



State of Wisconsin
Jim Doyle, Governor

Department of Agriculture, Trade and Consumer Protection
Rod Nilsestuen, Secretary

July 18, 2006

Mr. Roger Berg
Design Planning Associates
75 Exchange Street
Evansville, WI 53536

RE: DATCP Closure Committee Case Review
Grand Orchard Estates – Evansville, Wisconsin
BRRTS #02-54-547731

Dear Mr. Berg,

I have some good news for you. I presented the results of the soil investigation and remedial action that was completed at the Grandview Orchard Estates development in Evansville, Wisconsin to DATCP's Closure Committee. I am pleased to tell you that the committee agreed that your site qualifies for closure.

However, since impacted soil was removed from the orchard and moved to Outlot #3 and covered with a protective soil/sod barrier, the site does not qualify for clean closure. Rather, the Committee agreed that this site can only be considered closed if you have Outlot #3 placed on the Wisconsin Department of Natural Resources' Geographic Information System (GIS) Soil Registry, as outlined in Wis. Admin. Code NR 726.05.

Persuant to s. 292.12(2)(a), the 2-foot clean soil cap and protective sod cover on Outlot #3 (as identified on the attached page) shall be maintained to prevent direct contact with the contaminated soil. If the soil at Outlot #3 is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if the material would be considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable statutes and rules. In addition, 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 and as a result special precautions may need to be taken during excavation activities to prevent a health threat to humans.

You are also authorized to have a "Deed Restriction" placed on Outlot #3 and registered at the Rock County courthouse so that any future action at the site will take the contaminated soil remaining into consideration.

After you receive this letter, please forward a copy of the complete closure package to me for final review. I will then forward the package and a copy of this letter to DNR for posting on the registry. You must also provide the WDNR with a check for \$200 to have the site listed on the GIS Soil Registry.

Agriculture generates \$51.5 billion for Wisconsin

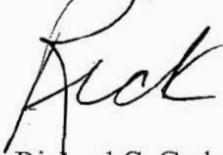
2811 Agriculture Drive • PO Box 8911 • Madison, WI 53708-8911 • Wisconsin.gov

Mr. Berg
July 18, 2006
Page 2

This case may be reopened (*pursuant to NR 726.09, Wis. Adm. Code*) if additional information indicates that contamination from the site poses a threat to public health, safety or welfare, or the environment.

If you have any questions, please call me at (608) 224-4515.

Sincerely,



Richard C. Graham, P.G.

c. Joel Zirkle, Fehr-Graham & Associates

WISCON v2.2 Single Point Conversion

Date:07/12/2006

Input Coordinates::

Horz. Datum: Wisconsin HARN
Coor. System: Geographic Coordinate System (lat/lon)
Horiz. Units: DDD MM SS.sssss
Vert. Datum: National Geodetic Vertical Datum of 1929
Vert. Units: Feet
Point Name: sb3
X/Longitude: 89.270419
Y/Latitude: 42.780950
Z/Height: 0.0

Output Coordinates::

Horz. Datum: Wisconsin HARN
Coor. System: Wisconsin Transverse Mercator
Horiz. Units: Feet
Vert. Datum: North American Vertical Datum of 1988
Vert. Units: Feet
Point Name: sb3
X/Longitude: 1901826.515403
Y/Latitude: 842348.073057
Z/Height: -0.1968



1758038

RANDAL LEVES
REGISTER OF DEEDS
ROCK COUNTY, WI
RECORDED ON
07/20/2006 09:46:38AM

REC FEE: 19.00
EXEMPT #:
EXCLUSION CODE:
PAGES: 5

5

Document Number	DEED RESTRICTION
	Document Title

Recording Area

Name and Return Address

Charles V. Sweeney
AXLEY BRYNELSON, LLP
POST OFFICE BOX 1767
MADISON, WI 53701-1767

19

Parcel Identification Number (PIN)

THIS DEED RESTRICTION is made this 18 day of July, 2006 by Design Planning Associates, Inc. (the "Owner").

RECITALS:

A. The Owner owns all of the property shown generally on Exhibit A as "Outlot 3" (the "Property"); Exhibit A is attached hereto and made a part hereof; and

B. A portion of the Property, designated with cross hatches on Exhibit A and described on Exhibit B, attached hereto and made a part hereof, was "capped" (the "Capped Portion" of the Property) with approximately two feet of soil (the "Cap"), which covers the contaminated soil beneath the Cap (the "Contaminated Soil"); and

C. The Owner has agreed to place certain use restrictions on the Capped Portion of the Property; and

D. The purpose of the use restrictions is to avoid exposing the Contaminated Soil.

NOW, THEREFORE, Owner declares that the Property shall be used, held, sold, and conveyed subject to the terms of this Deed Restriction, which shall encumber the Property, and run with the land, and shall bind the successors of interest, any owner thereof, and the owner of any interest therein.

1. USE RESTRICTIONS. The following use restrictions are placed on the Property.

A. There shall be no construction or placement of any new building or structure, permanent or mobile, on the Capped Portion of the Property.

B. There shall be no soil excavation of the Contaminated Soil in the Capped Portion of the Property unless all relevant state and federal worker exposure precautions are taken.

C. If Contaminated Soil is disturbed below the approximately two-foot deep Cap in the Capped Portion of the Property, and such soil cannot be returned to its original location below the Cap, such soil must be disposed in a manner consistent with all relevant federal and state statutes, regulations, and restrictions, including, but not limited to, the procedures outlined in Chapters NR 720 and NR 722 of the Wisconsin Administrative Code (2006).

2. GENERAL. This Deed Restriction shall burden the Property and shall run with the land and be binding upon the Owner and its heirs, legal representatives, successors and assigns. This Deed Restriction shall be governed by, and construed in accordance with, the laws of the State of Wisconsin.

By signing this document, Daryl T. Fox asserts that he is duly authorized to sign this document on behalf of Design Planning Associates, Inc.

IN WITNESS WHEREOF, the Owner of the Property has executed this Deed Restriction, this 18 day of July, 2006.

DESIGN PLANNING ASSOCIATES, INC.

By: D.T. Fox
Name: Daryl T. Fox
Its: Managing Member

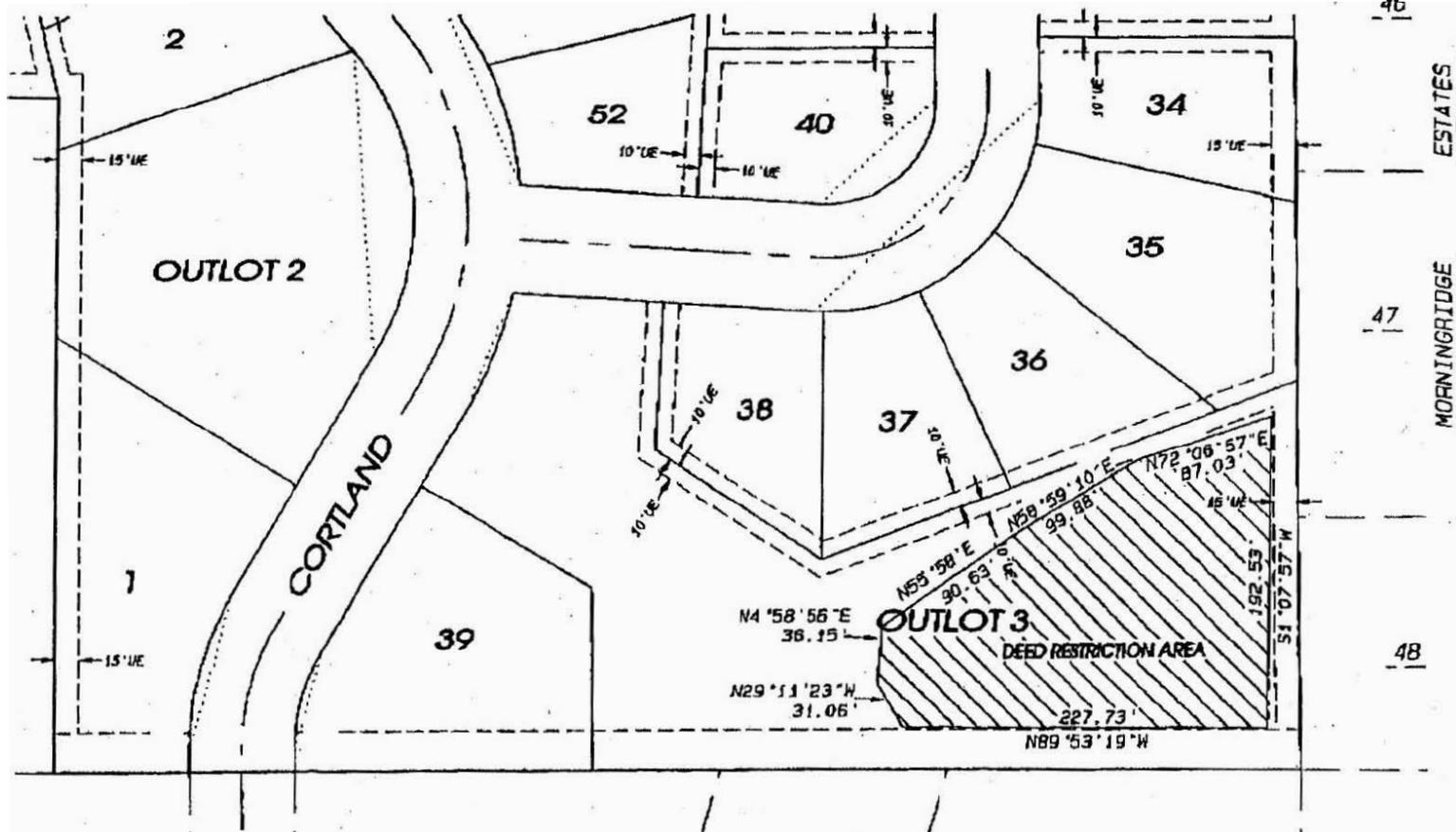
ACKNOWLEDGMENTS

This instrument was acknowledged before me on July 19, 2006, by Daryl T. Fox, Managing Member, Design Planning Associates, Inc.

Marya Hawver
Notary Public, State of Wisconsin
My commission expires: 6-28-09

Drafted by:
Attorney David C. Williams II
AXLEY BRYNELSON, LLP
Post Office Box 1767
Madison, WI 53701-1767

SKETCH MAP



ESTATES
MORNINGRIDGE

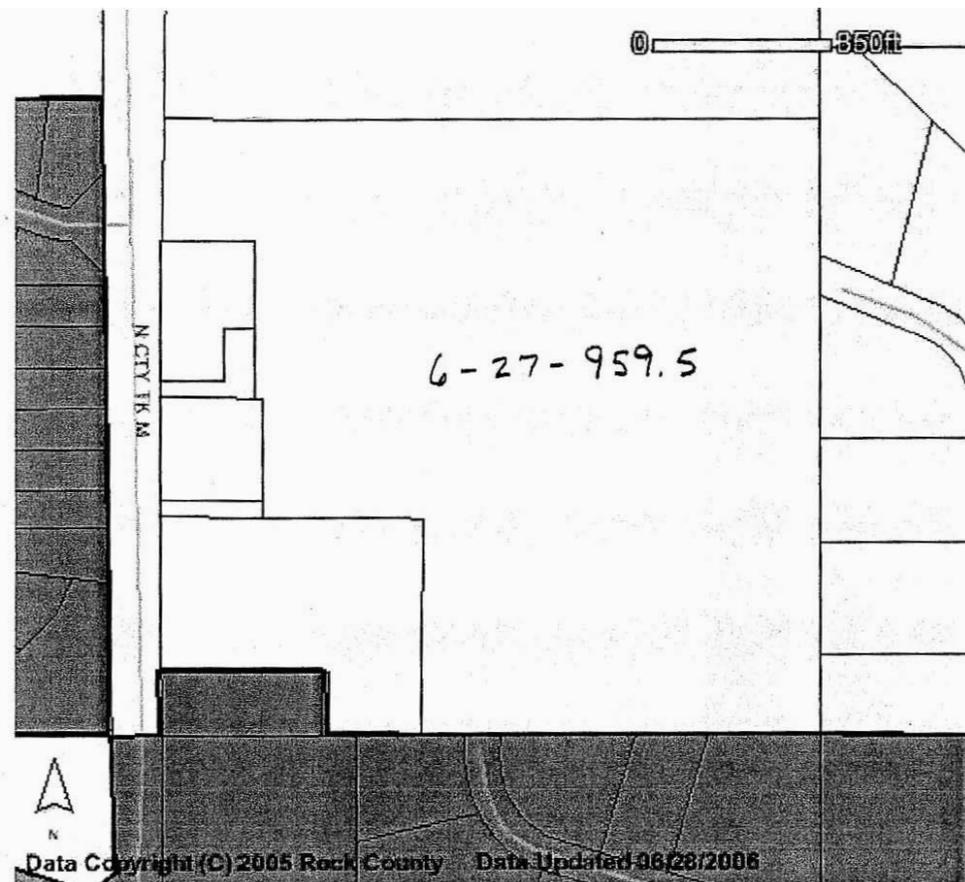
CSM LOT 2 LOT 3 VOLUME 20 LOT 2 CSM LOT 1 VOLUME 23 CSM LOT 2 VOLUME 26

Combs & Associates Inc.

- LAND SURVEYING
- LAND PLANNING
- CIVIL ENGINEERING

109 W. Milwaukee St.
Jonesville, WI 53548 tel: 608 752-0575
fax: 608 752-0534

EXHIBIT A



Parcel ID Number

07/20/2006 10:29 FAX

06

EXHIBIT B

PART OF OUTLOT 3, GRAND ORCHARD ESTATES, LOCATED IN THE SE. ¼ OF THE NE. ¼ OF SECTION 26, T.4N., R.10E. OF THE 4TH P.M., CITY OF EVANSVILLE, ROCK COUNTY, WISCONSIN.

DESCRIBED AS FOLLOWS: Commencing at the East ¼ corner of said Section 26, (also being the SE. corner of said Outlot 3); thence N.37°19'33"W. 33.58 feet to the place of beginning for the land to be herein described; thence N.89°53'19"W. 227.73 feet; thence N.29°11'23"W. 31.06 feet; thence N.4°58'56"E. 36.15 feet; thence N.55°58'E. 90.63 feet; thence N.58°59'10"E. 99.88 feet; thence N.72°06'57"E. 87.03 feet; thence S.1°07'57"W. 192.53 feet to the place of beginning.

SUMMARY OF SOIL MOVED TO OUTLOT 3
Former Apple Orchard
7604 North Highway M
Evansville, WI

	20122-FGA-SB1	20123-FGA-SB2	20124-FGA-SB3	20125-FGA-SB4	20127-FGA-SB6	20128-FGA-SB7	20129-FGA-SB8	20131-FGA-SB10	20132-FGA-SB11	20135-FGA-SB14	20136-FGA-SB15	20142-FGA-SB21	20144-FGA-SB23	20146-FGA-SB25	20148-FGA-SB27	20152-FGA-SB31	20154-FGA-SB33
INORGANICS	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005	11/1/2005
	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)							
Arsenic	11.0	6.7	13.0	8.6	5.4	12.0	12.0	5.6	18.0	5.8	6.5	3.3	5.3	6.3	7.0	5.2	5.6
Lead	43	25	37	33	28	35	24	24	43	6.3	14	18	26	19	19	16	24
PESTICIDES - ORGANOCHLORINE																	
4,4'-DDD	<0.016	<0.018	0.019	<0.019	<0.010	0.052	<0.016	<0.016	0.05	<0.0017	<0.018	<0.018	<0.018	<0.018	<0.017	<0.018	<0.018
4,4'-DDE	0.130	<0.160	0.220	<0.019	0.170	0.340	0.150	<0.018	0.460	<0.140	<0.018	<0.018	<0.018	<0.018	<0.017	<0.018	<0.018
4,4'-DDT	0.06	0.044	0.16	0.03	0.054	0.4	0.11	0.062	0.43	0.045	<0.018	<0.018	<0.018	<0.018	<0.017	<0.018	<0.018
Aldrin	<0.0041	<0.0043	<0.0044	<0.0044	<0.0042	<0.0042	<0.0042	<0.0042	<0.0043	<0.0041	<0.0043	<0.0043	<0.0043	<0.0043	<0.004	<0.0043	<0.0043
Alpha-BHC (Hexachlorocyclohexane, Alpha -)	<0.0019	<0.002	<0.002	<0.002	<0.0019	<0.0019	<0.0019	<0.0019	<0.002	<0.0018	<0.0019	<0.0019	<0.002	<0.0019	<0.0018	<0.002	<0.0019
Beta-BHC (Hexachlorocyclohexane, Beta -)	<0.0019	<0.002	<0.002	<0.002	<0.0019	<0.0019	<0.0019	<0.0019	<0.002	<0.0018	<0.0019	<0.0019	<0.002	<0.0019	<0.0018	<0.002	<0.0019
Delta-BHC (Hexachlorocyclohexane, Delta -)	<0.0019	<0.002	<0.002	<0.002	<0.0019	<0.0019	<0.0019	<0.0019	<0.002	<0.0018	<0.0019	<0.0019	<0.002	<0.0019	<0.0018	<0.002	<0.0019
Dieldrin	0.021	0.0086	0.022	<0.002	0.0047	0.032	0.018	0.0091	0.057	0.01	<0.0019	<0.0019	<0.002	<0.0019	0.0041	<0.002	0.0026
Endrin	<0.018	<0.016	<0.019	<0.019	<0.018	<0.018	<0.018	<0.018	<0.018	<0.017	<0.018	<0.018	<0.018	<0.018	<0.017	<0.018	<0.018
Gamma-BHC (Lindane) (Hexachlorocyclohexane, Gamma -)	<0.0019	<0.002	<0.002	<0.002	<0.0019	<0.0019	<0.0019	<0.0019	<0.002	<0.0018	<0.0019	<0.0019	<0.002	<0.0019	<0.0018	<0.002	<0.0019
Heptachlor	<0.0088	<0.0092	<0.0094	<0.0094	<0.0089	<0.009	<0.0089	<0.0089	<0.0082	<0.0087	<0.0092	<0.0091	<0.0092	<0.0091	<0.0084	<0.0092	<0.0091
Heptachlor Epoxide	<0.0078	<0.0081	<0.0082	<0.0082	<0.0078	<0.0079	<0.0078	<0.0078	<0.0081	<0.0076	<0.008	<0.008	<0.0081	<0.008	<0.0074	<0.0081	<0.008
Methoxychlor	<0.088	<0.092	<0.094	<0.094	<0.089	<0.090	<0.089	<0.089	<0.092	<0.067	<0.092	<0.091	<0.092	<0.091	<0.084	<0.092	<0.091
Toxaphene	<0.064	<0.067	<0.068	<0.068	<0.065	<0.066	<0.065	<0.064	<0.067	<0.063	<0.066	<0.066	<0.067	<0.066	<0.061	<0.067	<0.066

Table 1
Confirmation Samples
Former Apple Orchard
7604 North Highway M
Evansville, WI

	DATCP Background	Lot 15	Lot 19	Lot 21	Lot 21	Lot 21	Lot 24	Lot 27	Lot 29	Lot 46	Lot 13	Lot 6	SS-1	SS-2	SS-3	SS-4	Site Ave.
INORGANICS	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)	(mg/kg)
Arsenic	5	3.3	4.0	6.9	12.0	6.3	4.7	3.4	3.0	3.1	3.5	3.1	6.4	4.0	3.4	3.9	3.8

Samples have been subsequently replaced



- Land Surveying
- Land Planning
- Civil Engineering

June 28, 2006

TO: Roger Berg

RE: Description for deed restriction

PART OF OUTLOT 3, GRAND ORCHARD ESTATES, LOCATED IN THE SE. ¼ OF THE NE. ¼ OF SECTION 26, T.4N., R.10E. OF THE 4TH P.M., CITY OF EVANSVILLE, ROCK COUNTY, WISCONSIN.

DESCRIBED AS FOLLOWS: Commencing at the East ¼ corner of said Section 26, (also being the SE. corner of said Outlot 3); thence N.37°19'33"W. 33.58 feet to the place of beginning for the land to be herein described; thence N.89°53'19"W. 227.73 feet; thence N.29°11'23"W. 31.06 feet; thence N.4°58'56"E. 36.15 feet; thence N.55°58'E. 90.63 feet; thence N.58°59'10"E. 99.88 feet; thence N.72°06'57"E. 87.03 feet; thence S.1°07'57"W. 192.53 feet to the place of beginning.

Order No. 105-084f



- Land Surveying
- Land Planning
- Civil Engineering

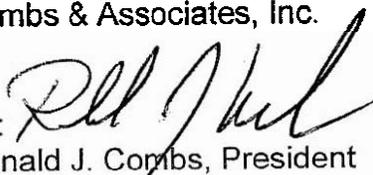
July 13, 2006

To Whom It May Concern:

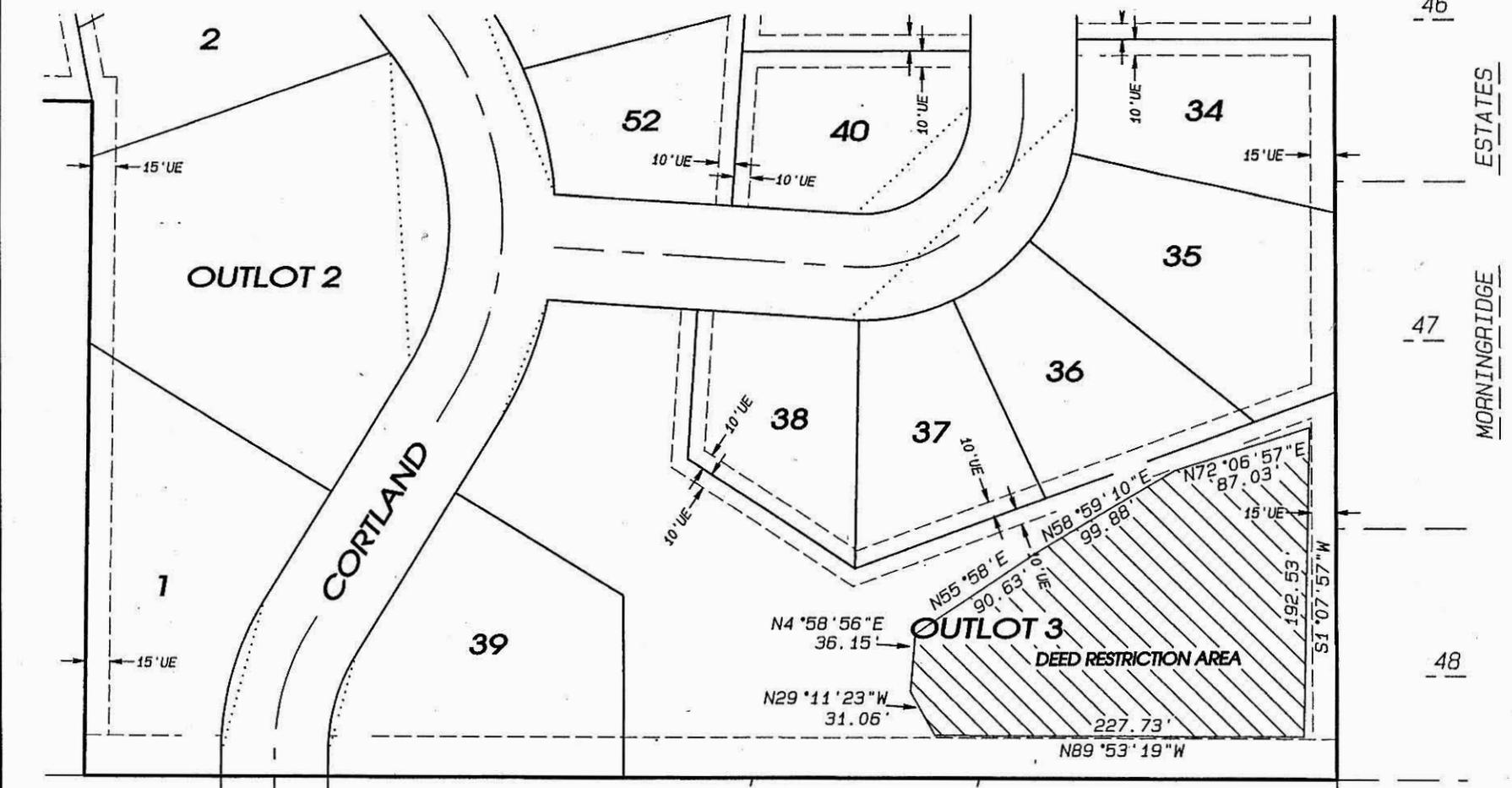
I, Ronald J. Combs, a Registered Land Surveyor certifies that the Legal Description and attached drawing is accurate to the best of my belief and knowledge.

Combs & Associates, Inc.

By:


Ronald J. Combs, President

SKETCH MAP

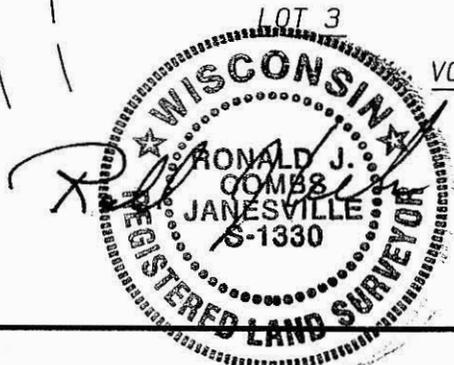


CSM LOT 2

LOT 3
VOLUME 20

CSM LOT 1
VOLUME 23

CSM LOT 2
VOLUME 26



Combs & Associates Inc.

- LAND SURVEYING
- LAND PLANNING
- CIVIL ENGINEERING

109 W. Milwaukee St.
Janesville, WI 53548

tel: 608 752-0575
fax: 608 752-0534

GRAND ORCHARD ESTATES

LOCATED IN THE SE. 1/4 OF THE NE. 1/4 OF SECTION 26, T.4N., R.10E. OF THE 4TH P.M., CITY OF EVANSVILLE, ROCK COUNTY, WISCONSIN.

G153

NOTE: ALL LINEAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST ONE HUNDREDTH OF A FOOT. ALL ANGULAR MEASUREMENTS HAVE BEEN MADE TO THE NEAREST FIVE SECONDS AND COMPUTED TO THE NEAREST ONE-HALF SECOND.

NOTE: THIS SURVEY IS SUBJECT TO ANY AND ALL EASEMENTS AND AGREEMENTS, RECORDED OR UNRECORDED.

NOTE: UTILITY EASEMENTS AS SET FORTH ARE FOR THE USE OF PUBLIC UTILITIES AND PRIVATE PUBLIC UTILITIES HAVING RIGHTS TO SERVE THE PLATTED AREA.

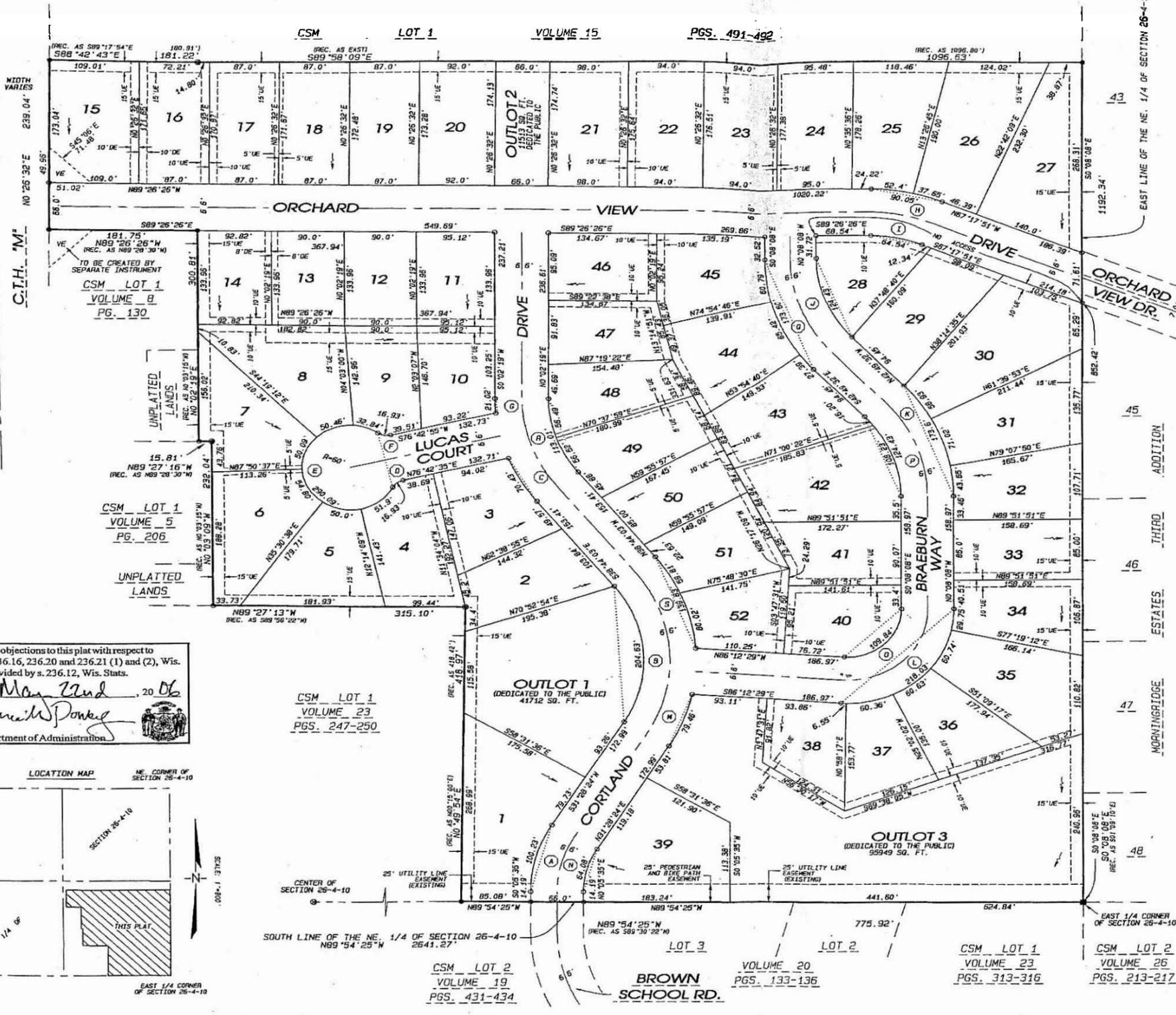
NOTE: THERE SHALL BE NO DIRECT VEHICULAR ACCESS TO ORCHARD VIEW DRIVE FROM LOTS 28 THRU 30.

NOTE: SIDEWALKS SHALL BE CONSTRUCTED ALONG THE ORCHARD VIEW DRIVE FRONTAGE OF LOTS 11 THRU 14, LOTS 28 THRU 30 AND LOTS 48 AND 49, THE CORTLAND DRIVE FRONTAGE OF LOTS 1 THRU 3 AND LOTS 10 AND 11, AND THE BRAEBURN WAY FRONTAGE OF LOTS 28 THRU 30 IN ACCORDANCE WITH THE CITY'S SIDEWALK PLAN WHEN DEEMED NECESSARY BY THE CITY OF EVANSVILLE.

NOTE: PER SEC. 130-270, LANDSCAPING REQUIREMENTS FOR BUFFERYARDS OF THE MUNICIPAL CODE OF THE CITY OF EVANSVILLE, THE OPACITY VALUE FOR THE SOUTH LOT LINE OF LOTS 1 AND 39 IS 0.5, THE SOUTH LOT LINES OF LOTS 4 AND 5 IS 0.4 AND THE WEST LOT LINES OF LOTS 1 AND 2 IS 0.4.

NOTE: "GRAND ORCHARD ESTATES" CREATES 52 LOTS AND 3 OUTLOTS FROM 27.82 ACRES.

CENTERLINE STREET LENGTHS CREATED:
 ORCHARD VIEW DRIVE = 1297.74'
 CORTLAND DRIVE = 1040.06'
 LUCAS COURT = 190.30'
 BRAEBURN WAY = 932.14'
 TOTAL = 3462.24'



Rull / Pub

September 23, 2005
 Revised May 11, 2006



NOTE: BEARINGS ARE REFERENCED TO THE SOUTH LINE OF THE NE. 1/4 OF SECTION 26-4-10, HAVING AN ASSUMED BEARING OF N. 89° 54' 23" W.

LOT AREA CHART

LOT 1	25866 SQ. FT.	LOT 27	21475 SQ. FT.
LOT 2	14716 SQ. FT.	LOT 28	12355 SQ. FT.
LOT 3	15088 SQ. FT.	LOT 29	18959 SQ. FT.
LOT 4	16712 SQ. FT.	LOT 30	23334 SQ. FT.
LOT 5	16370 SQ. FT.	LOT 31	18315 SQ. FT.
LOT 6	17969 SQ. FT.	LOT 32	14763 SQ. FT.
LOT 7	16749 SQ. FT.	LOT 33	13489 SQ. FT.
LOT 8	16602 SQ. FT.	LOT 34	14129 SQ. FT.
LOT 9	13133 SQ. FT.	LOT 35	19239 SQ. FT.
LOT 10	15553 SQ. FT.	LOT 36	14312 SQ. FT.
LOT 11	12741 SQ. FT.	LOT 37	12834 SQ. FT.
LOT 12	12055 SQ. FT.	LOT 38	12561 SQ. FT.
LOT 13	12055 SQ. FT.	LOT 39	23869 SQ. FT.
LOT 14	12433 SQ. FT.	LOT 40	13386 SQ. FT.
LOT 15	16786 SQ. FT.	LOT 41	13386 SQ. FT.
LOT 16	14888 SQ. FT.	LOT 42	20701 SQ. FT.
LOT 17	14901 SQ. FT.	LOT 43	17947 SQ. FT.
LOT 18	14971 SQ. FT.	LOT 44	16113 SQ. FT.
LOT 19	15040 SQ. FT.	LOT 45	15392 SQ. FT.
LOT 20	16633 SQ. FT.	LOT 46	12629 SQ. FT.
LOT 21	17169 SQ. FT.	LOT 47	15560 SQ. FT.
LOT 22	16551 SQ. FT.	LOT 48	13712 SQ. FT.
LOT 23	16633 SQ. FT.	LOT 49	14034 SQ. FT.
LOT 24	16934 SQ. FT.	LOT 50	13259 SQ. FT.
LOT 25	17615 SQ. FT.	LOT 51	14325 SQ. FT.
LOT 26	21112 SQ. FT.	LOT 52	12049 SQ. FT.

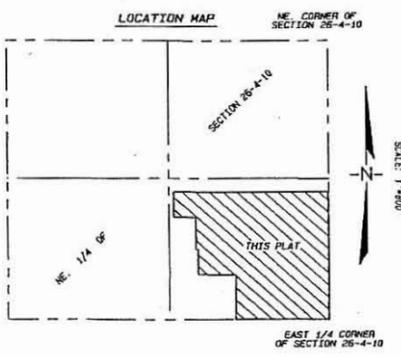
- LEGEND**
- FOUND 3/4" ROUND IRON REBAR
 - FOUND 1" ROUND IRON PIPE
 - FOUND 6" SQUARE STONE MONUMENT
 - ⊙ FOUND 4" ROUND D.G.T. DISK
 - SET 1-1/4" x 18" ROUND IRON ROD, WEIGHING 4.17 LBS./LIN. FT.
 - ALL OTHER LOT CORNERS ARE STAKED WITH 3/4" x 24" ROUND IRON REBAR, WEIGHING 1.5 LBS. PER LIN. FT.
 - UE UTILITY EASEMENT
 - ⊙ CURVE IDENTIFICATION POINT
 - DRAINAGE ARROW
 - VE VISION EASEMENT
 - DE DRAINAGE EASEMENT

CURVE DATA CHART

LOT	CURVE	RADIUS	DELTA	CHORD	TANGENT	TANGENT BEARING
0L2	A	183.00	31°22'49"	N15°46'59"E	98.98	51.40
0L2	B	167.00	70°12'27"	S03°37'50"E	198.07	117.39
3	C	233.00	17°19'07"	N30°04'29"W	70.16	35.49
4	D	20.00	48°30'33"	S67°19'12"E	16.43	9.01
E	E	60.00	277°01'06"	S13°17'25"E	79.50	N89°12'02"E
4	E	60.00	49°33'48"	S52°58'07"W	50.30	27.70
5	E	60.00	47°44'47"	N78°21'46"W	49.57	26.55
6	E	60.00	52°19'59"	S28°19'23"E	52.92	29.48
7	E	60.00	47°50'11"	S21°45'42"W	40.65	25.61
8	E	60.00	48°11'03"	S69°45'19"W	48.38	26.83
9	E	60.00	31°21'18"	S70°27'30"E	32.43	16.84
9	F	20.00	48°30'33"	S79°02'08"E	16.43	9.01
10	G	233.00	5°10'11"	S02°32'46"E	21.02	10.52
H	H	233.00	22°08'35"	N78°22'08"W	89.49	45.59
25	H	233.00	12°53'11"	N82°59'50"W	58.29	28.31
26	H	233.00	9°15'24"	S71°55'33"E	37.60	19.06
28	I	167.00	22°08'35"	S78°22'08"E	64.14	32.68
28	J	167.00	42°41'24"	N21°28'50"W	121.57	65.26
K	K	233.00	42°41'24"	N21°28'50"W	169.62	91.05
30	K	233.00	14°29'26"	S33°34'50"E	58.77	29.62
31	K	233.00	17°27'57"	S19°36'08"E	70.75	35.79
32	K	233.00	10°44'01"	N05°30'09"W	43.59	21.89
L	L	133.00	93°05'39"	N46°49'41"E	194.43	142.44
34	L	133.00	12°48'56"	S08°16'20"W	28.69	14.94
35	L	133.00	26°09'55"	N25°45'45"E	60.21	30.91
36	L	133.00	26°07'16"	S51°54'20"W	60.11	30.85
37	L	133.00	26°00'18"	N77°08'08"E	59.88	30.71
38	L	133.00	2°49'14"	S97°37'06"E	6.55	3.27
0L3	M	233.00	19°32'21"	N21°42'13"E	79.07	40.12
39	N	117.00	31°22'49"	N15°46'59"E	63.28	32.87
40	O	67.00	93°55'39"	S46°49'41"W	97.94	71.76
P	P	167.00	42°41'24"	S21°28'50"E	121.57	65.26
42	P	167.00	37°07'57"	S18°42'07"E	106.35	58.09
43	P	167.00	5°33'27"	N40°02'50"W	16.19	8.11
Q	Q	233.00	42°41'24"	S21°28'50"E	169.62	91.05
43	Q	233.00	6°44'12"	S39°27'26"E	27.38	13.71
44	Q	233.00	21°00'17"	S25°35'12"E	84.94	43.19
45	Q	233.00	14°56'55"	N07°36'36"W	60.62	30.57
R	R	167.00	38°46'22"	S19°20'52"E	110.87	58.77
48	R	167.00	19°22'52"	N09°39'07"W	56.22	28.52
49	R	167.00	19°23'30"	S29°02'18"E	56.25	28.53
S	S	233.00	34°23'02"	S31°28'32"E	137.74	72.09
51	S	233.00	14°42'28"	N31°22'49"W	59.65	30.07
52	S	233.00	19°40'34"	N14°11'18"W	79.62	40.41

There are no objections to this plat with respect to s. 236.15, 236.16, 236.20 and 236.21 (1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.

Certified *Man Kund* 20 06
Renee Donkey
 Department of Administration



GRAND ORCHARD ESTATES

LOCATED IN THE SE. 1/4 OF THE NE. 1/4 OF SECTION 26, T.4N., R.10E., OF THE 4TH P.M., CITY OF EVANSVILLE, ROCK COUNTY, WISCONSIN.

G153

SURVEYOR'S CERTIFICATE

State of Wisconsin
County of Rock SS. I, Ronald J. Combs, a Registered Land Surveyor, do hereby certify that I have surveyed, divided and mapped "Grand Orchard Estates", located in SE. 1/4 of the NE. 1/4 of Section 26, T.4N., R.10E. of the 4th P.M., City of Evansville, Rock County, Wisconsin. That I have made such survey, land division and plat by the direction of the owner's listed below. DESCRIBED AS FOLLOWS: BEGINNING AT A CUT STONE MONUMENT AT THE EAST 1/4 CORNER OF SAID SECTION 26; THENCE N89°54'25"W ALONG THE NORTH LINE OF CSM'S (CERTIFIED SURVEY MAPS) RECORDED IN VOLUME 23 PAGES 313 THRU 316, VOLUME 20 PAGES 133-136 AND VOLUME 19 PAGES 431 THRU 434, A DISTANCE OF 775.92 FEET TO THE EAST LINE OF A CSM, RECORDED IN VOLUME 23, PAGES 247 THRU 250; THENCE N0°49'54"E ALONG SAID EAST LINE, 418.97 FEET TO THE NORTH LINE OF SAID CSM; THENCE N89°27'13"W ALONG SAID NORTH LINE, 315.10 FEET TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF A CSM AS RECORDED IN VOLUME 5, PAGE 206; THENCE N0°03'09"W ALONG SAID EXTENDED EAST LINE AND SAID EAST LINE, 232.04 FEET TO THE NORTH LINE OF SAID CSM; THENCE N89°27'16"W ALONG SAID NORTH LINE, 15.81 FEET TO THE SOUTHERLY EXTENSION OF THE MOST EAST LINE OF A CSM RECORDED IN VOLUME 8, PAGE 130; THENCE N0°02'19"E ALONG SAID EXTENDED EAST LINE AND SAID EAST LINE, 300.81 FEET TO THE NORTH LINE OF SAID CSM; THENCE N89°26'26"W ALONG SAID NORTH LINE, 181.75 FEET TO THE EAST LINE OF C.T.H. "M"; THENCE N0°26'32"E ALONG SAID EAST LINE, 239.04 FEET TO THE SOUTH LINE OF A CSM RECORDED IN VOLUME 15, PAGES 491 AND 492; THENCE S88°42'43"E ALONG SAID SOUTH LINE, 181.22 FEET; THENCE S89°58'09"E CONTINUING ALONG SAID SOUTH LINE, 1096.63 FEET TO THE WEST LINE OF "MORNINGRIDGE ESTATES THIRD ADDITION; THENCE S0°08'08"E ALONG SAID WEST LINE, 1192.34 FEET TO THE PLACE OF BEGINNING. Containing 27.82 Acres. That such plat is a correct representation of the exterior boundaries of the land surveyed and the subdivision thereof made. That I have fully complied with the provisions of Chapter 236 of the Wisconsin Statutes and the subdivision regulations of the County of Rock in surveying, dividing and mapping the same.

Dated this 23 day of September, 2005.

Revised May 11, 2006

Roll of Plat

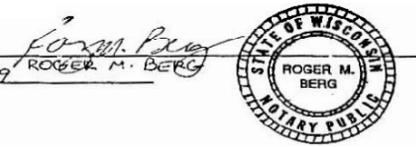
CORPORATE OWNER'S CERTIFICATE OF DEDICATION

Design Planning Associates LLC, a corporation duly organized and existing under and by virtue of the laws of the state of Wisconsin, as owner, does hereby certify that said corporation caused the land described on this plat to be surveyed, divided, mapped and dedicated as represented on this plat. Design Planning Associates LLC, does further certify that this plat is required by S.236.10 or S.236.12 to be submitted for approval or objection: Department of Administration; Rock County Planning and Development Agency and the City of Evansville, Wisconsin. In witness whereof, the said Design Planning Associates LLC, has caused these presents to be signed by Darrel Fox, its president, at Evansville, Wisconsin, and its corporate seal to be hereunto affixed this 25 day of May, 2006.

x Darrel Fox Design Planning Associates LLC.
By: Darrel Fox, President

State of Wisconsin
County of Rock SS. Personally came before me this 25 day of MAY, 2006 Darrel Fox to me well known to be the persons who executed the foregoing instrument and acknowledged the same.

Notary Public, Rock County, Wisconsin
My Commission expires July 19, 2009



There are no objections to this plat with respect to s. 236.15, 236.16, 236.20 and 236.21 (1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.
Certified May 22nd, 2006
Renee's Power
Department of Administration

CONSENT OF CORPORATE MORTGAGEE

M & I Bank, a corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, mortgagee of the hereon described land on this map, does hereby consent to surveying and mapping of the land described on this map, and does hereby consent to the certificate of Design Planning Associates LLC, owner. IN WITNESS WHEREOF, the said M & I Bank has caused these presents to be signed by

Steven J. Venderhede its Senior Vice President and countersigned by Mary Wilmer Sheedy its Senior Vice Pres. at Evansville, Wisconsin, and its corporate seal affixed this 25th day of May, 2006.

x Steven J. Venderhede x Mary Wilmer Sheedy
State of Wisconsin
County of Rock SS. Personally came before me this 25 day of MAY, 2006 its

Steven J. Venderhede and Mary Wilmer Sheedy its Senior Vice President of the above corporation, to me known to be such officers of said corporation, and acknowledged that they executed the foregoing instrument as such officers as the deed of said corporation, by its authority.

Notary Public, Rock County, Wisconsin Diana W. Kuchta
My Commission Exp 8/23/2009

CITY OF EVANSVILLE RESOLUTION

WHEREAS, the City Planning Commission of the City of Evansville has reported on the plat of "Grand Orchard Estates". It is resolved, that the plat of "Grand Orchard Estates" be and is hereby approved.

State of Wisconsin
County of Rock SS. I, James Beilke, City Clerk of Evansville, Wisconsin, do hereby certify that the above resolution is a true and correct copy of the original as passed by the City Council of the City of Evansville on the 24th day of May, 2006.

x James Beilke
James Beilke, City Clerk

CITY TREASURER'S CERTIFICATE

State of Wisconsin
County of Rock SS. I, James Beilke, being the duly elected, qualified and acting Treasurer of the City of Evansville, do hereby certify that the records in my office show no unpaid taxes, no unredeemed tax sales and no unpaid special assessments as of May 24th, 2006, affecting the lands included in the plat of "Grand Orchard Estates".

Dated this 24th day of May, 2006.

x James Beilke
James Beilke, City Treasurer

COUNTY TREASURER'S CERTIFICATE

State of Wisconsin
County of Rock SS. I, Vicki Brown, being the duly elected, qualified and acting Treasurer of the County of Rock, do hereby certify that the records in my office show no unpaid taxes, no unredeemed tax sales and no unpaid special assessments as of May 26th, 2006, affecting the lands included in the plat of "Grand Orchard Estates".

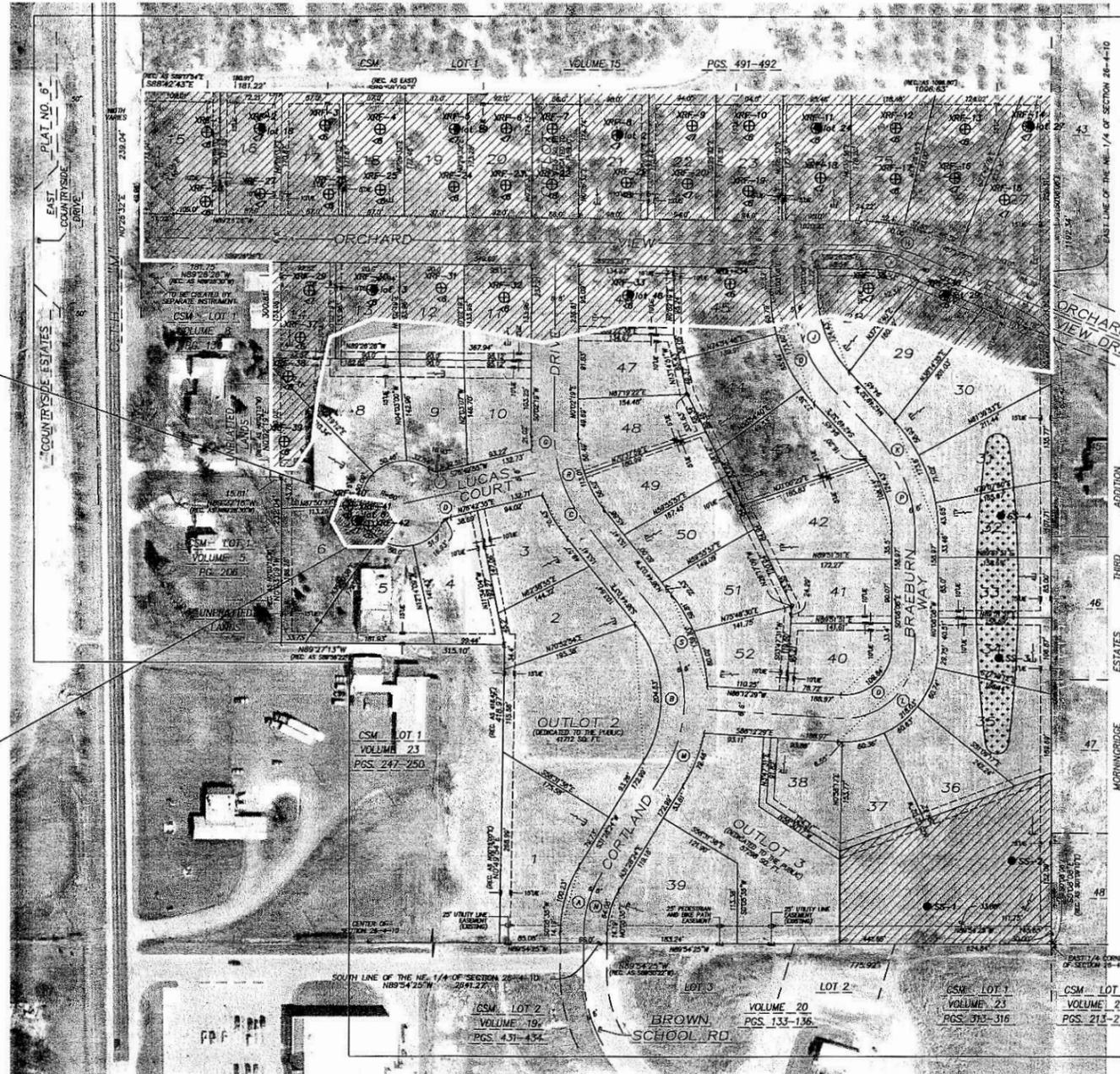
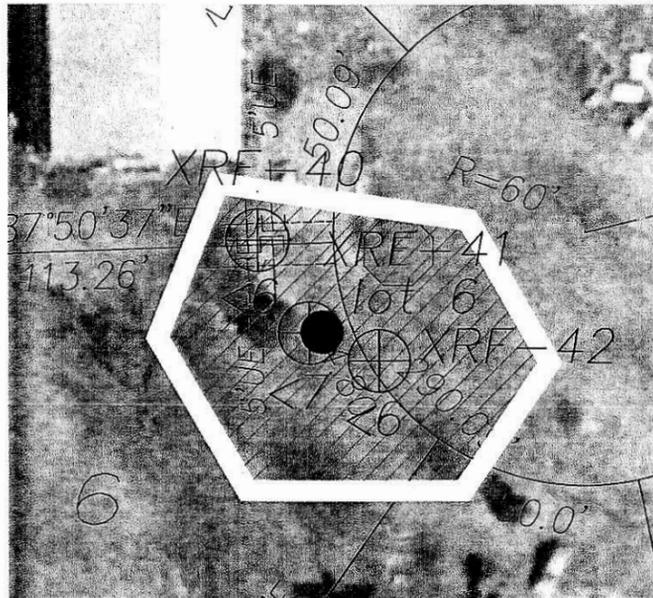
Dated this 26th day of May, 2006.

x Vicki L. Brown
Vicki L. Brown, County Treasurer

RECORDING DATA

No. 1752007 received for record this 26th day of May, 2006 at 1:52 o'clock P.M., and recorded in Volume 32 Pages 763 and 764 of Plats.

Register of Deeds Randal Laves \$ 50.00



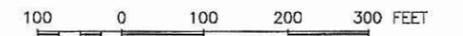
LEGEND

- ⊕ XRF LOCATIONS
- >6 PPM CONCENTRATION OF ARSENIC
- CONFIRMATION SAMPLE
- EXCAVATION LIMIT

- SOIL USED FOR CAPPING PROCEDURE
- EXCAVATED AREA
- EXPANDED PORTION OF OUTLOT 3



SCALE: 1" = 100'



FEHR-GRAHAM & ASSOCIATES, LLC
 ENGINEERING AND SCIENCE CONSULTANTS
 FREEPORT, IL ROCKFORD, IL ROCHELLE, IL MONROE, WI

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OWNER/DEVELOPER:
 DESIGN PLANNING ASSOCIATES
 75 EXCHANGE STREET
 EVANSVILLE, WI 53536

PROJECT AND LOCATION:
 FORMER APPLE ORCHARD
 7604 NORTH HIGHWAY M
 EVANSVILLE, WISCONSIN

DRAWN BY: A.M.
 APPROVED BY: J.Z.
 DATE: 03/06/06
 SCALE: 1:100
 1:20

REVISIONS		
DATE	DESCRIPTION	BY

DRAWING: **FIGURE 2**
 XRF SCREENING, CONFIRMATION SAMPLE
 AND EXCAVATION BOUNDARY MAP
 EGLPT\05\45564\45564-site,Layout1(3)

JOB NUMBER:
 45564
 SHEET NUMBER:
 1 of 1