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December 1, 1994

Mr. Thomas F. Peacock
Supervising HMS
Hazardous Material Division
Alameda County Health Care Services Agency
Department of Environmental Health
1131 Harbor Bay Parkway, 2nd Floor
Alameda, California 94502-6577

Re: 208 Jackson Street, Oakland, California 94607

Dear Mr. Peacock:

I recently learned that John Morrell & Company received an invoice dated November 21, 1994 for \$1,127.06 related to your agency's oversight costs at the 208 Jackson Street site. My understanding from previous conversations with you and Jennifer Eberle was that the current property owner is paying those oversight costs. I will continue to assume the same unless I hear otherwise from you or the State Water Resources Control Board.

Please do not hesitate to call if you have any questions.

Very truly yours,

FROST & JACOBS

By _____
Jonathan A. Conte

JAC/jac
cc: Gil Jensen
0158779 01

ALCO
11/23/94
94 DEC -6 AM 7:13

ROST & JACOBS

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(513) 651-6125

October 10, 1994

Mr. Thomas F. Peacock
Supervising HMS
Hazardous Material Division
Alameda County Health Care Services Agency
Department of Environmental Health
1131 Harbor Bay Parkway, 2nd Floor
Alameda, California 94502-6577

Re: 208 Jackson Street, Oakland, California 94607

Dear Mr. Peacock:

The purpose of this letter is to respond to the information you sent me via telefax on September 21, 1994, which sets forth the reason John Morrell & Company ("John Morrell") was named as a Responsible Party at the Jackson Street site.

The Pre-Enforcement Review Panel appears to have misinterpreted the relationship between John Morrell and other named Responsible Parties. The Board's letter of April 27, 1994, and a similar letter of January 18, 1994 indicate that John Morrell was a successor corporation to the East Bay Packing Company, whose parent was Hunter/Krey/Kretschmar and/or Kretschmar Brands. However, as explained by Mr. Charlie Robbins, General Counsel to John Morrell, in his letter of March 28, 1994, John Morrell purchased only the rights to certain intellectual property of Kretschmar. Thus, it was not a "successor" corporation as the April 27, 1994 notice indicates.

None of the other information that your office has provided to me indicates that John Morrell either owned the property at the time of or following the release of petroleum, or owned or operated the USTs immediately before the discontinuation of their use. First, Jennifer Eberle of your Agency provided a chain of title to me that showed that John Morrell owned the property prior to November 12, 1970. Merely being a past owner does not support the conclusion that John Morrell owned the property at the time of the release. Moreover, I have seen no technical information that supports a conclusion that petroleum

FROST & JACOBS

Mr. Thomas F. Peacock
October 10, 1994
Page 2

products were released from the USTs during John Morrell's ownership almost twenty-five years ago.

Second, based on my discussions with an employee of John Morrell who worked at the Jackson Street site during John Morrell's ownership, later site owners used the USTs that were removed from the property in 1990. This fact suggests strongly that the USTs were not leaking and in good working order during John Morrell's ownership of the property. It also reflects that John Morrell was not the owner or operator of the USTs immediately before the discontinuation of their use and therefore cannot be a Responsible Party for that reason alone.

In sum, John Morrell maintains that none of the information your Agency has provided supplies any reasonable basis for naming John Morrell as a Responsible Party at the Jackson Street site. If there is any other information that would support the conclusion that John Morrell owned or operated the site at the time of the release of the petroleum substances, please forward that material to me.

Finally, I recently learned that John Morrell received an invoice for oversight costs incurred by your office for the first six months of 1994. However, I understand that the current property owner has been paying these oversight costs, and there is therefore no need for John Morrell to respond to the invoice.

After you have reviewed this letter, please call me at your earliest convenience to discuss. I appreciate your time and consideration.

Very truly yours,

FROST & JACOBS

By: 
Jonathan A. Conte

JAC/jac
Enclosure
0142352 01
cc: Jennifer Eberle
Gil Jensen

GIBSON, DUNN & CRUTCHER

LAWYERS
ONE MONTGOMERY STREET

EMERSON TOWER
SAN FRANCISCO, CALIFORNIA 94104-4505

(415) 393-8200

FACSIMILE: (415) 986-5309

September 23, 1994

JAS. A. GIBSON, 1852-1922
W. E. DUNN, 1861-1925
ALBERT CRUTCHER, 1860-1931

NEW YORK
200 PARK AVENUE
NEW YORK, NEW YORK 10166-0193

WASHINGTON
1050 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-5306

BRUSSELS
AVENUE LOUISE 66
B-1050 BRUSSELS, BELGIUM

PARIS
104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON
30/35 PALL MALL
LONDON SW1Y 5LP

HONG KONG
8 CONNAUGHT PLACE
HONG KONG

TOKYO
TORANOMON 3-CHOME ANNEX BLDG
3-7-12 TORANOMON, MINATO-KU
TOKYO 105, JAPAN

AFFILIATED SAUDI ARABIA OFFICE
JARIR PLAZA, OLAYA STREET
P.O. BOX 15870
RIYADH 11454, SAUDI ARABIA

OUR FILE NUMBER

T 50143-00001

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333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3197

CENTURY CITY
2029 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-3026

ORANGE COUNTY
4 PARK PLAZA
IRVINE, CALIFORNIA 92714-8557

SACRAMENTO
400 CAPITOL MALL
SACRAMENTO, CALIFORNIA 95814-4407

SAN DIEGO
750 B STREET
SAN DIEGO, CALIFORNIA 92101-4605

DALLAS
1717 MAIN STREET
DALLAS, TEXAS 75201-7390

DENVER
1801 CALIFORNIA STREET
DENVER, COLORADO 80202-2694

SEATTLE
999 THIRD AVENUE
SEATTLE, WASHINGTON 98104-7089

WRITER'S DIRECT DIAL NUMBER

(415) 393-8340

Jennifer Eberle
Hazardous Materials Specialist
Alameda County CC 4580
Health Care Services Agency
Department of Environmental Health
1131 Harbor Bay Pkwy., 2nd Floor
Alameda, CA 94502-6577

Re: 208 Jackson Street, Oakland, California

Dear Jennifer:

Could I also get a copy of the "Groundwater Contamination Assessment" report dated 7/12/94, and a copy of the "Work Plan" dated 8/22/94, both drafted by SCI, regarding the above-referenced property? Please bill me for the copies. Thank you.

Very truly yours,

Kimberly S. McGovern
Kimberly S. McGovern

KSM/cbg

FA942660 055/1+

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



September 20, 1994
STID 3707

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 HARBOR BAY PARKWAY, 2ND FLOOR
ALAMEDA, CA 94502-6577

John Conte
Frost & Jacobs
2500 PNC Center
PO Box 5715
Cincinnati OH 45201-5715

RE: former East Bay Packing site, 208 Jackson ST., Oakland CA
94607

Dear Mr. Conte,

I received your telephone message today, requesting a copy of the "Groundwater Contamination Assessment" report by SCI dated 7/12/94. I have enclosed a copy of this report, as well as a copy of the "Work Plan" by SCI dated 8/22/94.

If you have any questions, please contact me at 510-567-6700 extension 6761; the new fax number is 510-337-9335. Please note our new office location.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

cc: Gil Jensen, District Attorney's office
Scott Leck, Subsurface Consultants Inc., 171-12th St.,
suite 201, Oakland Ca 94607
Tzu Ming Chen, 208 Jackson ST., Oakland CA 94607
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St.
San Francisco CA 94104
Henry Poy, attorney at law, 1330 Broadway, Suite 1028,
Oakland CA 94612
Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys
at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
Ed Howell/file

je 3707-G

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

September 12, 1994
STID 3707

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR
DEPARTMENT OF ENVIRONMENTAL HEALTH

Alameda County CC 4580
Health Care Services Agency
Dept. Of Environmental Health
1131 Harbor Bay Pkwy 2nd Flr.
Alameda, CA 94502-6577

Tzu Ming Chen
Former East Bay Packing site
208 Jackson St.
Oakland CA 94607

Dear Mr. Chen,

I am in receipt of the "Work Plan," dated 8/22/94, prepared by Subsurface Consultants Inc. (SCI). I understand that you hired SCI to prepared this workplan; hence, this letter is being directed to you. However, this does not constitute a lack of finding of responsibility for the other parties named as a result of the Pre-Enforcement Panel Review Meeting held in our offices on 1/18/94.

The 8/22/94 SCI workplan involves the installation of 19 soil borings, 14 of which will be onsite, and 5 of which will be offsite, to determine the lateral extent of soil and groundwater contamination. This workplan is acceptable for implementation as is. Please notify me at least 2 business days of field work activities.

For your information, on 7/13/94, we received the "Groundwater Contamination Assessment" report, prepared by SCI, dated 7/12/94.

My new phone number is 510-567-6700; the new fax number is 510-337-9335. Please note our new office location.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

- cc: Kevin Graves, RWQCB
Gil Jensen, District Attorney's office
Scott Leck, Subsurface Consultants Inc., 171-12th St.,
suite 201, Oakland Ca 94607
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St.
San Francisco CA 94104
Henry Poy, attorney at law, 1330 Broadway, Suite 1028,
Oakland CA 94612
Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys
at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
John Conte, Frost & Jacobs, 2500 PNC Center, PO Box 5715,
Cincinnati OH 45201-5715
Ed Howell/file

je 3707-F

FROM : ALAMEDA CO EHS HAZ-OPS

510 337 9335

1994.09.08

10:14

#579 P.01/01

State of California

Memorandum

To : Local Oversight Program Project Directors
Regional Board UST Program Managers

Date: AUG 19 1994

James George Giannopoulos
Supervising Engineer
DIVISION OF CLEAN WATER PROGRAMS
STATE WATER RESOURCES CONTROL BOARD
2014 T Street, Suite 130, Sacramento, CA 95814
Mail Code 6-8

Subject: U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGIONAL ALL STATES CONFERENCE

The EPA has asked us to invite you and representatives from your agency to the upcoming EPA Regional All States Conference scheduled for September 19 through September 23 at the Lakeland Village Resort in South Lake Tahoe, California. Attached is a copy of the agenda for the five-day session.

The conference has two segments; Monday through mid-day Wednesday will be dedicated to technical training. This may be of particular interest to technical staff reviewing remedial action plans. Management issues will take up the last 2 1/2 days. EPA Region 9 staff welcome everyone participating in the technical training to remain for the second segment.

If you do plan to attend the Conference, reservations are necessary. To ensure you receive the group room rate of \$85, please call (800) 542-4253 no later than August 30. Identify your group as "U.S. EPA."

Apologies for the last minute notice. Due to a mailing error, we just received the Conference notification and agenda.

If you have questions about the Conference, please telephone Mike Harper at (916) 227-4326.

Attachment

cc: Patricia Eklund, Chief
Office of Underground Storage Tanks
U.S. EPA, Region IX

8/1/94

Post-It brand fax transmittal memo 7871 # of pages 6

| | |
|--------------------|-------------------|
| To: Thomas Peacock | From: [Signature] |
| Co: | Co: |
| Dept: | Phone #: |
| Fax # 510 337-9335 | Fax #: |

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

July 12, 1994
STID 3707

Jonathan A. Conte
Frost & Jacobs
2500 PNC Center
201 East Fifth St.
P.O. Box 5715
Cincinnati, OH 45201-5715

This set faxed 9-21-94

513-651-6125

Phone - 513-651-6125

Re: 208 Jackson St., Oakland, CA 94607

Dear Jonathan A. Conte:

This response is written as a result of your request, dated June 30, 1994, for information concerning the above site and the reason that John Morrell & Co. was named a Responsible Party. The attachment should answer your questions. The significant sections are highlighted. In short, John Morrell & Co., as a successor corporation to East Bay Packing Co., assumes their responsibility as Property owner when the tanks were removed and qualifies under definition 3 and 4.

As far as your other question of how much oversight cost have been incurred, a total of 26.2 hours have been charged. The average charge to you would be about \$75/hr. which would be \$1,965.

If you have any questions please call this office at (510) 271-4530.

Sincerely,

Thomas F. Peacock, Supervising HMS
Hazardous Material Division

cc: Edgar B. Howell, Chief - Files
Jennifer Eberle - file
Gil Jensen, Alameda County District Attorney's Office

File

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 SUSAN MCHOLEY LUCCI
 JONATHAN A. CONTE
 J. PAUL ALLEN
 C. THOMAS EZZELL

ELIZABETH A. STAUTBERG
 LAURA A. RYAN
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 DANIEL P. DOOLEY

COUNSEL
 BARRY J. LEVEY
 JACKSON W. WHITE
 LAWRENCE E. FORGY
 P. REID LEMASTERS
 FREDERICK W. KINDEL
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 THOMAS E. CRAFTON
 GEORGE W. TALLAFERRO
 ALBERT E. STRASSER
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 R. O. KLAUSMEYER
 JAMES G. HEADLEY
 JOHN W. MELVILLE
 JOSEPH V. HOFFMAN
 STANLEY H. FOSTER

* NOT ADMITTED IN OHIO
 FACSIMILE (513) 651-6981
 TELE 21-4396 F&J CIN
 CABLE "FROSTJAC"
 WRITERS DIRECT DIAL NUMBER
 (513) 651-6125

June 30, 1994

Mr. Tom Peacock
 Supervisor
 Alameda County Health Care Services Agency
 80 Swan Way, Room 200
 Oakland, California 94621

Re: Former East Bay Packing Site, 208 Jackson Street, Oakland, CA
 ST 3707

Dear Mr. Peacock:

As we discussed last Friday, I am again requesting information submitted to the Pre-Enforcement Review Panel that formed the basis for its decision to name John Morrell & Co. as a Responsible Party at the Former East Bay Packing site. I originally requested this information in a letter dated June 2, 1994 to Jennifer Eberle, but I understand from our conversation that you may be able to expedite the processing of my request.

In addition, I would like to obtain the most recent calculation of the total oversight costs incurred by state and local agencies for activities at the Former East Bay Packing site.

I appreciate your assistance in this matter, and if you have any questions, please do not hesitate to call.

Very truly yours,

FROST & JACOBS

By: _____
 Jonathan A. Conte

JAC/jac
 cc: Mr. Gil Jensen
 Ms. Jennifer Eberle
 0119271 01

JUL 6 1994
 HAZMAT
 5:55 PM

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

June 21, 1994
STID 3707

Frost & Jacobs
PO Box 5715
Cincinnati OH 45201-5715
Attn: John Conte

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

RE: former East Bay Packing site, 208 Jackson St., Oakland CA
94607

Dear Mr. Conte,

We are in receipt of your letter dated 6/2/94. You stated that you have been retained by John Morrell and Co. to respond to the Regional Water Quality Control Board's letter dated 4/27/94. Your request for a copy of the documentary record for the site is being processed.

You are not required to submit a technical report(s) at this time because all indications are that Mr. Chen has been and will continue to submit the required technical report(s). However, should that not be the case, this representation is not correct, and John Morrell and Co. is named as a responsible party, as stated in the Regional Water Quality Control Board's letter dated 4/27/94.

Kindly cc our District Attorney in future correspondence:
Environmental Protection and Consumer Fraud, Gil Jensen, at 7677
Oakport Rd., Suite 400, Oakland CA 94621.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

cc: Kevin Graves, RWQCB
Gil Jensen, District Attorney's office
Ed Howell/file

je 3707-E

FROST & JACOBS

2500 PNC CENTER

201 EAST FIFTH STREET

POST OFFICE BOX 5715

CINCINNATI, OHIO 45201-5715

(513) 651-6800

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JAMES S WACHS
RONALD E HEINLEN
JAMES R ADAMS
WILLIAM D BASKETT III
JOHN S STITH
PIERCE E CUNNINGHAM
EDMUND J ADAMS
ALBERT E HEKIN III
LAWRENCE H KYTE, JR
T STEPHEN PHILLIPS
THOMAS P MEHNERT
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ROBERT A OWLING
GERALD L BALDWIN
JOHN G FARINELL
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E RICHARD OBERSCHMIDT
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WALKER P MAYO
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NANCY DIRKSE DAWITT
KEVIN N McMURRAY
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D SCOTT GURNEY
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BRUCE G HOPKINS
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ADAM P HALL
STEVEN L SMYTH
HILLA M ZERBST
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SUSAN MECHLEY LICCI
JONATHAN A CONTE
J PAUL ALLEN
C THOMAS EZZELL

ELIZABETH A STAUTBERG
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JOHN W MELVILLE
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FACSIMILE (513) 651-6881
TELEX 21-4598 F&J CIN
CABLE FROSTJAC
WRITERS DIRECT DIAL NUMBER
(513) 651-6125

June 2, 1994

Ms. Jennifer Eberle
Alameda County Health Department
80 Swan Way, Suite 200
Oakland, California 94621

Re: Former East Bay Packing Site, 208 Jackson Street, Oakland, California

Dear Ms. Eberle:

As we discussed on Friday, May 27, 1994, Frost & Jacobs has recently been retained by John Morrell & Co. ("John Morrell") to respond to an Official Notice of Request for Technical Reports, dated April 27, 1994, regarding a hazardous substance release from underground storage tanks ("USTs") at the subject site. However, from our discussion, I understand that the Technical Report was submitted in early March by Subsurface Consultants, Inc. ("SCI") on behalf of Mr. Chen, the current site owner. In addition, I understand that SIC either has performed or will perform in the near future the subsurface investigation. Consequently, I understand that John Morrell is not required to submit a Technical Report as set forth in the Official Notice of Request.

I appreciate your prompt transmittal of the chain of title for the site. In addition, I am herein requesting a copy of the documentary record for the site, including any evidence, other than the chain of title, submitted to the Pre-Enforcement Review Panel. Finally, I would like to receive a copy of any past or future report submitted by SCI regarding soil and ground-water contamination at the subject site.

FROST & JACOBS

Ms. Jennifer Eberle
June 2, 1994
Page 2

Again, I appreciate your assistance in this matter and look forward to receiving and reviewing the requested documents. In the meantime, if you have any questions, please do not hesitate to call.

Very truly yours,

FROST & JACOBS

By: 
Jonathan A. Conte

JAC/jac

0112037.01

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
)
former East Bay Packing site)
208 Jackson St.)
Oakland CA 94607)

Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

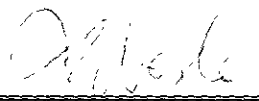
Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify

that I served East Bay Packing Co. by Hunter/Krey/Kretschmar, formerly Kretschmar Brands Inc., as parent corporations with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 113 815 020

Dated: 4/27/94



(signature)

P 113 815 020



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Hunter/Krey/Kretschmar | |
| 6038 N. Lindbergh Ave. | |
| Hazelwood MO 63042 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION
2101 WEBSTER STREET, SUITE 500
OAKLAND, CA 94612
(510) 286-1255



April 27, 1994
File: 01-0533 & 2198.17
STID 3707

East Bay Packing Co.
by Kretschmar Brands Inc., a parent corporation
1 Boatmans Plaza--Price Waterhouse
St. Louis MO 63101-2602

East Bay Packing Co.
by Hunter/Krey/Kretschmar, formerly Kretschmar Brands Inc.,
as parent corporations
6038 N. Lindbergh Ave.
Hazelwood MO 63042

East Bay Packing Co. and Kretschmar Brands Inc.,
as a parent corporation
by John Morrell and Co., as a successor corporation
250 East 5th St.
Cincinnati OH 45202

Tzu Ming Chen
208 Jackson St.
Oakland CA 94607

RE: Legal Designation of Responsible Party and Amended***
Request for Submittal of a Technical Report Resulting from
the Alameda County Department of Environmental Health's
Pre-Enforcement Review Panel Meeting on January 18, 1994

Dear Sirs:

It has been brought to my attention by Regional Board staff that a condition of soil and groundwater pollution exists on the property located at 208 Jackson, Oakland CA 94607; as a result of an underground storage tank release. The Alameda County Department of Environmental Health (ACHD) staff have requested technical reports from you to fulfill your obligations per California Code of Regulations, Article 11, Corrective Action Requirements. It is my understanding that ACHD staff were unsuccessful in eliciting your co-operation in resolving these issues through normal correspondence.

A Pre-Enforcement Review Panel was held at ACHD offices on January 18, 1994, attended by Mr. Richard Hiatt of my staff. Pursuant to the Regional Board's authority under Section 13267 (b) of the California Water Code, you are hereby required to

April 27, 1994
STID 3707
page 2 of 3

submit a technical report **within thirty (30) days of the date of this letter** to address soil and groundwater pollution at this site. The technical report should specifically address the following numbered items:

- 1) a workplan to define the extent of groundwater hydrocarbon pollution;
- 2) commencement of quarterly groundwater monitoring and sampling for TPHg, TPHd, and BTEX;
- 3) submittal of quarterly groundwater monitoring and sampling reports to ACHD;
- 4) well surveying with respect to mean sea level;
- 5) a detailed description of work performed in regards to a storage tank removed from inside the building;

All work should adhere to the requirements of the Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites--August 10, 1990, and Article 11 of Title 23, Waters, California Code of Regulations.

This request is based on the evidence submitted to the Pre-Enforcement Review Panel, as well as the documentary record. East Bay Packing Co., its parent companies Kretschmar Brands Inc. and Hunter/Krey/Kretschmar, and its successor corporation, John Morrell & Co., are responsible parties as per Section 2720 of Article 11 of Title 23, Waters, California Code of Regulations, in that they "owned or operated the underground storage tank immediately before the discontinuation of its use," and they "had or has control over a underground storage tank at the time of or following an unauthorized release of a hazardous substance." The record indicates that Kretschmar Brands Inc. is the parent corporation of East Bay Packing Co., and that John Morrell & Co. is the successor corporation to East Bay Packing Co. The record also indicates that Hunter/Krey/Kretschmar was formerly Kretschmar Brands Inc., and is a parent corporation of East Bay Packing Co.

Mr. Tzu Ming Chen is a responsible party as per Section 2720 of Article 11 of Title 23, Waters, California Code of Regulations, in that he is "any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."

April 27, 1994
STID 3707
page 3 of 3

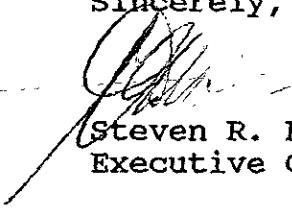
***East Bay Packing Co. by Courtney Corporation, a successor corporation, having been named in the "Legal Designation of Responsible Party and Request for Submittal of a Technical Report Resulting from the Alameda County Department of Environmental Health's Pre-Enforcement Review Panel Meeting on January 18, 1994," dated 2/24/94, and pursuant to the stipulation of the parties herein, East Bay Packing Co. by Courtney Corporation, a successor corporation, is hereby deleted from said Legal Designation of Responsible Party and Request for Submittal of a Technical Report. This action is without prejudice, and said entity may be added as a responsible party should further development of the factual record so warrant.

I am hereby transmitting this request for a technical report to ACHD for service and continued case handling. You should be aware that failure on your part to submit the requested technical report, or late submittal may result in fines up to \$1000 per day of delinquency. Your response to this technical report request should be sent to the attention of Ms. Jennifer Eberle at ACHD. Please inform their office at least three (3) working days in advance of all field activities.

Please be advised that this is a formal request for a technical report, pursuant to California Water Code Section 13267 (b). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or the ACHD.

If you have any questions regarding the contents of this letter, please contact Jennifer Eberle of ACHD at 510-271-4530.

Sincerely,



Steven R. Ritchie
Executive Officer

cc: Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys
at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St.,
San Francisco CA 94104
Jennifer Eberle
Gil Jensen

je3707-RB.LET

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

April 27, 1994
STID 3707

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Henry Poy
Attorney at Law
1330 Broadway, suite 1028
Oakland CA 94612

RE: former East Bay Packing site, 208 Jackson St., Oakland CA
94607

Dear Mr. Poy,

I have been informed by Alameda County's District Attorney's Office of Consumer and Environmental Protection that you represent Tzu Ming Chen. Enclosed is a copy of the Regional Water Quality Control Board's (RWQCB) order dated 4/27/94, and my cover letter dated 4/27/94. Please inform us if Tzu Ming Chen intends to comply with this order within 15 days, or by May 12, 1994.

We are in receipt of a Work Plan dated 3/2/94, and an addendum dated 3/8/94, both prepared by Subsurface Consultants Inc. (SCI). This workplan includes the installation of two additional groundwater monitoring wells. During a telephone conversation between myself and Scott Leck of SCI on 4/5/94, he indicated that SCI had not heard from Tzu Ming Chen since they last met approximately one month prior. Mr. Leck also indicated that his phone calls to Tzu Ming Chen had not been returned.

Please submit a cover letter with your consultant's reports. If you have any questions, please contact me at 510-271-4530. Please notify me at least 2 business days in advance of field activities so that I may arrange to be onsite.

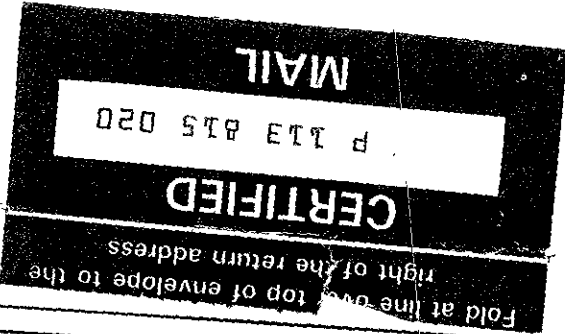
Sincerely,

A handwritten signature in cursive script, appearing to read 'Jennifer Eberle'.

Jennifer Eberle
Hazardous Materials Specialist

cc: Scott Leck, Subsurface Consultants Inc., 171-12th St.,
suite 201, Oakland Ca 94607
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St.
San Francisco CA 94104
Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys
at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
Rich Hiatt, RWQCB
Gil Jensen, District Attorney's office
Ed Howell/file

je 3707-D



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 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

3. Article Addressed to:
 East Bay Packing Co.
 by Hunter/Krey/Kretschmar
 6038 N. Lindbergh Ave.
 Hazelwood MO 63042
 je 3707

4. Article Number
 P 113 815 020

Type of Service:
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Address
 X

6. Signature - Agent
 X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)
 94 MAY 10 PM 1:37
 HAZMAT
 ALCO

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service.

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
former East Bay Packing site)
208 Jackson St.)
Oakland CA 94607)
_____)
Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify

that I served Tzu Ming Chen
with a copy of the attached Notice of Official Action by the
Regional Board by certified mailer

#P 386 338 284

Dated: 4/27/94



(signature)

P 386 338 284



**Receipt for
Certified Mail**

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Sent to Tzu Ming Chen | |
| Street and No. 208 Jackson St. | |
| P.O., State and ZIP Code Oakland CA 94607 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
former East Bay Packing site)
208 Jackson St.)
Oakland CA 94607)
_____)
Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

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Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify

that I served East Bay Packing Co. and Kretschmar Brands Inc., as a parent corporation by John Morrell and Co., as a successor corporation

with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 386 338 283

Dated: 4/27/94



(signature)

P 386 338 283



Receipt for Certified Mail

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Do not use for International Mail
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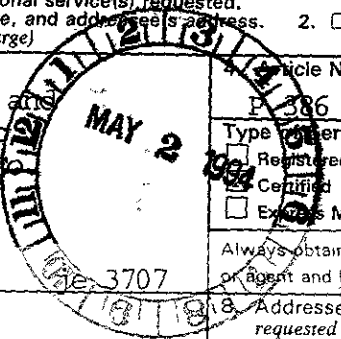
| | |
|--|----|
| Sent to John Morrell and Co. 250 East 5th St. | |
| P. O., State and ZIP Code Cincinnati OH 45202 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

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| | |
|--|---|
| 3. Article Addressed to: East Bay Packing Co. and Kretschmar Brands Inc. by John Morrell and Co. 250 East 5th St. Cincinnati OH 45202 | 4. Article Number P 386 338 283 |
| 5. Signature - Address X | Type of service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| | Always obtain signature of addressee or Agent and DATE DELIVERED |
| 6. Signature - Agent X Dan Weigman H 44 | 8. Addressee's Address (ONLY if requested and fee paid) |
| 7. Date of Delivery | |



P 869 531 725



Certified Mail Receipt

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Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Sent to Kretschmar Brands Inc. | |
| Street & No 1 Boatmans Plaza-Price Waterhouse | |
| PO., State & ZIP Code St. Louis MO 63101-2602 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, & Address of Delivery | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1990

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

- 1. Show to whom delivered, date, and addressee's address. (Extra charge)
- 2. Restricted Delivery (Extra charge)

| | | | |
|--|--|---|--|
| 3. Article Addressed to: East Bay Packing Co. by Kretschmar Brands Inc. 1 Boatmans Plaza-Price Waterhouse St. Louis MO 63101-2602 je 3707 | | 4. Article Number P 869 531 725 | |
| | | Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise | |
| 5. Signature -- Address X | | Always obtain signature of addressee or agent and DATE DELIVERED . | |
| 6. Signature -- Agent X | | 8. Addressee's Address (ONLY if requested and fee paid) | |
| 7. Date of Delivery MAY - 2 1994 | | | |

JAMES C. SOPER, INC.
PHILIP M. JELLEY, INC.
GERALD C. SMITH
LAWRENCE R. SHEPP
LLEWELLYN E. THOMPSON II
RICHARD T. WHITE
MICHAEL P. WALSH
J. BRITTAIN HABEGGER
VIRGINIA PALMER
TIMOTHY H. SMALLSREED
STEPHEN M. JUDSON
STEPHEN M. WILLIAMS
JONATHAN W. REDDING
BETH E. ASPEDON
THEODORA R. LEE
KRISTIN A. PACE
ROBERT F. CAMPBELL
MICHAEL M. K. SEBREE
ANTONIA L. MORE
MARIA I. LAWLESS
JULIA LYNN NYE
MATTHEW P. MATIASEVICH

FITZGERALD, ABBOTT & BEARDSLEY

ATTORNEYS AT LAW

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

1221 BROADWAY, 21ST FLOOR

OAKLAND, CALIFORNIA 94612-1837

TELEPHONE: (510) 451-3300

R. M. FITZGERALD 1858-1934
CARL H. ABBOTT 1867-1933
CHARLES A. BEARDSLEY 1882-1963

TELECOPIER: (510) 451-1527

April 12, 1994

VIA FACSIMILE 569-0505
AND FIRST CLASS MAIL

Gil Jensen, Esq.
Senior Deputy District Attorney
County of Alameda
7677 Oakport Street, Suite 400
Oakland, CA 94621

Re: 208 Jackson Street

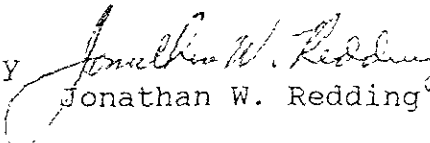
Dear Gil:

This is to confirm our telephone conversation of April 12, 1994, regarding your inquiry as to why no further work has occurred in response to the County's notice letter. As discussed, our client is having financial difficulties and has indicated to us that he is unable to perform the corrective action at this time. Due to these difficulties and related matters, this firm has withdrawn from further representation of Mr. Tzu Ming Chen. Accordingly, we suggest that all further correspondence regarding this site be sent directly to Mr. Chen's general corporate counsel who is Henry A. Poy, Esq., 1330 Broadway, Suite 1028, Oakland, California 94612.

Thank you for your courtesy and cooperation in this matter. I am disappointed that our client was unable to fulfill its commitments to the County, as agreed, on a voluntary basis.

Very truly yours,

FITZGERALD, ABBOTT & BEARDSLEY

By 
Jonathan W. Redding

JWR:iwm

cc: Henry A. Poy, Esq.
Mr. Jim Hom
Michael P. Walsh, Esq.

RECEIVED
APR 13 1994

DISTRICT ATTORNEY
ALAMEDA COUNTY
CEPD

93011 20 1994

GIBSON, DUNN & CRUTCHER
LAWYERS

ALCO
HAZMAT

ONE MONTGOMERY STREET
TELESIS TOWER

SAN FRANCISCO, CALIFORNIA 94104-9950

(415) 393-8200

FACSIMILE: (415) 986-5309

April 7, 1994

VIA TELECOPY

JAS. A. GIBSON, 1852-1922
W. E. DUNN, 1861-1925
ALBERT CRUTCHER, 1860-1931

NEW YORK
200 PARK AVENUE
NEW YORK, NEW YORK 10166-0193

WASHINGTON
1050 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-5306

BRUSSELS
AVENUE LOUISE 222
B-1050 BRUSSELS, BELGIUM

PARIS
104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON
30/35 PALL MALL
LONDON SW1Y 5LP

HONG KONG
8 CONNAUGHT PLACE
HONG KONG

TOKYO
1-1-3 MARUNOUCHI, CHIYODA-KU
TOKYO 100, JAPAN

AFFILIATED SAUDI ARABIA OFFICE
JARIR PLAZA, OLAYA STREET
P.O. BOX 15870
RIYADH 11454, SAUDI ARABIA

OUR FILE NUMBER

LOS ANGELES
333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3197

CENTURY CITY
2029 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-3026

ORANGE COUNTY
4 PARK PLAZA
IRVINE, CALIFORNIA 92714-8557

SACRAMENTO
400 CAPITOL MALL
SACRAMENTO, CALIFORNIA 95814-4407

SAN DIEGO
750 B STREET
SAN DIEGO, CALIFORNIA 92101-4605

MENLO PARK
3000 SAND HILL ROAD, BUILDING 1
MENLO PARK, CALIFORNIA 94025

DALLAS
1717 MAIN STREET
DALLAS, TEXAS 75201-7390

DENVER
1801 CALIFORNIA STREET
DENVER, COLORADO 80202-2694

SEATTLE
999 THIRD AVENUE
SEATTLE, WASHINGTON 98104-7089

WRITER'S DIRECT DIAL NUMBER

(415) 393-8340

T 50143-00001

Ms. Jennifer Eberle
Alameda County Health Care Services Agency
Department of Environmental Health
80 Swan Way, Room 350
Oakland, CA 94621

Re: 208 Jackson Street, Oakland
Draft Amended Request for Technical Report

Dear Jennifer:

I have received the draft amended Legal Designation of Responsible Party/Request for Submittal of a Technical Report and would like to propose a few minor changes. (See attached mark-up of the draft letter.) I would be happy to discuss these changes at your convenience, although I will be out of my office for the rest of this week. I will be in and available both Monday and Tuesday of next week.

Thank you for your attention and assistance.

Very truly yours,

Kimberly S. McGovern

KSM/ksm
Enclosure

cc: Rich Hiett, RWQCB (w/encl.)
Gil Jensen, District Attorney's Office (w/encl.)

FA940960.108/2+

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

March 31, 1994
STID 3707

Kim McGovern
Gibson, Dunn & Crutcher
One Montgomery St.
San Francisco CA 94104

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Ms. McGovern,

Enclosed is the draft of the amended RWQCB letter, agreed to by yourself and Mr. Gil Jensen. It should be signed and sent out within approximately 15 days. We assume that the appellate documents you submitted to the RWQCB were prepared to preserve your right to appeal, and that the attached letter, once signed, will settle this matter.

If you have any questions regarding the contents of this letter, please contact me at 510-271-4530.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jennifer Eberle'.

Jennifer Eberle
Hazardous Materials Specialist

cc: Rich Hiett, RWQCB
Gil Jensen, District Attorney's office
Ed Howell/file

je

ALCO
HAZMAT
MAR 30 PM 2:11
CHARLES K. ROBBINS
VICE PRESIDENT & GENERAL COUNSEL

JOHN MORRELL & CO.
AND OUR FAMOUS BRANDS

JOHN MORRELL

DELI GROUP

CUSTOM FOODS

JOHN MORRELL
FOODSERVICE

JOHN MORRELL
FRESH PORK

BOB OSTROW

DINNER BELL

HUNTER

KNEIP

KRETSCHMAR

KREY

LIGURIA

MOSEY'S

NATHAN'S

PARTRIDGE

PEYTON'S

RATH BLACK HAWK

RODEO

SCOTT PETERSEN

SOLAR AQUA FARMS

TOBIN'S FIRST PRIZE

March 28, 1994

Gil Jensen, Esq.
Alameda County District Attorney
7677 Oakport Street, Suite 400
Oakland, CA 94621

Dear Mr. Jensen:

This letter comes after several attempts to elicit a response from your office and from the office of the ACHD regarding the status of John Morrell & Co. in relation to a request from the California Regional Water Quality Control Board for technical reports required due to a soil and groundwater pollution condition that exists at 208 Jackson Street, Oakland. (Please see attached correspondence.)

John Morrell & Co. is listed on the attached documentation as a successor corporation to Kretschmar Brands Inc; this, in fact, is not true. John Morrell & Co. purchased only the Kretschmar trademark and inventory, and therefore cannot be considered a successor company. We will gladly submit an affidavit to this effect, if necessary. Consequently, we are trying to get an answer to the question of whether or not we are still required to submit the requested technical reports under California Code of Regulations, Title 23 Waters, Chapter 16, Underground Storage Tank Regulations, Article 11, Corrective Action Requirements.

We have spoken with Jennifer Eberle at the Alameda County Department of Environmental Health and asked her the same question, which she was unable to answer. She in turn attempted to reach your office for a response, to no avail. She then told us it would be best if we would talk to you directly. This too has been unsuccessful.

Page Two

If, in fact, John Morrell & Co. is still required to submit the requested reports, we would like to receive a copy of the regulations that were referenced in the letter from the California Regional Water Quality Control Board. As we are copying Ms. Eberle on this correspondence, perhaps she could forward these stated regulations to us.

Please call me at (513) 784-8364 so that we might discuss and resolve this matter.

Sincerely,

A handwritten signature in cursive script that reads "Charles K. Robbins". The signature is written in dark ink and is positioned to the right of the typed name.

Charles K. Robbins

cc: Jennifer Eberle, ACHD, 80 Swan Way, Suite 200,
Oakland, CA 94621

to Gil Jensen

3-28-94

from J. Eberle -

I received 3 such petitions today
from Gibson et al. ^(*) ~~W~~ Were you cc'd?

Also, do you have comments to my
3-21 fax? (amended ~~13267~~ 13267 letter)?

(Impossible to get each other on phone
today... I'll be in training Tue.
& Wed. - back Thurs.)

Gen.

^(*) The other 2 are for Kretschman
Brands Inc. & Courtenay Corp.

BEFORE THE STATE WATER RESOURCES CONTROL BOARD

In re:

208 Jackson Street,
Oakland, California

PETITION OF EAST BAY PACKING
CO. FOR REVIEW UNDER WATER
CODE SECTION 13320(a) OF
ACTION BY THE REGIONAL WATER
QUALITY CONTROL BOARD, SAN
FRANCISCO BAY REGION

I.
INTRODUCTION

This Petition is filed pursuant to California Water Code § 13320(a) and California Code of Regulations ("C.C.R."), Title 23, § 2050. Petitioner, East Bay Packing Co. ("EBPC"), seeks review of action taken by the Regional Water Quality Control Board, San Francisco Bay Region ("regional board"), on February 24, 1994. Specifically, EBPC seeks review of the regional board's action in designating EBPC as a responsible party and requiring EBPC to submit a technical report pursuant to California Water Code § 13267(b).

II.
PETITION

1. Name and address of the petitioner:

East Bay Packing Co., by its attorneys, Fred L. Pillon and Kimberly S. McGovern, Gibson, Dunn & Crutcher, One Montgomery Street, San Francisco, California 94104.

2. Specific action State Board requested to review:

EBPC requests review of the regional board's issuance of a Legal Designation of Responsible Party/Request for Submittal of a Technical Report on February 24, 1994 (the

GIBSON, DUNN & CRUTCHER
LAWYERS
ONE MONTGOMERY STREET
TELESIS TOWER
SAN FRANCISCO, CALIFORNIA 94104-4505

(415) 393-8200
FACSIMILE: (415) 986-5309

March 22, 1994

JAS. A. GIBSON, 1852-1922
W. E. DUNN 1861-1925
ALBERT CRUTCHER, 1860-1931

NEW YORK
200 PARK AVENUE
NEW YORK, NEW YORK 10166-0193

WASHINGTON
1050 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-5306

BRUSSELS
AVENUE LOUISE 222
B-1050 BRUSSELS, BELGIUM

PARIS
104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON
30/35 Pall Mall
LONDON SW1Y 5LP

HONG KONG
8 CONNAUGHT PLACE
HONG KONG

TOKYO
1-1-3 MARUNOUCHI, CHIYODA-KU
TOKYO 100, JAPAN

AFFILIATED SAUDI ARABIA OFFICE

JARIR PLAZA, OLAYA STREET
P.O. BOX 15870
RIYADH 11454, SAUDI ARABIA

OUR FILE NUMBER

LOS ANGELES
333 SOUTH GRAND AVENUE
LOS ANGELES CALIFORNIA 90071-3197
CENTURY CITY
2029 CENTURY PARK EAST
LOS ANGELES CALIFORNIA 90067-3026
ORANGE COUNTY
4 PARK PLAZA
IRVINE, CALIFORNIA 92714-8557
SACRAMENTO
400 CAPITOL MALL
SACRAMENTO CALIFORNIA 95814-4407
SAN DIEGO
750 B STREET
SAN DIEGO, CALIFORNIA 92101-4605
MENLO PARK
3000 SAND HILL ROAD, BUILDING 1
MENLO PARK CALIFORNIA 94025
DALLAS
1717 MAIN STREET
DALLAS TEXAS 75201-7390
DENVER
1801 CALIFORNIA STREET
DENVER COLORADO 80202-2694
SEATTLE
999 THIRD AVENUE
SEATTLE, WASHINGTON 98104 7089

WRITER'S DIRECT DIAL NUMBER

(415) 393-8340

T 50143-00001

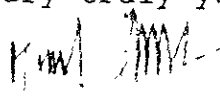
Mr. Rich Hiett
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster Street, Suite 500
Oakland, CA 94612

Re: 208 Jackson Street, Oakland
Request for Technical Report dated
February 24, 1994;
Petition for Review filed with State Board on
behalf of The Courtenay Corporation

Dear Mr. Hiett:

I hereby request preparation of the Regional Board record in the above referenced matter to be submitted to the State Board, pursuant to 23 C.C.R. § 2050.5. Because a request has been made to hold the Petition for Review filed on behalf of The Courtenay Corporation in abeyance, I ask that the record be submitted only if the State Board does not grant my request to hold the Petition in abeyance. Thank you.

Very truly yours,


Kimberly S. McGovern

KSM/cbg

cc: Jennifer Eberle
Gil Jensen, Esq.

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

March 9, 1994
STID 3707

Tzu Ming Chen
208 Jackson St.
Oakland CA 94607

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Mr. Tzu Ming Chen,

We are in receipt of a Work Plan for two additional groundwater monitoring wells, dated 3/2/94, prepared by Subsurface Consultants Inc. (SCI). We are also in receipt of a work plan addendum from SCI dated 3/8/94. This workplan is acceptable for implementation, with the understanding that soil cuttings and water generated during drilling and well development must be properly characterized and disposed. Hazardous wastes must be properly disposed within 90 days of the accumulation start date, as per Title 22 of the California Code of Regulations (22 CCR).

If you have any questions regarding the contents of this letter, please contact me at 510-271-4530.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

cc: East Bay Packing Co., by Kretschmar Brands Inc., a parent corporation, 1 Boatmans Plaza--Price Waterhouse, St. Louis MO 63101-2602
East Bay Packing Co., by Hunter/Krey/Kretschmar, formerly Kretschmar Brands Inc., as parent corporations, 6038 N. Lindbergh Ave., Hazelwood MO 63042
East Bay Packing Co., by Courtenay Corporation, a successor corporation, Suite 217, 811-14 St. NW, Calgary, Alberta T2N 2A4, CANADA, Attn: Erwin Greisinger
East Bay Packing Co. and Kretschmar Brands Inc., as a parent corporation, by John Morrell and Co., as a successor corporation, 250 East 5th St., Cincinnati OH 45202
Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St., San Francisco CA 94104
Gil Jensen, Alameda County District Attorney Office
Ed Howell/file
Scott Leck, Subsurface Consultants Inc., 171-12th St., suite 201, Oakland CA 94607

je

Memorandum

To: jennifer e
CC:
From: Gilbert A. Jensen, Sr. Deputy District Attorney
Date: March 8, 1994
Subject: East Bay Packing

Please find old letter on disc

1 delete eb packing dba courtney as addressee

2 Title it amended request for -----

3 Add paragraph : eb bay packing dba as courtney having been named in request for --- dated ---, and pursuant to the stipulation of the parties herein, ebpacking dba courtney, is hereby ~~deleted~~ from said request for ---.. This action is without prejudice, and said entity may be added as a responsible party should further action herein be warranted

4 send to rich hiatt for signature

5 make copies and stamp them as drafts, and mail them to Kim and redding to get some breathing room while we wait for the board to act.

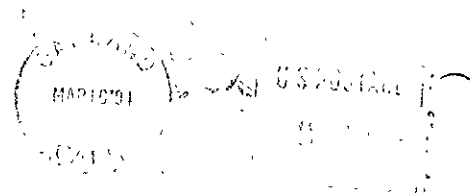
thank you for your patience with my hurbiling ways

2

GA

RVICES AGENCY

gram



East Bay Packing Co.
by Courtenay Corporation
a successor corporation
Suite 217, 811-14 St. NW, Calgary
Alberta T2N 2A4, Canada
ATTN: Erwin Greisinger

Returned for 11 Additional
postage. When remailing, cross
out this notice or paste stamps
over it.

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION

2701 WEBSTER STREET, SUITE 500

OAKLAND, CA 94612

(510) 286-1255

Corrected Version

File: 01-0533 & 2198.17
STID 3707

East Bay Packing Co.
by Kretschmar Brands Inc., a parent corporation
1 Boatmans Plaza--Price Waterhouse
St. Louis MO 63101-2602

March 7, 1994

East Bay Packing Co.
by Hunter/Krey/Kretschmar, formerly Kretschmar Brands Inc.,
as parent corporations
6038 N. Lindbergh Ave.
Hazelwood MO 63042

East Bay Packing Co.
by Courtenay Corporation, a successor corporation
Suite 217, 811-14 St. NW
Calgary, Alberta T2N 2A4
CANADA
Attn: Erwin Greisinger

East Bay Packing Co. and Kretschmar Brands Inc.,
as a parent corporation
by John Morrell and Co., as a successor corporation
250 East 5th St.
Cincinnati OH 45202

Tzu Ming Chen
208 Jackson St.
Oakland CA 94607

RE: Legal Designation of Responsible Party and Request for
Submittal of a Technical Report Resulting from the Alameda
County Department of Environmental Health's Pre-Enforcement
Review Panel Meeting on January 18, 1994

Dear Sirs:

It has been brought to my attention by Regional Board staff that a condition of soil and groundwater pollution exists on the property located at 208 Jackson, Oakland CA 94607, as a result of an underground storage tank release. The Alameda County Department of Environmental Health (ACHD) staff have requested technical reports from you to fulfill your obligations per California Code of Regulations, Article 11, Corrective Action Requirements. It is my understanding that ACHD staff were unsuccessful in eliciting your co-operation in resolving these issues through normal correspondence.

NOT
SENT
ALCO
HAZMAT
94 MAR 9 PM 4:08

A Pre-Enforcement Review Panel was held at ACHD offices on January 18, 1994, attended by Mr. Richard Hiatt of my staff. Pursuant to the Regional Board's authority under Section 13267 (b) of the California Water Code, you are hereby required to submit a technical report **within thirty (30) days of the date of this letter** to address soil and groundwater pollution at this site. The technical report should specifically address the following numbered items:

- 1) a workplan to define the extent of groundwater hydrocarbon pollution;
- 2) commencement of quarterly groundwater monitoring and sampling for TPHg, TPHd, and BTEX;
- 3) submittal of quarterly groundwater monitoring and sampling reports to ACHD;
- 4) well surveying with respect to mean sea level;
- 5) a detailed description of work performed in regards to a storage tank removed from inside the building;

All work should adhere to the requirements of the Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites--August 10, 1990, and Article 11 of Title 23, Waters, California Code of Regulations.

This request is based on the evidence submitted to the Pre-Enforcement Review Panel, as well as the documentary record. East Bay Packing Co., its parent companies Kretschmar Brands Inc. and Hunter/Krey/Kretschmar, and its successor corporations, Courtenay Corp., and John Morrell & Co., are responsible parties as per Section 2720 of Article 11 of Title 23, Waters, California Code of Regulations, in that they "owned or operated the underground storage tank immediately before the discontinuation of its use," and they "had or has control over a underground storage tank at the time of or following an unauthorized release of a hazardous substance." The record indicates that Kretschmar Brands Inc. is the parent corporation of East Bay Packing Co., and that Courtenay Corporation and John Morrell & Co. are the successor corporations to East Bay Packing Co. The record also indicates that Hunter/Krey/Kretschmar was formerly Kretschmar Brands Inc., and is a parent corporation of East Bay Packing Co.

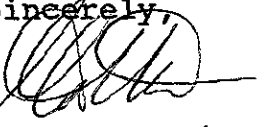
Mr. Tzu Ming Chen is a responsible party as per Section 2720 of Article 11 of Title 23, Waters, California Code of Regulations, in that he is "any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."

I am hereby transmitting this request for a technical report to ACHD for service and continued case handling. You should be aware that failure on your part to submit the requested technical report, or late submittal may result in fines up to \$1000 per day of delinquency. Your response to this technical report request should be sent to the attention of Ms. Jennifer Eberle at ACHD. Please inform their office at least three (3) working days in advance of all field activities.

Please be advised that this is a formal request for a technical report, pursuant to California Water Code Section 13267 (b). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or the ACHD.

If you have any questions regarding the contents of this letter, please contact Jennifer Eberle of ACHD at 510-271-4530.

Sincerely,



Steven R. Ritchie
Executive Officer

cc: Jonathan Redding, Fitzgerald, Abbott & Beardsley, attorneys
at law, 1221 Broadway, 21st Floor, Oakland CA 94612-1837
Kim McGovern, Gibson, Dunn & Crutcher, One Montgomery St.,
San Francisco CA 94104
Jennifer Eberle
Gil Jensen

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
)
 former East Bay Packing site)
 208 Jackson St.)
 Oakland CA 94607)
)

Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify that I served East Bay Packing Co. and Kretschmar Brands Inc., by John Morrell and Co., with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 113 815 011

Dated: 2-25-94

J Eberle
(signature)

cc: Gil Jensen, Alameda County District Attorney

P 113 815 011



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| EBP and Kretschmar Brands Inc. | |
| by John Morrell & Co. | |
| 250 East 5th St. | |
| Cincinnati OH 45202 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

| | |
|--|--|
| <p>3. Article Addressed to: East Bay Packing Co. and Kretschmar Brands Inc., as a parent corp. by John Morrell & Co, as a successor corp. 250 East 5th St. Cincinnati OH 45202</p> | <p>4. Article Number P 113 815 011</p> <p>Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise</p> <p>Always obtain signature of addressee or agent and DATE DELIVERED.</p> |
| <p>5. Signature -- Address X je 3707</p> | <p>8. Addressee's Address (ONLY if requested and fee paid)</p> |
| <p>6. Signature -- Agent X</p> | |
| <p>7. Date of Delivery</p> | |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

| | | |
|-------------------------------|---|---------------------------|
| In Re The Property Known As : |) | Notice of Official Action |
| |) | By the San Francisco Bay |
| former East Bay Packing site |) | Regional Water Quality |
| 208 Jackson St. |) | Control Board |
| Oakland CA 94607 |) | |
| <hr/> | | |

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify that I served East Bay Packing Co. by Courtenay Corporation with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

~~#P 113 815 005~~

by regular mail

Dated: 7-25-94

J Eberle
(signature)

cc: Gil Jensen, Alameda County District Attorney

P 113 815 005



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Sent by Courtenay Corp. | |
| Suite 217, 811-14 St. NW | |
| Calgary, Alberta T2N 2A4 | |
| CANADA | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

Fold at line over top of envelope to the right of the return address

CERTIFIED

P 113 815 005

MAIL

SENDER: Complete items 1 and 2, when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

| | |
|--|---|
| 1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. <i>(Extra charge)</i> | 2. <input type="checkbox"/> Restricted Delivery <i>(Extra charge)</i> |
| 3. Article Addressed to: East Bay Packing co. by Courtenay Corp, a successor corp. Suite 217, 811-14 St. NW Calgary, Alberta T2N 2A4 CANADA je 3707 | 4. Article Number P 113 815 005 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| 5. Signature - Address X | Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> . |
| 6. Signature - Agent X | 8. Addressee's Address <i>(ONLY if requested and fee paid)</i> |
| 7. Date of Delivery | |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
)
 former East Bay Packing site)
 208 Jackson St.)
 Oakland CA 94607)
)

Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify that I served East Bay Packing Co. by Kretschmar Brands Inc., with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 113 815 002

Dated: 2-25-94



(signature)

cc: Gil Jensen, Alameda County District Attorney

P 113 815 002



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

East Bay Packing Co., by
Kretschmar Brands Inc.
1 Boatman's Plaza--Price Water-
house, St. Louis MO 63101-2602

| | |
|---|----|
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

| | |
|--|---|
| 3. Article Addressed to: East Bay Packing Co. by Kretschmar Brands Inc., a parent corporation 1 Boatman's Plaza--Price Waterhouse St. Louis MO 63101-2602 | 4. Article Number P 113 815 002 |
| | Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> | |
| 5. Signature -- Address X je 3707 | 8. Addressee's Address (ONLY if requested and fee paid) |
| 6. Signature -- Agent X | |
| 7. Date of Delivery MAY - 2 1991 | |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
)
 former East Bay Packing site)
 208 Jackson St.)
 Oakland CA 94607)

Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify that I served East Bay Packing Co. by Hunter/Krey/Kretschmar, formerly Kretschmar Brands Inc., with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 113 815 004

Dated: 2-25-94

J Eberle
(signature)

cc: Gil Jensen, Alameda County District Attorney

P 113 815 004



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to
EBP, by Hunter/Krey/Kretschmar
6038 N. Lindbergh Av.
Hazelwood MO 63042

PS Form 3800, June 1991

| | |
|---|----|
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult post office for fees and check box(es) for additional service(s) requested.

- 1. Show to whom delivered, date, and addressee's address. (Extra charge)
- 2. Restricted Delivery (Extra charge)

3. Article Addressed to:
East Bay Packing Co.
 by **Hunter/Krey/Kretschmar, formerly**
Kretschmar Brands Inc., as parent
 corporations
 6038 N. Lindbergh Av.
 Hazelwood MO 63042

4. Article Number
P 113 815 004

- Type of Service:
- Registered
 - Certified
 - Express Mail
 - Insured
 - COD
 - Return Receipt for Merchandise

5. Signature - Address **je 3707**

6. Signature - Agent **Xr Antie Sono**

7. Date of Delivery **3-2-94**

Always obtain signature of addressee or agent and DATE DELIVERED

8. Addressee's Address (ONLY if requested and fee paid)
**11324
1007**

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
)
 former East Bay Packing site)
 208 Jackson St.)
 Oakland CA 94607)

Notice of Official Action
By the San Francisco Bay
Regional Water Quality
Control Board

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Jennifer Eberle, do hereby certify that I served Tzu Ming Chen with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

#P 113 815 012

Dated: 2-25-94

J Eberle
(signature)

cc: Gil Jensen, Alameda County District Attorney

P 113 815 012



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Tzu Ming Chen | |
| 208 Jackson St. | |
| Oakland 94607 | |
| P.O., State and ZIP Code | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

| | |
|---|--|
| 3. Article Addressed to: Tzu Ming Chen 208 Jackson St. Oakland CA 94607 je 3707 | 4. Article Number P 113 815 012 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED. |
| 5. Signature - Address X | 8. Addressee's Address (ONLY if requested and fee paid) |
| 6. Signature - Agent X <i>Tzu Ming Chen</i> | |
| 7. Date of Delivery <i>3-1-94</i> | |

Advance Title Research

Gibson, Dunn and Crutcher
Attention: Kim McGovern
1 Montgomery Street
San Francisco, California 94104

CHAIN OF TITLE REPORT

Effective Date: January 10, 1994

Fee: \$300.00

Order No.: 123810

According to those Public Records which, under the recording laws, impart constructive notice of matters relating to the interest, which was acquired by:

Tzu Ming Chen and Chih Chin Lin Chen

pursuant to a Grant Deed in and to the land described as follows:

All that real property in the City of Oakland, County of Alameda, State of California, described as follows:

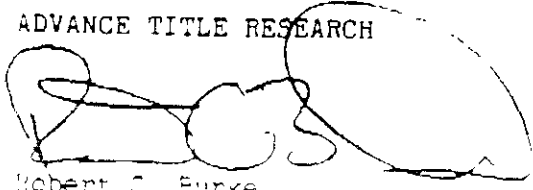
Lots 1 thru 28 inclusive, Block 13, Kellersberger Map of Oakland, Filed in Alameda County Records.

Commonly Known As: 208 Jackson Street
Oakland, California

Tax Parcel Number: 001-0159-006

Only the following matters affecting the ownership appear in such records subsequent to **January 1, 1969** and are attached hereto and shown on **EXHIBIT A.**

ADVANCE TITLE RESEARCH


Robert C. Burke
-resident

Gibson, Junn and Crutcher
 Attention: Kim McGovern
 Order No. 123810
 Page 2

*grantor = buyer
 grantee = seller*

EXHIBIT A

1. Standard Realty and Development Co. acquired title to Lots 15, 16 and 17, prior to January 1, 1969.
 2. John Morrell & Co. acquired title to Lots 1 thru 14 and 18 thru 28 prior to January 1, 1969.
 3. **CORPORATION GRANT DEED**
 Dated : November 12, 1970
 Grantor : John Morrell & Co., a corporation
 Grantee : Kwahom Corporation, a California corporation
 Recorded : November 20, 1970, Instrument No. 70-128511, Reel 2736, Image 151
 Affects : Lots 1 thru 14 and 18 thru 28
 4. **GRANT DEED**
 Dated : March 1, 1971
 Grantor : Standard Realty and Development Co., a California corporation
 Grantee : Kwahom Corporation, a California corporation
 Recorded : March 12, 1971, Instrument No. 71-28287, Reel 2805, Image 446
 Affects : Lots 15, 16 and 17
 5. **CORPORATION GRANT DEED**
 Dated : March 15, 1976
 Grantor : Mohawk Packing Co., which acquired title as Kwahom Corporation
 Grantee : East Bay Packing Co., a California corporation
 Recorded : March 18, 1976, Instrument No. 76-40980, Reel 4295, Image 799
 Affects : All of said land
 6. **CORPORATION GRANT DEED**
 Dated : November 7, 1990
 Grantor : East Bay Packing Co., a California corporation
 Grantee : Tzu Ming Chen and Chih Chin Lin Chen, his wife, as community property
 Recorded : November 13, 1990, Instrument No. 90-299987
 Affects : All of said land
- Note : Our search failed to disclose any Leases of record.

END OF REPORT

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Former East Bay Packing
208 Jackson St.
Oakland CA 94607

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

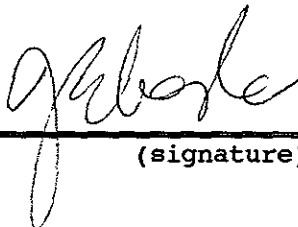
that I served Mr. Tzu Ming Chen

with a copy of the attached Notice of Pre-Enforcement Review

Panel on December 15, 1993 by certified

mailer #P 113 815 059

Dated: 12/15/93



(signature)

P 113 815 059



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|---|----|
| Tzu Ming Chen | |
| Street and No. 208 Jackson St. | |
| City, State and Zip Oakland CA 94607 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

| | |
|---|--|
| 3. Article Addressed to: Tzu Ming Chen 208 Jackson St. Oakland CA 94607 STID 3707 je | 4. Article Number P 113 815 059 |
| | Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| Always obtain signature of addressee or agent and DATE DELIVERED. | |
| 5. Signature - Address X <i>Tzu Ming Chen</i> | 8. Addressee's Address (ONLY if requested and fee paid) |
| 6. Signature - Agent X | |
| 7. Date of Delivery 12-17-93 | |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Former East Bay Packing
208 Jackson St.
Oakland CA 94607

)
)
)
)

Proof of Service of
Notice of
Pre-Enforcement
Review Panel

I Jennifer Eberle, do hereby certify

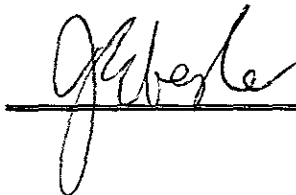
that I served Mr. John Loh

with a copy of the attached **Notice of Pre-Enforcement Review**

Panel on December 15, 1993 by certified

mailer #P 113 815 001

Dated: 12/15/93



(signature)

P 113 815 001



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, June 1991

| | |
|---|----|
| Sender | |
| John Loh, Loh Realty | |
| Street and No | |
| 6400 Moraga Ave. | |
| P.O. Box and ZIP Code | |
| Oakland CA 94611 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

| | |
|--|---|
| 3. Article Addressed to: John Loh Loh Realty 6400 Moraga Ave. Oakland CA 94611 | 4. Article Number P 113 815 001 |
| 5. Signature Address | Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| 6. Signature - Agent X | Always obtain signature of addressee or agent and DATE DELIVERED . |
| 7. Date of Delivery 12/17/93 | 8. Addressee's Address (ONLY if requested and fee paid) |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

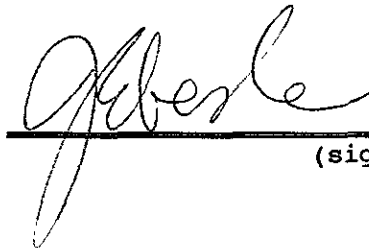
In Re The Property Known As :

Former East Bay Packing
208 Jackson St.
Oakland CA 94607

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify
that I served Mr. Jonathan Redding
with a copy of the attached Notice of Pre-Enforcement Review
Panel on December 15, 1993 by certified
mailer #P 113 815 010

Dated: 12/15/93



(signature)

P 113 815 010



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, June 1991

| | |
|---|----|
| Sent to Jonathan Redding, attorney | |
| Street and No. 1221 Broadway, 21st Floor | |
| P.O., State and ZIP Code Oakland CA 94612-1837 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

| | |
|---|--|
| <p>3. Article Addressed to:</p> <p>Johnathan Redding attorneys at law 1221 Broadway, 21st Fl Oakland CA 94612-0837</p> | <p>4. Article Number</p> <p>P 113 815 010</p> <p>Type of Service:</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise</p> <p>Always obtain signature of addressee or agent and DATE DELIVERED.</p> |
| <p>5. Signature - Address</p> <p>X Laura K. Nichols</p> | <p>8. Addressee's Address (ONLY if requested and fee paid)</p> |
| <p>6. Signature - Agent</p> <p>X</p> | |
| <p>7. Date of Delivery</p> <p>12-17-93</p> | |

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Former East Bay Packing
208 Jackson St.
Oakland CA 94607

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

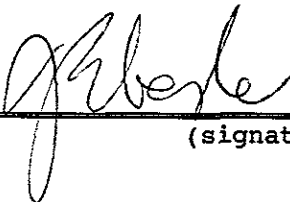
that I served Ms. Kim McGovern

with a copy of the attached Notice of Pre-Enforcement Review

Panel on December 15, 1993 by certified

mailer #P 113 815 060

Dated: 12/15/93



(signature)

P 113 815 060



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Kim McGovern, attorneys at Law

Street and No
One Montgomery St.

P.O. State and ZIP Code
San Francisco CA 94104

Postage \$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, and Addressee's Address

TOTAL Postage & Fees \$

Postmark or Date

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

- 1. Show to whom delivered, date, and addressee's address. (Extra charge)
- 2. Restricted Delivery (Extra charge)

3. Article Addressed to:
 Kim McGovern
 Gibson, Dunn & Crutcher
 One Montgomery St.
 San Francisco CA 94104

4. Article Number
 P 113 815 060

Type of Service:

- Registered
- Certified
- Express Mail
- Insured
- COD
- Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address
 X

8. Addressee's Address (ONLY if requested and fee paid)

6. Signature - Agent
 X

7. Date of Delivery



FITZGERALD, ABBOTT & BEARDSLEY
ATTORNEYS AT LAW
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS
1221 BROADWAY, 21ST FLOOR
OAKLAND, CALIFORNIA 94612-1837
TELEPHONE: (510) 451-3300

H. M. FITZGERALD 1858-1934
CARL H. ABBOTT 1867-1933
CHARLES A. BEARDSLEY 1882-1966

ALCO
HAZMAT

93 DEC 13 AM 11:22

BETH E. ASPEDON
SPECIAL COUNSEL

TELECOPIER: (510) 451-1527

JAMES J. SOBER, INC.
PHILIP M. KELLEY, INC.
GERALD C. SMITH
LAWRENCE R. SHEPP
LEWIS J. E. THOMPSON II
RICHARD J. WHITE
MICHAEL P. WALSH
J. BRITAIN WABEGGER
VIRGINIA WELMER
TIMOTHY L. SMALLSREED
STEPHEN M. JUDSON
STEPHEN W. WILLIAMS
JONATHAN W. REDDING
THEODORE R. LEE
KRISTIN A. FACE
ROBERT F. CAMPBELL
MICHAEL W. K. SEBREE
ANTONIA L. MORE
CHRISTOPHER E. REGGIE
MARIA L. LAWLESS
JENNIFER J. BANKER
JULIA L. RYE

December 9, 1993

Kimberly S. McGovern, Esq.
Gibson, Dunn & Crutcher
One Montgomery Street
San Francisco, CA 94104-4505

Re: Enforcement Review Panel Hearing Regarding
208 Jackson Street, Oakland, California

Dear Ms. McGovern:

This letter is to confirm, at the request of the District Attorney's Office and Alameda County Hazardous Materials Division, that you have received notice of the new date for the Enforcement Review Panel's hearing regarding the aforementioned site.

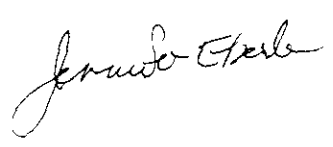
The hearing will take place on January 18, 1994, 9:00 a.m. at 80 Swan Way, Room 200, Oakland, California.

Very truly yours,

FITZGERALD, ABBOTT & BEARDSLEY

By
Jonathan W. Redding

JWR:iwm
cc: Michael P. Walsh, Esq.
Gil Jensen, Esq.
Tzu Ming Chen
Jim Hom
bcc: John Loh



GIBSON, DUNN & CRUTCHER

LAWYERS

ONE MONTGOMERY STREET

TELESIS TOWER

SAN FRANCISCO, CALIFORNIA 94104-4505

(415) 393-8200

FACSIMILE: (415) 986-5309

October 1, 1993

JAS. A. GIBSON, 1852-1922
W. E. DUNN, 1861-1925
ALBERT CRUTCHER, 1860-1931

NEW YORK

200 PARK AVENUE
NEW YORK, NEW YORK 10166-0193

WASHINGTON

1050 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-5306

BRUSSELS

AVENUE LOUISE 222
B-1050 BRUSSELS, BELGIUM

PARIS

104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON

30/35 PALL MALL
LONDON SW1Y 5LP

HONG KONG

8 CONNAUGHT PLACE
HONG KONG

TOKYO

1-1-3 MARUNOUCHI, CHIYODA-KU
TOKYO 100, JAPAN

AFFILIATED SAUDI ARABIA OFFICE

JARIR PLAZA, OLAYA STREET
P.O. BOX 15870
RIYADH 11454, SAUDI ARABIA

OUR FILE NUMBER

LOS ANGELES
333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3197

CENTURY CITY

2029 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-3026

ORANGE COUNTY

4 PARK PLAZA
IRVINE, CALIFORNIA 92714-8557

SACRAMENTO

400 CAPITOL MALL
SACRAMENTO, CALIFORNIA 95814-4407

SAN DIEGO

750 B STREET
SAN DIEGO, CALIFORNIA 92101-4605

MENLO PARK

3000 SAND HILL ROAD, BUILDING I
MENLO PARK, CALIFORNIA 94025

DALLAS

1717 MAIN STREET
DALLAS, TEXAS 75201-7390

DENVER

1801 CALIFORNIA STREET
DENVER, COLORADO 80202-2694

SEATTLE

999 THIRD AVENUE
SEATTLE, WASHINGTON 98104-7089

WRITER'S DIRECT DIAL NUMBER

(415) 393-8340

T 50143-00001

Ms. Jennifer Eberle
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Department of Environmental Health
UST Local Oversight Program
80 Swan Way, Room 200
Oakland, CA 94621

Re: 208 Jackson Street, Oakland

Dear Ms. Eberle:

Enclosed is the original letter from The Courtenay
Company.

Very truly yours,



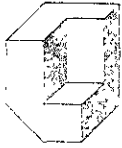
Kimberly S. McGovern

KSM/cbg
Enclosure

cc: Mr. Rich Hiett (w/encl.)

FA932740 041 /1+

93 OCT -4 PM 2:22



*The
Courtenay
Corporation*

DATED AT CALGARY
28 September 1993

Ms. Jennifer Eberle
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Department of Environmental Health
UST Local Oversight Program
80 Swan Way, Room 200
Oakland, CA 94621

Dear Ms. Eberle:

RE: 208 JACKSON STREET, OAKLAND

This letter is in response to the Notice of Pre-Enforcement Review Panel which The Courtenay Corporation received from you in early September relating to the above-described property. The purpose of this letter is to clarify that The Courtenay Corporation has not had any pertinent involvement either with the property at 208 Jackson Street or with the now-defunct East Bay Packing Company, and therefore should not be considered an entity "having proposed responsibility" for any environmental closure obligations at 208 Jackson Street.

I am the President and sole shareholder of The Courtenay Corporation. The Courtenay Corporation is a real estate consulting company which specializes in asset management. In the past, The Courtenay Corporation acted as a third-party real estate consultant to East Bay Packing Company. The Courtenay Corporation's duties as consultant included assisting East Bay Packing Company in its sale of the property at 208 Jackson Street to Mr. Tzu Ming Chen (as did Loh Realty, through Mr. John Loh, assist Mr. Ming Chen in his purchase of the property).

The Courtenay Corporation has never owned the property located at 208 Jackson Street in Oakland, California. It also has never managed or operated the property. The Courtenay Corporation also is not owned or controlled by East Bay Packing Company (and never was) and East Bay Packing Company is not owned or controlled by The Courtenay Corporation (and never was).


Ms. Jennifer Eberle
September 28, 1993
Page Two

Since Mr. Jensen in your office raised the question, I also would like to explain that it is a coincidence, and nothing more, that The Courtenay Corporation's office in Edmonton is in the same office building as a former officer of East Bay Packing Company, Mr. C. Douglas Horrey. This office building is a 25-story building containing over 600,000 square feet. The building is not owned by Courtenay Corporation nor by East Bay Packing Company. Mr. Horrey and The Courtenay Corporation also do not share office space; our respective offices are several floors apart.

If you need additional information, please contact me at the above address. I do believe, however, that this information should be sufficient cause for you to remove The Courtenay Corporation from any list of potentially responsible parties with regard to 208 Jackson Street in Oakland, California. Thank you.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Sept. 28/93


Erwin Greisinger,
President
The Courtenay Corporation

cc: Rich Hiett
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster Street, Suite 500
Oakland, CA 94612



DATED AT CALGARY
28 September 1993

Ms. Jennifer Eberle
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Department of Environmental Health
UST Local Oversight Program
80 Swan Way, Room 200
Oakland, CA 94621

Dear Ms. Eberle:

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Ms. Jennifer Eberle
September 28, 1993
Page Two

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Sept. 28/93



Erwin Greisinger,
President
The Courtenay Corporation

cc: Rich Hiatt
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster Street, Suite 500
Oakland, CA 94612

ALAMEDA COUNTY ENVIRONMENTAL HEALTH-HAZARDOUS MATERIALS DIVISION
LOCAL OVERSIGHT PROGRAM

PHONE 510-271-4530
FAX 510-569-4757

FACSIMILE COVER SHEET

DATE: 9-15-93 PAGES: 2 (incl. cover sheet)

TO: Gil Jensen
FAX:

FROM: J. Eberle

SUBJECT: East Bay Packing Co.

Kim McGovern will call you.

She represents seller. This case

is included in our next panel.

Does this "agreement" seem clear
& valid? $\frac{1}{2}$

**Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division**

In Re The Property Known As :)
)
)
208 Jackson St.)

**Notice of
Pre-Enforcement
Review Panel**

Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a **Review Panel** will convene on September 29, 1993 at 1:00 pm in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This **Review Panel** will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this **Review Panel** on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties served herein from said responsibility or obligations:

1. Tzu Ming Chen, c/o John Loh, Loh Realty

6400 Moraga Ave., Oakland CA 94611

2. East Bay Packing Co., c/o Kim McGovern, attorney

One Montgomery St., San Francisco CA 94104-4505

Attn: C. Douglas Horray, c/o #2500, 10123-99 St., Edmonton,
Alberta T5J 3H1 CANADA

3. Erwin Greisinger, Courtenay Corporation

Suite 217, 811-14th St. NW, Calgary, Alberta T2N 2A4 CANADA

Suite 1870, 10123-99 Street, Edmonton, Alberta T5J 3H1 CANADA

Dated: 9-3

(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

208 Jackson St.

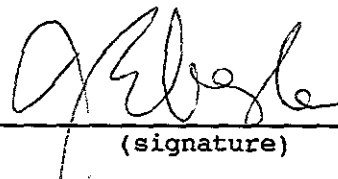
) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

that I served Erwin Greisinger, Cortenay Corporation,
Suite 1870, 10123-99 St., Edmonton, Alberta T5J 3H1 CANADA

with a copy of the attached **Notice of Pre-Enforcement Review**
Panel on September 3, 1993 by certified
mailer #P 113 815 042

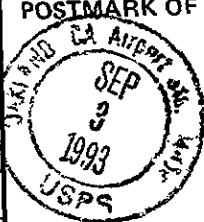
Dated: 9/3/93



(signature)

All Entries MUST be in Ball Point or Typed

REGISTERED NO.
K720009888

POSTMARK OF


| | | | |
|------------------------------------|-------------------------------------|---|--|
| Post Office Completion | Reg. Fee \$4.50 | Special Delivery \$ | |
| | Handling Charge \$ | Return Receipt \$ | |
| | Postage \$1.40 | Restricted Delivery \$ | |
| Received by | <input type="checkbox"/> Intl | | |
| Customer Completion (Please Print) | Customer must declare Full value \$ | <input type="checkbox"/> With Postal Insurance <input type="checkbox"/> Without Postal Insurance \$25,000 Domestic Ins. Limit | |
| | FROM | Dept. Env. Health, Div. Haz. Mat | |
| | TO | 80 Swan Way, Rm 200 Oakland CA 94621 E Greisinger Courtenay Corp. Ste 1870, 10123-99 St Edmonton, Alberta T5J 3H1 | |

PS Form 3806, RECEIPT FOR REGISTERED MAIL (See Information on Reverse)
June 1986

5710 3707 JE
To be filled out by the office of origin.
A remplir par le bureau d'origine.

| | | | | |
|---|--|---|---|--|
| Registered article Envoi recommandé | <input checked="" type="checkbox"/> Letter Lettre | <input type="checkbox"/> Printed Matter Imprimé | <input type="checkbox"/> Other Autre | <input type="checkbox"/> Express Mail International |
| <input type="checkbox"/> Insured parcel Cohs avec valeur déclarée | Insured Value Valeur déclarée | Article No. K720009886 | | |
| Office of mailing Bureau or depot 94614 | Date of posting Date de depot 9-3-93 | | | |
| Addressee (Name or firm) Erwin Greisinger Courtenay Corp | | | | |
| Street and No. Rue et No. Ste 1870, 10123-99 St. | | | | |
| Place and country Lieu et Pays Edmonton, Alberta T5J 3H1 CANADA | | | | |
| This receipt must be signed by the addressee or by a person authorized to do so by virtue of the regulations of the country of destination, or, if those regulations so provide, by the employee of the office of destination, and returned by the first mail directly to the sender. Cet avis doit être signé par le destinataire ou par une personne autorisée en vertu des règlements du pays de destination, ou, si ces règlements le comportent, par l'agent du bureau de destination et renvoyé par le premier courrier directement à l'expéditeur | | | | Postmark of the office of destination Timbre du bureau de destination |
| The article mentioned above was duly delivered L'envoi mentionné ci-dessus a été dorénavant livré | | | | Date Sept 9/93 |
| Signature of the addressee Signature du destinataire Albert | | Signature of the employee of the office of destination Signature de l'agent du bureau du destinataire [Signature] | | |

To be filled out at destination.
A remplir à destination.

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

208 Jackson St.

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

that I served Erwin Greisinger, Cortenay Corporation,
Suite 217, 811-14th St. NW, Calgary, Alberta T2N 2A4 CANADA

with a copy of the attached **Notice of Pre-Enforcement Review**

Panel on September 3, 1993 by certified

mailer #P 113 815 043

Dated:9/3/93



(signature)

REGISTERED NO. **K720009886**

POSTMARK OF **SEP 9 1993**

| | | |
|------------------------|--------------------------------|-------------------------------|
| Post Office Completion | Reg. Fee \$ 4.50 | Special Delivery \$ |
| | Handling Charge \$ | Return Receipt \$ |
| | Postage \$ 1.40 | Restricted Delivery \$ |
| | Received by <i>[Signature]</i> | <input type="checkbox"/> Intl |

Customer must declare Full value \$ **0**

With Postal Insurance Without Postal Insurance

\$25,000 Domestic Ins. Limit

FROM: **Dept. Env. Health, Div. Haz Mat
80 Swan Way, Rm 200
Oakland CA 94621**

TO: **E. Greisinger, Courtenay Corp.
Suite 217, 811-14th St. NW
Calgary, Alberta T2N 2A4**

PS Form 3806, RECEIPT FOR REGISTERED MAIL (Assume Copy)
June 1986 (See Information on Reverse)

STIP 3707 JE

Registered article / Envoi recommandé: Letter / Lettre, Printed Matter / Imprimé, Other / Autre, Express Mail International

Insured parcel / Colis avec valeur déclarée, Insured Value / Valeur déclarée, Article No. **K720009887**

Office of mailing / Bureau or depot: **44614**, Date of posting / Date de depot: **9-3-93**

Addressee (Name or firm) / Nom ou raison sociale du destinataire: **Erwin Greisinger, Courtenay Corp.**

Street and No. / Rue et No.: **Suite 217, 811-14th St. NW**

Place and country / Lieu et Pays: **Calgary, Alberta T2N 2A4 CANADA**

This receipt must be signed by the addressee or by a person authorized to do so by virtue of the regulations of the country of destination, or, if those regulations so provide, by the employee of the office of destination, and returned by the first mail direct to the sender.

Cet avis doit être signé par le destinataire ou par une personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le comportent, par l'agent du bureau de destination, et renvoyé par le premier courrier directement à l'expéditeur.

The article mentioned above was duly delivered / L'envoi mentionné ci-dessus a été dûment livré

Signature of the addressee / Signature du destinataire: *[Signature]*

Signature of the employee of the office of destination / Signature de l'agent du bureau de destination: *[Signature]*

Date: **SEP 10/93**

Postmark of the office of destination / Timbre du bureau de destination: **SEP 10 1993**

to be completed at destination / à compléter à destination.

A remplir par le bureau d'origine.

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

208 Jackson St.

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

that I served East Bay Packing Co., Attn: C. Douglas
Horray, c/o #2500, 10123-99 St., Edmonton, Alberta T5J 3H1
CANADA

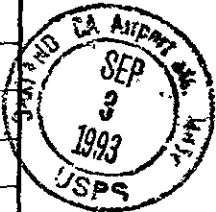
with a copy of the attached **Notice of Pre-Enforcement Review
Panel** on September 3, 1993 by certified
mailer #P 113 815 041

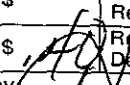
Dated: 9/3/93



(signature)

REGISTERED IO. **K787009887**

POSTMARK OF


| | | |
|------------------------|---|-------------------------------|
| Post Office Completion | Reg. Fee \$ 4.50 | Special Delivery \$ |
| | Handling Charge \$ | Return Receipt \$ |
| | Postage \$ AD | Restricted Delivery \$ |
| | Received by  | <input type="checkbox"/> Intl |

Customer must declare Full value \$ **0**

With Postal Insurance Without Postal Insurance
 \$25,000 Domestic Ins. Limit

Customer Completion (Please Print)

FROM
 Dept. Env. Health, Haz. Mat.
 80 Swan Way, Rm 200
 Oakland CA 94621

TO
 East Bay Packing Co, Attn: C. Douglas
 Horray, #2508, 16123-99 St.
 Edmonton, Alberta T5J 3H1

PS Form 3806, RECEIPT FOR REGISTERED MAIL (Customer Copy)
 June 1986 (See Information on Reverse)

POSTAL SERVICE OF THE UNITED STATES OF AMERICA
 Administration des Postes des Etats-Unis d'Amérique

PAR AVION

C5
 Postmark of the office returning the receipt
 Timbre du bureau renvoyant l'avis

POSTAL SERVICE
 Service des postes

93 SEP 15 AM 11:58
 Av de réception

To be returned by the sender, by the quickest route (air or surface mail), at discount and postage free.
 A renvoyer par la voie la plus rapide (aérienne ou de surface) à découvert et en franchise de port

To be filled out by the sender, who will indicate his address for the return of this receipt.
 A remplir par l'expéditeur, qui indiquera son adresse pour le renvoi du présent avis.

Name or firm / Nom ou raison sociale
Dept. of Environmental Health, Hazardous Materials Div

Street and no. / Rue et no.
80 Swan Way, Rm 200

City, State and ZIP Code / Lieu et Pays
Oakland CA 94621

UNITED STATES OF AMERICA / Etats-Unis d'Amérique

PS Form 2865
 Mar 1985

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

208 Jackson St.

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

that I served Tzu Ming Chen, c/o John Loh, Loh Realty,
6400 Moraga Ave., Oakland CA 94611

with a copy of the attached Notice of Pre-Enforcement Review
Panel on September 3, 1993 by certified
mailer #P 113 815 039

Dated: 9/3/93



(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

208 Jackson St.

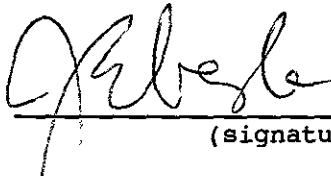
) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Jennifer Eberle, do hereby certify

that I served East Bay Packing Co., c/o Kim McGovern,
attorney, One Montgomery St., San Francisco CA 94104-4505

with a copy of the attached **Notice of Pre-Enforcement Review**
Panel on September 3, 1993 by certified
mailer #P 113 815 040

Dated: 9/3/93



(signature)

P 113 815 040



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

| | |
|--|----|
| Sent to East Bay Packing, c/o Kim McGovern, One Montgomery St., Street and No., San Francisco CA 94104-4505 | |
| P.O., State and ZIP Code | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

PS Form 3800, June 1991

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge) 2. Restricted Delivery (Extra charge)

| | |
|--|---|
| 3. Article Addressed to: East Bay Packing Co. c/o Kim McGovern Gibson, Dunn, & Crutcher, lawyers One Montgomery St. San Francisco CA 94104-4505 STID 3707 je | 4. Article Number P 113 815 040 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise |
| 5. Signature - Address X | Always obtain signature of addressee or agent and DATE DELIVERED. |
| 6. Signature - Agent X | 8. Addressee's Address (ONLY if requested and fee paid) |
| 7. Date of Delivery SEP 1 1988 | |

GIBSON, DUNN & CRUTCHER
One Montgomery Street
Telesis Tower
San Francisco, California 94104-4505

TELEPHONE: (415) 393-8200
FACSIMILE: (415) 986-5309

FACSIMILE TRANSMISSION INFORMATION

August 23, 1993

TO: Mr./Ms.: Jennifer Eberle
Company: Alameda County/Dept. of Environmental Health
City, State: Oakland, CA
Facsimile No.: 510/ 569-4757
Main Telephone: 510/ 271-4530

FROM: Kimberly S. McGovern
Room 3157 Extension 8340

TOTAL NUMBER OF PAGES, INCLUDING COVER LETTER: 2
If you do not receive all of the pages transmitted, please contact our facsimile operator immediately at telephone number (415) 393-8301.

Fax Operator _____

The written message is for the exclusive use of the addressee and contains confidential, privileged and non-disclosable information. If the recipient of this message is not the addressee, or a person responsible for delivering the message to the addressee, such recipient is prohibited from reading or using this message in any way. If you have received this message by mistake, please call us immediately and destroy the telecopy message.

SPECIAL INSTRUCTIONS/MESSAGE:

Attached is a copy of the letter agreement re 208 Jackson Street, signed by Mr. Ming Chen.

GIBSON, DUNN & CRUTCHER

One Montgomery Street
 Telesis Tower
 San Francisco, California 94104-4505

TELEPHONE: (415) 393-8200
 FACSIMILE: (415) 986-5309

FACSIMILE TRANSMISSION INFORMATION

August 20, 1993

TO: Mr./Ms.: Jennifer Eberle

Company: Alameda County/Dept. of Environmental Health **93 AUG 20 P2 56**

City, State: Oakland, CA

Facsimile No.: 510/ 569-4757

Main Telephone: 510/ 271-4530

FROM: Kimberly S. McGovern

Room 3157 **Extension** 8340

TOTAL NUMBER OF PAGES, INCLUDING COVER LETTER: 2

If you do not receive all of the pages transmitted, please contact our facsimile operator immediately at telephone number (415) 393-8301.

Fax Operator PIDA

The written message is for the exclusive use of the addressee and contains confidential, privileged and non-disclosable information. If the recipient of this message is not the addressee, or a person responsible for delivering the message to the addressee, such recipient is prohibited from reading or using this message in any way. If you have received this message by mistake, please call us immediately and destroy the telecopy message.

SPECIAL INSTRUCTIONS/MESSAGE:

Dear Ms. Eberle:

Mr. Ming Chen signed this agreement in mid-August. East Bay Packing Company, therefore, believes that the Agency should deal with Mr. Ming Chen regarding sampling and other responsibilities at the site. Thank you.

August 9, 1993
STID 3707

re: former East Bay Packing Co.
208 Jackson St.
Oakland CA 94607

- 1) Soils currently stockpiled onsite must be analyzed for TPHg, TPHd, BTEX, and total lead. The rate of sampling depends on whether the soil will be placed back into the excavation. If this soil is found to be clean, it may be placed back in the existing excavation. However, if it is found to be contaminated, it may need to be disposed elsewhere.
- 2) Groundwater sampling must continue on a quarterly basis in all the monitoring wells. Groundwater must be analyzed for TPHg, TPHd, and BTEX.
- 3) Direction of groundwater flow must be determined by measurements taken at the same time as samples are collected.
- 4) Quarterly reports must be submitted to this office, and should include a narrative description of work performed, laboratory reports, field data sheets, and a site map with two adjacent streets and a north arrow.
- 5) Based on the results of the groundwater samples, further work may need to be done. However, if the samples are clean over a period of four consecutive quarters (one full hydrologic cycle), then case closure may be recommended.
- 6) Please notify me at least 3 business days in advance of field activities so that I may arrange to be onsite.

All work should adhere to a) the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90; and b) Article 11 of Title 23, California Code of Regulations. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer. If you have any questions, please contact me at 510-271-4530.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

EAST BAY PACKING CO.
c/o #2500, 10123 - 99 Street
Edmonton, AB T5J 3H1

June 28, 1993

Tzu Ming Chen
c/o Loh Realty & Investment
Commercial Real Estate
6400 Moraga Avenue
Oakland, CA 94611

Dear Mr. Chen:

RE: Letter Agreement re 208 Jackson Street, Oakland, CA

This letter shall serve to set out the terms recently agreed upon in regard to the amendment of the terms of your purchase from East Bay Packing Co. (the "Seller") of 208 Jackson Street, Oakland, CA (the "Property").

It is hereby agreed that you shall continue to make the required monthly payments as set out in the Promissory Note dated November 7, 1990, which Note is in the amount of \$925,000.00 until such time as you provide a principal payment to the Seller in the amount of \$450,000.00. Upon such payment, the Promissory Note shall be considered to have been paid in full, shall be returned to you marked paid, and you shall have no further obligations thereunder. The deed of trust securing the Promissory Note will be concurrently reconveyed and an additional full release shall be granted to Seller and its affiliates by you. The payment of \$450,000.00 shall be made by you at any time prior to October 1994 but you shall provide the Vendor with thirty (30) days' prior written notice of the date on which you intend to provide such payment. The discount will expire on close of business, October 1, 1994, and if the \$450,000.00 payment is not paid by that date, the Promissory Note will revert to its original terms and the assumption of responsibility for remediation, releases and indemnities set out below will remain in full force and effect.

It is further agreed that you hereby release and discharge the Seller, all directors, and all associated or affiliated corporations or parties from any and all liability or responsibility for the remediation of the Property and waive any and all claims you may have against such parties or any of them related thereto. You shall be responsible to proceed with such remediation as is necessary to obtain clearances or to comply with the directives of all authorities having jurisdiction in this matter and by executing this Letter Agreement you presently agree to defend, indemnify, protect and hold harmless the Seller and all related or affiliated parties from any and all costs, damages, actions, or liabilities which they may incur as a result of your failure to fulfill this obligation.

Please indicate your acceptance of the terms and obligations set out above by executing, where indicated below, the enclosed copy of this letter and returning it to us.

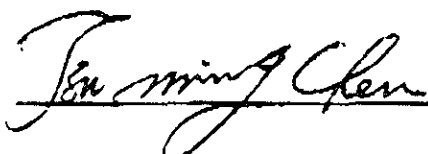
Yours truly,

EAST BAY PACKING CO.


per: C. Douglas Horrey

/ccg

The foregoing terms are agreed upon and accepted this 16 day of July, 1993.



LOH

REALTY AND INVESTMENTS

May 19, 1993

Mr. Erwin Greisinger
President
The Courtenay Corporation
811 - 14th Street, N.W.
Suite 217
Calgary, Alberta T2N 2A4
Canada

RE: 208 Jackson Street
Oakland, California U.S.A.

Dear Mr. Greisinger:

Per our telephone conversation of this morning, Mr. Tzu Ming Chen is willing to purchase the note which the bank presently holds on the above referenced property for a total purchase price of US\$450,000.00.

Should you agree to such a purchase, Mr. Chen will assume full responsibility as concerns the toxic remediation of the property, and will, therefore, release The Courtenay Corporation and the bank from all future liability. If such an arrangement can be made, Mr. Chen has agreed to continue his regular monthly payments on the existing note until the US\$450,000.00 is paid off.

However, Mr. Chen requests that he be allowed to raise the capital and make the payoff on or before October 1, 1994.

Please notify me as to whether this arrangement is acceptable to your firm, and we will begin working on a formal agreement.

Sincerely,

LOH REALTY & INVESTMENTS

John Leh
John Leh

cc: Mr. Tzu Ming Chen

FEED FAX THIS END

| | |
|------------------------|------------------------------|
| FAX | |
| To: | <i>Kim McGovern</i> |
| Dept.: | |
| Fax No.: | <i>415-986-5309</i> |
| No. of Pages: | <i>one</i> |
| From: | <i>E. Greisinger</i> |
| Date: | <i>Sept 24/93</i> |
| Company: | |
| Fax No.: | |
| Comments: | |
| <small>PostNet</small> | <small>fax pad 2903E</small> |

510-444-2627

GIBSON, DUNN & CRUTCHER
LAWYERS

ONE MONTGOMERY STREET
TELESIS TOWER

SAN FRANCISCO, CALIFORNIA 94104-4505

(415) 393-8200

FACSIMILE: (415) 986-5309

December 18, 1992

3707

LOS ANGELES

333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3197

CENTURY CITY

2029 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-3026

ORANGE COUNTY

4 PARK PLAZA
IRVINE, CALIFORNIA 92714-8557

SACRAMENTO

400 CAPITOL MALL
SACRAMENTO, CALIFORNIA 95814

SAN DIEGO

750 B STREET
SAN DIEGO, CALIFORNIA 92101-4605

SAN JOSE

50 WEST SAN FERNANDO STREET
SAN JOSE, CALIFORNIA 95113

DALLAS

1717 MAIN STREET
DALLAS, TEXAS 75201-4605

DENVER

1801 CALIFORNIA STREET
DENVER, COLORADO 80202-2694

SEATTLE

999 THIRD AVENUE
SEATTLE, WASHINGTON 98104-7089

WRITER'S DIRECT DIAL NUMBER

415-393-8340

JAS. A. GIBSON, 1852-1922
W. E. DUNN, 1861-1925
ALBERT CRUTCHER, 1860-1931

NEW YORK

200 PARK AVENUE
NEW YORK, NEW YORK 10166-0193

WASHINGTON

1050 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036-5306

BRUSSELS

AVENUE LOUISE 222
B-1050 BRUSSELS, BELGIUM

PARIS

104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON

30/35 PALL MALL
LONDON SW1Y 5LP

HONG KONG

8 CONNAUGHT PLACE
HONG KONG

TOKYO

1-1-3 MARUNOUCHI, CHIYODA-KU
TOKYO 100, JAPAN

AFFILIATED SAUDI ARABIA OFFICE

CHAMBER OF COMMERCE BUILDING
P.O. BOX 15870
RIYADH 11454, SAUDI ARABIA

OUR FILE NUMBER

C 50143-00001

Jennifer Eberle
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Department of Environmental Health
UST Local Oversight Program
80 Swan Way, Room 200
Oakland, California 94621

Re: 208 Jackson Street, Oakland, CA

Dear Ms. Eberle:

~~This letter should serve as a request that I be added to your mailing list as a representative for the liquidated company formerly known as East Bay Packing Company. My address and other relevant information are:~~

Kimberly S. McGovern
Gibson, Dunn & Crutcher
One Montgomery Street
Telesis Tower
San Francisco, CA 94104-4505
(415) 393-8340
(415) 986-5309 (fax)

As I mentioned, East Bay Packing Company is in the process of hiring a new consultant to review Gen-Tech Environmental's previous remedial work at 208 Jackson. I expect that I can get back to you after the first of the

92 DEC 21 11 25 AM '92

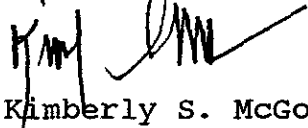
GIBSON, DUNN & CRUTCHER

Jennifer Eberle
December 18, 1992
Page 2

year with some more specific information relating to the site.

I appreciate your taking the time to talk with me.
Thanks again.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Kim S. McGovern', written over a horizontal line.

Kimberly S. McGovern

KSM/ksm

FA923510.034

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

Certified Mailer # P 113 815 133
December 9, 1992

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

STID 3707

East Bay Packing Co.
169-3rd St.
Oakland CA 94607
Attn: Tzu Ming Chen

RE: 208 Jackson St.
Oakland CA 94607

Dear Mr. *Ming, Chen*

During a telephone conversation with Larry Jones of CB Commercial and myself on 11/23/92, it was learned that you are the new property owner for the above referenced site.

Our records show the site history as follows: Four underground storage tanks were removed from the site on 3/20/90. The 2,000-gallon diesel tank excavation (Tank #1) contained up to 2500 ppm TPH-diesel and up to 61 ppm benzene. The 10,000-gallon diesel tank excavation (Tank #3) contained 140 ppm TPH-diesel. The 10,000-gallon gasoline tank excavation (Tank #2) contained 0.015 ppm benzene. The 8000-gallon gasoline tank excavation (Tank #4) contained 0.017 ppm benzene. Water sampled from the 10,000-gallon gasoline tank and the 10,000-gallon diesel tank excavations contained 900 ppb TPH-gasoline/82 ppb benzene and 8,200 ppb TPH-diesel/18 ppb benzene, respectively.

The 2,000-gallon diesel tank pit was apparently overexcavated and resampled in late March 1990. The results indicated nondetectable concentrations of TPH-diesel. No further soil overexcavation was required by our agency at that time. However, a groundwater investigation was required by letter dated 4/4/90.

Our files include a "Progressive Report" for the groundwater investigation, prepared by Geo-Environmental Technology (GET), dated 8/8/90. Three monitoring wells were apparently installed onsite. Some issues were raised upon a review of this report:

- 1) The groundwater flow direction is said to be west-southwest. However, no data was submitted to substantiate this conclusion, i.e. top of casing, depth to groundwater, etc.
- 2) Figure 2 does not indicate where at least 2 adjacent streets are located.
- 3) If the north arrow is indeed correct in Figure 2, the groundwater flow direction appears to be east, which contradicts the findings on pages 2 and 7.

Tzu Ming Chen
STID 3707
page 2 of 2
December 9, 1992

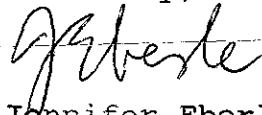
Groundwater from all 3 wells was apparently sampled on 5/21/90. Monitoring wells #2 and #3 indicated nondetectable concentrations of contaminants. MW1 indicated 400 ppb benzene; the Maximum Contaminant Level (MCL) for benzene is 1 ppb.

In order to qualify for case closure, you must demonstrate **four consecutive quarters** of nondetectable concentrations in groundwater. Therefore, we request that you a) resolve issues #1 to #3 regarding the 8/8/90 Progressive Report, and b) commence groundwater sampling and submit laboratory results for TPH-g, TPH-d, and BTEX **within 40 days or by January 19, 1992**. This is our second request for such information; the first request was made by letter dated 9/24/92. In addition, please respond as to the status of the site remediation, as per the 11/1/90 Outline and Proposal for Initializing Site Remediation, prepared by GET.

All work should adhere to the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer. All reports and documents pertaining to this investigation should also be sent to:

Rich Hiett
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster St., Ste 500
Oakland CA 94612

Sincerely,



Jennifer Eberle
Hazardous Materials Specialist

cc: Larry Jones, CB Commercial, 155 Grand Av., Ste 100, Oakland
94612-3757
Irwin Greisinger, Courtenay Corp., Suite 217, 811-14 St. NW,
Calgary, Alberta, T2N2A4 Canada
Rich Hiett, RWQCB
Ed Howell/File

je 3707-A

Fold at line over top of envelope to the right of the return address

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee

3. Article Addressed to:

(JE) #3707

East Bay Packing Co.
Attn: Tzu Ming Chen
169-3rd Street
Oakland CA 94607

4a. Article Number

P 113 815 133

4b. Service Type

- Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST AGENCY DIRECTOR

Certified Mailer # P 113 815 274
November 30, 1992

STID 3707

East Bay Packing Co.
208 Jackson St.
Oakland CA 94607
Attn: Tzu Ming Chen

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Mr. Ming,

During a telephone conversation with Larry Jones of CB Commercial and myself on 11/23/92, it was learned that you are the new property owner for the above referenced site.

Our records show the site history as follows: Four underground storage tanks were removed from the site on 3/20/90. The 2,000-gallon diesel tank excavation (Tank #1) contained up to 2500 ppm TPH-diesel and up to 61 ppm benzene. The 10,000-gallon diesel tank excavation (Tank #3) contained 140 ppm TPH-diesel. The 10,000-gallon gasoline tank excavation (Tank #2) contained 0.015 ppm benzene. The 8000-gallon gasoline tank excavation (Tank #4) contained 0.017 ppm benzene. Water sampled from the 10,000-gallon gasoline tank and the 10,000-gallon diesel tank excavations contained 900 ppb TPH-gasoline/82 ppb benzene and 8,200 ppb TPH-diesel/18 ppb benzene, respectively.

The 2,000-gallon diesel tank pit was apparently overexcavated and resampled in late March 1990. The results indicated nondetectable concentrations of TPH-diesel. No further soil overexcavation was required by our agency at that time. However, a groundwater investigation was required by letter dated 4/4/90.

Our files include a "Progressive Report" for the groundwater investigation, prepared by Geo-Environmental Technology (GET), dated 8/8/90. Three monitoring wells were apparently installed onsite. Some issues were raised upon a review of this report:

- 1) The groundwater flow direction is said to be west-southwest. However, no data was submitted to substantiate this conclusion, i.e. top of casing, depth to groundwater, etc.
- 2) Figure 2 does not indicate where at least 2 adjacent streets are located.
- 3) If the north arrow is indeed correct in Figure 2, the groundwater flow direction appears to be east, which contradicts the findings on pages 2 and 7.

Tzu Ming Chen
STID 3707
page 2 of 2
November 30, 1992

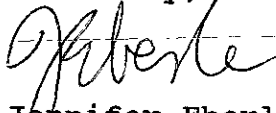
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In order to qualify for case closure, you must demonstrate **four consecutive quarters** of nondetectable concentrations in groundwater. Therefore, we request that you a) resolve issues #1 to #3 regarding the 8/8/90 Progressive Report, and b) commence groundwater sampling and submit laboratory results for TPH-g, TPH-d, and BTEX **within 40 days or by January 9, 1992**. This is our second request for such information; the first request was made by letter dated 9/24/92. In addition, please respond as to the status of the site remediation, as per the 11/1/90 Outline and Proposal for Initializing Site Remediation, prepared by GET.

All work should adhere to the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer. All reports and documents pertaining to this investigation should also be sent to:

Rich Hiatt
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster St., Ste 500
Oakland CA 94612

Sincerely,



Jennifer Eberle
Hazardous Materials Specialist

cc: Larry Jones, CB Commercial, 155 Grand Av., Ste 100, Oakland
94612-3757
Irwin Greisinger, Courtenay Corp., Suite 217, 811-14 St. NW,
Calgary, Alberta, T2N2A4 Canada
Rich Hiatt, RWQCB
Ed Howell/File

je 3707-A

Fold at line over top of envelope to the right of the return address

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
 - 2. Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

(JE) #3707

Tzu Ming Chen
 East Bay Packing Co.
 208 Jackson Street
 Oakland CA 94607

4a. Article Number

P 113 815 274

4b. Service Type

- Registered
- Certified
- Express Mail
- Insured
- COD
- Return Receipt for Merchandise

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

5. Signature (Addressee)

6. Signature (Agent)

PS Form 3811, December 1991 U.S.G.P.O.: 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

P 113 815 274

Receipt for Certified Mail

No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)



(JE) #3707

| | | | |
|---|----|------------------|--|
| Sent to | | Tzu Ming Chen | |
| Street and No | | 208 Jackson St | |
| P O, State and ZIP Code | | Oakland CA 94607 | |
| Postage | \$ | | |
| Certified Fee | | | |
| Special Delivery Fee | | | |
| Restricted Delivery Fee | | | |
| Return Receipt Showing to Whom & Date Delivered | | | |
| Return Receipt Showing to Whom, Date, and Addressee's Address | | | |
| TOTAL Postage & Fees | \$ | | |
| Postmark or Date | | | |

PS Form 3800, June 1991



FACSIMILE
TRANSMITTAL

DATE: Nov 24/92

URGENT: _____

TIME: 9⁰⁰ am

ROUTINE: _____

NO. OF PAGES (INCLUDING THIS FORM):

2

TO: _____

FAX NO: (510)569-4757

ATTENTION: Jennifer Schuler

SENDER: E. Kreisinger

ACCOUNT: Coast Bay

SUBJECT: Coast Bay Site
208 Jackson Street

COMMENTS/INSTRUCTIONS:



**The
Courtenay
Corporation**

**DATED AT CALGARY
24 November 1992**

VIA FAX

Alameda County
Health Care Services Agency
Department of Environmental Health
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621

**Attention: Jennifer Eberle
Hazardous Materials Specialist**

Dear Madam:

**RE: East Bay Packing Co.
208 Jackson Street, Oakland, CA 94607**

The matters described in your letter of September 24, 1992, and received in our offices on October 14, 1992, are now being reviewed, and a response from East Bay Packing Co. will be provided to you shortly.

Please note that we do not represent a number of bankers who are the responsible parties for the above-referenced site. The Courtenay Corporation is only a consultant to East Bay Packing Co.

Yours very truly,

THE COURTENAY CORPORATION

per: Erwin Greisinger

EG/ceg

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

September 24, 1992

DEPARTMENT OF ENVIRONMENTAL HEALTH

State Water Resources Control Board

Division of Clean Water Programs

UST Local Oversight Program

80 Swan Way, Rm 200

Oakland, CA 94621

(510) 271-4530

STID 3707

Irwin Greisinger
Courtenay Corp.
Suite 217, 811-14 St. NW
Calgary, Alberta
T2N2A4 Canada

RE: East Bay Packing Co.
208 Jackson St.
Oakland CA 94607

Dear Mr. Greisinger,

During a telephone conversation with Larry Jones of CB Commercial and myself on 9/24/92, it was learned that you are the consultant representing a number of bankers who are the responsible parties for the above referenced site. We request that you name these parties so that they can be properly notified by this agency.

The site history is as follows: Four underground storage tanks were removed from the site on 3/20/90. The 2,000-gallon diesel tank excavation (Tank #1) contained up to 2500 ppm TPH-diesel and up to 61 ppm benzene. The 10,000-gallon diesel tank excavation (Tank #3) contained 140 ppm TPH-diesel. The 10,000-gallon gasoline tank excavation (Tank #2) contained 0.015 ppm benzene. The 8000-gallon gasoline tank excavation (Tank #4) contained 0.017 ppm benzene. Water sampled from the 10,000-gallon gasoline tank and the 10,000-gallon diesel tank excavations contained 900 ppb TPH-gasoline/82 ppb benzene and 8,200 ppb TPH-diesel/18 ppb benzene, respectively.

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Our files include a "Progressive Report" for the groundwater investigation, prepared by Geo-Environmental Technology (GET), dated 8/8/90. Three monitoring wells were apparently installed onsite. Some issues were raised upon a review of this report:

- 1) The groundwater flow direction is said to be west-southwest. However, no data was submitted to substantiate this conclusion, i.e. top of casing, depth to groundwater, etc.
- 2) Figure 2 does not indicate where at least 2 adjacent streets are located.

Irwin Greisinger
STID 3707
page 2 of 2
September 24, 1992

- 3) If the north arrow is indeed correct in Figure 2, the groundwater flow direction appears to be east, which contradicts the findings on pages 2 and 7.

Groundwater from all 3 wells was apparently sampled on 5/21/90. Monitoring wells #2 and #3 indicated nondetectable concentrations of contaminants. MW1 indicated 400 ppb benzene; the Maximum Contaminant Level (MCL) for benzene is 1 ppb.

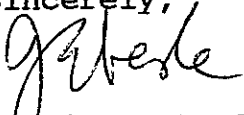
In order to qualify for case closure, you must demonstrate **four consecutive quarters** of nondetectable concentrations in groundwater. Therefore, we request that you a) resolve issues #1 to #3 regarding the 8/8/90 Progressive Report, and b) commence groundwater sampling and submit laboratory results for TPH-g, TPH-d, and BTEX **within 45 days or by November 8, 1992.**

In addition, please respond as to the status of the site remediation, as per the 11/1/90 Outline and Proposal for Initializing Site Remediation, prepared by GET.

All work should adhere to the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer. All reports and documents pertaining to this investigation should also be sent to:

Rich Hiett
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster St., Ste 500
Oakland CA 94612

Sincerely,

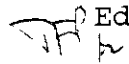


Jennifer Eberle
Hazardous Materials Specialist

cc: Larry Jones, CB Commercial, 155 Grand Av., Ste 100, Oakland
94612-3757

Rich Hiett, RWQCB

Ed Howell/File


je 3707

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

Certified Mailer # P 367 604 476

May 26, 1992
STID #3707

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621
(510) 271-4320

Gill Granucci
Kretschmar Inc.
314 S.21st St.
St. Louis MO 63103

RE: East Bay Packing Co.
208 Jackson St.
Oakland CA 94607

Dear Mr. Granucci,

The case file for the above referenced site has recently been reviewed by our staff. The case has been reassigned to Jennifer Eberle, Hazardous Materials Specialist. Please mail future correspondence to her attention.

Four underground storage tanks were removed from the site on 3/20/90. The 2,000-gallon diesel tank excavation (Tank #1) contained up to 2500 ppm TPH-diesel and up to 61 ppm benzene. The 10,000-gallon diesel tank excavation (Tank #3) contained 140 ppm TPH-diesel. The 10,000-gallon gasoline tank excavation (Tank #2) contained 0.015 ppm benzene. The 8,000-gallon gasoline tank excavation (Tank #4) contained 0.017 ppm benzene. Water sampled from the 10,000-gallon gasoline tank and the 10,000-gallon diesel tank excavations contained 900 ppb TPH-gasoline/82 ppb benzene and 8,200 ppb TPH-diesel/18 ppb benzene, respectively.

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We are in receipt of a "Progressive Report" for the groundwater investigation, prepared by Geo-Environmental Technology (GET), dated 8/8/90. Three monitoring wells were apparently installed onsite. Some issues were raised upon a review of this report:

- 1) The groundwater gradient is said to be west-southwest. However, no data was submitted to substantiate this conclusion, i.e. top of casing, depth to groundwater, etc.
- 2) Figure 2 does not indicate where at least 2 adjacent streets are located.

Gill Granucci
STID #3707
Page 2 of 2
May 26, 1992

- 3) If the north arrow is indeed correct in Figure 2, the groundwater gradient appears to be east, which contradicts your findings on pages 2 and 7.

Groundwater from all three wells was apparently sampled on 5/21/90. Monitoring wells #2 and #3 indicated nondetectable concentrations of contaminants. Monitoring well #1 indicated 400 ppb benzene; the Maximum Contaminant Level (MCL) for benzene in drinking water is 1 ppb.

In order to qualify for site closure, you must demonstrate **four consecutive quarters** of nondetectable concentrations in groundwater. Therefore, we request that you 1) resolve issues #1 to #3 regarding the 8/8/90 Progressive Report, and 2) commence groundwater sampling and submit laboratory results for TPH-g, TPH-d, and BTEX **within 40 days** of the date of this letter, or by **July 6, 1992**.

In addition, please let us know what the status is regarding site remediation, as per the 11/1/90 Outline and Proposal for Initializing Site Remediation, prepared by GET.

Please phone Jennifer Eberle at 510-271-4320 if you have any questions.

Sincerely,



Susan Hugo
Senior Hazardous Materials Specialist

cc: C.J. Hammel, Vice President of Operations, Kretshmar Inc., 314
S. 21st St., St. Louis MO 63103
Stuart Solomon, Geo-Environmental Technology, 1936 Camden Av.,
Ste #1, San Jose CA
Rich Hiett, RWQCB
File

je

P 367 604 476

MAIL

JE #3707

Gill Granucci

314 S. 21st St.

St. Louis, MO 63103

ALAMEDA COUNTY
HEALTH CARE SERVICES AGENCY

Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621

0

FOR

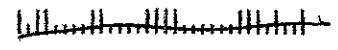
RETURNED TO SENDER
FORWARDING ORDER EXPIRED

SAINT LOUIS
PM
02 JUN
1992

OAKLAND
MAY 28 '92
CALIF.

Kretschmar Inc.
Attn: Gill Granucci
314 S. 21st St.
St. Louis, MO 63104

P 367 604 476



DATE: Feb 26, 1992
TO : Local Oversight Program
FROM: Ewelhw
SUBJ: Transfer of Eligible Oversight Case

Site name: East Bay Packing Co.
Address: 208 Jackson St. City Oak Zip 94607
Closure plan attached? Y N DepRef remaining \$ 465.50
DepRef Project # 899 STID #(if any) 3707
Number of Tanks: 4 removed? Y N Date of removal 3-20-90
Leak Report filed? Y N Date of Discovery 3-21-90
Samples received? Y N Contamination: Soil + Water
Petroleum Y N Types: Avgas Jet leaded unleaded Diesel
fuel oil waste oil kerosene solvents
Monitoring wells on site 3 Monitoring schedule? Y N
Briefly describe the following:
Preliminary Assessment _____
Remedial Action _____
Post Remedial Action Monitoring _____
Enforcement Action _____

Comments:

Soil + MW under tanks & shows contamination requiring remediation. Soil was stockpiled & aerated - what became of this soil?
3 MW were installed - MW1 shows contamination - continue monitoring should be required - Need ongoing monitoring reports.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

5997 PARKSIDE DRIVE PLEASANTON, CALIFORNIA 94566 (415) 484-26

GROUNDWATER PROTECTION ORDINANCE PERMIT APPLICATION

FOR APPLICANT TO COMPLETE

FOR OFFICE USE

LOCATION OF PROJECT 208 Jackson St Oakland CA 94607

PERMIT NUMBER 90266 LOCATION NUMBER

CLIENT Name East Bay Packing Address 208 Jackson St Phone (415) 465-9700 City Oakland Zip 94607

PERMIT CONDITIONS

Circled Permit Requirements Apply

APPLICANT Name Geo-Environmental Technology Address 1936 Camden Ave. Phone 408-559-1220 City San Jose Zip 95124

(A) GENERAL

- 1. A permit application should be submitted... arrive at the Zone 7 office five days prior to proposed starting date. 2. Submit to Zone 7 within 60 days after completion of permitted work... 3. Permit is void if project not begun within 90 days of approval date.

(B) WATER WELLS, INCLUDING PIEZOMETERS

- 1. Minimum surface seal thickness is two inches of cement grout placed by tremie. 2. Minimum seal depth is 50 feet for municipal wells or 20 feet for domestic and irrigation wells unless a lesser depth is specially approved. Minimum seal depth for monitoring wells is the maximum depth plus 10 feet or 20 feet.

(C) GEOTECHNICAL

Backfill bore hole with compacted cuttings or heavy bentonite and upper two feet with compacted material. In areas of known or suspected contamination, tremied cement grout shall be placed in place of compacted cuttings.

D. CATHODIC. Fill hole above anode zone with compacted material placed by tremie.

E. WELL DESTRUCTION. See attached.

* 5 feet surface seal as discussed with Thomas Smith of Geo-Environmental Technology

TYPE OF PROJECT Wall Construction ___ Geotechnical Investigation ___ Cathodic Protection ___ General ___ Water Supply ___ Contamination X ___ Monitoring X ___ Wall Destruction ___

PROPOSED WATER SUPPLY WELL USE Domestic ___ Industrial ___ Other N.A. Municipal ___ Irrigation ___

DRILLING METHOD: Mud Rotary ___ Air Rotary ___ Auger X Cable ___ Other ___

DRILLER'S LICENSE NO. 48 7000-C57-HAZ

WELL PROJECTS Drill Hole Diameter 8 in. Maximum Depth 12 ft. Casing Diameter 7 in. Number 3 Surface Seal Depth * ft.

GEOTECHNICAL PROJECTS Number of Borings 1 (possibly) Maximum Depth 12 ft. Hole Diameter 6 in.

ESTIMATED STARTING DATE 5/5 1990 ESTIMATED COMPLETION DATE 5/5/1990

I hereby agree to comply with all requirements of this permit and Alameda County Ordinance No. 73-68.

APPLICANT'S SIGNATURE Thomas A. Smith Date 4/27/90

Approved Wyman Hong Date 27 A Wyman Hong

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH
-hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

4 April 1990

C.J. Hammel
Vice President of Operations
Kretshmar Incorporated
314 South 21st Street
Saint Louis, MO 63103

Subject: Underground Storage Tank Removal conducted at 208 Jackson Street, Oakland, California.

Dear Mr. Hammel:

This office has received and reviewed a data report prepared by Geo-Environmental Technology Incorporated concerning the project being conducted at the facility listed above. It is the opinion of this agency that the excavation of contaminated soil at this site has been sufficiently thorough to ensure that all soil with diesel contamination exceeding 1,000 parts per million has been removed. (No further soil excavation is required at this site.)

Excavated soil with diesel contamination which equals or exceeds 1,000 parts per million requires disposal as a hazardous waste or must be subjected to a hazardous waste classification determination as detailed in Article 11, of Title 22 of the California Code of Regulations.

Guidelines established by the San Francisco Bay Regional Water Quality Control Board state that certain follow-up actions are required whenever soil hydrocarbon contamination associated with an underground storage tank equal to or exceeding 100 parts per million is detected. Specifically, a ground water quality investigation must be implemented.

The goals of such a program are to:

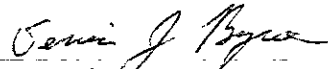
- 1) Identify the ground water flow gradient.
- 2) Determine whether a plume of contamination is present in either the ground water or overlying soil.
- 3) Determine the extent of any such plume by identifying the zero line, beyond which no contamination can be detected.
- 4) Actively treat ground water to reduce unacceptable levels of contamination.
- 5) Monitor ground water quality on a quarterly basis for a minimum of two years.

C.J. Hammel
Kretshmar Incorporated
314 South 21st Street
Saint Louis, MO 63103
Re. 208 Jackson St. Oakland, CA
4 April 1990
Page 2 of 2

The Guidelines of the Regional Board specify that the ground water gradient must be determined from data derived from three wells. During the installation of these wells, soil samples must be collected for analysis at five foot depth intervals until ground water is reached. This work must be conducted under the supervision of a registered engineer/geologist and a copy of all analytical data and boring logs must be submitted to this office for review.

Please submit a proposal to this office as to how intend to achieve the water quality investigation goals outlined in this letter. If you have any questions or require further clarification concerning the actions which need to be taken to resolve this matter, please contact me at (415) 271-4320.

Sincerely,



Dennis J. Byrne
Hazardous Materials Specialist

cc: Lester Feldman, SFBRWQCB
Doug Krause, DOHS
Rafat Shahid, Assistant Director, Alameda County Department of
Environmental Health.
Gil Granucci, East Bay Packing Company
John Schuetze, Geo-Environmental Technology

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

| | | | | | |
|---|--|---|--|--|-------------------------------------|
| EMERGENCY <input type="checkbox"/> YES <input type="checkbox"/> NO | | HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input type="checkbox"/> NO | | FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I AM A DESIGNATED GOVERNMENT EMPLOYEE AND THAT I HAVE REPORTED THIS INFORMATION TO LOCAL OFFICIALS PURSUANT TO SECTION 25180.7 OF THE HEALTH AND SAFETY CODE. SIGNED: <i>Dennis J. Byrne</i> DATE: <i>3/30/90</i> | |
| REPORT DATE 03/28/90 | | CASE # | | | |
| REPORTED BY | NAME OF INDIVIDUAL FILING REPORT <i>Dennis Byrne</i> | | PHONE (415) 271-4320 | | SIGNATURE <i>Dennis J. Byrne</i> |
| | REPRESENTING <input checked="" type="checkbox"/> LOCAL AGENCY <input type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD <input type="checkbox"/> OTHER | | COMPANY OR AGENCY NAME Alameda County Dept. Environ Health Haz Mat Div | | |
| | ADDRESS 80 Swath Way Rm 200 Oakland CA 94621 | | | | |
| RESPONSIBLE PARTY | NAME East Bay Packing Company <input type="checkbox"/> UNKNOWN | | CONTACT PERSON Gill Granucci | | PHONE (415) 465-7700 |
| | ADDRESS 208 Jackson Street Oakland CA 94607 | | | | |
| SITE LOCATION | FACILITY NAME (IF APPLICABLE) East Bay Packing Company | | OPERATOR Gill Granucci | | PHONE (415) 465-7700 |
| | ADDRESS 208 Jackson St. Oakland Alameda 94607 | | | | |
| | CROSS STREET Third Street | | | | |
| IMPLEMENTING AGENCIES | LOCAL AGENCY Alameda County Dept. Environ Health Haz Mat Div | | AGENCY NAME Alameda County Dept. Environ Health Haz Mat Div | | CONTACT PERSON Dennis Byrne |
| | REGIONAL BOARD S F B R W | | CONTACT PERSON Lester Feldman | | PHONE (415) 464-1332 |
| SUBSTANCES INVOLVED | (1) NAME QUANTITY LOST (GALLONS) Diesel <input checked="" type="checkbox"/> UNKNOWN | | | | |
| | (2) <input type="checkbox"/> UNKNOWN | | | | |
| DISCOVERY/ABATEMENT | DATE DISCOVERED 03/21/90 | | HOW DISCOVERED <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> OTHER | | |
| | DATE DISCHARGE BEGAN UNKNOWN | | METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input type="checkbox"/> REMOVE CONTENTS <input type="checkbox"/> REPLACE TANK <input checked="" type="checkbox"/> CLOSE TANK <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> OTHER | | |
| | HAS DISCHARGE BEEN STOPPED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE | | | | |
| SOURCE/ CAUSE | SOURCE OF DISCHARGE <input type="checkbox"/> TANK LEAK <input checked="" type="checkbox"/> UNKNOWN <input type="checkbox"/> PIPING LEAK <input type="checkbox"/> OTHER | | CAUSE(S) <input type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input type="checkbox"/> SPILL <input type="checkbox"/> CORROSION <input checked="" type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER | | |
| | CHECK ONE ONLY <input checked="" type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED) | | | | |
| CURRENT STATUS | CHECK ONE ONLY <input type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT WORKPLAN SUBMITTED <input type="checkbox"/> POLLUTION CHARACTERIZATION <input type="checkbox"/> LEAK BEING CONFIRMED <input checked="" type="checkbox"/> PRELIMINARY SITE ASSESSMENT UNDERWAY <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> REMEDIATION PLAN <input type="checkbox"/> CASE CLOSED (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> CLEANUP UNDERWAY | | | | |
| | CHECK APPROPRIATE ACTION(S) (SEE BACK FOR DETAILS) <input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (BT) <input type="checkbox"/> CAP SITE (CD) <input type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> VENT SOIL (VS) <input type="checkbox"/> VACUUM EXTRACT (VE) <input type="checkbox"/> OTHER (OT) | | | | |
| COMMENTS | Soil contamination at 7' depth 2500 ppm | | | | |
| | measure very 400 ppm | | | | |

WATER RESOURCES CONTROL BOARD
DIVISION OF WATER QUALITY - UST CLEANUP PROGRAM
SITE SPECIFIC QUARTERLY REPORT
01/01/92 THROUGH 03/31/92

AGENCY # : 10000 SOURCE OF FUNDS: F SUBSTANCE: 12034
StID : 3707
SITE NAME: East Bay Packing Co. DATE REPORTED : 03/21/90
ADDRESS : 208 Jackson St. DATE CONFIRMED: 03/21/90
CITY/ZIP : Oakland 94607 MULTIPLE RPs : N

SITE STATUS

| | | |
|----------------------|-------------------------|--------------------------|
| CASE TYPE: G | CONTRACT STATUS: 3 | EMERGENCY RESP: |
| RP SEARCH: S | | DATE COMPLETED: 03/09/92 |
| PRELIMINARY ASMNT: U | DATE UNDERWAY: 11/01/90 | DATE COMPLETED: |
| REM INVESTIGATION: | DATE UNDERWAY: | DATE COMPLETED: |
| REMEDIAL ACTION: | DATE UNDERWAY: | DATE COMPLETED: |
| POST REMED ACT MON: | DATE UNDERWAY: | DATE COMPLETED: |

ENFORCEMENT ACTION TYPE: 1 DATE ENFORCEMENT ACTION TAKEN: 03/09/92
LUFT FIELD MANUAL CONSID: 3,HSCAW
CASE CLOSED: DATE CASE CLOSED:
DATE EXCAVATION STARTED : 03/20/90 REMEDIAL ACTIONS TAKEN: NT

RESPONSIBLE PARTY INFORMATION

RP#1-CONTACT NAME: Gill Granucci
COMPANY NAME: Kretshmar Inc.
ADDRESS: 314 S. 21st Street
CITY/STATE: St. Louis, M O 63103

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Division Inspection Form

Site ID# _____ Site Name East Bay Packing Co. Today's Date 3/20/90
 Site Address 208 Jackson St EPA ID# _____
 City Oakland Zip 94607 Phone _____

MAX Amt. Stored > 500lbs/55g/200cf? Y N
 Hazardous Waste generated per month?

- Inspection Categories:**
 I. Haz. Mat/Waste GENERATOR/TRANSPORTER
 II. Business Plans, Acute Hazardous Materials
 III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

| | | |
|----------------------------------|-----------------------------|---------|
| I.A. GENERATOR (Title 22) | | |
| | 1. Waste ID | * 66471 |
| | 2. EPA ID | 66472 |
| | 3. > 90 days | 66508 |
| | 4. Label dates | 66508 |
| | 5. Biennial | 66493 |
| Manifest | 6. Records | 66492 |
| | 7. Correct | 66484 |
| | 8. Copy sent | 66492 |
| | 9. Exception | 66484 |
| | 10. Copies Rec'd | 66492 |
| Misc. | 11. Treatment | 66371 |
| | 12. On-site Disp. (H.S.&C.) | 26189.5 |
| | 13. Ex Haz. Waste | 66570 |
| Prevention | 14. Communications | 67121 |
| | 15. Aisle Space | 67124 |
| | 16. Local Authority | 67126 |
| | 17. Maintenance | 67120 |
| | 18. Training | 67105 |
| Compliance | 19. Prepared | 67140 |
| | 20. Name List | 67141 |
| | 21. Copies | 67141 |
| | 22. Emp. Coord. Tmg. | 67144 |
| Containers, Tanks | 23. Condition | 67241 |
| | 24. Compatibility | 67242 |
| | 25. Maintenance | 67243 |
| | 26. Inspection | 67244 |
| | 27. Buffer Zone | 67246 |
| | 28. Tank Inspection | 67259 |
| | 29. Containment | 67245 |
| | 30. Safe Storage | 67251 |
| | 31. Freeboard | 67257 |

Comments:

Observed removal of UGT's
 1) 2,000 gal diesel, no obvious holes, slight amount of H₂O in excavation at 6', 2 soil samples collected from either end of excavation.
 2) 10,000 gal gas, no obvious holes, H₂O in excavation. 2 soil samples collected at 6' from either end of excavation
 3) 10,000 gal diesel, no obvious holes, H₂O in excavation. 2 soil samples collected from either end of excavation.
 4) 5,000 gal gasoline, no obvious holes, H₂O in excavation. 2 soil samples collected from either end at 6'
 water samples collected from excavation # 2 (TPH-G, BTK+E) and # 3 (TPH-D, BTK+E)

| | | |
|------------------------------------|---------------------------|-------|
| I.B. TRANSPORTER (Title 22) | | |
| | 32. Applic./Insurance | 66428 |
| | 33. Comp. Cert./CHP Insp. | 66448 |
| | 34. Containers | 66465 |
| Manifest | 35. Vendors | 66565 |
| | 36. EPA ID #s | 66501 |
| | 37. Driver | 66541 |
| | 38. Lic. Driver | 66543 |
| | 39. Records | 66544 |
| Compliance | 40. Name/ Covers | 66545 |
| | 41. Recyclables | 66500 |

soil analysis requested
 Excavations 2 + 4 (TPH-G, BTK+E) (PB)
 Excavations 1 + 3 (TPH-D, BTK+E)
 Recommend that each yard's pile be analyzed separately

Rev 6/88

Contact _____
 Title _____
 Signature _____
 Inspector _____
 Sig Date _____

DB

**ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
 DEPARTMENT OF ENVIRONMENTAL HEALTH # 4565699
 HAZARDOUS MATERIALS DIVISION
 80 SWAN WAY, ROOM 200
 OAKLAND, CA 94621
 PHONE NO. 415/271-4320**

DEPARTMENT OF ENVIRONMENTAL HEALTH
 470 - 27th Street, Third Floor
 Oakland, CA 94612
 Telephone: (415) 874-1237

ACCEPTED *SAH*
 3/13/96

These plans have been reviewed and found to be acceptable and essentially meet the requirements of State and local health laws. Changes to your plans indicated by this Department are to ensure compliance with State and local laws. The permit prepared by this Department is subject to the area of any jurisdiction of this Department for construction. One copy of these accepted plans must be on the job site with you for all contractors and other persons involved in the removal.

7/7/79 then on or after the date of these plans and specifications have been submitted to the Department for the Fire Department. The Department is to determine if such the Department is satisfied with the State and local laws. The Department is to be in force 48 hours prior to the removal of the tank and piping.

Removal of Tank and Piping

Sampling

Final Inspection

These plans are subject to the Department's approval. The Department is to be in force 48 hours prior to the removal of the tank and piping.

These plans are subject to the Department's approval. The Department is to be in force 48 hours prior to the removal of the tank and piping.

UNDERGROUND TANK CLOSURE/MODIFICATION PLANS

1. Business Name East Bay Packing Company
 Business Owner Same
2. Site Address 208 Jackson St.
 City Oakland Zip 94607 Phone (415) 465-7700 *510*
3. Mailing Address 208 Jackson St.,
 City Oakland Zip 94607 Phone _____
4. Land Owner Kretshmar Inc.
 Address 314 So. 21st. St. City, State St. Louis, Mo zip 63103
5. EPA I.D. No. CAC 000257617
6. Contractor Geo-Environmental Technology
 Address 1936 Camden Ave. Suite 4
 City San Jose Phone (408) 559-1220
 License Type "A" Engineering ID# 567191
7. Consultant Same as contractor
 Address _____
 City _____ Phone _____

8. Contact Person for Investigation

Name Stuart G. Solomon Title Consultant/ Contractor
Phone (408) 559-1220

9. Total No. of Tanks at facility 4

10. Have permit applications for all tanks been submitted to this office?
Yes [] No []

11. State Registered Hazardous Waste Transporters/Facilities

a) Product/Waste Tranporter

Name H & H Ship Service EPA I.D. No. CAD 004771168
Address 220 China Basin
City San Francisco State CA Zip 94107

b) Rinsate Transporter

Name _____ EPA I.D. No. _____
Address _____
City _____ State _____ Zip _____

c) Tank Transporter

Name H & H Ship Service EPA I.D. No. CAD 004771168
Address 220 China Basin
City San Francisco State CA Zip 94107

d) Tank Disposal Site

Name H & H Ship Service EPA I.D. No. CAD 004771168
Address 220 China Basin
City San Francisco State CA Zip 94107

e) Contaminated Soil Transporter

Name _____ EPA I.D. No. _____
Address _____
City _____ State _____ Zip _____

12. Sample Collector

Name Geo-Environmental Technology / John Schuetze
 Company Geo-Environmental Technology
 Address 1936 Camden Ave. Suite 4
 City San Jose State CA Zip 95124 Phone (408) 559-1220

13. Sampling Information for each tank or area

| Tank or Area | | Material sampled | Location & Depth |
|---------------|----------------------------------|------------------|------------------|
| Capacity | Historic Contents (past 5 years) | | |
| 10,000 gallon | Unl. Gas | SOIL | |
| 10,000 gallon | Diesel | SOIL | |
| 8,000 gallon | Leaded Gas | SOIL | |
| 2,000 gallon | Diesel | SOIL | |

14. Have tanks or pipes leaked in the past? Yes [] No []

If yes, describe. _____

15. NFPA methods used for rendering tank inert? Yes [] No []

If yes, describe. Purge with dry ice adequate to render tank inert. Test for oxygen and LEL on site prior to removal using Gastechtor.

An explosion proof combustible gas meter shall be used to verify tank inertness.

16. Laboratories

Name Chromalab
 Address 2239 Omega Rd.
 City San Ramon State CA Zip 94583
 State Certification No. 238 and 955

17. Chemical Methods to be used for Analyzing Samples

| Contaminant Sought | EPA, DHS, or Other Sample Preparation Method Number | EPA, DHS, or Other Analysis Number |
|--------------------|---|------------------------------------|
| GASOLINE | TPH BTEX (8020 & Mod. 8015) | Same |
| Diesel | TPH DIESEL (3510/8015 or 3550/8015) | Same |
| Lead | 7420 | 7420 |
| <i>BTX+E</i> | | <i>8020 or 8240</i> |

18. Submit Site Safety Plan

19. Workman's Compensation: Yes No []

Copy of Certificate enclosed? Yes No []

Name of Insurer State Compensation Insurance Fund

20. Plot Plan submitted? Yes No []

21. Deposit enclosed? Yes No []

22. Please forward to this office the following information within 60 days after receipt of sample results.

- a) Chain of Custody Sheets
- b) Original Signed Laboratory Reports
- c) TSD to Generator copies of wastes shipped and received
- d) Attachment A summarizing laboratory results

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true. I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel and safety.

I will notify the Department of Environmental Health at least two (2) working days (48 hours) after approval of this closure plan in advance to schedule any required inspections. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Signature of Contractor

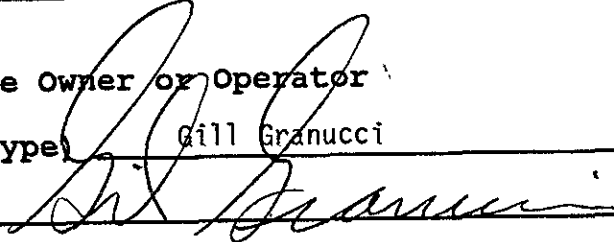
Name (please type) Stuart G. Solomon (Geo-Environmental Tech.)

Signature 

Date 3/9/90

Signature of Site Owner or Operator

Name (please type) Gill Granucci

Signature 

Date 3/9/90

NOTES:

1. Any changes in this document must be approved by this Department.
2. Any leaks discovered must be submitted to this office on an underground storage tank unauthorized leak/contamination site report form within 5 days of its discovery.
3. Three (3) copies of this plan must be submitted to this Department. One copy must be at the construction site at all times.
4. After approval of plan, notification of at least two (2) working days (48 hours) must be given to this Department prior to removal of tank(s).
5. A copy of your approved plan must be sent to the landowner.
6. Triple rinse means that:
 - a) Final rinse must contain less than 100 ppm of Gasoline (EPA method 8020 for soil, or EPA method 602 for water) or Diesel (EPA method 418.1). Other methods for halogenated volatile organics (EPA method 8010 for soil, EPA method 601 for water) may be required. The composition of the final rinse must be demonstrated by an original or facsimile report from a laboratory certified for the above analyses.
 - b) Tank interior is shown to be free from deposits or residues upon a visual examination of tank interior.
 - c) Tank should be labelled as "tripled rinsed; laboratory certified analysis available upon request" with the name and address of the contractor.

If all the above requirements cannot be met, the tank must be transported as a hazardous waste.

7. Any cutting into tanks requires local fire department approval.

UNDERGROUND TANK CLOSURE/MODIFICATION PLANS

ATTACHMENT A

SAMPLING RESULTS

| Tank or Area | Contaminant | Location & Depth | Results (specify units) |
|--------------|-------------|------------------|-------------------------|
| | | | |

NOTE: Approx. WATER TABLE DEPTH = 20'

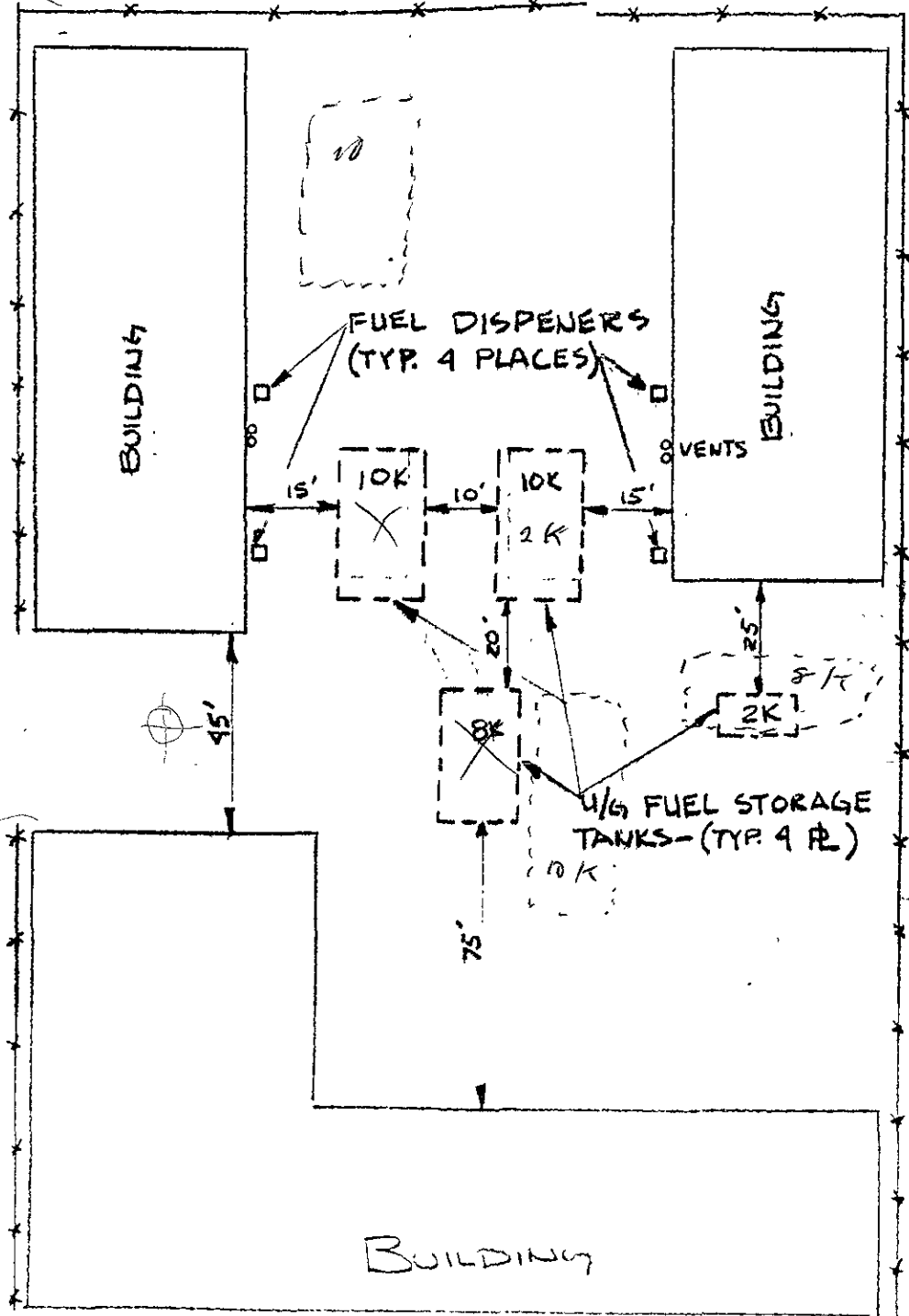


EAST BAY PACKING COMPANY

MADISON

3RD

3RD STREET



2ND STREET

JACKSON ST.

**STATE
COMPENSATION
INSURANCE
FUND**

P.O. BOX 807, SAN FRANCISCO, CA 94101-0807

CERTIFICATE OF WORKERS' COMPENSATION INSURANCE

MARCH 12, 1990

POLICY NUMBER: 1105688 - 90
CERTIFICATE EXPIRES: 2-1-91

ALAMEDA CO. HEALTH CARE SERVICES AGENCY
DEPT OF ENVIRONMENTAL HEALTH, HAZARDOUS MATERIAL
60 SWAN WAY RM 200
OAKLAND
CA 94621

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon ten days' advance written notice to the employer.

We will also give you TEN days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies.


PRESIDENT

EMPLOYER

DEPT OF ENVIRONMENTAL HEALTH, HAZARDOUS MATERIAL
60 SWAN WAY RM 200
OAKLAND
CA 94621



FORM 'A':
SITE

UNDERGROUND STORAGE TANK PROGRAM
FACILITY/SITE INFORMATION and/or PERMIT APPLICATION
COMPLETE THIS FORM FOR EACH FACILITY/SITE

21673

| | | | | |
|--------------------|--|---|---|--|
| MARK ONLY ONE ITEM | <input checked="" type="checkbox"/> 1 NEW PERMIT | <input type="checkbox"/> 3 RENEWAL PERMIT | <input type="checkbox"/> 5 CHANGE OF INFORMATION | <input type="checkbox"/> 7 PERMANENTLY CLOSED SITE |
| | <input type="checkbox"/> 2 INTERIM PERMIT | <input type="checkbox"/> 4 AMENDED PERMIT | <input type="checkbox"/> 6 TEMPORARY SITE CLOSURE | |

I. FACILITY/SITE INFORMATION & ADDRESS — (MUST BE COMPLETED)

| | | | | |
|---|--|--|--|---|
| FACILITY/SITE NAME EAST BAY PACKING COMPANY | | CARE OF ADDRESS INFORMATION SAME | | |
| ADDRESS 208 JACKSON ST. | | NEAREST CROSS STREET 2ND ST. | <input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL | <input type="checkbox"/> PARTNERSHIP LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY |
| CITY NAME OAKLAND, CA. 94607 | | STATE CA | ZIP CODE 94607 | SITE PHONE #, WITH AREA CODE 415-465-7700 |
| TYPE OF BUSINESS. <input type="checkbox"/> 1 GAS STATION | <input type="checkbox"/> 2 DISTRIBUTOR | <input type="checkbox"/> 4 PROCESSOR | <input checked="" type="checkbox"/> Box if INDIAN RESERVATION or TRUST LANDS | EPA ID # CAC000257617 |
| <input type="checkbox"/> 3 FARM | <input type="checkbox"/> 5 OTHER | | | # of TANK's AT THIS SITE 4 |
| EMERGENCY CONTACT PERSON (PRIMARY) | | EMERGENCY CONTACT PERSON (SECONDARY) | | |
| DAYS: NAME (LAST, FIRST) GIL GRANUCCI | | PHONE # WITH AREA CODE 415-465-7700 | | DAYS: NAME (LAST, FIRST) SAME |
| NIGHTS: NAME (LAST, FIRST) SAME | | PHONE # WITH AREA CODE no longer | | NIGHTS: NAME (LAST, FIRST) SAME |

II. PROPERTY OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)

| | | | | |
|--|--|--|---|--|
| NAME KRETSHMAR, INC | | CARE OF ADDRESS INFORMATION SAME | | |
| MAILING or STREET ADDRESS 314 So. 21st. | | <input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL | <input type="checkbox"/> PARTNERSHIP LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY | <input type="checkbox"/> STATE-AGENCY FEDERAL-AGENCY |
| CITY NAME St. Louis, Mo. | | STATE MO. | ZIP CODE 63103 | PHONE #, WITH AREA CODE UNKNOWN |

III. TANK OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)

| | | | | |
|--|--|--|---|--|
| NAME EAST BAY PACKING Co. | | CARE OF ADDRESS INFORMATION SAME | | |
| MAILING or STREET ADDRESS 208 JACKSON ST. | | <input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL | <input type="checkbox"/> PARTNERSHIP LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY | <input type="checkbox"/> STATE-AGENCY FEDERAL-AGENCY |
| CITY NAME OAKLAND | | STATE CA | ZIP CODE 94607 | PHONE #, WITH AREA CODE 415-465-7700 |

IV. LEGAL NOTIFICATION AND BILLING ADDRESS

CHECK ONE (1) BOX INDICATING WHICH ABOVE ADDRESS SHOULD BE USED FOR BOTH LEGAL NOTIFICATION AND BILLING: I. II. III.

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

| | |
|--|----------------|
| APPLICANT'S NAME (PRINTED & SIGNATURE) <i>Edward J. Whittaker</i> | DATE 3/9/90 |
|--|----------------|

LOCAL AGENCY USE ONLY

| | | | | |
|------------------------------------|----------------------|--------------------------|---|------------------------|
| COUNTY # | JURISDICTION # | AGENCY # | FACILITY ID # | # of TANKS at SITE |
| | | | | |
| CURRENT LOCAL AGENCY FACILITY ID # | | APPROVED BY NAME | | PHONE # WITH AREA CODE |
| PERMIT NUMBER | PERMIT APPROVAL DATE | PERMIT EXPIRATION DATE | | |
| LOCATION CODE | CENSUS TRACT # | SUPERVISOR-DISTRICT CODE | BUSINESS PLAN FILED YES <input type="checkbox"/> NO <input type="checkbox"/> | DATE FILED |
| CHECK # | PERMIT AMOUNT | SURCHARGE AMOUNT | FEE CODE | RECEIPT # BY: |

THIS FORM MUST BE ACCOMPANIED BY AT LEAST (1) OR MORE TANK PERMIT FORM 'B' APPLICATION(S), UNLESS THIS IS A CHANGE OF SITE INFORMATION ONLY.

STATE OF CALIFORNIA WATER RESOURCES CONTROL BOARD



FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

| | | | | |
|---|--|---|---|--|
| MARK ONLY ONE ITEM | <input checked="" type="checkbox"/> 1 NEW PERMIT | <input type="checkbox"/> 3 RENEWAL PERMIT | <input type="checkbox"/> 5 CHANGE OF INFORMATION | <input type="checkbox"/> 7 PERMANENTLY CLOSED TANK |
| | <input type="checkbox"/> 2 INTERIM PERMIT | <input type="checkbox"/> 4 AMENDED PERMIT | <input type="checkbox"/> 6 TEMPORARY TANK CLOSURE | <input checked="" type="checkbox"/> 8 TANK REMOVED |
| FACILITY/SITE NAME WHERE TANK IS INSTALLED: | | | | FARM TANK - YES <input type="checkbox"/> NO <input type="checkbox"/> |

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN -- SO SPECIFY

| | |
|---|--|
| A. OWNERS TANK ID # <u>CAC000257617</u> | B. MANUFACTURED BY: <u>UNKNOWN</u> |
| C. YEAR INSTALLED <u>UNKNOWN</u> | D. TANK CAPACITY IN GALLONS: <u>10,000</u> |

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

| | | |
|--|---|---|
| A. <input checked="" type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 5 HAZARDOUS | <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 4 OIL <input type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN | B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE |
| C. <input checked="" type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW) | | |
| D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # _____ C.A.S. #: _____ | | |

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

| | | | |
|-------------------------|---|--|--|
| A. TYPE OF SYSTEM | <input type="checkbox"/> 1 DOUBLE WALLED | <input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | <input type="checkbox"/> 2 SINGLE WALLED | <input type="checkbox"/> 4 SECONDARY CONTAINMENT | <input type="checkbox"/> 99 OTHER _____ |
| B. TANK MATERIAL | <input checked="" type="checkbox"/> 1 STEEL/IRON | <input type="checkbox"/> 2 STAINLESS STEEL | <input type="checkbox"/> 3 FIBERGLASS |
| | <input type="checkbox"/> 5 CONCRETE | <input type="checkbox"/> 6 POLYVINYL CHLORIDE | <input type="checkbox"/> 7 ALUMINUM |
| | <input type="checkbox"/> 9 BRONZE | <input type="checkbox"/> 10 GALVANIZED STEEL | <input type="checkbox"/> 95 UNKNOWN |
| | | | <input type="checkbox"/> 99 OTHER _____ |
| C. INTERIOR LINING | <input type="checkbox"/> 1 RUBBER LINED | <input type="checkbox"/> 2 ALKYD LINING | <input type="checkbox"/> 3 EPOXY LINING |
| | <input type="checkbox"/> 5 GLASS LINING | <input type="checkbox"/> 6 UNLINED | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | <input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? YES <input type="checkbox"/> NO <input type="checkbox"/> | | <input type="checkbox"/> 4 PHENOLIC LINING |
| | | | <input type="checkbox"/> 99 OTHER _____ |
| D. CORROSION PROTECTION | <input type="checkbox"/> 1 POLYETHYLENE WRAP | <input type="checkbox"/> 2 TAR OR ASPHALT | <input type="checkbox"/> 3 VINYL WRAP |
| | <input type="checkbox"/> 5 CATHODIC PROTECTION | <input type="checkbox"/> 91 NONE | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | | | <input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC |
| | | | <input type="checkbox"/> 99 OTHER _____ |

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

| | | | | | | |
|-----------------|--|---|--|--|---|--|
| A. SYSTEM TYPE | <input type="checkbox"/> A <input type="checkbox"/> U 1 SUCTION | <input type="checkbox"/> A <input type="checkbox"/> U 2 PRESSURE | <input type="checkbox"/> A <input type="checkbox"/> U 3 GRAVITY | <input type="checkbox"/> A <input type="checkbox"/> U 91 NONE | <input checked="" type="checkbox"/> A <input type="checkbox"/> U 95 UNKNOWN | <input type="checkbox"/> A <input type="checkbox"/> U 99 OTHER |
| B. CONSTRUCTION | <input checked="" type="checkbox"/> A <input type="checkbox"/> U 1 SINGLE WALLED | <input type="checkbox"/> A <input type="checkbox"/> U 2 DOUBLE WALLED | <input type="checkbox"/> A <input type="checkbox"/> U 3 LINED TRENCH | <input type="checkbox"/> A <input type="checkbox"/> U 91 NONE | <input type="checkbox"/> A <input type="checkbox"/> U 95 UNKNOWN | <input type="checkbox"/> A <input type="checkbox"/> U 99 OTHER |
| C. MATERIAL | <input checked="" type="checkbox"/> A <input type="checkbox"/> U 1 STEEL/IRON | <input type="checkbox"/> A <input type="checkbox"/> U 2 STAINLESS STEEL | <input type="checkbox"/> A <input type="checkbox"/> U 3 POLYVINYL CHLORIDE (PVC) | <input type="checkbox"/> A <input type="checkbox"/> U 4 FIBERGLASS PIPE | <input type="checkbox"/> A <input type="checkbox"/> U 91 NONE | |
| | <input type="checkbox"/> A <input type="checkbox"/> U 5 ALUMINUM | <input type="checkbox"/> A <input type="checkbox"/> U 6 CONCRETE | <input type="checkbox"/> A <input type="checkbox"/> U 7 STEEL CLAD W/FRP | <input type="checkbox"/> A <input type="checkbox"/> U 8 100% METHANOL COMPATIBLE FRP | | |
| | <input type="checkbox"/> A <input type="checkbox"/> U 9 GALVANIZED STEEL | <input type="checkbox"/> A <input type="checkbox"/> U 95 UNKNOWN | <input type="checkbox"/> A <input type="checkbox"/> U 99 OTHER _____ | | | |

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

| | | | | |
|---|--|--|---|---|
| <input type="checkbox"/> P <input type="checkbox"/> S 1 VISUAL CHECK | <input type="checkbox"/> P <input type="checkbox"/> S 2 INVENTORY RECONCILIATION | <input type="checkbox"/> P <input type="checkbox"/> S 3 VADOSE WELLS | <input type="checkbox"/> P <input type="checkbox"/> S 4 ELECTRONIC MONITOR | <input type="checkbox"/> P <input type="checkbox"/> S 5 GROUND WATER MONITORING WELLS |
| <input type="checkbox"/> P <input type="checkbox"/> S 6 PRECISION TESTING | <input type="checkbox"/> P <input type="checkbox"/> S 7 PRESSURE TESTING | <input type="checkbox"/> P <input type="checkbox"/> S 91 NONE | <input checked="" type="checkbox"/> P <input type="checkbox"/> S 95 UNKNOWN | <input type="checkbox"/> P <input type="checkbox"/> S 99 OTHER _____ |

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

| | | |
|--|--|---|
| 1. ESTIMATED DATE LAST USED (MO/YR) <u>JAN 90</u> | 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN TANK <u>LESS THAN 1" RESIDUAL GALLONS</u> | 3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
|--|--|---|

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

| | |
|---|-----------------------|
| APPLICANT'S NAME (PRINTED & SIGNATURE) <u>David J. Whittaker</u> | DATE <u>3/9/90</u> |
|---|-----------------------|

LOCAL AGENCY USE ONLY

| | | | | |
|------------------------------------|----------------------|----------------------|------------------------|------------------------|
| COUNTY # | JURISDICTION # | AGENCY # | FACILITY ID # | TANK ID # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| CURRENT LOCAL AGENCY FACILITY ID # | | | APPROVED BY NAME | PHONE # WITH AREA CODE |
| PERMIT NUMBER | | PERMIT APPROVAL DATE | PERMIT EXPIRATION DATE | |
| CHECK # | PERMIT AMOUNT | SURCHARGE AMT. | FEE CODE | RECEIPT # |
| | | | | BY: _____ |

No 68767



FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

Nº 68770

| | | | | |
|--------------------|--|---|---|--|
| MARK ONLY ONE ITEM | <input checked="" type="checkbox"/> 1 NEW PERMIT | <input type="checkbox"/> 3 RENEWAL PERMIT | <input type="checkbox"/> 5 CHANGE OF INFORMATION | <input type="checkbox"/> 7 PERMANENTLY CLOSED TANK |
| | <input type="checkbox"/> 2 INTERIM PERMIT | <input type="checkbox"/> 4 AMENDED PERMIT | <input type="checkbox"/> 6 TEMPORARY TANK CLOSURE | <input checked="" type="checkbox"/> 8 TANK REMOVED |

FACILITY/SITE NAME WHERE TANK IS INSTALLED: _____ FARM TANK - YES NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

| | |
|--|---|
| A. OWNERS TANK ID # <u>CAC 000257617</u> | B. MANUFACTURED BY. <u>UNKNOWN</u> |
| C. YEAR INSTALLED <u>UNKNOWN</u> | D. TANK CAPACITY IN GALLONS: <u>2,000</u> |

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

| | | |
|--|---|--|
| A. <input checked="" type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN | B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE | C. <input checked="" type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW) |
| D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # _____ | | C.A.S. # _____ |

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

| | | |
|---|---|--|
| A. TYPE OF SYSTEM <input type="checkbox"/> 1 DOUBLE WALLED <input type="checkbox"/> 2 SINGLE WALLED | <input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER <input type="checkbox"/> 4 SECONDARY CONTAINMENT | <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER _____ |
| B. TANK MATERIAL <input checked="" type="checkbox"/> 1 STEEL/IRON <input type="checkbox"/> 5 CONCRETE <input type="checkbox"/> 9 BRONZE | <input type="checkbox"/> 2 STAINLESS STEEL <input type="checkbox"/> 6 POLYVINYL CHLORIDE <input type="checkbox"/> 10 GALVANIZED STEEL | <input type="checkbox"/> 3 FIBERGLASS <input type="checkbox"/> 7 ALUMINUM <input type="checkbox"/> 95 UNKNOWN |
| C. INTERIOR LINING <input type="checkbox"/> 1 RUBBER LINED <input type="checkbox"/> 5 GLASS LINING <input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO | <input type="checkbox"/> 2 ALKYD LINING <input type="checkbox"/> 6 UNLINED | <input type="checkbox"/> 3 EPOXY LINING <input type="checkbox"/> 4 PHENOLIC LINING <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER _____ |
| D. CORROSION PROTECTION <input type="checkbox"/> 1 POLYETHYLENE WRAP <input type="checkbox"/> 5 CATHODIC PROTECTION | <input type="checkbox"/> 2 TAR OR ASPHALT <input type="checkbox"/> 91 NONE | <input type="checkbox"/> 3 VINYL WRAP <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 99 OTHER _____ |

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

| | | | | | | |
|-----------------|------------------------|-----------------------|--------------------------------|------------------------------------|------------------|--------------|
| A. SYSTEM TYPE | A U 1 SUCTION | A U 2 PRESSURE | A U 3 GRAVITY | A U 91 NONE | A (U) 95 UNKNOWN | A U 99 OTHER |
| B. CONSTRUCTION | A (U) 1 SINGLE WALLED | A U 2 DOUBLE WALLED | A U 3 LINED TRENCH | A U 91 NONE | A U 95 UNKNOWN | A U 99 OTHER |
| C. MATERIAL | A (U) 1 STEEL/IRON | A U 2 STAINLESS STEEL | A U 3 POLYVINYL CHLORIDE (PVC) | A U 4 FIBERGLASS PIPE | A U 91 NONE | |
| | A U 5 ALUMINUM | A U 6 CONCRETE | A U 7 STEEL CLAD W/FRP | A U 8 100% METHANOL COMPATIBLE FRP | | |
| | A U 9 GALVANIZED STEEL | A U 95 UNKNOWN | A U 99 OTHER | | | |

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

| | | | | |
|-------------------------|--------------------------------|--------------------|--------------------------|-------------------------------------|
| P S 1 VISUAL CHECK | P S 2 INVENTORY RECONCILIATION | P S 3 VADOSE WELLS | P S 4 ELECTRONIC MONITOR | P S 5 GROUND WATER MONITORING WELLS |
| P S 6 PRECISION TESTING | P S 7 PRESSURE TESTING | P S 91 NONE | (P) S 95 UNKNOWN | P S 99 OTHER _____ |

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

| | | |
|--|--|---|
| 1 ESTIMATED DATE LAST USED (MO/YR) <u>JAN '90</u> | 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN _____ GALLONS <u>LESS 1" RESIDUAL</u> | 3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
|--|--|---|

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) David Whittaker DATE 3/9/90

LOCAL AGENCY USE ONLY

| | | | | |
|------------------------------------|----------------------|------------------------|----------------------|------------------------|
| COUNTY # | JURISDICTION # | AGENCY # | FACILITY ID # | TANK ID # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| CURRENT LOCAL AGENCY FACILITY ID # | | APPROVED BY NAME | | PHONE # WITH AREA CODE |
| <input type="text"/> | | <input type="text"/> | | <input type="text"/> |
| PERMIT NUMBER | PERMIT APPROVAL DATE | PERMIT EXPIRATION DATE | | |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | | |
| CHECK # | PERMIT AMOUNT | SURCHARGE AMT. | FEE CODE | RECEIPT # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |



FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

N: 68769

| | | | | |
|---|--|---|---|---|
| MARK ONLY ONE ITEM | <input checked="" type="checkbox"/> 1 NEW PERMIT | <input type="checkbox"/> 3 RENEWAL PERMIT | <input type="checkbox"/> 5 CHANGE OF INFORMATION | <input type="checkbox"/> 7 PERMANENTLY CLOSED TANK |
| | <input type="checkbox"/> 2 INTERIM PERMIT | <input type="checkbox"/> 4 AMENDED PERMIT | <input type="checkbox"/> 6 TEMPORARY TANK CLOSURE | <input checked="" type="checkbox"/> 8 TANK REMOVED |
| FACILITY/SITE NAME WHERE TANK IS INSTALLED: | | | | FARM TANK - YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> |

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

| | |
|---|---|
| A. OWNERS TANK ID # <u>CAL000257617</u> | B. MANUFACTURED BY: <u>UNKNOWN</u> |
| C. YEAR INSTALLED <u>UNKNOWN</u> | D. TANK CAPACITY IN GALLONS. <u>8,000</u> |

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

| | | | | | |
|---|--------------------------------------|---------------------------------------|--|---|--|
| A. <input checked="" type="checkbox"/> 1 MOTOR VEHICLE FUEL | <input type="checkbox"/> 2 PETROLEUM | B. <input type="checkbox"/> 1 PRODUCT | C. <input type="checkbox"/> 1 UNLEADED | <input type="checkbox"/> 2 LEADED | <input checked="" type="checkbox"/> 3 DIESEL |
| <input type="checkbox"/> 3 CHEMICAL PRODUCT | <input type="checkbox"/> 4 OIL | <input type="checkbox"/> 2 WASTE | <input type="checkbox"/> 4 GASAHOL | <input type="checkbox"/> 5 JET FUEL | <input type="checkbox"/> 6 AVIATION GAS |
| <input type="checkbox"/> 5 HAZARDOUS | <input type="checkbox"/> 80 EMPTY | <input type="checkbox"/> 95 UNKNOWN | <input type="checkbox"/> 7 METHANOL | <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW) | |
| D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # | | | | | CAS # |

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

| | | | |
|-------------------------|--|--|--|
| A. TYPE OF SYSTEM | <input type="checkbox"/> 1 DOUBLE WALLED | <input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | <input type="checkbox"/> 2 SINGLE WALLED | <input type="checkbox"/> 4 SECONDARY CONTAINMENT | <input type="checkbox"/> 99 OTHER |
| B. TANK MATERIAL | <input checked="" type="checkbox"/> 1 STEEL/IRON | <input type="checkbox"/> 2 STAINLESS STEEL | <input type="checkbox"/> 3 FIBERGLASS |
| | <input type="checkbox"/> 5 CONCRETE | <input type="checkbox"/> 6 POLYVINYL CHLORIDE | <input type="checkbox"/> 7 ALUMINUM |
| | <input type="checkbox"/> 9 BRONZE | <input type="checkbox"/> 10 GALVANIZED STEEL | <input type="checkbox"/> 95 UNKNOWN |
| | | | <input type="checkbox"/> 99 OTHER |
| C. INTERIOR LINING | <input type="checkbox"/> 1 RUBBER LINED | <input type="checkbox"/> 2 ALKYO LINING | <input type="checkbox"/> 3 EPOXY LINING |
| | <input type="checkbox"/> 5 GLASS LINING | <input type="checkbox"/> 6 UNLINED | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | <input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> 99 OTHER |
| D. CORROSION PROTECTION | <input type="checkbox"/> 1 POLYETHYLENE WRAP | <input type="checkbox"/> 2 TAR OR ASPHALT | <input type="checkbox"/> 3 VINYL WRAP |
| | <input type="checkbox"/> 5 CATHODIC PROTECTION | <input type="checkbox"/> 91 NONE | <input checked="" type="checkbox"/> 95 UNKNOWN |
| | | | <input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC |
| | | | <input type="checkbox"/> 99 OTHER |

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

| | | | | | | |
|-----------------|------------------------|-----------------------|--------------------------------|------------------------------------|----------------|--------------|
| A. SYSTEM TYPE | A U 1 SUCTION | A U 2 PRESSURE | A U 3 GRAVITY | A U 91 NONE | A U 95 UNKNOWN | A U 99 OTHER |
| B. CONSTRUCTION | A U 1 SINGLE WALLED | A U 2 DOUBLE WALLED | A U 3 LINED TRENCH | A U 91 NONE | A U 95 UNKNOWN | A U 99 OTHER |
| C. MATERIAL | A U 1 STEEL/IRON | A U 2 STAINLESS STEEL | A U 3 POLYVINYL CHLORIDE (PVC) | A U 4 FIBERGLASS PIPE | A U 91 NONE | |
| | A U 5 ALUMINUM | A U 6 CONCRETE | A U 7 STEEL CLAD W/FRP | A U 8 100% METHANOL COMPATIBLE FRP | | |
| | A U 9 GALVANIZED STEEL | A U 95 UNKNOWN | A U 99 OTHER | | | |

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

| | | | | |
|-------------------------|--------------------------------|--------------------|--|-------------------------------------|
| P S 1 VISUAL CHECK | P S 2 INVENTORY RECONCILIATION | P S 3 VADOSE WELLS | P S 4 ELECTRONIC MONITOR | P S 5 GROUND WATER MONITORING WELLS |
| P S 6 PRECISION TESTING | P S 7 PRESSURE TESTING | P S 91 NONE | <input checked="" type="checkbox"/> P S 95 UNKNOWN | P S 99 OTHER |

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

| | | |
|---|--|---|
| 1. ESTIMATED DATE LAST USED (MO/YR) <u>JAN '90</u> | 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN <u>LESS 1" RESIDUAL</u> GALLONS | 3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
|---|--|---|

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

| | |
|--|-----------------------|
| APPLICANT'S NAME (PRINTED & SIGNATURE) <u>Edward W. White</u> | DATE <u>3/9/90</u> |
|--|-----------------------|

LOCAL AGENCY USE ONLY

| | | | | |
|------------------------------------|----------------------|------------------------|----------------------|------------------------|
| COUNTY # | JURISDICTION # | AGENCY # | FACILITY ID # | TANK ID # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| CURRENT LOCAL AGENCY FACILITY ID # | | APPROVED BY NAME | | PHONE # WITH AREA CODE |
| <input type="text"/> | | <input type="text"/> | | <input type="text"/> |
| PERMIT NUMBER | PERMIT APPROVAL DATE | PERMIT EXPIRATION DATE | | |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | | |
| CHECK # | PERMIT AMOUNT | SURCHARGE AMT. | FEE CODE | RECEIPT # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| | | | | BY: |

STATE OF CALIFORNIA WATER RESOURCES CONTROL BOARD

FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.



No 68768

| | | | | |
|---------------------------|--|---|---|--|
| MARK ONLY ONE ITEM | <input checked="" type="checkbox"/> 1 NEW PERMIT | <input type="checkbox"/> 3 RENEWAL PERMIT | <input type="checkbox"/> 5 CHANGE OF INFORMATION | <input type="checkbox"/> 7 PERMANENTLY CLOSED TANK |
| | <input type="checkbox"/> 2 INTERIM PERMIT | <input type="checkbox"/> 4 AMENDED PERMIT | <input type="checkbox"/> 6 TEMPORARY TANK CLOSURE | <input checked="" type="checkbox"/> 8 TANK REMOVED |

FACILITY/SITE NAME WHERE TANK IS INSTALLED: _____ FARM TANK - YES NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN -- SO SPECIFY

| | |
|---|--|
| A. OWNERS TANK ID # <u>CAL000257617</u> | B. MANUFACTURED BY: <u>UNKNOWN</u> |
| C. YEAR INSTALLED <u>UNKNOWN</u> | D. TANK CAPACITY IN GALLONS: <u>10,000</u> |

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

| | | |
|--|---|--|
| A. <input checked="" type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN | B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE | C. <input type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input checked="" type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW) |
| D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # _____ | | C.A.S. # _____ |

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

| | | |
|---|---|--|
| A. TYPE OF SYSTEM <input type="checkbox"/> 1 DOUBLE WALLED <input checked="" type="checkbox"/> 2 SINGLE WALLED | <input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER <input type="checkbox"/> 4 SECONDARY CONTAINMENT | <input type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER _____ |
| B. TANK MATERIAL <input checked="" type="checkbox"/> 1 STEEL/IRON <input type="checkbox"/> 5 CONCRETE <input type="checkbox"/> 9 BRONZE | <input type="checkbox"/> 2 STAINLESS STEEL <input type="checkbox"/> 6 POLYVINYL CHLORIDE <input type="checkbox"/> 10 GALVANIZED STEEL | <input type="checkbox"/> 3 FIBERGLASS <input type="checkbox"/> 7 ALUMINUM <input type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 4 STEEL CLAD W/FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 8 100% METHANOL COMPATIBLE FRP <input type="checkbox"/> 99 OTHER _____ |
| C. INTERIOR LINING <input type="checkbox"/> 1 RUBBER LINED <input type="checkbox"/> 5 GLASS LINING <input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO | <input type="checkbox"/> 2 ALKYD LINING <input type="checkbox"/> 6 UNLINED | <input type="checkbox"/> 3 EPOXY LINING <input type="checkbox"/> 4 PHENOLIC LINING <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER _____ |
| D. CORROSION PROTECTION <input type="checkbox"/> 1 POLYETHYLENE WRAP <input type="checkbox"/> 5 CATHODIC PROTECTION | <input type="checkbox"/> 2 TAR OR ASPHALT <input type="checkbox"/> 91 NONE | <input type="checkbox"/> 3 VINYL WRAP <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 99 OTHER _____ |

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

| | | | | | | |
|-----------------|------------------------|-----------------------|--------------------------------|------------------------------------|------------------|--------------|
| A. SYSTEM TYPE | A U 1 SUCTION | A U 2 PRESSURE | A U 3 GRAVITY | A U 91 NONE | A (U) 95 UNKNOWN | A U 99 OTHER |
| B. CONSTRUCTION | A U 1 SINGLE WALLED | A U 2 DOUBLE WALLED | A U 3 LINED TRENCH | A U 91 NONE | A (U) 95 UNKNOWN | A U 99 OTHER |
| C. MATERIAL | A (U) 1 STEEL/IRON | A U 2 STAINLESS STEEL | A U 3 POLYVINYL CHLORIDE (PVC) | A U 4 FIBERGLASS PIPE | A U 91 NONE | |
| | A U 5 ALUMINUM | A U 6 CONCRETE | A U 7 STEEL CLAD W/FRP | A U 8 100% METHANOL COMPATIBLE FRP | | |
| | A U 9 GALVANIZED STEEL | A U 95 UNKNOWN | A U 99 OTHER | | | |

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

| | | | | |
|-------------------------|--------------------------------|--------------------|--------------------------|-------------------------------------|
| P S 1 VISUAL CHECK | P S 2 INVENTORY RECONCILIATION | P S 3 VADOSE WELLS | P S 4 ELECTRONIC MONITOR | P S 5 GROUND WATER MONITORING WELLS |
| P S 6 PRECISION TESTING | P S 7 PRESSURE TESTING | P S 91 NONE | (P) S 95 UNKNOWN | P S 99 OTHER _____ |

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

| | | |
|---|---|---|
| 1. ESTIMATED DATE LAST USED (MO/YR) <u>JAN '90</u> | 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN <u>1" RESIDUAL</u> GALLONS | 3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
|---|---|---|

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

| | |
|---|-----------------------|
| APPLICANT'S NAME (PRINTED & SIGNATURE) <u>David L. Whitfield</u> | DATE <u>3/9/90</u> |
|---|-----------------------|

LOCAL AGENCY USE ONLY

| | | | | |
|------------------------------------|----------------------|------------------------|----------------------|------------------------|
| COUNTY # | JURISDICTION # | AGENCY # | FACILITY ID # | TANK ID # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| CURRENT LOCAL AGENCY FACILITY ID # | | APPROVED BY NAME | | PHONE # WITH AREA CODE |
| <input type="text"/> | | <input type="text"/> | | <input type="text"/> |
| PERMIT NUMBER | PERMIT APPROVAL DATE | PERMIT EXPIRATION DATE | | |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | | |
| CHECK # | PERMIT AMOUNT | SURCHARGE AMT. | FEE CODE | RECEIPT # |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

Geo-Environmental Technology
1936 Camden Ave. #4, San Jose, CA 95124

OUR FAX NO. (408) 559-1228

DATE: 5/3/90

TO: Dennis Byrne

FROM: Tom Smith

WE ARE TRANSMITTING:

This cover page plus 1 pages.

Total number of pages: 2

If this does not correspond with
what was received, please call:

(408) 559-1220

Dennis: If you have any questions
please call.

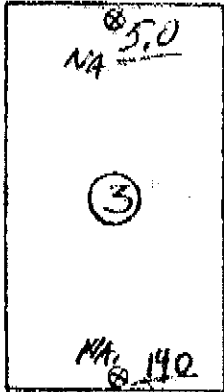
Tom Smith

EAST BAY PACKING
208 JACKSON ST.
OAKLAND, CA.

BUILDING

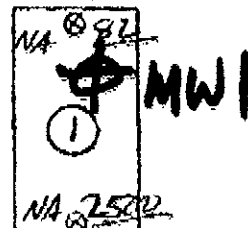
BUILDING

#3 - SOUTH



MW2
#3 NORTH

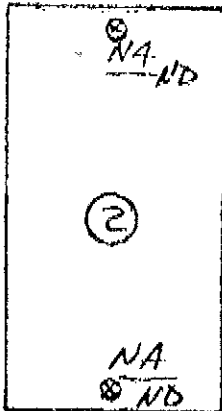
#1 - SOUTH



#1 - NORTH

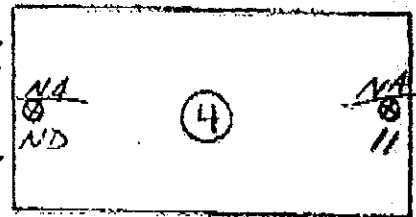
MW1

#2 - SOUTH



#2 - NORTH

#4 - EAST



#4 - WEST

- ① 2,000 GAL. DIESEL Steel
- ② 10,000 GAL. GAS Steel
- ③ 10,000 GAL. DIESEL Steel
- ④ 8,000 GAL. GAS Steel

MW3

TPH as gasoline (ppm)
TPH as diesel (ppm)

- NOTES:
- ① WATER SAMPLES TAKEN FROM TANKS # 2 & 3.
 - ② ALL SAMPLES TAKEN @ 7 FT.
 - ③ ⊗ = SAMPLE LOCATIONS
 - ④ U. T. S.

SOIL SAMPLE LOCATIONS (all at 7 Feet)

N ↓

NOTE: APPROX. WATER TABLE DEPTH \approx 20'
from tank closure plan



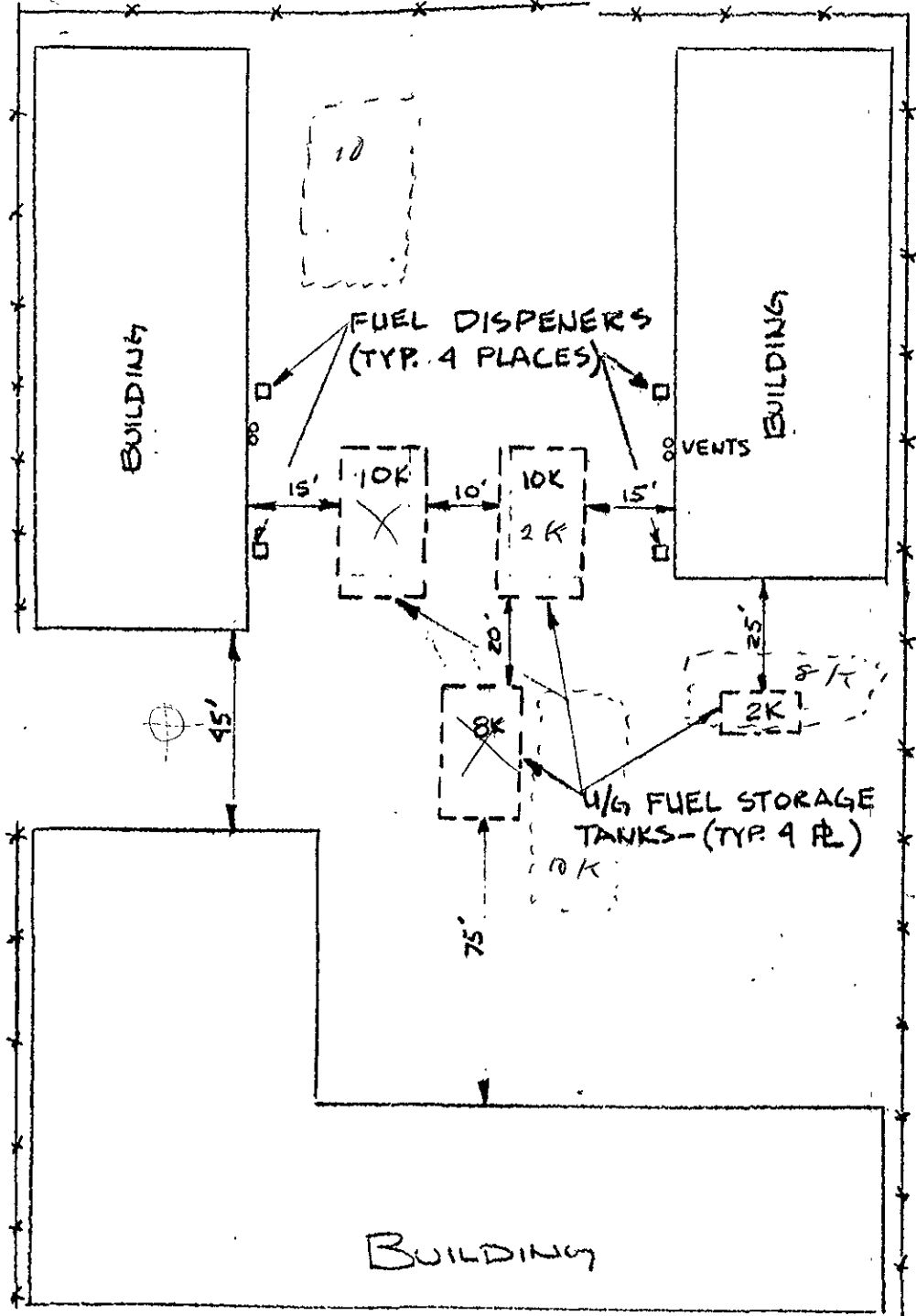
EAST BAY PACKING COMPANY

MADISON



3RD STREET

2ND STREET



JACKSON ST.

3RD



SNK REALTY GROUP

185 Berry Street, Suite 1200
San Francisco, CA 94107-1729
Tel (415) 896-1186 Fax (415) 896-2816

F A C S I M I L E T R A N S M I S S I O N

DATE: 3.3.99 FAX: 510.377.9335
TO: Larry Seto COMPANY: Alameda County Health
FROM: Scott Johnson RE: 208 Jackson St.

Number of pages including cover sheet: 2
please call 415-896-1186, if you did not receive all of the pages.

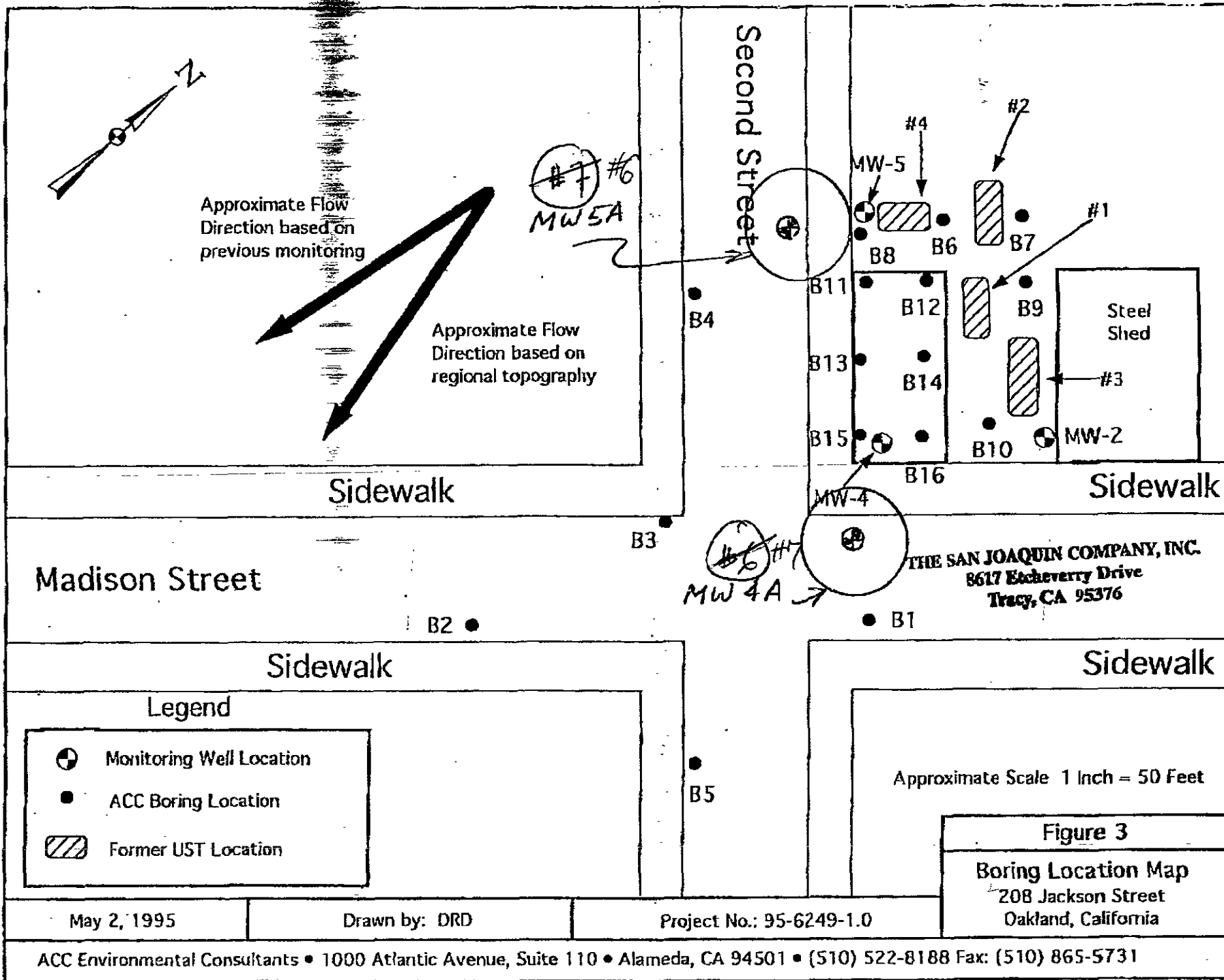
MESSAGE / SPECIAL INSTRUCTIONS:

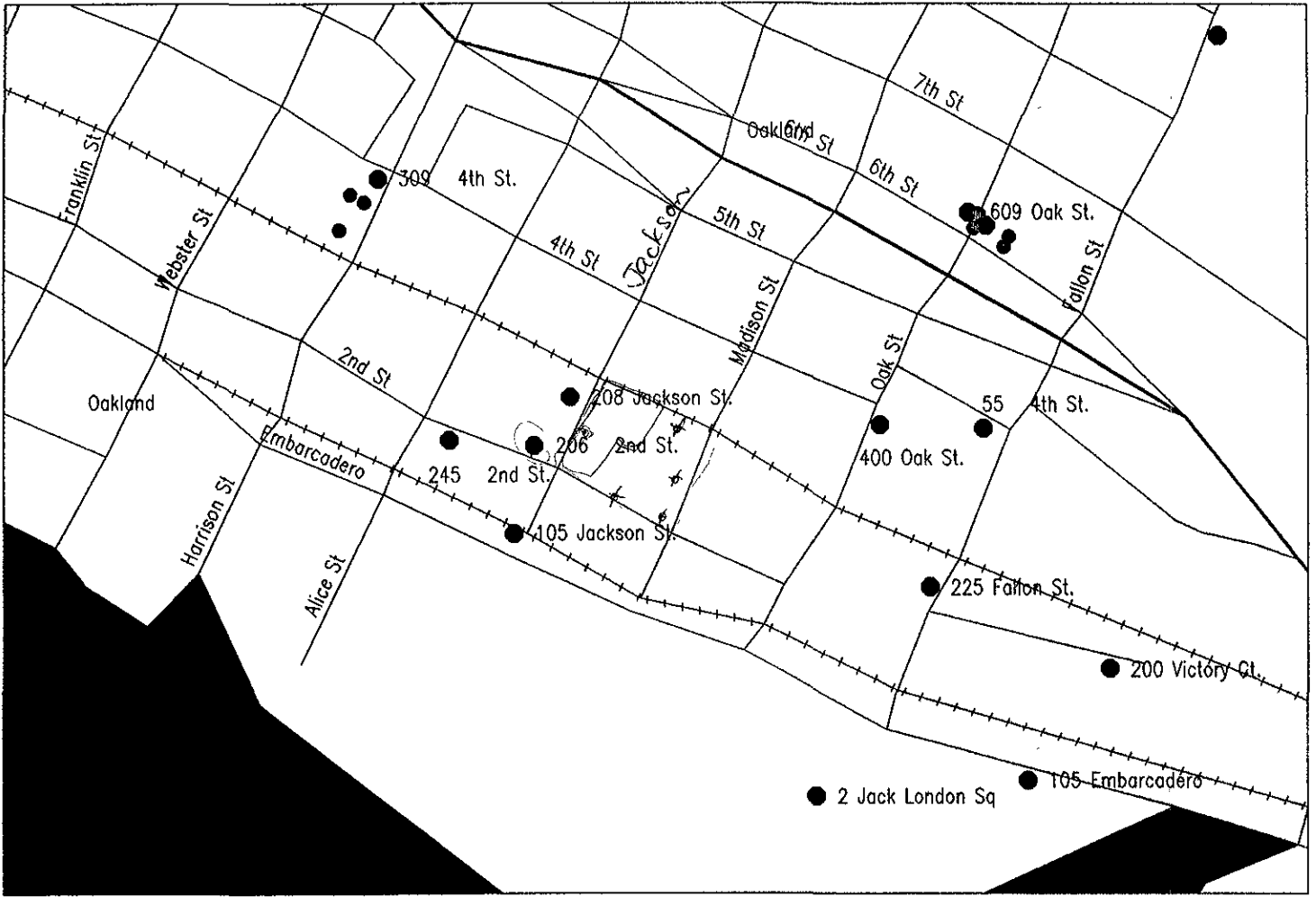
Larry,
Per your letter dated 3/1/99, please find the attached map. Please note wells MW-6 + MW-7 are referenced as MW4A and MW-5A. Please call if you have questions. Thank you.

ORIGINAL WILL NOT FOLLOW

ORIGINAL WILL FOLLOW
 U.S. MAIL
 OVERNIGHT SERVICE
 OTHER:

.....
CONFIDENTIALITY NOTICE: This information contained in this facsimile from SNK Realty Group is confidential. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the addressee, or the employee or agent responsible to deliver this facsimile to its intended recipient, you are hereby notified that any review, use, dissemination, disclosure, copying or taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original facsimile to us at the address via us. postal service. Thank You
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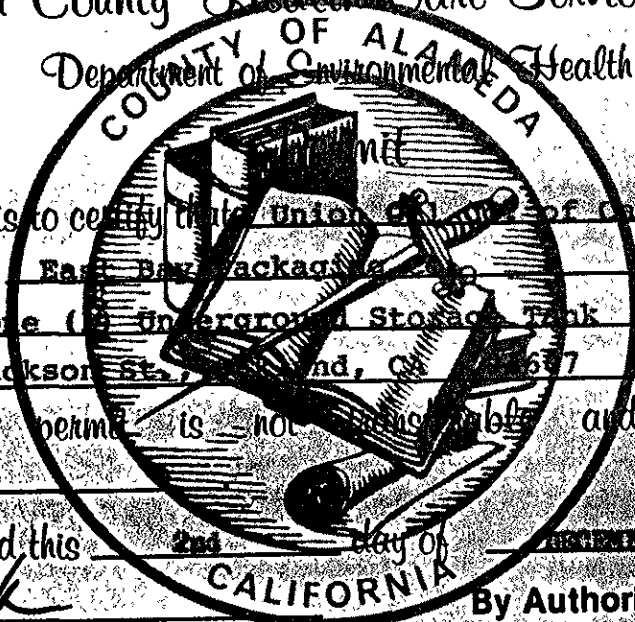
206-2nd St.
Miller Packing
3700

245-2nd St.
Future Anthrak
4581

105 Jackson St.
United Beverage
4004

Alameda County Health Care Services Agency

Department of Environmental Health



This is to certify that _____ of California _____
doing business as East Bay Packagers is permitted
to operate One (1) Underground Storage Tank
at 208 Jackson St., Oakland, CA 94607

This permit is not transferrable and is good until _____

Issued this 2nd day of DECEMBER, 19 67

[Signature]
Sanitarian

By Authority of
County Health Officer

400-WA-2-3/67