

**Source Property Information**

BRRTS #:	03-60-002283	Closure Date:	July 16, 2009
ACTIVITY NAME:	Brett's 76 Service	FID#:	
PROPERTY ADDRESS:	2233 S Business Dr	DATCP#:	
MUNICIPALITY:	Sheboygan	COMM#:	53081-5657-33
PARCEL ID#:	59281416430		

**\*WTM Coordinates:**

X:	702798	Y:	364395
----	--------	----	--------

\*Coordinates are in WTM83, NAD83 (1991)

**WTM Coordinates Represent:**

- Approximate Center of Contaminant Source
- Approximate Source Parcel Center

Please check as appropriate: (BRRTS Action Code)

**Contaminated Media:**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> <u>Groundwater</u> Contamination > ES (236) | <input checked="" type="checkbox"/> <u>Soil</u> Contamination > *RCLs or **SSRCL (232) |
| <input checked="" type="checkbox"/> Groundwater Contamination in ROW            | <input type="checkbox"/> Soil Contamination in ROW                                     |
| <input checked="" type="checkbox"/> Off-Source Contamination                    | <input type="checkbox"/> Off-Source Contamination                                      |

(note: for list of impacted off-source properties see attached list of "Impacted Off-Source Property")

(note: for list of impacted off-source properties see attached list of "Impacted Off-Source Property")

**Land Use Controls:**

- |   |   |
|---|---|
| <input type="checkbox"/> Soil: maintain industrial zoning (220) | <input type="checkbox"/> Cover or Barrier (222)             |
| <input type="checkbox"/> Structural Impediment (224)            | <input type="checkbox"/> Vapor Mitigation (226)             |
| <input type="checkbox"/> Site-Specific Condition (228)          | <input type="checkbox"/> Maintain Liability Exemption (230) |

(note: soil contaminant concentrations between residential and industrial levels)

(note: maintenance plan for groundwater or direct contact)

(note: local government or economic development corporation)

**Monitoring wells properly abandoned? (234)**

- Yes       No       N/A

This Adobe Fillable form is intended to provide a list of information that is required for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request. The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

**NOTICE: Completion of this form is mandatory** for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #: 03-60-002283 PARCEL ID #: 59281416430

ACTIVITY NAME: Brett's 76 Service WTM COORDINATES: X: 702798 Y: 364395

**CLOSURE DOCUMENTS** (the Department adds these items to the final GIS packet for posting on the Registry)

- Closure Letter**
- Maintenance Plan** (if activity is closed with a land use limitation or condition (land use control) under s. 292.12, Wis. Stats.)
- Conditional Closure Letter**
- Certificate of Completion (COC)** for VPLE sites

**SOURCE LEGAL DOCUMENTS**

**Deed:** The most recent deed as well as legal descriptions, for the **Source Property** (where the contamination originated). Deeds for other, off-source (off-site) properties are located in the **Notification** section.  
*Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.*

**Certified Survey Map:** A copy of the certified survey map or the relevant section of the recorded plat map for those properties where the legal description in the most recent deed refers to a certified survey map or a recorded plat map. (lots on subdivided or platted property (e.g. lot 2 of xyz subdivision)).

**Figure #:**                      **Title:**  
 **Signed Statement:** A statement signed by the Responsible Party (RP), which states that he or she believes that the attached legal description accurately describes the correct contaminated property.

**MAPS** (meeting the visual aid requirements of s. NR 716.15(2)(h))

Maps must be no larger than 8.5 x 14 inches unless the map is submitted electronically.

**Location Map:** A map outlining all properties within the contaminated site boundaries on a U.S.G.S. topographic map or plat map in sufficient detail to permit easy location of all parcels. If groundwater standards are exceeded, include the location of all potable wells within 1200 feet of the site.  
*Note: Due to security reasons municipal wells are not identified on GIS Packet maps. However, the locations of these municipal wells must be identified on Case Closure Request maps.*

**Figure #: 1**                      **Title: Site Location Map**

**Detailed Site Map:** A map that shows all relevant features (buildings, roads, individual property boundaries, contaminant sources, utility lines, monitoring wells and potable wells) within the contaminated area. This map is to show the location of all contaminated public streets, and highway and railroad rights-of-way in relation to the source property and in relation to the boundaries of groundwater contamination exceeding a ch. NR 140 Enforcement Standard (ES), and/or in relation to the boundaries of soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Levels (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.

**Figure #: 2.2**                      **Title: Site Plan View**

**Soil Contamination Contour Map:** For sites closing with residual soil contamination, this map is to show the location of all contaminated soil and a single contour showing the horizontal extent of each area of contiguous residual soil contamination that exceeds a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL) as determined under s. NR 720.09, 720.11 and 720.19.

**Figure #: 6**                      **Title: Excavation Extent & Residual Soil Benzene Distribution**

BRRTS #: 03-60-002283

ACTIVITY NAME: Brett's 76 Service

**MAPS (continued)**

**Geologic Cross-Section Map:** A map showing the source location and vertical extent of residual soil contamination exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL). If groundwater contamination exceeds a ch. NR 140 Enforcement Standard (ES) when closure is requested, show the source location and vertical extent, water table and piezometric elevations, and locations and elevations of geologic units, bedrock and confining units, if any.

Figure #: Title:

Figure #: Title:

**Groundwater Isoconcentration Map:** For sites closing with residual groundwater contamination, this map shows the horizontal extent of all groundwater contamination exceeding a ch. NR140 Preventive Action Limit (PAL) and an Enforcement Standard (ES). Indicate the direction and date of groundwater flow, based on the most recent sampling data.

*Note: This is intended to show the total area of contaminated groundwater.*

Figure #: 9 Title: **Groundwater Benzene Distribution (3/5/99)**

**Groundwater Flow Direction Map:** A map that represents groundwater movement at the site. If the flow direction varies by more than 20° over the history of the site, submit 2 groundwater flow maps showing the maximum variation in flow direction.

Figure #: 3 Title: **Potentiometric Surface (11/19/98)**

Figure #: Title:

**TABLES (meeting the requirements of s. NR 716.15(2)(h)(3))**

Tables must be no larger than 8.5 x 14 inches unless the table is submitted electronically. Tables must not contain shading and/or cross-hatching. The use of **BOLD** or *ITALICS* is acceptable.

**Soil Analytical Table:** A table showing remaining soil contamination with analytical results and collection dates.

*Note:* This is one table of results for the contaminants of concern. Contaminants of concern are those that were found during the site investigation, that remain after remediation. It may be necessary to create a new table to meet this requirement.

Table #: 5.2 & 5.3 Title: **Confirmatory Sample Analytical Results & Soil Excavation Analytical Results**

**Groundwater Analytical Table:** Table(s) that show the most recent analytical results and collection dates, for all monitoring wells and any potable wells for which samples have been collected.

Table #: 3.1-3.9 Title: **Groundwater Quality Analytical Data**

**Water Level Elevations:** Table(s) that show the previous four (at minimum) water level elevation measurements/dates from all monitoring wells. If present, free product is to be noted on the table.

Table #: 1 Title: **Groundwater Elevations**

**IMPROPERLY ABANDONED MONITORING WELLS**

For each monitoring well not properly abandoned according to requirements of s. NR 141.25 include the following documents.

*Note: If the site is being listed on the GIS Registry for only an improperly abandoned monitoring well you will only need to submit the documents in this section for the GIS Registry Packet.*

**Not Applicable**

**Site Location Map:** A map showing all surveyed monitoring wells with specific identification of the monitoring wells which have not been properly abandoned.

*Note: If the applicable monitoring wells are distinctly identified on the Detailed Site Map this Site Location Map is not needed.*

Figure #: Title:

**Well Construction Report:** Form 4440-113A for the applicable monitoring wells.

**Deed:** The most recent deed as well as legal descriptions for each property where a monitoring well was not properly abandoned.

**Notification Letter:** Copy of the notification letter to the affected property owner(s).

BRRTS #: 03-60-002283

ACTIVITY NAME: Brett's 76 Service

**NOTIFICATIONS**

**Source Property**

- Letter To Current Source Property Owner:** If the source property is owned by someone other than the person who is applying for case closure, include a copy of the letter notifying the current owner of the source property that case closure has been requested.
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying current source property owner.

**Off-Source Property**

Group the following information per individual property and label each group according to alphabetic listing on the "Impacted Off-Source Property" attachment.

- Letter To "Off-Source" Property Owners:** Copies of all letters sent by the Responsible Party (RP) to owners of properties with groundwater exceeding an Enforcement Standard (ES), and to owners of properties that will be affected by a land use control under s. 292.12, Wis. Stats.  
*Note: Letters sent to off-source properties regarding residual contamination must contain standard provisions in Appendix A of ch. NR 726.*  
**Number of "Off-Source" Letters:** *TWO*
- Return Receipt/Signature Confirmation:** Written proof of date on which confirmation was received for notifying any off-source property owner.
- Deed of "Off-Source" Property:** The most recent deed(s) as well as legal descriptions, for all affected deeded **off-source property(ies)**. This does not apply to right-of-ways.  
*Note: If a property has been purchased with a land contract and the purchaser has not yet received a deed, a copy of the land contract which includes the legal description shall be submitted instead of the most recent deed. If the property has been inherited, written documentation of the property transfer should be submitted along with the most recent deed.*
- Letter To "Governmental Unit/Right-Of-Way" Owners:** Copies of all letters sent by the Responsible Party (RP) to a city, village, municipality, state agency or any other entity responsible for maintenance of a public street, highway, or railroad right-of-way, within or partially within the contaminated area, for contamination exceeding a groundwater Enforcement Standard (ES) and/or soil exceeding a Residual Contaminant Level (RCL) or a Site Specific Residual Contaminant Level (SSRCL).  
**Number of "Governmental Unit/Right-Of-Way Owner" Letters:** *One*

### Impacted Off-Source Property Information

Form 4400-246 (R 3/08)

This fillable form is intended to provide a list of information that must be submitted for evaluation for case closure. It is to be used in conjunction with Form 4400-202, Case Closure Request (Section H). The closure of a case means that the Department has determined that no further response is required at that time based on the information that has been submitted to the Department.

**NOTICE: Completion of this form is mandatory** for applications for case closure pursuant to ch. 292, Wis. Stats. and ch. NR 726, Wis. Adm. Code, including cases closed under ch. NR 746 and ch. NR 726. The Department will not consider, or act upon your application, unless all applicable sections are completed on this form and the closure fee and any other applicable fees, required under ch. NR 749, Wis. Adm. Code, Table 1 are included. It is not the Department's intention to use any personally identifiable information from this form for any purpose other than reviewing closure requests and determining the need for additional response action. The Department may provide this information to requesters as required by Wisconsin's Open Records law [ss. 19.31 - 19.39, Wis. Stats.].

BRRTS #:

ACTIVITY NAME:

ID	Off-Source Property Address	Parcel Number	WTM X	WTM Y
<input type="text" value="A"/>	<input type="text" value="2223 S. Business Drive, Sheboygan, WI 53081"/>	<input type="text" value="59281416420"/>	<input type="text" value="702825"/>	<input type="text" value="364423"/>
<input type="text" value="B"/>	<input type="text" value="2236 Plymouth Lane, Sheboygan, WI 53081"/>	<input type="text" value="59281416440"/>	<input type="text" value="702845"/>	<input type="text" value="364389"/>
<input type="text" value="C"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="D"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="E"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="F"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="G"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="H"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="I"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>



ENVIRONMENTAL & REGULATORY SERVICES DIVISION  
BUREAU OF PECFA  
9316 North 107th Street  
Milwaukee, Wisconsin 53224-1121  
TTY: Contact Through Relay  
Fax: (414) 357-4700  
Jim Doyle, Governor  
Richard J. Leinenkugel, Secretary

July 16, 2009

Mr. Frank Schleinz  
c/o Mr. Phillip Kalchthaler  
PO Box 354  
Sheboygan, WI 53082-0354

RE: **Final Closure**

**Commerce # 53081-5657-33-A** DNR BRRTS # 03-60-002283  
Brett's 76 Service, 2233 S. Business Dr., Sheboygan

Dear Mr. Schleinz:

The Wisconsin Department of Commerce (Commerce) has received all items required as conditions for closure of the site referenced above. This site 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 soil and groundwater contamination. To review all sites on the GIS Registry web page, visit <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. If you intend to construct or reconstruct a potable well on this property, you must get prior DNR approval.

All current and future owners and occupants of the property need to be aware that excavation of contaminated soil may pose a hazard. Special precautions may be needed to prevent inhalation, ingestion or dermal contact with the residual contamination when it is removed. If soil is excavated, the property owner at the time of excavation must have the soil sampled and analyzed to determine if residual contamination remains. If sampling confirms that contamination is present, the property owner at the time of excavation must determine whether the material would be considered solid or hazardous waste and ensure that any storage, treatment or disposal is in compliance with applicable State regulations and standards.

Depending on site-specific conditions, construction over contaminated materials may result in vapor migration into enclosed structures or 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.

Costs for sampling and excavation activities conducted after case closure are not eligible for PECFA reimbursement. If it is determined that any undisturbed remaining petroleum contamination poses a threat, the case may be reopened and further investigation or remediation may be required. It is in your best interest to keep all documentation related to environmental activities at your site.

Thank you for your efforts to bring this case to closure. If you have any questions, please contact me in writing at the letterhead address or by telephone at (414) 357-4701.

Sincerely,

  
Lee R. Delcore  
Senior Hydrogeologist  
Site Review Section

cc: Brett and Kelly Graff, Property Owners, 2233 S. Business Dr., Sheboygan, WI 53081  
John Schleinz, Property Owner, 2236 Plymouth Lane, Sheboygan, WI 53081



ENVIRONMENTAL & REGULATORY SERVICES  
101 W. Pleasant St. Suite 205  
Milwaukee, Wisconsin 53212  
Fax #: (414) 220 5374  
TDD #: (608) 264-8777  
www.commerce.state.wi.us

Tommy G. Thompson, Governor  
Brenda J. Blanchard, Secretary

September 7, 2000

Mr. Harold Schleinzi  
C/O Atty. Phillip Kalchaler  
607 New York Ave  
Sheboygan, WI 53082

Subject: **Conditional Case Closure Brett's 76 Service 2233 S. Business Dr Sheboygan WI  
Commerce # 53081-5657-33A WDNR BRRTS: 03-60-002283**

Dear Mr. Schleinzi:

The above referenced site was reviewed for closure by Wisconsin Department of Commerce PECFA Site Review staff in response to the closure request prepared by your consultant, Envirogen (formerly Fluid Management). The Wisconsin Department of Natural Resources (WDNR) transferred this site to the Wisconsin Department of Commerce on June 30, 2000 for regulatory oversight. It is understood that there is residual soil and groundwater contamination present on and off site. Using the standards established in NR 700, and the risk criteria of Comm 46, the Department has determined that this site does not pose a significant threat to the environment and human health and no further investigation or remedial action is necessary.

**The following items are necessary to satisfy the conditions of closure:**

1. A notification must be placed on the property deeds addressing residual soil and groundwater impacts for each affected property. For case closure we will need a copy of the deed notification that contains the County Register of Deeds' recording information. Enclosed an example of a "Notice of Contamination to Property" for your use. If you wish to modify the language, submit a copy to this office for approval prior to filing.
2. All monitoring and groundwater extraction wells must be abandoned and the appropriate forms sent to the undersigned.
3. The City of Sheboygan must be informed of the residual soil and groundwater impacts located in the alley south east of the source property and on Ashland Ave. This notification to the city must include the aerial extent of contamination and an approximation of the total volume of soils left in place. Please include a copy of the letter to the undersigned.

**IMPORTANT:** Before this case can be officially listed as "closed" on the Wisconsin Department of Commerce/Natural Resources computer database, you or your consultant must submit the requested information.

If, in the future, site conditions indicate that any contamination that remains poses a threat, the need for further remediation would be determined and required if necessary. If subsequent information indicates a need to reopen this case, any original claim under the PECFA fund would also reopen and you may apply for assistance to the extent of remaining eligibility.

Mr. Harold Schleinz  
C/O Atty. Phillip Kalcthaler

Brett's 76 Service 2233 S. Business Dr Sheboygan WI  
**Commerce # 53081-5657-33A WDNR BRRTS: 03-60-002283**

Page 2

It is important to realize that if the land use conditions change in the future and the contaminated soil is disturbed, appropriate measures must be implemented to assure any residual contamination is managed following all applicable State of Wisconsin regulations and standards.

If you have any questions, feel free to contact me at (414) 220-5375.

Sincerely,

**COPY**

Gregory S. Michael  
Hydrogeologist  
Department of Commerce  
PECFA Site Review Section

Enclosure(s): Draft Deed Notification

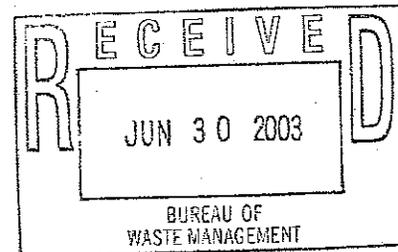
Cc: electronic storage  
Envirogen

→ COM

EID# 160107450

Greg

**Kalchthaler Law Office S.C.**  
501 North 8<sup>th</sup> Street Suite 104  
P.O. Box 354  
Sheboygan, Wisconsin 53082-0354  
Telephone: (920) 208-6070  
Fax: 920-208-6071  
Mobile: (920) 946-1634  
E-mail: [katch2@excel.net](mailto:katch2@excel.net)



"Attorneys & Counselors to Landlords"

Philipp W. Kalchthaler  
Attorney at Law  
Realtor, Title Agent

June 27, 2003

**RECEIVED**

**JUL 29 2003**

ERS DIVISION  
MILWAUKEE

State of Wisconsin  
Department of Natural Resources  
101 S Webster Street  
P.O. Box 7921  
Madison, Wisconsin 53707-7921

In re: Brett's 76 Service  
2233 S. Business Drive  
Sheboygan, Wisconsin  
DNR BRRTS ID# 0360002283  
Commerce ID# 53081565733A

Gentlemen:

Please be advised that I am in receipt of your letter dated June 17<sup>th</sup> 2003 concerning the closure of the above-captioned site.

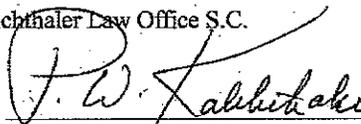
Enclosed you will find a copy of the Notice of Contamination to Property and a subsequent warranty deed wherein and whereby the subject property was transferred to Brett R. Graff and his wife. You will note that the documents have been certified as being accurate copies of what appears in the Sheboygan County Register of Deeds Office by the Sheboygan County Register of Deeds. You will further note that the warranty deed contains the requisite information concerning your Notice of Contamination to Property.

It is my understanding from your letter of June 17<sup>th</sup> that your receipt of these documents should close your file on this matter. Please advise me at your earliest convenience as to whether my understanding is a correct.

Thanking you in advance for your anticipated assistance in the matter and looking forward to your reply, I remain,

Kalchthaler Law Office S.C.

By:

  
Atty. Philipp W. Kalchthaler

cc. Mr & Mrs. Harold Schlein  
Mr. & Mrs. Frank Schlein

actively remediated or removed or, 2). It can be shown that the soil has naturally degraded to levels shown to be protective of the environment and human health. If subsurface work is done in the contaminated areas, the contamination shall be properly treated or disposed of in accordance with applicable laws.

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources= Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific prohibitions or requirements are applicable prior to construction or reconstruction of a well on this property. No well may be constructed or reconstructed on this property unless applicable requirements are met.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Commerce or its successor issue a determination that the restrictions set forth in this covenant are no longer required. That property owner shall provide any and all necessary information to the Department in order for the Department to be able to make a determination. Upon receipt of such a request, the Department shall determine whether or not the restrictions contained herein can be extinguished. Conditions under which a restriction may be extinguished, will be determined in accordance with the site specific standards, rules and laws for this property. If the Department determines that the restrictions can be extinguished, an affidavit, with a copy of the Department=s written determination, may be recorded to give notice that this groundwater use restriction is no longer binding. Any restriction placed upon this property shall not be extinguished without the Department=s written determination.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 27<sup>th</sup> day of November, 2000

Signature: Harold Schlein  
Printed Name: Harold Schlein

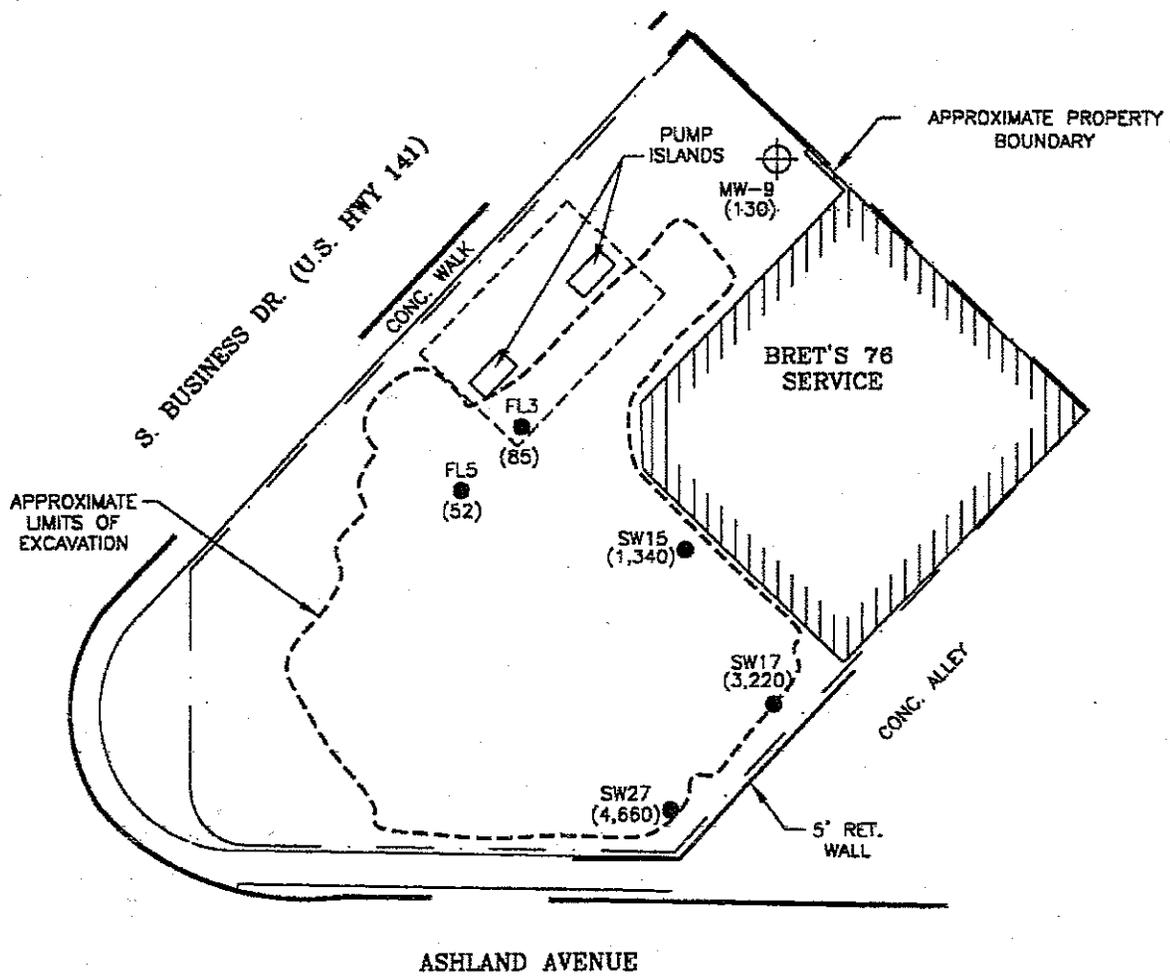
Subscribed and sworn to before me  
this 27<sup>th</sup> of November, 2000  
Philip W. Kalchauer  
Atty. Philipp W. Kalchauer  
Notary Public, State of Wisconsin  
My commission is permanent

Signature: Frank Schlein  
Printed Name: Frank Schlein

Subscribed and sworn to before me  
this 27<sup>th</sup> of November, 2000  
Philip W. Kalchauer  
Atty. Philipp W. Kalchauer  
Notary Public, State of Wisconsin  
My commission is permanent  
This document was drafted by Envirogen, Inc..

LEGEND

-  MONITORING WELL LOCATION
-  EXCAVATION SAMPLING LOCATIONS EXHIBITING NR720 RESIDUAL CONTAMINANT LEVEL EXCEEDANCES
- SW EXCAVATION SIDE WALL SAMPLE LOCATION
- FL EXCAVATION FLOOR SAMPLE LOCATION
- BETX BENZENE, ETHYLBENZENE, TOLUENE, TOTAL XYLENES
- ( ) BETX CONCENTRATION IN ppb



DESIGNER	DATE
DESIGNER	DATE
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
DATE	
DRAWN BY:	
DRAWING NO.	

ASHLAND AVENUE



**ENVIROGEN**

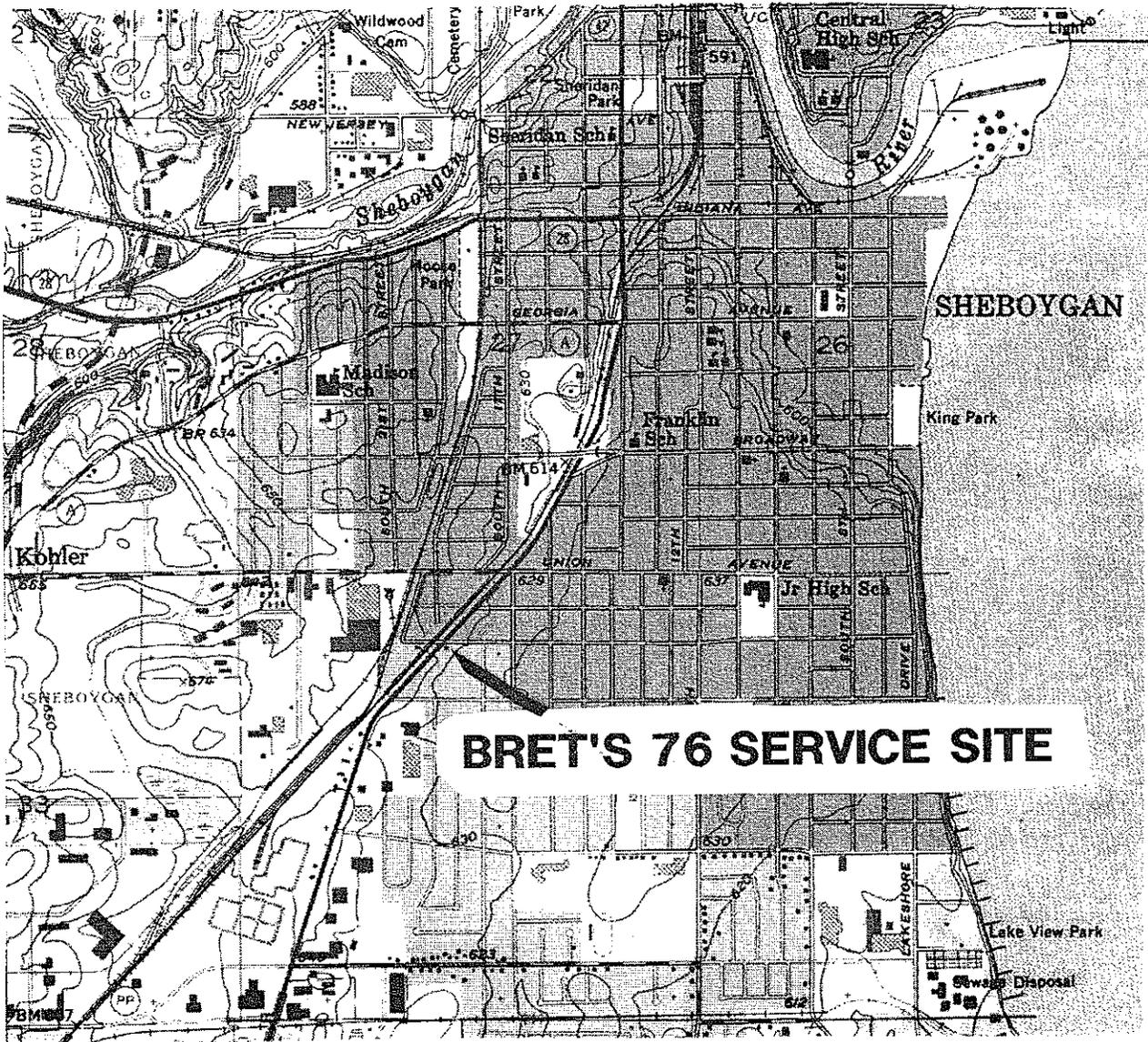
COST EFFECTIVE LEADERSHIP FOR A CLEANER ENVIRONMENT

2835 North Grandview Blvd.  
Foshtek, Wisconsin 53072-0030

SCALE



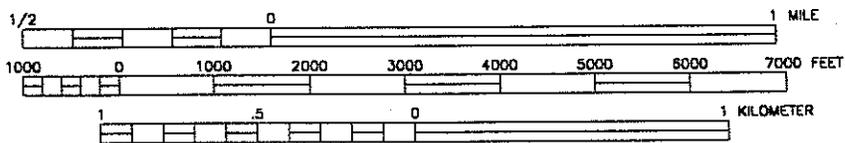
SOIL BETX DISTRIBUTION	FIGURE NO.
BRET'S 76 SERVICE SITE SHEBOYGAN, WISCONSIN	2



**BRET'S 76 SERVICE SITE**

(USGS [1954] 1973)

SCALE  
1:24000



CONTOUR INTERVAL 10 FEET



LOCATION



**ENVIROGEN**

BEST EFFECTIVE LEADERSHIP FOR A CLEANER ENVIRONMENT

2835 North Grandview Blvd.  
Pewaukee, Wisconsin 53072-0090

SITE LOCATION MAP	FIGURE NO.  1
BRET'S 76 SERVICE SITE SHEBOYGAN, WISCONSIN	

DATE	ENGINEER
DATE	ENGINEER
REVISIONS:	
APPROVED BY:	
CHECKED BY:	
5/1/99	LME
DRAWN BY:	
91-48814	

APPROVED BY:

CHECKED BY:

12/5/95

KMA

DRAWN BY:

91.488.2

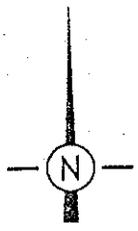
DRAWING NO.

TANK LEGEND

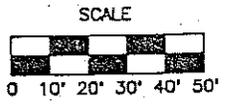
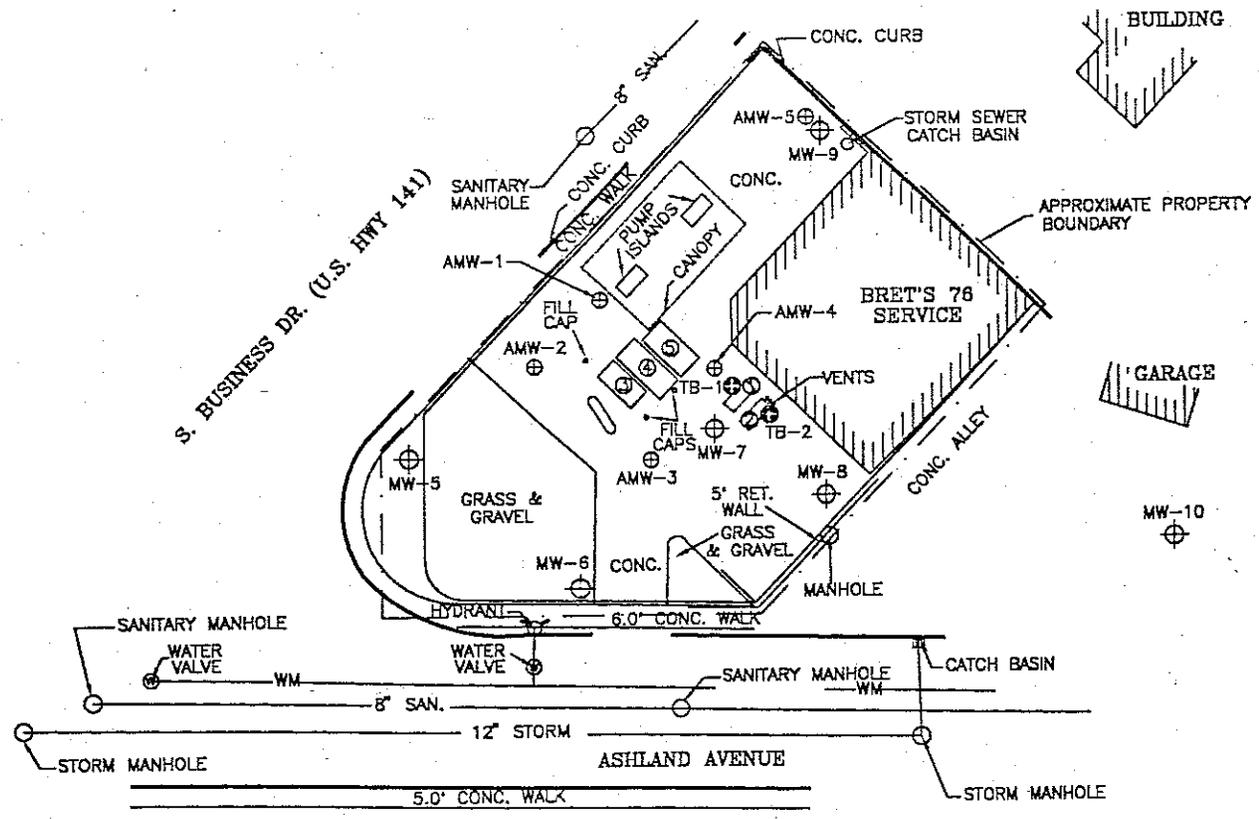
- ① FUEL OIL EXCAVATED UST
- ② WASTE OIL EXCAVATED UST
- ③ ACTIVE UST
- ④ ACTIVE UST
- ⑤ ACTIVE UST

LEGEND

- ⊕ MONITORING WELL
- ⊕ AMOCO MONITORING WELL
- ⊕ TEST BORING



MW-12



THE INTERPRETATIONS IN THIS FIGURE ARE BASED ON KNOWN POINTS IN TIME AND SPACE AND ARE INTEGRAL TO A WRITTEN REPORT AND SHOULD BE REVIEWED IN THAT CONTEXT.



**FIGURE 2.2**  
**SITE PLAN VIEW**  
**BRET'S 76 SERVICE**  
**SHEBOYGAN, WISCONSIN**

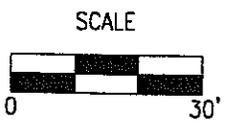
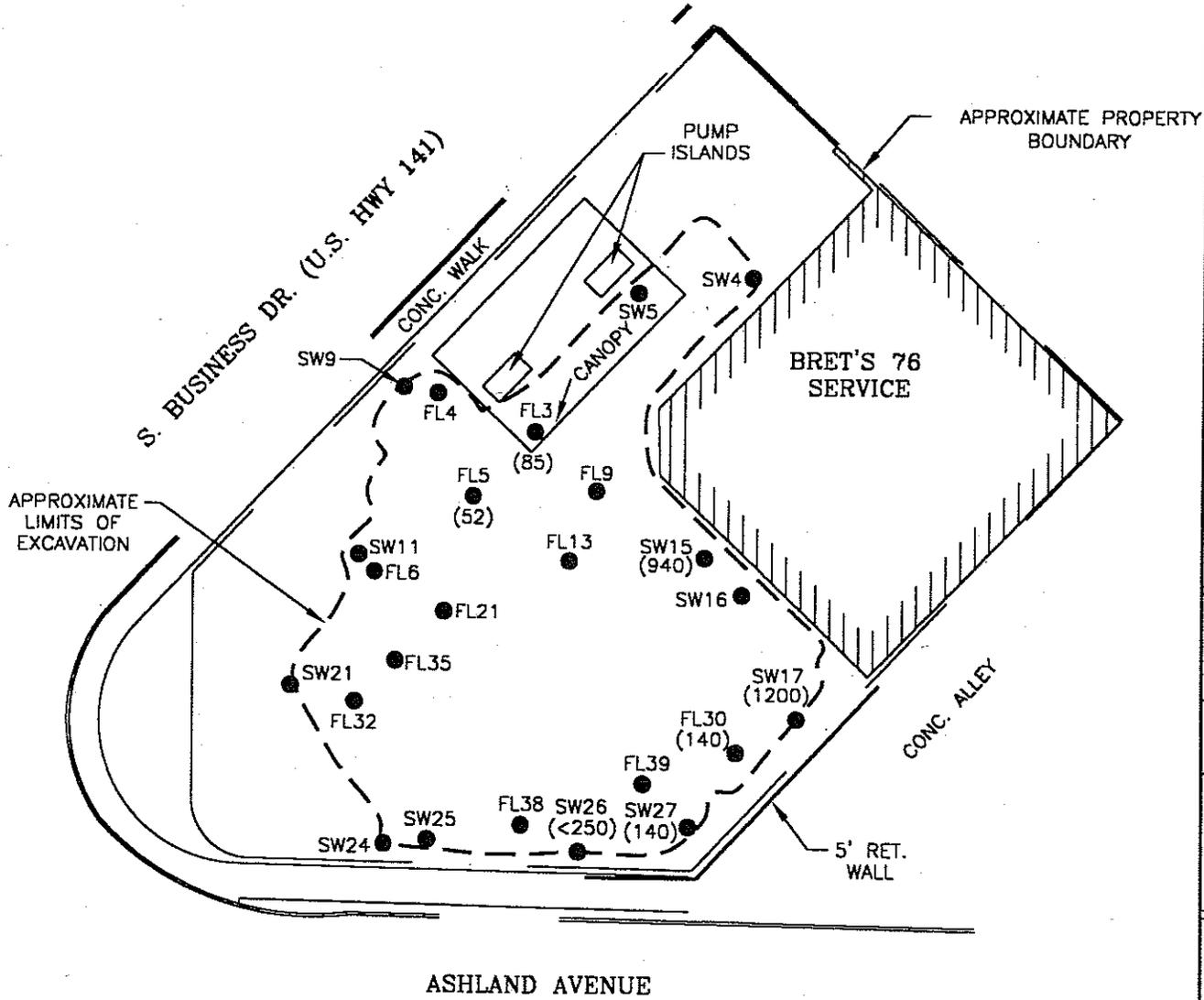
**LEGEND**

- SAMPLING LOCATIONS
- SW - SIDE WALL SAMPLE LOCATION
- FL - FLOOR SAMPLE LOCATION
- ( ) BENZENE CONCENTRATION IN ppb

**NOTES:** ALL ANALYSES WERE BELOW THE REPORTING LIMIT OF 5.0 ppb FOR BENZENE EXCEPT AS NOTED.



ENGINEER	DATE
ENGINEER	DATE
REVISIONS:	
APPROVED BY: <i>AJE</i>	
CHECKED BY:	
LME	5/11/99
DRAWN BY:	
DRAWING NO.	91-4686



**ENVIROGEN**  
 COST EFFECTIVE LEADERSHIP FOR A CLEANER ENVIRONMENT

2835 North Grandview Blvd.  
 Pewaukee, Wisconsin 53072-0090

EXCAVATION EXTENT & RESIDUAL SOIL  
 BENZENE DISTRIBUTION (8/15-26/95)  
 BRET'S 76 SERVICE SITE  
 SHEBOYGAN, WISCONSIN

FIGURE NO.  
**6**

**LEGEND**

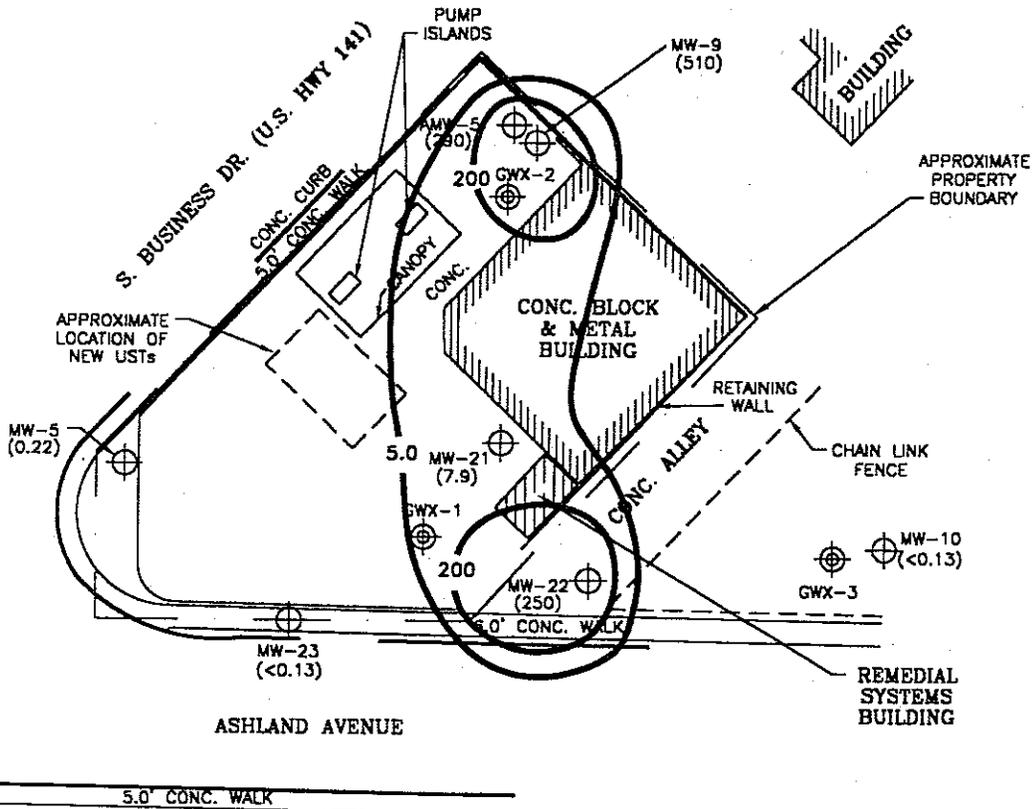
-  MONITORING WELL
-  GROUNDWATER EXTRACTION WELL
- ( ) CONCENTRATION IN ppb
- (NA) NOT ANALYZED

 5.0 ISOCONCENTRATION CONTOUR

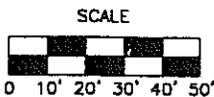
• DATA COLLECTED ON 11/19/98

**NOTE:** THE NR140 ENFORCEMENT STANDARD FOR BENZENE IS 5.0 ppb.

MW-12  
(<0.31\*)

MW-11  
(<0.31\*)

**ENVIROGEN**

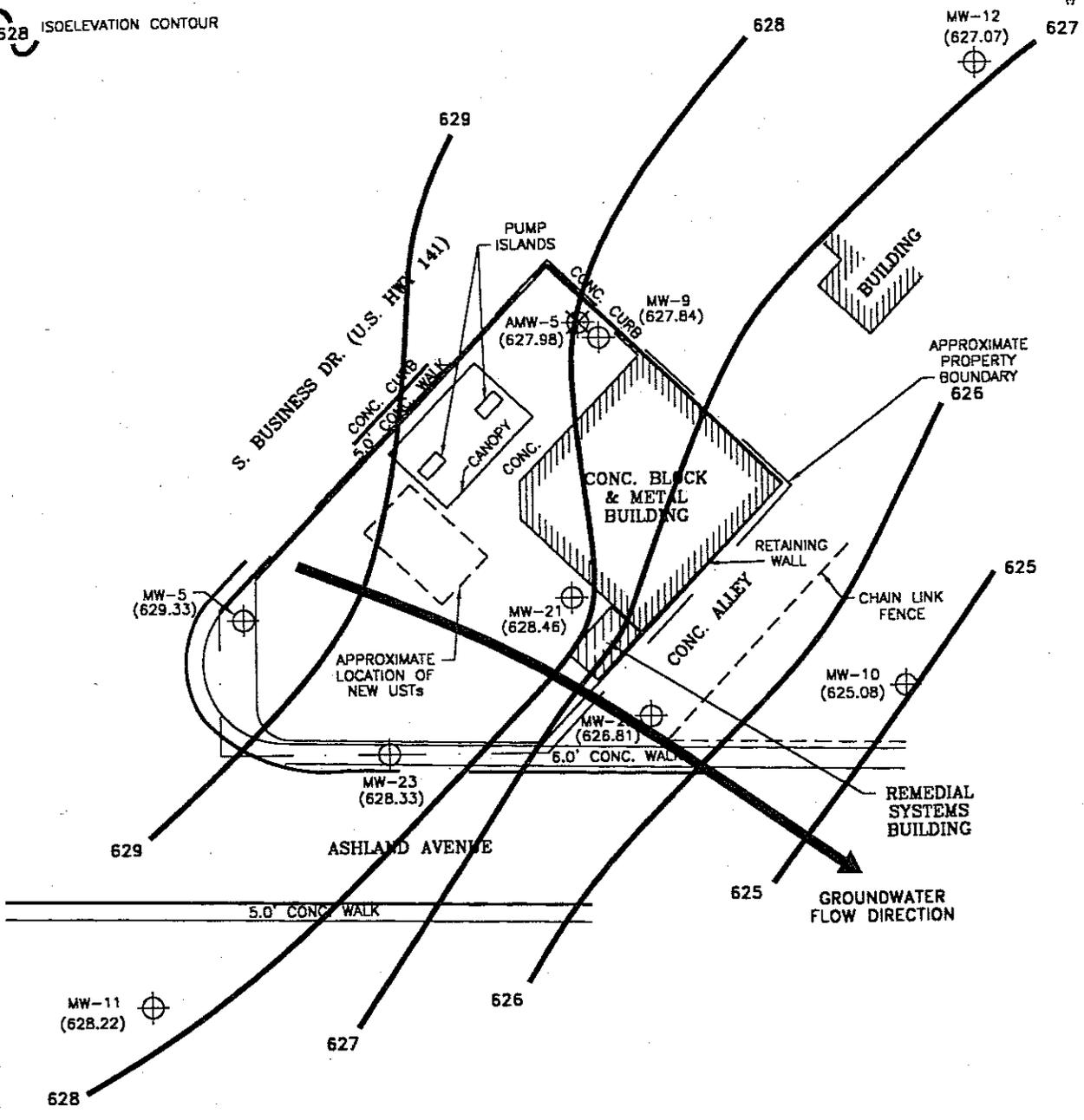
COST EFFECTIVE LEADERSHIP FOR A CLEANER ENVIRONMENT

2835 North Grandview Blvd.  
Pewaukee, Wisconsin 53072-0090

DATE	ENGINEER	DATE	ENGINEER	REVISIONS:	CHECKED BY:	DATE	LME	DRAWN BY:	DRAWING NO.
					ATE	5/13/99			91-48819

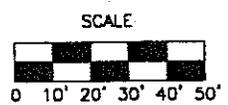
GROUNDWATER BENZENE DISTRIBUTION (3/5/99)	FIGURE NO.
BRET'S 76 SERVICE SITE SHEBOYGAN, WISCONSIN	9

- LEGEND**
-  MONITORING WELL
  -  AMOCO LEAK DETECTION WELL
  - ( ) GROUNDWATER ELEVATION IN FEET ABOVE MSL
  -  628 ISOELEVATION CONTOUR



REVISIONS:	ENGINEER	DATE
APPROVED BY:		
CHECKED BY:		
LME	5/11/99	
DRAWN BY:		
DRAWING NO.	91.488L3	

**ENVIROGEN**  
 COST EFFECTIVE LEADERSHIP FOR A CLEANER ENVIRONMENT  
 2835 North Grandview Blvd.  
 Pewaukee, Wisconsin 53072-0090



POTENTIOMETRIC SURFACE (1/19/98)	FIGURE NO. <b>3</b>
BRET'S 76 SERVICE SITE SHEBOYGAN, WISCONSIN	

TABLE 5.2

## Confirmatory Sample Analytical Results

August 15-26, 1994

Bret's 76 Service Site

Sheboygan, Wisconsin

Parameter	Reporting Limit	NR 720 Soil Cleanup Standard	TR-1	TR-2	TR-3	TR-4	TR-5 (EXSW-15)	TR-6 (EXSW-17)
Benzene (ppb)	5.0	5.5	2,100	210	800	110	940	1,200
Ethylbenzene (ppb)	5.0	2,900	73,000	11	150	-	110	880
MTBE (ppb)	5.0	NS	<740	<37	-	87	20	<200
Toluene (ppb)	5.0	1,500	50,000	8,400	4,200	19	110	200
1,2,4-TMB (ppb)	5.0	NS	190,000	42,000	-	-	-	1,150
1,3,5-TMB (ppb)	5.0	NS	68,000	14,000	-	-	-	320
Total Xylenes (ppb)	0.5	4,100	360,000	56,000	570	70	180	940
GRO (ppm)	5.0	100	3,200	590	5.7	<10	6.8	11
DRO (ppm)	5.0	100	310	170	-	-	-	-

(Continued)

## Notes:

Samples with dual designations (e.g., TR-4 [EXSW-14]) were also used to document contaminant levels remaining in place

Shading indicates exceedance of soil cleanup standard

(-) - Indicates result is less than reporting limit. Results below elevated detection limits are explicitly shown (e.g., <500). Reporting limits are provided in Appendix E.

NS - No standard established

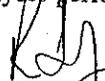
MTBE - Methyl t-butyl ether

TMB - Trimethylbenzene

GRO - Gasoline range organics

DRO - Diesel range organics

Analyses performed by National Environmental Testing, Inc.

Checked by: 

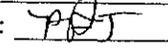
Approved by: 

TABLE 5.3

Soil Excavation Analytical Results  
August 15-26, 1994  
Bret's 76 Service Site  
Sheboygan, Wisconsin

Parameter	Reporting Limit	NR 720 Soil Cleanup Standard	EXFL-3	EXFL-4	EXSW-4	EXFL-5	EXSW-5	EXFL-6
Benzene (ppb)	5.0	5.5	85	-	-	52	-	-
Ethylbenzene (ppb)	5.0	2,900	-	-	-	-	-	-
MTBE (ppb)	5.0	NS	-	-	-	-	-	-
Toluene (ppb)	5.0	1,500	-	-	-	-	-	-
1,2,4-TMB (ppb)	5.0	NS	-	-	-	-	-	-
1,3,5-TMB (ppb)	5.0	NS	-	-	-	-	-	-
Total Xylenes (ppb)	0.5	4,100	-	-	-	-	-	-
GRO (ppm)	5.0	100	190	-	-	-	-	-
DRO (ppm)	5.0	100	-	-	-	-	-	-

(Continued)

## Notes:

**Shading** indicates exceedance of cleanup standard

(-) - Indicates result is less than reporting limit. Results below elevated detection limits are explicitly shown (e.g., <50). Reporting limits are provided in Appendix E.

NS - No standard established

EXFL - Samples taken from floor of excavation

EXSW - Samples taken from sidewall of excavation

MTBE - Methyl t-butyl ether

TMB - Trimethylbenzene

GRO - Gasoline range organics

DRO - Diesel range organics

Analyses performed by National Environmental Testing, Inc.

Checked by: RJAApproved by: PPD

TABLE 5.3 (Continued)

Soil Excavation Analytical Results  
 August 15-26, 1994  
 Bret's 76 Service Site  
 Sheboygan, Wisconsin

Parameter	Reporting Limit	WDNR NR 720 Soil Cleanup Standard	EXSW-9	EXSW-11	EXFL-13	EXSW-16	EXFL-21	EXSW-21	EXSW-24
Benzene (ppb)	5.0	5.5	-	-	-	-	-	-	-
Ethylbenzene (ppb)	5.0	2,900	-	-	-	-	-	-	-
MTBE (ppb)	5.0	NS	-	-	-	-	-	-	-
Toluene (ppb)	5.0	1,500	-	-	-	-	-	-	-
1,2,4-TMB (ppb)	5.0	NS	-	-	-	-	<10.0	-	-
1,3,5-TMB (ppb)	5.0	NS	-	-	-	-	-	-	-
Total Xylenes (ppb)	0.5	4,100	-	-	-	-	-	<15	-
GRO (ppm)	5.0	100	-	-	-	-	-	-	<5.5
DRO (ppm)	5.0	100	-	-	-	-	-	-	-

(Continued)

Notes: (-) - Indicates result is less than reporting limit. Results below elevated detection limits are explicitly shown (e.g., <50). Reporting limits are provided in Appendix E.

NS - No standard established

EXFL - Samples taken from floor of excavation

EXSW - Samples taken from sidewall of excavation

MTBE - Methyl t-butyl ether

TMB - Trimethylbenzene

GRO - Gasoline range organics

DRO - Diesel range organics

Analyses performed by National Environmental Testing, Inc.

Checked by:   
 Approved by: 

TABLE 5.3 (Continued)

Soil Excavation Analytical Results  
August 15-26, 1994  
Bret's 76 Service Site  
Sheboygan, Wisconsin

Parameter	Reporting Limit	WDNR NR 720 Soil Cleanup Standard	EXSW-9	EXSW-11	EXFL-13	EXSW-16	EXFL-21	EXSW-21	EXSW-24
Benzene (ppb)	5.0	5.5	-	-	-	-	-	-	-
Ethylbenzene (ppb)	5.0	2,900	-	-	-	-	-	-	-
MTBE (ppb)	5.0	NS	-	-	-	-	-	-	-
Toluene (ppb)	5.0	1,500	-	-	-	-	-	-	-
1,2,4-TMB (ppb)	5.0	NS	-	-	-	-	<10.0	-	-
1,3,5-TMB (ppb)	5.0	NS	-	-	-	-	-	-	-
Total Xylenes (ppb)	0.5	4,100	-	-	-	-	-	<15	-
GRO (ppm)	5.0	100	-	-	-	-	-	-	<5.5
DRO (ppm)	5.0	100	-	-	-	-	-	-	-

(Continued)

Notes: (-) - Indicates result is less than reporting limit. Results below elevated detection limits are explicitly shown (e.g., <50). Reporting limits are provided in Appendix E.

NS - No standard established

EXFL - Samples taken from floor of excavation

EXSW - Samples taken from sidewall of excavation

MTBE - Methyl t-butyl ether

TMB - Trimethylbenzene

GRO - Gasoline range organics

DRO - Diesel range organics

Analyses performed by National Environmental Testing, Inc.

Checked by: 

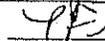
Approved by: 

TABLE 5.3 (Continued)

## Soil Excavation Analytical Results

August 15-26, 1994

Bret's 76 Service Site

Sheboygan, Wisconsin

Parameter	Reporting Limit	WDNR NR 720 Soil Cleanup Standard	EXSW-25	EXFL-30	EXFL-35	EXFL-38	EXFL-39
Benzene (ppb)	5.0	5.5	-	-	-	-	-
Ethylbenzene (ppb)	5.0	2,900	-	-	-	-	-
MTBE (ppb)	5.0	NS	-	<50	-	-	-
Toluene (ppb)	5.0	1,500	-	-	-	-	-
1,2,4-TMB (ppb)	5.0	NS	-	-	-	-	-
1,3,5-TMB (ppb)	5.0	NS	-	-	-	-	-
Total Xylenes (ppb)	0.5	4,100	-	-	-	124	-
GRO (ppm)	5.0	100	<9.5	<6.0	-	-	-
DRO (ppm)	5.0	100	-	-	-	-	-

Notes: (-) - Indicates result is less than reporting limit. Results below elevated detection limits are explicitly shown (e.g., <50). Reporting limits are provided in Appendix E.

NS - No standard established

EXFL - Samples taken from floor of excavation

EXSW - Samples taken from sidewall of excavation

MTBE - Methyl t-butyl ether

TMB - Trimethylbenzene

GRO - Gasoline range organics

DRO - Diesel range organics

Analyses performed by National Environmental Testing, Inc.

Checked by: 

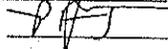
Approved by: 

TABLE 3.1

Groundwater Quality Analytical Data  
 AMW-5  
 Bret's 76  
 Sheboygan, Wisconsin

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
3/18/93	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
5/24/93	5,300	2,800	17,000	18,000	3,900	1,100	<200	1,100	NA	11,0000
7/13/93	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8/9/94	4,200	2,400	7,400	14,000	2,900	970	<100	890	11	52,000
2/27/96	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
11/13/96	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
2/4/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
5/22/97	390	1,300	410	8,300	2,900	620	<86	650	NA	NA
8/7/97	680	1,500	400	9,000	3,500	800	<8.0	NA	NA	NA
10/31/97	890	1,500	580	8,500	3,700	900	<8.0	760	NA	NA
2/20/98	460	1,300	390	7,000	2,900	750	<3.2	NA	NA	NA
5/8/98	270	1,200	250	6,900	3,800	970	<32	680	NA	NA
11/19/98	390	1,300	210	5,800	3,600	820	<7	690	NA	NA
3/5/99	290	890	160	4,400	2,800	690	<8.0	540	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard  
 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit  
 PAL: Preventive Action Limit      NA: Not analyzed      ES: Enforcement Standard      NS: No Standard  
 GRO: Gasoline Range Organics      NI: Not installed      DRO: Diesel range organics      TMB: Trimethylbenzene  
 MTBE: methyl t-butyl ether

Checked by: \_\_\_\_\_ Approved by: ATE

TABLE 3.2

**Groundwater Quality Analytical Data**  
**MW-5**  
**Bret's 76**  
**Sheboygan, Wisconsin**

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	<1.0	<1.0	<1.0	<1.0	<1.0	<1.0	<1.0	<1.0	0.2	<50
5/24/93	5,400	2,500	16,000	17,000	4,500	1,200	<200	1,600	NA	100,000
7/13/93	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8/9/94	<1.0	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/27/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
11/13/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/4/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
5/22/97	<0.47	<0.25	<0.29	<1.2	<0.41	<0.40	<0.86	<0.54	NA	NA
8/7/97	<0.13	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	NA	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

(Continued)

## Notes:

Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit      NA: Not analyzed      ES: Enforcement Standard

GRO: Gasoline Range Organics      NI: Not installed      DRO: Diesel range organics

MTBE: methyl t-butyl ether

NS: No Standard

TMB: Trimethylbenzene

Checked by: \_\_\_\_\_

Approved by: ATE

TABLE 3.3

Groundwater Quality Analytical Data  
MW-9  
Bret's 76  
S000heboygan, Wisconsin

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	4,900	530	6,600	3,400	530	200	<100	150	5	15,000
5/24/93	1,000	340	880	1,600	310	100	<10	120	NA	14,000
7/13/93	5,500	2,200	6,000	11,000	2,400	610	<100	NA	NA	NA
8/9/94	2,400	1,700	3,100	8,200	2,400	840	<50	360	7.8	33,000
2/27/96	1,500	950	160	3,800	1,300	300	110	230	1.5	12,000
11/13/96	800	1,000	30	2,900	2,000	440	<5.0	380	3.9	11,000
2/4/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
5/22/97	1070	980	430	4,200	1,300	1,100	<86	280	NA	NA
8/7/97	550	610	91	2,000	980	<5.8	<3.2	NA	NA	NA
10/31/97	610	450	76	1,600	880	<450	<0.80	160	NA	NA
2/20/98	530	390	29	830	810	26	<20	NA	NA	NA
5/8/98	980	1,400	140	4,500	2,100	270	<6.6	310	NA	NA
8/19/98	660	710	85	2,500	1,100	220	12	300	NA	NA
11/19/98	630	1,100	48	3,500	2,400	350	32	450	NA	NA
3/5/99	510	670	12	1,200	1,600	88	<8.0	340	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

Checked by: ATG  
Approved by: ATG

TABLE 3.4

**Groundwater Quality Analytical Data**  
**MW-10**  
**Bret's 76**  
**Sheboygan, Wisconsin**

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	76	38	8.4	8	3.8	3.6	10	<2.0	NA	320
7/13/93	15	3.2	<1.0	<3.0	<1.0	<1.0	<1.0	NA	NA	NA
8/9/94	80	1.9	1.1	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	160
2/27/96	6.6	2.4	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
11/13/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	23	<1.0	<0.10	<50
2/4/97	290	36	7.9	4.5	2.8	3	5.9	1.6	0.12	NA
5/22/97	0.7	<0.25	<0.29	<1.2	<0.41	<0.40	<0.86	<0.54	NA	NA
8/7/97	3.6	<0.22	<0.20	<0.23	<0.22	<0.29	1.8	NA	NA	NA
10/31/97	11	0.3	<0.20	<0.23	<0.22	<0.29	<6.0	<0.46	NA	NA
2/20/98	5.8	0.89	0.24	0.34	0.36	<0.29	<0.16	NA	NA	NA
5/8/98	0.16	<0.22	<0.20	0.27	<0.22	<0.29	<0.16	<1.1	NA	NA
8/19/98	0.16	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	<0.46	NA	NA
11/19/98	130	6.3	3.5	<1.1	<0.32	<0.35	10	<0.35	NA	NA
3/5/99	<0.13	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	<1.1	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

Shading indicates value equals or exceeds the NR 140 enforcement standard.

Cross hatching indicates value equals or exceeds the NR 140 preventive action limit.

PAL: Preventive Action Limit  
 GRO: Gasoline Range Organics  
 MTBE: methyl t-butyl ether

NA: Not analyzed  
 NI: Not installed

ES: Enforcement Standard  
 DRO: Diesel range organics

NS: No Standard  
 TMB: Trimethylbenzene

Checked by:  
 Approved by: *AFC*

TABLE 3.5

Groundwater Quality Analytical Data  
 MW-11  
 Bret's 76  
 Sheboygan, Wisconsin

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	<1.0	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	NA	<50
7/13/93	<1.0	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	NA	NA	NA
8/9/94	<1.0	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/27/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
11/13/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/4/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
5/22/97	<0.47	<0.25	<0.29	<1.2	<0.41	<0.40	<0.86	<0.54	NA	NA
8/7/97	<0.13	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	NA	NA	NA
10/31/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
2/20/98	<0.13	<0.22	<0.20	0.26	0.23	<0.29	<0.16	NA	NA	NA
5/8/98	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8/19/98	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
11/19/98	<0.31	<0.38	<0.39	<1.1	<0.32	<0.33	<0.14	<0.35	NA	NA
3/5/99	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

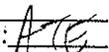
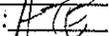
Checked by:   
 Approved by: 

TABLE 3.6

Groundwater Quality Analytical Data  
MW-12  
Bret's 76  
Sheboygan, Wisconsin

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
7/13/93	<1.0	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
8/09/94	 1.9	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/27/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
11/13/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
2/04/97	<0.13	<0.38	<0.39	<1.1	<0.32	<0.33	0.18	<0.35	<0.10	NA
5/22/97	<0.47	<0.25	<0.29	<1.2	<0.41	<0.40	<0.86	<0.54	NA	NA
8/07/97	0.13*	<0.22	<0.20	<0.23	0.34*	<0.29	<0.16	NA	NA	NA
10/31/97	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
2/20/98	<0.13	<0.22	0.26	0.29	0.3	<0.29	<0.16	NA	NA	NA
5/8/98	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8/19/98	<0.13	<0.22	0.26	0.29	<0.22	<0.29	<0.16	1.1	NA	NA
11/19/98	<0.31	<0.38	<0.39	<1.1	<0.32	<0.33	<0.14	<0.35	NA	NA
3/5/99	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

Checked by: Ate  
Approved by: Ate

TABLE 3.7

**Groundwater Quality Analytical Data**  
**MW-21**  
**Bret's 76**  
**Sheboygan, Wisconsin**

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
7/13/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
8/09/94	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
2/27/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	5,200	<1.0	<0.10	1500
11/13/96	<1.0	<2.0	<2.0	<6.0	<2.0	<2.0	12,000	<2.0	<0.10	3,900
2/04/97	<0.31	<0.38	<0.39	<1.1	<0.32	<0.33	17,000	<0.35	0.24	NA
5/22/97	170	<12	<14	<60	<20	<20	17,000	<27	NA	NA
8/07/97	350	41	<10	180	31	<15	11,000	NA	NA	NA
10/31/97	300	2.2	6.5	<2.5	0.9	<0.29	20,000	<0.46	NA	NA
2/20/98	1,800	28	2,000	370	130	26	5,200	NA	NA	NA
5/8/98	190	16	3.3	79	370	100	10,000	120	NA	NA
8/19/98	42	6.5	5.2	31	120	5.3	3,800	89	NA	NA
11/19/98	<31	<38	<39	<110	<32	<33	2,700	<35	NA	NA
3/5/99	7.9	<11	<10	14	<11	<15	1,900	<55	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

Checked by:

Approved by: DTE

TABLE 3.8

Groundwater Quality Analytical Data  
 MW-22  
 Bret's 76  
 Sheboygan, Wisconsin

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
7/13/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
8/9/94	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
2/27/96	52	58	59	230	42	14	46	6.8	0.19	850
11/13/96	440	200	80	420	180	8.8	1,900	38	0.41	2,200
2/4/97	450	320	260	1,300	400	76	1,300	53	1.1	NA
5/22/97	220	23	23	69	32	13	820	3.6	NA	NA
8/7/97	380	21	4.8	67	28	<1.4	2,200	NA	NA	NA
10/31/97	140	40	20	120	44	<20	1,700	19	NA	NA
2/20/98	460	670	540	2,600	590	120	930	NA	NA	NA
5/8/98	270	17	9.6	41	23	1.5	840	<5.5	NA	NA
8/19/98	300	19	14	30	17	0.43	820	6.4	NA	NA
11/19/98	180	150	100	670	160	20	1,100	25	NA	NA
3/5/99	250	47	26	88	53	<5.8	1,200	<22	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

Checked by: ATE  
 Approved by: ATE

TABLE 3.9

**Groundwater Quality Analytical Data**  
**MW-23**  
**Bret's 76**  
**Sheboygan, Wisconsin**

Sample Date	Parameters									
	Benzene	Ethylbenzene	Toluene	Xylenes	1,2,4-TMB	1,3,5-TMB	MTBE	Naphthalene	DRO (ppm)	GRO
8/24/92	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
5/24/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
7/13/93	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
8/9/94	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI
2/27/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	<1.0	<0.10	<50
11/13/96	<0.50	<1.0	<1.0	<3.0	<1.0	<1.0	<1.0	1.1	<0.10	<50
2/4/97	<0.31	<0.38	<0.39	<1.1	<0.32	<0.33	0.44	<0.35	<0.10	NA
5/22/97	<0.47	0.31	<0.29	1.8	1.8	<0.40	<0.86	1.7	NA	NA
8/7/97	<0.13	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	NA	NA	NA
10/31/97	<0.13	<0.22	<0.20	0.83	0.66	<0.29	<0.16	<0.46	NA	NA
2/20/98	<0.13	0.32	0.21	0.95	0.57	0.68	<0.16	NA	NA	NA
5/8/98	0.2	<0.22	<0.20	0.77	0.47	<0.29	<0.16	<1.1	NA	NA
8/19/98	<0.13	<0.22	<0.20	<0.23	<0.22	<0.29	<0.16	0.61	NA	NA
11/19/98	<0.31	<0.38	<0.39	<1.1	<0.32	<0.33	<0.14	<0.35	NA	NA
3/5/99	<0.13	<0.22	<0.20	0.35	<0.22	<0.29	<0.16	<1.1	NA	NA
NR 140 PAL	0.5	140	68.6	124	NS	NS	12	8	NS	NS
NR 140 ES	5	700	343	620	NS	NS	60	40	NS	NS

Notes: Concentrations in ppb unless otherwise noted.

 Shading indicates value equals or exceeds the NR 140 enforcement standard

 Cross hatching indicates value equals or exceeds the NR 140 preventive action limit

PAL: Preventive Action Limit

NA: Not analyzed

ES: Enforcement Standard

NS: No Standard

GRO: Gasoline Range Organics

NI: Not installed

DRO: Diesel range organics

TMB: Trimethylbenzene

MTBE: methyl t-butyl ether

Checked by: ATE

Approved by: ATE

TABLE 1

Groundwater Elevations  
Bret's 76 Site  
Sheboygan, Wisconsin

Date	AMW-5		MW-5		MW-9	
	TOC Elev=635.87		TOC Elev=636.95		TOC Elev=635.74	
	TOS Elev=NA		TOS Elev=632.4		TOS Elev=630.4	
	Feet to Water	Elevation	Feet to Water	Elevation	Feet to Water	Elevation
4/23/92	NA	NA	NI	NI	NI	NI
8/24/92	NA	NA	6.85	630.10	6.79	628.95
9/14/92	NA	NA	7.21	629.74	7.15	628.59
3/18/93	6.94	628.93	6.59	630.36	6.85	628.89
5/21/93	NA	NA	4.92	632.03	NA	NA
5/24/93	NA	NA	NA	NA	NA	NA
7/13/93	NA	NA	NA	NA	5.29	630.45
8/9/94	6.13	629.74	6.79	630.16	5.94	629.8
2/27/96	NA	NA	7.33	629.62	8.13	627.61
9/3/96	8.79	627.08	8.4	628.55	8.8	626.94
9/18/96	9.01	626.86	8.32	628.63	9.02	626.72
10/5/96	8.91	626.96	7.98	628.97	9.31	626.43
10/14/96	8.87	627	8.63	628.32	9.26	626.48
11/13/96	NA	NA	8.15	628.80	8.79	626.95
12/3/96	8.99	626.88	8.36	628.59	9.33	626.41
1/10/97	NA	NA	7.74	629.21	NA	NA
2/4/97	NA	NA	NA	NA	NA	NA
2/25/97	NA	NA	NA	NA	NA	NA
3/25/97	NA	NA	NA	NA	NA	NA
4/23/97	6.74	629.13	6.07	630.88	7.14	628.60
5/9/97	6.55	629.32	5.67	631.28	7.06	628.68
5/22/97	7.01	628.86	6.25	630.70	7.14	628.60
6/10/97	7.98	627.89	6.93	630.02	8.08	627.66
7/14/97	7.53	628.34	6.54	630.41	7.72	628.02
8/7/97	7.59	628.28	6.92	630.03	7.55	628.19
8/28/97	7.05	628.82	6.3	630.65	7.14	628.60
10/31/97	8.18	627.69	7.65	629.40	8.19	627.55
2/20/98	7.24	628.63	5.76	631.19	7.42	628.32
5/8/98	6.94	628.93	6.10	630.85	7.01	628.73
8/19/98	NA	NA	6.82	630.13	9.81	625.93
11/19/98	7.89	627.98	7.62	629.33	7.90	627.84
3/5/99	7.77	628.10	7.21	629.74	7.77	627.97

(Continued)

Notes:

- Elevations in feet relative to mean sea level
- TOC: Top of casing
- TOS: Top of well screen
- NA: Not available
- NI: Not installed

Checked by: ATB

Approved by: T. J. J.

**TABLE 1**  
**(Continued)**

**Groundwater Elevations**  
**Bret's 76 Site**  
**Sheboygan, Wisconsin**

Date	MW-10		MW-11		MW-12	
	TOC Elev=629.4		TOC Elev=634.56		TOC Elev=633.37	
	TOS Elev=624.9		TOS Elev=629.2		TOS Elev=630.8	
	Feet to Water	Elevation	Feet to Water	Elevation	Feet to Water	Elevation
4/23/92	NI	NI	NI	NI	NI	NI
8/24/92	NI	NI	NI	NI	NI	NI
9/14/92	NI	NI	NI	NI	NI	NI
3/18/93	2.44	626.96	5.2	629.36	NI	NI
5/21/93	NA	NA	NA	NA	NI	NI
5/24/93	NA	NA	NA	NA	NI	NI
7/13/93	2.59	626.81	4.85	629.71	NI	NI
8/9/94	5.05	624.35	5.73	628.83	5.25	628.12
2/27/96	1.81	627.59	6.81	627.75	5.66	627.71
9/3/96	7.64	621.76	7.04	627.52	6.32	627.05
9/18/96	8.96	620.44	7.1	627.46	NA	NA
10/5/96	6.71	622.69	6.93	627.63	7.44	625.93
10/14/96	7.15	622.25	7.2	627.36	7.29	626.08
11/13/96	5.4	624	6.85	627.71	7.29	626.08
12/3/96	5.15	624.25	6.93	627.63	6.82	626.55
1/10/97	NA	NA	6.45	628.11	7.26	626.11
2/4/97	4.57	624.83	NA	NA	6.76	626.61
2/25/97	2.24	627.16	NA	NA	8.4	624.97
3/25/97	1.76	627.64	4.05	630.51	6.65	626.72
4/23/97	3.05	626.35	4.64	629.92	5.64	627.73
5/9/97	2.02	627.38	4.25	630.31	5.24	628.13
5/22/97	3.32	626.08	4.89	629.67	5.07	628.3
6/10/97	4.54	624.86	5.29	629.27	5.35	628.02
7/14/97	4.77	624.63	5.23	629.33	5.72	627.65
8/7/97	4.94	624.46	5.37	629.19	5.69	627.68
8/28/97	3.96	625.44	5.01	629.55	5.63	627.74
10/31/97	4.90	624.50	NA	NA	5.61	627.76
2/20/98	1.45	627.95	4.47	630.09	6.56	626.81
5/8/98	2.70	626.70	4.97	629.59	4.94	628.43
8/19/98	3.99	625.41	NA	NA	5.39	627.98
11/19/98	4.32	625.08	6.34	628.22	5.50	627.87
3/5/99	3.14	626.26	NA	NA	6.30	627.07
					NA	NA

Notes: Elevations in feet relative to mean sea level  
 TOC: Top of casing  
 TOS: Top of well screen  
 NA: Not available  
 NI: Not installed

(Continued)

Checked by: WV

**TABLE 1**  
**(Continued)**

**Groundwater Elevations**  
**Bret's 76 Site**  
**Sheboygan, Wisconsin**

Date	MW-21		MW-22		MW-23	
	TOC Elev=635.28		TOC Elev=629.41		TOC Elev=632.87	
	TOS Elev=631.8		TOS Elev=625.9		TOS Elev=629.4	
	Feet to Water	Elevation	Feet to Water	Elevation	Feet to Water	Elevation
4/23/92	NI	NI	NI	NI	NI	NI
8/24/92	NI	NI	NI	NI	NI	NI
9/14/92	NI	NI	NI	NI	NI	NI
3/18/93	NI	NI	NI	NI	NI	NI
5/21/93	NI	NI	NI	NI	NI	NI
5/24/93	NI	NI	NI	NI	NI	NI
7/13/93	NI	NI	NI	NI	NI	NI
8/9/94	NI	NI	NI	NI	NI	NI
2/27/96	7.01	628.27	3.1	626.31	9.3	623.57
9/3/96	7.25	628.03	3.54	625.87	5.19	627.68
9/18/96	7.3	627.98	3.29	626.12	5.23	627.64
10/5/96	NA	NA	3.15	626.26	5.98	626.89
10/14/96	NA	NA	3.56	625.85	5.4	627.47
11/13/96	7.41	627.87	3.19	626.22	5.2	627.67
12/3/96	7.63	627.65	2.4	627.01	5.28	627.59
1/10/97	NA	NA	NA	NA	NA	NA
2/4/97	7.5	627.78	3.2	626.21	5.47	627.4
2/25/97	NA	NA	2.72	626.69	NA	NA
3/25/97	NA	NA	NA	NA	NA	NA
4/23/97	NA	NA	NA	NA	NA	NA
5/9/97	NA	NA	1.69	627.72	NA	NA
5/22/97	5.68	629.6	1.25	628.16	3.38	629.49
6/10/97	NA	NA	4.09	625.32	NA	NA
7/14/97	NA	NA	4.01	625.4	NA	NA
8/7/97	6.05	629.23	3.85	625.56	3.74	629.13
8/28/97	NA	NA	3.86	625.55	NA	NA
10/31/97	6.44	628.84	3.65	625.76	4.13	628.74
2/20/98	5.86	629.42	2.80	626.61	3.27	629.60
5/8/98	5.28	630.00	1.02	628.39	3.02	629.85
8/19/98	5.93	629.35	3.84	625.57	3.83	629.04
11/19/98	6.82	628.46	2.60	626.81	4.54	628.33
3/5/99	6.57	628.71	2.56	626.85	4.30	628.57

Notes: Elevations in feet relative to mean sea level  
 TOC: Top of casing  
 TOS: Top of well screen  
 NA: Not available  
 NI: Not installed

Checked by: ATG  
 Approved by: \_\_\_\_\_

SOURCE  
PROPERTY

OFF-SOURCE  
A  
PROPERTY

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“Attorneys & Counselors to Landlords  
And Small Business”

Philipp W. Kalchthaler  
Attorney at Law  
Realtor, Title Agent

May 5, 2009

Mr. & Mrs. Brett Graff  
2233 S. Business Drive  
Sheboygan, Wisconsin 53081

**Sent: May 5, 2009  
Certified Mail Return Receipt  
Requested**

In re: Final Closure Requirements  
Brett's 76 Service  
2233 South Business Drive  
Sheboygan, Wisconsin  
Commerce #53081-5657-33A DNR BRRTS # 03-60-002283

Dear Mr. Schlein:

You may recall that during the early 1990's the ground and ground water at the site known as "Brett's 76" gasoline and service station located at 2233 S. Business Drive was found to be contaminated. During that time our clients, owners, Frank and Harold Schlein with our assistance undertook an extensive clean up of the site.

The Department of Commerce has now approved a conditional closure of the site. One of the conditions of closure is notification of the owners of properties adjacent to the "Brett's 76" of the pending site closure. This then is the purpose of this letter. What follows is the contents of a letter drafted by the Department that we are required to send to you an adjacent property owner.

"Groundwater contamination that appears to have originated on the property located at 2233 S. Business Drive, Sheboygan, Wisconsin 53081 has migrated onto your property at 2223 South Business Drive, Sheboygan, Wisconsin.. The levels of Benzene, Ethylbenzene, Toluene, Total Xylenes (BETX) contamination in the ground water on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, the environmental consultants who have investigated this contamination have informed me that this groundwater that this groundwater contaminant plume is stable or receding and will naturally degrade over time. I believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in chapter NR 726 and chapter Comm 46, Wisconsin Administrative Code, and I will be requesting that the Department of Commerce accept natural attenuation as the final remedy for this site and grant case closure. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation."

"Since the source of the groundwater contamination is not on your property, neither you nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as you and any subsequent owners comply with the requirements of section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup if access is required. To obtain a copy of the Department of Natural Resources' publication #RR-589, Fact

Sheet 10: guidance for Dealing with Properties Affected by Off-Site Contamination” you may visit <http://www.dnr.wi.gov/org/aw/rr/archives/pubs/RR589.pdf>.

“The Department of Commerce will not review my closure request for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the Department to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the Department of Commerce that is relevant to his closure request, you should mail that information to State of Wisconsin, Department of Commerce, Environmental & Regulatory Services Division, Bureau of PECFA, 9316 North 107<sup>th</sup> Street, Milwaukee, Wisconsin 53224-1121.”

“If this case is closed, all properties within the site boundaries where groundwater contamination exceeds chapter NR 140 groundwater enforcement standards will be listed on the Department of Natural Resources’ geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above chapter NR 140 enforcement standards was found at the time that the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources’ internet web site. Please review the enclosed legal description of your property and notify me with the next 30 days if the legal description is incorrect.”

“Once the Department makes a decision on my closure request, it will be documented in a letter. If the Department grants closure, you may obtain a copy of this letter by requesting a copy from me, by writing to the agency address given above or by accessing the DNR GIS Registry of Closed Remediation Sites on the internet at <http://www.dnr.wi.gov/org/aw/rr/gis/index.htm>. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites.”

“Should you or any subsequent property owner wish to construct or reconstruct a well on your property, special well construction standards may be necessary to protect the well from the residual groundwater contamination. Any well driller who proposes to construct a well on your property in the future will first need to obtain approval from a regional water supply specialist in DNR’s Drinking Water and Groundwater Program. The well construction application, form 3300-254, is on the internet at <http://www.dnr.wi.gov/org/water/dwg/3300254.pdf>, or may be accessed through the GIS registry web address in the preceding paragraph.”

If you need more information, you may contact me at (920) 208-6070 or you may contact Mr. Lee R. Delcore Senior Hydrogeologist, Site Review Section, State of Wisconsin, Department of Commerce, Environmental & Regulatory Services Division, Bureau of PECFA, at (414) 357-4701.

Very Truly Yours  
Kalchthaler Law Office S.C.

---

Atty. Philipp W. Kalchthaler

cc. Mrs. Janis Schlein  
Mr. Frank Schlein  
Department of Commerce

SOURCE  
PROPERTY

OFF-SOURCE  
A  
PROPERTY

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**MRY MRS BRETT GRAFF  
2233 S. BUSINESS DR.  
SHEBOYGAN, WI. 53081**

2. Article Number (Copy from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery

**KELLY GRAFF 5/6/09**

C. Signature

**X Kelly K Graff**  Agent  Addressee

D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

**7006 0100 0001 0977 5719**

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

7006 0100 0001 0977 5719

U.S. Postal Service™

**CERTIFIED MAIL™ RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 0.42	0081
Certified Fee	\$2.70	10
Return Receipt Fee (Endorsement Required)	\$2.20	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.32	05/05/2009

Sent To **MRY MRS BRETT GRAFF**  
 Street, Apt. No., or PO Box No. **2233 S. BUSINESS DR.**  
 City, State, ZIP+4 **SHEBOYGAN, WI. 53081**

PS Form 3800, June 2002 See Reverse for Instructions

SOURCE PROPERTY

OFF-SOURCE A PROPERTY

STATE BAR OF WISCONSIN FORM 1 - 2000

WARRANTY DEED

Document Number

1749351

SHEBOYGAN COUNTY, WI  
RECORDED ON

11/02/2004 03:12PM

DARLENE J. NAVIS  
REGISTER OF DEEDS

RECORDING FEE: 11.00  
TRANSFER FEE: 187.50

STAFF ID 11  
TRANS # 52222

# OF PAGES: 1

This Deed, made between Donald J. Meyer and Mary S. Meyer,  
husband and wife, as survivorship marital property,

Grantor, and Brett R. Graff and Kelly K. Graff, husband and wife, as  
survivorship marital property,

Grantee.

Grantor, for a valuable consideration, conveys to Grantee the following  
described real estate in Sheboygan County, State of  
Wisconsin (the "Property") (if more space is needed, please attach addendum):

Lots Six (6), Seven (7), and Eight (8), according to the recorded Plat of  
Kroeff Realty Subdivision in the City of Sheboygan, Sheboygan County,  
Wisconsin.

Recording Area

Name and Return Address

Lakeshore Title Services, LLC  
909 North 8th Street, Suite 110  
Sheboygan, WI 53081

2004040285

59281416420

Parcel Identification Number (PIN)

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

Together with all appurtenant rights, title and interests.

Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except  
municipal and zoning ordinances, any recorded easement(s) for public utilities serving the property, recorded building and  
use restrictions and covenants, and general taxes levied in the year of closing.

Dated this 19 day of Oct, 2004.

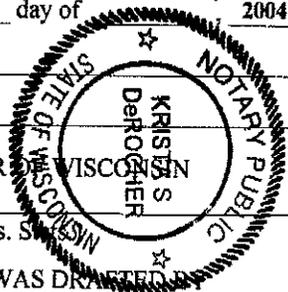
[Signature]  
\* Donald J. Meyer

[Signature]  
\* Mary S. Meyer

AUTHENTICATION

Signature(s) of Donald J. Meyer and Mary S. Meyer

authenticated this \_\_\_\_\_ day of \_\_\_\_\_, 2004



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

THIS INSTRUMENT WAS DRAFTED BY

Attorney John E. Raftery

State Bar No. 1013476

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

ACKNOWLEDGMENT

STATE OF Wisconsin )  
 ) ss.  
Sheboygan County )

Personally came before me this 19th day of  
October, 2004 the above named  
Donald J. Meyer and Mary S. Meyer

to me known to be the person(s) who executed the foregoing  
instrument and acknowledged the same.

[Signature]

Notary Public, State of Wisconsin

My Commission is permanent. (If not, state expiration date:

May 9, 2008)

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

**Kalchthaler Law Office S.C.**  
728 Pennsylvania Avenue Suite 116  
Sheboygan, Wisconsin 53081  
Telephone: (920) 208-6070  
Fax: 920-208-6071  
Mobile: (920) 627-7290  
E-mail: katch2@sbcglobal.net

"Attorneys & Counselors to Landlords  
And Small Business"

Philipp W. Kalchthaler  
Attorney at Law  
Realtor, Title Agent

May 5, 2009

Mr. John Schleinz  
2236 Plymouth Lane  
Sheboygan, Wisconsin 53081

**Sent: May 5, 2009**  
**Certified Mail Return Receipt**  
**Requested**

In re: Final Closure Requirements  
Brett's 76 Service  
2233 South Business Drive  
Sheboygan, Wisconsin  
Commerce #53081-5657-33A DNR BRRTS # 03-60-002283

Dear Mr. Schleinz:

You may recall that during the early 1990's the ground and ground water at the site known as "Brett's 76" gasoline and service station located at 2233 S. Business Drive was found to be contaminated. During that time our clients, owners, Frank and Harold Schleinz with our assistance undertook an extensive clean up of the site.

The Department of Commerce has now approved a conditional closure of the site. One of the conditions of closure is notification of the owners of properties adjacent to the "Brett's 76" of the pending site closure. This then is the purpose of this letter. What follows is the contents of a letter drafted by the Department that we are required to send to you an adjacent property owner.

"Groundwater contamination that appears to have originated on the property located at 2233 S. Business Drive, Sheboygan, Wisconsin 53081 has migrated onto your property at 2236 Plymouth Lane, Sheboygan, Wisconsin.. The levels of Benzene, Ethylbenzene, Toluene, Total Xylenes (BETX) contamination in the ground water on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, the environmental consultants who have investigated this contamination have informed me that this groundwater that this groundwater contaminant plume is stable or receding and will naturally degrade over time. I believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in chapter NR 726 and chapter Comm 46, Wisconsin Administrative Code, and I will be requesting that the Department of Commerce accept natural attenuation as the final remedy for this site and grant case closure. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation."

"Since the source of the groundwater contamination is not on your property, neither you nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as you and any subsequent owners comply with the requirements of section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup if access is required. To obtain a copy of the Department of Natural Resources' publication #RR-589, Fact

Sheet 10: guidance for Dealing with Properties Affected by Off-Site Contamination” you may visit <http://www.dnr.wi.gov/org/aw/rr/aarchives/pubs/RR589.pdf>.

“The Department of Commerce will not review my closure request for at least 30 days after the date of this letter. As an affected property owner, you have a right to contact the Department to provide any technical information that you may have that indicates that closure should not be granted for this site. If you would like to submit any information to the Department of Commerce that is relevant to his closure request, you should mail that information to State of Wisconsin, Department of Commerce, Environmental & Regulatory Services Division, Bureau of PECFA, 9316 North 107<sup>th</sup> Street, Milwaukee, Wisconsin 53224-1121.”

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If you need more information, you may contact me at (920) 208-6070 or you may contact Mr. Lee R. Delcore Senior Hydrogeologist, Site Review Section, State of Wisconsin, Department of Commerce, Environmental & Regulatory Services Division, Bureau of PECFA, at (414) 357-4701.

Very Truly Yours  
Kalchthaler Law Office S.C.

---

Atty. Philipp W. Kalchthaler

cc. Mrs. Janis Schleinz  
Mr. Frank Schleinz  
Department of Commerce

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY														
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<table border="1"> <tr> <td>A. Received by (Please Print Clearly)</td> <td>B. Date of Delivery</td> </tr> <tr> <td>SCHENK 5/15/99</td> <td></td> </tr> <tr> <td colspan="2">C. Signature</td> </tr> <tr> <td>X <i>S. Henderson</i></td> <td><input type="checkbox"/> Agent</td> </tr> <tr> <td></td> <td><input type="checkbox"/> Addressee</td> </tr> <tr> <td colspan="2">D. Is delivery address different from item 1? <input type="checkbox"/> Yes</td> </tr> <tr> <td colspan="2">If YES, enter delivery address below: <input type="checkbox"/> No</td> </tr> </table>	A. Received by (Please Print Clearly)	B. Date of Delivery	SCHENK 5/15/99		C. Signature		X <i>S. Henderson</i>	<input type="checkbox"/> Agent		<input type="checkbox"/> Addressee	D. Is delivery address different from item 1? <input type="checkbox"/> Yes		If YES, enter delivery address below: <input type="checkbox"/> No	
A. Received by (Please Print Clearly)	B. Date of Delivery														
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X <i>S. Henderson</i>	<input type="checkbox"/> Agent														
	<input type="checkbox"/> Addressee														
D. Is delivery address different from item 1? <input type="checkbox"/> Yes															
If YES, enter delivery address below: <input type="checkbox"/> No															
1. Article Addressed to: STATE OF WISCONSIN DNR 2300 N. MARTIN LUTHER KING DRIVE MILWAUKEE, WI. 53212 ATTN. MS. VICTORIA STOBAL	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.														
2. Article Number (Copy from service label)	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes														
7006 0100 0001 0977 5757															

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY														
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<table border="1"> <tr> <td>A. Received by (Please Print Clearly)</td> <td>B. Date of Delivery</td> </tr> <tr> <td>JAMES WOLFGAM</td> <td>5/19/99</td> </tr> <tr> <td colspan="2">C. Signature</td> </tr> <tr> <td>X <i>James Wolfgang</i></td> <td><input type="checkbox"/> Agent</td> </tr> <tr> <td></td> <td><input type="checkbox"/> Addressee</td> </tr> <tr> <td colspan="2">D. Is delivery address different from item 1? <input type="checkbox"/> Yes</td> </tr> <tr> <td colspan="2">If YES, enter delivery address below: <input checked="" type="checkbox"/> No</td> </tr> </table>	A. Received by (Please Print Clearly)	B. Date of Delivery	JAMES WOLFGAM	5/19/99	C. Signature		X <i>James Wolfgang</i>	<input type="checkbox"/> Agent		<input type="checkbox"/> Addressee	D. Is delivery address different from item 1? <input type="checkbox"/> Yes		If YES, enter delivery address below: <input checked="" type="checkbox"/> No	
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JAMES WOLFGAM	5/19/99														
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X <i>James Wolfgang</i>	<input type="checkbox"/> Agent														
	<input type="checkbox"/> Addressee														
D. Is delivery address different from item 1? <input type="checkbox"/> Yes															
If YES, enter delivery address below: <input checked="" type="checkbox"/> No															
1. Article Addressed to: MR. JOHN SCHLEINZ 2236 PLYMOUTH LANE SHREBOGAN, WI. 53081	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.														
2. Article Number (Copy from service label)	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes														
7006 0100 0001 0977 5726															

DOCUMENT NO.

1131963

STATE BAR OF WISCONSIN FORM 1 — 1982  
WARRANTY DEED

Vol. 1013 PAGE 352

THIS SPACE RESERVED FOR RECORDING DATA

REGISTER'S OFFICE  
SHEBOYGAN COUNTY, WI  
Received for Record the 9th  
day of June A.D. 1986  
at 10:45 o'clock A.M., and  
Recorded in Vol. 1013  
of Records on page 352/3

*Dorothy J. ...*  
Register

This Deed, made between Marvin Schlein  
Alvin Schlein, Harold A. Schlein, Frank G. Schlein,  
and Joyce Dortman  
and John Schlein, a single person., Grantor,

Witnesseth, That the said Grantor, for a valuable consideration

conveys to Grantee the following described real estate in Sheboygan  
County, State of Wisconsin:

RETURN TO **FRANCIS E. ZUMMACH**  
ATTORNEY AT LAW  
522 Security First National Bank Bldg.  
Sheboygan, WI 53081

Tax Parcel No: .....

Lot Numbered Thirteen (13) in Kroeff Realty Subdivision in the  
City of Sheboygan.

This deed is in fulfillment of a land contract between the same  
parties, dated July 20, 1984, and recorded in the office of the  
Register of Deeds for Sheboygan County, Wisconsin, on the  
30th day of August, 1984, in Volume 966 of Records on pages  
980/2, Document #1106168.

TRANSFER  
\$ 90.90  
FEE

(See reverse side for additional signature)

555 9 6156 L00006.00 JR  
555 9 6156 L00090.90 TF

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

Together with all and singular the hereditaments and appurtenances thereunto belonging;  
And Grantors herein before named  
warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except municipal  
building and zoning ordinances, recorded easements for public utilities, taxes and  
special assessments, if any, levied and assessed after the 1st day of January, 1984,  
and will warrant and defend the same.

Dated this 30 day of May, 1986.

Frank G. Schlein (SEAL)  
Frank G. Schlein  
Joyce Dortman (SEAL)  
Joyce Dortman

Alvin Schlein (SEAL)  
Alvin Schlein  
Harold A. Schlein (SEAL)  
Harold A. Schlein

AUTHENTICATION

Signature(s) .....  
authenticated this ..... day of ....., 19.....

TITLE: MEMBER STATE BAR OF WISCONSIN

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

THIS INSTRUMENT WAS DRAFTED BY  
Atty. Francis E. Zummach

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

ACKNOWLEDGMENT

STATE OF WISCONSIN  
Sheboygan County.  
Personally came before me this 30 day of  
May, 1986, the above named  
Alvin Schlein, Harold A. Schlein,  
Frank G. Schlein and Joyce Dortman

to me known to be the persons who executed the  
foregoing instrument, and I acknowledge the same.

Notary Public in and for the County of Sheboygan, Wis.  
My Commission expires on the 1987 date: .....

1986 JUN 9 AM 10 45

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

Marvin Schlein (SEAL)  
Marvin Schlein

STATE OF WISCONSIN )  
                          ) SS.  
Winnebago COUNTY )

Personally came before me this 30th day of May, 1986, the above  
named Marvin Schlein, to be known to be the person who executed the  
joint instrument and acknowledge the same.

Suzanne M. Neshek  
Suzanne M. Neshek  
Notary Public Winnebago  
My commission expires 2/15/89



**Kalchthaler Law Office S.C.**  
728 Pennsylvania Avenue Suite 116  
Sheboygan, Wisconsin 53081  
Telephone: (920) 208-6070  
Fax: 920-208-6071  
Mobile: (920) 627-7290  
E-mail: katch2@sbcglobal.net

**"Attorneys & Counselors to Landlords  
And Small Business"**

Philipp W. Kalchthaler  
Attorney at Law  
Realtor, Title Agent

May 5, 2009

City Clerk  
City of Sheboygan  
828 Center Avenue  
Sheboygan, Wisconsin 53081

**Sent: May 5, 2009  
Certified Mail Return Receipt  
Requested**

In re: Final Closure Requirements  
Brett's 76 Service  
2233 South Business Drive  
Sheboygan, Wisconsin  
Commerce #53081-5657-33A DNR BRRTS # 03-60-002283

Dear Mr. Schlein:

You may recall that during the early 1990's the ground and ground water at the site known as "Brett's 76" gasoline and service station located at 2233 S. Business Drive was found to be contaminated. During that time our clients, owners, Frank and Harold Schlein with our assistance undertook an extensive clean up of the site.

The Department of Commerce has now approved a conditional closure of the site. One of the conditions of closure is notification of the owners of properties adjacent to the "Brett's 76" of the pending site closure. This then is the purpose of this letter. What follows is the contents of a letter drafted by the Department that we are required to send to you an adjacent property owner.

"Groundwater contamination that appears to have originated on the property located at 2233 S. Business Drive, Sheboygan, Wisconsin 53081 has migrated to your property i.e. the public alley as well as Ashland Avenue, both adjacent to the "Brett's 76" site. The levels of Benzene, Ethylbenzene, Toluene, Total Xylenes (BETX) contamination in the ground water on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, the environmental consultants who have investigated this contamination have informed me that this groundwater that this groundwater contaminant plume is stable or receding and will naturally degrade over time. I believe that allowing natural attenuation to complete the cleanup at this site will meet the requirements for case closure that are found in chapter NR 726 and chapter Comm 46, Wisconsin Administrative Code, and I will be requesting that the Department of Commerce accept natural attenuation as the final remedy for this site and grant case closure. Closure means that the Department will not be requiring any further investigation or cleanup action to be taken, other than the reliance on natural attenuation."

"Since the source of the groundwater contamination is not on your property, neither you nor any subsequent owner of your property will be held responsible for investigation or cleanup of this groundwater contamination, as long as you and any subsequent owners comply with the requirements of section 292.13, Wisconsin Statutes, including allowing access to your property for environmental investigation or cleanup

if access is required. To obtain a copy of the Department of Natural Resources' publication #RR-589, Fact Sheet 10: guidance for Dealing with Properties Affected by Off-Site Contamination" you may visit <http://www.dnr.wi.gov/org/aw/rr/aarchives/pubs/RR589.pdf>.

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"If this case is closed, all properties within the site boundaries where groundwater contamination exceeds chapter NR 140 groundwater enforcement standards will be listed on the Department of Natural Resources' geographic information system (GIS) Registry of Closed Remediation Sites. The information on the GIS Registry includes maps showing the location of properties in Wisconsin where groundwater contamination above chapter NR 140 enforcement standards was found at the time that the case was closed. This GIS Registry will be available to the general public on the Department of Natural Resources' internet web site. Please review the enclosed legal description of your property and notify me with the next 30 days if the legal description is incorrect."

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If you need more information, you may contact me at (920) 208-6070 or you may contact Mr. Lee R. Delcore Senior Hydrogeologist, Site Review Section, State of Wisconsin, Department of Commerce, Environmental & Regulatory Services Division, Bureau of PECFA, at (414) 357-4701.

Very Truly Yours  
Kalchthaler Law Office S.C.

---

Atty. Philipp W. Kalchthaler

cc. Mrs. Janis Schleinz  
Mr. Frank Schleinz  
Department of Commerce

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**CITY CLERK  
CITY OF SHEBOYGAN  
828 CENTER AVE.  
SHEBOYGAN, WI  
53081**

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) \_\_\_\_\_ B. Date of Delivery  
**5-6-09**

C. Signature  
**X** *[Signature]*  Agent  Addressee

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Control Number) **7006 0100 0001 0977 5733**

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 00.42	0061
Certified Fee	\$ 2.70	10
Return Receipt Fee (Endorsement Required)	\$ 2.20	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 5.32</b>	<b>05/05/2009</b>

Sent To **SHEBOYGAN CITY CLERK**  
 Street, Apt. No., or PO Box No. **828 CENTER AVE.**  
 City, State, ZIP+4 **SHEBOYGAN, WI 53081**

PS Form 3800, June 2002 See Reverse for Instructions

7006 0100 0001 0977 5733