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PRESERVING AND RESTORING LAND
FOR FUTURE GENERATIONS

December 22, 2010

Top Hat Plan Exemption
Pension and Welfare Benefits Administration
Room N-5644
U.S. Department of Labor
200 Constitution Avenue N.W.
Washington, D.C. 20210

Re: Notice Under DOL Reg. §2520.104-23 for Exemption for Top Hat Plan
Maintained by Pennypack Ecological Restoration Trust, EIN No. 23-1732453

Ladies and Gentlemen:

This letter is intended to constitute a statement meeting the requirements of DOL Reg. §2520.104-23 providing an alternative method of compliance with the reporting and disclosure requirements applicable under the Employee Retirement Income Security Act of 1974, as amended (the "Act") to pension plans for selected employees. The information required under DOL Reg. §2520.104-23 is as follows:

- (1) Employer: Pennypack Ecological Restoration Trust (the "Employer")
- (2) Address: 2955 Edge Hill Road
Huntingdon Valley, PA 19006
- (3) EIN: 23-1732453

(4) The Employer established a deferred compensation arrangement for David J. Robertson (the "Agreement") for the purpose of providing deferred compensation for David J. Robertson, a key executive who is part of a select group of management and highly compensated employees. The Agreement was entered into on May 1, 2002. Under the Agreement, benefits are paid as needed solely from the general assets of the Employer. The Employer maintains no other plans providing nonqualified deferred compensation benefits.

(5) The Plan covers one employee.

(6) The Plan Administrator, will provide to the Department of Labor any plan documents relating to the Plan upon request as required by section 104(a)(1) of the Act.

Please acknowledge receipt of the filing of this Notice by signing the enclosed duplicate copy of this statement and returning it to me in the envelope provided.

Very truly yours,

Plan Administrator

By: _____

Certified Mail 7008 1300 0001 5180 6136
Return Receipt Requested

2955 Edge Hill Road
Huntingdon Valley, PA 19006
215-657-0830
215-657-1679 fax
www.pennypacktrust.org