



SEPTEMBER 06, 2017

**BOB WELCH  
WELCH OIL INC  
3065 220<sup>TH</sup> ST  
WILLIAMS IA 50271****SUBJECT: Certificate of No Further Action to be filed with the County Recorder's Office  
Site: BOONDOCKS TRUCK STOP, I-35 AT EXIT 144, 3065 220<sup>TH</sup> ST, WILLIAMS IA  
50271**Registration No. **198608152**LUST No. **8LTH91**

Dear Mr. Welch,

Attached to this letter is the original No Further Action (NFA) certificate for the above-referenced underground storage tank (UST) site.

This certificate is valid only for the site referenced on its face, and only for the referenced leaking underground storage tank (LUST) number. **You are responsible for filing this certificate** with the UST site location's County Recorder pursuant to Iowa Code § 455B.474(1)a(8)(c). Within 30 days, please **submit a file-stamped copy of the recorded certificate to: LUST Coordinator, Department of Natural Resources, 502 East Ninth Street, Des Moines, IA 50319-0034.**

Upon the issuance of an NFA certificate, an owner or operator shall not be responsible for additional assessment, monitoring, or corrective action activities at a site for the release (LUST) that is issued a no further action certificate unless it is determined that the certificate was issued based upon false material statements that were knowingly or intentionally made by a groundwater professional and the false material statement resulted in the incorrect classification of the site. However, this certificate does not prevent the Department from requiring further corrective action at the site if a new petroleum release occurs, or if a previously unknown or unforeseen risk condition should arise. In the event of the latter, the Department will seek to work with resources other than the owner to investigate the new condition. See Iowa Code § 455G.9(1)(k).

Be advised that property owners who were not the owner of the USTs at the site, and who were not responsible for a new release or the aggravation of the historical contamination, would not generally be considered responsible parties for taking corrective action if regulation of the site is reopened in the future. Additionally, state funds have been allocated which may provide discretionary funding and resources to the Department to use if further corrective action is required at the site.

This certificate should not be relied upon as a warranty or representation that the site is, for all purposes and under all circumstances, environmentally clean. Residual concentrations of soil and/or groundwater contamination may remain at the site. Public files are available which better describe the contamination conditions documented at the site. These files may be obtained by contacting the Iowa Department of Natural Resources Records Center at 515-725-8480.

If you have any additional questions concerning this certificate, please contact the UST Section of the Iowa Department of Natural Resources at 515-725-8365.

Sincerely,

A handwritten signature in cursive script that reads "Elaine R. Douskey". The signature is written in dark ink and is positioned above the typed name.

ELAINE DOUSKEY, Supervisor  
UST Section  
Environmental Services Division  
Email: [elaine.douskey@dnr.iowa.gov](mailto:elaine.douskey@dnr.iowa.gov)

Enclosure

cc: Field Office 2  
Cunningham Lindsey

**CERTIFICATE OF NO FURTHER ACTION**

**Prepared By:** Dawn Santa Maria, 515.725.8365  
IOWA DEPARTMENT OF NATURAL RESOURCES, 502 E 9<sup>TH</sup> ST, DES MOINES, IA 50319-0034

**Return To:** BOB WELCH, WELCH OIL INC, 3065 220<sup>TH</sup> ST, WILLIAMS IA 50271

This document certifies that the referenced underground storage tank (UST) site has been classified by the Iowa Department of Natural Resources (Department) as "no further action" as provided in Iowa Code § 455B.474(1)a(8)(a). This certificate must be recorded in the referenced site's County Recorder Office. See Iowa Code § 455B.474(1)(a)(8)(c).

<b>Date of Issuance:</b>	SEPTEMBER 06, 2017
<b>Owner/Operator of the Tank(s):</b>	WELCH OIL INC
<b>Department File Reference:</b>	UST No. 198608152 LUST No. 8LTH91
<b>UST Facility Address:</b>	BOONDOCKS TRUCK STOP I-35 AT EXIT 144 3065 220 <sup>TH</sup> ST WILLIAMS IA 50271
<b>Owner/Operator Mailing Address:</b>	ATTN BOB WELCH WELCH OIL INC 3065 220 <sup>TH</sup> ST WILLIAMS IA 50271

**Legal Description of the UST Site:**

Conveys commencing at the South ¼ corner of Section 33; thence North 736.0 feet along the West Line of the SE ¼ of said Section 33; thence South 22° 56' East 185.35 feet along the Easterly right of way line of Ramp "D" Interstate Route No. 35 to the point of beginning; thence South 89° 46' East 500.0 feet; thence North 180.0 feet; thence South 89° 46' East 171.3 feet; thence South 21° 55 ½ East 616.3 feet; thence South 10° 34' East 111.8 feet; thence North 89° 46' West 628.1 feet along the North right of way line of Primary Road No. U.S. 20; thence north 48° 16' West 175.4 feet along the Easterly right of way line Ramp "D"; thence North 22° 56' West 418.05 feet along the Easterly right of way line of said Ramp "D" to the point of beginning, containing 9.21 acres, more or less.

The above described parcel of land is located in the SW ¼ of the SE ¼ of Section 33, Township 89 North, Range 23 West of the 5<sup>th</sup> P.M. Hamilton County, Iowa.

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

The No Action Required site classification is based on the following limitation(s):

**Vapor--Environmental Covenant:** Soil or groundwater contamination is present (or may be present in the future due to contaminant migration) at levels which present an unreasonable risk to health due to exposure to vapors in sub-surface enclosed spaces. The potential for exposure is being regulated by the following control:

**An environmental covenant has been recorded in the Hamilton County Recorder's Office at Document 2017 1328** the terms of which prohibit the construction of sub-surface enclosed spaces (such as buildings with basements and sanitary sewers) on the affected property (illustrated and described in the environmental covenant). If this environmental covenant is not maintained or is otherwise established to be ineffective, the "no action required" classification may be rescinded.

This certificate prohibits the Department from requiring a property owner or a responsible party to conduct further corrective action if the only reason is a change in action levels See Iowa Code § 455B.474(1)(a)(8)(c). An owner or operator shall not be responsible for additional assessment, monitoring, or corrective action activities at a site for the release (LUST) that is issued a no further action certificate unless it is determined that the certificate was issued based upon false material statements that were knowingly or intentionally made by a groundwater professional and the false material statement resulted in the incorrect classification of the site. See Iowa Code § 455B.474(1)(a)(8)(a). However, this certificate does not prevent the Department from requiring corrective action at the site if a new petroleum release occurs. See Iowa Code § 455B.474(1)(a)(8)(c). If a previously unknown or unforeseen risk condition should arise related to the release covered by this certificate, the Department, in conjunction with the Iowa comprehensive petroleum underground storage tank fund board, may fund investigation and corrective action to address the risk. See Iowa Code § 455G.9(1)(k).

This certificate does not constitute a warranty or representation of any kind to any person as to the environmental condition, marketability, or value of the above-referenced property other than that NFA-qualifying status was achieved upon the date of certificate issuance. See 567 Iowa Administrative Code 135.12(10)(b)(6).

FOR THE DIRECTOR:

Elaine R Douskey  
ELAINE DOUSKEY, Supervisor  
UST Section  
Environmental Services Division

State of Iowa )  
County of Polk ) ss.

This instrument was acknowledged before me on this 6<sup>th</sup> day of September, 2017, by Elaine Douskey, who executed the foregoing instrument, and acknowledges that this person executed the same as his/her/their voluntary act and deed.

Karen Fynaardt  
Notary Public for State of Iowa  
My Commission Expires 1.13.18

