



ENVIRONMENTAL & REGULATORY SERVICES DIVISION
BUREAU OF PECFA
P.O. Box 8044
Madison, Wisconsin 53708-8044
TDD #: (608) 264-8777
Fax #: (608) 267-1381
Jim Doyle, Governor
Jack L. Fischer, A.I.A., Secretary

April 25, 2008

PDQ Food Stores, Inc.
c/o M&I Trust Company
Attn: Thomas Kettler
PO Box 2980
Milwaukee, WI 53201-2980

RE: **Final Closure**

Commerce # 53154-1014-00-B DNR BRRTS # 03-41-544463
Hometown Inc, 6300 S 27th St, Oak Creek

Dear Mr. Kettler:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure and additional information recently prepared and submitted by your consultant, Environmental & Development Solutions, Inc., for the site referenced above. Commerce has determined that this site does not pose a significant threat to the environment and human health. No further investigation or remedial action is necessary.

This case is now listed as "closed" on the Commerce database and will be included on the Department of Natural Resources (DNR) Geographic Information System (GIS) Registry of Closed Remediation Sites to address residual contamination. Timely filing of your final PECFA claim (if applicable) is encouraged. If your PECFA claim is not received within 120 days of the date of this letter, interest costs incurred after 60 days of the date of this letter will not be eligible for PECFA reimbursement.

It is in your best interest to keep all documentation related to the environmental activities at your site. If residual contamination is encountered in the future, it must be managed in accordance with all applicable state and federal regulations. If it is determined that any remaining contamination poses a threat, the case may be reopened and further investigation or remediation may be required.

Thank you for your efforts to protect Wisconsin's environment. If you have any questions, please contact me in writing at the letterhead address or by telephone at (608) 261-5401.

Sincerely,


Shawn A. Wenzel
Senior Hydrogeologist
Site Review Section

cc: Jason Bartley, Environmental & Development Solutions, Inc.
Michelle Williams, Reinhart Boerner Van Deuren



PERSONAL REPRESENTATIVE'S DEED

DOCUMENT NO.

DOC. # 08934226

REGISTER'S OFFICE | SS Milwaukee County, WI

RECORDED 01/12/2005 02:43PM

JOHN LA FAVE REGISTER OF DEEDS

AMOUNT: 11.00

Recording Area

Name and Return Address

Barbara Wilson (ENV) Marshall & Ilsley Trust Co. N.A. 1000 North Water Street, 12th Floor P. O. Box 2035 Milwaukee, WI 53201-9919

Lorna Henderson and Chrystal Sue Abhalter, as Co-Personal Representatives of the Estate of Susan Lewandowski, ("Decedent"), for a valuable consideration, conveys its 51.93811% interest without warranty, a 25.969055% interest to Lorna Henderson and Marshall & Ilsley Trust Company N.A., Co-Trustees of the Roman and Susan Lewandowski Generation Skipping Trust for the benefit of Lorna Henderson, and a 25.969055% interest to Lorna Henderson and Marshall & Ilsley Trust Company N.A., Co-Trustees of the Roman and Susan Lewandowski Generation Skipping Trust for the benefit of Chrystal Sue Abhalter, Grantee, the following described real estate in Milwaukee County, State of Wisconsin (hereinafter called the "Property"):

FEE \$ 77.25 (16) EXEMPT

715-9992

(Parcel Identification Number)

That part of the fractional Northwest 1/4 of Section 6, Township 5 North, Range 22 East, in the City of Oak Creek, County of Milwaukee, State of Wisconsin, bounded and described as follows, to wit: Commencing at the intersection of the South line of West College Avenue with the East line of South 27th Street, said point being 65.01 feet South, 1*10' West and 80.02 feet East of Northwest corner of the 1/4 Section; thence East along the South line of West College Avenue said South line being 65 feet South of and parallel to the North line of said 1/4 Section, 590.76 feet to a point; thence South 1*10' West and parallel to the West line of the 1/4 Section, 295.00 feet to a point; thence West and parallel to the North line of the 1/4 Section, 590.76 feet to a point in the East line of South 27th Street; thence North 1*10' East along the East line of South 27th Street, said East line being 80 feet East of and parallel to the West line of said 1/4 Section, 295.00 feet to the place of beginning.

Personal Representative by this deed does convey to Grantee all of the estate and interest in the Property which the Decedent had immediately prior to Decedent's death, and all of the estate and interest in the Property which the Personal Representative has since acquired.

Dated this 7 day of December 2004.

[Signature of Lorna Henderson] *Lorna Henderson, Personal Representative

By: [Signature of Chrystal Sue Abhalter] *Chrystal Sue Abhalter, Personal Representative

By: _____

AUTHENTICATION

Signature(s) Lorna Henderson authenticated this 8 day of DECEMBER, 2004.

[Signature of Ronald J. Clayton] signature type or print name

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

THIS INSTRUMENT WAS DRAFTED BY

Barbara Wilson Marshall & Ilsley Trust Company N.A.

ACKNOWLEDGMENT

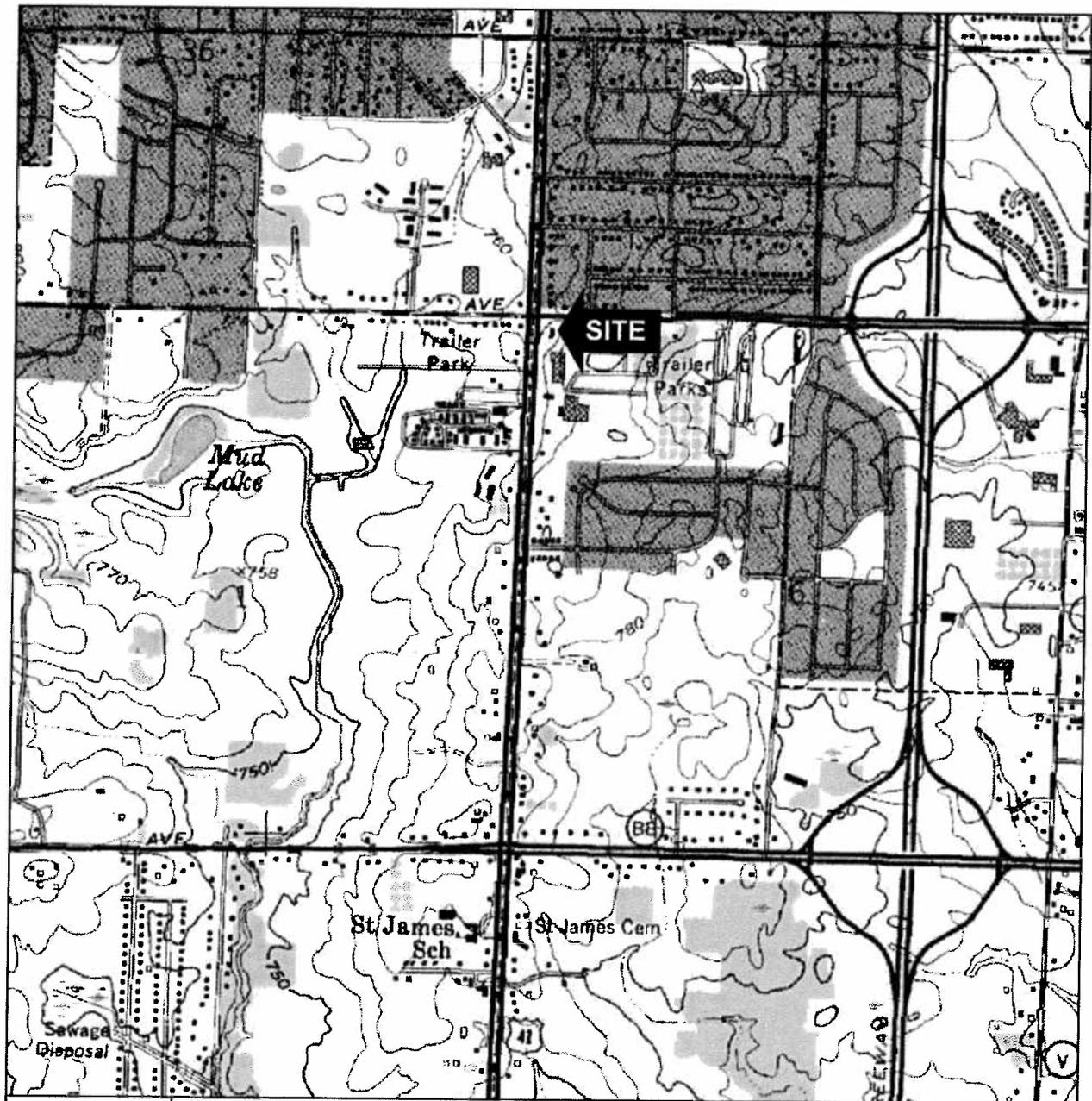
STATE OF Kentucky Mcracken COUNTY

Personally came before me this 7th day of December 2004, the above named, Chrystal Sue Abhalter, to me known to be the person(s) who executed the foregoing instrument and acknowledge the same.

[Signature of Lynn VanDactor] signature type or print name Lynn VanDactor

Notary Public, Mcracken County, Kentucky My commission is permanent. (If not, state expiration date: August 15, 2007)

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

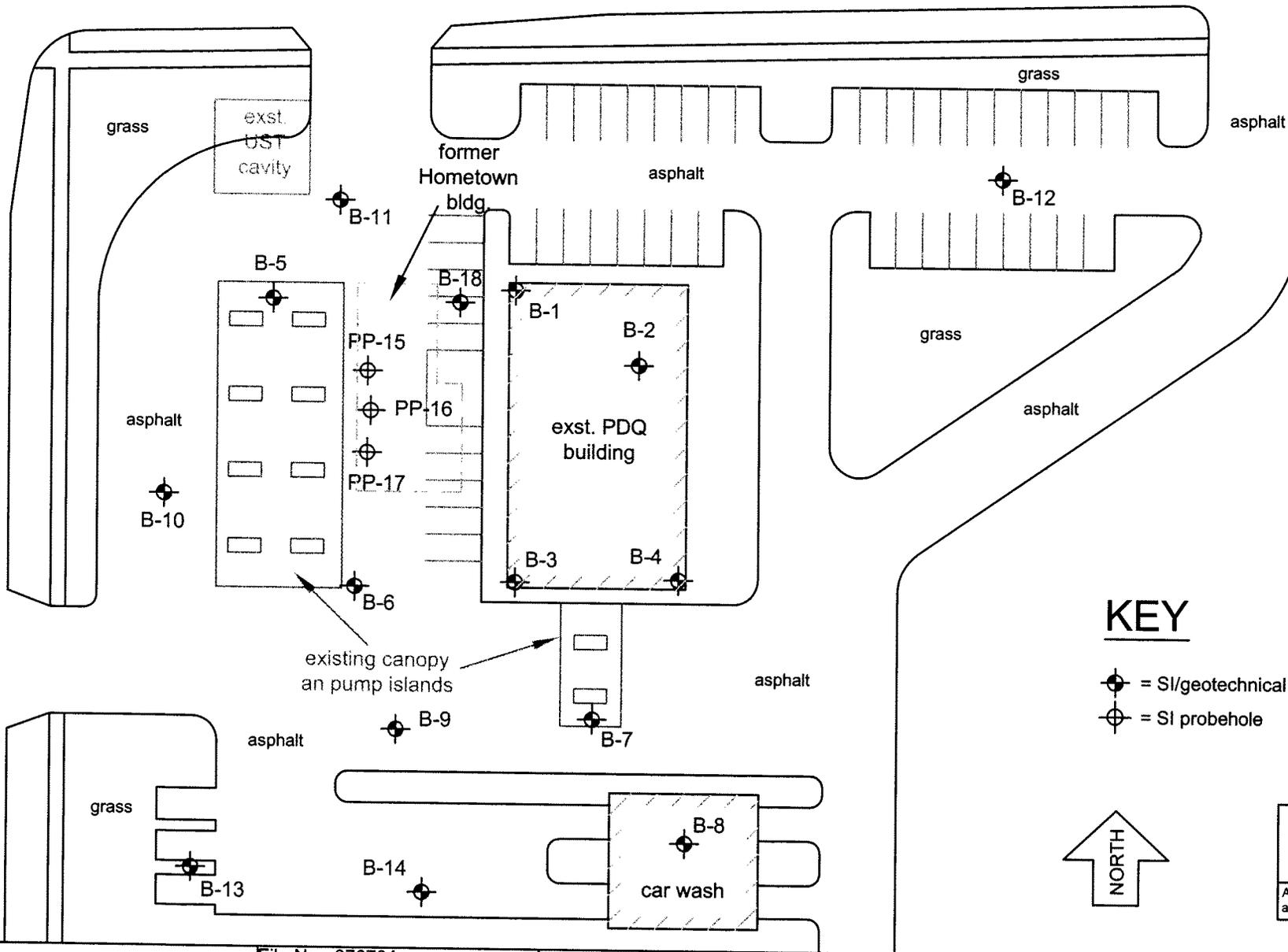


<p>Approximate Scale</p> <p>1" = 1,600'</p>	<p>United States Geologic Society Topographic Map Greendale Quadrangle</p> <p>NW 1/4, NW 1/4 of Sec 6, T5N, R22E</p>	
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 <p>environmental & development solutions</p>	<p>Site Location Diagram PDQ #355-Former Hometown Gas Property 6300 S. 27th Street Oak Creek, Wisconsin</p>	<p>Figure 1</p>
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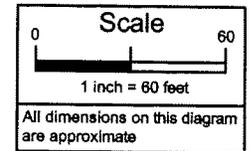
W. College Avenue

S. 27th Street



KEY

- = SI/geotechnical soil boring
- = SI probehole

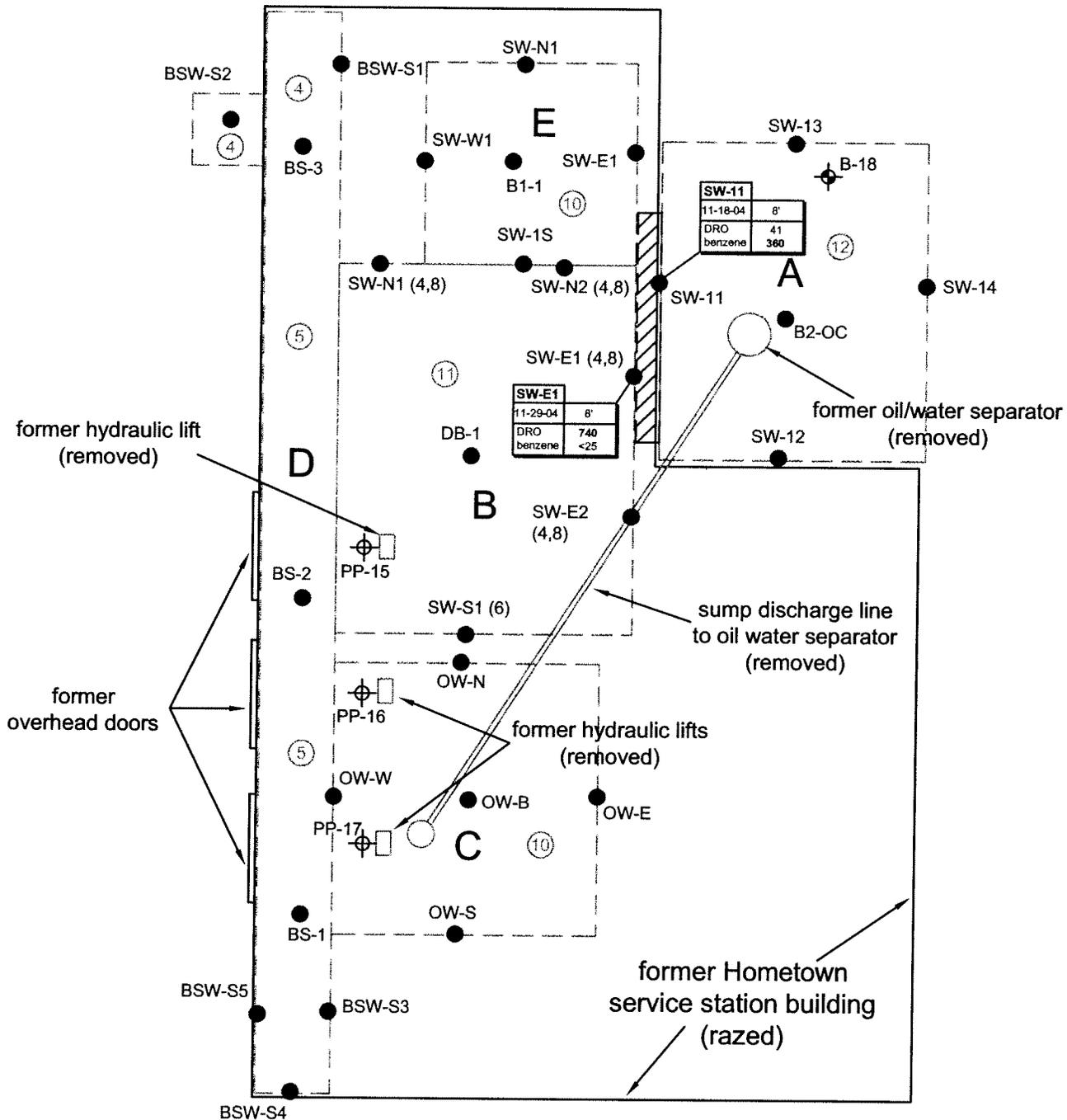


File No.: 070704e
 DWG Date: 12-5-07
 Rev Date: 12-7-06
 Drawn By: JEB
 Checked By (PM): JEB

Terracon LSA Boring Location Diagram
 PDQ#355 - Former Hometown Gas Property
 6300 S. 27th Street
 Oak Creek, Wisconsin

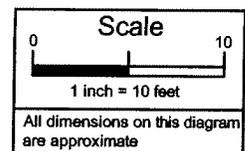
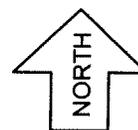
Figure

4



KEY

- ⊕ = SI boring
- ⊕ = SI probehole
- = excavation soil sample
- (4,8) = multiple sample depths
- DRO = diesel range organics
- ⊙ = excavation depth
- = excavation area
- ▨ = soils remaining above RCLs



File No.: 070704a
 DWG Date: 12-5-07
 Rev Date: 12-7-07
 Drawn By: JEB
 Checked By (PM): JEB

Soil Excavation and Sample Locations Diagram
 PDQ#355-Former Hometown Gas Property
 6300 S. 27th Street
 Oak Creek, Wisconsin

Figure
 5

TABLE 1 (Page 1 of 1)
Soil Analytical Results - SI Samples
PDQ Food Stores/Hometown Gas Property
Oak Creek, Wisconsin

Sample ID and depth	Sampling Date	DRO (ppm)	GRO (ppm)	PVOCs						VOCs					Metals		
				Benzene (ppb)	Ethyl-benzene (ppb)	Naphthalene (ppb)	Toluene (ppb)	Comb. TMBs (ppb)	Total Xylenes (ppb)	sec-butyl-benzene (ppb)	Isopropyl-benzene (ppb)	n-propyl-benzene (ppb)	p-isopropyl-toluene (ppb)	TCE (ppb)	Cadmium (ppm)	Lead (ppm)	
B-1 (11)	9/9/04	<3.5	<2.9	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-2 (9)	9/9/04	<3.8	4	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-3 (5)	9/9/04	<4.9	3.1	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-4 (7)	9/9/04	<4.1	<3.0	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-5 (4)	9/9/04	11	<2.9	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-6 (7)	9/9/04	<3.9	<3.0	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-7 (11)	9/9/04	<3.6	3.7	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-8 (7)	9/9/04	<3.7	5.7	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-9 (4)	9/9/04	9.9	<2.9	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-10 (11)	9/10/04	<3.6	<2.9	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-11 (7)	9/10/04	<4.5	<3.0	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-12 (7)	9/10/04	5.1	<2.9	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-13 (9)	9/10/04	<3.6	<3.0	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
B-14 (4)	9/9/04	<4.2	<3.0	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	<25	NA	NA
PP-15 (2)	9/10/04	3.9	210	<25	<25	560	<25	3,370	<25	390	<25	<25	650	37	0.16	8.9	
PP-16 (4)	9/10/04	49	17	<25	<25	<25	<25	<50	<25	140	<25	<25	<25	<25	0.18	9.1	
PP-17 (4)	9/10/04	130	220	<25	<25	75	<25	<50	<25	200	<25	<25	48	<25	0.2	9.2	
B-18 (4)	9/10/04	9.7	24	<25	<25	<25	<25	<50	<25	<25	<25	<25	<25	<25	0.29	5.5	
NR 720 GW RCL		250	250	5.5	2,900	NS	1,500	NS	4,100	NS	NS	NS	NS	NS	8	50	

Notes:

1. Samples collected by Terracon.
2. Concentrations that exceed their respective NR 720 RCLs for protection of groundwater are in bold.
3. Compounds not shown were below detection limits.

TABLE 2 (Page 1 of 2)
Soil Analytical Results - Excavation Samples
PDQ Food Stores/Hometown Gas Property
Oak Creek, Wisconsin

Sample ID and depth	Sampling Date	Soil Remaining In Place?	DRO (ppm)	GRO (ppm)	PVOCs						VOCs					Metals	
					Benzene (ppb)	Ethyl-benzene (ppb)	Naphthalene (ppb)	Toluene (ppb)	Comb. TMBs (ppb)	Total Xylenes (ppb)	sec-butyl-benzene (ppb)	isopropyl-benzene (ppb)	n-propyl-benzene (ppb)	p-isopropyl-toluene (ppb)	TCE (ppb)	Cadmium (ppm)	Lead (ppm)
Area A																	
SW-11 (8)	11/18/04	Y	41	22	360	750	550	<25	1,920	780	50	120	350	72	36	0.31	11
SW-12 (8)	11/18/04	Y	47	31	<25	<25	150	<25	346	<75	160	<25	<25	130	<25	0.34	8.6
SW-13 (8)	11/18/04	Y	<6.1	18	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	0.34	9.8
SW-14 (8)	11/18/04	Y	<3.8	5.7	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	0.16	6.7
B2-OC (12)	11/18/04	Y	27	100	<25	<25	32	<25	132	<75	<25	<25	<25	<25	<25	0.18	8.8
B-18 (4)	9/10/04	N (removed)	9.7	24	<25	<25	32	<25	<50	<75	<25	<25	<25	<25	<25	0.29	5.5
Area B																	
SW-E1 (4)	11/29/04	Y	9.3	8.3	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
SW-E1 (8)	11/29/04	Y	740	6.7	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
SW-E2 (4)	11/29/04	Y	<4.2	4.6	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
SW-E2 (8)	11/29/04	Y	29	5.0	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
SW-N1 (4)	11/29/04	Y	6.2	14	<25	<25	<25	<25	280	<75	39	<25	<25	62	<25	NA	NA
SW-N1 (8)	11/29/04	Y	<4.4	7.2	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
SW-N2 (4)	11/30/04	N (removed)	290	20	<25	<25	<25	<25	81	<75	78	<25	36	<25	<25	NA	NA
SW-N2 (8)	11/30/04	N (removed)	1,000	31	<25	<25	<25	<25	41	<75	42	<25	<25	38	<25	NA	NA
SW-S1 (6)	11/30/04	Y	<4.1	5.8	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
DB-1 (11)	11/30/04	Y	7.3	5.2	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
PP-15 (2)	9/10/04	N (removed)	3.9	210	<25	<25	560	<25	3,370	<75	390	<25	<25	650	37	0.16	8.9
PP-16 (4)	9/10/04	N (removed)	49	17	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	0.18	9.1
Area C																	
OW-E (6)	11/30/04	Y	<3.6	5.8	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
OW-S (6)	11/30/04	Y	<3.5	6.2	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
OW-W (6)	11/30/04	Y	<3.5	7.2	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
OW-N (6)	11/30/04	Y	<3.5	5.4	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
OW-S (10)	11/30/04	Y	<4.7	5.1	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
PP-17 (4)	9/10/04	N (removed)	130	220	<25	<25	75	<25	<50	<75	200	<25	<25	48	<25	0.2	9.2
NR 720 GW RCL			250	250	5.5	2,900	NS	1,500	NS	4,100	NS	NS	NS	NS	NS	8	50

Notes:

1. Samples collected by Terracon.
2. Concentrations that exceed their respective NR 720 RCLs for protection of groundwater are in bold.
3. Compounds not shown were below detection limits.

TABLE 2 (Page 2 of 2)
Soil Analytical Results - Excavation Samples
PDQ Food Stores/Hometown Gas Property
Oak Creek, Wisconsin

Sample ID and depth	Sampling Date	Soil Remaining In Place?	DRO (ppm)	GRO (ppm)	PVOCs						VOCs				Metals		
					Benzene (ppb)	Ethylbenzene (ppb)	Naphthalene (ppb)	Toluene (ppb)	Comb. TMBs (ppb)	Total Xylenes (ppb)	sec-butylbenzene (ppb)	Isopropylbenzene (ppb)	n-propylbenzene (ppb)	p-isopropyltoluene (ppb)	TCE (ppb)	Cadmium (ppm)	Lead (ppm)
Area D																	
BS-1 (5)	11/30/04	Y	<3.5	3.7	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BS-2 (4.5)	11/30/04	Y	5.5	5.9	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BS-3 (4)	11/30/04	Y	<3.5	17	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BSW-S1 (3)	11/30/04	Y	<4.2	4.6	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BSW-S2 (4)	11/30/04	Y	<4.1	3.6	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BSW-S3 (3)	11/30/04	Y	<5.8	5.3	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BSW-S4 (3)	11/30/04	Y	<3.8	4.1	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
BSW-S5 (3)	11/30/04	Y	<3.8	71	<25	<25	<25	<25	<50	<75	110	<25	<25	<25	<25	NA	NA
Area E																	
SW-W1 (6)	12/17/04	Y	<3.6	<2.9	<25	<25	<25	<25	<50	<75	NA	<25	<25	<25	<25	NA	NA
SW-N1 (6)	12/17/04	Y	<3.9	<3.0	<25	<25	<25	<25	<50	<75	NA	<25	<25	<25	<25	NA	NA
SW-E1 (6)	12/17/04	Y	<4.1	<3.0	<25	<25	<25	<25	<50	<75	NA	<25	<25	<25	<25	NA	NA
SW-1S (6)	12/17/04	Y	<3.5	3.2	<25	<25	<25	<25	<50	<75	NA	<25	<25	<25	<25	NA	NA
B1-1 (10)	12/17/04	Y	<4.3	<3.2	<25	<25	<25	<25	<50	<75	NA	<25	<25	<25	<25	NA	NA
Waste Char.																	
Bio-4-OC2	11/18/04	N (removed)	19	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
OW-Bio-4	11/30/04	N (removed)	59	18	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
Comp 1	1/11/05	N (removed)	<4.0	3.5	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
Comp 2	2/10/05	N (removed)	5.1	<3.0	<25	<25	<25	<25	75	<75	<25	<25	<25	<25	<25	NA	NA
JBL	2/11/05	N (removed)	57	<10	<25	<25	<25	<25	<50	<75	<25	<25	<25	<25	<25	NA	NA
NR 720 GW RCL			250	250	5.5	2,900	NS	1,500	NS	4,100	NS	NS	NS	NS	NS	8	50

Notes:

1. Samples collected by Terracon.
2. Concentrations that exceed their respective NR 720 RCLs for protection of groundwater are in bold.
3. Compounds not shown were below detection limits.

TABLE 3 (Page 1 of 1)
Soil PAH Analytical Results - Excavation Samples
PDQ Food Stores/Hometown Gas Property
Oak Creek, Wisconsin

Sample ID and depth	Sampling Date	Acenaphthene (ppm)	Anthracene (ppm)	Chrysene (ppm)	Flourene (ppm)	Naphthalene (ppm)	1-Methyl Naphthalene (ppm)	Phenanthrene (ppm)	Pyrene (ppm)
Area B									
SW-E1 (8)	11/29/04	0.0028	0.0089	0.040	0.027	<0.0030	0.0053	0.200	0.024
SW-N2 (8)	11/30/04	<0.0019	<0.0026	<0.014	0.0035	0.0034	<0.0028	0.018	<0.015
<i>Suggested GW RCL</i>		38	3,000	37	100	0.4	23	1.8	8,700
<i>Suggested DC RCL</i>		900	5,000	8.8	600	20	1,100	18	500

Notes:

1. Samples collected by Terracon.
2. Compounds not shown were below detection limits.



WEALTH MANAGEMENT

111 East Kilbourn Avenue
Milwaukee, WI 53202-6656
414.287-8700
mibank.com

January 10, 2008

Wisconsin Department of Natural Resources

RE: Statement Regarding Legal Description for the PDQ Food Store/Former
Hometown Gas Property Located at 6300 S. 27th Street in Oak Creek,
Wisconsin; BRRS No. 03-41-544463

To whom it may concern:

Marshall & Ilsley Trust Company N.A., co-trustee of the Lewandowski GST FBO of Lorna Henderson and Lewandowski GST FBO Chrystal Abhalter believes that the legal description on the Personal Representatives Deed included in this soil Geographic Information System (GIS) packet is complete and accurate to the best of our knowledge.

Respectfully,

Thomas D. Kettler, Vice President
Marshall & Ilsley Trust Company N.A.

M&I Wealth Management offers products and services through various affiliates of Marshall & Ilsley Corporation, including Marshall & Ilsley Trust Company N.A., M&I Investment Management Corp., M&I Insurance Services, Inc. and M&I Brokerage Services, Inc. (member NASD/SIPC, maintaining its principal offices at 770 N. Water St., Milwaukee, WI 53202). Insurance coverage is underwritten by a number of insurers. Insurance products are the obligation of the insurance company.

Investment products are: Not FDIC Insured No Bank Guarantee May Lose Value

Banking services are provided by M&I Marshall & Ilsley Bank or M&I Bank FSB, Members FDIC.

