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DEPARTMENT OF
NATURAL RESOURCES
WAUKESHA SERVICE CENTER
2007 OCT -1 PM 4: 05

September 25, 2007

VIA EMAIL & U.S. MAIL

W. Kemp Shobe
S. C. Johnson & Son, Inc.
1525 Howe Street
Racine, Wisconsin 53403-2236

Re: ***Express Dry Cleaners, 3941 North Main Street, Racine, Wisconsin***

Dear Mr. Shobe:

On behalf of our client, Ehrlich Family Limited Partnership ("Ehrlich"), we previously requested the approval of S.C. Johnson & Son, Inc. ("S.C. Johnson") to remove all vegetative growth from the community garden on your property and dispose of said vegetative material in a licensed off-site sanitary landfill. The response we received from S.C. Johnson via a telephone call from you was a request to also remove all the wood timber improvements and processed compost imported by the University of Wisconsin Extension ("UWEX").

In subsequent correspondence with both your Counsel, Ms. Linda Benfield, and UWEX, we sought to answer the question as to who owned the timber improvements and compost. As of the date of this correspondence we have not received any response from either Ms. Benfield or UWEX answering the question and/or providing us with permission to remove and dispose of those improvements. Consequently, we do not intend to do so at this time.

Further, since beginning this effort to obtain S.C. Johnson's permission to remove the vegetative material from the garden, we have received approval from the Wisconsin Department of Natural Resources ("WDNR") (copy enclosed) for our "Proposed Workplan and Cost Estimate", dated August 10, 2007, covering the next phase of site investigation (copy enclosed). A portion of that work is proposed to be performed on S.C. Johnson property. Additionally, we received a copy of a memorandum prepared by Dr. Robert Thiboldeaux of the Wisconsin Department of Health & Family Services, the

COPY

DeWitt, Ross & Stevens

W. Kemp Shobe

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State's expert on Health related to the spill of dry cleaning solvents (copy enclosed). According to Dr. Thiboldeaux's written opinion, "There is no apparent past or present health hazard from exposure, by inhalation, direct contact, or consumption of plants, to PCE in soils within and adjacent to the S.C. Johnson community gardens in Racine."

Pursuant to the Access Agreement, I hereby request of S.C. Johnson, your approval to implement the accompanying proposed workplan. I also renew our request to remove all vegetative growth from the garden and dispose of said vegetative material in a licensed off-site sanitary landfill. If S.C. Johnson desires to remove anything more from their property then the vegetative growth, that responsibility and expense will be theirs to assume.

It is our desire to complete the aforementioned work as soon as possible after receipt of written authorization from S.C. Johnson. We anticipate your timely response and thank you in advance for your cooperation.

Sincerely,

DEWITT ROSS & STEVENS, S.C.

A.H. "Skip" Glor
Senior Scientist

cc: Linda E. Benfield, Esq. (Via Email: lbenfield@foley.com)
Mark Drews, Wisconsin Dept. of Natural Resources

AHG/ms

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The work described in the preceding paragraphs regarding "Collection of Vegetative Material" and the "Proposed Workplan and Cost Estimate", dated August 10, 2007, is hereby authorized with the understanding that it will be performed pursuant to and consistent with the terms and conditions of the Access Agreement dated July 19, 2007.

S.C. JOHNSON & SON, INC.

By: _____

Date: _____

Its: _____