

GIS REGISTRY

Cover Sheet

May, 2009
(RR 5367)

Source Property Information

BRRTS #: 02-05-000205

CLOSURE DATE: Oct 14, 2009

ACTIVITY NAME: Van Drisse Oil

FID #:

PROPERTY ADDRESS: 2200 N Franken Rd

DATCP #:

MUNICIPALITY: New Franken

COMM #: 54229970100A

PARCEL ID #: HM-322

*WTM COORDINATES:

X: 692775 Y: 452930

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

WTM COORDINATES REPRESENT:

Approximate Center Of Contaminant Source

Approximate Source Parcel Center

Please check as appropriate: (BRRTS Action Code)

Contaminated Media:

Groundwater Contamination > ES (236)

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

Contamination in ROW

Contamination in ROW

Off-Source Contamination

Off-Source Contamination

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

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

Land Use Controls:

N/A (Not Applicable)

Cover or Barrier (222)

Soil: maintain industrial zoning (220)

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

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

Vapor Mitigation (226)

Structural Impediment (224)

Maintain Liability Exemption (230)

Site Specific Condition (228)

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

Monitoring Wells:

Are all monitoring wells properly abandoned per NR 141? (234)

Yes No N/A

** Residual Contaminant Level*

***Site Specific Residual Contaminant Level*

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

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

BRRTS #: 02-05-000205 PARCEL ID #: HM-322

ACTIVITY NAME: Van Drisse Oil WTM COORDINATES: X: 692775 Y: 452930

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

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

SOURCE LEGAL DOCUMENTS

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

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

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

- Location Map:** A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.
Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.
Figure #: 1 **Title: Site Location and Local Topography**
- Detailed Site Map:** A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 4 **Title: Monitoring Well Locations**
- Soil Contamination Contour Map:** For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 1 **Title: Estimated Extent of Soil Contamination**

BRRTS #: 02-05-000205

ACTIVITY NAME: Van Drisse Oil

MAPS (continued)

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

Figure #: **Title:**

Figure #: **Title:**

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

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

Figure #: 7 Title: Estimated Extent of Groundwater Contamination

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

Figure #: 5 Title: Groundwater Elevation Contour Map 06/27/06

Figure #: **Title:**

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

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

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

Table #: 3,2 & 7 Title: Site Investigation, Soil Boring & Remedial Action Soil Analytical Results

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

Table #: 4 Title: Groundwater Analytical Results

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

Table #: 1 Title: Water Level Data

IMPROPERLY ABANDONED MONITORING WELLS

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

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

- Not Applicable**

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

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

Figure #: **Title:**

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

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

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

BRRTS #: 02-05-000205

ACTIVITY NAME: Van Drisse Oil

NOTIFICATIONS

Source Property

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

Off-Source Property

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

- Letter To "Off-Source" Property Owners:** Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.

Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.

Number of "Off-Source" Letters: 1

- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying any off-source property owner.
- Deed of "Off-Source" Property:** The most recent deed(s) as well as legal descriptions, for all affected deeded **off-source property(ies)**. This does not apply to right-of-ways.
Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.

- Letter To "Governmental Unit/Right-Of-Way" Owners:** Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).

Number of "Governmental Unit/Right-Of-Way Owner" Letters: 2

Impacted Off-Source Property Information

Form 4400-246 (R 3/08)

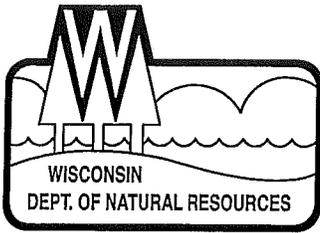
This fillable form is intended to provide a list of information that must be submitted for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request (Section H). The closure of a case means that the Department has determined that no further response is required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

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BRRTS #:

ACTIVITY NAME:

ID	Off-Source Property Address	Parcel Number	WTM X	WTM Y
<input type="text" value="A"/>	<input type="text" value="N New Franken Rd (Heraly)"/>	<input type="text" value="HM-323"/>	<input type="text" value="692789"/>	<input type="text" value="452925"/>
<input type="text" value="B"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="C"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="D"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="E"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="F"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="G"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="H"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="I"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
2984 Shawano Ave.
Green Bay, Wisconsin 54313-6727
Telephone 920-662-5100
FAX 920-662-5413
TTY Access via relay - 711

October 14, 2009

Mr. Fran Kahr
Van Drisse Oil Company
231 Willow Street
Luxemburg, WI 54217

SUBJECT: Final Case Closure with Continuing Obligations
Van Drisse Oil, 2200 North New Franken Road, New Franken, Wisconsin
WDNR BRRTS Activity # 02-05-000205

Dear Mr. Kahr:

On September 21, 2009, the Northeast Region Closure Committee reviewed the above referenced case for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On September 23, 2009, you were notified that the Closure Committee had granted conditional closure to this case.

On October 7, 2009, the Department received final documentation indicating that you have complied with the requirements for final closure (soil & groundwater GIS registration, cap maintenance plan, monitoring well abandonment, and waste disposal documentation received).

Based on the correspondence and data provided, it appears that your case meets the closure requirements in ch. NR 726, Wisconsin Administrative Code. The Department considers this case closed and no further investigation or remediation is required at this time, however, you and future property owners must comply with certain continuing obligations as explained in this letter.

GIS Registry

This site will be listed on the Remediation and Redevelopment Program's GIS Registry. The specific reasons are summarized below:

- Residual soil contamination exists that must be properly managed should it be excavated or removed
- The existing gravel barrier must be maintained over contaminated soil and the state must approve any changes to this barrier
- Groundwater contamination is present above Chapter NR 140 enforcement standards

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

Closure Conditions

Please be aware that pursuant to s. 292.12 Wisconsin Statutes, compliance with the requirements of this letter is a responsibility to which you and any subsequent property owners must adhere. You must pass on the information about these continuing obligations to the next property owner or owners. If these requirements are not followed or if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, welfare, or the environment, the Department may take enforcement action under s. 292.11 Wisconsin Statutes to ensure compliance with the specified requirements, limitations or other conditions related to the property or this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code. The Department intends to conduct inspections in the future to ensure that the conditions outlined in this letter including compliance with referenced maintenance plans are met.

Cover or Barrier

Pursuant to s. 292.12(2)(a), Wis. Stats., the gravel cover that currently exists in the location shown on the attached map shall be maintained in compliance with **the attached maintenance plan** in order to prevent direct contact with residual soil contamination that might otherwise pose a threat to human health. If soil in the specific locations described above is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if residual contamination remains. If sampling confirms that contamination is present the property owner at the time of excavation will need to determine whether the material is considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable statutes and rules. In addition, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard and as a result special precautions may need to be taken during excavation activities to prevent a health threat to humans.

The attached maintenance plan and inspection log are to be kept up-to-date and on-site. Please submit the inspection log to the Department only upon request.

Prohibited Activities

The following activities are prohibited on any portion of the property where a gravel cover is required as shown on the attached map, unless prior written approval has been obtained from the Wisconsin Department of Natural Resources: 1) removal of the existing barrier; 2) replacement with another barrier; 3) excavating or grading of the land surface; 4) filling on capped or paved areas; 5) plowing for agricultural cultivation; 6) construction or placement of a building or other structure.

Residual Groundwater Contamination

Groundwater impacted by petroleum contamination greater than enforcement standards set forth in ch. NR140, Wis. Adm. Code, is present both on this contaminated property and off this contaminated property. Off-property owners have been notified of the presence of groundwater contamination. For more detailed information regarding the locations where groundwater samples have been collected (i.e., monitoring well locations) and the associated contaminant concentrations, refer to the Remediation and Redevelopment Program's GIS Registry at the RR Sites Map page at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

Vapor Migration

In addition, depending on site-specific conditions, construction over contaminated materials may result in vapor migration of contaminants into enclosed structures or migration along newly placed underground utility lines. The potential for vapor inhalation and means of mitigation should be evaluated when planning any future redevelopment, and measures should be taken to ensure the continued protection of public health, safety, welfare and the environment at the site.

Dewatering Permits

The Department's Watershed Management Program regulates point source discharges of contaminated water, including discharges to surface waters, storm sewers, pits or to the ground surface. This includes discharges from construction related dewatering activities, including utility and building construction.

Based on the concentrations of contaminants remaining in groundwater at this location, it appears likely that dewatering activities would require a permit from the Watershed Management Program. If you or any other person plan to conduct such activities, you or that person must contact that program, and if necessary, apply for the necessary discharge permit. Additional information regarding discharge permits is available at <http://www.dnr.state.wi.us/org/water/wm/ww/>

Post-Closure Notification Requirements

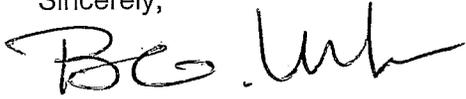
In accordance with ss, 292.12 and 292.13, Wis. Stats., you must notify the Department before making changes that affect or relate to the conditions of closure in this letter. For this case, examples of changed conditions requiring prior notification include, but are not limited to:

- Disturbance, construction on, change or removal in whole or part of the gravel cover that must be maintained over contaminated soil

Please send written notifications in accordance with the above requirements to the Regional WDNR office in Green Bay to the attention of Mr. Keld B. Lauridsen.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Keld B. Lauridsen at (920) 662-5420.

Sincerely,

A handwritten signature in black ink, appearing to read "Bruce G. Urben". The signature is fluid and cursive, with the first name "Bruce" being the most prominent part.

Bruce G. Urben, Team Supervisor
Northeast Region Remediation & Redevelopment Program

Attachment: Cap Maintenance Plan

cc: Hollie DePuydt, Bonestroo (ecopy - Hollie.DePuydt@bonestroo.com)
Norman Heraly (owner of off-site impacted property on North New Franken Road),
5199 East Heraly Road, New Franken, WI 54229
Robert Herubin, NRP (ecopy - bobh@nrpconsultants.com)
Robert Klauk, DCOM (ecopy - Robert.Klauk@wisconsin.gov)



330 4th Avenue S
Park Falls, WI 54552

TEL 715-762-1544
FAX 715-762-1844



June 30, 2009

Mr. Keld Lauridsen
Wisconsin Department of Natural Resources
2984 Shawano Avenue
Green Bay, Wisconsin 54307

Re: Cap Maintenance Plan, New Franken Bulk Plant, 2200 North New Franken Road, New Franken, Wisconsin
Client Name: Van Drisse Oil Company
Client Project No.: BRRTS ID #02-36-264229
Bonestroo File No.: 004037-09001-0

Dear Mr. Lauridsen:

On behalf of Van Drisse Oil Company, Bonestroo (Formerly Northern Environmental) is submitting a cap maintenance plan as part of the case closure requirements for the property located at 2200 North New Franken Road, New Franken, Wisconsin (the Site). Per our conversation, we understand that the Wisconsin Department of Natural Resources (WDNR) is requiring that the existing gravel fill at the Site be maintained to prevent a potential direct contact concern associated with the remaining soil contamination. Specifically, the upper one foot of clean gravel fill must be maintained in the areas depicted on the attached Figure 1 to serve as a barrier to prevent direct human contact with soil impacted by petroleum PVOCs and PAHs.

Maintenance Plan

The cap will be inspected on an annual basis by the Site owner to ensure that the cap is being maintained. The capped areas will be examined for evidence of settling, potholes, erosion, and other damage. Damaged areas will be repaired within 30 days of discovery. A report describing the nature and extent of any damage to the barrier and subsequent repairs will be prepared upon completion of these activities. Completed copies of written inspections and repairs will be maintained by Van Drisse Oil Company. An example of the inspection and repair form is enclosed. If the cap is to be removed, replaced, and/or excavation or utility work is proposed in the capped area, notification will be submitted to the WDNR's Remediation and Redevelopment Office at 2984 Shawano Avenue, Green Bay, Wisconsin 54307, for their approval prior to completion.

In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the direct contact exposure hazard and provide them with appropriate personal protection equipment (PPE). The owner must also sample any soil that is excavated from the site prior to disposal to ascertain if contamination remains. The soil must be treated, stored and disposed of by the owner in accordance with applicable local, state, and federal law.

The property owner, in order to maintain the integrity of the gravel surface areas, will maintain a copy of this Maintenance Plan and make it available to all interested parties (i.e. on-site employees, contractors, future property owners, etc.) for viewing.

This maintenance plan can be amended or withdrawn by the property owner and its successors with the written approval of the WDNR. We trust this information meets your needs. Please contact us at 715-854-3360 if you have any questions.

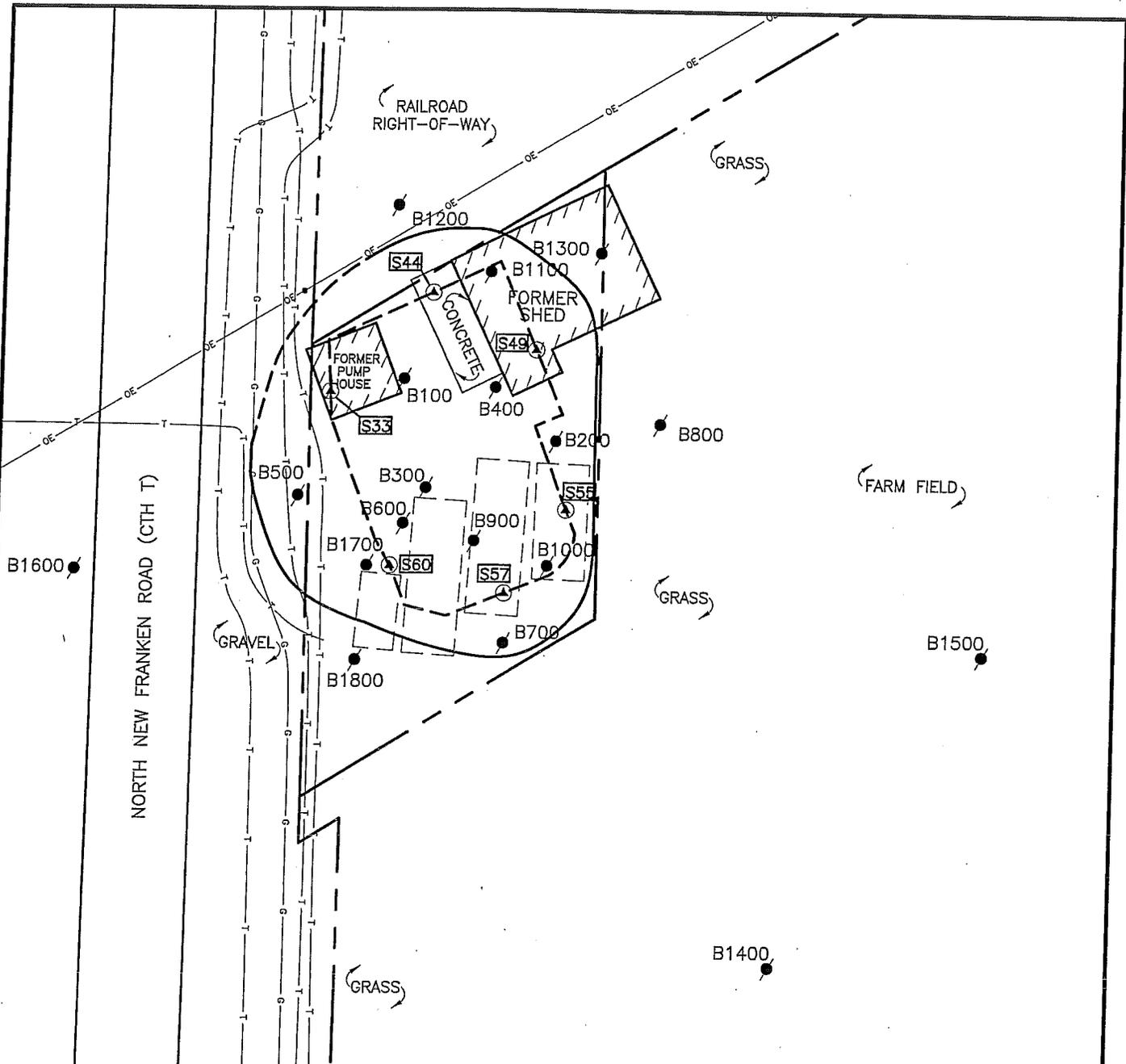
Sincerely,

BONESTROO

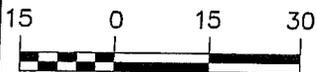
A handwritten signature in cursive script that reads "Lynelle P. Caine".

Lynelle P. Caine
Senior Project Manager

Cc: Mr. Fran Kahr, Van Drisse



SCALE IN FEET



LEGEND.	
	FORMER AST LOCATION
	SOIL BORING LOCATION
	APPROXIMATE PROPERTY LINE
	EXTENT OF REMEDIAL EXCAVATION
	ESTIMATED EXTENT OF PETROLEUM, DASHED WHERE INFERRED
	SOIL SAMPLE LOCATION SUBMITTED FOR LAB ANALYSIS

DRAWN BY: KRE PROJECT: 400-1084 DATE: 10/15/09

THIS DRAWING AND ALL INFORMATION CONTAINED THEREON IS THE PROPERTY OF NORTHERN ENVIRONMENTAL INCORPORATED AND SHALL NOT BE COPIED OR USED EXCEPT FOR THE PURPOSE FOR WHICH IT IS EXPRESSLY FURNISHED.



VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN

ESTIMATED EXTENT OF SOIL CONTAMINATION

FIGURE 1



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
2984 Shawano Ave.
Green Bay, Wisconsin 54313-6727
Telephone 920-662-5100
FAX 920-662-5413
TTY Access via relay - 711

October 14, 2009

Mr. Norman Heraly
5199 East Heraly Road
New Franken, WI 54229

SUBJECT: Continuing Obligations and Property Owner Requirements for property adjacent to 2200 North New Franken Road, New Franken, WI
Parcel Identification Number: HM-323
Final Case Closure for Van Drisse Oil, 2200 N New Franken Road, New Franken, WI
WDNR BRRTS Activity #: 02-05-000205

Dear Mr. Heraly:

The purpose of this letter is to notify you that certain continuing obligations apply to your property at North New Franken Road, New Franken, WI, (referred to in this letter as the "Property") due to contamination remaining on the Property. The continuing obligations are part of the cleanup and case closure approved for the above referenced case, located at 2200 North New Franken Road, New Franken, WI. (The case is referenced by the location of the source property, i.e. the property where the original discharge occurred, prior to contamination migrating to the Property.) The continuing obligations that apply to the Property are stated as conditions in the attached closure approval letter, and are consistent with s. 292.12, Wis. Stats., and ch. NR 700, Wis. Adm. Code, rule series. They are meant to limit exposure to any remaining environmental contamination at the Property. These continuing obligations will also apply to future owners of the Property, until the conditions no longer exist at the Property.

It is common for properties with approved cleanups to have continuing obligations as part of cleanup/closure approvals. Information on continuing obligations on properties is shown on the Internet at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. How to find further information about the closure and residual contamination for this site can be located at <http://dnr.wi.gov/org/aw/rr/clean.htm>.

The Department reviewed and approved the case closure request regarding the petroleum contamination in soil and groundwater at this site, based on the information submitted by Northern Environmental/Bonestroo on behalf of Mr. Fran Kahr. As required by state law, you received notification about the requested closure from the person conducting the cleanup. No further investigation or cleanup is required at this time. However, the closure decision is conditioned on the long-term compliance with certain continuing obligations, as described below.

Continuing Obligations Applicable to Your Property

A number of continuing obligations are described in the attached case closure letter to Mr. Fran Kahr, dated October 14, 2009. However, only the following continuing obligations apply to your Property.

Residual Groundwater Contamination

Groundwater impacted by petroleum contamination greater than enforcement standards set forth in ch. NR140, Wis. Adm. Code, is present on the Property. For more detailed information regarding the locations where groundwater samples have been collected (i.e., monitoring well locations) and the associated contaminant concentrations, refer to the Remediation and Redevelopment Program's GIS Registry at the RR Sites Map page at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

GIS Registry – Well Construction Approval Needed

Because of the residual petroleum contamination and the continuing obligations, this site, which includes your Property, will be listed on the Department's internet accessible GIS Registry, at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. If you intend to construct or reconstruct a well on the Property, you will need to get Department approval in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. To obtain approval, Form 3300-254 needs to be completed and submitted to the DNR Drinking and Groundwater program's regional water supply specialist. A well driller can help with this form. This form can be obtained on-line <http://dnr.wi.gov/org/water/dwg/3300254.pdf>. If at some time, all these continuing obligations are fulfilled, and the remaining contamination is either removed or meets applicable standards, you may request the removal of the Property from the GIS Registry.

Property Owner Responsibilities

The owner (you and any subsequent property owner) of this Property is responsible for compliance with these continuing obligations, pursuant to s. 292.12, Wis. Stats. You are strongly encouraged to pass on the information about these continuing obligations to anyone who purchases this property from you (i.e. pass on this letter). For residential property transactions, you are required to make disclosures under Wis. Stats. s. 709.02. You may have additional obligations to notify buyers of the condition of the property and the continuing obligations set out in this letter and the closure letter.

Please be aware that failure to comply with the continuing obligations may result in enforcement action by the Department. The Department intends to conduct inspections in the future to ensure that the conditions included in this letter, including compliance with referenced maintenance plans, are met.

These responsibilities are the property owner's. A property owner may enter into a legally binding agreement (such as a contract) with someone else (the person responsible for the cleanup) to take responsibility for compliance with the continuing obligations. If the person with whom any property owner has an agreement fails to adequately comply with the appropriate continuing obligations, the Department has the authority to require the property owner to complete the necessary work.

A legal agreement between you and another party to carry out any of the continuing obligations listed in this letter does not automatically transfer to a new owner of the property. If a subsequent property owner cannot negotiate a new agreement, the responsibility for compliance with the applicable continuing obligations resides with that Property owner.

When maintenance of a continuing obligation is required, the Property owner is responsible for inspections, repairs, or replacements as needed. Such actions should be documented by the Property owner and the records kept accessible for the Department to review for as long as the Department directs.

You and any subsequent Property owners are responsible for notifying the Department, and obtaining approval, before making any changes to the property that would affect the obligations applied to the

Property. Send all written notifications in accordance with the above requirements to the WDNR Office in Green Bay to the attention of Mr. Keld B. Lauridsen.

Under s. 292.13, Wis. Stats., owners of properties affected by contamination from another property are generally exempt from investigating or cleaning up a hazardous substance discharge that has migrated onto a property from another property, through the soil, groundwater or sediment pathway. However, the exemption under s. 292.13, Wis. Stats., does not exempt the property owner from the responsibility to maintain a continuing obligation placed on the property in accordance with s. 292.12, Wis. Stats. To maintain this exemption, that statute requires the current property owner and any subsequent property owners, to meet the conditions in the statute, including:

- Granting reasonable access to DNR or responsible party, or their contractors;
- Avoiding interference with response actions taken; and
- Avoiding actions that make the contamination worse (e.g., demolishing a structure and causing or worsening the discharges to the environment).

It appears that at least one private well is located on your property on North New Franken Road. If the well is no longer needed or out of compliance, steps should be taken to have this private well properly abandoned.

The Department appreciates your efforts. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Keld B. Lauridsen at (920) 662-5420.

Sincerely,



Bruce G. Urben, Team Supervisor
Northeast Region Remediation & Redevelopment Program

cc: Mr. Fran Kahr, Van Drisse Oil Company,
231 Willow Street, Luxemburg, WI 54217
Hollie DePuydt, Bonestroo (ecopy - Hollie.DePuydt@bonestroo.com)
Robert Herubin, NRP (ecopy - bobh@nrpconsultants.com)
Mike Hanaway, WDNR (ecopy - Michael.Hanaway@wisconsin.gov)
Robert Klauk, DCOM (ecopy - Robert.Klauk@wisconsin.gov)

Enclosure: Publication RR 819 – Continuing Obligations Fact Sheet
Final closure letter for the Van Drisse Oil site



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary
Ronald W. Kazmierczak, Regional Director

Northeast Region Headquarters
2984 Shawano Ave.
Green Bay, Wisconsin 54313-6727
Telephone 920-662-5100
FAX 920-662-5413
TTY Access via relay - 711

September 23, 2009

Mr. Fran Kahr
Van Drisse Oil Company
231 Willow Street
Luxemburg, WI 54217

Subject: Conditional Closure Decision with Requirements to Achieve Final Closure
Van Drisse Oil, 2200 North New Franken Road, New Franken, Wisconsin
WDNR BRRTS Activity # 02-05-000205

Dear Mr. Kahr:

On September 21, 2009, the Northeast Region Closure Committee reviewed your request for closure of the case described above. The Closure Committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of the closure request, the Closure Committee has determined that the petroleum contamination identified at the site in the vicinity of the former location of a petroleum bulk storage tank system appears to have been investigated and remediated to the extent practicable under site conditions. Your case has been remediated to Department standards in accordance with s. NR 726.05, Wis. Adm. Code and will be closed if the following conditions are satisfied:

The monitoring wells at the site must be properly abandoned in compliance with ch. NR 141, Wis. Adm. Code. Documentation of well abandonment must be submitted to me on Form 3300-005 found at <http://dnr.wi.gov/org/water/dwg/gw/> or provided by the Department of Natural Resources.

Any remaining purge water, waste and/or soil piles generated as part of site investigation or remediation activities must be removed from the site and disposed of or treated in accordance with Department of Natural Resources' rules. Once that work is completed, please send appropriate documentation regarding the treatment or disposal of the remaining purge water, waste and/or soil piles.

When the above conditions have been satisfied, please submit the appropriate documentation (for example, well abandonment forms, disposal receipts, copies of correspondence, etc.) to verify that applicable conditions have been met, and your case will be closed.

Your site will be listed on the DNR Remediation and Redevelopment GIS Registry. Information that was submitted with your closure request application will be included on the GIS Registry. To review the site on the GIS Registry web page, visit the RR Sites Map page at: <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

Section 101.143, Wis. Stats., requires that PECFA claimants seeking reimbursement of interest costs, for sites with petroleum contamination, submit a final reimbursement claim within 120 days after they receive a closure letter on their site. For claims not received by the PECFA Program within 120 days of the date of this letter, interest costs after 60 days of the date of this letter will not be eligible for PECFA reimbursement. If there is equipment purchased with PECFA funds remaining at the site, contact the Commerce PECFA Program to determine the method for salvaging the equipment.

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

We appreciate your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at (920) 662-5420.

Sincerely,



Keld B. Lauridsen
Hydrogeologist
Remediation & Redevelopment Program

cc: Hollie DePuydt, Bonestroo (ecopy - Hollie.DePuydt@bonestroo.com)
Norman Heraly (owner of off-site impacted property on North New Franken Road),
5199 East Heraly Road, New Franken, WI 54229
Robert Herubin, NRP (ecopy - bobh@nrpconsultants.com)
Robert Klauk, DCOM (ecopy - Robert.Klauk@wisconsin.gov)

State Bar of Wisconsin Form 1-2003
WARRANTY DEED

2266222

CATHY WILLIQUETTE
BROWN COUNTY RECORDER
GREEN BAY, WI

RECORDED ON
07/14/2006 11:17:08AM

REC FEE: 13.00
TRANS FEE: 9.60
EXEMPT #
PAGES: 2

Document Number

Document Name

THIS DEED, made between Van Drisse Norman -
Beverly Rev. TRUST
and Fran + Jane Kahr Rev TRUST
("Grantor," whether one or more),
("Grantee," whether one or more).

Recording Area

Name and Return Address

2
Fran Kahr
113 Haven Ln
Luxemburg, Wisc 54217
HM-322

Parcel Identification Number (PIN)

This is not homestead property.
(is) (is not)

Grantor, for a valuable consideration, conveys to Grantee the following described real estate, together with the rents, profits, fixtures and other appurtenant interests, in Brown County, State of Wisconsin ("Property") (if more space is needed, please attach addendum):

Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except:

Dated 6/22/06
Jane A. Kahr (SEAL)
* JANE A KAHR

* (SEAL)

Norman Van Drisse (SEAL)
* NORMAN VANDRISSE

* (SEAL)

AUTHENTICATION

ACKNOWLEDGMENT

Signature(s) _____
authenticated on _____

STATE OF WISCONSIN)
Kewaunee COUNTY) ss.

TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, _____
authorized by Wis. Stat. § 706.06)

Personally came before me on 6-22-06
the above-named Jane A. Kahr
Norman Van Drisse
to me known to be the person(s) who executed the foregoing
instrument and acknowledged the same

Natalie M. Montie
* NATALIE M. MONTIE
Notary Public, State of Wisconsin
My Commission (is permanent) (expires: 11-9-2008)

THIS INSTRUMENT DRAFTED BY:
Norman Van Drisse

(Signatures may be authenticated or acknowledged. Both are not necessary.)
NOTE: THIS IS A STANDARD FORM. ANY MODIFICATIONS TO THIS FORM SHOULD BE CLEARLY IDENTIFIED.
WARRANTY DEED © 2003 STATE BAR OF WISCONSIN FORM NO. 1-2003
* Type name below signatures.

DOCUMENT NO. 1270882	WARRANTY DEED J 17738 I 06	THIS SPACE RESERVED FOR RECORDING DATA REGISTER OF DEEDS BROWN COUNTY 1992 JAN -9 AM 8:58 CATHY WILLIQUETTE BAEURIG REGISTER OF DEEDS
<u>Beverly M. VanDrisee a/k/a Beverly VanDrisee</u> _____ _____ conveys and warrants to <u>Beverly VanDrisee Revocable Trust dated January 7, 1992</u> _____ _____ _____ _____ the following described real estate in <u>Brown</u> County, State of Wisconsin:		RETURN TO <i>McQuinn</i>

Tax Parcel No. EM-322

An undivided one-half (1/2) interest in the following described property:
 Beginning at a point in the center of the highway where K.G.B. and W. Railroad right-of-way intersects the West boundary line of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section Twenty-seven (27), Township Twenty-four (24) North, Range Twenty-two (22) East; thence running in the Northeasterly direction along the South line fence of said Railroad right-of-way 107 feet; thence due South 90 feet; thence in a Southwesterly direction and parallel with the Railroad right-of-way 107 feet to the West boundary line of said Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) in the center of the highway; thence North along said boundary line 90 feet to the point of beginning.

Rental Weatherization Exclusion Code: W-3

Transfer Fee Exempt: Section 77.25 (16)

This is not homestead property

Exceptions to warranties: Easements, restrictions and highway conveyances of record and in force, if any.

Dated this 7th day of January, 1992

Beverly VanDrisee (SEAL)

* Beverly VanDrisee

_____ (SEAL)

* _____

_____ (SEAL)

* _____

_____ (SEAL)

* _____

AUTHENTICATION

Signature(s) of Beverly VanDrisee

authenticated this 7th day of January, 1992

Gary J. Dalebroux

* Gary J. Dalebroux

TITLE: MEMBER STATE BAR OF WISCONSIN

(If not, authorized by § 706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY

Gary J. Dalebroux

(Signatures may be authenticated or acknowledged. Both are not necessary.)

ACKNOWLEDGMENT

STATE OF WISCONSIN

County, _____
 Personally came before me this 7th day of January, 1992 the above named Beverly VanDrisee

to me known to be the person _____ who executed the foregoing instrument and acknowledged the same.

* Notary Public _____ County, Wis.
 My Commission is permanent. (If not, state expiration date: _____, 19____)

Legal Description

Parcel # HM-322

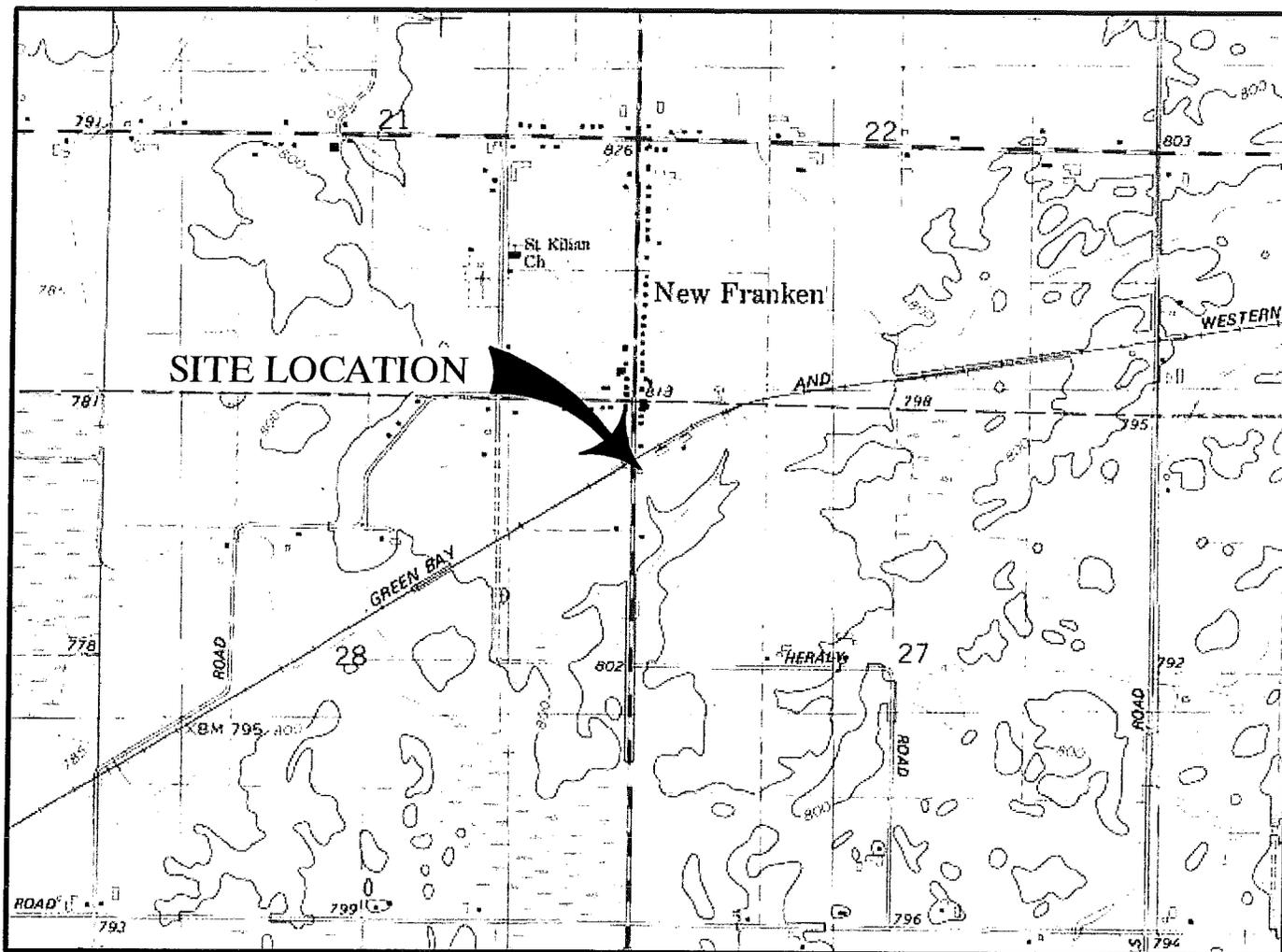
Beginning at a point in the center of the highway where K.G.B. and W. Railroad right-of-way intersects the West boundary line of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section Twenty-seven (27), Township Twenty-four (24) North, Range Twenty-two (22) East; thence running in the Northeasterly direction along the South line fence of said Railroad right-of-way 107 feet; thence due South 90 feet; thence in a southwesterly direction and parallel with the Railroad right-of-way 107 feet to the West boundary line of said Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) in the center of the highway; thence North along said boundary line 90 feet to the point of beginning.



Van Drisse Oil Bulk Plant
2200 North New Franken Road, New Franken, Wisconsin
(WDNR# 02-05-000205) (PECFA# 54229-9701-00)

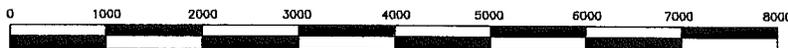
I, FRAN KAHR (please print) hereby certify that the legal descriptions attached to this statement are complete and accurate for all of the properties within or partially within the contaminated site's boundaries that have groundwater contamination that exceeds ch. NR 140 enforcement standards and /or soil contamination that exceeds ch. NR 720 residual contaminant levels at the time closure is requested.

Signed by Responsible Party: FRAN KAHR Date: 4/10/09



SCALE IN FEET

1" = 2000'



CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



BASE MAP SOURCE: USGS 7.5 MINUTE QUADRANGLE, NEW FRANKEN, WISCONSIN, 1978 (NATIONAL GEOGRAPHIC TOPO 2001)

QUADRANGLE LOCATION



Northern Environmental SM

Hydrologists · Engineers · Geologists

954 Circle Drive, Green Bay, Wisconsin

Phone: 800-854-0606 Fax 920-592-8444

Website: www.northernenvironmental.com

WISCONSIN MICHIGAN ILLINOIS IOWA

SITE LOCATION AND LOCAL TOPOGRAPHY

VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN

CREATION DATE: 10/23/03

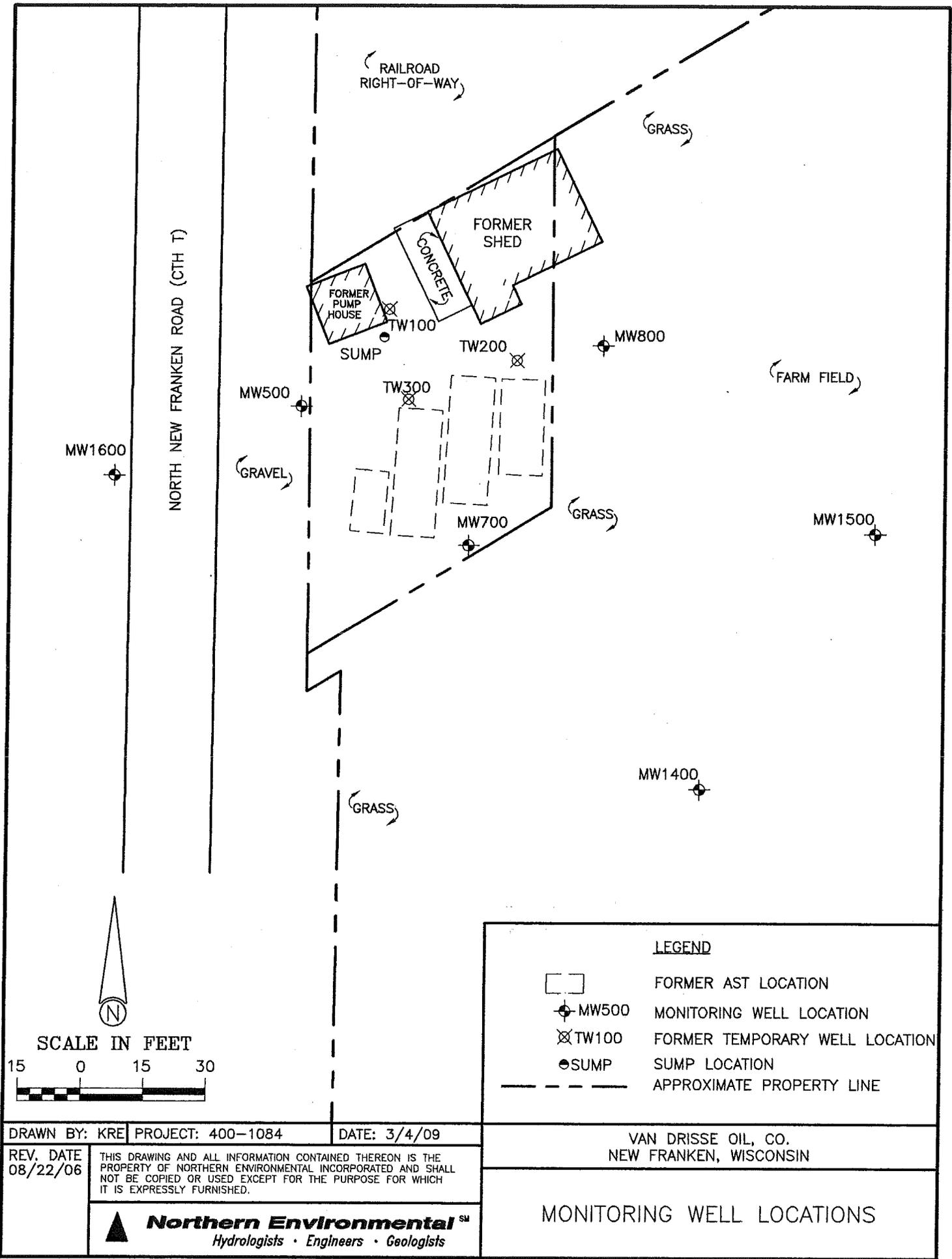
DRAWN BY: JRB

REVISION DATE:

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PROJECT NUMBER: VDC 03-2200-1327

FIGURE 1



MW1600

NORTH NEW FRANKEN ROAD (CTH T)

RAILROAD
RIGHT-OF-WAY

GRASS

FORMER
PUMP
HOUSE

CONCRETE

FORMER
SHED

TW100

SUMP

TW200

MW800

FARM FIELD

MW500

TW300

GRAVEL

MW700

GRASS

MW1500

MW1400

GRASS



SCALE IN FEET



LEGEND



FORMER AST LOCATION



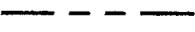
MONITORING WELL LOCATION



FORMER TEMPORARY WELL LOCATION



SUMP LOCATION



APPROXIMATE PROPERTY LINE

DRAWN BY: KRE

PROJECT: 400-1084

DATE: 3/4/09

REV. DATE
08/22/06

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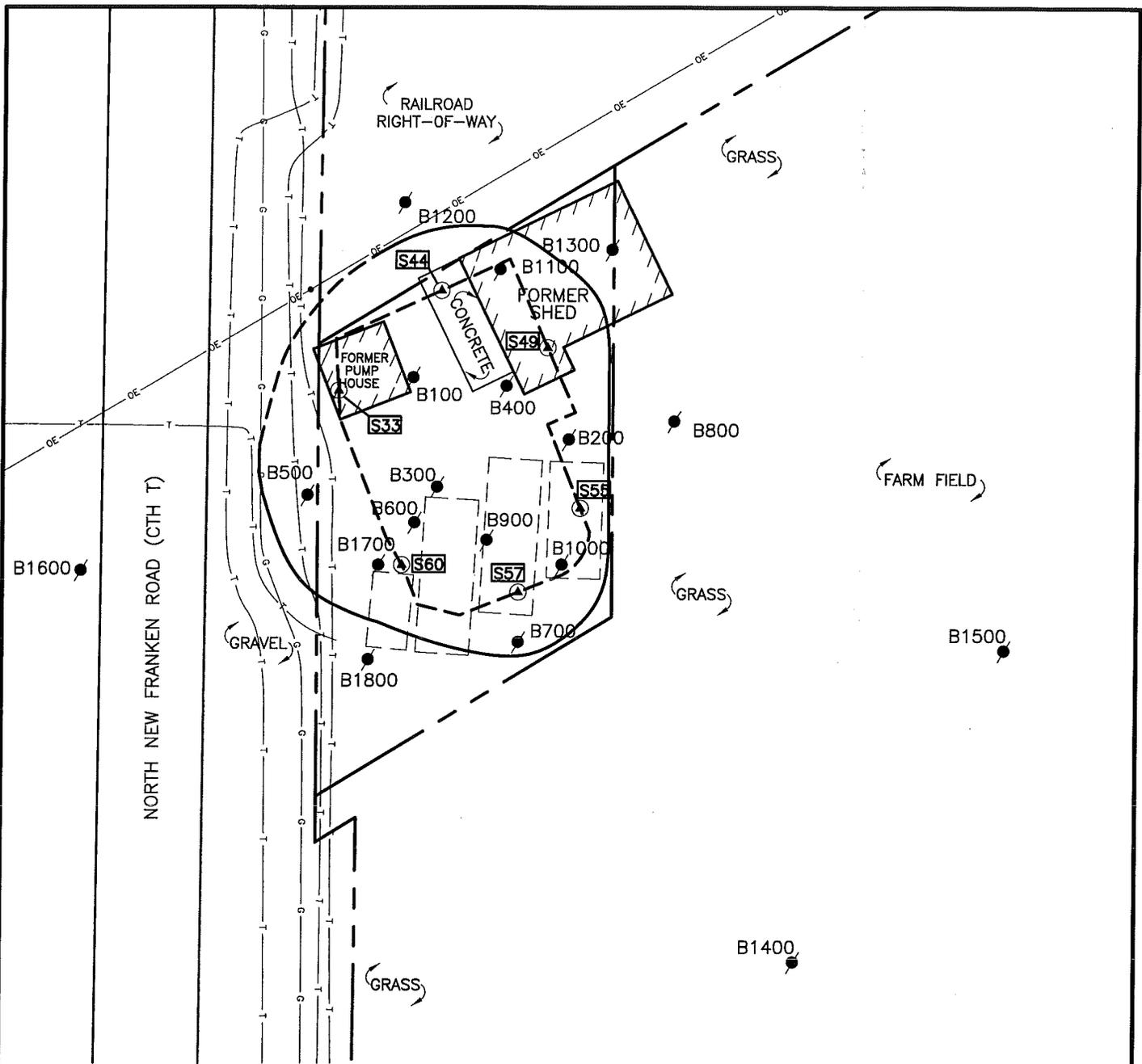
VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN



Northern EnvironmentalSM
Hydrologists • Engineers • Geologists

MONITORING WELL LOCATIONS

FIGURE 4



LEGEND	
	FORMER AST LOCATION
	B100 SOIL BORING LOCATION
	APPROXIMATE PROPERTY LINE
	EXTENT OF REMEDIAL EXCAVATION
	ESTIMATED EXTENT OF PETROLEUM, DASHED WHERE INFERRED
	S55 SOIL SAMPLE LOCATION SUBMITTED FOR LAB ANALYSIS

DRAWN BY: KRE PROJECT: 400-1084 DATE: 10/15/09

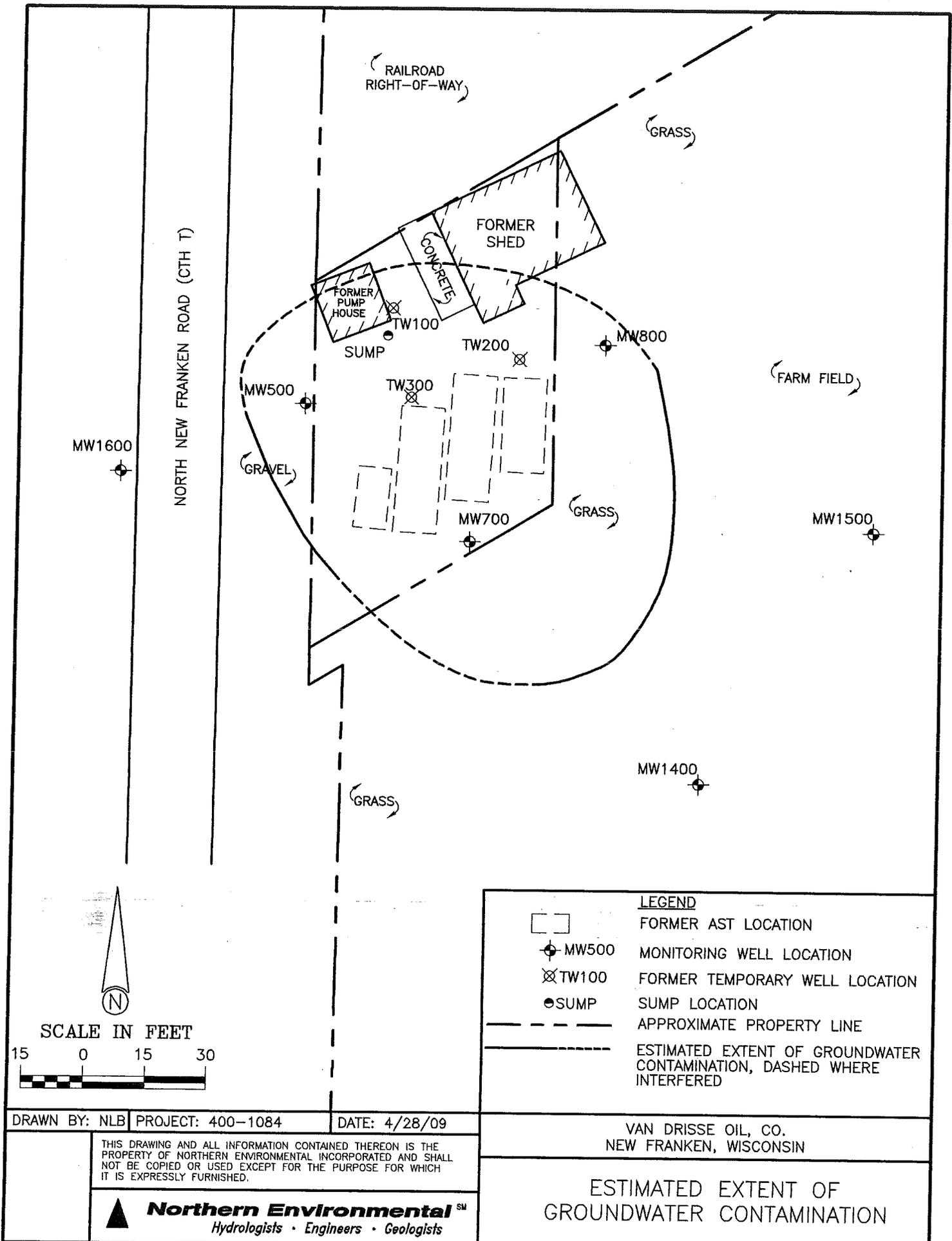
VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN

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ESTIMATED EXTENT OF SOIL CONTAMINATION

FIGURE 1



RAILROAD
RIGHT-OF-WAY

GRASS

FORMER
SHED

FORMER
PUMP
HOUSE

CONCRETE

SUMP

TW100

TW200

MW800

FARM FIELD

MW500

TW300

GRAVEL

MW700

GRASS

MW1500

NORTH NEW FRANKEN ROAD (CTH T)

MW1600

MW1400

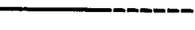
GRASS



SCALE IN FEET



LEGEND

-  FORMER AST LOCATION
-  MW500 MONITORING WELL LOCATION
-  TW100 FORMER TEMPORARY WELL LOCATION
-  SUMP SUMP LOCATION
-  APPROXIMATE PROPERTY LINE
-  ESTIMATED EXTENT OF GROUNDWATER CONTAMINATION, DASHED WHERE INTERFERED

DRAWN BY: NLB PROJECT: 400-1084 DATE: 4/28/09

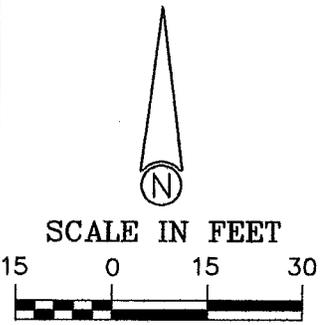
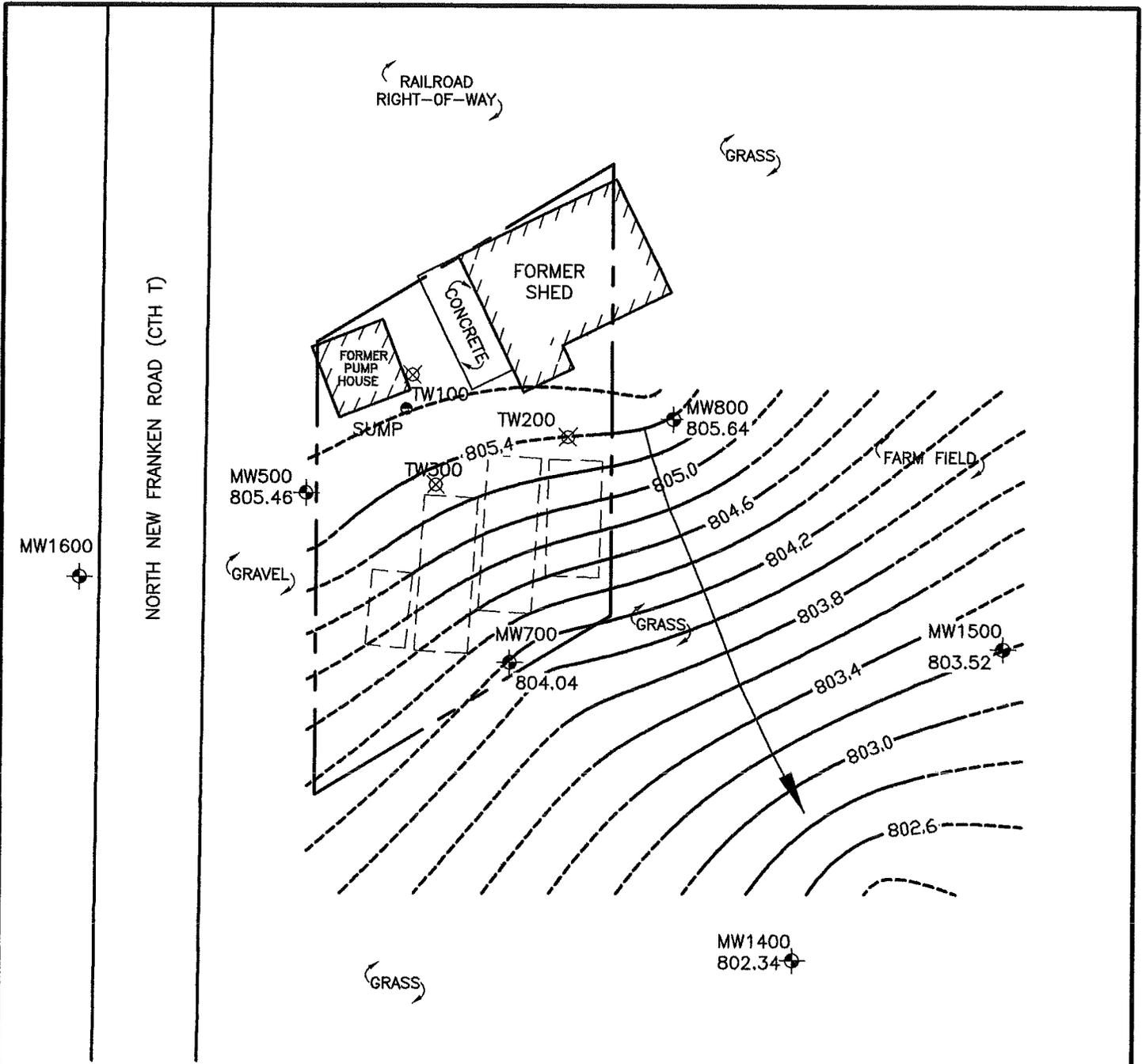
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Northern Environmental SM
Hydrologists • Engineers • Geologists

VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN

ESTIMATED EXTENT OF
GROUNDWATER CONTAMINATION

FIGURE 7



LEGEND	
	FORMER AST LOCATION
	MONITORING WELL LOCATION AND GROUNDWATER ELEVATION ON 06/27/06
	FORMER TEMPORARY WELL LOCATION
	SUMP LOCATION
	APPROXIMATE PROPERTY LINE
	GROUNDWATER CONTOUR LINE: DASHED WHERE INFERRED
	CONTOUR LINE INTERVAL = 0.2 FEET

DRAWN BY: KRE REV. DATE: 08/22/06	PROJECT: VDC-1327 THIS DRAWING AND ALL INFORMATION CONTAINED THEREON IS THE PROPERTY OF NORTHERN ENVIRONMENTAL INCORPORATED AND SHALL NOT BE COPIED OR USED EXCEPT FOR THE PURPOSE FOR WHICH IT IS EXPRESSLY FURNISHED.	DATE: 8/8/03	VAN DRISSE OIL, CO. NEW FRANKEN, WISCONSIN
Northern Environmental SM Hydrologists • Engineers • Geologists			GROUNDWATER ELEVATION CONTOUR MAP (06/27/06)

FIGURE 5

Table 3 Site Investigation Soil Analytical Results, Former Van Drisse Oil Bulk Plant, New Franken, Wisconsin

Boring Number	Sample Number	Sample Depth (feet)	PID Response (µi)	Date Sampled	Relevant and Significant PAH Analytical Results (µg/kg)																	
					Acenaphthene	Acenaphthylene	Anthracene	Benzo(A)Anthracene	Benzo(A)Pyrene	Benzo(B)Fluoranthene	Benzo(K)Fluoranthene	Benzo(G,H,I)Perylene	Chrysene	Dibenzo(A,H)Anthracene	Fluoranthene	Fluorene	Indeno(1,2,3-CD)Pyrene	1-Methyl Naphthalene	2-Methyl Naphthalene	Naphthalene	Phenanthrene	Pyrene
Suggested RCLs for PAHs based on Groundwater Pathway					38,000	700	3,000,000	17,000	48,000	360,000	870,000	6,800,000	37,000	38,000	500,000	100,000	680,000	23,000	20,000	400	1,800	8,700,000
Suggested RCLs for PAHs for Direct Contact at Non-Industrial Sites					900,000	1,800	5,000,000	88	8.8	88	880	1,800	8,800	8.8	600,000	600,000	88	1,100,000	600,000	20,000	18,000	500,000
Suggested RCLs for PAHs for Direct Contact at Industrial Sites					60,000,000	360,000	300,000,000	3,900	390	3,900	39,000	39,000	390,000	390	40,000,000	40,000,000	3,900	70,000,000	40,000,000	110,000	390,000	30,000,000
B100	S101	0-2	342	12/18/01	13,000	180,000	31,000	< 6.7	< 2.5	510	< 8.6	< 15	45,000	< 48	12,000	70,000,000	< 17	61,000	110,000	44,000	13,000	49,000
B200	S201	0-2	67	12/18/01	< 18	< 16	< 2.8	49	67	54	29	94	4,100	23	110	8,600	62	< 17	< 16	< 16	< 3.5	210
B300	S301	0-2	181	12/18/01	< 18	< 16	< 2.8	< 0.61	75	260	61	390	4,100	390	200	< 8.7	240	300	< 16	590	< 3.6	600
B400	S402	2.5-4.5	771	07/15/03	490 J	< 420	< 260	< 140	< 140	< 150	< 210	< 280	< 160	< 170	< 190	660	< 260	11,000	18,000	6,700	1,300	< 310
B500	S502	2.5-4.5	71	07/15/03	19 J	26 J	23 J	63	82	85	78	53	88	17 J	110	30	48	380	120	38	66	110
B600	S602	2.5-4.5	467	07/15/03	290 J	< 210	< 130	< 69	< 69	< 75	< 100	< 140	< 80	< 86	< 93	510	< 130	4,200	7,100	1,900	810	< 150
B700	S702	2.5-4.5	15	07/15/03	< 12	< 20	< 12	16 J	23	26	23 J	19 J	27	< 8	45	< 6.5	15 J	8 J	12 J	8.9 J	23 J	38 J
B800	S801	0-2	2	07/15/03	< 13	< 21	< 13	< 7	< 7	< 7.6	< 10	< 14	< 8	< 8.6	< 9.3	< 7	< 13	< 8.2	< 8.7	< 8.7	< 9.3	< 15
B900	S902	2-4	912	07/15/03	< 140	< 220	< 140	< 75	< 75	< 81	< 110	< 150	< 86	< 92	< 100	140 J	< 140	5,600	9,700	3,200	180 J	< 160
B1000	S1002	2-4	720	07/15/03	960 J	< 680	< 420	< 230	< 230	< 250	< 340	< 460	< 260	< 280	< 300	1,200	< 420	16,000	27,000	3,900	3,700	< 490
B1100	S1102	2-4	853	07/15/03	< 78	< 130	< 78	< 43	< 43	< 46	< 64	< 85	< 49	< 52	< 57	54 J	< 78	1,500	2,600	390	66 J	< 92
B1200	S1202	2.5-4.5	449	07/15/03	< 13	< 21	< 13	< 6.9	< 6.9	< 7.5	< 10	< 14	< 8	< 8.5	< 9.2	< 6.9	< 13	< 8.1	< 8.7	< 8.7	< 9.2	< 15
	S1204	7.5-9.5	194	07/15/03	< 13	< 21	< 13	< 7	< 7	< 7.6	< 10	< 14	< 8	< 8.6	< 9.3	< 7	< 13	< 8.1	< 8.7	< 8.7	< 9.3	< 15
B1300	S1301	0-2	4	07/15/03	< 13	< 22	< 13	9.8 J	9.4 J	< 7.9	< 11	< 15	< 8.3	< 9	< 9.7	< 7.3	< 13	12 J	17 J	< 9.1	< 9.7	< 16
B1700	S1702	2-4	33	06/23/08	< 13	< 14	12.9 J	27.8 J	28	48	18.9 J	28.9 J	39	< 9.7	75	< 12	21.5 J	< 12	< 9.4	< 12	40	61

Key:
 J = Analyte detected between the Limit of Detection and the Limit of Quantitation
 PAH = Polynuclear Aromatic Hydrocarbons
 NE = Not Established by Wisconsin Administrative Code (Wis. Adm. Code)
 100 = Exceeds Suggested RCL Based on Groundwater Pathway
 XXX = Exceeds Suggested RCL for Direct Contact at Non-Industrial Sites
 XXX = Exceeds Suggested RCL for Direct Contact at Industrial Sites

Table 2 Soil Boring Analytical Results, Former Van Drisse Oil Bulk Plant, New Franken, Wisconsin

Boring Number	Sample Number	Sample Depth (feet)	PID Response (iui)	Date Sampled	GRO (mg/kg)	DRO (mg/kg)	Lead (mg/kg)	Relevant and Significant VOC Analytical Results (µg/kg)														
								Benzene	n-Butylbenzene	sec-Butylbenzene	tert-Butylbenzene	Ethylbenzene	Isopropylbenzene	p-Isopropyltoluene	MTBE	Naphthalene	n-Propylbenzene	Toluene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes	
NR 720.09 Residual Contaminant Level					100	100	125	5.5	NE	NE	NE	2,900	NE	NE	NE	NE	1,500	NE	NE	4,100		
NR 746.06 Table 1 Values					NE	NE	NE	8,500	NE	NE	NE	4,600	NE	NE	NE	2,700	NE	38,000	83,000	11,000	42,000	
NR 746.06 Table 2 Values					NE	NE	NE	1,100	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	
B100	S101	0-2	342	12/18/01	---	2,400	---	12,000	93,000	16,000	< 1000	52,000	12,000	15,000	< 1900	57,000	26,000	12,000	170,000	55,000	350,000	
B200	S201	0-2	67	12/18/01	---	< 2.9	---	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	< 25	69
B300	S301	0-2	181	12/18/01	---	1,300	---	7,600	2,100	780	1,400	1,300	350	6,200	< 95	2,400	340	1,500	2,200	< 45	5,700	
B400	S402	2.5-4.5	771	07/15/03	3,000	520	42	4,900	---	---	---	29,000	---	---	2,900	---	---	< 1,000	76,000	45,000	99,000	
B500	S502	2.5-4.5	71	07/15/03	150	< 7.2	21	< 50	---	---	---	710	---	---	150	---	---	< 50	4,200	1,800	810	
B600	S602	2.5-4.5	467	07/15/03	580	1,700	4.8	1,100	---	---	---	3,600	---	---	420 J	---	---	< 200	25,000	11,000	9,950 J	
B700	S702	2.5-4.5	15	07/15/03	< 2.7	< 7.6	44	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
B800	S801	0-2	2	07/15/03	< 2.9	< 8	11	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
B900	S902	2-4	912	07/15/03	2,200	270	9	820	---	---	---	13,000	---	---	800	---	---	< 620	52,000	30,000	40,000	
B1000	S1002	2-4	720	07/15/03	1,400	990	13	< 500	---	---	---	6,600	---	---	< 500	---	---	< 500	33,000	23,000	19,000	
B1100	S1102	2-4	853	07/15/03	800	19	5	< 200	---	---	---	3,100	---	---	660	---	---	< 200	15,000	8,100	11,700	
B1200	S1202	2.5-4.5	449	07/15/03	< 2.9	< 8.4	3.6	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
	S1204	7.5-9.5	194	07/15/03	< 2.9	< 8.6	66	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
B1300	S1301	0-2	4	07/15/03	< 3	< 8.7	50	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
B1600	S1602	2.5-4.5	0	06/23/08	---	---	---	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	
B1700	S1702	2-4	33	06/23/08	---	---	---	34	---	---	---	172	---	---	< 25	---	---	172	350	360	430	
B1800	S1802	2-4	9	06/23/08	---	---	---	< 25	---	---	---	< 25	---	---	< 25	---	---	< 25	< 25	< 25	< 75	

Key:
DRO = Diesel Range Organics
GRO = Gasoline Range Organics
VOC = Volatile Organic Compound
MTBE = Methyl-Tertiary-Butyl-Ether
mg/kg = milligrams per kilogram
µg/kg = micrograms per kilogram
J = Analyte detected between the Limit of Detection and the Limit of Quantitation
NE = Not Established by Wisconsin Administrative Code
100 = Exceeds Chapter NR 720.09 Residual Contaminant Level
100 = Exceeds Chapter NR 746.06 Table 1 Values
100 = Exceeds Chapter NR 746.06 Table 2 Values

Table 7 Remedial Action Soil Analytical Results, Former Van Drisse Oil Bulk Plant, New Franken, Wisconsin

Sample Number	Sample Depth (feet)	PID Response (iui)	Date Sampled	Relevant and Significant Analytical Results (µg/kg)							
				Benzene	Ethylbenzene	Methyl-tert-butyl-ether	Naphthalene	Toluene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene	Xylenes
NR 720.09 Residual Contaminant Level				5.5	2,900	NE	NE	1,500	NE	NE	4,100
NR 746.06 Table 1 Values				8,500	4,600	NE	2,700	38,000	83,000	11,000	42,000
NR 746.06 Table 2 Values				1,100	NE	NE	NE	NE	NE	NE	NE
S33	4	334	01/08/04	< 100	2,900	< 100	5,700	200	11,000	4,900	13,700
S44	2	528	01/08/04	< 500	17,000	< 500	16,000	3,100	39,000	19,000	81,000
S49	4	241	01/08/04	< 200	5,200	< 200	8,400	< 200	21,000	11,000	11,700
S55	4	447	01/08/04	< 620	10,000	< 620	29,000	780	54,000	30,000	21,000
S57	4	402	01/08/04	560	8,100	< 310	16,000	630	30,000	16,000	23,000
S60	4	756	01/08/04	4,000	21,000	< 620	24,000	1,100	63,000	28,000	69,700

NE = Not Established by the Wisconsin Administrative Code

µg/kg = Micrograms per kilogram

iui = Instrument units as isobutylene

100 = Exceeds Chapter NR 720.09 Residual Contaminant Level

100 = Exceeds Chapter NR 746.06 Table 1 Values

100 = Exceeds Chapter NR 746.06 Table 2 Values

Table 4 Groundwater Analytical Results, Van Drisse Oil Company, New Franken, Wisconsin

Well ID	Screened Interval	Date Sampled	Relevant and Significant VOC Analytical Results (µg/l)											Relevant and Significant PAH Analytical Results (µg/l)										
			Lead	Benzene	n-Butylbenzene	Ethylbenzene	Isopropylbenzene	MTBE	Naphthalene	n-Propylbenzene	Toluene	Trimethylbenzene	Xylenes	Acenaphthene	Acenaphthylene	Anthracene	Benzo(B)Fluoranthene	Dibenz(A,H)Anthracene	Fluorene	1-Methyl Naphthalene	2-Methyl Naphthalene	Naphthalene	Phenanthrene	Pyrene
NR 140 Preventative Action Limit (µg/l)			1.5	0.5	NE	140	NE	12	8	NE	200	96	1,000	NE	NE	600	0.02	NE	80	NE	NE	8	NE	50
NR 140 Enforcement Standard (µg/l)			15	5	NE	700	NE	60	40	NE	1,000	480	10,000	NE	NE	3,000	0.2	NE	400	NE	NE	40	NE	250
TW100		01/03/02	---	1,300	99	470	45	<55	270	66	120	670	2,610	<0.20	74	<0.038	1.6	<0.045	24	270	430	330	<0.038	100
TW200		01/03/02	---	730	67	350	49	<55	160	51	55	401	1,360	<0.19	<0.21	<0.036	0.12	0.3	7.4	110	190	160	12	27
TW300		01/10/02	---	9,000	490 J	1,700	<50	<550	<350	<150	360	1,760	9,900	---	---	---	---	---	---	---	---	---	---	---
MW500	4-14 fbg	07/29/03	0.08 J	< 0.3	---	0.87 J	---	< 0.58	---	---	< 0.58	10.6	< 1.84	< 0.018	< 0.019	< 0.020	< 0.013	< 0.016	< 0.017	0.019 J	0.022 J	0.032 J	< 0.016	< 0.017
	Post Excavation	02/09/04	---	3.7	---	23	---	8.1	---	---	3	24.2	---	---	---	---	---	---	---	---	---	16	---	---
		05/17/04	---	52	---	26	---	< 1.2	---	---	9.4	290	35	---	---	---	---	---	---	---	---	16	---	---
		09/07/04	---	36	---	16	---	< 0.98	---	---	2.9	116.8	9.4	---	---	---	---	---	---	---	---	2.6	---	---
		12/27/04	---	60	---	17	---	< 0.46	---	---	1.3	189	23	---	---	---	---	---	---	---	---	9.2	---	---
		05/18/05	---	73	---	20	---	< 0.11	---	---	6.1	201	27	---	---	---	---	---	---	---	---	13	---	---
		08/26/05	---	82	---	26	---	< 0.11	---	---	5.5	225	27	---	---	---	---	---	---	---	---	14	---	---
		12/22/05	---	110	---	23	---	< 0.11	---	---	6.4	197	33.4	---	---	---	---	---	---	---	---	13	---	---
		06/27/06	---	113	---	46	---	< 0.52	---	---	8.1	271	80.72	---	---	---	---	---	---	---	---	21	---	---
		01/22/07	---	74	---	25.2	---	< 2.6	---	---	< 2.95	160.7	50	---	---	---	---	---	---	---	---	< 11	---	---
MW700	4-14 fbg	07/29/03	0.1 J	2,600	---	25	---	20	---	---	46	8.6	52	< 0.036	< 0.038	0.040 J	< 0.026	< 0.032	< 0.034	0.23	0.079 J	0.42	< 0.032	< 0.034
	Post Excavation	02/09/04	---	3,000	---	97	---	< 14	---	---	63	28	140	---	---	---	---	---	---	---	---	< 14	---	---
		05/17/04	---	4,300	---	160	---	< 12	---	---	90	62	230	---	---	---	---	---	---	---	---	< 25	---	---
		09/07/04	---	4,700	---	240	---	< 9.2	---	---	96	84.8	340	---	---	---	---	---	---	---	---	28	---	---
		12/27/04	---	4,000	---	130	---	< 9.2	---	---	76	39	170	---	---	---	---	---	---	---	---	< 20	---	---
		05/18/05	---	4,200	---	150	---	< 5.5	---	---	87	56 J	160 J	---	---	---	---	---	---	---	---	< 60	---	---
		08/26/05	---	4,400	---	220	---	< 5.5	---	---	97	85 J	210 J	---	---	---	---	---	---	---	---	< 60	---	---
		12/22/05	---	4,200	---	166	---	< 5.5	---	---	81	63 J	180 J	---	---	---	---	---	---	---	---	< 60	---	---
		06/27/06	---	4,200	---	213	---	< 26	---	---	81 J	87 J	269 J	---	---	---	---	---	---	---	---	47 J	---	---
MW800	3.5-13.5 fbg	07/29/03	0.05 J	61	---	76	---	1 J	---	---	5.3	83	254	0.03 J	< 0.019	0.036 J	< 0.013	< 0.016	< 0.017	< 0.018	0.020 J	0.032 J	< 0.016	< 0.017
	Post Excavation	02/09/04	---	100	---	140	---	3.5	---	---	6.4	100	170	---	---	---	---	---	---	---	---	18	---	---
		05/17/04	---	110	---	190	---	< 0.46	---	---	7	179	230	---	---	---	---	---	---	---	---	23	---	---
		09/07/04	---	100	---	110	---	< 0.68	---	---	3.3	38.5	68	---	---	---	---	---	---	---	---	7.6	---	---
		12/27/04	---	80	---	110	---	< 0.46	---	---	3.6	56.2	86	---	---	---	---	---	---	---	---	11	---	---
		05/18/05	---	62	---	210	---	< 0.55	---	---	9.5	162.9	380	---	---	---	---	---	---	---	---	55	---	---
		08/26/05	---	14	---	120	---	< 0.11	---	---	2.9	100	30	---	---	---	---	---	---	---	---	8.3	---	---
		12/22/05	---	39	---	139	---	< 0.11	---	---	3.8	95.7 J	33.9	---	---	---	---	---	---	---	---	4.0 J	---	---
		06/27/06	---	28.4	---	152	---	< 0.52	---	---	3.08	77.31	89.7	---	---	---	---	---	---	---	---	14.3	---	---

Table 4 Groundwater Analytical Results, Van Drisse Oil Company, New Franken, Wisconsin

Well ID	Screened Interval	Date Sampled	Relevant and Significant VOC Analytical Results (µg/l)											Relevant and Significant PAH Analytical Results (µg/l)										
			Lead	Benzene	n-Butylbenzene	Ethylbenzene	Isopropylbenzene	MTBE	Naphthalene	n-Propylbenzene	Toluene	Trimethylbenzene	Xylenes	Acenaphthene	Acenaphthylene	Anthracene	Benzo(B)Fluoranthene	Dibenz(A,H)Anthracene	Fluorene	1-Methyl Naphthalene	2-Methyl Naphthalene	Naphthalene	Phenanthrene	Pyrene
NR 140 Preventative Action Limit (µg/l)			1.5	0.5	NE	140	NE	12	8	NE	200	96	1,000	NE	NE	600	0.02	NE	80	NE	NE	8	NE	50
NR 140 Enforcement Standard (µg/l)			15	5	NE	700	NE	60	40	NE	1,000	480	10,000	NE	NE	3,000	0.2	NE	400	NE	NE	40	NE	250
MW1400	3.5-7.5 fbg	09/16/03	---	<0.30	---	<0.60	---	<0.58	---	---	<0.58	<1.18	<1.84	---	---	---	---	---	---	---	---	<0.58	---	---
	Post Excavation	02/09/04	---	<0.30	---	<0.60	---	<0.58	---	---	<0.58	<1.18	<1.84	---	---	---	---	---	---	---	---	<0.58	---	---
		05/17/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		09/07/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		12/27/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		05/18/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<1.9	---	---	---	---	---	---	---	---	<1.2	---	---
		08/26/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<1.9	---	---	---	---	---	---	---	---	<1.2	---	---
		12/22/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<2.0	---	---	---	---	---	---	---	---	<1.2	---	---
		06/27/06	---	<0.17	---	<1	---	<0.52	---	---	<0.78	<1.95	<2.84	---	---	---	---	---	---	---	---	<0.73	---	---
MW1500	3.5-10.5 fbg	09/16/03	---	<0.30	---	<0.60	---	<0.58	---	---	<0.58	<1.18	<1.84	---	---	---	---	---	---	---	---	<0.58	---	---
	Post Excavation	02/09/04	---	<0.30	---	<0.60	---	<0.58	---	---	<0.58	<1.18	<1.84	---	---	---	---	---	---	---	---	<0.58	---	---
		05/17/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		09/07/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		12/27/04	---	<0.25	---	<0.22	---	<0.23	---	---	<0.11	<0.44	<0.39	---	---	---	---	---	---	---	---	<0.50	---	---
		05/18/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<1.9	---	---	---	---	---	---	---	---	<1.2	---	---
		08/26/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<1.9	---	---	---	---	---	---	---	---	<1.2	---	---
		12/22/05	---	<0.12	---	<0.5	---	<0.11	---	---	<0.13	<1.11	<2.0	---	---	---	---	---	---	---	---	<1.2	---	---
		06/27/06	---	<0.17	---	<1	---	<0.52	---	---	<0.78	<1.95	<2.84	---	---	---	---	---	---	---	---	<0.73	---	---
MW1600	4-14 fbg	07/01/08	---	<0.24	---	<0.35	---	<0.7	---	---	<0.39	<0.74	<1.67	---	---	---	---	---	---	---	---	---	---	---
Sump	Post Excavation	02/09/04	---	27	---	26	---	4.1	---	---	9.5	95	93	---	---	---	---	---	---	---	44	---	---	---
		05/17/04	---	22	---	13	---	<0.23	---	---	2	28	33	---	---	---	---	---	---	---	6.6	---	---	---
		09/07/04	---	7.9	---	3.4	---	0.48	---	---	0.53	3	2.3	---	---	---	---	---	---	---	1.1	---	---	---
		12/27/04	---	<1.4	---	<1.1	---	<0.23	---	---	0.23	0.44	1.1	---	---	---	---	---	---	---	<0.5	---	---	---
		05/18/05	---	15	---	23	---	<0.11	---	---	0.23	1.33 J	<1.9	---	---	---	---	---	---	---	<1.2	---	---	---
		08/26/05	---	2.3	---	13	---	<0.11	---	---	1.5	0.91 J	2.5 J	---	---	---	---	---	---	---	<1.2	---	---	---
		12/22/05	---	7.7	---	0.98 J	---	<0.11	---	---	<0.13	0.78 J	<2.0	---	---	---	---	---	---	---	<1.2	---	---	---
		06/27/06	---	5.4	---	17	---	<0.52	---	---	1.21 J	<1.95	10.1	---	---	---	---	---	---	---	<0.73	---	---	---

Key:
 MTBE = Methyl-Tertiary-Butyl-Ether
 µg/l = micrograms per liter
 J = Analyte detected between Limit of Detection and Limit of Quantitation
 fbg = Feet Below Grade
 NE = Not Established by Wis. Adm. Code
 PAH = Polynuclear Aromatic Hydrocarbon
 VOC = Volatile Organic Compound
 --- = Not Analyzed
 32 = NR 140 Preventative Action Limit Exceeded
 32 = NR 140 Enforcement Standard Exceeded

Table 1 Water Level Data, Former Van Drisse Oil Bulk Plant, New Franken, Wisconsin

Well I.D.	Ground Surface Elevation (feet)	Riser Elevation (feet)	Top / Bottom of Well Screen Elevation (feet)	Date	Depth to Water (feet)		Water Table Elevation (feet)				
					Below Riser	Below Grade					
MW500	810.54	810.12	807.30 / 797.30	07/21/03	5.15	5.57	804.97				
				07/29/03	4.56	4.98	805.56				
				09/12/03	6.29	6.71	803.83				
				09/16/03	3.62	4.04	806.50				
				02/09/04	5.38	5.80	804.74				
				05/17/04	2.92	3.34	807.20				
				09/07/04	5.77	6.19	804.35				
				12/27/04	4.83	5.25	805.29				
				05/18/05	3.93	4.35	806.19				
				08/26/05	5.36	5.78	804.76				
				12/22/05	4.05	4.47	806.07				
				06/27/06	4.66	5.08	805.46				
				01/22/07	3.99	4.41	806.13				
MW700	809.15	811.41	805.48 / 795.48	07/21/03	8.39	6.13	803.02				
				07/29/03	8.00	5.74	803.41				
				09/12/03	9.35	7.09	802.06				
				09/16/03	7.15	4.89	804.26				
				02/09/04	7.31	5.05	804.10				
				05/17/04	6.06	3.80	805.35				
				09/07/04	8.77	6.51	802.64				
				12/27/04	7.01	4.75	804.40				
				05/18/05	6.43	4.17	804.98				
				08/26/05	7.77	5.51	803.64				
				12/22/05	6.71	4.45	804.70				
				06/27/06	7.37	5.11	804.04				
				MW800	808.51	811.45	808.21 / 798.21	07/21/03	7.06	4.12	804.39
07/29/03	6.25	3.31	805.20								
09/12/03	8.33	5.39	803.12								
09/16/03	4.64	1.70	806.81								
02/09/04	6.40	3.46	805.05								
05/17/04	4.50	1.56	806.95								
09/07/04	7.00	4.06	804.45								
12/27/04	5.94	3.00	805.51								
05/18/05	5.10	2.16	806.35								
08/26/05	6.68	3.74	804.77								
12/22/05	5.25	2.31	806.20								
06/27/06	5.81	2.87	805.64								
MW1400	804.61	806.2	798.29 / 794.29					09/12/03	7.56	5.97	798.64
				09/16/03	3.22	1.63	802.98				
				02/09/04	2.59	1.00	803.61				
				05/17/04	1.96	0.37	804.24				
				09/07/04	6.82	5.23	799.38				
				12/27/04	2.67	1.08	803.53				
				05/18/05	2.43	0.84	803.77				
				08/26/05	3.82	2.23	802.38				
				12/22/05	2.02	0.43	804.18				
				06/27/06	3.86	2.27	802.34				
				MW1500	804.35	806.18	804.15 / 797.15	09/12/03	4.59	2.76	801.59
								09/16/03	3.29	1.46	802.89
								02/09/04	2.23	0.40	803.95
05/17/04	1.75	-0.08	804.43								
09/07/04	3.97	2.14	802.21								
12/27/04	2.03	0.20	804.15								
05/18/05	1.95	0.12	804.23								
08/26/05	3.37	1.54	802.81								
12/22/05	1.77	-0.06	804.41								
06/27/06	2.66	0.83	803.52								
MW1600	810.9	810.31	807.06 / 797.06					06/23/08	7.88	8.47	802.43
SUMP	---	---	---					02/09/04	3.79	---	---
								05/17/04	1.36	---	---
				09/07/04	3.92	---	---				
				12/27/04	3.09	---	---				
				05/18/05	2.13	---	---				
				08/26/05	3.70	---	---				
				12/22/05	2.40	---	---				
				06/27/06	2.04	---	---				

Key:

* = Well Screen Submerged

Impacted Off-Source Property Information

Form 4400-246 (R 3/08)

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

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

BRRTS #:

ACTIVITY NAME:

ID	Off-Source Property Address	Parcel Number	WTM X	WTM Y
<input type="text" value="A"/>	<input type="text" value="N New Franken Rd (Heraly)"/>	<input type="text" value="HM-323"/>	<input type="text" value="692789"/>	<input type="text" value="452925"/>
<input type="text" value="B"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="C"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="D"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="E"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="F"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="G"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="H"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="I"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>



May 7, 2009
(400-1084)

Mr. Norman J. Heraly
5199 East Heraly Road
New Franken Wisconsin 54229-9702

RE: Department of Natural Resources off-source property contamination letter

Dear Mr. Heraly:

Groundwater contamination that appears to have originated on the property located at Van Drisse Oil Bulk Plant, 2200 North New Franken Road, New Franken, Wisconsin has migrated onto your property on North New Franken Road. The levels of benzene and naphthalene contamination in the groundwater on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, the environmental consultants who have investigated this contamination have informed me that this groundwater contaminant plume is stable or receding and will naturally degrade over time. I believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in chapter NR 726 and chapter NR 746, Wisconsin Administrative Code, and I will be requesting that the Department of Natural Resources accept natural attenuation as the final remedy for this site and grant case closure. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation.

Since the source of the groundwater contamination is not on your property, neither you nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as you and any subsequent owners comply with the requirements of section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup if access is required. For further information on the requirements of section 292.13, Wisconsin Statutes, you may obtain a copy of the Department of Natural Resources' publication #RR-589, Fact Sheet 10: Guidance for Dealing with Properties Affected by Off-Site Contamination, by accessing the following web address: <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR589.pdf>.

The Department of Natural Resources will not review my closure request for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the Department to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the Department of Natural Resources that is relevant to this closure request, you should mail that information to: Keld Lauridsen, 2984 Shawano Avenue, Green Bay, Wisconsin 54313.

If this case is closed, all properties within the site boundaries where groundwater contamination exceeds chapter NR 140 groundwater enforcement standards will be listed on the Department of Natural Resources' geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above chapter NR 140 enforcement standards was found at the time that the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources' internet web site. Please review the enclosed legal description of your property, and notify me within the next 30 days if the legal description is incorrect.

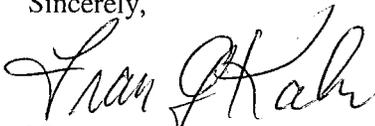
OFF-SOURCE
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PROPERTY

Should you or any subsequent property owner wish to construct or reconstruct a well on your property, special well construction standards may be necessary to protect the well from the residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call the Diggers Hotline (1-800-242-8511) if your property is located outside of the service area of a municipally owned water system, or contact the Drinking Water program within the Department of Natural Resources if your property is located within the designated service area of a municipally owned water system, to determine if there is a need for special well construction standards.

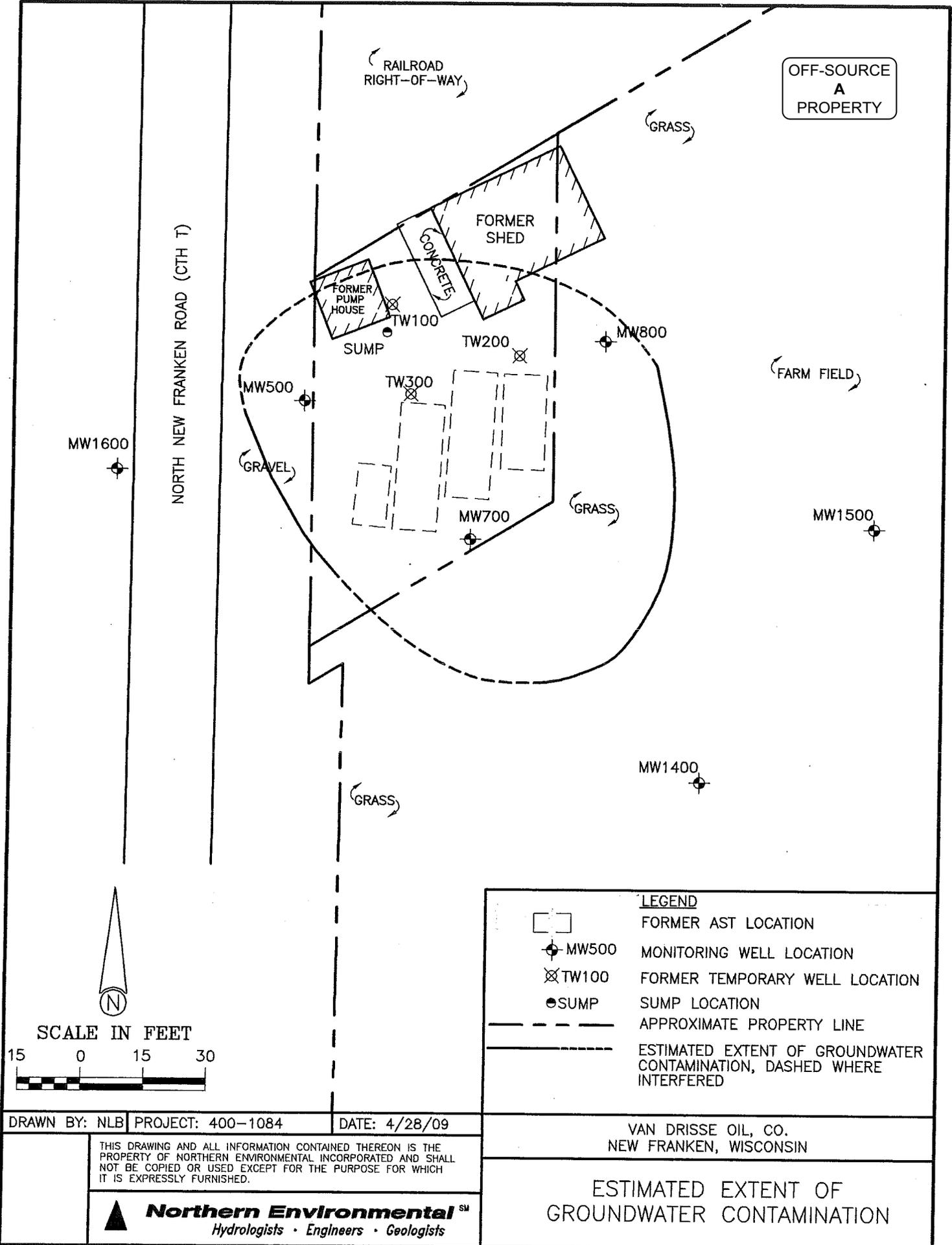
Once the Department makes a decision on my closure request, it will be documented in a letter. If the Department grants closure, you may obtain a copy of this letter by requesting a copy from me, by writing to the agency address given above or by accessing the DNR GIS Registry of Closed Remediation Sites on the internet at www.dnr.state.wi.us/org/at/et/geo/gwur. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.

If you need more information, you may contact me at Post Office Box 116, Luxemburg, Wisconsin 54217 or you may contact Keld Lauridsen from Wisconsin Department of Natural Resources at 2984 Shawano Avenue, Green Bay, Wisconsin 54313 or 920-662-5420.

Sincerely,



Mr. Fran Kahr
Van Drisse Oil Company



OFF-SOURCE
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PROPERTY

RAILROAD
RIGHT-OF-WAY

GRASS

NORTH NEW FRANKEN ROAD (CTH T)

FORMER
SHED

CONCRETE

FORMER
PUMP
HOUSE

SUMP

TW100

TW200

MW800

FARM FIELD

TW300

MW500

GRAVEL

MW700

GRASS

MW1500

MW1600

MW1400

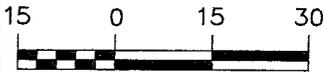
GRASS

LEGEND

-  FORMER AST LOCATION
-  MW500 MONITORING WELL LOCATION
-  TW100 FORMER TEMPORARY WELL LOCATION
-  SUMP LOCATION
-  APPROXIMATE PROPERTY LINE
-  ESTIMATED EXTENT OF GROUNDWATER CONTAMINATION, DASHED WHERE INTERFERED



SCALE IN FEET



DRAWN BY: NLB PROJECT: 400-1084 DATE: 4/28/09

THIS DRAWING AND ALL INFORMATION CONTAINED THEREON IS THE PROPERTY OF NORTHERN ENVIRONMENTAL INCORPORATED AND SHALL NOT BE COPIED OR USED EXCEPT FOR THE PURPOSE FOR WHICH IT IS EXPRESSLY FURNISHED.

Northern Environmental SM
Hydrologists • Engineers • Geologists

VAN DRISSE OIL, CO.
NEW FRANKEN, WISCONSIN

ESTIMATED EXTENT OF
GROUNDWATER CONTAMINATION

FIGURE 7

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PROPERTY

7009 0080 0001 8979 9555

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.44
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.34

Postmark
Here

Sent to
Mr Norman Heraly
Street, Apt. No.,
or PO Box No. 5199 E Heraly Road
City, State, ZIP+4 New Franken WI 54229

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Norman Heraly</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) Norman O. Heraly</p> <p>C. Date of Delivery 5/18/09</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>Mr Norman Heraly 5199 E Heraly Rd New Franken WI 54229</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7009 0080 0001 8979 9555</p>

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PROPERTY

AMENDED FINAL JUDGMENT

2227283

CATHY WILLIQUETTE
BROWN COUNTY RECORDER
GREEN BAY, WI

RECORDED ON
11/22/2005 09:34:49AM

REC FEE: 19.00
TRANS FEE:
EXEMPT #
PAGES: 5

Document Number

Document Title

Recording Area

Name and Return Address

Ronald A. Venci
414 E Walnut St # 240
Green Bay, WI 54301

6

Parcel Identification Number (PIN)

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc., may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.43(2m). USE BLACK INK. WRDA 5/1999

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STATE OF WISCONSIN, CIRCUIT COURT, BROWN COUNTY

For Official Use

IN THE MATTER OF THE ESTATE OF

AMENDED
Final Judgment
(Formal Administration)

BROWN COUNTY, WIS
FILED

HARRY J. HERALY

Case No. 04 PR 123

NOV 17 2005

JAMES R. QUEOFF
REGISTER IN PROBATE

Petitions for

- determination of heirship, and
 - approval of final account and entry of final judgment of estate
- have been filed and heard.

THE COURT FINDS:

- 1a. The decedent died on (date), 5/18/04, domiciled in Brown County, Wisconsin.
- 1b. The decedent died on (date), _____, domiciled in _____ County, State of _____, Property of decedent is located in _____ County, Wisconsin.

2. The decedent left no will. a will dated _____; a codicil(s) dated _____

3. The petition was heard upon notice, or waiver of notice, or by appearance. Notice has been published for determination of heirship.

4. The heirs of the decedent are: See attached.
Norman J. Heraly

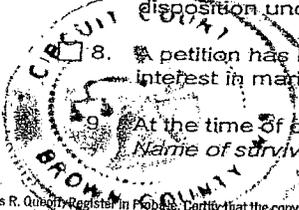
5. The payment of all required taxes, claims and charges are stated in the final account.

6. The decedent had a life estate, or an interest as a joint tenant in property for which a certificate of termination has not been issued, or an interest in marital property for which a certificate has not been issued.

7. A petition has been filed for confirmation of an interest in property passing by nontestamentary disposition under §766.58(3)(f), Wisconsin Statutes.

8. A petition has been filed by the surviving spouse for the confirmation of surviving spouse's one-half interest in marital property immediately before the death of decedent.

9. At the time of death, the decedent had an interest in the following real property: (State; Nature of interest; Name of surviving joint tenant(s); Name of spouse with interest in marital property). See attached.



I, James R. Queoff, Register in Probate, Certify that the copy annexed has been compared by me with the original and required by law to be in my custody. The same is a correct transcript and true copy of the original record. I herewith set my hand and affix the seal of the Circuit Court of Brown County, Wisconsin at Green Bay, this 18 day of November, A.D. 2005

Register in Probate

PR-1912, 10/00 Final Judgment (Formal Administration)

This form shall not be modified. It may be supplemented with additional material. §§701.20, 766.58, 863.23, 863.27, Wisconsin Statutes
Page 1 of 2

10. Principal and income require apportionment as provided in §701.20, Wisconsin Statutes. See attached.

11. The following property remains for distribution: See attached.

Land - See attached description

Cash

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PROPERTY

IT IS ADJUDGED:

1. All jurisdictional requirements have been met.
2. The petition for approval of final account and settlement of estate is granted and the final account is approved including:
 - the classification of assets as shown in the inventory;
 - the payment of claims and debts as stated in the account(s) filed;
 - the fees of attorneys, personal representative(s), and guardian(s) ad litem; and
 - the distribution described in the account(s).
3. The termination of decedent's interest in any joint tenancy in real and personal property, any survivorship marital property and any life estate of the decedent in real and personal property is certified.
4. The surviving spouse's one-half interest in marital property immediately before death of decedent is confirmed.
5. The decedent's interest in property passing by nontestamentary disposition under §766.58(3)(f), Wisconsin Statutes, is confirmed.
6. The property described in finding 11 above is assigned as follows: See attached.

To Norman J. Heraly pursuant to the laws of interstate succession of the State of Wisconsin

BY THE COURT:

Name of Attorney
Ronald A. Venci, S.C.
Address
414 E. Walnut Street, Suite 240 Green Bay, WI 54301
Telephone Number
920-569-4131


 Circuit Court Judge/Court Commissioner
 James R. Queoff
 Name Printed or Typed
 November 17, 2005
 Date

ESTATE OF HARRY J. HERALY
Case No. 04 PR 123

Real Estate:

- a) West one-half of the Southeast quarter of the Northwest quarter in Section 27, Township 24 North, Range 22 East, in Brown County, Wisconsin.
Tax Parcel #HM-327

- b) East one-half of the Southwest quarter of the Northeast quarter in Section 27, Township 24 North, Range 22 East, in Brown County, Wisconsin.
Tax Parcel #HM-313

- c) The West one-half of the Northeast quarter of the Northwest quarter in Section 27, Township 24 North, Range 22 East, in Brown County, Wisconsin.
Tax Parcel #HM-317

- d) That part of the Southwest quarter of the Northwest quarter in Section 27, Township 24 North, Range 22 East, described at Volume 179 of Deeds, Page 444, Brown County Wisconsin Records, excepting therefrom those parts thereof described as Volume 209 of Deeds, Page 239, Volume 347 of Deeds, Page 612, Volume 356 of Deeds, Page 201, and Volume 356 of Deeds, Page 203, all references being to Brown County Wisconsin Records.
Tax Parcel #HM-325 and parcel described in 137 Deeds 316 Brown County Wisconsin Records.

- e) The Northwest quarter of the Southeast quarter in Section 27, Township 24 North, Range 22 East, in Brown County, Wisconsin.
Tax Parcel #HM-333

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PROPERTY

- f) That part of the Northwest quarter of the Northwest quarter in Section 27, Township 24 North, Range 22 East, described at Volume 179 of Deeds, Page 444, Brown County Wisconsin Records, excepting therefrom those parts thereof described at Volume 209 of Deeds, Page 239, Volume 304 of Deeds, Page 354, Volume 347 of Deeds, Page 612, Volume 356 of Deeds, Page 201, and Volume 356 of Deeds, Page 203, all references being to Brown County Wisconsin Records.
Tax Parcel #HM-323



330 4th Avenue S TEL 715-762-1544
Park Falls, WI 54552 FAX 715-762-1844

RIGHT-OF-WAY

May 7, 2009

Wisconsin Central Railroad
935 de La Gauchetière Street West
Montreal
Quebec, H3B 2M9
Canada

Re: Notification of Soil Contamination within Railroad Property, North New Franken Road (County Truck Highway T), New Franken, Wisconsin
Van Drisse Oil Company
Bonestroo File No.: 400-1084

To Whom It May Concern:

Bonestroo/Northern Environmental, on behalf of Van Drisse Oil Company, we would like to notify the Wisconsin Central Railroad of soil contamination exceeding residual contaminant levels (RCL) within railroad right-of-way property at the intersection of the railroad and North New Franken Road, New Franken, Brown County, Wisconsin. The enclosed figure illustrates the location of the contamination.

Please feel free to contact Bonestroo/Northern Environmental at (715) 762-1544 or the Wisconsin Department of Natural Resources, Keld Lauridsen at (920) 662-5420 if there are any questions or comments.

Sincerely,
BONESTROO

Hollie M. DePuydt
Engineer

Lynelle P. Caine
Senior Project Geologist

HMD/dam

Enclosure



330 4th Avenue S
Park Falls, WI 54552

TEL 715-762-1544
FAX 715-762-1844

RIGHT-OF-WAY

May 7, 2009

Brown County Highway Department
2198 Glendale Avenue
Green Bay, Wisconsin 54303

Re: Notification of Contamination within Right-of-Way, North New Franken Road (County Trunk Highway T), New Franken, Wisconsin
Van Drisse Oil Company
Bonestroo File No.: 400-1084

To Whom It May Concern:

Bonestroo/Northern Environmental, on behalf of Van Drisse Oil Company, we would like to notify Brown County of groundwater contamination exceeding Wisconsin Administrative Code chapter NR 140 enforcement standards and soil exceeding residual contaminant levels (RCL) within North New Franken Road (County Trunk Highway T) right-of-way in Brown County. The enclosed figures illustrate the location of the contamination.

Please feel free to contact Bonestroo/Northern Environmental at (715) 762-1544 or the Wisconsin Department of Natural Resources, Keld Lauridsen at (920) 662-5420 if there are any questions or comments.

Sincerely,

BONESTROO

Hollie M. DePuydt
Engineer

Lynelle P. Caine
Senior Project Geologist

HMD/dam

Enclosure