

**MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**

In the Matter of Administrative  
Proceedings Against:

Griffin Beverage Co.  
1901 Dam Road  
West Branch, Michigan,

AOC-RRD-16-001

Respondent  
\_\_\_\_\_/

**ADMINISTRATIVE ORDER BY CONSENT**  
**FOR CORRECTIVE ACTIONS AND PAYMENT OF COSTS**

This Administrative Order by Consent (Order) is entered into voluntarily by and between the Department of Environmental Quality (DEQ) and Griffin Beverage Co. (Respondent), to resolve outstanding obligations pursuant to Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), resulting from a confirmed release from underground storage tanks at 1901 Dam Road, West Branch, Ogemaw County, Michigan, Facility ID 00014295 (the Site). This Order requires the Respondent to obtain compliance with Part 213 of the NREPA by performing the corrective actions outlined in Section II (Compliance Program) and reimbursing the DEQ and Department of Attorney General (DAG) (collectively, the State) for past and future corrective action costs, as described in Section V (Reimbursement of Costs.)

**I. FINDINGS OF FACT AND DETERMINATIONS**

The State makes the following Findings of Fact and Determinations.

1.1 A confirmed release, Confirmed Release # C-1437-93, of regulated substances from an underground storage tank was reported to the DEQ on November 12, 1993.

1.2 A Final Assessment Report (FAR) was submitted by the Respondent on September 27, 1996, which included a Corrective Action Plan (CAP). An April 28, 2011

DEQ audit consisting of a review of DEQ file documents and a Site visit disclosed the CAP was not implemented, as required by MCL324.21309a.

1.3 The DEQ sent letters to the Respondent on April 28, 2011; February 10, 2012; and November 25, 2014, notifying the Respondent of its continued non-compliance with Part 213 of the NREPA, and advising the Respondent to address these violations.

1.4 Respondent submitted a revised FAR/CAP on April 1, 2015, with a FAR Addendum submitted July 6, 2015. The revised FAR/CAP was approved with conditions on July 14, 2015, which Respondent did not implement in accordance with the schedule, prompting the DEQ to request the Respondent enter into this Order. As a result, Respondent submitted a revised Scope of Work and Schedule on December 11, 2015.

1.5 This Order does not constitute an admission of any liability on the part of the Respondent.

In accordance with MCL 324.21323i, the State has determined that entry of this Order will expedite the performance of corrective actions, will minimize litigation, and is in the public interest. All terms used in this Order that are defined in Part 3, Definitions, of the NREPA, MCL 324.301, or Part 213, shall have the same meaning in this Order as in Parts 3 and 213, unless otherwise stated herein.

## **II. COMPLIANCE PROGRAM**

IT IS THEREFORE AGREED AND ORDERED THAT the Respondent will perform all necessary corrective actions to comply with the requirements of Part 213, including implementing the April 1, 2015 FAR/CAP, July 6, 2015 FAR Addendum, and December 11, 2015 Scope of Work and Schedule. The December 11, 2015 Scope of Work and Schedule supersedes the schedule and scope of work included in the previous submittals. The April 1, 2015 FAR/CAP, July 6, 2015 FAR addendum and

December 11, 2015 Scope of Work and Schedule shall be collectively referred to as the FAR/CAP for purposes of this Order, and attached in Attachment A. Respondent shall implement the CAP/FAR in accordance with the following schedule and modifications, or as otherwise approved by the DEQ:

2.1 The Respondent shall complete the definition of the vertical and horizontal extent of the groundwater contamination plume as required by MCL 324.21311a(1)(a).

a. Within thirty (30) days of the Effective Date of this Order except as extended under this Order, Respondent shall install three wells; two additional monitoring wells will be installed and screened between 18 and 23 feet below ground surface in the vicinity of AKTP-10 and AKTP-11, and one deeper monitoring well will be installed and screened between 35 and 40 feet below ground surface downgradient of SB-9, as described in the FAR/CAP.

b. Within sixty (60) days of the Effective Date of this Order except as extended under this Order, Respondent shall begin quarterly sampling (February, May, August, November) of the following monitor wells consistent with the FAR/CAP: MW-2 through MW-5, MW-9, BB-1, BB-3 through BB-5, and the three new wells described in subparagraph 2.1a for a period of one year, or as necessary to achieve compliance with Part 213 and this Order.

c. Results of the quarterly sample analysis of the monitor wells listed in subparagraph (b) shall be included in the CAP Status Report, as required in Paragraph 2.6.

d. An evaluation of the sample results to determine whether the extent of contamination has been defined shall be included in the CAP Status Report. If data indicates additional monitor wells are required to define the extent of the contamination, the proposed location and depth, specifications and a schedule for implementation shall be provided in an amendment to the FAR/CAP, as provided in Paragraph 2.8. Any additional monitor wells installed shall be sampled and evaluated in the same manner as the previous monitor wells.

2.2 The Respondent shall recover Non-Aqueous Phase Liquids (NAPL), if any, at the Site until the DEQ approves either a Closure Report as provided in Paragraph 2.7 or Respondent demonstrates to the satisfaction of the DEQ that the NAPL is residual; mobile, but not migrating; or is otherwise appropriately abated or managed.

- a. Within thirty (30) days of the Effective Date of this Order, and monthly thereafter, Respondent shall recover NAPL, if any, as provided in the FAR/CAP.
- b. Respondent shall characterize the NAPL in May and November to evaluate plume recharge rates and effectiveness of the corrective actions for one year, or as necessary to achieve compliance with Part 213 and this Order. The characterization shall be included in the next CAP Status Report after the characterization.

2.3 Consistent with Paragraph 2.1 and the FAR/CAP, the Respondent shall monitor groundwater contamination on a quarterly basis to demonstrate that the groundwater contamination plume is stable or shrinking, and no potential to impact nearby drinking water receptors exists.

- a. An evaluation of the stability of the groundwater plume, whether a potential to impact nearby drinking water receptors exists and the effectiveness of natural attenuation shall be included in the CAP Status Report.
- b. If the evaluation required in Paragraph 2.3a determines that the plume is expanding, Respondent shall notify the DEQ within twenty (20) days of making the determination, and an implementation schedule for contingency corrective actions shall be mutually agreed upon by the parties. Respondent shall implement the contingencies in accordance with the mutually agreed upon schedule.

2.4 The Respondent shall perform corrective actions in order to achieve one of the following: i) demonstrate that no indoor air vapor intrusion screening levels are exceeded; ii) demonstrate to the satisfaction of the DEQ that a risk from vapor intrusion

into structures does not exist; or iii) the risk of vapor intrusion into structures has been mitigated.

- a. Within sixty (60) days of the Effective Date of this Order , Respondent shall collect soil gas samples from SG1 and SG2 as described in the FAR/CAP, and for three (3) quarters following the initial sampling, or as necessary to achieve compliance with Part 213 and this Order. Except for the initial sampling event, quarterly sampling shall occur in May, August, November, and February, unless modified as provided in Paragraph 4.1 of this Order.
- b. Analytical data and evaluation of the data from the soil gas screening points shall be included in the CAP Status Report.
- c. If an exceedance of soil gas vapor intrusion screening levels is reported in a sub-slab soil gas screening point, Respondent shall notify the DEQ Project Manager within three (3) days. Respondent, in consultation with the DEQ Project Manager, shall evaluate corrective actions and, if appropriate, promptly implement corrective actions to mitigate the unacceptable exposure, and described in an amended FAR/CAP, as provided in Paragraph 2.8.
- d. If no exceedance of soil gas vapor intrusion screening levels is reported for 3 consecutive quarters with respect to the existing structure at the Site, no further soil gas or other vapor intrusion testing is required.

## 2.5 Restrictive Covenant (RC)

- a. Within nine (9) months of the Effective Date of this Order except as extended under this Order, Respondent shall submit to the DEQ for review and comment, a draft RC as described in the FAR/CAP.
- b. Respondent shall record the RC with the Ogemaw County Register of Deeds within thirty (30) days of receipt of the DEQ's comments. A copy of the recorded RC shall be provided to the DEQ in the following CAP Status Report and included in the Closure Report to be submitted pursuant to Section 2.7.

2.6 Except as extended under this Order, the CAP Status Report shall be submitted quarterly to the DEQ by the end of March, June, September and December, and will include:

- (i) A detailed description of the specific work tasks that will be conducted during the next quarter, including a schedule,
- (ii) Presentation and evaluation of analytical results obtained in the last quarter, and
- (iii) A description of the corrective actions taken the previous quarter, including any evaluation or characterization of data as provided in Paragraphs 2.1 to 2.4.

2.7 Within twenty-four (24) months of the Effective Date of this Order except as extended under the Order, Respondent shall submit to the DEQ for review and approval a Closure Report in accordance with MCL 324.21312a that demonstrates that the requirements of Part 213 have been satisfied.

2.8 If additional corrective actions are necessary to achieve compliance with Part 213 and this Order, an amendment to the FAR/CAP shall be submitted to the DEQ for review and approval prior to implementation. The FAR/CAP amendment shall include:

- (i) A detailed description of the specific work tasks proposed to be conducted, and how these work tasks will contribute to achieving compliance with Part 213 and this Order, and
- (ii) An implementation schedule for conducting the corrective actions.

2.9 If the DEQ grants approval of the Closure Report, the Respondent shall be entitled to such rights and defenses as provided in Part 213, including MCL 324.21323a(4)(d).

2.10 To the extent that Respondent owns or operates a part or all of the Site, Respondent shall maintain and, upon the DEQ's request, submit documentation to the

DEQ for review and approval that summarizes the actions Respondent has taken or is taking to comply with MCL 324.21304c.

### **III. SUBMISSIONS AND APPROVALS**

3.1 All correspondence and submissions are to be made to:

For the DEQ:

Mr. Larry Engelhart, Project Manager  
Saginaw Bay District Office  
Remediation and Redevelopment Division  
Department of Environmental Quality  
401 Ketchum Street, Suite B  
Bay City, Michigan 48708  
Phone: (989) 894-6257  
Email: engelhartl@michigan.gov

For Respondent:

Mr. Charles E. Barbieri  
Foster Swift Collins & Smith PC  
313 S Washington Square  
Lansing, MI 48933-2114  
Phone: (517) 371-8155  
Email: cbarbieri@fosterswift.com

3.2 If Respondent or DEQ changes its designated contact person, the name, address, and telephone number of the successor shall be provided to the other party as provided in Paragraph 3.1 of this Order.

3.3 Upon written approval by the DEQ, any submission and attachments to submissions required by this Order, or any conditions that are the basis for an approval, shall be considered part of this Order and are enforceable pursuant to the terms of this Order. If there is a conflict between the requirements of this Order and any submission or an attachment to a submission, the requirements of this Order shall prevail.

3.4 Any approval of a submission shall not be construed to mean that the DEQ concurs with all of the conclusions, methods, or statements in any submission or warrants that the submission comports with law.

3.5 No informal advice, guidance, suggestions, or comments by the DEQ will be construed as relieving the Respondent of its obligation to obtain written approval of submissions required by this Order.

#### **IV. MODIFICATIONS**

4.1 The DEQ and Respondent may only modify this Order according to the terms of this Section. The modification by the Respondent of any submission or schedule required by this Order may be made only upon written approval from the DEQ.

4.2 Modification of any other provision of this Order shall be made only by written agreement between the DEQ, Remediation and Redevelopment Division Chief, or his or her authorized representative, the designated representative of the DAG and the Respondent.

#### **V. REIMBURSEMENT OF COSTS**

5.1 Within thirty (30) days after the Effective Date of this Order, Respondent shall deposit Thirty Thousand Dollars (\$30,000) into an interest-bearing escrow account acceptable to the Respondent and DEQ for payment of the DEQ's past corrective action costs, and enter into an escrow agreement substantially similar to that in Attachment B.

5.2 Payment of DEQ past corrective action costs shall be held in abeyance until one of the following occurs:

- a. the Respondent submits a Closure Report in compliance with Paragraph 2.7 and receives DEQ-approval of the Closure Report. Upon receipt of DEQ approval of the Closure Report, Five Thousand Dollars (\$5,000), plus any accrued interest on that amount of the funds, shall be disbursed to the DEQ as

provided in Paragraph 5.4 of this Order, any remaining funds held in escrow shall be disbursed to the Respondent.

b. the Respondent fails to submit the Closure Report in accordance with Paragraph 2.7 of this Order or fails to receive DEQ-approval of the Closure Report. If either of these events occurs, the Thirty Thousand Dollars (\$30,000), plus any accrued interest, held in escrow as provided in Paragraph 5.1 of the Order shall be disbursed to the DEQ as provided in Paragraph 5.4 of the Order.

5.3 If escrow funds are disbursed under Paragraph 5.2b, Respondent shall reimburse the State for all future corrective action costs incurred by the State beginning on the date the Closure Report was due under Paragraph 2.7. The DEQ will periodically provide Respondent with an invoice for future corrective action costs. An invoice will include a summary report (Summary Report) that identifies all the corrective action costs incurred and paid since the previous billing, the nature of those costs, and the dates through which those costs were incurred by the State. Respondent shall reimburse the DEQ for such costs within thirty (30) days of Respondent's receipt of an invoice from the DEQ.

5.4 Respondent shall have the right to request a full and complete accounting of all DEQ invoices made hereunder, including time sheets, travel vouchers, contracts, invoices, and payment vouchers as may be available to the DEQ. The DEQ's provision of these documents to Respondent may result in the DEQ incurring additional future corrective action costs, which will be included in the next invoice for payment of future corrective action costs.

5.5 All payments or disbursements made pursuant to this Order shall be by certified check, made payable to the "State of Michigan – Environmental Response Fund," and shall be sent:

By first class mail:

Michigan Department of Environmental Quality  
Cashier's Office  
P.O. Box 30657  
Lansing, MI 48909-8157

Via courier:

Accounting Services Division  
Cashier's Office for DEQ  
1<sup>st</sup> Floor, Van Wagoner Building  
425 W. Ottawa Street  
Lansing, MI 48933-2125

The Griffin Beverage Co., the DEQ Reference No. AOC-RRD-16-001 and the RRD Account Number RRD50077 shall be designated on each check. A copy of the transmittal letter and the check shall be provided simultaneously to the DEQ Contact at the address listed in Paragraph 3.1 and to the DAG at:

Assistant in Charge  
Environment, Natural Resources, and Agriculture Division  
Michigan Department of Attorney General  
G. Mennen Williams Building, 6<sup>th</sup> Floor  
P.O. Box 30755  
Lansing, MI 48909  
Phone: 517-373-7540  
Fax: 517-373-1610

Costs recovered pursuant to this Section or payment of stipulated penalties pursuant to Section VI (Stipulated Penalties) of this Order shall be deposited into the Environmental Response Fund in accordance with the provisions of MCL 324.20108(3).

5.6 If Respondent fails to make full payment to the DEQ for future corrective action costs as specified in Paragraphs 5.3 of this Order, interest, at the rate specified in MCL 324.21323b(3), shall begin to accrue on the unpaid balance on the day after payment was due, until the date upon which Respondent makes full payment of those costs and the accrued interest to the DEQ. In any challenge by Respondent to a DEQ demand for reimbursement of costs, Respondent shall have the burden of establishing that the DEQ did not lawfully incur those costs in accordance with MCL 324.21323b(1)(a).

## **VI. STIPULATED PENALTIES**

6.1 If the escrow funds are disbursed under Paragraph 5.2b, the Respondent shall be liable for stipulated penalties of Two Hundred Dollars (\$200) per day for each and every failure or refusal to comply with the obligations under this Order from the date Respondent failed to meet the conditions of Paragraph 2.7.

6.2 All penalties shall begin to accrue on the day after performance of an activity was due or the day a violation occurs, and shall continue to accrue through the final day of completion of performance of the activity or correction of the violation. Nothing herein shall prevent the simultaneous accrual of separate penalties for separate violations of this Order.

6.3 Respondent shall pay stipulated penalties owed to the State no later than thirty (30) days after Respondent's receipt of a written demand from the State. Payment shall be made in the manner set forth in Paragraph 5.4 of Section V (Reimbursement of Costs) of this Order.

6.4 The payment of stipulated penalties shall not alter in any way Respondent's obligation to perform the response activities required by this Order.

6.5 If Respondent fails to pay stipulated penalties when due, the State may institute proceedings to collect the penalties. However, the assessment of stipulated penalties is not the State's exclusive remedy if Respondent violates this Order. For any failure or refusal of Respondent to comply with the requirements of this Order, the State also reserves the right to pursue any other remedies to which it is entitled under this Order or any applicable law including, but not limited to, seeking civil fines, injunctive relief, and the specific performance of response activities and reimbursement of costs.

6.6 Notwithstanding any other provision of this Section, the State may waive, in its unreviewable discretion, any portion of stipulated penalties and interest that has accrued pursuant to this Order.

## **VII. FORCE MAJEURE**

7.1 Respondent shall perform the requirements of this Order within the time limits established herein, unless performance is prevented or delayed by events that constitute a "*Force Majeure*." Any delay in the performance attributable to a *Force Majeure* shall not be deemed a violation of this Order in accordance with this Section.

7.2 For the purposes of this Order, a *Force Majeure* event is defined as any event arising from causes beyond the control of and without the fault of Respondent, of any person controlled by Respondent, or of Respondent's contractors that delays or prevents the performance of any obligation under this Order despite Respondent's "best efforts to fulfill the obligation." The requirement that Respondent exercise "best efforts to fulfill the obligation" includes Respondent using best efforts to anticipate any potential *Force Majeure* event and to address the effects of any potential *Force Majeure* event during and after the occurrence of the event, such that Respondent minimizes any delays in the performance of any obligation under this Order to the greatest extent possible. *Force Majeure* includes an occurrence or nonoccurrence arising from causes beyond the control of and without the fault of Respondent, such as an act of God, untimely review of permit applications or submissions by the DEQ or other applicable authority, and acts or omissions of third parties that could not have been avoided or overcome by the diligence of Respondent and that delay the performance of an obligation under this Order. *Force Majeure* does not include, among other things, unanticipated or increased costs, changed financial circumstances, or failure to obtain a permit or license as a result of actions or omissions of Respondent.

7.3 Respondent shall notify the DEQ by telephone within seventy-two (72) hours of discovering any event that causes a delay or prevents performance with any provision of this Order. Verbal notice shall be followed by written notice within ten (10)

calendar days and shall describe, in detail, the anticipated length of delay for each specific obligation that will be impacted by the delay; the cause or causes of delay; the measures taken by Respondent to prevent or minimize the delay; and the timetable by which those measures shall be implemented. Respondent shall use its best efforts to avoid or minimize any such delay.

7.4 Failure of Respondent to comply with the notice requirements of Paragraph 7.3, above, shall render Section VII (Force Majeure) of this Order, void and of no force and effect as to the particular incident involved. The DEQ may, at its sole discretion and in appropriate circumstances, waive the notice requirements of Paragraph 7.3 of this Order.

7.5 If the parties agree that the delay or anticipated delay was beyond the control of Respondent, this may be so stipulated and the parties to this Order may agree upon an appropriate modification of this Order. If the parties to this Order are unable to reach such agreement, the dispute shall be resolved in accordance with Section VIII (Dispute Resolution) of this Order. The burden of proving that any delay was beyond the control of Respondent, and that all the requirements of this Section have been met by Respondent, is on Respondent.

7.6 An extension of one compliance date based upon a particular incident does not necessarily mean that Respondent qualifies for an extension of a subsequent compliance date without providing proof regarding each incremental step or other requirement for which an extension is sought.

## **VIII. DISPUTE RESOLUTION**

8.1 Unless otherwise expressly provided for in this Order, the dispute resolution procedures of this Section shall be the exclusive mechanism to resolve disputes arising under or with respect to this Order. However, the procedures set forth in this Section shall not apply to actions by the State to enforce any of Respondent's

obligations that have not been disputed in accordance with this Section. Engagement of dispute resolution pursuant to this Section shall not be cause for Respondent to delay the performance of any response activity required under this Order.

8.2 The State shall maintain an administrative record of any disputes initiated pursuant to this Section. The administrative record shall include the information Respondent provides to the State under Paragraphs 8.3 through 8.5 of this Order, and any documents the DEQ and the State rely on to make the decisions set forth in Paragraphs 8.3 through 8.5 of this Order.

8.3 Any dispute that arises under this Order with respect to the DEQ's disapproval, modification, or other decision concerning requirements of this Order shall, in the first instance, be the subject of informal negotiations between the district staff representing the DEQ and Respondent. A dispute shall be considered to have arisen on the date that a Party to this Order receives a written Notice of Dispute from the other Party. The Notice of Dispute shall state the issues in dispute; the relevant facts upon which the dispute is based; factual data, analysis, or opinion supporting the Party's position; and supporting documentation upon which the Party bases its position. In the event Respondent objects to any DEQ notice of disapproval, modification, or decision concerning the requirements of this Order that is subject to dispute under this Section, Respondent shall submit the Notice of Dispute within ten (10) days of receipt of the DEQ's notice of disapproval, modification, or decision. The period of informal negotiations shall not exceed twenty (20) days from the date a Party receives a Notice of Dispute, unless the time period for negotiations is modified by written agreement between the Parties. If the Parties do not reach an agreement within twenty (20) days or within the agreed-upon time period, the RRD Saginaw Bay District Supervisor will thereafter provide the DEQ's Statement of Position, in writing, to Respondent. In the absence of initiation of formal dispute resolution by Respondent under Paragraph 8.4 of this Order, the DEQ's position as set forth in the DEQ's Statement of Position shall be binding on the Parties.

8.4 If Respondent and the DEQ cannot informally resolve a dispute under Paragraph 8.3 of this Order, Respondent may initiate formal dispute resolution by submitting a written Request for Review to the RRD Chief, with a copy to the DEQ Project Manager, requesting a review of the disputed issues. This Request for Review must be submitted within ten (10) days of Respondent's receipt of the Statement of Position issued by the DEQ pursuant to Paragraph 8.3 of this Order. The Request for Review shall state the issues in dispute; the relevant facts upon which the dispute is based; factual data, analysis, or opinion supporting the Party's position; and supporting documentation upon which the Party bases its position. Within twenty (20) days of the RRD Chief's receipt of Respondent's Request for Review, the RRD Chief will provide the DEQ's Statement of Decision, in writing, to Respondent, which will include a statement of his/her understanding of the issues in dispute; the relevant facts upon which the dispute is based; factual data, analysis, or opinion supporting his/her position; and supporting documentation he/she relied upon in making the decision. The time period for the RRD Chief's review of the Request for Review may be extended by written agreement between the Parties. The DEQ's Statement of Decision shall be binding on the Parties.

8.5 Notwithstanding the invocation of a dispute resolution proceeding, stipulated penalties shall accrue from the first day of Respondent's failure or refusal to comply with any term or condition of this Order for disputes arising after the provisions of Section VI (Stipulated Penalties) are triggered. Payment shall be stayed pending resolution of the dispute. In the event, and to the extent that Respondent does not prevail on the disputed matters, the DEQ may demand payment of stipulated penalties and Respondent shall pay stipulated penalties as set forth in Paragraph 7.5 of Section VII (Stipulated Penalties) of this Order. Respondent shall not be assessed stipulated penalties for disputes that are resolved in their favor. The MDAG, on behalf of the DEQ, may take civil enforcement action against Respondent to seek the assessment of civil penalties or damages, pursuant to MCL 324.20137(1), or other statutory and equitable authorities.

8.6 Notwithstanding the provisions of this Section and in accordance with Section V (Reimbursement of Costs) of this Order, and Section VII (Stipulated Penalties) of this Order, Respondent shall pay to the DEQ that portion of a demand for reimbursement of costs or for payment of stipulated penalties that is not the subject of an ongoing dispute resolution proceeding.

8.7 No action or decision of the DEQ or the DAG shall constitute a final agency action giving rise to any rights of judicial review prior to the DAG's initiation of judicial action to compel Respondent to comply with this Order or to enforce a term, condition, or other action required by this Order. Nothing in this Order shall expand Respondent's ability to obtain pre-enforcement review of this Order.

#### **IX. COMPLIANCE WITH STATE AND FEDERAL LAWS**

All actions required to be taken pursuant to this Order shall be undertaken in accordance with the requirements of all applicable or relevant and appropriate state and federal laws, rules, permits, and regulations, including, but not limited to, Part 213 and laws relating to occupational safety and health.

#### **X. EFFECTIVE DATE**

This Order shall become effective on the date the DEQ signs the Order. All dates for performing obligations under this Order shall be calculated from the effective date. For this Order, "day" means a calendar day unless otherwise noted.

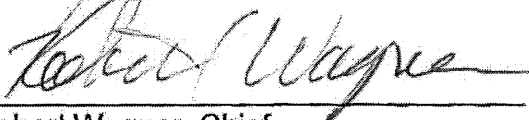
#### **XI. TERMINATION OF ORDER**

Upon DEQ receipt of all payments required to be made under this Order, including stipulated penalties, and DEQ's approval of the Closure Report, all obligations under this Order are terminated.

## **XII. SIGNATORIES**

The undersigned certify they are fully authorized by the party they represent to enter into this Administrative Order by Consent, to comply by consent, and to execute and legally bind that party to its terms and conditions.

### **MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**

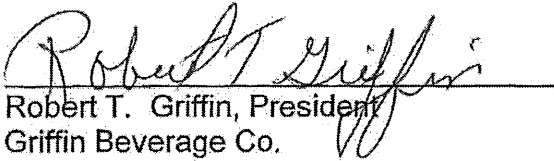


Robert Wagner, Chief  
Remediation and Redevelopment Division  
Michigan Department of Environmental Quality

4/21/16

Date

### **GRIFFIN BEVERAGE CO.**



Robert T. Griffin, President  
Griffin Beverage Co.

3-28-2016

Date

### **APPROVED AS TO FORM:**



By Richard S. Kuhl (P42042)  
Assistant Attorney General  
Environment, Natural Resources, and Agriculture Division  
Michigan Department of Attorney General

4/15/16

Date

## ATTACHMENT A



MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY - REMEDIATION AND REDEVELOPMENT DIVISION  
PO BOX 30426, LANSING, MI 48908-7926, Phone 517-284-5087, Fax 517-241-1000

**LEAKING UNDERGROUND STORAGE TANK  
FINAL ASSESSMENT REPORT COVER SHEET**

☐ NEW or ☒ REVISED PER DEQ AUDIT

APR 02 2015

INSTRUCTIONS: COMPLETION OF THIS REPORT WITH ALL APPLICABLE INFORMATION IS MANDATORY pursuant to Part 213, Section 324.21311a of the Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. Check one of the boxes above to indicate whether this is a new or revised submittal. Please provide the completed Final Assessment Report with the associated Table of Contents, Form EQP4007, within 365 days of discovery of a release to the appropriate RRD District Office.

SITE NAME: Griffin Beverage Co		FACILITY ID NUMBER: 00014295	
STREET ADDRESS: 1901 Dam Road			
CITY: West Branch	ZIP: 48661	COUNTY: Ogemaw	
DATE(S) RELEASE(S) DISCOVERED: 11/12/93		CONFIRMED RELEASE NUMBER(S): C-1437-93	
O/O NAME: Griffin Beverage Co		O/O EMAIL ADDRESS: <a href="mailto:Inventory@griffinbev.com">Inventory@griffinbev.com</a>	
O/O STREET ADDRESS: 1901 Dam Road		CITY: West Branch	STATE: MI ZIP: 48661
CONTACT PERSON: Tom Spencer		PHONE: 989.345-0540	FAX:
Permission is given for the Department of Environmental Quality to contact the Qualified Consultant: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
FINAL ASSESSMENT REPORT INFORMATION: Answer All Questions. (DO NOT LEAVE BLANKS)			
1. Site Classification (1-4): 2 Previous Site Classification (1-4): 1 Type of RBCA Evaluation: <input checked="" type="checkbox"/> Tier I <input type="checkbox"/> Tier II <input type="checkbox"/> Tier III			
2. Substance(s) released: <input checked="" type="checkbox"/> Gasoline <input checked="" type="checkbox"/> Diesel <input type="checkbox"/> Ethanol: E-10 <input type="checkbox"/> E-85 <input type="checkbox"/> Other:			
3. Has contamination migrated off-site above Tier 1 Residential RBSLs? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, have off-site impacted parties been notified per Section 21309a(3) of Part 213? <input type="checkbox"/> YES <input type="checkbox"/> NO			
4. Predominant groundwater flow direction: Southwest Depth to groundwater: 20-feet bgs			
5. Is mobile NAPL present: Currently? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Previously? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If present, was it recovered? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If recoverable, total gallons recovered since last reported: 10 to date: 417			
6. Is migrating NAPL present: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If yes, are actions being taken to stop the NAPL migration? <input type="checkbox"/> YES <input type="checkbox"/> NO			
7. Since Last Report: cubic yards of soil remediated: 0 gallons of groundwater remediated: 0 Totals to date: cubic yards of soil remediated: 600 gallons of groundwater remediated: 0			
8. Have toxic or explosive vapors been identified in any confined spaces (basement, sewer, etc.)? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
9. Drinking water supply affected? Currently: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Previously: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Indicate type and # of wells affected: <input type="checkbox"/> Private # <input type="checkbox"/> Public Type I/II/III # <input type="checkbox"/> Municipal #			
10. Has the release affected surface water or wetlands? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
11. Estimated distance and direction from point of release to nearest: Private well: 450 ft south Municipal well: None Surface water/wetland: 300 ft north, Rifle Creek Is site within a wellhead protection zone? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
12. Does the report include a request for: In-Situ Injection? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO DEQ approval for GSI compliance? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Groundwater not in an aquifer determination? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Institutional controls regarding off-site migration? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
13. What type of corrective action is proposed for each contaminated media? (i.e., Air Sparge/Soil Vapor Extraction; Monitored Natural Attenuation; Multi-phase Extraction; Excavation; Institutional Controls; etc.): MNA, free product recovery and Institutional Controls			




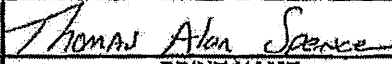
MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY - REMEDIATION AND REDEVELOPMENT DIVISION  
PO BOX 30426, LANSING, MI 48908-7826, Phone 517-284-6087, Fax 517-244-9581

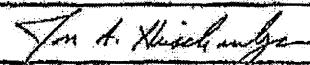
**LEAKING UNDERGROUND STORAGE TANK  
FINAL ASSESSMENT REPORT COVER SHEET**

(Continued)

APR 09 2015

This Final Assessment Report (FAR), which was completed in accordance with Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, is submitted by:

SIGNATURE OF OWNER/OPERATOR (O/O)		
		4-1-15
O/O or AUTHORIZED REPRESENTATIVE SIGNATURE	PRINT NAME	DATE

SIGNATURE OF QUALIFIED UST CONSULTANT (QC)		
	Jon A. Hirschenberger, CPG	5-19-14
QC SIGNATURE*	PRINT NAME	DATE
* By signing this form I certify that I meet the qualified underground storage tank consultant requirements identified in section 324.21325 of Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.		
AKT Peerless Environmental	214 Janes Avenue, Saginaw, MI 48607	
QC COMPANY NAME	QC ADDRESS, CITY, STATE, ZIP	
989-754-9886	989-754-3804	jon@aktpeerless.com
QC PHONE	QC FAX NUMBER	QC Email ADDRESS

**Instructions** - Utilize the following Table Of Contents (TOC) to ensure that all information required by Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Part 213), is provided in the Final Assessment Report (FAR). RBCA is defined in Part 213 as the ASTM standards E 1739-95 (2010), E 2081-00 (2010), and E 2531-08. Information in these standards must be provided, as applicable per site conditions. The Department of Environmental Quality, Remediation and Redevelopment Division may request supporting documentation to the data and conclusions of the FAR, which may include information identified in the ASTM standards referenced above. Complete the FAR Cover Sheet and pages 1 through 4 of this TOC. The order and format in which the information is provided is at the discretion of the qualified consultant preparing the FAR. Consecutively number each page of the report, including appendices. The TOC column labeled as "Page(s)" should be completed with the range of page numbers for each section. Information previously submitted to the Department may be referenced by specifying where it is located within the referenced document.

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1. Exposure point(s) (i.e., location of human and environmental receptors that could be impacted).	2-15
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9. Provide the following maps:	
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b. Site plan view showing location of structures (i.e., ASTs, USTs, buried utilities, conduits, suspected and/or confirmed sources of contamination, etc.).	222-236
c. Site photos, if available.	
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f. Dissolved plume map(s) of the CoC.	
Reference: Part 213, Section 21311a(a) and ASTM E1739-95 (2010), Section 6.2, and Section 6.11.12 thru 6.11.19	
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b. Discuss exposure scenarios where the CoC is above the RBSL.	
c. ASTM Exposure Evaluation Flowchart, Figure 2, may be used to characterize site sources and exposure pathways, identify receptors, and compare site conditions with Tier I levels. Identifying all possible corrective action measures and select corrective actions to reduce the concentrations of, or eliminate exposure to the CoC.	
Reference: ASTM E1739-95 (2010), Section 6.5 thru 6.7	

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<p><b>D. TIER II EVALUATION</b></p> <ol style="list-style-type: none"> <li>1. If Site-specific Target Levels (SSTLs) are generated, provide all information and an explanation of the calculation of the SSTLs.</li> <li>2. If relying upon alternative points of compliance, provide the reasoning and information supporting their selection.</li> <li>3. Gather additional site assessment information to develop or identify corrective action goals, if warranted.</li> <li>4. Complete a Tier II evaluation on potentially complete exposure pathways.</li> <li>5. Obtain site-specific hydrogeologic and geologic characteristics to aid in generation of the SSTLs.</li> <li>6. Define the extent of CoC relative to the RBSL or SSTL, as appropriate.</li> <li>7. Evaluate the changes in concentrations of CoC over time to determine if they are stable, increasing, and/or decreasing.</li> <li>8. Determine the CoC measured at the point(s) of exposure (i.e., in drinking water wells, sewers, surface water bodies).</li> <li>9. Complete mathematical models to generate SSTLs based on the measured and predicted attenuation of the CoC away from the source area(s).</li> <li>10. Compare the concentrations of the CoC at the point(s) of compliance to the RBSLs or SSTLs to determine if corrective action, interim remedial action or further tier evaluation should be implemented.</li> </ol> <p>Reference: Part 213, Section 21311a(b) and ASTM E1739-95 (2010), Section. 5.6, Section 6.2, Section 6.7 thru 6.7.3, and Section 6.8 thru 6.83</p>	<p>17</p>
<p><b>E. TIER III EVALUATION</b></p> <ol style="list-style-type: none"> <li>1. Site-specific and surrounding area geological and hydrogeologic characteristics.</li> <li>2. The extent of CoC relative to the RBSL and/or SSTL.</li> <li>3. Changes in concentrations of CoC over time (stable, increasing, and decreasing).</li> <li>4. CoC measured at point(s) of exposure.</li> <li>5. Models; SSTLs developed using more sophisticated statistical and contaminant fate and transport analyses, using site-specific input parameters for direct and indirect exposure scenarios.</li> <li>6. Identify the exposure scenarios where the measured concentrations of the CoC are above the SSTL at the point(s) of compliance.</li> <li>7. Compare the target levels (RBSLs or SSTLs) to the concentrations of the CoC at the point(s) of compliance.</li> </ol> <p>Reference: Part 213, Section 21311a(b), and ASTM E1739-95 (2010), Section 6.7 thru 6.7.3, and Section 6.9 thru 6.9.2</p>	<p>18</p>
<p><b>F. CONCEPTUAL SITE MODEL(s) (CSM)</b></p> <ol style="list-style-type: none"> <li>1. <b>CSMs</b> - Provide a written and/or pictorial understanding of the site; conduct exposure pathway evaluations; detail the exposure pathways evaluated; determine if the exposure pathways are incomplete, potentially complete, or complete; and identify possible corrective actions.  <b>OR: FOR MOST SITES A Light Nonaqueous Phase Liquid (LNAPL) CSM (LCSM) WILL BE REQUIRED IN PLACE OF A CSM SINCE A PETROLEUM RELEASE IS A LNAPL RELEASE.</b></li> <li>2. <b>LCSMs</b> - Describe the occurrence, composition, and physical properties of the LNAPL; as well as the geologic setting(s) where the LNAPL body is located, and is used to determine the risks and potential remedial action; as well as the changes to the LNAPL body and/or footprint. <ol style="list-style-type: none"> <li>a. <b>LNAPL DISCOVERY:</b> <ol style="list-style-type: none"> <li>i. Describe how and where the LNAPL was discovered/observed, in which well(s)/boring(s), and provide a site map of the LNAPL.</li> <li>ii. Describe the soil type and product type. If product type is unknown, describe the characteristics and what might be the product type.</li> <li>iii. Describe the known/suspected source of LNAPL and identify on a map.</li> </ol> </li> </ol> </li> </ol>	<p>18-22 15-17 33-42</p>

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<p><b>F. CONCEPTUAL SITE MODEL(s) (CSM) – 2.a. LNAPL DISCOVERY continued</b></p> <ul style="list-style-type: none"> <li>iv. Provide the LNAPL thickness and/or volume and the measured or estimated LNAPL saturation profile, including measurement methods and procedures.</li> <li>v. List obvious nearby receptors, including basements, utilities, water wells, etc.</li> <li>vi. Describe mobile and/or migrating (defined in Part 213) delineation activities completed to date, and provide a site map showing known extent of LNAPL.</li> <li>vii. Delineate and depict, plan view and cross section, of the LNAPL body including the site boundaries, as well as the residual, mobile, and migrating LNAPL, as applicable.</li> </ul> <p><b>b. LNAPL EVALUATION AND RECOVERY:</b></p> <ul style="list-style-type: none"> <li>i. Describe all LNAPL recovery events (i.e., what and where was done, and duration).</li> <li>ii. Describe in detail the LNAPL recovery methods and procedures utilized, including if groundwater was also recovered and how the recovered LNAPL was differentiated from the recovered groundwater.</li> <li>iii. Complete a table (i.e., Example Table 1 in Appendix A) and discuss event-based and cumulative LNAPL, and groundwater volumes recovered.</li> <li>iv. Provide observations of LNAPL recharge rate(s) for each impacted well.</li> <li>v. If an LNAPL recovery test was performed, complete a table (i.e., Example Tables 2a and 2b in Appendix A) and include applicable figures. Describe the methods, procedures, calculations, results, and conclusions.</li> <li>vi. Describe how recovered LNAPL and groundwater were handled, including the disposal method and location.</li> <li>vii. Describe any and all risks posed by the LNAPL (i.e., expanding plumes, explosion hazards, vapor hazards, contact hazards, etc.).</li> <li>viii. Provide recommendations for future recovery of LNAPL and discuss the rationale for those activities.</li> </ul> <p><b>c. FIGURES:</b></p> <ul style="list-style-type: none"> <li>i. Attach the following figures in order of discussion in the text. All figures must include a north arrow, scale, and legend. Approximate scales are not acceptable. <ul style="list-style-type: none"> <li>1. Site Location Map.</li> <li>2. One or more Site Maps showing (as applicable). <ul style="list-style-type: none"> <li>A. Structures.</li> <li>B. Boring and well locations (including drinking water wells on site).</li> <li>C. Suspected source(s) of LNAPL.</li> <li>D. Locations and depths of on-site buried utilities.</li> <li>E. All past and present petroleum storage tanks, piping, dispensers, and transfer areas.</li> <li>F. Extent of soil excavation.</li> <li>G. Horizontal and vertical extent of LNAPL and state/occurrence of LNAPL.</li> </ul> </li> </ul> </li> <li>ii. Distinguish sequential elements of investigations by dates, symbols, etc. in the legend.</li> <li>iii. LNAPL recovery test graphs showing LNAPL thickness and volume versus time during the recharge phase (i.e., Example Table 2b data).</li> <li>iv. Trend analysis of mobile and/or migrating (as defined in Part 213) LNAPL vs Water Table elevation and select downgradient MWs dissolved contaminants vs. Water Table elevation to determine if the LNAPL is acting as a continuing source of groundwater contamination. Graphical representation is preferred.</li> </ul> <p>Reference: CSMs: ASTM E2081-00(2010), Section 3.2.62; and LCSMs: ASTM 2531-06, Section 3.1.19; and Sections 6 and 7; and Part 213, Section 21307(2), Section 21307(3)(b), Section 21308a.(1)(E)xv through xviii( A – H), Section 21308a(2), Section 21309a(2)(a) and Section 21311a(1)(c)(/i).</p>	<p>33-42</p>

See Example Tables in Appendix A

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<b>H. FEASIBILITY ANALYSIS</b> 1. On-site and off-site corrective action alternatives to remediate contaminated soil and groundwater for each cleanup type above the applicable RBSL or applicable SSTL, including alternatives that permanently and significantly reduce the volume, toxicity, and mobility of the regulated substances, if above the applicable RBSL or applicable SSTL. 2. An analysis of the recoverability and whether the NAPL is mobile or migrating. 3. The costs associated with each corrective action alternative, including alternatives that permanently and significantly reduce the volume, toxicity, and mobility of the regulated substances that are above the applicable RBSL or applicable SSTL. 4. The effectiveness and feasibility of each corrective action alternative, in meeting cleanup criteria that are above the applicable RBSL or applicable SSTL. 5. The time necessary to implement and complete each corrective action alternative. 6. The preferred corrective action alternative based upon all of the above. 7. An implementation schedule for completion of the corrective action. Reference: Part 213, Section 21311a(c)	23
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<b>J. NOTICE OF CORRECTIVE ACTIONS, INSTITUTIONAL CONTROLS, RESTRICTIVE COVENANTS, ALTERNATIVE MECHANISMS, NOTICE OF LAND &amp; USE RESTRICTIONS</b> 1. An explanation of land and use restrictions, or resource use restrictions, and how they will prevent or control unacceptable exposures. 2. Provide notice to the public directly impacted by the release above a residential RBSL and the proposed corrective action. a. The notice shall include the name, address, and telephone number of a contact person. b. A copy of the notice and proof of providing the notice shall be submitted to the Department. Reference: Part 213, Section 21310a	29

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## PART 213 FINAL ASSESSMENT REPORT

Griffin Beverage Company

1901 Dam Road, West Branch, Michigan

AKT Peerless Project No. 7552s-5-21

### A. Executive Summary

AKT Peerless Environmental and Energy Services (AKT Peerless) was retained by Griffin Beverage Company (Griffin) to conduct leaking underground storage tank (LUST) corrective actions for a confirmed release (C-1437-93) identified at 1901 Dam Road, West Branch, Michigan, herein referred to as the site. The release was identified during underground storage tank (UST) removal activities in November 1993. As a result, historical corrective actions (1993 to 1996) have been completed in attempt to define the nature and extent of the release. A Final Assessment Report (FAR) was prepared by Campbell Environmental Services (CES) on behalf of Griffin, which was submitted on October 1, 1996, to the Michigan Department of Environmental Quality (MDEQ). The Corrective Action Plan (CAP) contained within the FAR included recovery of free product. Consequently, a Free Product Quarterly Status Report was submitted to the MDEQ on October 1, 1997.

In April 2011, the MDEQ conducted a file review associated with the LUST incidence. At that time, it was determined that the site was not in compliance with Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act (NREPA), 1994 Public Act (PA) 451, as amended (Part 213), due to the lack of ongoing corrective actions to address free product in accordance with the previously filed FAR and CAP. As a result of this review and determination, the MDEQ issued Griffin an Audit of Corrective Actions letter that requested the completion of an amended FAR and CAP.

Between April 2012 and March 2015, AKT Peerless conducted additional subsurface investigation activities to further define the nature and extent of soil and groundwater contamination at the site in accordance with Part 213. The results of these investigations are intended to support the preparation of this FAR.

Site characterization activities included the: (1) advancement of sixteen soil borings, (2) installation of six permanent and seven temporary monitoring wells, (3) collection of twenty soil samples, (4) collection of twenty-six groundwater samples, (5) the measurement and recovery of free product, and (6) measurement of groundwater elevations. Soil and groundwater samples were submitted for laboratory analysis of select petroleum contaminant indicator parameters, including volatile organic compounds (VOCs), polynuclear aromatics (PNAs) and lead. Based on the results of the current and historical investigation activities, soil and groundwater contamination has been delineated and is located within the site boundary.

As a result of the site characterization activities, AKT Peerless conducted an exposure pathway evaluation to determine the effect of the release with respect to occupants of the site and sensitive receptors. Based on this evaluation in comparison to known contaminant concentrations and distribution, unacceptable exposures were not identified at the site. However, additional monitoring is proposed to further address free product, evaluate contaminant concentrations and plume stability. Results of additional corrective actions will be utilized to prepare a CAP Status Report or a Closure Report.

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The location of the site is depicted on Figure 1 (Topographic Location Map) and site features are depicted on Figure 2 (Site Map).

### **B. Site Assessment and RBCA Reporting**

Between April 2012 and March 2015, AKT Peerless conducted subsurface investigation activities to evaluate for the presence of contamination as part of ongoing LUST compliance. The results of the investigation indicated contamination was present in soil and groundwater proximal to the former UST basin present beneath a portion of the existing structure at depths between 14.0 and 20.0 feet below ground surface (bgs). Groundwater contamination including the presence of free product and/or non-aqueous phase liquids (NAPL) is also present beneath the existing structure at approximately 19.0 feet bgs.

The following subsection describes site characterization activities subsequent to the submission of the last corrective action status report (1997) to evaluate the nature and extent of petroleum contaminants in soil and groundwater. Soil borings were completed to further evaluate the lateral and vertical extent of soil and groundwater impact on the subject property. Monitor wells were installed proximal to areas exhibiting highest known soil impact to evaluate the potential for soil contamination to leach to groundwater. Furthermore, monitoring wells were installed to evaluate for the presence of free product/NAPL and contamination.

AKT Peerless is providing the following summary of activities completed between April 2012 and March 2015. It should be noted that this FAR includes data obtained during historical corrective actions. However, a description of these activities were provided in CES' FAR submitted in 1996. Furthermore, soil boring/monitoring well logs and analytical reports regarding this data are not included in this submittal. It should be noted that several inconsistencies were identified in the materials prepared by CES (i.e., boring depths, sample intervals, monitor well screen intervals, etc.). This information was evaluated in conjunction with the results of AKT Peerless investigation to aid in evaluating the nature of the contamination. The information reviewed by AKT Peerless was previously submitted to the department, including CES boring logs and analytical results, and is therefore not included within this FAR.

#### ***Description of Site Assessment Activities***

On April 17, 2012, AKT Peerless accessed the site to evaluate for the presence of free product and collect groundwater samples from select existing monitoring wells. At that time, free product was not identified. Therefore, 4 groundwater samples were collected from located monitoring wells (MW-2, MW-12, RC-1, and RC-2). Groundwater samples were submitted for laboratory analysis of VOCs, PNAs, and lead.

On September 11, 2012, AKT Peerless returned to the site to advance 5 soil borings (AKTP-1 through AKTP-5) for the purpose of delineating soil contamination. During these activities, AKT Peerless advanced soil borings to depths between 12.0 and 20.0 feet bgs. Soil samples were collected in the vadose zone to evaluate for the presence of contamination. AKT Peerless collected 5 soil samples (AKTP-1 through AKTP-5). Soil samples were submitted for laboratory analysis of VOCs, PNAs, and lead. Soil borings logs are provided in Appendix A.

On September 27, 2012, AKT Peerless returned to the site to conduct free product evaluation activities within two existing recovery wells (RC-1 and RC-2). At that time, approximately 2.4 feet of free product was measured within RC-2, utilizing an electronic oil-water interface probe graduated to 0.01 feet. Free product was gauged between 18.80 and 20.20 feet bgs. Free product was not measured within RC-1.

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AKT Peerless also conducted a bail down in RC-2 to evaluate recharge rates of the free product. Approximately 3-gallons of free product was recovered from the well. Results of the bail down test indicated free product recovered to 1.0 foot in thickness following a recharge duration of 75 min and remained stable at that thickness through 150 minutes of monitoring. Results of the bail down test are provided in Table 1, Free Product Recovery. Free product recovered from RC-2 was stored within an onsite 55-gallon steel drum for future disposal.

On December 7, 2012, AKT Peerless returned to the site to advance additional soil borings and collect groundwater samples for delineation purposes. Soil borings were advanced extending in a radial pattern extending from the RC-1 and RC-2. Subsurface investigation activities included: (1) the advancement of 3 soils borings (BB-1, BB-2 and BB-3), utilizing hollow stem auger sampling techniques; (2) the advancement of 3 soils borings (AKTP-6, AKTP-7, AKTP-8), utilizing direct push sampling methodologies; (3) the installation of 3, two-inch monitoring wells (BB-1, BB-2, BB-3); (4) the installation of 3, one-inch monitoring wells (AKTP-6, AKTP-7, and AKTP-8); (5) the collection of 12 soil samples (AKTP-6s, AKTP-6d, AKTP-7s, AKTP-7d, AKTP-8s, AKTP-8d, BB-1s, BB-1d, BB-2s, BB-2d, BB-3s, and BB-3d); (6) collection of 7 groundwater samples (AKTP-6, AKTP-7, MW-2, MW-3, MW-4, MW-5, and MW-9); (7) the collection of 1 potable drinking water sample (DW Well); and (8) the measurement of static water level and free product elevations. All soil and groundwater samples were submitted for laboratory analysis of VOCs and select locations were submitted for laboratory analysis of PNAs and lead. Soil boring and monitor well logs are provided in Appendix A. Groundwater and free product elevations are provided in Tables 1 and 5.

On January 9, 2013, AKT Peerless returned to the site to conduct groundwater sampling and free product monitoring activities. AKT Peerless personnel evaluated the newly installed 2-inch monitoring wells (BB-1, BB-2, and BB-3) and the existing free product monitoring wells (RC-1 and RC-2) for the presence of free product utilizing a graduated oil-water interface probe. At that time, free product was not observed in BB-1, BB-3, and RC-1. However, approximately 2-inches of free product was observed in BB-2 at 19.35 feet bgs and 1.6 feet of free product was observed in RC-2 at 18.4 feet bgs. AKT Peerless recovered approximately 3-gallons of free product from RC-2 and less than 1L from BB-2. Free product recovered from the wells was contained within an onsite 55-gallons steel drum for future disposal. Additionally, the 1996 FAR prepared by CES indicates free product recovery activities were conducted. However, recovery records documenting the volumes recovered were not identified. Free product elevations measured by AKT Peerless are provided in Table 1.

On March 2, 2015, AKT Peerless returned to the site to conduct additional soil and groundwater contamination delineation activities. Specifically, AKT Peerless biased soil borings in areas representing soil and/or groundwater data gaps. In addition, AKT Peerless installed 2 sub-slab soil gas screening points to evaluate for the potential of impacted soil gas migrating into the existing structure. Sub-slab soil gas sample locations were biased to areas of known significant impact proximal to RC-2 and BB-2. Subsurface investigation activities included: (1) the advancement of 2 soil borings (BB-4 and BB-5) utilizing hollow stem auger methodologies, (2) the advancement of 1 soil boring (AKTP-9) utilizing direct push methodologies, (3) the installation of 2 sub-slab soil gas screening points (SG-1 and SG-2), and (4) the collection of 3 soil and 2 soil gas samples for laboratory analysis of VOCs. Soil borings and monitoring well logs are provided in Appendix A.

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On March 10, 2015, AKT Peerless returned to the site to collect groundwater samples and assess for the presence of free product. Specifically, AKT Peerless biased additional soil borings southwest and north of the contaminant plume in attempt to delineate groundwater contamination at the site. Furthermore, free product assessment was conducted within 7 existing monitoring wells (BB-1 through BB-5, RC-1 and RC-2). Subsurface investigation activities included: (1) the advancement of 2 soil borings (AKTP-10 and AKTP-11) utilizing direct push methodologies, (2) the collection of 12 groundwater samples, and (3) the measurement of static water level and free product level elevations. During these activities, AKT Peerless did not observe free product within the newly installed monitoring wells (BB-4 and BB-5) and RC-1. Conversely, free product was observed within 2 monitoring wells (RC-2 and BB-2) at approximately 0.02 feet and 0.08 feet in thickness, respectively. It should be noted that due to collapse and refusal into the phreatic zone (greater than 19.0 feet bgs), AKT Peerless was unable to install monitoring wells. Therefore, groundwater samples collected from AKTP-9, AKTP-10 and AKTP-11 utilized a four-foot discrete dropout sampler.

Soil boring logs are provided in Appendix A. Groundwater and free product elevations are provided in Tables 1 and 5.

Soil borings were drilled using the direct push method in accordance with American Society for Testing and Materials (ASTM) D-6282-98: "Standard Guide for Direct Push Soil Sampling for Environmental Site Characterizations." The following table illustrates the rationale and objective of investigation activities described above. Soil boring logs and monitoring well installation logs not previously submitted are provided in Appendix A.

Table A -- Sample Location Description and Rationale

Sample Location	Soil Sample Interval (Feet, bgs)	Monitor Well Screen Interval (Feet, bgs)	Purpose of Sample or Boring	Rationale for Selecting Sample Interval
AKTP-1 AKTP-2 AKTP-3 AKTP-4 AKTP-5	6.0-7.0' 5.5-6.5' 6.5-7.5' 7.0-8.0' 16.0-17.0'	NA NA NA NA (15.0-20.0')	Evaluate soil concentrations on periphery of known contaminant plume	Define lateral extent
AKTP-6s AKTP-6d AKTP-7s AKTP-7d AKTP-8s AKTP-8d	12.0-13.0' 17.0-18.0' 12.0-13.0' 16.0-17.0' 10.0-11.0' 17.0-18.0'	16.0-21.0'  15.0-20.0'  NA	Evaluate soil and groundwater extent	Define lateral and vertical extent
BB-1	BB-1s (14.0-15.0') BB-1d (17.5-18.5')	13.0-23.0'	Evaluate soil and groundwater extent, define free product plume	Define lateral and vertical extent

Sample Location	Soil Sample Interval (Feet, bgs)	Monitor Well Screen Interval (Feet, bgs)	Purpose of Sample or Boring	Rationale for Selecting Sample Interval
BB-2	BB-2s (14.0-15.0') BB-2d (17.0-18.0')	13.0-23.0'	Evaluate soil and groundwater extent, define free product plume	Evaluate soil and groundwater extent, define free product plume
BB-3	BB-3s (12.0-13.0') BB-3d (19.0-20.0')	14.0-24.0'	Evaluate soil and groundwater extent, define free product plume	Evaluate soil and groundwater extent, define free product plume
SG-1	1.0-1.5' (soil gas screen)	NA	Evaluate soil gas concentrations above free product/NAPL plume	Immediately beneath concrete slab
SG-2	1.0-1.5' (soil gas screen)	NA	Evaluate soil gas concentrations above free product/NAPL plume	Immediately beneath concrete slab
BB-4	19.0-20.0'	19.5-24.5'	Evaluate soil and groundwater extent, define free product plume	Evaluate soil and groundwater extent, define free product plume
BB-5	19.0-20.0'	20.0-25.0'	Evaluate soil and groundwater extent, define free product plume	Evaluate soil and groundwater extent, define free product plume
AKTP-9	17.5-18.5'	19.0-23.0'	Evaluate soil and groundwater extent	Define lateral extent of soil and groundwater
AKTP-10	NA	19.0-23.0'	Evaluate groundwater extent	Define lateral extent of groundwater
AKTP-11	NA	19.0-23.0'	Evaluate groundwater extent	Define lateral extent of groundwater

Note: The "s" descriptor denotes shallow, while the "d" denotes deeper



Soil characteristics were documented during the site investigation activities. Soil types were classified in accordance with the ASTM designation D-2488: Unified Soil Classification System. The following soil types were encountered:

- **Concrete and/or gravel:** Surface material consisted of one of the following: (1) 3 to 6-inch thick concrete within the existing building, and (2) 3-inch thick gravel in exterior portions of the site immediately adjacent to the existing structure.
- **Sand (SW and SP):** Sand was observed beneath the surface cover. It varied in thickness between 3.0 to 7.0 feet in thickness. Sand contained trace fine gravel and was brown in color. The moisture content ranged from damp in the upper intervals to moist in the lower intervals (in select locations). Groundwater was not observed in this stratum.
- **Sandy Clay (CL):** Sandy Clay was observed below the sand to approximately 16.0 to 20.0 feet bgs. However, clay observed in this interval varied in thickness, composition and depth dependent upon location at the site. The clay was medium to very stiff, contained trace sand and gravel, was brown to gray in color and damp to moist depending upon the location. This stratum exhibited confining characteristics. However, the stratum was not consistent across the site. Groundwater was not observed within this stratum.
- **Sand (SP):** Sand was observed beneath the clay stratum. Sand was identified in this stratum between 20.0 and 27.0 feet bgs, the maximum depth explored. Sand contained trace fine gravel, was brown in color and contained significant cobbles and pebbles. This stratum was very stiff and impenetrable in some locations; however, this material contained significant pore space in which groundwater was present. Groundwater was observed in this stratum between 18.5 and 21.0 feet bgs.

Soil borings/monitor well logs not included in previous submittals are provided in Appendix A. Cross Section AA' is provided as Figure 8 and Cross Section BB' as Figure 9.

#### ***Soil Contamination Detected***

Soil contamination was detected in samples collected from soil borings advanced at the subject property during assessment activities. Specifically, soil contamination was identified in soil borings advanced proximal to the former UST basin and in areas south and west of the former UST basin. Analytical results are presented below in Table B and in Table 2, Summary of Soil Analytical Results.

As discussed in Section B, AKT Peerless advanced soil borings to further evaluate the lateral and vertical extent of soil impact. Soil samples were collected between April 2012 and March 2015. Discrete soil samples were selected from each soil boring for laboratory analysis based on photoionization detector (PID) readings, field observations (i.e. visual and/or olfactory evidence), and depth proximal to the identified contamination. Collected samples were submitted for laboratory analysis of select parameter including VOCs, PNAs, and lead. Samples submitted for analyses of VOCs were preserved in the field using methanol. Samples were submitted to Merit Laboratories, Inc. East Lansing, Michigan, Quantum Laboratories, Wixom, Michigan and Fibertec Environmental Services, Holt, Michigan for laboratory analysis. Samples were analyzed using USEPA Methods 8260B/5035 for VOCs, USEPA Method 8270C for PNAs and USEPA Method 3015A/200.8 for lead.

Refer to Table 2 for a summary of soil analytical results and Appendix B for copies of the analytical results not previously submitted. Based on the results of the above mentioned investigation activities and historical subsurface investigation activities, the lateral and vertical extent of soil contamination has been identified.



In total, AKT Peerless collected 20 soil samples from soil borings completed between April 2012 and March 2015. The following table includes contamination exceeding one or more Non-Residential Generic Cleanup Criteria (NRCC) detected during sampling events conducted by AKT Peerless. Also, the following table includes samples collected during CES's 1993 to 1996 sampling activities, which includes the historical analytical results previously submitted in the 1996 FAR.

**Table B – Summary of Soil Analytical Results**

Parameter	Chemical Abstract Service (CAS) Number	Non-Residential RBSL Exceeded/Established RBSL Concentration (µg/kg)	Concentration (µg/kg) and Location (Maximum Concentration and Location Bolded)
Benzene	71-43-2	NRDWP / 100 GSIP / 4,000	560 / BB-2s 101 / BB-2d 3,500 / BB-4 110 / BB-5 <b>6,200 / SB-1</b>
Ethylbenzene	100-41-4	NRDWP / 1,500 GSIP / 360	470 / BB-5 <b>30,000 / SB-1</b>
Toluene	108-88-3	NRDWP / 16,000 GSIP / 5,400	<b>38,000 / SB-1</b>
1,2,4-Trimethylbenzene	95-63-6	GSIP / 570	1,250 / BB-2s 1,010 / BB-2d <b>1,800 / BB-5</b>
Xylenes	1330-20-7	NRDWP / 5,600 GSIP / 820	2,860 / BB-2s 1,610 / BB-2d 2,400 / BB-5 <b>72,000 / SB-1</b>

**Table Notes**

NRDWP – Nonresidential Drinking Water Protection Criteria

GSIP – Groundwater Surface Water Interface Protection

**Groundwater Contamination Detected**

Groundwater contamination was detected in samples collected from soil borings advanced at the subject property during assessment activities. Specifically, groundwater contamination was identified in soil borings advanced within and proximal to the former UST basin. Analytical results are presented below in Table C and in Table 3, Summary of Groundwater Analytical Results.

As discussed in Section B, AKT Peerless advanced soil borings to further evaluate the lateral and vertical extent of groundwater impact. Soil boring locations were selected to delineate the lateral extent of groundwater contamination. Permanent and temporary monitoring wells were installed within select soil borings. Between April 2012 and March 2015, AKT Peerless accessed the site numerous times to evaluate for the presence of free product and collect groundwater samples. Samples were submitted for laboratory analysis of VOCs and select samples were submitted for laboratory analysis of PNAs and lead. Samples submitted for analyses of VOCs were preserved in the field using hydrochloric acid. Samples were submitted to Merit Laboratories, Inc. East Lansing, Michigan, Quantum Laboratories, Wixom, Michigan and Fibertec Environmental Services, Holt, Michigan for laboratory analysis. Samples were analyzed using USEPA Methods 8260B/5035 for VOCs, USEPA Method 8270C for PNAs and USEPA Method 3015A/200.8 for lead.



Refer to Table 3 for a summary of groundwater analytical results and Appendix B for copies of the analytical results not previously submitted. Based on the results of the above mentioned investigation activities, the lateral and vertical extent of groundwater contamination has been identified.

In total, AKT Peerless collected 26 groundwater samples from soil borings and monitoring wells completed between April 2012 and March 2015. The following table includes contamination exceeding one or more Non-Residential Generic Cleanup Criteria detected during sampling events conducted by AKT Peerless. Groundwater data from the initial assessment activities conducted between 1993 and 1996 are not included in this table, as they are not representative of current site and contaminant plume characteristics. The following table includes samples collected during AKT Peerless' 2012 to 2015 sampling activities, as well as samples collected for delineation purposes.

**Table C – Summary of Groundwater Analytical Results**

Parameter	Chemical Abstract Service (CAS) Number	Non-Residential RBSL Exceeded/Established RBSL Concentration (µg/L)	Concentration (µg/L) and Location (Maximum Concentration and Location Bolded)
Lead	7439-92-1	NRDW / 4.0	12 / MW-2 7 / MW-3
Benzene	71-43-2	NRDW / 5.0 GSI / 200	800 / RC-1 3,600 / RC-2 20 / MW-2 9 / MW-12 9,500 / BB-4 13,000 / BB-5
Ethylbenzene	100-41-4	NRDW / 74 GSI / 18	900 / RC-1 2,300 / RC-2 70 / MW-2 37 / MW-12 1,100 / BB-4 3,000 / BB-5
Isopropyl benzene	98-82-8	GSI / 28	34 / BB-4 33 / BB-5
2-Methylnaphthalene	91-57-6	NDW / 750 GSI / 19	282 / RC-1 201 / RC-2
Naphthalene	91-20-3	GSI / 11	900 / RC-1 600 / RC-2 120 / BB-4 56 / BB-5
Toluene	108-88-3	NDW / 790 GSI / 140	6,800 / RC-1 19,000 / RC-2 310 / MW-2 310 / MW-12 8,600 / BB-4 11,000 / BB-5

Parameter	Chemical Abstract Service (CAS) Number	Non-Residential RBSI Exceeded/Established RBSI Concentration (µg/L)	Concentration (µg/L) and Location (Maximum Concentration and Location Bolded)
1,2,3-Trimethylbenzene	526-73-8	NRDW / 63 GSI / 17	1400 / RC-1 700 / RC-2 50 / MW-2 33 / MW-12 180 / BB-4 140 / BB-5
1,2,4-Trimethylbenzene	95-63-6	NRDW / 63 GSI / 17	3,600 / RC-1 2,200 / RC-2 150 / MW-2 105 / MW-12 83 / BB-3 550 / BB-4 620 / BB-5
1,3,5-Trimethylbenzene	108-67-8	NRDW / 72 GSI / 45	1,100 / RC-1 600 / RC-2 49 / BB-3 150 / BB-4 110 / BB-5
Xylenes	1330-20-7	NRDW / 280 GSI / 41	14,000 / RC-1 19,100 / RC-2 800 / MW-2 439 / MW-12 4,400 / BB-4 11,000 / BB-5

**Table Notes**

NRDW- Non-residential Drinking Water

GSI - Groundwater Surface Water Interface

Refer to Figures 4 (Soil Results Exceeding MDEQ Criteria Map) and Figure 5 (Groundwater Results Exceeding MDEQ Criteria Map), which depicts the sample locations and the identified contaminants.

**Soil Vapor Detected**

AKT Peerless installed two soil gas screening points proximal to known areas of free product to assess for the potential of impacted soil and/or groundwater vapor to accumulate within the structure. Specifically, soil gas screening points (SG-1 and SG-2) were installed adjacent to RC-2 and BB-2 (both containing free product). Grab soil gas samples were collected using bottle-vacs provided by Fibertec Environmental Services. Samples were submitted for laboratory analysis of VOCs utilizing Method TO-15. Laboratory analytical results were compared to MDEQ Nonresidential Vapor Intrusion Shallow Soil Gas Screening Levels. Based on this comparison, results were reported below all nonresidential soil gas screening levels. Sub-Slab soil gas analytical results are provided in Table 4.

The lateral and vertical extent of contamination has been defined and the volume of impacted soil exceeding one or more Generic Cleanup Criteria may range from 800 to 1,400 in-place cubic yards within the vadose zone and capillary fringe. Based on the concentration and location of the detected contamination and the observed soil types, contamination has not migrated off-site. The known extent of soil impact is shown on Figure 4 and the known extent of groundwater impact is shown on Figure 5.



Soil Analytical results are summarized on Table 2 (Summary of Soil Analytical Results). Groundwater analytical results are summarized on Table 3 (Summary of Groundwater Analytical Results). Copies of laboratory analytical reports are provided in Appendix B.

### **RBCA Reporting**

#### **1. Potentially Impacted Human and Environmental Receptor Locations**

Potential impact to human receptors include employees and future commercial workers occupying the subject property. Third party construction/utility workers that may perform subsurface excavation activities in the future could also be potential receptors.

The following table outlines the possible exposure pathways at the site.

MDEQ Exposure Pathway	Does Threat Exist to Potential Receptor(s) (Yes or No)	Explanation
<b>Soil Exposure Pathways</b>		
Drinking Water Protection (all land uses)	Yes	Soil contaminant concentrations are above criteria. The onsite potable well is located (525 feet south of the warehouse) in an area outside of the defined contaminant plume. The CAP includes groundwater monitoring activities for the onsite potable well and the implementation of resource use restrictions on portions of the site to prohibit groundwater development within the plume.
GSI Protection	No	Soil contaminant concentrations are above criteria. However, surface water is not present on the site and impacted groundwater is defined to an area of the site in which groundwater is not venting to a surface water. Furthermore, soil contaminant concentrations are located at depths ranging between 14 and 20 feet bgs.
Soil Volatilization to Indoor Air Inhalation (all land uses)	Yes	Soil contaminant concentrations are below generic cleanup criteria and the depth to groundwater is greater than 3 meters. However, contaminant concentrations exceed nonresidential soil vapor intrusion screening levels. The defined contaminant plume that includes free product is present beneath the structure. Therefore, additional soil gas monitoring activities are proposed to evaluate indoor air quality.
Infinite Source VSIC	No	Soil contaminant concentrations are below criteria.
Particulate Soil Inhalation	No	Surface contamination is not present and soil contaminant concentrations are below criteria.
Direct Contact	No	Soil contaminant concentrations are below criteria.

MDEQ Exposure Pathway	Does Threat Exist to Potential Receptor(s) (Yes or No)	Explanation
<b>Groundwater Exposure Pathways</b>		
Drinking Water	Yes	Groundwater contamination exceeds DW criteria and the site contains/utilizes an onsite potable drinking water well.
GSI	No	Groundwater contamination exceeds GSI criteria however; Rifle Creek (nearest surface water) is located approximately 500 north of the site. Furthermore, the contaminant plume is defined to the site and groundwater contamination is located at 19 feet bgs.
Groundwater Volatilization to Indoor Air Inhalation	Yes	Groundwater contamination was identified in exceedance of vapor intrusion screening levels as defined in the MDEQ Vapor Intrusion Guidance Document dated May 2013; however, concentrations of contaminants were not detected at concentrations that exceed volatilization to indoor air RBSLs. Groundwater is located greater than 3 meters below the concrete floor of the existing structure and sub-slab soil gas sampling results indicate soil gas exceeding vapor intrusion screening levels are current not present at the site. Future sub-slab soil gas sampling activities are required until free product is remediated and/or confirmed to not represent a risk to human or environmental receptors.
Flammability and Explosivity, Acute Inhalation	Yes	Contaminant concentrations below screening levels; however, free product and/or NAPL is present at the site.
Direct Contact	No	Contaminant concentrations are below criteria and contamination is located at depths greater than future potential subsurface activities.

## 2. Transport and Exposure Pathways

The following tables outline the potential transport mechanisms for contaminants at the site:

**Potential Transport Mechanisms**

Potential Transport Mechanisms	Does Transport Mechanism Exist (Yes or No)	Applicability and Explanation
Wind Erosion and Atmospheric Dispersion	No	Impacted soil is located at depths greater than 14 feet bgs and is beneath concrete.
Volatilization and Atmospheric Dispersion	No	Not applicable - Concentrations of contaminants were not detected at concentrations that exceed volatilization to ambient air RBSLs.
Volatilization and Enclosed Space Accumulation	Yes	Concentrations of contaminants were not detected at concentrations that exceed volatilization to indoor air RBSLs; however, groundwater contamination was identified in exceedance of vapor intrusion screening levels as defined in the MDEQ Vapor Intrusion Guidance Document dated May 2013. These concentrations are present in groundwater greater at depths greater than 3 meters. Therefore, transport of impacted vapor to the existing structure is possible, but based on current sub-slab soil gas vapor results, the existing structure is not threatened by impacted soil or groundwater.
Leaching and Groundwater Transport	Yes	Groundwater at the site is continuous across the site and is in an aquifer.

Potential exposure routes at the site (i.e. dermal contact, ingestion, particulate inhalation, etc.) have been eliminated as exposure pathways at the site. Refer to Section C-1 for further discussion and an analysis of potential exposure pathways.



### **3. Current and Potential Future Use of the Site**

The site is currently utilized for commercial warehouse purposes including business and administrative offices. Specifically, the site is occupied by Griffin Beverage Company, which is a beverage wholesaler and bulk distributor. Uses of the property are conforming to West Branch Township zoning. At this time, no other uses have been proposed.

The surrounding properties are utilized for residential, commercial and agricultural purposes. No surface waters are present on the site. The Rifle Creek is located approximately 500.0 feet north of the site and 700.0 feet west of the site. Regional groundwater is utilized for potable purposes. The site and surrounding properties obtain potable water from private potable drinking water wells. The nearest well is located on the site and is approximately 600.0 feet from the defined contaminant plume and is screened between 69.0 and 75.0 feet bgs. Offsite potable wells are located west and north of the site and are screened at depths ranging between 66.0 and 119.0 feet bgs. The CAP includes monitoring to evaluate the stability of the plume and determine if groundwater wells have the potential to be impacted by the release.

### **4. Geologic and Hydrogeologic Conditions and Characteristics**

#### **a. Depth to groundwater and method of determination**

Groundwater was observed at the site at approximately 19.0 feet bgs. Groundwater appears to be continuous across the site. Monitoring wells installed to evaluate the nature and extent of the release are screened between 18.0 and 24.0 feet bgs.

In March 2015, AKT Peerless gauged onsite monitor wells utilizing a static water level indicator graduated to 0.1 feet. Groundwater elevations were observed between 18.5 and 20.0 feet below top of casing (ground surface). Groundwater Elevation measurements are provided in Table 5. Groundwater elevation, flow, and gradient are illustrated on Figure 6 (Groundwater Contour Map).

#### **b. Whether groundwater is potable and/or not in an aquifer**

Groundwater is in a perched, unconfined aquifer. Groundwater is continuous and is seasonally present. Native soils in the saturated zone at the site consist of well graded medium sand containing varying sizes of gravel, cobbles and pebbles. Groundwater is used regionally for potable purposes and varies in depth. Soil boring/monitor well logs are provided in Appendix A.

#### **c. Current groundwater use (drinking water)**

Groundwater is developed for use at the site. Onsite and regional drinking water is obtained from private potable wells. Private wells are located immediately adjacent to the site. These wells are screened at depths ranging between 50.0 and 240.0 feet bgs in an aquifer potentially in communication with the impacted groundwater unit. Water Well Records obtained from the MDEQ Scanned Water Well Records Database are provided in Appendix C.

#### **d. Current groundwater use (non-drinking water uses)**

Groundwater is not developed for any use at the site.

#### **e. Number of groundwater units present beneath site**

One groundwater unit was encountered at the site. The shallow unconfined groundwater unit is present between 18.0 and 21.0 feet bgs.

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### **f. Depth to bottom of water-bearing layer**

The thickness of groundwater at the site based on onsite potable well record is greater than 65.0 feet thick. Furthermore, based on the results of the subsurface investigations, in conjunction with published information, this groundwater unit appears to be present in an unconfined aquifer.

### **g. Predominant soil type in water-bearing stratum**

Sand is the predominant soil type in the water bearing stratum.

### **h. Effective porosity of water-bearing stratum and method of determination**

The predominant soil type in this water-bearing stratum is fine sand composition. Therefore, based on this soil type the estimated effective porosity is  $0.30 \text{ cm}^3_{\text{void}}/\text{cm}^3_{\text{matrix}}$ . Effective porosity was estimated based on values provided by Fetter, C.W., Applied Hydrogeology, Macmillan College Publishing, NY, 1994, pp. 467-469.

### **i. Hydraulic conductivity and method of determination**

Based on the characteristics of the saturated sand (grain size), the hydraulic conductivity is estimated to be (3-120) 5 ft/day. Hydraulic conductivity was estimated based on values provided by Fetter, C.W., Applied Hydrogeology, Macmillan College Publishing, NY, 1994, pp. 467-469.

### **j. Groundwater flow rate and direction**

Groundwater at the site is considered continuous in nature. An estimated predominant flow direction was determined based on the measured groundwater elevations for select wells (MW-2 through MW-5 and BB-1 through BB-3). It should be noted that groundwater elevations immediately proximal to the free product plume are not likely to represent regional groundwater characteristics. AKT Peerless anticipates the predominant direction of groundwater flow is to the southwest. This is also supported by contaminant distribution.

Groundwater flow rate is estimated to be 20.70 feet per year. Groundwater velocity was calculated using the following equation, which is provided in the ASTM Designation: E-1739-95 *Standard Guide for Risk-Based Corrective Action at Petroleum Release Sites*. Based on the extent of contamination, in conjunction with the time duration since the release, it is AKT Peerless opinion that the extent of contamination indicates the flow rate of 20.70 is a conservative estimate of the annual groundwater movement. Based on the extent of groundwater contamination, the leading edge of the plume is approximately 160-170 feet from the point of release.

$$U = K_s / \theta_s$$

Where,

U = Groundwater Velocity

$K_s$  = Sorption Coefficient (Horizontal Hydraulic Conductivity)

I = Groundwater Gradient (Site-Specific)

$\theta_s$  = Volumetric Water Content of Saturated Zone (Effective Porosity)



**k. Lateral component of hydraulic gradient**

The lateral hydraulic gradient was calculated to be 0.0005 feet/feet.

**l. Hydrogeologic conditions influencing flow direction**

AKT Peerless has not identified any hydrogeologic conditions influencing onsite groundwater flow and direction. Groundwater is located at depths greater than 10 feet bgs. Therefore, it is reasonable to assume that anthropogenic features such as onsite utilities and imported backfill will not have any influence on groundwater characteristics.

The Rifle Creek is located north and west of the site. The Rifle Creek flows to the south. Based on topography and flow of the Rifle Creek, groundwater flow is inferred to the west, southwest. Groundwater flow is confirmed through onsite groundwater measurements and hydrogeologic calculations.

**m. Magnitude and direction of vertical component of hydraulic gradient**

The subsurface geology consists of sand and gravel glacial till, with intermittent low permeability clay seams. The clay seams do not appear to be continuous or act as a confining layer to the groundwater unit underlying the region of the subject property. As provided within the CAP, groundwater monitoring will include the installation of nested wells screened at various vertical intervals to the terminus of the potential impacted groundwater unit.

**C. Tier I RBSL Comparison**

**1. Exposure scenario evaluation**

**a. Potential sources**

Potential Primary Sources	Potential Source of On-going Contamination (Yes or No)
USTs	No – the UST system has been removed from the site.
Dispensers	
Piping	

Potential Secondary Sources	Potential Source of On-going Contamination (Yes or No)
Affected Surface Soils	No – The area of Impact is covered with concrete and is located greater than 14 feet bgs. Surface soils have not been affected.
Affected Subsurface Soils	Yes – Contaminants present in subsurface soil.
Dissolved Groundwater Plume	Yes – Impacted groundwater is present at the site proximal to the former UST basin. The dissolved groundwater plume is delineated and has not migrated offsite.
Free Phase Liquids	Yes – Free phase liquids were observed in subsurface soil and groundwater.
Affected Sediments	No – No sediment affected.
Affected Surface Water	No – No surface waters affected.

## 2. Potential transport mechanisms

Potential Transport Mechanisms	Does Transport Mechanism Exist (Yes or No)
Wind Erosion and Atmospheric Dispersion	No – Depth to impacted soil is at least one foot bgs and/or the area of impact is paved/covered.
Volatilization and Atmospheric Dispersion	No – VOCs in soil are not of sufficient concentration or volume.
Volatilization and Enclosed Space Accumulation	Yes – Enclosed spaces are proximal to the locale of impact. VOCs in soil and groundwater do not exceed generic nonresidential volatilization RBSL; however, known concentrations exceeds groundwater vapor intrusion screening levels. Contamination exceeding vapor intrusion screening levels are present at depths greater than 3 meters from the slab on grade structure. Future monitoring is proposed to evaluate the completeness of this pathway over time.
Leaching and Groundwater Transport	Yes – A dissolved contaminant plume has been identified proximal to the former UST basin. Groundwater is present at depths between 18.0 and 21.0 feet bgs. Currently, the contaminant plume has not migrated offsite.

### 3. Potential exposure routes

Exposure Routes	Is Exposure Route Potentially Complete (Yes or No)
<b>Soil</b>	
Dermal Contact	No
Ingestion	No
<b>Groundwater</b>	
Dermal Contact	No
Ingestion	Yes -- Groundwater monitoring is necessary to evaluate plume stability, and determine if drinking water is threatened. The CAP includes the placement of institutional controls to prohibit well installation within the plume. In the event plume movement towards onsite or offsite wells, additional remediation will be necessary.
Sensitive Receptors	No
<b>Air</b>	
Particulate Inhalation	No
Vapor Inhalation	Yes -- Based on the results of the sub-slab soil gas screening analytical results, indoor air quality was not threatened at the time of sampling. Impacted soil and groundwater is located a minimum of 18 feet beneath the concrete slab. As described in the CAP, additional soil gas sampling is proposed to evaluate this exposure pathway during seasonal conditions.

### 4. Potential receptors

Potential receptors include employees, commercial workers on the property and construction/utility workers that may perform subsurface excavation activities in the future.

### D. Tier II Evaluation

A Tier II evaluation is not necessary and has not been completed for this site.



### E. Tier III Evaluation

A Tier III evaluation is not necessary and has not been completed for this site.

### F. Conceptual Site Model (CSM)

#### 1. Site Characteristics

The site is located in the southwest ¼ of the southwest 1/4 Section 21 in West Branch Township (T.21N.-R.2E.), Ogemaw County, Michigan. The site is located at the northeastern intersection of Dam Road and M-55 and is approximately 40 acres in size.

The site is zoned commercial district (C) and is located in an area of the West Branch Township that is characterized by commercial, agricultural, and residential properties, surface roadways, private water and sewer, and municipal gas and electrical utilities.

General information regarding the on-site building is presented in the following table:

Existing Building Characteristics			
General Construction	Interior Finish	Square Ft. (Floor plan)	Use
2-Story; flat roof; concrete and steel frame, aluminum and concrete exterior; concrete slab on grade foundation	Concrete floors, acoustical ceiling tiles, paint, wood, metal, glass, concrete etc.	116,000 square feet	Warehouse storage, product cold storage, shipping receiving areas, administrative offices, restrooms and associated office space
1-Story; steel roof; concrete and steel frame, aluminum and concrete exterior; concrete slab on grade foundation	Concrete floor, steel and aluminum exterior.	12,000 square feet	Equipment and miscellaneous material storage.

The subject building consists of a concrete slab on grade structure largely utilized for the bulk storage of beverage for retail sale. Specifically, the majority of the structure is unheated space with overhead doors, coolers, and shipping receiving areas. The western portion of the subject building contains a second story which includes administrative offices and associated office space with restrooms.

The subject property also contains a second structure on the northern portion of the property. This structure is unsecured and its constructed concrete slab on grade. This building is mostly utilized for equipment and miscellaneous material storage. This building is not occupied and does not include any habitable spaces.



Exterior portions of the subject property consist of parking areas for transport vehicles and employee parking, storage of transport trailers, concrete and asphalt paving, and open green space on the periphery of operational areas of the site.

A Conceptual Site Model (CSM) for the site is provided as Figure 7.

AKT Peerless identified the type and supplier of utilities provided to the site. These services are described in the following table:

Utility / Service	Type	Utility Company or Municipality	Comments/Historical Services
Heat	Natural Gas	Consumers Energy	Natural gas was connected to the subject property in 1989.
Municipal waste	General refuse	Private	General refuse generated is stored within an on-site dumpster.
Potable water	Municipal	Private	A private potable well is located in the south central portion of the site approximately 450 feet south of the warehouse.
Electricity	Electric lines	Consumers Energy	Consumers Energy provides electricity to the subject property.
Sewage disposal	Septic system	Private	The subject property utilizes an on-site septic tank with associated drain field located in the northwest corner of the site.
Storm water	Drain field	Private	A secondary drain field for the warehouse is located immediately west of the warehouse.

The following table describes the current uses of the adjoining properties, location in relation to the site, and identified occupants that were noted during AKT Peerless' site reconnaissance of the adjoining properties.

Direction	Address	Current Use / Occupant
North	1869 Dam Road 1855 Dam Road	Residential
East	None associated	Residential and Agricultural field
South	None associated	Commercial and Residential
Northwest	1910 Dam Road 1880 Dam Road	Residential
Southwest	1938 Dam Road 2014 M-55	Commercial

## 2. Release Information

The subject property formerly contained 3 USTs at the site for the purpose of fueling fleet transport vehicles. The USTs were located in the northern portion of the site, which is now occupied by a concrete

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slab on grade structure. The USTs were installed in 1973 and consisted of the following: two, 8,000 gallon diesel USTs and one, 4,000 gallon gasoline UST. The USTs were removed from the ground in 1993. At that time, a release was identified (C-1437-93). The cause of the release was not identified in the 1996 FAR and additional information regarding the release was not readily obtained. Following removal of the UST system, an excavation occurred in which approximately 600.0 cubic yards of soil was stockpiled onsite for future disposal. In June 1996, CES conducted sampling activities to evaluate the condition of the stockpiled soil. At that time, sampling activities revealed soil contamination did not exceed Generic RBSLs, except for 2-methylnalthalene. No information was obtained, which identified disposal and/or further assessment of the stockpiled soil.

As a result of the release, free product was identified within the excavation cavity. Furthermore, soil and groundwater contamination remains present in areas proximal to and within the former UST basin.

### **3. Contamination and Subsurface Characteristics**

Contamination at the site was identified in soil and groundwater between 18.0 and 24.0 feet bgs and is limited to VOCs. A list of constituents exceeding regulatory criteria was presented in Section B. Impacted soil was identified proximal to the former UST basin extending in a south-southwesterly direction in exceedance of Part 213 Nonresidential RBSLs. Specifically, soil contamination exceeds Nonresidential DWP and GSI Criteria. Soil contamination was not identified in any other location. Impacted groundwater was identified both within and adjacent (south-southwesterly) to the former UST basin in exceedance of Part 213 Nonresidential RBSLs. Specifically, groundwater contamination exceeds Nonresidential DW and GSI Criteria. Groundwater contamination was not identified in any other location. Based on site investigation activities and laboratory analytical results, soil and groundwater contamination has been delineated and is limited to within the property boundary of the site.

Subsurface soil consisted of sand beneath the surface cap (i.e. concrete and gravel) between 5.0 and 10.0 feet bgs. Sand contained interbedded lens of clay stringers between 5.0 and 10.0 feet bgs. Well graded sand was observed beneath the clay to 27.0 feet bgs (the maximum depth explored). The onsite well record indicates confining clay is present in the southern portion of the site between 15.0 and 28.0 feet bgs with sand underlain clay to at least 75.0 feet. Impacted groundwater was observed at approximately 20.0 feet bgs and is greater than 10.0 feet in thickness. Potable groundwater located in the southern portion of the site is located at depths greater than 40.0 feet bgs. The onsite potable well is screened between 69.0 and 75.0 feet bgs.

Water well records are provided in Appendix C.

### **4. Exposure Assessment**

As discussed in previous sections, soil and groundwater contamination exceeds both the drinking water and groundwater surface water interface exposure pathways.

#### ***Drinking Water Pathway***

The site obtains potable water from a private source located approximately 600.0 feet south of the warehouse. Therefore, the pathway is applicable, but for the following reasons is currently not complete.

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A groundwater sample was collected from the potable well (DW well) on December 7, 2012, to evaluate for the presence of contamination within the potable aquifer. Analytical results were reported below laboratory target detection limits. Based on subsurface investigation activities, the impact groundwater unit is defined and is spatially separated from the southern edge of the contaminant plume by approximately 600 feet. Based on these conditions, the drinking water pathway is currently not complete and impacted soil and/or groundwater does not present any current exposure. However, a resource use restriction will be implemented to preclude the installation of the wells within a surveyed area that includes the defined contaminant plume, the existing warehouse and exterior portion of the site to ensure the drinking water pathway does not become complete in the future. Furthermore, future monitoring activities will include the collection of potable water samples to assess future drinking water quality. Refer to Figure 2, Site Map for an illustration of the proposed restricted area. This is further discussed in Section J.

### ***Groundwater Surface Water Pathway***

The groundwater surface water pathway is applicable, but is not complete for the following reasons.

The site does not contain a surface water. The nearest surface water is Rifle Creek located north of the site and approximately 300 feet north of the northern edge of the defined contaminant plume. Groundwater is located at approximately 20 feet bgs. Onsite storm water (runoff) is collected within a network of catch basins within the existing structure, including two located north of the warehouse in a parking/drive area. Storm water is conveyed to a drainage field located immediately east of the warehouse. Groundwater is not conveyed through this utility. Based on site infrastructure, the defined contaminant plume, groundwater present at depths greater than the onsite sewers, and the lack of a surface water, the groundwater surface water interface pathway is not complete and contamination at the site does not present any risk to sensitive receptors.

### ***Vapor Intrusion Pathway***

The site contains a large slab on grade structure (app. 116,000 sq. ft.) that is oriented immediately above the defined contaminant plume. Therefore, the pathway is applicable but for the following reasons is currently not complete.

Soil and groundwater samples were collected from areas immediately beneath the warehouse. Laboratory analytical results indicated soil and groundwater contamination is present exceeding drinking water and groundwater surface water RBSLs. Conversely, contaminant concentrations exceeded MDEQ Vapor Intrusion Screening Levels. This contamination was identified at depths greater than 3 meters bgs. As a result of these conditions, AKT Peerless conducted soil gas sampling activities to determine if contamination located beneath the warehouse is impacting indoor air quality. Specifically, 2 sub-slab shallow soil gas screening points were installed within areas of known free product (RC-2 and BB-2). Soil gas samples were collected for analysis of VOCs. Analytical results were reported below MDEQ Nonresidential Vapor Intrusion Shallow Soil Gas Screening Levels.

Based on these conditions, the vapor intrusion pathway is currently not complete and impacted soil and/or groundwater does not present any current exposure. However, a resource use restriction will be implemented to preclude the construction of additional structures within a surveyed area, which includes the existing warehouse and exterior portion of the site. This restriction will preclude construction unless further assessment of the vapor intrusion pathway is completed. Furthermore, future monitoring activities will include the collection of annual soil gas samples from SG-1 and SG-2 to assess future indoor air quality. This is further discussed in Section J.

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### ***Acute Risk Pathway – Free Product/LNAPL***

Free product and LNAPL have been identified at the site. The defined free product and LNAPL plume is located beneath the northern portion of the existing structure at approximately 19.0 feet bgs. Based on subsurface investigation activities, source areas include: RC-1, RC-2, BB-2, BB-4, and BB-5 sample locations.

In December 2012, AKT Peerless conducted free product characterization activities to evaluate recharge rates and volume of recovery. At that time, free product was measured in both RC-1 and RC-2. Measured free product was 1.5 to 2.5 feet in thickness, respectively. Free product was then bailed from the wells until no longer present. Approximately, 3-gallons of free product was recovered from RC-2. Free recovery measurements are provided in Table 1. During these activities, it was determined that recharge of free product was 42% of the original thickness 180 minutes after initial bail down.

An evaluation of soil contaminant concentrations was performed to determine if gasoline range organics (GRO) are present at screening levels where soil volatilization to indoor air criteria is applicable. Soil analytical data obtained from the BB-4 and BB-5 sample locations were utilized for this assessment. This assessment indicated accumulative soil data (BTEX and TMBs) multiplied by 40 does not exceed GRO screening levels (350 ppm) where soil volatilization to indoor air criteria is applicable.

A conceptual site model was prepared to illustrate contaminant distribution with respect to site characteristics (i.e. groundwater elevation, lithology, site infrastructure). Refer to Figure 7, Conceptual Site Model.

### **5. Plan for Corrective Actions**

Due to the conditions described within this FAR, it is necessary to conduct additional corrective actions at the site. Consequently, the results of the following activities will be provided in quarterly CAP Status reports for a minimum of 2 years. At the completion of 2 years, an amended CAP will be prepared and submitted to the MDEQ. The amended CAP will include future proposed activities (if necessary), site reclassification, and information/data to continue the proposed corrective actions or rationale to prepare a closure report.

Based on the aforementioned conditions, characteristics, and analytical results, AKT Peerless anticipates completing the following corrective actions in response to the release:

- Additional groundwater monitoring activities will be necessary to monitor natural attenuation to demonstrate the contaminant plume is stable and/or decreasing. Furthermore, groundwater monitoring events are necessary to ensure the onsite potable well is not threatened by the present of contamination and/or free product (mobile NAPL). Groundwater monitoring will be conducted quarterly for 2 years to monitor short term exposures at the site. At the end of this monitoring period, a revised CAP will be prepared that will include a revised sampling schedule to monitor for natural attenuation. The proposed groundwater monitoring will include evaluation of the vertical and lateral contamination characteristics within the groundwater unit.
- Additional soil gas monitoring activities will be necessary to evaluate the completeness of the indoor air pathway. Specifically, due to the presence of contamination exceeding Vapor Intrusion Soil and Groundwater Screening Levels, sub-slab soil gas samples will be collected semi-annually for 2 years. Soil gas samples will be collected from existing soil gas screening points (SG-1 and



SG-2). If at any time during monitoring activities an exceedance of vapor intrusion screening levels is reported, additional corrective actions will be required to mitigate impacted vapor migrating into the structure. Corrective actions to mitigate unacceptable exposures will be provided in the proposed quarterly CAP Status reports.

- Free product/LNAPL recovery and characterization is required until closure of the release. Specifically, free product will be recovered on a monthly basis. Due to low recharge rates, passive bailing will be utilized to recover free product. Free product will be stored onsite in 55-gallon steel drums. Waste disposal manifests will be provided in future CAP Status reports. Free product characterization will also be conducted semi-annually to determine the effectiveness of recovery efforts. Characterization activities will include bail down tests and/or transmissivity testing. Results of characterization activities will be included in future CAP Status reports.
- Institutional controls are necessary to prohibit land and resource uses. Specifically, a resource restriction will be utilized to preclude the installation of wells, prohibit the development of the onsite groundwater, and the excavation and utilization of subsurface soil within a surveyed area (to be completed by a licensed surveyor). The surveyed area will include all impacted areas of the site. Additionally, a land use restriction is necessary to ensure the site will be utilized for Nonresidential purposes. Proof of filing an executed Restrictive Covenant will be provided in a CAP Status report.

## **G. Site Classification**

AKT Peerless has conducted sampling activities at the site to determine the appropriate site classification based on known existing conditions and information contained in the MDEQ Remediation and Redevelopment Division's (RRD) Operational Memorandum No. 3. Land use, site conditions, and analytical results have been evaluated to develop potential Risk-Based Corrective Action (RBCA) scenarios for the site. The site was formerly classified as a Class 1 site, however due to information and data obtained during the aforementioned site characterization activities, the site is currently classified as a Class 2 site.

At this time, Class 2 was chosen for this site since mobile and/or residual LNAPL is present where an unacceptable exposure may occur within two years based on the risk-based corrective action CSM. Furthermore, there is a potential for explosive vapor levels to accumulate in the existing structure due to the presence of free product and/or LNAPL at the site. Additionally, contaminated media (soil and groundwater) is present beneath the existing occupied structure. Soil and groundwater analytical results exceed MDEQ Vapor Intrusion Soil Gas Screening Levels.

## **H. Feasibility Analysis**

### **1. Identification of potential corrective action alternatives**

Based on the results of the investigation activities conducted to-date, corrective action alternatives have been evaluated for future potential execution. Site investigation activities have established the following:

Based on the results of the investigation activities conducted to-date, corrective action alternatives have been evaluated for future potential execution. Site investigation activities have established the following:

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- Impacted groundwater is present at approximately 20.0 feet bgs and appears to be continuous across the site.
- Free Product and/or LNAPL is present at the site.
- Soil contamination levels exceed nonresidential drinking water and groundwater surface water interface criteria.
- Soil contamination is present in subsurface soil present within the vadose zone at depths ranging from approximately 14.0-20.0 feet bgs. Sand is the predominant soil type impacted by the release.
- Groundwater contamination levels exceed nonresidential drinking water and groundwater surface water interface criteria.

AKT Peerless has considered the following corrective action alternatives for remediation of impacted soil:

- Soil Vapor Extraction
- Passive Free Product Recovery
- Air Sparge
- Monitor Natural Attenuation
- In-situ Chemical Treatment
- Free product and groundwater extraction via vacuum enhanced recovery
- Impacted Soil Excavation, Transport, and Landfill Disposal (Dig and Haul)

In addition to the above corrective action alternatives, AKT Peerless considered the nature and extent of the soil contamination, in light of the current site features, characteristics, and operations to evaluate potentially complete exposure risks.

The following table summarizes the exposure pathways, which are exceeded, and the potential exposure risk evaluation.

Exposure Pathway	Exposure Pathway Considerations	Exposure Pathway Potentially Complete
Ingestion of Impacted Groundwater	Groundwater contamination has been identified at the site and potable water at the site, as well as surrounding properties, is obtained exclusively from private potable wells. Groundwater at the site is developed for potable purposes. The potable well is located approximately 700.0 feet directly south of the defined groundwater plume. Sampling of the potable well has been conducted to evaluate for the presence of contamination. Results were reported below laboratory target detection limits. A restrictive covenant will be filed to ensure exposure risks relating to groundwater ingestion are mitigated. During any future construction, Health and Safety procedures will be implemented, as	No

Exposure Pathway	Exposure Pathway Considerations	Exposure Pathway Potentially Complete
	well as soil management procedures to mitigate unsafe exposure risks or exacerbation of contaminants. Additionally, vertical characteristics of contamination to further evaluate this pathway.	
Direct Contact	Impacted soil containing contaminants exceeding Non-Residential Direct Contact Criteria were not identified at the site. Impacted soil is located beneath capped surfaces and is located at least 14 feet bgs. Although soil is located at depths that are not reasonably anticipated to be encountered during any foreseeable subsurface construction, AKT Peerless is proposing to prepare a land use restriction to keep land use consistent with non-residential use. Soil management will also be addressed within the restriction in the event subsurface construction for utility repair or other necessary activity becomes necessary. During any future construction Health and Safety procedures will be implemented, as well as soil management procedures to mitigate unsafe exposure risks or exacerbation of contaminants. The Direct Contact exposure pathway is not presently complete.	No
Acute Risks/Free Product and NAPL	Free product/LNAPL is present at the site. The mobile plume is present at approximately 20.0 feet bgs. Correction actions are planned to mitigate and further assess this pathway.	Yes
Groundwater Surface Water Interface Protection	Soil and groundwater impact exceeding GSI criteria is present at the subject property. However, storm (runoff) water is collected and transported through the private sewer system, which discharges to an onsite drainage field located immediately east of the warehouse. Onsite storm sewers do not convey groundwater to any surface water. Furthermore, groundwater is located at approximately 19.0 feet bgs.	No

Exposure Pathway	Exposure Pathway Considerations	Exposure Pathway Potentially Complete
	Therefore, GSI is not complete and sensitive receptors are not threatened by the release.	
Volatilization to Indoor Air Inhalation  (Vapor Intrusion Risks)	Soil and groundwater contamination was not identified exceeding Part 213 volatilization to indoor air inhalation criteria. However, soil and groundwater contamination did exceed vapor intrusion screening levels as defined in the MDEQ vapor intrusion guidance document. Sub-slab soil gas sampling activities were conducted to evaluate for the potential of impacted soil gas to accumulate immediately beneath the structure. Results of these activities did not reveal the presence of contamination exceeding Vapor Intrusion Shallow Soil Gas Screening Levels. Due to the depth of impact and the results of sampling activities, the vapor intrusion pathway is currently not complete. Soil gas assessment activities are proposed to continue to monitor and evaluate for the presence of impacted soil vapor beneath the existing structure.	No
Soil Particulate Inhalation	Although no contamination was identified in soil at concentrations exceeding the MDEQ Particulate Inhalation Criteria, impacted soil is located beneath concrete paved areas or vegetated topsoil. Impacted soil is located at least 14 feet bgs. In the event excavation is necessary, soil will be handled in an appropriate manner to prevent dust generation.	No

## 2. Rationale for selection of corrective action alternative(s)

In consideration of the abovementioned alternatives, AKT Peerless has concluded the following:

- Due to contaminant concentrations, the presence of free product/LNAPL and the presence of impact at depth greater than 14.0 feet bgs in sand, soil vapor extraction activities would unlikely produce a comprehensive remediation of impacted soil to below applicable exposure pathways. Furthermore, this alternative is time intensive, intrusive to existing site operations, and costly.
- Continuous groundwater was observed during subsurface investigation activities. However, this groundwater unit is located at between 18.5 and 20.0 feet bgs. The defined impacted groundwater unit is located entirely beneath the existing warehouse structure. As a result of

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these conditions, air sparge remediation would not be a cost effective option to remediate soil/groundwater contamination.

- The site contains free product/LNAPL. Recovery is necessary to mitigate acute risks, as well as reduce the potential for contaminants leaching to groundwater.
- The presence of significant contaminant concentrations are limited and located west and south of the current UST cavity and between two former dispensers that were centrally located at the site. Contamination from the UST cavity is migrating away (southwest) from the existing structure and UST system. AKT Peerless estimates an area smaller than 600 cubic yards of significant impact. Due to the nature and location of impacted soil, in conjunction with the site characteristics attenuation of soil impact is possible, if the proposed CAP sampling events continue to demonstrate that the remaining contamination does not threaten human or environmental receptors.
- Due to the presence of impact within a developed groundwater unit, chemical treatment of impact soil is not feasible. Furthermore, chemical treatment may increase mobility of the plume thus creating an adverse condition further threatening the onsite and nearby potable wells.

### **I. Corrective Action Plan (CAP)**

Based on the feasibility analysis, free product/LNAPL recovery, soil gas monitoring, and groundwater monitoring is proposed as the initial corrective action. This will include the completion of quarter annual groundwater monitoring to evaluate if the potential exists for contamination to potentially impact onsite or nearby receptors (drinking water and vapor intrusion). In the event the groundwater contamination is determined to be stable and/or shrinking in nature, and data/conditions suggest drinking water and vapor intrusion (long term) exposure pathways are not complete; closure of the release would be appropriate.

As discussed in section 5, the following corrective actions are planned at the site:

- Additional groundwater monitoring activities will be necessary to monitor vertical and lateral groundwater conditions and evaluate if the contaminant plume is stable and/or decreasing in magnitude and extent. Furthermore, groundwater monitoring events are necessary to ensure the onsite potable well is not threatened by the presence of contamination and/or free product (mobile NAPL). Groundwater monitoring will be conducted quarterly for a minimum of 2 years to monitor short term exposures at the site. At the end of this monitoring period, a revised CAP will be prepared that will include a revised sampling schedule to monitor for natural attenuation. In the event groundwater contamination is determined to be expanding in volume and contaminants concentrations, a revised CAP will be immediately prepared. The contingencies would include sampling the onsite and/or nearby potable wells on a monthly basis and implementation of additional corrective actions. However, based on the time since the release has occurred (approximately 22 years), the data from all onsite investigation activities suggests that the plume has remained relatively stable. However, the proposed groundwater monitoring for a minimum duration of 2 years will allow further evaluation of the potential long-term threats and determine if closure is feasible.
- Additional soil gas monitoring activities will be necessary to evaluate the completeness of the indoor air pathway. Specifically, due to the presence of contamination exceeding Vapor Intrusion Soil and Groundwater Screening Levels, sub-slab soil gas samples will be collected semi-annually

## AKTPEERLESS

for 2 years. Soil gas samples will be collected from existing soil gas screening points (SG-1 and SG-2). If at any time during monitoring activities an exceedance of vapor intrusion screening levels is reported, additional corrective actions will be required to mitigate impacted vapor migrating into the structure. Corrective actions to mitigate unacceptable exposures will be provided in the proposed quarterly CAP Status reports.

- Free product/LNAPL recovery and characterization is required until closure of the release. Specifically, free product will be recovered on a monthly basis. Due to low recharge rates, passive bailing will be utilized to recover free product. Free product will be stored onsite in 55-gallon steel drums. Waste disposal manifests will be provided in future CAP Status reports. Free product characterization will also be conducted semi-annually to determine the effectiveness of recovery efforts. Characterization activities will include bail down tests and/or transmissivity testing. Results of characterization activities will be included in future CAP Status reports.
- Institutional controls are necessary to prohibit land and resource uses. Specifically, a resource restriction will be utilized to preclude the installation of wells, prohibit the development of the onsite groundwater, and the excavation and utilization of subsurface soil within a surveyed area (to be completed by a licensed surveyor). The surveyed area will include all impacted areas of the site. Additionally, a land use restriction is necessary to ensure the site will be utilized for Nonresidential purposes. Proof of filing an executed Restrictive Covenant will be provided in a CAP Status report.

Groundwater monitoring activities will include quarterly groundwater monitoring events starting in June 2015 and ending in March 2017, which will be completed utilizing all existing permanent monitoring wells (MW-1 through MW-5, MW-9, BB-1, and BB-3) and 3 proposed additional permanent monitoring wells (located in the former AKTP-9 through AKTP-11 sample locations). Monitor wells are depicted in Figure 3. Samples will be submitted under chain of custody for laboratory analysis of VOCs. Laboratory analytical results will be compared to Part 213 RBSLs to determine the effectiveness of MNA.

Soil gas sampling activities will be conducted utilizing existing permanent soil gas screening points (SG-1 and SG-2). Soil gas samples will be collected semi-annually for 2 years. Sampling activities will be conducted in September 2015, March 2016, and September 2016. In the event soil gas sampling activities indicate the pathway is complete through the presence of soil gas exceeding vapor intrusion screening levels, additional corrective action will be proposed to mitigate unacceptable exposures. Results of these activities and proposed corrective actions will be provided in the CAP Status report.

Free product/LNAPL recovery is required to mitigate acute risks. Free product/LNAPL recovery will be completed monthly until no longer present or until closure of the release is achieved. Free product recovery activities will include passive bailing. Recovered product will be stored in an onsite 55-gallon drum for future disposal. Waste disposal manifests will be provided in future CAP Status reports. In addition to these activities, characterization of free product will also be performed. Characterization activities will be conducted to evaluate plume recharge rates and effectiveness of the corrective actions. Characterization will occur semi-annually for 2 years starting in September 2015.

Institutional controls are necessary to address unacceptable exposures at the site. A restrictive covenant (RC) will be filed with the Ogemaw County Register of Deeds. Execution of the RC will be completed in the last quarter of 2015. Proof of the filed RC will be provided in quarterly CAP Status report.



The proposed corrective actions do not require operation and maintenance beyond inspection and if necessary, maintenance of the existing monitor wells.

Groundwater samples will be collected in accordance with the Low-Flow (Minimal Drawdown) sampling procedures for laboratory analysis of VOCs using US EPA/MDEQ Method 8260.

Either a Closure Report or an amended CAP Status Report will be submitted to the MDEQ upon completion of the proposed CAP. If conditions change in a manner that warrants additional corrective actions during the 2 year assessment period, an amended corrective action plan will be prepared and submitted to the MDEQ.

## **J. Notice of Corrective Actions, Institutional Controls, Restrictive Covenants, Alternative Mechanisms, Notice of Land & Use Restrictions**

### **1. Land or Resource Use Restrictions**

Concentrations of target parameters were identified above MDEQ Residential and Nonresidential RBSLs. Therefore, land and resource use restrictions are required. A Restrictive Covenant will be filed to ensure the site land use remains nonresidential in the future and to impose restrictions prohibiting the development of surface waters on the site, as well as prohibit the development of shallow groundwater resources for any purpose within a surveyed area, which will include the defined soil and groundwater contaminant plume. Notices and restrictions are likely to be filed in conjunction with or as a result of corrective actions. Proof of the future restrictive covenant will be provided in a CAP Status Report.

### **2. Notices**

Contamination does not extend offsite and easements or public utilities are not present within the known extent of contamination. Therefore, a notice to impacted parties is not necessary.

A Notice of Corrective Action may be executed and filed with the Ogemaw County Register of Deeds contingent upon the results of corrective actions. All notices and deed restrictions will be provided in a future CAP Status report.

## **Qualifications**

# Jon A. Hirschenberger

Project Manager CPG



A member of AKT Peerless' senior staff, Mr. Hirschenberger has over 10 years of environmental consulting experience providing knowledgeable and economical solutions to its private, commercial, municipal, and regulatory clients.

## **PROFESSIONAL EXPERIENCE**

**Geologist/Project Manager**  
AKT Peerless Environmental Services

## **AREAS OF EXPERTISE**

- Evaluating potential environmental and human exposure risks at commercial, industrial, and residential properties
- Preparation of and completion of Part 213 underground storage tank (UST) reports
- Design, install, maintain and operate remediation systems for soil and groundwater cleanup
- Maintain direct correspondence with client and regulatory agency
- Preparation and completion of Phase II and Baseline Environmental Assessment (BEA) Reports
- Coordination and oversight of soil and groundwater field investigations
- Preparation of proposals, cost estimating and bids specifications
- Oversight of UST removal, cleanup, and drilling contractors
- Creating AutoCAD maps and figures
- Interpretation of laboratory analytical results

## **EDUCATION**

**BS: Environmental Geological Sciences, 2002**  
Michigan State University, East Lansing, MI

## **CERTIFICATIONS**

**American Institute of Professional Geologists (AIPG)**  
Certified Professional Geologist (C.P.G.)

**OSHA 29CFR 1910.120**  
40 Hour Hazardous Waste Operation Training (with annual refreshers)

**ASTM Risk-Based Corrective Action Training Applied at Petroleum Release Sites**  
(October 2005)

**CPR and First Aid Certification**

**Certified Industrial Storm Water Management Operator by the Michigan Department of Environmental Quality** (Certification No. I-09462)

## SUMMARY OF SELECTED PROJECTS

Managed and conducted initial assessment and response activities resulting from a release of petroleum products from an aboveground storage tank at a residential property. Coordinated and provided technical oversight of cleanup excavation activities.

Conducted soil and groundwater investigation to evaluate the nature and extent of contamination. Prepared and completed a response activity report for submittal to Michigan Department of Environmental Quality (MDEQ).

Completed oversight, maintenance, and operation of vacuum enhanced free product recovery system at a municipal property where over three feet of light non-aqueous phase liquid (LNAPL) was historically observed on a shallow groundwater unit. Conducted soil investigations and groundwater monitoring activities. Provided technical consultation for compliance with MDEQ Regulations for City Manager and City Council Members.

Managed and conducted hydraulic conductivity testing, surface water sampling, remedial investigations, remediation activities and waste classification at a large landscaping stone and marble production facility.

Additional activities included preparation and submittal of a National Pollutant Discharge Elimination System (NPDES) Permit, monthly industrial storm water inspections, waste removal activities, and regulatory correspondence and compliance.

Assisted in sampling strategy of a Baseline Environmental Assessment (BEA), category "N" and "S" for an automotive supplier at a former industrial facility in Saginaw, Michigan. Conducted soil and groundwater investigations, data interpretation and report preparation to submit for exemption of liability to MDEQ.

Managed and conducted soil and groundwater investigations at a current bulk petroleum storage facility in Clare, Michigan. Coordinated response actions for remediation of impacted soils. Provided contractor oversight of excavation activities and conducted verification of soil remediation sampling.

Prepared job costing and specifications of off site remediation activities for the adjoining residential property. Coordination of remediation activities with off site parties, attorneys, and MDEQ. Prepared and submitted remedial action plan to MDEQ.

Assisted in management of an EPA Brownfield Assessment Grant for petroleum substances. Conducted soil and groundwater investigations at numerous sites where potential petroleum impact was identified. Prepared and completed Phase II Environmental Site Assessment Reports and Baseline Environmental Assessment Reports.

Managed and conducted soil remedial investigations at a large industrial manufacturing facility containing solvent impact in soil and groundwater. Investigations were designed to vertically profile contamination in soil and groundwater at depths reaching 40-feet below ground surface.

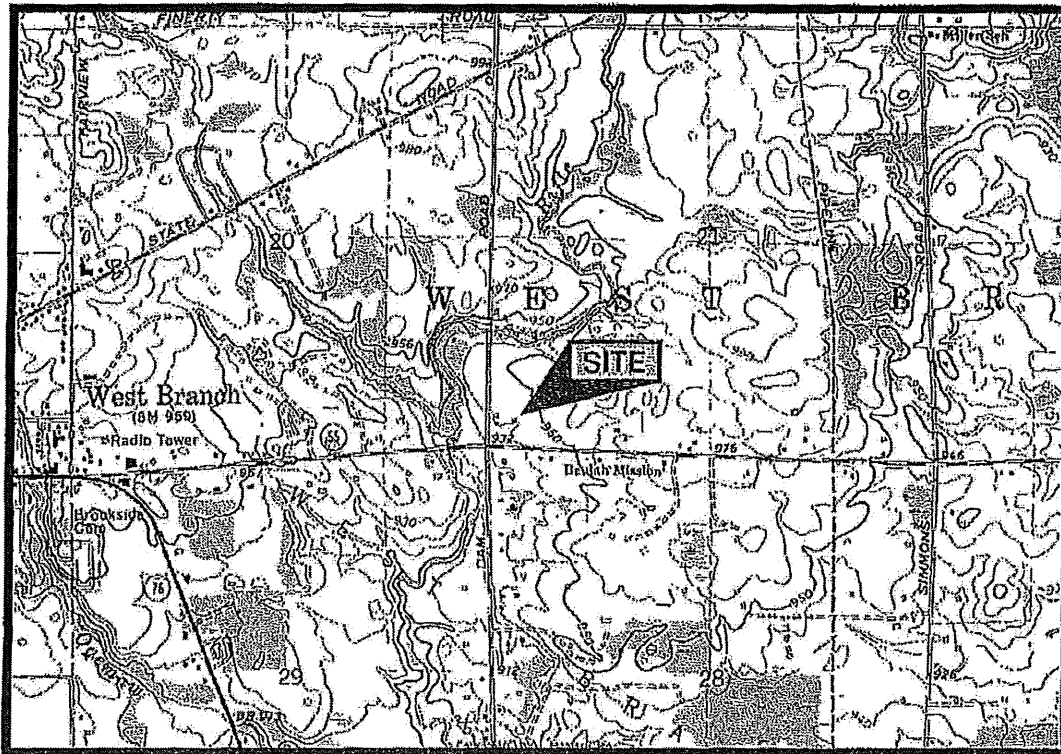
Completion of investigation activities included, liable party and current tenant correspondence, coordination of mobile laboratory setup, oversight of drilling activities, onsite data evaluation, onsite modifications to scope of work, and sample collection. Assisted with the installation of soil vapor extraction points and pilot testing to determine feasibility of remediation. Prepared remedial investigation reporting for submittal to MDEQ.

Managed over 100 subsurface investigations at gasoline stations and other petroleum storage facilities. Investigations were completed in accordance with Part 213 Regulations. Management of the investigations included scope of work development, contractor oversight, budget tracking, billing, report preparation, staff oversight, and client/regulatory agency correspondence.

Assisted in the management of a large industrial property redevelopment in a riverfront/core downtown setting. Management involved the development of an environmental scope of work designed specifically for the intended future use of the property. Completed site characterization activities including soil, groundwater, sediment, soil gas sampling, data interpretation, report preparation, presentation of findings, and the development of due care responsibilities.

## Figures

WEST BRANCH QUADRANGLE  
MICHIGAN - OGEMAW COUNTY  
7.5 MINUTE SERIES (TOPOGRAPHIC)



T.22 N.-R.2 E.

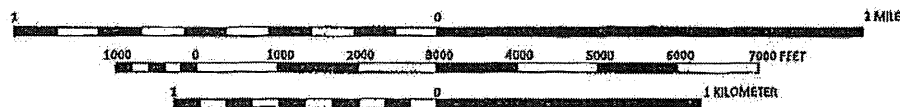


IMAGE TAKEN FROM 1965 U.S.G.S. TOPOGRAPHIC MAP

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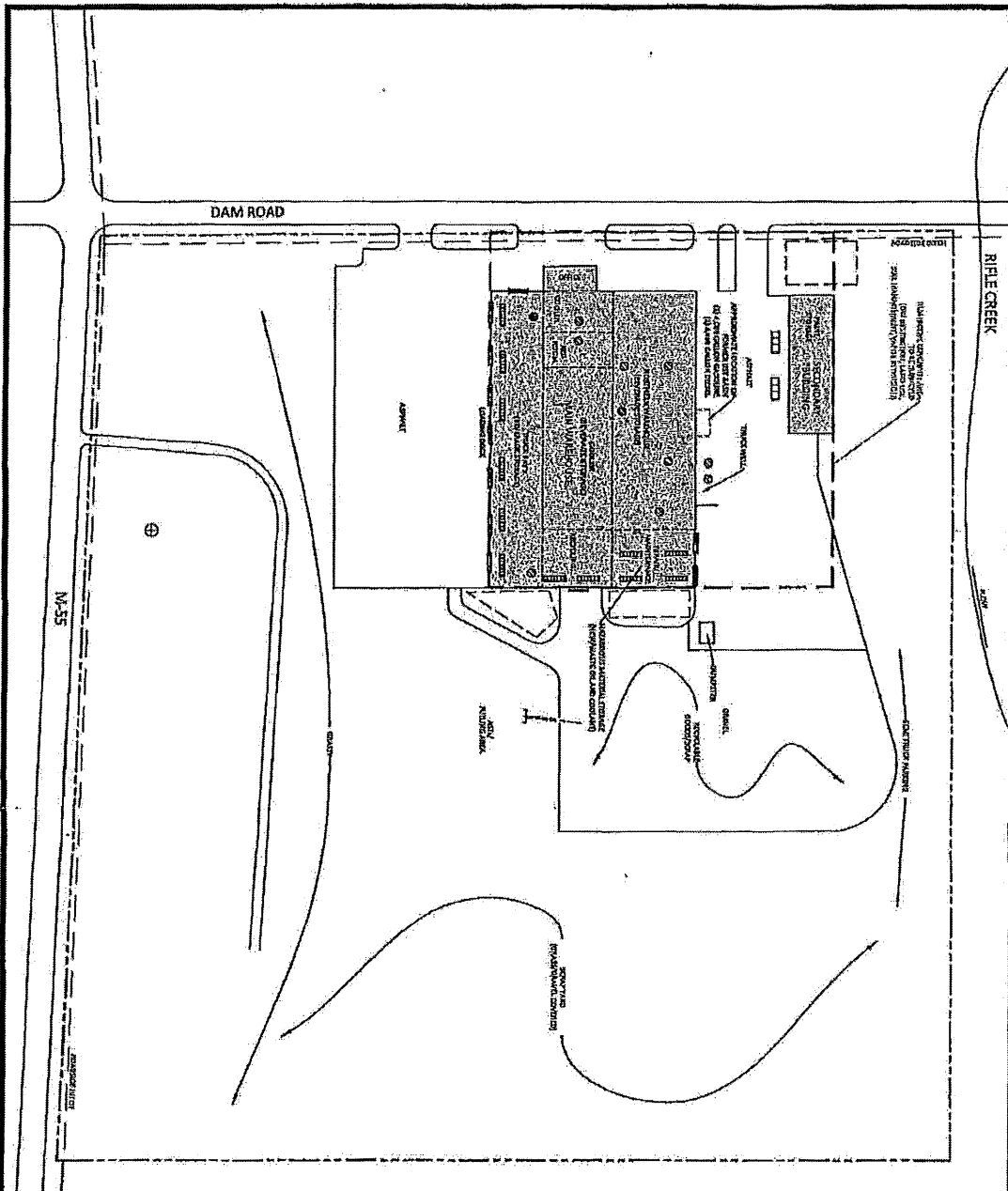
ILLINOIS MICHIGAN OHIO GEORGIA  
www.aktpeerless.com

TOPOGRAPHIC LOCATION MAP

1901 DAM ROAD  
WEST BRANCH, MICHIGAN  
PROJECT NUMBER : 7552s

DRAWN BY: GGO  
DATE: 03/30/2015

FIGURE 1



- LEGEND**
- PROPERTY LINE
  - ⊗ DRAINAGE
  - ⊙ CATCH BASIN
  - ⊙ TRUCK DRAIN
  - ⊙ SEPTIC TANK FIELD
  - ⊙ OVERHEAD POOR



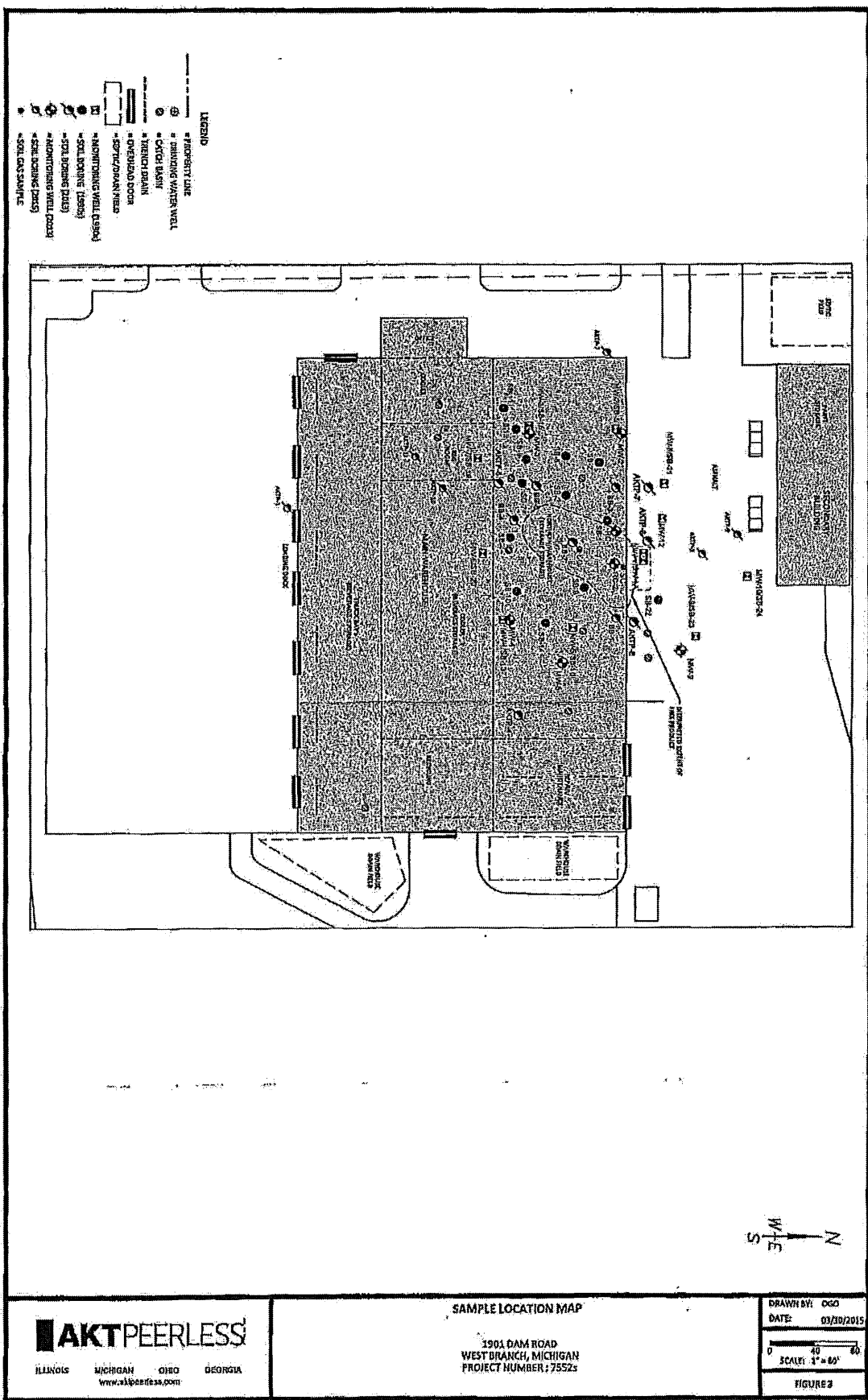
**AKTPEERLESS**

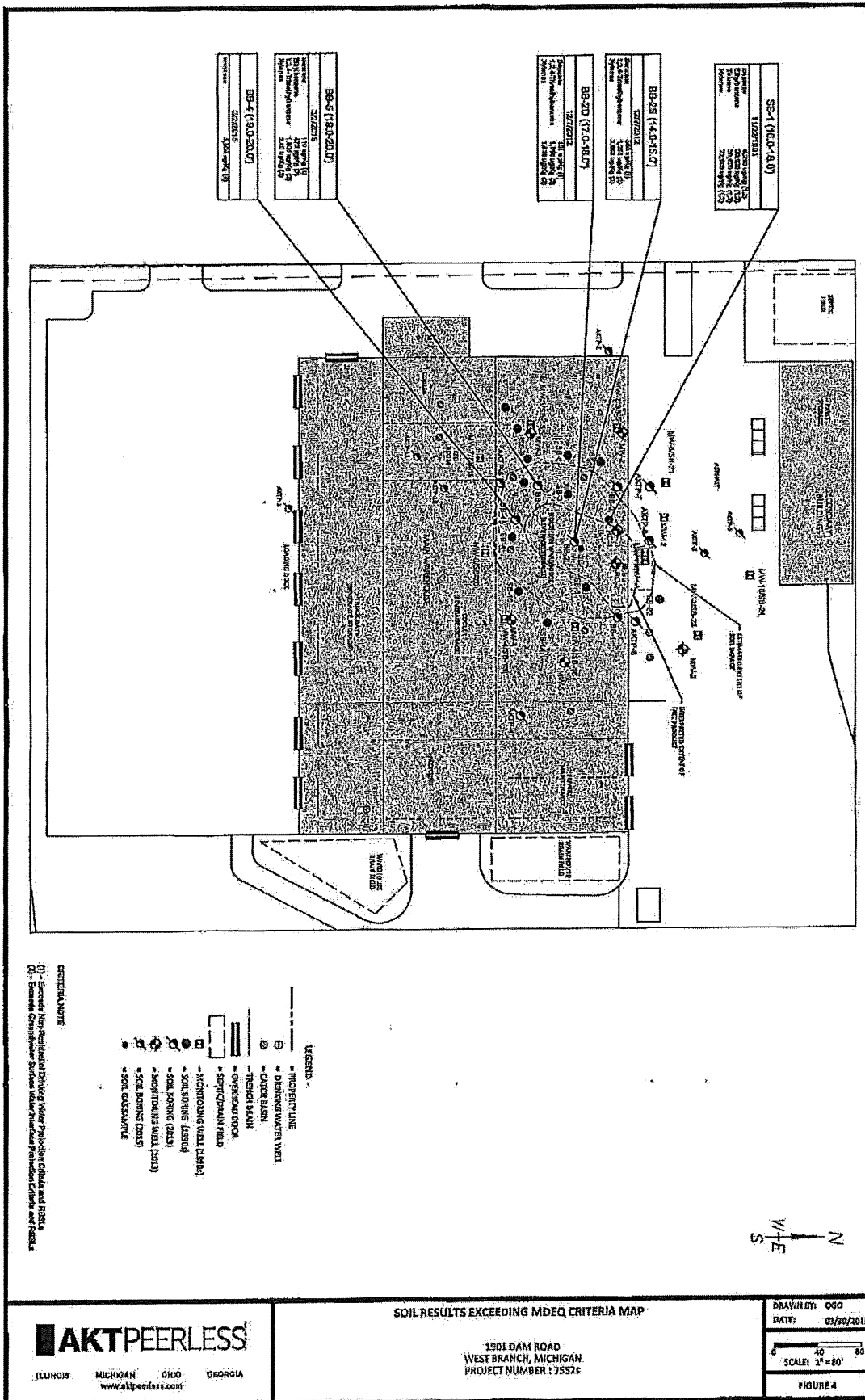
ILLINOIS    ILLINOIS    ILLINOIS    GEORGIA  
www.aktpeerless.com

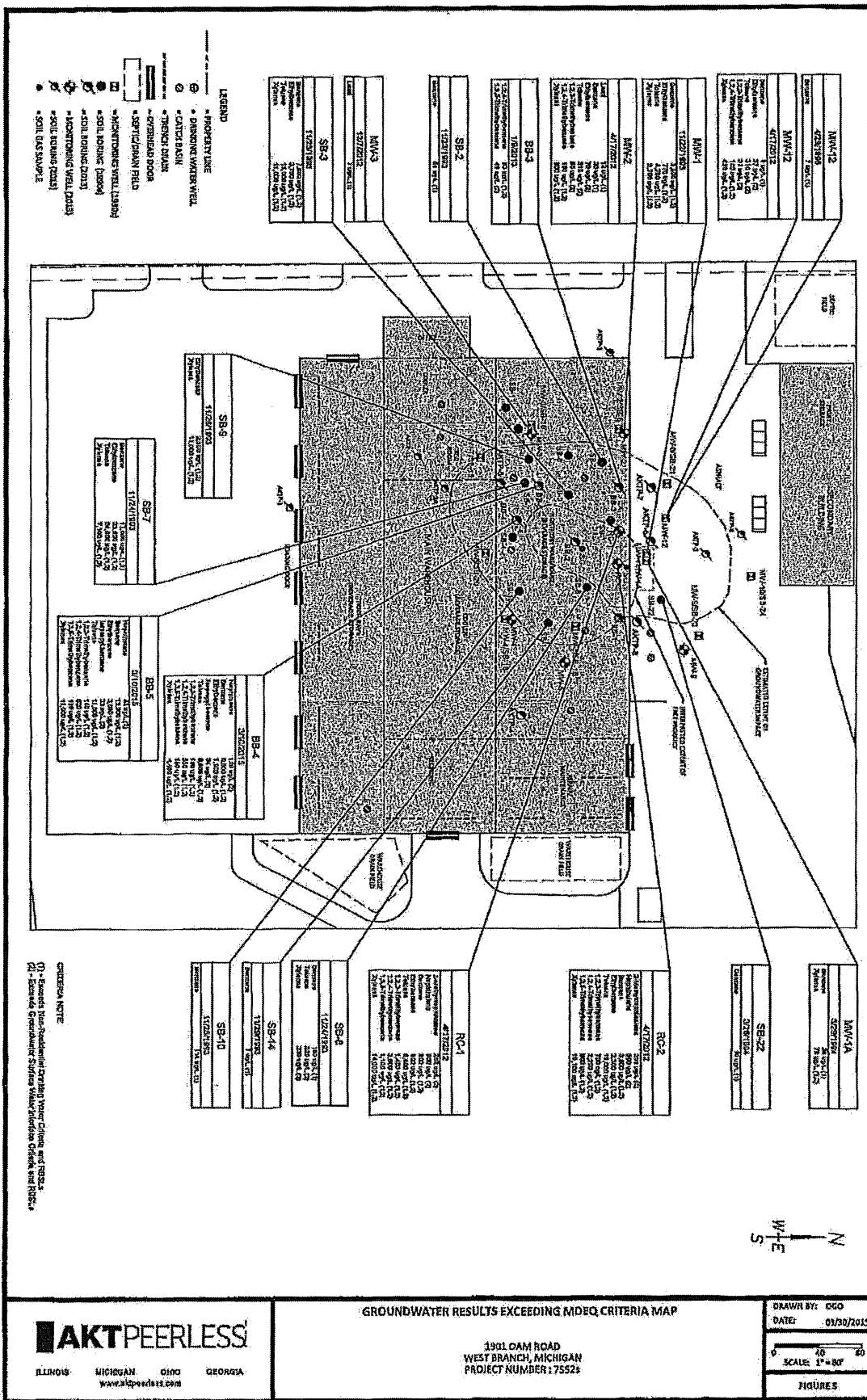
**SITE MAP**

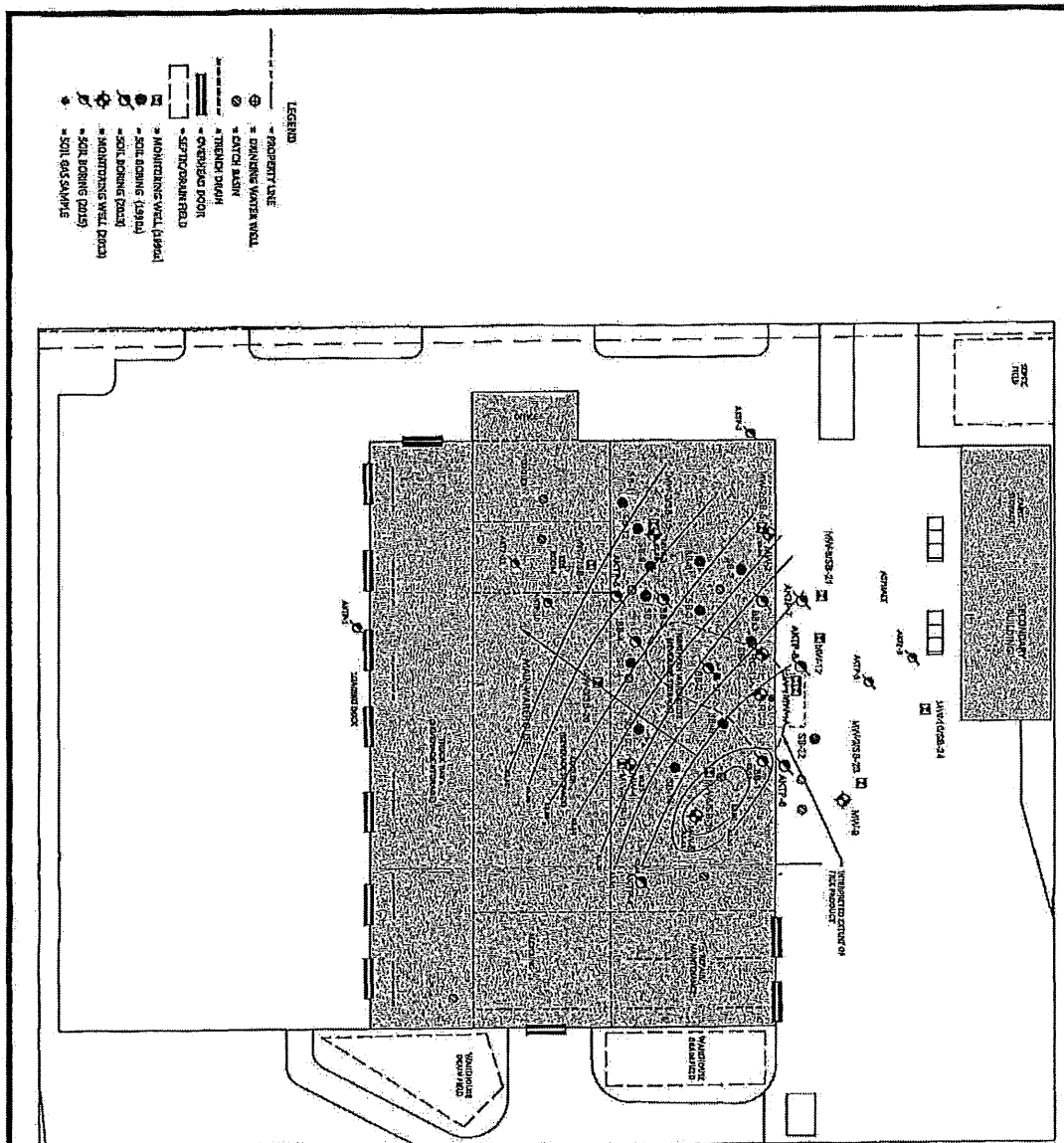
1901 DAM ROAD  
WEST BRANCH, MICHIGAN  
PROJECT NUMBER : 75524

DRAWN BY:	OGG
DATE:	01/30/2015
SCALE: 1" = 150'	
FIGURE 2	









**AKTPEERLESS**  
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# GROUNDWATER CONTOUR MAP

1901 DAM ROAD  
WEST BRANCH, MICHIGAN  
PROJECT NUMBER: 75521

DRAWN BY: OGO  
DATE: 03/30/2013

0 40 80  
SCALE: 1"=80'

FIGURE 5







## Tables



Table 1  
Free Product Recovery Table  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 7552s

LOCATION OF FREE PRODUCT	FIELD OBSERVATION DATE	THICKNESS OF FREE PRODUCT	QUANTITY OF FREE PRODUCT MEASURED
	month/day/year	(Feet)	(Gallons)
RC-2	9/11/2012	2.00	3
RC-2	9/27/2012	2.4	3-4
RC-2	1/9/2013	1.5	2-3

Total Gallons Recovered to Date	10
---------------------------------	----

**Table 4**  
**Summary of Sub-Slab Soil Gas Analytical Results**  
 1901 Dam Road  
 West Branch, Michigan  
 AKT Peerless Project No. 7552s

		NonResidential				
Parameters*	Chemical Abstracts Service Numbers	Vapor Intrusion Shallow Soil Gas (sub-slab) Screening Levels		Sample Location	SG-1	SG-2
* (Refer to detailed laboratory report for method reference data)				Collection Date	9/2/2015	9/2/2015
		(ug/m <sup>3</sup> )	(ppbv) <sub>0</sub>	Depth	1-1.5'	1-1.5'
Volatils Organic Compounds (VOCs):						
Acetone	67641	9.40E+06	1.40E+06		68	<70
Benzene	71432	2.20E+03	6.50E+02		0.79	1.6
2-Butanone (MEK)	78933	2.90E+06	9.40E+05		4.1	4.8
Cyclohexane	110827	3.50E+06	9.70E+05		<3.8	57
Dichlorodifluoromethane	75718	2.90E+07	5.60E+06		1.5	0.89
Ethylbenzene	100414	5.90E+04	1.30E+04		2.8	4.6
n-Heptane	142825	2.00E+06	4.70E+05		<3.8	3.9
n-Hexane	110543	4.10E+05	1.10E+05		<3.8	32
Tetrachloroethylene	127184	2.30E+04	3.30E+03		2.4	0.74
Toluene	108883	2.90E+06	7.40E+05		12	16
1,2,4-Trimethylbenzene	95636	1.30E+05	2.50E+04		6.7	<3.8
Xylenes	1330207	5.8E+04	1.30E+04		27	50
All Remaining VOCs	Varies	Varies	Varies		<MDL	<MDL

a) The IAC and SGC presented in this table are health-based values. The applicable IAC and SGC are based on the higher of the health-based value and the appropriate analytical reporting limit.

b) Conversion from ug/m<sup>3</sup> to parts per billion by volume (ppbv) uses the equation: ppbv = [(ug/m<sup>3</sup>) x (298.15K)] / (12.187 x Molecular Weight (g/mol))

c) If the calculated criterion is below the analytical target detection limit (TDL), the criterion defaults to the target detection limit.

d) If the calculated criterion is below State of Michigan Safe Drinking Water Standard established pursuant to Section 5 of 1976 PA 399, MCL 325.1005, the criterion defaults to the Safe Drinking Water Standard.

"NLV" means a hazardous substance is "Not Likely to Volatilize". This designation is given to any hazardous substance with a Henry's Law Constant of less than 1.0 x 10<sup>-5</sup> atm-m<sup>3</sup>/mol. However, any hazardous substance detected above a TDL in the vapor phase

in soil gas or indoor air shall be considered a VOC. A hazardous substance may not be excluded from consideration as a VOC if detection limit exceeds the TDL in the vapor phase.

"ID" means "Insufficient Data" to develop a criterion at the date of publication of these tables.

"<MDL" means less than laboratory method detection limits.



**Table 5**  
**Groundwater Elevation Data**  
**March 2015**  
**Griffin Beverage**  
**1901 Dam Road**  
**West Branch, Michigan**  
**AKT Peerless Project No. 7552s**

Monitoring Well	Ground Surface Elevation (Feet, BM)	Top of Casing Elevation (Feet, BM)	Well Screen Interval (Feet, bgs)	Depth to Groundwater (Feet, TOC)	Depth to Free Product (Feet, TOC)	Groundwater Elevation (Feet, BM)
MW-2	102.22	101.65	17-22'	19.16	NO	83.06
MW-3	102.09	101.80	15-20'	19.21	NO	82.88
MW-4	102.15	101.39	15-20'	19.00	NO	83.15
MW-5	102.01	101.15	15-20'	18.38	NO	83.63
RC-1	NM	NM	15-25'	18.55	NO	-
RC-2	NM	NM	15-25'	18.48	18.50	NA
BB-1	102.30	101.73	13-23'	18.77	NO	83.53
BB-2	102.04	101.55	13-23'	19.09	19.01	NA
BB-3	102.28	101.61	14-24'	19.06	NO	83.22
BB-4	NM	NM	19.5-24.5'	19.00	NO	-
BB-5	NM	NM	20-25'	18.75	NO	-
MW-9	NM	NM	15-20'	17.60	NO	-

NA - Not Available

NO - Not Observed

NM - Not Measured

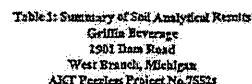
<sup>1</sup> BM = Elevations measured using on-site bench mark

<sup>2</sup> bgs = Below Ground Surface

<sup>3</sup> TOC = Top of Casing

Groundwater Levels Measured in March 2015

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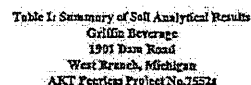
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Table 1: Summary of Soil Analytical Results  
Griffin Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 75524

Kitab/Kitap/Buku	4	118	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532	533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553	554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574	575	576	577	578	579	580	581	582	583	584	585	586	587	588	589	590	591	592	593	594	595	596	597	598	599	600	601	602	603	604	605	606	607	608	609	610	611	612	613	614	615	616	617	618	619	620	621	622	623	624	625	626	627	628	629	630	631	632	633	634	635	636	637	638	639	640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660	661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681	682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702	703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723	724	725	726	727	728	729	730	731	732	733	734	735	736	737	738	739	740	741	742	743	744	745	746	747	748	749	750	751	752	753	754	755	756	757	758	759	760	761	762	763	764	765	766	767	768	769	770	771	772	773	774	775	776	777	778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798	799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819	820	821	822	823	824	825	826	827	828	829	830	831	832	833	834	835	836	837	838	839	840	841	842	843	844	845	846	847	848	849	850	851	852	853	854	855	856	857	858	859	860	861	862	863	864	865	866	867	868	869	870	871	872	873	874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891	892	893	894	895	896	897	898	899	900	901	902	903	904	905	906	907	908	909	910	911	912	913	914	915	916	917	918	919	920	921	922	923	924	925	926	927	928	929	930	931	932	933	934	935	936	937	938	939	940	941	942	943	944	945	946	947	948	949	950	951	952	953	954	955	956	957	958	959	960	961	962	963	964	965	966	967	968	969	970	971	972	973	974	975	976	977	978	979	980	981	982	983	984	985	986	987	988	989	990	991	992	993	994	995	996	997	998	999	1000
Kitab al-Mawrid	245/246	HA	718	281/282	2/998	29/226	2/902	4/260	2/248	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/266	2/26																																																																																																																																																																																																																																																																																																																																																																																																																																																																																							



Table 1: Summary of Soil Analytical Results  
Griffin Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 7552x

[illegible]



Table 1: Summary of Soil Analytical Results  
Gribble Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 79525

[illegible]

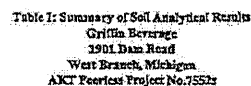
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Table 1: Summary of Soil Analytical Results  
Griffin Beverage  
1961 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 7552s

Well/Point Number	PI#	EL#	EL2	EL3	EL4	EL5	EL6	EL7	EL8	EL9	EL10	EL11	EL12	EL13	EL14	EL15	EL16	EL17	EL18	EL19	EL20	EL21	EL22	EL23	EL24	EL25	EL26	EL27	EL28	EL29	EL30	EL31	EL32	EL33	EL34	EL35	EL36	EL37	EL38	EL39	EL40	EL41	EL42	EL43	EL44	EL45	EL46	EL47	EL48	EL49	EL50	EL51	EL52	EL53	EL54	EL55	EL56	EL57	EL58	EL59	EL60	EL61	EL62	EL63	EL64	EL65	EL66	EL67	EL68	EL69	EL70	EL71	EL72	EL73	EL74	EL75	EL76	EL77	EL78	EL79	EL80	EL81	EL82	EL83	EL84	EL85	EL86	EL87	EL88	EL89	EL90	EL91	EL92	EL93	EL94	EL95	EL96	EL97	EL98	EL99	EL100	EL101	EL102	EL103	EL104	EL105	EL106	EL107	EL108	EL109	EL110	EL111	EL112	EL113	EL114	EL115	EL116	EL117	EL118	EL119	EL120	EL121	EL122	EL123	EL124	EL125	EL126	EL127	EL128	EL129	EL130	EL131	EL132	EL133	EL134	EL135	EL136	EL137	EL138	EL139	EL140	EL141	EL142	EL143	EL144	EL145	EL146	EL147	EL148	EL149	EL150	EL151	EL152	EL153	EL154	EL155	EL156	EL157	EL158	EL159	EL160	EL161	EL162	EL163	EL164	EL165	EL166	EL167	EL168	EL169	EL170	EL171	EL172	EL173	EL174	EL175	EL176	EL177	EL178	EL179	EL180	EL181	EL182	EL183	EL184	EL185	EL186	EL187	EL188	EL189	EL190	EL191	EL192	EL193	EL194	EL195	EL196	EL197	EL198	EL199	EL200	EL201	EL202	EL203	EL204	EL205	EL206	EL207	EL208	EL209	EL210	EL211	EL212	EL213	EL214	EL215	EL216	EL217	EL218	EL219	EL220	EL221	EL222	EL223	EL224	EL225	EL226	EL227	EL228	EL229	EL230	EL231	EL232	EL233	EL234	EL235	EL236	EL237	EL238	EL239	EL240	EL241	EL242	EL243	EL244	EL245	EL246	EL247	EL248	EL249	EL250	EL251	EL252	EL253	EL254	EL255	EL256	EL257	EL258	EL259	EL260	EL261	EL262	EL263	EL264	EL265	EL266	EL267	EL268	EL269	EL270	EL271	EL272	EL273	EL274	EL275	EL276	EL277	EL278	EL279	EL280	EL281	EL282	EL283	EL284	EL285	EL286	EL287	EL288	EL289	EL290	EL291	EL292	EL293	EL294	EL295	EL296	EL297	EL298	EL299	EL300	EL301	EL302	EL303	EL304	EL305	EL306	EL307	EL308	EL309	EL310	EL311	EL312	EL313	EL314	EL315	EL316	EL317	EL318	EL319	EL320	EL321	EL322	EL323	EL324	EL325	EL326	EL327	EL328	EL329	EL330	EL331	EL332	EL333	EL334	EL335	EL336	EL337	EL338	EL339	EL340	EL341	EL342	EL343	EL344	EL345	EL346	EL347	EL348	EL349	EL350	EL351	EL352	EL353	EL354	EL355	EL356	EL357	EL358	EL359	EL360	EL361	EL362	EL363	EL364	EL365	EL366	EL367	EL368	EL369	EL370	EL371	EL372	EL373	EL374	EL375	EL376	EL377	EL378	EL379	EL380	EL381	EL382	EL383	EL384	EL385	EL386	EL387	EL388	EL389	EL390	EL391	EL392	EL393	EL394	EL395	EL396	EL397	EL398	EL399	EL400	EL401	EL402	EL403	EL404	EL405	EL406	EL407	EL408	EL409	EL410	EL411	EL412	EL413	EL414	EL415	EL416	EL417	EL418	EL419	EL420	EL421	EL422	EL423	EL424	EL425	EL426	EL427	EL428	EL429	EL430	EL431	EL432	EL433	EL434	EL435	EL436	EL437	EL438	EL439	EL440	EL441	EL442	EL443	EL444	EL445	EL446	EL447	EL448	EL449	EL450	EL451	EL452	EL453	EL454	EL455	EL456	EL457	EL458	EL459	EL460	EL461	EL462	EL463	EL464	EL465	EL466	EL467	EL468	EL469	EL470	EL471	EL472	EL473	EL474	EL475	EL476	EL477	EL478	EL479	EL480	EL481	EL482	EL483	EL484	EL485	EL486	EL487	EL488	EL489	EL490	EL491	EL492	EL493	EL494	EL495	EL496	EL497	EL498	EL499	EL500	EL501	EL502	EL503	EL504	EL505	EL506	EL507	EL508	EL509	EL510	EL511	EL512	EL513	EL514	EL515	EL516	EL517	EL518	EL519	EL520	EL521	EL522	EL523	EL524	EL525	EL526	EL527	EL528	EL529	EL530	EL531	EL532	EL533	EL534	EL535	EL536	EL537	EL538	EL539	EL540	EL541	EL542	EL543	EL544	EL545	EL546	EL547	EL548	EL549	EL550	EL551	EL552	EL553	EL554	EL555	EL556	EL557	EL558	EL559	EL560	EL561	EL562	EL563	EL564	EL565	EL566	EL567	EL568	EL569	EL570	EL571	EL572	EL573	EL574	EL575	EL576	EL577	EL578	EL579	EL580	EL581	EL582	EL583	EL584	EL585	EL586	EL587	EL588	EL589	EL590	EL591	EL592	EL593	EL594	EL595	EL596	EL597	EL598	EL599	EL600	EL601	EL602	EL603	EL604	EL605	EL606	EL607	EL608	EL609	EL610	EL611	EL612	EL613	EL614	EL615	EL616	EL617	EL618	EL619	EL620	EL621	EL622	EL623	EL624	EL625	EL626	EL627	EL628	EL629	EL630	EL631	EL632	EL633	EL634	EL635	EL636	EL637	EL638	EL639	EL640	EL641	EL642	EL643	EL644	EL645	EL646	EL647	EL648	EL649	EL650	EL651	EL652	EL653	EL654	EL655	EL656	EL657	EL658	EL659	EL660	EL661	EL662	EL663	EL664	EL665	EL666	EL667	EL668	EL669	EL670	EL671	EL672	EL673	EL674	EL675	EL676	EL677	EL678	EL679	EL680	EL681	EL682	EL683	EL684	EL685	EL686	EL687	EL688	EL689	EL690	EL691	EL692	EL693	EL694	EL695	EL696	EL697	EL698	EL699	EL700	EL701	EL702	EL703	EL704	EL705	EL706	EL707	EL708	EL709	EL710	EL711	EL712	EL713	EL714	EL715	EL716	EL717	EL718	EL719	EL720	EL721	EL722	EL723	EL724	EL725	EL726	EL727	EL728	EL729	EL730	EL731	EL732	EL733	EL734	EL735	EL736	EL737	EL738	EL739	EL740	EL741	EL742	EL743	EL744	EL745	EL746	EL747	EL748	EL749	EL750	EL751	EL752	EL753	EL754	EL755	EL756	EL757	EL758	EL759	EL760	EL761	EL762	EL763	EL764	EL765	EL766	EL767	EL768	EL769	EL770	EL771	EL772	EL773	EL774	EL775	EL776	EL777	EL778	EL779	EL780	EL781	EL782	EL783	EL784	EL785	EL786	EL787	EL788	EL789	EL790	EL791	EL792	EL793	EL794	EL795	EL796	EL797	EL798	EL799	EL800	EL801	EL802	EL803	EL804	EL805	EL806	EL807	EL808	EL809	EL810	EL811	EL812	EL813	EL814	EL815	EL816	EL817	EL818	EL819	EL820	EL821	EL822	EL823	EL824	EL825	EL826	EL827	EL828	EL829	EL830	EL831	EL832	EL833	EL834	EL835	EL836	EL837	EL838	EL839	EL840	EL841	EL842	EL843	EL844	EL845	EL846	EL847	EL848	EL849	EL8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Table 1: Summary of Soil Analytical Results  
Griffin Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 7552\*

[illegible]

[illegible]

Table 1: Summary of Soil Analytical Results  
Griffin Beverage  
1901 Dan Road  
West Branch, Michigan  
AKT Peerless Project No. 7552s

Griffin Number	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532	533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553	554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574	575	576	577	578	579	580	581	582	583	584	585	586	587	588	589	590	591	592	593	594	595	596	597	598	599	600	601	602	603	604	605	606	607	608	609	610	611	612	613	614	615	616	617	618	619	620	621	622	623	624	625	626	627	628	629	630	631	632	633	634	635	636	637	638	639	640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660	661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681	682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702	703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723	724	725	726	727	728	729	730	731	732	733	734	735	736	737	738	739	740	741	742	743	744	745	746	747	748	749	750	751	752	753	754	755	756	757	758	759	760	761	762	763	764	765	766	767	768	769	770	771	772	773	774	775	776	777	778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798	799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819	820	821	822	823	824	825	826	827	828	829	830	831	832	833	834	835	836	837	838	839	840	841	842	843	844	845	846	847	848	849	850	851	852	853	854	855	856	857	858	859	860	861	862	863	864	865	866	867	868	869	870	871	872	873	874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891	892	893	894	895	896	897	898	899	900	901	902	903	904	905	906	907	908	909	910	911	912	913	914	915	916	917	918	919	920	921	922	923	924	925	926	927	928	929	930	931	932	933	934	935	936	937	938	939	940	941	942	943	944	945	946	947	948	949	950	951	952	953	954	955	956	957	958	959	960	961	962	963	964	965	966	967	968	969	970	971	972	973	974	975	976	977	978	979	980	981	982	983	984	985	986	987	988	989	990	991	992	993	994	995	996	997	998	999	1000	1001	1002	1003	1004	1005	1006	1007	1008	1009	1010	1011	1012	1013	1014	1015	1016	1017	1018	1019	1020	1021	1022	1023	1024	1025	1026	1027	1028	1029	1030	1031	1032	1033	1034	1035	1036	1037	1038	1039	1040	1041	1042	1043	1044	1045	1046	1047	1048	1049	1050	1051	1052	1053	1054	1055	1056	1057	1058	1059	1060	1061	1062	1063	1064	1065	1066	1067	1068	1069	1070	1071	1072	1073	1074	1075	1076	1077	1078	1079	1080	1081	1082	1083	1084	1085	1086	1087	1088	1089	1090	1091	1092	1093	1094	1095	1096	1097	1098	1099	1100	1101	1102	1103	1104	1105	1106	1107	1108	1109	1110	1111	1112	1113	1114	1115	1116	1117	1118	1119	1120	1121	1122	1123	1124	1125	1126	1127	1128	1129	1130	1131	1132	1133	1134	1135	1136	1137	1138	1139	1140	1141	1142	1143	1144	1145	1146	1147	1148	1149	1150	1151	1152	1153	1154	1155	1156	1157	1158	1159	1160	1161	1162	1163	1164	1165	1166	1167	1168	1169	1170	1171	1172	1173	1174	1175	1176	1177	1178	1179	1180	1181	1182	1183	1184	1185	1186	1187	1188	1189	1190	1191	1192	1193	1194	1195	1196	1197	1198	1199	1200	1201	1202	1203	1204	1205	1206	1207	1208	1209	1210	1211	1212	1213	1214	1215	1216	1217	1218	1219	1220	1221	1222	1223	1224	1225	1226	1227	1228	1229	1230	1231	1232	1233	1234	1235	1236	1237	1238	1239	1240	1241	1242	1243	1244	1245	1246	1247	1248	1249	1250	1251	1252	1253	1254	1255	1256	1257	1258	1259	1260	1261	1262	1263	1264	1265	1266	1267	1268	1269	1270	1271	1272	1273	1274	1275	1276	1277	1278	1279	1280	1281	1282	1283	1284	1285	128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Table 2: Summary of Groundwater Analytical Results  
Griffin Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 75522

Sample Name	12	13	15	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532	533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553	554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574	575	576	577	578	579	580	581	582	583	584	585	586	587	588	589	590	591	592	593	594	595	596	597	598	599	600	601	602	603	604	605	606	607	608	609	610	611	612	613	614	615	616	617	618	619	620	621	622	623	624	625	626	627	628	629	630	631	632	633	634	635	636	637	638	639	640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660	661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681	682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702	703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723	724	725	726	727	728	729	730	731	732	733	734	735	736	737	738	739	740	741	742	743	744	745	746	747	748	749	750	751	752	753	754	755	756	757	758	759	760	761	762	763	764	765	766	767	768	769	770	771	772	773	774	775	776	777	778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798	799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819	820	821	822	823	824	825	826	827	828	829	830	831	832	833	834	835	836	837	838	839	840	841	842	843	844	845	846	847	848	849	850	851	852	853	854	855	856	857	858	859	860	861	862	863	864	865	866	867	868	869	870	871	872	873	874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891	892	893	894	895	896	897	898	899	900	901	902	903	904	905	906	907	908	909	910	911	912	913	914	915	916	917	918	919	920	921	922	923	924	925	926	927	928	929	930	931	932	933	934	935	936	937	938	939	940	941	942	943	944	945	946	947	948	949	950	951	952	953	954	955	956	957	958	959	960	961	962	963	964	965	966	967	968	969	970	971	972	973	974	975	976	977	978	979	980	981	982	983	984	985	986	987	988	989	990	991	992	993	994	995	996	997	998	999	1000	1001	1002	1003	1004	1005	1006	1007	1008	1009	1010	1011	1012	1013	1014	1015	1016	1017	1018	1019	1020	1021	1022	1023	1024	1025	1026	1027	1028	1029	1030	1031	1032	1033	1034	1035	1036	1037	1038	1039	1040	1041	1042	1043	1044	1045	1046	1047	1048	1049	1050	1051	1052	1053	1054	1055	1056	1057	1058	1059	1060	1061	1062	1063	1064	1065	1066	1067	1068	1069	1070	1071	1072	1073	1074	1075	1076	1077	1078	1079	1080	1081	1082	1083	1084	1085	1086	1087	1088	1089	1090	1091	1092	1093	1094	1095	1096	1097	1098	1099	1100	1101	1102	1103	1104	1105	1106	1107	1108	1109	1110	1111	1112	1113	1114	1115	1116	1117	1118	1119	1120	1121	1122	1123	1124	1125	1126	1127	1128	1129	1130	1131	1132	1133	1134	1135	1136	1137	1138	1139	1140	1141	1142	1143	1144	1145	1146	1147	1148	1149	1150	1151	1152	1153	1154	1155	1156	1157	1158	1159	1160	1161	1162	1163	1164	1165	1166	1167	1168	1169	1170	1171	1172	1173	1174	1175	1176	1177	1178	1179	1180	1181	1182	1183	1184	1185	1186	1187	1188	1189	1190	1191	1192	1193	1194	1195	1196	1197	1198	1199	1200	1201	1202	1203	1204	1205	1206	1207	1208	1209	1210	1211	1212	1213	1214	1215	1216	1217	1218	1219	1220	1221	1222	1223	1224	1225	1226	12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Table 2: Summary of Groundwater Analytical Results  
Griffin Beverage  
1901 Dam Road  
West Branch, Michigan  
AKT Peerless Project No. 7552s

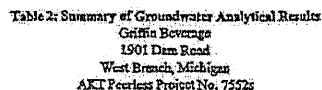
[illegible]



Table 2: Summary of Groundwater Analytical Results  
Griffin Beverage  
1901 Dunn Road  
West Branch, Michigan  
AKT Peerless Project No. 7552s

[illegible]



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- (A) Criterion is the state of Michigan drinking water standard established pursuant to Section 5 of 1976 PA 399, MCL 325.1005.
- (B) Background, as defined in R 299.1(b), may be substituted if higher than the calculated cleanup criterion. Background levels may be less than criteria for some inorganic compounds.
- (C) The criterion developed under R 299.20 to R 299.26 exceeds the chemical-specific soil saturation screening level ( $C_{ss}$ ). The person proposing or implementing response activity shall document whether additional response activity is required to control free-phase liquids or HAPs to protect against risks associated with free-phase liquids by using methods appropriate for the free-phase liquids present. Development of a site-specific  $C_{ss}$  or methods presented in R 299.22, R 299.24(5), and R 299.26(b) may be conducted for the relevant exposure pathways.
- (D) Calculated criterion exceeds 100 percent, hence it is reduced to 100 percent or 1.0E+9 parts per billion (ppb).
- (E) Criterion is the aesthetic drinking water value, as required by Section 20120a(5) of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA). A notice of aesthetic impact may be employed as an institutional control mechanism if groundwater concentrations exceed the aesthetic drinking water criterion, but do not exceed the applicable health-based drinking water value (as provided in the table in Footnote (E) in R 299.49).
- (F) Criterion is based on adverse impacts to plant life and phyto-toxicity.
- (G) Groundwater surface water interface (GSI) criterion depends on the pH or water hardness, or both, of the receiving surface water. The final chronic value (FCV) for the protection of aquatic life shall be calculated based on the pH or hardness of the receiving surface water. Where water hardness exceeds 400 mg  $\text{CaCO}_3/\text{L}$ , use 400 mg  $\text{CaCO}_3/\text{L}$  for the FCV calculation. The FCV formula provides values in units of  $\mu\text{g/L}$  or  $\text{ppb}$ . The generic GSI criterion is the lesser of the calculated FCV, the wildlife value (WV), and the surface water human non-drinking water value (HNDV). The soil GSI protection criteria for these hazardous substances are the greater of 20 times the GSI criterion or the GSI soil-water partition values using the GSI criteria developed with the procedure described in this footnote. [See table in Footnote (G) in R 299.49]
- (H) Valence-specific chromium data (Cr III and Cr VI) shall be compared to the corresponding valence-specific cleanup criteria. If both Cr III and Cr VI are present in groundwater, the total concentration of both cannot exceed the drinking water criterion of 100  $\mu\text{g/L}$ . If analytical data are provided for total chromium only, they shall be compared to the cleanup criteria for Cr VI. Cr III soil cleanup criterion for protection of drinking water can only be used at sites where groundwater is prevented from being used as a public water supply, currently and in the future, through an approved land use restriction.
- (I) Hazardous substance may exhibit the characteristic of ignitability as defined in 40 C.F.R. §261.21 (revised as of July 1, 2001), which is adopted by reference in these rules.
- (J) Hazardous substance may be present in several isomeric forms. Isomer-specific concentrations shall be added together for comparison to criteria.
- (K) Hazardous substance may be flammable or explosive, or both.
- (L) Criteria for food are derived using a biologically based model, as allowed for under Section 20120a(9) of the NREPA, and are not calculated using the algorithms and assumptions specified in pathway-specific rules. The generic residential drinking water criterion of 4  $\mu\text{g/L}$  is linked to the generic residential soil direct contact criterion of 400 mg/kg. A higher concentration in the drinking water, up to the state action level of 15  $\mu\text{g/L}$ , may be allowed as a site-specific remedy and still allow for drinking water use, under Section 20120a(2) of the NREPA. Soil concentrations are appropriately lower than 400 mg/kg. If a site-specific criterion is approved based on this subdivision, a notice shall be filed on the deed for all property where the groundwater concentrations will exceed 4  $\mu\text{g/L}$  to provide notice of the potential for unacceptable risk if soil or groundwater concentrations increase. Acceptable concentrations of site-specific soil and drinking water concentrations are presented in the table in Footnote (L) in R 299.49.
- (M) Calculated criterion is below the analytical target detection limit; therefore, the criterion defaults to the target detection limit.
- (N) The concentrations of all potential sources of nitrate-nitrogen (e.g., ammonia-N, nitrite-N, nitrate-N) in groundwater that is used as a source of drinking water shall not, when added together, exceed the nitrate drinking water criterion of 10,000  $\mu\text{g/L}$ . Where leaching to groundwater is a relevant pathway, soil concentrations of all potential sources of nitrate-nitrogen shall not, when added together, exceed the nitrate drinking water protection criterion of 2.0E+5  $\text{kg/ha}$ .
- (O) The concentration of all polychlorinated and polybrominated dibenzodioxin and dibenzofuran homomers present at a facility, expressed as an equivalent concentration of 2,3,7,8-tetrachlorodibenzo-p-dioxin based upon their relative potency, shall be added together and compared to the criteria for 2,3,7,8-tetrachlorodibenzo-p-dioxin. The generic cleanup criteria for 2,3,7,8-tetrachlorodibenzo-p-dioxin are not calculated according to the algorithms presented in R 299.14 to R 299.26. The generic cleanup criteria are being held at the values that the DEQ has used since August 1998, in recognition of the fact that national efforts to reassess risks posed by dioxin are not yet complete. Until these studies are complete, it is premature to select a revised slope factor and/or reference dose for calculation of generic cleanup criteria.
- (P) Amenable cyanide methods or method DMA-1077 shall be used to quantify cyanide concentrations for compliance with all groundwater criteria. Total cyanide methods or method DMA-1077 shall be used to quantify cyanide concentrations for compliance with soil criteria. Nonresidential direct contact criteria may not be protective of the potential for release of hydrogen cyanide gas. Additional land use restriction may be necessary to protect for the acute inhalation concerns associated with hydrogen cyanide gas.
- (Q) Criteria for carcinogenic polycyclic aromatic hydrocarbons were developed using relative potential potency to benzo[a]pyrene.
- (R) Hazardous substance may exhibit the characteristic of reactivity as defined in 40 C.F.R. §261.23 (revised as of July 1, 2001), which is adopted by reference in these rules.
- (S) Criterion defaults to the hazardous substance-specific water solubility limit.
- (T) Refer to the federal Toxic Substances Control Act (TSCA), 40 C.F.R. §761, Subpart D and 40 C.F.R. §761, Subpart G, to determine the applicability of TSCA cleanup standards. Subpart D and Subpart G of 40 C.F.R. §761 (July 1, 2001) are adopted by reference in these rules. Alternatives to compliance with the TSCA standards listed below are possible under 40 C.F.R. §761 Subpart D. New releases may be subject to the standards identified in 40 C.F.R. §761, Subpart G. Use Part 201 soil direct contact cleanup criteria in the following table if TSCA standards are not applicable. [See table in Footnote (T) in R 299.49].
- (U) Hazardous substance may exhibit the characteristic of corrosivity as defined in 40 C.F.R. §261.22 (revised as of July 1, 2001), which is adopted by reference in these rules.
- (V) Criterion is the aesthetic drinking water value as required by Section 20120a(5) of the NREPA. Concentrations up to 200  $\mu\text{g/L}$  may be acceptable, and still allow for drinking water use, as part of a site-specific cleanup under Section 20120a(2) and 20120b of the NREPA.
- (W) Concentrations of trihalomethanes in groundwater shall be added together to determine compliance with the Michigan drinking water standard of 80  $\mu\text{g/L}$ . Concentrations of trihalomethanes in soil shall be added together to determine compliance with the drinking water protection criterion of 1,800  $\text{kg/ha}$ .
- (X) The GSI criterion shown in the generic cleanup criteria tables is not protective for surface water that is used as a drinking water source. For a groundwater discharge to the Great Lakes and their connecting waters or discharge in close proximity to a water supply intake in inland surface waters, the generic GSI criterion shall be the surface water human drinking water value (HDV) listed in the table in Footnote (X) in R 299.49, except for those HDV indicated with an asterisk. For HDV with an asterisk, the generic GSI criterion shall be the lowest of the HDV, the WV, and the calculated FCV. See formulas in the table in Footnote (G) in R 299.49. Soil protection criteria based on the HDV shall be as listed in the table in Footnote (X) in R 299.49, except for those values with an asterisk. Soil GSI protection criteria based on the HDV shall be as listed in the table in Footnote (X) in R 299.49, except for those values with an asterisk. Soil GSI protection criteria for compounds with an asterisk shall be the greater of 20 times the GSI criterion or the GSI soil-water partition values using the GSI criteria developed with the procedure described in this footnote.
- (Y) Source size modifiers shown in the table in Footnote (Y) in R 299.49 shall be used to determine soil inhalation criteria for ambient air when the source size is not one-half acre. The modifier shall be multiplied by the generic soil inhalation criteria shown in the table of generic cleanup criteria to determine the applicable criterion. See Footnote (C) in R 299.49.
- (Z) Mercury is typically measured as total mercury. The generic cleanup criteria, however, are based on data for different species of mercury. Specifically, data for elemental mercury, chemical abstract service (CAS) number 7439976, serve as the basis for the soil volatilization to indoor air criteria, groundwater volatilization to indoor air, and soil inhalation criteria. Data for methyl mercury, CAS number 22967926, serve as the basis for the GSI criterion and data for mercuric chloride, CAS number 7487947, serve as the basis for the drinking water, groundwater contact, soil direct contact, and the groundwater protection criteria. Comparison to criteria shall be based on species-specific analytical data only if sufficient facility characterization has been conducted to rule out the presence of other species of mercury.
- (AA) Use 10,000  $\mu\text{g/L}$  where groundwater enters a structure through the use of a water well, sump or other device. Use 20,000  $\mu\text{g/L}$  for all other uses.
- (BB) The state drinking water standard for asbestos (fibers greater than 10 micrometers in length) is in units of a million fibers per liter of water (MFL). Soil concentrations of asbestos are determined by polarized light microscopy.
- (CC) Groundwater: The generic GSI criteria are based on the toxicity of un-ionized ammonia ( $\text{NH}_3$ ); the criteria are 29  $\mu\text{g/L}$  and 53  $\mu\text{g/L}$  for cold water and warm water surface water, respectively. As a result, the GSI criterion shall be compared to the percent of the total ammonia concentration in the groundwater that will become  $\text{NH}_3$  in the surface water. This percent  $\text{NH}_3$  is a function of the pH and temperature of the receiving surface water and can be estimated using the table in Footnote (C) in R 299.49, taken from Emerson, et al., (Journal of the Fisheries Research Board of Canada, Volume 32(12):2382, 1975). The generic approach for estimating  $\text{NH}_3$  assumes a default pH of 8 and default temperatures of 68 °F and 85 °F for cold water and warm water surface water, respectively. The resulting  $\text{NH}_3$  is 3.8 percent and 7.1 percent for cold water and warm water, respectively. This default percentage shall be multiplied by the total ammonia-nitrogen ( $\text{NH}_3\text{-N}$ ) concentration in the groundwater and the resulting  $\text{NH}_3$  concentration compared to the applicable GSI criterion. As an alternative, the maximum pH and temperature data from the specific receiving surface water can be used to estimate, from the table in Footnote (C) in R 299.49, a lower percent un-ionized ammonia concentration for comparison to the generic GSI.
- (DD) Soil: The analytical GSI protection criteria for un-ionized ammonia are 300  $\mu\text{g/L}$  and 1,100  $\mu\text{g/L}$  for cold water and warm water surface water, respectively.
- (EE) Hazardous substance causes developmental effects. Residential direct contact criteria are protective of both prenatal and postnatal exposure. Nonresidential direct contact criteria are protective for a pregnant adult receptor.
- (FF) The values listed in the table in Footnote (EE) in R 299.49 are applicable generic GSI criteria as required by Section 20120a of the NREPA.
- (GG) The chloride GSI criterion shall be 125 mg/L when the discharge is to surface waters of the state designated as public water supply sources or 50 mg/L when the discharge is to the Great Lakes or connecting waters. Chloride GSI criteria shall not apply for surface waters of the state that are not designated as a public water supply source, however, the total dissolved solids criterion is applicable.
- (GG) Risk-based criteria are not available for methane due to insufficient toxicity data. An acceptable soil gas concentration (presented for both residential and nonresidential land uses) was derived utilizing 25 percent of the lower explosive level for methane. This equates to 1.25 percent or 8.4E+6  $\mu\text{g/m}^3$ .
- (HH) The residential criterion for sodium is 220,000  $\mu\text{g/L}$  in accordance with the Sodium Advisory Council recommendation and revised Groundwater Discharge Standards.
- (II) Insufficient data to develop criterion.
- (IA) A criterion or value is not available or, in the case of background and CAS numbers, not applicable.
- (NL) Hazardous substance is not likely to leach under most soil conditions.
- (NLV) Hazardous substance is not likely to volatilize under most conditions.
- $\mu\text{g/kg}$  Micrograms per kilogram
- $\mu\text{g/L}$  Micrograms per liter
- NS Not sampled
- BDL Below Laboratory Method Detection Limit
- ROD Exceeds highlighted criteria.

**Appendix B**  
**Laboratory Analytical Report**

Reports not included due to size  
Can be found in Saginaw Bay District Office  
Remediation and Redevelopment Division file

**Appendix C**  
**Water Well Records**

**DEQ MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**DRINKING WATER & RADIOLOGICAL PROTECTION DIVISION**  
**WATER WELL AND PUMP RECORD**

Completion is required under authority of Part 127 Act 308 PA 1078  
 Failure to comply is a misdemeanor

TAX NO: <b>65-014-021-013-00</b>		PERMIT NO: <b>W65-0324</b>																		
1. LOCATION OF WELL County <b>Ogemaw</b>		Township Name <b>West Branch</b>		Fraction <b>1/4 1/4 1/4</b>																
Distance and Direction from Road Intersection <b>Corner of Dqm Road and M-35</b>		Section No. <b>21</b>		Town No. <b>T22N</b>																
Street Address & City of Well Location Locate with 'x' in Section Below		Range No. <b>R2E</b>		3. OWNER OF WELL <b>Robert Griffin</b> Address <b>4019 South Stark Pioneer Power (Club)</b> <b>West Branch, MI 48661</b> Address Same as Well Location <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																
		4. WELL DEPTH: <b>75</b> ft. Date Completed <b>6/21/99</b> <input type="checkbox"/> New Well <input checked="" type="checkbox"/> Replacement Well																		
2. FORMATION DESCRIPTION <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>FORMATION DESCRIPTION</th> <th>THICKNESS OF STRATUM</th> <th>DEPTH TO BOTTOM OF STRATUM</th> </tr> </thead> <tbody> <tr> <td>Sand</td> <td></td> <td>13</td> </tr> <tr> <td>Clay</td> <td>13</td> <td>28</td> </tr> <tr> <td>Clay/stones/sand</td> <td>12</td> <td>40</td> </tr> <tr> <td>Sand</td> <td>35</td> <td>75</td> </tr> </tbody> </table>		FORMATION DESCRIPTION	THICKNESS OF STRATUM	DEPTH TO BOTTOM OF STRATUM	Sand		13	Clay	13	28	Clay/stones/sand	12	40	Sand	35	75	5. <input type="checkbox"/> Cable Tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow Rod <input type="checkbox"/> Auger/Bored <input type="checkbox"/> Jetted <input type="checkbox"/>			
		FORMATION DESCRIPTION	THICKNESS OF STRATUM	DEPTH TO BOTTOM OF STRATUM																
		Sand		13																
		Clay	13	28																
Clay/stones/sand	12	40																		
Sand	35	75																		
6. USE: <input type="checkbox"/> Household <input type="checkbox"/> Type I Public <input checked="" type="checkbox"/> Type II Public <input type="checkbox"/> Irrigation <input type="checkbox"/> Type IIA Public <input type="checkbox"/> Heat Pump <input type="checkbox"/> Test Well <input type="checkbox"/> Type IIB Public <input type="checkbox"/>																				
7. CASING: <input type="checkbox"/> Steel <input type="checkbox"/> Threaded <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Welded <input type="checkbox"/> Other _____ Height: Above/Below Surface: <b>1</b> ft. Diameter: <b>5</b> in. to <b>69</b> ft. depth <b>21</b> lbs./ft. BOREHOLE: Diameter: <b>8</b> in. to <b>75</b> ft. depth <input type="checkbox"/> Drive Shoes <input type="checkbox"/> Shale Packer 8. SCREEN: <input type="checkbox"/> Not Installed <input checked="" type="checkbox"/> Gravel-Packed Type <b>Plastic</b> Diameter <b>4"</b> Slot Size <b>.012</b> Length <b>6'</b> Set Between <b>600</b> ft. and <b>75</b> ft. FITTINGS: <input type="checkbox"/> R-Packer <input type="checkbox"/> Bremer Check <input type="checkbox"/> Blank Above Screen <input type="checkbox"/> Other _____																				
9. STATIC WATER LEVEL: <b>10</b> ft. Below Land Surface <input type="checkbox"/> Flowing 10. PUMPING LEVEL: Below Land Surface <b>40</b> ft. After <b>1</b> hrs. Pumping at <b>30</b> G.P.M. <input type="checkbox"/> Plunger <input type="checkbox"/> Bailor <input checked="" type="checkbox"/> Air <input type="checkbox"/> Test Pump																				
11. WELL HEAD COMPLETION: <input checked="" type="checkbox"/> Plugless Adapter <input type="checkbox"/> 12" Above Grade <input type="checkbox"/> Basement Offset <input type="checkbox"/> Well House																				
12. WELL GROUTED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From <b>0</b> to <b>69</b> ft. <input type="checkbox"/> Neat Cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/> Other _____ No. of Bags <b>4</b> Additives _____																				
13. NEAREST SOURCE OF POSSIBLE CONTAMINATION: Type _____ Distance _____ ft. Direction _____ Type _____ Distance _____ ft. Direction _____																				
15. ABANDONED WELL PLUGGED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Casing Diameter _____ in. Depth _____ ft. PLUGGING MATERIAL: <input type="checkbox"/> Neat Cement <input type="checkbox"/> Bentonite Slurry <input type="checkbox"/> Cement/Bentonite Slurry <input type="checkbox"/> Concrete Grout <input type="checkbox"/> Bentonite Chips No. of Bags _____ Casing Removed? <input type="checkbox"/> Yes <input type="checkbox"/> No		14. PUMP: <input type="checkbox"/> Not Installed <input type="checkbox"/> Pump Installation Only Manufacturer's Name <b>Goulds</b> Model Number _____ HP <b>1 1/2</b> Volts <b>240</b> Length of Drop Pipe <b>40</b> ft. Capacity <b>18</b> G.P.M. TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet <input type="checkbox"/> Other _____ PRESSURE TANK: Manufacturer's Name <b>Goulds</b> Model Number <b>V-100</b> Capacity <b>30</b> Gallons <b>10</b>																		
16. REMARKS: (Elevation, Source of Data, etc.)  		17. DRILLING MACHINE OPERATOR: <input checked="" type="checkbox"/> Employee <input type="checkbox"/> Subcontractor Name <b>Robert C. Hassack</b>		18. WATER WELL CONTRACTOR'S CERTIFICATION: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <b>Roy Simmons &amp; Son Well Drilling</b> <b>65-1906</b> REGISTERED BUSINESS NAME Address <b>976 West M-35, West Branch, MI 48661</b> Signed <b>Roy Simmons</b> Date <b>8/22/99</b> AUTHORIZED REPRESENTATIVE																

RADIOLOGICAL SURVEY COPY


AUG 23 1999

EQP 2017 (12/96)

TAX NO:		MICHIGAN DEPARTMENT OF CONSERVATION WATER WELL AND PUMP RECORD				PERMIT NO:	
1. LOCATION OF WELL		Township Name		Fraction	Section No.	Town No.	Range No.
County <u>OGEMAW</u>		<u>WBBT BRANCH</u>		<u>SW 1/4</u>	<u>1/4 ERM</u>	<u>22 N</u>	<u>2 W</u>
Distance and Direction from Road Intersection							
Street Address & City of Well Location		8. OWNER OF WELL					
Locate with 'x' in Section Below		Address <u>Ben D'Arcy</u>					
		<u>1804 W. M-55</u> <u>West Branch, MI 48661</u>					
		Address Same as Well Location <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
4. WELL DEPTH:		Date Completed		<input type="checkbox"/> New Well		<input checked="" type="checkbox"/> Replacement Well	
<u>66</u> ft.		<u>5 / 30 / 97</u>					
5. <input type="checkbox"/> Cable Tool		<input type="checkbox"/> Rotary		<input type="checkbox"/> Driven		<input type="checkbox"/> Dug	
<input checked="" type="checkbox"/> Hollow Rod		<input type="checkbox"/> Auger/Bored		<input type="checkbox"/> Jetted		<input type="checkbox"/> Other	
6. USE:		<input checked="" type="checkbox"/> Household		<input type="checkbox"/> Type I Public		<input type="checkbox"/> Type III Public	
		<input type="checkbox"/> Irrigation		<input type="checkbox"/> Type IIa Public		<input type="checkbox"/> Heat Pump	
		<input type="checkbox"/> Test Well		<input type="checkbox"/> Type IIb Public		<input type="checkbox"/> Other	
7. CASING:		<input checked="" type="checkbox"/> Steel		<input checked="" type="checkbox"/> Threaded		Height: Above GWS	
		<input type="checkbox"/> Plastic		<input type="checkbox"/> Welded		Surface: <u>7</u> ft.	
		<input type="checkbox"/> Other					
Diameter: <u>2</u> in. to <u>6.7</u> ft. depth		Weight: <u>9.75</u> lbs./ft.					
		in. to <u>  </u> ft. depth					
BOREHOLE:		<input type="checkbox"/> Drive Shop					
Diameter: <u>5</u> in. to <u>66</u> ft. depth		<input type="checkbox"/> Shale Packer					
		in. to <u>  </u> ft. depth					
9. SCREEN:		<input type="checkbox"/> Not Installed		<input type="checkbox"/> Gravel-Packed			
Type <u>PVC</u>		Diameter <u>1 1/4"</u>					
Slot Size <u>10</u>		Length <u>5'</u>					
Set Between <u>61</u> ft. and <u>66</u> ft.							
FITTINGS:		<input checked="" type="checkbox"/> K-Packer		<input checked="" type="checkbox"/> Brainer Check			
		<input checked="" type="checkbox"/> Blank Above Screen		<u>1</u> ft. Chief			
8. STATIO WATER LEVEL:		<u>48</u> ft. Below Land Surface		<input type="checkbox"/> Flowing			
10. PUMPING LEVEL: Below Land Surface		<u>55</u> ft. After <u>7</u> hrs. Pumping at <u>15</u> G.P.M.					
		<input checked="" type="checkbox"/> Plunger		<input type="checkbox"/> Baller		<input type="checkbox"/> Test Pump	
11. WELL HEAD COMPLETION:		<input type="checkbox"/> Pitman Adaptor		<input checked="" type="checkbox"/> 12' Above Grade			
		<input type="checkbox"/> Basement Offset		<input type="checkbox"/> Well House			
12. WELL GROUTED?		<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		From <u>0</u> to <u>58</u> ft.			
		<input type="checkbox"/> Neat Cement		<input checked="" type="checkbox"/> Bentonite		<input type="checkbox"/> Other	
		No. of Bags <u>4</u>		Additives			
13. NEAREST SOURCE OF POSSIBLE CONTAMINATION:		Type <u>septic</u>		Distance <u>65</u> ft. Direction <u>North</u>			
		Type		Distance		Direction	
14. PUMP:		<input checked="" type="checkbox"/> Not Installed		<input type="checkbox"/> Pump Installation Only			
		Manufacturer's Name		Model Number		HP Volts	
		Length of Drop Pipe		ft. Capacity		G.P.M.	
		TYPE:		<input checked="" type="checkbox"/> Submersible		<input type="checkbox"/> Jet <input type="checkbox"/> Other	
PRESSURE TANK:		Manufacturer's Name		Model Number		Capacity Gallons	
15. ABANDONED WELL PLUGGED?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
Casing Diameter <u>2</u> in.		Depth <u>50</u> ft.					
PLUGGING MATERIAL:		<input type="checkbox"/> Neat Cement		<input type="checkbox"/> Bentonite Slurry			
<input type="checkbox"/> Cement/Bentonite Slurry		<input type="checkbox"/> Concrete Grout		<input checked="" type="checkbox"/> Bentonite Chips			
No. of Bags <u>1</u>		Casing Removed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
16. REMARKS: (Elevation, Source of Data, etc.)		<u>Home Owner Abandoned Well.</u>					
17. DRILLING MACHINE OPERATOR:							
<input type="checkbox"/> Employee <input type="checkbox"/> Subcontractor							
Name <u>Arlan Katterman</u>							
18. WATER WELL CONTRACTOR'S CERTIFICATION:							
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.							
R. Webb & Son Well Drilling		35-0593					
Address <u>3116 N. 55th St. S.E. Okla. 73129</u>		REGISTRAR NO.					

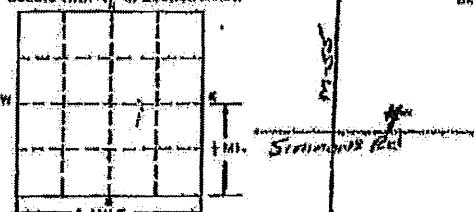
**MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORD**

PERMIT NUMBER:

<b>1 LOCATION OF WELL</b> 45877831001		<b>Tax Parcel No.</b>	
<b>County</b> OCEAN	<b>Township Name</b> WEST BRANCH	<b>Fraction</b> SE 1/4 SE 1/4 SE 1/4	<b>Section No.</b> 21 <b>Town No.</b> 22 N <b>Range No.</b> 08 E
<b>Distance And Direction From Road Intersection</b> EAST ON M-55, NW CORNER OF INTERSEC. BIRNONG RD. LM-55 N-55, WEST BRANCH 48661		<b>2 OWNER OF WELL</b> CHAS RIER <b>Address</b> 1498 W. M-55 WEST BRANCH, MI 48661 <b>Address Same As Well Location?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>3 Street Address &amp; City of Well Location</b>		<b>4 WELL DEPTH:</b> 79.0 ft. <b>Date Completed</b> 10/06/97 <input checked="" type="checkbox"/> New Well <input type="checkbox"/> Replacement Well	
<b>Locate with "x" in Section Below</b>  Sketch Map: <i>Simmons Rd.</i> ELEVATION "00.00 msl"		<b>5</b> <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Auger/Bored <input type="checkbox"/> Jetted	
		<b>6 USE</b> <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Type I Public <input type="checkbox"/> Type III Public <input type="checkbox"/> Irrigation <input type="checkbox"/> Type II Public <input type="checkbox"/> Heat Pump <input type="checkbox"/> Heat Well <input type="checkbox"/> Type IIB Public <input type="checkbox"/> Other	
		<b>7 CASING:</b> <input type="checkbox"/> Steel <input type="checkbox"/> Threaded <input type="checkbox"/> Plastic <input type="checkbox"/> Welded <b>Diameter</b> 8.00 in. to 74.0 ft. depth 0.00 in. to 0.0 ft. depth Bored Drill Hole Diameter 7.00 in. to 79.0 ft. depth 0.00 in. to 0.0 ft. depth <b>Height Above Surface</b> 1.0 ft. <i>50A-21</i> <b>Weight</b> 1 lb./ft. <b>Drive Shoe</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>8 FORMATION DESCRIPTION</b>		<b>8 SCREEN</b> <i>Gravel-Packed</i> <input type="checkbox"/> Not Installed Type Plastic/PVC <b>Diameter</b> 8.00 Slot 0.012 <b>Length</b> 5.0 Set between 74.00 ft. and 79.00 ft. <b>9 STATIC WATER LEVEL:</b> 15.00 ft. below land surface <input type="checkbox"/> Flow	
<b>THICKNESS OF STRATUM</b>		<b>10 PUMPING LEVEL:</b> below land surface <i>Developed w/air</i> 0 ft. after 0.0 hrs. pumping at 25 G.P.H. 0 ft. after 0.0 hrs. pumping at 0 G.P.H.	
<b>DEPTH TO BOTTOM OF STRATUM</b>		<b>11 WELL HEAD COMPLETION:</b> <input checked="" type="checkbox"/> Patience adapter 2" above grade <input type="checkbox"/> Basement offset <input type="checkbox"/> Approved pit	
<b>CLAY</b> 48.0 48.0		<b>12 WELL DRILLED?</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From 70.0 to 0.0 ft. <input type="checkbox"/> Heat cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/> Other No. of bags of cement 27 Additives	
<b>WATER SAND</b> 11.0 79.0		<b>13 Nearest source of possible contamination</b> Type Septic Distance 100 ft. Direction E Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Was old well plugged? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
		<b>14 PUMP:</b> <input checked="" type="checkbox"/> Not Installed <input type="checkbox"/> Pump Installation Only Manufacturer's name <i>See Remarks</i> Model number HP Volts Length of Drop Pipe 0 ft. Capacity 0 G.P.H. TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet <b>PRESSURE TANK:</b> Manufacturer's name Capacity Gallons	
<b>15 Remarks, elevation, source of data, etc.</b> CUSTOMER IS GOING TO INSTALL THE PUMP AND TANK  Data Source: MDRR		<b>16 WATER WELL CONTRACTOR'S CERTIFICATION:</b> This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  BIRNONG, KEN WELL DRILLING 1115 REGISTERED BUSINESS NAME REGISTRATION NO. Address 1433 BROY ROAD WEST BRANCH, MI 48661 Signed <i>[Signature]</i> Date 10/17/97 AUTHORIZED REPRESENTATIVE	

AUTHORITY: Act 368 PA 1978 COMPLETION: Required PENALTY: Conviction of a violation of any provision is a misdemeanor

GEOLOGICAL SURVEY NO.  MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORDPERMIT NUMBER            

1 LOCATION OF WELL		TOWNSHIP NAME		SECTION		TOWN NUMBER		RANGE NUMBER	
County <u>Ogemaw</u>		Township Name <u>West Branch</u>		Section <u>31</u>		Town Number <u>N/S</u>		Range Number <u>E/W</u>	
Distance And Direction From Road Intersection <u>1/4 mile North of mss</u> <u>100' West of Simmons Rd</u>				9. OWNER OF WELL <u>Spencer Day Richards</u> Address <u>P.O. Box 362</u> <u>West Branch, MI 49661</u> Address Same As Well Location? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
Street Address & City of Well Location Locate with "X" in Section Below				4. WELL DEPTH: <u>85</u> ft. Date Completed <u>7/21/85</u> <input type="checkbox"/> New Well <input checked="" type="checkbox"/> Replacement Well					
				5. <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Auger <input type="checkbox"/> Jolted <input type="checkbox"/> Other					
				8. USE: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Type I Public <input type="checkbox"/> Type II Public <input type="checkbox"/> Irrigation <input type="checkbox"/> Type III Public <input type="checkbox"/> Heat pump <input type="checkbox"/> Test Well <input type="checkbox"/> Type IV Public					
2. FORMATION DESCRIPTION				7. CASING: <input type="checkbox"/> Steel <input type="checkbox"/> Threaded <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Welded <u>5</u> in. to <u>80</u> ft. depth <u>1</u> ft. surface Weight <u>50</u> lbs./ft. Drive Shun <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
				11. WELL HEAD COMPLETION: <input checked="" type="checkbox"/> Plug and adaptor <input type="checkbox"/> 12" above grade <input type="checkbox"/> Basement offset <input type="checkbox"/> Approved pit					
clay				12. WELL GROUTED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From <u>5</u> to <u>70</u> ft. <input checked="" type="checkbox"/> Neat cement <input type="checkbox"/> Bentonite <input type="checkbox"/> Other					
				13. Nearest source of possible contamination Type <u>Bureau of Fish</u> Distance <u>25</u> ft. Direction <u>SW</u> Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Was old well plugged? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
Sandy clay				14. PUMP: <input type="checkbox"/> Not installed <input type="checkbox"/> Pump installation only Manufacturer's name <u>Red Jack</u> Model number <u> </u> HP <u>1/2</u> Volts <u>115</u> Length of Drop Pipe <u>63</u> ft. capacity <u>10</u> G.P.M. TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet PRESSURE TANK: <u>Previously Installed</u> Manufacturer's name <u> </u> Capacity <u> </u> Gallons					
				15. Remarks, elevation, source of data, etc. <u>See Attached Form Description For</u> <u>Foot Oil Tank.</u>					
clay				16. WATER WELL CONTRACTOR'S CERTIFICATION: This well was drilled under my inspection and this report is true to the best of my knowledge and belief. <u>Roy Simmons</u> <u>1501 W.D.</u> <u>65-1906</u> REGISTERED BUSINESS NAME REGISTRATION NO. Address <u>9204 W. mss West Branch, MI</u> Signed <u>Roy Simmons</u> Date <u>7-24-85</u> AUTHORIZED REPRESENTATIVE					
				17. Dig Operator's Name: <u>Simmons</u>					

D074 12/84

GEOLOGICAL SURVEY COPY

Authority:  
Completion:  
Penalty:  
Act 308 PA 1078  
Required  
Conviction of a violation  
of any provision is a  
misdemeanor.

ACT 61, PA 1979.

ACT 315 PA 1969.

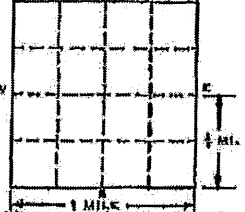
GEOLOGICAL SURVEY DIVISION  
P.O. BOX 30028  
LANSING, MICHIGAN 48902

STATE OF MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES

LOG OF OIL, GAS OR MINERAL WELL WATER WELL  
SUBMIT IN TRIPLICATE WITHIN 30 DAYS AFTER WELL COMPLETION

<b>1. LOCATION DATA</b>		NAME(S) & ADDRESS OF OWNER(S) SHOWN ON PERMIT Marathon Oil Company 2251 Simmons Rd P.O. Box 518 West Branch, Mich. 48661		NAME & ADDRESS OF DRILLING CONTRACTOR(S)	
LEASE NAME(S) & WELL NUMBER SHOWN PERMIT Mier 2-21		PERMIT NUMBER 48871			
COUNTY Ogemaw	TOWNSHIP West Branch	FRACTION SE 1/4 NE 1/4 SW 1/4	SECTION NO. 21	TOWN NO. 22 N/8	RANGE NO. 2 E/W
<b>2. FORMATION DESCRIPTION</b>		THICKNESS OF STRATUM	DEPTH TO BOTTOM OF STRATUM	<b>3. WELL DEPTH (completed)</b> 110 ft	
Red Clay		34	34	Date of Completion 12/15/94	
Gray Clay		6	40	<input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Plug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Auger <input type="checkbox"/> Jetted <input type="checkbox"/>	
Coarse Brown Water Sand		70	110	<b>4. CASING</b> Diameter <input checked="" type="checkbox"/> Steel <input type="checkbox"/> Threaded <input type="checkbox"/> Welded 4 in to 90 ft depth 7 in to 110 ft depth Height Above/Ground Surface 2 ft Weight lbs/ft Drive Shoe <input type="checkbox"/> Yes <input type="checkbox"/> No	
				<b>5. SCREEN</b> <input type="checkbox"/> Not installed Type PVC Diameter 4 in Slot/Wire 1.0 Length 20 ft Set between 90 ft and 110 ft FITTINGS <input type="checkbox"/> R-Packer <input type="checkbox"/> Land Packer <input type="checkbox"/> Gravel Check <input type="checkbox"/> Blank above screen <input type="checkbox"/> Other	
				<b>6. STATIC WATER LEVEL</b> 45 ft below land surface <input type="checkbox"/> Flow	
				<b>7. PUMPING LEVEL, below land surface</b> 45 ft after 1 hr pumping at 60 gpm 50 ft after hrs pumping at gpm	
				<b>8. WELL CEMENTED</b> <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes from 0 to 75 ft <input type="checkbox"/> Next cement <input type="checkbox"/> Bentonite <input checked="" type="checkbox"/> Other Benseal No of bags of cement Additives	
				<b>9. PUMP</b> <input type="checkbox"/> Not installed <input type="checkbox"/> Pump Installation Only Manufacturer's name Model number HP Volts Length of Drop Pipe ft or less 6 ft TYPE <input type="checkbox"/> Submersible <input type="checkbox"/> Jet	
				<b>10. REMARKS (ELEVATION, SOURCE OF DATA, WATER QUALITY, ETC.)</b>	
				GEOLOGICAL SURVEY MAY 01 1995 Permit & Bonding Unit	
(USE A 2ND SHEET IF NEEDED) <b>12. AUTHORIZED REPRESENTATIVE CERTIFICATION. THIS WELL WAS DRILLED UNDER MY AUTHORITY AND THIS REPORT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.</b> NAME L & R Well Drilling Inc. PRINT OR TYPE ADDRESS 10255 Olds Rd Elmira, Mich. 49730 SIGNED Ron Shroyer DATE 12/31/94		(USE A 2ND SHEET OR ATTACH SUPPLEMENTS IF NEEDED)			

GEOLOGICAL SURVEY NO. MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORDPERMIT NUMBER 

<b>1 LOCATION OF WELL</b>		<b>2 FORMATION DESCRIPTION</b>		<b>3 OWNERS OF WELL</b>	
County <b>Ogemaw</b>	Township Name <b>West Branch</b>	Fraction <b>SE 1/4</b>	Section Number <b>21</b>	Town Number <b>22</b>	Range Number <b>2</b>
Distance And Direction From Road Intersection  <b>Approximately 1/2 mile East of Dam Road</b>  <b>1876 W. K-55 - West Branch, MI</b>		Address <b>Griffin Land &amp; Leasing</b> <b>2699 S. First Street</b> <b>West Branch, MI 48661</b>			
Street Address & City of Well Location <b>1876 W. K-55 - West Branch, MI</b>		Address Same As Well Location? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Sketch Map 		4 WELL DEPTH: <b>95</b> ft. Date Completed: <b>7/27/90</b>			
		5 CABLE TOOL: <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug <input type="checkbox"/> Hollow rod <input type="checkbox"/> Auger <input type="checkbox"/> Jetted <input type="checkbox"/>			
		6 USER: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Type I Public <input type="checkbox"/> Type II Public <input type="checkbox"/> Irrigation <input type="checkbox"/> Type III Public <input type="checkbox"/> Heat pump <input type="checkbox"/> Test Well <input type="checkbox"/> Type IV Public			
		7 CASING: <input checked="" type="checkbox"/> Steel <input type="checkbox"/> Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Grouted Drill Hole Diameter: <b>5</b> in. to <b>5 1/2</b> in. depth			
		Height: Above/Below Surface: <b>1</b> ft. Weight: <b>21</b> lbs./ft. Drive shoe: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
		8 SCREEN: <input type="checkbox"/> Not Installed Type: <b>S/S</b> Diameter: <b>3</b> " Slot: <b>7</b> Length: <b>4</b> " Set between: <b>88</b> ft. and <b>95</b> ft.			
		FITTINGS: <input checked="" type="checkbox"/> K-Packer <input type="checkbox"/> Lead Packer <input type="checkbox"/> Diaper Check <input checked="" type="checkbox"/> Blank above screen <b>3</b> ft. Other: _____			
		9 STATIC WATER LEVEL: <b>80</b> ft. below land surface <input type="checkbox"/> Flow			
		10 PUMPING LEVEL: below land surface <b>80</b> ft. after <b>2</b> hrs. pumping at <b>15</b> G.P.M. _____ ft. after _____ hrs. pumping at _____ G.P.M.			
		11 WELL HEAD COMPLETION: <input checked="" type="checkbox"/> Plugless adapter <input type="checkbox"/> 12" above grade <input type="checkbox"/> Basement offset <input type="checkbox"/> Approved pit			
		12 WELL GROUTED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From <b>0</b> to <b>25</b> ft. <input type="checkbox"/> Neat cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/> Other _____ No. of bags of cement: _____ Additive: _____			
		13 Nearest source of possible contamination Type: <b>Septic</b> Distance: <b>50</b> ft. Direction: <b>N</b> Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Was old well plugged? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
		14 PUMP: <input type="checkbox"/> Not Installed <input type="checkbox"/> Pump Installation Only Manufacturer's name: <b>Burke</b> Model number: <b>2W5GNBB</b> HP: <b>1/2</b> Volts: <b>230</b> Length of Drop Pipe: <b>70</b> ft. capacity: <b>10</b> G.P.M. TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet PRESSURE TANK: Manufacturer's name: <b>Well X-Trol</b> Model number: <b>WX202</b> Capacity: <b>5.5</b> Gallons			
15. Remarks, elevation, source of data, etc. <b>FEB 25 1991</b> <b>BUREAU OF ENVIRONMENTAL AND OCCUPATIONAL HEALTH-GWQS</b>		16. WATER WELL CONTRACTOR'S CERTIFICATION: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <b>Ken Simmons Well Drilling</b> <b>1115</b> REGISTERED BUSINESS NAME REGISTRATION NO. Address: <b>1633 Gray Road - West Branch, MI 48661</b> Signed: <i>Ken Simmons</i> Date: <b>8/31/90</b> AUTHORIZED REPRESENTATIVE			
17. Rig Operator's Name: <b>Ken Simmons</b>		Authority: Completion: Penalty: Act 204 PA 1978 Required Consultation at a violation of any provision is a misdemeanor.			

D87d 12/88

GEOLOGICAL SURVEY COPY

228

MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORD

PERMIT NUMBER

1. LOCATION OF WELL		County		Township Name		Fraction		Section Number		Town Number		Range Number	
Osgood		West Branch		1/4		1/4		21		22, N/8		2, E/4	
2. DISTANCE AND DIRECTION FROM ROAD INTERSECTION													
3. OWNER OF WELL: Leon Row													
4. ADDRESS: 1825 Finerty Road, West Branch, ME 48601													
5. ADDRESS SAME AS WELL LOCATION? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No													
6. WELL DEPTH: 105 ft. Date Completed: 10/3/90 <input checked="" type="checkbox"/> New Well <input type="checkbox"/> Replacement Well													
7. CABLE TOOL <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dug													
8. HOLLOW ROD <input type="checkbox"/> Auger <input type="checkbox"/> Jetted <input type="checkbox"/>													
9. USE: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Type I Public <input type="checkbox"/> Type III Public													
<input type="checkbox"/> Irrigation <input type="checkbox"/> Type IIa Public <input type="checkbox"/> Heat pump													
<input type="checkbox"/> Test Well <input type="checkbox"/> Type IIb Public <input type="checkbox"/>													
10. CASING: Diameter <input type="checkbox"/> Steel <input checked="" type="checkbox"/> Threaded <input type="checkbox"/> Height: Above/Below Surface: 1 ft.													
<input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Welded <input type="checkbox"/> Weight: 50 lb./ft.													
11. 5 in. to 48 ft. depth <input type="checkbox"/> Grayed Drill Hole Diameter <input type="checkbox"/> Drive Shoe <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No													
12. 7 in. to 74 ft. depth <input type="checkbox"/>													
13. 9 in. to 105 ft. depth <input type="checkbox"/>													
14. SCREEN: <input type="checkbox"/> Not Installed													
Type: FLUSH Diameter: 3"													
Slot/Screen: 007 Length: 10'													
Set between: 98 ft. and 105 ft.													
FITTINGS: <input checked="" type="checkbox"/> K-Packer <input type="checkbox"/> Load Packer <input type="checkbox"/> Rammer Check													
<input type="checkbox"/> Blank above screen <input type="checkbox"/> ft. Other: <input type="checkbox"/>													
15. STATIC WATER LEVEL: 10 ft. below land surface <input type="checkbox"/> Flow													
16. PUMPING LEVEL: below land surface													
30 ft. after 1 hrs. pumping at 10 G.P.M.													
ft. after hrs. pumping at G.P.M.													
17. WELL HEAD COMPLETION: <input checked="" type="checkbox"/> Plugless adapter <input type="checkbox"/> 12" above grade													
<input type="checkbox"/> Basement offset <input type="checkbox"/> Approved pit													
18. WELL GROUTED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From 0 to 50 ft.													
<input type="checkbox"/> Neat cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/> Other													
No. of bags of cement: Additive:													
19. Nearest source of possible contamination													
Type: Surface Distance: 600 ft. Direction: N													
Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No													
Was old well plugged? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No													
20. PUMP: <input type="checkbox"/> Not installed <input type="checkbox"/> Pump Installation Only													
Manufacturer's name: Red Jacket													
Model number: HP: 1/2 Volts: 230													
Length of Drop Pipe: 42 ft. capacity: 10 G.P.M.													
TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet													
PRESSURE TANK: Manufacturer's name: Well-Made													
Model number: Wm-9 Capacity: 30 Gallons													
21. REMARKS, ELEVATION, SOURCE OF DATA, ETC.													
22. WATER WELL CONTRACTOR'S CERTIFICATION:													
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.													
Signature: Roy Simmons, Esq. and Date: 10/15/90													
REGISTERED BUSINESS NAME: 974 W. M-55 WEST BRANCH, ME 48601													
Address: Date: 10-15-90													
Signed: Date:													

087d 2/89

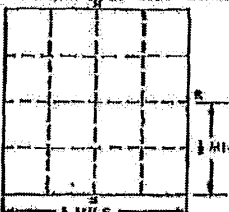
BIRMINGHAM, ENGLAND COPY

Authority:  
Completion:  
Penalty:

Act 308 PA 1078  
Required  
Conviction of a violation  
of any provision is a  
misdemeanor.

229

GEOLOGICAL SURVEY NO.  MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORDPERMIT NUMBER            

1 LOCATION OF WELL			2 FORMATION DESCRIPTION			3 OWNER OF WELL		
County <b>Ogemaw</b>	Township Name <b>West Branch</b>	Fraction <b>1/4 1/4 1/4</b>	Section Number <b>21</b>	Town Number <b>22 NW</b>	Range Number <b>2 E</b>	OWNER OF WELL <b>Cedar Ln. Dairy Farm</b>		
Distance And Direction From Road Intersection <b>1797 W State Rd</b> <b>West Branch, MI 48661</b>			Address <b>1797 W. State Rd</b> <b>West Branch, MI 48661</b>			Address Same As Well Location? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Street Address & City of Well Location Locate with "X" in Section Below			Sketch Map: 			4 WELL DEPTH: <b>117</b> FT. Date Completed: <b>8/1/90</b> <input checked="" type="checkbox"/> New Well <input type="checkbox"/> Replacement Well		
			<input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Auger			<input type="checkbox"/> Hollow rod <input type="checkbox"/> Jolted <input type="checkbox"/> Dig		
			6 USE: <input type="checkbox"/> Domestic <input type="checkbox"/> Type I Public <input type="checkbox"/> Type II Public			<input type="checkbox"/> Irrigation <input type="checkbox"/> Type III Public <input type="checkbox"/> Heat pump		
			<input type="checkbox"/> Test Well <input type="checkbox"/> Type III Public <input checked="" type="checkbox"/> Dairy Farm					
			7 CASING: <input checked="" type="checkbox"/> Steel <input type="checkbox"/> Threaded <input type="checkbox"/> Welded			Height: Above/Below Surface <b>1</b> ft.		
			<input type="checkbox"/> Plastic <input type="checkbox"/> Weight: <b>11</b> lbs./ft.			Drive Shoe <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
			8 SCREEN: <input type="checkbox"/> Not installed					
			Type <b>Flush</b> Diameter <b>3"</b>					
			Slot/Groove <b>008</b> Length <b>8'</b>					
			Set between <b>111</b> ft. and <b>117</b> ft.					
			FITTINGS: <input checked="" type="checkbox"/> K-Packer <input type="checkbox"/> Load Packer <input type="checkbox"/> Bremer Check					
			<input checked="" type="checkbox"/> Blank above screen <b>2</b> ft. Other _____					
			9 STATIC WATER LEVEL: <b>30</b> ft. below land surface <input type="checkbox"/> Flow					
			10 PUMPING LEVEL: below land surface <b>63</b> ft. after <b>1</b> hrs. pumping at <b>10</b> G.P.M.					
			ft. after _____ hrs. pumping at _____ G.P.M.					
			11 WELL HEAD COMPLETION: <input checked="" type="checkbox"/> Pile-on adapter <input type="checkbox"/> 12" above grade					
			<input type="checkbox"/> Basement offset <input type="checkbox"/> Approved pit					
			12 WELL GROUTED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes From <b>0</b> to <b>35</b> ft.					
			<input type="checkbox"/> Root cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/> Other _____					
			No. of bags of cement _____ Additives _____					
			13 Nearest source of possible contamination					
			Type <b>Field Tank</b> Distance <b>154</b> ft. Direction <b>N</b>					
			Well disinfected upon completion? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
			Was old well plugged? <input type="checkbox"/> Yes <input type="checkbox"/> No					
			14 PUMP: <input type="checkbox"/> Not installed <input type="checkbox"/> Pump installation Only					
			Manufacturer's name <b>Red Tank</b>					
			Model number _____ HP <b>3/4</b> Volts <b>240</b>					
			Length of Drop Pipe <b>63</b> ft. capacity <b>10</b> G.P.M.					
			TYPE: <input checked="" type="checkbox"/> Submersible <input type="checkbox"/> Jet					
			PRESSURE TANK: Manufacturer's name <b>Well Mate</b>					
			Model number _____ Capacity _____ Gallons					
16. Remarks, elevation, source of data, etc. <b>NOV 8 9 1990</b> <b>BUREAU OF ENVIRONMENTAL AND OCCUPATIONAL HEALTH</b>			18. WATER WELL CONTRACTOR'S CERTIFICATION: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <b>ROY SIMMONDS &amp; SON, INC. 1906</b> REGISTRATION BUSINESS NAME REGISTRATION NO. Address <b>9164 W. 175th West Branch, MI</b> Signed <b>Robert E. Simmonds</b> Date <b>8-7-90</b> AUTHORIZED REPRESENTATIVE			Authority: <b>Act 388 PA 1978</b> Completion: <b>Required</b> Penalty: <b>Conviction of a violation of any provision is a misdemeanor.</b>		
17. Rig Operator's Name: _____								

D87d 2/89

GEOLOGICAL SURVEY COPY

PAGE 01 PA 1030  
PAGE 315 PA 1069

GEOLOGICAL SURVEY DIVISION  
P.O. BOX 30021  
LANSING, MICHIGAN 48909

STATE OF MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES  
LOG OF OIL, GAS OR MINERAL WELL WATER WELL  
SUBMIT IN TRIPLICATE WITHIN 30 DAYS AFTER WELL COMPLETION

1. LOCATION DATA

NAME(S) & ADDRESS OF OWNER(S) SHOWN ON PERMIT  
**Marathon Oil Co.**  
**537 S. MAIN ST.**  
**FINDLAY, OHIO 45840**

NAME & ADDRESS OF DRILLING CONTRACTOR(S)

LEASE NAME(S) & WELL NUMBER SHOWN PERMIT

**Meir 2-21**

PERMIT NUMBER  
**40068**

COUNTY

**Ogemaw**

TOWNSHIP

**W. Branch**

FRACTION

**SE 1/4 NE 1/4 SW 1/4**

SECTION NO.

**21**

TOWN NO.

**22 N/A**

RANGE NO.

**2 E/W**

2. FORMATION DESCRIPTION	THICKNESS OF STRATUM	DEPTH TO BOTTOM OF STRATUM	3. WELL DEPTH (Completed) 105 ft	Date of Completion 11-19-86
sd.	5	5	<input checked="" type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Dugout <input type="checkbox"/> Auger	
Clay (Br)	55	60	<input checked="" type="checkbox"/> Concrete <input type="checkbox"/> Steel <input type="checkbox"/> Wood <input type="checkbox"/> Welded	Height Above/Ground Runway 2 ft
Gray Clay & gravel	25	85	<input type="checkbox"/> in to <input type="checkbox"/> ft depth <input type="checkbox"/> in to <input type="checkbox"/> ft depth <input type="checkbox"/> in to <input type="checkbox"/> ft depth	Weight _____ lbs Break Class <input type="checkbox"/> Yes <input type="checkbox"/> No
sm gravel	20	105		
			6. CEMENT Type <b>Johnson B-3</b> Diameter <b>4"</b> Strength <b>20</b> Length <b>10'</b> Per foot weight <b>95</b> ft and <b>105</b> ft FILLING <input type="checkbox"/> S. Packer <input type="checkbox"/> Two Packer <input type="checkbox"/> Regular Check <input type="checkbox"/> Mud slurry to top <input type="checkbox"/> Other _____	
			7. STAKE WATER TIGHT <b>30</b> ft below land surface <input type="checkbox"/> flow	
			8. PUMPING LEVER below land surface <b>30</b> ft other <b>1</b> for pumping at <b>20</b> OPM ft other for pumping at _____ OPM	
			9. WELL TIGHTNESS <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes from <b>0</b> to <b>25</b> ft <input type="checkbox"/> Not tested <input checked="" type="checkbox"/> Sealed <input type="checkbox"/> Other _____	
			10. PUMP <input type="checkbox"/> Not installed <input type="checkbox"/> Pump installation study Manufacturer's name _____ Model number _____ ft Volts _____ Length of Pump Pipe _____ ft capacity _____ OPM Type <input type="checkbox"/> Submersible <input type="checkbox"/> Jet _____	
			11. REMARKS (ELEVATION, SOURCE OF DATA, WATER QUALITY, ETC.)	

RECEIVED

JAN 28 1987

Geological Survey Division

(USE A 2ND SHEET IF NEEDED)

12. AUTHORIZED REPRESENTATIVE CERTIFICATION (THIS WELL WAS  
DRILLED UNDER MY AUTHORITY AND THIS REPORT IS TRUE TO THE  
BEST OF MY KNOWLEDGE AND BELIEF.)

NAME **L. & R. Well Drilling**

PRINT OR TYPE

ADDRESS **Box 1 Findlay, Ohio 45840**

SIGNED **Ron Shynal**

DATE **12-18-86**

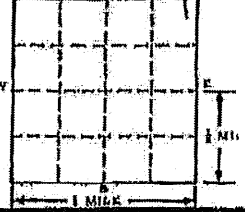
(USE A 2ND SHEET ON ATTACH SUPPLEMENT IF NEEDED)

FD-220 (REV. 8-83)

GEOLOGICAL SURVEY NO. MICHIGAN DEPARTMENT OF PUBLIC HEALTH  
WATER WELL AND PUMP RECORD

PART 127 ACT 388, P.A. 1978

PERMIT NUMBER      

1 LOCATION OF WELL		3 OWNER OF WELL			
County <b>Ogemaw</b>	Township Name <b>WEST BRANCH</b>	Fraction <b>1/4</b>	Section Number <b>21</b>	Town Number <b>22 N/4</b>	Range Number <b>2 E/4</b>
Distance And Direction From Road Intersection <b>1915' W. M55 WEST BRANCH</b>		Address <b>Tom THORSON 690 W. M-55 WEST BRANCH MICH</b>			
Street Address & City of Well Location Locate with "X" in Section Below		4 WELL DEPTH: (completed) <b>84'</b>			
Sketch Map: 		Date of Completion <b>4-18-84</b>			
5 FORMATION DESCRIPTION		6 CASING			
THICKNESS OF STRATUM		7 SCREEN			
DEPTH TO BOTTOM OF STRATUM		8 STATIC WATER LEVEL			
9 PUMPING LEVEL		10 WELL HEAD COMPLETION			
11 WELL GROUDED?		12 NEAREST SOURCE OF POSSIBLE CONTAMINATION			
13 PUMP		14 WATER WELL CONTRACTOR'S CERTIFICATION			
15 REMARKS, ELEVATION, SOURCE OF DATA, ETC.		16 SIGNATURE			

RECEIVED  
Mich. Dept. of Public Health  
NOV 16 1984  
Bureau of Environmental and  
Occupational Health - GWQS

16. WATER WELL CONTRACTOR'S CERTIFICATION:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
**Roy S. Summers**  
REGISTERED BUSINESS NAME  
Address **2375 S. M-55 WEST BRANCH MICH**  
Signed **Roy S. Summers** Date **5/31/84**  
AUTHORIZED REPRESENTATIVE

D87d

(Rev. 10-80)

GEOLOGICAL SURVEY SAMPLE No.

JAN 3 1977

## WATER WELL RECORD

ACT 294

PA 1968

NG NE NW

MICHIGAN DEPARTMENT  
OF  
PUBLIC HEALTH

1 LOCATION OF WELL		3 OWNER OF WELL	
County	Township Name	Section Number	Range Number
Ogemaw	West Branch	21	T22N N/S. R2E E/W.
Distance And Direction from Road Intersections		Address	
650' south of Finerty Rd/ 2/10 mile east of State Rd.		Amoco Production Company Grandview Plaza, Suite 2201 49684	
Street address & City of Well Location		4 WELL DEPTH (completion) Date of Completion	
Locate with "X" in section below		104' ft. 12/6/76	
Sketch Map		5 <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> dug	
STATE Rd Finerty Rd 2/10 mile X 660'		<input type="checkbox"/> Hollow rod <input type="checkbox"/> Jetted <input type="checkbox"/> Bored <input type="checkbox"/>	
1 MILE		6 USER: <input type="checkbox"/> Domestic <input type="checkbox"/> Public Supply <input type="checkbox"/> Industry	
		<input type="checkbox"/> Irrigation <input type="checkbox"/> Air Conditioning <input type="checkbox"/> Commercial	
		<input type="checkbox"/> Test Well <input type="checkbox"/> Water Supply to oil rig	
		7 CASING: Threaded <input type="checkbox"/> Welded <input type="checkbox"/> Height Above/Below	
		Black <input type="checkbox"/> Surface 2' ft.	
		4" in. to 99' ft. Depth Weight 11 lbs./ft.	
		in. to ft. Depth Drive Shaft Yes <input type="checkbox"/> No <input type="checkbox"/>	
2 FORMATION		8 SCREEN:	
THICKNESS OF STRATUM	DEPTH TO BOTTOM OF STRATUM	Type: Stainless Steel Dia. 4"	
Bandy Clay & Gravel	6	Slot/Gauge 35 Blot Length 4'	
Gray Clay	69	Set between 99 ft. and 104 ft.	
Gray Clay & Gravel Strips	12	Plunger: 3' riser and K Packer	
Gray Clay	9	9 STATIC WATER LEVEL	
Gravel	8	ft. below land surface	
		10 PUMPING LEVEL below land surface	
		90' ft. after hrs. pumping 80 w/atm.p.m.	
		ft. after hrs. pumping p.p.m.	
		11 WATER QUALITY in Parts Per Million:	
		Iron (Fe) Chlorides (Cl)	
		Hardness Other	
		12 WELL HEAD COMPLETION: <input type="checkbox"/> In Approved Pit	
		<input type="checkbox"/> Pitless Adapter <input checked="" type="checkbox"/> 12" Above Grade	
		13 Well Grouted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Neat Cement <input checked="" type="checkbox"/> Bentonite <input type="checkbox"/>	
		Depth From ft. to ft.	
		14 Nearest Source of possible contamination	
		ft. Direction Type	
		Well disinfected upon completion <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		16 PUMP: <input type="checkbox"/> Not installed	
		Manufacturer's Name Temporary	
		Model Number HP Volts	
		Length of Drop Pipe ft. capacity G.P.M.	
		Type: <input type="checkbox"/> Submersible <input type="checkbox"/> Jet <input type="checkbox"/> Reciprocating	
18 Remarks, elevation, source of data, etc.		17 WATER WELL CONTRACTOR'S CERTIFICATION:	
* used 4" coupling		This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.	
*CORRECTED BY 7/2/83		Hart Well Drilling Co. 522	
*ADDITION BY 2/2/80		REGISTERED BUSINESS NAME REGISTRATION NO.	
ELEVATION 2260'		Address 1154 S. Jefferson St., Mason, Michigan 48854	
DEPTH TO ROCK		Signed S.W. Hart Date 12/13/76	
		AUTHORIZED REPRESENTATIVE	

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GEOLOGICAL SURVEY SAMPLE No.

JAN 3 1977

## WATER WELL RECORD

ACT 294

PA 1966

MICHIGAN DEPARTMENT  
OF  
PUBLIC HEALTH

## 1 LOCATION OF WELL

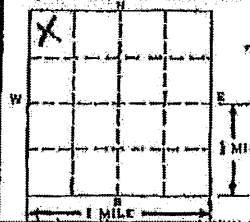
County OGEMAW Township Name WEST BRANCH Fraction NE NW NW Section Number 21 Town Number 22 Range Number 2

Distance And Direction from Road Intersections

Street Address &amp; City of Well Location

Locate with "X" in section below

Sketch Map

Plot  
Book ok

## 3 OWNER OF WELL

Address ROBERT RAL  
1791 STATE RD.  
WEST BRANCH, MI 486614 WELL DEPTH: (completed) 119 ft. Date of Completion 11-10-765 ☐ Cable tool ☐ Rotary ☐ Driven ☐ dug  
☒ Hollow rod ☐ Jetted ☐ Bored ☐6 USE: ☒ Domestic ☐ Public Supply ☐ Industry  
☐ Irrigation ☐ Air Conditioning ☐ Commercial  
☐ Test Well ☐7 CASING: Threaded ☒ Welded ☐ Height Above/Below  
Dinn. 2 ft. to 110 ft. Depth 119 ft. DepthBuried 1 ft.Welded 3.15 (lb./ft.)Drive Shoe? Yes ☐ No ☐8 SCREEN: TWO Type: MIDWEST Dia. 1 1/4"Size/ Gauge 80 Length 8'Set between 110 ft. and 119 ft.Fittings: 4' - 1 1/4" PIPE2 - 1 1/4" COUPLINGS9 STATIC WATER LEVEL 24 ft. below land surface10 PUMPING LEVEL below land surface 24 ft. after 2 hrs. pumping 15 G.P.M.ft. after 2 hrs. pumping 15 G.P.M.

11 WATER QUALITY in Parts Per Millions

Iron (Fe) \_\_\_\_\_ Chlorides (Cl) \_\_\_\_\_

Hardness \_\_\_\_\_ Other \_\_\_\_\_

12 WELL HEAD COMPLETION: ☐ In Approved Pit☐ Pitless Adapter ☐ 12" Above Grade13 Well Grouted? ☐ Yes ☐ No☐ Neat Cement ☐ Bentonite ☐

Depth: From \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

14 Nearest Source of possible contamination BARN100 feet W Direction SE Type SEWell disinfected upon completion ☒ Yes ☐ No15 PUMP: ☒ Not installed

Manufacturer's Name \_\_\_\_\_

Model Number \_\_\_\_\_ HP \_\_\_\_\_ Volts \_\_\_\_\_

Length of Drop Pipe \_\_\_\_\_ ft. capacity \_\_\_\_\_ G.P.M.

Type: ☐ Submersible ☐ Jet ☐ Reciprocating

16 Remarks, elevation, source of data, etc.

ADDED INFO BY DRILLER, ITEM NO.

CORRECTED BY WMB

ADDITION BY

ELEVATION 5000'

DEPTH TO ROCK

## 17 WATER WELL CONTRACTOR'S CERTIFICATION:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

CHINER L BELYAKO 0396

REGISTERED BUSINESS NAME

REGISTRATION NO.

Address WEST BRANCH, MI 48661Signed Chiner L Belyako Date 12-9-76

AUTHORIZED REPRESENTATIVE

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WATER WELL RECORD  
ACT 204 PA 1985MICHIGAN DEPARTMENT  
OF  
PUBLIC HEALTH

1 LOCATION OF WELL		21	
County <u>Ogemaw</u>	Township Name <u>West Branch</u>	Fraction <u>SW 1/4</u>	Section Number <u>21</u>
Distance And Direction from Road Intersections <u>About 1/2 mile E - from Rd - 301 - N - M55</u>		Town Number <u>32</u>	Range Number <u>2</u>
Street Address & City of Well Location <u>1794 M55 - West Branch, Mich</u>		OWNER OF WELL <u>Leo Miller</u>	
Locate with "X" in section below		Address <u>1794 M55</u>	
Sketch Map:		<u>West Branch, Mich</u>	
		4 WELL DEPTH: (completed) Date of Completion <u>70</u> ft. <u>8-26-69</u>	
		5 <input type="checkbox"/> Cable tool <input checked="" type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> Dig	
		<input type="checkbox"/> Hollow rod <input type="checkbox"/> Jetted <input type="checkbox"/> Bored <input type="checkbox"/>	
		6 USE: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Public Supply <input type="checkbox"/> Industry	
		<input type="checkbox"/> Irrigation <input type="checkbox"/> Air Conditioning <input type="checkbox"/> Commercial	
		<input type="checkbox"/> Test Well <input type="checkbox"/>	
		7 CASING: Threaded <input checked="" type="checkbox"/> Welded <input type="checkbox"/> Hotchkiss Above/Below Surface <u>1</u> ft.	
		2 In. to <u>62</u> ft. Depth Weight <u>3.75</u> lbs./ft.	
		In. to _____ ft. Depth Drive Shoe? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
2 FORMATION		8 SCREEN	
Thickness of Stratum	Depth to Bottom of Stratum	Type: <u>Stump</u> Dia: <u>1 1/2"</u>	
<u>Clay</u>	<u>40</u>	Size/Gauge <u>80</u> Length <u>4'</u>	
<u>Red Sand Coarse</u>	<u>30</u>	Set between <u>64</u> ft. and <u>70</u> ft.	
<u>Thin Sand</u>	<u>2</u>	Fittings: <u>2" check valve</u>	
<u>Water Sand</u>	<u>8</u>	9 STATIC WATER LEVEL	
	<u>70</u>	<u>47</u> ft. below land surface	
		10 PUMPING LEVEL below land surface	
		<u>47</u> ft. after <u>1</u> hrs. pumping <u>10</u> G.P.M.	
		_____ ft. after _____ hrs. pumping _____ G.P.M.	
		11 WATER QUALITY In Parts Per Million:	
		Iron (Fe) _____ Chloride (Cl) _____	
		Hardness _____ Other _____	
		12 WELL HEAD COMPLETION: <input type="checkbox"/> In Approved Pit	
		<input type="checkbox"/> Pilicon Adaptor <input type="checkbox"/> 12" Above Grade	
		13 Well Grouted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
		<input type="checkbox"/> Neat Cement <input type="checkbox"/> Bentonite <input type="checkbox"/>	
		Depth From _____ ft. to _____ ft.	
		14 Nearest Source of possible contamination	
		<u>55</u> feet <u>N</u> Direction <u>Septic tank</u> Type _____	
		Well disinfected upon completion <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		15 PUMP: <input checked="" type="checkbox"/> Not Installed	
		Manufacturer's Name _____	
		Model Number _____ HP _____ Volts _____	
		Length of Drop Pipe _____ ft. capacity _____ G.P.M.	
		Types: <input type="checkbox"/> Submersible <input type="checkbox"/> Jet <input type="checkbox"/> Reciprocating	
16 Remarks, elevation, source of data, etc.		17 WATER WELL CONTRACTOR'S CERTIFICATION:	
ADDITIONAL INFO. BY DRILLER, ITEM NO. _____ DIRECTED BY: <u>2</u> AUDITION BY: <u>219 75</u>		This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. <u>Leo Miller</u> 0031 REGISTERED BUSINESS NAME REGISTRATION NO. Address <u>608 West St. West Branch</u> Signed <u>R. R. Vittetow</u> Date <u>8-26-69</u> AUTHORIZED REPRESENTATIVE	

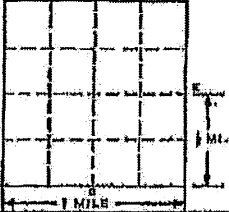
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GEOLOGICAL SURVEY SAMPLE No.  SEP 21 1981 WATER WELL RECORD  
ACT 284 PA 1865MICHIGAN DEPARTMENT  
OF  
PUBLIC HEALTH

1 LOCATION OF WELL		3 OWNER OF WELL	
County <u>Ogemaw</u>	Township Name <u>West Branch</u>	Section Number <u>21</u>	Range Number <u>22 N.E.</u>
Distance And Direction from Road Intersections		Address <u>Robert E. Hinger</u> <u>1658 West 19th St</u> <u>West Branch, MI 48661</u>	
Street address & City of Well Location		4 WELL DEPTH: (completed) <u>73</u> ft. Date of Completion <u>6-10-81</u>	
Locate with "X" in section below		5 <input checked="" type="checkbox"/> Cable tool <input type="checkbox"/> Rotary <input type="checkbox"/> Driven <input type="checkbox"/> dug	
		<input checked="" type="checkbox"/> Hollow rod <input type="checkbox"/> Jolted <input type="checkbox"/> Bored <input type="checkbox"/>	
		6 USE: <input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Public Supply <input type="checkbox"/> Industry	
		<input type="checkbox"/> Irrigation <input type="checkbox"/> Air Conditioning <input type="checkbox"/> Commercial	
		7 CASING: Threaded <input checked="" type="checkbox"/> Welded <input type="checkbox"/> Height: Above/Below Surface <u>1</u> ft.	
		Diam. <u>2</u> in. to <u>69</u> ft. Depth <u>375</u> lbs./ft.	
		8 <input checked="" type="checkbox"/> Screen: Type <u>Perforated</u> Dia. <u>1 1/4"</u>	
		Blow/Cause <u>80</u> Length <u>42'</u>	
		Rot between <u>69</u> ft. and <u>73</u> ft.	
		Fittings: <u>3" 160' pipe</u> <u>2 1/4" 100' pipe</u>	
		9 STATIC WATER LEVEL <u>40</u> ft. below land surface	
		10. RUMPLE LEVEL below land surface	
		ft. after <u> </u> hrs. pumping <u> </u> g.p.m.	
		ft. after <u> </u> hrs. pumping <u> </u> g.p.m.	
		11 WATER QUALITY in Parts Per Million:	
		Iron (Fe) <u> </u> Chlorides (Cl) <u> </u>	
		Hardness <u> </u> Other <u> </u>	
		12 WELL HEAD COMPLETION: <input type="checkbox"/> In Approved Pit	
		<input checked="" type="checkbox"/> Pitless Adapter <input type="checkbox"/> 12" Above Grade	
		13 Well Grouted? <input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Neat Cement <input type="checkbox"/> Bentonite <input type="checkbox"/>	
		Depth From <u> </u> ft. to <u> </u> ft.	
		14 Nearest Source of possible contamination	
		<u>20</u> feet <u> </u> Direction <u> </u> Type <u> </u>	
		Well disinfected upon completion <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		15 PUMP: <input checked="" type="checkbox"/> Not installed	
		Manufacturer's Name <u> </u>	
		Model Number <u> </u> HP <u> </u> Volts <u> </u>	
		Length of Drop Pipe <u> </u> ft. capacity <u> </u> g.p.m.	
		Type: <input type="checkbox"/> Submersible <input type="checkbox"/> Jet <input type="checkbox"/> Reel-mounted	
16 Remarks, elevation, source of data, etc.		17 WATER WELL CONTRACTOR'S CERTIFICATION:	
<p>ADDED INFO. BY DRILLER, <u> </u></p> <p>*CORRECTED BY <u> </u></p> <p>*ADDITION BY <u> </u></p>		This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.	
		<u> </u> REGISTERED BUSINESS NAME <u> </u> REGISTRATION NO. <u> </u>	
		Address <u> </u>	
		Signed <u> </u> Date <u>7-1-81</u>	

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July 6, 2015

Mr. Larry Engelhart  
Michigan Department of Environmental Quality  
Remediation and Redevelopment Division  
401 Ketchum Street, Suite B  
Bay City, Michigan

Subject: Final Assessment Report Addendum  
Griffin Beverage Co.  
1901 Dam Road  
West Branch, Michigan  
Facility ID #: 00014295

Mr. Engelhart:

AKT Peerless Environmental & Energy Services (AKT Peerless) has prepared this addendum in response to a telephone conversation on June 29, 2015, between the Michigan Department of Environmental Quality (MDEQ) and AKT Peerless. The purpose of the conversation was to review questions the MDEQ had with respect to a Final Assessment Report (FAR) dated March 25, 2015. The FAR was prepared by AKT Peerless on behalf of Griffin Beverage and was submitted to the MDEQ on April 1, 2015. As a result of the June 29, 2015 conversation, AKT Peerless and the MDEQ agreed to a FAR audit deadline extension allowing for the submittal of this addendum and its subsequent review. The audit extension was granted with a revised deadline of July 31, 2015.

During the June 29, 2015 conversation between the MDEQ and AKT Peerless, it was noted that two separate items needed further clarification within the FAR. Consequently, AKT Peerless is providing the following information as an addendum to the previously submitted FAR.

1. Vertical delineation of groundwater impact is in question based on a historical data point (SB-9) collected down gradient from the source area (former underground storage tank basin). As presented on pages 61 and 62 of the FAR, SB-9 which was collected between 35 and 40 feet below ground surface, contained ethylbenzene and xylenes exceeding Nonresidential Drinking Water and Groundwater Surface Water Interface Criteria. Deeper samples were not collected in this or down gradient from this area.

In response to this statement, AKT Peerless reviewed historical data to determine where vertical delineation is complete. While deeper groundwater samples proximal to or down

## AKT PEERLESS

gradient from SB-9 were not collected during initial site characterization activities, one sample location (MW-1A) was advanced to 49 feet below ground surface. This location was advanced within the former UST basin. Laboratory data indicated groundwater samples collected from 2 intervals (43.0-44.0 and 48.0-49.0) were reported below laboratory detection limits.

Based on historical analytical data collected from MW-1A between 43.0 and 49.0 feet below ground surface, vertical delineation of the source area is complete. However, due to the presence of groundwater contamination at SB-9, AKT Peerless concurs that vertical assessment proximal to or down gradient from the SB-9 sample location is warranted. Consequently, the Corrective Action Plan (CAP) discussed in Section I on Page 27 of the FAR should include the collection of a deep groundwater sample(s) to verify the contaminant plume is vertically characterized in the down gradient direction. Therefore, CAP activities will include installation of a groundwater monitoring well at a to be determined depth (greater than 35-40 feet below ground surface) proximal to or down gradient from the former SB-9 sample location. Vertical definition may be determined through vertical profiling efforts to establish depth of installed screen interval or through the installation of a nested well. These activities will be completed in conjunction with other CAP activities.

2. The CAP in Section I on Page 28 indicates additional groundwater monitoring will occur in which quarterly groundwater samples will be collected from all existing monitoring wells. As discussed in this section, samples will be collected from MW-1 through MW-5, MW-9, BB-1, and BB-3. Two additional groundwater monitoring points (BB-4 and BB-5) were installed to evaluate for the presence of light non-aqueous phase liquid (LNAPL) and/or for the collection of groundwater samples. It will be necessary to include these additional points during quarterly groundwater monitoring activities.

In response to these statements, the CAP will also include BB-4 and BB-5 during quarterly monitoring activities of the above specified existing monitoring wells. Specifically, BB-4 and BB-5 will be accessed to evaluate for the presence of LNAPL. In the event LNAPL is not observed, groundwater samples will be collected to evaluate the stability of the dissolved contaminant plume. BB-4 and BB-5 sampling activities will coincide with sampling of the remaining monitoring wells.

At this time, activities outlined within the CAP have not been authorized nor have been initiated. Therefore, the following revised schedule is provided to replace the schedule as specified within the FAR.



Revised Corrective Action Plan Schedule

Activity	Schedule as Indicated in FAR	Revised Schedule
Quarterly Groundwater Monitoring	June 2015 through March 2017	September 2015 through June 2017
Installation of permanent wells	June 2015	September 2015
Semi-Annual Soil Gas Sampling	September 2015, March and September 2016	No Change
LNAPL Recovery	Monthly until no longer observed	No Change
LNAPL Characterization	September 2015, March and September 2016	No Change
Restrictive Covenant	Last quarter 2015	March 2016

AKT Peerless will provide the MDEQ with appropriate notification of on-site work activity upon authorization of the abovementioned proposed corrective actions.

This addendum is intended to supplement and/or replace information provided in the previously submitted FAR. Consider the information contained within and in conjunction with the FAR for compliance with Part 213 of the Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451 as amended.

If you have any questions or need additional information please contact Ryan Londrigan or me at 989-754-9896.

Sincerely,

AKT Peerless Environmental & Energy Services

Jon A. Hirschenberger, CPG  
Project Manager

JAH

Cc: Tom Spencer, Griffin Beverage  
Rhonda Klann, MDEQ

December 11, 2015

**Griffin Beverage – 1901 Dam Road, West Branch  
FAR/CAP Scope of Work and Schedule**

A Final Assessment Report (FAR) and proposed Corrective Action Plan (CAP) was previously submitted to the Michigan Department of Environmental Quality (MDEQ) on April 1, 2015. An Addendum was submitted on July 6, 2015. This document is now submitted to supplement and amend the proposed scope of work in accordance with Part 213 of the Natural Resources and Environmental Protection Act (NREPA), as amended, and is intended to achieve regulatory compliance of the petroleum release at 1901 Dam Road, West Branch, Michigan (the subject property).

Previous site investigations have identified the presence of non-aqueous phase liquid (NAPL) and a dissolved contaminant plume which potentially threaten occupants of the subject property. As a result of these investigations, soil and groundwater contamination has been delineated generally. However, further evaluation is necessary to demonstrate that long term exposures are not complete.

The following scope of work has been established to further evaluate the nature and extent of groundwater contamination and further evaluate potential exposure pathways. The scope of work was established in light of the following considerations:

1. Soil and groundwater data has been collected at the site since the mid to late 1990s and as recently as 2012 through 2015. Specifically, multiple events of groundwater monitoring activities have been completed in 2012, 2013 and 2015.
2. NAPL has been identified within and southwest of the former UST basin. The presence of NAPL indicates source material is present in these areas. Recent monitoring activities have indicated the plume is currently stable. Specifically, recent recovery efforts indicate NAPL is being recovered within RC-2 at approximately 1/3 gallon per event. However, this volume fluctuates to no recovery at various times. Lastly, NAPL is delineated and is located onsite with no risk of short term off-site migration.
3. Groundwater was identified in all borings, at depths ranging from 18.5 to 20.0 feet bgs. Therefore, groundwater is likely part of a unconfined potable aquifer possibly in communication with the groundwater unit utilized by the onsite drinking water well located in the southern portion of the subject property.
4. Although contaminant concentrations indicate drinking water at the subject property may be threatened by the release, groundwater monitoring data (1993 to 2015) indicates the contaminant plume is localized to the subject property and is more than 450 feet from the private well. Contamination is delineated, and long term exposure is not likely based on existing data. Additional monitoring activities are proposed further rule out the completeness of the drinking water pathway.

5. Free product/NAPL was encountered at 18.0 feet bgs within the warehouse structure. Contaminants in soil and groundwater do not exceed the generic Non-Residential Volatilization to Indoor Air Inhalation RBSLs. Furthermore, initial sub-slab soil gas samples have been collected at the subject property to evaluate the completeness of this pathway. Soil gas samples were reported below Nonresidential vapor intrusion shallow soil gas screening levels. Additional monitoring is proposed to rule out the potential completeness of the vapor intrusion exposure pathway.

Based on the above considerations, the following scope of work was developed to implement and establish compliance with the proposed CAP.

#### TASK 1

Based on historical analytical data collected from MW-1A between 43.0 and 49.0 feet below ground surface, vertical delineation of the source area is complete. However, due to the presence of groundwater contamination at SB-9 (downgradient from the source area) between 35 and 40 feet below ground surface, the MDEQ has requested additional vertical definition activities. Vertical definition may be determined through vertical profiling efforts to establish depth of installed screen interval or through the installation of a nested well.

Installation of permanent downgradient monitoring wells will also be completed in conjunction with vertical delineation activities. As proposed in the CAP, two additional shallow monitoring wells will be installed in the vicinity of AKTP-10 and 11 to complete monitoring of the lateral extent of groundwater contamination.

#### Scope of Work

Installation of permanent groundwater monitoring wells will be completed utilizing a track mount hollow stem drill rig. Due to accessibility conditions and known soil types, smaller augers will be utilized during installation activities. One deep (screened between 35 and 45 feet bgs) and two shallow (screened between 18 and 23 feet bgs) will be installed at the prescribed locations. A diagram attached as figure 1 shows the intended well locations.

#### TASK 2

Additional groundwater monitoring activities are proposed to monitor vertical and lateral groundwater conditions and evaluate if the contaminant plume is stable and/or decreasing in magnitude and extent. Furthermore, groundwater monitoring events are necessary to ensure the onsite potable well is not threatened by the presence of contamination and/or NAPL. Groundwater monitoring will be conducted quarterly for one year to monitor short term exposures at the site. Based on previously completed sampling events (2012-2015) and the proposed quarterly monitoring, data should be sufficient for considering long term exposures. At the end of this monitoring period, a Closure Report will be prepared unless the client opts to prepare a revised CAP which will include a revised sampling schedule (if necessary) to monitor for natural attenuation. In the event groundwater contamination is determined, however, to be expanding in volume and contaminant concentrations, a revised CAP will be timely prepared. The contingencies would include sampling the onsite and/or nearby potable wells on a monthly

or quarterly basis and implementation of possible additional corrective actions. However, based on the time since the release has occurred (approximately 22 years), the data from all onsite investigation activities suggests that the plume has remained relatively stable. However, the proposed quarterly groundwater monitoring for a minimum of one year will allow further evaluation of the potential long-term threats and determine if closure is feasible.

#### Scope of Work

Conduct 4 quarterly groundwater monitoring events (consecutively) over a 1 year period. To complete this task, it is necessary to install 3 additional permanent monitoring wells in locations where temporary monitoring wells were installed (as previously discussed). Upon completion of installation, quarterly groundwater monitoring will be initiated. During each event, 11 groundwater samples will be collected from existing monitoring wells (MW-2 through MW-5, MW-9, BB-1, BB-3, BB-4, BB-5, and three new wells as set forth in Task 1) and submitted for laboratory analysis of VOCs. Monitoring wells will be sampled using low-flow sampling techniques in accordance with US EPA publication *"Low-Flow (Minimal Drawdown) Ground-Water Sampling Procedures"* published in April 1996. Static water levels will be measured with an oil/water interface probe graduated 0.01 feet capable of detecting free product prior to sample collection to determine groundwater elevations. During this task, quarterly CAP Status Reports will be prepared and submitted to the MDEQ. CAP Status reports will contain an evaluation of groundwater monitoring data, free product information including recovery and characterization data, soil gas data and an exposure analysis.

#### TASK 3

Additional soil gas monitoring activities will be necessary to evaluate the completeness of the indoor air pathway. Specifically, due to the presence of contamination exceeding Nonresidential Vapor Intrusion Soil and Groundwater Screening Levels, sub-slab soil gas samples will be collected for 3 additional quarters starting in January 2016. Soil gas samples will be collected from existing soil gas screening points (SG-1 and SG-2). If at any time during monitoring activities an exceedance of vapor intrusion screening levels is reported, additional corrective actions will be evaluated to determine whether an action is needed to mitigate impacted vapor migrating into the structure or whether appropriate indoor air testing is indicated. Corrective actions to mitigate unacceptable exposures will be provided in the proposed quarterly CAP Status reports.

#### Scope of Work

Soil gas sampling activities are proposed for 3 additional quarters. Soil gas samples will be collected from existing sub-slab soil vapor points (SG-1 and SG-2). Soil gas sampling will be conducted during quarterly groundwater monitoring events to limit costs. A total of 6 soil gas samples will be collected and submitted for laboratory analysis of VOCs following USEPA Method TO-15. Soil gas results and evaluation information will be presented in quarterly CAP Status Reports.

#### **TASK 4**

Free product/LNAPL recovery and characterization is planned until a Closure Report is submitted. Specifically, free product will be recovered on a monthly basis. Due to low recharge rates, passive bailing or pumping will be utilized to recovery NAPL. NAPL will be stored onsite in 55-gallon steel drums. Waste disposal manifests will be provided in future CAP Status reports. NAPL characterization will also be conducted semi-annually to determine the effectiveness of recovery efforts. Characterization activities will include bail down tests and/or transmissivity testing. Results of characterization activities will be included in future CAP Status reports.

#### **Scope of Work**

Free product/LNAPL recovery is an initial component of the CAP. Recovery efforts will be conducted on a monthly basis. Recovery data will be provided for inclusion in the quarterly CAP Status Reports. In addition to recovery, free product/LNAPL characterization is proposed semi-annually for 1 year (second and forth quarter testing events). The purpose of characterization activities is to determine the effectiveness of recovery efforts and to perform a feasibility of recovery or other alternatives. Characterization activities include but are not limited to bail down tests and/or transmissivity tests. Results of characterization activities will be included in future CAP Status Reports.

#### **TASK 5**

Institutional controls are necessary to prohibit land and resource uses based on the presence of NAPL and soil/groundwater contamination. Specifically, a resource restriction will be utilized to preclude the installation of wells, maintain existing surface covers to minimize infiltration, prohibit the development of the onsite groundwater and the excavation and utilization of subsurface soil within a surveyed area (to be completed by a licensed surveyor). The surveyed area will include all impacted areas of the site. Additionally, a land use restriction is necessary to ensure the site will be utilized for Nonresidential purposes. Proof of filing an executed Restrictive Covenant will be provided in a CAP Status report and Closure Report.

#### **Scope of Work**

A professional survey contractor will be utilized to perform survey activities for the purpose of defining a boundary within the property to be utilized for a restrictive covenant. The surveyed boundary is a required component of the restrictive covenant. The restrictive covenant is necessary to eliminate potential drinking water exposures in operational areas of the subject property. The survey will consist of a map and legal description to be included in the restrictive covenant. In addition, monitor well elevations will be surveyed to calculate groundwater elevation data. It is anticipated that up to 11 monitor wells will be surveyed for top-of-casing and groundwater surface elevations.

Proposed sample locations are depicted on Figure 7 of the FAR.

Also, it should be noted that based on the findings of the above proposed investigation, additional investigation activities may become warranted for various reasons including, but not limited to: (1) identification of yet unknown preferential migration pathways, (2) identification

of greater contamination concentrations, requiring further source evaluation and exposure pathway evaluation, (3) Identification of groundwater impact, requiring additional lateral delineation and/or characterization, and (4) Identification of contamination with the potential to threaten indoor air quality nearer the onsite buildings, requiring additional soil, groundwater, and/or soil gas evaluation.

Upon completion of the proposed investigation activities, an evaluation of analytical data will be completed to determine the completeness of CAP activities. These results may be utilized to support the preparation of a Closure Report or an amended CAP which is required for compliance with Part 213 of the Natural Resources and Environmental Protection Act (NREPA), as amended Part 213 of the NREPA, as amended.

#### **SCHEDULE**

The proposed CAP activities discussed within will be scheduled promptly. At this time, it is anticipated that drilling activities for installation of the 3 permanent monitoring wells will be completed in January 2016. Thereafter, groundwater monitoring and sub-slab soil gas sampling will be completed. As currently planned, quarterly sampling will be conducted as proposed and will be initiated in February 2016 and include 3 additional consecutive quarters for groundwater and 2 additional consecutive quarters for soil gas. NAPL characterization will occur during the second and fourth quarter testing. Milestone dates for reporting activities include March 31, 2016, July 29, 2016, November 30, 2016 and March 31, 2017.

It is anticipated that drilling and sampling activities will follow the proposed schedule. However, in the event drilling activities or analytical results reveal the presence of contamination which necessitates additional drilling and/or sampling activities, a revised CAP with schedule will be prepared and submitted to the MDEQ for approval.

## ATTACHMENT B

## **ESCROW AGREEMENT**

This Escrow Agreement is entered into by and between Griffin Beverage Co.; ***[insert name of Escrow Agent]***; and the Michigan Department of Environmental Quality to hold payment of past corrective action in abeyance as provided in the Administrative Order by Consent for Corrective Actions and Payment of Costs, MDEQ Reference No. AOC-RRD-16-001 for the confirmed release from underground storage tanks at 1901 Dam Road, West Branch, Ogemaw County, Michigan, Facility ID 00014295 (the Site).

Whereas, the Grantor has agreed to establish an Escrow to meet the provisions of Paragraphs 5.1 and 5.2 of the AOC and further specified in this Escrow Agreement; and

Whereas, the Grantor, acting through its duly authorized officers, has proposed an Escrow Agent under this Escrow Agreement; and

Whereas, the Beneficiary approves the Escrow Agent proposed by the Grantor; and

Whereas, the Escrow Agent is willing to act as the Escrow Agent;

NOW, THEREFORE, the Grantor and Escrow Agent agree as follows:

### **I. DEFINITIONS**

"AOC" means the Administrative Order by Consent for Corrective Actions and Payment of Costs, MDEQ Reference No. AOC-RRD-213-16-001 entered into by and between Griffin Beverage Co., Michigan Department of Environmental Quality, and Michigan Department of Attorney General.

"Beneficiary" means the Michigan Department of Environmental Quality, its successor entities and those authorized persons or entities acting on its behalf.

"Escrow Agent" means the escrow agent who enters this Escrow Agreement and any successor or assigns of the Escrow Agent.

"Escrow Agreement" means this Escrow Agreement executed between Griffin Beverage Co., the Escrow Agent and the Michigan Department of Environmental Quality.

"Escrow Assets" means cash and/or direct obligations of the United States of America (U.S.A.) or the State of Michigan, or obligations for which the principal and interest are unconditionally guaranteed by the U.S.A. or the State of Michigan, or certificates of deposit of any financial institution to the extent insured by an agency of the United States Government.

"Fiduciary" means any person who exercises any power of control, management, or disposition, or renders investment advice for a fee or other compensation, direct or indirect, with respect to any monies or other property of this Escrow, or has any authority or responsibility to do so, or who has any authority or responsibility in the administration of this Escrow.

"Fund" or "Escrow" means the account by which deposits and earnings are maintained.

"Grantor" means Griffin Beverage Co., and any successors.

All other terms used in this Escrow Agreement which are defined in Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, MCL 324.21301a, *et seq.*, (Part 213) shall have the same meaning as in Part 213.

## **II. AMOUNT OF ESCROW FUND**

The Grantor shall deposit funds for past corrective action costs in an Escrow as required by the AOC. The Escrow shall be secured in the amount of thirty thousand dollars (\$30,000) and be maintained consistent with the provisions of the AOC.

## **III. NOTICES**

All notices, deliveries, or other communications required or permitted hereunder shall be deemed given when sent by facsimile transmission or electronic mail and confirmed by certified or registered mail addressed as follows:

(A) For Escrow Agent:

**[insert Escrow Agent name]**  
ATTN: **[insert contact person's name]**  
**[Address or P.O. Box]**  
**[City], [State] [Zip Code]**  
Telephone No.: **[insert telephone no.]**  
FAX No.: **[insert fax no.]**

(B) For Beneficiary:

(1) For questions regarding provisions of the AOC:

Carrie Olmsted  
Compliance and Enforcement Section  
Remediation and Redevelopment Division  
Michigan Department of Environmental Quality  
P.O. Box 30426  
Lansing, Michigan 48909-7926  
Telephone No.: 517-284-5137  
FAX No.: 517-241-9581  
E-mail: [Olmstedc@michigan.gov](mailto:Olmstedc@michigan.gov)

(2) For payments sent to the Beneficiary:

Accounting Services Center  
Cashier's Office for MDEQ  
P.O. Box 30657  
Lansing, Michigan 48909-8157

(Via Courier)

Accounting Services Center  
Cashier's Office for MDEQ  
Van Wagoner Building, 1<sup>st</sup> Floor  
425 West Ottawa Street  
Lansing, Michigan 48933-2125

(C) For Grantor:

**[SUBMITTER]**

ATTN: *[insert contact person's name]*

*[Address or P.O. Box]*

*[City], [State] [Zip Code]*

Telephone No.: *[insert telephone no.]*

FAX No.: *[insert fax no.]*

Griffin Beverage Co., MDEQ Reference No.AOC-RRD-16-001, and Facility ID 00014295 shall be included on any notices sent to the Beneficiary.

#### **IV. ESTABLISHMENT OF FUND**

The Grantor and the Escrow Agent hereby establish the Fund to assure implementation of corrective actions and payment of past corrective action costs to the Beneficiary as described in the AOC. The Fund is established initially as consisting of the Escrow Assets described in Exhibit A of this Escrow Agreement, all of which are acceptable to the Escrow Agent. Such Escrow Assets or any other assets subsequently transferred to the Escrow Agent are collectively referred to as the Fund, together with all earnings and profits thereon, less any payments or distributions made by the Escrow Agent pursuant to this Escrow Agreement. The Escrow will be held by the Escrow Agent, as hereinafter provided. The Escrow Agent undertakes no responsibility for the amount or adequacy of, nor any duty to collect from the Grantor, any payments required to be made by the Grantor to the Escrow Agent or for payments required of the Grantor.

#### **V. SECURE PERFORMANCE**

The Fund so established shall be used to reimburse the Beneficiary for past corrective action costs in accordance with the provisions of Paragraphs 5.1 and 5.2 of the AOC based on Grantor's performance of corrective actions as required in the AOC. Upon receipt of a notice of request for reimbursement from the Beneficiary, the Escrow Agent shall reimburse the Beneficiary and the Grantor, if appropriate, the amount specified in the notice. All notices of request for disbursement, except for the Escrow Agent's fee which is to be paid to the Escrow Agent directly by the Grantor, are to be made by the Beneficiary to the Escrow Agent with a copy sent to the Grantor. The Escrow Agent shall remit payment to the Beneficiary, and the Grantor if specified, within thirty (30) days of receipt of the notice. Funds disbursed to the parties under this Paragraph shall be delivered to the address indicated in Section III (Notices).

#### **VI. PAYMENTS COMPRISING THE FUND**

The Escrow Assets placed with the Escrow Agent by the Grantor shall consist of cash and/or direct obligations of the U.S.A. or the State of Michigan, or obligations for which the

principal and interest are unconditionally guaranteed by the U.S.A. or the State of Michigan, or certificates of deposit of any financial institution to the extent insured by an agency of the United States Government.

## **VII. ESCROW AGENT MANAGEMENT**

The Escrow Agent shall invest and reinvest the principal and income of the Fund and keep the Fund invested as a single fund, without distinction between principal and income, in accordance with prudent investment guidelines. In investing, reinvesting, exchanging, selling, and managing the Fund, the Escrow Agent or any other fiduciary will discharge its/his/her duties with respect to the Fund solely in the interest of the participants and the Beneficiary and with the care, skill, prudence, and diligence under the circumstances then prevailing which persons of prudence, acting in a like capacity and familiar with such matter, would use in the conduct of an enterprise of like character and with like aims, except that:

(A) Securities or other obligations of the Grantor or any other owner or operator of the Facility, or any of their affiliates as defined in the Investment Companies and Advisors Act of 1940, as amended, 15 U.S.C. Section 80a-2(a), shall not be acquired or held on behalf of the Fund unless they are securities or other obligations of the U.S.A. or the State of Michigan;

(B) The Escrow Agent is authorized to invest the Fund in time or demand deposits of the Escrow Agent or any other financial institution to the extent such Escrow Assets are insured by an agency of the United States Government and to the extent such time and demand deposits shall mature not later than one (1) year from the date of the investment;

(C) The Escrow Agent is authorized to hold cash while awaiting investment or investment distribution for a reasonable time and without liability for the payment of interest thereon.

## **VIII. COMMINGLING AND INVESTMENTS**

The Escrow Agent is expressly authorized in its/his/her discretion and in accordance with the investment policies and guidelines transmitted to the Escrow Agent pursuant to this Escrow Agreement to transfer from time to time any or all of the assets of the Fund to any common, commingled, or collective fund created by the Escrow Agent in which the Fund is eligible to participate, subject to all of the provisions thereof, to be commingled with the assets of other escrows participating therein so long as such management does not conflict with the requirements of this Fund. To the extent of the equitable share of the Fund in any such commingled fund, such commingled funds will be part of the Fund.

## **IX. EXPRESS POWERS OF ESCROW AGENT**

Without in any way limiting the powers and discretions conferred upon the Escrow Agent by the other provisions of this Escrow Agreement by law, the Escrow Agent is expressly authorized and empowered:

(A) To make, execute, acknowledge, and deliver any and all documents of transfers and conveyances and any and all other instruments that may be necessary or appropriate to carry out the powers herein granted;

(B) To register any securities held in the Fund in its own name or in the name of a nominee and to hold any security in bearer form or in book entry, or to deposit or arrange for the deposit of such securities in a qualified central depository even though, when so deposited, such securities may be merged and held in bulk in the name of the nominee of such depository with other securities deposited therein by another person, or to deposit or arrange for the deposit of any securities issued by the United States Government, or any agency or instrumentality thereof, with a Federal Reserve Bank, but the books and records of the Escrow Agent will at all times show that all such securities are part of the Fund;

(C) To deposit any cash in the Fund maintained in interest-bearing accounts or saving certificates issued by the Escrow Agent, in its separate corporate capacity, or in any other banking institution affiliated with the Escrow Agent, to the extent insured by an agency of the U.S.A. Government;

(D) To sell, exchange, convey, transfer or otherwise dispose of any other property held on behalf of the Fund, by public or private sale. No person dealing with the Escrow Agent shall be bound to see the application of the purchase money or to inquire into the validity of expediency of any such sale or other disposition; and

(E) To comprise or otherwise adjust all claims in favor of or against the Fund.

#### **X. TAXES AND EXPENSES**

All taxes of any kind that may be assessed or levied against or in respect to the Fund and monthly maintenance fee (such fee shall include any necessary advice of counsel) incurred by the Escrow Agent or Fund will be paid directly by the Grantor.

#### **XI. ACCOUNTING FOR THE FUND**

The Escrow Agent shall annually, at least thirty (30) days prior to the anniversary date of establishment of the Fund; furnish to the Grantor and the Beneficiary a written statement of the current value of the Fund. Any securities in the Fund shall be valued at market value as of no more than sixty (60) days prior to the anniversary date established for the Fund.

The accounting shall show in reasonable detail the following:

- (A) The total funds deposited into the Fund;
- (B) Accrued earnings on the funds deposited into the Fund;
- (C) The amount of the funds that have been paid out of the Fund; and
- (D) The remaining balance of the Fund.

#### **XII. ADVICE OF COUNSEL**

The Escrow Agent may from time to time consult with counsel, who may be counsel to the Beneficiary, with respect to any questions arising as to the construction of this Escrow Agreement or any action to be taken hereunder. The Escrow Agent shall be fully protected, to the extent permitted by law, in acting upon the advice of its/his/her own counsel.

### **XIII. ESCROW AGENT COMPENSATION**

The Escrow Agent will be entitled to reasonable compensation for its/his/her services as agreed upon in writing from time to time with the Grantor. Payment shall be made directly by the Grantor and not from the Fund.

### **XIV. SUCCESSOR ESCROW AGENT**

The Escrow Agent may be replaced upon providing ninety (90) days written notice to the Escrow Agent from the Beneficiary or the Grantor. The Escrow Agent may resign after giving ninety (90) days written notice to the Grantor and the Beneficiary. In either event, upon written concurrence of the Beneficiary, the Grantor will appoint a successor Escrow Agent who will have the same powers and duties as those conferred upon the Escrow Agent hereunder. Upon acceptance of the appointment of a successor Escrow Agent by the Beneficiary, the successor Escrow Agent and the Grantor will sign a new Escrow Agreement with identical terms as this Escrow Agreement and forward it to the Beneficiary for signature. Upon signature of the Beneficiary, the Escrow Agent will assign, transfer, and pay over to the successor Escrow Agent, the funds then constituting the Fund. If for any reason the Grantor cannot or does not act in the event of the resignation of the Escrow Agent, the Escrow Agent may apply to a court of competent jurisdiction for the appointment of a successor Escrow Agent or for instructions. The successor Escrow Agent shall notify the Beneficiary, the Grantor, and the present Escrow Agent in writing by certified mail of the date upon which it will assume administration of the Fund ten at least ten (10) days before such change becomes effective. Any expenses incurred by the Escrow Agent as a result of any of the actions performed under this Section will be paid as provided in Section X (Taxes and Expenses).

### **XV. INSTRUCTIONS TO THE ESCROW AGENT**

All orders, requests, and instructions by the Beneficiary to the Escrow Agent will be in writing and signed by the Beneficiary. The Escrow Agent shall act and, in so acting, will be fully protected if acting in accordance with such orders, requests, and instructions. The Escrow Agent will have no duty to act in the absence of such orders, requests, and instructions from the Beneficiary, except as provided for herein.

### **XVI. AMENDMENT OF THE ESCROW AGREEMENT**

This Escrow Agreement may be amended by an instrument in writing executed by the Escrow Agent, Grantor, and the Beneficiary; or by the Escrow Agent and the Beneficiary if the Grantor ceases to exist.

### **XVII. IRREVOCABILITY AND TERMINATION**

Subject to the right of the parties to amend this Escrow Agreement as provided in Sections XIV (Successor Escrow Agent) and XVI (Amendment of the Escrow Agreement), this Fund will be irrevocable and continue until terminated by the written notification of the Beneficiary.

The Escrow Agreement shall be terminated when the Escrow Agent receives written notice from the Beneficiary that all of the Funds are to be disbursed and the Fund is no longer necessary.

#### **XVIII. IMMUNITY AND INDEMNIFICATION**

The Escrow Agent will not incur personal liability of any nature in connection with any act or omission made in good faith in the administration of this Fund, or in carrying out any directions by the Beneficiary issued in accordance with this Escrow Agreement.

The Escrow Agent will be indemnified and saved harmless by the Grantor, from and against any personal liability to which the Escrow Agent may be subjected by reason of any act or conduct in its official capacity, including all expenses reasonably incurred in its defense.

#### **XIX. CHOICE OF LAW**

This Escrow Agreement will be administered, construed, and enforced according to the laws of the State of Michigan.

#### **XX. INTERPRETATION**

As used in this Escrow Agreement, words in the singular include the plural and words in the plural include the singular. The descriptive headings for each section of this Escrow Agreement will not affect the interpretation or the legal efficacy of this Escrow Agreement.

The parties herein enter into and duly execute this Escrow Agreement. Furthermore, the Grantor and Escrow Agent below certify that the wording of this Escrow Agreement is identical to the wording specified by the Beneficiary as of the effective date of this Escrow Agreement which is the date it is entered by the last signatory.

[This space left intentionally blank]

FOR GRIFFIN BEVERAGE CO., THE GRANTOR

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) SS

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_, by ***[insert name of Grantor's authorized representative]***, the ***[insert title of Grantor's authorized representative]*** of ***[insert name of Grantor]***, a ***[insert state of incorporation]*** corporation, on behalf of the corporation, the Grantor named in the foregoing instrument.

\_\_\_\_\_  
Signature of Notary

Commission Expires: \_\_\_\_\_

**FOR [insert the name of the Escrow Agent], THE ESCROW AGENT**

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) SS

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_, by **[insert name of Escrow Agent's authorized representative]**, the **[insert title of Escrow Agent's authorized representative]** of **[insert name of Escrow Agent]**, a **[insert state of incorporation]** corporation, on behalf of the corporation, the Escrow Agent named in the foregoing instrument.

\_\_\_\_\_  
Signature of Notary

Commission Expires: \_\_\_\_\_

**FOR THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY,  
THE BENEFICIARY**

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) SS

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_, by Robert Wagner, Chief, Remediation and Redevelopment Division, on behalf of the Beneficiary named in the foregoing instrument.

\_\_\_\_\_  
Signature of Notary

Commission Expires: \_\_\_\_\_

**EXHIBIT A**

**Escrow Assets**

The Escrow Fund is established initially as consisting of the following:

***[Describe the nature and amount(s) of the Escrow Assets.]***

By their signatures below, the parties agree that this Exhibit A is incorporated into and made a part of the Escrow Agreement dated ***[insert effective date of Escrow Agreement]***.

**FOR *[insert name of Grantor]*, THE GRANTOR**

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type

**FOR *[insert name of Escrow Agent]*, THE ESCROW AGENT**

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type

**FOR THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY,  
THE BENEFICIARY**

By: \_\_\_\_\_  
Signature Date

Name: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_  
Print or Type