

venting system. Landfill Area 1 should not be entered by any person for any purpose unless specifically authorized by the TCEQ in order to protect the integrity of the landfill system. The attached Exhibit A also provides the location of the physical control and extent of Landfill Area 2, which consists of a paved-cover landfill containing solid wastes and a landfill gas venting system. The paved Landfill Area 2 may be used for vehicle parking and other commercial/industrial activities that do not cause any penetration of, or damage to, the paved cover. Enclosed structures of any kind should not be placed within Landfill Area 1 or Landfill Area 2 due to the potential to accumulate unsafe concentrations of landfill gas. Exhibit B, attached hereto and incorporated herein by reference, describes the maintenance and monitoring program that will be implemented by the TCEQ for the physical controls within Landfill Area 1 and Landfill Area 2.

As of the date of this Notice of Environmental Conditions, the record owner of fee title to the Property is the Greenwall Liquidating Trust, Phillip Shepherd, Trustee, with an address of 4616 Abbott Avenue, Dallas, Texas 75205.

For additional information, contact:

TCEQ
Central Records
12100 Park 35 Circle, Building E

Mail: TCEQ - MC 199
P O Box 13087
Austin, Texas 78711-3087

TCEQ Program and Identifier No.: State Superfund Program, RN101639524

This Notice of Environmental Conditions may be rendered of no further force or effect only by a superceding deed notice executed by the TCEQ or its successor agencies and filed in the same Real Property Records as those in which this Notice of Environmental Conditions is filed.

Executed this 29th day of August, 2007

Texas Commission on Environmental Quality

By: 

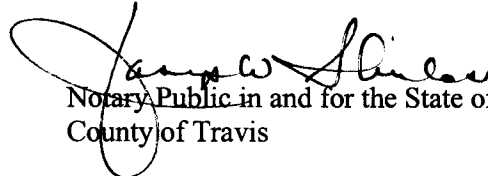
Name: Alan R. Batcheller

Title: Remediation Division Director

STATE OF TEXAS
TRAVIS COUNTY

BEFORE ME, on this the 29 day of Aug 2007, personally appeared Alan R. Batcheller, Remediation Division Director, of the Texas Commission on Environmental Quality, known to me to be the person whose name is subscribed to the foregoing instrument, and they acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 29 day of August, 2007


Notary Public in and for the State of Texas,
County of Travis

My Commission Expires:

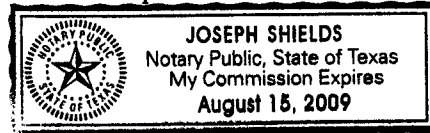


EXHIBIT A

**PLAT OF SURVEY
SHOWING
A PART OF THE RECINA ANN CLARK SUR., A-171
AND THE JOHN A. CLARK SUR., A-168
HENDERSON COUNTY, TEXAS
INCLUDING THE LOCATION AND EXTENT OF
LANDFILL AREA 1 AND LANDFILL AREA 2**

EXHIBIT B

MAINTENANCE AND MONITORING PROGRAM
FOR
LANDFILL AREA 1 AND LANDFILL AREA 2

The Texas Commission on Environmental Quality (TCEQ) will implement a maintenance and monitoring program for Landfill Area 1 to include the following activities:

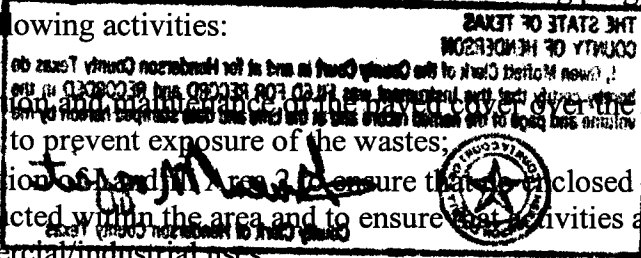
- Inspection and maintenance of the perimeter fence and warning signs to discourage unauthorized entry to Landfill Area 1;
- Inspection and maintenance of the earthen cover over the solid wastes in Landfill Area 1 to prevent exposure of the wastes;
- Inspection and maintenance of the landfill gas venting system to ensure continued effective venting of any landfill gas generated by the solid wastes; and
- Sampling of groundwater monitoring wells to ensure that there is no release of contaminants exceeding Protective Concentration Limits.

The TCEQ will implement a maintenance and monitoring program for Landfill Area 2 to include the following activities:

- Inspection and maintenance of the earthen cover over the solid wastes in Landfill Area 2 to prevent exposure of the wastes;
- Inspection of Landfill Area 2 to ensure that enclosed structures, have been constructed within the area and to ensure that activities are consistent with commercial/industrial uses,
- Inspection and maintenance of the landfill gas venting system to ensure continued effective venting of any landfill gas generated by the solid wastes; and
- Sampling of groundwater monitoring wells to ensure that there is no release of contaminants exceeding Protective Concentration Limits.

The TCEQ will inspect the Property to verify that activities are consistent with commercial/industrial land use.

The frequency, scope, and duration of the maintenance and monitoring activities under this program will be established and adjusted or revised by the TCEQ as appropriate to ensure the continued effectiveness of the physical and institutional controls designed to protect human health and the environment.



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2007 AUG 30 PM 2:38

GWEN MOFFETT
COUNTY CLERK
HENDERSON COUNTY, TEXAS