

GIS REGISTRY INFORMATION

SITE NAME: Presque Isle Amoco
BRRTS #: 03-642110606 FID # (if appropriate):
COMMERCE #: (if appropriate) 54557-9701-00
CLOSURE DATE: 5/3/06
STREET ADDRESS: 11610 CTH W
CITY: Presque Isle
SOURCE PROPERTY GPS COORDINATES (meters in WTM91 projection): x= 540900 y= 641198

CONTAMINATED MEDIA: Groundwater [ ] Soil [ ] Both [X]
OFF-SOURCE CONTAMINATION (>ES): [ ] Yes [X] No

IF YES, STREET ADDRESS 1:
GPS COORDINATES (meters in WTM91 projection): X= Y=

Off -Source SOIL CONTAMINATION >GENERIC OR SITE-SPECIFIC RCL (SSRCL): [ ] Yes [X] No

IF YES, STREET ADDRESS 1:
GPS COORDINATES (meters in WTM91 projection): X= Y=

CONTAMINATION IN RIGHT OF WAY: [X] Yes [ ] No

DOCUMENTS NEEDED:

- Closure Letter, and any conditional closure letter issued
Copy of most recent deed, including legal description, for all affected properties
Certified survey map or relevant portion of the recorded plat map (if referenced in the legal description) for all affected properties N/A
County Parcel ID number, if used for county, for all affected properties 1190
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.
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.
Tables of Latest Groundwater Analytical Results (no shading or cross-hatching)
Tables of Latest Soil Analytical Results (no shading or cross-hatching)
Isoconcentration map(s), if required for site investigation (SI) (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.
GW: Table of water level elevations, with sampling dates, and free product noted if present (on gw tables)
GW: Latest groundwater flow direction/monitoring well location map (should be 2 maps if maximum variation in flow direction is greater than 20 degrees)
SOIL: Latest horizontal extent of contamination exceeding generic or SSRCLs, with one contour.
Geologic cross-sections, if required for SI. (8.5x14" if paper copy)
RP certified statement that legal descriptions are complete and accurate
Copies of off-source notification letters (if applicable) N/A
Letter informing ROW owner of residual contamination (if applicable)(public, highway or railroad ROW)
Copy of (soil or land use) deed restriction(s) or deed notice if any required as a condition of closure.





## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Scott Hassett, Secretary  
John Gozdzialski, Regional Director

Northern Region Headquarters  
107 Sutliff Ave.  
Rhinelander, Wisconsin 54501-3349  
Telephone 715-365-8900  
FAX 715-365-8932  
TTY Access via relay - 711

May 18, 2006

Ms. Marge Thoma  
Rt 1, Box 1  
Presque Isle, WI 54557

Subject: Final Case Closure By Closure Committee With Conditions Met  
Presque Isle Amoco, 11610 CTH W, Presque Isle, WI  
BRRTS # 03-64-110606  
PECFA #54557-9701-00

Dear Ms. Thoma:

On October 6, 2005, the Northern Region Closure Committee reviewed the above referenced case for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On October 18, 2005, you were notified that the Closure Committee had granted conditional closure to this case.

On May 3, 2006, the Department received correspondence indicating that you have complied with the requirements of closure. Based on the correspondence and data provided, it appears that your case has been remediated to Department standards in accordance with s. NR 726.05, Wis. Adm. Code. The Department considers this case closed and no further investigation, remediation or other action is required at this time.

### **FUTURE EXCAVATION OF RESIDUAL CONTAMINATED SOIL**

Residual soil contamination remains as indicated in the information submitted to the Department of Natural Resources. If soil in these specific locations is excavated in the future, the property owner at the time of excavation will be required to sample and analyze the excavated soil to determine whether the contamination still remains. If contamination remains, all current and future owners and occupants of the property need to be aware that excavation of the contaminated soil may pose an inhalation or other direct contact hazard at the time of excavation. **Special precautions may need to be taken during excavation activities to prevent a direct contact health threat to humans.** Based upon the results of sample analysis, the current owner will also have to properly store, treat, or dispose of any excavated materials, in accordance with state and federal laws.

Your site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed Remediation Sites. Information that was submitted with your closure request application will be included on the GIS Registry. To review the sites on the GIS Registry web page, visit <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. If your property is listed on the GIS Registry and you intend to construct or reconstruct a well, you will need Department approval. Department approval is required before construction or reconstruction of a well on a property listed on the GIS Registry, in accordance with s. NR 812.09(4)(w). To obtain approval, Form 3300-254

needs to be completed and submitted to the DNR Drinking and Groundwater program's regional water supply specialist. This form can be obtained on-line <http://www.dnr.state.wi.us/org/water/dwg/3300254.pdf> or at the web address listed above for the GIS Registry.

Your site was closed with the requirement that a deed restriction for maintenance of the paved surface be recorded at the county Register of Deeds office, and that maintenance of the paved surface be conducted as described in the maintenance and inspection plan, dated January 24, 2006. The maintenance plan and inspection log are to be kept up-to-date and on-site, and the inspection log need only be submitted to the Department upon request. A copy of the deed restriction and the referenced maintenance plan can be found in the Department's regional files, or they can be viewed on the GIS Registry for this site, at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>.

If there is equipment purchased with PECFA funds remaining at the site, contact the Commerce PECFA Program to determine the method for salvaging the equipment.

Please be aware that this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety or welfare, or the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 715-365-8990.

Sincerely,  
NORTHERN REGION



Janet Kazda  
Remediation and Redevelopment Program

cc: File  
Chuck Weister, Rhinelander

John Zajakowski  
Shaw Environmental, Inc  
4817 Hummingbird Lane  
Stevens Point, WI 54481



## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Scott Hassett, Secretary  
John Gozdzialski, Regional Director

Northern Region Headquarters  
107 Sutliff Ave.  
Rhineland, Wisconsin 54501-3349  
Telephone 715-365-8900  
FAX 715-365-8932  
TTY Access via relay - 711

October 18, 2005

Ms. Marge Thoma  
Rt 1, Box 1  
Presque Isle, WI 54557

**Subject:** Case Closure Denial for Deed Restriction and Monitoring Well  
Abandonment  
Presque Isle Amoco, 11610 CTH W, Presque Isle, Wisconsin  
WDNR BRRTS Activity # 03-64-110606  
PECFA # 54557-9701-00

Dear Ms. Thoma:

On October 6, 2005, the Northern Region Closure Committee reviewed your request for closure of the case described above. The Closure Committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of your closure request, the closure committee has denied closure because additional requirements must be met. The purpose of this letter is to inform you of the remaining requirements for obtaining closure, and to request your written response within 60 days of receiving this letter.

Your site was denied closure because no deed restriction was provided, which is required in order to comply with state law and administrative codes. It appears your site has been adequately investigated and may be eligible for case closure if certain minimum closure requirements are met. Once you complete the tasks below, your site will be reconsidered for closure.

- To close this site, the Department requires that a deed restriction be signed and recorded to address remaining soil contamination associated with the site. You can find a model deed restriction on our web site at <http://www.dnr.state.wi.us/org/aw/rr/technical/index.htm>. This section of our web site includes a link labeled "Institutional Controls Guidance," which leads to an electronic copy of PUB\_RR\_606, "Guidance on Case Close Out and the Requirements for Institutional Controls and VPLE Environmental Insurance." This guidance document includes a model deed restriction that you should use to satisfy this closure requirement. Other helpful information on deed restrictions may also be accessed on this web page. However, if you are unable to obtain this from our web site, please contact me and I will send you a copy of an applicable model deed restriction.

The purpose of a deed restriction at this site is to:

- (1) require that the property owner investigate the degree, and extent of residual contamination that is currently inaccessible, if and when structural impediments that currently exist on the property are removed. (See Option 1 in the model deed restriction in the appendix of PUB-RR\_606.)
- (2) maintain a surface barrier over the remaining soil contamination to:
  - (a) prevent contamination from impacting human health through direct contact.
  - (b) prevent contamination from impacting groundwater due to the infiltration of precipitation. (See Option 3 in the model deed restriction in the appendix of PUB-RR\_606.)

You will need to submit a draft deed restriction to me for review and Department approval, before the deed document is signed and recorded. To assist us in our review of the draft deed restriction, you must also submit a copy of the property deed ((and certified survey map or relevant portion of the recorded plat map if referenced in the deed). After the Department has reviewed and approved the draft document for completeness, you will need to sign it if you own the property, or have the appropriate property owner sign it, and have it recorded by the Vilas County Register of Deeds. **Then you must submit a copy of the recorded document, with the recording information stamped on it, to me within 30 days of receiving the final, approved deed document from the Department.** Please be aware that if a deed restriction is recorded for the wrong property because of an inaccurate legal description or parcel identification number that you have provided, you will be responsible for recording corrected documents at the Register of Deeds Office.

- To close this site, the Department requires that the cover at the site must be maintained to minimize direction contact concerns. The cover is to be maintained in accordance with a plan prepared and submitted to the Department pursuant to s. NR 724.13(2), Wis. Adm. Code. The maintenance plan should be submitted to me at the same time as the draft deed restriction for Department review and approval.
- The monitoring at the site must be properly abandoned in compliance with ch. NR 141, Wis. Adm. Code. Documentation of well abandonment must be submitted to me on Form 3300-5B found at [www.dnr.state.wi.us/org/water/dwg/gw/](http://www.dnr.state.wi.us/org/water/dwg/gw/) or provided by the Department of Natural Resources. **NOTE: MONITORING WELLS SHOULD BE ABANDONED ONLY IF ALL OTHER REQUIREMENTS OF CLOSURE ARE MET.**
- A full sized photocopy of the most current deed for this property must be sent to me at the above address. The reduced-size copy that was submitted was FAXed, and it is unreadable. Please do not FAX the copy to me.

When all the above requirements have been satisfied, please submit a letter, together with any required documentation, to let me know that applicable requirements have been met. Your site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed Remediation Sites. Information that was submitted with your closure request application will be included on the GIS Registry. To review the sites on the GIS Registry web page, visit <http://maps.dnr.state.wi.us/brrts>.

Note: case closure will be approved only if all the above requirements have been satisfied, including submitting the required documentation to the Department. **Please satisfy these**

**requirements within 60 days of the date of this letter. If these requirements have not been met your site will remain "open" and additional remedial actions may be necessary by you to eliminate the need for these requirements.**

We appreciate your efforts to clean up the environment at this site.

If you have any questions regarding this letter, please contact me at 715-365-8990.

Sincerely,  
NORTHERN REGION



Janet Kazda  
Program Associate  
Remediation and Redevelopment Program

cc: File  
Chuck Weister, Rhinelander

Vicky Loveland  
Shaw Environmental, Inc  
831 Critter Ct, Suite 400  
Onalaska, WI 54650-8670

DOCUMENT NO.

186750

VOL 356 PAGE 177

STATE BAR OF WISCONSIN - FORM 1  
WARRANTY DEED  
THIS SPACE RESERVED FOR RECORDING DATA

RECORDED

AUG 25 1978

3:45 P.M.

*Dona Richter*  
REGISTER OF DEEDS, VILAS CO., WIS.

RETURN TO

VILAS TITLE SERVICE, INC.

Tax Key No. 812

THIS DEED, made between MARY GOETZ,  
a single person,

Grantor

and LAWRENCE THOMA and MARJORIE THOMA,  
his wife,

Grantee,

Witnesseth, That the said Grantor, for a valuable consideration of One  
Dollar and other good and valuable considerations  
conveys to Grantee the following described real estate in Vilas  
County, State of Wisconsin:

A part of the Southwest Quarter (SW $\frac{1}{4}$ ) of the South-  
east Quarter (SE $\frac{1}{4}$ ) in Section Thirtyfour (34),  
Township Forty-four (44) North, Range Six (6) East  
of the Fourth Principal Meridian, Vilas County,  
Wisconsin, more particularly described as follows:

Commencing at the SE corner of the SW Quarter of the SE Quarter and on the  
Section line, thence North along the East line of the SW Quarter of the SE  
Quarter a distance of 260 feet to the centerline of the old Chicago & North-  
western Railway right of way, thence Northwesterly along the centerline of  
the said railway right of way a distance of 454 feet which is the PLACE OF  
BEGINNING of the lands to be described; thence continuing West along the  
centerline of the old Chicago & Northwestern Railway right of way a distance  
of 450 feet; thence due North to the South bank of the Presque Isle Creek;  
thence Easterly along the South bank of Presque Isle Creek to intersect  
County Trunk 'W'; thence Southerly along the West Boundry of C.T.H. 'W' to  
interesect the centerline of the old Chicago & Northwestern Railway right  
of way and at a point approximately 33 feet westerly from the place of  
beginning. (continued on other side)

This is not homestead property.  
(is) (is not)

Together with all and singular the hereditaments and appurtenances thereunto belonging;

And Mary Goetz

warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except local zoning  
ordinances, current taxes and easements of record, if any,

and will warrant and defend the same.

Dated this 4th day of August, 1978.

\_\_\_\_\_(SEAL)

\_\_\_\_\_(SEAL)

Mary Goetz (SEAL)

\* Mary Goetz

\_\_\_\_\_(SEAL)

\_\_\_\_\_

AUTHENTICATION

Signatures authenticated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

TITLE: MEMBER STATE BAR OF WISCONSIN

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

This instrument was drafted by

Henry O. Schowalter

West Bend, Wisconsin

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

ACKNOWLEDGMENT

STATE OF WISCONSIN

Washington County. } ss.

Personally came before me, this 4th day of

August, 1978 the above named \_\_\_\_\_

Mary Goetz

to me known to be the person \_\_\_\_\_ who executed the fore-  
going instrument and acknowledged the same.

Henry O. Schowalter  
Notary Public Washington County, Wis.

My Commission is permanent. (If not, state expiration  
date: \_\_\_\_\_, 19\_\_\_\_.)

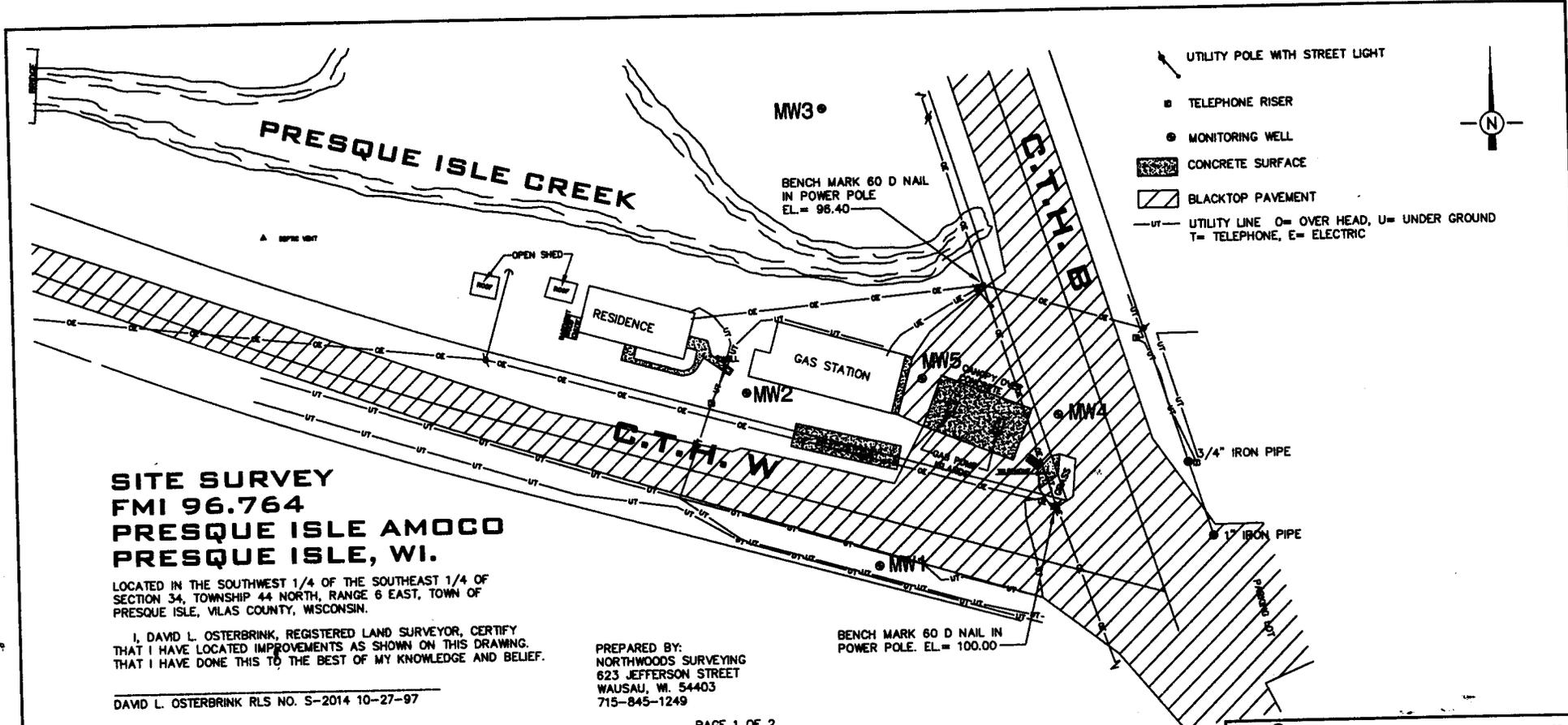
\*Names of persons signing in any capacity must be typed or printed below their signatures.

(Description continued from other side)

ALSO the following described parcel of land, that parcel of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) in Section 34, T. 44 N. R. 6 E., lying Westerly of the above described lands and lying between C.T.H. 'W' and Presque Isle Creek as now located and extending Westerly to the point where the diverted creek intersects the right of way, being about 150 feet in length, East and West along County Trunk 'W'.

This deed is given in fulfillment of a land contract dated July 1, 1973 and recorded September 6, 1973 in Volume 281 of Records, Pages 119-120, Document No. 155949.

TRANSFER  
\$ 24.00  
FEE



**SITE SURVEY  
FMI 96.764  
PRESQUE ISLE AMOCO  
PRESQUE ISLE, WI.**

LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 34, TOWNSHIP 44 NORTH, RANGE 6 EAST, TOWN OF PRESQUE ISLE, VILAS COUNTY, WISCONSIN.

I, DAVID L. OSTERBRINK, REGISTERED LAND SURVEYOR, CERTIFY THAT I HAVE LOCATED IMPROVEMENTS AS SHOWN ON THIS DRAWING. THAT I HAVE DONE THIS TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DAVID L. OSTERBRINK RLS NO. S-2014 10-27-97

PREPARED BY:  
NORTHWOODS SURVEYING  
623 JEFFERSON STREET  
WAUSAU, WI. 54403  
715-845-1249

PAGE 1 OF 2

**WELL DATA**

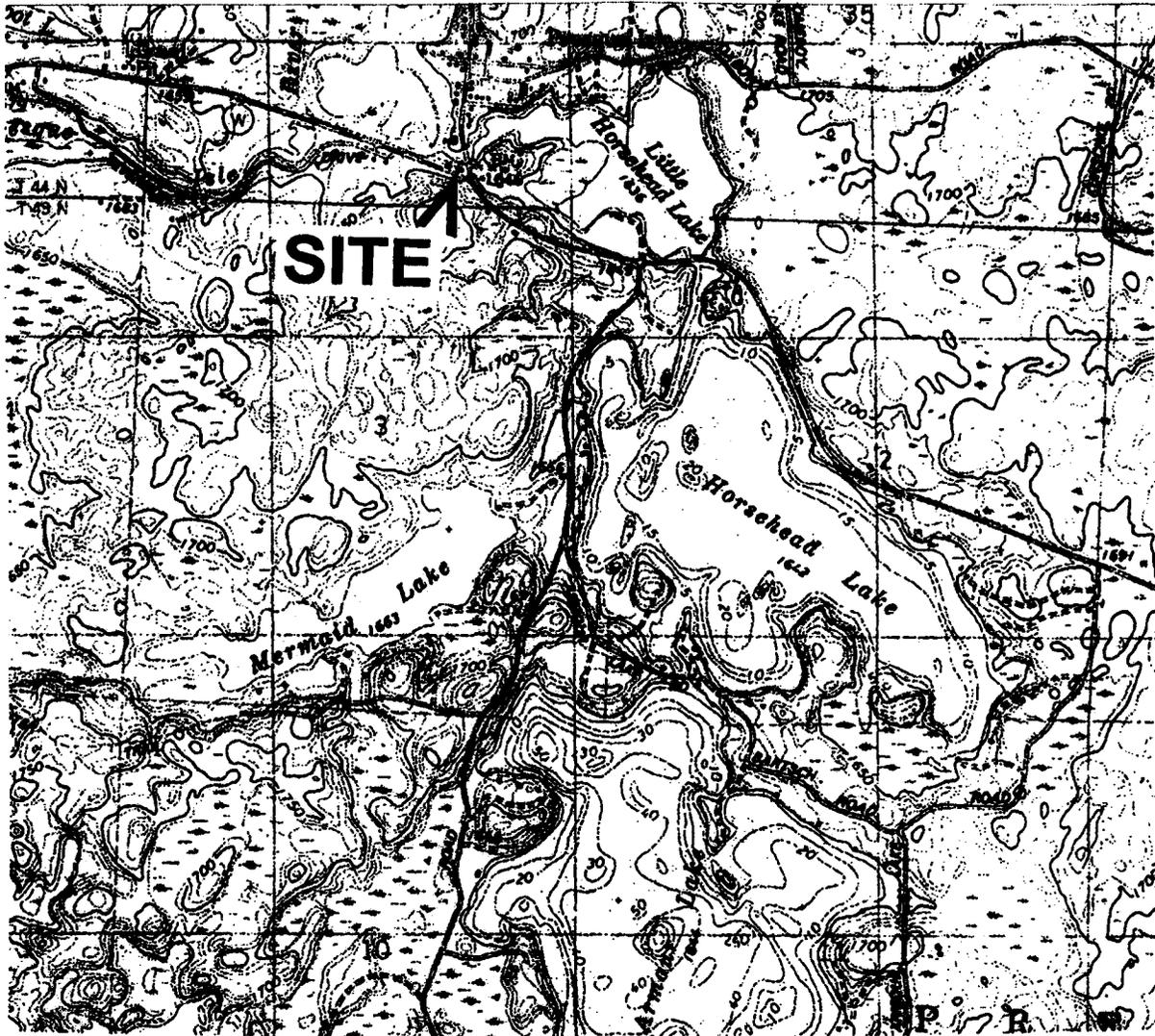
WELL NUMBER	NORTH COORDINATE	EAST COORDINATE	RIM ELEVATION	PVC ELEVATION
MW1	9987.33	9827.33	98.31	98.13
MW2	10078.00	9760.71	95.98	95.44
MW3	10223.49	9803.12	103.51	103.34
MW4	10063.99	9921.66	96.38	95.89
MW5	10083.91	9851.66	96.06	95.59

ELEVATIONS REFERENCED TO 60 D NAIL IN POWER POLE AT SE PROPERTY CORNER. ASSUMED ELEVATION OF 100.00

1" = 83'



		831 Critter Court, Suite 400 Onokosa, Wisconsin 54850 (808) 781-5470	
		Shaw Environmental & Infrastructure, Inc.	
REV. NO.:	DRAWING DATE:	ACAD FILE:	
	09/15/05	96.764G1	
<b>SITE SURVEY</b>			
SITE:	PRESQUE ISLE AMOCO SITE		PM:
LOCATION:	PRESQUE ISLE, WISCONSIN		PE/RG:
DESIGNED:	DETAILED:	PROJECT NO.:	FIGURE:
VLL	KFK	96764	1

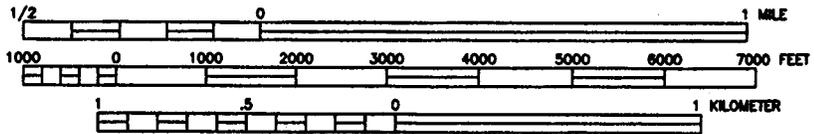


(USGS 1981)  
PRESQUE ISLE QUADRANGLE



LOCATION

SCALE  
1:24000



CONTOUR INTERVAL 10 FEET



REV	DATE	BY	CHK'D/APP'D	DESCRIPTION/ISSUE

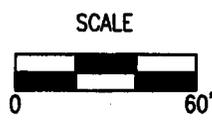
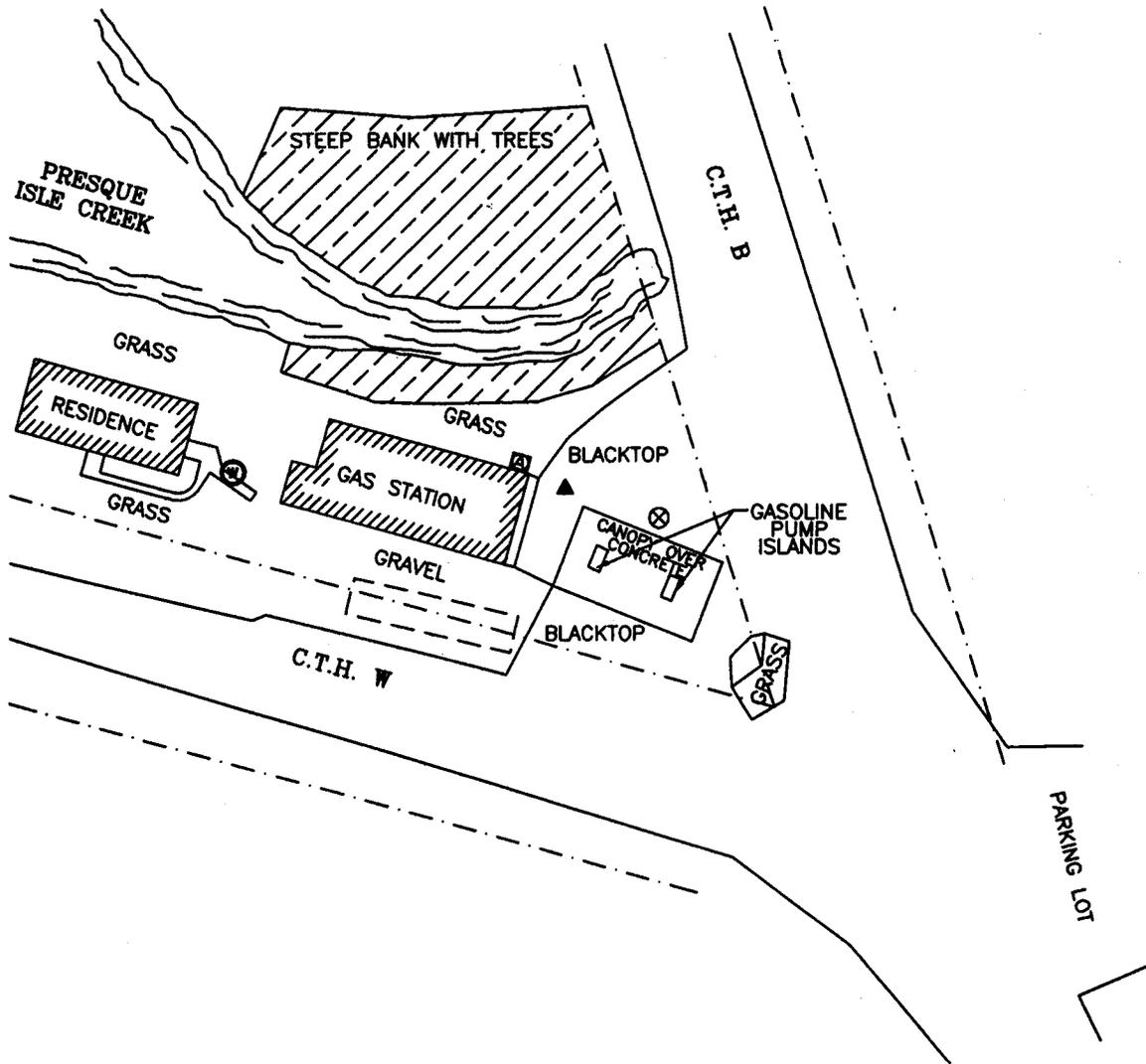
<p><b>Shaw E&amp;I, Inc.</b></p>	PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
	FIGURE 1 SITE LOCATION MAP			
DESIGNED BY	VLL	08/14/05	CHECKED BY	
DRAWN BY	KFK	08/14/05	APPROVED BY	
SIZE	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.
A	AS SHOWN	96.764L101	1 OF 1	0

**TANK LEGEND**

Ⓐ 550-GALLON FUEL OIL UST

**LEGEND**

- - - APPROXIMATE PROPERTY BOUNDARY
- Ⓜ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- ▭ CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%



	PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
	<b>FIGURE 2</b> <b>SITE PLAN VIEW</b>			
DESIGNED BY	VLL	08/14/05	CHECKED BY	
DRAWN BY	KFK	08/14/05	APPROVED BY	
SIZE	SCALE	DRAWING NO.	SHEET NO.	REVISION NO.
A	AS SHOWN	96.764L102	1 OF 1	0

Table 2

Groundwater Sample Laboratory Analytical Results  
 Presque Isle Amoco Site  
 Presque Isle, Wisconsin

MW-1		Length of Well Screen: 15 feet					Top-of-Casing Elevation: 98.13 feet	
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)
6/3/98	<0.10	0.39	<0.10	1.2	<0.35	<0.25	<0.10	96.72
7/30/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	2.5	96.39
11/4/98	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	<0.46	96.43
3/2/99	<0.13	0.25	0.29	1.1	0.52	<0.16	<0.46	96.54
5/26/99	<0.26	0.44	<0.21	0.81	9.4	<0.22	1.3	96.93
9/29/99	<0.26	<0.24	<0.21	<1.3	<1.4	<0.22	<0.89	96.39
6/6/02	<0.43	<0.49	<0.63	<1.5	4.0	<0.49	NA	97.03
9/5/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	96.54
11/12/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	96.78
3/12/03	NA	NA	NA	NA	NA	NA	NA	NA
7/2/03	<0.30	<0.60	<0.58	0.80	4.2	<0.58	NA	96.94
10/2/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	96.39
7/23/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	96.44
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	---
NR 140 ES	5.0	700	1,000	10,000	480	60	40	---

(Continued)

Notes:

All results are reported in ppb noted otherwise.  
 Site elevations were referenced to a site datum of 100 feet.  
 TMB: Trimethylbenzene      MTBE: Methyl t-butyl ether  
 PAL: Preventive action limit      ES: Enforcement Standard  
 NA: Not analyzed

Table 2 (Continued)

Groundwater Sample Laboratory Analytical Results  
 Presque Isle Amoco Site  
 Presque Isle, Wisconsin

MW-2		Length of Well Screen: 15 feet					Top-of-Casing Elevation: 95.44 feet		
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)	
6/3/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	<0.10	92.48	
7/30/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	0.42	92.14	
11/4/98	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	<0.46	92.04	
3/2/99	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	<0.46	91.49	
5/26/99	<0.26	<0.24	<0.21	<1.3	<1.4	<0.22	<0.89	91.99	
9/29/99	<0.26	<0.24	<0.21	<1.3	<1.4	<0.22	<0.89	91.99	
6/6/02	<0.43	<0.49	<0.63	<1.5	<1.12	<0.49	NA	92.34	
9/5/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	91.17	
11/12/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	92.27	
3/12/03	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	NA	
7/2/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	92.26	
10/2/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	92.06	
7/23/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	91.59	
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	---	
NR 140 ES	5.0	700	1,000	10,000	480	60	40	---	

(Continued)

Notes:

All results are reported in ppb noted otherwise.

Site elevations were referenced to a site datum of 100 feet.

TMB: Trimethylbenzene

MTBE: Methyl t-butyl ether

PAL: Preventive action limit

ES: Enforcement Standard

NA: Not analyzed

Table 2 (Continued)

Groundwater Sample Laboratory Analytical Results  
 Presque Isle Amoco Site  
 Presque Isle, Wisconsin

MW-3		Length of Well Screen: 15 feet						Top-of-Casing Elevation: 103.34 feet	
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)	
6/3/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	<0.10	92.10	
7/30/98	<0.10	<0.25	<0.10	<0.25	<0.51	<0.25	<0.10	91.58	
11/4/98	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	<0.46	91.49	
3/2/99	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	<0.46	92.09	
5/26/99	<0.26	<0.24	<0.21	<1.3	<1.4	<0.22	<0.89	93.67	
9/29/99	<0.26	<0.24	<0.21	<1.3	<1.4	<0.22	<0.89	91.12	
6/6/02	<0.43	0.77	0.89	2.9	0.93	<0.49	NA	92.36	
9/5/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	91.34	
11/12/02	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	92.73	
3/12/03	<0.45	<0.82	<0.68	<2.47	<1.86	<0.43	NA	91.72	
7/2/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	92.00	
10/2/03	<0.30	<0.60	<0.58	<1.84	<1.18	<0.58	NA	91.19	
7/23/04	<0.14	<0.40	<0.36	<1.10	<0.79	<0.36	NA	91.28	
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	—	
NR 140 ES	5.0	700	1,000	10,000	480	60	40	—	

(Continued)

Notes:

All results are reported in ppb noted otherwise.

Site elevations were referenced to a site datum of 100 feet.

TMB: Trimethylbenzene

MTBE: Methyl t-butyl ether

NA: Not analyzed

PAL: Preventive action limit

ES: Enforcement Standard

Table 2 (Continued)

Groundwater Sample Laboratory Analytical Results  
 Presque Isle Amoco Site  
 Presque Isle, Wisconsin

MW-4		Length of Well Screen: 15 feet					Top-of-Casing Elevation: 95.89 feet		
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)	
6/3/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	<0.10	93.86	
7/30/98	<0.10	<0.25	<0.10	<0.25	<0.35	<0.25	<0.10	93.43	
11/4/98	NS	NS	NS	NS	NS	NS	NS	NS	
3/2/99	NS	NS	NS	NS	NS	NS	NS	NS	
5/26/99	NS	NS	NS	NS	NS	NS	NS	NS	
9/29/99	NS	NS	NS	NS	NS	NS	NS	NS	
6/6/02	NS	NS	NS	NS	NS	NS	NS	NS	
9/5/02	NS	NS	NS	NS	NS	NS	NS	NS	
11/12/02	NS	NS	NS	NS	NS	NS	NS	NS	
3/12/03	NS	NS	NS	NS	NS	NS	NS	NS	
7/2/03	NS	NS	NS	NS	NS	NS	NS	NS	
10/2/03	NS	NS	NS	NS	NS	NS	NS	NS	
7/23/04	NS	NS	NS	NS	NS	NS	NS	NS	
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	1.5	
NR 140 ES	5.0	700	1,000	10,000	480	60	40	15	

Notes:

All results are reported in ppb noted otherwise.

Site elevations were referenced to a site datum of 100 feet.

TMB: Trimethylbenzene

MTBE: Methyl t-butyl ether

NS: Not sampled

PAL: Preventive action limit

ES: Enforcement Standard

Table 2 (Continued)

**Groundwater Sample Laboratory Analytical Results  
Presque Isle Amoco Site  
Presque Isle, Wisconsin**

MW-5		Length of Well Screen: 10 feet					Top-of-Casing Elevation: 95.59 feet	
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)
6/3/98	<b>60</b>	<i>200</i>	180	<i>7,200</i>	<b>4,500</b>	<12	<b>260</b>	92.68
7/30/98	<b>46</b>	<5.0	130	<i>3,300</i>	<b>1,820</b>	<5.0	<b>76</b>	92.38
11/4/98	<b>5.0</b>	32	39	<i>2,200</i>	<b>1,210</b>	<i>51</i>	<b>100</b>	92.19
3/2/99	<i>1.2</i>	<i>4.1</i>	14	590	<b>550</b>	<0.80	32	91.94
5/26/99	<b>25</b>	100	120	<i>5,900</i>	<b>4,200</b>	<b>230</b>	<b>300</b>	92.49
9/29/99	<b>14</b>	46	43	<i>3,400</i>	<b>2,100</b>	<b>390</b>	<b>160</b>	92.24
6/6/02	<b>8.3</b>	<4.9	<6.3	<i>1,100</i>	<b>1,260</b>	<4.9	<b>69</b>	92.54
9/5/02	<b>7.3</b>	12	12	940	<b>960</b>	<b>500</b>	<b>54</b>	92.38
11/12/02	<4.5	9.6	<6.8	830	<b>2,090</b>	<b>810</b>	<b>85</b>	92.57
3/12/03	<1.8	5.6	3.0	670	<b>1,080</b>	19	<b>45</b>	NA
7/2/03	<b>48</b>	3.2	<1.4	530	<b>740</b>	5.3	<b>61</b>	92.67
10/2/03	<1.5	6.6	<2.9	850	<b>980</b>	25	<b>47</b>	92.48
7/23/04	<0.34	2.5	<0.89	530	<b>590</b>	<0.90	<b>48</b>	92.53
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	—
NR 140 ES	5.0	700	1,000	10,000	480	60	40	—

(Continued)

## Notes:

All results are reported in ppb noted otherwise.

Site elevations were referenced to a site datum of 100 feet.

**Bold** indicates value equals or exceeds the NR 140 ES*Italics* indicate value equals or exceeds the NR 140 PAL

TMB: Trimethylbenzene      MTBE: Methyl t-butyl ether

PAL: Preventive action limit      ES: Enforcement Standard

Table 2 (Continued)

**Groundwater Sample Laboratory Analytical Results  
Presque Isle Amoco Site  
Presque Isle, Wisconsin**

MW-20		Length of Well Screen: 10 feet					Top-of-Casing Elevation: Not surveyed	
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene	Water Table Elevation (feet)
6/3/98	NS	NS	NS	NS	NS	NS	NS	NS
7/30/98	NS	NS	NS	NS	NS	NS	NS	NS
11/4/98	NS	NS	NS	NS	NS	NS	NS	NS
3/2/99	NS	NS	NS	NS	NS	NS	NS	NS
5/26/99	NS	NS	NS	NS	NS	NS	NS	NS
9/29/99	NS	NS	NS	NS	NS	NS	NS	NS
6/6/02	<b>6.3</b>	9.2	1.1	281	<b>630</b>	4.3	<b>46</b>	NS
9/5/02	<b>9.4</b>	7.1	<3.4	315	<b>730</b>	<b>820</b>	<b>47</b>	NS
11/12/02	4.5	<4.1	4.0	350	<b>1,130</b>	<b>1,100</b>	<b>59</b>	NS
3/12/03	<4.5	<8.2	<6.8	570	<b>1,700</b>	7.9	<b>62</b>	NS
7/2/03	<b>4.0</b>	3.3	<2.9	157	<b>1,010</b>	14	<b>43</b>	NS
10/2/03	<b>5.6</b>	3.9	9.0	201	<b>720</b>	<b>110</b>	<b>38</b>	NS
7/23/04	1.0	3.4	<0.71	100	<b>530</b>	3.5	32	NS
NR 140 PAL	0.50	140	200	1,000	96	12	8.0	---
NR 140 ES	5.0	700	1,000	10,000	480	60	40	----

(Continued)

## Notes:

All results are reported in ppb noted otherwise.

Site elevations were referenced to a site datum of 100 feet.

**Bold** indicates value equals or exceeds the NR 140 ES*Italics* indicate value equals or exceeds the NR 140 PAL

TMB: Trimethylbenzene      MTBE: Methyl t-butyl ether

NS: Not sampled/Not surveyed      PAL: Preventive action limit

ES: Enforcement Standard

Table 2 (Continued)

Groundwater Sample Laboratory Analytical Results  
 Presque Isle Amoco Site  
 Presque Isle, Wisconsin

Store Potable Well							
Date	Benzene	Ethylbenzene	Toluene	Xylenes	TMBs	MTBE	Naphthalene
10/07/97	<0.090	<0.15	<0.13	<0.38	<0.31	NA	<0.11
6/19/98	<0.81	<0.64	<0.74	<1.8	<1.1	<0.50	<0.64
7/23/04	<0.41	<0.54	<0.67	<2.63	<1.80	<0.61	<0.74
Creek Sample							
2/05/98	0.17	2.8	<0.20	15	17	<0.16	NA
3/25/98	<0.13	0.83	<0.20	5.7	3.5	<0.16	NA
3/29/99	<0.13	<0.22	<0.20	<0.23	<0.51	<0.16	NA
NR 140 PAL	0.50	140	200	1,000	96	12	8.0
NR 140 ES	5.0	700	1,000	10,000	480	60	40

Notes:

All results are reported in ppb noted otherwise.

TMB: Trimethylbenzene

MTBE: Methyl t-butyl ether

NA: Not analyzed

PAL: Preventive action limit

ES: Enforcement Standard

Table 1

**Soil Sample Laboratory Analytical Results  
Presque Isle Amoco Site  
Presque Isle, Wisconsin  
September 27 and October 1, 1997**

Parameter	NR 720 Generic Soil Standard	GP-1	GP-2	GP-3	GP-4	GP-5	GP-6	GP-7	GP-8	GP-9	GP-10	GP-10	MW-3	MW-5	
		(6'-8')	(6'-8')	(8')	(9'-11')	(8'-9')	(8'-9')	(7'-8')	(18'-20')	(7'-9')	(6'-8')	(10'-12')	(10'-12')	(2'-4')	(5'-7')
DRO (ppm)	100	<5.5	<5.6	<5.6	NA	<5.8	<5.6	<5.5	<5.6	<6.4	22	<5.5	<5.6	1,040	705
GRO (ppm)	100	<5.5	<5.6	<5.6	<b>334</b>	<5.8	<5.6	<5.5	<5.6	<7.0	13	<5.5	<5.6	1,690	977
Lead (ppm)	50	<4.4	<4.5	5.4	<4.8	<4.6	<4.4	<4.4	<4.5	<5.1	9.7	<4.4	<4.5	8.5	8.5
Benzene	5.5	<28	<11	<28	<120	<12	<11	<11	<28	<14	<29	<28	<28	<520	<280
Ethylbenzene	2,900	<28	<28	<28	1,100	29	<28	<28	<28	<35	<29	<28	<28	15,900	5,680
Toluene	1,500	<28	<28	<28	<300	<29	<28	<28	<28	<35	<29	<28	<40	18,000	5,800
Total Xylenes	4,100	<38	<84	<40	8,220	138	<84	<83	<40	<110	74	<38	<28	286,000	107,000
1,2-DCA	4.9	<14	NA	<15	NA	NA	NA	NA	<15	NA	<15	<28	<28	<280	<150
1,2,4-TMB	NS	<28	<28	<28	19,100	610	<28	<28	<28	<35	89	<28	<28	191,000	94,300
1,3,5-TMB	NS	<28	<28	<28	8,100	184	<28	<28	<28	<35	50	<28	<28	64,600	35,200
Naphthalene	NS	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	<34	28,600	5,680
MTBE	NS	<28	<28	<28	<300	<29	<28	<28	<28	<35	<29	<28	<15	<520	<280

Notes:

Results in ppb unless otherwise noted  
**Bold** indicates value equals or exceeds the NR 720 standard  
 NA: Not analyzed  
 TMB: Trimethylbenzene  
 GRO: Gasoline range organics  
 DRO: Diesel range organics  
 DCA: Dichloroethane  
 MTBE: Methyl-t-butyl-ether  
 NS: No standard

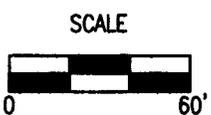
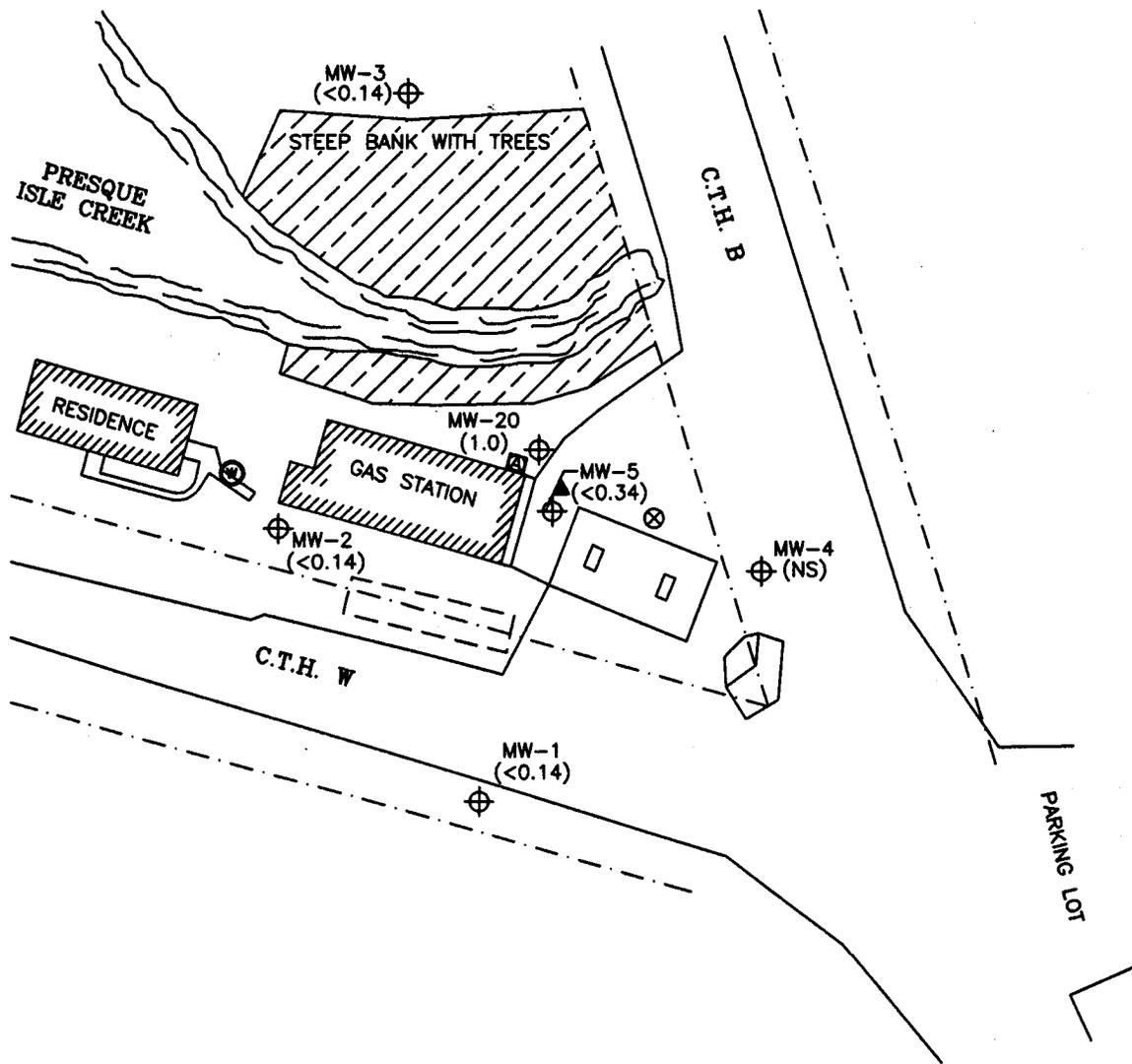
**TANK LEGEND**

⊗ 550-GALLON FUEL OIL UST

**NOTES:** THE NR140 ENFORCEMENT STANDARD FOR TOTAL XYLENES IS 620 ppb.

**LEGEND**

- APPROXIMATE PROPERTY BOUNDARY
- ⊗ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- ▭ CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%
- ⊕ MONITORING WELL
- ( ) CONCENTRATION IN ppb
- NS NOT SAMPLED



		PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 8</b> <b>GROUNDWATER BENZENE</b> <b>DISTRIBUTION (07/23/04)</b>			
DESIGNED BY	VLL	08/14/05	CHECKED BY		
DRAWN BY	KFK	08/14/05	APPROVED BY		
SIZE:	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.764L108	1 OF 1	0	

**TANK LEGEND**

⊕ 550-GALLON FUEL OIL UST

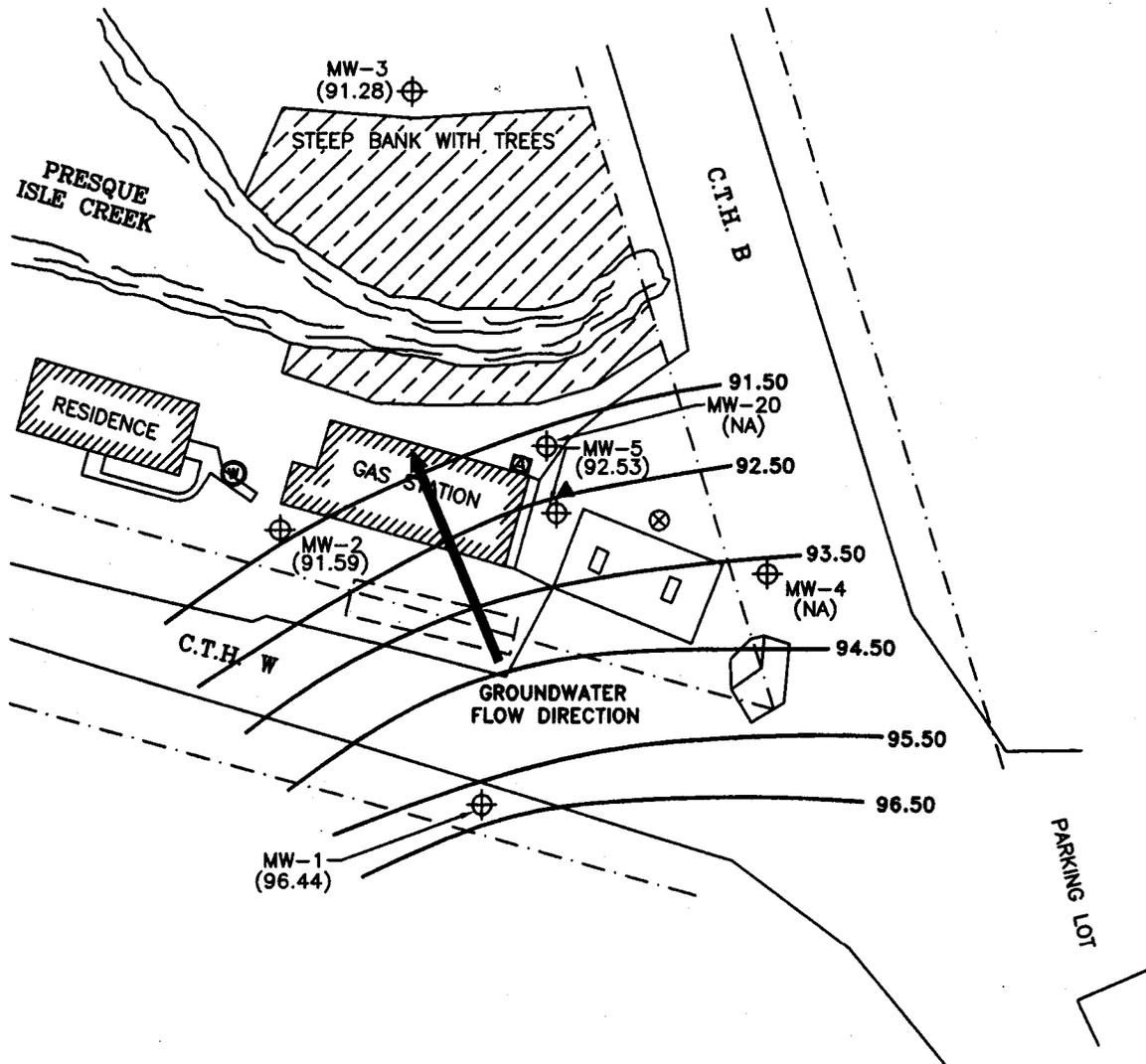
**NOTE:** HYDRAULIC GRADIENT = 0.044 ft/ft

**LEGEND**

- APPROXIMATE PROPERTY BOUNDARY
- ⊕ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%
- ⊕ MONITORING WELL
- ( ) ELEVATION IN FEET IN REFERENCE TO BENCHMARK WITH ASSUMED ELEVATION OF 100.0'
- NA NOT AVAILABLE



91.50 ISOELEVATION CONTOUR



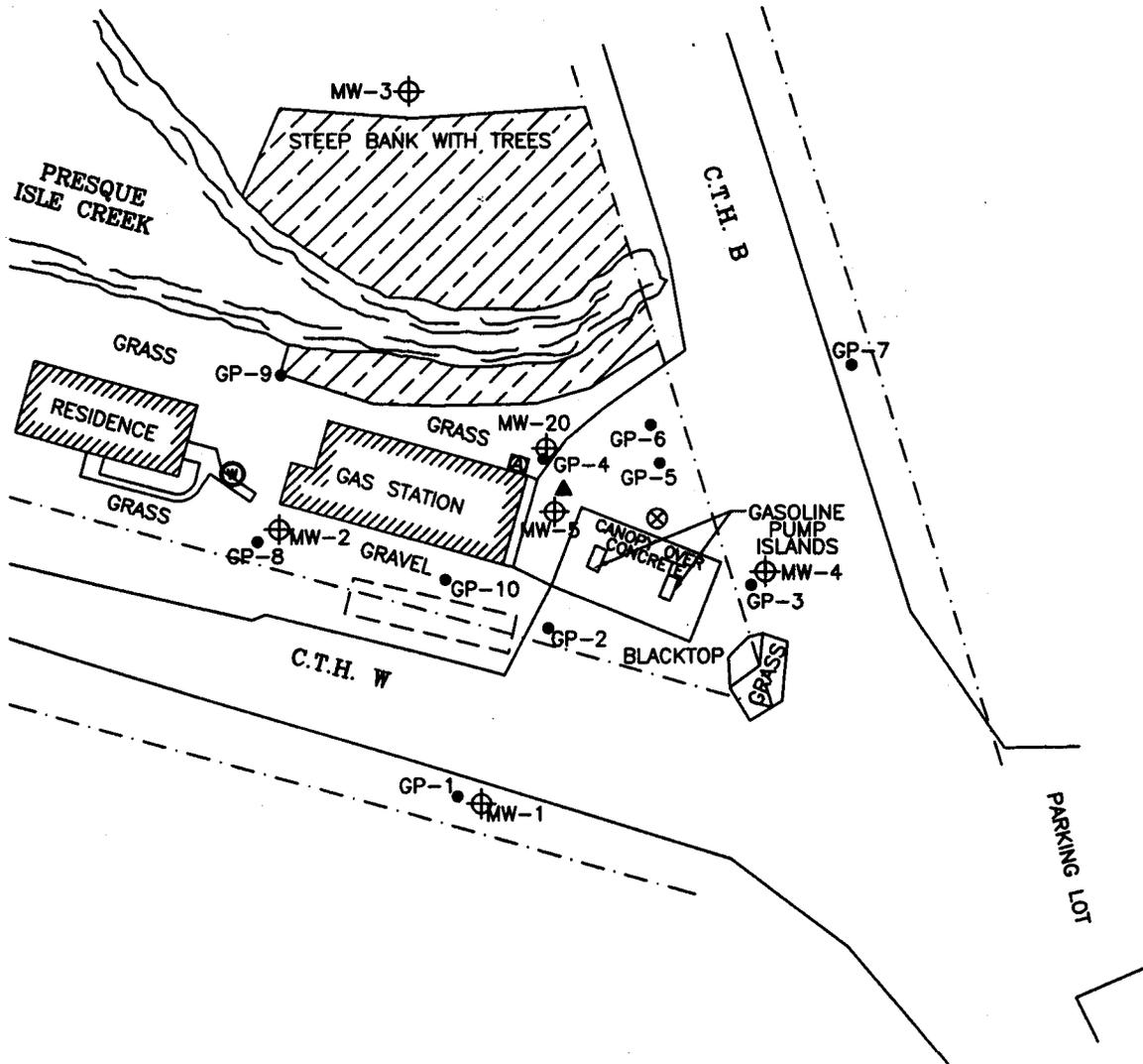
		PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 7</b> <b>PREREMEDIAL POTENTIOMETRIC SURFACE (07/23/04)</b>			
DESIGNED BY	VLL	08/14/05	CHECKED BY		
DRAWN BY	KFK	08/14/05	APPROVED BY		
SIZE	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.764L107	1 OF 1	0	

**TANK LEGEND**

⊕ 550-GALLON FUEL OIL UST

**LEGEND**

- APPROXIMATE PROPERTY BOUNDARY
- ⊕ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- ▭ CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%
- ⊕ MONITORING WELL
- GEOPROBE BORING



SCALE



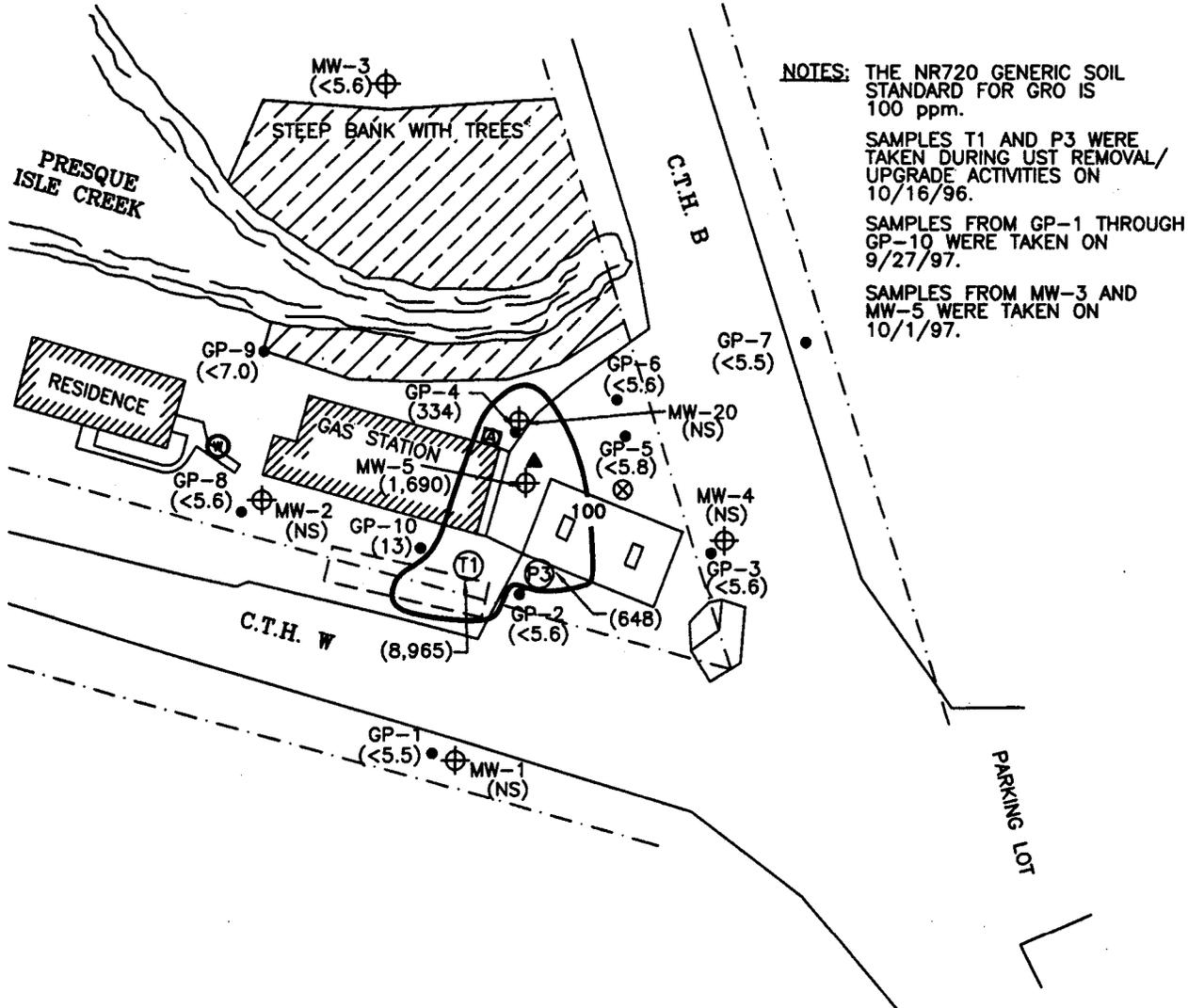
 <b>Shaw E &amp; I, Inc.</b>	PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
	<b>FIGURE 3</b> <b>GEOPROBE BORING/          MONITORING WELL CONFIGURATION</b>			
DESIGNED BY	VLL	08/14/05	CHECKED BY	
DRAWN BY	KFK	09/14/05	APPROVED BY	
SIZE:	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.
A	AS SHOWN	96.764L103	1 OF 1	0

**TANK LEGEND**

⊗ 550-GALLON FUEL OIL UST

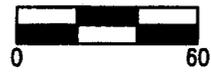
**LEGEND**

- APPROXIMATE PROPERTY BOUNDARY
- ⊗ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%
- ⊕ MONITORING WELL
- GEOPROBE BORING
- ( ) CONCENTRATION IN ppm
- NS NOT SAMPLED
- 100 ISOCONCENTRATION CONTOUR

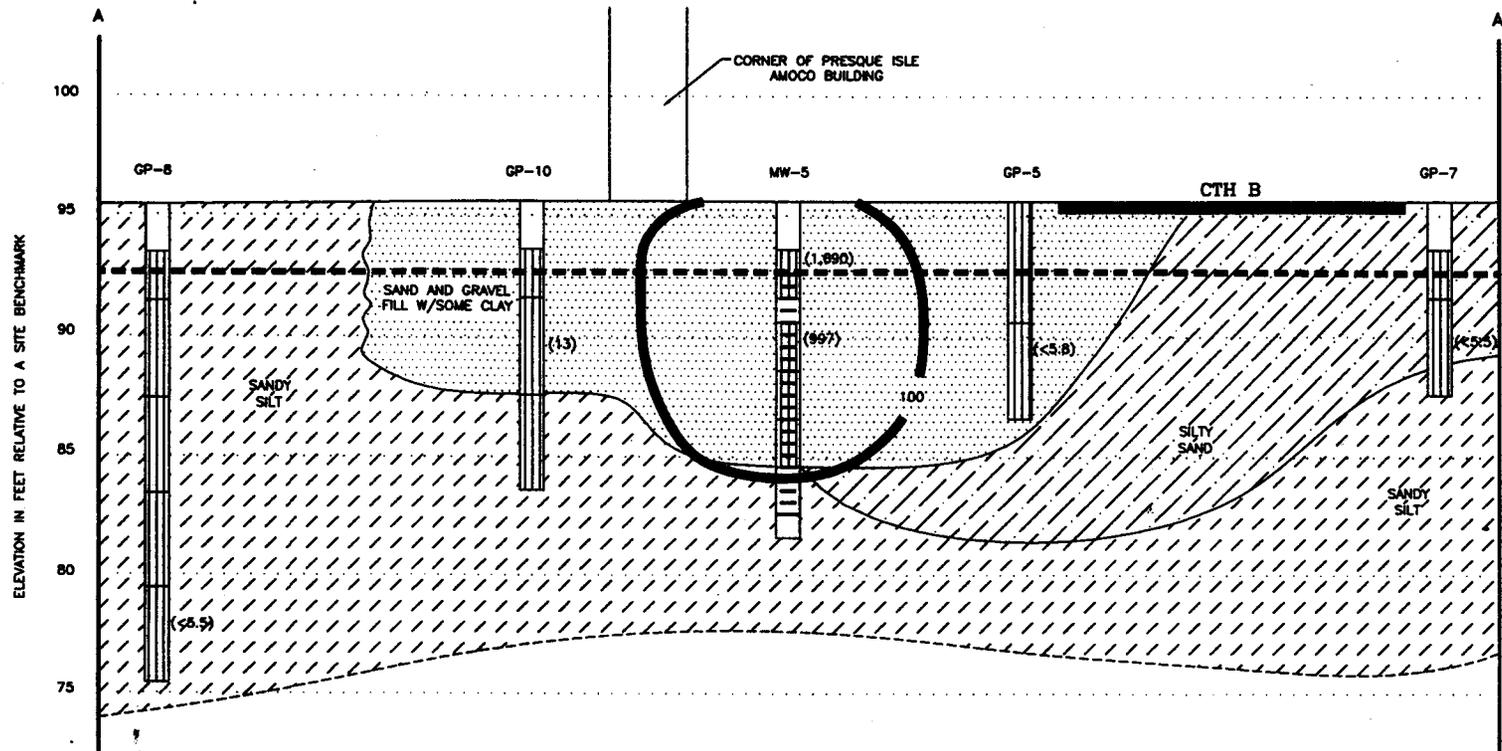


**NOTES:** THE NR720 GENERIC SOIL STANDARD FOR GRO IS 100 ppm.  
 SAMPLES T1 AND P3 WERE TAKEN DURING UST REMOVAL/UPGRADE ACTIVITIES ON 10/16/96.  
 SAMPLES FROM GP-1 THROUGH GP-10 WERE TAKEN ON 9/27/97.  
 SAMPLES FROM MW-3 AND MW-5 WERE TAKEN ON 10/1/97.

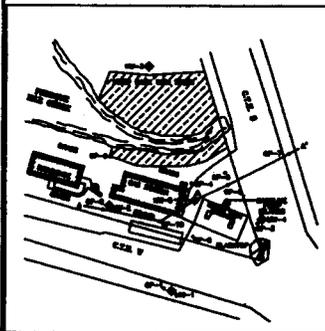
SCALE



		PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 4</b> <b>SOIL GRO DISTRIBUTION</b>			
DESIGNED BY	VLL	06/14/05	CHECKED BY		
DRAWN BY	KFK	06/14/05	APPROVED BY		
SIZE:	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.764L104	1 OF 1	0	



PLAN VIEW



LEGEND

SAMPLE INTERVAL

SCREENED INTERVAL

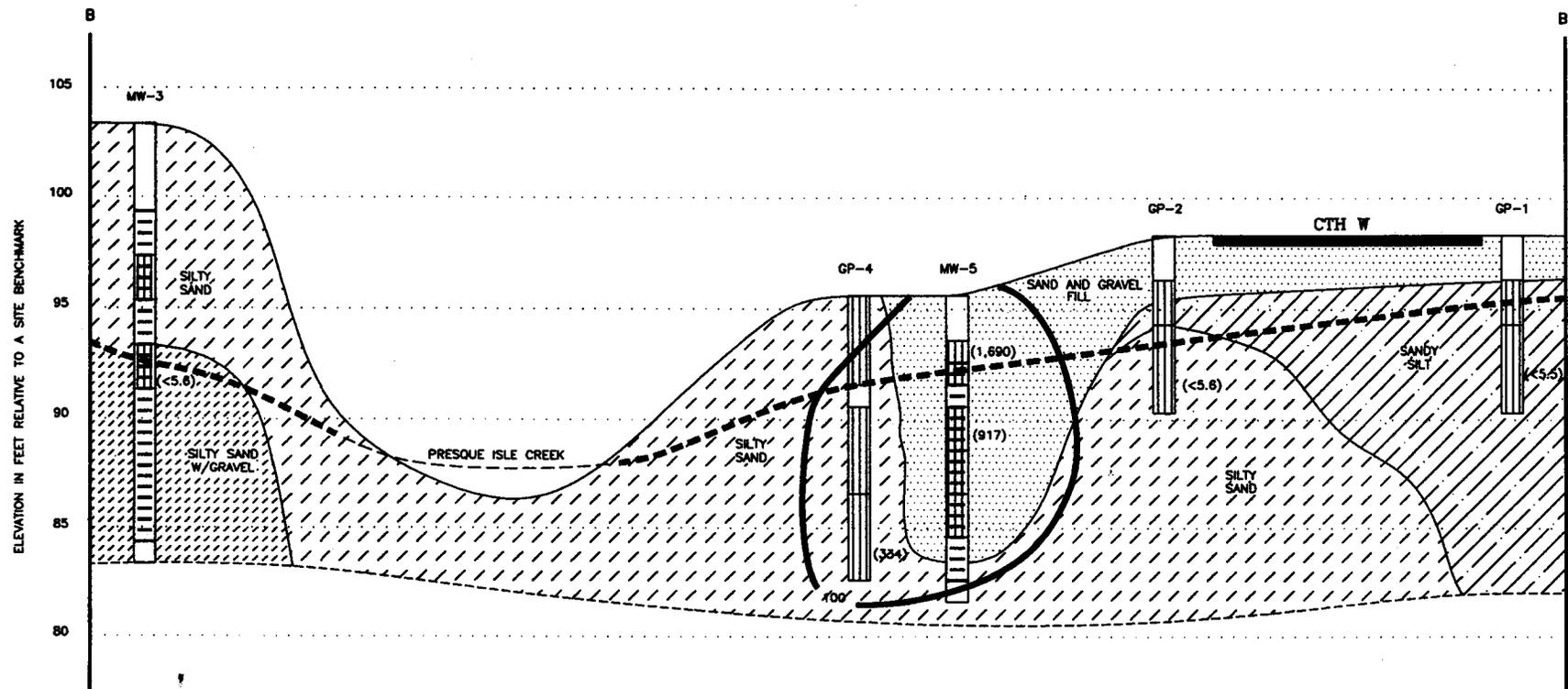
APPROXIMATE GROUNDWATER TABLE (10/7/97)

$c_{100}$  ISOCONCENTRATION CONTOUR

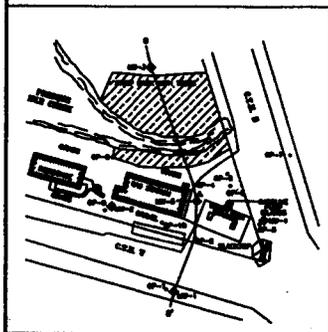
( ) GRO CONCENTRATION IN ppm

--NOT TO SCALE--

		831 Critter Court, Suite 400 Onalaska, Wisconsin 54650 (608) 781-5470	
		Shaw Environmental & Infrastructure, Inc.	
REV. NO.:	DRAWING DATE:	ACAD FILE:	
	09/14/05	96.764L105	
<b>GEOLOGIC CROSS-SECTION A-A'</b>			
SITE:		PRESQUE ISLE AMOCO SITE	
LOCATION:		PRESQUE ISLE, WISCONSIN	
DESIGNED:	DETAILED:	PROJECT NO.:	FIGURE:
VLL	KFK	96764	5



PLAN VIEW



LEGEND



SAMPLE INTERVAL



100 ISOCONCENTRATION CONTOUR



SCREENED INTERVAL

( ) GRO CONCENTRATION IN ppm

--- --- APPROXIMATE GROUNDWATER TABLE (10/7/97)

--NOT TO SCALE--

			831 Critter Court, Suite 400 Onoka, Wisconsin 54850 (608) 781-5470	
			Shaw Environmental & Infrastructure, Inc.	
REV. NO.:	DRAWING DATE:	ACAD FILE:		
	09/14/05	96.764L106		
<b>GEOLOGIC CROSS-SECTION B-B'</b>				
SITE:			PRESQUE ISLE AMOCO SITE	
LOCATION:			PRESQUE ISLE, WISCONSIN	
DESIGNED:	DETAILED:	PROJECT NO.:	FIGURE:	
VLL	KFK	96764	6	

Sep 19 2005 9:04

SHAW ENVIRONMENTAL, INC.

715-295-0387

Sep 19 05 09:01a

Thoma's Mini Mart

715-686-7183

p.1

September 13, 2005

Ms. Janet Kazda  
Wisconsin Department of Natural Resources  
P.O. Box 818  
Rhinelander, Wisconsin 54501-0818

Re: GIS Registry RP Legal Description Signed Statement for the  
Presque Isle Amoco Site, Presque Isle, WI  
WDNR No. 03-64-110506  
COMM No. 54657-9701-00  
Shaw Environmental Project No. 680301

Dear Ms. Kazda:

Please be advised that the legal description for the Presque Isle Amoco site located in Presque Isle, Wisconsin, has been attached and is located within the contaminated site boundaries.

Sincerely,

*Marjorie Thoma*

Mrs. Marjorie Thoma



September 13, 2005

Mr. Jack Harrison  
Town Chairman  
P.O. Box 130  
Presque Isle, Wisconsin 54557

**RE: Notice of Residual Groundwater Contamination at the  
Presque Isle Amoco site, Presque Isle, Wisconsin**

Dear Mr. Harrison:

Soil and groundwater petroleum contamination, in excess of Wisconsin Administrative Code (WAC) NR 720 generic soil standards and NR 140 groundwater enforcement standards (ESs) from the above-referenced property, is present at soil boring locations and in monitoring wells located on its property boundary. There is the potential that the contamination exists in County Highways B and W rights-of-way located east and south of the site, respectively. Contamination in the form of benzene, ethylbenzene, toluene, xylenes, and 1,2-dichloroethane exists at concentrations exceeding NR 720 standards and NR 140 ESs. However, the contaminant plume is receding and trends are decreasing. Conditional case closure is currently being requested by the Wisconsin Department of Natural Resources (WDNR). If closure is granted with no additional investigation or cleanup activities required, WDNR reserves the right to reopen the investigation if, in the future, site conditions indicate that any contamination that remains may pose a threat to human health or the environment.

Since the source of groundwater contamination potentially on your property was not caused by your actions, neither you nor any subsequent owner of your property will be held responsible for additional investigation or cleanup of the contamination, if deemed necessary by WDNR, as long as you and any subsequent owners comply with the requirements of Section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup if access is required. For further information on the requirements of Section 292.13, Wisconsin Statutes, you may call 1-800-367-6076, to obtain a copy of the Wisconsin Department of Natural Resources' (WDNR) publication #RR-589, Fact Sheet 10: Guidance for Dealing with Properties Affected by Off-Site Contamination.

If conditional case closure is granted with groundwater contamination present in excess of an NR 140 ES, the site will be listed on the WDNR's Geographic Information System (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above chapter NR 140 ESs was found at the time that the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources' Internet web site.

Should you or any subsequent property owner wish to construct or reconstruct a well on your property, special well construction standards may be necessary to protect the well from the residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call Diggers Hotline (1-800-242-8511) if your property is located outside of the service area of a municipally owned water system, or contact the Drinking Water program within the Department of Natural Resources if your property is located within the designated service area of a municipally owned water system, to determine if there is a need for special well construction standards.

If the site is granted closure, the WDNR will not add this property to the GIS Registry of Closed Remediation Sites for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the WDNR to provide any technical information that you may have that indicates that this site should not be added to the GIS Registry of Closed Remediation Sites. If you would like to submit any relevant

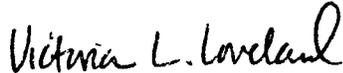
Mr. Jack Harrison  
September 13, 2005, Page 2

information to WDNR, you should mail that information to: Ms. Janet Kazda, WDNR, 107 Sutliff Avenue, Rhinelander, Wisconsin 54501.

Once the site is closed, you may obtain a copy of the conditional case closure letter by requesting a copy from me, by writing to the agency address given above, or by accessing the WDNR GIS Registry of Closed Remediation Sites on the Internet at [www.dnr.state.wi.us/org/at/et/geo/gwur](http://www.dnr.state.wi.us/org/at/et/geo/gwur). A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.

If you need more information, you may contact me at Shaw Environmental, Inc., 3708 Hilltop Avenue, Wausau, Wisconsin 54401, at (715) 849-8986.

Sincerely,  
**Shaw Environmental, Inc.**



Victoria L. Loveland  
Senior Geological Engineer/Hydrogeologist

cc: Ms. Janet Kazda, WDNR, 107 Sutliff Avenue, Rhinelander, Wisconsin 54501

Declaration of Restrictions

In Re: See attached legal description in Exhibit A.

STATE OF WISCONSIN )  
 ) ss  
COUNTY OF Vilas )

**RECORDED**

JAN 26 2006

12:15 pm

*Jan Hansen*

REGISTER OF DEEDS, VILAS CO., WI

Recording Area

Name and Return Address

Mrs. Marjorie Thoma 21.7 pd  
Route 1, Box 1  
Presque Isle, Wisconsin 54557

WHEREAS, Marjorie Thoma is the owner of the above-described property. 22-1190 Parcel Identification Number

WHEREAS, one or more gasoline and/or diesel fuel discharges have occurred on this property, and as of October 1, 1997, when soil samples were collected on this property, gasoline- and diesel fuel-contaminated soil remained on this property at the following location: near T1, P3, and MW-5, as illustrated on Figure 1, attached.

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:

Structural impediments existing at the time of cleanup, upgraded underground storage tank system (as shown on the attached Figure 1), made complete remediation of the soil contamination on this property impracticable. If the structural impediments on this property that are described above are removed, the property owner shall conduct an investigation of the degree and extent of petroleum contamination. To the extent that contamination is found at that time, the Wisconsin Department of Natural Resources shall be immediately notified and the contamination shall be properly remediated in accordance with applicable statutes and rules. If currently inaccessible soil near or beneath the structural impediments on the property is excavated in the future, the soil must be samples 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 pavement or other impervious cap that existed on the above-described property in the location shown on the attached map, labeled Figure 2, on the date that this restriction was signed shall be maintained in compliance with the *Pavement Cover and Building Barrier Cap Maintenance Plan for the Presque Isle Amoco Site*, dated January 24, 2006, that was submitted to the Wisconsin Department of Natural Resources by Shaw Environmental, Inc., as required by section NR 724.13(2), Wis. Adm. Code (October 1999). A copy of the maintenance plan can be found at the Presque Isle Amoco site. This pavement or other impervious cap must be maintained in order to

minimize the infiltration of water and prevent additional groundwater contamination that might otherwise 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.

In addition, the following activities are prohibited on any portion of the above-described property where pavement is required, as shown on Figure 2, unless prior written approval has been obtained from the Wisconsin Department of Natural Resources 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 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 Natural Resources, 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.

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 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 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, 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.

IN WITNESS WHEREOF, the owners of the property have executed this Declaration of Restrictions, this 26th day of January, 2006.

Signature: Marjorie Thoma  
Printed Name: MARJORIE THOMA

Subscribed and sworn to before me  
this 26th day of January, 2006.

Rebecca A. McDowell  
Rebecca A. McDowell  
Notary Public, State of Wisconsin, Vilas County

My commission expires March 11, 2007

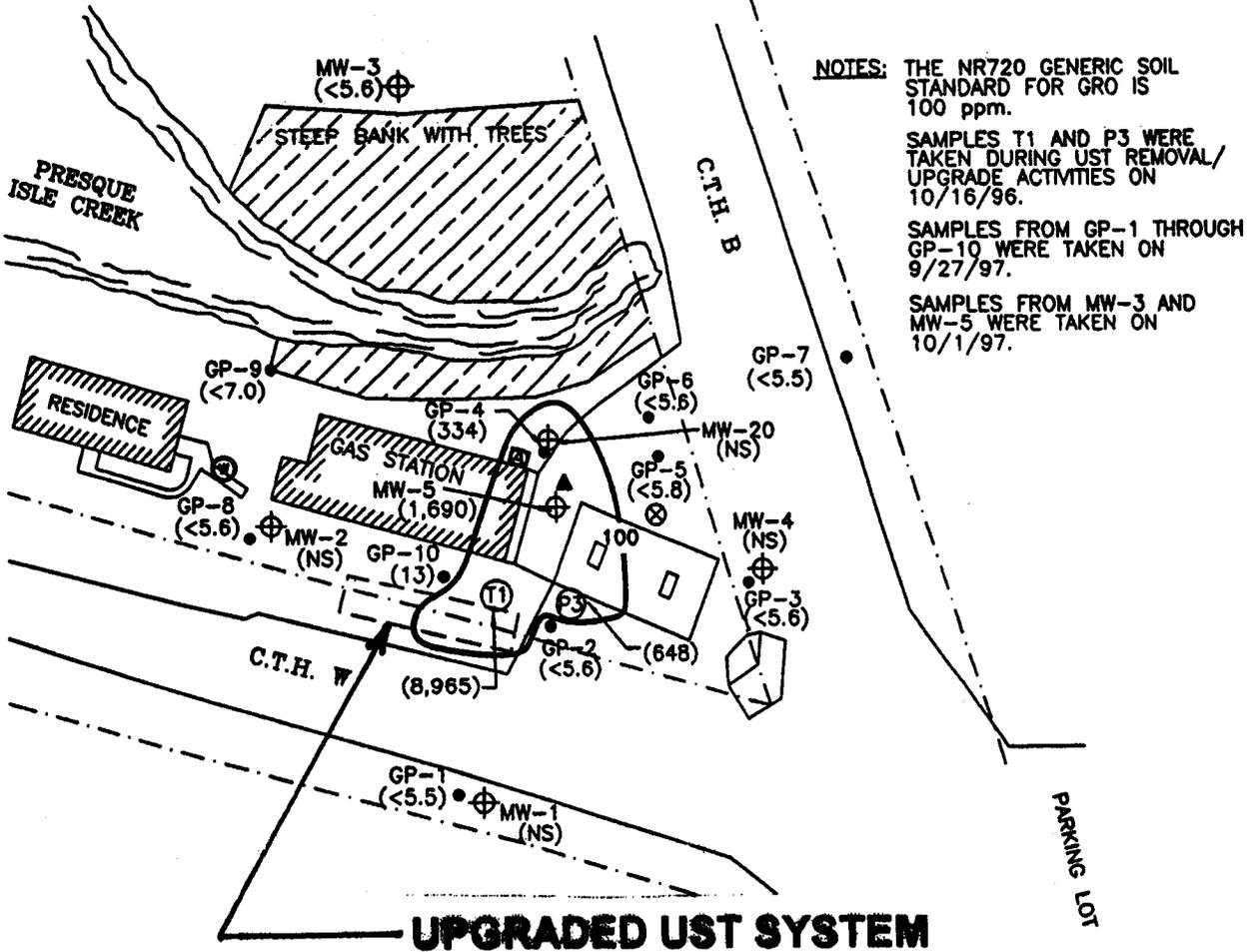
This document was drafted by Shaw Environmental, Inc., based on a model deed restriction provided by the Wisconsin Department of Natural Resources, by Victoria L. Loveland

**TANK LEGEND**

⊕ 550-GALLON FUEL OIL UST

**LEGEND**

- - - APPROXIMATE PROPERTY BOUNDARY
- ⊕ POTABLE WELL
- ⊗ SEEPAGE PIT
- ▲ SEPTIC TANK
- CURRENT AND FORMER UST BASIN
- ▨ SLOPE GREATER THAN 20%
- ⊕ MONITORING WELL
- GEOPROBE BORING
- ( ) CONCENTRATION IN ppm
- NS NOT SAMPLED
- 100 ISOCONCENTRATION CONTOUR



**NOTES:** THE NR720 GENERIC SOIL STANDARD FOR GRO IS 100 ppm.

SAMPLES T1 AND P3 WERE TAKEN DURING UST REMOVAL/UPGRADE ACTIVITIES ON 10/16/96.

SAMPLES FROM GP-1 THROUGH GP-10 WERE TAKEN ON 9/27/97.

SAMPLES FROM MW-3 AND MW-5 WERE TAKEN ON 10/1/97.

**UPGRADED UST SYSTEM**

SCALE



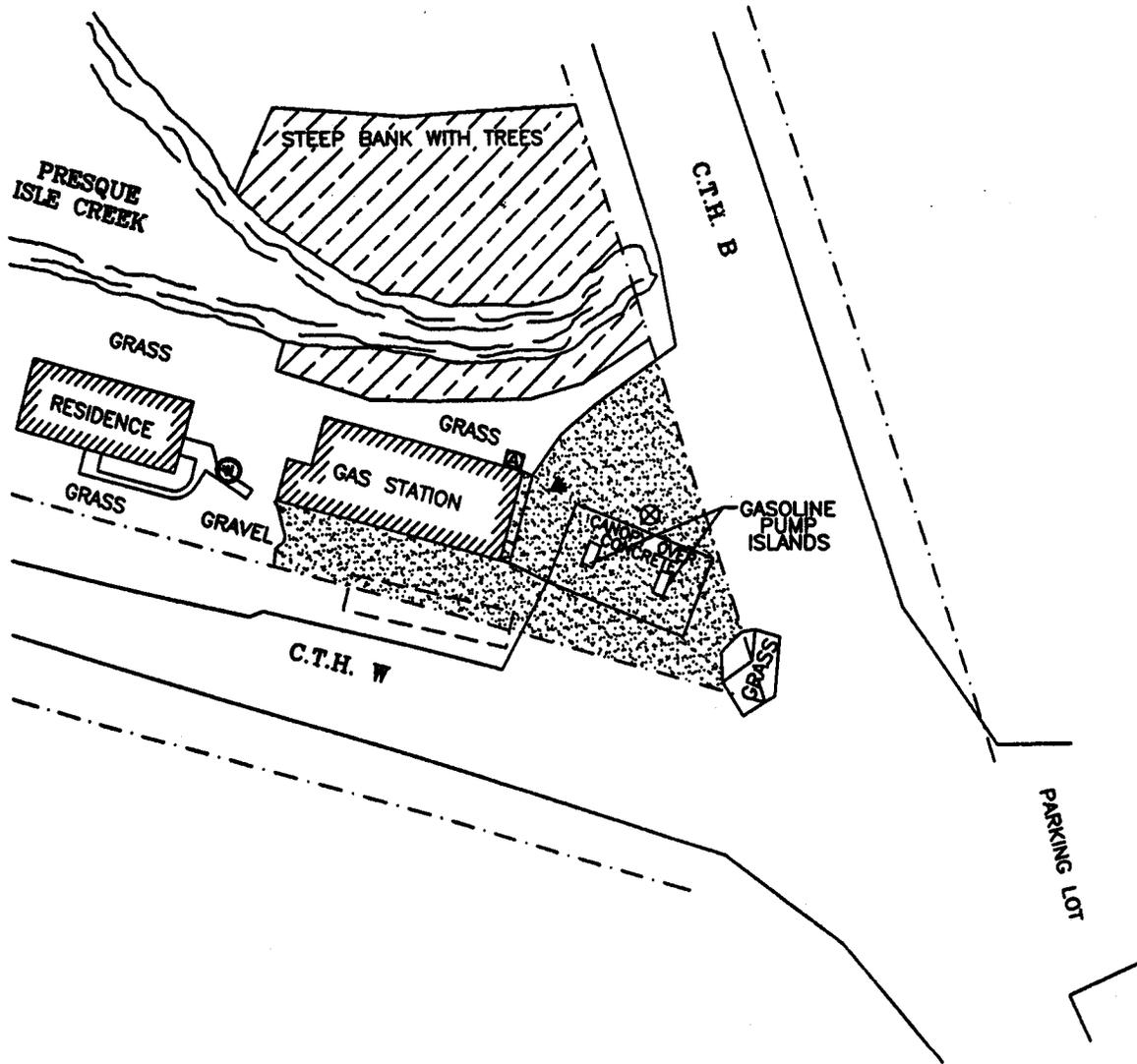
 Shaw E & I, Inc.		PRESQUE ISLE AVIATION SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 1</b> SOIL GRO DISTRIBUTION			
DESIGNED BY	VLL	08/14/05	CHECKED BY		
DRAWN BY	KPK	08/14/05	APPROVED BY		
SIZE:	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.784L104	1 OF 1	0	

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 Shaw E&I, Inc.		PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 2</b> SITE PLAN VIEW			
DESIGNED BY	VLL	08/14/05	CHECKED BY		
DRAWN BY	KPK	08/14/05	APPROVED BY		
SIZE	SCALE	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.764L102	1 OF 1	0	

SCALE



**Exhibit A**  
**Recorded Deed**

A part of the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) in Section Thirty-four (34), Township Forty-four (44) North, Range Six (6) East of the Fourth Principal Meridian, Vilas County, Wisconsin, more particularly described as follows:

Tax Key No. \_\_\_\_\_

Commencing at the SE corner of the SW Quarter of the SE Quarter and on the Section line, thence North along the East line of the SW Quarter of the SE Quarter a distance of 260 feet to the centerline of the old Chicago & Northwestern Railway right of way, thence Northwesterly along the centerline of the said railway right of way a distance of 454 feet which is the PLACE OF BEGINNING of the lands to be described; thence continuing West along the centerline of the old Chicago & Northwestern Railway right of way a distance of 450 feet; thence due North to the South bank of the Presque Isle Creek; thence Easterly along the South bank of Presque Isle Creek to intersect County Trunk 'W'; thence Southerly along the West Boundry of C.T.H. 'W' to intersect the centerline of the old Chicago & Northwestern Railway right of way and at a point approximately 33 feet westerly from the place of beginning. ~~(continued on other side)~~

ALSO the following described parcel of land, that parcel of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) in Section 34, T. 44 N. R. 6 E., lying Westerly of the above described lands and lying between C.T.H. 'W' and Presque Isle Creek as now located and extending Westerly to the point where the diverted creek intersects the right of way, being about 150 feet in length, East and West along County Trunk 'W'.

**PAVEMENT COVER AND BUILDING BARRIER CAP MAINTENANCE PLAN**  
For the  
**PRESQUE ISLE AMOCO SITE**

January 24, 2006

Property located at: 11610 CTH W  
Presque Isle, Wisconsin 54557

WDNR BRRTS Number: 03-64-110606

Tax Key Number: 22-1190

**Introduction**

This document is the Maintenance Plan for a pavement cover and building barrier at the above-referenced property in accordance with the requirements of s. NR 724.13(2), Wisconsin Administrative Code (WAC). The maintenance activities relate to the existing building and other paved surfaces occupying the area over the contaminated soil remaining on-site. The contaminated soil is impacted by gasoline range organics, diesel range organics, and petroleum volatile organic compounds. The locations of the paved surface and building to be maintained in accordance with this Maintenance Plan, as well as the petroleum-impacted soil, are identified in the attached Figures 1 and 2, respectively.

**Cover and Building Barrier Purpose**

The paved surfaces and the building foundation over the petroleum-contaminated soil serve as a barrier to prevent direct human contact with residual soil contamination that might otherwise pose a threat to human health. These paved surfaces and building foundation also act as a partial infiltration barrier to minimize future soil-to-groundwater contaminant migration that would violate the groundwater standards in ch. NR 140, WAC. Based on the current and future use of the property, the barrier should function as intended unless disturbed.

**Annual Inspection**

The paved surfaces and building foundation overlying the petroleum-contaminated soil, as depicted in Figure 1, will be inspected once a year, normally in the spring after all snow and ice has melted, for deterioration, cracks, and other potential problems that can cause additional infiltration into or exposure to underlying soils. The inspections will be performed to evaluate damage due to settling, exposure to the weather, wear from traffic, increasing age, and other factors. Any area where 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 A, Cap Inspection Log. The log will include recommendations for necessary repair of any areas where underlying soils are exposed. Once repairs are completed, they will be documented in the inspection log. A copy of the inspection log will be sent to the Wisconsin

Department of Natural Resources (WDNR) at least annually after every inspection, unless otherwise directed in the case closure letter.

### **Maintenance Activities**

If problems are noted during the annual inspections or at any other time during the year, repairs will be scheduled as soon as practical. Repairs can include patching and filling operations or they can include 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. 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 contaminated 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 WDNR 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 Plan**

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

### **Contact Information**

January 2006

**Site Owner/Operator:** Mrs. Marjorie Thoma  
Route 1, Box 1  
Presque Isle, Wisconsin 54557

**Consultant:** Shaw Environmental, Inc.  
831 Critter Court, Suite 400  
Onalaska, Wisconsin 54650  
608-781-5470

**WDNR:** Mr. Chuck Weister  
107 Sutliff Avenue  
Rhineland, Wisconsin 54501  
715-365-8990

**Figures**

**Figure 1 – Site Plan View**

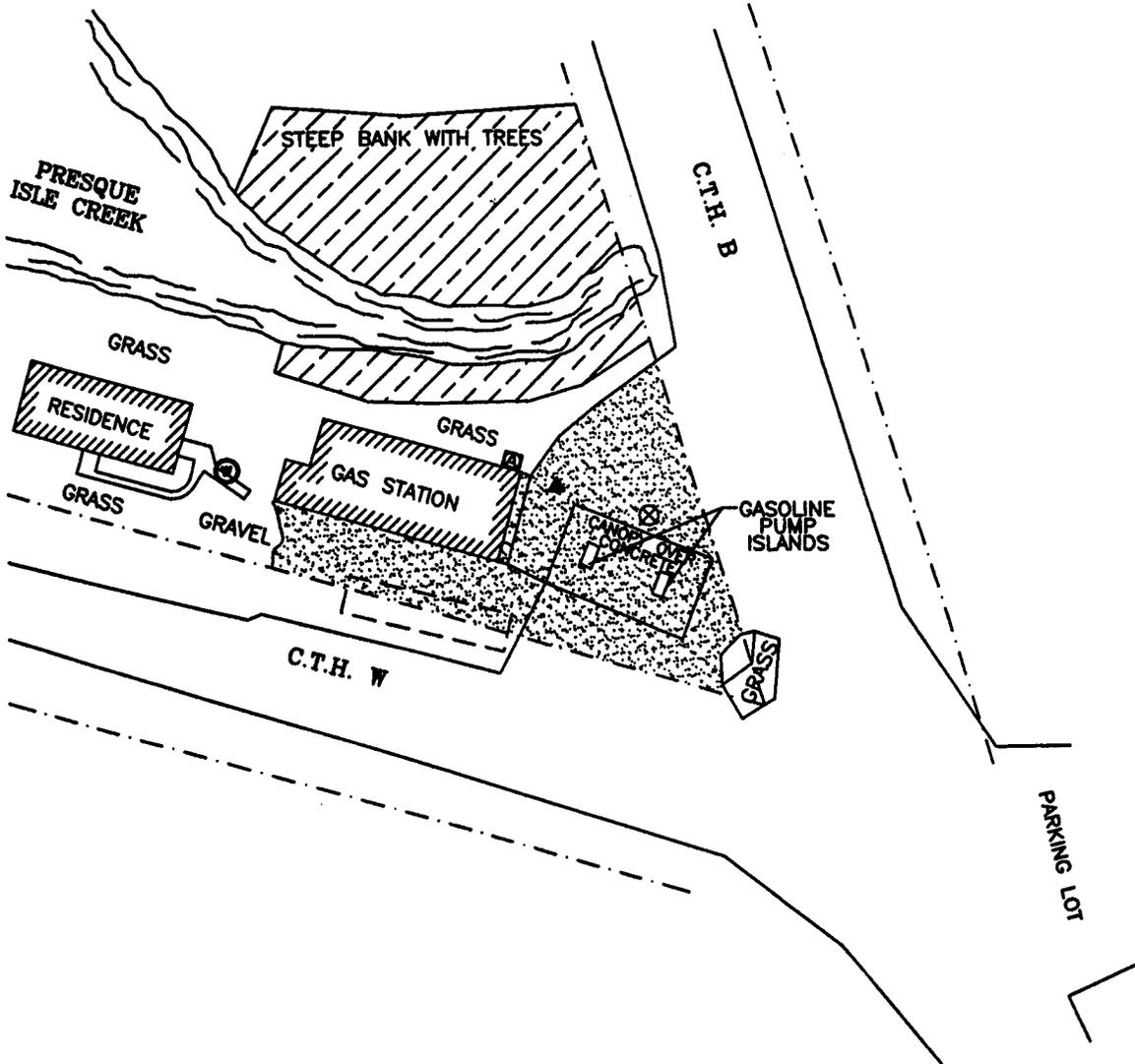
**Figure 2 – Soil GRO Distribution**

**TANK LEGEND**

Ⓐ 550-GALLON FUEL OIL UST

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SCALE



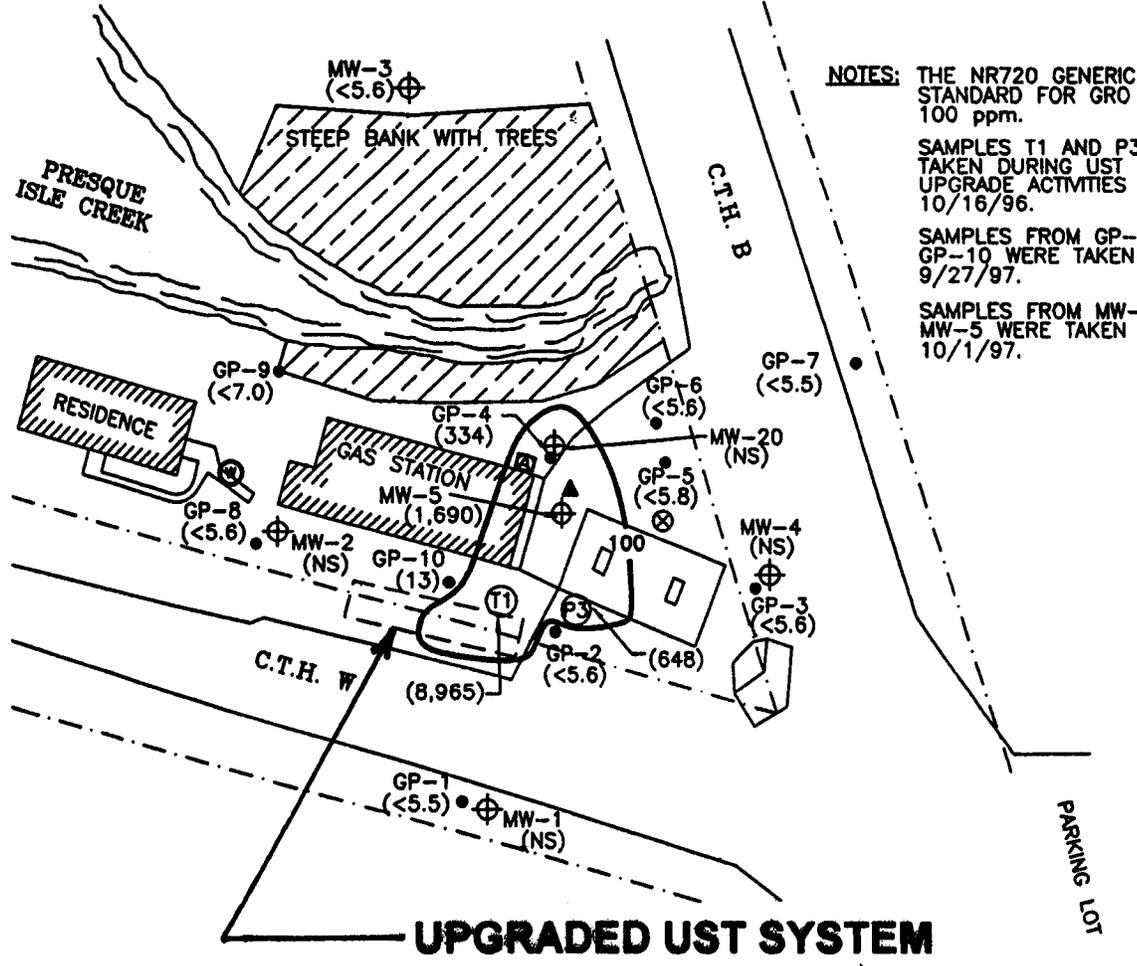
		PRESQUE ISLE AMOCO SITE PRESQUE ISLE, WISCONSIN			
		<b>FIGURE 1</b> <b>SITE PLAN VIEW</b>			
DESIGNED BY	VLL	08/14/08	CHECKED BY		
DRAWN BY	KFK	08/14/08	APPROVED BY		
SIZE:	SCALE:	DRAWING NO.	SHEET NO.	REVISION NO.	
A	AS SHOWN	96.764L102	1 OF 1	0	

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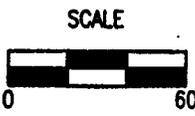
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	<b>FIGURE 2</b> SOIL GRO DISTRIBUTION			
DESIGNED BY	VLL	08/14/05	CHECKED BY	
DRAWN BY	KFK	08/14/05	APPROVED BY	
SIZE	SCALE	DRAWING NO.	SHEET NO.	REVISION NO.
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**Exhibit A**

**Cap Inspection Log**

