


**RECEIVED**

9:16 am, May 09, 2008

Alameda County  
Environmental Health

## ARTESIAN ENVIRONMENTAL

December 24, 1998



Mr. John Nady  
c/o Frederic D. Schrag, Esq.  
Nady Systems  
6701 Bay Street  
Emeryville, CA 94608

**FILE COPY**

Re: Tank Removal and Soil Remediation Report  
Tank #1; 750 gallon heating oil tank  
1137 to 1167 65th Street  
Oakland, California  
Property owner: Mr. John Nady  
Artesian Project # 391-001-01

Dear Mr. Schrag:

Artesian Environmental (Artesian) is pleased to submit this tank removal report regarding the above mentioned tank. The site is located in Oakland (Figures 1 and 2).

**SITE BACKGROUND**

Artesian Environmental (Artesian) was contracted by Mr. John Nady (client), property owner, to remove up to eight USTs at the above-referenced site in accordance with a contract dated October 12, 1998, authorized by the client on October 13, 1998. Based on information provided by the client, USTs were suspected to be present in 3 areas at the site. One 1,000-gallon heating oil UST was suspected to be located in Area 1, up to two 250-gallon USTs of unknown former contents in Area 2, and up to five 250-gallon USTs in Area 3 of unknown former contents. According to the client, the site was used as a dry-cleaning facility by a previous owner. There are three connected onsite structures which are currently rented to various tenants for commercial (small business) and residential use.

**AREA 1**

On November 13, 1998, Artesian removed UST #1-1, a 750-gallon heating oil tank, and had it transported as hazardous waste to ECI Erickson, Inc., in Richmond, California for disposal. The project was directed by Artesian hydrogeologist Paul Teensma, under the direction of James A. Jacobs, C.H.G., a certified hydrogeologist.

**I PREPARATION ACTIVITIES**

Prior to removal of the underground storage tank, Artesian provided the fees and obtained the application as required by the Oakland Fire Department (which was the lead agency). The permit is included in Attachment A. Underground Services Alert (USA) was notified that an excavation was planned and the activity was cleared by them. Artesian holds a State of California General Engineering Contractor 'A' license including Hazardous Material Removal Certificate #624461.

NADY 00001219(5/22/03)

**EXHIBIT MM**

ARTESIAN ENVIRONMENTAL

(Lic. 624461: A, B, Haz., Asb. C-57) • e-mail: augerpro@jps.net  
229 Tewksbury Ave. • Point Richmond, CA 94801 • TEL (510) 307-9943 • FAX (510) 232 2823

①

## II TANK REMOVAL

On November 13, 1998, Artesian Environmental Consultants (Artesian) documented and performed a 750 gallon underground fuel oil storage tank removal at the above site. The tank was constructed of single wall steel ends and sides.

The equipment used to remove the underground storage tank (UST) included a backhoe operated by Mr. Ed Svoboda of Artesian Environmental. Dry ice, in excess of twenty pounds per 1,000 gallon capacity (frozen carbon dioxide) were placed in the tank, which was then appropriately capped and vented. Cables or straps were then attached to the tank. Air monitoring using a Gastech Tanktechtor was performed during the excavation and inerting of the tank. Prior to moving the tank the Tanktechtor indicated less than 20% LEL and 1% oxygen in the tank.

The tank was pulled and lifted onto the bed for transport by Dexana, Ltd. (U.S. EPA ID Number: CAD992438566) to the Erickson ECI (U.S. EPA ID Number: CAD009466392) disposal facility at 255 Parr Boulevard in Richmond, California. The driver was Mr. James Cox. The manifest number is 96734196 (see Attachments).

The initial tank excavation bottom had a measured depth of about 12.0 feet on November 13, 1998. The excavation was later overexcavated to 14 feet and the impacted soils were removed. The tank pit was back filled and compacted by Artesian on November 25, 1998.

## III SOIL SAMPLING

Soil sample location and depth were agreed to by Mr. Teensma and Mr. Hernan Gomez of the Oakland Fire Department. The samples were collected by Mr. Teensma. The samples were collected in pre-cleaned, thin-walled brass tubes, six inches long and 1.5 inches in the inside diameter. Each soil sample was immediately capped with Teflon tape at each end and plastic end caps. The samples were then hermetically sealed in zip-lock plastic bags. Each soil sample was then labeled, stored and transported in a refrigerated environment for analysis under Chain of Custody to McCampbell Analytical of Pacheco, California, a State Certified Hazardous Materials Testing laboratory.

## IV LABORATORY RESULTS

BTEX was below laboratory detection limits in the stockpile composites with the exception of xylenes at 0.023 µg/Kg in sample T1-C1. TPHd was present at concentrations of 220 mg/Kg and 130 mg/Kg in samples T1-C1 and T1-C2, respectively. Chain of custody and laboratory analytical reports are contained in the Attachments.

NADY 00001220(5/22/03)

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## V SOIL REMEDIATION

A remedial action was performed on the soil impacted with fuel oil in the Tank #1 area. The remedial action consisted of excavating the impacted soils (18 cubic yards) and transporting the materials to a Class II / III landfill. Clean fill was brought in to replace the impacted soils.

The original soil sample T-1 was collected on November 13, 1998 from approximately 2 feet below the lowest elevation of the UST at a depth of approximately 10 feet below ground surface (BGS). Soil samples T1-C1 and T1-C2 were collected as 2-point composites of excavated soils. Each of these samples was analyzed for total petroleum hydrocarbons as diesel (TPHd), and benzene, toluene, ethylbenzene, and xylenes (BTEX). After Artesian removed visually impacted soils from the excavation, a confirmation soil sample was collected on November 18, 1998 by Paul Teensma, at approximately 12 feet below ground surface.

On November 25, 1998, approximately 18 cubic yards of excavated soils were transported to Forward, Inc. landfill in Stockton, California for disposal. Forward is a Class II / III landfill. Sample T-1 contained concentrations of BTEX below laboratory detection limits and TPHd at 14 mg/Kg.

Groundwater was not observed in the Tank #1 excavation. A small amount of impounded rain water in the sand beneath the tank was pumped out. No other water was observed in the tank. The impacts to groundwater from Tank #1 area are unknown, but based on the soil confirmation sample, it appears that the majority of impacted soil was removed and groundwater was probably not impacted from this tank location.

## VI DISTRIBUTION

Artesian has supplied the client with three copies of this letter report. Please submit a copy to the following individuals:

Mr. Hernan Gomez  
Oakland Fire Department  
505 14th Street  
5th Floor  
Oakland, CA 94612

Ms. Susan Hugo  
Alameda County Environmental Health Department  
1131 Harbor Bay Parkway  
Alameda, CA 94502

## VII LIMITATIONS

The authors and firm offer no assurance and assume no responsibility for site conditions or activities which were beyond the scope of work requested by the client and referenced in the introduction of this report. The compensation agreed to by the client and the firm corresponds to the scope of work defined, with the associated limitations which are an integral and important part of this report. This report was prepared with generally accepted standards of environmental geological practice in California at the time this investigation was performed. This soil sampling was conducted solely as a tool in assessing

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environmental conditions of the soil and/or groundwater with respect to relative hydrocarbon product contamination in the immediate vicinity of the former underground storage tank. No soil engineering or geotechnical recommendations are implied or should be inferred.

Evaluation of the geologic conditions at the site for the purpose of this work is made from a limited number of observation points. There may be variations in subsurface conditions away from the sample points available. There are no representations, warranties, or guarantees that the points selected for sampling are in anyway representative of the entire site. Data from this report reflects the sample conditions at specific locations at a specific point in time. No other interpretations, representations, warranties, guarantees, express or implied, are included or intended by this report. Additional work, including further subsurface investigation, can reduce the inherent uncertainties associated with this type of work.

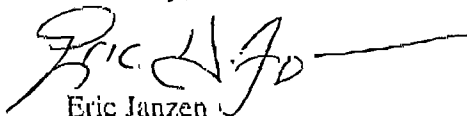
This project involved hazardous or toxic compounds and there are certain inherent risk factors involved (such as limitations on laboratory or analytical methods or equipment, variations in subsurface conditions, and risks associated with specific analysis not requested by the client), which may adversely affect the results of the project, even though the services were performed with such skill and care as are generally accepted professional standards for the environmental geology profession.

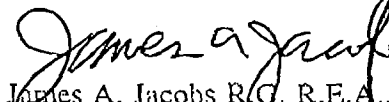
#### RECOMMENDATIONS:

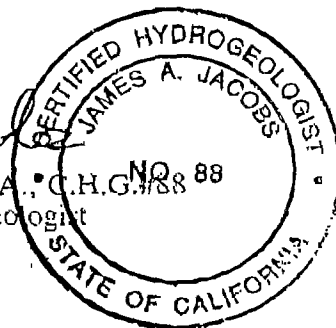
No further action is recommended for this tank site (Tank #1 with 750 gallon fuel oil tank) by Artesian.

Please call us at (510) 307-9943; ext. 222 if you have any further questions.

Sincerely,

  
Eric Janzen  
Environmental Scientist

  
James A. Jacobs R.C. R.E.A., C.H.G. #88  
President and Chief Hydrogeologist



NADY 00001222(5/22/03)

#### ARTESIAN ENVIRONMENTAL

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**TABLE 1 - SUMMARY OF SOIL ANALYTICAL DATA**

Tank #1; 750 gallon fuel oil tank  
 1137 to 1167 65th Street  
 Oakland, California  
 Property owner: Mr. John Nady  
 Artesian Project # 391-001-01

Sample	Date	TPH-g ppm	B ppb	T ppb	E ppb	X ppb	TPH-d ppm
T-1	11/13/98	NA	ND	ND	ND	ND	14*
T-1@12'	11/18/98	NA	ND	ND	ND	ND	ND
Composite Samples for soil stockpile:							
T-1-C-1	11/15/98	NA	ND	ND	ND	0.023	220*
T-1-C-2	11/15/98	NA	ND	ND	ND	ND	130*

\*See notes on lab reports

ND = at or below the detection level

NA = not analyzed

ppm = parts per million

ppb = parts per billion

TPH-d = total petroleum hydrocarbons as diesel (EPA Method 8015)

TPH-g = total petroleum hydrocarbons as gasoline (EPA Method 8015)

BTEX = benzene, toluene, ethylbenzene and total xylenes (EPA Method 8020)

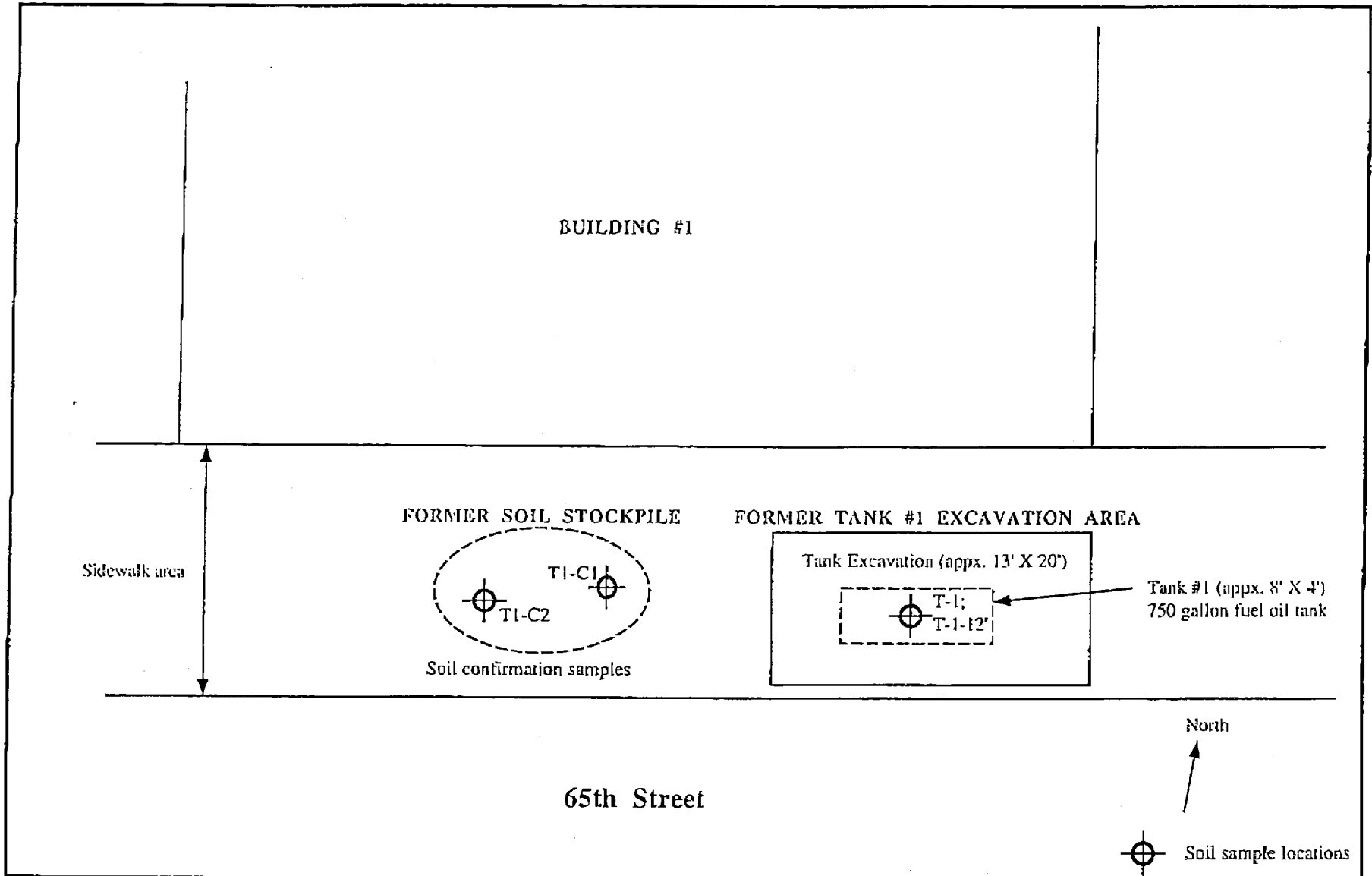
NADY 00001223(5/22/03)

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(5)





ARTESIAN ENVIRONMENTAL CONSULTANTS  
 229 Tewksbury Avenue  
 Pt. Richmond, California 94801  
 Phone (510) 232-2728 Fax (510) 232-2823

SITE MAP  
 750 Gallon Fuel Oil Tank  
 1137 to 1167 65th Street  
 Oakland, California

NADY 00001225(5/22/03)

Project No.: 391-G01-01	Date: 12/2898	Prepared by: J. Jacobs	Figure 2
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ATTACHMENTS

NADY 00001226(5/22/03)

ARTESIAN ENVIRONMENTAL  
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# EXCAVATION PERMIT

## TO EXCAVATE IN STREETS OR OTHER SPECIFIED WORK

CIVIL ENGINEERING

PAGE 2 of 2

PERMIT NUMBER <b>X 9800748</b>		SITE ADDRESS/LOCATION <b>1145-67 65TH ST</b>
APPROX. START DATE	APPROX. END DATE	24-HOUR EMERGENCY PHONE NUMBER (Permit not valid without 24-Hour number)
CONTRACTOR'S LICENSE # AND CLASS		CITY BUSINESS TAX #

**ATTENTION:**

- State law requires that the contractor/owner call Underground Service Alert (USA) two working days before excavating. This permit is not valid unless applicant has secured an inquiry identification number issued by USA. The USA telephone number is 1 (800) 642-2444. UNDERGROUND SERVICE ALERT (USA) #: **FOR EXCAVATION 238-5651 M.C. BUTLER**
- 48 hours prior to starting work, **YOU MUST CALL (510) 238-3651 TO SCHEDULE AN INSPECTION.**  
**D.L.R. CARLTON COVER 238-7258 9122445 C15-5935 (FOR REPAIR)**

**OWNER/BUILDER**

I hereby affirm that I am exempt from the Contractor's License Law for the following reason (Sec. 7031.5 Business and Professions Code: Any city or county which requires a permit to construct, alter, improve, demolish, or repair any structure, prior to its issuance, also requires the applicant for such permit to file a signed statement that he is licensed pursuant to the provisions of the Contractor's License law Chapter 9 (commencing with Sec. 7000) of Division 3 of the Business and Professions Code, or that he is exempt therefrom and the basis for the alleged exemption. Any violation of Section 7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than \$500):

I, as an owner of the property, or my employees with wages as their sole compensation, will do the work, and the structure is not intended or offered for sale (Sec. 7044, Business Professions Code: The Contractor's License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or through his own employees, provided that such improvements are not intended or offered for sale. If however, the building or improvement is sold within one year of completion, the owner-builder will have the burden of proving that he did not build or improve for the purpose of sale).

I, as owner of the property, am exempt from the sale requirements of the above due to: (1) I am improving my principal place of residence or appurtenances therein, (2) the work will be performed prior to sale, (3) I have resided in the residence for the 12 months prior to completion of the work, and (4) I have not claimed exemption on this subdivision on more than two structures more than once during any three-year period. (Sec. 7044 Business and Professions Code).

I, as owner of the property, am exclusively contracting with licensed contractors to construct the project, (Sec. 7044, Business and Professions Code: The Contractor's License Law does not apply to an owner of property who builds or improves thereon, and who contracts for such projects with a contractor(s) licensed pursuant to the Contractor's License Law).

I am exempt under Sec. \_\_\_\_\_, B&PC for this reason \_\_\_\_\_

**WORKER'S COMPENSATION**

I hereby affirm that I have a certificate of consent to self-insure, or a certificate of Worker's Compensation Insurance, or a certified copy thereof (Sec. 3700, Labor Code).

Policy # \_\_\_\_\_ Company Name \_\_\_\_\_

I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the Worker's Compensation Laws of California (not required for work valued at one hundred dollars (\$100) or less).

**NOTICE TO APPLICANT:** If, after making this Certificate of Exemption, you should become subject to the Worker's Compensation provisions of the Labor Code, you must forthwith comply with such provisions or this permit shall be deemed revoked. This permit is issued pursuant to all provisions of Title 12 Chapter 12.12 of the Oakland Municipal Code. It is granted upon the express condition that the permittee shall be responsible for all claims and liabilities arising out of work performed under the permit or arising out of permittee's failure to perform the obligations with respect to street maintenance. The permittee shall, and by acceptance of the permit agrees to defend, indemnify, save and hold harmless the City, its officers and employees, from and against any and all suits, claims, or actions brought by any person for or on account of any bodily injuries, disease or illness or damage to persons and/or property sustained or arising in the construction of the work performed under the permit or in consequence of permittee's failure to perform the obligations with respect to street maintenance. This permit is void 90 days from the date of issuance unless an extension is granted by the Director of the Office of Planning and Building.

I hereby affirm that I am licensed under provisions of Chapter 9 of Division 3 of the Business and Professions Code and my license is in full force and effect (if contractor), that I have read this permit and agree to its requirements, and that the above information is true and correct under penalty of law.

**X** *[Signature]* \_\_\_\_\_ Date **10/16/98**

Signature of Permittee  Agent for  Contractor  Owner

DATE STREET LAST RESURFACED <b>A92</b>	SPECIAL PAVING DETAIL REQUIRED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	HOLIDAY RESTRICTION? (NOV 1 - JAN 1) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	LIMITED OPERATION AREA? (7AM-9AM & 4PM-6PM) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISSUED BY <b>M. Miller</b>	DATE ISSUED <b>10/16/98</b>		NADY 00001227(5/22/03)

CITY OF OAKLAND • Community and Economic Development Agency  
250 Frank H. Ogawa Plaza, 11th Floor, Oakland, CA 94612 • Phone (510) 238-3400 • FAX (510) 238-2263

EXCAVATION PERMIT

391-001-6  
Nady

Job Site 1145 65TH ST

Parcel#

Appl# X9800748

Descr underground storage tank removal

Permit Issued 10/16/98

Work Type EXCAVATION-PRIVATE P

USA #

Util Co. Job #  
Util Fund #:

Acctg#:

Applicant

Phone#

Lic# License Classes--

Owner  
Contractor ARTESIAN ENVIRONMENTAL CONSULT X  
Arch/Engr  
Agent  
Applic Addr 3100 KERNER BLVD, SAN RAFAEL, CA, 94901

(415)257-4801 624461 A C57 B

\$246.00 TOTAL FEES PAID AT ISSUANCE  
\$41.00 Applic \$205.00 Permit  
\$.00 Process \$.00 Rec Mgmt  
\$.00 Gen Plan \$.00 Invstg  
\$.00 Other

CITY OF OAKLAND

10

State of California—Environmental Protection Agency  
Form Approved OMB No. 2050-0039 (Expires 9-30-99)  
Please print or type. Form designed for use on silica (12-pick)

See Instructions on back of page 6.

Department of Toxic Substances  
Sacramento, California

96734193  
CENTER 1-800-424-8802; WITHIN CALIFORNIA, CALL 1-800-852-7550

IN CASE OF EMERGENCY OR SPILL, CALL THE NATIONAL RESPONSE CENTER 1-800-424-8802; WITHIN CALIFORNIA, CALL 1-800-852-7550

UNIFORM HAZARDOUS WASTE MANIFEST

Generator's US EPA ID No: CAC0014655040114  
Manifest Document No: 1 of 1  
Page 1

3 Generator's Name and Mailing Address: John Nady, % Nady Systems, Inc., 6701 Bay Street, Emeryville, Calif. 94608  
4 Generator's Phone (510) 652-2411  
5. Transporter 1 Company Name: DEXANNA  
6 US EPA ID Number: CIAD902438566  
7 Transporter 2 Company Name: ERICKSON INC., 255 PARR BLVD, RICHMOND, CA 94801  
8 US EPA ID Number: CIAD009466392  
9 Designated Facility Name and Site Address: ERICKSON INC., 255 PARR BLVD, RICHMOND, CA 94801  
10 US EPA ID Number: CIAD009466392

11. US DOT Description (including Proper Shipping Name, Hazard Class, and ID Number): WASTE EMPTY STORAGE TANK  
Non-RCRA hazardous waste solid  
12. Containers: 267 TIP  
13 Total Quantity: 202750  
14 Unit Wt/Val: P

15 Special Handling Instructions and Additional Information: Wear appropriate protective clothing when handling. SITE LOCATION: 1137-1147-65th St, Oakland, Calif. P  
24 Hour Emergency Telephone Number: (510) 652-2411  
24 Hour Emergency Contact: (510) 652-2411 ERG 17

16 GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations.

17 Transporter 1 Acknowledgment of Receipt of Materials: Paul Trenchard, Signature: [Signature], Month: 11, Day: 13, Year: 03

18 Transporter 2 Acknowledgment of Receipt of Materials: James R. Cox, Signature: [Signature], Month: 11, Day: 13, Year: 03

19 Discrepancy Indication Space: NADY 00001229(5/22/03)

20 Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19: [Signature], Month: , Day: , Year:

DO NOT WRITE BELOW THIS LINE.

not 11/17/03

11



13017 XA36



Artesian Environmental  
229 Tewksbury Ave.  
Point Richmond, CA 94801

# Chain of Custody Request for Analysis

Laboratory: MCCAMPBELL Date: 11/16/98  
Contact: ED HAMILTON Page: 1  
Phone: 925/798-1620 At: 1

**PROJECT INFORMATION**

Project Manager: PAUL TEENSMA Project Name: NADY

~~PAUL TEENSMA~~ AI: (510) 232-2823

~~W. H. GOMEZ~~ AI: (510) 232-2123

Send Report to: PAUL TEENSMA Project I: 391-001-01

Sample Team (print): PAUL TEENSMA P.O.I: \_\_\_\_\_

(Signatures): Paul Teensma

Turnaround time:  10 Day  5 Day  48 Hr  Other \_\_\_\_\_

PROJECT INFORMATION						ANALYSES												CONTAINERS		
Sample ID	Lab ID	Date	Time	Matrix	Preserv.	TPH - Gasoline (EPA 5030, 8015)	TPH - Diesel (EPA 3510/3550, 8015)	TEPH - Kerosene, Diesel, Motor Oil (EPA 3510/3550, 8015)	Purgeable Aromatics BTEX (EPA 602, 8020)	Purgeable Hydrocarbons (EPA 601, 8010)	Volatile Organics (EPA 624, 8240, 8242)	Semivolatile Organics (EPA-625/627, 8270, 825)	Total Oil & Grease (EPA 5520, B+F, E+F)	Total Recoverable Petroleum Hydrocarbons (EPA 4187)	Metals: Cd, Cr, Pb, Zn, Ni Total or Soluble	GM Metals (17) Total or Soluble	Lead (Pb) Total, Soluble, or Organic	Extraction TCLP or SLC (wet)	Number of Containers	
T-1		11/13/98	1544	Soil	None		X		X											1
T1-C1		11/13/98	1410	Soil	None		X		X											1
T1-C2		11/13/98	1415	Soil	None		X		X											1

98692  
98693  
98694

**SPECIAL INSTRUCTIONS:**  
~~SPEN...~~

**SAMPLE RECEIPT**

Total No. Containers \_\_\_\_\_

Head Space Y N

Rec'd Good Cond/Cold Y N

Conforms to Record Y N

**RELINQUISHED BY (Sampler):**  
Paul Teensma  
(Signature) PAUL TEENSMA  
(Printed Name) TEENSMA  
(Company)

**RELINQUISHED BY:**  
Ed Parker  
(Signature) EDWARD PARKER  
(Printed Name) PARKER  
(Company)

**RELINQUISHED BY:**  
Ed Parker  
(Signature) EDWARD PARKER  
(Printed Name) ED PARKER  
(Company) AERO

**COMMENTS:**

ICE  **GOOD CONDITION**  **HEAD SPACE ABSENT**

**PRESERVATION APPROPRIATE**  **CONTAINERS**

VOAS  O&G  METALS  OTHER

**RECEIVED BY:**  
Ed Parker  
(Signature) EDWARD PARKER  
(Printed Name) PARKER  
(Company) AERO

11/16 10:30 AM

**RECEIVED BY:**  
Ed Parker  
(Signature) EDWARD PARKER  
(Printed Name) PARKER  
(Company)


**RECEIVED BY (Laboratory):**  
H. Licca  
(Signature) H. LICCA  
(Printed Name) MCCAMPBELL ANALYTICAL  
(Company) 11-16-98

Sent By: McCampbell Analytical;

925 798 1622;

Nov-16-98-23:34;

Page 3/5

 <b>McCAMPBELL ANALYTICAL INC.</b>	110 Second Avenue South, #D7, Pacheco, CA 94553-5560 Telephone: 925-798-1620 Fax: 925-798-1622 http://www.mccampbell.com E-mail: main@mccampbell.com
	(blank space)

Artesian Environmental 229 Tewksbury Avenue Point Richmond, CA 94801	Client Project ID: #391-001-01; NADY	Date Sampled: 11/13-11/15/98
	Client Contact: Paul Tconsnia	Date Received: 11/16/98
	Client P.O:	Date Extracted: 11/16/98
		Date Analyzed: 11/16/98

**Gasoline Range (C6-C12) Volatile Hydrocarbons as Gasoline\*, with Methyl tert-Butyl Ether\* & BTEX\***  
 EPA methods 5030, modified 8015, and 8020 or 602; California RWQCB (SF Day Itinerary) method GC/FID(5030)

Lab ID	Client ID	Matrix	TPH(g) <sup>†</sup>	MTBE	Benzene	Toluene	Ethylbenzene	Xylenes	% Recovery Surrogate
98692	T-1	S	---	---	ND	ND	ND	ND	102
98693	T1-C1	S	---	---	ND	ND	ND	0.023	99
98694	T1-C2	S	---	---	ND	ND	ND	ND	99
Reporting Limit unless otherwise stated; ND means not detected above the reporting limit	W		50 ug/L	5.0	0.5	0.5	0.5	0.5	
	S		1.0 mg/kg	0.05	0.005	0.005	0.005	0.005	

\* water and vapor samples are reported in ug/L, wipe samples in ug/wipe, soil and sludge samples in mg/kg, and all TCLP and SPLP extracts in ug/l.

† clustered chromatogram; sample peak coelutes with surrogate peak **NADY 00001232(5/22/03)**


The following descriptions of the TPH chromatogram are cursory in nature and McCampbell Analytical is not responsible for their interpretation: a) unmodified or weakly modified gasoline is significant; b) heavier gasoline range compounds are significant (aged gasoline?); c) lighter gasoline range compounds (the most mobile fraction) are significant; d) gasoline range compounds having broad chromatographic peaks are significant; biologically altered gasoline?; e) TPH pattern that does not appear to be derived from gasoline (?); f) one to a few isolated peaks present; g) strongly aged gasoline or diesel range compounds are significant; h) lighter than water immiscible slick is present; i) liquid sample that contains greater than ~5 vol. % sediment; j) no recognizable pattern.

Sent By: McCampbell Analytical;

925 798 1622;

Nov-16-98-23:34;

Page 4/5

 <b>McCAMPBELL ANALYTICAL INC.</b>	110 Second Avenue South, #D7, Pacheco, CA 94553-5560 Telephone: 925-798-1620 Fax: 925-798-1622 <a href="http://www.mccampbell.com">http://www.mccampbell.com</a> E-mail: <a href="mailto:main@mccampbell.com">main@mccampbell.com</a>
	110 Second Avenue South, #D7, Pacheco, CA 94553-5560 Telephone: 925-798-1620 Fax: 925-798-1622 <a href="http://www.mccampbell.com">http://www.mccampbell.com</a> E-mail: <a href="mailto:main@mccampbell.com">main@mccampbell.com</a>

Artesian Environmental 229 Tewksbury Avenue Point Richmond, CA 94801	Client Project ID: #391-001-01; NADY	Date Sampled: 11/13-11/15/98
		Date Received: 11/16/98
	Client Contact: Paul Teensma	Date Extracted: 11/16/98
	Client P.O:	Date Analyzed: 11/16/98

**Diesel Range (C10-C23) Extractable Hydrocarbons as Diesel \***  
 EPA methods modified 8015, and 3550 or 3510; California RWQCD (SF Bay Region) method GCFID(3550) or GCFID(3510)

Lab ID	Client ID	Matrix	TPH(d)*	% Recovery Surrogate
98692	T-1	S	14,a	101
98693	T1-C1	S	220,a	102
98694	T1-C2	S	130,a	102
Reporting Limit unless otherwise stated; ND means not detected above the reporting limit		W	50 ug/L	
		S	1.0 mg/kg	

\* water and vapor samples are reported in ug/L, wipe samples in ug/wipe, soil and sludge samples in mg/kg, and all TCLP / STLC / SPLP extracts in ug/L  
 † cluttered chromatogram resulting in coeluted surrogate and sample peaks, or surrogate peak is on elevated baseline, or surrogate has been diminished by dilution of original extract.  
 \*The following descriptions of the TPH chromatogram are cursory in nature and McCampbell Analytical is not responsible for their interpretation: a) unmodified or weakly modified diesel is significant; b) diesel range compounds are significant; no recognizable pattern; c) aged diesel is significant; d) gasoline range compounds are significant; e) medium boiling point pattern that does not match diesel (?); f) one to a few isolated peaks present; g) oil range compounds are significant; h) lighter than water immiscible sheen is present; i) liquid sample that contains greater than ~5 vol. % sediment.

NADY 00001233(5/22/03)

15

13038XA31



Artesian Environmental  
 229 Tawksbury Ave.  
 Point Richmond, CA 94801

# Chain of Custody Request for Analysis

Laboratory: MCCAMPBELL Date: 11/18/92  
 Contact: ED HAMILTON Page: 1  
 Phone: 925/798-1620 Of: 1

PROJECT INFORMATION

Project Manager: PAUL TEENYMA  
 Project Name: NADY  
 Job: RESPIRATORY (50) 272-2813  
 Project # 391-001-01  
 Analyst: MR. M. GOMEZ (50) 272-2773  
 P.O.# \_\_\_\_\_  
 Send Report to: PAUL TEENYMA  
 Sample Team (print): PAUL TEENYMA  
 (signature): [Signature]  
 Turn Around Time: 10 Day 5 Day 48 Hr. 24 Hr Other \_\_\_\_\_

ANALYSES

CONTAINERS

Sample ID	Lab ID	Date	Time	Matrix	Preserv.	TPH - Coalmine (EPA 5050, 8015)	TPH - Diesel (EPA 3010/3550, 8015)	TPH - Kerosene, Diesel, Motor Oil (EPA 3510/3350, 8015)	Flammable Aromatics BTEX (EPA 802, 802D)	Flammable Hydrocarbons (EPA 601, 8010)	Volatile Organics (EPA 824, 824D, 524.2)	Semi-Volatile Organics (EPA 625/627, 8270, 525)	Total Oil & Grease (EPA 5520, B+P, E+P)	Total Recoverable Petroleum Hydrocarbons (EPA 4781)	Metals Cd, Cr, Pb, Zn, Ni Total or Soluble	Calc Metals Total or Soluble	Lead (Pb) Total, Soluble, or Organic	Fluorination TELP or STLC (wet)	Number of Containers	
T-1@12'		11/18/92	0958	S	NONE		X		X										98786	1

VOAS/O&G/METALS/OTHER

KEEP GOOD CONDITION HEAD SPACE ABSENT

PRESERVATION APPROPRIATE CONTAINERS

SPECIAL INSTRUCTIONS:

PLEASE RUSH

SAMPLE RECEIPT

Total No. Containers 1  
 Head Space Y N  
 Rec'd Good Cond/Cold Y N  
 Confirms to Record Y N

RELINQUISHED BY (Sampler):

[Signature]  
PAUL TEENYMA  
 ARTESIAN ENVIRONMENTAL

RELINQUISHED BY:

[Signature]  
Ed Hamilton  
 11/18/92  
 12:50

RELINQUISHED BY:

\_\_\_\_\_  
 (Signature) (Date)  
 \_\_\_\_\_  
 (Printed Name) (Date)  
 \_\_\_\_\_  
 (Company)

COMMENTS:

KEEP GOOD CONDITION HEAD SPACE ABSENT

PRESERVATION APPROPRIATE CONTAINERS

VOAS/O&G/METALS/OTHER

RECEIVED BY:

[Signature]  
ED HAMILTON  
 11/18/92  
 11:25

RECEIVED BY:

[Signature]  
Anna A. Biddle  
 (Date)  
 (Printed Name) (Date)  
 MAC  
 11/18  
 (Company)

RECEIVED BY (Laboratory):

\_\_\_\_\_  
 (Signature) (Date)  
 \_\_\_\_\_  
 (Printed Name) (Date)  
 \_\_\_\_\_  
 (Company)





12/30/98 WED 15:30 FAX 209 466 1067

FORWARD INC.

002



9999 South Austin Road/WEIGHING LOCATION P.O. Box 6336  
 Manteca, CA 95236 Stockton, CA 95206  
 Landfill: (209) 982-4298 / WEIGHING LOCATION Main Office: (209) 466-4482  
 Resource Recovery: (209) 982-4936 Fax: (209) 465-0631

775722  
 ARTESIAN ENVIRONMENTAL  
 PAUL TEENSMA  
 289 TEWBERY AVE.  
 POINT RICHMOND CA 94801

02	047702	D-97
S. MACIEL		
11/25/98	10:12	
11/25/98	10:13	
DEN 7		
775722	VARIOUS LOCATIONS	

Manual Gross Weight 61740 LB  
 Manual Tare Weight 33000 LB  
 Net Weight 28740 LB

Inbound - Charge ticket

14.37 TONS	Cover Class II Ton				
------------	--------------------	--	--	--	--

WEIGHMASTER CERTIFICATE THIS IS TO CERTIFY that the following described commodity was weighed, measured, or counted by a weighmaster, whose signature is on this certificate, who is a recognized authority of accuracy, as prescribed by Chapter 7 (commencing with Section 12700) of Division 5 of the California Business and Professions Code, administered by the Division of Measurement Standards of the California Department of Food and Agriculture.

Manifest # 75356  
 Truck # SF53972  
 P.O. # NONE  
 Trailer # 11.23.98  
 Schedule 24 hours in advance directly with the landfill.  
 Call (209)982-4298 to schedule.  
 Drive Safely!!!

NET AMOUNT
TENDERED
CHANGE
CHECK NO.

9999 South Austin Road P.O. Box 6336  
 Manteca, CA 95236 Stockton, CA 95206  
 Landfill: (209) 982-4298 Fax (209) 982-4936 Main Office: (209) 466-4482  
 Resource Recovery: (209) 982-4936 Fax: (209) 465-0631

DATE 11/23/98

CUSTOMER NO. 775722 TRUCK NO. 7

BILL TO: ARTESIAN ENV

135560

SIZE YDS.	DESCRIPTION	\$ PER YD.	\$ AMOUNT	NOTES
	<input type="checkbox"/> REFUGE			
	<input type="checkbox"/> TREATED WOOD			
	<input type="checkbox"/> SLUDGE			
	<input type="checkbox"/> ASP.			
	<input type="checkbox"/> ASBESTOS			
	<input type="checkbox"/> NON-FRABLE ASBESTOS			
	<input checked="" type="checkbox"/> I SOIL			
	<input type="checkbox"/> II SOIL			
	<input type="checkbox"/> AERATION SOIL			
	<input type="checkbox"/> A/C SOIL			
	<input type="checkbox"/> D/D SOIL			
	<input type="checkbox"/> COVER SOIL			
	TOTAL			61,740 33,000 28,740 14.37

NADY 00001236(5/22/03)

(18)

12/30/98 WED 15:30 FAX 209 466 1067

FORWARD INC.

0003



**FORWARD**  
INCORPORATED

**NON-HAZARDOUS WASTE MANIFEST**  
WASTE TREATMENT AND DISPOSAL FACILITY

JOB ACCEPTANCE NO. 76-172

TO BE COMPLETED BY THE GENERATOR

GENERATOR: John Nala  
 MAIN ADDRESS: 670 Bay St.  
 CITY/STATE: Emeryville, CA  
 PHONE: 510-657-7411  
 SIGNATURE OF AUTHORIZED AGENT: Fred Schmid

REQUIRED PERSONAL PROTECTIVE EQUIPMENT:  
 GLOVES  GOGGLES  RESPIRATOR  HARD HAT  
 TY-VEK  OTHER

SPECIAL HANDLING PROCEDURES:

WASTE TYPE:  
 TREATMENT SOIL  SLUDGE  
 DISPOSAL SOIL  NON-FRIABLE ASBESTOS  
 CONSTRUCTION SOIL  WOOD  
 OTHER

RECEIVING FACILITY:  
**FORWARD INC. LANDFILL**  
 9999 SOUTH AUSTIN ROAD  
 MANTECA, CALIFORNIA 95336  
 (209) 982-4298 PHONE  
 (209) 982-1009 FAX

TRANSPORTER  
MANIFEST COMPLETE

NAME: Dobisko  
 ADDRESS: 930 Skidok Rd.  
 CITY/STATE: Windor, CA  
 PHONE: 207-838-1467  
 SIGNATURE OF AUTHORIZED AGENT OR DRIVER: [Signature] DATE: 11-23-98

NOTES: 675 966  
5P53972  
 TRUCK NUMBER: 7  
 SEND COMP. TO TOP DUMP  BOTTOM DUMP  TRANSFER   
 ROLL OFF(S)  FLAT BED  VAN  DRUMS

LANDFILL REQUIREMENTS

**FORWARD INC. LANDFILL**  
 Forward shall have no obligation to accept the waste if weather or other conditions impair the safe and effective disposal of the waste or if the waste impairs the safe and effective operation of the Landfill. Forward shall use reasonable efforts to promptly notify Disposer of its inability to accept the waste for any reason. If Forward's refusal to accept the waste is based on weather or other site conditions, Forward shall notify the Disposer when site conditions are expected to change such that Forward will be able to accept the waste.  
 REMARKS:  
 FACILITY TELEPHONE NUMBER:  
 SIGNATURE OF AUTHORIZED AGENT: [Signature] DATE: 12/30

CUBIC YARDS: 18

DISPOSAL METHOD TO BE COMPLETED BY FORWARD			
<input checked="" type="checkbox"/> SOIL			
<input type="checkbox"/> SLUDGE			
<input type="checkbox"/> NON-FRIABLE ASBESTOS			
<input type="checkbox"/> WOOD			
<input type="checkbox"/> ASH			
<input type="checkbox"/> OTHER			

NADY 00001237(5/22/03)

SCHEDULING MUST BE MADE PRIOR TO 4:00 P.M. THE DAY PRIOR TO EXPECTED ARRIVAL • ANY UNSCHEDULED LOADS ARE SUBJECT TO REFUSAL UPON ARRIVAL ONGOING DAILY DELIVERIES MUST BE SCHEDULED WITH THE LANDFILL THE DAY BEFORE. TO SCHEDULE CALL (209) 982-4298

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12/30/98 WED 15:32 FAX 209 466 1067

FORWARD INC.

005



**FORWARD**  
INCORPORATED

NON-HAZARDOUS WASTE MANIFEST  
WASTE TREATMENT AND DISPOSAL FACILITY

JOB ACCEPTANCE NO. 105-707

TO BE COMPLETED BY THE GENERATOR

GENERATOR NAME: Solo Nady  
 ADDRESS: 670 Bay St. Embury Ct 94600  
 PHONE: 510-652-7411  
 SIGNATURE OF AUTHORIZED AGENT: Fred Shroy  
 PROJECT MANAGER: Project Manager DATE: 11-23-03

REQUIRED PERSONAL PROTECTIVE EQUIPMENT  
 GLOVES  GOGGLES  RESPIRATOR  HARD HAT  
 TY-VEK  OTHER

SPECIAL HANDLING PROCEDURES:

WASTE TYPE:  
 TREATMENT SOIL  SLUDGE  
 DISPOSAL SOIL  NON-FRIABLE ASBESTOS  
 CONSTRUCTION SOIL  WOOD  
 ASH  
 OTHER

LANDFILL FACILITY:  
**FORWARD INC. LANDFILL**  
 9999 SOUTH AUSTIN ROAD  
 MANTEGA, CALIFORNIA 95336  
 (209) 982-4298 PHONE  
 (209) 982-1009 FAX

TRANSPORTER HAIKER MUST COMPLETE

NAME: Dunbar  
 ADDRESS: 430 Shiloh Rd Winters CA  
 PHONE: 707-838-1407  
 SIGNATURE OF AUTHORIZED AGENT OR DRIVER: [Signature] DATE: 11-23-03

NOTES: 5P53972 6759116  
 TRUCK NUMBER: 7  
 WASTE TYPE:  SOIL  SLUDGE  NON-FRIABLE ASBESTOS  WOOD  ASH  OTHER  
 WASTE QUANTITY:  TON  CUBIC YARDS  CUBIC FEET

FACILITY REQUIREMENTS

**FORWARD INC. LANDFILL**  
 Forward shall have no obligation to accept the waste if weather or other conditions impair the safe and effective disposal of the waste or if the waste impairs the safe and effective operation of the Landfill. Forward shall use reasonable efforts to promptly notify Disposer of its inability to accept the waste for any reason. If Forward's refusal to accept the waste is based on weather or other site conditions, Forward shall notify the Disposer when site conditions are expected to change such that Forward will be able to accept the waste.  
 SIGNATURE OF AUTHORIZED AGENT: [Signature] DATE: 11-23-03

DISPOSAL METHOD	SOIL	SLUDGE	NON-FRIABLE ASBESTOS	WOOD	ASH	OTHER
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

WASTE QUANTITY: 18  
 NADY 00001238(5/22/03)

SCHEDULING MUST BE MADE PRIOR TO 4:00 P.M. THE DAY PRIOR TO EXPECTED ARRIVAL • ANY UNSCHEDULED LOADS ARE SUBJECT TO REFUSAL UPON ARRIVAL ONGOING DAILY DELIVERIES MUST BE SCHEDULED WITH THE LANDFILL THE DAY BEFORE

75257 (20)



**FORWARD**  
INCORPORATED

PROFILE # 14393

APPROVAL #

**WASTE PROFILE FORM**

PLEASE DETACH AND RETURN TO: FORWARD INC., P.O. BOX 6336, STOCKTON, CA 95206 FAX (209) 466-1067 PHONE (209) 466-4482

**A. GENERAL INFORMATION**

Generator Name: John Nady  
 Mailing Address: 6701 Bay St.  
 City: Emeryville State: \_\_\_\_\_ Zip: 94608  
 Contact: Frederic Schrag Title: Special Counsel  
 Telephone No.: 510/652-2411x263 Fax No.: 510/652-5075

Billing Name: SAME AS CONSULTANT  
 Billing Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Contact: \_\_\_\_\_ Title: \_\_\_\_\_  
 Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Consultant Name: Artesian Environmental  
 Mailing Address: 229 Tewksbury Ave.  
 City: Point Richmond State: CA Zip: 94801  
 Contact: Paul Teunisma Title: Program Manager  
 Telephone No.: 510/307-9943 Fax No.: 510/332-2823

Transporter: Den Beste  
 Mailing Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Contact: Bill Dan Beste Title: \_\_\_\_\_  
 Telephone No.: 707/838-1407 Fax No.: \_\_\_\_\_

**B. WASTE STREAM IDENTIFICATION**

Site Address: 1137 to 1167 65th St., Oakland, CA  
 Description of waste: Soil w/ diesel contamination  
 Process generating waste: Leaky underground storage tank

**C. WASTE STREAM DESCRIPTION**

1. Waste Type:  Soil  Sludge  Ash  Treated Wood  Debris  Asbestos  Other
2. Anticipated Volume:  Tons  Cubic Yards 10  Drums  Other
3. Method of Shipment:  Bulk solid  Containerized (Type): \_\_\_\_\_
4. Shipping Frequency:  Monthly  Yearly  One Time  Other
5. Asbestos Containment Method:  Bags  Cartons  Drums  Wrapped  Other
6. DOT Proper Shipping Name: \_\_\_\_\_
7. Physical State:  Solid  Slurry  Paste  Powder  Other
8. Percent Moisture: \_\_\_\_\_
9. Odor:  Strong  Mild  None
10. Color of Material: Brown
11. pH: unknown
12. Soil Type: % Sand \_\_\_\_\_ Silt 20% Clay 80%
13. Free Standing Liquids:  Yes  No

**D. ANALYTICAL SUMMARY (ATTACH ALL CERTIFIED LAB RESULTS AND CHAIN OF CUSTODY DOCUMENTATION)**

TOTAL PETROLEUM HYDROCARBONS (Specify Method - e.g. 8015)	AVG	HIGH	Units (PPM /ppb)	BTEX (EPA 8020)	AVG	HIGH	Units (PPM /ppb)
Gasoline	—	—	—	Benzene	ND	ND	mg/kg
Diesel	91	220	mg/kg	Toluene	ND	ND	mg/kg
Motor Oil or TOG				Ethylbenzene	ND	ND	mg/kg
Other:				Xylenes	0.006	0.023	mg/kg
VOLATILE ORGANICS (Specify Method - e.g. 8260) List Detected Analytes:				SEMI-VOLATILE ORGANICS (EPA 8270) List Detected Analytes:			
Other Analytical Methods:				Other Analytical Methods:			

PROFILE # 14393

Element	GELC			SILC			TCLP		
	Average	High	Units	Average	High	Units	Average	High	Units
Antimony (Sb)									
Arsenic (As)									
Barium (Ba)									
Beryllium (Be)									
Cadmium (Cd)									
Chromium (Cr)									
Hexavalent Cr (Cr+6)									
Cobalt (Co)									
Copper (Cu)									
Lead (Pb)									
Mercury (Hg)									
Molybdenum (Mo)									
Nickel (Ni)									
Selenium (Se)									
Silver (Ag)									
Thallium (Tl)									
Vanadium (V)									
Zinc (Zn)									

**E. TERMS AND CONDITIONS**

The below named generator (Generator) agrees to the following terms and conditions (Terms and Conditions) for treatment and/or disposal of waste at the Forward, Inc. (Forward) Landfill.

1. Generator warrants that the above, attached, and any other submitted waste profile information is complete and accurate and that none of the waste is hazardous as defined or listed in 40 CFR Part 261 or Title 22 of the California Code of Regulations, with the exception of asbestos properly described above. If any portion of this waste, other than asbestos properly described above, is determined to be hazardous (Hazardous Waste) according to any of the above mentioned regulations, each party shall promptly notify the other in writing upon learning of such determination. Within 10 days after receiving such written notification, Generator at its sole cost shall remove from the Forward Landfill, transport, and dispose off-site such Hazardous Waste in accordance with applicable laws and regulations. If Generator fails to remove such Hazardous Waste, Forward may do so at its option, at Generator's sole cost. Within 30 days after such removal operation is complete, Forward shall refund treatment/disposal fees previously paid concerning the Hazardous Waste, less 50 percent of disposal fee handling charge plus right of offset for losses and costs incurred respecting such Hazardous Waste (such offset right shall not limit Forward's other rights of recovery).
2. Generator agrees that, in the event Generator, its consultant or its contractor learns that constituents, characteristics, or concentrations regarding the waste vary from those set forth in this waste profile or on any attached or submitted documents, Generator will immediately submit a corrected Waste Profile Form.
3. Generator warrants that any asbestos delivered to the Forward Landfill has been properly described above and will be prepared for transportation to and disposal at the Forward Landfill in compliance with applicable regulatory requirements.
4. Generator shall indemnify, defend, and hold harmless Forward, its affiliates, and their successors and assigns, and their respective officers, directors, employees, agents, and representatives against any and all claims, orders, liabilities, judgments, actions, liens, regulatory directives, fees, costs (including attorneys', experts' and consultants' fees and costs), penalties, fines, taxes, and liens (collectively, Liabilities), to the extent arising from: a breach of any warranty or obligation of Generator hereunder; non-compliance with applicable laws/regulations, or negligence, or willful misconduct regarding the waste, caused by Generator, its consultants or contractors, or their respective employees, agents, representative or subcontractors; or any or all of Generator's waste which is Hazardous Waste.
5. Forward shall indemnify, defend and hold harmless Generator, its affiliates, and their successors and assigns, and their respective officers, directors, employees, agents and representatives against any and all Liabilities, to the extent arising from non-compliance with applicable laws/regulations, or negligence, or willful misconduct regarding the waste (not including Hazardous Waste), caused by Forward, its consultants, or contractors, or their respective employees, agents, representatives or subcontractors.
6. The Landfill must be notified no less than 24 hours in advance for waste deliveries. The Landfill's operating hours are from 7:00 a.m. to 4:30 p.m. Monday through Friday, and 7:00 a.m. to 11:30 a.m. on Saturdays. Arrangements can be made to extend the Landfill's hours. No waste will be accepted when weather or Landfill conditions/activities impair deliveries, handling or disposal. Generator acknowledges that Forward's acceptance of waste is subject to regulatory requirements, and that Forward shall have no liability for inability to accept waste due to regulatory requirements or restrictions, regardless of cause.
7. No waste will be accepted by Forward until Forward has received a completed Waste Profile Form, has issued an approval number, and has received a signed Payment Terms Contract. Forward can accept additional waste from Generator which is related to the waste stream or waste removal job described in Sections A-D above but which was not previously approved for acceptance (Additional Waste). These Terms and Conditions shall apply to Additional Waste, except Additional Waste for which Forward requires submission of a separate signed Waste Profile Form.
8. California Law shall govern these Terms and Conditions. If any action or proceeding arises regarding a claim concerning these Terms and Conditions or is brought to enforce or interpret these Terms and Conditions the prevailing party shall be entitled to recover its attorneys' and experts' fees and costs, whether or not prosecuted to judgment.

THE GENERATOR ACKNOWLEDGES THAT IT HAS READ AND UNDERSTOOD THE PRECEDING TERMS AND CONDITIONS AND AGREES TO THE SAME, AND THE PERSON SIGNING BELOW WARRANTS THAT HE/SHE IS AUTHORIZED TO SIGN FOR THE GENERATOR.

Generator Name: John Nady  
 By (Print Name): Paul Teensma Title: Project Manager  
 Signature: [Signature] Date: 19 Nov 98

NADY 00001240(5/22/03)

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