

The following site is being submitted for inclusion into the Groundwater GIS registry:

- For DNR County and Region list go to:
<g:\pfp\pecfa\site\gis\BRRTS County and Region Codes.xls>
- To begin, click on cell to the right of; *This is a:*
- Use Tab, ↓ or Pg Down to navigate form. Print & include with file when completed.

This is a:	New Submittal
BRRTS ID (no dashes):	0313000430
Comm # (no dashes):	53714312502
County:	Dane
Region:	South Central
Site name:	ForeWay Express Inc
Street Address:	4402 Robertson Rd
City:	Madison
Final Closure Date	2002-10-23
Closure Conditions:	met
Off-source property contamination? (If yes, attach locational data and deed information on pg. 2)	No
Right-of-way contamination?	No
Contaminated media:	Groundwater
GPS Coordinates (meters in the WTM91 projection)	
Easting (X):	576287
Northing (Y):	291448
Collection Method:	DNR Web Site
Scale or Resolution:	1:3,839
(1:24,000 scale or finer)	
Prepared by:	Will Myers
Submitted by:	Cheryl Nelson

Source Property Checklist

- Final Closure Letter
- Copy of the most recent deed, which includes legal description for all properties w/ GW > NR 140 ES
- Where the legal description in the deed(s) refers to a certified survey map or recorded plat map, include those documents
- Parcel ID for all properties w/ GW > NR 140 ES
- General Location Map
- Detailed Location Map showing property boundaries, buildings, MW(s) and/or potable wells etc for properties with GW >NR140 ES
- Latest Map(s) showing extent or outline of current GW plume (isoconcentrations)
- Map showing GW flow direction
- Latest Table of GW results
- Geologic cross section (if generated as part of the site investigation)
- Statement signed by RP certifying correctness of legal descriptions
- Updated Database



October 23, 2002

David Narloch
Foreway Express Inc
115 Kuhlman Ave
Hatley, WI 54440-9708

RE: **Final Closure**

Commerce # 53714-3125-02 **WDNR BRRTS # 03-13-000430**
ForeWay Express Inc, 4402 Robertson Rd, Madison

Dear Mr. Narloch:

The Wisconsin Department of Commerce (Commerce) has received all items required for closure of the site referenced above. This site is now listed as "closed" on the Commerce database.

It is in your best interest to keep all documentation related to the environmental activities at your site. If residual contamination is encountered in the future, appropriate measures must be implemented to assure that it is managed following all applicable regulations. If future site conditions indicate that any remaining contamination poses a threat, and subsequent information indicates a need to reopen this case, any original claim under the PECFA fund would also reopen and you may apply for assistance to the extent of remaining eligibility.

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) 261-7718.

Sincerely,

Will M. Myers
Geologist
Site Review Section

cc: STS Consultants, Ltd.

STATE BAR OF WISCONSIN FORM 1 - 1982
WARRANTY DEED

DOCUMENT NO.

0000704

DANE COUNTY
REGISTER OF DEEDS

Doc No 2842647.

1997-04-03 02:31 PM
Trans. Fee 1620.00
Rec. Fee 12.00
Pages 2

This Deed, made between Bernadine M. Narloch and Susan A. Steffke, as tenants-in-common

_____, Grantor,
and Consolidated Freightways Corporation of Delaware, a Delaware corporation

_____, Grantee,
Witnesseth, That the said Grantor, for a valuable consideration and One Dollar (\$1.00)
conveys to Grantee the following described real estate in Dane
County, State of Wisconsin:

THIS SPACE RESERVED FOR RECORDING DATA

NAME AND RETURN ADDRESS

Quarles & Brady
Attn: Cynthia Vick
441 E. Wisconsin Ave.
Milwaukee, WI 53202-4497

See Exhibit A attached hereto and made a part hereof.

60-0710-044-0904-3
PARCEL IDENTIFICATION NUMBER

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

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

warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except municipal and zoning ordinances, recorded easements for public utilities, real estate taxes not yet due or payable.

and will warrant and defend the same.

Dated this 31st day of March, 1997.

_____, (SEAL)

Bernadine M. Narloch

(SEAL)

• Bernadine M. Narloch

_____, (SEAL)

Susan A. Steffke

(SEAL)

• Susan A. Steffke

AUTHENTICATION

Signature(s) _____

authenticated this _____ day of _____, 19____

TITLE: MEMBER STATE BAR OF WISCONSIN

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

THIS INSTRUMENT WAS DRAFTED BY

Lon E. Roberts, Attorney at Law
Ruder, Ware & Michler, S.C.
P.O. Box 8050, Wausau, WI 54402-8050

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

ACKNOWLEDGMENT

State of Wisconsin, _____ } ss.

MARATHON County, _____

Personally came before me this 26th day of MARCH, 1997, the above named Bernadine M. Narloch and Susan A. Steffke

to me known to be the person 2 who executed the foregoing instrument and acknowledge the same.

David [Signature]
Notary Public, Marathon County, Wis.

My commission is permanent. (If not, state expiration date: 10-06, 192000.)

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

2/12

0009705

EXHIBIT A

PARCEL I: Part of the South 1/2 of the Southeast 1/4 of Section 4, Township 7 North, Range 10 East, in the City of Madison, Dane County, Wisconsin, more fully described as follows: Beginning at the Northeast corner of said South 1/2 of the Southeast 1/4; thence South along the East line thereof to the Southeast corner of the North 1/2 of the South 1/2 of the Southeast 1/4; thence West along the South line of said North 1/2 of the South 1/2 of the Southeast 1/4 to the Northeasterly right-of-way line of USH 51 (also known as East Madison Beltline Highway); thence Northwesterly along said Northeasterly right-of-way line to a point 33 feet North of the South line of said North 1/2 of the South 1/2 of the Southeast 1/4 (measured at right angles to the South line); thence East parallel to said South line to a point 660 feet West of the East line of said Southeast 1/4; thence North 660 feet, more or less, to the North line of said South 1/2 of the Southeast 1/4; thence East on said North line 660 feet to the point of beginning, EXCEPT that part conveyed by Quit Claim Deed recorded on December 18, 1968, in Volume 76 of Records, page 372, as Document No. 1230736 and also EXCEPT that part conveyed by Warranty Deed recorded on October 14, 1977, in Volume 872 of Records, page 293, as Document No. 1543585.

PARCEL II: Part of Lot Two (2) of Certified Survey Map No. 1020 recorded in the Dane County Register of Deeds Office in Volume 4 of Certified Survey Maps, page 292, as Document No. 1350907, in the City of Madison, Dane County, Wisconsin, more fully described as follows: Commencing at the Southeast corner of Section 4, Township 7 North, Range 10 East, in the City of Madison; thence North 00° 14' 57" West 663.92 feet; thence South 87° 05' 18" West 537.39 feet to the point of beginning of this description; thence continuing South 87° 05' 18" West 53.14 feet to the Easterly right-of-way line of a proposed road (now known as Robertson Road); thence along said right of way being a curve to the right having a radius of 183.00 feet and a chord bearing South 36° 27' 41" East 39.48 feet; thence along said right of way South 30° 16' 06" East 1.81 feet; thence North 38° 32' 40" East 46.05 feet to the point of beginning.

The above legal description also known as:

Part of the South 1/2 of the Southeast 1/4 of Section 4, Township 7 North, Range 10 East and part of Lot Two (2) of Certified Survey Map No. 1020 recorded in the Dane County Register of Deeds Office in Volume 4 of Certified Survey Maps, page 292, as Document No. 1350907, in the City of Madison, Dane County, Wisconsin, more fully described as follows: Commencing at the Southeast corner of said Section 4; thence North 00° 15' 24" West, along the East line of City View Commercial Park, 663.96 feet (recorded as North 0° 14' 57" West, 664.16 and North 01° 55' East) to the point of beginning; thence South 87° 05' 18" West, along the North line of Lot 1, City View Commercial Park, 537.78 feet (recorded as 537.39 feet); thence South 38° 55' 21" West, along the Northwest line of Lot 1, City View Commercial Park, 45.77 feet (recorded as South 38° 32' 40" West, 46.05 feet); thence North 30° 16' 06" West, along the Easterly line of Robertson Road, 1.35 feet (recorded as 1.81 feet); thence along the Easterly line of Robertson Road being a curve to the left with a radius of 183.00 feet and a long chord bearing of North 41° 09' 07" West, 69.11 feet; thence continue along curve to the left with a radius of 60.00 feet and a long chord bearing of North 26° 30' 18" West, 107.54 feet; thence North 00° 15' 24" West, along the East line of Certified Survey Map No. 274, 542.65 feet (recorded as North 00° 11' 05' West and North 01° 55' 30" East); thence North 87° 09' 52" East, along the South line of First Addition to Wedgewood Subdivision, 660.27 feet (recorded as North 87° 03' East and North 89° 17' East, 660. feet); thence South 00° 15' 24" East, along the West line of Kingston Replat, 661.84 feet (recorded as South 00° 14' 57" East and South 01° 55' West) to the point of beginning.

160B1983.017

Ruder, Ware & Michler
A LIMITED LIABILITY S. C.
ATTORNEYS AT LAW

MEMBER OF:
Commercial Law Affiliates
with independent firms in
principal cities worldwide

SUITE 700
500 THIRD STREET
POST OFFICE BOX 8050
WAUSAU, WI 54402-8050

TELEPHONE: (715) 845-4336

FACSIMILE: (715) 842-8363

E-MAIL ADDRESS: rwilson@ruder.com

URL: <http://www.ruder.com/>

RUSSELL W. WILSON
Attorney at Law

July 31, 2002

SENT VIA FEDERAL EXPRESS

Consolidated Freightways
Attn: Mr. Brian D. Treber
Corporate Real Estate
P.O. Box 2590
Vancouver, WA 98687

Re: Pending Site Closure; Fore-Way Express, Inc.; 4402 Robertson Road; Madison, WI
Wisconsin Department of Commerce ID #: 53714-3125-02-A
BRRTS ID #:03-60-000392

Dear Mr. Treber:

We represent the Steffke-Narloch Partnership (the "Partnership"), which sold the property located at 4402 Robertson Road, Madison, Wisconsin, pursuant to the Truck Terminal Purchase Contract dated September 9, 1996, to Consolidated Freight ("CF"). That property is also referred to as the Fore-Way Express, Inc. Site. The purpose of this letter is to notify you that residual groundwater contamination remains on the Fore-Way Express, Inc. Site. The levels of benzene and 1,2-dichloroethane contamination in the groundwater on your property are above the state groundwater enforcement standards found in Chapter NR 140, Wisconsin Administrative Code. Enclosed are the following tables that quantify the groundwater contamination and site diagram:

Table 1 - summary of quarterly groundwater monitoring;
Table 2 - summary of quarterly groundwater analytical results;
Table 3 - depth to groundwater table measurements; and
Site Diagram.

The environmental consultants who have investigated this contamination have informed us that this groundwater contaminants are stable or receding and will naturally degrade over time. We believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in Chapter NR 726 and COMM 46, Wisconsin Administrative Code. The Wisconsin Department of Commerce has accepted

Ruder, Ware & Michler
A LIMITED LIABILITY S. C.
ATTORNEYS AT LAW

Mr. Brian D. Treber
July 31, 2002
Page 2

natural attenuation as the final remedy for this site and in its letter dated May 8, 2000, a copy of which is enclosed, has granted case conditional closure pending the recording of a Groundwater Use Restriction, i.e. a groundwater deed restriction. Effective November 1, 2001, Wisconsin adopted regulations for the Geographic Information Systems Registry of Closed Remediation Sites ("GIS Registry") as an alternative to closure with a groundwater deed restriction. Subsequently the Wisconsin Department of Commerce issued a letter dated "June 2002," a copy of which is also enclosed, directing that the Fore-Way Express, Inc. Site be closed either by means of a groundwater deed restriction or by listing on the GIS Registry. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation. This letter serves to inform CF that the Partnership will ask the Department of Commerce for final case closure under the GIS Registry.

As you know, the Partnership retained the environmental liability connected with the Fore-Way Express, Inc. Site when it sold that property to CF. Neither CF nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as CF and any subsequent owners comply with the requirements of Section 292.13, Wisconsin Statutes, including allowing access to that property for environmental investigation or cleanup in the event that access should be required in the future. For further information on the requirements of Section 292.13, Wisconsin Statutes, you may call 1-800-367-6076 for calls originating in Wisconsin, or 608-264-6020 if you are calling from out of state or within the Madison area. Although the Fore-Way Express, Inc. Site does not involve off-site migration of contamination, CF may nevertheless be interested in obtaining a copy of the Department of Natural Resources Publication #RR-589, Fact Sheet 10: Guidance For Dealing With Properties Affected By Off-Site Contamination.

The Department of Commerce will not review our closure request for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the Department to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the Department of Commerce that is relevant to this closure request, you should mail that information to: Mr. Eric J. Scott, site reviewer, Department of Commerce, Environmental & Regulatory Services, PECFA, P.O. Box 8044, Wisconsin 53708-8044. Mr. Scott's telephone number is (608) 266-8516. If you should communicate with Mr. Scott or anyone else at the Department of Commerce regarding this site, please reference the site as described in the subject line above.

Ruder, Ware & Michler
A LIMITED LIABILITY S. C.
ATTORNEYS AT LAW

Mr. Brian D. Treber

July 31, 2002

Page 3

If this case is closed, all properties within the site boundaries where groundwater contamination exceeds chapter NR 140 Groundwater Enforcement Standards will be listed on the Department of Natural Resources Geographic Information System (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above Chapter NR 140 Enforcement Standards was found at the time the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources internet website. I have enclosed a copy of the Report of Title from Dane County Title Company for the Fore-Way Express, Inc. Site dated July 31, 2002, which contains the legal description for that property. Accordingly, we understand the enclosed legal description for the Fore-Way Express, Inc. Site to be complete and accurate. If you disagree with the accuracy and completeness of the legal description set forth in the enclosed checking letter, please let me know right away.

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 residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to call the digger's 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.

Once the department makes a decision on this closure request, it will be documented in a letter. If the Department grants closure, you may obtain a copy of that letter by requesting a copy from me, by writing to the agency address given above, or by accessing the DNR GIS Registry of Closed Remediation Sites on the internet at www.dnr.state.wi.us/org/at/et/geo/gwur. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.

If you need more information, you may contact me at the above address or you may contact Mr. Eric Scott, whose telephone number is listed above.

Ruder, Ware & Michler
A LIMITED LIABILITY S.C.
ATTORNEYS AT LAW

Mr. Brian D. Treber
July 31, 2002
Page 4

Very truly yours,

RUDER, WARE & MICHLER,
A LIMITED LIABILITY S.C.



Russell W. Wilson

cc w/encl: Mr. David Narloch
Mr. Eric J. Scott
Ms. Suzanne M. Murawski, P.E.

AFFIDAVIT
OF
RICHARD C GLESNER

P 406

DANE COUNTY
REGISTER OF DEEDS

Doc No 2815206

1996-11-26 12:24 PM
Trans. Fee 0.00
Rec. Fee 12.00
Pages 2

Document Number

Document Title

In Re:

PARCEL I: Part of the South 1/2 of the Southeast 1/4 of Section 4, Township 7 North, Range 10 East, in the City of Madison, Dane County, Wisconsin, more fully described as follows: Beginning at the Northeast corner of said South 1/2 of the Southeast 1/4; thence South along the East line thereof to the Southeast corner of the North 1/2 of the South 1/2 of the Southeast 1/4; thence West along the South line of said North 1/2 of the South 1/2 of the Southeast 1/4 to the Northeasterly right-of-way line of USH 51 (also known as East Madison Beltline Highway); thence Northwesterly along said Northeasterly right-of-way line to a point 33 feet North of the South line of said North 1/2 of the South 1/2 of the Southeast 1/4 (measured at right angles to the South line); thence East parallel to said South line to a point 660 feet West of the East line of said Southeast 1/4; thence North 660 feet, more or less, to the North line of said South 1/2 of the Southeast 1/4; thence East on said North line 660 feet to the point of beginning, EXCEPT that part conveyed by Quit Claim Deed recorded on December 18, 1968, in Volume 76 of Records, page 372, as Document No. 1230736 and also EXCEPT that part conveyed by Warranty Deed recorded on October 14, 1977, in Volume 872 of Records, page 293, as Document No. 1543585.

Recording Area

Name and Return Address

Lon E. Roberts
Ruder, Ware & Michler, S.C.
P. O. Box 8050
Wausau, WI 54402-8050

60-0710-044-0904-3
Parcel Identification Number (PIN)

PARCEL II: Part of Lot Two (2) of Certified Survey Map No. 1020 recorded in the Dane County Register of Deeds Office in Volume 4 of Certified Survey Maps, page 292, as Document No. 1350907, in the City of Madison, Dane County, Wisconsin, more fully described as follows: Commencing at the Southeast corner of Section 4, Township 7 North, Range 10 East, in the City of Madison; thence North 00° 14' 57" West 663.92 feet; thence South 87° 05' 18" West 537.39 feet to the point of beginning of this description; thence continuing South 87° 05' 18" West 53.14 feet to the Easterly right-of-way line of a proposed road (now known as Robertson Road); thence along said right of way being a curve to the right having a radius of 183.00 feet and a chord bearing South 36° 27' 41" East 39.48 feet; thence along said right of way South 30° 15' 05" East 1.81 feet; thence North 38° 32' 40" East 46.05 feet to the point of beginning.

STATE OF WISCONSIN }
 } ss:
COUNTY OF DANE }

Richard C. Glesner, being first duly sworn, on oath deposes and says that he is an attorney practicing law with the firm of Michael, Best & Friedrich located at One South Pinckney Street, Madison, Dane County, Wisconsin and further states:

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.517. WRDA 2/96

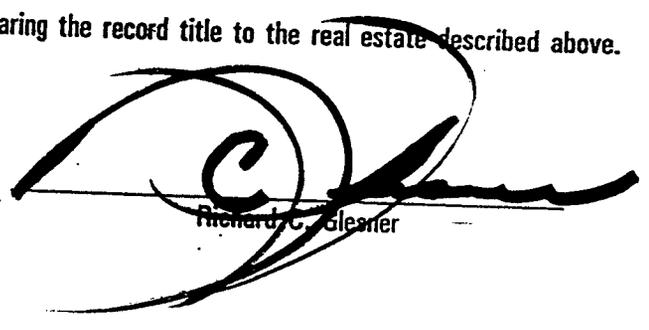
2/12

1. That he was the attorney who represented Robertson Terminal Warehouses, Ltd., John C. Robertson and the John C. Robertson Marital Trust with regard to the above described real estate.
2. In the course of his representation of the entities described above, he prepared various legal instruments regarding the real estate described above including, but not limited to, (i) a Land Contract by and between Robertson Terminal Warehouses, Ltd. and Bernadine M. Narloch and Susan A. Steffke dated August 28, 1984, recorded in the office of the Dane County Register of Deeds on August 31, 1984, in Volume 6048 of Records, page 68, as Document No. 1849390 (the "Land Contract"); (ii) a Warranty Deed from Robertson Terminal Warehouses, Ltd. to John C. Robertson dated October 3, 1984, recorded in the office of the Dane County Register of Deeds on November 28, 1984, in Volume 6302, page 20, as Document No. 1860154 (the "Transfer Deed"); and (iii) a Trustee's Deed from Firstar Bank Madison, N.A., Trustee of the John C. Robertson Marital Trust to Bernadine M. Narloch and Susan A. Steffke dated February 18, 1994, recorded in the office of the Dane County Register of Deeds on March 16, 1994, in Volume 26856, page 53, as Document No. 2583677 (the "Conveyance Deed").
3. That each of the Land Contract, Transfer Deed and Conveyance Deed contained a real estate description substantially similar to Parcel I described above.
4. That the real estate descriptions contained in the Land Contract, Transfer Deed and Conveyance Deed were and are erroneous in that they omitted certain real estate described as Parcel II described above.
5. That it was the intention of Robertson Terminal Warehouses, Ltd., John C. Robertson and the John C. Robertson Marital Trust to convey both Parcel I and Parcel II in all conveyances regarding this real estate including, but not limited to, the Land Contract, Transfer Deed and Conveyance Deed.
6. That it was the intention of Robertson Terminal Warehouses, Ltd., John C. Robertson and the John C. Robertson Marital Trust not to retain any interest in the real estate described above.
7. That this affidavit is made for the purpose of clearing the record title to the real estate described above.

In the presence of

Barbara L. Mayhew
Witness

Sheryl A. Mahood
Witness


Richard C. Glesner

Subscribed and sworn to before me the 14 day of Nov., 1996.

Barbara L. Mayhew
Notary Public, Dane County, Wisconsin
Expires 11-30-97

1. He is an owner and record title holder to the real estate in Dane County, Wisconsin generally described as Lot 228 of Kingston Replat to the City of Madison (such Replat being recorded in Volume 23 of PLATS, pages 31 and 32, as document number 997560) (the "Leisikow Property").
2. That the Leisikow Property lies adjacent to the property described in the In Re portion of this affidavit (the "Narloch/Steffke Property") and adjacent to certain horse shoe pits located on the Narloch/Steffke Property.
3. Affiant has occupied the Leisikow Property for approximately 20 years.
4. Affiant claims no interest in or rights or access to the horse shoe pits adjacent to the Leisikow Property.
5. Affiant knows of no person or organization who claims an interest in or rights or access to the horse shoe pits adjacent to the Leisikow Property.
6. This affidavit is made for the purpose of establishing the sole and exclusive ownership and control of said horse shoe pits by the owners of the Narloch/Steffke Property and the lack of any rights, interest or access to said horse shoe pits or any of the Narloch/Steffke Property by the owners of the Leisikow Property.

In the presence of

Witness

Ray Leisikow
Ray Leisikow

Witness

Subscribed and sworn to before me the 3 day of Feb., 1997.

Barbara A. Berigar
Notary Public, Dane County, Wisconsin

1. He is an owner and record title holder to the real estate in Dane County, Wisconsin generally described as Lot 234 of Kingston Replat to the City of Madison (such Replat being recorded in Volume 23 of PLATS, pages 31 and 32, as document number 997560) (the "Thompson Property").

2. That the Thompson Property lies adjacent to the property described in the In Re portion of this affidavit (the "Narloch/Steffke Property") and adjacent to certain horse shoe pits located on the Narloch/Steffke Property.

3. Affiant has occupied the Thompson Property for approximately 25 years.

4. Affiant claims no interest in or rights or access to the horse shoe pits adjacent to the Thompson Property.

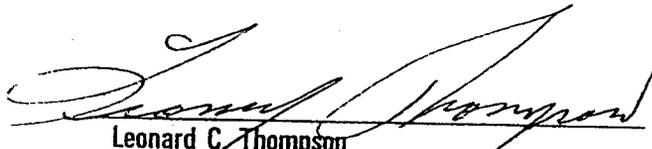
5. Affiant knows of no person or organization who claims an interest in or rights or access to the horse shoe pits adjacent to the Thompson Property.

6. This affidavit is made for the purpose of establishing the sole and exclusive ownership and control of said horse shoe pits by the owners of the Narloch/Steffke Property and the lack of any rights, interest or access to said horse shoe pits or any of the Narloch/Steffke Property by the owners of the Thompson Property.

In the presence of

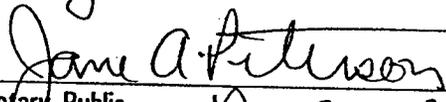
Witness

Witness



Leonard C. Thompson

Subscribed and sworn to before me the 31st day of January, 1997.



Notary Public, Dane County, Wisconsin

Jane A. Peterson
Notary Public - State of WI
My Commission Expires January 18, 1998

0000211

1. He is an owner and record title holder to the real estate in Dane County, Wisconsin generally described as Lot 229 of Kingston Replat to the City of Madison (such Replat being recorded in Volume 23 of PLATS, pages 31 and 32, as document number 997560) (the "Smith Property").
2. That the Smith Property lies adjacent to the property described in the In Re portion of this affidavit (the "Narloch/Steffke Property") and adjacent to certain horse shoe pits located on the Narloch/Steffke Property.
3. Affiant has occupied the Smith Property for approximately 8 years.
4. Affiant claims no interest in or rights or access to the horse shoe pits adjacent to the Smith Property.
5. Affiant knows of no person or organization who claims an interest in or rights or access to the horse shoe pits adjacent to the Smith Property.
6. This affidavit is made for the purpose of establishing the sole and exclusive ownership and control of said horse shoe pits by the owners of the Narloch/Steffke Property and the lack of any rights, interest or access to said horse shoe pits or any of the Narloch/Steffke Property by the owners of the Smith Property.

In the presence of

Karen Rayner
Witness

Jeannette McDonald
Witness

Norman F. Smith, III
Norman F. Smith, III

Subscribed and sworn to before me the 11th day of February, 1997.

Jane A. Peterson
Notary Public, Dane County, Wisconsin

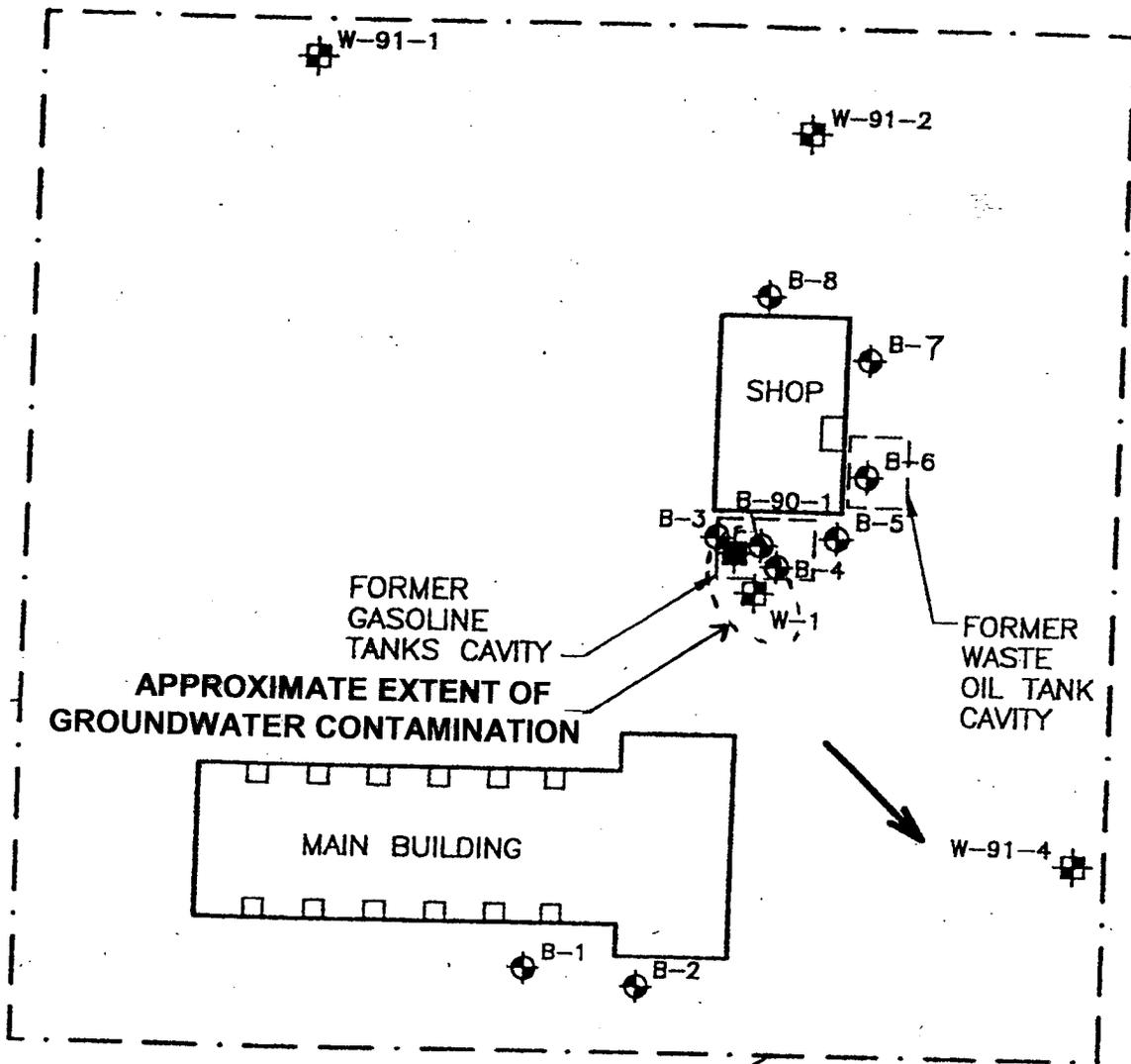
Jane A. Peterson
Notary Public - State of WI
My Commission Expires January 18, 1998

This instrument was drafted by Lon E. Roberts, Ruder, Ware & Michler, S.C., P.O. Box 8050, Wausau, Wisconsin 54402-8050.



Target is UTM 16 312154E 4773605N - **MADISON EAST** quad [Quad Info]



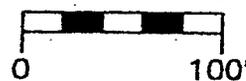


LEGEND

-  DIRECTION GROUNDWATER FLOW
-  BORING LOCATIONS 1990
-  MONITORING WELL 1991
-  EXTRACTION WELL

ROBERTSON
ROAD

SCALE IN FEET



STS Consultants Ltd.
Consulting Engineers

**SITE DIAGRAM
FOREWAY EXPRESS
MADISON, WISCONSIN**

DRAWN BY	JMI	5-9-96
CHECKED BY	SMM	5-9-96
APPROVED BY	TWK	5-9-96
CADFILE	SCALE	
G535A001	AS SHOWN	
STS PROJECT NO.	FIGURE NO.	
84935XA	1	

Table 1
 Summary of Quarterly Groundwater Well Monitoring
 Detected Concentration
 Foreway Express - Madison, Wisconsin
 STS Project No. 84935WH

Well No.	Analytical Parameter	ES (ppb)	PAL (ppb)	Date of Well Sampling														
				6/14/90	6/27/90	2/20/91	3/15/91	4/2/91	5/1/91	7/9/91	12/12/91	5/12/92	8/5/92	11/13/92	2/23/93	5/4/93	8/18/93	11/9/93
W-1	Benzene	5	0.5	ND	ND	5.9	7.05	/	25.4	55.4	4.5	1	0.3	1.3	0.2	0.3	ND	51.4
	Ethylbenzene	1360	272	ND	1.15	/	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND
	m & p Xylene	620	124	ND	ND	/	3.2	/	3	3.2	1	ND	ND	ND	ND	ND	ND	ND
	1,2-Dichloroethane	5	0.05	5.29	11.4	13.7	7.42	/	10.7	18.1	4.3	ND	1	1.7	1.2	ND	ND	87.5
	p-Isopropyltoluene	---	---	NA	NA	NA	NA	/	NA	NA	2	NA	NA	NA	NA	0.7	1.6	17.6
W-91-1	Lead	50	5	NA	NA	NA	NA	/	NA	NA	NA	11.7	ND	ND	ND	ND	ND	223
	Toluene	343	68.5	/	/	/	/	2.39	/	ND	ND	ND	/	/	/	ND	ND	11.5
W-91-2	Chloroform	6	0.6	/	/	/	/	1.21	/	ND	ND	ND	/	/	/	ND	ND	4.8
	Bromodichloromethanol	179	35	/	/	/	/	0.63	/	ND	ND	ND	/	/	/	ND	NA	9
W-91-4	VOCs (8021)			/	/	/	/	/	ND	ND	ND	ND	/	/	/	/	/	/

All concentrations are reported in ug/l equivalent to ppb
 Only those parameters that were detected are listed above
 NR 140 Preventive Action Limit (PAL) exceedance
 NR 140 Enforcement Standard (ES) exceedance
 / = Well Not Sampled
 ND = No detects above the laboratory detection limit
 NA = Parameter not analyzed

Table 1 (cont)
Summary of Quarterly Groundwater Well Monitoring
Detected Concentration
Foreway Express - Madison, Wisconsin
STS Project No. 84935WH

Well No.	Analytical Parameter	ES (ppb)	PAL (ppb)	3/30/94	9/20/94	12/21/94	3/21/95	7/28/95	10/3/95	7/11/96	1/10/97	4/10/97	7/2/97	11/13/97	5/15/98	11/25/98	5/11/99	11/3/99	
W-1	Benzene	5	0.5	ND	0.3	ND	<0.2	<0.2	<0.2	<0.5	9.3	<0.21	220	<0.21	352	50.6	88.9	23	
	Ethylbenzene	700	140	ND	ND	ND	<1.0	<1.0	<1.0	<0.6	<0.6	<0.68	0.76	<0.68	9.95	<1.0	1.05	<0.19	
	Toluene	343	68.6	ND	ND	ND	<1.0	<1.0	<1.0	<0.6	<0.6	<0.68	6.3	<1.5	3.18	1.06	2.22	<0.11	
	Total Xylene	620	124	ND	ND	ND	<3.0	<1.0	<1.0	<1.7	<1.7	<1.8	76	<1.8	82.7	1.06	17.3	<0.39	
	1,2-Dichloroethane	5	0.5	6.0	1.2	1.9	<0.5	<0.5	<0.5	NA	3.1	1.9	12	0.33	26.9	17.2	7.3	8.6	
	MTBE	60	12	18.7	4.9	11.2	3.4	<2.0	<2.0	<2.7	5.7	4.2	12	<0.21	91.5	36	24.3	37	
	1,2,4-Trimethylbenzene	---	---	ND	ND	ND	<1.0	<1.0	<1.0	<1.7	<1.7	<1.0	<1.0	<1.0	9.19	<1.0	<2.32	<0.46	
	1,3,5-Trimethylbenzene	---	---	ND	ND	ND	<1.0	<1.0	<1.0	<0.9	<0.9	<0.86	<0.86	<0.86	2.88	<1.0	<1.73	1.2	
	Lead	15	1.5	ND	NA	NA	<2.0	<2.0	<2.0	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
	W-91-1	BETX	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	/	/	/	/
	MTBE	60	12	/	/	/	/	/	/	<2.7	/	/	/	/	/	/	/	/	
	1,2,4-Trimethylbenzene	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	/	/	/	/	
	1,3,5-Trimethylbenzene	---	---	/	/	/	/	/	/	<0.9	/	/	/	/	/	/	/	/	
W-91-2	BETX	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	/	/	/	/	
	MTBE	60	12	/	/	/	/	/	/	<2.7	/	/	/	/	/	/	/	/	
	1,2,4-Trimethylbenzene	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	/	/	/	/	
	1,3,5-Trimethylbenzene	---	---	/	/	/	/	/	/	<0.9	/	/	/	/	/	/	/	/	
W-91-4	BETX	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	<1.0	/	/	/	
	MTBE	60	12	/	/	/	/	/	/	<2.7	/	/	/	/	<1.0	/	/	/	
	1,2,4-Trimethylbenzene	---	---	/	/	/	/	/	/	<1.7	/	/	/	/	<1.0	/	/	/	
	1,3,5-Trimethylbenzene	---	---	/	/	/	/	/	/	<0.9	/	/	/	/	<1.0	/	/	/	

All concentrations are reported in ug/l equivalent to ppb
 Only those parameters that were detected are listed above
 NR 140 Preventive Action Limit (PAL) exceedance
 NR 140 Enforcement Standard (ES) exceedance
 / = Well Not Sampled
 ND = No detects above the laboratory detection limit
 NA = Parameter not analyzed
 Groundwater pump and treat system was turned off in November 1995.

Table 2
 Summary of Groundwater Analytical Results
 From Before the Carbon Canisters
 Foreway Express - Madison, Wisconsin
 STS Project No. 84935WH

Analytical Parameter	Date of Well Sampling												
	12/18/91	1/3/92	3/3/92	4/7/92	8/5/92	9/10/92	11/13/92	2/23/93	5/4/93	8/18/93*	11/9/93	3/30/94	9/20/94
ES (ppb)													
PAL (ppb)													
Benzene	556	33.3	139	200	350	128	198	124	45.7	2780	162	1510	22.1
Ethylbenzene	4.6	ND	4.3	ND	7.5	2.58	8.6	ND	26.4	236	23.3	504	4.28
Toluene	343	21.3	116	148	205	101	131	48.9	43.4	4550	249	1720	28.1
Total Xylene	620	15.8	170.8	175.5	585	214	227	75.2	316.2	3770	462.5	1796	52.3
1,2-Dichloroethane	5	102	36.8	41.3	86.3	39	29.2	22.3	35.2	200	28.8	134	13.9
1,3,5-Trimethylbenzene	---	NA	NA	NA	43.5	NA	13.3	ND	40	187	52.8	ND	6.3
1,2,4-Trimethylbenzene	---	NA	NA	NA	85.5	NA	31.6	8	40.7	548	130	358	10.7
MTBE	60	---	NA	NA	NA	NA	282	152	362	1930	192	1080	107
Oil and Grease (mg/l)	---	NA	12.8	2.3	NA	0.479	ND	2	ND	NA	NA	NA	NA
Lead	15	NA	NA	NA	10.3	23.7	7.29	ND	12.7	12.6	9	5	3.63

Analytical Parameter	Date of Sampling													
	12/23/94	3/21/95	7/28/95	10/3/95	7/14/96	10/22/96	1/10/97	4/10/97	7/2/97	11/13/97	5/15/98	11/25/98	5/11/99	11/3/99
ES (ppb)														
PAL (ppb)														
Benzene	562	28.7	8.32	12	47	1560	16	6.3	380	3.4	<0.5	1.85	3.7	0.8
Ethylbenzene	96.4	3.1	10.1	<1.0	12	193	3	<0.68	39	<0.68	<1.0	<1.0	1.2	4.6
Toluene	362	22.0	<10	<2.0	25	137	1.2	1.7	120	<1.5	<1.0	46.8	12	2.5
Total Xylene	121	31.6	40	3.03	40	259	9.4	<1.8	130	<1.8	<1.0	<1.0	7.3	<0.35
1,2-Dichloroethane	5	34.8	16.4	5.49	NA	113	1.2	0.6	38	0.28	<1.0	<1.0	<2.4	0.41
1,3,5-Trimethylbenzene	---	ND	<5	<1.0	2.3	16	<0.9	<0.86	<8.6	<0.86	<1.0	<1.0	<1.8	0.99
1,2,4-Trimethylbenzene	---	93.3	6.3	<1.0	8.7	120	<1.7	<1.0	14	<1.0	<1.0	<1.0	<2.5	<0.73
MTBE	60	215	147	15.7	15	415	<2.7	2.8	350	3.2	<1.0	<1.0	<6.1	NA
Oil and Grease (mg/l)	---	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
Lead	15	NA	<2.0	<2.0	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

All concentrations are reported in ug/l equivalent to ppb or as noted.
 Only those parameters that were detected are listed above.
 NR 140 Preventive Action Limit (PAL) exceedance
 NR 140 Enforcement Standard (ES) exceedance

Some of the ES and PAL standards were modified in March, 1994.
 Lead samples were filtered in the field with a 0.45 micron filter.
 * = Results are not representative of groundwater conditions because the system was not operating when the sample were collected.
 Groundwater pump and treat system was turned off in November 1995.

Former ForeWay Express, Inc.
4402 Robertson Road
Madison, Wisconsin

PECFA ID #53714-3125-02-A
BRRTS ID #03-60-000392

The legal descriptions attached to this statement are complete and accurate for all of the properties within or partially within the contaminated site's boundaries that have groundwater contamination that exceeds ch. NR 140 Wisconsin Administrative Code Enforcement Standards at the time that site closure was requested.

Attachments:

Legal description of property

Signature: David Narloch

Print Name: DAVID J Narloch

Title: P.O.A. for Partnership

Date: 9-7-02