GIS REGISTRY INFORMATION

SITE NAME:	EP RENTALS			_
BRRTS #:	02-20-231085	FID # (if appropriate)	<u> </u>	
COMMERCE # (if appropriate):				
CLOSURE DATE:	03/24/2006			_
STREET ADDRESS:	68 NORTH MAIN STREE	Γ		_
CITY:	FOND DU LAC			_
SOURCE PROPERTY GPS COOF WTM91 projection):	RDINATES (meters in	X=6	44943 Y= 368691	
CONTAMINATED MEDIA:	Groundwater	Soil	Both	х
OFF-SOURCE GW CONTAMINAT	TION >ES:	Yes	X No	
IF YES, STREET ADDRESS 1:				-
GPS COORDINATES (meters in W	VTM91 projection):	X=	Y=	-
OFF-SOURCE SOIL CONTAMINA Specific RCL (SSRCL):	ATION >Generic or Site-	Yes	X No	
IF YES, STREET ADDRESS 1:				_
GPS COORDINATES (meters in V	VTM91 projection):	X=	Y=	-
CONTAMINATION IN RIGHT OF	WAY:	Yes	X No	
DOCUMENTS NEEDED:				_
Closure Letter, and any conditional				х
Copy of most recent deed, including	legal description, for all affe	cted properties		×
Certified survey map or relevant por County Parcel ID number, if used for	<i>r county</i> , for all affected prop	erties #7-1815		X
wells within 1200' of the site.	er copy). If groundwater standards a	are exceeded, the map must also	include the location of all municipal and potable	×
notable wells (8.5x14" if paper copy). This	man shall also show the location of	of all contaminated public streets,	nant sources, utility lines. monitoring wells and highway and railroad rights-of-way in relation to nd soil contamination exceeding ch. NR 720	×
Tables of Latest Groundwater Analy	tical Results (no shading or o	cross-hatching)		х
Tables of Latest Soil Analytical Resu	ults (no shading or cross-hate	ching)		X
Isoconcentration map(s), if required extent of groundwater contamination define	for site investigation (SI) (8.5 d. If not available, include the late	ix14" if paper copy). The isocondest extent of contaminant plume	entration map should have flow direction and map.	x
GW: Table of water level elevations	, with sampling dates, and fre	e product noted if present	avimum variation in flow direction is	×
GW: Latest groundwater flow direct greater than 20 degrees)	tion/monitoring well location	map (should be 2 maps if inc	aximum variation in flow direction is	х
SOIL: Latest horizontal extent of co	ontamination exceeding gene	ric or SSRCLs, with one con	tour	х
Geologic cross-sections, if required	for SI. (8.5x14' if paper copy)			х
RP certified statement that legal des		ccurate		х
Copies of off-source notification lett				na
Letter informing ROW owner of resident				na
Copy of (soil or land use) deed restr			closure	X
Copy of any maintenance plan refer	enced in the deed restriction.			Х



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Ronald W. Kazmierczak, Regional Director Oshkosh Service Center 625 E. CTY Y, Suite 700 Oshkosh, Wisconsin 54901-9731 Telephone 920-424-3050 FAX 920-424-4404

March 24, 2006

EP Rentals, Inc. Mr. Bob Fellman N5832 Rockwood Ct. Fond du Lac, WI 54935

Subject:

Final Case Closure With Conditions Met

EP Rentals (former Econoprint), 68 N. Main St., Fond du Lac, WI

WDNR BRRTS Activity # 02-20-231085

Dear Mr. Fellman:

On December 16, 2005, the Northeast Regional Closure Committee reviewed the above referenced case for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On December 21, 2005, you were notified that the Closure Committee had denied closure because the filed deed restriction was needed.

On March 22, 2006, the Department received correspondence indicating that you have complied with the requirements of closure. A copy of the filed deed restriction and the well abandonment forms have been provided. Based on the correspondence and data provided, it appears that your case has been remediated to Department standards in accordance with s. NR 726.05, Wis. Adm. Code. The Department considers this case closed and no further investigation, remediation or other action is required at this time.

Your site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed Remediation Sites. Information that was submitted with your closure request application will be included on the GIS Registry. To review the sites on the GIS Registry web page, visit http://dnr.wi.gov/org/aw/rr/gis/index.htm.

Your site was closed with the requirement that a deed restriction (for the protection of groundwater and direct contact soil issues) be recorded at the county Register of Deeds office, and that maintenance of the impervious surface and building on the property is conducted as described in the maintenance and inspection plan, dated October 24, 2005. The maintenance plan and inspection log are to be kept up-to-date and on-site, and the inspection log need only be submitted to the Department upon request. A copy of the deed restriction and the referenced maintenance plan can be found in the Department's regional files, or they can be viewed on the GIS Registry for this site, at http://dnr.wi.gov/org/aw/rr/gis/index.htm.

Recent groundwater monitoring data at this site indicates exceedances of the NR 140 preventive action limit (PAL) for Tetrachloroethene (PCE) at monitoring wells MW4 and MW15, but compliance with the NR 140 enforcement standard. The Department may grant an exemption to a PAL for a substance of public health concern, other than nitrate, pursuant to s. NR 140.28(2)(b), Wis. Adm. Code, if all of the following criteria are met:



- The measured or anticipated increase in the concentration of the substance will be minimized to the extent technically and economically feasible.
- Compliance with the PAL is either not technically or economically feasible.
- The enforcement standard for the substance will not be attained or exceeded at the point of standards application.
- Any existing or projected increase in the concentration of the substance above the background concentration does not present a threat to public health or welfare.

Based on the information you provided, the Department believes that the above criteria have been or will be met. Several rounds of monitoring at wells MW4 and MW15 indicate that it is unlikely that PCE will reach enforcement standard levels. Therefore, pursuant to s. NR 140.28(2)(b), Wis. Adm. Code, an exemption to the PAL is granted for Tetrachloroethene (PCE) at monitoring wells MW4 and MW15. This letter serves as your exemption.

Please be aware that this 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 the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 920-303-5424.

Sincerely,

Casey 2 Jones
Casey L. Jones
Hydrogeologist

Remediation & Redevelopment Program

cc: Scott Hodgson, Miller Engineers, 1119 W Kennedy Ave, Suite A, Kimberly, WI 54136 Jennifer Easterly, WDNR Project Manager (e-mail) Bill Phelps, WDNR Madison, DG/2



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Ronald W. Kazmierczak, Regional Director Oshkosh Service Center 625 E. CTY Y, Suite 700 Oshkosh, Wisconsin 54901-9731 Telephone 920-424-3050 FAX 920-424-4404

December 21, 2005

EP Rentals, Inc. Mr. Bob Fellman N5832 Rockwood Ct. Fond du Lac, WI 54935

Subject:

Case Closure Denial—Deed Restriction Needed

EP Rentals (former Econoprint), 68 N. Main St., Fond du Lac, Wisconsin

WDNR BRRTS Activity # 02-20-231085

Dear Mr. Fellman:

On December 16, 2005, the Northeast Regional Closure Committee reviewed your request for closure of the case described above. The Northeast Regional Closure Committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of your closure request, the closure committee has denied closure because additional requirements must be met. The purpose of this letter is to inform you of the remaining requirements for obtaining closure.

Your site was denied closure because no deed restriction was provided, which is required in order to comply with state law and administrative codes. It appears your site has been adequately investigated and may be eligible for case closure if certain minimum closure requirements are met. Once you complete the tasks below, your site will be reconsidered for closure.

DEED RESTRICTION FOR CONTAMINATED SOIL

To close this site, the Department requires that a deed restriction be signed and recorded to address remaining soil contamination associated with the site.

The purpose of a deed restriction at this site is to:

- (1) maintain a surface barrier over the remaining soil contamination to:
 - (a) prevent contamination from impacting human health through direct contact.
 - (b) prevent contamination from impacting groundwater due to the infiltration of precipitation.

Your consultant has provided a draft deed restriction along with a copy of the deed. After the Department has reviewed and approved the draft document for completeness, I will send it to you. You will then need to sign it if you own the property, or have the appropriate property owner sign it, and have it recorded by the Fond du Lac County Register of Deeds. Then you must submit a copy of the recorded document, with the recording information stamped on it, to me within 30 days of receiving the final, approved deed document from the Department. Please be aware that if a deed restriction is recorded for the wrong property because of an inaccurate legal description or parcel identification number that you have



provided, you will be responsible for recording corrected documents at the Register of Deeds Office.

MAINTENANCE PLAN

To close this site, the Department requires that the pavement cover at the site must be maintained to minimize direct contact concerns and protect groundwater. The cover is to be maintained in accordance with a plan prepared and submitted to the Department pursuant to s. NR 724.13(2), Wis. Adm. Code. The maintenance plan has been submitted by your consultant for Department review and approval.

PURGE WATER, WASTE AND SOIL PILE REMOVAL

Any remaining monitoring well purge water, waste and/or soil piles generated as part of site investigation or remediation activities must be removed from the site and disposed of or treated in accordance with Department of Natural Resources' rules. Once that work is completed, please send a letter documenting that any remaining purge water, waste and/or soil piles have been removed.

MONITORING WELL ABANDONMENT

The monitoring wells at the site must be properly abandoned in compliance with ch. NR 141, Wis. Adm. Code. Documentation of well abandonment must be submitted to Jennifer Easterly on Form 3300-5B found at www.dnr.state.wi.us/org/water/dwg/qw/ or provided by the Department of Natural Resources. NOTE: MONITORING WELLS SHOULD BE ABANDONED ONLY IF ALL OTHER REQUIREMENTS OF CLOSURE ARE MET.

When all the above requirements have been satisfied, please submit a letter, together with any required documentation, to let me know that applicable requirements have been met. Your site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed Remediation Sites. Information that was submitted with your closure request application will be included on the GIS Registry. To review the sites on the GIS Registry web page, visit http://maps.dnr.state.wi.us/brrts.

Note: Case closure will be approved only if all the above requirements have been satisfied, including submitting the required documentation to the Department. Please satisfy these requirements within 60 days of receiving the deed restriction from the Department. If these requirements have not been met your site will remain "open" and additional remedial actions may be necessary by you to eliminate the need for these requirements.

We appreciate your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 920-303-5447.

Sincerely,

cc:

Jennifer Easterly Hydrogeologist

Remediation & Redevelopment Program

Fantily

Scott Hodgson, Miller Engineers, 1119 W Kennedy Ave, Suite A, Kimberly, WI 54136

STATE BAR OF WISCONSIN FORM 3 — 1982 QUIT CLAIM DEED

Robert W. Fellman

quit-claims to E. P. Rentals, Inc.

.....

the following described real estate in Fond du Lac County,

Property described on Exhibit A attached.

THIS	SPACE	RESERVED	FOR	RECORDING	DATA

RECORDED

VOL 997 PAGE 102-/03
JUN 22 8 26 AM '89

REGISTER OF DEEDS FOND DU LAC COUNTY, WI

RETURN TO Sager, Pavlick & Wirtz 104 South Main Street Fond du Lac, WI 54935

Tax Parcel No: 7-1815

Recites:

State of Wisconsin:

The grantee assumes and agrees to pay all interest and principal outstanding as of the 1st day of June, 1989, to First Wisconsin National Bank of Fond du Lac. The mortgage assumed is recorded in Volume 879 of Records, pages 601-603, as Document No. 400061.

The grantee assumes and agrees to pay all interest and principal outstanding as of the 1st day of June, 1989, to the City of Fond du Lac. The mortgage assumed is recorded in Volume 879 of Records, pages 854-856, as Document No. 400227.

Additional Recites:

This deed is the initial incorporation deed to begin the corporation E. P. Rentals, Inc. and to formally effect and begin said corporation's existence.

Exempt §77.25(15)

Signature(s)

FEE 17.25 (15) FXEMPT

This is not homestead property. (is) (is not)	
Dated this day of	June , 19 89
(SEAL)	Robert Fellman (SEAL)
*	* Robert W. Fellman
(SEAL)	(SEAL)
*	*
AUTHENTICATION	ACKNOWLEDGMENT

STATE OF WISCONSIN

The grantee assumes and agrees to pay all interest and principal outstanding as of the 1st day of June, 1989, to the City of Fond du Lac. The mortgage assumed is recorded in Volume 879 of Records, pages 854-856, as Document No. 400227. Additional Recites: This deed is the initial incorporation deed to begin the corporation E. P. Rentals, Inc. and to formally effect and begin said corporation's existence.

Exempt §77.25(15)

This is not homestead property. (is) (is not)	
Dated this	June , 19 89
(SEAL)	Robert Fellman (SEAL)
*	* Robert W. Fellman
(SEAL)	(SEAL)
*	*
AUTHENTICATION	ACKNOWLEDGMENT
Signature(s)	STATE OF WISCONSIN
authenticated thisday of, 19	Fond du Lac County. Personally came before me this 1st day of June , 1989 the above named Robert W. Fellman
* TIME E. MEMBER COLORED DAR OR THIS CONTENT	AVERAGE.
TITLE: MEMBER STATE BAR OF WISCONSIN (If not,authorized by § 706.06, Wis. Stats.)	to me known to be the person who executed the foregoing astrument and acknowledge the same.
THIS INSTRUMENT WAS DRAFTED BY	
Attorney Steven P. Sager	
Fond du Lac, Wisconsin 54935 (Signatures may be authenticated or acknowledged. Both are not necessary.)	Notary Public Fond du Lac County, Wis. My Commission is permanent. (If not, state expiration date:

QUIT CLAIM DEED

STATE BAR OF WISCONSIN FORM No. 3 - 1982

Wisconsin Legal Blank Co. Inc. Milwaukee, Wis.

3 1500

Sw Corners Merrill + main S

EXHIBIT A

A parcel of land being a part of Lot 19 and Lot B of the Subdivision of tract 38 of the City of Fond du Lac, Wisconsin and described as follows:

BEGINNING at the Northeast corner of said Lot 19, which is 13.67 feet south of the original Northeast corner of said Lot 19, and describing this parcel more particularly as follows:

Thence SOUTH, 101.54 feet along the East line of said Lots 19 and "B", to the North line of the Automotive Sales and Service building extending Easterly.

Thence NORTH 87°-52' WEST, 74.87 feet along said North line of the Automotive building, to the West line of the Econo-Print building.
Thence NORTH 1°-50' EAST, 38.16 feet along said West line of Econo-Print building and its extension to the South line of the Martinizing building.

Thence NORTH 89°-07' WEST, 18.46 feet along said Martinizing South

Thence NORTH 0°-07' EAST, 75.39 feet along the West line of said Martinizing building and its extension to the South line of Merrill Street.

Thence SOUTHEASTERLY, 52.87 feet along the arc of a curve to the right having a radius of 1,160.85 feet and a central angle of 2°-36'-34" and a chord bearing SOUTH 81°-15' EAST, 52.86 feet to the end of said curve.

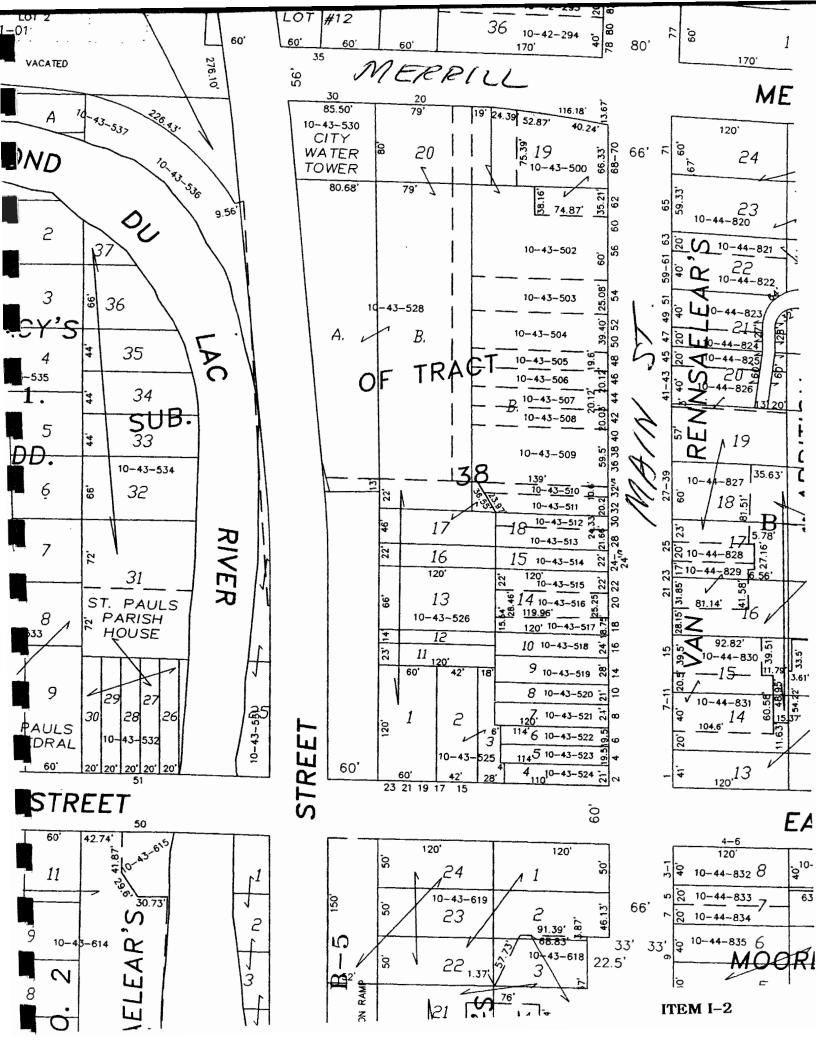
Thence SOUTH 79°-57' EAST, 40.24 feet along the South line of said Street to the point of beginning.

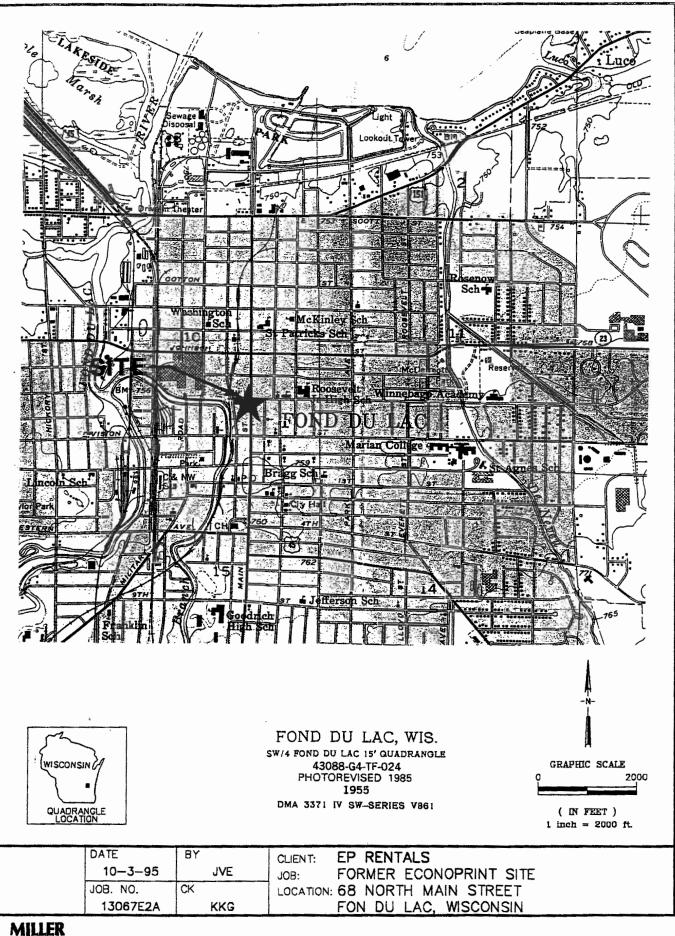
An easement is established being a strip of land 3 feet in width.

- A. Extending along the Westerly boundary of line as described at (3) above;
- B. Extending along the Southerly boundary of line as described at (4) above;
- C. Extending along the Westerly boundary of line as described at (5) above but only to the North wall of building as presently located.

The above easement area may be used by Grantee only to provide maintenance, repairs, or decorations desired or required with respect to the buildings as presently located along such lines. Such easement shall terminate with respect to any portion of such building wall at any time such portion of the wall may be removed or rebuilt and located inward so as to be no longer necessary.

Grantor is the owner of a parking area between the rear of the line above described in (3) (being the building located at 64 North Main Street) and the public alley to the West. A portion of such area may be used by Grantee to load and unload merchandise at the rear of 64 North Main Street at infrequent intervals to be agreed upon with the Grantor. Such an agreement will not be unreasonably denied, but it is understood no portion of such area may be obstructed during the regular business hours of Grantor.





MILLER ENGINEERS SCIENTISTS

FIGURE 1: SITE LOCATION MAP

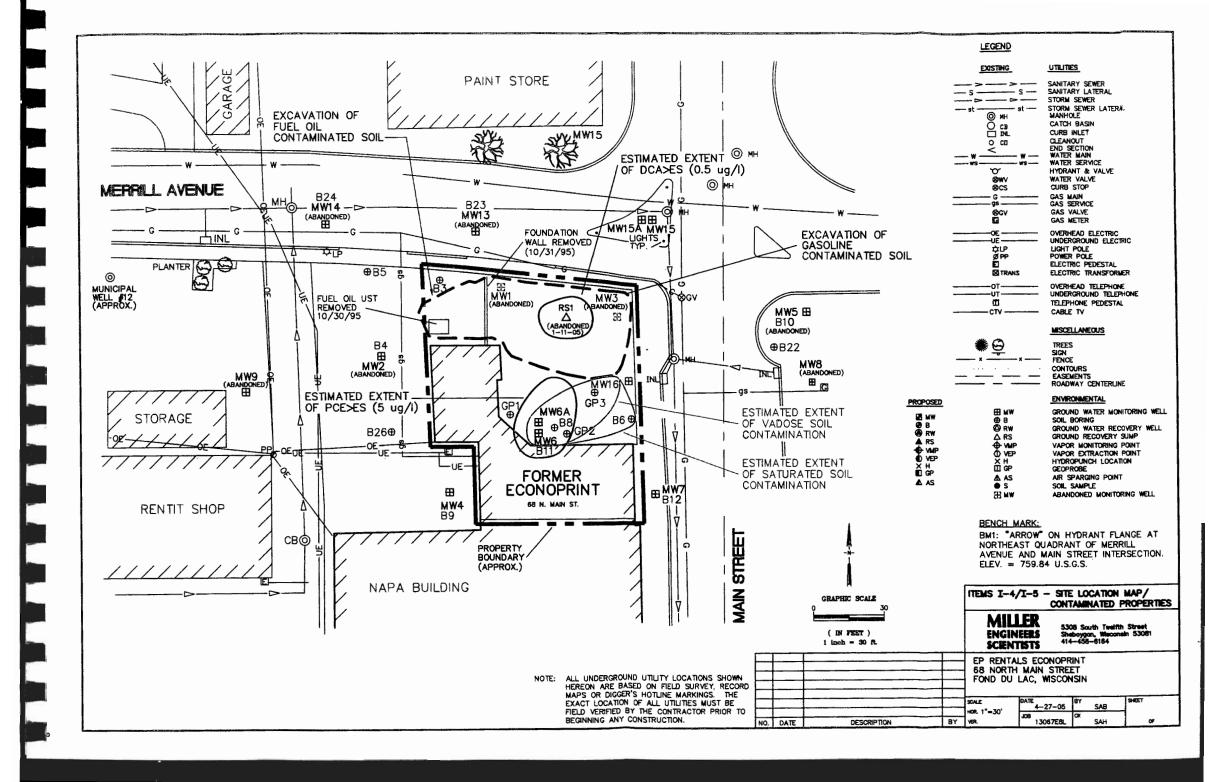


TABLE 2: Historical Groundwater Analytic Test Results (µg/L) (Continued)

MW6																	
				Ethyl-			Total			cis	trans	Vinyl	Chloride				
	Benzene	<u>1,1DCA</u>	<u>1,2DCA</u>	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2DCE	1,2DCE	Chloride	(mg/L)	<u>Methane</u>	Ethane	Ethene	<u>D.O.</u>
04/22/92	ND	ND	ND	ND	26.2	1.4	1.0	2,570	530	740	<u>36.2</u>	0.8	-	_	-		
10/02/95	ND	ND	ND	ND	ND	ND	ND	3,700	660	540	ND	ND					-
01/17/96	ND	ND	ND	ND	ND	ND	ND	1,600	320	370	ND	ND	***************************************			-	'
12/22/97	ND	ND	ND	ND	ND	ND	ND	1,600	620	380	<u>21</u>	8.9		******			
04/15/98	<4.6	<4.9	<6.1	<4.2	<5.0	<8.6	<28.6	1,500	450	320	<12	<7.3					
02/25/00	<75.0	<75.0	<75.0	<250	<200	<275	<275.0	1,050	386	1,310	<75.0	<55.0	564		-		1.0
08/31/00	<15.0	<15.0	<15.0	<50.0	<40.0	<55.0	<55.0	1,370	376	1,200	<u>16.2</u>	<11.0	1,070	****			2.5
02/15/01	<30.0	<30.0	<30.0	<100.0	<80.0	<110.0	<110.0	1,510	550	817	<30.0	<22.0	795	-	-	-	6.1
09/24/01	<16.0	<23.0	<20.0	<16.0	<13.0	<26.0	<34.0	1,700	650	2,100	<u>24†</u>	<17	760				3.0
03/28/02	<16.0	<23.0	<20.0	<16.0	<13.0	<26.0	<21	1,200	570	660	<22	<17	680				4.8
11/04/02	<6.2	<22.0	<14.0	<13.0	<<21.0	<33.0	<46	3,900	1,100	1,700	<u>34</u>	14	670	-		****	0.39
04/14/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	1,500	5 90	710	<u>18</u>	0.82†					2.00
09/25/03	<8.0	<16	<16	< 0.50	<8.0	<16	<16	1,700	540	2,000	<u>50</u>	<8.0					2.10
09/28/04	<7.25	<7.5	<7.25	<14	<14.25	<29.25	<43.5	454	168	822	12.5†	<5.25	******			_	1.08
12/14/04	<2.9	<3	<2.9	<5.6	<5.7	<11.7	<17.4	703	567	1,750	<u>30</u>	<2.1	820	5.3	<1	<1	3.90
MW6A																	
LVIVOII				Ethyl-			Total			cis	trans	Vinyl	Chloride				
	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2DCE	1,2DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
02/25/00	< 0.15	< 0.15	<0.15	<0.5	0.587	< 0.55	< 0.55	0.214	< 0.4	< 0.15	< 0.15	< 0.11	143			_	1.5
08/31/00	< 0.15	< 0.15	< 0.15	< 0.15	0.9	< 0.55	< 0.55	0.231	<0.1	< 0.15	< 0.15	< 0.12	116	N-1	-	_	3.1
02/15/01	< 0.15	< 0.15	< 0.15	< 0.5	0.85	< 0.55	< 0.55	0.298	< 0.4	0.496	< 0.15	< 0.11	132	-	_		2.9
09/24/01	< 0.16	< 0.23	< 0.20	< 0.16	0.16†	< 0.26	< 0.34	0.19†	< 0.14	< 0.24	< 0.22	< 0.17	<u>150</u>	*****			2.4
03/28/02	< 0.16	< 0.23	< 0.20	< 0.16	0.3	< 0.26	0.29†	0.54	0.29†	0.42†	< 0.22	< 0.17	160				0.47
11/04/02	< 0.25	< 0.87	< 0.55	< 0.53	< 0.84	<1.33	<1.83	1.0	0.47	2.0	< 0.80	< 0.11	180	-			0.16
04/14/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	< 0.25	< 0.25	< 0.25	< 0.25	< 0.50					0.25
09/25/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	< 0.25			*****	-	0.08
09/28/04	< 0.29	< 0.3	<029	< 0.56	< 0.57	<1.17	<1.74	< 0.7	< 0.27	0.72	< 0.22	< 0.21	-	<1	<1	<1	0.08
12/14/04	< 0.29	< 0.3	<029	< 0.56	1.46†	<1.17	<1.74	<0.7	0.27†	0.73†	< 0.22	< 0.21	<u>230</u>	2.8†	</td <td><j< td=""><td>0.07</td></j<></td>	<j< td=""><td>0.07</td></j<>	0.07
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	1	1	1	Ethyl-	ŀ	i	Total	ŀ	ı	cis	trans	Vinvl	Chloride				
NR 140 Ground	Benzene	1,1DCA	1,2DCA	benzene	Toluene	тмв	Xylenes	PCE	TCE	1.2-DCE	1.2-DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
Water Standard Enforcement	Benzene	I,IDCA	1,2001	Delizeite	Tottlette	TIVID	Aylenes	105	100	1,2-200	1,2 200	Cinoria	(mg D)	Modiate	Luidio	Littoric	- D.O:
Standard	5	850	5	700	1,000	480	10,000	5	5	70	100	0.2	250	*	*	*	*
Preventive Action Limit	0.5	<u>85</u>	0.5	140	200	<u>96</u>	1,000	0.5	0.5	7	20	0.02	125	*	*	*	*

PCE = Tetrachloroethene

TCE = Trichloroethene

cis 1,2DCE = cis 1,2-dichloroethene

trans 1,2DCE = trans 1,2-dichloroethene

^{† =} Compound detected above method LOD but below limit of quantification (LOQ)

^{- =} Sample not analyzed for compound

^{*} No established standards

TABLE 2: Historical Groundwater Analytic Test Results (µg/L) (Continued)

MW7																	
				Ethyl-			Total			cis	trans	Vinyl	Chloride				
	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	<u>Xylenes</u>	PCE	TCE	1,2DCE	1,2DCE	<u>Chloride</u>	(mg/L)	<u>Methane</u>	Ethane	Ethene	<u>D.O.</u>
10/15/92	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND					
10/02/95	ND	ND	ND	ND	ND	ND	ND	ND	NĎ	ND	ND	ND					
01/17/96	Well Not Sam																
12/22/97	ND	ND	ND	ND	0.40†	ND	ND	ND	ND	ND	ND	ND		-	-		****
04/15/98	Well Not Sam																
02/25/00	< 0.15	< 0.15	< 0.15	<0.5	<0.4	< 0.55	<0.55	< 0.15	<0.4	< 0.15	< 0.15	< 0.11	482			_	1.1
08/31/00	< 0.15	< 0.15	< 0.15	< 0.15	<0.4	< 0.55	< 0.55	< 0.15	<0.1	< 0.15	< 0.15	<0.12	406	-	-		0.9
02/15/01	< 0.15	< 0.15	<0.15	<0.5	<0.4	<0.55	<0.55	<0.15	<0.4	< 0.15	< 0.15	< 0.11	412	-			6.7
09/24/01	Well Not Sam																2.7
03/28/02	< 0.16	< 0.23	< 0.20	< 0.16	< 0.13	< 0.26	<0.21	< 0.13	< 0.14	< 0.24	<0.22	< 0.17	440	_			0.49
04/14/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	<0.50	< 0.25	<0.25	< 0.25	< 0.25	< 0.50				_	0.29
09/25/03	Well Not Sam								:								0.12
09/28/04	Well Not Sam																0.11
12/14/04	< 0.29	< 0.3	<029	< 0.56	< 0.57	<1.17	<1.74	<0.7	<0.27	<0.29	< 0.22	< 0.21	530	2.8†	<	<1	0.21
MW15																	
	الس			Ethyl-			Total		,	cis	trans	Vinyl	Chloride				
	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	<u>PCE</u>	TCE	1,2DCE	1,2DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
12/22/97	ND	0.89	ND	ND	0.20†	ND	ND	0.54	ND	ND	ND	ND		_			2101
04/15/98	< 0.12	< 0.12	0.47†	< 0.10	< 0.12	< 0.21	< 0.72	0.25†	< 0.11	< 0.34	< 0.30	< 0.18			-		-
02/25/00	< 0.15	< 0.15	< 0.15	< 0.5	< 0.4	< 0.55	< 0.55	0.167	< 0.4	< 0.15	< 0.15	< 0.11	1,200		-		6.5
08/31/00	< 0.15	< 0.15	< 0.15	< 0.15	< 0.4	< 0.55	< 0.55	1.1	< 0.1	< 0.15	< 0.15	< 0.12	1,240				1.0
02/15/01	< 0.15	< 0.15	< 0.15	< 0.5	< 0.4	< 0.55	< 0.55	1.21	< 0.4	< 0.15	< 0.15	< 0.11	1,280			Personal	7.0
09/24/01	< 0.35	< 0.29	< 0.35	< 0.36	< 0.43	< 0.44	<1.29	<u>3.8</u>	< 0.34	< 0.31	< 0.31	< 0.19	1,100			-	2.3
03/28/02	< 0.16	< 0.23	< 0.20	< 0.16	< 0.13	< 0.26	< 0.21	0.94	< 0.14	< 0.24	< 0.22	< 0.17	1,200				1.37
11/04/02	< 0.25	< 0.87	< 0.55	< 0.53	< 0.84	<1.33	<1.83	<u>2.5</u>	< 0.39	<0.81	<0.80	< 0.11	1,400	*	-		0.28
04/14/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	1.3†	< 0.25	< 0.25	< 0.25	< 0.50		_	-		1.31
09/25/03	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	2.30	< 0.25	< 0.50	< 0.50	< 0.25	*****				0.32
09/28/04	< 0.29	< 0.3	<029	< 0.56	< 0.57	<1.17	<1.74	1.56†	< 0.27	<029	< 0.22	< 0.21					0.23
12/14/04	< 0.29	< 0.3	<029	< 0.56	8.7	<1.17	<1.74	2.17	< 0.27	<029	< 0.22	< 0.21	1,200	2.7	<1	<1	1.55
NR 140 Ground	1			Ethyl-	1		Total		1	cis	trans	Vinyl	Chloride				
Water Standard	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2-DCE	1,2-DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
Enforcement		0.50		700	1.000	490	10.000		_	70	100	0.2	250		*	*	*
Standard Preventive	5	850	5	700	1,000	480	10,000	5	5	70	100	0.2	250	 			*
Action Limit	0.5	<u>85</u>	0.5	140	200	<u>96</u>	1,000	0.5	0.5	7	<u>20</u>	0.02	<u>125</u>	*	**	*	*

- = Sample not analyzed for compound

PCE = Tetrachloroethene

TCE = Trichloroethene

cis 1,2DCE = cis 1,2-dichloroethene

trans 1,2DCE = trans 1,2-dichloroethene

^{† =} Compound detected above method LOD but below limit of quantification (LOQ)

^{*} No established standards

TABLE 2: Historical Groundwater Analytic Test Results (µg/L) (Continued)

MW15A																	
				Ethyl-			Total			cis	trans	Vinyl	Chloride				
	Benzene	1,1DCA	1,2DCA	<u>benzene</u>	Toluene	TMB	Xylenes	<u>PCE</u>	TCE	<u>1,2DCE</u>	<u>1,2DCE</u>	Chloride	(mg/L)	<u>Methane</u>	Ethane	Ethene	<u>D.O.</u>
02/25/00	< 0.15	< 0.15	< 0.15	<0.5	< 0.4	< 0.55	< 0.55	< 0.15	<0.4	<0.15	< 0.15	< 0.11	<u>141</u>				2.5
08/31/00	< 0.15	< 0.15	< 0.15	< 0.15	0.897	< 0.55	<0.55	<0.15	<0.1	< 0.15	<0.15	< 0.12	247		********		1.6
02/15/01	< 0.15	<0.15	< 0.15	< 0.5	0.405	< 0.55	< 0.55	<0.15	<0.4	< 0.15	< 0.15	< 0.11	265		_		4.4
09/24/01	< 0.35	<0.29	< 0.35	< 0.36	< 0.43	< 0.44	<1.29	1.7	< 0.34	<0.31	<0.31	< 0.19	290				2.2
03/28/02	< 0.16	< 0.23	< 0.20	< 0.16	0.36†	< 0.26	<0.21	< 0.13	<0.14	<0.24	< 0.22	< 0.17	310				0.23
11/04/02	< 0.25	< 0.87	< 0.55	< 0.53	< 0.84	<1.33	<1.83	< 0.63	< 0.39	< 0.81	<0.80	< 0.11	340			*****	0.13
04/14/03	< 0.25	<0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	< 0.50	< 0.25	< 0.25	< 0.25	< 0.50	_				0.21
09/25/03	< 0.25	<0.50	< 0.50	< 0.50	< 0.25	<0.50	< 0.50	< 0.50	< 0.25	< 0.50	< 0.50	< 0.25				-	0.12
09/28/04	< 0.29	<0.3	<029	< 0.56	< 0.57	<1.17	<1.74	<0.7	< 0.27	<029	< 0.22	< 0.21		Appellana.			0.01
12/14/04	< 0.29	<0.3	<029	<0.56	2.5	<1.17	<1.74	<0.7	< 0.27	<029	<0.22	< 0.21	370	<1	<1	<1	0.13
									:								
MW16				Paled			Tatal			_+_	4	1721	CU-11				
	D	1.1004	1.2004	Ethyl-	Talaana	TLO	Total	PCE	TOE	cis 1,2DCE	trans	Vinyl Chloride	Chloride	14-4	Pd.	D.I	ъ.
01/17/96	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2000	1,2DCE	Chioride	(mg/L)	Methane	Ethane	Ethene	D.O.
12/22/97																	l
04/15/98																	1
02/25/00																	1
08/31/00																	1
02/15/01							Prior	to Well Co	nstruction								1
09/24/01									Jiioti uction								-
03/28/02																	
11/04/02																	
04/14/03																	1
09/25/03																	
09/28/04	< 0.29	<0.3	1	< 0.56	0.88†	<1.17	<1.74	<0.7	<0.27	0.31†	<0.22	<0.21					2.97
12/14/04	< 0.29	< 0.3	1.3	< 0.56	1.07†	<1.17	<1.74	< 0.7	< 0.27	1.2	< 0.22	< 0.21	240	2.4†	<1	<1	6.81
																-	
NR 140 Ground		l	1	Ethyl-			Total		i	cis	trans	Vinyl	Chloride				
Water Standard	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2-DCE	1,2-DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
Enforcement	_	000	,	700	1.000	400	10.000	_	,	70	100	0.0	250		*		
Standard	5	850	5	700	1,000	480	10,000	5	5	70	100	0.2	250		×	*	*
Preventive Action Limit	0.5	85	0.5	140	<u>200</u>	<u>96</u>	1,000	0.5	0.5	7	<u>20</u>	0.02	125	*	*	*	*

PCE = Tetrachloroethene

TCE = Trichloroethene

cis 1,2DCE = cis 1,2-dichloroethene trans 1,2DCE = trans 1,2-dichloroethene

^{† =} Compound detected above method LOD but below limit of quantification (LOQ)

^{- =} Sample not analyzed for compound

^{*} No established standards

^{1\}DATA\1995\13000\13067\QualtoPro\GWRESULT.WB2: Final PCE Plume Hist GW Res

TABLE 2: Historical Groundwater Analytic Test Results (µg/L) (Continued)

RS1				Ethyl-			Total			cis	trans	Vimul	Chloride				
	Renzene	1.1DCA	1,2DCA		Toluene	TMB	Xylenes	PCE	TCE	1.2DCE		Vinyl		Mathana	Pal	F1.4	
01/17/96	Benzene 80			benzene			_		ICE	LZDCE	<u>1,2DCE</u>	<u>Chloride</u>	(mg/L)	<u>Methane</u>	Ethane	Ethene	<u>D.O.</u>
				ND	ND	ND	9.2						_				
12/22/97	0.25†	7.2	ND	ND	ND	0.22†	ND	0.36†	ND	ND	ND	ND	-	_	_		
04/15/98	0.39	< 0.12	<u>4,6</u>	< 0.10	< 0.12	0.26†	< 0.72	<0.13	< 0.11	< 0.34	< 0.30	< 0.18	_		-		
02/25/00	<1.50	<1.50	1.74	6.58	7.51	39.3	65.57	<1.50	<4.00	<1.50	<1.50	<1.10	3,180				3.9
08/31/00	1.07	< 0.15	1.46	3.42	3.99	4.01	4.00	< 0.15	<0.4	< 0.15	< 0.15	< 0.11	2,090				1.8
02/15/01	Well Not Sam	pled															
09/24/01	Well Not Sam	pled															2.5
03/28/02	0.36†	< 0.23	2.0	1.2	< 0.13	< 0.26	< 0.21										0.5
11/04/02	Well Not Sam	pled															0.7
04/14/03	0.45†	< 0.50	1.4†	2.2	2.2	4.27	8.4	< 0.25	< 0.25	< 0.25	< 0.25	< 0.50			-		017
09/25/03	Well Not Sam	pled															0.32
09/28/04	0.76†	< 0.3	2.7	1.9	< 0.57	<1.17	<1.74	< 0.7	< 0.27	< 0.29	< 0.22	< 0.21					0.23
12/14/04	< 0.29	< 0.3	8.3	< 0.56	< 0.57	<1.17	<1.74	< 0.7	< 0.27	< 0.29	< 0.22	< 0.21	3,100	51	<1	<1	0.20
01/12/05	Well Abandon	ned .															
NR 140 Ground	1	1		Ethyl-		ĺ	Total			cis	trans	Vinyl	Chloride				
Water Standard	Benzene	1,1DCA	1,2DCA	benzene	Toluene	TMB	Xylenes	PCE	TCE	1,2-DCE	1,2-DCE	Chloride	(mg/L)	Methane	Ethane	Ethene	D.O.
Enforcement			_					_									
Standard	5	850	5	700	1,000	480	10,000	5	5	70	100	0.2	250	*	*	*	*
Preventive Action Limit	0.5	<u>85</u>	0,5	140	200	<u>96</u>	1,000	0.5	0.5	7	20	0.02	125	· *·	*	*	*

PCE = Tetrachloroethene

TCE = Trichloroethene

cis 1,2DCE = cis 1,2-dichloroethene trans 1,2DCE = trans 1,2-dichloroethene

I:\DATA\1995\13000\13067\QuatroPro\GWRESULT.WB2: Final PCE Plume Hist GW Res

^{† =} Compound detected above method LOD but below limit of quantification (LOQ)

^{- =} Sample not analyzed for compound

^{*} No established standards

TABLE 1
Soil Analytic Test Results-Chlorinated VOC's

EP Rentals, Inc. Former Econoprint Site Fond du Lac, Wisconsin

Project Number: 95-2-13067

	Jai	nuary 27, 20	000	July 13, 2004									
Sample Name	MW6A-1	MW6A-2	MW15A-1	GP1-1	GP1-2	GP1-3	GP2-1	GP2-2	GP3-1	GP3-3	MW16-1	MW16-3	
Sample Depth (ft.)	5-7	10-12	15-17	0-4	4-8	8-12	0-4	8-12	0-4	8-11	0-4	8-12	
Analyte (ug/kg)													
2-Chiorotoluene	<0.025	<0.025	<0.025	<25	801	<25	<25	<25	<25	<25	<25	<25	
4-Chiorotoluene	<0.025	<0.025	<0.025	<25	561	<25	<25	<25	<25	<25	<25	<25	
cis-1,2-Dichloroethene	870	<4.00	<0.025	<25	47	<25	<25	36 †	30†	32†	<25	<25	
2,2-Dichloropropane	870	<4.00	<0.025	<25	<25	<25	<25	<25	<25	<25	<25	<25	
Tetrachloroethene (PCE)	278	32,200	<0.025	241	<25	<25	288	<25	5,070	481	<25	<25	
Trichloroethene (TCE)	1,370	<4.00	<0.025	<25	61	<25	27	<25	367	43	<25	<25	
Vinyl Chloride	<0.1	<4.00	<0.025	<25	<25	<25	<25	<25	<25	<25	<25	<25	
Total PVOC	<lod< td=""><td><lod< td=""><td><lod< td=""><td>ND</td><td>4,534</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td></lod<></td></lod<></td></lod<>	<lod< td=""><td><lod< td=""><td>ND</td><td>4,534</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td></lod<></td></lod<>	<lod< td=""><td>ND</td><td>4,534</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td><td>ND</td></lod<>	ND	4,534	ND	ND	ND	ND	ND	ND	ND	

<LOD = Less than Limit of Detection

PVOC = Petroleum Volatile Organic Compounds (EPA Method 8260)

^{† =} Detected below the Limit of Quantitation

I:\DATA\1995\13000\13067\Excel\|SORE0100.XLS]Soil Results July 2004

TABLE 1
Pre-Remedial Soil Analytic Test Results-Initial Investigation by Fuhrman

Former Econoprint Site Fond du Lac, Wisconsin Job Number: 13067E

Date Sampled	9-26-91	9-26-91	9-27-91	9-27-91	9-27-91	10-5-92	5-26-93	10-7-93	
	*	*		*			*		
		MW1		MW3		MW7			NR 720 Soil
Analyte (ppb)	SB1-2	SB2-2	SB6-3	SB7-2	SB8-4	SB12-4	SB21-3	SB26-2	Standards
Benzene	81	ND	83	12	81	ND	6,320	ND	5.5
n-Butylbenzene	ND	ND	ND	ND	858	ND	33,700	ND	
sec-Butylbenzene	ND	15,025	ND	ND	ND	ND	2,440	ND	
cis-1,2-Dichloroethene	ND	34.7							
Ethylbenzene	ND	25,055	ND	15	415	ND	29,400	ND	2,900
Isopropylbenzene	ND	ND	ND	ND	126	ND	8,170	ND	
p-Isopropyltoluene	ND	ND	ND	ND	ND	ND	3,750	ND	
Naphthalene	70	ND	ND	ND	1,000	ND	ND	ND	
n-Propylbenzene	ND	ND	ND	29	409	ND	3,060	ND	
Toluene	96	ND	ND	ND	776	ND	25,100	ND	1,500
Tetrachloroethene	ND	ND	1,710	ND	25,683	ND	ND	183	
Trichloroethene	ND	203							
1,2,4-Trimethylbenzene	ND	ND	ND	89	3,258	ND	91,600	ND	
1,3,5-Trimethylbenzene	ND	ND	ND	25	762	ND	27,200	ND	
Vinyl Chloride	ND								
Xylenes	ND	44,217	ND	43	1,914	ND	98,500	ND	4,100
Total VOC	247	84,297	1,793	213	35,282	ND	329,240	420.7	
TPH-gas (ppm)	<0.5	1463		42.9	3.3				
TPH-Diesel (ppm)	< 0.5	84.4		_		_			100
Depth (ft)	6	5.5	8.5	5	11	11	7.5	5	

BOLD = Exceeds NR 720 Soil Standards

--- = Not Analyzed

VOC = Volatile Organic Compounds

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^{*} Removed during October 1995 excavation of petroleum contaminated soil.

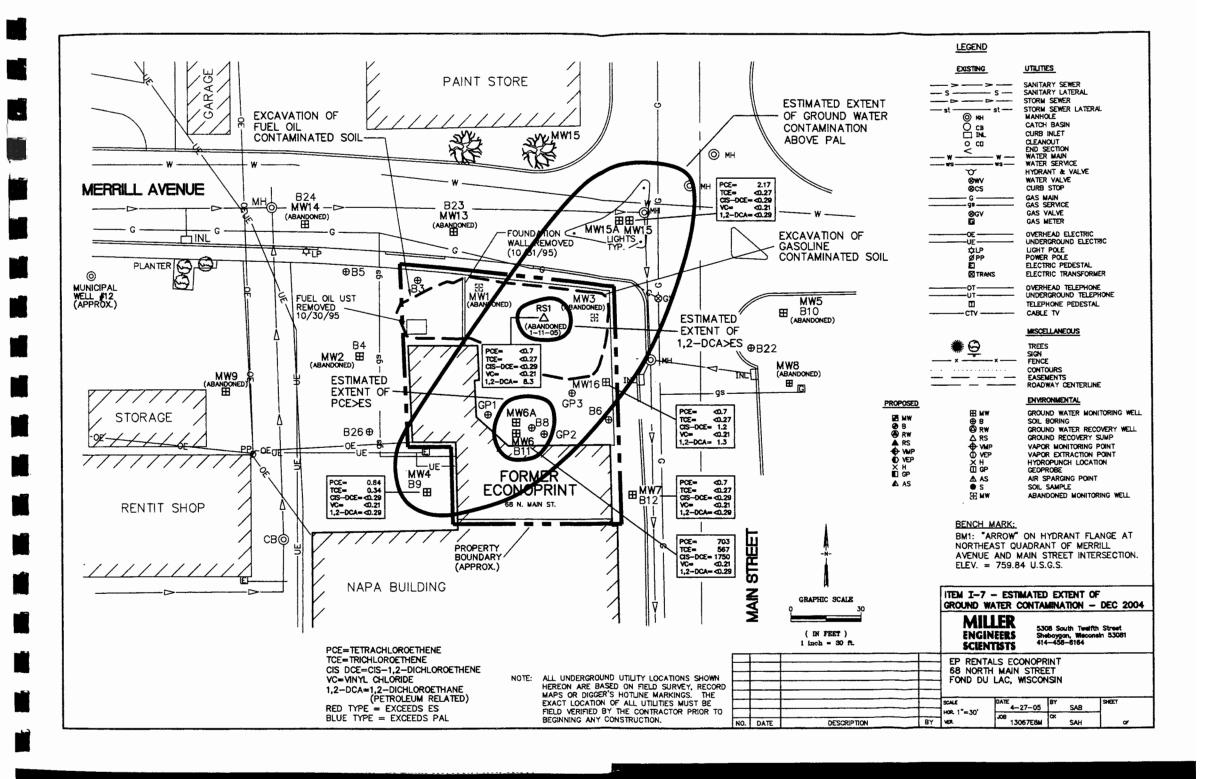


TABLE 1 Historical Groundwater Elevations

Former Econoprint Site Fond du Lac, Wisconsin Job Number: 95-2-13067

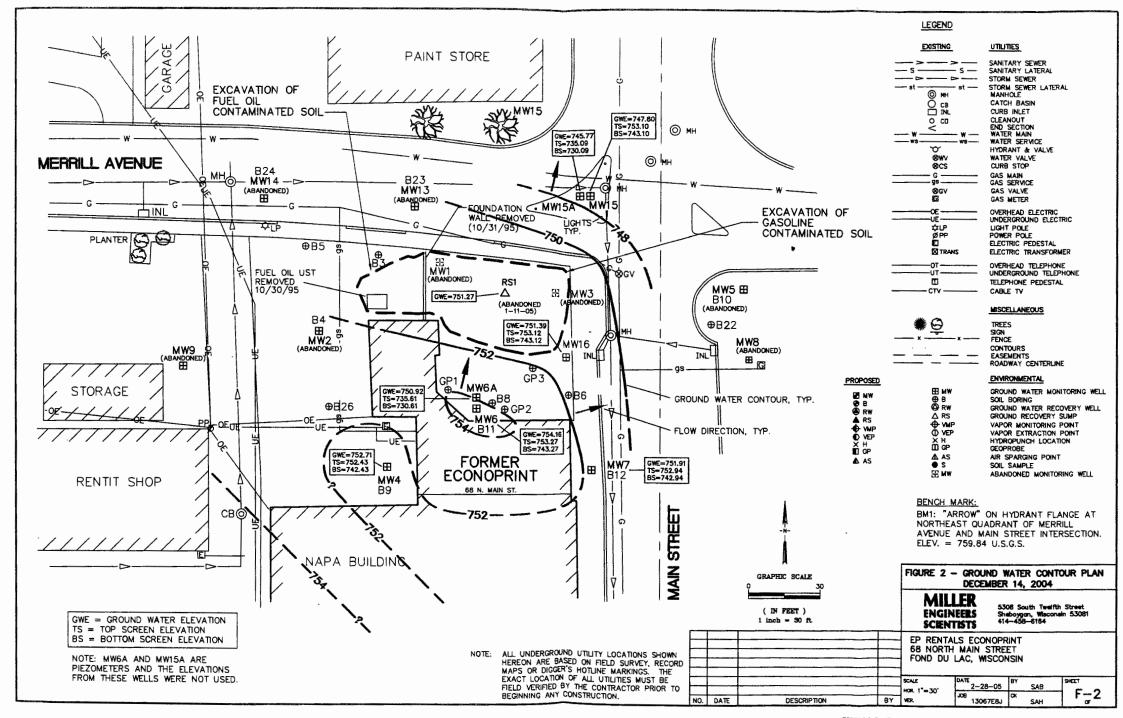
	MW1	MW2	MW3	MW4	MW6	MW6A	MW7	MW13	MW14	<u>RS1</u>	MW15	MW15A	MW16
Top of PVC_	756.92	757.00	757.70	757.63	758.47	758.31	757.64	756.27	755.76	757.63	757.80	757.79	757.82
Top of Screen*				752.43	753.27	735.61	752.94			NA	753.10	735.09	753.12
Bottom of Screen*		Abandoned		742.43	743.27	730.61	742.94	Aband	oned	NA	743.10	730.09	743.12
_													
<u>DATE</u>	<u>MW1</u>	MW2	MW3	MW4	<u>MW6</u>	MW6A	<u>MW7</u>	MW13	MW14	<u>RS1</u>	<u>MW15</u>	MW15A	<u>MW16</u>
10/02/95	752.23	753.10	752.82	753.06	752.35		752.23	748.95	748.73				
01/17/96	Abandoned	751.52	Abandoned	751.53	751.19		751.24	748.51	748.02				Prior
12/22/97	Abandoned	753.13	Abandoned	752.98	752.42		751.33	748.93	748.72	751.39	745.56		to
04/10/98	Abandoned	753.96	Abandoned	752.50	754.15		750.23	749.03		751.78	748.01		Const.
02/25/00	Abandoned	Abandoned	Abandoned	751.27	750.95	748.06	750.64	Abandoned	Abandoned	751.22	748.14	734.51	İ
08/31/00	Abandoned	Abandoned	Abandoned	753.29	752.54	751.17	750.00	Abandoned	Abandoned	751.47	748.58	747.26	
02/15/01	Abandoned	Abandoned	Abandoned	752.01	751.47	750.53	749.94	Abandoned	Abandoned	· 	748.21	747.15	
09/24/01	Abandoned	Abandoned	Abandoned	753.13	752.72	751.91	750.24	Abandoned	Abandoned	751.33	748.53	747.29	
03/28/02	Abandoned	Abandoned	Abandoned	753.08	754.09	750.61	750.74	Abandoned	Abandoned	751.28	748.35	747.29	
11/04/02	Abandoned	Abandoned	Abandoned	752.63	752.57	752.06		Abandoned	Abandoned		748.55	745.49	
04/14/03	Abandoned	Abandoned	Abandoned	753.08	754.47	751.59	753.34	Abandoned	Abandoned	751.33	748.25	747.09	
09/25/03	Abandoned	Abandoned	Abandoned	753.07	752.94	750.43	749.94	Abandoned	Abandoned	750.20	747.24	745.74	
Well Elevations Re	surveyed July	15, 2004											

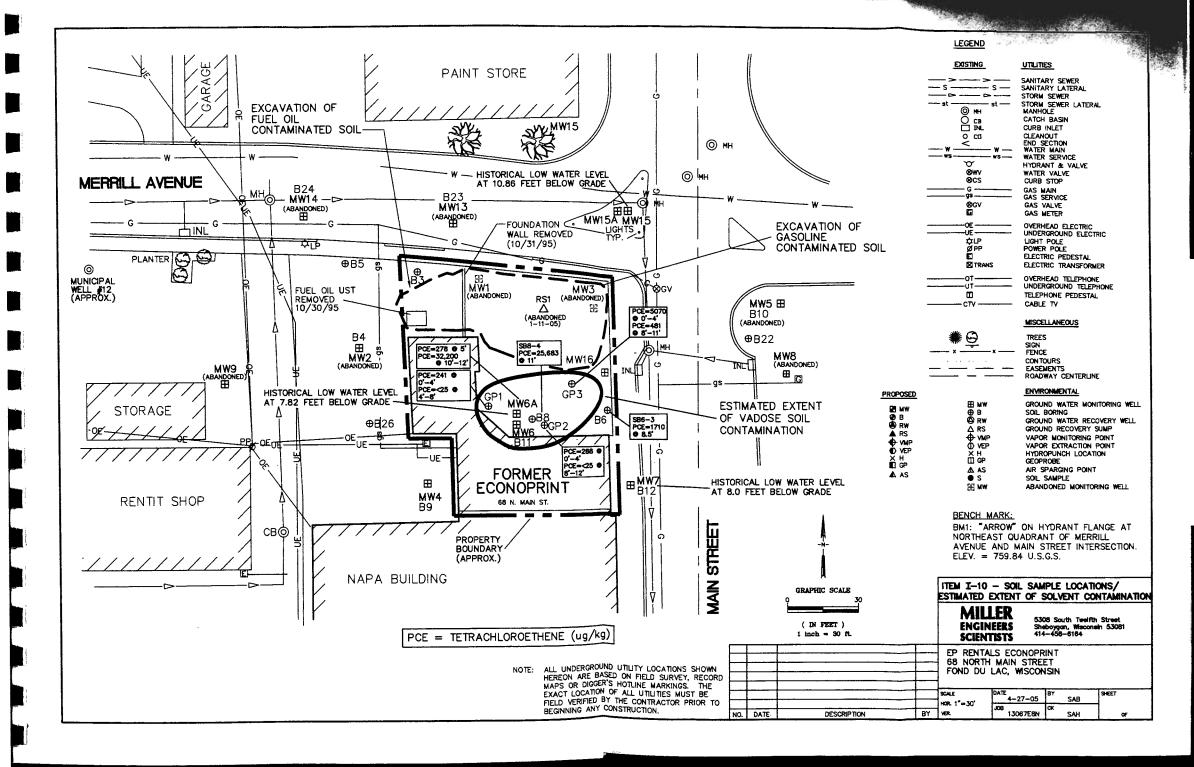
_	MW1	MW2	MW3	MW4	MW6	MW6A	MW7	MW13	MW14	RS1**	MW15	MW15A	MW16
Top of PVC				757.63	758.47	758.31	757.64			757.63	757.80	757.79	757.82
Top of Screen*		Abandoned		752.43	753.27	735.61	752.94	Abanc	loned	NA	753.10	735.09	753.12
Bottom of Screen*				742.43	743.27	730.61	742.94			NA	743.10	730.09	743,12
_				-									
09/28/04				753.39	752.44	751.51	751.67			751.26	748.50	747.31	746.02
12/14/04				752.71	754.16	750.92	751.91			751.27	747.80	745.77	751.39

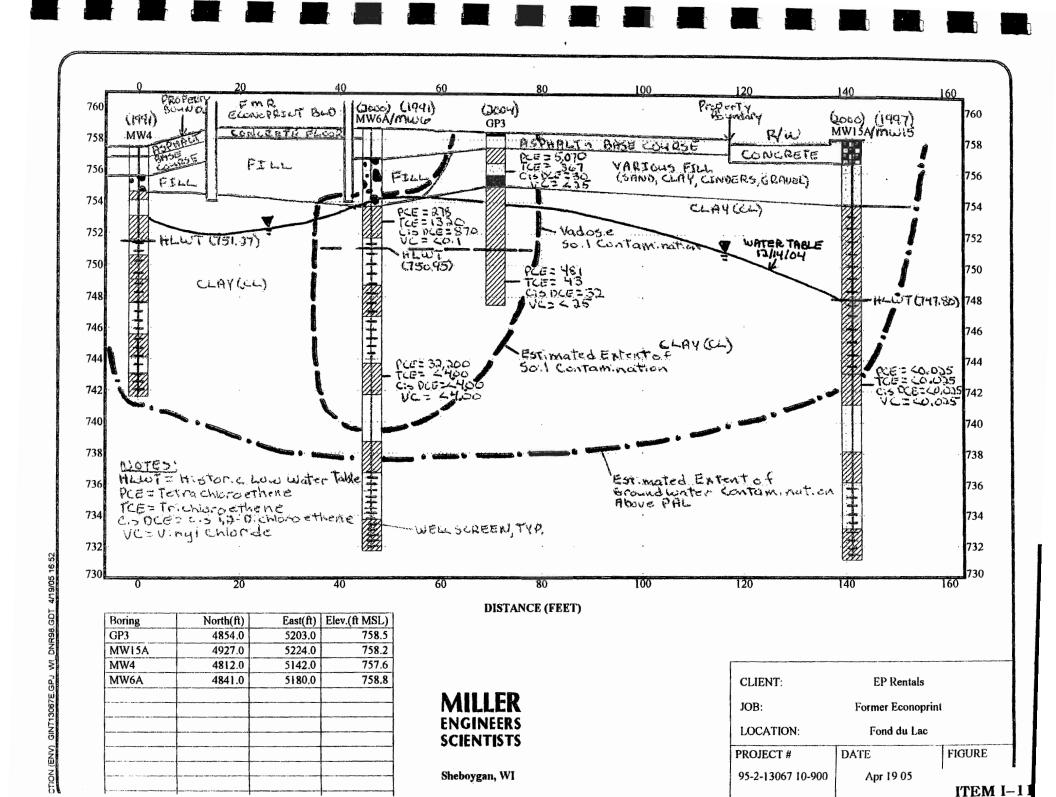
^{*} Estimated Elevations

1:\Data\1995\13006\13067E\QuatroPro\1120ELEV.WB2

^{**}RS1 was abandoned on January 11, 2005 after the cover was hit by a snowplow







July 25, 2005

Subject:

Legal Descriptions of Contaminated Properties Former Econoprint—Fond du Lac, Wisconsin

BRRTS No.: 02-20-231085

This is a statement made by EP Rentals, Inc., Item I-12 for GIS registration, that the legal descriptions of all properties within or partially within the plume of residual groundwater impacts above the Enforcement Standard (ES) are attached to this statement.

Date: 7/36/05

68 North Main Street, Fond du Lac, Wisconsin (Site)

EP Rentals, Inc.

Signature:

EP Rentals, Owner

Mr. Robert Fellman, Representative

Document Number

DEED RESTRICTION

DOC# 866858

Recorded

MAR. 01,2006 AT 11:33:00AM

Declaration of Restrictions

In Re: Property described on attached Exhibit A as previously filed in Volume 997, Pages 102-103, Document 466593, Fond du Lac County Register of Deeds and made part of this restriction.

STATE OF WISCONSIN) so COUNTY OF FOND DU LAC)

WHEREAS, E.P. Rentals, Inc. is the owner of the above-described property.

WHEREAS, one or more chlorinated solvent discharges have occurred on this property, and as of July 13, 2004 when soil samples were collected on this property, tetrachloroethene (PCE)-contaminated soil remained on this property at the following locations: MW6, GP1, GP3, and B8; refer to the attached map titled "Item I-4/I-5 Site Location Map/Contaminated Properties," attached as Exhibit B.

to the example of the second

PATRICIA KRAUS
REGISTER OF DEEDS
FOND DU LAC COUNTY
Fee Asount: \$19.30

Recording Area

Name and Return Address
R. Fellman
N 5832 Rockwood Ct
Find In Lac W. 54435
921-8291

7-1815
Parcel Identification Number (PIN)

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct further soil remediation activities on the property at the present time.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

The pavement or other impervious cap (building) that existed on the above-described property in the location shown on Exhibit C, entitled "Cap Area" on the date that this restriction was signed shall be maintained in compliance with the Pavement Cover and Building Barrier Maintenance Plan dated October 24, 2005 that was submitted to the Wisconsin Department of Natural Resources by EP Rentals, Inc., as required by section NR 724.13 (2), Wis. Adm. Code (October 1999). A copy of the maintenance plan can be found at 68 N Main Street, Fond du Lac, Wisconsin. This pavement or other impervious cap must be maintained 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, and to prevent direct contact with residual soil contamination that might otherwise pose a threat to human health. If soil that remains on the property in the location or locations described above where there is residual contamination is excavated in the future, the soil must be sampled and analyzed, may be considered solid or hazardous waste if residual contamination remains and must be stored, treated and disposed in compliance with applicable statutes and rules.

In addition, the following activities are prohibited on any portion of the above-described property where an impervious cap has been placed or where impervious surfaces exist as shown on Exhibit C entitled "Cap Area", unless prior written approval has been obtained from the Wisconsin Department of Natural Resources or its successor or assign: (1) Replacement with another barrier; (2) Excavating or grading of the land surface; (3) Filling on capped areas and areas with impervious surfaces; (4) Plowing for agricultural cultivation; and (5)

Construction or placement of a building or other structure in an area where pavement or building foundation is required.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction inures to the benefit of and is enforceable by the Wisconsin Department of Natural Resources, its successors or assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded by the property owner or other interested party to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, asserts that he is duly authorized to sign this document on behalf of <u>E.P. Rentals, Inc.</u>
IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this
Signature: Robert W. Fellman Printed Name: Robert W. Fellman Title: Pres.
Subscribed and sworn to before me this **SEA** day of **EBRICARY*, 20 CO Notary Public, State of Wisconsin/ My commission 5 25 / 8

This document was drafted by the Wisconsin Department of Natural Resources based on information provided by Miller Engineers.

February 2006 Page 2of 2

EXHIBIT A

Apparcel of land being a part of Lot 19 and Lot B of the Subdivision of ract 38 of the City of Fond du Lac, Wisconsin and described as follows:

BEGINNING at the Northeast corner of said Lot 19, which is 13.67 feet South of the original Northeast corner of said Lot 19, and describing this parcel more particularly as follows:

Thence SOUTH, 101.54 feet along the East line of said Lots 19 and B" to the North line of the Automotive Sales and Service building extending Easterly.

Thence NORTH 87°-52' WEST, 74.87 feet along said North line of the Automotive building, to the West line of the Econo-Print building. Thence NORTH 1°-50' EAST, 38.16 feet along said West line of Econo-Print building and its extension to the South line of the Martinizing building.

A Thence NORTH 89°-07' WEST, 18.46 feet along said Martinizing South

Eline to the Southwest corner of said building.

Thence NORTH 0°-07' EAST, 75.39 feet along the West line of said Martinizing building and its extension to the South line of Merrill

Thence SOUTHEASTERLY, 52.87 feet along the arc of a curve to the right having a radius of 1,160.85 feet and a central angle of 2°-36'-34" and a chord bearing SOUTH 81°-15' EAST, 52.86 feet to the end of said

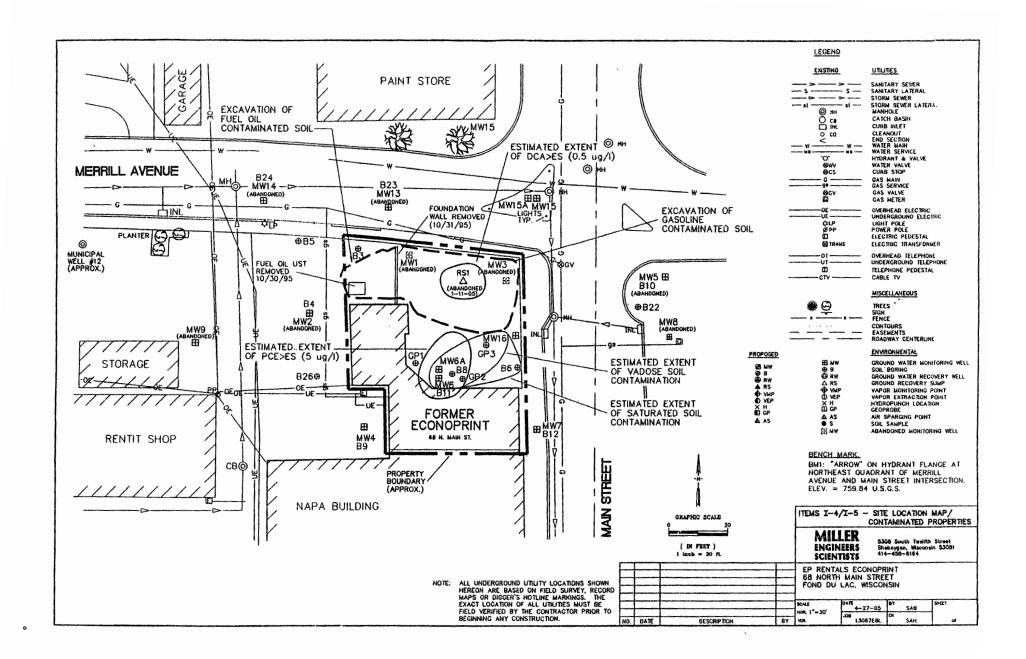
Thence SOUTH 79°-57' EAST, 40.24 feet along the South line of said Street to the point of beginning.

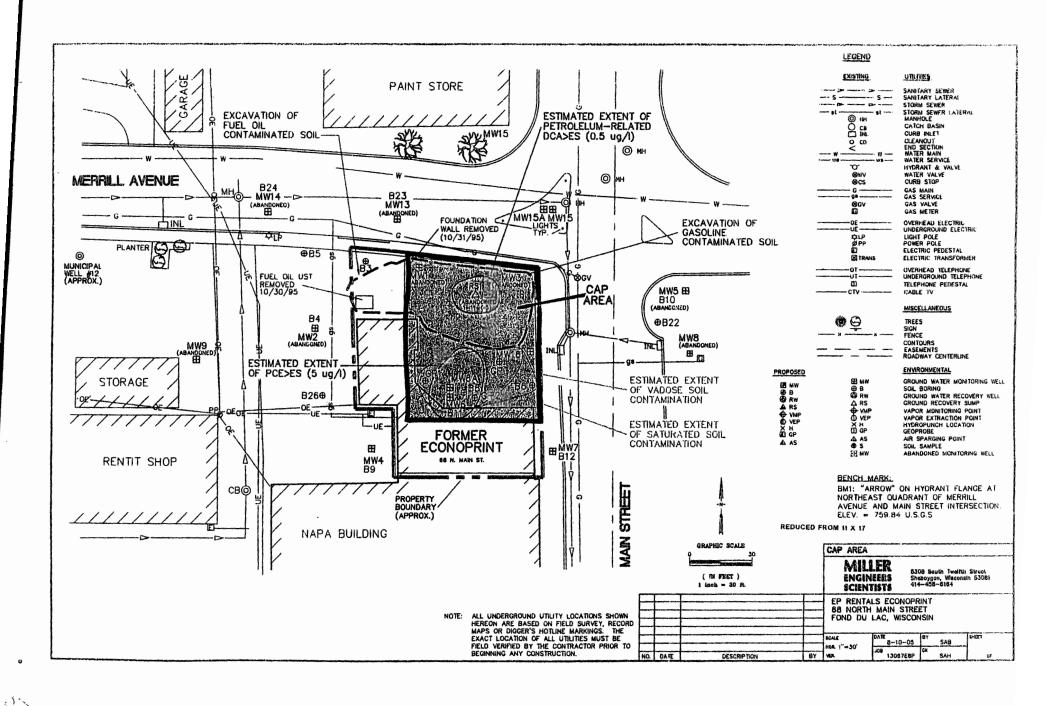
- An easement is established being a strip of land 3 feet in width.

 A. Extending along the Westerly boundary of line as described at (3) above;
- B. Extending along the Southerly boundary of line as described at (4) above;
 C. Extending along the Westerly boundary of line as described at (5) above but only to the North wall of building as presently located. located.

The above easement area may be used by Grantee only to provide maintenance, repairs, or decorations desired or required with respect to the buildings as presently located along such lines. Such easement shall terminate with respect to any portion of such building wall at any time such portion of the wall may be removed or rebuilt and located inward so as to be no longer necessary.

Crantor is the owner of a parking area between the rear of the line above described in (3) (being the building located at 64 North Main Street) and the public alley to the West. A portion of such area may be used by Grantee to load and unload merchandise at the rear of 64 North Main Street at infrequent intervals to be agreed upon with the Grantor. Such an agreement will not be unreasonably denied, but it is understood no portion of such area may be obstructed during the regular business hours of Grantor.





PAVEMENT COVER AND BUILDING BARRIER MAINTENANCE PLAN October 24, 2005

Property Located at: 68 North Main Street

Fond du Lac, Wisconsin

WDNR BRRTS #: 02-20-231085

Fond du Lac County Tax Parcel Identification Number: FDL-15-17-10-43-500-00

Introduction

This document is the *Maintenance Plan* for a pavement cover and building barrier 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 slab-on-grade building and asphalt-paved surfaces occupying the area over the contaminated soil/groundwater plume onsite. The soil and groundwater in this area has been impacted by tetrachloroethene and degradation products trichloroethene and cis 1,2-dichloroethene. The location of the paved surfaces and building to be maintained in accordance with this *Maintenance Plan*, as well as the soil and groundwater plume are shown on the attached map, *Exhibit A: Cap Area*.

Cover and Building Barrier Purpose

The paved surfaces and the building cover over the contaminated soil and groundwater plume serve as a barrier to prevent direct human contact with residual soil contamination that might otherwise pose a threat to human health. These paved surfaces and building cover also act as a partial 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 (zoned central shopping district), the barrier should function as intended unless disturbed.

Annual Inspection

The paved surfaces and building overlying the contaminated soil/groundwater plume as depicted on Exhibit A will be inspected once a year normally in the spring after all snow and ice are gone, for deterioration, cracks, and other potential problems that can cause additional infiltration into, and exposure to underlying soils. The current condition of the cap is shown on attached *Photos 1 through 5*. 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 will be documented. The property owner will maintain a log of inspections and any repairs needed/performed. The inspection log form to be used is included as *Exhibit B: Barrier Inspection Log*. The log will include recommendations for necessary repair of

Pavement Cover and Building Barrier Maintenance Plan EP Rentals, 68 N Main Street, Fond du Lac Page 2

any areas where underlying soils are exposed. Once repairs are completed they will be documented in the inspection log. A copy of the inspection log will be sent to the Wisconsin Department of Natural Resources (WDNR) annually after every inspection, unless otherwise directed in the case closure letter.

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 operations or they can include larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner will inform maintenance workers of the direct contact exposure hazard. The owner will sample any soil that is excavated from the site prior to disposal to ascertain if contamination remains. The soil will be treated, stored, and disposed by the owner in accordance with applicable local, state, and federal law.

In the event the paved surfaces and/or the building overlying the contaminated soil/groundwater plume are removed or replaced, the replacement barrier must be equally impervious. Any replacement barrier will be subject to the same maintenance and inspection guidelines as outlined in this *Maintenance Plan* unless indicated otherwise by WDNR or its successor.

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

Amendment or Withdrawal of Maintenance Plan

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

Contact Information

As of October 2005

Site Owner and Operator	Consultant	WDNR	
EP Rentals, Inc.	Miller Engineers & Scientists	Oshkosh Office	
Robert Fellman	Scott A. Hodgson	Jennifer Easterly	
N5832 Rockwood Ct.	1119 W. Kennedy Ave, Ste A	625 E County Rd Y, Ste 700	
Fond du Lac, WI 54935	Kimberly, WI 54136	Oshkosh, WI 54901	
Phone: (920) 921-8291	Phone: (920) 954-9100	Phone: (920) 303-5447	

Accepted By:	Aufllmon	Date:	10/31/05
Ro	hert Fellman		