

The following site is being submitted for inclusion into the GIS registry:

| | |
|--|---------------------|
| This is a: | New Submittal |
| BRRTS ID (no dashes): | 0345001368 |
| Comm # (no dashes): | 54911434507 |
| County: | Outagamie |
| Region: | Commerce |
| Site name: | Gunderson Property |
| Street Address: | 307 W Wisconsin Ave |
| City: | Appleton |
| Closure Date: | 2000-06-28 |
| Closure Conditions: | met |
| Offsite contamination? | No |
| Right-of-way contamination? | No |
| Contaminated media: | Groundwater |
| GPS Coordinates (meters in the WTM91 projection) | |
| Easting (X): | 646981 |
| Northing (Y): | 423415 |
| Submitted by: | Cheryl Nelson |

Checklist

- Final Closure Letter
- Copy of recorded deed Instrument for any property with GW >NR140 ES
- General Location Map
- Detailed Location Map showing property boundaries, buildings, etc for properties with GW >NR140 ES
- Latest Map(s) showing extent or outline of current GW plume
- GW flow direction
- MW(s) and/or potable wells
- Latest Table of GW results

1370794

Document Number

**NOTICE OF CONTAMINATION
TO PROPERTY**

RECEIVED

JUN 28 2000

**ERS DIVISION
OUTAGAMIE COUNTY
RECEIVED FOR RECORD**

JUN 21 2000

AT *2* O'CLOCK ~~A.M.~~ P.M.
JANICE FLENZ
REGISTER OF DEEDS

Declaration of Restrictions

In re: 307 W. Wisconsin Avenue, Appleton, WI
(See attached legal description, Attachment A)

STATE OF WISCONSIN)
) ss
COUNTY OF OUTAGAMIE)

Recording Area

Name and Return Address
Mr. Doug Gunderson
c/o Donald P. Gallo, Esquire
MICHAEL BEST & FRIEDRICH LLP
100 E. Wisconsin Avenue, Suite 2800
Milwaukee, Wisconsin 53202-4108

*Pod
1400*

31-6-0103

Parcel Identification Number (PIN)

WHEREAS, Douglas E. Gunderson, is the owner of the above-described property.

WHEREAS, one or more petroleum contaminated soil discharges have occurred at this property. Soils above NR 720 residual contaminant levels of the Wisconsin Administrative Code exist(s) on this property.

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 limitations and/or restrictions:

Residual petroleum contaminated soil remains on this site. Natural attenuation is the approved remedial alternative for this site. If contaminated soil is excavated in the future, it may be considered a solid waste and will need to be disposed of in accordance with all applicable laws.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Commerce or its successor, issue a determination that the restrictions set forth in this covenant are no longer required. That property owner shall provide any and all necessary information to the Department in order for the Department to be able to make a determination. Upon receipt of such a request, the Department shall determine whether or not the restrictions contained herein can be extinguished. Conditions under which a restriction may be extinguished will be determined in accordance with the site specific standards, rules and laws for this property. If the Department determines that the restrictions can be extinguished, an affidavit, with a copy of the Department's written determination, may be recorded to give notice that this restriction, or portions of this restriction, are no longer binding. Any restriction placed upon this property shall not be extinguished without the Department's written determination.

IN WITNESS WHEREOF, the owner of the Property have executed this Declaration of Restrictions, this 12th day of June, 2000.

Signature: Douglas E. Gunderson
Printed Name: Douglas E. Gunderson

ACKNOWLEDGEMENT

State of Wisconsin)
County of Outagamie) s.s.

Personally came before me this 12th day of June, 2000, the above-named Douglas E. Gunderson to me known to be the person who executed the foregoing instrument and acknowledge the same.

Kathy A. Ziehl
Notary Public, Outagamie County, WI

Kathy A. Ziehl
My Commission Expires: 7/18/03

[Notary Stamp or Seal Required]

This document was drafted by:
Donald P. Gallo, Esquire; Michael Best & Friedrich LLP; 100 East Wisconsin Ave., Ste. 2800; Milwaukee, WI 53202-4108

STATE OF WISCONSIN }
Outagamie County } ss.

I, JANICE FLENZ, Register of Deeds, Outagamie County, Wisconsin, do hereby certify that I have duly compared the foregoing and annexed copy of a
NOTICE OF CONTAMINATION TO PROPERTY

with the original record thereof as Recorded in my said office on the 21 day of June A.D. 2000 at 2 o'clock PM.,
as Document Number 1370794 and that the same

is a correct transcript therefrom, and of the whole thereof.

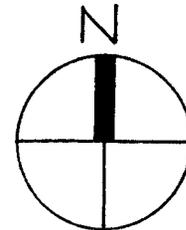
In testimony whereof, I have hereunto set my hand and affixed the seal of my said office at Appleton this 22 day of June A.D. 2000.

Janice Flenz Register



Project Site

Scale
 1" = 2000'
 (Approximate)



midwest engineering services, inc.

FIGURE 1
 Site Location Diagram
 Kuster's
 307 W. Wisconsin Avenue
 Appleton, Wisconsin

PROJECT NUMBER:

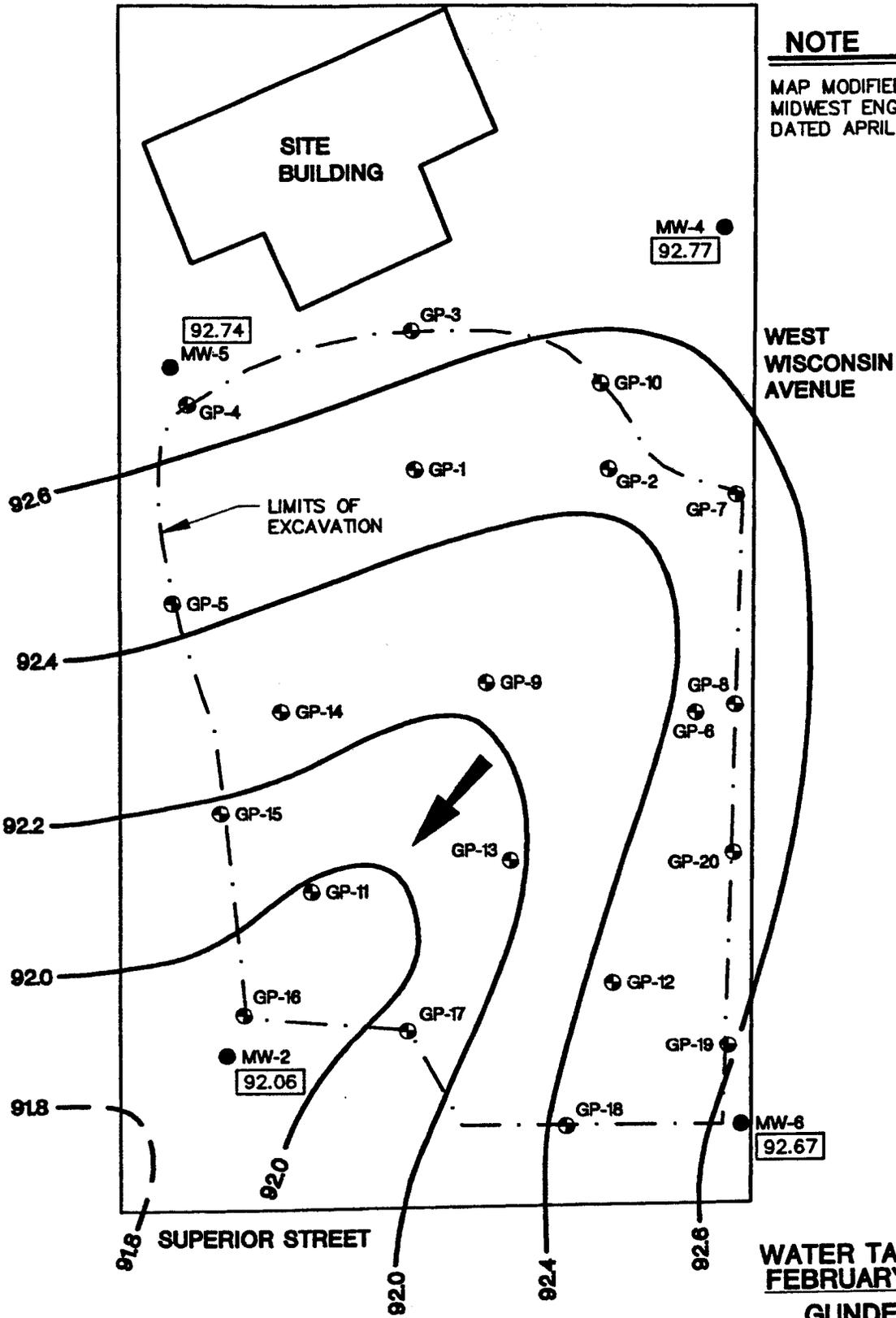
3-61018-1

DATE:

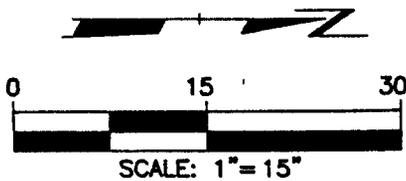
November 5, 1996

NOTE

MAP MODIFIED FROM
MIDWEST ENGINEERING MAP
DATED APRIL 2, 1997.



**WATER TABLE MAP
FEBRUARY 7, 2000
GUNDERSON
APPLETON, WISCONSIN**



| | |
|--------------|---------------|
| DWN. BY: | BREWSTEK |
| APPROVED BY: | CDB |
| DATE: | FEBRUARY 2000 |
| PROJ. # | 5319.01 |
| FILE # | 53190101.DWG |

FIGURE 1

Drawing File = J:\5319\01\53190101.dwg
 User ID = BREWSTEK
 Plot File = c:\plot\temp\000\53190101.prf
 Pen Table = k:\CADNET\TBL\acaddf.tbl
 Plotter = ccd8.5x11P
 Scale = 1:15.000000
 Rotation = 90.000000
 Plot Date = Fri Feb 25 14:09:46 2000
 Attached Xref's: No xref's Attached.

Table 1
Analytical Results
Gunderson Property
Appleton, Wisconsin

| SAMPLE I.D. | DATE SAMPLES | BENZENE (µg/L) | ETHYLBENZENE (µg/L) | TOLUENE (µg/L) | TOTAL XYLENES (µg/L) | MTBE (µg/L) | TOTAL TMBs (µg/L) | DISSOLVED OXYGEN (mg/L) | NITRATE (mg/L) | SULFATE (mg/L) | DISSOLVED IRON (mg/L) | REDOX POTENTIAL (mv) |
|-------------|--------------|----------------|---------------------|----------------|----------------------|-------------|-------------------|-------------------------|----------------|----------------|-----------------------|----------------------|
| MW-2 | Sep-96 | < 1.6 | < 1.9 | < 1.7 | < 3.6 | < 1.5 | < 3.7 | NA | NA | NA | NA | NA |
| | Dec-96 | < 1.0 | < 1.1 | < 1.0 | < 3.6 | < 0.98 | < 2.4 | NA | NA | NA | NA | NA |
| | Apr-97 | < 0.20 | < 0.30 | < 0.40 | < 3.6 | < 0.20 | < 0.60 | NA | NA | NA | NA | NA |
| | Jul-97 | < 0.21 | < 0.68 | < 1.5 | < 1.8 | < 0.21 | < 1.86 | 6.02 | 1.3 | 260 | < 0.3 | NA |
| MW-4 | Feb-00 | < 0.32 | < 0.34 | 0.49 J | 1.2 J | < 0.31 | < 0.99 | 2.0 | 0.021 | 230 | 0.0 | 71.3 |
| | Sep-96 | 4.7 | < 1.9 | < 1.7 | < 3.6 | < 1.5 | < 3.7 | NA | NA | NA | NA | NA |
| | Dec-96 | 2.3 | 3.6 | < 1.0 | 1.3 | < 0.98 | < 2.4 | NA | NA | NA | NA | NA |
| | Apr-97 | 1.8 | 50 | < 0.40 | 8.0 | 1.6 | 76.5 | NA | NA | NA | NA | NA |
| MW-5 | Jul-97 | 1.4 | 13 | < 1.5 | < 1.8 | < 0.21 | 20.1 | 1.97 | 0.006 | 160 | 24 | NA |
| | Feb-00 | 0.42 J | 0.43 J | 0.69 J | < 1 | < 0.31 | < 0.99 | 1.5 | 0.017 | 110 | 20.0 | 304 |
| | Sep-96 | 15 | < 1.9 | < 1.7 | < 3.6 | < 1.5 | < 3.7 | NA | NA | NA | NA | NA |
| | Dec-96 | < 1.0 | < 1.1 | < 1.0 | < 3.6 | < 0.98 | < 2.4 | NA | NA | NA | NA | NA |
| MW-6 | Apr-97 | 13 | 12 | < 0.40 | 30.5 | < 0.20 | 19.4 | NA | NA | NA | NA | NA |
| | Jul-97 | 31 | 40 | < 1.5 | 55 | < 0.21 | 39.6 | 2.22 | 0.01 | 400 | 7.6 | NA |
| | Feb-00 | < 0.32 | < 0.34 | 0.44 J | < 1 | < 0.31 | < 0.99 | 1.0 | 0.01 | 120 | 8.0 | 258 |
| | Sep-96 | 19 | 58 | 3.3 | 4.8 | < 1.5 | 15 | NA | NA | NA | NA | NA |
| ES | Dec-96 | 8.6 | 14 | 1.4 | < 3.6 | < 0.98 | < 2.4 | NA | NA | NA | NA | NA |
| | Apr-97 | 47 | 310 | 16 | 112 | 2.9 | 55.0 | NA | NA | NA | NA | NA |
| | Jul-97 | 14 | 54 | 2.9 | 8.8 | < 0.21 | 9.8 | 2.02 | 0.04 | 23 | 2.4 | NA |
| | Feb-00 | 4.2 | 1.1 | 0.93 | 1.6 | < 0.31 | 1.27 | 2.5 | 0.016 | 11 | 3.5 | 90.5 |
| PAL | | 5 | 700 | 343 | 620 | 60 | 480 | NS | 10 | 250 | 0.3 | NS |
| | | 0.5 | 140 | 68.6 | 124 | 12 | 96 | NS | 2 | 125 | 0.15 | NS |

Notes:

- ES = Enforcement Standard
- PAL = Preventive Action Limit.
- NA = not analyzed.
- MTBE = methyl tert butyl ether.
- TMB = trimethylbenzene.
- J = Reported between the Limit of Quantitation and the Limit of Detection.
- mv = millivolts.
- NS = No Standard established.