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CLIENT/MATTER NUMBER  
057487-0103

May 14, 2004

Ms. Gina Keenan  
State of Wisconsin  
Department of Natural Resources  
2300 N. Martin Luther King Jr. Drive  
P.O. Box 12436  
Milwaukee, Wisconsin 53212

Re: Bostik Findley - Property Located at:  
2930 West Center Street - FID # 241024740 and  
3033 West Pemberton Avenue - FID # 241024630

Dear Gina:

As you know, Foley & Lardner LLP represents Bostik Findley with regard to the above-captioned property. In follow up to our meeting on March 25, 2004, we have enclosed Voluntary Party Exemption Application for each property, along with the application fee. We are also in the process of securing a survey and copy of the Property Deed in support of the application. We also understand that a deposit will be required in the amount of \$1,000 (Pemberton Avenue) and \$3,000 (Center Street). This deposit will be sent under separate cover.

As previously indicated, you will soon be receiving, or have received, a Site Investigation Workplan for each property. Our hope is to complete the next round of site investigation on June 15, 2004. Consequently, we are hopeful that you will be able to provide approval for the Site Investigation Workplan prior to this date. Please let me know if you think this may be a problem in light of your schedule.

BRUSSELS  
CHICAGO  
DETROIT  
JACKSONVILLE

LOS ANGELES  
MADISON  
MILWAUKEE

ORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MAR

SAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEE

TAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

001.1633323.1



Ms. Gina Keenan  
May 14, 2004  
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Thank you very much for your assistance. Please call if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "B. Keyes", written in a cursive style.

Bruce A. Keyes

Enclosures

cc: James Schmidt (w/o enclosure)  
Margaret Brunette (w/o enclosure)  
Geoff Pyka (w/enclosure)  
William Looney (w/enclosure)

Notice: Use this application to apply for the voluntary party liability exemption under s. 292.15, Wis. Stats. Refer to the attached instructions when completing this form. This form is authorized by ss. 227.11(2)(b) and 292.15, Wis. Stats. Participation in the voluntary party liability exemption process is voluntary. However, this form is required by ch. NR 750, Wis. Adm. Code, for persons requesting approval to participate in the program. Personally identifiable information that is submitted to the DNR will become a public record and may be used by the DNR in the administration and enforcement of the hazardous substance spill program in addition to the liability exemption program. If additional information is required, DNR staff may contact the applicant or return incomplete applications.

**Property Information (1)**

Property Name Bostik Center Street Site			Address 2930 West Center Street		
City Milwaukee	State WI	ZIP Code 53210	County Milwaukee	Property Size (in acres) 1-1/2	
Public Land Survey Coordinates					
Township 7 North	Range 21	E/W East	Section 13	¼ NE SE NW SW	¼ NE SE NW SW SE 1/4 of the NE 1/4

**Applicant Information (2) Voluntary Party**

Organization / Firm / Person Bostik Findley, Inc.			Title Environmental Coordinator		
Last Name Pyka	First Geoff	MI	Telephone Number (including Area Code) 414-607-1363		
Street Address 11320 Watertown Plank Road			Fax Number (including Area Code) 414-607-1473		
City Wauwatosa	State WI	ZIP Code 53226-3434	E-Mail Address geoff.pyka@bostikfindley-us.com		

**Ownership Information (3)**

Applicant Relationship to Property (check one)

- Current Owner     Potential / Future Purchase     Previous Owner     Other: Lessee (middle parcel)

**Regulatory Identification (4) Include ID Numbers (if known)**

- |   |                           |   |
|---|---------------------------|---|
| <input checked="" type="checkbox"/> DNR FID                                 | 241024740                 | <input type="checkbox"/> USEPA ID                             |
| <input type="checkbox"/> Environmental Repair (ERP)                         |                           | <input type="checkbox"/> Hazardous Substance Spill            |
| <input checked="" type="checkbox"/> Leaking Underground Storage Tank (LUST) | 03-41-005304 06-41-526102 | <input type="checkbox"/> Brownfield Env'l. Asmt. Pilo         |
| <input type="checkbox"/> Solid Waste  |                           | <input type="checkbox"/> Municipal Negotiation & Cost Recover |
| <input type="checkbox"/> Hazardous Waste                                    |                           | <input type="checkbox"/> Superfund Remedial (NPL)             |
| <input type="checkbox"/> Wastewater-surface water (WPDES)                   |                           | <input type="checkbox"/> Abandoned Containers                 |
| <input type="checkbox"/> Wastewater-groundwater (WPDES)                     |                           | <input type="checkbox"/> Superfund Site Evaluation (CERCLA)   |
| <input type="checkbox"/> DCOM PECFA Claim Number                            |                           | <input type="checkbox"/> Municipal Grants Program             |
| <input type="checkbox"/> DATCP Agricultural Contaminator                    |                           | <input type="checkbox"/> Contaminated Sediment                |
| <input type="checkbox"/> Other:   |                           |   |

**For Office Use**

Date Received 5-18-04	Application Fee Received <input checked="" type="checkbox"/>	Deposit Received <input type="checkbox"/>	<input type="checkbox"/> Approval to Proceed	PMN	REFE
BRRTs Activity Number 06-41-526102	BRRTs Activity Name		<input type="checkbox"/> Denied (explain) (603)		
FID 241024740 <del>241024630</del>	Region SER		<input type="checkbox"/> Withdrawn (explain) (610)		
Comments			Reviewed By <i>[Signature]</i>	Date	5-24-04
			Project Manager		

# Voluntary Party Exemption Application

Form 4400-178 (R 7/00)

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### Environmental Consultant Representing Applicant (5)

Organization / Firm <b>ENSR International</b>			Title <b>Senior Program Manager</b>
Last Name <b>Looney</b>	First <b>William</b>	MI <b>C.</b>	Telephone Number (including Area Code) <b>262-523-2040</b>
Street Address <b>W239 N2890 Pewaukee Road</b>			Fax Number (including Area Code) <b>262-523-2059</b>
City <b>Pewaukee</b>	State <b>WI</b>	ZIP Code <b>53072</b>	E-Mail Address <b>blooney@ensr.com</b>

### Attorney Representing Applicant (If Applicable) (6)

Organization / Firm <b>Foley &amp; Lardner</b>			Title <b>Attorney</b>
Last Name <b>Keyes</b>	First <b>Bruce</b>	MI <b>A.</b>	Telephone Number (including Area Code) <b>414-297-5815</b>
Street Address <b>777 E. Wisconsin Avenue</b>			Fax Number (including Area Code) <b>414-297-4900</b>
City <b>Milwaukee</b>	State <b>WI</b>	ZIP Code <b>53202-5306</b>	E-Mail Address <b>bkeyes@foley.com</b>

### Past Land Uses (7)

- |   |   |
|---|---|
| <input type="checkbox"/> Service station      | <input checked="" type="checkbox"/> Manufacturing |
| <input type="checkbox"/> Agricultural co-op   | <input type="checkbox"/> Dry cleaner              |
| <input type="checkbox"/> Salvage yard         | <input type="checkbox"/> Bulk plant               |
| <input type="checkbox"/> Pipeline             | <input type="checkbox"/> Tannery                  |
| <input type="checkbox"/> Coal gas manufacture | <input type="checkbox"/> Unknown                  |
| <input type="checkbox"/> Electroplater        | <input type="checkbox"/> Landfill                 |
| <input type="checkbox"/> Other: _____         |   |

### Known or Suspected Sources / Wastes (8)

- |  |  |
|--|--|
| <input type="checkbox"/> Foundry sand                            | <input type="checkbox"/> Underground pipeline or tank  |
| <input type="checkbox"/> Surface spills                          | <input type="checkbox"/> Above ground pipeline or tank |
| <input checked="" type="checkbox"/> Routine industrial operation | <input type="checkbox"/> Contaminated building         |
| <input type="checkbox"/> Pipeline                                | <input type="checkbox"/> Industrial accident           |
| <input type="checkbox"/> Coal gas manufacture                    | <input type="checkbox"/> Lagoons                       |
| <input type="checkbox"/> Electroplater                           | <input type="checkbox"/> Fly ash                       |
| <input type="checkbox"/> Other: _____                            |  |

### Regulatory Criteria (9)

Has contamination been detected at the property?  Yes  No

If contamination was detected, has it been reported to the state?  Yes  No Agency notified: WDNR Date: 12/95

Does it include petroleum from a leaking underground storage tank (LUST)?  Yes  No

Are you using the Petroleum Environmental Cleanup Fund (PECFA) to pay for any portion of the remedial actions?  Yes  No  Undecided

Does it include non-LUST petroleum or non-petroleum contamination?  Yes  No

Is there an enforcement order currently in effect at this property?  Yes  No Issuing agency: \_\_\_\_\_ Date: \_\_\_\_\_

# Voluntary Party Exemption Application

Form 4400-178 (R 7/00)

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## Attachments and Certification (10)

- I have attached:
- 1)  a list of past environmental work;
  - 2)  a check or money order for \$250 application fee made payable to the Wisconsin DNR;
  - 3)  a public survey map showing location of property;
  - 4)  a detailed map that clearly indicates the property boundaries; and
  - 5)  a copy of the property deed.

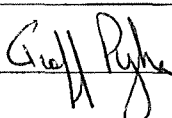
I certify that I have read and am familiar with the information on this form and that the information is true, accurate and complete to the best of my knowledge.

I hereby request assistance from DNR in reviewing the environmental response actions that have been or will be taken to obtain protection of limited liability, as provided in s. 292.15, Wis. Stats.

I recognize that to obtain this limited liability exemption that the environmental response actions taken will need to comply with the applicable provisions of the NR 700 rule series, and will require a Phase I and II environmental assessment to be conducted for the property.

I recognize that I will be responsible for paying fees to DNR for assistance provided to me as provided under ch. NR 750, Wis. Adm. Code.

Withhold personal identifiers collected on this form from disclosure on any list of 10 or more individuals that the DNR is requested to provide to another person. [s. 23.45(2) and (3), Wis. Stats.]. Effective date: November 1, 2000.

Applicant's Name (Type or Print)	Title
Geoff Pyka	Environmental Coordinator
Signature	Date Signed
	5/13/04

## Line-by-Line VPLE Application Instructions

**Section 1: Property Information** - Fill in the information requested for the property for which you are seeking a Liability Exemption. Property name usually refers to the name of the last business that operated at the property. Provide the size of the property or estimate it as accurately as possible. The public land survey coordinates of the property should be provided.

**Section 2: Applicant Information- Voluntary Party** - Provide contact information about the applicant. The applicant is the person or organization seeking Department review and approval of the response actions that will be taken to receive the liability exemption under s.292.15, Stats. Once the application has been processed by the DNR, the applicant will be considered the Voluntary Party for this property. The Voluntary Party is responsible for payment of any fees to the DNR. Unless the DNR is notified to the contrary, all bills and correspondence as part of the VPLE process will be sent to the Voluntary Party. If more than one party is applying for the VPLE for the same property, each party must submit a separate application form and \$250 fee.

**Section 3: Ownership Information** - Answer the question regarding the relationship of the Applicant to the property.

**Section 4: Regulatory Identification** - Provide readily available regulatory identification. Check any regulatory program(s) involved with the property in the past and provide the corresponding ID number, if known. For superfund property evaluation (CERCLIS), superfund remedial (NPL), and hazardous waste properties, write the USEPA ID in the corresponding space (only one USEPA ID should apply). For hazardous waste properties and solid waste properties, write the license number for the facility in the space next to the program, and provide additional license number if applicable, under "Other" or on a separate sheet.

**Section 5: Environmental Consultant** - Please provide contact information about the applicant's environmental consultant.

**Section 6: Legal Counsel** - Provide contact information about the Voluntary Party's attorney, if applicable.

**Section 7: Past Land Uses** - Indicate any activities or operations that took place on the property in the past, if known (check as many as apply). Include additional land uses not listed in the space provided, if relevant.

**Section 8: Known or Suspected Sources** - Indicate any known or suspected sources of contamination at the property if known (check as many as apply). Include sources not listed in the space provided.

Detailed background information and site investigation activities are summarized in the following reports:

- *A Report of an Underground Storage Tank Soil Assessment At Findley Adhesives, Milwaukee, Wisconsin*, (CBC Environmental Services, January 14, 1991);
- *Report on Underground Storage Tank Removal, Site Investigation and Closure*, (Swanson Environmental, Inc. March 26, 1996);
- *Tank Closure Report, ATO Findley, Inc. Center Street Facility, 2930 West Center Street, Milwaukee, Wisconsin*, (Braun, April 1, 1998)
- *Phase I Environmental Site Assessment Report, Bostik Findley, 2930 West Center Street, Milwaukee, Wisconsin* (GZA, September 3, 2003).

Additional reports, such as quarterly monitoring reports, may be on file with the WDNR.



**BOSTIK FINDLEY**  
**2930 WEST CENTER STREET**  
 MILWAUKEE, WISCONSIN

**SITE LOCATION MAP**

PROJECT NO.  
**150765**

FIGURE NO.  
**1**

REV. NO.	DESCRIPTION	BY	DATE

SCALE: 1:24,000

0      1000'      2000'      4000'

SOURCE: U.S.G.S. MILWAUKEE WISCONSIN QUADRANGLE MAPS 1971

PROJ MGR: JFK	DRAWN BY: JAC
DESIGNED BY: JAC	DATE: 9/2/03
REVIEWED BY:	

**GZA** | GZA  
 GeoEnvironmental, Inc.

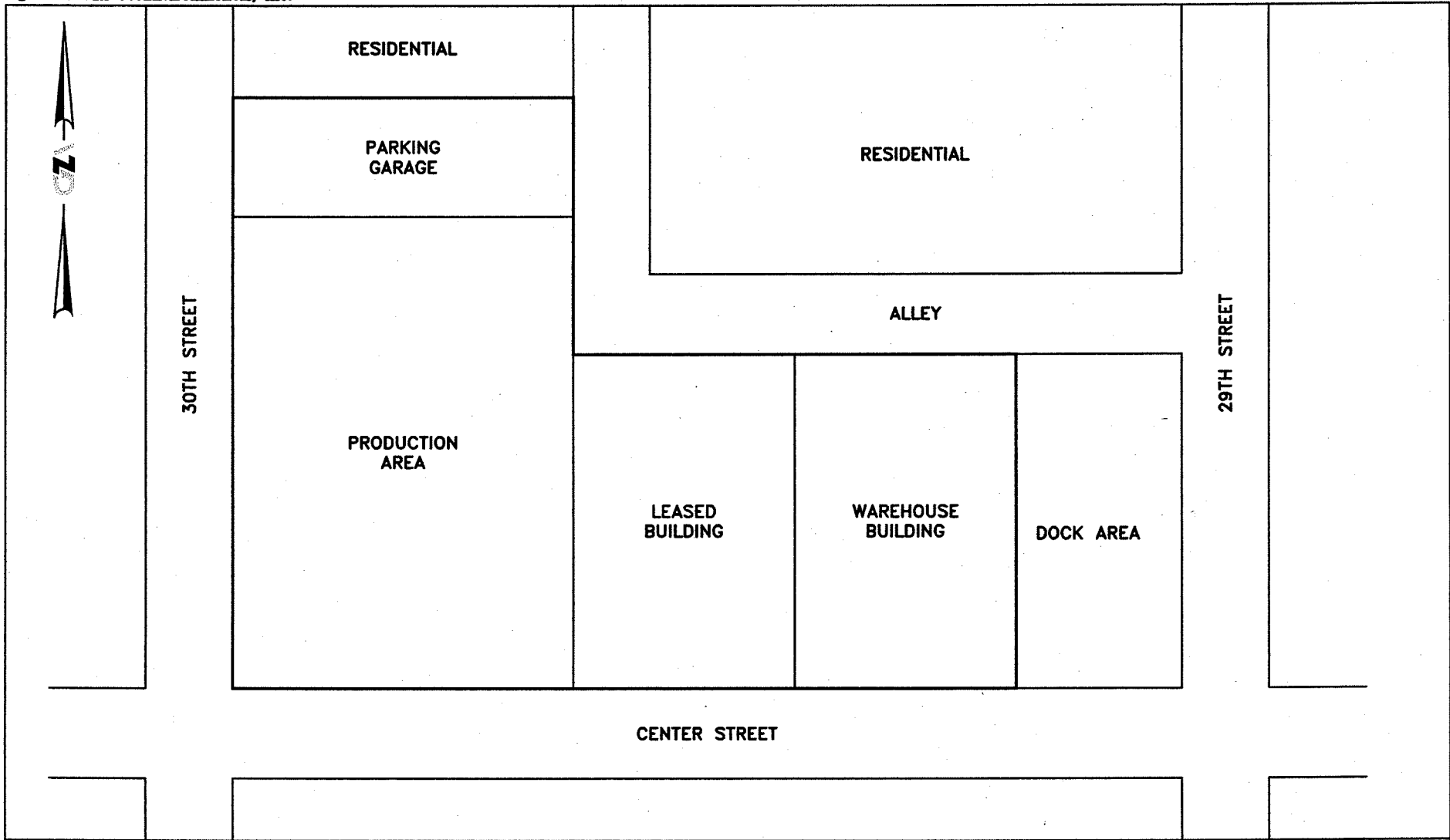



FIGURE NO. 2	JOB NO. 150765	BOSTIK FINDLEY 2930 WEST CENTER STREET MILWAUKEE, WISCONSIN		REV. NO.	DESCRIPTION	BY	DATE
		SITE PLAN		NOT TO SCALE		PROJ MGR: JFK DESIGNED BY: JFK REVIEWED BY:	OPERATOR: JAC DATE: 9/2/03
				 GZA GeoEnvironmental, Inc. 731 N. Jackson Street Suite 830 • Milwaukee, Wisconsin • 53202 Phone (414) 727-4017 • Fax (414) 727-4019 • www.gza.com			