

February 16, 2011

Jeffrey D. Lapp
Associate Director
Office of Environmental Programs
United States Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

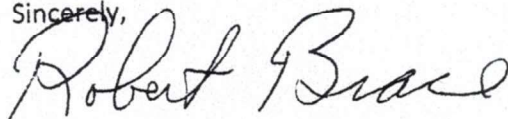
Dear Mr. Lapp:

I am writing once again in regard to my farm in Waterford Township, Erie County, Pennsylvania. As you may recall, your most recent letter to Mr. Earl Brown of the Erie County Conservation District of December 6, 2010, indicated that you would be willing to assist me in determining the exact boundaries of a 30 acre wetland area on my farm that was part of EPA litigation in the 1990's. The area is generally referred to in the consent decree, without any identification of its specific boundaries. As I indicated to you in a letter written January 11, 2011, I am concerned with violating the consent decree by the need to clean the surrounding ditches and eliminating my uplands of the excess water created by the restoration of the 30 acre wetland.

The purpose of my letter today is that spring is quickly approaching and my plans for spring planting are already underway. I am in need of utilizing the uplands on this farm and I am under a time constraint. I would appreciate hearing from you within the next 30 days to not only assist me in identifying the 30 acre wetland boundary, but also to advise me if there is anything that is needed from the EPA prior to going in and cleaning the ditches on my upland properties. Should I not hear from you, I will assume I must once again seek the legal system for clarification of the restoration plan that seems to have exceeded its intents and purposes.

Should you have any questions, please don't hesitate to contact me at (814)796-2174. I look forward to hearing from you.

Sincerely,



Robert Brace

RB/rm

Cc: Neal Devlin / Knox Law Firm
Earl Brown /Erie County Conservation District
Senator Mary Jo White
Representative Kathy Rapp
Representative Jane Earll
U.S. Representative Glenn Thompson

