



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
CHUCK GIPP, DIRECTOR

December 17, 2013

Byron K. Taylor, General Manager
John Deere Dubuque Works
18600 South John Deere Road
Dubuque, IA 52001

RE: Notice of Change of Classification

Registry of confirmed hazardous waste or hazardous substance disposal sites.

Dear Mr. Taylor,

Pursuant to Iowa Code section 455B.426, the director of the Department of Natural Resources was required to maintain a registry of confirmed abandoned or uncontrolled disposal sites located in Iowa. The director previously placed a property owned by Deere & Co. and located in Dubuque County, Iowa on the registry. The subject property is known as the John Deere Sanitary Landfill Site and is legally described as the following portion of lot 12:

The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, section 27, T90N, R2E, and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E and the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E in Dubuque Township, Dubuque County, Iowa.

Pursuant to section 455B.427(3) of the Code of Iowa the director shall assess the relative priority of the need for action at each site to remedy environmental and health problems resulting from the presence of hazardous wastes or hazardous substances at the sites. In making assessments of relative priority, the director, shall place every site in one of the classifications listed at 455B.427(3)"a" through "e".

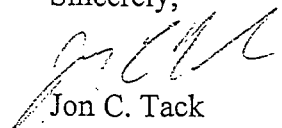
Pursuant to the requirements of section 455B.427(3) of the Code of Iowa the director has now reclassified the subject property. The above-described property in Dubuque County, Iowa is now classified as:

"d." Site properly closed – requires continued management.

The site classification shall be revised for all subsequent annual reports and the registry of hazardous waste or hazardous substance disposal sites. Continued site management, as prescribed by the Department, is necessary at this property. This reclassification does not warrant to a future purchaser of the site that the site will be free from any future adverse impacts as a result of use of the site as a hazardous waste or hazardous substance disposal site.

If you have any questions, please call me at 515-281-8889.

Sincerely,



Jon C. Tack
Attorney
Legal Services Bureau

Copy to: Alice M. Ohrtmann, P.E.
IIW, P.C.
4155 Pennsylvania Avenue
Dubuque, Iowa 52002



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December 17, 2013

Kathy Flynn Thurlow
Recorder
Dubuque County
720 Central Avenue
P.O. Box 5001
Dubuque, IA 52004-5001

Dear Recorder:

Iowa Code section 455B.426 provides that the director of the Department of Natural Resources shall maintain a registry of sites used for the disposal of hazardous wastes or hazardous substances. Pursuant to Iowa Code section 455B.431, the director shall file a statement with the county recorder disclosing the classification of the site.

A site in Dubuque County, known as the John Deere Landfill Site, has been reclassified. The department now finds that the site has been properly closed but requires continued management and can therefore be classified under section 455B.427, subsection 3, paragraph "d". This finding must be filed with the county recorder to be placed upon the property's title record.

Please find enclosed the Notice that is to be filed in the property records for this site. If there are filing fees, please submit a bill to the Department.

If you have any questions, please call me at 515-281-8889.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jon C. Tack".

Jon C. Tack
Attorney,
Legal Services Bureau

Prepared by: Jon C. Tack, Wallace State Office Bldg., Des Moines, IA 50319-0034: Ph: 515/281-8973

NOTICE

The director of the Department of Natural Resources hereby provides notice of reclassification in regard to the real property owned by Deere & Company which is legally described as:

The following portion of Lot 12: The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, section 27, T90N, R2E, and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E and the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 27, T90N, R2E in Dubuque Township, Dubuque County, Iowa.

which was placed on the registry of hazardous wastes or hazardous substances disposal sites on May 2, 1989. The director has determined that closure activities have been completed and that the site is now properly classified pursuant to Iowa Code section 455B.427 as "d" - site properly closed-requires continued management.

Be advised that use of this property may not be changed substantially, nor may this property be sold, conveyed or transferred without the written approval of the director, pursuant to Iowa Code section 455B.430(2).

Questions regarding this Notice may be directed to the Department of Natural Resources, 900 East Grand Avenue, Henry A. Wallace Building, Des Moines, Iowa 50319-0034.

Chuck Gipp
CHUCK GIPP, DIRECTOR
IOWA DEPARTMENT OF NATURAL RESOURCES

Dated this 17th day of
December, 2013

STATE OF IOWA)
) ss:
COUNTY OF POLK)

On this 17 day of Decr, 2013, before me, a notary public in and for said county, personally appeared Chuck Gipp who stated that he is the duly appointed and acting director of the Iowa Department of Natural Resources, and that he was authorized to execute the foregoing on behalf of the Iowa Department of Natural Resources pursuant to Iowa Code section 455B.431.



Karen Fynaardt
NOTARY PUBLIC - STATE OF IOWA

