



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

RESIDENTIAL
W BIRCH RUN RD

ALLEGANY, NY NO ZIP PROVIDED

Spill Number: 1908309

Close Date: 11/19/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: PRIVATE DWELLING
DEC Investigator: FXGALLEG

Spiller: UNKNOWN
Contact for more spill info: BOBBY KUHN

Spiller Phone:
Contact Person Phone: (716) 374-3590

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended		
11/18/2019		EQUIPMENT FAILURE	NO		NO		
Material Spilled		Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
GASOLINE		PETROLEUM	0.00		0.00		

Caller Remarks:

house exploded. gas from oil field suspected.

DEC Investigator Remarks:

11/18/19 FG spoke to the Cattaraugus County Haz Mat team. They wanted a meter that could quantify the level of natural gas in the soils. I told him that the Department does not have such a meter. No further action by spills is possible. The site is closed. Minerals may follow up if their expertise is required regarding the Dimes Energy well recently drilled 1000 ft away. They are assuming that natural gas from the well made its way into the drinking water well and into the house causing the explosion.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

OIL IN WELL

11522 ALLEGHANY RD

HANOVER, NY NO ZIP PROVIDED

Spill Number: 1400248

Close Date: 06/13/2014

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: PRIVATE DWELLING

DEC Investigator: FXGALLEG

Spiller:

Contact for more spill info:

Spiller Phone:

Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
04/08/2014		OTHER	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

CALLER SAID THAT WHILE DRILLING FOR A NEW DRINKING WATER WELL THEY ENCOUNTERED A PETROLEUM PRODUCT ~12BFG.

DEC Investigator Remarks:

4/8/14 FG SITE INSPECTION. MET FRITZ EHMKE ON SITE. HE DRILLED A SECOND WELL ON THE PROPERTY AT THE OWNER'S REQUEST – MICHAEL BENEDICT 679–5323. THE FIRST WELL HAD AN UNKNOWN OIL/PETROLEUM IN IT. THE SECOND WELL ALSO SHOWED THAT PETROLEUM WAS PRESENT. UPON INSPECTION, OIL WAS AROUND THE LOCATION OF THE WELL AND IT WAS GREEN. EHMKE GAVE ME A SAMPLE OF THE OIL. I PROVIDED PADS TO CLEAN UP THE OIL THAT CAME OUT OF THE WELL. MR. EHMKE SAID THAT 7 FT INTO THE BEDROCK, OIL FIRST WAS NOTICED – THAT WAS 19 FTBGS. THE WELL WAS DRILLED TO 33 FTBGS AND STOPPED DUE TO THE OIL.

IT APPEARED TO BE CRUDE OIL. FG SUBMITTED THE SAMPLE TO THE LAB FOR ANALYSIS FOR DOH 310–13. FRITZ EHMKE SAID THAT NEIGHBORS HAVE A SIMILAR PROBLEM IN THEIR WELLS:

Reed – 11488 Alleghany Rd, In 2005/2006, Ehmke drilled a new well at this location 30 ftbgs and found good water. They did this because there was oil & gas in the old well.

Anne Marie Hanley 11516 Alleghany Rd, This well was drilled in 2005 70 ftbgs. There has been oil in the water for several years. Ehmke has been working with them on a better filter system.

Michael Benedict – 11522 Alleghany Rd This is the property we just visited today The old well was drilled in 2002 and physical oil has been present for the last 8 weeks. Ehmke drilled a new well and encountered oil 7 ft below the overburden into the bedrock at a total depth of 19 ftbgs. The well was drilled to 33 ft bgs when they stopped. A box well was installed in the overburden for a water supply.

Another well in the area has the same problem, address unknown.

4/15/14 RECEIVED THE RESULTS BACK AND FOUND FUEL OIL AND UNKNOWN HYDROCARBONS TO BE PRESENT. TESTAMERICA SAID THAT THE OIL LOOKED LIKE CRUDE BUT COULDN'T REPORT IT AS SUCH DUE TO THE METHOD. THEY SAID THEY WOULD RUN 310-34.

4/25/14 FG SITE INSPECTION WITH CHRISTOPHER MILLER AND LANDOWNER, MICHAEL BENEDICT. MR. MILLER WANTED TO SEE THE LOCATION. WE PLACED A BAILER IN THE OLD WELL AND FOUND AT LEAST 7 FT OF OIL IN THE WELL CASING. WE DID NOT IDENTIFY WHERE WATER STARTED AND THE WELL IS 50 FTBGS. THE NEW WELL WAS REMOVED AND A OVERBURDEN BOX WELL WAS PUT IN PLACE FOR WATER. BASED ON MR. MILLER'S OBSERVATION OF THE OIL, HE BELIEVES THAT IT IS CRUDE OIL. DUE TO THE AMOUNT OF OIL FOUND, MR. BENEDICT MIGHT PRODUCE THE WELL FOR CRUDE OIL.

4/28/14 TESTAMERICA PROVIDED THE RESULTS FOR DOH 310-14: Method: 310.34 – Identification of Routine Volatile Petroleum Products

Gasoline 69000 Kerosene 110000 Method: 310.13 – Identification of Routine Petroleum Products RL MDL Gasoline ND Gasoline ND Kerosene ND Kerosene ND Motor Oil ND Motor Oil ND Fuel Oil #2 590000 Fuel Oil #2 600000 * Fuel Oil #4 ND Fuel Oil #4 ND Fuel Oil #6 ND Fuel Oil #6 ND Unknown Hydrocarbons 680000 Unknown Hydrocarbons 710000

Method(s) 310.13: The following samples were diluted to bring the concentration of target analytes within the calibration range: oil on well (480-57573-1). Elevated reporting limits (RLs) are provided. Method(s) 310.13: The following sample contained a hydrocarbon pattern in the diesel range; however, the elution pattern ended later than the typical diesel fuel pattern used by the laboratory for quantitative purposes: oil on well (480-57573-1).

GC Semi VOA Qualifier Description * LCS or LCSD exceeds the control limits

FG SPOKE TO BRIAN FISCHER WITH TESTAMERICA WHO SAID HE BELIEVES THE OIL IS CRUDE BUT CAN'T WRITE IT IN THE REPORT DUE TO THE METHOD CONSTRAINTS.

5/1/14 FG SPOKE TO FRITZ EHMKE WITH EHMKE DRILLERS. HE SAID THAT MICHAEL BENEDICT TOLD HIM THAT THE PROPERTY LOCATED DIRECTLY ACROSS THE STREET ALSO HAS CRUDE OIL IMPACTED DRINKING WATER. OWNER MICHAEL BENEDICT 679-5323 FRITZ EHMKE 680-2005 BILL BORIA 269-4982

05/01/2014: GPS – SPOKE WITH CHRIS MILLER DEC-DMR REGARDING HOW THEY PLAN TO PROCEED WITH SITE. HE ADVISED THAT THEY WILL CONTINUE TO WORK WITH CCHD AND WILL ALSO TRY TO LOCATE SUSPECTED WELL (CIRCA 1930S) THEY BELIEVE TO BE UPGRADIENT OF AFFECTED PROPERTIES. HE IS CONFIDENT THAT SOURCE IS NATURAL CRUDE FROM FORMATION SO UNTIL HE FINDS OUT SOME DIFFERENT AND CAN ESTABLISH A SPILL THERE IS NO FURTHER ACTION REQUIRED FROM DER.

6/13/14 FINAL PAYMENT PACKAGE RECEIVED. NO FURTHER WORK IS POSSIBLE. SPILL IS CLOSED.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

WELL WATER
8906 COON HOLLOW ROAD

PORTVILLE, NY NO ZIP PROVIDED

Spill Number: 2301994

Close Date: 06/12/2023

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: PRIVATE DWELLING
DEC Investigator: FXGALLEG

Spiller: CHELSEA BARRETT – UNKNOWN
Contact for more spill info: CHELSEA BARRETT

Spiller Phone:
Contact Person Phone: (716) 307-7979

Category: Investigation indicates there was no spill.
Class: Any Type of RP, Including No RP – DEC Field Response – Corrective Action Not Required or Not Possible

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended		
06/09/2023		UNKNOWN	NO	NO		
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
UNKNOWN PETROLEUM	PETROLEUM	0.00		0.00		

Caller Remarks:

oily water company coming from well

DEC Investigator Remarks:

6/9/23 FG spoke to the caller, Kelsey Barrett, who said she has had a problem with her water since she purchased the house 8 years ago. Within the last two weeks it has gotten worse. She is seeing grey water which smells like petroleum. She doesn't know details about her well but will ask someone who does. She said there is an operating crude oil lease nearby.

6/12/23 FG and Dave McCoy – Minerals site inspection. Met Kelsey Barrett, homeowner. She provided a sample of the drinking water from the hose and placed it in a plastic jug. The PID meter had no readings. No petroleum was present in the water. FG referred Ms. Barrett to the Allegany County Health Department. No further action is possible. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

CAL BAN CORPORATION
1405 WEST SULLIVAN ST

OLEAN, NY NO ZIP PROVIDED

Spill Number: 1903329

Close Date:

ADDRESS CHANGE INFORMATION
Revised street:
Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: cindy sorokes – cal Ban Corporation
Contact for more spill info: CINDY SOROKES

Spiller Phone:
Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
03/28/2019		EQUIPMENT FAILURE	NO			
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

While Region 8 Minerals was conducting inspections at the Cal Ban lease spills were identified at 69 locations.

DEC Investigator Remarks:

Cal Ban Corp. 31-009-06765-00-00 Boser-Overton 9 Cattaraugus Allegany 42.124208 -78.481936 3/28/2019 No ID at access; polish rod liner tarnished; oil line disconnected; no belt on jack; old oil from stuffing box to ground; gas line connected but valve closed Cal Ban Corp. 31-009-07300-00-00 Boser-Overton 10 Cattaraugus Allegany 42.124592 -78.479477 3/28/2019 No ID at access; pump jack off foundation; no retainer on polish rod; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-07616-00-00 Cash-Kinley 1 Cattaraugus Allegany 42.120896 -78.471779 3/28/2019 No ID at access; extreme vegetation; polish rod bent, liner corroded; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-07634-00-00 Cash-Kinley 4 Cattaraugus Allegany 42.120566 -78.469814 3/28/2019 No ID at access; polish rod disconnected from jack; no rods in well – can move polish rod by hand; old oil from stuffing box to casing and on gas and oil lines; gas line connected Cal Ban Corp. 31-009-07669-00-00 Cash-Kinley 5 Cattaraugus Allegany 42.125157 -78.471805 3/28/2019 No ID at access; considerable vegetation; polish rod liner shiny; old oil from stuffing box down to ground; gas line connected Cal Ban Corp. 31-009-08278-00-00 Cash Kinley 7 Cattaraugus Allegany 42.125075 -78.468407 3/28/2019 No ID at access or site; polish rod liner tarnished; no belt on jack; old oil from stuffing box down to head/casing and onto ground, old oil on oil and gas lines; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-08607-00-00 Cash Kinley

9 Cattaraugus Allegany 42.122296 -78.469513 3/28/2019 No ID at access; polish rod liner tarnished; gas line connected; old oil from stuffing box down to casing, on oil and gas lines; two 55 gal drums onsite with oil, one has leaked out the top port onto the ground Cal Ban Corp. 31-009-08751-00-00 Cash Kinley 11 Cattaraugus Allegany 42.126841 -78.468873 3/28/2019 500 ft location correction; no ID at access; polish rod liner tarnished; old oil from stuffing box down head/casing to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-09348-00-00 Cash Kinley 17 Cattaraugus Allegany 42.128649 -78.468914 3/28/2019 No ID at access or site; considerable vegetation; polish rod liner shiny; landowner claims some oil was produced on lease in December 2018 but not sure which wells; old oil caked from stuffing box on head and casing down to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-09531-00-00 Cash Kinley 20 Cattaraugus Allegany 42.125077 -78.463805 3/28/2019 No ID at access; jack disconnected from polish rod; liner down inside stuffing box; oil line disconnected (landowner contends it's been like this for three years); old oil from stuffing box down head/casing to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-10604-00-00 Cash Kinley 25 Cattaraugus Allegany 42.123464 -78.465871 3/28/2019 1,300 ft location correction; no ID at access; polish rod liner shiny; fresh oil from stuffing box to ground, absorbant pads on ground to soak up oil; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-10840-00-00 Cash Kinley 26 Cattaraugus Allegany 42.121881 -78.468118 3/28/2019 No ID at access; fresh oil out stuffing box, down head/casing, onto ground; gas line not connected ~25' from head with valve closed; polish rod liner shiny; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-11346-00-00 Cash Kinley 27 Cattaraugus Allegany 42.12052 -78.468411 3/28/2019 No ID at access; polish rod liner down in stuffing box; no motor/belt on jack; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-17780-00-00 Cbs 2 Cattaraugus Allegany 42.12016 78.47536 4/8/2019 No ID at access; some areas of access roads heavily eroded; polish rod liner tarnished; no motor/belt on jack; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-17781-00-00 Cbs 3 Cattaraugus Allegany 42.120099 -78.473394 3/28/2019 No ID at access; polish rod liner tarnished; no motor on jack; old oil from stuffing box to ground; brine leaking from orange poly line on site; gas line connected; drove by again 4/4/19, brine still actively leaking from orange poly Cal Ban Corp. 31-009-17892-00-00 Cbs 4 Cattaraugus Allegany 42.12134 78.47728 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; fresh oil out of stuffing box to ground; gas line connected Cal Ban Corp. 31-009-17893-00-00 Cbs 5 Cattaraugus Allegany 42.12143 78.47525 4/4/2019 No ID at access; extreme vegetation; polish rod liner tarnished; no motor on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-17965-00-00 Cb 12 Cattaraugus Allegany 42.11935 78.47836 4/8/2019 No ID at access; some areas of access road heavily eroded; extreme vegetation; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-18350-00-00 Cbs 12 Cattaraugus Allegany 42.123937 -78.473341 3/28/2019 No ID at access or site; service rig over well; polish rod liner tarnished; no motor/belt on jack; oil line disconnected (adjacent landowner claims well in that condition for two years); old oil from stuffing box to ground; gas vent open Cal Ban Corp. 31-009-18374-00-00 Cbs 9 Cattaraugus Allegany 42.122726 -78.473312 3/28/2019 No ID at access; polish rod liner tarnished; no motor/belt on jack; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-18450-00-00 Cbs 11 Cattaraugus Allegany 42.123942 -78.474961 3/28/2019 No ID at access or site; casing head at ground level; 2 bull plugged; no other equipment on site; oil line disconnected; old oil down head to ground; gas line connected Cal Ban Corp. 31-009-18479-00-00 Cbs 8 Cattaraugus Allegany 42.12267 78.47485 4/4/2019 No ID at access; extreme vegetation; polish rod liner tarnished; no motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-18517-00-00 Cbs 10 Cattaraugus Allegany 42.12397 78.47749 4/4/2019 No ID at access; extreme vegetation; polish rod liner tarnished; no motor/belt on jack; oil from stuffing box to ground; gas line to one vent port, other port open Cal Ban Corp. 31-009-18520-00-00 Cbs 7 Cattaraugus Allegany 42.12231 78.47638 4/4/2019 No ID at access; considerable vegetation; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-18561-00-00 Cb 10 Cattaraugus Allegany 42.11942 78.48193 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; motor and belt on jack; oil from stuffing box to ground, oil from valve on oil line to ground; gas line connected Cal Ban Corp. 31-009-18616-00-00 Cb8 Cattaraugus Allegany 42.11936 78.48547 4/11/2019 No ID at access; polish rod shiny; motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-18617-00-00 Cb6 Cattaraugus Allegany 42.11936 78.48904 4/11/2019 No ID at access; polish rod shiny; fresh oil from stuffing box to ground; oil sheen on water ponded around head; gas line connected Cal Ban

Corp. 31-009-18741-00-00 Cb21 Cattaraugus Allegany 42.11818 78.48364 4/8/2018 No ID at access; some areas of access road heavily eroded; polish rod liner tarnished; old oil from stuffing box to ground, old oil from oil line coupling to ground; gas line connected Cal Ban

Corp. 31-009-18747-00-00 Cb22 Cattaraugus Allegany 42.1182 78.48195 4/10/2019 No ID at access; polish rod liner shiny; no belt on motor on jack; old oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-18827-00-00 Cb9 Cattaraugus Allegany 42.1194 78.48371 4/11/2019 No ID at access; polish rod shiny; fresh oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-18921-00-00 Cal Ban Cb34 Cattaraugus Allegany 42.11693 78.48222 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; motor and belt on jack; fresh oil out of stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-18982-00-00 Cal Ban 33 Cattaraugus Allegany 42.11689 78.48367 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; fresh oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19024-00-00 Cb-11 Cattaraugus Allegany 42.11956 78.4801 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; jack has belt and motor; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19057-00-00 Cal Ban Cb23 Cattaraugus Allegany 42.11814 78.48013 4/8/2019 No ID at access; some areas of access road heavily eroded; considerable vegetation; polish rod liner shiny; motor and belt on jack; fresh oil from stuffing box on tubing, old oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19106-00-00 Cal Ban Cb24 Cattaraugus Allegany 42.11791 78.47821 4/8/2019 No ID at access; some areas of access road heavily eroded; considerable vegetation; polish rod liner shiny; motor and belt on jack; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19126-00-00 Cal Ban Cb35 Cattaraugus Allegany 42.11689 78.48037 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; jack has motor and belt; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19127-00-00 Cal Ban Cb36 Cattaraugus Allegany 42.1166 78.47832 4/4/2018 No ID at access; polish rod liner tarnished; no gas line; oil from stuffing box to gas vent valve and ground; vent ports closed Cal Ban

Corp. 31-009-19206-00-00 Cal Ban 48 Cattaraugus Allegany 42.11568 78.47841 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19218-00-00 Cal Ban 47 Cattaraugus Allegany 42.11561 78.48029 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; motor and belt on jack; vegetation considerable; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19233-00-00 Cal Ban Cb46 Cattaraugus Allegany 42.11572 78.48188 4/8/2019 No ID at access; some areas of access road heavily eroded; considerable vegetation; polish rod liner shiny; motor and belt on jack; oil from stuffing box to ground; oil from coupling on oil line to ground; gas line connected Cal Ban

Corp. 31-009-19266-00-00 Cal Ban Cb44 Cattaraugus Allegany 42.11608 78.48547 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; motor and belt on jack; fresh oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19358-00-00 Cal Ban Cb32 Cattaraugus Allegany 42.11715 78.48556 4/8/2019 No ID at access; some areas of access road heavily eroded; polish rod liner shiny; motor and belt on jack; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19722-00-00 Cal Ban Cb31 Cattaraugus Allegany 42.11712 78.48708 4/8/2019 No ID at access; some areas of access road heavily eroded; considerable vegetation; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19772-00-00 Cal Ban Cb20 Cattaraugus Allegany 42.11832 78.48538 4/11/2019 No ID at access; polish rod shiny; motor/belt on jack; oil from stuffing box to ground; oil leak at coupling to ground; gas line connected Cal Ban

Corp. 31-009-19823-00-00 Cal Ban Cb 7 Cattaraugus Allegany 42.11939 78.48724 4/11/2019 No ID at access; polish rod shiny; fresh oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19895-00-00 Munson Cbm3 Cattaraugus Allegany 42.12052 78.4847 4/11/2019 No ID at access; polish rod liner shiny; motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19902-00-00 Munson Cbm2 Cattaraugus Allegany 42.12056 78.48638 4/11/2019 No ID at access; polish rod liner shiny; motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19960-00-00 Munson Cbm 12 Cattaraugus Allegany 42.12191 78.47934 4/8/2019 No ID at access; some areas of access roads heavily eroded; considerable vegetation; well is pumping; water coming out stuffing box and seen in sight window on oil line; old oil from stuffing box to ground; gas line connected Cal Ban

Corp. 31-009-19998-00-00 Munson Cbm6 Cattaraugus Allegany 42.12062 78.47926 4/8/2019 No ID

at access; some areas of access roads heavily eroded; considerable vegetation; polish rod liner shiny; motor and belt on jack; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20049-00-00 Munsoncbm

18 Cattaraugus Allegany 42.12311 78.47935 4/4/2019 No ID at access; considerable vegetation; polish rod liner tarnished; oi from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20050-00-00 Munsoncbm

10 Cattaraugus Allegany 42.12193 78.48282 4/8/2019 No ID at access; some areas of access road heavily eroded; extreme vegetation; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20080-00-00 Munsoncbm

7 Cattaraugus Allegany 42.12187 78.48817 4/8/2019 No ID at access; some areas of access road heavily eroded; extreme vegetation; polish rod liner tarnished; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20081-00-00 Munsoncbm

8 Cattaraugus Allegany 42.12186 78.48639 4/8/2019 No ID at access; some areas of access road heavily eroded; considerable vegetation; polish rod liner shiny; motor on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20165-00-00 Munson Cbm1

Cattaraugus Allegany 42.12059 78.48811 4/11/2019 No ID at access; polish rod shiny; motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20175-00-00 Munson CBM 17

Cattaraugus Allegany 42.12316 78.48113 4/4/2019 No ID at access; considerable vegetation; polish rod liner tarnished; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20176-00-00 Munsoncbm

16 Cattaraugus Allegany ----- 4/4/2019 No ID at access; considerable vegetation; polish rod liner tarnished; no motor/belt on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-20213-00-00 Munson Cbm

14 Cattaraugus Allegany 42.12291 78.48633 4/4/2019 No ID at access; well appears active; fresh oil out stuffing box to ground; polish rod liner shiny; gas line connected Cal Ban Corp. 31-009-20274-00-00 Munson

13 Cattaraugus Allegany 42.12304 78.48803 4/4/2019 No ID at access; extreme vegetation; polish rod liner tarnished; old oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-21746-00-00 Potter cbp4

Cattaraugus Olean 42.12592 -78.462160 3/28/2019 No ID at access; polish rod liner shiny; fresh oil leaking from stuffing box to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-21788-00-00 Potter-Kinley cbk-1

Cattaraugus Olean 42.123923 -78.462213 3/28/2019 No ID at access or site; polish rod liner shiny; fresh oil leaking from stuffing box to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-21816-00-00 Potter-Kinley cbk2

Cattaraugus Olean 42.122323 -78.462269 3/28/2019 No ID at access; polish rod liner shiny; oil leaking from stuffing box to ground; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-21861-00-00 Potter-Kinley cbk3

Cattaraugus Olean 42.12082 -78.462195 3/28/2019 No ID at access; old oil from stuffing box to ground; polish rod liner shiny; gas line connected; ECOs Jason Powers, Jamie Powers, and Russ Calanni also present Cal Ban Corp. 31-009-21880-00-00 Thropp cbb1

Cattaraugus Allegany 42.11428 78.48402 4/8/2019 No ID at access; some parts of access roads heavily eroded; polish rod liner tarnished; no motor on jack; oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-21925-00-00 Thropp cbb4

Cattaraugus Allegany 42.11301 78.48415 4/8/2019 No ID at access; some parts of access roads heavily eroded; polish rod liner shiny; motor and belt on jack; fresh oil from stuffing box to ground; gas line connected Cal Ban Corp. 31-009-22036-00-00 Thropp cbb2

Cattaraugus Allegany 42.11427 78.48174 4/8/2019 No ID at access; some parts of access roads heavily eroded; well is pumping; oil from stuffing box to ground; gas line connected

Cal Ban Corp. Cash Kinley 9 - Drums (2) Cattaraugus Allegany 42.122296 -78.469513 3/28/2019 No Yes Yes No Two plastic 55 gal drums filled with oil/sludge; one leaking to ground. Refer to spills Cal Ban Corp. Tyler 4 - Tank Cattaraugus Allegany 42.124114 -78.486987 3/28/2019 No Yes Yes No appears to be disconnected; not in use; old oil down side of tank, not on ground; PBS labels? Cal Ban Corp. Eight Tanks Cattaraugus 42.11914 78.48244 4/8/2019 No Yes Yes No PBS labels?; tanks appear to be junk; separator on top of one tank; oil sludge on side of tank and on ground. Refer to spills Cal Ban Corp. Cal Ban Bonus Tank Cattaraugus 42.1172 78.48891 4/8/2019 No Yes Yes No PBS labels?; oil line into top and oil line out bottom into ground; oil on ground at base of tank at oil line exit. Refer to spills Cal Ban Corp. Potter cbp4

Tank Cattaraugus Olean 42.125964 -78.462200 3/28/2019 Yes Yes Yes No separator on top of tank; separator has overflowed and oil has run down side of tank to ground; landowner George Schreiber contends likely from Dec. 2018, the last time he was aware that CalBan had pumped the Potter wells; brine line from separator goes into the ground. Refer to spills as well 7/30/19 FG spoke to Chris Sorokes with Cal Ban 716-491-5517. Cal Ban will be moving all of their stock tanks to the 5 mile containment dike area.

He said the cleanup at the stock tanks is done and the cleanup at the wells is almost done. He is staging the soil at one location and will dispose of it at one time. He is cleaning up the vegetation at the stock tanks. He will send a weekly email update to PBS, minerals and spills.

1/17/20 Paul Giachetti with NYSDEC Minerals indicated that only 4 well head locations had been cleaned up.

Maureen Brady, regional attorney, is preparing an order to address the necessary cleanup on site.

12/14/20 Within 60 days of the effective date of this Order, Respondents must: ? Provide a workplan to repair equipment if appropriate, cleanup any spills and provide documentation of the proper disposal of the impacted material. Within 60 days of approval of the workplan: ? Complete approved workplan. Notify Francine Gallego, 716-851-7220 or Francine.gallego@dec.ny.gov, of the date when the work will be done so that the Department can inspect the remediated areas. ? Provide a closure report within 30 days of completion of work. As needed: ? Report spills to Mineral Resources staff immediately upon discovery.

6/10/21 FG Patrick Diez Adam Schultz site inspection. FG inspected the 5 tank batteries on site. Minor spills were identified at the main tank battery on 5 mile road. Chris Sorokes who was on site indicated he will pick up identified spills and properly dispose of them. The other 4 locations had no spills identified. Spills at the well heads will also be picked up and properly disposed of.

7/2/21 Adam Schultz provided the following update: I have a bunch of wells to refer to you for the Cal Ban inspections. They are marked in the attached table with a Y in the Referral to Spills column.

There are a lot of them there, but almost all of them are just cases of old, dry oil buildup on the casing making it to the ground immediately around the casing (only about an inch or two around the base). There were only two real issues of concern, and they are identified in the Notes column. One is a leak from the gathering line that has spread just a couple of feet, and the other is a collection of open barrels full of crude oil that they need to remove.

6/29/22 FG requested that ECO Calanni and Adam Schultz – Minerals provide an update on the status of the work on site.

9/20/22 A local judge ordered that CalBan complete the work or will have to pay a \$16000 fine. A workplan is to be submitted. ECO Calanni and Lieutenant Dipasquale

11/18/22 The submission to PBS from CalBan was not adequate. The deadline for the response to the judges order has passed.

11/23/22 FG participated in the meeting with the legal team and Minerals and PBS. PBS along with an ECO will inspect the site for compliance. The inspection will be scheduled for Monday if the Sorokes' agree to that date.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

CAL BAN
2754 FIVE MILE RD

ALLEGANY, NY NO ZIP PROVIDED

Spill Number: 1901547

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:
Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: chris sorokes – cal ban corporation
Contact for more spill info:

Spiller Phone:
Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
05/09/2019		HOUSEKEEPING	NO			
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

While conducting a PBS inspection, crude oil spills were identified at two locations.

DEC Investigator Remarks:

5/9/19 PBS conducted an inspection and identified spills. The first spill was at: Lat 42.1293 Long: -78.4703

The second spill (or series of spills) was directly behind the contact persons home at 2754 Five Mile Road. There were 6 crude oil tanks and 1 brine tank at this location and oil appears to have leaked from the majority of them, as well as the oil/water separators.

5/15/19 FG provided the photos to Chris Sorokes and told him to complete the cleanup and provide disposal receipts. FG notified him that he will be receiving notices from PBS regarding their issues as well.

1/17/20 Maureen Brady, Regional Attorney, is preparing an order to be sent to Cal Ban to complete the work.

12/14/20 Within 60 days of the effective date of this Order, Respondents must: Provide a workplan to repair equipment if appropriate, cleanup any spills and provide documentation of the proper disposal of the impacted material. Within 60 days of approval of the workplan: Complete approved workplan. Notify Francine Gallego, 716-851-7220 or Francine.gallego@dec.ny.gov, of the date when the work will be done so that the Department can inspect the remediated areas. Provide a closure report within 30 days of completion of work. As needed: Report spills to Mineral Resources staff immediately upon discovery.

4/2/21 FG site inspection to tank battery on smith hollow rd, Allegany. The bermed area around the tanks had been cleaned up. Disposal receipts are necessary. Two of the three tanks were labeled with a piece of paper attached to the tanks. The additional areas that were impacted need to be inspected by the parties who did the original inspections.

6/10/21 FG Patrick Diez Adam Schultz site inspection. FG inspected the 5 tank batteries on site. Minor spills were identified at the main tank battery on 5 mile road. Chris Sorokes who was on site indicated he will pick up identified spills and properly dispose of them. The other 4 locations had no spills identified. Spills at the well heads will also be picked up and properly disposed of.

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HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

HILLSIDE

3020 BRIARWOOD DRIVE

ALLEGANY, NY NO ZIP PROVIDED

Spill Number: 2005465

Close Date: 02/09/2021

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

Spiller: VERTICAL ENERGY

Spiller Phone:

DEC Investigator: TDJOHNSO

Contact for more spill info:

Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended
09/09/2020		EQUIPMENT FAILURE	NO	NO

NO MATERIAL INFORMATION GIVEN FOR THIS SPILL

Caller Remarks:

Water running down hillside from well installation killing grass in the area.

DEC Investigator Remarks:

09/14/20 TDJ WENT TO LOCATION WHERE MS. BERLINSKI WALKED ME UP HILLSIDE TO POINT WHERE WELL WASHINGTON #18 #31-009-286800-00 WAS JUST BEING INSTALLED BY VERTICAL ENERGY. A BROWNISH AREA DOWN THE HILLSIDE WAS EVIDENCE THAT SOMETHING FLOWED OVER CAUSING VEGETATION TO DYE. NO FRAC TANK WAS ONSITE BUT ONE WAS IN-PLACE UP THE HILL AT ANOTHER DRILLING LOCATIOJN. WE WENT TO THE NEIGHBORS HOUSE, MR. DAVIS (716)790-3122 WHERE THE WATER SUPPLY APPEARS TO HAVE BEEN AFFECTED BY A MATERIAL CAUSING HARDNESS TO BE ELEVATED. I LOOKED AT WATER WHICH WAS CLEAR BUT A HAND HELD METER SHOWED ELEVATED NUMBERS FROM NORMAL WELL WATER READINGS. WATER IS BEING USED FOR SHOWERS BUT CANNOT BE DRANK. AFTER THE HOME VISIT I CONTACTED THE OWNER OF VERTICAL, STEVE FORD (814)730-3122 WHO HAD NOT HEARD OF THIS PROBLEM. HE ALMOST GUARANTEED THAT IT WAS NOT FROM THE WELL ITSELF BUT MAY BE FROM THE OVERLAND INFILTRATION FROM THE SPILL AREA. HE WAS TO CONTACT HOMEWONER AND RUN A DYE TEST INSIDE OF THE WELL FOR CONFIRMATION. VERTICAL WILL BE WORKED WITH FOR WELL WATER REMEDIATION.

09/24/20 TDJ SPOKE WITH DAN DAVIS TO CHECK IF WATER WAS GETTING BETTER FROM GROUNDWATER MOVEMENT. HE STATED THAT IS WAS BEGINING TO CLEAR SLOWLY. A DYE TEST WAS NOT PERFORMED AS THE PROBLEM APPEARS TO BE FROM A SPILL EITHER FROM THE FRAC TANK OR FROM DIRECT DISPOSAL OF BRINE WATER TO THE HILLSIDE. THE DEAD GRASS FROM THE SPILL WAS ALSO MR. DAVIS'S PROPERTY. THE WEATHER HAS BEEN DRY FOR MONTHS BUT RAIN IS DUE FOR SEVERAL DAYS SO THIS MAY HELP MOVE THE BRINE WATER THROUGH THE WATER TABLE. THE COUNTY HEALTH DEPARTMENT RECENTLY COLLECTED SAMPLES FROM HIS HOUSE. WILL TALK WITH MINERALS FOR POSSIBLE VIOLATIONS AND FINES.

11/19/20 TDJ SPOKE WITH DAN DAVIS WHO STATED THAT STEVE FORD STOPPED BY HIS HOME AND SPOKE OF THE POSSIBILITY OF INSTALLING A NEW WELL. THE SIZE OF THE GROUNDWATER VEIN MAY NOT MAKE FEASIBLE. A SLEEVE WAS INSTALLED BY VERTICAL ENERGY TO SEE IF THE LOWER VEIN OF THE WELL MIGHT BE CLEANER. SO FAR THERE HAS NOT BEEN A MAJOR DIFFERENCE. PRECIPITAION INFILTRATION WILL PROBABLY BE THE BEST SOURCE OF REMOVING THE BRINE LAYER.

02/09/21 TDJ WILL REFER TO MINERALS FOR VIOLATION AGAINST VERTICAL ENERGY.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

HOLDEN RESIDENCE

1194 OTISCO VALLEY RD.

PREBLE, NY NO ZIP PROVIDED

Spill Number: 1906078

Close Date: 02/12/2021

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: PRIVATE DWELLING

DEC Investigator: SMLIZLOV

Spiller: UNKNOWN

Contact for more spill info: FRANK HOLDEN

Spiller Phone:

Contact Person Phone: (315) 636-7298

Category: Investigation indicates there was no spill.

Class: Any Type of RP, Including No RP – DEC Field Response – Corrective Action Not Required or Not Possible

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended
09/12/2019		UNKNOWN	NO	NO

NO MATERIAL INFORMATION GIVEN FOR THIS SPILL

Caller Remarks:

Caller reports natural gas in his drinking water. A week ago a serviceman came to check his water softener and determined there was natural gas in it (Sample lit on fire). States the gas may be coming from the ground as located in area of shale however "Dominion" Pipeline is within 1/4 mile of residence. Advises gas company is sending technician to check pipeline

DEC Investigator Remarks:

Natural gas. No spill



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

EDWARDS 9 WELL

UNKNOWN

WEST UNION, NY NO ZIP PROVIDED

Spill Number: 2303981

Close Date: 08/22/2023

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: JRMARCHI

Spiller: STEVE FORD – VERTICAL ENERGY INC

Contact for more spill info: NOAH MANTERO

Spiller Phone:

Contact Person Phone: (585) 226-5358

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended	
08/07/2023		HOUSEKEEPING	NO	NO	

Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER – RETURNED FLUID FROM WELL	OTHER	500.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

fracking an oil well – flow has stopped – cleanup pending

DEC Investigator Remarks:

08/09/2023 JM LEFT VOICEMAIL MESSAGE WITH AND SENT EMAIL TO NOAH MANTERO TO OBTAIN ADDITIONAL INFORMATION.

08/09/2023 JM SPOKE TO NOAH MANTERO. DURING FRACKING, FLUID FLOWS TO A PIT TO CONTAIN BUT THE LINEAR OF THE PIT MUST HAVE A HOLE BECAUSE FLUID DRAINED FROM THE PIT, DOWN THE HILL AND FLOWED OUT FROM AN OPENING IN THE BEDROCK TO DITCHES. NO RECOVERY OF FLUID POSSIBLE.

NO FURTHER ACTION NECESSARY AT THIS TIME.

SIMILAR SPILL REPORTED UNDER SPILL NO. 2302484



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

INDUSTRIAL -- FRACKING SITE

1715 COUNTY ROUTE 60

REXVILLE, NY NO ZIP PROVIDED

Spill Number: 2306149

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: MJBARBER

Spiller: BILL YAHN – YAHN & YAHN, INC

Contact for more spill info: BILL YAHN

Spiller Phone:

Contact Person Phone: (607) 769-6663

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
11/14/2022		HUMAN ERROR	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL
BRINE	OTHER	0.00		0.00		SOIL

Caller Remarks:

Unknown quantity. Cleanup is completed as of October 15th.

DEC Investigator Remarks:

10/18/23- TJW TELECON WITH BILL YAHN AT 1745 HRS. LAST NOVEMBER THEY FRACKED A NEW WELL, THE FRACK WATER THEN GOES TO A FRACK PIT , OTHER PITS WERE CLEANED OUT BUT FOR SOME REASON THIS ONE WAS MISSED. THE PIT WAS RECENTLY CLEANED OUT UNDER THE SUPERVISION OF NOAH MANTARO OF DEC MINERAL RESOURCES. MATERIAL REMOVED WILL BE TAKEN TO A LANDFILL FOR DISPOSAL AND THE DEPARTMENT WILL BE SENT A COPY OF DISPOSAL MANIFEST. SPILL ASSIGNED TO MB FOR FOLLOW UP.

10/20/2023: MB EMAIL TO CHRIS STRAUSSER AND BILL YAHN REQUESTING UPDATE ON DISPOSAL OF IMPACTED SOIL FROM THE FRAC PIT DIGOUT.

MB TELECON WITH STRAUSSER AT APPROX 1045 HOURS. STRAUSSER STATES HE WILL HAVE DISPOSAL SLIPS FOR SOIL (WHICH HAS ALREADY BEEN DISPOSED OF IN PA) FOR ME EARLY NEXT WEEK. HE WILL ALSO PROVIDE PHOTOS OF CLEANUP THAT WERE TAKEN DAY OF DIGOUT WITH MINERALS PRESENT.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

OVER BANK INTO CREEK

5960 DRUM ROAD

ALLENTOWN, NY NO ZIP PROVIDED

Spill Number: 1102228

Close Date: 07/25/2018

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: FXGALLEG

Spiller: COLLINS OIL / TERRY COLLINS

Contact for more spill info: JEFF FISK

Spiller Phone:

Contact Person Phone:

Category: Known or probable release, where, without action, there is a potential for a fire/explosion hazard (indoors or outdoors), contamination of drinking water supplies, or significant release to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended
05/27/2011		DELIBERATE	NO	NO

Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
WASTE OIL/USED OIL	PETROLEUM	0.00		0.00		SOIL

Caller Remarks:

The following information was received from the complainant via e-mail either through the DEC public website Report an Environmental Violation Online page or directly to R5 dispatch mailbox:

Who Did It: COLLINS OIL. TERRY COLLINS

What Occurred: DUMPING MATERIAL FROM OIL TANK OVERFLOW PIT OVER A BANK INTO A CREEK WHERE BEAVERS HAVE A DAM

When Did It Occur:

County: Allegany

Municipality: ALLENTOWN NY

Location Or Address: CAN BE SEEN FROM MY LAND AT 5960 DRUN RD ALLENTOWN NY

How Did It Occur: COLLINS OPENED VALVE LET IT RUN !

Complainants Name: JEFF FISK

Complainants Phone: 585 593 1479

Complainants Email:

Date of Submittal: 05/27/2011

DEC Investigator Remarks:

5/31/11 FG SITE INSPECTION. FG MET THE CALLER, JEFF FISK WHO OWNS THE PROPERTY ADJACENT TO THE LEASE OPERATED BY TERRY COLLINS. HE SAID ABOUT A WEEK PRIOR, THE LEASE OIL WATER SEPARATOR OVERFLOWED INTO THE STREAM WHICH LEADS TO THE GENESEE RIVER. DIRECTLY BELOW THE RELEASE FROM THE OIL WATER SEPARATOR FOR THE CRUDE OIL LEASE IS AN ACTIVE BEAVER DAM. FG MET TERRY COLLINS ON SITE, THE LEASE HOLDER. HE SAID THE RELEASE WAS FROM A 5 GALLON BUCKET SITTING ON TOP OF THE BANK OF THE O/W SEPARATOR POND. I TOLD HIM THAT THERE WAS A LARGER SPILL THAN FROM A 5 GALLON BUCKET AND I POINTED OUT TO HIM THAT THERE WAS NO SEPARATOR PIPE AT THE DISCHARGE TO THE CREEK FROM THE O/W SEPARATOR POND. HE SAID IT WAS THERE YESTERDAY. HE DENIED THAT THERE WAS AN OIL SPILL. HE SAID THAT WHAT WAS ON THE GROUND WAS NOT CRUDE OIL AND HE SAID HIS PROPERTY WAS GRANDFATHERED IN AND DID NOT NEED A SPDES PERMIT. I TOLD HIM HE HAD TO REPAIR THE O/W SEPARATOR AND COMPLETE THE CLEANUP OF THE DISCHARGE.

TERRY COLLINS COLLINS OIL CO RFD#1 334 E. NOTCH RD BOLIVAR, NY 14715 585-928-2531

6/14/11 FG SITE INSPECTION. ECO'S MARK WOJTOWIAK AND DON PLEAKIS ON SITE WITH TERRY COLLINS, LEASE HOLDER. MR. COLLINS PICKED UP SOME OF THE OIL ON THE GROUND AND PUT INTO BUCKETS AND A 50 GALLON DRUM. HE SAID HE WOULD DISPOSE OF THE CLEANUP MATERIAL. AN OIL WATER SEPARATOR (INVERTED PIPE) WAS PLACED IN THE POND THAT DISCHARGES TO THE CREEK. cell 585-808-0982

10/9/12 FG SITE INSPECTION. TOOK PICTURES OF THE TANKS ON SITE.

FG, DAVE STEVER, MARK WOJTKOWIAK, DON PLEAKIS, JOHN BURKE AND TERRY COLLINS AT THE BUFFALO OFFICE FOR A MEETING TO DISCUSS THE DEPARTMENT REQUIREMENTS FOR THE PROPERTY.

MR. COLLINS SAID HE WILL COMPLETE THE FOLLOWING: REMOVE TANKS NOT IN USE REGISTER THE CRUDE OIL STORAGE TANK (1680 GALLONS)- DOES NOT NEED TO REGISTER THE BRINE TANK (80 - 90 BARREL TANK) OR ANY PROCESS TANKS INCLUDING THE OIL WATER SEPARATOR. THE BRINE PIT WILL BE CLOSED. ALL OF THE CONTAMINATION WILL BE EXCAVATED AND DISPOSED AND THE PIT WILL THEN BE FILLED IN. THE DEPARTMENT WILL INSPECT THE EXCAVATION PRIOR TO FILLING. DISPOSAL RECEIPTS WILL BE PROVIDED. A PART 364 HAULER WILL NEED TO BE USED TO TAKE THE IMPACTED MATERIAL TO THE LANDFILL. THE BRINE WILL BE STORED IN THE WHITE AST AND THEN HAULED OFF BY THE TOWN TO BE USED ON ROADS AS LONG AS THEY HAVE A BUD FOR THE ACTIVITY. HE MAY ALSO USE THE BRINE FOR HIS EQUIPMENT CLEANING BUSINESS. A BUD IS NECESSARY FOR THIS.

MR. COLLINS SAID THERE ARE 29 WELLS ON THE LEASE. MANY OF THEM NEED SERVICE. HE CAN PUMP SOME OF THE WELLS ONCE A WEEK FOR 2 HOURS BASED ON GAS AVAILABILITY AT 10PSI. HE HASN'T SOLD A LOAD OF CRUDE YET THIS YEAR. HE SAID THERE IS AN ARTESIAN WELL A FEW FEET AWAY FROM THE PIT THAT IS POURING WATER INTO THE CREEK. HE BURNED OF THE 5 GALLON PAILS OF COLLECTED CRUDE OIL CONTAMINATED SOIL AND WAS TOLD HE COULDN'T DO THIS. HE WILL DISPOSE OF THE 55 GALLON DRUM OF IMPACTED SOIL.

10/10/12 SOLID WASTE STATED THAT A BUD WOULD BE REQUIRED TO USE THE BRINE FOR DEGREASING.

10/11/12 TERRY COLLINS CALLED AND SAID THAT HE CHECKED WITH THE ALLEGANY COUNTY LANDFILL AND THEY ARE REQUIRING THAT HE TAKE SAMPLES TO A LAB IN CUBA FOR ANALYSIS. IT WILL TAKE 3 WEEKS TO GET THE RESULTS BACK. HE WILL START THE REMEDIATION ONCE HE GETS APPROVAL AT THE LANDFILL.

10/18/12 TERRY COLLINS SENT IN THE PLAN WHICH IS A DESCRIPTION OF THE REMEDIAL METHOD HE PLANS ON TAKING TO COMPLETE THE CLEANUP ON SITE. HE WILL PUMP OUT THE WATER FROM THE PIT AND STORE IT IN THE WHITE TANK. HE WANTED TO REUSE THE PIT BUT I TOLD HIM HE DIDN'T HAVE TO BECAUSE THE TANK IS NOT REGISTERED. SO HE DECIDED NOT TO USE THE PIT BUT FILL IT IN ONCE IT IS CLEANED OUT. HE WILL STAGE ALL EXCAVATED IMPACTED SOIL ON PLASTIC UNTIL HE CAN DISPOSE OF IT PROPERLY. HE SAID THAT THERE IS PIPING THAT IS NOT HIS BUT IT IS FROM THE OLD QUAKER STATE PROPERTY.

THE OIL STOCK TANK IS REGISTERED. HIS CONTRACTOR CAN START SOMETIME AFTER 10/19/12. THE LANDFILL WANTS ANALYTICAL THAT WOULD COST MR. COLLINS \$1120 WHICH HE CANNOT AFFORD. HE WILL STAGE SOIL ON PLASTIC AND MAKE A PLAN AFTER THAT. HE WILL CALL WHEN ALL THE IMPACTED SOIL IS EXCAVATED.

11/27/12 FG SITE INSPECTION. SOIL STAGED ON PLASTIC AND COVERED WITH PLASTIC. ADDITIONAL SOIL NEEDS TO BE EXCAVATED AROUND THE BRINE WATER AST AND AROUND THE PIT ON SITE. WATER WAS IN THE PIT ON SITE. CALL INTO TERRY COLLINS TO TELL HIM SOME MINOR ADDITIONAL WORK IS NECESSARY.

11/28/12 FG SPOKE TO TERRY COLLINS. HE SAID HE WILL CLEAN UP THE REMAINING IMPACTED SOILS, PUMP OUT THE PIT AND FILL IT IN. HE HAS ASKED FOR ADDITIONAL TIME TO REMOVE THE SOILS BECAUSE THEY ARE SO WET. HE WILL CHECK IN WITH THE DEPARTMENT WHEN THE SOILS DRY OUT - NO LATER THAN 30 DAYS FROM TODAY.

12/11/12 FG SPOKE TO TERRY COLLINS. HE SAID THE DISPOSAL COST IS TOO MUCH MONEY \$.12 PER GALLON AND \$800 TRUCKING FEE. HE IS ASKING FOR FINANCIAL RELIEF. HE HAS A CALL INTO DAVE STEVER.

FG SPOKE TO DAVE STEVER AND HE SAID HE WILL CALL HIM BACK.

1/7/13 TERRY COLLINS CALLED TO ASK IF HE COULD DISCHARGE THE BRINE WATER HE HAS STORED ON SITE TO THE STREAM. I SAID NO AND HE NEEDED TO TALK TO DAVE STEVER ABOUT HIS OPTIONS.

1/8/13 JIM KING WITH DEC MINERALS CALLED TO STATE THAT MR. COLLINS CALLED HIM TO ASK IF HE WOULD WATCH HIM DISCHARGE THE BRINE WITH ARTESIAN WATER TO THE STREAM. I TOLD MR. KING THAT MR. COLLINS NEEDED TO CONTACT DAVE STEVER.

6/14/13 I have two open spills with Mr. Collins. He has several other leases as well. None of these have been registered with PBS. Mr. Collins was to have completed cleanup at spill 1102228 located at 5960 Drum Rd, Allentown. He has not completed the cleanup required. He has not disposed of the brine water. Spill 1213234 is at 791 Allegany Route 5, Little Genesee. He said he was taking brine to the local town from this lease. This is unresolved. No petroleum spill was identified. I am copying Mark Jackson with the Division of Water Region 9 to address whether a SPDES permit could be issued for the discharge. Francine

greater than greater than greater than Stephen Condon 6/6/2013 11:42 AM greater than greater than greater than Unfortunately, we don't approve BUDs to get around disposal costs, or there'd be no need for landfills. Where is his brine going now? Are his wells pretty much uneconomical to keep going? Is there a write-up itemizing his outstanding issues? All I really have is a DMR complaint form stating no problems

I don't have contacts in DOW. Is a discharge permit for well waste possible?

I've appended an email exchange with Francine from last 12/20 and a list of his leases. I do have a budget, now, and I can sample his brine if necessary...However, heavy BTEX values, if found, would rule out road spreading and low salt content might do the same.

greater than greater than greater than David Stever 6/6/2013 10:15 AM greater than greater than greater than I believe he has addressed the spill and the other housekeeping issues at the Duke site that was the subject of the original consent order; the lingering issue there as well as at his other sites is the handling of the brine. Francine is probably more familiar with the actual state of his housekeeping. In essence he claims he cannot afford to pay for hauling/disposing of brine and thus needs a BUD or some legit alternative.

greater than greater than greater than Stephen Condon 6/6/2013 8:19 AM greater than greater than greater than That would be fine. Was the spills issue resolved? There seemed to be documentation relating to that. Steve

greater than greater than greater than David Stever 6/5/2013 4:40 PM greater than greater than greater than Steve--

Is a site visit still in the offing? If so, Francine Gallego from our Spills staff would be interested. thanks.

DS

greater than greater than greater than Stephen Condon 5/9/2013 1:36 PM greater than greater than greater than Thanks, I'm always interested in holistic solutions, though he's a little hard to get nailed down. I'll see about setting up a site-visit with a swing into the regional office. Steve

greater than greater than greater than David Stever 5/9/2013 1:19 PM greater than greater than greater than Steve--

He is mistaken. He has an outstanding consent order that deals with one of his sites, but has several other sites with similar issues. A BUD, if you deemed it appropriate, might be part of a holistic solution to his site problems, but he has issues.

DS

greater than greater than greater than Stephen Condon 5/9/2013 9:13 AM greater than greater than greater than Terry Collins assures me that he has no outstanding issues with the regional office spills and is going to fax me a document for that. He would like to road spread his waste brine with a beneficial use determination (BUD).

Could you let me know if he's mistaken? thanks Steve

Stephen Condon Senior Engineering Geologist Bureau of Waste Reduction & Recycling – Albany
=====

greater than greater than greater than Stephen Condon 12/20/2012 12:29 PM greater than greater than greater than wow...this will take a little to sort out.

He has sent me some information, but there's a few problems with what he's sent. I'm not testing his brine. Though, he has sent some brine analysis.

He can't transport the brine anywhere on a public road without a Part 364 permit. I have no idea what the cleaning business is.. He sent me a map of a Duke lease, cornwall farm

I'd better call you.. Steve

greater than greater than greater than Francine Gallego 12/20/2012 11:43 AM greater than greater than greater than Steve,
I have been dealing with Terry Collins on crude oil leases he owns in Allegany County. He is under order with Region 9 to
discontinue discharging brine and planned to truck it off site but now said that is too expensive and the holding tank is full.
He can't pump the wells until he gets rid of his brine because he has nowhere to put it. He said he has a BUD application in
with you to use his brine in his cleaning business. Are you familiar with this? He also said you are testing the brine from
this lease and you suggested direct discharge because it is mainly fresh water and that he should get a permit for the discharge.
Mr. Collins has stated that the brine from his Little Genessee lease is being hauled off by a local Town with a BUD but he would
not tell me which Town. Do you have any details? Mr. Collins is also under order to complete the cleanup at the Scio lease and
register his tanks which will now be extended to all his leases.

Please let me know what you think. Thank you, Francine Gallego Region 9 Spills fxgalleg@gw.dec.state.ny.us 716-851-7220
===== Duke Lease... Terry Collins Lease 791 Route 5 Little Genessee, Allegany County York Lease...
Located west of Gasoline Alley Road, Town of Scio, Latitude 42.0985, Longitude 78.0595 Vincent Lease... Located north of Drum
Road, Town of Scio, Latitude 42.0327, Longitude 78.1497 Rockefeller Lease... Located South of Mead Hollow Road, Town of Bolivar,
Latitude 42.0325, Longitude 78.154

Jeff -

See attached from Francine regarding a problem oil lease she is dealing with.

Yet another Oil & Gas facility with the same brine disposal related questions:

1) Will we entertain issuance of new SPDES? 2) If yes, what analytes do we request in application? 3) If yes do we limit TDS,
metals, NORM, or others? If answer to this is yes, then they are back to hauling (or not hauling) brine!

My understanding is that we are in sort of a regulatory limbo here, as various Division higher ups (Minerals, Water, Bulk
Storage, Office General Counsel) discuss the overall situation with existing Oil & Gas leases. A limited universe of existing
SPDES permits are out there for oil leases, but they do not include TDS, metals, etc. If they did, odds are the discharges could
not (legally) occur . . . because technology to treat to meet the limits is not affordable.

- Mark

Mark- we will not entertain a SPDES permit at this time. I will pester Albany on the parameter issue again, but last we heard,
they said it would have to be case by case, which would necessitate including parameters that they could not meet- making it a
non-option for their brine issue.

2/14/14 FG SPOKE TO DAVE STEVER WHO SAID HE WILL CONTACT TERRY COLLINS TO RESOLVE THE SITE ISSUES.

THE REMAINING ISSUES ARE: REGISTER THE CRUDE OIL STORAGE TANKS PROVIDE DOCUMENTATION THAT THE IMPACTED SOIL WAS DISPOSED
PROVIDE DOCUMENTATION THAT THE BRINE WAS DISPOSED.

2/8/16 FG REQUESTED AN UPDATE FROM DAVE STEVER ON THE STATUS OF THE SITE.

8/30/16 FG REQUESTED AN UPDATE FROM DAVE STEVER ON THE STATUS OF THE SITE.

3/9/17 FG REQUESTED AN UPDATE FROM DAVE STEVER ON THE STATUS OF THE SITE.

4/6/17 FG REQUESTED AN UPDATE ON THE STATUS OF THE SITE FROM DAVE STEVER.

4/21/17 FG AND DAVE STEVER SPOKE TO TERRY COLLINS. HE SAID HE HAS DISPOSAL RECEIPTS FOR BRINE. HE SAID HE SUBMITTED THE PBS REGISTRATION TO ANDREA SKALSKI. HE SAID HE HAS RESULTS THAT SHOW HE DOESN'T HAVE TO DISPOSE OF THE SOIL. DAVE STEVER REQUESTED THAT MR. COLLINS SUBMIT THE DOCUMENTATION. 585-808-0982

4/21/17 PBS INDICATED THAT TERRY COLLINS HAS NOT SUBMITTED AN APPLICATION TO REGISTER THE TANK ON SITE TO PBS.

7/13/17 FG requested an update from the attorney assigned to this case, Dave Stever: From: Gallego, Francine (DEC) Sent: Thursday, July 13, 2017 11:47 AM To: Stever, David (DEC) Subject: Terry Collins

Dave, What are we doing with Mr. Collins. Can you make any sense of what he provided? What are we doing to close this out?
Francine

7/19/18 From: Stever, David (DEC) Sent: Thursday, July 19, 2018 4:09 PM To: Gallego, Francine (DEC) Subject: RE: 1102228
Terry Collins

Francine

There was a recent shipment of soil to Hylands. No brine disposal, as far as I know.

DS

7/25/18 From: Stever, David (DEC) Sent: Wednesday, July 25, 2018 12:27 PM To: Gallego, Francine (DEC) Subject: RE: 1102228
Terry Collins

Tanks are registered. Fees paid. As far as I know, he is periodically disposing the brine. Properly, I believe. However, I can inquire and ask for receipts.

The impacted soil is disposed. The tank is registered. The brine is being disposed of. Dave Stever, NYSDEC Attorney is tracking the disposal of the brine and has all disposal receipts to comply with the consent order. No further action by spills is required. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

FORMER CRUDE OIL AST AREA
ROUTE 86

OLEAN, NY NO ZIP PROVIDED

Spill Number: 2101516

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: UNKNOWN
 DEC Investigator: FXGALLEG

Spiller:
 Contact for more spill info:

Spiller Phone:
 Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
05/01/2021		OTHER	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

Minerals took a call from a citizen that while they were fishing they stepped into very old crude oil. Buckeye pipeline and former Crude oil AST's in the areal

DEC Investigator Remarks:

5/17/21 David McCoy with Minerals said on Friday, oil and gas took a call from a man named Walter reporting an oil spill. While Walter was out fishing in the Olean Creek he crossed a heavily vegetated area and sunk up to his knee in oil at the following location, 42.10258, -78.42992. I verified the location and the substance, which was old crude oil. The spill is located in a delineated wetland and after looking at one of our old oil maps from the area dated 1975, I discovered there was at one point an oil pipe line buried in the area belonging to Buckeye Pipeline Company. It is also an area that historically was the site of a large number of old crude oil storage tanks. We have no records of there ever having been any oil wells drilled anywhere on the property.

I don't have a good grasp on the size of this location because everywhere you stepped here you could go up to a knee in crude. My initial assessment is that it may be about a ¼ acre in size. The location has access issues so I'd be happy to take whoever out to the location. Let me know if you have any questions.

Off Ramp Spill (4) kinda shows the scope of affected area, if you pulled all the leaves and vegetation off the top of this it would uncover a large area of spilled crude.

Off Ramp Spill (1) shows the guys jeans and you can tell he went knee deep into crude.

Off Ramp Spill (7) shows where the guys stepped.

Dave McCoy provided a scanned copy of the map that shows Buckeye Pipeline C. Oil Lines. If you look lower, right hand corner of map you'll find a large 5, just north of that you'll see Buckeye Pipeline.

5/18/21 Chuck Rosenberg, NYSDEC Regional Habitat Protection Manager notified Spills that based on the coordinates from Dave, the spill location falls within Freshwater Wetland OL-2 (please see the attached maps). Therefore, Article 24 authorization of some sort (emergency or standard permit) will be necessary for any cleanup and/or restoration work that involves access into the wetland (even if just temporary disturbance such as with timber mats), vegetation clearing, soil disturbance, etc. I copied Chuck Cranston so he is aware of the situation.

6/16/21 FG sent a letter to Buckeye requesting their involvement in the remediation of the site with a response due on July 7, 2021.000

6/18/21 FG sent a letter to Exxonmobil requesting their involvement in the remediation of the site with a response due on July 8, 2021.000

9/7/21 Louis Formisano with MARC representing ExxonMobil requested an additional 30 days to respond.

10/7/21 ExxonMobil, Louis Formisano, provided documents indicating Buckeye had equipment in the area and ExxonMobil is not responsible.

Louis C. Formisano, Esq. lformisano@marc.law 973.457.0118 – 973.803.8534

10/13/21 Wendy Marsh with Buckeye notified the Department that they have been pulling historical information for the area and just recently received an EDR report. A response will be provided by the end of October.

10/26/21 Wendy Marsh representing Buckeye has requested an extension to respond until November 30, 2021.

2/9/22 Wendy Marsh, attorney for Buckeye 315-345-5091, called to notify the Department that Buckeye will conduct a site assessment on the property. She will provide a formal response by 2/11/22.

2/14/22 Wendy Marsh provided the letter indicating Buckeye will conduct a subsurface investigation on the site after getting access. A workplan will be submitted by 3/31/22. wmarsh@hancocklaw.com

4/1/22 GES provided the Investigation Work Plan which plans to collect 4 surface soil samples from the spill area.

6/29/22 FG requested an update on the site from: Iori Tuovila ituovila@gesonline.com, Krist Manley kmanley@buckeye.com, Devin Shay dhay@gesonline.com, Colleen Galligan colleen.galligan@ag.ny.gov,

6/30/22 The Department has reviewed the April 29, 2022 email responding to the Department's comments. We agree with the proposal to re-inspect the area and with that information, a more detailed work plan would be provided to the Department for review. Mr. David McCoy with NYSDEC Minerals previously inspected the area and would be available to take you out to the location. He has been copied on this email. Please provide the expected date of resubmission of the revised workplan for site investigation by July 18, 2022.

7/14/22 Buckeye provided the following update: Buckeye is currently working with the property owner, Enchanted Mountain Beagle Club, to obtain site access. To this end, representatives from Buckeye and GES attended a monthly meeting of the club members on June 7, 2022 to describe the work outlined in the April 1, 2022 Work Plan and answer members' questions.

At this meeting, the Club informed us that they are planning some logging activity on the property. When this logging activity is completed (sometime this summer), they expect to have cleared some land and trails that should make accessing the subject area much easier.

The Club and Buckeye negotiated an access agreement, which is expected to be resolved shortly, hopefully in August. Once the access agreement is signed, GES will contact Mr. McCoy at the DEC to set up a time to inspect the area.

We are presuming this site inspection will occur in September 2022 (post logging activity), with a resubmission of the work plan tentatively scheduled for October 15, 2022. The viability of this date assumes the access agreement will be executed in August 2022.000

11/22/22 Devin Shay notified the Department that GES visited the site on October 13, 2022. Three surface soil samples were collected from the area using hand tools. No waste was generated.

The laboratory analysis of the 3 samples has been completed and GES is working on a summary letter to submit to the NYSDEC.

12/27/22 FG requested an update on the status of the site from GES.

1/6/23 GES provided an update. Analytical data was provided by Pace for the 3 samples collected. Analytes other than those expected were detected. GES is having PhD chemists review the data before submitting it to the Department. The data and report will be provided to the Department by Feb 6, 2023.

3/22/23 Wendy Marsh with Hancock Law provided the GES report for the former Buckeye site. GES is claiming that the waste is not sourced from their former operations in the area. A copy of the report was provided to Louis Formisano with Marc Law representing ExxonMobil.

Property owner: Enchanted Mountain Beagle Club 2660 Oakes Rd, Olean attn Brett Clouse Treasurer 4245 Mossbrook Rd Friendship, NY 14739 585-307-8471 brettclouse@yahoo.com 94.002-1-1 Liber 937 page 216 acreage 61.07

3/27/23 Joe Wong no longer works for ExxonMobil, neither does Ramon Echevarria. Louis Formisano left Marclaw and now works for Duane Morris 512-277-2291. He still represents Exxonmobil lformisano@duanemorris.com Contacted , Beth Zinkevicz elizabeth.e.zinkevicz@exxonmobil.com

3/31/23 FG spoke to Brett Clouse who is willing to provide a copy of the Title to the property. They are looking for it and will have an answer by 4/14/23.

4/14/23 FG spoke to Brett Clouse with the Enchanted Mountain Beagle Club. He said they were unable to find a title for the property. He said he believes the property was donated to the YMCA who they bought it from. He will ask if anyone knows who donated it to the YMCA.

4/17/23 FG spoke to Brett Clouse who pointed out that the deed states: the premises conveyed by Rae Rosen to Olean Y.M.C.A. by Quit Claim Deed dated March 31, 1992 recorded May 28, 1992 in Liber 919 of Deeds at Page 397 in the Cattaraugus County Clerk's Office.

4/28/23 FG sent a letter to Wendy Marsh representing Buckeye with a response due by May 31, 2023.

5/25/23 FG re sent the letter to Buckeye with a copy to Wendy Marsh with a response due 6/15/23. ROE letter sent to enchanted mountain with a response due 6/15/23.

6/22/23 The Enchanted Mountain Beagle Club returned the signed Right of Entry.

7/20/23 The remedial action plan was provided by Buckeye. The Department provided comments on the RAP with a required response by 8/18/23.

8/22/23 GES provided their response to comments.

8/25/23 NYSDEC provided their response to the GES comments requiring additional investigation at the footprint of the former aboveground storage tanks. The historic information is included in: can be access from the C905031 site in D2. Report date 4/3/2006.

11/7/23 FG requested that Buckeye/GES provide a response to comments.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

CONSTRUCTION SITE

4 MILE RD, WEST BRANCH

ALLEGANY, NY NO ZIP PROVIDED

Spill Number: 1900754

Close Date: 04/23/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: TDJOHNSO

Spiller: UNKNOWN

Contact for more spill info: ABBY KAUSNER

Spiller Phone:

Contact Person Phone: (716) 307-2142

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
04/22/2019		OTHER	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER - OIL	OTHER	0.00		0.00		SOIL SURFACE WATER

Caller Remarks:

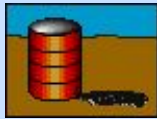
caller believes company is drilling for oil and now believes streams are being contaminated. Boulder ridge Rd is also being affected.

DEC Investigator Remarks:

04/23/19 TDJ MET HOMEOWNER TO INSPECT COMPLAINT OF CRUDE OIL LEAK. WAS TOLD THAT DOG HAD ESCAPED FROM PEN AND HAD ROAMED THE FIELDS IN THE AREA FOR APPROX. 1 HOUR. WHEN HE RETURNED HE HAD CRUDE OIL ON HIS LEGS. I DROVE AROUND AREA AND FOUND NO OIL IN CREEKS NOR ROADSIDE DITCHES. ALSO WENT TO AREA WHERE KNOWN SPILL HAD OCCURED AND NO OIL WAS FOUND IN THAT AREA EITHER. THE DOG MUST HAVE FOUND AN OLD OIL PATCH IN FIELDS FROM 100 YEAR OLD WELL AREA. WILL CHECK FURTHER IF OIL PATCH IS FOUND.

04/24/19 TDJ AFTER REVIEWING PAST DSPILL REPORTS FOUND THAT MINERALS FOUND AN ABANDONED LEAKING WELL THREE HOUSES DOWN FROM COMPLAINANT IN THE FIELDS. EPA HAS BEEN NOTIFIED OF LEAK AND WILL INSPECT FOR CAPPING. MINERAL TECH STATED THAT HIGH GROUNDWATER COULD CAUSE LEAKING TO HIGH GRASS WHICH COULD HAVE COATED THE DOG WALKING IN THE AREA.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

OIL WELL PARCEL OF PRIVATE PROPERTY

821 COUNTY RD 5

BOLIVAR, NY NO ZIP PROVIDED

Spill Number: 2200204

Close Date: 11/01/2022

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: TDJOHNSO

Spiller: FAVIAN GARZA – MINING OPERATIONS (10 YEARS AGO) Spiller Phone:

Contact for more spill info: FAVIAN GARZA

Contact Person Phone: (281) 201-7168

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
03/21/2022		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL, GROUNDWATER

Caller Remarks:

15 barrels of conprimzed barrels has been leaking mixed with rainwater over the course of 10 years. Unknow when the overflow leaking started. Cleanup is pending.

DEC Investigator Remarks:

04/08/22 TDJ CONTACTED PROPERTY OWNER WHO STATED THAT MINERALS RIGHTS OWNER TERRY COLLINS IS RESPONSIBLE FOR DRUMS OF PETROLEUM/WATER LEAKING NEAR THE STORAGE TANKS. WILL INSPECT SITE ON 4/11 TO DETERMINE CONTENTS AND SPEAK WITH TERRY IF ONSITE.

04/11/22 TDJ WENT TO LOCATION WHERE I CHECKED DRUMS IN QUESTION. THERE WERE 12 DRUMS WITH CONTENTS FROM EMPTY TO OILY WATER TO CRUDE SLUDGE. SPOKE WITH TERRY COLLINS ON PHONE FOR REMOVAL UPDATE. HE IS WORKING ON REMOVAL OFF DRUMS LEFT FROM FORMER LEASE OWNER. SHOVEL MARKS AROUND DRUMS SHOW THAT HE IS DEALING WITH THE SITUATION. WILL CONTACT IN TWO WEEKS FOR UPDATE.

06/14/22 TDJ WENT TO SITE HERE GRASS AHS GROWN MAKING VISUAL OF DRUM AREA DIFFICULT. WALKED INTO FIELD AND FOUND DRUMS IN SAME PLACE. GROUND REMAINED WET POSSIBLY CAUSING REMOVAL PROBLEMS. WILL CONTACT TERRY FOR DISPOAL TARGET DATE.

07/15/22 TDJ SPOKE WITH TERRY)585)808-0982 WHO STATED HE HAS BEEN TAKING OUT SLOWLY AND HAS TO GET SMALL MACHINE TO GET AT BIGGER DRUMS. DRY IN AREA NOW.

08/23/22 TDJ SPOKE TO TERRY WHO STATED THAT (4) SMALL DRUMS REMAIN IN FIELDS. ALL OTHERS ARE OVERPACKED FOR DISPOSAL AT ANGELICA LANDFILL. HEAVY RAIN WILL SLOW AGAIN DUE TO FLOODING IN AREA.

09/08/22 TDJ SPOKE WITH TERRY WHO UPDATED HIS WORK ON-SITE. ALL DRUMS HAVE BEEN MOVED AND CONTENTS HAVE BEEN CONSOLIDATED INTO (3) DRUMS. HE WILL BE TAKING TO ALLEGANY LANDFILL IN ANGELICA FOR DISPOSAL WHEN APPROVED. PICS OF CLEAN SITE AND DISPOSAL INFO WILL FOLLOW.

09/21/22 TDJ SPOKE WITH TERRY WHO STATED THAT ALL DRUMS WERE REMOVED. THE CONTENTS OF ALL WERE PLACED INTO THREE DRUMS FOR DISPOSAL. PICS OF SITE WILL BE SENT.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

FORMER NATIONAL TRANSIT PUMPING STN / BASS PROP
593 W. MAIN ST

HANCOCK, NY NO ZIP PROVIDED

Spill Number: 1304964

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

Spiller: PIERCE WAGNER – BUCKEYE PARTNERS LP

Spiller Phone:

WAYNE MATTESON/607-423-4321 CELL – FORMER COMMERCIAL PROPERTY

DEC Investigator: KAOSBAC

Contact for more spill info: russell bass

Contact Person Phone:

Category: Known release which created a fire/explosion hazards (inside or outdoors), drinking water supply contamination, or significant releases to surface waters.

Class: Unable or Unwilling RP – DEC Field Response – DEC Corrective Action Required

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
08/07/2013		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		
UNKNOWN PETROLEUM	PETROLEUM	0.00		0.00		SOIL, GROUNDWATER

Caller Remarks:

no tank in place, but product found.

DEC Investigator Remarks:

08/07/13 – TC with Wayne Matteson (Matteson Engineering). He is on site with drill rig doing borings / site assessment of the property for the owner, Russell Bass. The site is the former Larimer & Norton factory. They closed in 2004. They used to make the baseball bat slugs for Louisville Slugger. Nothing noted in the first boring located in front of the site. The second boring near office on east side was where they noted a black/brown thick product on the GW at appr. 8' to 10' below grade. He indicated it looks like a heavy oil/crude. He indicated that historically the site was a pumping station for crude oil. They plan on doing two more borings at the site. They are taking samples and will send in a copy of the site assessment report via email. DP

08/07/13 – Further investigation indicated that site was the location of pumping station for the Olean – Bayonne Oil Pipeline which transported oil from western NY and PA to NJ and had a capacity of 50,000 barrels per day. DP

8/29/13–Subsurface report does not include soil samples or petrol ID of free phase. Requested via email. Very low VOCs in gw. SVOCs are ND. tdl.

10/8/13–After discussions with owner's attorney and consultant it was decided a PIN was required to do the site investigation since the property owner was not the spiller of the oil 100 years ago. Contacted JJ @ PES to initiate SSI. tdl.

10/24/13–Site visit, walk around, discuss MW locations, with Steve Phelp from PES and Wayne Matteson, owner's envtl consultant. tdl.

12/31/13–work plan w MW locations, fwd to KK, Bass's attorney. tdl. See Edocs.

1/29/14–Soil Boring report. Not many hits of 8260 or 8270 compounds, but alot of TICs, and DROs 4700 & 7100 ppm in PES–G & I. tdl.

2/5/14–The three MWs sampled were ND or negligible. tdl.

11/17/14–SSI report indicates LNAPL free product resembling crude oil across center of property. Half a foot in MW–1. Dissolved contaminants barely exceed gw standards. Fwd'd to KK & WM. tdl.

1/11/16–MW–1 was broken/destroyed, probably from snowplow. Needs to be replaced. tdl.

2/27/17 – FOIL W017316–012517, EDOCS VIA FTS
w/1602112[R],9909978[R],0411903[E],0707200[R],0911814[E],1005911[E],1010475[E],1304964[E],8912238[R],9107117[E],9108879[E],9310717
[[R],9313704[E],0009308[E],0550723[E],0713579[E],0803667[R],1409165[R],8800821[*CO site no docs],0104399[R]

8/28/17 – FOIL W023921–070317, EDOCS via WebQA.

2/20/19–Ltr to Bass re Recovery Well installation. tdl

3/11/19–Dug test pit for RW ifo building near MW–1 location. Free product on gw ~6'. Stinky clay layer 4.5–6'. Contacted Luzon for vac truck to remove product prior to installing culvert and backfilling. ~1300 g removed. Oil blobs continue to enter pit.
–Dug test pit near RW–3 area on E side of building. No product noted on gw. tdl

5/29/19–Rec'd pre–work notification for installation of PBS USTs. tdl

6/20/19–On site w ECO Doig and tank contractor. No sheen visible in tank pit wells. Some in canopy footer pits. Advised PES to vac them too. Rec'd water tests from gas tank excavation. ND. OK pump to grass w/o treatment. tdl

7/9/19–Rec'd PES vac report. ~30 g recovered. tdl

7/17/19–Soil pile still there. Called NRC to see if they will haul. USTs and piping installed but not graded yet. tdl

8/15/19–Several ~40' lengths of 6" steel pipe dug up on site. Most likely old crude oil transport lines. tdl

09/23/19 – TC with Steve Phelps (PES). Discussed spill and current status. DP

10/24/19 – TC with Steve Phelps (PES). Discussed spill. Will send him an email with items to do. DP

11/04/19 – TC with Steve Phelps (PES). Kevin Ballou (PES) taking over project. DP

11/06/19 – TC with David Gilmore (Highland Associates). They are firm dealing with Hancock School bus Garage renovation project. When performing geotechnical borings hit contamination. He will send me copy of the report. No soil samples taken for petroleum. DP

11/06/19 – Received Geotechnical report for Hancock School Bus Garage renovation project. Report indicated petroleum contamination noted in four borings (SB-1 – SB-4) performed at south end of bus garage. DP

11/06/19 – TC with Jerry Vernold (Hancock Town Supervisor). Discussed spill. Okay to access Town property to check for monitoring wells, etc. DP

11/07/19 – Met on site with Kevin Ballou (PES). No one else at site. Checked for monitoring wells and recovery wells. Only found MW-4 (damaged) and the two recovery wells. Measured distances to wells from two points to get well ties. Kevin sampled all three wells. No measureable free product noted but all had sheen and petro odor. Unable to find all the other monitoring wells. Site has had extensive grading down, some areas filled, and been paved. The pumping building (now renovated to a convenience store) and the office building the only original buildings/structures left from the National Transit Pumping Station. Walked site, railroad tracks, Hancock School Bus Garage Site, Town of Hancock site, and Capra site. Only found one possible historical well from Spill # 8402643 and 9802501. Spoke with personnel at Town Hall and at Bus Garage. Unable to check stream shoreline due to conditions. Took photos. Dp

11/07/19 – Met with Kevin Ballou at bus Garage site. He checked possible historical well (possible MW – B-14 from Spill # 8402643). Depth of well only appr. 10' and only appr. 3" of water in bottom of well. Unable to get enough water to sample. No petro odors noted. DP

11/07/19 – Stopped back at site (now The Old Bat Factory) and met with Russell Bass. Discussed spill, investigation, and cleanup. Took photos. DP

11/21/19 – Received sample results for 11/07/19 sampling event. Results were MW-7 – 6.9 ppb (8260) with 509 ppb TICS, 67 ppb (8270) with 1291 ppb TICS, 310-13 – 13 ppm motor oil and 8.5 ppm #2 fuel oil, DRO – 13 ppm. RW-1 – 3.2 ppb (8260) with ND TICS, ND (8270) with 146.3 ppb TICS, 310-13 – 600 ppb motor oil and 380 ppb #2 fuel oil, DRO – 1.4 ppm. RW-2 – ND ppb (8260) with ND TICS, 6.0 ppb (8270) with 155.7 ppb TICS, 310-13 – 1.7 ppm motor oil and 0.99 ppm #2 fuel oil, DRO – ND. DP

12/02/19 – TC with Patricia Vernooys (Vernooys). She indicated they were hired by Bass to dispose of contaminated soil but were to bill Tom Lane (DEC). They were working for both Russell Bass and UltraCon. Vernooys emailed bill to Tom Lane. Vernooys was paid. She indicated they did not have Part 360 permit number. DP

03/02/20 – TC with Tammy Wadson (Hancock CSD). Discussed spill and access. DP

03/02/20 – TC with John Rajoppi (Capra Ent.). Discussed access letter. DP

03/02/20 – TC with Mike Argiros. Discussed access letter. DP

03/03/20 – TC with Ken Hollenbeck (TransCanada/Columbia Pipeline). They sold small parcel at corner of current Bass property to Russell Bass. DP

03/04/20 – TC with Terry Dougherty (Hancock CSD) and John Mauro. Discussed access to school bus garage property and the upcoming addition project for the school bus garage. DP

03/05/20 – Met on site with Dan Wehn (DEC) and Kevin Ballou (PES). Walked site and checked proposed locations for borings/monitoring wells. Spoke with Ken Kaplan at his site regarding DEC site access. Found old appr. 12" water line on Kaplan property daylighting near river. DP

04/03/20 – TC with Kevin Ballou (PES). Discussed spill. Advised him investigation not essential. DP

04/08/20 – TC with Ken Kaplan. Discussed access. He will sign access and return it to the DEC. He indicated he would need one week prior notice of work. DP

04/17/20 – TC with David D'Agostina (ExxonMobil). Discussed spill and site. DP

04/20/2020 – DJW and DP responded to a Kevin Ballou advising PES to install curb boxes around the proposed wells to allow for future sampling. –DJW

05/01/20 – TC with Ian Reed (Roux Associates). They represent ExxonMobil. Checked records and ExxonMobil has no ownership ties to site. Lineage shows that Buckeye has ties to ownership of property/pipeline. DP

06/15/20 – Stopped at site PES (van with trailer, pickup, utility truck, geoprobe rig, and 3 guys) on site starting to install soil borings/monitoring wells. Spoke with Mike Argiros and he gave access to the cinema and motel properties. SB-1 at 12'-16' stained, wet, petro odor (old) and sheen and wet at 15'. 16'-20' stained, wet, petro odor (old), sheen, and product. Total depth of SB-1 was appr. 24'. SB-2 at 4'-8' – petro odor (gas) and dry, 8'-12' – petro odor (gas) and dry, 12'-16' – petro odor (old), wet at last few inches, stained, 16'-20' – stained, wet, petro odor (old), sheen and product. SB-3 at 20'-24' wet, stained, sheen, and petro odor (old). total depth 24'. SB-4 at 0'-4' – petro odor, stained and dry, 4'-8' – damp at 4'-5' with rest dry, 4'-5' section had petro odor and stained but rest had no odor and no staining, 8'-12' – dry, no staining, slight musty to old petro odor, 12'-16' – dry, no staining, slight musty to old petro odor, 16'-20' – bottom few inches wet, petro odor in wet area and other area had petro odor (old)/musty odor, 20'-24' – wet, petro odor (old), product with total depth of 24'. PES still on site installing borings/MWs when I departed. DP

06/17/20 – TC with Kevin Ballou (PES). He indicated boring in rear west corner of Bas property had 1' to 2' of product in it. Advised him that Dan Wehn was enroute to site. DP

06/18/20 – Stopped at site. PES on site installing borings and monitoring wells. PES – 3 guys, van, trailer, geoprobe unit, PID, utility truck, and car. Watched the installation of boring 5A. Boring – 5A contaminated, groundwater at appr. 16' and product noted. Took photos. DP

06/22/20 – TC with Ken Kaplan. Discussed subsurface investigation and drilling borings/monitoring wells. DP

06/22/20 – TC with Kevin Ballou. Boring # 24 is worst so far. Feet of product noted in soil. DP

06/23/20 – Stoppe at site. PES on site installing borings and monitoring wells. PES – 3 guys, minivan, van, trailer, geoprobe unit, PID. Kevin Ballou left site at lunch time. Installing borings on Town of Hancock property. Stopped back at site at 1310. PES installing Borings # 37 & 38. B-37 contaminated at appr. 9.5' to 11' with groundwater between 9' & 10'. Found old MW-19 from 1984 spill near B-37. Groundwater in MW-19 at appr. 9.8' with total depth of well at 15'. Boring # 38 – no obvious contamination noted. DP

06/23/20 – Stopped at Hancock Library. Found historical picture of west end of Hancock showing entire National Transit Pumping Station including main building and large vertical storage tanks located on both sides of main building. Took photos. DP

06/23/20 – Stopped back at NTP site and met with PES and discussed old picture of site. PES installing Boring # 39. From 0' to 12' no petro odors noted with wet between 10' to 12'. DP

06/26/20 – TC with Kevin Ballou (PES). Discussed borings/monitoring wells. They are scheduled to sample monitoring wells on 7/6/20. Advised him to analyze water samples using same methods used to analyze soil samples. DP

06/30/20 – Received soil sample results for soil borings 1 to 11, 13, 14, and 16 to 20. Samples analyzed using full 8260 and 8270 (including TICs), diesel range organics (DRO), and 310-13. Results had some hits in normal constituent lists in 8260 and 8270 but majority of hits were TICs for both methods. 8260 TICs ranged from 577,000 ppb in SB-2 to 0 in SB-5 and SB-6. SB-5 and SB-6 were ND for all methods except for 8270 TICs. 310-13 results all showed #2 fuel oil which ranged from 0 ppm in SB-5 and SB-6 to 7300 ppm in SB-9. See file for full results. DP

07/07/20 – TC with Kevin Ballou (PES). He indicated not much product in monitoring wells so far. DP

07/23/20 – Reviewed soil sample results for soil borings 5A, 12, 15, and 21 to 43. Samples analyzed using full 8260 and 8270 (including TICs), diesel range organics (DRO), and 310-13. Results had some hits in normal constituent lists in 8260 and 8270 but majority of hits were TICs for both methods. 8260 TICs ranged from 305,000 ppb in SB-23 to 0 in several SBs. 8270 TI CS ranged from 302,900 in SB-23 to 0 in SB-43. 310-13 results all showed #2 fuel oil which ranged from 0 ppm in several SBs to 5400 ppm in SB-24. See file for full results. DP

09/15/20 – TC with David Gillmor (Highland Asso.). The Hancock CSD Bus Garage project has been changed. They are no longer doing an addition. Just going to do drainage work and some footings for posts for overhang on building. Will schedule to meet on site with PES. DP

10/01/20 – Met on site with representatives of Hancock CSD, Highland Associates, and Kevin Ballou (PES) to discuss upcoming bus garage drainage project and the possible canopy installation project to add a canopy from the end of the existing bus garage back to the railroad track fence line. DP

10/29/20 – TC with Kevin Ballou (PES). Conference call with Dr. Doss and David Thal regarding forensic analysis to determine age of spill/product and type of crude oil and any other products in plume. DP

10/30/20 – TC with Kevin Ballou. Discussed forensic analysis. Advised him I would like to date and ID product and to see if product matched in all the different areas at the site where product/contamination noted. Also looking for make up of product. DP

11/09/20 – TC with Kevin Ballou. He will send in forensics proposal. DP

11/09/20 & 11/11/20 – Received groundwater sampling results. See file for results. Sampling performed on 10/22/20 and 10/29/20. Samples analyzed using 8260 (with TICS), 8270 (with TICS), and 310–13. 310–13 results ranged from 1500 ppb to 690,000 ppb in MWs 1, 3, 4, 11, 13, 14, 15, 18, 19, 20, 21, 25, 27, 31, 37, and 42. The two highest were MW–4 at 570,000 ppb and MW–20 at 690,000 ppb. MWs 2, 9, 10, 23, 24, 28, and 40 were not sampled. DP

01/13/21 – Met on site with Kristy Oseback (DEC) and PES. PES on site doing soil boring in preparation for dig out at back end of the Hancock CSD Bus Garage. PES taking characterization soil samples for disposal so they can live load during dig out. Free product noted in soil samples from borings. Walked site with Kristy and discussed spill and current investigation and cleanup status. PES arrived on site at appr. 1130. PES – two guys (Abe and Mike), utility truck and trailer, and geoprobe rig. Took photos. DP

01/14/21 – Transferred spill to Oseback. DP

02/22/21 – Conference call with Hancock CSD, Kristy Oseback (DEC), and contractors for Hancock CSD for dig out, backfill, and bus garage construction project. DP

03/24/21 – Met on site with Kristy Oseback (NYSDEC). PES on site digging out contaminated soil from Town of Hancock and Hancock CSD property. Free product noted on groundwater in excavation. Abe on site for PES. Took photos. DP

Excavation Activities occurred during April–August 2021. Approximately 7,000 tons of soil was excavated and removed. Groundwater was treated using carbon system before discharging into municipal storm water system. KO

10/08/21– Received Subsurface Investigation Report. KO

06/28/2022– Received Remedial Excavation Report. KO

10/18/2022– Received requested Feasibility Study. PES identified four AOCs, recommends excavation in two AOCs and skimming in remaining two. KO



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

BUGMAN WELL COMMERCIAL
11588 BIXBY HILL RD

ARCADE, NY NO ZIP PROVIDED

Spill Number: 2301985

Close Date: 08/16/2023

ADDRESS CHANGE INFORMATION

Revised street:
 Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
 DEC Investigator: FXGALLEG

Spiller: MILLFORD DRAKE OR KEVIN POWELL
 Contact for more spill info: CHAD B

Spiller Phone:
 Contact Person Phone: (585) 738-0432

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended		
06/09/2023		VANDALISM	NO	NO		
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	200.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

Vandalism last night of site glass that caused oil to leak out of it. 20 ft circle of oil on ground (stone and dirt). Estimating around 200 gallons, Cleanup in progress ***UPDATE Adjacent properties well number 310092657000 roll 22567 kcpowell-1 family oil well on property 11769 bixby hill Rd. 11747 Bixby hill Rd (powell) Gregg Maxwell Esq Lawyer representing ^ 7164802882 has a active litigation against the spiller.

DEC Investigator Remarks:

6/8/23 FG spoke to Chad Bugman who said the release was from a crack in the site glass. It is contained at the well and he is having well tenders pick up the spill and stage it on plastic for disposal at the chautauqua county landfill. He said he would provide pictures.

Rudin Emborsky with minerals was going to inspect the site today.

6/9/23 Rudin Embosky with Minerals inspected the site today: I attached some photos of the spill on Bixby Rd in Arcade. The flow line where the sight glass failed has been replaced. I wasn't able to determine if it was indeed vandalism or just equipment failure. The well tenders had the spill contained and were waiting for the excavator to arrive to remove the oil and paraffin. They said they would send a photo of the final cleanup.

I can schedule a follow up inspection for next week if necessary.

Rudin

6/12/23 FG notified Chad Bugman that the property owner believes the cleanup was not completed. Mr. Bugman said that his staff did complete the cleanup and the impacted soil will be disposed of. Mr. Bugman said that he would not recommend going to inspect the site alone because the property owner has made threats to people who come on the property. He said they blocked the driveway so his staff couldn't leave and admitted to shutting off the valve on the well. Mr. Bugman said that this caused a pressure buildup because the pump is on a timer which caused the break in the site glass.

6/13/23 Minerals inspected the well cleanup on 6/12/23 and the cleanup was complete. A photo of the cleanup was provided.

Chad Bugman 585-738-0432 chadbugman@yahoo.com

8/16/23 Chad Bugman provided the disposal receipt for the petroleum impacted soil that was properly disposed of. No further action is required. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

VACANT PROPERTY

900 POUNDS RD

LITTLE GENESEE, NY NO ZIP PROVIDED

Spill Number: 2304355

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: INSTITUTIONAL, EDUC, GOV, OTHER

DEC Investigator: CMMIKIDA

Spiller: RYAN PINNEY – UNKNOWN

Contact for more spill info: RYAN PINNEY

Spiller Phone:

Contact Person Phone: (585) 376-4794

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
08/20/2023		UNKNOWN	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SURFACE WATER

Caller Remarks:

Large amount of oil coming from up the hill, flowing through property and into the Foster Creek that feeds into the Little Genesee Creek. A lot of old oil wells in the area. Unknown where it's coming from. Unknown quantity. No cleanup status. Kirsten Anderson notified at 1623.

DEC Investigator Remarks:

08/20/23 CMM called resident, Ryan. Ryan has been noticing an oil smell for about a week and upon inspecting a ditch out near the road in front of his property, he observed oil. The ditch connects to Foster Brook which ultimately outfalls into Little Genesee Creek. He walked upstream still observing the oil until he reached private property. He knows there are oil and gas wells upstream in the hills and believes this is likely the source. Photos received depicting oil impacts. Spills enroute and Ryan will check downstream to determine farthest extent of impacts.

CMM call with resident, Ryan, while enroute. Ryan inspected downstream and discovered a beaver dam that has been significantly impacted. Thick layers of oil and a dead beaver observed. The dam appears to have contained most of the oil as Foster Brook is running clear downstream and Little Genesee Creek is not affected. CMM called T&R to start mobilization for a spill trailer at a minimum.

CMM calls with resident, Ryan, and T&R. Vac truck necessary and being mobilized. Spills supervisor and Emergency Management are aware of the situation.

CMM site inspection. Arrived on-site and met with spill caller, Ryan, and downstream neighbor Colby. Inspected beaver dam area. Access to beaver dam is adjacent to Streeter Brook and Pounds Road fork. Area is wetland/swamp full of streams, pockets, pools, and puddles of oil. Layers of oil ranging from very thick to globs. Dead beaver observed coated in oil. Inspected Foster Brook downstream of beaver dam near Colby's property. Water running clear. This area is very accessible and good for boom deployment. Inspected upstream near Ryan's property along Pounds Road. Oil and sheen observed in roadside ditch. This ditch is not Foster Brook. The ditch connects to Foster Brook under the roadway right before the beaver dam. Walked upstream until private property was reached. Source is likely beyond this point, but due to nightfall and accessibility issues, source will be thoroughly investigated tomorrow. No rain anticipated for several days. T&R arriving on-site. Plan for tonight is to remove as much product from beaver dam area and deploy boom downstream. T&R workers began utilizing vac truck and skimmer to pump oil layers from wetland area. Cleanup approach working effectively. Absorbent pads will have to be applied as well for smaller pockets.

Vac truck and skimmer work completed for tonight. Booms deployed in Foster Brook downstream near Colby's property where water is running clear. Work to continue tomorrow.

08/21/23 Notes:

-KB arrived on site at 10:00am. T&R already on site with 2 pickups, response trailer, and vac truck. Frac tank arrived later. -Met with RE of Oil & Gas who had located the source of the spill, a ~1,000-1,500 gallon crude oil tank that had overflowed. The tank appeared to be filling from an uphill oil well. KB and T&R walked the entirety of the spill to assess the area. DLE arrived on site, then RP to formulate plan of action. KB, RP, and T&R assessed tank and well site. -T&R had already deployed 2 booms downstream of the beaver dams, then skimmed approximately 750 gallons of oil off the water and removed off site to the frac tank located at the Town of Genesee highway department on Salt Rising Rd. -T&R set up 2 more booms downstream of the beaver dams, as well as booms by each dam outflow. Began to place absorbent pads on the areas of highest oil concentration. -T&R plans to be back onsite around 8:00am tomorrow. Will bring UTV and have 5 personnel to work on placing and removing absorbent pads throughout the affected area. They plan to bring in a roll off tomorrow or Wednesday. -KB and T&R off site around 4:00pm, DLE still on site.

08/22/23 Notes:

-KB on site at 10:00am, T&R already on site with 3 pickups, trailer with UTV, response trailer, and vac truck. CM and DLE arrived later -T&R removed about 2 feet of oil from the tank -T&R replaced all old absorbent pads with new ones, then began placing pads in other locations -T&R continued removing oil with vac truck and placing pads and booms -Booms on Little Genesee creek checked, no product found -Vac truck removed approximately 1,500 gallons of fluid, mostly being oil. Approximately 18 bags full of used absorbent pads brought up hill and waiting to be placed into roll off that's arriving tomorrow -DLE took drone photographs of beaver dams spill site and tank site -T&R off site at 3:30, KB and DLE off site at 4:15 -T&R plans to be back on site at 8:00am tomorrow, continue replacing pads and booms

08/23/23 Notes:

-KB on site at 10:30am, T&R already on site with 2 pickups, 1 response trailer, 1 vac truck, 1 UTV, and 3 personnel -T&R walked booms through the water to push and contain the oil into a smaller area, then lined the area with clean absorbent pads -T&R changed out all booms with new ones, and continued removing old pads and replacing them with clean ones -Vac truck not in use today -KB off site at 11:30 am, then KB and CM back on site around 2:30pm -No samples taken, Montana Yastremski of T&R had to leave early for other emergency. Sampling to be done tomorrow -KB and CM off site at 3:30pm, T&R still on site

08/24/23 Notes:

–CMM on–site with T&R, T&R continues to change out absorbent pads and boom. –Assisted T&R with water sampling in Little Genesee Creek at 3 separate bridge locations (Streeter Brook bridge, Sanford Hollow bridge, and Route 5 bridge). –Approximately 2,250 gallons of oil was collected with the vacuum truck during the first couple days, and it has not been utilized since. –Most downstream property owner has signed a Right of Entry. The oil tank property and the spill caller property owners have not been around. Other neighbors said both owners are only around occasionally on the weekends or seasonally as their properties are secondary residences for camping and hunting. Tracked down and contacted both owners who should be around this weekend to sign and return ROEs. –Light rains have not resulted in much water flow, but the beaver dam waters are significantly clearing up and the cleanup approach continues to be effective.

08/25/23 Notes:

–CMM correspondence with T&R, heavy overnight rains resulted in increased water flow and water levels. –Natural flushing mobilized residual oils and absorbents captured product. Some impacts were noticed and collected downstream from the beaver dam, but no impacts made it past Little Genesee Creek absorbent boom or harbor boom. T&R continues to change out pads and boom. –No meaningful rain is forecasted for this weekend.

08/28/23 Notes:

–CMM and KB on–site with T&R, T&R changing out absorbent pads and boom. –T&R working upstream of beaver dam in ditch that flows from oil tank to wetland area. Pockets of oil encountered and absorbed. –Right of Entries retrieved for oil tank property and spill caller property.

08/30/23 CMM. Virgin oil letter and spill report sent to T&R so they can bypass waste characterization sampling. Impacted soil up near the crude oil tank will be excavated in September. At this point, confirmatory soil sampling will not be necessary. T&R crew continues to be on–site daily to change out impacted absorbent pads and boom.

09/01/23 CMM continued correspondence with T&R. Workers continue to change out pads and boom. Water significantly clearer. No meaningful rain events occurred this week and none anticipated for the weekend. Roll–off dumpster on–site for all the garbage bags of used absorbents. Absorbent change outs slowing down with drier weather. Flushing event being scheduled for next week. Spill is progressing from daily monitoring to weekly monitoring (weather dependent).

09/05/23 CMM site inspection. Arrived on site and met with T&R. T&R utilized two 3,200–gallon water trucks to flush waterway from oil tank hilltop to beaver dam area. Fresh boom deployed at beaver dam. Visualized water flowing at an increased rate through drainage ditch in front of 900 Pounds Road. Petroleum sheen noticed. T&R workers changed out any pads and boom that were impacted from the weekend and flushing event. 104 bags of absorbent waste generated to date.

09/11/23 CMM site inspection. T&R was on–site earlier changing out pads and boom from the weekend. Water looking clear. T&R plans to excavate impacted soils up near crude oil tank this week.

09/15/23 CMM continued correspondence with T&R. T&R completed majority of excavation activities. Shallow dig and several roll–off dumpsters were filled. Black oil was encountered throughout excavation along with old used absorbent pads. Boom was placed downgradient of excavation activities to capture any residual oil released from disturbed soils. Impacts from base of crude oil tank to surface water ditch successfully removed. T&R just has to grab one maybe two more loads on Monday.

09/20/23 CMM email with T&R. Excavation completed. T&R is down to monitoring/changing out pads and boom weekly, unless heavy rain is received. Thorough site walkthrough with T&R is scheduled for next Thursday, 9/28.

09/28/23 CMM and KB site inspection with T&R. Visualized excavation activities that were completed up near the crude oil tank. Excavation acceptable. Some black staining remains under tank, but it is not accessible. Waste drums generated from cleanup around oil well head still remain. Walked entirety of surface water ditch from tank to beaver dam. Water clear. An occasional slight sheen noticed. Occasional black stains spotted on vegetation along bank, but water level much lower than these spots. Overall, any recoverable contamination has pretty much been cleaned up. At this point, natural attenuation will handle any residual impacts and absorbent booms will be monitored. Waste tanker staged at highway garage still remains. T&R will work on disposing of waste drums and tanker.

10/12/23 CMM correspondence with T&R. Workers collected the waste drums on Monday, 10/9. Workers scraped/hand dug any black stained soil remaining around well head. Workers inspected absorbent boom and changed out any with staining. T&R is having trouble finding a disposal facility that will take the tanker waste. They will expand their search and plan to check on the site another time in late October.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ALLEGANY RIVER
UNKNOWN ROAD

SALAMACA, NY NO ZIP PROVIDED

Spill Number: 1509692

Close Date: 12/28/2015

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: UNKNOWN
DEC Investigator: FXGALLEG

Spiller: CLIFFARD – UNKNOWN
Contact for more spill info: CLIFFARD

Spiller Phone:
Contact Person Phone: (716) 983-6047

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
12/27/2015		UNKNOWN	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
UNKNOWN PETROLEUM	PETROLEUM	0.00		0.00		SURFACE WATER

Caller Remarks:

sheen seen on the water. unknown further. call was taken from US Coast Guard

DEC Investigator Remarks:

12/27/15 FG SPOKE WITH CLIFFORD WITH SENECA NATION WHO STATED THAT SHEEN WAS OBSERVED ACROSS ENTIRE ALLEGANY RIVER IN ONE LOCATION. HE MOVED TO A FEW MORE BRIDGES BUT THE DAYLIGHT WAS ENDING MAKING OBSERVATION DIFFICULT. HEAVY RAIN WAS MOVING THROUGH THE AREA DURING THE DAY POSSIBLY PUSHING CRUDE OIL FROM HILLS INTO RIVER. NO SOURCE NOR TRAFFIC ACCIDENTS WERE NOTED DURING THAT TIME.

12/28/15 FG CONTACTED CLIFFORD AGAIN WHO STATED THAT HE WAS AT THE RIVER AT 0700 HRS AND AS THE RIVER WAS MOVING RAPIDLY NO SHEEN WAS OBSERVED. HE WILL FOLLOW UP IF ANY ADDITIONAL SHEEN APPEARS.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

COMMERCIAL

8204 RAVILN HILL RD

CLYMER, NY NO ZIP PROVIDED

Spill Number: 1811518

Close Date: 04/16/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: TDJOHNSO

Spiller: EMPIRE ENERGY

Contact for more spill info: TIM HULL

Spiller Phone:

Contact Person Phone: (716) 450-4341

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
02/17/2019		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	150.00	GALLONS	0.00	GALLONS	SOIL, GROUNDWATER

Caller Remarks:

The cleanup is pending. No surface water that he is aware of is affected

DEC Investigator Remarks:

02/18/19 TDJ WENT TO LOCATION WHERE MANY SERVICE VEHICLES WERE ONSITE FROM EMPIRE ENERGY. THE SITE WAS OFF ROAD ON A HILLSIDE IN A CORN FIELD. A HUNTER TAKING DOWN A TREE STAND NOTICED THE CRUDE OIL COMING OUT OF GROUND AND NOTIFIED EMPIRE. A VAC TRUCK WAS ONSITE SUCKING UP THICKENED CRUDE WHICH WAS THE CONSISTENCY OF MOLLASSES. WORKERS HAD FOLLOWED THE FLOW INTO A WOODED AREA WHERE BOOMS WERE PLACED BEFORE IT REACHED ANY WATERWAYS. A BULLDOZER WAS ONSITE TO PULL THE VAC TRUCK OUT WHEN FINISHED. WE DISCUSSED IDEAS FOR CLEANUP AND DECIDED TO BRING A BACKHOE TO SCRAP OIL AND SOIL TO PLACE INTO A SKID TO PULL OUT FOR DISPOSAL. THE WORK WILL BE COMPLETED WITH THE COLDER WEATHER TO HAVE HARD SURFACE TO WORK ON. WILL CONTACT EMPIRE FOR UPDATES.

02/21/19 TDJ WENT TO SITE AND SPOKE WITH EMPIRE WORKER. BOOMS IN WOODED AREA WERE JUST CHECKED AND REPLACED IF NEEDED. NO DIGGING HAS BEEN PERFORMED AS OF YET DUE TO SNOW REMAINING ON SURFACE. WARMER WEATHER THE NEXT FEW DAYS SHOULD MAKE WORK EASIER TO FIND PATH OF CRUDE. THE DIGGING WILL START SOON AFTER.

03/13/19 TDJ WENT TO LOCATION WHERE FINAL DIGGING OF AFFECTED SOIL WAS BEING PLACED INTO LINED HOLDING PITS WHERE SNOW MELT WAS CAUSING WATER WITH OIL TO FORM WHICH WAS BEING PUMPED INTO A HOLDING TANK. SOIL WILL BE MOVED FROM PITS TO DISPOSAL SITE WHEN CLEANUP IS COMPLETE.

03/25/19 TDJ TIM HULL CALLED TO UPDATE SITE. ALL CONTAMINATED SOIL HAS BEEN TAKEN OFFSITE AND DISPOSAL RECEIPTS ARE BEING GENERATED. WATER PITS HAVE BEEN LEFT IN PLACE IF NEEDED IN FUTURE. OILY WATER WAS PUMPED INTO PRODUCTION TANK FOR PROCESSING.

04/16/19 TDJ RECEIVED DISPOSAL RECEIPTS FOR CLEANUP OF SPILL AREA IN FIELDS. APPROX.84.01 TON OF CONTAMINATED MATERIAL WAS TAKEN FOR EMPIRE ENERGY VIA CASELLA WASTE SERVICES TO CHAUTAUQUA LANDFILL FOR DISPOSAL. THESITE WAS CLEANED TO SATISFACTION OF DEC SITE MANAGER.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

LEAKING OIL WELL – JIM LEE
ROUTE 248

WEST UNION, NY 14806

Spill Number: 1600685

Close Date: 09/22/2021

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: MJBARBER

Spiller: JIM LEE
Contact for more spill info: CALLER

Spiller Phone:
Contact Person Phone:

Category: Known or probable release, where, without action, there is a potential for a fire/explosion hazard (indoors or outdoors), contamination of drinking water supplies, or significant release to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
04/20/2016		UNKNOWN	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		GROUNDWATER SURFACE WATER

Caller Remarks:

DEC MINERALS PERSONNEL DISCOVERED THE EXISTENCE OF AN OIL SEEP DOWN GRADIENT OF A WELL FORMERLY PLUGGED BY THE EPA ON THE JIM LEE PROPERTY. THE OIL SEEP APPEARS TO HAVE BENTONITE IN THE ENTRAINED IN IT INDICATING IT MAY HAVE COME FROM A NEARBY PLUGGED WELL. IRON SHEENING BACTERIA IS ALOS NOTED NEAR THE SEEP. LOCATION OF THE WELL IS OFF HAUL ROAD OF ROUTE 248 42.09119, 77.70428.

DEC Investigator Remarks:

04/20/2016: RP TO MEET WITH MINERALS PERSONNEL TO PLACE BOOM AROUND THE OIL SEEP UNTIL EPA CAN BE CONTACTED AND ARRANGEMENTS ARE MADE TO REMEDY THE LEAKING OIL WELL. RPINKOSKI ONSITE WITH DEC MINERALS. THE ASSUMED WELL IS LOCATED DIRECTLY WEST OF THE ROAD, ABOUT 30FT FROM THE INTERSECTION OF THE ROAD AND SR 248. GAS BUBBLES AND A SMALL AMOUNT OF AMBER PRODUCT CAN BE SEEN ENTERING THE BOTTOM OF A POOL OF WATER THAT LEADS DOWN TO THE STREAM BELOW. THIS AREA IS COVERED IN POSSIBLY PRECIPITATE OR BACTERIA THAT IS UNDERLAIN BY GASES AND OIL. THERE IS SOME OIL ON THE SURFACE OF THIS MATERIAL THAT APPEARS BLACK. A BOOM WAS PLACED JUST ABOVE THE STREAM WHERE A LOG HAD FALLEN ACROSS THE FLOWING WATER. THERE WAS A MINIMAL AMOUNT OF SHEEN AND NO PRODUCT VISIBLE IN THE STREAM POOL BELOW. PRODUCT ACCUMULATING HERE WAS MOPPED UP WITH PADS, AS WELL AS IN ANY LOCATION WITH SLOW MOVING WATER OR VEGETATION DAMMING THE PRODUCT. THE PRODUCT VARIES FROM BLACK TO AMBER AND HAS A DISTINCT SMELL OF CRUDE OIL. A HOLE WAS DUG TO

THE NORTH OF THE POOL OF WATER, AS THERE WERE HITS WITH THE METAL DETECTOR. A WELL PLATE WAS FOUND IN THIS AREA, BUT VERY LITTLE PRODUCT SURFACED AND FLOW CONTINUED FROM THE ORIGINAL POOL. AS A SECOND BOOM WAS PLACED ACROSS THE OUTLET FROM THE POOL, PRODUCT BEGAN TO SEEP ABOUT 2FT FURTHER WEST OF THE POOL. WHEN SOIL WAS REMOVED FROM THIS AREA, PRODUCT BEGAN TO SURFACE IN LARGE AMOUNTS. THE PRODUCT APPEARED GREEN ON THE SURFACE, BUT ABSORBED AS AN AMBER COLOR ON ABSORBENT PADS. AN OLD STEEL ROD WAS USED TO TRY TO FIND THE LOCATION OF AN ABANDONED WELL, WHICH RESULTED IN MORE PRODUCTION OF CRUDE, BUT PRODUCTION SLOWED TO MINIMAL. FOLLOWING THE LARGE OUTFLOW OF CRUDE, THE GAS AND PRODUCT FLOWING FROM THE ABOVE POOL NEARLY CEASED, WITH ONLY A SMALL AMOUNT OF GAS BUBBLES VISIBLE OCCASIONALLY. THE PRODUCT THAT DID SURFACE WAS PADDED AND ANY REMAINING PRODUCT WAS CAUGHT BY THE BOOM AND PADDED THERE. EPA WILL ATTEMPT TO LOCATE THIS WELL, BUT WILL NOT BE ABLE TO UNTIL JULY. GIVEN THE NOW SLOW RATE OF PRODUCTION FROM THE WELL, THIS SHOULD NOT BE AN ISSUE, AND THEY WILL EXPEDITE WELL CLOSURE IF CONDITIONS WORSEN. UNTIL THE WELL CAN BE LOCATED AND REMOVED, THEY WILL BE OUT WEEKLY TO CHECK ON THE SITE AND REPLACE BOOMS AND PAD AS NEEDED. PICTURES UPLOADED INTO DECDOCS.

08/10/2016 11:40 RPINKOSKI ONSITE. THE AREA IS HEAVILY OVERGROWN WITH WEEDS. THE LOCATION OF THE SPILL CANNOT BE EASILY ACCESSED AND THE DRUM CONTAINING NEW PADS AND BOOM CANNOT BE SEEN. RPINKOSKI OFFSITE 11:45.

04/05/2017 RPINKOSKI ONSITE. DOT IS ALSO ONSITE PREPARING THE CULVERT FOR REPLACEMENT. A SIGNIFICANT AMOUNT OF PRODUCT HAS ACCUMULATED ALONG THE FLOW OF THE SPRING TO MARSH CREEK.

04/12/2017 RPINKOSKI ONSITE. PADS WERE USED TO MOP UP ACCUMULATED OIL FROM THE SUSPECTED SOURCE AREA DOWN TO WHERE THE SPRING MEETS MARSH CREEK. THE LAST BOOM WAS FAIRLY CLEAN, BUT WAS ROTATED AND FLIPPED TO EXPOSE THE CLEANEST SECTION TO THE AREA OF FLOW WHERE THE MOST PRODUCT IS PRESENT. THE OTHER TWO BOOMS THAT WERE IN PLACE WERE SATURATED WITH PRODUCT AND REMOVED. THE UPPER BOOM WAS REPLACED WITH A SINGLE, DOUBLE-LAYERED BOOM TO ATTEMPT TO COLLECT MORE PRODUCT AT THIS POINT RATHER THAN THE LOWER BOOM. PADS WERE PLACED AT THE LOG UPSTREAM OF THE LOWER BOOM AND IN BETWEEN SOME VEGETATION NEAR THE UPPER BOOM, AS A GOOD AMOUNT OF PRODUCT HAS BEEN COLLECTING IN THESE LOCATIONS. SOME ORGANIC AND WOODY MATERIAL WAS REMOVED FROM THE SUSPECTED LOCATION OF THE WELL TO ALLOW MORE WATER FLOW FROM THIS AREA TO THE UPPER BOOM. WHILE REMOVING THIS MATERIAL, A VERTICAL PIPE WAS DISCOVERED ON THE SOUTHERN SIDE OF THE SPRING-FED AREA. THE PIPE WAS ATTEMPTED TO BE REMOVED OR MOVED TO DETERMINE IF IT WAS EXCESS PIPING OR HAD BEEN STUCK IN THE GROUND, BUT THERE WAS NO MOVEMENT. THE PRODUCT COMING FROM THE UPPER PORTION OF THE AREA WAS MOSTLY A LIGHT SHEEN, WITH A HEAVIER GREEN SHEEN NEAR THE PIPE. WATER WAS FLOWING OUT OF THE TOP OF THE PIPE AND APPEARED TO HAVE A SHEEN, BUT NOT VISIBLE OR MEASURABLE PRODUCT. THE WASTE DRUM IS NOW FULL AND THERE IS ONLY HALF A BAG OF CLEAN PADS LEFT IN THE OTHER DRUM.

05/26/2017 EMAIL RECEIVED FROM LINDA COLLART OF MINERALS. SHE HAS RECEIVED A REPORT ON THE ORPHAN WELL FROM EPA AND THEY EXPECT PLUGGING TO OCCUR IN THE NEXT MONTH OR TWO. SHE WILL NOTIFY RPINKOSKI OF THE DATE FOR WORK WHEN IT IS KNOWN.

08/02/2017 RPINKOSKI ONSITE WITH NOAH MANTARO AND RICHARD INCLIMA OF MINERALS. THE CONTRACTOR PLUGGING THE WELL HAS JUST LEFT THE SITE AS THEY HAVE REACHED THE LIMIT OF THEIR EXCAVATOR AT ABOUT 25FT. THEY WERE UNABLE TO LOCATE ANY REMAINS OF A WELL, BUT HAD A GOOD AMOUNT OF PRODUCT ENTERING THE EXCAVATION WITH GROUNDWATER. THEY HAVE MOVED THE LIQUIDS TO A FRAC TANK, BUT WILL NEED AN ADDITIONAL FRAC TANK TO CONTINUE WORK ON THE WELL.

08/17/2017 RPINKOSKI ONSITE WITH GES AND THEIR DRILLERS. THEY HAVE BEEN AT THE SAME LOCATION AT 65FT FOR ABOUT A WEEK NOW WITH NO PROGRESS IN DEPTH. THEY BEGAN TO PUSH CASING INTO THE EXCAVATION RATHER THAN DIGGING DEEPER WITH AN EXCAVATOR. THE CASING HAD GONE IN RELATIVELY EASY AND NO PRODUCT CAME TO THE SURFACE FOLLOWING PLACEMENT OF THE CASING. DURING DRILLING TO 65FT THEY SAW NO PRODUCT OR EVIDENCE OF A PREVIOUS PRODUCTION WELL. THEY WILL CONTINUE TO ATTEMPT TO DRIVE THE WELL FURTHER, BUT PLAN TO PLACE A CAP ON THE WELL AND SEE HOW THE WELL REACTS EARLY NEXT WEEK. THE OIL SEEN INITIALLY MIGHT HAVE BEEN A NATURAL SEEP AND/OR RELATED TO CONNECTIVITY WITH ANOTHER NEARBY ORPHAN OR PLUGGED WELL.

08/22/2017: PMILLER TELCON WITH LINDA COLLART, EPA CONTRACTOR ON SITE ATTEMPTING TO PLUG WELL. EXCAVATED TO 25 FEET BGS AND ARE USING CABLE RIG TO ADVANCE HOLE AND IN STALL CASING. THEY HAVE BEEN UNABLE TO FIND BEDROCK OR BOREHOLE IN BEDROCK TO THIS POINT.

THE OIL SEEP HAS APPEARED TO HAVE STOPPED AT THIS POINT AND THE EPA IS PLANNING TO STOP WORK.

04/09/2018 RPINKOSKI ONSITE. THERE IS STILL SNOW ONSITE, BUT THERE APPEARS TO BE A DRAINAGE THAT RUNS FROM THE WELL TO THE WET AREA ON THE BANK OF MARSH CREEK. THERE ARE NO FLUIDS IN THIS DRAINAGE AT THIS TIME. THERE IS NO EVIDENCE OF OIL IN THE SATURATED AREA; THERE IS AN ACCUMULATION OF ORANGE MATERIAL, BUT APPEARS TO BE IRON-RELATED. AT THE WELL CASING, THERE ARE SMALL ACCUMULATIONS OF OXIDIZED OIL AND A SLIGHT ODOR. GAS IS RELEASING TO THE SURFACE ON THE NORTH SIDE OF THE CASING ALONG WITH SOME OIL. A BOOM WAS PLACED ON THE WEST SIDE OF THE WELL WHERE THE DRAINAGE TO MARSH CREEK IS LOCATED.

04/10/2018 RPINKOSKI EMAIL WITH LINDA COLLART OF MINERALS REGARDING FINDINGS AT JIM LEE WELL.

04/20/2018 RPINKOSKI ONSITE. IT APPEARS THAT OIL HAS STILL BEEN SURFACING IN THE AREA OF THE WELL, AND WITH SNOW ON THE GROUND, ANOTHER POOL OF OIL AND WATER IS EVIDENT ABOUT 4FT TO THE EAST OF THE WELL LOCATION.

12/3/2018: SPILL REASSIGNED TO MIKE BARBER FOR FOLLOWUP. MBARBER EMAIL SENT TO LINDA COLLART OF MINERAL RESOURCES TO UPDATE/GO OVER STATUS OF SITE.

WELL HAS BEEN ATTEMPTED TO BE PLUGGED BY EPA. THEY WERE UNSUCCESSFUL AND COULD NOT JUSTIFY COST OF A ROTARY RIG AND ADVANCING TO BEDROCK AT THIS TIME. IF THERE IS SIGNIFICANT FLOW/ACCUMULATION OF OIL THEY MAY REVISIT. AT THIS TIME THERE IS NFA.

5/10/2019: MB ONSITE AT 1000 HOURS. ACCUMULATION OF ORANGE IRON RELATED MATERIAL IN AREA AROUND WELL. PLACED SOME PADS IN THESE AREAS TO SEE IF THEY WOULD PICK UP ANYTHING. PICKED UP SOME MUD THAT HAD A SLIGHT ODOR. CHECK OF THE SATURATED AREA ON THE BANK OF MARSH CREEK, NO SIGNS OF OIL IN THIS AREA.

NFA REQUIRED BY SPILLS UNIT AT THIS TIME - SPILL CLOSED. WITH MINERAL RESOURCES AND EPA AWARE OF WELL, THEY WILL UPDATE IF NECESSARY. HOWEVER, IF SPILL RESPONSE IS NECESSARY SPILL WILL BE REOPENED FOR RESPONSE DOCUMENTATION.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

VERTICAL ENERGY – EDWARDS 6 LEASE
NEAR 1188 ROUTE 248

REXVILLE, NY 14877

Spill Number: 2304813

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: MJBARBER

Spiller: NOAH MANTARO – VERTICAL ENERGY
Contact for more spill info: NOAH MANTARO

Spiller Phone:
Contact Person Phone: (315) 591-0939

Category: Known or probable release, where, without action, there is a potential for a fire/explosion hazard (indoors or outdoors), contamination of drinking water supplies, or significant release to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
09/05/2023		OTHER	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL SURFACE WATER

Caller Remarks:

Between 40 to 200 gallons spilled. Cleanup is in progress. Voice message left for Corey Lehman at 1424.

DEC Investigator Remarks:

09/05/23 1445 KEHOE CALL TO MANTARO, HE REPORTS A CREW WAS FRACING AN OIL WELL WHICH CAUSED OIL AND WATER TO BE FORCED UP ALONG THE CASING FOR ANOTHER DOWN GRADIENT WELL. THE MIX FLOWED DOWN A BANK ONTO AN ACCESS ROAD AND THEN DOWN TO A STATE WETLAND. CREWS HAVE APPLIED BOOM AND PADS BUT THE EXTENT OF THE SPREAD IS NOT YET KNOWN. SHEEN AND OIL BLOBS CAN BE SEEN ON THE WETLAND BUT THE ENTIRE WETLAND HAS NOT BEEN SURVEYED. INFO PASSED TO TJW FOR A SITE RESPONSE.

TJW ON SITE AT 1630 HRS. MET WITH STEVE FORD AND KYLE DAVIS. LARGE AREA OF STAINING PRESENT ON THE HILL NEAR THE WELL CASING WHERE THE OIL CAME OUT AND SPILL ORIGINATED. THERE IS A PATH THAT GOES DOWN THE HILL THAT IS SATURATED WITH WATER AND MUD FROM UTV USE. THE OIL RAN DOWN THIS PATH AND THEN TURNED DOWN THE BANK RUNNING DOWN A SMALL TRIBUTARY WITH VERY MINOR FLOW. OIL THEN FLOWED FURTHER DOWN GRADIENT, CROSSING THE UTV PATH AGAIN, THEN SOME OIL CONTINUED DOWN UTV PATH, WHILE SOME OF THE OIL SPLIT OFF DOWN ANOTHER TRIBUTARY TOWARDS MARSH CREEK. CREW ON SITE HAS THROWN DOWN A LARGE AMOUNT OF ABSORBENT PADS AND SAWDUST TO HELP

SOAK UP THE OIL. THERE IS OIL PRESENT IN MOST AREAS AND A HEAVY ODOR OF OIL IN THE AREA. TJW GETS DOWN TO MARSH CREEK, WHICH IS ABOUT 8–10 FEET WIDE WITH A DECENT FLOW. CREW ALREADY HAS A SET OF BOOMS IN PLACE 10 FEET DOWN STREAM FROM WHERE THE TRIBUTARY SATURATED WITH OIL ENTERS THE STREAM. BOOM AND ABSORBENT PADS THAT THEY HAD PLACED IN THE WATER ARE HEAVILY SATURATED WITH OIL. TJW GOES DOWN THE STREAM ANOTHER APPROX 150 FEET, HAS CREW INSTALL ADDITIONAL SET OF BOOMS IN AN AREA WITH LESS FLOW. PADS ARE ALSO ADDED UPSTREAM OF THE BOOM. TJW SENDS CREW MEMBER FURTHER DOWNSTREAM TO SEE IF HE CAN GET OUT INFRONT OF THE OIL AND PLACE ADDITIONAL BOOMS DOWN. HE MAKES IT TO A BEAVER DAM AREA AND INSTALL ADDITIONAL BOOMS. TJW DIRECTS CREW TO GET GARBAGE BAGS AND START PICKING UP SPENT PADS/BOOMS AND REPLACING THEM. FORD DRIVES TJW BACK TO SPILL TRUCK TO GET ADDITIONAL BOOMS AND WE HEAD WEST ACROSS ROUTE 248 APPROX 0.3 MILES DOWNSTREAM FROM WHERE THE OIL ENTERED MARSH CREEK. THERE IS LITTLE IF ANY FLOW HERE, BUT TWO BEAVER DAMS ARE IN PLACE. TJW PLACES BOOMS ACROSS THE WATER IN BETWEEN THE TWO DAMS, WHICH WAS THE ONLY ACCESSIBLE PLACE DUE TO THE DEPTH OF THE WATER. NO SIGNS OF ANY OIL PRESENT HERE, JUST PRECAUTIONARY. TJW AND FORD HEAD BACK TO SPILL SITE. TJW HAS DAVIS AND CREW DIG TWO SETS OF SMALL TRENCHES ABOUT 30 FEET ABOVE WHERE TRIBUTARY AND OIL IS ENTERING MARSH CREEK. BOOMS ARE PLACED IN THESE TRENCHES TO ACT AS COLLECTION POOLS FOR OIL TO MINIMIZE ANY ADDITIONAL OIL ENTERING THE CREEK BELOW. PADS ARE THEN PLACED IN THE TRIBUTARY FROM THE TRENCHS DOWN TO MARSH CREEK TO SOAK UP AS MUCH OIL AS POSSIBLE. TJW HAS DAVIS SWAP OUT A FEW ADDITIONAL SATURATED BOOMS IN MARSH CREEK, MUCH LESS ADDITIONAL OIL IS NOTED AT THIS TIME IN THE CREEK DUE TO THE MEASURES THAT HAVE ALREADY BEEN TAKEN. TJW DIRECTS CREW TO WALK FROM MARSH CREEK BACK TO OIL CASING AND PLACE ANY SATURATED PADS INTO GARBAGE BAGS, AS IT IS ALMOST DARK. OIL SEEMS TO BE CONTAINED TO GREATEST EXTENT POSSIBLE FROM HAVING ADDITIONAL OIL ENTER MARSH CREEK OVER NIGHT. SITE WILL BE LEFT UNTIL MORNING, MB TO FOLLOW-UP TOMORROW AND FLUSH OUT THE TRIBUTARIES.

9/6/2023: MB ONSITE AT 0930 HOURS AND MEETS WITH KYLE DAVIS AND CREW. THEY ARE CURRENTLY DIGGING A COLLECTION PIT DOWN GRADIENT FROM THE WELL THAT LEAKED OIL. THEY WOULD LIKE TO INTRODUCE FRESH WATER TO FLUSH RESIDUAL OIL TO THE COLLECTION PITS. THE COLLECTION PIT IS DOWNGRADIENT FROM A TRIBUTARY AND THE DIRECT PATH THAT THE OIL HAD FLOWED THE PREVIOUS DAY. APPROX 100ISH FEET DOWN GRADIENT IS MARSH CREEK. MB WOULD LIKE ANOTHER COLLECTION PIT DUG RIGHT BEFORE CREEK. THERE IS CURRENTLY ABSORBENT BOOM/PADS IN THE CREEK BUT THERE IS A SHEEN PRESENT BEHIND THE BOOMS ALONG WITH CUAGULATED OIL. MB MAKES SUGGESTION TO MAKE BOTH PITS UNDERFLOW DAMS IN ORDER TO ALLOW UN IMPACTED WATER THROUGH. DAVIS HAS PVC PIPE AND WILL CONSTRUCT THE DAMS. MB WOULD ALSO LIKE EACH PIT LINED WITH ABSORBENTS AS WELL AS AREAS WITHIN THE TRIBUTARIES AND CREEK TO BE LINED WITH FRESH ABSORBENTS BEFORE WATER IS INTRODUCED. MB ASKS THEM TO INTRODUCE A SMALL AMOUNT OF WATER INITIALLY SO THEY CAN GAUGE WHAT WILL HAPPEN AND NOT OVERLOAD THE COLLECTION PITS TOO QUICKLY. WATER IS INTRODUCED APPROX 1100, BRINING WITH IT A GOOD AMOUNT OF OIL. PADS/BOOM ARE SWAPPED OUT AS NEEDED. NOTHING APPEARS TO BE GETTING OUT OF PITS AS WELL AS NOTHING PAST THE BOOM IN CREEK. WATER BEGINS TO OVERLOAD FIRST COLLECTION PIT AND RUNS DOWN ACCESS ROAD BRINGING SOME OIL WITH IT. MB HAS CREWS PLACE ABSORBENT BOOM AND PADS THROUGHOUT ACCESS ROAD. AFTER ABOUT 30 MIN MB ASKS WATER TO BE SHUT OFF. MB HAS CREWS REPLACE ALL IMPACTED ABSORBENTS AND GET EVERYTHING FRESH FOR INCOMING RAINS TONIGHT. PITS SHOULD WORK SUFFICIENTLY FOR NATURAL RAIN EVENTS. MB OFFSITE 1200 HOURS.

9/7/2023: MB ONSITE AT APPROX 0900 HOURS. FINDS KYLE DAVIS AND ANOTHER CREW MEMBER IN THE SPILL AREA SWAPPING OUT ABSORBENTS. BOTH COLLECTION PITS LOOK GOOD WITH A DECENT AMOUNT OF OIL COLLECTED ON THE ABSORBENTS. STILL A MINOR SHEEN PREVALENT WHERE THE MATERIAL ENTERED THE CREEK AND A FROTHY CUAGULATED OIL BEHIND THE FIRST SET OF BOOMS. NOTHING IS MAKING IT PAST THEM AND THE SECOND SET OF BOOM LAID IN THE CREEK SLIGHTLY FURTHER DOWNSTREAM LOOK VERY GOOD AS WELL. NO EVIDENCE OF ANY SHEEN MAKING IT PAST. THERE ARE SOME SMALL SPOTS OF OIL THAT ARE POOLED ALONG SERVICE ROAD BETWEEN ROCKS AND DEBRIS. MB HAS DAVIS PAD UP ALL POOLED AREAS. THEY WILL CONTINUE TO MONITOR AND SWAP OUT PADS AS NECESSARY. MB OFFSITE AT 1000 HOURS.

9/12/2023: MB AND CK ONSITE AT APPROX 1130 HOURS. WALKING SERVICE ROAD TO SPILL AREA THERE ARE DRILLERS AT THE WELL THAT OVERFLOWED APPARENTLY PLUGGING THE WELL IN ORDER TO ELIMINATE POTENTIAL SOURCE AREA. CHECK OF THE SPILL AREA FINDS DAVIS CHANGING OUT ABSORBENTS. EVERYTHING LOOKS GOOD, BOTH PITS, BOOM SECTIONS IN CREEK. BOOM COULD STAND TO BE CHANGED OUT IN CREEK AND REQUESTED TO DAVIS. CRUDE OIL ODOR HAS MASSIVELY DEGRATED SINCE THE INITIAL SPILL IN THE AREA. PITS ARE DOING A GOOD JOB COLLECTING FLUSHED OIL FROM THE RAINS OVER THE LAST FEW DAYS. MB AND CK OFFSITE AT 1230 HOURS.

9/20/2023: MB ONSITE AT APPROX 1330 HOURS. CHECK OF SITE SHOWS COLLECTION PITS LOOKING VERY GOOD. MORE VEGETATIVE/NATURAL GUNK THAN ANY OIL. PADS APPEAR TO BE DIRTY RATHER THAN OIL SOAKED. NO STANDING OIL ANYWHERE. CHECK OF CREEK SHOWS BACKUP OF NATURAL

GUNK/POSSIBLE CUAGULATED OIL. NO SHEEN OR EVIDENCE OF OIL DOWN STREAM. UP AT WELL THERE IS STILL AREA OF STAINED SOIL THAT NEEDS TO BE REMOVED AND DISPOSED OF. MB OFFSITE AT 1430 HOURS.

9/21/2023: MB TELECON WITH KYLE DAVIS OF VERTICAL. MB STATES DAVIS CAN REMOVE ALL ABSORBENTS EXCEPT FOR FIRST LINE OF BOOM THAT ARE LOCATED IN THE CREEK. THEY NEED TO BE CHANGED OUT. COLLECTION PITS CAN BE REMOVED. TELLS DAVIS THAT SOIL AROUND WELL HEAD STILL NEEDS TO BE EXCAVATED AND DISPOSED OF. DAVIS WILL DO THAT WHEN HE TAKES EXCAVATOR DOWN TO FILL IN THE COLLECTION PITS AND REMOVE ALL ABSORBENTS.

9/26/2023: MB TELECON WITH DAVIS. HE IS GOING TO BE TAKING MINI DOWN TO SPILL AREA HOPEFULLY TODAY TO RESTORE THE COLLECTION PITS AND REMOVE SOIL AROUND WELL HEAD. HE IS GOING TO BE PUTTING SOIL IN DRUMS FOR DISPOSAL AT STEUBEN COUNTY LANDFILL. HE WILL PROVIDE DISPOSAL RECEIPTS WHEN COMPLETED. BOOMS ARE STILL IN PLACE IN CREEK AS REQUESTED.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

LENAPE RESOURCES HILL 180 WELL
42.889250, -77.906833

YORK, NY 14592

Spill Number: 2108017

Close Date: 12/03/2021

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: UNKNOWN
DEC Investigator: MJBARBER

Spiller: lenape resources inc
Contact for more spill info: LINDA COLLART

Spiller Phone:
Contact Person Phone: (585) 226-5376

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
11/05/2021		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL

Caller Remarks:

Well site inspection conducted by Mineral Resources. Oil leaked onto ground around well.

DEC Investigator Remarks:

11/8/2021: SPILLS UNIT RECEIVES REPORT OF RELEASED OIL FROM REGIONAL MINERAL RESOURCES SUPERVISOR LINDA COLLART. COLLART REPORTS THAT MINERAL RESOURCES CONDUCTED WELL SITE INSPECTION AT WELL API# 31-051-17405-00-00 (42.889250, -77.906833) OPERATED BY LENAPE RESOURCES INC. DURING INSPECTION OIL WAS PRESENT ON GROUND AROUND BRINE TANK ONSITE. IT APPEARS THAT OIL HAD LEAKED FROM BRINE TANK. MULCH WAS PRESENT AROUND THE TANK WHICH APPEARED TO BE AN EFFORT TO CLEAN UP INITIAL SPILL. OIL IS CURRENTLY PRESENT ON MULCH AS WELL. AT THIS TIME SPILL IS NO LONGER OCCURRING. STAFF ONSITE VIEWED THE BRINE TANK AS BEING EMPTY. PHOTOS OF SPILL ATTACHED TO EMAIL. COLLART PLANS TO REACH OUT TO LENAPE TO REQUIRE CLEANUP OF OIL, EXCAVATION OF IMPACTED SOILS AND PROPER DISPOSAL. WILL UPDATE ONCE CLEANUP COMPLETE AND FOLLOWUP INSPECTION PERFORMED. SPILLS OFFERS AVAILABILITY FOR INSPECTION IF NEEDED.

12/3/2021: EMAIL RECEIVED FROM COLLART. COLLART REPORTS THAT FOLLOWUP INSPECTION DONE BY MINERALS STAFF (GIACHETTI) ON NOVEMBER 30TH, 2021. INSPECTION DOCUMENTED THAT IMPACTED MULCH AND SOIL HAD BEEN CLEANED UP. NO EVIDENCE OF IMPACTS EXIST, CLEANUP APPEARS TO BE SUFFICIENT. COPY OF INSPECTION REPORT ATTACHED TO EMAIL. MB TO PROVIDE COPY OF SPILL REPORT TO COLLART FOR DOCUMENTATION. DOCUMENTATION PROVIDED BY MINERAL RESOURCES SAVED TO DECDOCS.

BASED ON INFORMATION PROVIDED, CLEANUP AND FOLLOWUP INSPECTION PERFORMED BY MINERAL RESOURCES, NFA REQUIRED BY SPILLS UNIT AT THIS TIME – SPILL CLOSED.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ABANDONED CRUDE WELL
6856 ROUTE 98

ARCADE, NY NO ZIP PROVIDED

Spill Number: 1706798

Close Date: 10/24/2017

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: UNKNOWN
Contact for more spill info:

Spiller Phone:
Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
10/01/2017		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

While driving by, Minerals found an abandoned well at the location which in the past leaked crude. Apparently it burps periodically. The well is 3403 ft deep and is over 100 years old. There is no well name or operator. It was plugged in 1961. The API number is 31-121-01795.

DEC Investigator Remarks:

The surface rights owner is Beverly J. Lewandowski 585-492-4311. Linda Collart will contact her and notify me when she has spoken to her. 10/19/17 The surface rights owner is actually Peter Darling. Ms. Collart contacted him and it is ok to place a boom around the well. Minerals plans to close the well within the next year.

10/24/17 FG site inspection. FG placed a boom around the well stick up for any future release. No active spill found. Linda Collart with Minerals Region 8 is requesting that this well be closed by the DEC and believes it will be closed in the short term, approximately 1 year. The current owner is Peter Darling and he stated that the Department could place a boom around the well. No further action is possible by Spills. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

GREENWOOD LEAKING WELL
ROUTE 417

GREENWOOD, NY 14839

Spill Number: 1708687

Close Date: 09/22/2021

ADDRESS CHANGE INFORMATION

Revised street:
Revised zip code:

Source of Spill: **COMMERCIAL/INDUSTRIAL**
DEC Investigator: **MJBARBER**

Spiller:
Contact for more spill info: **CALLER**

Spiller Phone:
Contact Person Phone:

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.
Class: Unknown RP – DEC Field Response – DEC Corrective Action Required

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
12/15/2017		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL, GROUNDWATER

Caller Remarks:

DEC MINERALS INSPECTOR DISCOVERED LEAKING OIL WELL NEAR ROUTE 417 IN TOWN OF GREENWOOD: The well is flowing a good amount of brackish sulfur water with a sheen and minor amounts of gas (est .5–1gal/minute) out the 2". The 6 5/8" casing is also flowing water but much less. The 6 5/8" casing is filled to within 6" of the top with bank run sand and gravel. Gas and minor amounts of oil were observed coming to the surface of the water in the 6 5/8" casing. I would call it trace amounts of oil but the water's surface in the 6 5/8" casing has a heavy sheen and smells strongly of oil. The water flowing from the well is running down the hill into a roadside ditch which is a tributary of Dyke Creek on the north side of Route 417.

DEC Investigator Remarks:

DEC SPILLS WILL FOLLOW UP AS NECESSARY TO AID WITH MITIGATION OF OIL FLOW. WELL WILL BE TARGETED FOR PLUGGING AS FUNDING BECOMES AVAILABLE.

12/3/2018: SPILL REASSIGNED TO MIKE BARBER FOR FOLLOWUP.

MBARBER EMAIL SENT TO LINDA COLLART OF MINERAL RESOURCES TO UPDATE/GO OVER STATUS OF SITE.

WELL HAS BEEN IDENTIFIED AND REQUEST SENT TO EPA FOR PLUGGING WITH OPA 90 FUNDS. MINERALS WILL CONTINUE TO MONITOR AND IF NECESSARY REQUEST ADDITIONAL HELP FROM SPILLS IF RELEASE IS TO OCCUR.

AT THIS TIME NFA REQUIRED BY SPILLS UNIT – SPILL CLOSED. HOWEVER IF RESPONSE IS NECESSARY, SPILL TO REOPENED FOR FOLLOWUP.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

**ABANDONED CRUDE OIL WELLS
SALT RISING RD**

BOLIVAR, NY NO ZIP PROVIDED

Spill Number: 1711358

Close Date: 05/10/2018

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller:
Contact for more spill info:

Spiller Phone:
Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
02/27/2018		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL SURFACE WATER

Caller Remarks:

While conducting inspections in the area, Minerals discovered two abandoned crude oil wells on salt rising rd near windfall creek that are leaking.

DEC Investigator Remarks:

2/28/18 I came across two wells yesterday that have a hole in the casing and are flowing water & small amounts of oil onto the ground. One of the wells, GPS Unknown 5, is flowing into the nearby creek (Windfall Creek). I attached photos of each and the well name and location is below. Both wells have been abandoned.

Well Name: GPS Unknown 5 Operator: Unknown API # 31-003-56106-00-00 42.067476, -78.204703

Well Name: Hickory 6 Operator: Hickory Oil API #: 31-003-60746-00-00 42.066968, -78.205741

Rudin Emborsky Mineral Resources Technician 1 New York State Department of Environmental Conservation 182 East Union Street, Suite 3, Allegany, NY 14706-1328 P: (716) 379-6388 – rudin.emborsky@dec.ny.gov

5/10/18 Direction from Kevin Hale, Spills Director, Albany states that unless there are discharges to waterways, Spills will not conduct any onsite work to complete the cleanup. Minerals is responsible to complete the cleanup when they close the wells.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ABANDONED WELL
HICKS HILL RD

FRIENDSHIP, NY NO ZIP PROVIDED

Spill Number: 1709722

Close Date: 12/04/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
 DEC Investigator: FXGALLEG

Spiller:
 Contact for more spill info:

Spiller Phone:
 Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
01/10/2018		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL GROUNDWATER SURFACE WATER

Caller Remarks:

While inspecting a well, it was found to be leaking oil and water.

DEC Investigator Remarks:

2/2/18 Minerals notified spills that this is the site of the former cleanup under spill 9214429.

10/9/18 FG asked Minerals, Ted Loukides, if they will close the well because Spills can't spend money on closing a well.

10/12/18 Minerals indicated that the well was closed. They notified spills that the pond is filled with crude. Kevin Hale said that spills can clean it up. Current property owner Shawn E. Hayes 11215 Springfield Rd, Girard, PA 16417 SBL 208.-1-3.111 42.172780, -78.157890.

Letter sent to Mr. Hayes requesting a roe by 10/26/18.

10/16/18 FG spoke to Sean Hayes 814-602-6489. He said a Scott Howard owns the lease. He said he will speak to an attorney before he signs the ROE. He said NYSDEC put the pond in so they should be responsible for the cleanup.

10/24/18 FG requested Shawn Hayes decide if he will allow NYS on site to clean up the pond. Shawn, Thank you for the Scott Howard lease. I haven't been able to get in touch with him. Have you decided whether or not you will allow the State on site to clean out the pond? Please let me know as soon as possible. Thank you, Francine Gallego NYSDEC 270 Michigan Ave Buffalo, NY 14203 Francine.gallego@dec.ny.gov 716-851-7220

10/30/18 Mr. Hayes said that he spoke to an attorney and he will sign the right of entry allowing the Department on site to remediate the pond. FG spoke to John Kozlowski with National Vac. He will meet on site on Wed to survey the work necessary.

11/1/18 FG site inspection with National Vac and Shawn Hayes. Well closure was happening on the C&G lease. National vac would vacuum out the pond.

11/6/18 Letter to Mr. Sortore, partial owner of the pond requesting access to conduct cleanup. A response is due 11/19/18.

11/19/18 Brian Sortore 969-1435 called in response to the letter. He said that Bernice Golden purchased the mineral rights from Scott Howard. Mr. Sortore was going to speak with his attorney and then contact me. He said he might want to meet to discuss the site. He will know once he speaks to his attorney.

7/31/19 Testamerica sample results show fuel oil 2 and motor oil to be present.

9/4/19 National Vac will start work removing crude and impacted soil.

9/17/19 National Vac removed the product from the tanks, cut them open and cleaned them out. They removed the product from the pond and the residual petroleum in it. Work is expected to be completed by the 9/19/19 with finishing up site recovery.

9/18/19 FG site inspection. Work on site had been completed. The usts were removed. The pond was cleaned out and the soil was reworked to recover the site.

12/4/19 Under spill 9214429, the Department responded to a spill at the property and spent money to complete the cleanup on site because the responsible party, C&G Oil was unable to. As part of the cleanup this well was leaking oil and water. The Department built a large pond that acted as an oil water separator and then closed the site out. Minerals plugged the well but was unable to spend any money to clean up the pond/oil water separator. Because petroleum remained in the pond that Spills built, we completed the cleanup. National Vacuum was hired to complete the work. The aboveground crude oil storage tanks were cleaned out, cut open and scrapped. The petroleum sludge in the pond was vacced out and disposed of. 181.68 tons of sludge was disposed of at the Environmental Service Group.

TestAmerica was hired to analyze a sample for disposal purposes. The results show that the material is not hazardous. The area was recovered and no further work is required. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ABANDONED OIL WELL SITE

1190 SR 248

REXVILLE, NY 14877

Spill Number: 2001149

Close Date: 09/22/2021

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: MJBARBER

Spiller: PAUL GIACHETTI – DEC OIL & GAS – UNKNOWN WELL OWNER

Contact for more spill info: PAUL GIACHETTI – DEC OIL & GAS

Phone: (716) 801-0826
Contact Person Phone: (716) 801-0826

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Unknown RP – DEC Field Response – DEC Corrective Action Required

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
05/20/2020		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL

Caller Remarks:

Spill is crude oil, unknown quantity leaking from an old abandoned well on site, near stream. GPS coordinates for well long -77.732921 lat 42.067524 I was on site today with Paul Giachetti (716)801-0826 of NYS DEC oil and gas and noticed the leaking oil well. Oil and gas is aware of the situation and no immediate remediation is required. Oil and gas is following up to have the well plugged at some point.

Also on site we located a small crude oil spill unknown quantity at Edwards 1 well site. Well operator notified. No remediation required. Please call either Paul Giachetti or myself ECO Crain 315-775-7168 prior to going to the site for further explanation. Joshua J. Crain Environmental Conservation Officer, NYS EnCon Police

DEC Investigator Remarks:

5/21/2020: MB TELECON WITH ECO CRAIN AT 1230 HOURS. WHILE DOING INSPECTIONS WITH MINERALS PAUL GIACHETTI THEY CAME ACROSS AN OLD WELL. ONLY THING PRESENT WAS A CASING THAT STUCK UP APPROXIMATELY 1 FOOT. CASING WAS CAPPED WITH METAL PIPING CAP. AROUND BASE OF CASING WAS SOME CRUDE OIL. AREA IS SURROUNDED BY CREEKS AND WET AREAS ACCORDING TO ECO CRAIN BUT SPILL AREA AROUND WELL CASING IS DRY. HE DOES SAY THAT DURING FLOODING EVENTS THIS AREA COULD POSSIBLY BECOME FLOODED AS WELL. WELL OWNER IS UNKNOWN AT THIS TIME, ECO CRAIN AND GIAM WILL LOOK INTO SEEING WHO WAS LAST LEASE. WELL HAS ALSO BEEN PUT TO TOP OF GIACHETTI'S LIST FOR PLUGGING, BUT AT UNKNOWN DATE AT THIS TIME. MB TO GET IN TOUCH WITH GIACHETTI TO SEE IF THEY WANTT TO MEET FOR SPILLS TO APPLY ABSORBENT MATERIAL AROUND BASE OF CASING TO TRY AND CONTAIN ANY CRUDE OIL THAT MAY SPILL FROM CASING.

9/22/2021: WITH MINERALS AWARE OF WELL AND WELL ON LIST FOR PLUGGING, NFA REQUIRED BY SPILLS UNIT AT THIS TIME – SPILL CLOSED. HOWEVER, DUE TO UNKNOWN LEASEE (RP), IF SPILL ASSISTANCE IS NEEDED SPILL WILL BE REOPENED AND RESPONSE CONDUCTED.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

**CRUDE OIL BRINE TANK
WARFIELD GULLY RD.**

ANDOVER, NY NO ZIP PROVIDED

Spill Number: 2305509

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: CMMIKIDA

Spiller: Sam Koehler
Contact for more spill info: SAM KOEHLER

Spiller Phone:
Contact Person Phone: (607) 382-0301

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
09/26/2023		EQUIPMENT FAILURE	NO			
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL

Caller Remarks:

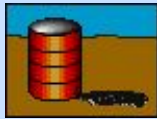
DEC DLE executing a warrant on a crude oil property and discovered a spill. Brine tank discharges to open area in the woods and residual crude oil has accumulated on the ground.

DEC Investigator Remarks:

09/26/23 CMM and KB site inspection. Arrived on site and met with DLE and Sam Koehler, property owner and well operator. Crude oil wells flow to an oil/water separator which separates brine water and oil. Oil then flows to production tank in tank battery berm area. Brine water flows in opposite direction to mostly buried brine tank. Piping then discharges brine to low-lying wooded area (not in containment and released to the environment). Piping has valve that has been left open. Valve closed now and discharge stopped. In addition to brine, residual crude oil has been released to the low-lying wooded area. Black staining and crude oil odors evident. Only soil affected. Spill area is wet and shallow dig should suffice for cleanup. Spill area relatively small and one roll-off dumpster should be able to account for all impacted soil removal. Sam Koehler stated he would handle cleanup and closure of brine tank. Brine tank still contains several feet of brine and layer of oil. All material (solid and liquid) will be disposed of properly. Brine tank will be closed and plumbed to replacement tank in tank battery berm. Sam will notify Spills staff of cleanup actions as they progress, and follow-up inspections will be scheduled.

Sam emailed DLE and Spills the discussed plan.

09/27/23 CMM received call from Sam Koehler. Sam is coordinating cleanup and disposal of impacted material. He contacted Hyland disposal facility, and they mentioned waste characterization sampling. Advised Sam this is typical and the industry standard. Emailed Sam spill letter and a more detailed description about proper disposal matters like sampling and transportation. Sam replied that he will continue to coordinate disposal and reach out to LaFarge. Will await cleanup actions.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

**PIPELINE
HILLSIDE DRIVE**

, NY NO ZIP PROVIDED

Spill Number: 1811103

Close Date: 02/05/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: **COMMERCIAL/INDUSTRIAL**

Spiller: **mccracken oil**

Spiller Phone:

DEC Investigator: **FXGALLEG**

Contact for more spill info: **CARL MCCRACKEN**

Contact Person Phone: **(814) 598-2594**

Category: Known or probable release, where, without action, there is a potential for a fire/explosion hazard (indoors or outdoors), contamination of drinking water supplies, or significant release to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
02/04/2019		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	100.00	GALLONS	0.00	GALLONS	SOIL SURFACE WATER

Caller Remarks:

Pipeline that serves several wells failed, believe from inspection, at about 8 am this am. Caller was notified about an hour ago. Oil got into a ditch but has not made it to any stream. They are booming and diking now.

DEC Investigator Remarks:

2/4/19 FG spoke to Carl McCracken with McCracken Oil. He said the pipeline is turned off, no oil is running through it. They placed 4 coffer dams in succession to stop the crude. There are 8 men padding up the oil and snow. FG notified minerals of the spill.

2/5/19 FG site inspection. McCracken on site completing the cleanup in the ditch. 4 coffer dams were placed and all product was being collected and placed back into their system. All work was completed and the site is closed.

From: Schultz, Adam J (DEC) Sent: Tuesday, February 05, 2019 10:56 AM To: Gallego, Francine (DEC) ; Miller, Christopher (DEC) Subject: RE: McCracken lease

Hi Francine,

I forgot I was going to let you know that we went out to this spill yesterday afternoon. There was a line that began to leak, likely due to the rapid temperature changes. Oil ran from that line, along a ditch to a sluice under the road, and along a gully down towards Route 219. They have built 2 earthen dams across the gully with siphon pipes in the bottom, and have some booms and absorbent pads further down and on the other side of 219.

Adam



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

LEASE ROAD RUMSEY WELL 257

CHIPMONK RD LAT 42.041184 LONG -78.570117

ALLEGANY, NY NO ZIP PROVIDED

Spill Number: 1606674

Close Date: 03/03/2017

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: GASOLINE STATION OR PBS FACILITY

DEC Investigator: TDJOHNSO

Spiller: MIKE HANCOCK – SHELL OIL

Contact for more spill info: MIKE HANCOCK

Spiller Phone:

Contact Person Phone: (570) 404-6473

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – No DEC Field Response – Corrective Action Initiated or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended	
10/06/2016		EQUIPMENT FAILURE	NO	NO	

Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	200.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

transfer line – soil affected – line has been shut down – clean up pending

DEC Investigator Remarks:

10/07/16 TDJ SPOKE WITH MIKE AT SHELL AND WAS TOLD THAT LEAK IN A LINE WAS FOUND AND FIXED A SHORT WHILE BACK. WHILE LOGGING OIL SURFACED ON A TRIAL FROM VEHICLE TRAFFIC SO THEY ARE IN THE PROCESS OF FINDING AND CONTAINING ADDITIONAL OIL UNDERGROUND. WILL CONTACT WHEN SPILL AREA IS IDENTIFIED.

10/19/16 TDJ WAS CONTACTED BY SHELL TO SET A DATE OF INSPECTION ON 10/26/16 AT THE PROBLEM ARE FOR WORK UPDATE.

10/26/16 TDJ WENT TO LOCATION WHERE I MET SHELL REP'S TO DISCUSS REMEDIAL PLAN FOR UNDERGROUND LINE LEAKAGE. INITIAL LEAKING METAL PIPE WAS LOCATED ALONG SLOPED ROADWAY. PIPE WAS REPAIRED AND ADDITIONAL TEST AREAS ON SLOPE WERE DUG. FROM THESE PITS IT WAS DETERMINED CRUDE OIL HAD MOVED UNDER THE ACCESS ROADWAY TO A SLOPED HILLSIDE. ONCE FOUND THERE THE LINE WAS COMPLETELY SHUT DOWN TO TAKE THE PRESSURE OFF. TEST PITS WERE PLACED AT SEVERAL LEVELS DOWN HILLSIDE TO DETERMINE PATH OF FLOWING OIL. ONCE DETERMINED PADS AND PONDED AREA WAS SET UP TO DIVERT FLOW AND CAPTURE OIL WITH BOOMS. PID READINGS AND SOIL SAMPLES WERE ALSO USED TO DEFINE CONTAMINANT LEVELS. THE PLAN IS TO MONITOR THE SLIGHT AMOUNT OF OIL FLOWING AND REPLACE THE LINE ABOVE. THIS NEW WILL LEAD TO A NEW AGT WHICH WILL BE USED SO PRESSURE CAN BE REDUCED FOR LINES FURTHER ALONG PIPELINE. REPORT ON WORK COMPLETED AND ADDITIONAL REMEDIAL EFORTS WILL BE CREATED AND SENT TO REGION 9 OFFICE.

02/27/17 TDJ FINAL REPORT WAS RECEIVED AT REGION 9 OFFICE FOR REMEDIAL WORK PERFORMED AT THE SITE. A TOTAL OF (14) TEST PITS WERE DUG ON THE HILLSIDE BELOW THE LEAKING PIPE AREA. OIL WHICH LEACHED DOWN INTO THE TEST PITS WAS COLLECTED AND SOIL WAS REMOVED FOR DISPOSAL. CONFIRMATORY SAMPLES WERE COLLECTED AFTER TWO ROUNDS OF SOIL REMOVAL WAS COMPLETED. THE FINAL RESULTS SHOWED A FEW POINTS WHERE CONTAMINANTS WERE SLIGHTLY ABOVE CP-51 LIMITS. SINCE NUMBERS WERE SLIGHTLY OVER LIMITS AND THE PRESENCE OF BEDROCK THE SPILL SITE WILL BE CLOSED AS INACTIVE WITH NO FURTHER WORK REQUIRED AT THIS TIME. NO RECEPTORS ARE IN THE AREA FOR ANY SLIGHT GROUNDWATER CONTAMINATION WHICH MAY BE IN THE HILLSIDE FLOW. NO STREAMS ARE BELOW THE BASE OF THE HILLSIDE EITHER. A TOTAL OF 11.37 TON OF CONTAMINATE SOIL WAS TAKEN TO GREENTREE LANDFILL IN KERSEY, PA. DISPOSAL RECEIPT WAS INCLUDED IN THE FINAL REPORT. AN INACTIVE LETTER WILL BE SENT TO SHELL OIL COMPANY.

NO FURTHER ACTION FILE CLOSED AS INACTIVE



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

AVOCA FARMS HAINES WELL 1
20 CARRINGTON STREET

AVOCA, NY 14809

Spill Number: 2200640

Close Date: 08/29/2022

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: NON-MAJOR FACILITY (>1100 GAL)
DEC Investigator: MJBARBER

Spiller: peter haines – avoca farms ltd
Contact for more spill info: NOAH MANTARO

Spiller Phone:
Contact Person Phone: (585) 226-5358

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
04/20/2022		HOUSEKEEPING	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	5.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

Well inspections by Mineral Resources found oil contamination around brine tanks.

DEC Investigator Remarks:

4/21/2022: EMAIL RECEIVED FROM LINDA COLLART OF MINERAL RESOURCES AT 1610 HOURS. COLLART REPORTS THAT DURING WELL INSPECTIONS BY HER STAFF ON 4/20/22, MINOR OIL CONTAMINATION WAS FOUND AROUND GAS/WATER SEPARATORS AND BRINE TANKS. APPEARS THIS HAS BEEN ONGOING ISSUE WITH SMALL AMOUNTS OF OIL HAD BEEN DISCHARGING FOR YEARS. MINERAL RESOURCE STAFF ESTIMATES THAT 5 GALLONS OR LESS HAD BEEN SPILLED AT THE SITE. MINERALS HAS REACHED OUT TO WELL OPERATOR PETER HAINES TO INFORM HIM OF CLEANUP NEEDED. HE PLANS TO HAVE A CONTRACTOR (GAS FIELD SPECIALISTS) OUT ON MONDAY FOR REMOVAL OF IMPACTED SOIL. THEY WILL ALSO BE EMPTYING THE BRINE TANKS. MINERAL RESOURCE STAFF PLANS TO FOLLOW UP WITH CLEANUP/DISPOSAL AND UPDATE SPILLS.

4/27/2022: MB EMAIL TO NOAH MANTARO OF MINERAL RESOURCES REQUESTING UPDATE OR IF ANY HELP IS NEEDED WITH ANY FOLLOWUP/CLEANUP. GRIFFITHS AND MB PLAN TO CONDUCT PBS INSPECTIONS AT SEVERAL GAS WELLS ON 4/28/2022.

EMAIL RECEIVED FROM MANTARO. ACCORDING TO MANTARO, HAINES SCOOPED UP IMPACTED SOIL AROUND WELL AND GENERATED APPROXIMATELY 2-3 FIVE GALLON BUCKETS BETWEEN THE TWO WELLS. GAS AND FIELD SPECIALISTS WAS RETAINED TO SERVICE WELLS AND STOP LEAKS ASSOCIATED WITH THE SPILLS. OWNER PETER HAINES IS LOOKING FOR GUIDANCE ON HOW TO DISPOSE OF IMPACTED SOIL. MB TO CALL HAINES AND DISCUSS OPTIONS. MB WILL ALSO INSPECT WELLS IN COMING DAYS TO ASSESS CLEANUP.

4/28/2022: MB MEETS WITH PETER HAINES ONSITE AT 1245 HOURS. HAINES SHOWS MB BOTH WELLS THAT WERE INSPECTED BY MINERALS PREVIOUSLY. WELL HAS TWO SPOTS WHERE STAINING IS PRESENT, ONE AT BOTTOM BUNG ON TANK, AND ONE UNDER PRESSURE RELEASE TANK. IMPACTED SOIL HAS YET TO BE CLEANED UP CONTRARY TO WHAT WAS REPORTED BY MANTARO. HAINES STATES HE IS WAITING FOR GAS FIELD SPECIALISTS TO COME MAKE REPAIRS BEFORE CLEANING UP. THEY PLAN ON DRUMMING UP IMPACTED SOIL AND HAVING SAFETY KLEEN TAKE WASTE. MB REQUESTS HAINES UPDATE HIM ON SCHEDULE ONCE KNOWN AND THAT HE KEEP DISPOSAL RECEIPTS FROM SAFETY KLEEN. MB PROVIDES CONTACT INFO TO HAINES. MB OFFSITE AT 1325 HOURS.

5/24/2022: MB TELECON WITH PETE HAINES AT 0905 HOURS. REQUESTING UPDATE ON CLEANUP AND DISPOSAL. HAINES STATES THAT SAFETY KLEEN IS COMING ON THURSDAY TO GATHER A CONFIRMATORY/WASTE PROFILE SAMPLE FROM HOLDING TANK. ONCE THEY HAVE THAT THEY WILL THEN RETURN TO PUMP OFF MATERIAL IN BOTH HOLDING TANKS FOR DISPOSAL. WITH MATERIAL REMOVED REPAIRS WILL BE MADE TO WELLS AND CLEANUP AROUND THEM INITIATED. HAINES TO UPDATE MB ONCE COMPLETED.

6/16/2022: MB EMAIL TO PETER HAINES REQUESTING UPDATE ON CLEANUP.

7/13/2022: MB TELECON WITH PETE HAINES. HAINES WAITING ON APPROVAL FROM STEUBEN COUNTY LANDFILL AND STEVE ORCUTT WHO HAS BEEN ON VACATION. ONCE APPROVED HAINES WILL UPDATE MB.

8/2/2022: EMAIL FROM HAINES. ATTACHED IS APPROVAL LETTER FOR STEUBEN COUNTY LANDFILL.

8/23/2022: MB RECEIVES EMAIL FROM HAINES. ATTACHED IS DISPOSAL SLIP FROM STEUBEN COUNTY LANDFILL. 3 BAGS DISPOSED OF AT LANDFILL FROM IMPACTED SOIL BETWEEN BOTH WELLS. SAVED TO DECDOCS.

BASED ON INFORMATION PROVIDED AND CLEANUP PERFORMED, NFA REQUIRED BY SPILLS UNIT AT THIS TIME – SPILL CLOSED.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

LEAKING WELL MCDIVITT 93
BARNUM RD

OLEAN, NY NO ZIP PROVIDED

Spill Number: 2002806

Close Date: 07/08/2020

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: mcdivitt oil
Contact for more spill info: ADAM COLLINS

Spiller Phone:
Contact Person Phone:

Category: Possible petroleum release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters, known releases with no potential for damage, or non-petroleum/non-hazardous spills.
Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
07/06/2020		EQUIPMENT FAILURE	NO			
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

Property owner reported a leaking well on their property to Minerals. Minerals determined that the well is owned by McDivitt Oil.

DEC Investigator Remarks:

7/8/20 From: Blood, Kelly M (DEC)

Sent: Wednesday, July 08, 2020 1:09 PM To: Gallego, Francine (DEC) Subject: Olean well

Hi Francine, I received a complaint Monday about an old leaking well that a landowner had just discovered on their property. It had some contaminated soil around it, and a patch of 15x10' dead grass downhill from it. We concluded that the well is McDivitt 93 (31-009-60115-00-00) at 42.00739, -78.41292. I will be sending a letter to the operator today. Please let me know if you need any more information.

Thank you,

Kelly

Kelly Blood Mineral Resources Technician 1, Division of Mineral Resources

New York State Department of Environmental Conservation 182 East Union Street, Suite 3, Allegany NY 14706-1328 P: 716-379-6363
– F: 716-372-2113 – kelly.blood@dec.ny.gov www.dec.ny.gov – –

Minerals will follow up with McDivitt to complete the cleanup. No further action by spills is necessary. Closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ABANDONED CRUDE OIL TANK

42.372

FARMERSVILLE, NY NO ZIP PROVIDED

Spill Number: 2304312

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: UNKNOWN

DEC Investigator: CMMIKIDA

Spiller: EMERALD OIL COMPANY LLC

Contact for more spill info: BILL WERTH

Spiller Phone:

Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
08/18/2023		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	0.00		0.00		SOIL

Caller Remarks:

Oil flowing onto ground from rainfall filling tank. Tank belongs to Emerald Oil Company LLC, operator is deceased.

DEC Investigator Remarks:

08/23/23 CMM and KB site inspection with Dave McCoy from DEC Minerals. Small (~1,000 gallons) crude oil tank overflowing and spilling material to ground surrounding tank. Impacts to soil only in heavily wooded area. Small spill, about 10 gallons. Oil is thick and sludge like. Dug small trench around spill area and applied absorbent boom for containment. No waterways nearby. Covered any openings in tank top with absorbent pads and rocks to prevent rainfall from infiltrating. Threat of spill migration mitigated. Full tank needs to be addressed. Site seems relatively inactive (operator is deceased). DEC Minerals knows a contact person for the site. Minerals will follow-up with this party and advise Spills if further action is needed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

COMMERCIAL
2810 MACDUFFY

OLEAN, NY NO ZIP PROVIDED

Spill Number: 1808305

Close Date: 11/06/2018

ADDRESS CHANGE INFORMATION

Revised street:
Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: MARK KELLNER
Contact for more spill info: MARK KELLNER

Spiller Phone:
Contact Person Phone: (716) 790-9235

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
11/04/2018		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
CRUDE OIL	PETROLEUM	200.00	GALLONS	0.00	GALLONS	SURFACE WATER

Caller Remarks:

3 to 5 barrels of 42 gallons each . At this point the oil is going into the creek. The cleanup is pending

DEC Investigator Remarks:

11/4/18 FG site inspection. Met Nate Meade, ECO on site and he said that a four inch PVC line broke accidentally and crude leaked out. ECO Meade estimates 55 gallons lost. ECO Meade felt only 1 to 2 gallons made it to the creek. FG concurs with the assessment. In addition, the lease holder (Mark Kellner) and staff were recovering product from the ground. They had already recovered 45 gallons when I arrived and were continuing to recover as much as possible by padding up and wringing out the crude from the ground. Two booms had been placed in the creek to recover sheen and product. The Olean Fire Department was notified and were on scene downstream but did not see any oil. Mr. Kellner picked up the pads and impacted leaves and placed them in garbage bags to be put in the regular waste stream. He plans to put down gatorsorb, a bioremediation product to pick up any remaining residual. No further action is required. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

RESIDENTIAL
5641 NICHOLS ROAD

LIMESTONE, NY NO ZIP PROVIDED

Spill Number: 2101193

Close Date: 06/16/2021

ADDRESS CHANGE INFORMATION

Revised street:
Revised zip code:

Source of Spill: PRIVATE DWELLING
DEC Investigator: FXGALLEG

Spiller: SHANNON YONKER – UNKNOWN
Contact for more spill info: SHANNON YONKER

Spiller Phone:
Contact Person Phone: (814) 558-6603

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended		
05/09/2021		UNKNOWN	NO	NO		
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
UNKNOWN PETROLEUM	PETROLEUM	0.00		0.00		SURFACE WATER

Caller Remarks:

unknown small creek behind house caller sees oil sheen. goes to Alleghany river eventually.

DEC Investigator Remarks:

5/9/21 FG site inspection. Found old crude oil seeping out of the side of the hill across the street from 5615 Nichols Run Rd. Case is the operator and a representative was on site and could not determine a possible source. Placed booms and pads in culvert where discharge was located to limit the discharge. No source could be determined. Will consult with minerals.

5/10/21 FG spoke Adam Schultz with minerals. He said that there are no wells near the seep. He will inspect to see if there is an old well in the area and will let spills know of his findings.

5/11/21 TDJ WENT TO LOCATION AND FOUND CURRENT SITE OWNER TENDING TO PADS AND BOOMS IN DRAINAGE DITCH LEADING TO NEARBY CREEK. I WAS SHOWN AREA OF SEEP FROM HILLSIDE WHERE PREVIOUSLY LOCATED CRUDE STORAGE TANK WAS LOCATED WITHIN 100' OF SEEP. THEY DID NOT KNOW OF ANY LINES IN THIS AREA. THE SEEP WHICH HAD BEEN FLOWING OLD CRUDE THE DAY BEFORE IN RAIN/SNOW STORM HAD SINCE STOPPED FLOWING. I TOLD THEM TO DIG A SUMP NEAR SEEP AND ADD BOOM IN CASE FLOW STARTS AGAIN. I ALSO PLACED MORE PADS TOWARDS THE CREEK IN THE FLOWING DITCH WATER. BOOMS ARE HOLDING BACK THE OLD CRUDE. THEY WILL REPLACE AND REMOVE SATURATED SORBENT PADS UNTIL CRUDE IS GONE. MINERALS WILL BE IN CONTACT TO OVERSSE WORK.

05/19/21 TDJ WENT TO LOCATION WHERE CRUDE REMAINED IN LOW FLOW DRAINAGE DITCH. I PLACED ADDITIONAL PADS AND MOVED WATER AND OLD CRUDE SCUM TO ONE POINT WHERE BOOMS ARE PLACED WATER CLEARED AND PADS WILL BE REMOVE BY SITE OWNER. WILL INSPECT AGAIN.

6/16/21 TDJ site inspection. All booms and pads picked up and disposed of properly. No further seeps identified. No further action is necessary. Spill is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

RICHBURG SEEP

134 DEAN ST

BOLIVAR, NY NO ZIP PROVIDED

Spill Number: 1700804

Close Date: 05/04/2018

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: PRIVATE DWELLING

DEC Investigator: FXGALLEG

Spiller: UNKNOWN

Contact for more spill info:

Spiller Phone:

Contact Person Phone:

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
04/24/2017		UNKNOWN	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
UNKNOWN PETROLEUM	PETROLEUM	0.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

we found an oil seep in Richburg located near the corner of Dean and Ackerman. They can be access from Broad or County Road 40.

DEC Investigator Remarks:

4/25/17 ADAM SCHULTZ PROVIDED AND EMAIL IDENTIFYING A SEEP IN A YARD IN BOLIVAR: I received the email below from Tim Burmeier, a contractor with the EPA. They found an oil seep in a yard in Richburg. Rudin went out and checked it out today, there is crude oil seeping directly out of the ground. We don't have any records of a well at/near that location.

We don't know where the oil is coming from. It's possible there is an unknown well there, or there could be an old buried line. As of today, nothing has been done to contain the oil.

I don't know the owner for sure, but the owner in the ArcMap tax parcel layer appears to be Barbara Ann Collins, 134 Dean St, Bolivar, NY 14715.

4/27/17 FG SITE INSPECTION: From: Gallego, Francine (DEC) Sent: Thursday, April 27, 2017 2:41 PM To: Schultz, Adam J (DEC) Cc: Miller, Christopher (DEC) Subject: RE: Richburg seep

Hi Adam, I stopped at 134 Dean today. The seep is actually on the neighbor's property (118 Dean). The owner is: Ted & Marilyn Carlin 7013 Rt 417 East Bolivar, NY 14715 SWIS: 023803 Tax ID 260.5-1-7 Their daughter, Tina Carlin is handling the property transaction to her father in law. Because of this property transaction, the Bank required reporting of the seep and that is how we believe EPA must have been notified. There were wells on this property previously. The mineral rights owner is William

Greene Jr. He has a residence in Little Genesee and a sandwich shop in Oswego. The company that surveyed the property for the transaction (James Ball surveying) said that there are wells marked on a county map for this lease. Everyone in the neighborhood said that the seep has been there for many, many years. The well and lines were pulled in the 60's and the metal piping was resold at Mr. Greene Sr's shop. Do you have any old maps of that area that might show the location of those wells and the mineral rights ownership? Thanks, Francine

6/1/17 Letter requesting the right of entry was sent to Ronald & Valena Greene because Mr. Carlin said the property at 118 Dean was sold to them. Letter providing the plugging report and the organizational report was sent to Mr. Bulson, atty for Mr. Greene. Both letters are to be responded to by June 20, 2017.

6/9/17 Alaina Greene, current owner of surface rights 118 Dean, Richburg, called. She said they have no money to do any work. She said she will send in the Right of Entry. She just recently purchased the property.

6/20/17 Bulson, attorney for Greene, sent a letter requesting the well identification for this seep.

7/3/17 Adam Schultz said that Jim Reynolds found the well and the casing and contained the leak. Mr. Schultz said that Mr. Reynolds was fired by Mr. Greene from the job and work has stopped.

7/18/17 FG called Jim Reynolds at 814-697-7891 and also emailed him at jrgasmanpa@yahoo.com to request an update at the site. Mr. Reynolds confirmed that he was fired.

5/4/18 FG inspected the seep. Mr. Reynolds stopped the leak. He excavated around the seep area and placed some piping that stopped the discharge. There is no more seep present and the excavation surrounding the piping removed any contamination. The site is being referred back to minerals to properly close the location of piping or wells. No further action by spills is necessary. Closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

UNKNOWN EXCAVATION SITE

COUNTY RT 30 AND FULMER VALLEY RD

ANDOVER, NY NO ZIP PROVIDED

Spill Number: 1305704

Close Date: 10/18/2013

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: TDJOHNSO

Spiller: UNKNOWN

Contact for more spill info: INV WOJOTKOWIAK

Spiller Phone:

Contact Person Phone: (607) 382-3641

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
08/28/2013		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER - NATURAL GAS	OTHER	0.00		0.00		AIR

Caller Remarks:

natural gas leak - can't control - 1 fatal - unknown anything further

DEC Investigator Remarks:

08/28/13 TDJ SPOKE WITH ECO WOJO WHO STATED THAT EQUIPMENT FAILURE DURING NATURAL GAS LINE INSTALLATION CAUSED A UNCONTROLLED LEAK OF NATURAL GAS TO ATMOSPHERE. ALSO MAST OD RIG FELL ONTO ELDERLY WORKER CAUSING A FATALITY. POLICE DEPT. RESPONDED TO ACCIDENT AND EFFORTS CONTINUED TO CAP GAS LEAK.

08/29/13 TDJ SPOKE WITH CHRIS MILLER WITH MINERALS IN ALLEGANY OFFICE. HE HAD ON-SITE PERSON DESCRIBE SITUATION. NO ENVIRONMENTAL ISSUES OTHER THAN THE AIR RELEASE OF NATURAL GAS WAS FOUND. APPARENTLY TOO MUCH PRESSURE WAS PLACED ON RIG BLOCK CAUSING EQUIPMENT TO BREAK AND FALL ON OPERATOR. NO AIR RELEASE WAS NOTED BY FIELD PERSON AND NO CLEANUP ISSUES.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC FILE ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

2 RESIDENCES

5349 LAKE ST

POINT CHAUTAUGUA, NY NO ZIP PROVIDED

Spill Number: 1803423

Close Date: 07/02/2018

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: UNKNOWN

DEC Investigator: TDJOHNSO

Spiller: UNKNOWN

Contact for more spill info: DAN IMFELD

Spiller Phone:

Contact Person Phone: (716) 410-4263

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
06/29/2018		UNKNOWN	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER - NATURAL GAS	OTHER	0.00		0.00		AIR

Caller Remarks:

continuous release of natural gas - ongoing for unsure time - RESPONSE REQUESTED -

DEC Investigator Remarks:

6/29/18 FG notified Chris Miller with NYSDEC Minerals. Also notified Public Service Commission, Nicole Patrick. Minerals indicated the source seems to be from a well that hasn't been closed. Minerals does not have any record or registration for this well

6/29/18 TDJ WENT TO SITE WHICH IS RESIDENCE BORDERED BY CHAUTAUQA LAKE AND WOODED AREA. WHILE PERFORMING GAS READING A NATIONAL FUEL GAS EMPLOYEE REGISTERED AN ALARM ON HIS BODY CLIP METHANE METER. THE OWNERS ARE NOT AT THE RESIDENCE AS THEY ARE FROM OHIO SO THE GAS WAS SHUT OFF FOR LEAK DETECTION. **IT WAS FOUND THAT A NATURAL GAS WELL DRILLED ON THE PROPERTY WAS THE SOURCE OF THE LEAK.** A HANDY MAN FOR THE PROPERTY WAS DIGGING WHEN A SMALL COPPER LINE WHICH USED TO BE USED FOR GAS WAS CUT. HE STATED THAT IT WAS CAPPED BUT THE LINE IS LEAKING NEAR THE GARAGE. WE FOUND THE WELL TOP AND FOUND IT WAS BUBBLING UP IN WATER IN THE CONCRETE BLOCK SURROUND. LOW LEVEL READING OF VOC'S WERE MOTED ON THE STATE PID METER. THE GARAGE DOOR WAS LEFT OPEN SO METHANE DID NOT COLLECT AND A WELL SPECIOALIST WILL NEED TO BE RETAINED BY THE PROPERTY OWNER TO CAP THE LINE.

7/02/18 TDJ REFERRED THE SITE TO MINERALS FOR FOLLOWUP. CHRIS MILLER WILL HAVE LETTER SENT TO HOMEOWNER TO REGISTER THE WELL AND BRING INTO COMPLIANCE. ALSO AN IMMEDIATE PLAN MUST BE INITIATED TO CAP THE LEAKING LINE.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

SHALLOW UPPER DAVONIAN WELL
WADING ST (ALONG RT 5)

SHERIDAN, NY NO ZIP PROVIDED

Spill Number: 1703746

Close Date: 07/27/2017

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: **COMMERCIAL/INDUSTRIAL**
 DEC Investigator: **FXGALLEG**

Spiller: **SENECA RESOURCES**
 Contact for more spill info: **JEFF PASARELLI**

Spiller Phone:
 Contact Person Phone: **(814) 715-6782**

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
07/17/2017		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER - BRINE	OTHER	75.00	GALLONS	0.00	GALLONS	SOIL

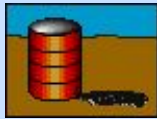
Caller Remarks:

cleanup pending - contained - will be back in the morning with equipment to clean it up - leak stopped

DEC Investigator Remarks:

7/17/17 FG spoke to Seneca and they will complete the cleanup in the morning and stage on site in a rolloff. They will provide a closure report once the soil is disposed.

7/27/17 Disposal receipts were provided. No further work required. The site is closed.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

WORKING SURFACE AND CONTAINMENT

4675 NICHOLAS RUN ROAD

LIMESTONE, NY NO ZIP PROVIDED

Spill Number: 1300022

Close Date: 12/03/2013

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: TDJOHNSO

Spiller: UNKNOWN

Contact for more spill info: HEMRYK ORLIK

Spiller Phone:

Contact Person Phone: (281) 513-8692

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended		
04/01/2013		EQUIPMENT FAILURE	NO	NO		
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
OTHER - BRINE WATER / OIL	OTHER	147.00	GALLONS	0.00	GALLONS	

Caller Remarks:

well name - throtp 04

Abandoning a well. Setting a plug while shooting it spill occurred

DEC Investigator Remarks:

03/02/13 TDJ WENT TO SPILL LOCATION WHICH WAS CONTAINED AROUND DRILLING EQUIPMENT. BOOMS AND PADS WERE PLACED IMMEDIATELY BY SITE WORKERS AND CONTAMINATED SOIL WAS SCRAPED AND PLACED ONTO PLASTIC. ADDITIONAL SOIL SCRAPING WILL BE DONE WHEN RIG IS MOVED. NO WATERWAYS WERE AFFECTED AND SPILL WAS CONTAINED PROPERLY.

11/21/13 TDJ SPOKE WITH RORY HUNTER WHO IS NOW SHELL CONTACT FOR DISPOSAL INFO FOR FORMER EASTERN ENTERPRISE WELL FIELDS. IS WORKING ON DISPOSAL INFO FOR THIS SPILL. (142) 459-8248. RORY.HUNTER@SHELL.COM

12/03/13 TDJ RECEIVED DISPOSAL INFO FOR SOIL REMOVED FROM SPILL AREA. SEVERAL LOADS WERE TAKEN FOR DISPOSAL.

12/20/13 TDJ RECEIVED FINAL REPORT FROM PALMERTON GROUP WHICH INCLUDED DISPOSAL INFO, SAMPLING RESULTS AND PHOTOS FROM SITE. ON JULY 30, 2013 (13) TRIAXL TRUCKS REMOVED 204.63 TONS OF NON-HAZ CONTAMINATED SOIL TO CASELLA MCKEAN LANDFILL IN MT. JEWETT, PA. SITE WAS CLEANED TO SATISFACTION OF NYSDEC SITE MANAGER.

12/20/13 TDJ LETTER OF NO FURTHER ACTION/SITE CLOSED WAS SENT TO JOSHUA SANDBERG AT PALMERTON GROUP IN EAST SYRACUSE, N.Y.

NO FURTHER ACTION FILE CLOSED



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

GAS STORAGE WELL #493

42.012409, -77.948272

WILLING, NY NO ZIP PROVIDED

Spill Number: 2208468

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: FXGALLEG

Spiller: BRAD WALKER – NATIONAL FUEL GAS
Contact for more spill info: BRAD WALKER

Spiller Phone:
Contact Person Phone: (716) 857-7247

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
01/15/2023		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
BRINE	OTHER	0.00		0.00		

Caller Remarks:

Unknown amount spilled. No resources affected. Cleanup is pending.

DEC Investigator Remarks:

01/17/23 TDJ CONTACTED BRAD WALKER WITH NATIONAL FUEL WHO STATED THAT ONE OF TWO 10,000 GALLON BRINE TANKS WAS FOUND TO HAVE SMALL PINHOLE LEAKS AT APROX. 2/3 FULL LEVEL. TANKS ARE CHECKED DAILY AND OVER WEEKEND DUE TO AMOUNT OF BRINE GENERATED. TANK WAS LOWERED BELOW HOLES AND REMEDIAL WORK WILL BE COMPLETED AROUND TANK. NO RESOURCES WERE AFFECTED AND BRINE WILL BE DISCHARGED INTO BRINE HOLDING PONDS ONSITE. TANK IS DUE FOR REPLACEMENT DUE TO AGE AND CONDITION.

02/23/23 TDJ CONTACTED BRAD WHO WAS JUSTING PUTTING TOGETHER LETTER ABOUT CLEANUP AND DISPOSAL. SOIL COLLECTED FROM CLEANUP WILL BE STAGED UNTIL WEATHER CONDITIONS ARE REASONABLE TO GET TO SITE ON HILL.

03/13/23 TDJ REPORT WAS GENERATED BY BRAD SHOWING MATERIAL WAS EXCAVATED AND STOCKPILED. SAMPLING SHOWS ADDITIONAL BRINE WAS LEFT IN SOIL NEAR CONCRETE PAD DUE TO ELECTRIC LINES RUNNING IN SAME AREA. PILE WILL BE REMOVED WHEN SOIL DRIES IN AREA ON HILLSIDE.

6/8/23 FG spoke to Brad Walker with National Fuel 716-857-7247. He said the landfill required P norm analytical which he completed. The application for acceptance is being processed and he is hoping to get approval soon. Once the waste is disposed he will provide the receipts.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

ON GROUND

7167 SENECA ST.

ELMA, NY 14059

Spill Number: 1400144

Close Date: 04/04/2014

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: RJJONAK

Spiller: TIM HULL – EMPIRE ENERGY

Contact for more spill info: TIM HULL

Spiller Phone:

Contact Person Phone: (716) 753-3385

Category: Possible petroleum release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters, known releases with no potential for damage, or non-petroleum/non-hazardous spills.

Class: Any Type of RP, Including No RP – DEC Field Response – Corrective Action Not Required or Not Possible

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended	
04/04/2014		EQUIPMENT FAILURE	NO	NO	

Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
BRINE	OTHER	336.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

CALLER STATES THAT ~8 BARRELS OF BRINE(336 GALS.) SPILLED FROM THEIR AST,ALL ONTO THE GROUND.

DEC Investigator Remarks:

4/4/2014: RJJ AT SITE AT 1415...DUE TO THE FROZEN GROUND THAWING,EMPIRE ENERGY'S 8 BARREL(~336 GALS.)CAPACITY BRINE TANK TIPPED OVER,CAUSING IT'S CONTENTS TO SPILL OUT,ALL ONTO FARM LAND...THIS TANK COLLECTS CONDENSATION(BRINE) FROM THEIR DRYING UNIT ON THEIR NATURAL GAS LINE WHICH RUNS TO THEIR GAS WELL ~1000' AWAY...SINCE THIS IS BRINE AND THE RAIN HAS WASHED THIS INTO THE FIELD,NO ACTION/REMEDATION WILL BE NEEDED...SPILL CLOSED OUT.

***** NOTE,COMPUTER FILE ONLY *****



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

CRUDE OIL PRODUCTION FACILITY

ACROSS FROM 1715 COUNTY ROUTE 60

WEST UNION, NY NO ZIP PROVIDED

Spill Number: 2300493

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL

DEC Investigator: MJBARBER

Spiller: NOAH MANTARO – YAHN & YAHN INC

Contact for more spill info: NOAH MANTARO

Spiller Phone:

Contact Person Phone: (585) 226-5358

Category: Known petroleum or hazardous material release with minimal potential for fire/explosion (indoors or outdoors), drinking water contamination, or releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards	Penalty Recommended
04/14/2023		EQUIPMENT FAILURE	NO	NO

Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
BRINE	OTHER	400.00	GALLONS	0.00	GALLONS	SOIL

Caller Remarks:

Between 200 and 400 gallons spilled over a couple of months and was never reported. A spring is about 50 feet away. Cleanup is pending.

DEC Investigator Remarks:

4/18/2023: MB TELECON WITH NOAH MANTARO OF MINERAL RESOURCES. MANTARO ESTIMATES 400 GALLONS OF BRINE HAS BEEN RELEASED FROM AN UNREGULATED BRINE TANK DUE TO A SLOW LEAK. MANTARO HAD MENTIONED TO OWNER BILL YAHN PRIOR TO RELEASE IN ORDER TO HAVE HIM FIX THE ISSUE. THEY COULD SEE WHERE BRINE SPILLED TO GROUND AND WILL HAVE BILL YAHN EXCAVATE IMPACTED SOIL AND DISPOSE OF AT STEUBEN COUNTY LANDFILL. MANTARO EILL OVERSEE CLEANUP AND UPDATE MB IF ANYTHING IS NEEDED. PLANS TO INSPECT AGAIN.

5/4/2023: MB



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

INTERSECTION
RTE 417 AT CR 22

ANDOVER, NY NO ZIP PROVIDED

Spill Number: 2305571

Close Date:

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL VEHICLE
DEC Investigator: CMMIKIDA

Spiller: BRYCE – TBD
Contact for more spill info: BRYCE

Spiller Phone:
Contact Person Phone: (585) 268-9600

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
09/28/2023		TRAFFIC ACCIDENT	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
AUTO WASTE FLUIDS	PETROLEUM	0.00		0.00		
BRINE	OTHER	0.00	GALLONS	0.00	GALLONS	

Caller Remarks:

ROLLOVER ACCIDENT . LEAKED DIRECTLY INTO DYKE CREEK. HAZ MAT EN ROUTE .

DEC Investigator Remarks:

09/28/23 CMM and KB site inspection. Arrived on site and met with Allegany County Hazmat and B&W Towing. Town of Rathbone Highway tanker truck collided with guardrail and overturned. Fatal accident. Accident location at Independence Road (County Route 22) bridge that crosses over Dyke Creek. Tanker carrying about 4,200 gallons of brine came to rest along creek bank at Independence and Lever Hill intersection. Tanker cab with ~150-gallon diesel saddle tank and other auto fluids came to rest along a ditch line across the same intersection. Tanker decimated and all 4,200 gallons of brine lost to Dyke Creek. Petroleum from tanker cab flowed to ditch line and entered drainage pipe that discharges to Dyke Creek as well. Unknown how much diesel saddle tank contained, but it is empty now. First responders applied absorbent materials such as boom in ditch line area to contain petroleum spill. Outfall pipe not discharging any material at this point, but first responders said it was upon arrival. Creek water displayed light petroleum sheen. Creek flowing at a decent rate. Overall, the petroleum impacts were believed to be relatively insignificant. 3-5 trout around 8-12 inches deceased in water right under bridge. Fish kill likely from brine impacts. B&W Towing began cleanup. Tanker truck salvage not leaking any product. Roadway cleanup complete. Ditch line cleanup satisfactory, and boom will be left to capture any residuals. Inspected Dyke Creek downstream to detect for any more fish kills. Creek gets shallower and swimming minnows observed. Vegetation and stagnant waters more prevalent downstream. Pockets of diesel and motor oil observed. Applied some absorbent pad and boom, but B&W Towing will have to come back tomorrow in daylight to continue cleanup. Inspected Dyke Creek from bridge in Andover town center. No petroleum impacts appear to have made it this far downstream yet. Will follow up.

09/29/23 CMM calls with B&W Towing. B&W Towing went back to the site and assessed stretch of Dyke Creek from Independence Road bridge to Andover town center bridge. Petroleum impacts discovered downstream throughout areas of water. Absorbent boom deployed for capture. B&W will have a crew check the site tomorrow too. Rain events will be monitored. Boom checks and change outs to continue.

10/02/23 CMM and KB site inspection. Walked stretches of creek observing water and boom. Water mostly clear with an occasional light sheen. No stained booms visualized. Some booms containing a light amount of product. Will follow up.



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

COMMERCIAL
2210 CNTY RD 22

ANDOVER, NY NO ZIP PROVIDED

Spill Number: 1904028

Close Date: 09/17/2019

ADDRESS CHANGE INFORMATION

Revised street:

Revised zip code:

Source of Spill: COMMERCIAL/INDUSTRIAL
DEC Investigator: TDJOHNSO

Spiller: national fuel gas
Contact for more spill info: BRAD WALKER

Spiller Phone:
Contact Person Phone: (716) 517-5146

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
06/28/2019		EQUIPMENT FAILURE	NO		NO	
Material Spilled	Material Class	Quantity Spilled	Units	Quantity Recovered	Units	Resource(s) Affected
BRINE	OTHER	2000	GALLONS	0	GALLONS	

Caller Remarks:

spill inside facility, clean up in progress

DEC Investigator Remarks:

7/19/19:SAC TELECON BRAD WALKER – NATIONAL FUEL GAS. MR. WALKER SAID ONE OF HIS EMPLOYEES REPORTED SEEING A PATCH OF DEAD GRASS. HE BELIEVES THE SOURCE MAY BE THE COVER OVER THE BRINE POND. WATER COLLECTS ON THE COVER. WHEN THIS HAPPENS, THEY PUMP THE RAIN WATER OFF AND ONTO THE GROUND. ALTHOUGH, HE HAD THE COVER REPLACED LAST YEAR, MR. WALKER BELIEVES THERE MUST HAVE BEEN BREACH IN THE COVER THAT ALLOWED BRINE TO MIX WITH THE RAIN WATER. AND THE LAST TIME THEY PUMPED THE WATER OFF OF THE COVER WAS JUNE 28TH. HIS EMPLOYEE IS SCRAPING THE AFFECTED AREA. HE IS GOING DOWN ABOUT A FOOT TO A 1.5 FEET. HE CANNOT GO ANY DEEPER SINCE THERE ARE BRINE LINES AND NATURAL GAS LINES RUNNING THROUGH THE AREA.

09/17/19 TDJ RECEIVED DISPOSAL INFO FOR BRINE CONTAMINATED SOIL. APPROX. 12.93 TON OF MATERIAL WAS TAKEN TO CGAUTAUQUA CO. LANDFILL FOR DISPOSAL.

NO FURTHER ACTION FILE CLOSED TO ELECTRONIC ONLY