

Source Property Information

BRRTS #:

ACTIVITY NAME:

PROPERTY ADDRESS:

MUNICIPALITY:

PARCEL ID #:

CLOSURE DATE:

FID #:

DATCP #:

PECFA#:

***WTM COORDINATES:**

X: Y:

** Coordinates are in
WTM83, NAD83 (1991)*

WTM COORDINATES REPRESENT:

- Approximate Center Of Contaminant Source
 Approximate Source Parcel Center

Please check as appropriate: (BRRTS Action Code)

Contaminated Media:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Groundwater Contamination > ES (236) | <input checked="" type="checkbox"/> Soil Contamination > *RCL or **SSRCL (232) |
| <input checked="" type="checkbox"/> Contamination in ROW | <input type="checkbox"/> Contamination in ROW |
| <input checked="" type="checkbox"/> Off-Source Contamination | <input checked="" type="checkbox"/> Off-Source Contamination |
| <i>(note: for list of off-source properties
see "Impacted Off-Source Property" form)</i> | <i>(note: for list of off-source properties
see "Impacted Off-Source Property" form)</i> |

Land Use Controls:

- | | |
|---|---|
| <input type="checkbox"/> N/A (Not Applicable) | <input checked="" type="checkbox"/> Cover or Barrier (222) |
| <input type="checkbox"/> Soil: maintain industrial zoning (220) | <i>(note: maintenance plan for
groundwater or direct contact)</i> |
| <i>(note: soil contamination concentrations
between non-industrial and industrial levels)</i> | <input checked="" type="checkbox"/> Vapor Mitigation (226) |
| <input type="checkbox"/> Structural Impediment (224) | <input type="checkbox"/> Maintain Liability Exemption (230) |
| <input type="checkbox"/> Site Specific Condition (228) | <i>(note: local government unit or economic
development corporation was directed to
take a response action)</i> |

Monitoring Wells:

Are all monitoring wells properly abandoned per NR 141? (234)

- Yes No N/A

This Adobe Fillable form is intended to provide a list of information that is required for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request. The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

NOTICE: Completion of this form is mandatory for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #: (No Dashes) PARCEL ID #:

ACTIVITY NAME: WTM COORDINATES: X: Y:

CLOSURE DOCUMENTS (the Department adds these items to the final GIS packet for posting on the Registry)

- Closure Letter**
- Maintenance Plan** (if activity is closed with a land use limitation or condition (land use control) under s. 292.12, Wis. Stats.)
- Continuing Obligation Cover Letter** (for property owners affected by residual contamination and/or continuing obligations)
- Conditional Closure Letter**
- Certificate of Completion (COC)** (for VPLE sites)

SOURCE LEGAL DOCUMENTS

- Deed:** The most recent deed as well as legal descriptions, for the **Source Property** (where the contamination originated). Deeds for other, off-source (off-site) properties are located in the **Notification** section.
Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.
- Certified Survey Map:** A copy of the certified survey map or the relevant section of the recorded plat map for those properties where the legal description in the most recent deed refers to a certified survey map or a recorded plat map. (lots on subdivided or platted property (e.g. lot 2 of xyz subdivision)).
Figure #: **Title:**
- Signed Statement:** A statement signed by the Responsible Party (RP), which states that he or she believes that the attached legal description accurately describes the correct contaminated property.

MAPS (meeting the visual aid requirements of s. NR 716.15(2)(h))

- Maps must be no larger than 11 x 17 inches unless the map is submitted electronically.
- Location Map:** A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.
Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.
Figure #: 1 **Title: Site Location Map**
 - Detailed Site Map:** A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 2 **Title: Site Detail Map**
 - Soil Contamination Contour Map:** For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 3, 4 **Title: PCE and TCE Concentrations in the Soil; Remediation Excavation Soil Chemistry 10/11/05**

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ACTIVITY NAME: MALCHOW PROPERTY (FORMER)

MAPS (continued)

- Geologic Cross-Section Map:** A map showing the source location and vertical extent of residual soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL). If groundwater contamination exceeds a ch. NR 140 Enforcement Standard (ES) when closure is requested, show the source location and vertical extent, water table and piezometric elevations, and locations and elevations of geologic units, bedrock and confining units, if any.

Figure #: 5 **Title: Diagrammatic Cross-Section of Stratigraphy from A-A'**

Figure #: 6 **Title: Diagrammatic Cross-Section of Stratigraphy from B-B'**

- Groundwater Isoconcentration Map:** For sites closing with residual groundwater contamination, this map shows the horizontal extent of all groundwater contamination exceeding a ch. NR140 Preventive Action Limit (PAL) and an Enforcement Standard (ES). Indicate the direction and date of groundwater flow, based on the most recent sampling data.

Note: This is intended to show the total area of contaminated groundwater.

Figure #: 7 **Title: Approximate Extent of Groundwater Contamination (10/22/2008)**

- Groundwater Flow Direction Map:** A map that represents groundwater movement at the site. If the flow direction varies by more than 20° over the history of the site, submit 2 groundwater flow maps showing the maximum variation in flow direction.

Figure #: 8 **Title: Groundwater Elevation Contour Map (10/22/2008)**

Figure #: **Title:**

TABLES (meeting the requirements of s. NR 716.15(2)(h)(3))

Tables must be no larger than 11 x 17 inches unless the table is submitted electronically. Tables must not contain shading and/or cross-hatching. The use of **BOLD** or *ITALICS* is acceptable.

- Soil Analytical Table:** A table showing remaining soil contamination with analytical results and collection dates.
Note: This is one table of results for the contaminants of concern. Contaminants of concern are those that were found during the site investigation, that remain after remediation. It may be necessary to create a new table to meet this requirement.

Table #: 2 and 3 **Title: Summary of Laboratory Analysis, Soil Boring Samples; Soil Analytical Results - VOCs**

- Groundwater Analytical Table:** Table(s) that show the most recent analytical results and collection dates, for all monitoring wells and any potable wells for which samples have been collected.

Table #: 1 **Title: Summary of Laboratory Analysis, Groundwater Samples - Historical**

- Water Level Elevations:** Table(s) that show the previous four (at minimum) water level elevation measurements/dates from all monitoring wells. If present, free product is to be noted on the table.

Table #: **Title: Well Specific Field Sheets**

IMPROPERLY ABANDONED MONITORING WELLS

For each monitoring well not properly abandoned according to requirements of s. NR 141.25 include the following documents.

Note: If the site is being listed on the GIS Registry for only an improperly abandoned monitoring well you will only need to submit the documents in this section for the GIS Registry Packet.

- Not Applicable**

- Site Location Map:** A map showing all surveyed monitoring wells with specific identification of the monitoring wells which have not been properly abandoned.

Note: If the applicable monitoring wells are distinctly identified on the Detailed Site Map this Site Location Map is not needed.

Figure #: 2 **Title: Site Detail Map**

- Well Construction Report:** Form 4440-113A for the applicable monitoring wells.

- Deed:** The most recent deed as well as legal descriptions for each property where a monitoring well was not properly abandoned.

- Notification Letter:** Copy of the notification letter to the affected property owner(s).

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ACTIVITY NAME: MALCHOW PROPERTY (FORMER)

NOTIFICATIONS

Source Property

Not Applicable

Letter To Current Source Property Owner: If the source property is owned by someone other than the person who is applying for case closure, include a copy of the letter notifying the current owner of the source property that case closure has been requested.

Return Receipt/Signature Confirmation: Written proof of date on which confirmation was received for notifying current source property owner.

Off-Source Property

Group the following information per individual property and label each group according to alphabetic listing on the "Impacted Off-Source Property" attachment.

Not Applicable

Letter To "Off-Source" Property Owners: Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.

Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.

Number of "Off-Source" Letters: 3

Return Receipt/Signature Confirmation: Written proof of date on which confirmation was received for notifying any off-source property owner.

Deed of "Off-Source" Property: The most recent deed(s) as well as legal descriptions, for all affected deeded **off-source property(ies)**. This does not apply to right-of-ways.

Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.

Certified Survey Map: A copy of the certified survey map or the relevant section of the recorded plat map for those properties where the legal description in the most recent deed refers to a certified survey map or a recorded plat map. (lots on subdivided or platted property (e.g. lot 2 of xyz subdivision)).

Figure #:

Title:

Letter To "Governmental Unit/Right-Of-Way" Owners: Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).

Number of "Governmental Unit/Right-Of-Way Owner" Letters: 1

Impacted Off-Source Property Information

Form 4400-246 (R 3/08)

This fillable form is intended to provide a list of information that must be submitted for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request (Section H). The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

NOTICE: Completion of this form is mandatory for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #:

ACTIVITY NAME:

ID	Off-Source Property Address	Parcel Number	WTM X	WTM Y
<input type="text" value="A"/>	<input type="text" value="3215 W College Ave, Appleton WI (Middlestead)"/>	<input type="text" value="101114000"/>	<input type="text" value="643330"/>	<input type="text" value="422051"/>
<input type="text" value="B"/>	<input type="text" value="130 S Bluemond Dr, Appleton WI (CNL APF Partners LP)"/>	<input type="text" value="101113802"/>	<input type="text" value="643317"/>	<input type="text" value="422014"/>
<input type="text" value="C"/>	<input type="text" value="3225 W College Ave, Appleton WI (Stumpf)"/>	<input type="text" value="101113700"/>	<input type="text" value="643308"/>	<input type="text" value="422036"/>
<input type="text" value="D"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="E"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="F"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="G"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="H"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="I"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>



January 6, 2012

LESLIE STUMPF
LES STUMPF FORD
3030 W COLLEGE AVE
APPLETON WI 54911

KEEP THIS DOCUMENT WITH YOUR PROPERTY RECORDS

SUBJECT: Final Case Closure with Continuing Obligations
WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI
WDNR BRRTS Activity #: 02-45-228649

Dear Mr. Stumpf:

The Department of Natural Resources (DNR) considers the “Malchow Property (former)” case closed, with continuing obligations. No further investigation or remediation is required at this time. However, you and future property owners must comply with the continuing obligations as explained in the conditions of closure in this letter. Please read over this letter closely to ensure that you comply with all conditions and other on-going requirements. Provide this letter and any attached maintenance plan to anyone who purchases this property from you.

This final closure decision is based on the correspondence and data provided, and is issued under ch. NR 726, Wisconsin Administrative Code. The Northeast Region (NER) Closure Committee reviewed the request for closure on December 5, 2011. The Closure Committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On December 7, 2011, the DNR requested a Cover Maintenance Plan be signed and submitted to the DNR. The requested information was received on January 4, 2012.

A former dry cleaner operated at this site, leaving residual soil and groundwater contaminated with chlorinated volatile organic compounds (CVOCs). Source area soils were excavated in October 2005, followed by long-term monitoring for natural attenuation. At present, the site is paved and utilized as a used car sales lot with no structures present. The conditions of closure and continuing obligations required were based on the property being used for commercial purposes.

Continuing Obligations

The continuing obligations for this site are summarized below. Further details on actions required are found in the section Closure Conditions.

1. Groundwater contamination is present above ch. NR 140, Wis. Adm. Code enforcement standards.
2. Residual soil contamination exists that must be properly managed should it be excavated or removed.

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Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

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3. One or more monitoring wells were not located and must be properly filled and sealed if found.

4. The pavement cover must be maintained over contaminated soil and the DNR must approve any changes to this barrier.

5. Remaining soil contamination could result in vapor intrusion if future construction activities occur. If new building construction is planned, vapor control technologies will be required for occupied buildings, unless the property owner assesses the potential for vapor intrusion, and the DNR agrees that conditions are protective of the new use.

GIS Registry

This site will be listed on the Remediation and Redevelopment Program's internet accessible Geographic Information System (GIS) Registry, to provide notice of residual contamination and of any continuing obligations. DNR approval prior to well construction or reconstruction is required for all sites shown on the GIS Registry, in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. To obtain approval, complete and submit Form 3300-254 to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line at <http://dnr.wi.gov/org/water/dwg/3300254.pdf> or at the web address listed below for the GIS Registry.

All site information is also on file at the NER Oshkosh DNR office, at 625 East County Road Y, Oshkosh, Wisconsin. This letter and information that was submitted with your closure request application, including the Cover Maintenance Plan, will be included on the GIS Registry in a PDF attachment. To review the site on the GIS Registry web page, visit the RR Sites Map page at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

Prohibited Activities

Certain activities are prohibited at closed sites because maintenance of a barrier is intended to prevent contact with any remaining contamination. When a barrier is required, the condition of closure requires notification be submitted to the DNR before making a change in order to determine if further action is needed to maintain the protectiveness of the remedy employed. The following activities are prohibited on any portion of the property where the asphalt cover is required, as shown on the **attached map**, unless prior written approval has been obtained from the DNR:

- removal of the existing barrier;
- replacement with another barrier;
- excavating or grading of the land surface;
- filling on covered or paved areas;
- plowing for agricultural cultivation;
- construction or placement of a building or other structure;
- changing the use or occupancy of the property to a residential exposure setting, which may include certain uses, such as single or multiple family residences, a school, day care, senior center, hospital, or similar residential exposure settings.

Closure Conditions

Compliance with the requirements of this letter is a responsibility to which you and any subsequent property owners must adhere. DNR staff will conduct periodic prearranged

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Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

inspections to ensure that the conditions included in this letter and the attached maintenance plans are met. If these requirements are not followed, the DNR may take enforcement action under s. 292.11, Wisconsin Statutes to ensure compliance with the specified requirements, limitations or other conditions related to the property.

Residual Groundwater Contamination (ch. NR 140, Wis. Adm. Code)

Groundwater contamination greater than enforcement standards is present on this contaminated property and off this contaminated property, as shown on the **attached map**. Affected property owners were notified of the presence of groundwater contamination. If you intend to construct a new well, or reconstruct an existing well, you'll need prior DNR approval.

Residual Soil Contamination

(ch. NR 718, Wis. Adm. Code or ch. 289, Wis. Stats.; chs. 500 to 536, Wis. Adm. Code)

Unsaturated soil contamination remains at soil sample locations E1, E3, E4, E7, E8, E9, E12, E13 and SB4-2 as indicated on the **attached map**. If soil in the specific locations described above is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if contamination remains. If sampling confirms that contamination is present, the property owner at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and, as a result, special precautions may need to be taken to prevent a direct contact health threat to humans.

Monitoring Well that could not be Properly Filled and Sealed (ch. NR 141, Wis. Adm. Code)

Monitoring well, SMW11 located on the north side of the frontage road shown on the **attached map**, could not be properly filled and sealed because it was missing due to being paved over, covered or removed during road work activities. Your consultant made a reasonable effort to locate the well and to determine whether it was properly filled and sealed, but was unsuccessful. You may be held liable for any problems associated with the monitoring wells if they create a conduit for contaminants to enter groundwater. If the groundwater monitoring well is found, the then current owner of the property on which the well is located is required to notify the DNR, to properly fill and seal the well and to submit the required documentation to the DNR.

Cover or Barrier (s. 292.12 (2) (a), Wis. Stats.)

The pavement cover that exists on the source property in the location shown on the **attached map** shall be maintained in compliance with the **attached Cover Maintenance Plan** in order to minimize the infiltration of water and prevent additional groundwater contamination that would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code.

A cover or barrier for industrial land uses, or certain types of commercial land uses may not be protective if use of the property were to change such that a residential exposure would apply. This may include, but is not limited to single or multiple family residences, a school, day care, senior center, hospital or similar settings. Before using the property for such purposes, you must notify the DNR to determine if additional response actions are warranted.

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Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

A request may be made to modify or replace a cover or barrier. The replacement or modified cover or barrier must be protective of the revised use of the property, and must be approved in writing by the DNR prior to implementation.

The **attached Cover Maintenance Plan and inspection log** are to be kept up-to-date and on-site. Submit the inspection log to the DNR only upon request.

Vapor Mitigation or Evaluation (s. 292.12 (2) (c), Wis. Stats)

Vapor intrusion is the movement of vapors coming from volatile chemicals in the soil or groundwater, into buildings where people may breathe air contaminated by the vapors. Vapor mitigation systems are used to interrupt the pathway, thereby reducing or preventing vapors from moving into the building.

CVOCs remain in soil and groundwater, at the source property, as shown on the **attached map**, at levels that may be of concern for vapor intrusion in the future, depending on construction and occupancy of a building. At present, there are no structures present at the source property. Therefore, before a building is constructed, the property owner must notify the DNR. Vapor control technologies are required for construction of occupied buildings unless the property owner assesses the vapor pathway and DNR concurs that conditions at the property are protective of the new use.

In addition, depending on site-specific conditions, construction over contaminated materials may result in vapor migration of contaminants into enclosed structures or migration along newly placed underground utility lines. The potential for vapor inhalation and means of mitigation should be evaluated when planning any future redevelopment, and measures should be taken to ensure the continued protection of public health, safety, welfare and the environment at the site.

Dewatering Permits

The DNR's Watershed Management Program regulates point source discharges of contaminated water, including discharges to surface waters, storm sewers, pits or to the ground surface. This includes discharges from construction related dewatering activities, including utility and building construction.

Based on the concentrations of contaminants remaining in groundwater at this location, it appears likely that dewatering activities would require a permit from the Watershed Management Program. If you or any other person plan to conduct such activities, you or that person must contact that program, and if necessary, apply for the necessary discharge permit. Additional information regarding discharge permits is available at

<http://www.dnr.state.wi.us/org/water/wm/ww/>

The following DNR fact sheet, "Continuing Obligations for Environmental Protection", RR-819, was included with this letter, to help explain a property owner's responsibility for continuing obligations on their property. If the fact sheet is lost, you may obtain a copy at <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR819.pdf>.

January 6, 2012

Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

Please send written notifications in accordance with the above requirements to the Oshkosh DNR office at 625 East County Road Y, STE. 700, Oshkosh, Wisconsin, 54901-9731 and to the attention of Jennifer Borski.

Please be aware that the case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment.

The DNR appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Jennifer Borski in Oshkosh at (920) 424-7887 or by electronic mail at jennifer.borski@wisconsin.gov.

Sincerely,



Bruce G. Urben, Acting Team Supervisor
NER Remediation & Redevelopment Program

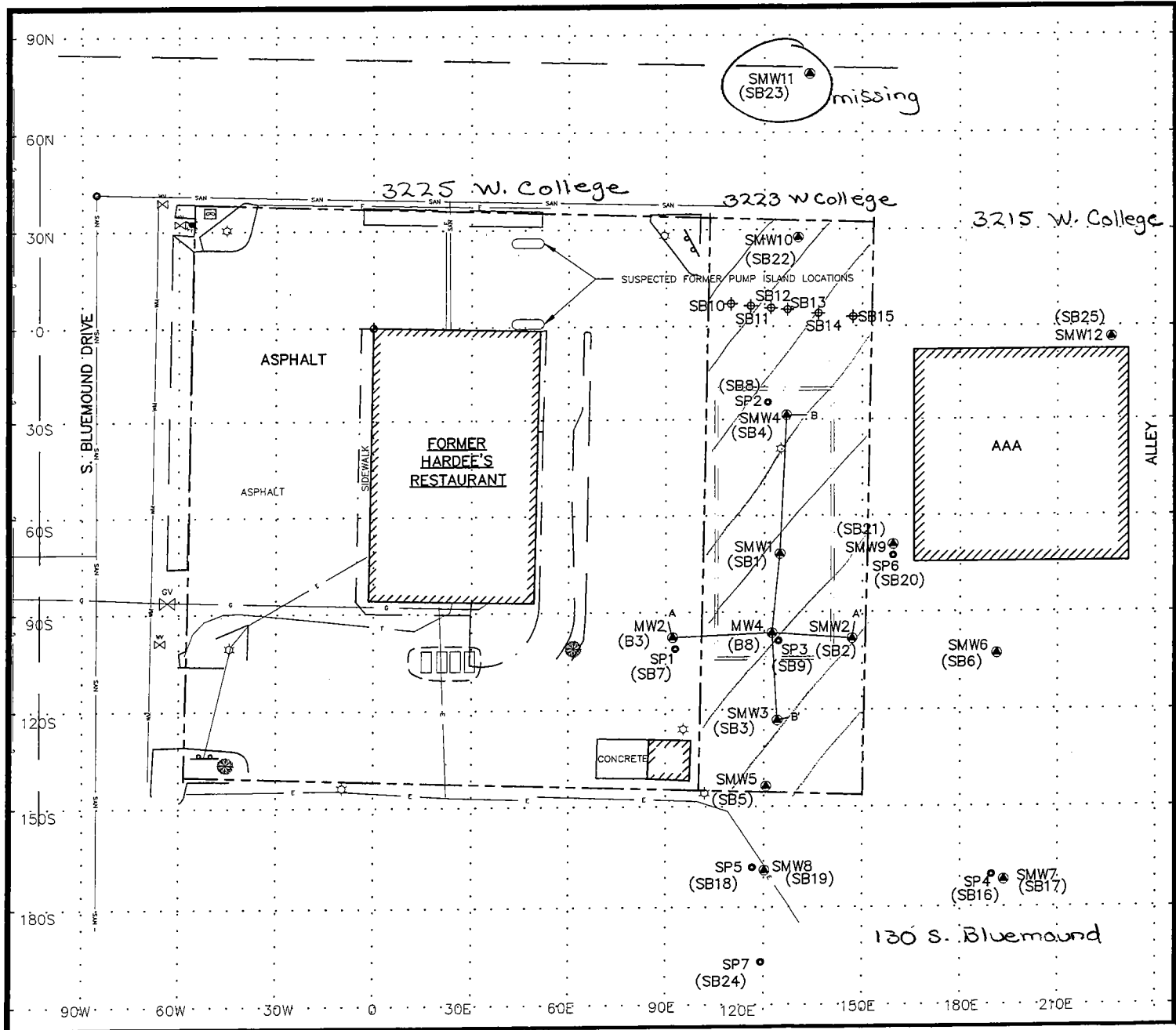
Attachments:

- Figure 2, Site Detail Map, OMNNI, 4/7/03
- Figure 4, Remedial Excavation Soil Chemistry October 11, 2005, Alpha Terra, 10/25/05, modified by OMNNI
- Figure 7, Approximate Extent of Groundwater Contamination (10/22/08), OMNNI, 4/7/03, modified by OMNNI
- Cover Maintenance Plan – December 2011, Barrier Inspection and Maintenance Log
- RR 819

cc: Steve Krause, Krause & Metz
Jeff Middlestead, 3215 W College Ave, Appleton, WI 54914

Electronic copy:

Corey Stumpf, Les Stumpf Ford
Dave Fries, OMNNI



LEGEND:

0' 6' 15' 30' LOCAL GRID NORTH
SCALE: 1" = 30'

B B' Cross Section

MW4 ● Well Location and I.D. No.
SP4 ● Piezometer Location and I.D. No.
SB1 ◆ Soil Boring Location and I.D. No.

Former Building Foundation
Suspected Former Tank Location
6,000 Gallon Gasoline USTs
Property Line
Approximate Limit of Excavation
Edge of Asphalt
Edge of Concrete Pavement

Building Face
Hydrant
Water Valve
Gas Valve
Gas Line
Watermain
Telephone Cable
Telephone Booth
Light Post
Sanitary Line with Manhole
Electrical Line
Reference Point
Grid Line (30' interval)

required cap maintenance area

FIGURE 2
SITE DETAIL MAP

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

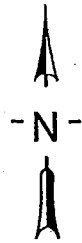
ONE SYSTEMS DRIVE
APPLETON, WI 54914
PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03

SMW4



Approximate Extent of Remaining Soil Contamination



Concrete foundation (1 feet bgs)

Concrete Foundation (5 feet bgs)

Concrete Foundation (3 feet bgs)

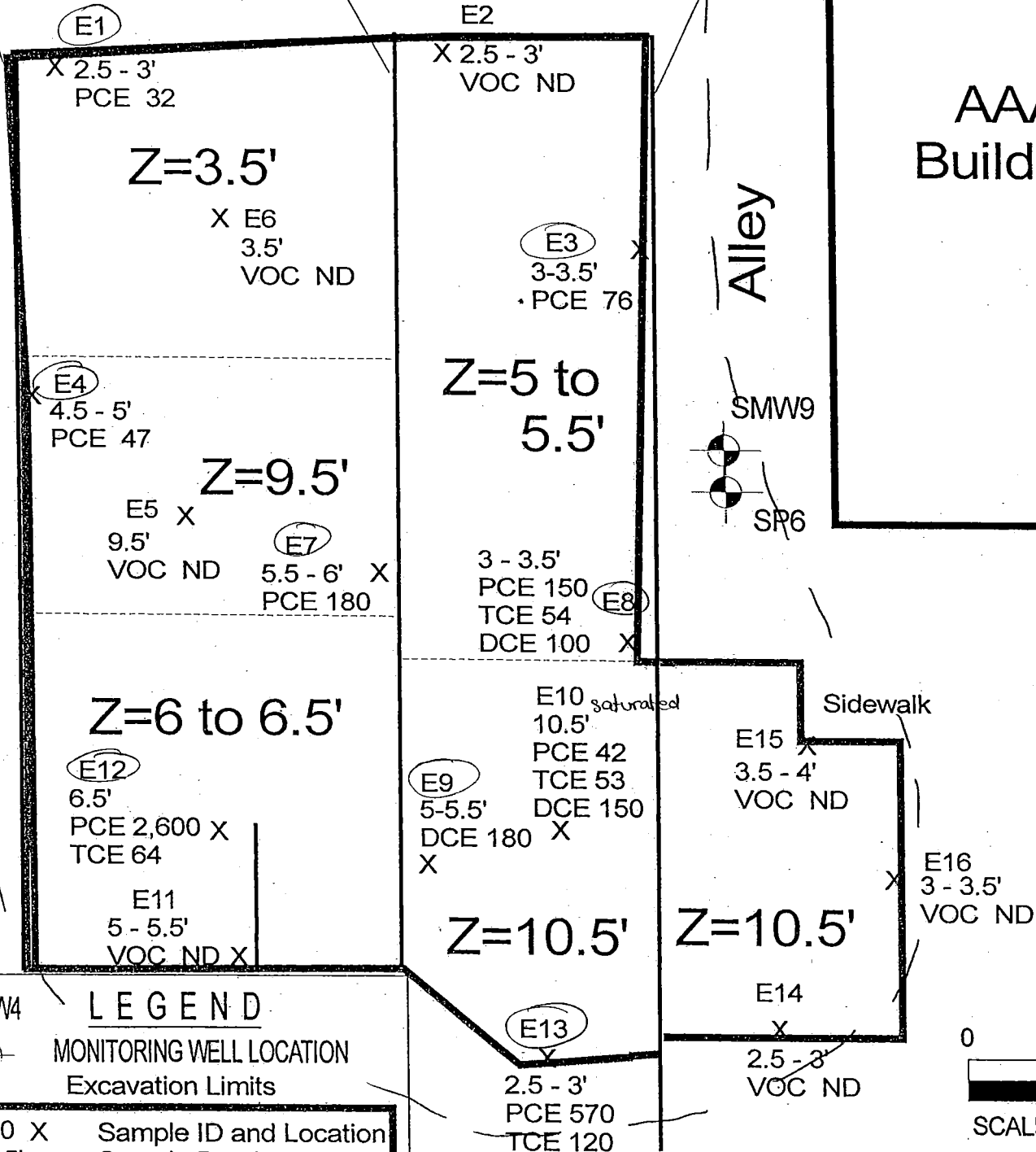
AAA Building

Alley

SMW9

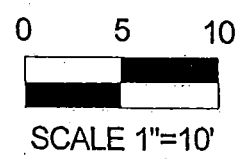
SP6

Sidewalk

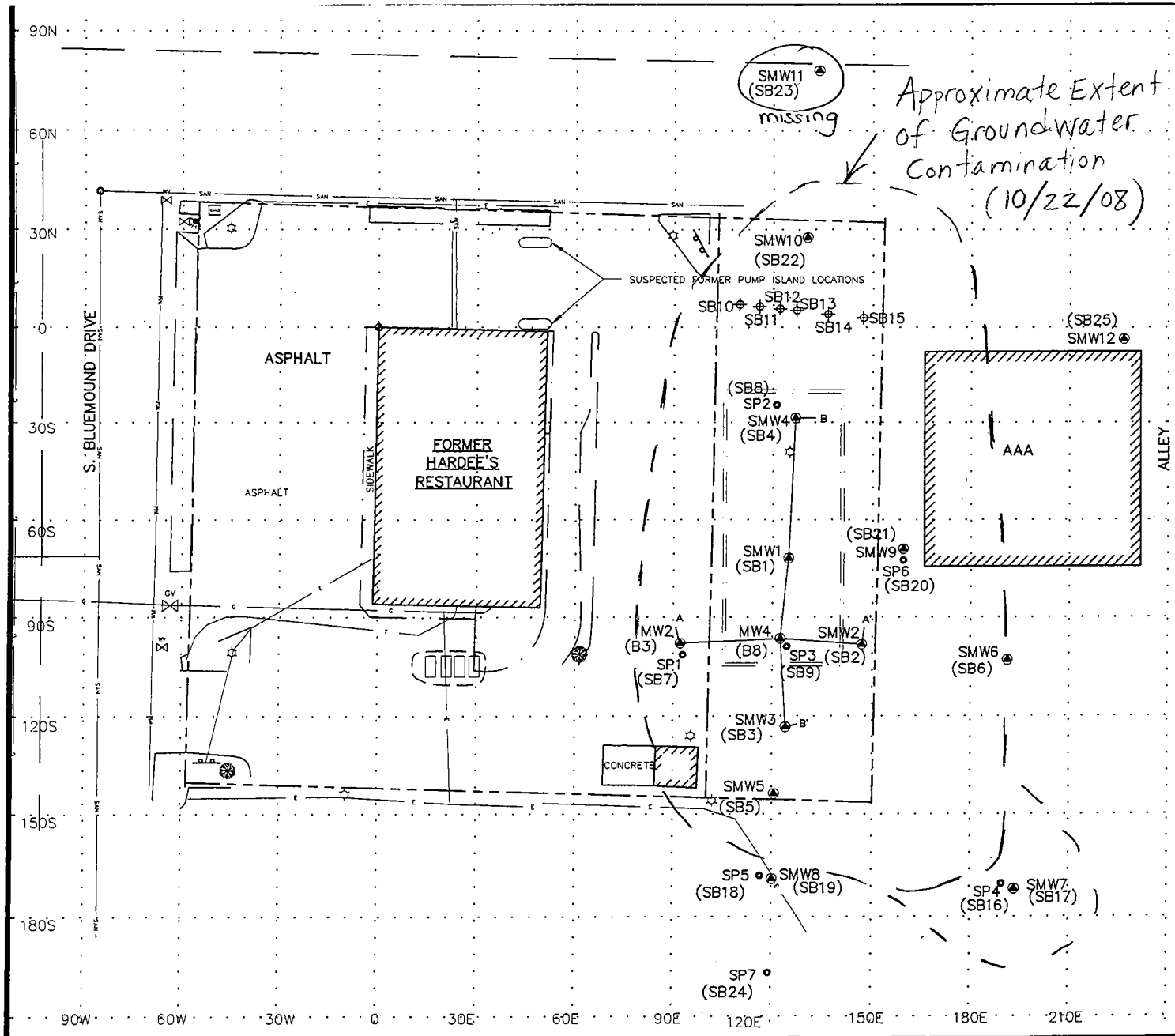


LEGEND

- MONITORING WELL LOCATION
- Excavation Limits
- 10 X Sample ID and Location
- 0.5' Sample Depth
- PCE 42 Tetrachloroethene
- PCE 53 Trichloroethene
- PCE 150 cis-1,2-Dichloroethene
- Z=10.5' Excavation Depth
- All units in ug/kg
- Only Detected Compounds Are Shown



TITLE: REMEDIAL EXCAVATION SOIL CHEMISTRY OCTOBER 11, 2005		 ALPHA TERRA SCIENCE
SITE: Malchow Property - Appleton, WI		
DATE: 10/25/05	SCALE: 1"=10'	FILE:
		DRAWN BY: JPM FIGURE 4



LEGEND: 0' 5' 15' 30'
LOCAL GRID NORTH
 SCALE: 1" = 30'

- Cross Section
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ⊕ Soil Boring Location and I.D. No.
- Former Building Foundation
- Suspected Former Tank Location
- 6,000 Gallon Gasoline USTs
- Property Line
- Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- Building Face
- Hydrant
- Water Valve
- Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- Telephone Booth
- Light Post
- Sanitary Line with Manhole
- Electrical Line
- Reference Point
- 30N - - - Grid Line (30' Interval)

FIGURE 7
 Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES
 ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO.:	N1556A99
PROJECT ENGINEER:	CAD FILE NO.:	N1556A2
DRAWN BY: DLD	SCALE:	1"=30'
REVIEWED BY:	DATE:	4/7/03

COVER MAINTENANCE PLAN

December 2011

Property Located at: 3223 W. College Ave., Town of Grand Chute, Outagamie Co, WI
WDNR BRRTS/Activity # 02-45-228649

Legal description: SW ¼, SW ¼, Section 28, T21N, R17E

Parcel identification number: 101113701

Acres: 0.21

Introduction

This document is the Cover Maintenance Plan for an asphalt cover at the above-referenced property in accordance with the requirements of s. NR 724.13(2), Wisconsin Administrative Code. The maintenance activities relate to the existing asphalt cover occupying the area over the contaminated groundwater plume and soil on-site.

More site-specific information about this property may be found in:

1. The case file in the Wisconsin Department of Natural Resources ("WDNR") Oshkosh office.
2. BRRTS on the Web (WDNR's internet based data base of contaminated sites):
<http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>
3. GIS Registry PDF file for further information on the nature and extent of contamination:
<http://dnrmaps.wisconsin.gov/imf/imf.jsp?site=brts2>; and

Description of Contamination

Unsaturated soil contaminated by past dry cleaning operations is located on-site at soil samples, SB4-2, E1, E3, E4, E7, E8, E12 and E13. Groundwater contaminated by chlorinated solvents is located at the water table at MW-2 (3225 W. College Ave.), SMW3, SMW4, SMW5 and SMW10 (3223 W. College Ave.) and SMW-9 (3215 W. College Ave.) and to a depth of 30 feet at SP4 (130 S. Bluemound Dr.). The extent of the soil and groundwater contamination is shown on the attached maps: Figure 4 by Alpha Terra and Figure 7 by OMNI.

Description of the Cover to be Maintained

The cover consists of an asphalt parking lot and encompasses the extent of the source property at 3223 W. College Ave.

Cover Purpose

The asphalt cover over the contaminated soil and groundwater serve as an infiltration barrier to minimize future soil-to-groundwater contamination migration that would violate the groundwater standards in ch. NR 140, Wisconsin Administrative Code. Based on the current and future use of the property, the asphalt cover should function as intended unless disturbed.

Annual Inspection

The asphalt cover overlying the contaminated soil and groundwater on-site and as depicted in Figure 7 will be inspected once a year, normally in the spring after all snow and ice is gone, for deterioration, cracks and other potential problems that can cause additional infiltration into underlying soils. The inspections will be performed by the property owner or their designated representative. The inspections will be performed to evaluate damage due to settling, exposure to the weather, wear from traffic, increasing age and other factors. Any area where soils have become or are likely to become exposed and where infiltration from the surface will not be effectively minimized will be documented. A log of the inspections and any repairs will be

maintained by the property owner and is included as "Barrier Inspection and Maintenance Log". The log will include recommendations for necessary repair of any areas where underlying soils are exposed and where infiltration from the surface will not be effectively minimized. Once repairs are completed, they will be documented in the inspection log. A copy of the inspection log will be kept at the address of the property owner and available for submittal or inspection by WDNR representatives upon their request.

Maintenance Activities

If problems are noted during the annual inspections or at any other time during the year, repairs will be scheduled as soon as practical. Repairs can include patching and filling or larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the direct contact exposure hazard and provide them with appropriate personal protection equipment ("PPE"). The owner must also sample any soil that is excavated from the site prior to disposal to ascertain if contamination remains. The soil must be treated, stored and disposed of by the owner in accordance with applicable local, state and federal law.

In the event the asphalt cover overlying the contaminated groundwater and soil on-site is removed or replaced, the replacement cover must be equally impervious. Any replacement cover will be subject to the same maintenance and inspection guidelines as outlined in this Cover Maintenance Plan unless indicated otherwise by the WDNR or its successor.

The property owner, in order to maintain the integrity of the asphalt cover, will maintain a copy of this Cover Maintenance Plan on-site and make it available to all interested parties (i.e. on-site employees, contractors, future property owners, etc.) for viewing.

Prohibition of Activities and Notification of WDNR Prior to Actions Affecting a Cover

The following activities are prohibited on any portion of the property where the asphalt cover is required as shown on the attached map, unless prior written approval has been obtained from the WDNR: 1) removal of the existing cover; 2) replacement with another cover; 3) excavating or grading of the land surface; 4) filling on capped or paved areas; 5) plowing for agricultural cultivation; or 6) construction or placement of a building or other structure.

Amendment or Withdrawal of Cover Maintenance Plan

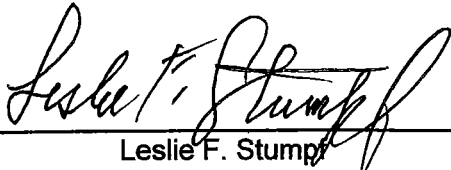
This Cover Maintenance Plan can be amended or withdrawn by the property owner and its successors with the written approval of WDNR.

Contact Information – December 2011

Site Owner:
Leslie F. Stumpf
Les Stumpf Ford
3030 W College Ave.
Appleton, WI 54914
Phone: (920) 731-5211

Consultant:
Dave Fries
OMNNI Associates
One Systems Drive
Appleton, WI 54911
(920) 735-6900

WDNR:
Jennifer Borski
Remediation &
Redevelopment Program
625 E. County Road Y,
STE 700
Oshkosh, WI 54901-9731
(920) 424-7887

Signature: 
Leslie F. Stumpf

Date: 12-30-11



January 6, 2012 – CORRECTED January 12, 2012

OFF-SOURCE
A
PROPERTY

JEFF MIDDLESTEAD
MIDDLESTEAD ENTERPRISES LLC
3215 W COLLEGE AVE
APPLETON WI 54914

SUBJECT: Continuing Obligations and Property Owner Requirements for 3215 W. College Ave.,
Town of Grand Chute, WI
Parcel Identification Number: 101114000
Final Case Closure for WDNR Activity Name: Malchow Property (former), 3223 W
College Ave., Town of Grand Chute, WI
WDNR BRRTS Activity #: 02-45-228649

Dear Mr. Middlestead:

The purpose of this letter is to notify you that certain continuing obligations apply to the property at 3215 West College Avenue in the Town of Grand Chute, Wisconsin, (referred to in this letter as the "Property") due to contamination remaining on the Property. The continuing obligations are part of the cleanup and case closure approved for the above referenced case, located at 3223 West College Avenue, Town of Grand Chute, Wisconsin. (The case is referenced by the location of the source property, i.e. the property where the original discharge occurred, prior to contamination migrating to the Property.) The continuing obligations that apply to the Property are stated as conditions in the attached closure approval letter, and are consistent with s. 292.12, Wis. Stats., and ch. NR 700, Wis. Adm. Code, rule series. They are meant to limit exposure to any remaining environmental contamination at the Property. These continuing obligations will also apply to future owners of the Property, until the conditions no longer exist at the Property.

It is common for properties with approved cleanups to have continuing obligations as part of cleanup/closure approvals. Information on continuing obligations on properties is shown on the Internet at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. How to find further information about the closure and residual contamination for this site can be located at <http://dnr.wi.gov/org/aw/rr/clean.htm>.

The Department reviewed and approved the case closure request regarding the chlorinated volatile organic compounds (CVOCs) in soil and groundwater at this site, based on the information submitted to the Department. As required by state law, you received notification about the requested closure from the person conducting the cleanup. No further investigation or cleanup is required at this time. However, the closure decision is conditioned on the long-term compliance with certain continuing obligations, as described below.

Continuing Obligations Applicable to Your Property

A number of continuing obligations are described in the attached case closure letter to Leslie Stumpf, dated January 6, 2012. However, only the following continuing obligations apply to your Property.

**Continuing Obligations and Property Owner Requirements for
3215 W. College Ave., Town of Grand Chute, WI
Parcel Identification Number: 101114000**
Final Case Closure for WDNr Activity Name: Malchow Property (Former),
3223 W. College Ave, Town of Grand Chute, WI
WDNR BRRTS Activity #: 02-45-228649



1. Groundwater contamination is present above ch. NR 140, Wis. Adm. Code enforcement standards.
2. Residual soil contamination exists that must be properly managed should it be excavated or removed.

GIS Registry – Well Construction Approval Needed

Because of the residual soil and groundwater contamination and the continuing obligations, this site, which includes your Property, will be listed on the Department's internet accessible GIS Registry, at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. If you intend to construct or reconstruct a well on the Property, you will need to get Department approval in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. To obtain approval, Form 3300-254 needs to be completed and submitted to the DNR Drinking and Groundwater program's regional water supply specialist. A well driller can help with this form. This form can be obtained on-line <http://dnr.wi.gov/org/water/dwg/3300254.pdf>. If at some time, all these continuing obligations are fulfilled, and the remaining contamination is either removed or meets applicable standards, you may request the removal of the Property from the GIS Registry.

Residual Soil Contamination

Unsaturated soil contamination remains at soil sample locations E3, E8, and E13 immediately adjacent to your western property boundary. If soil in the specific locations described above is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if contamination remains. If sampling confirms that contamination is present, the property owner at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and, as a result, special precautions may need to be taken to prevent a direct contact health threat to humans.

Property Owner Responsibilities

The owner (you and any subsequent property owner) of this Property is responsible for compliance with these continuing obligations, pursuant to s. 292.12, Wis. Stats. You are strongly encouraged to pass on the information about these continuing obligations to anyone who purchases this property from you (i.e. pass on this letter). For residential property transactions, you are required to make disclosures under Wis. Stats. s. 709.02. You may have additional obligations to notify buyers of the condition of the property and the continuing obligations set out in this letter and the closure letter.

Please be aware that failure to comply with the continuing obligations may result in enforcement action by the Department. The Department intends to conduct inspections in the future to ensure that the conditions included in this letter are met.

You and any subsequent Property owners are responsible for notifying the Department, and obtaining approval, before making any changes to the property that would affect the obligations applied to the Property. Send all written notifications in accordance with the above requirements to the Oshkosh DNR

Continuing Obligations and Property Owner Requirements for
3215 W. College Ave., Town of Grand Chute, WI
Parcel Identification Number: 101114000
Final Case Closure for WDNR Activity Name: Malchow Property (Former),
3223 W. College Ave, Town of Grand Chute, WI
WDNR BRRTS Activity #: 02-45-228649

OFF-SOURCE
A
PROPERTY

office at 625 East County Road Y, STE. 700, Oshkosh, Wisconsin, 54901-9731 and to the attention of Jennifer Borski.

The following DNR fact sheet, RR-819, "Continuing Obligations for Environmental Protection" has been included with this letter, to help explain a property owner's responsibility for continuing obligations on their property. If the fact sheet is lost, you may obtain a copy at <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR819.pdf>.

Under s. 292.13, Wis. Stats., owners of properties affected by contamination from another property are generally exempt from investigating or cleaning up a hazardous substance discharge that has migrated onto a property from another property, through the soil, groundwater or sediment pathway. However, the exemption under s. 292.13, Wis. Stats., does not exempt the property owner from the responsibility to maintain a continuing obligation placed on the property in accordance with s. 292.12, Wis. Stats. To maintain this exemption, that statute requires the current property owner and any subsequent property owners, to meet the conditions in the statute, including:

- Granting reasonable access to DNR or responsible party, or their contractors;
- Avoiding interference with response actions taken; and
- Avoiding actions that make the contamination worse (e.g., demolishing a structure and causing or worsening the discharges to the environment).

The Department appreciates your efforts. If you have any questions regarding this closure decision or anything outlined in this letter, please Jennifer Borski in Oshkosh at (920) 424-7887 or by electronic mail at jennifer.borski@wisconsin.gov.

Sincerely,



Bruce G. Urben, Acting Team Supervisor
NER Remediation & Redevelopment Program

Attachments:

- January 6, 2012 Final Case Closure with Continuing Obligations letter to Leslie Stumpf
- Figure 2, Site Detail Map, OMNNI, 4/7/03
- Figure 4, Remedial Excavation Soil Chemistry October 11, 2005, Alpha Terra, 10/25/05, modified by OMNNI
- Figure 7, Approximate Extent of Groundwater Contamination (10/22/08), OMNNI, 4/7/03, modified by OMNNI
- Cover Maintenance Plan – December 2011, Barrier Inspection and Maintenance Log
- RR 819

cc: Steve Krause, Krause & Metz

Electronic copy:

Corey Stumpf, Les Stumpf Ford
Dave Fries, OMNNI



January 6, 2012

LESLIE STUMPF
LES STUMPF FORD
3030 W COLLEGE AVE
APPLETON WI 54911

KEEP THIS DOCUMENT WITH YOUR PROPERTY RECORDS

SUBJECT: Final Case Closure with Continuing Obligations
WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI
WDNR BRRTS Activity #: 02-45-228649

Dear Mr. Stumpf:

The Department of Natural Resources (DNR) considers the "Malchow Property (former)" case closed, with continuing obligations. No further investigation or remediation is required at this time. However, you and future property owners must comply with the continuing obligations as explained in the conditions of closure in this letter. Please read over this letter closely to ensure that you comply with all conditions and other on-going requirements. Provide this letter and any attached maintenance plan to anyone who purchases this property from you.

This final closure decision is based on the correspondence and data provided, and is issued under ch. NR 726, Wisconsin Administrative Code. The Northeast Region (NER) Closure Committee reviewed the request for closure on December 5, 2011. The Closure Committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On December 7, 2011, the DNR requested a Cover Maintenance Plan be signed and submitted to the DNR. The requested information was received on January 4, 2012.

A former dry cleaner operated at this site, leaving residual soil and groundwater contaminated with chlorinated volatile organic compounds (CVOCs). Source area soils were excavated in October 2005, followed by long-term monitoring for natural attenuation. At present, the site is paved and utilized as a used car sales lot with no structures present. The conditions of closure and continuing obligations required were based on the property being used for commercial purposes.

Continuing Obligations

The continuing obligations for this site are summarized below. Further details on actions required are found in the section Closure Conditions.

1. Groundwater contamination is present above ch. NR 140, Wis. Adm. Code enforcement standards.
2. Residual soil contamination exists that must be properly managed should it be excavated or removed.

January 6, 2012

Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

3. One or more monitoring wells were not located and must be properly filled and sealed if found.

4. The pavement cover must be maintained over contaminated soil and the DNR must approve any changes to this barrier.

5. Remaining soil contamination could result in vapor intrusion if future construction activities occur. If new building construction is planned, vapor control technologies will be required for occupied buildings, unless the property owner assesses the potential for vapor intrusion, and the DNR agrees that conditions are protective of the new use.

GIS Registry

This site will be listed on the Remediation and Redevelopment Program's internet accessible Geographic Information System (GIS) Registry, to provide notice of residual contamination and of any continuing obligations. DNR approval prior to well construction or reconstruction is required for all sites shown on the GIS Registry, in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. To obtain approval, complete and submit Form 3300-254 to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line at <http://dnr.wi.gov/org/water/dwg/3300254.pdf> or at the web address listed below for the GIS Registry.

All site information is also on file at the NER Oshkosh DNR office, at 625 East County Road Y, Oshkosh, Wisconsin. This letter and information that was submitted with your closure request application, including the Cover Maintenance Plan, will be included on the GIS Registry in a PDF attachment. To review the site on the GIS Registry web page, visit the RR Sites Map page at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

Prohibited Activities

Certain activities are prohibited at closed sites because maintenance of a barrier is intended to prevent contact with any remaining contamination. When a barrier is required, the condition of closure requires notification be submitted to the DNR before making a change in order to determine if further action is needed to maintain the protectiveness of the remedy employed. The following activities are prohibited on any portion of the property where the asphalt cover is required, as shown on the **attached map**, unless prior written approval has been obtained from the DNR:

- removal of the existing barrier;
- replacement with another barrier;
- excavating or grading of the land surface;
- filling on covered or paved areas;
- plowing for agricultural cultivation;
- construction or placement of a building or other structure;
- changing the use or occupancy of the property to a residential exposure setting, which may include certain uses, such as single or multiple family residences, a school, day care, senior center, hospital, or similar residential exposure settings.

Closure Conditions

Compliance with the requirements of this letter is a responsibility to which you and any subsequent property owners must adhere. DNR staff will conduct periodic prearranged

January 6, 2012

Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

inspections to ensure that the conditions included in this letter and the attached maintenance plans are met. If these requirements are not followed, the DNR may take enforcement action under s. 292.11, Wisconsin Statutes to ensure compliance with the specified requirements, limitations or other conditions related to the property.

Residual Groundwater Contamination (ch. NR 140, Wis. Adm. Code)

Groundwater contamination greater than enforcement standards is present on this contaminated property and off this contaminated property, as shown on the **attached map**. Affected property owners were notified of the presence of groundwater contamination. If you intend to construct a new well, or reconstruct an existing well, you'll need prior DNR approval.

Residual Soil Contamination

(ch. NR 718, Wis. Adm. Code or ch. 289, Wis. Stats.; chs. 500 to 536, Wis. Adm. Code)

Unsaturated soil contamination remains at soil sample locations E1, E3, E4, E7, E8, E9, E12, E13 and SB4-2 as indicated on the **attached map**. If soil in the specific locations described above is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if contamination remains. If sampling confirms that contamination is present, the property owner at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and, as a result, special precautions may need to be taken to prevent a direct contact health threat to humans.

Monitoring Well that could not be Properly Filled and Sealed (ch. NR 141, Wis. Adm. Code)

Monitoring well, SMW11 located on the north side of the frontage road shown on the **attached map**, could not be properly filled and sealed because it was missing due to being paved over, covered or removed during road work activities. Your consultant made a reasonable effort to locate the well and to determine whether it was properly filled and sealed, but was unsuccessful. You may be held liable for any problems associated with the monitoring wells if they create a conduit for contaminants to enter groundwater. If the groundwater monitoring well is found, the then current owner of the property on which the well is located is required to notify the DNR, to properly fill and seal the well and to submit the required documentation to the DNR.

Cover or Barrier (s. 292.12 (2) (a), Wis. Stats.)

The pavement cover that exists on the source property in the location shown on the **attached map** shall be maintained in compliance with the **attached Cover Maintenance Plan** in order to minimize the infiltration of water and prevent additional groundwater contamination that would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code.

A cover or barrier for industrial land uses, or certain types of commercial land uses may not be protective if use of the property were to change such that a residential exposure would apply. This may include, but is not limited to single or multiple family residences, a school, day care, senior center, hospital or similar settings. Before using the property for such purposes, you must notify the DNR to determine if additional response actions are warranted.

January 6, 2012

Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

A request may be made to modify or replace a cover or barrier. The replacement or modified cover or barrier must be protective of the revised use of the property, and must be approved in writing by the DNR prior to implementation.

The **attached Cover Maintenance Plan and inspection log** are to be kept up-to-date and on-site. Submit the inspection log to the DNR only upon request.

Vapor Mitigation or Evaluation (s. 292.12 (2) (c), Wis. Stats)

Vapor intrusion is the movement of vapors coming from volatile chemicals in the soil or groundwater, into buildings where people may breathe air contaminated by the vapors. Vapor mitigation systems are used to interrupt the pathway, thereby reducing or preventing vapors from moving into the building.

CVOCs remain in soil and groundwater, at the source property, as shown on the **attached map**, at levels that may be of concern for vapor intrusion in the future, depending on construction and occupancy of a building. At present, there are no structures present at the source property. Therefore, before a building is constructed, the property owner must notify the DNR. Vapor control technologies are required for construction of occupied buildings unless the property owner assesses the vapor pathway and DNR concurs that conditions at the property are protective of the new use.

In addition, depending on site-specific conditions, construction over contaminated materials may result in vapor migration of contaminants into enclosed structures or migration along newly placed underground utility lines. The potential for vapor inhalation and means of mitigation should be evaluated when planning any future redevelopment, and measures should be taken to ensure the continued protection of public health, safety, welfare and the environment at the site.

Dewatering Permits

The DNR's Watershed Management Program regulates point source discharges of contaminated water, including discharges to surface waters, storm sewers, pits or to the ground surface. This includes discharges from construction related dewatering activities, including utility and building construction.

Based on the concentrations of contaminants remaining in groundwater at this location, it appears likely that dewatering activities would require a permit from the Watershed Management Program. If you or any other person plan to conduct such activities, you or that person must contact that program, and if necessary, apply for the necessary discharge permit. Additional information regarding discharge permits is available at

<http://www.dnr.state.wi.us/org/water/wm/ww/>

The following DNR fact sheet, "Continuing Obligations for Environmental Protection", RR-819, was included with this letter, to help explain a property owner's responsibility for continuing obligations on their property. If the fact sheet is lost, you may obtain a copy at <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR819.pdf>.

January 6, 2012

Final Case Closure with Continuing Obligations

WDNR Activity Name: Malchow Property (former), 3223 W. College Ave., Appleton, WI

WDNR BRRTS Activity #: 02-45-228649

Please send written notifications in accordance with the above requirements to the Oshkosh DNR office at 625 East County Road Y, STE. 700, Oshkosh, Wisconsin, 54901-9731 and to the attention of Jennifer Borski.

Please be aware that the case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment.

The DNR appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Jennifer Borski in Oshkosh at (920) 424-7887 or by electronic mail at jennifer.borski@wisconsin.gov.

Sincerely,



Bruce G. Urben, Acting Team Supervisor
NER Remediation & Redevelopment Program

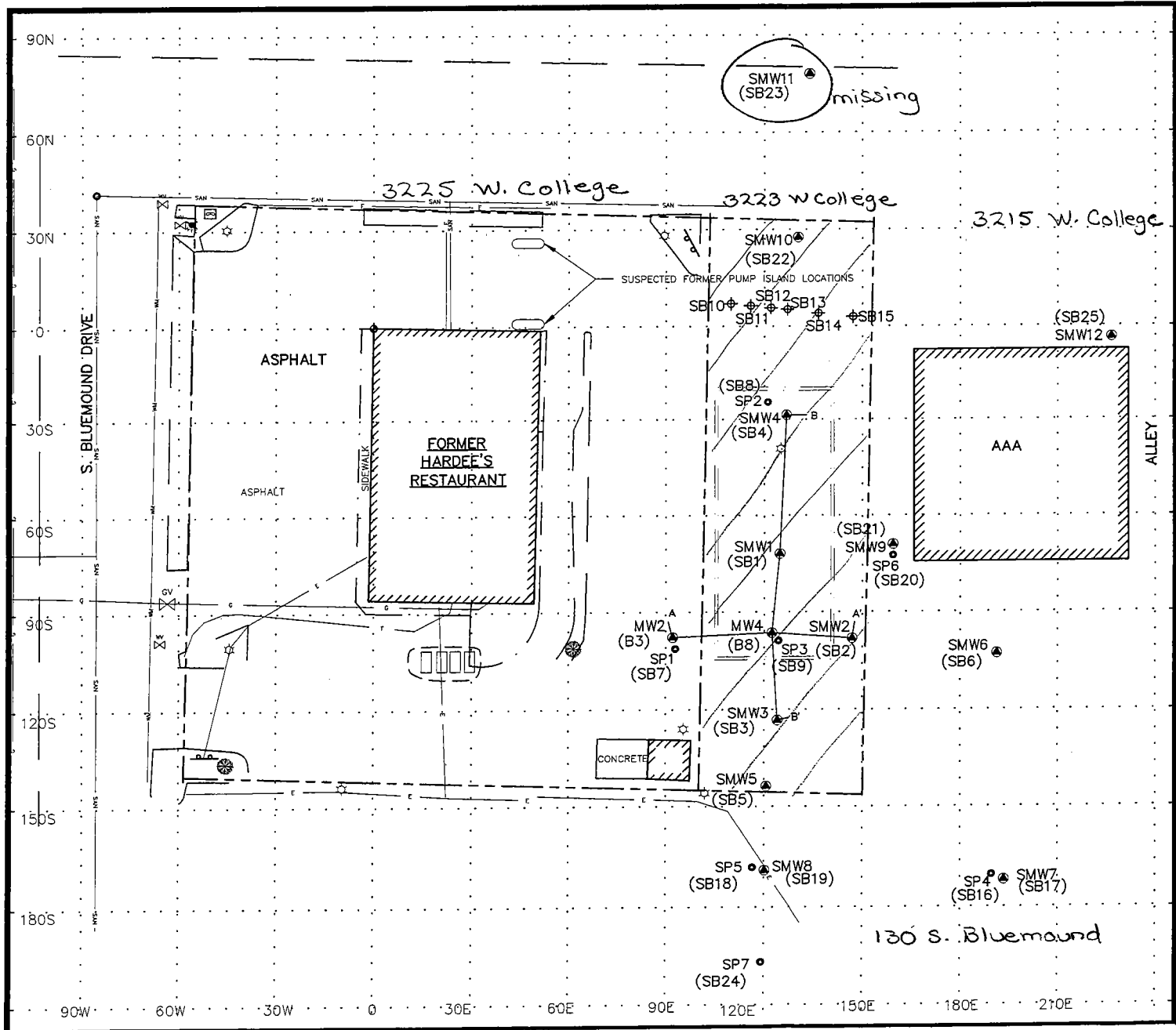
Attachments:

- Figure 2, Site Detail Map, OMNNI, 4/7/03
- Figure 4, Remedial Excavation Soil Chemistry October 11, 2005, Alpha Terra, 10/25/05, modified by OMNNI
- Figure 7, Approximate Extent of Groundwater Contamination (10/22/08), OMNNI, 4/7/03, modified by OMNNI
- Cover Maintenance Plan – December 2011, Barrier Inspection and Maintenance Log
- RR 819

cc: Steve Krause, Krause & Metz
Jeff Middlestead, 3215 W College Ave, Appleton, WI 54914

Electronic copy:

Corey Stumpf, Les Stumpf Ford
Dave Fries, OMNNI



LEGEND: 0' 6' 15' 30'
SCALE: 1" = 30'

LOCAL GRID NORTH
N

B — B' Cross Section

MW4 ● Well Location and I.D. No.
 SP4 ● Piezometer Location and I.D. No.
 SB1 ◆ Soil Boring Location and I.D. No.

— — — Former Building Foundation
 □ Suspected Former Tank Location
 — — — 6,000 Gallon Gasoline USTs
 — — — Property Line
 - - - Approximate Limit of Excavation
 — — — Edge of Asphalt
 - - - Edge of Concrete Pavement

▨ Building Face
 ● Hydrant
 ⊗ Water Valve
 ⊗ Gas Valve
 — Gas Line
 — Watermain
 — Telephone Cable
 □ Telephone Booth
 ☆ Light Post
 — SAN — Sanitary Line with Manhole
 — Electrical Line
 ◆ Reference Point
 30N- - - Grid Line (30' interval)

▨ required cap maintenance area

**FIGURE 2
SITE DETAIL MAP**

**VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN**

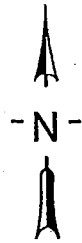
OMNI ASSOCIATES
 ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD SCALE:	1"=30'
REVIEWED BY:	DATE:	4/7/03

SMW4



Approximate Extent of Remaining Soil Contamination



Concrete foundation (1 feet bgs)

Concrete Foundation (5 feet bgs)

Concrete Foundation (3 feet bgs)

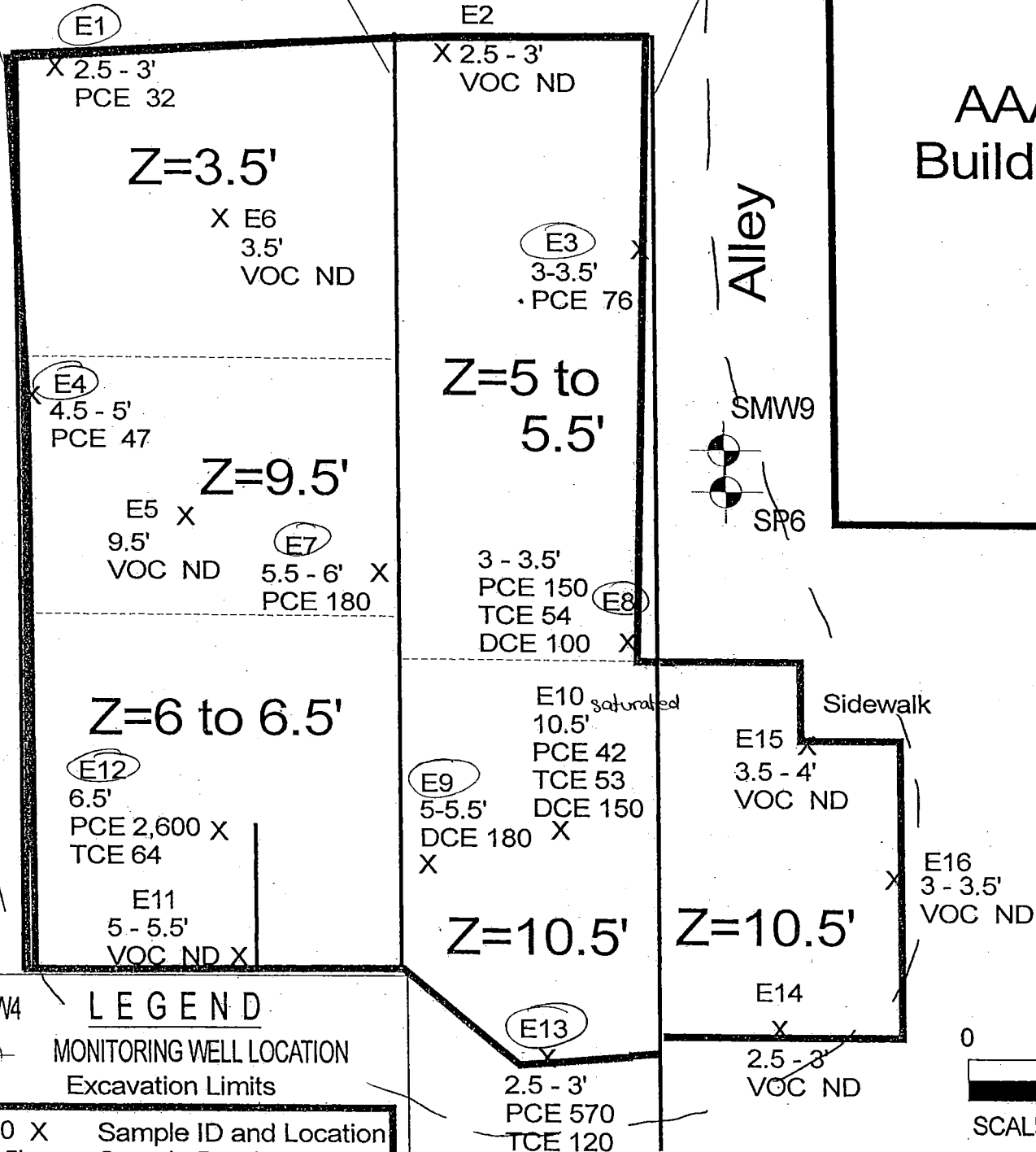
AAA Building

Alley

SMW9

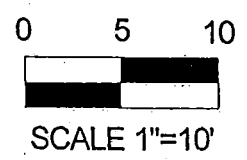
SP6

Sidewalk

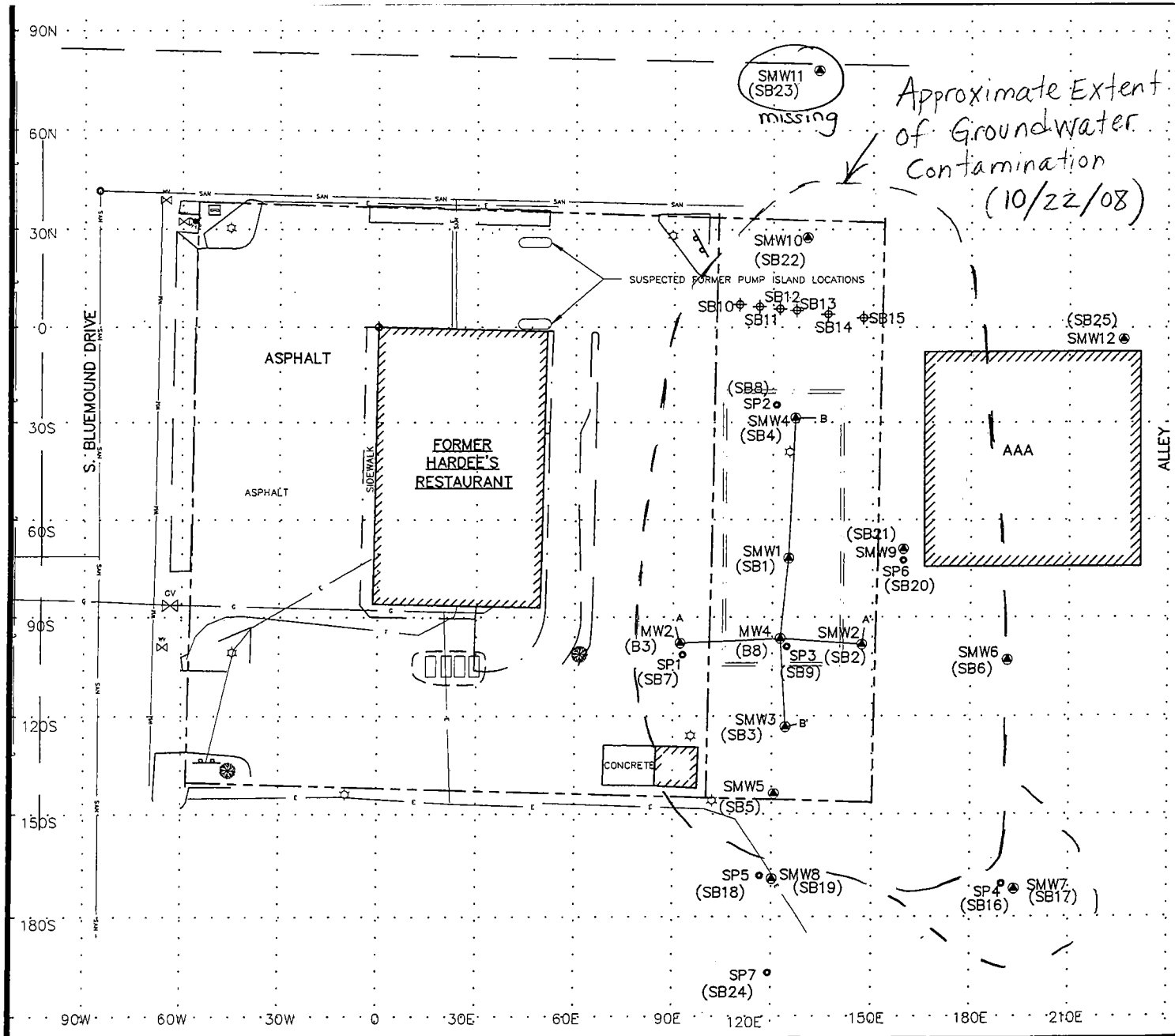


LEGEND

- MONITORING WELL LOCATION
- Excavation Limits
- 10 X Sample ID and Location
- 0.5' Sample Depth
- PCE 42 Tetrachloroethene
- PCE 53 Trichloroethene
- PCE 150 cis-1,2-Dichloroethene
- Z=10.5' Excavation Depth
- All units in ug/kg
- Only Detected Compounds Are Shown



TITLE: REMEDIAL EXCAVATION SOIL CHEMISTRY OCTOBER 11, 2005		 ALPHA TERRA SCIENCE
SITE: Malchow Property - Appleton, WI		
DATE: 10/25/05	SCALE: 1"=10'	FILE: DRAWN BY: JPM FIGURE 4



LEGEND: 0' 5' 15' 30'
LOCAL GRID NORTH
 SCALE: 1" = 30'

- Cross Section
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ⊕ Soil Boring Location and I.D. No.
- Former Building Foundation
- Suspected Former Tank Location
- 6,000 Gallon Gasoline USTs
- Property Line
- Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- Building Face
- Hydrant
- Water Valve
- Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- Telephone Booth
- Light Post
- Sanitary Line with Manhole
- Electrical Line
- Reference Point
- 30N- - - Grid Line (30' Interval)

FIGURE 7
 Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES
 ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO. N1556A99
PROJECT ENGINEER:	CAD FILE NO. N1556A2
DRAWN BY: DLD	SCALE: 1"=30'
REVIEWED BY:	DATE: 4/7/03

COVER MAINTENANCE PLAN

December 2011

Property Located at: 3223 W. College Ave., Town of Grand Chute, Outagamie Co, WI
WDNR BRRTS/Activity # 02-45-228649

Legal description: SW ¼, SW ¼, Section 28, T21N, R17E

Parcel identification number: 101113701

Acres: 0.21

Introduction

This document is the Cover Maintenance Plan for an asphalt cover at the above-referenced property in accordance with the requirements of s. NR 724.13(2), Wisconsin Administrative Code. The maintenance activities relate to the existing asphalt cover occupying the area over the contaminated groundwater plume and soil on-site.

More site-specific information about this property may be found in:

1. The case file in the Wisconsin Department of Natural Resources ("WDNR") Oshkosh office.
2. BRRTS on the Web (WDNR's internet based data base of contaminated sites):
<http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>
3. GIS Registry PDF file for further information on the nature and extent of contamination:
<http://dnrmaps.wisconsin.gov/imf/imf.jsp?site=brts2>; and

Description of Contamination

Unsaturated soil contaminated by past dry cleaning operations is located on-site at soil samples, SB4-2, E1, E3, E4, E7, E8, E12 and E13. Groundwater contaminated by chlorinated solvents is located at the water table at MW-2 (3225 W. College Ave.), SMW3, SMW4, SMW5 and SMW10 (3223 W. College Ave.) and SMW-9 (3215 W. College Ave.) and to a depth of 30 feet at SP4 (130 S. Bluemound Dr.). The extent of the soil and groundwater contamination is shown on the attached maps: Figure 4 by Alpha Terra and Figure 7 by OMNI.

Description of the Cover to be Maintained

The cover consists of an asphalt parking lot and encompasses the extent of the source property at 3223 W. College Ave.

Cover Purpose

The asphalt cover over the contaminated soil and groundwater serve as an infiltration barrier to minimize future soil-to-groundwater contamination migration that would violate the groundwater standards in ch. NR 140, Wisconsin Administrative Code. Based on the current and future use of the property, the asphalt cover should function as intended unless disturbed.

Annual Inspection

The asphalt cover overlying the contaminated soil and groundwater on-site and as depicted in Figure 7 will be inspected once a year, normally in the spring after all snow and ice is gone, for deterioration, cracks and other potential problems that can cause additional infiltration into underlying soils. The inspections will be performed by the property owner or their designated representative. The inspections will be performed to evaluate damage due to settling, exposure to the weather, wear from traffic, increasing age and other factors. Any area where soils have become or are likely to become exposed and where infiltration from the surface will not be effectively minimized will be documented. A log of the inspections and any repairs will be

maintained by the property owner and is included as "Barrier Inspection and Maintenance Log". The log will include recommendations for necessary repair of any areas where underlying soils are exposed and where infiltration from the surface will not be effectively minimized. Once repairs are completed, they will be documented in the inspection log. A copy of the inspection log will be kept at the address of the property owner and available for submittal or inspection by WDNR representatives upon their request.

Maintenance Activities

If problems are noted during the annual inspections or at any other time during the year, repairs will be scheduled as soon as practical. Repairs can include patching and filling or larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the direct contact exposure hazard and provide them with appropriate personal protection equipment ("PPE"). The owner must also sample any soil that is excavated from the site prior to disposal to ascertain if contamination remains. The soil must be treated, stored and disposed of by the owner in accordance with applicable local, state and federal law.

In the event the asphalt cover overlying the contaminated groundwater and soil on-site is removed or replaced, the replacement cover must be equally impervious. Any replacement cover will be subject to the same maintenance and inspection guidelines as outlined in this Cover Maintenance Plan unless indicated otherwise by the WDNR or its successor.

The property owner, in order to maintain the integrity of the asphalt cover, will maintain a copy of this Cover Maintenance Plan on-site and make it available to all interested parties (i.e. on-site employees, contractors, future property owners, etc.) for viewing.

Prohibition of Activities and Notification of WDNR Prior to Actions Affecting a Cover

The following activities are prohibited on any portion of the property where the asphalt cover is required as shown on the attached map, unless prior written approval has been obtained from the WDNR: 1) removal of the existing cover; 2) replacement with another cover; 3) excavating or grading of the land surface; 4) filling on capped or paved areas; 5) plowing for agricultural cultivation; or 6) construction or placement of a building or other structure.

Amendment or Withdrawal of Cover Maintenance Plan

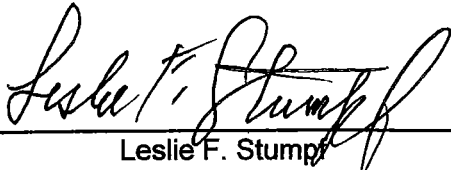
This Cover Maintenance Plan can be amended or withdrawn by the property owner and its successors with the written approval of WDNR.

Contact Information – December 2011

Site Owner:
Leslie F. Stumpf
Les Stumpf Ford
3030 W College Ave.
Appleton, WI 54914
Phone: (920) 731-5211

Consultant:
Dave Fries
OMNNI Associates
One Systems Drive
Appleton, WI 54911
(920) 735-6900

WDNR:
Jennifer Borski
Remediation &
Redevelopment Program
625 E. County Road Y,
STE 700
Oshkosh, WI 54901-9731
(920) 424-7887

Signature: 
Leslie F. Stumpf

Date: 12-30-11

TRUSTEE'S DEED


This Deed, made between Steve Malchow, as Trustee of the Robert R. Malchow Revocable Trust dated February 8, 2005 ("Grantor", whether one or more), and Leslie F. Stumpf ("Grantee", whether one or more).

Grantor conveys to Grantee, without warranty, the following described real estate, together with the rents, profits, fixtures and other appurtenant interests, in Outagamie County, State of Wisconsin ("Property"):

The East 50 feet of the following parcel:

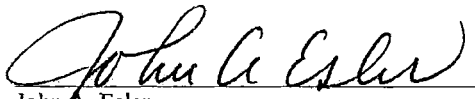
A parcel of land in the Southwest 1/4 of the Southwest 1/4 of Section Twenty-eight (28), Township Twenty-one (21) North, Range Seventeen (17) East, Town of Grand Chute, Outagamie County, Wisconsin, more fully described as follows: Commencing at the Southwest corner of said Section 28; thence North, along the West line of Section 28, 819.5 feet more or less to the point of beginning; thence continuing North, along the West line of Section 28, 208.7 feet to a point in the South right of way line of West College Avenue extended; thence East, along the South right of way line of West College Avenue extended, 241.7 feet to a point; thence South parallel with the West line of Section 28, 208.7 feet to a point; thence West parallel with the South right of way line of West College Avenue extended, 241.7 feet to the point of beginning. Less the West 33 feet and the North 30 feet use for highway purposes.

Dated July 1, 2011.


_____, (Seal)
Steve Malchow, Trustee

AUTHENTICATION

Signature of Steve Malchow authenticated on July 1, 2011.

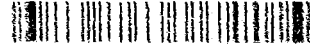


John A. Esler
Title: Member State Bar of Wisconsin

This instrument was drafted by
Attorney John A. Esler
McCarty Law LLP
2401 East Enterprise Avenue
Appleton WI 54913-7887

1914902

Recorded
July 06, 2011 2:29 PM
OUTAGAMIE COUNTY
JANICE FLENZ
REGISTER OF DEEDS
Fee Amount: \$30.00
Transfer Fee: \$130.80
Total Pages: 1



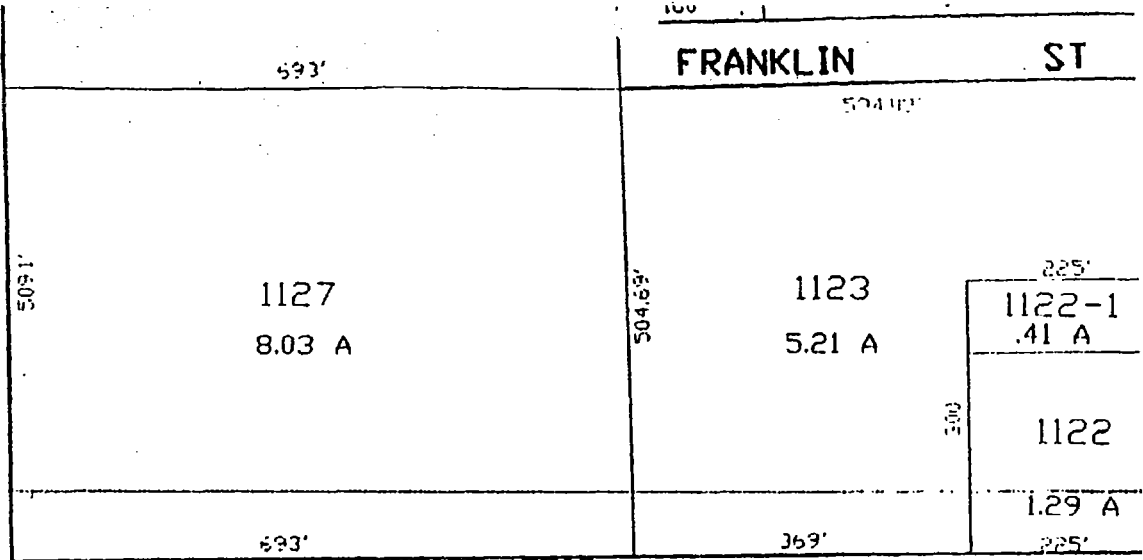
①

Return to:

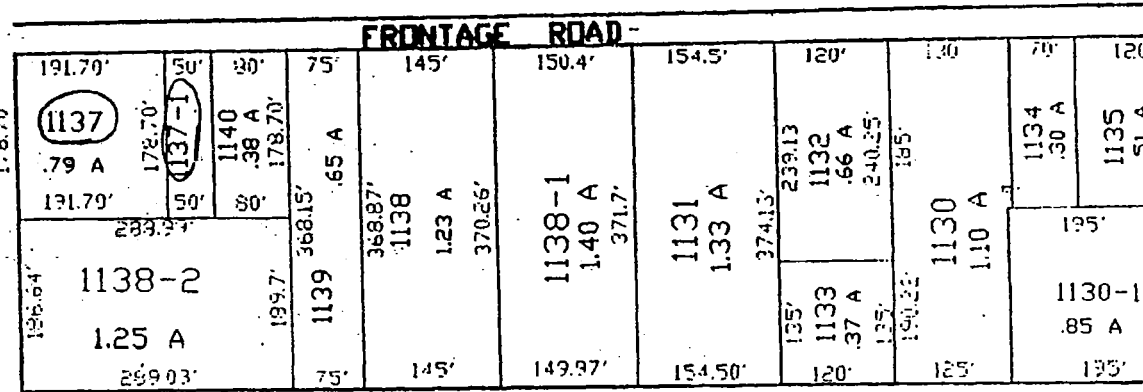
Attorney John A. Esler
McCarty Law LLP
2401 East Enterprise Avenue
Appleton WI 54913-7887

Tax Parcel No.: 101 113701

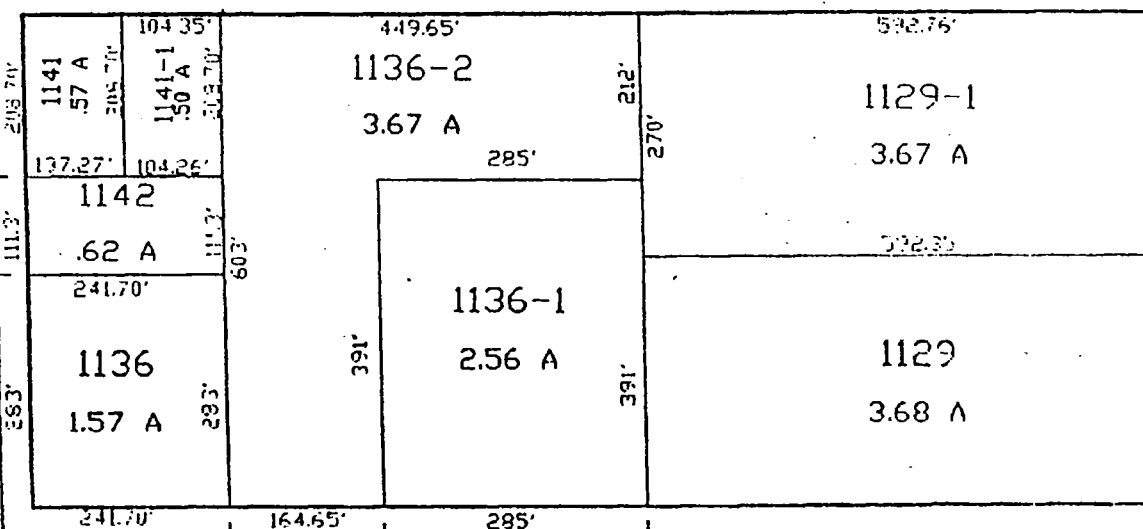
This is not homestead property.



COLLEGE AVENUE



W. LAWRENCE



SPENCER

BLUEMOUND

I ♥ my
Les STUMPF Ford

"Home Of The 7 Year 100,000 Mile Warranty"
Sales, Parts, Service, Body Repair, Rentals

9/16/2011

Mr. Dave Fries
Omni Associates
One System Drive
Appleton, WI 54914

RECEIVED

SEP 19 2011

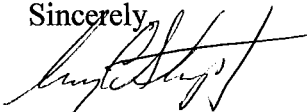
OMNI ASSOCIATES

RE: Closure Request

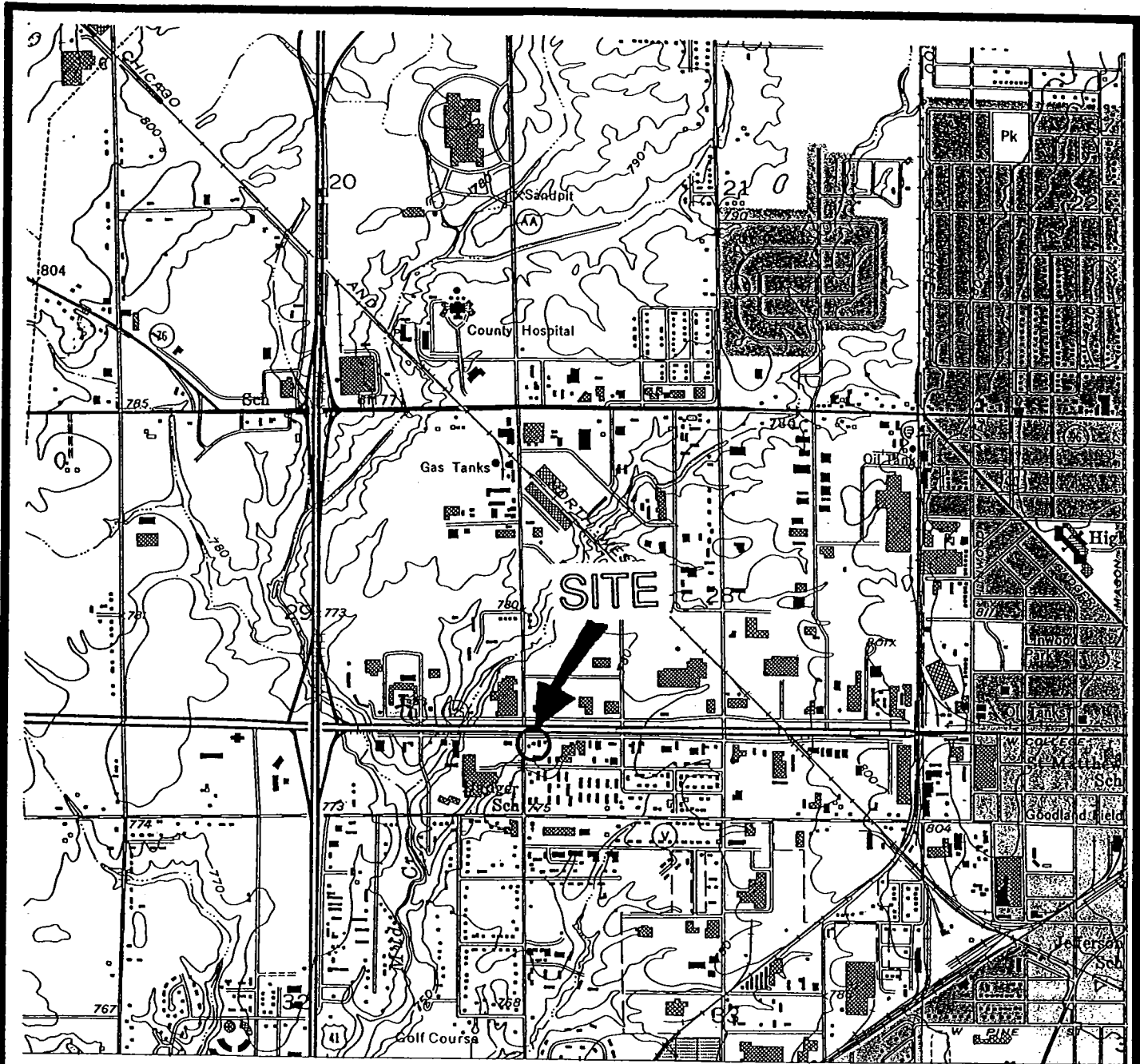
Dear Mr Fries:

To the best of my knowledge the legal descriptions attached to the statement are complete and accurate.

Sincerely,



Corey C. Stumpf
President



SOURCE: USGS 7.5 MINUTE TOPOGRAPHIC MAP, APPLETON, WISCONSIN QUADRANGLE, 1984.

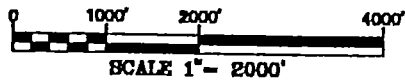


FIGURE 1
SITE LOCATION MAP

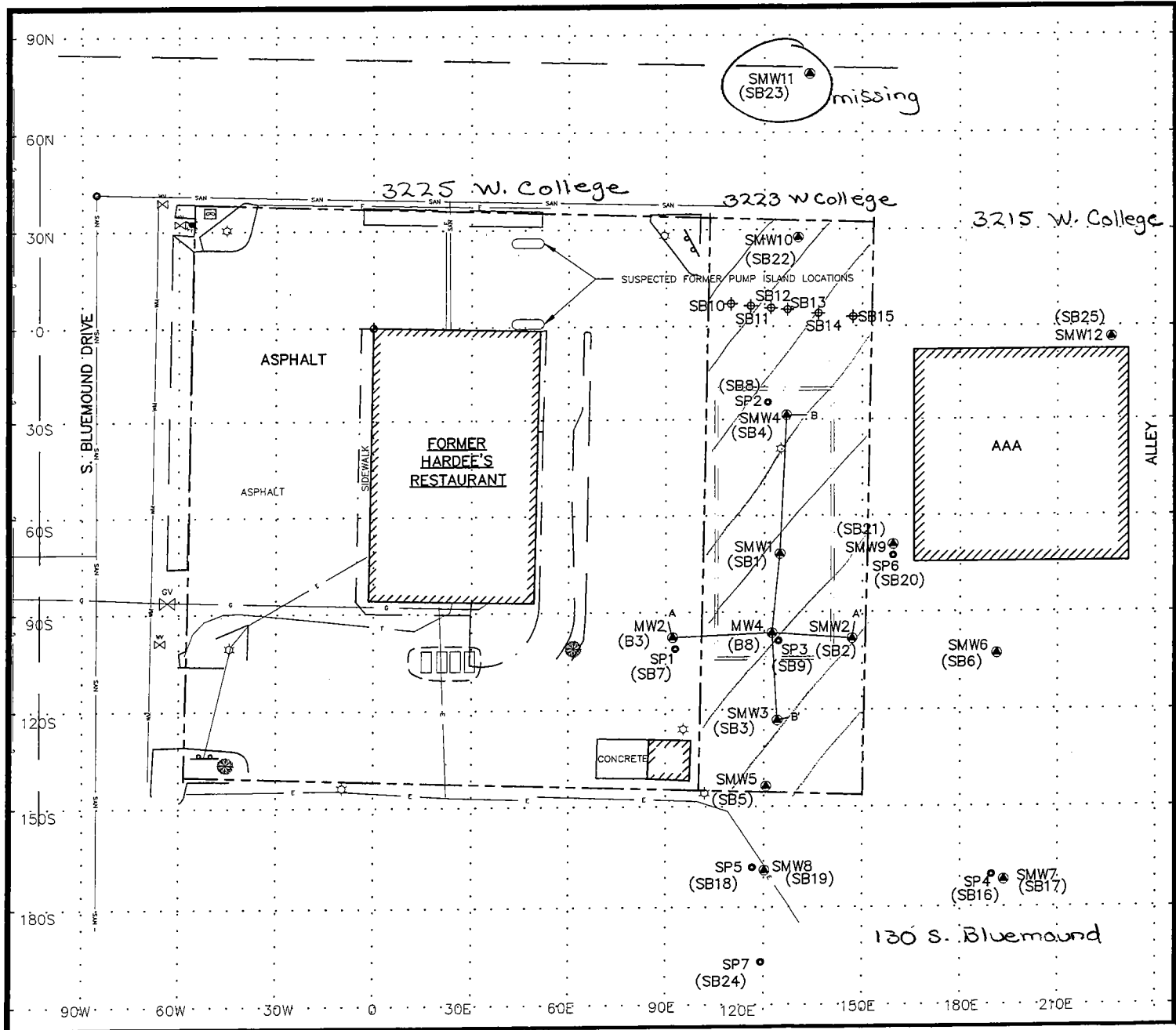
VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI
ASSOCIATES

ONE SYSTEMS DRIVE
APPLETON, WI 54914

PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1558A1
DRAWN BY:	DLD SCALE:	
REVIEWED BY:	DATE:	8/28/00



LEGEND:

0' 6' 15' 30' LOCAL GRID NORTH
SCALE: 1" = 30'

B B' Cross Section

MW4 ● Well Location and I.D. No.
SP4 ● Piezometer Location and I.D. No.
SB1 ◆ Soil Boring Location and I.D. No.

▭ Former Building Foundation
▭ Suspected Former Tank Location
▭ 6,000 Gallon Gasoline USTs
▭ Property Line
- - - Approximate Limit of Excavation
- - - Edge of Asphalt
- - - Edge of Concrete Pavement

▨ Building Face
● Hydrant

⊗ Water Valve
⊗ Gas Valve
- - - Gas Line
- - - Watermain
- - - Telephone Cable
☐ Telephone Booth
★ Light Post
○ Sanitary Line with Manhole
- - - Electrical Line
◆ Reference Point
- - - Grid Line (30' interval)

required cap maintenance area

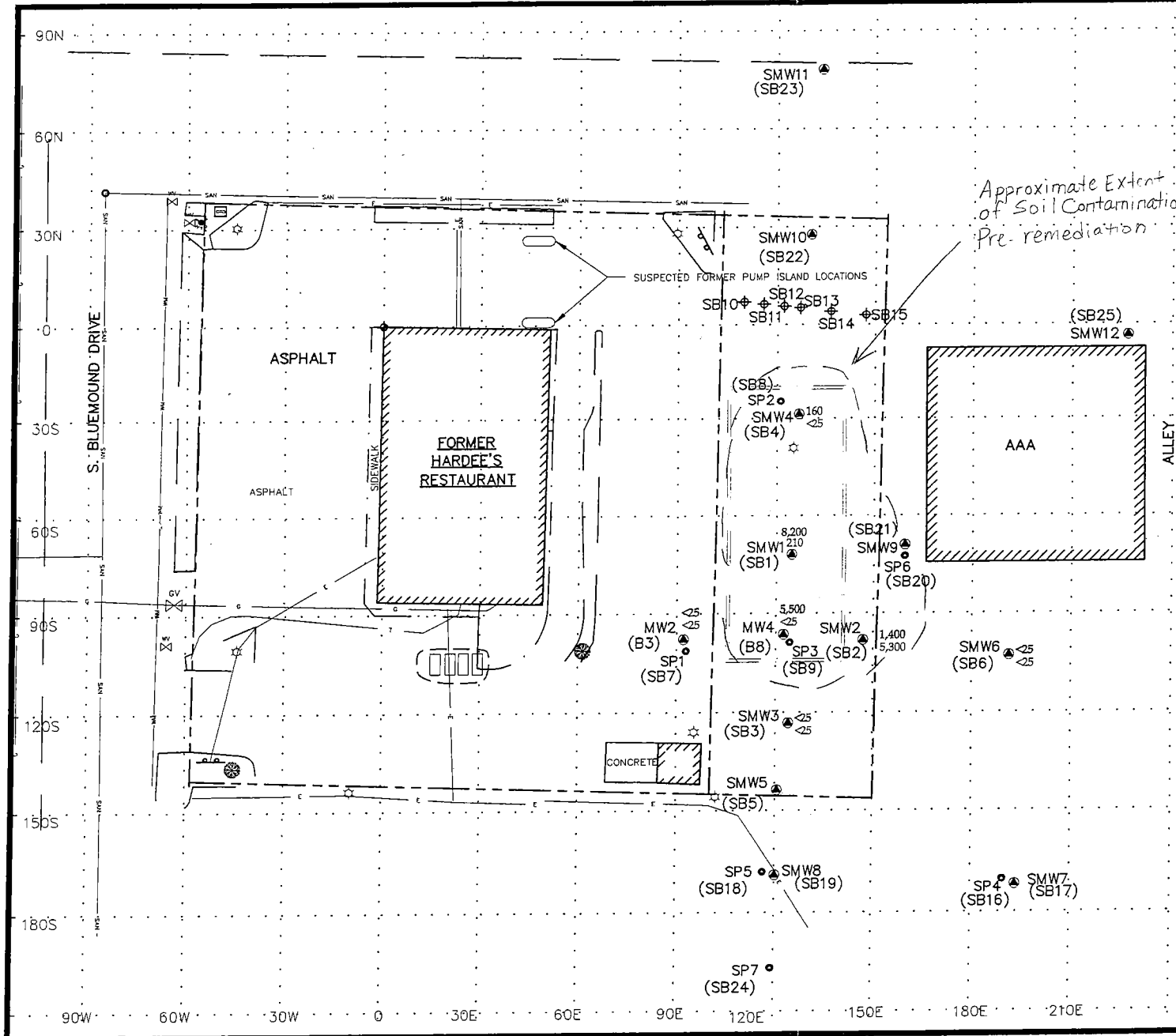
FIGURE 2
SITE DETAIL MAP

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
APPLETON, WI 54914
PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03



LEGEND: 0' 6' 15' 30' LOCAL GRID NORTH
SCALE: 1" = 30'

- 8200 Tetrachloroethene Concentration in Soil (ppb)
- 210 Trichloroethene Concentration in Soil (ppb)
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ◆ Soil Boring Location and I.D. No.
- ▭ Former Building Foundation
- ▭ Suspected Former Tank Location
- ▭ 6,000 Gallon Gasoline USTs
- Property Line
- - - Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- ▨ Building Face
- ⊙ Hydrant
- ⊗ Water Valve
- ⊗ Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- ⊠ Telephone Booth
- ☆ Light Post
- SAN — Sanitary Line with Manhole
- Electrical Line
- ◆ Reference Point
- 30N - - - Grid Line (30' Interval)

FIGURE 3
TETRACHLOROETHENE AND TRICHLOROETHENE CONCENTRATIONS IN THE SOIL

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

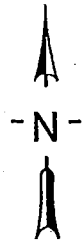
ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAO FILE NO:	N1556A2
DRAWN BY:	DLD SCALE:	1" = 30'
REVIEWED BY:	DATE:	4/7/03

SMW4



Approximate Extent of Remaining Soil Contamination



Concrete foundation (1 feet bgs)

Concrete Foundation (5 feet bgs)

Concrete Foundation (3 feet bgs)

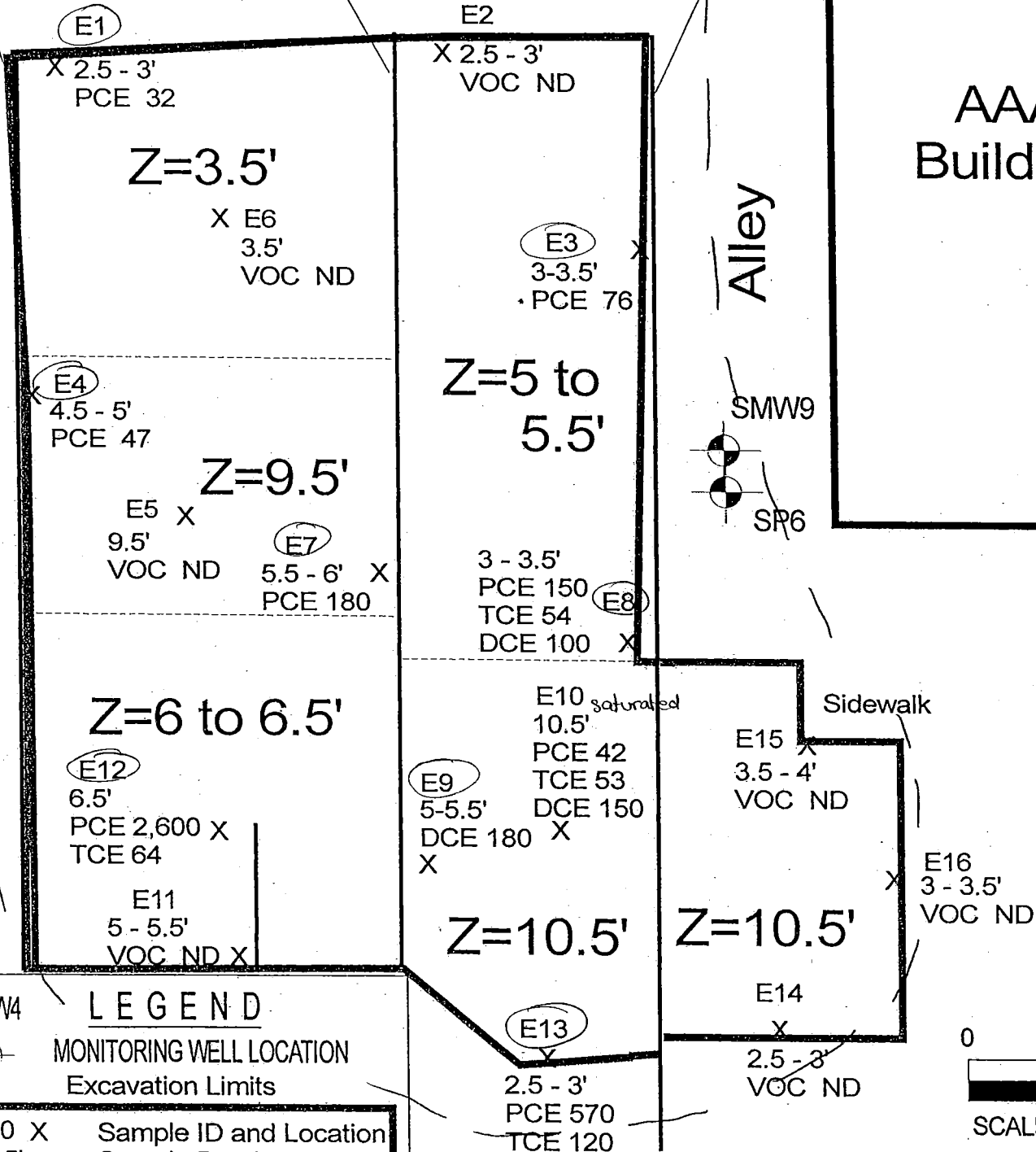
AAA Building

Alley

SMW9

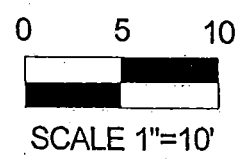
SP6

Sidewalk

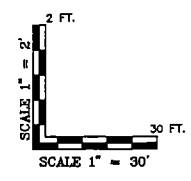
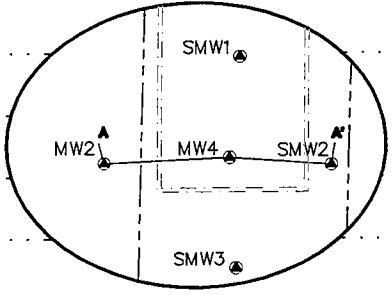
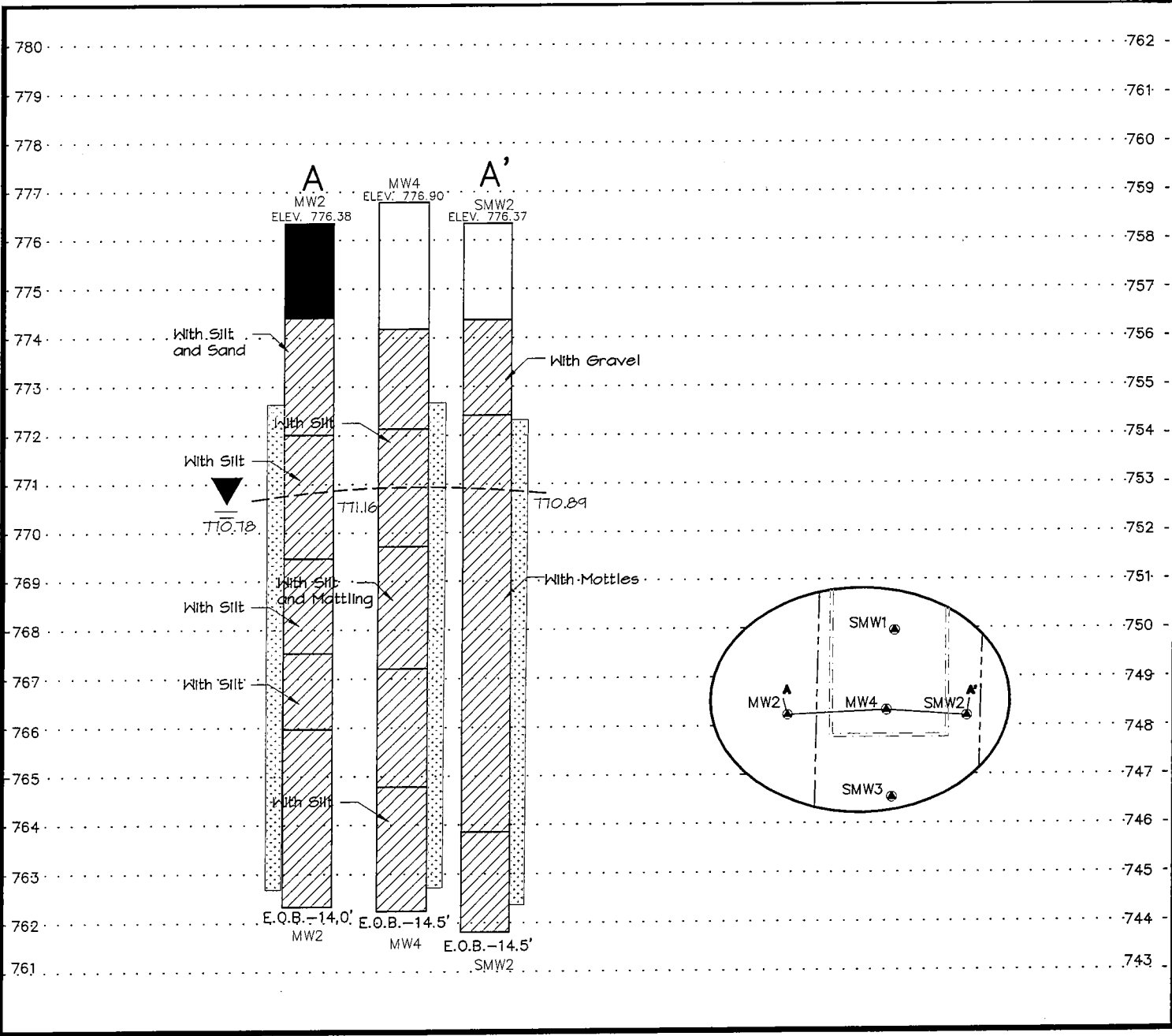


LEGEND

- SMW4 MONITORING WELL LOCATION
- Excavation Limits
- 10 X Sample ID and Location
- 0.5' Sample Depth
- PCE 42 Tetrachloroethene
- PCE 53 Trichloroethene
- PCE 150 cis-1,2-Dichloroethene
- Z=10.5' Excavation Depth
- All units in ug/kg
- Only Detected Compounds Are Shown



TITLE: REMEDIAL EXCAVATION SOIL CHEMISTRY OCTOBER 11, 2005		 ALPHA TERRA SCIENCE	
SITE: Malchow Property - Appleton, WI			
DATE: 10/25/05		DRAWN BY: JPM FIGURE 4	



- LEGEND:**
- Asphalt
 - Clay
 - Screened interval
 - Water Table (9/13/00)
 - Groundwater Line
 - 770.89 Groundwater Elevation (1/31/03)

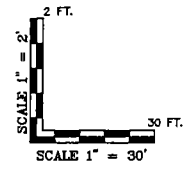
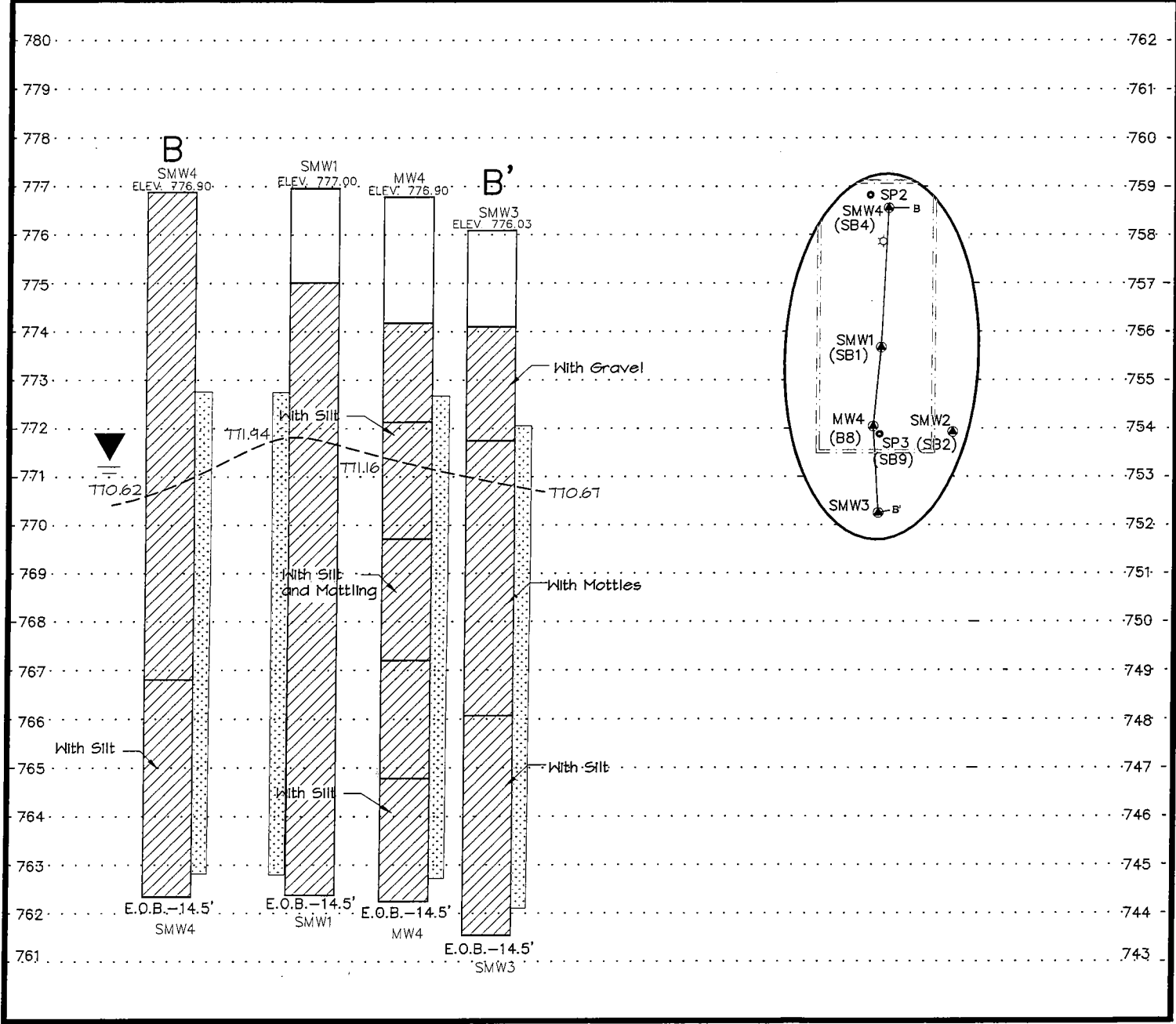
FIGURE 5
 DIAGRAMMATIC CROSS-SECTION
 OF STRATIGRAPHY FROM A TO A'

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
 APPLETON, WI 54914
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 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A3
DRAWN BY:	SCALE:	
REVIEWED BY:	DATE:	4/7/03



LEGEND:

- Clay
- Screened Interval
- Water Table (1/31/03)
- Groundwater Line
- T10.67 Groundwater Elevation (1/31/03)

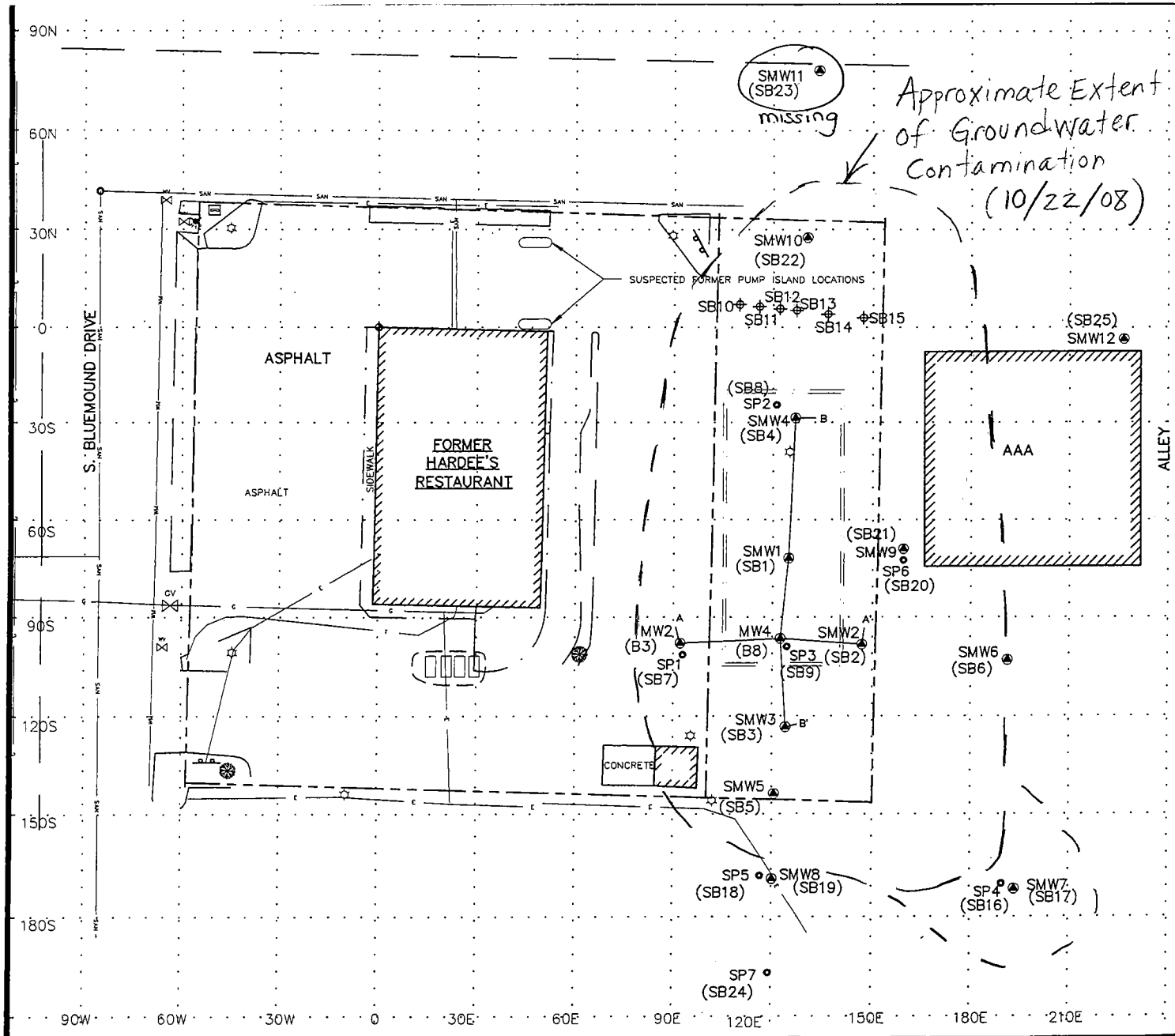
FIGURE 6
DIAGRAMMATIC CROSS-SECTION
OF STRATIGRAPHY FROM B TO B'

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO.:	N1556A99
PROJECT ENGINEER:	CAD FILE NO.:	N1556A4
DRAWN BY:	SCALE:	
REVIEWED BY: DLD	DATE:	4/7/03



LEGEND: 0' 5' 15' 30'
SCALE: 1" = 30' LOCAL GRID NORTH N

- Cross Section
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ⊕ Soil Boring Location and I.D. No.
- Former Building Foundation
- Suspected Former Tank Location
- 6,000 Gallon Gasoline USTs
- Property Line
- Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- Building Face
- Hydrant
- Water Valve
- Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- Telephone Booth
- Light Post
- Sanitary Line with Manhole
- Electrical Line
- Reference Point
- 30N- - - Grid Line (30' Interval)

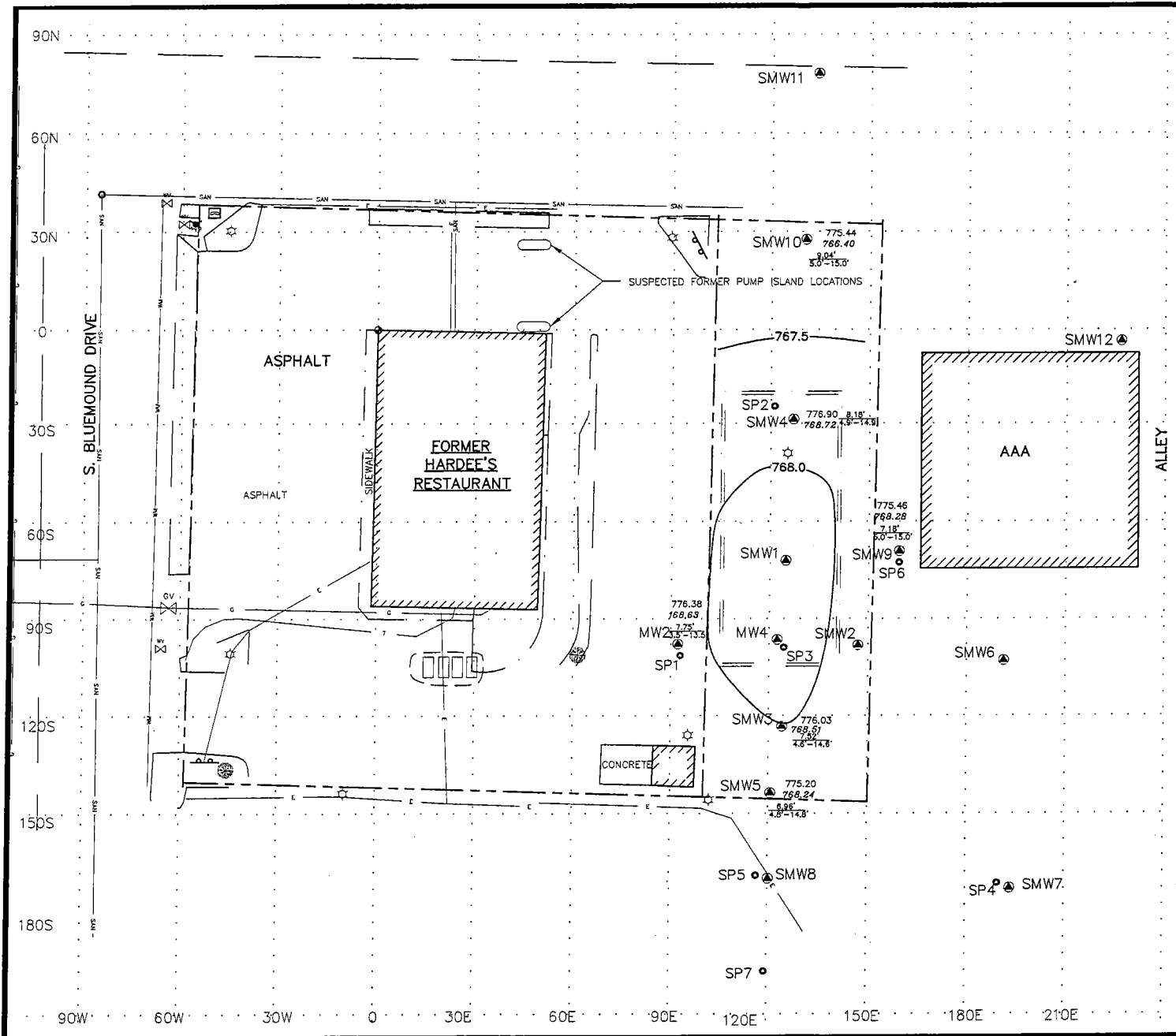
FIGURE 7
Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
APPLETON, WI 54914
PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO: N1556A99
PROJECT ENGINEER:	CAD FILE NO: N1556A2
DRAWN BY: DLD	SCALE: 1"=30'
REVIEWED BY:	DATE: 4/7/03



- LEGEND:**
- 0' 6' 15' 30' LOCAL GRID NORTH
SCALE: 1" = 30'
- SMW2 \triangle 776.01 Surface Elevation at Well
 - 768.63 Groundwater Elevation at Well
 - $\frac{4.75'}{4.8'-14.8'}$ Depth to Water from Surface Screened Interval (ft.)
 - 767.5 — Groundwater Contour Line
 - MW4 \triangle Well Location and I.D. No.
 - SP4 \circ Piezometer Location and I.D. No.
 - ▬▬▬ Former Building Foundation
 - ▨ Suspected Former Tank Location
 - ▭ 6,000 Gallon Gasoline USTs
 - - - Property Line
 - - - - - Approximate Limit of Excavation
 - Edge of Asphalt
 - · - · - Edge of Concrete Pavement
 - ▨▨▨ Building Face
 - ⊙ Hydrant
 - ⊗ WV Water Valve
 - ⊗ GV Gas Valve
 - Gas Line
 - Watermain
 - Telephone Cable
 - ☑ Telephone Booth
 - ☆ Light Post
 - SAN Sanitary Line with Manhole
 - Electrical Line
 - ◆ Reference Point
 - 30N · Grid Line (30' Interval)

FIGURE 8
GROUNDWATER ELEVATION
CONTOUR MAP (10/22/2008)

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
APPLETON, WI 54914
PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	DLF	PROJECT NO.:	N155602
PROJECT ENGINEER:	BDW	CAD FILE NO.:	N1556A2
DRAWN BY:	DLD	SCALE:	1"=30'
REVIEWED BY:	DLF	DATE:	11/24/2008

TABLE 2
SUMMARY OF LABORATORY ANALYSIS
SOIL BORING SAMPLES

MARCH 30, 1998, JULY 8, 1998, APRIL 20, 1999, AND SEPTEMBER 7, 2000, SAMPLING EVENTS

PARAMETER	NR 720 RCL	WI RCL (DC)**	WI RCL (GW)***	B3-3	B8-1	SB1-1	SB2-1	SB3-2	SB4-2	SB6-2
SAMPLE DEPTH				7.0 - 9.0	2.5 - 4.5	2.5 - 4.5	2.5 - 4.5	5.0 - 7.0	5.0-7.0	5.0 - 7.0
DETECTED VOCs (µg/kg)										
TERT-BUTYLBENZENE	-	-	-	<25	<25	460	<25	<25	<25	<25
N-BUTYLBENZENE	-	-	-	<25	<25	1200	27	<25	<25	<25
CIS-1,2-DICHLOROETHENE	-	156,000	80	<25	<25	<25	8600	<25	<25	<25
TRANS-1,2-DICHLOROETHENE	-	320,000	140	<25	<25	<25	170	<25	<25	<25
P-ISOPROPYLTOLUENE	-	-	-	<25	<25	280	<25	<25	<25	<25
NAPHTHALENE	-	310,000	8,400	<25	52	300	52	<25	<25	<25
N-PROPYLBENZENE	-	-	-	<25	<25	320	<25	<25	<25	<25
TETRACHLOROETHENE	-	1,200	6	<25	5500	8200	1400	<25	160	<25
TOLUENE	1,500	3,200,000	2,400	<25	<25	<25	50	<25	<25	<25
TRICHLOROETHENE	-	5,800	6	<25	<25	210	5300	<25	<25	<25
1,2,4-TRIMETHYLBENZENE	-	-	-	<25	<25	350	<25	<25	<25	<25
1,3,5-TRIMETHYLBENZENE	-	-	-	<25	<25	340	<25	<25	<25	<25
VINYL CHLORIDE	-	30	1	<25	<25	<25	240	<25	<25	<25
XYLENES	4,100	960,000,000	12,000	<75	<75	<75	35	<75	<75	<75

220 = Concentration detected above the WI RCL (GW)

B4-8 = Sample was collected from below the water table.

** = The WI residual contaminant level is based on the EPA generic soil screening level (GSSL) for Ingestion (ppb) and is calculated using the target cancer risk for Wisconsin as listed in NR 720. For carcinogens, Wisconsin uses a standard that is 10% of the federal standard. For non-carcinogens, the standard is 20% of the federal level.

*** = The WI residual contaminant level is based on the EPA generic soil screening level (GSSL) for 20 DAF (ppb) and is calculated using the target cancer risk for Wisconsin as listed in NR 720. For carcinogens, Wisconsin uses a standard that is 10% of the federal standard. For non-carcinogens, the standard is 20% of the federal level.

TABLE 3
SOIL ANALYTICAL RESULTS - VOC PARAMETERS
MALCHOW PROPERTY, APPLETON, WI

Sample ID	Date	Depth (feet)	Location	PID (su)	cis-1,2-Dichloro ethene (ug/kg)	Tetrachloro ethene (ug/kg)	Trichloro ethene (ug/kg)
E1	10/11/05	2.5-3'	Northwest Wall	0.0	<25	32	<25
E2	10/11/05	2.5-3'	North Wall	0.0	<25	<25	<25
E3	10/11/05	3-3.5'	East Wall	0.0	<25	76	<25
E4	10/11/05	4.5-5'	West Wall	0.0	<25	47	<25
E5	10/11/05	9.5'	Center Floor	0.0	<25	<25	<25
E6	10/11/05	3.5'	North Floor	0.0	<25	<25	<25
E7	10/11/05	5.5-6'	Center Wall	0.0	<25	180	<25
E8	10/11/05	3-3.5'	East Wall	0.0	100	150	54
E9	10/11/05	5-5.5'	Center Wall South	0.0	180	<25	<25
E10	10/11/05	10.5'	South Floor	NA	150	42	53
E11	10/11/05	5-5.5'	South Wall	0.0	<25	<25	<25
E12	10/11/05	6.5'	South Floor	0.0	<25	2,600	64
E13	10/11/05	2.5-3'	South Wall	0.0	<25	570	120
E14	10/11/05	2.5-3'	South Wall	0.0	<25	<25	<25
E15	10/11/05	3.5-4'	East Wall	0.0	<25	<25	<25
E16	10/11/05	3-3.5'	East Wall	0.0	<25	<25	<25

Notes: *NA = Not Analyzed for Parameter*
 ug/kg = parts per billion equivalent

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	MW2																		
			4/21/99	9/24/99	1/6/00	9/13/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	1/4/06	4/12/06	9/20/07	5/6/08	10/22/08
SAMPLE DATE																					
DETECTED VOCs			DUP																		
CIS-1,2-DICHLOROETHENE	70	7	NA	24	17	7.9	NS	1.4	6.5	14	10	10	NS	1.8	12	9.0	9.0	7.2	5.1	<0.44	14.9
TRANS-1,2-DICHLOROETHENE	100	20	NA	0.53"J"	<0.38	<0.43	NS	<0.25	<0.25	0.26"J"	<0.59	<0.59	NS	<0.89	<0.89	<0.89	<0.89	<0.89	<0.95	<0.61	<0.61
TETRACHLOROETHENE	5.0	0.5	NA	<0.35	<0.35	<0.34	NS	<0.22	<0.22	<0.22	<0.49	<0.49	NS	<0.45	<0.45	<0.45	<0.45	<0.45	<0.52	<0.5	2.09
TRICHLOROETHENE	5.0	0.5	NA	2.1	<0.48	<0.46	NS	<0.24	0.45"J"	0.68"J"	<0.73	0.76"J"	NS	<0.48	5.7	3.8	3.5	2.8	4.9	<0.47	9.0
VINYL CHLORIDE	0.2	0.02	NA	0.24"J"	<0.15	<0.87	NS	<0.25	<0.25	0.26"J"	<0.12	<0.12	NS	<0.18	<0.18	<0.18	<0.18	<0.18	<0.2	<0.2	0.45"J"
O-XYLENE	620	124	NA	<0.32	<0.32	<0.64	NS	<0.26	<0.26	<0.26	<0.45	<0.45	NS	<0.83	<0.83	<0.83	<0.83	<0.83	<0.32	<0.67	<0.67

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

NOTE: MW2 AND MW4 were sampled previous to 4/21/99 as part of a separate investigation on the adjacent property. Results are not listed in this table.

MW2 was dry on 3/15/01 and on 1/31/03

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	MW4														
			4/21/99	9/24/99	1/6/00	9/13/00	12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/22/08
SAMPLE DATE			4/21/99	9/24/99	1/6/00	9/13/00	12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/22/08
DETECTED VOCs																	
CIS-1,2-DICHLOROETHENE	70	7	NA	9.5	7.9"J"	5.2	5.9"J"	8.1	10	6.0	11	14	25	18	18	24	NS
TRANS-1,2-DICHLOROETHENE	100	20	NA	<0.38	<3.8	<0.43	<4.3	<2.2	<1.3	<1.3	<1.3	<3	<3	<0.80	<0.89	<0.89	NS
TETRACHLOROETHENE	5.0	0.5	NA	260	100	200	110	80	93	100	120	110	100	92	180	150	NS
TRICHLOROETHENE	5.0	0.5	NA	15	5.1	13	<4.6	4.9"J"	8.8	7.6	10	11"J"	13	12	17	18	NS
VINYL CHLORIDE	0.2	0.02	NA	<0.15	<1.5	<0.87	<2	<1	<1.3	<1.3	<1.3	<0.6	<0.6	<0.11	<0.18	<0.18	NS
O-XYLENE	620	124	NA	<0.32	<3.2	<0.64	<6.4	<3.2	<1.3	<1.3	<1.3	<2.3	<2.3	<0.73	<0.83	<0.83	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

NOTE: MW2 AND MW4 were sampled previous to 4/21/99 as part of a separate investigation on the adjacent property. Results are not listed in this table.

MW2 was dry on 3/15/01

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW1															
			4/21/99	9/24/99	1/6/00	9/13/00	12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/22/08	
SAMPLE DATE																		
DETECTED VOCs																		
CIS-1,2-DICHLOROETHENE	70	7	33	32	68	14	88	72	29	14	75	140	29	47	46	60	NS	
TRANS-1,2,-DICHLOROETHENE	100	20	1.1"J"	1.2"J"	<3.8	<4.3	<4.3	<2.2	<1.3	<1.3	<2.5	<3	<5.9	1.5	<2.2	1.4	NS	
TETRACHLOROETHENE	5.0	0.5	410	340	180	330	170	120	290	310	150	77	280	180	270	270	NS	
TRICHLOROETHENE	5.0	0.5	34	41	78	29	39	69	35	34	69	110	34	68	58	60	NS	
VINYL CHLORIDE	0.2	0.02	7.6	2.6	<1.5	<8.7	<2	10	<1.3	<1.3	<2.5	74	<1.2	<0.11	7.8	11	NS	
O-XYLENE	620	124	<0.32	<0.32	<3.2	<6.4	<6.4	<3.2	<1.3	<1.3	<2.6	<2.3	<4.5	<0.73	<2.1	<0.83	NS	

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

NOTE: MW2 AND MW4 were sampled previous to 4/21/99 as part of a separate investigation on the adjacent property. Results are not listed in this table.

MALCHOW PROPERTY

TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW2														
			4/21/99	9/24/99	1/6/00	9/13/00	12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/22/08
SAMPLE DATE																	
DETECTED VOCs																	
CIS-1,2-DICHLOROETHENE	70	7	810	910	720	540	510	510	580	760	700	530	520	NS	690	410	NS
TRANS-1,2,-DICHLOROETHENE	100	20	<19	<19	<19	<4.3	<4.3	<4.3	<2.5	6.9"J"	<5	<12	<12	NS	9.2	4.9	NS
TETRACHLOROETHENE	5.0	0.5	35"J"	<18	39"J"	10"J"	5.1"J"	5.2"J"	6.2"J"	7.1	13"J"	<10	<10	NS	<4.5	12	NS
TRICHLOROETHENE	5.0	0.5	73"J"	54"J"	57"J"	29	24	16	28	68	66	24"J"	<15	NS	12	39	NS
VINYL CHLORIDE	0.2	0.02	660	580	210	340	170	160	250	490	370	280	260	NS	180	150	NS
O-XYLENE	620	124	<16	<16	17"J"	<6.4	<6.4	<6.4	<2.6	<2.9	<5.2	<9	<9	NS	<8.3	<3.3	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

NOTE: MW2 AND MW4 were sampled previous to 4/21/99 as part of a separate investigation on the adjacent property. Results are not listed in this table.

SMW2 was dry on 1/31/03

MALCHOW PROPERTY

TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW3																					
			4/21/99	9/24/99	1/6/00	9/13/00	12/15/00	3/15/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/6/05 *	1/5/06	1/5/06	4/12/06	4/12/06	9/20/07	5/6/08	10/22/08	
DETECTED VOCs			DUP																	DUP		DUP		
CIS-1,2-DICHLOROETHENE	70	7	1000	650	910	1000	1000	NS	1100	1600	1400	1500	NS	1500	1400	1400	1300	1200	1200	1200	1200	1400	940	880
TRANS-1,2-DICHLOROETHENE	100	20	20"J"	<19	9.1"J"	14	6.5"J"	NS	13"J"	18	20"J"	25"J"	NS	26	38	26	16	15	20	25	23.9	18.8"J"	38"J"	
TETRACHLOROETHENE	5.0	0.5	<18	<18	<7	<3.4	<3.4	NS	<4.4	<4.4	<10	<10	NS	<9.0	3.7	5.3	<4.5	<4.5	5.4	6.4	6.9	<10	<25	
TRICHLOROETHENE	5.0	0.5	130	63"J"	100	69	36	NS	29	220	240	250	NS	200	250	270	220	200	200	210	211	242	232	
VINYL CHLORIDE	0.2	0.02	50	14"J"	<3	51	26	NS	93	150	130	190	NS	180	160	180	130	130	140	140	158	101	90	
O-XYLENE	620	124	<16	<16	<6.4	<6.4	<6.4	NS	<5.2	<5.2	<9	<9	NS	<17	<4.1	<1.7	<8.3	<8.3	<8.3	<4.1	<0.32	<13.4	<33.5	

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

SMW 3 and SMW 5 were inaccessible on 3/15/01

SMW 3 was dry on 1/31/03

* = Duplicate sample had 2.2 ug/l of 1,1-Dichloroethene

MALCHOW PROPERTY

TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW4														
			12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	1/5/06	4/12/06	9/20/07	5/6/08	10/22/08
DETECTED VOCs																	
CIS-1,2-DICHLOROETHENE	70	7	<0.37	<0.37	<0.21	<0.21	<1.1	<0.53	<0.53	<0.81	1.2	<0.83	<0.83	<0.83	<0.68	<0.44	<0.44
TRANS-1,2-DICHLOROETHENE	100	20	<0.43	<0.43	<0.25	<0.25	<1.3	<0.59	<0.59	<0.80	<0.89	<0.89	<0.89	<0.89	<0.95	<0.61	<0.61
TETRACHLOROETHENE	5.0	0.5	69	29	51	87	38	44	56	29	42	61	44	46	57	45	62
TRICHLOROETHENE	5.0	0.5	<0.46	<0.46	<0.24	<0.24	<1.2	<0.73	<0.73	<0.39	0.5	<0.48	<0.48	<0.48	<0.44	<0.47	<0.47
VINYL CHLORIDE	0.2	0.02	<0.2	<0.2	<0.25	<0.25	<1.3	<0.12	<0.12	<0.11	<0.18	<0.18	<0.18	<0.18	0.29"J"	<0.2	<0.2
O-XYLENE	620	124	<0.64	<0.64	<0.26	<0.26	<0.26	<0.45	<0.45	<0.73	<0.83	<0.83	<0.83	<0.83	<0.32	<0.67	<0.67

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

SMW 3 and SMW5 were inaccessible on 3/15/01

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMWS															
			9/13/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	1/5/06	4/16/06	9/20/07	5/6/08	10/22/08	
SAMPLE DATE																		
DETECTED VOCs																		
CIS-1,2-DICHLOROETHENE	70	7	19	NS	8.8	8.9	7.9	10	8.4	NS	7.2	6.6	5.6	6.9	7.9	6.9	6.5	
TRANS-1,2-DICHLOROETHENE	100	20	1.7	NS	0.36"J"	0.78"J"	0.42"J"	0.61"J"	<0.59	NS	<0.89	<0.89	<0.89	<0.89	<0.95	0.74"J"	0.89"J"	
TETRACHLOROETHENE	5.0	0.5	<0.34	NS	<0.22	<0.22	<0.22	<0.49	<0.49	NS	<0.45	<0.45	<0.45	<0.45	<0.52	<0.5	<0.5	
TRICHLOROETHENE	5.0	0.5	<0.46	NS	<0.24	<0.24	<0.24	<0.73	<0.73	NS	<0.48	<0.48	<0.48	<0.48	<0.44	<0.47	<0.47	
VINYL CHLORIDE	0.2	0.02	1.9"J"	NS	2.4	6.7	5.4	2.8	3.1	NS	4.2	7.0	3.7	3.8	6.2	5.1	5.9	
O-XYLENE	620	124	<0.64	NS	<0.26	<0.26	<0.26	<0.45	<0.45	NS	<0.83	<0.83	<0.83	<0.83	<0.32	<0.67	<0.67	

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

SMWS was inaccessible on 3/15/01 and 1/31/03

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW6													SMW7												
			9/13/00	12/13/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	10/22/08	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	10/22/08				
DETECTED VOCs																												
CIS-1,2-DICHLOROETHENE	70	7	<0.37	<0.37	NS	<0.21	<0.21	<0.21	NS	<0.53	<0.81	<0.83	<0.83	<0.83	NS	<0.21	0.32"J"	NS	<0.53	<0.81	<0.83	<0.83	<0.83	NS				
TRANS-1,2,-DICHLOROETHENE	100	20	<0.43	<0.43	NS	<0.25	<0.25	<0.25	NS	<0.59	<0.80	<0.89	<0.89	<0.89	NS	<0.25	<0.25	NS	<0.59	<0.80	<0.89	<0.89	<0.89	NS				
TETRACHLOROETHENE	5.0	0.5	<0.34	<0.34	NS	<0.22	<0.22	<0.22	NS	<0.49	<0.63	<0.45	<0.45	<0.45	NS	<0.22	<0.22	NS	<0.49	<0.63	<0.45	<0.45	<0.45	NS				
TRICHLOROETHENE	5.0	0.5	<0.46	<0.46	NS	<0.24	<0.24	<0.24	NS	<0.73	<0.39	<0.48	<0.48	<0.48	NS	<0.24	<0.24	NS	<0.73	<0.39	<0.48	<0.48	<0.48	NS				
VINYL CHLORIDE	0.2	0.02	<0.87	<0.2	NS	<0.25	<0.25	<0.25	NS	<0.12	<0.11	<0.18	<0.18	<0.18	NS	<0.25	<0.25	NS	<0.12	<0.11	<0.18	<0.18	<0.18	NS				
O-XYLENE	620	124	<0.64	<0.64	NS	<0.26	<0.26	<0.26	NS	<0.45	<0.73	<0.83	<0.83	<0.83	NS	<0.26	<0.26	NS	<0.45	<0.73	<0.83	<0.83	<0.83	NS				

ES = enforcement standard
PAL = preventive action limit
6.0 = sample concentration detected above the preventive action limit
170 = sample concentration detected above the enforcement standard
"J" = Analyte detected between the method of detection and the method of quantification.
Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW8							SMW9									
			4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	10/22/08	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/6/05	1/5/06	4/12/06*	9/20/07	10/22/08
DETECTED VOCs										DUP									
CIS-1,2-DICHLOROETHENE	70	7	<0.53	<0.53	<0.81	<0.83	<0.83	<0.83	NS	2	0.67"J"	2.2	1.0	1.6	1.6	<0.83	6.9	6.6	NS
TRANS-1,2-DICHLOROETHENE	100	20	<0.59	<0.59	<0.80	<0.89	<0.89	<0.89	NS	<0.59	<0.59	<0.80	<0.89	<0.89	<0.89	<0.89	<0.89	<0.95	NS
TETRACHLOROETHENE	5.0	0.5	<0.49	<0.49	<0.63	<0.45	<0.45	<0.45	NS	50	72	41	55	39	35	13	35	25.7	NS
TRICHLOROETHENE	5.0	0.5	<0.73	<0.73	<0.39	<0.48	<0.48	<0.48	NS	5	4.4	6.4	4.3	3.3	3.2	0.62	5.9	6.2	NS
VINYL CHLORIDE	0.2	0.02	<0.12	<0.12	<0.11	<0.18	<0.18	<0.18	NS	<0.12	<0.12	<0.11	<0.18	<0.18	<0.18	<0.18	<0.18	1.05	NS
O-XYLENE	620	124	<0.45	<0.45	<0.73	<0.83	<0.83	<0.83	NS	<0.45	<0.45	<0.73	<0.83	<0.83	<0.83	<0.83	<0.83	<0.32	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

* = Chloromethane was detected between the limit of detection and the limit of quantitation.

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SMW10									SM11			SM12				
			4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	1/5/06	4/12/06*	9/20/07	10/22/08	1/31/03	5/8/03	10/22/08	1/31/03	5/8/03	10/5/05	1/4/06	10/22/08
DETECTED VOCs																			
CIS-1,2-DICHLOROETHENE	70	7	3.9 ^J	<5.3	2.8	4.1	5.7	2.8	3.9	9.2	NS	0.91	<0.83	NS	<0.81	<0.83	<0.83	<0.83	NS
TRANS-1,2-DICHLOROETHENE	100	20	<3	<5.9	<0.80	<2.2	1.1	<0.89	<0.89	2.2 ^J	NS	<0.80	<0.89	NS	<0.80	<0.89	<0.89	<0.89	NS
TETRACHLOROETHENE	5.0	0.5	170	140	69	280	180	130	110	137	NS	<0.63	<0.45	NS	<0.63	<0.45	<0.45	<0.45	NS
TRICHLOROETHENE	5.0	0.5	<3.7	<7.3	4.8	4.7	10	5.5	6.3	12.9	NS	<0.39	<0.48	NS	<0.39	<0.48	<0.48	<0.48	NS
VINYL CHLORIDE	0.2	0.02	<0.6	<1.2	<0.11	<0.45	<0.18	<0.18	<0.18	<0.2	NS	<0.11	<0.18	NS	<0.11	<0.18	<0.18	<0.18	NS
O-XYLENE	620	124	<2.3	<4.5	<0.73	<2.1	<0.83	<0.83	<0.83	<0.32	NS	<0.73	<0.83	NS	<0.73	<0.83	<0.83	<0.83	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

^J = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

* = Chloromethane was detected between the limit of detection and the limit of quantification.

MALCHOW PROPERTY

TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SP1													
SAMPLE DATE			12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	4/12/06	5/6/08	10/22/08
DETECTED VOCs																
CIS-1,2-DICHLOROETHENE	70	7	0.41"J"	<0.37	<0.21	<0.21	<0.21	NS	<0.53	<0.81	<0.83	<0.83	<0.83	<0.83	<0.44	NS
TRANS-1,2,-DICHLOROETHENE	100	20	<0.43	<0.43	<0.25	<0.25	<0.25	NS	<0.59	<0.80	<0.89	<0.89	<0.89	<0.89	<0.61	NS
TETRACHLOROETHENE	5.0	0.5	<0.34	<0.34	<0.22	<0.22	<0.22	NS	<0.49	<0.63	<0.45	<0.45	<0.45	<0.45	<0.5	NS
TRICHLOROETHENE	5.0	0.5	<0.46	<0.46	<0.24	<0.24	<0.24	NS	<0.73	<0.39	<0.48	<0.48	<0.48	<0.48	<0.47	NS
VINYL CHLORIDE	0.2	0.02	<0.2	<0.2	<0.25	<0.25	<0.25	NS	<0.12	<0.11	<0.18	<0.18	<0.18	<0.18	<0.2	NS
O-XYLENE	620	124	<0.64	<0.64	<0.26	<0.26	<0.26	NS	<0.45	<0.73	<0.83	<0.83	<0.83	<0.83	<0.67	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SP2													
SAMPLE DATE			12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	4/12/06	5/6/08	10/22/08
DETECTED VOCs																
CIS-1,2-DICHLOROETHENE	70	7	<0.37	<0.37	<0.21	<0.21	<0.21	NS	<0.53	<0.81	<0.83	<0.83	<0.83	<0.83	0.49"J"	NS
TRANS-1,2,-DICHLOROETHENE	100	20	<0.43	<0.43	<0.25	<0.25	<0.25	NS	<0.59	<0.80	<0.89	<0.89	<0.89	<0.89	<0.61	NS
TETRACHLOROETHENE	5.0	0.5	<0.34	<0.34	<0.22	<0.22	<0.22	NS	<0.49	<0.63	<0.45	<0.45	<0.45	<0.45	<0.5	NS
TRICHLOROETHENE	5.0	0.5	<0.46	<0.46	<0.24	<0.24	<0.24	NS	<0.73	<0.39	<0.48	<0.48	<0.48	<0.48	<0.47	NS
VINYL CHLORIDE	0.2	0.02	<0.2	<0.2	<0.25	<0.25	<0.25	NS	<0.12	<0.11	<0.18	<0.18	<0.18	<0.18	<0.2	NS
O-XYLENE	620	124	<0.64	<0.64	<0.26	<0.26	<0.26	NS	<0.45	<0.73	<0.83	<0.83	<0.83	<0.83	<0.67	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

MALCHOW PROPERTY

TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SP3											
			11/02/00	12/15/00	3/15/01	6/21/01	10/11/01	1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	10/22/08
SAMPLE DATE														
DETECTED VOCs														
CIS-1,2-DICHLOROETHENE	70	7	50	17	9.3	10	8.1	15	18	16	20	18	27	NS
TRANS-1,2-DICHLOROETHENE	100	20	0.87"J"	<0.43	<0.43	<0.25	<0.25	<0.25	<0.59	<0.59	<0.80	<0.89	<0.89	NS
TETRACHLOROETHENE	5.0	0.5	2.3	0.88	<0.34	<0.22	3	<0.22	<0.49	<0.49	<0.63	<0.45	<0.45	NS
TRICHLOROETHENE	5.0	0.5	<0.46	<0.46	<0.46	<0.24	<0.24	<0.24	<0.73	<0.73	<0.39	<0.48	<0.48	NS
VINYL CHLORIDE	0.2	0.02	<0.2	<0.2	<0.2	<0.25	0.52"J"	0.55"J"	<0.12	<0.12	1.0	0.73	1.8	NS
O-XYLENE	620	124	<0.64	<0.64	<0.64	<0.26	<0.26	<0.26	<0.45	<0.45	<0.73	<0.83	<0.83	NS

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

MALCHOW PROPERTY
 TABLE 1
 SUMMARY OF LABORATORY ANALYSIS
 GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SP4										
			1/8/02	4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	4/12/06	9/20/07	5/6/08	10/22/08
SAMPLE DATE													
DETECTED VOCs													
CIS-1,2-DICHLOROETHENE	70	7	1.7	NS	3.8	1.2	1.9	2.7	1.2	2.1"J"	1.64"J"	1.1"J"	0.80"J"
TRANS-1,2,-DICHLOROETHENE	100	20	<0.25	NS	<0.59	<0.80	<0.89	<0.89	<0.89	<0.89	<0.95	<0.61	<0.61
TETRACHLOROETHENE	5.0	0.5	<0.22	NS	<0.49	<0.63	<0.45	<0.45	<0.45	<0.45	<0.52	<0.5	<0.5
TRICHLOROETHENE	5.0	0.5	<0.24	NS	<0.73	<0.39	<0.48	<0.48	<0.48	<0.48	<0.44	<0.47	<0.47
VINYL CHLORIDE	0.2	0.02	<0.25	NS	<0.12	<0.11	<0.18	2.5	0.55	0.61	0.57"J"	0.36"J"	0.80
O-XYLENE	620	124	<0.26	NS	<0.45	<0.73	<0.83	<0.83	<0.83	<0.83	<0.32	<0.67	<0.67

ES = enforcement standard

PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

"J" = Analyte detected between the method of detection and the method of quantification.

MALCHOW PROPERTY
TABLE 1
SUMMARY OF LABORATORY ANALYSIS
GROUNDWATER SAMPLES - HISTORICAL

PARAMETER (µg/L)	ES	PAL	SP5							SP6							SP7			
SAMPLE DATE			4/12/02	7/16/02	1/31/03	5/8/03	10/5/05	1/4/06	5/6/08	4/12/02	7/16/02	1/31/03	5/8/03	10/6/05	1/5/06	5/6/08	1/31/03	5/8/03	10/5/05	1/4/06
DETECTED VOCs																				
CIS-1,2-DICHLOROETHENE	70	7	8.4	11	8.6	<0.83	1.1	<0.83	1.35**	<0.53	<0.53	<0.81	<0.83	<0.83	<0.83	<0.44	<0.81	<0.83	1.4	<0.83
TRANS-1,2-DICHLOROETHENE	100	20	<0.59	0.68**	<0.80	<0.89	<0.89	<0.89	<0.61	<0.59	<0.59	<0.80	<0.89	<0.89	<0.89	<0.61	<0.80	<0.89	<0.89	<0.89
TETRACHLOROETHENE	5.0	0.5	<0.49	<0.49	<0.63	<0.45	<0.45	<0.45	<0.5	<0.49	<0.49	<0.63	<0.45	<0.45	<0.45	<0.5	<0.63	<0.45	<0.45	<0.45
TRICHLOROETHENE	5.0	0.5	<0.73	<0.73	<0.39	<0.48	<0.48	<0.48	<0.47	<0.73	<0.73	<0.39	<0.48	<0.48	<0.48	<0.47	<0.39	<0.48	<0.48	<0.48
VINYL CHLORIDE	0.2	0.02	<0.12	0.51	<0.11	<0.18	<0.18	<0.18	<0.2	<0.12	<0.12	<0.11	<0.18	<0.18	<0.18	<0.2	<0.11	<0.18	<0.18	<0.18
O-XYLENE	620	124	<0.45	<0.45	<0.73	<0.83	<0.83	<0.83	<0.67	<0.45	<0.45	<0.73	<0.83	<0.83	<0.83	<0.67	<0.73	<0.83	<0.83	<0.83

ES = enforcement standard
PAL = preventive action limit

6.0 = sample concentration detected above the preventive action limit

170 = sample concentration detected above the enforcement standard

** = Analyte detected between the method of detection and the method of quantification.

Piezometers SP1 - SP3 were not installed during the September 13, 2000, sampling event.

* = Duplicate sample had 2.2 µg/l of 1,1-Dichloroethene

** = Chloromethane was detected between the limit of detection and the limit of quantitation.

Well Specific Field Sheets

Facility Name: Malchow Property
 Date: September 20, 2007
 Weather Conditions: Cloudy, 60 F to mostly sunny, 70 F
 Person(s) Sampling: Dave Fries
 Sampling Equipment: Enviroline disposable bailers, Solonist 101 water level meter, Peristaltic pump - micro purge, DO probe, pH/Conductivity (Oakton pH/Con. 10 meter).

Well Name	MW2	SMW3	SMW4	SMW5	SMW9	SMW10	SP4
Top of PVC Casing Elevation (MSL)	776.04	775.61	776.49	774.82	774.89	775.34	775.02
Ground Surface Elevation (MSL)	776.38	776.03	776.90	775.20	775.46	775.44	775.02
Depth to Bottom of Well (ft)	13.40	14.65	14.95	14.85	15.35	15.30	29.30
Screen Top (MSL)	772.64	770.96	771.54	769.97	769.54	770.04	750.72
Screen Bottom (MSL)	762.64	760.96	761.54	759.97	759.54	760.04	745.72
Screen Length (ft)	10	10	10	10	10	10	5
Water Elevation (MSL)	770.12	770.06	769.94	769.80	769.72	766.93	754.00
Water Elevation (ft from ground surface)	6.26	5.97	6.96	5.40	5.74	8.51	21.02
Measured Depth to Water (ft)	5.92	5.55	6.55	5.02	5.17	8.41	21.02
Micro Purge Pump Setting	2.5	2.5	2.5	2.5	2.5	2.5	2.5
Time Purging Begun	12:33 PM	9:59 AM	12:04 PM	10:23 AM	11:11 AM	11:37 AM	10:47 AM
Time Purging Completed	12:54 PM	10:19 AM	12:25 PM	10:41 AM	11:30 AM	11:57 AM	11:06 AM
Amount Purged (gal)	1.50	1.50	1.50	1.50	1.50	1.50	1.50
Purged Dry? (Y/N)	N	N	N	N	N	N	N
Temperature (°C)	19.2	18.6	18.7	17.7	16.8	17.8	16.0
Conductivity (µS)	7.02	701	638	1070	675	620	584
pH (std. units)	6.75	7.02	6.86	6.70	6.88	6.84	7.06
Dissolved Oxygen (mg/L)	0.67	0.62	3.33	0.66	0.64	0.67	0.77
ORP (mV)	-	-	-	-	-	-	-
Ferrous Iron (mg/L)	-	-	-	-	-	-	-
Nitrate (mg/L)	-	-	-	-	-	-	-
Color (Y/N)	No	No	No	No	No	No	No
Odor (Y/N)	No	No	No	No	No	No	No
Turbidity (Y/N)	No	No	No	No	No	No	No
Sampling Parameters	VOCs	VOCs	VOCs	VOCs	VOCs	VOCs	VOCs
Time Sample Withdrawn	12:55 PM	10:20 AM	12:26 PM	10:42 AM	11:31 AM	12:00 PM	11:06 AM
Sample field filtered? (Y/N)	No	No	No	No	No	No	No
Time filtered	-	-	-	-	-	-	-
Well secured? (Y/N)	Yes	Yes	Yes	Yes	Yes	Yes	Yes

Well Specific Field Sheets

Facility Name: Malchow Property
 Date: May 6, 2008
 Weather Conditions: Sun 60 - 70
 Person(s) Sampling: Dave Fries

Sampling Equipment: Enviroline disposable bailers, Solonist 101 water level meter, Peristaltic pump - micro purge, DO probe, pH/Conductivity (Oakton pH/Con. 10 meter).

Well Name	MW2	SMW3	SMW4	SMW5	SMW6	SMW7	SMW8	SMW9	SMW10	SMW12	SP1
Top of PVC Casing Elevation (MSL)	776.04	775.61	776.49	774.82				774.89	775.34		776.09
Ground Surface Elevation (MSL)	776.38	776.03	776.90	775.20				775.46	775.44		776.34
Depth to Bottom of Well (ft)	13.40	14.65	14.95	14.85				15.35	15.30		29.30
Screen Top (MSL)	772.64	770.96	771.54	769.97	0.00	0.00	0.00	769.54	770.04	0.00	751.79
Screen Bottom (MSL)	762.64	760.96	761.54	759.97	0.00	0.00	0.00	759.54	760.04	0.00	746.79
Screen Length (ft)	10	10	10	10				10	10		5
Water Elevation (MSL)	771.99	771.19	771.17	770.54	0.00	0.00	0.00	771.61	768.41	0.00	761.57
Water Elevation (ft from ground surface)	4.39	4.84	5.73	4.66	0.00	0.00	0.00	3.85	7.03	0.00	14.77
Measured Depth to Water (ft)	4.05	4.42	5.32	4.28				3.28	6.93		14.52
Micro Purge Pump Setting	2.5	2.5	2.5	2.5				2.5	2.5		2.5
Time Purging Begun	11:27 AM	8:56 AM	11:01 AM	8:34 AM				9:49 AM	10:28 AM		11:53 AM
Time Purging Completed	11:47 AM	9:15 AM	11:21 AM	8:54 AM				10:09 AM	10:47 AM		12:00 PM
Amount Purged (gal)	1.50	1.50	1.50	1.50				1.50	1.50		1.50
Purged Dry? (Y/N)	No	No	No	No				No	No		No
Temperature (°C)	10.4	9.7	10.1	10.1				10.5	10.9		10.7
Conductivity (µS)	2.51	1982	1832	4.15				483	1608		1549
pH (std. units)	7.12	7.01	7.09	6.94				7.74	7.17		7.07
Dissolved Oxygen (mg/L)	0.75	0.56	3.81	0.59				0.65	0.92		0.77
ORP (mV)	-	-	-	-				-	-		-
Ferrous Iron (mg/L)	-	-	-	-				-	-		-
Nitrate (mg/L)	-	-	-	-				-	-		-
Color (Y/N)	No	No	No	No				No	No		No
Odor (Y/N)	No	No	No	No				No	No		No
Turbidity (Y/N)	No	No	No	No				No	No		No
Sampling Parameters	VOCs	VOCs	VOCs	VOCs				VOCs	VOCs		VOCs
Time Sample Withdrawn	11:47 AM	9:15 AM	11:21 AM	8:54 AM				10:09 AM	10:48 AM		12:00 PM
Sample field filtered? (Y/N)	No	No	No	No				No	No		No
Time filtered	-	-	-	-				-	-		-
Well secured? (Y/N)	Yes	Yes	Yes	Yes				Yes	Yes		Yes

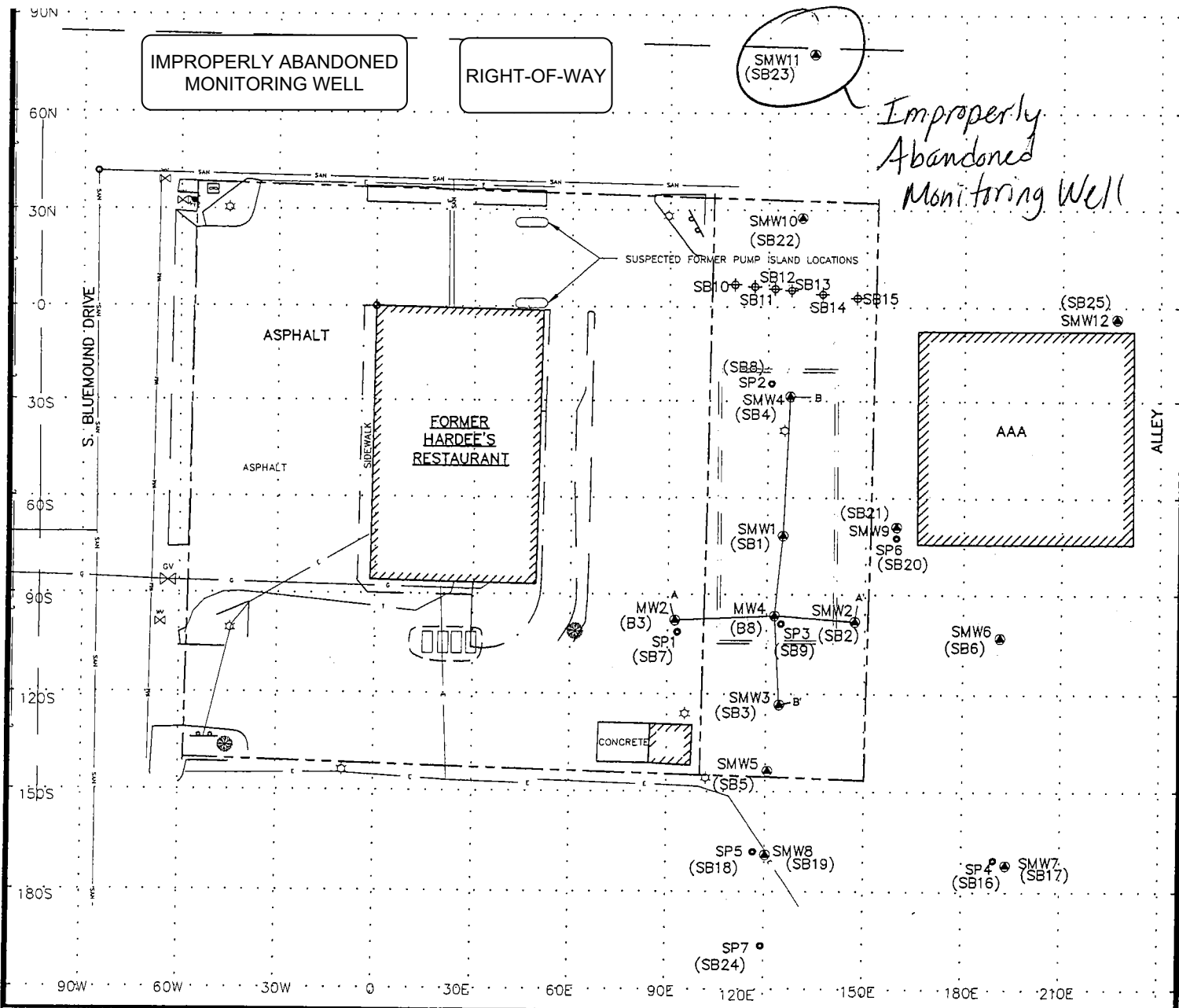
SP2	SP4	SP5	SP6	SP7
776.63	775.02	773.93	774.74	
776.91	775.02	774.47	775.44	
29.30	29.30	27.55	27.40	
752.33	750.72	751.38	752.34	0.00
747.33	745.72	746.38	747.34	0.00
5	5	5	5	
760.93	758.87	759.08	758.63	0.00
15.98	16.15	15.39	16.81	0.00
15.70	16.15	14.85	16.11	
2.5	2.5	2.5	2.5	
10:52 AM	9:20 AM	8:19 AM	9:42 AM	
10:59 AM	9:40 AM	8:23 AM	9:45 AM	
1.50	1.50	1.50	1.50	
No	No	No		
11.2	13.2	10.0	12.7	
1412	1389	3.75	1276	
7.00	7.27	6.97	6.99	
0.71	0.68	0.90	0.60	
-	-	-	-	-
-	-	-	-	-
-	-	-	-	-
No	No	black	brown	
No	No	No	No	
No	No	Yes	Yes	
VOCs	VOCs	VOCs	VOCs	VOCs
11:00 AM	9:40 AM	8:31 AM	9:47 AM	
No	No	No	No	
-	-	-	-	-
Yes	Yes	Yes	Yes	

Well Specific Field Sheets

Facility Name: Malchow Property
 Date: October 22, 2008
 Weather Conditions: Sun, 35F - 50F
 Person(s) Sampling: Dave Fries

Sampling Equipment: Enviroline disposable bailers, Solonist 101 water level meter, Peristaltic pump - micro purge, DO probe, pH/Conductivity (Oakton pH/Con. 10 meter).

Well Name	MW2	SMW3	SMW4	SMW5	SMW9	SMW10	SP4
Top of PVC Casing Elevation (MSL)	776.04	775.61	776.49	774.82	774.89	775.34	775.02
Ground Surface Elevation (MSL)	776.38	776.03	776.90	775.20	775.46	775.44	775.02
Depth to Bottom of Well (ft)	13.40	14.65	14.95	14.85	15.35	15.30	29.30
Screen Top (MSL)	772.64	770.96	771.54	769.97	769.54	770.04	750.72
Screen Bottom (MSL)	762.64	760.96	761.54	759.97	759.54	760.04	745.72
Screen Length (ft)	10	10	10	10	10	10	5
Water Elevation (MSL)	768.63	768.51	768.72	768.24	768.28	766.40	753.59
Water Elevation (ft from ground surface)	7.75	7.52	8.18	6.96	7.18	9.04	21.43
Measured Depth to Water (ft)	7.41	7.10	7.77	6.58	6.61	8.94	21.43
Micro Purge Pump Setting	2.5	2.5	2.5	2.5	2.5	2.5	2.5
Time Purging Begun	11:38 AM	11:14 AM	10:50 AM	9:39 AM	10:03 AM	10:27 AM	9:15 AM
Time Purging Completed	11:59 AM	11:35 AM	11:10 AM	9:59 AM	10:23 AM	10:47 AM	9:34 AM
Amount Purged (gal)	1.50	1.50	1.50	1.50	1.50	1.50	1.50
Purged Dry? (Y/N)	N	N	N	N	N	N	N
Temperature (°C)	15.7	15.9	15.8	15.9	15.0	15.5	13.2
Conductivity (µS)	1992	1787	1812	4.01	1321	1544	1451
pH (std. units)	7.14	7.01	7.15	6.99	7.53	7.23	7.50
Dissolved Oxygen (mg/L)	0.48	0.40	2.74	0.53	0.37	0.54	0.50
ORP (mV)	-	-	-	-	-	-	-
Ferrous Iron (mg/L)	-	-	-	-	-	-	-
Nitrate (mg/L)	-	-	-	-	-	-	-
Color (Y/N)	No	No	No	No	No	No	red
Odor (Y/N)	Yes	No	Yes	No	Yes	No	No
Turbidity (Y/N)	No	No	No	No	No	No	No
Sampling Parameters	VOCs	VOCs, ethene/ethane and methane	VOCs	VOCs, ethane/ethene and methane	VOCs	VOCs	VOCs, ethene/ethane and methane
Time Sample Withdrawn	12:00 PM	11:35 AM	11:11 AM	10:00 AM	10:24 AM	10:47 AM	9:35 AM
Sample field filtered? (Y/N)	No	No	No	No	No	No	No
Time filtered	-	-	-	-	-	-	-
Well secured? (Y/N)	Yes	Yes	Yes	Yes	Yes	Yes	Yes



Improperly Abandoned Monitoring Well

- Cross Section
- MW4 Well Location and I.D. No.
- SP4 Piezometer Location and I.D. No.
- SB1 Soil Boring Location and I.D. No.
- Former Building Foundation
- Suspected Former Tank Location
- 6,000 Gallon Gasoline USTs
- Property Line
- Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- Building Face
- Hydrant
- Water Valve
- Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- Telephone Booth
- Light Post
- Sanitary Line with Manhole
- Electrical Line
- Reference Point
- Grid Line (30' Interval)

FIGURE 2
SITE DETAIL MAP

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES
 ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03

Route to:

IMPROPERLY ABANDONED
MONITORING WELL

Waste
Other RIGHT-OF-WAY

Facility/Project Name: Dennis Malchow

Facility License, Permit or Monitoring No. _____

Facility ID _____

Type of Well: _____
Well Code: MW

Distance Well Is From Waste/Source Boundary: _____ ft.

Grid Origin Location (Check if estimated:)
Lat. _____ " Long. _____ " or _____ " or _____ "

St. Plane _____ ft. N, _____ ft. E. S/C/N

Section Location of Waste/Source: SW 1/4 of SW 1/4 of Sec. 28, T. 21 N, R. 17 E

Location of Well Relative to Waste/Source:
u Upgradient s Sidegradient
d Downgradient n Not Known

Well Name: SMW11

Wis. Unique Well No.: PG068 DNR Well ID No. _____

Date Well Installed: 01/07/2003
m m d d y y y y

Well Installed By: (Person's Name and Firm) MJK / Tim

A. Protective pipe, top elevation: 774.49 ft. MSL

B. Well casing, top elevation: 773.88 ft. MSL

C. Land surface elevation: 774.4 ft. MSL

D. Surface seal, bottom: 773.9 ft. MSL or 0.5 ft.

12. USCS classification of soil near screen:
GP GM GC GW SW SP
SM SC ML MH CL CH
Bedrock

13. Sieve analysis performed? Yes No

14. Drilling method used: Rotary 50
Hollow Stem Auger 41
Other

15. Drilling fluid used: Water 02 Air 01
Drilling Mud 03 None 99

16. Drilling additives used? Yes No
Describe _____

17. Source of water (attach analysis): _____

E. Bentonite seal, top: 773.9 ft. MSL or 0.5 ft.

F. Fine sand, top: 771.4 ft. MSL or 3.0 ft.

G. Filter pack, top: 770.4 ft. MSL or 4.0 ft.

H. Screen joint, top: 76.94 ft. MSL or 5.0 ft.

I. Well bottom: 75.94 ft. MSL or 15.0 ft.

J. Filter pack, bottom: 75.94 ft. MSL or 15.0 ft.

K. Borehole, bottom: 75.94 ft. MSL or 15.0 ft.

L. Borehole, diameter: 8.3 in.

M. O.D. well casing: 2.07 in.

N. I.D. well casing: 1.93 in.

1. Cap and lock? Yes No

2. Protective cover pipe:
a. Inside diameter: 9.0 in.
b. Length: 7.6 ft.
c. Material: Steel 04
Other

d. Additional protection? Yes No
If yes, describe: _____

3. Surface seal: Bentonite 30
Concrete 01
Other

4. Material between well casing and protective pipe: Bentonite 30
Other

5. Annular space seal:
a. Granular Bentonite 33
b. _____ Lbs/gal mud weight ... Bentonite-sand slurry 35
c. _____ Lbs/gal mud weight ... Bentonite slurry 31
d. _____ % Bentonite ... Bentonite-cement grout 50
e. _____ Ft³ volume added for any of the above
f. How installed: Tremie 01
Tremie pumped 02
Gravity 08

6. Bentonite seal:
a. Bentonite granules 33
b. 1/4 in. 3/8 in. 1/2 in. Bentonite pellets 32
c. _____ Other

7. Fine sand material: Manufacturer, product name & mesh size
a. 65-75 BMC
b. Volume added _____ ft³

8. Filter pack material: Manufacturer, product name and mesh size
a. #30 Red Flint
b. Volume added _____ ft³

9. Well casing: Flush threaded PVC schedule 40 23
Flush threaded PVC schedule 80 24
Other

10. Screen material: PVC
a. Screen type: Factory cut 11
Continuous slot 01
Other

b. Manufacturer _____
c. Slot size: 0.01 in.
d. Slotted length: 10 ft.

11. Backfill material (below filter pack): None 14
Other

I hereby certify that the information on this form is true and correct to the best of my knowledge.

Signature: [Signature]

Firm: OMNI

Please complete both Forms 4400-113A and 4400-113B and return them to the appropriate DNR office and bureau. Completion of these reports is required by chs. 160, 281, 283, 289, 291, 292, 293, 295, and 299, Wis. Stats., and ch. NR 141, Wis. Adm. Code. In accordance with chs. 281, 289, 291, 292, 293, 295, and 299, Wis. Stats., failure to file these forms may result in a forfeiture of between \$10 and \$25,000, or imprisonment for up to one year, depending on the program and conduct involved. Personally identifiable information on these forms is not intended to be used for any other purpose. NOTE: See the instructions for more information, including where the completed forms should be sent.

IMPROPERLY ABANDONED
MONITORING WELL

RIGHT-OF-WAY

September 13, 2011

Town of Grand Chute
Department of Public Works
1900 Grand Chute Blvd.
Grand Chute, WI 54913

RE: Notification of an improperly abandoned groundwater monitoring well located in the frontage road for W. College Avenue, Appleton, WI

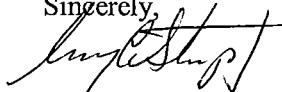
Dear Public Works Department:

Per Wisconsin Department of Natural Resources (WDNR) regulations I am required to notify you, the department responsible maintaining the road right of way, that a groundwater monitoring well (SMW11) was improperly abandoned in the frontage road adjacent to 3223 W. College Avenue, Town of Grand Chute, WI. The groundwater monitoring well can not be located. The groundwater monitoring well was installed as part of a site investigation at the former Malchow property, located at 3223 W. College Avenue, Appleton, WI. A figure showing the location of the groundwater monitoring well is attached. The site is being reviewed for closure by the WDNR and this letter is a condition of closure.

If this site is closed, all property where groundwater monitoring wells were improperly abandoned will be listed on the WDNR's geographic information system (GIS) Registry of Closed Remediation Sites. The GIS registry is available on the WDNR's web site (www.dnr.state.wi.us).

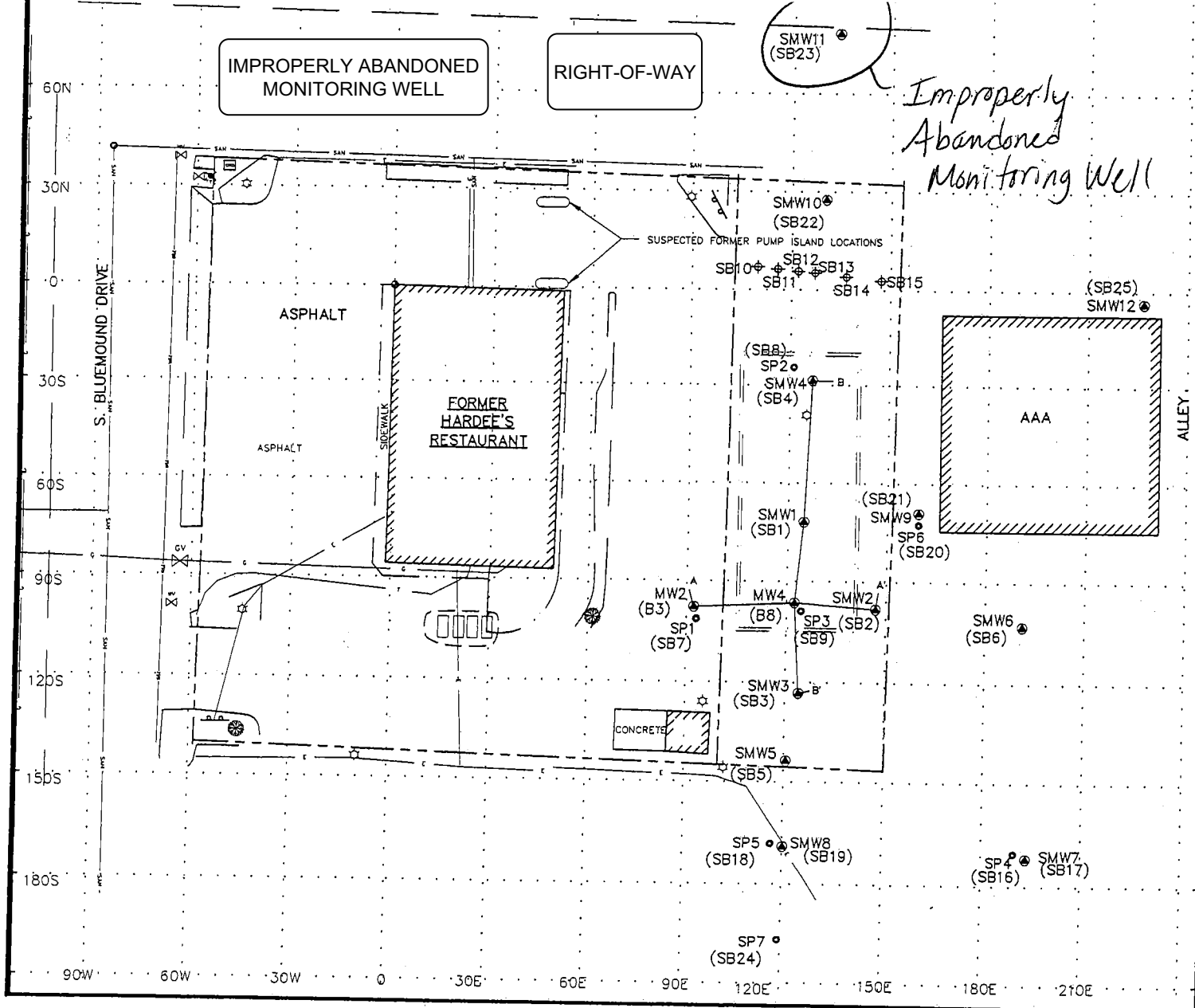
Should any work be performed that would result in the re-opening of the street exposing the groundwater monitoring well, it should be properly abandoned at that time. Please contact the WDNR or an environmental consultant if work in the designated area on the attached figure is planned, to arrange to have a qualified hydrogeologist abandon the groundwater monitoring well(s).

Sincerely,



Corey Stumpf

Enclosure



- Cross Section**
- MW4 ⊙ Well Location and I.D. No.
 - SP4 ⊙ Piezometer Location and I.D. No.
 - SB1 ⊕ Soil Boring Location and I.D. No.
 - ▬▬▬ Former Building Foundation
 - ▭ Suspected Former Tank Location
 - ▬▬▬ 6,000 Gallon Gasoline USTs
 - ▬▬▬ Property Line
 - - - - - Approximate Limit of Excavation
 - ▬▬▬ Edge of Asphalt
 - ▬▬▬ Edge of Concrete Pavement
 - ▬▬▬ Building Face
 - ⊙ Hydrant
 - ⊗ Water Valve
 - ⊗ Gas Valve
 - ▬ Gas Line
 - ▬ Watermain
 - ▬ Telephone Cable
 - ⊞ Telephone Booth
 - ⊙ Light Post
 - ⊙ Sanitary Line with Manhole
 - ▬ Electrical Line
 - ⊙ Reference Point
 - 30N - - - Grid Line (30' Interval)

**FIGURE 2
SITE DETAIL MAP**

VACANT LOT
3223 W. COLLEGE AVENUE
TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
APPLETON, WI 54914
PHONE (920) 735-6900
FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD SCALE:	1" = 30'
REVIEWED BY:	DATE:	4/7/03

Impacted Off-Source Property Information

Form 4400-246 (R 3/08)

This fillable form is intended to provide a list of information that must be submitted for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request (Section H). The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

NOTICE: Completion of this form is mandatory for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #:

ACTIVITY NAME:

ID	Off-Source Property Address	Parcel Number	WTM X	WTM Y
<input type="text" value="A"/>	<input type="text" value="3215 W College Ave, Appleton WI (Middlestead)"/>	<input type="text" value="101114000"/>	<input type="text" value="643330"/>	<input type="text" value="422051"/>
<input type="text" value="B"/>	<input type="text" value="130 S Bluemond Dr, Appleton WI (CNL APF Partners LP)"/>	<input type="text" value="101113802"/>	<input type="text" value="643317"/>	<input type="text" value="422014"/>
<input type="text" value="C"/>	<input type="text" value="3225 W College Ave, Appleton WI (Stumpf)"/>	<input type="text" value="101113700"/>	<input type="text" value="643308"/>	<input type="text" value="422036"/>
<input type="text" value="D"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="E"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="F"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="G"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="H"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="I"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

OFF-SOURCE
A
PROPERTY

September 13, 2011

Mr. Jeff Middlestead
Middlestead Enterprises, LLC
3215 W. College Avenue
Appleton, WI 54914

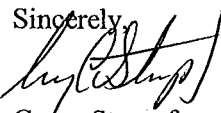
RE: Notification of soil and groundwater contamination above applicable standards at the property located at 3223 W. College Avenue, Appleton, WI

Dear Mr. Middlestead:

Per Wisconsin Department of Natural Resources (WDNR) regulations I am required to notify you, the owner of the property located at 3215 W. College Avenue, Appleton, WI, that soil and groundwater contamination exists at 3223 W. College Avenue, Appleton, WI (Former Robert Malchow Property) that is above applicable standards. Soil contamination remains at the property boundary in samples E3 and E8, collected from the sidewall of the remedial excavation that took place at the subject site. (See Figure 4 – Remedial Excavation Soil Chemistry (October 11, 2005), enclosed). The soil contamination is suspected to have migrated onto your property. The levels of groundwater contamination found at monitoring well SMW9 were above enforcement standards during the last sampling event. (See Figure 7 – Approximate Extent of Groundwater Contamination (October 22, 2008), enclosed.) The subject site is being reviewed for closure by the WDNR and this letter is a condition of closure.

If this site is closed, all property where soil and groundwater contamination exceeds applicable standards will be listed on the WDNR's geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination above standards were found at the time of case closure. The GIS registry is available on the WDNR's web site (www.dnr.state.wi.us).

Should you wish to perform any work within the contaminated area that may result in coming in contact with the soil and/or groundwater, special requirements may be necessary to dispose of the contaminated soil and/or groundwater that is encountered during the work. Please contact the WDNR or an environmental consultant if work in the designated area on the attached figure is planned, to determine if special precautions should be taken when encountering contaminated soil and/or groundwater.

Sincerely,

Corey Stumpf

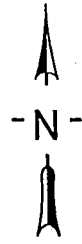
Enclosures

SMW4



Approximate Extent of Remaining Soil Contamination

OFF-SOURCE
A
PROPERTY

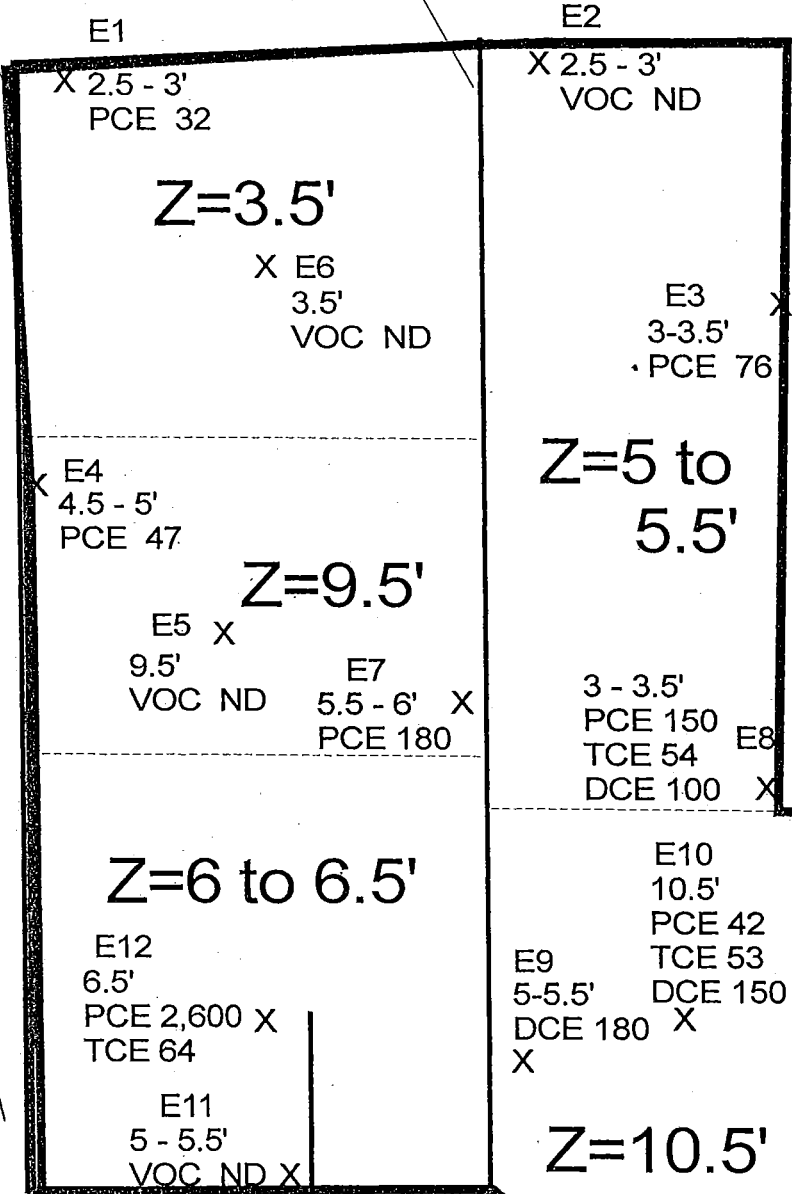


Concrete Foundation (4 feet bgs)

Concrete Foundation (5 feet bgs)

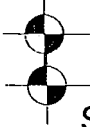
Concrete Foundation (3 feet bgs)

AAA Building



Alley

SMW9



SP6

Sidewalk

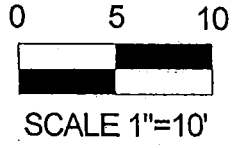
SMW4



LEGEND

MONITORING WELL LOCATION
Excavation Limits

E10 X	Sample ID and Location
10.5'	Sample Depth
PCE 42	Tetrachloroethene
TCE 53	Trichloroethene
DCE 150	cis-1,2-Dichloroethene
Z=10.5'	Excavation Depth
All units in ug/kg	
Only Detected Compounds Are Shown	



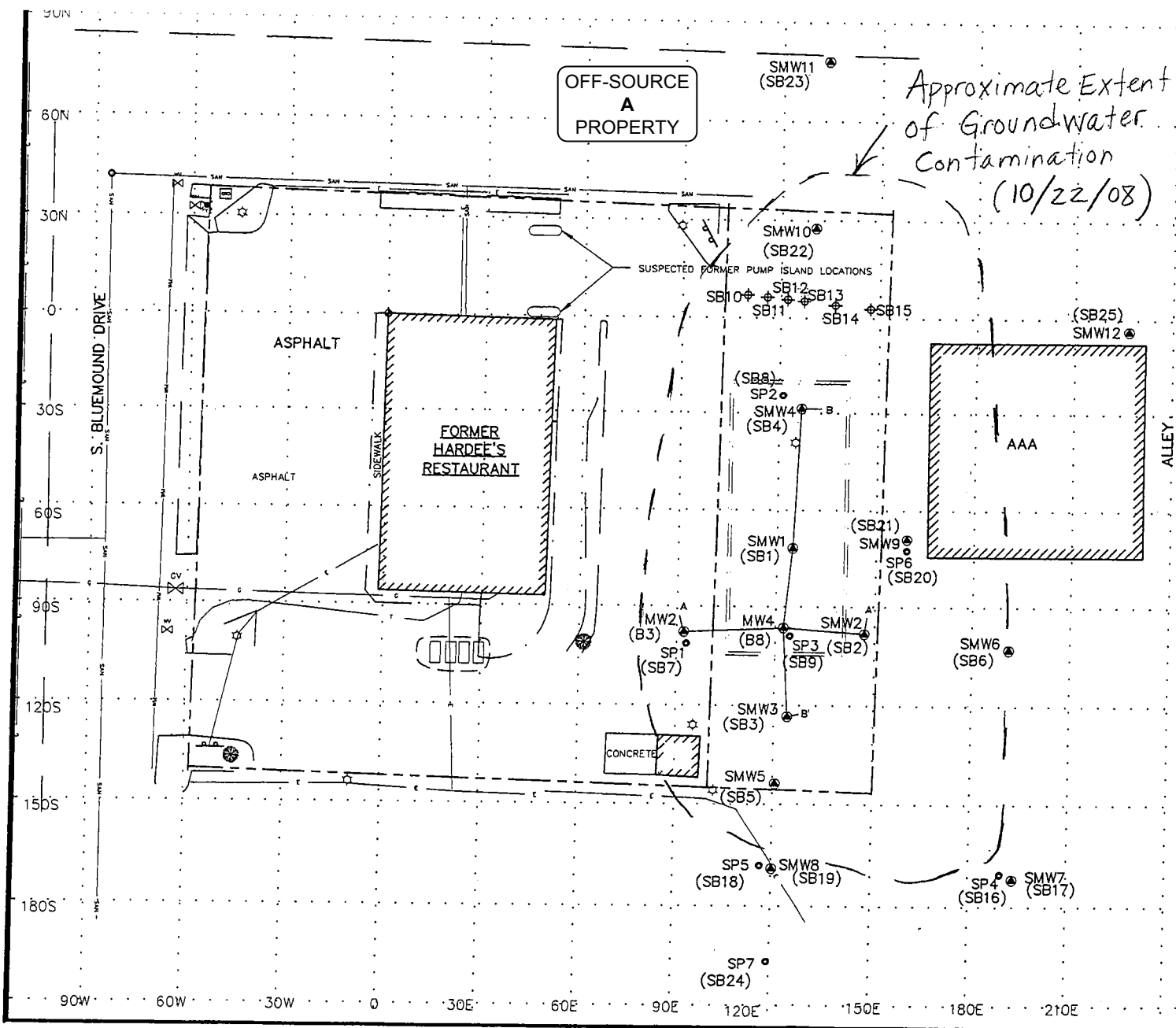
TITLE: REMEDIAL EXCAVATION
SOIL CHEMISTRY
OCTOBER 11, 2005

SITE:
Malchow Property - Appleton, WI

DATE: 10/25/05

ALPHA TERRA
SCIENCE

SCALE: 1"=10' FILE:
DRAWN BY: JPM **FIGURE 4**



SCALE: 1" = 30'

LOCAL GRID NORTH

Legend:

- Cross Section
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ⊕ Soil Boring Location and I.D. No.
- ▭ Former Building Foundation
- ▭ Suspected Former Tank Location
- ▭ 6,000 Gallon Gasoline USTs
- Property Line
- - - Approximate Limit of Excavation
- Edge of Asphalt
- - - Edge of Concrete Pavement
- ▨ Building Face
- ⊕ Hydrant
- ⊕ Water Valve
- ⊕ Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- ☐ Telephone Booth
- ☆ Light Post
- Sanitary Line with Manhole
- Electrical Line
- ⊕ Reference Point
- 30N - - - Grid Line (30' Interval)

FIGURE 7
 Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY: DLD	SCALE:	1"=30'
REVIEWED BY:	DATE:	4/7/03

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
A
PROPERTY**

Mr. Jeff Middlestead
 Middlestead Enterprises, LLC
 3215 W. College Avenue
 Appleton, WI 54914

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8113**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Jeff Middlestead

B. Received by (Printed Name) C. Date of Delivery
Shari Middlestead 10-4-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Leslie F. Stumpf
 3030 W. College Avenue
 Appleton, WI 54914

**OFF-SOURCE
C
PROPERTY**

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Kayleigh Sherman

B. Received by (Printed Name) C. Date of Delivery
Kayleigh Sherman 9/27/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
B
PROPERTY**

Is. Carla S. Nelson
 Environmental Risk Associate
 E Capital
 377 E. Hartford Drive
 Suite 200
 Cottdale, AZ 85255

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Carla Nelson

B. Received by (Printed Name) C. Date of Delivery
Carla Nelson 9/29/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Fries
 Department of Public Works
 Town of Grand Chute
 1900 W. Grand Chute Blvd.
 Grand Chute, WI 54913

RIGHT-OF-WAY

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Tammy Renaud

B. Received by (Printed Name) C. Date of Delivery
Tammy Renaud 9-27-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



2010 Property Record | Outagamie County, WI

*Assessed values not finalized until after Board of Review
Property information is valid as of Sep 13 2011 07:48 AM*

Tax Bill

(requires Adobe Reader)

OWNER

MIDDLESTEAD ENTERPRISES LLC
3215 W COLLEGE AV
APPLETON, WI 54914

CO-OWNER(S)

PROPERTY DESCRIPTION

COM SW COR SW SW NLY ALG W/L SEC 1028.2FT
TO ITS INT/W S/L W COLLEGE AV ELY241.7FT TO
BEGELY80FT S208.7FT W80FT N208.7 FT TO BEG
N30FT RD PRT SW SW SEC28 T21N R17E .38AC
M/L

Municipality: TOWN OF GRAND CHUTE
Property Address: 3215 W COLLEGE AV

PROPERTY INFORMATION

Parcel ID: 101114000
Document #: 001706963
Tax Districts:
APPLETON SCHOOL FOX VALLEY TECH

TAX INFORMATION

<u>Installment</u>	<u>Amount</u>
<u>First:</u>	\$3,447.33
<u>Second:</u>	\$3,447.00
<u>Third:</u>	.00
<u>Fourth:</u>	.00

City of Appleton properties have an option of 4 installments that are due by:
1- Jan. 31 2 - March 31 3 - May 31 4 - July 31
All installments payable to **CITY OF APPLETON**

All other Outagamie County properties have 2 installments that are due by:
1- Jan. 31 : Payable to **LOCAL MUNICIPALITY**
2- July 31 : Payable to **OUTAGAMIE COUNTY**

<u>Base Tax:</u>	\$6,894.33
<u>Special Assessment:</u>	.00
<u>Lottery Credit:</u>	.00
<u>Net Tax Due:</u>	\$6,894.33
<u>Amount Paid:</u>	\$6,894.33
(View payment history info below)	
<u>Current Balance Due:</u>	.00
<u>Interest:</u>	.00
<u>Total Due:</u>	.00

Most Recent Tax Year: Click on "Tax Bill" button above for payment instructions shown on the installment stubs. Prior Tax Years: Total due is effective through the last day of this month and payable to the Outagamie County Treasurer.

LAND VALUATION

<u>Code</u>	<u>Acres</u>	<u>Land</u>	<u>Impr.</u>	<u>Total</u>
G2	0.330	\$115,700.00	\$238,800.00	\$354,500.00
	0.330	\$115,700.00	\$238,800.00	\$354,500.00
Total Acres:				0.330
Assessment Ratio:				0.948
Fair Market Value:				\$373,826.00

PAYMENT HISTORY

<u>Date</u>	<u>Receipt #</u>	<u>Amount</u>	<u>Interest</u>	<u>Total</u>
12/29/2010	56058	\$6,894.33	.00	\$6,894.33

WARRANTY DEED

1706963

This Deed, made between **Barbara A. Giese**

Grantor and **Middlestead Enterprises, LLC, a Wisconsin Limited Liability Company** Grantee,

Witnesseth, That the said Grantor, for a valuable consideration of one Dollar (\$1.00) and other good and valuable consideration conveys to

Grantee the following described real estate in Outagamie County, State of Wisconsin:

Recorded
APR. 18, 2006 AT 01:15PM
OUTAGAMIE COUNTY
JANICE FLENZ
REGISTER OF DEEDS
Fee Amount: \$11.00
Transfer Fee: \$1050.00



Return to:
Grantee
1033 W. College Ave., Suite 235
Appleton, WI 54914

1100

Tax Parcel No. 101 114000

FA-1377319

A parcel of land in the Southwest 1/4 of the Southwest 1/4 of Section 28, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, bounded and described as follows:

Commencing at the Southwest corner of said Section 28; thence Northerly, along the West line of Section 28, 1028.2 feet to its intersection with the South right of way line of West College Avenue; thence Easterly, along the South line of West College Avenue, 241.70 feet to the point of beginning; thence continuing Easterly, along the South line of West College Avenue, 80.0 feet; thence Southerly, parallel with the West line of Section 28, 208.70 feet; thence Westerly, parallel with the South line of West College Avenue, 80.0 feet; thence Northerly, 208.70 feet to the point of beginning. The North 30.0 feet of the herein described parcel is presently used for public service road.

This is not a homestead property.

Together with all and singular the hereditaments and appurtenances thereunto belonging; and **Barbara A. Giese** warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except recorded restrictions, covenants, easements of record and all applicable zoning ordinances, and will warrant and defend the same.

Dated April 14, 2006

Barbara A. Giese
Barbara A. Giese

AUTHENTICATION

Signature(s)

authenticated this
TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, authorized by (4,6) 706.06, Wis. Stats)

THIS INSTRUMENT WAS DRAFTED BY
Attorney Marvin P. Ripp

(Signatures may be authenticated or acknowledged. Both are not necessary.)

ACKNOWLEDGEMENT

State of Wisconsin

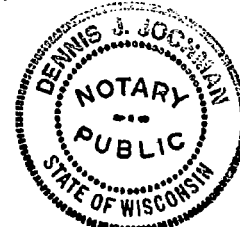
SS:

Outagamie County
Personally came before me this **April 14, 2006** the above named **Barbara A. Giese** to me known to be the person(s) who executed the foregoing instrument and acknowledge the same.

Dennis J. Joehman
DENNIS J. JOEHMAN

Notary
Public **OUTAGAMIE** County, Wisconsin

My Commission is permanent.
If not, state expiration date: **6-15-08**



OFF-SOURCE
B
PROPERTY

September 13, 2011

Ms. Carla S. Nelson
Environmental Risk Associate
GE Capital
8377 E. Hartford Drive
Suite 200
Scottsdale, AZ 85255

RE: Notification of soil and groundwater contamination above applicable standards at the property located at 3223 W. College Avenue, Appleton, WI.

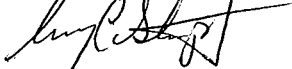
Dear Ms. Nelson:

Per Wisconsin Department of Natural Resources (WDNR) regulations I am required to notify you, the owner of the property located at 130 S. Bluemound Drive, Appleton, WI, that soil and groundwater contamination exists at 3223 W. College Avenue, Appleton, WI (former Robert Malchow property) that is above applicable standards. Analytical testing performed on groundwater samples collected from monitoring well SMW5 at the site has shown that groundwater contamination exists at the immediate property boundary and is suspected to have migrated onto your property. The contaminant levels are above enforcement standards in the groundwater collected from monitoring well SMW5. (See Figure 7 – Approximate Extent of Groundwater Contamination (10/22/08), enclosed.) The former Robert Malchow site is being reviewed for closure by the WDNR and this letter is a condition of closure.

If this site is closed, all property where soil and/or groundwater contamination exceeds applicable standards will be listed on the WDNR's geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination above standards were found at the time of case closure. The GIS registry is available on the WDNR's web site (www.dnr.state.wi.us).

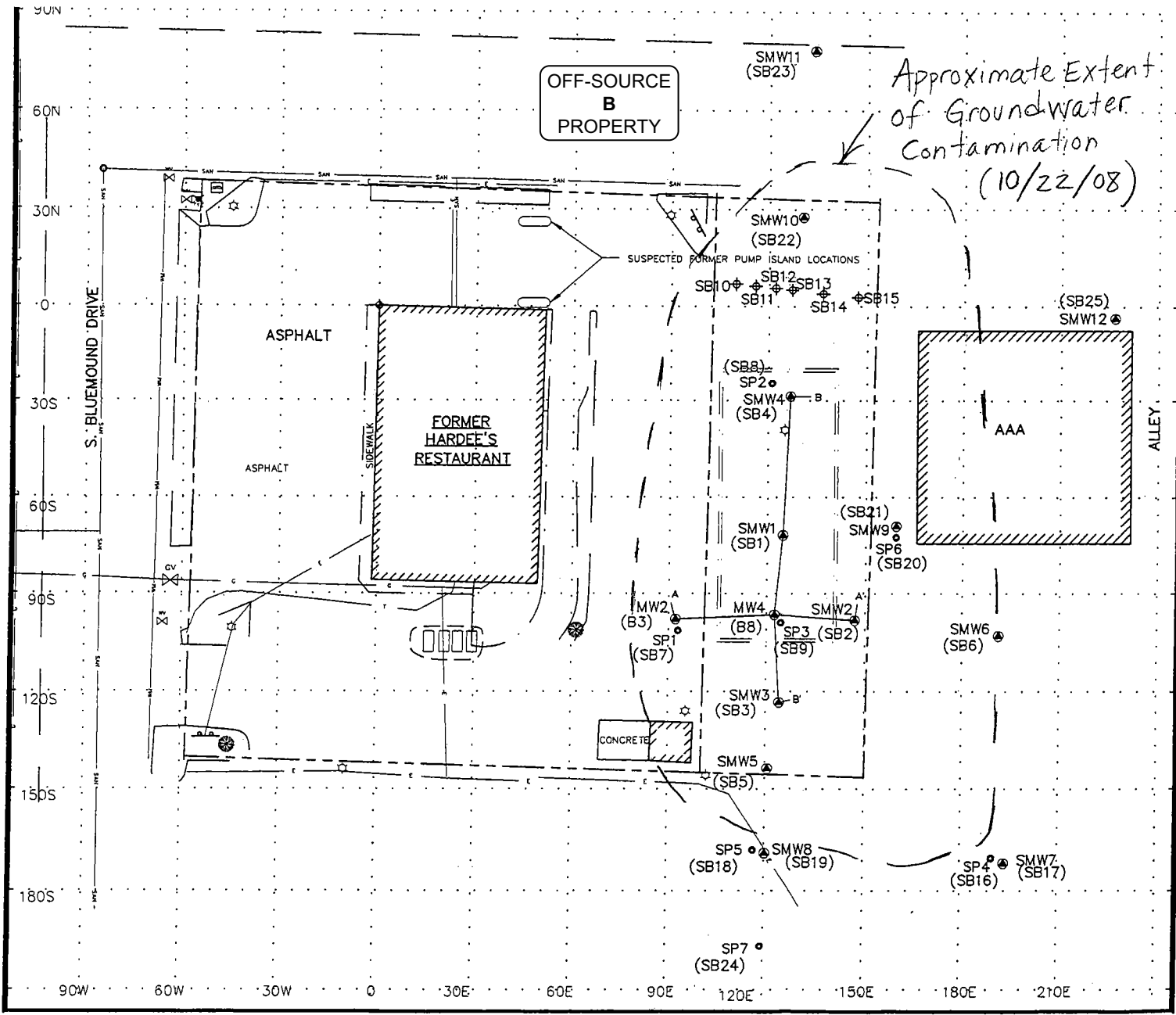
Should you wish to perform any work within the contaminated area that may result in coming in contact with the soil and/or groundwater, special requirements may be necessary to dispose of the contaminated soil and/or groundwater that is encountered during the work. Please contact the WDNR or an environmental consultant if work in the designated area on the attached figure is planned, to determine if special precautions should be taken when encountering contaminated soil and/or groundwater.

Sincerely,



Corey Stumpf

Enclosures



SCALE: 1" = 30'

LOCAL GRID NORTH

Legend:

- B — B' Cross Section
- MW4 ● Well Location and I.D. No.
- SP4 ● Piezometer Location and I.D. No.
- SB1 ⊕ Soil Boring Location and I.D. No.
- ▭ Former Building Foundation
- ▭ Suspected Former Tank Location
- ▭ 6,000 Gallon Gasoline USTs
- — — Property Line
- - - - - Approximate Limit of Excavation
- — — Edge of Asphalt
- - - - - Edge of Concrete Pavement
- ▨ Building Face
- ⊕ Hydrant
- ⊕ WW Water Valve
- ⊕ GV Gas Valve
- — — Gas Line
- — — Watermain
- — — Telephone Cable
- ⊕ Telephone Booth
- ⊕ Light Post
- — — Sanitary Line with Manhole
- — — Electrical Line
- ⊕ Reference Point
- 30N - - - Grid Line (30' Interval)

FIGURE 7
Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6800
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
A
PROPERTY**

Mr. Jeff Middlestead
 Middlestead Enterprises, LLC
 3215 W. College Avenue
 Appleton, WI 54914

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8113**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Jeff Middlestead

B. Received by (Printed Name) C. Date of Delivery
Shari Middlestead 10-4-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Leslie F. Stumpf
 3030 W. College Avenue
 Appleton, WI 54914

**OFF-SOURCE
C
PROPERTY**

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Kayleigh Sherman

B. Received by (Printed Name) C. Date of Delivery
Kayleigh Sherman 9/27/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
B
PROPERTY**

Is. Carla S. Nelson
 Environmental Risk Associate
 E Capital
 377 E. Hartford Drive
 Suite 200
 Cottdale, AZ 85255

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Carla Nelson

B. Received by (Printed Name) C. Date of Delivery
Carla Nelson 9/29/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Fries
 Department of Public Works
 Town of Grand Chute
 1900 W. Grand Chute Blvd.
 Grand Chute, WI 54913

RIGHT-OF-WAY

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Tammy Renaud

B. Received by (Printed Name) C. Date of Delivery
Tammy Renaud 9-27-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



OFF-SOURCE
B
PROPERTY

2010 Property Record | Outagamie County, WI

*Assessed values not finalized until after Board of Review
Property information is valid as of Sep 13 2011 07:47 AM*

Tax Bill

(requires Adobe Reader)

OWNER

CNL APF PARTNERS LP
PO BOX 166289
IRVING, TX 75016

CO-OWNER(S)

PROPERTY INFORMATION

Parcel ID: 101113802
Document #: 001747879
Tax Districts:
APPLETON SCHOOL FOX VALLEY TECH

PROPERTY DESCRIPTION

COM SW COR SEC28 N633.26FT E33.01FT TO POB
E289.03FT N189.70FT W288.99FT S186.64FT TO
POB LESS HY PRT SW SW SEC28 T21N R17E
1.21AC M/L

Municipality: TOWN OF GRAND CHUTE
Property Address: 130 S BLUEMOUND DR

TAX INFORMATION

<u>Installment</u>	<u>Amount</u>
<u>First:</u>	\$10,999.15
<u>Second:</u>	\$6,783.00
<u>Third:</u>	.00
<u>Fourth:</u>	.00

LAND VALUATION

<u>Code</u>	<u>Acres</u>	<u>Land</u>	<u>Impr.</u>	<u>Total</u>
G2	1.200	\$418,800.00	\$275,700.00	\$694,500.00
	1.200	\$418,800.00	\$275,700.00	\$694,500.00
<u>Total Acres:</u>				1.200
<u>Assessment Ratio:</u>				0.948
<u>Fair Market Value:</u>				\$732,363.00

City of Appleton properties have an option of 4 installments that are due by:
1- Jan. 31 2 - March 31 3 - May 31 4 - July 31
All installments payable to **CITY OF APPLETON**

All other Outagamie County properties have 2 installments that are due by:
1- Jan. 31 : Payable to **LOCAL MUNICIPALITY**
2- July 31 : Payable to **OUTAGAMIE COUNTY**

<u>Base Tax:</u>	\$13,566.84
<u>Special Assessment:</u>	\$4,215.31
<u>Lottery Credit:</u>	.00
<u>Net Tax Due:</u>	\$17,782.15
<u>Amount Paid:</u>	\$17,782.15
<i>(View payment history info below)</i>	
<u>Current Balance Due:</u>	.00
<u>Interest:</u>	.00
<u>Total Due:</u>	.00

Most Recent Tax Year: Click on "Tax Bill" button above for payment instructions shown on the installment stubs. Prior Tax Years: Total due is effective through the last day of this month and payable to the Outagamie County Treasurer.

PAYMENT HISTORY

<u>Date</u>	<u>Receipt #</u>	<u>Amount</u>	<u>Interest</u>	<u>Total</u>
01/25/2011	125151	\$10,999.15	.00	\$10,999.15
07/22/2011	8208	\$6,783.00	.00	\$6,783.00

OFF-SOURCE
B
PROPERTY

1747879

Recorded
APR. 13, 2007 AT 02:19PM
OUTAGAMIE COUNTY
JANICE FLENZ
REGISTER OF DEEDS
Fee Amount: \$17.00
Transfer Fee: \$2,676.90



SPECIAL WARRANTY DEED

Return Recorded Documents To:
LandAmerica National Commercial Services
450 S. Orange Avenue, Suite 170
Orlando, FL 32801
Attention: Christi Pawlak 07-183

PREPARED BY:
Dale A. Burket, Esq.
LOWNDES, DROSDICK, DOSTER,
KANTOR & REED, P.A.
450 South Orange Avenue
Suite 800
Orlando, Florida 32801

SPACE ABOVE THIS LINE FOR RECORDER'S USE

1700
④

Tax Parcel ID No. 10-1-1138-02

This is not homestead property.

THIS SPECIAL WARRANTY DEED is made and executed as of February 23, 2007, but effective as of February 26, 2007, by **CNL/MSJ JOINT VENTURE NO. 182**, a Florida general partnership, whose address is CNL Center at City Commons, 450 South Orange Avenue, Orlando, Florida 32801-3336 (hereinafter referred to as the "Grantor") to **CNL APF PARTNERS, LP**, a Delaware limited partnership, whose address is CNL Center at City Commons, 450 South Orange Avenue, Orlando, Florida 32801-3336 (hereinafter referred to as the "Grantee").

Grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) to Grantor in hand paid by Grantee, the receipt of which is acknowledged, has granted, bargained, and sold to Grantee, and Grantee's successors and assigns forever that certain piece, parcel or tract of land situate in Outagamie County, Wisconsin, more particularly described on Exhibit "A" (hereinafter referred to as the "Property"), together with all of Grantor's right, title and interest as landlord or lessor in and to any and all leases or rental agreements pertaining to the Property, and all of the rights, benefits and privileges of the landlord or lessor thereunder, including without limitation any and all of Grantor's right, title and interest in and to any and all security deposits and rentals thereunder, to have and to hold the described property to Grantee and Grantee's successors and assigns, forever, and Grantor does fully warrant the title to the land conveyed, and will defend the same against the lawful claims of all persons claiming by, through or under the Grantor, but against none other.

Mail all tax statements directly to P.O. Box 1671, Orlando, Florida 32802-1671.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

OFF-SOURCE
B
PROPERTY

IN WITNESS OF THE ABOVE, Grantor has executed this deed on the date first written above.

USE BLACK INK ONLY

Signed, sealed and delivered in the presence of:

CNL/MSC JOINT VENTURE NO. 182, a Florida general partnership

Celina Beaumont
Name: Celina Beaumont

By: **CNL APF PARTNERS, LP**, a Delaware limited partnership, as Partner

Numbert Ballardio
Name: Numbert Ballardio

By: **CNL APF GP Corp.**, a Delaware corporation, as General Partner

By: *Rosemary Q. Mills*
Name: Rosemary Q. Mills
Title: Senior Vice President

Address: CNL Center at City Commons
450 South Orange Avenue
Orlando, Florida 32801-3336

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 23rd day of February, 2007, by Rosemary Q. Mills as Senior Vice President of **CNL APF GP CORP.**, a Delaware corporation, as General Partner of **CNL APF PARTNERS, LP**, a Delaware limited partnership, as Partner of **CNL/MSC JOINT VENTURE NO. 182**, a Florida general partnership, for and on behalf of said corporation. ~~He~~/she is personally known to me or has produced _____ as identification.

Caity E. Spellman
Notary Public - State of Florida

Printed Name: Caity E. Spellman
Commission Number: DP459415
Commission Expires: August 8 2009

OFF-SOURCE
B
PROPERTY

EXHIBIT "A"

Part of the Southwest 1/4 of the Southwest 1/4 of Section 28, Township 21 North, Range 17 East, in the Town of Grand Chute, Outagamie County, Wisconsin, described as follows:

Commencing at the Southwest corner of said Section 28; thence North 01°03'30" West (recorded as North), along the West line of the Southwest 1/4 of said Section 28, 633.26 (recorded as 633.00) feet; thence East 33.01 feet to the point of beginning; thence continuing East, along the North line of West Lawrence Street, 289.03 (recorded as 288.73) feet; thence North 01°03'30" West, 189.70 (recorded as North 188.68) feet; thence South 89°23'39" West, 288.99 (recorded as West 288.70) feet; thence South 01°03'30" East (recorded as South), along the East line of South Bluemound Road, 186.64 (recorded as 188.50) feet to the point of beginning.

Less and except, the following legal description:

Continued next page

OFF-SOURCE
B
PROPERTY

Legal Description

Fee Title in and to the following tract of land in the Town of Grand Chute, Outagamie County, Wisconsin described as follows:

A part of the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Twenty-Eight (28), Township Twenty-One (21) North, Range Seventeen (17) East, Town of Grand Chute, Outagamie County Wisconsin

Commencing at the Southwest Corner of said Section 28;
Thence North $00^{\circ}32'54''$ West, 833.26-feet along the West line of said Southwest $\frac{1}{4}$;
Thence South $89^{\circ}29'24''$ East, 33.01-feet to the East right-of-way line of Bluemound Drive and the Point of Beginning;
Thence North $00^{\circ}32'54''$ West, 186.64-feet along the East right-of-way line of Bluemound Drive to the North line of lands described in Document No. 1348840;
Thence North $89^{\circ}54'15''$ East, 8.00-feet along said North line;
Thence South $00^{\circ}32'54''$ East, 176.87-feet;
Thence South $45^{\circ}01'08''$ East, 14.06-feet to the North right-of-way line of Lawrence Street;
Thence North $89^{\circ}29'24''$ West, 17.85-feet along said North right-of-way line to the Point of Beginning.
Said new right-of-way contains 0.035-acres more or less.

OFF-SOURCE
C
PROPERTY

September 13, 2011

Mr. Leslie F. Stumpf
3030 W. College Avenue
Appleton, WI 54914

RE: Notification of soil and groundwater contamination above applicable standards at the property located at 3223 W. College Avenue, Appleton, WI.

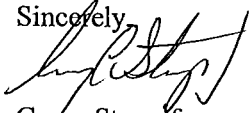
Dear Mr. Stumpf:

Per Wisconsin Department of Natural Resources (WDNR) regulations I am required to notify you, the owner of the property located at 3225 W. College Avenue, Appleton, WI, that soil and groundwater contamination exists at 3223 W. College Avenue, Appleton, WI (former Robert Malchow property) that is above applicable standards. Analytical testing performed on groundwater samples collected from monitoring wells at the site has shown that the groundwater contamination has migrated onto your property. The contaminant levels are above enforcement standards in the groundwater collected from monitoring well MW2. (See Figure 7 – Approximate Extent of Groundwater Contamination (10/22/08), enclosed.) The former Robert Malchow site is being reviewed for closure by the WDNR and this letter is a condition of closure.

If this site is closed, all property where soil and/or groundwater contamination exceeds applicable standards will be listed on the WDNR's geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination above standards were found at the time of case closure. The GIS registry is available on the WDNR's web site (www.dnr.state.wi.us).

Should you wish to perform any work within the contaminated area that may result in coming in contact with the soil and/or groundwater, special requirements may be necessary to dispose of the contaminated soil and/or groundwater that is encountered during the work. Please contact the WDNR or an environmental consultant if work in the designated area on the attached figure is planned, to determine if special precautions should be taken when encountering contaminated soil and/or groundwater.

Sincerely,



Corey Stumpf

Enclosures

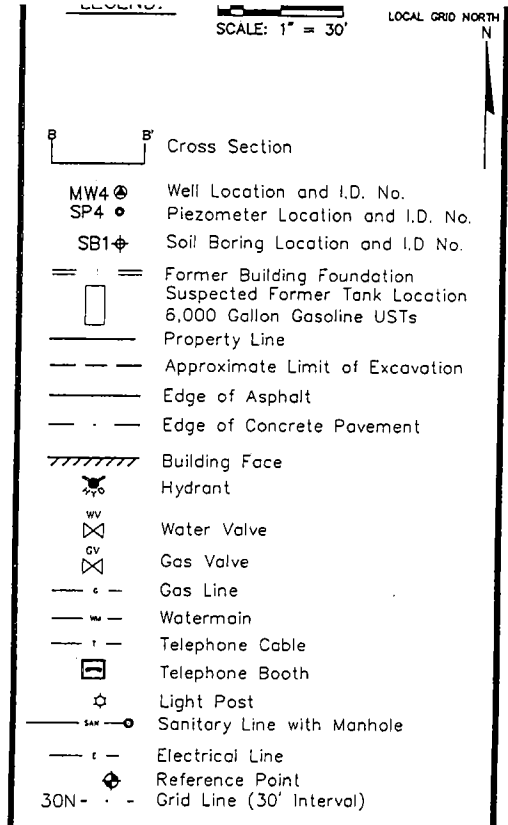
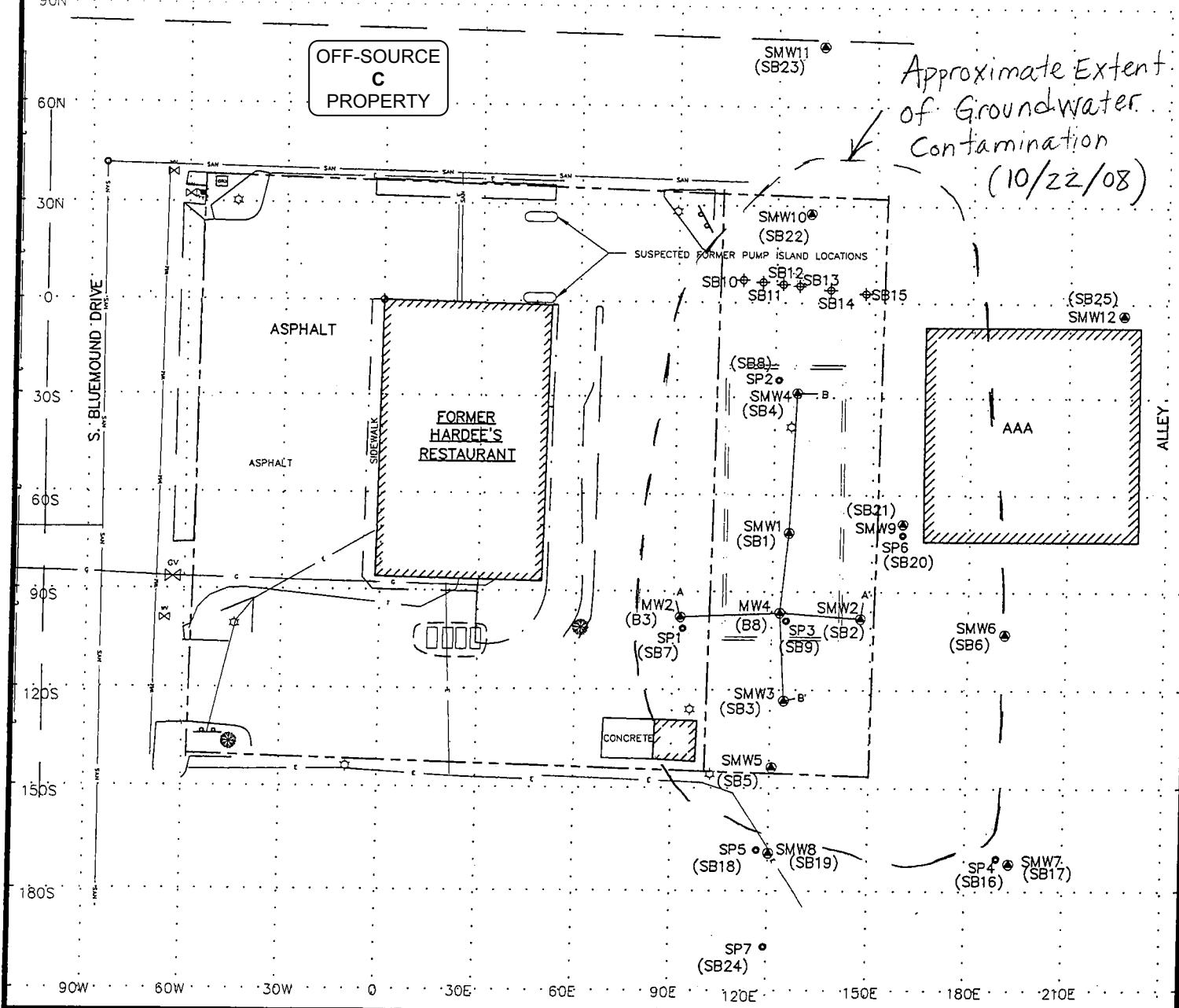


FIGURE 7
 Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES
 ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
A
PROPERTY**

Mr. Jeff Middlestead
 Middlestead Enterprises, LLC
 3215 W. College Avenue
 Appleton, WI 54914

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8113**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Jeff Middlestead

B. Received by (Printed Name) C. Date of Delivery
Shari Middlestead 10-4-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Leslie F. Stumpf
 3030 W. College Avenue
 Appleton, WI 54914

**OFF-SOURCE
C
PROPERTY**

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Kayleigh Sherman

B. Received by (Printed Name) C. Date of Delivery
Kayleigh Sherman 9/27/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8120**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

**OFF-SOURCE
B
PROPERTY**

Is. Carla S. Nelson
 Environmental Risk Associate
 E Capital
 377 E. Hartford Drive
 Suite 200
 Cottdale, AZ 85255

Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Carla Nelson

B. Received by (Printed Name) C. Date of Delivery
Carla Nelson 9/29/11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8106**

S Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 Print your name and address on the reverse so that we can return the card to you.
 Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Fries
 Department of Public Works
 Town of Grand Chute
 1900 W. Grand Chute Blvd.
 Grand Chute, WI 54913

RIGHT-OF-WAY

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee
Tammy Renaud

B. Received by (Printed Name) C. Date of Delivery
Tammy Renaud 9-27-11

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) **7007 0220 0001 9234 8090**

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

1386625

STATE BAR OF WISCONSIN FORM 1 - 1998
WARRANTY DEED

OFF-SOURCE
C
PROPERTY

Document Number

This Deed, made between Dennis A. Malchow and Lorn M. Dilley, as tenants in common

Grantor, and Leslie F. Stumpf

Grantee.

Grantor, for a valuable consideration, conveys to Grantee the following described real estate in Outagamie County, State of Wisconsin (The "Property"):

VSIS 219, Less ESN + N 30' 50H180

TRANSFER
\$ 1414.20
FEE

OUTAGAMIE COUNTY
RECEIVED FOR RECORD

NOV 16 2000

AT 10 O'CLOCK A.M. PM
JANICE FLENZ
REGISTER OF DEEDS

pd 110.00

Recording Area

Name and Return Address
Attorney Steven P. Krause
KRAUSE & METZ
15 Park Place, Suite 500
Appleton, WI 54914-8250

10-1-1137-00-0

Parcel Identification Number (PIN)

This is not homestead property.
(X) (is not)

A parcel of land in the Southwest 1/4 of the Southwest 1/4 of Section Twenty-eight (28), Township Twenty-one (21), Range Seventeen (17) East, Town of Grand Chute, Outagamie County, Wisconsin, more fully described as follows: Commencing at the Southwest corner of said Section 28; thence North, along the West line of Section 28, 819.5 feet more or less to the point of beginning; thence continuing North, along the West line of Section 28, 208.7 feet to a point in the South right of way line of West College Avenue extended; thence East, along the South right of way line of West College Avenue extended, 241.7 feet to a point; thence South parallel with the West line of Section 28, 208.7 feet to a point; thence West parallel with the South right of way line of West College Avenue extended, 241.7 feet to the point of beginning, less the East 50.0 feet thereof. Also less the West 33 feet and the North 30 feet used for highway purposes.

Together with all appurtenant rights, title and interests.

Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except and subject to easements, restrictions and covenants of record.

Dated this 10th day of November, 2000

* _____


* Dennis A. Malchow

* _____


* Lorn M. Dilley

AUTHENTICATION

ACKNOWLEDGMENT

Signature(s) of Dennis A. Malchow and Lorn M. Dilley

STATE OF _____)
) ss.
_____ County.)

authenticated this 10th day of November, 2000

Personally came before me this _____ day of
_____ the above named

* Steven P. Krause

_____ to me known to be the person(s) who executed the foregoing instrument and acknowledge the same.

TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, _____
authorized by § 706.06, Wis. Stats.)

* _____
Notary Public, State of _____
My Commission is permanent. (If not, state expiration date: _____)

THIS INSTRUMENT WAS DRAFTED BY
Attorney Steven P. Krause
15 Park Place, Appleton, WI 54914-8250

(Signatures may be authenticated or acknowledged. Both are not necessary.)

*Names of persons signing in any capacity should be typed or printed below their signatures

RIGHT-OF-WAY

September 13, 2011

Department of Public Works
Town of Grand Chute
1900 Grand Chute Boulevard
Grand Chute, WI 54913

RE: Notification of soil and groundwater contamination above applicable standards at the property located at 3223 W. College Avenue, Appleton, WI.

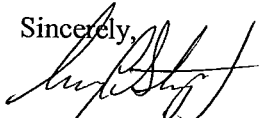
Department of Public Works:

Per Wisconsin Department of Natural Resources (WDNR) regulations I am required to notify you, the department responsible for maintaining the road right-of-way, that soil and groundwater contamination exists at 3223 W. College Avenue, Appleton, WI (former Robert Malchow property) that is above applicable standards. Analytical testing performed on groundwater samples collected from monitoring well SMW10 at the site has shown that groundwater contamination exists immediately adjacent to the road right-of-way. The contamination was not found in monitoring well SMW11, but it is suspected that the groundwater contamination has migrated into the road right-of-way. The contaminant levels are above enforcement standards in the groundwater collected from monitoring well SMW10. (See Figure 7 – Approximate Extent of Groundwater Contamination (10/22/08), enclosed.) The former Robert Malchow site is being reviewed for closure by the WDNR and this letter is a condition of closure.

If this site is closed, all property where soil and/or groundwater contamination exceeds applicable standards will be listed on the WDNR's geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS registry includes maps showing the location of properties in Wisconsin where soil and groundwater contamination above standards were found at the time of case closure. The GIS registry is available on the WDNR's web site (www.dnr.state.wi.us).

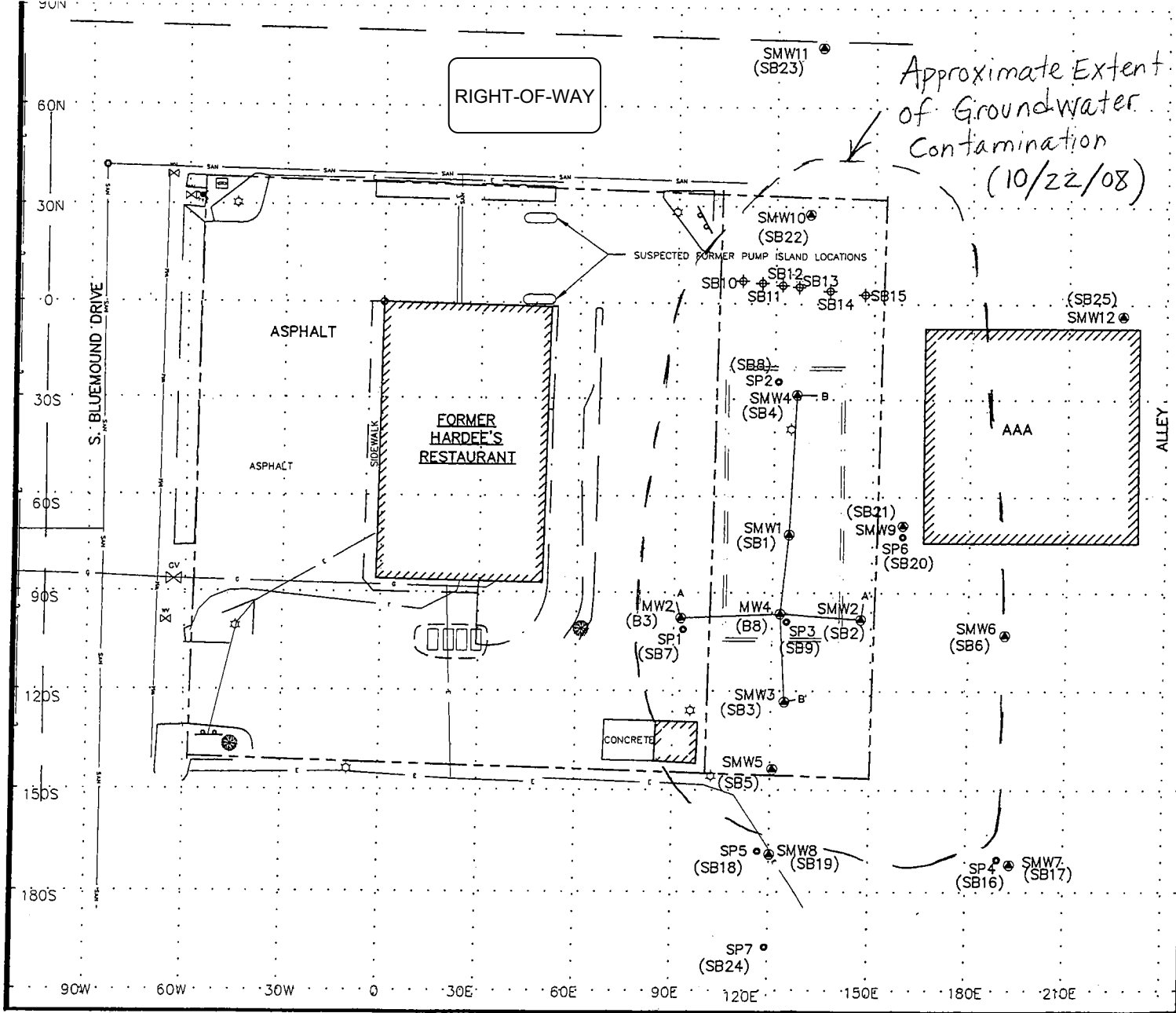
Should you wish to perform any work within the contaminated area that may result in coming in contact with the soil and/or groundwater, special requirements may be necessary to dispose of the contaminated soil and/or groundwater that is encountered during the work. Please contact the WDNR or an environmental consultant if work in the designated area on the attached figure is planned, to determine if special precautions should be taken when encountering contaminated soil and/or groundwater.

Sincerely,



Corey Stumpf

Enclosures



SCALE: 1" = 30'

LOCAL GRID NORTH

LEGEND:

- Cross Section
- MW4 Well Location and I.D. No.
- SP4 Piezometer Location and I.D. No.
- SB1 Soil Boring Location and I.D. No.
- Former Building Foundation
- Suspected Former Tank Location
- 6,000 Gallon Gasoline USTs
- Property Line
- Approximate Limit of Excavation
- Edge of Asphalt
- Edge of Concrete Pavement
- Building Face
- Hydrant
- Water Valve
- Gas Valve
- Gas Line
- Watermain
- Telephone Cable
- Telephone Booth
- Light Post
- Sanitary Line with Manhole
- Electrical Line
- Reference Point
- Grid Line (30' interval)

FIGURE 7
 Approximate Extent of Groundwater Contamination (10/22/08)

VACANT LOT
 3223 W. COLLEGE AVENUE
 TOWN OF GRAND CHUTE, WISCONSIN

OMNI ASSOCIATES

ONE SYSTEMS DRIVE
 APPLETON, WI 54914
 PHONE (920) 735-6900
 FAX (920) 830-6100

PROJECT MANAGER:	PROJECT NO:	N1556A99
PROJECT ENGINEER:	CAD FILE NO:	N1556A2
DRAWN BY:	DLD	SCALE: 1"=30'
REVIEWED BY:	DATE:	4/7/03