STATE OF MISSISSIPPI

COUNTY OF FORREST

Mississippi Department of Environmental Quality

NOTICE OF LAND USE RESTRICTIONS

A Restrictive Use Agreed Order has been developed with regard to property located at 613 West 7th Street, Hattiesburg, MS as shown as Parcel 1in the attached survey plat, Exhibit "A". This property, hereafter referred to as the "Site," is situated in Sections 4 and 5, Township 4, Range 13 West, Forrest County, Mississippi, and being more particularly described by metes and bounds as follows, to-wit:

"A description for a parcel situated in Sections 4 and 5, Township 4 North, Range 13 West Forrest County, Mississippi; said parcel being illustrated as parcel 1 on survey plat for Hercules Incorporated by Land Management Services & Mapping, LLC and being more particularly described by metes and bounds as follows:

Commencing at a Railroad Spike Found at the NW Corner of Said Section 4 said point having a Mississippi NAD 83 State Plane Coordinate of North: 671932.60' East: 834200.91' and thence run S01°48'08"W 243.97', to a metal pipe found on the south right-of way line of Mississippi Highway 42 for the Point of Beginning; thence leaving said south right of way line run S01°32'45"W 1,065.16', to a wood fence post found; thence run N88°48'08"W 1,318.98', to a wood fence post found; thence run S01°48'01"W 796.25', to a concrete monument found; thence run S89°40'54"E 1,422.86', to a concrete monument found; thence run S00°21'17"W 129.67', to a concrete monument found; thence run S89°39'18"E 144.76', to a concrete monument found; thence run S00°14'56"W 429.44', to a concrete monument found; thence run S89°52'14"E 1,237.65', to a metal fence post found; thence run S00°54'06"W 1,298.93', to an X-Cut set in concrete on the north right-of-way line of West 7th Street, said street having a 40' right-of-way as per the City of Hattiesburg; thence run along said north right-of-way N89°54'34"E 267.43', to a PK nail set, thence leaving said north right-of-way run; N00°03'00"E 190.92', to a PK nail set; thence run S89°02'44"E 189.42', to a PK nail set; N00°03'00"E 51.37', to a PK nail set; thence run S89°02'44"E 469.81', to an iron pin set; thence run S00°01'08"W 230.27', to an X-Cut set in concrete on the north right-of-way of said 7th street; thence run along said north right-of-way N89°54'34"E 654.88', to a PK nail set at the intersection of the said north right-of-way line and the west right-of-way line of Providence Street, said Providence Street having a 60' right-of-way as per the City of Hattiesburg; thence leaving said north right-of-way line run along said west right-of-way line N00°03'42"W 1,290.00', to an iron pin set; thence continue along said west right-of-way line N89°54'34"E 10.00', to an iron pin set; thence continue along said west right-of-way N00°04'39"W 817.15', to a PK nail set at the intersection of the west right-of-way of said Providence street and the south right-of-way line of Mississippi Highway 42 as per FAP U-008-2(1); thence leaving said west right-of-way line run along said south right-of-way N78°17'33"W 366.13', to an iron pin set; thence continue along said south right-of-way as per PWS Docket # 1043R-71A-EXT S11°42'03"W 10.00' to a concrete right-of-way marker marking the point of curve of a non tangent curve to the right, having a chord bearing of N74°51'58"W, 233.23', and a radius of 1947.42'; thence continue along said south right-of-way westerly along the arc, through a central angle of 06°51'58", a distance of 233.38, to an iron pin set; thence leaving said south right-of-way run S00°00'01"W 103.94', to a fence corner found; thence run West 100.00', to an iron pin set; thence run N00°31'30"W 113.09', to a metal pipe found; thence run East 74.46' to a PK nail set on the aforementioned south right-of way of Highway 42, said point marking the point of curve of a non tangent curve to the right, having a chord bearing of N68°09'32"W, 166.32', and a radius 1,947.42'; thence run along said south right-of-way westerly along the arc, through a central angle of 04°53'41", a distance of 166.37', to an iron pin set; thence leaving said south right-of-way run South 42.85', to an iron pin set; thence run West 50.00', to an iron pin set; thence run North 50.00', to an iron pin set; thence run West 75.00', to a concrete monument found; thence run North 54.74', to an iron pin set on the south right-of-way line of said Highway 42, said point marking the point of curve of a non tangent curve to the right having a chord bearing of N58°38'21"W, 201.65', and a radius of 1,947.42'; thence run along said south right-of-way northwesterly along the arc, through a central angle of 05°56'08", a distance of 201.74', to a right-of-way marker found; thence continue along said south right-of-way N55°42'47"W 145.58', to an iron pin set; thence continue along said south right-of-way S34°06'38"W 20.11', to an iron pin set; thence continue along said south right-of-way thence run N55°40'42"W 230.37'; thence continue along said south right-of-way S34°19'18"W 20.00', to an iron pin set; thence continue along said south right-of-way N55°40'37"W 570.29', to a right-of-way marker found; thence continue along said right-of-way N55°41'30"W 500.40', to a right-of-way marker found; thence continue along said north right-of-way N33°58'28"E 29.85', to a right-of-way marker found; thence continue along said north right-of-way N55°46'04"W 245.07', to a right-of-way marker found marking the point of curve of a non tangent curve to the left, having a chord bearing of N61°50'00"W, 603.00', and a radius of 2,808.94'; thence continue along said south right-of-way northwesterly along the arc, through a central angle of 12°19'25", a distance of 604.16' back to the Point of Beginning; containing 168.81 acres, more or less; all bearings, coordinates, and distances herein described are grid and are referenced to the west property line and are based on the Mississippi NAD 83 East Zone state plane coordinate system and are referenced to the national spatial reference system through the national geodetic survey's online positioning user service (opus) and are derived from a global positioning system observation. (combined grid factor: 0.99997116; convergence: -0°14'45")."

STATE OF MISSISSIPPI

COUNTY OF FORREST

Soil and groundwater on the Site contains Benzene (CAS #71432), Chlorobenzene (CAS #108907), Carbon Tetrachloride (CAS #56235), Chloroform (CAS #67663), 1,2-Dichloroethane (CAS #107062) and Toluene (CAS #105553) at levels in excess of the Target Remediation Goals (TRGs) as established by the Mississippi Department of Environmental Quality (MDEQ). Other substances are present in the soil and groundwater that do not exceed TRGs have also been identified. In order to protect public health and the environment, certain restrictions are hereby placed on the Site.

The following is a listing of all restrictions for the Site:

1. There shall be no excavating, drilling or other activities to depths that could create exposure to contaminated media without approval from MDEQ;
2. The groundwater at the Site shall not be used, unless otherwise approved by MDEQ;
3. Monitoring wells shall be protected and maintained. In the event that a monitoring well is destroyed or damaged or is no longer needed, a plan for repair, reinstallation or abandonment of the well(s) must be submitted to MDEQ for approval; and
4. No wells shall be installed without prior approval from MDEQ.

Prior to executing any deed or other instrument conveying an interest in the Site, the following conditions must be met:

1. Any conveyance of the property, or any portion thereof, must contain as covenants the restrictions listed above with a statement that the covenants run with the land and continue into perpetuity unless otherwise ordered by the Mississippi Commission on Environmental Quality;
2. Notice must be provided to MDEQ at least 30 days prior to any property transaction involving the Site; and
3. Prior to any change in use of the Site or any portion thereof, notice shall be given to the MDEQ.

This Notice may be executed in counterparts.

The parties that have a legal or equitable surface interest in the Site follow:

1. Hercules Incorporated

Executed, this the 10th day of December, 2007.

BY: Thomas H. Strang JH. 11/15/07 RW

TITLE: VP. SHERA

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, on this the 10th day of December, 2007 within my jurisdiction, the within named Thomas H. Strang acknowledged that (he)(she) is VP SHERA of Hercules Incorporated, a Delaware corporation, and that for and on behalf of the said corporation, and as its act and deed (he)(she) executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

SWORN TO AND SUBSCRIBED BEFORE ME, this the 10th day of December, 2007.

RJWa

NOTARY PUBLIC

MY COMMISSION EXPIRES: No Expiration Date

RICHMOND L. WILLIAMS
Attorney At Law
Notary Public State of Delaware
My Commission Expires No Expiration Date
29 Del.C. § 4323(a)(3)

NOTE:

ALL BEARINGS, COORDINATES, AND DISTANCES SHOWN ON THIS PLAT ARE GRID AND ARE REFERENCED TO THE WEST PROPERTY LINE AND ARE BASED ON THE MISSISSIPPI NAD 83 EAST ZONE STATE PLANE COORDINATE SYSTEM AND ARE REFERENCED TO THE NATIONAL SPATIAL REFERENCE SYSTEM THROUGH THE NATIONAL GEODETIC SURVEY'S ONLINE POSITIONING USER SERVICE (OPUS) AND ARE DERIVED FROM A GLOBAL POSITIONING SYSTEM OBSERVATION.

COMBINED GRID FACTOR: 0.99997116

CONVERGENCE: -0°14'45"

ALL DISTANCES SHOWN ON THIS PLAT ARE IN U.S. SURVEY FEET. (3.2808333333 U.S. FT = 1 METER)

NO RECORD SEARCH FOR EASEMENTS WAS CONDUCTED.

THE NORTH, SOUTH, AND EAST PROPERTY LINES ARE SUBJECT TO ROAD RIGHT-OF-WAY.

REFERENCE MAPS

DIGITAL ORTHO PHOTO QUADS
COUNTY OWNERSHIP MAPS
COUNTY TAX MAPS
USGS QUADS
AERIAL PHOTOS

SUBDIVISION PLATS:

RAWLS 1ST ADDITION
RAWLS 2ND ADDITION
COMMERCIAL CLUB SURVEY
NORTH MAIN STREET ADDITION
MONTAGUE & ROSS SURVEY
MONTEZUMA
T.J. MIXON
CHOCTAW PLACE
W.G. GILLESPIE

SURVEY PLAT BY MS POWER COMPANY
RECORDED IN BK 33' PG 399

RIGHT-OF-WAY PLANS:

FAP U-008-2(1)

MISS P.W.S. DOCKET
NO. 1043R-71A EXT

CITY OF HATTIESBURG
R/W MAP

DATE OF FIELD SURVEY:

05-24-07-06-28-07

SWORN CHAIN CARRIERS

A. EATON
C. TAYLOR

FIELD BOOK

LMS # 6 & 7

REFERENCE DEEDS:

BOOK	PAGE	BOOK	PAGE
20	4	57	590
20	170	57	593
22	395	57	594
31	186	58	4
27	88	56	24
27	89	68	227
27	87	68	278
31	185	68	280
31	184	68	517
31	266	72	554
31	482	79	219
35	330	114	549
44	434	116	40
45	168	205	474
45	137	125	138
45	431	267	542
45	430	268	301
46	118	294	410
47	219	312	554
47	245	325	557
48	234	334	436
48	313	356	521
48	259	477	17
48	317	478	371
48	241	483	407
50	433	490	366
50	509	505	402
51	320	510	367
53	146	528	425
53	349	529	424
53	351	537	85
57	592	337	396

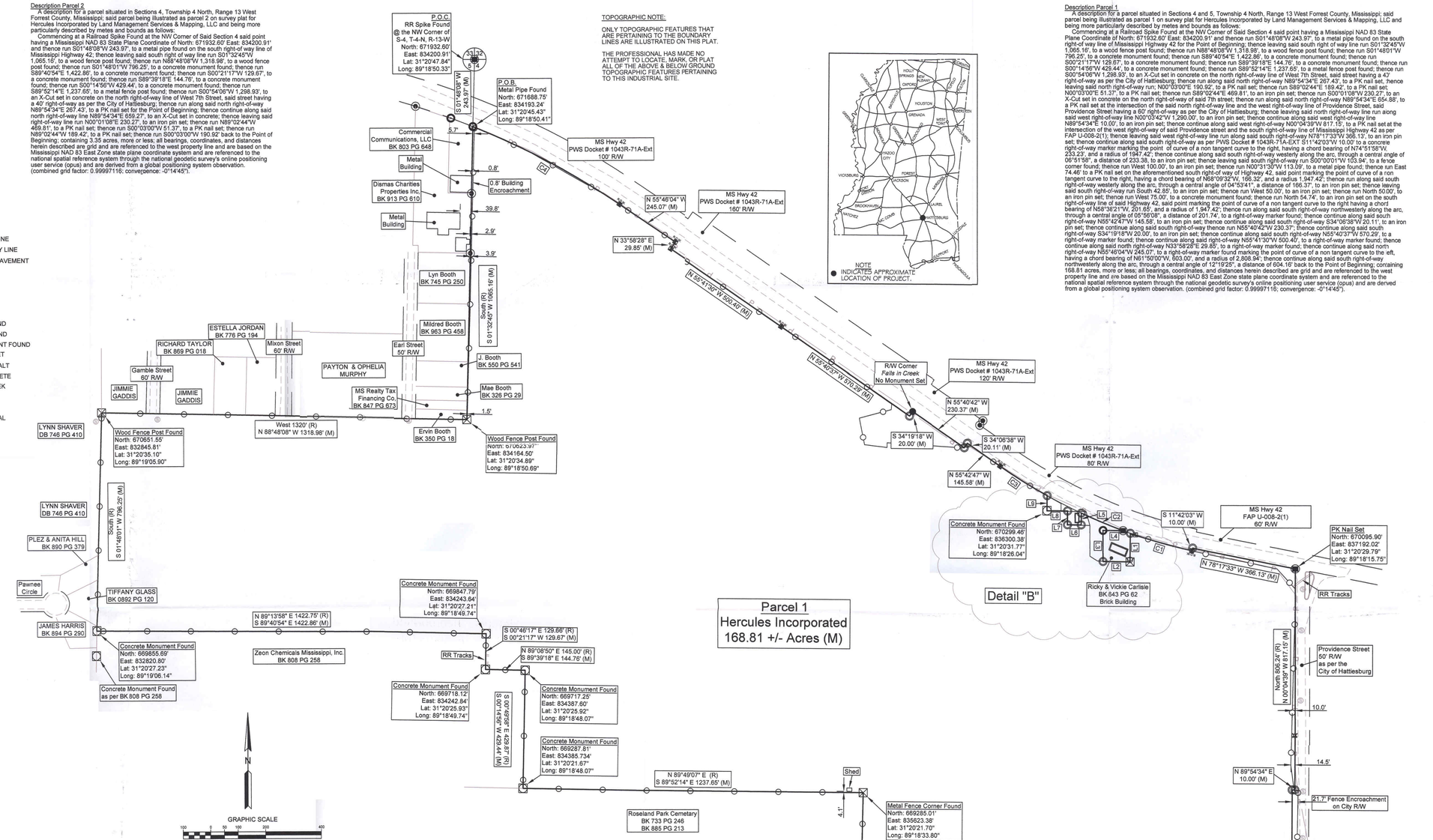
LEGEND

- OVERHEAD POWER LINE
- ADJACENT PROPERTY LINE
- EXISTING EDGE-OF-PAVEMENT
- CHAINLINK FENCE
- RIGHT-OF-WAY LINE
- PROPERTY LINE
- IRON PIN FOUND
- METAL PIPE FOUND
- R.O.W. MARKER FOUND
- FENCE CORNER FOUND
- CONCRETE MONUMENT FOUND
- 1/2" X 18" IRON PIN SET
- PK NAIL SET IN ASPHALT
- X-CUT SET IN CONCRETE
- R/W MARKER IN CREEK
- WATER METER
- SEWER MANHOLE
- TELEPHONE PEDESTAL
- (R) RECORD
- (M) MEASURED

Description Parcel 2

A description for a parcel situated in Sections 4, Township 4 North, Range 13 West Forrest County, Mississippi; said parcel being illustrated as parcel 2 on survey plat for Hercules Incorporated by Land Management Services & Mapping, LLC and being more particularly described by metes and bounds as follows:

Commencing at a Railroad Spike Found at the NW Corner of Said Section 4 said point having a Mississippi NAD 83 State Plane Coordinate of North: 671932.60' East: 834200.91' and thence run S01°48'08"W 243.97', to a metal pipe found on the south right-of way line of Mississippi Highway 42; thence leaving said south right of way line run S01°32'45"W 1,065.16', to a wood fence post found; thence run N88°48'08"W 1,318.98', to a wood fence post found; thence run S01°48'01"W 796.25', to a concrete monument found; thence run S89°40'54"E 1,422.86', to a concrete monument found; thence run S00°21'17"W 129.67', to a concrete monument found; thence run S89°39'18"E 144.76', to a concrete monument found; thence run S00°14'56"W 429.44', to a concrete monument found; thence run S89°52'14"E 1,237.65', to a metal fence post found; thence run S00°54'06"W 1,298.93', to an X-Cut set in concrete on the north right-of-way line of West 7th Street, said street having a 40' right-of-way as per the City of Hattiesburg; thence run along said north right-of-way N89°54'34"E 267.43', to a PK nail set for the Point of Beginning; thence continue along said north right-of-way line N89°54'34"E 659.27', to an X-Cut set in concrete; thence leaving said right-of-way line run N00°01'08"E 230.27', to an iron pin set; thence run N89°02'44"W 469.81', to a PK nail set; thence run S00°03'00"W 51.37', to a PK nail set; thence run N89°02'44"W 189.42', to a PK nail set; thence run S00°03'00"W 190.92' back to the Point of Beginning; containing 3.35 acres, more or less; all bearings, coordinates, and distances herein described are grid and are referenced to the west property line and are based on the Mississippi NAD 83 East Zone state plane coordinate system and are referenced to the national spatial reference system through the national geodetic survey's online positioning user service (opus) and are derived from a global positioning system observation. (combined grid factor: 0.9999116; convergence: -0°14'45").



TOPOGRAPHIC NOTE:

ONLY TOPOGRAPHIC FEATURES THAT ARE PERTAINING TO THE BOUNDARY LINES ARE ILLUSTRATED ON THIS PLAT.

THE PROFESSIONAL HAS MADE NO ATTEMPT TO LOCATE, MARK, OR PLAT ALL OF THE ABOVE & BELOW GROUND TOPOGRAPHIC FEATURES PERTAINING TO THIS INDUSTRIAL SITE.

Description Parcel 1

A description for a parcel situated in Sections 4 and 5, Township 4 North, Range 13 West Forrest County, Mississippi; said parcel being illustrated as parcel 1 on survey plat for Hercules Incorporated by Land Management Services & Mapping, LLC and being more particularly described by metes and bounds as follows:

Commencing at a Railroad Spike Found at the NW Corner of Said Section 4 said point having a Mississippi NAD 83 State Plane Coordinate of North: 671932.60' East: 834200.91' and thence run S01°48'08"W 243.97', to a metal pipe found on the south right-of way line of Mississippi Highway 42 for the Point of Beginning; thence leaving said south right of way line run S01°32'45"W 1,065.16', to a wood fence post found; thence run N88°48'08"W 1,318.98', to a wood fence post found; thence run S01°48'01"W 796.25', to a concrete monument found; thence run S89°40'54"E 1,422.86', to a concrete monument found; thence run S00°21'17"W 129.67', to a concrete monument found; thence run S89°39'18"E 144.76', to a concrete monument found; thence run S00°14'56"W 429.44', to a concrete monument found; thence run S89°52'14"E 1,237.65', to a metal fence post found; thence run S00°54'06"W 1,298.93', to an X-Cut set in concrete on the north right-of-way line of West 7th Street, said street having a 47' right-of-way as per the City of Hattiesburg; thence run along said north right-of-way N89°54'34"E 267.43', to a PK nail set, thence leaving said north right-of-way run; N00°03'00"E 190.92', to a PK nail set; thence run S89°02'44"E 189.42', to a PK nail set; N00°03'00"E 51.37', to a PK nail set; thence run S89°02'44"E 469.81', to an iron pin set; thence run S00°01'08"W 230.27', to an X-Cut set in concrete on the north right-of-way of said 7th street; thence run along said north right-of-way N89°54'34"E 654.88', to a PK nail set at the intersection of the said north right-of-way line and the west right-of-way line of Providence Street, said Providence Street having a 60' right-of-way as per the City of Hattiesburg; thence leaving said north right-of-way line run along said west right-of-way line N00°03'42"W 1,290.00', to an iron pin set; thence continue along said west right-of-way line N89°54'34"E 10.00', to an iron pin set; thence continue along said west right-of-way N00°04'39"W 817.15', to a PK nail set at the intersection of the west right-of-way of said Providence street and the south right-of-way line of Mississippi Highway 42 as per FAP U-008-2(1); 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thence leaving said south right-of-way run South 42.85', to an iron pin set; thence run West 50.00', to an iron pin set; thence run North 50.00', to an iron pin set; thence run West 75.00', to a concrete monument found; thence run North 54.74', to an iron pin set on the south right-of-way line of said Highway 42, said point marking the point of curve of a non tangent curve to the right having a chord bearing of N58°38'21"W, 201.65', and a radius of 1,947.42'; thence run along said south right-of-way northwesterly along the arc, through a central angle of 05°56'08", a distance of 201.74', to a right-of-way marker found; thence continue along said south right-of-way N55°42'47"W 145.58', to an iron pin set; thence continue along said south right-of-way S34°06'38"W 20.11', to an iron pin set; thence continue along said south right-of-way thence run N55°40'42"W 230.37'; thence continue along said south right-of-way S34°19'18"W 20.00', to an iron pin set; thence continue along said south right-of-way N55°40'37"W 570.29', to a right-of-way marker found; thence continue along said right-of-way N55°41'00"W 500.40', to a right-of-way marker found; thence continue along said north right-of-way N33°58'28"E 29.85', to a right-of-way marker found; thence continue along said north right-of-way N55°46'04"W 245.07', to a right-of-way marker found marking the point of curve of a non tangent curve to the left, having a chord bearing of N61°50'00"W, 603.00', and a radius of 2,808.94'; thence continue along said south right-of-way northwesterly along the arc, through a central angle of 12°19'25", a distance of 604.16' back to the Point of Beginning; containing 168.81 acres, more or less; all bearings, coordinates, and distances herein described are grid and are referenced to the west property line and are based on the Mississippi NAD 83 East Zone state plane coordinate system and are referenced to the national spatial reference system through the national geodetic survey's online positioning user service (opus) and are derived from a global positioning system observation. 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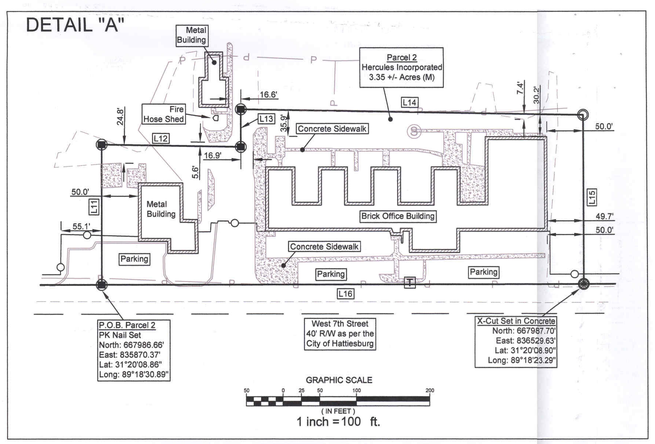
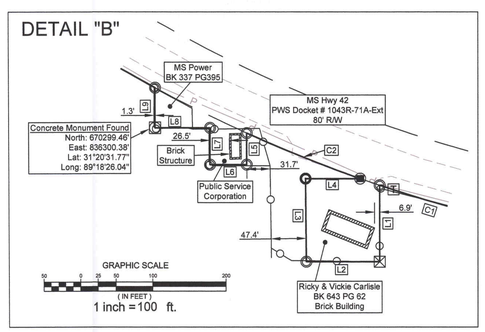
LINE TABLE				
LINE	BEARING (M)	LENGTH (M)	BEARING (R)	LENGTH (R)
L1	S00°00'01"W	103.94'	South	103.94'
L2	West	100.00'	West	100.00'
L3	N00°31'30"W	113.09'	North	112'
L4	East	74.46'	East	74.3'
L5	South	42.85'	South	42.85'
L6	West	50.00'	West	50.00'
L7	North	50.00'	North	50.00'
L8	West	75.00'	West	75'
L9	North	54.74'	North	54.7'
L10	N89°54'34"E	267.43'	N/A	N/A
L11	S00°03'00"W	190.92'	N/A	N/A
L12	N89°02'44"W	189.42'	N/A	N/A
L13	S00°03'00"W	51.37'	N/A	N/A
L14	N89°02'44"W	469.81'	N/A	N/A
L15	N00°01'08"E	230.27'	N/A	N/A
L16	N89°54'34"E	659.27'	East	N/A

CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD DISTANCE
C1	233.38	1947.42	6°51'58"	N74°51'58"W	233.24'
C2	166.37	1947.42	4°53'41"	N68°09'32"W	166.32'
C3	201.74	1947.42	5°56'08"	N58°38'21"W	201.65'
C4	604.16	2808.94	12°19'25"	N61°50'00"W	603.00'





I certify that the information on this plat is thorough and accurate to the best of my knowledge and belief.

VERNON D. BURGE, P.L.S.

Drawn By: D. BURGE	Checked By: A. EATON
Surveyed By: LMS&M	Date: 06-29-07
Survey Class: "A"	Scale: 1"= 200'

LAND MANAGEMENT SERVICES & MAPPING, LLC
71 Rock Road
Hattiesburg, MS 39401
601-543-6575

SURVEY FOR HERCULES, INC.
PART OF SECTIONS 4 & 5
TOWNSHIP 4 NORTH, RANGE 13 WEST
FORREST COUNTY, MISSISSIPPI

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Contents: BOUNDARY SURVEY

Job no. 1064S001

Drawing Name: C:\Land Projects 2005\1064S001\dwg\1064S001.dwg Layout Name: 24x36 Date: Jun 29, 2007 1:45pm