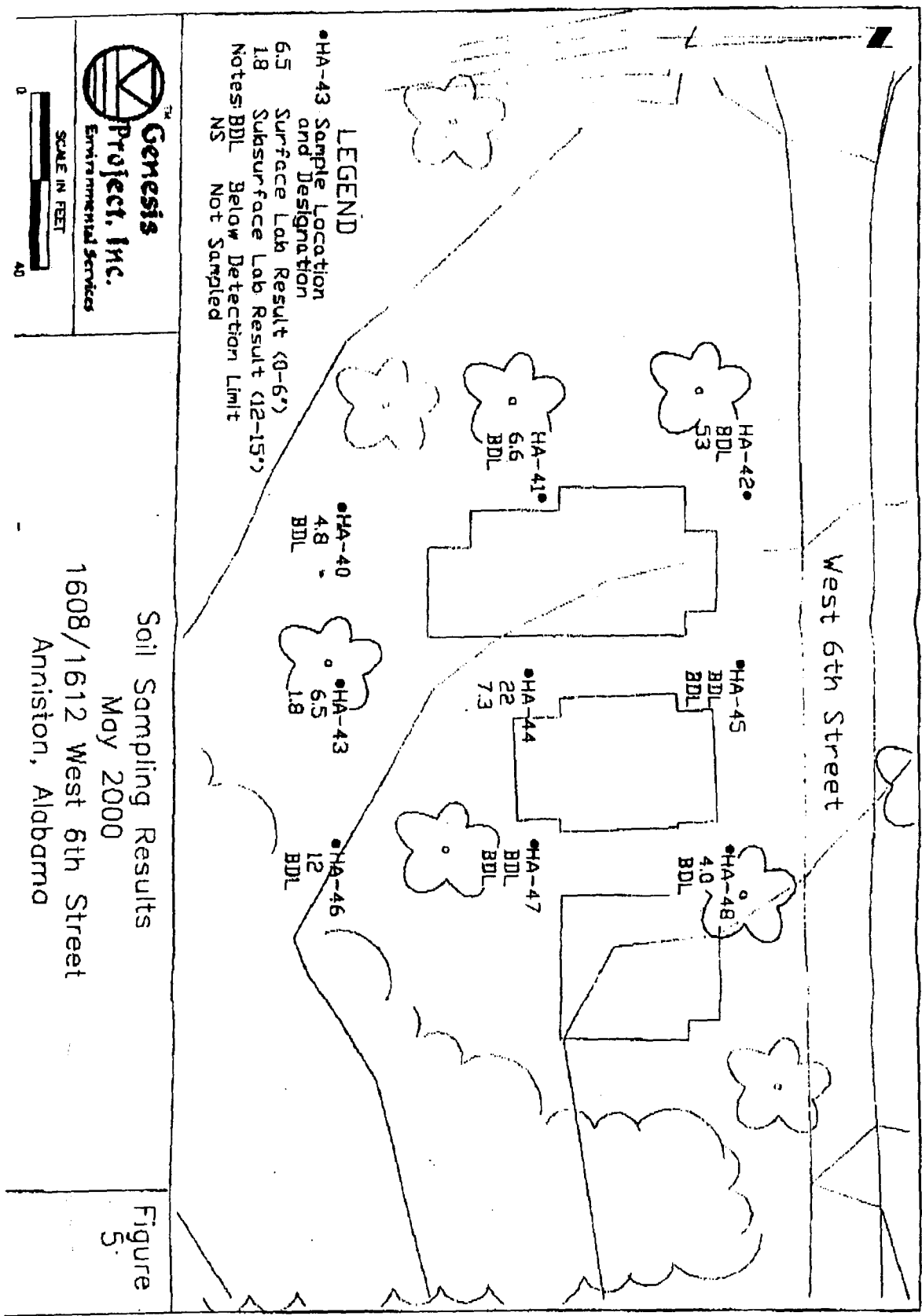
 Notary Public in and for
 the State of Missouri

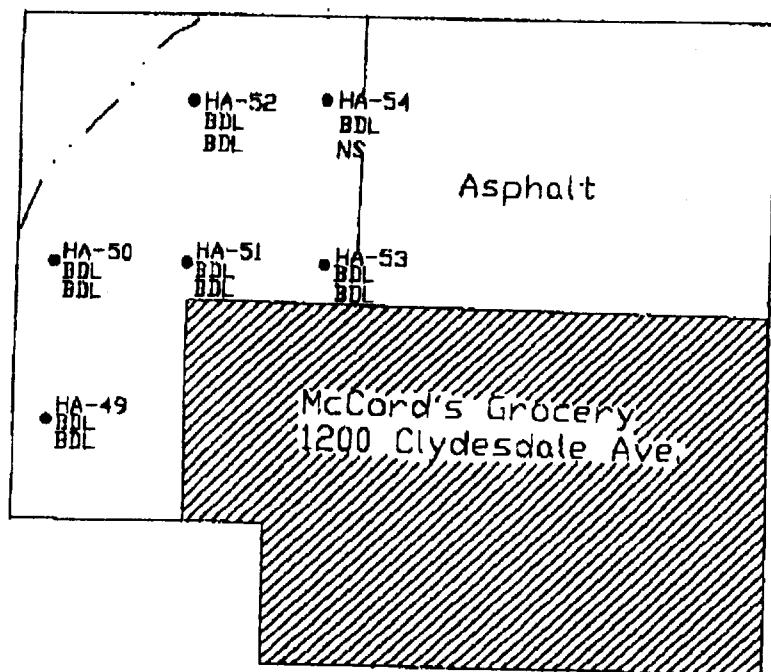












LEGEND

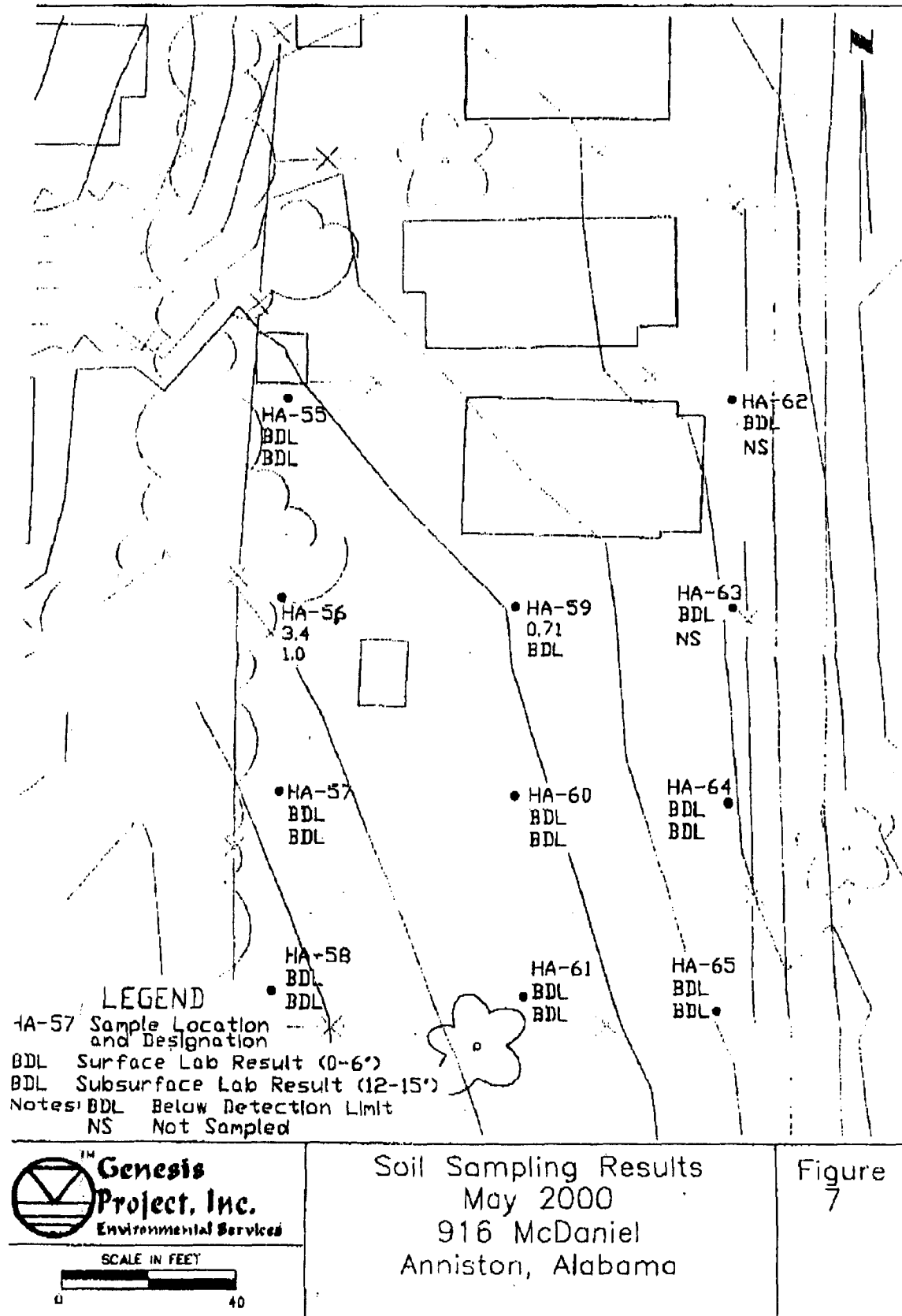
- HA-54 Sample Location and Designation
- BDL Surface Lab Result (0-6')
- BDL Subsurface Lab Result (12-18')
- Notes: BDL Below Detection Limit
- NS Not Sampled

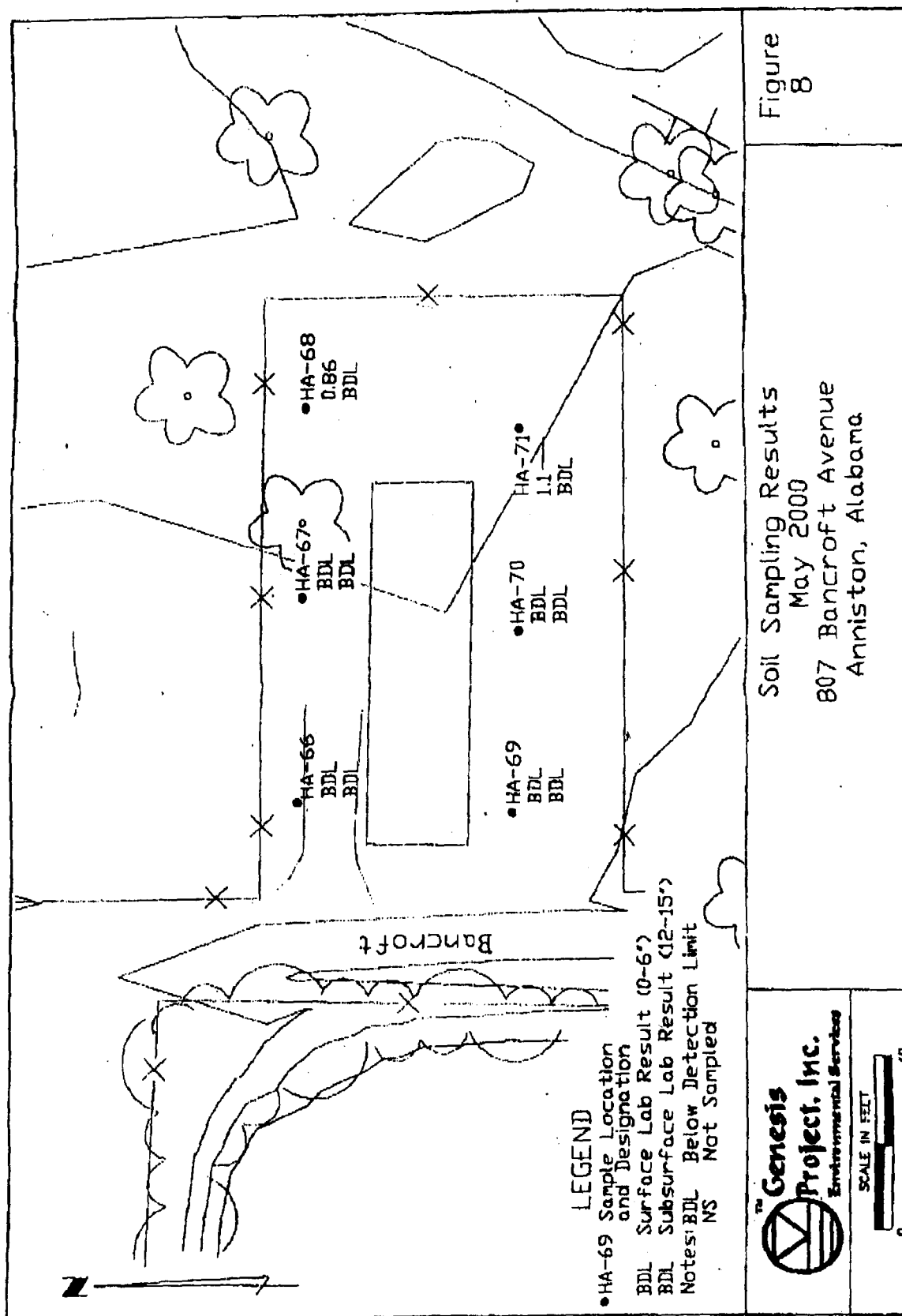
GIS
ct. Inc.
mental Services

10
100
40

Soil Sampling Results
May 2000
McCords Grocery
1200 Clydesdale Avenue
Anniston, Alabama

Figure
6





LEGEND

- HA-78 Sample Location and Designation
- BDL Surface Lab Result (0-6")
- BDL Subsurface Lab Result (12-15")
- Notes: BDL Below Detection Limit
- NS Not Sampled

Carter Street

R.O.W.

● HA-80
BDL
BDL

1201 Carter

● HA-81
BDL
BDL

● HA-82
BDL
BDL

● HA-76
BDL
BDL

● HA-77
BDL
BDL

● HA-78
BDL
BDL

● HA-79
BDL
BDL

HA-72
BDL
● BDL

HA-73
BDL
● BDL

HA-74
BDL
BDL ●

HA-75
BDL
● BDL

R.O.W. W. 11th Street



Genesis
Project, Inc.
Environmental Services

Approximate
Scale in Feet

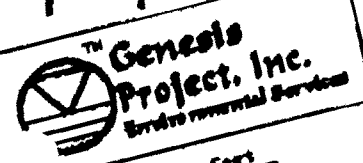
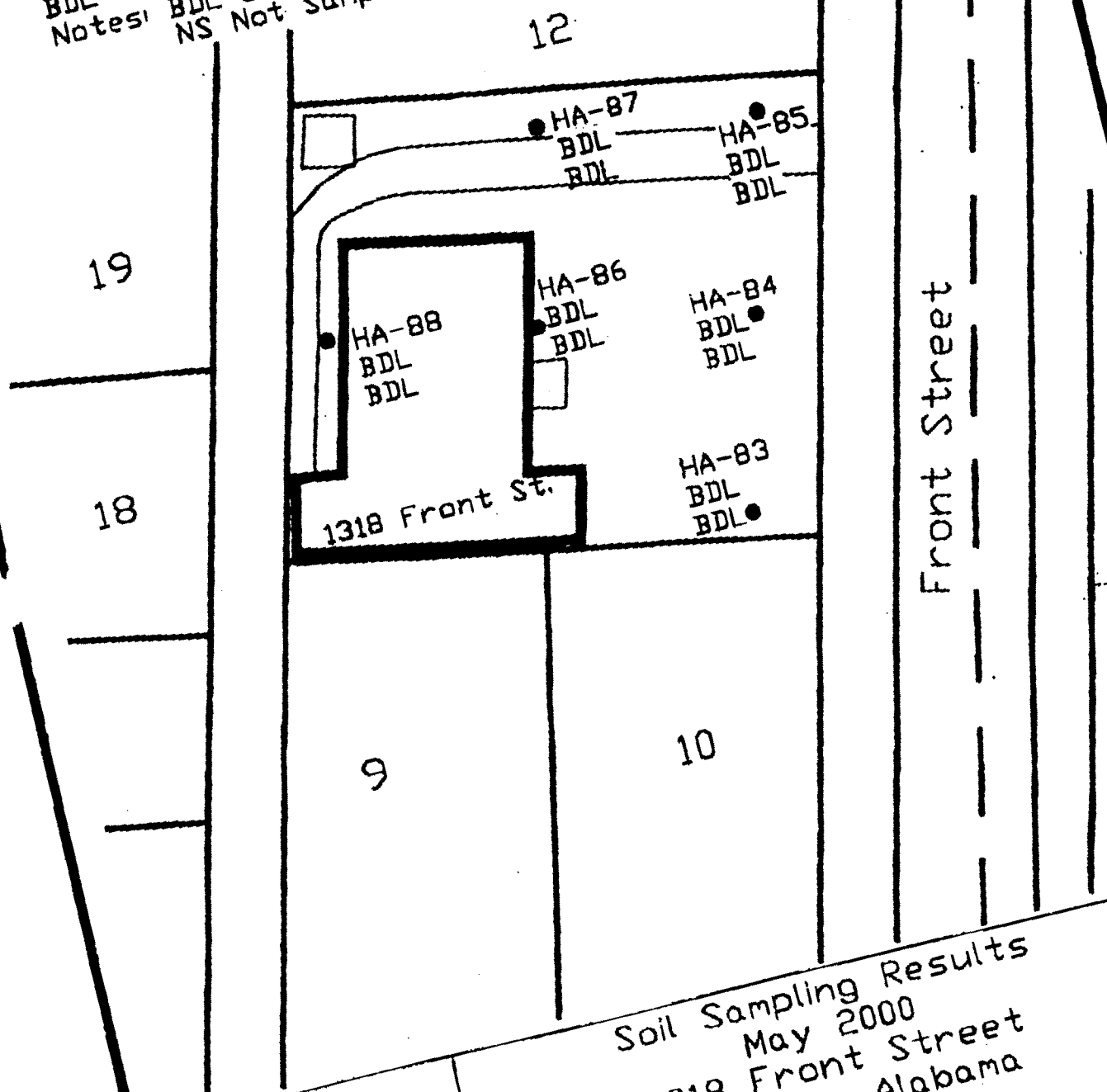


Soil Sampling Results
May 2000
1201 Carter Street
Anniston, Alabama

Figure
9

FILE NO. 839 09/25 '01 21:37 1D:

- LEGEND**
- HA-87 Sample Location and Designation
 - BDL Surface Lab Result (0-6")
 - BDL Subsurface Lab Result (12-15")
 - Notes: BDL Below Detection Limit
 - NS Not Sampled



Scale in Feet
0 30

Soil Sampling Results
May 2000
1318 Front Street
Anniston, Alabama

Figure 10

HARTOLDMON0014400

LEGEND

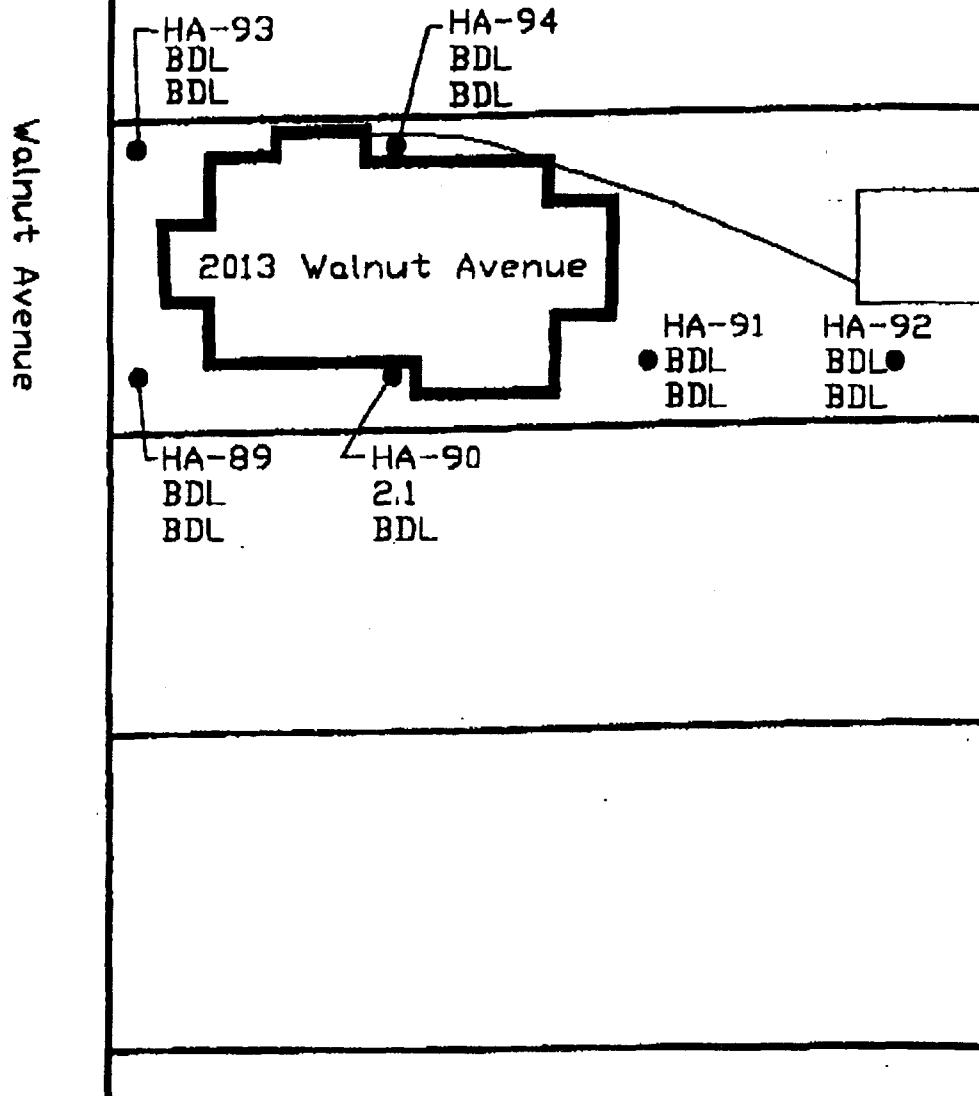
- HA-91 Sample Location and Designation

BDL Surface Lab Result (0-6")

BDL Subsurface Lab Result (12-15")

Notes: BDL Below Detection Limit

NS Not Sampled



According to
Scale in Feet

0 25

Soil Sampling Results
May 2000
2013 Walnut Avenue
Anniston, Alabama

Figure
11

LEGEND

- HA-99 Sample Location and Designation

BDL Surface Lab Result (0-6")

BDL Subsurface Lab Result (12-15")

Notes: BDL Below Detection Limit

NS Not Sampled

12

HA-100

BDL

BDL

HA-97

BDL

BDL

2609 Moore Ave

●HA-99

BDL

BDL

HA-96

BDL

BDL

●HA-98

BDL

BDL

HA-95

BDL

BDL

Moore Avenue

14

702A

15



proposed
role in Part

Soil Sampling Results
May 2000
2609 Moore Avenue
Anniston, Alabama

Figure
12



Genetec
Project, Inc.
Environmental Services

Approximate Scale in Feet

Hamm Street
Drainage

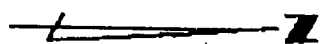
LEGEND
● HA-114 Sample Location
and Designation
BDL Surface Lab Result (0-6
BDL Subsurface Lab Result (0-150)
Notes: BDL Below Detection Limit
NS Not Sampled

● HA-114
BDL
BDL
BDL
● HA-115
BDL
BDL

● HA-113
BDL
BDL

● HA-112
BDL
NS

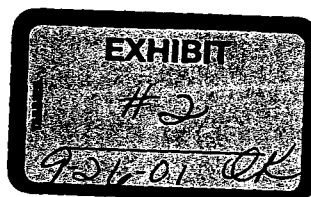
Swale



Soil Sampling Results
May 2000

1025 Hamm Street
Anniston, Alabama

Figure
13



Solutia Inc.
575 Maryville Centre Drive
St. Louis, Missouri 63141

P.O. Box 66760
St. Louis, Missouri 63166-6760
Tel 314-674-1000

October 4, 2000

Mr. Wm. Gerald Hardy, Chief
Land Division
Alabama Department of Environmental Management
1400 Coliseum Blvd.
Montgomery, AL 36130-1463

Re: Miscellaneous Soil Sampling Results

Dear Mr. Hardy:

During the first half of 2000, Solutia Inc. (Solutia) undertook several soil sampling and analysis efforts, the results of which have not been previously reported to the Alabama Department of Environmental Management (ADEM) or to the U. S. Environmental Protection Agency (EPA). Most of these sampling events involved private property in Anniston, Alabama.

The First Missionary Baptist Church

The First Missionary Baptist Church (Church) is located on Pine Grove Avenue in Anniston, AL. Initial sampling on the church property was undertaken in 1996 under the terms of the March 8, 1996, Consent Order between Monsanto and ADEM. The results of that sampling have been reported to ADEM. In response to the detection of low levels of PCBs in a single isolated location on the church property, Solutia undertook a site-specific remedial activity, which was also reported to ADEM. The Church and Solutia also agreed that Solutia would conduct a more extensive sampling and analysis program to more fully characterize the Church's property, including an undeveloped area on the east side of Snow Creek, which had not been sampled previously.

The results of the sampling program are attached as the document entitled "Soil Sampling Results for The First Missionary Baptist Church, Anniston, Alabama, June 23, 2000". (Tab 1) In summary, the results indicated that there were areas in which both surface and subsurface soils contained PCBs in excess of 50 mg/kg (parts per million or ppm).

In April of this year, with the agreement of the Church, Solutia installed a chain-link fence on the west side of Snow Creek to restrict access to soils containing PCBs at levels in excess of 10 mg/kg (ppm). In June the Church and Solutia tentatively agreed that Solutia will purchase the Church's property on the east side of Snow Creek and will lease for a period of 5 years the property between the fence and Snow Creek on the west side of the creek. The Church approved that agreement in September. Solutia intends to address the ultimate remediation of these properties following the completion of the Off-Site RCRA Facility Investigation for floodplain areas and subsequent completion of a Corrective Measures Study for the off-site areas.

DSW 159256

HARTOLDMON0014404

Mr. Wm. Gerald Hardy, Chief
Page 2
October 4, 2000

Plaintiff Properties in Abernathy et al. v. Monsanto et al. Litigation

In agreement with Mr. Donald Stewart, attorney for plaintiffs in the Abernathy v. Monsanto litigation, Solutia undertook a sampling and analysis program on 13 properties owned by clients of Mr. Stewart. These properties were generally selected based on results of previous sampling by agents of Mr. Stewart which suggested that PCBs might be present in soils on the properties in levels in excess of 10 mg/kg (ppm) and which were somewhat representative of geographical distribution around the Solutia plant site.

The results of this sampling and analysis effort are included as a data table (Tab 2) and individual maps of the 13 properties. (Tab 3). The data table shows the results for each property as originally reported by Mr. Stewart and the results as reported in this sampling event. (Results in bold type are for samples in which the PCB concentration was reported to be greater than 10 ppm.) Referring to the table, several observations can be made:

- Property 1: While the initial result reported a level of greater than 100 ppm PCBs, Solutia's analyses reported no PCBs above 10 ppm.
- Property 2: Solutia confirmed that some soils on this property contain greater than 50 ppm PCBs.
- Property 3: While the initial result reported a level of greater than 200 ppm PCBs, Solutia's analyses reported only one sample above 10 ppm and many samples below the detection limit.
- Property 4: Solutia confirmed that some soils on this property contain greater than 10 ppm PCBs. Solutia's offer to remediate this property has been refused.
- Property 5: Solutia confirmed that some soils on this property contain greater than 10 ppm PCBs. The owner of this property refused to participate in the Property Purchase Program. The property is currently unoccupied.
- Properties 6,7,8,9,10,11,12 and 13: While the initial results indicated that soils on some of these properties contained PCBs at greater than 10 ppm, Solutia's analyses reported no soils containing greater than 10 ppm PCBs, and the vast majority of the samples did not contain detectable PCBs at all.

Split samples were taken by an agent of Mr. Stewart during the sampling. Solutia has not been informed of the analytical results on those split samples.

These results demonstrate clearly the importance of adequate characterization of properties before potentially unnecessary remedial activities are initiated. Solutia anticipates that some of these properties are among those targeted by the U. S. Environmental Protection Agency (EPA) for clean up under an Administrative Consent Order signed by Solutia on September 29, 2000. Solutia also anticipates that others of these properties will be resampled in accordance with that Order if access is granted by the property owners.

Hwy. 5 Bridge Construction Site, Talladega County, AL.

The Alabama Department of Transportation has proposed construction of bridges on Highway 5 over Choccolocco Creek and Cheaha Creek in Talladega County. On June 13, 2000, Solutia's contractor collected soil samples at the proposed bridge locations. The results are included in the attached report. (Tab 4) Of the forty six samples collected and screened by immunoassay techniques, the screening results indicated the presence of PCBs above the 1 ppm screening level in only six samples. When those samples were analyzed by gas chromatography, only one sample was confirmed to contain PCBs at greater than 1 ppm. Sample HA-3 (0-2') on the south bank of Choccolocco Creek contained 1.8 ppm PCBs. The results indicated that these bridge construction projects can proceed without concern for exposure to PCB-impacted soils.

DSW 159257

HARTOLDMON0014405

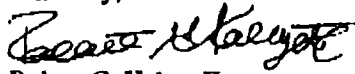
Mr. Wm. Gerald Hardy, Chief
Page 3
October 4, 2000

Plaintiff Property in Owens et al. v. Monsanto et al. Litigation

In agreement with Mr. Ralph Knowles and Ms. Laura Ruth, attorneys for plaintiffs in the Owens v. Monsanto litigation, Solutia undertook a sampling and analysis program for property owned and occupied by Ms. Ruth Mims at 920 McDaniel Avenue, Anniston, AL. The results of this sampling and analysis effort are included as a map, data table, and laboratory report sheets. (Tab 5) PCBs at greater than 100 ppm were detected in surface soils at two locations on the property. Solutia has offered to remediate the property or to purchase the property under the terms of Solutia's Property Purchase Program. This offer was made by letter to Mr. Knowles and Ms. Ruth on September 18, 2000. (Tab 6) Solutia has not received a response to the offer at this time.

If you have questions or need further information please contact me.

Sincerely,



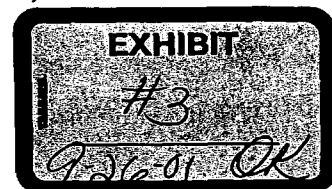
Robert G. Kaley, II
Director, Environmental Affairs

cc: Mr. Craig Branchfield
Mr. Stephen Cobb - ADEM
Mr. James Grassiano - ADEM
Mr. Wesley Hardegree - EPA
Mr. Don Rigger - EPA
Mr. Russ McLean - EPA
Ms. Karen Knight - EPA, Anniston Office
Mr. Steve Spurlin - EPA, Anniston Office
Mr. Clement Welsh - ATSDR

DSW 159258

HARTOLDMON0014406

IN THE CIRCUIT COURT FOR ETOWAH COUNTY, ALABAMA
(Transferred from the Circuit Court of Calhoun County, Alabama)



SABRINA ABERNATHY, et al.,

Plaintiffs,

v.

MONSANTO COMPANY, et al.,

Defendants.

CIVIL ACTION NO. CV-2001-832
(Consolidated)

NOTICE OF DEPOSITION
AND REQUEST FOR PRODUCTION OF DOCUMENTS

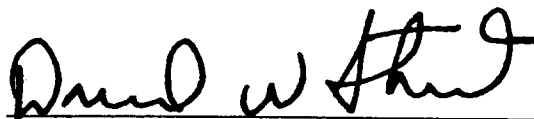
TO: Edward M. Newsom, Esq.
Smith, Helms, Mulliss & Moore
1355 Peachtree Street, NE, Suite 750
Atlanta, Georgia 30309

Kriegshauser Reporting
319 North Fourth Street, Suite 322
St. Louis, Missouri 63102

Arthur F. Fite, III, Esq.
Fite & Miller, LLC
P. O. Box 368
Anniston, Alabama 36202

PLEASE TAKE NOTICE that, beginning at 10:00 a.m., on Wednesday, September 26, 2001, at the offices of Kriegshauser Reporting, 319 North Fourth Street, St. Louis, Missouri 63102, the plaintiffs in the above-styled action, pursuant to Rule 30, of the Alabama Rules of Civil Procedure ("ARCP"), will take the deposition of **BRUCE W. ELEY**, by oral examination before a court reporter or some other person authorized by law to administer oaths, and this deposition shall be for the purpose of discovery or for use as evidence in the trial of this action, or for both purposes. The deposition will be taken before a notary public, or some other officer authorized by law to administer oaths. You are invited to attend and cross-examine.

Pursuant to Alabama Rules of Civil Procedure 26, 30 and 34, the deponent is requested to bring to the deposition the documents requested in Exhibit A attached hereto.

A handwritten signature in black ink, appearing to read "Donald W. Stewart", written over a horizontal line.

DONALD W. STEWART
Attorney for Plaintiffs

OF COUNSEL:

Donald W. Stewart, P.C.
P.O. Box 2274
Anniston, Alabama 36202
(256) 237-9311

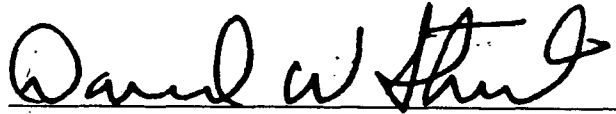
CERTIFICATE OF SERVICE

This is to certify that I have this date served counsel for all parties to this action with a copy of the within and foregoing document by facsimile transmission and/or by depositing same in the United States mail in a properly addressed envelope with adequate postage affixed thereon and addressed as follows:

Edward M. Newsom, Esq.
Smith Helms, Mullis & Moore
1355 Peachtree Steet, NE, Suite 750
Atlanta, Georgia 30309

Arthur F. Fite, III, Esq.
Fite & Miller, LLC
P. O. Box 368
Anniston, Alabama 36202

This 31st day of August, 2001.



DONALD W. STEWART
Attorney for Plaintiffs

EXHIBIT A

For the purpose of this request, the word "documents" shall mean every original and non-identical copy of each and every paper, writing (including blind copies), statement, bill, sheet, letter, telegraph, teletype, picture, photograph, negative, slide, movie, film, visual or audio-transcription, videotape, report, memorandum, sketch, chart, note (including, but not limited to notes used to prepare any letter, memorandum, report or other document as herein defined), contract agreement, form, expense ledger, check (cancelled or otherwise), check stub, receipt, memorandum of telephone conversation, witness (including, but not limited to, potential witness) statement, transcript, memorandum pertaining to witness (including, but not limited to, potential witness), interview, sound recordings, sound recording transcription, inter-office and/or inter-company memorandum, engineering study, cross-section, expert analysis, expert opinion, expert summary, computer printout, book of account, evidence of expenses incurred, work memorandum, report of investigation and/or inspection, file memorandum, bid, request for proposal, record, brochure, book, microfilm proposal exhibit, attachment, draft, certificate, chart, table, price list, paper containing price information, data stored or recorded or in punch cards, computer tapes, disks, reels, other devices for business machines, other means of storing and/or transmitting human intelligence, transcripts, testimony, transcripts of testimony, trial or deposition notes of testimony, affidavits, pleadings, answers to interrogatories, response to request for admission (whether in this process or any other), and printed or readable material.

PREFATORY INSTRUCTIONS

1. If an original of a requested document is not located in your home or office, but a legible copy of the requested document is located at said home or office or the deponent has access to a legible copy, then the deponent is requested to provide said copy at the deposition.
2. If, in responding to these requests for production of documents, deponent asserts that any document sought by plaintiffs is protected from discovery due to such document's being a privileged communication, then for each such document, deponent is requested to:
 - a. Identify the author of the document;
 - b. State the author's present address and telephone number, or, if such information is unknown to deponent, then the author's last known address and telephone number;
 - c. State the date said document was originated;

- d. State the location where said document was originated;
- e. State the present location of said document;
- f. If the present location of said document is a place other than the location where said document was originated, state every other location where said document has been placed or otherwise located;
- g. State each date that said document was delivered to and/or otherwise communicated to any person;
- h. Identify each person to whom said document was addressed and/or sent and/or made available to for review and/or communicated to in any manner, and state said person's present address and telephone number, or, if said address and telephone number are presently unknown to deponent, then state said person's last known address and telephone number;
- i. Based upon the context of said document, state the purpose, in general, for which said document was originated;
- j. State the subject matter, in general, of said document; and,
- k. For each such document, state with specificity the nature of every privilege that deponent asserts regarding the discovery of said document sought by plaintiffs.

REQUESTED DOCUMENTS

1. All documents in the deponent's possession that refer or relate to work done, remediation or otherwise, by Monsanto Company at its Anniston plant concerning PCB contamination, to include, but not be limited to, any and all reports, notes, correspondence, documents, memoranda, photographs, tests, test results, sketches, films, videotapes, diagrams,

drawings, appraisals and other items relating or pertaining to, directly or indirectly, the subject made the basis of this action.

2. All data pertaining to air, water, soil, dust, serum, or other PCB sampling in Calhoun County, Alabama.

3. All memoranda or notes memorializing telephone conversations related to air, water, serum, dust, serum, or other PCB sampling in Calhoun County, Alabama.

4. Any copies of letters sent by the deponent to any state or federal regulatory agency.

5. Any notes, memoranda and copies of correspondence maintained by the deponent in relation to property purchases in Anniston, Alabama, resulting from the PCB contamination.



SOLUTIA

Applied Chemistry, Creative Solutions

June 26, 2001

Ricky Cofield
2023 Glover Drive
Oxford, Alabama 36203

Re: Environmental Investigation of Choccolocco Creek Floodplain

Dear Mr. Cofield:

Since 1999 Solutia Inc. (formerly the chemical businesses of Monsanto Company) has been involved in an environmental field study along Choccolocco Creek between Oxford, Alabama and Lake Logan Martin reservoir. The investigation is being carried out under the oversight of the Alabama Department of Environmental Management (ADEM). The first phase of the investigation was completed in 2000 and pertained mostly to sediment sampling in the creek.

We are now beginning the second phase of the study, which focuses on the 100-year floodplain extending from the confluence of Snow Creek and Choccolocco Creek downstream to Lincoln, AL. Solutia proposes to conduct wildlife surveys and soil sampling along representative transections of the creek's floodplain. Ten transections, or lines traversing the creek and adjacent floodplain, have been selected for study by our consultant, Blasland, Bouck & Lee, Inc. (BBL), who will perform the fieldwork. The enclosed 11"x17" map (Figure 12) shows the general location of proposed transections and the approximate coverage of 100-year Choccolocco Creek floodplain. The transections vary in length from 650 feet to 4,000 feet.

To conduct this phase of the study Solutia needs written permission from local landowners for access to certain properties within the 100-year floodplain. The Calhoun County tax records indicate that you own the land parcel designated as "11-21-09-32-01-03". This is among a number of properties for which Solutia is seeking access. The location of the property (identified as parcel 3₁₁₋₂₁₋₀₉₋₃₂₋₀₁) is shown on the enclosed aerial photomap for Transect C-FP01 in relation to the nearest transection and floodplain boundary. U.S. Interstate 20 appears at the top of the map and Friendship Road runs diagonally in the southwest quadrant. Glover Drive and Douglas Drive are located in the southeast corner of the photo.

The study will take about 18 months to complete and includes two wildlife evaluations (one in the spring, a second in the fall) and a soil-sampling program. A team of 3 to 4 ecologists will conduct the wildlife surveys by traversing the entire length of each transection, noting and describing the local habitat and the nature and extent of animal and plant life in the floodplain. The location of each transection will be determined in the field using a portable GPS (global positioning system) survey instrument. The team will access the transections by traveling the creek by boat unless it is more convenient or safer to reach a transection by public or private (with owner consent) roadways. It is our intent to restrict work activity as much as possible to within a 250-foot wide corridor along the transections.

The purpose for floodplain soil sampling will be to determine the presence, if any, of polychlorinated biphenyls (PCBs) in the topsoil along each transection. Soil samples will be collected by a team of 3 to 4



Solutia Inc.

575 Maryville Centre Drive
St. Louis, Missouri 63141

P.O. Box 66760

St. Louis, Missouri 63166-6760

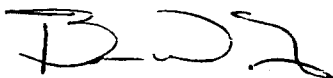
Tel 314-674-1000

environmental scientists approximately every 300 feet, beginning near the top-of-bank and continuing to the edge of the 100-year floodplain on both sides of the creek. All sampling locations will be staked and surveyed to establish location and elevation of the soil samples. Two samples will be manually collected at each sample location (at depths of 0-6" and 6-12") using plastic tubes or hand auger and submitted for independent laboratory analysis of PCBs and total organic carbon (TOC). The sampling results will be shared with respective landowners once the results have been validated and reported to Solutia by the consultant. All information gathered during this investigation will be reported to the appropriate regulatory agencies and used in developing a health and environmental assessment of the floodplain.

If you agree to allow Solutia and its consultant access to the above land parcel for the described purposes, I would appreciate your completing the enclosed "Survey & Sampling License Agreement" form and returning it to me at your earliest convenience in the self-addressed, stamped envelope. I will then sign for Solutia and mail you a copy of the signed agreement. In completing the form please include your name as owner on the top line and the date, signature, printed name, mailing address and telephone number near the bottom. I generally use the tax map and parcel number assigned by the County Tax Office to describe property location. Also, if you wish to be notified prior to any fieldwork (wildlife survey or soil sampling) on your property, please check "Yes" near the bottom of the form; otherwise, check "No".

If you have any questions regarding the proposed floodplain investigation or would like additional information, please don't hesitate to contact me either in my St. Louis office at 314-674-5295 or locally through our Anniston, AL facility at 256-231-8447. Thank you for considering this request.

Sincerely,



Bruce W. Eley
Manager, Environmental Affairs
Solutia Inc.

Enclosures:

Map of Choccolocco Creek - Proposed Floodplain Transects (11"x17")
Choccolocco Creek Floodplain Transect C-FP01 Aerial Photo
Survey & Sampling License Agreement
Self-address, stamped envelope

Chocolocco Creek Floodplain Transect C-FP01



LEGEND

-  Floodplain Transects
-  Tax Parcels
-  100-Year Floodplain

500 0 500 1000 Feet



SURVEY & SAMPLING LICENSE AGREEMENT

This License Agreement is made between _____,
a landowner (Owner) in Calhoun County, Alabama, owning property located at _____ Tax Number _____
____11-21-09-32-01-03____, and Solutia Inc., 702 Clydesdale Avenue, Anniston, Alabama 36201-5390.

1. Owner hereby grants to Solutia and their contractors or representatives a revocable license to enter upon real property owned by Owner located at _____ Calhoun County Tax Number _____
____11-21-09-32-01-03____ (the "Property"), for the following purposes: (a) Conducting two field ecological (wildlife) surveys of plant and animal life (in the spring and fall) along and to the side of the floodplain transection traversing the Property [shown as parcel_311-21-09-32-01_ on the aerial photo map] and (b) collecting soil core samples from the Property along the same line traversing the Property within the 100-year floodplain area of Choccolocco Creek. Soil samples will be taken to a depth of approximately 12" and analyzed for the presence of polychlorinated biphenyls ("PCBs") and total organic carbon ("TOC").
2. Solutia agrees, upon completion of the sampling and testing to be performed, that all material and equipment shall be removed from the Property. The Property will be restored as nearly as possible to its original state and condition.
3. Solutia assumes responsibility for, and agrees to indemnify Owner for any liability for losses, expenses, damages, demands, and claims in connection with or arising out of any injury to persons or damage to property sustained in connection with or arising out of performance of the work hereunder.
4. Solutia assumes responsibility and liability for violations of Federal, State, or local law incurred in connection with or arising out of performance of the work hereunder.
5. Owner shall advise Solutia of any utility lines or other hazardous or potentially hazardous conditions that Owner is aware of that might reasonably be expected to be affected by the work to be performed.
6. This Agreement contains the entire agreement among the parties, and no other agreements, whether oral or written, between the parties with respect to the subject matter of this Agreement shall be binding or valid, except as provided above.

Executed this _____ day of _____, 2001.

By: _____

Print/Type Name: _____

Address: _____

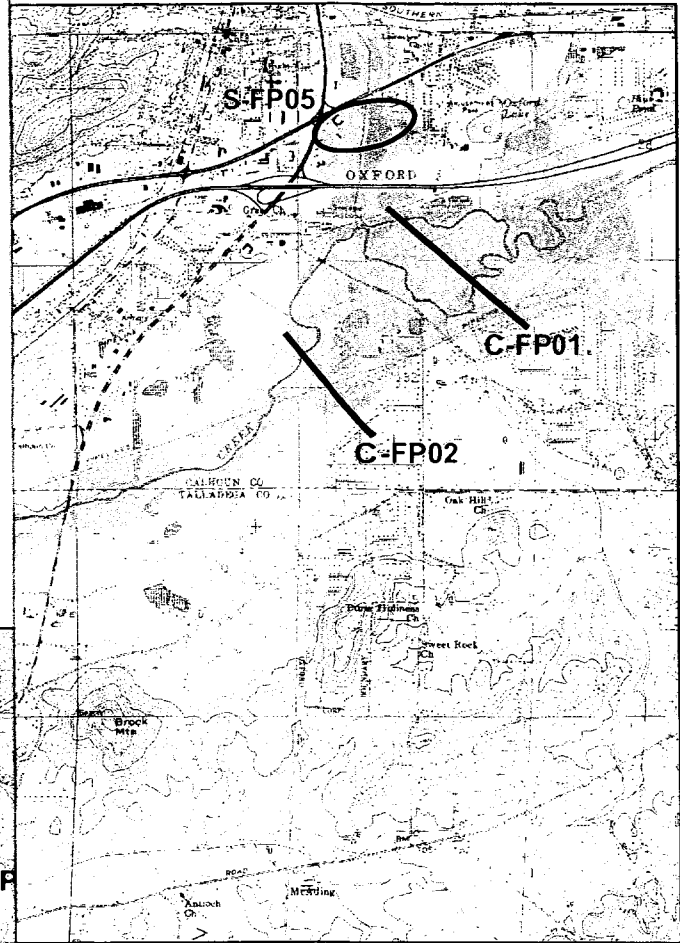
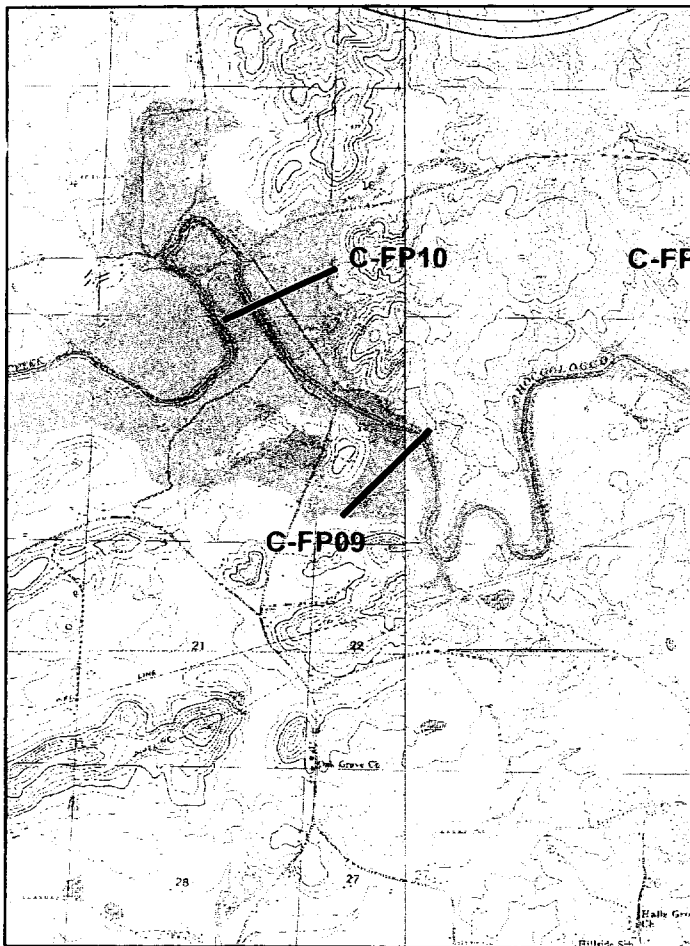
Telephone No: _____

Notify Owner prior to fieldwork on the Property _____ Yes _____ No

SOLUTIA INC.

By: _____

Title: _____



SOLUTIA INC.
ANNISTON, ALABAMA
PHASE II OFF-SITE (FLOODPLAIN) RF/CS WORK

CHOCOLOCCO CREEK - PROPOSED
FLOODPLAIN TRANSECTS

BBL

BLASLAND, BOUCK & LEE, INC.
engineers & scientists

FIGURE
12



SOLUTIA

Applied Chemistry. Creative Solutions

June 26, 2001

Darlene Roughton
5997 U.S. Highway 78 West
Oxford, Alabama 36203

Re: Environmental Investigation of Choccolocco Creek Floodplain

Dear Ms. Roughton:

Since 1999 Solutia Inc. (formerly the chemical businesses of Monsanto Company) has been involved in an environmental field study along Choccolocco Creek between Oxford, Alabama and Lake Logan Martin reservoir. The investigation is being carried out under the oversight of the Alabama Department of Environmental Management (ADEM). The first phase of the investigation was completed in 2000 and pertained mostly to sediment sampling in the creek.

We are now beginning the second phase of the study, which focuses on the 100-year floodplain extending from the confluence of Snow Creek and Choccolocco Creek downstream to Lincoln, AL. Solutia proposes to conduct wildlife surveys and soil sampling along representative transections of the creek's floodplain. Ten transections, or lines traversing the creek and adjacent floodplain, have been selected for study by our consultant, Blasland, Bouck & Lee, Inc. (BBL), who will perform the fieldwork. The enclosed 11"x17" map (Figure 12) shows the general location of proposed transections and the approximate coverage of 100-year Choccolocco Creek floodplain. The transections vary in length from 650 feet to 4,000 feet.

To conduct this phase of the study Solutia needs written permission from local landowners for access to certain properties within the 100-year floodplain. The Calhoun County tax records indicate that you own the land parcel designated as "11-21-09-32-01-18". This is among a number of properties for which Solutia is seeking access. The location of the property (identified as parcel 18) is shown on the enclosed aerial photomap for Transect C-FP01 in relation to the nearest transection and floodplain boundary. U.S. Interstate 20 appears at the top of the map and Friendship Road runs diagonally in the southwest quadrant. Glover Drive and Douglas Drive are located in the southeast corner of the photo.

The study will take about 18 months to complete and includes two wildlife evaluations (one in the spring, a second in the fall) and a soil-sampling program. A team of 3 to 4 ecologists will conduct the wildlife surveys by traversing the entire length of each transection, noting and describing the local habitat and the nature and extent of animal and plant life in the floodplain. The location of each transection will be determined in the field using a portable GPS (global positioning system) survey instrument. The team will access the transections by traveling the creek by boat unless it is more convenient or safer to reach a transection by public or private (with owner consent) roadways. It is our intent to restrict work activity as much as possible to within a 250-foot wide corridor along the transections.

The purpose for floodplain soil sampling will be to determine the presence, if any, of polychlorinated biphenyls (PCBs) in the topsoil along each transection. Soil samples will be collected by a team of 3 to 4



Solutia Inc.

575 Maryville Centre Drive
St. Louis, Missouri 63141

P.O. Box 66760

St. Louis, Missouri 63166-6760

Tel 314-674-1000

environmental scientists approximately every 300 feet, beginning near the top-of-bank and continuing to the edge of the 100-year floodplain on both sides of the creek. All sampling locations will be staked and surveyed to establish location and elevation of the soil samples. Two samples will be manually collected at each sample location (at depths of 0-6" and 6-12") using plastic tubes or hand auger and submitted for independent laboratory analysis of PCBs and total organic carbon (TOC). The sampling results will be shared with respective landowners once the results have been validated and reported to Solutia by the consultant. All information gathered during this investigation will be reported to the appropriate regulatory agencies and used in developing a health and environmental assessment of the floodplain.

If you agree to allow Solutia and its consultant access to the above land parcel for the described purposes, I would appreciate your completing the enclosed "Survey & Sampling License Agreement" form and returning it to me at your earliest convenience in the self-addressed, stamped envelope. I will then sign for Solutia and mail you a copy of the signed agreement. In completing the form please include your name as owner on the top line and the date, signature, printed name, mailing address and telephone number near the bottom. I generally use the tax map and parcel number assigned by the County Tax Office to describe property location. Also, if you wish to be notified prior to any fieldwork (wildlife survey or soil sampling) on your property, please check "Yes" near the bottom of the form; otherwise, check "No".

If you have any questions regarding the proposed floodplain investigation or would like additional information, please don't hesitate to contact me either in my St. Louis office at 314-674-5295 or locally through our Anniston, AL facility at 256-231-8447. Thank you for considering this request.

Sincerely,

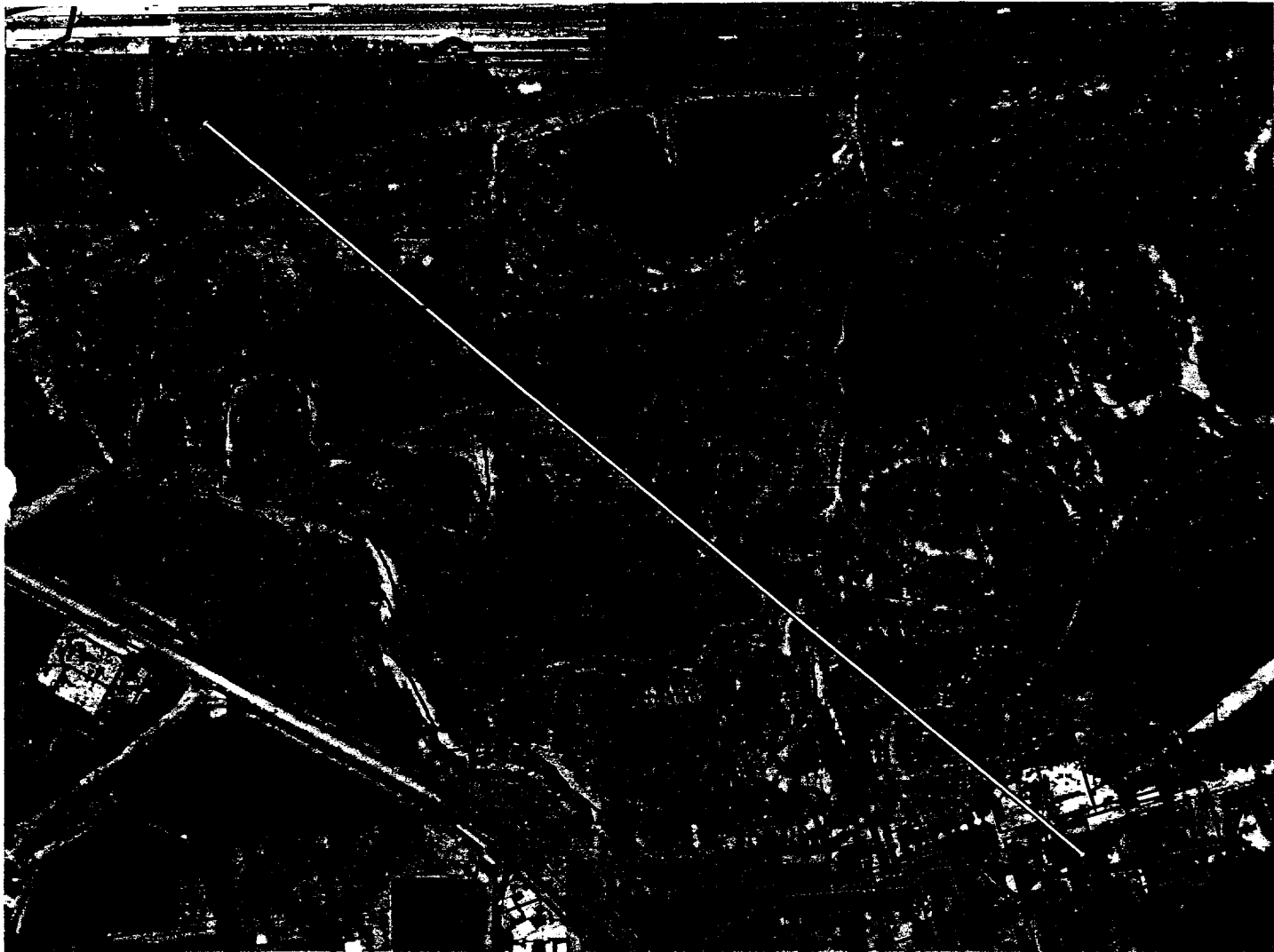


Bruce W. Eley
Manager, Environmental Affairs
Solutia Inc.

Enclosures:

Map of Choccolocco Creek - Proposed Floodplain Transects (11"x17")
Choccolocco Creek Floodplain Transect C-FP01 Aerial Photo
Survey & Sampling License Agreement
Self-addressed, stamped envelope

Chocolocco Creek Floodplain Transect C-FP01



LEGEND

-  Floodplain Transects
-  Tax Parcels
-  100-Year Floodplain

500 0 500 1000 Feet



SURVEY & SAMPLING LICENSE AGREEMENT

This License Agreement is made between _____,
a landowner (Owner) in Calhoun County, Alabama, owning property located at _____Tax_Number____
____11-21-09-32-01-18____, and Solutia Inc., 702 Clydesdale Avenue, Anniston, Alabama 36201-5390.

1. Owner hereby grants to Solutia and their contractors or representatives a revocable license to enter upon real property owned by Owner located at _____Calhoun_County_Tax_Number____
____11-21-09-32-01-18____ (the "Property"), for the following purposes: (a) Conducting two field ecological (wildlife) surveys of plant and animal life (in the spring and fall) along and to the side of the floodplain transection traversing the Property [shown as parcel_18_ on the aerial photo map] and (b) collecting soil core samples from the Property along the same line traversing the Property within the 100-year floodplain area of Choccolocco Creek. Soil samples will be taken to a depth of approximately 12" and analyzed for the presence of polychlorinated biphenyls ("PCBs") and total organic carbon ("TOC").
2. Solutia agrees, upon completion of the sampling and testing to be performed, that all material and equipment shall be removed from the Property. The Property will be restored as nearly as possible to its original state and condition.
3. Solutia assumes responsibility for, and agrees to indemnify Owner for any liability for losses, expenses, damages, demands, and claims in connection with or arising out of any injury to persons or damage to property sustained in connection with or arising out of performance of the work hereunder.
4. Solutia assumes responsibility and liability for violations of Federal, State, or local law incurred in connection with or arising out of performance of the work hereunder.
5. Owner shall advise Solutia of any utility lines or other hazardous or potentially hazardous conditions that Owner is aware of that might reasonably be expected to be affected by the work to be performed.
6. This Agreement contains the entire agreement among the parties, and no other agreements, whether oral or written, between the parties with respect to the subject matter of this Agreement shall be binding or valid, except as provided above.

Executed this _____ day of _____, 2001.

By: _____

Print/Type Name: _____

Address: _____

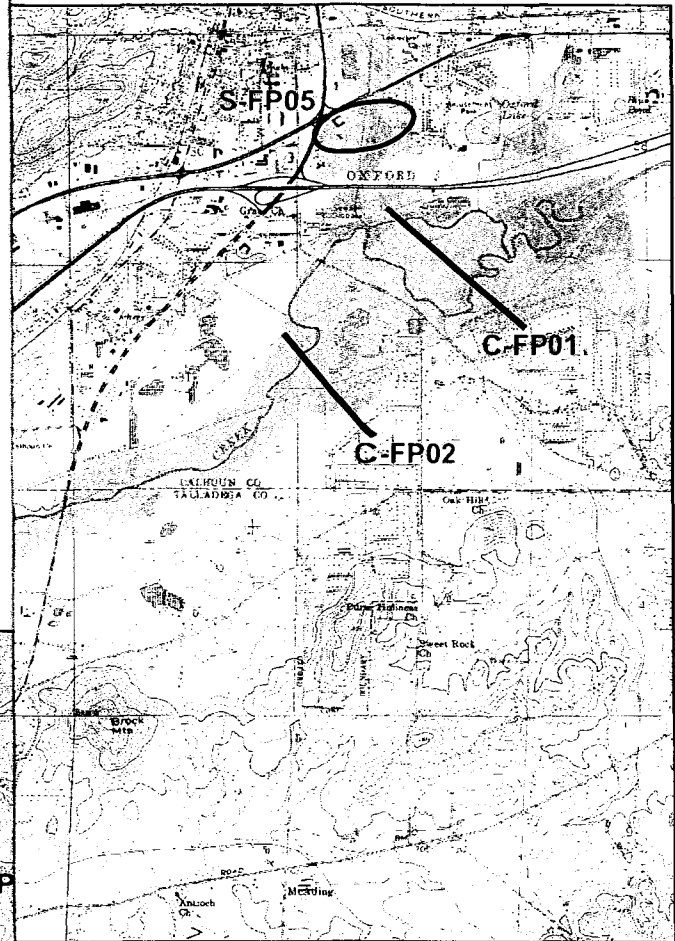
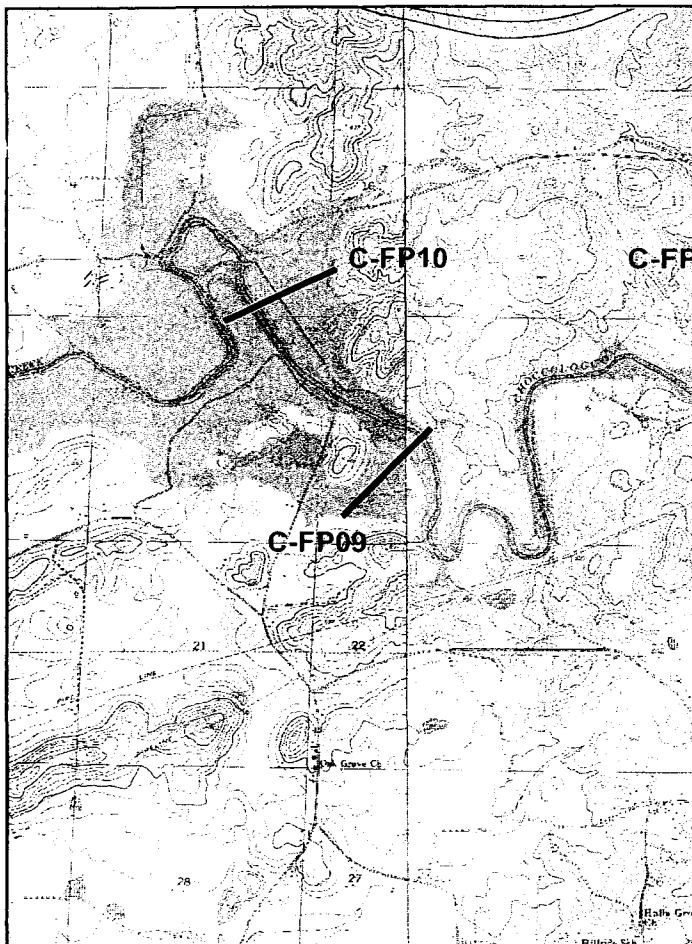
Telephone No: _____

Notify Owner prior to fieldwork on the Property _____ Yes _____ No

SOLUTIA INC.

By: _____

Title: _____



SOLUTIA INC.
ANNISTON, ALABAMA
PHASE II OFF-SITE (FLOODPLAIN) RFI/CS WORK

CHOCOLOCCO CREEK - PROPOSED
FLOODPLAIN TRANSECTS

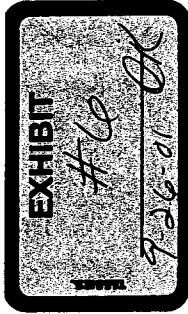
BBL

BLASLAND, BOUCK & LEE, INC.
engineers & scientists

FIGURE
12

SNOW CREEK SAMPLING RESULTS

W. 11th St. to Choccolocco Cr. -- Anniston, AL



ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
North Section: South of W. 11th St. to AL Highway 202			
yes 9/10/99 (valid till 1/10/99)	Southern RR ROW at W. 11 th Street and Snow Cr.	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	c/o Thomas W. Ambler, Esq., General Attorney, Law Department (757-629-2836), fax (757-533-4833) Sediment Deposit 1-1: terrace, 1000 sq ft, 1.3 ft depth PCB = 3.8/31 ppm (0-2"/2-8"); arsenic = 20/18 ppm; barium = 190/410 ppm; beryllium = 1.8/3.5 ppm; cadmium = 0.37/0.74 ppm; chromium = 670/260 ppm; cobalt = 12/26 ppm; lead = 57/150 ppm; manganese = 1400/2400 ppm; mercury = ND/8.6 ppm; nickel = 18/34 ppm; vanadium = 64/46 ppm; TOC = 24000/33000 ppm Sediment 1-2: low terrace, 162 sq ft, 0.3 ft depth PCB = 8 ppm (0-2"); TOC = 17000 ppm (0-2") Sediment 1-4: low terrace, 900 sq ft, 0.8 ft depth PCB = 14/17 ppm (0-2"/2-5"); arsenic = 21/17 ppm; barium = 190/110 ppm; beryllium = 1.5/1.6 ppm; cadmium = ND/ND; chromium = 280/90 ppm; cobalt = 18/19 ppm; lead = 72/120 ppm; manganese = 1100/860 ppm; mercury = 0.26/1.3 ppm; nickel = 27/24 ppm; vanadium = 54/61 ppm; TOC = 91000/7900 ppm Sediment 1-5: low terrace, 180 sq ft, 0.3 ft depth PCB = 11 ppm (0-2"); TOC = 36000 ppm (0-2") Church: 236-2461. Snow Cr. traverses property south of W. 11 th St. and Southern RR ROW. As of Sept. 2000 Solutia is purchasing this segment of creek and the west floor plain. Sediment 1-7: channel, 144 sq ft, 1.5 ft depth PCB = 16 ppm (0-2"), 1.2 ppm (2-12"), ND (12-23") TOC = 59000 ppm (0-2"), 3200 ppm (2-12"), ND (12-23") Sediment 1-8: drainage ditch outlet, 75 sq ft, 1 ft depth PCB = 32 ppm (0-2"), 12 ppm (2-12"), 37 ppm (12-14.5") TOC = 70000 ppm (0-2"), 27000 ppm (2-12"), 57000 ppm (12-14.5") Sediment 1-10: low terrace, 45 sq ft, 1.5 ft depth PCB = 12 ppm (0-2"), 29 ppm (2-12"), 18 ppm (12-16.5") TOC = 44000 ppm, 46000 ppm, 44000 ppm Extends east to Southern ROW; Marshall Williams (904-633-4529) or Marianne Gruber, Consultant/Sr. Project Mgr. (904-633-4513); Property sales: Dan Elmaleh, 904-633-4530 Sediment 1-11A: low terrace w/ 2 nd channel, 120 sq ft, 0.5 ft depth PCB = 2.2 ppm (0-2"), ND (2-12"), 0.39 ppm (12-24") TOC = 6500 ppm, ND, 2700 ppm
yes 3/15/99	11-21-03-07-2- Bk1- 11 (east floodplain)	Solutia Inc. 575 Maryville Centre Dr. St. Louis, MO 63141 purchased from 1 st Missionary Baptist Church 1100 Pine Grove Rd. Anniston, AL 63201 (Pastor: Rev. Orell E Webb) 256-236-3817	
mailed request in 2/99	Louisville & Nashville R-O-W (350')	CSX Corporation 301 West Bay St., Suite 800 Jacksonville, FL 32202 904-633-4529	

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
			Sediment 1-11B: low terrace w/ 2 nd channel, 600 sq ft, 0.5 ft depth PCB = 12 ppm (0-2.5"); TOC = 18000 ppm (0-2.5") Sediment 1-12: low terrace/channel, 675 sq ft, 0.5 ft depth PCB = 0.67 ppm (0-2"), 2.1 ppm (2-5"); TOC = 7600 ppm (0-2"), ND (2-5") Also on property is 932 W. 10 th St., Auto Body Shop. Owner filed law suit against Solutia on 1/2/01 (Attorney: Robert G. McDonald, Esq.)
Yes 3/3/99	11-21-03-07-2-Bk1-09	David McDonald Auto Beauty Shoppe 929 W. 10 th St. Anniston, AL 36201 256-237-4261	
Yes 3/5/99	11-21-03-07-2-Bk1-08	Robert T Starr, Jr. 945 Bynum Leatherwood Rd. Anniston, AL 36201 256-237-3912	D/B/A Starr's Welding Inc. (236-6342)
Yes 3/3/99	11-21-03-07-2-Bk1-07	Richard D Sawyer & Alfred Harrelson (% R D Sawyer) PO Box 1469 Anniston, AL 36202 256-236-0307	Alfred L Harrelson residing at 1108 Forrest Lane, Anniston, 36207 is Dyer opt-in class member.
Yes 3/3/99	11-21-03-07-2-Bk1-06	Richard D Sawyer & Alfred Harrelson (% R D Sawyer) PO Box 1469 Anniston, AL 36202 256-236-0307	D/B/A East Alabama Auto Parts; Alfred L Harrelson residing at 1108 Forrest Lane, Anniston, 36207 is Dyer opt-in class member.
Yes 3/3/99	11-21-03-07-2-Bk1-05	Orliss W & Frances A Clevenger 905 W. 10 th St. Anniston, AL 36201 256-237-3497	Sediment 1-16: bank deposit/high terrace, 750 sq ft, 0.9 ft depth PCB = 28 ppm (0-2"), 32 ppm (2-5"); TOC = 2700 ppm (0-2"), 1200 ppm (2-5") D/B/A Clevenger's Appliance Parts & Service Sediment 1-16: bank deposit/high terrace, 750 sq ft, 0.9 ft depth PCB = 28 ppm (0-2"), 32 ppm (2-5"); TOC = 2700 ppm (0-2"), 1200 ppm (2-5")
Yes 3/3/99	11-21-03-07-2-Bk1-04	Orliss W & Frances A Clevenger 905 W. 10 th St. Anniston, AL 36201	Now used as part of Clevenger's Appliance Service; was Anniston Training Center
-----	11-21-03-07-2-Bk1-02 (W. 10 th St.)	Sarah Zavelo Munro 5111 Lancelot San Antonio, TX 78218 210-655-8088	Creek does not encroach this vacant property; runs along Southern RR ROW.
Yes 3/3/99	11-21-03-07-2-Bk1-73	Walden Wilborn 704 Mountain Dr. Anniston, AL 36206 256-820-5422	Fax 256-820-3976. Parcel on south side of W. 10 th St. Creek runs along east edge of property abutting Norfolk Southern R-O-W.
Yes 9/10/99	Southern Railroad R-O-W (500')	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	c/o Thomas W. Ambler, Esq., Law Department (757-629-2836). ROW abuts vacant land (parcel 011) on west side; extends to W. 9 th St. bridge

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
yes 2/18/99	11-21-03-07-1-Bk2- 38	Anniston Land Co., Inc. (c/o Fred Lawrence, president) 16 W. 11 th St. Anniston, AL 36201 256-236-0385	Granted dredge survey 8/27/98 Sediment 2-5: aggrading bar above culvert pipes, 2600 sq ft, 2-3 ft depth PCB = 5.4 ppm (0-2"), 6.4 ppm (2-5"); TOC = ND (0-2"), 9600 ppm (2-5")
yes 2/18/99	11-21-03-07-1-Bk2- 37	Anniston Land Co., Inc. (c/o Fred Lawrence, president) 16 W. 11 th St. Anniston, AL 36201 256-236-0385	Granted dredge survey 8/27/98 Sediment 2-2: channel/aggrading bar, 1000 sq ft, 0.5 ft depth PCB = 19 ppm (0-3.5"); TOC = 16000 ppm (0-3.5") Sediment 2-3A: channel/aggrading bar, 100 sq ft, 0.3 ft depth PCB = 3.8 ppm (0-3"); TOC = 12000 ppm; arsenic = 13 ppm; barium = 270 ppm; beryllium = 2.9 ppm; cadmium = ND; chromium = 140 ppm; cobalt = 110 ppm; manganese = 5200 ppm; mercury = 3.2 ppm; nickel = 110 ppm; vanadium = 50 ppm Sediment 2-6A: exposed sediment built up in culvert pipes, 14400 sq ft, 2-4 ft depth PCB = 22 ppm (0-2"), 8.9 ppm (2-5"); TOC = 12000 ppm, 2700 ppm Sediment 2-6B: PCB = 13 ppm (0-2"), 11 ppm (2-12"), 34 ppm (12-20.5") [60 ppm duplicate]; TOC = ND, 1800 ppm, 3000 ppm Sediment 2-6C: PCB = 30 ppm (0-2"), 14 ppm (2-12"), 23 ppm (12-24"), 15 ppm (24-27"); TOC = 2200 ppm, 5000 ppm, 5000 ppm, 9600 ppm
-----	AI Highway 202 (creek flows in multi-culverts)	Alabama DOT P.O. Box 1179 Alexander City, AL 35011-5179 (c/o DeJarvis Leonard)	

Central Section: South of AL Highway 202 to Quintard Drive (Hwy 21)

Yes	Vacant Creek ROW from Hwy 202 south to W. 7 th St.	City of Anniston (c/o Dale Garrett) 1128 Gurnee Avenue Anniston, AL 36201 256-231-7740	Access to creek at Pine Ave. and Hwy 202 Sediment 2-8: channel/aggrading bar, 4800 sq ft, 1 ft depth PCB = 20 ppm (0-2"), 20 ppm (2-12"), 4 ppm (12-16") TOC = 18000 ppm, 12000 ppm, 1600 ppm
NO! extends only to creek edge	11-21-03-07-1-Bk2- 43	(William L.) Larry Mize PO Box 469 380 Clara Day Ln. Alexandria, AL 36250 256-820-1468	Property address: 700 Pine Ave. Plaintiff in <u>Abernathy</u> case. But, creek does not appear to infringe on property north of W. 7 th St.
NO!	11-21-03-07-1-Bk2- 44	(William L.) Larry Mize PO Box 469 380 Clara Day Ln. Alexandria, AL 36250 256-820-1468	Plaintiff in <u>Abernathy</u> case.
NO!	11-21-03-07-1-Bk2- 45	(William L.) Larry Mize PO Box 469 380 Clara Day Ln. Alexandria, AL 36250 256-820-1468	Plaintiff in <u>Abernathy</u> case. Creek now flows approx. 15-18 feet west of that shown on tax map; City has modified the channel in past years.
Yes	11-21-03-07-1-	Rev. Charles E Creel	Granted dredge survey 8/27/98. Creek may skirt these properties; Rev. Creel lives

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
3/12/99	Bk2- 46 and Bk2- 48	609 Mulberry Ave. Anniston, AL 36201 256-236-7074 -----	on parcel 31.
Yes	Creek ROW (Glen Addie Ave.)		
yes 2/25/99	11-21-03-07-1- Bk3- 25	Jean P Collins PO Box 1770 Anniston, AL 36202 D/B/A Pollock-Collins Oil Co. 256-236-6111	Pollock-Collins Oil located at 605 Glenaddie Ave. Signed by husband, John Collins. Mr. Collins noted past flooding (up to 2-3') on his parcel.
NO!	11-21-03-07-1- Bk3- 28 (Chestnut St. access)	M.L. Sandy Lumber Sales Co. Inc. 610 Chestnut St. Anniston, AL 36201 236-2239; 236-1361	Owner: Mary Carpenter, <u>Abbott plaintiff</u>
yes 9/10/99	Southern RR ROW	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836) Sediment 2-16: channel, 750 sq ft, 2-3 ft depth PCB = 4 ppm (0-2"), 3.3 ppm (2-4"); TOC = 13000 ppm, 16000 ppm
yes 3/4/99	11-21-03-07-4- Bk1- 15	Calhoun County 1702 Noble St., Suite 103 Anniston, AL 36201 256-236-3521 (D/B/A County Correction Center)	Contact: Ken Joiner, administrator. Charles Markert (County Engr) at 256-237-4657. County Sheriff, Larry Amerson, 237-4731; fax 237-6321. Sediment 3-1: channel, 480 sq ft, 0.5 ft depth PCB = 3.3 ppm (0-2"), 4.8 ppm (2-8"); TOC = 12000 ppm, 12000 ppm Sediment 3-2: low terrace, 800 sq ft, 1 ft depth PCB = 8.1 ppm (0-2"), 11 ppm (2-12"), 17 ppm (12-15.5") TOC = 22000 ppm (0-2"), 24000 ppm (2-12"), 32000 ppm (12-15.5")
Yes 9/10/99	Southern RR ROW (from W 5 th St. to W 3 rd St.)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836) Sediment 3-1: channel, 480 sq ft, 0.5 ft depth PCB = 3.3 ppm (0-2"), 4.8 ppm (2-8"); TOC = 12000 ppm, 12000 ppm Sediment 3-2: low terrace, 800 sq ft, 1 ft depth PCB = 8.1 ppm (0-2"), 11 ppm (2-12"), 17 ppm (12-15.5") TOC = 22000 ppm (0-2"), 24000 ppm (2-12"), 32000 ppm (12-15.5") Sediment 3-5: channel/low terrace, 100 sq ft, 1 ft depth PCB = 1.4 ppm (0-2"), 2.1 ppm (2-10.5"); TOC = 20000 ppm, 11000 ppm Sediment 3-7: aggrading bar, 2000 sq ft, 0.5-1 ft depth PCB = 0.66 ppm (0-2"), 0.76 ppm (2-8"); TOC = 9600 ppm, 18000 ppm

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
Yes 3/6/99	11-21-03-07-4- Bk1- 72 (W. 3 rd St.)	Marsha K Smith 1416 Danbury Lane Anniston, AL 36207 256-831-7553	Vacant commercial structure situated above concrete-lined channel, with Southern ROW extending north-south.
Yes 9/10/99	Southern RR ROW (from W 3 rd St. to G St. ext.)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836) Sediment 4-2: high terrace, 192 sq ft, 0.5 ft depth PCB = 1.1 ppm (0-2"), 0.58 ppm (2-4"); TOC = 15000 ppm, 3000 ppm
yes 2/25/99	11-21-03-07-4- Bk1- 76	Shorty's Railcar, Inc. 7744 AL Hwy 62 Alexandria, AL 36250 (D/B/A Shorty's Southern Yard) 256-892-3131	330 S. Noble St., 36201 (256-236-2418); Raymond Griffin, 67 Mountain Rd., Ohatchee 36271 (H 256-892-3746). Creek runs across west side of property.
Yes 2/25/99	11-21-04-18-1- Bk1- 01	Shorty's Railcar, Inc. 7744 AL Hwy 62 Alexandria, AL 36250 (D/B/A Shorty's Southern Yard) 256-892-3131	330 S. Noble St., 36201 (256-236-2418); Raymond Griffin, 67 Mountain Rd., Ohatchee 36271 (H 256-892-3746). Creek skirts west side of property.
Yes 9/10/99	Southern Railway R-O-W	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836)
----- no access to east bank	11-21-04-17-2- Bk3- 15 (East F Street access off Noble)	L. A. Draper Estate % L. A. Draper, Jr. (executor) PO Box 880 Anniston, AL 36202 256-237-3585	Draper Company Inc., 300 S. Noble Street. Creek is concrete lined on east side; does not appear to encroach property. Talked w/ Mrs. Draper on 2/24/99; contact again 3/17/99.
Yes 9/10/99	Southern Railway R-O-W (600')	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836). ROW starts at East F Street, continues south to parcel 32.
NO!	11-21-04-17-2- Bk3- 32	M.L. Sandy Lumber Sales Co. Inc. 610 Chestnut St. Anniston, AL 36201 236-2239; 236-1361	Owner: Mary Carpenter, <u>Abbott</u> plaintiff
yes 9/10/99	Southern Railway R-O-W (at East H St. to East I St.)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836)
NO!	11-21-04-17-3- Bk2- 33.01 (J Street Access)	M.L. Sandy Lumber Sales Co. Inc. 610 Chestnut St. Anniston, AL 36201 236-2239; 236-1361	Owner: Mary Carpenter, <u>Abbott</u> plaintiff

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
yes 9/10/99	Southern Railway R-O-W (East J St. to East M Street)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836) Sediment 5-1: high terrace/bank, 960 sq ft, 0.7 ft depth PCB = 0.65 ppm (0-3.5"); TOC = 1400 ppm (0-3.5")
yes 2/23/99	11-21-04-17-3- Bk2- 33	James A & Joanne C McGhee #8 Heritage Way Oxford, AL 36503 256-236-1818	D/B/A Crown Energy-Gale Insulation (1001 Front Street, Anniston, AL 36201) Sediment 5-1: high terrace/bank, 960 sq ft, 0.7 ft depth PCB = 0.65 ppm (0-3.5"); TOC = 1400 ppm (0-3.5")
yes 2/25/99	11-21-04-17-3- Bk2- 34 (Poplar St. access)	John L & Marie Traina 10 Mont Camille Anniston, AL 36207 256-236-3078	Parcel is directly north of Poplar St. access.
Yes 3/3/99	11-21-04-17-3- Bk2- 35	Robert Stringham Atlanta, GA 770-321-1409 or 404-271-6966 Fax 770-321-0752	D/B/A Front Street Industrial Park, incl. Remodeler's Outlet (1205 Front Street), owner: Clayton Angell (235-2330)
yes 3/3/99	11-21-04-17-3- Bk2- 35.01	Robert Stringham Atlanta, GA 770-321-1409 or 404-271-6966	D/B/A Front Street Industrial Park, incl. Remodeler's Outlet (1205 Front Street)
yes 2/25/99	11-21-04-18-4- Bk1- 66.01	Dwight Evans Jr. 15 Timothy Trace Anniston, AL 36207 256-236-5689	D/B/A 1500 Front Street, Machining Operation (historically a foundry). Strip abuts property owned by Alacoat Inc. (met owner on 2/25, OK) Sediment 5.2: low terrace, 30 sq ft, 0.4 ft depth PCB = 4.5 ppm (0-3.5"); TOC = 8700 ppm Property just north of Chestnut St. on Front Street at RR crossing. Property recently sold to Evans by Dula Hathorn.
Yes 2/25/99	11-21-04-19-1- Bk1- 01	Dwight Evans Jr. 15 Timothy Trace Anniston, AL 36207 256-236-5689	Sediment 5-3: high terrace/bank, 315 sq ft, 0.8 ft depth PCB = 5.8 ppm (0-2"), 1.6 ppm (2-4"); TOC = 15000 ppm, ND Contact: Tom Ambler, Esq. (757-629-2836)
Yes 9/10/99	Southern Railway R-O-W (overpass near Noble Ave. at East P St.)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Sediment 5-4: low to high terrace/bank, 2250 sq ft, 2-4 ft depth PCB = 1.8 ppm (0-2"), 1.9 ppm (2-6"); TOC = ND, 2300 ppm

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yes 2/25/99	11-21-04-20-2-Bk1- 23	Brunos Inc (Realty Dept.) PO Box 2486 Birmingham, AL 35201 D/B/A Food World Big B Drugs 1510 S Quintard Ave. Anniston, AL 36201	Local Store Mgr - Lewis Wright (256-831-2993); contact corporate realty dept. at 205-940-9400. Doris Miller, fax 205-912-4619. Agreement signed by Russell Caldwell, Brunos, Inc. Sediment 5-5: aggrading bar, 2600 sq ft, 1.5 ft depth PCB = 1.2 ppm (0-2"); 1.9 ppm (2-4"); TOC = ND, ND Contact: Gerald Lee Williams
Yes 2/17/99	11-21-04-20-2-Bk1- 23.02 (public access at Q Street, east side of creek)	Williams Scrap Metal Inc. 1704 South Noble St. Anniston, AL 36201 PO Drawer 3350 Oxford, AL 36203 256-831-5480	Sediment 5-5: aggrading bar, 2600 sq ft, 1.5 ft depth PCB = 1.2 ppm (0-2"); 1.9 ppm (2-4"); TOC = ND, ND Sediment 5-6: aggrading bar/channel, 330 sq ft, 0.5 ft depth PCB = 2.7 ppm (0-2"); 2.3 ppm (2-5") TOC = ND, ND
-----	11-21-04-20-2-Bk1- 23.01	King of Anniston, Inc. PO Box 1288 Anniston, AL 36202	D/B/A used car lot. Creek does not encroach property; runs along west side on Southern RR ROW
yes 2/17/99	11-21-04-20-2-Bk1- 26	Gerald Lee Williams PO Box 3350 Oxford, AL 36203 (H) 256-820-0547	Home address: 503 Anniston, Weaver 36277.
Yes 2/24/99	11-21-04-20-2-Bk1- 29	Elizabeth K. Wingard PO Box 62 Anniston, AL 36202 1290 Winter Pl. 256-835-0899	D/B/A Lighting Showroom, S. Quintard Ave. (256-831-7680)
yes 3/18/99	11-21-04-20-2-Bk1- 28	Marathon Oil Company 539 S Main St. Findlay, OH 45840 419-421-2121	1700 S Quintard Ave. Contact: Deborah Treier (Real Estate Dept.), fax 419-421-3522. Property being sold.
-----	11-21-04-20-2-Bk1- 28.01	John H Street 761 Bynum Cutoff Rd. Eastaboga, AL 36260 256-236-5197	John Street & Sons Realty (256-237-1522). Creek does not encroach property as per Mr. Street in 3/2/99 conversation. OK to survey along property.
Yes 3/29/99	11-21-04-20-2-Bk1- 27	U.S. Castings/U.S. Pipe (c/o David Vingers, site manager) 1831 Front Street Anniston, AL 36201 256-835-4000	Agreement left with Vingers on 2/16/99; he will check with corporate office. Direct line is 256-835-4032.
Yes 2/18/99	11-21-04-20-2-Bk1- 27.01	PRIMAX Properties, LLC. (c/o William G. Seymour) 1115 East Morehead St.	Tony Gogdill, PRIMAX property manager; granted dredge survey 8/31/98. D/B/A Advance Auto Parts, 1710 S. Quintard Ave., Anniston (831-6994)

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
yes 2/18/99	11-21-04-20-2-Bk1- 33	Charlotte, NC 28204 704-344-8200 Fax: 704-344-8288 PRIMAX Properties, LLC. (c/o William G. Seymour) 1115 East Morehead St. Charlotte, NC 28204 704-344-8200 Fax: 704-344-8288	Tony Gogdill, PRIMAX property manager; granted dredge survey 8/31/98. D/B/A Advance Auto Parts, 1710 S. Quintard Ave., Anniston (831-6994)
yes 2/11/99	11-21-04-20-2-Bk1- 33.02	James Jennings (c/o Omega Homes, Inc.) 1720 S. Quintard Dr. Anniston, AL 36201 256-831-5965	Granted dredge survey 9/2/98
yes 2/11/99	11-21-04-20-2-Bk1- 33.09	Donald O. (& Zandra) Sills PO Box 3342 1726-B South Quintard Dr. Anniston, AL 36203 256-831-5556	Granted dredge survey 9/2/98
yes 2/11/99	11-21-04-20-2-Bk1- 33.08	Donald O. (& Zandra) Sills PO Box 3342 1726-B South Quintard Dr. Anniston, AL 36203 256-831-5556	Granted dredge survey 9/2/98
yes 2/11/99	11-21-04-20-2-Bk1- 33.07	Donald O. (& Zandra) Sills PO Box 3342 1726-B South Quintard Dr. Anniston, AL 36203 256-831-5556	Granted dredge survey 9/2/98. Use: O'Neils Menswear, 1726-D S. Quintard Ave., Anniston
yes 2/11/99	11-21-04-20-2-Bk1- 33.05	Donald O. (& Zandra) Sills PO Box 3342 1726-B South Quintard Dr. Anniston, AL 36203 256-831-5556	Granted dredge survey 9/2/98. Use: The Village: Zandra's Boutique (retail store), 1726-A S. Quintard Ave., Oxford; Don Sills Enterprises, 1726-B S. Quintard Ave., Oxford
yes 3/29/99	11-21-04-20-2-Bk1- 33.06	U.S. Castings/U.S. Pipe (c/o David Vingers, site manager) 1831 Front Street Anniston, AL 36201 256-835-4000	Granted dredge survey 9/2/98
yes 2/26/99	11-21-04-20-2-Bk1- 33.01	(Frank) Chien-Hwa Chen 322 Mar-Sha Drive	Granted dredge survey 8/28/98. Use: Reflections, 1800 S. Quintard Ave., Anniston 36201

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
		Anniston, AL 36206 256-820-0141 [mail: House of Chen, 4 East 43 rd St., Anniston, 36206; 236-0305]	
Yes 3/12/99	11-21-04-20-2-Bk1- 37.02	Donald A Gay 2116 Del Carman Dr. Anniston, AL 36207 256-238-9718	D/B/A Jim's Quintard Transmission (1830 S. Quintard Ave., Anniston 36201; 831-1251); Creek may encroach property at far NW corner.
Yes 9/10/99	crosses Southern RR Overpass (north of Oxford city line)	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836)
Yes 3/29/99	11-21-04-19-1-Bk1- 56 (Anniston-Oxford City Limits)	U.S. Castings/U.S. Pipe (c/o David Vingers, site manager) 1831 Front Street Anniston, AL 36201 256-835-4000	Creek encroaches on far southeast corner of main castings plant. Sediment 5-13: aggrading bar/low terrace, 3300 sq ft, 0.9 ft depth PCB = 1.3 ppm (0-3.5"); TOC = ND Sediment 5-14A: aggrading bar/low terrace, 7800 sq ft, 1.5 ft depth PCB = 1.5 ppm (0-2"), 0.92 ppm (2-5"); TOC = 1200 ppm, ND Sediment 5-14B: PCB = 1.6 ppm (0-2"), 1.6 ppm (2-5.5"); TOC = ND, ND
NO! (no access to west bank)	11-21-04-19-4-Bk1- 01	Jerry Luther & Terry Wayne Sewell (% Mary Elizabeth Sewell) 1909 Gwin Street Oxford, AL 36203 256-831-6961	Plaintiff(s) in <u>Abernathy</u> case. Property line extends only to west creek bank; US Castings owns creek and east bank.
Yes 2/23/99	11-21-04-19-4-Bk1- 05	Talmage L & Evangeline Hanson 15 Gwin Street Oxford, AL 36203 256-831-2880	Mr. Hanson's property crosses the creek. He noted past flooding in the area. Sediment 5-14A: aggrading bar/low terrace, 7800 sq ft, 1.5 ft depth PCB = 1.5 ppm (0-2"), 0.92 ppm (2-5"); TOC = 1200 ppm, ND Sediment 5-14B: PCB = 1.6 ppm (0-2"), 1.6 ppm (2-5.5"); TOC = ND, ND
Letter dated 2/25/99, valid until 5/25/99	11-21-04-20-3-Bk1- 16	Jimmie F & Barbara Ann Scott 256-831-6226 (% Alabama Dept. of Revenue) PO Box 327210 Montgomery, AL 36132-7210 334-242-1525 Fax 334-242-0145	Property sold to state (1991) - failure to pay back taxes. Larry Doyal (St. Land Agent) provided "hold harmless" letter to allow survey work. [Barbara Scott' is a potential plaintiff in <u>Abernathy</u> case] Property is across from Tull Chemical (at end of Burton St.)
request sent	AL Highway 21 overpass & Southern RR ROW	Norfolk Southern Railroad 3 Commercial Place Norfolk, VA 23510	Contact: Tom Ambler, Esq. (757-629-2836)

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
South Section: South of Quintard Drive overpass to Choccolocco Creek			
yes 2/23/99	11-21-04-20-3-Bk1 - 49 (creek also skirts Southern ROW for ~1500' before turn south to Snow Rd.)	Millard V. Young, Jr. PO Box 328 10404 AL Hwy 21 N Piedmont, AL 36272 (W) 256-447-9087 D/B/A Young Oil Inc. - Amoco 425 Quintard Ave. 256-831-5193	Fax 256-447-9089
yes 2/25/99	11-21-04-20-3-Bk1 - 50.02	Ching Hai & Hsi-Sheng Lee D/B/A China Luck 503 Quintard Dr. Oxford, AL 36203 256-831-5221	Met w/ Lee on 2/25/99 at his restaurant.
Yes 2/18/99	11-21-04-20-3-Bk1 - 52.04	Mike's Romac Cleaners, Inc. 1021 Highway 431 N 256-237-0932 (635 Creekside Dr. Oxford, AL 36203) 256-831-5002	Owners: Mike & Pam Wolf
yes 3/4/99	11-21-04-20-3-Bk1 - 52	James G. Morrow Jim Morrow Realty 201 North Main St. Piedmont, AL 36272 256-447-2275	D/B/A Creekside Square Mini-Mall (under construction); Morrow car phone 256-453-1238; fax 256-447-2282. Note: stay away from construction activity!
Yes 3/4/99	11-21-04-20-3-Bk1 - 52.02 (Snow St. overpass)	James G. Morrow Jim Morrow Realty 201 North Main St. Piedmont, AL 36272 256-447-2275	D/B/A Dollar General Store. Sediment 5-24: channel, 240 sq ft, 2 ft depth PCB = 1.2 ppm (0-2"), 1.2 ppm (2-12"); TOC = ND, ND
Yes 1/15/99	11-21-09-29-2-Bk1 - 07.01	Sears Roebuck & Co. 700 Quintard Drive Oxford, AL 256-835-8300	Access previously granted by Quintard Mall developer; creek well characterized by hgs engineering. No need for BB&L work in area.
Yes 1/15/99	11-21-09-29-2-Bk1 - 01	Quintard Mall Ltd. Green Springs Shopping Center 200 Green Springs Hwy. Birmingham, AL 35209 205-290-2712	Access previously granted by Quintard Mall developer; creek well characterized by hgs engineering. No need for BB&L work in area.
Yes	11-21-09-29-2-	Quintard Mall Ltd.	Access previously granted by Quintard Mall developer; creek well characterized by

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
1/15/99	Bk1 - 07	Green Springs Shopping Center 200 Green Springs Hwy. Birmingham, AL 35209 205-290-2712	hgs engineering. No need for BB&L work in area.
Yes	U.S. Highway 78 overpass	Alabama DOT P.O. Box 1179 Alexander City, AL 35011-5179 (c/o DeJarvis Leonard)	Sediment 6-1: aggrading bar, 2805 sq ft, 0.5-1.0 ft depth PCB = 1.3 ppm (0-2"), 4.7 ppm (2-12"); TOC = ND, ND
Yes 2/16/99	11-21-09-29-2- Bk1 - 36.02	Diversified Motel Properties D/B/A Holiday Inn PO Box 3308 US 78 & Hwy 21 S Oxford, AL 36203 256-831-3410	General Manager: Diane Lyon. Holiday Inn is a <u>Dyer</u> opt-in class member. Sediment 6-1: aggrading bar, 2805 sq ft, 0.5-1.0 ft depth PCB = 1.3 ppm (0-2"), 4.7 ppm (2-12"); TOC = ND, ND Sediment 6-4: channel, 250 sq ft, 0.5 ft depth PCB = 4.4 ppm (0-3.5"); TOC = 1200 ppm (0-3.5") Sediment 6-5: high terrace, 108 sq ft, 1.5 ft depth PCB = 2.2 ppm (0-2"), 3.9 ppm (2-6.5"); TOC = 13000 ppm, 19000 ppm Sediment 6-7: channel, 180 sq ft, 0.5 ft depth PCB = 0.43 ppm (0-2"), 0.077 ppm (2-12"), ND@0.22 ppm (12-24"), ND (24-26.5") TOC = ND, 32000 ppm, 32000 ppm, 25000 ppm
Yes 3/4/99	11-21-09-29-2- Bk1 - 37	James G. Morrow Jim Morrow Realty 201 North Main St. Piedmont, AL 36272 256-447-2275	Sent fax with details of proposed work on 2/16/99. Property now being cleared and developed by Morrow Realty. Sediment 6-1: aggrading bar, 2805 sq ft, 0.5-1.0 ft depth PCB = 1.3 ppm (0-2"), 4.7 ppm (2-12"); TOC = ND, ND Sediment 6-2: channel, 20 sq ft, 1.2 ft depth PCB = 5.8 ppm (0-2"), 5.6 ppm (2-5"); TOC = 4700/8300 ppm; arsenic = 12/11 ppm; barium = 220/150 ppm; beryllium = 2/2 ppm; cadmium = 0.13/ND ppm; chromium = 46/38 ppm; cobalt = 21/20 ppm; lead = 110/68 ppm; manganese = 1800/1200 ppm; mercury = 0.51/hr ppm; nickel = 29/25 ppm; vanadium = 52/44 ppm Sediment 6-3: channel/bank wash, 180 sq ft, 1.1 ft depth PCB = 41 ppm (0-2"), 7.3 ppm (2-12"); TOC = 36000 ppm, 5600 ppm
Yes 2/12/99	11-21-09-29-2- Bk1 - 51	City of Oxford 100 Choccolocco St. Oxford, AL 36203 256-831-9685 (c/o Aaron J. Garner, City Inspector)	City is <u>Dyer</u> opt-in class member at mailing address, 810 American South Building. Sediment 6-9: aggrading bar/low terrace, 660 sq ft, 0.5 ft depth PCB = 3.3 ppm (0-2"), 2.1 ppm (2-6.5"); TOC = 3400 ppm, 11000 ppm Sediment 6-10: low to high terrace, 1200 sq ft, 0.5 ft depth PCB = 1.5 ppm (0-2"), 4.9 ppm (2-12"); TOC = 3100/14000 ppm; arsenic = 12/14 ppm; barium = 160/380 ppm; beryllium = 1.3/1.9 ppm; cadmium = ND/0.14 ppm; chromium = 42/79 ppm; cobalt = 16/96 ppm; lead = 57/100 ppm; manganese = 1400/2400 ppm; mercury = 0.58/hr ppm; nickel = 22/41 ppm; vanadium = 53/50 ppm Sediment 6-13: aggrading bar, 175 sq ft, 3.0 ft depth PCB = 3.9 ppm (0-2"), 8.1 ppm (2-7.5"); TOC = 5100 ppm, 25000 ppm
Yes 2/23/99	11-21-09-29-3- Bk1 - 02	Bernard S. & M.J. Malkove PO Box 3275	Met with Mr. Malkove on 2/23/99 Sediment 6-15: aggrading bar/low terrace, 1800 sq ft, 1.0 ft depth

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	(Recreation Dr.)	Oxford, AL 36203 (20 Ruby Ridge Rd. Anniston 36207) 256-237-5173	PCB = 1.3 ppm (0-2"), 4.5 ppm (2-12.5"); TOC = ND, 13000 ppm
yes 2/16/99	11-21-09-29-3- Bk1- 02.02	King Associates Ltd. 420 20 th St. South, Suite 200 Birmingham, AL 35233-2026 D/B/A Days Inn-Oxford 1 Recreation Dr. 256-835-0300	General Manager: Pete Kuman Sediment 6-17: island/aggrading bar, 2900 sq ft, 1.0-1.5 ft depth PCB = 9.5 ppm (0-2"), 6.3 ppm (2-10"); TOC = 8500 ppm, 16000 ppm
yes 2/12/99	11-21-09-29-3- Bk1- 01	City of Oxford 100 Choccolocco St. Oxford, AL 36203 256-831-9685 (c/o Aaron J. Garner, City Inspector)	City of Oxford is <u>Dyer</u> opt-in class member at mailing address, 810 American South Building Sediment 6-17: island/aggrading bar, 2900 sq ft, 1.0-1.5 ft depth PCB = 9.5 ppm (0-2"), 6.3 ppm (2-10"); TOC = 8500 ppm, 16000 ppm
yes 2/26/99	US Interstate 20 Overpass ROW at Snow Cr.	Alabama DOT P.O. Box 1179 Alexander City, AL 35011-5179 (c/o DeJarvis Leonard)	Sediment 6-21: aggrading bar, 3750 sq ft, 1.0-2.0 ft depth PCB = 1.7 ppm (0-2"), 1.8 ppm (2-4.5"); TOC = 5900 ppm, 6200 ppm
yes 2/23/99	11-21-09-29-3- Bk1- 08 (southern boundary along Choccolocco Cr. downstream of Snow Cr.)	Anniston Water Works & Sewer Board 131 W. 11 th St. Anniston, AL 36201 256-236-3429 (c/o James D. Miller, Director P.O. Box 2268 256-238-1241 fax 236-1532)	Sediment 6-27: aggrading bar/terrace, 2520 sq ft, 3.0-3.5 ft depth PCB = 2.1 ppm (0-2"), 2.8 ppm (2-12"), 5.6 ppm (12-15.5") TOC = 2400 ppm, 35000 ppm, 1600 ppm Sediment 6-28: bank deposit/low terrace, 210 sq ft, 1.0 ft depth (no results reported by BB&L) Choccolocco Cr. Transect 1: 55 ft width, 2.2 ft water depth, 1.4 ft sediment thickness SED-4: PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm Transect 2: 61 ft. width, 2.8 ft water depth, 0.7 ft sediment thickness SED-3: PCB = 0.29 ppm (0-2"), 0.05 ppm (2-5"); TOC = ND, ND
yes 2/23/99	11-21-09-29-3- Bk1- 07 (southern boundary @ Choccolocco Cr. upstream of Snow Cr.)	Anniston Water Works & Sewer Board 131 W. 11 th St. Anniston, AL 36201 256-236-3429 (c/o James D. Miller, Director P.O. Box 2268 256-238-1241 fax 236-1532)	Sediment 6-23: aggrading bar/bank deposit, 800 sq ft, 0.8 ft depth PCB = 1.1 ppm (0-2"), 1.6 ppm (2-7"); TOC = 3600 ppm, 9400 ppm Sediment 6-25: aggrading bar/low terrace, 1980 sq ft, 3.0-3.5 ft depth PCB = 4.4 ppm (0-2.5"); TOC = 5500 ppm Sediment 6-26: bank deposit/bank wash, 500 sq ft, 6.0 ft depth PCB = ND @0.17 ppm (0-2"), ND (2-12"), ND (12-24"), ND (24-33") TOC = 9100 ppm, 10000 ppm, 7000 ppm, 3800 ppm Transect U1: 48 ft width, 4.4 ft water depth, 1.1 ft sediment thickness

ACCESS STATUS	PROPERTY ID (Tax Parcel)	OWNERSHIP	COMMENTS and SAMPLE RESULTS
yes 3/11/99 (original fax sent 2/17/99)	11-21-09-29-3-Bk1-13 (@Choccolocco Creek confluence)	Dr. Charles W. & Antoinette Patterson PO Box 2688 Anniston, AL 36202 (2904 Coleman Rd., 36207) 256-236-8816 fax 256-236-1480	<u>SED-1:</u> PCB = ND @0.12 ppm (0-2"), ND @0.083 ppm (2-13.5"); TOC = 19000 ppm, 8900 ppm <u>Transect U1:</u> 48 ft width, 4.4 ft water depth, 1.1 ft sediment thickness <u>SED-1:</u> PCB = ND @0.12 ppm (0-2"), ND @0.083 ppm (2-13.5"); TOC = 19000 ppm, 8900 ppm <u>Top-of Bank:</u> PCB = ND@0.089 ppm; TOC = 8900 ppm <u>Transect 1:</u> 55 ft width, 2.2 ft water depth, 1.4 ft sediment thickness <u>SED-4:</u> PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm <u>Transect 2:</u> 61 ft width, 2.8 ft water depth, 0.7 ft sediment thickness <u>SED-3:</u> PCB = 0.29 ppm (0-2"), 0.05 ppm (2-5"); TOC = ND, ND <u>Transect U2:</u> 49 ft width, 2.7 ft water depth, 2.9 ft sediment thickness <u>SED-1:</u> PCB = 1.2 ppm (0-2"), 55 ppm (2-12"), 49 ppm (12-24"), 0.45 (24-36"), ND (36-45"); TOC = 7900 ppm, 20000 ppm, 28000 ppm, 25000 ppm, 23000 ppm <u>SED-3:</u> PCB = 0.12 ppm (0-2"), 0.69 ppm (2-12"), 170 ppm (12-24"), 160 ppm (24-32"); TOC = ND, ND, 25000 ppm, 23000 ppm <u>SED-4:</u> PCB = 95 ppm (0-2"), 130 ppm (2-12"), 75/64 ppm (12-24"), 0.57 ppm (24-27"); TOC = 28000 ppm, 25000 ppm, 35000 ppm, 31000 ppm
yes 3/11/99	11-21-09-32-2-Bk1-03 (Choccolocco Creek upstream of Snow Cr.)	Dr. Charles W. & Antoinette Patterson PO Box 2688 Anniston, AL 36202 256-236-8816	<u>Transect U2:</u> 49 ft width, 2.7 ft water depth, 2.9 ft sediment thickness (see above sediment sample results) <u>Transect U3:</u> 45 ft width, 4.7 ft water depth, 1.5 ft sediment thickness <u>SED-4:</u> PCB = rejected (0-2"), ND (2-12"), ND (12-25"); TOC = 25000 ppm, 30000 ppm, 29000 ppm
yes 3/11/99	11-21-09-32-2-Bk1-02 (Choccolocco Creek upstream of Snow Cr.)	Dr. Charles W. & Antoinette Patterson PO Box 2688 Anniston, AL 36202 256-236-8816	<u>Transect U3:</u> 45 ft width, 4.7 ft water depth, 1.5 ft sediment thickness (see above sediment sample results)

Notes:

Number of tax parcels involved is 69 w/ private ownership and several stretches of railway right-of-way owned by either CSX or Southern Railway -- a total of 83 land parcels. Communication of sample results to ~21 individuals, companies or city/state agencies.

Contacts at Blasland, Bouch & Lee, Inc. (BB&L): engineering contractor, Syracuse, NY

Alan Fowler, 315-446-9120; Penny Rabasco (field coordinator).

Mike Scoville (project manager): 315-446-9120, ext. 387

e-mail: MDS@BBL-INC.com

James (Jim) Hassett: Anniston office, 256-835-6680

Tom O'Rourke: Anniston office, 256-835-6680 (Snow Creek survey lead)

Richard Williams (Chicago, IL): 630-579-0275

The reconnaissance survey of Snow Creek was conducted by BBL on September 20-21, 1999 according to the work plan. Approximately 100 sediment deposits were identified and characterized. The sediment sampling was conducted Nov. 30 - Dec. 1, 1999 and included the collection of some 50 core samples. The creek was divided into six individual areas for field reporting:

1. Snow Creek from confluence of W. 11th St. ditch to closed bridge at W. 9th St.
2. West 9th St. closed bridge to RR bridge at SW corner of Calhoun Co. Jail
3. RR bridge at SW corner of Calhoun Co. Jail to end of concrete spillway
4. End of concrete spillway to above Sandy Lumber Co. property
5. Sandy Lumber Co. property to Snow Street bridge
6. Highway 78 bridge to confluence of Choccolocco Cr.

The completed report submitted by BBL on the Off-Site RCRA Facility Investigation (RFI) study was dated June 2000. Sediment deposits were identified and characterized by area of deposit, average thickness, predominant sediment types, and type of depositional environment (aggrading bars, channel, terrace, other). Selection of deposits for sediment sampling was based on distribution of sediment deposits in the geographic and geomorphic strata. Collected 50 cores from 101 observed deposits.

Creek sediment sample results were mailed to 21 property owners on 8 March 2001.

SOLUTIA ACCESS TO C HOCCOLOCCO CREEK

Public Boat Access Points on Choccolocco Creek:

Friendship Road, just downstream of Snow Creek
Highway 21 Bridge
Flatbridge Road (103)
Munford-Coldwater Road, downstream of Salt Creek
Curry Station Eastaboga Road
Talladega-Eastaboga Road, upstream of Cheaha Creek
Jackson Trace Road, just downstream of Jackson Shoals
Highway 77 (Alt. 231) - Talledega-Lincoln Hwy.
Stemley Road, just upstream of Lake Logan Martin



Geographic Reaches of Choccolocco Creek:

Upstream of Snow Creek (transects U1 - U3)
Snow Creek to Coldwater Creek (transects 1 - 45)
Coldwater Creek to Cheaha Creek (transects 46 - 118)
Cheaha Creek to Jackson Shoals (transects 119 - 141)
Jackson Shoals (transects 142 - 155)
Jackson Shoals to Lake Logan Martin (transects 156 - 183)

BB&L Survey Lead: Jim Hassett (C: 413-441-0979; W: 256-835-6680)
BB&L Project Lead: Alan Fowler (978-921-0442)

Dates -- Access Letters, Choccolocco Creek

Total # of letters: 143

Conservancy District (CCWCD): 33 letters dated 3/15/99, mailed 3/15-16/99

Transects 3 - 47, plus five other property owners (Watts, Keat, Ford, Snow and JE Harris)

Approval to proceed: 4/30/99

Solutia: 87 letters to property owners, dated 4/30/99 (mailed 5/7/99), covering Transects 48 - 183.

Response: 61 as of 9/10/99

Number outstanding: 26

Transects 1, 2, U-1, U-2 and U-3 approved for access.

License Agreement signed with APCO on 4/12/99. (covers 18 transects)

Agreement w/ Julian Holmes is conditioned upon our informing him of our presence on his property and providing him a written copy of sampling results on subject property.

Letter to Beverly Elston mailed 5/27/99 -- positive response.

Letters hand delivered to Ed Harris and Douglas Snow 5/25/99.

Letter resent to Mac Cole, Jr. on 6/29/99 -- first letter returned 5/26/99.

Letter to Samuel Richey (for Daniel Richey et al.) sent 6/25/99.

Letter to Elena Wilson (JA Wilson Estate) sent 6/25/99.

Letter to Edwin & Patty Hall resent 6/25/99.

Letter delivered to William Purdy III on 6/30/99 after discussion on 6/29/99.

SOLUTION ACCESS TO CH. LOCCO CREEK

Solutia: 23 letters sent 8/14-16/99 to additional property owners along transects 170-179, incl. Otwell/Moore letters sent through Buddy Cox III (LFW).

Response: 15 as of 9/15/99 Number ourstanding: 8
Janet E. Grubbs -- represented by counsel in Birmingham (Cory, Watson, Crowder & DeGaris)

Alabama Power (APCO) Contracts:

Ed Wade, Anniston: 256-231-3410
Mike Godfrey, Birmingham: 205-257-4194, fax 205-257-4349
Environmental Affairs Dept., 600 North 18th Street
Birmingham, AL 35291-0830

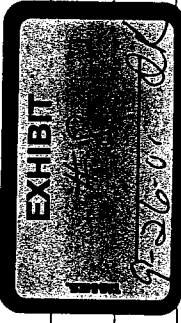
Communication of Sample Results: mailed 2/27/01

Letters sent direct to owners	84
Letters sent through LFW law firm	2
Total:	86

(Hammett Gravel Co., Douglas Snow)

CHOCOLOCCO CREE. PILING RESULTS

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Date		Piling		Location		Remarks		Analysis	
2/23/99	L	1	11-21-09-29-3	8	Anniston Water Works and Sewer Board (c/o James D. Miller, Director)	55 ft wide, 2.2 ft water depth, 1.4 ft thick sediment	SED-4: PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm		
3/11/99	R	1	11-21-09-29-3	13	Patterson, Charles and Antoinette	55 ft wide, 2.2 ft water depth, 1.4 ft thick sediment	SED-4: PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm		
2/23/99	L	2	11-21-09-29-3	8	Anniston Water Works and Sewer Board (c/o James D. Miller, Director)	61 ft wide, 2.8 ft water depth, 0.7 ft thick sediment	SED-3: PCB = 0.29 ppm (0-2"), 0.05 (2-5"); TOC = ND, ND		
3/11/99	R	2	11-21-09-29-3	13	Patterson, Charles and Antoinette	61 ft wide, 2.8 ft water depth, 0.7 ft thick sediment	SED-3: PCB = 0.29 ppm (0-2"), 0.05 (2-5"); TOC = ND, ND		
ccwcd 4/13/99	R	3	11-21-09-32-2	6	Pumroy, Jay F. (Esq.)				
ccwcd 4/13/99	L	3	11-21-09-32-2	5	Street, John H. & Gregory R				
ccwcd 4/13/99	R	4	11-21-09-32-2	6	Pumroy, Jay F. (Esq.)				
ccwcd 4/13/99	L	4	11-21-09-32-2	7	Pumroy, Jay F. (Esq.)				
ccwcd 4/13/99	L	5	11-21-09-31-1	18	Weaver, Phyllis E.	59 ft wide, 2.8 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.23 ppm (0-2"), 0.022 ppm (2-5.5"); TOC = ND, ND SED-2: PCB = nr (0-2"), ND (2-12"), ND (12-20"); TOC = 7200 ppm, ND, ND; Metals (0-2"), (2-12"), (12-20") location of dredge pile CC-29 (10' from bank): 4 composite samples collected 6/1999 -- PCB = 1.97 ppm, 4.6 ppm, 2.45 ppm, 3.26 ppm		
ccwcd 4/13/99	R	5	11-21-09-32-2	10	Weaver, Phyllis E.	59 ft wide, 2.8 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.23 ppm (0-2"), 0.022 ppm (2-5.5"); TOC = ND, ND SED-2: PCB = nr (0-2"), ND (2-12"), ND (12-20"); TOC = 7200 ppm, ND, ND; Metals (0-2"), (2-12"), (12-20") TOB (0-6"): PCB = 0.081 ppm; TOC = 11000 ppm		
ccwcd 4/13/99	L	6	11-21-09-31-4	2	Weaver, Phyllis E.				
ccwcd 4/13/99	R	6	11-21-09-31-4	6.01	Woodard, Jimmy E.				
ccwcd 4/13/99	R	7	11-21-09-31-4	6	Ginn, Jason and Cleo				
ccwcd 4/13/99	R	7	11-21-09-31-4	6	Ginn, Jason and Cleo				
ccwcd 4/13/99	R	7	11-21-09-31-4	6	Ginn, Jason and Cleo				
ccwcd 4/13/99	R	7	11-21-09-31-4	6	Ginn, Jason and Cleo				

CHOCOLOCCO CREEK TRAPLING RESULTS

Sample ID	Trap	Date	Trap #	Owner	Location	Results
ccwcd 4/13/99	L	7	11-21-09-31-4	2	Weaver, Phyllis E.	
ccwcd 4/13/99	R	8	11-21-09-31-4	4	Panarama Ranch L.P.	66 ft wide, 2.9 ft water depth, 1.9 ft thick sediment SED-2: PCB = 0.34 ppm (0-2"), 0.28 ppm (2-11.5"); TOC = 15000 ppm, 5700 ppm SED-4: PCB = 0.5 ppm (0-2"), 0.25 ppm (2-12"), ND (12-20"); TOC = ND, 9100 ppm, 32000 ppm
ccwcd 4/13/99	L	8	11-21-09-31-4	2	Weaver, Phyllis E.	66 ft wide, 2.9 ft water depth, 1.9 ft thick sediment SED-2: PCB = 0.34 ppm (0-2"), 0.28 ppm (2-11.5"); TOC = 15000 ppm, 5700 ppm SED-4: PCB = 0.5 ppm (0-2"), 0.25 ppm (2-12"), ND (12-20"); TOC = ND, 9100 ppm, 32000 ppm TOB (0-6"): PCB = 17 ppm; TOC = 17000 ppm
ccwcd 4/13/99	R	9	11-21-09-31-3	8	Marsh Lakes, Inc. (Del Mar Development)	62 ft wide, 3.3 ft water depth, 2.2 ft thick sediment SED-1: PCB = 2.1 ppm (0-2"), 0.2 ppm (2-12"), ND (12-24"), ND (24-34"); TOC = ND, ND, 1300 ppm, ND TOB-ML: PCB = 4.6 ppm, 12 ppm, 5.8 ppm; TOC = 19000 ppm, 15000 ppm, 23000 ppm
ccwcd 4/13/99	L	9	11-21-09-31-3	1	Weaver, Phyllis E.	62 ft wide, 3.3 ft water depth, 2.2 ft thick sediment location of dredge pile CC-26 (40' from bank): two composite samples collected 6/1999 -- PCB = 3.93 ppm, 1.55 ppm
ccwcd 4/13/99	R	10	11-21-09-31-3	8	Marsh Lakes, Inc.	70 ft wide, 3.5 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.42 ppm (0-2"), ND (2-12"), ND (12-23"); TOC = ND, 27000 ppm, 25000 ppm
ccwcd 4/13/99	L	10	11-21-09-31-3	1	Weaver, Phyllis E.	70 ft wide, 3.5 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.42 ppm (0-2"), ND (2-12"), ND (12-23"); TOC = ND, 27000 ppm, 25000 ppm
ccwcd 4/30/99	R	11	61-06-01-01	3	Bennett, Joe N.	46 ft wide, 3.8 ft water depth, 0.7 ft thick sediment SED-3: PCB = 23J ppm (0-2"), 19J ppm (2-5.5"); TOC = 26000 ppm, 56000 ppm SED-4: PCB = 0.62 ppm (0-2"), 4.3 ppm (2-9"); TOC = 1700 ppm, 8300 ppm
ccwcd 4/30/99	L	11	61-06-01-01	3.001	City of Anniston (Dale Garrett)	46 ft wide, 3.8 ft water depth, 0.7 ft thick sediment SED-3: PCB = 23J ppm (0-2"), 19J ppm (2-5.5"); TOC = 26000 ppm, 56000 ppm SED-4: PCB = 0.62 ppm (0-2"), 4.3 ppm (2-9"); TOC = 1700 ppm, 8300 ppm
ccwcd 4/30/99	R	12	61-06-01-01	3	Bennett, Joe N.	55 ft wide, 3.1 ft water depth, 0.3 ft thick sediment location of dredge pile CC-24 (next to flood berm): 11 composite samples collected 6/1999 -- PCB = 2.1, 3.7, 7.8, 4.9, 1.2, 1.7, 3.64, 8.9, 4.37, 4.65, 2.3 and 6.3 ppm.

CHOCOLOCCO CREEK SAMPLING RESULTS

Accession Number	Station	Depth (ft)	Date	Sample Number	County	City	Depth (ft)	Water Depth (ft)	Bottom Type	Results
ccwcd 4/30/99	L	12	61-06-01-01	3.001	City of Anniston (Dale Garrett)	55 ft wide, 3.1 ft water depth, 0.3 ft thick sediment	TOB (0-6"); PCB = 21J ppm; TOC = 22000 ppm			
ccwcd 4/30/99	R	13	61-06-01-01	3	Bennett, Joe N.	63 ft wide, 2.8 ft water depth, 1.6 ft thick sediment	SED-3: PCB = 0.16 ppm (0-2"), 0.047 ppm (2-8.5"); TOC = ND, ND SED-4: PCB = nr (0-2"), 1.2 ppm (2-13.5"); TOC = ND, 15000 ppm; Metals: (0-2"), (2-13.5") location of dredge pile CC-23 (20' from bank): 6 composite samples collected 6/1999 -- PCB = 4.3, 6.4, 1.97, 3.86, 10.8 and 6.77 ppm			
ccwcd 4/30/99	L	13	61-06-01-01	3.001	City of Anniston (Dale Garrett)	63 ft wide, 2.8 ft water depth, 1.6 ft thick sediment	SED-3: PCB = 0.16 ppm (0-2"), 0.047 ppm (2-8.5"); TOC = ND, ND SED-4: PCB = nr (0-2"), 1.2 ppm (2-13.5"); TOC = ND, 15000 ppm; Metals: (0-2"), (2-13.5")			
ccwcd 4/30/99	R	14	61-06-01-01	3	Bennett, Joe N.	69 ft wide, 3.2 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.29 ppm (0-2"), 0.24 ppm (2-5"); TOC = ND, ND SED-3: PCB = 0.64 ppm (0-2"), 0.65 ppm (2-8.5"); TOC = 6900 ppm, ND			
ccwcd 4/30/99	L	14	61-06-01-01	3.001	City of Anniston (Dale Garrett)	69 ft wide, 3.2 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.29 ppm (0-2"), 0.24 ppm (2-5"); TOC = ND, ND SED-3: PCB = 0.64 ppm (0-2"), 0.65 ppm (2-8.5"); TOC = 6900 ppm, ND			
ccwcd 4/30/99	R	15	61-06-01-01	3	Bennett, Joe N.	68 ft wide, 3.0 ft water depth, 0.9 ft thick sediment	SED-3: PCB = 1.3 ppm (0-2"), 0.25 ppm (2-8.5"); TOC = ND, ND			
ccwcd 4/30/99	L	15	61-06-01-01	3.001	City of Anniston (Dale Garrett)	68 ft wide, 3.0 ft water depth, 0.9 ft thick sediment	SED-3: PCB = 1.3 ppm (0-2"), 0.25 ppm (2-8.5"); TOC = ND, ND			
ccwcd 4/30/99	L	16	61-06-01-01	7	Burzus Corp.	55 ft wide, 3.9 ft water depth, 1.7 ft thick sediment	SED-3: PCB = 1.1 ppm (0-2"), 0.64 ppm (2-12"), 0.34 ppm (12-23.5"); TOC = 2600 ppm, ND, ND			
ccwcd 4/30/99	R	16	61-06-01-01	10.003	Reaves, Rick & Janice, MD	55 ft wide, 3.9 ft water depth, 1.7 ft thick sediment	SED-3: PCB = 1.1 ppm (0-2"), 0.64 ppm (2-12"), 0.34 ppm (12-23.5"); TOC = 2600 ppm, ND, ND			
ccwcd 4/30/99	R	17	61-06-01-01	10.003	Reaves, Rick & Janice, MD	57 ft wide, 3.4 ft water depth, 1.3 ft thick sediment	SED-2: PCB = 8.9 ppm (0-2"), 0.49 ppm (2-12"), 0.16 ppm (12-18.5"); TOC = 23000 ppm, 1200 ppm, ND			
ccwcd 4/30/99	L	17	61-06-01-01	6	Rush, Robert Eric	57 ft wide, 3.4 ft water depth, 1.3 ft thick sediment	SED-2: PCB = 8.9 ppm (0-2"), 0.49 ppm (2-12"), 0.16 ppm (12-18.5"); TOC = 23000 ppm, 1200 ppm, ND			

CHOCOLOCOCO CREE MIPLING RESULTS

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Accession Number	Location	Date	Depth	Collector	Notes	Analysis
ccwcd 4/30/99	R	18	61-06-01-01	10.003	Reaves, Rick & Janice, MD	
ccwcd 4/30/99	L	18	61-06-01-01	6	Rush, Robert Eric	
ccwcd 4/30/99	R	19	61-06-01-01	10.003	Reaves, Rick & Janice, MD	
ccwcd 4/30/99	L	19	61-06-01-01	6	Rush, Robert Eric	
ccwcd 4/30/99	R	20	61-06-01-01	10.003	Reaves, Rick & Janice, MD	
ccwcd 4/30/99	L	20	61-06-01-01	6	Rush, Robert Eric	
ccwcd 4/30/99	R	21	61-06-01-01	11	Camp, Billy Ray & Tommie Jean	70 ft wide, 3.2 ft water depth, 0.8 ft thick sediment
ccwcd 4/30/99	L	21	61-06-01-01	6	Rush, Robert Eric	70 ft wide, 3.2 ft water depth, 0.8 ft thick sediment
ccwcd 4/30/99	L	22	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	
ccwcd 4/30/99	R	22	61-06-01-02	10	Camp, Billy Ray & Tommie Jean	
ccwcd 4/30/99	L	23	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	80 ft wide, 1.0 ft water depth, 0.8 ft thick sediment
ccwcd 4/30/99	R	23	61-06-01-02	10	Camp, Billy Ray & Tommie Jean	80 ft wide, 1.0 ft water depth, 0.8 ft thick sediment
ccwcd 4/30/99	L	24	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	56 ft wide, 2.2 ft water depth, 0.4 ft thick sediment
ccwcd 4/30/99	R	24	61-06-01-02	11	Denney, Fred M. & Martha B.	56 ft wide, 2.2 ft water depth, 0.4 ft thick sediment
ccwcd 4/30/99	L	25	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	62 ft wide, 2.8 ft water depth, 1.6 ft thick sediment
ccwcd 4/30/99	R	25	61-06-01-02	11	Denney, Fred M. & Martha B.	

SED-4: PCB = 1.2 ppm (0-2"), 0.57 ppm (2-12"), 0.95 ppm (12-17"), 1.2/2.1 ppm (17-22"); TOC = 13000 ppm, ND, 4900 ppm, 180000/140000 ppm
 SED-4: PCB = 1.2 ppm (0-2"), 0.57 ppm (2-12"), 0.95 ppm (12-17"), 1.2/2.1 ppm (17-22"); TOC = 13000 ppm, ND, 4900 ppm, 180000/140000 ppm

TOB (0-6"): PCB = 11J ppm; TOC = 16000 ppm
 TOB (0-6"): PCB = 12 ppm; TOC = 13000 ppm
 SED-2: PCB = 0.056 ppm (0-3"); TOC = ND
 SED-2: PCB = 0.056 ppm (0-3"); TOC = ND

TOB (0-6"): PCB = 2.3 ppm; TOC = 13000 ppm

CHOCOLOCCO CREE PLING RESULTS

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Station	Depth	Date	Owner	Width	Thickness	Results
ccwcd 4/30/99	L	26	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	65 ft wide, 2.1 ft water depth, 1.2 ft thick sediment SED-2: PCB = 0.33 ppm (0-2"), 0.3 ppm (2-5.5"); TOC = ND, ND
ccwcd 4/30/99	R	26	61-06-01-02	13	Pickette, James E. & Jeanette L.	65 ft wide, 2.1 ft water depth, 1.2 ft thick sediment SED-2: PCB = 0.33 ppm (0-2"), 0.3 ppm (2-5.5"); TOC = ND, ND TOB (0-6"): PCB = 4.1 ppm (duplicate 2.7 ppm); TOC = 17000 ppm (duplicate 17000 ppm)
ccwcd 4/30/99	L	27	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	64 ft wide, 3.2 ft water depth, 1.0 ft thick sediment TOB (0-6"): PCB = 5.6 ppm; TOC = 14000 ppm
ccwcd 4/30/99	R	27	61-06-01-02	15	White, Hubert	
ccwcd 4/30/99	L	28	61-06-01-02	16	City of Anniston (c/o Dale Garrett)	60 ft wide, 4.3 ft water depth, 0.8 ft thick sediment SED-2: PCB = 0.13 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = ND, ND, ND
ccwcd 4/30/99	R	28	61-06-01-02	15	White, Hubert	60 ft wide, 4.3 ft water depth, 0.8 ft thick sediment SED-2: PCB = 0.13 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = ND, ND, ND
ccwcd 4/30/99	L	29	61-06-01-02	16	City of Anniston (c/o Dale Garrett)	62 ft wide, 2.2 ft water depth, 0.4 ft thick sediment SED-2: PCB = 0.24 ppm (0-2"); TOC = 6900 ppm
ccwcd 4/30/99	R	29	61-06-01-02	15	White, Hubert	62 ft wide, 2.2 ft water depth, 0.4 ft thick sediment SED-2: PCB = 0.24 ppm (0-2"); TOC = 6900 ppm
ccwcd 4/30/99	L	30	61-06-02-03	29	Calhoun County Economic Development Council (c/o Elmer Wheatley, Exe. Dir.)	
ccwcd 4/30/99	R	30	61-06-02-03	35	Martin, Series P.	77 ft wide, 2.5 ft water depth, 1.5 ft thick sediment TOB (0-6"): PCB = 6.7 ppm; TOC = 21000 ppm
ccwcd 4/30/99	L	31	61-06-02-03	30.001	Calhoun County Economic Development Council (c/o Elmer Wheatley, Exe. Dir.)	64 ft wide, 4.6 ft water depth, 1.0 ft thick sediment SED-1: PCB = 0.29 ppm (0-2"), 0.46 ppm (2-9"); TOC = ND, ND SED-4: PCB = nr (0-2"), 0.19 ppm (2-12"), 1.9 ppm (12- 23.5"); TOC = 19000 ppm, ND, 12000 ppm
ccwcd 4/30/99	R	31	61-06-02-03	35	Martin, Series P.	64 ft wide, 4.6 ft water depth, 1.0 ft thick sediment SED-1: PCB = 0.29 ppm (0-2"), 0.46 ppm (2-9"); TOC = ND, ND SED-4: PCB = nr (0-2"), 0.19 ppm (2-12"), 1.9 ppm (12- 23.5"); TOC = 19000 ppm, ND, 12000 ppm
ccwcd 4/30/99	L	32	61-06-02-03	30.001	Calhoun County Economic Development Council (Elmer Wheatley, Exe. Dir.)	96 ft wide, 1.9 ft water depth, 0.6 ft thick sediment SED-3: PCB = 0.24 ppm (0-2"), 0.094/0.18 ppm (2-7"); TOC = 32000 ppm, ND/ND

CHOCOLOCCO CREEK TRAPLING RESULTS

Station	Trap	Date	Trapper	Water Depth	Water Depth	Water Depth	Water Depth	Water Depth	Water Depth
ccwcd 4/30/99	R	32	61-06-02-03	34	Burrows, Doris R.	96 ft wide, 1.9 ft water depth, 0.6 ft thick sediment	SED-3: PCB = 0.24 ppm (0-2"), 0.094/0.18 ppm (2-7"); TOC = 32000 ppm, ND/ND		
ccwcd 4/30/99	L	33	61-06-02-03	22	Warren, Larry F.	81 ft wide, 2.4 ft water depth, 1.2 ft thick sediment	SED-2: PCB = 0.27 ppm (0-2"), 0.34 ppm (2-8"); TOC = 680 ppm, 4200 ppm		
ccwcd 4/30/99	R	33	61-06-02-03	33	Kerr, Perry & Patricia	81 ft wide, 2.4 ft water depth, 1.2 ft thick sediment	SED-2: PCB = 0.27 ppm (0-2"), 0.34 ppm (2-8"); TOC = 680 ppm, 4200 ppm		
ccwcd 4/30/99	L	34	61-06-02-03	22	Warren, Larry F.	68 ft wide, 3.0 ft water depth, 0.4 ft thick sediment	TOB (0-6"): PCB = 1.1J ppm; TOC = 12000 ppm		
ccwcd 4/30/99	R	34	61-06-02-03	33	Kerr, Perry & Patricia	68 ft wide, 3.0 ft water depth, 0.4 ft thick sediment	TOB (0-6"): PCB = 5.4 ppm; TOC = 6700 ppm		
ccwcd 4/30/99	L	35	61-06-02-03	22	Warren, Larry F.				
ccwcd 4/30/99	R	35	61-06-02-03	31	Kerr, Perry & Patricia				
ccwcd 4/30/99	L	36	61-06-02-03	22	Warren, Larry F.	70 ft wide, 2.5 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.61 ppm (0-2"), 0.24 ppm (2-10"); TOC = 3900 ppm, ND		
ccwcd 4/30/99	R	36	61-06-02-03	31	Kerr, Perry & Patricia	70 ft wide, 2.5 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.61 ppm (0-2"), 0.24 ppm (2-10"); TOC = 3900 ppm, ND		
							location of dredge pile CC-9 (adj. Creek): two composite samples (5 aliquots) collected 6/1999 -- PCB = 0.4 ppm (6 24"), 0.3 ppm (10-24")		
ccwcd 4/30/99	L	37	61-06-02-04	12	Warren, Larry F.				
ccwcd 4/30/99	R	37	61-06-02-04	13	Kerr, Perry & Patricia		location of dredge pile CC-7 (500' from bank): two composite samples (5 aliquots) collected 6/1999 -- PCB = 2.37 ppm (10-27"), 1.38 ppm (10-24")		
ccwcd 4/30/99	L	38	61-06-02-04	12	Warren, Larry F.	70 ft wide, 2.4 ft water depth, 0.4 ft thick sediment	TOB (0-6"): PCB = 0.69 ppm; TOC = 30000 ppm		
ccwcd 4/30/99	R	38	61-06-02-04	13	Kerr, Perry & Patricia				
ccwcd 4/30/99	L	39	61-06-02-03	22	Warren, Larry F.	65 ft wide, 4.7 ft water depth, 1.0 ft thick sediment	SED-2: PCB = 0.31 ppm (0-2"), 1.6 ppm (2-9"); TOC = ND, 32000 ppm		

CHOCOLOCCO CREE SAMPLING RESULTS

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Sample ID	Location	Date	Depth (ft)	Sample Type	Sample Description	Analysis Results
ccwcd 4/30/99	R	39	61-06-02-04	13	Kerr, Perry & Patricia	65 ft wide, 4.7 ft water depth, 1.0 ft thick sediment SED-2: PCB = 0.31 ppm (0-2"), 1.6 ppm (2-9"); TOC = ND, 32000 ppm
ccwcd 4/30/99	R	40	61-06-02-04	13	Kerr, Perry & Patricia	
ccwcd 4/30/99	L	40	61-06-02-04	10a	City of Oxford (c/o J.R. Phillips, Esq.)	
ccwcd 4/30/99	L	41	61-06-02-04	10a	City of Oxford (c/o J.R. Phillips, Esq.)	64 ft wide, 3.5 ft water depth, 0.7 ft thick sediment SED-3: PCB = 0.13 ppm (0-2"), 0.42 ppm (2-8"); TOC = ND, 9000 ppm
ccwcd 4/30/99	R	41	61-06-02-04	13	Kerr, Perry & Patricia	64 ft wide, 3.5 ft water depth, 0.7 ft thick sediment SED-3: PCB = 0.13 ppm (0-2"), 0.42 ppm (2-8"); TOC = ND, 9000 ppm
ccwcd 4/30/99	R	42	61-06-02-04	9	Hammett Gravel Company, Inc. [plaintiff in Nelson]	72 ft wide, 2.6 ft water depth, 0.5 ft thick sediment SED-2: PCB = 0.12 ppm (0-2.5"); TOC = ND
ccwcd 4/30/99	L	42	61-06-02-04	10.001	Oxford Water Works & Sewer Board (c/o J.R. Phillips, Esq.)	72 ft wide, 2.6 ft water depth, 0.5 ft thick sediment SED-2: PCB = 0.12 ppm (0-2.5"); TOC = ND
ccwcd 4/30/99	L	43	61-06-02-04	10.001	Oxford Water Works & Sewer Board (c/o J.R. Phillips, Esq.)	58 ft wide, 4.2 ft water depth, 0.3 ft thick sediment SED-4: PCB = 1.2 ppm (0-2"); TOC = 6200 ppm
ccwcd 4/30/99	R	43	61-06-02-04	9	Hammett Gravel Company, Inc. [plaintiff in Nelson]	58 ft wide, 4.2 ft water depth, 0.3 ft thick sediment SED-4: PCB = 1.2 ppm; TOC = 6200 ppm
ccwcd 4/30/99	L	44	61-06-02-04	10	City of Oxford (c/o J.R. Phillips, Esq.)	
ccwcd 4/30/99	R	44	61-06-02-04	8	Gallahair, James W. & Ethel B.	
ccwcd 4/30/99	L	45	61-06-02-04	6	Chandler, Frances Louise (c/o Sheila Chandler)	101 ft wide, 3.0 ft water depth, 0.2 ft thick sediment SED-4: PCB = 0.96 ppm (0-2.5"); TOC = 40000 ppm
ccwcd 4/30/99	R	45	61-06-02-04	7	Gallahair, James W. & Ethel B.	101 ft wide, 3.0 ft water depth, 0.2 ft thick sediment SED-4: PCB = 0.96 ppm (0-2.5"); TOC = 40000 ppm
ccwcd 4/30/99	L	46	61-06-03-05	23	Phillips, Frankie Dean (c/o Patricia Dianne Phillips)	
ccwcd 4/30/99	R	46	61-06-03-05	39	Gurley, John L. & Joyce A. (c/o Charles & Edwina Hall)	
ccwcd 4/30/99	L	47	61-06-03-05	39	Gurley, John L. & Joyce A. (c/o Charles & Edwina Hall)	

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WPLING RESULTS	CHOCOLOCCO CREI	WPLING RESULTS	CHOCOLOCCO CREI	WPLING RESULTS	CHOCOLOCCO CREI	WPLING RESULTS	CHOCOLOCCO CREI
ccwcd 4/30/99	R	47	61-06-03-05	40	Gurley, John L. & Joyce A. (c/o Charles & Edwina Hall)		
ccwcd 5/18/99	L	48	61-06-03-05	38	Phillips, Frankie Dean (c/o Patricia Dianne Phillips)	101 ft wide, 2.2 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3"); TOC = ND
4/12/99	R	48	61-06-03-05	42	Alabama Property Company (APCO) - Mike Godfrey	101 ft wide, 2.2 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3"); TOC = ND
5/13/99	L	49	61-06-03-05	43	Mattox, Jimmie Elizabeth	116 ft wide, 3.2 ft water depth, 0.3 ft thick sediment	SED-4: PCB = 0.076 ppm (0-2.5"); TOC = ND
4/12/99	R	49	61-06-03-05	42	Alabama Property Company (APCO) - Mike Godfrey	116 ft wide, 3.2 ft water depth, 0.3 ft thick sediment	SED-4: PCB = 0.076 ppm (0-2.5"); TOC = ND
5/13/99	L	50	61-06-03-08	44	Bean, Ruth G.		
ccwcd 4/30/99	R	50	61-06-03-08	3	Watts, Melvin		
5/13/99	L	51	61-06-03-08	9	Bean, Ruth G.	126 ft wide, 1.6 ft water depth, 0.8 ft thick sediment	SED-4: PCB = 0.12 ppm (0-3.5"); TOC = ND
ccwcd 4/30/99	R	51	61-06-03-08	3	Watts, Melvin	126 ft wide, 1.6 ft water depth, 0.8 ft thick sediment	SED-4: PCB = 0.12 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 3.3J ppm; TOC = 14000 ppm
5/12/99	L	52	61-06-03-08	32	Devine, Buster B. & Ruth		
ccwcd 4/30/99	R	52	61-06-03-08	4	Watts, Melvin		
ccwcd 4/30/99	R	53	61-06-03-08	4	Watts, Melvin	115 ft wide, 2.4 ft water depth, 0.2 ft thick sediment	SED-2: PCB = ND (0-3.5"); TOC = ND
ccwcd 4/30/99	L	53	61-06-03-08	6.002	Keal, James A.	115 ft wide, 2.4 ft water depth, 0.2 ft thick sediment	SED-2: PCB = ND (0-3.5"); TOC = ND
ccwcd 4/30/99	R	54	61-06-03-08	4	Watts, Melvin	150 ft wide, 1.0 ft water depth, 0.4 ft thick sediment	SED-4: PCB = 0.078 ppm (0-2"), 0.083 ppm (2-4.5"); TOC = 870 ppm, 550 ppm
6/1/99	L	54	61-06-03-08	6.001	Leonard, D. W.	150 ft wide, 1.0 ft water depth, 0.4 ft thick sediment	SED-4: PCB = 0.078 ppm (0-2"), 0.083 ppm (2-4.5"); TOC = 870 ppm, 550 ppm
ccwcd 4/30/99	R	55	61-06-03-08	4	Watts, Melvin		
5/11/99	L	55	61-06-03-08	6	Smith, L.J. & Judy Ann B.		

Accession Number	Field No.	Date	Investigator	Depth (ft)	Sample Description	Analysis
5/11/99	L	56	61-06-03-08	6	Smith, L.J. & Judy Ann B.	117 ft wide, 7.6 ft water depth, 0.4 ft thick sediment
ccwcd 4/30/99	R	56	61-06-03-08	4	Watts, Melvin	117 ft wide, 7.6 ft water depth, 0.4 ft thick sediment
5/11/99	L	57	61-06-03-07	16.001	Smith, L.J. & Judy Ann B.	
*	R	57	61-06-03-07	17	Holcombe, Thomas R. & Hazel	
5/11/99	L	58	61-06-03-07	16.001	Smith, L.J. & Judy Ann B.	
*	R	58	61-06-03-07	17	Holcombe, Thomas R. & Hazel	
5/11/99	L	59	61-06-03-07	7	Wilson, J.K.	107 ft wide, 3.9 ft water depth, 0.5 ft thick sediment
ccwcd 4/30/99	R	59	61-06-03-07	13	Ford, Mary L.	107 ft wide, 3.9 ft water depth, 0.5 ft thick sediment
5/11/99	L	60	61-06-03-07	7	Wilson, J.K.	96 ft wide, 4.4 ft water depth, 0.4 ft thick sediment
*	R	60	61-06-03-07	6	McCaig, Roy [rep. by counsel]	
5/11/99	R	60	61-06-03-07	12	McLeroy, Donald C. & Patricia S.	96 ft wide, 4.4 ft water depth, 0.4 ft thick sediment
5/25/99	L	61	61-06-03-07	7.001	Williamson, Don R.	105 ft wide, 4.2 ft water depth, 0.4 ft thick sediment
*	R	61	61-06-03-07	6	McCaig, Roy	
5/25/99	L	62	61-06-03-07	7.001	Williamson, Don R.	99 ft wide, 6.8 ft water depth, 0.2 ft thick sediment
*	R	62	61-06-03-07	6	McCaig, Roy	
*	R	63	61-06-03-07	2.002	McCaig, Roy	
5/25/99	L	63	61-06-03-07	7.001	Williamson, Don R.	120 ft wide, 3.9 ft water depth, 0.4 ft thick sediment
5/25/99	L	64	61-06-03-07	7.001	Williamson, Don R.	94 ft wide, 2.7 ft water depth, 0.2 ft thick sediment

CHOCOLOCCO CREE PLING RESULTS

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Sample ID	Location	Date	Depth	Analyst	Comments	Results
5/12/99	R 64	61-06-03-07	2.001	McCaig, Roy	SED-3: PCB = 0.2 ppm (0-2"); ND (2-7"); TOC = ND, ND	TOB (0-6"): PCB = 4.1 ppm; TOC = 25000 ppm
	L 65	61-06-03-07	2.003	Bussey, Larry W. & Kitty M.	80 ft wide, 3.6 ft water depth, 0.4 ft thick sediment	
	R 65	61-06-03-07	2.002	McCaig, Roy	SED-2: PCB = ND (0-1.5"); TOC = ND (0-1.5")	
5/12/99	L 66	61-06-03-07	2.003	Bussey, Larry W. & Kitty M.	95 ft wide, 2 ft water depth, 0.3 ft thick sediment	
	R 66	61-06-03-07	2.002	McCaig, Roy		
5/5/99	L 67	61-06-03-07	4.004	Latham, Elizabeth T.		
	R 67	61-06-03-07	6	McCaig, Roy		
5/10/99	L 68	61-07-01-12	1.001	Theiriot, Kathleen S.	118 ft wide, 1.9 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3.5"); TOC = ND (0-3.5")
5/15/99	R 68	61-07-01-12	15.002	Haywood, Richard & Cheryl M.	118 ft wide, 1.9 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3.5"); TOC = ND (0-3.5") TOB (0-6"): PCB = 3.9J ppm; TOC = 20000 ppm
	L 69	61-07-01-12	5a	Hughes, Sam Jr.		
5/15/99	R 69	61-07-01-12	15	Haywood, Richard & Cheryl M.		
5/15/99	R 69	61-07-01-12	15.001	Haywood, Richard & Cheryl M.		
	L 70	61-07-01-12	14	Johnston, James B. [rep. by counsel]		
5/15/99	R 70	61-07-01-12	15	Haywood, Richard & Cheryl M.		
5/15/99	R 70	61-07-01-12	15.001	Haywood, Richard & Cheryl M.	91 ft wide, 3.4 ft water depth, 0.1 ft thick sediment	SED-4: PCB = ND (0-2.5"); TOC = ND (0-2.5") TOB (0-6"): PBC = 2.8J ppm; TOC = 19000 ppm
	L 71	61-07-01-12	14	Johnston, James B. [rep. by counsel]		
7/3/99	R 71	61-07-01-12	16	Cole, Mac Jr.	109 ft wide, 4.5 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), 0.94J ppm (2-13"); TOC = 29000 ppm (0-2"), 12000 (2-13"); Metals (0-2"), (2-13") TOB (0-6"): PCB = 2.3 ppm; TOC = 24000 ppm
5/15/99	R 71	61-07-01-12	15	Haywood, Richard & Cheryl M.	109 ft wide, 4.5 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), 0.94J ppm (2-13"); TOC = 29000 ppm (0-2"), 12000 (2-13"); Metals (0-2"), (2-13") TOB (0-6"): PCB = 2.3 ppm; TOC = 24000 ppm
NO	L 72	61-07-01-12	9A	Mundy, Walter L. Jr.		
7/3/99	R 72	61-07-01-12	16	Cole, Mac Jr.		
	L 73	61-07-01-12	13	Richey, Daniel (c/o Samuel Richey)		
7/3/99	R 73	61-07-01-12	16	Cole, Mac Jr.		

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Date	Location	Depth	Sample ID	Owner	Notes
7/3/99	R	74	61-07-01-12	16	Cole, Mac Jr.
*	L	74	61-07-01-12	13	Richey, Daniel (c/o Samuel Richey)
6/3/99	L	75	61-07-01-11	38	Sanders, Samuel & Lola
6/7/99	L	75	61-07-01-12	17	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)
6/7/99	R	75	61-07-01-12	17	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)
5/28/99	L	76	61-07-01-11	38,001	Jackson, William E. & Ruth
*	R	76	61-07-01-11	47	Hollingsworth Family Trust
6/2/99	L	77	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
*	R	77	61-07-06-14	1	Joyner, Gwendolyn Althea Terry (c/o G. Coke Williams)
*	R	78	61-07-06-14	1	Joyner, Gwendolyn Althea Terry (c/o G. Coke Williams)
6/2/99	L	78	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
6/2/99	L	79	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
*	R	79	61-07-06-14	9	Joyner, Gwendolyn Althea Terry (c/o G. Coke Williams)
6/2/99	L	80	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
*	R	80	61-07-06-14	4,004	Howard, Ricky F. et al.
6/2/99	L	81	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
5/14/99	R	81	61-07-06-14	4,007	Burk, Millard L. & Patricia
6/2/99	L	82	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)
NO	R	82	61-07-06-14	3	Purdy, William Joseph III
NO	L	83	61-07-05-15	2	Purdy, William Joseph III
NO	R	83	61-07-05-15	2	Purdy, William Joseph III
6/7/99	R	84	61-07-05-15	6	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)

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Transaction	Sample	Depth	Date	Count	Source	Depth	Notes
*	L	84	61-07-05-15	5	Bruce, W.W.		
*	L	85	61-07-05-15	5	Bruce, W.W.		
6/7/99	R	85	61-07-05-15	6	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	R	86	61-07-06-14	18	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)	115 ft wide, 5.3 ft water depth, 0.2 ft thick sediment	SED-3: PCB = 0.14 ppm (0-2.5"); TOC = ND (0-2.5")
*	L	86	61-07-05-15	5	Bruce, W.W.		
6/7/99	R	87	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	L	87	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
*	L	88	61-07-05-15	5	Bruce, W.W.		
6/7/99	R	88	61-07-05-15	7	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
*	L	89	61-07-05-15	5	Bruce, W.W.		
6/7/99	R	89	61-07-05-15	7	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	R	90	61-07-05-15	7	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	R	90	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
*	L	90	61-07-05-15	5	Bruce, W.W.		
6/7/99	L	90	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	L	91	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
6/7/99	R	91	61-07-05-22	1	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)		
*	L	92	61-07-05-15	5	Bruce, W.W.		

7

Accession Number	Field Number	Date	Collector(s)	Locality	Notes
5/13/99	R	92	61-07-05-15	4	Champion, Jimmy W. [Frances F Champion Estate] 170 ft wide, 1.9 ft water depth, 0.2 ft thick sediment SED-3: PCB = 1.2 ppm (0-2"), 8.1J ppm (2-4"); TOC = 15000 ppm (0-2"), 18000 ppm (2-4")
*	L	93	61-07-05-15	5	Bruce, W.W.
5/21/99	R	93	61-07-05-15	4.007	Akridge, David K. & Sara K.
5/21/99	L	94	61-07-05-15	4.007	Akridge, David K. & Sara K.
5/21/99	R	94	61-07-05-15	4.007	Akridge, David K. & Sara K.
*	L	95	61-07-05-15	4.004	Johnson, Johnny E. & Janice T.
5/21/99	R	95	61-07-05-15	4.007	Akridge, David K. & Sara K.
5/14/99	L	96	61-07-05-15	4.012	Seals, Kenneth P. & Jimmy N.
5/13/99	R	96	61-07-05-15	4.008	Turner, Billie R. (Chip) Jr.
5/15/99	L	97	61-07-05-16	2.001	Latham, LaDon T. & Jennifer (for Lyman Lovejoy) 124 ft wide, 5.7 ft water depth, 0.5 ft thick sediment SED-4: PCB = 0.35 ppm (0-2"), 0.85 ppm (2-7.5"); TOC = 33000 ppm (0-2"), 31000 ppm (2-7.5")
5/13/99	R	97	61-07-05-16	7	Turner, Billie R. (Chip) Jr. 124 ft wide, 5.7 ft water depth, 0.5 ft thick sediment SED-4: PCB = 0.35 ppm (0-2"), 0.85 ppm (2-7.5"); TOC = 33000 ppm (0-2"), 31000 ppm (2-7.5")
6/28/99	L	98	61-07-05-16	2	Lovejoy, Lyman A.
5/12/99	R	98	61-07-05-16	3	Whitson, Sarah T.
6/28/99	L	99	61-07-02-09	9.002	Lovejoy, Lyman A. & Catherine 135 ft wide, 3.4 ft water depth, 0.2 ft thick sediment SED-4: PCB = 0.088 ppm (0-2"); TOC = 3600 ppm (0-2")
5/10/99	R	99	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie 135 ft wide, 3.4 ft water depth, 0.2 ft thick sediment SED-4: PCB = 0.088 ppm (0-2"); TOC = 3600 ppm (0-2")
5/11/99	L	100	61-07-02-09	9.001	Haynes, Fred L. & Vanessa J.
5/10/99	R	100	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie
6/21/99	L	101	61-07-02-09	1A	Combs, James H. & Sandra R. 95 ft wide, 1.6 ft water depth, 0.6 ft thick sediment SED-1: PCB = nr (0-2"), 0.84 ppm (2-5.5"); TOC = 21000 ppm (0-2"), 14000 ppm (2-5.5")
5/10/99	R	101	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie 95 ft wide, 1.6 ft water depth, 0.6 ft thick sediment SED-1: PCB = nr (0-2"), 0.84 ppm (2-5.5"); TOC = 21000 ppm (0-2"), 14000 ppm (2-5.5")
5/10/99	R	102	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie 90 ft wide, 2.2 ft water depth, 0.8 ft thick sediment SED-4: PCB = 0.61 ppm (0-2"), 0.058 ppm (2-11.5"); TOC = 22000 ppm, 6300 ppm
6/21/99	L	102	61-07-02-09	1A	Combs, James H. & Sandra R. 90 ft wide, 2.2 ft water depth, 0.8 ft thick sediment SED-4: PCB = 0.61 ppm (0-2"), 0.058 ppm (2-11.5"); TOC = 22000 ppm, 6300 ppm
5/10/99	R	103	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie

CHOCOLOCCO CREE PLING RESULTS

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DATE	LOCATION	DEPTH	TIME	NAME	RESULTS	ANALYSIS
5/25/99	L	103	61-07-02-09	12	Snow, Douglas & Jo Ann [plaintiff in Nelson]	
5/10/99	R	104	61-07-02-09	11	Wright, Jack (Lyon) Jr. & Leslie	
5/25/99	L	104	61-07-02-09	12	Snow, Douglas & Jo Ann [plaintiff in Nelson]	
5/12/99	R	105	61-07-05-16	3	Whitson, Sarah T.	
5/25/99	L	105	61-07-05-16	4	Snow, Douglas & Jo Ann [plaintiff in Nelson]	
5/12/99	R	106	61-07-05-16	3	Whitson, Sarah T.	SED-3: PCB = ND (0-2"), ND (2-4.5"); TOC = 3400 ppm (0-2"), ND (2-4.5")
5/25/99	L	106	61-07-05-16	4	Snow, Douglas & Jo Ann [plaintiff in Nelson]	SED-3: PCB = ND (0-2"), ND (2-4.5"); TOC = 3400 ppm (0-2"), ND (2-4.5")
None	L	107	61-07-05-16	5	Harris, John Ed	
5/12/99	R	107	61-07-05-16	3	Whitson, Sarah T.	
None	L	108	61-07-05-16	5	Harris, John Ed	
5/12/99	R	108	61-07-05-16	6	J.D.C. Electric Inc. Corp. (James David Curlee)	
None	L	109	61-07-05-16	5	Harris, John Ed	
5/12/99	R	109	61-07-05-16	6	J.D.C. Electric Inc. Corp. (James David Curlee)	
None	L	110	61-07-04-17	1	Harris, John Ed & Betty Jo	
5/17/99	R	110	61-07-04-17	13	Bussie, Howard W.	
5/12/19	L	111	61-07-04-17	2	McInnish, Elmore D.	SED-2: PCB = ND (0-2"), ND (2-8.5"); TOC = ND, ND
5/17/99	R	111	61-07-04-17	13	Bussie, Howard W.	SED-2: PCB = ND (0-2"), ND (2-8.5"); TOC = ND, ND
5/10/99	L	112	61-07-04-17	3.001	Cooper, T.A. & Kathy A.	SED-2: PCB = ND (0-2"); TOC = ND (0-2") TOB (0-6"): PCB = 1.6 ppm; TOC = 24000 ppm
5/17/99	R	112	61-07-04-17	12	Bussie, Helen L. & Howard W.	SED-2: PCB = ND (0-2"); TOC = ND (0-2")
5/14/99	L	113	61-07-04-17	10	White, Catherine C.	SED-3: PCB = ND (0-2.5"); TOC = ND (0-2.5")
*	R	113	61-07-04-17	11	Johns, Melanie (c/o Dan Campbell Bussey)	

Accession Number	Field Number	Date	Collector	Location	Notes	Remarks
5/14/99	R	61-07-04-17	11	Johns, Melanie (c/o Dan Campbell Bussey)	95 ft wide, 3.5 ft water depth, 0.3 ft thick sediment	SED-1: PCB = 4.1 ppm (0-2"), 0.31 ppm (2-4"); TOC = 5600 ppm (0-2"), ND (2-4") TOB (0-6"): PCB = 2.5 ppm; TOC = 18000 ppm
5/14/99	L	61-07-04-17	10	White, Catherine C.	100 ft wide, 4.5 ft water depth, 0.1 ft thick sediment	SED-1: PCB = 0.31 ppm (0-2"), 0.031 ppm (2-5"); TOC = 19000 ppm (0-2"), ND (2-5") SED-2: PCB = ND (0-1"); TOC = ND (0-1")
5/14/99	R	61-07-04-17	11.001	Bussey, Connie Ann Campbell		
5/14/99	L	61-07-04-17	10	White, Catherine C.		
5/11/99	R	61-07-04-17	15	Pike, Willa Wallace		
5/14/99	L	61-07-04-18	13	White, Catherine C.		
5/14/99	R	61-07-04-18	13	White, Catherine C.		
5/17/99	L	61-07-04-19	2	Hill, Jeanette	100 ft wide, 5.4 ft water depth, 0.3 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-8.5"); TOC = 2400 ppm (0-2"), ND (2-8.5")
5/17/99	R	61-07-04-19	1	Hill, Jeanette	100 ft wide, 5.4 ft water depth, 0.3 ft thick sediment	(see 118L)
5/14/99	L	61-07-04-19	3	White, James H. & Son Dairy	105 ft wide, 5.8 ft water depth, 0.4 ft thick sediment	SED-2: PCB = ND (0-2"); TOC = ND (0-2") SED-4: PCB = 0.052 ppm (0-2"), 0.41 ppm (2-5.5"); TOC = ND (0-2"), 8400 ppm (2-5.5") TOB (0-6"): PCB = 1.1 ppm (duplicate 1.4 ppm); TOC = 19000 ppm (duplicate 17000 ppm)
5/12/99	R	61-07-04-19	4	Turner, Peggy T. Turner, Robert	105 ft wide, 5.8 ft water depth, 0.4 ft thick sediment	SED-2: PCB = ND (0-2"); TOC = ND (0-2") SED-4: PCB = 0.052 ppm (0-2"), 0.41 ppm (2-5.5"); TOC = ND (0-2"), 8400 ppm (2-5.5")
5/14/99	L	61-07-04-19	3	White, James H. & Son Dairy	130 ft wide, 2.7 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), ND (2-12"), ND (12-22"); TOC = 1100 ppm (0-2"), ND, ND
5/12/99	R	61-07-04-19	4	Turner, Peggy T. Turner, Robert	130 ft wide, 2.7 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), ND (2-12"), ND (12-22"); TOC = 1100 ppm (0-2"), ND, ND
5/14/99	L	61-07-04-19	3	White, James H. & Son Dairy	130 ft wide, 5.1 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.073 ppm (0-2"), ND (2-7.5"); TOC = ND, ND SED-3: PCB = 0.027 ppm (0-2"), ND (2-5"); TOC = 6400 ppm (0-2"), ND (2-5")

CHOCOLOCCO CREEK

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AMPLING RESULTS

DATE	TRANS	STATION	DATE	NAME	DEPTH	RESULTS
5/2/99	R	121	61-07-04-19	Turner, Robert	130 ft wide, 5.1 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.073 ppm (0-2"), ND (2-7.5"); TOC = ND, ND SED-3: PCB = 0.027 ppm (0-2"), ND (2-5"); TOC = 6400 ppm (0-2"), ND (2-5")
6/4/19 note	L	122	61-07-04-19	Holmes, Julian E. (& Brenda M.)	125 ft wide, 4.6 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.14 ppm (0-2.5"); TOC = 5800 ppm
5/19/99	R	122	61-07-04-19	Holmes, Brenda M. & (Julian E.)	125 ft wide, 4.6 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.14 ppm (0-2.5"); TOC = 5800 ppm
6/4/19 note	L	123	61-07-04-19	Holmes, Julian E. (& Brenda M.)		
5/19/99	R	123	61-07-04-19	Holmes, Brenda M. & (Julian E.)		
6/4/19 note	L	124	61-08-06-13	Holmes, Julian E. & Judy L.	130 ft wide, 5.3 ft water depth, 0.1 ft thick sediment	SED-3: PCB = 0.12 ppm (0-2"), 0.036 ppm (2-4"); TOC = ND, ND
6/4/19 note	R	124	61-08-06-13	Holmes, Julian E. & Judy L.	130 ft wide, 5.3 ft water depth, 0.1 ft thick sediment	(see 124L)
5/19/99	L	125	61-08-06-13	Holmes, Brenda M. (& Julian E.)	110 ft wide, 5.9 ft water depth, 0.1 ft thick sediment	SED-1: PCB = 2 ppm (0-2.5"); TOC = 18000 ppm
6/4/19 note	R	125	61-08-06-13	Holmes, Julian E. & Judy L.	110 ft wide, 5.9 ft water depth, 0.1 ft thick sediment	SED-1: PCB = 2 ppm (0-2.5"); TOC = 18000 ppm
6/4/19 note	R	126	61-08-06-13	Holmes, Julian E. & Judy L.	115 ft wide, 5.1 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 1.7 ppm (0-2"), 1.3 ppm (2-5"); TOC = 43000 ppm (0-2"), 8700 ppm (2-5")
5/31/99	L	126	61-08-06-13	Terry, Odella (c/o Rosa Terry Brown)	115 ft wide, 5.1 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 1.7 ppm (0-2"), 1.3 ppm (2-5"); TOC = 43000 ppm (0-2"), 8700 ppm (2-5")
5/19/99	R	127	61-08-06-24	Holmes, Brenda M. (& Julian E.)		
5/31/99	L	127	61-08-06-24	Terry, Odella (c/o Rosa Terry Brown)		
5/19/99	R	128	61-08-06-24	Holmes, Brenda M. (& Julian E.)	165 ft wide, 5.1 ft water depth, 0.5 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-4"); TOC = ND, ND

CHOCOLOCCO CREE

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DATE	STATION	DEPTH	LOCATION	DATE	DEPTH	LOCATION	RESULTS
5/31/99	L	128	1	61-08-06-24	1	Terry, Odellia (c/o Rosa Terry Brown)	SED-2: PCB = ND (0-2"), ND (2-4"); TOC = ND, ND
5/31/99	L	129	1	61-08-06-24	1	Terry, Odellia (c/o Rosa Terry Brown)	
5/19/99	R	129	4	61-08-06-24	4	Holmes, Brenda M. (& Julian E.)	
5/31/99	L	130	1	61-08-06-24	1	Terry, Odellia (c/o Rosa Terry Brown)	SED-3: PCB = 0.21 ppm (0-2"); TOC = ND SED-4: PCB = 0.026 ppm (0-2"), ND (2-6"); TOC = ND, ND
5/11/99	R	130	3	61-08-06-24	3	Wallace, Luther Jerome	SED-3: PCB = 0.21 ppm (0-2"); TOC = ND SED-4: PCB = 0.026 ppm (0-2"), ND (2-6"); TOC = ND, ND
5/31/99	L	131	1	61-08-06-24	1	Terry, Odellia (c/o Rosa Terry Brown)	SED-1: PCB = 0.95 ppm (0-2"), 0.077 ppm (2-13.5"); TOC = 23000 ppm, 2700 ppm
5/11/99	R	131	3	61-08-06-24	3	Wallace, Luther Jerome	SED-1: PCB = 0.95 ppm (0-2"), 0.077 ppm (2-13.5"); TOC = 23000 ppm, 2700 ppm
6/4/19 note	L	132	3	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-2: PCB = 1.2 ppm (0-2"), ND (2-12"); TOC = 35000 ppm, ND SED-3: PCB = 2.6 ppm (0-2"), 2.3 ppm (2-7"); TOC = 60000 ppm, 20000 ppm
5/11/99	R	132	6	61-08-06-13	6	Wallace, Luther Jerome	SED-2: PCB = 1.2 ppm (0-2"), ND (2-12"); TOC = 35000 ppm, ND SED-3: PCB = 2.6 ppm (0-2"), 2.3 ppm (2-7"); TOC = 60000 ppm, 20000 ppm
6/4/19 note	L	133	3	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-4: PCB = 1.2 ppm (0-3"); TOC = 19000 ppm
5/11/99	R	133	6	61-08-06-13	6	Wallace, Luther Jerome	SED-4: PCB = 1.2 ppm (0-3"); TOC = 19000 ppm
6/4/19 note	L	134	3	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-2: PCB = nr (0-2"), ND (2-10"); TOC = ND, ND
5/11/99	R	134	6	61-08-06-13	6	Wallace, Luther Jerome	SED-2: PCB = nr (0-2"), ND (2-10"); TOC = ND, ND

CHOCOLOCCO CREE

DIPLOPING RESULTS

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Accession Number	Sample Location	Sample Date	Sample ID	Sample Type	Sample Description	Sample Results
6/4/19 note	L	61-08-06-13	135	3	Holmes, Julian E. (& Brenda M.)	SED-1: PCB = 1.2 ppm (0-2"); TOC = 27000 ppm
5/11/99	R	61-08-06-14	135	20	Wallace, Luther Jerome	SED-1: PCB = 1.2 ppm (0-2"); TOC = 27000 ppm
*	L	61-08-06-14	136	2.005	Allen, Larry W. & Jeanette	
5/20/99	L	61-08-06-14	136	2.002	Hightower, Lewis L. & Patricia	SED-2: PCB = 1.9 ppm (0-2"), 0.60/0.94 ppm (2-8.5"); TOC = 27000 ppm, 7500/17000 ppm
*	R	61-08-06-14	136	19	Rozelle, William M. Sr.	
*	R	61-08-06-14	137	19	Rozelle, William M. Sr.	
6/28/99	L	61-08-06-14	137	18	Lovejoy, Lyman A.	SED-1: PCB = 1.4 ppm (0-2"), 1.5 ppm (2-8.5"); TOC = 32000 ppm, 22000 ppm SED-2: PCB = 0.76 ppm (0-2"), 0.18 ppm (2-8"); TOC = 13000 ppm, 16000 ppm SED-3: PCB = 0.36 ppm (0-2"), ND/ND (2-12"), ND (12-16"); TOC = 29000 ppm, 1900 ppm/ND, 10000 ppm (cont.)
*	R	61-08-06-14	138	19	Rozelle, William M. Sr.	SED-1: PCB = 1.6 ppm (0-2"), 1.7 ppm (2-5.5"); TOC = 27000 ppm, 25000 ppm
5/17/99	L	61-08-06-14	138	25	Mullinax, Sammie G.	SED-3: PCB = 0.29 ppm (0-2"), ND (2-10"); TOC = 5300 ppm, ND
*	R	61-08-06-14	139	19	Rozelle, William M. Sr.	
6/28/99	L	61-08-06-14	139	24	Lovejoy, Lyman A.	SED-3: PCB = 0.69 ppm (0-2"), 0.21 ppm (2-12"), ND (12-24"), ND (24-27.5"); TOC = 14000 ppm, 3000 ppm, ND, ND SED-4: PCB = 2.1 ppm (0-2"), 1.6 ppm (2-7"); TOC = 22000 ppm, 30000 ppm
6/28/99	L	61-08-06-23	140	1	Lovejoy, Lyman A.	SED-1: PCB = 1.8 ppm (0-2"), 1.3 ppm (2-7.5"); TOC = 25000 ppm, 19000 ppm
*	R	61-08-06-23	140	2	Rozelle, William M. Sr.	
6/28/99	L	61-08-06-23	141	1	Lovejoy, Lyman A.	SED-2: PCB = 0.82 ppm (0-2"), ND (2-13.5"); TOC = 24000 ppm, 12000 ppm SED-4: 0.94 ppm (0-2"), 0.34 ppm (2-12"), ND (12-24"), ND (24-31.5"); TOC = 31000 ppm, 8300 ppm, ND, ND
*	R	61-08-06-23	141	3	Rozelle, William M. Sr.	

CHOCOLOCCO CREEK SAMPLING RESULTS

Access Point	Depth	Date	Location	Analyst	Comments	Results
6/28/99	L	142	61-08-06-14	24	Lovejoy, Lyman A.	231 ft wide, 8.2 ft water depth, 0.9 ft thick sediment SED-3: PCB = 0.49 ppm (0-2"), ND/0.22 ppm (2-12); TOC = 14000 ppm, 11000/ND ppm SED-4: PCB = 0.84 ppm (0-2"), 0.54 ppm (2-12"); ND (12-24"); ND (24-27.5"); TOC = 23000 ppm, ND, 9000 ppm, 7400 ppm
*	R	142	61-08-06-14	23	Rozelle, William M. Sr. Trust	
*	L	143	61-08-06-14	22	Rozelle, William M. Sr.	
*	R	143	61-08-06-14	22	Rozelle, William M. Sr.	
*	L	144	61-08-06-14	22	Rozelle, William M. Sr.	
*	R	144	61-08-06-14	22	Rozelle, William M. Sr.	
5/15/99	L	145	61-08-05-15	1a	Schmidt, Carl A.	164 ft wide, 3.8 ft water depth, 0.2 ft thick sediment SED-1: PCB = ND (0-2"), ND (2-8"); TOC = ND, ND
5/11/99	R	145	61-08-05-15	4	Steed, Cyrus S. III	164 ft wide, 3.8 ft water depth, 0.2 ft thick sediment SED-1: PCB = ND (0-2"), ND (2-8"); TOC = ND, ND
5/15/99	L	146	61-08-05-15	1a	Schmidt, Carl A.	
5/11/99	R	146	61-08-05-15	4.001	Steed, Cyrus S. III	
5/15/99	L	147	61-08-05-15	1a	Schmidt, Carl A.	183 ft wide, 7.1 ft water depth, 0.5 ft thick sediment SED-1: PCB = 0.021 ppm (0-2"), ND (2-4"); TOC = 870 ppm, ND SED-2: PCB = 0.35 ppm (0-2"), 0.34 ppm (2-6"); TOC = 16000 ppm, 9300 ppm SED-3: PCB = 0.14 ppm (0-2"), ND (2-10"); TOC = ND, ND
none	R	147	61-08-05-15	3	Steed, Cyrus S. Jr. [rep. by counsel]	
5/15/99	L	148	61-08-05-15	1a	Schmidt, Carl A.	169 ft wide, 8.8 ft water depth, 0.6 ft thick sediment SED-2: PCB = 0.10 ppm (0-2"), ND (2-6.5"); TOC = ND, ND SED-3: PCB = ND (0-2"), ND (2-12.5"); TOC = ND, ND SED-4: PCB = ND (0-2"), 0.92 ppm (2-6"); TOC = 35000 ppm, 17000 ppm; Metals (0-2"), (2-6")
none	R	148	61-08-05-15	3	Steed, Cyrus S. Jr. [rep. by counsel]	
5/15/99	L	149	61-08-05-15	1a	Schmidt, Carl A.	
5/11/99	R	149	61-08-05-15	2	Steed, Cyrus S. III	
5/11/99	R	150	61-08-05-15	2	Steed, Cyrus S. III	180 ft wide, 1.6 ft water depth, 0.1 ft thick sediment SED-1: PCB = ND (0-2.5"); TOC = ND

CHOCOLOCCO CREEK

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Access Date	Station ID	Transect No.	Sampling Date	Collector	Depth Description	TOC Results (Vials (ppm))
5/15/99	L	150	61-08-05-15	Schmidt, Carl A.	180 ft wide, 1.6 ft water depth, 0.1 ft thick sediment	SED-1: PCB = ND (0-2.5"); TOC = ND
5/15/99	L	151	61-08-05-15	Schmidt, Carl A.	150 ft wide, 5.9 ft water depth, 0.5 ft thick sediment	SED-3: PCB = 0.032 ppm (0-2"), ND (2-12"), ND (12-21"); TOC = 1800 ppm, ND, ND
5/11/99	R	151	61-08-05-15	Steed, Cyrus S. III	150 ft wide, 5.9 ft water depth, 0.5 ft thick sediment	SED-3: PCB = 0.032 ppm (0-2"), ND (2-12"), ND (12-21"); TOC = 1800 ppm, ND, ND
5/15/99	L	152	61-08-05-15	Schmidt, Carl A.		
5/11/99	R	152	61-08-05-15	Steed, Cyrus S. III		
5/15/99	L	153	61-08-05-16	Schmidt, Carl A.	310 ft wide, 6.4 ft water depth, 0.2 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-6"); TOC = 16000 ppm, 13000 ppm SED-4: PCB = 0.16 ppm (0-2.5"); TOC = 7100 ppm
*	R	153	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		
5/15/99	L	154	61-08-05-16	Schmidt, Carl A.	190 ft wide, 11.4 ft water depth, 0.1 ft thick sediment	SED-1: PCB = 0.048 ppm (0-3"); TOC = 4500 ppm
*	R	154	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		
5/15/99	L	155	61-08-05-16	Schmidt, Carl A.		
*	R	155	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		
5/15/99	L	156	61-08-02-09	Schmidt, Carl A.		
*	R	156	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		
5/15/99	L	157	61-08-02-09	Schmidt, Carl A.	290 ft wide, 10 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.17 ppm (0-2"), 0.28 ppm (2-6"); TOC = ND, 8400 ppm SED-2: PCB = 0.087 ppm (0-2"), 0.14 ppm (2-12"), ND (12-24.5"); TOC = ND, ND, ND
*	R	157	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		
5/15/99	L	158	61-08-02-09	Schmidt, Carl A.	245 ft wide, 13.6 ft water depth, 1.3 ft thick sediment	SED-3: PCB = 0.48 ppm (0-2"), ND (2-12"), 0.65 ppm (12- 19"); TOC = 26000 ppm, ND, 9600 ppm TOB (0-6"); PCB = 0.78 ppm; TOC = 16000 ppm
6/28/99	R	158	61-08-05-16	Cheloke, Laura	245 ft wide, 13.6 ft water depth, 1.3 ft thick sediment	SED-3: PCB = 0.48 ppm (0-2"), ND (2-12"), 0.65 ppm (12- 19"); TOC = 26000 ppm, ND, 9600 ppm
*	R	158	61-08-05-16	Colvin, Charles H. Jr. (c/o Norman Magee)		

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Accession Number	Sample ID	Sample Name	Sample Date	Sample Type	Sample Location	Sample Description	Sample Analysis
5/15/99	L 159	Schmidt, Carl A.	61-08-02-09	3		245 ft wide, 13.7 ft water depth, 1.1 ft thick sediment	SED-3: PCB = 0.082 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 0.53 ppm; TOC = 45000 ppm
6/28/99	R 159	Cheloke, Laura	61-08-02-09	10		245 ft wide, 13.7 ft water depth, 1.1 ft thick sediment	SED-3: PCB = 0.082 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 0.63 ppm; TOC = 24000 ppm
5/15/99	L 160	Schmidt, Carl A.	61-08-03-08	20		215 ft wide, 14 ft water depth, 1.4 ft thick sediment	SED-3: PCB = 0.36 ppm (0-2"), ND (2-12"), ND (12-21.5"); TOC = 3000 ppm, ND, ND
6/30/99	R 160	Wilson, Elena (Jesse A. Wilson Estate)	61-08-03-08	19		215 ft wide, 14 ft water depth, 1.4 ft thick sediment	SED-3: PCB = 0.36 ppm (0-2"), ND (2-12"), ND (12-21.5"); TOC = 3000 ppm, ND, ND TOB (0-6"): PCB = 0.46J ppm; TOC = 29000 ppm
*	L 161	Morgan, Joe S.	61-08-03-08	1,001			
6/30/99	R 161	Wilson, Elena (Jesse A. Wilson Estate)	61-08-03-08	18		220 ft wide, 13.9 ft water depth, 1.8 ft thick sediment	SED-1: PCB = 0.64 ppm (0-3.5"); TOC = 29000 ppm SED-2: PCB = 0.21 ppm (0-2"), ND (2-9.5"); TOC = 8300 ppm, ND TOB (0-6"): PCB = 0.31 ppm; TOC = 10000 ppm
*	L 162	Morgan, Joe S.	61-08-03-08	1,001			
6/30/99	R 162	Wilson, Elena (JA Wilson Estate)	61-08-03-08	18,001		360 ft wide, 8.8 ft water depth, 0.9 ft thick sediment	SED-3: PCB = ND (0-2"), ND (2-12"), ND (12-22.5"); TOC = 3100 ppm, 4700 ppm, 6700 ppm; Metals (0-2"), (2-12"), (12-22.5")
*	L 163	Morgan, Joe S.	61-08-03-08	1			
6/30/99	R 163	Wilson, Elena (Jesse A. Wilson Estate)	61-08-03-08	18,001			
5/28/99	L 164	Whisnant, Lewis & Julie	61-08-03-08	2		230 ft wide, 14.5 ft water depth, 1.1 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-12"), ND (12-15"); TOC = 8300 ppm, 5000 ppm, 5500 ppm SED-4: PCB = 0.14 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = 7600 ppm, 11000 ppm, 5500 ppm
*	R 164	Lackey, Mark D. (c/o T. W. Lackey)	61-08-03-08	17			
*	L 165	Morgan, Joe S.	61-08-03-08	1			
none	R 165	Wilson, Douglas	61-08-03-08	16		230 ft wide, 14.4 ft water depth, 0.4 ft thick sediment	SED-2: PCB = 0.36 ppm (0-2"), 0.035 ppm (2-6"); TOC = 16000 ppm, ND; Metals (0-2"), (2-6") TOB (0-6"): PCB = 0.69 ppm; TOC = 13000 ppm
5/12/99	L 166	Butterworth, Billy R. & Beulah	61-08-03-08	10		1178 ft wide, 5.7 ft water depth, 1.9 ft thick sediment	SED-6: PCB = ND (0-2"), ND (2-6"); TOC = ND, ND; Metals (0-2"), (2-6")
*	R 166	Lackey, Mark D. (c/o T. W. Lackey)	61-08-03-08	17			
4/12/99	R 167	Alabama Power Co. (APCO) - Mike Godfrey	61-08-03-08	16			

CHOCOLOCCO CREE

AMPLING RESULTS

Accession Number	Sample ID	Date	Location	Depth	Analyst	Comments	Results
4/12/99	L	167	61-08-03-07	2,001	Alabama Power Co. (APCO) - Mike Godfrey		
5/14/99	L	167	61-08-03-07	1	Embry, Harry Alston et al. (c/o Harry A. Embry)		
5/14/99	L	168	61-08-03-07	3	Embry, Harry Alston et al. (c/o Harry A. Embry)	2339 ft wide, 5.8 ft water depth, 1.9 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-11"); TOC = 960 ppm, ND
4/12/99	L	169	61-08-03-07	2	Alabama Power Co. (APCO) - Mike Godfrey	1059 ft wide, 6.8 ft water depth, 2.3 ft thick sediment	SED-5: PCB = 0.60 ppm (0-2"), 0.25 ppm (2-12"), ND (12-24"), ND (24-27"); TOC = 15000 ppm, 9300 ppm, 3400 ppm, ND; Metals (0-2"), (2-12"), (12-24"), (24-27")
4/12/99	R	169	61-08-03-07	62	Alabama Power Co. (APCO) - Mike Godfrey	1059 ft wide, 6.8 ft water depth, 2.3 ft thick sediment	(see 169L)
4/12/99	R	169	61-08-03-07	84	Alabama Power Co. (APCO) - Mike Godfrey		
8/9/99	L	170	61-08-03-07	6	Gilliam, Floyd Buford & Judith	579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment	SED-1: PCB = 0.60 ppm (0-2"), 1.3 ppm (2-12"), 0.36 ppm (12-24"), 0.23 ppm (24-36.5"); TOC = 45000 ppm, 25000 ppm, 27000 ppm, 8800 ppm SED-5: PCB = 0.12 ppm (0-2"), 0.084 ppm (2-12"), 0.47 ppm (12-20.5"); TOC = 17000 ppm, 11000 ppm, 31000 ppm
4/12/99	R	170	61-08-03-07	52	Alabama Power Co. (APCO) - Mike Godfrey	579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment	SED-1: PCB = 0.60 ppm (0-2"), 1.3 ppm (2-12"), 0.36 ppm (12-24"), 0.23 ppm (24-36.5"); TOC = 45000 ppm, 25000 ppm, 27000 ppm, 8800 ppm SED-5: PCB = 0.12 ppm (0-2"), 0.084 ppm (2-12"), 0.47 ppm (12-20.5"); TOC = 17000 ppm, 11000 ppm, 31000 ppm
8/23/99	R	170	61-08-03-07	53	Stewart, J. Patrick & S. Renee	579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment	SED-1: PCB = 0.60 ppm (0-2"), 1.3 ppm (2-12"), 0.36 ppm (12-24"), 0.23 ppm (24-36.5"); TOC = 45000 ppm, 25000 ppm, 27000 ppm, 8800 ppm SED-5: PCB = 0.12 ppm (0-2"), 0.084 ppm (2-12"), 0.47 ppm (12-20.5"); TOC = 17000 ppm, 11000 ppm, 31000 ppm
8/23/99	R	170	61-08-03-07	54	Stewart, J. Patrick & S. Renee		
	R	170	61-08-03-07	55	Wilson, Nolan & Mary		
4/12/99	L	171	61-08-03-07	10	Alabama Power Co. (APCO) - Mike Godfrey		
	L	171	61-08-03-07	15	Canup, C. Neal		
4/12/99	R	171	61-08-03-07	47	Alabama Power Co. (APCO) - Mike Godfrey		

1

Event Date	Event Type	Event Location	Event Date	Event Name	Event Description	Event Status
8/20/99	R	171	61-08-03-07	41	Clayton, Mildred W. & W.E.	
8/20/99	R	171	61-08-03-07	42	Clayton, Mildred W. & W.E.	
8/20/99	R	171	61-08-03-07	40	Sheets, Wayne & Sandra	
4/12/99	L	172	61-08-03-07	10	Alabama Power Co. (APCO) - Mike Godfrey	335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment
4/12/99	L	172	61-08-03-07	18	Colvin, Gus Jr.	335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment
4/12/99	R	172	61-08-03-07	29	Alabama Power Co. (APCO) - Mike Godfrey	
8/28/99	R	172	61-08-03-07	32	Allen, Michael R. & Debra K.	335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment
8/28/99	R	172	61-08-03-07	31	Hall, Dixie L.	335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment
8/28/99	R	172	61-08-03-07	30	Rodgers, Charles N. & Susan (c/o Vickie W. Whatley)	
8/28/99	L	173	61-08-03-07	20	Hall, Patty (Colvin) & Edwin	
8/28/99	L	173	61-08-03-07	98	Thornhill, Franklin D.	
7/2/99	R	173	61-08-03-07	21	Barnett, Herman C. Jr. & Mary A.	808 ft wide, 10.2 ft water depth, 2.5 ft thick sediment
4/12/99	L	174	61-09-01-12	99	Alabama Power Co. (APCO) - Mike Godfrey	876 ft wide, 8.0 ft water depth, 2.0 ft thick sediment
9/3/99	L	174	61-09-01-12	97	Otwell, Kenneth B.	876 ft wide, 8.0 ft water depth, 2.0 ft thick sediment
4/12/99	R	174	61-09-01-12	181a	Alabama Power Co. (APCO) - Mike Godfrey	876 ft wide, 8.0 ft water depth, 2.0 ft thick sediment
4/12/99	R	174	61-09-01-12	199	Wyatt, John L.	
4/12/99	L	175	61-09-01-12	99a	Alabama Power Co. (APCO) - Mike Godfrey	510 ft wide, 14.3 ft water depth, 0.6 ft thick sediment

CHOCOLOCCO CREE PLING RESULTS

NO	DATE	TIME	DEPTH	LOCATION	ANALYST	RESULTS
NO	L	175	61-09-01-12	96	Grubbs, Janet E. [rep. by Cory, Watson, Crowder & DeGaris, P.C.]	
4/12/99	R	175	61-09-01-12	181	Alabama Power Co. (APCO) - Mike Godfrey	(see 175L)
8/17/99	R	175	61-09-01-12	182	Dickerson, Thomas C. & Angela	SED-1: PCB = 0.17 ppm (0-2"), ND (2-12.5"); TOC = 12000 ppm, 3100 ppm
*	R	175	61-09-01-12	180	Eberhart, Rex A.	
4/12/99	L	176	61-09-01-12	112	Alabama Power Co. (APCO) - Mike Godfrey	SED-2: PCB = 0.10 ppm (0-2"), 0.15 ppm (2-12"); ND (12-24"); ND (24-28.5"); TOC = ND, ND, ND, ND; Metals (0-2"), (2-12"), (12-24"), (24-28.5")
4/12/99	R	176	61-09-01-12	175	Alabama Power Co. (APCO) - Mike Godfrey	SED-5: PCB = 1.2 ppm (0-2"), 0.37 ppm (2-12"); ND (12-17"); TOC = 18000 ppm, 6400 ppm, 2000 ppm
*	R	176	61-09-01-12	176	Moore, Michael W. & Ann R. [rep. by counsel]	(see 176L)
4/12/99	L	177	61-09-01-12	175	Alabama Power Co. (APCO) - Mike Godfrey	SED-2: PCB = ND (0-2"), ND (2-12"), ND (12-19"); TOC = 3800 ppm, 1100 ppm, ND; Metals (0-2"), (2-12"), (12-19")
*	L	177	61-09-01-12	176	Moore, Michael W. & Ann R. [rep. by counsel]	SED-3: PCB = ND (0-2"), ND (2-11.5"); TOC = ND, ND
4/12/99	R	177	61-09-01-12	127	Alabama Power Co. (APCO) - Mike Godfrey	(see 177L)
5/14/99	R	177	61-09-01-12	130	Moore, James Oliver & Bettie	SED-2: PCB = ND (0-2"), ND (2-12"), ND (12-19"); TOC = 3800 ppm, 1100 ppm, ND; Metals (0-2"), (2-12"), (12-19")
*	L	178	61-09-01-12	168	McGee, W.E.	SED-3: PCB = ND (0-2"), ND (2-11.5"); TOC = ND, ND
8/24/99	L	178	61-09-01-12	171	Piirsalu, Enn & Mary E.	SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"); ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND
*	L	178	61-09-01-12	169	Slaughter, David & Jo Ann	

CHOCOLOCCO CREE

SAMPLING RESULTS

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Accession Number	Sample Location	Sample No.	Sample Date	Sample Owner	Sample Description	Analysis Results
8/25/99	L	178	61-09-01-12	170	Springfield, Charles W. (c/o Mary Joyce Springfield, Ex.)	1022 ft wide, 9.2 ft water depth, 2.1 ft thick sediment SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"), ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND
4/12/99	R	178	61-09-01-12	127	Alabama Power Co. (APCO) - Mike Godfrey	1022 ft wide, 9.2 ft water depth, 2.1 ft thick sediment SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"), ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND
NO	R	178	61-09-01-12	137	Burns, Kenneth Patrick	
	L	179	61-09-01-12	157	Arendall, Sara G. & Edgar	
	L	179	61-09-01-12	156	Robinson, Buford C. & Helen N.	
8/22/99	L	179	61-09-01-12	155	Robinson, Ronald H. & Charlene	
4/12/99	R	179	61-09-01-12	127	Alabama Power Co. (APCO) - Mike Godfrey	
8/23/99	R	179	61-09-01-12	139	Caudle, Harold Jr. & Cynthia (c/o G.H. Rice)	
8/26/99	R	179	61-09-01-12	140	Charbonnet, Carl D.	
8/28/99	R	179	61-09-01-12	141	Dunn, William L. & Misty R.	
5/11/99	L	180	61-09-06-13	3	Gaines, Ralph D. Jr. & Marry Sue	654 ft wide, 15.1 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.16 ppm (0-2"), 0.27 ppm (2-12"), 0.20 ppm (12-24"), ND (24-30.5"); TOC = 33000 ppm, 27000 ppm, 16000 ppm, 1200 ppm Metals (0-2"), (2-12"), (12-24"), (24-30.5")
4/12/99	R	180	61-09-06-13	14	Alabama Power Co. (APCO) - Mike Godfrey	654 ft wide, 15.1 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.16 ppm (0-2"), 0.27 ppm (2-12"), 0.20 ppm (12-24"), ND (24-30.5"); TOC = 33000 ppm, 27000 ppm, 16000 ppm, 1200 ppm Metals (0-2"), (2-12"), (12-24"), (24-30.5")
4/12/99	L	181	61-09-06-13	14	Alabama Power Co. (APCO) - Mike Godfrey	741 ft wide, 13.4 ft water depth, 1.6 ft thick sediment SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm
5/11/99	R	181	61-09-06-13	37	Fomby, Brian & Shelly	741 ft wide, 13.4 ft water depth, 1.6 ft thick sediment SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm
5/15/99	R	181	61-09-06-13	36	Griffith, Edward W. & Oleta L.	741 ft wide, 13.4 ft water depth, 1.6 ft thick sediment SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm

CHOCOLOCCO CREEK

SAMPLING RESULTS

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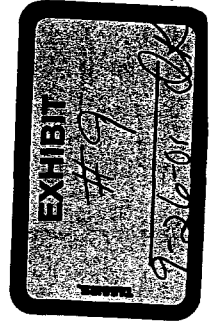
Accession No.	Sample No.	Date	Location	Depth (ft)	Width (ft)	Length (ft)	Volume (L)	Depth (ft)	Width (ft)	Length (ft)	Volume (L)	Depth (ft)	Width (ft)	Length (ft)	Volume (L)	Depth (ft)	Width (ft)	Length (ft)	Volume (L)	Depth (ft)	Width (ft)	Length (ft)	Volume (L)
4/12/99	L	182	61-09-06-13	14	Alabama Power Co. (APCO) - Mike Godfrey	858 ft wide, 13.1 ft water depth, 1.8 ft thick sediment	SED-4: PCB = 1.1 ppm (0-2"), 0.57 ppm (2-6.5"); TOC = 13000 ppm, 5700 ppm; Metals (0-2"), (2-6.5")																
5/13/99	R	182	61-09-06-13	20	Deck, Jr., Edward D. & Peggy	858 ft wide, 13.1 ft water depth, 1.8 ft thick sediment	SED-4: PCB = 1.1 ppm (0-2"), 0.57 ppm (2-6.5"); TOC = 13000 ppm, 5700 ppm; Metals (0-2"), (2-6.5") TOB (0-6"): PCB = 0.028J ppm; TOC = 13000 ppm																
5/12/99	R	183	61-09-01-12	18	Bussey, Ronald L. & Margaret S.	696 ft wide, 15.3 ft water depth, 2.1 ft thick sediment	SED-5: PCB = 1.1 ppm (0-2"), 0.27 ppm (2-9"); TOC = 16000 ppm, 2700 ppm																
Choccolocco Creek Upstream of Snow Creek (from available mapping)																							
2/23/99	L	U-1	11-21-09-29-3	7	Annisson Water Works and Sewer Board (c/o James D. Miller, Director)	48 ft wide, 4.4 water depth, 1.1 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-13.5"); TOC = 19000 ppm, 8900 ppm																
3/11/99	R	U-1	11-21-09-29-3	13	Patterson, Charles and Antoinette	48 ft wide, 4.4 water depth, 1.1 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-13.5"); TOC = 19000 ppm (0-2"), 8900 ppm (2-13.5") TOB (0-6"): PCB = ND; TOC = 8900 ppm																
3/11/99	R	U-2	11-21-09-32-2	3	Patterson, Charles and Antoinette	49 ft wide, 2.7 water depth, 2.9 ft thick sediment	SED-1: PCB = 1.2 ppm (0-2"), 55 ppm (2-12"), 49J ppm (12-24"), 0.45 ppm (24-36"), ND (36-45"); TOC = 7900 ppm, 20000 ppm, 28000 ppm, 25000 ppm, 23000 ppm																
3/11/99	L	U-2	11-21-09-29-3	14	Patterson, Charles and Antoinette	49 ft wide, 2.7 water depth, 2.9 ft thick sediment	SED-3: PCB = 0.12J ppm (0-2"), 0.69 ppm (2-12"), 170 ppm (12-24"), 160 ppm (24-32"); TOC = ND, ND, 25000 ppm, 23000 ppm SED-4: PCB = 95J ppm (0-2"), 130J ppm (2-12"), 75J/64J ppm (12-24"), 0.57 ppm (24-27"); TOC = 28000, 25000, 35000/39000, 31000 ppm																
3/11/99	L	U-3	11-21-09-32-2	2	Patterson, Charles and Antoinette	45 ft wide, 4.7 water depth, 1.5 ft thick sediment	SED-4: PCB = nr (0-2"), ND (2-12"), ND (12-25"); TOC = 25000 ppm, 30000 ppm, 29000 ppm; Metals (0-2"), (2-12"), (12-25") (see U-3L)																
3/11/99	R	U-3	11-21-09-32-2	3	Patterson, Charles and Antoinette	45 ft wide, 4.7 water depth, 1.5 ft thick sediment	SED-1: Metals: 0-2", 2-8.5"; SED-2: Metals: 0-2", 2-4" SED-3: Metals: 0-2", 2-12", 12-17.5"; SED-4: Metals: 0-2", 2-5"																
na	----	U-4	-----	----	(None) - upstream sample point near Boiling Springs Road	not reported																	

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AMPLING RESULTS

FT

DATE	LOCATION	DEPTH	WIDE	THICK	RESULTS
4/12/99	L	169	61-08-03-07	2	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 1059 ft wide, 6.8 ft water depth, 2.3 ft thick sediment SED-5: PCB = 0.60 ppm (0-2"), 0.25 ppm (2-12"), ND (12-24"), ND (24-27"); TOC = 15000 ppm, 9300 ppm, 3400 ppm, ND; Metals (0-2"), (2-12"), 12-24"), (24-27") (see 169L)
4/12/99	R	169	61-08-03-07	62	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 1059 ft wide, 6.8 ft water depth, 2.3 ft thick sediment (see 169L)
4/12/99	R	170	61-08-03-07	52	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment SED-1: PCB = 0.60 ppm (0-2"), 1.3 ppm (2-12"), 0.36 ppm (12-24"), 0.23 ppm (24-36.5"); TOC = 45000 ppm, 25000 ppm, 27000 ppm, 8800 ppm SED-5: PCB = 0.12 ppm (0-2"), 0.084 ppm (2-12"), 0.47 ppm (12-20.5"); TOC = 17000 ppm, 11000 ppm, 31000 ppm
4/12/99	L	172	61-08-03-07	10	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment SED-2: PCB = 0.16 ppm (0-2"), 0.087 ppm (2-12"), 0.14 ppm (12-15.5"); TOC = 26000 ppm, 24000 ppm, 19000 ppm; Metals (0-2"), (2-12"), (12-15.5") TOB (0-6"); PCB = ND; TOC = 31000 ppm (see 174R)
4/12/99	L	174	61-09-01-12	99	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 876 ft wide, 8.0 ft water depth, 2.0 ft thick sediment (see 174R)
4/12/99	R	174	61-09-01-12	181a	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 876 ft wide, 8.0 ft water depth, 2.0 ft thick sediment SED-5: PCB = 0.14 ppm (0-2"), 0.068 ppm (2-12"), ND (12-21"); TOC = 20000 ppm, 14000 ppm, 12000 ppm; Metals (0-2"), (2-12"), (12-21")
4/12/99	L	175	61-09-01-12	99a	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 510 ft wide, 14.3 ft water depth, 0.6 ft thick sediment SED-1: PCB = 0.17 ppm (0-2"), ND (2-12.5"); TOC = 12000 ppm, 3100 ppm (see 175L)
4/12/99	R	175	61-09-01-12	181	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 510 ft wide, 14.3 ft water depth, 0.6 ft thick sediment (see 175L)
4/12/99	L	176	61-09-01-12	112	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 537 ft wide, 15.5 ft water depth, 1.7 ft thick sediment SED-2: PCB = 0.10 ppm (0-2"), 0.15 ppm (2-12"), ND (12-24"), ND (24-28.5"); TOC = ND, ND, ND, ND; Metals (0-2"), (2-12"), (12-24"), (24-28.5") SED-5: PCB = 1.2 ppm (0-2"), 0.37 ppm (2-12"), ND (12-17"); TOC = 18000 ppm, 6400 ppm, 2000 ppm (see 176L)
4/12/99	R	176	61-09-01-12	175	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs) 537 ft wide, 15.5 ft water depth, 1.7 ft thick sediment (see 176L)



CHOCCOLOCCO CREW PILING RESULTS

FT

DATE	LOCATION	DEPTH (ft)	TIME	CREW	TESTS	RESULTS
4/12/99	L	177	61-09-01-12	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	175	SED-2: PCB = ND (0-2"), ND (2-12"), ND (12-19"); TOC = 3800 ppm, 1100 ppm, ND; Metals (0-2"), (2-12"), (12-19") SED-3: PCB = ND (0-2"), ND (2-11.5"); TOC = ND, ND
4/12/99	R	177	61-09-01-12	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	127	(see 177L)
4/12/99	R	178	61-09-01-12	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	127	SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"), ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND
4/12/99	R	180	61-09-06-13	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	14	SED-4: PCB = 0.16 ppm (0-2"), 0.27 ppm (2-12"), 0.20 ppm (12-24"), ND (24-30.5"); TOC = 33000 ppm, 27000 ppm, 16000 ppm, 1200 ppm Metals (0-2"), (2-12"), (12-24"), (24-30.5")
4/12/99	L	181	61-09-06-13	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	14	SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm
4/12/99	L	182	61-09-06-13	Alabama Power Co. (APCO) - Mike Godfrey (Environ. Affairs)	14	SED-4: PCB = 1.1 ppm (0-2"), 0.57 ppm (2-6.5"); TOC = 13000 ppm, 5700 ppm; Metals (0-2"), (2-6.5")
4/12/99	R	48	61-06-03-05	Alabama Property Company (APCO) - Mike Godfrey	42	SED-1: PCB = 0.19 ppm (0-3"); TOC = ND
4/12/99	R	49	61-06-03-05	Alabama Property Company (APCO) - Mike Godfrey	42	SED-4: PCB = 0.076 ppm (0-2.5"); TOC = ND
8/28/99	R	172	61-08-03-07	Allen, Michael R. & Debra K.	32	SED-2: PCB = 0.16 ppm (0-2"), 0.087 ppm (2-12"), 0.14 ppm (12-15.5"); TOC = 26000 ppm, 24000 ppm, 19000 ppm; Metals (0-2"), (2-12"), (12-15.5") TOB (0-6"): PCB = ND; TOC = 21000 ppm
2/23/99	L	1	11-21-09-29-3	Annisston Water Works and Sewer Board (c/o James D. Miller, Director)	8	SED-4: PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm
2/23/99	L	2	11-21-09-29-3	Annisston Water Works and Sewer Board (c/o James D. Miller, Director)	8	SED-3: PCB = 0.29 ppm (0-2"), 0.05 (2-5"); TOC = ND, ND

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SAMPLING RESULTS

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DATE	LOCATION	DEPTH	TIME	PERSON	DESCRIPTION	ANALYSIS
2/23/99	L	U-1	11-21-09-29-3	7	Anniston Water Works and Sewer Board (c/o James D. Miller, Director)	SED-1: PCB = ND (0-2"), ND (2-13.5"); TOC = 19000 ppm, 8900 ppm
7/2/99	R	173	61-08-03-07	21	Barnett, Herman C. Jr. & Mary A.	SED-4: PCB = 0.55 ppm (0-2"), 0.042 ppm (2-12"), ND (12-23"); TOC = 11000 ppm, 9300 ppm, ND
5/13/99	L	51	61-06-03-08	9	Bean, Ruth G.	SED-4: PCB = 0.12 ppm (0-3.5"); TOC = ND
ccwcd 4/30/99	R	11	61-06-01-01	3	Bennett, Joe N.	SED-3: PCB = 23J ppm (0-2"), 19J ppm (2-5.5"); TOC = 26000 ppm, 56000 ppm SED-4: PCB = 0.62 ppm (0-2"), 4.3 ppm (2-9"); TOC = 1700 ppm, 8300 ppm
ccwcd 4/30/99	R	13	61-06-01-01	3	Bennett, Joe N.	SED-3: PCB = 0.16 ppm (0-2"), 0.047 ppm (2-8.5"); TOC = ND, ND SED-4: PCB = nr (0-2"), 1.2 ppm (2-13.5"); TOC = ND, 15000 ppm; Metals: (0-2"), (2-13.5")
ccwcd 4/30/99	R	14	61-06-01-01	3	Bennett, Joe N.	SED-1: PCB = 0.29 ppm (0-2"), 0.24 ppm (2-5"); TOC = ND, ND SED-3: PCB = 0.64 ppm (0-2"), 0.65 ppm (2-8.5"); TOC = 6900 ppm, ND
ccwcd 4/30/99	R	15	61-06-01-01	3	Bennett, Joe N.	SED-3: PCB = 1.3 ppm (0-2"), 0.25 ppm (2-8.5"); TOC = ND, ND
ccwcd 4/30/99	R	32	61-06-02-03	34	Burrows, Doris R.	SED-3: PCB = 0.24 ppm (0-2"), 0.094/0.18 ppm (2-7"); TOC = 32000 ppm, ND/ND
ccwcd 4/30/99	L	16	61-06-01-01	7	Burzus Corp.	SED-3: PCB = 1.1 ppm (0-2"), 0.64 ppm (2-12"), 0.34 ppm (12-23.5"); TOC = 2600 ppm, ND, ND
5/12/99	L	65	61-06-03-07	2.003	Bussey, Larry W. & Kitty M.	SED-3: PCB = 0.2 ppm (0-2"), ND (2-7"); TOC = ND, ND TOB (0-6"); PCB = 4.1 ppm; TOC = 25000 ppm
5/12/99	L	66	61-06-03-07	2.003	Bussey, Larry W. & Kitty M.	SED-2: PCB = ND (0-1.5"); TOC = ND (0-1.5")
5/12/99	R	183	61-09-01-12	18	Bussey, Ronald L. & Margaret S.	SED-5: PCB = 1.1 ppm (0-2"), 0.27 ppm (2-9"); TOC = 16000 ppm, 2700 ppm
5/17/99	R	112	61-07-04-17	12	Bussie, Helen L. & Howard W.	SED-2: PCB = ND (0-2"); TOC = ND (0-2")

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SAMPLING RESULTS

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Accession Number	Sample Type	Tube No.	Sample Date	Sample ID	Client Name	Sample Description	Analysis Results
5/17/99	R	111	61-07-04-17	13	Bussie, Howard W.	100 ft wide, 3.4 ft water depth, 0.2 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-8.5"); TOC = ND, ND
5/12/99	L	166	61-08-03-08	10	Butterworth, Billy R. & Beualah	1178 ft wide, 5.7 ft water depth, 1.9 ft thick sediment	SED-6: PCB = ND (0-2"), ND (2-6"); TOC = ND, ND; Metals (0-2"), (2-6")
ccwcd 4/30/99	L	31	61-06-02-03	30.001	Calhoun County Economic Development Council (c/o Elmer Wheatley, Exe. Dir.)	64 ft wide, 4.6 ft water depth, 1.0 ft thick sediment	SED-1: PCB = 0.29 ppm (0-2"), 0.46 ppm (2-9"); TOC = ND, ND SED-4: PCB = nr (0-2"), 0.19 ppm (2-12"), 1.9 ppm (12-23.5"); TOC = 19000 ppm, ND, 12000 ppm
ccwcd 4/30/99	L	32	61-06-02-03	30.001	Calhoun County Economic Development Council (c/o Elmer Wheatley, Exe. Dir.)	96 ft wide, 1.9 ft water depth, 0.6 ft thick sediment	SED-3: PCB = 0.24 ppm (0-2"), 0.094/0.18 ppm (2-7"); TOC = 32000 ppm, ND/ND
ccwcd 4/30/99	R	21	61-06-01-01	11	Camp, Billy Ray & Tommie Jean	70 ft wide, 3.2 ft water depth, 0.8 ft thick sediment	SED-4: PCB = 1.2 ppm (0-2"), 0.57 ppm (2-12"), 0.95 ppm (12-17"), 1.2/2.1 ppm (17-22"); TOC = 13000 ppm, ND, 4900 ppm, 18000/140000 ppm
ccwcd 4/30/99	R	23	61-06-01-02	10	Camp, Billy Ray & Tommie Jean	80 ft wide, 1.0 ft water depth, 0.8 ft thick sediment	TOB (0-6"): PCB = 12 ppm; TOC = 13000 ppm
5/13/99	R	92	61-07-05-15	4	Champion, Jimmy W. (Frances F Champion Estate)	170 ft wide, 1.9 ft water depth, 0.2 ft thick sediment	SED-3: PCB = 1.2 ppm (0-2"), 8.1J ppm (2-4"); TOC = 15000 ppm (0-2"), 18000 ppm (2-4")
ccwcd 4/30/99	L	45	61-06-02-04	6	Chandler, Frances Louise (c/o Sheila Chandler)	101 ft wide, 3.0 ft water depth, 0.2 ft thick sediment	SED-4: PCB = 0.96 ppm (0-2.5"); TOC = 40000 ppm
6/28/99	R	158	61-08-05-16	4	Cheloke, Laura	245 ft wide, 13.6 ft water depth, 1.3 ft thick sediment	SED-3: PCB = 0.48 ppm (0-2"), ND (2-12"), 0.65 ppm (12-19"); TOC = 26000 ppm, ND, 9600 ppm
6/28/99	R	159	61-08-02-09	10	Cheloke, Laura	245 ft wide, 13.7 ft water depth, 1.1 ft thick sediment	SED-3: PCB = 0.082 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 0.63 ppm; TOC = 24000 ppm
ccwcd 4/30/99	L	11	61-06-01-01	3.001	City of Anniston (c/o Dale Garrett)	46 ft wide, 3.8 ft water depth, 0.7 ft thick sediment	SED-3: PCB = 23J ppm (0-2"), 19J ppm (2-5.5"); TOC = 26000 ppm, 56000 ppm SED-4: PCB = 0.62 ppm (0-2"), 4.3 ppm (2-9"); TOC = 1700 ppm, 8300 ppm
ccwcd 4/30/99	L	12	61-06-01-01	3.001	City of Anniston (c/o Dale Garrett)	55 ft wide, 3.1 ft water depth, 0.3 ft thick sediment	TOB (0-6"): PCB = 21J ppm; TOC = 22000 ppm

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SAMPLING RESULTS

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Sample ID	Location	Date	Depth (ft)	Width (ft)	Length (ft)	Volume (ft³)	Notes
ccwcd 4/30/99	L	13	61-06-01-01	3.001	City of Anniston (c/o Dale Garrett)	63 ft wide, 2.8 ft water depth, 1.6 ft thick sediment	SED-3: PCB = 0.16 ppm (0-2"), 0.047 ppm (2-8.5"); TOC = ND, ND SED-4: PCB = nr (0-2"), 1.2 ppm (2-13.5"); TOC = ND, 15000 ppm; Metals: (0-2"), (2-13.5")
ccwcd 4/30/99	L	14	61-06-01-01	3.001	City of Anniston (c/o Dale Garrett)	69 ft wide, 3.2 ft water depth, 0.7 ft thick sediment	SED-1: PCB = 0.29 ppm (0-2"), 0.24 ppm (2-5"); TOC = ND, ND SED-3: PCB = 0.64 ppm (0-2"), 0.65 ppm (2-8.5"); TOC = 6900 ppm, ND
ccwcd 4/30/99	L	15	61-06-01-01	3.001	City of Anniston (c/o Dale Garrett)	68 ft wide, 3.0 ft water depth, 0.9 ft thick sediment	SED-3: PCB = 1.3 ppm (0-2"), 0.25 ppm (2-8.5"); TOC = ND, ND
ccwcd 4/30/99	L	23	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	80 ft wide, 1.0 ft water depth, 0.8 ft thick sediment	TOB (0-6"): PCB = 11J ppm; TOC = 16000 ppm
ccwcd 4/30/99	L	24	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	56 ft wide, 2.2 ft water depth, 0.4 ft thick sediment	SED-2: PCB = 0.056 ppm (0-3"); TOC = ND
ccwcd 4/30/99	L	25	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	62 ft wide, 2.8 ft water depth, 1.6 ft thick sediment	TOB (0-6"): PCB = 2.3 ppm; TOC = 13000 ppm
ccwcd 4/30/99	L	26	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	65 ft wide, 2.1 ft water depth, 1.2 ft thick sediment	SED-2: PCB = 0.33 ppm (0-2"), 0.3 ppm (2-5.5"); TOC = ND, ND
ccwcd 4/30/99	L	27	61-06-01-02	9	City of Anniston (c/o Dale Garrett)	64 ft wide, 3.2 ft water depth, 1.0 ft thick sediment	TOB (0-6"): PCB = 5.6 ppm; TOC = 14000 ppm
ccwcd 4/30/99	L	28	61-06-01-02	16	City of Anniston (c/o Dale Garrett)	60 ft wide, 4.3 ft water depth, 0.8 ft thick sediment	SED-2: PCB = 0.13 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = ND, ND, ND
ccwcd 4/30/99	L	29	61-06-01-02	16	City of Anniston (c/o Dale Garrett)	62 ft wide, 2.2 ft water depth, 0.4 ft thick sediment	SED-2: PCB = 0.24 ppm (0-2"); TOC = 6900 ppm
ccwcd 4/30/99	L	41	61-06-02-04	10a	City of Oxford (c/o J.R. Phillips, Esq.)	64 ft wide, 3.5 ft water depth, 0.7 ft thick sediment	SED-3: PCB = 0.13 ppm (0-2"), 0.42 ppm (2-8"); TOC = ND, 9000 ppm
7/3/99	R	71	61-07-01-12	16	Cole, Mac Jr.	109 ft wide, 4.5 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), 0.94J ppm (2-13"); TOC = 29000 ppm (0-2"), 12000 (2-13"); Metals (0-2"), (2-13") TOB (0-6"): PCB = 2.3 ppm; TOC = 24000 ppm

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SAMPLING RESULTS

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DATE	TIME	LOCATION	DEPTH	DATE	NAME	DEPTH	RESULTS
7/3/99	R	74	61-07-01-12	16	Cole, Mac Jr.	195 ft wide, 2.9 ft water depth, 0.3 ft thick sediment	SED-1: PCB = 0.1 ppm (0-3"); TOC = ND (0-3")
*	L	172	61-08-03-07	18	Colvin, Gus Jr.	335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment	TOB (0-6"); PCB = ND; TOC = 31000 ppm
6/21/99	L	101	61-07-02-09	1A	Combs, James H. & Sandra R.	95 ft wide, 1.6 ft water depth, 0.6 ft thick sediment	SED-1: PCB = nr (0-2"), 0.84 ppm (2-5.5"); TOC = 21000 ppm (0-2"), 14000 ppm (2-5.5")
6/21/99	L	102	61-07-02-09	1A	Combs, James H. & Sandra R.	90 ft wide, 2.2 ft water depth, 0.8 ft thick sediment	SED-4: PCB = 0.61 ppm (0-2"), 0.058 ppm (2-11.5"); TOC = 22000 ppm, 6300 ppm
5/10/99	L	112	61-07-04-17	3.001	Cooper, T.A. & Kathy A.	128 ft wide, 2.3 ft water depth, 0.4 ft thick sediment	SED-2: PCB = ND (0-2"); TOC = ND (0-2") TOB (0-6"); PCB = 1.6 ppm; TOC = 24000 ppm
5/13/99	R	182	61-09-06-13	20	Deck, Jr., Edward D. & Peggy	858 ft wide, 13.1 ft water depth, 1.8 ft thick sediment	SED-4: PCB = 1.1 ppm (0-2"), 0.57 ppm (2-6.5"); TOC = 13000 ppm, 5700 ppm; Metals (0-2"), (2-6.5") TOB (0-6"); PCB = 0.028J ppm; TOC = 13000 ppm
ccwcd 4/30/99	R	24	61-06-01-02	11	Denney, Fred M. & Martha B.	56 ft wide, 2.2 ft water depth, 0.4 ft thick sediment	SED-2: PCB = 0.056 ppm (0-3"); TOC = ND
8/17/99	R	175	61-09-01-12	182	Dickerson, Thomas C. & Angela	510 ft wide, 14.3 ft water depth, 0.6 ft thick sediment	SED-1: PCB = 0.17 ppm (0-2"), ND (2-12.5"); TOC = 12000 ppm, 3100 ppm
6/2/99	L	82	61-07-06-14	2	Elston, Beverly C. (Chris & Maggie Cunningham Estate)	107 ft wide, 4.8 ft water depth, 0.3 ft thick sediment	SED-2: PCB = ND (0-1.5"); TOC = ND (0-1.5")
5/14/99	L	168	61-08-03-07	3	Embry, Harry Alston et al. (c/o Harry A. Embry)	2339 ft wide, 5.8 ft water depth, 1.9 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-11"); TOC = 960 ppm, ND
5/11/99	R	181	61-09-06-13	37	Fomby, Brian & Shelly	741 ft wide, 13.4 ft water depth, 1.6 ft thick sediment	SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm
ccwcd 4/30/99	R	59	61-06-03-07	13	Ford, Mary L.	107 ft wide, 3.9 ft water depth, 0.5 ft thick sediment	SED-3: PCB = 0.099 ppm (0-2"), ND (2-4"); TOC = ND, ND

CHOCOLOCCO CREEK IPLING RESULTS

Date	Location	Depth	Sample	Analysis	Results
5/11/99	L	180	61-09-06-13	3	Gaines, Ralph D. Jr. & Marry Sue 654 ft wide, 15.1 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.16 ppm (0-2"), 0.27 ppm (2-12"), 0.20 ppm (12-24"), ND (24-30.5"); TOC = 33000 ppm, 27000 ppm, 16000 ppm, 1200 ppm Metals (0-2"), (2-12"), (12-24"), (24-30.5") SED-4: PCB = 0.96 ppm (0-2.5"); TOC = 40000 ppm
ccwcd 4/30/99	R	45	61-06-02-04	7	Gallahair, James W. & Ethel B. 101 ft wide, 3.0 ft water depth, 0.2 ft thick sediment
8/9/99	L	170	61-08-03-07	6	Gilliam, Floyd Buford & Judith 579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment
5/15/99	R	181	61-09-06-13	36	Griffith, Edward W. & Oleita L. 741 ft wide, 13.4 ft water depth, 1.6 ft thick sediment SED-3: PCB = 1.8 ppm (0-2"), 0.63 ppm (2-12"), 2.2 ppm (12-22"); TOC = 27000 ppm, 23000 ppm, 3200 ppm SED-5: PCB = 0.50 ppm (0-2"), ND (2-12"), ND (12-22"); TOC = 9200 ppm, 2400 ppm, 1800 ppm
8/28/99	R	172	61-08-03-07	31	Hall, Dixie L. 335 ft wide, 16.6 ft water depth, 1.3 ft thick sediment SED-2: PCB = 0.16 ppm (0-2"), 0.087 ppm (2-12"), 0.14 ppm (12-15.5"); TOC = 26000 ppm, 24000 ppm, 19000 ppm; Metals (0-2"), (2-12"), (12-15.5") TOB (0-6"): PCB = ND; TOC = 21000 ppm
ccwcd 4/30/99	R	42	61-06-02-04	9	Hammett Gravel Company, Inc. [plaintiff in Nelson] 72 ft wide, 2.6 ft water depth, 0.5 ft thick sediment SED-2: PCB = 0.12 ppm (0-2.5"); TOC = ND
ccwcd 4/30/99	R	43	61-06-02-04	9	Hammett Gravel Company, Inc. [plaintiff in Nelson] 58 ft wide, 4.2 ft water depth, 0.3 ft thick sediment SED-4: PCB = 1.2 ppm; TOC = 6200 ppm
5/15/99	R	68	61-07-01-12	15.002	Haywood, Richard & Cheryl M. 118 ft wide, 1.9 ft water depth, 0.2 ft thick sediment SED-1: PCB = 0.19 ppm (0-3.5"); TOC = ND (0-3.5") TOB (0-6"): PCB = 3.9J ppm; TOC = 20000 ppm
5/15/99	R	70	61-07-01-12	15.001	Haywood, Richard & Cheryl M. 91 ft wide, 3.4 ft water depth, 0.1 ft thick sediment SED-4: PCB = ND (0-2.5"); TOC = ND (0-2.5") TOB (0-6"): PBC = 2.8J ppm; TOC = 19000 ppm
5/15/99	R	71	61-07-01-12	15	Haywood, Richard & Cheryl M. 109 ft wide, 4.5 ft water depth, 0.5 ft thick sediment SED-1: PCB = nr (0-2"), 0.94J ppm (2-13"); TOC = 29000 ppm (0-2"), 12000 (2-13"); Metals (0-2"), (2-13") TOB (0-6"): PCB = 2.3 ppm; TOC = 24000 ppm
5/20/99	L	136	61-08-06-14	2.002	Hightower, Lewis L. & Patricia 142 ft wide, 14 ft water depth, 0.4 ft thick sediment SED-2: PCB = 1.9 ppm (0-2"), 0.60/0.94 ppm (2-8.5"); TOC = 27000 ppm, 7500/17000 ppm

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DATE	LOCATION	DEPTH (ft)	TIME	PERSON	REMARKS	ANALYSIS
5/17/99	L	118	61-07-04-19	2	Hill, Jeanette	SED-1: PCB = ND (0-2"), ND (2-8.5"); TOC = 2400 ppm (0-2"), ND (2-8.5")
5/17/99	R	118	61-07-04-19	1	Hill, Jeanette	(see 118L)
5/19/99	R	122	61-07-04-19	5.002	Holmes, Brenda M. & (Julian E.)	SED-1: PCB = 0.14 ppm (0-2.5"); TOC = 5800 ppm
5/19/99	L	125	61-08-06-13	3.001A	Holmes, Brenda M. (& Julian E.)	SED-1: PCB = 2 ppm (0-2.5"); TOC = 18000 ppm
5/19/99	R	128	61-08-06-24	4	Holmes, Brenda M. (& Julian E.)	SED-2: PCB = ND (0-2"), ND (2-4"); TOC = ND, ND
6/4/19 note	L	124	61-08-06-13	3.001a	Holmes, Julian E. & Judy L.	SED-3: PCB = 0.12 ppm (0-2"), 0.036 ppm (2-4"); TOC = ND, ND
6/4/19 note	R	124	61-08-06-13	4	Holmes, Julian E. & Judy L.	(see 124L)
6/4/19 note	R	125	61-08-06-13	4	Holmes, Julian E. & Judy L.	SED-1: PCB = 2 ppm (0-2.5"); TOC = 18000 ppm
6/4/19 note	R	126	61-08-06-13	4	Holmes, Julian E. & Judy L.	SED-1: PCB = 1.7 ppm (0-2"), 1.3 ppm (2-5"); TOC = 43000 ppm (0-2"), 8700 ppm (2-5")
6/4/19 note	L	122	61-07-04-19	5.003	Holmes, Julian E. (& Brenda M.)	SED-1: PCB = 0.14 ppm (0-2.5"); TOC = 5800 ppm
6/4/19 note	L	132	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-2: PCB = 1.2 ppm (0-2"), ND (2-12"); TOC = 35000 ppm, ND SED-3: PCB = 2.6 ppm (0-2"), 2.3 ppm (2-7"); TOC = 60000 ppm, 20000 ppm
6/4/19 note	L	133	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-4: PCB = 1.2 ppm (0-3"); TOC = 19000 ppm
6/4/19 note	L	134	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-2: PCB = nr (0-2"), ND (2-10"); TOC = ND, ND

Sample Date	Sample ID	Depth (ft)	Location	Analyst	Channel Description	Results
6/4/19 note	L	135	61-08-06-13	3	Holmes, Julian E. (& Brenda M.)	SED-1: PCB = 1.2 ppm (0-2"); TOC = 27000 ppm
ccwcd 4/30/99	L	53	61-06-03-08	6.002	Keat, James A.	SED-2: PCB = ND (0-3.5"); TOC = ND
ccwcd 4/30/99	R	33	61-06-02-03	33	Kerr, Perry & Patricia	SED-2: PCB = 0.27 ppm (0-2"), 0.34 ppm (2-8"); TOC = 680 ppm, 4200 ppm
ccwcd 4/30/99	R	34	61-06-02-03	33	Kerr, Perry & Patricia	TOB (0-6"); PCB = 5.4 ppm; TOC = 6700 ppm
ccwcd 4/30/99	R	36	61-06-02-03	31	Kerr, Perry & Patricia	SED-1: PCB = 0.61 ppm (0-2"), 0.24 ppm (2-10"); TOC = 3900 ppm, ND
ccwcd 4/30/99	R	39	61-06-02-04	13	Kerr, Perry & Patricia	SED-2: PCB = 0.31 ppm (0-2"), 1.6 ppm (2-9"); TOC = ND, 32000 ppm
ccwcd 4/30/99	R	41	61-06-02-04	13	Kerr, Perry & Patricia	SED-3: PCB = 0.13 ppm (0-2"), 0.42 ppm (2-8"); TOC = ND, 9000 ppm
5/15/99	L	97	61-07-05-16	2.001	Latham, LaDon T. & Jennifer (for Lyman Lovejoy)	SED-4: PCB = 0.35 ppm (0-2"), 0.85 ppm (2-7.5"); TOC = 33000 ppm (0-2"), 31000 ppm (2-7.5")
6/1/99	L	54	61-06-03-08	6.001	Leonard, D. W.	SED-4: PCB = 0.078 ppm (0-2"), 0.083 ppm (2-4.5"); TOC = 870 ppm, 550 ppm
6/28/99	L	137	61-08-06-14	18	Lovejoy, Lyman A.	SED-1: PCB = 1.4 ppm (0-2"), 1.5 ppm (2-8.5"); TOC = 32000 ppm, 22000 ppm SED-2: PCB = 0.76 ppm (0-2"), 0.18 ppm (2-8"); TOC = 13000 ppm, 16000 ppm SED-3: PCB = 0.36 ppm (0-2"), ND/ND (2-12"), ND (12-16"); TOC = 29000 ppm, 1900 ppm/ND, 10000 ppm (cont.)
6/28/99	L	139	61-08-06-14	24	Lovejoy, Lyman A.	SED-3: PCB = 0.69 ppm (0-2"), 0.21 ppm (2-12"), ND (12-24"), ND (24-27.5"); TOC = 14000 ppm, 3000 ppm, ND, ND SED-4: PCB = 2.1 ppm (0-2"), 1.6 ppm (2-7"); TOC = 22000 ppm, 30000 ppm

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DATE	LOCATION	DEPTH (ft)	DATE	NAME	DEPTH (ft)	PCB TOC Results (ppm)
6/28/99	L	140	61-08-06-23	Lovejoy, Lyman A.	1	205 ft wide, 8.7 ft water depth, 0.5 ft thick sediment SED-1: PCB = 1.8 ppm (0-2"), 1.3 ppm (2-7.5"); TOC = 25000 ppm, 19000 ppm
6/28/99	L	141	61-08-06-23	Lovejoy, Lyman A.	1	162 ft wide, 16.5 ft water depth, 1.0 ft thick sediment SED-2: PCB = 0.92 ppm (0-2"), ND (2-13.5"); TOC = 24000 ppm, 12000 ppm SED-4: 0.94 ppm (0-2"), 0.34 ppm (2-12"), ND (12-24"), ND (24-31.5"); TOC = 31000 ppm, 8300 ppm, ND, ND
6/28/99	L	142	61-08-06-14	Lovejoy, Lyman A.	24	231 ft wide, 8.2 ft water depth, 0.9 ft thick sediment SED-3: PCB = 0.49 ppm (0-2"), ND/0.22 ppm (2-12"); TOC = 14000 ppm, 11000/ND ppm SED-4: PCB = 0.84 ppm (0-2"), 0.54 ppm (2-12"), ND (12-24"), ND (24-27.5"); TOC = 23000 ppm, ND, 9000 ppm, 7400 ppm
6/28/99	L	99	61-07-02-09	Lovejoy, Lyman A. & Catherine	9.002	135 ft wide, 3.4 ft water depth, 0.2 ft thick sediment SED-4: PCB = 0.088 ppm (0-2"); TOC = 3600 ppm (0-2")
ccwcd 4/13/99	R	10	11-21-09-31-3	Marsh Lakes, Inc. (Del Marsh Developments)	8	70 ft wide, 3.5 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.42 ppm (0-2"), ND (2-12"), ND (12-23"); TOC = ND, 27000 ppm, 25000 ppm
ccwcd 4/13/99	R	9	11-21-09-31-3	Marsh Lakes, Inc. (Del Marsh Developments)	8	62 ft wide, 3.3 ft water depth, 2.2 ft thick sediment SED-1: PCB = 2.1 ppm (0-2"), 0.2 ppm (2-12"), ND (12-24"), ND (24-34"); TOC = ND, ND, 1300 ppm, ND TOB-ML: PCB = 4.6 ppm, 12 ppm, 5.8 ppm; TOC = 19000 ppm, 15000 ppm, 23000 ppm
ccwcd 4/30/99	R	30	61-06-02-03	Martin, Series P.	35	77 ft wide, 2.5 ft water depth, 1.5 ft thick sediment TOB (0-6"): PCB = 6.7 ppm; TOC = 21000 ppm
ccwcd 4/30/99	R	31	61-06-02-03	Martin, Series P.	35	64 ft wide, 4.6 ft water depth, 1.0 ft thick sediment SED-1: PCB = 0.29 ppm (0-2"), 0.46 ppm (2-9"); TOC = ND, ND SED-4: PCB = nr (0-2"), 0.19 ppm (2-12"), 1.9 ppm (12-23.5"); TOC = 19000 ppm, ND, 12000 ppm
5/13/99	L	49	61-06-03-05	Mattox, Jimmie Elizabeth	43	116 ft wide, 3.2 ft water depth, 0.3 ft thick sediment SED-4: PCB = 0.076 ppm (0-2.5"); TOC = ND
5/12/19	L	111	61-07-04-17	McInnish, Elmore D.	2	100 ft wide, 3.4 ft water depth, 0.2 ft thick sediment SED-2: PCB = ND (0-2"), ND (2-8.5"); TOC = ND, ND
5/11/99	R	60	61-06-03-07	McLeroy, Donald C. & Patricia S.	12	96 ft wide, 4.4 ft water depth, 0.4 ft thick sediment SED-2: PCB = 0.1 ppm (0-3"); TOC = ND SED-4: PCB = ND (0-2"), 0.027 ppm (2-8.5"); TOC = ND, ND TOB (0-6"): PCB = 2.6 ppm; TOC = 16000 ppm

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VIPLING RESULTS

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Accession Number	Sample ID	Date	Depth	Location	Channel Description	Analysis Results
5/14/99	R	177	61-09-01-12	130	Moore, James Oliver & Bettie	SED-2: PCB = ND (0-2"), ND (2-12"), ND (12-19"); TOC = 3800 ppm, 1100 ppm, ND; Metals (0-2"), (2-12"), (12-19") SED-3: PCB = ND (0-2"), ND (2-11.5"); TOC = ND, ND
5/17/99	L	138	61-08-06-14	25	Mullinax, Sammie G.	SED-1: PCB = 1.6 ppm (0-2"), 1.7 ppm (2-5.5"); TOC = 27000 ppm, 25000 ppm SED-3: PCB = 0.29 ppm (0-2"), ND (2-10"); TOC = 5300 ppm, ND
9/3/99	L	174	61-09-01-12	97	Otwell, Kenneth B.	SED-5: PCB = 0.14 ppm (0-2"), 0.068 ppm (2-12"), ND (12-21"); TOC = 20000 ppm, 14000 ppm, 12000 ppm; Metals (0-2"), (2-12"), (12-21")
cowcd 4/30/99	L	42	61-06-02-04	10.001	Oxford Water Works & Sewer Board (c/o J.R. Phillips, Esq.)	SED-2: PCB = 0.12 ppm (0-2.5"); TOC = ND
cowcd 4/30/99	L	43	61-06-02-04	10.001	Oxford Water Works & Sewer Board (c/o J.R. Phillips, Esq.)	SED-4: PCB = 1.2 ppm (0-2"); TOC = 6200 ppm
cowcd 4/13/99	R	8	11-21-09-31-4	4	Panarama Ranch L.P.	SED-2: PCB = 0.34 ppm (0-2"), 0.28 ppm (2-11.5"); TOC = 15000 ppm, 5700 ppm SED-4: PCB = 0.5 ppm (0-2"), 0.25 ppm (2-12"), ND (12-20"); TOC = ND, 9100 ppm, 32000 ppm
3/11/99	R	1	11-21-09-29-3	13	Patterson, Charles and Antoinette	SED-4: PCB = 1.9 ppm (0-2"), 2.6 ppm (2-12"), 2.9 ppm (12-22"); TOC = ND, 11000 ppm, 2800 ppm
3/11/99	R	2	11-21-09-29-3	13	Patterson, Charles and Antoinette	SED-3: PCB = 0.29 ppm (0-2"), 0.05 (2-5"); TOC = ND, ND
3/11/99	R	U-1	11-21-09-29-3	13	Patterson, Charles and Antoinette	SED-1: PCB = ND (0-2"), ND (2-13.5"); TOC = 19000 ppm (0-2"), 8900 ppm (2-13.5") TOB (0-6"); PCB = ND; TOC = 8900 ppm
3/11/99	L	U-2	11-21-09-29-3	14	Patterson, Charles and Antoinette	SED-3: PCB = 0.12J ppm (0-2"), 0.69 ppm (2-12"), 170 ppm (12-24"), 160 ppm (24-32"); TOC = ND, ND, 25000 ppm, 23000 ppm SED-4: PCB = 95J ppm (0-2"), 130J ppm (2-12"), 75J/64J ppm (12-24"), 0.57 ppm (24-27"); TOC = 28000, 25000, 35000/39000, 31000 ppm
3/11/99	R	U-2	11-21-09-32-2	3	Patterson, Charles and Antoinette	SED-1: PCB = 1.2 ppm (0-2"), 55 ppm (2-12"), 49J ppm (12-24"), 0.45 ppm (24-36"), ND (36-45"); TOC = 7900 ppm, 20000 ppm, 28000 ppm, 25000 ppm, 23000 ppm

DATE	LOCATION	DEPTH	TIME	PERSON	DESCRIPTION	RESULTS
3/11/99	L	U-3	11-21-09-32-2	Patterson, Charles and Antoinette	45 ft wide, 4.7 water depth, 1.5 ft thick sediment	SED-4: PCB = nr (0-2"), ND (2-12"), ND (12-25"); TOC = 25000 ppm, 30000 ppm, 29000 ppm; Metals (0-2"), (2-12"), (12-25")
3/11/99	R	U-3	11-21-09-32-2	Patterson, Charles and Antoinette	45 ft wide, 4.7 water depth, 1.5 ft thick sediment	(see U-3L)
ccwcd 5/18/99	L	48	61-06-03-05	Phillips, Frankie Dean (c/o Patricia Dianne Phillips)	101 ft wide, 2.2 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3"); TOC = ND
ccwcd 4/30/99	R	26	61-06-01-02	Pickette, James E. & Jeanette L.	65 ft wide, 2.1 ft water depth, 1.2 ft thick sediment	SED-2: PCB = 0.33 ppm (0-2"), 0.3 ppm (2-5.5"); TOC = ND, ND TOB (0-6"): PCB = 4.1 ppm (duplicate 2.7 ppm); TOC = 17000 ppm (duplicate 17000 ppm)
8/24/99	L	178	61-09-01-12	Piirsalu, Enn & Mary E.	1022 ft wide, 9.2 ft water depth, 2.1 ft thick sediment	SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"), ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND
ccwcd 4/30/99	R	16	61-06-01-01	Reaves, Rick & Janice, MD	55 ft wide, 3.9 ft water depth, 1.7 ft thick sediment	SED-3: PCB = 1.1 ppm (0-2"), 0.64 ppm (2-12"), 0.34 ppm (12-23.5"); TOC = 2600 ppm, ND, ND
ccwcd 4/30/99	R	17	61-06-01-01	Reaves, Rick & Janice, MD	57 ft wide, 3.4 ft water depth, 1.3 ft thick sediment	SED-2: PCB = 8.9 ppm (0-2"), 0.49 ppm (2-12"), 0.16 ppm (12-18.5"); TOC = 23000 ppm, 1200 ppm, ND
ccwcd 4/30/99	L	17	61-06-01-01	Rush, Robert Eric	57 ft wide, 3.4 ft water depth, 1.3 ft thick sediment	SED-2: PCB = 8.9 ppm (0-2"), 0.49 ppm (2-12"), 0.16 ppm (12-18.5"); TOC = 23000 ppm, 1200 ppm, ND
ccwcd 4/30/99	L	21	61-06-01-01	Rush, Robert Eric	70 ft wide, 3.2 ft water depth, 0.8 ft thick sediment	SED-4: PCB = 1.2 ppm (0-2"), 0.57 ppm (2-12"), 0.95 ppm (12-17"), 1.2/2.1 ppm (17-22"); TOC = 13000 ppm, ND, 4900 ppm, 18000/14000 ppm
5/15/99	L	145	61-08-05-15	Schmidt, Carl A.	164 ft wide, 3.8 ft water depth, 0.2 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-8"); TOC = ND, ND
5/15/99	L	147	61-08-05-15	Schmidt, Carl A.	183 ft wide, 7.1 ft water depth, 0.5 ft thick sediment	SED-1: PCB = 0.021 ppm (0-2"), ND (2-4"); TOC = 870 ppm, ND SED-2: PCB = 0.35 ppm (0-2"), 0.34 ppm (2-6"); TOC = 16000 ppm, 9300 ppm SED-3: PCB = 0.14 ppm (0-2"), ND (2-10"), TOC = ND, ND

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AMPLING RESULTS

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DATE	LOCATION	DEPTH	DATE	NAME	DESCRIPTION	ANALYSIS
5/15/99	L	148	61-08-05-15	1a	Schmidt, Carl A.	169 ft wide, 8.8 ft water depth, 0.6 ft thick sediment SED-2: PCB = 0.10 ppm (0-2"), ND (2-6.5"); TOC = ND, ND SED-3: PCB = ND (0-2"), ND (2-12.5"); TOC = ND, ND SED-4: PCB = ND (0-2"), 0.92 ppm (2-6"); TOC = 35000 ppm, 17000 ppm; Metals (0-2"), (2-6")
5/15/99	L	150	61-08-05-15	1a	Schmidt, Carl A.	180 ft wide, 1.6 ft water depth, 0.1 ft thick sediment SED-1: PCB = ND (0-2.5"); TOC = ND
5/15/99	L	151	61-08-05-15	1a	Schmidt, Carl A.	150 ft wide, 5.9 ft water depth, 0.5 ft thick sediment SED-3: PCB = 0.032 ppm (0-2"), ND (2-12"), ND (12-21"); TOC = 1800 ppm, ND, ND
5/15/99	L	153	61-08-05-16	1	Schmidt, Carl A.	310 ft wide, 6.4 ft water depth, 0.2 ft thick sediment SED-2: PCB = ND (0-2"), ND (2-6"); TOC = 16000 ppm, 13000 ppm SED-4: PCB = 0.16 ppm (0-2.5"); TOC = 7100 ppm
5/15/99	L	154	61-08-05-16	1	Schmidt, Carl A.	190 ft wide, 11.4 ft water depth, 0.1 ft thick sediment SED-1: PCB = 0.048 ppm (0-3"); TOC = 4500 ppm
5/15/99	L	157	61-08-02-09	3	Schmidt, Carl A.	290 ft wide, 10 ft water depth, 0.7 ft thick sediment SED-1: PCB = 0.17 ppm (0-2"), 0.28 ppm (2-6"); TOC = ND, 8400 ppm SED-2: PCB = 0.087 ppm (0-2"), 0.14 ppm (2-12"), ND (12-24.5"); TOC = ND, ND, ND
5/15/99	L	158	61-08-02-09	3a	Schmidt, Carl A.	245 ft wide, 13.6 ft water depth, 1.3 ft thick sediment SED-3: PCB = 0.48 ppm (0-2"), ND (2-12"), 0.65 ppm (12-19"); TOC = 28000 ppm, ND, 9600 ppm TOB (0-6"): PCB = 0.78 ppm; TOC = 16000 ppm
5/15/99	L	159	61-08-02-09	3	Schmidt, Carl A.	245 ft wide, 13.7 ft water depth, 1.1 ft thick sediment SED-3: PCB = 0.082 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 0.53 ppm; TOC = 45000 ppm
5/15/99	L	160	61-08-03-08	20	Schmidt, Carl A.	215 ft wide, 14 ft water depth, 1.4 ft thick sediment SED-3: PCB = 0.36 ppm (0-2"), ND (2-12"), ND (12-21.5"); TOC = 3000 ppm, ND, ND
5/11/99	L	56	61-06-03-08	6	Smith, L.J. & Judy Ann B.	117 ft wide, 7.6 ft water depth, 0.4 ft thick sediment SED-1: PCB = 0.62 ppm (0-2"), 3.7/2.8 ppm (2-12"), 1.9 ppm (12-18"); TOC = 3000 ppm, 28000/33000 ppm, 26000 ppm
5/25/99	L	106	61-07-05-16	4	Snow, Douglas & Jo Ann [plaintiff in Nelson]	67 ft wide, 4.5 ft water depth, 0.3 ft thick sediment SED-3: PCB = ND (0-2"), ND (2-4.5"); TOC = 3400 ppm (0-2"), ND (2-4.5")
8/25/99	L	178	61-09-01-12	170	Springfield, Charles W. (c/o Mary Joyce Springfield, Ex.)	1022 ft wide, 9.2 ft water depth, 2.1 ft thick sediment SED-3: PCB = 1.6 ppm (0-2"), 0.78 ppm (2-12"), ND (12-17.5"); TOC = 20000 ppm, 7900 ppm, ND

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SAMPLING RESULTS

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Sample Date	Sample ID	Sample No.	Sample Date	Sample Name	Channel Description	PCB & TOC Results (ppm)
5/11/99	R	145	61-08-05-15	4 Steed, Cyrus S. III	164 ft wide, 3.8 ft water depth, 0.2 ft thick sediment	SED-1: PCB = ND (0-2"), ND (2-8"); TOC = ND, ND
5/11/99	R	150	61-08-05-15	2 Steed, Cyrus S. III	180 ft wide, 1.6 ft water depth, 0.1 ft thick sediment	SED-1: PCB = ND (0-2.5"); TOC = ND
5/11/99	R	151	61-08-05-15	2 Steed, Cyrus S. III	150 ft wide, 5.9 ft water depth, 0.5 ft thick sediment	SED-3: PCB = 0.032 ppm (0-2"), ND (2-12"), ND (12-21"); TOC = 1800 ppm, ND, ND
8/23/99	R	170	61-08-03-07	53 Stewart, J. Patrick & S. Renee	579 ft wide, 11.1 ft water depth, 1.7 ft thick sediment	SED-1: PCB = 0.60 ppm (0-2"), 1.3 ppm (2-12"), 0.36 ppm (12-24"), 0.23 ppm (24-36.5"); TOC = 45000 ppm, 25000 ppm, 27000 ppm, 8800 ppm SED-5: PCB = 0.12 ppm (0-2"), 0.084 ppm (2-12"), 0.47 ppm (12-20.5"); TOC = 17000 ppm, 11000 ppm, 31000 ppm
5/31/99	L	126	61-08-06-13	5 Terry, Odelia (c/o Rosa Terry Brown)	115 ft wide, 5.1 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 1.7 ppm (0-2"), 1.3 ppm (2-5"); TOC = 43000 ppm (0-2"), 8700 ppm (2-5")
5/31/99	L	128	61-08-06-24	1 Terry, Odelia (c/o Rosa Terry Brown)	165 ft wide, 5.1 ft water depth, 0.5 ft thick sediment	SED-2: PCB = ND (0-2"), ND (2-4"); TOC = ND, ND
5/31/99	L	130	61-08-06-24	1 Terry, Odelia (c/o Rosa Terry Brown)	155 ft wide, 6.7 ft water depth, 0.4 ft thick sediment	SED-3: PCB = 0.21 ppm (0-2"); TOC = ND SED-4: PCB = 0.026 ppm (0-2"), ND (2-6"); TOC = ND, ND
5/31/99	L	131	61-08-06-24	1 Terry, Odelia (c/o Rosa Terry Brown)	135 ft wide, 7.4 ft water depth, 0.4 ft thick sediment	SED-1: PCB = 0.95 ppm (0-2"), 0.077 ppm (2-13.5"); TOC = 23000 ppm, 2700 ppm
5/10/99	L	68	61-07-01-12	1,001 Theriot, Kathleen S.	118 ft wide, 1.9 ft water depth, 0.2 ft thick sediment	SED-1: PCB = 0.19 ppm (0-3.5"); TOC = ND (0-3.5")
5/13/99	R	97	61-07-05-16	7 Turner, Billie R. (Chip) Jr.	124 ft wide, 5.7 ft water depth, 0.5 ft thick sediment	SED-4: PCB = 0.35 ppm (0-2"), 0.85 ppm (2-7.5"); TOC = 33000 ppm (0-2"), 31000 ppm (2-7.5")
5/12/99	R	119	61-07-04-19	4 Turner, Peggy T. Turner, Robert	105 ft wide, 5.8 ft water depth, 0.4 ft thick sediment	SED-2: PCB = ND (0-2"); TOC = ND (0-2") SED-4: PCB = 0.052 ppm (0-2"), 0.41 ppm (2-5.5"); TOC = ND (0-2"), 8400 ppm (2-5.5")
5/12/99	R	120	61-07-04-19	4 Turner, Peggy T. Turner, Robert	130 ft wide, 2.7 ft water depth, 0.5 ft thick sediment	SED-1: PCB = nr (0-2"), ND (2-12"), ND (12-22"); TOC = 1100 ppm (0-2"), ND, ND

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Sample ID	Depth	Date	Location	Channel Description	Notes
5/21/99	R	121	61-07-04-19	4.003	Turner, Robert
					130 ft wide, 5.1 ft water depth, 0.6 ft thick sediment
6/7/99	R	86	61-07-06-14	18	U.S. Alliance Coosa Pines Corp. (c/o Albert C. Sullivan, Wood Business Unit)
5/11/99	R	130	61-08-06-24	3	Wallace, Luther Jerome
					155 ft wide, 6.7 ft water depth, 0.4 ft thick sediment
5/11/99	R	131	61-08-06-24	3	Wallace, Luther Jerome
					135 ft wide, 7.4 ft water depth, 0.4 ft thick sediment
5/11/99	R	132	61-08-06-13	6	Wallace, Luther Jerome
					145 ft wide, 8.3 ft water depth, 0.8 ft thick sediment
5/11/99	R	133	61-08-06-13	6	Wallace, Luther Jerome
					151 ft wide, 7.8 ft water depth, 0.4 ft thick sediment
5/11/99	R	134	61-08-06-13	6	Wallace, Luther Jerome
					175 ft wide, 5.9 ft water depth, 0.6 ft thick sediment
5/11/99	R	135	61-08-06-14	20	Wallace, Luther Jerome
					173 ft wide, 6.9 ft water depth, 0.1 ft thick sediment
ccwcd 4/30/99	L	33	61-06-02-03	22	Warren, Larry F.
					81 ft wide, 2.4 ft water depth, 1.2 ft thick sediment
ccwcd 4/30/99	L	34	61-06-02-03	22	Warren, Larry F.
					68 ft wide, 3.0 ft water depth, 0.4 ft thick sediment
ccwcd 4/30/99	L	36	61-06-02-03	22	Warren, Larry F.
					70 ft wide, 2.5 ft water depth, 0.6 ft thick sediment
ccwcd 4/30/99	L	38	61-06-02-04	12	Warren, Larry F.
					70 ft wide, 2.4 ft water depth, 0.4 ft thick sediment
ccwcd 4/30/99	L	39	61-06-02-03	22	Warren, Larry F.
					65 ft wide, 4.7 ft water depth, 1.0 ft thick sediment

Sample ID	Sample Date	Sample Type	Sample Depth	Sample Location	Channel Description	Analysis Results
ccwcd 4/30/99	R	51	61-06-03-08	3	Watts, Melvin	126 ft wide, 1.6 ft water depth, 0.8 ft thick sediment SED-4: PCB = 0.12 ppm (0-3.5"); TOC = ND TOB (0-6"): PCB = 3.3J ppm; TOC = 14000 ppm
ccwcd 4/30/99	R	53	61-06-03-08	4	Watts, Melvin	115 ft wide, 2.4 ft water depth, 0.2 ft thick sediment SED-2: PCB = ND (0-3.5"); TOC = ND
ccwcd 4/30/99	R	54	61-06-03-08	4	Watts, Melvin	150 ft wide, 1.0 ft water depth, 0.4 ft thick sediment SED-4: PCB = 0.078 ppm (0-2"), 0.083 ppm (2-4.5"); TOC = 870 ppm, 550 ppm
ccwcd 4/30/99	R	56	61-06-03-08	4	Watts, Melvin	117 ft wide, 7.6 ft water depth, 0.4 ft thick sediment SED-1: PCB = 0.62 ppm (0-2"), 3.7/2.8 ppm (2-12"), 1.9 ppm (12-18"); TOC = 3000 ppm, 28000/33000 ppm, 26000 ppm
ccwcd 4/13/99	L	5	11-21-09-31-1	18	Weaver, Phyllis E.	59 ft wide, 2.8 ft water depth, 0.6 ft thick sediment SED-1: PCB = 0.23 ppm (0-2"), 0.022 ppm (2-5.5"); TOC = ND, ND SED-2: PCB = nr (0-2"), ND (2-12"), ND (12-20"); TOC = 7200 ppm, ND, ND; Metals (0-2"), (2-12"), (12-20')
ccwcd 4/13/99	R	5	11-21-09-32-2	10	Weaver, Phyllis E.	59 ft wide, 2.8 ft water depth, 0.6 ft thick sediment SED-1: PCB = 0.23 ppm (0-2"), 0.022 ppm (2-5.5"); TOC = ND, ND SED-2: PCB = nr (0-2"), ND (2-12"), ND (12-20"); TOC = 7200 ppm, ND, ND; Metals (0-2"), (2-12"), (12-20') TOB (0-6"): PCB = 0.081 ppm; TOC = 11000 ppm
ccwcd 4/13/99	L	8	11-21-09-31-4	2	Weaver, Phyllis E.	66 ft wide, 2.9 ft water depth, 1.9 ft thick sediment SED-2: PCB = 0.34 ppm (0-2"), 0.28 ppm (2-11.5"); TOC = 15000 ppm, 5700 ppm SED-4: PCB = 0.5 ppm (0-2"), 0.25 ppm (2-12"), ND (12-20"); TOC = ND, 9100 ppm, 32000 ppm TOB (0-6"): PCB = 17 ppm; TOC = 17000 ppm
ccwcd 4/13/99	L	9	11-21-09-31-3	1	Weaver, Phyllis E.	62 ft wide, 3.3 ft water depth, 2.2 ft thick sediment SED-1: PCB = 2.1 ppm (0-2"), 0.2 ppm (2-12"), ND (12-24"), ND (24-34"); TOC = ND, ND, 1300 ppm, ND
ccwcd 4/13/99	L	10	11-21-09-31-3	1	Weaver, Phyllis E.	70 ft wide, 3.5 ft water depth, 2.3 ft thick sediment SED-4: PCB = 0.42 ppm (0-2"), ND (2-12"), ND (12-23"); TOC = ND, 27000 ppm, 25000 ppm
5/28/99	L	164	61-08-03-08	2	Whisnant, Lewis & Julie	230 ft wide, 14.5 ft water depth, 1.1 ft thick sediment SED-1: PCB = ND (0-2"), ND (2-12"), ND (12-15"); TOC = 8300 ppm, 5000 ppm, 5500 ppm SED-4: PCB = 0.14 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = 7600 ppm, 11000 ppm, 5500 ppm
5/14/99	L	113	61-07-04-17	10	White, Catherine C.	140 ft wide, 2.2 ft water depth, 0.4 ft thick sediment SED-3: PCB = ND (0-2.5"); TOC = ND (0-2.5')

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Accession Number	Sample Location	Depth (ft)	Date	Analyst	Channel Description	Notes/Remarks
5/14/99	L	114	61-07-04-17	10	White, Catherine C.	SED-1: PCB = 4.1 ppm (0-2"), 0.31 ppm (2-4"); TOC = 5600 ppm (0-2"), ND (2-4") TOB (0-6"): PCB = 2.5 ppm; TOC = 18000 ppm
5/14/99	L	115	61-07-04-17	10	White, Catherine C.	SED-1: PCB = 0.31 ppm (0-2"), 0.031 ppm (2-5"); TOC = 19000 ppm (0-2"), ND (2-5") SED-2: PCB = ND (0-1"); TOC = ND (0-1")
ccwcd 4/30/99	R	28	61-06-01-02	15	White, Hubert	SED-2: PCB = 0.13 ppm (0-2"), ND (2-12"), ND (12-18"); TOC = ND, ND, ND
ccwcd 4/30/99	R	29	61-06-01-02	15	White, Hubert	SED-2: PCB = 0.24 ppm (0-2"); TOC = 6900 ppm
5/14/99	L	119	61-07-04-19	3	White, James H. & Son Dairy	SED-2: PCB = ND (0-2"); TOC = ND (0-2") SED-4: PCB = 0.052 ppm (0-2"), 0.41 ppm (2-5.5"); TOC = ND (0-2"), 8400 ppm (2-5.5") TOB (0-6"): PCB = 1.1 ppm (duplicate 1.4 ppm); TOC = 19000 ppm (duplicate 17000 ppm)
5/14/99	L	120	61-07-04-19	3	White, James H. & Son Dairy	SED-1: PCB = nr (0-2"), ND (2-12"), ND (12-22"); TOC = 1100 ppm (0-2"), ND, ND
5/14/99	L	121	61-07-04-19	3	White, James H. & Son Dairy	SED-1: PCB = 0.073 ppm (0-2"), ND (2-7.5"); TOC = ND, ND SED-3: PCB = 0.027 ppm (0-2"), ND (2-5"); TOC = 6400 ppm (0-2"), ND (2-5")
5/12/99	R	106	61-07-05-16	3	Whitson, Sarah T.	SED-3: PCB = ND (0-2"), ND (2-4.5"); TOC = 3400 ppm (0-2"), ND (2-4.5")
5/25/99	L	61	61-06-03-07	7.001	Williamson, Don R.	TOB (0-6"): PCB = 2.6 ppm; TOC = 12000 ppm
5/25/99	L	62	61-06-03-07	7.001	Williamson, Don R.	SED-3: PCB = 1.1 ppm (0-2"); TOC = ND (0-2")
5/25/99	L	63	61-06-03-07	7.001	Williamson, Don R.	SED-1: PCB = 0.11 ppm (0-2"), ND/ND (2-6.5"); TOC = ND (0-2"), 2100/ND ppm (2-6.5") TOB (0-6"): PCB = 9.4J ppm; TOC = 19000 ppm
5/25/99	L	64	61-06-03-07	7.001	Williamson, Don R.	SED-1: PCB = 0.11 ppm (0-2"); TOC = ND (0-2") TOB (0-6"): PCB = 0.49 ppm; TOC = 15000 ppm



Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE NO	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1016	Aroclor 1221	Aroclor 1232	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB'S
HA-1	0-6"	5/1/00	78	<0.5	<0.5	<0.5	<0.5	<0.5	3.53	5.8	<0.5	<0.5	9.33
HA-1	12-18"	5/1/00	77	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-2	0-6"	5/1/00	75	<0.5	<0.5	<0.5	<0.5	<0.5	0.9	<0.5	<0.5	<0.5	0.9
HA-3	0-6"	5/1/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-3	12-18"	5/1/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-4	0-6"	5/1/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-4	12-18"	5/1/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-5	0-6"	5/1/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-5	12-18"	5/1/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-6	0-6"	5/1/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-6	12-18"	5/1/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-7	0-6"	5/1/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-7	12-18"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-8	0-6"	5/1/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	2.91	<0.5	<0.5	<0.5	2.91
HA-8	0-6"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-8	12-18"	5/1/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-10	0-6"	5/1/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	4.18	<0.5	<0.5	<0.5	4.18
HA-10	12-18"	5/1/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-11	0-6"	5/1/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-11	12-18"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-1		5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-12	0-6"	5/1/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-13	0-6"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-14	0-6"	5/1/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-14	12-18"	5/1/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-15	0-6"	5/1/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-16	12-18"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-16	0-6"	5/1/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	48.0	13.3	<0.5	81	139
HA-18	12-18"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	7.16	10.8	<0.5	81	78.9
HA-17	0-6"	5/1/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-18	0-6"	5/1/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-18	12-18"	5/1/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-19	0-6"	5/1/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

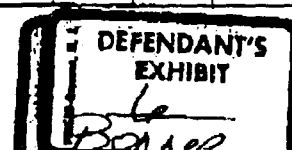


Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1216	Aroclor 1221	Aroclor 1232	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB'S
HA-18	12-18"	5/2/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-20	0-8"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-20	12-15"	5/2/00	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-21	0-8"	5/2/00	79	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-21	12-18"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-22	0-8"	5/2/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-22	12-15"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-23	0-8"	5/2/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-23	12-18"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-24	0-8"	5/2/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-24	12-18"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-25	0-8"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-2		5/2/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-26	12-15"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-26	0-8"	5/2/00	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-26	12-15"	5/2/00	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-27	0-8"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-27	12-18"	5/2/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-28	0-8"	5/2/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-3		5/2/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-28	12-15"	5/2/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-29	0-8"	5/2/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	10	3.17	<0.5	0.50	13.8
HA-29	12-15"	5/2/00	87	<0.5	<0.5	<0.5	0.80	<0.5	2.08	2.48	<0.5	<0.5	5.2
HA-30	0-8"	5/2/00	88	<2.5	<2.5	<2.5	<2.5	<2.5	17.2	18.5	<2.5	3.88	37.4
HA-30	12-15"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-31	0-8"	5/2/00	78	<0.5	<0.5	<0.5	<0.5	<0.5	17.8	<0.5	<0.5	4.18	22.0
HA-31	12-15"	5/2/00	80	<0.5	<0.5	<0.5	<0.5	<0.5	3.43	<0.5	<0.5	<0.5	3.43
HA-32	0-8"	5/2/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-32	12-15"	5/2/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-33	0-8"	5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	4.80	<0.5	1.28	6.08
HA-33	12-15"	5/2/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-34	0-8"	5/2/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-34	12-15"	5/2/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1218	Aroclor 1221	Aroclor 1232	Aroclor 1242	Aroclor 1246	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB'S
HA-35	0-6"	5/200	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-35	12-15"	5/200	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-36	0-6"	5/200	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-36	12-15"	5/200	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-37	0-6"	5/200	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	6.58	<0.5	1.64	1.29
HA-37	12-15"	5/200	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-38	0-6"	5/200	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-38	12-15"	5/200	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-39	0-6"	5/200	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.29	<0.5	<0.5	1.29
HA-39	12-15"	5/200	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-40	0-6"	5/200	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	4.83
HA-40	12-15"	5/200	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-41	0-6"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	2.08	<0.5	<0.5	<0.5	8.67
HA-41	12-15"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-42	0-6"	5/200	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-4		5/200	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-42	12-15"	5/200	82	<0.5	<0.5	<0.5	<0.5	<0.5	7.08	8.37	<0.5	36.9	53.4
HA-43	0-6"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	0.73	<0.5	5.75	<0.5	8.48
HA-43	12-15"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.83	1.83
HA-44	0-6"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	5.63	8.87	<0.5	5.14	22.3
HA-44	12-15"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	1.34	<0.5	<0.5	5.98	7.32
HA-45	0-6"	5/200	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-45	12-15"	5/200	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-46	0-6"	5/200	87	<0.5	<0.5	<0.5	<0.5	<0.5	4.23	4.24	<0.5	3.86	12.0
HA-46	12-15"	5/200	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-47	0-6"	5/200	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-47	12-15"	5/200	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-48	0-6"	5/200	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	3.97
HA-48	12-15"	5/200	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-49	0-6"	5/200	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-49	12-15"	5/200	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-50	0-6"	5/200	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-50	12-15"	5/200	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1016	Aroclor 1221	Aroclor 1233	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB%
HA-51	0-6"	5/3/00	61	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-5		5/3/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-51	12-15"	5/3/00	63	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-52	0-6"	5/3/00	63	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-52	12-15"	5/3/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-53	0-6"	5/3/00	92	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-53	12-15"	5/3/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-54	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-55	0-6"	5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-55	12-15"	5/3/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-56	0-6"	5/3/00	70	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	3.38	<0.5	<0.5	3.38
HA-56	12-15"	5/3/00	74	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.01	<0.5	<0.5	1.01
HA-57	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-57	12-15"	5/3/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-58	0-6"	5/3/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-58	12-15"	5/3/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-59	0-6"	5/3/00	93	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	0.71	<0.5	<0.5	0.71
HA-59	12-15"	5/3/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-60	0-6"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-60	12-15"	5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-61	0-6"	5/3/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-4		5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-61	12-15"	5/3/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-62	0-6"	5/3/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-63	0-6"	5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-64	0-6"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-64	12-15"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-65	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-65	12-15"	5/3/00	41	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-66	0-6"	5/3/00	80	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-66	12-15"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-67	0-6"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-67	12-15"	5/3/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

**Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC**

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1016	Aroclor 1221	Aroclor 1232	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB's
HA-68	0-6"	5/3/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	0.88	<0.5	<0.5	0.88
HA-68	12-18"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-69	0-6"	5/3/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-69	12-18"	5/3/00	79	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-70	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-7		5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	0.88	0.88	<0.5	1.54
HA-70	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-71	0-6"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.13	<0.5	<0.5	1.13
HA-71	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-72	0-6"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-72	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-73	0-6"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-73	12-18"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-74	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-74	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-75	0-6"	5/3/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-75	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-76	0-6"	5/3/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-8		5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-76	12-18"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-77	0-6"	5/3/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-77	12-18"	5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-78	0-6"	5/3/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-78	12-18"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-79	0-6"	5/3/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-79	12-18"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-80	0-6"	5/3/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-80	12-18"	5/3/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-81	0-6"	5/3/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-81	12-18"	5/3/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-82	0-6"	5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-82	12-18"	5/3/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-83	0-6"	5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE NO	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1211	Aroclor 1221	Aroclor 1232	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1260	Aroclor 1262	Aroclor 1268	TOTAL PCB'S
HA-83	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-84	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-84	12-15"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-85	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-84	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-86	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-86	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-87	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-87	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-88	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-88	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-89	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-89	12-18"	5/4/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-90	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	2.08	<0.5	<0.5	2.08
DUP-9		5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.12	<0.5	<0.5	1.12
HA-90	12-18"	5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-91	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-91	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-92	0-8"	5/4/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-92	12-18"	5/4/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-93	0-8"	5/4/00	93	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-93	12-18"	5/4/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-94	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-94	12-18"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-95	0-8"	5/4/00	93	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-95	12-18"	5/4/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-96	0-8"	5/4/00	92	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-96	12-18"	5/4/00	93	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-97	0-8"	5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-10		5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-97	12-18"	5/4/00	83	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-98	0-8"	5/4/00	93	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-98	12-18"	5/4/00	92	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

Table 1. Analytical Results for Soil Samples Collected
for Plaintiff Property Sampling, May 2000,
Lightfoot, Franklin, and White, LLC

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1018	Aroclor 1221	Aroclor 1252	Aroclor 1242	Aroclor 1248	Aroclor 1254	Aroclor 1380	Aroclor 1352	Aroclor 1260	TOTAL PCB'S
HA-99	0-8"	5/4/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-99	12-18"	5/4/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-100	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-100	12-15"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-101	0-8"	5/4/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	2.08	<0.5	<0.5	2.43
HA-102	0-8"	5/4/00	82	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-103	0-8"	5/4/00	77	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-104	0-8"	5/4/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-105	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-106	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-107	0-8"	5/4/00	91	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-108	0-8"	5/4/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-109	0-8"	5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	1.42	<0.5	<0.5	1.43
HA-110	0-8"	5/4/00	85	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	4.10	<0.5	<0.5	4.10
HA-111	0-8"	5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-11		5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-112	0-8"	5/4/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	47.3	31.2	<0.5	<0.5	78.5
HA-112	0-8"	5/5/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-113	0-8"	5/4/00	81	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-113	12-15"	5/5/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-114	0-8"	5/5/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-114	12-18"	5/5/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-115	0-8"	5/5/00	89	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
DUP-12		5/5/00	87	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
HA-115	12-15"	5/5/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-1		5/2/00	90	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-2		5/2/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-3		5/2/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-4		5/2/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-5		5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-6		5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-7		5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-8		5/3/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL

Table 1. Analytical Results for Soil Samples Collected
for Plainville Property Sampling, May 2000.
Lightfoot, Franklin, and White, LLC

SAMPLE ID	Depth	DATE COLLECTED	Dry Weight %	Aroclor 1218	Aroclor 1221	Aroclor 1222	Aroclor 1241	Aroclor 1248	Aroclor 1254	Aroclor 1259	Aroclor 1262	Aroclor 1266	TOTAL PCB's
EB-8		5/4/00	98	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-10		5/4/00	88	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-11		5/4/00	84	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL
EB-12		5/5/00	86	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	<0.5	BDL