

RINGWOOD REALTY CORP.  
581 BROAD STREET  
NEWARK, NEW JERSEY

March 16, 1971

Mr. John Schroering  
Industrial Services of America, Inc.  
Suite 210 Atkinson Square  
3901 Atkinson Drive  
Louisville, KY 40218

Dear Mr. Schroering:

Enclosed is a legal description of the 144.75 acres in Ringwood, New Jersey, on which we are agreeable to your company conducting a land fill operation subject to you securing the necessary state and local permits.

I understand an engineering design is required by the state and that soil test borings are a part of the design requirements.

Ringwood Realty Corp. hereby grants you permission to enter the 144.75 acres described herein upon the following terms and conditions:

- (1) You shall enter and use the acreage for the sole purpose of conducting soil test borings and making engineering surveys.
- (2) In consideration of this permit, you shall defend and indemnify us forever from and against any and all claims, damages, expenses (including, without limitation, reasonable attorneys' fees), fines, penalties, losses, and liability whatsoever, in any manner arising from or connected with this permit, your activities, operations, work, use, control, or management of the acreage, any conditions (whether or not existing at the date hereof) of the acreage, the elements, or any activity, act, or omission by you (or anyone claiming by, through, or under you) in connection with this permit.
- (3) All activities, operations, or work performed by you, your agents, employees, or contractors on or about the acreage shall be conducted with the least inconvenience to us, and upon the termination or completion of such activities, operations, or work, you shall, at your own cost and expense, promptly remove all property not belonging to us, debris, materials, and/or equipment from the acreage and restore it to the condition in which it was prior to your use.
- (4) We shall at all times have the right to make such use of the acreage as shall not be inconsistent with your exercise of the conditions hereby granted to you.

*Not consummated*

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- (5) You shall adhere to and comply with good engineering practices and all laws, ordinances, rules, regulations, and orders applicable to your activities, operations, and work performed upon, or using, the acreage.
- (6) This permit shall terminate upon written notice by either party to the other or by July 1, 1971, whichever occurs first.
- (7) The permission hereby given is granted subject to existing rights, if any, of third persons.

Please confirm your acceptance of the foregoing terms and conditions by signing, dating, and returning the duplicate copy of this letter, which, thereupon, shall become an agreement between you and us and a permit to you upon the terms and conditions stated.

Very truly yours,

RINGWOOD REALTY CORP.

By Robert L. Lunsford

Attachment

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Accepted as of \_\_\_\_\_

INDUSTRIAL SERVICES OF AMERICA

By \_\_\_\_\_