

# Exhibit 29



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**From:** Julia Tighe  
**To:** Dave Gahl; David VanLuven  
**CC:** Kenneth Hamm; Robert Davies  
**Date:** 5/13/2013 2:18 PM  
**Subject:** RE: NYCO  
**Attachments:** NYCO - Jay Mtn\_3.jpg

As we discussed, attached is a map which shows the jay wilderness in relation to NYCO's property, in particular Lot 8, which is immediately adjacent to the Lewis Mine.

We have learned that NYCO is not currently operating the Oak Hill Mine; another operator is pulling greystone from the mine but NYCO is not conducting any wollastanite mining at that location.

Please let me know if you have additional questions or need more information.  
We will be in touch when we have more information to provide.

Thank you-  
Julie

Julie Tighe  
Director, State Legislative Affairs  
Office of Legislative Affairs  
New York State Department of Environmental Conservation  
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>>> David VanLuven <[dvanluven@eany.org](mailto:dvanluven@eany.org)> 5/9/2013 9:42 AM >>>  
Thanks

David VanLuven  
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-----Original Message-----

From: Julia Tighe [<mailto:jwtighe@gw.dec.state.ny.us>]  
Sent: Wednesday, May 08, 2013 6:32 PM  
To: Dave Gahl; David VanLuven  
Cc: Kenneth Hamm; Robert Davies  
Subject: NYCO

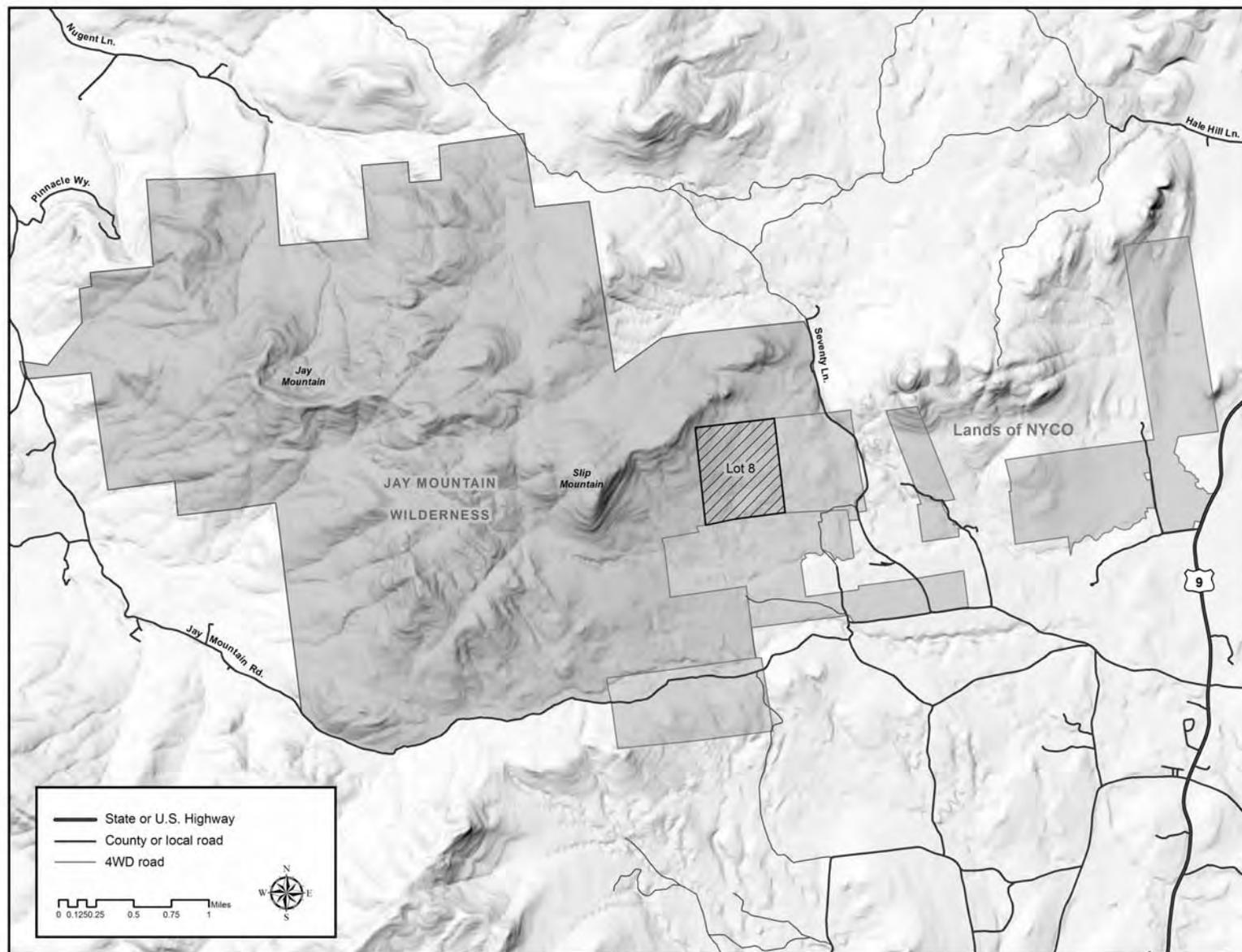
Dave and David-  
Thanks again for your time today.  
We appreciate the opportunity to discuss the two proposed constitutional amendments

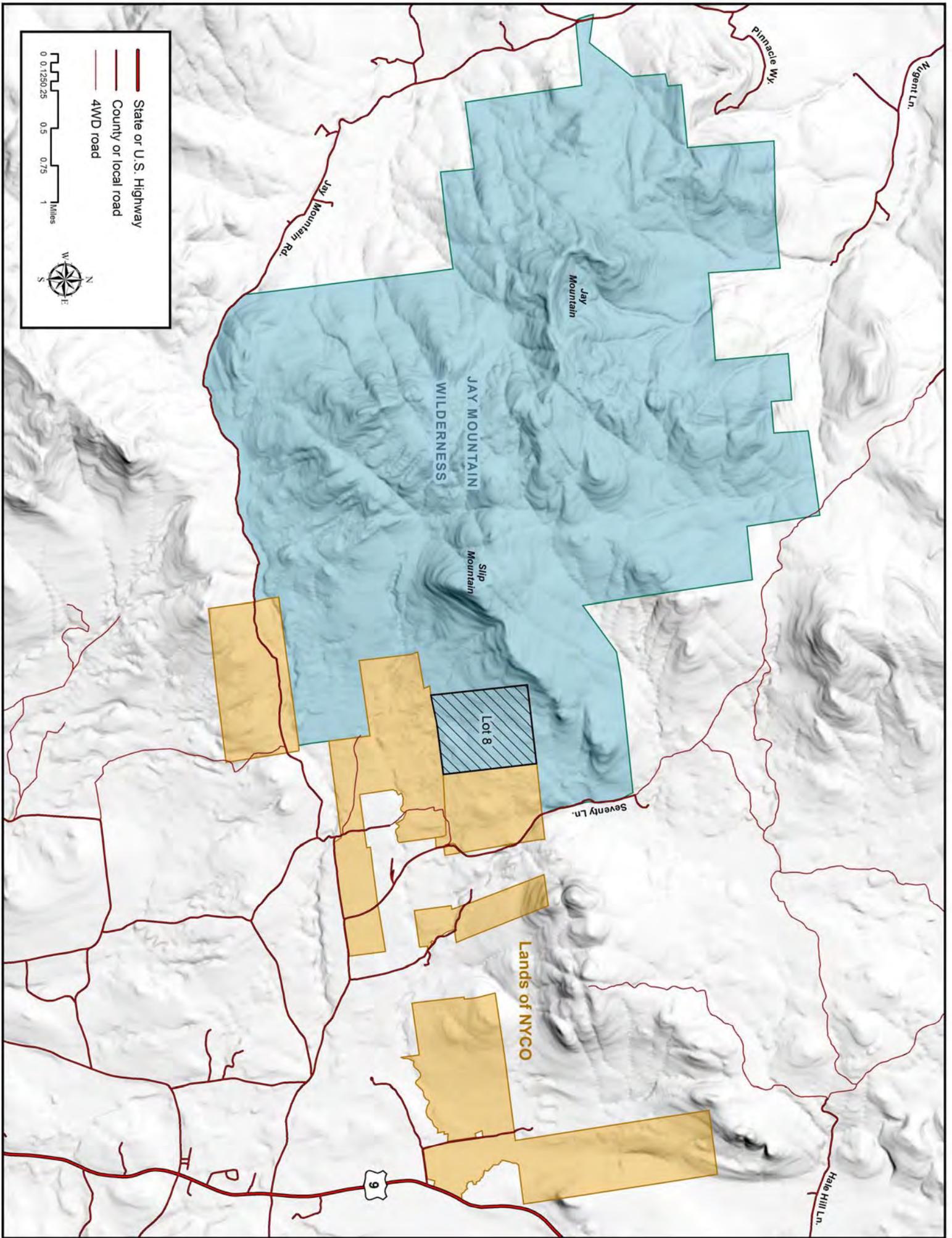
Attached is the aye/nay counterpoint from the Adirondack Council's newsletter that we discussed.

We will provide a map shortly and follow up on the questions you asked.

Thank you-  
Julie

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0 0.125 0.25 0.5 0.75 1 Miles

State or U.S. Highway  
County or local road  
4WD road

N  
W  
E  
S

JAY MOUNTAIN  
WILDERNESS

Jay  
Mountain

Slip  
Mountain

Lot 8

Lands of NYCO

9

Pinnacle Wk

Nugent Ln.

Sevenly Ln.

Slip Hill Ln.

**From:** Julia Tighe  
**To:** Roger Downs  
**CC:** Kenneth Hamm; Robert Davies; roger.downs@albany.twcbc.com  
**Date:** 5/13/2013 3:11 PM  
**Subject:** Re: NYCO  
**Attachments:** NYCO - Jay Mtn\_3.jpg

Roger -

Thanks for the follow up. It is important to the Department and our relationships in the Adirondacks. Thank you for recognizing the complex situation we are in. We have been working closely with NYCO to try and identify a potential swap parcel and intend to continue to do so. We are confident that any parcel would provide enhanced wilderness benefit. In the event that we are unable to line up a parcel in the short term, we are preparing an alternative that we hope would provide the Sierra Club and other groups the comfort needed to gain your support or at least remove your opposition. We recognize that this is not normally the type of proposal that the Sierra Club would advocate for and appreciate your consideration and we hope your willingness to wait and see what we are able to come up with. It is our full intention to ensure a significant benefit to the Forest Preserve with this proposal.

As we discussed, attached is a map which shows the jay wilderness in relation to NYCO's property, in particular Lot 8, which is immediately adjacent to the Lewis Mine.

We have learned that NYCO is not currently operating the Oak Hill Mine; another operator is pulling greystone from the site but NYCO is not conducting any wollastanite mining at that location. You mentioned the 1998 permit hearing; I understand that was related to the Oakhill mine, which had an adjudicatory hearing as a result of allegations of property damage. As a result, NYCO conducted a structural survey of facilities within a certain radius of the facility. They are also aware of a single complaint related to a chimney crack alleged to be related to the Lewis Mine; NYCO claims it was likely too far away to be as a result of their operations, and that their blast records show they operate well below their permit limits but they repaired the chimney to be good neighbors.

The \$260,000 is all local taxes (property, school, etc) paid on NYCO's properties in the towns of Lewis and Willsboro.

Also, it is important to note that land acquisition using EPF funds are subject to local veto. Should this proposal not advance, it will have a chilling effect on future land acquisition in the towns of Willsboro and Lewis.

Please let me know if you have additional questions or need more information. We will be in touch when we have more information to provide.

Thank you-  
Julie

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>>> Roger Downs <[roger.downs@albany.twcbc.com](mailto:roger.downs@albany.twcbc.com)> 5/12/2013 6:44 AM >>>