



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William R. Selbig, Regional Director

Shawano Office
647 Lakeland Rd.
Shawano, Wisconsin 54166
Telephone 715-524-2183
FAX 715-524-3214

April 26, 1999

Mr. Norm Johnson
Mid-Lakes FS Cooperative
Route 1, Box 380
Wautoma, WI 54982

COPY

Subject: Groundwater Use Deed Restriction for Mid-Lakes FS Cooperative, Park and Rollman St.,
Bowler, WI; WDNR LUST ID #03-59-001723.

Dear Mr. Johnson:

Enclosed is the Groundwater Use Deed restriction for the Mid Lakes in Bowler. The restriction notifies present and future owners that groundwater contamination remains on the property and that special restriction may be necessary if a well is constructed on the property. Please review the information for accuracy of property description. If it is OK, please sign, notarize and file the document (including the map) at the Shawano County Register of Deeds Office. The document must be filed by the current property owner.

I will need documentation it has been recorded; please return a copy of the filed document to me. Upon receipt of this information, we will remove this case from our active list.

I have received documentation that the monitoring wells have been properly abandoned. On behalf of the Department, I appreciate the actions you have taken to protect our groundwater resource. Please call me at 715-526-4230 if you have any questions.

Sincerely,

Tom Sturm
Hydrogeologist
Remediation and Redevelopment Program

C: Randall J. Tomic – Growmark, PO Box 2500, Bloomington, IL 61702-2500
Sean Berry – REA Inc., 8505 University Green, Suite 200, Middleton, WI 53562

EXHIBIT A

VQ 872 PAGE 646

PARCEL 1:

Lots 21, 22, 23 and 24 in Block 3 in the Village of Bowler, Shawano County, Wisconsin, according to the recorded plat thereof.

PARCEL 2:

That part of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 36, Township 28 North, Range 12 East, in the Village of Bowler, Shawano County, Wisconsin, bounded and described as follows: Commencing at the intersection of the west line of Almon Street with the south line of Railroad Street; thence South $00^{\circ} 34' 12''$ East along the said west line 151.33 feet to a point 50 feet northerly, measured at right angles, from the center line of the Main Track of the Chicago and Northwestern Transportation Company, as said Main Track is now located; thence South $81^{\circ} 50' 00''$ West parallel with said Main Track center line 716.35 feet to the place of beginning; thence continue on the same line 148.68 feet to a point 9 feet distant Northerly, measured at right angles, from the center line of the side track of the Chicago and Northwestern Transportation Company, as track is now located, said point hereinafter referred to a Point "A"; thence westerly, parallel with said side track center line to a point bearing South $83^{\circ} 12'$ West 460.00 feet; thence South $08^{\circ} 10'$ East 10.97 feet to a point 50 feet northerly, measured at right angles from the center line of the said Main Track; thence South $81^{\circ} 50' 00''$ West parallel with the said center line 374.79 feet to the easterly line of C. T. H. "D"; thence North $43^{\circ} 32' 11''$ West along the said easterly line 183.47 feet to the south line of Railroad Street; thence North $81^{\circ} 50' 00''$ East along the said south line 1089.63 feet; thence South $08^{\circ} 10' 00''$ East 149.83 feet to the place of beginning.

PARCEL 3:

That part of Lot 15, Block 4, Original Plat of the Village of Bonduel, Shawano County, Wisconsin, bounded and described as follows: Beginning at the Southern-most corner of Lot 46, East Meadows Subdivision, Village of Bonduel; thence North $58^{\circ} 06' 17''$ West along the southerly line of East Green Bay Street (S. T. H. 29), 383.75 feet to the place of beginning; thence continue on the same line 91.25 feet; thence North $31^{\circ} 55' 50''$ East 240.09 feet; thence South $58^{\circ} 06' 17''$ East 88.26 feet; thence South $31^{\circ} 13' 03''$ West 240.11 feet to the place of beginning.

Also,

That part of Lot 15, Block 4, Original Plat of the Village of Bonduel, and also part of Lot 45, East Meadows Subdivision, Village of Bonduel, Shawano County, Wisconsin, bounded and described as follows: Commencing at the Southern-most corner of Lot 46, of the said East Meadows Subdivision; thence North $58^{\circ} 06' 17''$ West along the southerly line of East Green Bay Street (S. T. H. 29), 191.75 feet to the place of beginning; thence continue on the same line 192.00 feet; thence North $31^{\circ} 13' 03''$ East 240.11 feet; thence South $58^{\circ} 06' 17''$ East 313.11 feet; thence South $31^{\circ} 21' 56''$ West 58.91 feet; thence North $58^{\circ} 12' 18''$ West 118.52 feet; thence South $31^{\circ} 59' 15''$ West 180.98 feet to the place of beginning.

Also,

That part of Lot 15, Block 4, Original Plat of the Village of Bonduel, and also part of Lot 45, and all of Lot 46 East Meadows Subdivision, Village of Bonduel, Shawano County, Wisconsin, bounded and described as follows: Beginning at the Southern-most corner of Lot 46, of the said East Meadows Subdivision; thence North 58° 06' 17" West along the Southerly line of East Green Bay Street (S. T. H. 29), 191.75 feet; thence North 31° 59' 15" East 180.98 feet; thence South 58° 12' 18" East 118.52 feet; thence North 31° 21' 56" East 58.91 feet; thence South 58° 06' 17" East 73.89 feet to the westerly line of Washington Street; thence South 31° 59' 36" West along the said westerly line 240.09 feet to the place of beginning.

PARCEL 4:

That part of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 5, Township 26 North, of Range 17 East, Shawano County, Wisconsin, described as follows: Commencing at the Southeast corner of the said SW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence North along the East line thereof 138 feet; thence Northeasterly on a line drawn at right angles to the center line of the Main Track of the Chicago and North Western Railway Company, 270 feet, more or less, to a point 100 feet Southwesterly, measured at right angles, from said Main Track center line (which point is designated herein for reference purposes as "Point A"); thence Southeasterly parallel with said Main Track center line, 450 feet, more or less, to the South line of said Section 5; thence East along the South line of Section 5, to a point 50 feet Southwesterly, measured radially from the aforesaid Main Track center line; thence Northwesterly parallel with said Main Track center line, 250 feet; thence Northwesterly along a straight line, 300 feet to a point on the Southeasterly extension of a line that is parallel with and 8.5 feet Southwesterly, measured at right angles from the center line of the tangent segment which generally parallels the said Main Track center line of a side track of said Railway Company, known as Spur track I. C. C. No. 10; thence Northwesterly along said parallel line, a distance of 730 feet to the place of beginning; thence continue on the same line 160 feet; thence angle 90° 00' to the left 100 feet; thence angle 90° 00' to the left 160 feet; thence angle 90° 00' to the left 100 feet to the place of beginning.

Tax Parcel Numbers

Parcel 1:

108-40050-0250
108-40050-0266

Parcel 2:

108-36130-0100

Parcel 3:

107-70050-0820
107-70050-0830
107-50050-0400
107-50050-0410

Parcel 4:

022-5330-0030

Parcel Number: 108 - 40050 - 0250 2940 050021

Owners Name & Address

Phys Addr:

MID-COUNTY COOPERATIVE

PO BOX 19

GRESHAM WI 54128-0019

School: 0623

Voctnl: 1500

872/647

***** LEGAL DESCRIPTION *****

VIL OF BOWLER THE PLAT OF
BOWLER N 1/2 LOTS 21-22-23-
24 BLK 3

	Acres	Land	Improve	Special Districts
1. Residential				
2. Mercantile		1800	9100	
3. Manufacturg				
4. Agricultural				
5. Swmp Waste				Pfc/Wtl/Mfl Exempt Acres
6. Prod. Forest				
7. Other				
Totals:		1800	9100	Sec 36 Twn 28 N Rng 13 E

Parcel Number: 108 - 40050 - 0260 2940 050028

Owners Name & Address

Phys Addr:

101 N PARK ST

MID-COUNTY COOPERATIVE

PO BOX 19

GRESHAM WI 54128-0019

School: 0623

Voctnl: 1500

872/647

***** LEGAL DESCRIPTION *****

VIL OF BOWLER THE PLAT OF
BOWLER S 1/2 LOTS 21-22-23
& 24 BLK 3

	Acres	Land	Improve	Special Districts
1. Residential				
2. Mercantile		1200	18950	
3. Manufacturg				
4. Agricultural				
5. Swmp Waste				Pfc/Wtl/Mfl Exempt Acres
6. Prod. Forest				
7. Other				
Totals:		1200	18950	Sec 36 Twn 28 N Rng 13 E

Charge: \$3.00

Post-it Fax Note	7671	Date	3-15-99	# of pages	2
To	Randy Tomie	From	Lori		
Co./Dept.	Growthmark Inc	Co.	Shawano County		
Phone #		Phone #	715-526-4619		
Fax #	309-829-8532		311 N Main St		
			Shawano WI 54166		

Document Number

GROUNDWATER USE RESTRICTION

Declaration of Restrictions

In Re: Village of Bowler, The Plat of Bowler, Lots 21-22-23-24 , Blk. 3, Shawano County, Wisconsin.

STATE OF WISCONSIN)
COUNTY OF SHAWANO) ss

REGISTERS OFFICE
SHAWANO COUNTY, WI
Received for Record this 30th day of Sept A.D. 1999 at 1:20 o'clock P.M. AND Recorded in Vol. 924 of Records, Pages 171-173
Maura Ruppel Register
REGISTERS OFFICE

WHEREAS, Mid-County Cooperative is the owner of the above-described property.

WHEREAS, one or more petroleum discharges have occurred at this property. Petroleum contaminated groundwater above NR 140 enforcement standards exists on this property at the following location: Monitoring Well MW-2: Benzene at 2,300 ug/L (micrograms per liter), ethylbenzene at 1,200 ug/L, toluene at 7,300 ug/L and xylene at 13,000 ug/L. Locations of monitoring wells are provided on Figure 1, attached and made part of this restriction.

Recording Area
Name and Return Address \$14.00 pd
mid-County Co-operative 11:20pm
Attn: Pat Vogel
1146 Main St.
Bresham, WI 54128

Parcel Identification Number (PIN)

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

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

WHEREAS, construction of wells where the water quality exceeds the drinking water standards in ch. NR 809 is restricted by ch. NR 811 and ch. NR 812. 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:

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 prohibitions or requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed or reconstructed on this property unless applicable requirements are met.

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 and 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 the restrictions set forth in this covenant are no longer required. Upon 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, with a copy of the Department's written determination, may be recorded to give notice that this groundwater use restriction is no longer binding.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 9-30-99 day of , 19 .

Signature James Wesener

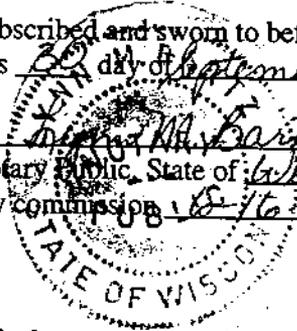
Printed Name: James Wesener

Title: President

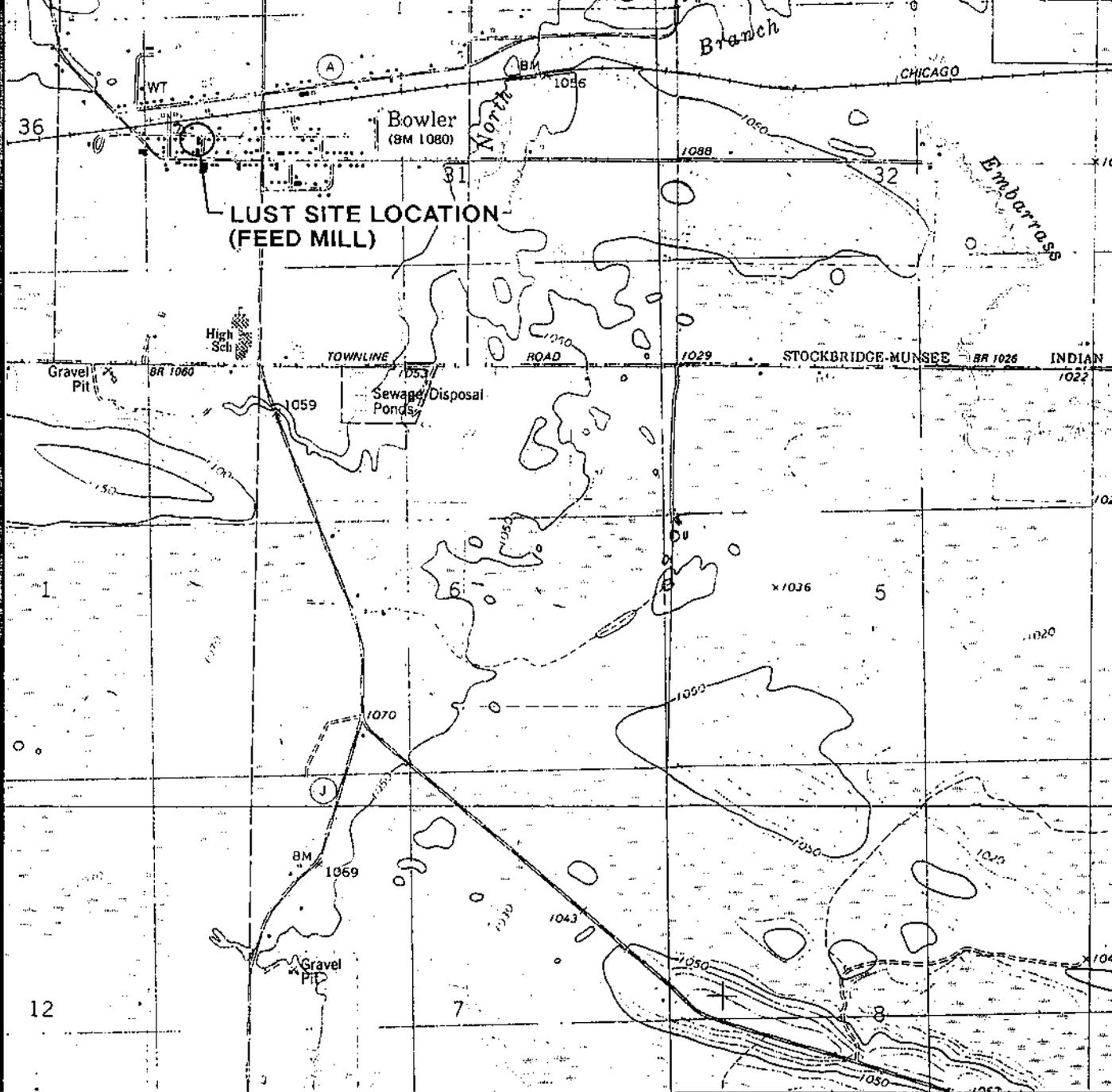
By signing this document James Wesener acknowledges that [he/~~she~~] is duly authorized to sign this document on behalf of Mid-County Cooperative.

Subscribed and sworn to before me this 30 day of September 1999.

Henry M. Baritz
Notary Public, State of Wisconsin
My commission expires 10/16/2002



This document was drafted by the Wisconsin Department of Natural Resources.



Site is located in the SE 1/4 of the NE 1/4 of Section 36, T 28N,
R 12E, City of Bowler, Shawano County, Wisconsin

Base map obtained from Bowler, Wisconsin 7.5 minute USGS
topographic quadrangle map (1882)

Mid-Lakes FS Cooperative

Park Street / Railroad Street

Bowler, Wisconsin

ROLLMAN STREET

Figure 1

PARK STREET

MW-1
(1067.35)

EXISTING ABOVE
GROUND DIESEL
STORAGE TANK

OFFICE/SALES

1067.3

PHONE POLE

NOTE: MW-2
ABANDONED DURING
OCTOBER 27-28, 1997
SOIL EXCAVATION
REMEDIAION PROJECT

BOWLER FEED MILL
FACILITY

1067.3

GRAIN STORAGE
BINS & DRYERS

1067.2

FEED STORAGE

1067.1

MW-3
(1067.24)

LOADING DOCK

MW-5
(1067.04)

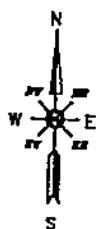
MW-4
(1067.17)

POWER POLE
(TYPICAL)

1067.2

1067.1

ALLEY



SCALE: 1" = 20'

LEGEND

- MW-1 APPROXIMATE LOCATION OF EXISTING GROUNDWATER MONITORING WELL (NOTE: MW-2 ABANDONED DURING REMEDIAL EXCAVATION ACTIVITIES)
- W — 6" DIAMETER UNDERGROUND WATER LINE
- 1067.2 — APPROXIMATE WATER TABLE CONTOUR LINE (CONTOUR INTERVAL = 0.1 FOOT)
- ➔ ESTIMATED DIRECTION OF GROUNDWATER FLOW
- (1067.17) WATER TABLE ELEVATIONS MEASURED FROM TOP OF CASING IN MONITORING WELLS

- NOTES**
- 1) All dimensions and locations are approximate and are based on limited field measurements and aerial photographs of the site area.
 - 2) See Figure 1 for site location relative to Bowler, Wisconsin.
 - 3) See Figure 3 for approximate limits of soil excavation area.
 - 4) Soil remediation project performed on October 27 & 28, 1997.

Mid-Lakes FS Cooperative
Bowler Feed Mill Facility
Park Street & Rollman Street
Bowler, Wisconsin

WATER TABLE CONTOUR
MAP (OCTOBER 28, 1997)

RESOURCE ENGINEERING
ASSOCIATES, INC.

Date: _____ Project # _____

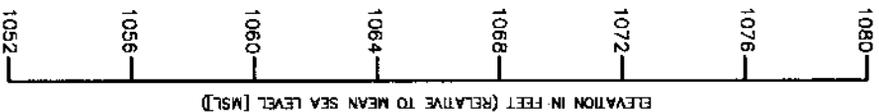
Table 2.
Laboratory Analytical Results: Groundwater
July 28, 1994

Parameter (units)	ES	PAL	MW-1	MW-2	MW-3
benzene ($\mu\text{g/l}$)	5	0.067	<1.0	1400	<1.0
ethylbenzene ($\mu\text{g/l}$)	1,360	272	<1.0	460	<1.0
MTBE ($\mu\text{g/l}$)	60	12	<1.0	<100	<1.0
toluene ($\mu\text{g/l}$)	343	68.6	<1.0	4600	<1.0
1,2,4-trimethylbenzene ($\mu\text{g/l}$)	---	---	<1.0	660	<1.0
1,3,5-trimethylbenzene ($\mu\text{g/l}$)	---	---	<1.0	160	<1.0
total xylenes ($\mu\text{g/l}$)	620	124	<3.0	3100	<3.0
GRO ($\mu\text{g/l}$)	---	---	<50	17,000	<50
Pb (ng/l)	50	5	<0.0030	<0.0030	<0.0030

Notes: ES enforcement standard
 $\mu\text{g/l}$ micrograms per liter
 MTBE methyl tertiary butyl ether
 Pb lead

PAL preventive action limit
 mg/l milligrams per liter (1,000 $\mu\text{g/l}$ = 1 mg/l)
 GRO gasoline range organics

A WEST



MW-3

CONCRETE SLAB

BOWLER FEED MILL FACILITY

MW-2 B-2-B-5 B-6

APPROXIMATE GROUND SURFACE (PARK STREET)

SOIL SAMPLE COLLECTED DURING REMEDIATION (TYPICAL)

S-7



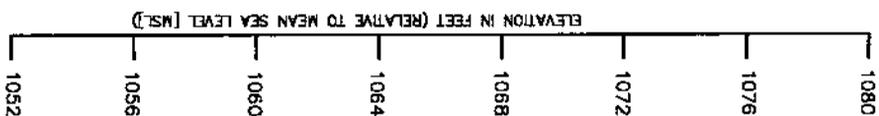
S-5

S-4

APPROXIMATE LIMITS OF REMEDIAL EXCAVATION

NOTE: MW-2 WAS ABANDONED DURING SOIL REMEDIATION

A' EAST



LEGEND

MW-1 SOIL BORING OR MONITORING WELL

APPROXIMATE DEPTH TO GROUND-WATER AT EACH MONITORING WELL

DEPTH AND LENGTH OF SLOTTED SCREEN IN MONITORING WELL

KEY TO GEOLOGIC SYMBOLS

SAND (SP)

SANDY SILT (SM)

SILT Y SAND (SM)

SAND & GRAVEL (SP)

ASPHALT

SCALE

VERTICAL: 1" = 4'

HORIZONTAL: 1" = 20'

VERTICAL EXAGGERATION = 5X

Mid-Lakes FS Cooperative

Bowler Feed Mill Facility

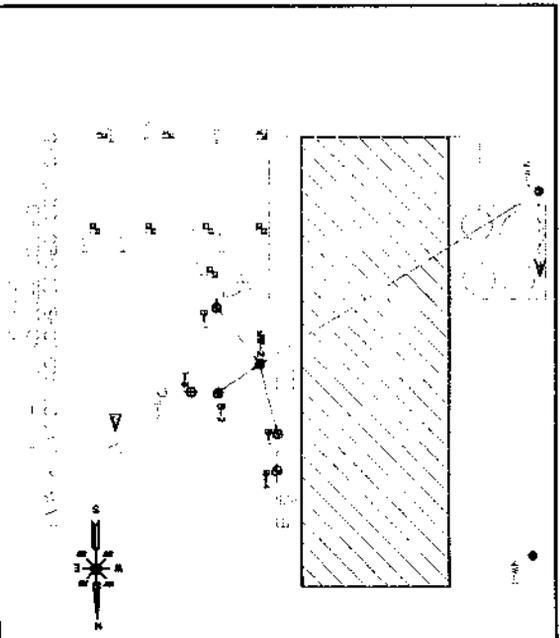
Park Street & Reifman Street

Bowler, Wisconsin

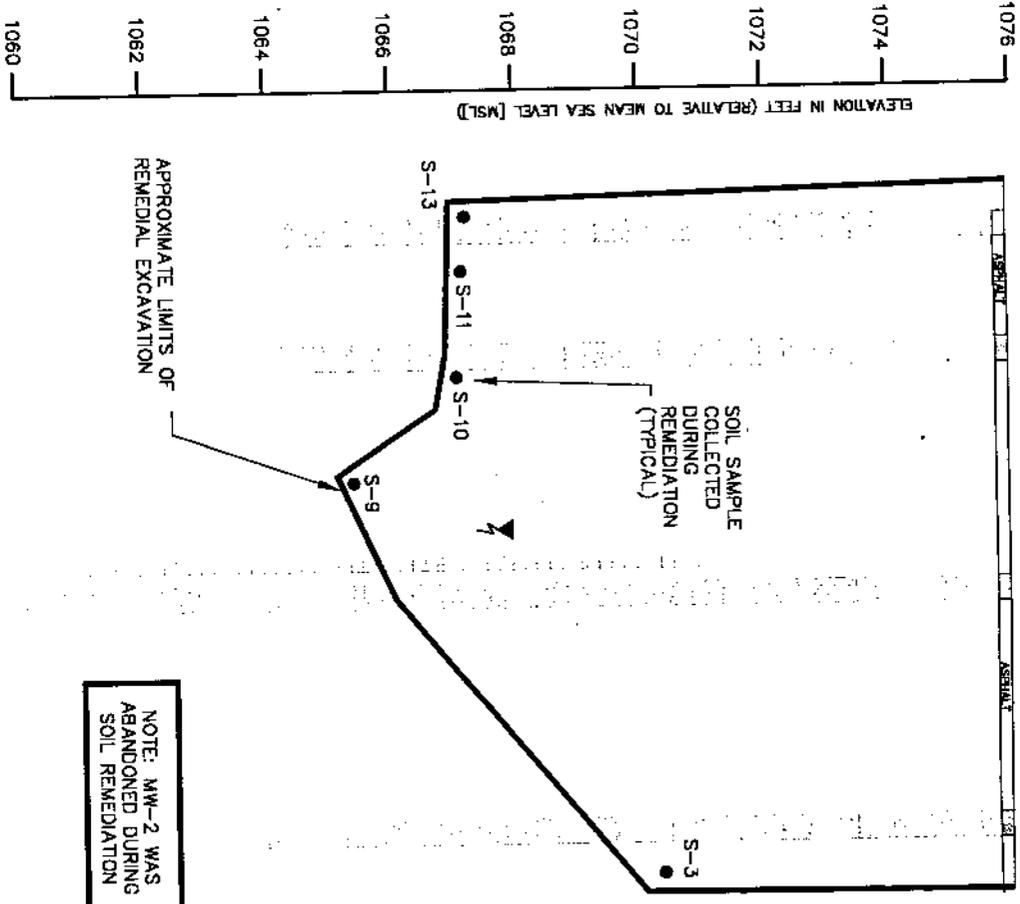
RESOURCE ENGINEERING ASSOCIATES, INC.

DATE: SEPT 1988 PROJECT # 940017.4 FIGURE 1

2027/28/89/00.DWG

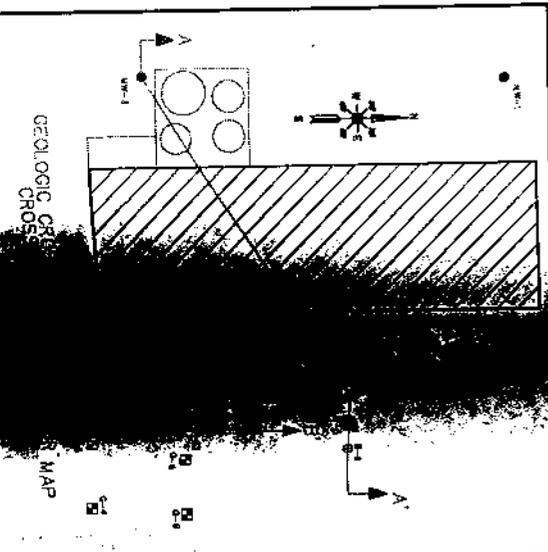
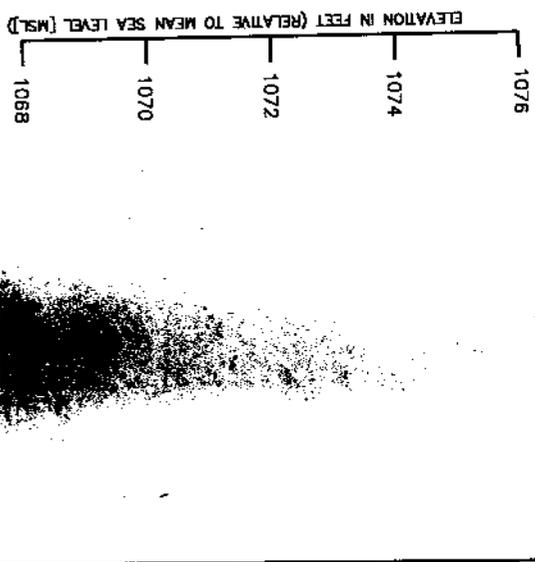


B NORTH B-4 B-1 MW-2 B-3



NOTE: MW-2 WAS ABANDONED DURING SOIL REMEDIATION

B SOUTH



LEGEND

- MW-2 SOIL BORING OR MONITORING WELL
- DEPTH AND LENGTH OF SLOTTED SCREEN IN MONITORING WELL
- APPROXIMATE DEPTH TO GROUND-WATER AT EACH MONITORING WELL

KEY TO GEOLOGIC SYMBOLS

- SILTY SAND (SM)
- SANDY SILT (SM)
- SAND & GRAVEL (SP)
- SAND (SW)
- ASPHALT

SCALE
 VERTICAL: 1" = 2'
 HORIZONTAL: 1" = 10'
 VERTICAL EXAGGERATION = 5X

Mid-Lakes FS Cooperative
 Bowler Feed Mill Facility
 Park Street & Rollman Street
 Bowler, Wisconsin

RESOURCE ENGINEERING ASSOCIATES, INC.

GEOLOGIC CROSS SECTION B-B' (POST REMEDIATION)

Date: SEPT 1998
 Project #: 9400174
 Drawn/Checked: [blank]
 FIGURE 2