September 28, 2016

Kristen,

The enclosed letter is dated Sept. 2, mailed to us on Sept. 6 and we received it on the afternoon of Sept. 8. You knew well in advance,prior to Sept. 2, that this work was going to be done on Sept. 7 & 8 and yet you send us a late notice and completely eliminate Wisconsin DNR and REI, our consultant. Receiving this letter on the day the work has already begun is unacceptable.

What gives the Tribe the right to be on our property anyway, let alone doing any work there???? It is not TRIBAL PROPERTY it is PRIVATE PROPERTY. We DID NOT give you permission to enter onto it.

Starting now and going forward you need to contact us a month in advance to ask permission to let us know what you want to do along with the dates you wish to do it THEN...if we decide to grant permission we will follow up with a written letter of approval. Until then there will be no admission on OUR property by the Tribe or any contractors secured by the Tribe, without you receiving a written letter of our approval.

Thank you,

Linda & William Kozak

Linda & William Kozak
Tower Standard

cc: Robert Egan
Chris Saari
Dave Larsen
encl.

RECEIVED
OCT 03 2016

LAC DU FLAMBEAU BAND
OF LAKE SUPERIOR CHIPPEWA INDIANS

TRIBAL NATURAL RESOURCE DEPARTMENT

P.O. BOX 67
2500 HWY. 47 NORTH

LAC DU FLAMBEAU, WISCONSIN 54538

(715) 588-4213
FAX# (715) 588-3207

Fish Culture - Fisheries Management - Wildlife Management - Water Resources - Environmental Protection - Conservation Law - Energy - Air Quality

September 2, 2016

Rec'd Sept 8 2016 P.M
Letter mailed on Sept 6 2016

William and Linda Kozak
8760 W SQUAW LAKE RD
LAC DU FLAMBEAU WI 54538

Re: Notice of September 7th and 8th 2016 Planned Field Work Source Area Characterization Work

Dear Mr. and Mrs. Kozak:

The data collected at your site thus far suggests heavily contaminated source soil located below the water table. These source soils are likely feeding the substantial dissolved phase plume. The last sampling event conducted by your consultant provided a benzene concentration in groundwater of 44,900 ppb. The Tribal, Federal, and State cleanup standard for benzene is 5 ppb.

The Tribes Hazardous Substance Code and Environmental Response Program allows for an interim action (like source soil removal) while assessment is occurring. This allows for a known source to be dealt with in the short term, instead of waiting for a complete site assessment and remedial options planning. The approach to focus interim action work in the highly contaminated source area results is a quicker and more effective cleanup.

Field work is planned to characterize the source area on September 7th and 8th. The data will be utilized for interim action planning. The source area target for assessment is east of the former tank basin and may extent to the general area of your former tank basin. The work will include a geoprobe truck with Laser Induced Fluorescence (LIF) and other geotechnical tooling.

The Tribal Natural Resource Department is providing notice that representatives from the Lac du Flambeau Tribal Natural Resource Department will be onsite during the scheduled field work at your property located at 14267 W state Highway 70, Lac du Flambeau.

If you have any questions or comments, please feel free to contact me at (715) 588-4290.

Sincerely,

Kristen Hanson
Environmental Response Program Coordinator
Tribal Natural Resource Department
Lac du Flambeau Band of Lake Superior Chippewa Indians

LAC DU FLAMBEAU BAND
OF LAKE SUPERIOR
CHIPPEWA INDIANS
TRIBAL NATURAL RESOURCE DEPARTMENT
P.O. Box 67
2500 Hwy. 47 North
Lac Du Flambeau, Wisconsin 54538

GREEN BAY WI 543
06 SEP 2006 PM 3 L

William and Linda Kozak
8760 W SQUAW LAKE RD
LAC DU FLAMBEAU WI 54538

54538-951760

EPA-R5-2017-010506_0002515