

**State of Wisconsin - Department of Natural Resources
Substance Release Notification Report (SERTS)
Report created on 12/16/2009**

Incident Date & Time: 05/11/2009	Reported Date & Time: 05/11/2009	BRRTS No: 04-44-554591	Spill ID: 20090511NO44-1
DATCP Reported? No DATCP Transferred? No	NFA Letter Sent? No	ERP Transferred? No	Incident Closed? Yes : 12/16/2009

Location			
Region: NO	County: Oneida	Municipality: LAKE TOMAHAWK, TOWNSHIP OF	
Facility/Property Name and Street Address: LAKE TOMAHAWK MINI MART 7205 STH 47		Description:	
Facility Type: Business/Commercial/Retail(Small Biz/Whse/Shop/Store/Rstrnt)			
Lat/Long:		PLSS:	WTM:
Weather Conditions:			

Responsible Parties			
Name/Address (1): DAVID TERESINSKI 1816 TIMBERSHORE DR. THREE LAKES, WI 54562- (715) 617-0848 x Primary	Contact:	Other Contact:	Spill Packet:

Cause
PUMPING UST CONTENTS TO GROUND.
Cause Type: Improper Disposal

Substances						
Name	Other / Comments	Amt Released	Amt Recovered	Type	Color	Odor
Gasoline		LT 50.0 Gal	LT 50.0 Gal	LIQUID		

Environmental Impacts / Damages			
Environmental Impacts: CONCRETE SOIL	Resource Damages: No	Injuries: No	Evacuation: No

Cleanup Actions	
Method	Description
Absorbent (oil dry, sand, sawdust)	
Excavation	

Cleanup Action Comments

Contractors Hired	
Name	Description
REI (REMEDIAL ENGINEERING, INC.)	

Waste Destinations	
Location	Description

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 Substance Release Notification Report (SERTS)
 Report created on 12/16/2009**

Agencies Notified / On Scene				
Agency	Notified	On Scene		
DNR	X			
Additional Comments				
REI SUBMITTED RESPONSE REPORT DATED JULY 27, 2009.				
Enforcement Action/Citation				
Enforcement Action/Citation? No				
Case Activity Reports:				
Person Reporting				
Name	Representing / Address	Primary Phone	Secondary Phone	
ONEDA COUNTY EMERGENCY MANAGEMENT				
Contractors Hired				
Name / Address			Zone Contractor Hired by DNR?	
			No	
Contacts				
Role	Name	Office Phone	Date	Time
Prepared By:	JOHN SAGER		12/16/2009	
Person Notified:	JOHN SAGER	(715) 365-8959 x	05/11/2009	
Investigated By:	JOHN SAGER	(715) 365-8959 x	05/11/2009	
Incident Commander:				
Spill Coordinator:	JOHN SAGER, NO Region	(715) 365-8959 x	12/16/2009	
Electronic Attachments (list)				
Name				Type



Transportation • Municipal • Site Development • GPS
Remediation • Environmental Assessments • Emergency Response • Safety

July 27, 2009

Mr. John Sager
Northern Region Spill Response Coordinator
Wisconsin Department of Natural Resources
107 Sutliff Ave.
Rhineland, WI 54501

Subject: Petroleum Spill
Northland Petroleum/Lake Tomahawk Mini-Mart
7205 Hwy 47
Lake Tomahawk, WI 54539

Dear Mr. Sager:

Please find the enclosed Emergency Response Report documenting response to the release, which occurred June 23, 2009.

Please contact me at (715) 675-9784 with any questions or comments.

Sincerely,
REI Engineering, Inc.

Jason Christopherson, M.S.
Environmental & Safety Consultant/Project Manager

CC: Mr. Dave Teresinski, Northland Petroleum Corp., 6827 Airport Rd., Three Lakes, WI 54562
Auto-Owners Insurance (Claim # 65-1564-09), PO Box 1709, Eau Claire, WI 54702

**EMERGENCY RESPONSE REPORT
LAKE TOMAHAWK MINI MART
7205 BRADLEY STREET
LAKE TOMAHAWK, WI 54539**

REI PROJECT #5198

PREPARED FOR:

**Wisconsin DNR
Attn: Mr. John Sager
107 Sutliff Ave.
Rhineland, WI 54501
(715) 365-8959**

PREPARED BY:

**REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401
(715) 675-9784**

July 2009

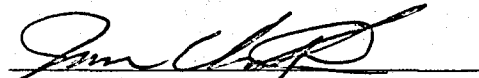
EMERGENCY RESPONSE REPORT

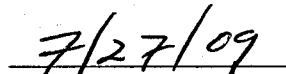
PETROLEUM SPILL
LAKE TOMAHAWK MINI MART
7205 BRADLEY STREET
LAKE TOMAHAWK, WI 54539

REI #5198

The recommendations contained in this report are based on the information obtained from our study of the site and were arrived at in accordance with accepted hydrogeologic and engineering practices at this time and location. Other than this, no warranty is implied.

"I, Jason Christopherson, hereby certify that I am a scientist as that term is defined in s. NR 712.03 (3), Wis. Adm. Code, and that, to the best of my knowledge, all of the information contained in this document is correct and the document was prepared in compliance with all applicable requirements in chs. NR 700 to 726, Wis. Adm. Code."


Environmental Scientist


Date

"I, Andrew R. Delforge, hereby certify that I am a registered Professional Geologist in the state of Wisconsin as defined in Wisconsin Statutes Chapter 470.01. I also certify that I am a hydrogeologist as that term is defined in s. NR 712.03 (1), Wis. Adm. Code, and that, to the best of my knowledge, all of the information contained in this document is correct and the document was prepared in compliance with all applicable requirements in chs. NR 700 to 726, Wis. Adm. Code."

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EMERGENCY RESPONSE REPORT

PETROLEUM SPILL LAKE TOMAHAWK MINI MART 7205 BRADLEY STREET LAKE TOMAHAWK, WI 54539

REI #5198

1.0 INTRODUCTION

This report presents the results of an environmental emergency response performed at the Mini Mart spill located at 7205 Hwy 47, Lake Tomahawk, Oneida County, WI. The site location is shown in Figure 1. The response was initiated when REI Engineering, Inc. (REI) received a call for assistance from Dave Teresinski, Northland Petroleum Corp., on Wednesday, June 24, 2009, to respond to a spill of petroleum and water. REI was informed that a hose failure occurred during the pump out of an underground storage tank (UST) containing a mixture of petroleum and water on the evening of June 23, 2009. Northland Petroleum Corp. was performing maintenance on the tank. When REI arrived at the site, there were already fifteen (15) bags of oil dry dispersed in affected areas in an attempt to contain the spill. Also present at the site was a full 55-gallon poly drum containing a mixture of water and petroleum product.

The purpose of this report is to document the emergency actions taken by REI to protect the public health and safety of the property surrounding the petroleum spill, and to impede the migration of the product to other environmentally sensitive areas. The following detail is in accordance with Chapter NR 708 Wisconsin Administrative Code final report criteria under NR 708.09 (1) for no further response action.

2.0 HAZARDOUS SUBSTANCE DISCHARGED, TOXICITY, MOBILITY AND VOLUME- NR

708.09 (1)(A)

The petroleum and water mixture spilled onto the gravel along the southwest corner of the property, and onto Arbutus Drive. The spill continued southbound across Arbutus Drive, and into the Arbutus Drive and Lilly Street intersection. The flow continued southeast for approximately 20 feet along the northeast side of Lilly Street before crossing the street and flowing approximately an additional 175 feet southeast along the southwest side of Lilly Street

where it pooled in a wooded area adjacent to Lilly Street. Neither Arbutus Drive nor Lilly Street had paved curbs, but the petroleum was contained directly adjacent to both roadways along the path of flow and before reaching the pooling area. There were no storm sewers in the immediate area. The volume of the petroleum and water spill was not determined, but is believed to be less than fifty-five (55) gallons based on witness statements and on-site observations. A site map is included in Figure 2.

3.0 DURATION OF DISCHARGE – NR 708.09(1)(B)

The spill was reported as occurring sometime during the evening of June 23, 2009. REI received notice of the spill at 5:09 PM on the night of June 24, 2009, and therefore is not aware of the duration of the discharge. Based on all accounts of witnesses involved and the amount of product discharged, it is believed that the duration of the discharge most likely lasted less than one hour.

4.0 TIME DISCHARGE WAS RESPONDED TO AND PROPERLY CONTAINED – NR 708.09(1)(C)

REI was informed that the spill occurred sometime during the evening of June 23, 2009. REI was contacted at 5:09 PM on June 24, 2009 for spill response assistance. REI arrived onsite at 6:40PM on the evening of June 24, 2009 to containerize all spilled materials present at the surface. There were fifteen (15) bags of oil dry previously dispersed and left along the roadway at the spill site. All traffic was effectively shut down to the affected area to prevent the spread of contamination. All dispersed oil dry was recovered and placed into drums. Three full drums containing a total of one-half (0.50) ton of this material was removed from the site and disposed of in the Lincoln County Landfill. One full poly drum of a petroleum and water mixture was onsite, and was transferred to a DOT approved drum, and removed from the site. This material was disposed of through Chief Liquid Waste, Inc. All disposal documentation is included in Appendix C. The initial response activity lasted about two and one-half (2.5) hours on-site. After the initial response activities, REI returned to the site on July 8th, 2009 to provide oversight for the excavation of impacted soil and gravel as a result of the release. All impacted soil was removed, and backfilled with fresh gravel and soil, and the soil was seeded with new grass.

5.0 MITIGATION EFFORTS THAT MAY HAVE ACCELERATED MIGRATION OF POLLUTION OR HAZARDOUS SUBSTANCES NR 708.09(1)(D)

There were no mitigation efforts that accelerated the migration of the petroleum and water mixture.

6.0 WEATHER CONDITIONS – NR 708.09 (1)(E)

Weather conditions at the time of the release were seasonally warm with no precipitation.

7.0 MIGRATION POTENTIAL OF THE CONTAMINATION – NR 708.09 (1)(F)

REI personnel provided oversight for the excavation of the contaminated gravel and soil from the spill site on July 8, 2009. The spill area consisted of a portion of gravel along the southwest portion of the property leading from the underground storage tank area to Arbutus Drive, and areas of soil directly adjacent to portions of Arbutus Drive and Lilly Street. SGS Environmental Contracting, LLC was contracted to excavate and transport the contaminated gravel and soil. Traffic was controlled during the excavation. The petroleum and water was spilled onto, and seeped into, the gravel along the UST area, along ditches of Lilly Street and Arbutus Drive, and a pooling area along Lilly Street. Spill site conditions are depicted in the photographs which are included in Appendix A. After excavation of the contaminated gravel and soil, three (3) confirmatory soil samples were taken. Two (2) confirmatory soil samples were taken from the bottom of the gravel UST area and labeled "S1" and "S2". S1 was located nearer to the UST area, and S2 closer to Arbutus Drive. One (1) confirmatory soil sample was taken from the pooling area along Lilly Street and labeled "S3". The confirmatory soil samples S1 and S2 had no detections of petroleum volatile organic carbons (PVOCs) or naphthalene over the NR 720 residual contaminant levels (RCLs). Confirmatory soil sample S3 had detections of benzene over the NR 720 residual contaminant levels (RCLs). Soil sample locations are displayed in Figure 2. Full laboratory analytical results are included in Appendix B. Soil sample analytical results are summarized in Table 1.

8.0 NATURE AND SCOPE OF IMMEDIATE ACTION CONDUCTED - NR 708.09 (1)(G)

REI personnel coordinated and provided oversight for the excavation of contaminated gravel and soil. The contaminated material was transported from the site and disposed of at the Lincoln County Landfill in the commercial biopile. The excavations were of different sizes. The UST area excavation was approximately four (4) feet wide by eighteen (18) feet long with a depth

varying from six (6) inches to eighteen (18) inches. The pooling area excavation along Lilly Street was approximately six (4) feet wide by seven (7) feet long with a depth varying from six (6) inches to twelve (12) inches. Other excavations along both Arbutus Drive and Lilly Street included any impacted topsoil directly adjacent to the roadways. The excavation yielded 11.01 tons of contaminated soil and gravel. SGS Environmental Contracting, LLC transported the excavated gravel and soil to the Lincoln County Landfill for disposal in the commercial biopile. Documentation of disposal, including all oil dry, excavated soil and gravel, and the petroleum and water mixture is included in Appendix C. Spill site condition is depicted during the cleanup effort in the photographs which are included in Appendix A. Areas of excavation are depicted in Figure 2.

9.0 SAMPLING RESULTS TO CONFIRM ADEQUACY OF THE RESPONSE - NR 708.09 (1)(H)

A sample labeled "LF1" was obtained from the surface of the contaminated gravel at the UST area before excavation. Odor emanating from the gravel indicated a significant amount of petroleum contamination. On-site monitoring indicated that significant surface contamination was evident. Handheld photoionization detector (PID) measurements indicated 88.2 instrument units for the sample. Laboratory results indicated high levels of petroleum volatile organic carbons (PVOC) and naphthalene contamination at the surface.

Three (3) laboratory samples were collected as confirmatory samples from the bottom of the excavations and analyzed for PVOC and naphthalene. The samples labeled S1 and S2 were collected from the bottom of the UST area excavation. The samples labeled S1 and S2 had no detections of PVOC or naphthalene over the NR 720 residual contaminant levels (RCLs). Utilities present at the S2 location restricted excavation to six (6) inches. PID measurements for S1 and S2 were 0.8 and 5.6 instrument units respectively.

Before excavation, little odor was present at the topsoil at the pooling area along Lilly Street. The sample labeled S3 was collected from the pooling area along Lilly Street at the bottom of the excavation. The sample contained benzene at 49 parts per billion (ppb), which exceeds the NR 720 residual contaminant level (RCL) of 5.5 ppb. Underground utilities restricted the excavation to six (6) inches. All other parameters of S3 were below the NR 720 RCLs. PID measurements after excavation were 0.5 instrument units at the bottom of the excavation. No odor was

detectable at the bottom of the excavation. The complete laboratory analytical report is included in Appendix B. Soil sample analytical results are summarized in Table 1.

Three (3) laboratory samples were collected from potable wells on neighboring properties. The potable well sample labeled "Fassbender PW" is from a potable well owned by John Fassbender located at 7933 Arbutus Drive. The potable well sample labeled "JJ Sport Shop PW" is a potable well owned by Jeffrey and Jean Smith located at 7197 Bradley Street. The potable well sample labeled "Schueller PW" is a potable well owned by Gerald Schueller and located at 7187 Lilly Street. The laboratory samples were analyzed for PVOC and drinking water VOC. Lab results from all sampled potable wells resulted in contaminant levels below the detection levels of lab instrumentation. Letters were sent to each of the above property owners detailing the laboratory results of their potable well. The complete laboratory analytical report is included in Appendix B. Potable well sample analytical results are summarized in Table 2.

10.0 VISUAL AND OLFACTORY EVIDENCE OF CONTAMINATION - NR 708.09 (1)(I)

Visual and olfactory evidence of fuel contamination was present to REI personnel during the excavation of contaminated soil on July 8, 2009.

11.0 ACTUAL OR POTENTIAL ENVIRONMENTAL IMPACTS - NR 708.09 (1)(J)

The contaminated gravel and soil was excavated and removed. The excavation was backfilled with clean gravel and topsoil. The contaminated materials were transported to the Lincoln County Landfill for disposal in the commercial biopile. The area immediately surrounding the spill site is residential property with potable wells. There are several potable wells within three hundred (300) feet of the spill site. Sampled potable wells did not contain any PVOC or drinking water VOC above instrument detection levels, therefore it is expected that other surrounding potable wells were not impacted as a result of the spill. Confirmatory samples S1 and S2 contained no detections of PVOC or naphthalene at or above applicable RCLs. Even though S3 contained benzene above the applicable RCL, there were no other contaminants present above any applicable RCL. Also, field PID measurements and odor indicated minimal contamination at the bottom of the S3 excavation. Further excavation at the S3 site is limited by the presence of utilities.

12.0 PROXIMITY OF CONTAMINATION TO RECEPTORS - NR 708.09 (1)(K)

The petroleum and water spill was limited to the shoulder and ditch of Lilly Street and Arbutus Drive, and the gravel area along the UST area. There are multiple residences in the proximity of the spill, each containing potable wells. Three nearby resident potable wells were sampled and tested. The potable wells were JJ Sport Shop, located about one hundred twenty (120) feet to the northeast of the pooling area along Lilly Street, and John Fassbender's and Gerald Schueller's potable wells, located within sixty (60) feet of impacted areas. There are several other potable wells within three hundred (300) feet of the spill area.

13.0 PRESENT AND ANTICIPATED FUTURE LAND USE - NR 708.09 (1)(L)

This petroleum and water spill occurred in the Town of Lake Tomahawk. Anticipated future land use of the spill area is expected to be similar to its current use.

14.0 EVALUATE IF ROUTES OF EXPOSURE ARE PROTECTIVE AND ENVIRONMENT HAS BEEN RESTORED TO THE EXTENT PRACTICABLE – NR 708.09 (1)(M)

Exposure routes have been eliminated and the environment has been restored to the extent practicable. Even though confirmatory sample S3 had benzene detections above applicable RCLs, no odor was present at the bottom of the excavation, and field PID measurements of VOC were minimal. Further excavation at the S3 site was limited due to the presence of utilities in the area. REI recommends that no further remedial action is necessary at the petroleum and water spill site at the Lake Tomahawk Mini Mart, which occurred on June 23, 2009.

15.0 OTHER RELEVANT INFORMATION – NR 708.09 (1)(M)

The site is located in SE ¼ of the NE ¼ of Section 3, Township 38 North, Range 7 East, Town of Lake Tomahawk, Oneida County, WI. The site is located along the intersection of Lilly Street and Arbutus Drive. The WTM coordinates for the spill site are 551664, 593375. A site vicinity map is included as Figure 1. A map of WTM coordinates is included in Appendix D.

16.0 CONCLUSION AND RECOMMENDATIONS

Based upon observations of site conditions prior to and following cleanup activities, the spill of petroleum and water has been remediated and poses minimal threat to the environment. Actual and potential environmental impacts have been eliminated to the extent practicable with the removal of the contaminated gravel and soil. No further action should be required.

Table 1
SOIL SAMPLE ANALYTICAL RESULTS
Lake Tomahawk Mini Mart Spill

				Date-->	7/8/09	7/8/09	7/8/09	7/8/09
				Boring-->	LF1	S1	S2	S3
				Sample Depth--(Feet)>	0	1.0	0.5	0.5
Petroleum VOC's (ug/kg)	RCL	Table 1	Table 2					
Benzene	5.5	8,500	1,100	<16	<16	<16	49	
Ethylbenzene	2,900	4,600	NS	<18	<18	<18	<18	
Toluene	1,500	38,000	NS	968	<17	51.0	99.0	
Xylenes (Total)	4,100	42,000	NS	47,100	<37	178	<37	
Methyl tert Butyl Ether	NS	NS	NS	<11	<11	<11	<11	
1,2,4-Trimethylbenzene	NS	83,000	NS	81,000	<13	92	<13	
1,3,5-Trimethylbenzene	NS	11,000	NS	24,900	<18	44	<18	
Naphthalene	NS	2,700	NS	24,400	<18	<18	<18	

Notes:

RCL - NR 720 Soil Residual Contaminant Level

Table 1 - COMM 46 Table 1 Value - Indicates Petroleum Product in Soil Pores

Table 2 - Direct Contact Standard

< - Concentration below listed laboratory detection limit

NS - No Standard

Bold - Exceeds RCL

Outline - Exceeds Table 1

Italic - Exceeds Table 2

Table 2
POTABLE WELL SAMPLE ANALYTICAL RESULTS
Lake Tomahawk Mini Mart Spill

PARAMETER	ES	Date-->	7/8/09	7/8/09	7/8/09
		PAL	Fasbender PW	JJ Sport Shop PW	Schueller PW
Detected VOC's (ug/L)					
1,1,1-Trichloroethane	200	40	<0.50	<0.50	<0.50
1,1,2-Trichloroethane	5	0.5	<0.40	<0.40	<0.40
1,1-Dichloroethylene	7	0.7	<0.40	<0.40	<0.40
1,2,4-Trichlorobenzene	70	14	<0.50	<0.50	<0.50
1,2-Dichlorobenzene	600	60	<0.80	<0.80	<0.80
1,2-Dichloroethane	5	0.5	<0.30	<0.30	<0.30
1,2-Dichloropropane	5	0.5	<0.40	<0.40	<0.40
1,4-Dichlorobenzene	75	15	<0.80	<0.80	<0.80
Benzene	5	0.5	<0.20	<0.20	<0.20
Carbon Tetrachloride	5	0.5	<0.30	<0.30	<0.30
Chlorobenzene			<0.20	<0.20	<0.20
cis-1,2-Dichloroethylene	70	7	<0.40	<0.40	<0.40
Ethylbenzene	700	140	<0.20	<0.20	<0.20
Total Xylenes	10,000	1,000	<1.00	<1.00	<1.00
Methylene Chloride	5	0.5	<0.40	<0.40	<0.40
Methyl-tert-Butyl Ether	60	12	<0.300	<0.300	<0.300
Naphthalene	100	10	<0.800	<0.800	<0.800
Styrene	100	10	<0.10	<0.10	<0.10
Tetrachloroethene	5	0.5	<0.30	<0.30	<0.30
Toluene	1,000	200	<0.40	<0.40	<0.40
trans-1,2-Dichloroethylene	100	20	<0.50	<0.50	<0.50
Trichloroethene	5	0.5	<0.40	<0.40	<0.40
Trimethylbenzenes (1,2,4- and 1,3,5- combined)	480	96	<0.840	<0.840	<0.840
Vinyl Chloride	0.2	0.02	<0.20	<0.20	<0.20

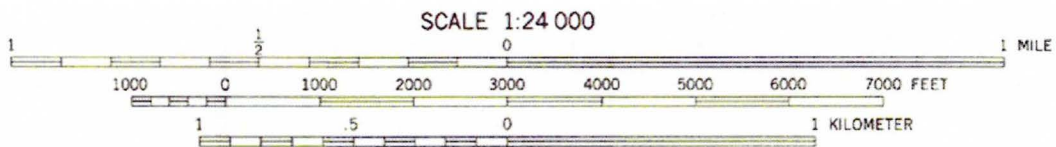
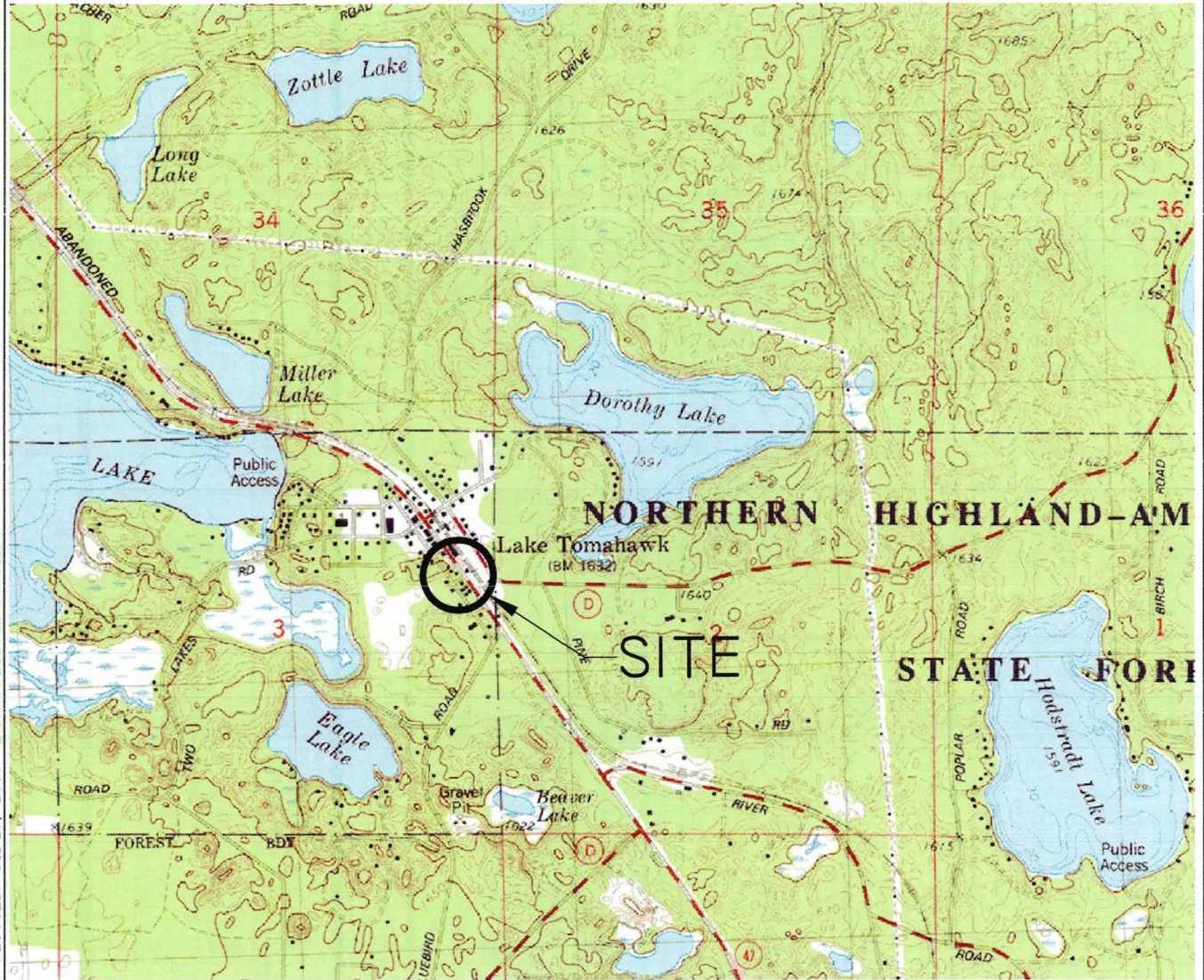
PAL = Preventive Action Limit

ES = Enforcement Standards

BOLD	= Exceeds Enforcement Standard
<i>Italic</i>	= Exceeds Preventative Action Limit

NA - Not Analyzed

< - Concentration less than listed detection limit



CONTOUR INTERVAL 10 FEET
 NATIONAL GEODETIC VERTICAL DATUM OF 1929



QUADRANGLE LOCATION



UTM GRID AND 1982 MAGNETIC NORTH
 DECLINATION AT CENTER OF SHEET

LAKE TOMAHAWK, WIS.

SE/4 MINOCQUA 15' QUADRANGLE
 N4545-W8930/7.5

1982

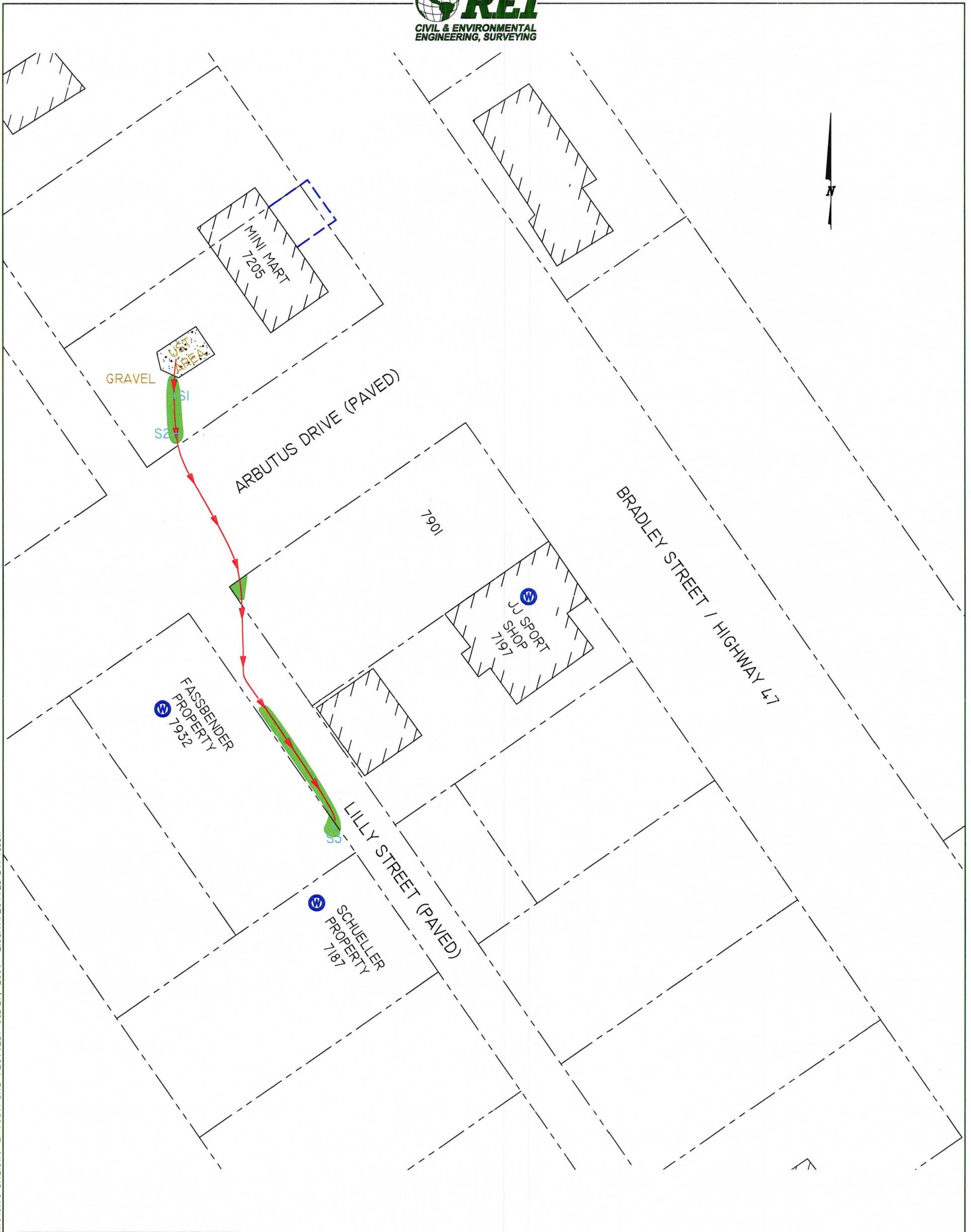
REI Engineering, INC.

DRAWING FILE: J:\DRAFTING\5198-LI MINI-MART\DWG\5198-VICN.DWG LAYOUT: VICN PLOTTED: JUL 27, 2009 - 2:09PM PLOTTED BY: TODDW

LAKE TOMAHAWK MINI MART
 7205 BRADLEY STREET
 LAKE TOMAHAWK, WISCONSIN

FIGURE 1 : SITE VICINITY MAP

PROJECT NO.	5198	DRAWN BY:	TAW	DATE:	7/17/2009
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DRAWING FILE: J:\DRAFTING\5198-LT MINI-MART\DWG\5198-SITE.DWG LAYOUT: SITE PLOTTED: JUL 27, 2009 - 2:08PM PLOTTED BY: TODDW

LEGEND

0 40
SCALE: 1" = 40'

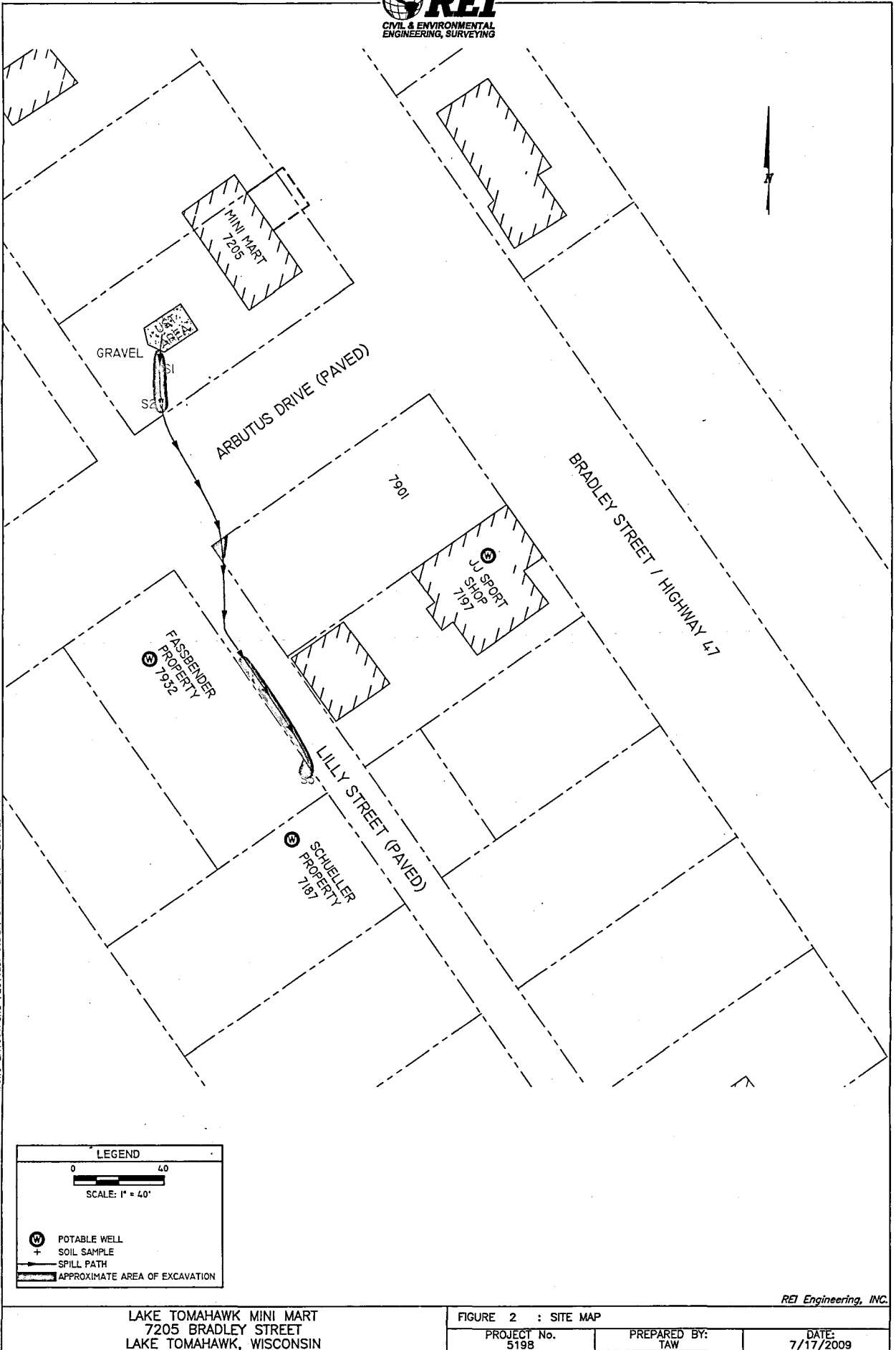
- POTABLE WELL
- SOIL SAMPLE
- SPILL PATH
- APPROXIMATE AREA OF EXCAVATION

REI Engineering, INC.

LAKE TOMAHAWK MINI MART
7205 BRADLEY STREET
LAKE TOMAHAWK, WISCONSIN

FIGURE 2 : SITE MAP

PROJECT No. 5198	PREPARED BY: TAW	DATE: 7/17/2009
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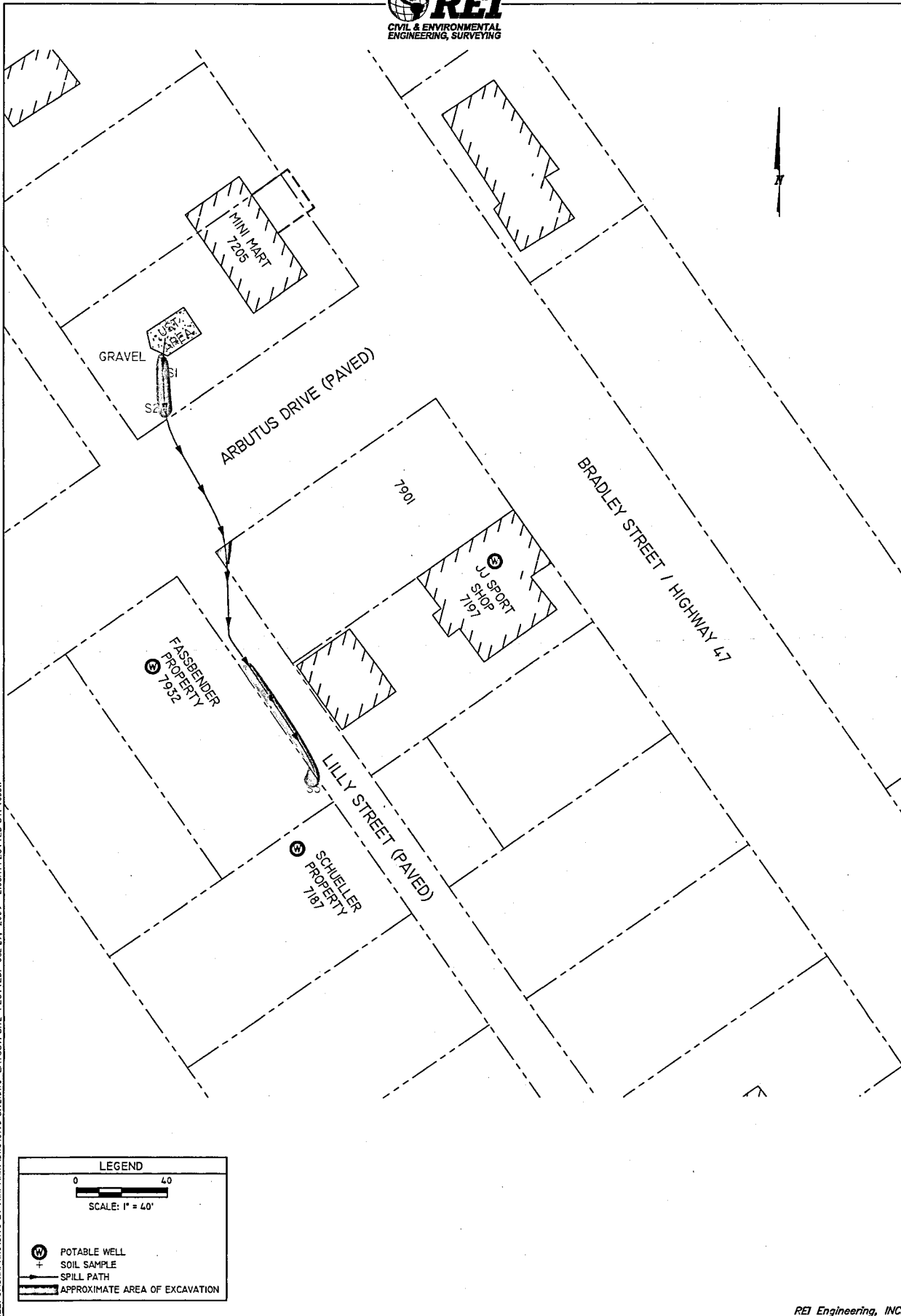


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LAKE TOMAHAWK MINI MART
 7205 BRADLEY STREET
 LAKE TOMAHAWK, WISCONSIN

FIGURE 2 : SITE MAP

PROJECT No. 5198	PREPARED BY: TAW	DATE: 7/17/2009
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LEGEND

0 40
 SCALE: 1" = 40'

POTABLE WELL
 SOIL SAMPLE
 SPILL PATH
 APPROXIMATE AREA OF EXCAVATION

REI Engineering, INC.

LAKE TOMAHAWK MINI MART
 7205 BRADLEY STREET
 LAKE TOMAHAWK, WISCONSIN

FIGURE 2 : SITE MAP

PROJECT No. 5198	PREPARED BY: TAW	DATE: 7/17/2009
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APPENDIX A

PHOTOGRAPHS

Spill Response Arrival– Lake Tomahawk Mini Mart



Southwest Portion of Property – Origin of Spill



Intersection – Arbutus Dr. & Lilly St.



Spill started from UST area and headed south across Arbutus Dr., and down Lilly St.

Impacted material included gravel adjacent to UST and leading to Arbutus Dr., soil adjacent to the east portion of the intersection of Arbutus Dr. and Lilly St., and soil adjacent down the southwest side of Lilly St.

Intersection – Arbutus Dr. & Lilly St.
Looking Southeast Down Lilly St.

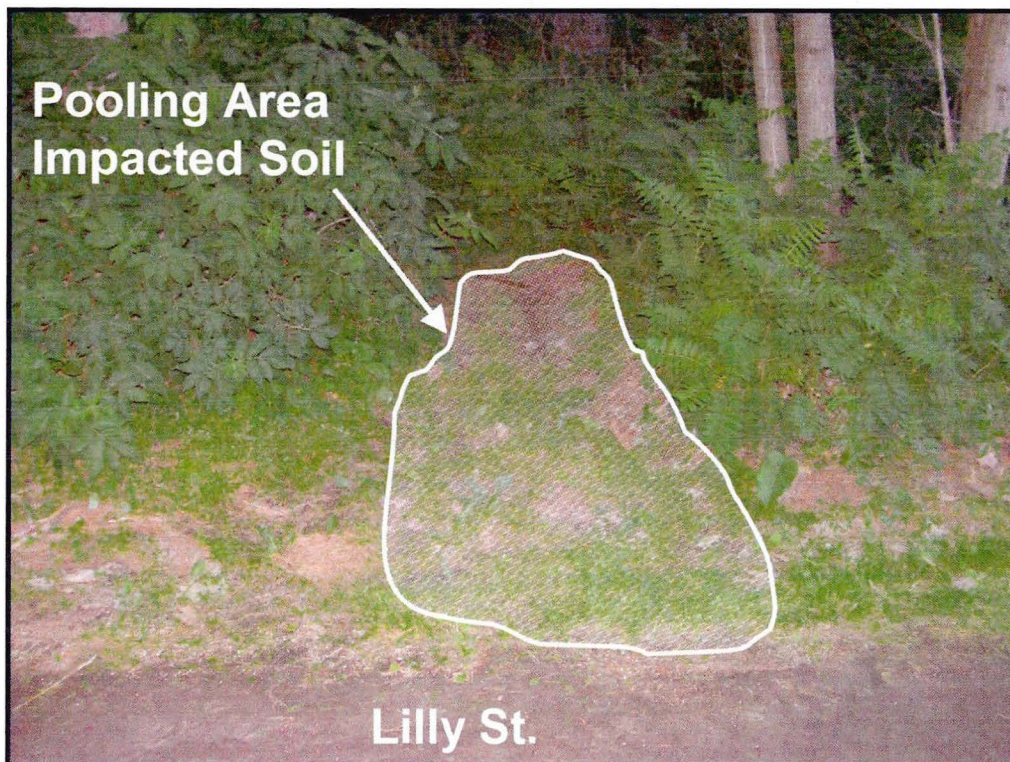


Oil dry was deployed along path of the spill. Fifteen (15) empty oil dry bags were present on-site.

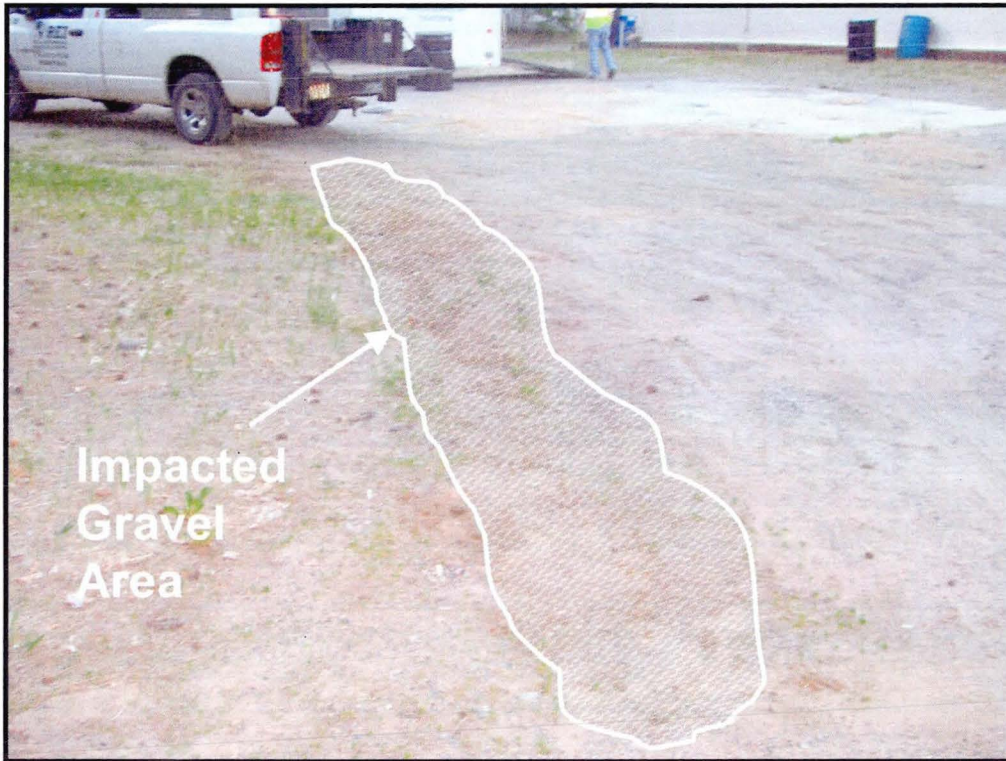
Intersection – Arbutus Dr. & Lilly St.
Looking Northeast



Pooling Area on Southwest Side of Lilly St.



Impacted Gravel Near UST



Impacted Soil at Lilly St. and Arbutus Dr. Intersection



Looking Southeast Down Lilly St.



Spill Cleanup Pictures



Spill Cleanup Pictures



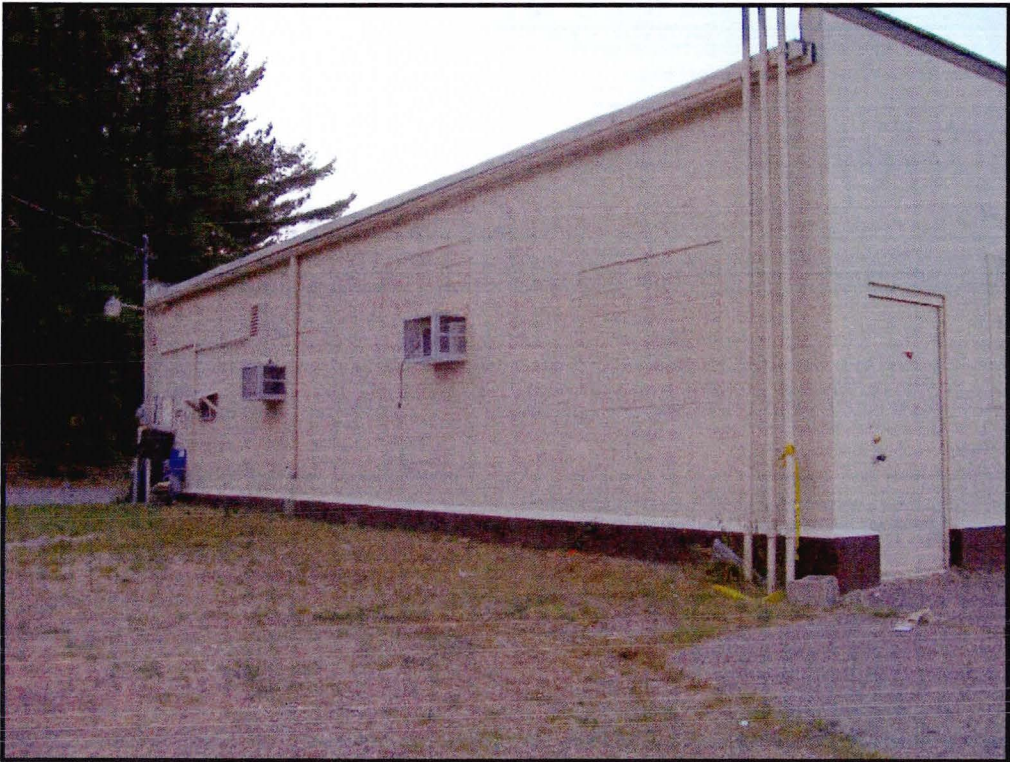
Spill Cleanup Pictures



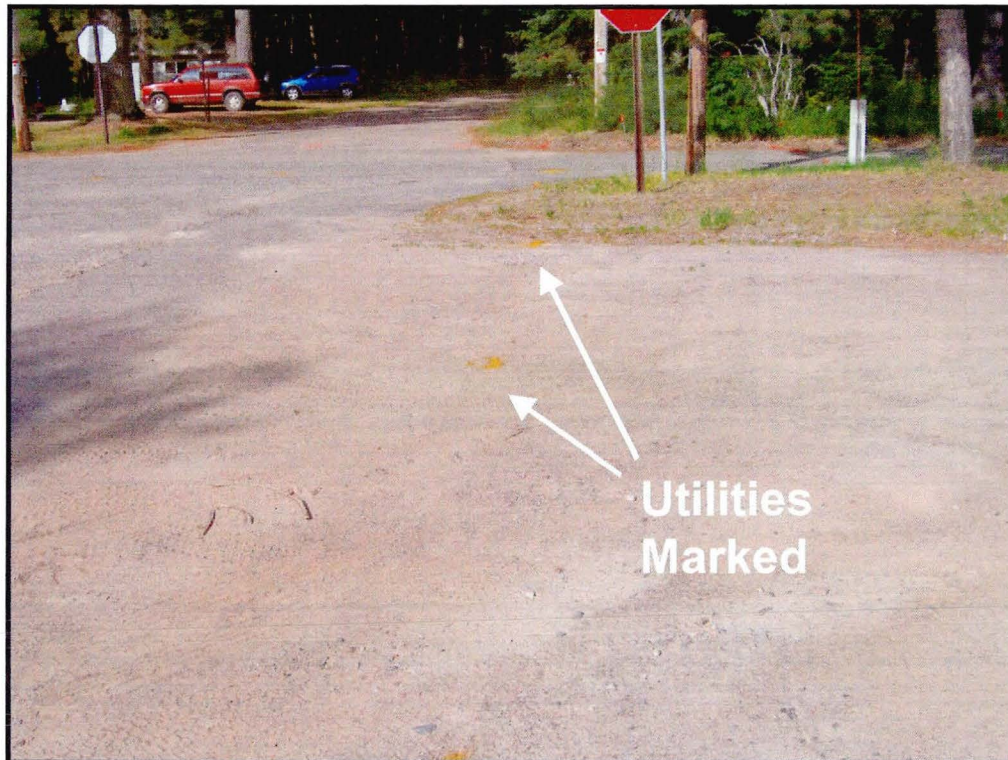
Spill Cleanup Pictures



Spill Cleanup Pictures



Lake Tomahawk Mini Mart Spill Pictures Excavation of Impacted Soil and Gravel



SGS Delivering New Backfill Material



Excavation of Impacted Gravel



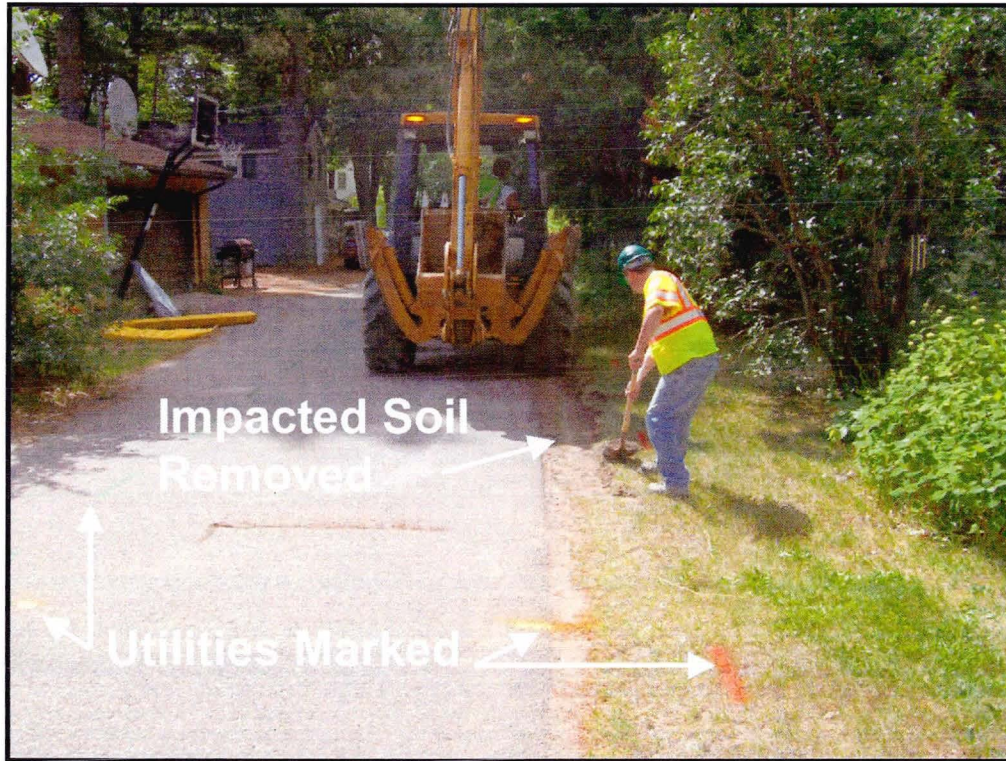
Excavation of Impacted Gravel



Excavation of Impacted Soil



Excavation of Impacted Soil



Impacted Soil Removed



Removal of Impacted Soil From Pooling Area



Removal of Impacted Soil



Backfilling of Impacted Sites



Backfilling and Seeding of Sites



Backfilling and Seeding of Sites



APPENDIX B

LABORATORY ANALYTICAL REPORT

SIEMENS

July 22, 2009

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

Attn: Jason Christopherson

REPORT NO.: 0907136 - Revised PROJECT NO.: 5198 Lake Tomahawk Mini Mart

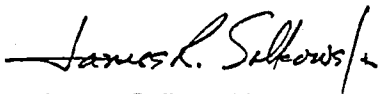
Please find enclosed the analytical report, including the Sample Summary, Sample Narrative and Chain of Custody for your sample set received July 9, 2009. This report revised to add SDWA VOCs to the 3 private wells at the request of the client.

All analyses were performed in accordance with NELAC Standards using approved methods as indicated on this report.

If you have any questions about the results, please call. Thank you for using Siemens Water Technologies for your analytical needs.

Sincerely,

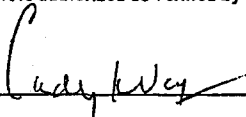
Siemens Water Technologies



James Salkowski
Lab Director
Enviroscan Analytical™ Services

I certify that the data contained in this report has been generated and reviewed in accordance with the Siemens Water Technologies Quality Assurance Program. Exceptions, if any, are discussed in the sample narrative. Samples will be retained for 30 days from the date of this report, then disposed in an appropriate manner. Siemens Water Technologies Corp. reserves the right to return samples identified as hazardous. Release of this Final Report is authorized as verified by the following signature.

Reviewed by: _____



Certifications:

Wisconsin 737053130
Minnesota 055-999-302
Illinois 100317



Siemens Water Technologies Corp.

301 West Military Road
Rothschild, WI 54474

Tel: 800-338-7226
Fax: 715-355-3221
www.siemens.com/enviroscan

The total number of pages in this report, including this page is 12.

SIEMENS

SAMPLE SUMMARY

<u>Lab Id</u>	<u>Client</u> <u>Sample Id</u>	<u>Date/Time</u>	<u>Matrix</u>
0907136-01	LF1	07/08/09 09:00	Soil
0907136-02	S1	07/08/09 09:30	Soil
0907136-03	S2	07/08/09 09:40	Soil
0907136-04	S3	07/08/09 10:45	Soil
0907136-05	Fasbender PW	07/08/09 09:45	Drinking Water
0907136-06	JJ Sport Shop PW	07/08/09 10:00	Drinking Water
0907136-07	Schueller PW	07/08/09 10:15	Drinking Water

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D : 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: LF1

Matrix: Soil

Sample Date/Time: 07/08/09 9:00

Lab No. : 0907136-01

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution Factor</u>	<u>Qualifiers</u>	<u>Date Analyzed</u>	<u>Analyst</u>
<u>EPA 8021B</u>								
1,2,4-Trimethylbenzene	81.0	mg/kg dry	0.260	0.500	20		07/13/09	ALZ
1,3,5-Trimethylbenzene	24.9	mg/kg dry	0.360	0.500	20		07/13/09	ALZ
Benzene	ND	mg/kg dry	0.320	0.500	20		07/13/09	ALZ
Ethylbenzene	ND	mg/kg dry	0.360	0.500	20		07/13/09	ALZ
m&p-Xylene	29.8	mg/kg dry	0.420	0.500	20		07/13/09	ALZ
Methyl Tert Butyl Ether	ND	mg/kg dry	0.220	0.500	20		07/13/09	ALZ
Naphthalene	24.4	mg/kg dry	0.360	0.500	20		07/13/09	ALZ
o-Xylene	17.3	mg/kg dry	0.320	0.500	20		07/13/09	ALZ
Toluene	0.968	mg/kg dry	0.340	0.500	20		07/13/09	ALZ
<u>MOSA21-2</u>								
Total Solids	99.3	% by Weight	0.03	0.03	1		07/10/09	LNB

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: S1

Matrix: Soil

Sample Date/Time: 07/08/09 9:30

Lab No. : 0907136-02

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution</u> <u>Factor</u>	<u>Qualifiers</u>	<u>Date</u> <u>Analyzed</u>	<u>Analyst</u>
<u>EPA 8021B</u>								
1,2,4-Trimethylbenzene	ND	mg/kg dry	0.013	0.025	1		07/13/09	ALZ
1,3,5-Trimethylbenzene	ND	mg/kg dry	0.018	0.025	1		07/13/09	ALZ
Benzene	ND	mg/kg dry	0.016	0.025	1		07/13/09	ALZ
Ethylbenzene	ND	mg/kg dry	0.018	0.025	1		07/13/09	ALZ
m&p-Xylene	ND	mg/kg dry	0.021	0.025	1		07/13/09	ALZ
Methyl Tert Butyl Ether	ND	mg/kg dry	0.011	0.025	1		07/13/09	ALZ
Naphthalene	ND	mg/kg dry	0.018	0.025	1		07/13/09	ALZ
o-Xylene	ND	mg/kg dry	0.016	0.025	1		07/13/09	ALZ
Toluene	ND	mg/kg dry	0.017	0.025	1		07/13/09	ALZ
<u>MOSA21-2</u>								
Total Solids	92.1	% by Weight	0.03	0.03	1		07/10/09	LNB

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: S2

Matrix: Soil

Sample Date/Time: 07/08/09 9:40

Lab No. : 0907136-03

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution</u> <u>Factor</u>	<u>Qualifiers</u>	<u>Date</u> <u>Analyzed</u>	<u>Analyst</u>
EPA 8021B								
1,2,4-Trimethylbenzene	0.092	mg/kg dry	0.013	0.025	1		07/17/09	ALZ
1,3,5-Trimethylbenzene	0.044	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
Benzene	ND	mg/kg dry	0.016	0.025	1		07/17/09	ALZ
Ethylbenzene	ND	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
m&p-Xylene	0.112	mg/kg dry	0.021	0.025	1		07/17/09	ALZ
Methyl Tert Butyl Ether	ND	mg/kg dry	0.011	0.025	1		07/17/09	ALZ
Naphthalene	ND	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
o-Xylene	0.066	mg/kg dry	0.016	0.025	1		07/17/09	ALZ
Toluene	0.051	mg/kg dry	0.017	0.025	1		07/17/09	ALZ
MOSA21-2								
Total Solids	90.3	% by Weight	0.03	0.03	1		07/10/09	LNB

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: S3

Matrix: Soil

Sample Date/Time: 07/08/09 10:45

Lab No. : 0907136-04

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution Factor</u>	<u>Qualifiers</u>	<u>Date Analyzed</u>	<u>Analyst</u>
<u>EPA 8021B</u>								
1,2,4-Trimethylbenzene	ND	mg/kg dry	0.013	0.025	1		07/17/09	ALZ
1,3,5-Trimethylbenzene	ND	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
Benzene	0.049	mg/kg dry	0.016	0.025	1		07/17/09	ALZ
Ethylbenzene	ND	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
m&p-Xylene	ND	mg/kg dry	0.021	0.025	1		07/17/09	ALZ
Methyl Tert Butyl Ether	ND	mg/kg dry	0.011	0.025	1		07/17/09	ALZ
Naphthalene	ND	mg/kg dry	0.018	0.025	1		07/17/09	ALZ
o-Xylene	ND	mg/kg dry	0.016	0.025	1		07/17/09	ALZ
Toluene	0.099	mg/kg dry	0.017	0.025	1		07/17/09	ALZ
<u>MOSA21-2</u>								
Total Solids	80.1	% by Weight	0.03	0.03	1		07/10/09	LNB

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: Fasbender PW

Matrix: Drinking Water

Sample Date/Time: 07/08/09 9:45

Lab No. : 0907136-05

	Results	Units	LOD	LOQ	Dilution Factor	Qualifiers	Date Analyzed	Analyst
EPA 524.2								
1,1,1-Trichloroethane	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,1,2-Trichloroethane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,1-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,2,4-Trichlorobenzene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,2-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
1,2-Dichloroethane	ND	ug/L	0.30	1.00	1		07/21/09	MRD
1,2-Dichloropropane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,4-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
Benzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Carbon Tetrachloride	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Chlorobenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
cis-1,2-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Ethylbenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Methylene Chloride	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Styrene	ND	ug/L	0.10	0.50	1		07/21/09	MRD
Tetrachloroethene	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Toluene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
trans-1,2-Dichloroethylene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
Trichloroethene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Vinyl chloride	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Xylenes, (Total)	ND	ug/L	1.00	1.00	1		07/21/09	MRD
EPA 8021B								
1,2,4-Trimethylbenzene	ND	ug/L	0.400	2.00	1		07/16/09	ALZ
1,3,5-Trimethylbenzene	ND	ug/L	0.440	2.00	1		07/16/09	ALZ
Benzene	ND	ug/L	0.310	2.00	1		07/16/09	ALZ
Ethylbenzene	ND	ug/L	0.500	2.00	1		07/16/09	ALZ
m&p-Xylene	ND	ug/L	0.620	2.10	1		07/16/09	ALZ
Methyl Tert Butyl Ether	ND	ug/L	0.300	2.00	1		07/16/09	ALZ
Naphthalene	ND	ug/L	0.800	2.66	1		07/16/09	ALZ
o-Xylene	ND	ug/L	0.770	2.00	1		07/16/09	ALZ
Toluene	ND	ug/L	0.370	2.00	1		07/16/09	ALZ

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: JJ Sport Shop PW Matrix: Drinking Water Sample Date/Time: 07/08/09 10:00 Lab No. ; 0907136-06

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution</u> <u>Factor</u>	<u>Qualifiers</u>	<u>Date</u> <u>Analyzed</u>	<u>Analyst</u>
EPA 524.2								
1,1,1-Trichloroethane	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,1,2-Trichloroethane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,1-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,2,4-Trichlorobenzene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,2-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
1,2-Dichloroethane	ND	ug/L	0.30	1.00	1		07/21/09	MRD
1,2-Dichloropropane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,4-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
Benzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Carbon Tetrachloride	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Chlorobenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
cis-1,2-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Ethylbenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Methylene Chloride	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Styrene	ND	ug/L	0.10	0.50	1		07/21/09	MRD
Tetrachloroethene	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Toluene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
trans-1,2-Dichloroethylene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
Trichloroethene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Vinyl chloride	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Xylenes, (Total)	ND	ug/L	1.00	1.00	1		07/21/09	MRD
EPA 8021B								
1,2,4-Trimethylbenzene	ND	ug/L	0.400	2.00	1		07/16/09	ALZ
1,3,5-Trimethylbenzene	ND	ug/L	0.440	2.00	1		07/16/09	ALZ
Benzene	ND	ug/L	0.310	2.00	1		07/16/09	ALZ
Ethylbenzene	ND	ug/L	0.500	2.00	1		07/16/09	ALZ
m&p-Xylene	ND	ug/L	0.620	2.10	1		07/16/09	ALZ
Methyl Tert Butyl Ether	ND	ug/L	0.300	2.00	1		07/16/09	ALZ
Naphthalene	ND	ug/L	0.800	2.68	1		07/16/09	ALZ
o-Xylene	ND	ug/L	0.770	2.00	1		07/16/09	ALZ
Toluene	ND	ug/L	0.370	2.00	1		07/16/09	ALZ

SIEMENS

REI Engineering, Inc.
4080 North 20th Avenue
Wausau, WI 54401

PROJECT NO. : 5198 Lake Tomahawk Mini Mart
REPORT NO. : 0907136
DATE REC'D 07/09/09 15:00
REPORT DATE : 07/22/09 11:40
PREPARED BY : JRS

Attn: Jason Christopherson

Sample ID: Schueller PW

Matrix: Drinking Water

Sample Date/Time: 07/08/09 10:15

Lab No. : 0907136-07

	<u>Results</u>	<u>Units</u>	<u>LOD</u>	<u>LOQ</u>	<u>Dilution</u> <u>Factor</u>	<u>Qualifiers</u>	<u>Date</u> <u>Analyzed</u>	<u>Analyst</u>
EPA 524.2								
1,1,1-Trichloroethane	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,1,2-Trichloroethane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,1-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,2,4-Trichlorobenzene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
1,2-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
1,2-Dichloroethane	ND	ug/L	0.30	1.00	1		07/21/09	MRD
1,2-Dichloropropane	ND	ug/L	0.40	1.30	1		07/21/09	MRD
1,4-Dichlorobenzene	ND	ug/L	0.80	2.70	1		07/21/09	MRD
Benzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Carbon Tetrachloride	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Chlorobenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
cis-1,2-Dichloroethylene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Ethylbenzene	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Methylene Chloride	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Styrene	ND	ug/L	0.10	0.50	1		07/21/09	MRD
Tetrachloroethene	ND	ug/L	0.30	1.00	1		07/21/09	MRD
Toluene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
trans-1,2-Dichloroethylene	ND	ug/L	0.50	1.70	1		07/21/09	MRD
Trichloroethene	ND	ug/L	0.40	1.30	1		07/21/09	MRD
Vinyl chloride	ND	ug/L	0.20	0.67	1		07/21/09	MRD
Xylenes, (Total)	ND	ug/L	1.00	1.00	1		07/21/09	MRD
EPA 8021B								
1,2,4-Trimethylbenzene	ND	ug/L	0.400	2.00	1		07/16/09	ALZ
1,3,5-Trimethylbenzene	ND	ug/L	0.440	2.00	1		07/16/09	ALZ
Benzene	ND	ug/L	0.310	2.00	1		07/16/09	ALZ
Ethylbenzene	ND	ug/L	0.500	2.00	1		07/16/09	ALZ
m&p-Xylene	ND	ug/L	0.620	2.10	1		07/16/09	ALZ
Methyl Tert Butyl Ether	ND	ug/L	0.300	2.00	1		07/16/09	ALZ
Naphthalene	ND	ug/L	0.800	2.66	1		07/16/09	ALZ
o-Xylene	ND	ug/L	0.770	2.00	1		07/16/09	ALZ
Toluene	ND	ug/L	0.370	2.00	1		07/16/09	ALZ

SIEMENS

Qualifier Descriptions

LOD = Limit of Detection (Dilution Corrected)
LOQ = Limit of Quantitation (Dilution Corrected)
ND = Not Detected
COMP = Complete
SUBCON = Subcontracted analysis
mv = millivolts
pci/L = picocuries per Liter
mL/L = milliliters per Liter
mg = milligram

When the word "dry" follows the units on the result page the sample results are dry weight corrected.

LODs and LOQs are dry weight corrected for all soils except WI GRO, EPA 8021 and WI DNR/EPA 8260B methanol and WI DNR methylene chloride preserved soils being reported to the State of Wisconsin.

Definitions

ug/l = Micrograms per Liter = parts per billion (ppb)
ug/kg = Micrograms per kilogram = parts per billion (ppb)
mg/l = Milligrams per liter = parts per million (ppm)
mg/kg = Milligrams per kilogram = parts per million (ppm)
NOT PRES = Not Present
ppth = Parts per thousand
* = Result outside established limits.
mg/m³ = Milligrams per meter cubed
ng/L = Nanograms per Liter = Parts per trillion (ppt)
> = Greater Than

State of Wisconsin Methanol Soils for WI GRO, WI DNR/EPA 8260B and EPA 8021 are reported to the LOQ.

SIEMENS

Client: RES

Date Received: 7/9/09

Analytical Number: 0907136 through -7

Check all deviations from the EPA or WDNR sample protocol.

- Sample(s) received at _____ °C which is above the EPA and WDNR limit of 4°C.
- VOC vial(s) received with headspace.
- Sample(s) received in bottles not furnished by Siemens Water Technologies. The preservation method, if used, is unknown.
- Sample(s) were not properly preserved per EPA or WDNR protocol for the following analyses:
 - _____
- Sample(s) were received beyond the EPA/WDNR holding time for the following analyses:
 - _____
- Sample date/time not supplied by client. Actual holding time is unknown.
- GRO / PVOC / VOC / DRO (circle) sample(s) are <19.5 grams. This report is the qualifier flag for that QC failure. The client has been contacted for further instructions. Analytical number(s) of the sample(s) under weight are:
 - _____
- GRO / PVOC / VOC (circle) sample(s) were between 26.4 and 35.4 grams. Methanol was added in a 1:1 ratio in the lab. Analytical number(s) of the sample(s) affected are:
 - 0907136 -1A + 3ml, - 2A + 4ml, - 3A + 2ml, - 4A + 4ml
- GRO / PVOC / VOC / DRO (circle) sample(s) are >35.4 grams and are required to be rejected. This report is the qualifier flag for that QC failure. The client has been contacted for further instructions. Analytical number(s) of the sample(s) affected are:
 - _____
- Other problems:
 - _____

Client contacted concerning the above deviations:

_____ notified of the above deviation(s) on ____/____/____ @

_____ contact name
_____ am/pm by _____ and the client ordered the following:

- Proceed with analyses as ordered.
- Proceed with analyses after taking the following corrective action:
 - _____
- Do NOT proceed with analyses.

Siemens Water Technologies Corp.

301 West Military Road
Rofischild, WI 54474

Tel: (800)338-7226
Fax: (715)355-3221

SIEMENS

SIEMENS

Company Name <i>REI Engineering, Inc.</i>		Project <i>Lake Tomahawk Mini Mart, Proj# 5198</i>	
Report Mailing Address <i>4080 N. 20th Ave, Wausau, WI 54401</i>		Contact Name, Phone, Fax, Email <i>Jason Christopherson, (715) 675-9784</i> <i>Fx: (715) 675-4060, jchristopherson@REIengineering.com</i>	
Invoice Address <i>4080 N. 20th Ave, Wausau, WI 54401</i>		Purchase Order #	Invoice Contact and Phone No. <i>Same as above</i>

Matrix: Drinking Water Groundwater Wastewater Soil/Solid Other: _____

Wis. PECFA Project subject to U&C? Yes No

For Compliance Monitoring? Yes No State: WI
(If Yes, please specify Agency or Regulation) Agency/Reg.: DWR

Turnaround Request: Normal (10 Bus. Days)
 Rush (Must be pre-approved by Lab and is subject to surcharges)
Date Needed: _____

WO No. 0907136

Analyses Requested		Lab Use Only	
PVOC + Naphthalene Total Solids		Delivered by <input checked="" type="checkbox"/> Walk-in	Courier
		Ship. Cont. OK? <input checked="" type="checkbox"/> Y	NA
		Samples Leaking? <input type="checkbox"/> N	NA
		Seals OK? <input checked="" type="checkbox"/> Y	NA
		Rec'd on Ice? <input type="checkbox"/> N	NA
Sample Receiving Comments:		28	

Lab Use Only	Sample		No. of Containers		Sample ID	PVOC	Naphthalene	Total Solids					Comments
	Date	Time	Comp	Grab									
-1	7/8/09	9AM		2	LF1	X	X						1-2oz MeOH, 1-Ts pl 44
-2	7/8/09	9:30 AM		2	ST	X	X						
-3	7/8/09	9:40 AM		2	S2	X	X						
-4	7/8/09	10:45 AM		2	S3	X	X						
-5	7/8/09	9:45 AM		3	Fusbender PW	X							3.05 flce
-6	7/8/09	10 AM		3	55 SAINT Shop PW	X							
-7	7/8/09	10:15 AM		3	Schueler PW	X							

Chain of Custody Record

Relinquished By:	Date	Time	Received By:
<i>Jason Christopherson</i>	7/8/09	2:30 PM	<i>Jared Spurr</i>
<i>Jared Spurr</i>	7/9/09	3:00	
	7/9/09	1:00	<i>Sara Acker</i>

Siemens Water Technologies 301 W. Military Rd. Rothschild, WI 54474 1-800-338-7226

APPENDIX C

DISPOSAL DOCUMENTATION

ATTN: KEN

→ SES Example

LINCOLN COUNTY LANDFILL 715-536-9636
N4750 Landfill Lane, Merrill, WI 54452

Operating Hours Monday-Friday SUMMER (May 1 - Sept. 30) 7:00 am - 4:00 pm
WINTER (Oct. 1 - Apr. 30) 8:00 am - 4:00 pm
1st and 3rd Sat. 8:00 am - Noon

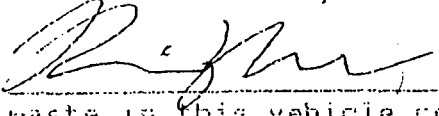
DATE: 7/8/2009 TICKET #: 100196 Vehicle #:
Time In: 12:37 PM Time Out: 12:44 PM
BILL TO: R.E.I. HAULER: R.E.I.
JOB : 9-26 8 - #5198 Lake Tomahawk

121 ton exempt (Con30) 11.01 tn
Gross: 51700 Tare: 29600 Net Weight: 22020

Scale Notes:
ags

HAVE A NICE DAY!

Charge Transaction

Customer Signature  Weighed By: Administrator
I certify that the waste in this vehicle complies with the Wisconsin Recycling
law and the landfill bans. I also agree to pay 1.5% per month late payment
charge after 30 days.

LINCOLN COUNTY LANDFILL 715-536-9635
N4750 Landfill Lane, Merrill, WI 54452

Operating Hours Monday-Friday SUMMER (May 1 - Sept. 30) 7:00 am - 4:00 pm
WINTER (Oct. 1 - Apr. 30) 8:00 am - 4:00 pm
1st and 3rd Sat. 8:00 am - Noon

DATE: 7/8/2009 TICKET #: 100109 Vehicle #:
Time In: 12:10 PM Time Out: 12:38 PM
BILL TO: R.E.I. HAULER: R.E.I.
JOB : 9-26 B - #5198 Lake Tomahawk

Garbage (GAR1) 0.50 tn
Gross: 10940 Tare: 9940 Net Weight: 1000

30' 10" / 0.167

Scale Notes:
5198 Lake Tomahawk
Oil Dry

HAVE A NICE DAY!

Charge Transaction

Customer Signature *[Signature]* Weighed By: Administrator
I certify that the waste in this vehicle complies with the Wisconsin Recycling
law and the landfill bans. I also agree to pay 1.5% per month Late payment
charge after 30 days.
Reprinted Ticket Ticket Edited

1001

CHIEF LIQUID WASTE, INC.

210 Tower Road • Winneconne, WI 54986
Phone: 920-582-7596 • Fax: 920-582-3989

4113

SHIPPER Lake Tomahawk MiniMart DESCRIPTION Product + Water
ADDRESS _____ VOLUME 55 gallons LIQUID SOLID
CITY Lake Tomahawk STATE WI PHONE _____
RECEIVING FACILITY CHIEF WASTE TREATMENT CORP. PROFILE # _____
ADDRESS 210 TOWER RD. DATE 7-15-09
CITY, STATE, ZIP WINNECONNE, WI.

I SHIPPER UNDER PENALTY OF LAW CERTIFIES THAT THIS WASTE IS NON-HAZARDOUS PER 40 CFR PART 261. THIS WASTE DOES NOT CONTAIN PCB'S IN CONCENTRATIONS ABOVE LIMITS FOR SUBTITLED FACILITIES. I AM AWARE OF PENALTIES FOR FALSE CERTIFICATIONS.

SHIPPER [Signature] SIGNATURE _____

DRIVER BILL BEHLING SIGNATURE [Signature]

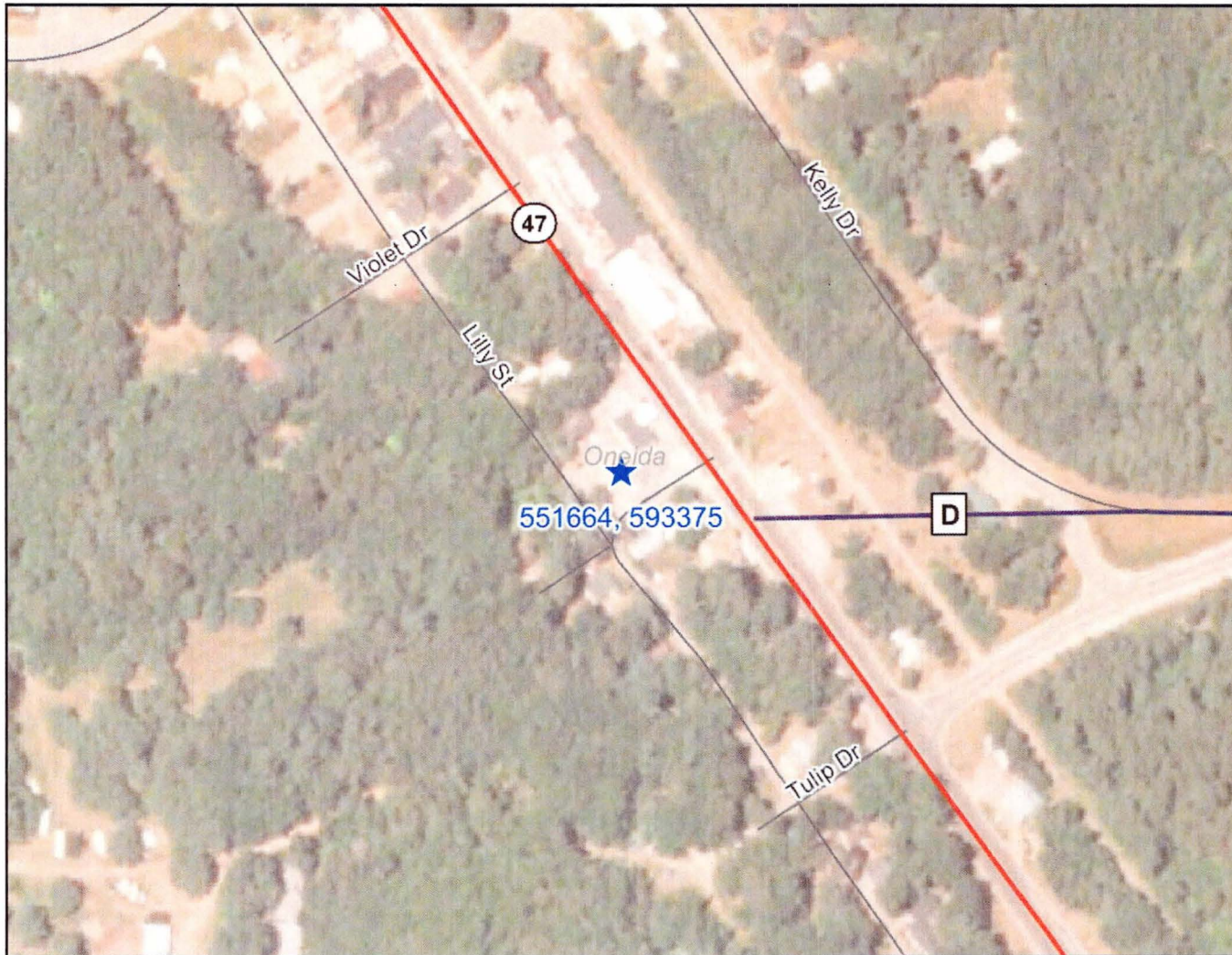
RECEIVED BY DAVE CARROLL SIGNATURE [Signature]

WHITE & YELLOW - CLW / PINK - RECEIVING FACILITY / GOLD - GENERATOR

APPENDIX D

WTM COORDINATES OF SPILL

Map Created on Jul 14, 2009



Legend

- Open Sites (ongoing cleanups)
- Open Sites (ongoing cleanups) - site boundaries shown
- Closed Sites (completed cleanups)
- Closed Sites (completed cleanups) - site boundaries shown
- County Boundary
- Railroads
- County Roads (WDOT)
- County Trunk Highway
- State and U.S. Highways (WDOT)
- State Trunk Highway
- US Highway
- Interstate Highways (WDOT)
- Interstate Highway
- Local Roads (WDOT)
- Civil Towns
- Civil Town
- 24K Open Water
- 24K Rivers and Shorelines
- Municipalities

0 250 500 750 ft.

Map created on Jul 14, 2009
 Note: Not all RR Sites have been geo-located yet.



Scale: 1:2,532

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.

Notes: Lake Tomahawk Mini Mart

Sager, John E - DNR

From: Jason Christopherson [jchristopherson@reiengineering.com]
Sent: Tuesday, July 07, 2009 10:22 AM
To: Sager, John E - DNR
Cc: Ken Lassa
Subject: Lake Tomahawk Spill

Hello John,

We were able to get everything coordinated to begin the excavation and soil PID's for the Lake Tomahawk Mini Mart spill. We are going to begin our work at 9AM tomorrow (July 8th). If you have any questions please feel free to give us a call.

Thank You,

Jason Christopherson

Jason Christopherson, M.S.
Environmental & Safety Consultant
REI Engineering, Inc.
4080 N. 20th Ave.
Wausau, WI 54401

Phone: 715-675-9784
Fax: 715-675-4060
Email: jchristopherson@REIengineering.com
Web: REIengineering.com



**CIVIL & ENVIRONMENTAL
ENGINEERING, SURVEYING**

***Providing practical solutions and exceeding client expectations in
civil engineering, land surveying, environmental and safety consulting.***

IMPORTANT NOTE:

Confidentiality Notice: This message and any attached documents may contain confidential information. The information is intended solely for the use of the individual or entity named above. If you have received this communication in error, please notify the sender immediately by e-mail or telephone, at (715) 675-9784 and delete this message. Thank you.

Sager, John E - DNR

From: Hintz, Diane R - DNR
Sent: Monday, July 06, 2009 12:49 PM
To: Sager, John E - DNR
Cc: Cooke, Timothy C - DNR
Subject: RE: Activity Codes

John, I assigned the activity codes shown below.

Tim, I'll forward the info. to Lesa Pitts for inclusion in the FY10 activity code handbook.

From: Sager, John E - DNR
Sent: Monday, July 06, 2009 10:45 AM
To: Hintz, Diane R - DNR
Subject: Activity Codes

Hi Diane,

Thank you for returning my call. I need two activity codes:

1. Severin, Lyle Residence RRHY
2. Lake Tomahawk, 7205 Bradley Street RRHZ

Thank you Diane.

 *John Sager*

Emergency Response Coordinator / Hydrogeologist
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
107 Sutliff Avenue
Rhineland, WI 54501
(☎) phone: (715) 365-8959
(☎) fax: (715) 365-8932
(✉) e-mail: john.sager@wi.gov

Date/Time: Jul. 3. 2009 10:46AM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
1018 Memory TX	717152772389	P. 1	OK	

Reason for error
 mmm. 1) Hang up or line fail
 mmm. 3) No answer
 mmm. 5) Exceeded max. E-mail size
 E. 2) Busy
 E. 4) No facsimile connection



State of Wisconsin DEPARTMENT OF NATURAL RESOURCES

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

Northern Region Headquarters
 197 SURBITT AVE.
 RHOENELANDER, WISCONSIN 54504-3348
 Telephone 715-365-8890
 FAX 715-365-8332
 TTY Access via relay - 711

Mr. Dave Teresinski
 Northland Petroleum
 P.O. Box 336
 Three Lakes, WI 54562

Subject: Potential Cost Recovery Associated with the June 23, 2009 petroleum spill in Lake Tomahawk Wisconsin.

Dear Mr. Hartz:

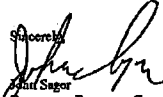
As the responsible party for the June 23, 2009 petroleum spill at 7205 Bradley Street, in Lake Tomahawk, Wisconsin, you should be aware of the future cost recovery actions the Wisconsin Department of Natural Resources (Department) may undertake in association with the investigation and cleanup of this site. Under s. 292.11 (7)(b), Wis. Stats., the Department has the authority to recover all actual and necessary expenses incurred in carrying out its duties under s. 292.11, Wis. Stats.

Since your initial response to clean up the spill on June 24, 2009, the Department has not received information from you that you have hired a contractor to clean up the remaining contamination associated with the spill. I have attempted to contact your insurance company for information on the status of your insurance claim and I have received no response. Therefore, the Department intends to hire REI to complete the clean up of the spill early the week of July 6, 2009. If you or your insurance company has hired a contractor to complete cleaning up the spill please contact me immediately.

The Department will recover costs of any contractors it hires for any investigations or cleanups. In addition, the Department will recover costs of its staff and related expenses in overseeing the investigation and the cleanup.

Once the investigatory and cleanup work have been completed and total costs for these activities are known, the Department will send you a letter and an invoice requesting reimbursement for these costs. At that point the you will have 30 days from the date of that letter to submit payment, unless the Department agrees in writing to other arrangements.

Your cooperation in these efforts is greatly appreciated. If you have any questions or need more information, please contact me at (715) 365-8959.

Sincerely,

 Paul Singh
 Emergency Response Coordinator
 Remediation and Redevelopment Program

cc: Mr. Paul Singh



Date/Time: Jul. 3. 2009 10:46AM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
1017 Memory TX	17155464226	P. 1	E-2) 2) 2) 2) 2)	P. 1

Reason for error
 m.e. 1) Hang up or line fail
 m.e. 3) No answer
 m.e. 5) Exceeded max. E-mail size

E. 2) Busy
 E. 4) No facsimile connection



State of Wisconsin DEPARTMENT OF NATURAL RESOURCES

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

Northern Region Headquarters
 107 Sugiiff Ave.
 Rhinelander, Wisconsin 54601-3349
 Telephone 715-305-8800
 FAX 715-385-8932
 TTY Access via relay - 711

Mr. Dave Toresinski
 Northland Petroleum
 P.O. Box 336
 Three Lakes, WI 54562

Subject: Potential Cost Recovery Associated with the June 23, 2009 petroleum spill in Lake Tomahawk Wisconsin.

Dear Mr. Hintz:

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Your cooperation in these efforts is greatly appreciated. If you have any questions or need more information, please contact me at (715) 365-8939.

Sincerely,

 Paul Singh
 Emergency Response Coordinator
 Remediation and Redevelopment Program

cc: Mr. Paul Singh





State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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

Northern Region Headquarters
107 Sutliff Ave.
Rhinelander, Wisconsin 54501-3349
Telephone 715-365-8900
FAX 715-365-8932
TTY Access via relay - 711

Mr. Dave Teresinski
Northland Petroleum
P.O. Box 336
Three Lakes, WI 54562

Subject: Potential Cost Recovery Associated with the June 23, 2009 petroleum spill in Lake Tomahawk Wisconsin.

Dear Mr. Hintz:

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Since your initial response to clean up the spill on June 24, 2009, the Department has not received information from you that you have hired a contractor to clean up the remaining contamination associated with the spill. I have attempted to contact your insurance company for information on the status of your insurance claim and I have received no response. Therefore, the Department intends to hire REI to complete the clean up of the spill early the week of July 6, 2009. **If you or your insurance company has hired a contractor to complete cleaning up the spill please contact me immediately.**

The Department will recover costs of any contractors it hires for any investigations or cleanups. In addition, the Department will recover costs of its staff and related expenses in overseeing the investigation and the cleanup.

Once the investigatory and cleanup work have been completed and total costs for these activities are known, the Department will send you a letter and an invoice requesting reimbursement for these costs. At that point the you will have 30 days from the date of that letter to submit payment, unless the Department agrees in writing to other arrangements.

Your cooperation in these efforts is greatly appreciated. If you have any questions or need more information, please contact me at (715) 365-8959.

Sincerely,

John Sager
Emergency Response Coordinator
Remediation and Redevelopment Program

cc: Mr. Paul Singh



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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

Northern Region Headquarters
107 Sutliff Ave.
Rhineland, Wisconsin 54501-3349
Telephone 715-365-8900
FAX 715-365-8932
TTY Access via relay - 711

Date: June 26, 2009

Responsible Party: Mr. Dave Teresinski, Northland Petroleum

Spill Reference: Petroleum spill at 7205 Bradley Street (Hwy 47), Lake Tomahawk

Date of Spill: June 23, 2009

Dear Mr. Teresinski:

The Wisconsin Department of Natural Resources ("Department") was notified that a hazardous substance spill occurred on the date and location referenced above. You have received this correspondence because based on the available information the Department believes you are responsible for addressing the hazardous substance spill under Section 292.11 Wisconsin Statutes.

Wisconsin Statute 292.11(3) 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 the state."

Note, s.292.01(5)Wis.Stats., "Hazardous substance" means any substance or combination of substances including any waste of a solid, semisolid, liquid or gaseous form, which may cause or significantly, contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness or which may pose a substantial present or potential hazard to human health or the environment because of its quality, concentration, physical, chemical or infectious characteristics. This term includes, but is not limited to, substances that are toxic, corrosive, flammable, irritants, strong sensitizers or explosives as determined by the department.

Further, s.292.11(3)Wis. Stats., "Discharge" means, but is not limited to spilling, leaking, pumping, pouring, emitting, emptying, or dumping.

This letter describes the legal responsibilities of a person who is responsible under Section 292.11 Wisconsin Statutes, the spill law, and explains what you need to do clean up the spilled material and "minimize the harmful effects" of any remaining contamination. A description of general spill response procedures and lists of treatment and disposal facilities are attached.

See NR 708 Wisconsin Admin. Code: <http://www.legis.state.wi.us/rsb/code/nr/nr708.pdf> for detailed response requirements. More information on the Spill Program and Spill Response is available at the Department internet site: <http://www.dnr.wi.gov/org/aw/rr/spills/index.htm>.

The Department recommends you obtain the services of an environmental contractor and/or consultant who can properly manage this clean-up and knows how to help you to comply with the law. A list of environmental consultants and spill contractors that respond to spills is attached to this letter. A more complete list is available at <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR024.pdf>. Environmental consultants and contractors can also be located through the internet and local phone directory.

Based on the information available about the spill and the actions taken by you to clean up the spill, the Department will determine if further investigation or cleanup is necessary. Do not wait for Department approval to take appropriate action, but do contact us if you have questions or need other assistance. If you want a formal written response from us for a specific submittal, please be aware that a review fee is required in accordance with ch. NR 749, Wis. Adm. Code.

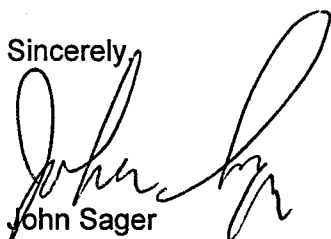
It is important that you keep the Department informed of your actions to clean up this spill. We prefer to work cooperatively with people to work through these events and get these projects done. Please know that failure to provide documentation of your actions is a violation of Wisconsin Administrative Code requirements and may result in enforcement actions against you.

Please send all correspondence to me at the address below:

John Sager
Wisconsin Department of Natural Resources
107 Sutliff Avenue
Rhineland, WI 54501

The Department appreciates your action to hire REI to take the initial actions to address this situation. Additional work is needed to assess and remove any contaminated soil resulting from this spill. I expect this work to be completed as soon as possible. I would like a response from you no later than June 29, 2009 that a contractor has been hired to complete the cleanup. If you have any questions regarding this notification or Wisconsin's requirements for spill cleanup, please contact me.

Sincerely,



John Sager
Emergency Response Coordinator
Remediation and Redevelopment Program

C: File
Mr. Paul Singh, 7250 Bradley Street, Lake Tomahawk
Mr. Dave Larson, REI

SPILL RESPONSE CONTRACTORS *

Omni Associates	Appleton	Wi	920-735-6900
Veolia Special Services	Appleton	Wi	920-749-8100
Tetra Tech	Chippewa Falls	Wi	715-832-0282
Short Elliot Hendrickson	Chippewa Falls	Wi	715-720-6200
American Engineering And Testing	Duluth	MN	218-628-1518
Ayres Associates, Inc.	Duluth	Mn	218-722-7131
Barr Engineering	Duluth	Mn	218-727-5218
Bt2	Madison	Wi	608-224-2830
Clean Harbors	Delafield	Wi	773-845-1239
Delta Environmental	New Berlin	Wi	920-789-0254
Emr, Inc.	Duluth	Mn	218-625-2332
Msa Professional Services, Inc.	Duluth	Mn	218-722-3915
Msa Professional Services, Inc.	Baraboo	Wi	608-356-8344
Environmental Troubleshooters	Duluth	Mn	218-722-6013
Ayres Associates, Inc.	Eau Claire	Wi	715-834-3161
Wrr Environmental Services	Eau Claire	Wi	715-834-9624
AAA	Franklin	Wi	414-761-9421
Engel & Associates	Fond Du Lac	Wi	920-929-9279
North Shore Environmental	Germantown	Wi	262-255-4468
Aecom (Sts Consultants)	Green Bay	Wi	920-468-1978
Bay Environmental Strategies	Green Bay	Wi	920-433-9311
Northern Environmental	Green Bay	Wi	800-854-0606
Nrp Environmental Consultants	Green Bay	Wi	920-339-9212
Cedar Corporation	Menomonee	Wi	715-235-9081
Northern Environmental	Park Falls	Wi	715-762-1544
Msa Professional Services, Inc.	Rhineland	Wi	715-362-3244
Sand Creek Consultants	Rhineland	Wi	715-365-1818
Cooper Engineering Co.	Rice Lake	Wi	715-234-1025
Msa Professional Services	Rice Lake	Wi	715-234-1009
Transenvironmental	Rockford	IL	815-885-4840
Environmental Contractors Of Illinois	Rockford	IL	815-654-4726
Aecom (Earth Tech)	Sheboygan	Wi	920-458-8711
Veolia Technical Solutions	Sheboygan	Wi	920-459-2711
Miller Engineers	Sheboygan	Wi	800-969-7013
Bay West, Inc.	St. Paul	Mn	612-291-0456
Aecom (Earth Tech)	Sheboygan	Wi	920-458-8711
Short Elliot Hendrickson	Superior	Wi	715-399-3225
Twin Ports Testing, Inc.	Superior	Wi	715-392-7114
Becher Hoppe Associates, Inc.	Wausau	Wi	715-845-8000
REI Engineering, Inc.	Wausau	Wi	715-675-9784
Short Elliot Hendrickson	Wausau	Wi	715-675-8400
Central Wisconsin Engineers	Weston	Wi	715-261-5707
Sts Consultants	Weston	Wi	715-355-4513
Coleman Engineering Co.	Iron Mountain	Mi	906-774-3440
Seymour Environmental	Mcfarland	Wi	608-838-9120
WRR (Waste Research/Resco)	Eau Claire	Wi	715-834-9624

*This list is for public reference only it does not include all available service providers nor does inclusion in the list imply a recommendation of the firms listed over others not listed. There is no certification for environmental companies in Wisconsin. This list is not an endorsement by the WDNR.

Bold - Contractor able to provide Emergency Spill Response

Landfills

Landfill Name	City	Telephone
Outagamie County Landfill	Appleton	920-832-5277
Sauk County Landfill	Baraboo	608-524-6515
Valley Trail Landfill	Berlin	920-361-4995
Jackson County Sanitary Landfill	Black River Falls	715-284-2262
Green County Landfill	Brodhead	608-897-8605
Timberline Trail	Bruce	715-868-7000
Mar-Oco Landfill	Crivitz	715-732-7535
Mallard Ridge Landfill	Delavan	262-724-3257
Superior Seven Mile Landfill	Eau Claire	715-839-5096
Brown County Transfer Station	Green Bay	920-492-4950
Veolia Es Hickory Meadows Landfill	Hilbert	920-853-8553
Glacier Ridge Landfill	Horicon	920-387-0987
Rock County Landfill	Janesville	608-755-3128
Kewaunee County Landfill (Balefill)	Kewaunee	920-388-2223
Dane County Landfill #2	Madison	608-266-4029
Mar-Oco Landfill	Marinette	715-732-7535
Lincoln County Landfill	Merrill	715-536-9636
Monroe County Landfill	Norwalk	608-269-8783
La Crosse County Landfill	Onalaska	608-785-9572
Winnebago Cnty Sunnyview Landfill	Oshkosh	920-232-1810
Northwoods Sanitary Landfill	Rice Lake	715-458-4565
Lake Area Disposal	Sarona	715-469-3356
Shawano Cnty Landfill	Shawano	715-526-3512
Madison Prairie/Waste Mgt Landfill	Sun Prairie	608-837-9031
Vernon County Landfill	Viroqua	608-634-2900
Deer Track Park Landfill	Watertown	920-699-3475
Wmwi – Ridgeview Landfill	Whitelaw	920-732-4473
Cranberry Creek Landfill	Wis Rapids	715-421-3966
Cranberry Creek Landfill	Wisconsin Rapids	715-421-3966

Thermal Treatment Plant/Asphalt Plants

Plant Name	City	Telephone
Eau Claire Asphalt Corporation	Eau Claire	715-835-4858
Clark County Hwy. Department	Neillsville	715-743-3680
Mathy Construction	Eau Claire	608-783-6411
Monarch Paving Company	Wausau	715-693-5200
American Asphalt of Wisconsin	Mosinee	715-693-5200
D. L. Gasser Construction, Inc.	Lake Delton	608-254-8333
Monarch Paving Company	New Richmond	715-268-2687
Trempealeau County Highway Dept.	Whitehall	715-538-2311
American Asphalt of Wisconsin	Wausau	715-693-5200
BACCO Construction Company	Iron Mt., MI	906-774-2616
Eau Claire Asphalt Corporation	Eau Claire	715-835-4858
Lakehead Blacktop & Materials of Superior	Superior	715-392-3844
Mathy Construction Company, Plants	Onalaska	608-783-6411
Monarch Paving Company	Wausau	715-693-5200
Pitlik & Wick Contractors	Eagle River	715-479-7488
Rusk County Hot Mix Plant	Ladysmith	715-532-2633
Senn Blacktop Inc./Twin City Materials, Inc.	Chippewa Falls	715-723-7928

GENERAL SPILL RESPONSE PROCEDURES

A quick response to a spill is necessary to reduce damage to your property, to neighboring properties, and to the environment. The more promptly a spilled substance is removed from the environment, the easier and less costly it is to clean up. The following list identifies some of the work activities that should be completed during a spill response.

Site Security:

- Restrict access of non-essential personnel to the site or facility.
- Identify any immediate dangers or risks to people in the area.
- Take appropriate safety measures to protect on-site personnel and the general public.

On-site Spill Assessment:

- Identify the material(s) spilled. Shipping papers and Material Safety Data Sheets (MSDS) are examples of sources for this information.
- Identify, mitigate and continue to monitor fire, explosion and vapor hazards, including venting of enclosed areas.
- Estimate the quantity of how much has been spilled. If this is not possible, determine the largest volume that may have been lost (e.g. the size of the container).
- Identify any on-site or nearby environmentally sensitive areas such as surface waters, wetlands, drainage ditches, drinking water wells, etc.

Containment:

- Prevent further discharges and contamination to the environment.
- Surface Waters: Every effort must be made to prevent petroleum and other chemicals from entering surface waters (storm sewers, ditches, lakes, and streams). If petroleum has entered water, absorbent booms and dikes must be used to prevent it from getting into the main flow of a stream or lake. The responsible party must monitor dikes and replace the booms as necessary.
- Ground Water: If the potential exists for ground water impact, the responsible party must immediately retain an environmental consultant to evaluate the site and submit a site investigation work plan to the Department of Natural Resources petroleum spills project manager in that area.
- Contain, control, and remove contaminated materials. Such actions may include, but are not limited to:
 - Soaking up liquids with absorbents (See Attachment for a listing of absorbent suppliers).
 - Using skimmers or other mechanical collectors for floating solids or liquids.
 - Using vacuum dredging for sunken solids or liquids.
 - Aerating contaminated waters and soils.
 - Excavating, treatment, storage or disposal of contaminated soil, and
 - Installing recovery trenches or wells for collection of free product.
 - Conduct a visual inspection of soils or groundwater at the site or facility to identify areas of obvious contamination.
 - Protect the spilled materials from weather conditions that may affect the chemical state, composition, or movement of the hazardous substance.

CLEANING UP THE SPILLED SUBSTANCE AND CONTAMINATED SOIL

To ensure that your clean up complies with Wisconsin's laws and rules, we recommend you hire a trained professional environmental consultant who understands what needs to be done. (See attached list of emergency spill contractors.) You may conduct the spill response clean up on your own. However, please be aware that the following requirements, regulations, and permits may apply.

SOIL EXCAVATION

Soil excavation may be required if any of the spilled material has seeped into the ground. If the spill has just occurred, you may be able to visually inspect the ground for signs of contamination and require soil removal as necessary. In larger spills or spill incidents that are several days old, a consultant must be retained to define the vertical and lateral extent of the contamination. Laboratory samples may be necessary, depending on the type and quantity of material involved in the spill. Additional sampling guidance can be obtained from the Regional Spills Coordinator.

SOIL REMOVAL PERMIT REQUIRED ALONG HIGHWAYS

The Department of Transportation (DOT) requires a permit whenever clean up involves work on a DOT right-of-way. Generally this applies only to major spills where a private contractor (rather than the County Highway Department) is involved. DOT wants to ensure that signing, traffic control and shoulder/road repairs are completed safely and legally. DOT wishes to emphasize that they will not delay a clean up while the permit is being processed, but that a courtesy call to them will help expedite proper restoration of the traffic corridor and the environment. Contact should also be made with local law enforcement authorities for directions on traffic control during clean up.

TRANSPORTATION OF CONTAMINATED SOIL/HAZARDOUS WASTE

A solid waste collection and transportation service operating license is required under NR 502.06 WI Adm. Code whenever excavated contaminated soils are transported. (See exception below) For more information on transportation of contaminated soil/hazardous waste contact the Northern Region Spills Coordinator. Exception: Responsible parties may transport contaminated soil in their own vehicles without a soil waste collection and transportation operating license, if the contaminated soil is hauled to a licensed solid waste storage, treatment or disposal facility.

SOIL DISPOSAL

Soil disposal is usually accomplished through land filling, biopiles, or incineration. (See the attached lists of approved facilities for these options.) Analytical sampling and testing is generally required prior to receiving approval for disposal of the soil.

If the release or spilled hazardous substance is a known petroleum product, a Department employee may be able to work with you and a nearby landfill, asphalt plant or thermal treatment unit to have the petroleum contaminated soil immediately transported to the facility for temporary storage, treatment or disposal. In this situation, the attached "Preapproval Statement for Processing Petroleum Contaminated Soil in Landfills, Asphalt Plants or Thermal Treatment Units" shall be signed by a Department employee.

SOIL STORAGE or TEMPORARY STOCKPILING OF CONTAMINATED SOIL may be required if the responsible party must wait for soil testing results or is unable to immediately locate a disposal site. Soil can be stored in a covered dump truck, covered roll-off box, or on an impermeable base such as 6mm plastic, asphalt, or concrete and covered with 6-mm plastic secured against the weather. A berm must be constructed around the stockpile to contain runoff.

DOCUMENTING YOUR SPILL RESPONSE

The responsible party shall send a report summarizing their response activities to DNR Northern Regional Spills Coordinator within 45 days of the incident. The following information shall be included in the spill response summary:

- A statement expressing the purpose of the submittal and the desired department action or response.
- Name, address, and telephone number of the responsible parties.
- Date and time of the release, spill, or discharge.
- Location of the site or facility, or discharge incident, including street address and municipality; quarter-quarter section; and legal description of lot if located in platted areas.
- The type and amount of hazardous substance discharge (best estimate).
- Actions taken to stop, contain, and clean up the spill.
- Sketch of the site or a map indicating relevant features (e.g. area of spill, tanks, streams, storm drains, etc.)
- Results of any sampling conducted to confirm the adequacy of the response.
- Documentation of treatment or disposal (landfill receipts, scale tickets, shipping papers, disposal records)
- Any other information that the department considers relevant.

A more comprehensive list of information to be submitted can be found in NR 708.05(6) WI Adm. Code

From the final report, the department shall decide if additional work is required. The decision for further work will be based on the criteria listed in NR 708.09 Wis. Adm. Code. If further work is needed, the department will notify you in a letter. At that time, an environmental consultant may have to be hired to perform the work.

Basic permits and requirements have been outlined above. If you have other questions regarding your required spill response and clean up, please contact the Regional Spills Coordinator.

**ONEIDA COUNTY
EMERGENCY MANAGEMENT INCIDENT REPORT**

Case No. EM09-174-01

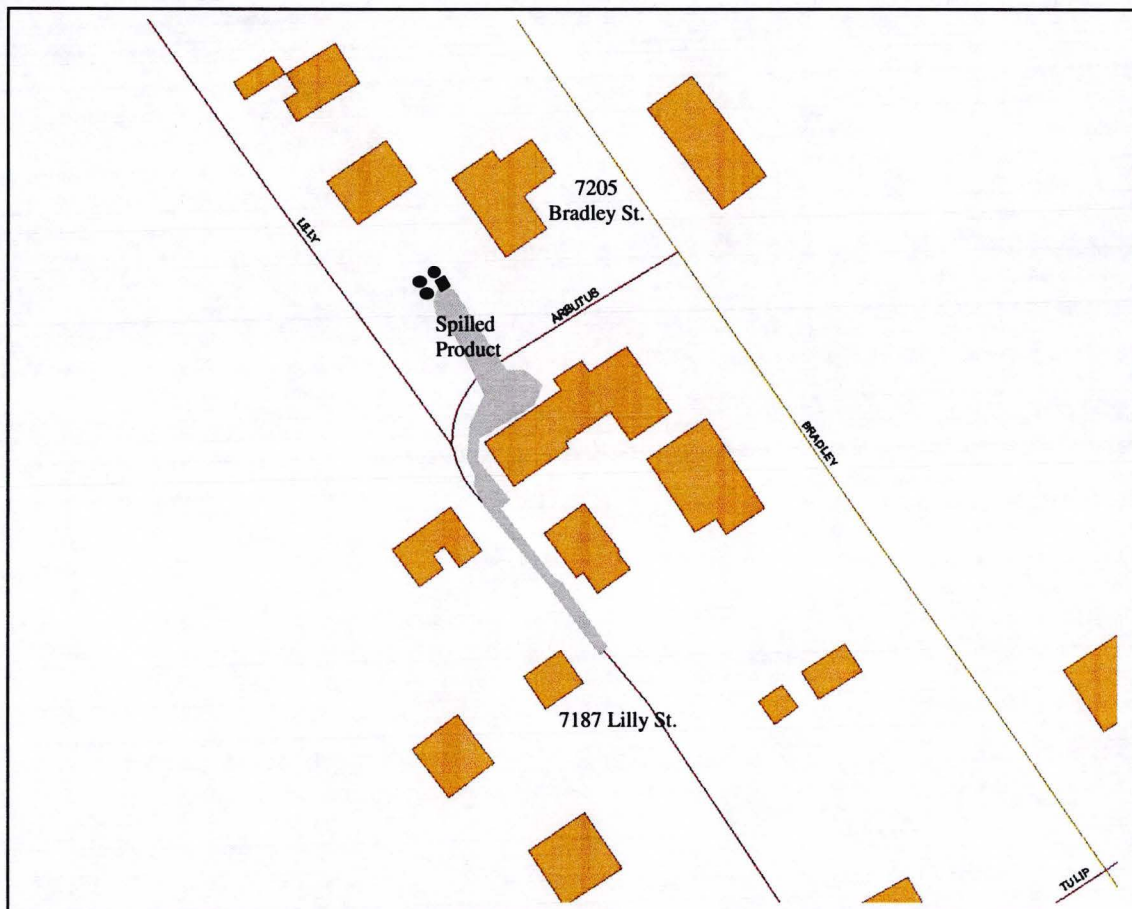
GENERAL INFORMATION	
Date of Incident: June 23, 2009	Time of Incident: HazMat Spill
Location of Incident: 7205 Bradley Street (Hwy 47)	

AGENCIES INVOLVED	
Lake Tomahawk Fire Department	Department of Natural Resources
Oneida County Emergency Management	Oneida County HazMat Team
Oneida County Ambulance	Newbold Fire Department
Oneida County Sheriff's Department	

INCIDENT INFORMATION
<p>On Tuesday, June 23, 2009 at approximately 10:06pm the Lake Tomahawk Fire Chief, Doug Rehm, requested the Oneida County HazMat Team to assist with a fuel spill near the intersection of Lilly Street and Arbutus Street in the Town of Lake Tomahawk.</p> <p>The Oneida County HazMat Team responded to the scene and made contact with Chief Rehm. An Oneida County Ambulance was dispatched to the scene to standby until the scene was determined safe.</p> <p>At approximately 10:55pm, Emergency Management Director Ken Kortenhof and HazMat Chief Clarence Puza arrived at the scene. HazMat Team Member Scott Counter explained to Kortenhof and Puza what mitigation measures were taken to absorb the material and stop the spread. Air monitoring of the area was conducted and determined the area to be safe.</p> <p>Director Kortenhof met with Oneida County Sheriff's Department Sgt. Bryan Wege and Deputy Dan Semmerling. According to Sgt. Wege the underground fuel tanks behind the vacant gas station were being pumped out. As a result, an unknown amount of product spilled on the ground. An approximate 50 – 55 gallon plastic container was located behind the building containing what is believed to be product pumped out from the underground fuel tanks. Sgt. Wege suspected Dave Teresinski from Three Lakes to be responsible for pumping the tanks. Sgt. Wege will have an Officer follow-up with the suspect.</p> <p>Director Kortenhof met with Chief Rehm. Chief Rehm stated he received a call from a near by resident, Jeff Smith, reporting the spilled fuel. Chief Rehm arrived at the scene and requested assistance from the Oneida County HazMat Team.</p>

Director Kortenhof met with HazMat Member Counter, in charge of HazMat operations at the scene. Counter stated it appeared product from the fuel tank(s) was pumped out onto the ground. The product ran from the tank lids down the parking lot across Arbutus Street and down Lilly Street. Some of the product may have run off the side of Lilly Street onto the shoulder of the road.

Counter stated oil dry was used to absorb the product on the road and contain it from reaching the shoulder. It is unknown how much product was spilled and how much reached the shoulder of the road.



Director Kortenhof contacted Wisconsin Emergency Management Duty Officer and reported the incident. At approximately 11:30pm Gary Eddy, the State DNR Hot Line Duty Officer, contacted Director Kortenhof and informed him DNR Warden Tim Ebert was en-route to the incident.

At approximately 12:20am the Oneida County HazMat Team and the Lake Tomahawk Fire Department were released from the scene.

DNR Warden Ebert arrived and spoke with Chief Rehm and Director Korten Hof. Ebert was advised of the incident and provided the information available.

On Wednesday, June 24, Director Korten Hof contacted John Sager the DNR Spill Coordinator for the area. Korten Hof provided Sager with the information regarding the incident. Sager contacted the responsible party and allowed him an opportunity to hire a contractor and clean the area up.

Responsible Party: Dave Teresinski
P.O. Box 336
1816 Timbershore Dr.
Three Lakes, WI. 54562
Phone: (715) 546-8063
Cell (715) 617-0848

Property Owner Information: Rupinder Arora
9894 Morgan Oaks Dr.
Minocqua, WI. 54548

B.P. Service Station Manager: Paul Arora (AKA Paul Singh, property owner's son)
9894 Morgan Oaks Dr.
Minocqua, WI. 54548
Phone: (715) 356-3685
Cell: (715) 892-2886

On Thursday, June 25, Director Korten Hof met with Lake Tomahawk Town Board Chairperson, Richard Mazurczak, John Sager and Chief Rehm at the location of the incident. A private contractor, REI, hired by Dave Teresinski, removed all the oil dry the previous night. Sager stated additional soil testing and possible removal still needs to take place. The DNR is responsible to ensure proper cleanup occurs.







Director Korten Hof and John Sager spoke with Paul Arora regarding his responsibility and what steps need to be taken to follow through with proper cleanup measures.

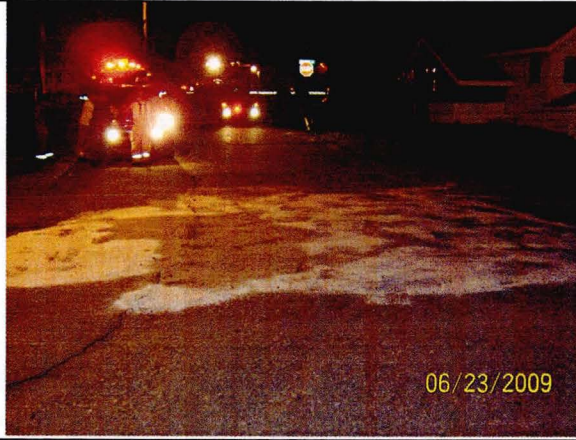
Director Korten Hof spoke with Dave Teresinski and informed him of the potential Emergency Response Charges he will be billed for. Teresinski stated he understood and said he does have insurance, but did not know the name of the company.

Oneida County Emergency Management

Date

Incident Photographs

 <p>06/23/2009</p>	 <p>06/23/2009</p>
<p>Underground tank covers</p>	<p>Surface near underground tank cover</p>
 <p>06/23/2009</p>	 <p>06/23/2009</p>
<p>Plastic container at scene filled with fluid</p>	<p>Plastic container at scene</p>
 <p>06/23/2009</p>	 <p>06/23/2009</p>
<p>Spilled area covered with oil dry</p>	<p>Spilled area covered with oil dry</p>



06/23/2009

Spilled area covered with oil dry



06/23/2009

Spilled area covered with oil dry



06/23/2009

Spilled area covered with oil dry



06/23/2009

Spilled area near the edge of Lilly St.



06/23/2009

Ground near Lilly St.



7205 Business where incident happened



CALL CARD - 911 EMERGENCY CENTER

Date 6/23/09

Location <u>Wills & Atholus</u> Township <u>LT</u>	Call Type	Transport: YES <input type="checkbox"/> NO <input type="checkbox"/>
Caller <u>467651</u> Tel. No. <u>Radio</u>	Action Taken By: <u>AP/CM</u>	Hospital:
Problem <u>Fuel Spill - standing fuel</u>	<input type="checkbox"/> 911	Other:
ADDITIONAL INFORMATION	<input type="checkbox"/> 911 Call	STATUS
	<input checked="" type="checkbox"/> Radio	Founded <input type="checkbox"/>
	<input type="checkbox"/> VIOP	Unfounded <input type="checkbox"/>
<u>15-20 gals over 50-70 yds</u>	<input type="checkbox"/> 5201	Case Number: <u>095C5655</u>

TYPE	POLICE	MEDICAL	FIRE	WPS	TOW	DNR	M.E.	MISC.
UNIT	718	MEDS	Med 4	LTAD	HA 22/760	6276		MEDS
REC						6294		
ACT	7207	7238/89	7238	7225	7226/02	2212		
AKN								
ENR	7207	2241	2238	2216	2210/27			2321
ARR	7224	2251		2218	2240/55	0015		2332
		2333	2333					0019
		2344	2354	0025	0018			0033
				0042				
				0050				