

GIS REGISTRY INFORMATION

SITE NAME: Cudahy City
 BRRTS #: 02-41-338132 FID # (if appropriate): 241475740
 COMMERCE # (if appropriate): _____
 CLOSURE DATE: _____
 STREET ADDRESS: 3503 E Layton
 CITY: Cudahy, WI
 SOURCE PROPERTY GPS COORDINATES (meters in WTM91 projection): X= 694359 Y= 278458

CONTAMINATED MEDIA: Groundwater Soil Both

OFF-SOURCE GW CONTAMINATION >ES: Yes 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 No

IF YES, STREET ADDRESS 1: _____

GPS COORDINATES (meters in WTM91 projection): X= _____ Y= _____

CONTAMINATION IN RIGHT OF WAY: 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
- County Parcel ID number, if used for county, for all affected properties
- 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) NA
- 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. NA
- GW: Table of water level elevations, with sampling dates, and free product noted if present NA
- GW: Latest groundwater flow direction/monitoring well location map (should be 2 maps if maximum variation in flow direction is greater than 20 degrees) NA
- 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) NA
- RP certified statement that legal descriptions are complete and accurate
- Copies of off-source notification letters (if applicable) NA
- Letter informing ROW owner of residual contamination (if applicable)(public, highway or railroad ROW) NA
- Copy of (soil or land use) deed restriction(s) or deed notice if any required as a condition of closure NA



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Region Headquarters
2300 N. Dr. Martin Luther King, Jr. Drive
Milwaukee, Wisconsin 53212-0436
Telephone 414-263-8500
FAX 414-263-8606
TTY 711

June 20, 2007

In Reply Refer To: FID# 241475740
BRRTS# 02-41-338132
County of Milwaukee

Mr. Scott Mulqueen
6010 S Summer Winds Ct
Cudahy, WI 53110

Subject: Final Case Closure with Land Use Limitations or Conditions for the Former Earl's Automotive Site, 3503 E Layton Ave, Cudahy, Wisconsin

Dear Mr. Mulqueen:

On June 19, 2007, the Wisconsin Department of Natural Resources (Department) reviewed the above referenced case for closure. The Department reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On April 7, 2006, you were notified that the Department had granted conditional closure to this case.

Based on the correspondence and data provided, it appears that your case meets the requirements of ch. NR 726, Wisconsin Administrative Code. The Department considers this case closed and no further investigation or remediation is required at this time.

Please be aware that pursuant to s. 292.12 Wisconsin Statutes, compliance with the requirements of this letter is a responsibility to which you or the current property owner and any subsequent property owners must adhere. If these requirements are not followed or if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, welfare, or the environment, the Department may take enforcement action under s. 292.11 Wisconsin Statutes to ensure compliance with the specified requirements, limitations or other conditions related to the property or this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code. It is the Department's intent to conduct inspections in the future to ensure that the conditions included in this letter including compliance with referenced maintenance plans are met.

Pursuant to s. 292.12(2)(a), Wis. Stats., the engineered cap and building barrier that currently exists in the location shown on the attached map (Exhibit A) shall be maintained in compliance with the attached maintenance plan in order to minimize the infiltration of water and prevent additional groundwater contamination that would violate the groundwater quality standards in ch. NR 140, Wis. Adm. Code, and to prevent direct contact with residual soil contamination that might otherwise pose a threat to human health. If soil in the specific locations described above is excavated in the future, the property owner at the time of excavation must sample and analyze the excavated soil to determine if residual contamination remains. If sampling confirms that contamination is present the property owner at the time of excavation will need to determine whether 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.

The following activities are prohibited on any portion of the property where [pavement, a building foundation, soil cover, engineered cap or other barrier] is required as shown on the attached map, unless prior written approval has been obtained from the Wisconsin Department of Natural Resources: 1) removal of the existing barrier; 2) replacement with another barrier; 3) excavating or grading of the land surface; 4) filling on capped or paved areas; 5) plowing for agricultural cultivation; or 6) construction or placement of a building or other structure.

In addition, depending on site-specific conditions, construction over contaminated materials may result in vapor migration into enclosed structures or migration along newly placed underground utility lines. The potential for vapor inhalation and mitigation should be evaluated when planning any future redevelopment, and measures should be taken to ensure the continued protection of public health, safety, welfare and the environment at the site.

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 because of remaining contamination and you intend to construct or reconstruct a well, you will need prior Department approval in accordance with s. NR 812.09(4) (w), Wis. Adm. Code. 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.

Section 101.143, Wis. Stats., requires that PECFA claimants seeking reimbursement of interest costs, for sites with petroleum contamination, submit a final reimbursement claim within 120 days after they receive a closure letter on their site. For claims not received by the PECFA Program within 120 days of the date of this letter, interest costs after 60 days of the date of this letter will not be eligible for PECFA reimbursement. 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.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this closure decision or anything outlined in this letter, please contact Andrew Boettcher at 414-263-8541

Sincerely,



James Schmidt
Southeast Remediation & Redevelopment Team Supervisor

cc: City of Cudahy Redevelopment Authority, 5050 S Lake Drive, Cudahy, WI 53110
Joseph Ramcheck, Endeavor Environmental, 2280-B Salscheider Ct, Green Bay, WI 54313
WDNR Case File

ENGINEERED CAP AND BUILDING BARRIER MAINTENANCE PLAN

September 8, 2005

Property Located at:

3503 E. Layton Avenue

FID # 241475740, BRRTS # 02-41-338132

LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS ADDITION TO CUDAHY IN THE
NORTHWEST ¼ OF SECTION 26 TOWNSHIP 6 NORTH, RANGE 22 EAST IN THE CITY OF
CUDAHY, MILWAUKEE COUNTY, WISCONSIN

PARCEL ID # 6310021

Introduction

The purpose of this document is to present a Maintenance Plan for an engineered cap and building barrier at the above-referenced property per the requirements of NR 724.13(2) of the Wisconsin Administrative Code. The maintenance activities relate to the slab on grade building and surrounding paved surfaces that will occupy the area over the contaminated soil on-site. The contaminated soil is impacted by gasoline range organics (GRO), diesel range organics (DRO), benzo(a)anthracene, benzo(a)pyrene, ideno(1,2,3-cd)pyrene, naphthalene, and phenanthrene. The location of the paved surfaces and building to be maintained in accordance with this Maintenance Plan, as well as the impacted soil are identified on the attached map (Exhibit A).

Engineered Cap Purpose

The paved surfaces and the building foundation over the contaminated soil will 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 will also act as an infiltration barrier to minimize future soil-to-groundwater contamination migration that would violate the standards of NR 140 of the Wisconsin Administrative Code. Based on the current and future use of the property, the barrier should function as intended unless disturbed.

Annual Inspection

The paved surfaces and building foundation overlying the contaminated soil as depicted in Exhibit A will be inspected once a year for cracks and other potential exposures to underlying soils. The inspections will be performed to evaluate damage to the floor due to 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 will be maintained by the property owner and is included as Exhibit B, *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.

Maintenance Activities

If exposed soils are noted during the annual inspections or at any other time during the year, repairs will be scheduled as soon as practical. Maintenance activities can include patching and filling operations or they can include larger resurfacing or construction operations. In the event that necessary maintenance activities expose the underlying soil, the owner must inform maintenance workers of the direct contact exposure hazard and provide them with appropriate personal protection equipment ("PPE"). The owner must also sample any soil that is excavated from the site prior to disposal to ascertain if contamination remains. The soil must be treated, stored, and disposed of by the owner in accordance with applicable local, state, and federal law.

In the event the paved surfaces and/or the building overlying the contaminated soil are removed or replaced, the replacement barrier must be equally impervious, with an infiltration rate equal to or less than 1×10^{-7} cm/s. Any replacement barrier will be subject to the same maintenance and inspection guidelines as outlined in this Maintenance Plan unless indicated otherwise by the Wisconsin Department of Natural Resources ("WDNR") or its successor.

The property owner, in order to maintain the integrity of the building structure, will maintain a copy of this Maintenance Plan on-site and make it available to all interested parties (i.e. on-site employees, contractors, future property owners, etc.) for viewing.

Amendment or Withdrawal of Maintenance Plan

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

Contact Information
(as of September 2005)

Site Owner and Operator: City of Cudahy Community Development Authority
5050 S. Lake Drive, Cudahy, WI 53110
Craig Faucett, Director of Engineering for the City of Cudahy, (414)769-2213

Consultant: Environmental Associates, Inc.
PO Box 136, Thiensville, WI 53092
(262)242-1088

WDNR: Andrew Boettcher
2300 N. Dr. Martin Luther King Jr. Drive, Milwaukee, WI 53212
(414)263-8541

EXHIBIT A

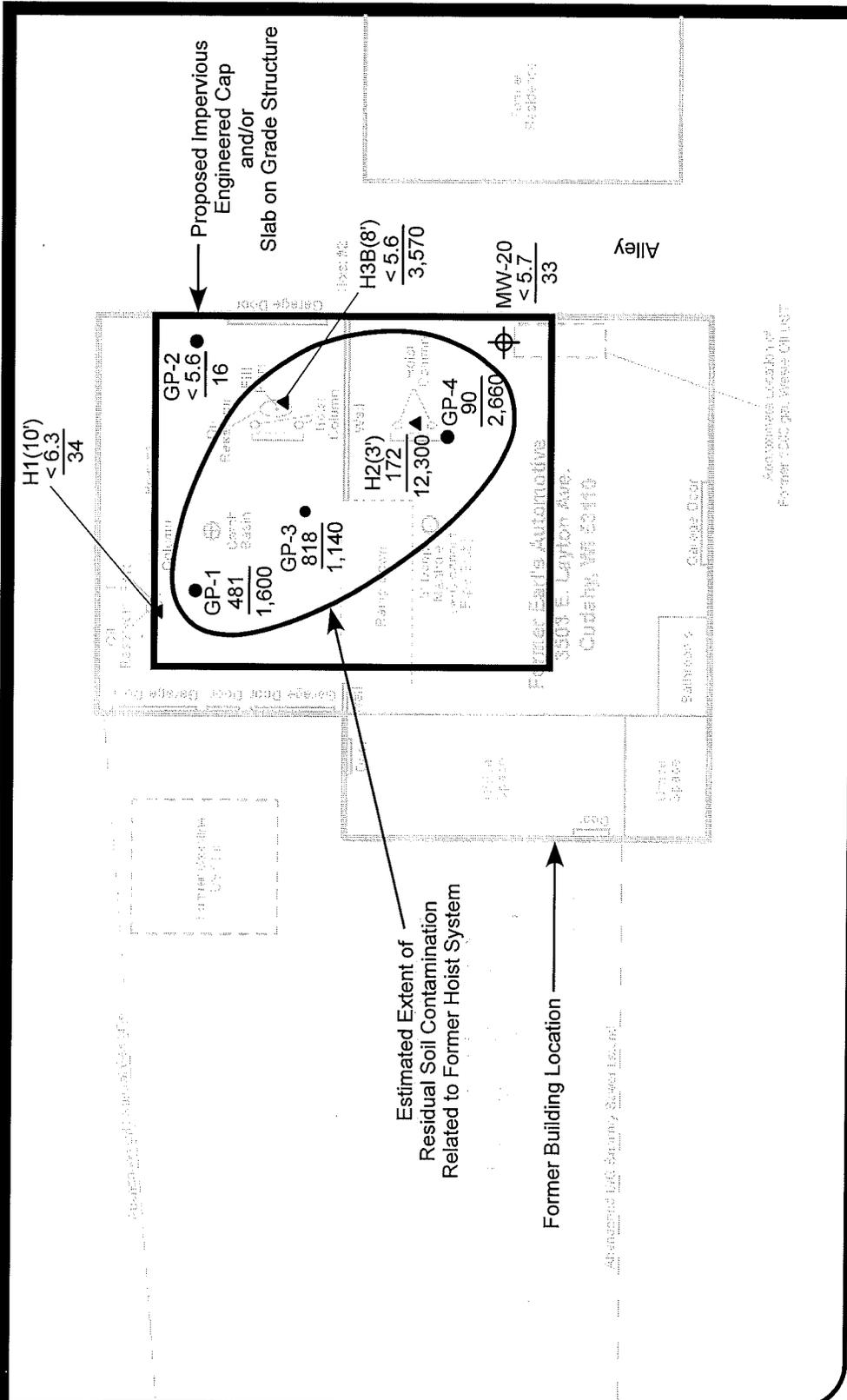


FIGURE 6
Former Earl's Automotive
Estimated Extent of
Residual Soil Contamination
and
Proposed Engineered Cap
and/or Slab on Grade Location
 Scale : 1" = 20'

Kingan Ave.

LEGEND

- GP-1 ● Geoprobe Soil Boring Location
- H2(3) ▲ Soil Sample Location w/Depth Below Surface (ft)
- $\frac{172}{12,300}$ Soil GRO Concentration (mg/kg)
- $\frac{12,300}{12,300}$ Soil DRO Concentration (mg/kg)

Environmental Associates, Inc.

Drawn by:	RRG	Checked by:		Drawing File	90-02033 cap.cvx
	9/1/05	Approved by:			

EXHIBIT B

BARRIER INSPECTION LOG

Inspection Date	Inspector	Condition of Cap	Recommendations	Have Recommendations from previous inspection been implemented?



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Region Headquarters
2300 N. Dr. Martin Luther King, Jr. Drive
Milwaukee, Wisconsin 53212
Telephone 414-263-8500
FAX 414-263-8606
TTY 711

April 7, 2006

In Reply, Refer to: FID# 241475740
BRRTS# 02-41-338132
BRR/ERP

Mr. Scott Mulqueen
6010 S Summer Winds Ct
Cudahy, WI 53110

Subject: Conditional Closure Decision with Requirements to Achieve Final Closure for the Former Earl's Automotive Site, 3503 E Layton Ave, Cudahy, WI

Dear Mr. Mulqueen

On October 27, 2005, the Wisconsin Department of Natural Resources (WDNR) issued a letter to you which stated that case closure was denied because a WDNR-approved deed restriction, which is required in order to comply with state law and administrative codes, has not yet been recorded. On April 6, 2006, the WDNR received documentation that the deed restriction was recorded as required.

The WDNR reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of the closure request, the WDNR has determined that the contamination on the site appears to have been investigated and remediated to the extent practicable under site conditions. Your case has been remediated to WDNR standards in accordance with s. NR 726.05, Wis. Adm. Code and will be closed if the following conditions are satisfied:

MONITORING WELL ABANDONMENT

The monitoring wells 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/ or provided by the WDNR.

PURGE WATER, WASTE AND SOIL PILE REMOVAL

Any remaining purge water, waste and/or soil piles generated as part of site investigation or remediation activities must be removed from the site and disposed of or treated in accordance with WDNR rules. Once that work is completed, please send appropriate documentation regarding the treatment or disposal of the remaining purge water, waste and/or soil piles.

When the above conditions have been satisfied, please submit the appropriate documentation (for example, well abandonment forms, disposal receipts, copies of correspondence, etc.) to verify that applicable conditions have been met, and your case will be closed. 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 site on the GIS Registry web page, visit <http://maps.dnr.state.wi.us/brrts>.

If this is a PECFA site, section 101.143, Wis. Stats., requires that PECFA claimants seeking reimbursement of interest costs, for sites with petroleum contamination, submit a final reimbursement claim within 120 days after they receive a closure letter on their site. For claims

not received by the PECFA Program within 120 days of the date of this letter, interest costs after 60 days of the date of this letter will not be eligible for PECFA reimbursement.

Please be aware that the 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 to the environment.

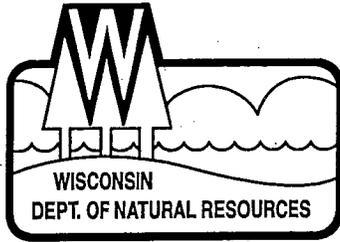
We appreciate your efforts to restore the environment at this site. If you have any questions or concerns regarding this letter, please contact me at (414) 263- 8541.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew F. Boettcher". The signature is fluid and cursive, with the first name "Andrew" and last name "Boettcher" clearly legible.

Andrew F Boettcher
Hydrogeologist – RR/SER

CC: Robert Jursik – Cudahy City Attorney, 4602 S Packard Ave, Cudahy, WI 53110
Scott Bartling – Environmental Associates, PO Box 136, Thiensville, WI 53092
SER Case File



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Region Headquarters
2300 N. Dr. Martin Luther King, Jr. Drive
PO Box 12436
Milwaukee, Wisconsin 53212-0436
Telephone 414-263-8500
FAX 414-263-8606
TTY 711

October 27, 2005

In Reply, Refer to: FID# 241475740
BRRTS# 02-41-338132
BRR/ERP

Mr. Scott Mulqueen
6010 S Summer Winds Ct
Cudahy, WI 53110

Subject: Case Closure Denial for the Former Earl's Automotive Site, 3503 E Layton Ave,
Cudahy, WI

Dear Mr. Mulqueen:

On October 26, 2005, the Wisconsin Department of Natural Resources (WDNR) reviewed your request for closure of the case described above, which was submitted by your consultant, Environmental Associates. The WDNR 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 WDNR 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 a WDNR-approved deed restriction, which is required in order to comply with state law and administrative codes, has not yet been recorded. 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 WDNR requires that a WDNR-approved deed restriction be signed and recorded to address remaining soil contamination associated with the site. The purpose of having a deed restriction at this site is to require the maintenance of a surface barrier over the remaining soil contamination to prevent contamination from impacting human health through direct contact.

1. Your case closure request included a draft deed restriction. The WDNR has reviewed the draft document for completeness and hereby approves it. 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 Milwaukee 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 WDNR.** 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.
2. The case closure request included a proposal to install an exposure barrier on the site. The proposed barrier (slab on grade building foundation with minimum footing disturbance) is approved as described in the closure request. Upon completion of barrier construction, you must submit documentation that the barrier has been installed as proposed and approved.

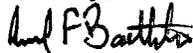
3. To close this site, the WDNR also requires that the approved exposure barrier at the site must be maintained to minimize direct contact with the contaminated materials. The cover is to be maintained in accordance with the plan prepared and submitted to the WDNR pursuant to s. NR 724.13(2), Wis. Adm. Code. Your case closure request included a maintenance plan, which is also approved and shall be recorded along with the deed restriction.
4. Any remaining waste and/or soil piles generated as part of site investigation or remediation activities must be removed from the site and disposed of or treated in accordance with WDNR's rules. Once that work is completed, please send a letter documenting that any remaining waste and/or soil piles have been removed.

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 WDNR 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 WDNR. **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 restore the environment at this site. If you have any questions or concerns regarding this letter, please contact me at (414) 263- 8541.

Sincerely,



Andrew F Boettcher
Hydrogeologist – RR/SER

CC: Scott Bartling – Environmental Associates, PO Box 136, Thiensville, WI 53092

ORIGINAL

RESOLUTION NO. 6250 with
CERTIFICATION OF AUTHENTICITY



DOC.# 09180589

REGISTER'S OFFICE | SS
Milwaukee County, WI

RECORDED 02/07/2006 10:12AM

JOHN LA FAVE
REGISTER OF DEEDS

AMOUNT: 29.00

Recording Area

Name and Return Address

BOX 159

Document Number

Document Title

Resolution No. 6250
A Resolution Accepting Certain Deed Restrictions for
3503 E. Layton Ave., Cudahy, Wis.(Formerly Earl's
Automotive)

Legal Description:

PARCEL 1: LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS
ADDITION TO CUDAHY IN THE NORTHWEST 1/4 OF SECTION 26 TOWN-
SHIP 6 NORTH, RANGE 22 EAST IN THE CITY OF CUDAHY, MILWAUKEE
COUNTY, WISCONSIN

TAX PARCEL NO. 6310021

Commonly known as 3503 E. Layton Ave., Cudahy, WI 53110

6310021

Parcel Identification Number (PIN)

CERTIFICATION OF AUTHENTICITY

STATE OF WISCONSIN)

(ss.

MILWAUKEE COUNTY)

The undersigned in his official capacity hereby certifies that the attached Resolution No. 6250 A Resolution Accepting Certain Deed Restrictions for 3503 E. Layton Ave. (Formerly Earl's Automotive) is a true and exact copy of the original it represents and that as of this date said document has not been cancelled, revoked or otherwise changed or amended and remains in full force and effect.

July A Masarik, Deputy
Title Clerk

Subscribed and sworn to before me
this 2 day of February, 2006.

Robert J. Jurek
Notary Public

State of Wisconsin

My commission expires is permanent

RESOLUTION NO. 6250

**A RESOLUTION ACCEPTING CERTAIN DEED RESTRICTIONS
FOR 3503 E. LAYTON AVE. (FORMERLY EARL'S AUTOMOTIVE)**

WHEREAS, the Community Development Authority holds title to realty at 3503 E. Layton Ave., in Cudahy for which the former owner, Earl Mulqueen d/b/a Earl's Automotive, is proceeding with environmental clean-up per agreement, and

WHEREAS, the clean-up is completed and DNR ready to issue its closure letter upon the owner's acceptance of certain deed restrictions attached hereto,

NOW, THEREFORE, the Common Council of the City of Cudahy do Hereby Resolve as follows:

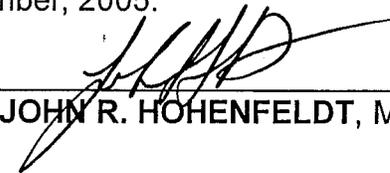
The Deed restrictions attached are acceptable and shall be executed by proper authorities of the CDA and City of Cudahy by their respective representatives.

CITY OF CUDAHY

Introduced at a meeting of the Common Council of the City of Cudahy, held this 20th day of December, 2005.

Introduced by Alderperson Smith

Passed and approved this 20th day of December, 2005.



JOHN R. HOHENFELDT, Mayor

Attest:


JOSEPH R. HENIKA, City Clerk

COMMUNITY DEVELOPMENT AUTHORITY

Authorized and approved this 19TH day of December, 2005



COMMUNITY DEVELOPMENT AUTHORITY, President


COMMUNITY DEVELOPMENT AUTHORITY, Secretary
Executive Director

ADOPTED: 12/20/05
APPROVED: _____
PUBLISHED: _____

Prepared by: **ROBERT J. JURSIK**, City Attorney
Wis. State Bar No. 01012957

contamination that might otherwise pose a threat to human health. The required cap shall be maintained on the above-described property in the locations shown on the attached map, labeled "Estimated Extent of Residual Soil Contamination and Proposed Engineered Cap and/or Slab on Grade Location," Exhibit A unless another barrier that reduces infiltration to the greatest extent practicable or provides an infiltration rate equivalent to the landfill cap design requirements in s. NR 504.07, Wis. Adm. Code (March 2003) is installed and maintained in its place. The existing cap, and any replacement barrier, shall be maintained on the above-described property in compliance with the "Engineered Cap and Building Barrier Maintenance Plan" dated September 8, 2005, that was submitted to the Wisconsin Department of Natural Resources by the responsible party, Mr. Scott Mulqueen, as required by section NR 724.13 (2), Wis. Adm. Code (October 1999). 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 the pavement and building foundation are required, as shown on Exhibit A, 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; (3) Plowing for agricultural cultivation; and (4) Construction or placement of a building or other structure in an area where the pavement and building foundation are 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.

By signing this document, _____ asserts that he or she is duly authorized to sign this document on behalf of the City of Cudahy Community Development Authority.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this _____ day of _____, 20_____.

Signature: _____
Printed Name: _____

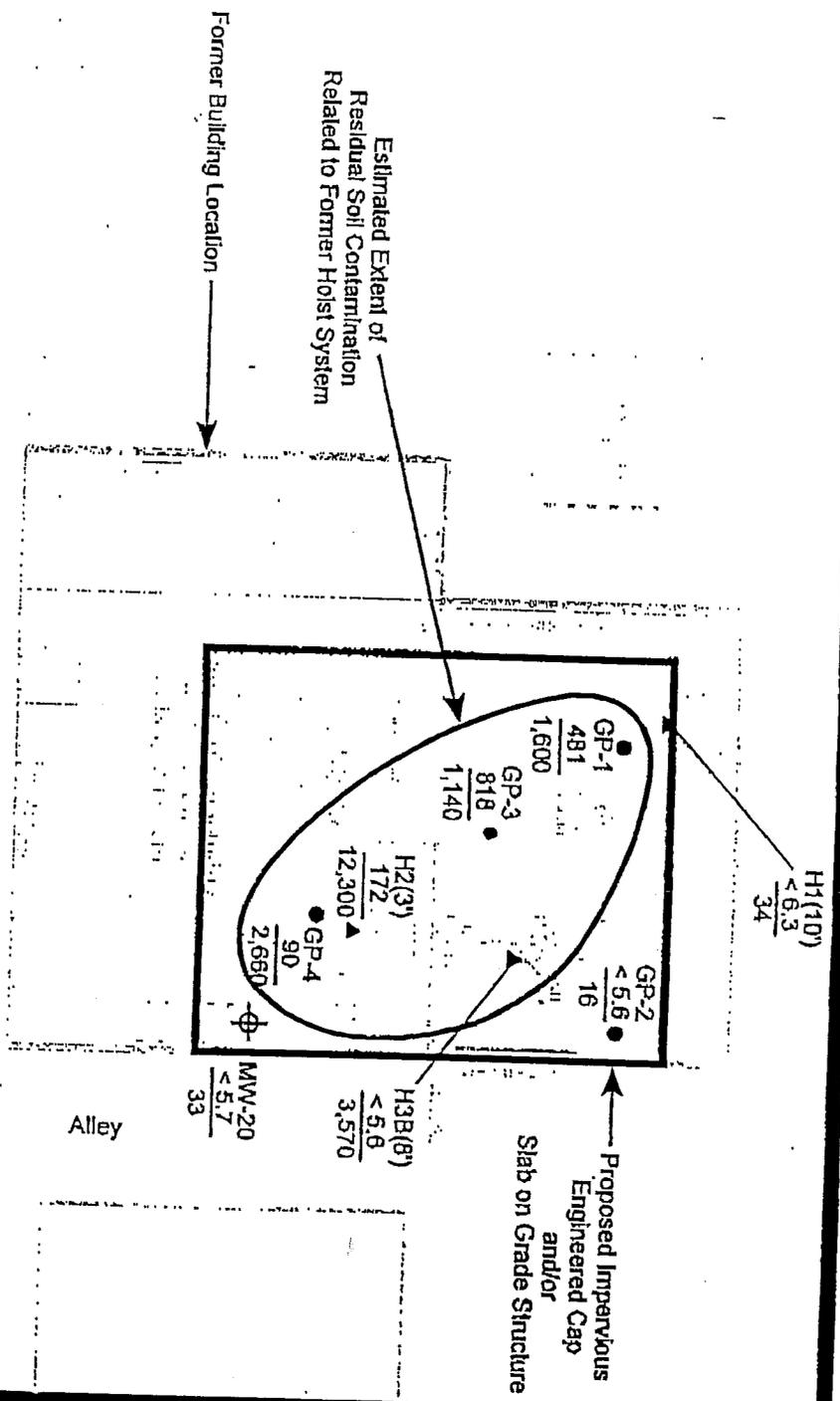
Subscribed and sworn to before me
this _____ day of _____, 20_____.

Notary Public, State of _____
My commission _____

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

EXHIBIT A

E. Layton Ave.



Kingan Ave.

LEGEND

- GP-1 Geoprobe Soil Boring Location
- ▲ H2(3') Soil Sample Location w/Depth Below Surface (ft)
- 172 Soil GRO Concentration (mg/kg)
- 12,300 Soil DRO Concentration (mg/kg)

Environmental Associates, Inc.

Drawn by:	RRS	Checked by:		Drawing File	90-02033 cap.cvx
	9/1/05	Approved by:			

FIGURE 6
 Former Earl's Automotive
 Estimated Extent of
 Residual Soil Contamination
 and
 Proposed Engineered Cap
 and/or Slab on Grade Location
 Scale : 1" = 20'

8271231

REGISTER'S OFFICE | SS
Milwaukee County, WI

RECORDED AT 1:08 PM

04-26-2002

WALTER R. BARCZAK
REGISTER OF DEEDS

AMOUNT 11.00

REEL

5315

IMAGE

2184

STATE BAR OF WISCONSIN FORM 1 - 2000
WARRANTY DEED

Document Number

This Deed, made between EARL'S AUTOMOTIVE SERVICE, INC.,
a Wisconsin corporation, Grantor, and CITY OF CUDAHY COMMUNITY
DEVELOPMENT AUTHORITY, a municipal corporation Grantee.
Grantor, for a valuable consideration, conveys to Grantee the following
described real estate in MILWAUKEE County, State of Wisconsin (the "Property")
(if more space is needed, please attach addendum):
AN UNDIVIDED INTEREST IN AND TO PARCEL 1:

PARCEL 1 : LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS
ADDITION TO CUDAHY IN THE NORTHWEST 1/4 OF SECTION 26
TOWNSHIP 6 NORTH, RANGE 22 EAST IN THE CITY OF CUDAHY,
MILWAUKEE COUNTY, WISCONSIN

TRANSFER
\$225.00
FEE

Recording Area

Name and Return Address

City of Cudahy
5050 S Lake Dr.
Cudahy, WI 53110

Together with all appurtenant rights, title and interests.

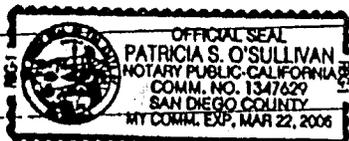
6310021

Parcel Identification Number (PIN)

This is not homestead property.

Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except

Dated this 2nd day of APRIL, 2002.



AUTHENTICATION

Signature(s) _____ authenticated this _____ day of _____.

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

THIS INSTRUMENT WAS DRAFTED BY
Seeth Mulqueen, PCA

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

Michael T. Mulqueen Sr.
MICHAEL T. MULQUEEN, SR., PRESIDENT
EARL'S AUTOMOTIVE, INC., a Wisconsin corporation

ACKNOWLEDGMENT

STATE OF ~~WISCONSIN~~)
CALIFORNIA) ss.
SAN DIEGO County)

Personally came before me this 2 day of APRIL, 2002,
the above named MICHAEL T. MULQUEEN, SR. to me
known to be the person PRESIDENT, EARL'S AUTOMOTIVE,
INC., a Wisconsin corporation, who executed the foregoing
instrument and acknowledged the same.

Patricia S. O'Sullivan
Notary Public, State of California
My Commission is permanent. (If not, state expiration date: 3/22
2006)

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

WARRANTY DEED

STATE BAR OF WISCONSIN

FORM No. 1 - 2000

PTS4097

CERTIFIED SURVEY MAP 2209

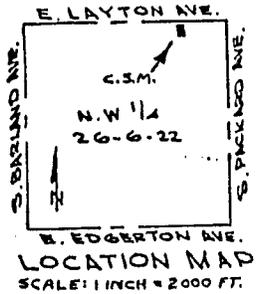
OF A REDIVISION OF LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS ADDITION, BEING AN EXISTING SUBDIVISION OF A PART OF THE NORTHWEST 1/4 OF SECTION 26, TOWNSHIP 6 NORTH, RANGE 22 EAST, LOCATED IN THE CITY OF CUDAHY, MILWAUKEE COUNTY, WISCONSIN.

4800221

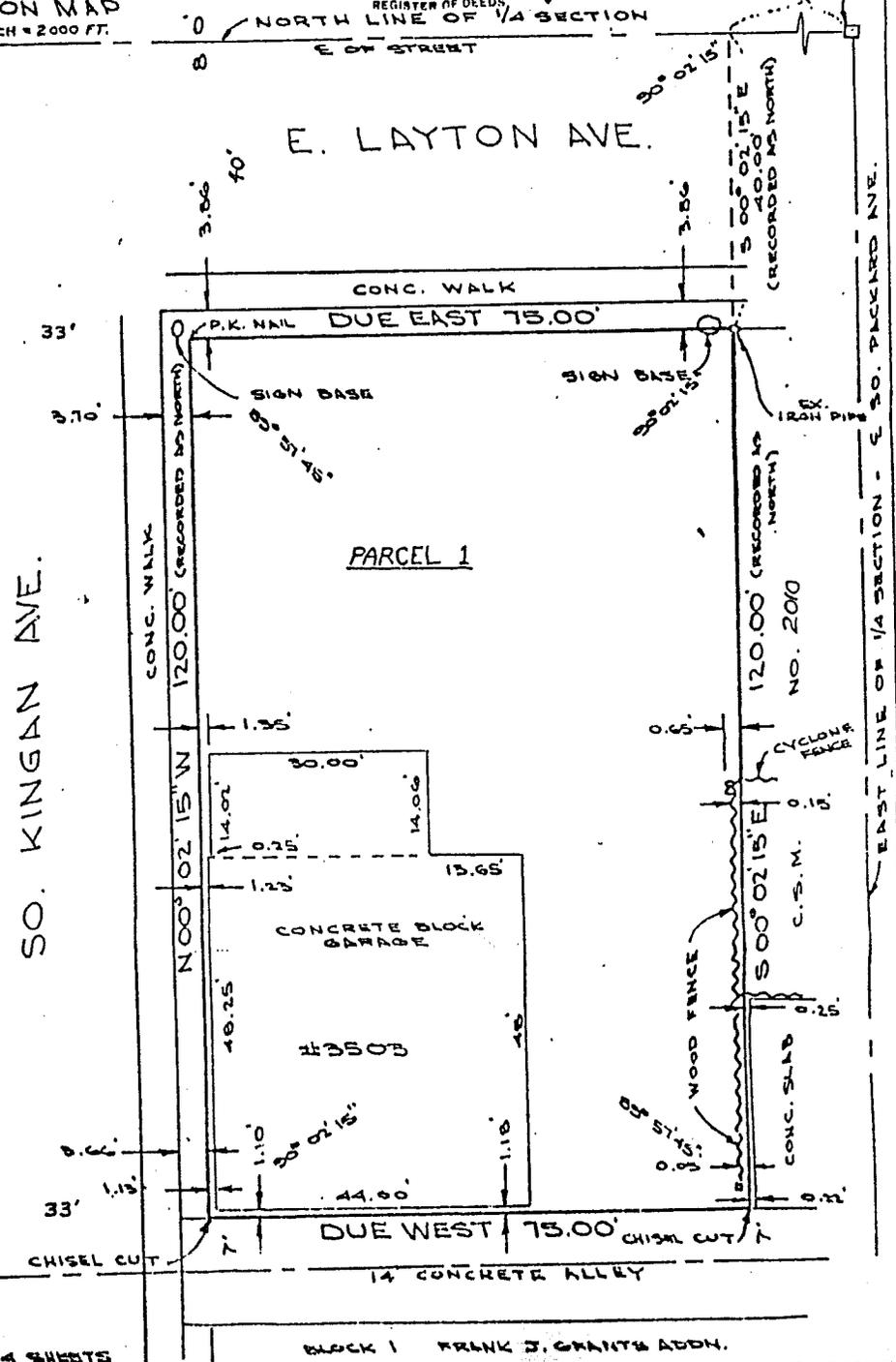
BLOCK 27 - TOWNSITE OF CUDAHY
REGISTERED OFFICE
Milwaukee County, Wis.
RECORDED AT 245M
ON

OCT 18 1973
Reel 751 Image 399 to

N.E. CORNER OF
NW 1/4 SECTION
26-G-22



OCT-18-73 444576 • 4800221 LT CAREC



500

CERTIFIED SURVEY MAP

OF A RE-DIVISION OF LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS ADDITION,
BEING AN EXISTING SUBDIVISION OF A PART OF THE NORTHWEST 1/4 OF SECTION
26, TOWNSHIP 6 NORTH, RANGE 22 EAST, LOCATED IN THE CITY OF CUDAHY,
MILWAUKEE COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

STATE OF WISCONSIN) SS
MILWAUKEE COUNTY

I, ALVIN E. CZYSH, a registered land surveyor, do hereby certify that
I have surveyed, divided and mapped a parcel of land in the Northwest
1/4 of Section 26, Township 6 North, Range 22 East, in the City of
Cudahy, Milwaukee County, Wisconsin, bounded and described as follows:
Commencing at the Northeast corner of said 1/4 Section; thence Due West
along the North line of said 1/4 Section, 565.00 feet to a point; thence
South 00° 02' 15" East, 40.00 feet to the point of beginning of the
lands herein to be described; continuing thence South 00° 02' 15" East,
120.00 feet to a point; thence Due West and parallel to the North line
of said 1/4 Section, 75.00 feet to a point, said point being of the
East line of South Kingan Avenue; thence North 00° 02' 15" West along
the East line of South Kingan Avenue, 120.00 feet to a point, said point
being on the South line of East Layton Avenue; thence Due East along the
South line of East Layton Avenue, and parallel to the North line of said
1/4 Section, 75.00 feet to the point of beginning.

THAT I have made this survey, land division and map at the direction of
Earl's Automotive Service, Incorporated, owners of said land.

THAT such map is a correct representation of all exterior boundaries of
the land surveyed and the land division thereof made.

THAT I have fully complied with the provisions of Chapter 236 of the Wis-
consin Statutes and Section 15:24 of the City of Cudahy Code in survey-
ing, dividing and mapping the same.

April 5th, 1973.



Alvin E. Czysh
Alvin E. Czysh, S-806
Registered Land Surveyor

CORPORATE OWNER'S CERTIFICATE

EARL'S AUTOMOTIVE SERVICE, INCORPORATED, 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 map to be surveyed, divided, mapped and dedicated as represented
on this map in accordance with the requirements of Section 15:24 of the
City Code and Chapter 236 of the Wisconsin Statutes and
IN WITNESS WHEREOF, the said Earl's Automotive Service, Incorporated
has caused these presents to be signed by Michael T. Mulqueen, its
President, and countersigned by Lowell Komberg, its Secretary-Trea-
surer, at Cudahy, Wisconsin, and its corporate seal to be hereunto

CERTIFIED SURVEY MAP

OF A REDIVISION OF LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GOATS ADDITION,
BEING AN EXISTING SUBDIVISION OF A PART OF THE NORTHWEST 1/4 OF SECTION
26, TOWNSHIP 6 NORTH, RANGE 22 EAST, LOCATED IN THE CITY OF CUDAHY,
MILWAUKEE COUNTY, WISCONSIN

affixed on this 29th day of August 1973

In The Presence Of:

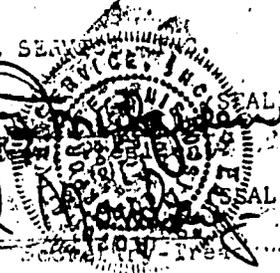
Lee A. Olson

Michael T. Mulga
Michael T. Mulga

Martin L. Lisowski

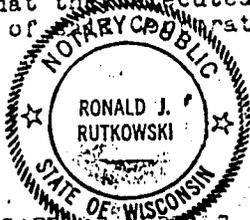
Lowell
Lowell Monberg, Secretary-Treasurer

EARL'S AUTOMOTIVE SERVICE



STATE OF WISCONSIN) SS
COUNTY OF MILWAUKEE

PERSONALLY came before me this 29th day of August 1973, Michael T. Mulga and Lowell Monberg, of the above named Corporation, to me known to be the persons who executed the foregoing instrument and to me known to be such President and Secretary-Treasurer of said Corporation, and acknowledged that they executed the foregoing instrument as such officers as the deed of said Corporation, by its authority.



Ronald J. Rutkowski

Notary Public, State of Wisconsin
My Commission Expires 12/5/76

ZONING BOARD OF APPEALS APPROVAL

APPROVED by the Zoning Board of Appeals of the City of Cudahy on the 18th day of FEBRUARY, 1973.

Stephen Plevak (SEAL)
Chairman

Carl A. Lind (SEAL)
Secretary

PLANNING AND ZONING APPROVAL

APPROVED by the Planning Commission of the City of Cudahy on the 11th day of SEPTEMBER, 1973.

Lawrence P. Kelly (SEAL)
Chairman

Roger A. Han (SEAL)
Secretary

CERTIFIED SURVEY MAP

OF A REDIVISION OF LOTS 24 AND 25 IN BLOCK 1 IN FRANK J. GRANTS ADDITION,
BEING AN EXISTING SUBDIVISION OF A PART OF THE NORTHWEST 1/4 OF SECTION
26, TOWNSHIP 6 NORTH, RANGE 22 EAST, LOCATED IN THE CITY OF CUDAHY,
MILWAUKEE COUNTY, WISCONSIN

CERTIFICATION OF CITY TREASURER AND CITY CLERK

I, ROBERT P. SADOWSKI, and I, JOSEPH W. RYCHLAK, being the duly elected,
City Treasurer and City Clerk, respectively, of the City of Cudahy, do
hereby certify that in accordance with the records in the Offices of the
City Treasurer and City Clerk of the City of Cudahy, there are no unpaid
taxes or unpaid special assessments on any of the lands included in this
certified survey map.

Robert P. Sadowski
ROBERT P. SADOWSKI, Treasurer
City of Cudahy

Joseph W. Rychlak
JOSEPH W. RYCHLAK, City Clerk
City of Cudahy

CERTIFICATION OF COUNTY TREASURER

I, MAX A. BARCZAK, being the duly elected, qualified and acting
Treasurer of the County of Milwaukee, do hereby certify that the
my office show no unredeemed tax sales and no unpaid taxes or
assessments as of October 18, 1973 on any of the lands in the
survey map (Key No. 631-0021).

Date October 18, 1973

Max A. Barczak
MAX A. BARCZAK, Treasurer
Milwaukee County

COMMON COUNCIL APPROVAL

APPROVED by the Common Council of the City of Cudahy in accordance
with Resolution No. 2783 adopted on the 2ND day of OCTOBER,
1973.

Lawrence P. Kelly
LAWRENCE P. KELLY, Mayor
City of Cudahy

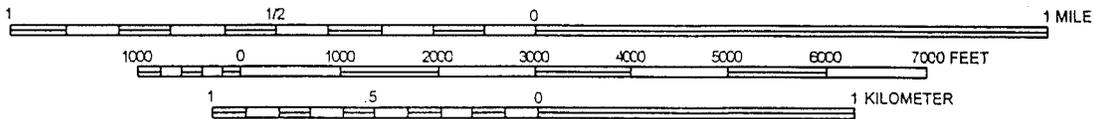
Joseph W. Rychlak
JOSEPH W. RYCHLAK, City Clerk
City of Cudahy

This instrument was drafted by Alvin E. Uzysh



Earl's Automotive
3503 E. Layton Avenue
Cudahy, WI 53110

SCALE 1:24000



National Geodetic Vertical Datum of 1929
 Contour Interval of 10 Feet

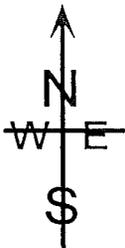


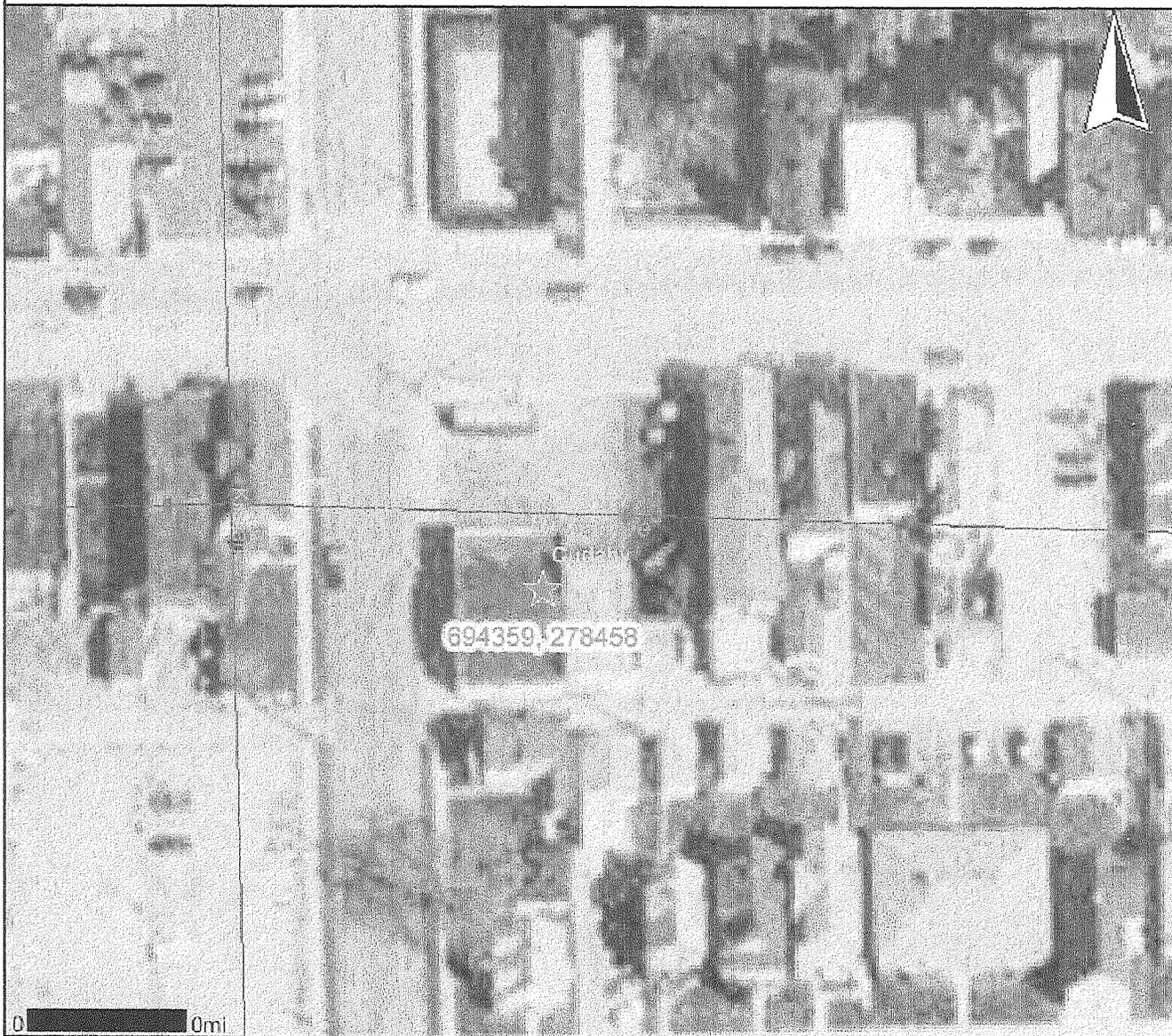
FIGURE 1
Site Location Map
and
Local Topography

Environmental Associates, Inc.

Drawn by:	RRG	Checked by:		Drawing File	90-02033-1
	1-19-96	Approved by:			

Map created Thu Sep 01 08:36:08 CDT 2005

Legend

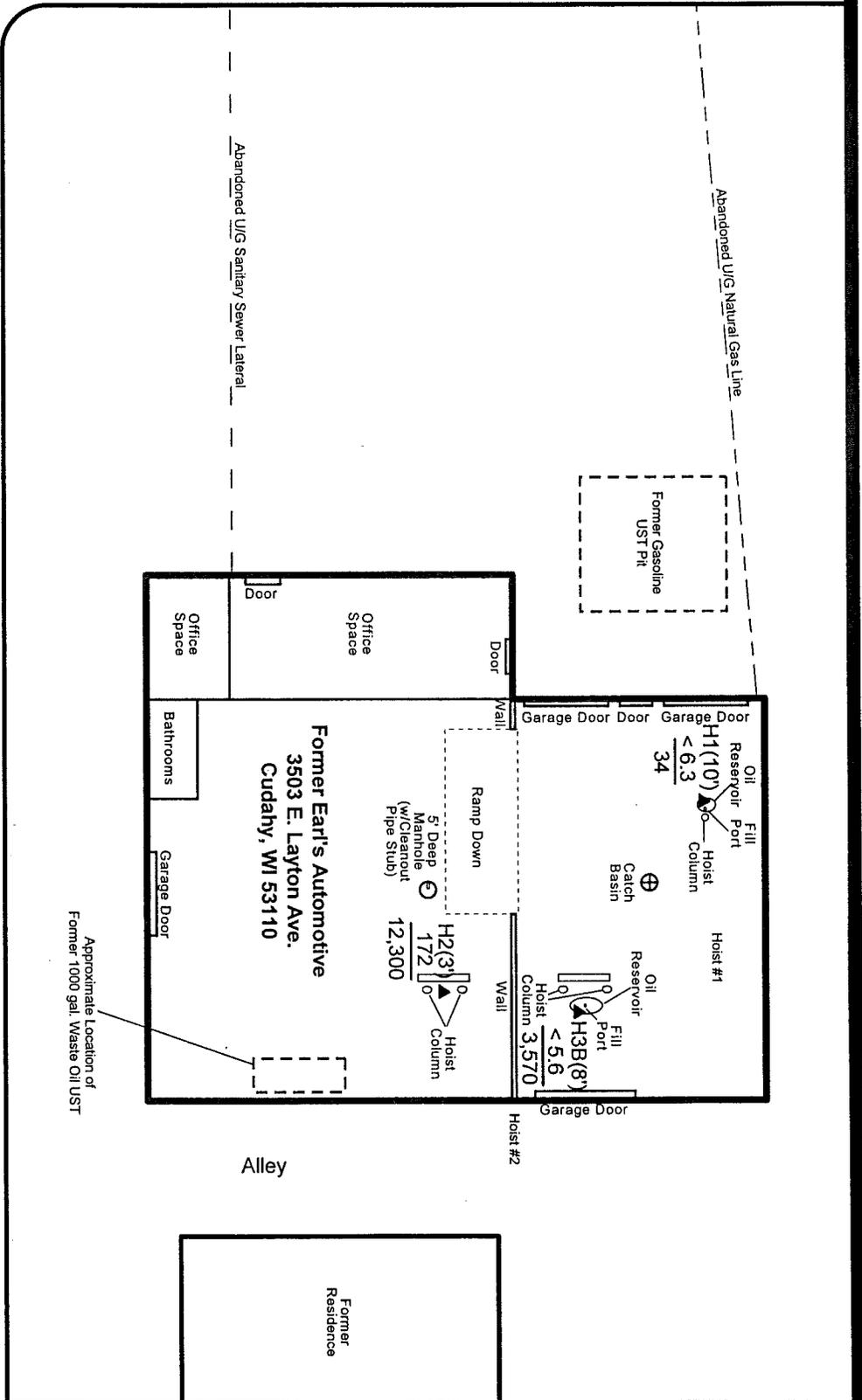


- Closed Remediation Sites
- Groundwater
 - △ Soil
 - Groundwater and Soil
 - Offsource Contamination
 - ▭ County Boundary
 - ▭ 24K Open Water
 - ▭ Municipalities

Scale: 1:744

DO NOT USE FOR NAVIGATION

E. Layton Ave.



LEGEND

- H2(3) ▲ Soil Sample Location w/Depth Below Surface (ft)
- 172 Soil GRO Concentration (mg/kg)
- 12,300 Soil DRO Concentration (mg/kg)

Environmental Associates, Inc.

Drawn by:	RRG	Checked by:		Drawing	90-02033
	8/9/04	Approved by:		File	ha-soligro-dro.cvx

FIGURE 2

**Former Earl's Automotive
Hoist Site Assessment
Soil Sampling Locations
with GRO/DRO
Concentrations**

Scale : 1" = 20'

**Table 1: Soil Quality Analytical Results for Hoist Site Assessment - VOCs,
Former Earl's Automotive, 3503 E. Layton Avenue, Cudahy, Wisconsin**

Sample Name					H-1	H-2	H-3B	Trip Blank
Sample Description					Soil	Soil	Soil	MeOH
Sample Interval Depth (Feet)					10	3	8	--
Sample Collection Date					6/14/2002	6/14/2002	6/14/2002	6/14/2002
Parameter	Units	NR 720.09 Table 1,2 Standard	COMM 46.06 Table 1 Soil Screening Level	COMM 46.06 Table 2 Direct Contact Limits				
Total Solids	% Solid	--	--	--	87.5	81.5	89.7	--
GRO	mg/kg	100	--	--	<6.3	172	<5.6	<5.0
DRO	mg/kg	100	--	--	34	12,300	3,570	NA
Total Metals Analysis								
Lead	mg/kg	50	--	--	NA	NA	NA	NA
Selected VOC Analytes								
Benzene	ug/kg	5.5	8,500	1,100	<32	<147	<28	<25
sec-Butylbenzene	ug/kg	--	--	--	<32	233	<28	<25
Ethylbenzene	ug/kg	2,900	4,600	--	<32	233	<28	<25
p-Isopropyltoluene	ug/kg	--	--	--	<32	466	<28	<25
Methylene Chloride	ug/kg	--	--	--	251"L"	<307	<56	<50
Naphthalene	ug/kg	--	2,700	--	<32	2,210	<28	<25
n-Propylbenzene	ug/kg	--	--	--	<32	172	<28	<25
Tetrachloroethene (PCE)	ug/kg	--	--	--	72	<147	123	<25
Toluene	ug/kg	1,500	38,000	--	<32	<147	<28	<25
1,2,4-Trimethylbenzene	ug/kg	--	83,000	--	<32	3,310	<28	<25
1,3,5-Trimethylbenzene	ug/kg	--	11,000	--	<32	1,190	<28	<25
Total Xylenes	ug/kg	4,100	42,000	--	<43	1,960	<39	<35
PID	i.u.	--	--	--	1.7	116	5.7	--

Notes:

mg/kg = Milligrams per Kilogram

ug/kg = Micrograms per Kilogram

< = Less than Laboratory Method Detection Limit

NA = Not Analyzed for Analyte

L = Common Laboratory Contaminant

PID = Photo-ionization Detector

i.u. = Instrument Units

Bold Value = Exceedance of any of above referenced standards

Table 2: Soil Quality Analytical Results for Hoist Site Assessment - PAHs,
Former Earl's Automotive, 3503 E. Layton Avenue, Cudahy, Wisconsin

Sample Name					H-1	H-2	H-3B
Sample Description					Soil	Soil	Soil
Sample Interval Depth (Feet)					10	3	8
Sample Collection Date					6/14/2002	6/14/2002	6/14/2002
Parameter	Units	NR 720.09	Groundwater	Direct Contact			
		Table 1,2	Pathway	Pathway			
PAH Compounds							
		Standard		(Non-Industrial)			
Acenaphthene	mg/kg	--	38	900	<0.057	<0.613	<0.056
Acenaphthylene	mg/kg	--	0.7	18	<0.097	<1.04	<0.095
Anthracene	mg/kg	--	3000	5000	<0.0057	0.491	<0.0056
Benzo(a)anthracene	mg/kg	--	17	0.088	<0.0057	3.56	<0.0056
Benzo(b)fluoranthene	mg/kg	--	360	0.088	<0.0057	0.065	<0.0056
Benzo(k)fluroanthene	mg/kg	--	870	0.88	<0.0057	0.147	<0.0056
Benzo(a)pyrene	mg/kg	--	48	0.0088	<0.046	0.221	<0.045
Benzo(g,h,i)perylene	mg/kg	--	6800	1.8	<0.046	0.147	<0.045
Chrysene	mg/kg	--	37	8.8	<0.0057	0.969	<0.0056
Dibenzo(a,h)anthracene	mg/kg	--	38	0.0088	<0.0086	<0.092	<0.0084
Fluoranthene	mg/kg	--	500	600	<0.011	2.7	<0.011
Fluorene	mg/kg	--	100	600	<0.011	0.626	<0.011
Ideno(1,2,3-cd)pyrene	mg/kg	--	680	0.088	<0.0057	0.135	<0.0056
1-Methylnaphthalene	mg/kg	--	23	1100	<0.034	8.96	<0.033
2-Methylnaphthalene	mg/kg	--	20	600	<0.029	11	<0.028
Naphthalene	mg/kg	--	0.4	20	<0.034	5.03	0.058
Phenanthrene	mg/kg	--	1.8	18	<0.0057	1.96	<0.0056
Pyrene	mg/kg	--	8700	500	<0.0057	0.479	<0.0056

Notes:

mg/kg = Milligrams per Kilogram

PAH = Polycyclic Aromatic Hydrocarbon

< = Less than Laboratory Method Detection Limit

Bold Value = Exceedance of any of above referenced standards

**Table 3: Soil Quality Analytical Results for Hoist Site Assessment - VOCs,
Former Earl's Automotive, 3503 E. Layton Avenue, Cudahy, Wisconsin**

Sample Name					GP1-S7	GP2-S7	GP3-S7	GP4-S7	Trip Blank
Sample Description					Soil	Soil	Soil	Soil	MeOH
Sample Interval Depth (Feet)					12-14	12-14	12-14	12-14	--
Sample Collection Date					5/1/2003	5/1/2003	5/1/2003	5/1/2003	5/1/2003
Parameter	Units	NR 720.09	COMM 46.06	COMM 46.06					
		Table 1,2 Standard	Table 1 Soil Screening Level	Table 2 Direct Contact Limits					
Total Solids	% Solid	--	--	--	87.3	89.9	86.8	86.5	--
GRO	mg/kg	100	--	--	481	<5.6	818	90	NA
DRO	mg/kg	100	--	--	1,600	16	1,140	2,660	NA
Total Metals Analysis									
Lead	mg/kg	50	--	--	10	9.8	21	50	NA
Selected VOC Analytes									
Benzene	ug/kg	5.5	8,500	1,100	<29	<28	<29	<29	<25
sec-Butylbenzene	ug/kg	--	--	--	NA	NA	NA	55	<25
Ethylbenzene	ug/kg	2,900	4,600	--	137	<28	1,960	<29	<25
p-Isopropyltoluene	ug/kg	--	--	--	NA	NA	NA	<29	<25
Methylene Chloride	ug/kg	--	--	--	NA	NA	NA	<29	<50
Naphthalene	ug/kg	--	2,700	--	2,180	<28	922	<29	<25
n-Propylbenzene	ug/kg	--	--	--	NA	NA	NA	<29	<25
Tetrachloroethene (PCE)	ug/kg	--	--	--	NA	NA	NA	<29	<25
Toluene	ug/kg	1,500	38,000	--	<29	<28	<29	<29	<25
1,2,4-Trimethylbenzene	ug/kg	--	83,000	--	504	<28	3,460	<29	<25
1,3,5-Trimethylbenzene	ug/kg	--	11,000	--	882	<28	1,730	<29	<25
Total Xylenes	ug/kg	4,100	42,000	--	76	<39	1,610	<40	<35
PID	i.u.	--	--	--	87	0	195	23	--

Notes:

mg/kg = Milligrams per Kilogram

ug/kg = Micrograms per Kilogram

< = Less than Laboratory Method Detection Limit

NA = Not Analyzed for Analyte

L = Common Laboratory Contaminant

PID = Photo-ionization Detector

i.u. = Instrument Units

Bold Value = Exceedance of any of above referenced standards

**Table 4: Soil Quality Analytical Results for Hoist Site Assessment - VOCs,
Former Earl's Automotive, 3503 E. Layton Avenue, Cudahy, Wisconsin**

Sample Name					MW20-S2	MW20-S7	MW20-S11	Trip Blank
Sample Description					Soil	Soil	Soil	MeOH
Sample Interval Depth (Feet)					2-4	12-14	20-22	--
Sample Collection Date					3/18/2004	3/18/2004	3/18/2004	3/18/2004
Parameter	Units	NR 720.09	COMM 46.06	COMM 46.06				
		Table 1,2 Standard	Table 1 Soil Screening Level	Table 2 Direct Contact Limits				
Total Solids	% Solid	--	--	--	88.4	88.0	87.1	--
GRO	mg/kg	100	--	--	<5.7	<5.7	<5.7	NA
DRO	mg/kg	100	--	--	<5.7	27	33	NA
Total Metals Analysis								
Lead	mg/kg	50	--	--	NA	NA	NA	NA
Selected VOC Analytes								
Benzene	ug/kg	5.5	8,500	1,100	<28	<28	<29	<25
sec-Butylbenzene	ug/kg	--	--	--	<28	<28	<29	<25
Ethylbenzene	ug/kg	2,900	4,600	--	<28	<28	<29	<25
p-Isopropyltoluene	ug/kg	--	--	--	<28	<28	<29	<25
Methylene Chloride	ug/kg	--	--	--	<57	<57	<57	<50
Naphthalene	ug/kg	--	2,700	--	<28	<28	<29	<25
n-Propylbenzene	ug/kg	--	--	--	<28	<28	<29	<25
Tetrachloroethene (PCE)	ug/kg	--	--	--	<28	<28	<29	<25
Toluene	ug/kg	1,500	38,000	--	<28	<28	<29	<25
1,2,4-Trimethylbenzene	ug/kg	--	83,000	--	<28	<28	<29	<25
1,3,5-Trimethylbenzene	ug/kg	--	11,000	--	<28	<28	<29	<25
Total Xylenes	ug/kg	4,100	42,000	--	77	<40	<40	<35
PID	i.u.	--	--	--	0	0	0	--

Notes:

mg/kg = Milligrams per Kilogram

ug/kg = Micrograms per Kilogram

< = Less than Laboratory Method Detection Limit

NA = Not Analyzed for Analyte

L = Common Laboratory Contaminant

PID = Photo-ionization Detector

i.u. = Instrument Units

Bold Value = Exceedance of any of above referenced standards

**Table 5: Soil Quality Analytical Results for Hoist Site Assessment - PAHs,
Former Earl's Automotive, 3503 E. Layton Avenue, Cudahy, Wisconsin**

Sample Name					MW20-S2	MW20-S7	MW20-S11
Sample Description					Soil	Soil	Soil
Sample Interval Depth (Feet)					2-4	12-14	20-22
Sample Collection Date					3/18/2004	3/18/2004	3/18/2004
Parameter	Units	NR 720.09	Groundwater	Direct Contact			
		Table 1,2		Pathway			
					Standard	Pathway	(Non-Industrial)
PAH Compounds							
Acenaphthene	mg/kg	--	38	900	<0.057	<0.057	<0.057
Acenaphthylene	mg/kg	--	0.7	18	<0.096	<0.097	<0.098
Anthracene	mg/kg	--	3000	5000	<0.0057	<0.0057	<0.0057
Benzo(a)anthracene	mg/kg	--	17	0.088	<0.0057	<0.0057	<0.0057
Benzo(b)fluoranthene	mg/kg	--	360	0.088	<0.0057	<0.0057	<0.0057
Benzo(k)fluroanthene	mg/kg	--	870	0.88	<0.0057	<0.0057	<0.0057
Benzo(a)pyrene	mg/kg	--	48	0.0088	<0.0057	<0.0057	<0.0057
Benzo(g,h,i)perylene	mg/kg	--	6800	1.8	<0.0057	<0.0057	<0.0057
Chrysene	mg/kg	--	37	8.8	<0.0057	<0.0057	<0.0057
Dibenzo(a,h)anthracene	mg/kg	--	38	0.0088	<0.0085	<0.0085	<0.0086
Fluoranthene	mg/kg	--	500	600	<0.011	<0.011	<0.011
Fluorene	mg/kg	--	100	600	<0.011	<0.011	<0.011
Ideno(1,2,3-cd)pyrene	mg/kg	--	680	0.088	<0.0057	<0.0057	<0.0057
1-Methylnaphthalene	mg/kg	--	23	1100	<0.034	<0.034	<0.034
2-Methylnaphthalene	mg/kg	--	20	600	<0.028	<0.028	<0.029
Naphthalene	mg/kg	--	0.4	20	<0.034	<0.034	<0.034
Phenanthrene	mg/kg	--	1.8	18	<0.0057	<0.0057	<0.0057
Pyrene	mg/kg	--	8700	500	<0.0057	<0.0057	<0.0057

Notes:

mg/kg = Milligrams per Kilogram

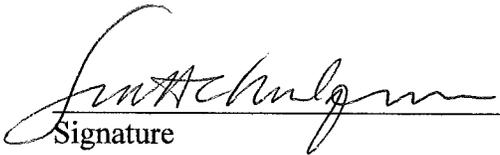
PAH = Polycyclic Aromatic Hydrocarbon

< = Less than Laboratory Method Detection Limit

Bold Value = Exceedance of any of above referenced standards

As the responsible party for the Earl's Automotive property, located at 3503 E. Layton Avenue in Cudahy, Wisconsin, I believe that the legal description given on the most recent deed is complete and accurately describes the contaminated property.

SCOTT MULQUEEN
Print Name


Signature

9/2/05
Date