

State of Wisconsin | DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Ronald W. Kazmierczak, Regional
Director

Northeast Region Headquarters
1125 N. Military Ave., P.O. Box 10448
Green Bay, Wisconsin 54307-0448
Telephone 920-492-5800
FAX 920-492-5913
TTY 920-492-5912

February 11, 2000

Brown County Highway Dept.
ATTN: Roger Kolb
2198 Glendale Ave.
Green Bay WI 54303

SUBJECT: Closure – Brown County Highway Dept – New Franken WDNR BRRTS # 03-05-000643

Dear Mr. Kolb,

On January 4, 1998, the above named site was reviewed by the Remediation and Redevelopment's Northeast Region Closure Committee for a determination as to whether or not the case qualified for closeout under ch. NR 726, Wis. Adm. Code.

The Department has received a copy of the completed groundwater use restriction for the above referenced site and proof of filing this record with the Brown County Register of Deeds. Based on the investigative and remedial documentation provided to the Department, it appears that the contamination at the above named site has been remediated to the extent practicable under current site conditions. Therefore, conditional closure of this site has been granted and no further action is necessary at this time. In the future, this groundwater use restriction may be amended with approval from the Department if conditions change at the site and the residual contamination has been remediated.

If you have any additional relevant information concerning this matter which was not formerly provided to the Department, you should submit this information to the Department for reevaluation.

The Department's records will reflect final "closure." If you have any questions regarding this determination, please contact me in at (920) 492-5868.

Sincerely,

Greg Tilkens, P.G.
Hydrogeologist
Remediation & Redevelopment Program

cc: **Karl Schuldes** - Robert E. Lee & Associates, 2825 S. Webster Ave., P.O. Box 2100, Green Bay WI 54306-2100

This indenture, Made by Clemens Schneider and Florence Schneider, his wife

grantee of and warrant is of Town of Scott, Brown County, Wisconsin, hereby convey BROWN COUNTY, WISCONSIN

grantee of the sum of One Thousand and No/100 Dollars (\$1000.00) County, Wisconsin, for the following tract of land in Town of Scott, Brown County, State of Wisconsin.

Part of the Northeast one-quarter of the Southwest one-quarter of Section 21, T 24 N, R 22 E, and described as follows:

Beginning at a point in the north line of said Northeast one-quarter of the Southwest one-quarter- 819 feet east of the Northwest corner of said Northeast one-quarter of the Southwest one-quarter, thence continuing east- 232 feet, thence South 0 degrees and 20 minutes West- 300 feet, thence West- 232 feet, thence North 0 degrees and 20 minutes East- 300 feet to the point of beginning of this description, and containing 1.6 acres of land.

CLEMENS SCHNEIDER

TOWN SCOTT

PART SEC. 21 T24N. R22E.



DESCRIPTION

Part of the Northeast one-quarter of the Southwest one-quarter of Section 21 Township 24 North, Range 22 East, and described as follows:

Beginning at a point in the north line of said Northeast one-quarter of the Southwest one-quarter - 819 feet east of the Northwest corner of said North East one-quarter of the Southwest one-quarter, thence continuing east- 232 feet, thence South 0 degrees and 20 minutes West- 300 feet, thence West- 232 feet, thence North 0 degrees and 20 minutes East- 300 feet to the point of beginning of this description, and containing 1.6 acres of land.

370497

2811244

Notary Public, State of Wisconsin, in and for the County of _____, this _____ day of _____, A.D. 1948.

Signed and Sealed in Presence of
E. F. Brunette
E. F. Brunette

Clara Schneider (SEAL)
Clara Schneider

Florence Schneider (SEAL)
Florence Schneider

E. F. Brunette
E. F. Brunette

(SEAL)
(SEAL)

STATE OF WISCONSIN
Brown County

Personally came before me, this 14th day of October, A.D. 1948, the above named Clara Schneider and Florence Schneider

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



E. F. Brunette
E. F. Brunette
Notary Public, Brown County, Wis.
My Commission expires Feb. 10, A.D. 1952

The Constitution of Wis. State provides that all instruments to be recorded shall have plainly printed or typewritten thereon the names of the parties, witnesses and notary.

Received for Record this _____ day of _____, A.D. 1948. Clerk, A.M. and Recorder <i>[Signature]</i> Recorder	REGISTER'S OFFICE State of Wisconsin Brown County <i>[Signature]</i>	Warranty Bond	CLARA SCHNEIDER and FLORENCE SCHNEIDER, his wife TO EARL COULT, MICHIGAN	No. 370497	No. 2811244
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land surface; (2) Filling on the capped area; (3) Plowing for agricultural cultivation; and (4) Construction or installation of a building or other structure with a foundation that would sit on or be placed within the cap or cover. In addition, the cap or cover shall be maintained in compliance with a plan prepared and submitted to the Wisconsin Department of Natural Resources by a responsible party, as required by section NR 724.13(2), Wis. Adm. Code (1997).

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction inures to the benefit of and is enforceable by the Department of Natural Resources, its successors or assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, The Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded by the property owner or other interested party to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, _____ asserts that he/she is duly authorized to sign this document on behalf of Brown County.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 27th day of JANUARY, 19 2000

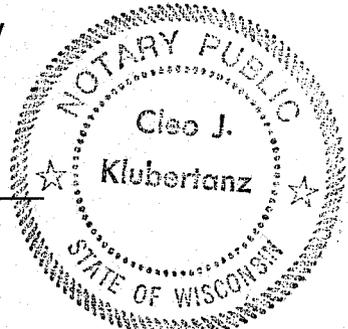
Signature: Roger Kolb

Printed Name: Roger Kolb

Title: HIGHWAY COMMISSIONER

Subscribed and sworn to before me this 27th day of JANUARY, 19 2000

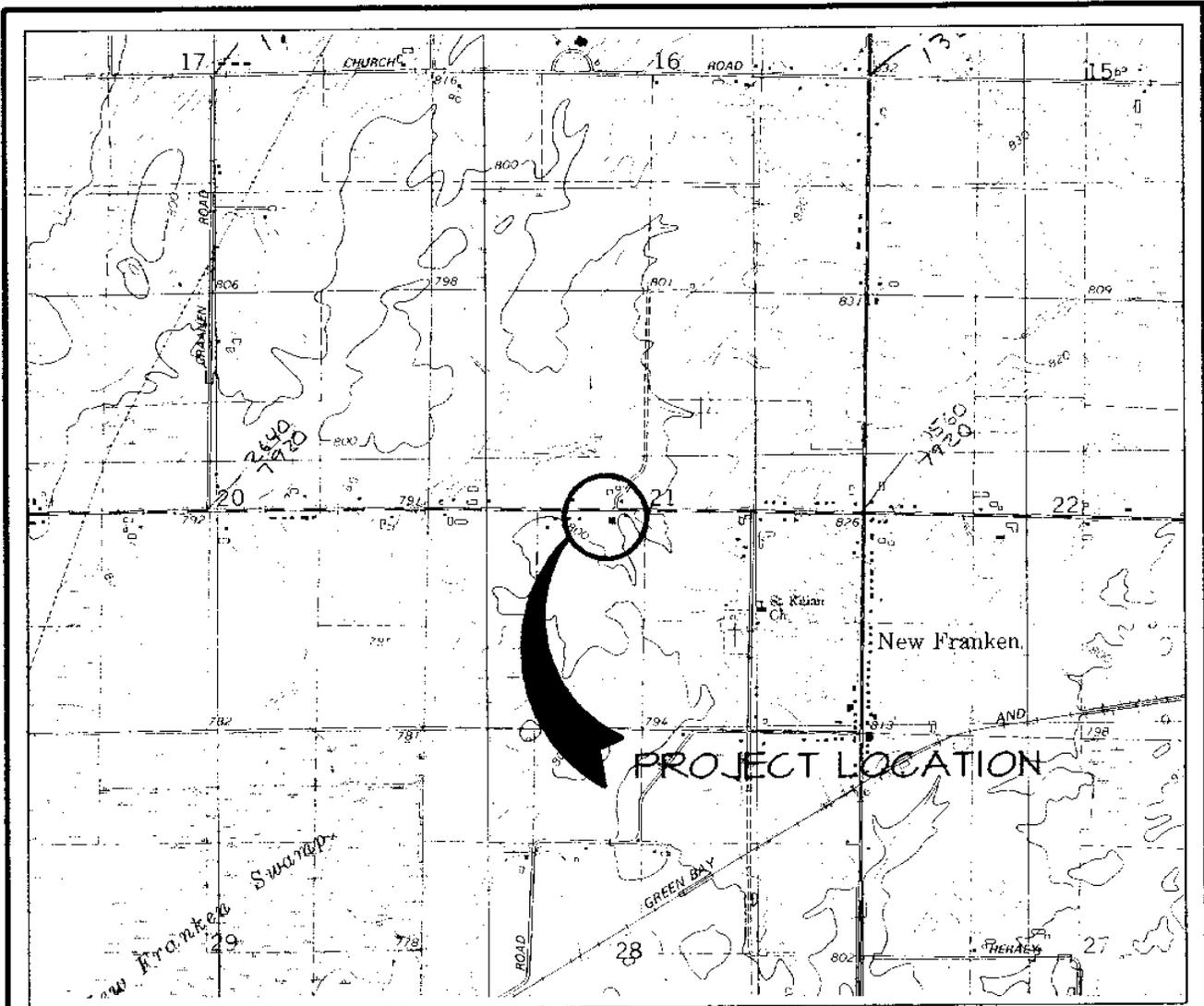
Cleo J. Klubertanz
Cleo J. Klubertanz



Notary Public, State of Wisconsin.

My commission Expires 12-7-2003

This document was drafted by Robert E. Lee & Associates, Inc.



LOCATION MAP

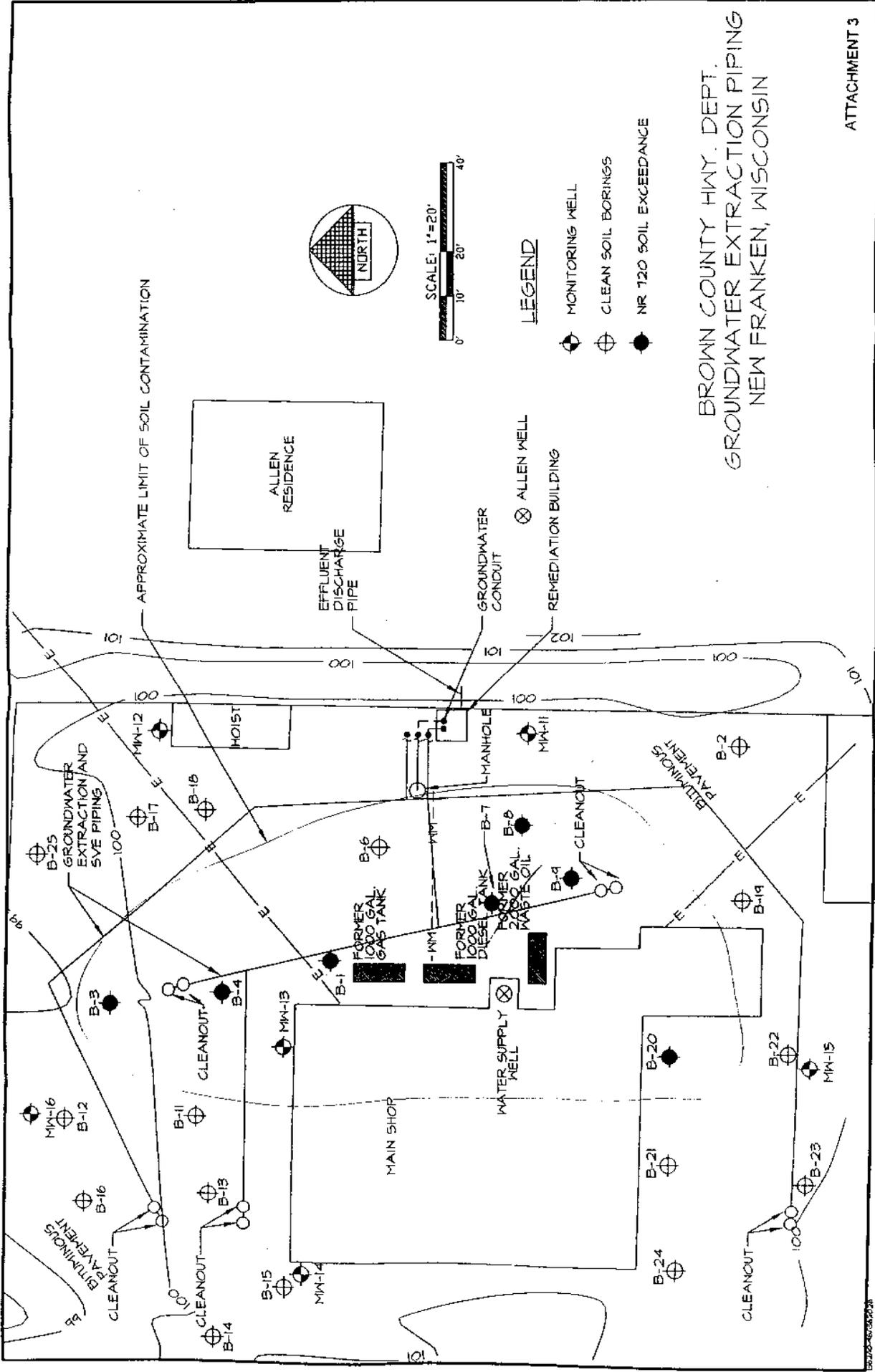
BROWN COUNTY HIGHWAY DEPARTMENT
 NEW FRANKEN FACILITY
 S.T.H. '54' NEW FRANKEN, WISCONSIN



1" = 2000'

FIGURE 1

MAP USED - NEW FRANKEN QUAD - 1978

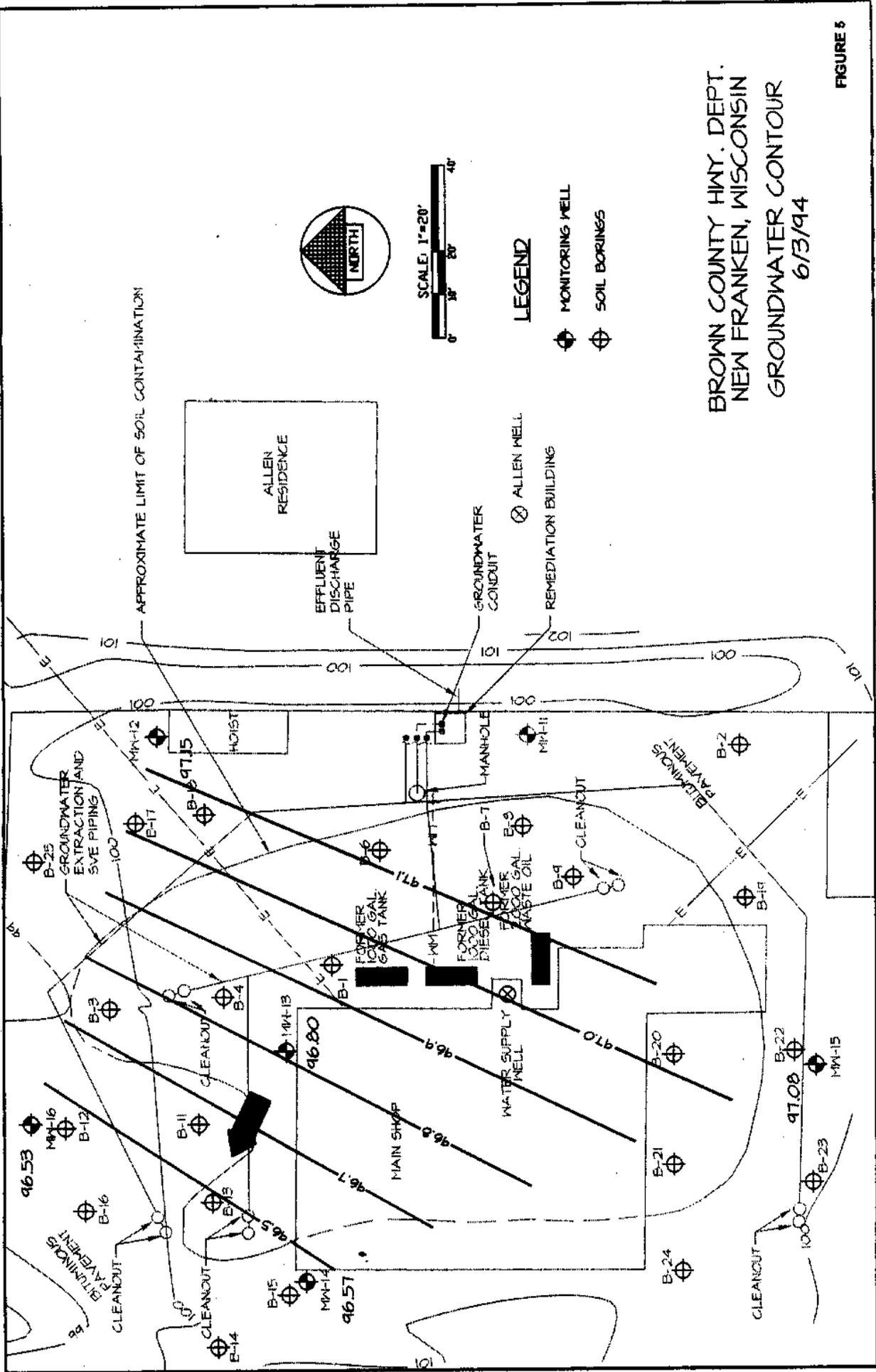


LEGEND

- ⊕ MONITORING WELL
- ⊕ CLEAN SOIL BORINGS
- NR T20 SOIL EXCEEDANCE

BROWN COUNTY HWY. DEPT.
GROUNDWATER EXTRACTION PIPING
NEW FRANKEN, WISCONSIN

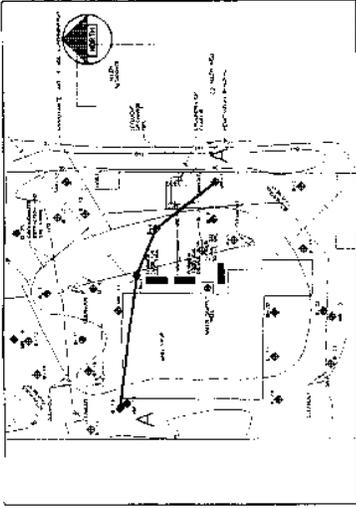
150105-60000000



BROWN COUNTY HWY. DEPT.
 NEW FRANKEN, WISCONSIN
 GROUNDWATER CONTOUR
 6/13/94

FIGURE 5

CROSS SECTIONS



LEGEND

- ⊕ SOIL BORING
- ⊕ MONITORING WELL

GROUNDWATER ELEVATIONS TAKEN 5/2/95

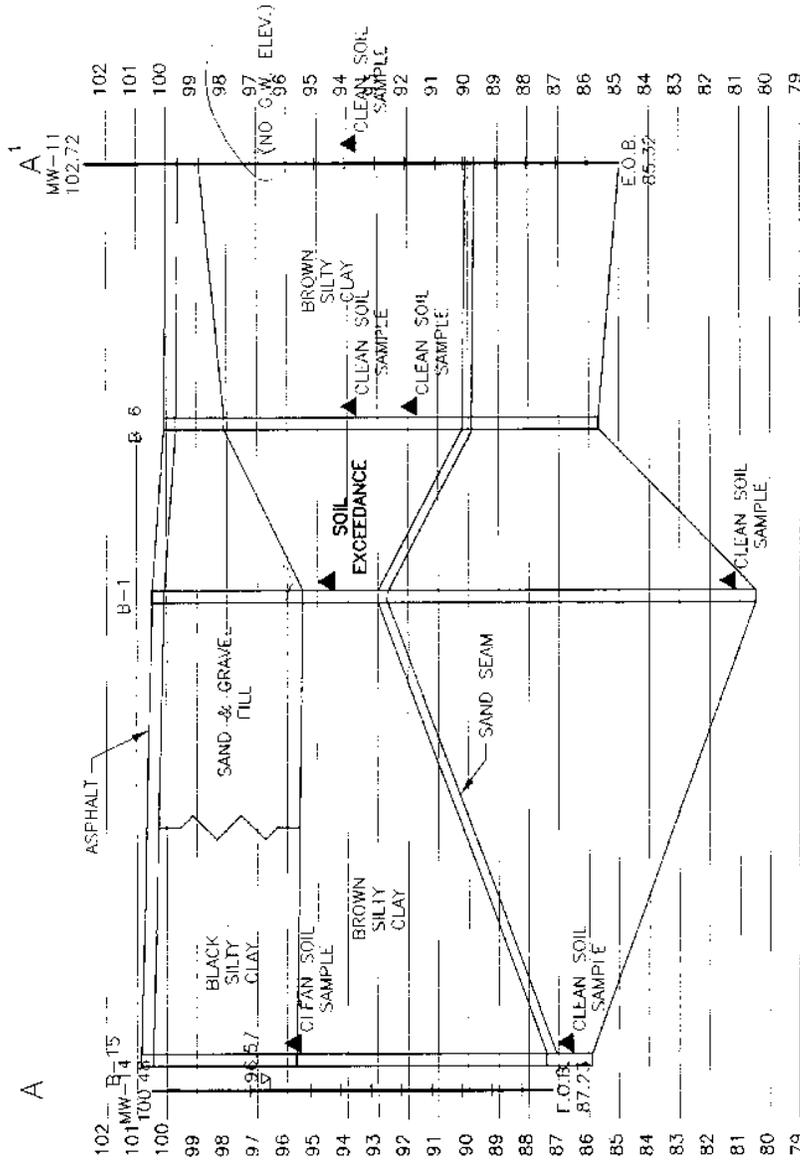
SCALE

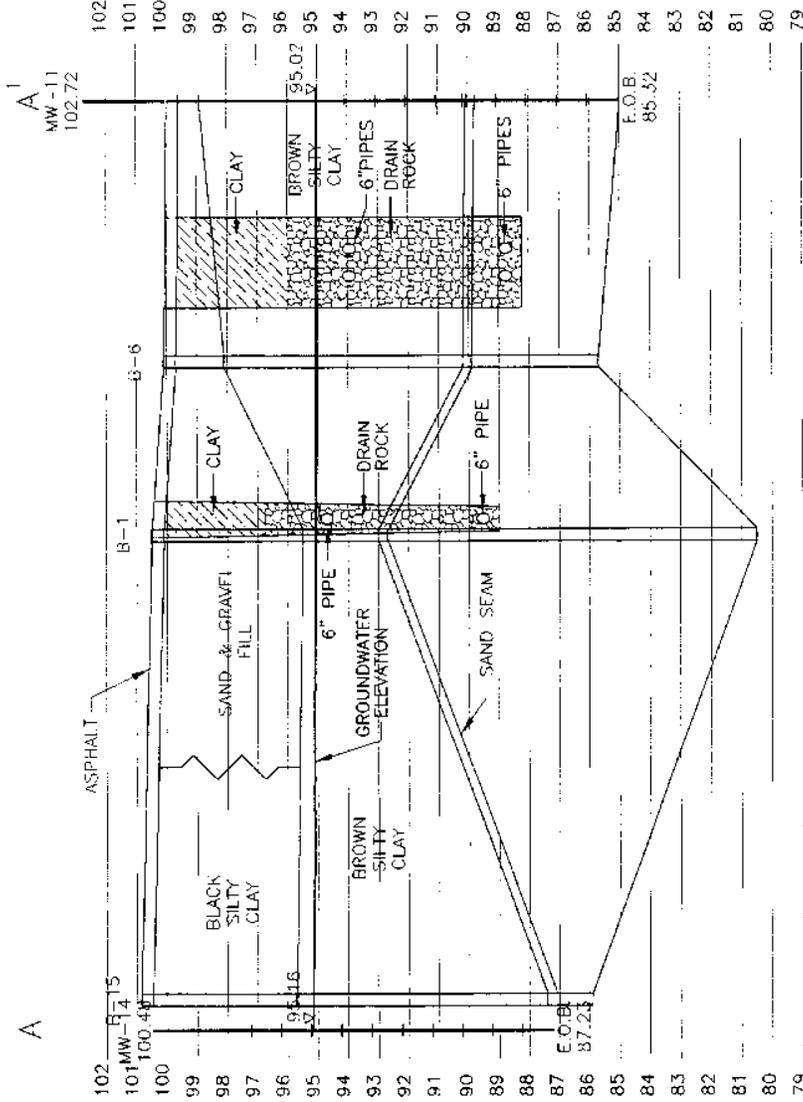
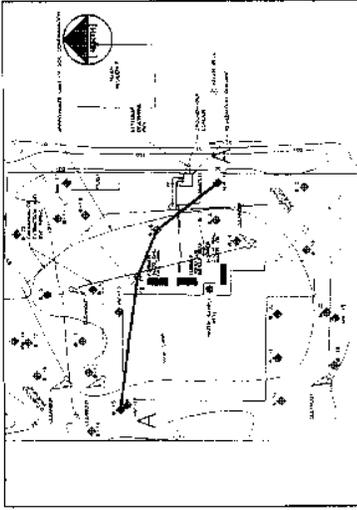
VERTICAL 1" = 4'

HORIZONTAL 1" = 20'

BROWN COUNTY HIGHWAY DEPT.
 NEW FRANKEN
 BROWN COUNTY, WISCONSIN

PRE-REMEDATION
 GEOLOGIC CROSS-SECTION
 G.W. FIFV. DATE: 6/5/94

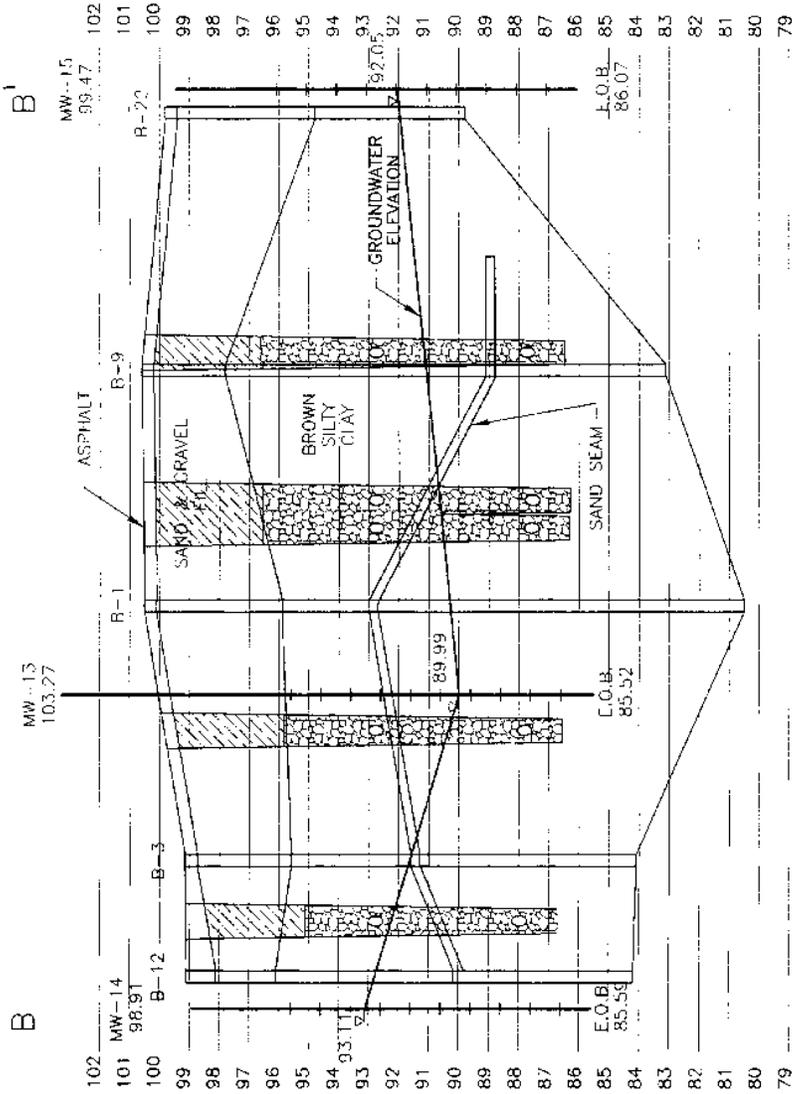
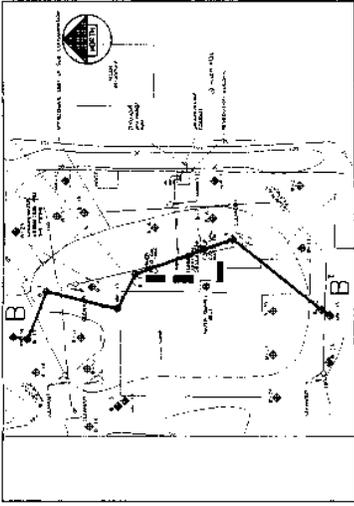




BROWN COUNTY HIGHWAY DEPT.
NEW FRANKEN
BROWN COUNTY, WISCONSIN

POST-REMEDATION
GEOLOGIC CROSS-SECTION
G.W. ELEV. DATE: 10/06/97

FIGURE 1



LEGEND

- ⊕ SOIL BORING
- ⊙ MONITORING WELL

GROUNDWATER ELEVATIONS TAKEN 5/2/95

SCALE

VERTICAL 1" = 4'
 HORIZONTAL 1" = 30'

BROWN COUNTY HIGHWAY DEPT.
 NEW FRANKEN
 BROWN COUNTY, WISCONSIN

POST-REMEDIAION
 GEOLOGIC CROSS-SECTION
 G.W. FLTV. DATE: 10/6/97

BCHD - New Franken Shop Groundwater Monitoring Results

Table 4

PRE

Parameter	12/08/94	06/08/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
DRO (ug/l)	300	ND	ND	NA	NA	NA	NA	NA

MW-12

PRE

POST

Parameter	ES	PAL	12/08/94	06/08/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
MW-13										
GRO (ug/l)	-	-	2,100	2,400	480	NA	NA	NA	NA	NA
DRO (ug/l)	-	-	3,200	650	280	NA	NA	NA	NA	NA
VOCs (ug/L)										
Benzene	5	.5	670	780	170	96	NA	NA	4.8	<0.5
Ethylbenzene	700	140	78	120	ND	ND	15	13.4	11.1	<1.0
Methyl tert-butyl ether	60	12	57	ND	42	52	49	15.7	<1.0	33.0
Naphthalene	40	8	NA	NA	NA	NA	NA	3.3	22.6	1.53
Toluene	343	68.6	26	27	1.5	ND	37	<1.0	<1.0	<1.0
1,2,4-Trimethylbenzene	-	-	64	76	4.0	ND	11	7.9	13.0	<1.0
1,3,5-Trimethylbenzene	-	-	ND	ND	ND	ND	1.0	<1.0	<1.0	<1.0
Total Xylenes	620	124	120	140	ND	ND	28.1	1.2	4.0	<1.0
PAH (ug/L)										
Fluorene	-	-	NA	2.9	ND	ND	ND	NA	NA	NA
1-methyl Naphthalene	-	-	NA	50	ND	ND	2.6	NA	NA	NA
2-methyl Naphthalene	-	-	NA	18	ND	ND	ND	NA	NA	NA
Naphthalene	40	8	NA	48	ND	ND	ND	NA	NA	NA
Phenanthrene	-	-	NA	1.3	ND	ND	ND	NA	NA	NA

 = ES exceedance

 = PAL exceedance

PRE + POST
GROUNDWATER

BCHD - New Franken Shop Groundwater Monitoring Results

PRE Table 4 cont'd POST

Parameter	MW-14							
	12/08/94	06/06/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
DRO (ug/l)	430	ND	ND	NA	NA	NA	NA	NA
VOCs (ug/L)								
Benzene	ND	ND	1.1	ND	ND	ND	ND	ND
Methyl tert-butyl ether	3.1	ND	1.6	1.3	0.8	ND	ND	ND
Toluene	ND	ND	ND	ND	ND	ND	ND	1.17
1,3,5-Trimethylbenzene	1.1	ND	ND	ND	ND	ND	ND	ND
PAH (ug/L)								
Fluoranthene	ND	ND	ND	ND	0.074	NA	NA	NA

Parameter	MW-15							
	12/08/94	06/06/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
DRO (ug/l)	300	ND	ND	NA	NA	NA	NA	NA
VOCs (ug/L)								
Benzene	ND	ND	ND	ND	0.2	ND	ND	ND
Methyl tert-butyl ether	3.1	ND	1.6	1.3	0.8	ND	ND	ND
1,3,5-Trimethylbenzene	1.1	ND	ND	ND	ND	ND	ND	ND
PAH (ug/L)								
Benzo(a)anthracene	ND	ND	ND	ND	0.052	NA	NA	NA
Fluoranthene	ND	ND	ND	ND	0.10	NA	NA	NA

Parameter	MW-16							
	12/08/94	06/06/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
GRO (ug/l)	430	ND	ND	NA	NA	NA	NA	NA
VOCs (ug/L)								
Benzene	ND	ND	ND	ND	0.6	ND	ND	ND
Methyl tert-butyl ether	1.4	ND	ND	ND	ND	ND	ND	ND
Toluene	ND	ND	ND	ND	ND	ND	ND	2.42

Parameter	Sump							
	12/08/94	06/06/94	04/12/95	09/27/95	7/19/96	4/4/97	7/17/97	10/6/97
GRO (ug/l)	430	ND	ND	NA	NA	NA	NA	NA
VOCs (ug/L)								
Benzene	ND	ND	ND	ND	ND	ND	ND	ND
Ethylbenzene	NA	NA	1.2	ND	NA	ND	ND	ND
Methyl tert-butyl ether	1.4	ND	3.6	8.6	ND	ND	ND	ND
Xylene	ND	ND	5.2	ND	ND	ND	ND	ND

 = ES exceedance

 = PAL exceedance