

Source Property Information

| | | | |
|-------------------|-----------------------------|---------------|---------------|
| BRRTS #: | 03-67-001473 | Closure Date: | May 11, 2010 |
| ACTIVITY NAME: | Tri Par Oil Co., Inc. | FID#: | |
| PROPERTY ADDRESS: | 1613 W Washington St | DATCP#: | |
| MUNICIPALITY: | West Bend | COMM#: | 53095-2308-13 |
| PARCEL ID#: | 1119142-0018 & 1119142-0234 | | |

***WTM Coordinates:**

X: Y:

**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 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 #:

03-67-001473

PARCEL ID #:

1119142-0018 and 1119142-0234

ACTIVITY NAME:

Tri-Par Oil Co., Inc.

WTM COORDINATES:

X: 665833

Y: 329776

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:** Site Survey for Tri-Par Oil Co. Inc.

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 #: **Title:**

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 #: 1 and 2 Title: Site Plan and Site Map and Soil Boring/Monitor Well Locations

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 #: 5 Total Title: Extent of Soil Quality DRO, GRO, Benzene, Toluene, and Ethylbenzene Concentrations

BRRTS #: 03-67-001473

ACTIVITY NAME: Tri-Par Oil Co., Inc.

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 #: 1 Title: **Approximate Extent of Petroleum Impacted Groundwater**

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: **Groundwater Elevations and Flow Directions**

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 #: 1 and 2 Title: **Summary of Soil Quality Analytics and Summary of Soil Quality Analytical Data**

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 #: 2 Title: **Groundwater/Surface Water Analytical Results**

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 Elevation Data**

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 #: 03-67-001473

ACTIVITY NAME: Tri-Par Oil Co., Inc.

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: 2

- 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:

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="1529 W. Washington Street"/> | <input type="text" value="11191420226"/> | <input type="text" value="665868"/> | <input type="text" value="329784"/> |
| <input type="text" value="B"/> | <input type="text" value="1637 W. Washington Street"/> | <input type="text" value="1119142 0224"/> | <input type="text" value="665812"/> | <input type="text" value="329750"/> |
| <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
Aaron Oliver, Secretary

May 11, 2010

Mr. Steven Gall
Tri Par Oil Company, Inc.
100 East Green Bay Road
P.O. Box 80230
Saukville, WI 53080-0230

RE: **Final Closure**

Commerce # 53095-2308-13-A DNR BRRTS # 03-67-001473
Tri Par Oil Company, Inc., 1613 West Washington Street, West Bend

Dear Mr. Gall:

The Wisconsin Department of Commerce (Commerce) has received all items required as the condition 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 document residual soil and groundwater contamination that remains above state standards. 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 and federal regulations.

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. However, 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. If this case is reopened, any original claim under the PECFA fund would also reopen and you may apply for assistance to the extent of remaining eligibility. 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) 357-4704.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen D. Mueller", with a long horizontal flourish extending to the right.

Stephen D. Mueller
Senior Hydrogeologist
Site Review Section

cc: Thomas Bauman, Giles Engineering Associates, Inc.



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

November 25, 2009

Mr. Steven Gall
Tri Par Oil Company, Inc.
100 East Green Bay Road
PO Box 80230
Saukville, WI 53080-0230

RE: **Conditional Case Closure**

Commerce # 53095-2308-13-A DNR BRRTS # 03-67-001473
Tri Par Oil Co., Inc., 1613 West Washington Street, West Bend

Dear Mr. Gall:

The Wisconsin Department of Commerce (Commerce) has reviewed the request for case closure prepared by your consultant, Giles Engineering Associates, Inc., for the site referenced above. It is understood that residual soil and groundwater contamination remains on site at concentrations above state standards. 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.

The following condition must be satisfied to obtain final closure:

- All monitoring and remediation wells must be properly abandoned and the appropriate documentation must be forwarded to the letterhead address.

Information submitted with your closure request will be included on the Department of Natural Resources (DNR) GIS Registry of Closed Remediation Sites. All sites on the Registry can be viewed via the Remediation and Redevelopment (RR) Sites Map at <http://dnr.wi.gov/org/aw/rr/gis/index.htm>. Because residual contamination remains at the time of case closure, 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 standards and rules. Costs for sampling and excavation activities conducted after the date of this letter are not eligible for PECFA reimbursement.

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.

Timely filing of your final PECFA claim (if applicable) is encouraged. If your claim is not received within 120 days of the date of this letter, interest costs incurred after 60 days from the date of this letter will not be eligible for PECFA reimbursement.

Thank you for your efforts to protect and restore Wisconsin's environment. If you have any questions, please contact me in writing at the letterhead address or by telephone at (414) 357-4704.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen D. Mueller", with a long horizontal flourish extending to the right.

Stephen D. Mueller
Senior Hydrogeologist
Site Review Section

cc: Mr. Thomas Bauman, Giles Engineering Associates, Inc.

1640-24
DOCUMENT NO. 534883
STATE BAR OF WISCONSIN FORM 7-1958
WARRANTY DEED
R 1004 REG 113

This Deed, made between ROBERT F. GALL
and 781-PAR-D-1 CO., INCORPORATED, a Wisconsin Corporation
Witnesseth, that on said Grantor, by a voluntary consideration
conveys to Grantee the following described and value in Washington
County, State of Wisconsin:

SEE ATTACHED EXHIBIT A

The AS, INC. Real estate property,
together with all and singular the hereunto and appurtenances thereto belonging;
and ROBERT F. GALL
warrants that the title is good, indefeasible in the simple and free and clear of encumbrances except

See attached Exhibit B
and will warrant and defend the same.

Dated this 1st day of October, 1958
at Wausau, Wisconsin.

(SEAL) Robert F. Gall (SEAL)
(SEAL) (SEAL)

AUTHENTICATION
Signature(s) _____
subscribed this _____ day of _____ 1958
at _____, Wisconsin.

TITLE MEMBER STATE BAR OF WISCONSIN
(If not substituted by a LEGAL WRITING)

THIS INSTRUMENT WAS DRAFTED BY
Donald R. Kierulff
(Signature may be substituted in acknowledged, both in and out of court.)

ACKNOWLEDGMENT
STATE OF WISCONSIN
County of _____
Personally came before me this _____ day of _____ 1958, the above named Robert F. Gall
as one known to me by name, who exhibited the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Notary Public
My Commission Expires _____

534883 R 1004 REG 113

EXHIBIT A

The part of the North West Quarter of the NORTH WEST Quarter (NW 1/4 NW 1/4) of Section Fourteen (14), Township Eleven (11) North, Range Nineteen (19) East, City of West Bend, Washington County, Wisconsin, described as follows, viz:

Commencing at the Northwest corner of said Section 14; thence South 88 degrees 27 minutes 30 seconds East along the North line of said Section 14, 627.75 feet to the place of beginning of this description; thence South 88 degrees 27 minutes 30 seconds East along said North line, 120.00 feet; thence South 00 degrees 12 minutes 30 seconds East, along the Westerly line and extension subdivision in said Section 14, 170.00 feet to the Southwest corner of said Lot 1; thence North 88 degrees 27 minutes 30 seconds West, along the Northerly line of Lots 3 and 4 of said Block 4 in said Subdivision, 120.00 feet to the Southwest line of said Lot 3, of Block 4 in said subdivision, 170.00 feet to the place of beginning. EXCEPTING THEREFROM that portion thereof heretofore conveyed to State of Wisconsin, as described by Warranty Deeds recorded in Washington County Registry in Volume 307 of Records, on page 457, as Document No. 230218.

534883 R 1004 REG 113

EXHIBIT B

Agreement executed by William Hardt and Violet Hardt, his wife, and Esther Luff recorded July 26, 1950 at 2:15 P.M. in Volume 178 of Records, page 331, as Document No. 209142.

Prior Encumbrances of Record: unrecorded easements for public utility; municipal and zoning ordinances; recorded building and use restrictions and covenants; general and special taxes and assessments, if any, levied or to be levied for the current and subsequent years.

661756 Vol 1407 REG 582

QUIT CLAIM DEED BY CORPORATION
WITNESSETH, that by this Deed, the undersigned, a Wisconsin Corporation,
A Wisconsin Corporation,
conveys to the Grantee and solely under the laws of the State of Wisconsin
to the Grantee, the following described premises, with its principal place of
business in the County of _____ State of Wisconsin.
The property described herein is the State of Wisconsin Department of Transportation,
Parcel No. _____
and is conveyed to the Grantee for the purpose of the same as stated in the recitals hereof.
Any person claiming an interest in the above described premises who is not named herein, is hereby notified that the State of Wisconsin, Department of Transportation, is not bound by the provisions of this deed, and that the State of Wisconsin, Department of Transportation, is not liable for the same.

Only person having the interest of record in the property: NONE

LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

THIS CONVEYANCE IS DEEMED TO BE SUBJECT TO THE TRANSFER FEE PURSUANT TO SEC. 77.25(2)

The undersigned hereby certify that the foregoing is a true and correct copy of the original of this deed, as the same appears from the records of the State of Wisconsin, Department of Transportation.

CORPORATE ACKNOWLEDGMENT
I, Par D-1 Co., Incorporated
a Wisconsin Corporation,
do hereby certify that the above described premises were by the
Robert F. Gall, President
Steven A. Gall, Vice President
of the State of Wisconsin, Department of Transportation,
on this 1st day of October, 1958.

Notary Public
My Commission Expires _____

661756 Vol 1407 REG 582

LEGAL DESCRIPTION

An easement for Highway purposes, as long as so used, including the right to preserve, protect, and remove any vegetation existing on said lands and the right to plant thereon and protect any vegetation that the Highway authorities may deem desirable to prevent erosion of the soil or to beautify the highway, in and to the following described lands in Washington County, State of Wisconsin, described as:

Part of the NW 1/4 of the NW 1/4 of Section 14, Township 11 North, Range 19 East, described as follows:

Commencing at the Northwest corner of said Section 14; thence S 89°40'59" E along the North line of said NW 1/4, 736.78 feet; thence S 0°10'01" W perpendicular with the North line of said NW 1/4, 80.00 feet to the point of beginning; thence N 89°49'59" W parallel with the North line of said NW 1/4, 120.00 feet to the West line of the owner's land; thence Northerly along the West line of the owner's land 17.00 feet to the South NW line of S.T.H. 33; thence S 89°48'59" E parallel with the North line of said NW 1/4, 120.00 feet to the East line of the owner's land; thence Southerly along the East line of the owner's land 17.00 feet to the point of beginning.

This parcel contains 2,040 square feet, more or less.



DOCUMENT NO

562724

STATE BAR OF WISCONSIN FORM 1-1982
WARRANTY DEED

VOL 1079 PAGE 480

THIS SPACE RESERVED FOR RECORDING DATA

This Deed, made between Gary Furger

and Robert F. Gall

Grantor,

Grantee,

Witnesseth, That the said Grantor, for a valuable consideration

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

RETURN TO *Att. Donald K. Williams*
To Wyle & Kuechbeck
41 E Wisconsin Ave.
Milwaukee, WI 53223

Tax Parcel No: C13-1168-004

Lot One (1) of Block Four (4) in OAKWOOD SUBDIVISION, Part of the
Northwest One-Quarter of Section 14, Township 11 North, Range 19 East,
City of West Bend, Washington county, Wisconsin.

The West Twenty (20) feet of Lot Two (2) of Block Four (4) in OAKWOOD
SUBDIVISION, part of the Northwest One-Quarter of Section 14, Township 11
North, Range 19 East, City of West Bend, Washington County, Wisconsin.

TRANSFER
\$ 269.40
FEE

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

Together with all and singular the hereditaments and appurtenances thereunto belonging;

And Gary Furger warrants that the title is good, indefeasible in fee simple and free and clear of encumbrances except municipal and zoning ordinances and recorded easements for public utilities located adjacent to side and rear lot lines, recorded building and use restrictions and covenants and general taxes levied in the year of closing and future special assessments, and will warrant and defend the same.

Dated this 29th day of July, 1990.

(SEAL)

Gary Furger
Gary Furger

(SEAL)

(SEAL)

(SEAL)

AUTHENTICATION

Signature(s)

authenticated this day of, 19.....

TITLE: MEMBER STATE BAR OF WISCONSIN

(if not authorized by § 706.00, Wis. Stats.)

ACKNOWLEDGMENT

STATE OF WISCONSIN

Washington County, ss.

Personally came before me this 29th day of July, 1990, the above named

Gary Furger

to me known to be the person who executed the

Site Survey For: Tri-Par Oil Co. Inc.

West Washington Street

617.25'
NW Corner S 89°50'00" E
Sec. 14-11-19E

MAY 8 2002

1119 142 0019 0000 1119 142 0234 0006 4 2234 1254
C13 01640 0037 C13 01640 0035 N11 N114-11-19E

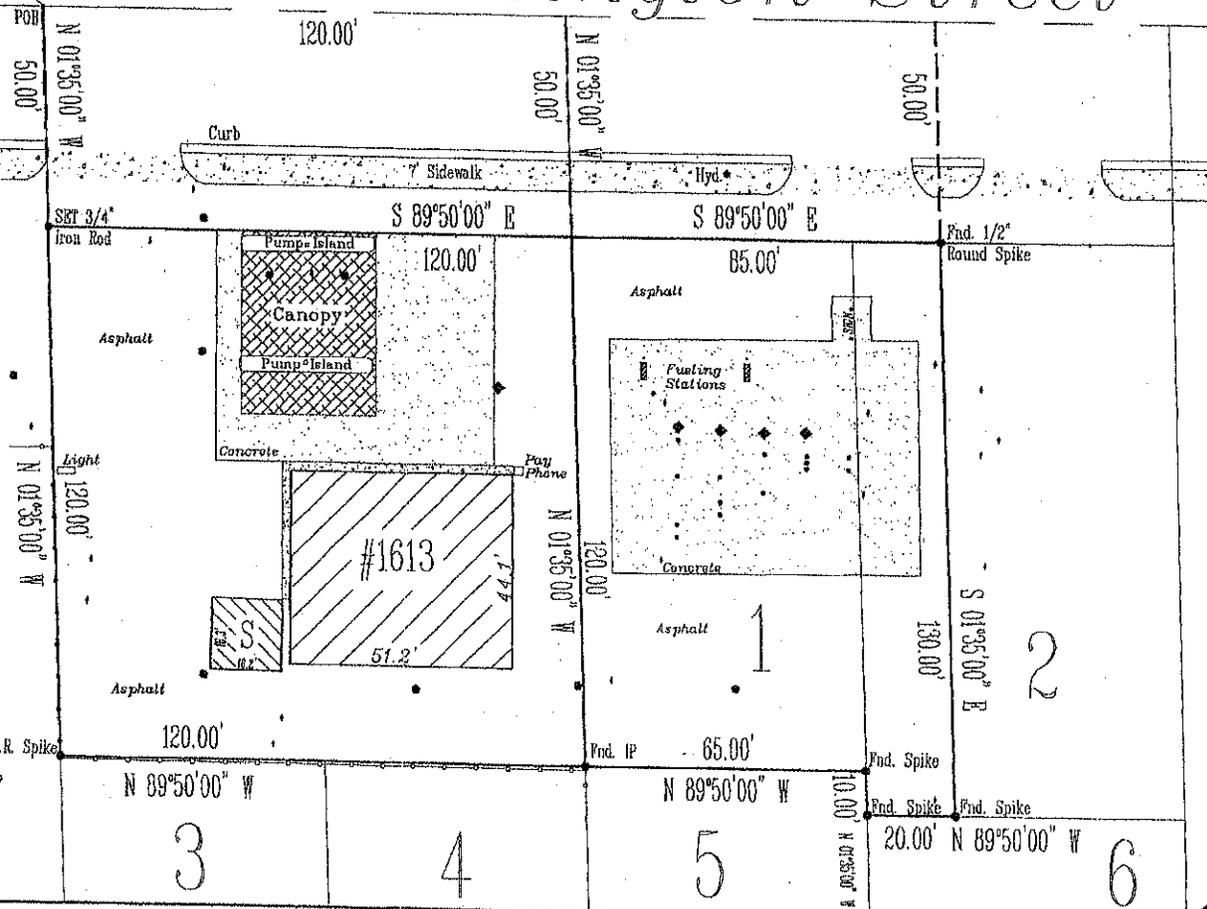
LEGEND:

- 22" Man Hole Cover
 - Monitoring Well
 - 13" Service Hole Cover
 - ◆ 48"x48" Square Cover
- Lots 1 thru 6 = Original Plat Of The "Oakwood Subdivision"



Scale 1" = 30'

Pnd. R.R. Spike
5-23-00



Tri-Par Oil Company, Inc., as the party responsible for the impacts originating at 1613 West Washington Street, in the City of West Bend, Washington County, Wisconsin (BRRTS No. 03-67-001473), believes that the current legal description has been attached for the property. The legal description is included in this packet and is complete and accurate to the best of my knowledge.

By:

Handwritten signature of Steven Gall, President of Tri-Par Oil Co., Inc.

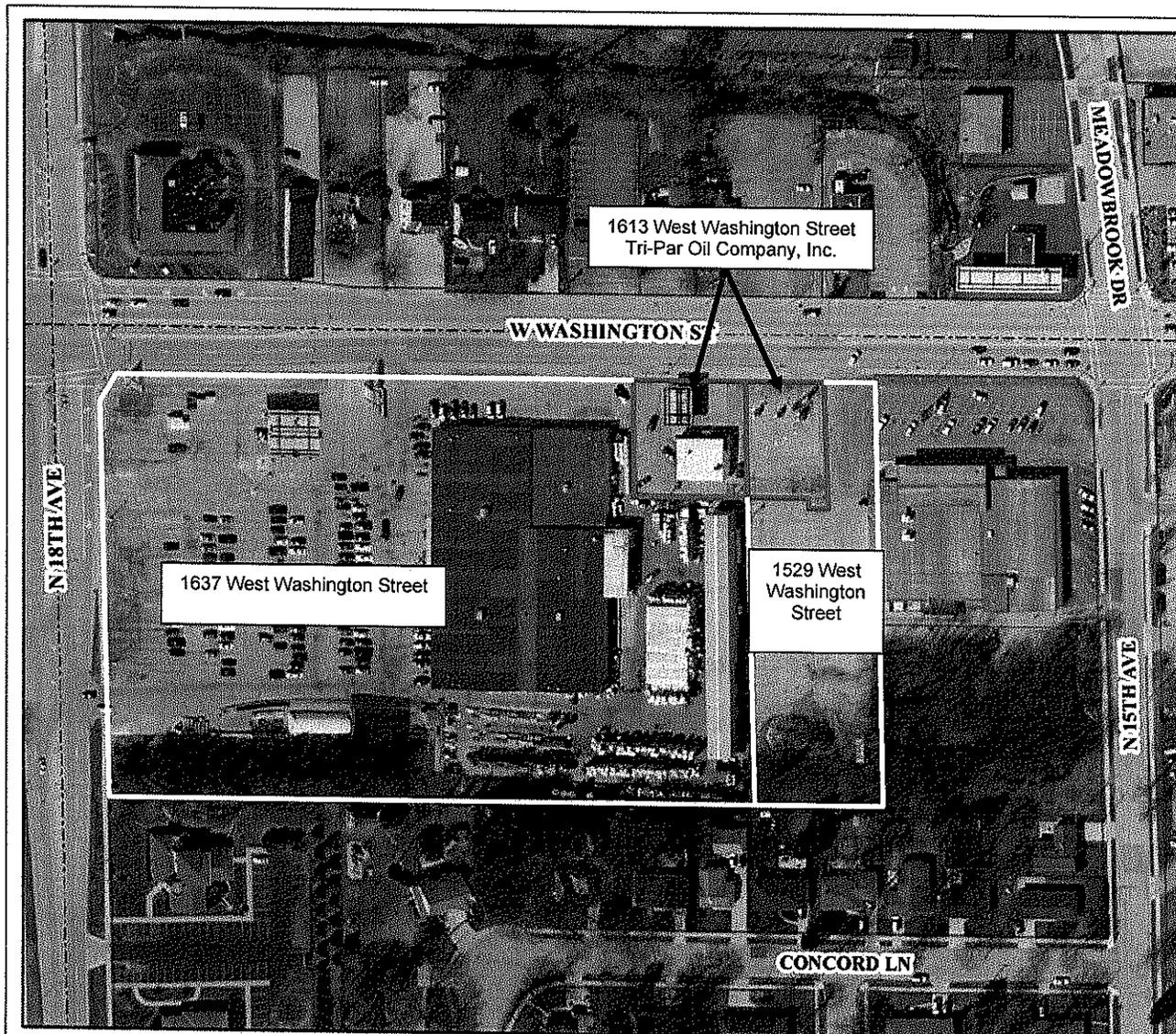
Steven Gall

Tri-Par Oil Co., Inc.

Date:

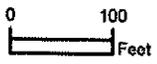
10-19-09

Location Map



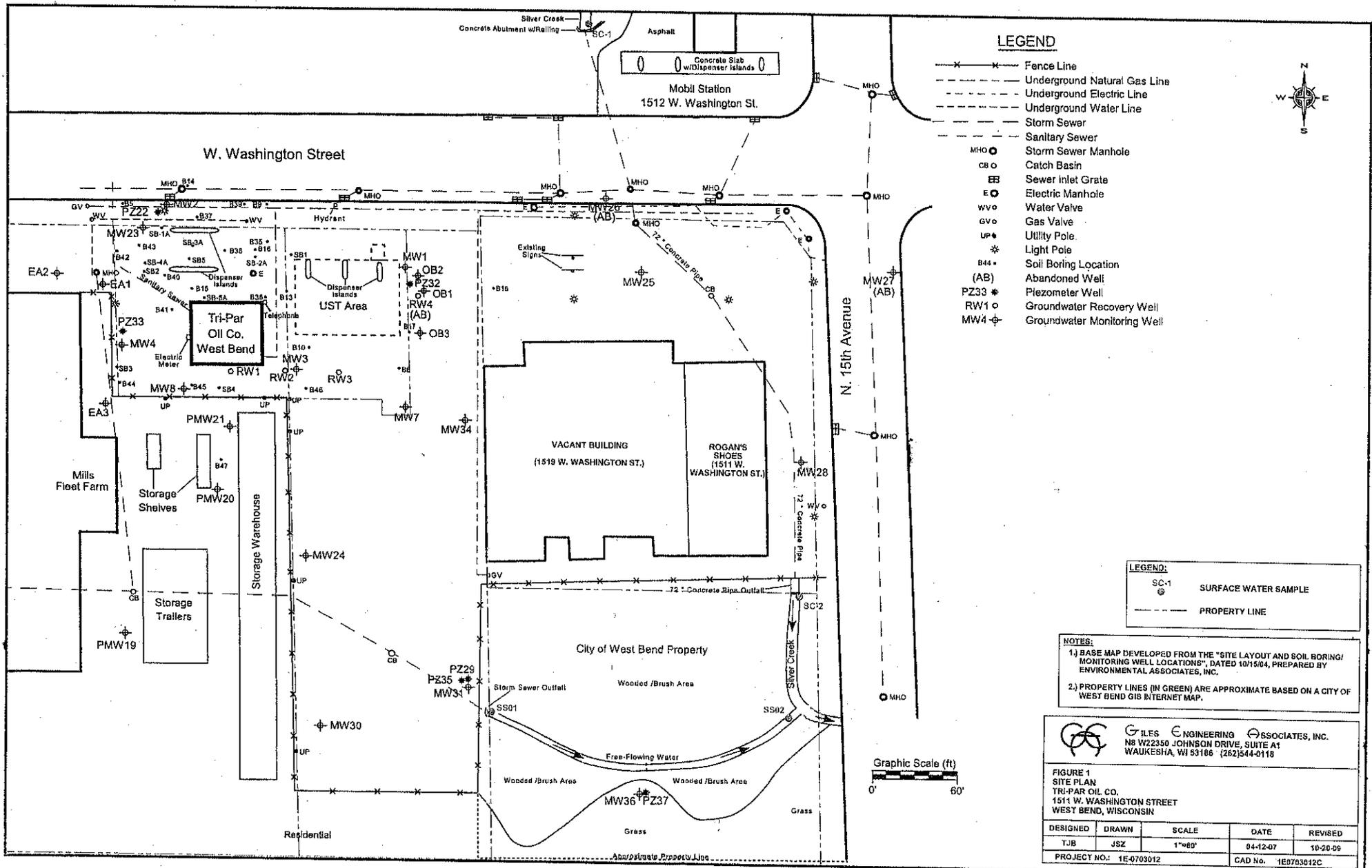
**City of West Bend
Map Service**

**Not to be used for permit issuance
Not to be used as a substitute for survey
accurate information**



The information and depictions herein are for informational purposes and City of West Bend specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official maps. The City of West Bend will not be responsible for any damages which result from third party use of the information and depictions herein or for use which ignores this warning.

- Tax Parcels**
- Parcel Type**
- Primary Tax Parcel
- Condominium Tax Parcel
- Quarter Section Line
- Street Names
- Railroad
- City Limit Line
- Aerial Photography (2008)**
- RGB**
- Red: Band_1
- Green: Band_2
- Blue: Band_3



- LEGEND**
- x—x— Fence Line
 - - - - - Underground Natural Gas Line
 - - - - - Underground Electric Line
 - - - - - Underground Water Line
 - - - - - Storm Sewer
 - - - - - Sanitary Sewer
 - MHO ○ Storm Sewer Manhole
 - CB ○ Catch Basin
 - SEW Inlet Grate
 - E ○ Electric Manhole
 - wv ○ Water Valve
 - gv ○ Gas Valve
 - UP ○ Utility Pole
 - * Light Pole
 - B44 * Soil Boring Location
 - (AB) Abandoned Well
 - PZ33 * Piezometer Well
 - RW1 ○ Groundwater Recovery Well
 - MW4 ○ Groundwater Monitoring Well



- LEGEND:**
- SC-1 ○ SURFACE WATER SAMPLE
 - — — — — PROPERTY LINE

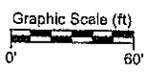
NOTES:

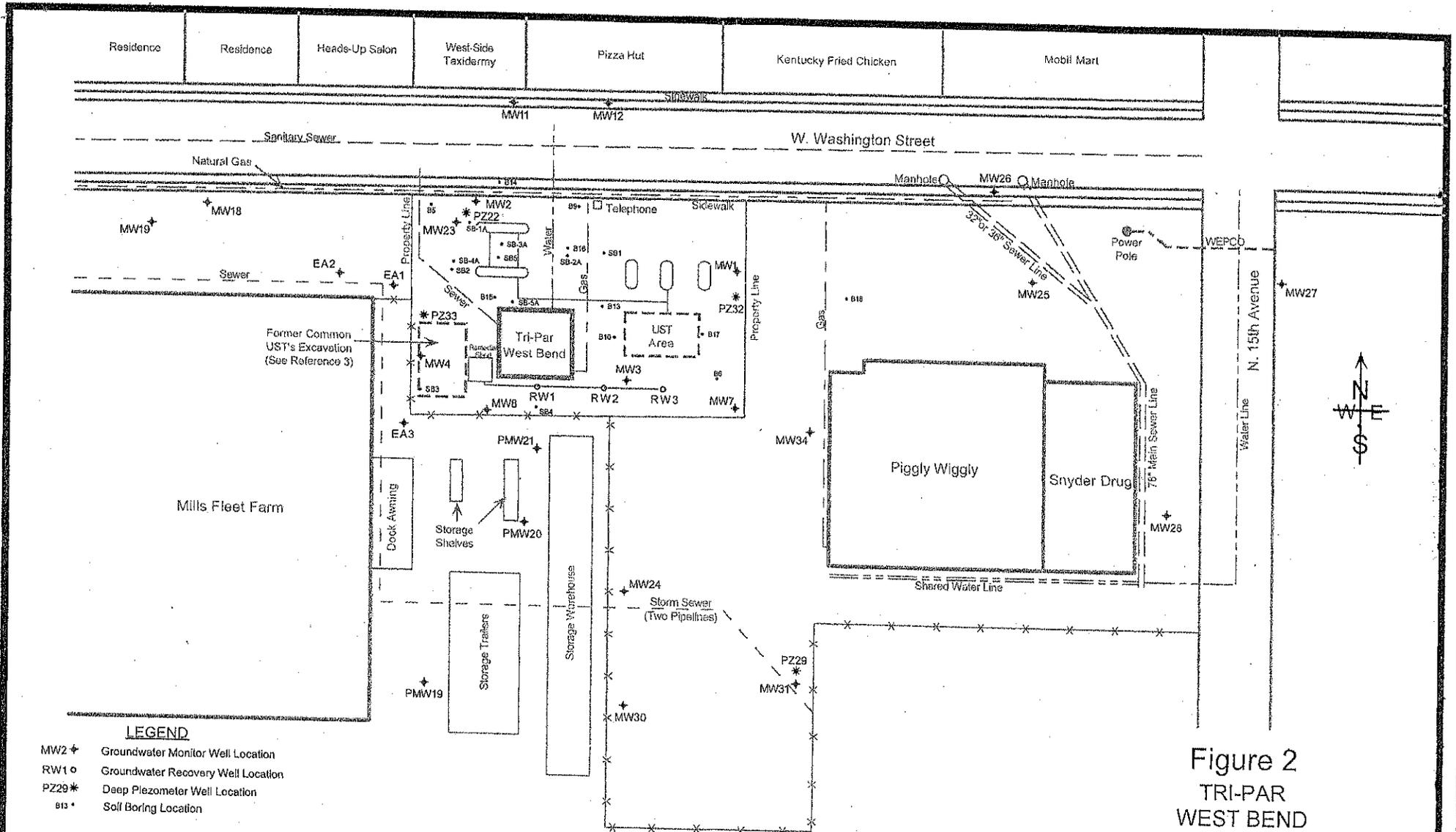
- 1) BASE MAP DEVELOPED FROM THE "SITE LAYOUT AND SOIL BORING/ MONITORING WELL LOCATIONS", DATED 10/16/04, PREPARED BY ENVIRONMENTAL ASSOCIATES, INC.
- 2) PROPERTY LINES (IN GREEN) ARE APPROXIMATE BASED ON A CITY OF WEST BEND GIS INTERNET MAP.

GILES ENGINEERING ASSOCIATES, INC.
 N8 W22350 JOHNSON DRIVE, SUITE A1
 WAUKESHA, WI 53106 (262)544-0118

FIGURE 1
SITE PLAN
 TRI-PAR OIL CO.
 1511 W. WASHINGTON STREET
 WEST BEND, WISCONSIN

| DESIGNED | DRAWN | SCALE | DATE | REVISED |
|-------------------------|-------|--------|--------------------|----------|
| TJB | JSZ | 1"=80' | 04-12-07 | 10-20-09 |
| PROJECT NO.: 1E-0703012 | | | CAD No. 1E0703012C | |



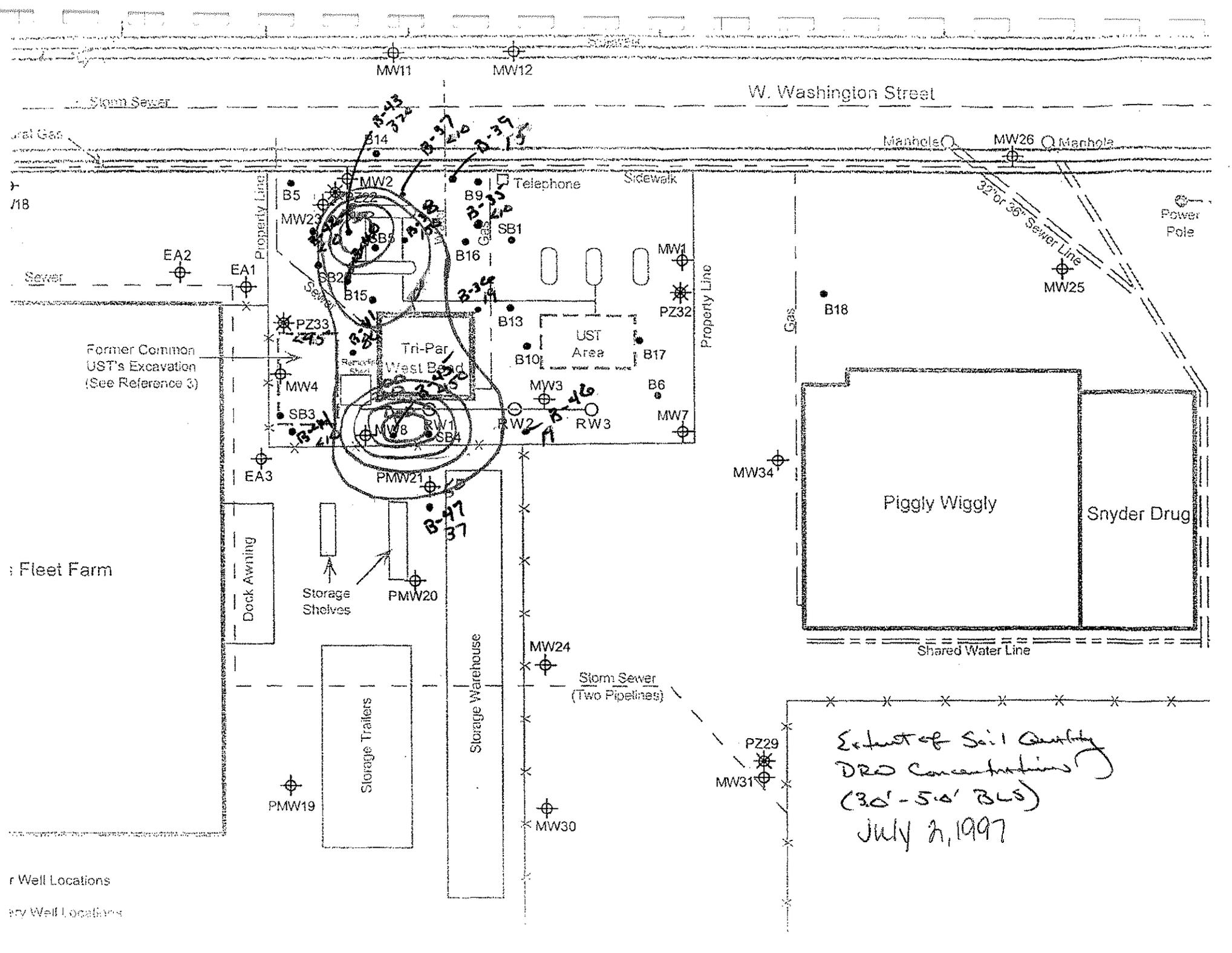


- LEGEND**
- MW2 + Groundwater Monitor Well Location
 - RW1 o Groundwater Recovery Well Location
 - PZ29 * Deep Piezometer Well Location
 - B13 • Soil Boring Location

Figure 2
TRI-PAR
WEST BEND
 Site Map and Soil Boring/
 Monitor Well Locations

| | | | | | | | |
|--------------------------------|--|-----------|--------------|-------------|--|--------------|-------------|
| Environmental Associates, Inc. | | Drawn by: | RRG | Checked by: | | Drawing File | 90-06068-2 |
| | | 3-13-98 | Approved by: | | | | 068-f1a.cvs |

Scale 1"=60'



W. Washington Street

Manhole MW26 Manhole

Storm Sewer

Gas

18

Sewer

EA2

EA1

Former Common UST's Excavation (See Reference 3)

EA3

Fleet Farm

Dock Awning

Storage Shelves

Storage Trailers

Storage Warehouse

PMW19

PMW20

MW24

Storm Sewer (Two Pipelines)

MW30

MW34

Gas

Extent of Soil Quality DRO Concentrations (30'-50' BLS) July 2, 1997

Piggly Wiggly

Snyder Drug

Shared Water Line

Power Pole

MW12

MW11

B5

MW2

MW23

SB2

B15

PZ33

MW4

SB3

SB4

MW8

PMW21

PMW20

PMW19

B9

B16

B13

B10

B17

B6

MW7

MW3

MW1

MW25

MW26

MW27

MW28

MW29

MW30

MW31

MW32

MW33

MW34

MW35

MW36

MW37

MW38

MW39

MW40

Telephone Sidewalk

UST Area

Tri-Par West Bend

Removal Shaft

SB5

SB6

SB7

SB8

SB9

SB10

SB11

SB12

SB13

SB14

SB15

SB16

SB17

SB18

SB19

SB20

SB21

SB22

SB23

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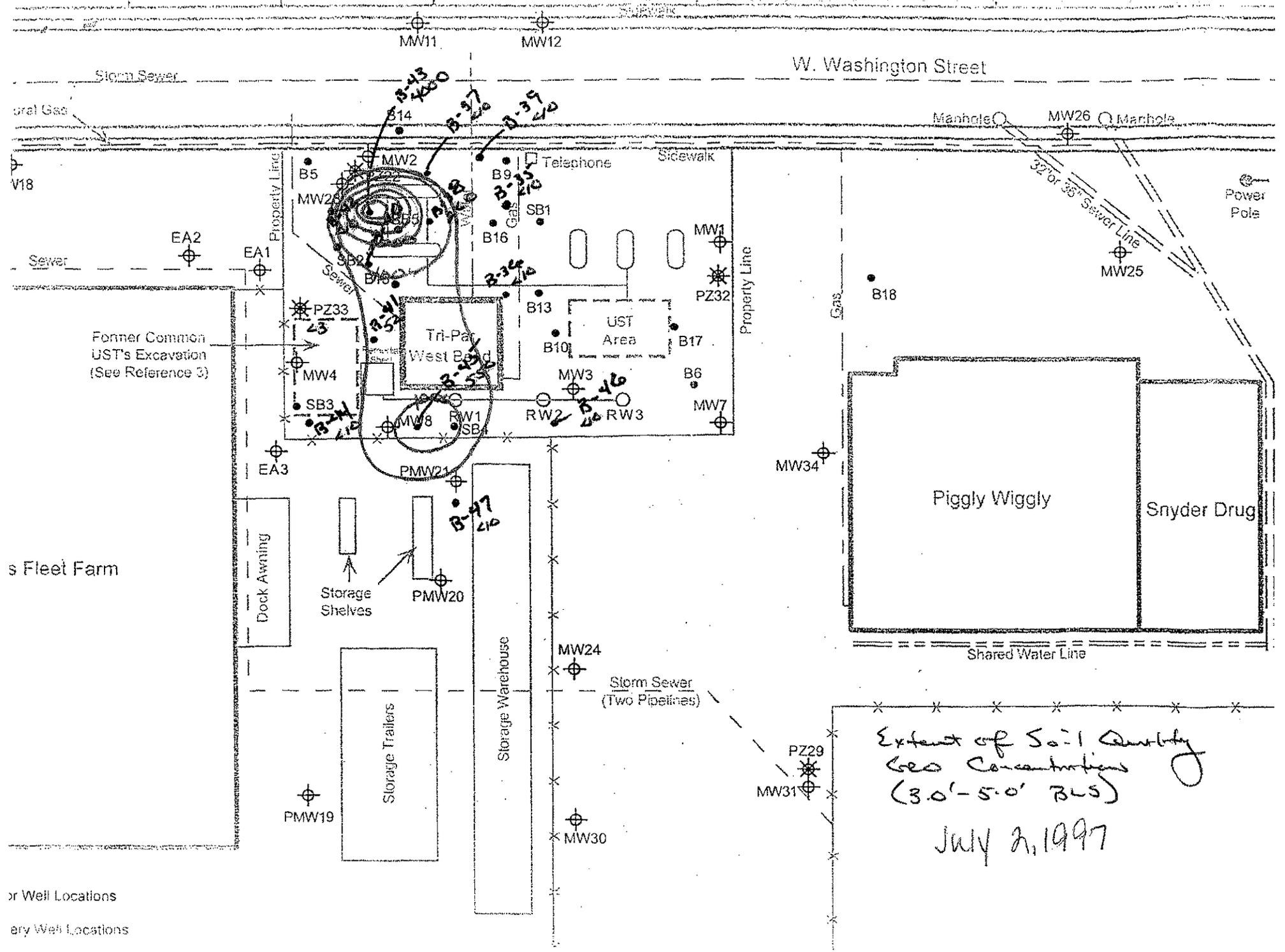
B213

B214

B215

B216

B21



W. Washington Street

Manhole MW26 Manhole

V18

Former Common UST's Excavation (See Reference 3)

Tri-Pac West Bond

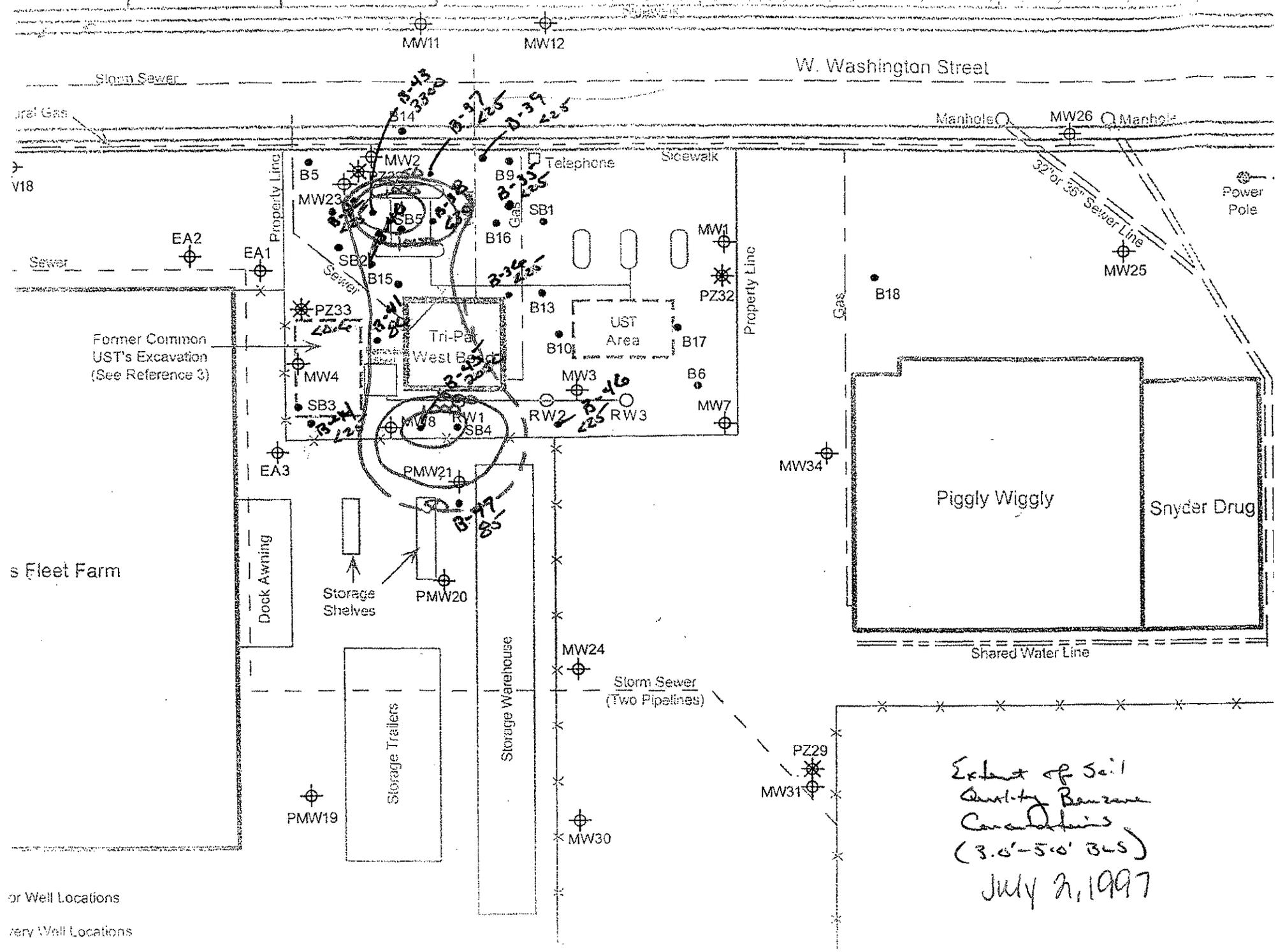
UST Area

Piggly Wiggly

Snyder Drug

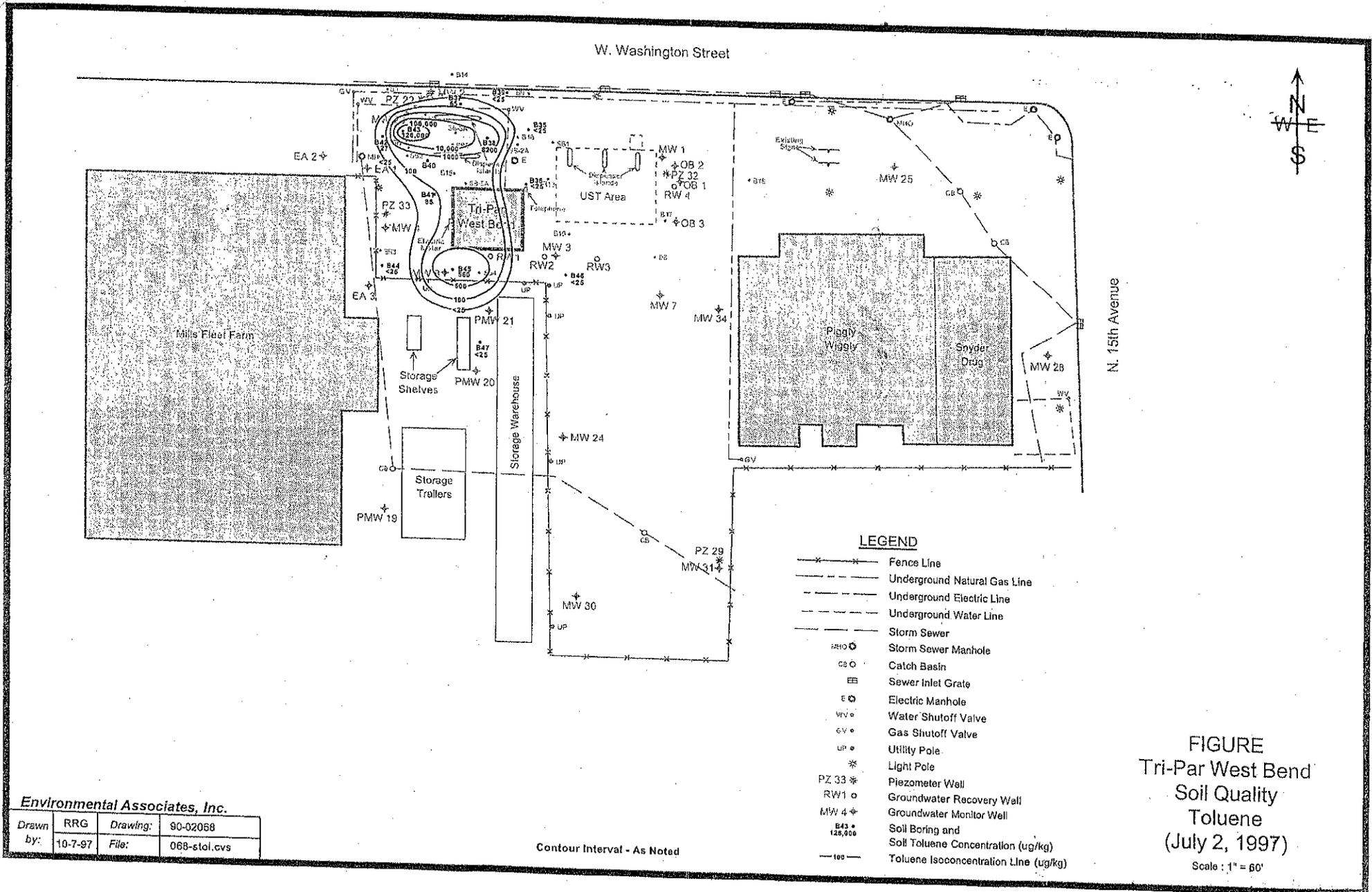
Extent of Soil Quality Gas Concentrations (3.0'-5.0' BLS) JULY 2, 1997

or Well Locations
ery Well Locations



or Well Locations

Property Well Locations

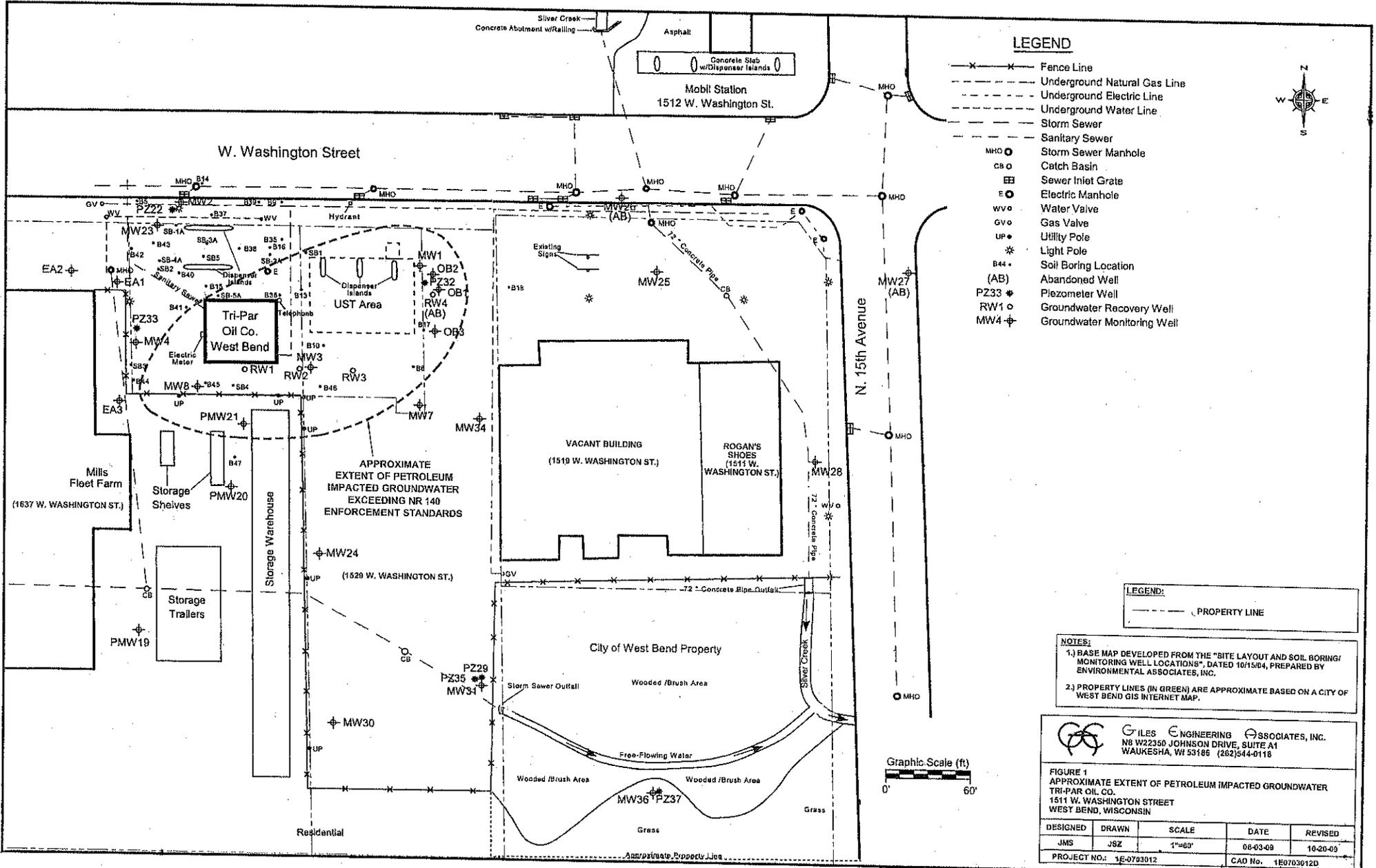


Environmental Associates, Inc.

| | | | |
|-----------|---------|----------|--------------|
| Drawn by: | RRG | Drawing: | 90-02068 |
| | 10-7-97 | File: | 068-stol.cvs |

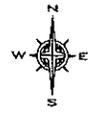
Contour Interval - As Noted

FIGURE
Tri-Par West Bend
Soil Quality
Toluene
(July 2, 1997)
Scale : 1" = 60'



LEGEND

- x—x— Fence Line
- - - - - Underground Natural Gas Line
- - - - - Underground Electric Line
- - - - - Underground Water Line
- - - - - Storm Sewer
- - - - - Sanitary Sewer
- MHO ○ Storm Sewer Manhole
- CB ○ Catch Basin
- EE Sewer Inlet Grate
- E ○ Electric Manhole
- wv ○ Water Valve
- GV ○ Gas Valve
- UP ○ Utility Pole
- * Light Pole
- B44 • Soil Boring Location
- (AB) Abandoned Well
- PZ33 * Piezometer Well
- RW1 ○ Groundwater Recovery Well
- MW4 ⊕ Groundwater Monitoring Well



LEGEND:
 - - - - - PROPERTY LINE

- NOTES:**
- 1) BASE MAP DEVELOPED FROM THE "SITE LAYOUT AND SOIL BORING/ MONITORING WELL LOCATIONS", DATED 10/15/04, PREPARED BY ENVIRONMENTAL ASSOCIATES, INC.
 - 2) PROPERTY LINES (IN GREEN) ARE APPROXIMATE BASED ON A CITY OF WEST BEND GIS INTERNET MAP.

GILES ENGINEERING ASSOCIATES, INC.
 N8 W22350 JOHNSON DRIVE, SUITE A1
 WAUKESHA, WI 53185 (262)544-0118

FIGURE 1
 APPROXIMATE EXTENT OF PETROLEUM IMPACTED GROUNDWATER
 TRI-PAR OIL CO.
 1511 W. WASHINGTON STREET
 WEST BEND, WISCONSIN

| DESIGNED | DRAWN | SCALE | DATE | REVISED |
|-------------------------|-------|--------|--------------------|----------|
| JMS | JSZ | 1"=60' | 06-03-09 | 10-20-09 |
| PROJECT NO.: 1E-0793012 | | | CAD No. 1E0703012D | |



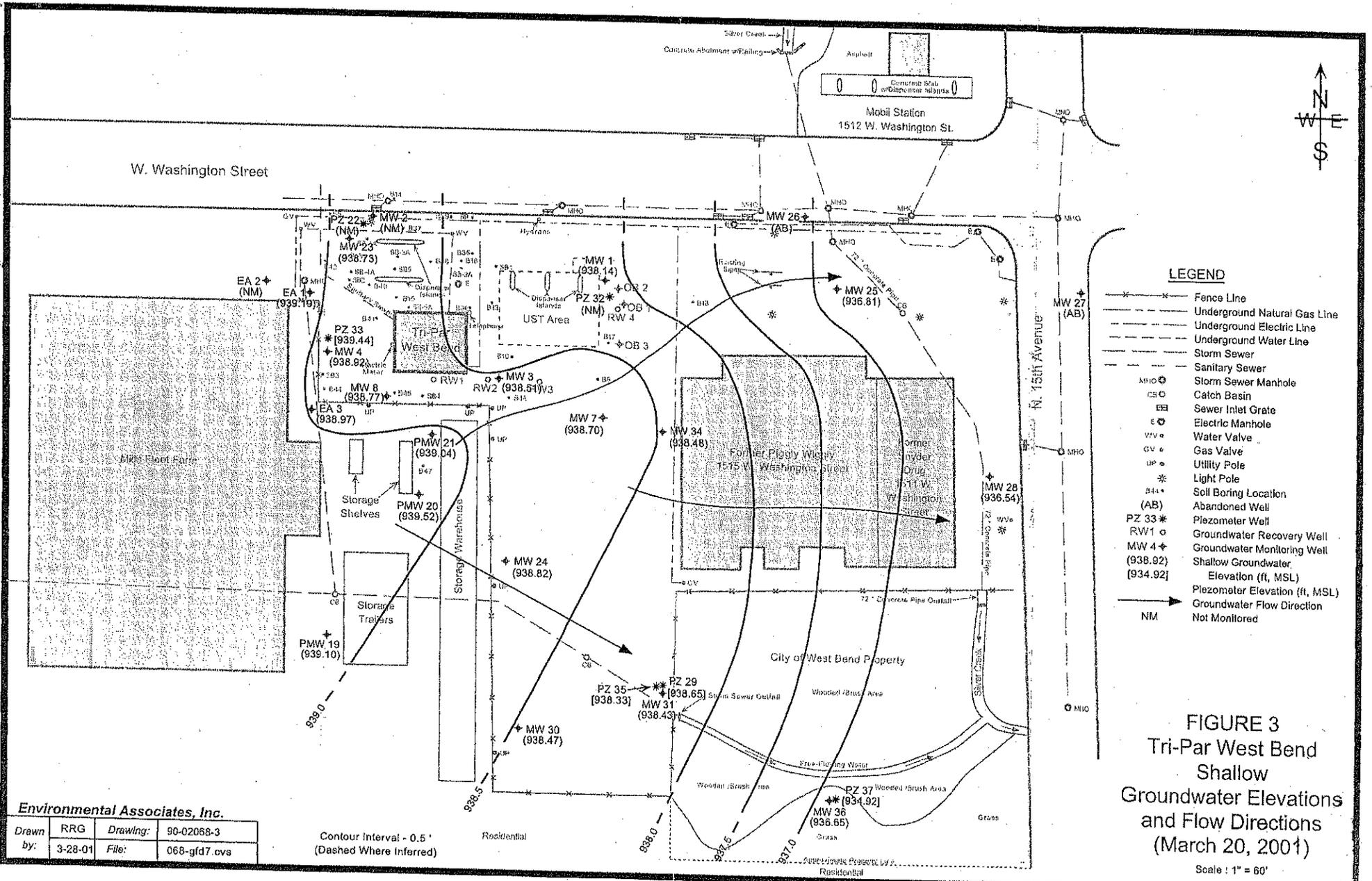


FIGURE 3
Tri-Par West Bend
Shallow
Groundwater Elevations
and Flow Directions
(March 20, 2001)

Scale: 1" = 60'

| | | | |
|---------------------------------------|---------|---------------|---------------|
| Environmental Associates, Inc. | | | |
| Drawn by: | RRG | Drawing File: | 90-02068-3 |
| | 3-28-01 | | 068-g(d7.cvs) |

Contour Interval - 0.5'
 (Dashed Where Inferred)

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | W | S | W | W | W | W | S | S | S | |
|---------------------------|---------|---------------------|--------|--------|--------|--------|--------|---------|-----------|-----------|-----------|------------------------------|
| | | | B1-S3 | B2-S1 | B3-S2 | B4-S2 | B5-S2 | MW1-S3 | MW2-S2 | MW3-S2 | MW4-S2 | MW13-S2 Dup. of MW3-S2 |
| Sampling Interval in Feet | | | 7'-9' | 1'-3' | 4'-6' | 4'-6' | 4'-6' | 6'-8' | 3.5'-5.5' | 3.5'-5.5' | 3.5'-5.5' | 3.5'-5.5' |
| Sample Collection Date | | | 2/4/91 | 2/4/91 | 2/4/91 | 2/4/91 | 2/4/91 | 5/28/92 | 5/28/92 | 5/28/92 | 5/28/92 | 5/28/92 |
| Parameters | Units | NR 720 Standards | | | | | | | | | | |
| Dry Weight | % Solid | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| TPH | mg/kg | -- | 8.5 | <5.0 | <5.0 | 400 | 92 | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | -- | -- | -- | -- | -- | <5 | 23 | 86 | 6.3 | 130 |
| DRO | mg/kg | 100 | -- | -- | -- | -- | -- | <10 | <10 | 1,000 | <10 | 1,100 |
| Benzene | ug/kg | 5.5 | 160 | -- | -- | -- | -- | <55 | 150 | <50 | <52 | <50 |
| Ethylbenzene | ug/kg | 2,900 | <140 | -- | -- | -- | -- | <55 | 680 | 910 | <52 | 1,200 |
| MTBE | ug/kg | -- | -- | -- | -- | -- | -- | <55 | <50 | <50 | <52 | <50 |
| Naphthalene | ug/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| Toluene | ug/kg | 1,500 | <140 | -- | -- | -- | -- | <55 | 1,000 | <50 | <52 | <50 |
| 1,2,4-TMB | ug/kg | -- | -- | -- | -- | -- | -- | <55 | 220 | 2,000 | <52 | 3,100 |
| 1,3,5-TMB | ug/kg | -- | -- | -- | -- | -- | -- | <55 | <50 | <50 | <52 | <50 |
| Total Xylenes | ug/kg | 4,100 | 500 | -- | -- | -- | -- | <55 | 2,800 | 2,700 | <52 | 4,100 |
| Lead | mg/kg | 50 | -- | -- | -- | -- | -- | 2.2 | 4.3 | 5.7 | 1.8 | 6.1 |
| PID | i.u. | -- | 13.0 | 0.0 | 2.0 | 49.0 | 20.0 | 0.0 | 206 | 90 | 4.3 | 90 |

Note:
i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | S | W | S | W | W | W | W | W | W | |
|---------------------------|---------|------------------|-----------|---------|-----------|---------|---------|---------|---------|-------------|---------|-------------|
| | | | B5-S2 | B6-S3 | MW7-S2 | MW8-S3 | B9-S3 | B10-S3 | MW11-S3 | MW11-S5 | MW12-S3 | MW12-S5 |
| Sampling Interval in Feet | | | 3.5'-5.5' | 6'-8' | 3.5'-5.5' | 6'-8' | 6'-8' | 6'-8' | 6'-8' | 13.5'-15.5' | 6'-8' | 13.5'-15.5' |
| Sample Collection Date | | | 5/29/92 | 5/29/92 | 5/29/92 | 5/29/92 | 5/29/92 | 5/29/92 | 7/9/92 | 7/9/92 | 7/9/92 | 7/9/92 |
| Parameters | Units | NR 720 Standards | | | | | | | | | | |
| Dry Weight | % Solid | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | <5 | <5 | <5 | 3,200 | 6.8 | <5 | <2.9 | <2.5 | <2.2 | <2.6 |
| DRO | mg/kg | 100 | <10 | <10 | <10 | 4,200 | <10 | <10 | <4.5 | <4.5 | <4.7 | <4.7 |
| Benzene | ug/kg | 5.5 | <50 | <50 | <50 | 6,800 | 240 | <50 | <59 | <51 | <44 | <53 |
| Ethylbenzene | ug/kg | 2,900 | <50 | <50 | <50 | 45,000 | <50 | <50 | <59 | <51 | <44 | <53 |
| MTBE | ug/kg | -- | <50 | <50 | <50 | 750 | <50 | <50 | <59 | <51 | <44 | <53 |
| Naphthalene | ug/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| Toluene | ug/kg | 1,500 | <50 | <50 | <50 | 23,000 | <50 | <50 | <59 | <51 | <44 | <53 |
| 1,2,4-TMB | ug/kg | -- | <50 | <50 | <50 | 35,000 | 200 | <50 | 110 | 300 | <44 | 96 |
| 1,3,5-TMB | ug/kg | -- | <50 | <50 | <50 | <520 | 1,100 | <50 | <59 | <51 | <44 | <53 |
| Total Xylenes | ug/kg | 4,100 | <50 | <50 | <50 | 140,000 | 1,300 | <50 | <120 | <100 | <87 | <110 |
| Lead | mg/kg | 50 | <0.75 | 3.7 | 4.2 | 1.3 | 1.7 | <0.75 | 0.81 | 1.0 | 4.7 | 0.43 |
| PID | i.u. | -- | 4.3 | 2.0 | 1.6 | 93 | 145 | 0.0 | 0.0 | 0.0 | 0.9 | 0.0 |

Note:
i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | W | W | W | W | W | W | W | W | W | |
|---------------------------|---------|---------------------|-------------------------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| Sampling Interval in Feet | | | MW22-S3 Dup. of MW12-S3 | PB13-S3 | PB14-S3 | PB15-S3 | PB15-S5 | PB16-S3 | PB16-S5 | PB17-S4 | B18-S3 | B18-S5 |
| Sample Collection Date | | | 6'-8' | 6'-8' | 6'-8' | 6'-8' | 11'-13' | 6'-8' | 11'-13' | 8'-10' | 6'-8' | 11'-13' |
| | | | 7/9/92 | 5/26/94 | 5/25/94 | 5/25/94 | 5/25/94 | 5/26/94 | 5/26/94 | 5/26/94 | 5/26/94 | 5/26/94 |
| Parameters | Units | NR 720 Standards | | | | | | | | | | |
| Dry Weight | % Solid | -- | -- | 84 | 82 | 89 | 79 | 79 | 84 | 83 | 80 | 84 |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | -- | 12 | -- | 120 | <6.4 | 12 | <6.0 | <6.0 | <6.2 | <6.0 |
| DRO | mg/kg | 100 | -- | <5 | <5.1 | 6,000 | <5.5 | <5.3 | <5.1 | 8.9 | <5.0 | <5.3 |
| Benzene | ug/kg | 5.5 | <61 | 33 | <0.26 | 4,000 | 5.9 | 3.9 | <0.35 | <0.36 | 30 | 7.5 |
| Ethylbenzene | ug/kg | 2,900 | <61 | 1.0 | <0.35 | 30,000 | 0.94 | 0.95 | <0.46 | <0.47 | 12 | 0.65 |
| MTBE | ug/kg | -- | <61 | <0.6 | <0.43 | <3,500 | <0.51 | <0.64 | <0.58 | 12 | <1.5 | <0.61 |
| Naphthalene | ug/kg | -- | -- | 20 | <0.61 | 5,400 | 1.4 | 20 | <0.81 | <0.83 | <2.2 | <0.85 |
| Toluene | ug/kg | 1,500 | 170 | 44 | <0.35 | 87,000 | 33 | 1.7 | <0.46 | <0.47 | <1.2 | <0.49 |
| 1,2,4-TMB | ug/kg | -- | <61 | 7.9 | <0.35 | 85,000 | 9.4 | 0.53 | <0.46 | 0.89 | 5.3 | 0.92 |
| 1,3,5-TMB | ug/kg | -- | <61 | 25 | <0.69 | 29,000 | 3.0 | 9.2 | <0.92 | 3.5 | 2.5 | <0.98 |
| Total Xylenes | ug/kg | 4,100 | <120 | 61 | <1.13 | 163,000 | 51 | 13 | <1.5 | <1.54 | 11 | 1.2 |
| Lead | mg/kg | 50 | -- | 3.1 | <1.5 | 5.7 | <1.6 | 5.9 | 2.4 | 5.1 | 2.4 | 5.8 |
| PID | i.u. | -- | 0.9 | 187 | 0.0 | 1,520 | 32 | 100 | 2.7 | 57 | 46 | 8.1 |

Note:
i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | PMW19-S3 | PMW20-S3 | PMW20-S5 | PMW21-S3 | PMW21-S5 | OBW23-S3 | OBW23-S5 | MW24-S3 | MW25-S4 |
|---------------------------|---------|------------------|----------|----------|----------|----------|----------|----------|----------|---------|---------|
| Sampling Interval in Feet | | | 6'-8' | 6'-8' | 11'-13' | 6'-8' | 11'-13' | 6'-8' | 11'-13' | 6'-8' | 8'-10' |
| Sample Collection Date | | | 5/25/94 | 5/24/94 | 5/24/94 | 5/24/94 | 5/24/94 | 5/25/94 | 5/25/94 | 5/26/94 | 5/26/94 |
| Parameters | Units | NR 720 Standards | | | | | | | | | |
| Dry Weight | % Solid | -- | 80 | 85 | 83 | 82 | 84 | 83 | 80 | 89 | 83 |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | 7.2 | <5.9 | <6.0 | 7.9 | <6.0 | <6.0 | <6.2 | <5.6 | <6.0 |
| DRO | mg/kg | 100 | <5.3 | <5.2 | <5.0 | 38 | <4.8 | <5.4 | <5.2 | <4.7 | <5.5 |
| Benzene | ug/kg | 5.5 | 0.58 | 53 | 570 | 1.0 | 18 | <0.36 | 32 | <0.34 | 79 |
| Ethylbenzene | ug/kg | 2,900 | <0.39 | <0.41 | <2.6 | 9.3 | 3.1 | <0.48 | <0.43 | <0.45 | 6.3 |
| MTBE | ug/kg | -- | <0.49 | 2.4 | <3.3 | <0.61 | <0.60 | 1.6 | 4.4 | <0.57 | 1.1 |
| Naphthalene | ug/kg | -- | <0.68 | <0.71 | <4.6 | 31 | <0.84 | <0.84 | <0.75 | 2.3 | <0.84 |
| Toluene | ug/kg | 1,500 | <0.39 | <0.41 | <2.6 | <0.48 | <0.48 | <0.48 | <0.43 | 0.66 | 1.2 |
| 1,2,4-TMB | ug/kg | -- | <0.39 | 0.89 | <2.6 | 0.54 | <0.48 | <0.48 | <0.43 | 1.1 | <0.48 |
| 1,3,5-TMB | ug/kg | -- | <0.78 | <0.81 | <5.3 | <0.97 | <0.97 | <0.98 | <0.85 | <0.91 | <0.96 |
| Total Xylenes | ug/kg | 4,100 | <1.27 | <1.32 | <8.6 | 8.2 | 3.5 | <1.56 | <1.39 | <1.47 | 5.25 |
| Lead | mg/kg | 50 | 220 | <1.5 | <1.5 | <1.5 | <1.5 | <1.5 | <1.6 | 5.1 | 3.1 |
| PID | i.u. | -- | 0.0 | 19 | 2.7 | 29.8 | 3.5 | 0.0 | 0.0 | 0.0 | 0.0 |

Note:

i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | B-26 | B-26 | B-27 | B-27 | B-28 | B-28 | B-29 | B-29 | B-29 |
|---------------------------|---------|------------------|---------|-------------|---------|-------------|---------|-------------|---------|---------|---------|
| Sampling Interval in Feet | | | 6'-8' | 13.5'-15.5' | 6'-8' | 13.5'-15.5' | 6'-8' | 13.5'-15.3' | 6'-8' | 16'-18' | 28'-30' |
| Sample Collection Date | | | 4/18/95 | 4/18/95 | 4/18/95 | 4/18/95 | 4/18/95 | 4/18/95 | 4/17/95 | 4/17/95 | 4/17/95 |
| Parameters | Units | NR 720 Standards | | | | | | | | | |
| Dry Weight | % Solid | -- | 68 | 81 | 83 | 88 | 89 | 84 | 81 | 92 | 93 |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | <3.7 | <3.1 | <3.0 | <2.8 | <2.8 | <3.0 | <3.1 | <2.7 | <2.7 |
| DRO | mg/kg | 100 | 9.3 | 4.8 | <4.5 | <4.0 | 42 | 8.0 | <4.5 | <3.8 | <5.2 |
| Benzene | ug/kg | 5.5 | <0.7 | 370 | <0.6 | <0.6 | <0.6 | <0.6 | <0.6 | <0.5 | <0.5 |
| Ethylbenzene | ug/kg | 2,900 | <0.7 | 150 | <0.6 | <0.6 | 0.8 | 0.7 | <0.6 | <0.5 | <0.5 |
| MTBE | ug/kg | -- | <0.6 | 31 | <0.5 | <0.5 | <0.4 | <0.5 | <0.5 | <0.4 | <0.4 |
| Naphthalene | ug/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| Toluene | ug/kg | 1,500 | 1.5 | 3.2 | <0.5 | <0.5 | <0.5 | <0.5 | <0.5 | 0.9 | <0.4 |
| 1,2,4-TMB | ug/kg | -- | 2.5 | 37 | <0.9 | 3.8 | 8.0 | 9.4 | 2.1 | 0.9 | <0.7 |
| 1,3,5-TMB | ug/kg | -- | 1.1 | 8.0 | <0.9 | <0.8 | 6.0 | 15 | <0.9 | <0.8 | <0.7 |
| Total Xylenes | ug/kg | 4,100 | 9.4 | 264.8 | <1.7 | <1.6 | 3.7 | 4.9 | <1.7 | 0.9 | <1.4 |
| Lead | mg/kg | 50 | 13 | <4.0 | <3.9 | <3.7 | 8.0 | <3.8 | 19 | <3.5 | 3.6 |
| PID | i.u. | -- | 3.1 | 9.0 | 1.5 | 0.9 | 2.0 | 1.2 | 2.0 | 1.5 | 0.9 |

Note:
i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | W | W | W | W | W | W | W | W | |
|---------------------------|---------|------------------|---------|-------------|---------|------------|---------|-------------|-------------|-------------|---------|
| | | | B-30 | B-30 | B-31 | B-31 | B-32 | B-32 | B-32 | B-32 | B-33 |
| Sampling Interval in Feet | | | 6-'8' | 13.5'-15.5' | 6-'8' | 18.5-20.5' | 6-'8' | 13.5'-15.5' | 28.5'-30.5' | 39.5'-40.5' | 6-'8' |
| Sample Collection Date | | | 4/17/95 | 4/17/95 | 4/17/95 | 4/17/95 | 4/19/95 | 4/19/95 | 4/19/95 | 4/19/95 | 4/19/95 |
| Parameters | Units | NR 720 Standards | | | | | | | | | |
| Dry Weight | % Solid | -- | 77 | 89 | 81 | 91 | 84 | 84 | 94 | 92 | 83 |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | <3.3 | <2.8 | <3.1 | <2.7 | <3.0 | <3.0 | <2.7 | <2.7 | <3.0 |
| DRO | mg/kg | 100 | <5.3 | <4.0 | <4.7 | <4.0 | 130 | 7.3 | 8.2 | <4.2 | <4.5 |
| Benzene | ug/kg | 5.5 | <0.6 | <0.6 | 2.6 | <0.5 | <0.6 | 48 | <0.5 | <0.5 | <0.6 |
| Ethylbenzene | ug/kg | 2,900 | <0.6 | <0.6 | <0.6 | <0.5 | <0.6 | 20 | <0.5 | <0.5 | <0.6 |
| MTBE | ug/kg | -- | <0.5 | <0.5 | 1.3 | <0.4 | <0.5 | 32 | <0.4 | <0.4 | <0.5 |
| Naphthalene | ug/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| Toluene | ug/kg | 1,500 | <0.5 | 0.8 | 1.2 | 0.9 | <0.5 | <0.5 | <0.4 | <0.4 | <0.5 |
| 1,2,4-TMB | ug/kg | -- | 1.0 | 1.3 | 2.0 | 1.5 | <0.8 | 45 | <0.8 | <0.8 | <0.8 |
| 1,3,5-TMB | ug/kg | -- | <0.9 | <0.8 | <0.9 | <0.7 | <0.8 | 10 | <0.8 | <0.8 | <0.8 |
| Total Xylenes | ug/kg | 4,100 | <1.8 | 0.9 | 1.4 | <1.5 | <1.7 | 54 | <1.5 | <1.6 | <1.7 |
| Lead | mg/kg | 50 | <4.2 | <3.6 | 63 | <3.6 | 6.0 | <3.9 | <3.4 | 3.5 | <3.9 |
| PID | i.u. | -- | 4.0 | 4.0 | 4.2 | 4.1 | 3.0 | 23.4 | 2.3 | 0.7 | 0.0 |

Note:
i.u. -- instrument units

Table 1: Summary of Soil Quality Analytics, Tri-Par Oil Company,
1613 West Washington Street, West Bend, Wisconsin 53095

| Sample Name | | | W | W | W | W | S | S | S | S | S |
|---------------------------|---------|------------------|-------------|-------------|---------|------------|--------|--------|--------|--------|--------|
| | | | B-33 | B-33 | B-34 | B-34 | SB-1A | SB-2A | SB-3A | SB-4A | SB-5A |
| Sampling Interval in Feet | | | 18.5'-20.5' | 30.5'-32.5' | 6'-8' | 13.5'-5.5' | 3'-5' | 3'-5' | 3'-5' | 3'-5' | 3'-5' |
| Sample Collection Date | | | 4/19/95 | 4/19/95 | 4/18/95 | 4/18/95 | 7/1/96 | 7/1/96 | 7/1/96 | 7/1/96 | 7/1/96 |
| Parameters | Units | NR 720 Standards | | | | | | | | | |
| Dry Weight | % Solid | -- | 86 | 91 | 82 | 88 | 85 | 87 | 86 | 89 | 74 |
| TPH | mg/kg | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- |
| GRO | mg/kg | 100 | <2.9 | <2.7 | <3.1 | <2.9 | 24 | <2.9 | 16 | 170 | 3.7 |
| DRO | mg/kg | 100 | <4.1 | 8.1 | <4.9 | <4.2 | -- | -- | -- | -- | -- |
| Benzene | ug/kg | 5.5 | 120 | <0.5 | <0.6 | <0.6 | 280 | <25 | 47 | 540 | <25 |
| Ethylbenzene | ug/kg | 2,900 | <2.8 | <0.5 | <0.6 | <0.6 | 1,000 | <25 | 130 | 3,500 | <25 |
| MTBE | ug/kg | -- | 4.9 | <0.4 | <0.5 | <0.4 | <25 | <25 | <25 | <130 | <25 |
| Naphthalene | ug/kg | -- | -- | -- | -- | -- | 360 | <25 | 110 | 3,200 | <25 |
| Toluene | ug/kg | 1,500 | <2.2 | <0.4 | <0.5 | <0.4 | 1,600 | <25 | 130 | 9,000 | <25 |
| 1,2,4-TMB | ug/kg | -- | <3.9 | <0.8 | <0.9 | <0.8 | 4,000 | <25 | 930 | 30,000 | <25 |
| 1,3,5-TMB | ug/kg | -- | <3.9 | <0.8 | <0.9 | <0.8 | 1,500 | <25 | 340 | 11,000 | <25 |
| Total Xylenes | ug/kg | 4,100 | <7.7 | <1.6 | <1.7 | <1.6 | 6,000 | <25 | 890 | 38,000 | <25 |
| Lead | mg/kg | 50 | <3.9 | <3.6 | <3.9 | <3.7 | <3.8 | 8.6 | 5.6 | 5.6 | 6.8 |
| PID | i.u. | -- | 0.0 | 0.0 | 1.7 | 1.5 | 268 | 58 | 576 | 451 | 44 |

Note:
i.u. -- instrument units

Soil samples collected
July 1997

Soil Analytics - Tri-Par West Bend

| Boring/Well Name | | | B-35 | B-36 | B-37 | B-38 | B-39 | B-41 | B-42 | B-43 | B-44 | B-45 | B-46 | B-47 |
|---------------------------|-------|------------|------|------|------|-------|------|------|------|--------|------|-------|------|------|
| Sample Name | | | | | | | | | | | | | | |
| Sampling Interval in Feet | | | 3-5 | 5-7 | 3-5 | 3-5 | 3-5 | 3-5 | 3-5 | 5-7 | 3-5 | 3-5 | 1-3 | 3-5 |
| Sample Lithology | | | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL | SOIL |
| Parameters | Units | NR 720 (1) | | | | | | | | | | | | |
| Benzene | ug/kg | 5.5 | <25 | <25 | <25 | 630 | <25 | 86 | <25 | 3300 | <25 | <55 | <25 | 85 |
| Ethylbenzene | ug/kg | 2900 | <25 | <25 | 63 | 7600 | <25 | 81 | <25 | 58000 | <25 | 20300 | <25 | <25 |
| MTBE | ug/kg | -- | <25 | <25 | <25 | <250 | <25 | <25 | <25 | < 1250 | <25 | <250 | <25 | <25 |
| Toluene | ug/kg | 1500 | <25 | <25 | 65 | 8200 | <25 | 85 | 27 | 126000 | <25 | 560 | <25 | <25 |
| 1,2,4-TMB | ug/kg | -- | <25 | <25 | 190 | 27200 | <25 | <25 | <25 | 177000 | <25 | 68000 | <25 | <25 |
| 1,3,5-TMB | ug/kg | -- | <25 | <25 | 80 | 8300 | <25 | 550 | <25 | 57000 | <25 | 23600 | <25 | <25 |
| Total Xylenes | ug/kg | 4100 | <75 | <75 | 355 | 49200 | <75 | 1030 | < 75 | 508000 | <75 | 99100 | <75 | 54 |
| DRO | mg/kg | 100 | <10 | 19 | <10 | 150 | 15 | 86 | <10 | 370 | <10 | 450 | 19 | 37 |
| Total Solids | % | -- | 86.7 | 87.6 | 84.1 | 90.1 | 91.6 | 95.4 | 81.8 | 84.9 | 86 | 78.2 | 90.4 | 88.9 |
| GRO | mg/kg | 100 | <10 | <10 | <10 | 260 | <10 | 52 | <10 | 4000 | <10 | 550 | <10 | <10 |
| PID (I.U.) | -- | -- | 4.2 | 0 | 65 | 120 | 0.4 | 0.4 | 1.2 | 1016 | 0.2 | 735 | 0 | 4.1 |

Note:
(1) -- NR 720 Interim Soil Cleanup Guidelines
I.U.=Instrument Units

**Table 2 : Summary of Soil Quality Analytical Data - Supplemental Borings,
Tri-Par Oil Company, 1613 Washington Street, West Bend, Wisconsin**

| Sample Name | | PZ35-S4 | PZ35-S10 | PZ35-S20 | MW36-S8 | PZ37-S3 | PZ37-S6 | Trip Blank | | | |
|---|---------|----------------------------------|---|--|---------|---------|---------|------------|------|------|-----|
| Sample Description | | Soil | Soil | Soil | Soil | Soil | Soil | MeOH | | | |
| Sample Interval Depth (feet) | | 7-9 | 19-21 | 39-41 | 15-17 | 21-23 | 27-29 | -- | | | |
| Sample Collection Date | | 2/28/01 | 2/28/01 | 2/28/01 | 2/27/01 | 2/27/01 | 2/27/01 | 2/28/01 | | | |
| Parameter | Units | NR 720.07 Table 1 Standard | NR 746.06 Table 1 (Screening Level) | NR 746.06 Table 2 (Direct Contact) | | | | | | | |
| Total Solids | % Solid | | | | 81.5 | 93.6 | 89.3 | 85.3 | 90.6 | 90.4 | -- |
| Gasoline Range Organics (GRO) | mg/kg | 100 | -- | -- | <6.1 | <5.3 | <5.6 | <5.9 | <5.5 | <5.5 | -- |
| Benzene | ug/kg | 5.5 | 8500 | 1100 | <31 | 118 | <28 | <29 | <28 | <28 | <25 |
| Ethylbenzene | ug/kg | 2900 | 4600 | -- | <31 | <27 | <28 | <29 | <28 | <28 | <25 |
| Toluene | ug/kg | 1500 | 38,000 | -- | <31 | <27 | <28 | <29 | <28 | <28 | <25 |
| Total Xylenes (m/p-Xylenes + o-Xylene) | ug/kg | 4100 | 42,000 | -- | <43 | <37 | <39 | <41 | <39 | <39 | <35 |
| Methyl-t-butyl ether (MTBE) | ug/kg | -- | -- | -- | <31 | <27 | <28 | <29 | <28 | <28 | <25 |
| 1,2,4-Trimethylbenzene | ug/kg | -- | 83,000 | -- | <31 | <27 | <28 | <29 | <28 | <28 | <25 |
| 1,3,5-Trimethylbenzene | ug/kg | -- | 11,000 | -- | <31 | <27 | <28 | <29 | <28 | <28 | <25 |
| Naphthalene | ug/kg | -- | 2700 | -- | <31 | <27 | <28 | <29 | <28 | <28 | -- |
| PID (Photo-Ionization Detector) | i.u. | -- | -- | -- | 3.5 | 8.1 | 5.6 | 3.2 | 4.1 | 3.3 | -- |

Footnotes:

mg/kg = Milligrams per Kilogram

ug/kg = Micrograms per Kilogram

< = Below Laboratory Method of Detection

i.u. = Instrument Units

Bold Value = NR 720 Soil Standard Exceedence

TABLE 2
GROUNDWATER/SURFACE WATER ANALYTICAL RESULTS

1613 WEST WASHINGTON STREET
WEST BEND, WISCONSIN
PROJECT NO. 1E-0703012

| Sample Location | Sample Date | Detected PVOs/VOCs (µg/L) | | | | | | | | |
|--|-------------|---------------------------|--------------|-------|-------------|---------|-----------|-----------|-------|---------|
| | | Benzene | Ethylbenzene | MTBE | Naphthalene | Toluene | 1,2,4-TMB | 1,3,5-TMB | TMBs | Xylene |
| MW1 | 3/20/2001 | 81 | <0.25 | (18) | <0.25 | <0.10 | <0.10 | <0.10 | <0.20 | <0.25 |
| | 10/21/2008 | (3.5) | <0.22 | 2.4 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | 0.85J |
| | 3/16/2009 | 22 | <0.44 | 7.5 | <1.0 | <0.50 | <0.50 | <0.38 | <0.88 | <0.78 |
| MW3 | 3/20/2001 | 170 | 3 | (32) | 3.6 | 1.9 | 6.2 | 0.47 | 6.67 | 18 |
| | 10/21/2008 | 55 | 0.51J | (16) | <0.50 | 0.35J | 0.28J | <0.19 | 0.28J | <0.39 |
| | 4/2/2009 | 240 | 3.0 | (17) | <2.0 | 1.60 | 2.6 | <0.78 | 2.6 | 15 |
| MW4 | 3/20/2001 | 170 | <0.25 | 130 | <0.25 | 4.0 | 0.12 | <0.10 | 0.1 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | (17) | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | (17) | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| MW7 | 3/20/2001 | <0.10 | <0.25 | <0.25 | <0.25 | <0.10 | <0.10 | <0.10 | <0.20 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 0.60J | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 4/2/2009 | <0.50 | <0.44 | <0.46 | <1.0 | <0.50 | <0.50 | <0.38 | <0.88 | <0.78 |
| MW8 | 3/20/2001 | 980 | 1,200 | <6.2 | 410 | 24 | 1500 | 260 | 1,760 | (4,000) |
| | 10/21/2008 | 130 | (280) | (24) | 270 | 4.8J | <0.25 | 130 | (130) | (1,100) |
| | 3/16/2009 | 220 | (640) | (23) | 260 | 6.0 | 990 | 240 | 1,230 | (1,900) |
| MW24 | 3/20/2001 | 100 | <0.25 | 11.0 | <0.25 | 0.32 | <0.10 | <0.10 | <0.20 | 4.6 |
| | 10/21/2008 | <0.25 | <0.22 | <0.23 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | 0.41J | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| MW25 | 3/20/2001 | 880 | <5.0 | 410 | <5.0 | <2.0 | <2.0 | <2.0 | <4.0 | <5.0 |
| | 10/21/2008 | <0.25 | <0.22 | (22) | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | 0.27J | <0.22 | (31) | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| MW28 | 3/20/2001 | NS | NS | NS | NS | NS | NS | NS | NS | NS |
| | 10/21/2008 | <0.25 | <0.22 | 2.0 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | 1.7 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| MW31 | 3/20/2001 | 600 | <0.25 | (43) | <0.25 | <0.10 | <0.10 | <0.10 | <0.20 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 5.7 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | 6.1 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| MW36 | 3/20/2001 | <0.10 | <0.25 | 1.4 | <0.25 | <0.10 | <0.10 | <0.10 | <0.20 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 1.7 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2008 | <0.25 | <0.22 | 3.0 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| PMW19 | 3/20/2001 | <0.10 | <0.25 | <0.25 | (49) | 0.38 | 1.2 | 0.42 | 4.8 | 1.1 |
| | 10/21/2008 | NS* | NS* | NS* | NS* | NS* | NS* | NS* | NS* | NS* |
| PMW21 | 3/20/2001 | 210 | 48 | <1.2 | (49) | 2.6 | 45 | 4.8 | 4.8 | 150 |
| | 10/21/2008 | 130 | 9.6 | 5.8 | (24) | 2.9 | 28 | 13 | 41 | 130 |
| | 3/16/2009 | 230 | (250) | 11 | (52) | 12 | 130 | 30 | (160) | 740 |
| PZ29 | 3/20/2001 | 420 | <0.25 | (38) | <0.25 | <0.10 | <0.10 | <0.10 | <0.20 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 5.8 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 4/2/2009 | <0.25 | <0.22 | 6.2 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| PZ35 | 3/20/2001 | (0.8) | <0.25 | 1.6 | <0.25 | <0.10 | <0.10 | <0.10 | 1.6 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 1.6 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | 1.6 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| PZ37 | 3/20/2001 | <0.10 | <0.25 | 8.4 | <0.25 | <0.10 | <0.10 | <0.10 | 8.4 | <0.25 |
| | 10/21/2008 | <0.25 | <0.22 | 1.6 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| | 3/16/2009 | <0.25 | <0.22 | 1.4 | <0.50 | <0.25 | <0.25 | <0.19 | <0.44 | <0.39 |
| EA3 | 3/20/2001 | 430 | <1.0 | 83 | <1.0 | 6.4 | <0.40 | <0.40 | <0.80 | <1.0 |
| | 10/21/2008 | NS* | NS* | NS* | NS* | NS* | NS* | NS* | NS* | NS* |
| SC-1 Silver Creek | 10/21/2008 | <0.20 | <0.50 | <0.50 | <0.25 | <0.50 | <0.20 | <0.20 | <0.40 | <0.50 |
| SC-2 Silver Creek | 10/21/2008 | <0.20 | <0.50 | <0.50 | <0.25 | <0.50 | <0.20 | <0.20 | <0.40 | <0.50 |
| SSO1 Storm Sewer Outfall Channel | 10/21/2008 | <0.20 | <0.50 | <0.50 | <0.25 | <0.50 | <0.20 | <0.20 | <0.40 | <0.50 |
| SSO2 Storm Sewer Outfall Channel | 10/21/2008 | <0.20 | <0.50 | <0.50 | <0.25 | <0.50 | <0.20 | <0.20 | <0.40 | <0.50 |
| NR 140 PAL | | 0.5 | 140 | 12 | 10 | 200 | NA | NA | 96 | 1,000 |
| NR 140 ES | | 5 | 700 | 60 | 100 | 1,000 | NA | NA | 480 | 10,000 |

NOTES:
VOCs: Volatile Organic Compounds
ug/L: Micrograms per liter equivalent to parts per billion (ppb)
PAL: Preventive Action Limit
ES: Enforcement Standard
NA: Not Analyzed/Not Applicable
NS*: Not Sampled (Well paved over with asphaltic concrete)
NS: Well Not Sampled
NR: Natural Resources Chapter of the Wisconsin Administrative Code (WAC)
j: Concentration measured between the laboratory method detection limit and the quantitation limit
Results in parentheses/blue exceed the WAC NR 140.10 PAL
Results in underlined/red exceed the WAC NR 140.10 ES

**TABLE 1
GROUNDWATER ELEVATION DATA**

1613 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012

| Well Number | Date | Elevation Top of PVC (ft) | Depth to Water from PVC Pipe (ft) | Groundwater Elevation (ft) |
|-------------|------------|---------------------------|-----------------------------------|----------------------------|
| MW1 | 3/20/2001 | 943.50 | 5.36 | 938.14 |
| | 10/20/2008 | | 5.69 | 937.81 |
| | 3/16/2009 | | 4.40 | 939.10 |
| MW3 | 3/20/2001 | 944.16 | 5.65 | 938.51 |
| | 10/20/2008 | | 6.26 | 937.90 |
| | 4/2/2009 | | 4.85 | 939.31 |
| MW4 | 3/20/2001 | 943.60 | 4.68 | 938.92 |
| | 10/20/2008 | | 5.25 | 938.35 |
| | 3/16/2009 | | 4.45 | 939.15 |
| MW7 | 3/20/2001 | 943.27 | 4.57 | 938.70 |
| | 10/20/2008 | | 5.46 | 937.81 |
| | 4/2/2009 | | 4.03 | 939.24 |
| MW8 | 3/20/2001 | 944.12 | 5.35 | 938.77 |
| | 10/20/2008 | | 5.97 | 938.15 |
| | 3/16/2009 | | 5.16 | 938.96 |
| MW23 | 3/20/2001 | 944.38 | 5.65 | 938.73 |
| | 10/20/2008 | | 6.26 | 938.12 |
| | 3/16/2009 | | 5.31 | 939.07 |
| MW24 | 3/20/2001 | 942.46 | 3.64 | 938.82 |
| | 10/20/2008 | | 4.69 | 937.77 |
| | 3/16/2009 | | 3.19 | 939.27 |
| MW25 | 3/20/2001 | 943.18 | 6.37 | 936.81 |
| | 10/20/2008 | | 6.60 | 936.58 |
| | 3/16/2009 | | 5.69 | 937.49 |
| MW28 | 3/20/2001 | 942.00 | 5.46 | 936.54 |
| | 10/20/2008 | | 6.40 | 935.60 |
| | 3/16/2009 | | 5.72 | 936.28 |
| MW30 | 3/20/2001 | 941.48 | 3.01 | 938.47 |
| | 10/20/2008 | | 4.45 | 937.03 |
| | 3/16/2009 | | 2.96 | 938.52 |
| MW31 | 3/20/2001 | 941.78 | 3.35 | 938.43 |
| | 10/20/2008 | | 4.97 | 936.81 |
| | 3/16/2009 | | 3.60 | 938.18 |
| MW34 | 3/20/2001 | 934.30 | 4.82 | 929.48 |
| | 10/20/2008 | | 4.85 | 929.45 |
| | 3/16/2009 | | 4.61 | 929.69 |
| MW36 | 3/20/2001 | 939.28 | 2.63 | 936.65 |
| | 10/20/2008 | | 3.53 | 935.75 |
| | 3/16/2009 | | 2.58 | 936.70 |

Notes:

NM: Not measured

NA: Not Analyzed/Not Applicable

**TABLE 1 (Continued)
GROUNDWATER ELEVATION DATA**

1613 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012

| Well Number | Date | Elevation Top of PVC (ft) | Depth to Water from PVC Pipe (ft) | Groundwater Elevation (ft) |
|-------------|------------|---------------------------|-----------------------------------|----------------------------|
| PMW20 | 3/20/2001 | 942.18 | 2.66 | 939.52 |
| | 10/20/2008 | | 1.11 | 941.07 |
| | 3/16/2009 | | 2.17 | 940.01 |
| PMW21 | 3/20/2001 | 943.20 | 4.16 | 939.04 |
| | 10/20/2008 | | 4.85 | 938.35 |
| | 3/16/2009 | | 4.11 | 939.09 |
| PZ22 | 3/20/2001 | 943.97 | NM | NA |
| | 10/20/2008 | | 6.10 | 937.87 |
| | 3/16/2009 | | 4.85 | 939.12 |
| PZ29 | 3/20/2001 | 941.95 | 3.30 | 938.65 |
| | 10/20/2008 | | 4.70 | 937.25 |
| | 4/2/2009 | | 4.10 | 937.85 |
| PZ33 | 3/20/2001 | 943.86 | 4.42 | 939.44 |
| | 10/20/2008 | | 5.29 | 938.57 |
| | 3/16/2009 | | 4.59 | 939.27 |
| PZ35 | 3/20/2001 | 941.58 | 3.25 | 938.33 |
| | 10/20/2008 | | 3.69 | 937.89 |
| | 3/16/2009 | | 2.85 | 938.73 |
| PZ37 | 3/20/2001 | 939.37 | 4.45 | 938.79 |
| | 10/20/2008 | | 4.44 | 938.80 |
| | 3/16/2009 | | 4.13 | 935.24 |
| EA1 | 3/20/2001 | 943.66 | 4.47 | 934.90 |
| | 10/20/2008 | | 5.08 | 934.29 |
| | 3/16/2009 | | 4.01 | 939.65 |
| EA2 | 3/20/2001 | 944.03 | NM | NA |
| | 10/20/2008 | | 5.08 | 938.95 |
| | 3/16/2009 | | 4.11 | 939.92 |
| RW1 | 3/20/2001 | 944.12 | NM | NA |
| | 10/20/2008 | | 5.84 | 938.28 |
| | 3/16/2009 | | 5.01 | 939.11 |
| RW2 | 3/20/2001 | 943.66 | NM | NA |
| | 10/20/2008 | | 5.58 | 938.08 |
| | 3/16/2009 | | 4.51 | 939.15 |
| RW3 | 3/20/2001 | 943.24 | NM | NA |
| | 10/20/2008 | | 5.27 | 937.97 |
| | 3/16/2009 | | 4.10 | 939.14 |

Notes:

NM: Not measured

NA: Not Analyzed/Not Applicable



GILES

ENGINEERING ASSOCIATES, INC.

GEOTECHNICAL, ENVIRONMENTAL & CONSTRUCTION MATERIALS CONSULTANTS

- Atlanta, GA
- Baltimore/Wash. DC
- Dallas, TX
- Los Angeles, CA
- Milwaukee, WI
- Orlando, FL

September 21, 2009

Mr. Herb Tennes
112 S. 5th Avenue
P.O. Box 209
West Bend, WI 53095

Subject: Notification of Contamination
1529 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012
WDNR BRRTS No. 03-67-001473

Dear Mr. Tennes:

This correspondence is to inform you that Giles Engineering Associates, Inc. (Giles) is conducting closure activities at the 1613 West Washington Street property (Site) on behalf of Tri-Par Oil Company, Inc. Groundwater contamination that appears to have originated on the property located at 1613 West Washington Street has migrated onto your property at 1529 West Washington Street. The levels of benzene contamination in the groundwater on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, Giles has investigated this contamination and have informed Tri-Par Oil Company, Inc. that this groundwater contaminant plume is stable or receding and will naturally degrade over time. Giles believes 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 Giles will be requesting that the Department of Commerce (Commerce) accept natural attenuation as the final remedy for this Site and grant case closure. Closure means that the Commerce 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 Commerce will not review the 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 Commerce 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 Commerce that is relevant to this closure request, you should mail that information to: Mr. Stephen Mueller, Senior Hydrogeologist, Site Review Section, 9316 North 107th 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



Notification of Contamination
1529 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012
Page 2

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 Giles within the next 30 days if the legal description is incorrect.

Once the Commerce makes a decision on this closure request, it will be documented in a letter and we will provide you with the closure letter. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites at <http://www.dnr.wi.gov/org/aw/rr/gis/index.htm>.

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 Donald P. Gallo at (262)951-4555, Tom Bauman at (262)544-0118, or Mr. Steve Mueller, the Commerce Project Manager directly at (414)357-4704.

Very truly yours,

GILES ENGINEERING ASSOCIATES, INC.

Thomas J. Bauman, P.G.
Project Hydrogeologist

Kevin T. Bugel, P.G., C.P.G.
Environmental Department Manager

Enclosures: Legal Description of 1529 West Washington Street

Distribution: Schloemer, Spella & Enea, S.C.
Attn: Mr. Jack Enea
✓ Wisconsin Department of Commerce
Attn: Mr. Stephen Mueller
Tri-Par Oil Company, Inc.
Attn: Mr. Steven Gall
Donald P. Gallo, Esq., Reinhart Boerner Van Deuren s.c.

© Giles Engineering Associates, Inc. 2009

1E-0703012 Ltr - Offsite Contamination Notification (1529 W. Washington)

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:

Mr. Herb tennies
112 S. 5th Avenue
P.O. Box 209
West Bend, WI 53095

2. Article Number
(Transfer from service label)

7002 2410 0005 1576 9410

PS Form 3811, February 2004

Domestic Return Receipt

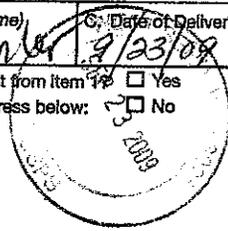
102595-02-M-154

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Mary Decker* Agent Addressee

B. Received by (Printed Name) *MARY Decker* C. Date of Delivery *9/23/09*

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



GILES

ENGINEERING ASSOCIATES, INC.

GEOTECHNICAL, ENVIRONMENTAL & CONSTRUCTION MATERIALS CONSULTANTS

- Atlanta, GA
- Baltimore/Wash. DC
- Dallas, TX
- Los Angeles, CA
- Milwaukee, WI
- Orlando, FL

September 21, 2009

Mr. Todd Cichon, Regional Manager
Mills Fleet Farm
1300 South Lynndale Drive
P.O. Box 119
Appleton, WI 54912

Subject: Notification of Contamination
1637 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012
WDNR BRRTS No. 03-67-001473

Dear Mr. Cichon:

This correspondence is to inform you that Giles Engineering Associates, Inc. (Giles) is conducting closure activities at the 1613 West Washington Street property (Site) on behalf of Tri-Par Oil Company, Inc. Groundwater contamination that appears to have originated on the property located at 1613 West Washington Street has migrated onto your property at 1637 West Washington Street. The levels of benzene contamination in the groundwater on your property are above the state groundwater enforcement standards found in chapter NR 140, Wisconsin Administrative Code. However, Giles has investigated this contamination and have informed Tri-Par Oil Company, Inc. that this groundwater contaminant plume is stable or receding and will naturally degrade over time. Giles believes 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 Giles will be requesting that the Department of Commerce (Commerce) accept natural attenuation as the final remedy for this Site and grant case closure. Closure means that the Commerce 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 Commerce will not review the 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 Commerce 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 Commerce that is relevant to this closure request, you should mail that information to: Mr. Stephen Mueller, Senior Hydrogeologist, Site Review Section, 9316 North 107th 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



Notification of Contamination
1637 West Washington Street
West Bend, Wisconsin
Project No. 1E-0703012
Page 2

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 Giles within the next 30 days if the legal description is incorrect.

Once the Commerce makes a decision on this closure request, it will be documented in a letter and we will provide you with the closure letter. A copy of the closure letter is included as part of the site file on the GIS Registry of Closed Remediation Sites at <http://www.dnr.wi.gov/org/aw/rr/gis/index.htm>.

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 Donald P. Gallo at (262)951-4555, Tom Bauman at (262)544-0118, or Mr. Steve Mueller, the Commerce Project Manager directly at (414)357-4704.

Very truly yours,

GILES ENGINEERING ASSOCIATES, INC.

Thomas J. Bauman, P.G.
Project Hydrogeologist

Kevin T. Bugel, P.G., C.P.G.
Environmental Department Manager

Enclosures: Legal Description of 1637 West Washington Street

Distribution: Wisconsin Department of Commerce
Attn: Mr. Stephen Mueller
Tri-Par Oil Company, Inc.
Attn: Mr. Steven Gall
Donald P. Gallo, Esq., Reinhart Boerner Van Deuren s.c.

© Giles Engineering Associates, Inc. 2009

1E-0703012 Ltr - Notification of Contamination (Fleet Farm Property)

DOCUMENT NO.
277007

7/1 305 1:503

WARRANTY DEED
STATE OF WISCONSIN—FORM 9

RECORDED

Nov 16 3 52 PM '64

Pat. Barth

THIS SPACE RESERVED FOR RECORDING DATA

RETURN TO
STEWART C MILLS JR
FLEET WHOLESALE SUPPLY
1700 W WIS AVE
APPLETON WIS

THIS INDENTURE, Made by
Julia Barth
grantor of Washington County, Wisconsin, hereby conveys
and warrants to Fleet and Farm Supply Company
of West Bend, Inc.
grantee
of Washington County, Wisconsin,
for the sum of one dollar and other good and
valuable consideration
the following tract of land in Washington County, State of Wisconsin:

That part of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Fourteen (14), Town Eleven (11) North, Range Nineteen (19) East, Washington County, Wisconsin, which is bounded and described as follows: Commencing at a point in the north line of Section 14, which point is South 88 degrees 27 minutes 30 seconds East, 337.25 feet from the northwest corner of Section 14; thence South 88 degrees 27 minutes 30 seconds East along said north line of the Section, 100 feet; thence South 00 degrees 12 minutes 30 seconds East, 300 feet to the southwest corner of Parcel "A" in Block 4 of Oakwood Subdivision; thence North 88 degrees 27 minutes 30 seconds West, 100 feet; thence North 00 degrees 12 minutes 30 seconds West, 300 feet to the place of beginning, EXCEPT that part conveyed to the State of Wisconsin described in Volume 310 on page 75 of Washington County Records, and all utility and highway easements.



(DESCRIPTION CONTINUED ON REVERSE SIDE)

IN WITNESS WHEREOF, the said grantor is her hand and seal this 13th
day of November, A. D., 19 64

SIGNED AND SEALED IN PRESENCE OF

Patricia Bernhagen
Stephen O'Meara

Julia Barth (SEAL)
Julia Barth (SEAL)
(SEAL)
(SEAL)
(SEAL)

STATE OF WISCONSIN,
Washington County, }

Personally came before me, this 13th day of November, A. D., 19 64 the above named
Julia Barth

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

DOCUMENT NO

433431

744 PAGE 548

GUTH CLAIM BOND
STATE OF WISCONSIN - FORM 14
THIS SPACE RESERVED FOR RECORDING DATA

RECORDED
DEC 30 2 02 PM '80
H. P. Pick
REC'D
OFFICE OF THE
CLERK OF THE
COURT
STATE OF WISCONSIN

This indenture, made by The City of West Bend

Washington
a Corporation duly organized and existing under and by virtue of the laws of the State of
Wisconsin, grantor, of Washington County, Wisconsin,
hereby quit-claims to Mills Holding Company

grantor of Washington
County, Wisconsin, for the sum of One Dollar and other good
and valuable consideration

the following tract of land in Washington County,
State of Wisconsin:

That part of the Northwest Quarter of the Northwest
Quarter of Section Fourteen (14), Township Eleven
(11) North, Range Nineteen (19) East, described as
follows:

Commencing at the Northwest corner of Lot 12, Block 3, Oakwood Subdivision, City
of West Bend said point being point of beginning; thence Northerly along the West
line of extended said Lot 12, 45 feet; thence Easterly on a line parallel with
the North lines of Lots 12, 11, 10, 9, Block 3, Oakwood Subdivision, City of West
Bend, to a point being 10 feet Easterly of the East line of Lot 4, Block 3, Oakwood
Subdivision; thence Southerly on a line parallel with the East line of Lot 4 to a
point on the North line Lot 8, Block 3; thence Westerly along the North lines of
Lots 8, 9, 10, 11, 12, Block 3, Oakwood Subdivision, City of West Bend, to the
point of beginning.

FEE EXEMPT
77.25(2)

RETURN TO City of W.B.
1150 N. 6th
W.B.

In Witness Whereof, the said grantor has caused these presents to be signed by John M. Pick, Mayor
President, and countersigned by John J. Meyer, City Administrator
West Bend, Wisconsin, and its corporate seal to be hereunto affixed this
29th day of DECEMBER A. D. 19 80

SIGNED AND SEALED IN PRESENCE OF

City of West Bend

John M. Pick
John M. Pick
John J. Meyer
City Administrator

STATE OF WISCONSIN,
Washington County.

John M. Pick, Mayor

29TH

December 19 80
John J. Meyer, City Administrator

of the above named Corporation, to me known to be the persons who executed the foregoing instrument, and to me known to be such
President and Secretary of said Corporation and acknowledged that they executed the foregoing instrument as such officers as the deed
of said Corporation, by its authority

OFF-SOURCE
B
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:

Todd Cichon
Mills Fleet Farm
PO Box 1199
Appleton, WI 54912

2. Article
(Title)

PS Form 3800, February 2007

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Mr. Bergant*

- Agent
- Addressee

B. Received by (Printed Name)

Jeff Bergant

C. Date of Delivery

10-5-07

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

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

- Yes

02595-02-M-154