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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Donna Welterlen
Box 250
Edgewood IA 52042-0250

CERTIFICATE OF NO FURTHER ACTION

Prepared By: Dawn Santa Maria, 515.281.8865
IOWA DEPARTMENT OF NATURAL RESOURCES, 502 E 9th St, Des Moines, IA 50319-0034

Return To: **E V WELTERLEN, 17 RUE BRUYERE DE JURBISE, B 7020 MASNUY ST JEAN, BELGIUM**

This document certifies that the referenced underground storage tank (UST) site has been classified by the Iowa Department of Natural Resources (Department) as "no further action" as provided in Iowa Code section 455B.474(1)(h)(3), as amended by 2007 Iowa Acts, S.F. 499, Section 2. This certificate must be recorded in the referenced site's County Recorder Office. *See id.*

Date of Issuance: July 12, 2011

Owner/Operator of the Tank(s): **E V WELTERLEN**

Department File Reference: UST No. 198606830
LUST No. 7LTI37

UST Facility Address: **MANCHESTER KERR MCGEE**
124 W MAIN ST
MANCHESTER, IA 52042

Owner/Operator Mailing Address: **E V WELTERLEN**
17 RUE BRUYERE DE JURBISE
B 7020 MASNUY ST JEAN
BELGIUM

Legal Description of the UST Site:
Lot Twenty Four (24) of Ballard's Subdivision of a part of Lot "I" of the Iowa
(Legal description continued on next page.)

Land Company's subdivision of Manchester, Iowa, otherwise more particularly described as beginning at the intersection of the south line of Main Street in the City of Manchester, Iowa, with the East line of First Street road, running thence South along the East line of said First Street road 40 feet thence East 22 feet, thence North 40 feet, thence West along the South line of Main Street 22 feet to the place of beginning in Delaware County, Iowa.

Groundwater Ingestion--Ordinance: Soil or Groundwater contamination is present (or may be present in the future due to contaminant migration) at levels which if ingested by humans could present an unreasonable risk to health. The potential for exposure to this groundwater by installation of groundwater wells is being regulated by the following control:

A city or county ordinance was in place at the time of issuance of this no further action certificate which regulates the installation of drinking and non-drinking water wells. The permitting authority has provided a non-binding certification that it is not likely to allow permitting of groundwater wells on this property because of the availability of a public water supply. If this ordinance is not maintained or is otherwise established to be ineffective, the "no action required" classification may be rescinded

If monitoring wells are subsequently found they should be properly abandoned in accordance with Chapter 567-39 of the Iowa Administrative Code.

This certificate prohibits the Department from requiring a property owner or a responsible party from conducting further corrective action if the only reason is a change in action levels. *See id.* However, this certificate does not prevent the Department from requiring further corrective action at the site if a new petroleum release occurs or if a previously-unknown or unforeseen risk condition should arise. *See id; see also* 567 IOWA ADMINISTRATIVE CODE 135.12(10)(b).

This certificate does not constitute a warranty or representation of any kind to any person as to the environmental condition, marketability, or value of the above-referenced property other than that NFA-qualifying status was achieved upon the date of certificate issuance. *See* IOWA CODE § 455B.474(1)(h)(1).

FOR THE DIRECTOR:

Elaine R. Douskey

ELAINE DOUSKEY, Supervisor
UST Section
Environmental Services Division

State of Iowa)
County of Polk) ss.

This instrument was acknowledged before me on this 12th day of July, 2011, by Elaine Douskey, who executed the foregoing instrument, and acknowledge that this person executed the same as his/her/their voluntary act and deed.

Bonnie S. Garrison

Notary Public for State of Iowa
My Commission Expires: 3-25-2013

BONNIE S. GARRISON
COMMISSION NO. 762328
MY COMMISSION EXPIRES
3-25-2013