

Exhibit 41



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Subject: NYCO

Marc and all -

Following the DEC meeting you hosted on May 7, Adirondack Wild: Friends of the Forest Preserve organized a group phone conference with NYCO Minerals CEO Peter Goodwin, where we learned of several viable alternatives to the proposed amendment to authorize mining of wollastonite on Forest Preserve, Jay Mountain Wilderness Area (Lot 8) and a land exchange. Rob participated in that phone conference.

First, NYCO's Peter Goodwin said the company plans to apply to DEC and APA this year to expand its current drilling and exploration for minerals to the south of the Seventy Mine site on lands it currently owns. Second, Oak Hill is an APA-DEC permitted site owned by the company just east of Seventy Mine with what NYCO estimated in 2009 is a 15-20 year reserve of wollastonite. The quality of mineral there is equal to that thought to exist on Lot 8, said Mr. Goodwin, but compared with Forest Preserve (Lot 8) there is more overburden to remove in order to access it.

If the amendment does not go forward, Mr. Goodwin stated, NYCO will eventually move its operations to Oak Hill.

It seems to us that New York State has the opportunity of assisting NYCO's productivity through subsidizing the additional costs of removing overburden at the Oak Hill site. That site is NYCO property already permitted for mining by both agencies. Such economic assistance would seem to be a much more direct and predictable way of assisting the company, assuming a compelling economic case can be made for it, than a very contentious constitutional land exchange that is highly unlikely to receive a majority of public support.

These mineral reserves available to NYCO over the next several decades significantly weaken, in fact negate the argument that a land exchange and mining on adjoining Forest Preserve, Lot 8, Jay Mountain Wilderness is urgently needed to keep the company working in the Adirondack Park. In fact, although Mr. Goodwin made his best case for the amendment he confirmed that the company has every intention of remaining as a significant presence and employer regardless of whether this amendment succeeds or fails.

Adirondack Wild: Friends of the Forest Preserve opposes this amendment proposal and language because it fails critical tests of clear public benefit and limited scope in that it would establish a damaging Park-wide precedent. Without that clear benefit, a majority of the public will not accept it. The proposal as written encourages expansion of commercial activity onto the Forest Preserve and a designated Wilderness area. Rather than strengthen Article 14, the proposal significantly weakens it. If a NYCO amendment went forward, it would potentially encourage any land owner that wants to exploit minerals, timber, or any development potential on adjoining Forest Preserve owned in common by every New Yorker - irrespective of whether viable alternatives existed. That is bad public policy. Such encouragement would represent a big step backward for the integrity of Article XIV, and a majority of New Yorkers will not stand for it.

It is not DEC's job to facilitate swaps of Forest Preserve land where there is no clear and compelling public benefit. We have heard NYCO & DEC argue that the proposal is a "win: win" because New York State may obtain a critically important parcel of Forest Preserve in exchange. We agree that expansion of the Jay Mountain Wilderness Area to the north could strengthen important ecological and recreational linkages, but argue that such landscapes should be proactively acquired from willing sellers through priorities established in the Open Space Conservation Plan and use of public funds, not through an amendment which weakens Article 14.

Thanks for hosting the May 7 meeting, and for considering our inputs.

Dave Gibson and Dan Plumley, Partners

Adirondack Wild: Friends of the Forest Preserve

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