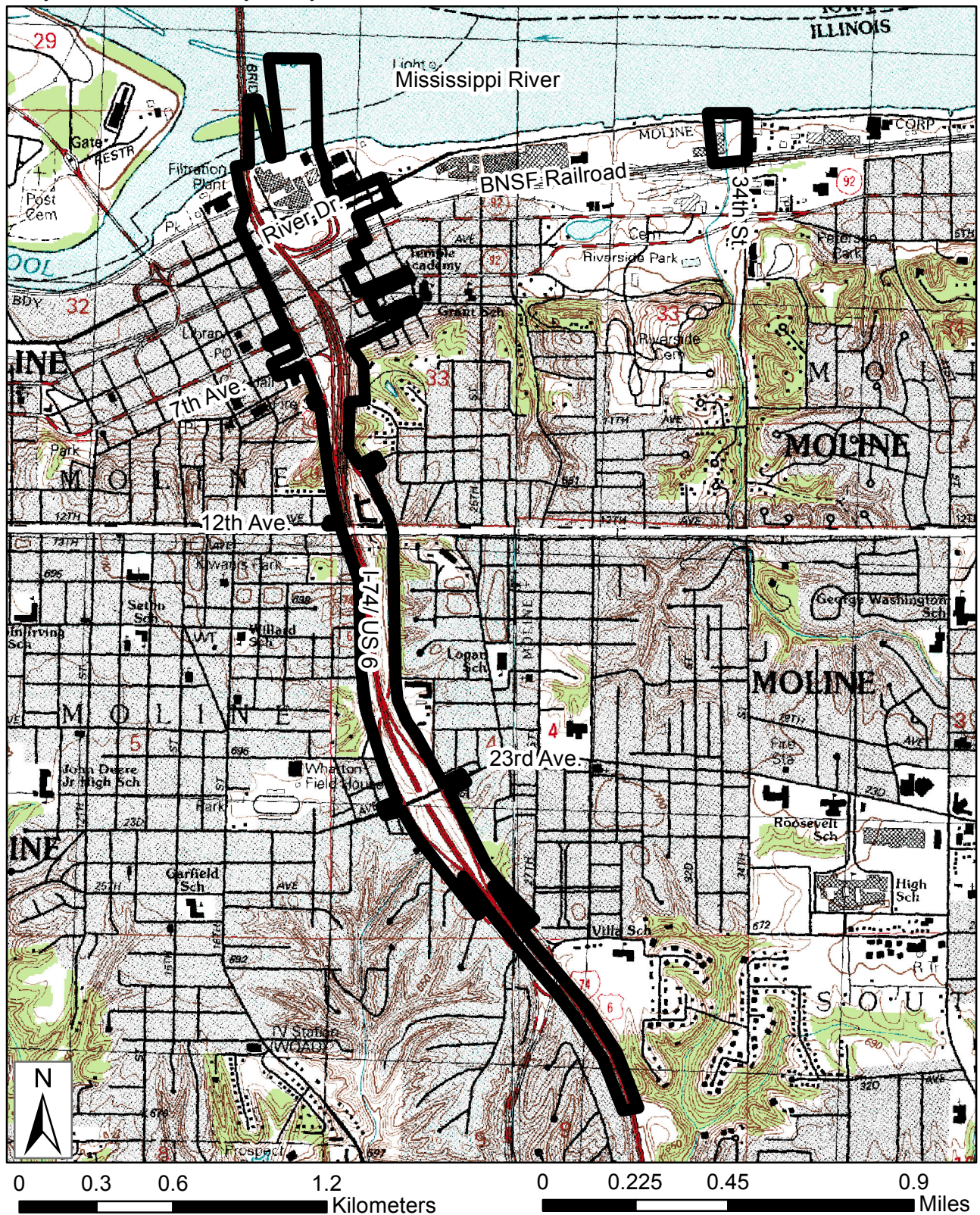
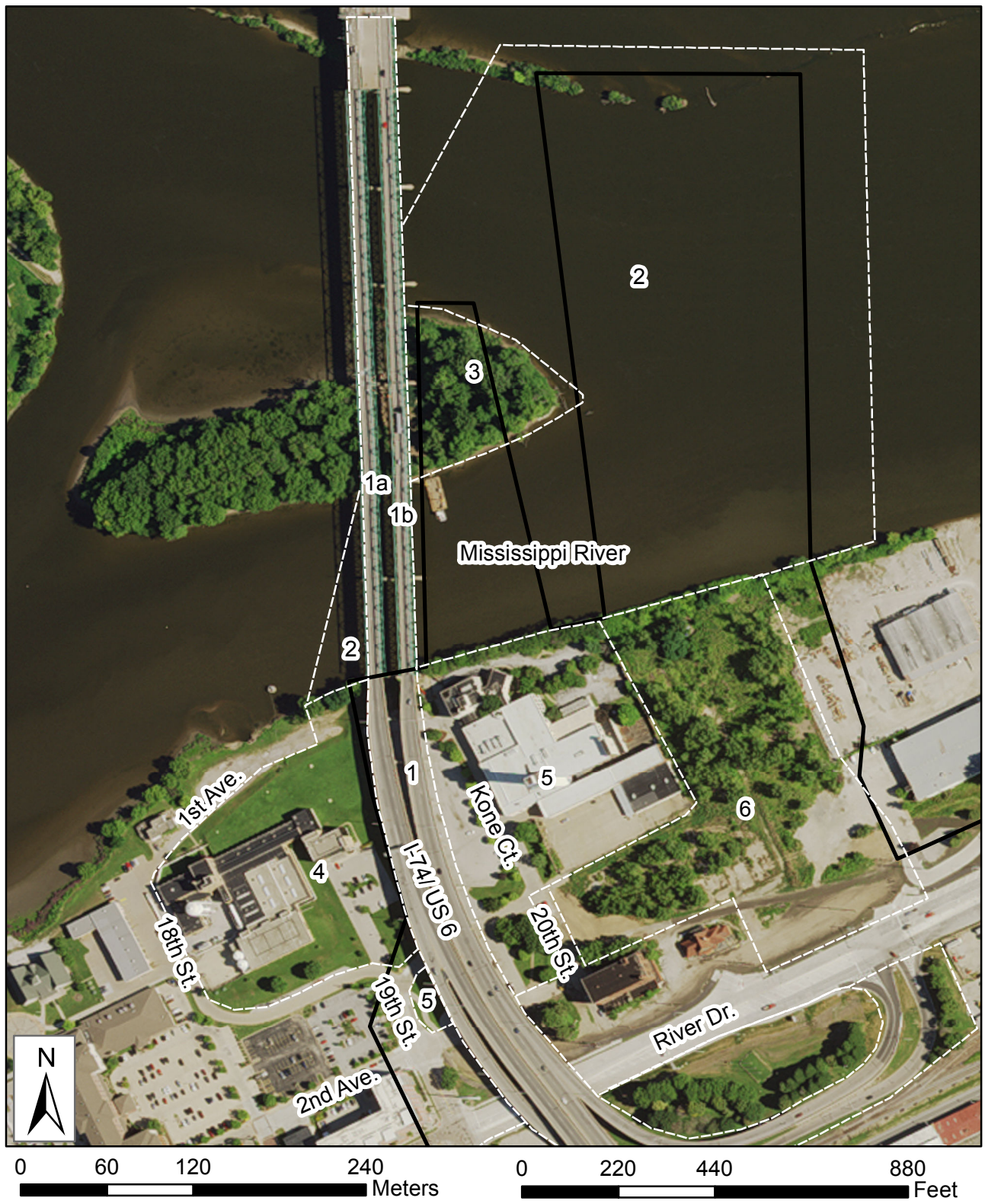


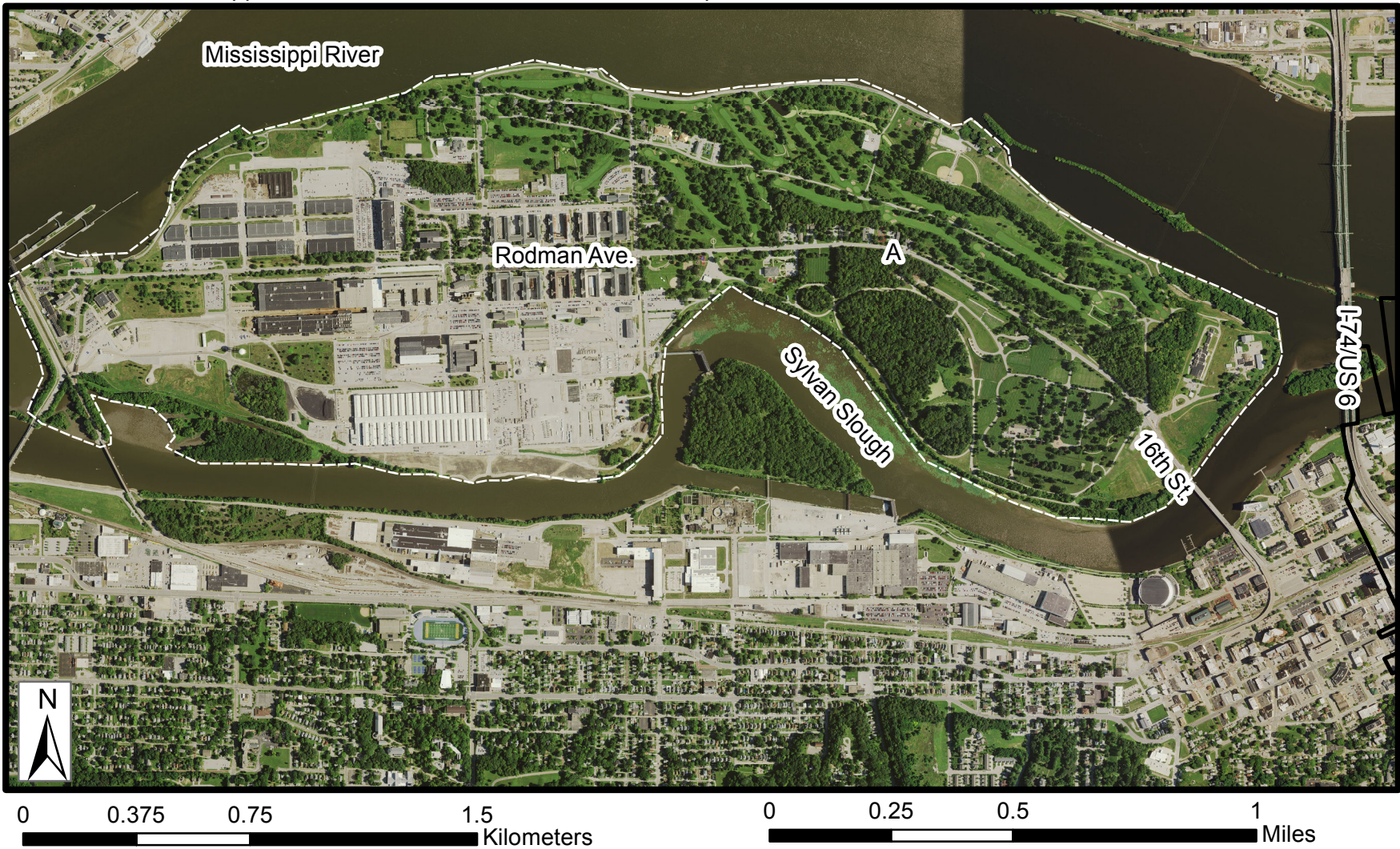
Attachment 1. Project location map, ISGS #1314V3.
Project area indicated by heavy black lines.



Attachment 2, page 1. Site location map. Sites 1314V3-1 through 1314V3-6.
Site 1314V3-1 extends off the map to the south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



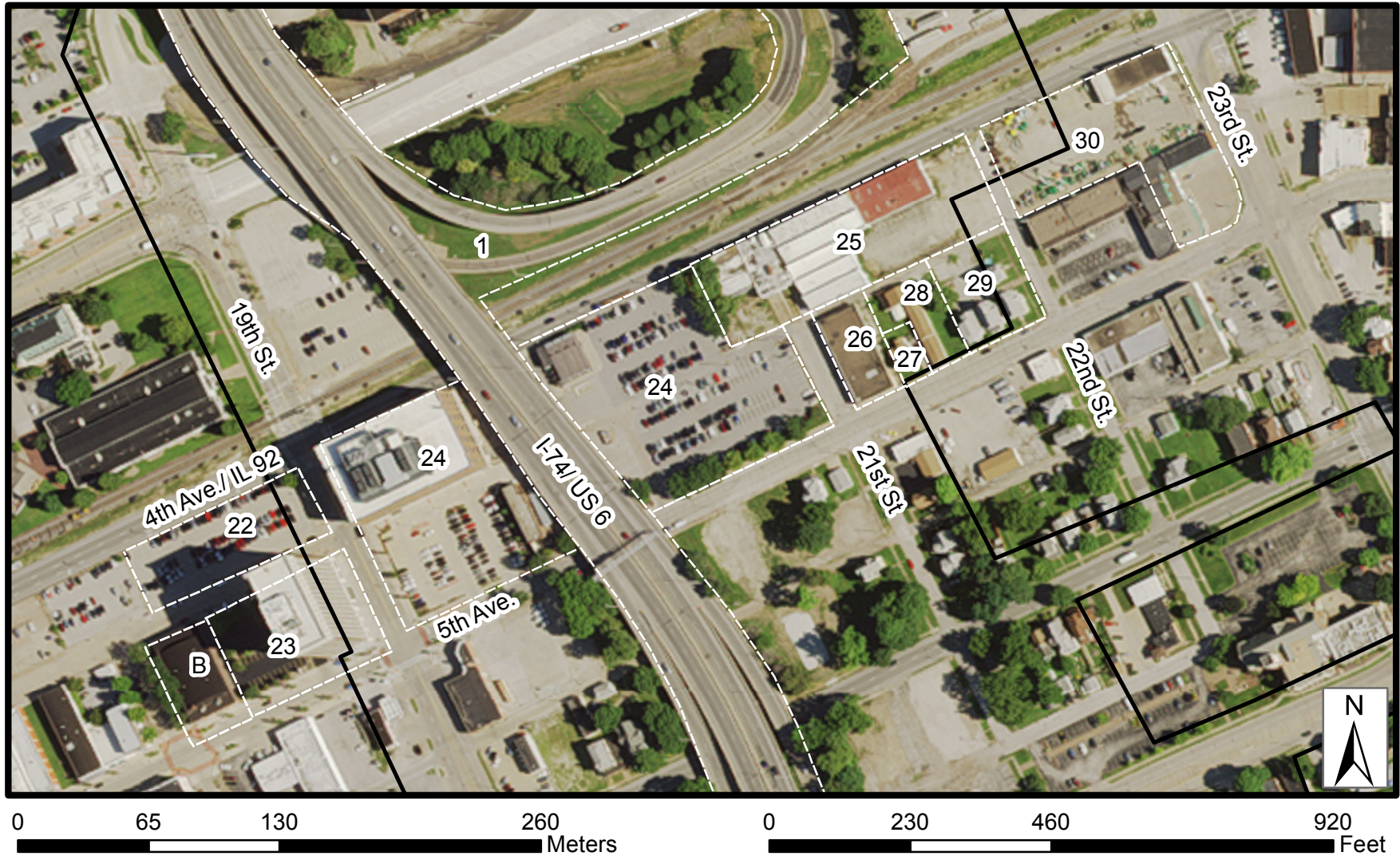
Attachment 2, page 2. Site location map. Site 1314V3-A.
Site boundaries are approximate and should not be used as actual parcel boundaries.



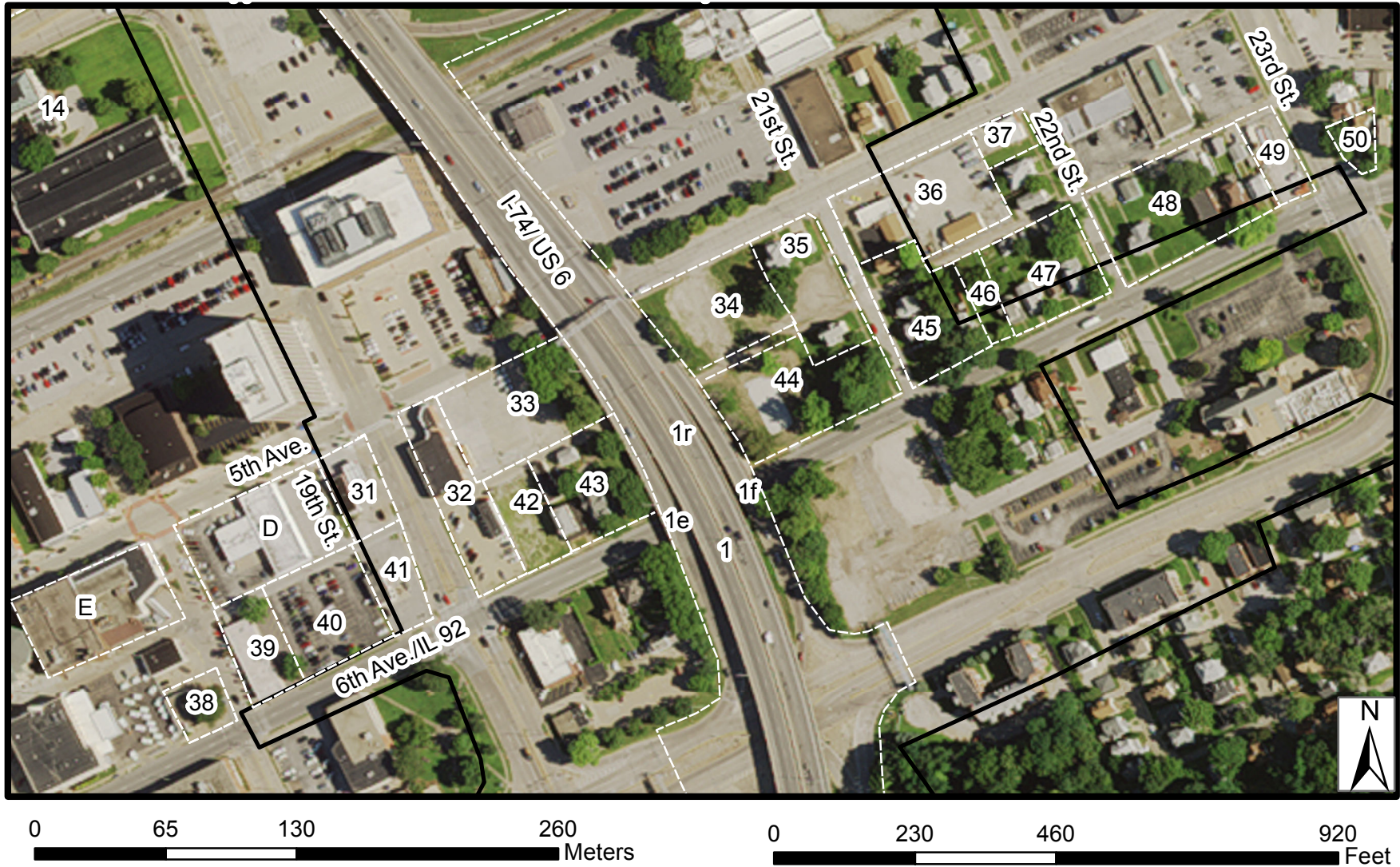
Attachment 2, page 3. Site location map. Site 1314V3-1 and Sites 1314V3-7 through 1314V3-21.
Site 1314V3-1 extends off the map to the north and south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



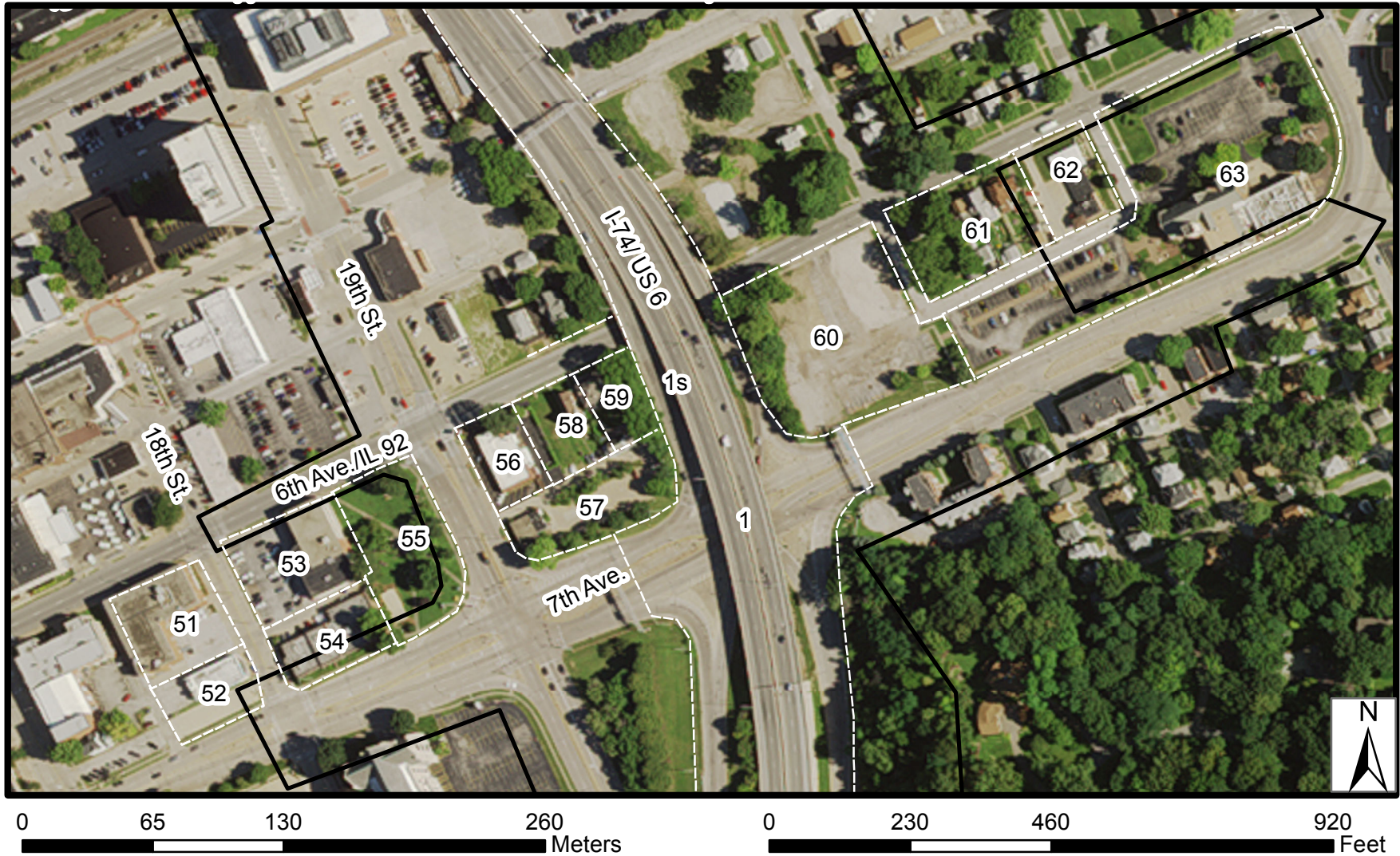
Attachment 2, page 4. Site location map. Site 1314V3-1 and Sites 1314V3-22 through 1314V3-30.
Site 1314V3-1 extends off the map to the north and south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



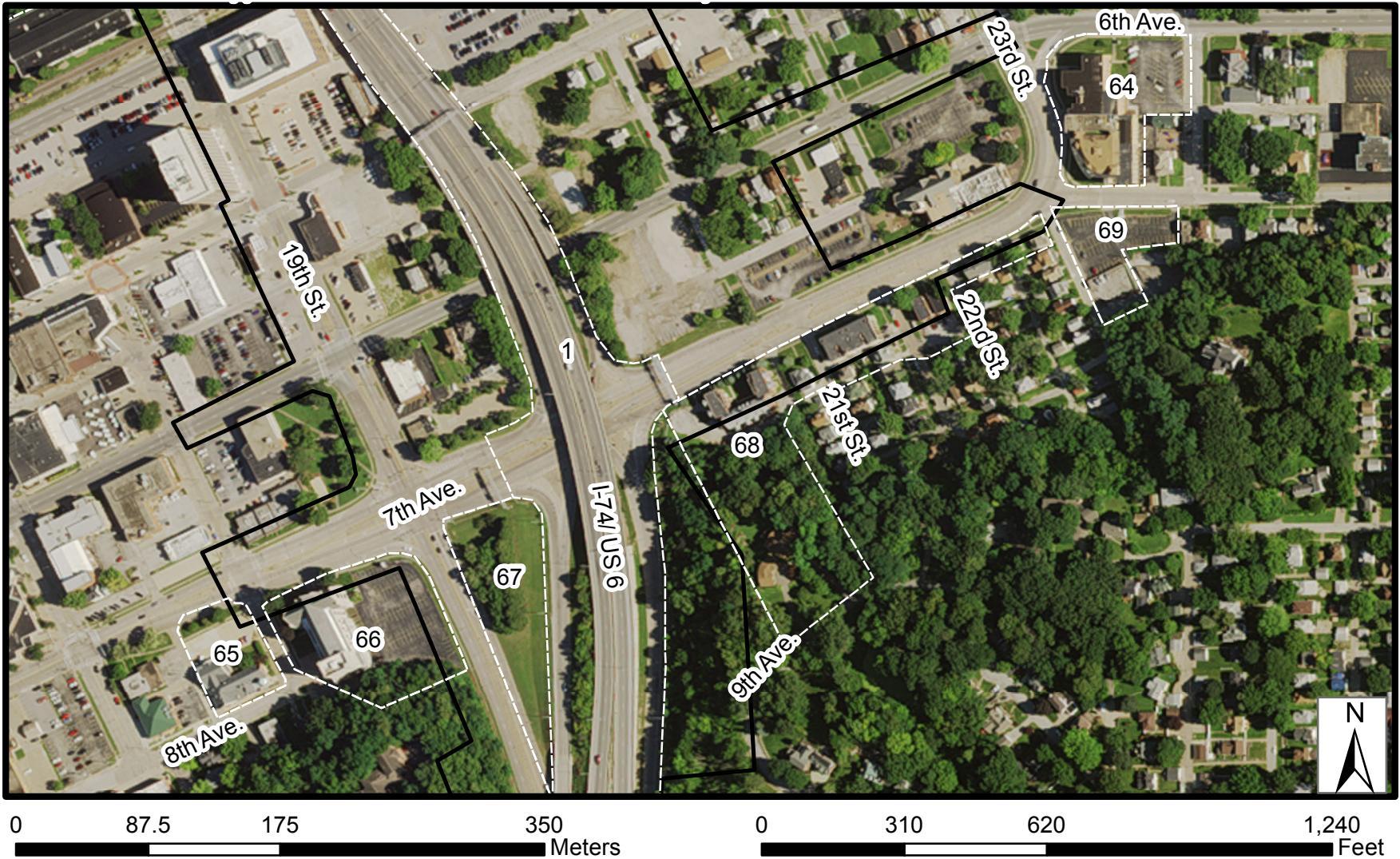
Attachment 2, page 5. Site location map. Site 1314V3-1 and Sites 1314V3-31 through 1314V3-50.
Site 1314V3-1 extends off the map to the north and south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



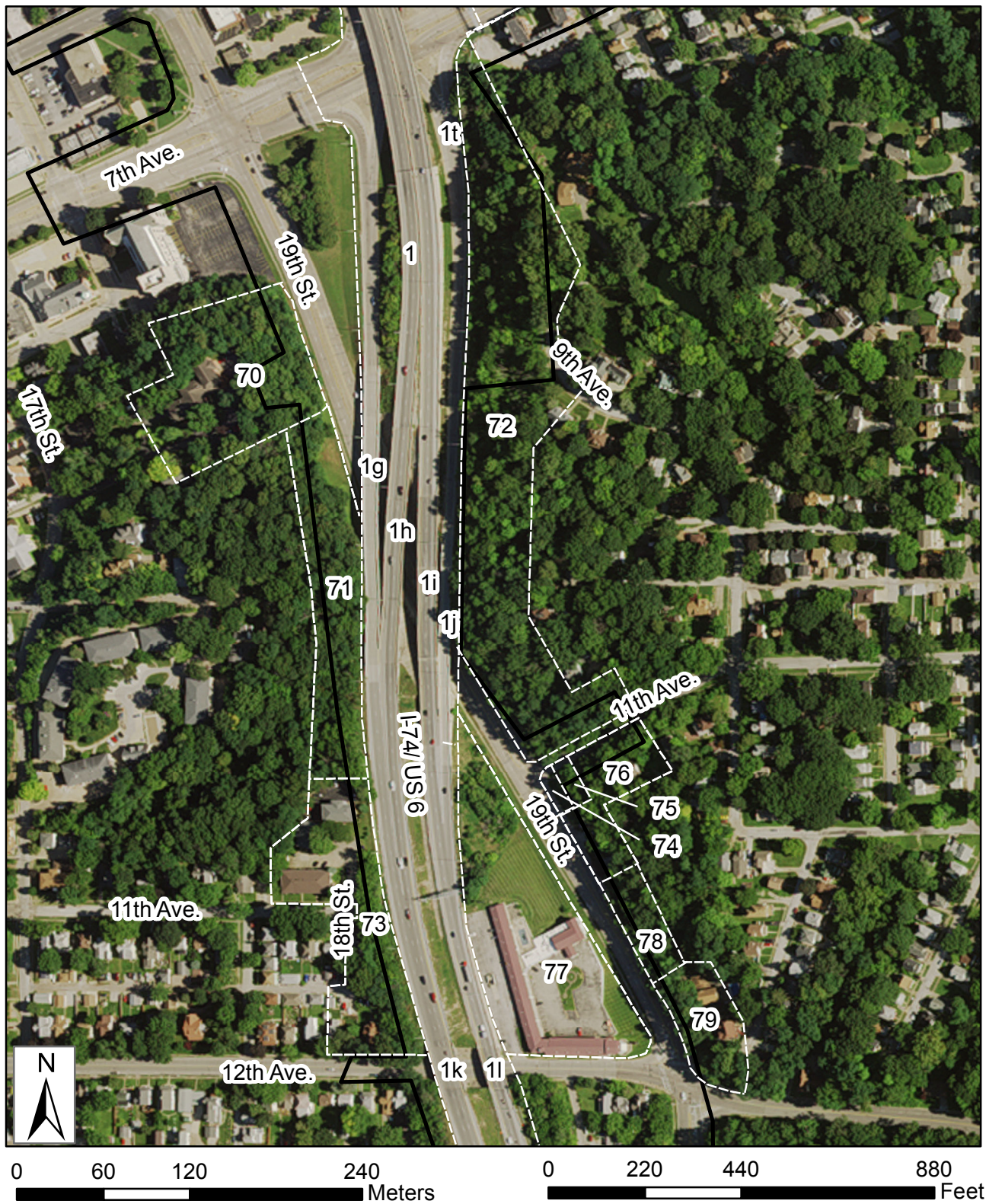
Attachment 2, page 6. Site location map. Site 1314V3-1 and Sites 1314V3-51 through 1314V3-63.
Site 1314V3-1 extends off the map to the north and south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



Attachment 2, page 7. Site location map. Site 1314V3-1 and Sites 1314V3-64 through 1314V3-69.
Site 1314V3-1 extends off the map to the north and south.
Site boundaries are approximate and should not be used as actual parcel boundaries.



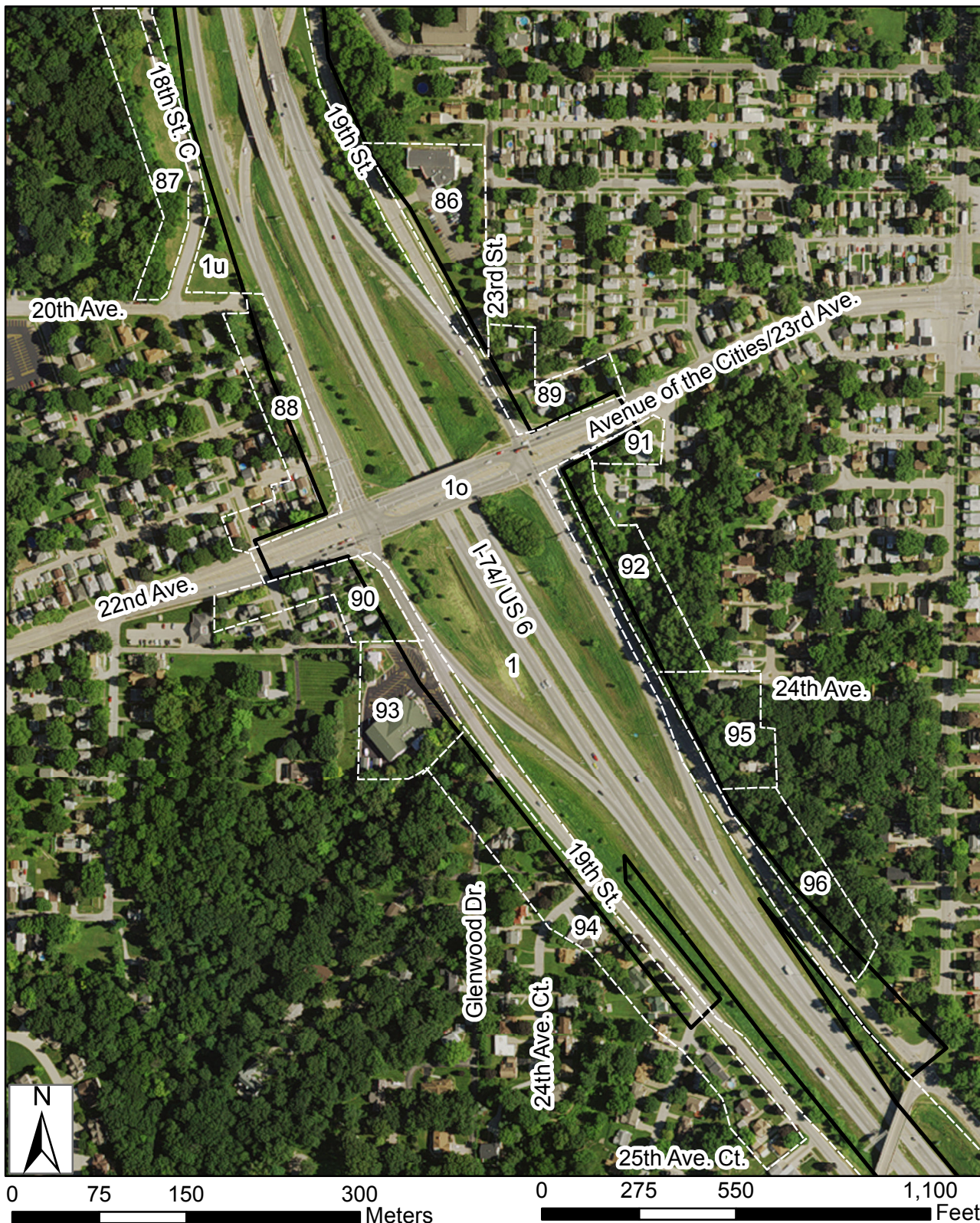
Attachment 2, page 8. Site location map. Site 1314V3-1 and Sites 1314V3-70 through 1314V3-79. Site 1314V3-1 extends off the map to the north and south. Site boundaries are approximate and should not be used as actual parcel boundaries.



Attachment 2, page 9. Site location map. Site 1314V3-1 and Sites 1314V3-80 through 1314V3-85. Site 1314V3-1 extends off the map to the north and south. Site boundaries are approximate and should not be used as actual parcel boundaries.



Attachment 2, page 10. Site location map. Site 1314V3-1 and Sites 1314V3-86 through 1314V3-96. Site 1314V3-1 extends off the map to north and south. Site boundaries are approximate and should not be used as actual parcel boundaries.



Attachment 2, page 11. Site location map. Site 1314V3-1 and Sites 1314V3-97 through 1314V3-101. Site 1314V3-1 extends off the map to the north and south. Site boundaries are approximate and should not be used as actual parcel boundaries.



0 60 120 240 Meters

0 220 440 880 Feet

Attachment 2, page 12. Site location map. Site 1314V3-1 and Sites 1314V3-102 through 1314V3-103. Site 1314V3-1 extends off the map to the north. Site boundaries are approximate and should not be used as actual parcel boundaries.



0 60 120 240 Meters

0 220 440 880 Feet

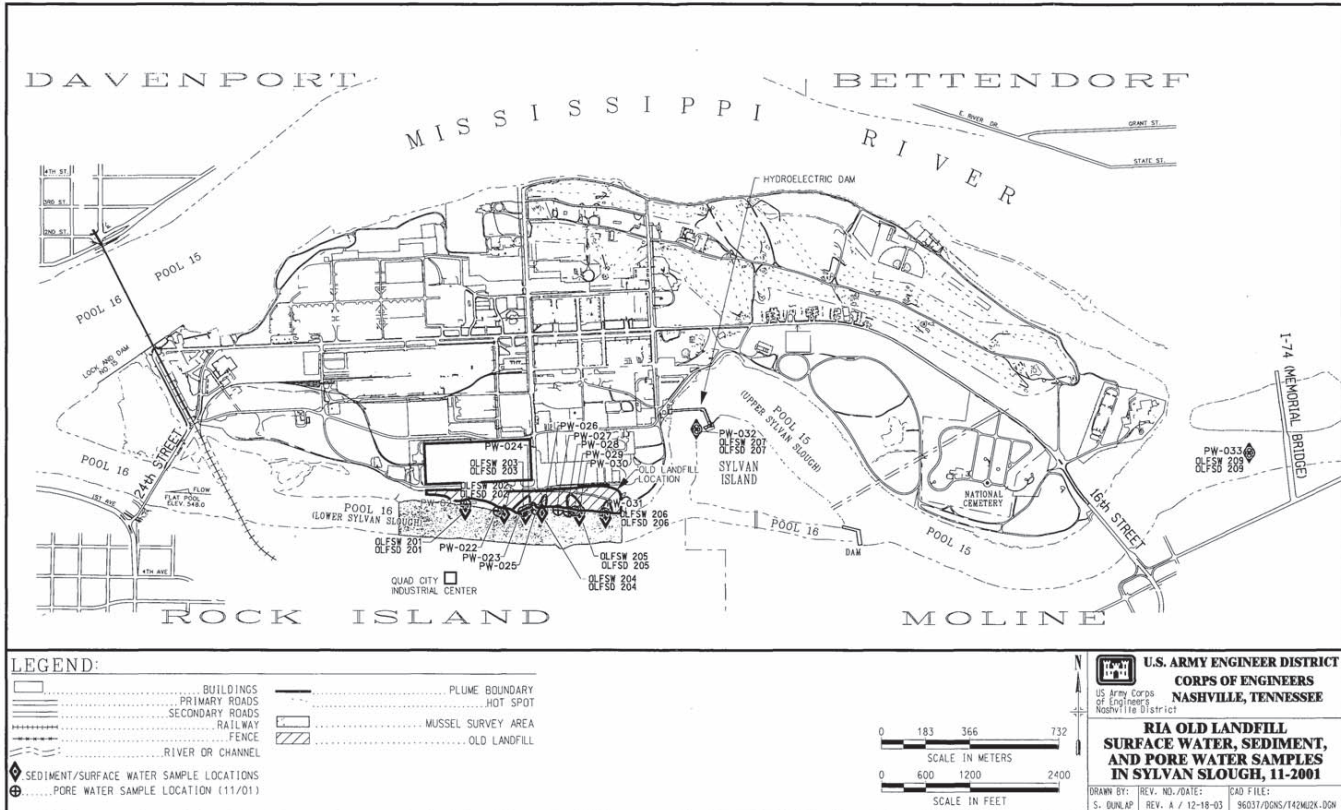
Attachment 2, page 13. Site location map. Sites 1314V3-104 through 1314V3-108. Site boundaries are approximate and should not be used as actual parcel boundaries.



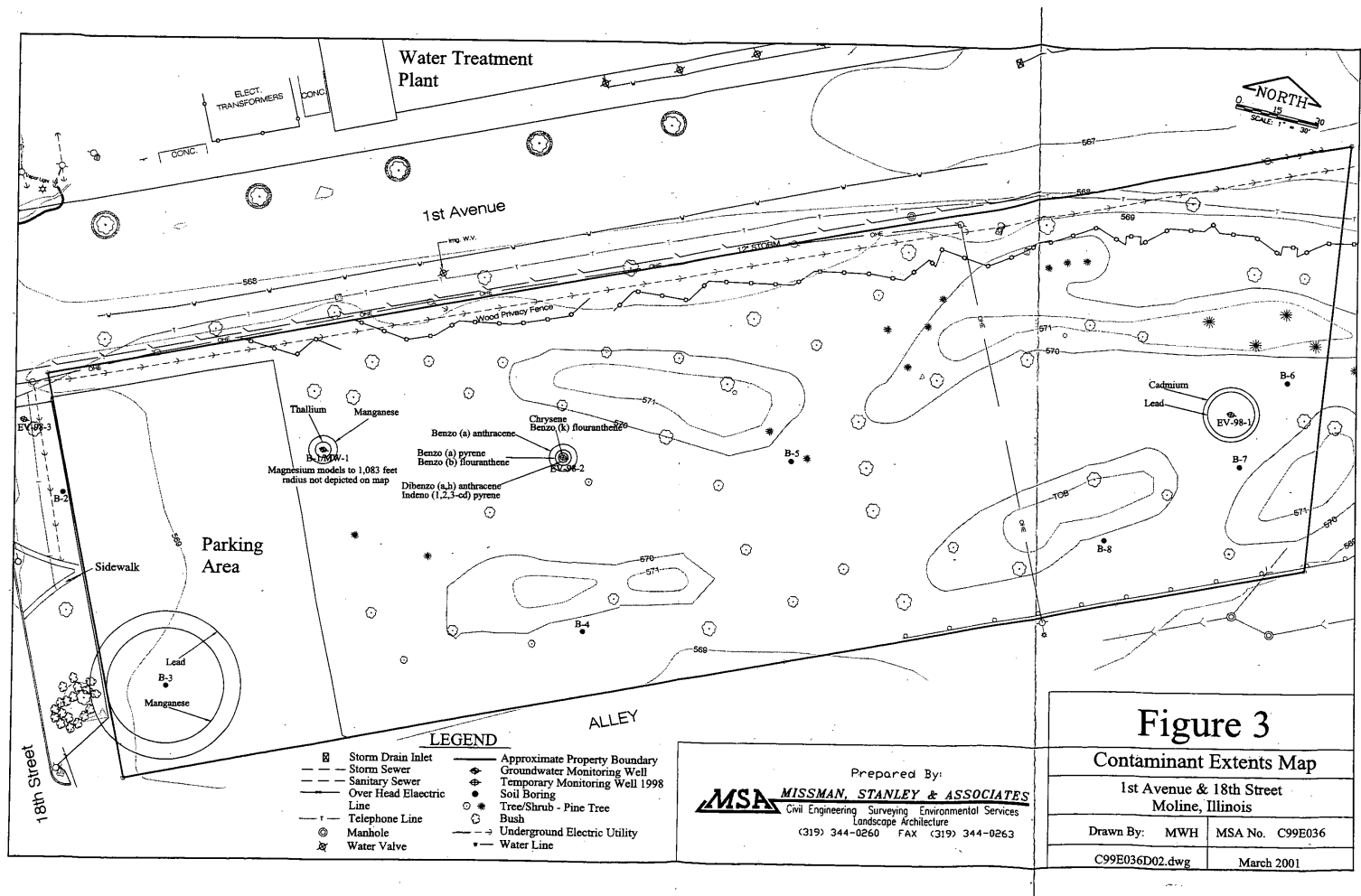
0 60 120 240 Meters

0 220 440 880 Feet

Attachment 3. Site 1314V3-2. Location of surface water sample PW-033.
 Map from USACE.



Attachment 4. Site 1314V3-4. Monitoring well locations and modeled extent of impacted groundwater. Map from Missman, Stanley and Associates.





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. Box 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026

ROD R. BLAGOJEVICH, GOVERNOR RENEE CIPRIANO, DIRECTOR

(217) 782-6761

March 24, 2004

CERTIFIED MAIL

7002 3150 0000 1258 2657

Mr. Frankie Atwater
City of Moline
619 16th Street
Moline, IL 61265

Re: 1610655161 /Rock Island
Moline /City of Moline – Moline Water Plant
Site Remediation Program/Technical Reports

RELEASABLE

APR 06 2004

REVIEWER MM

Dear Mr. Atwater:

The Remedial Action Completion Report Moline Water Plant 1st Avenue & 18th Street (November 21, 2003/Log Number 03-17841), as prepared by Missman, Stanley & Associates, P.C. for the above referenced Remediation Site, has been reviewed by the Illinois Environmental Protection Agency ("Illinois EPA") and demonstrates that the remedial action was completed in accordance with the Remedial Action Plan (June 28, 2001/Log Number 01-2454).

The Remediation Site, consisting of 1.55 acres, is located at 1800 1st Avenue, Moline, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act ("Act") (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA's Site Remediation Program DRM-1 Form received July 20, 2000 is the City of Moline.

This comprehensive No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment and does not require further remediation under the Act if utilized in accordance with the terms and conditions of this Letter.

Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use.
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.
- 2) The Remediation Site is restricted to Industrial/Commercial land use.
- 3) The contaminants of concern that remain at the areas described in the attached Site Remediation Program Environmental Notice and as shown on the attached Site Base Map of this Letter are:

<u>Location</u>	<u>CAS Number</u>	<u>Chemical Name</u>
The Engineered Barrier Area	50-32-8	Benzo(a)pyrene

Engineering Controls:

- 4) The asphalt barrier, as shown in the attached Site Base Map, must remain over the contaminated soils. This asphalt barrier must be properly maintained as an engineered barrier to inhibit ingestion exposure to the contaminated media.

Institutional Controls:

- 5) Ordinance Number 98-10-2 adopted October 27, 1998 by the City of Moline effectively prohibits the installation and use of potable water supply wells and is an acceptable institutional control under the following conditions:
 - a) Where a groundwater ordinance is used to assure long-term protection of human health, the Remediation Applicant must record a copy of the groundwater ordinance adopted and administered by the City of Moline along with this Letter.
 - b) The Remediation Applicant shall provide written notification to the City of Moline and to owner(s) of all properties under which groundwater contamination attributable to the Remediation Site exceeds the objectives approved by the Illinois EPA. The notification shall include:
 - i) The name and address of the local unit of government;
 - ii) The citation of Ordinance Number 98-10-2
 - iii) A description of the property for which the owner is being sent notice by adequate legal description or by reference to a plat showing the boundaries;

Page 3

- iv) A statement that the ordinance restricting the groundwater use has been used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v) A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
 - vi) A statement as to where more information may be obtained regarding the ordinance.
- c) Written proof of this notification shall be submitted to the Illinois EPA within forty-five (45) days from the date of this Letter to.

Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

- d) The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:
- i) Modification of the referenced ordinance to allow potable uses of groundwater;
 - ii) Approval of a site-specific request, such as a variance, to allow use of groundwater at the Remediation Site or at the affected properties;
 - iii) Failure to provide written proof to the Illinois EPA within forty-five (45) days from the date of this Letter of written notification to the City of Moline and affected property owner(s) of the intent to use Ordinance Number 98-10-2 as an institutional control at the Remediation Site; and
 - iv) Violation of the terms and conditions of this No Further Remediation letter.

Other Terms

- 6) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program Form*. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
- 7) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attn: Freedom of Information Act Officer
Bureau of Land-#24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

Page 4

- 8) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current titleholder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
- a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) The disturbance or removal of contamination that has been left in-place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;
 - g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;
 - h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.
- 9) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
- a) The City of Moline;
 - b) The owner and operator of the Remediation Site;
 - c) Any parent corporation or subsidiary of the owner of the Remediation Site;
 - d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
 - e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
 - f) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;


Page 5

- g) Any successor-in-interest of the owner of the Remediation Site;
 - h) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
 - i) Any heir or devisee of the owner of the Remediation Site;
 - j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the Remediation Site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor-in-interest thereto; or
 - k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.
- 10) This letter, including all attachments, must be recorded as a single instrument within forty-five (45) days of receipt with the Office of the Recorder of Rock Island County. For recording purposes, the Illinois EPA Site Remediation Program Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Office of the Recorder of Rock Island County in accordance with Illinois law so that it forms a permanent part of the chain of title for the Remediation Site.
- 11) Within thirty (30) days of this Letter being recorded by the Office of the Recorder of Rock Island County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:
- Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276
- 12) In accordance with Section 58.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the Remediation Site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the billing statement.

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If you have any questions regarding this correspondence, you may contact the Illinois EPA project manager, Mr. Jim Mergen at (217) 524-1659.

Sincerely,


Lawrence W. Eastep, P.E., Manager
Remedial Project Management Section
Division of Remediation Management
Bureau of Land

Attachments(2): Property Owner Certification of No Further Remediation Letter under the
Site Remediation Program Form
Notice to Remediation Applicant

cc: Wendy Rouse, Environmental Scientist II, Missman, Stanley & Associates, P.C. 2415
18th Street, Suite 203, Bettendorf, Iowa 52722

bcc: Records Unit
Bob O'Hara
Ginger Miller
Rick Lucas

Page 7

PREPARED BY:

Name: Mr. Frankie Atwater
City of Moline

Address: 619 16th Street
Moline, IL 61265

RETURN TO:

Name: Mr. Frankie Atwater
City of Moline

Address: 619 16th Street
Moline, IL 61265

THE ABOVE SPACE FOR RECORDER'S OFFICE

The remediation applicant must submit this Environmental No Further Remediation Letter within 45 days of its receipt, to the Office of the Recorder of Rock Island County.

Illinois State EPA Number: 1610655161

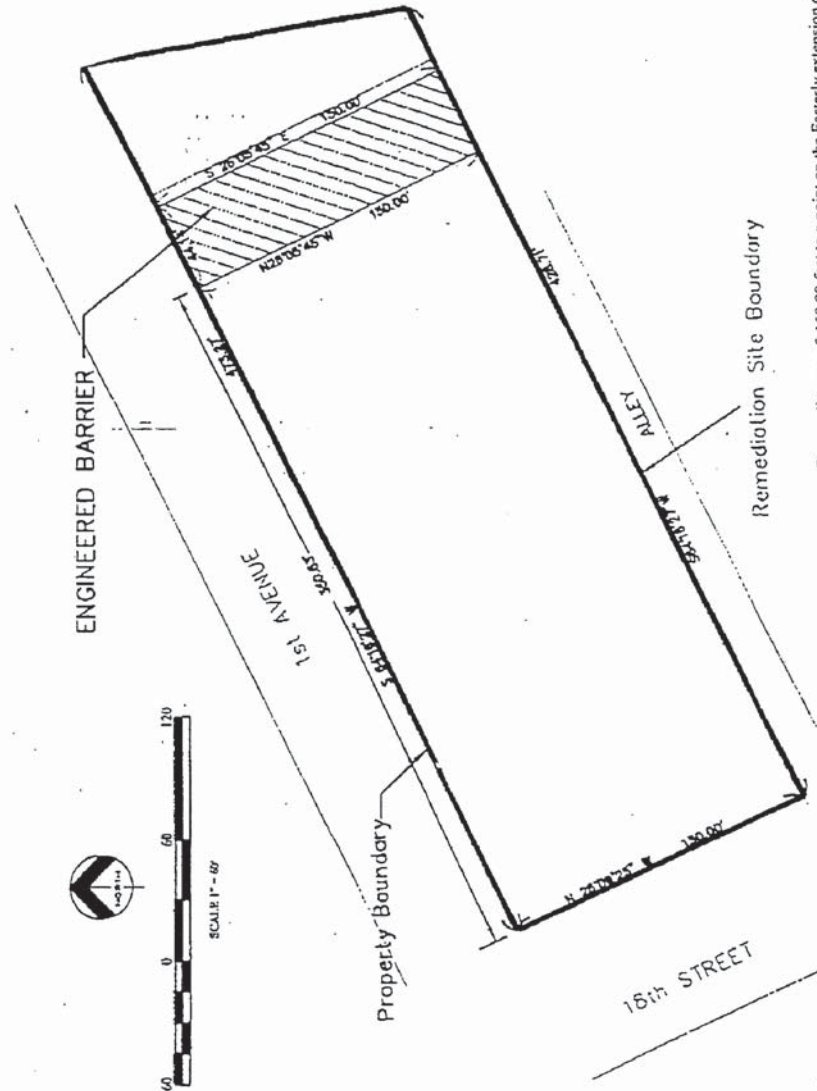
The City of Moline, the Remediation Applicant, whose address is 619 16th Street, Moline, IL 61265- has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

1. Legal description or Reference to a Plat Showing the Boundaries: Lots 1, 2, 3, and 4 in Block 4 of Old Town and Lots 1, 2, 3 and 4 in Block 4 and part of Lot 4 in Block 5 of George L. Davenport's Addition and part of Vacated 19th Street in the City of Moline, Rock Island County, Illinois. The property boundary being described as follows: Beginning at the Northwesterly Corner of Lot 4 in Block 4 of said George L. Davenport's Addition, thence North 64 degrees 16 minutes 27 seconds East on the Northerly Line of Blocks 4 and 5 in said Addition, a distance of 473.27 feet to a point, thence Southerly on a curve to the left an arc distance of 156.17 feet, said curve having a central angle of 02 degrees 09 minutes 15 seconds, a radius of 4,153.81 feet, and whose chord bears South 09 degrees 34 minutes 33 seconds East, a distance of 156.16 feet to a point in the Southerly Line of Lot 4 in said Block 5, thence South 64 degrees 16 minutes 27 seconds West on the Southerly Line of Block 5 of said George L. Davenport's Addition and the Southerly Line of Block 4 of said Old Town, a distance of 428.71 feet to Southwesterly Corner of Lot 4 in said Block 4, thence North 26 degrees 09 minutes 25 seconds West on the Westerly Line of Lot 4 in said Block 4 and the Westerly Line of Lot 4 in Block 4 of said George L. Davenport's Addition, a distance of 150.00 feet to the Point of Beginning. The above-described parcel of land contains 67,570 square feet, more or less.
2. Common Address: 1800 1st Avenue, Moline, IL
3. Real Estate Tax Index/Parcel Index Number: M-5383-2 and M-5393A

Page 8

4. Remediation Site Owner: The City of Moline
5. Land Use: Industrial/Commercial
6. Site Investigation: Comprehensive

Site Base Map
 1610655161 – Rock Island County
 Moline/City of Moline Water Plant Improvement Project
 Site Remediation Program



Engineered Barrier Description
 Part of Vacated 19th Street in the City of Moline, Rock Island County, Illinois, the boundary being described as follows: Commencing at the Northwestly Corner of Lot 4 in Block 4 of said George L. Davenport's Addition; Thence North 64 degrees 16 minutes 27 seconds East on the Northernly Line of Block 4 in said Addition and its extension Easterly, a distance of 350.53 feet to the Point of Beginning; Thence continuing North 64 degrees 16 minutes 27 seconds East on said East, a distance of 150.00 feet to a point on the Easterly extension of the Southerly Line of Block 4 of Old Town in the City of Moline; Thence South 64 degrees 16 minutes 27 seconds West, on said Easterly extension, a distance of 44.14 feet to a point; Thence North 26 degrees 05 minutes 45 seconds West, a distance of 150.00 feet to the Point of Beginning. The above-described parcel of land contains 6,621 square feet, more or less. For purposes of this description the Northernly Line of Block 4 in George L. Davenport's Addition is assumed to have a bearing of North 64 degrees 16 minutes 27 seconds East.

Attachment 6. Site 1314V3-6. NFR letter, IEMA #903547.
Poor quality is due to poor quality of original.



Illinois Environmental Protection Agency

P.O. Box 19276, Springfield, IL 62719-0276

217/782-6750

Refer to: LPL #1610655006 -- Rock Island County
Moline/Frank Foundries Corporation
2320 Third Avenue
LUST Incident No. 903547
LUST/Tech Report File

January 27, 1992

Frank Foundries Corporation
Attn: Mr. Mark L. Snyder
2320 Third Avenue
Moline, Illinois 61205

Dear Mr. Snyder:

The Agency has received the Professional Engineer Certification Form dated November 27, 1991, received December 5, 1991. Based on certification by a registered professional engineer, John U. Bloodworth, P.E., of Illinois, Frank Foundries Corporation the owner of the Underground Storage Tank and Frank Foundries Corporation the operator of the Underground Storage Tank, further remediation does not appear necessary in regard to the above referenced incident.

Should you have any questions or require further assistance, do not hesitate to contact Russell Irwin of my staff at 217/782-6750.

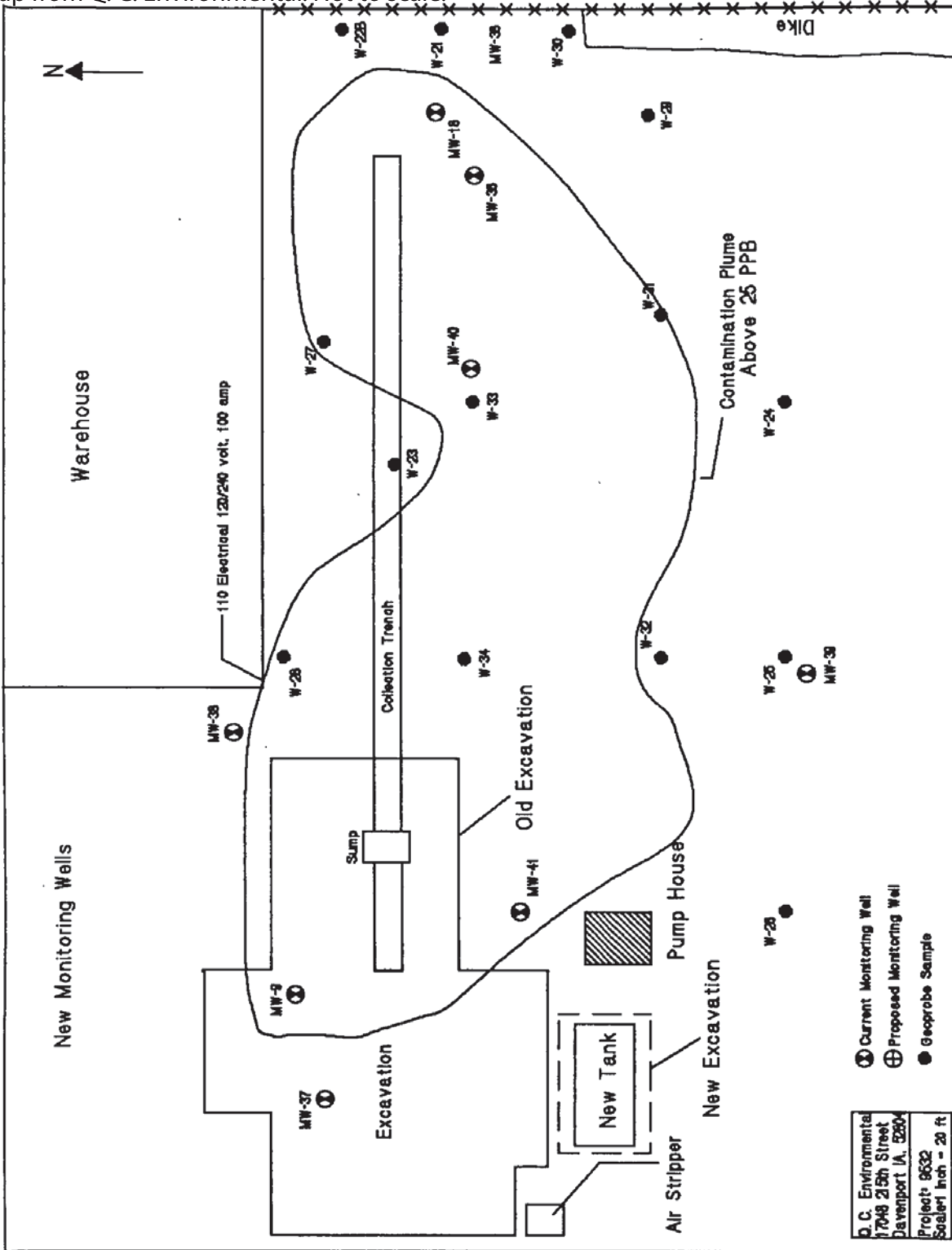
Sincerely,

Cindy S. Wertz, Manager
Southern San-Unit
State Sites Unit
Leaking Underground Storage Tank Section
Division of Land Pollution Control

CCD:Richard G. Jai

cc: Division File
Angela Aye Jim
Peoria Region
G. Ted Rowe
Russ Irwin

Attachment 7. Site 1314V3-6. Estimated extent of impacted groundwater.
 Map from Q. C. Environmental. Not to scale.





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 Mary A. Gade, Director

217/782-6761

October 6, 1998

Certified # 344 335 159

James B. Kenny, President
Frank Foundries Corporation
P. O. Box 127
Montague, Michigan 49437-0127

Re: 1610455008 -- Rock Island County
Moline/Frank Foundries Corporation
Site Remediation/Technical Reports

Dear Mr. Kenny:

The Remedial Action Completion Report (August 17, 1998/Log No. 98-1128) as prepared by Q. C. Environmental for the property has been reviewed by the Illinois Environmental Protection Agency ("Illinois EPA") and demonstrates that the remedial action was completed in accordance with the Remedial Action Plan, July 13, 1994/Log No. 94-692.

The remediation site, consisting of 4.2 acres, is located at 2020 3rd. Avenue, Moline, Illinois. Pursuant to Section 58.10 of the Illinois Environment Protection Act ("Act") (415 ILCS 5/58.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this Comprehensive No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act in performing the approved remedial action and shall be considered prima facie evidence that the remediation site described in the attached Site Remediation Program ("SRP") Environmental Notice does not constitute a threat to human health and the environment and does not require further remediation under the Act if utilized in accordance with the terms of this Letter.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. In accordance with Section 58.8(c) and 58.10(b)(3) of the Act (415 ILCS 5/58.8(c) and 415 ILCS 5/58.10(b)(3), respectively), the remediation site described in the attached SRP Environmental Notice and shown on the attached Site Base Map of this Letter is

RELEASEABLE

FEB 09 2006

REVIEWER *MS*

Page 2

authorized for residential or industrial/commercial uses.

2. The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use, and
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

OTHER TERMS

3. Where the Remediation Applicant is not the sole owner of the remediation site, the Remediation Applicant shall complete the attached "Property Owner Certification of NFR Letter Under the Site Remediation Program" form. This certification by original signature of each property owner, or the authorized agent of the owner(s), of the remediation site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
4. Further information regarding this remediation site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attn: Freedom of Information Act Officer
Bureau of Land #24
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
5. Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current title holder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of this Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
 - a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) If applicable, the disturbance or removal of contamination that has been left in-

Page 3

- place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
- d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;
 - g) The failure to pay the No Further Remediation Assessment Fee within 45 days after receiving a request for payment from the Illinois EPA;
 - h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within 45 days after receiving a request for payment from the Illinois EPA.
6. Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
- a) James B. Kenny, President;
 - b) The owner and operator of the remediation site;
 - c) Any parent corporation or subsidiary of the owner of the remediation site;
 - d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the remediation site;
 - e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the remediation site;
 - f) Any mortgagee or trustee of a deed of trust of the owner of the remediation site or any assignee, transferee, or any successor-in-interest of the owner of the remediation site;
 - g) Any successor-in-interest of the owner of the remediation site;
 - h) Any transferee of the owner of the remediation site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;

Page 4

- i) Any heir or devisee of the owner of the remediation site;
 - j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the remediation site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor in interest thereto; or
 - k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.
7. This Letter, including all attachments, must be recorded as a single instrument within 45 days of receipt with the Office of the Recorder Rock Island County. For recording purposes, the SRP Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Recorder of Rock Island County in accordance with Illinois law so that it forms a permanent part of the chain of title for the Frank Foundries Corporation property.

Within 30 days of this Letter being recorded by the Recorder of Rock Island County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

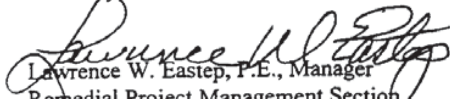
Mr. Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS Section
1021 North Grand Avenue, East
P.O. Box 19276
Springfield, IL 62794-9276

8. In accordance with Section 58.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the remediation site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the final billing statement.

Page 5

If you have any questions regarding this correspondence, you may contact the Illinois EPA project manager, Marc Cummings at (217) 782-9079.

Sincerely,


Lawrence W. Eastep, P.E., Manager
Remedial Project Management Section
Division of Remediation Management
Bureau of Land

Attachments: SRP Environmental Notice
Site Base Map
Property Owner Certification of NFR Letter Under the Site Remediation Program
Form

cc: Todd Bloodsworth, Q. C. Environmental

C:\FFNFRLT2.WPD

*bcc. dev file
Tom M. Harnett
Bob O'HARA*

PREPARED BY:

Name: James B. Kenny, President
Frank Foundries
Corporation

Address: P. O. Box 127
Montague, MI 49437-0127

RETURN TO:

Name: James B. Kenny, President
Frank Foundries
Corporation

Address: P. O. Box 127
Montague, MI 49437-0127

THE ABOVE SPACE FOR RECORDER'S OFFICE

This Environmental No Further Remediation letter must be submitted by the remediation applicant within 45 days of its receipt, to the Recorder of Rock Island County.

Illinois State EPA Number: 1610455008

James B. Kenny, the Remediation Applicant, whose address is P. O. Box 127, Montague, MI has performed investigative and remedial activities for the remediation site depicted on the attached Site Base Map and which remediation site can be identified by the following:

1. Legal description: That part of the City of Moline, Rock Island County, Illinois, known as and called Frank Foundries Corporation Addition to the City of Moline, Illinois, and also being all that part of Block "P" and the vacated streets and alleys adjacent to said block in that part of the City of Moline, Illinois, known as and called George Davenport's Addition, to said City which are contained within the following described property line and boundary line:

Beginning at the intersection of the West R.O.W. line of 21st Street with the center line of 2nd Avenue, formerly Wells Street, as shown on the recorded plat of said George Davenport's Addition: thence North 64 degrees -- 45 minutes -- 55 seconds East 40.00 feet to a point on the centerline of said 2nd Avenue; thence North 25 degrees -- 19 minutes -- 59 seconds West 9.49 feet to a point which is the intersection of the Southerly face of Frank Foundries Corporation building and the Easterly face of an interior masonry bearing wall; thence North 25 degrees -- 19 minutes -- 59 seconds West along Easterly face of said wall 123.90 feet to the intersection of the Northerly face of masonry wall along the Southerly side of a 13.5 foot aisle; thence south 64 degrees -- 45 minutes -- 05 seconds West along the Northerly face of said wall 100.38 feet to the intersection of the Easterly face of a masonry wall; thence North 24 degrees -- 56 minutes -- 47 seconds West along the Easterly face of said wall 66.61 feet to the Northerly face of Frank Foundries Corporation building; (the Northerly wall being the Northerly line of

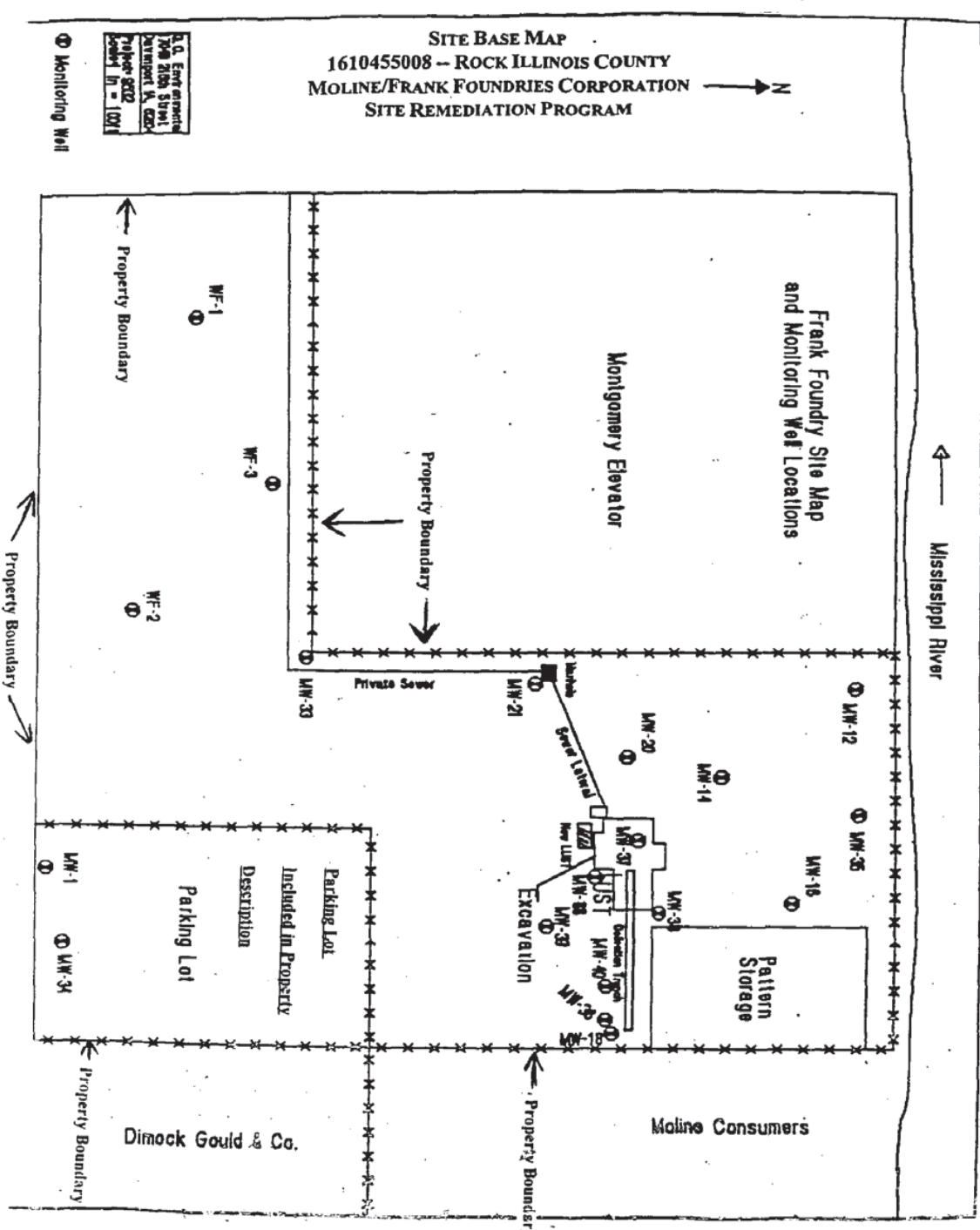
(Illinois EPA Site Remediation Program Environmental Notice)

Page 7

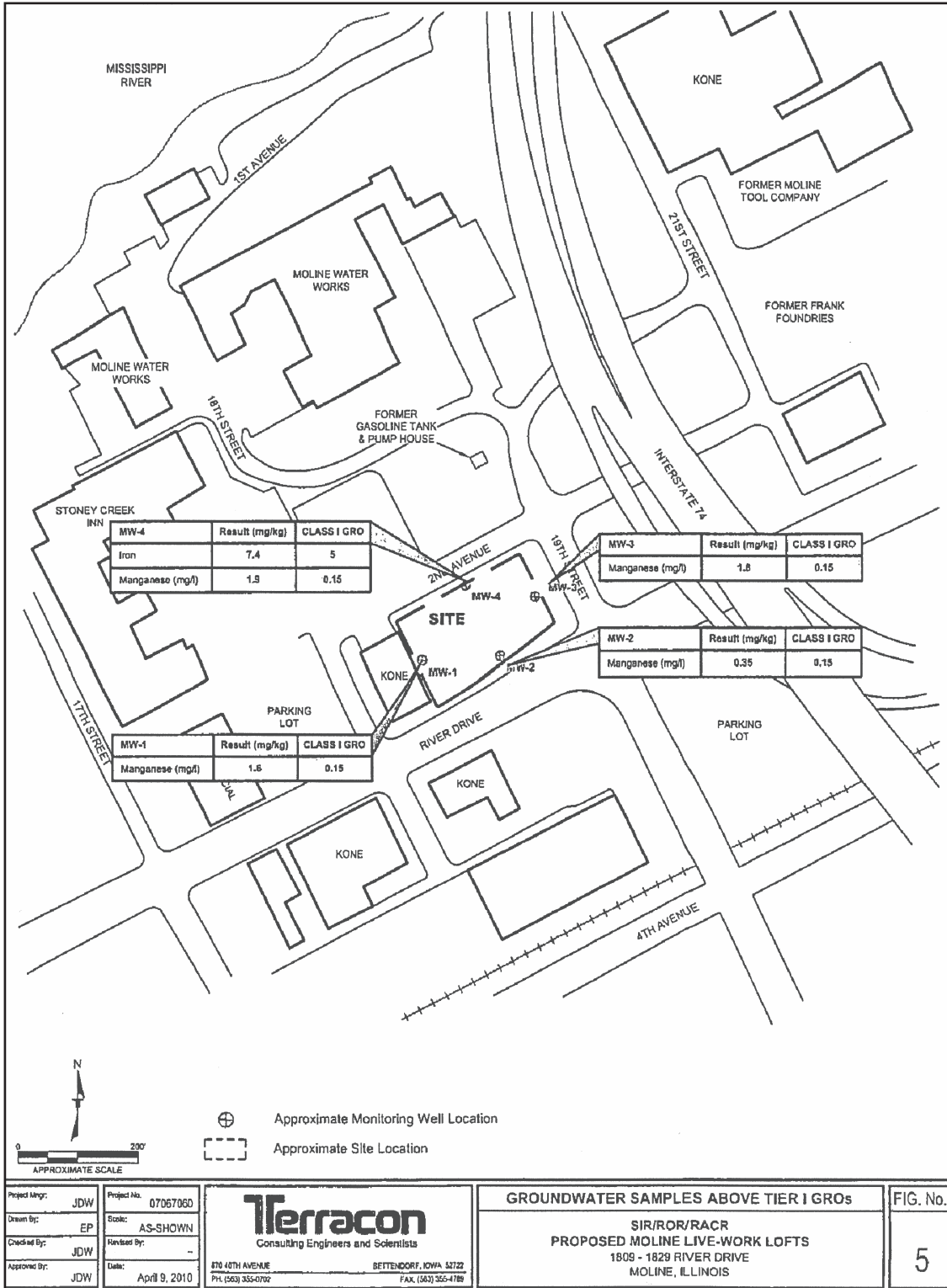
a 20 foot wide vacated alley;) thence North 24 degrees -- 56 minutes -- 47 seconds West 10.00 feet to a point on the Northerly line of Frank Foundries Corporation Boundary; thence South 64 degrees -- 26 minutes -- 22 seconds West 279.52 feet along the Northerly boundary line of Frank Foundries Corporation which is 10 feet Northerly of and parallel with North face of Frank Foundries Corporation building to a point on the Easterly R.O.W. line of 20th Street; thence South 26 degrees -- 25 minutes -- 18 seconds East 45.80 feet to a point on the Easterly R. O. W. line of 20th Street; thence North 64 degrees -- 25 minutes -- 22 seconds East 16.00 feet to point on the Westerly line of Lot 5 in "P" in said George Davenport's addition, said point being 134.2 feet Northerly from the Southwest corner of said Lot 5; and being the place of beginning of land conveyed to Frank Foundries Corporation by C. B. & Q. Railroad Company; thence on a line 9 feet normally distant from the centerline of an industrial switch track of said C. B. & Q. Railroad known and referred to as track No. 87; (the center line of said switch track being on a curve concave Northerly and crossing the West line of the aforesaid Lot 5 at a point 122.7 feet Northerly of the Southwest corner thereof; also crossing the Westerly line of Lot 6 in said Block "P" at a point 60 feet Northerly of the Southwest corner thereof; also crossing the Westerly line of Lot 7 in Block "P" at a point 18.17 feet Northerly of the Southwest corner thereof; and crossing the Southerly line of said Lot 7 at a point 46.75 feet Easterly of the Southwest corner thereof, and continuing Easterly along said curved line to a point 8.6 feet Southerly from the Southerly line of Lot 8 in said Block "P" in a line parallel with the Westerly line of said Lot 8 and 23.5 feet Easterly from the West line of said Lot 8 measured at right angles to the Westerly line); thence South 25 degrees -- 20 minutes -- 00 seconds East 21.4 feet more or less to the center line of 2nd Avenue; thence North 64 degrees -- 45 minutes -- 55 seconds East along the centerline of 2nd Avenue 56.63 feet more or less to the place of beginning; Subject to the rights of C. B. & Q. Railroad Company for the right of way over any part of the vacated portion of 20th Street and the vacated portion of 2nd Avenue occupied and used by said C. B. & Q Railroad Company and included in the above described land, together with an easement for all utility services serving the facilities included within the herein described premises located on property owned by Grantor.

2. Common Address: 2020 3rd Avenue, Moline, IL.
3. Real Estate Tax Index/Parcel Index Number: 082210600/M.3404.54.
4. Remediation Site Owner: James B. Kenny.
5. Land Use Limitation: Residential or Industrial/Commercial.
6. Site Investigation: Comprehensive.

See NFR letter for other terms.



Attachment 9. Site 1314V3-10. Site features and groundwater sampling results. Map from Terracon.



Project Mgr:	JDW	Project No.	0706706D
Drawn by:	EP	Scale:	AS-SHOWN
Checked by:	JDW	Revised by:	-
Approved by:	JDW	Date:	April 9, 2010

Terracon
Consulting Engineers and Scientists

870 40TH AVENUE BETTENDORF, IOWA 52722
 PH: (563) 355-0702 FAX: (563) 325-4188

GROUNDWATER SAMPLES ABOVE TIER I GROs

SIR/ROR/RACR
 PROPOSED MOLINE LIVE-WORK LOFTS
 1809 - 1829 RIVER DRIVE
 MOLINE, ILLINOIS

FIG. No.
5



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

(217) 782-6761

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

September 23, 2010

CERTIFIED MAIL

7008 1830 0001 4715 1178

Mr. Patrick Burke
City of Moline
619 16th Street
Moline, IL 61265

Re: 1610455283 /Rock Island
Moline /Moline Live-Work Lofts
Site Remediation Program/Technical Reports
No Further Remediation Letter

RELEASABLE

OCT 04 2010

REVIEWER MD

Dear Mr. Burke:

The *Combined Comprehensive Site Investigation Report, Remedial Objectives Report, Remedial Action Completion Report Proposed Moline Live-Work Lofts* (Report dated April 9, 201 /Log Number 10-44585), as prepared by Terracon for the above referenced Remediation Site, has been reviewed by the Illinois Environmental Protection Agency ("Illinois EPA"). The approved remediation objectives at the Site are equal to or are above the existing levels of regulated substances and the Report is approved.

The Remediation Site, consisting of 0.76 acres, is located at 1809-1829 River Drive, Moline, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act ("Act") (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA's Site Remediation Program DRM-1 Form received June 8, 2009 is the City of Moline.

This comprehensive No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment and does not require further remediation under the Act if utilized in accordance with the terms and conditions of this Letter.

Page 2

Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use.
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.
- 2) The Remediation Site is approved for Residential land use.

Institutional Controls:

- 3) Ordinance 98-10-2 adopted October 27, 1998 by the City of Moline effectively prohibits the installation and use of potable water supply wells in the City of Moline. This ordinance provides an acceptable institutional control under the following conditions:
 - a) Where a groundwater ordinance is used to assure long-term protection of human health the Remediation Applicant must record a copy of the groundwater ordinance adopted and administered by a unit of local government along with this Letter.
 - b) The current owner or successor in interest of this Remediation Site who relies on this ordinance as an institutional control shall:
 - i) Monitor activities of the unit of local government relative to variance requests or changes in the ordinance relative to the use of potable groundwater at this Remediation Site; and
 - ii) Notify the Illinois EPA of any approved variance requests or ordinance changes within thirty (30) days after the date such action has been approved.
 - c) The Remediation Applicant shall provide written notification to the City of Moline and to owner(s) of all properties under which groundwater contamination attributable to the Remediation Site exceeds the objectives approved by the Illinois EPA. The notification shall include:
 - i) The name and address of the local unit of government;
 - ii) The citation of Ordinance 98-10-2;
 - iii) A description of the property for which the owner is being sent notice by adequate legal description or by reference to a plat showing the boundaries;
 - iv) A statement that the ordinance restricting the groundwater use has been used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v) A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and

Page 3

- vi) A statement as to where more information may be obtained regarding the ordinance.
- d) Written proof of this notification shall be submitted to the Illinois EPA within forty-five (45) days from the date this Letter is recorded to.

Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

- e) The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:
 - i) Modification of the referenced ordinance to allow potable uses of groundwater;
 - ii) Approval of a site-specific request, such as a variance, to allow use of groundwater at the Remediation Site or at the affected properties;
 - iii) Failure to provide written proof to the Illinois EPA within forty-five (45) days from the date this Letter is recorded of written notification to the City of Moline and affected property owner(s) of the intent to use Ordinance 98-10-2 as an institutional control at the Remediation Site; and
 - iv) Violation of the terms and conditions of this No Further Remediation letter.

Other Terms

- 4) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program* Form. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
- 5) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attn: Freedom of Information Act Officer
Bureau of Land-#24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

Page 4

- 6) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current titleholder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the avoidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the avoidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
 - a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) The disturbance or removal of contamination that has been left in-place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;
 - g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;
 - h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.
- 7) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
 - a) The City of Moline;
 - b) The owner and operator of the Remediation Site;
 - c) Any parent corporation or subsidiary of the owner of the Remediation Site;
 - d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
 - e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
 - f) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;
 - g) Any successor-in-interest of the owner of the Remediation Site;

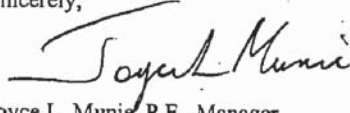
Page 5

- h) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
 - i) Any heir or devisee of the owner of the Remediation Site;
 - j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the Remediation Site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor-in-interest thereto; or
 - k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.
- 8) This letter, including all attachments, must be recorded as a single instrument within forty-five (45) days of receipt with the Office of the Recorder of Rock Island County. For recording purposes, the Illinois EPA Site Remediation Program Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Office of the Recorder of Rock Island County in accordance with Illinois law so that it forms a permanent part of the chain of title for the Remediation Site.
- 9) Within thirty (30) days of this Letter being recorded by the Office of the Recorder of Rock Island County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:
- Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276
- 10) In accordance with Section 58.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the Remediation Site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the billing statement.

Page 6

If you have any questions regarding this correspondence, you may contact the Illinois EPA project manager, Mr. Tim Murphy at (217) 524-4823.

Sincerely,



Joyce L. Munie, P.E., Manager
Remedial Project Management Section
Division of Remediation Management
Bureau of Land

Attachments(2): Property Owner Certification of No Further Remediation Letter under the
 Site Remediation Program Form
 Notice to Remediation Applicant

cc:

Financial District Properties HQ
Mr. Rodney Blackwell
201 North Harrison Street Suite 402
Davenport, IA 52801

Terracon
John Brimeyer, PE
870 40th Avenue
Bettendorf, IA52722

bcc: Records Unit
Bob O'Hara
Rick Lucas

PREPARED BY:

Name: Mr. Patrick Burke
City of Moline

Address: 619 16th Street
Moline, IL 61265

RETURN TO:

Name: Mr. Patrick Burke
City of Moline

Address: 619 16th Street
Moline, IL 61265

THE ABOVE SPACE FOR RECORDER'S OFFICE

The remediation applicant must submit this Environmental No Further Remediation Letter within 45 days of its receipt, to the Office of the Recorder of Rock Island County.

Illinois State EPA Number: 1610455283

The City of Moline, the Remediation Applicant, whose address is 619 16th Street, Moline, IL 61265 has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

1. Legal description or Reference to a Plat Showing the Boundaries:

1809 River Drive:

Lot Number Two (2) and Lot Number Three (3), all in Block Number Seven (7) in that part of the City of Moline known as and called the "Old" or "Original Town", situated in Rock Island County, Illinois; excepting therefrom that portion of said premises conveyed to the State of Illinois for road purposes by deed dated December 23, 1970 and recorded August 6, 1971, in Record Book 491 on Page 252 in the office of the Recorder of Deeds for Rock Island County, Illinois.

1829 River Drive:

All that part of Lot 1 in Block 7 in that part of the City of Moline known as and called the "Old" or "Original" Town of Moline, said Block 7 being situated in the Northeast Quarter of Section 32, Township 18 North, Range 1 West of the 4th P.M., except the following described property:

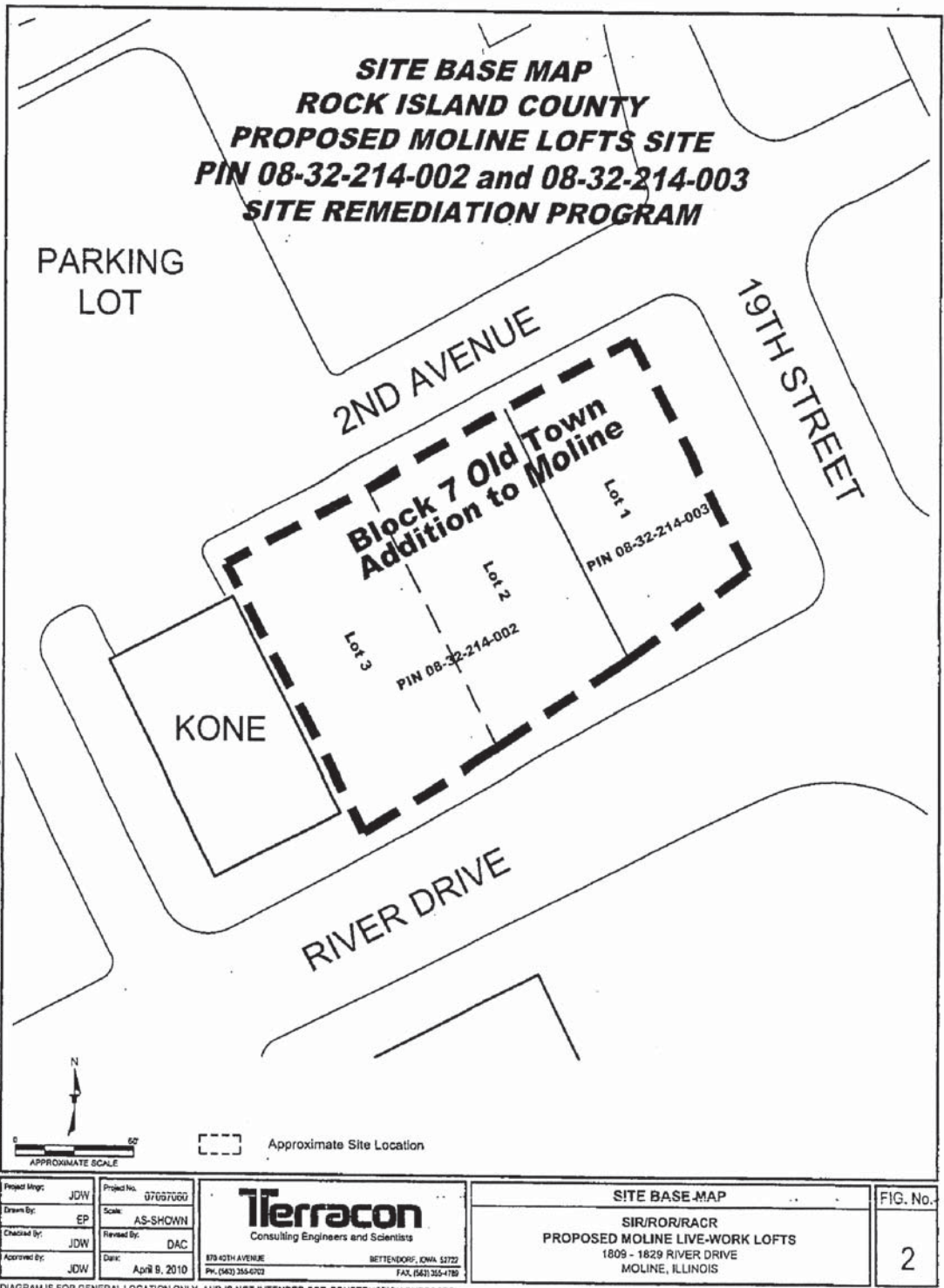
Beginning at a point in the West line of said Lot 1, said point being 13.21 feet Northwesterly of the Southwest corner of said Lot 1; thence Northeasterly to a point, said point being 19 feet Northerly of the Southerly line of said Lot 1, measured at right angles thereto and 25 feet Westerly of the Easterly line of said Lot 1, measured at right angles thereto; thence Southwesterly to a point on the Westerly line of said Lot One (1), Seven (7) feet

from the Southwest corner of said Lot 1, as measured along the Westerly line of said Lot; thence Northwesterly to the point of beginning.

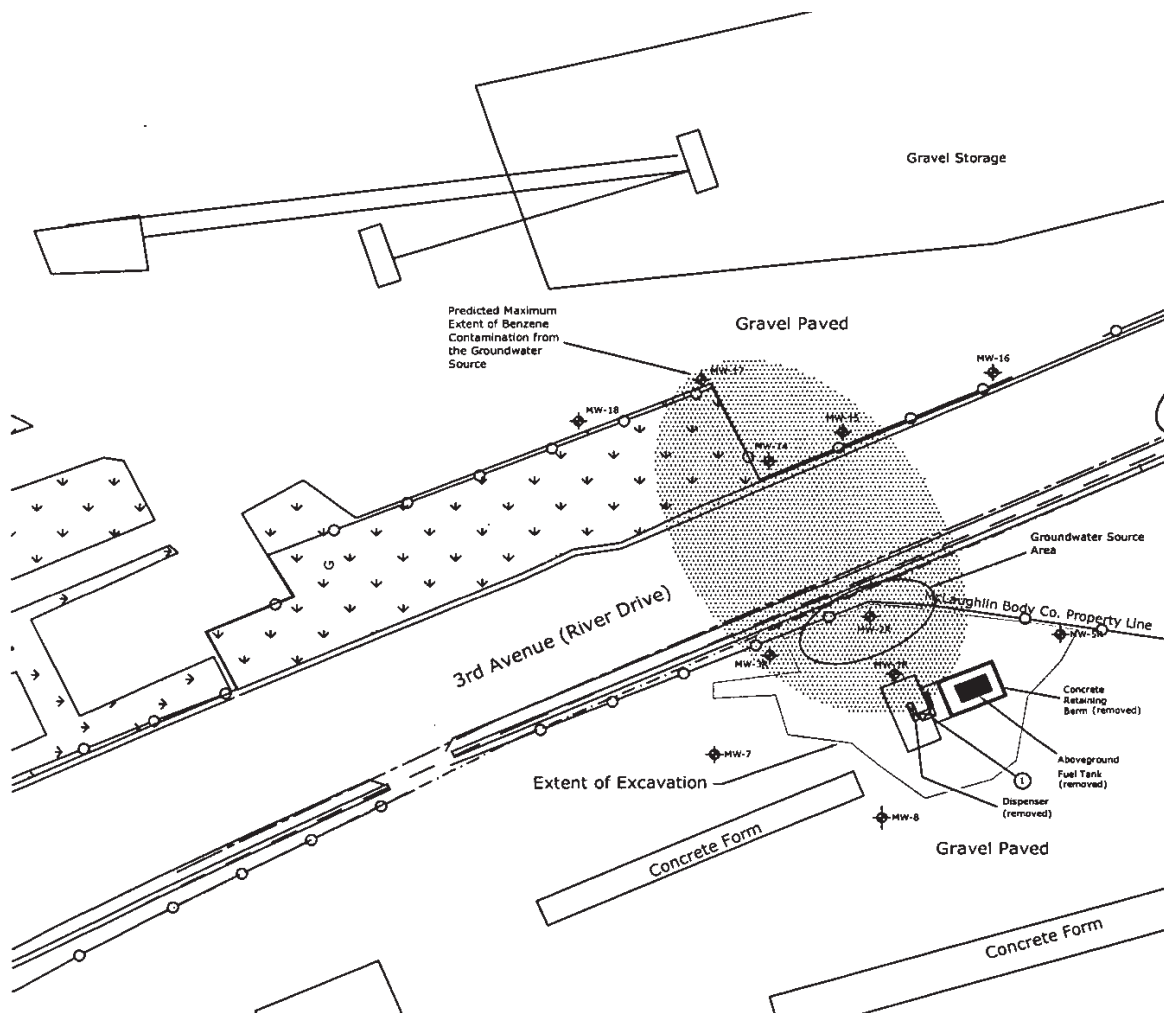
Also excluding the following described tract: Beginning at a point in the East line of said Lot 1, said point being 26 feet Northwesterly of the Southeast corner of said Lot 1; thence Southwesterly along a line extending from the last described point to a point 19 feet Northerly of the Southerly line of said Lot 1, measured at right angles thereto, and 25 feet Westerly of the Easterly line of said Lot 1, measured at right angles thereto, to a point of intersection with a line 5 feet Westerly and parallel with the East line of said Lot 1; thence Northwesterly to the Northeast corner of said Lot 1; thence Southeast to the point of beginning.

Also excluding the following described tract: Beginning at the Southeast corner of Lot One (1); thence Northerly along the Easterly line of said Lot, Twenty-Six (26) feet; thence Southwesterly to a point Nineteen (19) feet Northerly of the Southerly line of said Lot One (1), measured at right angles thereto, and Twenty-five (25) feet Westerly of the Easterly line of said Lot One (1), measured at right angles thereto; thence Southwesterly to a point on the Westerly line of said Lot One (1), Seven (7) feet from the Southwest corner of said Lot (as measured along the said Westerly line of said Lot); thence Southerly along the Westerly line of said Lot One (1) to the Southwest corner of said Lot One (1); thence Easterly along the Southerly line of said Lot One (1), Eighty (80) feet, more or less, to the place of beginning; situated in Rock Island County, Illinois.

2. Common Address: 1809-1829 River Drive, Moline, IL
3. Real Estate Tax Index/Parcel Index Number: 08-32-214-002; 08-32-214-003
4. Remediation Site Owner: Financial District Properties HQO
5. Land Use: Residential



Attachment 11. Site 1314V3-20. Estimated and modeled extents of impacted groundwater. Map by Rock River Consulting, Inc.



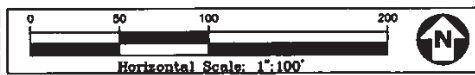
LEGEND

- | | | |
|---|---|--|
| <ul style="list-style-type: none"> ◆ MW-1 Monitoring Well ⊠ Post-Excavation Soil Sample ⊠ Removed USTs ⊠ UST #1 - 1,000 gal. diesel | <ul style="list-style-type: none"> Underground Electrical ----- Sanitary Sewer ----- Storm Sewer ----- Water Lines ----- Natural Gas Lines ----- Property Line ----- Fence Line ----- Telephone Lines | <p>The locations of the utilities and the underground storage tanks are approximate based on interviews with local utility personnel and the owner of the property. No as-built plans showing exact locations were available.</p> <p>Estimated area where benzene concentrations predicted to exceed 5.0 ug/L in groundwater</p> |
|---|---|--|

Of the contaminants detected, benzene is the most restrictive and generally occurs at locations where other contaminants are present at levels above TACO Tier 1 Remediation Objectives.

Rock River Consulting, Inc.

DESIGNED: F.W.L.
 DRAWN: F.W.L.
 CHECKED: R.T.L.



RESIDUAL BENZENE GROUNDWATER CONTAMINATION SOURCE AREA/MODEL PREDICTION

RIVER STONE GROUP
 2357 3RD AVE. - OPERATIONS YARD
 MOLINE, ILLINOIS

CORRECTIVE ACTION COMPLETION REPORT



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026
ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

217/782-6762

CERTIFIED MAIL

MAR 12 2008

7007 0220 0000 0149 7339

River Stone Group, Inc.
Attn: James Papenhausen
1701 Fifth Avenue
Moline, IL 61265

RELEASABLE

APR 08 2008

REVI.

Re: LPC #1610455083 -- Rock Island County
Moline/Moline Consumers Co. Moline Yard (River Stone Group, Inc.)
2357 3rd Ave.
LUST Incident No. 980355
LUST Technical File

Dear Mr. Papenhausen:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the Corrective Action Completion Report submitted for the above-referenced incident. This information is dated January 2007 and was received by the Illinois EPA on January 19, 2007. Citations in this letter are from the Environmental Protection Act (Act) in effect prior to June 24, 2002, and 35 Illinois Administrative Code (35 Ill. Adm. Code).

The High Priority Corrective Action Completion Report and associated Professional Engineer Certification indicate corrective action for the above-referenced site was conducted in accordance with the Corrective Action Plan approved by the Illinois EPA. The Corrective Action Completion Report demonstrates that the requirements of Section 57.7(c)(1)(E) of the Act and 35 Ill. Adm. Code 732.409(a)(2) have been satisfied.

Based upon the certification by James Egger, a Licensed Professional Engineer, and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Licensed Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the remediation of the occurrence has been completed; and (3) no further corrective action concerning the occurrence is necessary for the protection of human health, safety, and the environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following parties:

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

Page 2

1. River Stone Group, the owner or operator of the underground storage tank system(s).
2. Any parent corporation or subsidiary of such owner or operator.
3. Any co-owner or co-operator, either by joint tenancy, right-of-survivorship, or any other party sharing a legal relationship with the owner or operator to whom the Letter is issued.
4. Any holder of a beneficial interest of a land trust or inter vivos trust whether revocable or irrevocable.
5. Any mortgagee or trustee of a deed of trust of such owner or operator.
6. Any successor-in-interest of such owner or operator.
7. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest.
8. Any heir or devisee of such owner or operator.

This Letter and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the county in which the above-referenced site is located. In addition, the Groundwater Ordinance (photocopy attached) must be filed as an attachment of this Letter with the Office of the Recorder or Registrar of Titles of the applicable county. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable county in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, an accurate and official copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. The remediation objectives have been established in accordance with an industrial/commercial land use limitation. The remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, were established in accordance with the requirements of the Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) rules.

Page 3

2. Issuance of this Letter is authorized pursuant to 35 Ill. Adm. Code 732.411(e). The owner or operator of the underground storage tank system(s) that is the subject of the above-referenced incident has demonstrated, to the Illinois EPA's satisfaction, an inability to obtain access to the adjoining or off-site property listed below despite best efforts as provided in 35 Ill. Adm. Code 732.411. Therefore, the owner or operator is not required to perform corrective action on the adjoining or off-site property. Issuance of this Letter does not relieve the owner or operator of the responsibility to clean up a release that has migrated beyond the property boundary even where off-site access is denied (35 Ill. Adm. Code 732.411(f)).

Address
2430 River Drive
Moline, IL 61625

PIN
0833101004

3. As a result of the release from the underground storage tank system(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: The land use shall be industrial/commercial.
4. The land use limitation specified in this Letter may be revised if:
 - a. Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b. A new No Further Remediation Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

5. Preventive: None.

Engineering: None.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter.

Highway Authority Agreement

The City of Moline agrees, through the use of a Highway Authority Agreement, to allow contaminated groundwater and/or soil to remain beneath its highway right-of-way adjacent to the site located at 2357 Third Avenue, Moline, Illinois. Specifically, as shown on the attached map,

Page 4

contamination will remain in the right-of-way for Third Avenue (River Drive), as indicated in the Highway Authority Agreement. The Highway Authority agrees to: (a) prohibit the use of groundwater under the highway right-of-way that is contaminated above Tier 1 groundwater remediation objectives as a potable or other domestic supply of water, and (b) limit access to soil contamination under the highway right-of-way that is contaminated above residential Tier 1 soil remediation objectives. A copy of the Highway Authority Agreement can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to the Bureau of Land, FOIA Unit as detailed elsewhere in this Letter. Questions regarding the Highway Authority Agreement should be directed to:

City of Moline
Attn: Scott Hinton
3635 4th Avenue
Moline, IL 61265
(309)-797-0700.

Groundwater Use Ordinance

Ordinance 98-10-2 adopted by the City of Moline effectively prohibits the installation of potable water supply wells (and the use of such wells) and is an acceptable institutional control under the following conditions:

- a. The current owner or successor-in-interest of this site who relies on this ordinance as an institutional control shall:
 - i. Monitor activities of the unit of local government relative to variance requests or changes in the ordinance relative to the use of potable groundwater at this remediation site; and
 - ii. Notify the Illinois EPA of any approved variance requests or ordinance changes within thirty (30) days after the date such action has been approved.
- b. Each affected property owner, potentially affected property owner (as identified through contaminant modeling), and the City of Moline must receive written notification from the owner or operator desiring to use the ordinance as an institutional control that groundwater remediation objectives have been approved by the Illinois EPA. Written proof of this notification shall be submitted to the Illinois EPA in accordance with 35 Ill. Adm. Code 742.1015(b) and (c) within 45 days from the date this Letter is recorded. The notification shall include:

Page 5

- i. The name and address of the unit of local government;
- ii. The citation of the ordinance used as an institutional control in this Letter;
- iii. A description of the property being sent notice by adequate legal description or by reference to a plat showing the boundaries;
- iv. A statement that the ordinance restricting the groundwater use was used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
- v. A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
- vi. A statement as to where more information may be obtained regarding the ordinance.

The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:

- a. Modification of the referenced ordinance to allow potable uses of groundwater.
 - b. Approval of a site-specific request, such as a variance, to allow use of groundwater at the site.
 - c. Violation of the terms of a recorded institutional control.
6. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved Corrective Action Plan, if applicable, may result in voidance of this Letter.

OTHER TERMS

7. Any contaminated soil or groundwater removed or excavated from, or disturbed at, the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 Ill. Adm. Code Subtitle G.

Page 6

8. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attention: Freedom of Information Act Officer
Bureau of Land - #24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

9. Pursuant to 35 Ill. Adm. Code 732.704, should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide Notice of Voidance to the owner or operator of the leaking underground storage tank system(s) associated with the above-referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of the voidance. Specific acts or omissions that may result in the voidance of this Letter include, but shall not be limited to:
- a. Any violation of institutional controls or industrial/commercial land use restrictions;
 - b. The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c. The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
 - d. The failure to comply with the recording requirements for the Letter;
 - e. Obtaining the Letter by fraud or misrepresentation; or
 - f. Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

Submit an accurate and official copy of this Letter, as recorded, to:

Illinois Environmental Protection Agency
Bureau of Land - #24
Leaking Underground Storage Tank Section
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

Page 7

If you have any questions or need further assistance, please contact the Illinois EPA project manager, Steve Jones, at 217/524-1253.

Sincerely,



Hernando A. Albarracin
Unit Manager
Leaking Underground Storage Tank Section
Division of Remediation Management
Bureau of Land

HAA:SMoline Consumers 980355 CACR Jan 07.doc

Attachments: Leaking Underground Storage Tank Environmental Notice
Site Base Map
City of Moline Ordinance #98-10-2

c: Rock River Consulting
Division File

PREPARED BY:

Name: James Pappenhausen
River Stone Group

Address: 2357 Third Avenue
Moline, IL 61265

RETURN TO:

Name: James Pappenhausen
River Stone Group

Address: 1705 Fifth Avenue
Moline, IL 61265

(THE ABOVE SPACE FOR RECORDER'S OFFICE)

LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK SYSTEM(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF ROCK ISLAND COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 1610455083

LUST Incident No.: 980355

River Stone Group, the owner and/or operator of the leaking underground storage tank system(s) associated with the above-referenced incident, whose address is 1705 Fifth Avenue, Moline, Illinois, has performed investigative and/or remedial activities for the site identified as follows:

1. **Legal Description or Reference to a Plat Showing the Boundaries:** A tract of land located in Lot 2 in LeClaire's Reserve in Section 33, Township 18 North, Range 1 West of the 4th Principal Meridian in the City of Moline, County of Rock Island, State of Illinois, being described as follows: Commencing at the intersection of the south line of 3rd Avenue and the east line of 23rd Street in said City; thence North 60°00' East, 439.92 feet, along the southerly line of 3rd Avenue, to an iron stake at the point of beginning; thence Southwestwardly, to a point being 15.00 feet South of and normally distant from the South line of 3rd Avenue and 115.00 feet East of and normally distant from the East line of 23rd Street; thence Southwestwardly, to a point being 25.00 feet South of and normally

Leaking Underground Storage Tank Environmental Notice

Page 2

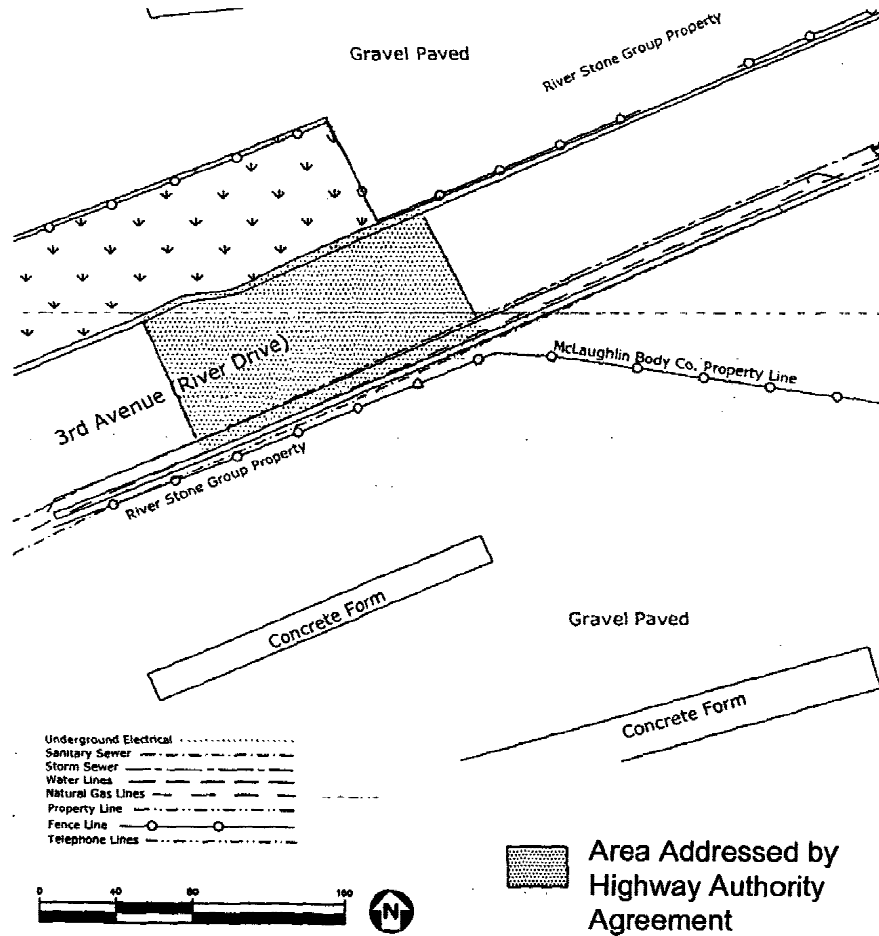
distant from the South line of 3rd Avenue and 80.00 feet East of and normally from the East line of 23rd Street, thence Southwestwardly, to a point being 40.00 feet South of and normally distant from East line of 23rd Street, thence Southwestwardly, to a point being 60 feet South of and normally distant from the South line of 3rd Avenue and 40.00 feet East of and normally distant from the East line of 23rd Street; thence Southeastwardly, to appoint on the northerly right-of-way line of the Chicago, Burlington and Quincy Railroad, being 35.00 feet Northeastwardly of an iron stake on the East line of 23rd Street, as measured along said right-of-way line; thence Northeastwardly 525.40 feet, along said right-of-way line, to an iron stake; thence North 26°04' West, 215.60 feet, to an iron stake; thence South 63°51' West, 118.30 feet, to an iron stake; thence North 26°00' West, 105.42 feet, to the Southerly line of 3rd Avenue, being the point of beginning. Said tract contains 3.100 acres, more or less.

2. Common Address: 2357 Third Avenue, Moline, Illinois
3. Real Estate Tax Index/Parcel Index Number: Real Estate Tax Index Number: 08-054110; Parcel Index Number: 0833101003
4. Site Owner: River Stone Group
5. Land Use Limitation: The land use shall be industrial/commercial.
6. See the attached No Further Remediation Letter for other terms.

SM Moline Consumers 980355 CACR Jan 07.doc

Leaking Underground Storage Tank Environmental Notice

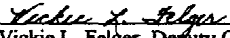
Site Base Map
LPC #1610455083 -- Rock Island County
2357 Third Avenue (River Drive), Moline, IL
Moline Consumers Co. Moline Yard (River Stone Group, Inc.)



STATE OF ILLINOIS)
) SS
ROCK ISLAND COUNTY)

I, Vickie L. Felger, Deputy City Clerk of the City of Moline, County of Rock Island, State of Illinois, do hereby certify that the foregoing ordinance, General Ordinance No. 98-10-2, is a true and correct copy of the original ordinance passed by the City Council of the City of Moline, Illinois, at a meeting duly convened and held on the 20th day of October, 1998, and approved by the mayor of said city at a meeting duly convened and held on the 27th day of October, 1998.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the corporate seal of the City of Moline, Illinois, this 14th day of December, 1998.



Vickie L. Felger, Deputy City Clerk

(seal)

Council Bill No. 98-290 General Ordinance
Sponsor: _____ No. 98-10-2

AN ORDINANCE

AMENDING Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED."

WHEREAS, certain properties in the City of Moline, Illinois, have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said uses, concentrations of certain chemical constituents in the groundwater beneath the City may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 742; and

WHEREAS, the City of Moline desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

Section One - That Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, is hereby amended by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED," which shall read as follows:

"DIVISION 3. USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED.

SEC. 34-3300. USE OF GROUNDWATER AS A POTABLE WATER SUPPLY PROHIBITED.

Except for such uses or methods in existence before the effective date of this ordinance, the use or attempt to use a potable water supply groundwater from within the corporate limits of the City of Moline by the installation of drilling of wells or by any other method is hereby prohibited, including at points of withdrawal by the City of Moline.

SEC. 34-3301. PENALTIES.

Any person violating the provision of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

SEC. 34-3302. DEFINITIONS.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, officers, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing food."


Section Two - That all ordinances or resolutions, or parts of either, in conflict herewith are, to the extent of such conflict, hereby repealed.

Council Bill No. 98-290
General Ordinance No. 98-10-2
Page Two

Section Three - Each section and each provision or requirement of any section or subsection, each section or subsection, and each paragraph or sentence of this ordinance shall be considered severable, and the invalidity for any reason of any portion or portions of this ordinance shall not affect the validity or enforcement of any other remaining portion thereof.

Section Four - That this ordinance shall be in full force and effect from and after passage and, if required, publication in the manner provided for by law.

CITY OF MOLINE, ILLINOIS



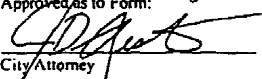
Mayor

October 20, 1998
Date

Passed: October 20, 1998

Approved: October 27, 1998

Attest: 
City Clerk

Approved as to Form:

City Attorney



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026
ROD R. BLACOEJEVICH, GOVERNOR RENEE CIPRIANO, DIRECTOR

217/782-6762

CERTIFIED MAIL

7002 3150 0000 1108 3605

MAY 03 2005

Orvil Union 76
Orvil Burkhardt
141 West 3rd St.
Coal Valley, IL 61240

Re: LPC #1610455138 -- Rock Island County
Moline/Orvil Union 76
428 19th Street
LUST Incident No. 942422
LUST Technical File

RELEASABLE

MAY 18 2005

REVIEWER MD

Dear Mr. Burkhardt:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the High Priority Corrective Action Completion Report submitted for the above-referenced incident. This information is dated December 20, 2004 and was received by the Illinois EPA on January 10, 2005. Citations in this letter are from the Environmental Protection Act (Act) and 35 Illinois Administrative Code (35 Ill. Adm. Code).

The High Priority Corrective Action Completion Report and associated Professional Engineer Certification indicate corrective action for the above-referenced site was conducted in accordance with the Corrective Action Plan approved by the Illinois EPA. The Corrective Action Completion Report demonstrates that the requirements of Section 57.7(c)(1)(E) of the Act and 35 Ill. Adm. Code 732.409(a)(2) have been satisfied.

Based upon the certification by Michael T. Lustig, a Licensed Professional Engineer, and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Licensed Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the remediation of the occurrence has been completed; and (3) no further corrective action concerning the occurrence is necessary for the protection of human health, safety, and the environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following parties:

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 395 South State, Elgin, IL 60123 - (847) 608-3131 PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

PRINTED ON RECYCLED PAPER

Page 2

1. Orvil Burkhart and Orvil Union 76, the owner or operator of the underground storage tank system(s).
2. Any parent corporation or subsidiary of such owner or operator.
3. Any co-owner or co-operator, either by joint tenancy, right-of-survivorship, or any other party sharing a legal relationship with the owner or operator to whom the Letter is issued.
4. Any holder of a beneficial interest of a land trust or inter vivos trust whether revocable or irrevocable.
5. Any mortgagee or trustee of a deed of trust of such owner or operator.
6. Any successor-in-interest of such owner or operator.
7. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest.
8. Any heir or devisee of such owner or operator.

This Letter and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the county in which the above-referenced site is located. In addition, the Groundwater Ordinance (photocopy attached) must be filed as an attachment of this Letter with the Office of the Recorder or Registrar of Titles of the applicable county. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable county in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, an accurate and official copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. The remediation objectives have been established in accordance with an industrial/commercial land use limitation. The remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, were established in accordance with the

Page 3

requirements of the Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) rules.

2. As a result of the release from the underground storage tank system(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: The land use shall be industrial/commercial. It has been demonstrated that the groundwater under the site meets Class II (General Resource) groundwater criteria rather than Class I (Potable Resource) groundwater. Groundwater classifications are defined at 35 Ill. Adm. Code 620.Subpart B.
3. The land use limitation specified in this Letter may be revised if:
 - a. Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b. A new No Further Remediation Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

4.

Preventive: Prior to commencement of any future excavation and/or construction in or near the contaminated zone of the remediation site, a safety plan for this remediation site is required that is consistent with National Institute for Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities; Occupational Safety and Health Administration regulations, particularly in 29 CFR 1910 and 1926; state and local regulations; and other U.S. EPA guidance as provided. At a minimum, the plan should address possible worker exposure if any future excavation and construction activities occur within the contaminated soil.

Engineering: A concrete slab that is sufficient in thickness to inhibit the inhalation and ingestion of the contaminated media must remain over the contaminated soil as outlined in the attached Site Base Map. This concrete slab is to be properly maintained as an engineered barrier to inhibit inhalation and ingestion of the contaminated media.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter.

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Highway Authority Agreement

The City of Moline agrees, through the use of a Highway Authority Agreement, to allow contaminated groundwater and/or soil to remain beneath its highway right-of-way adjacent to the site located at 428 19th St, Moline, IL, 61265. Specifically, as shown on the attached map, contamination will remain in the right-of-way for 19th Street, 5th Avenue, and the Alley immediately north of and parallel to 5th Avenue, as indicated in the Highway Authority Agreement Council Bill/Resolution No. 1001-2004. The Highway Authority agrees to: (a) prohibit the use of groundwater under the highway right-of-way that is contaminated above Tier 1 groundwater remediation objectives as a potable or other domestic supply of water, and (b) limit access to soil contamination under the highway right-of-way that is contaminated above residential Tier 1 soil remediation objectives. A copy of the Highway Authority Agreement can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to the Bureau of Land, FOIA Unit as detailed elsewhere in this Letter. Questions regarding the Highway Authority Agreement should be directed to:

City of Moline
Engineer: Scott Hinton
3635 4th Ave.
Moline, IL 61625
(309)797-0704

Groundwater Use Ordinance

General Ordinance No. 98-10-2, adopted by the City of Moline, effectively prohibits the installation of potable water supply wells (and the use of such wells) and is an acceptable institutional control under the following conditions:

- a. The current owner or successor-in-interest of this site who relies on this ordinance as an institutional control shall:
 - i. Monitor activities of the unit of local government relative to variance requests or changes in the ordinance relative to the use of potable groundwater at this remediation site; and
 - ii. Notify the Illinois EPA of any approved variance requests or ordinance changes within thirty (30) days after the date such action has been approved.

Page 5

- b. Each affected property owner, potentially affected property owner (as identified through contaminant modeling), and the City of Moline must receive written notification from the owner or operator desiring to use the ordinance as an institutional control that groundwater remediation objectives have been approved by the Illinois EPA. Written proof of this notification shall be submitted to the Illinois EPA in accordance with 35 Ill. Adm. Code 742.1015(b) and (c) within 45 days from the date this Letter is recorded. The notification shall include:
- i. The name and address of the unit of local government;
 - ii. The citation of the ordinance used as an institutional control in this Letter;
 - iii. A description of the property being sent notice by adequate legal description or by reference to a plat showing the boundaries;
 - iv. A statement that the ordinance restricting the groundwater use was used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v. A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
 - vi. A statement as to where more information may be obtained regarding the ordinance.

The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:

- a. Modification of the referenced ordinance to allow potable uses of groundwater.
- b. Approval of a site-specific request, such as a variance, to allow use of groundwater at the site.
- c. Violation of the terms of a recorded institutional control.

Page 6

5. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved Corrective Action Plan, if applicable, may result in avoidance of this Letter.

OTHER TERMS

6. Any contaminated soil or groundwater removed or excavated from, or disturbed at, the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 Ill. Adm. Code Subtitle G.
7. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attention: Freedom of Information Act Officer
Bureau of Land - #24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

8. Pursuant to 35 Ill. Adm. Code 732.704, should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the owner or operator of the leaking underground storage tank system(s) associated with the above-referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the avoidance, explain the provisions for appeal, and describe the facts in support of the avoidance. Specific acts or omissions that may result in the avoidance of this Letter include, but shall not be limited to:
 - a. Any violation of institutional controls or industrial/commercial land use restrictions;
 - b. The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c. The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
 - d. The failure to comply with the recording requirements for the Letter;
 - e. Obtaining the Letter by fraud or misrepresentation; or

Page 7

- f. Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

Submit an accurate and official copy of this Letter, as recorded, to:

Illinois Environmental Protection Agency
Bureau of Land - #24
Leaking Underground Storage Tank Section
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

If you have any questions or need further assistance, please contact the Illinois EPA project manager, Suzanne Fernandes, at (217)558-4071.

Sincerely,



Clifford L. Wheeler
Unit Manager
Leaking Underground Storage Tank Section
Division of Remediation Management
Bureau of Land

CLW:SRF

Attachments: Leaking Underground Storage Tank Environmental Notice
General Ordinance No. 98-10-2
Site Base Map

- c: Sid Juwarker, Geotechnical Services, Inc.
Division File

PREPARED BY:

Name: Orvil Burkhart
Orvil Union 76

Address: 428 19th Street
Moline, IL 61265

RETURN TO:

Name: Orvil Burkhart
Orvil Union 76

Address: 141 West 3rd St.
Coal Valley, IL 61240

(THE ABOVE SPACE FOR RECORDER'S OFFICE)

LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK SYSTEM(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF ROCK ISLAND COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 1610455138

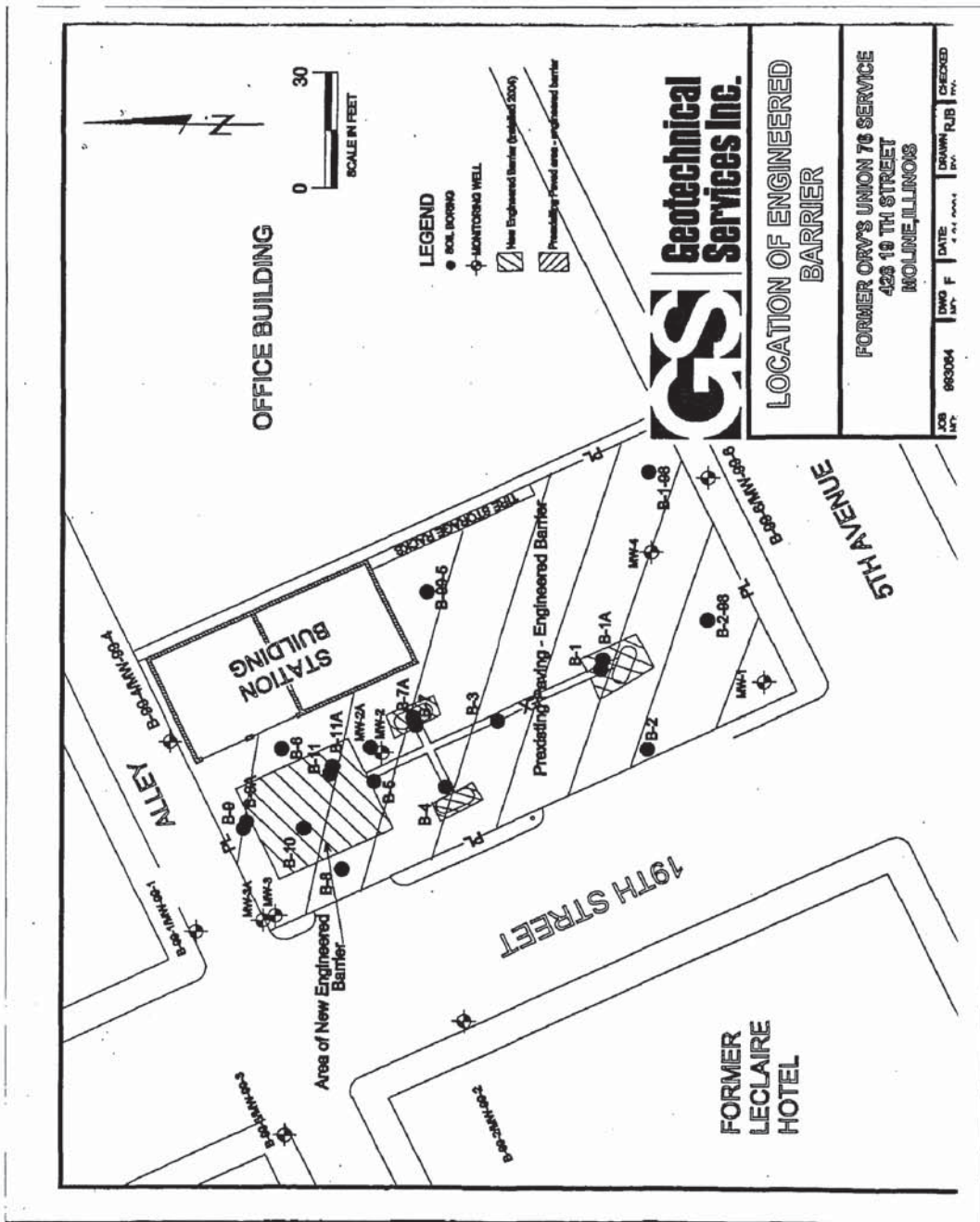
LUST Incident No.: 942422

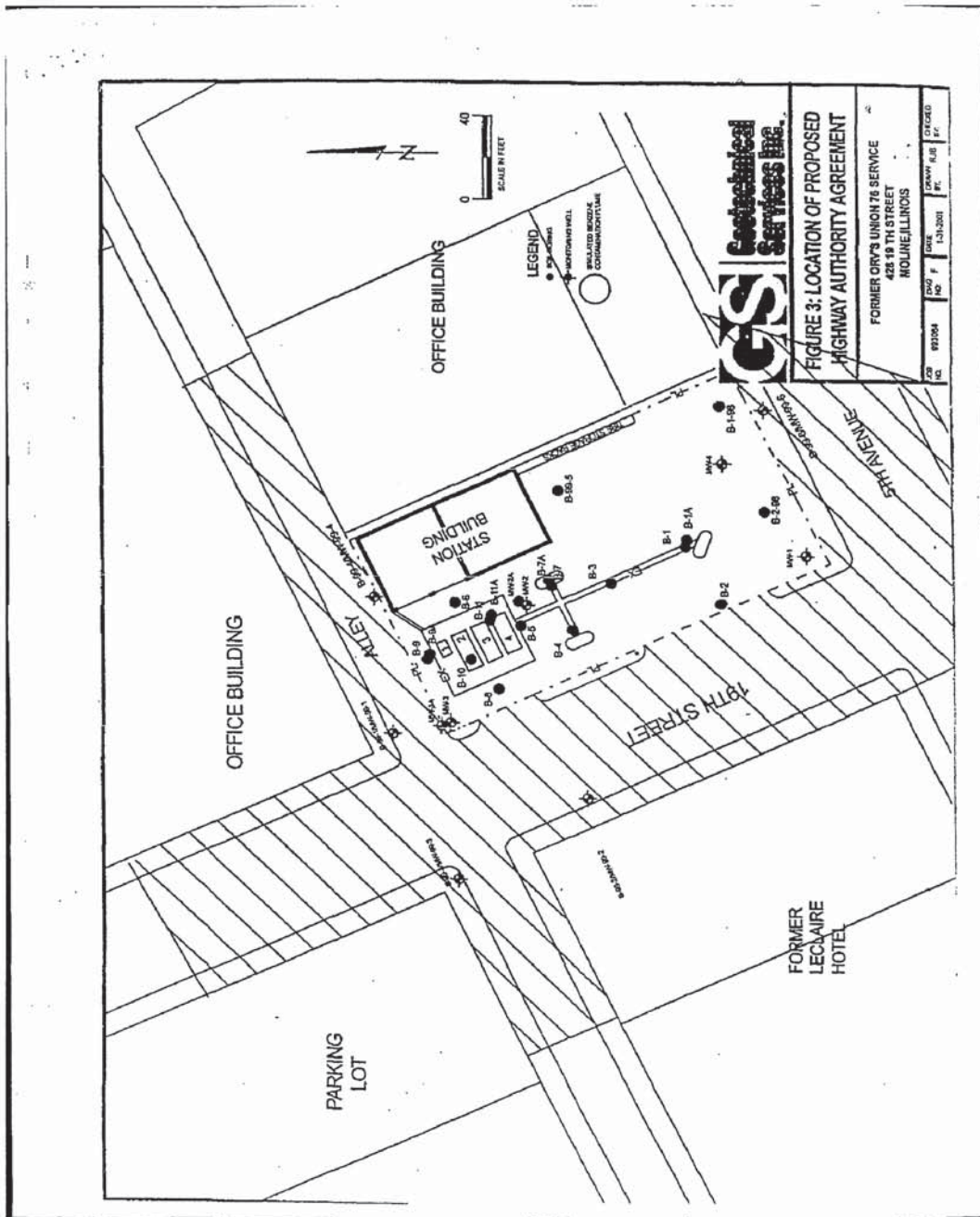
Orvil Burkhart, the owner and/or operator of the leaking underground storage tank system(s) associated with the above-referenced incident, whose address is 141 West 3rd St., Coal Valley, IL, 61240, has performed investigative and/or remedial activities for the site identified as follows and depicted on the attached Site Base Map:

1. Legal Description or Reference to a Plat Showing the Boundaries: Lot 5 Block 8 Wood's Third Addition to the town, now City of Moline, as shown on the plat record in the Recorder's Office of Rock Island County in Book "O" of Deeds, page number 561.
2. Common Address: 428 19th Street, Moline, IL 61265
3. Real Estate Tax Index/Parcel Index Number: 08501150
4. Site Owner: Orvil Burkhart/Orvil Union 76
5. Land Use Limitation: The land use shall be industrial/commercial.
6. See the attached No Further Remediation Letter for other terms.

SRF

Leaking Underground Storage Tank Environmental Notice





STATE OF ILLINOIS)
) SS
ROCK ISLAND COUNTY)

I, Vickie L. Felger, Deputy City Clerk of the City of Moline, County of Rock Island, State of Illinois, do hereby certify that the foregoing ordinance, General Ordinance No. 98-10-2, is a true and correct copy of the original ordinance passed by the City Council of the City of Moline, Illinois, at a meeting duly convened and held on the 20th day of October, 1998, and approved by the mayor of said city at a meeting duly convened and held on the 27th day of October, 1998.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the corporate seal of the City of Moline, Illinois, this 14th day of December, 1998.

Vickie L. Felger
Vickie L. Felger, Deputy City Clerk

(seal)

Council Bill No. 98-290 General Ordinance
Sponsor: _____ No. 98-10-2

AN ORDINANCE

AMENDING Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED."

WHEREAS, certain properties in the City of Moline, Illinois, have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said uses, concentrations of certain chemical constituents in the groundwater beneath the City may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 742; and

WHEREAS, the City of Moline desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

Section One - That Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, is hereby amended by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED," which shall read as follows:

"DIVISION 3. USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED.

SEC. 34-3300. USE OF GROUNDWATER AS A POTABLE WATER SUPPLY PROHIBITED.

Except for such uses or methods in existence before the effective date of this ordinance, the use or attempt to use a potable water supply groundwater from within the corporate limits of the City of Moline by the installation of drilling of wells or by any other method is hereby prohibited, including at points of withdrawal by the City of Moline.

SEC. 34-3301. PENALTIES.

Any person violating the provision of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

SEC. 34-3302. DEFINITIONS.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, officers, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing food."

Section Two - That all ordinances or resolutions, or parts of either, in conflict herewith are, to the extent of such conflict, hereby repealed.

Council Bill No. 98-290
General Ordinance No. 98-10-2
Page Two

Section Three - Each section and each provision or requirement of any section or subsection, each section or subsection, and each paragraph or sentence of this ordinance shall be considered severable, and the invalidity for any reason of any portion or portions of this ordinance shall not affect the validity or enforcement of any other remaining portion thereof.

Section Four - That this ordinance shall be in full force and effect from and after passage and, if required, publication in the manner provided for by law.

CITY OF MOLINE, ILLINOIS



Mayor

October 20, 1998

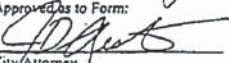
Date

Passed: October 20, 1998

Approved: October 27, 1998

Attest: 

City Clerk

Approved as to Form:


City Attorney

Attachment 17. Site 1314V3-30. Modeled extent of impacted groundwater.
 Map from Turner, Hart, & Hickman.

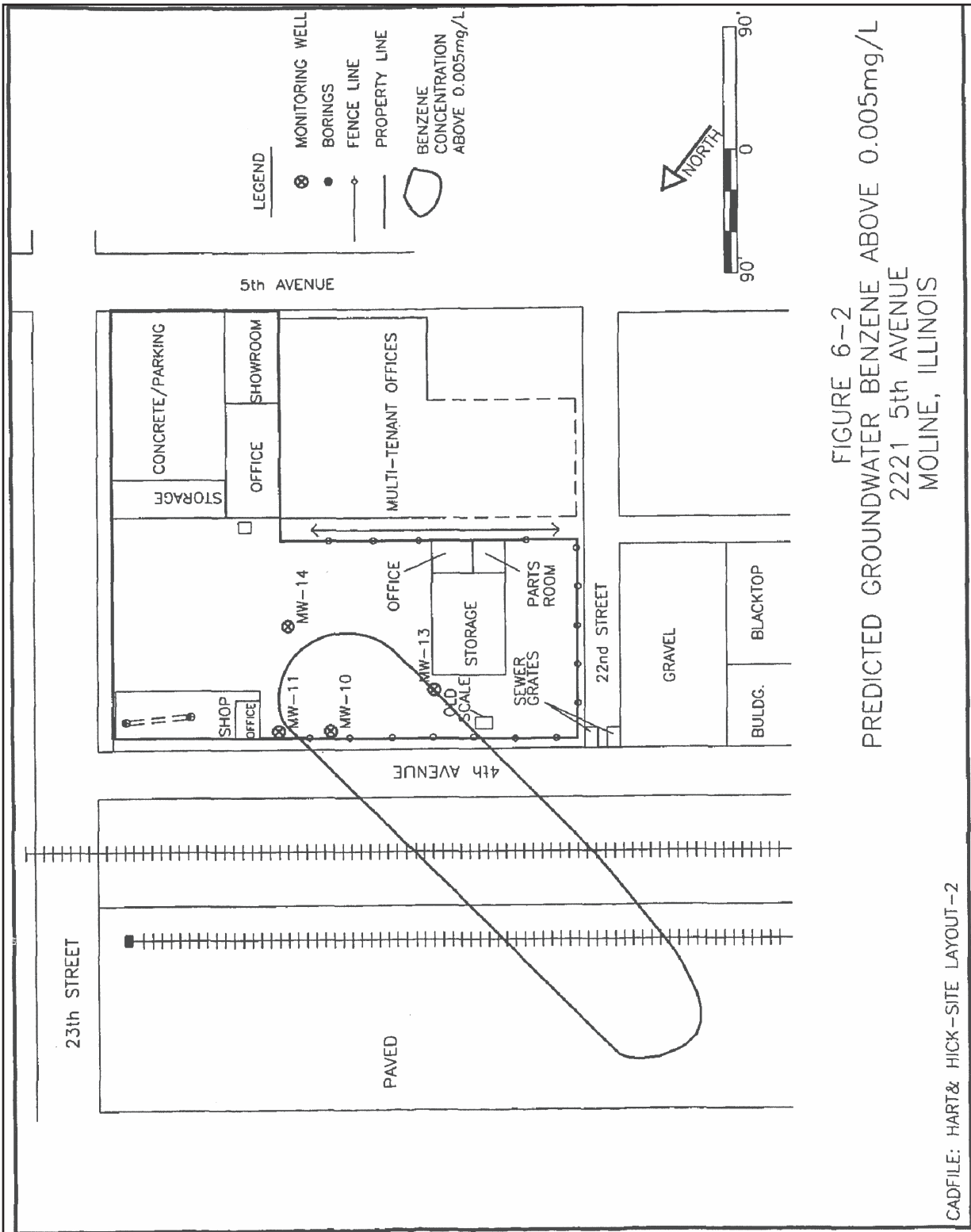


FIGURE 6-2
 PREDICTED GROUNDWATER BENZENE ABOVE 0.005mg/L
 2221 5th AVENUE
 MOLINE, ILLINOIS



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026
ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

(217) 782-6761

Corrected December 20, 2006
July 14, 2006

CERTIFIED MAIL

7004 2510 0001 8586 5358

Kurt Kenkel
Sunbelt Rentals, Inc.
1337-B Hundred Oaks Drive
Charlotte, NC 28217

Re: 1610455193 / Rock Island
Moline / Aggregate Equipment
Site Remediation Program / Technical Reports
No Further Remediation Letter

RELEASABLE

DEC 29 2006

REVIEWER MD

Dear Mr. Kenkel:

The *Site Investigation Completion Report, Remedial Objectives Report, and Remedial Action Plan* (received December 22, 2005 / Log Number 05-27759) and addendum (received June 5, 2006 / Log No 06-29820), as prepared by Huff & Huff, Inc. for the above referenced Remediation Site, have been reviewed by the Illinois Environmental Protection Agency ("Illinois EPA"). The approved remediation objectives at the Site are equal to or are above the existing levels of regulated substances and the *Site Investigation Completion Report, Remedial Objectives Report, and Remedial Action Plan* shall serve as the approved Remedial Action Completion Report.

The Remediation Site, consisting of 1.5 acres, is located at 2221 5th Avenue and 400 22nd Street, Moline, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act ("Act") (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA's Site Remediation Program DRM-1 Form received December 22, 2005 is Sunbelt Rentals, Inc.

This focused No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment for the specified recognized environmental conditions so long as the Site is utilized in accordance with the terms and conditions of this Letter.

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 * DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 * PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 * CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 * COLLINGSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

PRINTED ON RECYCLED PAPER

Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use.
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.
- 2) The Remediation Site is restricted to Industrial/Commercial land use.
- 3) The recognized environmental conditions, as characterized by the focused site investigation, consist of the following:
 - a) Regulated substances of concern that have been successfully addressed are detailed in the attached Table A.

Engineering Controls:

- 4) The concrete cap barrier, as shown in the attached Site Base Map, must remain over the contaminated soils. This concrete cap barrier must be properly maintained as an engineered barrier to inhibit inhalation or ingestion exposure to the contaminated media.

Institutional Controls:

- 5) Ordinance Number 98-10-2 adopted October 27, 1998 by the City of Moline effectively prohibits the installation and use of potable water supply wells and is an acceptable institutional control under the following conditions:
 - a) Where a groundwater ordinance is used to assure long-term protection of human health, the Remediation Applicant must record a copy of the groundwater ordinance adopted and administered by the City of Moline along with this Letter.
 - b) The Remediation Applicant shall provide written notification to the City of Moline and to owner(s) of all properties under which groundwater contamination attributable to the Remediation Site exceeds the objectives approved by the Illinois EPA. The notification shall include:
 - i) The name and address of the local unit of government;
 - ii) The citation of 98-10-2;
 - iii) A description of the property for which the owner is being sent notice by adequate legal description or by reference to a plat showing the boundaries;

- iv) A statement that the ordinance restricting the groundwater use has been used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v) A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
 - vi) A statement as to where more information may be obtained regarding the ordinance.
- c) Written proof of this notification shall be submitted to the Illinois EPA within forty-five (45) days from the date this Letter is recorded to.

Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

- d) The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:
- i) Modification of the referenced ordinance to allow potable uses of groundwater;
 - ii) Approval of a site-specific request, such as a variance, to allow use of groundwater at the Remediation Site or at the affected properties;
 - iii) Failure to provide written proof to the Illinois EPA within forty-five (45) days from the date this Letter is recorded of written notification to the City of Moline and affected property owner(s) of the intent to use Ordinance Number 98-10-2 as an institutional control at the Remediation Site; and
 - iv) Violation of the terms and conditions of this No Further Remediation letter.

Other Terms

- 6) At a minimum, a safety plan should be developed to address possible worker exposure in the event that any future excavation and construction activities may occur within the contaminated soil. The safety plan must include any soils excavated from under the 75 ft by 75 ft concrete barrier located on the southwest side of the main shop-operations building. Any excavation within the contaminated soil will require implementation of a safety plan consistent with NIOSH Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, OSHA regulations (particularly in 29 CFR 1910 and 1926), state and local regulations, and other USEPA guidance. Soil excavated below the engineered barrier must be returned to the same depth from which it was excavated or properly managed or disposed in accordance with applicable state and federal regulations.

- 7) Where a groundwater ordinance is used to assure long-term protection of human health (as identified under Paragraph 6 of this Letter), the Remediation Applicant must record a copy of the groundwater ordinance adopted and administered by a unit of local government along with this Letter.
- 8) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program* Form. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
- 9) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attn: Freedom of Information Act Officer
Bureau of Land-#24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

- 10) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current titleholder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)(7)) include, but shall not be limited to:
 - a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) The disturbance or removal of contamination that has been left in-place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;

- g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;
 - h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.
- 11) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
- a) Sunbelt Rentals, Inc.;
 - b) The owner and operator of the Remediation Site;
 - c) Any parent corporation or subsidiary of the owner of the Remediation Site;
 - d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
 - e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
 - f) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;
 - g) Any successor-in-interest of the owner of the Remediation Site;
 - h) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
 - i) Any heir or devisee of the owner of the Remediation Site;
 - j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the Remediation Site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor-in-interest thereto; or
 - k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.

12) This letter, including all attachments, must be recorded as a single instrument within forty-five (45) days of receipt with the Office of the Recorder of Rock Island County. For recording purposes, the Illinois EPA Site Remediation Program Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Office of the Recorder of Rock Island County in accordance with Illinois law so that it forms a permanent part of the chain of title for the Remediation Site.

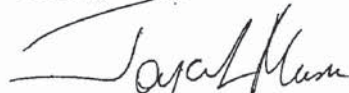
13) Within thirty (30) days of this Letter being recorded by the Office of the Recorder of Rock Island County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

Robert E. O'Hara
Illinois Environmental Protection Agency
Bureau of Land/RPMS
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

14) In accordance with Section 58.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the Remediation Site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the billing statement.

If you have any questions regarding this correspondence, you may contact the Illinois EPA project manager, Mr. James Baldwin at (217) 524-7207.

Sincerely,



Joyce L. Munie, P.E., Manager
Remedial Project Management Section
Division of Remediation Management
Bureau of Land

Attachments(2): Property Owner Certification of No Further Remediation Letter under the Site Remediation Program Form
Notice to Remediation Applicant

cc:

James E. Huff, P.E.
Huff & Huff, Inc.
512 West Burlington Avenue, Suite 100
LaGrange, IL 60525

Mr. Shahram Mokhtarian
SD&S / Moline, LLC
P.O. Box 768
Glenview, IL. 60025

PREPARED BY:

Name: Mr. Kurt Kenkel
Sunbelt Rentals, Inc.

Address: 1337-B Hundred Oaks Drive
Charlotte, NC 28217

RETURN TO:

Name: Mr. Kurt Kenkel
Sunbelt Rentals, Inc.

Address: 1337-B Hundred Oaks Drive
Charlotte, NC 28217

THE ABOVE SPACE FOR RECORDER'S OFFICE

The remediation applicant must submit this Environmental No Further Remediation Letter within 45 days of its receipt, to the Office of the Recorder of Rock Island County.

Illinois State EPA Number: 1610455193

Sunbelt Rentals, Inc., the Remediation Applicant, whose address is 1337-B Hundred Oaks Drive, Charlotte, NC 28217 has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

1. Legal description or Reference to a Plat Showing the Boundaries:

Tract 1

That part of Out Lots Number Eight (8) and Nine (9) according to Assessor's Plat for the Year, A. D. 1861, of the Northwest Quarter of Section 33, Township 18 North, Range 1 West of the Fourth Principal Meridian, Rock Island County, Illinois; bounded and described as follows: Beginning at the Northwest corner of said Out Lot 9, thence running South along the West line of the aforesaid Out Lot 9 and Out Lot 8, (said West line being also the East Line of 22nd Street, formerly Edward Street), a distance of 160 feet, more or less, to a point which is 160 feet North of the Southwest corner of Out Lot 10, as shown on the aforesaid Assessor's Plat, (said Southwest corner being also the Northeast corner of said 22nd Street and 5th Avenue, formerly Henry Street); thence running East parallel with the North line of said 5th Avenue, 320 feet, more or less, to the East line of said Out Lot 8, (being also the West line of 23rd Street, formerly Charles Street), to a point which is 160 feet North of the Southeast corner of the aforesaid Out Lot 8, (said Southeast corner being also the Northwest corner of said 23rd Street and 5th Avenue); thence running North along the East line of said Out Lot 8, (being also the West line of said 23rd Street), 160 feet, more or less, to the Northeast corner of the aforesaid Out Lots 8; thence West

(Illinois EPA Site Remediation Program Environmental Notice)

along the North line of aforesaid Lots 8 and 9 to the Northwest corner of said Out Lot 9, the place of beginning,

Tract 2

That part of Out Lot 8 according to the Assessor's Plat for the year A. D. 1861 of the Northwest Quarter of Section 33, Township 18 North, Range 1 West of the Fourth Principal Meridian, Rock Island County, Illinois; bounded and described as follows: Commencing at the Southeast corner of said Out Lot 8 being also the Northwest corner of 23rd Street (formerly Charles Street) and 5th Avenue (formerly Henry Street) in the City of Moline; thence running West along the South line of said Out Lot 8, being also the North line of said 5th Avenue, a distance of 119.5 feet; thence running North at right angles to the South line of said Out Lot 8, being also the North line of said 5th Avenue, a distance of 160 feet; thence running East at right angles to the last described line, a distance of 120 feet, more or less, to the West line of said 23rd Street, being also the East line of said Out Lot 8; thence running South along said West line of 23rd Street, being also the East line of said Out Lot 8, 160 feet to the place of beginning; the North 84 feet of the West line of the conveyance being also the middle line of a certain partition wall of a certain brick building, the East line of which building is 80 feet, more or less, West of the East line of said Out Lot 8; situated in the City of Moline, County of Rock Island and State of Illinois.

Excepting from the above described tract all the portion described as follows: Beginning at the Northeast corner of said Out Lot 8, said corner being also on the West line of 23rd Street; thence Westerly along the North line of said Out Lot 8, 114.85 feet; thence Easterly in a straight line to a point on the Westerly line of said 23rd Street, said point being 10 feet Southerly of the point of beginning; thence Northerly along said westerly line to the point of beginning.

Also Excepting all that part described as follows: Beginning at the Southeast corner of said Out Lot 8, being also the Northwest corner of 23rd Street (formerly Charles Street) and 5th Avenue (formerly Henry Street); thence Southwest 62.40 feet to a point in the South line of said Out Lot; thence Northeast 38.20 feet to a point, said point being 25.49 feet Westerly of and 9.83 feet Northerly of said Southeast corner as measured along and normal to said South line; thence Northerly 20.68 feet to a point, said point being 24.06 feet Northerly of and 10.62 feet Westerly of said Southeast corner, as measured along and normal to the East line of said Out Lot 8; thence Northerly 37.16 feet to a point, said point being 60.32 feet Northerly of and 2.51 feet Westerly of said Southeast corner, as measured along and normal to said East line; thence Northwest 59.44 feet to a point in said East line, said point being 119.70 feet Northwest of and Southeast corner; thence Southeast to the point of beginning.

2. Common Address: 2221 5th Avenue and 400 22nd Street, Moline, IL
3. Real Estate Tax Index/Parcel Index Number: 08-045-01-00 and 08-045-03-00
4. Remediation Site Owner: SD&S / Moline, LLC
5. Land Use: Industrial / Commercial
6. Site Investigation: Focused

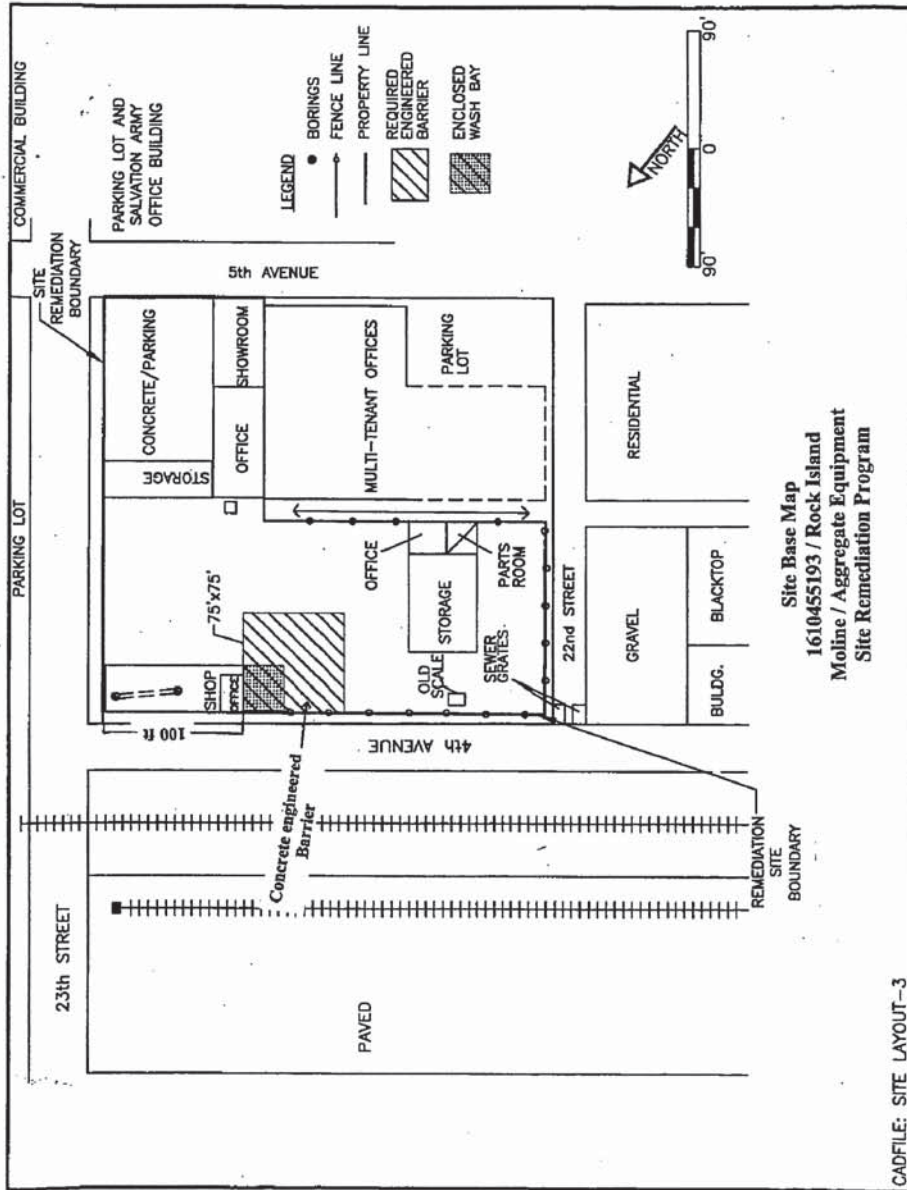
SITE REMEDIATION PROGRAM
TABLE A: REGULATED SUBSTANCES OF CONCERN
1610455193/Aggregate Equipment

Volatile Organic Compounds

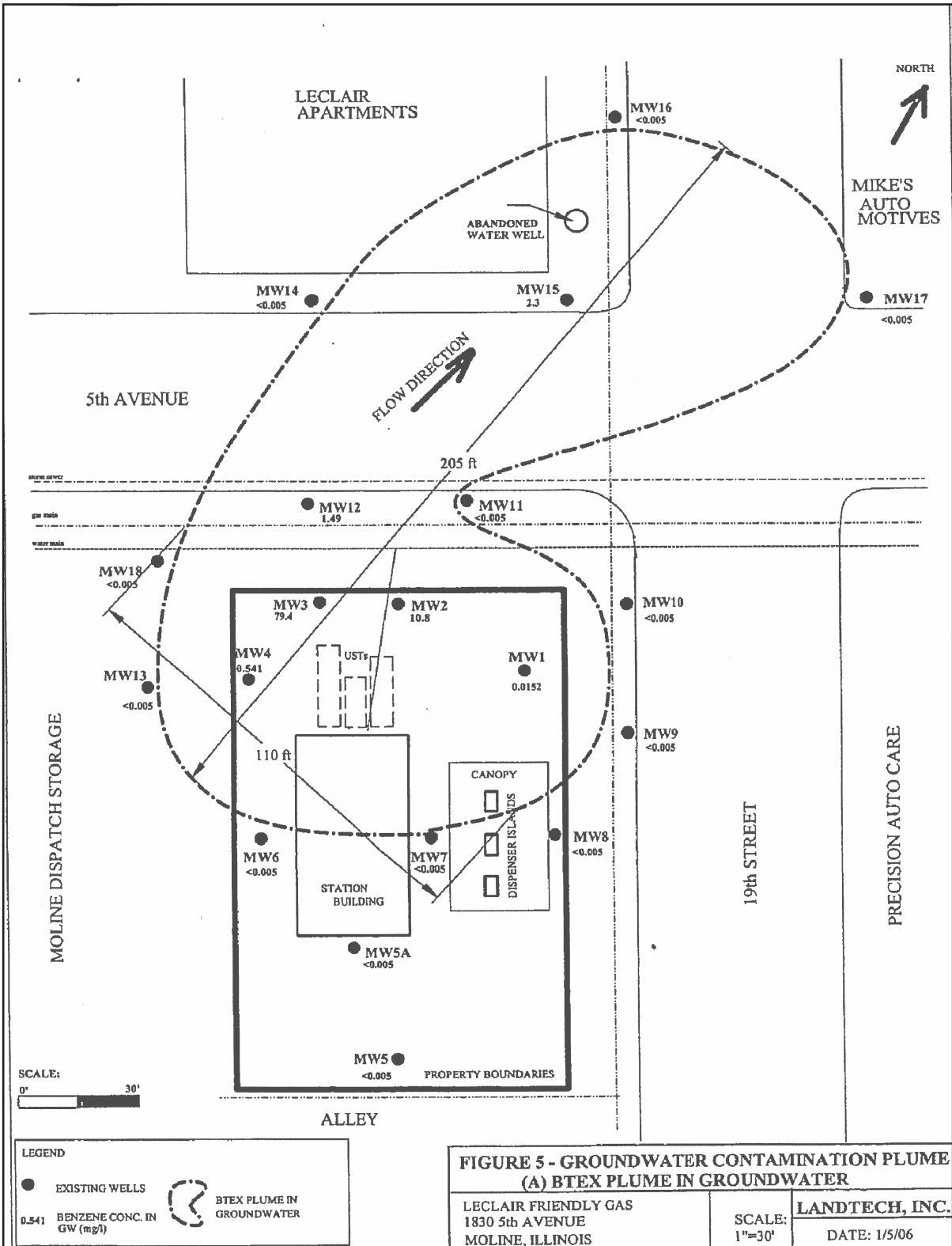
CAS No.	Compound Name
71-43-2	Benzene
100-41-4	Ethylbenzene
91-20-3	Naphthalene
108-88-3	Toluene
1330-20-7	Xylenes (total)

Semivolatile Organic Compounds

CAS No.	Compound Name
83-32-9	Acenaphthene
208-96-8	Acenaphthylene
120-12-7	Anthracene
56-55-3	Benzo(a)anthracene
50-32-8	Benzo(a)pyrene
205-99-2	Benzo(b)fluoranthene
191-24-2	Benzo(g,h,i)perylene
207-08-9	Benzo(k)fluoranthene
218-01-9	Chrysene
53-70-3	Dibenzo(a,h)anthracene
206-44-0	Fluoranthene
86-73-7	Fluorene
193-39-5	Indeno(1,2,3-cd)pyrene
85-01-8	Phenanthrene
129-00-0	Pyrene



Attachment 19. Site 1314V3-31. Estimated extent of impacted groundwater.
 Map from Landtech, Inc. Not to scale.





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

217/782-6762

CERTIFIED MAIL

7004 2510 0001 8591 5299

FEB 23 2006

Le Clair Friendly Gas
Attn: Arnold and Vivian Bauer
1801 46th Street
Moline, IL 61265

Re: LPC #1610455194 - Rock Island County
Moline/Le Clair Friendly Gas
1830 5th Avenue
LUST Incident No. 20030936
LUST Technical File

RELEASABLE

MAR 14 2006

REVIEWER MM

Dear Mr. and Mrs. Bauer:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the Corrective Action Completion Report submitted for the above-referenced incident. This information was dated January 6, 2006 and was received by the Illinois EPA on January 27, 2006. Citations in this letter are from the Environmental Protection Act (Act), as amended by Public Act 92-0554 on June 24, 2002, and 35 Illinois Administrative Code (35 Ill. Adm. Code).

The Corrective Action Completion Report and associated Professional Engineer Certification submitted pursuant to Section 57.7(b)(5) of the Act indicate corrective action for the above-referenced site was conducted in accordance with the Corrective Action Plan approved by the Illinois EPA. The Corrective Action Completion Report demonstrates that the requirements of Section 57.7(b) of the Act have been satisfied.

Based upon the certification by Daniel Carolan, a Licensed Professional Engineer, and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Licensed Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the remediation of the occurrence has been completed; and (3) no further corrective action concerning the occurrence is necessary for the protection of human health, safety, and the environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following parties:

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

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Page 2

1. Arnold and Vivian Bauer, the owner or operator of the underground storage tank system(s).
2. Any parent corporation or subsidiary of such owner or operator.
3. Any co-owner or co-operator, either by joint tenancy, right-of-survivorship, or any other party sharing a legal relationship with the owner or operator to whom the Letter is issued.
4. Any holder of a beneficial interest of a land trust or inter vivos trust whether revocable or irrevocable.
5. Any mortgagee or trustee of a deed of trust of such owner or operator.
6. Any successor-in-interest of such owner or operator.
7. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest.
8. Any heir or devisee of such owner or operator.

This Letter and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the county in which the above-referenced site is located. In addition, the Groundwater Ordinance (photocopy attached) must be filed as an attachment of this Letter with the Office of the Recorder or Registrar of Titles of the applicable county. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable county in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, an accurate and official copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. The remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, were established in accordance with the requirements of the Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) rules.

Page 3

2. As a result of the release from the underground storage tank system(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: There are no land use limitations.
3. The land use limitation specified in this Letter may be revised if:
 - a. Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b. A new No Further Remediation Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

4. Preventive: None.

Engineering: None.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter.

Groundwater Use Ordinance

Ordinance 90-10-2 adopted by the City of Moline effectively prohibits the installation of potable water supply wells (and the use of such wells) and is an acceptable institutional control under the following conditions:

- a. The current owner or successor-in-interest of this site who relies on this ordinance as an institutional control shall:
 - i. Monitor activities of the unit of local government relative to variance requests or changes in the ordinance relative to the use of potable groundwater at this remediation site; and
 - ii. Notify the Illinois EPA of any approved variance requests or ordinance changes within 30 days after the date such action has been approved.
- b. Each affected property owner, potentially affected property owner (as identified through contaminant modeling), and the City of Moline must receive written notification from the owner or

Page 4

operator desiring to use the ordinance as an institutional control that groundwater remediation objectives have been approved by the Illinois EPA. Written proof of this notification shall be submitted to the Illinois EPA in accordance with 35 Ill. Adm. Code 742.1015(b) and (c) within 45 days from the date this Letter is recorded. The notification shall include:

- i. The name and address of the unit of local government;
- ii. The citation of the ordinance used as an institutional control in this Letter;
- iii. A description of the property being sent notice by adequate legal description or by reference to a plat showing the boundaries;
- iv. A statement that the ordinance restricting the groundwater use was used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
- v. A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
- vi. A statement as to where more information may be obtained regarding the ordinance.

The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:

- a. Modification of the referenced ordinance to allow potable uses of groundwater.
 - b. Approval of a site-specific request, such as a variance, to allow use of groundwater at the site.
 - c. Violation of the terms of a recorded institutional control.
5. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved corrective action plan, if applicable, may result in voidance of this Letter.

Page 5

OTHER TERMS

6. Any contaminated soil or groundwater removed or excavated from, or disturbed at, the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 Ill. Adm. Code Subtitle G.
7. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attention: Freedom of Information Act Officer
Bureau of Land - #24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

8. Pursuant to 35 Ill. Adm. Code 732.704, should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the owner or operator of the leaking underground storage tank system(s) associated with the above-referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of the voidance. Specific acts or omissions that may result in the voidance of this Letter include, but shall not be limited to:
 - a. Any violation of institutional controls or industrial/commercial land use restrictions;
 - b. The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c. The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
 - d. The failure to comply with the recording requirements for the Letter;
 - e. Obtaining the Letter by fraud or misrepresentation; or
 - f. Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

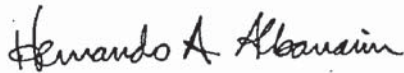
Page 6

Submit an accurate and official copy of this Letter, as recorded, to:

Illinois Environmental Protection Agency
Bureau of Land - #24
Leaking Underground Storage Tank Section
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

If you have any questions or need further assistance, please contact the Illinois EPA project manager, Steve Jones, at 217/524-1253.

Sincerely,



Hernando A. Albarracin
Unit Manager
Leaking Underground Storage Tank Section
Division of Remediation Management
Bureau of Land

↪
HAA:SJ\Le Clair Friendly 20030936 NFR.doc

Attachments: Leaking Underground Storage Tank Environmental Notice
City of Moline Ordinance 98-10-2

c: LandTech, Inc.
Jeet Singh
Division File

PREPARED BY:

Name: Arnold and Vivian Bauer
Le Clair Friendly Gas

Address: 1830 5th Avenue
Moline, IL 61265

RETURN TO:

Name: Arnold and Vivian Bauer
Le Clair Friendly Gas

Address: 1801 46th Street
Moline, IL 61265

(THE ABOVE SPACE FOR RECORDER'S OFFICE)

LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK SYSTEM(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF ROCK ISLAND COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 1610455194

LUST Incident No.: 20030936

Arnold and Vivian Bauer, the owner and/or operator of the leaking underground storage tank system(s) associated with the above-referenced incident, whose address is 1801 46th Street, Moline, Illinois, has performed investigative and/or remedial activities for the site identified as follows:

1. Legal Description or Reference to a Plat Showing the Boundaries: Lot 1, except the North 10 feet conveyed to the City of Moline, in Block 6 in that part of the City of Moline known as and called Wood's Second Addition; situated in Rock Island County, Illinois. Excepting therefrom that property conveyed to the State of Illinois described as follows: Beginning at the Southeast corner of said Lot 1; thence Northerly along the East line of said Lot One (1), Forty-five (45) feet to a point; thence Southerly to a point in the South line of said Lot 1, said point being 3 feet Westerly of the Southeast corner of said Lot; thence Easterly along the South line of said Lot 1, to the point of beginning and there terminating.
2. Common Address: 1830 5th Avenue, Moline, Illinois
3. Real Estate Tax Index/Parcel Index Number: Moline 8260
4. Site Owner: Jeet Singh
5. Land Use Limitation: There are no land use limitations.
6. See the attached No Further Remediation Letter for other terms.

SJM Le Clair Friendly 20030936 NFR.doc

Leaking Underground Storage Tank Environmental Notice

STATE OF ILLINOIS)
) SS
ROCK ISLAND COUNTY)

I, Vickie L. Felger, Deputy City Clerk of the City of Moline, County of Rock Island, State of Illinois, do hereby certify that the foregoing ordinance, General Ordinance No. 98-10-2, is a true and correct copy of the original ordinance passed by the City Council of the City of Moline, Illinois, at a meeting duly convened and held on the 20th day of October, 1998, and approved by the mayor of said city at a meeting duly convened and held on the 27th day of October, 1998.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the corporate seal of the City of Moline, Illinois, this 14th day of December, 1998.

Vickie L. Felger
Vickie L. Felger, Deputy City Clerk

(seal)

Council Bill No. 98-290 General Ordinance
Sponsor: _____ No. 98-10-2

AN ORDINANCE

AMENDING Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED."

WHEREAS, certain properties in the City of Moline, Illinois, have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said uses, concentrations of certain chemical constituents in the groundwater beneath the City may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 742; and

WHEREAS, the City of Moline desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

Section One - That Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, is hereby amended by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED," which shall read as follows:

"DIVISION 3. USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED.

SEC. 34-3300. USE OF GROUNDWATER AS A POTABLE WATER SUPPLY PROHIBITED.

Except for such uses or methods in existence before the effective date of this ordinance, the use or attempt to use a potable water supply groundwater from within the corporate limits of the City of Moline by the installation of drilling of wells or by any other method is hereby prohibited, including at points of withdrawal by the City of Moline.

SEC. 34-3301. PENALTIES.

Any person violating the provision of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

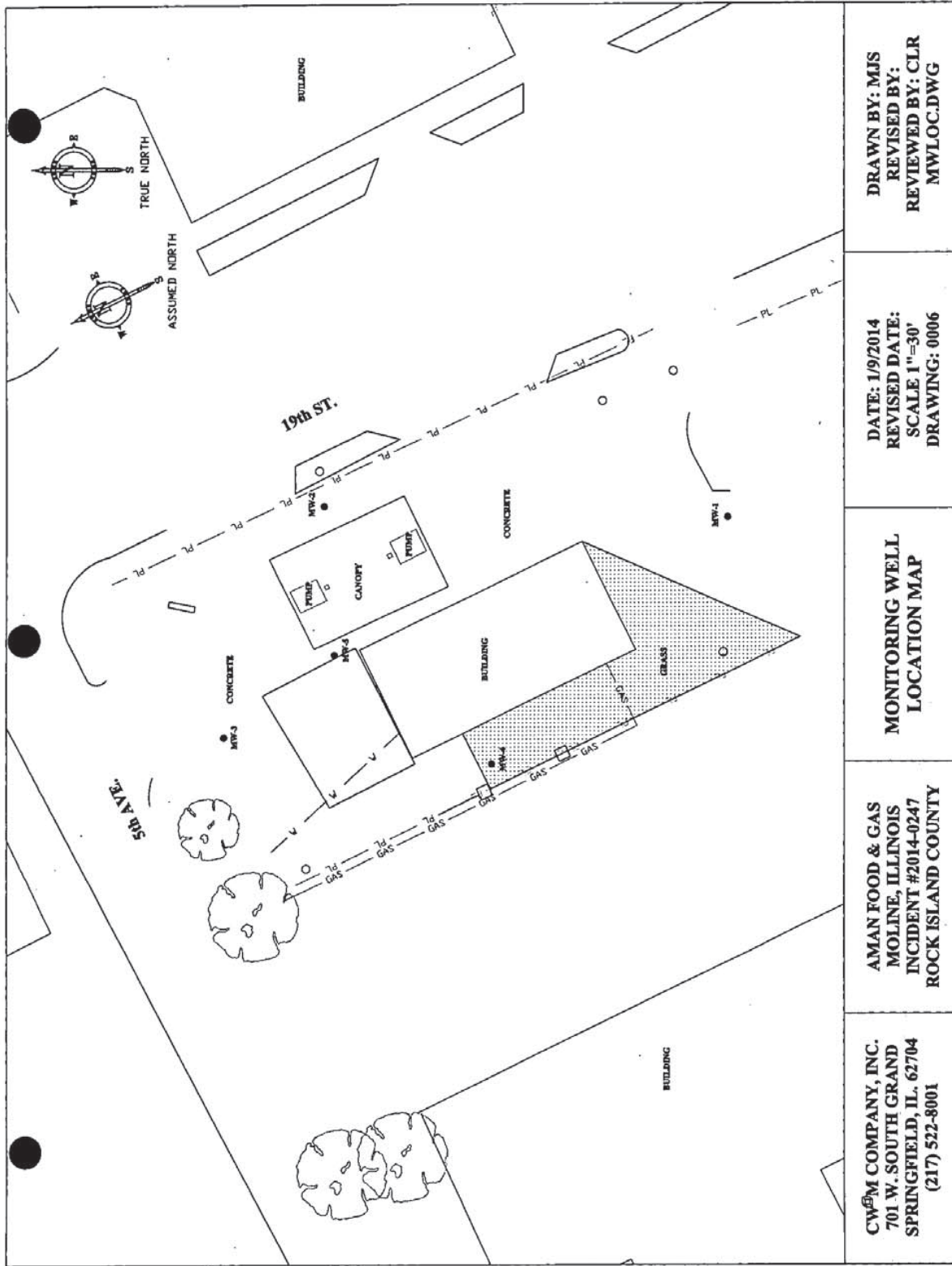
SEC. 34-3302. DEFINITIONS.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, officers, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing food."

Section Two - That all ordinances or resolutions, or parts of either, in conflict herewith are, to the extent of such conflict, hereby repealed.

Attachment 21. Site 1314V3-31. Monitoring well locations.
 Map from CW3M Company. Not to scale.



DRAWN BY: MJS
REVIEWED BY: CLR
REVIEWED BY: MWLOC.DWG

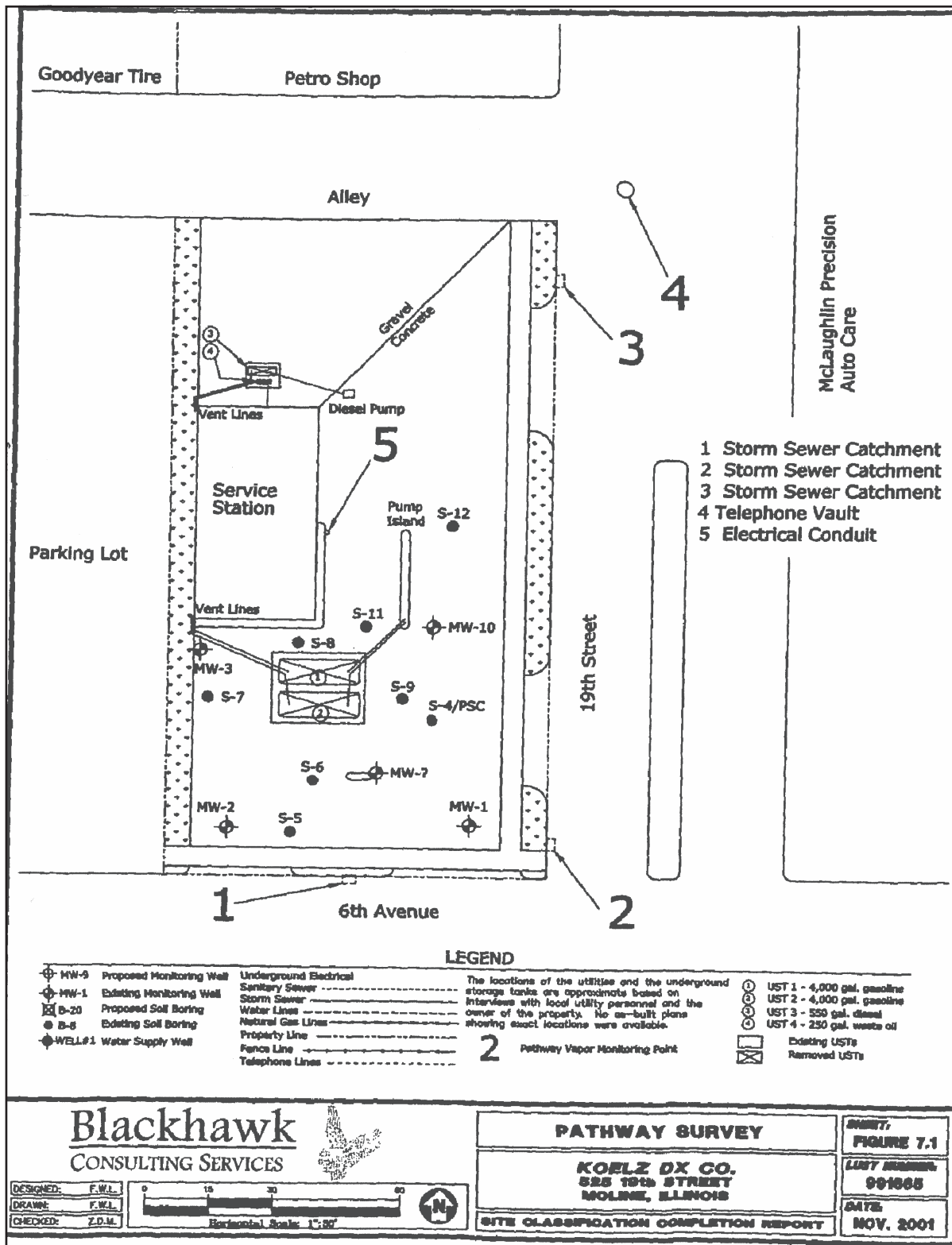
DATE: 1/9/2014
REVISED DATE:
SCALE 1"=30'
DRAWING: 0006

**MONITORING WELL
 LOCATION MAP**

AMAN FOOD & GAS
MOLINE, ILLINOIS
INCIDENT #2014-0247
ROCK ISLAND COUNTY

CW3M COMPANY, INC.
701 W. SOUTH GRAND
SPRINGFIELD, IL. 62704
(217) 522-8001

Attachment 22. Site 1314V3-41. Former UST and monitoring well locations.
Map from Blackhawk Consulting Services.





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276

RENEE CIPRIANO, DIRECTOR

217/782-6762

CERTIFIED MAIL

7000-1670-0008-1671-7924

FEB 07 2002

Koelz DX Company
Attention: Stephen Koelz
17505 East 350th Street
Orion, Illinois 61273

Re: LPC # 1610455082 - Rock Island County
Moline/Koelz DX Company
525 South 19th Street
LUST Incident No. 991665
LUST Technical File

Dear Mr. Koelz:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the Site Classification Completion Report submitted for the above-referenced incident. This information is dated November, 2001; was received by the Illinois EPA November 15, 2001; and was prepared by Blackhawk Consulting Services. Citations in this letter are from the Environmental Protection Act (Act) and 35 Illinois Administrative Code (35 IAC).

The Site Classification Completion Report and associated Professional Engineer Certification indicate this site is classified as "No Further Action" as identified in Section 57.7(b)(2) of the Act and 35 IAC Section 732.302(a).

Based upon the certification by John Bloodsworth, a Registered Professional Engineer of Illinois, and the certification by Stephen Koelz, the owner and operator of the underground storage tank(s), and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Registered Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the occurrence has been completed; and (3) no further remediation concerning the occurrence is necessary for the protection of human health, safety and the environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following persons: **RECEIVED**
FEB 14 2002

2002-04638 **IEPA/BOL**

GEORGE H. RYAN, GOVERNOR

PRINTED ON RECYCLED PAPER

Page 2

1. Stephen Koelz;
2. The owner and operator of the UST(s);
3. Any parent corporation or subsidiary of the owner or operator of the UST(s);
4. Any co-owner or co-operator, either by joint-tenancy, right of survivorship, or any other party sharing a legal relationship with the owner or operator to whom the letter is issued;
5. Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable;
6. Any mortgagee or trustee of a deed of trust of the owner of the site or any assignee, transferee, or any successor-in-interest of the owner of the site;
7. Any successor-in-interest of such owner or operator;
8. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest; or
9. Any heir or devisee of such owner or operator.

This Letter, and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of its receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the County where the above-referenced site is located. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable County in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. Remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, were not established because the site is classified as "No Further Action" as identified in Section 57.7(b)(2) of the Act and 35 IAC Section 732.302(a).

2002-04636

Page 3

2. As a result of the release from the underground storage tank(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: There are no land use limitations.
3. The land use limitation specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

4. Preventive: None.
Engineering: None.
Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this letter.
5. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved corrective action plan may result in avoidance of this Letter.

OTHER TERMS

6. Any contaminated soil or groundwater removed, or excavated from, or disturbed at the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 IAC Subtitle G.
7. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attention: Freedom of Information Act Officer
Bureau of Land - #24

2002-04636

Page 4

1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

8. Pursuant to Section 57.10(e) of the Act (415 ILCS 5/57.10(e)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the owner or operator of the leaking underground storage tank(s) associated with the above referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the avoidance, explain the provisions for appeal, and describe the facts in support of the avoidance. Specific acts or omissions that may result in the avoidance of this Letter include, but shall not be limited to:
- a) Any violation of institutional controls or industrial/commercial land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
 - d) The failure to comply with the recording requirements for the Letter;
 - e) Obtaining the Letter by fraud or misrepresentation; or
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

Within 35 days after the date of mailing of this final decision, the owner or operator may petition for a hearing before the Illinois Pollution Control Board (Board) to contest the decision of the Illinois EPA. (For information regarding the filing of an appeal, please contact the Board at 312/814-3620.) However, the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the owner or operator and the Illinois EPA within the 35-day initial appeal period. (For information regarding the filing of an extension, please contact the Illinois EPA's Division of Legal Counsel at 217/782-5544.)

Submit the certified copy of this letter, as recorded, to:

2002-04636

Page 5

Illinois Environmental Protection Agency
Bureau of Land - #24
LUST Section
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276

If you have any questions or need further assistance, please contact the Illinois EPA project manager, Scott Rothering, at 217-785-1858.

Sincerely,

Clifford L. Wheeler

Clifford L. Wheeler
Unit Manager
Leaking Underground Storage Tank Section
Division of Remediation Management
Bureau of Land

CLW:SRR\991665nfa

Attachments: Leaking Underground Storage Tank Environmental Notice

cc: Blackhawk Consulting Services
Division File

2002-04636

1610455082 - Rock Island
Koelz DX Co

PREPARED BY:

Name: Stephen Koelz
Koelz DX Company
Address: Koelz DX Company
525 19th Street Moline, Illinois

RECEIVED

FEB 14 2002

EPA/BOL

2002-04636
RECORDED
ROCK ISLAND COUNTY, ILL.
7997 FEB 11 AM 8:50
RECORD BOOK PAGE
Chubb Test
Moline, Illinois
REGISTRAR

RETURN TO:

Name: Stephen Koelz
Koelz DX Company
Address: 17505 East 350th Street
Orion, Illinois 61273

THE ABOVE SPACE FOR RECORDER'S OFFICE

LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF ROCK ISLAND COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 1610455082
LUST Incident No.: 991665

Koelz DX Company, the owner and operator of the leaking underground storage tank(s) associated with the above-referenced incident, whose address is 17505 East 350th Street Orion, Illinois, has performed investigative and/or remedial activities for the site identified as follows:

1. Legal description or Reference to a Plat Showing the Boundaries: Lot Number Eight(8) in that part of the City of Moline, known as and called Wood's Second Addition to said City, excepting there from that part taken by Condemnation proceeding for highway purposes in Court File #72 ED 5 on October 23, 1972, situated in the County of Rock Island, in the State of Illinois.
2. Common Address: 525 19th Street, Moline, Illinois
3. Real Estate Tax Index/Parcel Index Number: Moline-8269
4. Site Owner: Stephen Koelz
5. Land Use Limitation: There are no land use limitations.
6. See the attached No Further Remediation Letter for other terms.

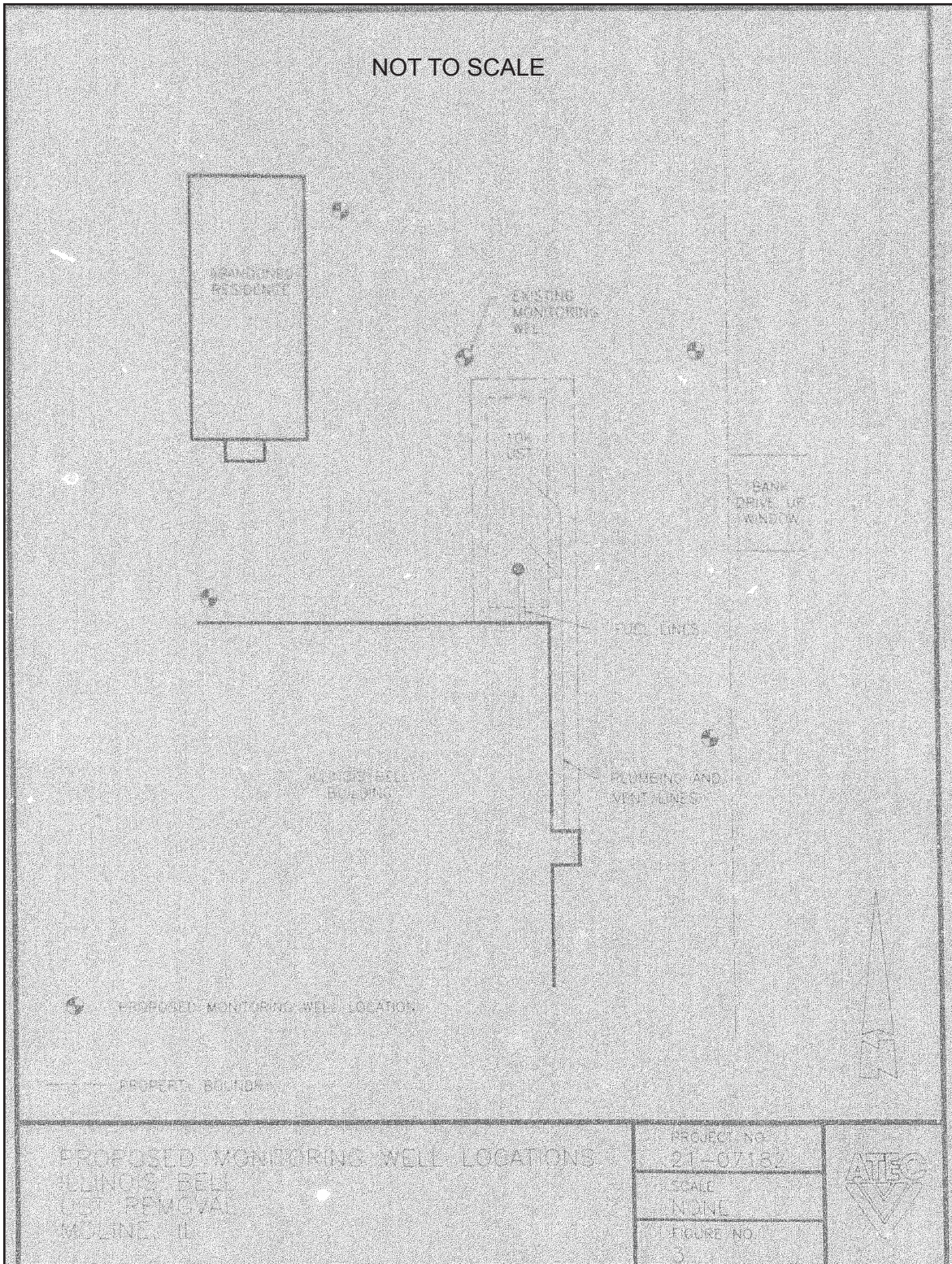
RELEASABLE

FEB 21 2002

REVIEWER MM

Leaking Underground Storage Tank Environmental Notice

Attachment 24. Site 1314V3-51. Former UST and monitoring well locations.
 Map from ATEC. Note: North arrow actually points east.
 Poor quality is due to poor quality of original. Labels added by ISGS.



Attachment 25. Site 1314V3-51. NFR letter, IEMA #902955.
Poor quality is due to poor quality of original.



Illinois Environmental Protection Agency P. O. Box 19276, Springfield, IL 62794-9276

217/782-6761

March 4, 1992

Illinois Bell
Attn: Mr. Joseph L. Lasky
212 West Washington Street
HQ-156
Chicago, Illinois 60606

Re: LPC #1610455055 -- Rock Island County
Moline/Illinois Bell
1726 6th Avenue
LUST Incident No. 902955
LUST/Tech Report File

Dear Mr. Lasky:

The Agency has received the Professional Engineer Certification Form dated January 9, 1992, received January 21, 1992. Based on certification by a registered professional engineer, Peter Bergman, P.E., of Illinois, Illinois Bell Telephone the owner of the Underground Storage Tank and Illinois Bell Telephone the operator of the Underground Storage Tank, further remediation does not appear necessary in regard to the above referenced incident.

Should you have any questions or require further assistance, do not hesitate to contact Russell Irwin of my staff at 217/782-6760.

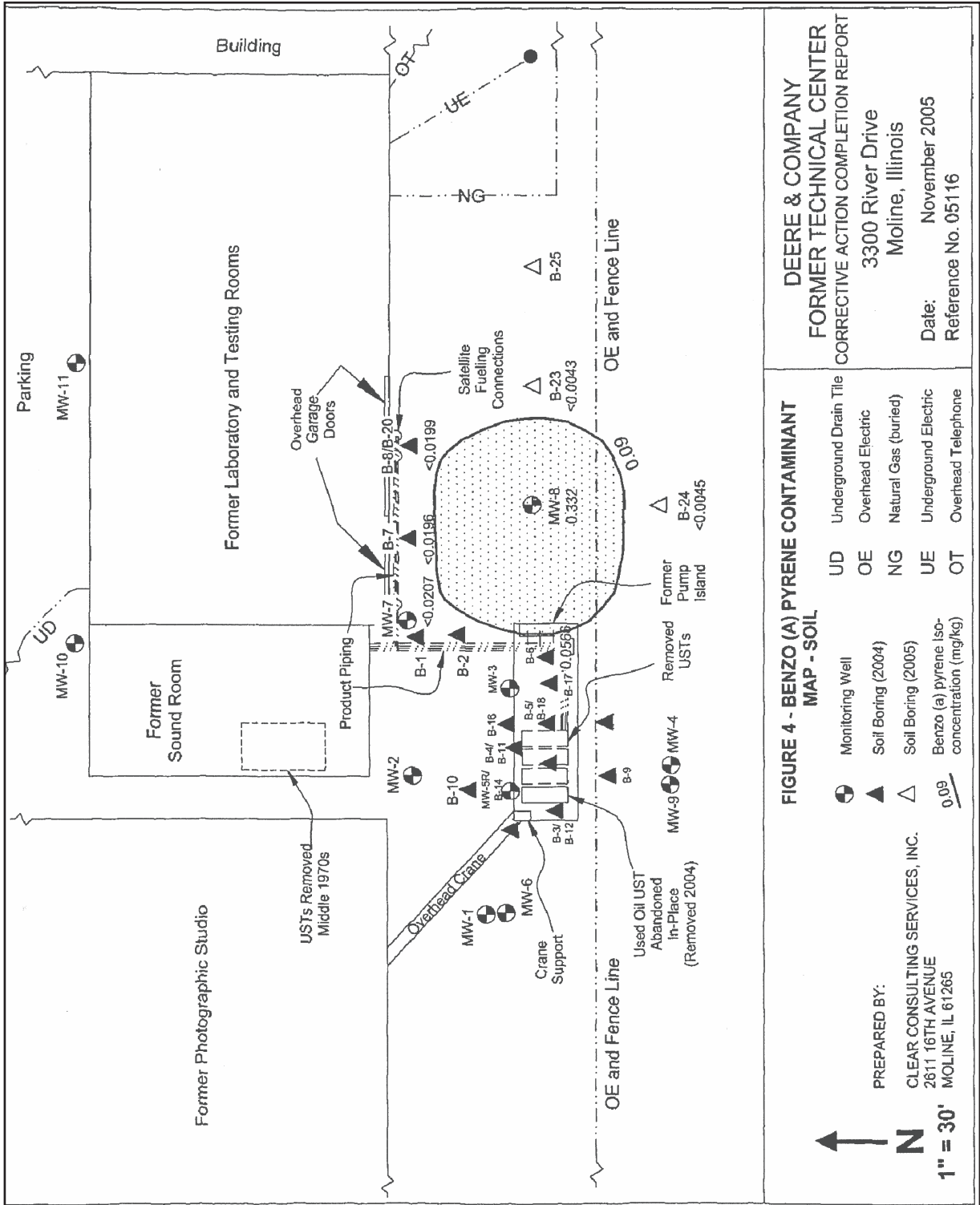
Sincerely,

Cindy S. Davis, Manager
Southern Sub-Unit
State Sites Unit
Leaking Underground Storage Tank Section
Division of Land Pollution Control

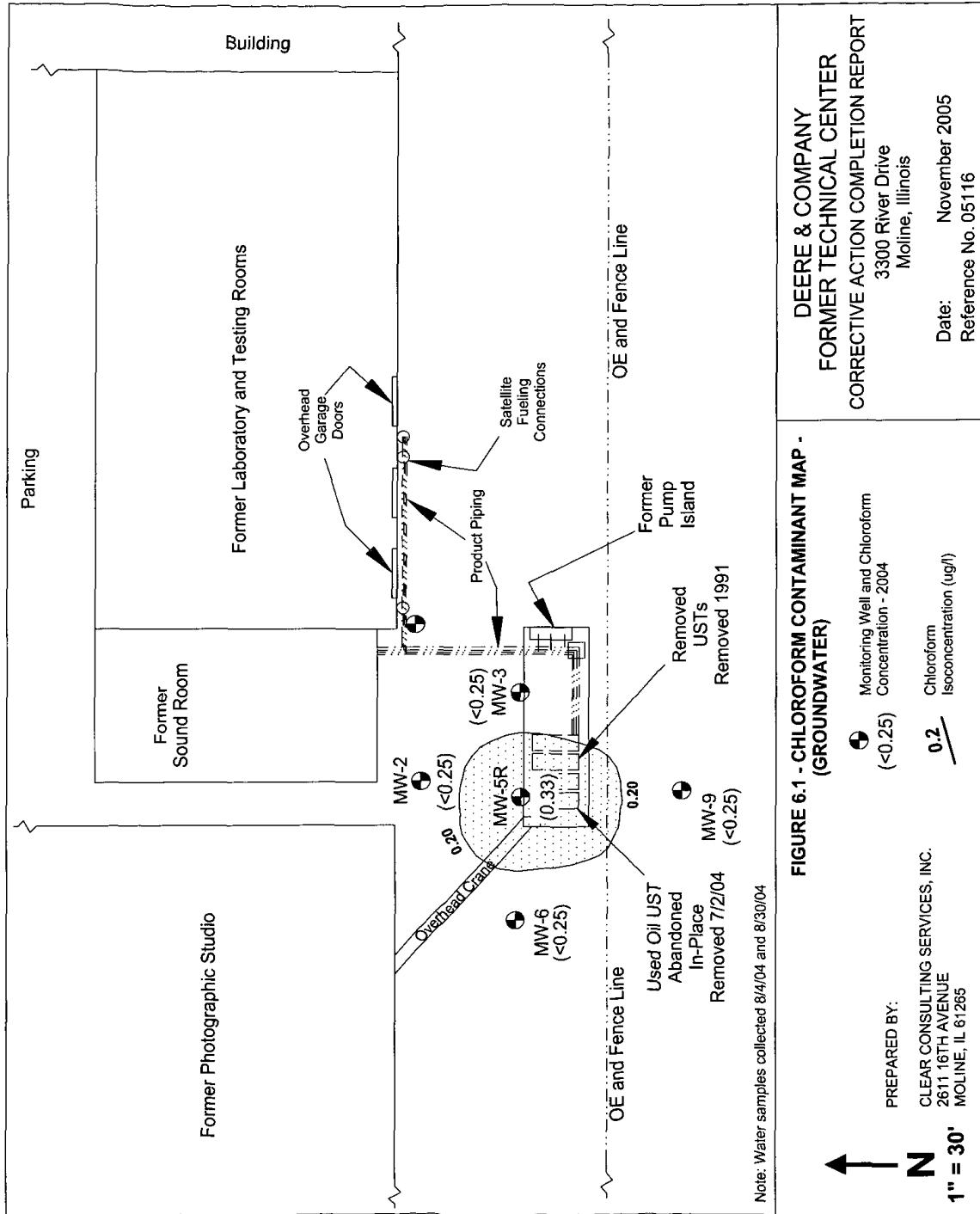
CSD:RI: rmi/576r/79

cc: Division File
Paoria Rector
Angela Ays
G. Todd Powe
Russ Irwin

Attachment 26. Site 1314V3-105. Site features and estimated extent of BTEX-impacted soil. Map from Clear Environmental Services, Inc. Not to scale.



Attachment 27. Site 1314V3-105. Estimated extent of impacted groundwater.
 Map from Clear Consulting Services, Inc. Not to scale.





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026
ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

217/782-6762

CERTIFIED MAIL

7004 2510 0001 8654 1091

FEB 08 2006

RECEIVED
BY *gfd* DATE 2/10/06

Deere & Company
Attn: James L. Nitzschke
One John Deere Place
Moline, Illinois 61265

Re: LPC # 1610450004 -- Rock Island County
Moline/ John Deere Technical Ctr.
3300 River Dr.
LUST Incident No. 913274
LUST Technical File

Dear Mr. Nitzschke:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the Corrective Action Completion Report submitted for the above-referenced incident. This information was dated November 18, 2005 and was received by the Illinois EPA on December 8, 2005. Citations in this letter are from the Environmental Protection Act (Act), as amended by Public Act 92-0554 on June 24, 2002, and 35 Illinois Administrative Code (35 Ill. Adm. Code).

The Corrective Action Completion Report and associated Professional Engineer Certification submitted pursuant to Section 57.7(b)(5) of the Act indicate corrective action for the above-referenced site was conducted in accordance with the Corrective Action Plan approved by the Illinois EPA. The Corrective Action Completion Report demonstrates that the requirements of Section 57.7(b) of the Act have been satisfied.

Based upon the certification by William H. Stoewer, a Licensed Professional Engineer, and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Licensed Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the remediation of the occurrence has been completed; and (3) no further corrective action concerning the occurrence is necessary for the protection of human health, safety, and the

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LANDS - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINGSVILLE - 2009 Mail Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

PRINTED ON RECYCLED PAPER

Page 2

environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following parties:

1. John Deere, the owner or operator of the underground storage tank system(s).
2. Any parent corporation or subsidiary of such owner or operator.
3. Any co-owner or co-operator, either by joint tenancy, right-of-survivorship, or any other party sharing a legal relationship with the owner or operator to whom the Letter is issued.
4. Any holder of a beneficial interest of a land trust or inter vivos trust whether revocable or irrevocable.
5. Any mortgagee or trustee of a deed of trust of such owner or operator.
6. Any successor-in-interest of such owner or operator.
7. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest.
8. Any heir or devisee of such owner or operator.

This Letter and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the county in which the above-referenced site is located. In addition, the Groundwater Ordinance (photocopy attached) must be filed as an attachment of this Letter with the Office of the Recorder or Registrar of Titles of the applicable county. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable county in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, an accurate and official copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

CONDITIONS AND TERMS OF APPROVAL

LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. The remediation objectives have been established in accordance with an industrial/commercial land use limitation. The remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank

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Environmental Notice of this Letter, were established in accordance with the requirements of the Tiered Approach to Corrective Action Objectives (35 Ill. Adm. Code 742) rules.

2. As a result of the release from the underground storage tank system(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: The land use shall be industrial/commercial.
3. The land use limitation specified in this Letter may be revised if:
 - a. Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b. A new No Further Remediation Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

4. Preventive: None.

Engineering: None.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter.

Groundwater Use Ordinance

Ordinance 98-10-2 adopted by the City of Moline effectively prohibits the installation of potable water supply wells (and the use of such wells) and is an acceptable institutional control under the following conditions:

- a. The current owner or successor-in-interest of this site who relies on this ordinance as an institutional control shall:
 - i. Monitor activities of the unit of local government relative to variance requests or changes in the ordinance relative to the use of potable groundwater at this remediation site; and
 - ii. Notify the Illinois EPA of any approved variance requests or ordinance changes within 30 days after the date such action has been approved.

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- b. Each affected property owner, potentially affected property owner (as identified through contaminant modeling), and the City of Moline must receive written notification from the owner or operator desiring to use the ordinance as an institutional control that groundwater remediation objectives have been approved by the Illinois EPA. Written proof of this notification shall be submitted to the Illinois EPA in accordance with 35 Ill. Adm. Code 742.1015(b) and (c) within 45 days from the date this Letter is recorded. The notification shall include:
- i. The name and address of the unit of local government;
 - ii. The citation of the ordinance used as an institutional control in this Letter;
 - iii. A description of the property being sent notice by adequate legal description or by reference to a plat showing the boundaries;
 - iv. A statement that the ordinance restricting the groundwater use was used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v. A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
 - vi. A statement as to where more information may be obtained regarding the ordinance.

The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:

- a. Modification of the referenced ordinance to allow potable uses of groundwater.
- b. Approval of a site-specific request, such as a variance, to allow use of groundwater at the site.
- c. Violation of the terms of a recorded institutional control.

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5. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved corrective action plan, if applicable, may result in avoidance of this Letter.

OTHER TERMS

6. Any contaminated soil or groundwater removed or excavated from, or disturbed at, the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 Ill. Adm. Code Subtitle G.
7. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
Attention: Freedom of Information Act Officer
Bureau of Land - #24
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

8. Pursuant to 35 Ill. Adm. Code 732.704, should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the owner or operator of the leaking underground storage tank system(s) associated with the above-referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the avoidance, explain the provisions for appeal, and describe the facts in support of the avoidance. Specific acts or omissions that may result in the avoidance of this Letter include, but shall not be limited to:
 - a. Any violation of institutional controls or industrial/commercial land use restrictions;
 - b. The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c. The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
 - d. The failure to comply with the recording requirements for the Letter;
 - e. Obtaining the Letter by fraud or misrepresentation; or

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- f. Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

Submit an accurate and official copy of this Letter, as recorded, to:

Illinois Environmental Protection Agency
Bureau of Land - #24
Leaking Underground Storage Tank Section
1021 North Grand Avenue East
Post Office Box 19276
Springfield, IL 62794-9276

If you have any questions or need further assistance, please contact the Illinois EPA project manager, Clayton Bloome, at 217/524-1288.

Sincerely,

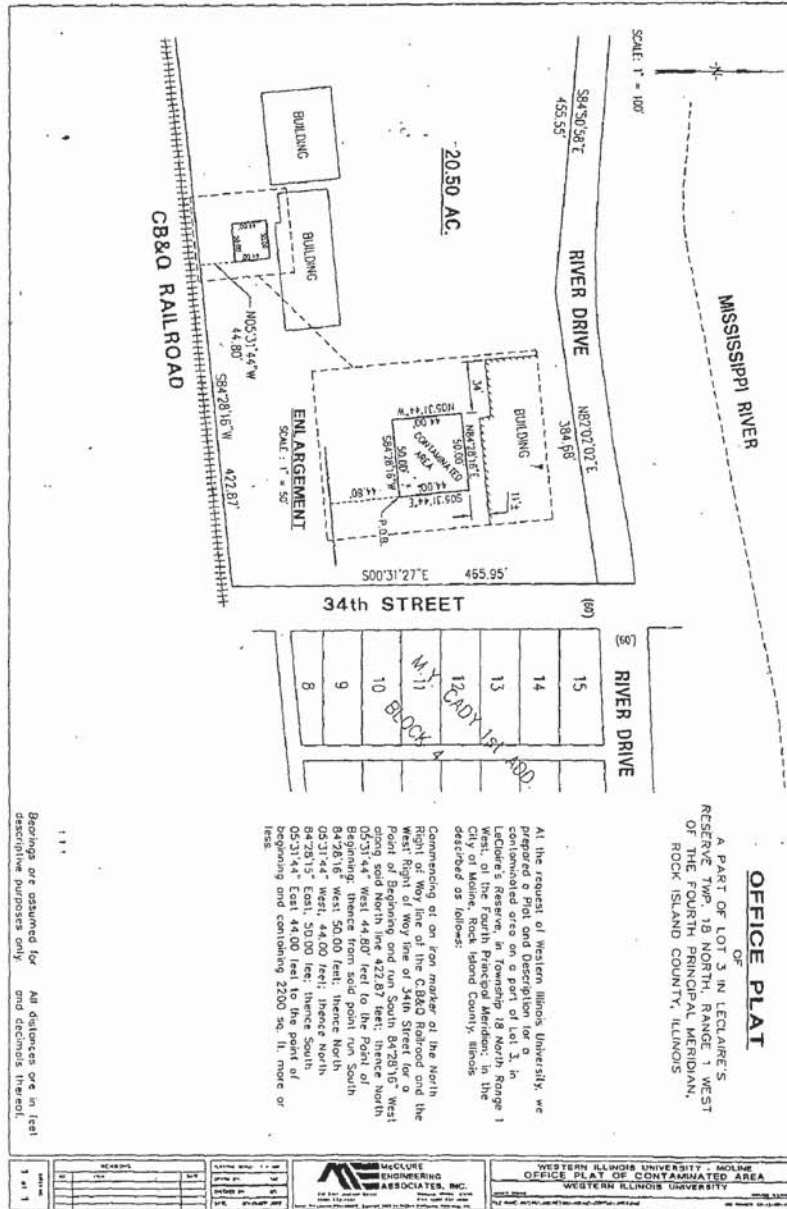


Hernando A. Albarracin
Unit Manager
Leaking Underground Storage Tank Section
Division of Remediation Management
Bureau of Land

HAA:CTB\

Attachments: Leaking Underground Storage Tank Environmental Notice
Office Plat
Groundwater Ordinance

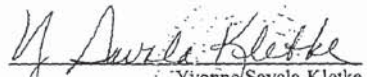
cc: Gregg Olberts, Clear Consulting Services, Inc.
Division File



STATE OF ILLINOIS)
) SS
ROCK ISLAND COUNTY)

I, Yvonne Savala-Kletke, City Clerk for the City of Moline, County of Rock Island, State of Illinois, do hereby certify that the foregoing Ordinance, General Ordinance No. 98-10-02, is a true and correct copy of the original Ordinance passed by the City Council of the City of Moline, Illinois, at a meeting duly convened and held on the October 20, 1998.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the corporate seal of the City of Moline, Illinois, this 8th day of April, 2004.


Yvonne Savala-Kletke
City Clerk
(Seal)

RECEIVED

MAR 23 2006

IEPA/BOL

Council Bill No. 98-290 General Ordinance
Sponsor: _____ No. 98-10-2

AN ORDINANCE

AMENDING Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED."

WHEREAS, certain properties in the City of Moline, Illinois, have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said uses, concentrations of certain chemical constituents in the groundwater beneath the City may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 35 Illinois Administrative Code 742; and

WHEREAS, the City of Moline desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

Section One - That Chapter 34, "PUBLIC UTILITIES," of the Moline Code of Ordinances, is hereby amended by adopting a new Division 3 of Article III, entitled "USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED," which shall read as follows:

"DIVISION 3. USE OF GROUNDWATER AS POTABLE SUPPLY; PROHIBITED.

SEC. 34-3300. USE OF GROUNDWATER AS A POTABLE WATER SUPPLY PROHIBITED.

Except for such uses or methods in existence before the effective date of this ordinance, the use or attempt to use a potable water supply groundwater from within the corporate limits of the City of Moline by the installation of drilling of wells or by any other method is hereby prohibited, including at points of withdrawal by the City of Moline.

SEC. 34-3301. PENALTIES.

Any person violating the provision of this ordinance shall be subject to a fine of up to \$750.00 for each violation.

SEC. 34-3302. DEFINITIONS.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, officers, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing food."

Section Two - That all ordinances or resolutions, or parts of either, in conflict herewith are, to the extent of such conflict, hereby repealed.

Council Bill No. 98-290
General Ordinance No. 98-10-2
Page Two

Section Three - Each section and each provision or requirement of any section or subsection, each section or subsection, and each paragraph or sentence of this ordinance shall be considered severable, and the invalidity for any reason of any portion or portions of this ordinance shall not affect the validity or enforcement of any other remaining portion thereof.

Section Four - That this ordinance shall be in full force and effect from and after passage and, if required, publication in the manner provided for by law.

CITY OF MOLINE, ILLINOIS



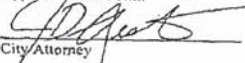
Mayor

October 20, 1998
Date

Passed: October 20, 1998

Approved: October 27, 1998

Attest: 
City Clerk

Approved as to Form:

City Attorney

PREPARED BY:

Name: John Deere

Address: 3300 River Dr.
Moline, Illinois 61265

RETURN TO:

Name: John Deere

Address: One John Deere Place
Moline, Illinois 61265

(THE ABOVE SPACE FOR RECORDER'S OFFICE)

LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK SYSTEM(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF ROCK ISLAND COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 1610450004
LUST Incident No.: 913274

John Deere, the owner and/or operator of the leaking underground storage tank system(s) associated with the above-referenced incident, whose address is One John Deere Place, Moline, Illinois, has performed investigative and/or remedial activities for the site identified as follows:

1. Legal Description or Reference to a Plat Showing the Boundaries: Attached
2. Common Address: 3300 River Dr., Moline, Illinois
3. Real Estate Tax Index/Parcel Index Number: 08-0550100
4. Site Owner: Western Illinois University
5. Land Use Limitation: The land use shall be industrial/commercial.
6. See the attached No Further Remediation Letter for other terms.

CTB

Leaking Underground Storage Tank Environmental Notice