

Notice of Rights of Affected Third Parties

The following Person has filed an application pursuant to M.G.L. c. 21E, § 3A(j)(3) & 940 CMR 23.00, to enter into a Brownfields Covenant Not to Sue Agreement for the Site listed below. Third parties who may have claims with regard to this Site are hereby notified that: 1) the execution of the requested Agreement may affect such claims, and 2) third parties whose rights will be affected may seek to join the Agreement. Parties who wish to do so must make such request to the Attorney General in writing and must either deliver such request to the Office of the Attorney General, Attn. Kenneth P. Borden, Environmental Protection Division, 1 Ashburton Place, Boston, MA 02108, by December 18, 2005, or mail such request to the same address by first-class mail postmarked by that date.

Name of Applicant: Foxborough Land Partners, LLC.

Description of the Site [insert description from Section II.A. of the application form]:

The property consists of approximately 100 acres of undeveloped land located between East Belcher Street and Cocasset Street. The Property was the former location of the Bentley Porter Pumping and Disposal Company that used the site for the treatment and disposal of septic waste.

Description of the Release(s) at issue:

Septic sludge was disposed at the site resulting in a release of dioxin to the soils and volatile organic compounds to the groundwater.

Summary of the terms of the application.

The applicant is a prospective purchaser of the property who did not cause or contribute to the contamination of the property. The applicant plans to purchase, clean up the contamination and redevelop the site and is seeking liability protection from the Commonwealth and from third parties for contribution, response action costs or property damage pursuant to M.G.L. c. 21E or for property damage under common law.

Copies of the Applicant's application may be obtained by contacting Justin Thomas at 617 267-0004 or Justin.Thomas@brownfieldsdevelopment.com.