

GIS REGISTRY INFORMATION

SITE NAME:	Speedway Station #2035			FID #	
BRRTS #:	03-45-002064		(if appropriate):		
COMMERCE #:	54130-2042-05-A				
CLOSURE DATE:	July 24, 2007				
STREET ADDRESS:	705 Lawe Street				
CITY:	Kaukauna				
SOURCE PROPERTY GPS COORDINATES (meters in WTM91 projection):	X =	658444	Y =	425000	
CONTAMINATED MEDIA:	Groundwater	<input type="checkbox"/>	Soil	<input type="checkbox"/>	Both <input checked="" type="checkbox"/>
OFF-SOURCE GW CONTAMINATION >ES:	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	
• IF YES, STREET ADDRESS:	708 Lawe Street				
• GPS COORDINATES (meters in WTM91 projection):	X =	658475	Y =	424996	
OFF-SOURCE SOIL CONTAMINATION >Generic or Site-Specific RCL (SSRCL):	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	
• IF YES, STREET ADDRESS 1:	708 Lawe Street				
• GPS COORDINATES (meters in WTM91 projection):	X =	658475	Y =	424996	
CONTAMINATION IN RIGHT OF WAY:	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	
<u>DOCUMENTS NEEDED</u>					
Closure Letter, and any conditional closure letter issued or denial letter issued					<input checked="" type="checkbox"/>
Copy of any maintenance plan referenced in the final closure letter					<input checked="" type="checkbox"/>
Copy of (soil or land use) deed notice <i>if any required as a condition of closure</i>					<input type="checkbox"/> NA
Copy of most recent deed, including legal description, for all affected properties					<input checked="" type="checkbox"/>
Certified survey map or relevant portion of the recorded plat map <i>(if referenced in the legal description)</i> for all affected properties					<input checked="" type="checkbox"/>
County Parcel ID number, <i>if used for county</i> , for all affected properties					<input checked="" type="checkbox"/>
Location Map that outlines all properties within contaminated site boundaries on USGS topographic map or plat map in sufficient detail to permit the parcels to be located easily. If groundwater standards are exceeded, the map must also include the location of all municipal and potable wells within 1200' of the site.					<input checked="" type="checkbox"/>
Detailed Site Map(s) for all affected properties , showing buildings, roads, property boundaries, contaminant sources, utility lines, monitoring wells and potable wells. This map shall also show the location of all contaminated public streets, highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding ch. NR 140 ESs and soil contamination exceeding ch. NR 720 generic or SSRCLs.					<input checked="" type="checkbox"/>
Tables of Latest Groundwater Analytical Results (no shading or cross-hatching)					<input checked="" type="checkbox"/>
Tables of Latest Soil Analytical Results (no shading or cross-hatching)					<input checked="" type="checkbox"/>
Isoconcentration map(s), if required for site investigation (SI). The isoconcentration map should have flow direction and extent of groundwater contamination defined. If not available, include the latest extent of contaminant plume map.					<input checked="" type="checkbox"/>
GW: Table of water level elevations, with sampling dates, and free product noted if present					<input checked="" type="checkbox"/>
GW: Latest groundwater flow direction/monitoring well location map (should be 2 maps if maximum variation in flow direction is greater than 20 degrees)					<input checked="" type="checkbox"/>
SOIL: Latest horizontal extent of contamination exceeding generic or SSRCLs, with one contour					<input checked="" type="checkbox"/>
Geologic cross-sections, if required for SI					<input checked="" type="checkbox"/>
RP certified statement that legal descriptions are complete and accurate					<input checked="" type="checkbox"/>
Copies of off-source notification letters (if applicable)					<input checked="" type="checkbox"/>
Letter informing ROW owner of residual contamination (if applicable) (public, highway or railroad ROW)					<input checked="" type="checkbox"/>



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
2129 Jackson Street
Oshkosh, Wisconsin 54901-1805
TDD #: (608) 264-8777
Fax #: (920) 424-0217
Jim Doyle, Governor
Mary P. Burke, Secretary

July 24, 2007

Mr. Toby Rickabaugh
Speedway SuperAmerica LLC
PO Box 1500
Springfield, OH 45501

RE: **Final Closure with Land Use Limitations**

Commerce # 54130-2042-05-A DNR BRRTS # 03-45-002064
Speedway Station #2035, 705 Lawe Street, Kaukauna

Dear Mr. Rickabaugh:

On March 30, 2007, the Wisconsin Department of Commerce (Commerce) determined that this site does not pose a significant threat to human health the environment and, consequently, conditionally closed the site with the requirement that all monitoring wells be properly abandoned. Commerce has since been informed that monitoring wells MW-4 through MW-6 and temporary well GP-1A could not be properly abandoned because they were destroyed during road construction. Recent changes in state law allow Commerce to grant final closure of your site as long as the current and subsequent property owners adhere to the following limitations:

- The barrier cap must be maintained in accordance with the maintenance plan.
- If monitoring wells MW-4 through MW-6 and/or temporary well GP-1A are located in the future, they must be properly abandoned in accordance with NR 141, Wisconsin Administrative Code, and complete well abandonment forms must be submitted to Commerce at the letterhead address.

In accordance with section 292.99(1), Wis. Stats., Commerce has the authority to require the maintenance of a barrier cap at this property and that property owners may be held liable for any contamination associated with improperly abandoned monitoring wells that create a conduit for contaminants to enter groundwater.

Failure to adhere to these limitations may result in financial penalties from \$10 to \$5,000 per day Commerce may conduct inspections to ensure compliance with the maintenance plan. In the future, you may request that Commerce review *new* information to determine if the cap requirement can be changed or removed.

This site is now listed as "closed" on the Commerce database and will be included on the Department of Natural Resources (DNR) Geographic Information System (GIS) Registry of Closed Remediation Sites to document residual soil and groundwater contamination and the land use limitation. It is in your best interest to keep all documentation related to the environmental activities at your site.

Please note that if contaminated soil is excavated in the future, it must be managed in accordance with all applicable state and federal regulations. If it is determined that any remaining contamination poses a threat, the case may be reopened and further investigation or remediation may be required.

Thank you for your efforts to bring this case to closure. If you have any questions, please contact me in writing at the letterhead address or by telephone at (920) 303-5410.

Sincerely,

A handwritten signature in cursive script that reads "Beth A. Erdman". The signature is written in black ink and is positioned above the typed name and title.

Beth A. Erdman
Senior Hydrogeologist
Site Review Section

cc: James Jacobsen-Practical Environmental Consultants, Inc.

PAVEMENT COVER AND BARRIER MAINTENANCE PLAN

10/16/2006

Property Located at:

705 Lawe Street
Kaukauna, Wisconsin 54130

FID# 445074850
BRRTS# 03-45-002064

Legal Description:

Parcel 1: Lot Number Two in Block Number One, and a strip on the Southwest side of Lot Three in Block One of Four and twenty-eight hundredths of a foot in width having a frontage on street of four and 28/100 feet by 124 feet deep, said strip adjoining Lot Two, all in Central Addition to Kaukauna according to the recorder of said Addition.

Parcel 2: Commencing at a found $\frac{3}{4}$ " iron rod being the Northeast block corner of said block; Thence South $55^{\circ}53'23''$ East, 30.06 Feet to the center line of Lawe Street; Thence along said center line, South $34^{\circ}06'32''$ West, 449.98 feet; Thence North $55^{\circ}53'28''$ West, 30.06 feet to the intersection of the westerly right-of-way line of Lawe Street with the northerly right-of-way line of Division Street and the point of beginning; Thence along said northerly right-of-way, North $41^{\circ}43'11''$ West, 6.56 feet; Thence North $86^{\circ}11'41''$ East, 8.06 feet to the westerly right-of-way line of Lawe Street; Thence along said right-of-way line, South $34^{\circ}06'32''$ West, 6.56 feet to the point of beginning. Said parcel contains 20.88 square feet or 0.0005 acres, more or less, for highway right-of-way.

Introduction

This document is the maintenance plan for a pavement cover and building barrier at the above referenced property in accordance with the requirements of s. NR724.13(2), Wisconsin Administrative Code. The maintenance activities relate to the paved surfaces occupying the area over the contaminated groundwater plume or soil on-site. The contaminated groundwater and soil plume is impacted by benzene, toluene, ethylbenzene, xylenes, (BTEX), methyl tertiary butyl ether (MTBE), and trimethylbenzenes. The location of the paved surfaces and building to be maintained in accordance with this Maintenance Plan, as well as the impacted soil plume, are identified on the attached map in **Exhibit A**.

Cover and Building Barrier Purpose

The paved surfaces and the building over the contaminated groundwater plume serve as a barrier to prevent direct human contact with residual soil contamination that might otherwise pose a threat to human health. These paved surfaces and building foundation also act as a partial infiltration barrier to minimize future soil to groundwater contamination migration that would violate the groundwater standards in ch. NR 140,

Wisconsin Administrative Code. Based on the current and expected future use of the property, the barrier should function as intended unless disturbed.

Annual Inspection

The paved surfaces and building foundation overlaying the contaminated groundwater and soil plume, as depicted in **Exhibit A**, will be inspected once a year, normally in the spring after all the ice and snow is gone, for deterioration, cracks, and other potential problems that may cause additional infiltration or exposure to underlying soils. The inspections will be performed to evaluate damage due to settling, exposure to the weather, wear from traffic, increasing age, and other factors. Any area where soil has become exposed or is likely to become exposed will be documented. A log of the inspections and any repairs will be maintained by the property owner and is included in **Exhibit B**, Barrier Inspection Log. The log will include recommendations for necessary repair of any areas where underlying soils are exposed. Once repairs are completed they will be documented in the inspection log.

A copy of the inspection log will be sent to the Wisconsin Department of Natural Resources (WDNR) at least annually after every inspection, unless otherwise directed in the case closure letter.

Maintenance Activities

If problems are noted during the annual inspections or at any other time during the year, repairs will be scheduled as soon as practical. Repairs can include patching and filling operations or they can include a larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the direct contact exposure hazard. The owner must also sample any soil that is excavated from the site prior to disposal to ascertain whether contamination remains. The soil must be treated, stored, and disposed of by the owner in accordance with applicable local, state, and federal law.

In the event the paved surfaces and/or building overlying the contaminated groundwater or soil plume are removed or replaced, the replacement barrier must be equally impervious. Any replacement barrier will be subject to the same maintenance and inspection guidelines as outlined in this maintenance plan unless otherwise indicated by the WDNR or its successor.

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

Amendment or Withdrawal of Maintenance Plan

This maintenance plan can be amended or withdrawn by the property owner and its successors with written approval of WDNR.

Contact Information

October 2006

Site Owner and Operator:

Darshan Dhaliwal
Grupal Wisconsin Stations, LLC
9653 North Granville Road
Mequon, Wisconsin 53097

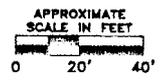
Commerce:

Beth Erdman
Wisconsin Department of Commerce
2129 Jackson Street
Oshkosh, Wisconsin 54901

LEGEND :

- MW-6 ABANDONED MONITORING WELL LOCATION
- MW-1A MONITORING WELL LOCATION
- SB-101 SOIL BORING LOCATION
- GP-1A GEOPROBE LOCATION
- NFLOOR(6.5) SOIL GRAB SAMPLE
- TELEPHONE LINE LOCATION
- WATER LINE LOCATION
- GAS LINE LOCATION
- IMPACTED SOIL
- EXCAVATION EXTENTS

SB-1 (6-8')	SAMPLE ID (DEPTH OF SAMPLE)
8/16/1995	SAMPLE COLLECTION DATE
B: <0.82	BENZENE
T: 130	TOLUENE
E: 45.0	ETHYLBENZENE
X: 241	XYLENES
M: <0.3	METHYL TERTIARY BUTYL ETHER
1,3,5: 1.2	1,3,5 TRIMETHYLBENZENE
1,2,4: 120	1,2,4 TRIMETHYLBENZENE
GRD: <3.0	GASOLINE RANGE ORGANICS
UNITS IN (mg/Kg)	



Practical Environmental Consultants, Inc.				
1305 Remington Road, Suite A Schaumburg, Illinois 60173		Phone 847.519.3430 Facsimile 847.519.3431		
SOIL QUALITY MAP		SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WI		
DATE	SCALE	APPROVED	DWN. BY	FIGURE
10/16/2006	AS SHOWN	AJS	AJS	1

SB-5 (6-8')
8/16/1995
B: 0.79
X: 4.25
GRD: 230

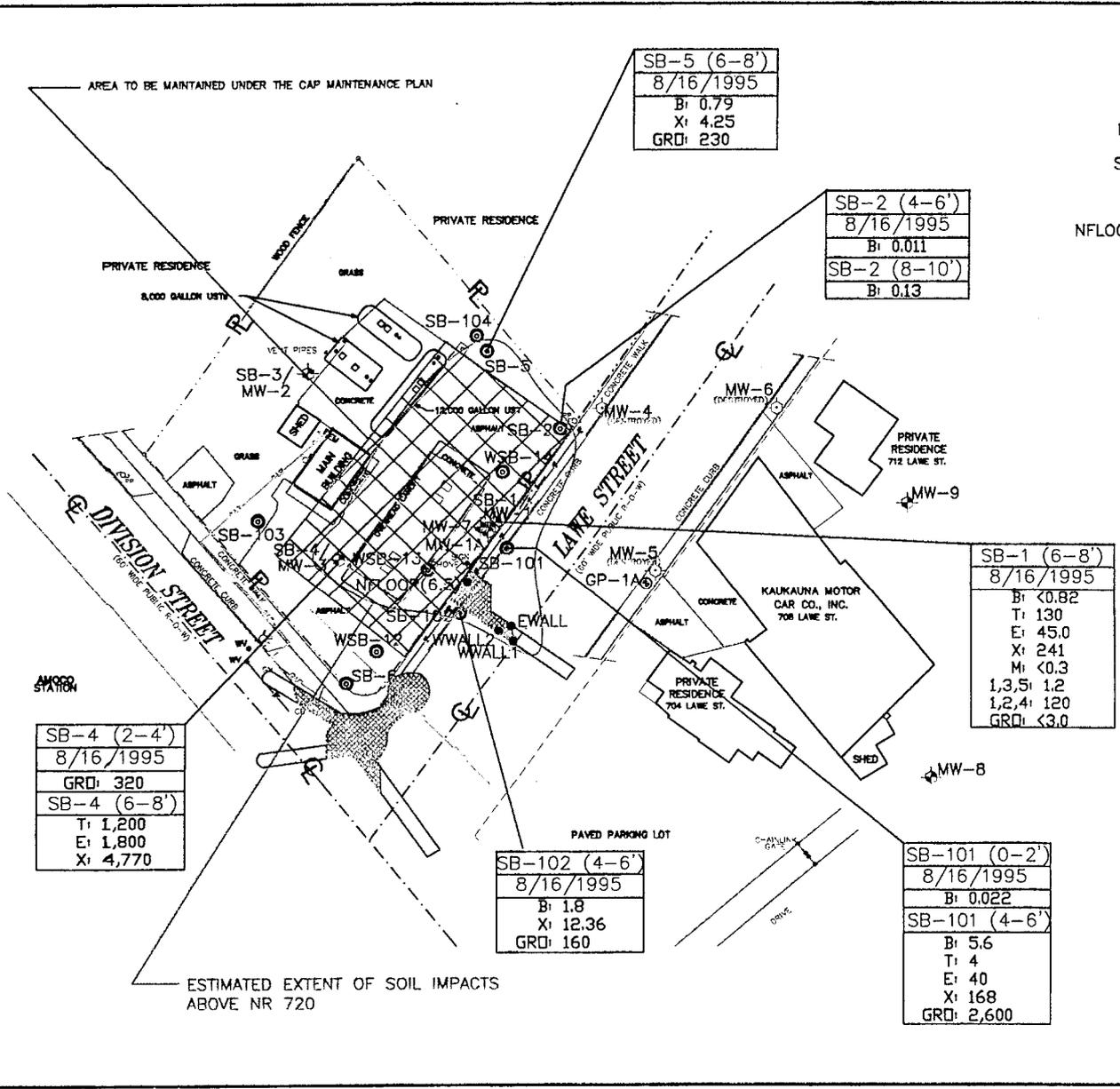
SB-2 (4-6')
8/16/1995
B: 0.011
SB-2 (8-10')
B: 0.13

SB-1 (6-8')
8/16/1995
B: <0.82
T: 130
E: 45.0
X: 241
M: <0.3
1,3,5: 1.2
1,2,4: 120
GRD: <3.0

SB-102 (4-6')
8/16/1995
B: 1.8
X: 12.36
GRD: 160

SB-101 (0-2')
8/16/1995
B: 0.022
SB-101 (4-6')
B: 5.6
T: 4
E: 40
X: 168
GRD: 2,600

SB-4 (2-4')
8/16/1995
GRD: 320
SB-4 (6-8')
T: 1,200
E: 1,800
X: 4,770



AREA TO BE MAINTAINED UNDER THE CAP MAINTENANCE PLAN

ESTIMATED EXTENT OF SOIL IMPACTS ABOVE NR 720



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
2129 Jackson Street
Oshkosh, Wisconsin 54901-1805
TDD #: (608) 264-8777
Fax #: (920) 424-0217
Jim Doyle, Governor
Mary P. Burke, Secretary

March 30, 2007

Mr. Toby Rickabaugh
Speedway SuperAmerica LLC
PO Box 1500
Springfield, OH 45501

RE: Case Closure Consideration with Proposed Land Use Limitation

Commerce # 54130-2042-05-A DNR BRRTS # 03-45-002064
Speedway Station #2035, 705 Lawe Street, Kaukauna

Dear Mr. Rickabaugh:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure prepared by your consultant, Practical Environmental Consultants, Inc., for the site referenced above. It is understood that residual soil and groundwater contamination remain on site. This letter serves as written notice that no further investigation or remedial action is necessary.

Abandonment Requirements

Monitoring wells MW-1 through MW-9 and GP-1A must be properly abandoned within 60 days and the appropriate documentation (WDNR Abandonment Form 3300-5B) forwarded to Commerce at the letterhead address within 120 days of the date of this letter. Noncompliance with the abandonment requirement and deadline can result in enforcement action and financial penalties. A final closure letter will be sent after the abandonment requirements have been met.

Land Use Limitation Requirement

Commerce has determined that this site does not pose a significant threat to the environment and human health as long as the barrier cap at this property is maintained. Residual petroleum concentrations in soil exceeding standards for the protection of human health from direct contact with contaminated soil remain in the vicinity of pump islands. Therefore, the existing barrier cap must be maintained in accordance with the maintenance plan provided to prevent direct contact with shallow contaminated soil. A site figure that indicates the approximate area with shallow residual petroleum contamination in soil and the barrier cap maintenance plan are enclosed for your review.

This limitation must be adhered to by the current property owner and any subsequent owner. Failure to adhere to this restriction may result in financial penalties from \$10 to \$5,000 per day in accordance with section 292.99(1), Wis. Stats.

Acceptance of the limitation to be imposed on the property makes it unnecessary to conduct additional soil remediation activities on the property at this time. In the future, you may request that Commerce review any new information to determine if the barrier requirement or maintenance plan can be changed or removed. If you do not want this limitation on your property, you must contact the undersigned to determine what

remedial activities will be required, at your own expense, to close this case without the cap maintenance requirement.

Claim Submittal Requirement

Timely filing of your final PECFA claim (if applicable) is encouraged. If your claim is not received within 120 days of the date of this letter, interest costs incurred after 60 days of the date of this letter will not be eligible for PECFA reimbursement (section 101.143(4)(cc)1.a., Wis. Stats.).

Thank you for your efforts to protect Wisconsin's environment. If you have any questions, please contact me in writing at the letterhead address or by telephone at (920) 303-5410.

Sincerely,

A handwritten signature in cursive script that reads "Beth A. Erdman". The signature is written in black ink and is positioned above the typed name and title.

Beth A. Erdman
Senior Hydrogeologist
Site Review Section

Enclosure

cc: Andrew Stelk-Practical Environmental Consultants, Inc.

**SPEEDWAY SUPERAMERICA #2035
KAUKAUNA, WISCONSIN**

PARCEL IDENTIFICATION NUMBER (PIN): **32-2-0255-00-2 and 32-2-0256-00-2**

WISCONSIN STATUTORY WARRANTY DEED
LIMITED LIABILITY COMPANY TO
LIMITED LIABILITY COMPANY
RETURN TO: Darshan Dhaliwal
Gurpal Wisconsin Stations, LLC
9653 N. Granville Road
Mequon, WI 53097

OUTAGAMIE COUNTY
RECEIVED FOR RECORD

MAY 19 2004

AT 11:30 O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS

pd
190.0

SEND SUBSEQUENT TAX BILLS TO:
Gurpal Wisconsin Stations, LLC
9653 N. Granville Road
Mequon, WI 53097
FA-294326-1

THE GRANTOR, ABP Properties, LLC, a limited liability company created and existing under and by virtue of the laws of the State of Wisconsin and duly authorized to transact business in the State of Wisconsin for and in consideration of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, **Conveys and Warrants to Gurpal Wisconsin Stations, LLC, a Wisconsin limited liability company**

of the City of Mequon, County of Ozaukee, State of Wisconsin, not in tenancy in common, but in joint tenancy, the following described Real Estate, to wit:

as per Exhibit A, attached

TRANSFER
\$ 750.00
FEE

NOTE: IF ADDITIONAL SPACE IS REQUIRED FOR LEGAL DESCRIPTION, PLEASE ATTACH A SEPARATE 8 1/2 X 11 1/2 inch sheet situated in the City of Kaukauna, County of Outagamie, in the State of Wisconsin.

Permanent Tax Identification No(s): 322 025550

Property address: 705 Lawe Street, Kaukauna, WI 54130

IN WITNESS WHEREOF, ABP Properties, LLC sets its hand this 28th day of April, 2004.

WITNESS:
Drake James Leoris, Jr.

ABP PROPERTIES, LLC
BY: Kusum Bhardwaj

Printed: Drake James Leoris, Jr.

Printed: Kusum Bhardwaj
sole
its authorized agent/member
Title

EXHIBIT A

Parcel I:

Lot Two (2) in Block One (1), and a strip on the Southwest side of Lot Three (3) in Block One (1) of 4 28/100 of a foot in width having a frontage on street of 4 28/100 feet by 124 feet deep, said strip adjoining Lot Two (2), all in Central Addition to Kaukauna according to the recorded plat of said Addition.

Parcel II:

Lot One (1) in Block One (1), in Second Ward, in Central Addition to the City of Kaukauna, according to the recorded Plat of said Addition.

Less and except from the above described Parcel II, the following described tract of Land, situated in the City of Kaukauna, Outagamie County, Wisconsin, to-wit:

Commencing at a found 3/4 inch iron rod being the Northeast block corner of said Block; thence South 55°53'28" East, 30.06 feet to the centerline of Lawe Street; thence along said centerline, South 34°06'32" West, 449.98 feet; thence North 55°53'28" West, 30.06 feet to the intersection of the Westerly right of way line of Lawe Street with the Northerly right of way line of Division Street and the point of beginning; thence along said Northerly right of way line, North 41°43'11" West, 6.56 feet; thence North 86°11'41" East, 8.06 feet to the Westerly right of way line of Lawe Street; thence along said Westerly right of way line, South 34°06'32" West, 6.56 feet to the point of beginning.

EXHIBIT A (Con't.)

SUBJECT TO:

(a) taxes and assessments (both general and special) not now due and payable;

(b) zoning ordinances, subdivision and planning laws and regulations and code restrictions and all laws, rules and regulations relating to land and structures and their use, including, but not limited to, governmental regulations relating to buildings, building construction, building line and use and occupancy restrictions, and violations of any of the foregoing; (c) easements, conditions, reservations, agreements and restrictions of record, if any; (d) such a state of facts as an accurate survey might show; and (e) all legal roads and highways.

AND GRANTOR, subject to the Permitted Exceptions, covenants with said GRANTEE THAT GRANTOR will forever warrant and defend the title to the above-granted Property against all persons lawfully claiming the same by, through or under GRANTOR, but against none other; provided, however that any one claim or all claims and demands in the aggregate, pursuant to the warranty, shall in no event exceed the amount of consideration paid by GRANTEE to GRANTOR, which the parties agree is Two Hundred Fifty Thousand (\$250,000.00) Dollars.

To reduce risks to human health and/or the environment, and to permit application of corrective action standards which are consistent with the nonresidential use (or other lower-risk use) of the Property, this conveyance is made by GRANTOR and accepted by GRANTEE upon the express condition and subject to the restrictions and covenants that: (i) that the Property shall not be used or occupied (if used or occupied at all) for residential purposes or for purposes of a child care or elder care facility, a nursing home facility or hospice, a hotel or motel, a medical or dental facility, a school, a church, a park, or a hospital; (ii) any building constructed on the Property shall have a slab-on-grade foundation with the top of the slab at or above surface level; and (iii) no water supply wells of any kind (including, without limitation, water wells used for drinking, bathing or other human consumption purposes and water wells used for livestock, farming or irrigation) shall be installed or used on the Property (collectively, "Exposure Restriction") provided, however, that the Exposure Restriction does not prohibit the installation or use of any compliance wells, or any groundwater monitoring, recovery or extraction wells or similar devices used for or related to the performance of assessments, remediation or any other corrective

EXHIBIT A (Con't.)

action on the Property now or in the future. GRANTEE hereby agrees to indemnify, defend and hold harmless GRANTOR from and against any and all losses, damages, claims, suits or actions, judgments and costs (including reasonable attorney fees) that arise out of or relate to any use of the Property which is in violation of or inconsistent with the Exposure Restriction shall run with the property and each portion thereof for the benefit of GRANTOR and shall bind GRANTEE, its successors, assigns and all future owners of the Property, and their respective directors, officers, employees, contractors, agents, representatives, lessees, licensees, invitees, and any user or occupant of all or any portion of the Property.

INFORMATION FOR IMPACTED OFFSITE PROPERTIES

Property#1

708 Lawe Street
Kaukauna, Wisconsin

Tax Parcel Number: 32-2-0777-00-2

1150240

J 16677 I 15

DANIEL H. SASNOWSKI

OUTAGAMIE COUNTY
RECEIVED FOR RECORD

..... as Personal Representative of the estate of
VIOLA HELEN SASNOWSKI, also known as VIOLA H.
SASNOWSKI and VIOLA SASNOWSKI, and HERMAN G.
SASNOWSKI ("Decedent"),
for a valuable consideration conveys, without warranty, to DANIEL H.
SASNOWSKI

APR 3 1995

AT 11:15
O'CLOCK A.M. P.M.
GRACE HERB
REGISTER OF DEEDS

..... Grantee,
the following described real estate in Outagamie County,
State of Wisconsin (hereinafter called the "Property"):

RETURN TO
Patterson Jensen Wylie
Silton & Seifert SC

Tax Parcel No: 32-2-0777-00-2

*fd
10/10
now
forward*

Lot "B" of Sub-lot Forty-six (46) of the
South One-half (1/2) of Private Claim 35,
in the City of Kaukauna, Outagamie County,
Wisconsin.

This deed is given in fulfillment of a Land Contract between the
above parties dated December 31, 1986 and recorded in the Office of
the Register of Deeds for Outagamie County, Wisconsin, on January 5,
1987 in Jacket 7121, Image 18-19, as Document No. 904262.

EXEMPT NO. 11.

FEE
11
EXEMPT

Personal Representative by this deed does convey to Grantee all of the estate and interest in the Property which
the Decedent had immediately prior to Decedent's death, and all of the estate and interest in the Property which the
Personal Representative has since acquired.

Dated this 30th day of December, 1994.

..... (SEAL) *Daniel H. Sasnowski* (SEAL)
Personal Representative Personal Representative

AUTHENTICATION

Signature(s) of Daniel H. Sasnowski

authenticated this 30th day of December, 1994

Alan V. Wallach
TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, authorized by § 706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY
Attorney Alan V. Wallach
Appleton, WI 54911

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

ACKNOWLEDGMENT

STATE OF WISCONSIN

Personally came before me this day of
..... County, 19..... the above named

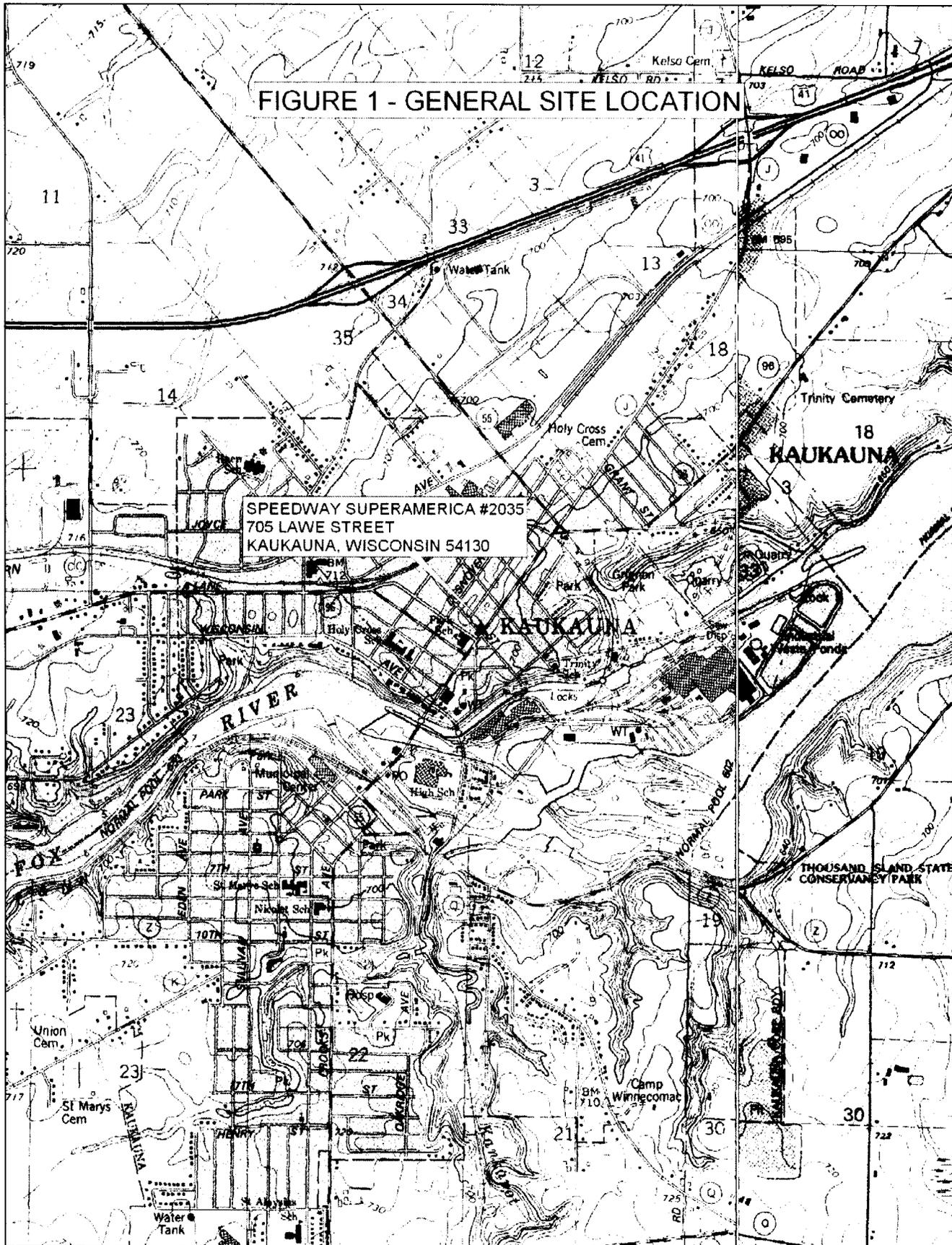
to me known to be the person who executed the
foregoing instrument and acknowledge the same.

Notary Public
My Commission is permanent. (If not, state expiration
date: , 19 ..)



FIGURE 1 - GENERAL SITE LOCATION

SPEEDWAY SUPERAMERICA #2035
705 LAWE STREET
KAUKAUNA, WISCONSIN 54130



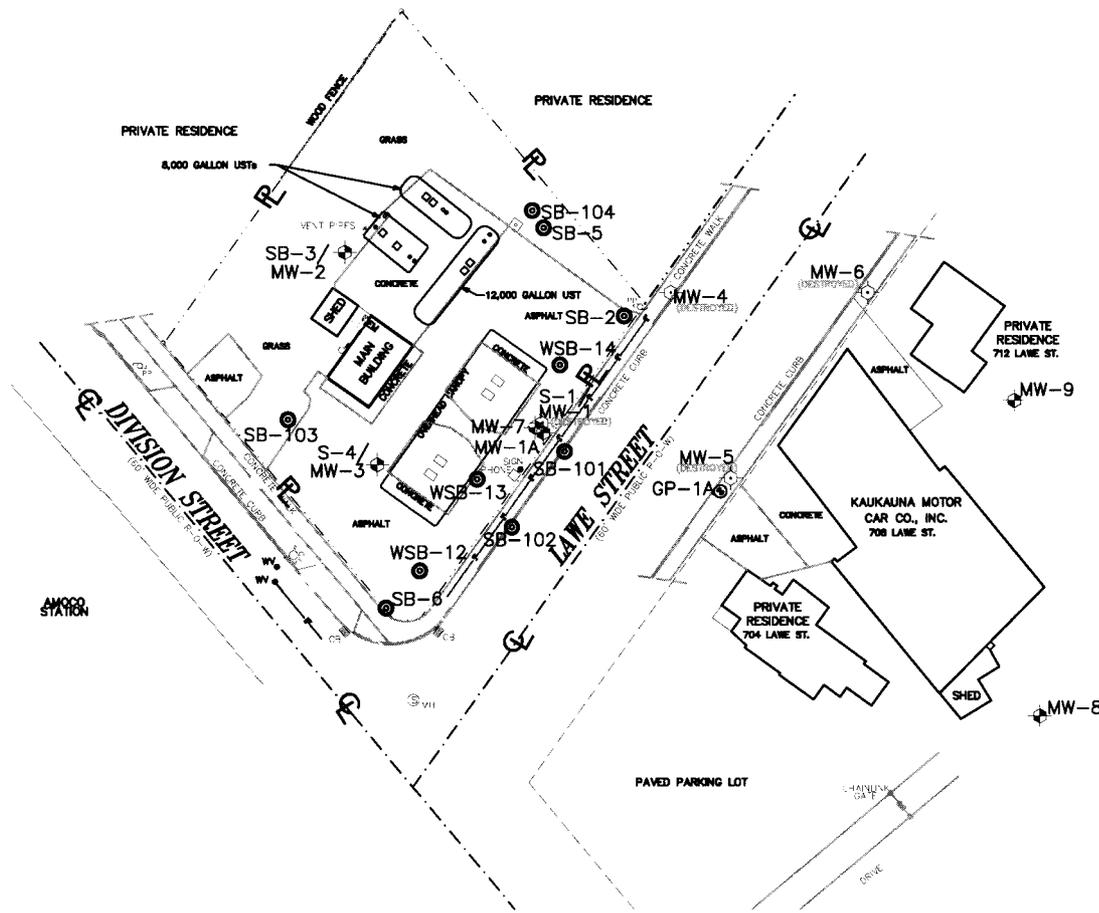
© 2002 DeLorme, 3-D TopoQuads ©. Data copyright of content owner.
www.delorme.com

Scale 1 : 24,000 1" = 2000'



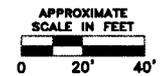
TN
 ★
 MN
 ▲
 0.0°E

PEC \ 2035_BASE.DWG



LEGEND :

- S-1/MW-1 ABANDONED MONITORING WELL
- MW-1A MONITORING WELL
- SB-101 SOIL BORING
- GP-1A GEOPROBE
- TELEPHONE LINE
- WATER LINE
- GAS LINE



Practical Environmental Consultants, Inc.				
1305 Remington Road, Suite A Schoumburg, Illinois 60173		Phone 847.519.3430 Focalmile 847.519.3431		
SITE LAYOUT PLAN		SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WI		
DATE	SCALE	APPROVED	DWN. BY	FIGURE
6/27/2006	AS SHOWN	AJS	AJS	1

Table 1 Summary of Underground Storage Tank (UST) System Information

UST Number	Registration Number	UST Construction	Volume (gallons)	Contents	Status	Date Installed	Type of Delivery System	Piping Construction	Location of Check Valves	UST Condition	Piping Condition	Piping Joint Integrity	Dispenser Condition
1	318186	Coated steel	6,000	Leaded	Removed	Unknown	Unknown	Fiberglass	Unknown	Unknown	Unknown	Unknown	Unknown
2	318187	Coated steel	8,000	Unleaded	In use	Unknown	Unknown	Fiberglass	Unknown	Unknown	Unknown	Unknown	Unknown
3	318188	Coated steel	14,000	Unleaded	Removed	Unknown	Unknown	Fiberglass	Unknown	Unknown	Unknown	Unknown	Unknown
4	318309	Fiberglass	12,000	Unleaded	In use	Unknown	Unknown	Fiberglass	Unknown	Unknown	Unknown	Unknown	Unknown
5	318310	Fiberglass	8,000	Unleaded	In use	Unknown	Unknown	Fiberglass	Unknown	Unknown	Unknown	Unknown	Unknown

Table 2 Summary of Soil Sample Field Screening and Laboratory Analysis

Sample Number	Location	Depth (feet below grade)	Date Collected	Time Screened	PID Response (iui)	Odor	Soil Description	Soil Type (USCS)	Laboratory Analytical Results							
									(milligrams per kilogram)	(micrograms per kilogram)						
										Gasoline Range Organics	Benzene	Ethylbenzene	Methyl-Tertiary-Butyl-Ether	Toluene	1,2,4-Trimethylbenzene	1,3,5-Trimethylbenzene
S1	Dispenser	2.5	01/11/05	1110	191	Medium	Silty sand	SM	2500	-	-	-	-	-	-	-
S2	Dispenser	2.5	01/11/05	1111	362	Medium	Silty sand & gravel	GM	490	-	-	-	-	-	-	-
S3	Dispenser	2.5	01/11/05	1112	300	Slight	Silty sand	SM	250	-	-	-	-	-	-	-
S4	Dispenser	2.5	01/11/05	1112	357	Slight	Silty sand	SM	690	2600	5,000	<125	1,200	41,000	18,000	14,000
S5	Piping	2.5	01/11/05	1113	474	Slight	Silty sand	SM	1600	-	-	-	-	-	-	-
Chapter NR 720, Wisconsin Administrative Code Generic Residual Contaminant Levels									100	5.5	2900	NE	1500	NE	NE	4100
Chapter NR 746, Wisconsin Administrative Code Table I Indicators of Residual Petroleum in Soil Pores									NE	8500	4600	NE	38,000	83,000	11,000	42,000
Chapter NR 746, Wisconsin Administrative Code Direct-Contact Values									NE	1100	NE	NE	NE	NE	NE	NE

Note:

PID = photoionization detector

iui = instrument units as isobutylene

USCS = Unified Soil Classification System

- = not analyzed

XXX = exceeds Chapter NR 720, Wisconsin Administrative Code residual contaminant levels

XXX = exceeds Chapter NR 746, Wisconsin Administrative Code Table I indicators of residual petroleum in soil pores

Table 1
 ETEX/MTBE
 Soil Analytical Results
 Speedway SuperAmerica #2035
 Kaukauna WI

Sample Location	Sample Date	Benzene (mg/Kg)	Toluene (mg/Kg)	Ethylbenzene (mg/Kg)	Total Xylenes (mg/Kg)	MTBE (mg/Kg)	1,2,4-Trimethylbenzene (mg/Kg)	1,3,5-Trimethylbenzene (mg/Kg)	Diesel Range Organics (mg/Kg)	Gasoline Range Organics (mg/Kg)	Lead (mg/Kg)
Action Levels - NR 720 RCL		0.055	1.5	2.9	4.1	NA	NA	NA	NA	NA	NA
Action Levels - NR 746 Table 1		8.5	38	4.6	42	NA	33	11	NA	NA	NA
CF-1A	10/05/2001	0.950	0.10	0.270	0.356	<0.025	0.11	<0.025			
West Wall 1 (5)	6/11/1997	<2.0	38	120	510	2.8	270	85			
West Wall 2 (5)	6/11/1997	<0.025	0.333	<0.025	0.055	<0.025	0.038	0.045			
East Wall (5)	6/11/1997	0.039	1.9	1.6	7.3	0.035	5.3	1.6			
North Floor (6.5')	6/11/1997	2.7	75	52	282	1.2	150	47			
WSB-12(6-8)	1/1/1995								16	4.5	
WSB-13 (3.5-5.5')	1/1/1995								3,900	13,000	
WSB-14 (3.5-5.5')	1/1/1995								3,900	35,000	
VW-04 (0-2)	10/5/96	<0.05	0.024	<0.017	0.022	<0.021	<0.027	<0.15		<1.0	50
VW-04 (4-6)	10/5/96	<0.07	<0.017	<0.017	<0.355	<0.020	<0.025	<0.014		<0.93	2.7
VW-05 (0-2)	10/5/96	<0.05	<0.017	<0.017	<0.355		0.355	0.02		<0.98	7.3
VW-05 (4-6)	10/5/96	<0.05	<0.017	<0.017	<0.355		<0.025	<0.014		<0.99	2.2
VW-06 (2-4)	10/5/96	<0.05	<0.017	<0.017	<0.358	<0.021	<0.028	<0.015		<1.0	4.5
VW-06 (4-6)	10/5/96	<0.05	<0.017	<0.017	<0.357	<0.021	<0.027	<0.014		<1.0	2.6
VW-08 (2-4)	03/23/2004	<0.025	<0.025	<0.025	<0.375	<0.025	<0.025	<0.025		<3.1	<0.025
VW-09 (1-3)	03/23/2004	<0.025	<0.025	<0.025	<0.375	<0.025	<0.025	<0.025		<3.1	
SE-01 (E-8)	08/16/95	0.320	30.000	45.000	241.000	<0.300	120	2	56	1400	<6.0
SE-02 (4-6)	08/16/95	0.211	0.002	<0.001	0.034	<0.002	0.352	0.312	11	37	16
SE-02 (8-10)	08/16/95	0.130	0.020	0.200	0.423	0.033	0.74	0.2	9.3	13	26
SE-03 (2-4)	08/16/95	<0.001	<0.001	<0.001	<0.300	<0.001	<0.001	<0.001	<4.4	<5.6	<5.6
SE-03 (E-8)	08/16/95	<0.001	<0.001	<0.001	<0.300	<0.001	<0.001	<0.001	<4.9	<5.1	<5.1
SE-04 (2-4)	08/16/95	<0.001	0.016	0.027	0.132	<0.001	0.19	0.47	21	320	10
SE-04 (E-8)	08/16/95	<0.001	1200.000	1300.000	4770.000	<0.001	16000	65000	<5.6	<8.2	<6.1
SE-05 (2-4)	08/16/95	<0.001	<0.001	<0.001	<0.001	0.002	<0.001	<0.001	<4.0	<5.3	<6.0
SE-05 (E-8)	08/16/95	1.300	0.700	2.600	12.260	<0.001	6.8	2	5.8	160	<6.1
SE-06 (0-2)	08/16/95	<0.001	0.002	0.005	<0.005	<0.001	0.005	0.005	<5.5	<5.8	12
SE-06 (4-6)	08/16/95	<0.001	<0.001	<0.001	<0.001	0.002	<0.001	<0.001	<4.8	<6.0	
SB-101 (0-2)	10/15/1995	0.222	0.027	0.035	0.135	<0.021	0.55	0.339		<1.0	130
SB-101 (4-6)	10/15/1995	5.300	4.000	40.000	166.000	0.430	190	67		2,500	26
SB-102 (0-2)	10/15/1995	<0.002	0.002	<0.002	<0.005	<0.018	<0.024	<0.001		<0.91	130
SB-102 (4-6)	10/15/1995	0.790	<0.017	1.600	4.250	<0.021	7	5.1		230	4.1
SB-103 (2-4)	10/15/1995	<0.018	<0.017	<0.017	<0.056	<0.021	<0.027	<0.015		<1.0	6.3
SB-103 (4-6)	10/15/1995	<0.018	<0.014	<0.016	<0.036	<0.020	<0.025	0.02		<0.98	<4.6
SB-104 (2-4)	10/15/1995	<0.018	<0.017	<0.017	<0.056	<0.021	<0.027	<0.015		<1.0	6.3
SB-104 (4-6)	10/15/1995	<0.018	<0.015	<0.016	<0.060	<0.020	<0.027	<0.015		<1.0	1.9

NA - NOT APPLICABLE
 ITALICS - EXCEEDS NR-720 TABLE 1
 BOLD - EXCEEDS NR 743 TABLE 1

mg/Kg - MILLIGRAMS PER KILOGRAM
 ND - NO DATA
 < - LESS THAN LABORATORY DETECTION LIMIT

Table 2
 PVOCs
 Groundwater Analytical Results
 Speedway SuperAmerica #2035
 Kaukauna, WI

Sample Location	Reading Date	Time	TOC Elev (feet)	GW Elev (feet)	GW Depth (feet)	Benzene (ug/L)	Toluene (ug/L)	Ethylbenzene (ug/L)	Total Xylenes (ug/L)	MTBE (ug/L)	Tri Methylbenzene	Manganese	Naphthalene	Nitrogen	sulfate
Action Levels - On Site Monitoring Well						.5	200	140	1000	12					
MW-01	8/17/1995					4200.000	18000.000	1400.000	6800.000	< 10.000	1520		320		
	10/18/1996					1500.000	7600.000	950.000	4600.000	< 39.000	1040				
	12/15/1999	0:00	95.62	89.11	6.51										
MW-01A	10/18/1996					33.000	110.000	23.000	102.000	< 1.600	32				
	12/15/1999	0:00	95.62	85.23	10.39	< 0.260	< 0.210	< 0.240	< 1.340	< 0.220	<1.4				
	05/18/2001	0:00	95.62	84.2	11.42	0.940	2.600	< 0.820	< 2.470	< 0.430	<1.86	11	<0.89	0.093	41
	08/24/2001	0:00	95.62	85.3	10.32	< 0.450	< 0.680	< 0.820	< 2.470	< 0.430	<1.86	11	<0.89	0.028	34
	08/25/2001	0:00	95.62	86.05	9.57										
	11/5/2001					< 0.450	< 0.680	< 0.820	< 2.470	< 0.430	<1.86	4.7	<0.89	0.12	30
	03/12/2003	0:00	95.62	83.26	12.36	1.500	14.000	4.300	38.000	< 0.430	28.6	3.5	2.7	0.18	35
	06/19/2003	0:00	95.62	84.16	11.46	< 30.000	< 0.580	< 0.600	< 1.840	< 0.580	<1.18	1.4	<0.58	0.16	35
	3/31/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
	6/9/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
	8/27/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
MW-02	8/17/1995					< 1.000	< 1.000	< 1.000	1.500	< 1.000	<4.0				
	10/18/1996					< 0.800	< 1.400	< 1.800	< 3.700	< 1.600	<3.7				
	12/15/1999	0:00	98.17	90.95	7.22	< 0.260	1.000	< 0.240	< 1.340	< 0.220	<1.40	130		0.1	110
	05/18/2001	0:00	98.17	94.15	4.02	0.510	1.700	< 0.820	< 2.470	< 0.430	<1.86	320	<0.89	0.12	92
	08/24/2001	0:00	98.17	93.09	5.08	< 0.450	< 0.680	< 0.820	< 2.470	< 0.430	<1.86	110	<0.89	0.25	38
	08/25/2001	0:00	98.17	91.95	6.22										
	11/5/2001					< 0.450	< 0.680	< 0.820	< 2.470	< 0.430	<1.86	110	<0.89	<0.014	97
	03/12/2003	0:00	98.17	90.8	7.37	< 0.450	< 0.680	< 0.820	< 2.470	< 0.430	<1.86	29	<0.89	0.22	120
	06/19/2003	0:00	98.17	93.57	4.6	< 0.300	< 0.580	< 0.600	< 1.840	< 0.580	<1.18	19	<0.58	0.86	60
	3/31/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
	6/9/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
	8/27/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
MW-03	8/17/1995					36.000	14.000	55.000	156.000	< 10.000	179		<30		
	10/18/1996					61.000	< 1.400	32.000	< 3.700	1.600	<10.6				
	12/15/1999	0:00	96.55	90.89	5.66	4.000	0.280	27.000	1.560	1.800	<2.04	160		<0.037	65
	05/18/2001	0:00	96.55	93.1	3.45	34.000	1.400	44.000	10.900	0.570	<4.04	230	2	0.015	63
	08/24/2001	0:00	96.55	92.94	3.61	20.000	< 0.680	33.000	3.800	< 0.430	4.1	120	5.2	0.02	30
	08/25/2001	0:00	96.55	91.37	5.18										
	11/5/2001					8.000	< 0.680	12.000	3.600	1.400	4.2	160	2.2	<0.014	31
	03/12/2003	0:00	96.55	90.35	6.2	102.000	< 0.680	< 0.830	< 2.470	< 0.430	<1.86	110	<0.89	0.032	69
	06/19/2003	0:00	96.55	92.79	3.76	110.000	3.500	160.000	43.800	12.000	13.7	370	17	<0.047	28
	3/31/2004					39.000	1.800	56.000	15.600	4.000	<5.3				
	6/9/2004					27.000	0.380	92.000	3.990	3.500	<5.0				
	8/27/2004					1.700	< 1.200	3.500	< 3.700	0.780	<2.6				

Table 2
 PVOcs
 Groundwater Analytical Results
 Speedway SuperAmerica #2035
 Kaukauna, WI

Sample Location	Reading Date	Time	TOC Elev (feet)	GW Elev (feet)	GW Depth (feet)	Benzene (ug/L)	Toluene (ug/L)	Ethylbenzene (ug/L)	Total Xylenes (ug/L)	MTBE (ug/L)	Tri Methylbenzene	Manganese	Naphthalene	Nitrogen	sulfate
Action Levels - On Site Monitoring Well						.5	200	140	1000	12					
MW-04	10/18/1996					< 0.800	< 1.400	< 1.800	< 3.700	< 1.600	<3.7				
MW-05	10/18/1996					11000.000	6900.000	1200.000	3440.000	140.000	384				
MW-06	10/18/1996					1.200	< 1.400	< 1.800	< 3.700	6.200	<4.9				
MW-07	12/15/1999	0:00	95.7	89.35	6.35	720.000	1800.000	550.000	3800.000	13.000	1040	710		0.22	10
	05/18/2001	0:00	95.7	92.34	3.36	5200.000	11000.000	1700.000	8500.000	< 54.000	1780	1400	400	<0.015	9.1
	08/24/2001	0:00	95.7	91.73	3.97	3700.000	9000.000	1300.000	6900.000	< 43.000	1780	880	470	0.043	4.4
	08/25/2001	0:00	95.7	90.06	5.64										
	11/5/2001					3100.000	6100.000	1200.000	5700.000	40.000	1540	1000	400	<0.014	0.034
	03/12/2003	0:00	95.7	88.77	6.93	2200.000	4600.000	1200.000	6000.000	< 17.000	1910	630	330	0.034	<1.10
	06/19/2003	0:00	95.7	91.69	4.01	3500.000	8800.000	1100.000	5500.000	< 23.000	1440	390	390	<0.047	3.5
	3/31/2004					4100.000	13000.000	1300.000	7000.000	< 60.000	1540				
	6/9/2004					3400.000	11000.000	1300.000	6500.000	34.000	1540				
	8/27/2004					2100.000	7000.000	1100.000	5500.000	< 60.000	1690				
MW-08	03/23/2004					< 0.025	< 0.025	< 0.025	< 0.075	< 0.025	<6.0				
	03/31/2004					0.430	< 2.200	< 1.800	< 8.800	3.700	<6.1				
	06/09/2004					0.410	< 1.200	< 1.300	< 3.700	2.100	<2.6				
	08/27/2004					< 0.460	< 1.200	< 1.300	< 3.700	5.000	<2.6				
MW-09	03/23/2004					< 0.025	< 0.025	< 0.025	< 0.075	< 0.025	<6.0				
	03/31/2004					< 1.400	< 2.200	< 1.800	< 8.800	< 2.000	<6.1				
	06/09/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				
	08/27/2004					< 0.460	< 1.200	< 1.300	< 3.700	< 1.200	<2.6				

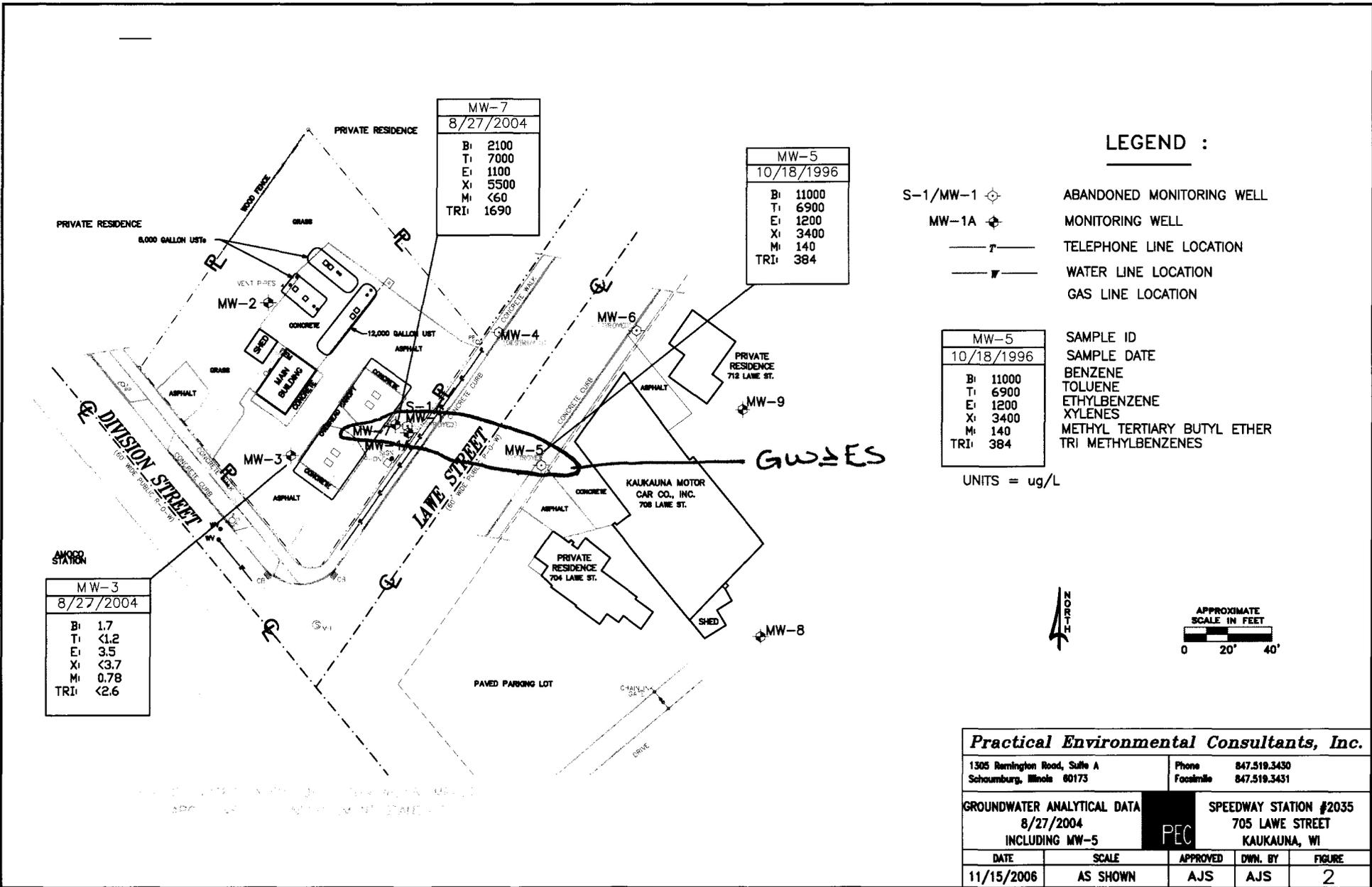
Blank - NO DATA

Blank Value - EXCEEDS NR 140 ES ENFORCEMENT STANDARDS

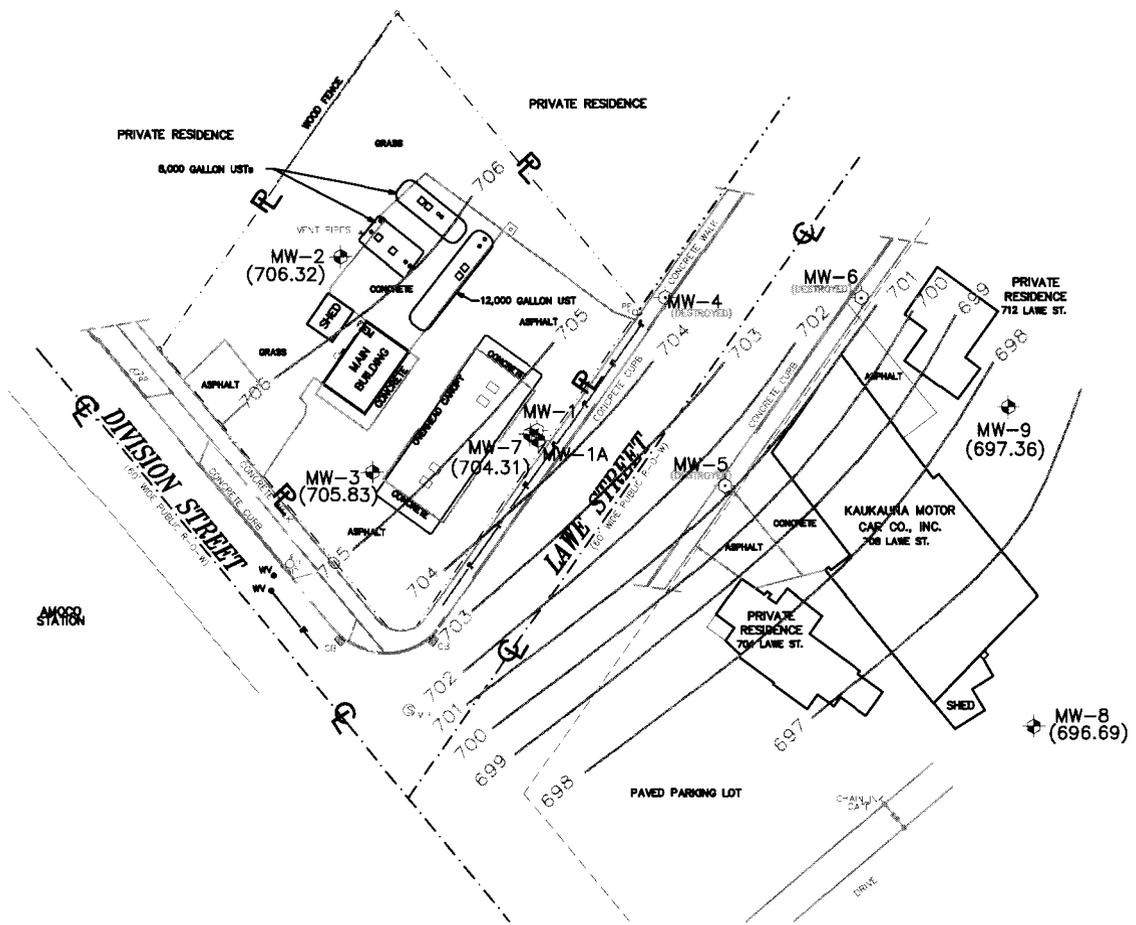
Blank Value - EXCEEDS NR 140 PAL ENFORCEMENT STANDARDS

ug/L - MICROGRAMS PER LITER

< - BELOW DETECTION LIMIT



PEC \ 2035_GROUNDWATER ELEVATION.DWG

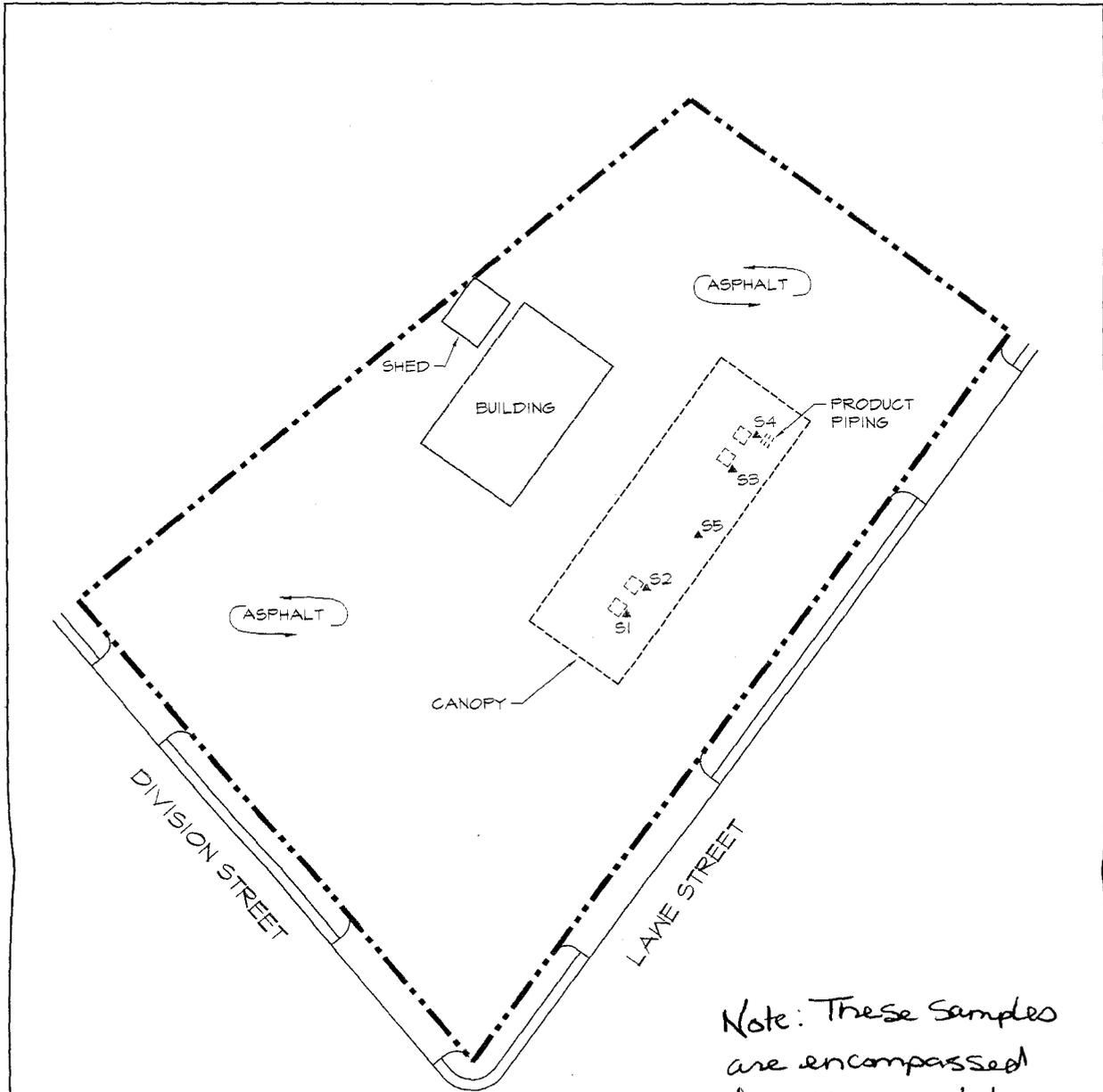


LEGEND :

- MW-5 ABANDONED MONITORING WELL
- MW-7 (704.31) MONITORING WELL WITH GROUNDWATER ELEVATION
- SB-101 SOIL BORING
- GP-1A GEOPROBE
- GROUNDWATER CONTOUR
- TELEPHONE LINE LOCATION
- WATER LINE LOCATION
- GAS LINE LOCATION



Practical Environmental Consultants, Inc.				
1305 Remington Road, Suite A Schaumburg, Illinois 60173		Phone 847.519.3430 Facsimile 847.519.3431		
GROUNDWATER CONTOUR MAP 8/27/2004		PEC		
		SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WI		
DATE	SCALE	APPROVED	DWN. BY	FIGURE
6/27/2006	AS SHOWN	AJS	AJS	3



Note: These samples are encompassed by isocentration map for Soil \rightarrow 720 RCL. There was no room to fit them on the map.

LEGEND

- SI ▲ SOIL SAMPLE LOCATION & IDENTIFICATION
- ◊ FORMER DISPENSER
- ▣ EXCAVATION
- PROPERTY BOUNDARY

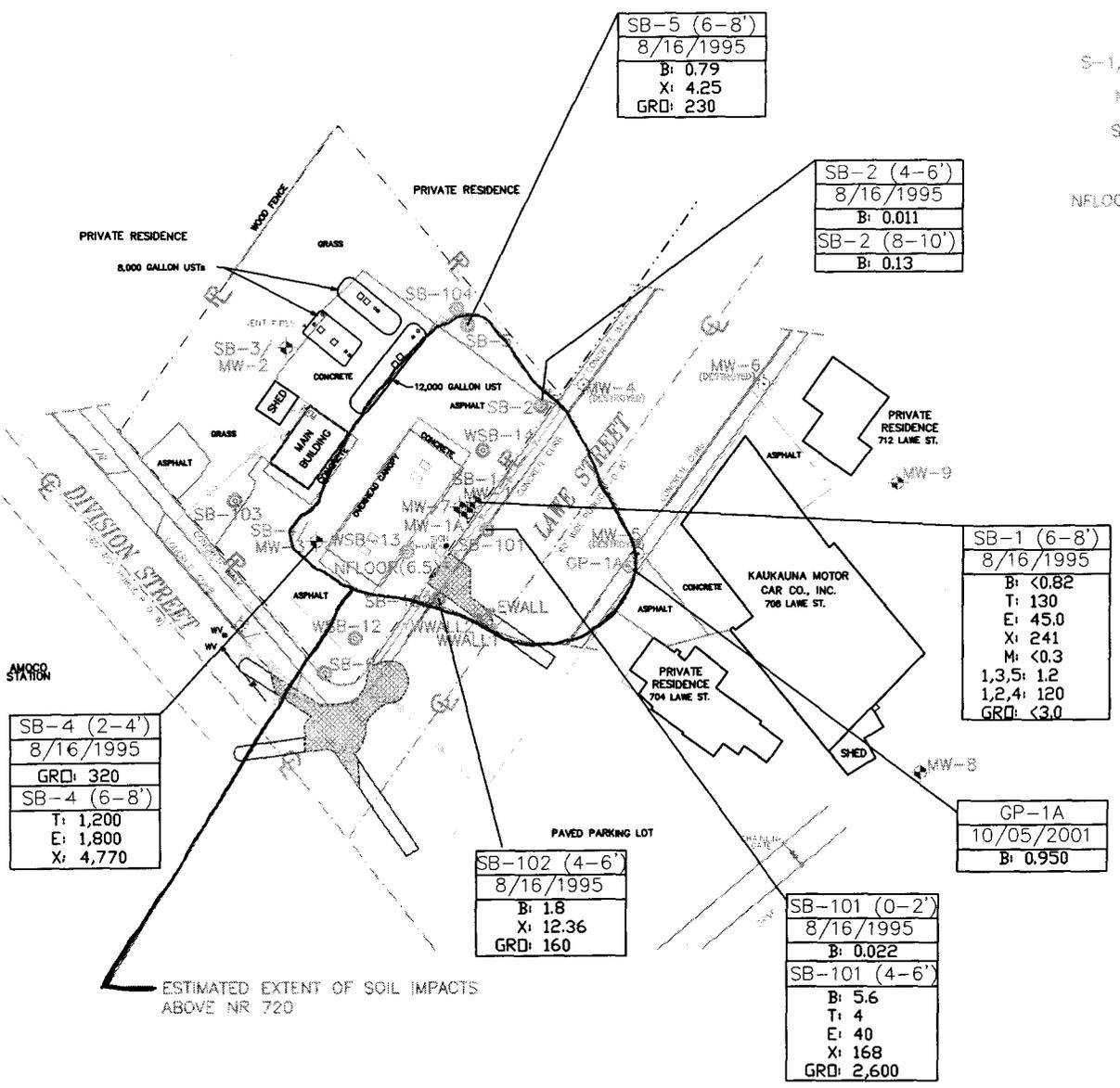


<p>Northern Environmental Hydrologists • Engineers • Surveyors • Scientists 12075 North Corporate Parkway, Suite 210, Mequon, Wisconsin 53092 Phone: 800-776-7140 Fax: 262-241-8222</p> <p>WISCONSIN • MICHIGAN • ILLINOIS • IOWA</p> <p><small>THIS DRAWING AND ALL INFORMATION CONTAINED THEREON IS THE PROPERTY OF NORTHERN ENVIRONMENTAL INCORPORATED AND SHALL NOT BE REPRODUCED OR USED EXCEPT FOR THE PURPOSE FOR WHICH IT IS EXPRESSLY FURNISHED.</small></p>	<p>SITE LAYOUT</p>			
	<p>MARATHON STATION 705 LAWE STREET KAUKAUNA, WISCONSIN</p>			
DATE: 01/18/05	DRAWN BY: KAA	TASK NUMBER: 400	PROJECT NUMBER: BPI 01-2201-2809	FIGURE 2

LEGEND :

- S-1/MW-1 ◊ ABANDONED MONITORING WELL LOCATION
- MW-1A ⊕ MONITORING WELL LOCATION
- SB-101 ⊙ SOIL BORING LOCATION
- GP-1A ⊗ GEOPROBE LOCATION
- NFLOOR(6.5) ⊛ SOIL GRAB SAMPLE
- TELEPHONE LINE LOCATION
- WATER LINE LOCATION
- GAS LINE LOCATION
- ▨ IMPACTED SOIL
- EXCAVATION EXTENTS

SB-1 (6-8')	SAMPLE ID (DEPTH OF SAMPLE)
8/16/1995	SAMPLE COLLECTION DATE
B: <0.82	BENZENE
T: 130	TOLUENE
E: 45.0	ETHYLBENZENE
X: 241	XYLENES
M: <0.3	METHYL TERTIARY BUTYL ETHER
1,3,5: 1.2	1,3,5 TRIMETHYLBENZENE
1,2,4: 120	1,2,4 TRIMETHYLBENZENE
GRD: <3.0	GASOLINE RANGE ORGANICS
UNITS IN (mg/Kg)	



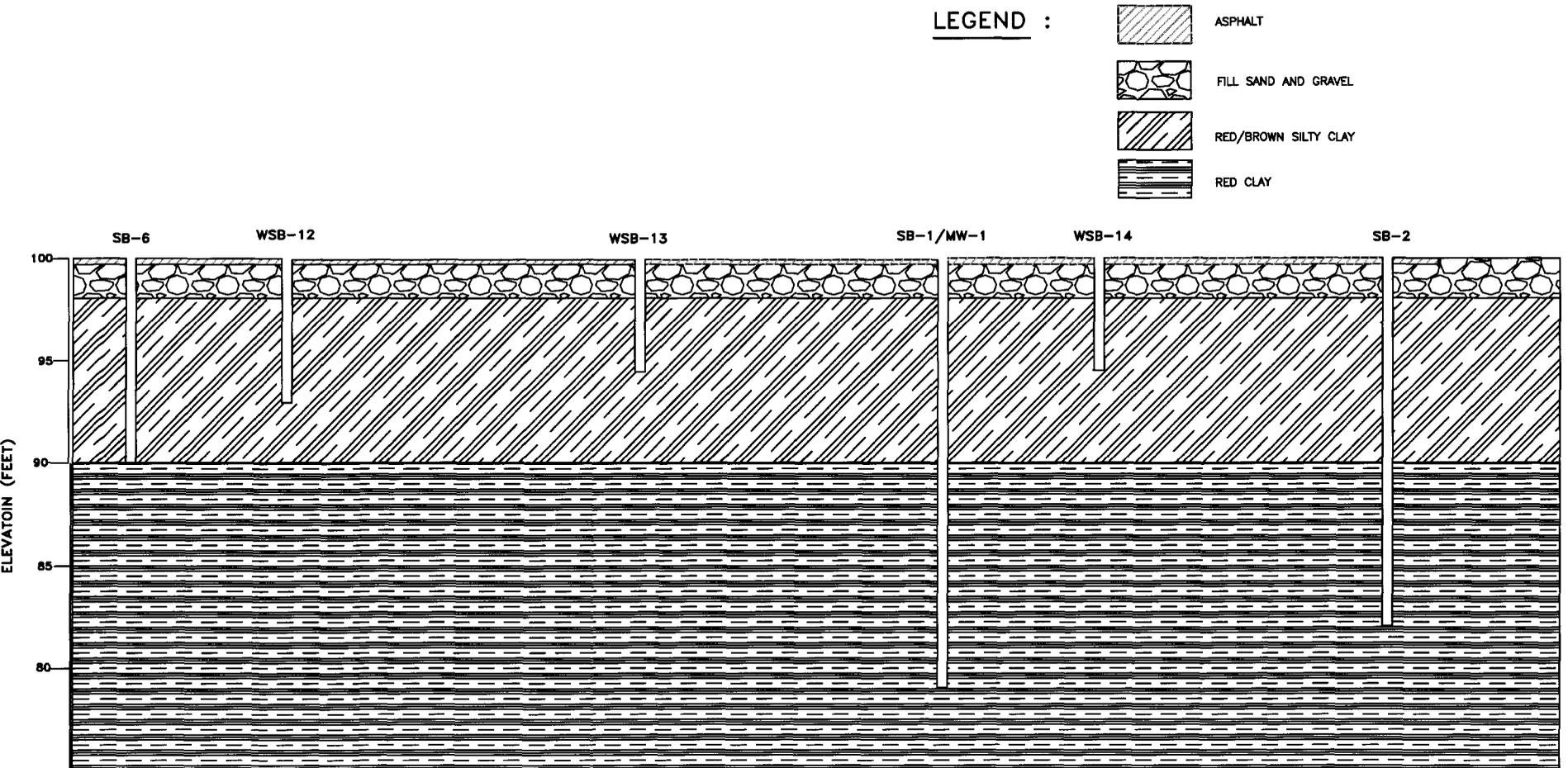
ESTIMATED EXTENT OF SOIL IMPACTS ABOVE NR 720



Practical Environmental Consultants, Inc.				
1305 Remington Road, Suite A Schaumburg, Illinois 60173		Phone 847.519.3430 Facsimile 847.519.3431		
SOIL QUALITY MAP		SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WI		
DATE	SCALE	APPROVED	DWN. BY	FIGURE
3/30/2007	AS SHOWN	AJS	AJS	3

PEC \ 2035 - SOIL.DWG

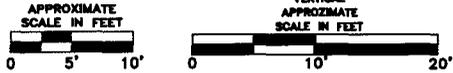
PEC \ 2035_CROSS_SECTION.DWG



LEGEND :

-  ASPHALT
-  FILL SAND AND GRAVEL
-  RED/BROWN SILTY CLAY
-  RED CLAY

NOTE: ALL WELL LOCATIONS ARE APPROXIMATE.



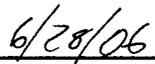
Practical Environmental Consultants, Inc.						
1305 Remington Road, Suite A Schaumburg, Illinois 60173		Phone 847.519.3430 Facsimile 847.519.3431				
NORTH-SOUTH CROSS SECTION		 SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WISCONSIN				
				DATE	SCALE	APPROVED
		5/17/2006	AS SHOWN	AJS	AD	5

STATEMENT BY REPOSIBLE PARTY

Speedway SuperAmerica LLC, the responsible party for the property located at 705 Lawe Street, Kaukauna, Wisconsin, states that the legal description provided to the Wisconsin Department of Natural Resources (and attached to this statement) for case file reference **03-45-002064** is complete and accurate to the best of our knowledge.



Signature of Representative for Responsible Party



Date



Practical Environmental Consultants, Inc.
Website: www.pec-inc.com

1305 Remington Road – Suite A
Schaumburg, Illinois 60173

Phone: 847.519.3430
Fax: 847.519.3431

June 27, 2006

John Sundelius
City of Kaukauna
P.O. Box 890
Kaukauna, Wisconsin 54130

**RE: Notification of Contamination in Right of Way
Speedway Station #2035
705 Lawe Street
Kaukauna, Wisconsin**

Dear Mr. Sundelius:

On behalf of Speedway SuperAmerica LLC (SSA), Practical Environmental Consultants, Inc. (PEC) is notifying the City of Kaukauna regarding the potential presence of residual petroleum hydrocarbon impacts with the soil and groundwater located along the eastern property line (adjacent to Lawe Street) at the above referenced site. PEC has petitioned the Wisconsin Department of Commerce (COMM) for case closure for the site.

PEC is notifying the City of Kaukauna pursuant to Wisconsin Administrative Code, Chapter NR 726.05 (2)(b)(4), of the potential presence of soil and groundwater impacts beneath the right-of-way, which may exceed applicable Wisconsin Administrative Code, Chapter NR 720 and NR-140 standards for soil and groundwater, respectively. Soil and groundwater quality maps are included on Figure 1 and Figure 2, **Attachment A**. A review of the groundwater analytical results indicates that the groundwater contamination plume is stable or decreasing and that natural attenuation will restore groundwater to NR 140 standards within a reasonable period of time.

If you have any questions, or comments please do not hesitate to contact me at (847) 519-3430, extension 438.

Sincerely,
Practical Environmental Consultants, Inc.

A handwritten signature in black ink, appearing to read "Andrew Stelk", written in a cursive style.

Andrew Stelk
Staff Geologist

cc: Mark B. Kocur
PEC File

P.O. Box 1500
Springfield, OH 45501
Telephone 937-864-3000

September 25, 2006

Mr. Daniel Sasnowski
708 Lawe Street
Kaukauna, Wisconsin 54130

RE: Notice of Residual Petroleum Impacts
Speedway SuperAmerica #2035
705 Lawe Street
Kaukauna, Wisconsin 54130

Dear Mr. Sasnowski;

Speedway SuperAmerica, LLC (SSA), has prepared this letter to notify you of residual groundwater contamination on your property located at 708 Lawe Street Kaukauna, Wisconsin. Our environmental consultant (Practical Environmental Consultants, Inc.) has requested closure from the Wisconsin Department of Commerce for Speedway SuperAmerica #2035.

Groundwater contamination that appears to have originated on the property located at 705 Lawe Street has migrated onto your property located at 708 Lawe Street. The levels of benzene, toluene, ethylbenzene, xylene (BTEX), and methyl tertiary butyl ether (MTBE) 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 contamination 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 found in NR 726 and chapter NR 746, Wisconsin Administrative Code, and I will be requesting that the Department of Commerce 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 and cleanup action to be taken, other than the reliance of 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 owner comply with 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 section 292.13, Wisconsin Statutes, you may call 1-800-367-6076 for calls originating in Wisconsin, or 608-264-6020 if you are calling from out of state or within the Madison area, to 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.

The Department of Commerce 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 indicated that closure should not be granted for this site. If you would like to submit any information to the Department of Commerce that is relevant to this closure request, you should mail that information to Beth Erdman, Wisconsin Department of Commerce, 2129 Jackson Street, Oshkosh, Wisconsin 54901.

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 Wisconsin 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 where groundwater contamination above 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 next 30 days if the legal description is incorrect.

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 on the future will first need to call the Diggers Hotline (1-800-242-8511) if your property is located outside of the service 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 our 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 the 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 Mark Kocur at (937)-863-7071 or you may contact Beth Erdman at (920) 303-5410.

Sincerely,
Speedway SuperAmerica, LLC.

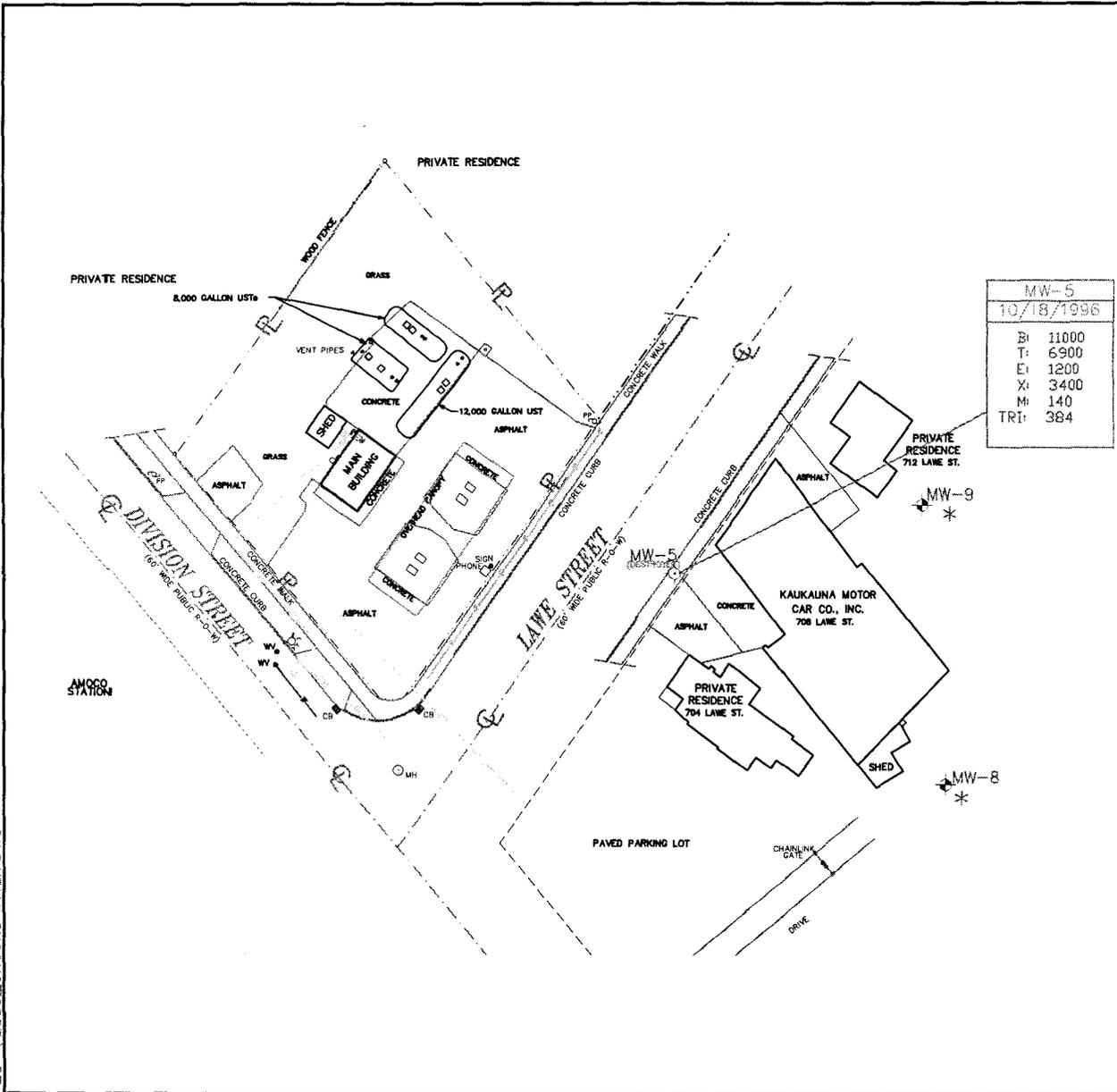


Mark B. Kocur
Environmental Representative

Enclosures

Groundwater Quality Map
WDNR publication rr-671
Property Deed for 3520 60th Street, Kenosha, Wisconsin

cc: Andrew Stelk, PEC



LEGEND :

- MW-5 ABANDONED MONITORING WELL
- MW-9 MONITORING WELL
- TELEPHONE LINE LOCATION
- WATER LINE LOCATION
- GAS LINE LOCATION

MW-5		SAMPLE ID	
10/18/1996		SAMPLE DATE	
B:	11000	BENZENE	
T:	6900	TOLUENE	
E:	1200	ETHYLBENZENE	
X:	3400	XYLENES	
M:	140	METHYL TERTIARY BUTYL ETHER	
TRI:	384	TRI METHYLBENZENES	

UNITS = ug/L

* BELOW LABORATORY DETECTION LIMITS



Practical Environmental Consultants, Inc.				
1305 Remington Road, Suite A Schaumburg, Illinois 60173		Phone 847.519.3430	Facsimile 847.519.3431	
GROUNDWATER ANALYTICAL DATA 8/27/2004 INCLUDING MW-5		SPEEDWAY STATION #2035 705 LAWE STREET KAUKAUNA, WI		
DATE	SCALE	APPROVED	DWN. BY	FIGURE
9/25/2006	AS SHOWN	AJS	AJS	1



Speedway SuperAmerica LLC

Speedway Office
P.O. Box 1500
Springfield, OH 45501
Telephone 937-864-3000

October 16, 2006

Mr. Darshan Dhaliwal
Gurpal Wisconsin Stations, LLC
9653 North Granville Road
Mequon, Wisconsin 53097

**RE: CAP Maintenance Plan
Former Speedway SuperAmerica #2035
705 Lawe Street
Kaukauna, WI 54130**

Dear Mr. Dhaliwal:

Speedway SuperAmerica LLC (SSA) has prepared this letter to notify you that we will be pursuing closure of incident #03-05-001291 through Act 418, which went into effect June 3, 2006. Under section 292.12 (2) of Act 418 the regulatory agency has the jurisdiction to require the maintenance of an on-site engineered control. The new law requires that the current property owner be responsible for inspection and maintenance of the engineered barrier. A Pavement Cover and Barrier Maintenance Plan and Inspection Log for former SSA #2035 are included in **Attachment A**.

If you have any questions or comments, please do not hesitate to contact me at (937) 863-7071.

Sincerely,
Speedway SuperAmerica, LLC.

A handwritten signature in cursive script, appearing to read "Mark B. Kocur".

Mark B. Kocur

cc: Andrew Stelk, PEC, Inc