

GIS REGISTRY

Cover Sheet

July, 2008
(RR 5367)

Source Property Information

BRRTS #:

ACTIVITY NAME:

PROPERTY ADDRESS:

MUNICIPALITY:

PARCEL ID #:

CLOSURE DATE:

FID #:

DATCP #:

COMM #:

*WTM COORDINATES:

X: Y:

** Coordinates are in
WTM83, NAD83 (1991)*

WTM COORDINATES REPRESENT:

Approximate Center Of Contaminant Source

Approximate Source Parcel Center

Please check as appropriate: (BRRTS Action Code)

Contaminated Media:

Groundwater Contamination > ES (236)

Contamination in ROW

Off-Source Contamination

*(note: for list of off-source properties
see "Impacted Off-Source Property")*

Soil Contamination > *RCL or **SSRCL (232)

Contamination in ROW

Off-Source Contamination

*(note: for list of off-source properties
see "Impacted Off-Source Property")*

Land Use Controls:

Soil: maintain industrial zoning (220)

*(note: soil contamination concentrations
between residential and industrial levels)*

Structural Impediment (224)

Site Specific Condition (228)

Cover or Barrier (222)

*(note: maintenance plan for
groundwater or direct contact)*

Vapor Mitigation (226)

Maintain Liability Exemption (230)

*(note: local government or economic
development corporation)*

Monitoring wells properly abandoned? (234)

Yes No N/A

** Residual Contaminant Level*

***Site Specific Residual Contaminant Level*

This Adobe Fillable form is intended to provide a list of information that is required for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request. The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

NOTICE: Completion of this form is mandatory for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #: PARCEL ID #:

ACTIVITY NAME: WTM COORDINATES: X: Y:

CLOSURE DOCUMENTS (the Department adds these items to the final GIS packet for posting on the Registry)

- Closure Letter**
- Maintenance Plan** (if activity is closed with a land use limitation or condition (land use control) under s. 292.12, Wis. Stats.)
- Conditional Closure Letter**
- Certificate of Completion (COC)** for VPLE sites

SOURCE LEGAL DOCUMENTS

- Deed:** The most recent deed as well as legal descriptions, for the **Source Property** (where the contamination originated). Deeds for other, off-source (off-site) properties are located in the **Notification** section.
Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.
- Certified Survey Map:** A copy of the certified survey map or the relevant section of the recorded plat map for those properties where the legal description in the most recent deed refers to a certified survey map or a recorded plat map. (lots on subdivided or platted property (e.g. lot 2 of xyz subdivision)).
Figure #: **Title: Plat of the Inter-Urban Land Company Town of Oshkosh Winnebago County Wisconsin**
- Signed Statement:** A statement signed by the Responsible Party (RP), which states that he or she believes that the attached legal description accurately describes the correct contaminated property.

MAPS (meeting the visual aid requirements of s. NR 716.15(2)(h))

Maps must be no larger than 8.5 x 14 inches unless the map is submitted electronically.

- Location Map:** A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.
Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.
Figure #: 1 Title: Site Location and Local Topography
- Detailed Site Map:** A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 1, 2 Title: Site Layout & Monitoring Well Locations, Site Sketch
- Soil Contamination Contour Map:** For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.
Figure #: 2 Title: Site Layout and Monitoring Well Locations

BRRTS #: 02-71-000641

ACTIVITY NAME: L G Kienast Utility Construction Shop

MAPS (continued)

- Geologic Cross-Section Map:** A map showing the source location and vertical extent of residual soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL). If groundwater contamination exceeds a ch. NR 140 Enforcement Standard (ES) when closure is requested, show the source location and vertical extent, water table and piezometric elevations, and locations and elevations of geologic units, bedrock and confining units, if any.

Figure #: **Title:**

Figure #: **Title:**

- Groundwater Isoconcentration Map:** For sites closing with residual groundwater contamination, this map shows the horizontal extent of all groundwater contamination exceeding a ch. NR140 Preventive Action Limit (PAL) and an Enforcement Standard (ES). Indicate the direction and date of groundwater flow, based on the most recent sampling data.

Note: This is intended to show the total area of contaminated groundwater.

Figure #: **Title:**

- Groundwater Flow Direction Map:** A map that represents groundwater movement at the site. If the flow direction varies by more than 20° over the history of the site, submit 2 groundwater flow maps showing the maximum variation in flow direction.

Figure #: **Title:**

Figure #: **Title:**

TABLES (meeting the requirements of s. NR 716.15(2)(h)(3))

Tables must be no larger than 8.5 x 14 inches unless the table is submitted electronically. Tables must not contain shading and/or cross-hatching. The use of **BOLD** or *ITALICS* is acceptable.

- Soil Analytical Table:** A table showing remaining soil contamination with analytical results and collection dates.
Note: This is one table of results for the contaminants of concern. Contaminants of concern are those that were found during the site investigation, that remain after remediation. It may be necessary to create a new table to meet this requirement.

Table #: 1 and 2 **Title:** Field Screening and Laboratory Analysis Results and Assessment Results

- Groundwater Analytical Table:** Table(s) that show the most recent analytical results and collection dates, for all monitoring wells and any potable wells for which samples have been collected.

Table #: **Title:**

- Water Level Elevations:** Table(s) that show the previous four (at minimum) water level elevation measurements/dates from all monitoring wells. If present, free product is to be noted on the table.

Table #: **Title:**

IMPROPERLY ABANDONED MONITORING WELLS

For each monitoring well not properly abandoned according to requirements of s. NR 141.25 include the following documents.

Note: If the site is being listed on the GIS Registry for only an improperly abandoned monitoring well you will only need to submit the documents in this section for the GIS Registry Packet.

- Not Applicable**

- Site Location Map:** A map showing all surveyed monitoring wells with specific identification of the monitoring wells which have not been properly abandoned.

Note: If the applicable monitoring wells are distinctly identified on the Detailed Site Map this Site Location Map is not needed.

Figure #: **Title:**

- Well Construction Report:** Form 4440-113A for the applicable monitoring wells.

- Deed:** The most recent deed as well as legal descriptions for each property where a monitoring well was not properly abandoned.

- Notification Letter:** Copy of the notification letter to the affected property owner(s).

BRRTS #: 02-71-000641

ACTIVITY NAME: L G Kienast Utility Construction Shop

NOTIFICATIONS

Source Property

- Letter To Current Source Property Owner:** If the source property is owned by someone other than the person who is applying for case closure, include a copy of the letter notifying the current owner of the source property that case closure has been requested.
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying current source property owner.

Off-Source Property

Group the following information per individual property and label each group according to alphabetic listing on the "Impacted Off-Source Property" attachment.

- Letter To "Off-Source" Property Owners:** Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.
Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.
Number of "Off-Source" Letters:
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying any off-source property owner.
- Deed of "Off-Source" Property:** The most recent deed(s) as well as legal descriptions, for all affected deeded **off-source property(ies)**. This does not apply to right-of-ways.
Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.
- Letter To "Governmental Unit/Right-Of-Way" Owners:** Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).
Number of "Governmental Unit/Right-Of-Way Owner" Letters:



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
375 City Center, Suite I
Oshkosh, Wisconsin 54901-1805
TTY: Contact Through Relay
Fax: (920) 424-0217
Jim Doyle, Governor
Richard J. Leinenkugel, Secretary

April 1, 2009

Mr. LuVern Kienast
765 N. Washburn Street
Oshkosh, WI 54904

RE: **Final Closure**

Commerce # 54901-1963-27-B DNR BRRTS # 02-71-000641
L.G. Kienast Utility Construction Shop, 227 W. Linwood Avenue, Oshkosh

Dear Mr. Kienast:

The Wisconsin Department of Commerce (Commerce) has received all items required as conditions for closure of the site referenced above. 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 address residual soil contamination. To review all sites on the GIS Registry web page, visit <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

All current and future owners and occupants of the property need to be aware that excavation of contaminated soil may pose a hazard. If soil is excavated and contamination is present, the property owner at the time of excavation must determine whether the material would be considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable State regulations and standards.

Costs for sampling and excavation activities conducted after case closure are not eligible for PECFA reimbursement. However, if it is determined that any undisturbed remaining petroleum contamination poses a threat, the case may be reopened and further investigation or remediation may be required. If this case is reopened, any original claim under the PECFA fund would also reopen and you may apply for assistance to the extent of remaining eligibility. It is in your best interest to keep all documentation related to environmental activities at your site.

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 black ink that reads "Beth A. Erdman". The signature is written in a cursive, flowing style.

Beth A. Erdman
Senior Hydrogeologist
Site Review Section

cc: Lynelle Caine-Northern Environmental



August 7, 2002

Mr. Vern Kienast
Kienast Construction
765 N Washburn Ave
Oshkosh, WI 54904-7721

RE: **Conditional Case Closure**

Commerce # 54901-1963-27 WDNR BRRTS # 02-71-000641
L G Kienast Utility Construction Shop, 227 W Linwood Ave, Oshkosh

Two 2,000-gallon diesel/fuel oil aboveground storage tanks

Dear Mr. Kienast:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure prepared by your consultant, Northern Environmental, for the site referenced above. It is understood that residual soil contamination remains on-site. Commerce has determined that this site does not pose a significant threat to the environment and human health. No further investigation or remedial action is necessary.

The following condition must be satisfied to obtain final closure:

A notification must be placed on the property deed addressing residual soil impacts. Enclosed is an example of a "Notice of Contamination to Property" for your use. Please complete this and record a copy with the county Register of Deeds. To document that this condition has been met, please submit a copy of the signed and notarized restriction to Commerce. If you wish to modify the language, you must submit a copy to this office for review prior to filing it with the county Register of Deeds.

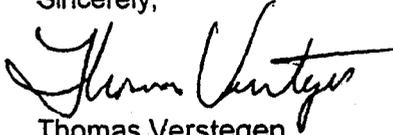
Please note: As of August 1, 2002, you may elect to have this site recorded on the Wisconsin Department of Natural Resources (WDNR) Geographic Information System (GIS) Registry in place of filing a deed notification for soil contamination. The GIS Registry is a database listing all closed remediation sites and is available to the public via the Internet. For more information regarding the registration process, including fee and documentation requirements, refer to the enclosed GIS Registry information.

This letter serves as your written notice of "no further action". 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. Costs associated with recording deed notices or other restrictions are not eligible for PECFA reimbursement, and the recording of these notices should not delay the claim submittal process.

Mr. Vern Kienast
Commerce # 54901-1963-27 WDNR BRRTS # 02-71-000641
L G Kienast Utility Construction Shop, 227 W Linwood Ave, Oshkosh
August 7, 2002
Page 2

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) 424-0025.

Sincerely,



Thomas Verstegen
Department of Commerce
PECFA - Site Review Section

Enclosure

cc: Joe Mentzer – Northern Environmental
→ Case File

①

DOCUMENT NO.	STATE BAR OF WISCONSIN FORM 1-1999
WARRANTY DEED	

1325370
 REGISTER'S OFFICE
 WINNEBAGO COUNTY, WI
 RECORDED ON
 08/24/2004 01:57PM
 SUSAN WINNINGHOFF
 REGISTER OF DEEDS
 RECORDING FEE 25.00
 TRANSFER FEE 8.00
 # OF PAGES 8

This Deed, made between

LuVern G. Kienast and Geraldine J. Kienast, husband and wife
 Grantor,
 and
 LuVern G. Kienast & Geraldine J. Kienast, husband and wife as
 survivorship marital property
 Grantee,

Witnesseth, That the said Grantor, for valuable consideration conveys to Grantee the following described real estate in Winnebago County, State of Wisconsin:

See Attached Legal Descriptions

Recording Area
 Name and Return Address
 Spanbauer & Rohan Accounting
 P.O. Box 3445
 Oshkosh, WI 54903-3445

Ec - Assurances Title

Tax Parcel No.'s see attached
 This is not homestead property.
 765 N. Washburn is homestead property.

Together with all appurtenant rights, title & interests. Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except easements and restrictions of record, if any.

Dated this 20th day of August, 2004

 (SEAL)

 (SEAL)

LuVern G. Kienast (SEAL)
 • LuVern G. Kienast
Geraldine J. Kienast (SEAL)
 • Geraldine J. Kienast

AUTHENTICATION

Signature(s) _____

 authenticated this _____ day of _____

ACKNOWLEDGMENT

STATE OF WISCONSIN | ss
 Winnebago County

Personally came before me this 20th day of August, 2004 the above named LuVern G. Kienast Geraldine J. Kienast:

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

Douglas E. Rohan

 • DOUGLAS E. ROHAN

TITLE: MEMBER STATE BAR OF WISCONSIN (If not, authorized by Subsec. 706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY

Attorney Matthew L. Goldin
 Oshkosh, Wisconsin

Notary Public Winnebago County, Wisconsin
 My Commission is permanent (if not, state expiration date)
 June 4, 2006

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

*Names of persons signing in any capacity should be typed or printed below their signatures

81

227 W. Linwood Avenue, Oshkosh, WI 54901

Lots Nine (9), Ten (10), Eleven (11) and Twelve (12) and the North ½ of that part of an alley (now vacated) lying south of and adjacent to said Lots and between the extended East and West lines of said Lots, all in Block Five (5) in Plat of the INTER-URBAN LAND COMPANY, in the Fifteenth Ward, City of Oshkosh, Winnebago County, Wisconsin.

Parcel No. 915-1484 .72 acres Value of Real Estate = \$49,300.00

205 W. Linwood Avenue, Oshkosh, WI 54901

Lot Thirteen (13) and the North ½ of that part of an alley (now vacated) lying south of and adjacent to said Lot Thirteen (13) and between the extended East and West lines of said Lot Thirteen (13) all in Block Five (5) in Plat of the INTER-URBAN LAND COMPANY, in the Fifteenth Ward, City of Oshkosh, Winnebago County, Wisconsin.

Parcel No. 915-1484-01 57' x 138' Value of Real Estate = \$58,200.00

Vacant Viola Avenue, Oshkosh, WI 54901

Lot Twenty-six (26) and the South ½ of that part of an alley (now vacated) lying north of and adjacent to said Lot Twenty-six (26) and between the extended East and West lines of said Lot Twenty-six (26) all in Block Five (5), in Plat of the INTER-URBAN LAND COMPANY, in the Fifteenth Ward, City of Oshkosh, Winnebago County, Wisconsin.

Parcel No. 915-1490 .18 acres Value of Real Estate = \$9,300.00

Vacant Viola Avenue, Oshkosh, WI 54901

Lot Twenty-seven (27) and the South ½ of that part of an alley (now vacated) lying north of and adjacent to said Lot Twenty-seven (27) and between the extended East and West lines of said Lot Twenty-seven (27) all in Block 5, in Plat of the INTER-URBAN LAND COMPANY, in the Fifteenth Ward, City of Oshkosh, Winnebago County, Wisconsin.

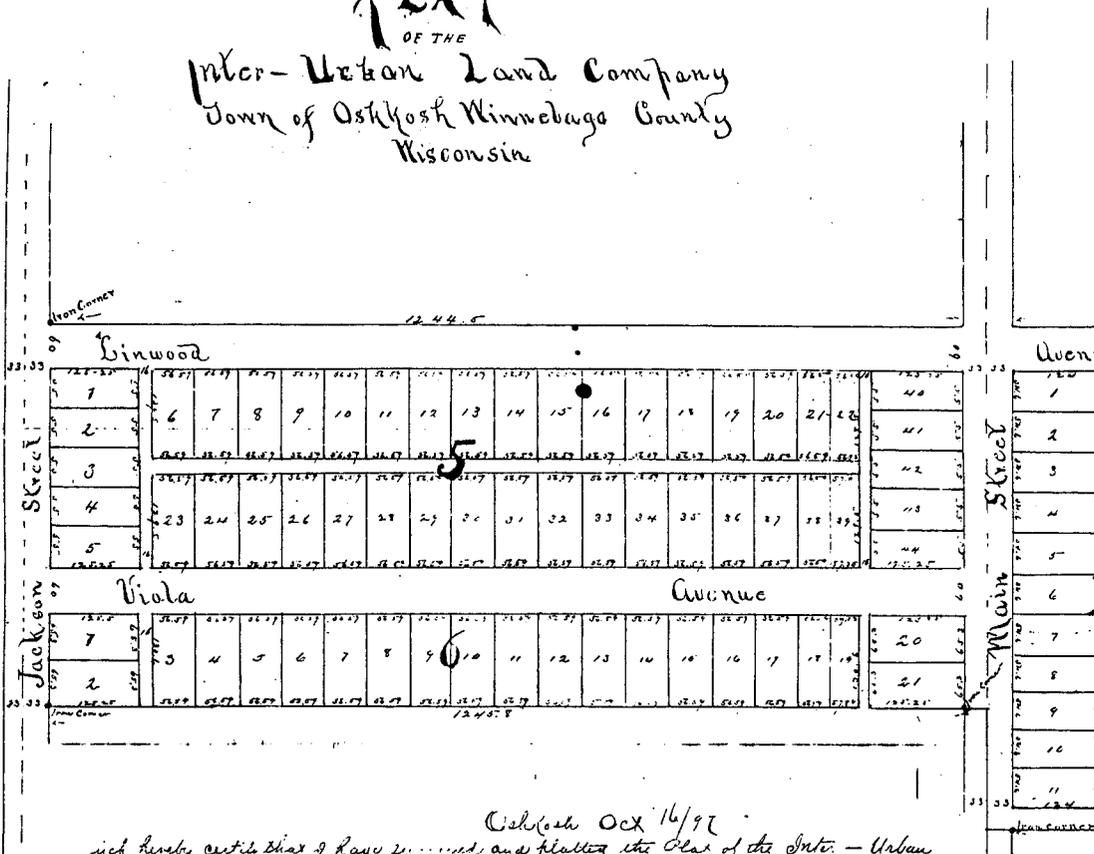
Parcel No. 915-1491 .18 acres Value of Real Estate = \$9,300.00

816 W. 20th Avenue, Oshkosh, WI 54902

Lot Three (3) according to Certified Survey Map filed in Volume 1 of Survey Maps on Page 818 as Document No. 556086; being a re-division of Lots Thirty-five (35), Thirty-six (36), Forty-one (41) and Forty-two (42) in the Morgan Plat, in the Fourteenth Ward, City of Oshkosh, Winnebago County, Wisconsin, excepting therefrom that portion described as follows: Commencing at the Southwest corner of Lot Four (4) of Certified Survey Map No. 818, thence South 87 degrees 56 minutes 30 seconds east along the South line of said Certified Survey Map 78.01 feet to a point, thence North 01 degree 46 minutes 00 seconds east 154.50 feet to a point on the North line of said Certified Survey Map, thence north 87 degrees 56 minutes 30 seconds west along said North line 77.30 feet to a point, thence south 02 degrees 01 minutes 30 seconds west 154.50 feet to the point of beginning.

Parcel No. 914-1310 66' x 154' Value of Real Estate = \$45,100.00


Inter-Urban Land Company
 Town of Oshkosh Winnebago County
 Wisconsin



Oshkosh Oct 16/97

I hereby certify that I have surveyed, and plotted the Plat of the Inter-Urban Land Company for the order of the Prospector, as decided as follows: - Beginning at a point on the East line of Jackson St 427.0 of the East and West Section lines dividing sections 11 and 14, and 12 and 13 Town 16 East running thence North along said East line of Jackson St 520.6 feet to a thence East and parallel with above mentioned East Section line 1932.65 feet to thence South 486.65 feet to iron corner thence East parallel with said Section line 622.15 feet to a point on the West line of Grand Avenue and distant 33 feet 24 South 1/4 line of Section 12 thence South along said West line Grand Avenue to iron corner thence West and parallel with South line of Section 12, 1277.3 feet line Section 12 and in the center of Main Street thence North along said 1/8 line 165.5 feet thence West and parallel with said South line Section 12, 1277.4 feet beginning - All in Section 12 Town 16 Range 16 East - complies with the provisions of Chapter 401 of the Revised Statutes of Wisconsin and mapping the same.

H. S. Finch
 Surveyor

19"
 1897
 60-61

Northern EnvironmentalSM
Hydrogeologists • Engineers • Surveyors • Scientists



1203 Starbeck Drive
Wausau, WI 53983
(920) 234-6600
(800) 498-3921
Fax (920) 920-324-3023
www.northernenvironmental.com

January 12, 2009

Mr. Tom Verstegen
Wisconsin Department of Natural Resources
2129 Jackson Street
Oshkosh, Wisconsin 54901

RE: Signed Statement from the Responsible Party (RP), stating that he or she believes that the legal description accurately describes the correct property.

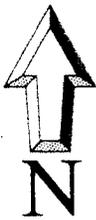
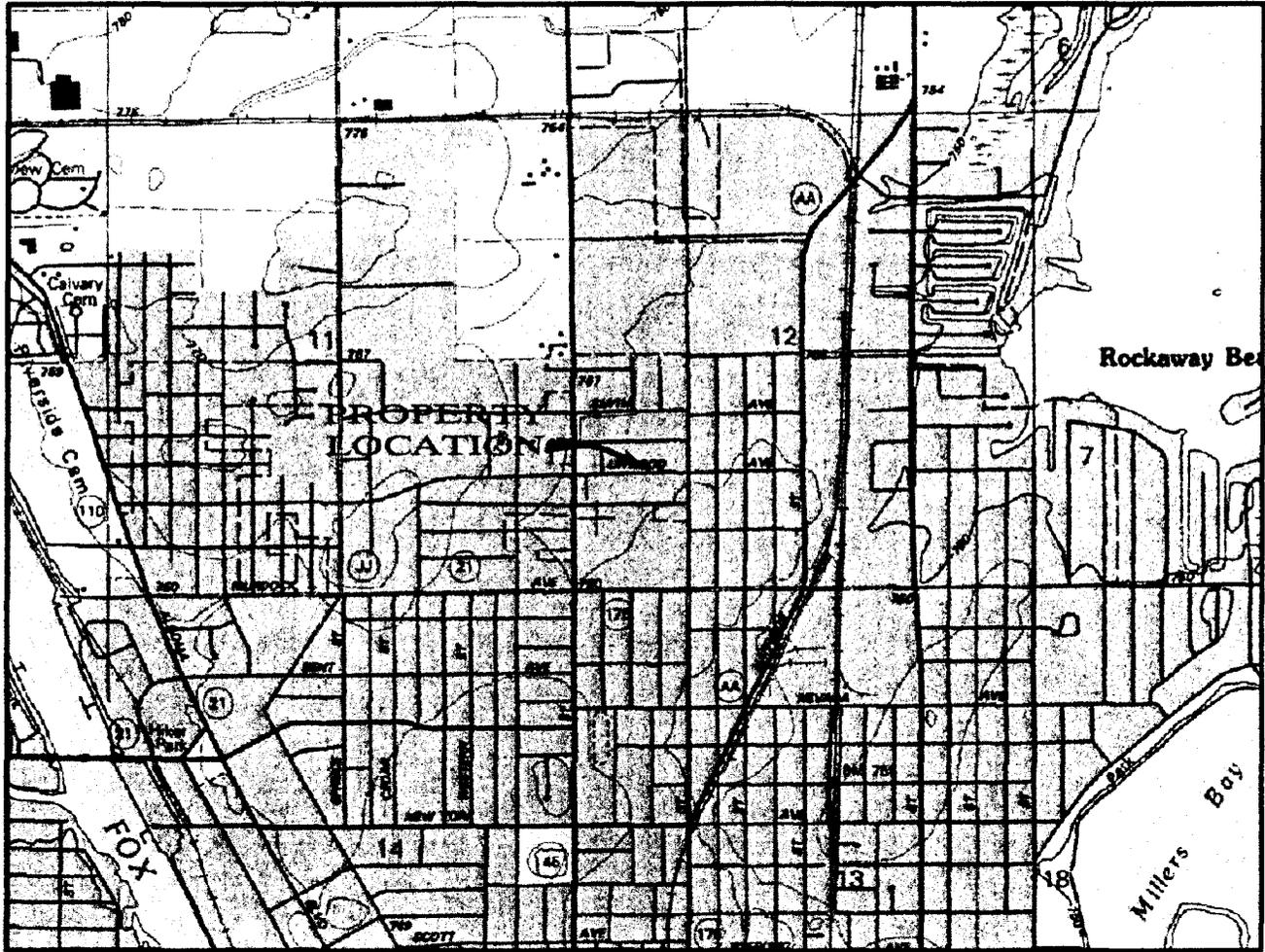
The property to be identified is located at 227 W. Linwood Avenue, in the NW ¼ of the SW ¼ of Section 12, T18N. R17E. It includes lots Nine (9), Ten (10), Eleven (11), and Twelve (12) and the North ½ of that part of an alley (now vacated) lying south of and adjacent to said Lots and between the extended East and West lines of said lots, all in Block Five (5) in the Plat of the INTER-URBAN LAND COMPANY, in the Fifteenth Ward, City of Oshkosh, Winnebago County, Wisconsin.

I, LuVern G. Kienast, believe that the above statement describes my property completely and accurately.

Signed

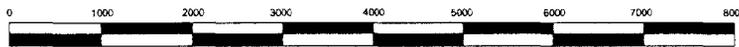
A handwritten signature in black ink, appearing to read "L. Kienast", written over a horizontal line.

LuVern G. Kienast



SCALE IN FEET

1" = 2000'



CONTOUR INTERVAL 10 FEET

NATIONAL GEODETIC VERTICAL DATUM OF 1929



QUADRANGLE LOCATION

BASE MAP SOURCE: USGS 7.5 MINUTE QUADRANGLE, WHITING, WISCONSIN, 1976 (NATIONAL GEOGRAPHIC HOLDINGS, INC.)

▲ Northern Environmental

Hydrologists • Engineers • Surveyors • Scientists

1203 Storbeck Drive, Waupun, Wisconsin 53963
 Phone: 800-498-3921 Fax: 920-324-3023

WISCONSIN ▲ MICHIGAN ▲ ILLINOIS ▲ IOWA

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SITE LOCATION & LOCAL TOPOGRAPHY

Kienast GIS Packet
 Kienast Construction
 Oshkosh, Wisconsin

DATE:

01/12/09

DRAWN BY:

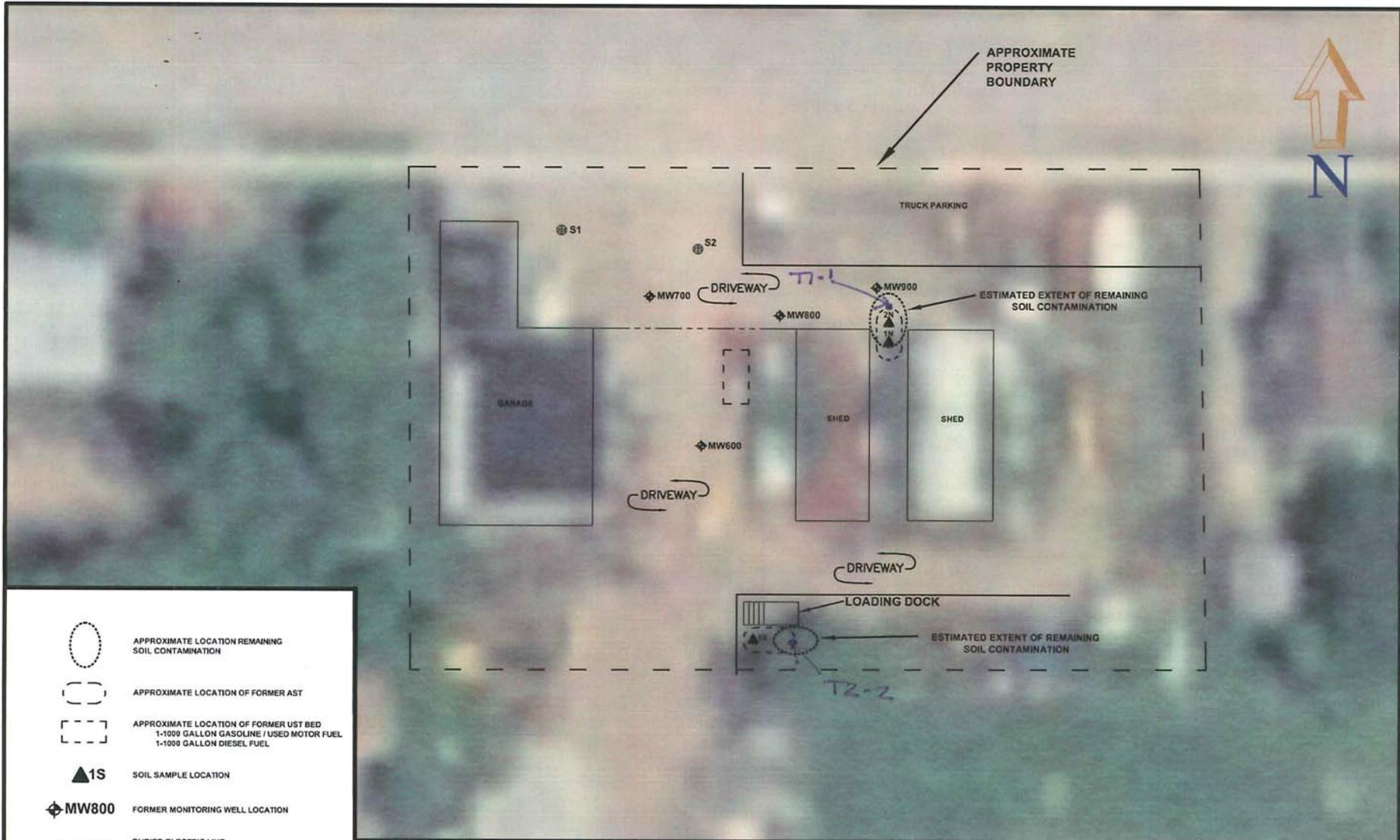
MAB

TASK NUMBER:

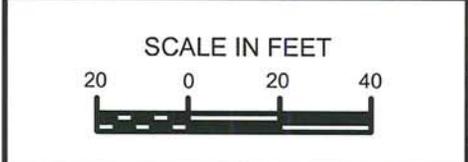
100

PROJECT NUMBER:

FIGURE 1



-  APPROXIMATE LOCATION REMAINING SOIL CONTAMINATION
-  APPROXIMATE LOCATION OF FORMER AST
-  APPROXIMATE LOCATION OF FORMER UST BED
1-1000 GALLON GASOLINE / USED MOTOR FUEL
1-1000 GALLON DIESEL FUEL
-  SOIL SAMPLE LOCATION
-  FORMER MONITORING WELL LOCATION
-  BURIED ELECTRIC LINE
-  STORM SEWER ACCESS COVER



Northern Environmental
Hydrologists • Engineers • Surveyors • Scientists
 330 South 4th Avenue, Park Falls, Wisconsin 54552
 Phone: 800-498-3913 Fax: 715-762-1844

WISCONSIN ▲ MICHIGAN ▲ ILLINOIS ▲ IOWA

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SITE LAYOUT AND MONITORING WELL LOCATIONS

Kienast GIS Packet
 Kienast Construction
 Oshkosh, Wisconsin

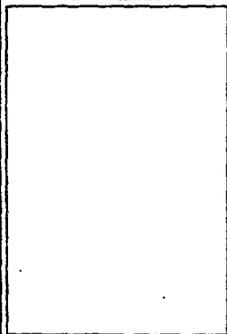
DATE: 01/26/09	DRAWN BY: MAB	TASK NUMBER: 100	PROJECT NUMBER: 400-1375	FIGURE 2
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LINWOOD AVENUE

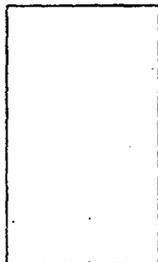
SIDEWALK

L.G. Kienast
Utility Construction Shop
227 Linwood Avenue



2,000 gallon (Tank T-1)
Aboveground
fuel oil storage tank
and dispenser

T1-1



T1-2



Storage Sheds

T2-1



T2-2

2,000 gallon (Tank T-2)
Aboveground
fuel oil storage tank
and dispenser

Indicates location of soil
sample collection beneath tank area

L.G. Kienast Utility Construction Shop, 227 Linwood Avenue, Oshkosh, WI

FIGURE 1 SITE SKETCH

SCALE: NOT TO SCALE

DATE: 06-21-95

Environmental Compliance Consultants, Inc.

BY: R. MELLER

Table 1: Field Screening and Laboratory Analysis Results

Location	Sample	Depth (inches)	Time Collected	Time Analyzed	PID Response (iui)	Odor	Laboratory Analysis DRO	PVOCs	Description
TP1	1N	14"	8:50	12:30	1 ppm	Faint Diesel	180	ND	Fill material: black and brown silty clay with pebbles
TP2	2N	12"	8:51	12:30	1 ppm	None	NA	ND	Fill material: black and brown silty clay with pebbles and broken asphalt
TP3	1S	12"	9:03	12:31	0 ppm	None	<10	ND	Brown silty clay with pebbles and pockets of sand, appears undisturbed

Note:

ND = None detected to laboratory detection limits

iui = Instrument units as isovylene

NA = Not analyzed

Table 2: Assessment Results

Mr. Lu Vern Kienast,
L.G. Kienast Utility Construction Company
June 21, 1995
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depths of six to twelve inches. The samples, identified as T1-1, T1-2, T2-1, and T2-2, were sent to EN CHEM, Inc., a state of Wisconsin certified analytic laboratory. The laboratory performed a diesel range organics (DRO) analysis on each sample. The sample locations and analytic results are summarized in the table below. Copies of the analytic reports are attached.

Sample ID	DRO (mg/kg)	Sample Location
T1-1	10,000	North end of Tank T1 beneath dispenser location, 1 foot below grade
T1-2	Not Detected	South end of Tank T1, 1 foot below grade
T2-1	12	West end of Tank T2, beneath dispenser location, 6 inches below grade
T2-2	500	East end of Tank T2, 6 inches below grade

The DRO values for samples T1-1, T2-1, and T2-2, exceed 10 mg/kg, the value above which petroleum contamination must be reported to the Wisconsin Department of Natural Resources.

In summary, the observed surface staining and petroleum odors noted in the soils at the dispenser end of each tank, as well as the analytic test results, are more than sufficient evidence to indicate that petroleum has been released from both storage systems into the soil of the State of Wisconsin. Accordingly, the Wisconsin "Spill Law" states in part the following:

144.76 (2) NOTICE OF DISCHARGE. (A) A person who possesses or controls a hazardous substance or who causes the discharge of a hazardous substance shall notify the department [*the Department of Natural Resources*] immediately of any discharge not exempted under sub. (9).

The apparent meaning of the statute in this case is that you, as the owner of L.G. Kienast Utility Construction Company shop property at 227 Linwood Avenue,