

**DES Waste Management Division  
29 Hazen Drive; PO Box 95  
Concord, NH 03302-0095**

**Recorded Copy  
Activity and Use Restriction (AUR)  
Seabrook Station– Transformer “C”  
NextEra Energy Seabrook, LLC  
626 Lafayette Road  
Seabrook, NH 03874  
NHDES Site #: 199309008  
Project Type: Oils Spills / Releases  
Project Number: 33879**

Prepared For:  
NextEra Energy Seabrook, LLC  
PO Box 300, Lafayette Road  
Seabrook, NH 03874  
Phone Number (603) 773-7000  
RP Contact Name: John Jones  
RP Contact Email: [John.Jones@nexteraenergy.com](mailto:John.Jones@nexteraenergy.com)

Prepared By:  
Tighe & Bond  
446 Main Street  
Worcester, MA 01608  
Phone Number: (508) 471-9642  
Contact Name: Marc J. Richards, P.E. (NH #13747)  
Contact Email: [MJRichards@tighebond.com](mailto:MJRichards@tighebond.com)

Date of Submittal: June 23, 2017

**NOTICE OF ACTIVITY AND USE RESTRICTION**

Site: Nextera Energy Seabrook, LLC  
P.O. Box 300  
626 Lafayette Road  
Seabrook, NH 03874  
Map 11, Block 1, Lot 1  
Book 3875, Page 2205

**NHDES Site #199309008  
SPILL/RLS Project #33879**

This Notice of Activity and Use Restriction ("Notice") is made on this 25<sup>th</sup> day of May, 2017 by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 together with its successors and assigns (collectively "Owner").

**WITNESSETH**

**WHEREAS**, Nextera Energy Seabrook, LLC of Seabrook, New Hampshire is the Owner in fee simple of that certain parcel of land located in Seabrook, New Hampshire with the buildings and improvements thereon ("Property") and recorded at the Rockingham County, New Hampshire Registry of Deeds at Book 3875, Page 2205; and,

**WHEREAS**, a portion of said parcel of land (Restricted Area), which is more particularly bounded and described in Exhibit A, attached hereto and made a part of hereof, is subject to this Notice of Activity and Use Restriction, as more fully described below; and

**WHEREAS**, the Property is operated as a nuclear power generating facility and the Restricted Area is located in the area immediately underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3, where releases of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) has occurred; and,

**WHEREAS**, total petroleum hydrocarbons (TPH) associated with the release of non-PCB MODF have been detected in the soil underlying the footings for Transformer "C" located in the Restricted Area at levels above the New Hampshire Department of Environmental Services ("NHDES") Code of Administrative Rules Env-Or 600, Soil Remediation Standards, as filed with NHDES. The soil contamination is further detailed in a report completed by Tighe & Bond, Inc., entitled "Initial Response Action (IRA) Report", dated November 14, 2014 and subsequent NHDES correspondence for NHDES Site #199309008, SPILL/RLS Project #33879; and,

021564  
2017 MAY 30 AM 11:37  
ROCKINGHAM COUNTY  
REGISTRY OF DEEDS

SBK-L-17077

**WHEREAS**, in accordance with the NHDES Code of Administrative Rules Env-Or 600, *Contaminated Site Management*, NHDES has required assurances that activities and uses of the Property will be restricted so as to minimize risks to human health and the environment; and,

**WHEREAS**, the portion of the Property having TPH concentrations associated with the release of non-PCB MODF above the aforementioned Env-Or 600 Soil Remediation Standards in the soil located under permanent footings for Transformer "C". Impacted soils remaining at the Site are located at a depth of five feet below grade beneath the concrete footings of Transformer "C". The area surrounding Transformer "C", along with the perimeter of the Seabrook Nuclear Station, is fenced and secured.

**WHEREAS**, the NHDES has reviewed and approved this Notice, and has approved the continued use of the Property subject to the restrictions set forth in this Notice.

**NOW, THEREFORE**, notice is hereby given that the Activity and Use Restrictions ("AUR") set forth below apply to the Restricted Area:

1. **Permitted Activities and Uses Set Forth in the AUR.** The AUR provides that, pursuant to Env-Or 600 no significant risk exists to human health, safety, or welfare or to the environment, under current conditions and for any foreseeable period of time, so long as the following activities and uses occur on the Restricted Area:
  - (a) Commercial or industrial uses as permitted by the Town of Seabrook Zoning Ordinances or otherwise by the Town of Seabrook.
  - (b) Activities conducted within the Restricted Area that do not remove, excavate or disturb the TPH-contaminated subsurface soil.
  - (c) Short term (three months or less) underground utility and/or construction activities including, but not limited to, excavations (including emergency repair of underground utilities), which are likely to disturb contaminated soil, provided that such activities are conducted in accordance with Obligations/Conditions (a), (b), (c) and (d) of Section 3 of this AUR, and all applicable worker and safety practices pursuant to OSHA Standards and 29 CFR 1910.120.
  - (d) Such other activities and uses, which, in the opinion of an Environmental Consulting Firm and with concurrence by NHDES, shall present no greater risk or harm to human health, safety, or welfare or to the environment than the permitted activities and uses set forth herein.
2. **Restricted Activities and Uses Set Forth in the AUR.** Activities and uses which are inconsistent with the AUR, and which, if implemented at the Property, may result

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in a significant risk of harm to human health, safety, or welfare or to the environment or presents a substantial hazard, are as follows:

- (a) Any activity, including, but not limited to, excavation associated with underground utility or construction work which is likely to disturb the TPH-contaminated soil located at a depth of five feet below grade without prior development and implementation of an NHDES-approved Soil Management Plan and a site specific Health and Safety Plan in accordance with Obligations/Conditions (a) and (b) of Section 3 of this AUR.
  - (b) Use of the Property as a residence, school, nursery, recreational areas (such as parks or athletic fields) or any other use at which a child's presence is likely or intended unless such activity is first evaluated and approved by a qualified Environmental Consulting Firm and NHDES.
  - (c) Any activity including, but not limited to, relocation of TPH-contaminated soil located at a depth of five feet below grade unless such activity is first evaluated and approved by an Environmental Consulting Firm and NHDES.
3. **Obligations/Conditions.** Obligations and/or Conditions to be undertaken and/or maintained at the Restricted Area to maintain a condition of no significant risk as set forth in the AUR shall include the following:
- (a) A Soil Management Plan prepared by a qualified Environmental Consulting Firm and approved by NHDES prior to commencement of any subsurface activity that may involve impact to TPH-contaminated soil or that would result in direct contact to humans or present a greater risk to the environment.
  - (b) A site specific Health and Safety Plan prepared by a Certified Industrial Hygienist or other qualified health and safety professional in accordance with 29 CFR 1910.120. The plan must clearly identify the location of the TPH-contaminated soil and specifically identify the types of personal protective equipment, monitoring devices, and engineering controls necessary to ensure that workers and others at the Property are not exposed to TPH-contaminated soil through dermal contact, ingestion, and/or inhalation of particulate dusts.
  - (c) The current construction of the area surrounding Transformer "C" must be maintained to ensure that TPH-contaminated soil remain inaccessible under normal activities completed within the Restricted Area.

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- (d) TPH-contaminated soil may not be relocated or moved unless first evaluated by an Environmental Consulting Firm which shall render an opinion that such relocation or movement of the soil is in accordance with the Soil Management Plan (if applicable) and is not inconsistent with maintaining a condition that is protective of human health and the environment.
4. **Emergency Procedures.** In the event of any emergency or condition that may result in significant risk or harm to human health from exposure to TPH-contaminated soil, Property Owner shall:
- (a) Promptly notify NHDES of such emergency or condition.
- (b) Limit disturbance TPH-contaminated soil to the minimum reasonably necessary to adequately respond to such emergency or condition.
- (c) Implement appropriate precautions to reduce exposures to TPH-contaminated soil by workers at the Property and neighbors to the Property.
- (d) Engage the services of an Environmental Consulting Firm to supervise the preparation and implementation of a written plan, for review and approval by NHDES, for restoring the Property to a condition consistent with the AUR.
- (e) Take precautions to limit disturbance of contaminated media to the minimum necessary to respond to the emergency or condition.
5. **Proposed Changes in Activities and Uses.** The AUR may be amended or modified by Owner of the Property upon application to and approval by NHDES. Any proposed changes in activities and uses at the Property that may result in a greater risk to exposure to TPH-contaminated soil than currently exists at the Property shall be evaluated by an Environmental Consulting Firm, which shall render an opinion as to whether the proposed changes will present an unacceptable level of risk to human health and the environment. Said opinion shall accompany the application. Any and all requirements set forth in the opinion or by NHDES as part of the approval process to insure a condition of no significant risk in the implementation of the proposed activity or use shall be satisfied before such activity or use is commenced.
6. **Duration of Activity and Use Restrictions.** The AUR shall run with the land, become binding upon successive owners of the Property or portions of the Property

SBK-L-17077

and shall remain in effect until the TPH-contaminated soil at the Property meets applicable standards.

7. **Termination of Activity and Use Restrictions.** The AUR may be terminated in accordance with the following procedures:
  - (a) Owner of Property shall submit to NHDES a written request to terminate this AUR with an explanation as to why such restrictions are no longer necessary to maintain the protection of human health and the environment.
  - (b) Owner shall provide such supporting documentation as outlined in Env-Or 600, or as NHDES may deem necessary to justify the termination of the AUR.
8. **Recordation.** This Notice of AUR, any modifications or amendments to this Notice of AUR, and termination of this Notice of AUR are effective upon recordation of the Notice in the chain of Title for the Property at the Rockingham County, New Hampshire Registry of Deeds. All recordation costs shall be the responsibility of the Property Owner. Owner shall provide certified copies of all AUR recorded instruments to NHDES within 60 days of recordation.
9. **Incorporation Into Deeds, Mortgages, Leases, and Instruments of Transfer.** This Notice shall be incorporated either in full or by reference into the chain of title of all deeds, easements, mortgages, leases, licenses, occupancy agreements or any other instrument of transfer, whereby an interest in and/or a right to use the Property or a portion thereof is conveyed
10. **Violation of Activity and Use Restriction.** The property owner shall notify NHDES in writing within 30 days of discovery of a violation of any condition of the NHDES approved and recorded AUR. Within 60 days of discovery of a violation, a property owner shall submit recommendations to correct the violation to NHDES for approval, including a corrective action plan and schedule for implementing the plan.
11. **Self-Certification.** The property owner shall self-certify compliance with the AUR every five years in the month of July beginning in the year 2022 on a form provided by the NHDES. Within 30 days of receipt of a self-certification form from NHDES, the property owner at the time of notice shall: 1) sign the form to certify that all conditions of the NHDES-approved AUR are being met, and 2) return the signed form to NHDES.

SBK-L-17077

Owner hereby authorizes and consents to the filing and recordation of this Notice, which shall become effective upon approval of NHDES and recordation of this instrument at the Rockingham County New Hampshire Registry of Deeds in the chain of Title for the Property.

WITNESSETH the execution hereof under seal this 23<sup>rd</sup> day of May, 2017

Eric McCartney  
By: Eric McCartney  
Regional Vice President North  
Nextera Seabrook Station, LLC

**NOTARY BLOCK**

Date: May 23, 2017

Then personally appeared before me, the above-named Eric McCartney, being duly sworn, did state that he is the Regional Vice President North for Nextera Seabrook Station, LLC that he is duly authorized to execute and file the foregoing information in the name and on the behalf of Nextera Seabrook Station, LLC and that the statements therein are true to the best of his knowledge and belief.



David A. Robinson  
Notary Public

DAVID A. ROBINSON  
Printed Name

My Commission Expires: July 11, 2017

**EXHIBIT A**

**Metes and Bounds of Restricted Area subject to AUR**

**Metes and Bounds of Restricted Area subject to AUR**

A certain AUR area of land located in Seabrook, County of Rockingham, State of New Hampshire, situated within a parcel of land owned by the Nextra Energy Seabrook, LLC, being shown as "AUR AREA" on a Plan entitled "Activity and Use Restriction, Lafayette Road, Seabrook, New Hampshire" prepared for the Nextra Energy Seabrook, LLC, prepared by WSP and dated February 8, 2017.

Said AUR area being further bounded and described as follows:

Beginning at a point at the southeast corner of the AUR herein described, said point being about eighteen and  $\frac{3}{10}$  feet (18.3') on a line perpendicular from the face of the Admin-Service Building and said perpendicular line being one hundred eighteen and  $\frac{4}{10}$  feet (118.4') along the northwesterly face of the building southwesterly from the northerly corner of the Admin-Service Building. Said point having a NAD 1983 New Hampshire State Plane coordinate of Northing: 146,789.30, Easting: 1,202,994.56, thence;

Within the Nextra Energy Seabrook, LLC property the following four courses;

S 55° 55' 48" W thirty-six and  $\frac{00}{100}$  feet (36.00') to a point, thence;

N 34° 04' 12" W twenty-seven and  $\frac{00}{100}$  feet (27.00') to a point, thence;

N 55° 55' 48" E thirty-six and  $\frac{00}{100}$  feet (36.00') to a point, thence;

S 34° 04' 12" E twenty-seven and  $\frac{00}{100}$  feet (27.00') to the point of beginning.

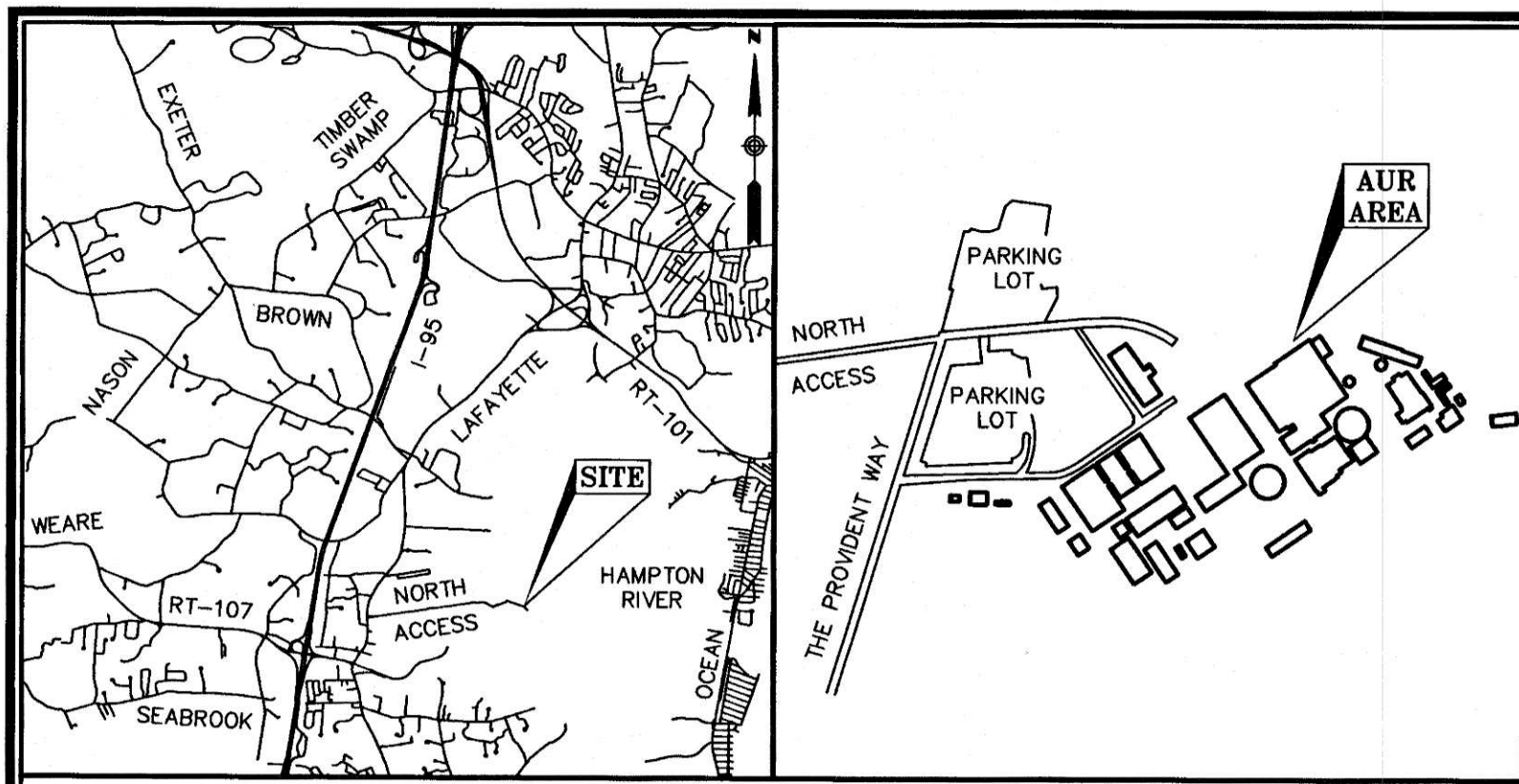
Said AUR area containing 972 sq. ft. more or less.

**EXHIBIT B**  
**Plan of Restricted Area**

RECEIVED AND RECORDED  
ROCKINGHAM COUNTY REGISTRY OF DEEDS  
CATHY STACEY, REGISTER

**MAIL TO**

John W. Jones  
Nextera Energy Seabrook LLC  
P.O. Box 300  
626 Lafayette Rd  
Seabrook, N.H. 03874



NOW OR FORMERLY  
NEXTERA ENERGY SEABROOK LLC  
MAP 11 BLOCK 2 LOT 0  
BOOK 3875 PAGE 2231

LOCUS MAP  
(N.T.S.)

**NOTES**

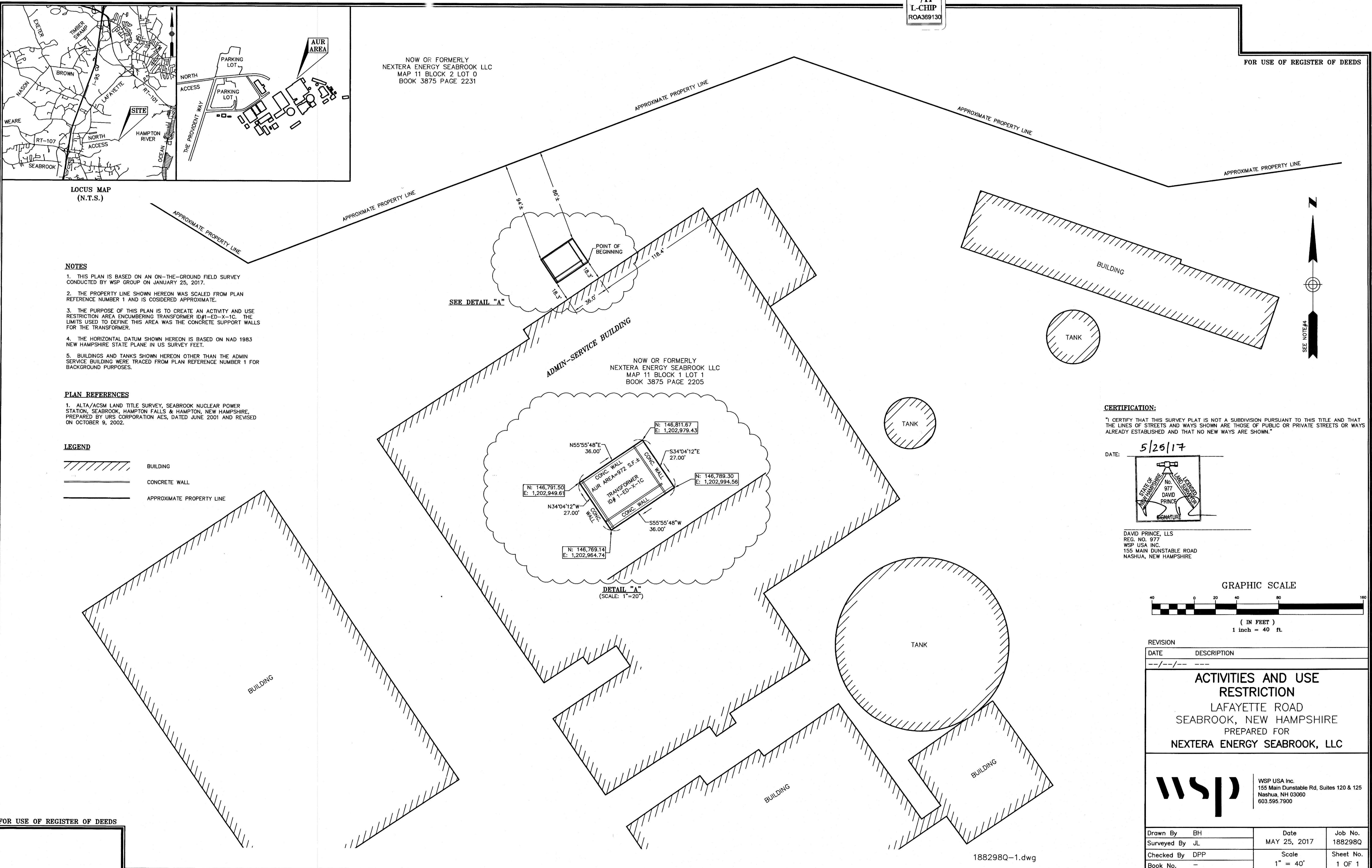
1. THIS PLAN IS BASED ON AN ON-THE-GROUND FIELD SURVEY CONDUCTED BY WSP GROUP ON JANUARY 25, 2017.
2. THE PROPERTY LINE SHOWN HEREON WAS SCALED FROM PLAN REFERENCE NUMBER 1 AND IS CONSIDERED APPROXIMATE.
3. THE PURPOSE OF THIS PLAN IS TO CREATE AN ACTIVITY AND USE RESTRICTION AREA ENCUMBERING TRANSFORMER ID#1-ED-X-1C. THE LIMITS USED TO DEFINE THIS AREA WAS THE CONCRETE SUPPORT WALLS FOR THE TRANSFORMER.
4. THE HORIZONTAL DATUM SHOWN HEREON IS BASED ON NAD 1983 NEW HAMPSHIRE STATE PLANE IN US SURVEY FEET.
5. BUILDINGS AND TANKS SHOWN HEREON OTHER THAN THE ADMIN SERVICE BUILDING WERE TRACED FROM PLAN REFERENCE NUMBER 1 FOR BACKGROUND PURPOSES.

**PLAN REFERENCES**

1. ALTA/ACSM LAND TITLE SURVEY, SEABROOK NUCLEAR POWER STATION, SEABROOK, HAMPTON FALLS & HAMPTON, NEW HAMPSHIRE, PREPARED BY URS CORPORATION AES, DATED JUNE 2001 AND REVISED ON OCTOBER 9, 2002.

**LEGEND**

- BUILDING
- CONCRETE WALL
- APPROXIMATE PROPERTY LINE



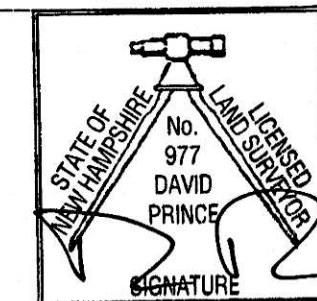
SEE DETAIL "A"

DETAIL "A"  
(SCALE: 1"=20')

**CERTIFICATION:**

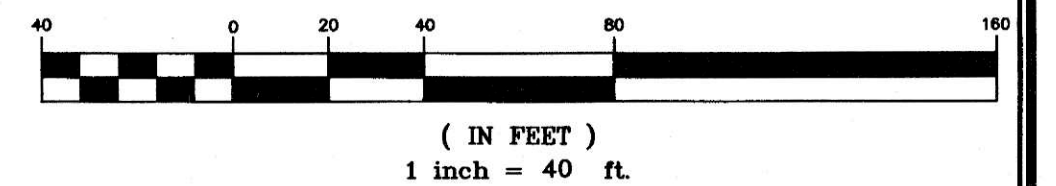
"I CERTIFY THAT THIS SURVEY PLAT IS NOT A SUBDIVISION PURSUANT TO THIS TITLE AND THAT THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED AND THAT NO NEW WAYS ARE SHOWN."

DATE: 5/25/17



DAVID PRINGLE, L.L.S.  
REG. NO. 977  
WSP USA INC.  
155 MAIN DUNSTABLE ROAD  
NASHUA, NEW HAMPSHIRE

**GRAPHIC SCALE**



REVISION	DATE	DESCRIPTION
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<b>ACTIVITIES AND USE RESTRICTION</b>		
LAFAYETTE ROAD SEABROOK, NEW HAMPSHIRE PREPARED FOR NEXTERA ENERGY SEABROOK, LLC		
		WSP USA Inc. 155 Main Dunstable Rd, Suites 120 & 125 Nashua, NH 03060 603.595.7900
Drawn By	BH	Date
Surveyed By	JL	MAY 25, 2017
Checked By	DPP	Scale
Book No.	-	1" = 40'
		Job No.
		188298Q
		Sheet No.
		1 OF 1

188298Q-1.dwg

D-40160



April 7, 2017

SBK-L-17059

Mr. Alan Smith, Business Manager  
NextEra Energy, LLC  
700 Universe Boulevard  
Juno Beach, FL 33408

**RE: Activity and Use Restriction (AUR) Notification per  
New Hampshire Code of Administrative Rules,  
Chapter Env-Or 608.04**

**Transformer "C"  
NextEra Energy Seabrook Station  
626 Lafayette Road  
Seabrook, NH  
NHDES Site #199309008  
SPILL/RLS Project #33879**

Dear Mr. Smith:

NextEra Energy, LLC has been identified as a current holder of interest at the Site listed above.

This Notice of Activity and Use Restriction ("Notice") is being made by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 for a release of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3. Contamination remaining at the Site is referred to in the AUR as total petroleum hydrocarbon (TPH) impacted soil. TPH associated with the release have been detected in the soil underlying the footings for Transformer "C" at levels above the New Hampshire Department of Environmental Services (NHDES) Code of Administrative Rules Env-Or 600, Soil Remediation Standards and cannot be safely removed from beneath these structures. Therefore an AUR has been deemed necessary by the NHDES to document the TPH impacts and manage potential exposures to the impacted soils.

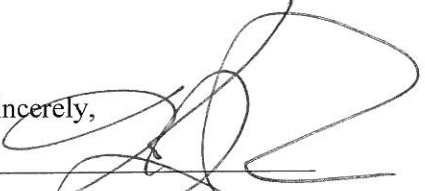
This AUR is being filed to detail activities that are permitted within the bounds of the AUR (Restricted Area) and which activities are not permitted. In addition a set of conditions pertaining to the AUR are outlined.

Notice is hereby made that the attached AUR will be recorded at the Rockingham County, New Hampshire Registry of Deeds after May 10, 2017.

If you have any questions, please contact John Jones at 603-773-7773.

as-L-17059

Sincerely,



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Ken Browne, Licensing Manager  
Nextera Energy Seabrook, LLC

cc: Todd Piskovitz, NH Department of Environmental Services  
Oil Remediation and Compliance Bureau  
PO Box 95  
Concord, NH 03302-0095

Matthew Abraham, Tighe & Bond  
446 Main Street  
Worcester, MA 01608



April 7, 2017

SBK-L-17060

Mr. Ken Goulart, Plant General Manager  
Taunton Municipal Lighting Plant  
55 Weir Street (P. O. Box 870)  
Taunton, MA 02780

**RE: Activity and Use Restriction (AUR) Notification per  
New Hampshire Code of Administrative Rules,  
Chapter Env-Or 608.04**

**Transformer "C"  
NextEra Energy Seabrook Station  
626 Lafayette Road  
Seabrook, NH  
NHDES Site #199309008  
SPILL/RLS Project #33879**

Dear Mr. Goulart:

Taunton Municipal Lighting Plant has been identified as a current holder of interest at the Site listed above.

This Notice of Activity and Use Restriction ("Notice") is being made by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 for a release of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3. Contamination remaining at the Site is referred to in the AUR as total petroleum hydrocarbon (TPH) impacted soil. TPH associated with the release have been detected in the soil underlying the footings for Transformer "C" at levels above the New Hampshire Department of Environmental Services (NHDES) Code of Administrative Rules Env-Or 600, Soil Remediation Standards and cannot be safely removed from beneath these structures. Therefore an AUR has been deemed necessary by the NHDES to document the TPH impacts and manage potential exposures to the impacted soils.

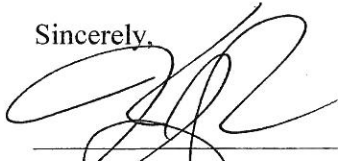
This AUR is being filed to detail activities that are permitted within the bounds of the AUR (Restricted Area) and which activities are not permitted. In addition a set of conditions pertaining to the AUR are outlined.

Notice is hereby made that the attached AUR will be recorded at the Rockingham County, New Hampshire Registry of Deeds after May 10, 2017.

K-L-17060

If you have any questions, please contact John Jones at 603-773-7773.

Sincerely,

A handwritten signature in black ink, appearing to be 'Ken Browne', written over a horizontal line.

Ken Browne, Licensing Manager  
Nextera Energy Seabrook, LLC

cc: Todd Piskovitz, NH Department of Environmental Services  
Oil Remediation and Compliance Bureau  
PO Box 95  
Concord, NH 03302-0095

Matthew Abraham, Tighe & Bond  
446 Main Street  
Worcester, MA 01608



April 7, 2017

SBK-L-17061

Mr. Brian Choquette, Manager  
Hudson Light and Power Department  
49 Forest Avenue  
Hudson, MA 01749

**RE: Activity and Use Restriction (AUR) Notification per  
New Hampshire Code of Administrative Rules,  
Chapter Env-Or 608.04**

**Transformer "C"  
NextEra Energy Seabrook Station  
626 Lafayette Road  
Seabrook, NH  
NHDES Site #199309008  
SPILL/RLS Project #33879**

Dear Mr. Choquette:

Hudson Light and Power Department has been identified as a current holder of interest at the Site listed above.

This Notice of Activity and Use Restriction ("Notice") is being made by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 for a release of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3. Contamination remaining at the Site is referred to in the AUR as total petroleum hydrocarbon (TPH) impacted soil. TPH associated with the release have been detected in the soil underlying the footings for Transformer "C" at levels above the New Hampshire Department of Environmental Services (NHDES) Code of Administrative Rules Env-Or 600, Soil Remediation Standards and cannot be safely removed from beneath these structures. Therefore an AUR has been deemed necessary by the NHDES to document the TPH impacts and manage potential exposures to the impacted soils.

This AUR is being filed to detail activities that are permitted within the bounds of the AUR (Restricted Area) and which activities are not permitted. In addition a set of conditions pertaining to the AUR are outlined.

Notice is hereby made that the attached AUR will be recorded at the Rockingham County, New Hampshire Registry of Deeds after May 10, 2017.

LK-L-17061

If you have any questions, please contact John Jones at 603-773-7773.

Sincerely,

A handwritten signature in black ink, appearing to be 'Ken Browne', written over a horizontal line.

Ken Browne, Licensing Manager  
Nextera Energy Seabrook, LLC

cc: Todd Piskovitz, NH Department of Environmental Services  
Oil Remediation and Compliance Bureau  
PO Box 95  
Concord, NH 03302-0095

Matthew Abraham, Tighe & Bond  
446 Main Street  
Worcester, MA 01608



April 7, 2017

SBK-L-17062

Mr. Ed Kaczinski, Manager of Operating Projects  
Massachusetts Municipal Wholesale Electric Co.  
P. O. Box, 426, Moody Street  
Ludlow, MA 01056

**RE: Activity and Use Restriction (AUR) Notification per  
New Hampshire Code of Administrative Rules,  
Chapter Env-Or 608.04**

**Transformer "C"  
NextEra Energy Seabrook Station  
626 Lafayette Road  
Seabrook, NH  
NHDES Site #199309008  
SPILL/RLS Project #33879**

Dear Mr. Kaczinski:

Massachusetts Municipal Wholesale Electric Co. has been identified as a current holder of interest at the Site listed above.

This Notice of Activity and Use Restriction ("Notice") is being made by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 for a release of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3. Contamination remaining at the Site is referred to in the AUR as total petroleum hydrocarbon (TPH) impacted soil. TPH associated with the release have been detected in the soil underlying the footings for Transformer "C" at levels above the New Hampshire Department of Environmental Services (NHDES) Code of Administrative Rules Env-Or 600, Soil Remediation Standards and cannot be safely removed from beneath these structures. Therefore an AUR has been deemed necessary by the NHDES to document the TPH impacts and manage potential exposures to the impacted soils.

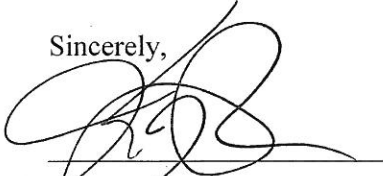
This AUR is being filed to detail activities that are permitted within the bounds of the AUR (Restricted Area) and which activities are not permitted. In addition a set of conditions pertaining to the AUR are outlined.

Notice is hereby made that the attached AUR will be recorded at the Rockingham County, New Hampshire Registry of Deeds after May 10, 2017.

BK-L-17062

If you have any questions, please contact John Jones at 603-773-7773.

Sincerely,

A handwritten signature in black ink, appearing to be 'Ken Browne', written over a horizontal line.

Ken Browne, Licensing Manager  
Nextera Energy Seabrook, LLC

cc: Todd Piskovitz, NH Department of Environmental Services  
Oil Remediation and Compliance Bureau  
PO Box 95  
Concord, NH 03302-0095

Matthew Abraham, Tighe & Bond  
446 Main Street  
Worcester, MA 01608

June 23, 2017

Town of Seabrook  
William M. Manzi III, Town Manager  
99 Lafayette Road (PO Box 456)  
Seabrook, NH 03874

**RE: Notice of Activity and Use Restriction (AUR) Recording  
In accordance with the New Hampshire Code of Administrative Rules,  
Chapter Env-Or 608.05**

**Transformer "C"  
NextEra Energy Seabrook Station  
626 Lafayette Road  
Seabrook, NH  
NHDES Site #199309008  
SPILL/RLS Project #33879**

Dear Mr. Manzi:

In accordance with New Hampshire Code of Administrative Rules, Chapter Env-Or 608.05 the Town of Seabrook is being notified of the recoding of an AUR at the property noted above.

This Notice of Activity and Use Restriction ("Notice") is being made by Nextera Energy Seabrook, LLC, 626 Lafayette Road, Seabrook, NH 03874 for a release of non-polychlorinated biphenyl (PCB) mineral oil dielectric fluid (MODF) underlying electrical Transformer "C", Identification Number 1-ED-X-1C HB3. Contamination remaining at the Site is referred to in the AUR as total petroleum hydrocarbon (TPH) impacted soil. TPH associated with the release have been detected in the soil underlying the footings for Transformer "C" at levels above the New Hampshire Department of Environmental Services (NHDES) Code of Administrative Rules Env-Or 600, Soil Remediation Standards and cannot be safely removed from beneath these structures. Therefore an AUR was deemed necessary by the NHDES to document the TPH impacts and manage potential exposures to the impacted soils.

This AUR was filed with the Rockingham County Registry of Deeds on May 30, 2017. A copy of the AUR has been included with this letter.

Should you have any questions relative to this correspondence, please do not hesitate to contact the undersigned at (508) 471-9602.

Very truly yours,

**TIGHE & BOND, INC.**



Matthew A. Abraham  
Project Manager

cc: NHDES/WMD  
Nextera Energy Seabrook, LLC  
Tighe & Bond

