



DEPARTMENT OF THE ARMY  
NEW YORK DISTRICT, CORPS OF ENGINEERS  
26 FEDERAL PLAZA  
NEW YORK, N. Y. 10007

663-1071

IN REPLY REFER TO

NANSL  
Case No. 68-428

18 September 1968

Diamond Shamrock Chemical Co.  
300 Union Commerce Building  
Cleveland, Ohio 44115

Gentlemen:

The District Engineer, New York District, Corps of Engineers, is charged by the Congress of the United States with the responsibility of preventing obstruction or pollution of the navigable waters of the United States in his area of jurisdiction.

The U. S. Coast Guard reported that on 23 August 1968 while on routine antipollution inspections of the facilities along the Passaic River in the vicinity of Newark, New Jersey, they tested the liquid effluent from your plant at 80 Lister Ave., Newark, New Jersey and found it to be acidic in nature.

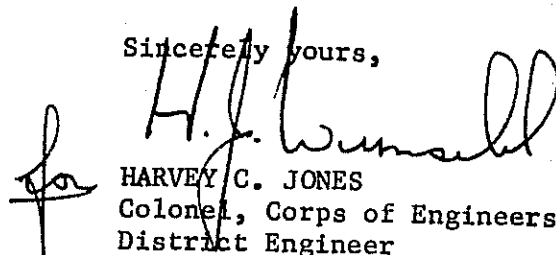
Under the provisions of Federal Statutes (U.S.C. Title 33, Section 407, it is unlawful to deposit oil, acid, alkali or any other forbidden matter, by any manner or means, into the navigable or tidal waters of the United States. Diamond Shamrock Chemical Co. and its responsible officers may be held liable to prosecution under the provisions of this Statute.

Mr. E. Bak, Production Superintendent, was contacted and made cognizant of the violation.

Immediate steps should be taken to insure that pollutants do not enter the Passaic River from your plant.

A reinspection will be made to assure compliance with the cited Federal Statute.

Sincerely yours,

  
HARVEY C. JONES  
Colonel, Corps of Engineers  
District Engineer