

GIS REGISTRY

Cover Sheet

July, 2008
(RR 5367)

Source Property Information

BRRTS #: 02-16-552700

ACTIVITY NAME: ENBRIDGE ENERGY TANK 9 PRESSURE RELIEF LINE

PROPERTY ADDRESS: 119 N 25TH ST

MUNICIPALITY: SUPERIOR

PARCEL ID #: 01-801-05131-00

CLOSURE DATE: Nov 14, 2008

FID #:

DATCP #:

COMM #:

*WTM COORDINATES:

X: 362566 Y: 692527

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

WTM COORDINATES REPRESENT:

Approximate Center Of Contaminant Source

Approximate Source Parcel Center

Please check as appropriate: (BRRTS Action Code)

Contaminated Media:

Groundwater Contamination > ES (236)

Contamination in ROW

Off-Source Contamination

*(note: for list of off-source properties
see "Impacted Off-Source Property")*

Soil Contamination > *RCL or **SSRCL (232)

Contamination in ROW

Off-Source Contamination

*(note: for list of off-source properties
see "Impacted Off-Source Property")*

Land Use Controls:

Soil: maintain industrial zoning (220)

*(note: soil contamination concentrations
between residential and industrial levels)*

Structural Impediment (224)

Site Specific Condition (228)

Cover or Barrier (222)

*(note: maintenance plan for
groundwater or direct contact)*

Vapor Mitigation (226)

Maintain Liability Exemption (230)

*(note: local government or economic
development corporation)*

Monitoring wells properly abandoned? (234)

Yes No N/A

** Residual Contaminant Level*

*** Site Specific Residual Contaminant Level*

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

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

BRRTS #: PARCEL ID #:

ACTIVITY NAME: WTM COORDINATES: X: Y:

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

- Closure Letter**
- Maintenance Plan** (if activity is closed with a land use limitation or condition (land use control) under s. 292.12, Wis. Stats.)
- Conditional Closure Letter**
- Certificate of Completion (COC)** for VPLE sites

SOURCE LEGAL DOCUMENTS

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

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

Maps must be no larger than 8.5 x 14 inches unless the map is submitted electronically.

- Location Map:** A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.
Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.
Figure #: 1 **Title: Site Location Map**
- Detailed Site Map:** A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 2 **Title: Detailed Site Map**
- Soil Contamination Contour Map:** For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 3 **Title: Soil Contamination Contour Map**

BRRTS #: 02-16-552700

ACTIVITY NAME: ENBRIDGE ENERGY TANK 9 PRESSURE RELIEF LINE

MAPS (continued)

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

Figure #: 4 **Title: Geologic Cross Section A - A' Map**

Figure #: **Title:**

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

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

Figure #: NA **Title: Not Applicable**

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

Figure #: NA **Title: Not Applicable**

Figure #: **Title:**

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

Tables must be no larger than 8.5 x 14 inches unless the table is submitted electronically. Tables must not contain shading and/or cross-hatching. The use of **BOLD** or *ITALICS* is acceptable.

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

Table #: -- **Title: Soil Analytical Results: PVOC & PAH**

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

Table #: NA **Title: Not Applicable**

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

Table #: NA **Title: Not Applicable**

IMPROPERLY ABANDONED MONITORING WELLS

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

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

- Not Applicable**

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

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

Figure #: **Title:**

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

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

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

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NOTIFICATIONS

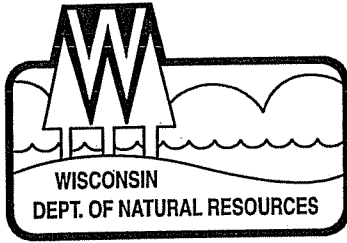
Source Property

- Letter To Current Source Property Owner:** If the source property is owned by someone other than the person who is applying for case closure, include a copy of the letter notifying the current owner of the source property that case closure has been requested.
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying current source property owner.

Off-Source Property

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

- Letter To "Off-Source" Property Owners:** Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.
Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.
Number of "Off-Source" Letters:
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying any off-source property owner.
- Deed of "Off-Source" Property:** The most recent deed(s) as well as legal descriptions, for all affected deeded **off-source property(ies)**. This does not apply to right-of-ways.
Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.
- Letter To "Governmental Unit/Right-Of-Way" Owners:** Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).
Number of "Governmental Unit/Right-Of-Way Owner" Letters:



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
John Gozdzialski, Regional Director

Ashland Service Center
2501 Golf Course Road
Ashland, Wisconsin 54806
Telephone 715-685-2900
FAX 715-685-2909

November 14, 2008

FILE COPY

MS KRISTEN BENSON
ENBRIDGE ENERGY LIMITED PARTNERSHIP
119 N 25TH ST E
SUPERIOR WI 54880

SUBJECT: Final Case Closure
Enbridge Superior Terminal – Tank 9 Pressure Relief Line Release
119 North 25th Street East, Superior, Wisconsin
WDNR BRRTS Activity #02-16-552700

Dear Ms. Benson:

The Department of Natural Resources' Northern Region Closure Committee recently reviewed your request for closure of the case described above. The Northern Region Closure Committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases.

Based on the correspondence and data provided, it appears that your case meets the requirements of ch. NR 726, Wisconsin Administrative Code. The Department considers this case closed and no further investigation or remediation is required at this time.

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

Remaining Residual Soil Contamination

Residual soil contamination remains at post-excavation soil sample locations SS-2 and SS-6 along the clay containment berm, as depicted on the attached Figure 3: Soil Contamination Contour Map submitted to the Department of Natural Resources. If soil in the specific locations described above is excavated in the future, then pursuant to ch. NR 718 or, if applicable, ch. 289, Stats., and chs. 500 to 536, the property owner at the time of excavation must sample and analyze the excavated soil to determine if residual contamination remains. If sampling confirms that contamination is present the property owner at the time of excavation will need to determine whether the material would be considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable standards and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and as a result special precautions may need to be taken to prevent a direct contact health threat to humans.

Ms. Kristen Benson – November 14, 2008
Page 2

GIS Registry

Due to the presence of the contaminated soil described above, the site will be listed on the Remediation and Redevelopment Program's GIS Registry. The specific reasons are summarized below:

Information that was submitted with your closure request application will be included on the GIS Registry. To review the sites on the GIS Registry web page, visit the RR Sites Map page at: <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. If your property is listed on the GIS Registry because of remaining contamination and you intend to construct or reconstruct a well, you will need prior Department approval in accordance with s. NR 812.09(4)(w), Wis. Adm. Code. To obtain approval, Form 3300-254 needs to be completed and submitted to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line at the web address listed above for the GIS Registry or at <http://dnr.wi.gov/org/water/dwg/3300254.pdf>.

The Department appreciates your efforts to restore the environment at this site. If you have any questions concerning this letter or the project in general, please do not hesitate to write or call me at 715-685-2920. I can also be reached by e-mail at Christopher.Saari@Wisconsin.gov.

Sincerely,



Christopher A. Saari
Hydrogeologist

attach. – Figure 3: Soil Contamination Contour Map

cc: Barry Power – Natural Resources Engineering Co.

DEED

409027

THIS INDENTURE, MADE BY INTERSTATE OIL PIPE LINE COMPANY

a Delaware corporation, hereby quitclaims to the LAKEHEAD PIPE LINE COMPANY, INC., a Delaware corporation duly authorized to do business in the State of Wisconsin, Grantee, for the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the following described real estate situated in Douglas County, State of Wisconsin, to-wit:

A parcel of land in the City of Superior, contained in the plat of Southwestern Division, in the Townships of Superior, particularly described as follows: Commencing at the center of Section Thirty-six (36) in Township Forty-nine (49) North of Range Fourteen (14) West; thence westerly Thirty-three (33.6) feet on the East-West centerline of Section Thirty-six (36) which is the point of beginning; thence North a distance of One Thousand One Hundred Fifty-nine and 35/100 (1159.35) feet; thence Southwesterly at an angle of Forty-eight degrees Thirty-six minutes (48°36') from South to West a distance of One Thousand Seven Hundred Sixty and 55/100 (1760.55) feet; thence Easterly at an angle of Eighty-nine degrees Forty-seven and one-half minutes (89°47½') from North to East a distance of One Thousand Three Hundred Twenty and 61/100 (1320.61) feet to the point of beginning.

- All of subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave. Block 13
- All of Southwest 1/4 Block 14
- All of Northeast 1/4 Block 15
- All of West 1/2 Block 16
- All of Southwest 1/4 Block 17
- All of North 1/2 Block 18
- All of Southeast 1/4 Block 19
- All of North 1/2 Block 20
- All of Southwest 1/4 Block 21
- All of Southeast 1/4 Block 22
- All of West 1/2 Block 23
- All of East 1/2 Block 24
- All of North 1/2 Block 25
- All of Southeast 1/4 Block 26
- All of East 1/2 Block 27
- All of West 1/2 Block 28
- All of North 1/2 Block 29
- All of Southeast 1/4 Block 30
- All of West 1/2 Block 31
- All of East 1/2 Block 32
- All of North 1/2 Block 33
- All of Southeast 1/4 Block 34
- All of West 1/2 Block 35
- All of East 1/2 Block 36
- All of North 1/2 Block 37
- All of Southeast 1/4 Block 38
- All of West 1/2 Block 39
- All of East 1/2 Block 40
- All of North 1/2 Block 41
- All of Southeast 1/4 Block 42
- All of West 1/2 Block 43
- All of East 1/2 Block 44
- All of North 1/2 Block 45
- All of Southeast 1/4 Block 46
- All of West 1/2 Block 47
- All of East 1/2 Block 48
- All of North 1/2 Block 49
- All of Southeast 1/4 Block 50
- All of West 1/2 Block 51
- All of East 1/2 Block 52
- All of North 1/2 Block 53
- All of Southeast 1/4 Block 54
- All of West 1/2 Block 55
- All of East 1/2 Block 56
- All of North 1/2 Block 57
- All of Southeast 1/4 Block 58
- All of West 1/2 Block 59
- All of East 1/2 Block 60
- All of North 1/2 Block 61
- All of Southeast 1/4 Block 62
- All of West 1/2 Block 63
- All of East 1/2 Block 64
- All of North 1/2 Block 65
- All of Southeast 1/4 Block 66
- All of West 1/2 Block 67
- All of East 1/2 Block 68
- All of North 1/2 Block 69
- All of Southeast 1/4 Block 70
- All of West 1/2 Block 71
- All of East 1/2 Block 72
- All of North 1/2 Block 73
- All of Southeast 1/4 Block 74
- All of West 1/2 Block 75
- All of East 1/2 Block 76
- All of North 1/2 Block 77
- All of Southeast 1/4 Block 78
- All of West 1/2 Block 79
- All of East 1/2 Block 80
- All of North 1/2 Block 81
- All of Southeast 1/4 Block 82
- All of West 1/2 Block 83
- All of East 1/2 Block 84
- All of North 1/2 Block 85
- All of Southeast 1/4 Block 86
- All of West 1/2 Block 87
- All of East 1/2 Block 88
- All of North 1/2 Block 89
- All of Southeast 1/4 Block 90
- All of West 1/2 Block 91
- All of East 1/2 Block 92
- All of North 1/2 Block 93
- All of Southeast 1/4 Block 94
- All of West 1/2 Block 95
- All of East 1/2 Block 96
- All of North 1/2 Block 97
- All of Southeast 1/4 Block 98
- All of West 1/2 Block 99
- All of East 1/2 Block 100

Intt cert lying East of the East line of Wisconsin Central Railway Company's plat of

That part lying East of the East line of Wisconsin Central Railway Company's right of way of Block 28 all on West Thirty-first Street

Northwest $\frac{1}{2}$ subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave. Block 13

South $\frac{1}{2}$ subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave. Block 13

Northeast $\frac{1}{2}$ except r/w All, except r/w Block 13 Fr. Block 14

All of Block 15

North $\frac{1}{2}$ Block 16

South $\frac{1}{2}$ Block 16

All of Block 16

Southeast $\frac{1}{4}$ Block 17

North $\frac{1}{2}$ Block 18

Southwest $\frac{1}{4}$ Block 18

All of Block 18

All of Block 19

All of Block 20

All of Block 21

That part of the South $\frac{1}{2}$ lying East of the East line of Wisconsin Central Railway Company's right of way of Block 22

North $\frac{1}{2}$ Block 23

That part lying East of the East line of Wisconsin Central Railway Company's right of way of Block 23

Northeast $\frac{1}{4}$, Ely. of Ely. line of W. C. Ry. r/w Block 24

all on West Thirty-third Street Block 25

South $\frac{1}{2}$ subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave. Block 13

All of subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave. Block 14

All of Block 15

All of Block 16

All of Block 17

Northwest $\frac{1}{4}$ Block 18

Northeast $\frac{1}{4}$ Block 18

South $\frac{1}{2}$ Block 18

East $\frac{1}{2}$ Block 19

West $\frac{1}{2}$ Block 19

That part of the North $\frac{1}{2}$ lying East of the East line of Wisconsin Central Railway Company's right of way of Block 20

That part of the Southwest $\frac{1}{4}$ lying East of the East line of Wisconsin Central Railway Company's right of way of Block 20

Block 20

Southeast	Block 20
That part lying East of the East line of Wisconsin Central Railway Company's right of way of all on West Thirty-fifth Street	Block 21
All of subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave.	Block 13
All of	Block 14
North	Block 15
West 1/2 of the Southwest 1/4	Block 15
East 1/2 of the Southwest 1/4	Block 15
All of	Block 16
Southeast	Block 17
North	Block 17
Southwest 1/2 except r/w	Block 17
That part lying East of the East line of Wisconsin Central Railway Company's right of way of	Block 18
That part lying East of the East line of Wisconsin Central Railway Company's right of way of all on West Thirty-seventh Street	Block 19
All of subject to the easement granted the Northern Pacific Railroad Co. for a right of way for its railroad on Newton Ave.	Block 13
That part of the West 1/2 lying East of the East line of Wisconsin Central Railway Company's right of way of	Block 16
That part lying East of the East line of Wisconsin Central Railway Company's right of way of all on West Thirty-ninth Street	Block 15
That part lying East of the East line of Wisconsin Central Railway Company's right of way, subject to the easement granted the Northern Pacific Railroad Company for a right of way for its railroad on Newton Avenue of on West Forty-first Street	Block 13
All of	Block 3
All of	Block 4
all on East Nineteenth Street	Block 4
All of	Block 3
Northeast 1/4	Block 4
Northwest 1/4	Block 4
southeast 1/4	Block 4
all on East Twenty-first Street	Block 4

All of
on East Twenty-third Street Fr. Block 3

All of
on East Twenty-fourth Street Fr. Block 3

all the foregoing in the Townsite of Superior;

Lots Thirty-three (33), Thirty-five (35), Thirty-seven (37),
Thirty-nine (39), Forty-one (41), Forty-three (43), Forty-
five (45) and Forty-seven (47) on East Twenty-second Street

Lots Thirty-four (34), Thirty-six (36), Thirty-Eight (38),
Forty (40), Forty-two (42), Forty-four (44), Forty-six (46),
Forty-eight (48), Fifty (50), Fifty-two (52), Fifty-four (54),
Fifty-six (56), Fifty-eight (58), Sixty (60), Sixty-two (62)
and Sixty-four (64) on East Twenty-third Street

All in sub-division of Block Four (4), East Twenty-third
Street

according to the recorded plat or plats thereof on file and
in the office of the Register of Deeds in and for Douglas
County, Wisconsin.

The following described real estate situated in Douglas
County, Wisconsin:

South Half (S $\frac{1}{2}$) Section Thirty-six (36) Township Forty-nine
(49) North of Range Fourteen (14) West, except the following
described tracts of land:

(a) Government Lot One (1)

(b) A strip of land Four Hundred Feet (400') wide
through the Northwest Quarter Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
lying southeasterly of and adjacent to the present
Northern Pacific Railway Company's right of way

(c) A triangular piece lying northwesterly of Northern
Pacific Railway Company's right of way, S5D96 and
109D52E

(d) A strip of land Three Hundred Feet (300') in width
North and South from the South line of said section and
further extending from the West line to the East line
of said Southwest Quarter (SW $\frac{1}{4}$)

(e) A tract of land described as follows:

Beginning at the Southwest corner of the southeast
Quarter (SE $\frac{1}{4}$) of Section Thirty-six (36) Township
Forty-nine (49) North of Range Fourteen (14) West,
and proceeding North along the Quarter Section line
a distance of One Thousand Four Hundred Eighty-two
and 04/100 (1482.04) feet, thence at an angle of

Ninety Degrees Three and one-half minutes (90°37')
to the right and proceeding for a distance of One
Thousand Six Hundred Sixty (1660.) feet, thence
turning at an angle of Forty-Six Degrees Ten Minutes
Forty Seconds (46°10' 40") to the right, thence pro-
ceeding to the northerly bank of the Nemadji River
as now situated, thence proceeding in a westerly
direction along the bank of the Nemadji River and
following said bank to the south section line of
said southeast Quarter (SE $\frac{1}{4}$), thence proceeding
westerly along the south section line to the point
of beginning, said tract of land containing approx-
imately Fifty-six and 7/10 (56.7) acres more or less

WITNESS the corporate name and seal of said Grantor hereunto affixed by authority of its board of directors on this _____ day of _____, 1951.

IN WITNESS WHEREOF I have hereunto set my hand and official seal, this _____ day of _____, 1951.
BY: *[Signature]*
Its Secretary,
L. L. Baker

IN THE PRESENCE OF:
[Signature]
Notary Public
[Signature]
Frank H. Clark, Jr.

BY: *[Signature]*
Its Secretary,
P. H. Hunter

STATE OF Louisiana)
COUNTY OF Cade) ss:

ON THIS the _____ day of _____, 1951, before me, the undersigned Notary Public in and for Cade Parish, State of Louisiana, personally appeared _____ and _____, who respectively acknowledged themselves to be officers, to wit: _____ and _____ of INDIAN OIL PIPE LINE COMPANY, a corporation, the Grantor in the foregoing instrument, and _____ officers herein authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of said corporation by themselves as such officers and affixing the corporate seal, with the authority of the board of directors of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

[Signature]
Notary Public,
State of _____
My Commission Expires _____

LAKEHEAD PIPE LINE COMPANY, INC.

Superior Terminal

Those areas of Section 35 and 36, Township 49 North, Range 14 West, and Section 31, Township 49 North, Range 13 West, all in Douglass County, Wisconsin, described as follows:

Parcel No. 1

Commencing at the Northeast corner of Section 35; thence Southerly along the East boundary of said Section to the centerline of West 30th Street to the point of beginning; thence Southeasterly along the center of West 30th Street to the North boundary of 25th Avenue East; thence Southwesterly along the Northerly boundary of 25th Avenue East to the East-West centerline of Section 36; thence Westerly along the East-West centerline of Section 36, to the East boundary of Section 35; thence Southerly along the East boundary of Section 35 to the North boundary of 25th Avenue East; thence Southwesterly along the North boundary of 25th Avenue East to the East right-of-way line of the Northern Pacific Railroad as presently installed; thence Northerly along the East right-of-way line of the Northern Pacific Railroad as presently installed to the center of West 30th Street thence Southeasterly along the center of West 30th Street to the point of beginning excepting all street and avenue easements contained therein and the following parcels: the SW 1/4 of Block 25 on West 31st Street; the SE 1/4 of Block 17 on West 35th Street; the E 1/2 of Block 16 on West 37th Street; all that portion of Block 13 on West 35th Street lying East and North of Hill Avenue.

Parcel No. 2 (Pipeline Maintenance Area)

Commencing at the Northeast corner of Section 36; thence Westerly along the North boundary of Section 36 to the North-South centerline of Section 36, also known as the centerline of Bardon Avenue; thence Southerly along the centerline of Bardon Avenue for a distance of approximately 1,440 feet to a point; said point being the point of beginning; thence Southerly along the centerline of Bardon Avenue along a bearing of S 0° 03' 35" E for a distance of 660.78 feet to a point; thence S 41° 27' 35" E for a distance of 545.66 feet to a point; thence N 48° 32' 25" E for a distance of 436.98 feet to the point of beginning; all begin in Section 36, Township 49 North, Range 14 West. Douglas County, State of Wisconsin.

SUPERIOR TERMINAL (continued)

Parcel No. 3

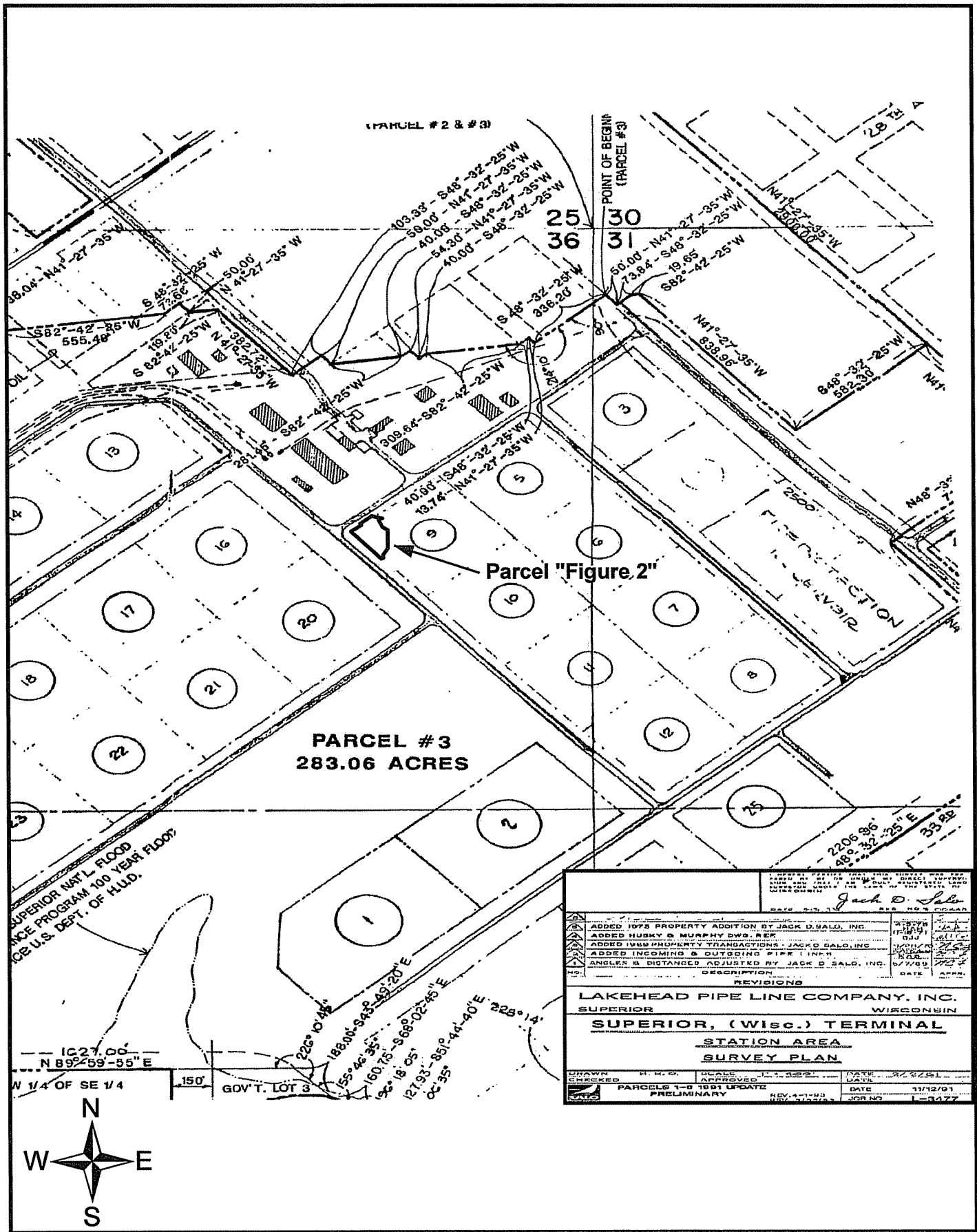
Commencing at the Northeast corner of Section 36; thence Southerly along the East boundary of Section 36 to the centerline of East 18th Street; thence Southeasterly along the centerline of East 18th Street to the North boundary of 28th Avenue East; thence Southwesterly along the North boundary of 28th Avenue East to its junction with the Easterly boundary of East 18th Street being the point of beginning; thence 316.35 feet more or less Southwesterly along the North boundary of 28th Avenue East to a point 250 feet perpendicular to the Northern Pacific Railroad as presently installed; thence 1602.57 feet more or less and 34° 10 feet right more or less and 250 feet parallel to the Northern Pacific Railroad as presently installed to a point on the South boundary of 26th Avenue East; thence Southwesterly along the South boundary of 26th Avenue East, to a point of the East boundary of Bardon Avenue; thence Southerly along the East boundary of Bardon Avenue to a point 1168.79 feet more or less South of the East-West centerline of Section 36; thence 1627.00 feet 89° 56' 30" left; thence 188.00 feet 46° 11' right to a point, more or less on the North boundary of the Nemadji River; thence Easterly along the North boundary of the Nemadji River to a point on the East boundary of Section 36; thence Northerly 670.37 feet more or less along the East boundary of Section 36, to the North boundary of 33rd Avenue East; thence Northeasterly along the North boundary of 33rd Avenue East to the West boundary of East 18th Street; thence Northwesterly along the West boundary of East 18th Street to the center of 31st Avenue East; thence continuing along the same line but known as West 18th Street to the point of beginning. This parcel contains 255.04 acres, more or less. Excepting the portion of East 22nd Street bounded on the North by Block 3 of East 21st Street, on the South by Block 4 of East 23rd Street, on the East by the North boundary of 33rd Avenue East and on the West by a line 200 feet perpendicular and parallel to the North boundary of 33rd Avenue East.

Parcel No. 4

Block 14 on West 21st Street, Townsite of Superior, Douglas County, Wisconsin, containing 2.35 acres more or less.

Parcel No. 5

The E ½ of the SW ¼ and the SE ¼ of Block 6 on West 17th Street; the SW ¼ and the E ½ of the SE ¼ of Block 4 on West 17th Street; the S ½ of Block 2 on West 17th Street; the SW ¼ and W ½ of the SE ¼ of Block 1 on East 17th Street, Townsite of Superior, Douglas County, Wisconsin, containing a total of 4.10 acres more or less.

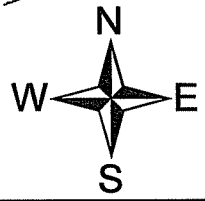


SUPERIOR NAT'L FLOOD DEFENSE PROGRAM 100 YEAR FLOOD
 U.S. DEPT. OF HULLD.

PARCEL #3
283.06 ACRES

Parcel "Figure 2"

JACK D. SALD, INC. 2200 9th St Superior, WI 54880 TEL: 920-322-1111 FAX: 920-322-1112 E-MAIL: jsald@jdsald.com	
NO. 1 DESCRIPTION DATE APPR.	REVISIONS
LAKEHEAD PIPE LINE COMPANY, INC. SUPERIOR WISCONSIN SUPERIOR, (Wisc.) TERMINAL STATION AREA SURVEY PLAN	
DRAWN BY: JPM CHECKED BY: JPM	PLANS APPROVED BY: JPM DATE: 11/12/09 PRELIMINARY



Parcel "Figure 2" Boundary

Enbridge Energy, Limited Partnership
Superior Terminal Tank 9 Relief Line Release
Certified Surveyed Map

DATE ISSUED: 9/08/2008
 DATE REVISED: 11/12/09
 SCALE: Natural
 DRAWN BY: JPM
 SERIES: Tank 9 Relief Line Release

Enbridge Energy, Limited Partnership
119 N 25th Street East
Superior, Wisconsin 54880

I, John McKay, believe that the contaminated area located at the Enbridge Superior Terminal is located within the legal description described below:

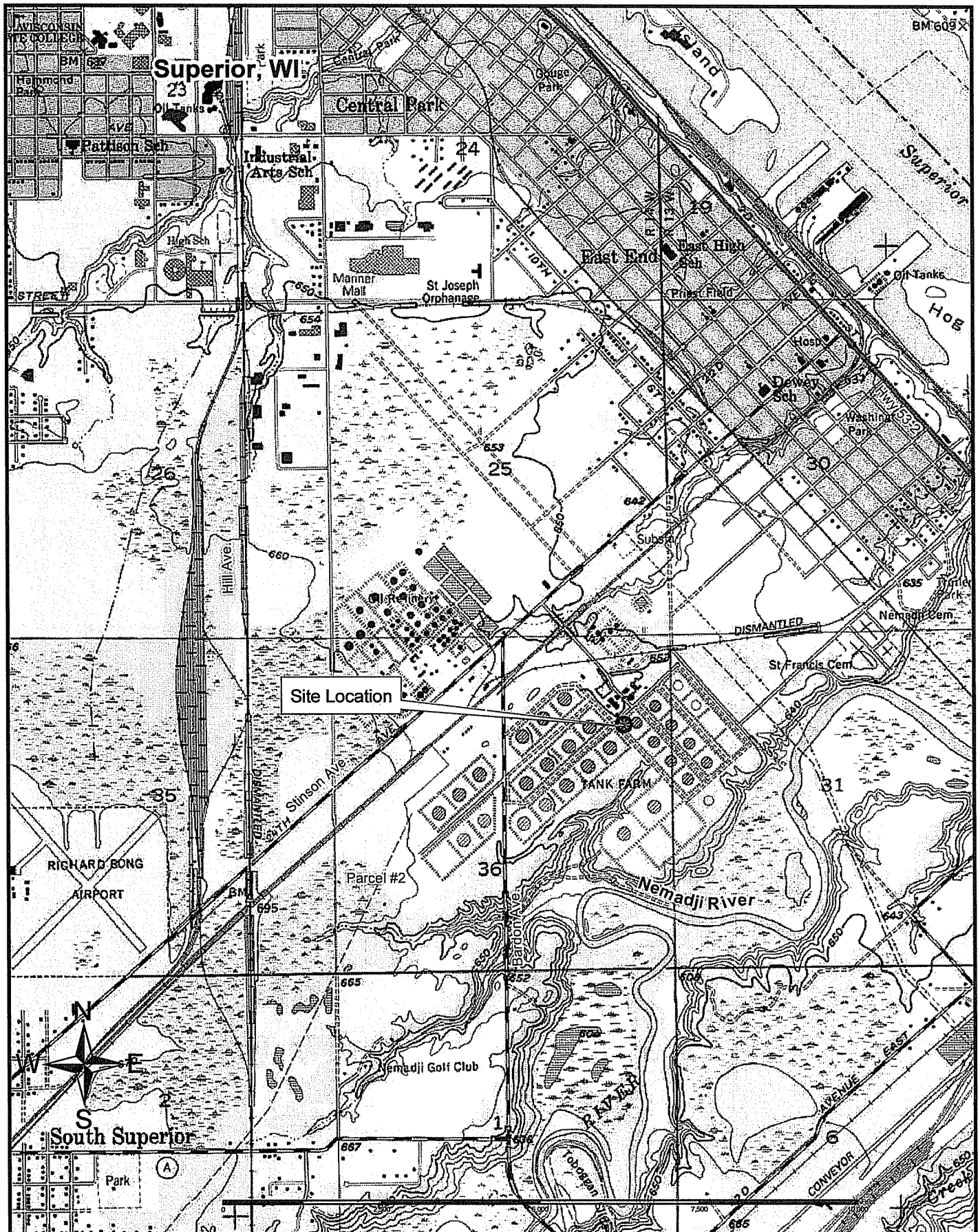
That part of the East half of Northeast Quarter (E1/2 of NE1/4), Section 36, Township 49 North, Range 14 West described as follows:

Commencing at the Northeast corner of Section 36; thence Southerly along the East boundary of Section 36 a distance of approximately 600 feet; thence South 48° 32' 25" West a distance of approximately 725 feet to the point of beginning; thence continuing South 48° 32' 25" West a distance of approximately 475 feet; thence South 41° 27' 35" E a distance of approximately 425 feet; thence North 48° 32' 25" East a distance of approximately 475 feet; thence North 41° 27' 35" West a distance of approximately 425 feet back to the point of beginning; all being in Section 36, Township 49 North, Range 14 West. Douglas County, State of Wisconsin.

The contaminated parcel ("Figure 2"), which is located within the legal description described above, is shown on the attached aerial map.

John McKay
Signature
Supervisor
Lands + R/W Dept.

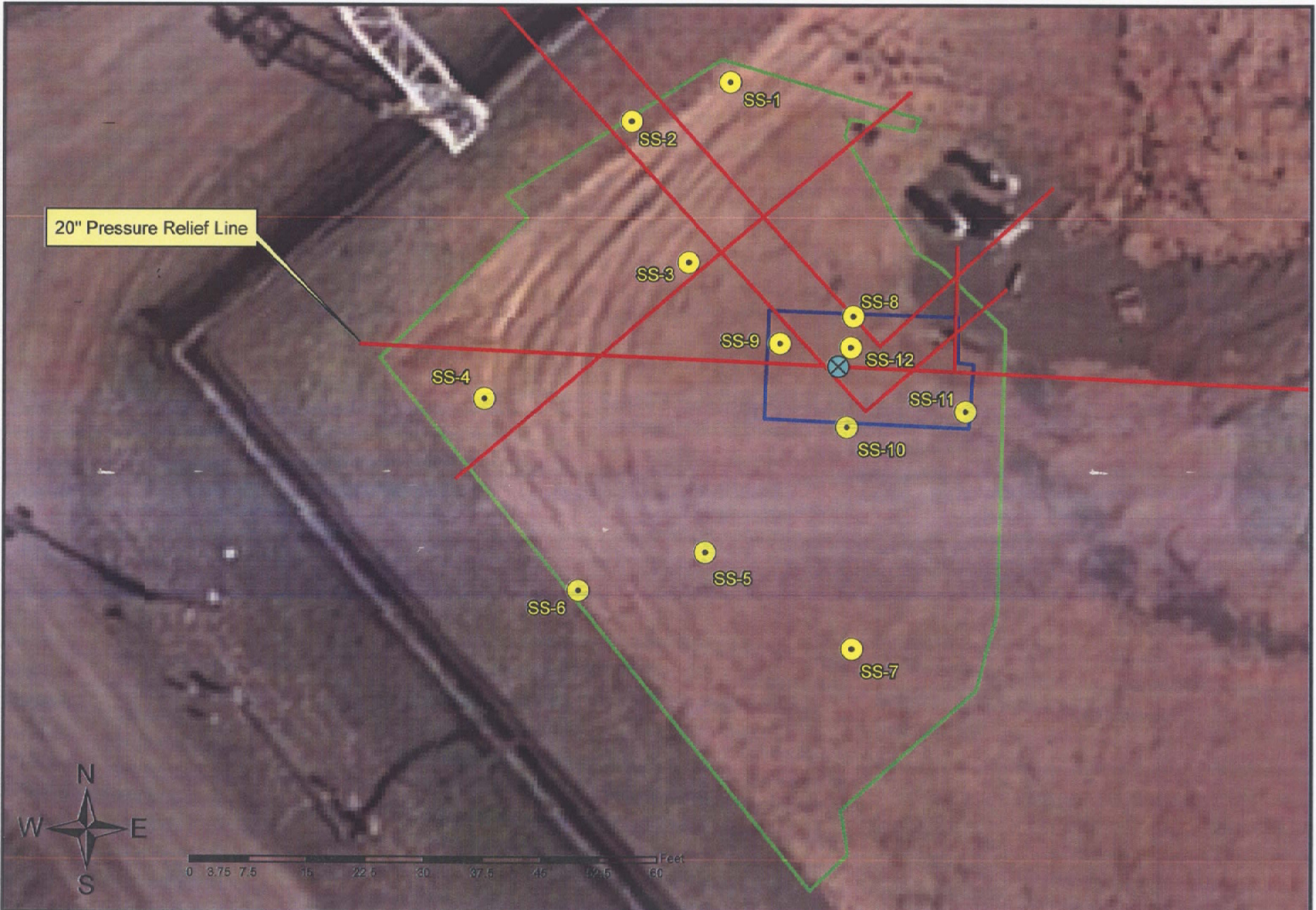
9/19/08
Date



Legend
 ● Site

Enbridge Energy, Limited Partnership
Superior Terminal Tank 9 Pressure Relief Line Release
Figure 1: Site Location Map

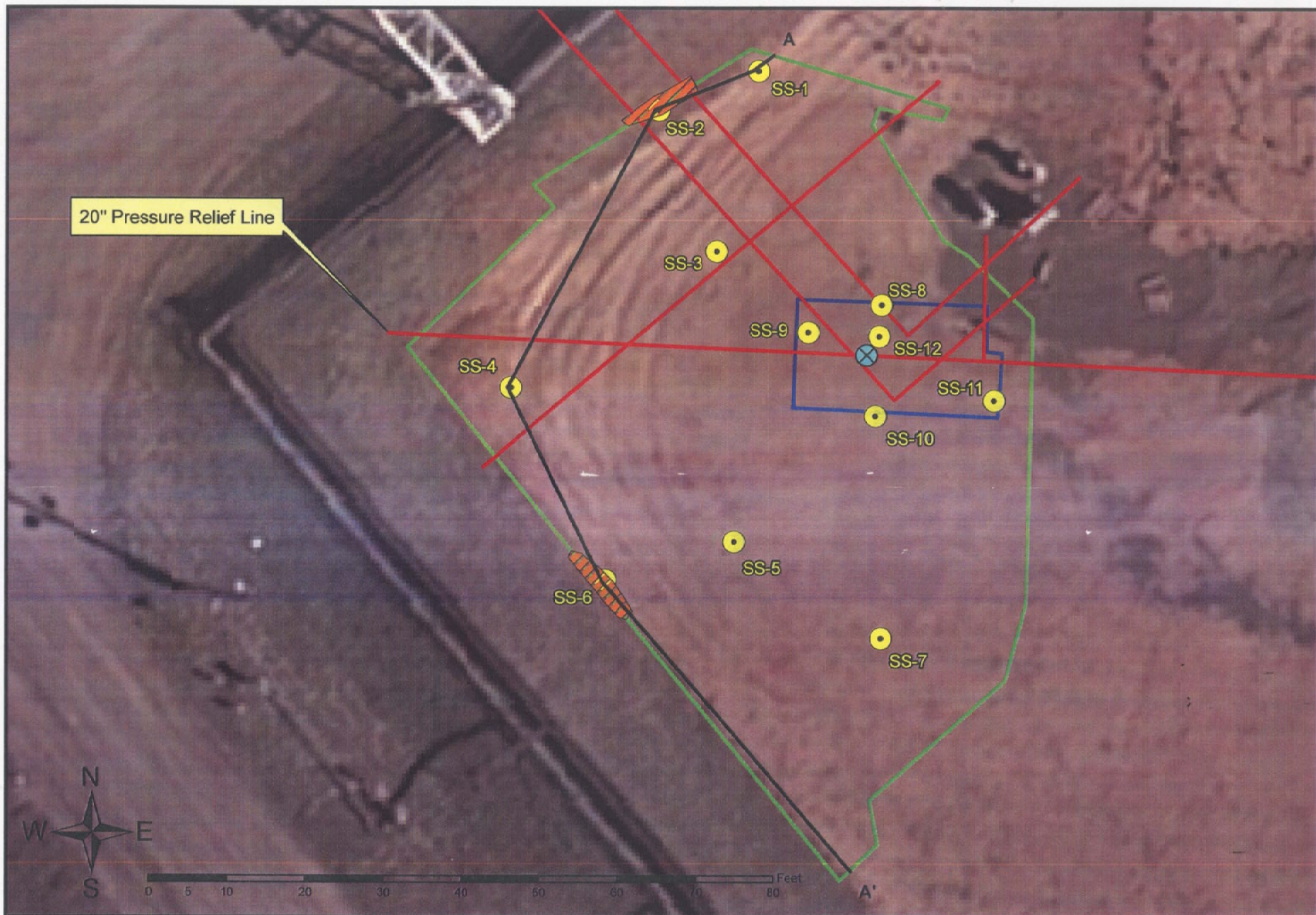
DATE ISSUED: 9/11/2008	Resources
DATE REVISED: 9/11/2008	Engineering Co.
SCALE: 1:24,000	
DRAWN BY: JPM	
SERIES: Tank 9 Relief Line Release	



Legend	
Main Excavation (~8' Deep)	Release Location
Surficial Excavation (~3'-4' Deep)	Soil Sample Location
Pipeline	

Enbridge Energy, Limited Partnership
 Superior Terminal - Tank 9 Pressure Relief Line Release
 Figure 2: Detailed Site Map

DATE ISSUED: 9/2/08	 Natural Resources Engineering Co. 715-395-5680
DATE REVISED:	
SCALE: 1:200	
DRAWN BY: JPM	
SERIES: Tank 9 Relief Line	



20" Pressure Relief Line

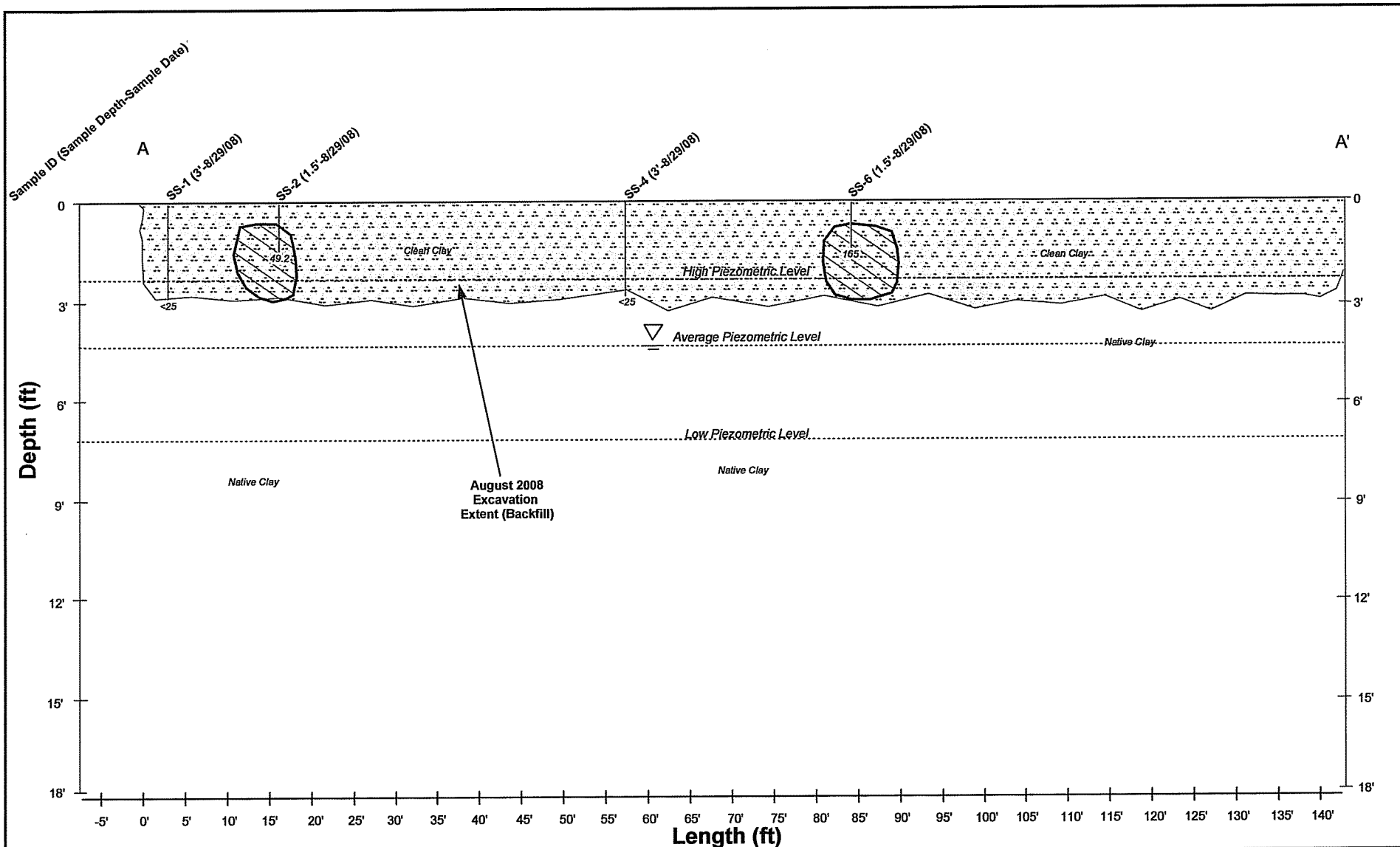


Legend

- Main Excavation (~8' Deep)
- Surficial Excavation (~3'-4' Deep)
- NR720 Exceeding Soil
- ⊗ Release Location
- Soil Sample Location
- Cross-Section A-A'
- Pipeline

Enbridge Energy, Limited Partnership
 Superior Terminal - Tank 9 Pressure Relief Line Release
 Figure 3: Soil Contamination Contour Map

DATE ISSUED: 9/12/08	
DATE REVISED:	
SCALE: 1:200	
DRAWN BY: JPM	
SERIES: Tank 9 Relief Line	
715-395-5680	



Legend	
150	Soil Sample Depth & Benzene Content (ppb)
	Approximate Water Table Elevation
	2008 Excavation Extent
	NR 720 Exceeding Soil

Enbridge Energy, Limited Partnership
Tank 9 Relief Line
Figure 4: Geologic Cross-Section A - A' Map

DATE ISSUED: 9/12/08	
DATE REVISED:	
SCALE: NTS	
DRAWN BY: JPM	
SERIES: Tank 9 Relief Line	745-305-5550

Soil Analytical Results: PVOC
Enbridge Energy, Limited Partnership - Tank 9 Pressure Relief Line Release
All results are in µg/Kg.

Location	Base/Sidewall	Depth (ft)	Date	PID (ppm)	Benzene	Ethylbenzene	Methyl-tert-butyl ether	Toluene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes, m,p	Xylene,o
NR 720 Generic RCL				5.5	2,900			1,500			4,100 (total)	
Direct Contact Industrial RCL				1,100								
SS-1	Base	3.0	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-2	Sidewall	1.5	8/29/2008	< 10	49.2	<25	<25	68.3	<25	<25	<50	<25
SS-3	Base	3.0	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-4	Base	3.0	8/29/2008	< 10	<25	82.5	<25	<25	164	122	<50	<25
SS-5	Base	3.0	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-6	Sidewall	1.5	8/29/2008	< 10	165	114	<25	286	146	63.7	233	94.1
SS-7	Base	3.0	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-8	Sidewall	6.5	8/29/2008	< 10	<25	<25	<25	<25	39	<25	<50	<25
SS-9	Sidewall	6.5	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-10	Sidewall	6.5	8/29/2008	< 10	<25	<25	<25	<25	<25	<25	<50	<25
SS-11	Sidewall	6.5	8/29/2008	45	<25	45.9	<25	<25	91.2	177	<50	<25
SS-12	Base	8.0	8/29/2008	447	<25	<25	<25	<25	<25	<25	<50	<25
MeOH Blank			8/29/2008	NA	<25	<25	<25	<25	<25	<25	<50	<25

Bold results indicate NR 720 Generic RCL exceedences.

Soil Analytical Results: PAH
Enbridge Energy, Limited Partnership - Tank 9 Pressure Relief Line Release
 All results are in µg/Kg.

Location	Base/Sidewall	Depth (ft)	Date	Acenaphthene	Acenaphthylene	Anthracene	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(g,h)perylene	Benzo(k)fluoranthene	Indeno(1,2,3-cd)pyrene	Chrysene	Dibenzo(a,h)anthracene	Fluoranthene	Fluorene	2-Methylnaphthalene	1-Methylnaphthalene	Naphthalene	Phenanthrene	Pyrene
Protection of Groundwater RCL				3.8 x 10 ⁴	700	3.6 x 10 ⁸	1.7 x 10 ⁴	4.8 x 10 ⁴	3.6 x 10 ⁵	6.8 x 10 ⁵	8.7 x 10 ⁵	6.8 x 10 ⁵	3.7 x 10 ⁴	3.8 x 10 ⁴	5 x 10 ⁵	1 x 10 ⁵	2 x 10 ⁴	2.3 x 10 ⁴	400	1.8 x 10 ³	8.7 x 10 ⁵
Direct Contact Industrial RCL				6 x 10 ⁷	3.6 x 10 ⁵	3 x 10 ⁸	3.9 x 10 ³	390	3.9 x 10 ³	3.9 x 10 ⁴	3.9 x 10 ⁴	3.9 x 10 ³	3.9 x 10 ⁵	390	4.0 x 10 ⁷	4.0 x 10 ⁷	4.0 x 10 ⁷	7.0 x 10 ⁷	1.1 x 10 ⁵	3.9 x 10 ⁵	3.0 x 10 ⁷
SS-1	Base	3.0	8/29/2008	<1.3	<2.5	<6.6	<12.0	<5.2	<8.2	<6.1	<8.9	<6.1	<5.0	<6.7	<1.6	<1.3	3.7	<2.7	2.3	<2.9	<1.5
SS-2	Sidewall	1.5	8/29/2008	<1.2	<2.2	<5.8	<10.7	8.8	8.1	7.5	<7.9	<5.4	11.0	<6.0	8.6	<1.2	<2.4	<2.4	2.0	3.9	7.2
SS-3	Base	3.0	8/29/2008	<1.2	<2.3	<6.1	<11.2	<4.8	<7.6	<5.6	<8.3	<5.6	<4.6	<6.2	3.4	1.2	4.5	3.1	2.7	3.0	3.0
SS-4	Base	3.0	8/29/2008	2.7	<2.4	<6.3	<11.6	<5.0	<7.9	<5.8	<6.6	<5.8	<4.8	<6.5	6.1	20.2	19.7	19.7	14.5	19.2	4.0
SS-5	Base	3.0	8/29/2008	<1.3	<2.3	<6.3	<11.4	<5.0	<7.8	<5.8	<8.5	<5.8	<4.7	<6.4	<1.5	<1.2	<2.5	<2.5	<1.7	<2.7	<1.4
SS-6	Sidewall	1.5	8/29/2008	<1.3	<2.3	<6.3	<11.5	<5.0	<7.8	<5.8	<8.5	<5.8	<4.7	<6.4	<1.5	2.7	14.6	12.0	6.6	6.2	<1.4
SS-7	Base	3.0	8/29/2008	<1.2	<2.2	<6.0	<11.0	<4.8	<7.4	<5.5	<8.2	<5.5	<4.5	<6.1	7.1	<1.2	<2.4	<2.4	2.1	3.2	4.9
SS-8	Sidewall	6.5	8/29/2008	<1.3	<2.4	<6.4	<11.7	<5.1	<8.0	<5.9	<8.7	<5.9	<4.8	<6.6	12.1	1.6	8.5	5.2	5.9	4.1	8.6
SS-9	Sidewall	6.5	8/29/2008	2.3	<2.4	19.1	<11.8	6.3	<8.0	<6.0	<8.8	<5.9	8.5	<6.6	19.7	3.0	20.9	12.8	25.2	14.7	14.2
SS-10	Sidewall	6.5	8/29/2008	<1.3	<2.4	<6.4	<11.7	<5.1	<7.9	<5.9	<8.7	<5.9	<4.8	<6.5	2.8	<1.3	<2.6	<2.6	1.7	<3.2	2.1
SS-11	Sidewall	6.5	8/29/2008	3.3	<2.4	<6.4	<11.8	<5.1	<8.0	<5.9	<8.7	<5.9	<4.8	<6.6	<1.6	14.3	46.8	60.0	13.9	20.8	1.6
SS-12	Base	8.0	8/29/2008	<1.3	<2.4	<6.6	<12.0	<5.2	<8.1	<6.0	<8.9	<6.0	<4.9	<6.7	9.7	3.8	13.5	7.9	15.7	7.0	6.9