

Office of Uintah County Recorder

147 EAST MAIN, COUNTY BLDG.
VERNAL, UTAH 84078

Receipt No: 60755
RANDY SIMMONS
RECORDER, UINTAH COUNTY, UTAH
Rec By: SYLENE ACCUTTOROP, DEPUTY
27-DEC-02 12:16
STATE OF UTAH DEPT OF ENVIRONMENTAL
CERTIFICATE 2002009383 821/796 0.00

RECORDING FEES	\$	0.00
TOTAL FEES:	\$	0.00
CA TEND	\$	0.00
CHANGE	\$	0.00

RECEIPT
NUMBER

RANDY JAMES SIMMONS
Uintah County Recorder

25296 By _____

2002009383
Book 821 Page 796 -000 \$0.00
27-DEC-02 12:16
RANDY SIMMONS
RECORDER, UTAH COUNTY, UTAH
STATE OF UTAH DEPT OF ENVIRONMENTAL
PO BOX 144840 SLC UT 84114-4840
Rec By: SYLENE ACCUTTOROOP , DEPUTY

When recorded return to:
Utah Department of Environmental Quality
Division of Environmental Response and Remediation
Attention: Voluntary Program Coordinator
168 North 1950 West
Salt Lake City, Utah 84116

Entry 2002009383
Book 821 Page 796

Re: UTNG Vernal Small Arms Firing Range, VCP# C023

RECEIVED

DEC 31 2002

DEQ
Environmental Response & Remediation

CERTIFICATE OF COMPLETION

1. Compliance with Terms of Voluntary Cleanup Program

The Executive Director of the Utah Department of Environmental Quality, through her undersigned designee below, has determined that the Utah National Guard, hereinafter referred to as "Applicant," has completed a Utah Department of Environmental Quality ("UDEQ") supervised voluntary cleanup of the real property described in Attachment A (the "Property"), in accordance with sections 19-8-108 and 19-6-110 of the Utah Code Annotated and the Voluntary Cleanup Agreement entered into on June 29, 2000, and that the Applicant is granted this Certificate of Completion ("COC") pursuant to section 19-8-111 and subject to the conditions set forth in section three below.

2. Acknowledgment of Protection From Liability

This COC acknowledges protection from liability provided by section 19-8-113 of the Utah Code Annotated to an Applicant who is not responsible for the contamination under the provisions listed in subsection 19-8-113(1)(b) at the time the Applicant applies to enter into a Voluntary Cleanup Agreement, and to future owners who acquire the Property covered by this COC, and to lenders who make loans secured by the Property covered by the COC.

As set forth in section 19-8-113, this release of liability is not available to an owner or lender who was originally responsible for a release or contamination, or to an owner or lender who changes the land use from the use specified in the COC if the changed use or uses may reasonably be expected to result in increased risks to human health or the environment, or to an owner or lender who causes further releases on the Property. Also, there is no release from liability if the COC is obtained by fraud, misrepresentation, or the failure to disclose material information.

Finally, protection from liability is limited to contamination identified in the documents related to the investigation and cleanup of the Property. All documents associated with the Property are on file and may be reviewed at the UDEQ/ Division of Environmental Response and Remediation office.

3. Specified Land Use for Certificate of Completion

Depending on the use of the Property, different investigation and cleanup requirements are applied before a COC is issued through the Voluntary Cleanup Program. This COC is issued based on the Applicant's representation that the property will be used for rural range. The cleanup is also consistent with commercial or light industrial use or recreational use. The commercial/industrial exposure scenario is defined as exposure to adults to incidental ingestion and dermal contact to hazardous constituents for duration of 25 years at a frequency of 250 days a year for eight hours a day.

This COC is not issued for use of the Property for managed care facilities, hospitals, or residential use (including caretakers that live on the Property), or for day care and school facilities. Uses that are not anticipated as stated above would be inappropriate and unacceptable for the Property. Additional investigation and possible remediation would be required, and the COC amended to allow for those uses. Since those uses were neither represented nor approved, they would nullify the release of liability and coverage of this COC described in section two above.

In addition, this COC is issued based upon continued compliance with this document as well as the applicable portions of the Site Management Plan ("SMP").

This COC and SMP require:

- a. The Property to be used in a manner that is consistent with the land use described above;
- b. The Applicant to conduct an annual site inspection and submit an Annual Site Inspection Report to UDEQ.
- c. The Applicant to take remedial measures in the event the cap is eroded or breached as outlined in the SMP.
- d. Continued reimbursement to UDEQ by the Applicant for oversight of SMP activities.
- e. Consent for access to the property for authorized representatives of UDEQ in order to monitor compliance with the SMP.

4. Unavailability of Release of Liability

Use of the Property that is not consistent with section three or failure to comply with the conditions described above shall constitute a change in land use expected to result in increased risks to human health and the environment making the release of liability described in section two unavailable.

5. Amended Certificate of Completion

Upon completion of the SMP, the Applicant, current or future owners, or lenders may request the UDEQ to record an amended COC to delete compliance with the SMP as a condition of land use.

Dated this 26 day of December, 2002.



Kent P. Gray
Authorized Representative of the
Executive Director of the
Utah Department of Environmental Quality

STATE OF UTAH)

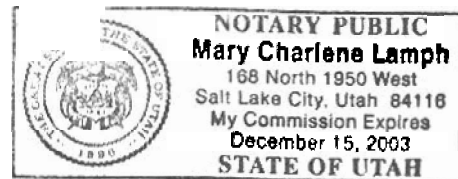
ss:
COUNTY OF Salt Lake)

On this 26 day of December, 2002, personally appeared before me, Kent P. Gray, who duly acknowledged that he/she signed the above Certification of Completion as an authorized representative of the Executive Director of the Department of Environmental Quality.


NOTARY PUBLIC

Residing At: Salt Lake

My Commission Expires Dec. 15, 2003



Attachment(s): Legal Property Description

ATTACHMENT A
Legal Property Description

Legal Property Description

Section 25, Township 4 South, Range 20 East, Salt Lake Base and Meridian, Uintah County, Utah.

Beginning at a point in Section 25, Township 4 South, Range 20 East, SLB&M, North 58°50'10" East 988.1 feet from the West quarter corner of said Section; thence North 45°00'50" East 462.3 feet; thence South 44°59'10" East 893.0 feet; thence South 45°00'50" West 462.3 feet; thence North 44°59'10" West 893.0 feet to point of beginning; basis for bearings is the West line of the NW ¼ of said Section 25. Containing 9.47 acres, more or less.