BERNTSON OIL CO. SO. 283, I-80, NE LEXINGTON, NE

Inquiry Number: August 9, 2011

EDR Site Report TIME



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	Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.
Secti	on 2: Facility Detail Reports
Secti	on 3: Databases and Update Information
	Name, source, update dates, contact phone number and description of each of the databases for this report

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SECTION 1: FACILITY SUMMARY

FACILITY	FACILITY 1 BERNISON OIL CO.
AREA	SO, 283, I-80, NE LEXINGTON, NE EDR ID #S104916393
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

BERNTSON OIL CO. SO. 283, I-80, NE LEXINGTON, NE EDR ID #S104916393

LUST:
Facility Status:
Incident Type:
File Number:
Owner/RP:
Line Num:
SFM Num:

No Further Action LUST 10237-MBS-1535 BERNTSON OIL CO.

7 2244

SECTION 3: DATABASES AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

DATABASES FOUND IN THIS REPORT

NE LUST: Leaking Underground Storage Tank Sites
Source: Department of Environmental Quality
Telephone: 402-471-3557
Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

AL & TERRYS APCO HWY 283 & I-80 LEXINGTON, NE

Inquiry Number: August 9, 2011

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SECTION 1: FACILITY SUMMARY

FACILITY	FACILITY 1 AL & TERRYS APCO HWY 283 & I-80 LEXINGTON, NE EDR ID #S109345005	
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO	
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO	***********
Facility has received Notices of Violations (RCRA/VIOL)	NO	
Facility has been subject to RCRA administrative actions (RAATS)	NO	
Facility has been subject to corrective actions (CORRACTS)	NO	
Facility handles PCBs (PADS)	NO	
Facility uses radioactive materials (MLTS)	NO	
Facility manages registered aboveground storage tanks (AST)	NO	
Facility manages registered underground storage tanks (UST)	NO	
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4	
Facility has reported emergency releases to the soil (ERNS)	NO	
Facility has reported hazardous material incidents to DOT (HMIRS)	NO	
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO	***
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO	
Facility has a reported Superfund Lien on it (LIENS)	NO	
Facility is listed as a state hazardous waste site (SHWS)	NO	***************************************
Facility has disposed of solid waste on-site (SWF/LF)	NO :	
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO	
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO	
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO	
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO	
Facility is listed in EPA's index system (FINDS)	NO	
Facility is listed in a county/local unique database (LOCAL)	NO	
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible partles PRP	NO	
TOTAL (YES)	1	

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

AL & TERRYS APCO HWY 283 & 1-80 LEXINGTON, NE EDR ID #S109345005

LUST:

Facility Status: Incident Type:

File Number: Owner/RP: Line Num: SFM Num:

No Further Action (PL) No Further Action (was a Priority List orphan site) LUST 053008-PH-1015 AL & TERRY APCO 4 6469

SECTION 3: DATABASES AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

DATABASES FOUND IN THIS REPORT

NE LUST: Leaking Underground Storage Tank Sites
Source: Department of Environmental Quality
Telephone: 402-471-3557
Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

NEBRASKA TRUCK CEN NEB. TRUCK CENTER, LEXINGTON, NE Also Known As Nebruskuland Tire Truck Center

Inquiry Number: August 9, 2011

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SECTION 1: FACILITY SUMMARY

FACILITY	FACILITY 1 NEBRASKA TRUCK CEN NEB. TRUCK CENTER, LEXINGTON, NE EDR ID #S101290239
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRAVIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of soild waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

NEBRASKA TRUCK CEN NEB. TRUCK CENTER, LEXINGTON, NE EDR ID #S101290239

LUST:

JST: Facility Status: Incident Type: File Number: Owner/RP: Line Num: SFM Num:

No Further Action LUST

06088-NEW-0800 NEBRASKA TRUCK CEN 40 1241

SECTION 3: DATABASES AND UPDATE DATES

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DATABASES FOUND IN THIS REPORT

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Telephone: 402-471-3557
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Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

NEBR DEPT OF ROADS

JCT HWY 383 & 80 LEXINGTON, NE

Inquiry Number: August 9, 2011

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SECTION 1: FACILITY SUMMARY

FACILITY	FACILITY 1 NEBR DEPT OF ROADS JCT HWY 383 & 80
AREA	LEXINGTON, NE EDR ID #S104736504
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, Inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

NEBR DEPT OF ROADS JCT HWY 383 & 80 LEXINGTON, NE EDR ID #S104736504

LUST:

JST:
Facility Status:
Incident Type:
File Number:
Owner/RP:
Line Num:
SFM Num:

No Further Action LUST 120888-99-0001 NEBR DEPT OF ROADS 39 809

SECTION 3: DATABASES AND UPDATE DATES

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Telephone: 402-471-3557
Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

NDOR - LEXINGTON S JCT HWY 283 & I-LEXINGTON, NE

Inquiry Number: August 9, 2011

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Section	on 2: Facility Detail Reports
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Section	on 3: Databases and Update Information
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SECTION 1: FACILITY SUMMARY

FACILITY AREA	FACILITY 1 NDOR - LEXINGTON S JCT HWY 283 & I- LEXINGTON, NE EDR ID #S105173180
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

NDOR - LEXINGTON S JCT HWY 283 & I-LEXINGTON, NE EDR ID #S105173180

LUST:

JST:
Facility Status:
Incident Type:
File Number:
Owner/RP:
Line Num:
SFM Num:

No Further Action LUST AP0809 NEBRASKA DEPT OF R 13 809

SECTION 3: DATABASES AND UPDATE DATES

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Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

DON HENNEK TANK SI SOUTH HIWAY 283 LEXINGTON, NE

Inquiry Number: August 9, 2011

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with any questions or comments.

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SECTION 1: FACILITY SUMMARY

FACILITY	FACILITY 1 DON HENNEK TANK SI SOUTH HIWAY 283
AREA	LEXINGTON, NE EDR ID #S101290247
WASTE MANAGEMENT Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSDF)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	YES - p4
Facility has reported emergency releases to the soil (ERNS)	NO
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
WASTE DISPOSAL Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
MULTIMEDIA Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
POTENTIAL SUPERFUND LIABILITY Facility has a list of potentially responsible parties PRP	NO
TOTAL (YES)	1

SECTION 2: FACILITY DETAIL REPORTS

WASTE MANAGEMENT

Facility has reported leaking underground storage tank incidents

DATABASE: Leaking Petroleum Storage Tank Database (LUST)

DON HENNEK TANK SI SOUTH HIWAY 283 LEXINGTON, NE EDR ID #S101290247

LUST:

High-risk site, currently in active investigation or remediation LUST 05100-KSA-1100 DON HENNEK TANK SI 19 8182

JST:
Facility Status:
Incident Type:
File Number:
Owner/RP:
Line Num:
SFM Num:

SECTION 3: DATABASES AND UPDATE DATES

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

Elapsed ASTM days: Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

DATABASES FOUND IN THIS REPORT

NE LUST: Leaking Underground Storage Tank Sites
Source: Department of Environmental Quality
Telephone: 402-471-3557
Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 05/01/2011 Database Release Frequency: Quarterly

Date of Last EDR Contact: 05/18/2011 Date of Next Scheduled Update: 08/01/2011

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APR 10 M

CERT1F1ED

Mr. Paul Berntson Berntson Oil Company P.O. Box 464 Lexington, NE 68850

RE: Remedial Action UG #10237-MBS-1535

Dear Mr. Berntson:

The Department has reviewed the status report regarding the remedial action at the above referenced site, submitted by your consultant Delta Environmental Consultants, Inc. (dated March 12, 1990). In general, we concur with their assessment of the site and their recommendations.

Based on the estimated loss at the time of the release (1350 gallons) and the amount of product recovered since June, 1989 (85 gallons), only a small percentage of the release has been recovered. Therefore, we agree with Delta that product recovery enhancement via a vapor recovery system should be carried out at this site.

Please have your consultant submit a detailed plan for this system to this effice for our review by June 12, 1990. Your consultant should also submit at this time a sampling protocol to address quarterly monitoring of the site. Once the vapor recovery system is installed, we will send you a proposed Stipulated Agreement discussing the duration of the recovery operation and post recovery monitoring for your review.

Thank you for your cooperation in this matter. If you have any questions, please contact Jim Borovich at (402) 471-4230.

Sincerely.

David Chambers, Section Supervisor Ground Water Section Water Quality Division

DC/JHB/dph

cc: Alex Fisher, Delta Environmental Paul Bishop, Federated Insurance Delta Environmental Consultants, Inc.

FEB 1 2 1988

2637 Midpoint Drive, Suite F Fort Collins, CO 80525 303 493-0800 — 10237 —

February 10, 1988

Nebraska Department of Environmental Control Technical Services Section Call Number 98922, State House Station 301 Centennial Mall South Lincoln, Nebraska 98509-8922

Attn:

Mr. Bill Imig

Subj:

Location of Non-Registered Wells

Bernston Oil Facility Lexington, Nebraska Delta No. 30-87-350 Claim No. 41Z-54

Dear Bill:

In response to your letter dated January 29, 1988 to Mr. Paul Bernston I have enclosed:

- 1. a large scale map depicting the location of water supply and irrigation wells in relation to the contaminant plume (Attachment A);
- 2. the name and address of the owner of each well (Attachment B);
- well logs and construction specification where available (Attachment C); and
- 4. field observations from the January and February ground water sampling round and the analytical results of the January, 1988 sampling round (Attachment C).

We believe that all water wells, whether for drinking or irrigation are hydraulically up-gradient or cross-gradient relative to the contaminant plume. In addition, many of the wells are screened in the Ogallala formation. The well logs provided as Attachment C clearly show thick clay-rich intervals separating the water table aquifer from deeper water bearing zones. For these reasons, we believe the release of fuel at the Bernston Oil Facility has had no impact on the neighboring wells and poses little risk to humans or the environment at this time. With removal of the free product, we would anticipate little long-term risk associated with this site.

The water well which supplies drinking water to the Bernston Facility is believed to be a sand point screened from 40 to 30 feet below ground surface. The proximity of this well to the plume gives reason for concern about the quality of the water withdrawal. As of January 1988, the water in this well was free of contamination (see Attachment D).





PAGE TWO

Mr. Bill Imig Location of Non-Registered Wells February 10, 1988

Should the existence of this well have an impact on your determination of cleanup levels, we will consider replacing the well as the least expensive alternative.

I hope the enclosed information combined with Delta's Step 7 site assessment report provides you with sufficient information to set clean-up levels and RAC classification. We look forward to a timely conclusion of this project. If you require any additional information or wish to discuss any aspect of this project please call me at (303)493-0800.

Sincerely,

DELTA ENVIRONMENTAL CONSULTANTS, INC.

Kenneth F. Napp

Its Project Manager/Hydrogeologist

KFN:llp

cc: Mr. Paul Bishop

Federated Insurance Company

Mr. Paul Bernston Bernston Oil Company