



October 27, 2008

Mr. John Chambliss
Bank of North Georgia
8025 Westside Parkway
Alpharetta, Georgia 30009

Via e-mail: johnchambliss@banknorthgeorgia.com

RE: Environmental Research
Monterey Heights Subdivision
West Sandtown Road
Marietta, Cobb County, Georgia
United Consulting Project No. 2008.1691.01

Dear Mr. Chambliss:

United Consulting visited the Georgia Environmental Protection Division (EPD) offices on October 17, 2008 to review the file information concerning the West Sandtown Road Landfill (a.k.a Jessie Lee Brown Inert Landfill). Additionally, United Consulting spoke with and exchanged e-mails with Mr. Mike Kemp, Program Manager for the Solid Waste Management Program, Closed and Abandoned Landfill Unit.

The West Sandtown Road Landfill is categorized as a Permit by Rule Landfill; permit number PBR-033-59IL. Based on the files reviewed, Jessie Lee Brown filled a Notification of Permit by Rule Operations application for the West Sandtown Landfill on October 24, 2004 and a supplemental application on December 29, 1995. The EPD issued a letter dated January 30, 1995 stating that the EPD had received the application and that the inert landfill must comply with Section 391-3-4-.06(3)(c) of the Georgia Rules for Solid Waste Management (Rules). The only other correspondence in the file was a letter from the EPD dated August 6, 2003 that listed two items that needed to be addressed in order to bring the landfill into compliance with the closure requirements for landfills. No additional information was present in the files reviewed.

The information listed below is a summary of the information provided by Mr. Mike Kemp via telephone interviews as well as e-mail correspondence. Mr. Kemp stated that he was familiar with the West Sandtown Road Landfill and that the landfill to date has not been closed properly and is in violation of numerous Rules. Additionally, Mr. Kemp stated that the landfill had been on fire numerous times, both underground and on the surface of the landfill, and that some of the fires were reportedly within 100 feet of the Monterey Heights Subdivision and possibly moving

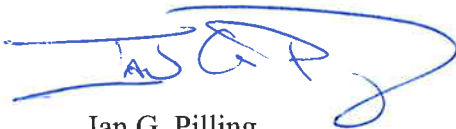
in the direction of the subdivision. Mr. Kemp was asked what it would take to close the portion of the landfill that is located on the Monterey Heights property, Mr. Kemp stated that the EPD considers the landfill to be one entity and hence closure of a portion of the landfill would not satisfy the Rules and that an owner of any part of the landfill may be subject to EPD enforcement. Mr. Kemp was unaware of the thickness of the landfill.

United Consulting recommends contacting an attorney to discuss the liabilities associated with taking possession of a portion of a landfill in this condition. Also, the possibility of not taking possession of the landfill portion of the Monterey Heights Subdivision should be discussed and considered if possible. United Consulting is in the process of performing Ground Penetrating Radar (GPR) to help better define the limits of the landfill. The results of that assessment will be presented under different cover.

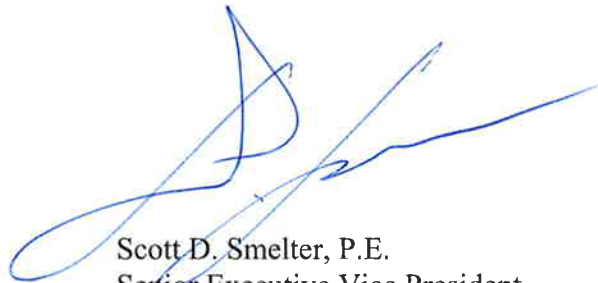
We appreciate the opportunity to assist you with this project. Please contact us if you have any questions or if we can be of further assistance.

Sincerely,

UNITED CONSULTING



Ian G. Pilling
Senior Environmental Specialist



Scott D. Smelter, P.E.
Senior Executive Vice President

IPG/SDS/ljr

<http://ucblade10/sites/Geotechenv/10110/2008.1691.01.EnvironmentalDocuments/2008.1691.01.filerev.doc>

