

Attachment 2

Post-Closure Plan

ATTACHMENT 9

POST CLOSURE CARE PLAN

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POST CLOSURE CARE PLAN FOR THE MIXON BROTHERS WOOD PRESERVING, INC. FACILITY IDABEL, OK

1.0 INTRODUCTION

Facility I.D. No.: OKDOO7336258

Owner's Name: MIXON BROTHERS WOOD PRESERVING, INC.

Address: P.O. Box 327, Idabel, Oklahoma 74745

Telephone No. (580) 286-9494

The purpose of this document is to present the plan for post closure monitoring and maintenance at the Mixon Brothers Wood Preserving, Inc. (MBWP) Idabel, Oklahoma Facility (Facility). No hazardous wastes are now generated at the facility, but hazardous waste and/or constituents will remain on-site in closed and capped impoundments and waste pile after closure under the terms of a Closure Plan which is being submitted under separate cover to the Oklahoma State Department of Environmental Quality (ODEQ) and the United States Environmental Protection Agency (EPA). If the Facility generates hazardous wastes in the future, these wastes will be stored on-site for 90 days or less.

The impoundments contain wood preservation wastewater treatment sludges, federal waste code K001. The sludges are considered toxic for pentachlorophenol content as well as other hazardous constituents. Although the waste and constituents will remain on-site in closed and capped impoundments and waste pile, their mobility is reduced by the closure process.

A groundwater monitoring system which may include or expand existing monitoring wells will be designed and installed (if installation is necessary) pursuant to the supplement assessment activities. Groundwater monitoring

described in this Post Closure Care Plan (Plan) will be performed utilizing this network of wells which is outline in Section 19.0 of the application.

Copies of this Plan will be kept by MBWP at the facility. The Facility Contact is responsible for storage and updating the Facility copy of the Plan will be: Mr. Bob Mixon, MBWP, P.O. Box 327, Idabel, Oklahoma 74745, (580) 286-9494. This Plan addresses general post closure requirements of ODEQ and EPA regulations in 40 CFR 265.

Consent Agreement and Final Order issued by EPA on December 30, 1991, a second revision of the closure plan was submitted on February 28, 1992. The Plan was updated for the 2023 permit renewal application.

2.0 POST CLOSURE CARE PLAN

In accordance with 40 CFR 265.117(a), the post closure care established in the Plan is thirty years. If during the post closure care period it is determined that a reduction of this period is technically justifiable, a petition for an amendment to the Plan will be made in accordance with the provisions of 40 CFR 265.118.

3.0 INSPECTION OF POST CLOSURE COMPONENTS

The site will be inspected semiannually to assess the condition of post closure components. The date, time, inspection results, and maintenance activities will be logged and filed with the Facility Contact (Section 1.0).

3.1 Components to be Inspected and Inspection Schedule

The post closure components which will be routinely inspected semiannually during the post closure care period will include:

Security control facilities or systems

Final cover of closed impoundments and waste pile

Run-on/Run-off control structures

Surveyed Benchmarks

Groundwater monitoring wells

This section addresses inspection requirements for these components,

during the post closure period. Groundwater monitoring, inspection, and maintenance of monitoring equipment will be accomplished in accordance with the requirements of Subpart F of 40 CFR Part 265.

3.2 Inspection Procedures

Procedures for inspection of the post closure care components are summarized in the following paragraphs. The inspections will be conducted by Facility personnel or subcontractors under the authority of Mixon Brothers Wood Preserving, Inc. A schedule of inspected items and a log for recording inspection observations are provided in Tables 1 and 2, respectively. Repair activities will be documented on the Remedial Action Form (Table 3).

3.2.1 Security

The security at Mixon Brothers Wood Preserving, Inc.'s office is maintained by a sensor at each outside door and a glass breakage sensor to detect entry from the office windows. In addition, we have 24hr motion detection security camera surveillance.

In addition, the facility access points are blocked by several large bundles of untreated posts which are placed by a forklift. During work hours, some of the blocked access points are unblocked and are re-blocked at the end of each work day. The barricades are checked daily to prevent unknowing and/or unauthorized entry of all vehicular traffic.

3.2.2 Final Cover and Run-on/Run-off Control

The site will be inspected semiannually to observe the integrity of the final cover and run-on/run-off control drainage areas for the impoundments and waste pile. If erosion of the drainage areas or final cover becomes problematic, maintenance will be required.

The final covers will also be inspected semiannually to observe signs of settling and subsidence. If repairs are required to maintain the integrity of the final covers, they will be affected by a contractor under the direction of the Facility Contact.

3.2.3 Surveyed Benchmarks

Benchmarks will be maintained throughout the post closure period. If semiannual inspections reveal that a benchmark is damaged or missing, repair or replacement will be required. A survey team will be

used to relocate a missing benchmark, if necessary.

3.2.4 Groundwater Monitoring System

During regular groundwater sampling events, the integrity and operation of groundwater monitoring wells will be inspected. The surface casing of the wells will be inspected to identify damage to or deterioration of the casing and locking mechanism, evidence of tampering, retention of water between the surface casing and well casing, and deterioration of well labeling. The depth of the wells will be measured routinely during inspections to check for accumulation of fines within the well bore. Water produced from each well will be visually inspected for excessive sediment accumulation which might indicate poor performance of the sand filter or well screen.

Once annually, MBWP will evaluate the groundwater surface elevation data to confirm that the location of the wells (hydraulically upgradient and downgradient of the impoundments and downgradient of the waste pile) continues to be in keeping with the operational design of the monitoring system. If these data indicate that the designed location requirements are no longer satisfied, relocation of one or more wells may be required.

3.3 Inspection Records

The records of all inspection and testing activities will be recorded in an inspection logbook. The inspection logbook will be kept by the Facility Contact. Required maintenance will be documented on a Remedial Action Report Form provided in Table 3.

4.0 POST CLOSURE MAINTENANCE ACTIVITIES

Maintenance activities will be performed as necessary during the post closure care period in response to, deficiencies noted during inspections. Detailed reports of all repair activities will be kept as part of the permanent sampling record.

4.1 Security Facilities

Maintenance of security facilities will be in direct and immediate response to the findings of regular inspections. All deficiencies noted

during inspections will be corrected within 15 business days of identification. All maintenance activities will be documented on the Remedial Action Report Form (Table 3).

4.2 Final Cover and Run-on/Run-Off Control

A cover crop will be established on the impoundment cover and waste pile cover during the final closure activity period. The crop will be fertilized and irrigated as necessary to obtain adequate cover. Once the grass is established, it will be mowed as needed so long as Mixon Brothers Wood Preserving, Inc. is in operation. Erosion will be controlled by the vegetative cover and the site will be inspected semiannually throughout the post closure period to ensure that erosion does not become problematic.

The impoundment cover and waste pile cover will be inspected twice annually to observe the integrity of the cap material. If the cover is damaged by erosion or other causes, it will be repaired by a contractor. Special attention will be paid to the cover after periods of severe storms when erosion affects may be anticipated. Eroded areas will be filled in, repaired, and revegetated. All maintenance activities will be documented on the Remedial Action Report Form (Table 3).

Final contouring of the closed impoundments and waste pile will provide for gently but adequate drainage. Compaction of fill material should reduce the likelihood of severe settlement. No subsidence is anticipated in these areas. Settlement and drainage will be observed during semiannual inspections and any necessary repairs accomplished by the contractor.

4.3 Benchmark Integrity

Permanent benchmarks placed during the survey of the property and used to develop the closure plan will be maintained throughout the post closure period. Any deficiencies noted in this regard during semiannual inspections will be corrected and documented on the Remedial Action Report Form (Table 3).

5.0 POST CLOSURE MONITORING

Given that floating product was recently observed in one (1) downgradient groundwater monitoring well at the Facility (Monitoring Well

PZ-1), the MBWP's Facility will forego conducting a detection monitoring program. Instead, an assessment monitoring program is proposed for the facility to evaluate rate and extent of observed impacts in accordance with 40 CFR 265.93. A Groundwater Assessment Plan for the Facility has been prepared and is provided in the Application Section 19.0. Following completion of the rate and extent investigation, the need for conducting a Corrective Measures Study will be evaluated. In addition, a system for post closure groundwater monitoring will be proposed at that time.

5.1 Management and Communication

The following paragraphs describe the mechanism which Mixon Brothers will establish for obtaining and managing monitoring data during the post closure compliance monitoring period. The Facility Contact is the representative who has been authorized by MBWP to initiate whatever actions he believes necessary to provide appropriate responses to situations which might occur under this program. Overall responsibility for RCRA compliance and oversight is vested in the Facility's Contact. To initiate the response activities, the Facility Contact will notify the ODEQ.

- a) All formal communications between Mixon Brothers and the ODEQ will be directed through the Facility Contact.
- b) The Facility Contact will be responsible for making required or appropriate notifications to other institutions, agencies or persons regarding the status of the Facility.

6.0 POST CLOSURE CARE COST ESTIMATE

The total cost for post closure activities is estimated at \$99, 269, or about \$3,309 per year. The cost estimate is based upon an estimated thirty-year post closure care duration. The estimated costs are summarized in Table 4.

7.0 FINANCIAL ASSURANCE MECHANISM FOR POST-CL0SURE CARE

7.1 Corporate Financial Test

EPA regulations require use of one or more of the following mechanisms to establish financial assurance for cost of closure and post closure care:

- Trust Fund
- Surety Bond
- Letter of Credit
- Financial Test and Corporate Guarantee

These same mechanisms are also required by the ODEQ, as the federal requirements are adopted by reference in the ODEQ's regulations. Facility management uses irrevocable letters of credit to provide financial assurance

7.2 Liability Requirements

The Consent Agreement and Final Order (CA/FO) stated in paragraph 4 of the orders that "The revised closure plan shall include, in addition to the information previously submitted, a post closure plan and financial assurance. Documentation in compliance with 40 CFR Subparts G and H, but not including 40 CFR 265.147..." Liability requirements are covered in 40 CFR 265.147. Therefore, the liability requirements for MBWP has been removed.

8.0 POST CLOSURE NOTICES (40 CFR 265.1191)

8.1 Notice to local Zoning Authority (265. 119 (a))

MBWP developed and submitted within 60 days of certification of closure, a record of the type, location, and quantity of hazardous wastes disposed within each closed unit. These records were submitted to the Director of Hazardous Waste Management Service of the ODEQ and to the local authority with jurisdiction over local land use and/or zoning of the Facility.

The specified records may be submitted simultaneously with the closure survey plat which is to be submitted as part of closure

certification activities under 40 CFR 265.116 or they may be separately submitted within 60 days after certification of closure.

8.2 Notice-In-Deed (265.119 (b))

Within 60 days of certification of closure of the impoundments and waste pile, MBWP recorded on the facility property deed a notation that will in perpetuity notifying any potential purchaser of the facility property of the following facts:

1. The land has been used to manage the RCRA hazardous wastes.
2. Use of the land is restricted under 40 CFR 265 Subparts G and M regulations,
3. A survey plat and record of the type, location, and quantity of hazardous wastes disposed of within each hazardous waste disposal unit of the facility have been developed in accordance with 40 CFR 265 116 and 265. 119(a), and are filed with the local land use authority and with the Director of Hazardous Waste Management of the ODEQ. The notation specifies the title and business address of the local land use authority and of the ODEQ where this information is filed.

8.3 Development of Post-Closure Notifications and Certification (40 CFR 265.119(b)(2))

In order to fulfill the requirements of Sections 8.1 and 8.2, Mixon Brothers will:

1. Verified the appropriate local authority with jurisdiction over local use and/or zoning of the property. The post closure records discussed in Section 8.1 were submitted.
2. Prepared and recorded, in accordance with Oklahoma State law, the post closure notation on the facility property deed or another instrument discussed in Section 8.2.

3. Prepared a certification statement, signed by the authorized representative of MBWP that the notice-in-deed have been recorded as required by 40 CFR 265.119(b)(2).

Following preparation of the notice-in-deed and the certification statement of recording the notice-in-deed, MBWP will submit the certification to the Director of Hazardous Waste Management Service of the ODEQ together with a copy of the notice-in-deed, as recorded. This submission was accomplished within 60 days of certification of closure. Following their development, the post closure notices of Section 8.1, the notice-in-deed of Section 8.2*, and the certification statements of Section 8.3* will each be incorporated into this Post Closure Care Plan, for future reference.

Facility Component or Feature	Potential Problem	Frequency of Inspection
<u>Surface Impoundments and Waste Pile</u>		
Diking, Drainage Ditches integrity.	Semiannual deterioration, damage erosion	Structural
Cover (cap)	Settlement, Ponding, Erosion	Semiannual
Leachate Systems	N/A	
Vegetative Cover	Inadequate Cover	Semiannual
<u>General facility</u>		
Fencing	Wire breaks, gate open, unlocked, etc.	Semiannual
Warning Signs	Lost, vandalized, not legible	Semiannual
Groundwater Monitoring Wells	Damaged, vandalized, unlocked	Semiannual
Benchmark Integrity	Missing, damaged	Semiannual

Table 2 Inspection Log

Semiannual Inspection Log Sheet

Inspector's Name/Title _____

Inspection Date: _____
Inspection Time: _____

ITEM	TYPES OF PROBLEMS	STATUS ()		OBERSERVATIONS	DATE AND NATURE OF REPAIRS/REMEDIAL ACTION
		ACCEPTABLE	UNACCEPTABLE		
<u>Waste Pile Surface Impoundments</u>					
Diking/Drainage	Structural integrity, Deterioration, Damage, Erosion				
Cover (cap)	Settlement, Ponding, Erosion				
Leachate Systems	N/A				
Vegetative Cover	Inadequate Cover				
<u>General Facility RCRA Monitoring/Security</u>					
Fencing	Wire breaks, Gate open, or Locked, etc.				
Warning Signs	Lost, Vandalized, Not Legible				
Groundwater Monitoring Wells	Damaged, Vandalized, Unlocked				
Benchmark Integrity	Missing, Damaged				
<u>General Facility RCRA Monitoring/Security</u>					
Fencing	Wire Breaks, Gate open or Unlocked, etc.				
Warning Signs	Lost, Vandalized, Unlocked				
Groundwater Monitoring Wells	Damaged, Vandalized, Unlocked				
Benchmark Integrity	Missing, Damaged				

TABLE 3

Post-closure Inspection/Remedial Action Report

Mixon Brothers Wood Preserving, Inc.

PROBLEM:

Name of Inspector: _____ Time and Date: _____

ACTION TAKEN

Name of Official: _____ Time and Date: _____

COMPLETION AND FOLLOW-UP REMARKS:

Name of Official: _____ Time and Date: _____

Time and Date: _____

Signature of Responsible Official: _____

Table 4. POST CLOSURE COST ESTIMATE

COST FOR POST CLOSURE ON THE MIXON BROTHERS WOOD PRESERVING, INC. PROPERTY

Contractor Cost (Sampling, Inspection, Maintenance):	
Cost to Sample and Inspect Compliance Wells (4.75 hrs. @ \$60/hr., 1 times/year for 20 years)	\$5,700
Chain of Custody and Samples to Laboratory for Analysis (3.25 hrs. @ \$70/hr., 1 times/year for 20 years)	\$4,550
Mileage, 454 miles @ \$0.72/mile (1 times/year for 20 years)	<u>\$6,538</u>
 Subtotal for Contractor Cost	 <u>\$16,788</u>
 Compliance Wells Laboratory Cost:	
Pentachlorophenol (Method 8270) (1 Compliance & 3 PZ Wells @ \$150/W, 1 times/year for 20 years)	\$12,000
Naphthalene (Method 8021B) (1 Compliance & 3 PZ Wells @ \$50/CW, 1 times/year for 20 years)	\$4,000
Temperature, pH, and Specific Conductance (1 Compliance & 3 PZ Wells @ \$11/CW, 1 times/year for 20 years)	\$880
 Subtotal for Compliance Wells Laboratory Cost	 <u>\$16,880</u>
 Management Cost:	
Post Closure Management Cost (7 hrs. @ \$70/hr., 1 times/year for 20 years)	\$9,800
 Subtotal for Management Cost	 <u>\$9,800</u>
 Subtotal of Post Closure Cost	 <u>\$43,468</u>
 Incidental Expenses (15%)	 <u>6,520</u>
 Total Cost for Post Closure of Mixon Brothers Wood Preserving, Inc.	 <u>\$49,988</u>



March 23, 1994

**Mr. Brad Roberts, Chairman
Idabel Planning & Zoning Authority, c/o PSO
P. O. Box 479
Idabel, OK 74745-0479**

RE: Post-Closure Notice

Dear Mr. Roberts:

Roberts/Schornick & Associates, Inc. (RSA), acting on behalf of its client, Mixon Brothers Wood Preserving, Inc. (Mixon Brothers), is submitting the enclosed document as required by federal regulations governing the closure of hazardous waste disposal units. A copy of the pertinent regulation, 40 CFR and 265.119 (a), is shown below for your convenience.

§ 265.119 Post-Closure Notices

(a) No later than 60 days after certification of closure of each hazardous waste disposal unit, the owner or operator must submit to the local zoning authority, or the authority with jurisdiction over local land use, and to the Regional Administrator, a record of the type, location, and quantity of hazardous wastes disposed of within each cell or other disposal unit of the facility. For hazardous wastes disposed of before January 12, 1981, the owner or operator must identify the type, location and quantity of the hazardous wastes to the best of his knowledge and in accordance with any records he has kept.

Mixon Brothers recently completed approved closure activities at its facility located northwest of Idabel, Oklahoma. The Idabel Planning & Zoning Authority was determined to be the appropriate local zoning authority to receive the post-closure notices and survey plat, as required by the regulations. A copy of the revised closure survey plat was previously submitted to the Idabel Planning & Zoning Authority. The purpose of the notices is to ensure that any person or entity involved in the potential rezoning of the property have adequate notice of the property's prior involvement with hazardous waste disposal. The notices have been prepared and executed in compliance with the requirements of the federal regulations.

3700 West Robinson
Suite 200
Norman, OK 73072
(405) 321-3395
(405) 325-1244

A Bennam Company

Dated 5-2, 1994

Mixon Brothers Wood Preserving, Inc.

By: Gray Mixon

President

TITLE

ATTEST:

Bob Mixon
Secretary
TITLE

Book 558 Page 398-399
State of Oklahoma CERTIFIED COPY
County of McCurtain ISS
This instrument was filed for record

03
MAY 03 1994

at 10:30 o'clock A M. and duly
certified on above date and hour
KAREN S. CONAWAY, County Clerk

By Karen S. Conaway Deputy

ACKNOWLEDGEMENT

STATE OF Oklahoma)
COUNTY OF McCurtain)

The foregoing instrument was acknowledged before me this 2 day of
May, 1994, by Gray Mixon of Mixon Brothers Wood
Preserving, Inc., on behalf of the Corporation.

John Shipp
Notary Public

My Commission Expires:

5/31/95

Mr. Brad Roberts
March 23, 1994

Page 2

Please contact me if you have any questions regarding the enclosed notices or previously submitted survey plat.

Sincerely,



Bill Torneten, P.E.
Senior Engineer

BT/mdh

Encls:

cc: Bob Mixon

POST-CLOSURE NOTICE

Notice to the local zoning authority is hereby given in accordance with 40 CFR § 265.119(a) that the type and quantity of hazardous waste described below was disposed on the property hereinafter described.

Type of Hazardous Waste: Hazardous waste disposed on the property hereinafter described consisted of bottom sediment sludge from the treatment of wastewaters from a wood preserving process that used pentachlorophenols (PCP's) and creosote. These sludges are listed hazardous wastes from specific sources designated EPA Hazardous Waste No. K001 in accordance with 40 CFR § 261.32.

Quantity of Hazardous Waste Disposed: The volume of K001 sludge and contaminated soil closed in place on the property hereinafter described is estimated to be 515 cubic yards.

Location of Hazardous Waste Disposal: The waste described herein was disposed on the property located northwest of Idabel, Oklahoma off U. S. Highway 70, in a part of the Northwest Quarter (NW/4) of Section Thirty-One (31), Township Seven (7) South, Range Twenty-four (24) East of the Indian Meridian, McCurtain County, Oklahoma, being more particularly described as follows:

Beginning at a point 200.56 feet South and 1316.66 feet West of the NE Corner of said NW/4; run thence S48°16'50"E 22.26 feet; thence S00°36'43"E 59.16 feet; thence S31°12'07"E 29.25 feet; thence S01°32'53"W 42.42 feet; thence S24°53'02"W 123.06 feet; thence N70°31'06"W 78.11 feet; thence N13°19'36"E 73.28 feet; thence N32°54'40"E 80.58 feet; thence N10°39'40"E 17.50 feet; thence

N01°23'08"W 74.41 feet; thence N88°42'E 26.53 feet to
the point of beginning. Containing 0.38 acre more or less.

Dated 5-3, 1994

Mixon Brothers Wood Preserving, Inc.

By Gary Mixon
President
TITLE

Attest:

B G Mixon
Secretary
TITLE

ACKNOWLEDGEMENT

State of OKLAHOMA)

County of MC CURTIN)

The foregoing instrument was acknowledged before me this 3
day of MAY, 1994, by Gary Mixon of Mixon
Brothers Wood Preserving, Inc., on behalf of the Corporation.

John Shipp
Notary Public

My Commission Expires:

390116
POST-CLOSURE CARE & USE

The property described herein as the CLOSURE AREA has been used to manage hazardous waste. The property contains a hazardous waste disposal unit which has been closed as a landfill. The landfill was closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the CLOSURE AREA property is restricted by federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must never be allowed to disturb the final landfill cover, or the associated surface water drainage controls, or the function of the facility's monitoring systems.

A plat of survey and a record of the type, location, and quantity of hazardous waste disposed within the landfill have been filed with the local zoning authority at the City of Idabel, Oklahoma and with the Chief of the Hazardous Waste Management Service at the Oklahoma Department of Environmental Quality.

The CLOSURE AREA property is described as:

A part of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Seven (7) South, Range Twenty-Four (24) East of the Indian Meridian, McCurtain County, Oklahoma, being more particularly described as follows:

Beginning at a point 200.56 feet South and 1316.66 feet West of the NE Corner of said NW 1/4; run thence S48°16'50"E 22.26 feet; thence S00°36'43"E 59.16 feet; thence S31°12'07"E 29.25 feet; thence S01°32'53"W 42.42 feet; thence S24°53'02"W 123.06 feet; thence N70°31'06"W 78.11 feet; thence N13°19'36"E 73.28 feet; thence N32°54'40"E 80.58 feet; thence N10°39'40"E 17.50 feet; thence N01°23'08"W 74.41 feet; thence N86°42'E 26.53 feet to the point of beginning. Containing 0.38 acre more or less.

**CERTIFICATION OF PLACEMENT OF
NOTICE IN DEED RECORDS**

Certification is made in accordance with 40 CFR § 265.119(b)(2) that the notation specified in 40 CFR § 265.119(b)(1) has been recorded in the deed records for the property operated and closed by the owner as a hazardous waste land treatment unit. A copy of the notice is attached.

Dated 5-3, 1994

Mixon Brothers Wood Preserving, Inc.

By: Ray Myer
President
TITLE

ATTEST:

Bb Mifion
Secretary
TITLE

ACKNOWLEDGEMENT

STATE OF Oklahoma)
COUNTY OF McCurtain) SS:

The foregoing instrument was acknowledged before me this 3 day of May, 1994, by Gary Mixon, of Mixon Brothers Wood Preserving, Inc., on behalf of the Corporation.

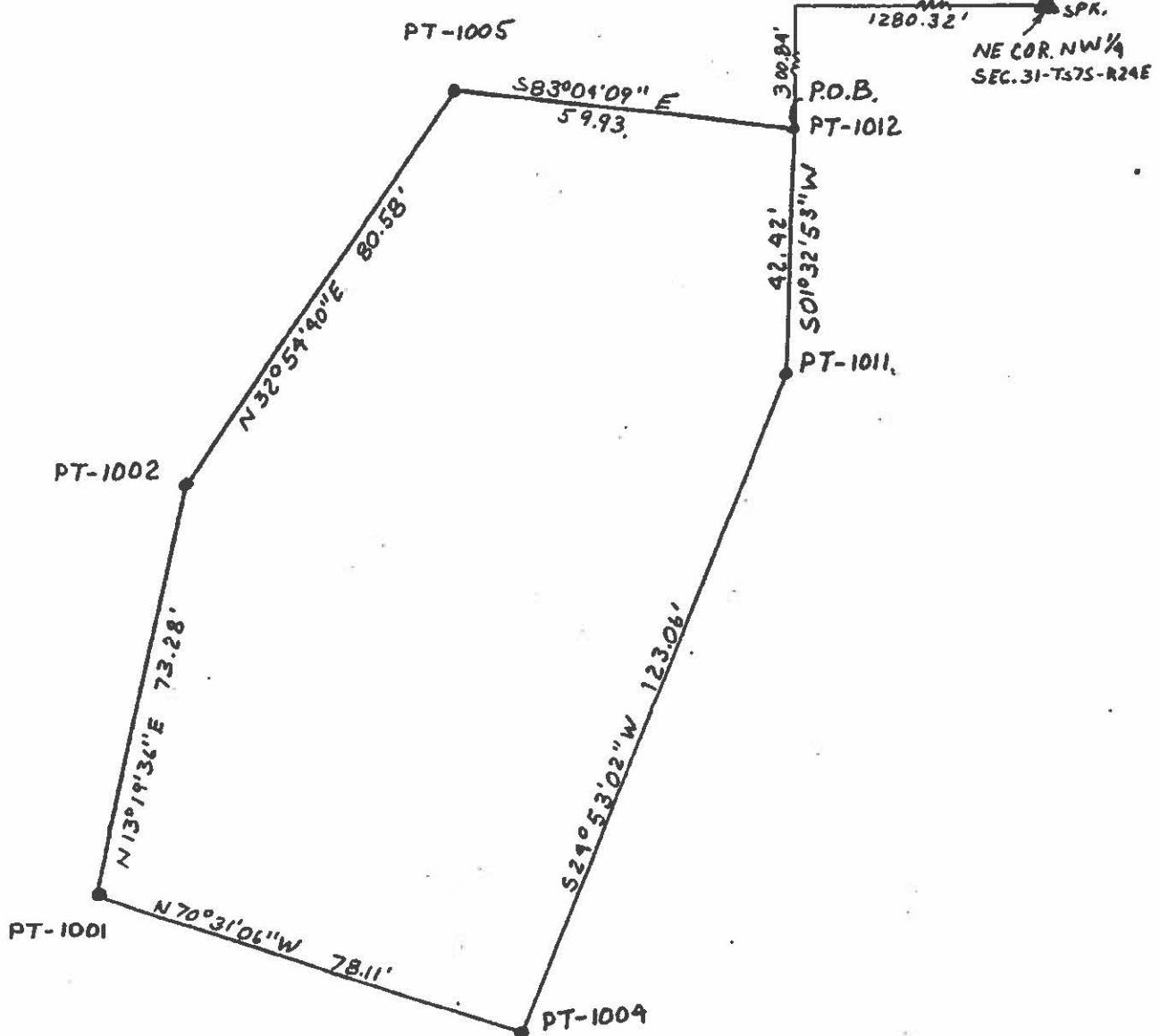
John Shopp
NOTARY PUBLIC

My Commission Expires:

5/31/95



SCALE
1" = 30'
80' SPK.
NE COR. NW 1/4
SEC. 31-Ts7S-R24E



NOTE: The property described herein has been used to manage hazardous waste. The property described contains two hazardous waste disposal surface impoundments which have been closed as landfills. The property also includes certain surface water drainage structures associated with the closed landfills. The disposal impoundments were closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the property identified herein is restricted by Federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must not be allowed to disturb the final landfill cover or prevent surface water drainage.

CERTIFICATE

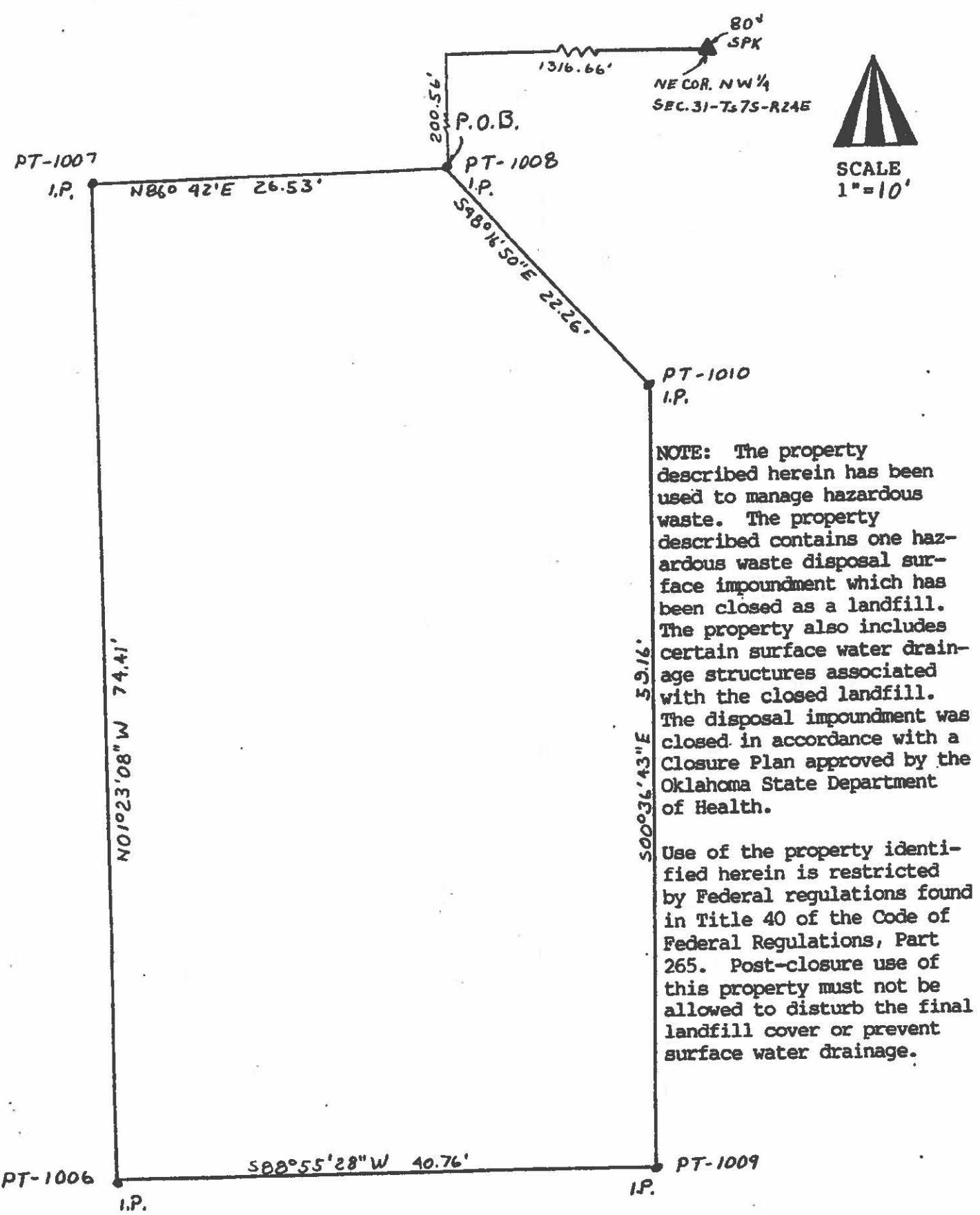
I hereby certify that I have made a survey on the premises on the ground or caused to have a survey made under my supervision and that there are no encroachments, overlaps, boundary line disputes or other matters visible on the ground except as shown on this plat. There are no easements or claims visible on the ground except as shown on this plat. Begin at a point 300.84 ft. South and 1280.32 ft. West of the NE Cor. of the NW 1/4 of Sec. 31-Ts7S-R24E of the IBM; run thence S01°32'53"W 42.42 ft.; thence S24°53'02"W 123.06 ft.; thence N70°31'06"W 78.11 ft.; thence N13°19'36"E 73.28 ft.; thence N32°54'40"E 80.58 ft.; thence S83°04'09"E 59.93 ft. to the point of beginning. Containing 0.29 acres more or less.

JAMES A. MCCOWN L.S. 195 OKLA.

12-25-93

DATE

SEA'



CERTIFICATE

I hereby certify that I have made a survey on the premises on the ground or caused to have a survey made under my supervision and that there are no encroachments, overlaps, boundary line disputes or other matters visible on the ground except as shown on this plat. There are no easements or claims visible on the ground except as shown on this plat. Begin at a point 1316.66 ft West and 200.56 ft. South of the NE Cor. of the NW $\frac{1}{4}$ of Sec. 31-Ts7S-R24E of the IBM; run thence S48° 16'50"E 22.26 ft.; thence S00° 36'43"E 59.16 ft.; thence S88° 55'28"W 40.76 ft.; thence N01° 23'08"W 74.41 ft.; thence N86° 42'00"E 26.53 ft. to the point of beginning. Containing 0.07 acres more or less.

James A. McCown
JAMES A. MCCOWN L.S. 195 OKLA.

12-23-93

DATE

SEAL



Environmental
Consultants

3700 West Robinson
Suite 200
Norman, OK 73072
(405) 321-3895
FAX: (405) 324-1705

A Benham Company

NOV 22 1994

October 11, 1994

Mr. Brad Roberts, Chairman
Idabel Planning & Zoning Authority, c/o PSO
P. O. Box 479
Idabel, OK 74745-0479

RE: Post-Closure Notice

Dear Mr. Roberts:

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§ 265.119 Post-Closure Notices

(a) No later than 60 days after certification of closure of each hazardous waste disposal unit, the owner or operator must submit to the local zoning authority, or the authority with jurisdiction over local land use, and to the Regional Administrator, a record of the type, location, and quantity of hazardous wastes disposed of within each cell or other disposal unit of the facility. For hazardous wastes disposed of before January 12, 1981, the owner or operator must identify the type, location and quantity of the hazardous wastes to the best of his knowledge and in accordance with any records he has kept.

Mixon Brothers recently completed approved closure activities at its facility located northwest of Idabel, Oklahoma. The Idabel Planning & Zoning Authority was determined to be the appropriate local zoning authority to receive the post-closure notices and survey plat, as required by the regulations. A copy of the closure survey plat was previously submitted to the Idabel Planning & Zoning Authority. The purpose of the notices is to ensure that any person or entity involved in the potential rezoning of the property have adequate notice of the property's prior involvement with hazardous waste disposal. The notices have been prepared and executed in compliance with the requirements of the federal regulations.

Mr. Brad Roberts
October 11, 1994

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Please contact me if you have any questions regarding the enclosed notices or previously submitted survey plat.

Sincerely,
Roberts/Schornick & Associates, Inc.

Bill Torneten

Bill Torneten, P.E.
Senior Engineer

BT/mdh

Encls:

cc: Bob Mixon

N:\92004\92004.03\LETTERS\ZONCOM1A

POST-CLOSURE NOTICE

Notice to the local zoning authority is hereby given in accordance with 40 CFR § 265.119(a) that the type and quantity of hazardous waste described below was disposed on the property hereinafter described.

Type of Hazardous Waste: Hazardous waste disposed on the property hereinafter described consisted of sludge, contaminated soil, and residue from a wood preserving process that used pentachlorophenols (PCP's) and creosote. Sludges from the wood preserving process are listed hazardous wastes from specific sources designated EPA Hazardous Waste No. K001 in accordance with 40 CFR § 261.32.

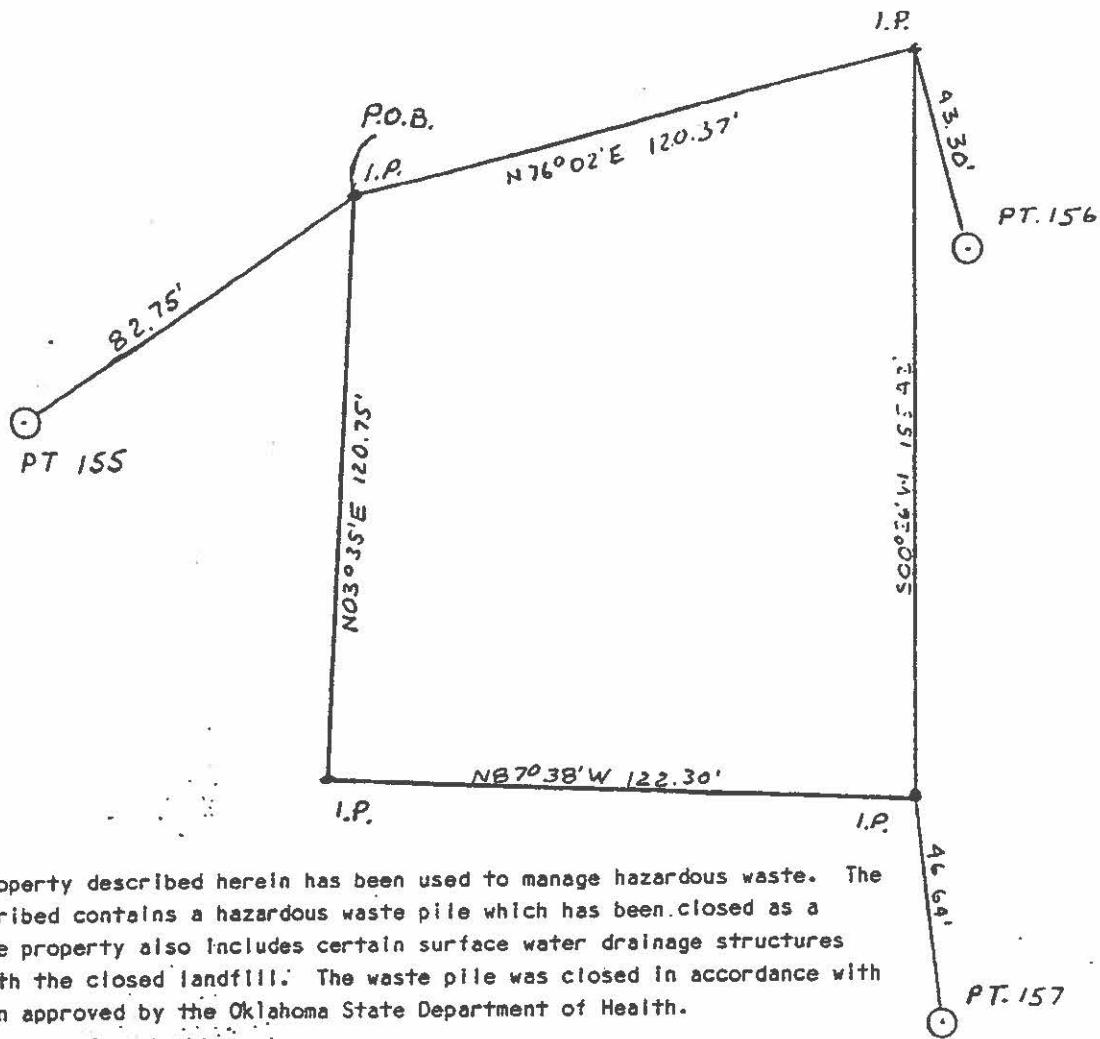
Quantity of Hazardous Waste Disposed: The volume of K001 sludge, residue and contaminated soil closed in place in the waste pile on the property hereinafter described is estimated to be 62 cubic yards.

Location of Hazardous Waste Disposal: The waste described herein was disposed on the property located northwest of Idabel, Oklahoma off U. S. Highway 70, in a part of the Northwest Quarter (NW/4) of Section Thirty-One (31), Township Seven (7) South, Range Twenty-four (24) East of the Indian Meridian, McCurtain County, Oklahoma, being more particularly described as follows:

Beginning at a point 272.43 feet South and 559.96 feet West of the NE Corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section Thirty-One (31); run thence N76°02'E 120.37 feet; thence S00°26'W 155.42 feet; thence N87°38'W 122.30 feet; thence N03°35'E 120.75 feet to the point of beginning, containing 0.60 acres more or less.

PLAT OF SURVEY

MAP OF CLOSED AREA



NOTE: The property described herein has been used to manage hazardous waste. The property described contains a hazardous waste pile which has been closed as a landfill. The property also includes certain surface water drainage structures associated with the closed landfill. The waste pile was closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the property identified herein is restricted by Federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must not be allowed to disturb the final landfill cover or prevent surface water drainage.

CERTIFICATE

I hereby certify that I have made a survey on the premises on the ground or caused to have a survey made under my supervision and that there are no encroachments, overlaps, boundary line disputes or other matters visible on the ground except as shown on this plat. There are no easements or claims visible on the ground except as shown on this plat.

Begin at a point 272.43 ft. South and 559.96 ft. West of the NE Cor. of the NW_{1/4} NW_{1/4} of Sec. 31-Ts7S-R24E of the I.B.M.; run thence N76°02'E 120.37 ft.; thence S00°26'W 155.42 ft.; thence N87°38'W 122.30 ft.; thence N03°35'E 120.75 ft. to the point of beginning. Containing 0.60 acres more or less.

James A. McCown
JAMES A. MCCOWN, L.S. 195 OKLA.

9-9-94

DATE

SEAL

CERTIFICATE OF AUTHORIZATION

Dated November 18, 1994

Mixon Brothers Wood Preserving, Inc.

By:

Gary Mixon
President

TITLE

ATTEST:

Bob Mixon
Secretary
TITLE

ACKNOWLEDGEMENT

STATE OF OKLAHOMA)

COUNTY OF McCURTAIN)

The foregoing instrument was acknowledged before me this 18th day of
November, 1994, by Gary Mixon of Mixon Brothers Wood
Preserving, Inc., on behalf of the Corporation.

LeDenna S. Lowenmore
Notary Public

My Commission Expires:

10/22/96



Mixon Brothers Wood Preserving, Inc.

P.O. Box 327
Idabel, OK 74745
Phone: (580) 286-9494

July 02, 2025

CERTIFIED MAIL

Ms. Kelly Dixon, Division Director
Land Protection Division
Oklahoma Department of Environmental Quality
707 North Robinson, P.O. Box 1677
Oklahoma City, Oklahoma 73101-1677

RECEIVED

JUL 07 2025

**LAND PROTECTION DIVISION
DEPT. OF ENVIRON. QLTY**

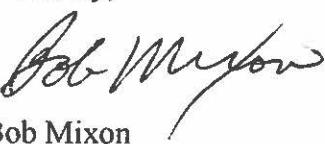
Re: Technical Review of Application for Renewal of Post-Closure Operations Permit
Number 007336258PC, Mixon Brothers Wood Preserving, Inc.

Dear Ms. Dixon:

Find enclosed some more documents concerning our NOD. These should attach to our updated Post-Closure Plan.

If you have any questions, or comments, please call me at (580) 286-9494.

Sincerely,


Bob Mixon

Attachments: Land Uses Map, Notice-in-Deed, Updated Post Closure Care Plan, and Revised Post Closure Plan Part B

cc: Mr. Jerry J. Black

RECEIVED *(Signature)*

SEP 28 1994

September 27, 1994

WASTE MANAGEMENT
DIVISION



environmental
consultants

Mr. H. A. Caves
Chief Hazardous Waste Management Service
Oklahoma Department of Environmental Quality
1000 N. E. Tenth
Oklahoma City, OK 73117-1212

RE: Mixon Brothers Wood Preserving, Inc.
Facility I.D. No.: OKD007336258
RCRA Docket No. VI-657-H

Dear Mr. Caves:

Attached is a survey plat showing the location and dimensions of the closure area for the waste pile at the Mixon Brothers Wood Preserving, Inc. facility in Idabel, Oklahoma. This survey plat was prepared to meet the requirements of 40 CFR 265.116.

Closure of the waste pile was completed on August 5, 1994. A copy of the survey plat has been filed with the Idabel Planning and Zoning Authority. An acknowledgement of receipt from the chairman of the Idabel Planning and Zoning Authority is attached as verification that the survey plat has been filed with the local zoning authority.

3700 West Robinson
Suite 200
Norman, OK 73072
405/321-3895
FAX 405/363-1708

A Benham Company

Please refer any questions regarding this submittal to the undersigned at (405) 321-3895.

Sincerely,
Roberts/Schornick & Associates, Inc.

Bill Torneten
Bill Torneten, P. E.
Senior Engineer

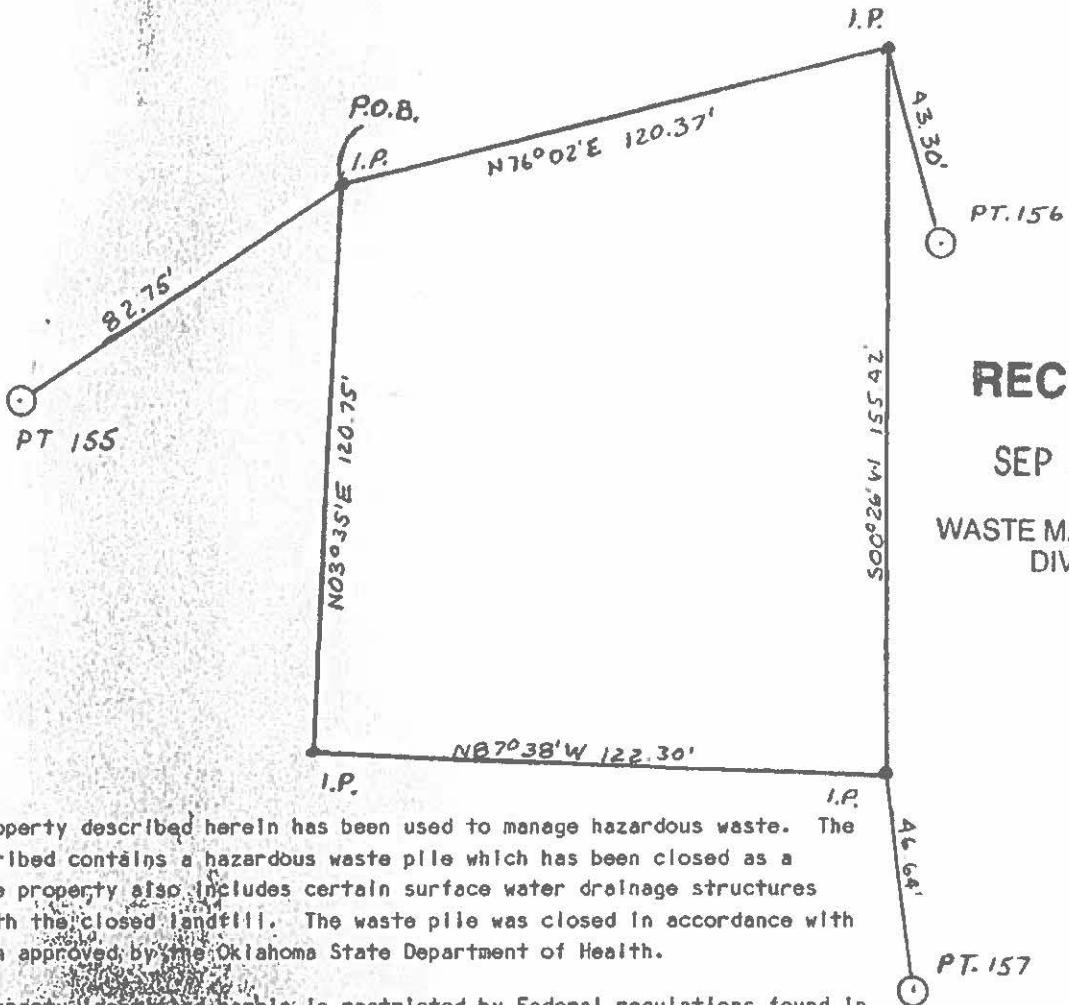
PC: Bob Mixon, Mixon Brothers Wood Preserving, Inc.
Attachments

BT/mdh

N:\92004\92004.03\LETTERS\L009.WLT

PLAT OF SURVEY

MAP OF CLOSED AREA

SCALE
1" = 40'

NOTE: The property described herein has been used to manage hazardous waste. The property described contains a hazardous waste pile which has been closed as a landfill. The property also includes certain surface water drainage structures associated with the closed landfill. The waste pile was closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the property identified herein is restricted by Federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must not be allowed to disturb the final landfill cover or prevent surface water drainage.

CERTIFICATE

I hereby certify that I have made a survey on the premises on the ground or caused to have a survey made under my supervision and that there are no encroachments, overlaps, boundary line disputes or other matters visible on the ground except as shown on this plat. There are no easements or claims visible on the ground except as shown on this plat.

Begin at a point 2725.43 ft. South and 559.96 ft. West of the NE Cor. of the NW 1/4 NW 1/4 of Sec. 131-T57S-R24E of the I.B.M.; run thence N76°02'E 120.37 ft.; thence S00°26'W 155.42 ft.; thence N87°38'W 122.30 ft.; thence N03°35'E 120.75 ft. to the point of beginning. Containing 0.60 acres more or less.


JAMES B. MCCOWN, L.S. #195, OKLA.

9-9-94

DATE

SEAL

CERTIFICATE OF AUTHORIZATION

NO. CA 2345

MIXON BROTHERS
P. O. BOX 327
IDABEL, OKLAHOMA 74745

PHONE: (405) 288-8494

RECEIVED

SEP 28 1994

WASTE MANAGEMENT
DIVISION

9-20-94

To whom it may concern:

As chairman of the zoning committee for Idabel, OKC,
this is to verify that I received a copy of the
closure survey done on 9-9-94 for the waste
pile area at Mixon Brothers Landfill.

Brad Rector
Chairman; Idabel Pt Z

9-20-94

RECEIVED

SEP 28 1994

WASTE MANAGEMENT
DIVISION

September 27, 1994



environmental
consultants

Mr. H. A. Caves
Chief Hazardous Waste Management Service
Oklahoma Department of Environmental Quality
1000 N. E. Tenth
Oklahoma City, OK 73117-1212

RE: Mixon Brothers Wood Preserving, Inc.
Facility I.D. No.: OKD007336258
RCRA Docket No. VI-657-H

Dear Mr. Caves:

This letter and the attached statements are submitted as certification that the hazardous waste pile at the Mixon Brothers, Inc. (Mixon) facility in Idabel, Oklahoma, has been closed according to the specifications in the approved Closure Plan dated February 28, 1992.

Introduction

By correspondence dated September 30, 1992, the Oklahoma State Department of Health (OSDH) approved the Closure Plan and Post-Closure Care Plan for Mixon Brothers' facility in Idabel, Oklahoma. The approved Closure Plan, dated February 28, 1992, was prepared by Roberts/Schornick & Associates, Inc. (RSA). The Closure Plan describes procedures for the closure of three (3) surface impoundments and one (1) waste pile.

Certification of Closure and a survey plat for the (3) three surface impoundments were submitted to the Oklahoma Department of Environmental Quality (ODEQ) March 3, 1994. ODEQ notified Mixon that the Certification of Closure and survey plat were acceptable as submitted in a letter dated March 16, 1994.

Closure activities on the waste pile began on November 20, 1993. Heavy seasonal rainfall and the onset of cooler temperatures halted closure activities on the waste pile on December 1, 1994. Requests for extension of the closure schedule for the waste pile were submitted to the ODEQ on December 7, 1993 and again on March 25, 1994. ODEQ extended the closure completion date to August 1, 1994 in a letter dated

3700 West Robinson
Suite 200
Norman, OK 73072
405/321-3895
FAX 405/364-1706

A Benham Company

March 28, 1994. Precipitation in mid July again delayed resumption of closure activities. At this time, Mixon requested and was granted a 30-day extension for completion of closure of the waste pile. Closure operations resumed on July 30, 1994 and concluded with a final closure inspection by RSA on August 5, 1994.

Summary of Waste Pile Closure

The facility waste pile was closed on-site according to the approved Closure Plan and the standards in 40 CFR § 265. The Closure Plan called for on-site biological decontamination of the waste pile according to 40 CFR § 265.258(b) followed by placement of a closure cap.

The Bio-Rem Process was selected for decontamination of the waste pile based upon its past successes in remediating a wide range of organic contaminants (including PCPs), and ease of application. Bioremediation activities commenced on August 3, 1993. Shallow soil from previously identified "hot spots" (soil with high PCP levels) within the 90 feet by 90 feet impacted area were excavated and placed on the waste pile. The waste pile was then inoculated with bacterial cultures specially formulated to degrade the PCP and hydrocarbon contaminants. An estimated 62 cubic yards of soil and waste pile residue were treated.

Placement of the clay cap on the surface impoundments was completed on November 20, 1993. In order to take advantage of dry borrow materials and available construction equipment, Mixon requested approval to immediately proceed with closure of the waste pile. ODEQ was informed that Bio-Rem H-10 bacterial cultures are micro-aerophilic and thus should continue to degrade contaminants in the waste pile after placement of the clay cap. ODEQ approved immediate commencement of closure of the waste pile.

Waste pile material was spread over the 90 feet by 90 feet closure area and compacted. A protective clay layer varying in thickness from six inches to approximately 18 inches was placed over the closure area before rains halted closure activities on December 1, 1993. The absence of suitable drying conditions for on-site clay borrow materials delayed resumption of closure activities until late July of 1994.

Equipment was mobilized and closure activities resumed on July 30, 1994. Clay borrow materials were tilled for drying and the existing protective clay layer was reworked to form a uniform six-inch lift for compaction. Additional six-inch clay lifts were then placed to form a minimum two-foot thick clay cap having a compacted permeability coefficient of less than or equal to 1×10^{-8} cm/sec. The clay was compacted to a minimum of 95% Standard Proctor Dry Density. The top of the clay cap was graded to a minimum slope of 1 percent. A six-inch sand drain layer was placed over the clay cap. The sand has a coefficient of permeability greater than 1×10^{-3} cm/sec. A geotextile filter fabric was placed over the sand to prevent infiltration of silt from the overlying topsoil. The topsoil is at least one foot thick and was also graded at a minimum slope of 1 percent. Run-on and run-off is managed by drainage ditches constructed on the west and south sides of the closure area which direct run-off to existing site drainage structures.

Closure Certification Statement

Attached are "closure certification statements" signed by the owner and an independent registered professional engineer, as required by 40 CFR § 265.115. Documentation supporting the certifications including as-built construction drawings, clay soil permeability test results, and compaction testing data, are available for review upon request. Please refer any questions regarding this submittal to the undersigned at (405) 321-3895.

Sincerely,
Roberts/Schornick & Associates, Inc.

Bill Torneten
Bill Torneten, P.E.
Senior Engineer

BT/PDW/mdh

pc: Bob Mixon, Mixon Brothers Wood Preserving, Inc.

Attachments:

I certify under penalty of law, as an independent Registered Professional Engineer in the employ of Roberts/Schornick & Associates, Inc., that to the best of my knowledge, the waste pile at the Mixon Brothers Wood Preserving, Inc. facility in Idabel, Oklahoma, has been closed in accordance with procedures described in the approved Closure Plan along with variances provided in the plan and dictated by field conditions, and further that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to be the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

9-27-94
DATE


WILLIAM L. TORNETEN, P. E.
INDEPENDENT ENGINEER

I certify under penalty of law, as a responsible representative of Mixon Brothers Wood Preserving, Inc., that to the best of my knowledge, the three waste pile at the Mixon Brothers Wood Preserving, Inc. facility in Idabel, Oklahoma, has been closed in accordance with procedures described in the approved Closure Plan along with variances provided in the plan and dictated by field conditions, and further that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to be the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

9-6-94
DATE

Bob Mixon
BOB MIXON
OWNER

November 30, 1994

RECEIVED

DEC 01 1994



WASTE MANAGEMENT
DIVISION

Mr. H. A. Caves
Chief Hazardous Waste Management Service
Oklahoma Department of Environmental Quality
1000 N. E. Tenth
Oklahoma City, OK 73117-1212

Environmental
consultants

RE: Mixon Brothers Wood Preserving, Inc.
Facility I.D. No.: OKD007336258
RCRA Docket No. VI-657-H

Dear Mr. Caves:

In accordance with 40 CFR 265.119(a), a copy of the Post-Closure Notice submitted to the Idabel Planning and Zoning Authority is attached. Also attached is a "Certification of Placement of Notice In Deed Records" and a copy of the Post-Closure Care and Use Notice filed with the McCurtain County Clerk, as required by 40 CFR § 265.119(b). A survey plat of the closure area was submitted to your office on September 27, 1994.

Please refer any questions regarding these submittals to the undersigned at (405) 321-3895.

Sincerely,
Roberts/Schornick & Associates, Inc.

Bill Torneten, P. E.
Senior Engineer

PC: Bob Mixon, Mixon Brothers Wood Preserving, Inc.
Attachments

BT/mdh

N:\92004\92004.03\LETTERS\CAVES1A



Environmental
Consultants

3700 West Robinson
Suite 200
Norman, OK 73072
405/321-3895
FAX 405/364-1708

A Benham Company

NOV 23 1994

October 11, 1994

Mr. Brad Roberts, Chairman
Idabel Planning & Zoning Authority, c/o PSO
P. O. Box 479
Idabel, OK 74745-0479

RE: Post-Closure Notice

Dear Mr. Roberts:

Roberts/Schornick & Associates, Inc. (RSA), acting on behalf of its client, Mixon Brothers Wood Preserving, Inc. (Mixon Brothers), is submitting the enclosed document as required by federal regulations governing the closure of hazardous waste disposal units. A copy of the pertinent regulation, 40 CFR and 265.119 (a), is shown below for your convenience.

§ 265.119 Post-Closure Notices

(a) No later than 60 days after certification of closure of each hazardous waste disposal unit, the owner or operator must submit to the local zoning authority, or the authority with jurisdiction over local land use, and to the Regional Administrator, a record of the type, location, and quantity of hazardous wastes disposed of within each cell or other disposal unit of the facility. For hazardous wastes disposed of before January 12, 1981, the owner or operator must identify the type, location and quantity of the hazardous wastes to the best of his knowledge and in accordance with any records he has kept.

Mixon Brothers recently completed approved closure activities at its facility located northwest of Idabel, Oklahoma. The Idabel Planning & Zoning Authority was determined to be the appropriate local zoning authority to receive the post-closure notices and survey plat, as required by the regulations. A copy of the closure survey plat was previously submitted to the Idabel Planning & Zoning Authority. The purpose of the notices is to ensure that any person or entity involved in the potential rezoning of the property have adequate notice of the property's prior involvement with hazardous waste disposal. The notices have been prepared and executed in compliance with the requirements of the federal regulations.

RECEIVED

DEC 01 1994

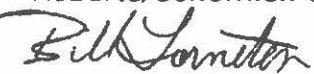
WASTE MANAGEMENT
DIVISION

Mr. Brad Roberts
October 11, 1994

Page 2

Please contact me if you have any questions regarding the enclosed notices or previously submitted survey plat.

Sincerely,
Roberts/Schornick & Associates, Inc.



Bill Torneten, P.E.
Senior Engineer

BT/mdh

Encls:

cc: Bob Mixon

N:\92004\92004.03\LETTERS\ZONCOM1A

POST-CLOSURE NOTICE

Notice to the local zoning authority is hereby given in accordance with 40 CFR § 265.119(a) that the type and quantity of hazardous waste described below was disposed on the property hereinafter described.

Type of Hazardous Waste: Hazardous waste disposed on the property hereinafter described consisted of sludge, contaminated soil, and residue from a wood preserving process that used pentachlorophenols (PCP's) and creosote. Sludges from the wood preserving process are listed hazardous wastes from specific sources designated EPA Hazardous Waste No. K001 in accordance with 40 CFR § 261.32.

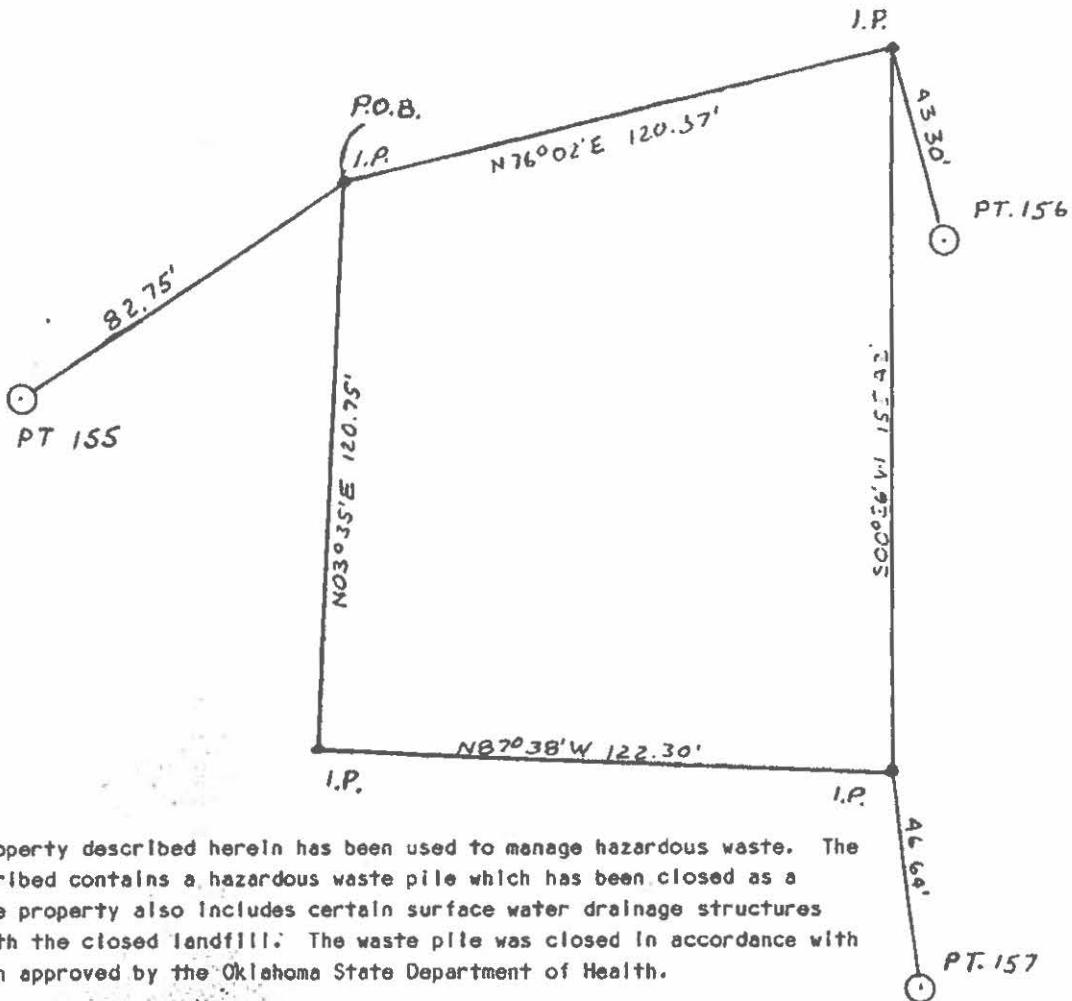
Quantity of Hazardous Waste Disposed: The volume of K001 sludge, residue and contaminated soil closed in place in the waste pile on the property hereinafter described is estimated to be 62 cubic yards.

Location of Hazardous Waste Disposal: The waste described herein was disposed on the property located northwest of Idabel, Oklahoma off U. S. Highway 70, in a part of the Northwest Quarter (NW/4) of Section Thirty-One (31), Township Seven (7) South, Range Twenty-four (24) East of the Indian Meridian, McCurtain County, Oklahoma, being more particularly described as follows:

Beginning at a point 272.43 feet South and 559.96 feet West of the NE Corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section Thirty-One (31); run thence N76°02'E 120.37 feet; thence S00°26'W 155.42 feet; thence N87°38'W 122.30 feet; thence N03°35'E 120.75 feet to the point of beginning, containing 0.60 acres more or less.

PLAT OF SURVEY

MAP OF CLOSED AREA

SCALE
1" = 40'

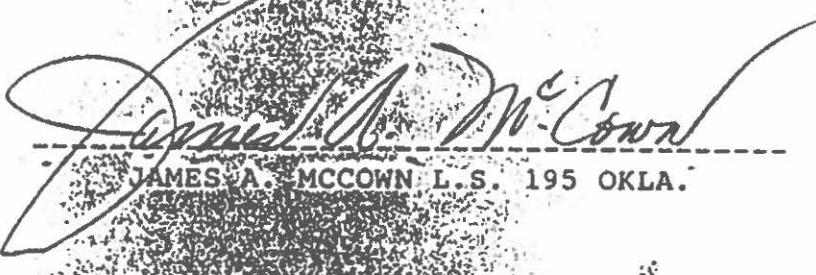
NOTE: The property described herein has been used to manage hazardous waste. The property described contains a hazardous waste pile which has been closed as a landfill. The property also includes certain surface water drainage structures associated with the closed landfill. The waste pile was closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the property identified herein is restricted by Federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must not be allowed to disturb the final landfill cover or prevent surface water drainage.

CERTIFICATE

I hereby certify that I have made a survey on the premises on the ground or caused to have a survey made under my supervision and that there are no encroachments, overlaps, boundary line disputes or other matters visible on the ground except as shown on this plat. There are no easements or claims visible on the ground except as shown on this plat.

Begin at a point 272.43 ft. South and 559.96 ft. West of the NE Cor. of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 31-Ts7S-R24E of the I.B.M.; run thence N76°02'E 120.37 ft.; thence S00°26'W 155.42 ft.; thence N87°38'W 122.30 ft.; thence N03°35'E 120.75 ft. to the point of beginning. Containing 0.60 acres more or less.



JAMES A. MCCOWN L.S. 195 OKLA.

9-9-94

DATE

SEAL

CERTIFICATE OF AUTHORIZATION

NO. CA 2345

Dated November 18, 1994

Mixon Brothers Wood Preserving, Inc.

By: Gary Mixon

President

TITLE

ATTEST:

Bob Mixon
Secretary
TITLE

ACKNOWLEDGEMENT

STATE OF OKLAHOMA)

COUNTY OF McCURTAIN)

The foregoing instrument was acknowledged before me this 18th day of
November, 1994, by Gary Mixon of Mixon Brothers Wood
Preserving, Inc., on behalf of the Corporation.

LeDenna S. Lawrence
Notary Public

My Commission Expires:

10/22/96

RECEIVED

DEC 01 1994

**CERTIFICATION OF PLACEMENT OF
NOTICE IN DEED RECORDS**

WASTE MANAGEMENT DIVISION

Certification is made in accordance with 40 CFR § 265.119(b)(2) that the notation specified in 40 CFR § 265.119(b)(1) has been recorded in the deed records for the property operated and closed by the owner as a hazardous waste land treatment unit. A copy of the notice is attached.

Dated November 18, 1994

Mixon Brothers Wood Preserving, Inc.

By: Dayne Mif

President
TITLE

ATTEST:

Bo Myron
Secretary
TITLE

ACKNOWLEDGEMENT

STATE OF OKLAHOMA)
COUNTY OF McCURTAIN)

The foregoing instrument was acknowledged before me this 18th day of
November, 1994, by Gary Mixon, of Mixon Brothers Wood
Preserving, Inc., on behalf of the Corporation.

LaDonna S. Lowrymore
NOTARY PUBLIC

My Commission Expires: 10/22/96

RECEIVED

DEC 01 1994

POST-CLOSURE CARE & USE

WASTE MANAGEMENT
DIVISION

The property described herein as the CLOSURE AREA has been used to manage hazardous waste. The property contains a hazardous waste disposal unit which has been closed as a landfill. The landfill was closed in accordance with a Closure Plan approved by the Oklahoma State Department of Health.

Use of the CLOSURE AREA property is restricted by federal regulations found in Title 40 of the Code of Federal Regulations, Part 265. Post-closure use of this property must never be allowed to disturb the final landfill cover, or the associated surface water drainage controls, or the function of the facility's monitoring systems.

A plat of survey and a record of the type, location, and quantity of hazardous waste disposed within the landfill have been filed with the local zoning authority at the City of Idabel, Oklahoma and with the Chief of the Hazardous Waste Management Service at the Oklahoma Department of Environmental Quality.

The CLOSURE AREA property is described as:

A part of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Seven (7) South, Range Twenty-Four (24) East of the Indian Meridian, McCurtain County, Oklahoma, being more particularly described as follows:

Beginning at a point 272.43 feet South and 559.96 feet West of the NE Corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section Thirty-One (31); run thence N76°02'E 120.37 feet; thence S00°26'W 155.42 feet; thence N87°38'W 122.30 feet; thence N03°35'E 120.75 feet to the point of beginning, containing 0.60 acres more or less.

State of Oklahoma McCurtain Co., SS
This instrument was filed for record
11:06 O'CLOCK AM

NOV 21 1994

and duly recorded in book 56 page 615
KAREN G. CONAWAY, County Clerk
By D. M. H. Deputy

Dated November 18, 1994

Mixon Brothers Wood Preserving, Inc.

By: Gary Mixon

President
TITLE

ATTEST:

B. Mixon
Secretary
TITLE

ACKNOWLEDGEMENT

STATE OF OKLAHOMA)

COUNTY OF McCURTAIN)

The foregoing instrument was acknowledged before me this 18th day of
November, 1994, by Gary Mixon of Mixon Brothers Wood
Preserving, Inc., on behalf of the Corporation.

LaDonna S. Lawrence
Notary Public

My Commission Expires:

10/22/96