



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
1616 CAPITOL AVENUE, SUITE 9000
OMAHA NE 68102-4901

CON: 12-15
Doc#38679

June 29, 2021

Real Estate Division

SUBJECT: Military Munitions Response Program, Site-AEDB-R#: IAHQ-008-R-01, NDNODS Ottumwa 500-yard Range, Ottumwa, Wapello County, Iowa

Mathew C and Samantha R Heckart
1004 Hamilton Street
Ottumwa, IA 52501-4535

Dear Sir and Ma'am:

The U. S. Army Corps of Engineers is conducting a Site Inspection (SI's) of the Ottumwa 500-yard Range, located in Wapello County, Iowa. The area has been identified as possibly having used, stored, produced and/or tested military munitions. We believe the property you own as described in Assessor's Parcel Numbers 007072710439000, 007072820436000, and 007072830435010 located in Ottumwa, Wapello County Iowa may be within the referenced maneuver area.

We respectfully request your permission to allow our field teams to enter upon your property to perform an investigation and evaluation. The SI will consist of a visual inspection of the site and the collecting of surface soil samples. The visual survey will be accompanied by hand-held metal detectors and GPS units. The samples will be collected at the surface level, with penetration of less than 2 to 3 inches below the ground surface using a disposable plastic spoon, approximately the equivalent of an ice cream scoop. Your permission will be valid for a period not-to-exceed twenty-four months from the date the right-of-entry is fully executed. At this time, there are no specific dates for performing the investigation; however, the field teams will attempt to be contact you at least 10 days prior to commencing any activity on your property.

Enclosed are three copies of the Right-of-Entry form. Please sign two copies and return them in the enclosed post-paid envelope. The third copy is for your records, pending receipt of a fully executed right-of-entry by the Chief, Real Estate Division. *If you decide that you do not want to participate in the program, please inform this office in writing using the envelope provided.*

Upon completion of the investigation, we will advise you of a determination as to whether hazardous substances were found on your property. In such a case, the next steps for addressing any safety hazards will be discussed with you and further permission will be required before proceeding with any necessary remedial action.

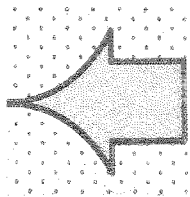
If you have questions regarding the on-site investigation, please contact Rob Halla, (703) 607-7995, email: walter.r.halla2.civ@mail.mil. If you have questions regarding the right-of-entry document, you may contact me Jon Hooser at 402-995-2896 or email: jonathan.d.hooser@usace.army.mil. Thank you for your support in this effort.

Sincerely,

RICK L. NOEL

Deputy Chief, Real Estate Division
Real Estate Contracting Officer

Enclosures
Copy Furnished (w/o encl)



DEPARTMENT OF THE ARMY

RIGHT-OF-ENTRY

FOR

Military Munitions Response Program (MMRP)
Site Inspection

Site-AEDB-R #: IAHQ-008-R-01

Project: NDNODS Ottumwa 500-yard Range Area

Property I.D. #: Assessor Parcel Number (APN): 007072710439000, 007072820436000, 007072830435010

The undersigned, herein called the "Owner", in consideration for the mutual benefits of the work described below, hereby grants the UNITED STATES OF AMERICA, hereinafter called the "Government", a right-of-entry upon the following terms and conditions:

1. The Owner hereby grants to the Government an irrevocable and assignable right to enter in, on, over and across the land described below in APN- 007072710439000, 007072820436000, 007072830435010, *for a period not to exceed twenty-four (24) months*, beginning with the date of the signing of this instrument, and terminating with the earlier of the completion of the inspection or the expiration of the term; for use by the United States, its representatives, agents, and contractors, and assigns, as a work area for MMRP Site Inspection; including the right to investigate and collect samples; and perform any other such work which may be necessary and incident to the Government's use for the investigation and response on said lands.
2. The Owner also grants the right to enter and exit over and across any other lands of the Owner as necessary to use the described lands for the purposes listed above.
3. If any action of the Government's employees or agents in the exercise of this right-of-entry result in damage to the real property, the Government will, in its sole discretion, either repair such damage or make an appropriate settlement with the Owner. In no event shall such repair or settlement exceed the fair market value of the fee title to the real property at the time immediately preceding such damage. The Government's liability under this clause is subject to the availability of appropriations for such payment, and nothing contained in this agreement may be considered as implying that Congress will at a later date appropriate funds sufficient to meet deficiencies. The provisions of this clause are without prejudice to any rights the Owner may have to make a claim under applicable laws for any damages other than those provided for herein.
4. The land affected by this right-of-entry is located in Ottumwa, Wapello County, Iowa, and is described as follows: APN(s) 007072710439000, 007072820436000, 007072830435010, as shown on **EXHIBIT "A"** attached hereto.

We will attempt to telephone you at least ten (10) days prior to commencing any activities (at _____)(if you provide us with a telephone number, _____.)

Dated this _____ day of _____, 20 _____.

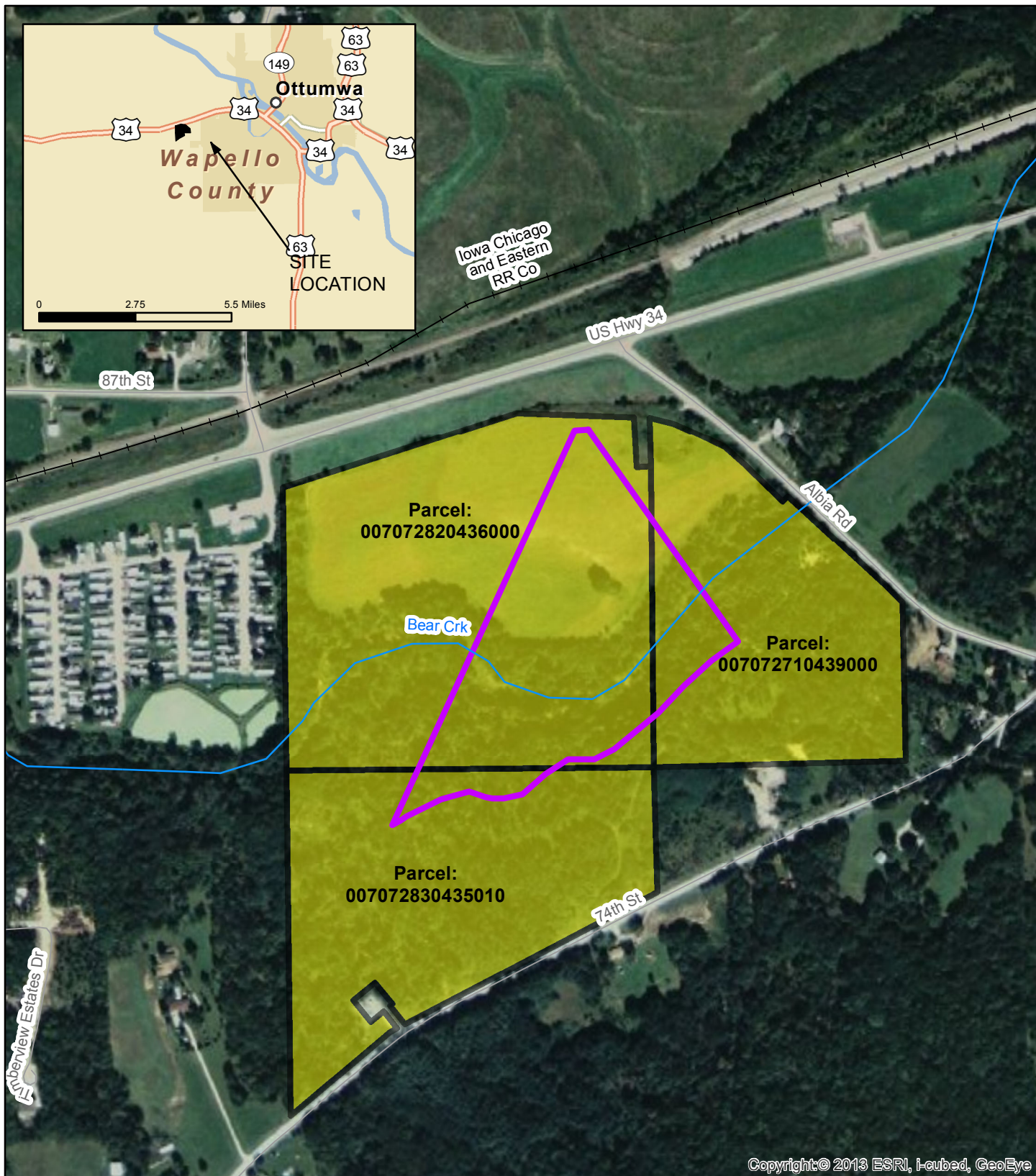
Owner:

THE UNITED STATES OF AMERICA

(Owner's Name)

By: _____
Name
(District Contracting Official Signature
Block)

(Owner's Name)



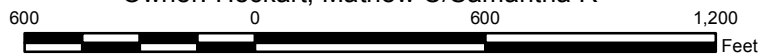
Legend

- Streams/Rivers
- + Railroads
- Roads/Streets
- Munitions Response Site
- Parcels

Ottumwa 500-yard Range Munitions Response Site

IAHQ-008-R-01

Owner: Heckart, Mathew C/Samantha R



US Army Corps
of Engineers
Omaha District



Production Date:
10 May 2016

File Location:
(regist1)\re2\jesse\NDNODS\SI_Phase_2nd_Attempt\GIS\IAHQ-008-R-01_NDNODS_Ottumwa_500-yard_Range.mxd\IAHQ-008-R-01_Heckart.mxd

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Exhibit A

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