

3

Document Number

DEED NOTICE

692728

Recorded
March 15, 2016 3:45 PM
ANNETTE BEHRINGER
REGISTER OF DEEDS
OCONTO COUNTY, WI
Pages: 3
Fee: \$30.00

In Re: A parcel of property specifically described as follows:

Commencing at the Northwest corner of the Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six North (26), Range Twenty East (20), Then South sixteen Rods (16), Then East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds.

Less the following track of land:

Commencing at the Southwest corner of said Section 26; thence North 87°54'41" East along the South line of the Southwest one-quarter (SW¼) of said Section 26, 33.00 feet to the point of beginning; thence North 02°20'44" West 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence North 02°20'47" West, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26;

thence North 86°57'53" East along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence South 02°18'46" East along said line, 1149.08 feet; thence South 18°53'27" East 129.93 feet; thence South 02°18'46" East 721.80 feet, to a point hereinafter know as point 4293; thence South 06°07'36" East 197.28 feet; thence South 01°35'24" West 410.75 feet; thence South 73°17'37" East 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence South 02°05'19" East 24.75 feet to the South line of the South west one-quarter (SW¼) of said Section 26; thence South 87°54'41" East along said South line, 116.55 feet to the point of beginning. As described in Vol.769, Pages 876-877, Oconto County Register of Deeds.

Recording Area

Name and Return Address
Alex Edler Sr.
Department of Natural Resources
2984 Shawano Avenue
Green Bay, WI 54313

ATTN: Remediation & Redevelopment

024-202602133B

Parcel Identification Number (PIN)

IN THE MATTER OF THE SUPERSEDING OF A DEED AFFIDAVIT

STATE OF WISCONSIN)
) ss
COUNTY OF OCONTO)

Zach Wagner, being first duly sworn, on oath deposes and says:

1. That he owns the property and is authorized to sign and record this notice.
2. That approval has been given by the Wisconsin Department of Natural Resources to supersede previously recorded affidavit for contaminations for the above-described property, as documented in the attached letter from the Department, dated March 2, 2016, labeled Exhibit A.

3. That this notice is being recorded for the purpose of notifying prospective purchasers and other interested persons that the contamination previously reported by the Wisconsin Department of Natural Resources and recorded as Document No. 489726, Volume 805, Page 661 on June 8, 2000, has been superseded.

Date: 3/14/2016

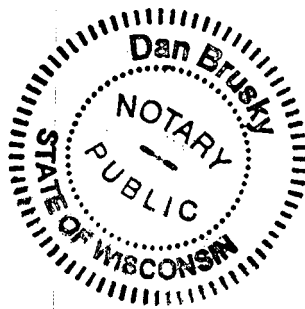
Signature: *Zachary Wagner*

Property Owner

Printed Name: Zach Wagner

Subscribed and sworn to before me this

14th day of March, 2016.



D. Brusky
Notary Public, Brown Co., WI

My commission Expires: Jan. 31, 2020

This document was drafted by Alex R. Edler – Hydrogeologist, the Wisconsin Department of Natural Resources.

EXHIBIT A

Written Determination by the Wisconsin Department of Natural Resources

1. A Deed Affidavit for contamination ("Affidavit") was recorded in the office of Register of Deeds for Oconto County, Wisconsin, on June 8, 2000, as Document No. 489726, Volume 805, Page 661, which Affidavit applies to at 584 E Frontage Rd, Little Suamico, Wisconsin ("the Property") owned previously by Marie Race.
2. The Affidavit described above was required under Wis. Admin § NR 728.11, by the Wisconsin Department of Natural Resources ("Department"), verifying that as the Department believed that diesel range organics (DRO) contaminant, dichlorodiphenyl-trichloroethane (DDT), dichlorodiphenyldichloroethylene (DDE), dichlorodiphenyldi-chloroethane (DDD), arsenic, and lead were discharged to the Property, had not been addressed. It was therefore necessary to notify subsequent purchasers of the property of the existence of the contamination and that they could be held responsible for investigation and clean-up costs under Wis. Stat. § 292.11(3).
3. The current property owner of the Property, Zach Wagner, has retested the soil for the DRO contaminations found on the Property and levels found to be below the reportable standards. The DDT, DDE, DDD are not at levels of concern from the Department of Agriculture, Trade and Consumer Protection (DATCP), and the reported arsenic and lead levels are below the background levels standard and are not an issue in ground water.
4. Therefore, the Department issued a New Determination Regarding Investigation of Contamination, No Additional Action Required (NAR) letter dated August 28, 2015, that indicates that the contaminations identified as remaining on the property in document number 489726, Volume 805, Page 661, is no longer an environmental hazard and the previous Affidavit is no longer necessary for the above described property and can be superseded with the Deed Notice issued by the Department.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By:

Signature:

 03/02/2016

Printed Name: Roxanne N. Chronert

Title: Northeast Region Remediation and Redevelopment Team Supervisor

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
2984 Shawano Avenue
Green Bay WI 54313-6727

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



March 2, 2016

Zach Wagner
2431 N. New Franken Rd
New Franken, WI 54229-9794

Subject: Request to Extinguish/Supersede a Deed Affidavit
Race Property – WI DOT, 584 E Frontage Rd, Town of Little Suamico, WI
WDNR BRRTS # 09-43-000562
Parcel Identification Number 024-202602133B

Dear Mr. Wagner:

On February 22, 2016, the Department of Natural Resources (“the Department”) received your request for a deed notice to extinguish and/or supersede the June 8, 2000, Deed Affidavit (“Affidavit”) that was previously filed to property at 584 E Frontage Road, in the Town of Little Suamico, Oconto County, Wisconsin (“the Property”).

Attached is a Deed Notice (“Notice”), drafted by the Department that rescinds the Affidavit previously filed to the Property on June 8, 2000, document number 489726, vol. 805, page 661. The Notice will need to be signed by you, as the property owner, in front of a notary. You will then need to file the Notice with the Oconto County Register of Deeds office in Oconto, Wisconsin, and pay the fee to file the Notice. The Register of Deeds office will file the Notice and provide you with a copy clearly stating the date it was filed.

A copy of the Notice, with the recorded date and document number, should be submitted to the Department at the address on the letter head above, attention “Remediation and Redevelopment Program”.

If you have any questions, please feel free to contact me in Green Bay by phone at (920) 662-5149, or via email at alex.edler@wisconsin.gov.

Sincerely,

Alex R. Edler
Hydrogeologist
Bureau for Remediation & Redevelopment

cc: file

EXHIBIT A

Written Determination by the Wisconsin Department of Natural Resources

1. A Deed Affidavit for contamination ("Affidavit") was recorded in the office of Register of Deeds for Oconto County, Wisconsin, on June 8, 2000, as Document No. 489726, Volume 805, Page 661, which Affidavit applies to at 584 E Frontage Rd, Little Suamico, Wisconsin ("the Property") owned previously by Marie Race.
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3. The current property owner of the Property, Zach Wagner, has retested the soil for the DRO contaminations found on the Property and levels found to be below the reportable standards. The DDT, DDE, DDD are not at levels of concern from the Department of Agriculture, Trade and Consumer Protection (DATCP), and the reported arsenic and lead levels are below the background levels standard and are not an issue in ground water.
4. Therefore, the Department issued a New Determination Regarding Investigation of Contamination, No Additional Action Required (NAR) letter dated August 28, 2015, that indicates that the contaminations identified as remaining on the property in document number 489726, Volume 805, Page 661, is no longer an environmental hazard and the previous Affidavit is no longer necessary for the above described property and can be superseded with the Deed Notice issued by the Department.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By:

Signature:  03/02/2016

Printed Name: Roxanne N. Chronert

Title: Northeast Region Remediation and Redevelopment Team Supervisor

Document Number

DEED NOTICE

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Recording Area

Name and Return Address
Alex Edler Sr.
Department of Natural Resources
2984 Shawano Avenue
Green Bay, WI 54313

024-202602133B
Parcel Identification Number (PIN)

IN THE MATTER OF THE SUPERSEDING OF A DEED AFFIDAVIT

STATE OF WISCONSIN)
) ss
COUNTY OF OCONTO)

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1. That he owns the property and is authorized to sign and record this notice.
2. That approval has been given by the Wisconsin Department of Natural Resources to supersede previously recorded affidavit for contaminations for the above-described property, as documented in the attached letter from the Department, dated March 2, 2016, labeled **Exhibit A**.

3. That this notice is being recorded for the purpose of notifying prospective purchasers and other interested persons that the contamination previously reported by the Wisconsin Department of Natural Resources and recorded as Document No. 489726, Volume 805, Page 661 on June 8, 2000, has been superseded.

Date: _____

Signature: _____

Property Owner

Printed Name: Zach Wagner

Subscribed and sworn to before me this

____ day of _____, 20__.

Notary Public, _____ Co., WI

My commission Expires: _____

This document was drafted by Alex R. Edler – Hydrogeologist, the Wisconsin Department of Natural Resources.

UNITED STATES POSTAL SERVICE

GREEN BAY
WI 543
08 MAR '16
PM 2



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4® in this box •

Alex R. Edler
2984 Shawano Ave
Green Bay, WI 54313

USPS TRACKING#



9590 9403 0162 5120 0570 15

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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:

Zach Wagner
 2431 N. New Franken Rd
 New Franken, WI 54229



9590 9403 0162 5120 0570 15

2. Article Number (Transfer from service label)

7015 0640 0006 2568 4251

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Karla VanDerZen*

 Agent Addressee

B. Received by (Printed Name)

Karla VanDerZen

C. Date of Delivery

3-8-16

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

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee

\$

3.45

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ _____
 Return Receipt (electronic) \$ _____
 Certified Mail Restricted Delivery \$ _____
 Adult Signature Required \$ _____
 Adult Signature Restricted Delivery \$ _____

Postmark
Here

Postage

\$

7.45

Total Postage and Fees

\$

Sent To

Zach Wagner

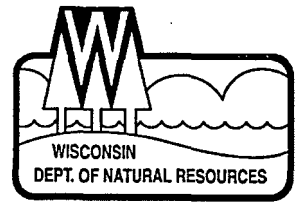
Street and Apt. No., or PO Box No.

2431 N New Franken Rd.

City, State, ZIP+4®

New Franken, WI 54229-9794

7015 0640 0490 9000 2568 4251



August 28, 2015

Zach Wagner
2431 N New Franken Rd
New Franken WI 54229-9794

Subject: New Determination Regarding Investigation of Contamination
No Additional Action Required
Race Property – WI DOT
584 E Frontage Rd, Little Suamico Tn, WI
WDNR BRRTS # 02-43-000562

Dear Mr. Wagner:

On March 23, 1994, notification was sent to the Wisconsin Department of Natural Resources (“WDNR” or “the Department”), on behalf of Marie Race (the owner and responsible party at that time), that diesel range organics (DRO) contamination had been detected at the site listed above. Based on the information that was initially submitted to the WDNR, a letter was sent to the owner/responsible party at that time, on August 12, 1994, explaining the obligations for restoring the environment at the referenced site under s. 292.11, Wisconsin Statutes.

This second letter is being sent to notify you, as the current property owner, that based on an evaluation of all the information that is now available to the Department, you are not required to conduct an NR 716 site investigation for the site described above. The results of a soil sample taken on August 21, 2015, testing for DRO came back at <0.92PPM, resulting in this determination that no additional action is required.

The Bureau for Remediation and Redevelopment Tracking System (“BRRTS”) will now show the status of the site described above as a “no action required” site. As part of this action, we assign the site a new identification number in our tracking system. PLEASE NOTE: Using the new BRRTS identification number, (09-43-000562), you may view the information related to your site at any time (<http://dnr.wi.gov/topic/Brownfields/clean.html>) and use the feedback system to alert us to any errors in the data.

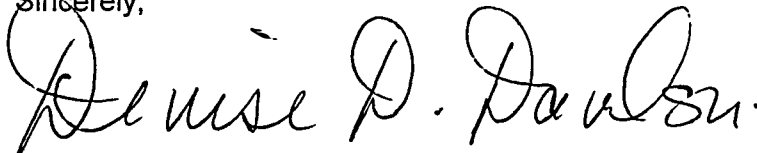
If you want a more detailed written response from the Department regarding the “no action required” status, please be advised that under NR 749, Wis. Adm. Code, a \$700.00 fee is required for the general liability clarification letter.

Further correspondence regarding this site should be sent to:

Alex Edler
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
2984 Shawano Ave
Green Bay WI 54313-6727
alex.edler@wisconsin.gov

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink that reads "Denise D. Danelski". The signature is written in a cursive, flowing style.

Denise D. Danelski
Environmental Program Associate/Outreach
Remediation & Redevelopment Program

PHONE CONVERSATION

Site name: Race Property

Date/Time: 08/28/2015 @ 9:05am

Who called: Zach Wagner

Conversation:

Zach called to ask about the results from Pace analytical that got emailed to him. He said that he didn't understand them and asked me to explain what it meant. I explained that the DRO came back at a level less than 0.92 and that we were looking for a result less than 10. So at this point we were going to send out a No Action Required/Rescind letter and to look for that in the mail.

He then asked about how to get the Deed affidavit removed from his deed. I recommended to him (sating that I was not knowledgeable in this area) to contact Oconto county and ask what they deeded to get it removed.

He then asked if he had any restriction to removing the trees and junk from the property. I reminded him again that as through we are one DNR this was not my area of expertise. Then said that he may want to go to the DNR website and do some research and if he had questions at that point to call waste dept. for what to do with the junk, and that he may want to research time of year to cut down trees.

Alex R. Edler

Edler, Alex R - DNR

From: Beggs, Tauren R - DNR
Sent: Thursday, August 27, 2015 4:01 PM
To: Edler, Alex R - DNR
Subject: RE: Race Property Brrts#0243000562 = NAR concur?

Hi Alex,

I concur that this should be a NAR.

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Tauren Beggs
Phone: (920) 662-5178
Tauren.Beggs@wisconsin.gov

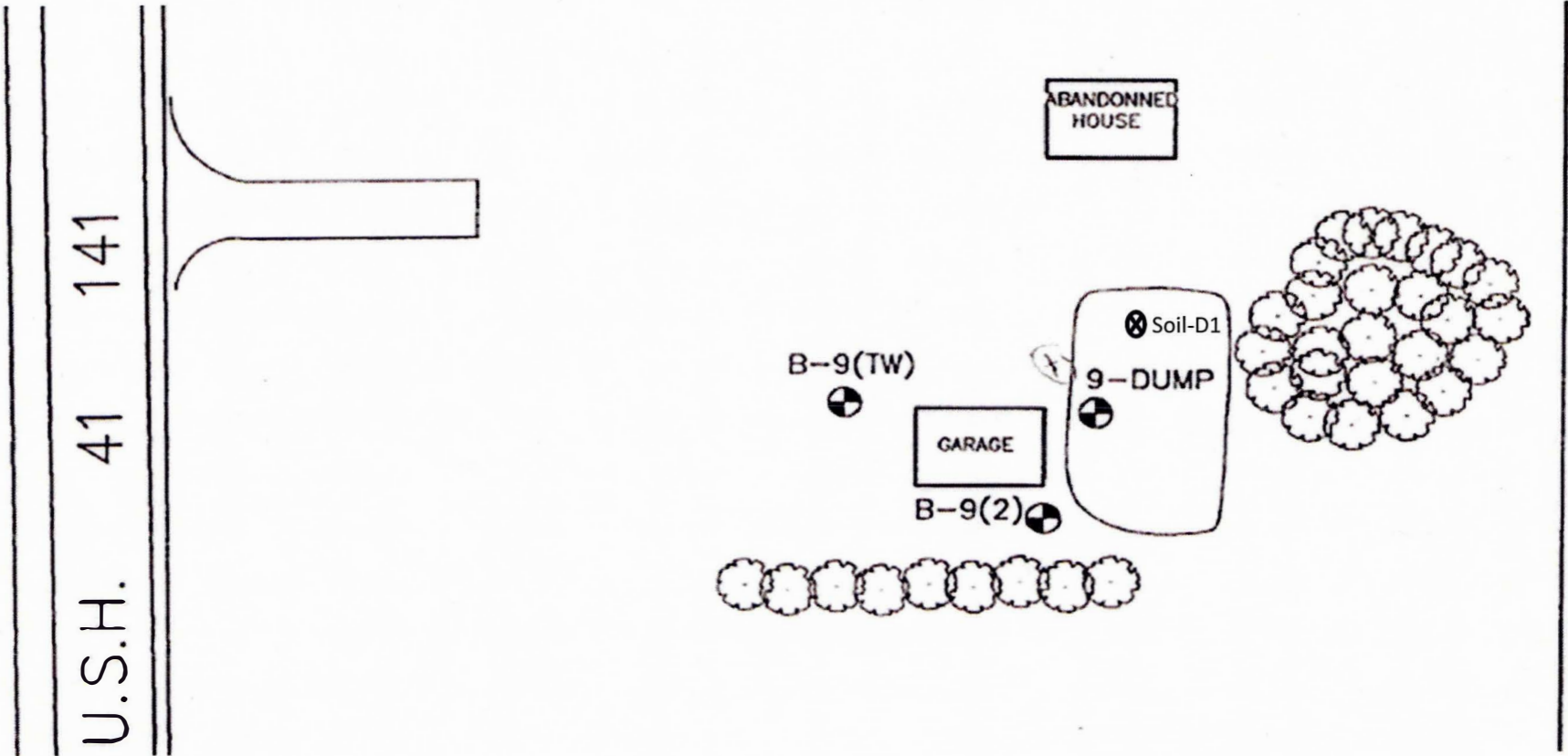
From: Edler, Alex R - DNR
Sent: Thursday, August 27, 2015 3:48 PM
To: Beggs, Tauren R - DNR
Subject: Race Property Brrts#0243000562 = NAR concur?

Hello Tauren – This is just to go over what we talked about in person with the Race Property Brrts# 02-43-000562. The results from the soil sample taken on 08/21/2015 at the Race property in the last known contaminated area for DRO came back as <0.92PPM.

Because of these results I would like to send out a No Action Required (NAR 09) for the Race Property. Please see attached excel document for soft copy of results.

Do you concur?

Contaminant	D-C RCL (mg/kg)	Soil to GW RCL	Background Threshold Value (mg/kg)	Date collected: 03/23/1994			08/21/2015	Groundwater	Notes
	Non - Industrial	RCL-gw (mg/kg) DF=2		Soil PPM B-9 (TW)	Soil PPM 9 (2)	Soil PPM 9-Dump	Resample Soil-D1	B-9 (TW)	
Arsenic, Inorganic	0.613	0.584	8.	1.3					< background
Barium	15,300.	164.8		25					< standard
Cadmium (Diet)	70.	0.752		2.4	1.2	6.2		<0.5 PPB	groundwater non-issue
Chromium total			44.	4.5					< background
Lead	400.	27.		190	<6.2	300		<2.0 PPB	groundwater non-issue
DRO	100			<4.9	<4.9	1000	<0.96		new sample clean
GRO				<6.2	<6.2	54		<0.10 mg/L	
Pesticide									
DDT				0.014	}	We at DATCP have no concerns with the pesticide concentrations shown in this soil sample. Per-Stan Senger Environmental Quality Section Chief			
DDE				0.023					
DDD				0.01					



August 27, 2015

Walk-In
PACE ANALYTICAL SERVICES, INC.
1241 BELLEVUE STREET
SUITE 9
Green Bay, WI 54302

RE: Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Dear Walk-In:

Enclosed are the analytical results for sample(s) received by the laboratory on August 21, 2015. The results relate only to the samples included in this report. Results reported herein conform to the most current TNI standards and the laboratory's Quality Assurance Manual, where applicable, unless otherwise noted in the body of the report.

If you have any questions concerning this report, please feel free to contact me.

Sincerely,



Steven Mleczko
steve.mleczko@pacelabs.com
Project Manager

Enclosures



REPORT OF LABORATORY ANALYSIS

This report shall not be reproduced, except in full,
without the written consent of PaceAnalytical Services, Inc..

CERTIFICATIONS

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Green Bay Certification IDs

1241 Bellevue Street, Green Bay, WI 54302
Florida/NELAP Certification #: E87948
Illinois Certification #: 200050
Kentucky Certification #: 82
Louisiana Certification #: 04168
Minnesota Certification #: 055-999-334

North Dakota Certification #: R-150
South Carolina Certification #: 83006001
Texas Certification #: T104704529-14-1
US Dept of Agriculture #: S-76505
Wisconsin Certification #: 405132750

REPORT OF LABORATORY ANALYSIS

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SAMPLE SUMMARY

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Lab ID	Sample ID	Matrix	Date Collected	Date Received
40119947001	SOIL-D1	Solid	08/21/15 00:00	08/21/15 10:25

REPORT OF LABORATORY ANALYSIS

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SAMPLE ANALYTE COUNT

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Lab ID	Sample ID	Method	Analysts	Analytes Reported	Laboratory
40119947001	SOIL-D1	WI MOD DRO	CAC	1	PASI-G
		ASTM D2974-87	CMP	1	PASI-G

REPORT OF LABORATORY ANALYSIS

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ANALYTICAL RESULTS

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Sample: SOIL-D1 Lab ID: 40119947001 Collected: 08/21/15 00:00 Received: 08/21/15 10:25 Matrix: Solid

Results reported on a "dry weight" basis and are adjusted for percent moisture, sample size and any dilutions.

Parameters	Results	Units	LOQ	LOD	DF	Prepared	Analyzed	CAS No.	Qual
WIDRO GCS	Analytical Method: WI MOD DRO Preparation Method: WI MOD DRO								
Diesel Range Organics	<0.96	mg/kg	2.4	0.96	1	08/25/15 09:11	08/25/15 14:15		
Percent Moisture	Analytical Method: ASTM D2974-87								
Percent Moisture	22.3	%	0.10	0.10	1		08/26/15 12:48		

REPORT OF LABORATORY ANALYSIS

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QUALITY CONTROL DATA

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

QC Batch: OEXT/27779 Analysis Method: WI MOD DRO
QC Batch Method: WI MOD DRO Analysis Description: WIDRO GCS
Associated Lab Samples: 40119947001

METHOD BLANK: 1210670 Matrix: Solid
Associated Lab Samples: 40119947001

Parameter	Units	Blank Result	Reporting Limit	Analyzed	Qualifiers
Diesel Range Organics	mg/kg	<0.80	2.0	08/25/15 13:57	

LABORATORY CONTROL SAMPLE & LCSD: 1210671 1210672

Parameter	Units	Spike Conc.	LCS Result	LCSD Result	LCS % Rec	LCSD % Rec	% Rec Limits	RPD	Max RPD	Qualifiers
Diesel Range Organics	mg/kg	40	35.3	31.1	88	78	70-120	13	20	

Results presented on this page are in the units indicated by the "Units" column except where an alternate unit is presented to the right of the result.

REPORT OF LABORATORY ANALYSIS

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QUALITY CONTROL DATA

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

QC Batch: PMST/11685 Analysis Method: ASTM D2974-87
QC Batch Method: ASTM D2974-87 Analysis Description: Dry Weight/Percent Moisture
Associated Lab Samples: 40119947001

SAMPLE DUPLICATE: 1211447

Parameter	Units	40120045004 Result	Dup Result	RPD	Max RPD	Qualifiers
Percent Moisture	%	19.2	18.5	4	10	

Results presented on this page are in the units indicated by the "Units" column except where an alternate unit is presented to the right of the result.

REPORT OF LABORATORY ANALYSIS

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QUALIFIERS

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

DEFINITIONS

DF - Dilution Factor, if reported, represents the factor applied to the reported data due to dilution of the sample aliquot.

ND - Not Detected at or above LOD.

J - Estimated concentration at or above the LOD and below the LOQ.

LOD - Limit of Detection adjusted for dilution factor and percent moisture.

LOQ - Limit of Quantitation adjusted for dilution factor and percent moisture.

S - Surrogate

1,2-Diphenylhydrazine decomposes to and cannot be separated from Azobenzene using Method 8270. The result for each analyte is a combined concentration.

Consistent with EPA guidelines, unrounded data are displayed and have been used to calculate % recovery and RPD values.

LCS(D) - Laboratory Control Sample (Duplicate)

MS(D) - Matrix Spike (Duplicate)

DUP - Sample Duplicate

RPD - Relative Percent Difference

NC - Not Calculable.

SG - Silica Gel - Clean-Up

U - Indicates the compound was analyzed for, but not detected at or above the adjusted LOD.

N-Nitrosodiphenylamine decomposes and cannot be separated from Diphenylamine using Method 8270. The result reported for each analyte is a combined concentration.

Pace Analytical is TNI accredited. Contact your Pace PM for the current list of accredited analytes.

TNI - The NELAC Institute.

LABORATORIES

PASI-G Pace Analytical Services - Green Bay

REPORT OF LABORATORY ANALYSIS

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QUALITY CONTROL DATA CROSS REFERENCE TABLE

Project: 0243000562 RACE PROPERTY
Pace Project No.: 40119947

Lab ID	Sample ID	QC Batch Method	QC Batch	Analytical Method	Analytical Batch
40119947001	SOIL-D1	WI MOD DRO	OEXT/27779	WI MOD DRO	GCSV/13357
40119947001	SOIL-D1	ASTM D2974-87	PMST/11685		

REPORT OF LABORATORY ANALYSIS

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(Please Print Clearly)



UPPER MIDWEST REGION

MN: 612-607-1700 WI: 920-469-2436

40119947

Company Name: _____
 Branch/Location: _____
 Project Contact: **Zachary Wagner**
 Phone: **920 246-7249**
 Project Number: **0243 000562**
 Project Name: **Race Property**
 Project State: **WI**
 Sampled By (Print): **Zachary Wagner**
 Sampled By (Sign): *Zachary Wagner*
 PO #: _____ Regulatory Program: _____

CHAIN OF CUSTODY

Preservation Codes
 A=None B=HCL C=H2SO4 D=HNO3 E=DI Water F=Methanol G=NaOH
 H=Sodium Bisulfate Solution I=Sodium Thiosulfate J=Other

FILTERED?
(YES/NO)
 PRESERVATION
(CODE)*

Y/N	N	N										
	Pick Letter	A	A									
Analyses Requested	DRO	% Solids										

Quote #: _____
 Mail To Contact: **Alex Edler**
 Mail To Company: **WDNR**
 Mail To Address: **2984 Shawano Ave
Green Bay, WI 54313**
 Invoice To Contact: **Zachary Wagner**
 Invoice To Company: _____
 Invoice To Address: **2431 N. New Franken Rd
New Franken, WI 54229**
 Invoice To Phone: **920 246-7249**
 CLIENT COMMENTS: _____
 LAB COMMENTS (Lab Use Only): **1-4oz AG^A 1-4oz CG^A**
 Profile #: _____

Data Package Options (billable)
 EPA Level III
 EPA Level IV

MS/MSD
 On your sample (billable)
 NOT needed on your sample

Matrix Codes
 A = Air W = Water
 B = Biota DW = Drinking Water
 C = Charcoal GW = Ground Water
 O = Oil SW = Surface Water
 S = Soil WW = Waste Water
 SI = Sludge WP = Wipe

PACE LAB #	CLIENT FIELD ID	COLLECTION		MATRIX
		DATE	TIME	
001	Soil-01	8/21/15		S
002	Soil-02	8/21/15		S

Rush Turnaround Time Requested - Prelims (Rush TAT subject to approval/surcharge) Date Needed: _____	Relinquished By: <i>Zachary Wagner</i> Date/Time: 8/21/2015 10:28	Received By: <i>E. Mandel</i> Date/Time: 8/21/15 1025	PACE Project No. 40119947
Transmit Prelim Rush Results by (complete what you want):	Relinquished By:	Received By:	Receipt Temp = ROT °C
Email #1: alex.edler@wisconsin.gov	Relinquished By:	Received By:	Sample Receipt pH OK / Adjusted
Email #2: ZWAGNER32@hotmail.com	Relinquished By:	Received By:	Cooler Custody Seal Present / Not Present Intact / Not Intact
Telephone: _____	Relinquished By:	Received By:	
Fax: _____	Relinquished By:	Received By:	

Samples on HOLD are subject to special pricing and release of liability

Sample Condition Upon Receipt

Pace Analytical Services, Inc.
1241 Bellevue Street, Suite 9
Green Bay, WI 54302



Project #:

WO#: 40119947



Client Name: Zachary Wagner

Courier: Fed Ex UPS Client Pace Other: _____

Tracking #: _____

Custody Seal on Cooler/Box Present: Yes No Seals intact: Yes No

Custody Seal on Samples Present: Yes No Seals intact: Yes No

Packing Material: Bubble Wrap Bubble Bags None Other _____

Thermometer Used NA Type of Ice: Wet Blue Dry None Samples on ice, cooling process has begun

Cooler Temperature Uncorr: ROT Corr: _____ Biological Tissue is Frozen: Yes

Temp Blank Present: Yes No No

Person examining contents:
Date: 8/21/15
Initials: EM

Temp should be above freezing to 6°C for all sample except Biota.
Frozen Biota Samples should be received ≤ 0°C.

Comments:

Chain of Custody Present:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	1.
Chain of Custody Filled Out:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	2.
Chain of Custody Relinquished:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	3.
Sampler Name & Signature on COC:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	4.
Samples Arrived within Hold Time:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	5.
- VOA Samples frozen upon receipt	<input type="checkbox"/> Yes <input type="checkbox"/> No	Date/Time:
Short Hold Time Analysis (<72hr):	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	6.
Rush Turn Around Time Requested:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	7.
Sufficient Volume:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	8.
Correct Containers Used:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	9.
-Pace Containers Used:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	
-Pace IR Containers Used:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	
Containers Intact:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	10.
Filtered volume received for Dissolved tests	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	11.
Sample Labels match COC:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	12. <i>No called times on CoC or samples EM 8/21/15</i>
-Includes date/time/ID/Analysis Matrix: <u>S</u>		
All containers needing preservation have been checked. (Non-Compliance noted in 13.)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	13. <input type="checkbox"/> HNO3 <input type="checkbox"/> H2SO4 <input type="checkbox"/> NaOH <input type="checkbox"/> NaOH + ZnAct
All containers needing preservation are found to be in compliance with EPA recommendation. (HNO3, H2SO4 ≤2; NaOH+ZnAct ≥9, NaOH ≥12)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	
exceptions: VOA, coliform, TOC, TOX, TOH, O&G, WIDROW, Phenolics, OTHER:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Initial when completed
		Lab Std #ID of preservative
		Date/Time:
Headspace in VOA Vials (>6mm):	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	14.
Trip Blank Present:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	15.
Trip Blank Custody Seals Present	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	
Pace Trip Blank Lot # (if purchased):		

Client Notification/ Resolution:

If checked, see attached form for additional comments

Person Contacted: _____ Date/Time: _____

Comments/ Resolution: _____

Project Manager Review: _____

Date: 8/21/15

Race Property – Meeting – New Owner

Brrts# 0243000562		
Date: 8.10.2015	Time: 6:00pm	DNR office - Green Bay – Fern Conf Room
Meeting called by	Alex Edler	
Type of meeting	Face to Face sit down at the DNR office in Green Bay	
Attendees	Zachary Wagner, Zachary's Girlfriend, Zachary's Father and Mother	
Purpose: To go over the file of the property that he purchased explaining the contamination history and propose options.		
6:00-6:45pm		
Discussion	<p>During this meeting we went through the Race property file because it has changed owners (to Zach Warner) and to explain the property contamination history to Zach. Once the file was explained we then went over options for moving the file towards closure or No Action Required (NAR). The question was asked why it has taken this long for the property to not be closed or dealt with. The answer that I showed them was the file and multiple attempts over the years to work with his aunt (Marie Race) and his Grandma (Willamina Wagner) to hire a consultant to remediate this property at 584 E. Frontage rd. in Little Suamico. The Department in 1996 was informed that Ms. Race financially unable to hire an environmental consultant. Also in 1997 that a 0.09 acre portion was sold to the DOT. It was also explained that there is currently a deed affidavit attached to the property and this may restrict the future potential use of it.</p>	
Conclusions	<p>The department has given Zach three options moving forward with this property to try to remediate it move on.</p> <ol style="list-style-type: none"> 1) To do nothing, then Zach gets an Responsible Party letter and we move forward requiring a new site investigation and he will be required to hire an environmental consultant to address the contamination, if still there. 2) He hires an environmental consultant to address the last known contamination on the property. The consultant hired would do a soil test in the location of the 9-dump site and the results are shared with the department. 3) Zach and I meet at the property, he collects a soil sample with supervision and he pays for the soils sample testing for DRO and the results are shared with the department. If the tests come back below the RCL then we move the file to NAR. 	
Action Items	Person	Deadline
Zach Warner to call with choice of Options	Zach W.	COB 8/17/2015
Call Zach if I have not received call with option choice	Alex E.	COB 8/24/2015
Send out New RP letter if no contact or option choice given	Alex E.	COB 8/31/2015

Race Property – Meeting – New Owner

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Send out New RP letter if no contact or option choice given	Alex E.	COB 8/31/2015

Raquel Sanchez signed in

Tuesday, August 04, 2015

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Oconto County Web Portal

Oconto County Land Information Systems provides online access to Oconto County geographic and land information. If you are a Subscriber to this application you may use your Username and Password. All Other users sign in by using:

Username: PUBLIC
Password: PUBLIC

Search By: **Parcel**

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- Assessments
- Documents
- [View GIS Map](#)

- [View Purchased Documents](#)
- [View Cart \(0\)](#)

Tax Year	Prop Type	Parcel Number	Property Address	Owner
2015	Real Estate	024202602133B	584 E FRONTAGE RD	WAGNER, ZACH

Tax Year Legend: = owes prior year taxes = not assessed = not taxed Delinquent Current

Summary	District
Parcel #: 024202602133B	Code ▲ Description Category
Alt. Parcel #:	LOCAL OTHER DISTRICT
Parcel Status: Current Description	OCONTO COUNTY OTHER DISTRICT
Creation Date:	STATE OF WISCONSIN OTHER DISTRICT
Historical Date:	4074 OCONTO FALLS SCH DISTRICT REGULAR SCHOOL
Acres: 0.640	1300 NWTC TECHNICAL COLLEGE

Property Addresses

Primary ▲	Address
<input checked="" type="checkbox"/>	584 E FRONTAGE RD

Owners

Name ▲	Status
WAGNER, ZACH	CURRENT OWNER
RACE, MARIE	FORMER OWNER

Parent Parcels
No Parent Parcels were found

Child Parcels
No Child Parcels were found

Legal Description
PRT SW SW CO M NW COR; S 16 RDS; E 10 RD S; N 16; W 10 RDS POB.EXC V 769-P876 86942 277-284 805-661

Public Land Survey - Property Descriptions

Primary	Section ▲	Town	Range	Qtr 40	Qtr 160	Gov Lot	Block	LotType
<input checked="" type="checkbox"/>	26	26 N	20 E					

[View GIS Map](#)

Type	Owner	Status	Parcel #	Property Address	Municipality	PLS/Tract	Alt. Parcel #
RE	WAGNER, ZACH	CURRENT OWNER	024202602133B	584 E FRONTAGE RD	TOWN OF LITTLE SUAMICO	26-26N-20E	

Legend: = owes prior year taxes Current Parcel Historical Parcel



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List & Label @ Version 19:
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Land Information Systems lis@co.oconto.wi.us

Zach Wagner address:
2431 N. New Franken Rd
New Franken, WI 54229-9794
Phone: (920) 246-7249

Raquel Sanchez signed in Tuesday, August 04, 2015 Sign-out About Home Search



Oconto County Web Portal

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Username: PUBLIC
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Search By: **Parcel** [Reset Search](#) | [Show Search](#)

- Parcel
- Taxes
- Assessments
- Documents
- View GIS Map

- View Purchased Documents
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Tax Year	Prop Type	Parcel Number	Property Address	Owner
2014	Real Estate	024202602133B	584 E FRONTAGE RD	RACE, MARIE

Tax Year Legend: = owes prior year taxes = not assessed = not taxed **Delinquent** **Current**

Summary		District		
Parcel #:	024202602133B	Code ▲	Description	Category
Alt. Parcel #:			LOCAL	OTHER DISTRICT
Parcel Status:	Current Description		OCONTO COUNTY	OTHER DISTRICT
Creation Date:			STATE OF WISCONSIN	OTHER DISTRICT
Historical Date:		4074	OCONTO FALLS SCH DISTRICT	REGULAR SCHOOL
Acres:	0.640	1300	NWTC	TECHNICAL COLLEGE

Property Addresses		Owners	
Primary ▲	Address	Name ▲	Status
<input checked="" type="checkbox"/>	584 E FRONTAGE RD	RACE, MARIE	CURRENT OWNER

Parent Parcels	Legal Description
No Parent Parcels were found	PRT SWSW CO M NW COR; S 16 RDS; E 10 RD S; N 16; W 10 RDS POB.EXC V 769-P876 86942 277-284 805-661

Child Parcels	Public Land Survey - Property Descriptions								
No Child Parcels were found	Primary	Section ▲	Town	Range	Qtr 40	Qtr 160	Gov Lot	Block	LotType
	<input checked="" type="checkbox"/>	26	26 N	20 E					

[View GIS Map](#)

Type	Owner	Status	Parcel #	Property Address	Municipality	PLS/Tract	Alt. Parcel #
RE	WAGNER, ZACH	CURRENT OWNER	024202602133B	584 E FRONTAGE RD	TOWN OF LITTLE SUAMICO	26-26N-20E	

Legend: = owes prior year taxes ■ Current Parcel ■ Historical Parcel

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1991-2013

Land Information Systems lis@co.oconto.wi.us

Edler, Alex R - DNR

From: Chronert, Roxanne N - DNR
Sent: Tuesday, August 04, 2015 4:06 PM
To: Edler, Alex R - DNR
Subject: Race Property - Pesticide Data
Attachments: 20150804151200153.pdf

FYI - Please add this info to the file & we can share at the pre-closure discussion. Rox

-----Original Message-----

From: Senger, Stan A - DATCP
Sent: Tuesday, August 04, 2015 3:50 PM
To: Chronert, Roxanne N - DNR
Subject: FW: old lab

Hi Roxanne,

We at DATCP have no concerns with the pesticide concentrations shown in this soil sample.

Stan Senger
Environmental Quality Section Chief
Department of Agriculture, Trade and Consumer Protection Agricultural Resource Management Division
2811 Agriculture Drive, Madison, WI 53708-8901
608-224-4519 / fax 608-224-4656 / stan.senger@wisconsin.gov / <http://datcp.wisconsin.gov>

Know the atrazine prohibition areas near you: http://datcp.wi.gov/Environment/Water_Quality/Atrazine/index.aspx

Read our annual report at: http://datcp.wi.gov/Environment/Water_Quality/ACM_Annual_Report/index.aspx

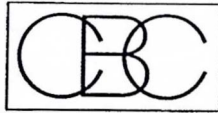
-----Original Message-----

From: Chronert, Roxanne N - DNR
Sent: Tuesday, August 04, 2015 3:15 PM
To: Senger, Stan A - DATCP <Stan.Senger@wisconsin.gov>
Subject: old lab

We are committed to service excellence.

Visit our survey at <http://dnr.wi.gov/customersurvey> to evaluate how I did.

Roxanne Nelezen Chronert
Northeast Region Remediation and Redevelopment Team Supervisor Wisconsin Department of Natural Resources
2984 Shawano Avenue, Green Bay WI 54313-6727
Phone: (920) 662-5120



ENVIRONMENTAL LABORATORIES INC.

LABORATORY REPORT

1/14/94

PAGE 1

K268 9401920 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: FRED SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09317 MARIS #9/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
RESERVED: NO TEMPERATURE: ON ICE
INT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Lists various chemical tests and their results.

PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

= DETECT BELOW THE QUANTITATION LIMIT. (LUST) J = ESTIMATED VALUE BELOW THE QUANTITATION LIMIT. (LUST)
= ELEVATED DETECTION LIMIT DUE TO MATRIX INTERFERENCE. # = ELEVATED DETECTION LIMIT DUE TO SAMPLE CONCENTRATION.
= ELEVATED DETECTION LIMIT DUE TO SAMPLE QUANTITY. + = ELEVATED DETECTION LIMIT DUE TO EXTRACT VOLUME.



PHA ACCREDITED
CONTINUED ON NEXT PAGE

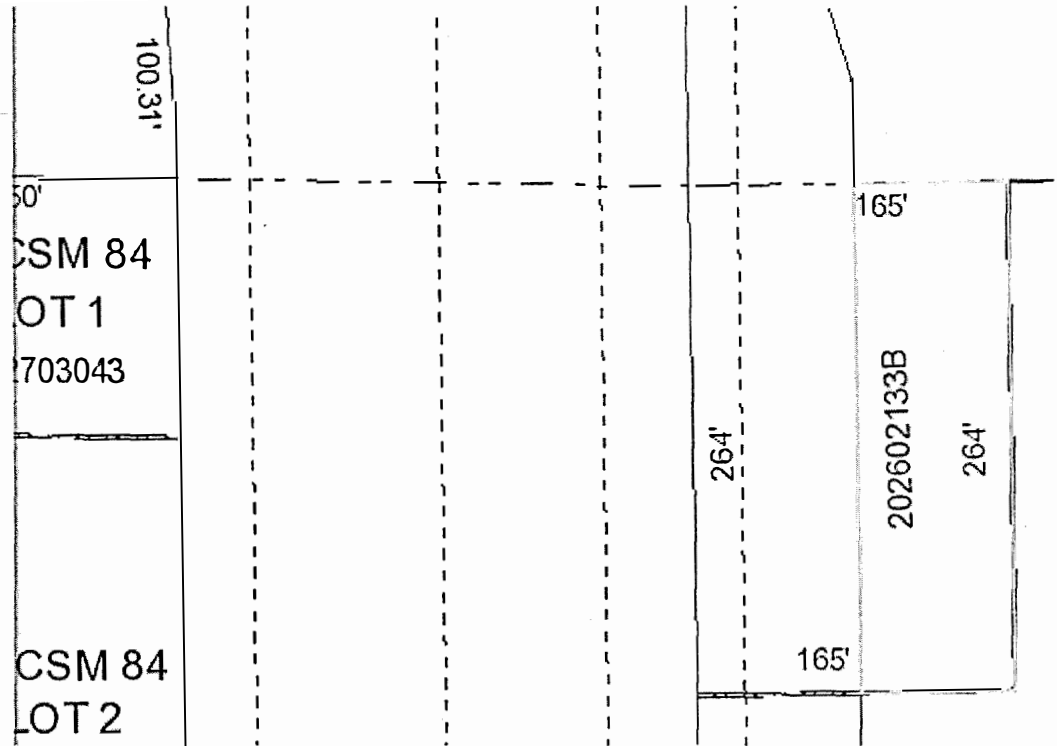
APPROVAL [Signature]

<< View History

View Selected >>

Refine Results | Table View | Select All | Select None

 Taxkey 024202602133B
 Name: MARIE RACE
Owner Address:
1146 STATE ST
GREEN BAY, WI 54304
Property Address:
584 E FRONTAGE RD
[Property Info](#)
[Navigate Here With Google Maps](#)

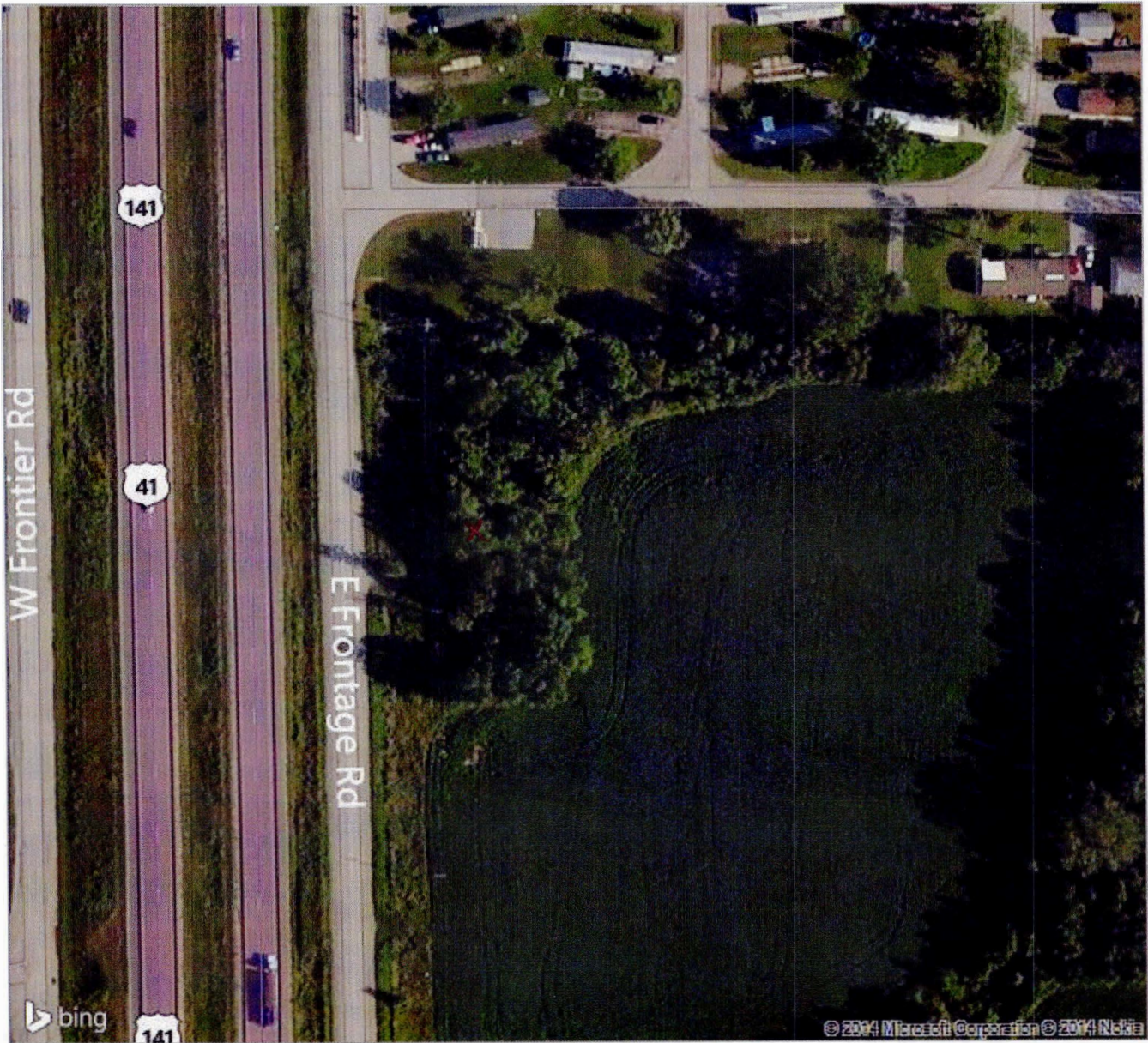
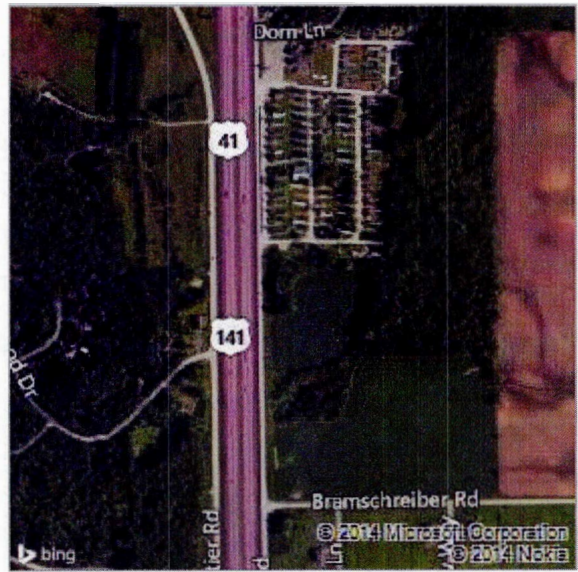




My Notes

Race Property
Same owner

On the go? Use m.bing.com to find maps, directions, businesses, and more





August 19, 2013

Marie Race
1146 State Street
Green Bay, WI 54304

SUBJECT: New Project Manager for Race Property, 584 Hwy 41-141, Little Suamico, WI
WDNR BRRTS #02-43-000562

Dear Ms. Race:

Due to a recent change in staff, I will now be responsible for the direct oversight of the above referenced environmental repair site. Effective immediately, all correspondence, reports and submittals concerning the above site should be sent to the following address:

Wisconsin Department of Natural Resources
Attn: Tauren Beggs
Remediation and Redevelopment Program
2984 Shawano Ave
Green Bay, WI 54313-6727
Tauren.beggs@wisconsin.gov

Any additional environmental investigation and clean-up activities will be reviewed by WDNR staff prior to implementation. Unless otherwise requested, only one copy of all submittals is needed.

I look forward to working with you on the Race Property site. If you have any questions or comments, please contact me at (920) 662-5178 or via email as referenced above.

Sincerely,

Tauren R. Beggs
Hydrogeologist
Remediation & Redevelopment Program

cc: Kathie Van Price, WI DOT - Green Bay (E-Copy, Kathie.vanprice@dot.wi.gov)

489726

Document Number

AFFIDAVIT

VOL 805 PAGE 661
RECORDED

AT 11:30 O'CLOCK A M

JUN 8 2000

LORALEE LASLEY
REGISTER OF DEEDS
OCONTO COUNTY, WI

Legal Description of the Property:

Commencing at the Northwest corner of the Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six (26), Range Twenty East (20), Then South sixteen Rods (16), Then East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds

Less the following tract of land:

Commencing at the Southwest corner of said Section 26; thence North 87°54'41" East along the South line of the Southwest one-quarter (SW¼) of said Section 26, 33.00 feet to the point of beginning; thence North 02°20'44" West 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence North 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence North 86°57'53" East along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence South 02°18'46" East along said line, 1149.08 feet; thence South 18°53'27" East 129.93 feet; thence South 02°18'46" East 721.80 feet, to a point hereinafter known as point 4293; thence South 06°07'36" East 197.28 feet; thence South 01°35'24" West 410.75 feet; thence South 73°17'37" East 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence South 02°05'19" East 24.75 feet to the South line of the Southwest one-quarter (SW ¼) of said Section 26; thence South 87°54'41" East along said South line, 116.55 feet to the point of beginning. As described in Vol. 769, Pages 876-877, Oconto County Register of Deeds.

Recording Area

1200

Name and Return Address:

Scott C. Miller
WI Department of Natural Resources
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

024-202602133B

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
) ss
COUNTY OF OCONTO)



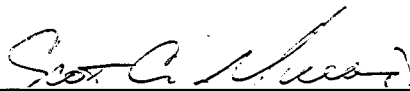
I, Scott C. Miller, being first duly sworn, state that:

- I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Green Bay Service Center, 1125 North Military Avenue, City of Green Bay, Brown County, Wisconsin.
- I have knowledge of the facts herein set forth and believe the same to be true.
- The Department has determined that gasoline contaminants, dichlorodiphenal trichloroehane (DDT), dichlorodiphenyldichloroehylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroehthane (DDD),arsenic, and lead were discharged to the Marie Race Property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, and which has the above captioned legal description, has contaminated soil in the vicinity. The property is owned by Marie Race.
- The Department believes that removal or treatment of the contaminated soil, and groundwater monitoring and/or treatment, are required on the property under the authority of s. 292.11, Wisconsin Statutes.

In Re: Property Located in the
Town of Little Suamico, Oconto County,
Described above:

Page 2. of 2.

- 5. On August 12, 1994, the Department sent a letter to Marie Race, advising her of the statutory requirement to restore the environment at that location. The Department has received an inadequate response to that letter.
- 6. During 1994, 1995, and 1996, the Department made numerous written attempts to contact Marie Race concerning the responsibility to address the contamination at the property. The Department also sent a September 24, 1996, Notice of Violation to Marie Race. Ms. Race failed to attend the scheduled enforcement conference. Department records indicate that no investigation or cleanup of the contaminated soil occurred as a result of these activities.
- 7. On September 8, 1999, the Department sent a certified letter to Marie Race, advising that an affidavit of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by September 24, 1999. The Department received no response from Ms. Race. The Department concluded that Ms. Race was unwilling or unable to proceed with the investigation and remediation of the contaminated soil and groundwater on the property; therefore the Department proceeded with the affidavit process.
- 8. On March 20, 2000, the Department sent a certified letter to Ms. Marie Race advising that the Department would record an affidavit on the property deed.
- 9. As the Department of Natural Resources believes that gasoline, dichlorodiphenal trichloroehane (DDT), dichlorodiphenyldichloroehylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroehthane (DDD), arsenic, and lead found in the soil on the property with the above legal description will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11, Wisconsin Statutes.



 Scott C. Miller

Subscribed and sworn to before me this 8th day of June, 2000



 Notary Public, State of Wisconsin

My commission expires on: January 17, 2001

Miller, Scott

From: Brey, Anne
Sent: Wednesday, May 17, 2000 2:13 PM
To: Miller, Scott
Subject: RE: Deed Affidavits

Sounds good.....

Thanks for the update.

Anne M. Brey

Environmental Enforcement Specialist / NER
920-492-5863
brey@dnr.state.wi.us

From: Miller, Scott
Sent: Wednesday, May 17, 2000 1:52 PM
To: Brey, Anne
Subject: Deed Affidavits

Anne,

The schwartz Sales and Service affidavit Appeal rights letter deadline was the 17th of May and the Marie Race property has a deadline of the 30th of May. I am going to wait till the 8th of June to file the two affidavits with the appropriate county. I will send you copies of them both as I get them.

-Scott

DATE: March 15, 2000

FILE REF:

TO: Scott Miller, RR/NER-Oshkosh

NER-RR

FROM: Joe Renville, LS/5



SUBJECT: Draft Affidavit s. NR 728.11, Wis. Adm. Code, Marie Race Property, Town of Suamico, Oconto County, Wisconsin.

I've reviewed the Marie Race draft deed affidavit (s. NR 728.11, Wis. Adm. Code) and draft cover letter and have attached copies of the documents that include my revisions. I've also attached copies with all the corrections made, (except for specifying the pesticides and metals in the cover letter).

Attachments

AFFIDAVIT

Document Number

Legal Description of the Property:

Commencing at the Northwest corner of the ~~SW-SW~~ Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six (26), Range Twenty East (20), Then South sixteen Rods (16), Then ~~west~~ East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds

Less the following tract of land:

Commencing at the Southwest corner of said Section 26; thence North 87°54'41" East along the South line of the Southwest one-quarter (SW¼) of said Section 26, 33.00 feet to the point of beginning; thence North 02°20'44" West 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence North 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence North 86°57'53" East along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence South 02°18'46" East along said line, 1149.08 feet; thence South 18°53'27" East 129.93 feet; thence South 02°18'46" East 721.80 feet, to a point hereinafter known as point 4293; thence South 06°07'36" East 197.28 feet; thence South 01°35'24" West 410.75 feet; thence South 73°17'37" East 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence South 02°05'19" East 24.75 feet to the South line of the Southwest one-quarter (SW ¼) of said Section 26; thence South 87°54'41" East along said South line, 116.55 feet to the point of beginning. As described in Vol. 769, Pages 876-877, Oconto County Register of Deeds.

Recording Area

Name and Return Address:

Scott C. Miller
WI Department of Natural Resources
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

024-202602133B

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
) ss
COUNTY OF OCONTO)

I, Scott C. Miller, being first duly sworn, state that:

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Green Bay Service Center, 1125 North Military Avenue, City of Green Bay, Brown County, Wisconsin.
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that gasoline contaminants, pesticides, and metals discharged to the Marie Race Property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, and which has the above captioned legal description, has contaminated soil in the vicinity. The property is ~~listed as owned by John Race and wife Marie Race on the most recent deed at the Oconto County Register of Deeds.~~
4. The Department believes that removal or treatment of the contaminated soil, and groundwater monitoring and/or treatment, are required on the property under the authority of s. 292.11, Wisconsin Statutes.
5. On August 12, 1994, the Department sent a letter to ~~Ms.~~ Marie Race, advising her of the statutory requirement to restore the environment at that location. The Department has received an inadequate response to that letter.

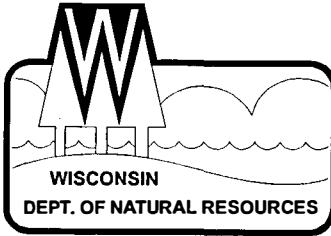
6. During 1994, 1995, and 1996, the Department made numerous written attempts to contact **Ms. Marie** Race concerning ~~her~~ the responsibility to address the contamination **at the property**. The Department also sent a September 24, 1996, Notice of Violation to Marie Race. Ms. Race failed to attend the scheduled enforcement conference. Department records indicate that no investigation or cleanup of the contaminated soil occurred as a result of these activities.
7. On September 8, 1999, the Department sent a certified letter to **Ms. Marie** Race, advising that an affidavit of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by September 24, 1999. The Department received no response from Ms. Race. The Department concluded that Ms. Race was unwilling **or** unable to proceed with the investigation and ~~for~~ remediation of the contaminated soil and groundwater on the property; therefore the Department proceeded with the affidavit process.
8. On ~~December~~ **March** ?? the Department sent a certified letter to Ms. Marie Race advising that the Department would record an affidavit on the property deed.
9. ~~Because~~ **As** the Department of Natural Resources believes that gasoline, pesticides, and metal found in the soil on the property with the above legal description will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11, Wisconsin Statutes.

Scott C. Miller

Subscribed and sworn to before me this _____ day of _____, ~~1999~~. 2000

Notary Public, State of Wisconsin

My commission expires on: _____



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TDD 920-492-5912

December 2, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Marie Race
1146 State Street
Green Bay, Wisconsin 54304

BRRTS ID: 02-43-000562
CASETRACK ID: 96-NEEE-110

SUBJECT: Environmental Contamination On Property Located ~~In the NW corner of the SW 1/4 SW 1/4, Section 26, T26N, R20E, 584 HWY~~ at 584 Highway 141 & 41, Little Suamico, Oconto County.

Dear Ms. Marie Race

On August 12, 1994, the Department of Natural Resources (Department) notified you that ~~we~~ it believes you are responsible under s. 144.76 (now s. 292.11), Wisconsin Statutes (Hazardous Substance Spills Law), for environmental contamination on property you own located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin. The Department advised you of your responsibility to address the contamination.

During 1994, 1995, and 1996 the Department made numerous written attempts to contact you and receive an update on the status of your intentions to hire an environmental consultant. As a result of these failed attempts, the Department ~~had~~ sent you a Notice of Noncompliance (NON) on July 26, 1996. The NON requested a written update of your position to hire an environmental consultant to begin the Site Investigation activities. This letter was returned unclaimed.

On August 26, 1996, you were notified by Corrine Johnson, Department Hydrogeologist, that ~~we~~ the Department did not receive an adequate response to our initial letter. ~~Corrine~~ Ms. Johnson had spoken with a Willamina Wagner, who was acting in your behalf in regards to the NON. Mrs. Wagner advised the Department that you were unable to financially hire an environmental consultant.

On September 24, 1996, the Department issued you a Notice of Violation (NOV) for failing to take appropriate actions to address the contamination on your property. This letter was also returned unclaimed.

In 1997, the Department was advised by the Department of Transportation of their intent to acquire part of your property for the improvement of Highway 41 and 141. According

to the newly filed deed, this transaction was completed on April 21, 1999. However, the contaminated portion of the Site remains under your ownership.

The Department construes your failure to proceed with the investigation and remediation of the contamination on your property as failure to take appropriate action. Therefore, the Department ~~alleges that~~ believes you are in violation of s. 292.11 (3), Wis. Stats. Based on your response to the above-mentioned letters, we can only assume that you do not intend to proceed with the required work. ~~We~~ The Department has ~~have~~ therefore determined that the recording of an affidavit is necessary and intends to proceed with that action as soon as practicable. A copy of the affidavit the Department intends to record is attached to this letter.

The Department has made the finding that Pesticides XXXXX Spell out (DDT), XXXXX Spell out (DDE), XXXXX Spell out (DDD), petroleum related substances, and metals (**which metals - specify**) discharged to your property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, are the sources of soil contamination in the vicinity. The Department has concluded that **P** pesticides, **P** petroleum related substances, and **M** metals (**identify which metals**) are "hazardous substances" as defined in s. 292.01(5), Wis. Stats. The Department believes that removal or treatment of the contaminated soils is required on the property under the requirements of s. 292.11, Wis. Stats.

As the Department believes that **P** pesticides, **P** petroleum related substances, and **M** metals contamination currently found in the soil on the property referred to above will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for clean-up costs under s. 292.11, Wis. Stats. **Therefore the** recording of an affidavit is necessary to protect future owners and/or operators of this property by notifying them that contamination remains on the property which has not been properly addressed according to **the requirements of** chs. NR 700 to 726, Wisconsin Administrative Code.

NOTICE OF APPEAL RIGHTS

If you believe that you have the right to appeal the Department's decision to record the attached affidavit and would like to request a contested case hearing to prevent the recording of a deed affidavit, you are required to file a written request for a contested case hearing with the Department within 30 days after the date this letter is mailed. All hearing requests shall be filed either by delivery to the Office of the Secretary of the Department of Natural Resources at 101 South Webster Street, Madison, Wisconsin 53703, or by certified mail addressed to the Office of the Secretary, Department of Natural Resources, PO Box 7921, Madison, Wisconsin 53707-7921.

All requests for a contested case hearing must be made in accordance with s. NR 2.05(5), Wis. Adm. Code, and must identify the grounds for the petition.

If you would like to request judicial review, you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department, pursuant to ss. 227.52 and 227.53, Wis. Stats. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

This notice is provided pursuant to s. 227.48(2), Wis. Stats.

Dated at Green Bay, Wisconsin, this _____ day of _____, 1999.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES
By:

David A. Hildreth
Region Air and Waste Leader

AFFIDAVIT

Document Number

Legal Description of the Property:

Commencing at the Northwest corner of the Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six (26), Range Twenty East (20), Then South sixteen Rods (16), Then East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds

Less the following tract of land:

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Recording Area

Name and Return Address:

Scott C. Miller
WI Department of Natural Resources
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

024-202602133B

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
) ss
COUNTY OF OCONTO)

I, Scott C. Miller, being first duly sworn, state that:

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Green Bay Service Center, 1125 North Military Avenue, City of Green Bay, Brown County, Wisconsin.
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that gasoline contaminants, pesticides, and metals discharged to the Marie Race Property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, and which has the above captioned legal description, has contaminated soil in the vicinity. The property is owned by Marie Race.
4. The Department believes that removal or treatment of the contaminated soil, and groundwater monitoring and/or treatment, are required on the property under the authority of s. 292.11, Wisconsin Statutes.
5. On August 12, 1994, the Department sent a letter to Marie Race, advising her of the statutory requirement to restore the environment at that location. The Department has received an inadequate response to that letter.

6. During 1994, 1995, and 1996, the Department made numerous written attempts to contact Marie Race concerning the responsibility to address the contamination at the property. The Department also sent a September 24, 1996, Notice of Violation to Marie Race. Ms. Race failed to attend the scheduled enforcement conference. Department records indicate that no investigation or cleanup of the contaminated soil occurred as a result of these activities.
7. On September 8, 1999, the Department sent a certified letter to Marie Race, advising that an affidavit of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by September 24, 1999. The Department received no response from Ms. Race. The Department concluded that Ms. Race was unwilling or unable to proceed with the investigation and remediation of the contaminated soil and groundwater on the property; therefore the Department proceeded with the affidavit process.
8. On March XX, 2000, the Department sent a certified letter to Ms. Marie Race advising that the Department would record an affidavit on the property deed.
9. As the Department of Natural Resources believes that gasoline, pesticides, and metal found in the soil on the property with the above legal description will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11, Wisconsin Statutes.

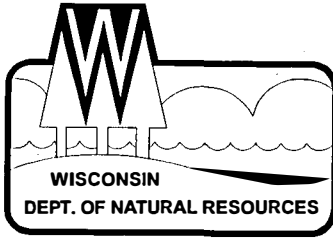
Scott C. Miller

Subscribed and sworn to before me this _____ day of _____, 2000

Notary Public, State of Wisconsin

My commission expires on: _____

This document was drafted by the Wisconsin Department of Natural Resources.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TDD 920-492-5912

December 2, 1999

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Marie Race
1146 State Street
Green Bay, Wisconsin 54304

**BRRTS ID: 02-43-000562
CASETRACK ID: 96-NEEE-110**

SUBJECT: Environmental Contamination On Property Located at 584 Highway 141 & 41, Little Suamico, Oconto County.

Dear Ms. Marie Race

On August 12, 1994, the Department of Natural Resources (Department) notified you that it believes you are responsible under s. 144.76 (now s. 292.11), Wisconsin Statutes (Hazardous Substance Spills Law), for environmental contamination on property you own located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin. The Department advised you of your responsibility to address the contamination.

During 1994, 1995, and 1996 the Department made numerous written attempts to contact you and receive an update on the status of your intentions to hire an environmental consultant. As a result of these failed attempts, the Department sent you a Notice of Noncompliance (NON) on July 26, 1996. The NON requested a written update of your position to hire an environmental consultant to begin the Site Investigation activities. This letter was returned unclaimed.

On August 26, 1996, you were notified by Corrine Johnson, Department Hydrogeologist, that the Department did not receive an adequate response to our initial letter. Ms. Johnson had spoken with a Willamina Wagner, who was acting in your behalf in regards to the NON. Mrs. Wagner advised the Department that you were unable to financially hire an environmental consultant.

On September 24, 1996, the Department issued you a Notice of Violation (NOV) for failing to take appropriate actions to address the contamination on your property. This letter was also returned unclaimed.

In 1997, the Department was advised by the Department of Transportation of their intent to acquire part of your property for the improvement of Highway 41 and 141. According to the newly filed deed, this transaction was completed on April 21, 1999. However, the contaminated portion of the Site remains under your ownership.

The Department construes your failure to proceed with the investigation and remediation of the contamination on your property as failure to take appropriate action. Therefore, the Department believes you are in violation of s. 292.11 (3), Wis. Stats. Based on your response to the above-mentioned letters, we can only assume that you do not intend to proceed with the required work. The Department has therefore determined that the recording of an affidavit is necessary and intends to proceed with that action as soon as practicable. A copy of the affidavit the Department intends to record is attached to this letter.

The Department has made the finding that Pesticides XXXXX Spell out (DDT), XXXXX Spell out (DDE), XXXXX Spell out (DDD), petroleum related substances, and metals (**which metals - specify**) discharged to your property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, are the sources of soil contamination in the vicinity. The Department has concluded that pesticides, petroleum related substances, and metals (**identify which metals**) are "hazardous substances" as defined in s. 292.01(5), Wis. Stats. The Department believes that removal or treatment of the contaminated soils is required on the property under the requirements of s. 292.11, Wis. Stats.

As the Department believes that pesticides, petroleum related substances, and metals contamination currently found in the soil on the property referred to above will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for clean-up costs under s. 292.11, Wis. Stats. Therefore the recording of an affidavit is necessary to protect future owners and/or operators of this property by notifying them that contamination remains on the property which has not been properly addressed according to the requirements of chs. NR 700 to 726, Wisconsin Administrative Code.

NOTICE OF APPEAL RIGHTS

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If you would like to request judicial review, you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate

circuit court and serve the petition on the Department, pursuant to ss. 227.52 and 227.53, Wis. Stats. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

This notice is provided pursuant to s. 227.48(2), Wis. Stats.

Dated at Green Bay, Wisconsin, this _____ day of _____, 1999.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES
By:

David A. Hildreth
Region Air and Waste Leader

DATE: December 15, 1999

TO: Bruce Urben

Concur

[Handwritten signature]

Joe Renville LS/5

FROM: Scott C. Miller NER/RR

RECEIVED

DEC 20 1999

BUREAU OF
LEGAL SERVICES

SUBJECT: Draft Appeal Rights Letter and Deed Affidavit for Review

There are a few things that I already aware of that need to be changed in the two documents. The dates will be updated accordingly, both on the Appeal Rights letter and in the Deed Affidavit under #8. There were many Update Request letters sent to the R.P. on numerous occasions. I felt no need to include all of them since they are essentially the same except for the date, but here are the dates of the other letters:

- Feb. 24, 1995
- July 5, 1995
- Oct. 2, 1995
- Oct. 27, 1995
- Nov. 27, 1995
- June 10, 1996

Numerous attempts were also made to contact the R.P. (Marie Race) during the duration of the case history.

*** Please make comments below or as you feel fit.***

-Scott

*Sounds good — Finalize And
Send TO Dave Halbreth for Signature.
He is out today and Friday!
Then have him return it to you to
Route to Joe?*

*Example
son
Deed*

Miller, Scott

From: Lauridsen, Keld B
Sent: Wednesday, December 08, 1999 9:40 AM
To: Miller, Scott
Subject: Legal description

In Re: The property described in Exhibit A, less the property described in Exhibit B. Both exhibits are hereby attached and made a part of this restriction.

Keld B. Lauridsen
Hydrogeologist
Wisconsin Department of Natural Resources
1125 N. Military Ave.
P.O. Box 10448
Green Bay, WI 54307-0448

Phone (920) 492-5921
Fax (920) 492-5859
E-mail laurik@dnr.state.wi.us

202601932

NW1/4-SW1/4

NE1/4

THE PURPOSE OF THIS DOCUMENT IS
FOR REAL PROPERTY ASSESSMENTS ONLY
THIS DOCUMENT IS NOT AUTHORIZED
FOR ANY OTHER USE.
LAND OFFICE

HWY "41" - "141"

165'

202602133B

264'

165'

202602033A

SW1/4-SW1/4

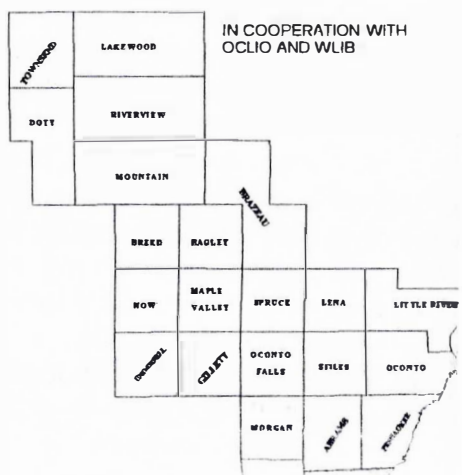
SE1/4

100'

125.5'

24.75'

OCONTO COUNTY GIS



THIS MAP WAS PREPARED BY THE OCONTO COUNTY LAND INFORMATION SYSTEMS DIVISION OF THE LAND AND WATER RESOURCES DEPARTMENT FOR THE USE OF THE LOCAL ASSESSOR IN ACCORDANCE WITH CHAPTER 70.09, WISCONSIN STATUTES. ALL INFORMATION CONTAINED HEREIN IS ADVISORY AND THE LAND OFFICE'S LIABILITY IS LIMITED TO THE QUALITY OF THE DATA OBTAINED.

CORRESPONDENCE/MEMORANDUM

DATE: December 2, 1999

BRRTS # 02-43-000562

TO: File

FROM: Scott Miller

SUBJECT: Marie Race Property Mortgage info

There was no record of any mortgages being filed with the property located at 584 HWY 41 & 141 in Little Suamico, Oconto County. I was up in Oconto at the Register of Deeds on Washington Street on the 30th of November with Keld Lauridsen and we found nothing on record regarding a mortgage of any sort.

Miller, Scott

From: Brey, Anne
Sent: Thursday, October 07, 1999 4:20 PM
To: LeClerc, Joan M
Cc: Doelger, Judy M; Miller, Scott; Brey, Anne
Subject: Marie Race Property

Joan.....

On September 8, 1999, I sent a NOV to Marie Race advising of her of the responsibility to address the contamination on her property. The NOV the initial deed affidavit language. She had until September 24, 1999 to proceed with cleanup or we would initiate the deed affidavit process. As of this writing, we have received no response from Ms. Race. Please proceed with he deed affidavit process in this case.

Thanks, Anne



Wisconsin Department of Transportation

TRANSPORTATION DISTRICT 3
944 Vanderperren Way
P.O. Box 28080
Green Bay, WI 54324-0080
(920) 492-5643 / (920) 492-5640 FAX

August 6, 1999

Wisconsin Department of Natural Resources
Attn: Scott Miller
1125 N. Military Ave
PO Box 10448
Green Bay, Wisconsin 54307-0448

RECEIVED
AUG 09 1999
LMD SOLID WASTE

Dear Mr. Miller:

As requested, please find enclosed a copy of the deed for the Marie Race Property.

Please contact me at 492-5740 with any questions.

Sincerely,

Rebecca Burkel

Rebecca Burkel
D3 Environmental Coordinator

This Indenture, Made by John Matuszewski and Stephanie Matuszewski; man and wife

grantors of Oconto County, Wisconsin, hereby conveys and warrants

to John Race and wife Marie

grantees of Oconto County, Wisconsin,

for the sum of Fifty dollars

the following tract of land in Oconto County, State of Wisconsin;

Commencing at the north west corner of the SW SW section Twenty six, (26) Township twenty six N (26) Range Twenty E, (20) Then south sixteen Rods, (16) Then East Ten Rods, (10) Then north sixteen Rods, (16) Then west ten Rods, (10) to a place of beginning. Containing about one acre of land.

204434
REGISTER'S OFFICE } ss.
Oconto Co., Wis.
Received for Record the 20th day of August A. D., 1953 at 11:20 o'clock A. M. and recorded in Vol. 215 of Deeds page 180
Florence J. Deaton
B. M. Shick Dep.

IN WITNESS WHEREOF, the said grantors have hereunto set their hands and seals this 14th day of July, A. D., 1953.

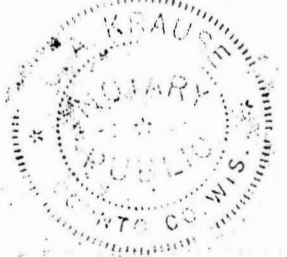
Signed, Sealed and Delivered in Presence of
OAKRAUSE
Stanley Knurowski
STANLEY KNUROWSKI

John Matuszewski (SEAL)
John Matuszewski
Stephanie Matuszewski (SEAL)
Stephanie Matuszewski (SEAL)

STATE OF WISCONSIN, } ss.
Oconto County.

Personally came before me, this 14th day of July, A. D., 1953 the above named John Matuszewski and Stephanie Matuszewski

to me known to be the person who executed the foregoing instrument and acknowledged the same.



OAKRAUSE
OAKRAUSE

Notary Public Oconto County, Wis.
My Commission expires 7/27 A. D., 1953

(Section 59.51 (1) of the Wisconsin Statutes provides that all instruments to be recorded shall have plainly printed or typewritten thereon the names of the grantors, grantees, witnesses and notary.)

This Indenture, Made by John Matuszewski and Stephanie Matuszewski, man and wife grantors of Oconto County, Wisconsin, hereby conveys and warrants to John Race and wife Marie grantees of Oconto County, Wisconsin, for the sum of Fifty dollars

the following tract of land in Oconto County, State of Wisconsin; Commencing at the north west corner of the SW 1/4 section Twenty six, (26) Township twenty six N (26) Range Twenty E, (20) John south sixteen Rods, (16) Then East Ten Rods, (10) Then north sixteen Rods, (16) Then west ten Rods, (10) to a place of beginning containing about one acre of land.

204434
REGISTER'S OFFICE
Oconto Co., Wis.
Received for Record the 20th day of August A. D. 1953 at 11:30 o'clock A. M. and recorded in Vol. 215 of Deeds page 80
Lorenco J. Denton
B. M. Thacker Dep

IN WITNESS WHEREOF, the said grantors have hereunto set their hands and seals this 14th day of July, A. D., 1953

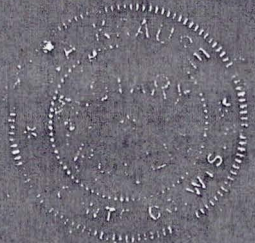
Signed, Sealed and Delivered in Presence of
A. Krause
O. A. Krause
Stanley Kucrowski
STANLEY KUCROWSKI

John Matuszewski (SEAL)
JOHN MATUSZEWSKI
Stephanie Matuszewski (SEAL)
STEPHANIA MATUSZEWSKI (SEAL)

STATE OF WISCONSIN,
Oconto County, } ss.

Personally came before me, this 14th day of July, A. D., 1953 the above named John Matuszewski and Stephanie Matuszewski

to me known to be the person who executed the foregoing instrument and acknowledged the same.



A. Krause
O. A. Krause
Notary Public Oconto County, Wis.
My Commission expires 7/27 A. D., 1953

(Section 59.51 (1) of the Wisconsin Statutes provides that all instruments to be recorded shall have plainly printed or typewritten thereon the names of the grantors, grantees, witnesses and notary.)

I, the undersigned Register of Deeds in and for Oconto County, do hereby certify that this is a true and correct copy of the original record on file in the Oconto County Register of Deeds Office, Oconto, Wisconsin.
Witness my hand and seal on NOV 30 1999
Loralee Lasley, at
Loralee Lasley, Register of Deeds

Safety, Buildings, and the Environment Home	Search Instructions	Search by Tank ID	Search by Site, Owner, or Tank Characteristics
--	----------------------------	--------------------------	---

Tank List

Searching for:

Street Address containing 584

Number of matching records: 140

Next 25

51. UST 294401	5845 S SWIFT AVE	Fuel Oil	10000 g
52. UST 296633	5841 W FILLMORE DR	Fuel Oil	550 g
53. UST 298287	5849 N BAY RIDGE	Fuel Oil	560 g
54. UST 298467	5842 N SHORE DR	Fuel Oil	1000 g
55. UST 298612	5841 N SHORE DR	Fuel Oil	1000 g
56. UST 298674	5847 LILAC LN	Fuel Oil	7500 g
57. UST 302681	5844 N 99TH ST	Fuel Oil	
58. UST 310692	584 GREEN BAY AVE	Leaded Gasoline	500 g
59. UST 311139	5842 ST PATRICK RD	Fuel Oil	275 g
60. UST 311419	584 HWY 41 & 141	Leaded Gasoline	500 g
61. UST 311420	584 HWY 41 & 141	Leaded Gasoline	500 g
62. UST 312258	10584 MARL LAKE RD	Leaded Gasoline	500 g
63. UST 312259	10584 MARL LAKE RD	Leaded Gasoline	250 g
64. UST 313659	9584 HWY 70W	Waste/Used Motor Oil	500 g
65. UST 314521	5849 MUSKY BAY DR	Fuel Oil	500 g
66. UST 314526	5840 SPIDER LAKE RD	Gasohol	
67. UST 314527	5840 SPIDER LAKE RD	Diesel	
68. UST 315850	5841 W SANDRA DR	Unleaded Gasoline	500 g
69. UST 317012	1584 LAMBIE RD	Leaded Gasoline	150 g
70. UST 317034	1584 LAMBIE RD	Leaded Gasoline	200 g
71. UST 317571	W5842 WEGE RD	Unknown	1000 g
72. UST 320796	584 HIGHLAND DR	Leaded Gasoline	500 g
73. UST 331515	4584 96TH	Fuel Oil	500 g
74. UST 335766	5842 EMH TOWNLINE	Leaded Gasoline	500 g
75. UST 340710	E4584	Leaded Gasoline	500 g

Next 25



This document was last revised: 15 January 1998

Safety, Buildings, and the Environment Home	Search Instructions	Search by Site, Owner, or Tank Characteristics	Search by Tank ID
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Tank Detail

Tank 311420

TANK_REG_OBJECT_ID : 311420
TANK_WANG_OBJECT_ID : 420600187

Site Information

SITE_ID : 96469
SITE_FORMATTED_ADDRESS : 584 HWY 41 & 141
: LITTLE SUAMICO WI 54141

SITE_COUNTY : 42 OCONTO
SITE_FIREDEPT_ID : 4206 Little Suamico
SITE_MUNICIPALITY_NAME : LITTLE SUAMICO
SITE_MUNI_TYPE : Town
GEO_LATITUDE :
GEO_LONGITUDE :

Owner Information

OWNER_NAME : MARIE RACE
TANK_OWNER_CUST_ID : 340632
TANK_OWNER_FORMATTED_STREET_ADDR : 584 HWY 41 & 141
: LITTLE SUAMICO WI 54141-0
SITE_LAND_OWNER_TYPE : Private

Tank Information

REG_OBJ_TYPE_ID : UST
TANK_STATUS_CODE : Abandoned without Product
TANK_STATUS_DATE : 10/1/69
TANK_MARKETER : Y
TANK_FED_REG_UST : Federally Regulated
TANK_CONST_MATERIAL_ID : Bare Steel
TANK_WALL_SIZE : Single
TANK_CORROSION_PROTECT_TYPE_ID :
TANK_OVERFILL_PROTECTION : N
TANK_SPILL_CONTAINMENT : N
TANK_LEAK_DETECTION_TYPE_ID : Unknown
TANK_CONTENTS_ID : Leaded Gasoline
TANK_SIZE_GALLONS : 500
TANK_CASE_NUMBER :
TANK_OCCUPANCY_TYPE_ID : Gas/Retail Sales
TANK_DATE_OF_LINING :

Piping Information

UNDERGROUND_PIPING : Y
PIPING_CONST_MATERIAL_ID : Unknown
ABOVEGROUND_PIPING :
ABOVEGROUND_PIPING_CONSTR_TYPE :
PIPE_WALL_SIZE_CODE : Single
PIPE_CORROSION_PROTECT_TYPE_ID :
PIPING_TYPE_ID : Unknown
PIPING_LEAK_DETECTION_TYPE_ID : Unknown
PIPING_CAT_LEAK_DETECT_ID :



This document was last revised: 04 November 1998

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Safety, Buildings, and the Environment Home	Search Instructions	Search by Site, Owner, or Tank Characteristics	Search by Tank ID
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Tank Detail

Tank 311419

TANK_REG_OBJECT_ID : 311419
TANK_WANG_OBJECT_ID : 420600186

Site Information

SITE_ID : 96469
SITE_FORMATTED_ADDRESS : 584 HWY 41 & 141
: LITTLE SUAMICO WI 54141

SITE_COUNTY : 42 OCONTO
SITE_FIREDEPT_ID : 4206 Little Suamico
SITE_MUNICIPALITY_NAME : LITTLE SUAMICO
SITE_MUNI_TYPE : Town
GEO_LATITUDE :
GEO_LONGITUDE :

Owner Information

OWNER_NAME : MARIE RACE
TANK_OWNER_CUST_ID : 340632
TANK_OWNER_FORMATTED_STREET_ADDR : 584 HWY 41 & 141
: LITTLE SUAMICO WI 54141-0
SITE_LAND_OWNER_TYPE : Private

Tank Information

REG_OBJ_TYPE_ID : UST
TANK_STATUS_CODE : Abandoned without Product
TANK_STATUS_DATE : 10/1/69
TANK_MARKETER : Y
TANK_FED_REG_UST : Federally Regulated
TANK_CONST_MATERIAL_ID : Bare Steel
TANK_WALL_SIZE : Single
TANK_CORROSION_PROTECT_TYPE_ID :
TANK_OVERFLOW_PROTECTION : N
TANK_SPILL_CONTAINMENT : N
TANK_LEAK_DETECTION_TYPE_ID : Unknown
TANK_CONTENTS_ID : Leaded Gasoline
TANK_SIZE_GALLONS : 500
TANK_CAS_NUMBER :
TANK_OCCUPANCY_TYPE_ID : Gas/Retail Sales
TANK_DATE_OF_LINING :

Piping Information

UNDERGROUND_PIPING : Y
PIPING_CONST_MATERIAL_ID : Unknown
ABOVEGROUND_PIPING :
ABOVEGROUND_PIPING_CONSTR_TYPE :
PIPE_WALL_SIZE_CODE : Single
PIPE_CORROSION_PROTECT_TYPE_ID :
PIPING_TYPE_ID : Unknown
PIPING_LEAK_DETECTION_TYPE_ID : Unknown
PIPING_CAT_LEAK_DETECT_ID :



This document was last revised: 04 November 1998

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TELEPHONE LOG

SITE NAME: Race Property DATE: 06-28-99
TRACKING NUMBER: 02-43-562 TIME: ~ 4:30
CONTACT NAME: Rebecca Burkel PHONE: _____
COMPANY AGENCY: WDOT
INITIATED BY: KN

Calling Burkel in response to a citizen request regarding the removal of USTs from the Race Property. WDOT is removing trees and demolishing buildings no actual construction activities have taken place as of yet. WDOT has not hired a contractor to remove any tanks. WDOT + WDRB will review Race file to see if any tanks may exist on the property.

If WDRB needs to conduct a site visit must contact Burkel to set up appointment Road work makes site unsafe to just go out there.

Will keep Burkel up to date.

SIGNATURE: Kristen New

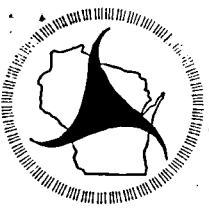
TELEPHONE LOG

SITE NAME: Race Property DATE: 06-28-99
TRACKING NUMBER: ~~000000~~ 02-43-562 TIME: ~ 4:25
CONTACT NAME: Allen Murphy PHONE: 920-826-7748
COMPANY AGENCY: Private Citizen
INITIATED BY: Murphy

Callings to find out status of Race Property. Explained to Murphy WDNB trying to get site cleaned up, however, property owner is an elderly woman who has no money to conduct an investigation/cleanup. Explained Red Affidavit process.

Murphy indicated WDOT doing work at the site and wants to know if USTs have been removed. WDNB not aware of any tanks on the property just a dump in the back of property behind building. If WDOT encounters tanks during construction activities they are required to have them removed. WDNB hasn't received any documentation on UST removals but that doesn't mean they haven't been

SIGNATURE: Kristen



Wisconsin Department of Transportation

TRANSPORTATION DISTRICT 3
944 Vanderperren Way
Green Bay, WI 54324-0080

Telephone: (920) 492-5643
FAX: (920) 492-5640

April 20, 1999

CERTIFIED MAIL

MARIE RACE
1146 STATE STREET
GREEN BAY WI 54304

SUBJECT: Project ID: 1152-07-21
USH 41 & 141
USH 41/141
CTH B - OAK ORCHARD ROAD
OCONTO County

RE: Parcel #65

We regret that we have been unable to reach a mutually satisfactory settlement of this matter through negotiation. It is now necessary that the purchase be completed through condemnation as provided for in Wisconsin Law, Section 32.05(7).

Because you have chosen not to accept the Jurisdictional Offer which was mailed to you on 3/29/99, we have recorded an Award of Damages today, naming all parties having an interest in the property. Title to the needed property will pass to the Wisconsin Department of Transportation at the time of recording.

A copy of the Award of Damages, along with check number A9086890 in the amount of \$8,375.00 is enclosed.

Any party having an interest may appeal from this Award of Damages for greater compensation within two years from date of recording of document. This right of appeal was summarized in the Jurisdictional Offer which you received previously.

A Request for Taxpayer Identification Number and Certification (IRS Form W-9) is forwarded to you. Please complete, sign, date, and return the form to us in the enclosed postage-paid envelope. If you are "EXEMPT", please furnish a copy of your Exempt Status. If the property was owned by more than one owner (other than husband and wife), please provide the same information on a separate sheet for each owner. Furnishing your taxpayer identification number is a requirement of the IRS. Failure to provide your number could lead to civil and criminal penalties.

If you have any questions regarding this Award of Damages:

Sincerely,

Cynthia S. Magray
Real Estate Specialist

UNITED STATES POSTAL SERVICE

● Print your name, address	Del	Gr
	Attn	Csm

Is your RETURN ADDRESS completed on the reverse side?

Scott Miller - DNR

Document Number **474858**

AWARD OF DAMAGES

By State of Wisconsin

Wisconsin Department of Transportation
s.84.09(2) Wis. Stats
Exempt from fee: s.77.25(2r) Wis. Stats.
RE3001x 996

This award of damage is made pursuant to a relocation order of the **State of Wisconsin, Department of Transportation**, dated **March 26, 1999** and filed in the office of the County Clerk of Oconto County, for the improvement of **United States Highway 41/141**, in **Oconto County**.

The State of Wisconsin has determined it necessary to acquire, for the purpose set forth in and in accordance with said relocation order, a parcel of real estate and/or rights therein as set forth, in and to which the following persons have an interest
Marie Race

The interest acquired by this award is

LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

Said parcel or real estate and/or interests therein will be occupied by the State of Wisconsin or its agents on April 20, 1999 (Date).

The State of Wisconsin, having complied with all jurisdictional requirements pursuant to law, makes this award of damages to the above persons having an interest in said parcel of real estate, in the sum of Eight Thousand Three Hundred Seventy Five and No/100 Dollars Dollars (\$8,375.00), for the acquisition of said parcel for real estate and/or interests therein as set forth.

State of Wisconsin, Department of Transportation



(Real Estate Manager - Highways)

April 19, 1999

(Date)

Project ID 1152-07-21 This instrument was drafted by Wisconsin Dept of Transportation Parcel No. 65

VOL **769** PAGE **876**

REGISTER OF DEEDS
OCONTO COUNTY
AT 9 O'CLOCK AM

APR 21 1999


REGISTER

This space is reserved for recording data

1400 see

Return to

Transportation District 3
944 Vanderperren Way
Green Bay, WI 54304

Parcel Identification Number/Tax Key Number

Tax Key # 024-202602133B

LEGAL DESCRIPTION

All that land of the owner in the SW $\frac{1}{4}$ -SW $\frac{1}{4}$ of Section 26, T26N, R20E contained within the following described traverse:

Commencing at the Southwest corner of said Section 26; thence N 87°54'41" E along the South line of the SW $\frac{1}{4}$ of said Section 26, 33.00 feet to the point of beginning; thence N 02°20'44" W 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence N 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence N 86°57'53" E along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence S 02°18'46" E along said line, 1149.08 feet; thence S 18°53'27" E 129.93 feet; thence S 02°18'46" E 721.80 feet, to a point hereinafter known as Point 4293; thence S 06°07'36" E 197.28 feet; thence S 01°35'24" W 410.75 feet; thence S 73°17'37" E 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence S 02°05'19" E 24.75 feet to the South line of the SW $\frac{1}{4}$ of said Section 26; thence S 87°54'41" E along said South line, 116.55 feet to the point of beginning.

Said new right of way contains 0.36 acres, more or less.

Also a Temporary Limited Easement for building demolition and removal including for such purpose the right to operate necessary equipment thereon, the right of ingress and egress, as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon, any vegetation that the highway authorities may deem desirable to prevent erosion of the soil. Said easement shall terminate upon completion of construction.

Said temporary limited easement consists of all that land of the owner in the following tract of land being part of said SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Section 26, T26N, R20E, Town of Little Suamico, Oconto County, Wisconsin contained within the following described traverse:

Commencing at said Point 4293, as previously located in the above traverse; thence N 02°18'46" W, along the proposed Easterly right-of-way line of a frontage road, 404.60 feet to the point of beginning; thence continuing N 02°18'46" W along said line, 71.11 feet; thence N 87°41'14" E 55.77 feet; thence S 02°18'46" E 70.87 feet; thence S 87°26'16" W, 55.77 feet to the point of beginning.

The herein named consideration includes full compensation for any and all buildings, fixtures and appurtenances, and contents remaining upon surrender of occupancy, which are now or hereafter located partially or wholly within the lands herein described, and

for the right of ingress and egress on the lands adjoining and underneath said buildings for the purpose of viewing, selling and removing said buildings, fixtures, appurtenances and contents. Said right of ingress and egress is to expire upon completion of project for which this instrument is given.

Said tract contains 0.09 acre.

Tax No. 024-202602133B

Document Number **474858**

AWARD OF DAMAGES

By State of Wisconsin

Wisconsin Department of Transportation
s.84.09(2) Wis. Stats
Exempt from fee: s.77.25(2r) Wis. Stats.
RE3001x 996

This award of damage is made pursuant to a relocation order of the State of Wisconsin, Department of Transportation, dated March 26, 1999 and filed in the office of the County Clerk of Oconto County, for the improvement of United States Highway 41/141, in Oconto County.

The State of Wisconsin has determined it necessary to acquire, for the purpose set forth in and in accordance with said relocation order, a parcel of real estate and/or rights therein as set forth, in and to which the following persons have an interest
Marie Race

The interest acquired by this award is

VOL **769** PAGE **876**

REGISTER OF DEEDS
OCONTO COUNTY
AT 9 O'CLOCK AM

APR 21 1999

Loralee Lasley
REGISTER

This space is reserved for recording data

1400 due

Return to

Transportation District 3
944 Vanderperren Way
Green Bay, WI 54304

Parcel Identification Number/Tax Key Number

Tax Key # **024-202602133B**

LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

I, the undersigned Register of Deeds in and for Oconto County, do hereby certify that this is a true and correct copy of the original record on file in the Oconto County Register of Deeds Office, Oconto, Wisconsin.

Witness my hand and seal on **NOV 30 1999**
Loralee Lasley, ab
Loralee Lasley, Register of Deeds

Said parcel or real estate and/or interests therein will be occupied by the State of Wisconsin or its agents on April 20, 1999 (Date).

The State of Wisconsin, having complied with all jurisdictional requirements pursuant to law, makes this award of damages to the above persons having an interest in said parcel of real estate, in the sum of Eight Thousand Three Hundred Seventy Five and No/100 Dollars Dollars (\$8,375.00).

for the acquisition of said parcel for real estate and/or interests therein as set forth.

State of Wisconsin, Department of Transportation

Richard M. Hagan

(Real Estate Manager - Highways)

April 19, 1999

(Date)

Project ID 1152-07-21 This instrument was drafted by Wisconsin Dept of Transportation Parcel No. 65

LEGAL DESCRIPTION

All that land of the owner in the SW¼-SW¼ of Section 26, T26N, R20E contained within the following described traverse:

Commencing at the Southwest corner of said Section 26; thence N 87°54'41" E along the South line of the SW¼ of said Section 26, 33.00 feet to the point of beginning; thence N 02°20'44" W 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence N 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence N 86°57'53" E along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence S 02°18'46" E along said line, 1149.08 feet; thence S 18°53'27" E 129.93 feet; thence S 02°18'46" E 721.80 feet, to a point hereinafter known as Point 4293; thence S 06°07'36" E 197.28 feet; thence S 01°35'24" W 410.75 feet; thence S 73°17'37" E 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence S 02°05'19" E 24.75 feet to the South line of the SW¼ of said Section 26; thence S 87°54'41" E along said South line, 116.55 feet to the point of beginning.

Said new right of way contains 0.36 acres, more or less.

Also a Temporary Limited Easement for building demolition and removal including for such purpose the right to operate necessary equipment thereon, the right of ingress and egress, as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon, any vegetation that the highway authorities may deem desirable to prevent erosion of the soil. Said easement shall terminate upon completion of construction.

Said temporary limited easement consists of all that land of the owner in the following tract of land being part of said SW¼-SW¼, Section 26, T26N, R20E, Town of Little Suamico, Oconto County, Wisconsin contained within the following described traverse:

Commencing at said Point 4293, as previously located in the above traverse; thence N 02°18'46" W, along the proposed Easterly right-of-way line of a frontage road, 404.60 feet to the point of beginning; thence continuing N 02°18'46" W along said line, 71.11 feet; thence N 87°41'14" E 55.77 feet; thence S 02°18'46" E 70.87 feet; thence S 87°26'16" W, 55.77 feet to the point of beginning.

The herein named consideration includes full compensation for any and all buildings, fixtures and appurtenances, and contents remaining upon surrender of occupancy, which are now or hereafter located partially or wholly within the lands herein described, and

for the right of ingress and egress on the lands adjoining and underneath said buildings for the purpose of viewing, selling and removing said buildings, fixtures, appurtenances and contents. Said right of ingress and egress is to expire upon completion of project for which this instrument is given.

Said tract contains 0.09 acre.

Tax No. 024-202602133B

P 336 018 005

BRUCE URBEN

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	
MS MARIE RACE	
Street & Number	
1146 STATE ST	
Post Office, State, & ZIP Code	
GREEN BAY WI 54304	
Postage	\$.55
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 3.20
Postmark or Date	

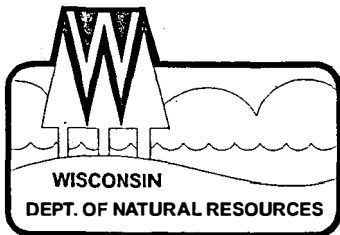
PS Form 3800, April 1995



Stick postage stamps to article to cover First-Class postage, certified mail fee, and charges for any selected optional services (*See front*).

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier (*no extra charge*).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach, and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make an inquiry.

File



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TDD 920-492-5912

March 20, 1999

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Marie Race
1146 State Street
Green Bay, Wisconsin 54304

**BRRTS ID: 02-43-000562
CASETRACK ID: 96-NEEE-110**

SUBJECT: Environmental Contamination on the property located at 584 Highway 141 & 41, Little Suamico, Oconto County.

Dear Ms. Marie Race

On August 12, 1994, the Department of Natural Resources (Department) notified you that it believes you are responsible under s. 144.76 (now s. 292.11), Wisconsin Statutes (Hazardous Substance Spills Law), for environmental contamination on property you own located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin. The Department advised you of your responsibility to address the contamination.

During 1994, 1995, and 1996 the Department made numerous written attempts to contact you and receive an update on the status of your intentions to hire an environmental consultant. As a result of these failed attempts, the Department sent you a Notice of Noncompliance (NON) on July 26, 1996. The NON requested a written update of your position to hire an environmental consultant to begin the Site Investigation activities. This letter was returned unclaimed.

On August 26, 1996, you were notified by Corrine Johnson, Department Hydrogeologist, that the Department did not receive an adequate response to our initial letter. Ms. Johnson had spoken with a Willamina Wagner, who was acting in your behalf in regards to the NON. Mrs. Wagner advised the Department that you were unable to financially hire an environmental consultant.

On September 24, 1996, the Department issued you a Notice of Violation (NOV) for failing to take appropriate actions to address the contamination on your property. This letter was also returned unclaimed.

In 1997, the Department was advised by the Department of Transportation of their intent to acquire part of your property for the improvement of Highway 41 and 141. According to the newly filed deed, this transaction was completed on April 21, 1999. However, the contaminated portion of the Site remains under your ownership.

The Department construes your failure to proceed with the investigation and remediation of the contamination on your property as failure to take appropriate action. Therefore, the Department believes you are in violation of s. 292.11 (3), Wis. Stats. Based on your response to the above-mentioned letters, we can only assume that you do not intend to proceed with the required work. The Department has therefore determined that the recording of an affidavit is necessary and intends to proceed with that action as soon as practicable. A copy of the affidavit the Department intends to record is attached to this letter.

The Department has made the finding that Pesticides: dichlorodiphenyl trichloroethane (DDT), dichlorodiphenyldichloroethylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroethane (DDD), Metals: arsenic, and lead, and petroleum related substances were discharged to your property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, are the sources of soil contamination in the vicinity. The Department has concluded that these pesticides, petroleum related substances, and metals are "hazardous substances" as defined in s. 292.01(5), Wis. Stats. The Department believes that removal or treatment of the contaminated soils is required on the property under the requirements of s. 292.11, Wis. Stats.

As the Department believes that the pesticides, petroleum related substances, and metals contamination currently found in the soil on the property referred to above will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for clean-up costs under s. 292.11, Wis. Stats. Therefore the recording of an affidavit is necessary to protect future owners and/or operators of this property by notifying them that contamination remains on the property which has not been properly addressed according to the requirements of chs. NR 700 to 726, Wisconsin Administrative Code.

NOTICE OF APPEAL RIGHTS

If you believe that you have the right to appeal the Department's decision to record the attached affidavit and would like to request a contested case hearing to prevent the recording of a deed affidavit, you are required to file a written request for a contested case hearing with the Department within 30 days after the date this letter is mailed. All hearing requests shall be filed either by delivery to the Office of the Secretary of the Department of Natural Resources at 101 South Webster Street, Madison, Wisconsin 53703, or by certified mail addressed to the Office of the Secretary, Department of Natural Resources, PO Box 7921, Madison, Wisconsin 53707-7921.

All requests for a contested case hearing must be made in accordance with s. NR 2.05(5), Wis. Adm. Code, and must identify the grounds for the petition.

If you would like to request judicial review, you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department, pursuant to ss. 227.52 and

227.53, Wis. Stats. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

This notice is provided pursuant to s. 227.48(2), Wis. Stats.

Dated at Green Bay, Wisconsin, this 20th day of March, 2000.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By:

A handwritten signature in black ink that reads "David A. Hildreth" with a stylized flourish at the end. Below the signature, the initials "BAH" are written in a smaller, simpler font.

David A. Hildreth
Region Air and Waste Leader

Document Number

Legal Description of the Property:

Commencing at the Northwest corner of the Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six (26), Range Twenty East (20), Then South sixteen Rods (16), Then East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds

Less the following tract of land:

Commencing at the Southwest corner of said Section 26; thence North 87°54'41" East along the South line of the Southwest one-quarter (SW¼) of said Section 26, 33.00 feet to the point of beginning; thence North 02°20'44" West 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence North 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence North 86°57'53" East along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence South 02°18'46" East along said line, 1149.08 feet; thence South 18°53'27" East 129.93 feet; thence South 02°18'46" East 721.80 feet, to a point hereinafter known as point 4293; thence South 06°07'36" East 197.28 feet; thence South 01°35'24" West 410.75 feet; thence South 73°17'37" East 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence South 02°05'19" East 24.75 feet to the South line of the Southwest one-quarter (SW ¼) of said Section 26; thence South 87°54'41" East along said South line, 116.55 feet to the point of beginning. As described in Vol. 769, Pages 876-877, Oconto County Register of Deeds.

Recording Area

Name and Return Address:

Scott C. Miller
WI Department of Natural Resources
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

024-202602133B

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
)
 ss
COUNTY OF OCONTO)

I, Scott C. Miller, being first duly sworn, state that:

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Green Bay Service Center, 1125 North Military Avenue, City of Green Bay, Brown County, Wisconsin.
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that gasoline contaminants, dichlorodiphenal trichloroehane (DDT), dichlorodiphenyldichloroehylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroehthane (DDD),arsenic, and lead were discharged to the Marie Race Property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, and which has the above captioned legal description, has contaminated soil in the vicinity. The property is owned by Marie Race.
4. The Department believes that removal or treatment of the contaminated soil, and groundwater monitoring and/or treatment, are required on the property under the authority of s. 292.11, Wisconsin Statutes.

5. On August 12, 1994, the Department sent a letter to Marie Race, advising her of the statutory requirement to restore the environment at that location. The Department has received an inadequate response to that letter.
6. During 1994, 1995, and 1996, the Department made numerous written attempts to contact Marie Race concerning the responsibility to address the contamination at the property. The Department also sent a September 24, 1996, Notice of Violation to Marie Race. Ms. Race failed to attend the scheduled enforcement conference. Department records indicate that no investigation or cleanup of the contaminated soil occurred as a result of these activities.
7. On September 8, 1999, the Department sent a certified letter to Marie Race, advising that an affidavit of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by September 24, 1999. The Department received no response from Ms. Race. The Department concluded that Ms. Race was unwilling or unable to proceed with the investigation and remediation of the contaminated soil and groundwater on the property; therefore the Department proceeded with the affidavit process.
8. On March 20, 2000, the Department sent a certified letter to Ms. Marie Race advising that the Department would record an affidavit on the property deed.
9. As the Department of Natural Resources believes that gasoline, dichlorodiphenyl trichloroethane (DDT), dichlorodiphenyldichloroethylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroethane (DDD), arsenic, and lead found in the soil on the property with the above legal description will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11, Wisconsin Statutes.

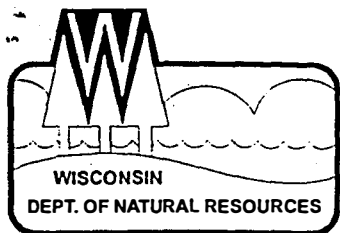
Scott C. Miller

Subscribed and sworn to before me this _____ day of _____, 2000

Notary Public, State of Wisconsin

My commission expires on: _____

Original mail certificate
copy regular US mail
CT - NOV



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TDD 920-492-5912

September 8, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Marie Race
1146 State Street
Green Bay, Wisconsin 54304

WDNR BRRTS ID: 02-43-000562
CASETRACK ID: 96-NEEE-110

RECEIVED
NOV 24 1999
NO SOLID WASTE

Subject: Notice of Violation

Dear Ms. Race:

On August 12, 1994, the Department sent a letter advising you of your responsibility to address contamination on your property located at 584 HWY 41 & 141, Little Suamico, Oconto County, Wisconsin (the Site). The letter requested that you hire a qualified environmental consultant and submit a site investigation work plan to the Department. You were also advised that these actions were required to comply with s. 144.76(3) (now renumbered 292.11(3)), Wisconsin Statutes, which states:

A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of this state.

During 1994, 1995 and 1996, the Department made numerous written attempts to contact you and request an update of your intent to hire an environmental consultant. These contacts failed to produce a response from you. As a result, the Department sent you a Notice of Noncompliance (NON) on July 26, 1996. The NON requested a written update of your status to hire an environmental consultant to begin Site investigation activities. This letter was returned unclaimed.

On August 26, 1996, Corinne Johnson, Department Hydrogeologist, spoke to Ms. Willamina Wagner regarding the NON. Ms. Wagner advised the Department that you were financially unable to hire an environmental consultant.

On September 24, 1996, the Department issued you a Notice of Violation for failing to take appropriate action in addressing the contamination at your Site. This letter was also returned unclaimed.

In 1997, the Department was advised by Department of Transportation of the their intent to acquire part of your property for the improvement of Highway 41 and 141. According to the newly filed deed, this transaction was completed on April 21, 1999. However, the contaminated portion of the Site remains under your ownership.



The Department construes your failure to proceed with investigation/remediation as failure to take appropriate action. Therefore, the Department alleges that you are in violation of s. 292.11(3), Wis. Stats.

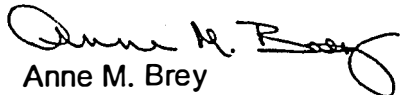
Since all previous correspondence with you has failed to result in investigation/remediation activities, we can only assume that you do not intend to do the required work at the Site. Therefore, the Department is planning to record an affidavit on the property deed that gives notice of the contamination. This affidavit will alert potential purchasers that environmental contamination is present at the Site.

Before initiating the deed affidavit filing process, we are extending an opportunity to you to meet with Department staff concerning your choice of a qualified environmental consultant and provision of a work plan to address the contamination. **If you wish to discuss taking action at the Site, please contact me in writing at the address in the letterhead by Friday September 24, 1999, to set up an enforcement conference date and time.** If we do not receive a written response from you by September 24, 1999, the Department will begin the process of recording an affidavit of contamination on the property deed.

For your information, violations of s. 292.11(3), Wis. Stats., are enforceable under ss. 299.95 and 292.99, Wis. Stats.

If you have any technical questions about investigation/remediation activities on your property, please contact Mr. Scott Miller, Department Hydrogeologist, at (920) 492-5871. If you have any questions concerning this letter, please contact me at (920) 492-5863.

Sincerely,



Anne M. Brey
Environmental Enforcement Specialist

cc: S. Miller / B. Urben - NER
J. Renville - LS/5
RR/3

Ann Brey
Z 417 252 233

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to Marie Race	
Street & Number 1146 State St.	
Post Office, State, & ZIP Code Green Bay, WI 54304	
Postage	\$ 33
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 2.98
Postmark or Date	

PS Form 3800, April 1995

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Marie Race
1146 State St.
Green Bay, WI 54304

4a. Article Number

Z 417 252 233

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

Can 9/14/97

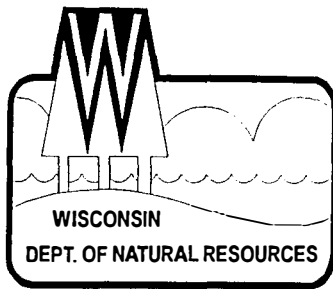
5. Received By: (Print Name)

6. Signature (Addressee or Agent)

X Marie Race

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, Regional Director

Northeast Region Headquarters
1125 N. Military Avenue
P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5916
FAX 920-492-5859

April 20, 1998

Rebecca S. Burkel
WDOT District 3
944 Vanderperren Way
P.O. Box 28080
Green Bay, WI 54324-0080

SUBJECT: DOT acquisition of right-of-way from the Marie Race Property,
584 Highway 41/141, Little Suamico, Wisconsin
WDNR ~~FILE~~ # 02-43-000562

Dear Rebecca:

This letter is in response to your letter received April 15, 1998, where you indicated that the Department of Transportation (DOT) will be acquiring the front portion of the Marie Race Property located at 584 Highway 41/141 in Little Suamico.

The current property owner does not appear to be financially able to clean up this site. Therefore, it's the DNRs intention to pursue filing of a deed affidavit on this property. This step will notify any potential buyers in the future that contamination exists on the property and that they will be required to remediate the environmental impacts to the extent practicable. This process acts as a "placeholder" for action necessary on sites where responsible parties are unable to proceed.

If the DOT acquires the front portion of the property which does not appear to include any of the potential source areas, then it would be appropriate to file a deed affidavit on the remaining part of the property containing the source areas. As long as the DOT does not own any of the potential source areas, the DOT will not be assigned any responsibility to remediate the release to the environment which appears to have occurred some time in the past at this property. You should be aware that a site investigation has not been completed on this property. If it is found that the property acquired by the DOT does include a source area, then the DOT will be responsible for investigation and cleanup.



Quality Natural Resources Management
Through Excellent Customer Service



The DNR will await the DOT finalizing this property transaction before proceeding with the affidavit for this site. Please contact the DNR when the transaction has been completed.

We appreciate your future cooperation with the current or any future property owner in remediating this site.

If you have any questions, please call me in Green Bay at (920) 492-5921.

Sincerely,



Keld Lauridsen

Hydrogeologist

Remediation & Redevelopment

cc: Marie Race, 1146 State Street, Green Bay, WI 54304



Wisconsin Department of Transportation

TRANSPORTATION DISTRICT 3

944 Vanderperren Way
P.O. Box 28080
Green Bay, WI 54324-0080
(414) 492-5643 / (414) 492-5640 FAX

4/13/98

RECEIVED
APR 15 1998
LMD SOLID WASTE

WDNR
ATTN KELD LAURIDSEN
1125 N MILITARY AVENUE
GREEN BAY WI 54307

Subject: Marie Race property

Project ID: 1152-07-00
Highway: USH 41
Termini: Suamico - Abrams
County: Brown/Oconto Counties

As per our recent phone conversations, the Wisconsin Department of Transportation plans to acquire the front portion of the Marie Race property. The WisDOT also plans on removing the current garage (see attached plan for details). The WisDOT will not be acquiring the dump area behind the garage nor the property to the west of the building where the former tanks were located. The WisDOT will acquire the parcel this summer.

It is our understanding that once WisDOT acquires the front portion of the property, the WisDNR will place a deed affidavit on the remaining portion of the Marie Race property. It is also our understanding that the WisDOT will not be named as a responsible party for the contamination found on the Marie Race property, since the Department will not own, possess or control any of the source areas.

Please confirm what WisDNR actions will take place following the WisDOT acquisition. The WisDOT will work with any future owner of the Marie Race property to issue any maintenance permits necessary to complete remediation of the Marie Race property.

If you have any questions or comments, please contact me at (920) 492-5740.

A handwritten signature in blue ink, appearing to read "Rebecca S. Burkel".

Rebecca S. Burkel
WisDOT D3 Environmental Coordinator

RSB:rsb

u:\hazmat\oconto\11520700\marierace

SCHEDULE OF LANDS & INTERESTS REQUIRED

PARCEL NUMBER	SHEET NUMBER	OWNER	INTEREST REQUIRED	TOTAL AREA	R/W AREA REQUIRED			TOTAL AREA REM.	T.L.E. AREA	P.L.E. AREA	HWY EASEMENT
					NEW	EXISTING	TOTAL				
62	4.17, 4.18	WAYNE R. & KAREN K. BENDER		SEE SHEET	4.17						
63	4.18	ARK HOMES, INC.	FEE	1.477ha (3.65Ac)	0.092ha (0.23Ac)	0	0.092ha (0.23Ac)	1.385ha (3.42Ac)			
64	4.17, 4.18	JOHN & STEPHANIE MATUSZEWSKI		SEE SHEET	4.17						
65	4.18	MARIE RACE	HWY ESMT, T.L.E.	0.405ha (1.00Ac)	0	0	0	0.405ha (1.00Ac)	0.037ha (0.09Ac)		0.128ha (0.32Ac)
66	4.18, 4.19	LAWRENCE J. & LYNN M. WILLEQUETTE	FEE	1-1.228ha (35.30Ac)	1.102ha (2.72Ac)	0	1.102ha (2.72Ac)	13.183ha (32.58Ac)			
67	4.18, 4.19	ALLAN W. MURPHY	FEE, T.L.E., P.L.E.	15.872ha (39.22Ac)	0.224ha (0.55Ac)	0	0.224ha (0.55Ac)	15.648ha (38.67Ac)	0.620ha (1.53Ac)	0.011ha (0.03Ac)	
201	4.7, 4.9-4.11, 4.13, 4.15-4.24, 4.28, 4.30, 4.32, 4.34-4.38	OCONTO ELECTRIC COOPERATIVE (41)	RELEASE OF RIGHTS								
203	4.15, 4.17-4.38	BAYLAND TELEPHONE, INC. (43)	RELEASE OF RIGHTS								

SIGN NUMBER	SIGN OWNER
64-1	CITY OF OCONTO
66-1	ORDE, INC.

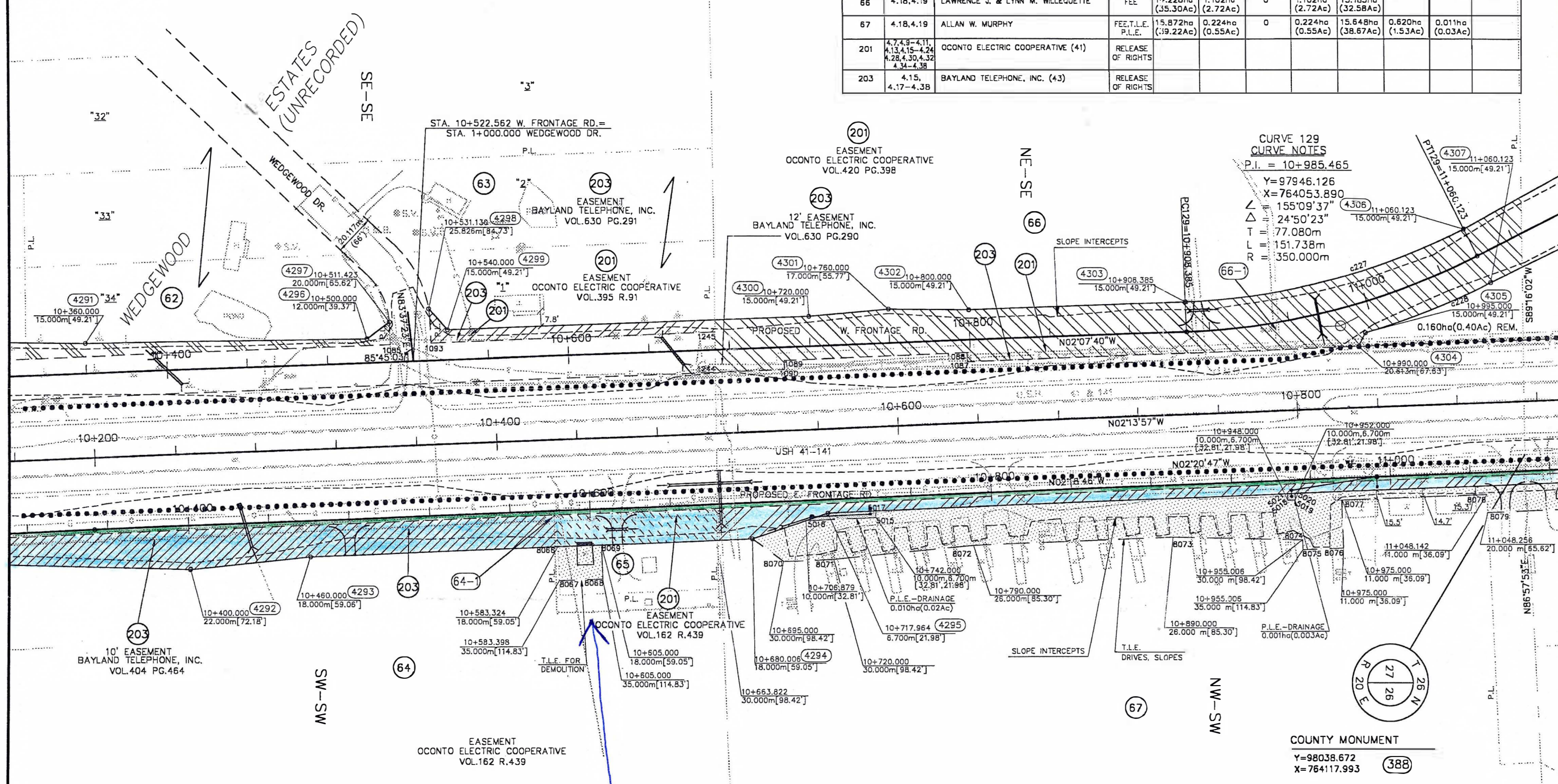


PLOT SCALE: 1" = 100'

PLOT DATE & TIME: 12/01/97 Time 15:45 DIMSCALE: 1" = 1000'

DATE & TIME LAST EDIT: 12/01/97 Time 15:45

FILE: E:\US41D073\SURVEY\RW4-18



CURVE 129
CURVE NOTES
 P.I. = 10+985.465
 Y=97946.126
 X=764053.890
 Δ = 155°09'37"
 Δ = 24°50'23"
 T = 77.080m
 L = 151.738m
 R = 350.000m

■ New rightofway
— Old Rightofway

Marie Race Property

TELEPHONE LOG

SITE NAME: MANIE RACK PROPERTY DATE: 12/3/97

DNR NO.: 02-43-SG2 TIME: 16⁰⁰

PECFA CALIM NO.: _____

TO/FROM: REBECCA BURKEL NUMBER: (414) 492-5740

COMPANY/AGENCY: WDOT/GREEN TRAY

→ TOLD REBECCA THAT WAS'NT LEANING
TOWARDS PUTTING A DEED AFFIDAVIT
ON THIS PROPERTY. IT APPEARS THAT
THE PROPERTY OWNER IS NOT ABLE
TO PAY FOR THIS CLEAN UP.
THIS AFFIDAVIT WOULD MEAN THAT
THE PROPERTY OWNER COULD NOT
SELL THIS PROPERTY UNLESS NEW
OWNER IS WILLING TO CLEAN IT UP.
• WILL LOOK AT IT. NOT SURE HOW
MUCH DOT WOULD NEED FOR ROAD
EXPANSION. MAYBE DOT COULD
BUY PART OF THIS PROPERTY.

REBECCA WILL GET BACK TO ME
FRIDAY.

NON - SAWT ON 7/26/96
NOV - SAWT ON 9/24/96

KELD LAURIDSEN

4/23/98

Request for Response or Action

Date Prepared: 11-26-97

Prepared by: Joan LeClerc

Facility's Location: Marie Race Property

<u>Routing</u>	<u>Title</u>	<u>Name</u>	<u>Date Received</u>
1	Program Supervisor	B. Urben	12/2/97
2	Responsible Staff Person	K. Lauridsen	12/2/97
3	Program Supervisor	B. Urben	___/___/___
4	Enforcement Staff	J. Doelger	___/___/___
5	Casetrack	LeClerc/Micheau	___/___/___

FID No. ---

ERRP # 43-00562

Violation(s):

Unaddressed Waste Oil Contamination

Action Needed (i.e., Reinspection, Review Report or Information, Confirm Violation Resolved, Other Comments):

Hello Keld....Is a deed affidavit needed for this case? Please let us know. Thanks!

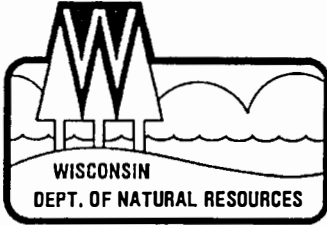
Staff Recommendation(s) and Comment(s):

(When recommending closeout, please attach copies of final inspection memo or other written documentation that specifies the compliance date and verifies facility compliance.)

DOT IS IN THE PROCESS OF TAKING TITLES TO FRONT PORTION OF PROPERTY NOT INCLUDING ANY OF THE KNOWN SOURCE AREAS. WHEN THIS TRANSACTION HAS BEEN FINALIZED, DNR SHOULD PURSUE FILING OF A DABD AFFIDAVIT FOR REMAINING PART OF PROPERTY. PLEASE CONTACT ME AGAIN IN AUGUST 1998.

Program Supervisor Recommendation(s) and Comment(s):

Environmental Enforcement Comment(s):



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, Regional Director

Northeast Region Headquarters
Bureau of Remediation and Redevelopment
1125 N. Military Avenue, PO Box 10448
Green Bay, WI 54307-0448
TELEPHONE 920-492-5916
FAX 920-492-5859

September 15, 1997

Ms. Marie Race
1146 State Street
Green Bay, WI 54304

Subject: Marie Race Property, Little Saumico, Wisconsin
WDNR Case # 02-43-000562

Dear Ms. Race:

Due to a recent change in staff, I will now be responsible for the direct oversight of the Marie Race Property site. Effective immediately, all correspondence, reports and submittals concerning the above site should be sent to the following address:

Wisconsin Department of Natural Resources
Attn: Keld Lauridsen
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

Any additional environmental investigation and clean-up activities will be reviewed by WDNR staff prior to implementation. Unless otherwise requested, only one copy of all submittals is needed. Please print everything double sided. This is both to save paper and to reduce the need for more filing space at our office.

I look forward to working with you on your site. If you have any questions or comments, please contact me in Green Bay at (920) 492-5921.

Sincerely,

Keld Lauridsen
Hydrogeologist
Remediation and Redevelopment Program

From: DNRLM2::URBENB "BRUCE URBEN 414-492-5860" 21-JAN-1997 15:29:57.93
To: DNRLM2::NELLK
CC:
Subj: Please see response from McCutcheon--**Let's plan on getting it ready for an affidavit!**

From: DNRSB::MCCUTP "Pat McCutcheon ph #(608) 275-3241" 21-JAN-1997 15:27:47.84
To: DNRLM2::URBENB
CC: DNRLM::WALKED,MCCUTP
Subj: RE: Deed Affidavits

We are in the public hearing phase of the rule process. The NRB was very amenable to continue this rule, which surprised me. I had the first hearing today and nobody showed, which is no surprise. I believe the rule will be continued, so if you have a new site we can set it up for a deed affidavit to be issued. Although we can't issue it until this whole thing is either done or if the document is filed BEFORE March 1. I say work on them and then wait until the sunset date removal is finalized.

Spoke with Dave Walker today about the main Race Property and how we should proceed. According to Urbens comments we will prepare this site for an affidavit.

Kurt
1-21-97

Case Number KEYBOARD()	Case Title Marie Race Property
Activity Telephone conversation with Wilamina Wagner	Date of Activity January 21, 1997

Narrative

On January 21, 1997, at approximately 10:30 a.m., Enforcement Specialist Walker telephoned (414)432-7333. Walker spoke with a female party who identified herself as Willamina Wagner. Walker asked to speak with Marie Race and Wagner asked what "this" is about. Walker told Wagner that he wanted to discuss the contamination discovered on Race's property. Wagner told Walker that she is Race's sister and Race had asked her to handle matters. Walker told Wagner that the Department had approval to record an affidavit of contamination on the property deed when property owners were financially unable to proceed with the investigation and/or remediation of the contaminated property. Walker also offered to meet with Wagner and Race at a future date and time to discuss this alternative more thoroughly. Wagner said that she and Race would prefer to wait until the weather is more suitable due to a fear of slipping on the ice/snow and being injured. Wagner said that Race is 72 1/2 years old. Walker asked Wagner to have Race send him a letter stating her inability to proceed. Wagner said that "we" (the Department) will never get anything in writing from them however, their position remains the same. Race can not afford to proceed as her income is strictly social security. Wagner also said that they believed that Race is not responsible for the contamination and feel the responsibility rests with the former owner of the property (a farmer). Walker told Wagner that he would discuss this information with Ms. Kristin Nell and Walker again offered for he and Nell to meet with both parties to answer any questions they might have. Walker asked Wagner to discuss the affidavit process with Race and then contact Walker if either party wanted to meet with Department staff. Walker thanked Wagner for her assistance and then ended the conversation.

Walker then spoke with Nell and summarized his conversation with Ms. Wagner. Nell and Walker agreed to postpone any further action until after March 31, 1997, or after meeting with Ms. Race.

cc: K. Nell - NER

Enforcement Specialist Reporting David C. Walker <i>David C. Walker</i>	Date of Report January 21, 1997	Exhibit Reference
---	---	-------------------



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
PO Box 10448, 1125 N. Military Ave.
Green Bay, WI 54307-0448
TELEPHONE 414-492-5800
FAX 414-492-5913
TDD 414-492-5812

January 2, 1997

Ms. Marie Race
1146 State Street
Green Bay, WI 54304

RE: Marie Race Property, 584 Highway 41-141, Little Suamico, Wisconsin
WDNR ERP Case #02-43-00562

Dear Ms. Race:

Due to a recent change in staff, I once again will be responsible for the direct oversight of the Marie Race Property environmental repair site. Effective immediately, all correspondence, reports, and submittals concerning the above site should be sent to the following address:

Wisconsin Department of Natural Resources
Attn: Kristin Nell
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

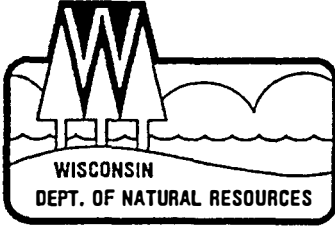
As in the past, any additional environmental investigation and clean-up activities will be reviewed by WDNR staff prior to implementation. Unless otherwise requested, only one copy of all submittals is needed.

I look forward to working with you again on the Marie Race Property site. If you have any questions or comments, please contact me in Green Bay at (414) 492-5943.

Sincerely,

Kristin Nell
Hydrogeologist
Remediation and Redevelopment Program

C. Johnson



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
PO Box 10448, 1125 N. Military Ave.
Green Bay, WI 54307-0448
TELEPHONE 414-492-5800
FAX 414-492-5913
TDD 414-492-5812

September 24, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ERRP CASE # 43-00562

Ms. Marie Race
1146 State Street
Green Bay, WI 54304

SUBJECT: Enforcement Conference Concerning Environmental
Contamination at 584 Hwy 41 & 141, Little Suamico, Wisconsin

Dear Ms. Race:

On August 12, 1994, the Department of Natural Resources (Department) notified you that we believe you are responsible for environmental contamination under s. 144.76, Wisconsin Statutes (Hazardous Substance Spills Law) on your property located at 584 HWY 41 & 141, Little Suamico, Oconto County, Wisconsin (site). This statute requires you to "take the actions necessary to restore the environment to the extent practicable." This letter also requested that you hire an environmental consultant and submit an investigation workplan by September 12, 1994.

On seven separate occasions, the Department sent you letters requesting an update of the status the environmental remediation at the site. Initially, we were informed that either you or a family member, on your behalf, had contacted two environmental consultants to obtain proposals to conduct the remediation project. However, the Department received no information which would indicate that you have either hired an environmental consultant; conducted the investigation or begun remediation at the site. Subsequently, the Department sent you a Notice of Noncompliance (NON) letter via certified mail on July 26, 1996. The NON cited the lack of responses to our previous requests and once again, requested a written update of the status of the project. The NON also indicated a Notice of Violation would be issued in the event you failed to comply with the requirements listed in the NON. However, this letter was returned by the U.S. Post Office as unclaimed.

On August 26, 1996, Department Hydrogeologist, Ms. Corinne Johnson, spoke with Ms. Willamina Wagner regarding the NON. Ms. Wagner stated that she refused to pick up the NON after the Post Office attempted to deliver the letter several times. Ms. Wagner also stated that Ms. Race is financially unable to hire a consultant. For this reason, Ms. Wagner refused to hire a consultant. Furthermore, Ms. Wagner indicated that she couldn't understand why the property had to be cleaned up if the water hasn't been affected.

The Department construes the failure to submit the requested information as failure to take appropriate action. Therefore, the Department alleges that you are in violation of s. 144.76(3), Stats.



Because the Department is very concerned about the lack of progress in this case, we are requesting that you attend an enforcement conference. Please plan on attending an enforcement conference on Wednesday, October 23, 1996, at 10:00 a.m., at the Department of Natural Resources Northeast Region Headquarters, 1125 N. Military Avenue, Green Bay, Wisconsin. A map is enclosed for your convenience. Please be prepared to discuss what action(s) will be taken to resolve this situation. If you fail to attend the meeting, the Department will consider further enforcement action.

Please be advised that violations under s. 144.76(3) Stats. are enforceable under s. 144.99 Stats., which provides for forfeitures of not more than \$5,000 for each violation. Each day of violation is considered a separate offense.

If you have any questions concerning the enforcement conference, feel free to contact me at (414) 492-5842. If you have any technical questions concerning this matter, please contact Corinne Johnson at (414)492-5943.

Sincerely,



David C. Walker
Environmental Enforcement Coordinator

Encl.

cc: C. Johnson - NER/BRR
B. Urban - NER/BRR

Note: Fill out side one if recommending secondary enforcement only;
 Fill out both sides if recommending an environmental investigation.

Facility Name: Race, Marie Property
 Address: 584 Hwy. 41-141
Little Susamico
 County: Acosta
 Permit/License/ID #: _____
 Facility Phone #: (414) 432-7333
 Responsible Official: Marie Race
 (Title) Property Owner
 Contact Person: Williamina Wagner
 (Title) RP's Sister

Route to:	
1. Prog. Supv.	<u> </u> <u> </u> <u> </u> <u> </u>
2. Env. Enf.	<u> </u> <u> </u> <u> </u> <u> </u>
<u> </u> D. Hildreth	<u> </u> <u> </u> <u> </u> <u> </u>
<u> </u> L. Kriese	<u> </u> <u> </u> <u> </u> <u> </u>
<u> </u> T. Krsnich	<u> </u> <u> </u> <u> </u> <u> </u>
<u> </u> Env. Enf.	<u> </u> <u> </u> <u> </u> <u> </u>

Violation(s) Summary: (Include Statute(s), Code(s), Date(s), Class I or II, and discussion as needed)

Environmental Repair Case - #02-43-000562 -

Start Date - 8/8/94 - No Action Taken yet by RP

Refused to pick up NON letters at Post Office after several attempts to deliver (certified) - Admits inability to pay for

Primary Enforcement Actions Taken To Date: (i.e., NON, calls, letters, attach copy, Cleanup documenting each) site invest.

- Numerous letters requesting an update
- Phone calls requesting an update
- NON letter sent - RP refused to pick up at Post Office

Comments: (Past Violations, Defenses, Degree of Cooperation, Enforcement Priority, Possible Solutions, Corrective Actions)

- Send NOV and arrange enforcement conference
- If RP does not attend the conference, prepare deed affidavit

Action Requested: NOV Enf. Conf. () Order () Referral () Env. Invest.

Person Requesting Action: Corinne Johnson 8/28/96 (414) 492-5943
 Date Prepared Phone Number

Environmental Enforcement: Date Received:

Type and Date of Action:

Comments:

TELEPHONE LOG

SITE NAME: Marie Race Property DATE: 8/26/96
SITE NO.: 02-43-000562 TIME: 3:35 P.M.
CONTACT: Williamina Wagner PHONE NO.: 432-7333
COMPANY/AGENCY: Marie Race's Sister

I called Ms. Wagner (representative for Marie Race) to find out why the NW letter that I sent (certified mail) was returned.

Ms. Wagner said she refused to pick up the letter at the post office after the postal service attempted to deliver it several times.

Ms. Wagner stated that Ms. Race has no \$ to hire a consultant. Arsenic was detected in the soil & not in the GW. She doesn't understand why it has to be cleaned up if the water is clean.

I tried to explain 144.76(3) to her but she & Ms. Race refuse to hire a consultant to do the work since Ms. Race has no money.

Corinne Johnson

P 388 813 195

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (*See reverse*)

Sent to Marie Race

Street & Number
1146 State Street

Post Office, State, & ZIP Code
Green Bay, WI 54304

Postage \$.32

Certified Fee 1.10

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees \$ 2.52

Postmark or Date
584 Hwy 41-141
Little Suamico, WI
ERP #02-43-000562

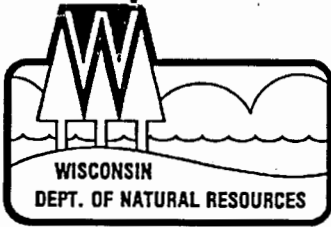
Attn Corinne Johnson

PS Form 3800, April 1995



Stick postage stamps to article to cover First-Class postage, certified mail fee, and charges for any selected optional services (See front).

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier (*no extra charge*).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach, and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make an inquiry.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

July 26, 1996

Marie Race
1146 State Street
Green Bay, WI 54304

RE: NOTICE OF NONCOMPLIANCE
Reported Contamination at Marie Race Property, 584 Hwy 41-141
Little Suamico, Wisconsin
ERP CASE #02-43-000562

Dear Ms. Race:

The Department sent you a letter dated June 10, 1996 stating that you must update the Department on the status of the above referenced case within 14 days. To date the Department has not received any correspondence from you regarding this case.

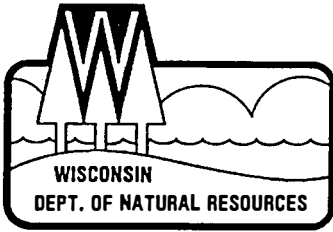
Within 14 days of this letter, please provide the Department with a letter detailing the status of this case. Failure to do so may result in further enforcement action.

If you do not respond to this letter the Department will issue a notice of violation (NOV). You will be requested to attend an enforcement conference to discuss the status of the above referenced case.

If you have any questions regarding this matter, please contact me at (414) 492-5943.

Sincerely,

Corinne Johnson
Hydrogeologist
Bureau of Remediation and Redevelopment



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

June 10, 1996

Ms. Marie Race
1146 State Street
Green Bay, WI 54304

RE: Marie Race Property
ERP CASE #02-43-00562

Dear Ms. Race:

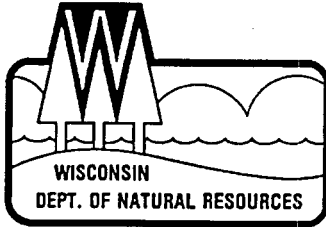
I am writing to request an update on the status of the above referenced leaking underground storage tank case. On November 27, 1995, the Department sent you a letter requesting a case status update for the Marie Race Property site. Since this time the Department has not received any correspondence on this case.

Please provide the Department with a letter detailing the status of the above referenced case within **14 days** of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5943.

Sincerely,

Corinne Johnson
Hydrogeologist
Environmental Repair Program



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
PO Box 10448, 1125 N. Military Ave.
Green Bay, WI 54307-0448
TELEPHONE 414-492-5800
FAX 414-492-5913
TDD 414-492-5812

February 26, 1996

Ms. Marie Race
1146 State Street
Green Bay, WI 54304

SUBJECT: Marie Race Property
ERRP CASE #43-00562

Dear Ms. Race:

Due to a recent change in staff, I will now oversee your site named above. Effective immediately, all correspondence, reports, and submittals concerning the above site should be sent to me, instead of Kristen Nell, at the following address:

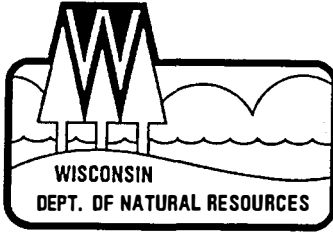
Wisconsin Department of Natural Resources
Attn: Corinne Johnson
P.O. Box 10448
Green Bay, WI 54307-0448

Any additional environmental investigation and clean-up will continue to be reviewed by DNR staff prior to implementation. Unless otherwise requested, only one copy of all submittals is needed. If you have any questions or comments, please call me in Green Bay at (414) 492-5943.

Sincerely,

A handwritten signature in cursive script that reads 'Corinne Johnson'. The signature is written in black ink and extends across the width of the page.

Corinne Johnson
Waste Management Specialist



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

November 27, 1995

MS MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Marie Race Property
ERRP CASE #43-00562

Dear Ms. Race:

The Department sent you a letter dated October 27, 1995, stating that you must update the Department on the status of the above referenced case within 14 days. To date the Department has not received any correspondence from you regarding this case.

Within 14 days of this letter, please provide the Department with a letter detailing the status of this case. Failure to do so may result in further enforcement action.

If you do not respond to this letter the Department will issue a notice of violation (NOV). You will be requested to attend an enforcement conference to discuss the status of the above referenced case.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program

P 103 593 376



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse) K. NELL

MS^{NO} MARIE RACE

Street and No

1146 STATE STREET

Post Office and ZIP Code

GREEN BAY, WI 54304

Postage

\$.32

Certified Fee

1.10

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing
to Whom & Date Delivered

Return Receipt Showing to Whom,
Date, and Addressee's Address

1.10

TOTAL Postage
& Fees

\$ 2.52

Postmark or Date

MARIE RACE PROPERTY
ERRP CASE #43-00562

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES (see front).**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier (no extra charge).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 MS MARIE RACE
 1146 STATE STREET
 GREEN BAY, WI 54304

 MARIE RACE PROPERTY
 ERRP CASE #43-00562

4a. Article Number
 P 103 593 376

4b. Service Type

<input type="checkbox"/> Registered	<input type="checkbox"/> Insured
<input checked="" type="checkbox"/> Certified	<input type="checkbox"/> COD
<input type="checkbox"/> Express Mail	<input type="checkbox"/> Return Receipt for Merchandise

7. Date of Delivery
 11 28-95

5. Signature (Addressee)
Marie Race

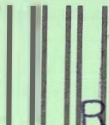
8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



ALWAYS USE
RECEIVED JUN 9 1995

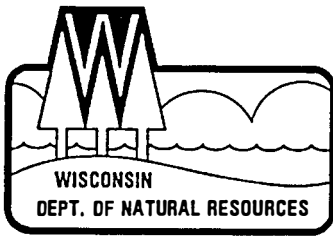


PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$306

LAKE MICH. DIST.

Print your name, address and ZIP Code here
• KRISTIN NELL

DEPARTMENT OF NATURAL RESOURCES
LAKE MICHIGAN DISTRICT HEADQUARTERS
1125 NORTH MILITARY AVENUE
P. O. BOX 10448
GREEN BAY, WI 54307-0448



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

October 27, 1995

MS MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Marie Race Property
ERRP CASE #43-00562

Dear Ms. Race:

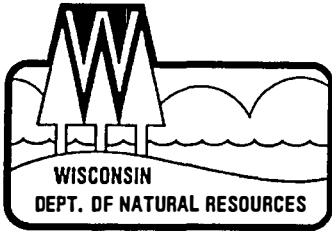
I am writing to request an update on the status of the above referenced environmental repair case. On October 2, 1995, the Department sent you a letter requesting a case status update for the Marie Race Property. Since this time the Department has not received any correspondence on this case.

Please provide the Department with a letter detailing the status of the above referenced case within 14 days of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

October 2, 1995

MS MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Marie Race Property
ERRP CASE #43-00562

Dear Ms. Race:

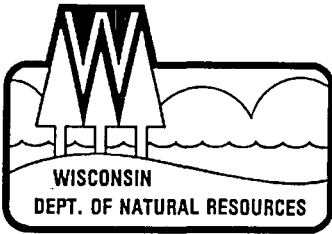
I am writing to request an update on the status of the above referenced environmental repair case. On July 11, 1995, the Department received a telephone call from one of your relatives regarding the hiring of an environmental consultant for the Marie Race Property. Since this time the Department has not received an update on this case.

Please provide the Department with a letter detailing the status of the above referenced case within **14 days** of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

July 5, 1995

MS MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Marie Race Property
ERRP CASE #43-00562

Dear Ms. Race:

I am writing to request an update on the status of the above referenced environmental repair case. On April 20, 1995, the Department received a letter from Dennis Greil, your environmental consultant, indicating that he was in the process of preparing a workplan. Since this time the Department has not received any correspondence on this case.

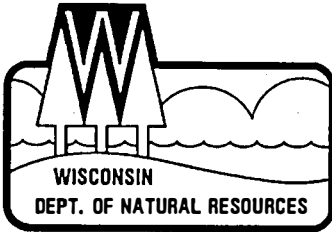
Please provide the Department with a letter detailing the status of the above referenced case within 14 days of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program

cc: Dennis Greil; ECCI
P.O. Box 12114; Green Bay, WI 54307-2114



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

April 25, 1995

MS MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

SUBJECT: Acknowledgement of Receipt

Facility/Site Name: Marie Race Property

Project Number: 43-00562

ERRP Tracking Number: 562

Type of Submittal: Hiring of an Environmental Consultant

Submitted By: Dennis Greil; ECCI

Date Received: April 20, 1995

Received By: Kristin Nell; Hydrogeologist
Emergency and Remedial Response Program

If you are interested in obtaining the protection of limited liability under s. 144.765, Stats., please contact Mark Giesfeldt at (608)267-7562 or Darsi Foss at (608)267-6713, in the Department of Natural Resources' Madison office for more information. The liability exemption under s. 144.765, Stats., is available to persons who meet the definition of "purchaser" in s. 144.765 (1)(c) and receive Department approval for the response actions taken at the property undergoing cleanup. The Department will determine eligibility for this program on a case-by-case basis, prior to the "purchaser" developing a scope of work for conducting a ch. 716 site investigation at the property.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program

cc: Dennis Greil; ECCI
P.O. Box 12114; Green Bay, WI 54307-2114



Environmental Compliance Consultants, Inc.

RECEIVED DNR
APR 20 1995
LAKE MICH. DIST.

April 18, 1995

Ms. Kristen Nell
WDNR
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

**RE: Marie Race Property
584 Hwy 41/141, Little Suamico, WI
ERRP Case # 43-00562**

Dear Ms. Nell:

I would like to inform you that Ms. Willamina Wagner, acting as a responsible party for the above property, has expressed a desire in having ECCI assist in the site remediation. I am currently in the process of preparing a contract requiring Ms. Wagner's signature. Once this contract has been signed and returned to ECCI, I will submit a short letter detailing ECCI's proposed work plan to you.

If you have any questions or comments, please feel free to contact me at 434-5031.

Sincerely:

ENVIRONMENTAL COMPLIANCE CONSULTANTS, INC.

Dennis C. Greil
Project Manager

cc:

Ms. Willamina Wagner

TELEPHONE LOG

SITE NAME: Race, Marie Property DATE: 3-9-95SITE NO.: 43-00562 TIME: 10:20CONTACT: Wilma PHONE NO.: 432-7333COMPANY/AGENCY: Relative of RP

Have contacted Dennis Grew of ECC1 for an estimate.

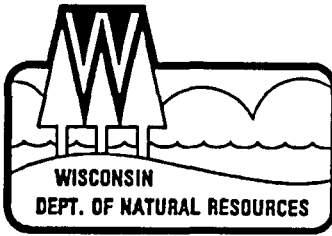
Wilma proposed that they do the excavation themselves. Stated that this was fine but they would need to sample the base and sidewalks. DPA needs a lot of parameters/work plan.

ECC1 has not been hired.

A letter is to be submitted by April 3, 1995 explaining what they are planning to do and who they have hired.

Explained Eisner, Helen (59-00512) situation to them.

Kn



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

February 24, 1995

MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Race, Marie Property, 584 Hwy 41/141, Little Suamico, Wisconsin.
ERRP CASE #43-00562

Dear Ms. Race:

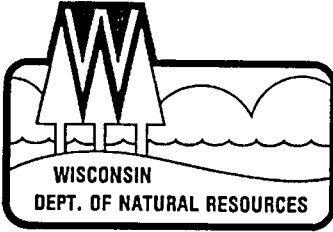
I am writing to request an update on the status of the above referenced environmental repair case. On November 19, 1994, the Department received a telephone call from one of your relatives concerning the hiring of an environmental consultant. Since this time the Department has not received an update on this case.

Please provide the Department with a letter detailing the status of the above referenced case within 14 days of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5943.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

George E. Meyer, Secretary
William R. Selbig, District Director

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

December 2, 1994

MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

RE: Marie Race Property, 584 HWY 41/141, Little Suamico
ERP CASE #43-00562

Dear Ms. Race:

I am writing to request an update on the status of the above referenced environmental repair case. On August 12, 1994, the Department sent you a letter outlining the responsibilities you have in remediating the above mentioned site. Since this time the Department has not received an update on this case.

Please provide the Department with a letter detailing the status of the above referenced case within 14 days of receipt of this letter. Failure to do so may result in further enforcement actions.

If you have any questions regarding this matter, please contact me at (414) 492-5921.

Sincerely,

Kristin Nell
Hydrogeologist
Emergency and Remedial Response Program



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
TELEPHONE # (414)492-5918
TELEFAX # (414)492-5859

October 19, 1994

MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

Subject: Marie Race Property, 584 HWY 41/141, Little Suamico
WDNR LUST/ERRP Case #43-00562

Dear Ms. Race:

Due to a recent addition of staff, your site named above will now receive direct oversight from DNR staff. Any additional environmental investigation and clean-up will be reviewed by DNR staff prior to implementation. Effective immediately, all correspondence, reports, and submittals concerning the above site should be sent to:

Wisconsin Department of Natural Resources
Attn: Kristin Nell
P.O. Box 10448
Green Bay, WI 54307-0448
Phone: (414) 492-5943

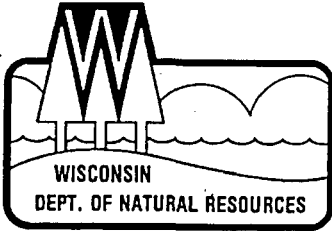
Unless otherwise requested, only one copy of all submittals is needed.

Remember, delaying the environmental clean-up and monitoring can often lead to greater overall costs and more complicated clean-ups. Please also be aware that your ability to use the PECFA reimbursement fund depends on your cooperation in adequately addressing the problem. Your cooperation in this matter has been appreciated. If you have any questions or comments, please call me in Green Bay at (414) 492-5943.

Sincerely,

Kristin Nell
Hydrogeologist

cc: Mike Berg; Design Supervisor - WDOT
944 Vanderperren Way; Green Bay, WI 54303



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

August 12, 1994

MARIE RACE
1146 STATE STREET
GREEN BAY, WI 54304

↳ Residence

SUBJECT: Reported Contamination at the Marie Race Property,
584 HWY 41/141, Little Suamico
ERRP CASE #43-00562.

Dear Ms. Race:

The Wisconsin Department of Natural Resources has been notified of soil and groundwater contamination at the above referenced location.

Based on the information received by the Department of Natural Resources, we believe you are responsible for restoring the environment at this site under Section 144.76, Wisconsin Stats., known as the hazardous substances spills law. Your responsibilities include investigating the extent of the contamination and then selecting and implementing the most appropriate remedial action. Enclosed is information to help you understand what you need to do to ensure your compliance with the spills law.

The purpose of this letter is threefold: 1) to describe your legal responsibilities, 2) to explain what you need to do to investigate and clean up the contamination, and 3) to provide you with information about cleanups, environmental consultants, possible financial assistance, and working cooperatively with the Department of Natural Resources.

Legal Responsibilities:

Your legal responsibilities are defined both in statute and in administrative codes. The hazardous substances spill law, Section 144.76 (3) Wisconsin Statutes, states:

- * RESPONSIBILITY. A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state.

Wisconsin Administrative Codes chapters NR 700 through NR 728 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure. Chapter NR 708 includes provisions for immediate actions in response to limited contamination. Wisconsin Administrative Code chapter NR 140 establishes groundwater standards for contaminants that reach groundwater.

Steps to Take:

The longer contamination is left in the environment the farther it can spread and the more it may cost to clean up. Quick action may lessen damage to your property and to neighboring properties and reduce your costs in investigating and cleaning up the contamination. To ensure that your cleanup complies with

Wisconsin's laws and administrative codes, you should hire a professional environmental consultant who understands what needs to be done. These are the first four steps to take:

1. By September 12, 1994, please submit written verification (such as a letter from the consultant) that you have hired an environmental consultant. You will need to work quickly to meet this timeline.
2. By October 17, 1994, your consultant must submit a workplan and a schedule for conducting the investigation. The consultant must follow the Department's administrative codes and our technical guidance documents. Please include with your workplan a copy of any previous information that has been completed (such as an underground tank removal report or a preliminary soil excavation report).
3. Please keep us informed of what is being done at your site. You or your consultant must provide us with a brief report at least every 90 days, starting after your workplan is submitted. These quarterly reports should summarize the work completed since the last report. Quarterly reports need only include one or two pages of text, plus any relevant maps and tables. However, please note that should conditions at your site warrant, you may receive a letter requiring more frequent contacts with the Department. You will also receive one annual site status report form in February.
4. When the site investigation is complete, your consultant must submit a full report on the extent and degree of soil and groundwater contamination and a proposal for cleaning up the contamination.

Due to the number of contaminated sites and our staffing levels, we will be unable to respond to each report. To maintain your compliance with the spills law and chs. NR 700 through NR 728, do not delay the investigation and cleanup of your site by waiting for DNR responses. We have provided detailed technical guidance to environmental consultants. Your consultant is expected to be familiar with our technical procedures and administrative codes and should be able to answer your questions on meeting Wisconsin's cleanup requirements.

Your correspondence and reports regarding this site should be sent to the Department at the following address:

Wisconsin Department of Natural Resources
 Kristin Nell
 1125 North Military Avenue
 P.O. Box 10448
 Green Bay, WI 54307-0448

Unless otherwise requested, please send only one copy of all plans and reports. Correspondence should be identified with the assigned DNR identification number which is listed at the top of this letter.

Information for Site Owners:

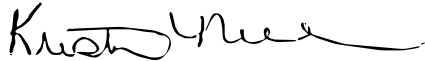
Enclosed is a list of environmental consultants and some important tips on selecting a consultant. If you are eligible for reimbursement of costs under Wisconsin's PECFA program (see last paragraph) you will need to compare at least three consultants' proposals before hiring a consultant. Consultants and laboratories working in the PECFA program are required to carry errors and omissions insurance to help protect you against unsuitable work. Also enclosed are materials on controlling costs, understanding the cleanup process, and choosing a site cleanup method. This information has been prepared to help you understand your responsibilities and what your environmental consultant needs to do. Please read this information carefully.

If you are interested in obtaining the protection of limited liability under s. 144.765, Stats., please contact Mark Giesfeldt at (608) 267-7562 or Darsi Foss at (608) 267-6713, in the Department of Natural Resources' Madison office for more information. The liability exemption under s. 144.765, Stats., is available to persons who meet the definition of "purchaser" in s. 144.765(1)(c) and receive Department approval for the response actions taken at the property undergoing cleanup. The Department will determine eligibility for this program on a case-by-case basis, prior to the "purchaser" developing a scope of work for conducting a ch. NR 716 site investigation at the property.

If you have any questions about this letter or your responsibilities, please call me at (414) 492-5921.

Thank you for your cooperation.

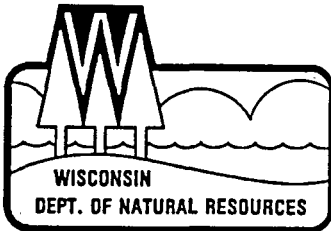
Sincerely,



Kristin Nell
Hydrogeologist
Emergency & Remedial Response Program

Enclosure

cc: Mike Berg; Design Supervisor, WDOT
944 Vanderperren Way; Green Bay, WI 54303



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Lake Michigan District Headquarters
Solid Waste Office
1125 N. Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448
Telephone #: (414)492-5916
Telefax #: (414)492-5859

George E. Meyer, Secretary
William R. Selbig, District Director

August 8, 1994

Marie Race
584 HWY 41-141
Little Suamico, WI 54141

SUBJECT: Reported Contamination at the Marie Race Property,
584 HWY 41-141, Little Suamico
ERRP CASE #43-00562

Dear Ms. Race:

The Wisconsin Department of Natural Resources has been notified of soil and groundwater contamination at the above referenced location.

Based on the information received by the Department of Natural Resources, we believe you are responsible for restoring the environment at this site under Section 144.76, Wisconsin Stats., known as the hazardous substances spills law. Your responsibilities include investigating the extent of the contamination and then selecting and implementing the most appropriate remedial action. Enclosed is information to help you understand what you need to do to ensure your compliance with the spills law.

The purpose of this letter is threefold: 1) to describe your legal responsibilities, 2) to explain what you need to do to investigate and clean up the contamination, and 3) to provide you with information about cleanups, environmental consultants, possible financial assistance, and working cooperatively with the Department of Natural Resources.

Legal Responsibilities:

Your legal responsibilities are defined both in statute and in administrative codes. The hazardous substances spill law, Section 144.76 (3) Wisconsin Statutes, states:

- * RESPONSIBILITY. A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state.

Wisconsin Administrative Codes chapters NR 700 through NR 728 establish requirements for emergency and interim actions, public information, site investigations, design and operation of remedial action systems, and case closure. Chapter NR 708 includes provisions for immediate actions in response to limited contamination. Wisconsin Administrative Code chapter NR 140 establishes groundwater standards for contaminants that reach groundwater.

Steps to Take:

The longer contamination is left in the environment the farther it can spread and the more it may cost to clean up. Quick action may lessen damage to your property and to neighboring properties and reduce your costs in investigating and cleaning up the contamination. To ensure that your cleanup complies with

Wisconsin's laws and administrative codes, you should hire a professional environmental consultant who understands what needs to be done. These are the first four steps to take:

1. By September 12, 1994, please submit written verification (such as a letter from the consultant) that you have hired an environmental consultant. You will need to work quickly to meet this timeline.
2. By October 17, 1994, your consultant must submit a workplan and a schedule for conducting the investigation. The consultant must follow the Department's administrative codes and our technical guidance documents. Please include with your workplan a copy of any previous information that has been completed (such as an underground tank removal report or a preliminary soil excavation report).
3. Please keep us informed of what is being done at your site. You or your consultant must provide us with a brief report at least every 90 days, starting after your workplan is submitted. These quarterly reports should summarize the work completed since the last report. Quarterly reports need only include one or two pages of text, plus any relevant maps and tables. However, please note that should conditions at your site warrant, you may receive a letter requiring more frequent contacts with the Department. You will also receive one annual site status report form in February.
4. When the site investigation is complete, your consultant must submit a full report on the extent and degree of soil and groundwater contamination and a proposal for cleaning up the contamination.

Due to the number of contaminated sites and our staffing levels, we will be unable to respond to each report. To maintain your compliance with the spills law and chs. NR 700 through NR 728, do not delay the investigation and cleanup of your site by waiting for DNR responses. We have provided detailed technical guidance to environmental consultants. Your consultant is expected to be familiar with our technical procedures and administrative codes and should be able to answer your questions on meeting Wisconsin's cleanup requirements.

Your correspondence and reports regarding this site should be sent to the Department at the following address:

Wisconsin Department of Natural Resources
Kristin Nell
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

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Information for Site Owners:

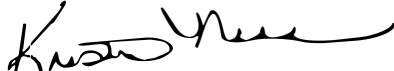
Enclosed is a list of environmental consultants and some important tips on selecting a consultant. If you are eligible for reimbursement of costs under Wisconsin's PECFA program (see last paragraph) you will need to compare at least three consultants' proposals before hiring a consultant. Consultants and laboratories working in the PECFA program are required to carry errors and omissions insurance to help protect you against unsuitable work. Also enclosed are materials on controlling costs, understanding the cleanup process, and choosing a site cleanup method. This information has been prepared to help you understand your responsibilities and what your environmental consultant needs to do. Please read this information carefully.

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If you have any questions about this letter or your responsibilities, please call me at (414) 492-5921.

Thank you for your cooperation.

Sincerely,



Kristin Nell
Hydrogeologist
Emergency & Remedial Response Program

Enclosure

cc: Mike Berg; Design Supervisor; Wisconsin Department of Transportation
944 Vanderperren Way; Green Bay, WI 54303

Kapur & Associates, Inc.

Consulting Engineers

August 4, 1994

Ms. Janis Debrock.
Wisconsin Department of Natural Resources
1125 N. Military Avenue
Green Bay, WI 54307-0448

RECEIVED

AUG 08

LMD SOLID WASTE

RE: Project I.D. 1152-07-00
USH 41
Suamico - Abrams
Brown/Oconto County

Dear Ms. Janis Debrock:

Kapur & Associates has been retained by the Wisconsin Department of Transportation (WDOT) District 3, Green Bay to conduct a study and make recommendations for the conversion of USH 41 between Suamico to Abrams to a freeway with access limited to interchanges only.

As part of the development of this project, and according to WDOT's Hazardous Materials/Waste policy, environmental site investigation have been prepared for ten (10) sites. A copy of these reports are attached and also been forwarded to WDOT and the property owners.

Based upon the assessment and findings, Kapur & Associates recommends no additional investigation for ~~two~~ ^{two} sites (Emil Kleczka, Norbert Heimke and Luigi's Pizza). Laboratory results for these sites did not indicate soil or ground water contamination.

Seven of the ten sites (76 Food Mart/Import Market, Milwaukee Petroleum, Charles Dettman Site, Hiway Restaurant & Fuel, O'Malleys Service, Mari Race, and Holton's Happy Tap) are contaminated with petroleum products and will require additional investigation by the responsible party.

At an additional site, Starvin Marvin's Speedway Gas Station contaminant has been found and the property owner is the process of determining the extent of contamination and cleanup.

We would request you to send a copy of the responsible party letter to Mike Berg, Design Supervisor, Wisconsin Department of Transportation, 944 Vanderperren Way, Green Bay, 54303.

Should you have any questions, or require further information, please contact us.

Sincerely,

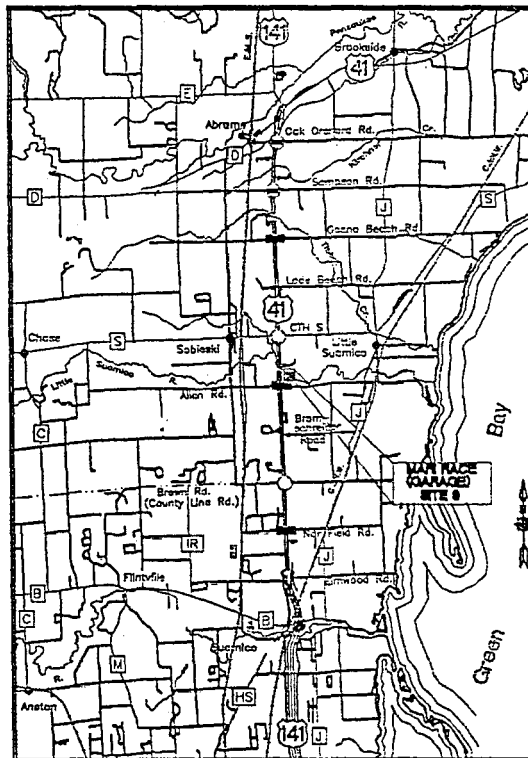
KAPUR & ASSOCIATES, INC.

Prasad Narayan
Prasad Narayan, P.E.
Senior Project Engineer

cc: Mike Berg, DOT 3

**PHASE II
ENVIRONMENTAL SITE ASSESSMENT
USH 41**

**MARI RACE
584 HWY 41
LITTLE SUAMICO, WI 54141**



WDOT PROJECT # 1152-07-00

PREPARED BY

KAPUR & ASSOCIATES, INC.

7711 North Port Washington Road
Milwaukee, Wisconsin 53217

June 9, 1994

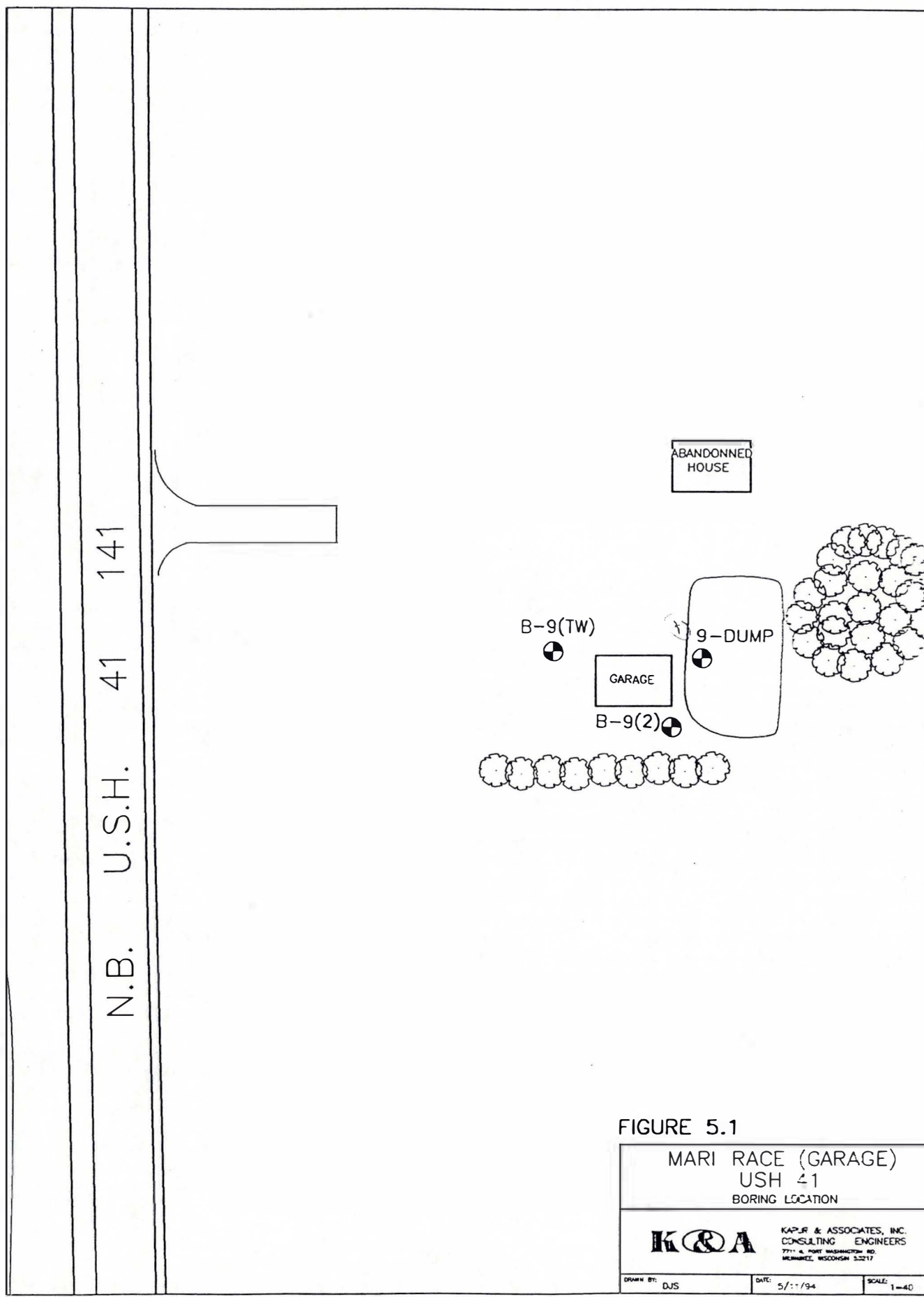


FIGURE 5.1

MARI RACE (GARAGE) USH 41 BORING LOCATION		
		KAPUR & ASSOCIATES, INC. CONSULTING ENGINEERS 7711 G. ROAD WASHINGTON RD. MENAHECE, WISCONSIN 53217
DRAWN BY: DJS	DATE: 5/11/94	SCALE: 1"=40'

in the reference manual describing the method. This includes the selection and calibration of appropriate instruments and the use of quality control samples. Daily performance tests and the demonstration of precision and accuracy in the laboratory are required.

5.6 Results of Chemical Analysis of Samples

Soil Samples

Chemical analyses of three soil samples yielded the following results:

- Samples 9-1-B and 9-2-B showed no GRO's above the 5.0 ppm GRO detection limit and no DRO's above the 4.0 ppm detection limit.
- Sample 9 DUMP showed a GRO reading of 54 ppm and a DRO reading of 1000 ppm. In addition this sample showed a lead concentration level of 300 ppm which is above the prescribed WDNR limit.
- Soil samples in the dump indicate presence of barium at 25ppm, cadmium at 2.5ppm, chromium at 4.5ppm, lead at 190 ppm, arsenic at 1.3ppm and mercury at 0.12ppm.
- All GRO and DRO results were calculated on a dry weight basis as required by WDILHR.

Table 5-1 contains complete results of the chemical analyses of the soil samples. Original laboratory data are provided in Appendix G.

Groundwater Samples

Chemical analyses of groundwater sample yielded the following results:

- There were no identification of presence of any parameters above the detection limits. Original laboratory data is provided in Appendix G.

Table 5.1 Summary of Field-Screening and Laboratory Results of Soil Samples

WDOT - USH 41 (Site No. 9 - Mari Race) DOT ID# 1152-07-00					Soil Sample Taken: 3/23/94	
Boring Number	Sample Number	Sample Depth (feet)	Depth to Groundwater (Feet)	PID Reading (ppm)	DRO Modified Method (ppm)	GRO Modified Method (ppm)
B-9(TW)	9-A	0-2		0.0		
	9-B*	2-4	3	0.0	<4.9	<6.2
B-9(2)	9-A2	0-2	2	0.0		
	9-B2*	2-4		0.0	<4.9	<6.2

Note: DRO - diesel range organics; GRO = gasoline range organics; BDL = below detection limit; * = Laboratory ID Number

MARIE RACE PROPERTY
ERRP CASE #43-00562

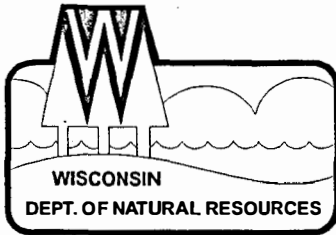
SOIL RESULTS (ppm)	9B [B-9(TW)]	9 DUMP	#9	9-B2 [B-9(2)]
SAMPLE DEPTH	2-4	SURFACE	SURFACE	2-4
GRO < 250	<6.2	54	NA	<6.2
DRO < 250	<4.9	1000	NA	<4.9
MTBE (ppb)	<1.2	<1.3	NA	<1.2
1,3,5-TMB (ppb)	<1.2	<1.3	NA	<1.2
1,2,4-TMB (ppb)	<1.2	<1.3	NA	<1.2
BENZENE (ppb)	<1.2	<1.3	NA	<1.2
ETHYLBENZENE (ppb)	<1.2	<1.3	NA	<1.2
TOLUENE (ppb)	<1.2	<1.3	NA	<1.2
XYLENES (ppb)	<1.2	<1.3	NA	<1.2
CADMIUM	1.1	6.2	2.4	1.2
LEAD 50	<6.2	300	190	<6.2
BARIUM	NA	NA	25	NA
CHROMIUM	NA	NA	4.5	NA
SILVER	NA	NA	<0.5	NA
ARSENIC 0.039	NA	NA	1.3	NA
SELENIUM	NA	NA	<0.075	NA
MERCURY	NA	NA	0.012	NA

SOIL RESULTS (ppm)	9B [B-9(TW)]	9 DUMP	#9	9-B2 [B-9(2)]
SAMPLE DEPTH	2-4	SURFACE	SURFACE	2-4
AROCLOR 1016	NA	NA	<0.02	NA
AROCLOR 1221	NA	NA	<0.02	NA
AROCLOR 1232	NA	NA	<0.02	NA
AROCLOR 1242	NA	NA	<0.02	NA
AROCLOR 1248	NA	NA	<0.02	NA
AROCLOR 1254	NA	NA	<0.02	NA
AROCLOR 1260	NA	NA	0.12	NA
ALDRIN	NA	NA	0.005	NA
ALPHA-BHC	NA	NA	<0.004	NA
BETA-BHC	NA	NA	0.027	NA
GAMMA-BHC	NA	NA	<0.004	NA
DELTA-BHC	NA	NA	0.006	NA
CHLORDANE	NA	NA	<0.02	NA
DDT	NA	NA	0.14	NA
DDE	NA	NA	0.023	NA
DDD	NA	NA	0.01	NA
DIELDRIN	NA	NA	0.016	NA
ENDOSULFAN I	NA	NA	0.012	NA
ENDOSULFAN II	NA	NA	0.014	NA

SOIL RESULTS (ppm)	9B [B-9(TW)]	9 DUMP	#9	9-B2 [B-9(2)]
SAMPLE DEPTH	2-4	SURFACE	SURFACE	2-4
ENDOSULFAN SULFATE	NA	NA	<0.004	NA
ENDRIN	NA	NA	0.024	NA
DNDRIN ALDEHYDE	NA	NA	0.023	NA
HEPTACHLOR	NA	NA	0.013	NA
HEPTACHLOR EPOXIDE	NA	NA	0.013	NA
TOXAPHENE	NA	NA	<0.2	NA
2,4-D	NA	NA	<0.1	NA
2,4,5-TP SILVEX	NA	NA	<0.025	NA

MARIE RACE PROPERTY
ERRP CASE #43-00562

GW RESULTS (ppb)	#9
DRO	< 100.0
GRO	< 100.0
CADMIUM	< 0.5
LEAD	< 2.0
VOCs	ND



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TDD 920-492-5912

March 20, 1999

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Marie Race
1146 State Street
Green Bay, Wisconsin 54304

**BRRTS ID: 02-43-000562
CASETRACK ID: 96-NEEE-110**

SUBJECT: Environmental Contamination on the property located at 584 Highway 141 & 41, Little Suamico, Oconto County.

Dear Ms. Marie Race

On August 12, 1994, the Department of Natural Resources (Department) notified you that it believes you are responsible under s. 144.76 (now s. 292.11), Wisconsin Statutes (Hazardous Substance Spills Law), for environmental contamination on property you own located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin. The Department advised you of your responsibility to address the contamination.

During 1994, 1995, and 1996 the Department made numerous written attempts to contact you and receive an update on the status of your intentions to hire an environmental consultant. As a result of these failed attempts, the Department sent you a Notice of Noncompliance (NON) on July 26, 1996. The NON requested a written update of your position to hire an environmental consultant to begin the Site Investigation activities. This letter was returned unclaimed.

On August 26, 1996, you were notified by Corrine Johnson, Department Hydrogeologist, that the Department did not receive an adequate response to our initial letter. Ms. Johnson had spoken with a Willamina Wagner, who was acting in your behalf in regards to the NON. Mrs. Wagner advised the Department that you were unable to financially hire an environmental consultant.

On September 24, 1996, the Department issued you a Notice of Violation (NOV) for failing to take appropriate actions to address the contamination on your property. This letter was also returned unclaimed.

In 1997, the Department was advised by the Department of Transportation of their intent to acquire part of your property for the improvement of Highway 41 and 141. According to the newly filed deed, this transaction was completed on April 21, 1999. However, the contaminated portion of the Site remains under your ownership.

The Department construes your failure to proceed with the investigation and remediation of the contamination on your property as failure to take appropriate action. Therefore, the Department believes you are in violation of s. 292.11 (3), Wis. Stats. Based on your response to the above-mentioned letters, we can only assume that you do not intend to proceed with the required work. The Department has therefore determined that the recording of an affidavit is necessary and intends to proceed with that action as soon as practicable. A copy of the affidavit the Department intends to record is attached to this letter.

The Department has made the finding that Pesticides: dichlorodiphenyl trichloroethane (DDT), dichlorodiphenyldichloroethylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroethane (DDD), Metals: arsenic, and lead, and petroleum related substances were discharged to your property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, are the sources of soil contamination in the vicinity. The Department has concluded that these pesticides, petroleum related substances, and metals are "hazardous substances" as defined in s. 292.01(5), Wis. Stats. The Department believes that removal or treatment of the contaminated soils is required on the property under the requirements of s. 292.11, Wis. Stats.

As the Department believes that the pesticides, petroleum related substances, and metals contamination currently found in the soil on the property referred to above will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for clean-up costs under s. 292.11, Wis. Stats. Therefore the recording of an affidavit is necessary to protect future owners and/or operators of this property by notifying them that contamination remains on the property which has not been properly addressed according to the requirements of chs. NR 700 to 726, Wisconsin Administrative Code.

NOTICE OF APPEAL RIGHTS

If you believe that you have the right to appeal the Department's decision to record the attached affidavit and would like to request a contested case hearing to prevent the recording of a deed affidavit, you are required to file a written request for a contested case hearing with the Department within 30 days after the date this letter is mailed. All hearing requests shall be filed either by delivery to the Office of the Secretary of the Department of Natural Resources at 101 South Webster Street, Madison, Wisconsin 53703, or by certified mail addressed to the Office of the Secretary, Department of Natural Resources, PO Box 7921, Madison, Wisconsin 53707-7921.

All requests for a contested case hearing must be made in accordance with s. NR 2.05(5), Wis. Adm. Code, and must identify the grounds for the petition.

If you would like to request judicial review, you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department, pursuant to ss. 227.52 and

227.53, Wis. Stats. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

This notice is provided pursuant to s. 227.48(2), Wis. Stats.

Dated at Green Bay, Wisconsin, this 20th day of March, 2000.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By:

Handwritten signature of David A. Hildreth in cursive, with the initials "BAH" written below the signature.

David A. Hildreth
Region Air and Waste Leader

AFFIDAVIT

Document Number

Legal Description of the Property:

Commencing at the Northwest corner of the Southwest quarter of the Southwest quarter section Twenty-six (26), Township Twenty-six (26), Range Twenty East (20), Then South sixteen Rods (16), Then East ten Rods (10), Then North Sixteen Rods (16), Then West Ten Rods (10) to a place of beginning, containing about one acre of land. As described in Vol. 215, Page 180, Oconto County Register of Deeds

Less the following tract of land:

Commencing at the Southwest corner of said Section 26; thence North 87°54'41" East along the South line of the Southwest one-quarter (SW¼) of said Section 26, 33.00 feet to the point of beginning; thence North 02°20'44" West 24.75 feet to a point on the existing North right-of-way line of Bramschreiber Road and the existing East right-of-way line of USH 41-141; thence North 02°20'47" W, along said existing East line, 2628.91 feet to a point on the East-West one-quarter line of said Section 26; thence North 86°57'53" East along said one-quarter line, 16.11 feet to a point on the proposed Easterly right-of-way line of a frontage road; thence South 02°18'46" East along said line, 1149.08 feet; thence South 18°53'27" East 129.93 feet; thence South 02°18'46" East 721.80 feet, to a point hereinafter known as point 4293; thence South 06°07'36" East 197.28 feet; thence South 01°35'24" West 410.75 feet; thence South 73°17'37" East 84.46 feet to said existing North right-of-way line of Bramschreiber Road; thence South 02°05'19" East 24.75 feet to the South line of the Southwest one-quarter (SW ¼) of said Section 26; thence South 87°54'41" East along said South line, 116.55 feet to the point of beginning. As described in Vol. 769, Pages 876-877, Oconto County Register of Deeds.

Recording Area

Name and Return Address:

Scott C. Miller
WI Department of Natural Resources
1125 North Military Avenue
P.O. Box 10448
Green Bay, WI 54307-0448

024-202602133B

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
)
) ss
COUNTY OF OCONTO)

I, Scott C. Miller, being first duly sworn, state that:

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (herein after "the Department") at its Green Bay Service Center, 1125 North Military Avenue, City of Green Bay, Brown County, Wisconsin.
2. I have knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that gasoline contaminants, dichlorodiphenal trichloroehane (DDT), dichlorodiphenyldichloroehylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroehthane (DDD),arsenic, and lead were discharged to the Marie Race Property, which is located at 584 HWY 141 & 41, Little Suamico, Oconto County, Wisconsin, and which has the above captioned legal description, has contaminated soil in the vicinity. The property is owned by Marie Race.
4. The Department believes that removal or treatment of the contaminated soil, and groundwater monitoring and/or treatment, are required on the property under the authority of s. 292.11, Wisconsin Statutes.

5. On August 12, 1994, the Department sent a letter to Marie Race, advising her of the statutory requirement to restore the environment at that location. The Department has received an inadequate response to that letter.
6. During 1994, 1995, and 1996, the Department made numerous written attempts to contact Marie Race concerning the responsibility to address the contamination at the property. The Department also sent a September 24, 1996, Notice of Violation to Marie Race. Ms. Race failed to attend the scheduled enforcement conference. Department records indicate that no investigation or cleanup of the contaminated soil occurred as a result of these activities.
7. On September 8, 1999, the Department sent a certified letter to Marie Race, advising that an affidavit of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by September 24, 1999. The Department received no response from Ms. Race. The Department concluded that Ms. Race was unwilling or unable to proceed with the investigation and remediation of the contaminated soil and groundwater on the property; therefore the Department proceeded with the affidavit process.
8. On March 20, 2000, the Department sent a certified letter to Ms. Marie Race advising that the Department would record an affidavit on the property deed.
9. As the Department of Natural Resources believes that gasoline, dichlorodiphenal trichloroehane (DDT), dichlorodiphenyldichloroehylene (DDE), 1,1-bis(4-chlorophenyl)-2,2-dichloroehthane (DDD), arsenic, and lead found in the soil on the property with the above legal description will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11, Wisconsin Statutes.

Scott C. Miller

Subscribed and sworn to before me this _____ day of _____, 2000

Notary Public, State of Wisconsin

My commission expires on: _____

This document was drafted by the Wisconsin Department of Natural Resources.

2 500 gal USTs removed 1969



N.B. U.S.H. 41 141

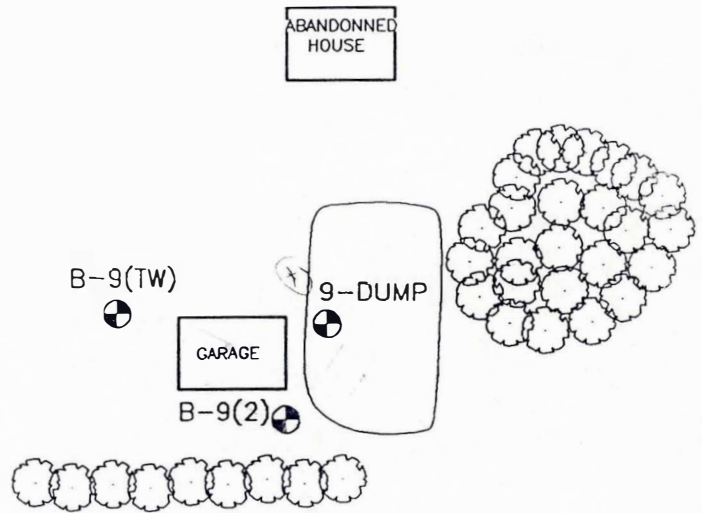


FIGURE 5.1

MARI RACE (GARAGE) USH 41 BORING LOCATION		
 KAPUR & ASSOCIATES, INC. CONSULTING ENGINEERS <small>7711 N. FORT WASHINGTON RD. MILWAUKEE, WISCONSIN 53217</small>		
DRAWN BY:	DATE:	SCALE:
DJS	5/11/94	1-40

2 500 gal USTs removed 1969
location?

Sat Overview - waste dump observed behind the
abandoned service station

Samples collected from B9(Tw), B-9(L2), &
Surface sample from junk pile

Uncertain about the location of USTs
abandoned containers near junk pile sample

GL 2-3' bep

Soils near dump @ Silver, Selenium (below detection)
Ba, Cd, Cr, Pb, As, Hg (whm not occ. levels)

TELEPHONE LOG

SITE NAME: Race Property DATE: 06-29-99
TRACKING NUMBER: ~~0000~~ 02-43-562 TIME: ~9:20
CONTACT NAME: Allen Murphy PHONE: 920-826-7748
COMPANY AGENCY: Private citizens (owns mobile home park)
INITIATED BY: Kn

Left a message ~~for~~ for Murphy to call me back. WDNB has additional information available for the Race Property.

- 1) According to WDOT they have not encountered USTs yet but are aware of them. If encountered they will be removed.
- 2) Commerce tank inventory notes 2 USTs which were abandoned 10-01-69. Tanks (2 500 gallon leaded gasoline) were abandoned without product. Not quite sure if that means tanks were removed. WDOT will look for tanks during construction. No physical evidence thus far that tanks are still there.
- 3) Groundwater results from mobile home park are not detecting any VOCs. That's good!

SIGNATURE: Krista Yuen

TELEPHONE LOG

SITE NAME: Race Property DATE: 06-29-99
TRACKING NUMBER: ~~02-43-562~~ 02-43-562 TIME: ~ 9:15
CONTACT NAME: Mark Schulke PHONE: _____
COMPANY AGENCY: WDNR - Drinking + Ground Water
INITIATED BY: KN

The Murphy owned mobile home park has not detected any VOCs in their routine sampling. Vulnerability Assessment determines how often the well is sampled. Can be quarterly, annually or every 3 years depends on outcome of Vulnerability Assessment. So far no detects in well.

Allen Murphy spoke to Mark yesterday to inquire ~~about~~ about tanks on Race Property. Mark gave Murphy my name and number which led to yesterday's telephone call.

SIGNATURE: Krista New

**PHASE II
ENVIRONMENTAL SITE ASSESSMENT
USH 41**

**MARI RACE
584 HWY 41
LITTLE SUAMICO, WI 54141**



WDOT PROJECT # 1152-07-00

PREPARED BY

KAPUR & ASSOCIATES, INC.

7711 North Port Washington Road
Milwaukee, Wisconsin 53217

June 9, 1994

RECEIVED
AUG 08 1994
LMD SOLID WASTE

PHASE II
ENVIRONMENTAL ASSESSMENT
FOR
MARI RACE SITE
216 HWY 41/141
LITTLE SUAMICO, WISCONSIN
OCONTO COUNTY
WISCONSIN DEPARTMENT OF TRANSPORTATION (WDOT)
PROJECT I.D. 1152-07-00

Prepared By: John S. Kramp
John S. Kramp
Geologist
Kapur & Associates, Inc.

Date: July 28, 1994

Reviewed By: Fred M. Spelshaus
Fred M. Spelshaus, P.E.
Project Manager
Kapur & Associates, Inc.

Date: July 28, 1994

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1.0 SUMMARY

Kapur and Associates, Inc. (K&A) has completed a Phase II Environmental Assessment for the Marie Race site located at 584 Hwy 41-141 in the town of Little Suamico, Wisconsin 54141. The site is owned by Marie Race who's residence at the time of the writing of this report is unknown. This assessment was conducted on March 23, 1994 for the Wisconsin Department of Transportation (WDOT) Project I.D. 1152-07-00.

The purpose of this assessment is to identify possible environmental contamination within the proposed right-of-way that may be associated with petroleum underground storage tanks (UST's) at the site. The current improvement proposal for US Highway 41 calls for the acquisition of additional land for upgrading the roadway and additional interchanges and frontage roads. Construction is scheduled to begin in 1999.

The assessment for this site consisted of the following:

- Regulatory background review
- Site reconnaissance inspection
- Two soil borings to a maximum of 20.0 feet
- Collection of one soil sample per boring
- Field screening of subsurface soil samples of volatile organic compounds(VOC's) with a photoionization detector (PID).

- Chemical analysis of two subsurface soil samples for gasoline range organics (GROs), diesel range organics (DRO's), PVOC's, lead and cadmium.
- Collection of one groundwater sample per site
- Chemical analysis of one groundwater sample for volatile organic compounds(PVOC's), gasoline range organics(GRO's), diesel range organics(DRO's), total lead and total cadmium
- Chemical analysis of one shallow soil sample for volatile organic compounds (PVOC's), gasoline range organics (GRO's), diesel range organics (DRO's), RECRA metals and herbicides and pesticides.

Results of this assessment indicate that the soils at this site are contaminated by petroleum products. The site does not appear to be contaminated by petroleum products stored in the underground storage tanks, however the area behind the station where waste was dumped is contaminated. The field screening of the ground directly below the dump indicated the presence of VOC's at levels significantly above background levels for the site. Laboratory analysis of the soil samples showed DRO and GRO levels significantly

above the 10ug/g Wisconsin Department of Industry, Labor and Human Relations (WDILHR) remedial action guidelines for petroleum-contaminated soils. In addition the analysis showed that the concentration of lead was in excess of the 250ppm prescribed limit set by the Wisconsin Department of Natural Resources (WDNR)

Groundwater was encountered during this investigation at depths ranging from 2 to 3 feet. Laboratory analysis of groundwater samples collected showed the groundwater not to be contaminated with petroleum products above the enforcement standards.

After completing the Phase II Environmental Assessment for the Marie Race site, K&A recommends that additional investigation be conducted to define the vertical and horizontal extent of soil contamination and to investigate the potential for groundwater contamination. Additional borings and groundwater monitoring wells should also be completed in order to develop an effective remedial action plan for this site.

Based upon US Highway 41 construction plans, contaminated soils will not be encountered during excavation of the proposed right-of-way. Soil contamination was identified outside the proposed right-of-way however if the site in its entirety is to be obtained the junk pile will become property of the Wisconsin Department of Transportation.

K&A recommends that the Wisconsin Department of Natural Resources (WDNR) be notified of the presence of contaminated soil at levels above WDLHR prescribed limits so that WDNR can issue a Responsible Party letter. The Responsible Party will be required by the WDNR to further define the zone of contamination. If investigation by the Responsible Party is delayed K&A advises initiation of immediate investigation and remediation within the proposed and existing right-of-ways at least eight months prior to the start of construction.

2.0 SITE DESCRIPTION

2.1 Introduction

This section summarizes activities and results of previous environmental investigations of the site.

2.2 Summary of previous Investigation

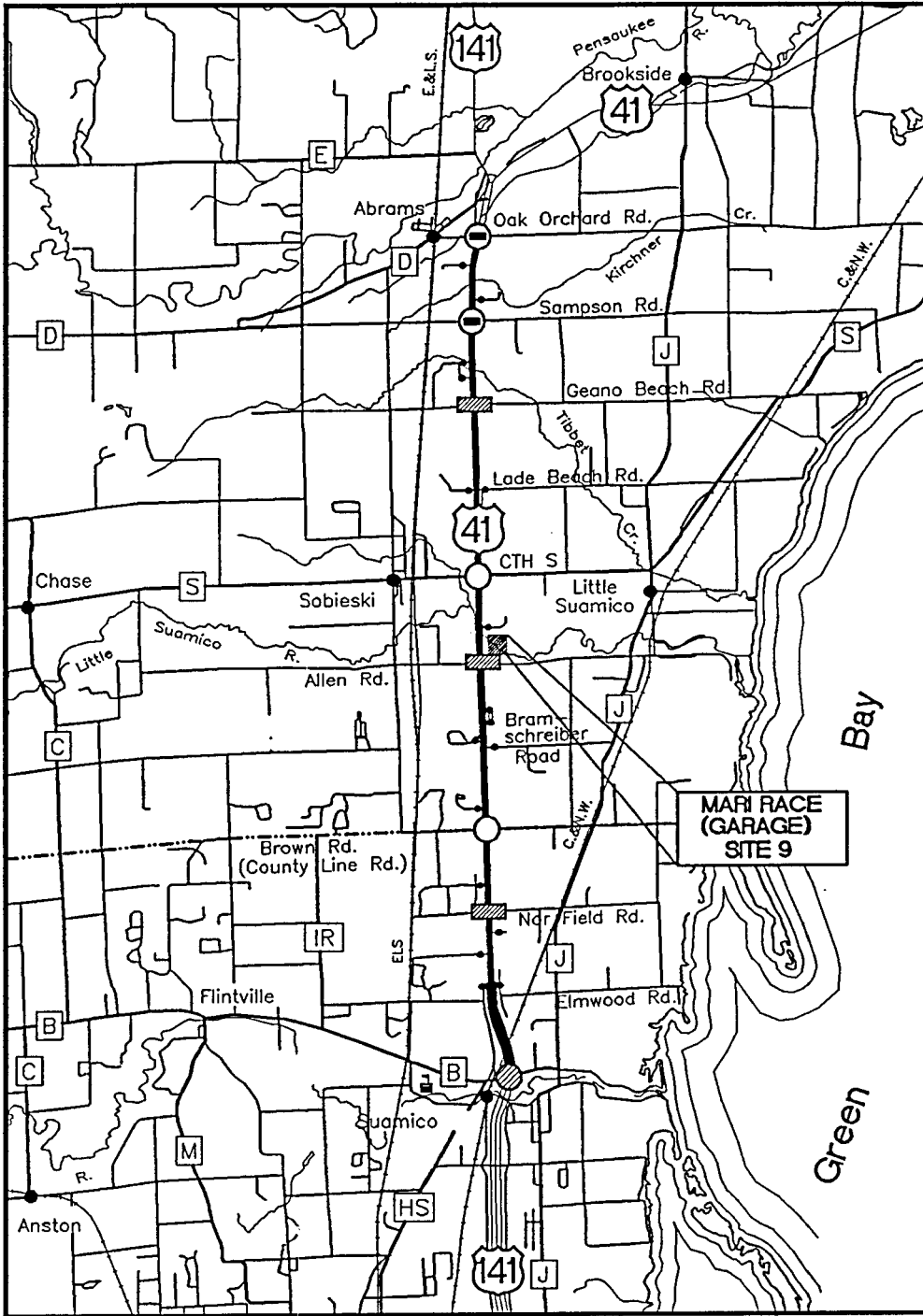
KL Engineering Inc. was contracted by Kapur and Associates, Inc. to conduct a phase I Environmental Assessment in October 1993 of the Marie Race site at 584 HWY 41-141 (State Highway 41) in the town of Little Suamico, Wisconsin. (refer of Figure 2-1). The Phase I Environmental Assessment indicated the following:

- The Race's Garage site previously had two 500 gallon underground storage tanks which were removed in 1969.

KL Engineering, Inc. recommended a Phase II Environmental Assessment to identify any petroleum contamination within the proposed WDOT right-of-way. The Phase I Environmental Assessment Report is included in Appendix A.

USH 41 Freeway Conversion

Suamico to Abrams



LEGEND:

- | | |
|--|--|
| <ul style="list-style-type: none"> ● CLOSE ROAD ◐ EXISTING INTERCHANGE ○ PROPOSED INTERCHANGE | <ul style="list-style-type: none"> ▨ GRADE SEPARATION □ CTH ⬢ USH |
| <ul style="list-style-type: none"> ▩ SITE LOCATION | |

PROJECT LOCATION MAP

FIGURE 21

3.0 ASSESSMENT PROCEDURES AND FIELD OBSERVATIONS

3.1 Introduction

This section outlines assessment procedures and field observations for the environmental assessment of the Marie Race site in the Town of Little Suamico, Oconto County, Wisconsin. Individual subsections include information obtained from the regulatory background review and reconnaissance inspection.

3.2 Regulatory Background Review

A regulatory review of the Marie Race site was conducted to determine if the site and surrounding areas have been identified as causing or having the potential to cause environmental pollution. Records of solid and liquid waste disposal, spills, and leaks are an indication of whether hazardous materials have been introduced to the subsurface. The following sources were referenced during this review.

- U.S. Environmental Protection Agency (U.S.EPA) Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) List (June 1991)

- U.S. EPA National Priorities List (NPL) (February 1991)

- U.S. EPA Facility Index System: Selected Facilities Report List (FINDS) (June 1991)

- Wisconsin Department of Natural Resources (WDNR) Registry of Waste Disposal Sites in Wisconsin (February 1990)
- WDNR Inventory of Sites or Facilities Which May Cause or Threaten to Cause Environmental Pollution (Environmental Repair Program) (July 1987)
- WDNR Statewide Spills and Hazardous Incident Report List (January 1978 to December 1989)
- WDNR List of Leaking Underground Storage Tanks (LUST List) (August 1991)
- Wisconsin Department of Industry,, Labor and Human Relations (WDILHR) Computer Inventory of Underground Petroleum Storage Tanks

There are no sites within one mile of the Marie Race site in Oconto County that may cause or threaten to cause environmental pollution to this site. All sites identified on the preceding lists within one mile are either too distant from the subject property or too limited a volume to present a significant risk to

2-550gal removed 1969

the Marie Race site. The Marie Race site appears on the above list. There are two petroleum USTs registered for the site on WDILHR's computer inventory.

3.3 Site Reconnaissance Inspection

Fred M. Spelshaus of K&A conducted a reconnaissance of the Marie Race site and surrounding area on March 15, 1994. The site reconnaissance inspection included a walk through to observe the physical setting of the site and to determine appropriate sampling locations, taking into consideration underground tank bed locations, underground and overhead utilities, and site accessibility.

During the reconnaissance inspection a waste dump site was discovered behind the abandoned service station. A soil sample from the dump site was determined to be required. The sample was to be analyzed for GRO's, DRO's, PVOC's, lead, cadmium, RCRA metals and pherbicides and pesticides.

Figure 3-1 depicts the site features at the Marie Race site. Photographs of the site are provided in Appendix B.

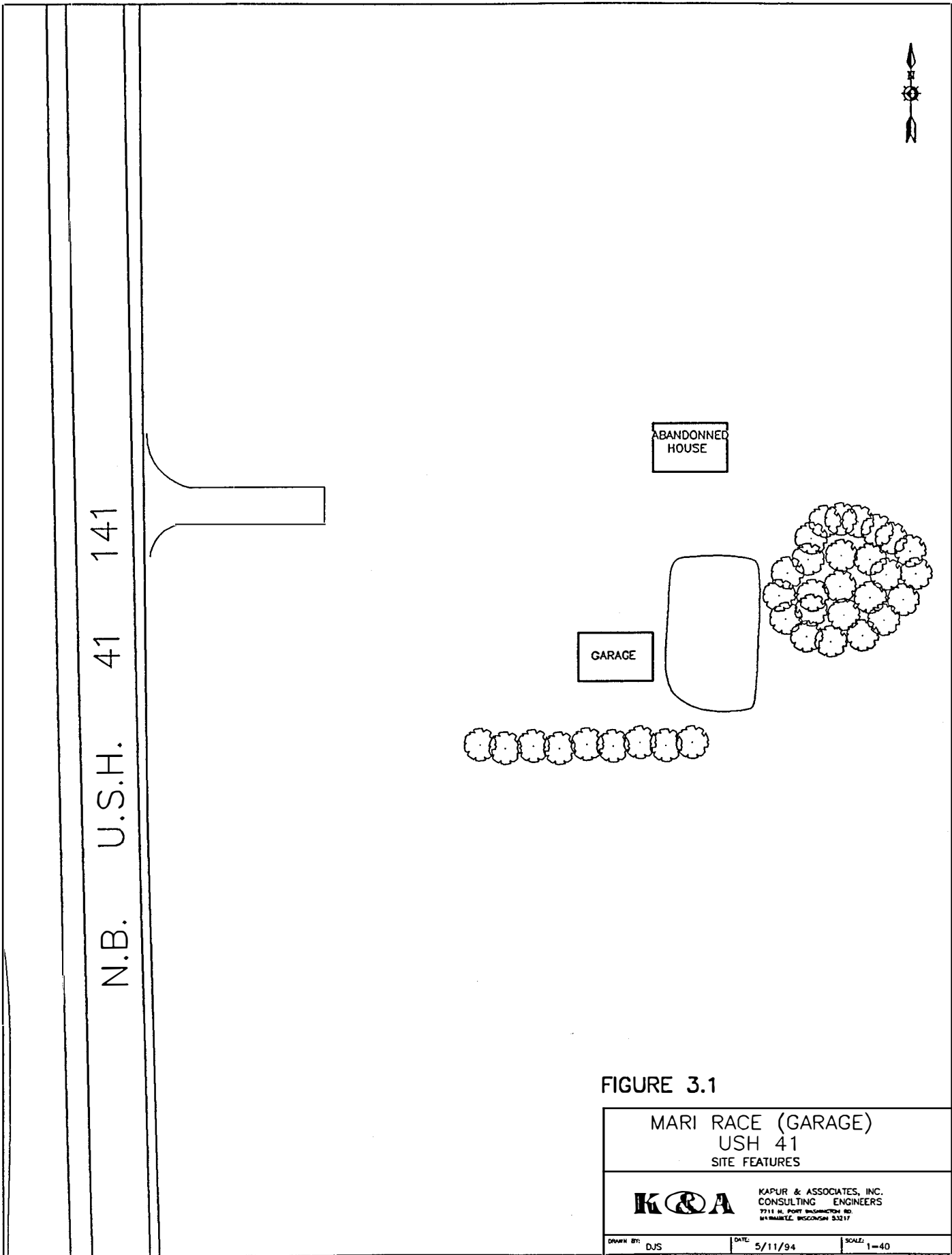


FIGURE 3.1

<p>MARI RACE (GARAGE) USH 41 SITE FEATURES</p>		
<p>K&A KAPUR & ASSOCIATES, INC. CONSULTING ENGINEERS 7711 N. PORT WASHINGTON RD. WAUWATSE, WISCONSIN 53217</p>		
<p>DRAWN BY: DJS</p>	<p>DATE: 5/11/94</p>	<p>SCALE: 1"=40'</p>

4.0 SAMPLING AND ANALYTICAL PROCEDURES

4.1 Introduction

This section outlines procedures followed for collecting soil and groundwater samples, maintaining security and integrity of the samples, and performing chemical analyses of the samples.

4.2 Sampling Procedures

Soil and groundwater samples were collected to determine if soil and groundwater at the site were contaminated.

Soil Sampling Procedures

Subsurface soil samples were collected with a truck-mounted rotary drill equipped with a hollow stem auger and a two-inch diameter, 24-inch split spoon sampler. The split spoon sampler was advanced at two foot intervals by conventional methods, including the attachment of the sampler to an AW rod and standard 140 pound hammer.

All drilling tools and equipment were high-pressure steam cleaned prior to the start of the sampling work. All sampling tools were also washed with a disinfectant and rinsed with reagent water solution between sampling points to prevent cross contamination.

Subsurface soil samples were screened for VOC's with a calibrated PID immediately after the split spoon sampling tube was opened (see Appendix C for PID calibration documentation). Instrument readings (PID levels in ppm) and sample descriptions/remarks were recorded on a soil profile log at the appropriate

depth intervals. Results from this screening survey were used to aid in the selection of samples for laboratory analysis.

The following headspace methodologies were used for PID field screening of soil samples:

1. Headspace samples were collected in clean eight-ounce glass jars.
2. The jars were filled half full.
3. Immediately after the headspace sample was placed in the jar, the mouth of the jar was covered with heavy gauge aluminum foil.
4. Once the headspace sample was sealed, the sample was agitated for at least 30 seconds to break soil clods and release vapors.
5. After the sample had been agitated, the sample was allowed to equilibrate for 60 minutes at approximately 70 degrees F out of direct sunlight.
6. Following equilibration, the sample headspace was analyzed by inserting the tip of the PID probe through a single, small hole in the foil seal to a position half-way between the seal and sample surface and then recording the highest instrumental reading.
7. The PID was properly maintained and calibrated according to the manufacturer's specifications at the site at each site daily before commencing field operations.

The laboratory sample from each sampling location was a split sample collected at the same depth and time as that of the headspace sample.

After pedologic logging, samples selected for chemical analysis were put into clean, Teflon-lidded jars and cooled to 4 degrees C for transport to the laboratory. DRO and GRO samples were weighed to 30 grams and put into 60 ml jars. Preweighed methanol was added to the GRO samples. PVOC samples were tightly packed into 4 ounce sample jars.

Groundwater Sampling Procedures

Groundwater samples were collected by inserting a clean disposable polyethylene bailer down the slotted well pipe and transferring the contents into the appropriate container. If the parameter to be tested was PVOCs or GROs, the contents were transferred in 40 ml glass vials, using hydrochloric acid (HCL) as a preservative, taking care to ensure no air space was included. DRO samples were transferred to one liter amber glass containers, using (HCL) as a preservative. The water sample containers were then sealed and cooled to 4 degrees C for transport to the laboratory.

4.3 Procedures for Abandoning a Borehole

After all necessary soil and groundwater samples were collected at a given borehole, the borehole was backfilled with bentonite and abandoned according to procedures outlined in Wisconsin Administrative Code-Chapter NR141.25. If field screening indicated the presence of VOC's in excess of background levels, the soil cuttings were containerized in a U.S. Department of Transportation-approved container and stored at the weigh station, while awaiting approval for disposal at a WDNR-approved facility. If field screening did not indicate the presence of

VOC's in excess of background levels, the soil cuttings were dispersed on-site. Boring abandonment documentation is included in Appendix D.

4.4 Chain of Custody Procedures

This section describes procedures used for sample identification and chain of custody. The purpose of these procedures are to ensure security and integrity of the samples from collection through transportation, storage, and analysis. Sample identification documents were carefully prepared so that sample identification and chain of custody were maintained and sample disposition was controlled. Sample identification documents included:

- Field Notebooks
- Sample Labels
- Chain of Custody Records

Each sample was labeled, chemically or physically preserved, and sealed immediately after collection. To minimize handling of sampling containers, a label was filled out prior to sample collection. The sample label was completed using waterproof ink and then firmly affixed to the sample container. The sample label provided the following information:

- Sample Number
- Location
- Date and Time of Collection
- Analysis Required

- Name of Sampler

A chain of custody record was fully completed in triplicate by K&A sampler immediately following sample collection (see Appendix E).

Transfer of Custody Shipment

The samples and chain of custody record were packed in a cooler. When transferring samples, the individuals relinquishing and receiving them signed, dated, and noted the time on the chain of custody record. This record documented sample custody.

Laboratory Custody Procedures

A designated sample custodian accepted custody of the shipped samples and verified that the sample identification numbers matched those on the chain of custody record. A copy of the chain of custody record was retained by the laboratory until analyses were completed. The record was then transferred to the site file with the analytical results.

5.0 FIELD AND ANALYTICAL RESULTS

5.1 Introduction

This section summarizes results of screening soil samples in the field for VOC's; chemical analysis of soil samples for GRO's, DRO's and chemical analysis of groundwater samples for PVOC's.

5.2 Sample Locations

On March 26, 1994 Mr Fred Spelshaus and Mr. John Kramp collected soil samples from two borings on the Marie Race site. The borings are labeled B-9(TW) and B-9(2). One sample was taken for laboratory analysis from each boring. In addition a shallow soil sample was taken from the junk pile behind the building. These locations are shown in Figure 5.1.

Boring B-9(TW) was located because of its proximity to the dump and the uncertainty of the location of the underground storage tanks. Boring B-9(2) was located at the suspected location of the fuel tanks. The soil sample in the junk yard was taken near the back of the building after observing many unknown containers.

5.3 Results of Field Screening

A summary of field screening results of subsurface soil samples for VOC's is as follows:



N.B. U.S.H. 41 141

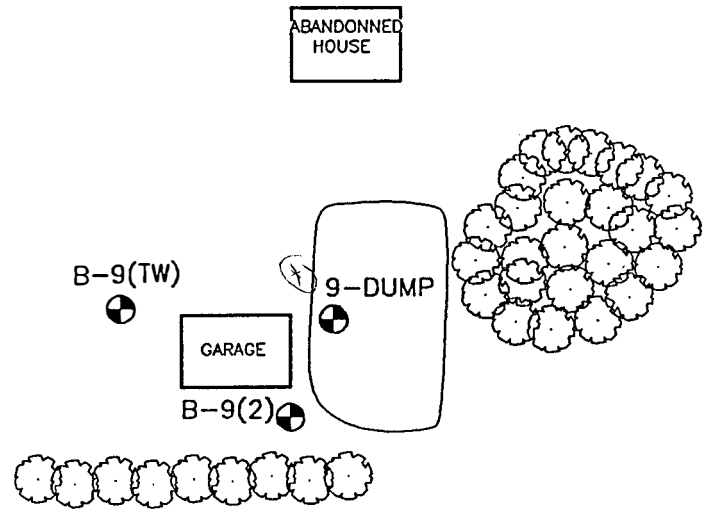


FIGURE 5.1

MARI RACE (GARAGE)
USH 41
BORING LOCATION



KAPUR & ASSOCIATES, INC.
CONSULTING ENGINEERS
2715 N. FORT WASHINGTON RD.
VERNAHKE, WISCONSIN 53217

DRAWN BY: DJS

DATE: 5/11/94

SCALE: 1=40

- Subsurface soil samples from boring B-9(TW) yielded PID headspace readings of 0 ppm.
- Subsurface soil samples from boring B-9(2) yielded PID headspace readings of 0 ppm.
- Subsurface soil samples from the dump yielded PID headspace reading of 45 ppm.

All PID reading relative to depth for each boring completed at Marie Race's site are recorded in a soil profile log in Appendix F. The cuttings were not containerized on the site because the cuttings from the borings did not indicate any readings above background levels. The sample taken from the dump was taken by hand from just beneath the surface.

5.4 Site Geology

The Marie Race site is lower than highway 41/141 and the surface runoff is to the east and south. Groundwater was encountered at very shallow depths between 2 and 3 feet in clay soils.

DEPTH TO GW

5.5 Analytical Methods Utilized for Chemical Analysis of Samples

CBC Environmental, Inc., laboratories in Oak Creek, Wisconsin (WDNR Certification #241283020) analyzed the soil samples collected at Marie Race's site. Soil samples were chemically analyzed using the analytical methods listed in Appendix G. Each analytical method follows specific quality control criteria listed

in the reference manual describing the method. This includes the selection and calibration of appropriate instruments and the use of quality control samples. Daily performance tests and the demonstration of precision and accuracy in the laboratory are required.

5.6 Results of Chemical Analysis of Samples

Soil Samples

Chemical analyses of three soil samples yielded the following results:

- Samples 9-1-B and 9-2-B showed no GRO's above the 5.0 ppm GRO detection limit and no DRO's above the 4.0 ppm detection limit.
- Sample 9 DUMP showed a GRO reading of 54 ppm and a DRO reading of 1000 ppm. In addition this sample showed a lead concentration level of 300 ppm which is above the prescribed WDNR limit.
- Soil samples in the dump indicate presence of barium at 25ppm, cadmium at 2.5ppm, chromium at 4.5ppm, lead at 190 ppm, arsenic at 1.3ppm and mercury at 0.12ppm.
- All GRO and DRO results were calculated on a dry weight basis as required by WDILHR.

Table 5-1 contains complete results of the chemical analyses of the soil samples. Original laboratory data are provided in Appendix G.

Groundwater Samples

Chemical analyses of groundwater sample yielded the following results:

- There were no identification of presence of any parameters above the detection limits. Original laboratory data is provided in Appendix G.

Table 5.1 Summary of Field-Screening and Laboratory Results of Soil Samples

WDOT - USH 41 (Site No. 9 - Mari Race) DOT ID# 1152-07-00					Soil Sample Taken: 3/23/94	
Boring Number	Sample Number	Sample Depth (feet)	Depth to Groundwater (Feet)	PID Reading (ppm)	DRO Modified Method (ppm)	GRO Modified Method (ppm)
B-9(TW)	9-A	0-2		0.0		
	9-B*	2-4	3	0.0	<4.9	<6.2
B-9(2)	9-A2	0-2	2	0.0		
	9-B2*	2-4		0.0	<4.9	<6.2

Note: DRO - diesel range organics; GRO = gasoline range organics; BDL = below detection limit; * = Laboratory ID Number

6.0 DISCUSSION OF ASSESSMENT RESULTS

6.1 Introduction

This section discusses field observations and analytical data pertaining to observed or potential contamination that may be attributed to the Marie Race site.

6.2 Site History, Regulatory Review, and Reconnaissance Inspection

The site history review revealed that petroleum USTs have been removed from the site in 1969. The site history did not produce any evidence of intentional or accidental releases of hazardous materials at the site. No other sources of potential environmental contamination were identified during the site representative interview.

The regulatory review did not identify any sites within one mile of the Marie Race site that have the potential to environmentally impact the site in an adverse manner.

6.3 Soil

Field screening of split spoon samples and headspace samples from Borings B-9(TW) and B-9(2) with the PID showed no readings of VOC's in excess of background levels at the site. PID readings of the soil sample taken from the dump showed readings of 45 to 50 ppm. Laboratory analysis for borings B-9(TW) and B-9(2) showed GRO and DRO concentrations less than the detection limits. Laboratory analysis for the soil samples at the dump showed GRO concentration of 54 ppm and DRO concentration of 1000 ppm.

The soil samples in the dump area showed arsenic at a level of 1.3ppm

which is in excess of the Wisconsin Administrative Code NR 700 interim limits of 0.4ppm

6.4 Groundwater

Groundwater was encountered in the soil borings at a depth of 2 or 3 feet. Laboratory analysis of groundwater Sample #9 collected from boring B-9(TW) indicated no contamination of the groundwater at this location.

TABLE 6-1

**PUBLIC HEALTH GROUNDWATER QUALITY STANDARDS
WISCONSIN ADMINISTRATIVE CODE - CHAPTER NR 140.10
SUBCHAPTER II - GROUNDWATER QUALITY STANDARDS**

PVOC	Enforcement Standard (ppb)	Preventive Action Limit (ppb)
Barium	2 milligrams/liter (mg/l)	.4 mg/l
Benzene	5	0.5
Cadmium	5	0.5
Ethylbenzene	700	140
Lead	15	1.5
Methyl tert-butyl ether	60	12
Naphthalene	40	8
Toluene	50	10
Xylene	620	124

TABLE 6-2
BASELINE CONCENTRATIONS, DILUTION ATTENUATION FACTORS
AND PATHWAY-SPECIFIC NUMERIC STANDARDS
BASED ON PROTECTION OF GROUNDWATER

Substance	Baseline Concentration ug/kg	Dilution Attenuation Factor	Pathway-Specific Numeric Standard ug/kg
Benzene	0.093	59	5.5
1,2 Dichloroethane	0.041	120	4.9
Ethylbenzene	42	70	2900
Toluene	18	81	1500
Xylenes (total)	47	87	4100

Note: Micrograms per kilogram (ug/kg) is equivalent to parts per billion (ppb) in soil.

Note: The pathway-specific numeric standards for Method 1 listed in Table 6-2 represent concentrations of contaminants that can remain in soil at a site and not cause a violation of a ch. NR 140 preventive action limit in groundwater. These pathway-specific numeric standards are based on the baseline concentration for a substance multiplied by the dilution attenuation factor for that substance listed in Table 6-2.

Note: The pathway-specific numeric standards in Table 6-2 are based on protection of groundwater. These concentrations of hazardous substance in soil may not be protective of other pathways of concern.

TABLE 6-3
PATHWAY-SPECIFIC NUMERIC STANDARDS BASED ON
HUMAN HEALTH RISK FROM DIRECT CONTACT RELATED TO LAND USE
(milligrams per kilogram)

Substance	Non Industrial	Industrial	Basis
Arsenic	0.4	1.6	cancer
Cadmium	25	520	noncancer
Chromium, hexavalent	135	200	cancer
Chromium, trivalent	50,000	NA	noncancer
Lead	250	500	noncancer

NA = Not applicable

Note: Milligrams per kilogram (mg/kg) is equivalent to parts per million (ppm) in soil.

Note: The pathway-specific numeric standards in Table 6-3 are based on protection of human health from direct contact through ingestion of soil or inhalation of particulate matter. These concentrations of hazardous substances in soil may not be protective of other pathways of concern.

Note: The definition of direct contact will be expanded in future revisions to include human exposures by inhalation of vapors and dermal absorption.

7.0 RECOMMENDATIONS

After completing the Phase II Environmental Assessment for the Marie Race site, Kapur & Associates, Inc. recommends that additional investigation be conducted to define the vertical and horizontal extent of soil contamination and to investigate the potential for groundwater contamination. Additional borings and groundwater monitoring wells should also be completed in order to develop an effective remedial action plan for this site.

Results of this assessment indicates that the use and storage of petroleum underground storage tanks at the Marie Race site did not have an adverse effect on the proposed right-of-way. Field screening and laboratory analysis of the two borings taken at the site indicate that the VOC levels are below detection limits and no presence of contaminants above detection limits in the groundwater sample.

Field screening of the soil taken from the dump directly behind the abandoned garage at the site indicated VOC levels above the 10 ppm action limit. Laboratory analysis of samples collected at this site also showed GRO and DRO concentrations of the soils at levels above the WDILHR prescribed limits. The laboratory analysis of the metals in the soils sample at the dump indicated presence of barium, cadmium, chromium, lead, arsenic, mercury. Silver and selenium were below detection limits. These concentrations appear to be within the natural occurring levels except for lead which appears to be in high concentrations above the NR 720 interim standards. Arsenic also shows a high reading however it may be a background reading for the area.

According to the US 41 alignment plans contaminated soils will not be

encountered during excavation within the proposed right-of-way. However there is contaminants on the site apparently outside the proposed right-of-way. Exact definition of the contaminated area was not determined and encroachment into the proposed right-of-way may have occurred.

Kapur and Associates, Inc. recommends that the WDNR be notified of the presence of contaminated soil above WDNR prescribed limits and that WDNR issue a Responsible Party letter. Kapur and Associates, Inc. also recommends that further investigation and remediation within the proposed right-of-way be conducted prior to acquiring additional properties.

**CONTAMINATED SITE ASSESSMENT AND REMEDIATION
PHASE 1
ENVIRONMENTAL SITE INVESTIGATION**

**PROJECT I.D.: 1152-07-00
SUAMICO - ABRAMS
USH 41 ACCESS CLOSURE
OCONTO & BROWN COUNTIES**

**PREPARED BY: KL ENGINEERING, INC.
579 D'ONOFRIO DRIVE
SUITE 200
MADISON, WI 53719**

DATE: OCTOBER, 1993

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I. INTRODUCTION

This Phase I Environmental Site Assessment was completed in conjunction with WISDOT Project I.D. 1152-07-00. The purpose of this assessment was to identify those properties which may be contaminated and give a preliminary indication of the type of contamination which may be present.

This assessment was performed in two stages: record search and site reconnaissance. Conclusions were based on and limited to the finding of these investigations.

Completed Wisconsin Department of Transportation Site Reconnaissance Investigation Checklists are attached to this report as Appendix A.

II. PROJECT DESCRIPTION

The proposed project will upgrade USH 41 from an expressway to a freeway in Sections 2, 3, 10, and 11 of Suamico Township, T. 25 N., R. 20 E. in Brown County and Sections 2, 3, 10, 11, 14, 15, 22, 23, 26, 27, 34 and 35 of Little Suamico Township, T. 26 N., R. 20 E. and Sections 34 and 35 of Abrams Township, T. 27 N., R. 20 E. in Oconto County. The project begins near CTH "B" in the Town of Suamico and ends at Oak Orchard Road in the Town of Abrams comprising a length of approximately nine miles. A project location map is attached as Exhibit A.

The proposed improvements include the construction of a frontage road system along USH 41 in the Towns of Suamico, Little Suamico and Abrams. It is also proposed to construct interchanges at Brown Road, CTH "S" and Oak Orchard Road. Grade separations are proposed at Norfield Road, Allen Road, Geano Beach Road and Sampson Road. All other crossroads will be terminated at the frontage roads. The project is currently scheduled to begin construction in 1998.

Property usages in the project area are mainly rural residential and farmland/agriculture. There are several small businesses located throughout the project. Addresses on USH 41 in Brown county are listed as being on Velp Avenue. USH 41 and Velp Avenue are the same road within the project limits in Brown county. In Oconto county, all addresses on USH 41 are listed as being on USH 41-141.

III. PHYSICAL SETTING

Drainage and topography information was obtained from USGS Suamico and Abrams Quadrangle, 7.5 Minute series maps. Soils and geologic information was obtained from Soil Survey of Brown County and Soil Survey of Oconto County, published by the U. S. Dept. of Agriculture Soil Conservation Service.

A. Drainage and Topography

The project lies in an area which drains into the Suamico and Little Suamico Rivers, Kirchner and Tibbets creeks as well as other small creeks and streams which all run into Green Bay located just a few miles to the east.

The topography in the surrounding area consists of relatively flat to gently rolling terrain. The elevations range from 600 feet above mean sea level near Suamico to 670 feet above mean sea level near Abrams. The general downward slope of the land is to south and east. The elevation of Green Bay is approximately 580 feet above mean sea level.

B. Soils

The soils located within the project limits belong to three different soil associations. The first, belonging to land mostly in Brown County, is Shawano-Tedrow-Roscommon association. It is described as deep, excessively drained to poorly drained, nearly level to steep soils that have a sandy subsoil; on glacial lake and outwash plains and ridges. The second soil type is the Menahga-Rousseau-Shawano association. It is nearly level to very steep, excessively drained and moderately well drained, sandy soils on uplands. The Onaway-Solona association is the third soil type. Its description includes nearly level to very steep, well drained to somewhat poorly drained, loamy soils on uplands. The latter two soil types belong to land in Oconto County. Soil associations and descriptions are attached to this report as Exhibit E.

C. Geology

The land in the project area is underlain by igneous, metamorphic, and sedimentary rock. These rocks were formed during the Precambrian Age and have been folded, faulted and eroded. This bedrock is overlain by glacial deposits as much as 300 feet thick. Glacial deposits are till, outwash, and lacustrine material that vary in color, texture and depth to free carbonates due to weathering and minor readvances in a generally receding ice sheet.

IV. RECORDS SEARCH

A record search was conducted for areas along the project which will be affected by Right-of-Way acquisition or construction. Records were checked at Federal, State and local levels.

A. Federal

1. U. S. Environmental Protection Agency (USEPA) National Priorities List (NPL). No properties within the project limits were on this list.

2. Comprehensive Environmental Response and Liability Information System (CERCLIS) list. No properties within the project limits were on this list.
3. Resource Conservation and Recovery Act (RCRA) listing of hazardous substance generators, transporters and disposal facilities. Two properties within the project limits were on this list:
 - * Speedway gas station #2049 located at 14434 Velp Ave., Little Suamico, WI 54141. There are seven underground storage tanks on the property. (Site # 3)
 - * 76 Food Mart/Import Market located at 216 Hwy 41-141, Little Suamico, WI 54141. There are six underground storage tanks on the property. (Site # 7)

B. State

1. Department of Industry, Labor and Human Relations (DIHLR) Underground Storage Tank registry. Thirteen properties within the project limits were on this list:
 - * Speedway gas station #2049 located at 14434 Velp Ave., Little Suamico, WI 54141. There are seven underground storage tanks on the property. (Site # 3)
 - * C & D Amoco gas station located at 1750 Norfield Rd., Little Suamico, WI 54141. There are seven underground storage tanks on the property. (Site #4)
 - * Emil Kleczka residence located at 157 Hwy 41-141, Little Suamico, WI 54141. It had one 275-gallon underground storage tank that the owner says was removed about 1988. (Site #6)
 - * 76 Food Mart/Import Market located at 216 Hwy 41-141, Little Suamico, WI 54141. There are six underground storage tanks on the property. (Site # 7)
 - * Race's Garage located at 584 Hwy 41-141, Little Suamico, WI 54141. It previously had two 500-gallon underground storage tanks which were removed in 1969. (Site #9)
 - * Denison oil/Curt's Y-Go-Bye gas station and formerly Phillips 66 Truckstop located at 831 Hwy 41-141, Little Suamico, WI 54141. It contained seven underground storage tanks which may have been removed. One of the tanks was known to have leaked at one time. (Site #11)
 - * Richard Allen residence located at 987 Hwy 41-141, Little Suamico, WI 54141. It has one 150-gallon aboveground storage tank and one 285-gallon underground

storage tank on the property. (Site #12)

- * D & K Farms, Inc. located at 1632 Hwy 41-141, Little Suamico, WI 54141. It is listed as having two underground storage tanks. One is 300 gallons and the other is 1000 gallons. (Site #19)
- * Abrams Lumber Co. located at 5731 Lade Beach Rd., Little Suamico, WI 54141. It is listed as having two underground storage tanks at 2000 gallons each. The maintenance man on the property states that there is only one tank. (Site #20)
- * Mrs. Ed Gohr residence located at 5717 Sampson Rd., Abrams, WI 54101. It has a former underground storage tank that is now lying on the ground approximately 200 feet west of Highway 41. The tank was removed in about 1984. (Site #22)
- * Hiway Restaurant & Fuel gas station located at 2767 Hwy 41-141, Abrams, WI 54101. It has five 10000-gallon underground storage tanks on the property. (Site #27)
- * Norbert Heimke residence located at 2770 Hwy 41-141, Abrams, WI 54141. It has a 125-gallon gasoline underground storage tank on the property. (Site #29)
- * O'Malley's Mini-Mart gas station located at 2914 Hwy 41-141, Abrams, WI 54141. It has six underground storage tanks on the property. (Site #30)

2. Department of Natural Resources (DNR) Leaking Underground Storage Tank (LUST) Case Tracking System Facility Listing. One property within the project limits is on this list:

- * Denison oil/Curt's Y-Go-Bye gas station and formerly Phillips 66 Truckstop located at 831 Hwy 41-141, Little Suamico, WI 54141. It contained seven underground storage tanks which may have been removed. One of the tanks was known to have leaked at one time. (Site #11)

3. DNR Spill and Emergency Response List. No properties within the project limits were on this list.

4. Hazard Ranking List. No properties within the project limits were on this list.

5. Inventory of Sites or Facilities which may Cause or Threaten to Cause Environmental Pollution. No properties within the project limits were on this list.

6. Registry of Waste Disposal Sites. No properties within the project limits were on this list.

C. Local

Local fire chiefs and town clerks at each of the three townships and county highway departments for both Brown and Oconto counties were contacted to determine if any spills, leaks of hazardous substances or fires have taken place at or near any of the sites. One site was obtained from these sources:

- * Holton Happy Tap, a tavern located at 14190 Velp Ave., Little Suamico, WI 54141. It is a former gas station. It is not known whether underground storage tanks exist or if any past cleanup was performed. (Site #2)

There are no City Engineering Departments or Department of Public Works for any of these communities.

Aerial photos of the project taken in approximately 1967 were reviewed. Two sites were discovered as being possible hazardous sites:

- * Alice Galikowski residence located at 5659 C.T.H. S., Little Suamico, WI 54141. There used to be a large automotive junkyard behind the house. Several hundred autos were located on this site at one time. (Site #14)
- * WI Dept. of Transportation Truck Scale #41. There used to be a "Jack's Garage" located at 1815 Hwy 41-141, Little Suamico, WI 54141. This business was removed when the truck scale was built. There used to be a large automotive junkyard behind the house. Several hundred autos were located on this site at one time. (Site #31)

V. SITE RECONNAISSANCE

A site reconnaissance was conducted in July, 1993 to observe properties along the project which will be affected by Right-of-Way acquisition or construction for signs of underground tanks, septic systems, fill areas, depressions, distressed vegetation, and other indicators of potential environmental concern. Fifteen sites were discovered as being possible hazardous sites:

- * Alex Kleczka farm located at 14189 Velp Ave., Little Suamico, WI 54141. A 200-gallon aboveground storage tank exists on the property. (Site #1)
- * Robert Tonnen residence located at 14705 Velp Ave., Little Suamico, WI 54141. It has a garage that appears to perform automotive work regularly and the yard contains used autos and other miscellaneous junk. (Site #5)

- * Francis Krupka residence located at 425 Hwy 41-141, Little Suamico, WI 54141 at which he operates the "Frank's Body & Paint" business. The site may contain hazardous chemicals. (Site #8)
- * Gloria Wedgewood residence located at 749 Hwy 41-141, Little Suamico, WI 54141. It has an aboveground storage tank that is approximately 200 gallons in size and about 150 feet west of the highway. (Site #10)
- * Lloyd Tadisich residence located at 1280 Hwy 41-141, Little Suamico, WI 54141 at which he operates the "Artisan Woodworks & Screen Print Shop" business. The site may contain hazardous chemicals. (Site #13)
- * Highway Gas Station located at 1292 Hwy 41-141, Little Suamico, WI 54141 owned by Milwaukee Petroleum. The status of current/previous storage tanks is unknown. (Site #15)
- * "Luigi's Pizza Parlor" located at 1306 Hwy 41-141, Little Suamico, WI 54141 owned by Emanuele Badalamenti. It appears that it could be a former gas station but the town clerk states that it never has been a gas station. The status of any possible storage tanks is unknown. (Site #16)
- * Martin Mueller property located at 1420 Hwy 41-141, Little Suamico, WI 54141. There is a building near the highway that could possibly have been an automotive garage. The status of any storage tanks is unknown. (Site #17)
- * John Van Vonderen residence located at 1490 Hwy 41-141, Little Suamico, WI 54141. He operates a lumber mill at this property and has a storage tank lying on the ground that may have been in use at some time. (Site #18)
- * Harold Dorn property located at 5704 Geano Beach Rd., Abrams, WI 54101. It contains several used and broken down autos and other miscellaneous junk. (Site #21)
- * Roger Richards property located at 5575 Sampson Rd., Abrams, WI 54101. It contains many large storage tanks lying on the ground. It is believed that the site could be severely contaminated due to the owners past history. (Site #23)
- * "Farm House Ice Cream Parlor" located at 2576 Hwy 41-141, Abrams, WI 54101. It has two aboveground storage tanks approximately 400 feet east of Highway 41. (Site #24)

- * "Jack's Auto Repair" located at 2638 Hwy 41-141, Abrams, WI 54101. There is a junkyard on the property where at least one storage drum was noticed. (Site #25)
- * Bayland Telephone Company located at 2710 Hwy 41-141, Abrams, WI 54101. It may contain transformers or other hazards. (Site #26)
- * Richard Dettman property owned by located at 2758 Hwy 41-141, Abrams, WI 54101. A neighbor states that there was a gas station on this property sometime in the past but that the storage tanks have been removed. (Site #28)

VI. SUMMARY OF FINDINGS

Conclusions in this report are based solely upon the investigation techniques as described above. These techniques include a record search and an on-site reconnaissance. Completed Wisconsin Department of Transportation Site Reconnaissance Investigation Checklists are attached to this report as Appendix A. The location of each site is identified on the map enclosed as Exhibit B. Specific location maps with the sites shown are attached as Exhibit C. Also included are pictures of the sites as Exhibit D.

VII. RECOMMENDATIONS

Based upon the investigation described in this report, it appears that many of the sites identified in this report may have contaminated soil present. Therefore, a PHASE II - Environmental Sampling, WISDOT Facilities Development Manual, Section 21-35-10, procedure is recommended for sites #3, #5, #6, #7, #8, #9, #14, #15, #25, #27, #28, #29, #30 and #31. Site #11, which has the leaking underground storage tank, has a remedial investigation ongoing at the time of this report by:

Environmental Compliance Consultants, Inc.
P.O. Box 12114
2216 Velp Ave
Green Bay, WI, 54307
Phone: (414) 434-6380

Hence, a Phase II - Environmental Sampling procedure has been determined to be unnecessary for site #11. The remaining sites appear unlikely to contain contaminated soils. However, due to the age of the tanks, land uses and unknown clean up procedures there exists the possibility that there may be contaminated soil in the areas of the remaining sites.

INITIAL SITE RECONNAISSANCE CHECKLIST

REV. 7/93

All blanks must be Filled Out!

Use NI for not investigated, NA for not applicable If appropriate

WDOT PROJECT ID: 1152-07-00
 TERMINI) Suamico - Abrams
 (HIGHWAY) USH 41-141
 (DISTRICT) 3
 (COUNTY) Oconto
 SITE NAME (the one which you will use to refer to this site) Site No. 9

PROPERTY ADDRESS: 584 HWY 41-141
Little Suamico, WI 54141
 OWNER/ADDRESS Mari Race
C/O Ms. W. Wagner
1146 State St.
Green Bav, WI 54303
 OWNER PHONE: () NI

PROPOSED ACTIVITIES/RIGHT-OF-WAY

Purchase Yes X No
 Excavate Yes X No
 Relocate Utilities Yes X No
 New Utilities Yes No X
 Acquire Easements Yes No X
 Type of Easement NA

LAND USE (Describe or use NA/NI)

Current Use: Vacant Lot
 Previous Use: Garage
 Adjacent Use: Residential
 Other Comments: NA

VISUAL INSPECTION (Note if present or use NA/NI) Mark approx. location on site map

Current (or previous) USTs X
 Aboveground Tanks (ASTs) NA
 Vent Pipes, NA
 Disposal Pipes/Drums NA
 Filled Areas NA
 Ponds/Basins/Sumps NA
 Other

EVIDENCE OF CONTAMINATION:
 Stained Ground Surface Yes No X
 Sheen on Surface Water Yes No X
 Odor Yes No X
 Stressed Vegetation Yes No X
 Other

RECORD SEARCH (Check if completed and attach results, otherwise NA/NI)

County Assessor NI DILHR UST List X SCS X DNR Spills List X
 Fire Dept. X DNR LUST List X DOT RE Plats X Reg. of Waste Sites X
 Plat Books X County Hwy Dept. X USEPA FINDS NI Reg. of Deeds NI
 Town Records X USGS X Bus. Directory NA USEPA NPL X
 Cty. Eng/DPW NA Aerial Photos X USEPA CERCLIS X Haz. Ranking List X
 WI Remedial Response Site Evaluation X EPA Notification Printout X

SUSPECTED MIGRATION OF CONTAMINANTS

Existing R/W Yes No X To Adjacent Property Yes No X
 To Proposed R/W Yes No X From Adjacent Property Yes No X

ATTACHMENTS (* = Required if available at time of request)

Aerial Photos X Map of Site * X Soils Map X
 Photographs of Site X Design Plan * NA NA
 County Map Showing Preliminary Plat * NA NA
 Site location* X Route Alternate NA NA

PREPARER KL Engineering, Inc. DATE 10/25/93

DESIGN or REAL ESTATE SUPERVISOR or PROJECT SPONSOR (FOR LOCAL PROJECTS) COMPLETE:

Based on the above information, I recommend: Phase II



SITE #9 / B-9(2)



SITE #9 / B-9(TW)



SITE #9 / 9-DUMP

**PHOTOIONIZATION DETECTOR
CALIBRATION DOCUMENTATION**

SITE NAME: Mari Rice DATE: 3-23-94

SIGNATURE: John S. Brown TIME: 9:01am.

AMBIENT TEMPERATURE: 49°

SAMPLE EQUILIBRATION TEMPERATURE: 74°

WEATHER CONDITIONS: Pt/Cldy

HNU Model DL-101, Kapur & Associates, Inc. number 268048 was calibrated with 100 parts per million Isobutylene calibration gas which equivalent in response to 100 parts per million benzene at a gain setting of 6.3 with a 11.7 electron volt (Ev) lamp.

ERRATIC READINGS: N/A

REPAIRS OR CLEANING: N/A

PROCEDURE FOR DAILY CALIBRATION CHECK

1. Press the CALIBRATE key on the front panel of the instrument.
2. Press ENTER key and enter YES to electronically zero unit.
3. Enter concentration of calibration gas.
4. Attach gas canister to the probe, start the flow of gas, and press ENTER key.
5. When the readings stabilize, press ENTER to complete the calibration process.

The above calibration procedure is taken from Calibration Procedure, Section 4.4, of the Operator's Manual, HNU Systems, Inc., Photoionization Analyzer, HNU Model DL-101, 1991.

Facility/Project Name U.S. Hwy 41 License/Permit/Monitoring Number _____ Boring Number B9-TW

Boring Drilled By (Firm name and name of crew chief) Sauter Drilling / Tom Sauter Date Drilling Started 03/23/94 Date Drilling Completed 03/23/94 Drilling Method 4 1/4" HSA
 M M D D Y Y M M D D Y Y

DNR Facility Well No. _____ WI Boring Well No. _____ Common Well Name _____ Final Static Water Level -2 Feet MSL Surface Elevation _____ Feet MSL Borehole Diameter 8 inches

Drilling Location State Plane _____ N. _____ E S/C/N _____ Lat _____ Local Grid Location (If applicable) _____ Feet N E S W _____ Feet W

County SW 1/4 of SW 1/4 of Section 26, T 26 N, R 20 W DNR County Code _____ Civil Town/City/ or Village Oconto Little Suamico

Sample	Length Recovered (in)	Blow Counts	Depth In Feet	Soil/Rock Description And Geologic Origin For Each Major Unit	USCS	Graphic Log	Well Diagram	PID/FID	Soil Properties					RQD/ Comments	
									Standard Penetration	Moisture Content	Liquid Limit	Plastic Limit	P 200		
A	24	7 8 3 2	1 1 2 1	0.0-2.0 - Red, fine to medium sand, w/some silt				0.0		M					
B	24	3 3 2 1	3 3 2 1	2.0-4.0 - Red, fine to medium sand w/some silt				0.0		W					
			4	EOB, well set @ ~4.0'											

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

Signature John S. Krane Firm Kapow & Assoc. Inc.

This form is authorized by Chapters 144.147 and 162, Wis. Stats. Completion of this report is mandatory. Penalties: Forfeit not less than \$10 nor more than \$5,000 for each violation. Fined not less than \$10 or more than \$100 or imprisoned not less than 30 days, or both for each violation. Each day of continued violation is a separate offense, pursuant to ss 144.99 and 162.06, Wis. Stats.

All abandonment work shall be performed in accordance with the provisions of Chapters NR 111, NR 112 or NR 141, Wis. Admin. Code, whichever is applicable. Also, see instructions on back.

GENERAL INFORMATION		(2) FACILITY NAME	
Well/Drillhole/Borehole Location <u>B-9(TW)</u>	County <u>Oconto</u>	Original Well Owner (If Known)	
<u>SW 1/4 of SW 1/4 of Sec. 26 : T. 26 N. R. 20</u> (If applicable)		Present Well Owner	
Gov't Lot	Grid Number	Street or Route	
Grid Location ft. <input type="checkbox"/> N. <input type="checkbox"/> S. ft. <input type="checkbox"/> E. <input type="checkbox"/> W.		City, State, Zip Code	
Civil Town Name <u>LITTLE SUAMICO</u>		Facility Well No. and/or Name (If Applicable) <u>B-9(TW)</u>	WI Unique Well No.
Street Address of Well <u>584 Hwy 41</u>		Reason For Abandonment <u>Soil test boring</u>	
City, Village <u>Little Suamico, WI 54141</u>		Date of Abandonment <u>3-24-94</u>	

WELL/DRILLHOLE/BOREHOLE INFORMATION		(4) Depth to Water (Feet) <u>2'</u>	
Original Well/Drillhole/Borehole Construction Completed On (Date) <u>3-23-94</u>		<input type="checkbox"/> Pump & Piping Removed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Liner(s) Removed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Screen Removed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable <input type="checkbox"/> Casing Left in Place? <input type="checkbox"/> Yes <input type="checkbox"/> No If No, Explain _____	
<input type="checkbox"/> Monitoring Well <input type="checkbox"/> Water Well <input type="checkbox"/> Drillhole <input checked="" type="checkbox"/> Borehole	Construction Report Available? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <u>Soil boring log</u>	<input type="checkbox"/> Was Casing Cut Off Below Surface? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Did Sealing Material Rise to Surface? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Did Material Settle After 24 Hours? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Was Hole Retopped? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Construction Type: <input checked="" type="checkbox"/> Drilled <input type="checkbox"/> Driven (Sandpoint) <input type="checkbox"/> Dug <input type="checkbox"/> Other (Specify) _____	Formation Type: <input checked="" type="checkbox"/> Unconsolidated Formation <input type="checkbox"/> Bedrock	(5) Required Method of Placing Sealing Material	
Total Well Depth (ft.) <u>4'</u> Casing Diameter (ins.) <u>N/A</u> (From ground surface) Casing Depth (ft.) <u>N/A</u>	Was Well Annular Space Grouted? If Yes, To What Depth? _____ Feet	<input type="checkbox"/> Conductor Pipe-Gravity <input type="checkbox"/> Conductor Pipe-Pumped <input type="checkbox"/> Dump Bailer <input type="checkbox"/> Other (Explain) _____	
		(6) Sealing Materials	
		For monitoring wells and monitoring well boreholes only <input type="checkbox"/> Neat Cement Grout <input type="checkbox"/> Sand-Cement (Concrete) Grout <input type="checkbox"/> Concrete <input type="checkbox"/> Clay-Sand Slurry <input type="checkbox"/> Bentonite-Sand Slurry <input checked="" type="checkbox"/> Chipped Bentonite	

(7) Sealing Material Used	From (Ft.)	To (Ft.)	No. Yards, Sacks Sealant or Volume	Mix Ratio or Mud Weight
<u>Bentonite hole seal</u>	<u>Surface</u>	<u>4'</u>		

(8) Comments: Temporary well installed

(9) Name of Person or Firm Doing Sealing Work
Sauter Drilling Inc.

Signature of Person Doing Work <u>[Signature]</u>	Date Signed <u>3-24-94</u>
Street or Route <u>Silver Spring Rd</u>	Telephone Number <u>(414) 783-5002</u>
City, State, Zip Code <u>Butler, WI 53007</u>	

(10) FOR DNR OR COUNTY USE ONLY

Date Received/Inspected	District/County
Reviewer/Inspector	
Follow-up Necessary	

REASONS FOR WELL/DRILLHOLE/BOREHOLE ABANDONMENT

Wis. Adm. Code (NR 111, NR 112, & NR 141) requires well owners to permanently abandon unused wells/drillholes/boreholes on their property. The reasons for this requirement are:

- To prevent contamination from entering the well/drillhole/borehole at the surface or through corroded well casings and moving downward to an aquifer used by other wells, and
- To prevent vertical movement of water between different geologic formations of differing water quality.

Most licensed well drillers and pump installers have the equipment, knowledge and experience needed to permanently abandon wells/drillholes/boreholes. We recommend that these licensed contractors be hired to do this work.

PROCEDURE

1. Remove any pump, pump piping, debris or other obstacles that could interfere with the sealing operation. In most situations the well casing should be left in place. When the casing is removed it should be pulled during the abandonment process so the drillhole does not collapse.
2. The sealing material must be placed with a conductor (tremie) pipe either by pumping or by gravity, (except when approved chipped bentonite is used according to written department instructions and restrictions).
3. The bottom end of the conductor pipe must initially reach the bottom of the well and must be kept submerged in the sealing material as it is placed.
4. Unconsolidated formation wells should be sealed with the materials listed in item (6) on the form. When clay or sodium bentonite slurry is used to fill wells, the top 20 feet must be sealed with neat cement grout, concrete grout, concrete, or bentonite chips. Bedrock formation wells should be filled with neat cement grout, concrete grout, concrete or bentonite chips. Monitoring wells must be filled with the materials specified by NR 141, Wis. Adm. Code.
5. Fill the entire well column from the bottom to the top with the required sealing material.
6. When using concrete or cement grout, any standing water in the hole will be forced out by the concrete or cement grout (it is more dense) resulting in an entire column of cement to seal the well. The sealing material must flow at the surface with the same consistency as it is being pumped in.
7. The casing may be cut off several feet below the ground surface.
8. To abandon flowing wells, the flow must be stopped or greatly reduced. This can be accomplished by extending the well casing to an elevation higher than the artesian head, or inserting a seal or packer in the casing. Once the flow has been stopped or reduced, the well can be abandoned the same as other wells.
9. For a municipal well, information regarding drillhole diameter and depths and geologic formations should be submitted on a separate sheet.
10. For use of alternative methods and materials, especially for deep, multi-formation wells contact DNR.

TEMPORARY ABANDONMENT

- A well may be temporarily abandoned if it is planned to place the well back in service within a time specified by administrative rule.
- Temporary abandonment is accomplished by threading or welding a watertight cover to the casing or by filling the well with a clean clay slurry and then placing a cover over the well.
- If the well is not placed back into service, it should be permanently abandoned unless a written extension is granted by DNR.

REPORT TO DNR

The Well/Drillhole/Borehole Abandonment Form 3300-5W, on the front, must be completed by the owner (or agent) and submitted to the appropriate DNR district office or delegated county office within 30 days.

This form is authorized by chapters 144, 147 and 162, Wis. Stats. Completion of this report is mandatory. Penalties: Forfeit not less than \$10.00 nor more than \$5,000.00 for each violation. Fined not less than \$10.00 or more than \$100.00 or imprisoned not less than 30 days, or both for each violation. Each day of continued violation is a separate offense, pursuant to ss. 144.99 and 162.06, Wis. Stats.

City/Project Name U.S. Hwy 41 License/Permit/Monitoring Number _____ Boring Number B-9(2)

Boring Drilled By (Firm name and name of crew chief) Sauter Drilling/Tom Sauter Date Drilling Started 03/23/94 Date Drilling Completed 03/23/94 Drilling Method 2 1/4 HSA
MM DD YY MM DD YY

DNR Facility Well No. _____ Unique Well No. _____ Common Well Name _____ Final Static Water Level -2 Feet ~~MSL~~ Surface Elevation _____ Feet MSL Borehole Diameter 6 inches

Boring Location: State Plane SW 1/4 of SW 1/4 of Section 26, T 26 N, R 20 W Long _____ Lat _____ Local Grid Location (If applicable) _____
 N E
 S W


County Oconto DNR County Code _____ Civil Town/City/ or Village Little Suamico

Sample	Length Recovered (ft)	Blow Counts	Depth In Feet	Soil/Rock Description And Geologic Origin For Each Major Unit	USCS	Graphic Log	Well Diagram	PID/FID	Soil Properties					RQD/ Comments
									Standard Penetration	Moisture Content	Liquid Limit	Plastic Limit	P 200	
<u>2-A</u>	<u>24</u>	<u>5</u> <u>4</u> <u>2</u> <u>2</u>	<u>1</u> <u>2</u>	<u>0.0-2.0 - Brown wet sand & dark brown silty sand</u>				<u>0.0</u>		<u>D</u>				
<u>2-B</u>	<u>24</u>	<u>4</u> <u>2</u> <u>2</u> <u>2</u>	<u>3</u> <u>4</u>	<u>2.0-4.0 - Brown wet sand & dark brown silty sand</u>				<u>0.0</u>		<u>W</u>				
				<u>EOB @ 4.0'</u>										

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

Signature John S. Kramp Firm Kaplan & Assoc., Inc.

This form is authorized by Chapters 144.147 and 162, Wis. Stats. Completion of this report is mandatory. Penalties: Forfeit not less than \$10 nor more than \$5,000 for each violation. Fined not less than \$10 or more than \$100 or imprisoned not less than 30 days, or both for each violation. Each day of continued violation is a separate offense, pursuant to ss 144.99 and 162.06, Wis. Stats.

	Number	Sample
	Length Recovered (in)	
	Blow Counts	
	Depth in Feet	
	Soil/Rock Description And Geologic Origin For Each Major Unit	
	USCS	
	Graphic Log	
	Well Diagram	
	PID/FID	
	Standard Penetration	Soil Properties
	Moisture Content	
	Liquid Limit	
	Plastic Limit	
	P 200	
	RQD/ Comments	

All abandonment work shall be performed in accordance with the provisions of Chapters NR 111, NR 112 or NR 141, Wis. Admin. Code, whichever is applicable. Also, see instructions on back.

(1) GENERAL INFORMATION		(2) FACILITY NAME	
Well/Drillhole/Borehole Location <u>B-9(2)</u>	County <u>OCONTO</u>	Original Well Owner (If Known)	
<u>SW 1/4 of SW 1/4 of Sec. 26 ; T. 26 N. R. 20</u> (If applicable)		Present Well Owner	
Gov't Lot	Grid Number	Street or Route	
Grid Location ft. <input type="checkbox"/> N. <input type="checkbox"/> S., <input type="checkbox"/> E. <input type="checkbox"/> W.		City, State, Zip Code	
Civil Town Name <u>Little Suamico</u>	Facility Well No. and/or Name (If Applicable) <u>B-9(2)</u>	WI Unique Well No.	
Street Address of Well <u>584 Hwy 41</u>	Reason For Abandonment <u>Soil test boring</u>		
City, Village <u>Little Suamico, WI 54141</u>	Date of Abandonment <u>3-23-94</u>		

WELL/DRILLHOLE/BOREHOLE INFORMATION	
Original Well/Drillhole/Borehole Construction Completed On (Date) <u>3-23-94</u>	(4) Depth to Water (Feet) <u>2'</u>
<input type="checkbox"/> Monitoring Well <input type="checkbox"/> Water Well <input type="checkbox"/> Drillhole <input checked="" type="checkbox"/> Borehole	Pump & Piping Removed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Liner(s) Removed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Screen Removed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Casing Left in Place? <input type="checkbox"/> Yes <input type="checkbox"/> No If No, Explain _____
Construction Report Available? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <u>Soil boring log</u>	Was Casing Cut Off Below Surface? <input type="checkbox"/> Yes <input type="checkbox"/> No Did Sealing Material Rise to Surface? <input type="checkbox"/> Yes <input type="checkbox"/> No Did Material Settle After 24 Hours? If Yes, Was Hole Retopped? <input type="checkbox"/> Yes <input type="checkbox"/> No
Construction Type: <input checked="" type="checkbox"/> Drilled <input type="checkbox"/> Driven (Sandpoint) <input type="checkbox"/> Dug <input type="checkbox"/> Other (Specify) _____	(5) Required Method of Placing Sealing Material
Formation Type: <input checked="" type="checkbox"/> Unconsolidated Formation <input type="checkbox"/> Bedrock	<input type="checkbox"/> Conductor Pipe-Gravity <input type="checkbox"/> Conductor Pipe-Pumped <input type="checkbox"/> Dump Bailer <input type="checkbox"/> Other (Explain) _____
Total Well Depth (ft.) <u>4'</u> Casing Diameter (ins.) <u>N/A</u> (From ground surface)	(6) Sealing Materials
Casing Depth (ft.) <u>N/A</u>	<input type="checkbox"/> Neat Cement Grout <input type="checkbox"/> Sand-Cement (Concrete) Grout <input type="checkbox"/> Concrete <input type="checkbox"/> Clay-Sand Slurry <input type="checkbox"/> Bentonite-Sand Slurry <input checked="" type="checkbox"/> Chipped Bentonite
Was Well Annular Space Grouted? If Yes, To What Depth? _____ Feet	For monitoring wells and monitoring well boreholes only <input type="checkbox"/> Bentonite Pellets <input type="checkbox"/> Granular Bentonite <input type="checkbox"/> Bentonite - Cement Grout

(7) Sealing Material Used	From (Ft.)	To (Ft.)	No. Yards, Sacks Sealant or Volume	Mix Ratio or Mud Weight
<u>Bentonite hole seal</u>	<u>Surface</u>	<u>4'</u>		

(8) Comments: _____

(9) Name of Person or Firm Doing Sealing Work	
<u>Sauter Drilling, Inc.</u>	
Signature of Person Doing Work <u>[Signature]</u>	Date Signed <u>3-23-94</u>
Street or Route <u>Silver Spring Rd</u>	Telephone Number <u>(414) 783-5002</u>
City, State, Zip Code <u>Butler, WI 53007</u>	

(10) FOR DNR OR COUNTY USE ONLY	
Date Received/Inspected	District/County
Reviewer/Inspector	
Follow-up Necessary	

REASONS FOR WELL/DRILLHOLE/BOREHOLE ABANDONMENT

Wis. Adm. Code (NR 111, NR 112, & NR 141) requires well owners to permanently abandon unused wells/drillholes/boreholes on their property. The reasons for this requirement are:

- To prevent contamination from entering the well/drillhole/borehole at the surface or through corroded well casings and moving downward to an aquifer used by other wells, and
- To prevent vertical movement of water between different geologic formations of differing water quality.

Most licensed well drillers and pump installers have the equipment, knowledge and experience needed to permanently abandon wells/drillholes/boreholes. We recommend that these licensed contractors be hired to do this work.

PROCEDURE

1. Remove any pump, pump piping, debris or other obstacles that could interfere with the sealing operation. In most situations the well casing should be left in place. When the casing is removed it should be pulled during the abandonment process so the drillhole does not collapse.
2. The sealing material must be placed with a conductor (tremie) pipe either by pumping or by gravity, (except when approved chipped bentonite is used according to written department instructions and restrictions).
3. The bottom end of the conductor pipe must initially reach the bottom of the well and must be kept submerged in the sealing material as it is placed.
4. Unconsolidated formation wells should be sealed with the materials listed in item (6) on the form. When clay or sodium bentonite slurry is used to fill wells, the top 20 feet must be sealed with neat cement grout, concrete grout, concrete, or bentonite chips. Bedrock formation wells should be filled with neat cement grout, concrete grout, concrete or bentonite chips. Monitoring wells must be filled with the materials specified by NR 141, Wis. Adm. Code.
5. Fill the entire well column from the bottom to the top with the required sealing material.
6. When using concrete or cement grout, any standing water in the hole will be forced out by the concrete or cement grout (it is more dense) resulting in an entire column of cement to seal the well. The sealing material must flow at the surface with the same consistency as it is being pumped in.
7. The casing may be cut off several feet below the ground surface.
8. To abandon flowing wells, the flow must be stopped or greatly reduced. This can be accomplished by extending the well casing to an elevation higher than the artesian head, or inserting a seal or packer in the casing. Once the flow has been stopped or reduced, the well can be abandoned the same as other wells.
9. For a municipal well, information regarding drillhole diameter and depths and geologic formations should be submitted on a separate sheet.
10. For use of alternative methods and materials, especially for deep, multi-formation wells contact DNR.

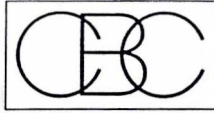
TEMPORARY ABANDONMENT

- A well may be temporarily abandoned if it is planned to place the well back in service within a time specified by administrative rule.
- Temporary abandonment is accomplished by threading or welding a watertight cover to the casing or by filling the well with a clean clay slurry and then placing a cover over the well.
- If the well is not placed back into service, it should be permanently abandoned unless a written extension is granted by DNR.

REPORT TO DNR

The Well/Drillhole/Borehole Abandonment Form 3300-5W, on the front, must be completed by the owner (or agent) and submitted to the appropriate DNR district office or delegated county office within 30 days.

This form is authorized by chapters 144, 147 and 162, Wis. Stats. Completion of this report is mandatory. Penalties: Forfeit not less than \$10.00 nor more than \$5,000.00 for each violation. Fined not less than \$10.00 or more than \$100.00 or imprisoned not less than 30 days, or both for each violation. Each day of continued violation is a separate offense, pursuant to ss. 144.99 and 162.06, Wis. Stats.



ENVIRONMENTAL LABORATORIES INC.

4/10/94

LABORATORY REPORT

PAGE 1

K268 9401922 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09117 9B/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Rows include MOISTURE and DIGESTION, ICP NON-H2O.

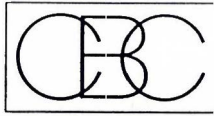
Table with 6 columns: TEST NAME, WET RESULT, DRY RESULT, UNITS, ANALYZED, METHOD. Rows include METHYL TERT BUTYL ETHER, BENZENE, TOLUENE, DIESEL RANGE ORGANICS, GASOLINE RANGE ORGANICS.

PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT.

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AIHA ACCREDITED

APPROVAL [Signatures]



**ENVIRONMENTAL
LABORATORIES INC.**

LABORATORY REPORT

04/14/94

PAGE 1

K268 9401920 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: FRED SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09317 MARIS #9/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: NO TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

TEST NAME	RESULT	UNITS	ANALYZED	METHOD	LIMIT
BARIUM - TOTAL ✓	25	PPM	03/29/94	SW846 6010	
CADMIUM - TOTAL ✓	2.4	PPM	03/29/94	SW846 6010	
CHROMIUM - TOTAL ✓	4.5	PPM	03/29/94	SW846 6010	
LEAD - TOTAL ✓	190	PPM	03/29/94	SW846 6010	
SILVER - TOTAL	<0.50	PPM	03/29/94	SW846 6010	
ARSENIC - TOTAL ✓	1.3	PPM	03/31/94	SW846 7060	
SELENIUM - TOTAL	<0.075	PPM	03/30/94	SW846 7740	
MERCURY - TOTAL	0.012	PPM	04/13/94	SW846 7471	
AROCLOR 1016	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1221	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1232	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1242	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1248	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1254	<0.020	PPM	03/31/94	SW846 8080	
AROCLOR 1260	0.12	PPM	03/31/94	SW846 8080	
ALDRIN	0.005	PPM	04/01/94	SW846 8080	
ALPHA-BHC	<0.004	PPM	04/01/94	SW846 8080	
BETA-BHC	0.027	PPM	04/01/94	SW846 8080	
GAMMA-BHC (LINDANE)	<0.004	PPM	04/01/94	SW846 8080	
DELTA-BHC	0.006	PPM	04/01/94	SW846 8080	
CHLORDANE	<0.020	PPM	04/01/94	SW846 8080	
4,4'-DDT	0.014	PPM	04/01/94	SW846 8080	
4,4'-DDE	0.023	PPM	04/01/94	SW846 8080	
4,4'-DDD	0.010	PPM	04/01/94	SW846 8080	
DIELDRIN	0.016	PPM	04/01/94	SW846 8080	
ENDOSULFAN I	0.012	PPM	04/01/94	SW846 8080	
ENDOSULFAN II	0.014	PPM	04/01/94	SW846 8080	
ENDOSULFAN SULFATE	<0.004	PPM	04/01/94	SW846 8080	

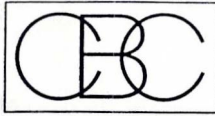
PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

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APPROVAL [Signature]

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**ENVIRONMENTAL
LABORATORIES INC.**

LABORATORY REPORT

04/14/94

PAGE 2

K268 9401920 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: FRED SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09317 MARIS #9/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: NO TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

<u>TEST NAME</u>	<u>RESULT</u>	<u>UNITS</u>	<u>ANALYZED</u>	<u>METHOD</u>	<u>LIMIT</u>
ENDRIN	0.024	PPM	04/01/94	SW846 8080	
ENDRIN ALDEHYDE	0.023	PPM	04/01/94	SW846 8080	
HEPTACHLOR	0.013	PPM	04/01/94	SW846 8080	
HEPTACHLOR EPOXIDE	0.013	PPM	04/01/94	SW846 8080	
TOXAPHENE	<0.20	PPM	04/01/94	SW846 8080	
2,4 - D	<0.1D	PPM	04/01/94	SW846 8150	
2,4,5 - TP SILVEX	<0.025	PPM	04/01/94	SW846 8150	
PESTICIDE EXTRACTION	COMPLETE		03/29/94	SW846 3540	
HERBICIDE EXTRACTION	COMPLETE		03/28/94	STD METH 6640B	
PCB EXTRACTION	COMPLETE		03/27/94	SW846 3540	
DIGESTION, ICP NON-H2O	COMPLETE		03/25/94	SW846 3050	
DIGESTION, FURNACE NON-H2O	COMPLETE		03/25/94	SW846 3050	
DIGESTION, SILVER/THALLIUM	COMPLETE		03/25/94	SW846 7760 MOD.	
DIGESTION, MERCURY	COMPLETE		04/08/94	SW846 7470	

PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

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APPROVAL llw gma



ENVIRONMENTAL LABORATORIES INC.

4/10/94

LABORATORY REPORT

PAGE 1

K268 9401922 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09118 9B2/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Rows include MOISTURE and DIGESTION, ICP NON-H2O.

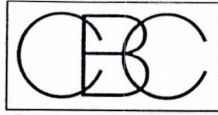
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ENVIRONMENTAL LABORATORIES INC.

LABORATORY REPORT

4/10/94

PAGE 1

K268 9401922 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09121-9 DUMP/SOIL/HWY 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Rows include MOISTURE and DIGESTION, ICP NON-H2O.

Table with 6 columns: TEST NAME, WET RESULT, DRY RESULT, UNITS, ANALYZED, METHOD. Rows include METHYL TERT BUTYL ETHER, BENZENE, ETHYLBENZENE, TOLUENE, TOTAL XYLENES, DIESEL RANGE ORGANICS, and DIESEL.

GC CHROMATOGRAM DOES NOT MATCH DIESEL STANDARD
PATTERN ANALYZED WITH THIS ANALYTICAL BATCH.
OTHER HEAVIER HYDROCARBONS PRESENT AFTER THE DRO WINDOW.

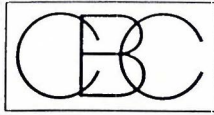
Gasoline Range Organics 43 54 MG/KG
NET SAMPLE WEIGHT = 24.24 GRAMS.
WDNR ACCEPTABLE WEIGHT RANGE IS 25-35 GRAMS.

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APPROVAL [Signatures]



**ENVIRONMENTAL
LABORATORIES INC.**

4/07/94

LABORATORY REPORT

PAGE 1

K268 9401978 W31

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELHAUS

CHAIN OF CUSTODY

SAMPLE 94084-K09120 #9/GROUNDWATER/HWY 41
DATE COLLECTED 03/24/94 DATE RECEIVED 03/25/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

TEST NAME	RESULT	UNITS	ANALYZED	METHOD	LIMIT
DIESEL RANGE ORGANICS	0.10	MG/L	03/30/94	WDNR MOD. DRO	
BLANK CONCENTRATION	<0.10	MG/L	03/30/94	WDNR MOD. DRO	
DIESEL	COMPLETE	MG/L	03/30/94	WDNR MOD. DRO	
GC CHROMATOGRAM DOES NOT MATCH DIESEL STANDARD PATTERN ANALYZED WITH THIS ANALYTICAL BATCH.					
BENZENE	<1.0	PPB	03/30/94	SW846 8021	
BROMOFORM	<3.0	PPB	03/30/94	SW846 8021	
PERCHLORONITROBENZENE	<1.0	PPB	03/30/94	SW846 8021	
CHLOROBENZENE	<1.0	PPB	03/30/94	SW846 8021	
CHLORODIBROMOMETHANE	<1.0	PPB	03/30/94	SW846 8021	
CHLOROETHANE	<5.0	PPB	03/30/94	SW846 8021	
CHLOROFORM	<1.0	PPB	03/30/94	SW846 8021	
DICHLOROBROMOMETHANE	<1.0	PPB	03/30/94	SW846 8021	
DICHLORODIFLUOROMETHANE	<1.0	PPB	03/30/94	SW846 8021	
1,1-DICHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	
1,2-DICHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	
1,1-DICHLOROETHYLENE	<1.0	PPB	03/30/94	SW846 8021	
1,2-DICHLOROPROPANE	<1.0	PPB	03/30/94	SW846 8021	
ETHYLBENZENE	<1.0	PPB	03/30/94	SW846 8021	
BROMOMETHANE	<5.0	PPB	03/30/94	SW846 8021	
CHLOROMETHANE	<5.0	PPB	03/30/94	SW846 8021	
ETHYLENE CHLORIDE	<1.0	PPB	03/30/94	SW846 8021	
1,1,2,2-TETRACHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	
TETRACHLOROETHYLENE	<1.0	PPB	03/30/94	SW846 8021	
1,2-DICHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	
1,1,1-TRICHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	
1,1,2-TRICHLOROETHANE	<1.0	PPB	03/30/94	SW846 8021	

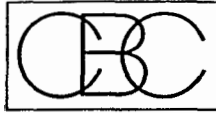
PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

DETECT BELOW THE QUANTITATION LIMIT. (LUST) J = ESTIMATED VALUE BELOW THE QUANTITATION LIMIT. (LUST)
= ELEVATED DETECTION LIMIT DUE TO MATRIX INTERFERENCE. # = ELEVATED DETECTION LIMIT DUE TO SAMPLE CONCENTRATION.
+ = ELEVATED DETECTION LIMIT DUE TO SAMPLE QUANTITY. + = ELEVATED DETECTION LIMIT DUE TO EXTRACT VOLUME.

AIHA ACCREDITED

APPROVAL WMM MAM

CONTINUED ON NEXT PAGE



ENVIRONMENTAL LABORATORIES INC.

LABORATORY REPORT

4/07/94

PAGE 2

K268 9401978 W31

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELHAUS

CHAIN OF CUSTODY

SAMPLE 94084-K09120 #9/GROUNDWATER/HWY 41
DATE COLLECTED 03/24/94 DATE RECEIVED 03/25/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Lists various chemical compounds and their detection results.

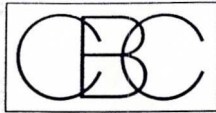
PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

D = DETECT BELOW THE QUANTITATION LIMIT. (LUST) J = ESTIMATED VALUE BELOW THE QUANTATION LIMIT. (LUST)
E = ELEVATED DETECTION LIMIT DUE TO MATRIX INTERFERENCE. # = ELEVATED DETECTION LIMIT DUE TO SAMPLE CONCENTRATION.
Q = ELEVATED DETECTION LIMIT DUE TO SAMPLE QUANTITY. + = ELEVATED DETECTION LIMIT DUE TO EXTRACT VOLUME.

AIHA ACCREDITED

APPROVAL [Signature]

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ENVIRONMENTAL LABORATORIES INC.

4/07/94

LABORATORY REPORT

PAGE 3

K268 9401978 W31

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217
ATTN: F. SPELHAUS

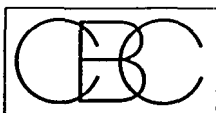
CHAIN OF CUSTODY

SAMPLE 94084-K09120 #9/GROUNDWATER/HWY 41
DATE COLLECTED 03/24/94 DATE RECEIVED 03/25/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

Table with 6 columns: TEST NAME, RESULT, UNITS, ANALYZED, METHOD, LIMIT. Lists various chemical tests and their results.

PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

• DETECT BELOW THE QUANTITATION LIMIT. (LUST) J = ESTIMATED VALUE BELOW THE QUANTITATION LIMIT. (LUST)
• = ELEVATED DETECTION LIMIT DUE TO MATRIX INTERFERENCE. # = ELEVATED DETECTION LIMIT DUE TO SAMPLE CONCENTRATION.
• = ELEVATED DETECTION LIMIT DUE TO SAMPLE QUANTITY. + = ELEVATED DETECTION LIMIT DUE TO EXTRACT VOLUME.
AIHA ACCREDITED APPROVAL [Signature]



**ENVIRONMENTAL
LABORATORIES INC.**

LABORATORY REPORT

04/15/94

PAGE 1

K268 9401922 W04

KAPUR ASSOCIATES
7711 N. PORT WASHINGTON RD.
MILWAUKEE ,WI 53217
ATTN: F. SPELSHAUS

CHAIN OF CUSTODY

SAMPLE 94083-K09314 9/METHANOL TRIP BLANK/Hwy 41
DATE COLLECTED 03/23/94 DATE RECEIVED 03/24/94
PRESERVED: YES TEMPERATURE: ON ICE
CONT. INTEGRITY: MEETS STANDARD SAMPLE INTEG: MEETS STANDARD

<u>TEST NAME</u>	<u>RESULT</u>	<u>UNITS</u>	<u>ANALYZED</u>	<u>METHOD</u>	<u>LIMIT</u>
GASOLINE RANGE ORGANICS	<5.0	MG/KG	04/03/94	WDNR MOD. GRO	!

PLEASE CONTACT CLIENT SERVICES WITH ANY QUESTIONS. WATER SAMPLES ARE DISPOSED OF 30 DAYS AFTER RECEIPT; SOIL SAMPLES WILL BE DISPOSED OF 6 WEEKS AFTER RECEIPT; WASTE SAMPLES (NON-WATER, NON-SOIL) WILL BE RETURNED 6 WEEKS AFTER RECEIPT. N/T = NOT TESTED, N/A = NOT APPLICABLE, N/D = NOT DETECTED.

= DETECT BELOW THE QUANTITATION LIMIT. (LUST) J = ESTIMATED VALUE BELOW THE QUANTATION LIMIT. (LUST)
Ⓜ = ELEVATED DETECTION LIMIT DUE TO MATRIX INTERFERENCE. # = ELEVATED DETECTION LIMIT DUE TO SAMPLE CONCENTRATION.
\$ = ELEVATED DETECTION LIMIT DUE TO SAMPLE QUANTITY. + = ELEVATED DETECTION LIMIT DUE TO EXTRACT VOLUME.

AIHA ACCREDITED

APPROVAL PRD

! = REPRINT

Modified

G R O

Method for Determining Gasoline Range Organics

WISCONSIN DNR

July 1993

PUBL-SW-140

MODIFIED METHOD FOR DETERMINATION OF GASOLINE RANGE ORGANICS

1. Scope and Application

- 1.1 This method is designed to measure the concentration of gasoline range organics in water and soil. This corresponds to a hydrocarbon range of $C_6 - C_{10}$ and a boiling point range between approximately $60^{\circ}C$ and $220^{\circ}C$.
- 1.2 The Practical Quantitation Limit (PQL) of this method for gasoline range organics is approximately 10 mg/kg for soils and 0.1 mg/L for groundwater.
- 1.3 This method is based on a purge-and-trap, Gas Chromatography (GC) procedure. This method should be used by, or under the supervision of, analysts experienced in the use of purge-and-trap systems and gas chromatographs. The analysts should be skilled in the interpretation of gas chromatograms and their use as a quantitative tool.
- 1.4 With the optional PID/FID in series, this method can be extended for the specific determination of petroleum volatile organic compounds (PVOCs) as specified in the current edition of EPA Method 8020. The Gasoline Component Standard may be used as the PID calibration standard for the optional determination of PVOCs. When quantitating PVOCs and GRO concurrently, the analyst is instructed to remember; 1) Addition of the appropriate surrogate and/or internal standards to calibration standards and samples; 2) Recoveries of surrogate and/or internal standards must be within established limits for the method. If recoveries are outside established limits, the problem must be corrected and samples whose results are in question must be rerun; 3) If the surrogate and/or internal standards coelute with sample peaks another standard must be chosen; and 4) The peak area of the surrogate and/or internal standard should be subtracted from the total sample GRO peak area. If EPA method 8020 will be run for PVOCs concurrently with the Modified GRO the Department will accept a 50 ppb detection limit for the PVOC compounds. However, it will not be possible to use this method for PVOC analysis if the samples are to be used for closeout of the site at this time.

2. Summary of Method

- 2.1 This method provides gas chromatographic conditions for the detection of volatile petroleum fractions such as gasoline, stoddard solvent, or mineral spirits. Samples are analyzed utilizing purge-and-trap sample concentration. The gas chromatograph is temperature programmed to facilitate separation of organic compounds. Detection is achieved by a flame ionization detector (FID) or FID with photoionization detector (PID) in series (photoionization detector first in the series). Quantitation is based on FID detector response to a gasoline component standard.

Wisconsin DNR Modified G20 Method
July 1993, Revision 7

- 2.2 This method is suitable for the analysis of waters, soils, or wastes. Water samples can be analyzed directly for gasoline range organics by purge-and-trap extraction and gas chromatography. Soil or waste samples are dispersed in methanol to dissolve the volatile organic constituents. A portion of the methanolic solution is then analyzed by purge-and-trap GC.
- 2.3 Soil core samples are collected in wide mouth VOC vials and preserved with methanol. Minimum handling is required to reduce VOC loss.
- 2.4 This method is based in part on 1) USEPA SW-846: Methods 5030, 8000, 8020, 8015; 2) a single laboratory method evaluation study conducted by the American Petroleum Institute; 3) work by the EPA Total Petroleum Hydrocarbons Committee; and 4) work by the Wisconsin Ad-Hoc Committee on LUST Program Analytical Requirements and Wisconsin State Laboratory of Hygiene.

Modified
D R O

Method for Determining Diesel Range Organics

WISCONSIN DNR

July 1993

PUBL-SW-141

MODIFIED METHOD FOR DETERMINATION OF DIESEL RANGE ORGANICS

1. Scope and Application

- 1.1 This method is designed to measure the concentration of diesel range organics in water and soil. This corresponds to a hydrocarbon range of C_{10} - C_{28} and a boiling point range between approximately 170°C and 430°C.
- 1.2 The Practical Quantitation Limit (PQL) of this method for diesel range organics is approximately 10 mg/kg for soils and 0.1 mg/L for groundwater.
- 1.3 This method is based on a solvent extraction, Gas Chromatography (GC) procedure. This method should be used by, or under supervision of, analysts experienced in solvent extraction and the use of gas chromatographs. The analysts should be skilled in the interpretation of gas chromatograms and their use as a quantitative tool.
- 1.4 The method is designed to measure mid-range petroleum products such as diesel or fuel oil. Components greater than C_{28} present in products such as motor oils or lubricating oils are detectable under the conditions of the method. If, based on a review of the chromatogram, the presence of these product types is suspected, additional analyses may be performed. These additional efforts are not contained within this method.

2. Summary of Method

- 2.1 This method provides gas chromatographic conditions for the detection of volatile petroleum fractions such as diesel, fuel oil #2, or kerosene. Samples are analyzed utilizing extraction to dissolve the organic constituents. The extract is dried, concentrated and injected into a capillary column gas chromatograph. The gas chromatograph is temperature programmed to facilitate separation of organic compounds. Detection and quantitation is based on FID detector response compared to a diesel component standard.
- 2.2 This method is suitable for the analysis of waters, soils, or wastes.
- 2.3 Soil core samples are collected in wide mouth vials with minimum handling to reduce loss of contaminants. Solvent preservation by extraction is performed in the lab.
- 2.4 This method is based in part on 1) USEPA SW-846: the 3rd edition of methods 8000 and 8100; 2) Method OA-2; 3) work by the EPA Total Petroleum Hydrocarbons Methods Committee; and 4) work by the Wisconsin Ad-Hoc Committee on LUST Program Analytical Requirements and Wisconsin State Laboratory of Hygiene.

AROMATIC VOLATILE ORGANICS

1.0 SCOPE AND APPLICATION

1.1 Method 8020 is used to determine the concentration of various aromatic volatile organic compounds. Table 1 indicates compounds which may be determined by this method and lists the method detection limit for each compound in reagent water. Table 2 lists the practical quantitation limit (PQL) for other matrices.

2.0 SUMMARY OF METHOD

2.1 Method 8020 provides chromatographic conditions for the detection of aromatic volatile compounds. Samples can be analyzed using direct injection or purge-and-trap (Method 5030). Ground water samples must be determined using Method 5030. A temperature program is used in the gas chromatograph to separate the organic compounds. Detection is achieved by a photo-ionization detector (PID).

2.2 If interferences are encountered, the method provides an optional gas chromatographic column that may be helpful in resolving the analytes from the interferences and for analyte confirmation.

HALOGENATED VOLATILES BY GAS CHROMATOGRAPHY USING
PHOTOIONIZATION AND ELECTROLYTIC CONDUCTIVITY DETECTORS
IN SERIES: CAPILLARY COLUMN TECHNIQUE

1.0 SCOPE AND APPLICATION

1.1 Method 8021 is used to determine volatile organic compounds in a variety of solid waste matrices. This method is applicable to nearly all types of samples, regardless of water content, including ground water, aqueous sludges, caustic liquors, acid liquors, waste solvents, oily wastes, mousses, tars, fibrous wastes, polymeric emulsions, filter cakes, spent carbons, spent catalysts, soils, and sediments. The following compounds can be determined by this method:

Analyte	CAS No. ^a	Appropriate Technique	
		Purge-and-Trap	Direct Injection
Benzene	71-43-2	b	b
Bromobenzene	108-86-1	b	b
Bromochloromethane	74-97-5	b	b
Bromodichloromethane	75-27-4	b	b
Bromoform	75-25-2	b	b
Bromomethane	74-83-9	b	b
n-Butylbenzene	104-51-8	b	b
sec-Butylbenzene	135-98-8	b	b
tert-Butylbenzene	98-06-6	b	b
Carbon tetrachloride	56-23-5	b	b
Chlorobenzene	108-90-7	b	b
Chlorodibromomethane	124-48-1	b	b
Chloroethane	75-00-3	b	b
Chloroform	67-66-3	b	b
Chloromethane	74-87-3	b	b
2-Chlorotoluene	95-49-8	b	b
4-Chlorotoluene	106-43-4	b	b
1,2-Dibromo-3-chloropropane	96-12-8	pp	b
1,2-Dibromoethane	106-93-4	b	b
Dibromomethane	74-95-3	b	b
1,2-Dichlorobenzene	95-50-1	b	b
1,3-Dichlorobenzene	541-73-1	b	b
1,4-Dichlorobenzene	106-46-7	b	b
Dichlorodifluoromethane	75-71-8	b	b
1,1-Dichloroethane	75-34-3	b	b
1,2-Dichloroethane	107-06-2	b	b
1,1-Dichloroethene	75-35-4	b	b
cis-1,2-Dichloroethene	156-59-4	b	b
trans-1,2-Dichloroethene	156-60-5	b	b

Analyte	CAS No. ^a	Appropriate Technique	
		Purge-and-Trap	Direct Injection
1,2-Dichloropropane	78-87-5	b	b
1,3-Dichloropropane	142-28-9	b	b
2,2-Dichloropropane	590-20-7	b	b
1,1-Dichloropropene	563-58-6	b	b
cis-1,3-dichloropropene	10061-01-5	b	b
trans-1,3-dichloropropene	10061-02-6	b	b
Ethylbenzene	100-41-4	b	b
Hexachlorobutadiene	87-68-3	b	b
Isopropylbenzene	98-82-8	b	b
p-Isopropyltoluene	99-87-6	b	b
Methylene chloride	75-09-2	b	b
Naphthalene	91-20-3	b	b
n-Propylbenzene	103-65-1	b	b
Styrene	100-42-5	b	b
1,1,1,2-Tetrachloroethane	630-20-6	b	b
1,1,2,2-Tetrachloroethane	79-34-5	b	b
Tetrachloroethene	127-18-4	b	b
Toluene	108-88-3	b	b
1,2,3-Trichlorobenzene	87-61-6	b	b
1,2,4-Trichlorobenzene	120-82-1	b	b
1,1,1-Trichloroethane	71-55-6	b	b
1,1,2-Trichloroethane	79-00-5	b	b
Trichloroethene	79-01-6	b	b
Trichlorofluoromethane	75-69-4	b	b
1,2,3-Trichloropropane	96-18-4	b	b
1,2,4-Trimethylbenzene	95-63-6	b	b
1,3,5-Trimethylbenzene	108-67-8	b	b
Vinyl chloride	75-01-4	b	b
o-Xylene	95-47-6	b	b
m-Xylene	108-38-3	b	b
p-Xylene	106-42-3	b	b

a Chemical Abstract Services Registry Number.

b Adequate response by this technique.

pp Poor purging efficiency resulting in high EQLs.

i Inappropriate technique for this analyte.

pc Poor chromatographic behavior.

1.2 Method detection limits (MDLs) are compound dependent and vary with purging efficiency and concentration. The MDLs for selected analytes are presented in Table 1. The applicable concentration range of this method is compound and instrument dependent but is approximately 0.1 to 200 µg/L. Analytes that are inefficiently purged from water will not be detected when present at low concentrations, but they can be measured with acceptable accuracy and precision when present in sufficient amounts. Determination of some structural isomers (i.e. xylenes) may be hampered by coelution.

1.3 The estimated quantitation limit (EQL) of Method 8021 for an individual compound is approximately 1 $\mu\text{g}/\text{kg}$ (wet weight) for soil/sediment samples, 0.1 mg/kg (wet weight) for wastes, and 1 $\mu\text{g}/\text{L}$ for ground water (see Table 3). EQLs will be proportionately higher for sample extracts and samples that require dilution or reduced sample size to avoid saturation of the detector.

1.4 This method is recommended for use only by analysts experienced in the measurement of purgeable organics at low $\mu\text{g}/\text{L}$ concentrations, or by experienced technicians under the close supervision of a qualified analyst.

1.5 The toxicity or carcinogenicity of chemicals used in this method has not been precisely defined. Each chemical should be treated as a potential health hazard, and exposure to these chemicals should be minimized. Each laboratory is responsible for maintaining awareness of OSHA regulations regarding safe handling of chemicals used in this method. Additional references to laboratory safety are available for the information of the analyst (references 4 and 6).

1.6 The following method analytes have been tentatively classified as known or suspected human or mammalian carcinogens: benzene, carbon tetrachloride, 1,4-dichlorobenzene, 1,2-dichloroethane, hexachloro-butadiene, 1,1,2,2-tetrachloroethane, 1,1,2-trichloroethane, chloroform, 1,2-dibromoethane, tetrachloroethene, trichloroethene, and vinyl chloride. Pure standard materials and stock standard solutions of these compounds should be handled in a hood. A NIOSH/MESA approved toxic gas respirator should be worn when the analyst handles high concentrations of these toxic compounds.

2.0 SUMMARY OF METHOD

2.1 Method 8021 provides gas chromatographic conditions for the detection of halogenated and aromatic volatile organic compounds. Samples can be analyzed using direct injection or purge-and-trap (Method 5030). Ground water samples must be analyzed using Method 5030 (where applicable). A temperature program is used in the gas chromatograph to separate the organic compounds. Detection is achieved by a photoionization detector (PID) and an electrolytic conductivity detector (HECD) in series.

2.2 Tentative identifications are obtained by analyzing standards under the same conditions used for samples and comparing resultant GC retention times. Confirmatory information can be gained by comparing the relative response from the two detectors. Concentrations of the identified components are measured by relating the response produced for that compound to the response produced by a compound that is used as an internal standard.



ENVIRONMENTAL LABORATORIES INC.

94019 10
3-2594

CHAIN OF CUSTODY RECORD
LUST PROGRAM
Form 4400-151 11-91

Note: This form is required by the Department of Natural Resources for leaking underground storage tank sites in compliance with ch. NR 500 5.10, NR 158 and NR 419, Wis. Adm. Code.

Sample Collector(s) <i>T. Sauter / J. Kramp</i>	Title/Work Station/Company <i>Sauter Drilling / Kapor & Assoc., Inc.</i>	Telephone Number (include area code) <i>414-351-6668</i>
Property Owner <i>94084</i>	Property Address <i>Hwy 41</i>	Telephone Number (include area code)

I hereby certify that I received, properly handled, and disposed of these samples as noted below:

Relinquished By (Signature) <i>J. Kramp</i>	Date/Time <i>3/25/94 11:58 A.M.</i>	Received By (Signature) <i>J. Kramp</i>
Relinquished By (Signature) <i>M. Kramp</i>	Date/Time <i>3-25-94 4:30 P</i>	Received By (Signature) <i>Steve M. K...</i>
Relinquished By (Signature) <i>Steve M. K...</i>	Date/Time <i>3-25-94 5:20</i>	Received for Laboratory By (Signature) <i>J. Kramp</i>

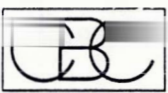
Temperature of temperature blank: _____
If samples were received on ice and there was ice remaining, you may report the temperature as "received on ice". If all of the ice was melted, the temperature of the melt may be substituted for a temperature blank.

Field ID Number	Date Collected	Time Collected	Sample		Preserv. Type	Location/Description (see footnote 2)	Analysis Type	Lab ID Number	No./Type of Containers	Sample Condition			
			Type ¹	Device						Cracked /Broken	Improperly Sealed	Good Condition	Other Comments
# 29	3/24/94	8:21 a.m.	GW	Hand Drill	*HCl/ice	Temporary Well (TW) Site # 29	See below	K09064	10 glass 1 plastic				
# 28	3/24	9:55 a.m.	GW		*	TW Site # 28		K09116					
# 27	3/24	10:35 a.m.	GW		*	TW Site # 27		K09117					
# 30	3/24	11:10 a.m.	GW		*	TW Site # 30		K09118					
# 16	3/24	11:50 a.m.	GW		*	TW Site # 16		K09119					
# 9	3/24	12:23 a.m.	GW		*	TW Site # 9		K09120					
# 7	3/24	1:15 p.m.	GW		*	TW Site # 7		K09121					
# 2	3/24	2:32 p.m.	GW		*	TW Site # 2		K09313					
# 6	3/24	3:10 a.m.	GW	V	* V	TW Site # 6		K09314	V				

¹Specify groundwater, surface water, soil, leachate, sludge, etc.

²Sample description must clearly correlate the sample ID to the sampling location. * (Note - Pb-Cd samples not preserved with HNO₃)

<p>DEPARTMENT USE/OPTIONAL FOR SOIL SAMPLERS</p> <p>Disposition of unused portion of sample Laboratory should:</p> <p><input checked="" type="checkbox"/> Dispose <input checked="" type="checkbox"/> Retain for ___ days</p> <p><input type="checkbox"/> Return <input type="checkbox"/> Other</p>	<p>DEPARTMENT USE ONLY</p> <p>Split samples: Offered? <input type="checkbox"/> Yes <input type="checkbox"/> No (Check one)</p> <p>Accepted? <input type="checkbox"/> Yes <input type="checkbox"/> No (Check one)</p> <p>Accepted By: _____</p> <p style="text-align: right;">Signature</p>
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ENVIRONMENTAL LABORATORIES INC.

THE PEOPLE WE SERVE . . CARE ABOUT THE ENVIRONMENT

40 EAST RYAN ROAD • OAK CREEK • WISCONSIN • 53154 • 414-764-7005 • 1-800-422-2195 • CLIENT SERVICES 414-768-7460 • FAX 414-764-0486

(1) CLIENT: <u>Kapur & Assoc</u> PROJECT NAME/#: <u> Hwy 41</u> PROJECT MANAGER: <u>F. Spelshaus</u> SAMPLER: <u>T. Sauter</u> P.O. # _____	(3) UST STATE _____ WPDES _____ NPDES _____ RCRA _____ OTHER _____	(5) MATRIX ANALYSES REQUESTED (METHODS & DETECTION LIMITS)	LAB USE ONLY
		(4) GRAB COMPOSITE # OF CONTAINERS SOIL WATER WASTE WWTP SLUDGE OTHER PRESERVATION TYPE	(6) <u>Herbicide</u> <u>Pesticide</u> <u>RCRA METALS</u>
		ACCT # <u>K268</u> J. DATE <u>44083</u> QUOTE # <u>9401920</u>	

(2) SAMPLE IDENTIFICATION	DATE	TIME	GRAB COMPOSITE	# OF CONTAINERS	SOIL	WATER	WASTE	WWTP SLUDGE	OTHER	PRESERVATION TYPE	(6)	(7) REMARKS
(1) <u>MARIS #9</u>	<u>3/23</u>	<u>10:33^{AM}</u>	<u>X</u>	<u>1</u>	<u>X</u>					<u>ICE</u>	<u>X X X</u>	<u>K09317</u>
(2) <u>MARIS #9</u>	<u>3/23</u>	<u>10:36^{AM}</u>	<u>X</u>	<u>1</u>	<u>X</u>					<u>ICE</u>	<u>X X X</u>	<u>✓</u>
(3)		<u>AM/PM</u>										
(4)		<u>AM/PM</u>										
(5)		<u>AM/PM</u>										
(6)		<u>AM/PM</u>										
(7)		<u>AM/PM</u>										
(8)		<u>AM/PM</u>										

TURNAROUND TIME IN WORKING DAYS NORMAL *1 *2 *3 *4 *5 *6 *7 *8 *9 *10 * FOR EXPEDITED TURNAROUND TIME CALL CLIENT SERVICES TO CONFIRM AVAILABILITY AT 414-768-7460 EXPEDITED RESULTS TO BE TRANSMITTED VIA: FAX PHONE FAX # _____ PHONE # _____ CONTACT: _____	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>RELINQUISHED BY</th> <th>DATE</th> <th>TIME</th> <th>RECEIVED BY</th> <th>DATE</th> <th>TIME</th> </tr> </thead> <tbody> <tr> <td><u>J. Krump</u></td> <td><u>3/24/94</u></td> <td><u>8:20^{AM}</u></td> <td><u>M. Sauter</u></td> <td><u>3/24/94</u></td> <td><u>8:20^{AM}</u></td> </tr> <tr> <td><u>M. Sauter</u></td> <td><u>3/24/94</u></td> <td><u>2:40^{PM}</u></td> <td><u>(Signature)</u></td> <td><u>3/24/94</u></td> <td><u>4:00^{PM}</u></td> </tr> <tr> <td><u>(Signature)</u></td> <td><u>3/24/94</u></td> <td><u>4:00^{PM}</u></td> <td><u>(Signature)</u></td> <td><u>3/24/94</u></td> <td><u>4:00^{PM}</u></td> </tr> <tr> <td></td> <td></td> <td><u>AM/PM</u></td> <td></td> <td></td> <td><u>AM/PM</u></td> </tr> <tr> <td></td> <td></td> <td><u>AM/PM</u></td> <td></td> <td></td> <td><u>AM/PM</u></td> </tr> </tbody> </table>	RELINQUISHED BY	DATE	TIME	RECEIVED BY	DATE	TIME	<u>J. Krump</u>	<u>3/24/94</u>	<u>8:20^{AM}</u>	<u>M. Sauter</u>	<u>3/24/94</u>	<u>8:20^{AM}</u>	<u>M. Sauter</u>	<u>3/24/94</u>	<u>2:40^{PM}</u>	<u>(Signature)</u>	<u>3/24/94</u>	<u>4:00^{PM}</u>	<u>(Signature)</u>	<u>3/24/94</u>	<u>4:00^{PM}</u>	<u>(Signature)</u>	<u>3/24/94</u>	<u>4:00^{PM}</u>			<u>AM/PM</u>			<u>AM/PM</u>			<u>AM/PM</u>			<u>AM/PM</u>
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DATA PACKAGE OPTIONS AVAILABLE FOR A FEE (PLEASE CIRCLE IF REQUIRED) PACKAGE A B SEE BACK FOR COMPLETE PACKAGE DESCRIPTIONS	OTHER SPECIAL INSTRUCTIONS: _____ _____ _____
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IN CASE WE HAVE QUESTIONS WHEN SAMPLES ARRIVE, CBC ENVIRONMENTAL LABORATORIES, INC. SHOULD CALL:
 NAME: _____ PHONE # _____
 SEND REPORTS TO _____



ENVIRONMENTAL LABORATORIES INC.

THE PEOPLE WE SERVE . . CARE ABOUT THE ENVIRONMENT

140 EAST RYAN ROAD • OAK CREEK • WISCONSIN • 53154 • 414-764-7005 • 1-800-422-2195 • CLIENT SERVICES 414-768-7460 • FAX 414-764-0486

(1) CLIENT: <u>Kapur & Assoc</u>		(3) UST STATE		(5) MATRIX ANALYSES REQUESTED (METHODS & DETECTION LIMITS)										LAB USE ONLY																																																																																																																															
PROJECT NAME/#: <u>Hwy 41</u>		WPDES		<table border="1"> <tr> <th>(4)</th> <th>GRAB</th> <th>COMPOSITE</th> <th># OF CONTAINERS</th> <th>SOIL</th> <th>WATER</th> <th>WASTE</th> <th>WWTP SLUDGE</th> <th>OTHER</th> <th>PRESERVATION TYPE</th> <th>(6)</th> <th>DRO</th> <th>GRO</th> <th>PVOC</th> <th>CD-Pb</th> </tr> <tr> <td>(1)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td>X</td> <td>X</td> <td>X</td> <td>X</td> <td></td> </tr> <tr> <td>(2)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(3)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(4)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(5)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(6)</td> <td>X</td> <td></td> <td>6</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(7)</td> <td>X</td> <td></td> <td>5</td> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>(8)</td> <td>-</td> <td></td> <td>3</td> <td>-</td> <td></td> <td></td> <td></td> <td></td> <td>ICE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table>	(4)	GRAB	COMPOSITE	# OF CONTAINERS	SOIL	WATER	WASTE	WWTP SLUDGE	OTHER	PRESERVATION TYPE	(6)	DRO	GRO	PVOC	CD-Pb	(1)	X		6	X					ICE	X	X	X	X		(2)	X		6	X					ICE						(3)	X		6	X					ICE						(4)	X		6	X					ICE						(5)	X		6	X					ICE						(6)	X		6	X					ICE						(7)	X		5	X					ICE						(8)	-		3	-					ICE						ACCT # <u>K208</u>	
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(1) <u>2A K091064</u>		<u>3/23</u>	<u>12:27 AM/PM</u>											<u>+ soil moisture</u>																																																																																																																															
(2) <u>2A2 K09116</u>		<u>3/23</u>	<u>11:53 AM/PM</u>											<u>"</u>																																																																																																																															
(3) <u>9B K09117</u>		<u>3/23</u>	<u>10:41 AM/PM</u>											<u>"</u>																																																																																																																															
(4) <u>9B-2 K09118</u>		<u>3/23</u>	<u>9:56 AM/PM</u>											<u>"</u>																																																																																																																															
(5) <u>16B K09119</u>		<u>3/23</u>	<u>8:09 AM/PM</u>											<u>"</u>																																																																																																																															
(6) <u>16(2)B K09120</u>		<u>3/23</u>	<u>8:37 AM/PM</u>											<u>"</u>																																																																																																																															
(7) <u>9 DUMP K09121</u>		<u>3/23</u>	<u>3:26 AM/PM</u>											<u>"</u>																																																																																																																															
(8) <u>TRIP BLANKS 2-9116</u>		<u>3/23</u>	<u>AM/PM</u>											<u>K09133, K09134, K09136</u>																																																																																																																															
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										<u>M. G. W.</u>	<u>3/24/94</u>	<u>2:48 AM/PM</u>	<u>[Signature]</u>	<u>3/24/94</u>	<u>11:00 AM/PM</u>																																																																																																																														
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I.D. # 43-00062

District: <u>AMD</u> County: <u>Oconto</u>	Case No.: _____ PMN: _____
Site Name: <u>Race, Marie Property</u>	FID: _____
Address: <u>584 Hwy 41-141</u>	Proj. Mgr: <u>E. System</u>
Legal Municipality: <u>Little Sausage</u>	Support Person: _____
<u>P V C</u>	Legal Desc: <u>1/4</u> <u>1/4</u> Sec <u> </u> , T <u> </u> , R <u> </u> E/W
Date of Discovery: <u>3/23/94</u>	Lat: N <u> </u> ' <u> </u> " Long: W <u> </u> ' <u> </u> "
Date of RP Contact: <u>8/8/94</u>	

PRIORITY SCREENING: <input type="checkbox"/> 1 = High <input type="checkbox"/> 3 = Low <input checked="" type="checkbox"/> 4 = Unknown	FUNDING SOURCE: <input checked="" type="checkbox"/> 1 = RP <input type="checkbox"/> 2 = LTF <input type="checkbox"/> 3 = EF <input type="checkbox"/> 4 = SF <input type="checkbox"/> 5 = None <input type="checkbox"/> 6 = Other (Describe in Comments) <input type="checkbox"/> 7 = EPA Emergency Resp.	ENFORCEMENT AUTHORITY: <input checked="" type="checkbox"/> 1 = Spill Law s. 144.76, Wis. Stats. <input type="checkbox"/> 2 = Envir Repair Law s. 144.442, Wis. Stats. <input type="checkbox"/> 3 = Hazardous Waste Rules NR 600 Series <input type="checkbox"/> 4 = Solid Waste Rules NR 500 Series <input type="checkbox"/> 5 = CERCLA <input type="checkbox"/> 6 = Abandoned Container s. 144.77, Wis. Stat. <input type="checkbox"/> 7 = Other (Describe in Comments)
PRE-SCORE _____		

PROGRAMS INVOLVED: (L - LEAD S - SUPPORT)

<input type="checkbox"/> Aban Containers	<input type="checkbox"/> NR 500 Solid Waste	<input type="checkbox"/> Water Supply
<input type="checkbox"/> Lust	<input checked="" type="checkbox"/> Spills	<input type="checkbox"/> Water Resources Mgt
<input type="checkbox"/> NR 600 Hazardous Waste	<input type="checkbox"/> Superfund	<input type="checkbox"/> Env.-Repair

RESPONSIBLE PARTY:	
Business Name: _____	Business Name: _____
Owner/Mgr.: <u>Marie Race</u>	Owner/Mgr.: <u>Marie Race</u>
Address: <u>584 Hwy 41-141</u> <u>Little Sausage 54141</u>	Address: <u>1146 State Street</u> <u>Green Bay, WI 54304</u>
Phone: <u>414</u> / _____	Phone: _____ / _____
Contact Person: _____	Contact Person: _____

	KNOWN IMPACTS (X)	POTENTIAL IMPACTS (X)
No Threat	_____	_____
Fire/Explosion threat (1)	_____	_____
Contaminated Private Well (2)	_____	_____
Contaminated Public Well (3)	_____	_____
Groundwater Contamination (4)	<u>P</u>	_____
Soil Contamination (5)	<u>K</u>	_____
Direct Contact (10)	_____	_____
Contaminated Surface Water (7)	_____	_____
Contaminated Air (8)	_____	_____
Other (6)	_____	_____

CONSULTANT INFORMATION:	
Company: _____	Company: _____
Contact Person: _____	Contact Person: _____
Address: _____	Address: _____
Phone: _____ / _____	Phone: _____ / _____
(List additional on separate sheet & attach.)	

EPA HAZARDOUS SUBSTANCES

(Please indicate if quantities are product or contaminated soil in pounds, gallons or cubic yards.)

Table with columns: TYPE DISCHARGED (Enter Code), RECOVERED, TREATED, STORED, DISPOSED, DISPOSAL LOCATION CITY, STATE. Multiple rows for data entry.

ERP CASE STATUS

(x as appropriate)

Table with columns: DATE INITATED (MM YY), DATE COMPLETED (MM YY), COMMENTS. Rows include: NO ACTION TAKEN, EMERGENCY, WORK PLAN APP, FIELD INVEST I, II, III, REM DESIGN, REM ACTION I, O & M I, REM ACTION II, O & M II, LONG TERM MONT, ENFORCEMENT.

EF STATE LEAD CONSULTANT COST (OPTIONAL)

Table with columns: CONSULTANT, CONTRACT/PURCHASE ORDER NUMBER, CONTRACT AMOUNT, AMOUNT PAID TO DATE, LAST INVOICE APPROVED DATE. Multiple rows for cost reporting.

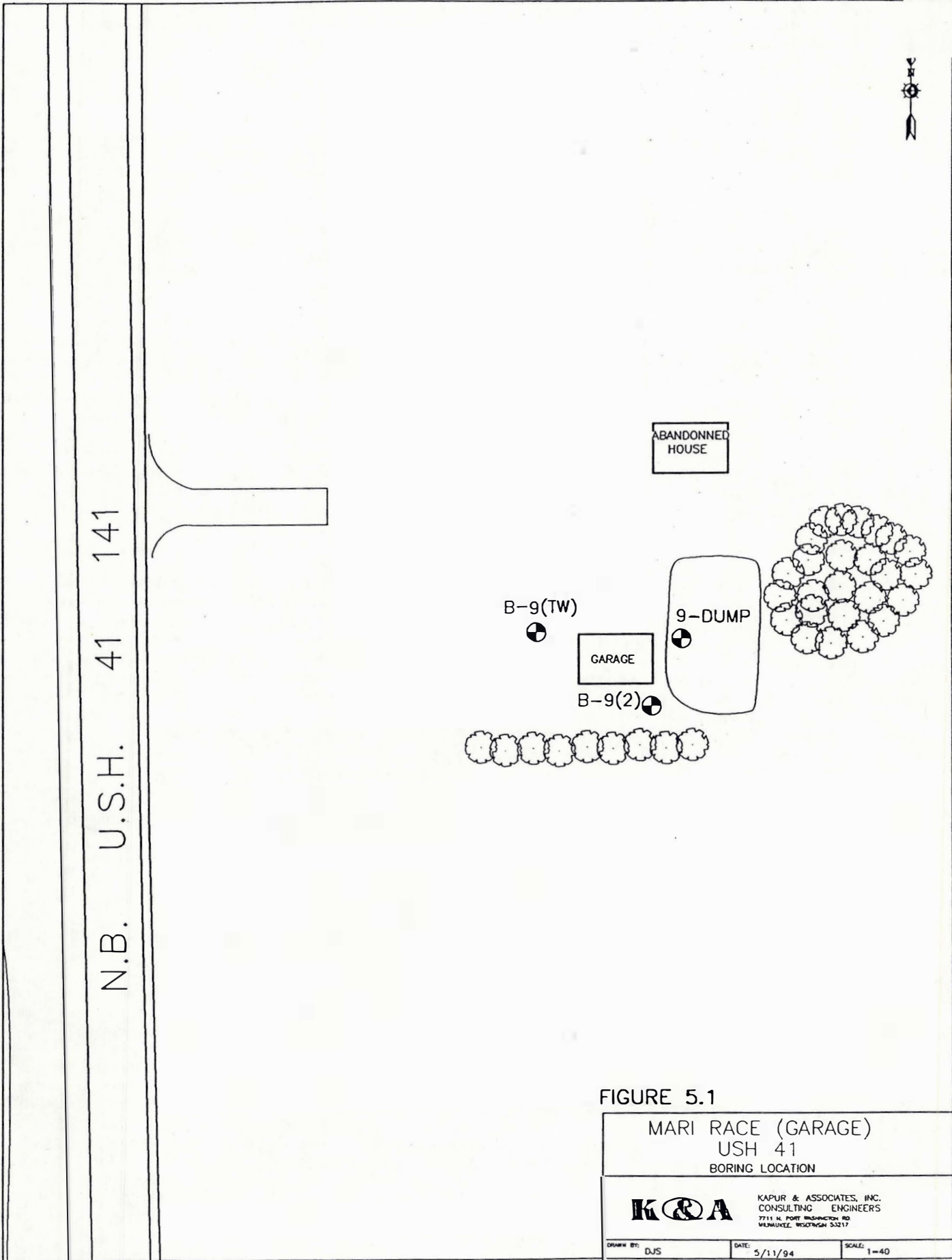


FIGURE 5.1

MARI RACE (GARAGE) USH 41 BORING LOCATION		
 KAPUR & ASSOCIATES, INC. CONSULTING ENGINEERS <small>7711 N. FORT INSURANCE RD. MILWAUKEE, WISCONSIN 53217</small>		
DRAWN BY:	DATE:	SCALE:
DJS	5/11/94	1=40