


PREPARED BY:

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2106128082

Doc# 2106128082 Fee \$93.00

RHSP FEE: \$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 03/02/2021 03:53 PM PG: 1 OF 11

Benjamin Harris
 Palatine Industrial 1 LLC
 9500 West Bryn Mawr, Suite 200
 Rosemont, Illinois 60018

RETURN TO:

Benjamin Harris
 Palatine Industrial 1 LLC
 9500 West Bryn Mawr, Suite 200
 Rosemont, Illinois 60018

THE ABOVE SPACE FOR RECORDER'S OFFICE

This Environmental No Further Remediation Letter must be submitted by the remediation applicant within 45 days of its receipt, to the Office of the Recorder of Cook County.

Illinois State EPA Number: 0312345002

Palatine Industrial 1 LLC, the Remediation Applicant, whose address is 9500 West Bryn Mawr, Suite 200, Rosemont, Illinois 60018 has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

1. Legal description or Reference to a Plat Showing the Boundaries:

PARCEL 1:

THE WEST 343.21 FEET OF THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHWESTERLY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY'S RIGHT-OF-WAY AND NORTH OF THE SOUTH 891.04 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23 AFORESAID:

PARCEL 2:

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING SOUTHWESTERLY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY'S RIGHT-OF-WAY;

EXCEPTING FROM THE ABOVE DESCRIBED PROPERTY THE FOLLOWING:

THE EAST 293.17 FEET OF THE WEST 636.38 FEET LYING NORTH OF THE SOUTH 523.86 FEET THEREOF;

AND EXCEPTING

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THE WEST 343.21 FEET LYING NORTH OF THE SOUTH 891.04 FEET THEREOF;

AND EXCEPTING

THE EAST 20 FEET OF THE WEST 343.21 FEET OF THE SOUTH 136.50 FEET OF THAT PART LYING NORTH OF THE SOUTH LINE 523.86 FEET THEREOF;

AND EXCEPTING

THAT PART DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID PROPERTY; THENCE WEST ALONG THE SOUTH LINE THEREOF 20.0 FEET; THENCE NORTH ALONG A LINE 20.0 FEET WEST OF AND PARALLEL WITH THE EAST LINE THEREOF 217.54 FEET; THENCE NORTHWESTERLY 214.87 FEET ALONG THE ARC OF A CIRCLE OF 292.94 FEET RADIUS, CONVEX TO THE NORTHEAST AND TANGENT TO THE LAST DESCRIBED LINE TO A POINT ON THE SOUTHWESTERLY LINE OF THE RIGHT-OF-WAY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY; THENCE SOUTHEASTERLY ALONG SAID SOUTHWESTERLY LINE 110.74 FEET TO A POINT ON THE EAST LINE OF SAID PROPERTY; THENCE SOUTH ALONG SAID EAST LINE TO THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

AND EXCEPTING

THAT PART TAKEN BY THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS IN CASE NO. 87 L 51315.

PARCEL 1 AND PARCEL 2 BEING ALSO DESCRIBED TOGETHER AS:

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23; THENCE SOUTH 89 DEGREES 22 MINUTES 52 SECONDS EAST ALONG THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, A DISTANCE OF 45.16 FEET TO THE EAST RIGHT-OF-WAY OF HICKS ROAD PER DOCUMENT NUMBER 9151619, AND CASE NUMBER 87L51315, FOR THE POINT OF BEGINNING; THENCE NORTHERLY, AND NORTHEASTERLY ALONG SAID EAST RIGHT-OF-WAY THE FOLLOWING FIVE (5) COURSES: 1) THENCE NORTH 00 DEGREES 12 MINUTES 53 SECONDS EAST, A DISTANCE OF 309.93 FEET TO A POINT OF CURVATURE; 2) THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WITH A 424.39 FOOT RADIUS, AND A 222.60 FOOT CHORD BEARING NORTH 15 DEGREES 24 MINUTES 17 SECONDS EAST, FOR AN ARC LENGTH OF 225.24 FEET TO A POINT OF TANGENCY; 3) THENCE NORTH 30 DEGREES 34 MINUTES 51 SECONDS EAST, A DISTANCE OF 305.13 FEET; 4) THENCE NORTH 36 DEGREES 22 MINUTES 17 SECONDS EAST, A DISTANCE OF 100.57 FEET; 5) THENCE NORTH 30 DEGREES 41 MINUTES 07 SECONDS EAST, A DISTANCE OF 48.58 FEET TO THE EAST LINE OF THE WEST 343.21 FEET OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23; THENCE SOUTH 00 DEGREES 07 MINUTES 12 SECONDS WEST ALONG SAID EAST LINE, A DISTANCE OF 252.81 FEET TO THE NORTH LINE OF THE SOUTH 136.50 FEET OF THAT PART OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23 LYING NORTH OF THE SOUTH 523.86 FEET THEREOF; THENCE NORTH 89 DEGREES 22 MINUTES 52 SECONDS WEST ALONG SAID NORTH LINE, A DISTANCE OF

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20.00 FEET TO THE WEST LINE OF THE EAST 20 FEET OF SAID WEST 343.21 FEET; THENCE SOUTH 00 DEGREES 07 MINUTES 12 SECONDS WEST ALONG SAID WEST LINE, A DISTANCE OF 136.51 FEET TO THE NORTH LINE OF SAID SOUTH 523.86 FEET; THENCE SOUTH 89 DEGREES 22 MINUTES 52 SECONDS EAST ALONG SAID NORTH LINE, A DISTANCE OF 313.18 FEET TO THE EAST LINE OF THE WEST 636.38 FEET OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23; THENCE NORTH 00 DEGREES 07 MINUTES 12 SECONDS EAST ALONG SAID EAST LINE, A DISTANCE OF 336.82 FEET TO THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY'S SOUTHWESTERLY RIGHT-OF-WAY; THENCE SOUTH 59 DEGREES 24 MINUTES 40 SECONDS EAST ALONG SAID RIGHT-OF-WAY, A DISTANCE OF 692.79 FEET TO A POINT ON A CURVE; THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WITH A 262.94 FOOT RADIUS, AND A 211.90 FOOT CHORD BEARING SOUTH 21 DEGREES 05 MINUTES 07 SECONDS EAST, FOR AN ARC LENGTH OF 218.10 FEET TO A LINE 20.0 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23; THENCE SOUTH 00 DEGREES 07 MINUTES 16 SECONDS WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 317.71 FEET TO THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23; THENCE NORTH 89 DEGREES 22 MINUTES 52 SECONDS WEST ALONG SAID SOUTH LINE, A DISTANCE OF 1,265.03 FEET TO THE POINT OF BEGINNING.

PARCEL NO. 1:

~~THE WEST 343.21 FEET OF THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHWESTERLY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY'S RIGHT-OF-WAY AND NORTH OF THE SOUTH 891.04 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23 AFORESAID;~~

AND

PARCEL NO. 2:

~~THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN LYING SOUTHWESTERLY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY'S RIGHT OF WAY, EXCEPTING FROM THE ABOVE DESCRIBED PROPERTY THE FOLLOWING: THE EAST 293.17 FEET OF THE WEST 636.38 FEET LYING NORTH OF THE SOUTH 523.86 FEET THEREOF; THE WEST 343.21 FEET LYING NORTH OF THE SOUTH 891.04 FEET THEREOF; THE EAST 20.0 FEET THE WEST 343.21 FEET OF THE SOUTH 136.50 FEET OF THAT PART LYING NORTH OF THE SOUTH 523.86 FEET THEREOF; AND EXCEPTING THAT PART THEREOF DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID PROPERTY; THENCE WEST ALONG THE SOUTH LINE THEREOF, 20.0 FEET; THENCE NORTH ALONG A LINE 20 FEET WEST OF AND PARALLEL WITH THE EAST LINE THEREOF, 317.54 FEET; THENCE NORTHWESTERLY 214.87 FEET ALONG THE ARC OF A CIRCLE 292.94 FEET RADIUS, CONVEX TO THE NORTHEAST AND TANGENT TO THE LAST DESCRIBED LINE, TO A POINT ON THE SOUTHWESTERLY LINE OF THE RIGHT-OF-WAY OF THE CHICAGO AND NORTHWESTERN RAILROAD COMPANY; THENCE SOUTHEASTERLY ALONG SAID SOUTHWESTERLY LINE, 110.74 FEET TO A POINT ON THE EAST LINE OF SAID PROPERTY; THENCE SOUTH ALONG SAID EAST LINE TO THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.~~

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2. Common Address: 315 South Hicks Road, Palatine, Illinois 60067
3. Real Estate Tax Index/Parcel Index Number: 02-23-220-003-0000; 02-23-220-004-0000; 02-23-220-006-0000
4. Remediation Site Owner: Palatine Industrial 1 LLC
5. Land Use: Industrial/Commercial
6. Site Investigation: Comprehensive

See NFR letter for other terms.

Property of Cook County Clerk's Office

(Illinois EPA Site Remediation Program Environmental Notice)

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PROPERTY OWNER CERTIFICATION OF THE NFR LETTER UNDER THE SITE REMEDIATION PROGRAM

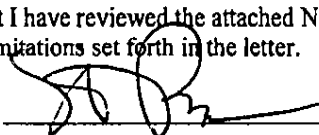
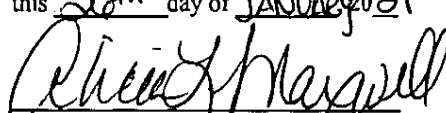
Where the Remediation Applicant (RA) is not the sole owner of the remediation site, the RA shall obtain the certification by original signature of each owner, or authorized agent of the owner(s), of the remediation site or any portion thereof who is not an RA. The property owner(s), or the duly authorized agent of the owner(s) must certify, by original signature, the statement appearing below. This certification shall be recorded in accordance with Illinois Administrative Code 740.620.

Include the full legal name, title, the company, the street address, the city, the state, the ZIP code, and the telephone number of all other property owners. Include the site name, street address, city, ZIP code, county, Illinois inventory identification number and real estate tax index/parcel index number.

A duly authorized agent means a person who is authorized by written consent or by law to act on behalf of a property owner including, but not limited to:

1. For corporations, a principal executive officer of at least the level of vice-president;
2. For a sole proprietorship or partnership, the proprietor or a general partner, respectively; and
3. For a municipality, state or other public agency, the head of the agency or ranking elected official.

For multiple property owners, attach additional sheets containing the information described above, along with a signed, dated certification for each. All property owner certifications must be recorded along with the attached NFR letter.

Property Owner Information	
Owner's Name: <u>RLIF Hicks Road, SPE, LLC</u>	
Title: <u>Stephen Panos, Senior Vice President, Fund and Asset Management</u>	
Company: <u>RLIF Hicks Road, SPE, LLC a Delaware limited liability company</u>	
Street Address: <u>201 West Street</u>	
City: <u>Annapolis</u> State: <u>MD</u> Zip Code: <u>21401</u> Phone: <u>(410) 280-0100</u>	
Site Information	
Site Name: <u>317 Hicks Rd (formerly known as 315 Hicks Rd), Palatine, IL</u>	
Site Address: <u>317 Hicks Rd (formerly known as 315 Hicks Rd), Palatine, IL</u>	
City: <u>Palatine</u> State: <u>IL</u> Zip Code: <u>60067</u> County: <u>Cook</u>	
Illinois inventory identification number: <u>0312345002</u>	
Real Estate Tax Index/Parcel Index No. <u>02-23-220-003-0000; 02-23-220-004-0000; 02-23-220-006-0000</u>	
<p>I hereby certify that I have reviewed the attached No Further Remediation Letter and that I accept the terms and conditions and any land use limitations set forth in the letter.</p> <p>Owner's Signature: <u></u> Date: <u>1/26/21</u></p>	
<p>SUBSCRIBED AND SWORN TO BEFORE ME this <u>26th</u> day of <u>JANUARY</u> 20<u>21</u></p> <p><u></u> Notary Public</p>	<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;"> <p>Alicia L. Maxwell NOTARY PUBLIC Anne Arundel County MARYLAND MY COMMISSION EXPIRES AUGUST 10, 2024</p> </div>

The Illinois EPA is authorized to require this information under Sections 415 ILCS 5/58 - 58.12 of the Environmental Protection Act and regulations promulgated thereunder. If the Remediation Applicant is not also the sole owner of the remediation site, this form must be completed by all owners of the remediation site and recorded with the NFR Letter. Failure to do so may void the NFR Letter. This form has been approved by the Forms Management Center. All information submitted to the Site Remediation Program is available to the public except when specifically designated by the Remediation Applicant to be treated confidentially as a trade secret or secret process in accordance with the Illinois Compiled Statutes, Section 7(a) of the Environmental Protection Act, applicable Rules and Regulations of the Illinois Pollution Control Board and applicable Illinois EPA rules and guidelines.

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Notice to Remediation Applicant

Please follow these instructions when filing the NFR letter with the County Recorder's Office

Instructions for Filing the NFR Letter

The following documents must be filed:

- A. Body of the NFR Letter (contains appropriate terms and conditions, tables, etc.)
 - B. Attachments to NFR letter
 - Illinois EPA Site Remediation Program Environmental Notice (Legal Description and PIN of property)
 - Maps of the site
 - Table A: Regulated Substances of Concern (if applicable.)
 - Property Owner Certification
 - C. A copy of the ordinance, if applicable, used to address groundwater contamination
1. Place the Illinois EPA Site Remediation Program Environmental Notice on top of the NFR prior to giving it to the Recorder.
 2. If you are not the owner (record title holder) of the property on the date of filing of this NFR, you must attach a **completed** owner's certification form signed by the owner of the property at the time of filing (e.g., if the property recently sold, the new owner must sign).
 3. If any of the terms and conditions of the NFR letter references a groundwater ordinance, you must record a copy of the groundwater ordinance with the NFR letter.
 4. If any of the terms and conditions of the NFR letter references a highway agreement, you must record the highway agreement if specifically required by the municipality granting the agreement, the County or the Illinois Department of Transportation.
 5. Within thirty (30) days of this NFR Letter being recorded by the Office of the Recorder of the County in which the property is located, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

Jim Scott
 Illinois Environmental Protection Agency
 Bureau of Land/RPMS
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, IL 62794-9276

6. **Remove this page from the NFR letter, prior to recording.**

If you have any questions call (217) 524-6940 and speak with the "project manager on-call" in the Site Remediation Program.



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

217/524-3300

Reissued December 16, 2020

Reissued November 25, 2020

November 23, 2020

CERTIFIED MAIL

7019 1640 0001 6142 8763

Palatine Industrial 1 LLC
 Attn: Benjamin Harris
 9500 West Bryn Mawr, Suite 200
 Rosemont, Illinois 60018

Re: 0312345002/Cook County
 Palatine/HB Fuller Construction Products Inc
 Site Remediation Program/Technical Reports
 No Further Remediation Letter

Dear Mr. Harris:

The *Remedial Action Completion Report* (received September 25, 2020/Log No. 20-71963), as prepared by Environmental Protection Industries, Inc. for the above referenced Remediation Site; has been reviewed and approved by the Illinois Environmental Protection Agency ("Illinois EPA"). This Report demonstrates the remediation objectives approved for the site, in accordance with 35 Illinois Administrative Code Part 742 are above the existing concentrations of regulated substances and the remedial action was completed in accordance with the *Remedial Action Plan* (received July 11, 2019/Log No. 19-69659) and 35 Illinois Administrative Code Part 740.

The Remediation Site, consisting of 18.3 acres, is located at 315 South Hicks Road, Palatine, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act ("Act") (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA's Site Remediation Program DRM-1 Form (received June 10, 2019/Log No. 19-69475), is Palatine Industrial 1 LLC.

This comprehensive No Further Remediation Letter ("Letter") signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment and does not require further remediation under the Act if utilized in accordance with the terms of this Letter.

2125 S. First Street, Champaign, IL 61820 (217) 278-5800
 2009 Mall Street Collinsville, IL 62234 (618) 346-5120
 9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000
 595 S. State Street, Elgin, IL 60123 (847) 608-3131

2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200
 412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022
 4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

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Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The Remediation Site is restricted to industrial/commercial land use.
- 2) The land use specified in this Letter may be revised if:
 - a) Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
 - b) A new Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

Preventive, Engineering, and Institutional Controls

The implementation and maintenance of the following controls are required as part of the approval of the remediation objectives for this Remediation Site.

Preventive Controls:

- 3) At a minimum, a safety plan should be developed to address possible worker exposure in the event that any future excavation and construction activities may occur within the contaminated soil. Any excavation within the contaminated soil will require implementation of a safety plan consistent with NIOSH Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, OSHA regulations (particularly in 29 CFR 1910 and 1926), state and local regulations, and other USEPA guidance. Soil excavated below ground surface must be returned to the same depth from which it was excavated or properly managed or disposed in accordance with applicable state and federal regulations.

Engineering Controls:

- 4) The asphalt/concrete barrier, as shown on the attached Site Base Map, must remain over the contaminated soils. This asphalt/concrete barrier must be properly maintained as an engineered barrier to inhibit inhalation and ingestion of the contaminated media.

Institutional Controls:

- 5) Any existing buildings or any future buildings constructed on the site must contain a full concrete slab-on-grade floor or full concrete basement floor and walls with no sumps.
- 6) No person shall construct, install, maintain, or operate a well at the Remediation Site. All water supplies and water services for the Remediation Site must be obtained from a public water supply system. The provisions of this institutional control shall be applicable to all water usage (e.g., domestic, industrial/commercial uses and outdoor watering).

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Other Terms

- 7) The Remediation Applicant has remediated the release associated with Leaking UST Incident Number 900664.
- 8) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program* Form. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who, is not a Remediation Applicant, shall be recorded along with this Letter.
- 9) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
 Attn: Freedom of Information Act Officer
 Division of Records Management #16
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794-9276

- 10) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current title holder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
 - a) Any violation of institutional controls or the designated land use restrictions;
 - b) The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
 - c) The disturbance or removal of contamination that has been left in-place in accordance with the Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - f) Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment;
 - g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;

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h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.

11) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:

- a) Palatine Industrial 1 LLC;
- b) The owner and operator of the Remediation Site;
- c) Any parent corporation or subsidiary of the owner of the Remediation Site;
- d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
- e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
- f) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;
- g) Any successor-in-interest of the owner of the Remediation Site;
- h) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
- i) Any heir or devisee of the owner of the Remediation Site;
- j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the Remediation Site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor-in-interest thereto; or
- k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.

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12) This letter, including all attachments, must be recorded as a single instrument within forty-five (45) days of receipt with the Office of the Recorder of Cook County. For recording purposes, the Illinois EPA Site Remediation Program Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Office of the Recorder of Cook County in accordance with Illinois law so that it forms a permanent part of the chain of title for the HB Fuller Construction Products Inc property.

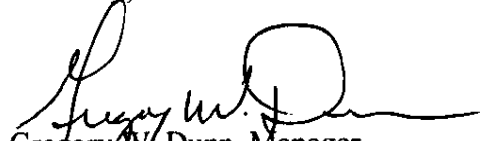
13) Within thirty (30) days of this Letter being recorded by the Office of the Recorder of Cook County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

Mr. Jim Scott
 Illinois Environmental Protection Agency
 Bureau of Land/RPMS #24
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794-9276

14) In accordance with Section 18.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the Remediation Site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the billing statement.

If you have any questions regarding the HB Fuller Construction Products Inc property, you may contact the Illinois EPA project manager, Tammy Smith at 217-785-8410.

Sincerely,


 Gregory W. Dunn, Manager
 Remedial Project Management Section
 Division of Remediation Management
 Bureau of Land

Attachments: Illinois EPA Site Remediation Program Environmental Notice
 Site Base Map
 Property Owner Certification of No Further Remediation Letter under the Site Remediation Program Form
 Instructions for Filing the NFR Letter

cc: Austin List, EPI – alist@environmental-epi.com

Bureau of Land File

Mr. Jim Scott