

GIS REGISTRY INFORMATION

SITE NAME:	Lake Magnor Store			FID #	
BRRTS #:	03-49-199724			(if appropriate):	
COMMERCE # (if appropriate):	54004-3319-64				
CLOSURE DATE:	June 7, 2006				
STREET ADDRESS:	764 US Hwy 63				
CITY:	Clayton				
SOURCE PROPERTY GPS COORDINATES (meters in WTM91 projection):	X =	347601	Y =	540756	
CONTAMINATED MEDIA:	Groundwater	<input type="checkbox"/>	Soil	<input type="checkbox"/>	Both <input checked="" type="checkbox"/>
OFF-SOURCE GW CONTAMINATION >ES:	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	
• IF YES, STREET ADDRESS:					
• GPS COORDINATES (meters in WTM91 projection):					
	X =		Y =		
OFF-SOURCE SOIL CONTAMINATION >Generic or Site-Specific RCL (SSRCL):	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	
• IF YES, STREET ADDRESS 1:					
• GPS COORDINATES (meters in WTM91 projection):					
	X =		Y =		
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 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 which 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 (8.5x14" if paper copy). 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. (8.5x14", if paper copy) 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), <i>if required for site investigation (SI)</i> (8.5x14" if paper copy). 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, <i>if required for SI</i> . (8.5x14" if paper copy)					<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"/>
Copy of (soil or land use) deed restriction (s) or deed notice if any required as a condition of closure					<input checked="" type="checkbox"/>
Copy of any maintenance plan referenced in the deed restriction					<input checked="" type="checkbox"/>



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
P.O. Box 8044
Madison, Wisconsin 53708-8044
TDD #: (608) 264-8777
Fax #: (608) 267-1381
Jim Doyle, Governor
Mary P. Burke, Secretary

June 7, 2006

Gary Peper
Lake Magnor Store Inc
764 US Hwy 63
Clayton, WI 54004

RE: **Final Closure**

Commerce # 54004-3319-64 DNR BRRTS # 03-49-199724
Lake Magnor Store, 764 US Hwy 63, Clayton

Dear Mr. Peper:

The Wisconsin Department of Commerce (Commerce) has received all items required as conditions for closure of the site referenced above. This case 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 contamination. It is in your best interest to keep all documentation related to the environmental activities that were conducted.

If residual contamination is encountered 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 (608) 261-5401.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn A. Wenzel".

Shawn A. Wenzel
Senior Hydrogeologist
Site Review Section

cc: Allan Wolfe, Shaw Environmental, Inc



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P.O. Box 8044
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Jim Doyle, Governor
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May 8, 2006

Gary Peper
Lake Magnor Store, Inc.
764 US Hwy 63
Clayton, WI 54004

RE: **Conditional Case Closure**

Commerce # 54004-3319-64
Lake Magnor Store, 764 US Hwy 63, Clayton

DNR BRRTS # 03-49-199724

Dear Mr. Peper:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure prepared by your consultant, Shaw Environmental, Inc, for the site referenced above. It is understood that residual soil and groundwater 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 conditions must be satisfied to obtain final closure:

- All 7 monitoring wells must be properly abandoned. The appropriate documentation must be forwarded to the letterhead address.
- A soil deed restriction must be placed on the property deed addressing residual petroleum impacts to soil on the above-mentioned property. This deed restriction will require that an institutional control be implemented and maintained to prevent the direct contact of petroleum contaminated soil within 4 feet of the ground surface as well as prevent further migration of residual petroleum contamination to the groundwater. For case closure Commerce will need the deed restriction containing the County Register of Deeds' recording information. Commerce requires revised Figure 9, indicating where the remaining soil contamination exists, to be recorded with the deed restriction.
- Figure 9 (Also used for Exhibit A with the Draft Deed Restriction provided by your consultant) and all other figures representing residual soil contamination, must be revised to include soil borings MW-2 and HA-1 within the isoconcentration line representing residual soil contamination above established standards.
- Figure 9 (Also used for Exhibit A with the Draft Deed Restriction provided by your consultant) and all other figures showing the proposed extent of the asphalt cap must be revised to include the area of boring HA-1. Applicable revised figures shall be included with the deed restriction at the time it is recorded with the county register of deeds.
- The revised area of the asphalt cap (to include area HA-1 as referenced above) must be incorporated into the proposed maintenance cap.

- The first paragraph of the proposed deed restriction shall be revised to state:

Whereas, one or more gasoline discharges have occurred on this property, and as of December 22, 2003 when soil samples were collected on the property, petroleum-contaminated soil remained on this property, located within the area identified on the attached figure, Figure 9, and extends from the property to the WDOT right of way for US Highway 63.

- All references to the Wisconsin Department of Natural Resources (WDNR) within the proposed Deed Restriction and the Draft Maintenance Plan shall be changed to Wisconsin Department of Commerce with the exception of the reference to WDNR at the end of the Deed Restriction as the source of the language for the restriction.
- The draft Maintenance Plan must be revised to remove the requirement of the submittal of the inspection log to the department. The following wording must be added to the paragraph as replacement language:

A copy of the inspection log must be available upon request. The inspection log, in its entirety, must be provided to future property owners in the event of a sale of the property.

- Submit a copy of each of the revised figures, maintenance plan and deed restriction to Commerce for approval prior to recording them with the County Register of Deeds.

This letter supersedes the conditional closure letter dated May 5, 2006 and 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.

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 (608) 261-5401.

Sincerely,



Shawn A. Wenzel
Senior Hydrogeologist
Site Review Section

cc: Allan Wolfe, Shaw Environmental, Inc
Richard Wagner
Case File

STATE BAR OF WISCONSIN FORM 2 - 1982
WARRANTY DEED

DOCUMENT NO.

RECEIVED FOR RECORD

Richard E. Nevin, a single man

conveys and warrants to Gary H. Peper and Mardelle R. Peper, WMPRA

the following described real estate in Polk County, State of Wisconsin:

FEE \$ 17.25 (17)
EXEMPT

DEC 17 1998

AT 10:45 O'CLOCK A.M.
Bonnie Hallberg, Register of Deeds
POLK COUNTY

Bonnie Hallberg

THIS SPACE RESERVED FOR RECORDING DATA

NAME AND RETURN ADDRESS

Citizens State Bank
P.O. Box 129
Clayton, Wisconsin 54004

Section 27/33N/R15W

016-630-0 & 016-624-0
PARCEL IDENTIFICATION NUMBER

Lot 91, Magnor Lake Assessors Plat, Polk County, Wisconsin.

This deed is given as full satisfaction of a Land Contract dated June 30, 1996, and recorded in the office of the Register of Deeds, in and for Polk County, Wisconsin, Document #543170 dated July 10, 1996, in volume 0682, page 564.

This is not homestead property.
(or (is not))
Exception to warranties.

Easements, restrictions and ordinances of record.

Dated this 4th day of December A.D., 1998

(SEAL)

Richard E. Nevin

(SEAL)

Richard E. Nevin

(SEAL)

(SEAL)

AUTHENTICATION

ACKNOWLEDGMENT

Signatures)

State of Wisconsin,

authenticated this day of 19

Barron County

Personally came before me this 4th day of

December 19 98, the above named

Richard E. Nevin

TITLE: MEMBER STATE BAR OF WISCONSIN

(If not authorized by §706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY

Richard E. Nevin
Turtle Lake Realty, Inc.

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

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

Cynthia M. Shipley
Cynthia M. Shipley

Notary Public, Barron County, Wis.

My commission is permanent. (If not, state expiration date

August 6, 2000, 19)

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

CURVE DATA TABLE

CURVE NO.	LOT NO.	RADIUS LENGTH	ARC LENGTH	CENTRAL ANGLE	CHORD BEARING	CHORD LENGTH	BACK TANGENT	FORE TANGENT
5 - 6		2832.00'	195.92'	03°57'49"	N.37°10'24.5"E.	195.88'	N.39°09'19"E.	N.35°11'30"E.
	87	"	6.02'	00°07'18"	N.39°05'40"E.	6.02'	N.39°09'19"E.	N.39°02'01"E.
	86	"	189.90'	03°50'31"	N.37°06'45.5"E.	189.86'	N.39°02'01"E.	N.35°11'30"E.
7 - 8		2898.00'	200.48'	03°57'49"	S.37°10'24.5"W.	200.44'	S.35°11'30"W.	S.39°09'19"W.
	92	"	7.04'	00°08'21"	S.35°15'40.5"W.	7.04'	S.35°11'30"W.	S.35°19'51"W.
	91	"	193.44'	03°49'28"	S.37°14'35"W.	193.40'	S.35°19'51"W.	S.39°09'19"W.

UNPLATTED

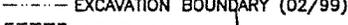
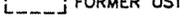
1238.16'
(ABANDONED)

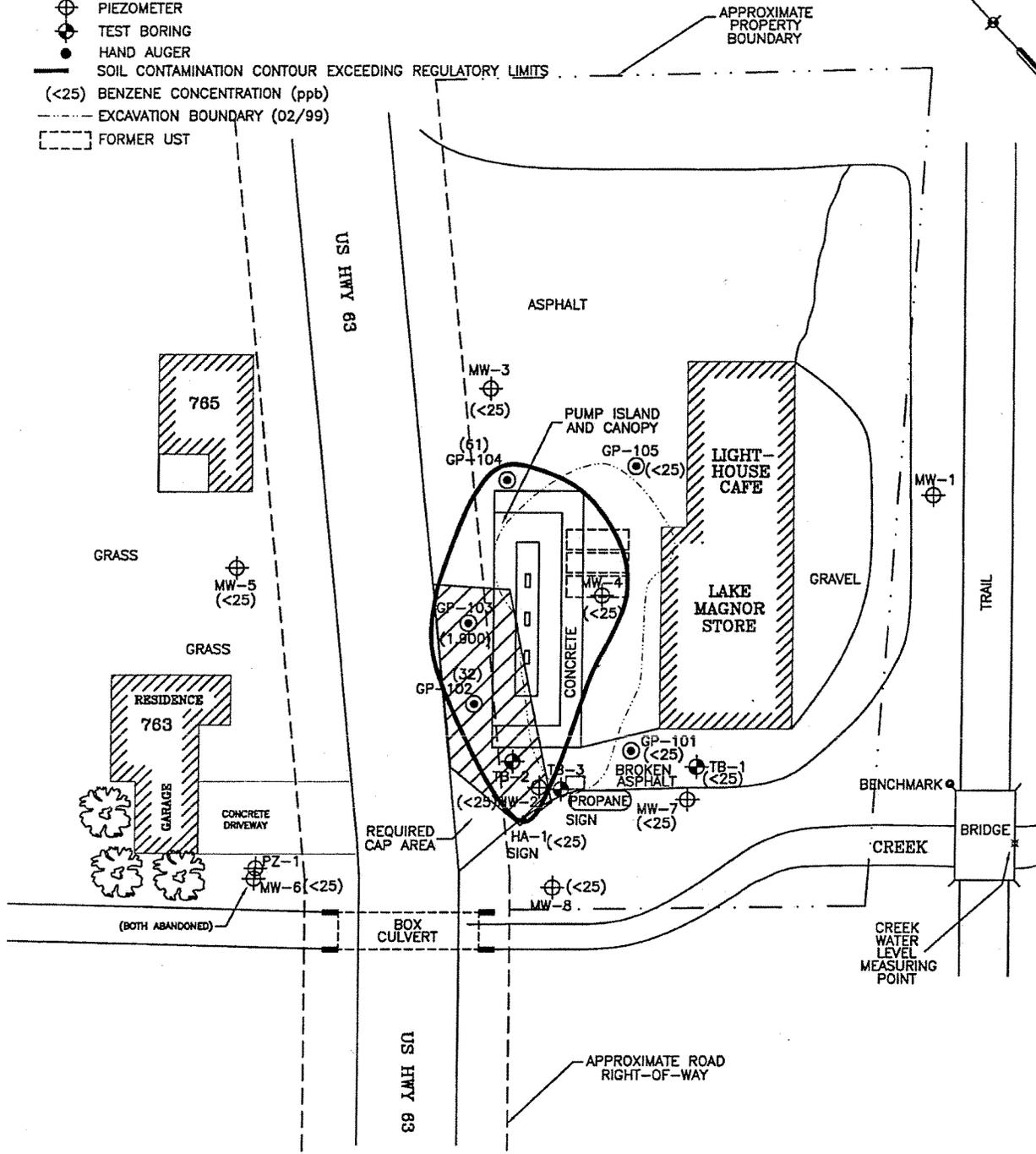
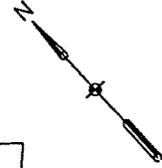
MAGNOR LAKE ASSESSOR'S PLAT

LOCATED IN THE NE.1/4 OF THE SW.1/4, GOV. LOT 1,
 GOV. LOT 2 AND GOV. LOT 3 OF SECTION 22;
 GOV. LOT 3 OF SECTION 23;
 GOV. LOT 1 AND THE SW.1/4 OF THE NW.1/4 OF SECTION 26;
 GOV. LOT 1, GOV. LOT 5 AND GOV. LOT 6 OF SECTION 27;
 ALL IN TOWNSHIP 33 NORTH, RANGE 15 WEST;
 TOWN OF CLAYTON, POLK COUNTY, WISCONSIN

L.A.

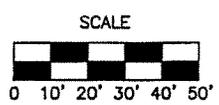
LEGEND

-  MONITORING WELL
-  PIEZOMETER
-  TEST BORING
-  HAND AUGER
-  SOIL CONTAMINATION CONTOUR EXCEEDING REGULATORY LIMITS
-  (<25) BENZENE CONCENTRATION (ppb)
-  EXCAVATION BOUNDARY (02/99)
-  FORMER UST



DATE	
ENGINEER	
DATE	
ENGINEER	
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
5/25/06	
ARW	
DRAWN BY:	
990058-099	
DRAWING NO.	


Shaw® Shaw Environmental, Inc.
 831 Critter Court
 Onalaska, Wisconsin 54650



SURFACE CAP AREA TO BE
 MAINTAINED
 LAKE MAGNOR STORE SITE
 CLAYTON, WISCONSIN

FIGURE NO.
9

TABLE 6
Groundwater Sample Laboratory Analytical Results
Lake Magnor Store
Clayton, Wisconsin

Well#	MW-1	Top of Well Screen (msl): 97.16'				Length of Well Screen: 15'				
Sample Date	Benzene	Ethylbenzene	Toluene	Xylenes (total)	TMBs (total)	MTBE	1,2-DCA	Naphthalene	Dissolved Pb	
04/03/01	<i>0.71</i>	0.72	2.9	5.0	3.5	<0.47	<0.35	0.69	<1	
08/31/01	5.7	1.1	0.68	1.6	3.2	<0.46	NA	3.6	NA	
12/22/01	7.7	0.46	<0.41	<0.69	0.86	<0.46	NA	<69	1.1	
03/06/02	Not sampled due to ice in well casing									
05/30/02	5.9	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA	
09/10/02	<i>3.4</i>	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
12/11/02	<i>1.5</i>	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
03/13/03	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
07/01/03	<i>2.4</i>	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA	
01/12/04	<i>1.1</i>	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA	
07/27/04	<i>1.1</i>	<0.40	<0.36	<1.10	<0.79	<0.36	NA	<0.47	NA	
Well#	MW-2	Top of Well Screen (msl): 96.37'				Length of Well Screen: 15'				
04/03/01	1,200	<i>150</i>	1,900	480	<i>154</i>	<9.4	<7	<i>21</i>	<1	
08/31/01	3,700	<i>430</i>	3,700	<i>1,200</i>	<i>174</i>	<23	NA	60	NA	
12/22/01	210	48	<i>140</i>	84	74	<46	NA	<69	1.3	
03/06/02	10*	33	<6.3	130	<i>460</i>	<4.9	NA	65	NA	
05/30/02	18	47	<6.3	100	<i>310</i>	<4.9	NA	49	NA	
09/10/02	1,700	<i>200</i>	900	510	<i>214</i>	<4.3	NA	43	NA	
12/11/02	4,900	<i>660</i>	1,700	<i>2,030</i>	55	<17	NA	<36	NA	
03/13/03	47	57	<0.68	124	<i>301</i>	9.0	NA	55	NA	
07/01/03	3,300	<i>500</i>	1,100	<i>1,470</i>	48	<14	NA	<14	NA	
01/12/04	4,100	820	<i>400</i>	<i>2,510</i>	<i>100</i>	<i>16</i>	NA	<i>14**</i>	NA	
07/27/04	1,500	<i>410</i>	140	<i>1,250</i>	<i>130</i>	<i>16</i>	NA	<i>29</i>	NA	
Well#	MW-3	Top of Well Screen (msl): 94.67'				Length of Well Screen: 15'				
04/03/01	<0.39	<0.4	<0.37	<1.43	<1.03	<0.47	<0.35	<0.53	<1	
08/31/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	NA	<0.69	NA	
12/22/01	0.48	<0.22	<0.41	1.1	0.86	<0.46	NA	0.72	<1	
03/06/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA	
05/30/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA	
09/10/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
12/11/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
03/13/03	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA	
07/01/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA	
01/12/04	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA	
07/27/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	<0.47	NA	
NR 140 ES	5	700	1,000	10,000	480	60	5	40	15	
NR 140 PAL	0.5	140	200	1,000	96	12	0.5	8	1.5	

Note: All results listed in parts per billion (ppb) unless otherwise indicated.

Bold - exceedence of NR 140 Enforcement Standard (ES)

Italics - exceedence of NR 140 Preventative Action Limit (PAL)

* Asterick indicates analyte detected between LOD and LOQ

** - PAH analytical method 8270C-SIM

TMB - Trimethylbenzene

MTBE - Methyl t-butyl ether

DCA - Dichloroethane

Pb - Lead

TABLE 6 (continued)
Groundwater Sample Laboratory Analytical Results
Lake Magnor Store
Clayton, Wisconsin

Well#	MW-4	Top of Well Screen (msl): 94.91'				Length of Well Screen: 15'			
Sample Date	Benzene	Ethylbenzene	Toluene	Xylenes (total)	TMBs (total)	MTBE	1,2-DCA	Naphthalene	Dissolved Pb
04/03/01	1,400	440	2,600	4,600	1,790	<9.4	<7	210	<1
08/31/01	170	360	120	2,100	2,850	<23	NA	240	<1
12/22/01	310	670	170	1,900	3,100	<23	NA	370	<1
03/06/02	340	700	120	2,000	3,000	<25	NA	420	NA
05/30/02	170	300	53*	2,500	3,600	<25	NA	500	NA
09/10/02	48	100	15	620	2,490	<2.1	NA	340	NA
12/11/02	53	200	42	1,430	3,600	<4.3	NA	450	NA
03/13/03	210	850	110	2,050	3,400	<4.3	NA	520	NA
07/01/03	32	170	24	1,200	2,400	<5.8	NA	320	NA
01/12/04	53	340	44	1,360	3,500	6.2	NA	430	NA
07/27/04	82	390	9.8	685	1,930	6.1	NA	270	NA
Well#	MW-5	Top of Well Screen (msl): 95.20'				Length of Well Screen: 15'			
08/31/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	<0.23	<0.69	<1
12/22/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	NA	<0.69	<1
03/06/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
05/30/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
09/10/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA
12/11/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA
03/13/03	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	<0.89	NA
07/01/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA
01/12/04	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	<0.58	NA
07/27/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	<0.47	NA
Well#	MW-6	Top of Well Screen (msl): 93.84'				Length of Well Screen: 15'			
08/31/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	<0.23	<0.69	1.0
12/22/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	NA	<0.69	<1
03/06/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
05/30/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
Well#	MW-7	Top of Well Screen (msl): 95.40'				Length of Well Screen: 10'			
01/12/04	3.4	1.5	<0.67	5.9	7.0	<0.61	<0.36	1.3	NA
07/27/04	1.5	0.69	<0.36	1.1	2.28	<0.36	NA	0.77	NA
Well#	MW-8	Top of Well Screen (msl): 93.93'				Length of Well Screen: 5'			
01/12/04	<0.41	<0.54	<0.67	<2.63	<1.80	<0.61	<0.36	<0.74	NA
07/27/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	<0.47	NA
Well#	PZ-1	Top of Well Screen (msl): 62.86'				Length of Well Screen: 5'			
08/31/01	<0.21	<0.22	<0.41	<0.69	<0.60	<0.46	<0.23	<0.69	<1
12/22/01	0.31	<0.22	<0.41	<0.69	<0.60	<0.46	NA	<0.69	<1
03/06/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
05/30/02	<0.43	<0.49	<0.63	<1.5	<1.14	<0.49	NA	<1.4	NA
NR 140 ES	5	700	1,000	10,000	480	60	5	40	15
NR 140 PAL	0.5	140	200	1,000	96	12	0.5	8	1.5

Note: All results listed in parts per billion (ppb) unless otherwise indicated.

Bold - exceedence of NR 140 Enforcement Standard (ES)

Italics - exceedence of NR 140 Preventative Action Limit (PAL)

* Asterick indicates analyte detected between LOD and LOQ

TMB - Trimethylbenzene

MTBE - Methyl t-butyl ether

DCA - Dichloroethane

Pb - Lead

TABLE 6 (continued)
Groundwater Sample Laboratory Analytical Results
Lake Magnor Store
Clayton, Wisconsin

Well#	ECS MW-1 Top of Well Screen (msl):					Length of Well Screen:			
Sample Date	Benzene	Ethylbenzene	Toluene	Xylenes (total)	TMBs (total)	MTBE	1,2-DCA	Naphthalene	Dissolved Pb
11/13/98	351	2,180	12,500	14,560	3,132	<250	<250	857	NA
Well#	ECS MW-2 Top of Well Screen (msl):					Length of Well Screen:			
11/13/98	41,500	25,900	140,000	156,400	71,100	<5,000	<5,000	15,400	NA
Well#	ECS MW-3 Top of Well Screen (msl):					Length of Well Screen:			
11/13/98	8,980	2,780	9,200	11,690	2,853	<100	<100	679	NA
NR 140 ES	5	700	1,000	10,000	480	60	5	40	15
NR 140 PAL	0.5	140	200	1,000	96	12	0.5	8	1.5

Note: All results listed in parts per billion (ppb) unless otherwise indicated.

Bold - exceedence of NR 140 Enforcement Standard (ES)

Italics - exceedence of NR 140 Preventative Action Limit (PAL)

TMB - Trimethylbenzene

MTBE - Methyl t-butyl ether

DCA - Dichloroethane

Pb - Lead

TABLE 7

Groundwater Sample PAH Analytical Results
Lake Magnor Store
Clayton, Wisconsin

Sample Date	Acenaphthene	Acenaphthylene	Anthracene	Benzo(a)anthracene	Benzo(a)pyrene	Benzo(b)fluoranthene	Benzo(ghi)perylene	Benzo(k)fluoranthene	Chrysene	Dibenzo(ah)anthracene	Fluoranthene	Fluorene	Indeno (123-cd)pyrene	1-Methyl naphthalene	2-Methyl naphthalene	Naphthalene	Phenanthrene	Pyrene
Well#	MW-1	Top of Well Screen (msl):		97.16		Length of Well Screen:		15										
04/03/01	<0.17	<1	<0.01	<0.074	<0.1	<0.065	<0.52	<0.01	<0.7	<0.42	<0.36	<0.33	<0.59	0.41	0.35	<0.22	<0.037	<0.059
Well#	MW-2	Top of Well Screen (msl):		96.37		Length of Well Screen:		15										
04/03/01	<0.17	1.5	<0.01	<0.074	<0.1	<0.065	<0.52	<0.01	<0.7	<0.42	<0.36	<0.33	<0.59	2	4.3	8.4	0.1	<0.059
01/12/04	<0.34	<0.36	<0.38	<0.23	<0.26	<0.25	<0.30	<0.36	<0.26	<0.30	<0.25	<0.32	<0.40	13	26	14	<0.30	<0.32
Well#	MW-3	Top of Well Screen (msl):		94.67		Length of Well Screen:		15										
04/03/01	<0.17	<1	<0.01	<0.074	<0.1	<0.065	<0.52	<0.01	<0.7	<0.42	<0.36	<0.33	<0.59	<0.21	<0.2	<0.22	<0.037	<0.059
Well#	MW-4	Top of Well Screen (msl):		94.91		Length of Well Screen:		15										
04/03/01	1.5	34	0.044	<0.074	<0.1	<0.065	<0.52	<0.01	<0.7	<0.42	1.1	<0.33	<0.59	67	100	200	0.53	<0.059
Well#	MW-7	Top of Well Screen (msl):		95.4		Length of Well Screen:		10										
07/27/04	<0.019	<0.019	<0.018	<0.020	<0.018	<0.018	0.050	<0.019	<0.016	<0.022	0.034	<0.022	<0.017	0.15	0.25	0.30	<0.020	0.081
Well#	MW-8	Top of Well Screen (msl):		93.93		Length of Well Screen:		5										
01/12/04	<0.017	<0.018	<0.019	<0.011	<0.013	<0.012	<0.015	<0.018	<0.013	<0.015	0.015	<0.016	<0.020	0.056	0.11	0.21	<0.015	0.030
NR 140 ES	NS	NS	3,000	NS	0.2	0.2	NS	NS	0.2	NS	400	400	NS	NS	NS	40	NS	250
NR 140 PAL	NS	NS	600	NS	0.02	0.02	NS	NS	0.02	NS	80	80	NS	NS	NS	8	NS	50

Notes: All values are in parts per billion

- Bold** - exceedence of NR 140 Enforcement Standard (ES)
- Italics* - exceedence of NR 140 Preventative Action Limit (PAL)
- NS - No Standard
- PAHs - Polycyclic aromatic hydrocarbons

TABLE 3
Soil Sample Laboratory Analytical Results
Lake Magnor Store
Clayton, Wisconsin

Boring & Sample	Sample Date	Depth * (ft bgs)	PID (ppm eq)	DRO (ppm)	GRO (ppm)	Benzene	Ethylbenzene	MTBE	Toluene	1,2,4-TMB	1,3,5-TMB	Xylenes (total)	Naphthalene	Naphthalene (by PAH method 8270)	1,2-DCA	Lead (ppm)	
ECS TP-1	09/18/98	8	ND	NA	1,060	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
ECS TP-2	09/18/98	8	ND	7.15	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
ECS HA-1	11/03/98	8	ND	NA	<6.1	46	<30	566	88	<30	<30	50	NA	NA	NA	NA	
ECS B-1	11/03/98	8	ND	<6.0	<6.0	291	132	<30	386	70	<30	254	NA	NA	NA	NA	
ECS B-3	11/03/98	6	ND	NA	<5.5	<27	<27	80	31	<27	<27	<50	NA	NA	NA	6.16	
ECS B-3	11/03/98	10	ND	NA	<5.7	126	43	<28	230	<28	<28	114	NA	NA	NA	NA	
ECS B-4	11/03/98	8	ND	NA	<5.6	<28	<28	<28	43	<28	<28	<56	NA	NA	NA	NA	
ECS MW-1	11/03/98	8	ND	<5.5	<5.5	90	41	<28	197	<28	<28	111	NA	NA	NA	NA	
ECS MW-2	11/03/98	6	ND	356	512	6,408	16,179	<437	54,105	52,205	16,517	108,897	NA	NA	NA	3.8	
		10	ND	NA	NA	11,358	8,853	<2,584	49,987	22,907	6,561	63,785	3,110	7,070	<2,584	NA	
ECS MW-3	11/03/98	8	ND	NA	28.1	179	609	<29	151	1,421	408	2,669	NA	NA	NA	NA	
MW-1	03/14/01	0-2	<10	NA	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	NA	
		9.5-11.5*	<10	<10	<10	<25	<25	<25	<25	<25	<25	<25	<75	NA	<44	NA	<6
TB-1	03/14/01	0-2	<10	NA	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	<6	
		9.5-11.5*	<10	<10	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	<6	
MW-2	03/14/01	0-2	<10	NA	<10	<25	<25	<25	<25	<25	<25	<75	NA	<44	NA	47	
		9.5-11.5*	65	<10	<10	<25	<25	<25	<25	<25	<25	<75	<25	<44	<25	<6	
MW-3	03/14/01	2-4	<10	NA	<10	<25	<25	<25	<25	<25	<25	<75	NA	<44	NA	<6	
		12-14*	<10	<10	<10	<25	<25	<25	<25	<25	<25	<75	NA	<44	NA	<6	
MW-4	03/14/01	2-4	<10	NA	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	<6	
		9.5-11.5*	>1000	NA	NA	73	1,800	<25	380	11,000	5,300	10,200	1,600	3,000	<25	NA	
		12-14*	127	44	100	920	2,300	<25	10,000	6,600	2,000	15,000	NA	NA	NA	<6	
MW-5	08/21/01	7.5-9.5*	<10	<10	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	NA	
MW-6	08/21/01	7.5-9.5*	<10	<10	<10	<25	<25	<25	<25	<25	<25	<75	NA	NA	NA	NA	
HA-1	08/21/01	0-2	<10	<10	<10	<25	<25	<25	<25	<25	<25	<75	NA	<10	NA	NA	
GP-101	12/22/03	2-4	<10	NA	NA	<25	<25	<25	70	<25	<25	<75	<25	NA	NA	NA	
		6-8	263	NA	NA	<25	45	<25	<25	320	490	130	640	NA	NA	NA	
		8-10	55	NA	NA	<50	190	<50	<50	2,800	2,200	870	2,000	NA	NA	NA	
GP-102	12/22/03	2-4	60	NA	NA	32	160	<25	50	180	110	321	NA	91	NA	NA	
		8-10	523	NA	NA	480	16,000	490	3,800	50,000	17,000	89,000	NA	1,100	NA	NA	
GP-103	12/22/03	2-4	78	NA	NA	1,900	1,800	55	2,700	550	260	5,900	34	NA	NA	NA	
		8-10	921	NA	NA	6,900	27,000	580	63,000	81,000	27,000	156,000	9,800	NA	NA	NA	
GP-104	12/22/03	2-4	12	NA	NA	61	98	<25	62	92	<25	371	36	NA	NA	NA	
		6-8	10	NA	NA	<25	<25	<25	<25	<25	<25	<75	<25	NA	NA	NA	
GP-105	12/22/03	2-4	<10	NA	NA	<25	<25	<25	82	<25	<25	65	<25	NA	NA	NA	
		8-10	<10	NA	NA	<25	<25	<25	<25	<25	<25	<75	<25	NA	NA	NA	
MW-7	12/22/03	0-2	<10	NA	NA	<25	<25	<25	35	33	<25	63	<25	NA	NA	NA	
		8-10	<10	NA	NA	<25	<25	<25	<25	<25	<25	<75	<25	NA	NA	NA	
MW-8	12/22/03	3-4	<10	NA	NA	<25	<25	<25	<25	<25	<25	<75	<25	<19	NA	NA	
NR 720.09 RCLs				100	100	5.5	2,900	NS	1,500	NS	NS	4,100	NS	NS	4.9	50 ¹	
NR 746.06 Table 1 (product indicator)				NS	NS	8,500	4,600	NS	38,000	83,000	11,000	42,000	2,700	2,700	NS	NS	NS
NR 746.06 Table 2 (direct contact standard)				NS	NS	1,100	NS	NS	NS	NS	NS	NS	NS	NS	540	NS	NS
RR-519-97 Table 1 (Suggested Non-industrial direct contact pathway RCLs)				NS	NS	NS	NS	NS	NS	NS	NS	NS	20,000	20,000	NS	NS	NS
RR-519-97 Table 1 (Suggested Groundwater pathway RCLs)				NA	NS	NS	NS	NS	NS	NS	NS	NS	400	400	NS	NS	NS

Note:

Concentrations in parts per billion (ppb) unless otherwise noted

Bold - exceedence of the above listed standards

* sample was taken at or below the historic measured high water table

¹ - NR 720.11 Table 2 non-industrial direct contact RCL

GRO - Gasoline range organics
DRO - Diesel range organics
MTBE - Methyl t-butyl ether
PID - Photoionization detector
ppm - parts per million

ppm eq - part per million equivalent
RCL - Residual Contaminant Level
ft bgs - feet below ground surface
PAH - Polycyclic Aromatic Hydrocarbon

TMB - Trimethylbenzene
DCA - Dichloroethane
NA - Not Analyzed
NS - No Standard

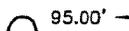
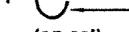
TABLE 4
Soil Sample PAH Analytical Results
Lake Magnor Store
Clayton, Wisconsin

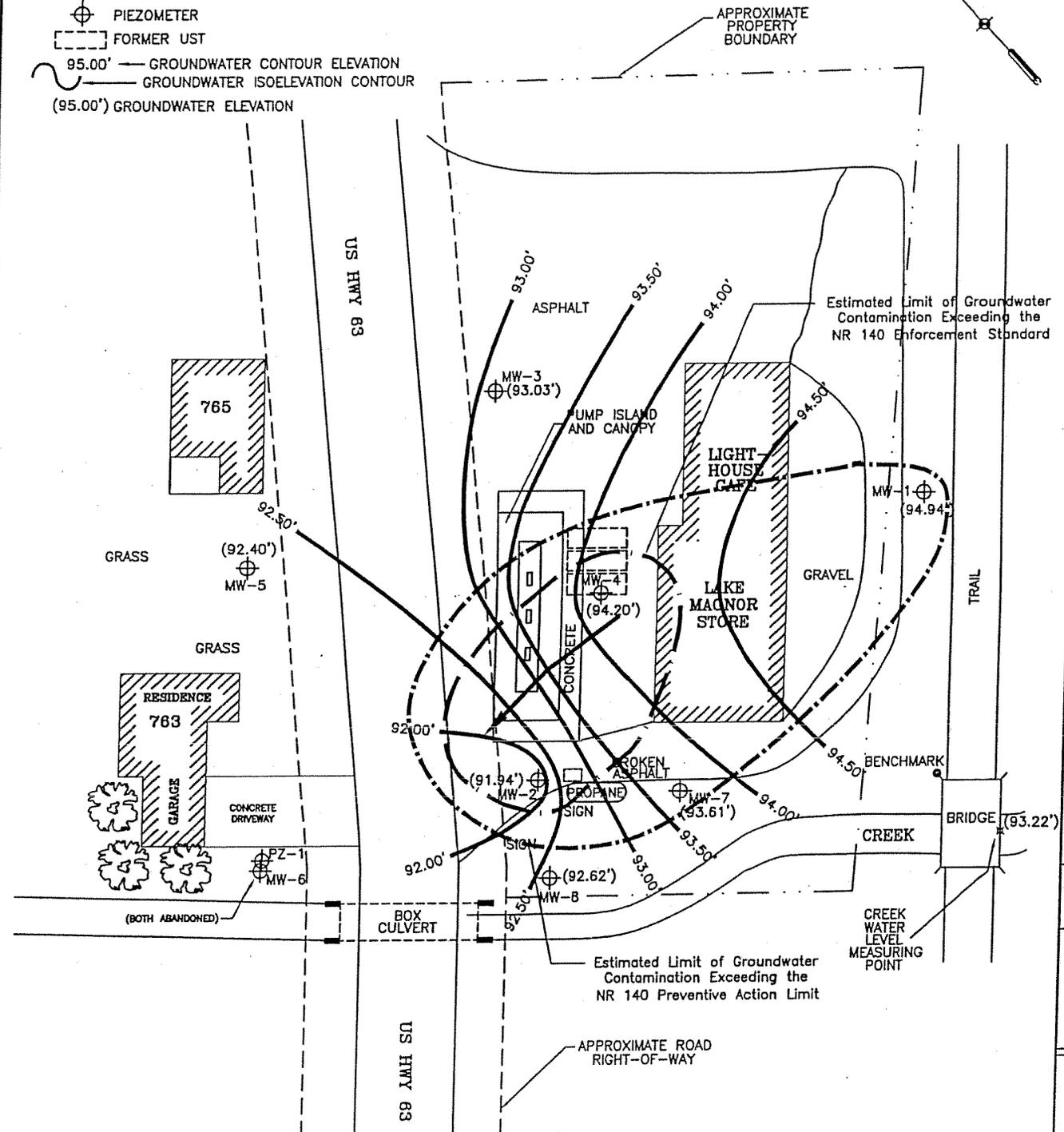
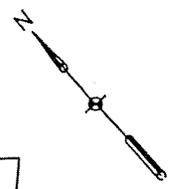
Boring & Sample	Sample Date	Depth * (ft bgs)	PID (ppm eq)	Acenaphthene	Acenaphthylene	Anthracene	Benzo[a]-anthracene	Benzo[a]-pyrene	Benzo[b]-fluoranthene	Benzo[g,h,i]-perylene	Benzo[k]-fluoranthene	Chrysene	Dibenzo[a,h]-anthracene	Fluoranthene	Fluorene	Indeno[1,2,3-cd]pyrene	1-Methyl naphthalene	2-Methyl naphthalene	Naphthalene	Phenanthrene	Pyrene
ECS MW-2	11/03/98	10*	ND	<4.8	<3.5	<1.3	<2.6	<2.6	<1.3	3.37	<1.3	<1.7	<2.6	<1.7	<1.7	<1.7	5,660	9,320	7,070	<3.5	<7.4
MW-1	03/14/01	0-2	<10	<35	<35	<36	<46	<47	<53	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
TB-1	03/14/01	0-2	<10	<35	<35	<36	<46	<47	<53	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
MW-2	03/14/01	0-2	<10	<35	68	47	190	240	210	160	150	220	60	330	<20	140	<65	<87	<44	110	550
MW-3	03/14/01	9.5-11.5*	65	<35	<35	<36	<46	<47	<53	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
MW-4	03/14/01	2-4	<10	<35	<35	<36	<46	<47	<53	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
		9.5-11.5*	>1000	<35	<35	<36	52	<47	53	<56	<99	52	<52	110	31	<67	2,400	4,900	3,000	110	110
ES-1**	04/03/01	0.25	NA	<35	<35	<36	<46	<47	<46	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
WS-1**	04/03/01	0.25	NA	<35	<35	<36	31	37	<46	<56	<99	<47	<52	<21	<20	<67	<65	<87	<44	<41	<46
MW-5	08/21/01	0-2	<10	<13	<10	<11	<10	<17	<24	<10	<37	<10	<10	<10	<11	<13	<10	<17	<10	<12	<13
MW-6	08/21/01	0-2	<10	<13	<10	<11	19	<17	27	12	<37	22	<10	27	<11	<13	<10	<17	<10	<12	<13
TB-2	08/21/01	2-4	22	<35	<10	<11	18	<17	<24	<10	<37	22	<10	10	<11	<13	<10	<17	<10	13	37
TB-3	08/21/01	0-2	<10	<35	<10	<11	22	<17	<24	<10	<37	22	<10	21	<11	<13	<10	29	25	<12	20
HA-1	08/21/01	0-2	<10	<35	<10	<11	84	33	43	31	<37	47	<10	10	<11	<13	<10	<17	<10	<12	18
GP-102	12/22/03	2-4	60	100	<40	94	40	42	44	<27	<20	170	<16	48	360	<24	660	830	91	920	240
		8-10	523	<27	<44	<27	<15	<15	<16	<29	<22	<17	<18	48	360	<24	660	830	91	920	240
MW-8	12/22/03	3-4	<10	<28	<46	<28	<15	<15	<17	<31	<23	<18	<19	<20	<15	<28	<18	<19	<19	<20	<33
NR 746.06 Table 1 (free product indicator values)				NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	2,700	NS	NS
RR-519-97 Table 1 (Suggested Non-industrial direct contact pathway RCLs)				900,000	18,000	5,000,000	88	8.8	88	1,800	880	8,800	8.8	600,000	600,000	88	1,100,000	600,000	20,000	18,000	500,000
RR-519-97 Table 1 (Suggested Groundwater pathway RCLs)				38,000	700	3,000,000	17,000	48,000	360,000	680,000	870,000	37,000	38,000	500,000	100,000	680,000	23,000	20,000	400	1,800	8,700,000

Note: Concentrations in parts per billion (ppb) unless otherwise noted,
 Bold - exceedence of the above listed standards
 *Data with asterick indicates sample was taken at or below the historic measured high water table
 ** Sample taken from stockpiled soil at landspreading site

NS - No standard
 ft bgs - feet below ground surface
 PID - Photoionization detector
 ppm eq - part per million equivalent

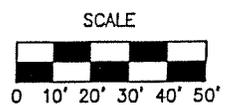
LEGEND

-  MONITORING WELL
-  PIEZOMETER
-  FORMER UST
-  95.00' — GROUNDWATER CONTOUR ELEVATION
-  — GROUNDWATER ISOELEVATION CONTOUR (95.00') GROUNDWATER ELEVATION



DATE	ENGINEER
DATE	ENGINEER
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
ARW	2/20/06
DRAWN BY:	
DRAWING NO.	990058-08


Shaw® Shaw Environmental, Inc.
 831 Critter Court
 Onalaska, Wisconsin 54650



POTENTIOMETRIC SURFACE & GROUNDWATER
 CONTAMINANT DISTRIBUTION (7/27/04)
 LAKE MAGNOR STORE SITE
 CLAYTON, WISCONSIN

FIGURE NO.
 8

Table 5
Groundwater Elevation Data
Lake Magnor Store
Clayton, Wisconsin

Well# MW-1			Well# MW-2			Well# MW-3		
Surface Elevation			Surface Elevation			Surface Elevation		
Top of Casing Elevation		100.09	Top of Casing Elevation		100.71	Top of Casing Elevation		100.98
Top of Casing (resurveyed 1-12-04)		100.15	Top of Casing (resurveyed 1-12-04)		100.69	Top of Casing (resurveyed 1-12-04)		100.98
Top of Screen Elevation		97.16	Top of Screen Elevation		96.37	Top of Screen Elevation		94.67
Bottom of Screen Elevation		82.16	Bottom of Screen Elevation		81.37	Bottom of Screen Elevation		79.67
Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation
04/03/01	5.76	94.33	04/03/01	9.73	90.98	04/03/01	9.36	91.62
07/11/01	5.02	95.07	07/11/01	8.26	92.45	07/11/01	7.22	93.76
08/31/01	5.20	94.89	08/31/01	8.75	91.96	08/31/01	8.11	92.87
12/22/01	4.74	95.35	12/22/01	8.40	92.31	12/22/01	7.83	93.15
03/05/02	NM	NM	03/05/02	9.31	91.40	03/05/02	8.89	92.09
05/30/02	3.42	96.67	05/30/02	6.56	94.15	05/30/02	6.28	94.70
06/20/02	3.94	96.15	06/20/02	6.91	93.80	06/20/02	6.75	94.23
09/10/02	3.46	96.63	09/10/02	6.16	94.55	09/10/02	6.27	94.71
12/10/02	5.31	94.78	12/10/02	7.81	92.90	12/10/02	7.56	93.42
03/13/03	7.22	92.87	03/13/03	9.51	91.20	03/13/03	9.83	91.15
07/01/03	4.26	95.83	07/01/03	7.22	93.49	07/01/03	6.85	94.13
01/12/04	7.22	92.93	01/12/04	9.92	90.77	01/12/04	9.77	91.21
07/27/04	5.21	94.94	07/27/04	8.75	91.94	07/27/04	7.95	93.03

Note: Measurements are in feet; elevations are relative to an onsite benchmark.
DTW - depth to water (from top of casing)

Table 5 (continued)
Groundwater Elevation Data
Lake Magnor Store
Clayton, Wisconsin

Well# MW-4			Well# MW-5			Well# MW-6			
Surface Elevation			Surface Elevation			Surface Elevation			
Top of Casing Elevation		101.36	Top of Casing Elevation		99.44	Top of Casing Elevation		96.69	
Top of Casing (resurveyed 1-12-04)		101.42	Top of Casing (resurveyed 1-12-04)		99.40	Top of Casing (resurveyed 1-12-04)		abandoned	
Top of Screen Elevation		94.91	Top of Screen Elevation		95.20	Top of Screen Elevation		93.84	
Bottom of Screen Elevation		79.91	Bottom of Screen Elevation		80.20	Bottom of Screen Elevation		78.84	
Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation	
04/03/01	9.48	91.88	Installed 8/21/01						
07/11/01	6.88	94.48							
08/31/01	7.56	93.80	08/31/01	6.91	92.53	08/31/01	5.17	91.52	
12/22/01	7.99	93.37	12/22/01	6.50	92.94	12/22/01	4.53	92.16	
03/05/02	9.69	91.67	03/05/02	7.40	92.04	03/05/02	5.54	91.15	
05/30/02	6.16	95.20	05/30/02	5.53	93.91	05/30/02	3.78	92.91	
06/20/02	6.31	95.05	06/20/02	5.77	93.67	06/20/02	4.16	92.53	
09/10/02	5.98	95.38	09/10/02	5.24	94.20	Abandoned on 6/20/02			
12/10/02	7.11	94.25	12/10/02	6.55	92.89				
03/13/03	NM*	NM	03/13/03	8.49	90.95				
07/01/03	6.45	94.91	07/01/03	5.84	93.60				
01/12/04	9.45	91.97	01/12/04	8.02	91.38				
07/27/04	7.22	94.20	07/27/04	7.00	92.40				

Note: Measurements are in feet; elevations are relative to an onsite benchmark.

DTW - depth to water (from top of casing)

* - accurate water elevation could not be taken from MW-4 due to problems with the water level indicator

Table 5 (continued)
Groundwater Elevation Data
Lake Magnor Store
Clayton, Wisconsin

Well# MW-7			Well# MW-8			Well# PZ-1		
Surface Elevation		100.59	Surface Elevation		96.09	Surface Elevation		
Top of Casing Elevation		--	Top of Casing Elevation		--	Top of Casing Elevation		96.96
Top of Casing (surveyed 1-12-04)		100.03	Top of Casing (surveyed 1-12-04)		97.73	Top of Casing (resurveyed 1-12-04)		abandoned
Top of Screen Elevation		95.40	Top of Screen Elevation		93.93	Top of Screen Elevation		62.86
Bottom of Screen Elevation		85.40	Bottom of Screen Elevation		88.93	Bottom of Screen Elevation		57.86
Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation	Measurement Date	DTW (Casing)	Groundwater Elevation
Installed 12/22/03			Installed 12/22/03			08/31/01	5.63	91.33
						12/22/01	5.00	91.96
						03/05/02	6.02	90.94
						05/30/02	4.25	92.71
						06/20/02	4.63	92.33
01/12/04	7.85	92.18	01/12/04	6.00	91.73	Abandoned on 6/20/02		
07/27/04	6.42	93.61	07/27/04	5.11	92.62			

Location		Railroad Bridge
Surface Elevation		--
Top of bottom rail (surveyed 1-12-04)		100.64
Top of Screen Elevation		--
Bottom of Screen Elevation		--
Measurement Date	DTW (Casing)	Groundwater Elevation
01/12/04	7.48 (to ice)	93.16
07/27/04	7.42	93.22

(water surface was smooth & flow was v. slow in creek)

Note: Measurements are in feet; elevations are relative to an onsite benchmark.
 DTW - depth to water (from orange paint marking on bottom bridge rail)

I Gary Peper, on behalf of The Lake Magnor Store, Responsible Party (RP) for the soil and groundwater contamination at the former Lake Magnor Store site located at 764 US Highway 63, in the Town of Clayton, Polk County, Wisconsin, do hereby certify that to the best of my knowledge the attached legal description includes all of the properties within the contaminated site boundaries.



Mr. Gary Peper

2-27-06

Date

Wolfe, Allan

From: TeBeest, Sharlene [sharlene.tebeest@dot.state.wi.us]
Sent: Wednesday, February 22, 2006 2:50 PM
To: Wolfe, Allan
Subject: RE: Right of way notification for US Highway 63 in Polk County

Thank you Allan,
I've received the notification for the Lak Magnor Store in Clayton, WI.

Please keep a copy of this e-mail for your file, it is the only confirmation you will receive.

Shar

Shar Te Beest
Hazardous Materials Specialist
Wisconsin Department of Transportation
Division of Transportation Systems Development
Bureau of Equity and Environmental Services
Phone (608) 266-1476; Fax (608) 266-7818;
Cell (608) 692-4546
e-mail: sharlene.tebeest@dot.state.wi.us

-----Original Message-----

From: Wolfe, Allan [mailto:Allan.Wolfe@shawgrp.com]
Sent: Tuesday, February 21, 2006 11:47 AM
To: sharlene.tebeest@dot.state.wi.us
Subject: Righth of way notification for US Highway 63 in Polk County

Please find the attached right-of-way notification for the Lake Magnor Store site located in Polk County, Wisconsin.

Thanks,

Allan Wolfe
Environmental Scientist
Shaw Environmental & Infrastructure
831 Critter Court
Onalaska, WI 54650
allan.wolfe@shawgrp.com
608.392.2514 direct phone
608.781.5470 office phone
608.781.5154 fax
www.shawgrp.com

*****Internet Email Confidentiality

Footer*****

2/22/2006

Privileged/Confidential Information may be contained in this message.

If you are not the addressee indicated in this message (or responsible for delivery of the message to such person), you may not copy or deliver this message to anyone. In such case, you should destroy this message and notify the sender by reply email. Please advise immediately if you or your employer do not consent to Internet email for messages of this kind. Opinions, conclusions and other information in this message that do not relate to the official business of The Shaw Group Inc. or its subsidiaries shall be understood as neither given nor endorsed by it.

The Shaw Group Inc.
<http://www.shawgrp.com>



February 28, 2006

Village Clerk
Village of Clayton
111 W. Clayton Ave.
Clayton, Wisconsin 54004

Re: **Notification of Soil and Groundwater Contamination at the Lake Magnor Site**
764 US Highway 63, Clayton, Wisconsin
WDNR BRRTS ID# 03-49-199724

Dear Sir or Madam:

Enclosed please find notification of soil and groundwater contamination within the US Highway 63 right-of-way in the Village of Clayton, Wisconsin. Attached for your reference are site maps illustrating the extent of groundwater and soil contamination.

If you have any questions or require more information, please do not hesitate to call me at (608) 392-2514 or e-mail me at allan.wolfe@shawgrp.com.

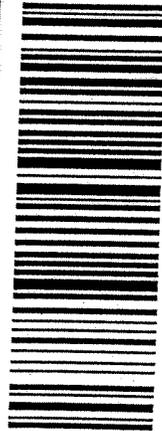
Sincerely,

Shaw Environmental, Inc.

Allan R. Wolfe
Environmental Scientist

Enclosures

CERTIFIED MAIL™



7005 0390 0002 8391 0113
ETD TEEB
7005 0390 0002 8391 0113
5000 0660 5000

U.S. Postal Service™		CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>			
For delivery information visit our website at www.usps.com			
OFFICIAL USE			
Postage	\$ 1.63	990058 ARW	
Certified Fee	2.40	Postmark Here	
Return Receipt Fee (Endorsement Required)	1.85		
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$ 4.88		
Sent To <i>Village Clerk / Village of Clayton</i>			
Street, Apt. No., or PO Box No. <i>111 W. Clayton Ave.</i>			
City, State, ZIP+4 <i>Clayton WI 54004</i>			
PS Form 3800, June 2002		See Reverse for Instructions	



February 28, 2006

Village Clerk
Village of Clayton
111 W. Clayton Ave.
Clayton, Wisconsin 54004

**Re: Notification of Soil and Groundwater Contamination at the Lake Magnor Site
764 US Highway 63, Clayton, Wisconsin
WDNR BRRTS ID# 03-49-199724**

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If you have any questions or require more information, please do not hesitate to call me at (608) 392-2514 or e-mail me at allan.wolfe@shawgrp.com.

Sincerely,

Shaw Environmental, Inc.

A handwritten signature in black ink that reads "Allan R. Wolfe". The signature is written in a cursive style with a large, prominent "A" and "W".

Allan R. Wolfe
Environmental Scientist

Enclosures

Notification of Contamination within the Right-of-Way

County: Polk
Highway: US Highway 63
Site Name: Lake Magnor Store
Site Address: 764 US Highway 63, Clayton, WI 54004
BRRTS Number: 03-49-199724
PECFA Number: 54004-3319-64

Owner's Name: Mr. Gary Peper
Owner's Address: 764 US Highway 63, Clayton, WI 54004
Responsible party name: Lake Magnor Store
Responsible party address: 764 US Highway 63, Clayton, WI 54004

Consulting Firm: Shaw Environmental, Inc
Consultant Contact: Allan Wolfe
Consultant Address: 831 Critter Court, Suite 400, Onalaska, WI 54650
Consultant Phone: 608-392-2514 **Fax:** 608-781-5154
Consultant E-mail: allan.wolfe@shawgrp.com

Soil contamination? Yes

Depth to contaminated soil: soil contamination was confirmed in samples collected from 2 to 4 feet below ground surface.

Vertical extent of contaminated soil: Contamination was confirmed from 8 to 10 feet below ground surface within the right-of-way.

Groundwater contamination? Yes

Depth to water table: Ranges from 3 feet to 10 feet below ground surface

Describe the type(s) of contamination present.

Petroleum contamination in the soils at the site. Residual soil contamination above NR 720 and NR 746 standards is present within the indicated right-of-way.

Groundwater petroleum contamination exceeding the NR 140 enforcement standard is present within the right-of-way.

Brief summary of cleanup activity: In conjunction with the underground storage tank removal in 1999, a remedial excavation was performed to remove the source of petroleum contamination in the soils above the water table. Natural attenuation mechanisms are operating at the site, and will bring groundwater contaminant concentrations under NR 140 Preventive Action Limits within a reasonable period of time.

Figures 7 and 8 show the residual soil and groundwater contamination, respectively, that exceeds regulatory limits.

LEGEND

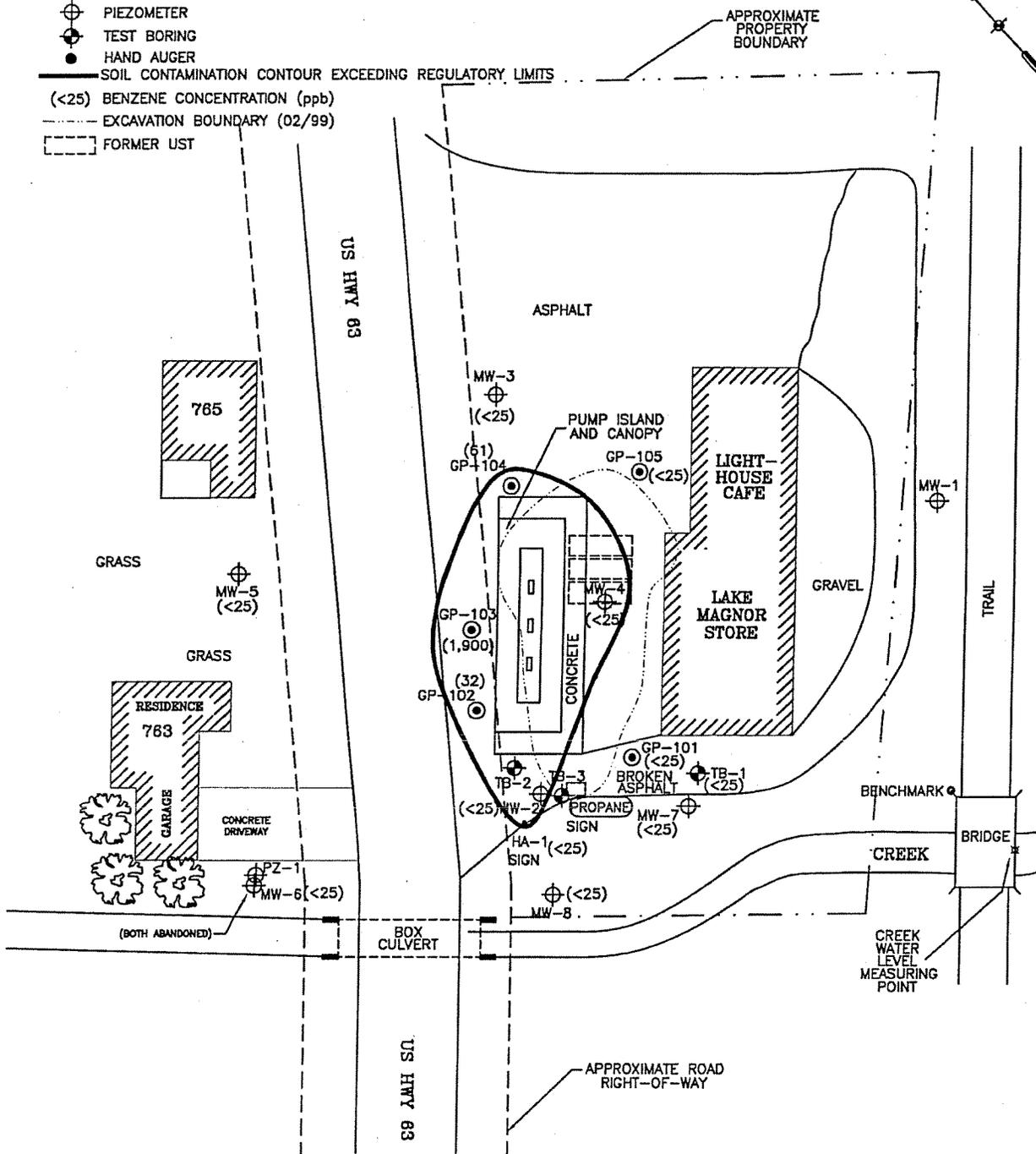
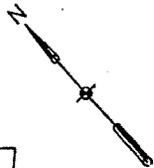
- MONITORING WELL
- PIEZOMETER
- TEST BORING
- HAND AUGER

SOIL CONTAMINATION CONTOUR EXCEEDING REGULATORY LIMITS

(<25) BENZENE CONCENTRATION (ppb)

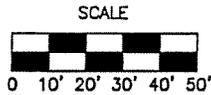
EXCAVATION BOUNDARY (02/99)

FORMER UST



ENGINEER	DATE
ENGINEER	DATE
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
5/25/06	
ARW	
DRAWN BY:	
990058-07A	

Shaw® Shaw Environmental, Inc.
 831 Center Court
 Onalaska, Wisconsin 54650



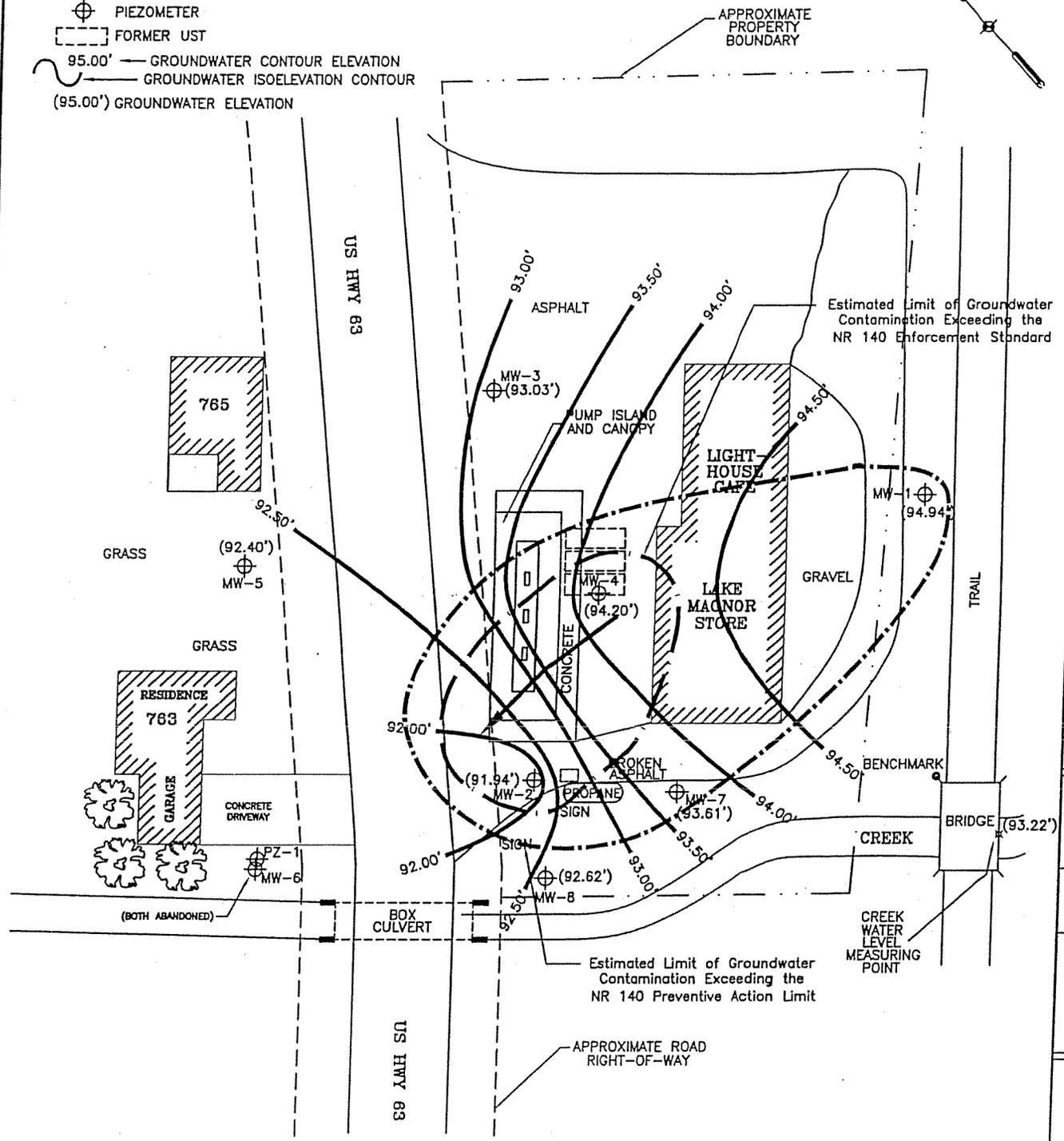
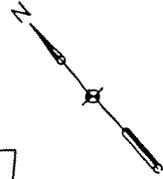
SOIL CONTAMINANT
 DISTRIBUTION
 LAKE MAGNOR STORE SITE
 CLAYTON, WISCONSIN

FIGURE NO.
7

LEGEND

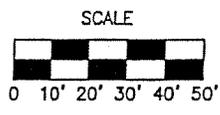
- MONITORING WELL
- PIEZOMETER
- FORMER UST

95.00' — GROUNDWATER CONTOUR ELEVATION
 — GROUNDWATER ISOELEVATION CONTOUR
 (95.00') GROUNDWATER ELEVATION



ENGINEER	DATE
ENGINEER	DATE
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
ARW	2/20/06
DRAWN BY:	990058-08
DRAWING NO.	

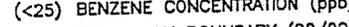
Shaw® Shaw Environmental, Inc.
 831 Cntter Court
 Onalaska, Wisconsin 54650

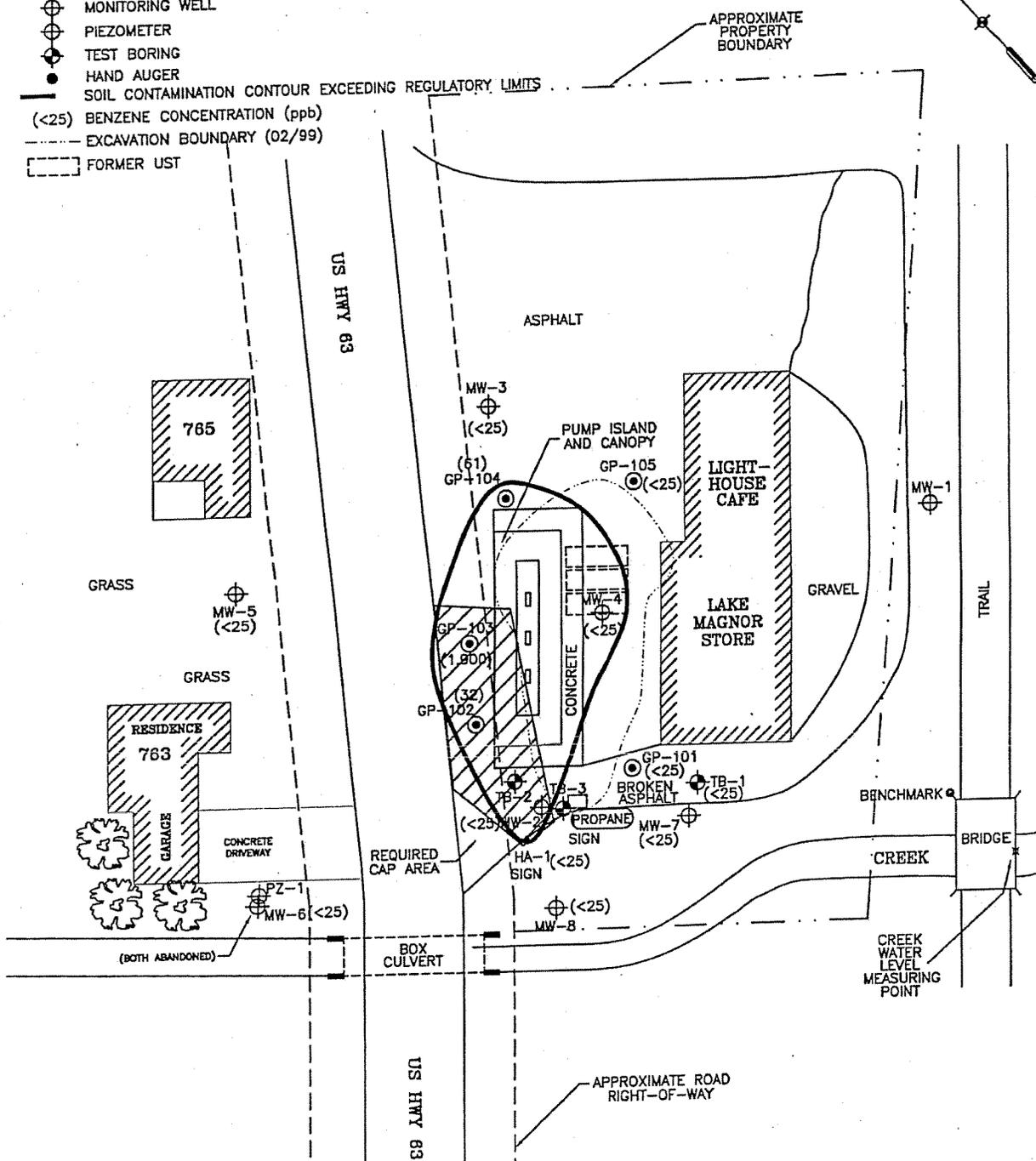
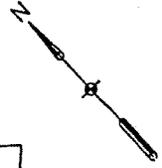


POTENTIOMETRIC SURFACE & GROUNDWATER
 CONTAMINANT DISTRIBUTION (7/27/04)
 LAKE MAGNOR STORE SITE
 CLAYTON, WISCONSIN

FIGURE NO.
8

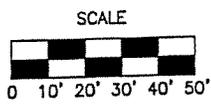
LEGEND

-  MONITORING WELL
-  PIEZOMETER
-  TEST BORING
-  HAND AUGER
-  SOIL CONTAMINATION CONTOUR EXCEEDING REGULATORY LIMITS
-  (<25) BENZENE CONCENTRATION (ppb)
-  EXCAVATION BOUNDARY (02/99)
-  FORMER UST



ENGINEER	DATE
ENGINEER	DATE
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
5/25/06	
ARW	
DRAWN BY:	
990058-06b	
DRAWING NO.	


Shaw® Shaw Environmental, Inc.
 831 Center Court
 Onalaska, Wisconsin 54650



SURFACE CAP AREA TO BE MAINTAINED
 LAKE MAGNOR STORE SITE
 CLAYTON, WISCONSIN

FIGURE NO.
9

Document Number

DEED RESTRICTION

Declaration of Restrictions

In Re: Section 27/33NR15W
Lot 91, Magnor Lake Assessors Plat, Polk
County, Wisconsin

STATE OF WISCONSIN)
) ss
COUNTY OF Polk)

WHEREAS, Gary H. Peper and Mardelle R. Peper,
WMPRA are the owners of the above-described
property.

WHEREAS, one or more gasoline discharges have
occurred on this property, and as of December 22,
2003, when soil samples were collected on this property, petroleum-contaminated
soil remained on this property, located within the area identified on the attached
figure, Figure 9, and extends from the property to the WDOT right of way for US
Highway 63.

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

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:

The pavement or other impervious cap that existed on the above-described
property in the location shown on the attached map, labeled Exhibit A on the date
that this restriction was signed shall be maintained in compliance with the
Asphalt Cap Maintenance Plan dated February 20, 2006 that was submitted to
the Wisconsin Department of Commerce by Mr. Gary Peper of the Lake Magnor
Store, as required by section NR 724.13 (2), Wis. Adm. Code (October 1999). A
copy of the maintenance plan can be found at The Lake Magnor Store site office.
This pavement or other impervious cap must be maintained in order to minimize
the infiltration of water and prevent additional groundwater contamination that
would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code,
and to prevent direct contact with residual soil contamination that might otherwise

August, 2005

POLK COUNTY, WISCONSIN
Received for record this
5th day of June
AD 2006 at 11:55 AM
and recorded in
Volume 989
of records Page 556
Document Number: 717465

Lauria Anderson

Lauria Anderson
Register of Deeds

Recording Area

Name and Return Address

GARY H PEPER
764 Hwy 63
Clayton Wis 54004

016-630-0 & 016-624-0

Parcel Identification Number

pose a threat to human health. If soil that remains on the property in the location or locations described above where there is residual contamination is excavated in the future, the soil must be sampled and analyzed, may be considered solid or hazardous waste if residual contamination remains and must be stored, treated and disposed in compliance with applicable statutes and rules.

The asphalt and or concrete cap that existed on the above-described property on the date that this restriction was signed forms a barrier that must be maintained in order to minimize the infiltration of water and prevent additional groundwater contamination that would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code, and to prevent direct contact with residual soil contamination that might otherwise pose a threat to human health. The required cap shall be maintained on the above-described property in the locations shown on the attached map, labeled "Exhibit A" unless another barrier that reduces infiltration to the greatest extent practicable is installed and maintained in its place. The existing cap, and any replacement barrier, shall be maintained on the above-described property in compliance with the "Asphalt Cap Maintenance Plan" dated February 20, 2006, that was submitted to the Wisconsin Department of Commerce by Mr. Gary Peper of the Lake Magnor Store, as required by section NR 724.13 (2), Wis. Adm. Code (October 1999). A copy of the maintenance plan can be found at 764 US Highway 63, Clayton, Wisconsin 54004. If soil that remains on the property in the location or locations described above where there is residual contamination is excavated in the future, the soil must be sampled and analyzed, may be considered solid or hazardous waste if residual contamination remains and must be stored, treated and disposed in compliance with applicable statutes and rules.

In addition, the following activities are prohibited on any portion of the above-described property where pavement and or concrete is required, as shown on Exhibit A, unless prior written approval has been obtained from the Wisconsin Department of Commerce or its successor or assign: (1) Replacement with another barrier; (2) Excavating or grading of the land surface; (3) Filling on capped or paved areas; (4) Plowing for agricultural cultivation; and (5) Construction or placement of a building or other structure in an area where pavement and or concrete is required.

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 inures to the benefit of and is enforceable by the Wisconsin Department of Commerce, its successors or assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

August, 2005

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Commerce or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, the Wisconsin Department of Commerce shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded by the property owner or other interested party to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, Mr. Gary Peper asserts that he or she is duly authorized to sign this document on behalf of the Lake Magnor Store.

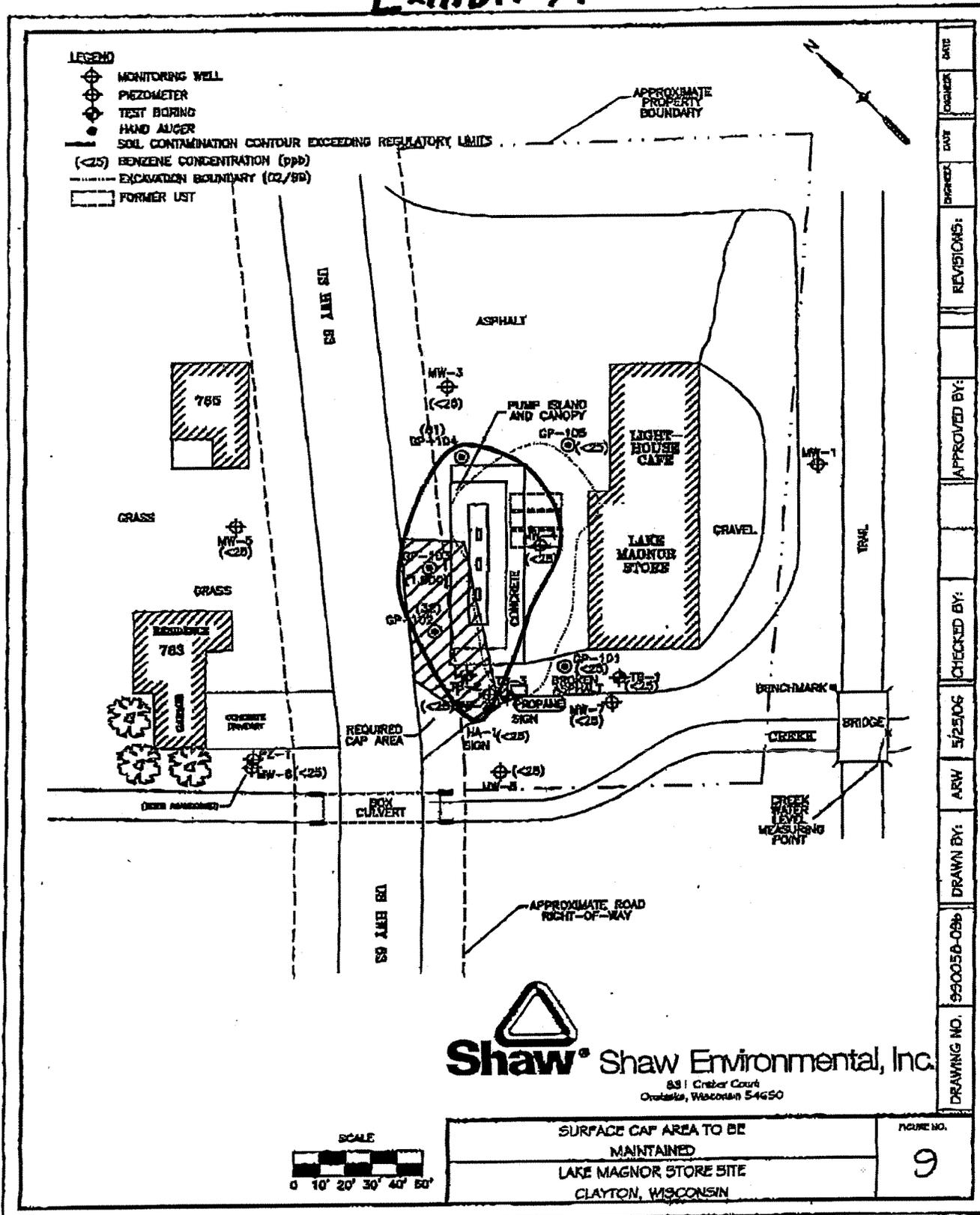
IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 5th day of June, 2006.

Signature: Gary H Peper
Printed Name: GARY H Peper

Subscribed and sworn to before me
this 5th day of June, 2006
Paul Alberto
Notary Public, State of WI
My Commission County Clerk

This document was drafted by Shaw Environmental, Inc. based on a model deed restriction provided by the Wisconsin Department of Natural Resources.

Exhibit A



DATE	
CREATED	
DATE	
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
5/25/06	
ARW	
DRAWN BY:	
990058-08b	
DRAWING NO.	

Shaw Shaw Environmental, Inc.
 831 Creber Court
 Oostauka, Wisconsin 54650



SURFACE CAP AREA TO BE MAINTAINED	FIGURE NO. 9
LAKE MAGNOR STORE SITE CLAYTON, WISCONSIN	

ASPHALT PAVEMENT MAINTENANCE PLAN

February 20, 2006

Property Located at:
764 US Highway 63
Clayton, WI 54004
WDNR BRRTS #03-49-199724

LEGAL DESCRIPTION

Section 27 / 33N / R15W
Lot 91, Magnor Lake Assessors Plat, Polk County, Wisconsin

TAX PARCEL ID# 016-630-0 and 016-624-0

Introduction

This document is the Maintenance Plan for an asphalt pavement cover barrier at the above-referenced property in accordance with the requirements of s. NR 724.13(2), Wisconsin Administrative Code. The maintenance activities relate to the existing paved surfaces occupying the area over the contaminated soil on-site. A gasoline release contaminated the soils with PVOC, GRO, and PAH constituents above regulatory standards. The location of the paved surfaces to be maintained in accordance with this Maintenance Plan, as well as the impacted soil is identified in the attached map (Exhibit A).

Cover and Building Barrier Purpose

The paved surfaces over the contaminated soil 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 future use of the property, the barrier should function as intended unless disturbed.

Annual Inspection

The paved surfaces overlying the contaminated soil and as depicted in Exhibit A will be inspected once a year, normally in the spring after all snow and ice is gone, for deterioration, cracks and other potential problems that can cause additional infiltration into 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 soils have become or are 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 as Exhibit B, Asphalt Cap Inspection Log.

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 must be available upon request. The inspection log, in its entirety, must be provided to future property owners in the event of a sale of the property.

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 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 and provide them with appropriate personal protection equipment ("PPE"). The owner must also sample any soil that is excavated from the site prior to disposal to ascertain if 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 the building overlying the soil 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 indicated otherwise by the Wisconsin Department of Commerce (COMM) or its successor.

The property owner, in order to maintain the integrity of the paved surfaces and/or the 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 the written approval of COMM.

Contact Information

February 2006

Site Owner and Operator:

Gary Peper
764 US Highway 63
Clayton, WI 54004
(715) 948-2935

Consultant:

Shaw Environmental, Inc.
831 Critter Court, Suite 400
Onalaska, WI 54650-8674
(608) 781-5470

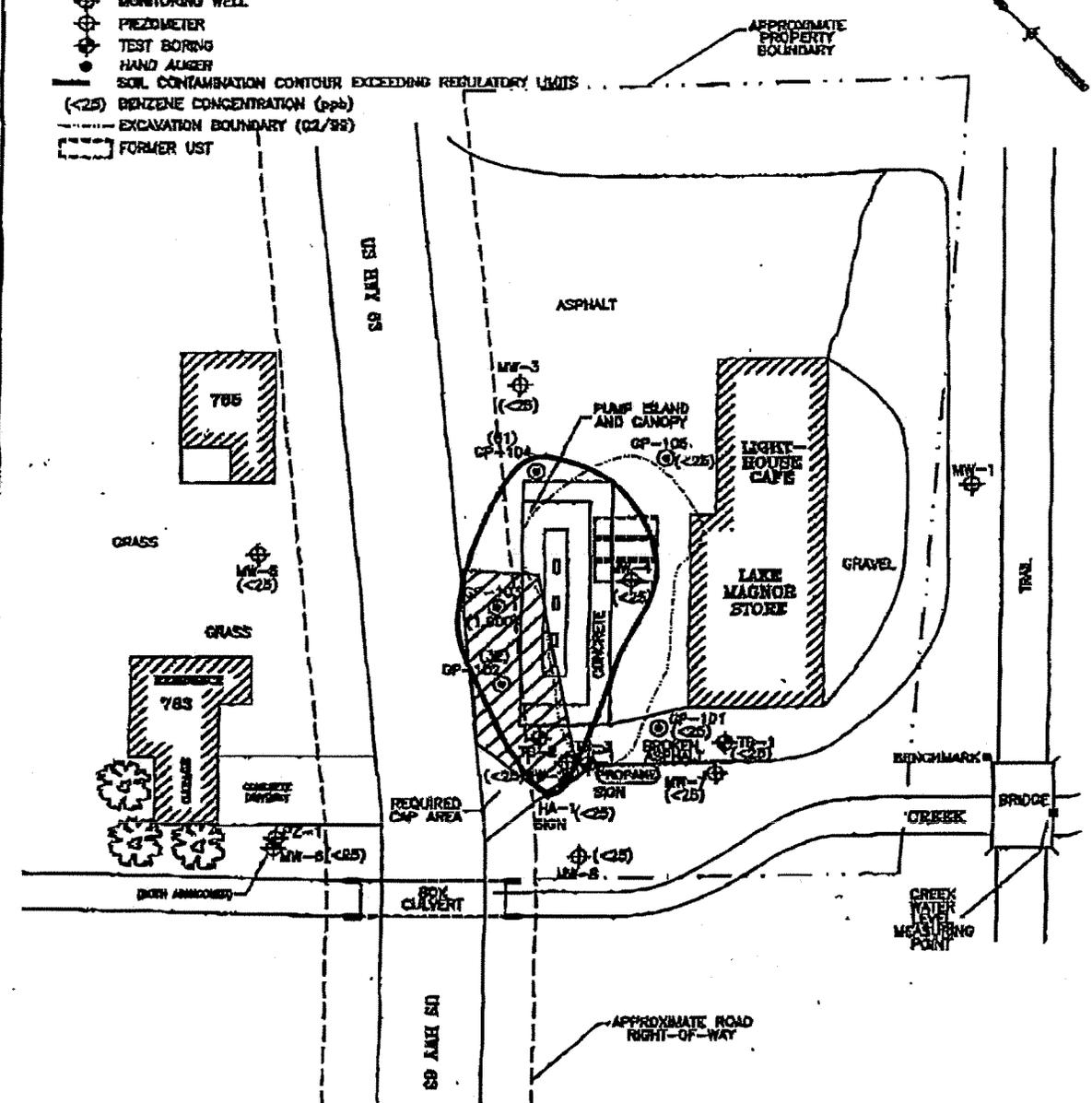
COMM:

Shawn Wenzel
Wisconsin Department of Commerce
P.O. Box 8044
Madison, WI 53708-8044
(608) 261-5401

Exhibit A

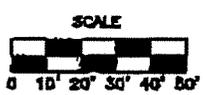
LEGEND

- MONITORING WELL
- PIEZOMETER
- TEST BORING
- HAND AUGER
- SOIL CONTAMINATION CONTOUR EXCEEDING REGULATORY LIMITS
- (<25) BENZENE CONCENTRATION (ppb)
- EXCAVATION BOUNDARY (02/88)
- FORMER UST



DATE	REVISIONS:	APPROVED BY:	CHECKED BY:	5/25/06	ARW	DRAWN BY:	159005B-08B	DRAWING NO.
------	------------	--------------	-------------	---------	-----	-----------	-------------	-------------

Shaw Shaw Environmental, Inc.
 631 Center Court
 Oshkosh, Wisconsin 54601



SURFACE CAP AREA TO BE MAINTAINED LAKE MAGNOR STORE SITE CLAYTON, WISCONSIN	FIGURE NO. 9
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