

17



DOC.# 09250445

Document Number

NOTICE OF CONTAMINATION

RECEIVED

JUN 12 2007

ERS DIVISION

REGISTER'S OFFICE | SS
Milwaukee County, WI

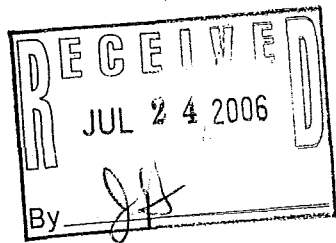
RECORDED 06/12/2006 10:28AM

JOHN LA FAVE
REGISTER OF DEEDS

AMOUNT: 43.00

Legal Description of the Property:

See enclosed Exhibit "A", #8277037.



STATE OF WISCONSIN,
COUNTY OF Milwaukee

Recording Area

Name and Return Address:

John J, Hnat, P G
Wisconsin Department of Natural
Resources
2300 Dr M L King Dr
Milwaukee, WI 53212

I, John J. Hnat, being first duly sworn, state that:

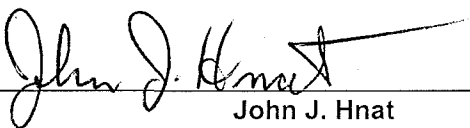
324-2416-7
Parcel Identification Number (PIN)

1. I am a Hydrogeologist, employed by the Wisconsin Department of Natural Resources (hereinafter "the Department") at its Southeast Regional Office.
2. I have personal knowledge of the facts herein set forth and believe the same to be true.
3. The Department has determined that contaminants discharged to the Ashley Bar-B-Que Property, (WDNR Case FID #241563190, BRRTS #03-41-001897 and PECFA #53206-2102-01), which is located at 1501 West Center Street, in the City of Milwaukee, County of Milwaukee, and which has the legal description as described in the enclosed Exhibit "A", has contaminated soil in the vicinity of the former underground storage tanks and as described in the report submitted to the Department enclosed as Exhibit "B".
4. The Department believes that removal or treatment of the contaminated soil, and/or groundwater monitoring, are required on the property under the authority of s. 292.11(3), Wisconsin Statutes.
5. On April 1, 2003, the Department sent a letter to Makbul Sajan, 301 West Coventry Court #208, Milwaukee, Wisconsin, advising him of the statutory requirement to restore the environment at the 1501 West Center Street, Milwaukee, Wisconsin location. No response to that letter has been received by the Department.
6. On August 24, 2005, the Department sent a certified letter, (7003 2260 0002 0575 2933), to Makbul Sajan, 301 West Coventry Court #208, Milwaukee, Wisconsin, advising him of the statutory requirement to restore the environment at the 1501 West Center Street, Milwaukee, Wisconsin location. That letter requested a written response by September 8, 2005. The letter was returned to the Department with a "forwarding order expired" notation on the envelope. No response to that letter has been received by the Department.
7. On August 31, 2005, the Department sent a certified letter, (7003 2260 0002 0575 2940), to Makbul Sajan, d/b/a Javad, Inc., 4302 West Capitol Drive Milwaukee, Wisconsin, advising him of the statutory requirement to restore the environment at the 1501 West Center Street location. That letter requested a written response by September 15, 2005. The signed returned receipt for this letter was received by the Department, stamped September 3, 2005. No response to that letter has been received by the Department.
8. On September 20, 2005, the Department sent a Notice of Violation letter, to Makbul Sajan, 6524 West Capitol Drive, Milwaukee, Wisconsin, for the property at 1501 West Center Street, Milwaukee, Wisconsin, requesting his presence at a scheduled enforcement conference on October 6, 2005. There was no response to that letter or his attendance at the scheduled meeting.
9. On October 6, 2005, the Department sent a Notice of Violation letter, to Makbul Sajan, 6524 West Capitol Drive, Milwaukee, Wisconsin, for the property at 1501 West Center Street, Milwaukee, Wisconsin, requesting his

In Re: Property Located in the
City of Milwaukee, Milwaukee County, Wisconsin
Described above.

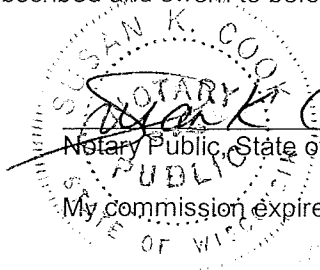
presence at a scheduled enforcement conference on November 9, 2005. There was no response to that letter or his attendance at the scheduled meeting.

- 10. On December 13, 2005, the Department sent a Notice of Violation letter, to Makbul Sajan, 18925 Cavendish Road, Brookfield, Wisconsin, for the property at 1501 West Center Street, Milwaukee, Wisconsin, requesting his presence at a scheduled enforcement conference on January 6, 2006. There was no response to that letter or his attendance at the scheduled meeting.
- 11. On April 7, 2006, the Department sent a certified letter (7003 2260 0002 0575 3060), to Makbul Sajan, d/b/a Javad, Inc., 18925 Cavendish Road, Brookfield, Wisconsin, advising that a notice of contamination would be recorded if satisfactory action to restore the environment did not commence. That letter requested a written response by April 25, 2006. The certified letter was accepted at the 18925 Cavendish Road address on April 10, 2006. No response to that letter has been received by the Department.
- 12. On April 25, 2006, the Department sent a certified letter, (7003 2260 0002 0575 3077), to Makbul Sajan, d/b/a Javad, Inc., 18925 Cavendish Road, Brookfield, Wisconsin, advising that the Department has made the decision to record a notice of contamination for the above-described property at the county Register of Deeds office. The Department included a draft copy of the affidavit that would be filled and advised Makbul Sajan he had 30-days to respond in writing to the Department from the date of receipt of these documents. Because the Department believes that contaminant and contaminant components currently found in the soil and/or groundwater on the property with the legal description shown in Exhibit "A", will continue to discharge into the environment, subsequent purchasers of the property could be held responsible for investigation and clean-up costs under s. 292.11(3), Wisconsin Statutes. An unacceptable response was received by the Department. The certified letter with the enclosed documents were returned to the Department from the United States Postal Service, stamped as "unclaimed" and received by the Department on May 23, 2006.



 John J. Hnat

Subscribed and sworn to before me this 12th day of June, 2006.



 Notary Public, State of Wisconsin
 My commission expires on: 03-15-2009

This document was drafted by the Wisconsin Department of Natural Resources, Remediation and Redevelopment, Southeast Region Headquarters.

DOCUMENT NO.

STATE BAR OF WISCONSIN
FORM 1--1982
WARRANTY DEED

UTS3375

8277037

REGISTER'S OFFICE 1 SS
Milwaukee County, WI

RECORDED AT 12:28 PM

05-08-2002

IGNATIUS J. NIEMCZYK
REGISTER OF DEEDS

AMOUNT 11.00

This Deed, made between Thomas C. Davis,

Grantor, and Makbul Sajan, Grantee,
Witnesseth, That the said Grantor, for a valuable consideration,
conveys to Grantee the following described real estate in
Milwaukee County, State of Wisconsin:

All of Lots 1 and 2, except the South 35 feet thereof, in Block 2 in
Townsend's Subdivision of Lot 10, in partition of 31.12 acres in the
East 1/2 of the Southeast 1/4 of Section 18, Township 7 North, Range 22
East, in the City of Milwaukee, Milwaukee County, State of Wisconsin.

RETURN TO
Makbul Sajan
1501 W. Center St.
Milwaukee, WI 53206

TRANSFER
\$114.⁰⁰
FEE

324-2416-7

Parcel Identification Number (PIN)

This is not homestead property.

Together with all and singular the hereditaments and appurtenances thereunto belonging;
And Grantor Thomas C. Davis warrants that the title is good,
indefeasible in fee simple and free and clear of encumbrances except municipal and zoning ordinances and agreements entered under
them, recorded easements for the distribution of utility and municipal services, recorded building and use restrictions and covenants
and general taxes levied in the year of closing and will warrant and defend the same.

Dated this 3rd Day of April, 2002.

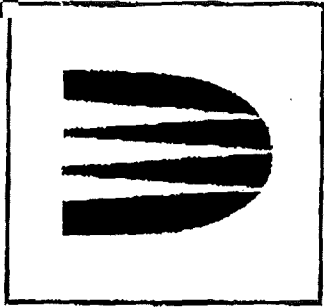
Thomas C. Davis (SEAL)
* Thomas C. Davis

* (SEAL)

* (SEAL)

* (SEAL)

REEL 5323
IMAGE 2136



DRAKE
Environmental Inc.

Fax Transmittal

Fax Number: 263-8483

To: Jay Hnat

Company: WDNR

Department: _____

From: Angie Baran at Drake Environmental Inc.

Date: 8/23/05 Time: 3:20 pm

Subject: Jay

This is the documentation for the removal of both tanks at 1501 Center Street from 1991. Please read the email from DJ Burns (from Drake Env). It explains more about the site & tank removal.

Sincerely,
Angie Baran

Respond By: _____

EXHIBIT "B"

13

Number of pages being transmitted. (Including cover sheet)

Please call 414-384-1440 if all pages are not received.

530 S. 11th Street
Milwaukee, WI 53204
Phone: (414) 384-1440
Fax (414) 384-4344

www.drake.cc
email@drake.cc

September 20, 1991

Ms. Mary Nehr
4513 North 69th Street
Milwaukee, Wisconsin 53218

RE: Tank Closure Assessment at the Ashley's BBQ property in Milwaukee, Wisconsin
-- Job No. J91058

Dear Ms. Nehr:

Drake Environmental, Inc. was retained to conduct a Tank Closure Assessment (TCA) at the Ashley's property located at 1501 West Center Street in Milwaukee, Wisconsin. The purpose of the TCA was to document the procedures used to remove two underground storage tanks (USTs) and conduct soil sampling to confirm the absence of contamination. During the removal of the gasoline USTs on September 16, 1991, obvious soil contamination was encountered. The soils at the base of the UST cavity were stained and exhibited petroleum odors.

To qualitatively evaluate the degree of soil impacts, eleven samples were collected from the base and side walls of the final excavation. Figure 1 attached illustrates the locations of the samples. Each sample was transferred to two separate containers, a 4 ounce glass jar and an 8 ounce glass jar. All jars were new and had metal screw-on lids. The 8 ounce jars were filled about halfway and allowed to stabilize for screening. The 4 ounce jars were placed on ice in a cooler for possible submittal to an independent laboratory for analytical testing.

The screening procedure consisted of testing the air space in the 8 ounce jars with an OVM Model 580A photoionization detector (PID) with a 10.6 electron volt (eV) lamp calibrated to benzene. Each sample was vigorously shaken. The cover of the jar was slightly opened and the tip of the PID inserted into the headspace. The highest reading on the gauge was recorded. The PID provided a qualitative measurement of volatile organic compounds (VOCs) with ionization potentials less than 10.6 eV (which includes compounds found in petroleum products).

The results of the PID screening are presented on Figure 1. In summary, the samples exhibited readings that ranged from 56 to 391. To evaluate the significance of the data, the PID readings were compared to 10, a limit frequently used by the DNR to indicate the presence of contamination that warrants further investigation and possible remediation. Consequently, there appears to be significant petroleum contamination as

Exhibit "B"

a result of releases from the former USTs. No companion samples (4 ounce jars) were submitted for quantification because further investigation is required at the site.

The DNR does not require completion of the TCA when contamination is encountered, and therefore, the TCA was terminated. However, the DNR must be notified and an investigation completed to define the extent of the impacts and provide recommendations for remediation.

In accordance with your verbal authorization, the DNR was notified on September 18, 1991. A Remedial Investigation (RI) proposal has been prepared that recommends a work scope to further study the site. The RI can be implemented immediately, if authorized.

The costs for the RI and remediation that may be warranted are expected to be eligible for reimbursement under the PECFA program. If requested, we can notify DILHR that a claim will be submitted for the remediation project. In addition, we can assist you with the application for reimbursement.

If you have any questions with regards to the work that has been completed or the proposed RI, please feel free to call.

Respectfully,

DRAKE ENVIRONMENTAL, INC.

Michael D. Frede, P.E.
Principal Engineer

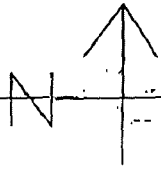
2/J91058A

Exhibit "B"

DRAKE ENVIRONMENTAL INC.

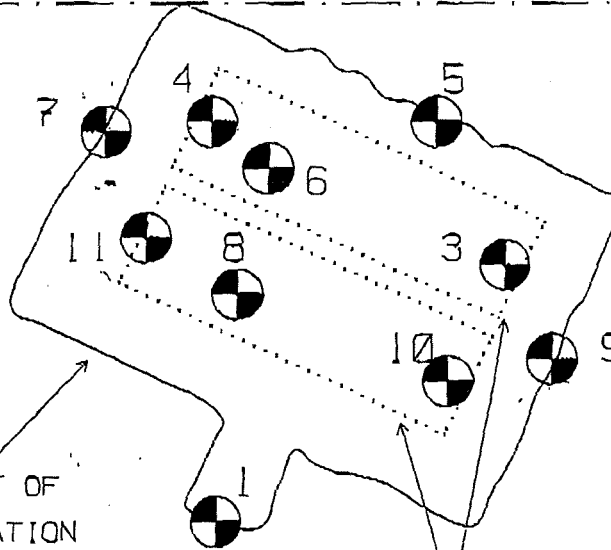
CENTER ST.

SIDEWALK



SAMPLE NO.	DEPTH	P10 READING
1	8'	316
2	-	62
3	7'	356
4	7'	358
5	7'	325
6	9'	71
7	7'	358
8	9'	58
9	7'	391
10	7'	356
11	7'	395

**SAMPLE #2 CAME FROM INSIDE THE NORTHERN TANK (PEA GRAVEL)



EXTENT OF EXCAVATION

FORMER 4000 GAL. GASOLINE TANKS

CONCRETE

PROPERTY BOUNDARY

SIDEWALK

SIDEWALK

15TH ST.



ASHLEY'S
BBQ

GRASS

Exhibit "B"

SITE DIAGRAM	FIGURE 1
ASHLEY'S BBQ TANK CLOSURE	DRAWN BY KJP
PROJECT NO. J91058	SCALE: 1" = 10'

DRAKE ENVIRONMENTAL, INC.

DAILY FIELD REPORT

JOB NAME: ASHLEYS BRD JOB NUMBER: J91028 FIELD PERSON: KOP

DATE: 9/16/91 SUBCONTRACTOR: NORTHSHORE

NAMES OF SUB WORKERS: JOE DAVE JERRY STEVE NAME OF CLIENT: JAMES GLADNEY

NAME OF ON-SITE CONTACT: JAMES GLADNEY

	DESCRIPTION OF WORK BEING DONE	
--	--------------------------------	--

ARRIVED ON SITE AT 2:00

MET W/ JEFF FROM N.S. AND DISCUSSED WHAT HAS HAPPENED AND WHAT STILL NEEDS TO BE DONE.

I WAS TOLD THAT THERE WAS SOME PRETTY BAD STUFF UNDER THE FIRST TANK WHICH HAD ALREADY BEEN PULLED THAT SOIL WAS STOCKPILED ON THE SOUTH SIDE OF THE EXCAVATION.

THE SOUTHERN TANK HAD SEVERAL HOLES AND PITTING THROUGH WITH A LARGE HOLE ON THE BOTTOM.

MET W/ TIM (FIRE INSPECTOR) AT 2:30. HE BELIEVES THAT THERE IS ANOTHER PUMP UNDER POSSIBLY WAS IN THE ADDITION OF THE EXISTING BUILDING. THE EXPOSED DISPENSING LINES RUN TOWARD THAT ~~EXISTING~~ ADDITION N.S. DUG LATERALY SOUTH(S) TOWARD THE ADDITION. CONTAMINATED SOILS WERE STILL FOUND AT ABOUT

THE TOP OF THE NORTHERN TANK WAS BEING TORCHED OPEN WHEN I ARRIVED.

THE TOP WAS TAKEN OFF AND THADOMER TANK ARRIVED AT 2:30 TO PUMP THE WATER INSIDE THE NO. TANK.

THE SEA GRAVEL WAS REMOVED AND THE TANK ALSO.

N.S. CLEARED OUT THE PIT TO A CLEAN BOTTOM (RYSMILL)

ALL SAMPLES WERE TAKEN

N.S. BACKFILLED THE PIT AND LOADED THE TANKS INTO THE TRUCKS

N.S. DECIDED TO BACKFILL THE CONCRETE ALSO (NORTH SIDE OF EXCAVATION)

THE NORTHERN TANK HAD SEVERAL HOLES AND PITTING ON THE BOTTOM AND END SEAMS

N.S. CAPPED OFF THE PIPING LEADING INTO THE EXCAVATION

Exhibit "B"

Wisconsin Department of Industry, Labor and Human Relations

CHECKLIST FOR UNDERGROUND TANK CLOSURE

RETURN COMPLETED CHECKLIST
Safety & Buildings Division
Fire Prevention & Underground Storage Tank Section
P. O. Box 7969, Madison, WI 5370

Complete one form for each site closure.

A. IDENTIFICATION: (Please Print)

1. Installation Name _____ 2. Owner Name Wary Jahr

Installation Street Address _____ Owner Street Address 4513 N. 60th St

1501 N. Center Street
 City Village Town of: _____
 City Village Town of: _____ State _____ Zip Code _____

Wisconsin State 53206 Zip Code Wisconsin County Wisconsin County Telephone No. (include area code) (414) 466-9592

3. Closure Company Name _____ Closure Company Street Address, City, State, Zip Code _____
North Shore Excavating, Inc. 9730 A. N. Granville Rd., Menomonie, WI 53092

Company Telephone No. (include area code) _____ Certified Remover Name _____ Remover Certification No. _____
(414) 242-2712 _____

4. Name of Company Performing Closure Assessment _____ Assessment Company Street Address, City, State, Zip Code _____
Drake Environmental Services, Inc. 801 W17104 Appleton Ave., Menomonie, WI 53051

Company Telephone No. (include area code) _____ Certified Assessor Name _____ Assessor Certification No. _____
(414) 253-1440 _____

Tank ID #	Closure	Temp. Closure	Closure In Place	Tank Capacity	Contents *	Closure Assesment
1.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4,000 gal.	02	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
2.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4,000 gal.	02	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/> Y <input type="checkbox"/> N
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/> Y <input type="checkbox"/> N
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/> Y <input type="checkbox"/> N
6.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/> Y <input type="checkbox"/> N

* Indicate which product by numeric code: 01-Diesel; 02-Leaded; 03-Unleaded; 04-Fuel Oil; 05-Gasohol; 06-Other; 09-Unknown; 10-Prer; 11-Waste oil; 13-Chemical (indicate the chemical name(s) or numbers(s)); 14-Kerosene; 15-Aviator

Notification was provided to the local authorities 15 days in advance of closure date. Y N N
All local permits were obtained before beginning closure. Y N N

B. TEMPORARILY OUT OF SERVICE

Remover Verified Inspector Verified N.

- Product Removed
 - Product lines drained into tank (or other container) and resulting liquid removed, AND Y N [
 - All product removed to bottom of suction line, OR Y N [
 - All product removed to within 1" of bottom. Y N [
- Fill pipe, gauge pipe, tank truck vapor recovery fittings, and vapor return lines capped. Y N [
- All product lines at the islands or pumps located elsewhere are removed and capped, OR Y N [
- Dispensers/pumps left in place but locked and power disconnected. Y N [
- Vent lines left open. Y N [
- Written inspector approval of temporary closure obtained, which is effective until _____ (Date) Y N [
- Inventory form filed by owner indicating temporary closure. Y N [

C. CLOSURE BY REMOVAL

- Product from piping drained into tank (or other container). Y N [
 - Piping disconnected from tank and capped or removed. Y N [
 - All liquid and residue removed from tank using explosion proof pumps or hand pumps. Y N [
 - All pump motors and suction hoses bonded to tank or otherwise grounded. Y N [
 - Fill pipes, gauge pipes, vapor recovery connections, submersible pumps and other fixtures removed. Y N [
- NOTE: DROP TUBE SHOULD NOT BE REMOVED IF THE TANK IS TO BE PURGED THROUGH THE USE OF AN EDUCTOR.
- Vent lines left connected until tanks purged. Y N [
 - Tank openings temporarily plugged so vapors exit through vent. Y N [
 - Tank atmosphere reduced to 10% of the lower flammable range (LEL) - see Section F. Y N [
 - Tank removed from excavation after PURGING/INERTING; placed on level ground and blocked to prevent movement. Y N [

C. CLOSURE BY REMOVAL (continued)

- | | Remover Verified | Inspector Verified | NA |
|--|--|--|--------------------------|
| 12. Tank labeled in 2" high letters after removal but before being moved from site. <i>201 11 08 2011</i> | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> |
| NOTE: COMPLETE TANK LABELING SHOULD INCLUDE WARNING AGAINST REUSE; FORMER CONTENTS; VAPOR STATE; VAPOR FREEING TREATMENT; DATE. | | | |
| 13. Tank vent hole (1/8 th " in uppermost part of tank) installed prior to moving the tank from site. | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> |
| 14. Inventory form filed by owner with Safety and Buildings Division indicating closure by removal. | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> |
| 15. Site security is provided while the excavation is open. | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> |

D. CLOSURE IN PLACE

NOTE: CLOSURES IN PLACE ARE ONLY ALLOWED WITH THE PRIOR APPROVAL OF THE DEPARTMENT OF INDUSTRY, LABOR AND HUMAN RELATIONS.

- | | | | |
|---|---|--------------------------|--------------------------|
| 1. Product from piping drained into tank (or other container): | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Piping disconnected from tank and capped or removed. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. All liquid and residue removed from tank using explosion proof pumps or hand pumps. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. All pump motors and suction hoses bonded to tank or otherwise grounded. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. Fill pipes, gauge pipes, vapor recovery connections, submersible pumps and other fixtures removed. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| NOTE: DROP TUBE SHOULD NOT BE REMOVED IF THE TANK IS TO BE PURGED THROUGH THE USE OF AN EDUCTOR. | | | |
| 6. Vent lines left connected until tanks purged. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. Tank openings temporarily plugged so vapors exit through vent. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. Tank atmosphere reduced to 10% of the lower flammable range (LEL) - see Section F. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 9. Openings cut in tank top if necessary to introduce inert material. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 10. Solid inert material (sand, cyclone boiler slag, pea gravel recommended) introduced and tank filled. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 11. Vent line disconnected or removed. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 12. Inventory form filed by owner with Safety and Buildings Division indicating closure in place. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |

E. CLOSURE ASSESSMENTS

NOTE: DETERMINE IF A CLOSURE ASSESSMENT IS REQUIRED BY REFERRING TO ILHR 10.

- | | | | |
|--|---|-------------------------------------|--------------------------|
| 1. Individual conducting the assessment has a closure assessment plan (written) which is used as the basis for their work on the site. | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Do points of obvious contamination exist? | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. Are there strong odors in the soils? | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Was a field screening instrument used to pre-screen soil sample locations? | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. Was a closure assessment omitted because of obvious contamination? | <input type="checkbox"/> Y <input type="checkbox"/> N | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Was the DNR notified of suspected or obvious contamination? | <input type="checkbox"/> Y <input type="checkbox"/> N | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Agency and office contacted: _____ | | | |
| 7. Contamination suspected because of: <input type="checkbox"/> Odor <input type="checkbox"/> Soil Staining <input type="checkbox"/> Free Product <input type="checkbox"/> Sheen On Groundwater <input type="checkbox"/> Field Instrument Test | | | |

F. METHOD OF ACHIEVING 10% LEVEL DESCRIPTION

Eductor Or Diffused Air Blower

Eductor driven by compressed air, bonded and drop tube left in place; vapors discharged minimum of 12 feet above ground. Diffused air blower bonded and drop tube removed. Air pressure not exceeding 5 psig.

Dry Ice

Dry ice introduced at 1.5 pounds per 100 gallons of tank capacity. Dry ice crushed and distributed over the greatest possible tank area. Dry ice evaporated before proceeding.

Inert Gas (CO/2 or N/2) **NOTE: INERT GASSES PRODUCE AN OXYGEN DEFICIENT ATMOSPHERE. THE TANK MAY NOT BE ENTERED IN THIS STATE WITHOUT SPECIAL EQUIPMENT**

Gas introduced through a single opening at a point near the bottom of the tank at the end of the tank opposite the vent. Gas introduced under low pressure not to exceed 5 psig to reduce static electricity. Gas introducing device grounded.

Tank atmosphere monitored for flammable or combustible vapor levels.

Calibrate combustible gas indicator. Drop tube removed prior to checking atmosphere. Tank space monitored at bottom, middle and upper portion of tank. Readings of 10% or less of the lower flammable range (LEL) obtained before removing tank from ground.

G. NOTE SPECIFIC PROBLEMS OR NONCOMPLIANCE ISSUES BELOW

INSPECTOR INFORMATION

T. Tompkins
Inspector Name (print)

[Signature]
Inspector Signature

Inspector Certification No.

1501 W. Center
FDID # For Location Where Inspection Performed

(414) 278-2500
Inspector Telephone Number

[Signature]
Date Signed

Exhibit "B" OWNER

PT. OF BLDG. INSPECTION
N. BROADWAY
MILWAUKEE, WISCONSIN 53202

CITY OF MILWAUKEE, WISCONSIN APPLICATION FOR PERMIT

INSTRUCTIONS
1. TYPE OR PRINT A SEPARATE FORM FOR EACH LOCATION
2. RETURN ALL COMES WITH FEE TO THIS OFFICE.

LOCATION (GIVE EXACT STREET ADDRESS) 1501 West Center Street		FOR BLDG. INSPECTION USE ONLY	
APART/TENANT	PHONE NO.	PERMIT NO.	DATE
OWNER'S NAME Mary Nehr	ADDRESS 4513 North 69th Street	PHONE NO. (414) 466-8582	
ARCHITECT OR ENGINEER	ADDRESS	PHONE NO.	
TRACTOR North Shore Excavating, Inc.	ADDRESS 9730 A. N. Granville RD. Mequon, WI	PHONE NO. (414) 242-2712	
NO.	HISTORIC YES <input type="checkbox"/> NO <input type="checkbox"/>	OCCUPANCY USE OF BLDG. (BE SPECIFIC)	BOZA YES <input type="checkbox"/> NO <input type="checkbox"/>
USE GROUP (CIRCLE THE PROPER USE GROUP)		COST OF JOB	

FOR DEPARTMENT USE ONLY	
[1] One family [2] Two family [3] 3-4 family [4] 5-fam./gtr.	[5] Hotel/Motel [6] Other residential [7] Recreation bldg. [8] Religious bldg.
[9] Industrial bldg. [10] Public parking [11] Service station [12] Institutnl. bldg.	[13] Office building [14] Education bldg. [15] Utility [16] Mercantile
[17] Other non-res. [18] Structure/ not bldg. [19] Res. garage	

TYPE OF PERMIT	PERMIT FEE	IS THIS BUILDING FIRE DAMAGED OR SUBJECT TO A CONDEMNATION ORDER?	YES	NO
ALTERATIONS		STATE IN DETAIL THE KIND OF WORK TO BE PERFORMED: Excavate, clean & dispose of the following		
SIDING		Underground Storage Tanks:		
FENCE		2-4,000 gal. gas tanks.		
FIRE DAMAGE				
RAZING/DEMOLITION		Per conversation with Barney 9/10/91		
GAS FURNACE		Inspection on 9/16/91 - 12:00 PM		
BOILER				
AIR CONDITIONING				
FIRE PROTECTION				
ON PREMISE SIGN		I declare that an asbestos project (as defined in Chapter 66 of the Milwaukee Code of Ordinances) will not be included in the work performed under this permit.		
TANK REMOVAL	100.00	Signature of Applicant:		
		It is hereby agreed between the undersigned, as owner, his agent or servant, and the City of Milwaukee, that for and in consideration of the premises and of the permit to construct, erect, alter or install and the occupancy of building as above described, to be issued and granted by the Commissioner of Building Inspection, that the work thereon will be done in accordance with the descriptions herein set forth in this statement, and is further agreed to construct, erect, alter or install and occupy in strict compliance with Chapter 300 to Chapter 309 of the Milwaukee Code of Ordinances and all amendments thereto, and to obey any and all lawful orders of the Commissioner of Building Inspection of the City of Milwaukee, and of laws of the provisions of Chapter 570 of the laws of Wisconsin of the year 1919, and Chapter 8 of the Milwaukee City Charter of the year 1984, and all amendments thereto.		
TOTAL FEE	100.00	Keith Hitzke, President		
NAME OF BLDG. INSPECTION PERSONNEL EMPLOYED		SIGNATURE OF APPLICANT		

Exhibit "B"

DEPARTMENT OF BUILDING INSPECTION
CITY OF MILWAUKEE, WISCONSIN

PERMIT COPY

654416

PERMIT ISSUED FOR --	Tank Removal	FEE \$100.00
		FEE
		FEE
OWNER'S NAME (SAME AS BELOW UNLESS NOTED HERE)	PREMISES ADDRESS	TOTAL FEE
Mary Nehr	1501 W. Center St.	\$ 100.00

THE PERSON OR PERSONS NAMED HEREON ARE HEREBY GIVEN PERMISSION TO PERFORM AS INDICATED ABOVE AND AGREE TO COMPLY WITH THE REQUIREMENTS OF VOLUME II (THE BUILDING AND ZONING CODE OF 1992) OF THE MILWAUKEE CODE OF ORDINANCES AND WITH ALL OF THE ADDITIONS AND AMENDMENTS THERE TO, AND FURTHER AGREES THAT ALL WORK WILL CONFORM WITH THE APPLICATION FOR PERMIT AND DRAWINGS AS APPROVED, OR SAID PERSON OR PERSONS SHALL BE SUBJECT TO THE PENALTIES AS PRESCRIBED IN SECTION 12.14.

NAME	- North Shore Excavating, Inc.	ADDRESSEE IS
ADDRESS	- 9730A N. Granville Rd.	<input type="checkbox"/> OWNER OR AGENT
CITY & STATE	- Mequon, Wisc. 53092	<input type="checkbox"/> ARCHITECT OR ENGINEER
		<input type="checkbox"/> CONTRACTOR

NOTE: THIS PERMIT IS VALID ONLY IF THE AMOUNT DUE (TOTAL FEE SHOWN ABOVE) IS PAID IN LEGAL TENDER AND AGREES WITH THE CITY OF MILWAUKEE VALIDATION INSERTED IN THE BLOCK PROVIDED.

Form BI-4 (Rev. 2)

1 10000

091891273

VOID IF NOT VALIDATED HERE

Exhibit "B"

Wisconsin Department of Industry,
Labor and Human Relations

**UNDERGROUND
PETROLEUM PRODUCT
TANK INVENTORY**

Send Completed Form To:
Safety & Buildings Division
P.O. Box 7969
Madison, WI 53707
Telephone (608) 267-5280

For Office Use Only:
Tank ID #

This form is to be completed pursuant to Section 101.142, Wis. Stats., to register all underground tanks in Wisconsin that have stored or currently store petroleum or regulated substances. Please see the reverse side for additional information on this program. An underground storage tank is defined as any tank with at least 10 percent of its total volume (included piping) located below ground level. A separate form is needed for each tank. Send each completed form to the agency designated in the top right corner.

This registration applies to a tank that is (check one):

- 1. In Use or New
- 2. Abandoned With Product
- 3. Abandoned No Product (empty) or With Water
- 4. Closed - Tank Removed
- 6. Closed - Filled With Inert Material
- 7. Out of Service
- 8. Changed Ownership (Indicate new owner below)

Fire Department Providing Fire Coverage Where Tank Located:

City of Milwaukee

A. IDENTIFICATION: (Please Print)

1. Tank Site Name: ASHLEYS BBQ Site Address: 1501 West Center St. Site Telephone No.: 111/111

City Milwaukee Village Town of: State: WIS. Zip Code: 53206 County: Milwaukee

2. Owner Name (mail sent here unless indicated otherwise in #3 below): MS. MARY NEHE Owner Mailing Address (mail sent here unless indicated otherwise in #3): 4513 NORTH CASH ST

City Milwaukee Village Town of: State: Wisc. Zip Code: 53218 County: Milwaukee

3. Alternate Mailing Name If Different Than #2: _____ Alternate Mailing Street Address If Different From #2: _____

City Village Town of: State Zip Code County

4. Tank Age (date installed, if known: or years old): Unknown 5. Tank Capacity (gallons): 4000 6. Tank Manufacturer's Name (if known): Unknown

B. TYPE OF USER (check one):

- 1. Gas Station
- 2. Bulk Storage
- 3. Utility
- 4. Mercantile
- 5. Industrial
- 6. Government
- 7. School
- 8. Residential
- 9. Agricultural
- 10. Other (specify): _____

C. TANK CONSTRUCTION:

- 1. Bare Steel
- 2. Cathodically Protected and Coated Steel (A. Sacrificial Anodes or B. Impressed Current)
- 3. Coated Steel
- 4. Fiberglass
- 5. Other (specify): _____
- 6. Relined
- 7. Steel - Fiberglass Reinforced Plastic Composite
- 9. Unknown

Approval: 1. Nat'l Std. 2. UL 3. Other: _____ Is Tank Double Walled? Yes No

Overfill Protection Provided? Yes No If yes, identify type: _____ Spill Containment? Yes No

Tank leak detection method: 1. Automatic tank gauging 2. Vapor monitoring 3. Groundwater monitoring 4. Inventory control and tightness testing 5. Interstitial monitoring 6. Not required at present 7. Manual Tank Gauging (only for tanks of 1,000 gallons or less)

D. PIPING CONSTRUCTION

- 1. Bare Steel
 - 2. Cathodically Protected and Coated or Wrapped Steel (A. Sacrificial Anodes or B. Impressed Current)
 - 3. Coated Steel
 - 4. Fiberglass
 - 5. Other (specify): _____
 - 9. Unknown
- Piping System Type: 1. Pressurized piping with: A. auto shutoff; B. alarm; or C. flow restrictor 2. Suction piping with check valve at tank 3. Suction piping with check valve at pump and inspectable

Piping leak detection method: used if pressurized or check valve at tank: 1. Vapor monitoring 2. Interstitial monitoring 3. Groundwater monitoring 4. Tightness testing 5. Line Leak Detector 6. Not Required

Approval: 1. Nat'l Std 2. UL 3. Other: _____ Double Walled: Yes No

E. TANK CONTENTS

- 1. Diesel
- 2. Leaded
- 3. Unleaded
- 4. Fuel Oil
- 5. Gasohol
- 6. Other
- 7. Empty
- 8. Sand/Gravel/Slurry
- 9. Unknown
- 10. Premix
- 11. Waste Oil
- 12. Propane
- 13. Chemical * _____
- 14. Kerosene
- 15. Aviation

* If # 13 is checked, indicate the chemical name(s) or number(s) of the chemical or waste.

f Tank Closed, Give Date (mo/day/yr): 9-16-91 Has a site assessment been completed? (see reverse side for details) Yes No

f Installation of a new tank is being reported, indicate who performed the installation inspection:
1. Fire Department 2. DILHR 3. Other (identify): _____

Name of Owner or Operator (please print): MARY NEHE Indicate Whether: Owner or Operator

Signature of Owner or Operator: Mary Nehe Date Signed: 10-2-91

BD-7437 (R. 03/91) **IMPORTANT:** Complete as many items on this form as possible. Failure to provide sufficient information may cause you to fall under additional regulations.

Wisconsin Department of Industry, Labor and Human Relations

UNDERGROUND PETROLEUM PRODUCTS RECEIVED TANK INVENTORY

Send Completed Form To: Safety & Buildings Division P.O. Box 7969 Madison, WI 53707 Telephone (608) 267-5280

For Office Use Only: Tank ID #

This form is to be completed pursuant to Section 101.142, Wis. Stats., to register all underground tanks in Wisconsin that have stored or currently store petroleum or regulated substances. Please see the reverse side for additional information on this program. An underground storage tank is defined as any tank with at least 10 percent of its total volume (included piping) located below ground level. A separate form is needed for each tank. Send each completed form to the agency designated in the top right corner.

This registration applies to a tank that is (check one): 1. In Use or New 2. Abandoned With Product 3. Abandoned No Product (empty) or With Water 4. Closed - Tank Removed 5. Closed - Filled With Inert Material 6. Out of Service 7. Changed Ownership (Indicate new owner below) 8. Fire Department Providing Fire Coverage Where Tank Located:

A. IDENTIFICATION: (Please Print) 1. Tank Site Name: ASHLEYS BBQ, Site Address: 1501 WEST CENTER ST, Site Telephone No.: N/A. 2. Owner Name: MRS MARY NEHR, Owner Mailing Address: 4513 NORTH 6TH ST. 3. Tank Age: UNKNOWN, Tank Capacity: 4000, Tank Manufacturer's Name: UNKNOWN.

B. TYPE OF USER (check one): 1. Gas Station 2. Bulk Storage 3. Utility 4. Mercantile 5. Industrial 6. Government 7. School 8. Residential 9. Agricultural 10. Other (specify):

C. TANK CONSTRUCTION: 1. Bare Steel 2. Cathodically Protected and Coated Steel (A. Sacrificial Anodes or B. Impressed Current) 3. Coated Steel 4. Fiberglass 5. Other (specify): 6. Relined 7. Steel-Fiberglass Reinforced Plastic Composite 8. Unknown. Approval: 1. Nat'l Std. 2. UL 3. Other: Is Tank Double Walled? Yes No. Overfill Protection Provided? Yes No. Tank leak detection method: 1. Automatic tank gauging 2. Vapor monitoring 3. Groundwater monitoring 4. Inventory control and tightness testing 5. Interstitial monitoring 6. Not required at present 7. Manual Tank Gauging (only for tanks of 1,000 gallons or less).

3. PIPING CONSTRUCTION: 1. Bare Steel 2. Cathodically Protected and Coated or Wrapped Steel (A. Sacrificial Anodes or B. Impressed Current) 3. Coated Steel 4. Fiberglass 5. Other (specify): 6. Unknown. Piping System Type: 1. Pressurized piping with: A. auto shutoff; B. alarm; or C. flow restrictor 2. Suction piping with check valve at tank 3. Suction piping with check valve at pump and inspectable. Piping leak detection method: used if pressurized or check valve at tank: 1. Vapor monitoring 2. Interstitial monitoring 3. Groundwater monitoring 4. Tightness testing 5. Line Leak Detector 6. Not Required. Approval: 1. Nat'l Std. 2. UL 3. Other: Double Walled: Yes No.

TANK CONTENTS: 1. Diesel 2. Leaded 3. Unleaded 4. Fuel Oil 5. Gasohol 6. Other 7. Empty 8. Sand/Gravel/Slurry 9. Unknown 10. Premix 11. Waste Oil 12. Propane 13. Chemical 14. Kerosene 15. Aviation. If # 13 is checked, indicate the chemical name(s) or number(s) of the chemical or waste.

Tank Closed, Give Date (mo/day/yr): 9-16-91. Has a site assessment been completed? (see reverse side for details) Yes No.

Installation of a new tank is being reported, indicate who performed the installation inspection: 1. Fire Department 2. DILHR 3. Other (identify):

Name of Owner or Operator (please print): MARY NEHR. Indicate Whether: Owner or Operator. Signature of Owner or Operator: Mary E. Nehr. Date Signed: 10-2-91. Exhibit 'B'