



DKK REQUESTED THAT SPILLS INSPECT THE OLEAN CREEK THAT RECEIVES THE DISCHARGE. RMC NOTIFIED TO INSPECT THE SITE.

CHRIS MILLER CALLED BACK AND NOTIFIED THIS OFFICE THAT DURING AL ALEXANDER'S INSPECTION OF THE TRIBUTARY TO OLEAN CREEK, HE FOUND POCKETS OF OIL. NEW HAYBALES WERE IN THE TRIBUTARY INDICATING THE LEASE HOLDER KNEW ABOUT THE SPILL AND DID NOT REPORT IT. OILY ANN OIL AND GAS, INC. KATHLEEN RYAN 20 ELM ALLEGANY, NY 14706 716-373-5994 IS THE LEASE HOLDER. CHRIS MILLER HAS NOT GOTTEN IN TOUCH WITH THE LEASE HOLDER YET. MINERALS HAS ASKED THE DEPT TO INSPECT AND RESPOND.

11/01/05 RMC/FILE. NOTIFIED OF RELEASE AT 0630 BY DUTY OFFICIER PALUMBO WHO ADVISED SPILLS RESPONSE NOT NEEDED.

11/01/05 RMC/SITE. MET ECO PLEAKIS. FOUND CRUDE OIL IN TWO SMALL PONDS, POND EXIT, AND POCKETS OF OIL AND SHEEN IN STREAM FOR 1/2 MILE. MINERALS ALEXANDER WAS ON SITE EARLIER BUT LEFT. ECO REPORTED THAT FIRE DEPARTMENT WAS ON SITE LAST NIGHT FOR 3 HOURS. THEY COULD NOT STOP THE OIL FROM GETTING OUT OF THE PONDS. RMC AND ECO PLEAKIS WENT TO 20 ELM STREET. NO ONE HOME. LEFT CARD. RMC TO RETURN TO BUFFALO AND CONSULT DAN KING. RMC MET WITH DAN KING. WE ARE TO PROCEED WITH REQUIREMENTS OF NORMAL CLEANUP. LATER RECEIVED CALL FROM KATHLEEN RYAN, RMC OUTLINED CLEANUP REQUIREMENTS. STOP DISCHARGE, PLACE PADS AND BOOMS IN STREAM, AND CLEANUP SITE. TO MEET ON SITE 11/2.

11/02/05 RMC/ECO PLEAKIS/AL ALEXANDER/KATHLEEN RYAN/SITE. RYAN TO IMMEDIATELY STOP DISCHARGE TO THE STREAM BY PUMPING DOWN PONDS INTO THE HOLDING ASTS, THE PADS AND BOOMS WILL BE CHANGED AS NECESSARY UNTIL STREAM IS CLEAR. ALL CONTAMINATION ON SITE WILL BE EXCAVATED AND DISPOSED, THE TAKE OFF PIPE WILL BE PROPERLY SUPPORTED. RMC AGAIN ADVISED THAT IF WORK IS NOT DONE STATE WILL DO IT AND SEND A BILL.

11/3/05 RMC/SITE. PONDS WERE PUMPED DOWN BUT OIL IS STILL IN TRENCH LEADING THE STREAM. BOOM IS HOLDING BACK PRODUCT. RMC LEFT MESSAGE FOR RYAN ADVISING TO REMOVE PRODUCT BEING HELD BACK BY THE BOOMS.

11/8/05 RMC/FILE. CGM AND FG INSPECTED SITE AND FOUND NO ADDITIONAL WORK HAS BEEN DONE. THEY NOTED PRODUCT LEAVING THE SECOND POND. THEY ALSO NOTED PRODUCT PUSHING UP IN FRONT OF THE BOOMS AS WELL AS A SHEEN ON STREAM.

11/9/05 RMC/FILE. LEFT MESSAGE FOR RP, SENT CERTIFIED LETTER GIVING UNTIL 11/14/05 AT 8 AM OR STATE WILL HIRE A CONTRACTOR. Updated Ed Koorse, he advised that Perry Lovell was the tender.

11/11/05 RMC/SITE. DISCHARGE TO STREAM STOPPED, HOWEVER THERE IS CRUDE IN THE STREAM HELD BACK BY VEGETATION AND BOOMS, SHEEN POCKETS FOR 1/2 MILE. PRODUCT STILL ON PONDS.

11/14/05 RMC/WELL TENDER/SITE. EXCAVATION STARTED SAT. ABOUT 1/2 DONE, RMC ADVISED TO CONTINUE WITH OUT INTERRUPTION OR STATE WOULD FINISH.

11/15/05 RMC/CGM/SITE. SOME PRODUCT POCKETS AROUND ASTS. PIPE HAS BEEN BETTER SUPPORTED. POND CLOSEST TO THE ASTS HAS BEEN EXCAVATED TO VISUAL CLEAN. LOWER POND EXCAVATED SOME BUT ABOUT A FOOT OF WATER WITH A HEAVY WATER LAYER ON TOP STILL EXISTS, RMC CONTACTED PERRY LOVELL, HE SAID IT WAS DARK WHEN HE QUIT LAST NIGHT. PLON ON PUMPING DOWN POND TODAY.

11/29/05 RMC/FILE. INSPECTED SITE LAST WEEK. DIKE AROUND ASTS HAS ABOUT 6 INCHES OF WATER IN IT. IT RAINED ONLY ABOUT 1/2 INCH. SLIGHT SHEENING. NO SHEEN OR VISUAL CONTAMINATION NOTED ON THE MIDDLE POND. THE LOWER POND HAS A HEAVY SHEEN ON ROADSIDE END, APPEARS TO BE MORE SOURCE MATERIAL. RMC DISCUSSED WITH PERRY LOVE AND KATHLEEN RYAN RMC ADVISED PONDS MUST BE SHEENLESS AND RMC WILL REINSPECT THIS WEEK. ECO PLEAKIS CONTACTED ME THIS DAY. WE ARE TO MEET TO INSPECT TOGETHER 12/6 AT 9.30 AM. UPDATE 12/6/05.

12/06/05 RMC/ECO PLEAKIS/AL ALEXANDER/SITE. INSPECTED PROGRESS. SECONDARY CONTAINMENT COMPLETED. IT IS FILLED TO NEAR CAPACITY WITH WATER, TOO MUCH ICE TO BREAK COULD NOT TELL IF SHEEN. FIRST POND APPEARS TO BE SHEEN FREE. DIKE IS NOT COMPLETED NO SIPHON

IS INSTALLED SO ANY LIQUID EXITING WILL COME FROM THE SURFACE. SECOND OR LOWER POND STILL HAS PRODUCT ON THE SURFACE. RMC TO DISCUSS WITH SUPERVISOR KING.

01/17/06 RMC/FILE. LAST MONTH MET WITH DKK AND LE RE REQUIREMENTS AT CRUDE OIL SITES. PONDS MUST BE SHEENLESS. RMC TO INSPECT IN SPRING. UPDATE 3/1/06.

05/04/06 RMC/SITE. BOTH PONDS HAVE FLOATING CRUDE. DIKE BETWEEN ERODED AWAY WATER AROUND ASTS HAS SPOTTY SHEEN. DEAD FROGS IN LOWER POND. THAT ONE IS THE MORE HEAVILY CONTAMINATED. TOOK SEVERAL PICTURES.

05/05/06 RMC DKK/MEETING. HE WILL GET A MEETING TOGETHER WITH WATER, LE, AND MINERALS TO DISCUSS CRUDE OIL CLEANUPS IN GENERAL. RMC SENT NOTE TO ECO PLEAKIS ADVISING OF INSPECTION. UPDATE 5/20/06.

06/30/06 RMC/SITE. FACILITY NOT ACTIVE. PONDS HAVE SOME CRUDE ON THE SIDES, BUT LOOK BETTER THAN LAST INSPECTION. CONTAMINATED SOILS STILL ON SITE. PITS ARE SEEPING CRUDE OIL. PAST DISPOSAL TIME LIMIT. MATERIAL MUST BE SOLIDIFIED TO DISPOSAL. LETTER DISPOSAL BY 7/30/06.

12/28/06 RMC/FILE. RMC HAS INSPECTED THE SITE SEVERAL TIMES THIS PAST SUMMER AND FOUND ONE ROLL OFF WITH CRUDE OIL CONTAMINATED SOILS REMAINING ON SITE. RMC CONTACTED KATHLEEN RYAN AND LEFT MESSAGE REQUESTING DISPOSAL. UPDATE 1/15/07.

07/26/07 RMC/FILE. LEFT MESSAGE REQUESTING DISPOSAL RECEIPT. DUE 8/1/07.

07/27/07 RMC/FILE. RECEIVED DISPOSAL RECEIPTS FOR LAST DUMPSTER. NO FURTHER ACTION REQUIRED, CLOSE OUT.