

2025002571
VICKI G. PEARSON
HUNTINGTON, IN RECORDER
TX: 4027571
06/24/2025 12:18:07 PM
25.00
RECORDED AS PRESENTED

Environmental Restrictive Covenant

THIS ENVIRONMENTAL RESTRICTIVE COVENANT ("Covenant") is made this 16 day of June, 2025, by MacDonald Oil Company, Inc., 1431 Kocher Street, Huntington, Indiana, 46750, (together with all successors and assignees, collectively ("Owner")).

WHEREAS: Owner is the fee owner of certain real estate in the County of Huntington, Indiana, which is located at 1431 Kocher Street, Huntington, Indiana, 46750, and more particularly described in the attached Exhibit "A" ("Real Estate"), which is hereby incorporated and made a part hereof. This Real Estate was acquired by deed on September 2, 1976, and recorded on September 2, 1976, as Deed Record 63169, in the Office of the Recorder of Huntington County, Indiana. The Real Estate consists of approximately 0.950 acres and has also been identified by the county as parcel identification number 35-05-14-100-388.800-005. The Real Estate, to which the restrictions in this Covenant apply, is depicted on a map attached hereto as Exhibit "B".

WHEREAS: MacDonald Oil Company, Inc. entered into Indiana's Voluntary Remediation Program ("VRP") to address releases of hazardous substances and/or petroleum ("contaminants of concern") relating to 1431 Kocher Street, Huntington, Indiana, 46750. The Indiana Department of Environmental Management ("IDEM" or the "Department") assigned the project number 6200901. A remediation work plan was prepared in accordance with IC 13-25-5, which was approved by the Department on April 24, 2024.

WHEREAS: IDEM approved the remediation work plan, which allows certain contaminants of concern to remain in the groundwater and soil, provided that certain land use restrictions contained herein are implemented to protect human health. The remaining contaminants of concern are listed in Exhibit "C", which is attached hereto and incorporated herein.

WHEREAS: Environmental investigation reports and other related documents are hereby incorporated by reference and may be examined at the offices of the Department, which is located in the Indiana Government Center North building at 100 N. Senate Avenue, Indianapolis, Indiana. The documents may also be viewed electronically in the Department's Virtual File Cabinet by accessing the Department's website (currently www.in.gov/idem/). The restricted Real Estate is also depicted on IDEM's GIS webviewer (currently <https://on.in.gov/ideminteractivemap>).

NOW THEREFORE, Owner subjects the Real Estate to the following restrictions and provisions, which shall be binding on the current Owner and all future Owners:



I. RESTRICTIONS

1. Restrictions. The Owner:

- (a) Shall not use or allow the use or extraction of groundwater at the Real Estate for any purpose, including, but not limited to: human or animal consumption, gardening, industrial processes, or agriculture, except that groundwater may be extracted in conjunction with environmental investigation and/or remediation activities.
- (b) Shall not use the Real Estate for any agricultural use.

II. GENERAL PROVISIONS

- 2. Restrictions to Run with the Land. The restrictions and other requirements described in this Covenant shall run with the land and be binding upon, and inure to the benefit of the Owner of the Real Estate and the Owner's successors, assignees, heirs and lessees and their authorized agents, employees, contractors, representatives, agents, lessees, licensees, invitees, guests, or persons acting under their direction or control (hereinafter "Related Parties") and shall continue as a servitude running in perpetuity with the Real Estate. No transfer, mortgage, lease, license, easement, or other conveyance of any interest in or right to occupancy in all or any part of the Real Estate by any person shall affect the restrictions set forth herein. This Covenant is imposed upon the entire Real Estate unless expressly stated as applicable only to a specific portion thereof.
- 3. Binding upon Future Owners. By taking title to an interest in or occupancy of the Real Estate, any subsequent Owner or Related Party agrees to comply with all of the restrictions set forth in paragraph 1 above and with all other terms of this Covenant.
- 4. Access for Department. The Owner shall grant to the Department and its designated representatives the right to enter upon the Real Estate at reasonable times for the purpose of monitoring compliance with this Covenant and ensuring its protectiveness; this right includes the right to take samples and inspect records.
- 5. Written Notice of the Presence of Contamination. Owner agrees to include in any instrument conveying any interest in any portion of the Real Estate, including but not limited to deeds, leases and subleases (excluding mortgages, liens, similar financing interests, and other non-possessory encumbrances), the following notice provision (with blanks to be filled in):

NOTICE: THE INTEREST CONVEYED HEREBY IS SUBJECT TO AN ENVIRONMENTAL RESTRICTIVE COVENANT, DATED 16 June 2023, RECORDED IN THE OFFICE OF THE RECORDER OF HUNTINGTON COUNTY ON 16 June, 2023, INSTRUMENT NUMBER (or other identifying reference) 2023002571 IN FAVOR OF AND ENFORCEABLE BY THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT.

- 6. Notice to Department of the Conveyance of Property. Owner agrees to provide notice to

the Department of any conveyance (voluntary or involuntary) of any ownership interest in the Real Estate (excluding mortgages, liens, similar financing interests, and other non-possessory encumbrances). Owner must provide the Department with the notice within thirty (30) days of the conveyance and: (a) include a certified copy of the instrument conveying any interest in any portion of the Real Estate; (b) if it has been recorded, its recording reference; and (c) the name and business address of the transferee.

7. Indiana Law. This Covenant shall be governed by, and shall be construed and enforced according to, the laws of the State of Indiana.

III. ENFORCEMENT

8. Enforcement. Pursuant to IC 13-14-2-6 and other applicable law, the Department may proceed in court by appropriate action to enforce this Covenant. Damages alone are insufficient to compensate IDEM if any owner of the Real Estate or its Related Parties breach this Covenant or otherwise default hereunder. As a result, if any owner of the Real Estate, or any owner's Related Parties, breach this Covenant or otherwise default hereunder, IDEM shall have the right to request specific performance and/or immediate injunctive relief to enforce this Covenant in addition to any other remedies it may have at law or at equity. Owner agrees that the provisions of this Covenant are enforceable and agrees not to challenge the provisions or the appropriate court's jurisdiction.

IV. TERM, MODIFICATION AND TERMINATION

9. Term. The restrictions shall apply until the Department determines that the contaminants of concern no longer present an unacceptable risk to the public health, safety, or welfare, or to the environment.
10. Modification and Termination. This Covenant shall not be amended, modified, or terminated without the Department's prior written approval. Within thirty (30) days of executing an amendment, modification, or termination of the Covenant, Owner shall record such amendment, modification, or termination with the Office of the Recorder of Huntington County and within thirty (30) days after recording, provide a true copy of the recorded amendment, modification, or termination to the Department.

V. MISCELLANEOUS

11. Waiver. No failure on the part of the Department at any time to require performance by any person of any term of this Covenant shall be taken or held to be a waiver of such term or in any way affect the Department's right to enforce such term, and no waiver on the part of the Department of any term hereof shall be taken or held to be a waiver of any other term hereof or the breach thereof.
12. Conflict of and Compliance with Laws. If any provision of this Covenant is also the subject of any law or regulation established by any federal, state, or local government, the strictest standard or requirement shall apply. Compliance with this Covenant does not relieve the

Owner of its obligation to comply with any other applicable laws.

13. Change in Law, Policy or Regulation. In no event shall this Covenant be rendered unenforceable if Indiana's laws, regulations, guidance, or remediation policies (including those concerning environmental restrictive covenants, or institutional or engineering controls) change as to form or content. All statutory references include any successor provisions.
14. Notices. Any notice, demand, request, consent, approval or communication that either party desires or is required to give to the other pursuant to this Covenant shall be in writing and shall either be served personally or sent by first class mail, postage prepaid, addressed as follows:

To Owner:

William David MacDonald
MacDonald Oil Company, Inc.
1431 Kocher Street
Huntington, Indiana 46750

To Department:

IDEM, Office of Land Quality
100 N. Senate Avenue
IGCN 1101
Indianapolis, IN 46204-2251
Attn: Institutional Controls Group

An Owner may change its address or the individual to whose attention a notice is to be sent by giving written notice via certified mail.

15. Severability. If any portion of this Covenant or other term set forth herein is determined by a court of competent jurisdiction to be invalid for any reason, the surviving portions or terms of this Covenant shall remain in full force and effect as if such portion found invalid had not been included herein.
16. Authority to Execute and Record. The undersigned person executing this Covenant represents that he or she is the current fee Owner of the Real Estate or is the authorized representative of the Owner, and further represents and certifies that he or she is duly authorized and fully empowered to execute and record, or have recorded, this Covenant.

EXHIBIT A

**LEGAL DESCRIPTION OF REAL ESTATE
W/ RECORDED SURVEY & RECORDED DEED**

BOOK 221 PAGE 203

63169
WARRANTY DEED

2:55 P.M.

SEP 2 1976

This indenture witnesseth that William E. MacDonald and Kathryn M.

MacDonald, husband and wife,

of Huntington County in the State of Indiana

Convey and warrant to MacDonald Oil Company, Inc., an Indiana corporation,

of Huntington County in the State of Indiana
for and in consideration of One dollar and other good and valuable consideration
the receipt whereof is hereby acknowledged, the following Real Estate in Huntington County
in the State of Indiana, to wit:

Out Lot Number One (1) in Hawley Brothers Addition to the City of Huntington, Indiana, except one hundred ten feet (110) of uniform width off the west end thereof.

Subject to taxes for 1976, due and payable in 1977, which Grantee agrees to assume and pay.

Duly entered for taxation this 2nd
day of Sept 1976
Med. McSimons AUDITOR
HUNTINGTON CO. IND.

State of Indiana, Huntington County, ss:
Before me, the undersigned, a Notary Public in and for said County and State, this 1st day of September 1976 personally appeared:

William E. MacDonald and Kathryn M. MacDonald, husband and wife,

Dated this 1st Day of September 1976

William E. MacDonald Seal
William E. MacDonald

Kathryn M. MacDonald Seal
Kathryn M. MacDonald

RECEIVED FOR RECORD Seal

J. H. W. Seal

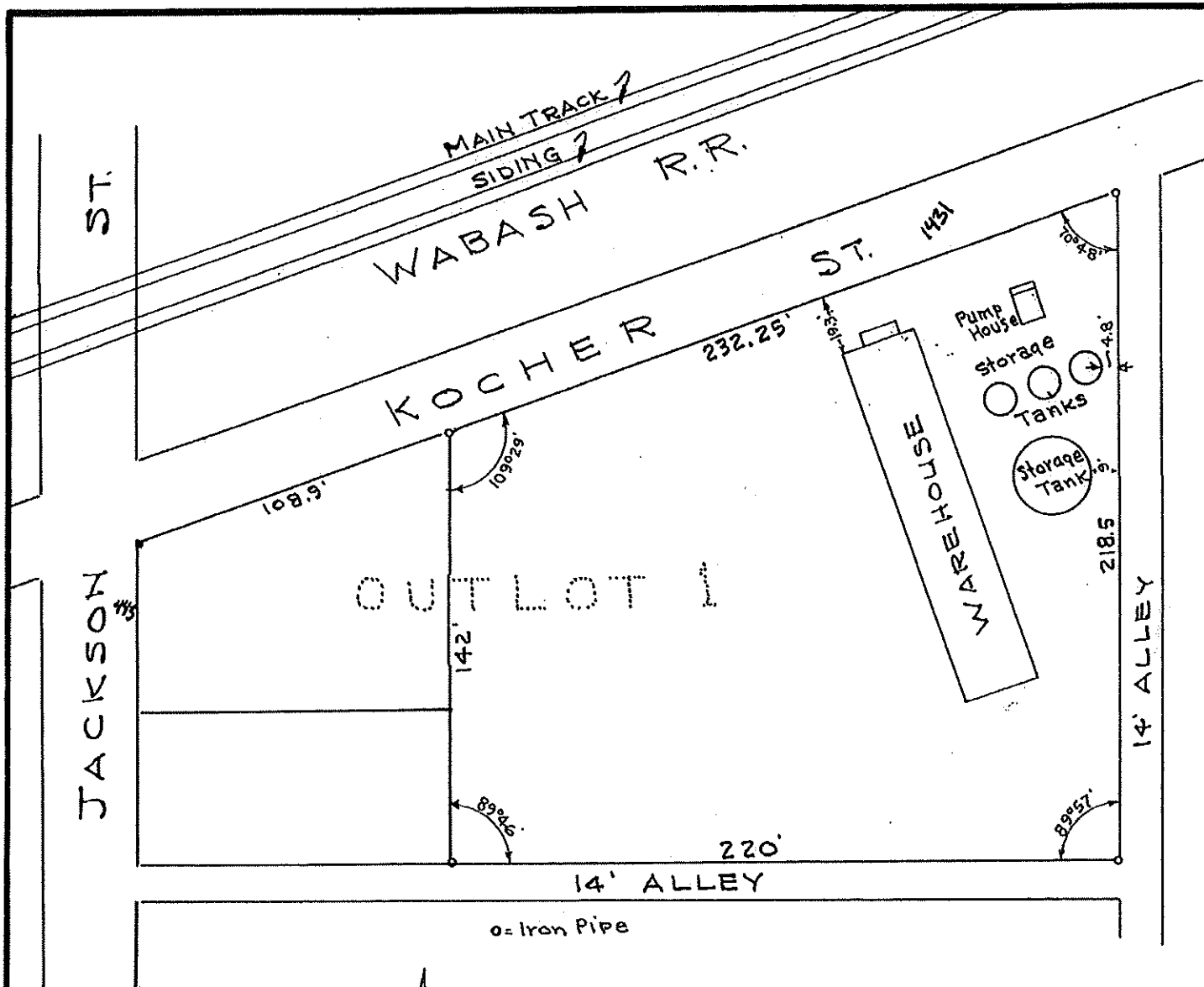
RECORDER, HUNTINGTON CO. IND. Seal

And acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal. My commission expires 19

STANLEY H. MATHENY, Notary Public
My Comm. Exp. Jan. 16, 1980
Stanley H. Matheny Notary Public

Stanley H. Matheny Attorney at Law





SURVEY OF PART OF
 OUTLOT NUMBER 1 IN
 HAWLEY BROS. ADDITION
 TO THE CITY OF
 HUNTINGTON IND.
 SCALE 1"=50' - JUNE-1946
 OFFICE OF COUNTY ENGR
 HUNTINGTON INDIANA

L.L. BUZZARD C.E. 3027

EXHIBIT B

SITE MAP – BLACK & WHITE

EXHIBIT C
LIST OF REMAINING
CONTAMINANTS OF CONCERN (COCs)

Table 2 Historic Groundwater Analytical Results Above IDEM R2 SESs

Table 3 Historic Soil Analytical Results Compared with IDEM R2 SESs

EXHIBIT C
LIST OF REMAINING
CONTAMINANTS OF CONCERN (COCs)

Table 2 Historic Groundwater Analytical Results Above IDEM R2 SESs

Table 3 Historic Soil Analytical Results Compared with IDEM R2 SESs

Table 2 Historic Groundwater Analytical Results Samples Collected 2015-2023 MacDonald Oil Company 1431 Kocher Street, Huntington, IN 46750														
Sample Collection Date	Sample Location	Sample Description Notes	Benz(a)anthracene	Benz(b)pyrene	Dibenz(a,h)anthracene	1-methylnaphthalene	2-methylnaphthalene	Benzene	Xylene (total)	1,2,4-Trimethylbenzene	Naphthalene	Lead	Dissolved Lead	
			ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L
7/22/2015	MW-01 (Well Destroyed in March 2021 Excavation R/W/P)	Free Product	<10.0	<1.0	<10.0	1343	277	<25.0	<50.0	<25.0	<25.0	na	na	
9/6/2016		Free Product	1.7	<1.0	<1.0	188	41.5	<5.0	<10.0	<5.0	19.8	38.9	na	
10/9/2018		Free Product	<0.10	0.22	<0.10	34.0	5.6	<5.0	<10.0	<5.0	16.2	93.2	<10.0	
4/23/2019		Free Product	0.14	<0.13	<0.13	18.5	2.6	<5.0	<10.0	<5.0	<1.3	35.6	<10.0	
11/29/2019		Slight Odor	0.77	<0.10	<0.10	74.5	24.8	<5.0	<10.0	<5.0	<1.0	NA	<10.0	
7/22/2015	MW-02	Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	35.4	<10.0	<5.0	<1.0	NA	NA	
9/6/2016		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	15.4	<10.0	<5.0	<1.0	<10.0	NA	
10/9/2018		No Odor	<0.13	<0.13	<0.13	<1.3	<1.3	10.2	<10.0	<5.0	<1.3	44.2	NA	
4/23/2019		No Odor	<0.12	<0.12	<0.12	<1.2	<1.2	<5.0	<10.0	<5.0	<1.2	19.6	<10.0	
11/29/2019		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	20.3	<10.0	<5.0	<1.0	NA	<10.0	
9/23/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	54.7	16.8	<5.0	<1.2	NA	NA	
9/20/2022		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	7.20	<10.0	<5.0	<1.0	NA	NA	
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
3/26/2023		No Odor	<10.0	<0.10	<0.029	<1.0	<1.0	24.0	<10.0	<5.0	<1.0	NA	NA	
9/6/2016		MW-03	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	74.6	NA
10/9/2018	No Odor		<0.14	<0.14	<0.14	<1.4	<1.4	<5.0	<10.0	<5.0	<1.4	33.6	<10.0	
4/23/2019	No Odor		0.55	0.47	0.36	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	70.2	<10.0	
11/29/2019	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	<10.0	
9/23/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
12/21/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
9/20/2022	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
12/16/2022	Slight Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
3/26/2023	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
10/9/2018	MW-04		Odor-Black	<0.10	<0.10	<0.10	54.2	33.5	414	<10.0	<5.0	2.8	32.0	<10.0
4/23/2019			Odor-Black	<1.1	<1.1	<1.1	16.2	<11.4	163	<10.0	<5.0	<11.4	228	<10.0
11/29/2019		Slight Odor	<0.10	<0.10	<0.10	30.8	19.8	124	<10.0	<5.0	<1.0	NA	<10.0	
9/23/2021		Slight Odor	<0.10	<0.10	<0.10	133	121	245	<10.0	<5.0	<1.2	NA	NA	
12/21/2021		Slight Odor	<0.10	<0.10	<0.10	134	<1.0	461	<10.0	<5.0	<1.2	NA	NA	
4/1/2022		Slight Odor	<0.10	<0.10	<0.10	35.3	1.4	567	<10.0	<5.0	<1.2	NA	NA	
6/22/2022		Slight Odor	<0.10	<0.10	<0.10	75.3	9.7	438	<10.0	<5.0	<1.2	NA	NA	
9/20/2022		No Odor	<0.10	<0.10	<0.029	29.4	8.61	218	<10.0	<5.0	<1.0	NA	NA	
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	55.8	<1.0	276	<10.0	<5.0	1.8	NA	NA	
3/26/2023		No Odor	<0.10	<0.10	<0.029	17.0	<1.0	72.8	<10.0	<5.0	<1.0	NA	NA	
IDEM P2 GW LT Residential SES Screening Levels			0.3	2.0	0.3	10	40	5.0	10,000	60	1.0	400	150	

Table 2 Historic Groundwater Analytical Results Samples Collected 2015-2023 MacDonald Oil Company 1431 Kocher Street, Huntington, IN 46750													
Sample Collection Date	Sample Location	Sample Description Notes	Benz(a)anthracene	Benz(b)pyrene	Dibenz(a,h)anthracene	1-Methylnaphthalene	2-Methylnaphthalene	Benzene	Xylene (total)	1,2,4-Trimethylbenzene	Naphthalene	Lead	Dissolved Lead
			ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L
10/9/2018	MW-05	Odor	<0.10	<0.10	<0.10	602	916	6.9	21.0	9.8	46.7	10.5	<10.0
4/23/2019		Odor	1.7	<0.62	<0.62	598	903	<5.0	<10.0	<5.0	<6.2	11.5	<10.0
11/29/2019		Odor-Black	12.7	2.30	NA	338	85.7	<5.0	<10.0	<5.0	<10.0	NA	<10.0
9/23/2021		Odor	0.52	0.18	<0.10	47.5	4.1	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021		Odor	1.5	<0.50	<0.50	34.5	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022		Odor	0.19	<0.60	<0.60	2.8	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022		Odor	0.27	<0.10	<0.10	31.3	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
9/20/2022		No Odor	<0.10	<0.10	<0.029	6.34	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
12/16/2022		Slight Odor	0.27	<0.10	<0.10	10.9	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
10/9/2018	MW-06	Slight Odor-Black	<0.10	<0.10	<0.10	<2.1	<2.1	10.3	31.9	<5.0	<2.1	145	<10.0
4/23/2019		Slight Odor-Black	<0.11	<0.11	<0.11	<1.1	<1.1	<5.0	<10.0	<5.0	<1.1	15.6	<10.0
11/29/2019		No Odor	<1.0	<1.0	<0.10	<10.0	<10.0	<5.0	<10.0	<5.0	<10.0	NA	<10.0
9/23/2021		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/16/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NA	NA
3/26/2023		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
10/9/2018	MW-07	No Odor	<0.10	<0.10	<0.10	<1.4	<1.4	<5.0	<10.0	<5.0	<1.4	396	<10.0
4/23/2019		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	271	<10.0
9/23/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023		Slight Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
10/9/2018		MW-08	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	144
4/23/2019	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	27.2	<10.0
9/23/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/16/2022	Slight Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
IDEM R2 GW LT Residential SES Screening Levels			0.3	2.0	0.3	10	40	5.0	10,000	60	1.0	400	150

Table 2 Historic Groundwater Analytical Results Samples Collected 2015-2023 MacDonald Oil Company 1431 Kocher Street, Huntington, IN 46750														
Sample Collection Date	Sample Location	Sample Description Notes	Benz(e)anthracene	Benzo(e)pyrene	Dibenz(a,h)anthracene	1-Methylnaphthalene	2-Methylnaphthalene	Benzene	Xylene (total)	1,2,4-Trimethylbenzene	Naphthalene	Lead	Dissolved Lead	
			ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L
10/9/2018	MW-09	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	33.0	<10.0	
4/23/2019		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	<10.0	<10.0	
9/23/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022		No Odor	NA	NA	NA	<5.0	<5.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
12/16/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NA	NA	NA
3/26/2023		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
10/9/2018		MW-10	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	629	<10.0
4/23/2019	No Odor		<0.13	<0.13	<0.13	<1.3	<1.3	<5.0	<10.0	<5.0	<1.3	116	<10.0	
9/23/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
12/21/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/16/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NA	NA	NA
3/26/2023	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
10/9/2018	MW-11		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	<10.0	<10.0
4/23/2019		No Odor	<0.11	<0.11	<0.11	<1.1	<1.1	<5.0	<10.0	<5.0	<1.1	<10.0	<10.0	
9/23/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/16/2022		Dry	NS	NS	NS	NS	NS	NS	NS	NS	NS	NA	NA	NA
3/26/2023		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
4/23/2019		MW-12	No Odor	<0.14	<0.14	<0.14	<1.4	<1.4	<5.0	<10.0	<5.0	<1.4	68.1	<10.0
11/29/2019	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	<10.0	
9/23/2021	Ponded WT		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/21/2021	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	NA
4/1/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	NA
6/22/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	NA
9/20/2022	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
12/16/2022	Slight Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	NA
3/26/2023	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	NA
IDEM P2 GW LT Parameter SES Screening Levels			0.3	2.0	0.3	10	40	5.0	10,000	60	1.0	400.0	150	

Table 2 Historic Groundwater Analytical Results Samples Collected 2015-2023 MacDonald Oil Company 1431 Kocher Street, Huntington, IN 46750													
Sample Collection Date	Sample Location	Sample Description Notes	Benzofluoranthracene	Benzofluoranthracene	Dibenzofluoranthracene	1-Methylnaphthalene	2-Methylnaphthalene	Benzene	Xylene (total)	1,2,4-Trimethylbenzene	Naphthalene	Lead	Disolved Lead
			ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L	ug/L
4/23/2019	MW-13	No Odor	<0.10	<0.10	<0.10	45.3	72.1	16.7	1,080	475	170	14.0	<10.0
11/29/2021		Slight Odor	<0.10	<0.10	<0.10	120	221	11.7	1,340	841	201	NA	<10.0
9/23/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021		No Odor	<0.10	<0.10	<0.10	1.0	1.4	<5.0	27.4	37.1	8.6	NA	NA
4/1/2022		No Odor	<0.10	<0.10	<0.10	1.2	1.5	<5.0	17.6	32.3	8.6	NA	NA
6/22/2022		No Odor	<0.10	<0.10	<0.10	15.0	19	<5.0	185	215	61.8	NA	NA
9/20/2022		Strong Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	8.91	<1.0	NA	NA
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
4/23/2019		MW-14	No Odor	<0.10	<0.10	<0.10	9.6	1.9	6.8	<10.0	<5.0	<1.0	28.6
11/29/2019	Slight Odor		<0.10	<0.10	<0.10	38.5	<1.0	144	35.8	28.1	<1.0	NA	<10.0
9/23/2021	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
12/21/2021	No Odor		<0.10	<0.10	<0.10	2.2	<1.0	68.3	<10.0	<5.0	<1.2	NA	NA
4/1/2022	No Odor		<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NS	NS
9/20/2022	Strong Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	8.97	<1.0	NA	NA
12/16/2022	Dry		NS	NS	NS	NS	NS	NS	NS	NS	NS	NA	NA
3/26/2023	No Odor		<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
9/23/2021	Free Product		0.54	0.44	0.43	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021	No Odor	<0.10	<0.10	<0.10	3.1	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
4/1/2022	No Odor	<0.10	0.62	<0.10	21.4	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
6/22/2022	No Odor	<0.50	<0.50	<0.50	12.1	<5.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
9/20/2022	No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
12/16/2022	Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA	
3.26.2023	No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
9/23/2021	MW-16	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022		No Odor	<0.10	<0.10	<0.10	13.5	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
9/20/2022		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023	No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
9/23/2021	MW-17	No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
12/21/2021		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
4/1/2022		No Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
6/22/2022		No Odor	<0.10	<0.10	<0.10	1.5	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
9/20/2022		No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA
12/16/2022		Slight Odor	<0.10	<0.10	<0.10	<1.0	<1.0	<5.0	<10.0	<5.0	<1.2	NA	NA
3/26/2023	No Odor	<0.10	<0.10	<0.029	<1.0	<1.0	<5.0	<10.0	<5.0	<1.0	NA	NA	
IDEM R2 GW LT Residential SES Screening Levels			0.3	2.0	0.3	10	40	5.0	10,000	60	1.0	400	150
ND = Not Detectable; NA = Not Available; NS = Not Sampled (Loss/Evaporated GW)													
Samples analyzed via USEPA 8260, 8270 and 6010 Methodology													

Table 3
Historic Soil Analytical Results
2007 - 2021
MacDonald Oil Company
1431 Kocher Street, Huntington, IN 46750

Sample Location	Sample Collection Date	Sample Depth	PID Results	Benzene	1,2,4-Trimethylbenzene	Toluene	1-Methylnaphthalene	2-Methylnaphthalene	Naphthalene	Lead
		feet	ppm	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg
IDEM R2 Soil LT Residential SES Screening Levels				na	na	na	300	300	30	400
IDEM R2 Soil LT Commercial SES Screening Levels				na	na	na	400	3,000	90	800
IDEM R2 Soil ST Excavation SES Screening Levels				2,000	200	800	400	7,000	300	1,000
Avant LSI Report 2007										
SB-01	7/12/2007	NA	NA	<0.006	NA	<0.006	NA	NA	<0.006	NA
SB-02	7/12/2007	NA	NA	2.38	NA	<0.3	NA	NA	<0.6	NA
SB-03	7/12/2007	NA	NA	4.81	NA	0.857	NA	NA	22.1	NA
SB-04	7/12/2007	NA	NA	2.24	NA	<0.3	NA	NA	5.65	NA
SB-05	7/12/2007	NA	NA	0.994	NA	12.7	NA	NA	14.8	NA
LSI Report 2016										
SB-04	9/6/2016	7.0 - 7.5	140	<0.27	<0.27	<0.27	<0.55	<0.55	<0.0064	7.9
SB-05	9/6/2016	7.0 - 7.5	91.0	0.01	<0.0037	<0.0037	<0.0056	<0.0056	<0.0056	11.1
SB-06	9/6/2016	7.0 - 7.5	25.0	<0.10	<0.10	<0.10	0.35	<0.0068	<0.0068	14.1
SB-07	9/6/2016	6.0 - 6.5	78.0	<0.0071	<0.0071	0.0082	0.22	0.096	0.021	33.4
SB-08	9/6/2016	4.0 - 4.5	0.0	<0.0046	<0.0046	<0.0046	<0.0062	<0.0062	<0.0062	10.7

Table 3
Historic Soil Analytical Results
2007 - 2021
MacDonald Oil Company
1431 Kocher Street, Huntington, IN 46750

Sample Location	Sample Collection Date	Sample Depth	PID Results	Benzene	1,2,4-Trimethylbenzene	Toluene	1-Methylnaphthalene	2-Methylnaphthalene	Naphthalene	Lead
				mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg
		feet	ppm	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg
IDEM R2 Soil LT Residential SES Screening Levels				na	na	na	300	300	30	400
IDEM R2 Soil LT Commercial SES Screening Levels				na	na	na	400	3,000	90	800
IDEM R2 Soil ST Excavation SES Screening Levels				2,000	200	800	400	7,000	300	1,000
ISC Report 2018										
SB-04	6/21/2018	2.0 - 3.0	73.5	< 0.24	< 0.24	< 0.24	13.6	28.8	0.26	11.8
SB-04	6/21/2018	5.0 - 6.0	780	0.026	< .0045	< .0045	10.2	14.2	< .0045	9.1
SB-05	6/21/2018	2.0 - 3.0	80.0	< 8.8	< 8.8	< 8.8	65.6	102	< 8.8	11.2
SB-05	6/21/2018	5.0 - 6.0	90.0	0.094	< 0.19	< 0.19	25.7	39.0	< 0.19	14.2
SB-06	6/21/2018	2.0 - 3.0	5.0	< 0.24	< 0.24	< 0.24	1.3	1.4	0.0099	11.6
SB-06	6/21/2018	5.0 - 6.0	120	< 0.24	< 0.24	< 0.24	1.1	0.89	< 0.24	10.8
SB-07	6/21/2018	2.0 - 3.0	0.0	< 0.0045	< 0.0045	< 0.0045	0.045	0.072	< 0.0045	NA
SB-07	6/21/2018	5.0 - 6.0	0.0	< 0.0047	< 0.0047	< 0.0047	0.042	0.057	0.084	8.0
SB-08	6/21/2018	2.0 - 3.0	0.0	< 0.0046	< 0.0046	< 0.0046	0.014	0.017	< 0.0046	9.8
SB-08	6/21/2018	5.0 - 6.0	0.0	< 0.005	< 0.005	< 0.005	0.01	0.01	< 0.005	12.2
SB-09	6/21/2018	2.0 - 3.0	0.0	< 0.0056	< 0.0056	< 0.0056	0.0059	0.017	0.0063	9.4
SB-09	6/21/2018	5.0 - 6.0	10.0	< 0.0047	< 0.0047	< 0.0047	0.014	0.0090	0.0086	4.5
SB-10	6/21/2018	2.0 - 3.0	0.0	< 0.0043	< 0.0043	< 0.0043	< 0.0086	0.0060	< 0.0043	11.5
SB-10	6/21/2018	5.0 - 6.0	0.0	< 0.0056	< 0.0056	< 0.0056	0.011	0.011	< 0.0056	8.2
SB-11	6/21/2018	2.0 - 3.0	0.0	< 0.0047	< 0.0047	< 0.0047	< 0.0094	< 0.0094	< 0.0047	NA
SB-11	6/21/2018	5.0 - 6.0	0.0	< 0.0047	< 0.0047	< 0.0047	0.12	0.22	0.44	7.8
FSI Report 2019										
SB-12	4/12/2019	2.0 - 3.0	0.0	< 0.0049	< 0.0049	< 0.0049	0.015	0.017	0.017	16.3
SB-12	4/12/2019	6.0 - 7.0	0.0	< 0.0055	< 0.0055	< 0.0055	< 0.0060	< 0.0055	< 0.0060	11.7
SB-13A	4/12/2019	2.0 - 3.0	0.3	< 0.0047	< 0.0047	< 0.0047	< 0.0060	< 0.0060	0.0072	11.0
SB-13A	4/12/2019	6.0 - 7.0	49.4	< 0.0049	0.0082	< 0.0049	0.31	0.099	0.0092	11.7
SB-13B	4/12/2019	3.0 - 4.0	117	0.13	2.1	< 0.46	5.6	11.3	11.8	11.3
SB-13B	4/12/2019	6.0 - 7.0	223	0.41	166	0.86	1.0	2.3	30.8	10.0
SB-13C	4/12/2019	2.0 - 3.0	0.0	< 0.0049	< 0.0049	< 0.0049	< 0.0060	< 0.0060	< 0.0060	12.0
SB-13C	4/12/2019	5.0 - 6.0	0.3	< 0.0042	< 0.0042	< 0.0042	0.0089	0.012	0.043	9.9
SB-14	4/12/2019	2.0 - 3.0	0.0	< 0.0049	< 0.0042	< 0.0049	< 0.0059	0.0079	< 0.0059	19.6
SB-14	4/12/2019	5.5 - 6.5	24.8	0.21	0.35	< 0.27	6.4	2.2	1.4	12.4

Table 3
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2007 - 2021
MacDonald Oil Company
1431 Kocher Street, Huntington, IN 46750

Sample Location	Sample Collection Date	Sample Depth	PID Results	Benzene	1,2,4-Trimethylbenzene	Toluene	1-Methylnaphthalene	2-Methylnaphthalene	Naphthalene	Lead
				mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg
		feet	ppm	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg	mg/kg
IDEM R2 Soil LT Residential SES Screening Levels				na	na	na	300	300	30	400
IDEM R2 Soil LT Commercial SES Screening Levels				na	na	na	400	3,000	90	800
IDEM R2 Soil ST Excavation SES Screening Levels				2,000	200	800	400	7,000	300	1,000
Excavation Confirmational Sampling 2021										
SL-T1 SW	2/24/2021	3.50	0.0	<0.0047	<0.0047	<0.0047	<0.0058	<0.0058	<0.0058	NA
SL-T2 SW	2/24/2021	3.50	0.0	<0.0057	<0.0057	<0.0057	<0.0058	<0.0058	<0.0058	NA
SL-T3 SW	2/24/2021	3.50	1.3	<0.0049	<0.0049	<0.0049	<0.0061	<0.0061	0.0070	NA
SL-T4 BTM	2/24/2021	7	0.5	<0.0065	<0.0065	<0.0065	<0.0055	<0.0055	<0.0055	NA
SL-T5 SW	2/26/2021	3.50	274.0	<0.53	5.50	<0.53	2.10	2.5	0.19	NA
SL-T6 SW	2/26/2021	3.50	259.0	<0.0050	2.2	<0.0050	0.028	0.120	<0.0060	NA
SL-T7 SW	2/26/2021	3.50	0.2	<0.0053	<0.0053	<0.0053	<0.026	0.025	0.024	NA
SL-T8 BTM	2/26/2021	7.00	69.0	<0.0050	<0.0050	<0.0050	0.010	0.0068	0.0068	NA
SL-T9 SW	2/26/2021	3.5	0.0	<0.0057	<0.0057	<0.0057	0.0063	0.011	0.0075	NA
SL-T10 SW	2/26/2021	3.5	222.0	1.7	<1.0	<1.0	17.4	20.5	<0.0060	NA
SL-T11 SW	2/26/2021	3.5	350.0	2.20	<0.60	<0.60	20.8	98.2	1.20	NA
SL-T12 BTM	2/26/2021	7.00	328	0.83	<0.50	<0.50	17.1	22.4	<0.0062	NA
SL-T13 SW	3/1/2021	3.5	276	1.7	3.6	<0.47	24.6	67.9	2.00	NA
SL-T14 SW	3/1/2021	3.5		0.16	<0.0049	<0.0049	0.16	71.1	0.14	NA
SL-T15 BTM	3/1/2021	7.00	376.0	2.5	<0.53	<0.53	25.8	88.8	0.73	NA
SL-16 SW	3/2/2021	3.5	158.0	2.5	8.10	<0.26	70.3	113	2.70	NA
SL-17 SW	3/2/2021	3.5	149.0	<0.22	<0.22	<0.22	12.4	21.7	0.42	NA
SL-18 SW	3/2/2021	3.5	155.0	0.18	0.21	0.0093	18.8	25.1	1.50	NA
SL-19 SW	3/2/2021	3.5	174.0	1.6	<0.90	<9.0	31.1	49.2	<0.060	NA
SL-20 BTM	3/2/2021	7.00	104.0	1.10	0.63	<0.26	60.6	91.6	0.89	NA
SL-21 SW	3/3/2021	3.5	11.9	<0.0047	<0.0047	<0.0047	<0.0062	<0.0062	0.0360	NA
SL-22 SW	3/3/2021	3.5	15.0	<0.0044	0.0054	<0.0044	0.018	0.016	<0.0057	NA
SL-23 SW	3/3/2021	3.5	1.0	<0.0039	<0.0039	<0.0039	<0.0063	<0.0063	<0.0067	NA
SL-24 SW	3/3/2021	3.5	0.2	<0.0055	<0.0055	<0.0055	<0.0058	<0.0058	<0.0058	NA
SL-25 BTM	3/3/2021	7.00	2.1	<0.0048	<0.0048	<0.0048	0.024	0.034	0.026	NA

ND = Not Detectable NA = Not Available
Samples analyzed via USEPA 8260, 8270 and 6010 Methodology