



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
TDD 920-492-5912

February 21, 2000

Robert Hendricks
2450 Ingold Court
Green Bay WI 54313

SUBJECT: Final Closure, RG Hendricks Construction Co., 2701 Calaway Drive, Green Bay
Wisconsin
BRRS CASE #03-05-100015

Dear Mr. Hendricks:

On October 5, 1999, you were notified that the above named site was reviewed by the Northeast Region Closeout Committee and qualified for closeout under ch. NR 726, Wis. Adm. Code. However, the site could not be officially closed until the Department received documentation that a deed restriction was filed documenting the remaining contamination.

On February 21, 2000, the Department received documentation that the monitoring wells and sump were abandoned. On February 21, 2000, the Department received documentation that the groundwater use restriction was filed with Brown County. Therefore, the Department considers this case closed, having determined that no further action is necessary at the site at this time. However, this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicate that contamination on or from the site poses a threat to public health, safety or welfare to the environment.

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

If you have any questions regarding the content of this letter, please contact me at (920) 492-5592.

Sincerely,

Roxanne Nelezen Chronert
Spills Coordinator - Hydrogeologist
Remediation & Redevelopment Program

cc: John Maas; MMA, Inc.; 2304 Bel-Aire Court; Green Bay WI 54304-5017

MW ABANDONMENT

1547841

QUIT CLAIM DEED

REGISTER OF DEEDS
BROWN COUNTY

97 APR 25 PM 3:31

CATHY WILLIQUETTE
REGISTER OF DEEDS

Robert G. Hendricks and Donna M. Hendricks, his wife as joint tenants, quit claim to Robert G. Hendricks and Donna M. Hendricks, or their successors in Trust, Trustees of the Robert G. and Donna M. Hendricks Revocable Trust of 1997, u/a/d February 3, 1997, as amended, the following described real estate in Brown County, State of Wisconsin:

Lots Eleven (11) and Fourteen (14), Calaway Industrial Plat in the Town (now Village) of Ashwaubenon, Brown County, Wisconsin.

1000

RETURN TO:
Attorney John F. Hager
Metzler and Hager, S.C.
222 Cherry Street
Green Bay, WI 54301

VA-228-B-514 & VA-228-B-511
Parcel Identification Number

FEE
7725 (16)
EXEMPT

This is not homestead property.

DATED this 27 day of March, 1997.

Robert G. Hendricks
Robert G. Hendricks

Donna M. Hendricks
Donna M. Hendricks

AUTHENTICATION

ACKNOWLEDGMENT

Signatures of Robert G. Hendricks and Donna M. Hendricks authenticated this 3/27 day of March, 1997.

STATE OF WISCONSIN:
: SS.
COUNTY OF BROWN:

John F. Hager (Print Name)
TITLE: MEMBER STATE BAR OF WISCONSIN
(If not authorized by §706.06, Wis. Stats.)

Personally came before me this _____ day of _____, 1997, the above-named Robert G. Hendricks and Donna M. Hendricks to me known to be the persons who executed the foregoing instrument and acknowledged the same.

THIS INSTRUMENT WAS DRAFTED BY:

Attorney John F. Hager
Metzler and Hager, S.C.

Notary Public, State of Wisconsin
My Commission: _____

1731919

Document Number

GROUNDWATER USE RESTRICTION

BROWN COUNTY
REGISTER OF DEEDS
CATHY WILLIQUETTE

1999 DEC 15 A 9 41

Declaration of Restrictions

In Re: Lot Eleven (11) and Fourteen (14), Calaway Industrial
Plat in the Town (now Village) of Ashwaubenon, Brown
County, Wisconsin.

Recording Area

Name and Return Address
Robert G Hendricks
2450 Ingold Court
Green Bay WI 54313.

1403

VA-228-B-514 & VA-228-B-511

STATE OF WISCONSIN)
) ss
COUNTY OF BROWN)

Parcel Identification Number (PIN)

WHEREAS, the Robert G Hendricks and Donna M. Hendricks Revocable Trust is the owner of the above-described property.

WHEREAS, one or more petroleum discharges have occurred on this property. Petroleum contaminated groundwater above ch. NR 140 Wis. Adm. Code enforcement standards existed on this property at the following location(s) on the following date(s): Groundwater Sump-Well Benzene is equal to 75 parts per billion (ppb) Geoprobe Seven (GP-7) Benzene is equal to 2,710 ppb and Toluene is 1130 ppb; Geoprobe Thirteen (GP-13) Benzene is equal to 9.4 ppb. Location of sump-well and geoprobes are provided on Figure 1 attached and made part of this restriction.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct further groundwater or soil remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding ch. NR 140 Wis. Adm. Code groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality does not comply with drinking water standards in ch. NR 809 Wis. Adm. Code is restricted by ch. NR 811 and NR 812, Wis. Adm. Code. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

I, Cathy Williquette, Brown County Register of Deeds, do hereby certify that this is a true and correct copy of the original record on file in the Brown County Register of Deeds Office, Green Bay, Wisconsin.

I herewith set my hand and official seal this 11th day of February, A.D. 2000

Cathy Williquette

REGISTER OF DEEDS

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed on this property unless applicable requirements are met.

If construction is proposed on this property that will require dewatering, or if groundwater is to be otherwise extracted from this property, while this groundwater use restriction is in effect, the groundwater shall be sampled and analyzed for contaminants that were previously detected on the property and any extracted groundwater shall be managed in compliance with applicable statutes and rules.

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 benefits and is enforceable by the Wisconsin 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 to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

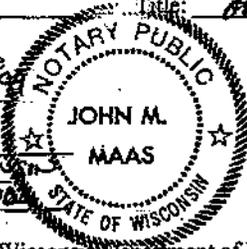
IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 10th day of December, 1999.

By signing this document, Robert G. Hendricks and Donna M. Hendricks acknowledge that they are duly authorized to sign this document as trustees on behalf of the Robert G. Hendricks and Donna M. Hendricks Revocable Trust.

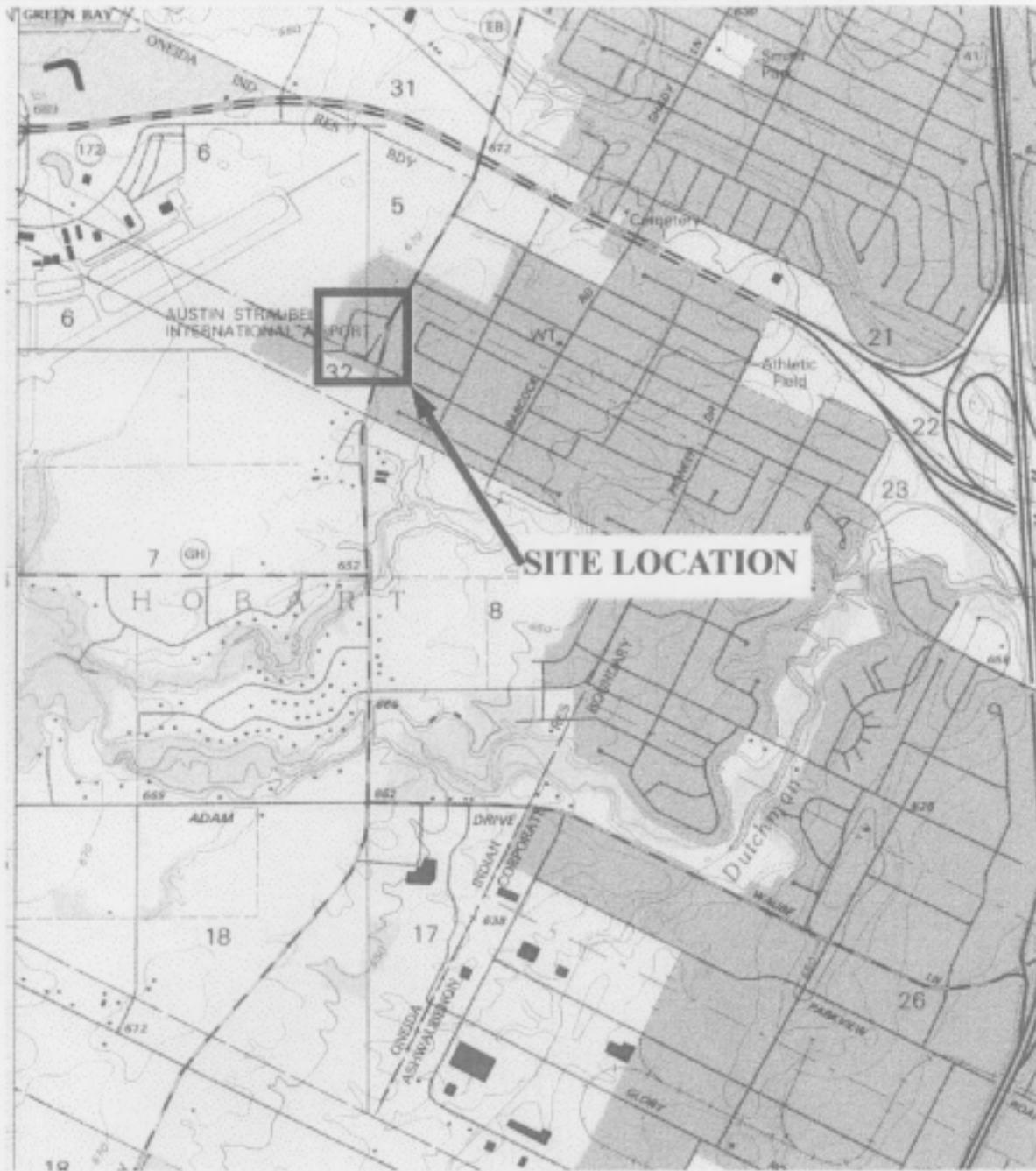
Signature: <u>Robert G. Hendricks</u>	Signature: <u>Donna M. Hendricks</u>
Printed Name: Robert G. Hendricks	Printed Name: Donna M. Hendricks
Title: <u>Owner</u>	Title: <u>Owner</u>

Subscribed and sworn to before me this 10th day of December 1999

J.M.M.
 Notary Public, State of Wisconsin
 My commission Nov. 17, 2000



This document was drafted by the Wisconsin Department of Natural Resources based on information provided by John M. Maas of MMA, Inc.



TAKEN FROM:

DE PERE, WIS.
 44088-DI-TF0-024
 1992
 NOT TO SCALE

SITE LOCATION MAP

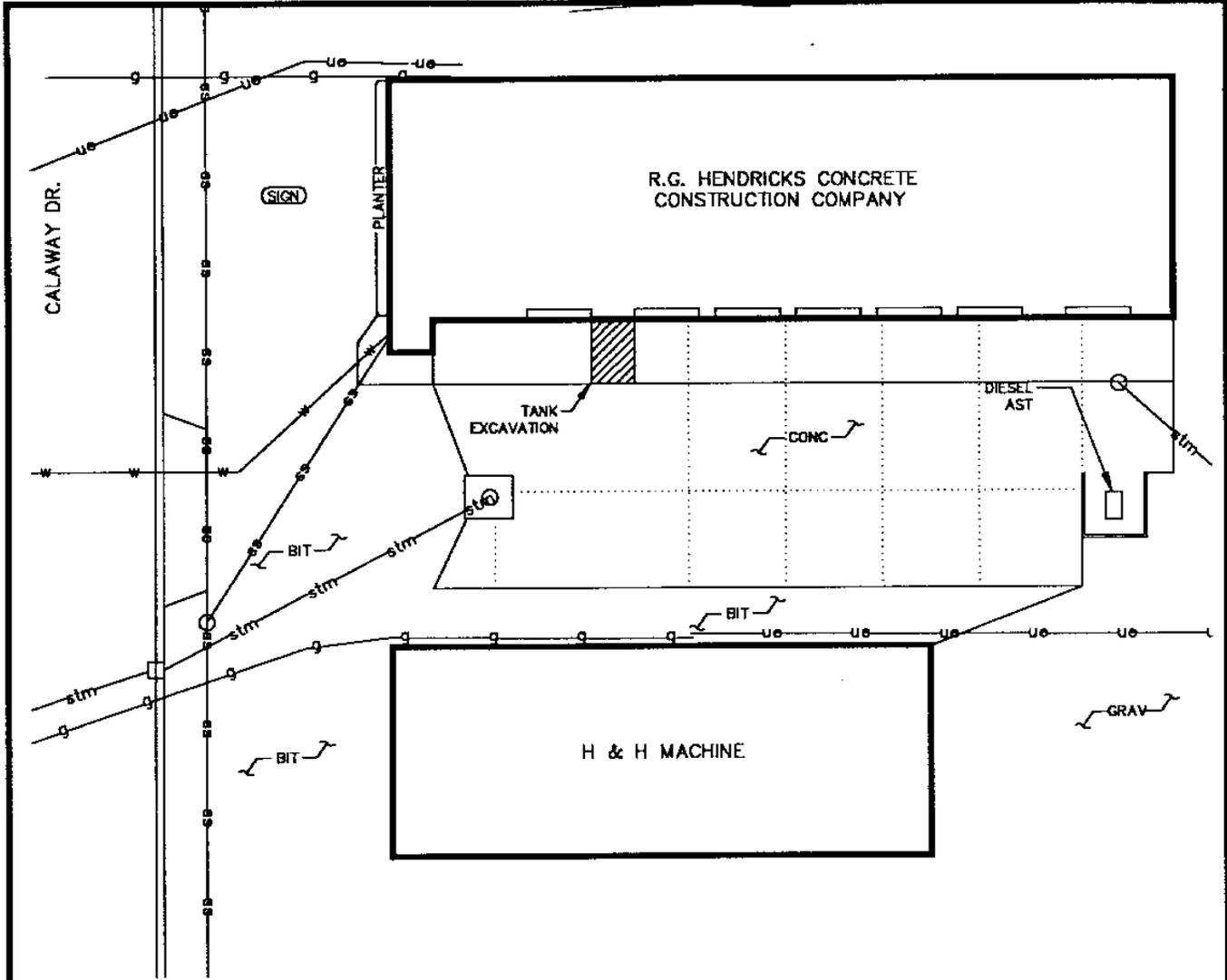
MMA, INC. - GREEN BAY, WI.

**HENDRICKS CONSTRUCTION
 GREEN BAY, WISCONSIN**

FIGURE NUMBER:

1

Utilities



LEGEND

- g — GAS LINE
- ss — SANITARY SEWER
- w — WATER LINE
- ue — UNDERGROUND ELECTRIC
- stm — STORM SEWER



SITE PLAN

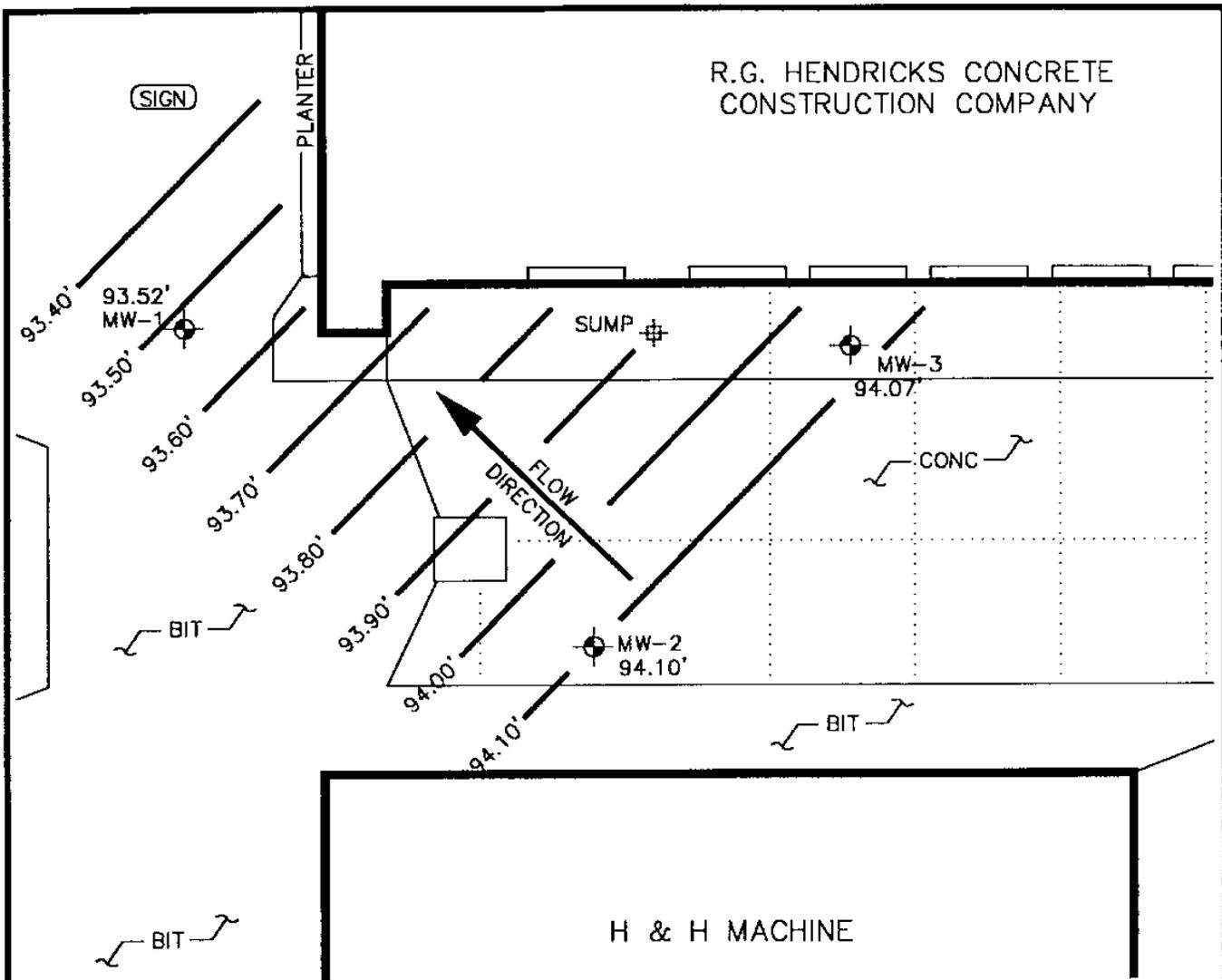
HENDRICKS CONSTRUCTION
 2701 CALAWAY DRIVE
 ASHWAUBENON, WI

MMA, INC.
 CONSULTING ENGINEERS
 2304 Bel-Aire Court P.O. Box 11507
 Green Bay, WI 54304-1507
 Phone: 414/592-9608 Fax: 414/592-0813

SCALE: 1" = 30'
 DATE: JUNE, 1999
 DRAWN BY: TEM/SMF
 REVIEWED BY: JMM

FIGURE NUMBER: 2

R.G. HENDRICKS CONCRETE
CONSTRUCTION COMPANY



LEGEND

-  MONITORING WELL LOCATION
-  GROUNDWATER EXTRACTION SUMP



**GROUNDWATER CONTOUR
MAP (11-25-98)**

HENDRICKS CONSTRUCTION
2701 CALAWAY DRIVE
ASHWAUBENON, WI

MMA, INC.
CONSULTING ENGINEERS

2304 Bel-Aire Court
Green Bay, WI 54304
Phone: 920/592-9606 Fax: 920/592-9613

SCALE: 1" = 20'
DATE: JUNE, 1999

DRAWN BY: TEM/SMF
REVIEWED BY: JMM

FIGURE NUMBER:

8

R.G. HENDRICKS CONCRETE
CONSTRUCTION COMPANY

(SIGN)

PLANTER

MW-1
94.30

SUMP

94.30
MW-3

FLOW
DIRECTION

94.20'

94.10' CONC

94.00'

93.90'

MW-2
93.77

93.80'

BIT

BIT

BIT

H & H MACHINE

LEGEND



MONITORING WELL LOCATION



GROUNDWATER EXTRACTION SUMP



**GROUNDWATER CONTOUR
MAP (2-23-99)**

HENDRICKS CONSTRUCTION
8701 CALAWAY DRIVE
ASHWAUBENON, WI

MMA, INC.
CONSULTING ENGINEERS

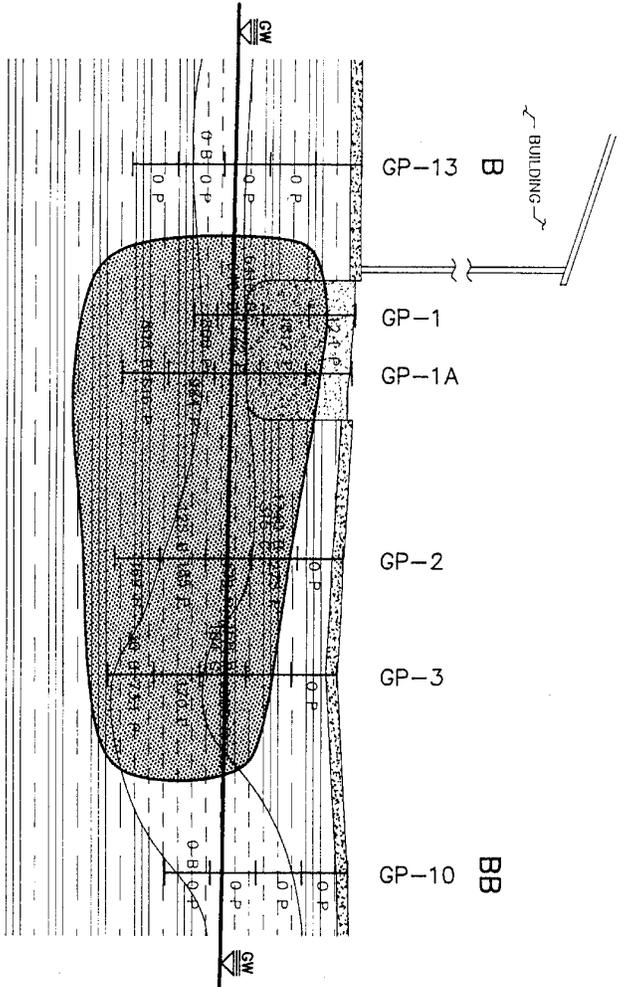
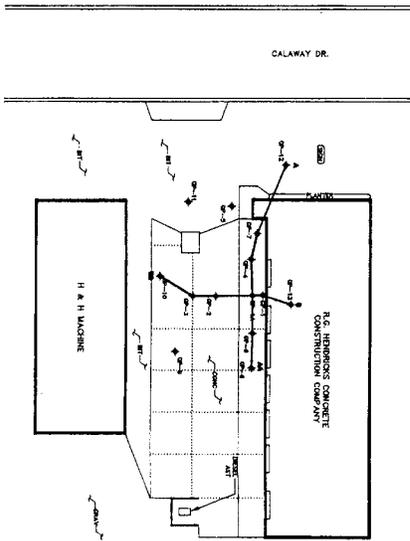
2304 Bel-Aire Court
Green Bay, WI 54304
Phone: 920/592-9606 Fax: 920/592-9613

SCALE: 1" = 20'
DATE: JUNE, 1999

DRAWN BY: TEM/SMF
REVIEWED BY: JMM

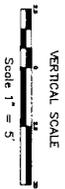
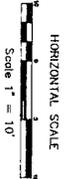
FIGURE NUMBER:
9

CROSS-SECTION LOCATION MAP



LEGEND

	CLAY		SAND
	SILT		SILTY SAND
	CONCRETE		AREA OF CONTAMINATION
	WATER TABLE		



<p>5</p>	<p>MMA, INC. CONSULTING ENGINEERS</p>	<p>2304 Bel-Aire Court Green Bay, WI 54304 Phone: 414/592-9608</p>	<p>GEOLOGIC CROSS SECTION B - BB</p>	<p>HENDRICKS CONSTRUCTION 2701 CALAWAY DRIVE ASHWAUBENON, WISCONSIN</p>
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TABLE NO. 1

ROBERT HENDRICKS' PROPERTY

GROUNDWATER ANALYTICAL RESULTS

Sample ID	Date	Stage of Investigation	GRO mg/l	Benzene ug/l	Ethyl-benzene ug/l	Toluene ug/l	MTBE ug/l	1,2,4-TMB ug/l	1,3,5-TMB ug/l	Total Xylenes ug/l
GW-1	7/24/96	RSI		129	ND	2490	ND	3860	2790	14770
GW-2	7/24/96	RSI		7720	1420	9870	ND	1260	835	6170
GW-3	7/24/96	RSI		2260	1550	2110	ND	1450	1010	5850
GW-4	7/24/96	RSI		10400	ND	46000	ND	19500	16800	84800
GW-6	7/24/96	RSI		31	ND	73	ND	1000	968	1710
GW-7	7/24/96	RSI		2710	417	1130	ND	1170	847	2580
GW-8	9/18/96	RSI		ND	ND	ND	ND	ND	ND	ND
GW-10	9/18/96	RSI		ND	ND	2.3	ND	ND	ND	ND
GW-12	9/18/96	RSI		ND	ND	1.2	11	ND	ND	ND
GW-13	9/18/96	RSI		9.4	ND	8.7	ND	ND	ND	ND
Blank	9/18/96	RSI		ND	ND	ND	ND	ND	ND	ND
Sump	4/15/97	PUMP TST		580	4.0	210	120	<1	11	92
Sump	5/27/97	BKGRD		530	9.4	210	180	16	20	200
Sump*	4/14/98	BKGRD		3.1	1.0	ND	0.85	ND	ND	ND
Sump	5/19/98	BKGRD		47	110	100	230	6.3	76	23
Sump-Well**	8/20/98	1 st QTR RNA	330	84	1.6	3.5	2.5	4.5	<0.64	13.4
MW-1	5/27/97	BKGRD		<0.21	<0.68	<1.5	5.8	<1	<0.86	<1.8
MW-1	8/20/98	1 st QTR RNA	<100	<0.32	<0.34	<0.35	5.1	<0.35	<0.64	0.98
MW-2	5/27/97	BKGRD		<0.21	<0.68	<1.5	<0.21	<1	<0.86	<1.8
MW-2	8/20/98	1 st QTR RNA	<100	<0.32	<0.34	<0.35	<0.31	<0.35	<0.64	0.98
MW-3	5/27/97	BKGRD		<0.21	<0.68	<1.5	<0.21	<1	<0.86	<1.8
MW-3	8/20/98	1 st QTR RNA	<100	<0.32	<0.34	<0.34	<0.31	<0.35	<0.64	0.98