

**GIS REGISTRY INFORMATION**

**SITE NAME:** Roundy's Food #3  
**BRRTS #:** 03-41-004836 **FID # (if appropriate):** 241279390  
**COMMERCE # (if appropriate):** 53222-3229-00  
**CLOSURE DATE:** 03.28.07  
**STREET ADDRESS:** 15000 West Burleigh Street  
**CITY:** Wauwautosa

**SOURCE PROPERTY GPS COORDINATES** (meters in WTM91 projection): X= 678212 Y= 291106

**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

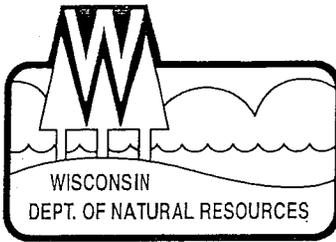
**IF YES, STREET ADDRESS 1:** \_\_\_\_\_

**GPS COORDINATES** (meters in WTM91 projection): X= \_\_\_\_\_ Y= \_\_\_\_\_

**CONTAMINATION IN RIGHT OF WAY:**  Yes  No

**DOCUMENTS NEEDED:**

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



## 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  
FAX 414-263-8606  
Telephone 414-263-8500  
TTY Access via relay - 711

March 28, 2007

Mr. Dick Axt  
Roundy's Food  
11500 West Burleigh Street  
Wauwautosa, WI 53222-3101

Subject: Final Case Closure with Land Use Limitations or Conditions Roundy's Food #3  
- Grocery, 15000 West Burleigh Street, Wauwautosa, WI

FID# 241279390  
BRRTS Activity #: 03-41-004836  
PECFA: 53222-3229-00

Dear Mr. Axt:

On January 2, 1998, the Wisconsin Department of Natural Resources (Department) reviewed the above referenced case for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On January 2, 1998 you were notified that the Closure Committee had granted conditional closure to this case.

On March 7, 2007 the Department received correspondence indicating that you have complied with the requirements of closure. You submitted the necessary information and fees for placing your site on the soil GIS Registry.

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.

Residual soil contamination remains at the location of the former Underground Storage Tank **(see enclosed map and table)** as indicated in the information submitted to the Department of Natural Resources. 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 standards 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 to prevent a direct contact health threat to humans.

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.

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 John Hnat at 414-263-8644.

Sincerely,

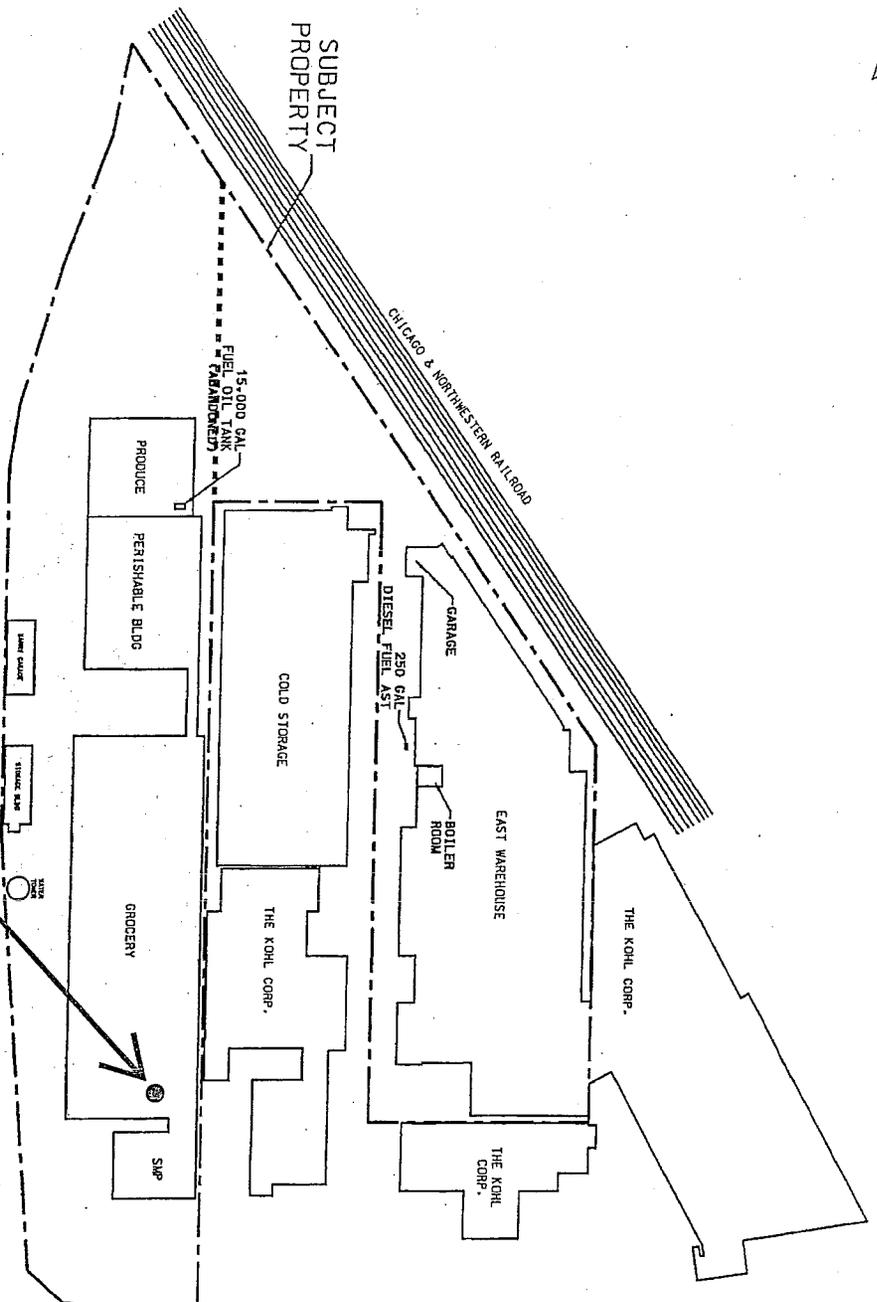


James A. Schmidt  
Southeast Region  
Remediation & Redevelopment Team Supervisor

Enclosures: Sigma Site Plan Map  
Site Table 1 & 2

cc: Dept. Commerce - Milwaukee  
Joshua J. Neudorfer - Sigma  
WDNR Case File

# LUST #0341004836 (Roundy's Foods #3 - Grocery)



Location of Underground Storage Tank  
 BRRTS #0341004836  
 Roundy's Foods #3 - Grocery

NOTE:  
 PROPERTY HAS NOT BEEN SURVEYED.  
 LOCATIONS ARE APPROXIMATE.

**LEGEND**

-  Underground Storage Tank (UST)
-  11500 W. Burleigh St.

SCALE: 1" = 250'	11300 & 11500 W. BURLEIGH ST., WAUKESHA, WI	
DATE: 12-8-05	DR. BY: JDD DR.# 9532-001	
SITE PLAN MAP		

On February 15, 2005, U.S. Environmental, Inc. mobilized to the site to abandon-in-place one 15,000 gallon steel UST. Upon the cleaning of the underground storage tank (UST), two soil samples were collected by a representative of AES Consultants through the base of the UST. The samples were analyzed for Diesel Range Organics (DRO) at EnChem, Inc. of Green Bay, Wisconsin. The sample locations are shown on Attachment H. The analytical table, as taken from the closure report, shows the laboratory results:

Sample Number	Location	PID (ppm)	DRO (mg/kg)
G - 1	South End	162	5,600
G - 2	North End	248	11,000

Per the recommendation of the WDNR, AES Consultants performed additional subsurface investigation of the area of the tank and included investigation of the area of the former underground piping for the tank. On November 1 and 9, 1995, AES advanced five additional soil borings.

Soil borings were conducted with 2-inch diameter solid stem augers. Soil samples were obtained at 2.5 foot intervals by advancing the borehole to the required depth and collecting the sample by using a stainless steel probe. Each sample was screened with a field photo-ionization detector (PID) and selected soil samples from each borehole were submitted for laboratory analysis. The sample locations are shown on Attachment H. Soil samples were submitted for analysis to CBC Environmental Laboratories, Inc. of Oak Creek, Wisconsin, and were tested for Diesel Range Organics (DRO) and Petroleum Volatile Organic Compounds (PVOCs). Detection limits were established as the tests were performed. The analytical table, as taken from the supplementary letter to the WDNR, shows the lab results:

Parameter (ug/kg)	NR720 Standard	B1	B2-S1	B3-S1	B4-S1	B5-S1
Benzene	5.5	ND	ND	ND	ND	ND
Ethylbenzene	2,900	ND	ND	ND	ND	ND
Toluene	1,500	ND	ND	ND	ND	ND
Xylene	4,100	1.6	ND	ND	ND	ND
Total PVOCs	NS	6.0	ND	ND	ND	ND
DRO (mg/kg)	250	70	6.0	11	7.4	14

REEL 1265 IMAGE 523

COPY

THIS INDENTURE, made this 3rd day of December, 1979, between HORGAN REALTY ASSOCIATES, a New York Limited Partnership, having its principal offices at 99 Powerhouse Road, Roslyn Heights, New York 11577, hereinafter called Party of the First Part, and JONDEX CORP., a Wisconsin Corporation, having its principal offices at 11300 West Burleigh Street, Wauwatosa, Wisconsin 53222, hereinafter called Party of the Second Part;

WITNESSETH:

That the said Party of the First Part, for and in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration to it paid by the said Party of the Second Part, the receipt whereof is hereby confessed and acknowledged, has given, granted, bargained, sold, remised, released, aliened, conveyed and confirmed, and by these presents does give, grant, bargain, sell, remise, release, alien, convey and confirm unto the said Party of the Second Part, its successors and assigns forever, the real estate situated in the County of Milwaukee and State of Wisconsin, more particularly described in Schedule A annexed hereto and made part hereof which said premises are known as and by the street address 11500 West Burleigh Street, Wauwatosa, Wisconsin.

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging or in any wise appertaining; and all the estate, right, title, interest, claim or demand whatsoever, of the said Party of the First Part, either in law or in equity, either in possession or expectancy of, in and to the above bargained premises, and their hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises as above described with the hereditaments and appurtenances, unto the said Party of the Second Part, and to its successors and assigns FOREVER.

SUBJECT TO municipal and zoning ordinances, recorded easements, recorded building and use restrictions, agreements, covenants, conditions and leases of record and existing tenancies; and all of the rights, benefits and obligations granted to and incurred by MOHAWK REFRIGERATING COMPANY by that certain easement for sanitary sewer dated April 18, 1951, and recorded in Volume 2871 of Deeds, Pages 603-611, Document No. 3019445, Milwaukee County records.

TRANSFER  
\$3,750.00  
FEE

5370762

REGISTER'S OFFICE } ss  
Milwaukee County, Wis. }  
RECORDED AT 4:30 PM

REC # 5370762 #  
RECORD 5.00  
RTX 3750.00

DEC-8 1979  
REEL 1265 IMAGE 523 to 526 incl.

Wanda Arnyal  
REGISTER OF DEEDS

500

SUBJECT to mortgages held by the New York Life Insurance Company, made by HORGAN REALTY ASSOCIATES, as consolidated to form a single first coordinate lien originally in the principal sum of \$1,268,000.00 pursuant to modification and extension agreement dated August 14, 1970 and recorded in the Register's Office of Milwaukee County on August 19, 1970, Microfilm Reel 545, Images 1303 to 1316 inclusive, as Document Number 4543187 and which said consolidated lien and mortgage has now been reduced to secure the sum of EIGHT HUNDRED & THIRTY-ONE THOUSAND FOUR HUNDRED & TWENTY-ONE & 55/100 (\$831,421.55) -----Dollars.

AND the Party of the First Part covenants that the party of the First Part has not done or suffered anything whereby the said premises have been encumbered in any wise whatever, except as aforesaid.

Simultaneously with the delivery of this deed the Party of the Second Part has executed, acknowledged and delivered to the Party of the First Part a Purchase Money Mortgage in the sum of TWO MILLION TWO HUNDRED & EIGHTEEN THOUSAND FIVE HUNDRED (\$2,218,500.00) Dollars, which mortgage was given as part of the consideration for the conveyance described in this Deed and said Purchase Money Mortgage is intended to be recorded immediately after the recording of this Deed.

IN WITNESS WHEREOF, the said Party of the First Part has duly executed this deed the day and year first above written.

In Presence Of:

Selma Richmond  
Mary Anarella

HORGAN REALTY ASSOCIATES

By: Milton Levin  
Maurice D. Gruber  
Ira I. Miller

This instrument was prepared by Eli Katz,  
an attorney at law of the State of New York.

That part of the Southeast 1/4 of Section 7, Township 7 North, of Range 21 East, in the City of Wauwatosa, County of Milwaukee and State of Wisconsin, lying West of the Westerly line of the Chicago & Northwestern Railroad Company right-of-way, bounded and described as follows:

Commencing at the Southwest corner of said Southeast Quarter, running thence North 2,682.70 feet, more or less, along the West line of said quarter section to the North line of the said quarter section, thence East along the North line of said quarter section 334.29 feet to the right-of-way of the Chicago & Northwestern Railroad Company, thence Southeasterly 255.57 feet, more or less, along the right-of-way of the Chicago & Northwestern Railroad Company to a point which is 479.00 feet East of the West line of the said quarter section, thence South and parallel to the West line of said quarter section to the South line of said quarter section, thence West along the South line of said quarter section 479.18 feet to the place of beginning.

Except the following described part:

That part of the Southeast 1/4 of Section 7, Township 7 North, Range 21 East, in the City of Wauwatosa, bounded and described as follows:

Commencing at a point in the South line of said 1/4 Section, said point being 479.18 feet East of the Southwest corner of said 1/4 Section; thence North and parallel to the West line of said 1/4 Section, 59.00 feet to a point; thence Northwesterly to a point, said point being 423.00 feet East of the Southwest corner of said 1/4 Section (as measured along the South line), and 65.00 feet North of the South line (as measured perpendicular thereto); thence West and parallel to the South line of said 1/4 Section, 88.00 feet to a point; thence Northwesterly to a point, said point being 288.00 feet East of the Southwest corner of said 1/4 Section (as measured along the South line), and 68.00 feet North of the South line (as measured perpendicular thereto); thence Northwesterly to a point, said point being 260.00 feet East of the Southwest corner of said 1/4 Section (as measured along the South line), and 76.00 feet North of the South line (as measured perpendicular thereto); thence Northwesterly to a point, said point being 206.00 feet East of the Southwest corner of said 1/4 Section (as measured along the South line), and 95.00 feet North of the South line (as measured perpendicular thereto); thence Northwesterly to a point, said point being 170.00 feet North of the Southwest corner of said 1/4 Section (as measured along the West line), and 122.00 feet East of the West line (as measured perpendicular thereto); thence Northwesterly to a point, said point being 503.00 feet North of the Southwest corner of said 1/4 Section (as measured along the West line), and 93.00 feet East of the West line (as measured perpendicular thereto); thence Northwesterly to a point, said point being 1,097.00 feet North of the Southwest corner of said 1/4 Section (as measured along the West line), and 45.00 feet East of the West line (as measured perpendicular thereto); thence North and parallel to the West line 810.70 feet, more or less, to a point which is 775.00 feet South of the Northwest corner of said 1/4 Section (as measured along the West line), and 45.00 feet East of the West line of said 1/4 Section (as measured perpendicular thereto); thence Northeasterly to a point which is 625.00 feet South of the Northwest corner of said 1/4 Section (as measured along the West line), and 75.00 feet East of the West line of said 1/4 Section (as measured perpendicular thereto); thence Northeasterly to a point which is 300.00 feet South of the Northwest corner of said 1/4 Section (as measured along the West line), and 185.00 feet East of the West line of said 1/4 Section (as measured perpendicular thereto); thence Northeasterly to a point which is 120.00 feet South of the Northwest corner of said 1/4 Section (as measured along the West line), and 285.00 feet East of the West line of said 1/4 Section (as measured perpendicular thereto); thence Northeasterly to a point in the North line of said 1/4 Section which is 305.00 feet Easterly of the Northwest corner of said 1/4 Section (as measured along said North line); thence Westerly along the North line of said 1/4 Section, 305.00 feet to the Northwest corner thereof; thence South along the West line of said 1/4 Section, 2,682.70 feet, more or less, to the Southwest corner of said 1/4 Section; thence East along the South line of said 1/4 Section 479.18 feet to the point of commencement.

Together with all of the buildings and improvements thereon erected and situated therein.

SCHEDULE A

STATE OF NEW YORK )  
COUNTY OF NASSAU ) SS:.

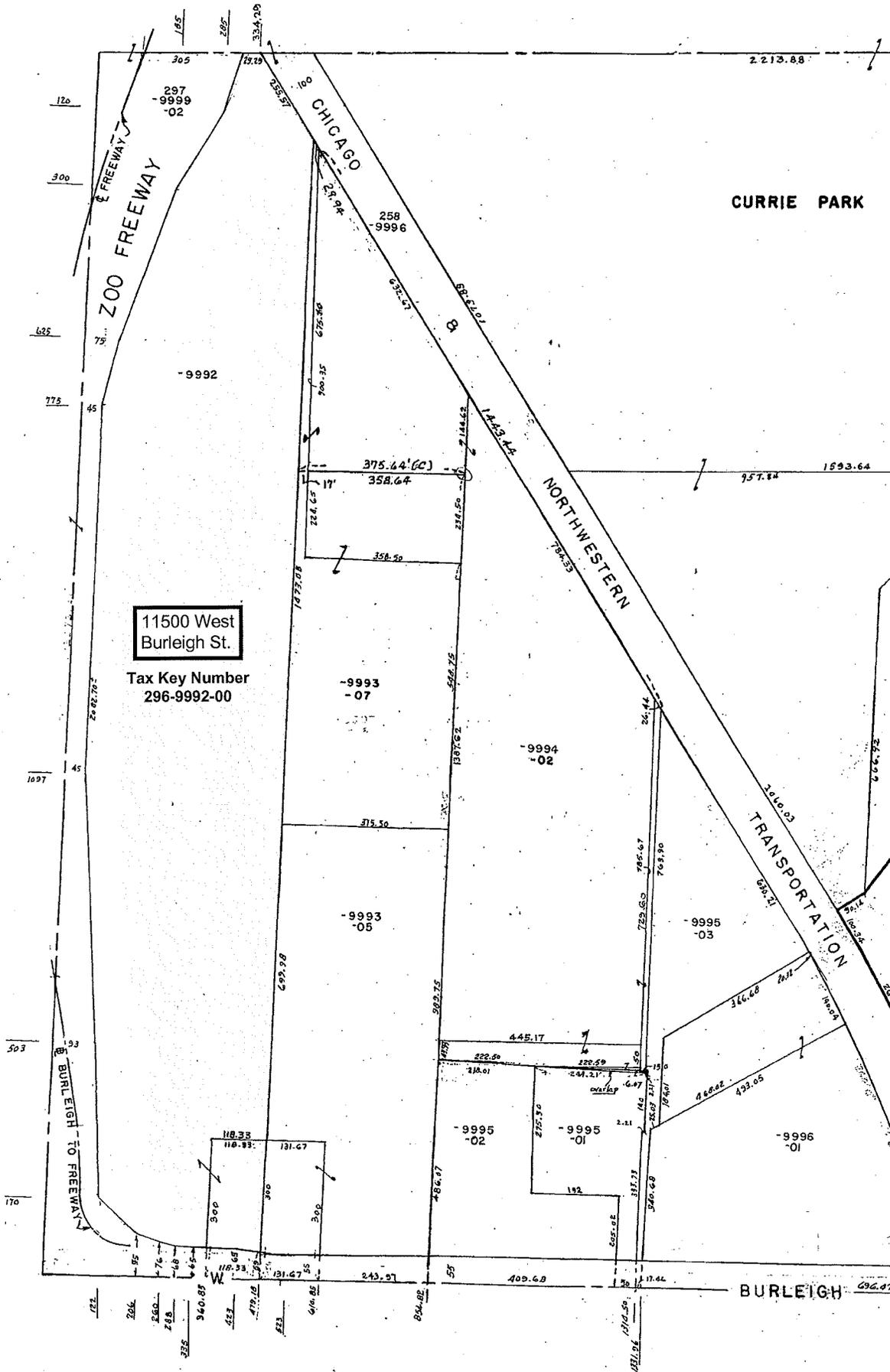
On the 3rd day of December, nineteen hundred and seventy-nine, before me came MILTON LEVIN, MAURICE D. GRUBER and IRA I. MILLER, to me known and known to me to be the individuals described in, and who executed, the foregoing instrument, and acknowledged to me that they executed the same as General Partners of HORGAN REALTY ASSOCIATES.



*Selma Richmond*  
Notary Public

SELMA RICHMOND  
Notary Public, State of New York  
No. 41-6343135  
Qualified in Queens County  
Commission Expires March 30, 1980

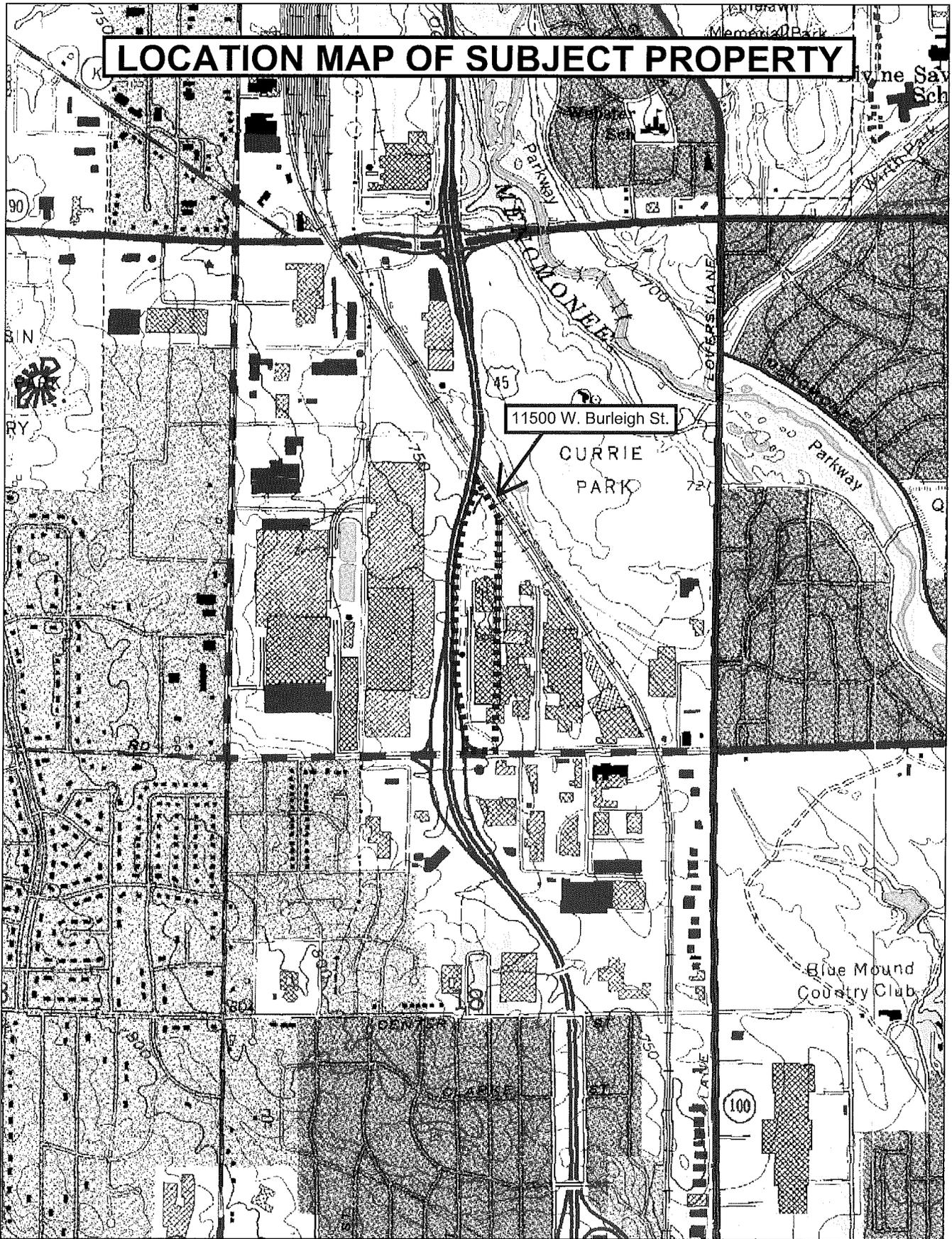
# PARCEL LOCATION AND TAX KEY



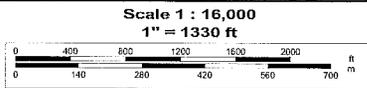




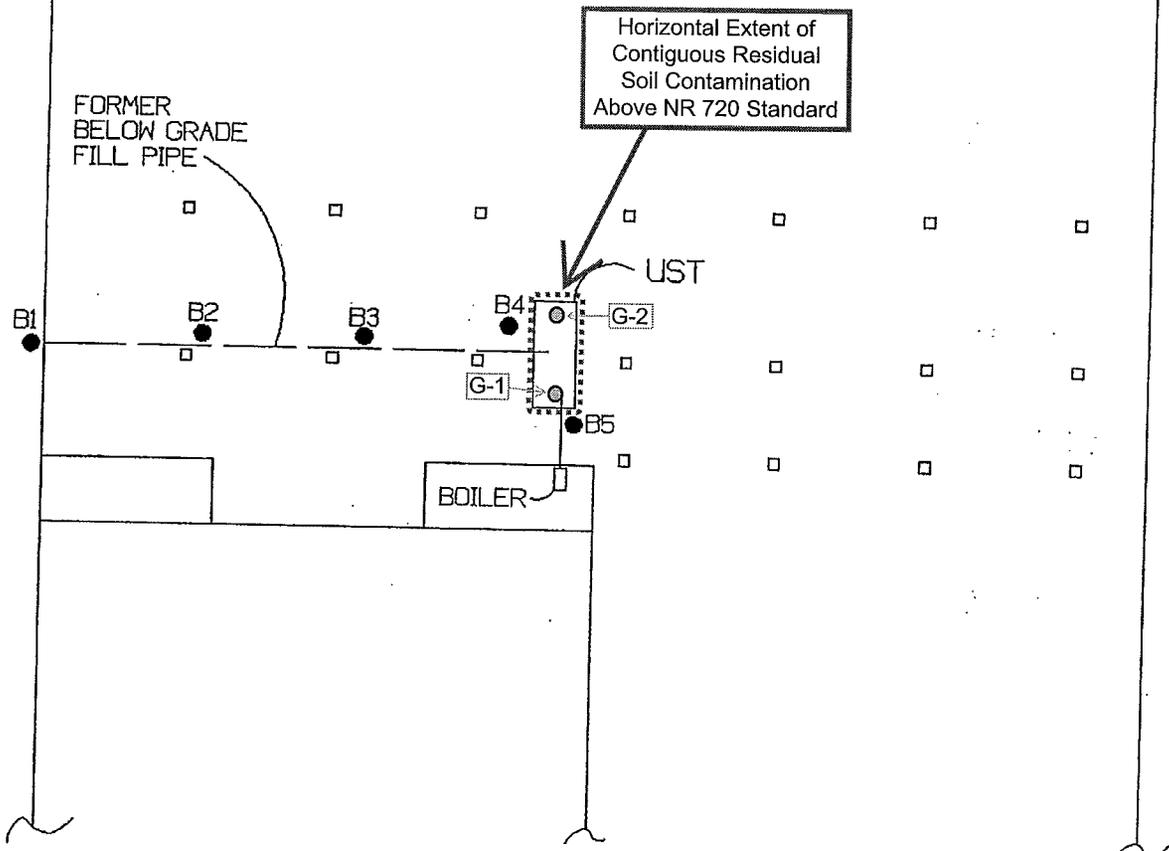
# LOCATION MAP OF SUBJECT PROPERTY



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www.delorme.com



# GROCERY WAREHOUSE



## LEGEND

- SUPPORT COLUMNS
- BORING LOCATIONS



GROCERY WAREHOUSE BORING LOCATIONS	
SCALE: 1" = 40'	DATE: DECEMBER 4, 1995
AES CONSULTANTS, LTD.	BY: SMS

**JONDEX CORP.**

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PO Box 473  
Milwaukee, WI 53201

414-231-5000

March 2, 2007

Mr. Joshua Neudorfer  
Sigma Environmental Services, Inc.  
1300 West Canal Street  
Milwaukee, WI 53233-2615

Re: 11500 W. Burleigh Street, Milwaukee, Wisconsin  
Tax Key No. 296-9992-00

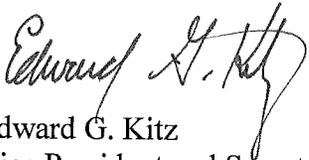
Dear Mr. Neudorfer:

Enclosed is the most recent deed of record for the property located at 11500 W. Burleigh Street, Milwaukee, Wisconsin. The Tax Key Number is 296-9992-00.

To the best of my knowledge, the attached deed comprises a legal description of all properties within the contaminated site boundaries and should be attached to the final closure request.

Very truly yours,

JONDEX CORP.



Edward G. Kitz  
Vice President and Secretary

